



Town of Apple Valley

# OVERSIGHT BOARD

## OF THE SUCCESSOR AGENCY TO THE DISSOLVED APPLE VALLEY REDEVELOPMENT AGENCY

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The Oversight Board of the Successor Agency to the Dissolved Apple Valley Redevelopment Agency is having a meeting on January 25, 2017 at 5:00 p.m. The meeting will occur in the Council Chamber located at 14955 Dale Evans Parkway in Apple Valley, California.

### AGENDA

January 25, 2017  
5:00 P.M.

***PLEASE SILENCE CELL PHONES AND PAGERS UPON ENTERING THE CHAMBER***

#### CALL TO ORDER

#### Roll Call

Board Member: Hultquist; \_\_\_ Mahany; \_\_\_ Richardson; \_\_\_ Schulenberg; \_\_\_ Wert; \_\_\_  
Vice-Chair Stanton; \_\_\_ Chairman Robinson \_\_\_

#### PLEDGE OF ALLEGIANCE

#### PRESENTATION

#### PUBLIC COMMENT

#### BUSINESS ITEMS

1. Approve OB Resolution No. 2017-01 – Adopting the Minutes of the Oversight Board Meeting on January 27, 2016
2. Adoption of Oversight Board Resolution No. 2017-02 – Approving Recognized Obligations Payment Schedule (ROPS) 17-18

#### ADJOURN



Town of Apple Valley

## **OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED APPLE VALLEY REDEVELOPMENT AGENCY**

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### **PUBLIC NOTICE**

This agenda contains a brief description of each item of business to be considered at today's meeting. The agenda, its supporting documents and all writings received by the Successor Agency related to these items are public records and available for review during regular business hours in the Town Clerk's Office at 14955 Dale Evans Parkway, Apple Valley, CA, during normal business hours.

The agenda and its supporting documents can be viewed online at <http://www.applevalley.org>. However, the online agenda may not include all available supporting documents or the most current version of documents. Materials related to an item on this agenda submitted to the Oversight Board after distribution of the agenda packet are available for public inspection in the Town Clerk's Office.

In accordance with the Rules of Procedure members of the public may address the Oversight Board on any item on the agenda and on any matter that is within the Oversight Board's jurisdiction. To address the Oversight Board regarding an item, complete and submit the yellow card entitled Request to Speak. Please indicate on the card whether you are speaking under Public Comments or on an item that is listed on the agenda and please list the item number.

When called, approach the podium and please state your name before giving your presentation. Speakers may address the Oversight Board for up to three (3) minutes. Speakers are to address the Oversight Board as a whole through the Chairperson. Comments to individual Board Members and/or staff are not permitted.

Individuals, who demonstrate disruptive conduct during Oversight Board Meetings that prevent the Oversight Board from conducting its meeting in an orderly manner, are guilty of a misdemeanor as stated in Section 2.04.030 of the Town of Apple Valley Municipal Code and are subject to removal from the Chamber or arrest.

The Town of Apple Valley recognizes its obligation to provide equal access to those individuals with disabilities. Please contact the Town Clerk's Office at (760) 240-7000 two working days prior to the scheduled meeting for any requests for reasonable accommodations.



Town of Apple Valley

# OVERSIGHT BOARD

## OF THE SUCCESSOR AGENCY TO THE DISSOLVED APPLE VALLEY REDEVELOPMENT AGENCY

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**Date:** January 25, 2017

**Item No:** 1

**To:** Oversight Board

**From:** La Vonda M-Pearson, Town Clerk

**Subject:** APPROVE OB RESOLUTION NO. 2017-01 – A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE TOWN OF APPLE VALLEY ADOPTING MINUTES FOR THE MEETING OF JANUARY 27, 2016

**T.M. Approval:** \_\_\_\_\_

**Budgeted Item:**  Yes  No  N/A

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### RECOMMENDED ACTION:

That the Oversight Board of the Successor Agency to the dissolved Apple Valley Redevelopment Agency adopt a resolution approving the minutes for the meeting of January 27, 2016.

