

**Oversight Board
Successor Agency City of Foster City**

Minutes

Meeting Date:
February 12, 2014; 8:00 a.m.

Foster City Council Chambers Conference Room
620 Foster City Blvd., Foster City, CA 94404

Members Present: **Chair Dick W. Bennett, Members Tina Acree, Jim Keller, Linda Koelling, Elizabeth McManus (Entered at Item 5), Marshall Wilson, Rick Wykoff**

Members Absent: **None**

Staff Present: **Steve Toler (Assistant City Manager / Secretary); Jim Hardy (City Manager)**

1. Call to Order – **Meeting called to order at 8:02 a.m.**
2. Public Comment - **None**
3. Communications – **None other than in item 6b below**
4. Minute Approval
 - a. September 11, 2013 – **Motion by Member Wykoff, Seconded by Member Wilson to approve the minutes as submitted. Motion passed 6-0-1 (Member McManus absent)**
5. Reports
 - a. Verbal Update on Legislation *City of Foster City and the Successor Agency City of Foster City v. Matosantos*
 - i. **(Note: Member McManus arrived at the meeting at the start of this item.) Messrs. Toler and Hardy provided an update regarding the status of litigation. Chair Bennett asked who was paying for the cost of litigation. Mr. Hardy indicated that the Successor Agency was bearing the cost of litigation and that those costs were being included on the ROPS from the prior period and the ROPS on the agenda today. No action taken.**

6. Resolutions for Adoption

a. A Resolution Approving an Administrative Budget for the Period July 1 to December 31, 2014

i. **Mr. Toler provided the staff report. Discussion ensued. Legal costs were discussed in light of the discussion regarding Item #5 previous. Motion by Member Koelling, Seconded by Member Wykoff to approve the resolution as drafted. Motion passed 7-0-0 approving Resolution #2014-001 adopting the Administrative Budget for the Period July 1 to December 31, 2014.**

ii. **Motion was also made by Member Koelling, seconded by Member McManus directing staff, Successor Agency Legal Counsel (Ramiza) and Oversight Board Legal Counsel (Labadie) to prepare a litigation analysis and strategy memo to the Oversight Board after the decision is rendered by the Court in the case referenced in #5 above, and that a separate report and Closed Session be held with the Oversight Board and its Legal Counsel regarding how the Oversight Board might wish to proceed relative to any potential future legal costs that would be incorporated in future Administrative Budgets. Motion passed 7-0-0.**

b. A Resolution Approving the Recognized Obligation Payment Schedule 14-15A for the Period July 1 to December 31, 2014 (ROPS 14-15A)

i. **Mr. Toler provided the staff report. Discussion ensued. Motion by Member Keller, Seconded by Member Acree to approve the resolution as drafted. Motion passed 7-0-0 approving Resolution #2014-002 adopting the ROPS 14-15A for the Period July 1 to December 31, 2014.**

7. Old Business – **None**

8. New Business – **None**

9. Future Agenda Items

a. Approval of an Administrative Budget for the Period January 1 to June 30, 2015 (September 10, 2014 – Due to DOF on October 1, 2014)

- b. Approval of Recognized Obligation Payment Schedule (ROPS 14-15B) for the Period January 1 to June 30, 2015 (September 10, 2014 – Due to DOF on October 1, 2014)
- c. **Chair Bennett and Member Wykoff requested that the By-Laws be placed on the next agenda for revision as necessary. Both Messrs. Bennett and Wykoff agreed to review the draft By-Laws with staff in advance of the publication of the agenda for the next meeting.**

10. Member Statements and Requests - **None**

11. Adjournment – **Meeting adjourned at 8:54 a.m.**