

RESOLUTION NO. CD22-11

RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF EMERYVILLE ADOPTING A FOURTH AMENDED ENFORCEABLE OBLIGATIONS PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34169

WHEREAS, Assembly Bill No. AB 26X1 and AB 27X1 was passed by the State Legislature on June 15, 2011 and signed by the Governor on June 29, 2011; and

WHEREAS, a lawsuit has been filed with the California Supreme Court challenging the validity of AB 26X1 and AB 27X1; and

WHEREAS, on August 11, 2011 the Supreme Court issued a partial stay suspending the legal effect of many of the provisions of AB 26X1, excepting Health and Safety Code Sections 34161-34167, and a complete stay of AB 27X1 until the Court has ruled on the validity of the statute; and

WHEREAS, on August 17, 2011 the Supreme Court modified its order of August 11, 2011 and issued a partial stay suspending the legal effect of many of the provisions of AB 26X1, excepting Health and Safety Code Sections 34161-34169.5 and many of the provisions of AB 27X1, excepting Health and Safety Code Sections 34194(b)(2), until the Court has ruled on the validity of AB 26X1 and AB 27X1; and

WHEREAS, the Court's modified stay order did not suspend the legal effect of California Health and Safety Code Section 34169 added by AB 26X1; and

WHEREAS, subsection (h) of section 34167 appears to limit the ability of the Agency to make any payment other than payments required to meet obligations with respect to bonded indebtedness unless such payments are listed on an enforceable obligations payment schedule adopted pursuant to section 34169; and

WHEREAS, on August 25, 2011, the Agency approved an Enforceable Obligations Payment Schedule (EOPS) pursuant to Resolution CD13-11, describing the payments the Agency has committed to pay before the enactment of AB 26X1; and

WHEREAS, State Health and Safety Code Section 34167(a) provides that it is intended, to the maximum extent possible, that the revenues and assets of the agency be preserved so that these assets and revenues that are not needed to pay for enforceable obligations may be used by local governments to fund core governmental services; and

WHEREAS, since Section 34169, subsection (d) provides that redevelopment agencies shall, consistent with the intent declared in Section 34167(a), "preserve all assets, minimize all liabilities, and preserve all records of the agency", maintenance of Agency sites will in fact help to preserve and enhance the value of real estate assets and minimize liabilities of the Agency; and

WHEREAS, the Agency intends to continue to make payments other than payments required to meet debt service obligations that it had committed itself to pay before the enactment of AB 26X1; and

WHEREAS, to include previously omitted existing obligations and asset preservation commitments, on October 4, 2011, November 1, 2011, and December 6, 2011 the EOPS was amended in accordance with Health and Safety Code Section 34169; and

WHEREAS, the Commission has entered into additional obligations necessary for asset preservation and has found it necessary to include previously omitted existing obligations; and therefore be it


RESOLVED, in accordance with Health and Safety Code Section 34169, the Community Development Commission of Emeryville adopts the Fourth Amended Enforceable Obligations Payment Schedule attached to this resolution as Exhibit A.

ADOPTED, by the Community Development Commission of Emeryville at a regular meeting held Tuesday, December 20, 2011 by the following vote:


AYES: (5) Chair West, Vice Chair Brinkman and Commissioners Asher, Atkin and Davis

NOES: (0) None **ABSENT:** None

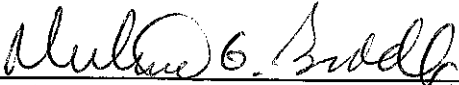
EXCUSED: None **ABSTAINED:** None



CHAIRPERSON

ATTEST:


SECRETARY

APPROVED AS TO FORM:


COMMISSION GENERAL COUNSEL

EXHIBIT A

Name of Redevelopment Agency, Emeryville Redevelopment Agency
 Project Area(s) Emeryville & Shellmound Project Areas
 December 20, 2011

Page 1 of 6 Pages
 Orange/white - amount of enforceable obligation
 Yellow/light - added obligation

