

1 [Redevelopment Agency FY2010-2011 Budget Amendment]

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3 **Resolution approving an amendment to the budget of the Redevelopment Agency of**
4 **the City and County of San Francisco for FY2010-2011 Budget to: (1) authorize an**
5 **additional expenditure in an amount not to exceed \$ 75,440,000; and (2) approving the**
6 **issuance by the Redevelopment Agency of Bonds in an additional principal amount not**
7 **to exceed \$70,000,000 to finance a portion of redevelopment activities described in the**
8 **approved Budget, as amended for FY2010-2011.**

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10 WHEREAS, The Redevelopment Agency of the City and County of San Francisco (the
11 "Agency") is implementing various Redevelopment Plans and programs in the City and
12 County of San Francisco (the "City") in accordance with the California Community
13 Redevelopment Law California Health and Safety Code section 33000 et. seq. (the "Law");
14 and,

15 WHEREAS, Section 33606 of the Law provides for approval of the annual budget of
16 the Agency, and any amendments to the budget, by the legislative body of the City (the
17 "Board of Supervisors"); and,

18 WHEREAS, The Board of Supervisors approved, by Resolution No. 320-10, the
19 Agency's budget for the fiscal year 2010-2011 (the "Budget") and approved the issuance of
20 bonds in the principal amount of not to exceed \$64 million for the purposes of financing a
21 portion of the Budget by Resolution No. 320-10; and,

22 WHEREAS, at the time of the development and approval of the FY 2010-2011 budget,
23 the Agency and the Tax Assessor did not have available tax roll information that resulted in a
24 significant increase in property taxes in Mission Bay due to the accelerated assessment
25 agreement between the Assessor and the Agency;

1 WHEREAS, with the increased assessed values and tax increment, the debt capacity,
2 funds available for Low/Moderate Housing and Project Cost reimbursements are also
3 increased and pursuant to the Tax Increment Allocation Pledge Agreements and Financing
4 Plan, all remaining funds after the pass through payments, housing set-asides, debt service
5 and project expenses are obligated to the developer;

6 WHEREAS, The Agency wishes to amend its Budget for the fiscal year 2010-2011 to
7 permit the receipt of additional tax increment of \$5.44 million, and bond proceeds in the
8 amount of \$70.0 million for the purposes of low moderate housing and for the reimbursement
9 of public improvements made by Catellus pursuant to the Tax Increment Allocation Pledge
10 Agreement between the City and County of San Francisco, San Francisco Redevelopment
11 Agency and Catellus made on November 16, 1998 For Mission Bay North and South; and

12 WHEREAS, Section 33640 of the Law provides that the issuance of Bonds is subject to
13 the approval of the Board of Supervisors; and

14 WHEREAS, the Agency seeks to undertake the above-described redevelopment
15 activities, as amended, whereby the Agency will enter into loans and/or issue and refund, as
16 necessary, or cause to be loaned and/or issued and/or refunded on its behalf by a public
17 finance authority, tax allocation bonds, notes, or other evidence of indebtedness (such loans,
18 bonds, notes or other evidence of indebtedness being referred to as the "Bonds") in an
19 additional principal amount of not to exceed \$70.0 million, which will be repaid from and
20 secured by the taxes allocated to and paid to the Agency pursuant to the Law (and in
21 particular but not limited to Sections 33670-33674) and to Section 16 of Article XVI of the
22 California Constitution; now, therefore, be it

23 RESOLVED, By the Board of Supervisors of the City and County of San Francisco that
24 it does hereby approve the following amendment to the Budget, which is on file with the Clerk
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1 of the Board of Supervisors in File No. _____ and is hereby declared to be a part of this
2 Resolution as if set forth fully herein: increasing the amount of tax increment bond proceeds
3 that the Agency receives in the amount of \$70.0 million and increasing the Agency's
4 expenditure authority by \$75.44 million; and be it

5 FURTHER RESOLVED, By the Board of Supervisors of the City and County of San
6 Francisco that it does hereby approve the issuance of the Bonds by the Agency in an
7 additional amount of not to exceed \$70.0 million for the purposes of financing a portion of the
8 Agency's Budget, as amended; and be it

9 FURTHER RESOLVED, The Agency is authorized to refund such Bonds if the sale of
10 refunding Bonds produces a minimum net debt service savings (net of reserved fund earnings
11 and other offsets) of at least 3% of the par value of Bonds that are refunded to achieve a more
12 favorable debt to debt service coverage ratio.

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