



April 9, 2019

Mr. Darin Gale, Interim Development Services Director
Yuba City
1201 Civic Center Boulevard
Yuba City, CA 95993

Dear Mr. Gale:

Subject: 2019-20 Annual Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (o) (1), the Yuba City Successor Agency (Agency) submitted an annual Recognized Obligation Payment Schedule for the period of July 1, 2019 through June 30, 2020 (ROPS 19-20) to the California Department of Finance (Finance) on January 24, 2019. Finance has completed its review of the ROPS 19-20.

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

- Item No. 6 – Supplemental Educational Revenue Augmentation Fund repayment in the requested amount of \$200,000 is partially approved. Pursuant to HSC section 34191.4 (b) (3) (A), the maximum repayment is equal to one-half of the increase between the ROPS residual pass-through distributed to the taxing entities in the preceding fiscal year and the ROPS residual pass-through distributed to the taxing entities in the fiscal year 2012-13 base year.

According to the Sutter County Auditor-Controller's (CAC) report, the ROPS residual pass-through amounts distributed to the taxing entities for fiscal year 2012-13 and 2018-19 were \$124,953 and \$234,648, respectively. Pursuant to the repayment formula, the maximum repayment amount authorized for the ROPS 19-20 period is \$54,848. As a result, of the \$200,000 requested, \$145,152 (\$200,000 – \$54,848) is not eligible for Redevelopment Property Tax Trust Fund (RPTTF) funding. The Agency may be eligible for additional funding on a subsequent ROPS.

- Item No. 17 – 2007 Tax Allocation Refunding Bonds, total requested amount of \$3,473,041. The Agency requested \$1,736,762 from Reserve Balances, \$220,938 from Other Funds, and \$1,515,341 from RPTTF. Of the \$1,736,762 in Reserve Balances requested, the Agency inadvertently included \$202,074, which is the ROPS 16-17 prior period adjustment. However, as described below, the prior period adjustment is deducted from the ROPS 19-20 total RPTTF distribution. As such, Finance is reducing \$202,074 in Reserve Balances and increasing \$202,074 in RPTTF. Therefore, Finance is approving \$1,717,415 from RPTTF, \$1,534,688 from Reserve Balances, and \$220,938 from Other Funds, totaling \$3,473,041 for this item.

- The administrative costs claimed are within the fiscal year administrative cap pursuant to HSC section 34171 (b) (3). However, Finance notes the Oversight Board (OB) has approved an amount that appears excessive, given the number and nature of the obligations listed on the ROPS. HSC section 34179 (i) requires the OB to exercise a fiduciary duty to the taxing entities. Therefore, Finance encourages the OB to apply adequate oversight when evaluating the administrative resources necessary to successfully wind-down the Agency.
- Pursuant to HSC section 34186, successor agencies are required to report differences between actual payments and past estimated obligations. Reported differences in RPTTF are used to offset current RPTTF distributions. The amount of RPTTF approved in the table on Page 4 includes the prior period adjustment resulting from the CAC's review of the prior period adjustment form submitted by the Agency, as adjusted by Finance. As noted above, \$202,074 is considered a prior period adjustment and will be used to offset the RPTTF authorized amount.

Except for the items adjusted, Finance is not objecting to the remaining items listed on the ROPS 19-20. If the Agency disagrees with our determination with respect to any items on the ROPS 19-20, 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 of the date of this letter. The Meet and Confer process and guidelines are available on our website:

<http://dof.ca.gov/Programs/Redevelopment/Meet And Confer/>

The Agency's maximum approved RPTTF distribution for the reporting period is \$1,814,471 as summarized in the Approved RPTTF Distribution table on Page 4 (see Attachment).

RPTTF distributions occur biannually, one distribution for the July 1 through December 31 period (ROPS A period), and one distribution for the January 1 through June 30 period (ROPS B period) based on Finance approved amounts. Since this determination is for the entire ROPS 19-20 period, the Agency is authorized to receive up to the maximum approved RPTTF through the combined ROPS A and B period distributions.

Absent a Meet and Confer, this is our final determination regarding the obligations listed on the ROPS 19-20. This determination only applies to items when funding was requested for the 12-month period. If a denial by Finance in a previous ROPS is currently the subject of litigation, the item will continue to be denied until the matter is resolved.

The ROPS 19-20 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 19-20 period only and should not be conclusively relied upon for future ROPS periods. All items listed on a future ROPS are subject to review and may be denied even if not denied 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 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.

Please direct inquiries to Nichelle Jackson, Supervisor, or Cole Chev, Analyst, at (916) 322-2985.

Sincerely,



JENNIFER WHITAKER
Program Budget Manager

cc: Ms. Robin Bertagna, Finance Director, Yuba City
Mr. John Beaver, Tax Manager, Sutter County

Attachment

Approved RPTTF Distribution			
For the period of July 1, 2019 through June 30, 2020			
	ROPS A Period	ROPS B Period	ROPS 19-20 Total
RPTTF Requested	\$ 200,000	\$ 1,617,327	\$ 1,817,327
Administrative RPTTF Requested	72,296	70,000	142,296
Total RPTTF Requested	272,296	1,687,327	1,959,623
RPTTF Requested	200,000	1,617,327	1,817,327
<u>Adjustments</u>			
Item No. 6	(145,152)	0	(145,152)
Item No. 17	0	202,074	202,074
	(145,152)	202,074	56,922
RPTTF Authorized	54,848	1,819,401	1,874,249
Administrative RPTTF Authorized	72,296	70,000	142,296
Total RPTTF Authorized for Obligations	127,144	1,889,401	2,016,545
Prior Period Adjustment	(127,144)	(74,930)	(202,074)
Total RPTTF Approved for Distribution	\$ 0	\$ 1,814,471	\$ 1,814,471