

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY  
OF THE DISSOLVED YUCCA VALLEY REDEVELOPMENT AGENCY  
MEETING MINUTES  
APRIL 13, 2012**

Administrative Services Director Yakimow called the meeting to order at 10:01 a.m.

Members Present: Cooper, Dunn, Nuaimi, Price, Rogers and Rowe.

Staff Present: Town Manager Nuaimi, Deputy Town Manager Stueckle,  
Administrative Services Director Yakimow, and Secretary  
Copeland

**INTRODUCTION OF BOARD MEMBERS AND STAFF**

Self-introductions by Board Members.

**OATH OF OFFICE**

Secretary Copeland administered the oath of office to Board Members Cooper, Dunn, Nuaimi, Price, Rogers and Rowe.

**PLEDGE OF ALLEGIANCE**

Led by Deputy Town Manager Stueckle

**APPROVAL OF AGENDA**

Member Rowe moved to approve the agenda. Member Price seconded. Motion carried 6-0.

**DEPARTMENT REPORTS**

**1. Election of Oversight Board Chair and Vice Chair**

Administrative Services Director Yakimow presented the staff report contained in the printed agenda, and opened the floor for nominations for Board Chair.

Member Cooper moved to elect Member Rowe as Chair. Member Price seconded. Motion carried 6-0.

Chair Rowe opened the floor for nominations for Board Vice Chair and nominated Member Dunn. Member Cooper seconded. Motion carried 6-0.

**2. Affirmation of Selection of Oversight Board Members.**

Administrative Services Director Yakimow presented the staff report contained in the printed agenda. At this time there is one vacancy because the Largest Special District, San Bernardino County Fire District, hasn't appointed their member.

Member Rogers moved to affirm the selection of the oversight board members. Member Dunn seconded. Motion carried 6-0.

**3. Overview of Legal Status and Role of Oversight Board.**

Administrative Services Director Yakimow presented the staff report contained in the printed agenda, advising AB 1x26 was signed by the Governor in June 2011 and upheld by the California Supreme Court in December. The Town elected to serve as the Successor Agency to the dissolved Yucca Valley Redevelopment Agency, and the act requires that each successor Agency have an oversight board.

Member Dunn moved to receive and file the report. Member Rogers seconded. Motion carried 6-0

**4. Adoption of Rules of Parliamentary Procedure.**

Administrative Services Director Yakimow gave the staff report.

Member Rogers moved to adopt Roberts Rules of Order as the Oversight Board's rules of parliamentary procedure. Member Nuaimi seconded. Motion carried 6-0.

**5. Adoption of Resolution Adopting By-Laws for the Oversight Board.**

**A RESOLUTION OF THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE RESOLVED YUCCA VALLEY REDEVELOPMENT AGENCY ADOPTING BY LAWS**

Administrative Services Director Yakimow advised the Oversight Board is deemed a local entity for purposes of the Political Reform Act. As a result the Board should adopt a set of by-laws to conduct business in an orderly fashion. It was suggested that Section 2 of Article III regarding Legal Counsel be stricken from the bylaws. The legislation is silent on this matter.

Member Cooper questioned what would be the point in striking that section. Member Nuaimi advised that most agencies' legal counsel cannot serve due to potential conflicts of interest. Administrative Services Director Yakimow added, if the Board wishes to

engage legal counsel in the future, there might be some assistance or advice available from the State, and the bylaws can be changed at that time.

Member Rogers moved to adopt Resolution No. OB-12-01, adopting bylaws as amended. Member Dunn seconded. Motion carried 6-0.

**6. Designation of Contact Person for Department of Finance Inquiries.**

Administrative Services Director Yakimow gave the staff report advising that Health and Safety Code Section 34179 requires the Oversight Board to formally designate an official for the purpose of communicating with the DOF regarding Oversight Board actions. It is recommended that the Town Manager be designated for day to day administration of the Board.

Member Cooper moved to designate the Town Manager as the official who shall serve as the contact person for Department of Finance inquiries regarding Oversight Board actions. Member Dunn seconded. Motion carried 6-0.

