



AGENDA
SPECIAL MEETING OF THE OVERSIGHT BOARD FOR THE
REDEVELOPMENT AGENCY OF THE CITY OF CONCORD
SUCCESSOR AGENCY
Thursday, April 3, 2014
9:30 a.m.
Permit Center Conference Room
1950 Parkside Drive, Concord

Oversight Board Members:

Guy Bjerke, Contra Costa County	Dick Allen, CCC Office of Education
Ed Estrada, CCC Fire Protection Dist.	Karen Mitchoff, Contra Costa County
Peter Garcia, Diablo Valley College	Supervisor, District IV
Howard Jenkins, Concord Resident	Joan Ryan, City of Concord

I. ROLL CALL

II. PUBLIC COMMENT PERIOD

(This is the time set aside for comment on any matter not listed on the agenda. We request all speakers complete a blue speaker card.)

III. APPROVAL OF FEBRUARY 24, 2014 MEETING MINUTES

IV. OVERSIGHT BOARD CONSIDERATION ITEMS:

- A. CONSIDERATION OF RESOLUTION NO. 14-021 ADOPTING AMENDED AND RESTATED BYLAWS FOR THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY CITY OF CONCORD - REPORT BY JOHN MONTAGH**
- B. CONSIDERATION OF ELECTION OF OVERSIGHT BOARD CHAIRPERSON AND VICE CHAIRPERSON– REPORT BY JOHN MONTAGH**
- C. CONSIDERATION OF REPORT ON THE AFFAIRS OF THE BOARD – REPORT BY JOHN MONTAGH**

V. STAFF REPORTS

VI. ADJOURNMENT

NOTICE TO PUBLIC

ADA ACCOMMODATION

In accordance with the Americans with Disabilities Act and California Law, it is the policy of the City of Concord to offer its public programs, services and meetings in a manner that is readily accessible to everyone, including those with disabilities. If you are disabled and require a copy of a public hearing notice, or an agenda and/or agenda packet in an appropriate alternative format; or if you require other accommodation, please contact the ADA Coordinator at (925) 671-3025, at least five (5) days in advance of the hearing. Advance notification within this guideline will enable the City to make reasonable arrangements to ensure accessibility.

SPEAKER'S CARD

Members of the audience who wish to address the Oversight Board are requested to complete a speaker's card available in the Permit Center Conference Room. Submit the completed card to staff before the item is called, preferably before the meeting begins.

PUBLIC COMMENT

This is the time set aside for public comment on any matter not listed on the agenda. A completed Speaker's Card inclusive of name and address is requested, and comments should be limited to three minutes.

CONSENT CALENDAR

All matters listed under CONSENT CALENDAR are considered by the Board to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Board Member prior to the time Board votes on the motion to adopt.

CORRESPONDENCE

Correspondence and writings received within 72 hours of the scheduled Oversight Board for the Successor Agency City of Concord meeting that constitute a public record under the Public Records Act concerning any matter on the agenda is available for inspection during normal business hours at 1950 Parkside Drive, Concord. For additional information, contact John Montagh, Economic Development and Housing Manager, at (925) 671-3082.

ROUTINE AGENDA ITEMS AND CONTINUED ITEMS

All routine and continued items will be considered by the Oversight Board at the beginning of the meeting. There will not be separate discussions of these items unless a request is made prior to the time the Oversight Board considers the motions.



