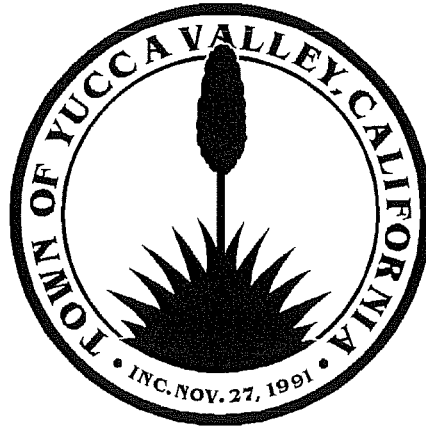


TOWN OF YUCCA VALLEY
ACTING AS SUCCESSOR AGENCY
TO THE YUCCA VALLEY RDA



*The Mission of the Town of Yucca Valley is to
provide a government that is responsive to its citizens
to ensure a safe and secure environment
while maintaining the highest quality of life.*

**TUESDAY, FEBRUARY 19, 2013, 6:00 p.m.
(Immediately following Town Council Meeting)
YUCCA VALLEY COMMUNITY CENTER
YUCCA ROOM
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

**CLOSED SESSION
YUCCA VALLEY COMMUNITY CENTER
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

TOWN COUNCIL AS SUCCESSOR AGENCY

*Merl Abel, Mayor
Robert Lombardo, Mayor Pro Tem
George Huntington, Council Member
Dawn Rowe, Council Member*

**TOWN ADMINISTRATIVE OFFICE:
760-369-7207**

www.yucca-valley.org

**AGENDA
MEETING OF THE
TOWN OF YUCCA VALLEY ACTING AS SUCCESSOR AGENCY TO THE RDA
TUESDAY, FEBRUARY 19, 2013**

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 Mayor/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: Members Huntington, Lombardo, Rowe and Chair Abel.

CONSENT AGENDA

1-2 1. Successor Agency Minutes of October 30, 2012.

Recommendation: Approve minutes as presented.

3-4 2. SA Warrant Register – February 19, 2013

Recommendation: Ratify the Warrant Register total of \$975,424.25 for disbursements dated November 21, 2012 to January 24, 2013.

All items listed on the consent calendar are considered to be routine matters or are considered formal documents covering previous Successor Agency instruction. The items listed on the consent calendar may be enacted by one motion and a second. There will be no separate discussion of the consent calendar items unless a member of the Successor Agency or Town Staff requests discussion on specific consent calendar items at the beginning of the meeting. Public requests to comment on consent calendar items should be filed with the Town Clerk/Deputy Town Clerk before the consent calendar is called.

Recommendation: Adopt Consent Agenda (items 1-2)(roll call vote)

Action: Move _____ 2nd _____ Vote _____

DEPARTMENT REPORTS

- 5-13 3. Recognized Obligation Payment Schedule (“ROPS”)

A RESOLUTION OF THE TOWN OF YUCCA VALLEY ACTING IN ITS CAPACITY AS 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, 2013 through December 31, 2013; 2) Direct staff to post the schedule on the Town’s website and to deliver the ROPS to the Oversight Board (when convened), San Bernardino County Auditor Controller, State Controller and the State Department of Finance.

Action: Move _____ 2nd _____ Vote _____.

- 14 4. Successor Agency Update

Staff Report

Recommendation: Receive and file the verbal presentation and update regarding the RDA dissolution process.

Action: Move _____ 2nd _____ Vote _____.

PUBLIC COMMENTS

All items listed on the consent calendar are considered to be routine matters or are considered formal documents covering previous Successor Agency instruction. The items listed on the consent calendar may be enacted by one motion and a second. There will be no separate discussion of the consent calendar items unless a member of the Agency or Town Staff requests discussion on specific consent calendar items at the beginning of the meeting. Public requests to comment on consent calendar items should be filed with the Town Clerk/Deputy Town Clerk before the consent calendar is called.

