



August 31, 2012

Mr. Michael G. Biddle, City Attorney  
City of Emeryville  
1333 Park Avenue  
Emeryville, CA 94608

Dear Mr. Biddle:

Subject: Housing Assets Transfer Form

Pursuant to Health and Safety Code (HSC) section 34176 (a) (2), the City of Emeryville (City) submitted a Housing Assets Transfer Form (Form) to the California Department of Finance (Finance) on August 1, 2012 for the period February 1, 2012 through August 1, 2012.

HSC section 34176 (e) defines a housing asset. Assets transferred deemed not to be a housing asset shall be returned to the successor agency. Finance has completed its review of your Form, which may have included obtaining clarification for various items. Based on a sample of line items reviewed and the application of law, Finance is objecting to Exhibit C, Items 176 and 177. The properties were created by the City's affordable housing ordinance and not by the efforts of the former Redevelopment Agency. Furthermore, no redevelopment funds were used in constructing or acquiring these two properties. Therefore, these assets are not transferable housing assets.

Except for the items disallowed as noted above, Finance is not objecting to the remaining items, if any, listed on your Form. If you disagree with our determination with respect to any items on the Form, you may request a Meet and Confer within five business days of receiving this letter.

Please direct inquiries to Beliz Chappuie, Supervisor or Cindie Lor, Lead Analyst at (916) 445-1546.

Sincerely,

STEVE SZALAY  
Local Government Consultant

cc: Ms. Dominique B. Burton, Paralegal, City of Emeryville  
Ms. Michelle DeGuzman, Community Economic Development Coordinator,  
City of Emeryville  
Ms. Paula Crow, Attorney, City of Emeryville  
Ms. Carol S. Orth, Division Chief, Tax Analysis, Alameda County  
California State Controller's Office