ANNOTATED MINUTES
SPECIAL MEETING OF THE OVERSIGHT BOARD FOR THE
REDEVELOPMENT AGENCY OF THE CITY OF CONCORD
SUCCESSOR AGENCY
Monday, February 24, 2014
9:00 a.m.
Permit Center Conference Room
1950 Parkside Drive, Concord

Oversight Board Members:

Guy Bjerke, Contra Costa County	Dick Allen, CCC Office of Education
Ed Estrada, CCC Fire Protection Dist.	Karen Mitchoff, Contra Costa County
Peter Garcia, Diablo Valley College	Supervisor, District IV
Howard Jenkins, Concord Resident	Joan Ryan, City of Concord

- I. ROLL CALL** – Howard Jenkins, Dick Allen, Karen Mitchoff and Joan Ryan present; Guy Bjerke, Ed Estrada and Peter Garcia absent.
- II. PUBLIC COMMENT PERIOD** – None from the public.
(This is the time set aside for comment on any matter not listed on the agenda. We request all speakers complete a blue speaker card.)
- III. APPROVAL OF FEBRUARY 6, 2014 MEETING MINUTES**
- ACTION:** Minutes approved (4-0; Bjerke, Estrada and Garcia abstained)
- IV. OVERSIGHT BOARD CONSIDERATION ITEMS:**
- A. CONSIDERATION OF RESOLUTION NO. 14-019 AUTHORIZING THE CITY MANAGER AS EXECUTIVE DIRECTOR OF THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF CONCORD TO EXECUTE AN AMENDMENT TO THE CALIFORNIA HOUSING FINANCE LOAN AGREEMENT – CalHFA LOAN NO. HELP-080803-03 TO EXTEND THE TERM TO SEPTEMBER 1, 2014**
- REPORT BY JOHN MONTAGH

John Montagh, Economic Development and Housing Manager, made a presentation regarding the need to extend re-payment term of CalHFA Loan No. HELP-080803-03 to September 1, 2014 with the justification that the tax increment through the Redevelopment Trust fund from the current ROPS did not fully cover this loan payment.

ACTION: Resolution 14-019 “Authorizing the City Manager as Executive Director of the Successor Agency to the former Redevelopment Agency of the City of Concord to execute an amendment to the California Housing Finance Loan Agreement – CalHFA Loan No. HELP-080803-03 to extend the term to September 1, 2014” Adopted (4-0)

B. CONSIDERATION OF RESOLUTION NO. 14-020 APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULES OF THE OVERSIGHT BOARD FOR THE REDEVELOPMENT AGENCY OF THE CITY OF CONCORD SUCCESSOR AGENCY FOR THE PERIOD OF JULY 1 – DECEMBER 31, 2014 – REPORT BY JOHN MONTAGH

Suzanne McDonald, Interim Financial Operations Manager, made a presentation concerning the July 1 – December 31, 2014 ROPS stated that there are no new items placed on the ROPS and the items currently on the ROPS are primarily related to long term debt, with the exception of the payment toward Property Maintenance, which will be removed once the properties on the Long Range Property Management Plan are sold.

ACTION: Resolution 14-020 “Approving the recognized obligation payment schedules of the Oversight Board for the Redevelopment Agency of the City of Concord Successor Agency for the period of July 1 – December 31, 2014” Adopted (4-0)

V. STAFF REPORTS

John announced that the March 6, 2014 meeting will be cancelled and that the April 3, 2014 meeting may be held per Oversight Board’s by-laws.

VI. ADJOURNMENT – Meeting adjourned at 9:17 am

NOTICE TO PUBLIC

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CONSENT CALENDAR

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ROUTINE AGENDA ITEMS AND CONTINUED ITEMS

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**REPORT TO THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY OF
THE REDEVELOPMENT AGENCY OF THE CITY OF CONCORD****REPORT TO THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY
OF THE REDEVELOPMENT AGENCY OF THE CITY OF CONCORD:**

DATE: April 3, 2014

SUBJECT: Consideration of Adopting Resolution 14-021 amending the Oversight Board's Bylaws concerning meeting frequency, annual meeting date and election of officers.

Report in Brief

The Oversight Board for the Successor Agency of the City of Concord was established pursuant to Chapter 4 (commencing with Section 34179) of Part 1.85 of Division 24 of Health and Safety Code. Bylaws for the Oversight Board were established at the Board's April 4, 2012 meeting and amended on June 7, 2012. The amended bylaws set forth the Board's meeting frequency as the first Thursdays of each month with the annual meeting date occurring on the first Thursday of April.