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month				Calendar Year Sub-Total
					Aug**	Sept	Oct	Nov	
1) Tax Allocation Revenue Bonds, 2002 Series A	Bank of New York Mellon	Bonds to fund non-housing projects	19,556,247.00	1,789,535.00	1,443,947.50				\$ 1,443,947.50
2) Tax Allocation Revenue Bonds, 2001 Series A	Bank of New York Mellon	Bonds to fund non-housing projects	27,675,256.30	1,570,831.00	1,132,725.00				\$ 1,132,725.00
3) 1998 Series B	Bank of New York Mellon	Bonds to fund non-housing projects	48,573,554.75	2,587,073.00	1,779,817.50				\$ 1,779,817.50
4) 1998 Series C	Bank of New York Mellon	Bonds to fund non-housing projects	21,581,967.44	819,541.00	562,156.25				\$ 562,156.25
5) Tax Allocation Revenue Bonds, 2004 Series A	Bank of New York Mellon	Bonds to fund non-housing projects	81,258,597.43	4,256,935.00	3,087,061.25				\$ 3,087,061.25
Obligation to Low and Moderate Income Housing Fund	Bank of New York Mellon	Bonds to fund housing projects	56,893,645.44	3,110,275.00	2,155,629.26				\$ 2,155,629.26
7) Lease for Amtrak Station	Wareham Development Co	PA to develop Emeryville Amtrak Stn	2,144,246.00	191,042.04	13,745.17	13,745.17	13,745.17	13,745.17	\$ 68,725.85
8) Lease for Amtrak Station	Alameda County	Property Taxes for Amtrak Stn	339,300.00	26,100.00					\$ 26,100.00
Agency Reimbursement to Novartis	Novartis	Reimbursement agreement	26,997,536.00						\$ -
10) City Loan entered into	City of Emeryville	Remediation loan-Park Ave Park-Parcel	1,209,405.00	71,000.00					\$ -
11) City Loan entered into	City of Emeryville	Remediation loan-Boyle-Hollis Park	478,370.00	215,000.00					\$ -
Supplemental ERAF Shift in accordance with AB 26 24	LowMod Housing Fund	SERAF Loan	9,592,732.00	2,398,183.00					\$ -
13) ECAP Lease	Karim Adal	Lease payments	42,288.74	42,288.74	3,489.17	3,489.17	3,489.17	3,489.17	\$ 17,445.85
14) ECAP Lease	PG&E	Utilities for ECAP facility	6,000.00	6,000.00	500.00	500.00	500.00	500.00	\$ 2,500.00
15) PBID Assessment	City of Emeryville	PBID - Arts Center	39,785.00	7,200.00					\$ 7,200.00
16) Bond Trustee Fees	Bank of New York Mellon	Bond Trustee services	314,390.00	20,550.00					\$ 4,000.00
17) Coop Agreement with City	City of Emeryville	Administrative Cost Reimbursements	3,188,722.00	3,188,722.00	265,726.83	265,726.83	265,726.83	265,726.83	\$ 1,328,834.15
18) Obligation for County Fees	Alameda County	Property Tax Collection Fees	285,421.00	285,421.00					\$ -
19) Enterprise Zone	City of Oakland	Enterprise Zone Administration	450,000.00	50,000.00					\$ 50,000.00
20) Contract for services	Keyser Marston	Fiscal Analysis Services	86,696.08	86,696.08					\$ 15,000.00
21) Contract for services	Origins Design Network	Architectural & Urban Design Svcs	9,689.00	9,689.00					\$ -
22) Contract for services	Wilbur Smith Associates	Parking Plan/No. Hollis	13,578.63	13,578.63					\$ -
23) Contract for services	Townsend Public Affairs	Prof Svcs to secure public financing	119,337.22	119,337.22	10,000.00	10,000.00	10,000.00	10,000.00	\$ 50,000.00
24) Contract for services	Susan Colman	Environ Svcs - non-EPA	45,084.71	20,250.00	1,687.50	1,687.50	1,687.50	1,687.50	\$ 8,437.50
25) Contract for services	Robert Haun	Construction Services	12,495.00	12,495.00					\$ -
26)									\$ 0.00
27)									\$ 0.00
28)									\$ 0.00
29)									\$ 0.00
30)									\$ 0.00
Totals - This Page			\$ 301,856,774.74	\$ 20,897,742.71	\$ 10,456,485.43	\$ 295,748.67	\$ 349,148.67	\$ 338,448.67	\$ 11,739,880.11
Totals - Page 2			\$ 469,721.50	\$ 457,534.00	\$ 18,453.17	\$ 61,478.28	\$ 50,019.17	\$ 60,864.17	\$ 238,219.51
Totals - Page 3			\$ 17,182,503.73	\$ 16,550,006.13	\$ 163,571.35	\$ 812,584.91	\$ 775,304.66	\$ 373,514.54	\$ 2,500,899.40
Totals - Page 4			\$ 20,079,757.40	\$ 6,298,592.76	\$ 36,999.00	\$ 2,554,431.61	\$ 587,193.59	\$ 586,256.42	\$ 4,279,417.77
Totals - Page 5			\$ 4,300,598.39	\$ 1,497,308.04	\$ 109,149.19	\$ 125,890.99	\$ 240,254.77	\$ 153,695.19	\$ 739,854.33
Totals - Page 6			\$ 356,943.00	\$ 335,389.00	\$ 2,433.33	\$ 2,433.33	\$ 2,433.33	\$ 74,883.33	\$ 317,064.66
Totals - Other Obligations			\$ 6,929,537.12	\$ 6,929,537.12	\$ -	\$ -	\$ -	\$ -	\$ 1,843,070.34
Grand total - All Pages			\$ 351,155,835.88	\$ 52,968,111.76	\$ 10,787,091.47	\$ 3,851,967.79	\$ 2,014,354.19	\$ 1,587,612.32	\$ 21,657,906.11

* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.) If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.
 ** Includes August payments as adoption of the EOPS was August 25th when billing was under processing.
 Note: The Agency is estimating the amount to be paid in any given month for contract for services.

Yellow light - added obligation

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month				Calendar Year Sub-Total	
					Aug**	Sept	Oct	Nov		Dec
1) Contract for services	Simon & Associates	Bay Friendly Landscape Svcs	5,340.00	5,340.00						
2) Contract for services	Markus Niebanck	Brownfield's Svcs	32,665.05	32,665.05	2,722.09	2,722.09	2,722.09	2,722.09	2,722.09	\$ 13,610.45
3) Contract for services	Placemaking Group	RDA Presentations	642.94	642.94						\$ -
4) Contract for services	Wary Design	Parking Costs - Bay St Phase II	8,775.61	8,775.61						\$ -
5) Contract for services	Fieldman Rolapp & Assoc	Fiscal Svcs for Transit Center Parking	12,987.55	12,987.55						\$ -
6) Contract for services	Nelson/Nygaard	Public Transit Improve Analysis	4,529.00	4,529.00						\$ -
7) Contract for services	Kier & Wright	ALTA Survey of 6150/6202 Christie	1,625.00	1,625.00	1,625.00					\$ 1,625.00
8) Contract for services	Hsg & Economic Right	Homeowner's Info Workshops	1,600.00	1,600.00	400.00					\$ 800.00
9) Contract for services	Icon Design	Develop EDH tour guide	7,250.00	7,250.00	3,625.00					\$ 7,250.00
10) Contract for services	Origins Design Network	Marketplace Master Plan	1,533.60	1,533.60						\$ -
11) Contract for services	Emeryville Chamber	Economic Development Prgrms	16,600.00	16,600.00	1,800.00	1,800.00	1,800.00	1,800.00	1,800.00	\$ 9,000.00
12) Contract for services	The Source Group	Papermill Park Project	3,217.95	3,217.95	3,217.95					\$ 3,217.95
13) Contract for services	Lance Soll & Luinghard	Audit Services	28,710.20	28,710.20	7,177.00					\$ 28,710.00
14) Contract for services	Wallace Roberts & Todd	Powell Streetscape Design	35,474.21	35,474.21	10,000.00					\$ 35,000.00
15) Contract for services	SZFM	Emerystation West Public	2,712.88	2,712.88						\$ -
16) Contract for services	Kimley-Horn	SPA Traffic Study	2,108.84	2,108.84						\$ -
17) Contract for services	SZFM	Newsrack Prototype and Design	3,870.23	3,870.23						\$ -
18) Contract for services	Fieldman Rolapp & Assoc	Bay Street Parking Svcs	23,147.99	23,147.99						\$ -
19) Contract for services	Toxic Assessment Group	Toxic Remediation at Sherwin Wms	20,890.00	20,890.00						\$ -
20) Contract for services	Arthur Young	3602 Adeline/1122 36th Debris removal	4,650.00	1,650.00	150.00	150.00	150.00	150.00	150.00	\$ 750.00
21) Contract for services	Spanish Speaking Unity	Homebuyer counseling	12,587.50	3,400.00	200.00	200.00	200.00	200.00	200.00	\$ 1,400.00
22) Contract for services	Anderson & Associates	Homebuyer svcs	124,405.00	124,405.00	10,367.08	10,367.08	10,367.08	10,367.08	10,367.08	\$ 51,835.40
23) Contract for services	The Source Group	Emeryon Analysis - 1025 MacArthur	6,727.50	6,727.50	6,727.50					\$ 6,727.50
24) Contract for services	Robert Haun	Magnolia Terrace Review Svcs	1,589.00	1,589.00	1,589.00					\$ 1,589.00
25) Contract for services	Rebuilding Together	Ourreach Svcs to Elderly/Disabled	15,000.00	15,000.00			10,000.00			\$ 10,000.00
26) Contract for services	Robert Haun	Housing Rehab Consulting	15,000.00	15,000.00			1,000.00			\$ 1,000.00
27) Contract for services	SZFM	Emeryville Market Renovation	980.72	980.72	980.72					\$ 980.72
28) Contract for services	Ninyo & Moore	Doyle Hollis Park/ART Center	17,735.94	17,735.94	17,735.94					\$ 17,735.94
29) Contract for services	Clear Channel	Bus Shelter Construction	34,000.00	34,000.00						\$ -
30) Contract for services	MIG	Triangle traffic Calming	23,364.79	23,364.79					20,000.00	\$ 34,000.00
31)										
32)										
33)										
34)										
35)										
36)										
37)										
38)										
39)										
40)										
Totals - This Page			\$ 469,721.50	\$ 457,534.00	\$ 18,453.17	\$ 61,478.28	\$ 50,019.17	\$ 60,884.17	\$ 47,404.72	\$ 238,219.51

