



Town of Apple Valley

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

AGENDA
REGULAR SESSION
JANUARY 24, 2018
5:00 P.M.

PLEASE SILENCE CELL PHONES AND PAGERS UPON ENTERING THE CHAMBERS

CALL TO ORDER

Roll Call
Pledge of Allegiance

PRESENTATIONS

Introduction and Oath of Office of New Board Members

PUBLIC COMMENT

BUSINESS ITEMS

1. Adoption of Minutes of the Oversight Board January 25, 2017
2. Adopt OB Resolution No. 2018-02 – Approving Recognized Obligations Payment Schedule (ROPS) 18-19, Pursuant to Health and Safety Code Section 34177(l)

ADJOURN to Time and Date for Next Meeting



Town of Apple Valley

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

PUBLIC NOTICE

The meeting will occur in the Council Chambers located at 14955 Dale Evans Parkway in Apple Valley, California.

This agenda contains a brief description of each item of business to be considered at today's meeting. In accordance with the Brown Act, this meeting agenda is posted at least 72 hours prior to the regularly scheduled 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 Town Council's jurisdiction. To address the Town Council 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 Town Council Meetings that prevent the Town Council 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 Chambers 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

Date: January 24, 2018

Item No: 1

To: Oversight Board

From: La Vonda M-Pearson, Town Clerk

Subject: APPROVE OB RESOLUTION NO. 2018-01 – 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 25, 2017

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 a resolution approving the minutes for the meeting of January 25, 2017.

SUMMARY:

Special Meeting – January 25, 2017

ATTACHMENT:

OB Resolution No. 2018-01

OB RESOLUTION NO. 2018-01

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 25, 2017

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 25, 2017 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 24th day of January 2018.

Oversight Board Member

ATTEST:

Yvonne Rivera, Secretary

**TOWN OF APPLE VALLEY
OVERSIGHT BOARD
SPECIAL MEETING
MINUTES – JANUARY 25, 2017**

CALL TO ORDER:

Chairman Robinson called to order the Oversight Board meeting at 5:03 p.m.

The Oath of Office was Administered to Oversight Board Member Tracey Richardson.

Roll call was taken with the following members present:

Roll Call

Present: Board Members Richardson; Schulenberg; Wert; Chairman Robinson.

Absent: Board Members Hultquist; Mahany; Vice-Chair Stanton

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Board Member Wert.

PRESENTATIONS:

None.

PUBLIC COMMENTS:

None.

BUSINESS ITEMS

- 1. Approve OB Resolution No. 2017-01 - Adopting the Minutes of the Oversight Board Meeting on January 27, 2016.**

MOTION

Motion by Vice-Chair Stanton, seconded by Board Member Wert, to adopt the attached Resolution No. 2017-01, adopting the Minutes for the meeting of January 27, 2016.

Motion approved by the following vote: Board Members Schulenberg; Wert; Chairman Robinson. Absent: Board Members Hultquist; Mahany; Vice-Chair Stanton. Abstain: Board Member Richardson.

- 2. Adoption of Oversight Board Resolution No. 2017-02 – Approving Recognized Obligations Payment Schedule (ROPS) 17-18.**

Kofi Antobam, Assistant Finance Director, presented the staff report as filed with the Town Clerk's office.

Questions were posed to Staff asking for clarification on the outstanding ROPS Enforceable Obligations.

MOTION

Motion by Board Member Schulenberg, seconded by Board Member Wert, to adopt Oversight Board Resolution No. 2017-02, approving Recognized Obligation Payment Schedule 17-18.

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

Discussion was held as to the responsibility of the County of San Bernardino and their role in addressing the takeover of the ROPS Enforceable Obligations and who will be responsible for payment after January 2018.

ADJOURNMENT

MOTION

Motion by Chairman Robinson, seconded by Board Member Schulenberg, unanimously carried to adjourn the meeting of the Oversight Board at 5:18 p.m.