With the completion and approval of significant milestones associated with the Dissolution Act, the need for regular monthly meetings is no longer necessary. In addition, many of the Oversight Board's meetings have taken place as "Special Meetings" in order to meet deadlines imposed by the Dissolution Act and Department of Finance. In order to better reflect the Oversight Board's current meeting needs and reflect the associated workload, staff is recommending the Oversight Board amend its Bylaws reducing its meeting frequency from once an as needed basis by holding special meetings as may be necessary to meet Oversight Board's obligations. In addition, staff recommends the Bylaws should be further amended to change the annual meeting date from the first Thursday in April to a meeting to take place in April based on Board's availability. This proposed change would provide the Oversight Board more flexibility with scheduling its annual meeting.

An additional proposed amendment is to allow for Board members to hold office without time limitations. Currently the Bylaws set forth that Board members cannot serve more than two consecutive terms. This provision would preclude the existing officers to continue if the Board so desires. In order to allow for the current Board members to retain officer position, the Bylaws would need to be amended by removing the provision "but no person shall be elected as an officer for more than two consecutive terms" (Article 2 section 5 of Bylaws).

Staff recommends adopting Resolution No. 14-021 (Attachment 1) amending the Oversight Board Bylaws (Attachment 2).

**Consideration of Adopting Resolution 14-021 amending the Oversight Board's
Bylaws concerning meeting frequency, annual meeting date and election of officers.**

April 3, 2014

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Background

On April 4, 2012, the Oversight Board approved Bylaws in order to conduct efficient meetings and establish a process for conducting the Oversight Board's business. The Bylaws also established, among other things, the power and duties of the Chair and Vice Chair and provided that the meetings will be conducted in accordance with the Brown Act and Rosenberg's Rules of Order. The bylaws also set the time and place for conducting the meetings. The Bylaws were amended on June 7, 2012 reducing meeting frequency from every first and third Thursday of the month to every first Thursday of the month.

Discussion

The Oversight Board shall be and remain established until the sooner of (1) the date that all Indebtedness of the former Redevelopment Agency has been repaid, or (2) July 1, 2016, at which time the Board shall be dissolved and replaced by a single oversight board for all successor agencies within the County of Contra Costa.

The Oversight Board has taken action on all the required financial and reporting items set forth by the Dissolution Act. At this point the Oversight Board the on-going business of the Board is to review and approve future Recognized Obligation Payment Schedule (ROPS) associated with enforceable obligations of the former Redevelopment Agency. The Board reviews ROPS twice a year. Barring the Department of Finance requiring the Oversight Board to consider new items, the Board will meet a minimum of three times a year (Two ROPS meetings and One Annual Meeting). As a result, the need for monthly meetings is no longer necessary. Staff is recommending the Board consider amending its Bylaws to reflect the Board's workload and therefore reduce the frequency of meetings to an as needed basis and schedule meeting through the "Special Meetings" provision in the Bylaws.

In addition, the Board's Bylaws set forth that its Annual meeting shall be held on the first Thursday of April. To provide more flexibility with scheduling Board members, staff is recommending the Bylaws be further modified so the Annual meeting occurs in April at a date and time that is conducive for holding the annual meeting.

The final staff recommended change to the Bylaws is to allow Board members to serve more than two consecutive years as officers. This proposed change would allow the current Chair and Vice Chair to continue acting as the Board officers if the Board so desires. If the Board does not allow this proposed change in the Bylaws, then two Boards other than the current Chair and Vice Chair will need to be appointed. Staff recommends making this modification as it allows the Board flexibility to elect any Board member as Chair and Vice Chair regardless of number of years they have serviced as officers.

Public Contact

Agenda posted.

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I HEREBY CERTIFY that the foregoing Resolution No. 14-021 was duly and regularly adopted at a regular meeting of the Oversight Board for the Successor Agency City of Concord on April 3, 2014.

