

# COUNTYWIDE OVERSIGHT BOARD

## COUNTY OF MERCED

**TO: COUNTYWIDE OVERSIGHT BOARD MEMBERS**

**FROM: JOY OTSUKI, MERCED COUNTY SPECIAL COUNSEL**

**DATE: JULY 26, 2018**

**SUBJECT: OVERVIEW OF SUCCESSOR AGENCIES WITHIN THE JURISDICTION OF THE COUNTYWIDE OVERSIGHT BOARD OF THE COUNTY OF MERCED**

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**Overview:**

	Questionnaire Rec'd?*	Last & Final ROPS?	LRPMP Rec'd?	ROPS 17-18	OTHER
Atwater	Y	N	Y No Properties Left	Y	ROPS letter says admin cost is high
Gustine	Y	N Eligible to submit	N/A No Properties Held	Y	No admin awarded. SA to dissolve?
Livingston	N	N	N	16-17 FOC granted	No admin awarded. SA to dissolve?
Los Banos	N	N	N/A Properties Still Owned	Y FOC granted	Ongoing remediation of properties
Merced City	N	N	N/A Properties Still Owned	Y	Ongoing remediation of properties
Merced County	Y	N	Y but not appvd	16-17	No admin appvd 16-17. SA to dissolve?

\*Form of Questionnaire attached

**Successor Agency Survey for the City of \_\_\_\_\_**  
(Atwater, Gustine, Livingston, Los Banos, Merced, Merced County)

The County of Merced has begun its efforts to consolidate the six individual Oversight Boards into a single Countywide Oversight Board to oversee each Successor Agency as required by California Health and Safety Code Section 34179(j). The County of Merced has retained Kosmont Companies (Chris Jicha) and Leibold, McClendon & Mann, PC (Joy Otsuki) to establish the Consolidated Countywide Oversight Board.

Please complete the following survey and answer all questions as completely as possible. This information will help determine staffing needs for the Countywide Oversight Board and establish a schedule of regular meetings beginning July 1, 2018.

If you have any questions, comments and/or concerns please contact Chris Jicha of Kosmont Companies at office (424) 297-1075 or cell (951) 203-8730, or Joy Otsuki of Leibold, McClendon & Mann, PC at (949) 585-6304. Please complete this survey and email a copy to Chris Jicha at [cjicha@kosmont.com](mailto:cjicha@kosmont.com) and Joy Otsuki at [Joy@CEQA.com](mailto:Joy@CEQA.com) **no later than April 30, 2018**. Your timely response is very much appreciated. Thank you.

**LAST & FINAL ROPS**

1. Is your agency eligible to submit a Last & Final Recognized Obligation Payments Schedule (ROPS)?

Eligible successor agencies must meet *all* of the following criteria: (1) Remaining payments are for administrative costs and payments for obligations with defined payment schedules, (2) all obligations were previously listed on a ROPS and were approved by the Department of Finance (DOF), and (3) the Successor Agency is not a party in outstanding or unresolved litigation.

Yes \_\_\_\_\_ No \_\_\_\_\_

2. When do you anticipate bringing a Last & Final ROPS before the Oversight Board?

Date (or date range): \_\_\_\_\_

Already Submitted: \_\_\_\_\_ Not Sure: \_\_\_\_\_

3. Do you have any pending litigation with the State or County Auditor-Controller that would prevent you from filing your Last and Final ROPS? If so, please provide the case number.

Case No. \_\_\_\_\_

4. Do you have any pending litigation with any other party that would prevent you from filing your Last and Final ROPS? If so, please provide the case number and a brief description:

Case No. \_\_\_\_\_ Description: \_\_\_\_\_

\_\_\_\_\_

**BOND REFINANCING**

Your most current ROPS indicates you have the following Bond Obligations:

Line #	Project Name/Debt Obligation

Other than what is indicated in the table above:

- 5. Does your successor agency have outstanding bonds that are eligible for refinancing? Does the agency have bonds that have already been refinanced?

Yes \_\_\_\_\_ No \_\_\_\_\_

Refinancing Complete \_\_\_\_\_

- 6. Does your successor agency anticipate refinancing any existing bonds, outstanding bonds, private placements and/or bank loans, which are current obligations, not listed above?

Yes \_\_\_\_\_ No \_\_\_\_\_

If so, when does the agency expect to bring these items before the Oversight Board?

Date (if applicable): \_\_\_\_\_

**ASSET DISPOSITION**

- 7. Does your agency have an approved Long Range property Management Plan?

Yes \_\_\_\_\_ No \_\_\_\_\_

If so, please attach a copy and a copy of DOF's approval letter.

8. Please create a spreadsheet with a list of the current status of each of your successor agency properties and return it along with this survey.