### SUMMARY:

Special Meeting – January 27, 2016

### ATTACHMENT:

OB Resolution No. 2017-01

**OB RESOLUTION NO. OB 2017-01**

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE TOWN OF APPLE VALLEY ADOPTING MINUTES FOR THE MEETING OF JANUARY 27, 2016**

**WHEREAS**, pursuant to Health and Safety Code section 34173(d), the Town of Apple Valley (“RDA Successor Agency”) is the successor agency to the Redevelopment Agency of the Town of Apple Valley (“Agency”), confirmed by Resolution No. 2012-03 adopted on January 10, 2012; and

**WHEREAS**, pursuant to Health and Safety Code section 34179(a), the Oversight Board is the RDA Successor Agency’s oversight board; and

**WHEREAS**, pursuant to Health and Safety Code section 34179(10)(e), all actions taken of the oversight board shall be adopted by resolution.

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. Members of the Apple Valley Oversight Board do hereby approve and adopt the minutes of the Apple Valley Oversight Board for the meeting of January 27, 2016 by a unanimous vote of those members present. The minutes shall be an official copy of the proceedings that took place at said meeting.
2. That the Secretary shall certify to the passage and adoption of this resolution and include it with the original file of resolutions.
3. Pursuant to Health and Safety Code section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for five (5) business days, pending a request for review by the State of California Department of Finance.

**PASSED, APPROVED and ADOPTED** this 25<sup>th</sup> day of January, 2017.

\_\_\_\_\_  
Frank Robinson, Chairman

**ATTEST:**

\_\_\_\_\_  
Debra Thomas, Secretary

**TOWN OF APPLE VALLEY  
OVERSIGHT BOARD**

**SPECIAL MEETING  
MINUTES – JANUARY 27, 2016**

**CALL TO ORDER:**

Chairman Robinson called to order the Oversight Board meeting at 5:02 p.m.  
Roll call was taken with the following members present:

Roll Call

Present: Board Members Hardy; Hultquist; Mahany; Schulenberg; Wert; Chairman Robinson.  
Absent: Vice-Chair Stanton

**PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Chairman Wert.

**PRESENTATIONS:**

None.

**PUBLIC COMMENTS:**

None.

**BUSINESS ITEMS**

- 1. Approve OB Resolution No. 2016-01 - Adopting the Minutes of the Oversight Board Meeting on September 28, 2015.**

**MOTION**

Motion by Board Member Hultquist, seconded by Board Member Mahany, to adopt the attached Resolution No. 2016-01, adopting the Minutes for the meeting of September 28, 2015.

Motion approved by the following vote: Board Members Hardy; Hultquist; Mahany; Schulenberg; Wert; Chairman Robinson. Absent: Vice-Chair Stanton. Abstain: None.

- 2. Adoption of Oversight Board Resolution No. 2016-02 – Approving Recognized Obligations Payment Schedule (ROPS) 16-17.**

Marc Puckett, Assistant Town Manager, presented the staff report as filed with the Town Clerk's office.

**MOTION**

Motion by Board Member Hultquist, seconded by Board Member Hardy, to adopt Oversight Board Resolution No. 2016-02, approving Recognized Obligation Payment Schedule 16-17.

Motion approved by the following vote: Board Members Hardy; Hultquist; Mahany; Schulenberg; Wert; Chairman Robinson. Absent: Vice-Chair Stanton. Abstain: None.

**ADJOURNMENT**

**MOTION**

Motion by Board Member Schulenberg, seconded by Board Member Wert, and unanimously carried to adjourn the meeting of the Oversight Board at 5:15 p.m.

