



GAVIN NEWSOM ■ GOVERNOR
915 L STREET ■ SACRAMENTO CA ■ 95814-3706 ■ www.dof.ca.gov

Transmitted via e-mail

December 17, 2020

John Furtado, Finance Manager
City of Walnut Creek
1666 North Main Street
Walnut Creek, CA 94596

Last and Final ROPS Determination

Pursuant to Health and Safety Code (HSC) section 34191.6 (b), the City of Walnut Creek Successor Agency (Agency) submitted a Last and Final Recognized Obligation Payment Schedule (Last and Final ROPS) to the California Department of Finance (Finance) on September 29, 2020. Finance has completed its review of the Agency's Last and Final ROPS.

HSC section 34191.6 (c) authorizes Finance to make amendments or changes to the Last and Final ROPS if the changes are agreed to in writing by the Agency. The Agency has agreed in writing to the following changes made by Finance to the Agency's Last and Final ROPS:

The claimed administrative costs exceeded the allowance by \$17,000. HSC section 34171 (b) (3) limits the fiscal year Administrative Cost Allowance (ACA) to three percent of actual Redevelopment Property Tax Trust Fund (RPTTF) distributed in the preceding fiscal year or \$250,000, whichever is greater; not to exceed 50 percent of the RPTTF distributed in the preceding fiscal year. According to the Contra Costa County Auditor-Controller (CAC), RPTTF distribution reports for the prior fiscal year indicate RPTTF distributed was \$0. As a result, the Agency's maximum ACA is \$0 for fiscal year 2021-22. Although \$17,000 is claimed for ACA from Other Funds, no ACA is available pursuant to the cap. Therefore, \$17,000 in excess ACA from Other Funds is not allowed.

Finance is approving the Agency's Last and Final ROPS with the above amendments and changes. These changes are reflected in the approved Last and Final ROPS.

The Agency's maximum approved RPTTF distribution for the Last and Final ROPS is \$0, as summarized in the Approved RPTTF Distribution table (See Attachment). Note, the Agency requested all funding from Other Funds.

Please refer to the approved Last and Final ROPS schedule used to calculate the total RPTTF approved for distribution:

<http://www.dof.ca.gov/Programs/Redevelopment/ROPS/>

This is Finance's determination related to the enforceable obligations reported on the Last and Final ROPS. HSC section 34191.6 (c) (2) allows agencies to submit no more than two requests to amend the approved Last and Final ROPS.

The Agency shall not expend more than the amount approved for each enforceable obligation listed and approved on the Last and Final ROPS. All unspent RPTTF received for enforceable obligations by the Agency should be retained for distribution to the affected taxing entities pursuant to HSC section 34191.6 (d) (2) (G). Further, any revenues, interest, and earnings of the Agency not authorized for use pursuant to the approved Last and Final ROPS shall be remitted to the CAC pursuant to HSC section 34191.6 (c) (3). Pursuant to HSC section 34187 (e), once an agency has retired or paid off all enforceable obligations and all real property has been disposed, the Agency is required to dispose all remaining assets and remit any proceeds to the CAC for distribution to the affected taxing entities.

HSC section 34187 (b) defines the process of final dissolution of the Agency. When all enforceable obligations have been retired or paid off, all real property has been disposed, and all outstanding litigation has been resolved, the Agency shall, within 30 days of meeting these conditions, submit to the Oversight Board (OB) a request to formally dissolve. The OB shall approve the request within 30 days and submit the request for Finance's review.

Please note, the funding approved in Finance's April 15, 2020 annual ROPS 20-21 determination letter will remain in effect through June 30, 2021, and the Agency's approved Last and Final ROPS will become effective beginning July 1, 2021.

Please direct inquiries to Todd Vermillion, Supervisor, or Sergey Fomin, Staff, at (916) 322-2985.

Sincerely,

Original signed by Cheryl L. McCormick for:

JENNIFER WHITAKER
Program Budget Manager

cc: Margot Ernst, Housing Manager, City of Walnut Creek
Bob Campbell, Auditor-Controller, Contra Costa County

Attachment