Mary Rae Lehman, CMC
City Clerk

APPROVED AS TO FORM:

Mark S. Coon
City Attorney

**AMENDED AND RESTATED BYLAWS
(Adopted April 6, 2014 by Resolution No. 14-021)**

**OVERSIGHT BOARD
FOR THE
SUCCESSOR AGENCY CITY OF CONCORD**

ARTICLE I - THE OVERSIGHT BOARD

Section 1. Name of Oversight Board

The name of the Oversight Board shall be the “Oversight Board for the Successor Agency City of Concord” (hereinafter referred to as the “Board”). These Amended and Restated Bylaws adopted by the Board on April 6, 2014 amend and restate in their entirety those Bylaws adopted by the Board on April 4, 2012, as amended June 7, 2012.

Section 2. Purpose

The Board shall perform the duties described in Chapter 4 (commencing with Section 34179) of Part 1.85 of Division 24 of the Health and Safety Code in connection with the winding down of the affairs of the former Redevelopment Agency of the City of Concord (hereinafter the “Redevelopment Agency”) by the City of Concord in its capacity as the successor agency of the Redevelopment Agency (hereinafter the “Successor Agency”).

a. Duties and Responsibilities

The duties and responsibilities of the Board are to direct the Successor Agency to do all of the following:

- (1) Dispose of all assets and properties of the former Redevelopment Agency that were funded by tax increment revenues expeditiously and in a manner aimed at maximizing value; provided, however, that the Board may instead direct the Successor Agency to transfer ownership of those assets that were constructed and used for a governmental purpose to the appropriate public jurisdiction pursuant to any existing agreements relating to the construction or use of such an asset, with any compensation for the asset governed by the agreements relating to the construction or use of that asset;
- (2) Cease performance in connection with and terminate all existing agreements that do not qualify as enforceable obligations, as that term is defined in subdivision (d) of Section 34171 of the Health and Safety Code;

- (3) Transfer housing responsibilities and all rights, powers, duties and obligations related thereto to the entity designated by the City of Concord pursuant to Section 34176 of the Health and Safety Code;
- (4) Terminate any agreement between the former Redevelopment Agency and any public entity located in the County of Contra Costa that obligates the former Redevelopment Agency to provide funding for any debt service obligations of the public entity or for the construction or operation of facilities owned or operated by such public entity, in any instance where the Board finds that early termination would be in the best interests of the taxing entities; and
- (5) Determine whether any contracts, agreements or other arrangements between the former Redevelopment Agency and any private parties should be terminated or renegotiated to reduce liabilities and increase net revenues to the taxing entities, and present proposed termination or amendment agreements to the Board for consideration and approval; the Board may approve any amendments to or early termination of such agreements where it finds that amendments or early termination would be in the best interests of the taxing entities.

b. Approvals Required

Board: The following actions of the Successor Agency shall first be approved by the

- (1) The establishment of new repayment terms for outstanding loans where the terms have not been specified prior to February 1, 2012;
- (2) Refunding of outstanding bonds or other debt of the former Redevelopment Agency by the Successor Agency in order to provide for savings or to finance debt service spikes; provided, however, that no additional debt is created and debt service is not accelerated;
- (3) Setting aside of amounts in reserves as required by indentures, trust indentures, or similar documents governing the issuance of outstanding bonds of the former Redevelopment Agency;
- (4) Merging of project areas of the former Redevelopment Agency;
- (5) Continuing the acceptance of federal or state grants, or other forms of financial assistance from either public or private sources, where assistance is conditioned upon the provision of matching funds by the Successor Agency, as successor to the former Redevelopment Agency, in an amount greater than five percent (5%);

- (6) Agreements between the City of Concord and other taxing entities permitting the City of Concord to retain properties of the former Redevelopment Agency in exchange for compensation as determined by subdivision (f) of Section 34180 of the Health and Safety Code;
- (7) Establishment of the recognized obligation payment schedule pursuant to Section 34177 of the Health and Safety Code;
- (8) A request by the Successor Agency to enter into an agreement with the City of Concord; and
- (9) A request by the Successor Agency or a taxing entity to pledge, or to enter into an agreement for the pledge of, property tax revenues pursuant to subdivision (b) of Section 34178 of the Health and Safety Code.