ADJOURNMENT

**TOWN OF YUCCA VALLEY
ACTING AS SUCCESSOR AGENCY TO THE RDA
MEETING MINUTES
OCTOBER 30, 2012**

Chair Rowe called the meeting of the Town of Yucca Valley acting as Successor Agency to the RDA to order at 6:51 p.m.

Members Present: Abel, Huntington, Lombardo, and Chair Rowe.

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

CONSENT AGENDA

1. **Approve**, Successor Agency Minutes of August 21, 2012, as presented.
2. **Ratify**, SA Payroll Registers total of \$89,889.11 dated February 17, 2012 through June 22, 2012. Ratify SA Warrant Registers total of \$22,965.58 for expenses dated March 8, 2012 through June 28, 2012.

Member Huntington moved to adopt Consent Agenda Items 1-2. Council Member Lombardo seconded. Motion carried 4-0.

AYES: Members Abel, Huntington, Lombardo and Chair Rowe

NOES: None

ABSTAIN: None

ABSENT: None

DEPARTMENT REPORTS

3. Transmittal of AB 1484 Low/Mod Housing Fund Due Diligence Report

Administrative Services Director Yakimow reported this is one of a number of items coming before the Successor Agency and the Oversight Board to the Successor Agency related to the wind down of the Redevelopment Agency. The Successor Agency is required to hire a licensed accountant to conduct a due diligence review of the housing and non-housing funds to determine the amount of unobligated funds available for distribution to taxing agencies. The Oversight Board is required to convene a public comment session prior to formally approving the reviews. Based on the review, it appears that all housing funds are obligated and the Agency will not be required to distribute funds to taxing agencies, however there is some question of whether all of the \$500,000 committed to the planned low-mod senior project will be deemed as

restricted.

Member Lombardo moved to 1) receive and file the Low/Mod Housing Fund Due Diligence Review (DDR); and 2) ratify the transmission of the Review to the Oversight Board, the County Administrative Officer, the County Auditor-Controller, and the Department of Finance, and post on the agency's website. Member Abel seconded. Motion carried 4-0.

PUBLIC COMMENTS

None

ADJOURNMENT

There being no further business, Chair Rowe adjourned the meeting at 6:56 p.m.

Respectfully submitted,

Jamie Anderson
Secretary



SUCCESSOR AGENCY STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Administrative Services Director
Sharon Cisneros, Senior Accountant
Date: February 14, 2013
Council Meeting: February 19, 2013
Subject: Warrant Register: February 19, 2013

Recommendation:

Ratify the Warrant Register total of \$975,424.25 for disbursements dated November 21, 2012 to January 24, 2013.

Order of Procedure:

- Department Report
- Request Staff Report
- Request Public Comment
- Council Discussion
- Motion/Second
- Discussion on Motion
- Call the Question (Roll Call)

Attachments:

Warrant Register No. 1 dated February 14, 2013 total of \$975,424.25

Reviewed By:


Town Manager


Town Attorney


Admin. Services


Finance

Department Report
 Consent

Ordinance Action
 Minute Action

Resolution Action
 Receive and File


Public Hearing
 Study Item


Successor Agency
Warrant Register #1
February 14, 2013

Disbursements Dated
November 21, 2012 to January 24, 2013

Fund Distribution Breakdown

LMIHF DDR Demand Payment	\$576,353.00
Debt Service/Administrative Expenses	\$399,071.25
Total	<u><u>\$975,424.25</u></u>

Reviewed by Sharon Cisneros, Senior Accountant 

Approved by Curtis Yakimow, Administrative Services Director 

**SUCCESSOR AGENCY TO THE
YUCCA VALLEY RDA REPORT**

To: Honorable Chair & Agency Members of the Successor Agency to the Yucca Valley Redevelopment Agency
From: Mark Nuaimi, Executive Director/Town Manager
Curtis Yakimow, Director of Administrative Services
Date: February 12, 2013
Agency Meeting: February 19, 2013
Subject: Recognized Obligation Payment Schedule ("ROPS")

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

Recommendation: That the Agency:

1. Approve the Resolution adopting the Recognized Obligation Payment Schedule ("ROPS") for the period from July 1, 2013 through December 31, 2013.
2. Direct staff to post the schedule on the Town's website and to deliver the ROPS to the Oversight Board, San Bernardino County Auditor-Controller, State Controller and to the State Department of Finance.

