

HOUSING SUCCESSOR TO THE REDEVELOPMENT AGENCY ANNUAL REPORT
REGARDING THE
LOW AND MODERATE INCOME HOUSING ASSET FUND
FOR FISCAL YEAR [2018-19]
PURSUANT TO
CALIFORNIA HEALTH AND SAFETY CODE SECTION 34176.1(f)
FOR THE
CITY OF FRESNO

This Housing Successor Annual Report (Report) regarding the Low and Moderate Income Housing Asset Fund (LMIHAF) has been prepared pursuant to California Health and Safety Code Section 34176.1(f) and is dated as of FEBRUARY 20, 2020. This Report sets forth certain details of the housing activities of the City of Fresno, successor to the former Redevelopment Agency of the City of Fresno during Fiscal Year 2018-19. The purpose of this Report is to provide the governing body of the Housing Successor an annual report on the housing assets and activities of the Housing Successor under Part 1.85, Division 24 of the California Health and Safety Code, in particular sections 34176 and 34176.1 (Dissolution Law).

The following Report is based upon information prepared by Housing Successor staff and information contained within the independent financial audit of the LOW AND MODERATE INCOME HOUSING ASSET SPECIAL REVENUE FUND OF THE CITY OF FRESNO, CALIFORNIA for Fiscal Year 2018-19 as prepared by MACIAS GINI & O'CONNELL LLP, which Audit is separate from this annual summary Report; further, this Report conforms with and is organized into sections I. through XIII., inclusive, pursuant to Section 34176.1(f) of the Dissolution Law:

I. **Loan Repayments:** the amount the city, county or city and county received pursuant to subparagraph (A) of paragraph (3) of subdivision (b) of Section 34191.4.

II. **Amount Deposited into LMIHAF:** This section provides the total amount of funds deposited into the LMIHAF during the Fiscal Year. Any amounts deposited for items listed on the Recognized Obligation Payment Schedule (ROPS) must be distinguished from the other amounts deposited.

III. **Ending Balance of LMIHAF:** This section provides a statement of the balance in the LMIHAF as of the close of the Fiscal Year. Any amounts deposited for items listed on the ROPS must be distinguished from the other amounts deposited.

IV. **Description of Expenditures from LMIHAF:** This section provides a description of the expenditures made from the LMIHAF during the Fiscal Year. The expenditures are to be categorized.

V. **Statutory Value of Assets Owned by Housing Successor:** This section provides the statutory value of real property owned by the Housing Successor, the value of loans and grants receivables, and the sum of these two amounts.

VI. Description of Transfers: This section describes transfers, if any, to another housing successor agency made in previous Fiscal Year(s), including whether the funds are unencumbered and the status of projects, if any, for which the transferred LMIHAF will be used. The sole purpose of the transfers must be for the development of transit priority projects, permanent supportive housing, housing for agricultural employees or special needs housing.

VII. Project Descriptions: This section describes any project for which the Housing Successor receives or holds property tax revenue pursuant to the ROPS and the status of that project.

VIII. Status of Compliance with Section 33334.16: This section provides a status update on compliance with Section 33334.16 for interests in real property acquired by the former redevelopment agency prior to February 1, 2012. For interests in real property acquired on or after February 1, 2012, provide a status update on the project.

IX. Description of Outstanding Obligations under Section 33413: This section describes the outstanding inclusionary and replacement housing obligations, if any, under Section 33413 that remained outstanding prior to dissolution of the former redevelopment agency as of February 1, 2012 along with the Housing Successor's progress in meeting those prior obligations, if any, of the former redevelopment agency and how the Housing Successor's plans to meet unmet obligations, if any.

X. Income Test: This section provides the information required by Section 34176.1(a)(3)(B), or a description of expenditures by income restriction for five year period, with the time period beginning January 1, 2014 and whether the statutory thresholds have been met.

XI. Senior Housing Test: This section provides the percentage of units of deed-restricted rental housing restricted to seniors and assisted individually or jointly by the Housing Successor, its former redevelopment Agency, and its host jurisdiction within the previous 10 years in relation to the aggregate number of units of deed-restricted rental housing assisted individually or jointly by the Housing Successor, its former Redevelopment Agency and its host jurisdiction within the same time period. For this Report the ten-year period reviewed is January 1, 2004 to January 1, 2014.

XII. Excess Surplus Test: This section provides the amount of excess surplus in the LMIHAF, if any, and the length of time that the Housing Successor has had excess surplus, and the Housing Successor's plan for eliminating the excess surplus.

XIII. Homeownership Units: An inventory of homeownership units assisted by the former redevelopment agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund pursuant to subdivision (f) of Section 33334.3. This inventory shall include all of the following information:

(A) The number of those units.