\_\_\_\_\_  
Frank Robinson, Chairman

**ATTEST:**

\_\_\_\_\_  
Debra Thomas, Oversight Board  
Secretary



Town of Apple Valley

# OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED APPLE VALLEY REDEVELOPMENT AGENCY

**Date:** January 25, 2017  
**Item No:** 2  
**To:** Oversight Board  
**From:** Marc Puckett, Assistant Town Manager – Finance and Administration  
**Subject:** ADOPTION OF OB RESOLUTION NO. 2017-02 - APPROVING RECOGNIZED OBLIGATIONS PAYMENT SCHEDULE (ROPS) 17-18, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(I)

**T.M. Approval:** \_\_\_\_\_

**Budgeted Item:**  Yes  No  N/A

### RECOMMENDED ACTION:

That the Oversight Board of the Successor Agency to the dissolved Apple Valley Redevelopment Agency adopt the attached Resolution No. 2017-02, approving Recognized Obligation Payment Schedule (“ROPS”) 17-18.

### BACKGROUND:

To date, the Apple Valley Oversight Board has approved seven (7) ROPS schedules. The most recent ROPS 16-17 was approved January 27, 2016, and submitted to the Department of Finance (DOF) thereafter. If the DOF disagrees with any items on the Board-approved ROPS 17-18, those items will be noted in a determination letter from the DOF. After that, the Successor Agency staff may request and be granted a Meet and Confer session to review those points of disagreement for that particular ROPS time period, July 1, 2017 through June 30, 2018.

### SUMMARY:

The attached resolution includes ROPS 17-18, to be submitted to the DOF by February 1, 2017, setting forth those same enforceable obligations previously approved and the amount of payments to be made for each of them for the twelve (12) month period from July 1, 2017 through June 30, 2018.

Upon approval by the Oversight Board, the Successor Agency will provide a copy of ROPS 17-18 to the Auditor-Controller, the DOF, and the State Controller, and post the approved ROPS on the Successor Agency’s website. Because the DOF may review Oversight Board actions, the Oversight Board’s action to approve the ROPS is not effective for five (5) business days, pending a request for review by the DOF.

Once a ROPS is approved, the County Auditor-Controller will allocate property tax increment to the Successor Agency to pay down the dissolved Redevelopment Agency's enforceable obligations using the appropriate funding sources.

Accordingly, staff recommends adoption of the attached Resolution.

**ATTACHMENT:**

OB Resolution No. 2017-02



OB RESOLUTION NO. 2017-02

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED REDEVELOPMENT AGENCY OF THE TOWN OF APPLE VALLEY, APPROVING RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) 15-16B, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(I)**

**WHEREAS**, pursuant to Health and Safety Code section 34173(d), the Town of Apple Valley (“RDA Successor Agency”) is the successor agency to the dissolved Redevelopment Agency of the Town of Apple Valley (“Agency”), confirmed by Resolution No. 2012-03 adopted on January 10, 2012, and;

**WHEREAS**, the Oversight Board is the RDA Successor Agency’s oversight board pursuant to Health and Safety Code section 34179(a), and;

**WHEREAS**, the RDA Successor Agency has prepared and submitted its previous ROPS (collectively “ROPS”) to the County of San Bernardino Auditor-Controller pursuant to Health and Safety Code section 34177(l)(2), as modified by the Supreme Court opinion in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, Case No. S194861; the RDA Successor Agency has submitted the ROPS to the Oversight Board; the Oversight Board has approved the ROPS (“Approved ROPS”); and the RDA Successor Agency has submitted a copy of the Approved ROPS to the County of San Bernardino Auditor-Controller, the California State Controller, and the State of California Department of Finance and posted the Approved ROPS on the RDA Successor Agency’s website, and;

**WHEREAS**, ROPS 16-17 was approved and/or modified by the State of California Department of Finance, in a letter dated May 17, 2016, and;

