

**AGENDA
SPECIAL MEETING OF THE
OVERSIGHT BOARD TO THE SUCCESSOR AGENCY
TO THE DISSOLVED YUCCA VALLEY REDEVELOPMENT AGENCY
MONDAY, FEBRUARY 1, 2016, 8:00 A.M.
MESQUITE ROOM, YUCCA VALLEY COMMUNITY CENTER**

The Town of Yucca Valley complies with the Americans with Disabilities Act of 1990. If you require special assistance to attend or participate in this meeting, please call the Town Clerk's Office at 369-7209 at least 48 hours prior to the meeting.

If you wish to comment on any subject on the agenda, or any subject not on the agenda during public comments, please fill out a card and give it to the Town Clerk. The Chair will recognize you at the appropriate time. Comment time is limited to 3 minutes.

Where appropriate or deemed necessary, action may be taken on any item listed in the agenda.

OPENING CEREMONIES

CALL TO ORDER

ROLL CALL: Board Members Chamberlin, Cooper, Dunn, Flores, Rogers, Stueckle and Chair Rowe.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Action: Move _____ 2nd _____ Roll Call Vote _____

DEPARTMENT REPORTS

2. Recognized Obligation Payment Schedule ("ROPS")
(Item continued from 01/25/16 meeting)

A RESOLUTION OF THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE TOWN OF YUCCA VALLEY, CALIFORNIA APPROVING AND ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE ("ROPS") PURSUANT TO HEALTH AND SAFETY CODE § 34176 AND TRANSMITTING THE ROPS TO THE NECESSARY AGENCIES

Staff Report

Recommendation:

1. Approve the Resolution adopting the Recognized Obligation Payment Schedule ("ROPS") for the period from July 1, 2016 through June 30, 2017.
2. Direct staff to post the schedule on the Town's website and to deliver the ROPS to the San Bernardino County Auditor-Controller, State Controller and to the State Department of Finance.

Action: Move _____ 2nd _____ Roll Call Vote _____

FUTURE AGENDA ITEMS

PUBLIC COMMENTS

In order to assist in the orderly and timely conduct of the meeting, the Oversight Board takes this time to consider your comments on items of concern which are on the Closed Session or not on the agenda. When you are called to speak, please state your name and community of residence. Please limit your comments to three (3) minutes or less. Inappropriate behavior which disrupts, disturbs or otherwise impedes the orderly conduct of the meeting will result in forfeiture of your public comment privileges. The Oversight Board is prohibited by State law from taking action or discussing items not included on the printed agenda.

STAFF REPORTS AND COMMENTS

BOARD MEMBER REPORTS AND COMMENTS

- Board Member Chamberlin
- Board Member Cooper
- Board Member Dunn
- Board Member Flores
- Board Member Rogers
- Board Member Rowe
- Board Member Stueckle

ANNOUNCEMENTS

Time, date and place for the next Oversight Board meeting.

ADJOURNMENT

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY OF THE
DISSOLVED YUCCA VALLEY REDEVELOPMENT AGENCY
STAFF REPORT**

To: Honorable Chair & Board Members
From: Sharon Cisneros, Finance Manager

Date: January 25, 2016

For Board Meeting: February 1, 2016

Subject: Recognized Obligation Payment Schedule ("ROPS")

Prior Board Review: Acceptance and approval of multiple prior Recognized Obligation Payment Schedules.

Recommendation: That the Board:

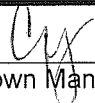
1. Approve the Resolution adopting the Recognized Obligation Payment Schedule ("ROPS") for the period from July 1, 2016 through June 30, 2017.
2. Direct staff to post the schedule on the Town's website and to deliver the ROPS to the San Bernardino County Auditor-Controller, State Controller and to the State Department of Finance.

Order of Procedure:


Staff Report
Public Comment
Questions of Staff
Board Discussion
Board Action


Discussion: In July of 2011, the Governor signed, AB1x 26 and AB1x 27, and in December 2011, the California Supreme Court upheld the legislation. The result of this decision is all redevelopment agencies were dissolved effective February 1, 2012. As a matter of law, the Town of Yucca Valley is now the successor agency to the former Yucca Valley Redevelopment Agency ("Agency").