(B) In the first report pursuant to this subdivision, the number of units lost to the portfolio after February 1, 2012, and the reason or reasons for those losses. For all subsequent reports, the number of units lost to the portfolio in the last fiscal year and the reason for those losses.

(C) Any funds returned to the housing successor as part of an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund.

(D) Whether the housing successor has contracted with any outside entity for the management of the units and, if so, the identity of the entity.

This Report is to be provided to the Housing Successor’s governing body. In addition, this Report and the former redevelopment agency’s pre-dissolution Implementation Plans are to be made available to the public on the former redevelopment agency’s website at <http://www.fresnorda.com/>.

I. LOAN REPAYMENT

A total of \$1,043,839.00 was deposited into the LMIHAF during the Fiscal Year for loan repayments pursuant to subparagraph (A) of paragraph (3) of subdivision (b) of Section 34191.4.

II. AMOUNT DEPOSITED INTO LMIHAF

A total of \$2,176,331.80 of program income from loan repayments, rent, property sales and the city/agency loan repayment described above was deposited into the LMIHAF during the Fiscal Year. Of the total funds deposited into the LMIHAF, zero dollars were deposited for items listed on the ROPS.

III. ENDING BALANCE OF LMIHAF

At the close of the Fiscal Year, the ending balance in the LMIHAF was \$9,667,242.02, of which \$2,119,666.56 was held for expenditures from funds encumbered by enforceable obligations that transferred to the Housing Successor on February 1, 2012 in accordance with Health & Safety Code Section 34176(e)(2) (the transfer of which was affirmed by the Superior Court, County of Sacramento, pursuant to a Ruling on a Petition for Writ of Mandate and Complaint for Declaratory and Injunctive Relief filed/endorsed on February 11, 2014), and zero dollars were held for items listed on the ROPS.

IV. DESCRIPTION OF EXPENDITURES FROM LMIHAF

The following is a description of expenditures from the LMIHAF by category:

LMIHAF EXPENDITURES FOR THE FISCAL YEAR 2018-19	
Monitoring and Administration Expenditures	\$ 314,552.45
Homeless Prevention and Rapid Rehousing Services Expenditures	
Housing Development Expenditures:	
For Low Income Units	
For Very Low Income Units	
For Extremely Low Income Units	
Total LMIHAF Expenditures in Fiscal Year 2018-19	\$ 314,552.45

Senate Bill 341 allows for 2% of the total \$24,681,839.48 value of Housing Successor assets, or \$493,636.79, to be used on monitoring and administrative expenditures. The Housing Successor continues to monitor and manage \$24,681,839.48 in LMIHAF assets.

V. STATUTORY VALUE OF ASSETS OWNED BY HOUSING SUCCESSOR IN LMIHAF

Under the Dissolution Law and for purposes of this Report, the “statutory value of real property” means the value of properties formerly held by the former redevelopment agency as listed on the housing asset transfer schedule approved by the Department of Finance as listed in such schedule under Section 34176(a)(2), the value of the properties transferred to the Housing Successor pursuant to Section 34181(f), and the purchase price of property (i.e.) purchased by the Housing Successor. Further, the value of loans and grants receivable is included in these reported assets held in the LMIHAF.

The following provides the statutory value of assets owned by the Housing Successor.

STATUTORY VALUE OF HOUSING SUCCESSOR ASSETS AT END OF FISCAL YEAR 2018-19	
Statutory Value of Real Property Owned by Housing Successor	\$ 4,761,230.25
Value of Loans and Notes Receivable	\$19,920,609.23
Total Value of Housing Successor Assets	\$24,681,839.48

VI. DESCRIPTION OF TRANSFERS

The Housing Successor did not make any LMIHAF transfers to other Housing Successor(s) under Section 34176.1(c)(2) during the Fiscal Year.

VII. PROJECT DESCRIPTIONS

The Housing Successor does not receive or hold property tax revenue pursuant to the ROPS.

VIII. STATUS OF COMPLIANCE WITH SECTION 33334.16

Section 34176.1 provides that Section 33334.16 does not apply to interests in real property acquired by the Housing Successor on or after February 1, 2012; however, this report presents a status update on the projects related to such real property.

With respect to interests in real property acquired by the former redevelopment agency prior to February 1, 2012, the time period described in Section 3334.16 shall be deemed to have commenced on the date that the Department of Finance approved the property as a housing asset in the LMIHAF; thus, as to real property acquired by the former redevelopment agency now held by the Housing Successor in the LMIHAF, the Housing Successor must initiate activities consistent with the development of the real property for the purpose for which it was acquired within five years of the date the DOF approved such property as a housing asset. For the City of Fresno, the date of DOF’s approval was August 31, 2012.

