



Transmitted via e-mail

April 8, 2021

Manuel Carrillo, Director of Finance and Administrative Services
City of Bell Gardens
7100 Garfield Avenue
Bell Gardens, CA 90201

2021-22 Annual Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (o) (1), the City of Bell Gardens Successor Agency (Agency) submitted an annual Recognized Obligation Payment Schedule for the period July 1, 2021 through June 30, 2022 (ROPS 21-22) to the California Department of Finance (Finance) on January 28, 2021. Finance has completed its review of the ROPS 21-22.

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

- Item No. 1 – Bond Loan Agreement in the amount of \$185,344 requested from Redevelopment Property Tax Trust Fund (RPTTF) and \$51,174 from Other Funds, totaling \$236,518 has been adjusted. It is our understanding the Agency requested \$236,518 in error. According to the debt service schedule provided by the Agency, the amount requested for the ROPS 21-22 period should be \$185,344. Therefore, to accurately reflect the correct debt service payment, Finance made an adjustment of \$51,174 to decrease the requested RPTTF from \$185,344 to \$134,170. The total approved for this line item is \$134,170 RPTTF funding and \$51,174 Other Funds, totaling \$185,344.
- Item Nos. 53 and 61 – City Loans to the Redevelopment Agency in the amount of \$506,245 and Low and Moderate loan in the amount of \$754,530, totaling \$1,260,775, is partially allowed. HSC section 34191.4 (b) (3) (A) allows repayment to be 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 Los Angeles County Auditor-Controller's (CAC) report, the ROPS residual pass-through amount distributed to the taxing entities for fiscal year 2012-13 and 2020-21 are \$0 and \$2,509,670, respectively. Pursuant to the repayment formula, the maximum repayment amount authorized for the ROPS 21-22 period is \$1,254,835. Therefore of the \$1,260,775 requested, \$5,940 (\$1,260,775 – \$1,254,835) is not eligible for RPTTF funding.

Pursuant to HSC section 34191.4 (b) (2) (B), amounts owed to the Low and Moderate Income Housing Fund have priority over amounts owed to the sponsoring entity loans. Therefore, Item No. 61 is approved for the requested \$754,530, and Item No. 53 is adjusted from \$506,245 to \$500,305 by the \$5,940. The Agency may be eligible for additional funding on subsequent ROPS.

- 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 (prior period adjustments) for the July 1, 2018 through June 30, 2019 (ROPS 18-19) period. The ROPS 18-19 prior period adjustment (PPA) will offset the ROPS 21-22 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 \$4,034,032, as summarized in the Approved RPTTF Distribution table (see Attachment).

RPTTF distributions occur biannually, one distribution for the July 1, 2021 through December 31, 2021 period (ROPS A period), and one distribution for the January 1, 2022 through June 30, 2022 period (ROPS B period), based on Finance's approved amounts. Since this determination is for the entire ROPS 21-22 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 items, Finance does not object to the remaining items listed on the ROPS 21-22. If the Agency disagrees with our determination with respect to any items on the ROPS 21-22, 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 Meet and Confer process and guidelines are available on our website:

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

The Agency must use the RAD App to complete and submit its Meet and Confer request form.

Absent a Meet and Confer, this is our final determination regarding the obligations listed on the ROPS 21-22. 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.

Manuel Carrillo
April 8, 2021
Page 3

The ROPS 21-22 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 21-22 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.

Please direct inquiries to Kylie Oltmann, Supervisor, or Thong Thao, Staff, at (916) 322-2985.

Sincerely,

Original signed by Cheryl L. McCormick for:

JENNIFER WHITAKER
Program Budget Manager

cc: Rimo Hanson, Accounting Manager, City of Bell Gardens
Kristina Burns, Manager, Department of Auditor-Controller, Los Angeles County

Approved RPTTF Distribution July 2021 through June 2022			
	ROPS A	ROPS B	Total
RPTTF Requested	\$ 2,575,724	\$ 1,326,843	\$ 3,902,567
Administrative RPTTF Requested	125,000	125,000	250,000
Total RPTTF Requested	2,700,724	1,451,843	4,152,567
RPTTF Requested	2,575,724	1,326,843	3,902,567
<u>Adjustment(s)</u>			
Item No. 1	(51,174)	0	(51,174)
Item No. 53	0	(5,940)	(5,940)
	(51,174)	(5,940)	(57,114)
RPTTF Authorized	2,524,550	1,320,903	3,845,453
Administrative RPTTF Authorized	125,000	125,000	250,000
ROPS 18-19 prior period adjustment (PPA)	(61,421)	0	(61,421)
Total RPTTF Approved for Distribution	\$ 2,588,129	\$ 1,445,903	\$ 4,034,032