Reviewed By:


Town Manager

Town Attorney


Finance Manager


Department

Department Report
 Consent

Ordinance Action
 Minute Action

Resolution Action
 Receive and File

Public Hearing
 Study Session

As a result of the passing of SB107, the Town has the following two options for filing its ROPS for the next filing period:

Annual ROPS

Pursuant to HSC section 34179.7 (o) (1), commencing with the ROPS covering the period from July 1, 2016 to June 30, 2017 and thereafter, agencies shall submit an oversight board approved annual ROPS to Finance and the County Auditor-Controller by February 1, 2016 and each February 1 thereafter.

Last and Final ROPS

Pursuant to HSC section 34191.6 (a), beginning January 1, 2016, agencies that have received a Finding of Completion may submit a Last and Final ROPS if all the following conditions are met:

- The remaining debt is limited to administrative costs and payments pursuant to enforceable obligations with defined payment schedules including, but not limited to, debt service, loan agreements, and contracts.
- All remaining obligations have been previously listed on the ROPS and approved for payment by Finance pursuant to HSC section 34177 (m) or (o).
- The agency is not a party to outstanding/unresolved litigation, except as specified in HSC section 34191.6 (a) (3).

Due to the unspent bond fund balance, the Annual ROPS will have to be filed. A Last and Final ROPS may be submitted after projects funded by the bond proceeds have been submitted and approved for expenditure on an Annual ROPS filing.

The attached Annual ROPS reflects the time frame of July 1, 2016 - June 30, 2017, and includes the most recent information and funding structures applicable to the given time frame. This preliminary schedule is to be completed, approved and sent to the State Controller's Office, State Department of Finance, and the County Auditor/Controller/Tax Collector by February 1, 2016, after review and approval of by the Oversight Board. Payments for the qualified obligations for each six month period will be distributed by the County on or about June 1, 2016, and January 2, 2017.

Changes

The current ROPS schedule includes six primary line items:

1. Debt Service Payments – RDA Bonds
2. Administrative Allowance
3. Annual Bond Administration Fees
4. Annual Continuing Disclosure Fees
5. Public Facilities Sewer Connection Construction
6. Public Building Improvements Construction-former PFF Building

In addition to the change in ROPS filing, SB107 also postponed the transition to a countywide Oversight Board. The transition to the countywide Oversight Board is now scheduled to occur on July 1, 2018.

Alternatives: None recommended

Fiscal impact: Under AB 26, the Successor Agency may only pay the enforceable obligations of the former Agency listed on the ROPS. The intent of the ROPS is to identify all enforceable obligations of the former Agency payable July 1, 2016 - June 30, 2017.

Attachments: Resolution with ROPS.

RESOLUTION NO. OB-

A RESOLUTION OF THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE TOWN OF YUCCA VALLEY, CALIFORNIA APPROVING AND ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE ("ROPS") PURSUANT TO HEALTH AND SAFETY CODE § 34176 AND TRANSMITTING THE ROPS TO THE NECESSARY AGENCIES

WHEREAS, the Yucca Valley Redevelopment Agency ("Redevelopment Agency") is a public body, corporate and politic, organized and existing under the California Community Redevelopment Law (Health & Safety Code §§ 33000 *et seq.*); and

WHEREAS, the Town of Yucca Valley is a municipal corporation and a general law city organized and existing under the Constitution of the State of California ("City"); and

WHEREAS, on December 29, 2011, the California Supreme Court issued its opinion in the case *California Redevelopment Association, et al. v. Ana Matosantos, etc., et al.*, Case No. S196861, and upheld the validity of Assembly Bill 1x26 ("AB1x26") and invalidated Assembly Bill 1x27; and

WHEREAS, the Court's decision results in the implementation of AB1x26 which dissolves all the redevelopment agencies in the State of California as of February 1, 2012; and

WHEREAS, the Town is, by operation of law, the Successor Agency to the Redevelopment Agency for purposes of winding-down the Redevelopment Agency under AB1x26; and

WHEREAS, pursuant to a provision of AB1x26, codified as Health and Safety Code Section 34177, the Town as Successor Agency is required to adopt the Recognized Obligations Payment Schedule on an ongoing basis; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, the Oversight Board to the Successor Agency to the Dissolved Yucca Valley Redevelopment Agency, resolves as follows:

Section 1. The foregoing Recitals are true and correct and are incorporated herein.