PROPERTY WHERE FEASIBILITY ANALYSES ARE IN PROGRESS			
ADDRESS OF PROPERTY	DATE OF ACQUISITION	DEADLINE TO INITIATE DEVELOPMENT ACTIVITY*	STATUS OF HOUSING SUCCESSOR ACTIVITY
1107 "B" Street	3/17/03	February 11, 2019	Exploring development options for this site
1511 "B" Street	10/7/05	February 11, 2019	Exploring development options for this site
1515 "B" Street	10/7/05	February 11, 2019	Exploring development options for this site
California/Plumas – APN #477-121-05T/06T	5/16/07	February 11, 2019	Exploring development options for this site
130 W Lemon	10/9/07	February 11, 2019	Exploring development options for this site
33 E Atchison	4/14/09	February 11, 2019	Exploring development options for this site
146 E Florence	9/15/06	February 11, 2019	Exploring development options for this site
PROPERTY WHERE DEVELOPMENT AGREEMENT IN PROGRESS			
84 E Geary	10/30/07	February 11, 2019	DDA in progress
86 East Geary	11/18/75	February 11, 2019	DDA in progress
66 East Geary	10/23/75	February 11, 2019	DDA in progress
23 E Florence	2/11/08	February 11, 2019	DDA in progress
29 E Florence	2/11/08	February 11, 2019	DDA in progress
74 E Geary	9/2/77	February 11, 2019	DDA in progress
E Florence – APN #477-144-30T	10/21/03	February 11, 2019	DDA in progress
2304 S Walnut	2/29/08	February 11, 2019	DDA in progress
3702 E Ventura	9/20/07	February 11, 2019	DDA in progress
PROPERTY WHERE DEVELOPMENT ACTIVITY HAS BEEN INITIATED			
329 N College	2/24/10	February 11, 2019	Under Development Covenant Agreement
887 Fulton Mall	2/28/07	February 11, 2019	Under Executed ENA

835 Fulton Mall	9/26/08	February 11, 2019	Under Executed DDA
829 Fulton Mall	5/26/10	February 11, 2019	Under Executed DDA
Mono & "G" Streets – APN # 467-073-06T	2/24/09	February 11, 2019	Environmental Testing and Remediation in Process
NW corner "G" & Mono Streets APN #467-073-07T	2/24/09	February 11, 2019	Environmental Testing and Remediation in Process
718 "F" Street	2/24/09	February 11, 2019	Environmental Testing and Remediation in Process
655 "G" Street	2/24/09	February 11, 2019	Environmental Testing and Remediation in Process
729 "G" Street	7/13/10	February 11, 2019	Environmental Testing and Remediation in Process
1505 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1405 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1449 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1525 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1527 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1433 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1411 E Annadale	11/30/07	February 11, 2019	Under Executed DDA
1515 E Annadale	12/9/09	February 11, 2019	Under Executed DDA

* Initiated from Ruling on Petition for Writ of Mandate and Complaint for Declaratory and Injunctive Relief Filed/Endorsed on February 11, 2014.

IX. DESCRIPTION OF OUTSTANDING OBLIGATIONS PURSUANT TO SECTION 33413

Replacement Housing: According to the former redevelopment agency's 2010-15 REDEVELOPMENT AGENCY OF THE CITY OF FRESNO FIVE YEAR IMPLEMENTATION PLANS for the Merger No. 1; Merger No. 2; Central City Commercial; Freeway 99-Golden State Boulevard; Fresno Air Terminal; South Fresno Industrial; Airport Area; and the Southeast Fresno Redevelopment Project Areas and the 2007-2012 REDEVELOPMENT AGENCY OF THE CITY OF FRESNO FIVE YEAR IMPLEMENTATION PLAN for the Roeding Business Park Redevelopment Project Area , no Section 33413(a) replacement housing obligations were transferred to the Housing Successor. The former redevelopment agency's Implementation Plans are posted on the former redevelopment agency's website at <http://www.fresnorda.com/>.

Inclusionary/Production Housing. According to the former redevelopment agency's 2010-15 REDEVELOPMENT AGENCY OF THE CITY OF FRESNO FIVE YEAR IMPLEMENTATION PLANS for the Merger

No. 1; Merger No. 2; Central City Commercial; Freeway 99-Golden State Boulevard; Fresno Air Terminal; South Fresno Industrial; Airport Area; and the Southeast Fresno Redevelopment Project Areas and the 2007-2012 REDEVELOPMENT AGENCY OF THE CITY OF FRESNO FIVE YEAR IMPLEMENTATION PLAN for the Roeding Business Park Redevelopment Project Area , no Section 33413(b) inclusionary/production housing obligations were transferred to the Housing Successor. The former redevelopment agency's Implementation Plans are posted on the former redevelopment agency's website at <http://www.fresnorda.com/>.

