

1      **COUNTYWIDE OVERSIGHT BOARD**  
2      **FOR THE COUNTY OF RIVERSIDE**

3      **SUCCESSOR AGENCY TO THE**  
4      **REDEVELOPMENT AGENCY OF THE**  
5      **CITY OF LAKE ELSINORE**

6      **RESOLUTION NO. 2021 - 027**

7      **RESOLUTION OF THE COUNTYWIDE OVERSIGHT BOARD FOR**  
8      **COUNTY OF RIVERSIDE APPROVING THE RECOGNIZED**  
9      **OBLIGATION PAYMENT SCHEDULE AND ADMINISTRATIVE**  
10     **BUDGET FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022**  
11     **FOR THE LAKE ELSINORE SUCCESSOR AGENCY AND MAKING**  
12     **RELATED FINDINGS AND DECLARATIONS AND TAKING**  
13     **RELATED ACTIONS IN CONNECTION THEREWITH**

14     **WHEREAS**, the Redevelopment Agency for the City of Lake Elsinore (the “Former  
15 Agency”) was formed, existed and exercised its powers pursuant to the Community  
16 Redevelopment law (California Health and Safety Code section 33000 et seq. the “CRL”);

17     **WHEREAS**, the California state legislature enacted Assembly Bill 1x 26, as modified by  
18 Assembly Bill No. 1484 enacted on June 27, 2012, as further modified by Senate Bill No. 107  
19 enacted on September 22, 2015, as such may be further amended (collectively, the “Dissolution  
20 Act”), adding or amending Parts 1.8 and 1.85 to Division 24 of the Health and Safety Code, to  
dissolve redevelopment agencies formed under the CRL;

21     **WHEREAS**, pursuant to Section 34173 of the Health and Safety Code, effective February  
22 1, 2012 the Successor Agency to the Redevelopment Agency of the City of Lake Elsinore, a  
23 separate legal entity (the “Successor Agency”) was formed to and charged with paying the  
enforceable obligations, disposing of the properties and other assets, and unwinding the affairs of  
24 the dissolved Former Agency;

25     **WHEREAS**, upon dissolution of the Former Agency, all authority, rights, powers, duties  
26 and obligations previously vested with the Former Agency (except for the Former Agency’s  
27 housing assets and functions) under the CRL vested in the Successor Agency, which was declared  
28 a separate legal entity effective June 27, 2012;

1           **WHEREAS**, Section 34179(j) of the Health and Safety Code provides for the appointment  
2 of a countywide oversight board (the “Countywide Oversight Board”) with specific duties to  
3 approve certain Successor Agency actions pursuant to Section 34180 of the Health and Safety  
4 Code and to direct the Successor Agency in certain other actions pursuant to Section 34181 of the  
5 Health and Safety Code;

6           **WHEREAS**, the Successor Agency staff has prepared the proposed Recognized  
7 Obligation Payment Schedule for the period of July 1, 2021 through June 30, 2022 (“ROPS FY  
8 2021-22”), substantially in the form shown in Attachment “A”, attached hereto and incorporated  
9 herein by this reference;

10          **WHEREAS**, the Successor Agency staff has prepared an administrative budget for the  
11 fiscal period commencing on July 1, 2021 and continuing through June 30, 2022 (“FY 2021-22  
12 Administrative Budget”), substantially in the form shown in Attachment “B”, attached hereto and  
13 incorporated herein by this reference;

14          **WHEREAS**, the Successor Agency is entitled to an administrative cost allowance (the  
15 “Administrative Cost Allowance”) pursuant to Sections 34171(b) and 34183(a)(3) of the Health  
16 and Safety Code in the approximate amount of \$415,217 for the 2021-22 fiscal year of which  
17 approximately \$207,608 will be disbursed July 1, 2021 and approximately \$207,608 will be  
18 disbursed January 2, 2022;

19          **WHEREAS**, the City Council of Lake Elsinore acting in its capacity as the governing  
20 board of the Successor Agency, approved the ROPS FY 2021-22 and FY 2021-22 Administrative  
21 Budget by adoption of Resolution No. 2021-02, shown in Attachment “C”, attached hereto and  
22 incorporated herein by this reference;

23          **WHEREAS**, under Resolution No. 2021-02, the Successor Agency’s governing board  
24 represents and warrants that it examined all of the items on the ROPS FY 2021-22 and finds that  
25 each of them is necessary for the continued maintenance and preservation of property owned by  
26 the Successor Agency until disposition in accordance with the Dissolution Act, the continued  
27 administration of the ongoing enforceable obligations, or the expeditious wind-down of the affairs  
28 of the Former Agency by the Successor Agency;

1           **WHEREAS**, pursuant to Section 34177 and 34180(g) of the Health and Safety Code, the  
2 ROPS FY 2021-22 and FY 2021-22 Administrative Budget must be submitted to the Countywide  
3 Oversight Board for the Countywide Oversight Board’s approval; and

1                   **WHEREAS**, the accompanying staff report, and attachments, attached hereto and  
2 incorporated herein by this reference, provide the supporting information upon which the actions  
3 set forth in this Resolution are based.