Order of Procedure:

Staff Report
Public Comment
Questions of Staff
Agency Discussion
Motion/Second
Discussion on Motion
Roll Call (voice vote)

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 Mgmt Services Dept Head

<input checked="" type="checkbox"/> Department Report	<input type="checkbox"/> Ordinance Action	<input checked="" type="checkbox"/> Resolution Action	<input type="checkbox"/> Public Hearing
<input type="checkbox"/> Consent	<input type="checkbox"/> Minute Action	<input type="checkbox"/> Receive and File	<input type="checkbox"/> Study Session

The attached ROPS reflects the time frame of July 1 – December 31, 2013, 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 March 1, 2013, after review and approval of by the Oversight Board. Payment for the qualified obligations during this period will be distributed by the County on or about June 1, 2013.

Changes

The current ROPS schedule includes two primary line items:

1. Debt Service Payments
2. Administrative Allowance

While the Successor Agency continues to complete those tasks necessary to attain the Finding of Completion, the current schedule does not include the items that may eventually be qualified as eligible bond expenditures. They are listed on the last page of the notes schedule however, for informational purposes. Staff anticipates that the remaining decisions regarding Due Diligence Reviews, remittance of fund balances and any other ancillary items will be resolved by the end of the fiscal year. Accordingly, it would be expected that the items listed on the Notes section in this schedule will be reflected on the master schedule for the subsequent FY 13-14B ROPS schedule.

Finally, a similar ROPS will be prepared for each six month period, from January 1 through June 30 and from July 1 through December 31, until all of the Agency's enforceable obligations have been paid in full. DOF personnel continue to refine the reporting process with the ultimate goal of maintaining an on-line ROPS process in fiscal year 2014-15.

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 – December 31, 2013.

Attachments: Resolution with ROPS.

RESOLUTION NO. SA-

A RESOLUTION OF THE TOWN OF YUCCA VALLEY ACTING IN ITS CAPACITY AS 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 Town of Yucca Valley, in its capacity as Successor 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, Director of Administrative Service 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, Director of Administrative Service 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 19th day of February, 2013.

MAYOR

ATTEST:

TOWN CLERK

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE
FY 2013-14A – July – December 2013

[Attached behind this page]

SUMMARY OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Filed for the July 1, 2013 to December 31, 2013 Period

Name of Successor Agency: **YUCCA VALLEY (SAN BERNARDINO)**

Outstanding Debt or Obligation	Total
Total Outstanding Debt or Obligation	\$9,821,500

Current Period Outstanding Debt or Obligation	Six-Month Total
A Available Revenues Other Than Anticipated RPTTF Funding	\$0
B Enforceable Obligations Funded with RPTTF	\$288,500
C Administrative Allowance Funded with RPTTF	\$125,000
D Total RPTTF Funded (B + C = D)	\$413,500
E Total Current Period Outstanding Debt or Obligation (A + B + C + E) <i>Should be same amount as ROPS form six-month total</i>	\$413,500
F Enter Total Six-Month Anticipated RPTTF Funding	\$413,500
G Variance (F - D = G) <i>Maximum RPTTF Allowable should not exceed Total Anticipated RPTTF Funding</i>	\$0

10 or Period (July 1, 2012 through December 31, 2012) Estimated vs. Actual Payments (as required in HSC section 34186 (a))

H Enter Estimated Obligations Funded by RPTTF (lesser of Finance's approved RPTTF amount including admin allowance or the actual amount distributed)	\$441,224
I Enter Actual Obligations Paid with RPTTF	\$274,100
J Enter Actual Administrative Expenses Paid with RPTTF	\$125,000
K Adjustment to Redevelopment Obligation Retirement Fund (H - (I + J) = K)	\$42,124
L Adjustment to RPTTF (D - K = L)	\$371,376

Certification of Oversight Board Chairman:

Pursuant to Section 34177(m) of the Health and Safety code,

I hereby certify that the above is a true and accurate Recognized

Obligation Payment Schedule for the above named agency.