c. Review by State Department of Finance

The State Department of Finance (hereinafter “DOF”) may review any action of the Board. The Board shall designate an official to be the point of contact between the Board and DOF, and shall provide his/her telephone and email contact information to DOF. Actions taken by the Board shall not be effective for three (3) business days, pending a request for review by DOF. In the event that DOF requests review of an action taken by the Board, DOF shall have ten (10) days from the date of its request to approve the action or return it to the Board for reconsideration, with suggested modifications. In the event that DOF returns the action to the Board for reconsideration, the Board shall consider the modified action, and resubmit the modified action to DOF for approval; the modified action shall not become effective until approved by DOF.

Section 3. Membership/Duration

a. Total Membership/Appointment

The total membership of the Board shall be seven (7), selected as follows:

- (1) One member shall be appointed by the Board of Supervisors of the County of Contra Costa;
- (2) One member shall be appointed by the Mayor of the City of Concord;
- (3) One member shall be appointed by the largest, by property tax share, special district (as defined in Revenue and Taxation Code Section 95) with territory in the territorial jurisdiction of the former Redevelopment Agency;
- (4) One member, to represent schools, shall be appointed by the elected County of Contra Costa Superintendent of Education or, if the County

Superintendent is appointed, then this member shall be appointed by the County of Contra Costa Board of Education;

- (5) One member shall be appointed by the Chancellor of the California Community Colleges to represent community college districts in the County of Contra Costa;
- (6) One member shall be a member of the public appointed by the Board of Supervisors of the County of Contra Costa; and
- (7) One member, to represent the employees of the former Redevelopment Agency, shall be appointed by the Mayor of the City of Concord from the recognized employee organization representing the largest number of former Redevelopment Agency employees employed by the Successor Agency at the time of appointment.

The Governor may appoint individuals to fill any member position identified herein that has not been filled by May 15, 2012. Following its initial formation, the Board shall report the names of its officers and other members to DOF.

The members shall serve without compensation and without reimbursement for expenses. Each member shall serve at the pleasure of the entity that appointed such member.

b. Duration

The Board shall be and remain established until the sooner of (1) the date that all indebtedness of the former Redevelopment Agency has been repaid, or (2) July 1, 2016, at which time the Board shall be dissolved and replaced by a single oversight board for all successor agencies within the County of Contra Costa.

Section 4. Local Entity

Pursuant to subdivision (e) of Section 34179 of the Health and Safety Code, the Board shall be deemed to be a local entity for purposes of the Ralph M. Brown Act, the California Public Records Act, and the Political Reform Act of 1974.

Section 5. Personal Immunity

Board members shall have personal immunity from suit for their actions taken within the scope of their responsibilities as members of the Board.

Section 6. Fiduciary Responsibilities

Board members shall have fiduciary responsibilities to holders of enforceable obligations, as that term is defined in subdivision (d) of Section 34171 of the Health and Safety Code, and the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of the Health and Safety Code.

Section 7. Resignation

Any Board member may resign at any time by giving written notice to the Chair, who shall forward such notice to the Successor Agency and to DOF. Any such resignation will take effect upon receipt or upon any date specified therein. The acceptance of such resignation shall not be necessary to make it effective.

Section 8. Filling of Vacancies

In the event of a vacancy on the Board, the appointing entity for the vacant seat shall select a member to fill such vacancy as soon as reasonably practicable, provided, however, that the Governor may appoint individuals to fill any member position that remains vacant for more than sixty (60) days.

