



Transmitted via e-mail

April 14, 2023

Nadine Hade, Finance Director
City of San Rafael
1400 Fifth Avenue
San Rafael, CA 94901

2023-24 Annual Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (o) (1), the City of San Rafael Successor Agency (Agency) submitted an annual Recognized Obligation Payment Schedule for the period July 1, 2023 through June 30, 2024 (ROPS 23-24) to the California Department of Finance (Finance) on January 31, 2023. Finance has completed its review of the ROPS 23-24.

Based on a sample of line items reviewed and application of the law, Finance made the following determination:

- Item No. 34 – RDA Pension Obligation ROPS 15 -16A in the total outstanding amount of \$190,443 is not allowed. The Agency contends sufficient funds were not received to satisfy the total outstanding pension obligation amount of \$1,904,430. The obligation was amortized over a ten-year period of annual equal installments of \$190,443. Finance approved payments for the total amount of \$1,904,430 including nine payments funded with Redevelopment Property Tax Trust Fund (RPTTF) and one payment funded with Reserve Balances. Through a Meet and Confer held on April 24, 2015, the Agency disputed Finance's determination that Reserve Balances should be used to fund this obligation instead of RPTTF; however, Finance maintained its determination to reclassify the \$190,443 from RPTTF to Reserve Balances. Furthermore, the Marin County Auditor-Controller (CAC) concurs that the Agency has received sufficient funding for this obligation. Therefore, the pension obligations have been fully funded and the requested \$190,443 is not allowed.

Pursuant to HSC section 34186, successor agencies are required to report differences between actual payments and past estimated obligations (prior period adjustments) for the July 1, 2020 through June 30, 2021 (ROPS 20-21) period. The ROPS 20-21 prior period adjustment (PPA) will offset the ROPS 23-24 RPTTF distribution. The amount of RPTTF authorized includes the PPA resulting from the CAC's review of the PPA form submitted by the Agency.

The Agency's maximum approved RPTTF distribution for the reporting period is \$25,108, as summarized in the Approved RPTTF Distribution table (see Attachment).

RPTTF distributions occur biannually, one distribution for the July 1, 2023 through December 31, 2023 period (ROPS A period), and one distribution for the January 1, 2024 through June 30, 2024 period (ROPS B period), based on Finance's approved amounts. Since this determination is for the entire ROPS 23-24 period, the Agency is authorized to receive up to the maximum approved RPTTF through the combined ROPS A and B period distributions.

Except for the adjusted item, Finance approves the remaining items listed on the ROPS 23-24 at this time. If the Agency disagrees with our determination with respect to any items on the ROPS 23-24, except items which are the subject of litigation disputing our previous or related determinations, the Agency may request a Meet and Confer within five business days from the date of this letter. The Agency must use the RAD App to complete and submit its Meet and Confer request form. The Meet and Confer process and guidelines are available on our website:

http://dof.ca.gov/Programs/Redevelopment/Meet_And_Confer/

Absent a Meet and Confer, this is our final determination regarding the obligations listed on the ROPS 23-24. This determination only applies to items when funding was requested for the 12-month period. If a determination by Finance in a previous ROPS is currently the subject of litigation, the item will continue to reflect the determination until the matter is resolved.

The ROPS 23-24 form submitted by the Agency and this determination letter will be posted on our website:

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

This determination is effective for the ROPS 23-24 period only and should not be conclusively relied upon for future ROPS periods. All items listed on a future ROPS are subject to Finance's review and may be adjusted even if not adjusted on this ROPS or a preceding ROPS. The only exception is for items that have received a Final and Conclusive determination from Finance pursuant to HSC section 34177.5 (i). Finance's review of Final and Conclusive items 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 available prior to the enactment of the redevelopment dissolution law. Therefore, as a practical matter, the ability to fund the items on the ROPS with property tax increment is limited to the amount of funding available to the Agency in the RPTTF.

Nadine Hade
April 14, 2023
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Please direct inquiries to Todd Vermillion, Supervisor, or Praney Nand, Staff, at (916) 322-2985.

Sincerely,

Original signed by Marilyn Standing Horse for:

JENNIFER WHITAKER
Program Budget Manager

cc: Van Bach, Accounting Manager, City of San Rafael
Mina Martinovich, Interim Director of Finance, Marin County
Sandra Kacharos, Countywide Oversight Board Representative

Approved RPTTF Distribution July 2023 through June 2024			
	ROPS A	ROPS B	Total
RPTTF Requested	\$ 197,943	\$ 7,500	\$ 205,443
Administrative RPTTF Requested	25,000	25,000	50,000
Total RPTTF Requested	222,943	32,500	255,443
RPTTF Requested	197,943	7,500	205,443
<u>Adjustment(s)</u>			
Item No. 34	(190,443)	0	(190,443)
RPTTF Authorized	7,500	7,500	15,000
Administrative RPTTF Authorized	25,000	25,000	50,000
ROPS 20-21 Prior Period Adjustment (PPA)	(32,500)	(7,392)	(39,892)
Total RPTTF Approved for Distribution	\$ 0	\$ 25,108	\$ 25,108