



Reissued

September 24, 2012

Ms. Leelee Thomas, Principal Planner  
County of Marin  
3501 Civic Center Drive, Suite 308  
San Rafael, CA 94903

Dear Ms. Thomas:

Subject: Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (m), the Marin County Successor Agency (Agency) submitted a Recognized Obligation Payment Schedule (ROPS III) to the California Department of Finance (Finance) on August 10, 2012 for the period of January through June 2013. Finance has completed its review of your ROPS III, which may have included obtaining clarification for various items.

HSC section 34171 (d) defines enforceable obligations. Based on a sample of line items reviewed and application of the law, the following do not qualify as enforceable obligations:

- Item No. 6 – Ridgeway Marin Apartments in the amount of \$12.3 million. The set-aside is no longer required with the passing of redevelopment dissolution. Furthermore, HSC section 34163 (c) (4) prohibits a redevelopment agency (RDA) from making any future deposits to the Low and Moderate Income Housing Fund created pursuant to HSC section 33334.3. Therefore, this item is not an enforceable obligation and not eligible for Redevelopment Property Tax Trust Fund (RPTTF) funding.
- Item No. 7 – Below Market Rate Housing Monitoring in the amount of \$1.6 million. HSC section 34176 (a) (2) states if a city, county, or city and county elects to retain the authority to perform housing functions previously performed by a RDA, all rights, powers, duties, obligations, and housing assets shall be transferred to the city, county, or city and county. Since the County of Marin assumed the housing functions, this item is not an enforceable obligation and not eligible for RPTTF funding.
- Item No. 10 – Marin City Community Center for \$625,000 of other funds. No executed contract was provided for this item; therefore, it is not considered an enforceable obligation.

Except for items denied in whole or in part as enforceable obligations as noted above, Finance is approving the remaining items listed in your ROPS III. If you disagree with the determination with respect to any items on your ROPS III, 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/](http://www.dof.ca.gov/redevelopment/meet_and_confer/)

The Agency's maximum approved Redevelopment Property Tax Trust Fund (RPTTF) distribution for the reporting period is: \$455,854 as summarized below:

<b>Approved RPTTF Distribution Amount</b>	
<b>For the period of January through June 2013</b>	
Total RPTTF funding requested for obligations	\$ 706,081
Less: Six-month total for item(s) denied or reclassified as administrative cost	
Item No. 6	317,612
Item No. 7	28,250
Total approved RPTTF for enforceable obligations	\$ 360,219
Plus: Allowable RPTTF distribution for administrative cost for ROPS III	95,635
<b>Total RPTTF approved:</b>	<b>\$ 455,854</b>

Pursuant to HSC section 34186 (a), successor agencies were required to report on the ROPS III form the estimated obligations and actual payments associated with the January through June 2012 period. The amount of RPTTF approved in the above table will be adjusted by the county auditor-controller to account for differences between actual payments and past estimated obligations. Additionally, these estimates and accounts are subject to audit by the county auditor-controller and the State Controller.

Please refer to the ROPS III schedule that was used to calculate the approved RPTTF amount: [http://www.dof.ca.gov/redevelopment/ROPS/ROPS III Forms by Successor Agency/](http://www.dof.ca.gov/redevelopment/ROPS/ROPS%20III%20Forms%20by%20Successor%20Agency/).

All items listed on a future ROPS are subject to a subsequent review. An item included on a future ROPS may be denied even if it was not questioned from the preceding ROPS.

The amount available from the RPTTF is the same as the 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.

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

Sincerely,

  
STEVE SZALAY  
Local Government Consultant

cc: On following page

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cc: Ms. Amy Brown, Accounting Technician, County of Marin  
Mr. Roy Given, Director of Finance, Marin County Auditor/Controller Office  
Ms. Mina Teymourtash, Accounting Manager, Marin County Auditor/Controller Office  
Ms. Dana Proctor, Senior Accountant, Marin County Auditor/Controller Office  
Mr. Dave Kosmala, Senior Accountant, Marin County Auditor/Controller Office