



November 13, 2013

Mr. Terrence Grindall, Community Development Director
City of Newark
37101 Newark Blvd
Newark, CA 94560

Dear Mr. Grindall:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the City of Newark Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 13-14B) to the California Department of Finance (Finance) on October 01, 2013 for the period of January through June 2014. Finance has completed its review of your ROPS 13-14B, which may have included obtaining clarification for various items.

Based on our review, we are approving all of the items listed on your ROPS 13-14B at this time.

Pursuant to HSC section 34177 (l) (1) (E), agencies are required to use all available funding sources prior to Redevelopment Property Tax Trust Fund (RPTTF) for payment of enforceable obligations. Beginning with the ROPS 13-14B period, Finance required successor agencies to identify fund balances for various types of funds in its possession. During our ROPS 13-14B review, Finance requested financial records to support the fund balances reported by the Agency. Based on our review of the Fund Balances form, the following adjustments were made to the form:

- Revenue/Income (Actual 6/30/13) – Admin RPTTF amount is adjusted \$3,699 from zero. The Alameda CAC reported the Agency received \$3,699 in RPTTF for the ROPS III period.
- Expenditures for ROPS III (Actual 6/30/13) – Admin RPTTF is adjusted to \$3,699 from zero. The Alameda CAC reported the Agency expended \$3,699 in administrative RPTTF for the ROPS III period.
- Revenue/Income (Estimate 12/31/12) – Admin RPTTF is adjusted to \$628 from zero. The Alameda CAC reported the Agency received \$628 in Administrative RPTTF for the ROPS 13-14A period.
- Expenditures for ROPS 13-14A (Estimate 12/31/12) – Admin RPTTF is adjusted to \$628 from zero. The Agency expects to spend the administrative amount during the ROPS 14-15A period.

Pursuant to HSC Section 34186 (a), successor agencies were required to report on the ROPS 13-14B form the estimated obligations and actual payments (prior period adjustments) associated with the January through June 2013 period. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by successor agencies are subject to audit by the county auditor-controller (CAC) and the State Controller. The amount of RPTTF approved in the below table includes the prior period adjustment resulting from the CAC's audit of the Agency's self-reported prior period adjustment.

The Agency's maximum approved RPTTF distribution for the reporting period is \$628 as summarized below:

Approved RPTTF Distribution Amount	
For the period of January through June 2014	
Total RPTTF requested for non-administrative obligations	-
Total RPTTF requested for administrative obligations	628
Total Requested RPTTF	\$ 628
Total RPTTF approved for non-administrative obligations	-
Total RPTTF approved for administrative obligations	628
Total RPTTF approved for obligations	\$ 628
ROPS III prior period adjustment	-
Total RPTTF approved for distribution	\$ 628

Please refer to the ROPS 13-14B schedule that was used to calculate the approved RPTTF amount:

[http://www.dof.ca.gov/redevelopment/ROPS/ROPS 13-14B Forms by Successor Agency/](http://www.dof.ca.gov/redevelopment/ROPS/ROPS%2013-14B%20Forms%20by%20Successor%20Agency/).

This is Finance's final determination related to the enforceable obligations reported on your ROPS for January 1 through June 30, 2014. This determination applies only to items where funding was requested for the six month period. Finance's determination is effective for this time period only and should not be conclusively relied upon for future periods. All items listed on a future ROPS are subject to a subsequent review and may be denied even if it was or was not denied on this ROPS or a preceding ROPS. The only exception is for those items that have received a Final and Conclusive determination from Finance pursuant to HSC 34177.5 (i). Finance's review of items that have received a Final and Conclusive determination 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 that was available prior to enactment of ABx1 26 and AB 1484. This amount is not and never was an unlimited funding source. Therefore, as a practical matter, the ability to fund the items on the ROPS with property tax is limited to the amount of funding available to the successor agency in the RPTTF.

To the extent proceeds from bonds issued after December 31, 2010 exist and are not encumbered by an enforceable obligation pursuant to HSC section 34171 (d), HSC section 34191.4 (c)(2)(B) requires these proceeds be used to defease the bonds or to purchase those same outstanding bonds on the open market for cancellation.

Mr. Terrence Grindall
November 13, 2013
Page 3

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

Sincerely,



JUSTYN HOWARD
Assistant Program Budget Manager

cc: Ms. Susie Woodstock, Administrative Services Director, City of Newark
Ms. Carol S Orth, Tax Analysis, Division Chief, Alameda County
California State Controller's Office