Section 9. Staff

The Board may direct the staff of the Successor Agency to perform work in furtherance of the duties and responsibilities of the Board including, without limitation, designating a clerk to perform clerical duties in support of the Board (“Clerk”). Such duties shall include preparing agendas and minutes and keeping a record of the meetings of the Board in a journal of proceedings, posting notices of meetings, attesting to documents, and such other duties as directed by the Board. The Successor Agency shall pay for all of the costs of the meetings of the Board and may include those costs in the administrative budget of the Successor Agency.

ARTICLE II - OFFICERS

Section 1. Officers

The officers of the Board shall consist of a Chair and a Vice Chair, who shall be elected in the manner set forth in this Article II.

Section 2. Chair

The Chair shall preside at all meetings of the Board, and shall submit such agenda, recommendations and information at such meetings as are reasonable and proper for the conduct of the business affairs and policies of the Board. The Chair shall sign all documents necessary to carry out the business of the Board.

Section 3. Vice Chair

The Vice Chair shall perform the duties of the Chair in the absence or incapacity of the Chair. In the event of the death, resignation or removal of the Chair, the Vice Chair shall assume the Chair's duties until such time as the Board shall elect a new Chair.

Section 4. Additional Duties

The officers of the Board shall perform such other duties and functions as may from time to time be required by the Board, these Bylaws, or other rules and regulations, or which duties and functions are incidental to the office held by such officers.

Section 5. Election

The Chair and Vice Chair shall be elected from among the members of the Board at the first regular meeting of the Board. Thereafter, the Chair and Vice Chair shall be elected from among the members of the Board at each annual meeting. Each officer shall hold office until the next annual meeting of the Board following his/her election and until his/her successor is elected and in office. Any such officer shall not be prohibited from succeeding himself or herself.

Section 7. Vacancies

Should the office of the Chair or Vice Chair become vacant, the Board shall elect a successor from among the Board members at the next regular or special meeting, and such office shall be held for the unexpired term of said office.

ARTICLE III - MEETINGS

Section 1. Annual Meetings

Annual meetings shall be held in April of each year on a date and at an hour and location in Concord, California selected by the Chair. At annual meetings, the Chair and Vice Chair shall be elected; reports of the affairs of the Board shall be considered; and any other business may be transacted which is within the purposes of the Board. Notice of an annual meeting shall be provided in accordance with Section 5 below.

Section 2. Special Meetings

Special meetings may be held upon call of the Chair, or an affirmative vote by a majority of the members of the Board present at a regular or special meeting of the Board at which a quorum is present, for the purpose of transacting any business designated in the call, after notification of all members of the Board by written notice personally delivered or by mail at least twenty-four (24) hours before the time specified notice for a special meeting. At such special meeting, no business other than that designated in the call shall be considered.

Section 3. Adjourned Meetings

Any meeting of the Board may be adjourned to an adjourned meeting without the need for notice requirements of a special meeting, provided the adjournment indicates the date, time and place of the adjourned meeting. Board members absent from the meeting at which the adjournment decision is made shall be notified by the Chair of the adjourned meeting.

Section 4. All Meetings to be Open and Public

All meetings of the Board shall be open and public to the extent required by law. All persons shall be permitted to attend any such meetings, except as otherwise provided by law.

Section 5. Posting Agendas/Notices

The Clerk of the Board, or his/her authorized representative, shall post an agenda for each regular Board meeting or a notice for each special Board meeting containing a brief description of each item of business to be transacted or discussed at the meeting together with the time and location of the meeting. Agendas/notices shall be posted at the Civic Center, 1950 Parkside Drive, Concord, California (a location readily accessible to the public) at least seventy-two (72) hours in advance of each regular meeting and at least twenty-four (24) hours in advance of each special meeting.

All notices required by law for proposed actions by the Board shall also be posted on the Successor Agency's internet web site or the Board's internet web site, if one exists.

Section 6. Right of Public to Appear and Speak

At every regular meeting, members of the public shall have an opportunity to address the Board on matters within the Board subject matter jurisdiction. Public input and comment on matters on the agenda, as well as public input and comment on matters not otherwise on the agenda, shall be made during the time set aside for public comment; provided, however, that the Board may direct that public input and comment on matters on the agenda be heard when the matter regularly comes up on the agenda.