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 ** Includes August payments as adoption of the EOPS will not be valid and there is no need to prepare a ROPS.
 Note: The Agency is estimating the amount to be paid in any given month.

Yellow/ light - added obligation

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE

Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month					Calendar Year Sub-Total	
					Aug**	Sept	Oct	Nov	Dec		
1) Contract for services	James Breneman	Concrete pads for bus shelters	1,481.40	1,481.40						1,481.40	\$ 1,481.40
2) Contract for services	Erler & Kallinowski	Site B Environ Svcs - Legal	90,507.44	90,507.44						20,507.44	\$ 90,507.44
3) Contract for services	MACK 5	Police Station Remodel	113,290.03	113,290.03						28,322.51	\$ 113,290.04
4) Contract for services	Kler & Wright	Park Ave Street Improvements Design	99,230.94	99,230.94							\$ -
5) Contract for services	SZFM	Facade Improvements - Editions Limited	5,687.20	5,687.20	2,000.00		1,687.20				\$ 5,687.20
6) Contract for services	North American Title	3600 SPA Facade Design	4,453.60	4,453.60							\$ -
7) Contract for services	Republic ITS	Title Report 5701 Hollis	2,600.00	2,600.00							\$ 2,600.00
8) Contract for services	Ghirardelli Associates	Traffic & Pedestrian Improvements	9,860.00	9,860.00							\$ 9,860.00
9) Contract for services	West Coast Code Consultant	Park Ave Improvements	14,306.50	14,306.50							\$ 14,306.50
10) Contract for services	Alameda County	PW Inspections	8,047.00	8,047.00	1,000.00		1,000.00				\$ 5,000.00
11) Contract for services	Robert Haun	Davis Bacon Monitoring	937.90	937.90	187.58		187.58				\$ 937.90
12) Contract for services	Emeryville Ctr for the Arts	Pre Construction review Arts Center	18,971.00	18,971.00							\$ 6,476.00
13) Contract for services	Sposato Engineering	ERN Agreement	1,087,522.44	1,087,522.44	55,065.45		516,233.50				\$ 1,087,522.45
14) Contract for services	AMS Planning & Research	Powell SVI-80 Bike Ped estrian Safety	125,442.64	125,442.64							\$ 125,442.64
15) Contract for services	Kimley-Horn	Business Plan review-Art Center	18,500.00	18,500.00	12,500.00		4,000.00				\$ 18,500.00
16) Contract for services	Aliquot Assoc	Plans for Ped/Bike Safety Improve	11,854.91	11,854.91							\$ 11,854.91
17) Contract for services	Aliquot Assoc	ALTA Survey for Greenway	3,904.42	3,904.42							\$ 3,904.42
18) Contract for services	Seitel Consulting	Topo Survey for Greenway remediation	7,000.00	7,000.00							\$ 5,106.50
19) Contract for services	The Source Group	Ambassador Pro Formal/Due Diligence	1,109.64	1,109.64							\$ -
20) Contract for services	Resources for Community	Environ Assessment 3706 San Pablo	10,793.57	10,793.57							\$ 10,793.57
21) DDA	Rockwood Christie	Affordable Housing Project	11,466,109.93	11,466,109.93	66,032.00		100,000.00				\$ 466,032.00
22) OPA dated 10/19/410	Biggs Cardosa	South Bayfront Ped/Bike Bridge	3,100,000.00	2,500,000.00							\$ -
23) Contract for services	Keyser Marston	Fiscal Analysis - Gateway project	35,445.00	35,445.00							\$ 35,445.00
24) Contract for services	SZFM	Flatiron Design	13,955.00	13,955.00							\$ -
25) Contract for services	Aquatierra Assoc	1042 48th St Garden	902.65	902.65							\$ 902.65
26) Contract for services	Union Pacific RR	South Bayfront Ped/Bike Bridge	5,777.97	5,777.97							\$ 5,777.97
27) Contract for services	URS Corp	Horton Landing Park-Archaeology Monitor	15,613.68	15,613.68							\$ -
28) Contract for services	KEMA Services	LEED Certification-PD Building	179,102.67	179,102.67							\$ -
29) Contract for services	S&C Engineers	South Bayfront Ped/Bike Bridge	35,810.00	35,810.00							\$ 35,810.00
30) Contract for services	The Source Group	Phase 1 Environ - 5701 Hollis	400.33	400.33							\$ 400.33
31) Contract for services	P&D Environmental	Testing and Analysis Soils	1,482.85	1,482.85							\$ 1,482.85
32) Contract for services	HQE	18005th Ped/Bike Bridge	72.33	72.33							\$ 72.33
33) Contract for services	Design Space Modular Bldg	Discontinues and remove PD temp modular	65,382.05	65,382.05							\$ 2,000.00
34) Contract for services	Misael Diaz	48th St Community Garden Retaining Wall	274,702.84	274,702.84	22,891.90		22,891.90				\$ 114,459.50
35) Contract for services	Avatar Singh & Meera Rani	SPA Facade loan	10,000.00	10,000.00							\$ 3,000.00
36) Loan Agreement	Watergate Shopping Center	Facade grant	398.00	398.00							\$ 398.00
37) Grant	Ghiotti Brothers	Triangle Traffic Calming	7,500.00	7,500.00							\$ 7,500.00
38) Contract for services			314,347.80	314,347.80							\$ 314,347.80
39)											
40)											
Totals - This Page			\$ 17,162,503.73	\$ 16,550,008.13	\$ 163,571.35	\$ 812,584.91	\$ 775,304.66	\$ 373,514.54	\$ 375,923.94	\$ 2,500,899.40	