X. EXTREMELY-LOW INCOME TEST

Section 34176.1(a)(3)(B) requires that the Housing Successor must require at least 30% of the LMIHAF to be expended for development of rental housing affordable to and occupied by households earning 30% or less of the AMI. If the Housing Successor fails to comply with the Extremely-Low Income requirement in any five-year report, then the Housing Successor must ensure that at least 50% of the funds remaining in the LMIHAF be expended in each fiscal year following the latest fiscal year following the report on households earning 30% or less of the AMI until the Housing Successor demonstrates compliance with the Extremely-Low Income requirement.

LMIHAF Program Income funds have been encumbered pursuant to development agreements. However, there were no LMIHAF housing development expenditures from January 1, 2014 through June 30, 2019.

XI. SENIOR HOUSING TEST

The Housing Successor is to calculate the percentage of units of deed-restricted rental housing restricted to seniors and assisted by the Housing Successor, the former redevelopment agency and/or the City within the previous 10 years in relation to the aggregate number of units of deed-restricted rental housing assisted by the Housing Successor, the former redevelopment agency and/or City within the same time period. If this percentage exceeds 50%, then the Housing Successor cannot expend future funds in the LMIHAF to assist additional senior housing units until the Housing Successor or City assists and construction has commenced on a number of restricted rental units that is equal to 50% of the total amount of deed-restricted rental units.

The Housing Successor does not have any deed restricted rental housing units restricted to seniors.

XII. EXCESS SURPLUS TEST

Excess Surplus is defined in Section 34176.1(d) as an unencumbered amount in the account that exceeds the greater of one million dollars (\$1,000,000) or the aggregate amount deposited into the account during the Housing Successor's preceding four Fiscal Years, whichever is greater.

The following provides the Excess Surplus test for the preceding four Fiscal Years:

	FY 2015/16	FY 2016/17	FY 2017/18	FY 2018/19
Beginning Balance	\$13,234,069.06	\$7,369,747.29	\$6,697,726.00	\$8,169,836.56
Add: Program Income Deposits (Loan Repayment, Rent and Property Sales)	901,127.40	251,075.61	851,560.90	\$1,132,492.80
Add: Program Income - 20% City/Agency Loan Payment Deposit	687,671.00	992,235.00	800,724.00	\$1,043,839.00
Add: Encumbered Funds Deposits				
Less: Program Income Expenditures	(165,701.64)	(229,021.28)	(175,398.44)	(\$314,552.45)
Less: Encumbered Enforceable Obligation Fund Expenditures*	(7,287,418.53)	(1,686,310.62)	(4,775.90)	(\$364,373.89)
Less: Encumbrances	(5,675,126.97)	(3,988,816.35)	(7,645,040.45)	(\$8,355,416.56)
Unencumbered Balance	\$1,694,620.32	\$2,708,909.65	\$524,796.11	\$1,311,825.46

*Expenditures From Funds Encumbered by Enforceable Obligations which Transferred to the Housing Successor on February 1, 2012 in accordance with Health & Safety Code Section 34176(e)(2) and Affirmed by the Superior Court, County of Sacramento, Pursuant to Ruling on Petition for Writ of Mandate and Complaint for Declaratory and Injunctive Relief Filed/Endorsed on February 11, 2014.

The LMIHAF does not have an Excess Surplus. The aggregate program income deposited into the account during the four Fiscal Years is \$6,660,725.71. The unencumbered amount of \$1,311,825.46 does not exceed the aggregate amount deposited.

XIII. HOMEOWNERSHIP UNITS

The Housing Successor is to provide an inventory of homeownership units assisted by the former redevelopment agency or the housing successor that are subject to covenants or restrictions or to an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund pursuant to subdivision (f) of Section 33334.3.

A. Number of Homeownership Units as of 6/30/19

Number of Homeownership Units	64
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B. Homeownership Units lost after February 1, 2012

Units Lost	Reason for Loss
49	Loans paid off
356	Forgiven Loans
24	Loans written off due to foreclosure or short sale

C. \$46,491.34 of funds were returned to the housing successor during the Fiscal Year as part of an adopted program that protects the former redevelopment agency's investment of moneys from the Low and Moderate Income Housing Fund.

D. The housing successor has not contracted with an outside entity for the management of the single family homeownership loans.