4                   **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND**  
5 **ORDERED** by the Countywide Oversight Board, in regular meeting assembled on January 21,  
6 2021 in Riverside, California, as follows:

- 7                   1. The Countywide Oversight Board hereby finds, resolves, and determines that the  
8 foregoing recitals are true and correct and are incorporated herein by reference, and,  
9 together with information provided by the Successor Agency to the Redevelopment  
10 Agency of the City of Lake Elsinore staff and the public, form the basis for the  
11 approvals, findings, resolutions, and determinations set forth below.
- 12                   2. Pursuant to the California Environmental Quality Act (CEQA), based upon a review of  
13 the evidence and information presented on the matter as it relates to the adoption of the  
14 ROPS FY 2021-22 and the Administrative Budget FY 2021-22, the Countywide  
15 Oversight Board has determined that such approval is categorically exempt from  
16 CEQA pursuant to Section 15061(b)(3) of the State CEQA Guidelines because there is  
17 no possibility that the activities in question will have a significant impact on the  
18 environment and the amendment is merely the adoption of annual budget; it will not  
19 require any construction activities and will not lead to any direct or reasonably  
20 foreseeable indirect physical environmental impacts;
- 21                   3. That the Successor Agency's Executive Director's designee is directed to file a Notice  
22 of Exemption with respect to the actions approved under this Resolution in accordance  
23 with CEQA.
- 24                   4. Under Section 34180(g) of the Health and Safety Code, the Countywide Oversight  
25 Board must approve the establishment of the recognized obligation payment schedules  
26 of the Successor Agency.
- 27                   5. The Countywide Oversight Board hereby approves the ROPS FY 2021-22 attached  
28 hereto as Attachment A (the "Approved ROPS FY 2021-22"). In connection with such  
approval, the Countywide Oversight Board makes the specific findings set forth below.
- 1                   6. The Countywide Oversight Board has examined the items on the Approved ROPS FY  
2021-22 and finds that each of them is necessary for the continued maintenance and  
preservation of property owned by the Successor Agency until disposition in

1 accordance with the Dissolution Act, the continued administration of the ongoing  
2 agreements herein approved by the Countywide Oversight Board, or the expeditious  
3 wind-down of the affairs of the Dissolved RDA by the Successor Agency.

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7. The Countywide Oversight Board Chairperson, Successor Agency Executive Director, and Countywide Oversight Board General Counsel are collectively authorized to make any technical or clerical corrections to the Approved ROPS FY 2021-22 prior to filing with the Department.
8. Under Section 34177(j) of the Health and Safety Code, the Countywide Oversight Board must approve the Administrative Budget for the Successor Agency.
9. In accordance with the Dissolution Act, the Countywide Oversight Board hereby approves the FY 2021-22 Administrative Budget, attached hereto as Attachment B (the “Approved Administrative Budget”).
10. The Countywide Oversight Board hereby authorizes and directs the Executive Director of the Successor Agency to the Redevelopment Agency of the City of Lake Elsinore (“Successor Agency’s Director”), or the Successor Agency’s Director’s designees, to take all actions and sign any and all documents necessary to implement and effectuate the actions approved by this Resolution as determined necessary by the Successor Agency’s Director, or the Successor Agency’s Director’s designee. The Countywide Oversight Board hereby further authorizes and directs the Successor Agency’s Executive Director, or Successor Agency’s Director’s designee, to execute all documents on behalf of the Successor Agency, and to administer the Successor Agency’s obligations and duties to be performed pursuant to this Resolution.
11. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Countywide Oversight Board declares that the Countywide Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.
12. The Countywide Oversight Board hereby authorizes and directs the County Executive Office staff and the Successor Agency staff to take all actions necessary under the Dissolution Act to file, post, mail or otherwise deliver via electronic mail, internet

posting, and/or hardcopy, all notices and transmittals necessary or convenient in connection with the approval of this Resolution.

13. Pursuant to Health and Safety Code Section 34179, specified actions taken by the Countywide Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective until five (5) business days after approval, subject to a request for review by the State of California Department of Finance, or at the time and in the manner prescribed in Section 34179(h) of the Health and Safety Code.

**PASSED, APPROVED, AND ADOPTED** by the Countywide Oversight Board for the  
County of Riverside on January 21, 2021.

1 I hereby certify the forgoing to be a true copy of a resolution passed and adopted by the Countywide  
2 Oversight Board for the County of Riverside at a regular meeting thereof held on [insert date], by  
3 the following vote:

4  
5 AYES: 4 BOARD MEMBERS: James Whittington, Niamh Ortega, Russ Martin,  
6 Kathleen Kelly

7 NOES: BOARD MEMBERS:

8 ABSTAIN: BOARD MEMBERS:

9 ABSENT: 3 BOARD MEMBERS: Tami Scott, Chuck Washington, Aaron Brown

10  
11  
12   
Kathleen Kelly (Jan 21, 2021 16:43 PST)

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13 Kathleen Kelly  
14 Vice Chair, Countywide Oversight Board

15 ATTEST:

16 

17 Kimberly Rector  
18 Clerk of the Countywide Oversight Board

19  
20 APPROVED AS TO FORM:

21 Countywide Oversight Board Legal Counsel

22 By:   
23 Rafael Yagüian, Goldfarb & Lipman LLP

24  
25 Attachments incorporated by reference:

26 A. Approved ROPS FY 2021-22  
27 B. Approved Administrative Budget 2021-22  
28 C. Successor Agency Resolution No. 2021-0 Approving ROPS and Administrative Budget

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3                   **ATTACHMENT “A”**  
4                   **APPROVED ROPS FY 2021-22**  
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3                   **ATTACHMENT “B”**

4                   **APPROVED ADMINISTRATIVE BUDGET 2021-22**

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## ATTACHMENT "C"

SUCCESSOR AGENCY RESOLUTION NO. 2021-0         
APPROVING ROPS AND ADMINISTRATIVE BUDGET

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# Resolution No. 2021-027 - Lake Elsinore SA ROPS 21-22 and FY22 Admin Budget\_

Final Audit Report

2021-01-22

Created:	2021-01-22
By:	Rafael Yaqian (ryaquin@goldfarbipman.com)
Status:	Signed
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-  Document created by Rafael Yaqian (ryaquin@goldfarbipman.com)  
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