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 ** Includes August payments as adoption of the EOPS was August 26th when billing was under processing.
 Note: The Agency is estimating the amount to be paid in any given month.

Yellow highlight - added obligation

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month				Calendar Year Sub-Total	
					Aug**	Sept	Oct	Nov		Dec
1) Contract for services	Wiss Jannet Elstner	Waterproofing Renovation-PD Renovation	23,755.13	23,755.13		7,918.38	7,918.38	7,918.38		\$ 23,755.14
2) Contract for services	Don Donner Assoc	Architect Svc-PD Renovation	10,367.08	10,367.08		3,455.69	3,455.69	3,455.69		\$ 10,367.07
3) Facade Grant	Editions Limited West	Facade grant	75,000.00	75,000.00		42,500.00	25,000.00	7,500.00		\$ 75,000.00
4) Facade Grant	Paula Leduc	Facade grant	75,000.00	75,000.00		25,000.00	25,000.00	25,000.00		\$ 75,000.00
5) Contract for services	One Workplace Ferrari	PD Renovation	101,525.20	101,525.20		50,000.00	50,000.00	51,525.20		\$ 101,525.20
6) Contract for services	Applied Materials	Construction Inspections	13,581.96	13,581.96		13,581.96				\$ 13,581.96
7) Contract for services	Wright Line	PD Renovation	24,292.43	24,292.43		24,292.43				\$ 24,292.43
8) Contract for Services	KCFD	PD Renovation	87,360.87	87,360.87		17,140.22	17,140.22	26,540.22	26,540.22	\$ 87,360.88
9) Contract for services	Starlite Electric	PD Renovation	1,420.00	1,420.00		710.00	710.00	710.00		\$ 1,420.00
10) Contract for services	Suasal Corp	PD Renovation	1,222,837.72	1,222,837.72		305,709.43	305,709.43	305,709.43	305,709.43	\$ 1,222,837.72
11) Contract for services	Alameda County	PD Renovation	2,500.00	2,500.00					2,500.00	\$ 2,500.00
12) Contract for services	Peralta Service Corp	Weed abatement/litter clean-up-Ambassad	2,365.00	2,365.00		2,365.00				\$ 2,365.00
13) Contract for services	Jeffrey Thomas Ferrasci	Fencing installation	20,929.00	20,929.00		20,929.00				\$ 20,929.00
14) Contract for services	Peralta Service Corp	Ambassador Site Maintenance	10,665.00	10,665.00		1,185.00		1,185.00		\$ 2,370.00
15) Contract for services	Jeffrey Thomas Ferrasci	Fencing at 3706 SPA	20,000.00	20,000.00		20,000.00				\$ 20,000.00
16) Contract for services	Jeffrey Thomas Ferrasci	Temp Power Pole Fencing at 3706 SPA	2,000.00	2,000.00		2,000.00				\$ 2,000.00
17) Contract for services	PG&E	Reset Power at 3706 SPA for Billboard	1,000.00	1,000.00		1,000.00				\$ 1,000.00
18) Contract for services	Kier @Wright	ALTA survey 3706 SPA	13,425.00	13,425.00				13,425.00		\$ 13,425.00
19) DDA Obligation	Emery Unified School Distr	Memorandum of Understanding	1,000,000.00							\$ -
20) DDA obligation	Magnolia Terrace	DDA obligation	7,472.37	7,472.37		7,472.37				\$ 7,472.37
21) EmeryStation Greenway	Wareham Development	Tax Increment sharing	1,884,161.00	1,884,161.00		446,161.00				\$ 446,161.00
