

**MINUTES
OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
SAN JOSE REDEVELOPMENT AGENCY**

SAN JOSE, CALIFORNIA

THURSDAY, MAY 24, 2012

The Oversight Board of the Successor Agency to the Redevelopment Agency of the City of San José convened at 9:04 a.m. in the Council Chambers at San Jose City Hall.

1. Call to Order and Roll Call

9:04 a.m.- Call to Order in Council Chambers

BOARD MEMBERS PRESENT

Chuck Reed, City of San José
Norberto Dueñas, City of San José
Jai Singh, County of Santa Clara
Ed Maduli, California Community Colleges
Kenneth Shelton, Santa Clara County Office of Education
Tony Estremera, Santa Clara Valley Water District
Emily Harrison, County of Santa Clara (Alternate)

STAFF PRESENT

Debra Figone, Successor Agency Executive Officer
Richard Keit, Successor Agency Managing Director
Abe Andrade, Financial Officer
Julia H. Cooper, San José Acting Director of Finance
Dennis Hawkins, Successor Agency Clerk of the Board
Ruth Krantz, San José Deputy City Clerk

Access the video, the agenda and related reports for this meeting by visiting the City's website at <http://www.sanjoseca.gov/clerk/agenda.asp> or <http://www.sanjoseca.gov/clerk/MeetingArchive.asp>. For information on any ordinance that is not hyperlinked to this document, please contact the Office of the City Clerk at (408) 535-1266.

2. Adoption of Agenda

Approved.

3. Closed Session Report

None.

4. Approval of Minutes

Documents Filed: Oversight Board Minutes dated May 3, 2012.

Action: The Minutes of May 3, 2012 were approved.

5. Consent Calendar

1. Monthly Financial Statements (First Meeting of the Month)

2. Audit Status

3. Work Plan Status

None

6. Items Scheduled for Action/Discussion

6.1 Changes to Successor Agency Board Appointments and Related Action Items

(a) Notification of changes to Board Membership

(b) Election of New Vice Chair

(c) Adoption of a resolution amending the Conflict of Interest Code to reflect the changes to the Board membership.

Documents Filed: Memorandum from Executive Officer Debra Figone, dated May 18, 2012, recommending adoption of a Resolution.

Action: Upon motion by Board Member Harrison and seconded by Board Member Singh, Kenneth Shelton was selected to replace David Cortese as the new Vice-Chair. Resolution No. 2012-05-1015, amending the Conflict of Interest Code to reflect changes to Board Membership, was adopted. (7-0)

6.2 Approve Recognized Obligation Payment Schedule (ROPS)

(a) Adopt resolution approving the re-certified ROPS for January 1 - June 30, 2012

(b) Adopt resolution approving the certified ROPS for July 1 – December 31, 2012

[Deferred from May 3, 2012 meeting]

6.2 (Cont'd.)

Documents Filed: (1) Memorandum from Executive Officer Debra Figone, dated May 18, 2012, recommending adoption of resolutions approving Recognized Obligation Payment Schedules (ROPS). (2) Memorandum from County of Santa Clara Controller- Treasurer, Irene Lui, dated May 23, 2012, providing certified ROPS. (3) Memorandum from Director, Finance Agency, dated May 18, 2012, providing re-certified ROPS superseding original certified ROPS approved by the Oversight Board on April 12, 2012.

Successor Agency Managing Director Richard Keit provided an overview of the process, indicating that the Recognized Obligation Payment Schedules are currently being reviewed by the Department of Finance but have not yet been formally approved.

Action: Resolution No. 2012-05-1016 approving re-certified ROPS for January 1 – June 30, 2012, and Resolution No. 2012-05-1017 approving certified ROPS for July 1 – December 31, 2012, were adopted. (7-0)

6.3 JP Morgan Letter of Credit Extension

Adopt resolution approving a Fifth Amendment to Reimbursement Agreements with JPMorgan Chase Bank, NA (“JPMorgan”), to extend the terms of the letters of credit relating to the Redevelopment Agency of the City of San José Merged Area Redevelopment Project Taxable Revenue Bonds (Subordinate Tax Allocation), Series 2003A and 2003B (collectively, "2003 Bonds") and the Redevelopment Agency of the City of San José Merged Area Redevelopment Project Revenue Bonds (Subordinate Tax Allocation), Series 1996A and Series 1996B (collectively, "1996 Bonds"); and the Letter Agreement regarding fees and charges for the various letters of credit.

Documents Filed: Memorandum from Executive Officer Debra Figone, dated May 15, 2012, recommending adoption of a Resolution, regarding “Merged Area Redevelopment Project Revenue Bonds, Series 1996 A & B and Series 2003 A & B – JPMorgan Letters of Credit Extension”.

Assistant Director of Finance Julia H. Cooper provided an overview of the letter of credit renewal, provided a summary of the recommendations and responded to questions.

City Attorney Richard Doyle clarified aspects of the debt and discussions that are now taking place with County counsel regarding interpretation of the County’s pass-through agreement.

Action: Resolution No. 2012-05-1018 was adopted. (7-0)

- 6.4 Small Business Loan Amendment and Promissory Note with Oasis Spot Inc.**
Adopt a resolution approving an amendment to the Small Business Loan as evidenced by a Promissory Note in the original principal amount of \$50,000 with Oasis Spot Inc., doing business as Morocco's Restaurant, to defer the \$900 monthly loan payment for a period of seven (7) months from June 2012 to December 2012 and extend the payment period.

Documents Filed: Memorandum from Executive Officer Debra Figone, dated May 18, 2012, recommending adoption of a Resolution.

Successor Agency Managing Director Richard Keit provided staff's recommendation to defer the loan payment and to extend the payment period.

Action: Resolution No. 2012-05-1019 was adopted. (7-0)

7. Reports

- 7.1 Verbal report on Successor Agency Non Real Property Assets.**

Documents Filed: (1) "Non Real Property Assets" presentation, dated May 24, 2012. (2) Spreadsheet "Loans Receivable and Revenue Participation" provided by Successor Agency Managing Director Richard Keit.

Successor Agency Managing Director Richard Keit provided an update on the small business and commercial business loan programs, HUD section 108 loans and historic homes.

Action: No action required.

8. Future Agenda Items.

None.

9. Open Forum

None.

10. Adjournment

The Oversight Board of the Successor Agency to the Redevelopment Agency was adjourned at 9:41 a.m. to 9:00 a.m. Thursday, June 14, 2012.

Minutes Recorded, Prepared and Respectfully Submitted by,

ATTEST:

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE
SAN JOSE REDEVELOPMENT AGENCY
DENNIS D. HAWKINS, CMC, CLERK OF THE BOARD

Ruth Krantz, Deputy Clerk of the Board

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