OVERSIGHT BOARD TO THE SUCCESSOR AGENCY OF THE
REDEVELOPMENT AGENCY OF THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 15-2014

AUTHORIZING THE SUCCESSOR AGENCY TO ENTER INTO A MEMORANDUM
OF UNDERSTANDING WITH THE CITY AND COUNTY OF SAN FRANCISCO
DEPARTMENT OF PUBLIC WORKS FOR USE OF $75,000 TAX-EXEMPT BOND
PROCEEDS FOR SOUTH OF MARKET AREA ALLEYWAY IMPROVEMENTS PER
RECOGNIZED OBLIGATIONS PAYMENT SCHEDULE ITEM 384

WHEREAS, Pursuant to California Health & Safety Code § 34191.4(c)(2)(A), successor agencies to redevelopment agencies that have been issued a finding of completion by the Department of Finance may expend former redevelopment agency bond proceeds derived from bonds issued on or before December 31, 2010 in excess of the amounts needed to satisfy approved enforceable obligations in a manner consistent with the original bond covenants. The Successor Agency received a Finding of Completion on May 29, 2013; and,

WHEREAS, The Successor Agency has approximately $591,202 in excess bond proceeds and up to $10,000 associated interest issued for capital improvements in the South of Market Area (“SOMA”) remaining from pre-2011 tax-exempt property tax allocation bond issuances; and,

WHEREAS, The Successor Agency’s Recognized Obligations Payment Schedule (“ROPS”) 2014-15A, Item 384 included payment authority to transfer up to $591,000 in excess SOMA bond proceeds to the City and County of San Francisco for uses consistent with the bond covenants, and on September 22, 2014, the Oversight Board through its Resolution 10-2014, provided preliminary approval to raise the payment authority under Item 384 for ROPS 2014-15B to $601,000 to include associated interest, subject to Department of Finance approval; and,

WHEREAS, As shown in the attached proposed Memorandum of Understanding (“Exhibit A”), the City and County of San Francisco Department of Public Works (“DPW”) has proposed to use $75,000 of the pre-2011 SOMA excess bond proceeds toward capital costs associated with its SOMA Alleyways II Improvement Project, which will create safer pedestrian spaces in underutilized alleys that connect major commercial corridors. Enhancements will be made on Minna, Natoma, Clementina, Tehama, Shipley and Clara Alleyways between Fifth and Sixth Street. Improvements will include: new street trees, new street lights, special roadway paving, raised crosswalks, and chicanes (alternating-side-of-street parking). The project is scheduled to be completed by June 2015; and,

WHEREAS, The uses for excess bond proceeds proposed in Exhibit A are consistent with the bond covenants; and,

WHEREAS, Approval of a change in funding source is not a “Project,” as defined by the California Environmental Quality Act (“CEQA”) Guidelines Sections 15378(b)(4) and 15378(b)(5). Actions related to the proposed change in funding
source will not independently result in a physical change in the environment are not subject to environmental review under CEQA; now therefore be it,

RESOLVED, That the Successor Agency is hereby authorized to enter into a Memorandum of Understanding (“MOU”) with the City and County of San Francisco Department of Public Works substantially in the form of the attached Exhibit A, with funds paid out under such MOU to be applied by the Successor Agency to the payment authority approved under Recognized Obligations Payment Schedule (“ROPS”) Item 384.

I hereby certify that the foregoing resolution was adopted by the Oversight Board at its meeting of December 12, 2014.

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Board Secretary

Exhibit A: Memorandum of Understanding by and between the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, also known as the Office of Community Investment and Infrastructure and the City and County of San Francisco Department of Public Works for South of Markets Alleyways II Improvements Project Phase II