22) Loan repayment	State of California	HELP program repayment	1,500,000.00							\$ -
23) Legal Services	Burke Williams Sorenson	HSP Eminent Domain-Legal/Appraisal Svc	220,000.00	110,000.00		11,562.50	11,562.50	11,562.50		\$ 46,250.00
24) 5990/5900 Christie	Leone & Pynn Trusts	Christie Ave Acquisition Agreement	9,637,342.00	1,500,000.00		1,500,000.00				\$ 1,500,000.00
25) Legal Services	Cox Caetle Nicholson	Site B environmental litigation	1,000,000.00	1,000,000.00		125,000.00	125,000.00	125,000.00		\$ 500,000.00
26) Mound Cleanup	Wareham Development/CB	Environmental Remediation & Escrow Agr	3,000,000.00							\$ -
27) Contract for services	J's Construction	Repairs at ECAP	7,500.00	7,500.00		7,500.00				\$ 7,500.00
28) Building Holding Costs	EBMUD	Art Center - Water	4,320.00	4,320.00		360.00	360.00	360.00	360.00	\$ 1,800.00
29) Building Holding Costs	PG&E	Art Center -Power	600.00	600.00		50.00	50.00	50.00	50.00	\$ 250.00
30) Building Holding Costs	Peralta	Art Center -Weed abatement/Clean-Up	2,130.00	1,650.00		150.00	150.00	150.00	150.00	\$ 750.00
31) Building Holding Costs	Sonitrol	Art Center-Phone lines	1,920.00	1,920.00		160.00	160.00	160.00	160.00	\$ 800.00
32) Building Holding Costs	ADT	Art Center-Alarm	7,967.64	6,300.00		525.00	525.00	525.00	525.00	\$ 2,625.00
33) Building Holding Costs	Integrity Construction	Art Center-Minor repairs	15,000.00							\$ -
34) Contract for services	SZFM	LeDuc Façade	4,500.00	4,500.00		1,000.00	1,000.00	1,000.00		\$ 4,500.00
35) Contract for services	Spooeto Engineering	Triangle Traffic Calming	17,300.00	17,300.00		3,460.00	3,460.00	3,460.00	3,460.00	\$ 17,300.00
36) Contract for services	Morgan Aluminum	Fencing at 6150 Christie	19,500.00	19,500.00		19,500.00				\$ 19,500.00
37) Contract for services	Peralta Service Corp	Maintenance at 6150 Christie	28,320.00	15,200.00		1,020.00	1,020.00	1,020.00	1,020.00	\$ 9,080.00
38) Contract for services	Emory LP	Temp Fence at 6150 Christie Reimb	1,000.00	1,000.00		1,000.00				\$ 1,000.00
39) Contract for services	National Const. Rental	Temp Fence at 6150 Christie	1,200.00	1,200.00		1,200.00				\$ 1,200.00
40) Contract for services	Ninyo & Moore	5990/5900 Christie - Soil Vapor Test	11,500.00	11,500.00		11,500.00				\$ 11,500.00
Totals - This Page			\$ 20,079,757.40	\$ 6,298,592.76	\$ 36,999.00	\$ 2,554,431.61	\$ 597,193.59	\$ 586,256.42	\$ 504,537.15	\$ 4,279,417.77

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 If an agency adopts a continuation ordinance per ABX1 27, this EOPS will not be valid and there is no need to prepare a ROPS.
 ** Includes August payments as adoption of the EOPS was August 25th when billing was under processing.
 Note: The Agency is estimating the amount to be paid in any given month.

Yellow highlight - added obligation.

