

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

**SAN JOSE, CALIFORNIA**

**THURSDAY, JUNE 26, 2014**

The Oversight Board of the Successor Agency to the Redevelopment Agency of the City of San José convened at 9:06 a.m. in the Council Chambers at San Jose City Hall.

**1. Call to Order and Roll Call**

**9:06 a.m.- Call to Order in Council Chambers**

**BOARD MEMBERS PRESENT**

**Chuck Reed, City of San José  
John Guthrie, County of Santa Clara  
David Snow, County of Santa Clara  
Ed Maduli, California Community Colleges  
Maribel Medina, Santa Clara County Office of Education  
Linda LeZotte, Santa Clara Valley Water District**

**ABSENT**

**Abraham Andrade, City of San José  
Tony Estremera, Santa Clara Valley Water District  
Micaela Ochoa, Santa Clara County Office of Education**

**STAFF PRESENT**

**Norberto Duenas, representing Successor Agency Executive Officer  
Richard Doyle, Successor Agency General Counsel  
Richard Keit, Successor Agency Managing Director  
Director of Finance Julia H. Cooper**

## **2. Closed Session**

None.

## **3. Adoption of Agenda**

Adopted.

## **4. Approval of Minutes**

Documents Filed: Oversight Board Minutes dated May 22, 2014.

Action: Upon motion by Board Member Snow, seconded by Board Member Maduli, and carried unanimously, the Minutes of May 22, 2014 were approved. (5-0-0-1. Abstain: LeZotte.)

## **5. Consent Calendar**

None.

## **6. Items Scheduled for Action/Discussion**

### **6.1 Accept the Status Update of the Successor Agency's Ongoing Account Receivables**

Documents Filed: Memorandum from Edward K. Shikada, Successor Agency Executive Officer, dated June 20, 2014, recommending acceptance of the Successor Agency's Ongoing Account Receivables.

Successor Agency Managing Director Richard A. Keit provided an overview of the Agency's Ongoing Accounts Receivables, and Senior Deputy City Attorney Tom Murtha responded to questions from the Board.

Action: The Status Update was accepted.

### **6.2 Accept the Status Update of the Successor Agency's Unpaid Enforceable Obligations**

Documents Filed: Memorandum from Edward K. Shikada, Successor Agency Executive Officer, dated June 20, 2014, recommending acceptance of the Successor Agency's Unpaid Enforceable Obligations.

Successor Agency Managing Director Richard A. Keit provided an overview of the Agency's Unpaid Enforceable Obligations, and Senior Deputy City Attorney Tom Murtha responded to questions.

Action: The Status Update of the Successor Agency's Unpaid Enforceable Obligations was accepted. (6-0.)

### **6.3 Approval of the Selection of Conflicts Counsel**

Documents Filed: Memorandum from Board Member Tony Estremera, dated June 19, 2014, recommending adoption of a resolution.

Successor Agency General Counsel Richard Doyle announced the Oversight Board Evaluation Panel's recommendation of Montoy Law Corporation to provide legal services to the Oversight Board on an as-needed basis.

Senior Deputy City Attorney Tom Murtha offered further clarifications and offered to provide the Board with a copy of the Agreement.

Action: Upon motion by Board Member Medina, seconded by Board Member Guthrie and unanimously approved, Oversight Board Resolution No. 2014-06-1068 entitled "A Resolution of the Oversight Board of the Successor Agency to the Redevelopment Agency of the City Of San Jose Approving the Selection of Montoy Law Corporation to Provide Legal Services, on an As Needed Basis, to the Oversight Board", was approved. (6-0.)

## **7. REPORTS and CORRESPONDENCE**

### **7.1 Information Memorandum – Cooperation Agreement**

Documents Filed: Memorandum from Edward K. Shikada, Successor Agency Executive Officer, dated June 20, 2014, regarding a Cooperation Agreement between the City of San José and the Successor Agency.

Board Member Medina addressed the Cooperation Agreement's alignment with California Health and Safety Code 34180(h) which cites that the agreement itself must be approved by the Oversight Board, and questioning that approval of the cost in the ROPS is an implied delegation of staff. She requested that staff provide a further review and explanation. Senior Deputy City Attorney Tom Murtha agreed to research this matter further.

Action: No action required.

### **7.2 May 28, 2014, Letter from the California State Controller**

Documents Filed: Letter from Renee Hszieh, Manager, RDA Special District Reporting Section, State Controller's Office, to Emily Harrison, Interim Chief Finance Officer, County of Santa Clara, dated May 28, 2014, offering the State Controller's Office response to the City of San José Successor Agency's Claim.

Action: None required.

## REPORTS AND CORRESPONDENCE (CONT'D.)

### 7.3 June 2, 2014, Letter from County Controller-Treasurer

Documents Filed: Letter from County of Santa Clara Controller-Treasurer, Irene Lui, dated June 2, 2014, regarding Redevelopment Property Tax Trust Fund (RPTTF) Distribution.

Action: None required.

### 7.4 June 9, 2014, Responses to Request for Qualifications for Oversight Board Conflicts Counsel.

Documents Responses to Request for Qualifications for Oversight Board Conflicts Counsel, Alvarez-Glasman & Colvin, Attorneys at Law, dated June 9, 2014.

Action: None required.

## 8. Future Agenda Items

None.

## 9. Open Forum

None.

## 10. Adjournment


The Oversight Board of the Successor Agency to the Redevelopment Agency adjourned to Closed Session at 9:34 a.m. to allow discussion of the Selection of Conflicts Counsel.

The next regular Oversight Board meeting will be held on August 14, 2014 at 9:00 a.m.

Minutes Recorded, Prepared and Respectfully Submitted by,

ATTEST:

OVERSIGHT BOARD – SUCCESSOR AGENCY TO THE  
SAN JOSE REDEVELOPMENT AGENCY  
TONI J. TABER, CLERK OF THE BOARD

  
Ruth Krantz, Deputy Clerk of the Board

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