ATTEST:

Oversight Board Member

Yvonne Rivera, Secretary



Town of Apple Valley

OVERSIGHT BOARD

OF THE SUCCESSOR AGENCY TO THE DISSOLVED
APPLE VALLEY REDEVELOPMENT AGENCY

Date: January 24, 2018
Item No: 2
To: Oversight Board
From: Kofi Antobam, Director of Finance
Subject: ADOPT OB RESOLUTION NO. 2018-02 - APPROVING RECOGNIZED OBLIGATIONS PAYMENT SCHEDULE (ROPS) 18-19, 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. 2018-02, approving Recognized Obligation Payment Schedule ("ROPS") 18-19.

BACKGROUND:

To date, the Apple Valley Oversight Board has approved nine (9) ROPS schedules. The most recent ROPS 17-18 was approved January 25, 2017, and submitted to the Department of Finance (DOF) thereafter. If the DOF disagrees with any items on the Board-approved ROPS 18-19, 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, 2018 through June 30, 2019.

SUMMARY:

The attached resolution includes ROPS 18-19, to be submitted to the DOF by February 1, 2018, 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, 2018 through June 30, 2019.

Upon approval by the Oversight Board, the Successor Agency will provide a copy of ROPS 18-19 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.

OVERSIGHT BOARD CONSOLIDATION:

As a matter of background, oversight boards have broad authority to set administrative budgets, approve the transfer of properties pursuant to a long-range property management plan, approve enforceable obligations, and otherwise direct the successor agency to perform activities to wind down the former redevelopment agencies.

The Dissolution Act (specifically HSC Section 34179(j-q)), provides that local oversight boards are succeeded by a single Countywide oversight board (except for Los Angeles County, where 5 oversight boards will be created) on **July 1, 2018**. The County Auditor-Controller's office is responsible for coordinating the creation of these new succeeding oversight boards. The next annual ROPS and Administrative Budget prepared by the Successor Agency will be approved by this new San Bernardino County Oversight Board.

ATTACHMENT:

OB Resolution No. 2018-02

OB RESOLUTION NO. 2018-02

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) 18-19, 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(I)(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 17-18 was approved and/or modified by the State of California Department of Finance, in a letter dated April 17, 2017; and

WHEREAS, a ROPS for the period July 1, 2018 through June 30, 2019 is due prior to February 1, 2018; and

WHEREAS, Health and Safety Code section 34177(I)(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.

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 18-19, 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 24th day of January 2018.

Barb Stanton, Vice-Chair

ATTEST:

Yvonne Rivera, Secretary

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE 18-19
For the period of July 1, 2018 through June 30, 2019

[Attached behind this page]

Recognized Obligation Payment Schedule (ROPS 18-19) - Summary

Filed for the July 1, 2018 through June 30, 2019 Period

Successor Agency: Apple Valley
 County: San Bernardino

	18-19A Total (July - December)	18-19B Total (January - June)	ROPS 18-19 Total
A Enforceable Obligations Funded as Follows (B+C+D):			
B Bond Proceeds	\$ 316,617	\$ 748,816	\$ 1,065,433
C Reserve Balance	-	-	-
D Other Funds	316,617	748,816	1,065,433
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):			
F RPTTF	712,475	1,672,475	2,384,950
G Administrative RPTTF	125,000	125,000	250,000
H Current Period Enforceable Obligations (A+E):			
	\$ 1,154,092	\$ 2,546,291	\$ 3,700,383

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 18-19) - Report of Cash Balances
July 1, 2015 through June 30, 2016
(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	Bonds issued on or after 01/01/11	Prior ROPS and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	Comments										
1	Cash Balance Information for ROPS 15-16 Actuals (07/01/15 - 06/30/16)															
1	Beginning Available Cash Balance (Actual 07/01/15)															
2	Revenue/Income (Actual 06/30/16) RPTTF amounts should tie to the ROPS 15-16 total distribution from the County Auditor-Controller during June 2015 and January 2016.	2,547,673														
3	Expenditures for ROPS 15-16 Enforceable Obligations (Actual 06/30/16)	93				1,068,954	2,818,204									
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)	1,487,955				1,068,954	2,818,204									
5	ROPS 15-16 RPTTF Balances Remaining	1,059,811														
6	Ending Actual Available Cash Balance (06/30/16) C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 + 5)															
		\$	\$	\$	\$	\$	\$	\$								

No entry required

