



October 24, 2014

Ms. Lisa Kim, Senior Project Manager  
City of Orange  
230 East Chapman Avenue  
Orange, CA 92866

Dear Ms. Kim:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the Orange City Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 14-15B) to the California Department of Finance (Finance) on September 11, 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 No. 28 – Metrolink Parking Structure in the amount of \$1,000,000 is partially approved. The Agency was approved \$1,000,000 in Redevelopment Property Tax Trust Funds (RPTTF) for this item for the July 1 through December 31, 2014 period (ROPS 14-15A). However, the Agency has indicated that only \$50,000 is expected to be expended in the ROPS 14-15A period. The remaining \$950,000 distributed for this item in the ROPS 14-15A period will be available for funding enforceable obligations in the July 1 through December 31, 2015 period (ROPS 15-16A) as a prior period adjustment. Therefore, Finance is reducing the amount requested for this ROPS to \$950,000 to reflect the amount estimated during the ROPS 14-15B period.

During our review, which may have included obtaining financial records, Finance determined the Agency possesses funds that should be used prior to requesting RPTTF. Pursuant to HSC section 34177 (l) (1) (E), RPTTF may be used as a funding source, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. The Agency provided financial records that indicated that there were available Reserve Balances totaling \$544,337, and Other Funds in the amount of \$403,645, for a total of \$947,982 available for enforceable obligations on this ROPS.

Therefore, with the Agency's concurrence, the funding source for the following item has been reclassified to Reserve Balances and Other Funds and in the amounts specified below:

- Item No. 28 – Metrolink Parking Structure. The Agency requests \$1,000,000 from RPTTF; however, Finance is reclassifying \$554,337 to Reserve Balances and \$403,645

to Other Funds. This item is an enforceable obligation for the ROPS 14-15B period. However, the obligation does not require payment from property tax revenues and the Agency has \$947,982 in available other funding sources, as described above. Therefore, Finance is approving RPTTF in the amount of \$2,018, Reserve Balances in the amount of \$544,337, and Other Funds in the amount of \$403,645, totaling \$950,000. The remaining \$50,000 in RPTTF has been denied, as described above.

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. 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. The amount of RPTTF approved in the table below includes the prior period adjustment resulting from the CAC's audit of the Agency's self-reported prior period adjustment.

[http://www.dof.ca.gov/redevelopment/meet\\_and\\_confer/](http://www.dof.ca.gov/redevelopment/meet_and_confer/)

The Agency's maximum approved RPTTF distribution for the reporting period is \$5,427,920 as summarized in the Approved RPTTF Distribution Table below:

<b>Approved RPTTF Distribution For the period of January through June 2015</b>	
Total RPTTF requested for non-administrative obligations	6,378,748
Total RPTTF requested for administrative obligations	143,500
<b>Total RPTTF requested for obligations on ROPS</b>	<b>\$ 6,522,248</b>
<b>Total RPTTF requested for non-administrative obligations</b>	<b>6,378,748</b>
<u>Denied Item</u>	
Item No. 28	(50,000)
	(50,000)
<b>Total RPTTF for non-administrative obligations</b>	<b>6,328,748</b>
<u>Cash Balances - Item reclassified to other funding sources</u>	
Item No. 28	(947,982)
	(947,982)
<b>Total RPTTF authorized for non-administrative obligations</b>	<b>\$ 5,380,766</b>
<b>Total RPTTF requested for administrative obligations</b>	<b>143,500</b>
<b>Total RPTTF authorized for administrative obligations</b>	<b>\$ 143,500</b>
<b>Total RPTTF authorized for obligations</b>	<b>\$ 5,524,266</b>
ROPS 13-14B prior period adjustment	(96,346)
<b>Total RPTTF approved for distribution</b>	<b>\$ 5,427,920</b>

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 Nichelle Thomas, Supervisor or Alexander Watt, Lead Analyst at (916) 445-1546.

Sincerely,



JUSTYN HOWARD  
Acting Program Budget Manager

cc: Mr. Aaron Schulze, Economic Development Project Coordinator, City of Orange  
Mr. Frank Davies, Property Tax Manager, Orange County  
California State Controller's Office