

April 7, 2014

Ms. Cruz W. Ramos, City Manager
City of San Joaquin
P.O. Box 758
San Joaquin, CA 93660

Dear Ms. Ramos:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the City of San Joaquin Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 14-15A) to the California Department of Finance (Finance) on February 26, 2014 for the period of July through December 2014. Finance has completed its review of your ROPS 14-15A, which may have included obtaining clarification for various items.

HSC section 34171 (d) defines enforceable obligations. Based on a sample of line items reviewed and application of the law, the following do not qualify as enforceable obligations for the reasons specified:

- Item Nos. 2 and 3 – Loan Agreement between the City of San Joaquin (City) and the Agency in the amount of \$1,028,723. At the Agency's request, funding for these items has been reclassified to the Redevelopment Property Tax Trust Fund (RPTTF).

The Agency received a Finding of Completion from Finance on March 8, 2013, and has met the criteria outlined in HSC section 34191.4 (b), which allows City loans as enforceable obligations. The Agency requests loan repayment in the amount of \$19,395 for Item No. 2 and \$4,849 for Item No. 3, totaling \$24,244. However, the Agency is not required to split the loan repayment on the ROPS in order to satisfy the requirement set forth in HSC 34191.4 (C) for the Low and Moderate Income Housing Asset Fund. Therefore, we combined these items into one line item, Item No. 2, and are approving \$24,244 payable from RPTTF funding.

- Item No. 4 – Loan Agreement between the City and the Agency in the amount of \$9,477. At the Agency's request, funding for this item has been reclassified to the Redevelopment Property Tax Trust Fund (RPTTF).

Pursuant to HSC section 34173 (h), the city or county that authorized the creation of a redevelopment agency may loan or grant funds to an Agency if the Agency did not receive sufficient RPTTF to fund enforceable obligations and administrative costs. However, these loans are subject to the approval of the Oversight Board (OB). Finance received Successor Agency Resolution No. SA 14-03, but not an OB approval. To the extent the

Agency can obtain OB approval, the Agency may be able to obtain RPTTF funding on future ROPS.

Pursuant to HSC section 34186 (a), successor agencies were required to report on the ROPS 14-15A form the estimated obligations and actual payments (prior period adjustments) associated with the July through December 2013 period. The amount of RPTTF approved in the table below includes the prior period adjustment self-reported by the Agency. HSC section 34186 (a) also specifies prior period adjustments self-reported by successor agencies are subject to audit by the county auditor-controller (CAC) and the State Controller. Any proposed CAC adjustments were not received in time for inclusion in this letter. Therefore, the amount of RPTTF approved in the table below only includes the prior period adjustment self-reported by the Agency.

Except for the items that have been reclassified, Finance is not objecting to the remaining items listed on your ROPS 14-15A. If you disagree with the determination with respect to any items on your ROPS 14-15A, you may request a Meet and Confer within five business days of the date of this letter. The Meet and Confer process and guidelines are available at Finance's website below:

http://www.dof.ca.gov/redevelopment/meet_and_confer/

The Agency's maximum approved RPTTF distribution for the reporting period is \$104,441 as summarized below:

| Approved RPTTF Distribution For the period of July through December 2014 | |
|---|-------------------|
| Total RPTTF requested for non-administrative obligations | 0 |
| Total RPTTF requested for administrative obligations | 113,918 |
| Total RPTTF requested for obligations | \$ 113,918 |
| Total RPTTF requested for non-administrative obligations | 0 |
| <u>Reclassified Items</u> | |
| Item No. 2 | 24,244 |
| Total RPTTF authorized for non-administrative obligations | \$ 24,244 |
| Total RPTTF requested for administrative obligations | 113,918 |
| <u>Reclassified Items</u> | |
| Item No. 2 | (19,395) |
| Item No. 3 | (4,849) |
| | (24,244) |
| <u>Denied Items</u> | |
| Item No. 4 | (9,477) |
| Total RPTTF authorized for administrative obligations | \$ 80,197 |
| Total RPTTF authorized for obligations | \$ 104,441 |
| ROPS 13-14A prior period adjustment | 0 |
| Total RPTTF approved for distribution | \$ 104,441 |

Please refer to the ROPS 14-15A schedule that was used to calculate the approved RPTTF amount:

<http://www.dof.ca.gov/redevelopment/ROPS>

Absent a Meet and Confer this is Finance's final determination related to the enforceable obligations reported on your ROPS for July 1 through December 31, 2014. This determination

only applies to items where funding was requested for the six-month period. Finance's determination is effective for this time period only and should not be conclusively relied upon for future periods. All items listed on a future ROPS are subject to a subsequent review and may be denied even if it was or was not denied on this ROPS or a preceding ROPS. The only exception is for those items that have received a Final and Conclusive determination from Finance pursuant to HSC section 34177.5 (i). Finance's review of items that have received a Final and Conclusive determination is limited to confirming the scheduled payments as required by the obligation.

The amount available from the RPTTF is the same as the amount of property tax increment that was available prior to enactment of ABx1 26 and AB 1484. This amount is not and never was an unlimited funding source. Therefore, as a practical matter, the ability to fund the items on the ROPS with property tax is limited to the amount of funding available to the successor agency in the RPTTF.

To the extent proceeds from bonds issued after December 31, 2010 exist and are not encumbered by an enforceable obligation pursuant to HSC section 34171 (d), HSC section 34191.4 (c) (2) (B) requires these proceeds be used to defease the bonds or to purchase those same outstanding bonds on the open market for cancellation.

Please direct inquiries to Nichelle Thomas, Supervisor or Alexander Watt, Lead Analyst at (916) 445-1546.

Sincerely,



JUSTYN HOWARD
Assistant Program Budget Manager

cc: Ms. Diana Brooks, City Clerk, City of San Joaquin
Mr. George Gomez, Accounting Financial Manager, Fresno County
California State Controller's Office