



October 31, 2014

Mr. Jim Taubert, Executive Director
City of Madera
428 East Yosemite Avenue
Madera, CA 93638

Dear Mr. Taubert:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the City of Madera Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 14-15B) to the California Department of Finance (Finance) on September 16, 2014 for the period of January 1 through June 30, 2015. Finance has completed its review of your ROPS 14-15B, which may have included obtaining clarification for various items.

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

- Item Nos. 48, 75, 76, 77, 78, 153– Bond funded projects totaling \$557,066 are not enforceable obligations at this time. The Agency was not able to provide sufficient documentation to support the amounts claimed. The Agency provided only an email explaining the amounts requested. However, this is not sufficient to support the requested amount. To the extent the Agency can provide suitable documentation, such as vendor invoices, oversight board actions authorizing expenditures, bids or executed contracts to support the requested funding, the Agency may be able to obtain bond proceeds funding on future ROPS.
- Item No. 150 – Remodel 5. E Yosemite in the amount of \$113,500 is not allowed. The Agency submitted Oversight Board (OB) Resolution No. 14-11 which approved an agreement with SIM Architects in the amount of \$6,500 for Architectural services related to the 5 E. Yosemite Avenue project. However, the Agency requested \$120,000 in bond proceeds for the obligation. The Agency was not able to provide sufficient documentation to support the other \$113,500 in funding. Therefore, Finance is approving OB Resolution No. 14-11 and the item in the amount of \$6,500 and denying bond proceeds funding in the amount of \$113,500 at this time.
- Item No. 151 – Loan from City for September 2014 Bond Payment is not an enforceable obligation. The Agency submitted OB Resolution No. 14-10, acknowledging a loan from the City to the Agency for debt service payments, is denied. We denied OB Resolution No. 14-10 in our letter dated October 31, 2014. Based on our review of the Agency's Redevelopment Property Tax Trust Fund

(RPTTF) distribution for the previous ROPS periods, the Agency received sufficient RPTTF to pay the debt service payment. Therefore, this item is not eligible for RPTTF in the amount of \$369,217.

Pursuant to HSC section 34186 (a), successor agencies were required to report on the ROPS 14-15B form the estimated obligations and actual payments (prior period adjustments) associated with the January through June 2014 period. The amount of RPTTF approved in the table below reflects the prior period adjustment self-reported by the Agency. HSC section 34186 (a) also specifies prior period adjustments self-reported by successor agencies are subject to audit by the county auditor-controller (CAC) and the State Controller. Proposed CAC adjustments were not received in time for inclusion in this letter; therefore, the amount of RPTTF approved in the table below only reflects the prior period adjustment self-reported by the Agency.

Except for the item denied in whole or in part, Finance is not objecting to the remaining items listed on your ROPS 14-15B. If you disagree with the determination with respect to any items on your ROPS 14-15B, you 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 at Finance's website below:

http://www.dof.ca.gov/redevelopment/meet_and_confer/

The Agency's maximum approved RPTTF distribution for the reporting period is \$1,955,753 as summarized in the Approved RPTTF Distribution Table below:

Approved RPTTF Distribution For the period of January through June 2015	
Total RPTTF requested for non-administrative obligations	2,218,067
Total RPTTF requested for administrative obligations	125,000
Total RPTTF requested for obligations on ROPS	\$ 2,343,067
Total RPTTF requested for non-administrative obligations	2,218,067
<u>Denied Item</u>	
Item No. 151	(369,217)
	(369,217)
Total RPTTF authorized for non-administrative obligations	\$ 1,848,850
Total RPTTF requested for administrative obligations	125,000
Total RPTTF authorized for administrative obligations	\$ 125,000
Total RPTTF authorized for obligations	\$ 1,973,850
ROPS 13-14B prior period adjustment	(18,097)
Total RPTTF approved for distribution	\$ 1,955,753

Pursuant to HSC section 34177 (l) (1) (E), agencies are required to use all available funding sources prior to RPTTF for payment of enforceable obligations. During the ROPS 14-15B review, Finance requested financial records to support the cash balances reported by the Agency; however, the Agency was unable to support the amounts reported. The Agency reports cash net of current liabilities. As a result, Finance will continue to work with the Agency after the ROPS 14-15B review period to properly identify the Agency's cash balances. If it is

determined the Agency possesses cash balances that are available to pay approved obligations, the Agency should request the use of these cash balances prior to requesting RPTTF in ROPS 15-16A.

Please refer to the ROPS 14-15B schedule that was used to calculate the approved RPTTF amount:

<http://www.dof.ca.gov/redevelopment/ROPS>

Absent a Meet and Confer, this is Finance's final determination related to the enforceable obligations reported on your ROPS for January 1 through June 30, 2015. This determination only applies 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 section 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 the 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 agency in the RPTTF.

Pursuant to HSC section 34177 (a) (3), only those payments listed on an approved ROPS may be made by the successor agency from the funds specified in the ROPS. However, if for whatever reason the Agency needs to make payments for approved obligations from another funding source, HSC section 34177 (a) (4) requires the Agency to first obtain oversight board approval.

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.

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

Sincerely,



JUSTYN HOWARD
Acting Program Budget Manager

cc: Mr. Bob Wilson, Business Manager, Madera City
Mr. Jim Boyajian, Assistant Auditor Controller, Madera County
California State Controller's Office