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month					Calendar Year Sub-Total
					Aug**	Sept	Oct	Nov	Dec	
1) Contract for services	Peralta Service Corp	Maintenance at 3706 SPA	60,000.00	36,300.00	7,500.00	2,860.00	2,860.00	2,860.00	2,860.00	19,020.00
2) Contract for services	National Const. Rental	Temp Pole at 3706 SPA-Billboard	870.78	416.46	37.86	37.86	37.86	37.86	37.86	189.30
3) Contract for services	National Const. Rental	Temp Pole at Ambassador-Billboard	2,180.00	1,400.00	800.00	60.00	60.00	60.00	60.00	1,040.00
4) Permit Fees	City of Emeryville	Permits for fences at 6150 Christie and 3	1,500.00	1,000.00	1,500.00					1,500.00
5) Contract for services	Eifer Kalinowski	Site B groundwater remediation	3,250,000.00	1,000,000.00	83,333.00	83,333.00	83,333.00	83,333.00	83,333.00	416,665.00
6) Contract for services	DTSC	Site B groundwater remediation oversight	110,631.00	71,537.00		7,500.00	7,500.00	7,500.00	7,500.00	30,000.00
7) Contract for services	Motorola	PD Phone Connection	70,000.00	70,000.00	5,833.33	5,833.33	5,833.33	5,833.33	5,833.33	29,166.65
8) Contract for services	City of Emeryville	PD Audio Video package	30,000.00	30,000.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	12,500.00
9) Contract for services	City of Emeryville	PD Moving package	9,999.00	9,999.00	750.00	750.00	750.00	750.00	750.00	3,750.00
10) Contract for services	City of Emeryville	PD Additional furnishings & Appliances	60,000.00	60,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	25,000.00
11) Contract for services	City of Emeryville	PD Utility Connection & Construction Ser	4,600.00	4,600.00	600.00	4,000.00				4,600.00
12) Contract for services	Paramount Elevator	PD Renovations - Elevator	475.00	475.00	95.00	95.00	95.00	95.00	95.00	475.00
13) Contract for services	National Const. Rental	PD Construction Fence	1,200.00	1,200.00	100.00	100.00	100.00	100.00	100.00	500.00
14) Contract for services	PG&E	PD Renovations - Utilities	5,500.00	5,500.00	1,375.00	1,375.00	1,375.00	1,375.00	1,375.00	5,500.00
15) Contract for services	EBMUD	PD Renovations - Utilities	5,500.00	5,500.00	1,100.00	1,100.00	1,100.00	1,100.00	1,100.00	5,500.00
16) Contract for services	SZFM	Watergate Market	1,489.50	1,489.50	697.50	792.50				1,489.50
17) Contract for services	SZFM	Paula Le Duc (1350 Park)	4,500.00	4,500.00	2,129.80	300.00	300.00	300.00	300.00	3,029.80
18) Contract for Services	EKI	On-going groundwater monitoring at Bay Streets/Site A	\$514,262.03	25,000.00	12,500.00					12,500.00
19) Contract for Services	Multistar/Bradly Hancock	PD Renovations - project photography	5,000.00	5,000.00		5,000.00				5,000.00
20) Contract for Services	California Diesel and Power	PD Renovations - annunciator	13,000.00	13,000.00		13,000.00				13,000.00
21) Contract for Services	On the Move	PD Renovations - moving company	11,000.00	11,000.00		11,000.00				11,000.00
22) Contract for Services	East Bay Supply	PD Renovations - Evidence Refrigerator	12,000.00	12,000.00		12,000.00				12,000.00
23) Contract for Services	CDIW-Government,	PD Renovations - Audio Visual Package	20,000.00	20,000.00		20,000.00				20,000.00
24) Contract for Services	Pacific Sales	PD Renovations Appliances	5,776.00	5,776.00		5,776.00				5,776.00
25) Contract for Services	Secure It Tactical, inc.	PD Renovations weapons rack	5,570.00	5,570.00		5,570.00				5,570.00
26) Contract for Services	Applied Medical Inc	PD Renovations - evidence drying cabinet	11,475.00	11,475.00		11,475.00				11,475.00
27) Contract for Services	State Board of Equalization	PD Renovations - disposal fees	600.00	600.00		600.00				600.00
28) Contract for Services	RGA	3706 San Pablo Avenue - Haz Mat Spec	2,950.00	2,950.00		2,950.00				2,950.00
29) Contract for services	Wareham Development	Owner Participation Agreement between RDA and Wareham	3,490.00	3,490.00		3,490.00				3,490.00
30) Contract for services	Groupware Technology	Catalyst 3560S 24X7 Support	14,719.81	14,719.81		14,719.81				14,719.81
31) Contract for services	Kler & Wright	6150 Property line flagging	1,480.00	1,480.00			1,480.00			1,480.00
32) Contract for services	Access Print	Copying/Binding Draft Plan	3,059.27	3,059.27		3,059.27				3,059.27
33) Contract for services	Dynamic Sound Solutions	PD - Audio Visual	43.00	43.00		43.00				43.00
34) Contract for services	Beasby	PD - Audio Visual	3,000.00	3,000.00		3,000.00				3,000.00
35) Contract for services	Lyon Workspace Projects	PD - Furnishings and Equipment	5,420.00	5,420.00		5,420.00				5,420.00
36) Contract for services	Systems and Space Inc.	PD - Furnishings and Equipment	5,035.00	5,035.00		5,035.00				5,035.00
37) Contract for services	Factory Express	PD - Furnishings and Equipment	460.00	460.00		460.00				460.00
38) Contract for services	Interior Motions	PD - Furnishings and Equipment	2,000.00	2,000.00		2,000.00				2,000.00
39) Contract for services	Vistamotion	PD - Furnishings and Equipment	1,461.00	1,461.00		1,461.00				1,461.00
40) Contract for Services	Integrity Construction Maint	Bridgecourt Community Room Upgrades	38,459.00	38,459.00					38,459.00	38,459.00
41) Contract for Services	So-Low EEC	PD-Evidence Storage	2,892.00	2,892.00					2,892.00	2,892.00
Totals - This Page			\$ 4,300,598.39	\$ 1,497,308.04	\$ 109,149.19	\$ 125,890.99	\$ 240,254.77	\$ 153,695.19	\$ 110,864.19	\$ 739,854.33