Name

Title

/s/

Signature

Date

YUCCA VALLEY (SAN BERNARDINO)
 RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A)
 July 1, 2013 through December 31, 2013

Oversight Board Approval Date: _____

Item #	Project Name / Debt Obligation	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2013-14	Funding Source					Six-Month Total
									Bond Proceeds	Reserve Balance	Admin Allowance	RPTTF	Other	
							\$9,821,500	\$1,017,500	\$0	\$0	\$125,000	\$288,500	\$0	\$413,500
1	2008 Tax Allocation Bonds	6/1/2008		Bank of New York	Debt Service	One	9,550,000	746,000	0	0	0	276,000	0	276,000
2	Southside Phase 1A	5/28/2009	12/31/2012	RHA/DWC	Southside Neighborhood Park Phase 1A	One	0	0	0	0	0	0	0	0
3	Successor Agency Administration	2/1/2012		Town of Yucca Valley	Personnel and other administrative costs	One	250,000	250,000	0	0	125,000	0	0	125,000
4	Special Audit Costs	5/3/2011	12/31/2013	Rodgers Anderson Malody Scott	Specialized Audit Costs beyond normal Agency Admin	One	5,000	5,000	0	0	0	5,000	0	5,000
5	Insurance Costs	12/5/2011		PARSAC	Insurance Costs of Successor Agency	One	10,000	10,000	0	0	0	5,000	0	5,000
6	General Plan Update RDA Portion	6/21/2011	6/30/2013	The Planning Center	RDA Bond Fund committed portion of GP Update	One	0	0	0	0	0	0	0	0
7	General Plan Update RDA Portion	6/21/2011	6/30/2013	The Planning Center	RDA L/M committed portion of GP Update	One	0	0	0	0	0	0	0	0
8	Regional Wastewater Funding	6/1/2008		HI Desert Water District	Payment and financing of wastewater connection fees	One	0	0	0	0	0	0	0	0
9	Regional Infrastructure Funding	6/1/2008		Army Corp/TBD	Payment of regional drainage infrastructure	One	0	0	0	0	0	0	0	0
10	National CORE Low/Mod Housing Prj	12/1/2010		National CORE	Contribution commitment to planned Low/Mod Sr. Prj	One	0	0	0	0	0	0	0	0
11	Affordable Housing Monitoring	8/1/1994		Affordable Housing Group	Monitoring service for low/mod housing units	One	1,500	1,500	0	0	0	0	0	0
12	Property Held for Resale - Utility Exp	6/30/2009		SCE, SCG, HDWD	Utility expense for RDA prop held for resale	One	5,000	5,000	0	0	0	2,500	0	2,500
13	National CORE L/M Project Legal Cost	6/17/2010		Aleshyre & Wynder	Project related legal expenditure - National CORE	One	0	0	0	0	0	0	0	0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0
														0

**SUCCESSOR AGENCY TO THE
YUCCA VALLEY RDA REPORT**

To: Honorable Chair & Agency Members of the Successor Agency to the Yucca Valley Redevelopment Agency

From: Curtis Yakimow, Director of Administrative Services

Date: February 15, 2013

Agency Meeting: February 19, 2013

Subject: Successor Agency Update

Recommendation: That the Agency receive and file the verbal presentation and update regarding the RDA dissolution process.

Order of Procedure:

- Staff Report
- Public Comment
- Questions of Staff
- Agency Discussion
- Motion/Second
- Discussion on Motion
- Roll Call (voice vote)

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").

Over the past six months, a number of transactions, reports and interactions have taken place between the Successor Agency, Oversight Board and the Department of Finance. Staff will present a brief presentation outlining these activities and what the Agency can expect moving forward into the next fiscal year.

Alternatives: None recommended.

Fiscal impact: None with this item.

Reviewed By:


Town Manager


Town Attorney

Mgmt Services

Dept Head

Department Report
 Consent

Ordinance Action
 Minute Action

Resolution Action
 Receive and File

Public Hearing
 Study Session