Per Health and Safety Code (HSC) Section 34191.5, any disposition or conveyance of property (except liquidation properties) consistent with your agency's DOF approved Long Range Property Management Plan (LRPMP) do *not* need to be brought before the Oversight Board.

9. Does your successor agency have liquidation properties that will need to be brought before the Oversight Board for disposition?

Yes \_\_\_\_\_

No \_\_\_\_\_

If so, please describe the asset, the proposed disposition strategy (requires Oversight Board approval), and the timing for disposition.

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10. Does your successor agency anticipate disposing of any assets in a manner that is *not consistent* with your agency's approved LRPMP, thus requiring Oversight Board approval?

Yes \_\_\_\_\_

No \_\_\_\_\_

If so, please describe the asset, the proposed disposition strategy (requires Oversight Board approval), and the timing for disposition.

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### FINANCIAL STATEMENTS; OTHER ASSETS

11. Does the Successor Agency have significant assets other than real property? Is so, please describe or attach schedule: \_\_\_\_\_

Please attach the audited financial statements for the Successor Agency as of the end of its most recent fiscal year.

### SUCCESSOR AGENCY STAFFING

12. Per HSC 34179(j)(7), one member of the Oversight Board may be appointed by the recognized employee organization representing the largest number of successor agency employees in the County. In order to determine this information, please complete the following (see below for example):

Number of Successor Agency Employees	Full Time Equivalent (FTE)	Employee Organization Representing Successor Agency Employee(s) or "Exempt"
<b>TOTAL:</b>	<b>TOTAL:</b>	

EXAMPLE		
Number of Successor Agency Employees	Full Time Equivalent (FTE)	Employee Organization Representing Successor Agency Employee(s) or "Exempt"
2	.50	Exempt
1	.40	CA State Employees Assoc.
<b>TOTAL:</b>	<b>3</b>	<b>TOTAL: 1.40</b>

(\*Example shows sample internal staff data. In the example, the Successor Agency currently has three employees. Two employees are exempt and each allocates 50% (.50 FTE per employee for a total of 1 FTE) of their time to Successor Agency duties. One employee is represented and allocates 40% (.40 FTE) of his time to Successor Agency duties)

**OTHER ITEMS**

13. Aside from the annual ROPS and the items listed above, are there any other items that you anticipate bringing before the Countywide Oversight Board?

Yes \_\_\_\_\_ No \_\_\_\_\_

If so, please provide details of these items:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

14. Please provide your successor agency's point of contact information (additional information may be needed during the process of forming the consolidated Countywide Oversight Board):

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell: \_\_\_\_\_

Email: \_\_\_\_\_

Thank you for your cooperation.

**COUNTYWIDE OVERSIGHT BOARD  
COUNTY OF MERCED**

**Roster of Successor Agencies and Successor Agency Representatives**

<u>Successor Agency</u>	<u>Successor Agency Representative and Contact Information</u>
Atwater Successor Agency	<p>Name: Julia Coronado Executive Assistant Email: <a href="mailto:jcoronado@atwater.org">jcoronado@atwater.org</a> Tel. No.: (209) 357-6367</p> <p>Name: Dima Galkin Consultant Email: <a href="mailto:dgalkin@webrsq.com">dgalkin@webrsq.com</a> Tel. No.: (714) 316-2141</p>
Gustine Successor Agency	<p>Name: Jami Westervelt Financial Director Email: <a href="mailto:jwestervelt@cityofgustine.com">jwestervelt@cityofgustine.com</a> Tel. No.: (714) 316-2141</p> <p>Name: Doug Dunford City Manager Email: <a href="mailto:ddunford@cityofgustine.com">ddunford@cityofgustine.com</a></p>
Livingston Successor Agency	<p>Name: Email: Tel. No.:</p>
Los Banos Successor Agency	<p>Name: Joy Otsuki DLA Counsel Email: <a href="mailto:joy@ceqa.com">joy@ceqa.com</a> Tel. No.: (949) 585-6304</p>
	<p>Name: Chris Jicha Consultant/Staff Email: <a href="mailto:cjicha@kosmont.com">cjicha@kosmont.com</a> Tel. No.: (951) 203-8730</p>
Merced (City) Successor Agency	<p>Name: Joy Otsuki DLA Counsel Email: <a href="mailto:joy@ceqa.com">joy@ceqa.com</a> Tel. No.: (949) 585-6304</p> <p>Name: Chris Jicha Consultant/Staff Email: <a href="mailto:cjicha@kosmont.com">cjicha@kosmont.com</a> Tel. No.: (951) 203-8730</p>

<u>Successor Agency</u>	<u>Successor Agency Representative and Contact Information</u>
Merced (County) Successor Agency	Name: Mark Hendrickson Director Email: mhendrickson@countyofmerced.com Tel. No.: (209) 385-7654