The Chair may limit the total amount of time allocated for public discussion on particular issues and/or the time allocated for each individual speaker.

Section 7. Non-Agenda Items

Matters brought before the Board at a regular meeting which were not placed on the agenda of the meeting shall not be acted upon by the Board at that meeting unless action on such matters is permissible pursuant to the Ralph M. Brown Act (Gov. Code §54950 et seq.). Those non-agenda items brought before the Board which the Board determines will require Board consideration and action and where Board action at that meeting is not so authorized shall be placed on the agenda for the next regular meeting.

Section 8. Quorum

The powers of the Board shall be vested in the members thereof in office from time to time. A majority of the total membership of the Board shall constitute a quorum for the purpose of conducting the business of the Board, exercising its powers and for all other purposes, but less than that number may adjourn the meeting from time to time until a quorum is obtained. An affirmative vote by a majority of the total membership of the Board shall be required for approval of any questions brought before the Board.

Section 9. Order of Business

All business and matters before the Board shall be transacted in conformance with Rosenberg's Rules of Order, Revised.

Section 10. Minutes

Minutes of the meetings of the Board shall be prepared in writing by the Clerk of the Board. Copies of the minutes of each Board meeting shall be made available to each member of the Board and the Successor Agency. Approved minutes shall be filed in the official book of minutes of the Board.

ARTICLE IV - REPRESENTATION BEFORE PUBLIC BODIES

Any official representations on behalf of the Board before the Successor Agency, the Contra Costa County Auditor-Controller, the State Controller, DOF, or any other public body shall be made by the Chair or the Chair's designee.

ARTICLE V - AMENDMENTS

These Amended and Restated Bylaws may be amended upon an affirmative vote by a majority of the total membership of the Board, but no such amendment shall be adopted unless at least seven (7) days written notice thereof has previously been given to all members of the Board. Notice of the amendment shall identify the section or sections of these Amended and Restated Bylaws proposed to be amended. The Successor Agency shall be notified of any amendments to these Amended and Restated Bylaws.

**REPORT TO THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY
FOR THE REDEVELOPMENT AGENCY OF THE CITY OF CONCORD****REPORT TO THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY
FOR THE REDEVELOPMENT AGENCY OF THE CITY OF CONCORD:**

DATE: April 3, 2014

SUBJECT: Election of Oversight Board Chairperson and Vice Chairperson**Report in Brief**

AB 1X 26 requires that a Chair must be selected to preside over the Oversight Board of the Successor Agency for the former Redevelopment Agency of the City of Concord's meetings. While no other position is required by statute, staff has and continues to recommend that a Vice Chair also be selected to preside over the Oversight Board meetings in the event the Chair is unavailable.

Staff recommends selecting a Chair and Vice Chair for the Oversight Board.

Background

The law requires that the Oversight Board members elect a Chair and the Oversight Board must report the names of the Chair and other members to the State Department of Finance.

Discussion

All Oversight Board actions must be taken on a majority vote of the total membership of the Board. Given that the Oversight Board has seven (7) members, four (4) affirmative votes are needed to take action.

The Board's Bylaws set forth that the Chair and Vice Chair shall be elected from among the members of the Board at each annual meeting. Each officer shall hold office until the next annual meeting of the Board following his/her election and until his/her successor is elected and in office.

The Chair should request those who are interested in serving as Chair to nominate themselves or others. Names will be then be considered by the Board and action taken. The Board should then consider nominating and taking action on the Vice Chair. The Board should then take action on this matter.

Public Contact

Agenda posted.

Recommendation for Action

Staff recommends electing one member to serve as Chair and another member to serve as Vice Chair of the Oversight Board for the Successor Agency to the former Redevelopment Agency of the City of Concord.

Prepared by: John Montagh
Economic Development
and Housing Manager
john.montagh@cityofconcord.org