DEPARTMENT OF FINANCE

EDMUND G. BROWN JR. • GOVERNOR
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November 13, 2014

Ms. Maria Bemis, Finance Director
City of Porterville
291 North Main Street
Porterville, CA 93257

Dear Ms. Bemis:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the City of Porterville Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS 14-15B) to the California Department of Finance (Finance) on October 1, 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. 17 – Loan for Reimbursement of Costs in the amount of $93,912 is not an enforceable obligation. Finance denied Agency's Oversight Board Resolution No. 2014-01 approving the loan agreement for the July through December 2013 ROPS (ROPS 13-14A) deficit amount. The Agency received $236,271 of Redevelopment Property Tax Trust Fund (RPTTF) distribution equal to the amount approved by Finance on April 13, 2013. The amount also agreed with the County Auditor-Controller Distribution Report for the ROPS 13-14A period. Therefore, this item is not eligible for RPTTF funding.

- Item No. 18 – RPTTF shortfall on January through June 2013 ROPS (ROPS III) in the amount of $126,043 is denied. The Tulare County Auditor-Controller (CAC) reports the Agency received a RPTTF distribution equal to the amount Finance approved on ROPS III. Therefore, the Agency's request for a ROPS III shortfall is not eligible for RPTTF funding.

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 review of the Agency's self-reported prior period adjustment.

Except for the items 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 $517,450 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 | | 691,612 |
| Total RPTTF requested for administrative obligations | | 51,000 |
| **Total RPTTF requested for obligations on ROPS** | **$** | **742,612** |
| | | |
| **Total RPTTF requested for non-administrative obligations** | | **691,612** |
| Denied Items | | |
| Item No. 17 | | (93,791) |
| Item No. 18 | | (126,043) |
| | | (219,834) |
| **Total RPTTF authorized for non-administrative obligations** | **$** | **471,778** |
| | | |
| **Total RPTTF requested for administrative obligations** | | **51,000** |
| | | |
| **Total RPTTF authorized for administrative obligations** | **$** | **51,000** |
| | | |
| **Total RPTTF authorized for obligations** | **$** | **522,778** |
| ROPS 13-14B prior period adjustment | | (5,328) |
| **Total RPTTF approved for distribution** | **$** | **517,450** |

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: Ms. Jenni Byers, Acting Community & Economic Development Director, City of Porterville
Ms. Rita A. Woodard, Auditor-Controller, Tulare County
California State Controller's Office