**7. Adoption of a Resolution Adopting a Conflict of Interest Code for the Oversight Board.**

A RESOLUTION OF THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE DISSOLVED YUCCA VALLEY REDEVELOPMENT AGENCY ADOPTING A CONFLICT OF INTEREST CODE FOR THE OVERSIGHT BOARD

Administrative Services Director Yakimow gave the staff report contained in the printed agenda.

Member Cooper questioned if a 700 form must be filed. Administrative Services Director Yakimow advised that staff has contacted the Fair Political Practices Commission and confirmed that members of the Oversight Board who currently file a Form 700 Statement of Economic Interest with another entity located within San Bernardino County do not need to file an additional form for the Board, but other members do need to file it.

Member Dunn moved to adopt Resolution No. OB-12-02 adopting a Conflict of Interest Code. Member Price seconded. Motion carried 6-0.

**8. Recognized Obligation Payment Schedule (“ROPS”), Resolution.**

A RESOLUTION OF THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE DISSOLVED YUCCA VALLEY REDEVELOPMENT AGENCY APPROVING AND ADOPTING A RECOGNIZED OBLIGATION PAYMENT

SCHEDULE (“ROPS”) PURSUANT TO HEALTH AND SAFETY CODE § 34176  
AND TRANSMITTING THE ROPS TO THE NECESSARY AGENCIES

Administrative Services Director Yakimow gave the staff report advising that this is the first of the routine schedules that will be required twice a year. This schedule covers January 1, 2012 to June 30, 2012. Once the Successor Agency approves the ROPS, the Oversight Board must approve it, then it is forwarded to the San Bernardino County Auditor, the State Controller and the Department of Finance and posted on the Successor Agency’s website. The ROPS for the period July 1 to December 31 will be presented at the next meeting. That Schedule will be the first one where the distribution will be out of the Redevelopment Property Tax Trust Fund (RPTTF) distributed on June 1<sup>st</sup> of this year.

Member Rogers asked about property owned by the former RDA. Administrative Services Director Yakimow explained one of the follow up activities that the Successor Agency is tasked with is inventory identification of all the assets of the prior RDA. That will be moving forward at a later time with a plan of disposing of or how best to use the assets. Before disposition or any action is taken on those assets, the plan will be taken to the Oversight Board for approval, then it has to be approved by the Department of Finance and the State Controllers Office.

Member Price questioned if payments are going to be made from the Trust Fund based on the ROPS or if they have to be certified before payments are made. Administrative Services Director Yakimow advised that AB 26 is not explicit about how the approval process will work. Member Price questioned if the pass through payments will be made in June. Administrative Services Director Yakimow advised the pass through payments will probably be revised based on the final ROPS.

Member Cooper questioned if the pass thru amounts would then come straight from the County and bypass the Town completely. Administrative Services Director Yakimow advised that is correct.

Margo Sturges, Yucca Valley, questioned if anything in AB 26 spells out if you are on an annual of fiscal basis. Administrative Services Director Yakimow explained the timeline.

Member Dunn moved to adopt Resolution No. OB-12-03, adopting the Recognized Obligation Payment Schedule (“ROPS”) for the period from January 1, 2012 through June 30, 2012, and direct Successor Agency staff to post the schedule on the Town of Yucca Valley website and deliver the ROPS to the San Bernardino County Auditor Controller, State Controller and to the State Department of Finance. Member Price seconded. Motion carried 6-0.

**POLICY DISCUSSION**

**9. Update on Successor Agency Activity.**

Member Nuaimi gave a PowerPoint Presentation regarding an overview of the Oversight Boards role to review the enforceable obligations, develop the budget for the Successor agency, approve the administrative budget, and approve the asset disposition plan. He answered questions of the members.

**PUBLIC COMMENTS**

None

**ADJOURNMENT**

There being no further business, Chair Rowe adjourned the meeting at 11:00 a.m.

Respectfully submitted,



Jamie Anderson  
Secretary