Section 2. The initial ROPS, attached hereto and incorporated herein by reference as Exhibit "A", is hereby received and adopted pursuant to Health & Safety Code Section 34177.

Section 3. The Town Manager/Executive Director, Finance Manager or his designee is hereby directed to post this Resolution and the ROPS on the Successor Agency's website and to provide notice of adoption of the ROPS by the Successor Agency to the County auditor-controller, the State Controller and the State Department of Finance and Oversight Board. A

notification providing the website location of the posted schedules and notifications of any amendments shall suffice to meet this requirement.

Section 4. The Town Manager/Executive Director, Finance Manager or his designee is hereby directed to amend and resubmit the ROPS on the Successor Agency's website and to provide notice of adoption of the ROPS by the Successor Agency to the County auditor-controller, the State Controller and the State Department of Finance and Oversight Board, as needed, to reflect the most current financial and operational interpretations and conditions as provided by the State Department of Finance, State Controller's Office, San Bernardino County Auditor-Controller/Treasurer/Tax Collector, and Town/Agency legal counsel.

PASSED, APPROVED, AND ADOPTED this 2nd day of February, 2016.

CHAIR, OVERSIGHT BOARD

ATTEST:

SECRETARY, OVERSIGHT BOARD

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE
FY 2016-2017 – July 2016 – June 2017

[Attached behind this page]

Yucca Valley Recognized Obligation Payment Schedule (ROPS 16-17) - Report of Cash Balances
(Report Amounts in Whole Dollars)

| A | B | C | D | E | F | G | H | I | | | | | | | |
|---|--|--|------------------------------|---------------------|------|------|------|---------|---------------|-----------------|-------|-------|--|--|--|
| | | | | | | | | | Fund Sources | | | | | | |
| | | | | | | | | | Bond Proceeds | Reserve Balance | Other | RPTTF | | | |
| Bonds issued on or before 12/31/10 | Prior ROPS period balances and DDR RPTTF balances retained | Prior ROPS RPTTF distributed as reserve for future period(s) | Rent, grants, interest, etc. | Non-Admin and Admin | | | | | | | | | | | |
| Cash Balance Information by ROPS Period | | | | | | | | | | | | | | | |
| ROPS 15-16A Actuals (07/01/15 - 12/31/15) | | | | | | | | | | | | | | | |
| 1 | Beginning Available Cash Balance (Actual 07/01/15) | 4,566,088 | | | | | | (6,366) | | | | | | | |
| 2 | Revenue/Income (Actual 12/31/15) RPTTF amounts should tie to the ROPS 15-16A distribution from the County Auditor-Controller during June 2015 | | | | | | | 386,179 | | | | | | | |
| 3 | Expenditures for ROPS 15-16A Enforceable Obligations (Actual 12/31/15) | | | | | | | | | | | | | | |
| 4 | Retention of Available Cash Balance (Actual 12/31/15) RPTTF amount retained should only include the amounts distributed as reserve for future period(s) | 65,000 | | | | | | 386,177 | | | | | | | |
| 5 | ROPS 15-16A RPTTF Balances Remaining | | | | | | | | | | | | | | |
| 6 | Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5) | \$ 4,501,088 | \$ - | \$ - | \$ - | \$ - | \$ - | (6,364) | | | | | | | |
| ROPS 15-16B Estimate (01/01/16 - 06/30/16) | | | | | | | | | | | | | | | |
| 7 | Beginning Available Cash Balance (Actual 01/01/16) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6) | \$ 4,501,088 | \$ - | \$ - | \$ - | \$ - | \$ - | (6,364) | | | | | | | |
| 8 | Revenue/Income (Estimate 06/30/16) RPTTF amounts should tie to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016 | | | | | | | 836,560 | | | | | | | |
| 9 | Expenditures for ROPS 15-16B Enforceable Obligations (Estimate 06/30/16) | 550,000 | | | | | | 836,960 | | | | | | | |
| 10 | Retention of Available Cash Balance (Estimate 06/30/16) RPTTF amount retained should only include the amounts distributed as reserve for future period(s) | | | | | | | | | | | | | | |
| 11 | Ending Estimated Available Cash Balance (7 + 8 - 9 - 10) | \$ 3,951,088 | \$ - | \$ - | \$ - | \$ - | \$ - | (6,664) | | | | | | | |

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see CASH BALANCE TIPS SHEET.