**WHEREAS**, a ROPS for the period July 1, 2017 through June 30, 2018, is due prior to February 1, 2017, and;

**WHEREAS**, Health and Safety Code section 34177(l)(2) requires the RDA Successor Agency to submit the ROPS to the Oversight Board of the RDA Successor Agency for approval and, upon such approval, the RDA Successor Agency is required to submit a copy of such approved ROPS to the County of San Bernardino Auditor-Controller, the California State Controller, and the State of California Department of Finance and post the approved ROPS on the RDA Successor Agency’s website, and;

**WHEREAS**, Health and Safety Code section 34180(g) requires the Oversight Board to approve the RDA Successor Agency’s establishment of the ROPS prior to the RDA Successor Agency acting upon the ROPS; and

**NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED REDEVELOPMENT AGENCY OF THE TOWN OF APPLE VALLEY DOES HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1. Recitals.** The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. CEQA Compliance. The approval of the ROPS through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act. The Town Clerk of the Town of Apple Valley, acting on behalf of the Oversight Board as its Secretary, is authorized and directed to file a Notice of Exemption with the appropriate official of the County of San Bernardino, California, within five (5) days following the date of adoption of this Resolution.

SECTION 3. Approval of the ROPS. The Oversight Board hereby approves and adopts ROPS 15-16B, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177.

SECTION 4. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

SECTION 5. Certification. The Town Clerk of the Town of Apple Valley, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

SECTION 6. Effective Date. Pursuant to Health and Safety Code section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for five (5) business days, pending a request for review by the State of California Department of Finance.

**PASSED, APPROVED and ADOPTED** this 25th day of January, 2017.

\_\_\_\_\_  
Frank Robinson, Chairman

**ATTEST:**

\_\_\_\_\_  
Debra Thomas, Secretary

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE 17-18  
For the period of July 1, 2017 through June 30, 2018

[Attached behind this page]

**Recognized Obligation Payment Schedule (ROPS 17-18) - Summary**

Filed for the July 1, 2017 through June 30, 2018 Period

**Successor Agency:** Apple Valley  
**County:** San Bernardino

	17-18A Total (July - December)	17-18B Total (January - June)	ROPS 17-18 Total
<b>A Enforceable Obligations Funded as Follows (B+C+D):</b>			
B Bond Proceeds	\$ 323,526	\$ 747,725	\$ 1,071,251
C Reserve Balance	-	-	-
D Other Funds	323,526	747,725	1,071,251
<b>E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):</b>			
F RPTTF	\$ 4,668,508	\$ 1,778,175	\$ 6,446,683
G Administrative RPTTF	4,668,508	1,778,175	6,446,683
<b>H Current Period Enforceable Obligations (A+E):</b>			
	\$ 4,992,034	\$ 2,525,900	\$ 7,517,934

Certification of Oversight Board Chairman:  
Pursuant to Section 34177 (o) 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 successor  
agency.

\_\_\_\_\_  
Name Title  
/s/ \_\_\_\_\_  
Signature Date



**Apple Valley Recognized Obligation Payment Schedule (ROPS 17-18) - Report of Cash Balances**  
**(Report Amounts in Whole Dollars)**

Pursuant to Health and Safety Code section 34177 (I), 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](#).

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	Bonds issued on or after 01/01/11	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									
<b>Cash Balance Information by ROPS Period</b>														
<b>ROPS 15-16B Actuals (01/01/16 - 06/30/16)</b>														
1	Beginning Available Cash Balance (Actual 01/01/16)	2,523,112	-	-	-	2,155	-	-						
2	Revenue/Income (Actual 06/30/16) RPTTF amounts should tie to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016					724,336	1,736,875							
3	Expenditures for ROPS 15-16B Enforceable Obligations (Actual 06/30/16)													
4	Retention of Available Cash Balance (Actual 06/30/16) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)	1,463,299				726,491	1,736,875							
5	ROPS 15-16B RPTTF Balances Remaining	1,059,813												
No entry required														
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -					