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 ** Includes August payments as adoption of the EOPS will not be valid and there is no need to prepare a ROPS.
 Note: The Agency is estimating the amount to be paid in any given month.

FOURTH AMENDED ENFORCEABLE OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month:				Calendar Year Sub-Total
					Aug**	Sept	Oct	Nov	
1) PBID Assessments	City of Emeryville	Assessments on Agency Properties	32,000.00	32,000.00				32,000.00	\$ 32,000.00
2) BAV/Shellmound Assessments	City of Emeryville	Assessments on Agency Properties	10,000.00	10,000.00				10,000.00	\$ 10,000.00
3) Property Taxes	Tax Collector, Alameda Co	Property Taxes on Agency Owned Property	30,000.00	30,000.00				30,000.00	\$ 30,000.00
4) Contract For Services	Fugro	Well Removal from Ambassador	11,000.00	11,000.00				11,000.00	\$ 11,000.00
5) Contract For Services	Spooeto	Powell Bike Ped Safety Project	196,000.00	196,000.00				196,000.00	\$ 196,000.00
6) Contract For Services	P&D Environmental	Triangle Traffic Calming Project	1,750.00	1,750.00				1,750.00	\$ 1,750.00
7) Contract For Services	Erler & Kalinowski	Horton Landing Park Site Plan Clean Up	5,443.00	5,443.00				5,443.00	\$ 5,443.00
8) Contract For Services	PG&E	5890-5900 Christie Power and Gas	2,400.00	2,400.00				2,400.00	\$ 2,400.00
9) Contract For Services	EBMUD	5890-5900 Christie Water	800.00	800.00				800.00	\$ 800.00
10) Contract For Services	Reed Brothers Security	5890-5900 Christie Lock and Gate	1,000.00	1,000.00				1,000.00	\$ 1,000.00
11) Contract For Services	Bay Alarm	5890-5900 Christie Fire Suppressionsys	2,000.00	2,000.00				2,000.00	\$ 2,000.00
12) Contract For Services	AT&T	5890-5900 Christie Phone Services for Eri	800.00	800.00				800.00	\$ 800.00
13) Contract For Services	JAX Gonsealves	5890-5900 Christie Sidewalk Removal Plan	11,850.00	11,850.00				11,850.00	\$ 11,850.00
14) Contract For Services	Peralita	5890-5900 Christie Debris Removal Plan	10,000.00	10,000.00				10,000.00	\$ 10,000.00
15) Public Information	Second Sight Video	community promotion outreach broadcast	625.00	625.00				625.00	\$ 625.00
16) Public Information	Graphicarts	community promotion outreach streaming	1022.00	1,022.00				1,022.00	\$ 1,022.00
17) Public Information	Worldwide Communication	community promotion outreach photograph	3,753.00	3,753.00				3,753.00	\$ 3,753.00
18) Public Information	Nancy Siller Wilson	community promotion outreach editing	500.00	500.00				500.00	\$ 500.00
19) Contract For Services	Clean Water Environmental	Site Groundwater Remediation/Leakage	20,000.00	20,000.00				20,000.00	\$ 20,000.00
Totals - This Page			\$ 356,943.00	\$ 335,389.00	\$ 2,433.33	\$ 2,433.33	\$ 74,833.33	\$ 234,331.33	\$ 317,064.65

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** Includes August payments as adoption of the EOPS was August 28th when billing was under processing.
Note: The Agency is estimating the amount to be paid in any given month.