

**TOWN OF  
APPLE VALLEY, CALIFORNIA**

**AGENDA MATTER**

**Subject Item:**

**A RESOLUTION OF THE TOWN OF APPLE VALLEY, CALIFORNIA, DETERMINING THE AMOUNT OF PROPERTY TAX REVENUES TO BE TRANSFERRED AS A RESULT OF THE PENDING REORGANIZATION TO INCLUDE THE ANNEXATION TO THE TOWN OF APPLE VALLEY FROM COUNTY SERVICE AREA 70 AS DESCRIBED IN LAFCO NO. 3169**

**Summary Statement:**

On August 11, 2009, the Town Council adopted Resolution No. 2009-30, including the recommended environmental findings, mitigation and monitoring program, Statement of Overriding Consideration and certifying the Environmental Impact Report (SCH #200891077) for General Plan Amendment No. 2008-001, Annexation No. 2008-001 and Annexation No. 2008-001. At the same meeting, Council directed staff to develop application material in preparation for Annexation No. 2008-001. Annexation No. 2008-001 consists of 2,927 acres located in the Town's Sphere of Influence, immediately north and west of existing Town limits. The Annexation area is located north of Johnson Road, west of Dale Evans Parkway, south of Morro Road and east of the Interstate15 Freeway. \*(See Exhibit "B" of Resolution No. 2011-53)

On July 12, 2011, the Town Council adopted Resolution No. 2011-36, requesting the Local Agency Formation Commission (LAFCO) process the application for annexation of this area into the Town of Apple Valley. On July 27, 2011, the Town submitted to LAFCO the Annexation request which also includes detachment from County Service Area 70. As a prerequisite to LAFCO consideration, both the County and the Town must adopt property tax transfer resolutions. The Resolution required of the Town is attached to this staff report and is submitted for Council consideration. Staff respectfully requests the Town Council consider such a resolution in order to proceed with Annexation 2008-001. The County Board of Supervisors is expected to adopt a similar resolution at its December 6, 2011 meeting.

In summary, the attached Resolution will provide a \$32,612 annual transfer from the County General Fund to the Town of Apple Valley as a result of the reorganization. This is approximately 7% of the annual property tax revenue collected from the annexed areas. Based upon the foregoing, staff recommends adoption of the attached Resolution.

**Recommended Action:**

Approve Resolution No. 2011-53 of the Town of Apple Valley determining the amount of property tax revenues to be transferred as a result of the pending reorganization to include the annexation to the Town of Apple Valley from County Service Area 70 as described in LAFCO No. 3169.

**Proposed by:** Planning Division **Item Number** \_\_\_\_\_

Town Meeting Approval:  Yes  No  N/A

**RESOLUTION NO. 2011-53**

**A RESOLUTION OF THE TOWN OF APPLE VALLEY, CALIFORNIA,  
DETERMINING THE AMOUNT OF PROPERTY TAX REVENUES TO BE  
EXCHANGED BETWEEN AND AMONG COUNTY SERVICE AREA NO. 70  
AND THE TOWN OF APPLE VALLEY, RESULTING FROM THE  
JURISDICTIONAL CHANGE DESCRIBED BY LAFCO NO. 3169.**

**SECTION 1.** The Town of Apple Valley ("TOWN") and the Board of Supervisors of the County of San Bernardino agree and the Town Council of the Town of Apple Valley hereby finds and determines that:

A. Pursuant to Section 99 of the Revenue and Taxation Code, prior to the issuance of a Certificate of Filing by the Local Agency Formation Commission Executive Officer, the governing bodies of all local agencies whose service area or service responsibilities will be altered by a proposed jurisdictional change shall negotiate and determine by resolution of the amount of property tax revenues to be exchanged between and among such local agencies.

B. Except as provided in Section 99.1 of the Revenue and Taxation Code, in the event that a jurisdictional change would affect the service area or service responsibility of one or more special districts, the Board of Supervisors shall, on behalf of the district or districts, negotiate an exchange of property tax revenues.

C. The Board of Supervisors of the County of San Bernardino, acting on behalf of CSA 70 and the Town of Apple Valley, have determined that all property tax revenues of CSA 70 shall be transferred to the Town of Apple Valley as a result of the following jurisdictional change(s):

**LAFCO NO. 3169 – REORGANIZATION TO INCLUDE  
ANNEXATION TO THE TOWN OF APPLE VALLEY AND  
DETACHMENT FROM COUNTY SERVICE AREA 70-  
(ANNEXATION NO. 2008-001)**

**SECTION 2.** The Town of Apple Valley and the Board of Supervisors of the County of San Bernardino agree, and the Town Council of the Town of Apple Valley hereby resolves and orders that:

A. The negotiated exchange of property tax revenue between the County of San Bernardino and the Town of Apple Valley attached hereto as Exhibit "A" and incorporated herein by reference, resulting from the above described jurisdictional change(s), is approved and accepted.

B. The annual tax increment generated in the area subject to the jurisdictional change and attributable to the local agencies whose service area or service responsibilities will be altered by the proposed jurisdictional change shall be allocated in future years pursuant to the provisions of Section 98 of the Revenue and Taxation Code

**SECTION 3.** The Clerk of the Town of Apple Valley is hereby directed to certify passage of this Resolution and to cause a certified copy to be sent to the Executive Officer of the Local Agency Formation Commission of the County of San Bernardino.

**APPROVED AND ADOPTED** this 13<sup>th</sup> day of December, 2011 by the Town Council of the Town of Apple Valley.

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Scott Nassif, Mayor

ATTEST:

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LaVonda Pearson, Town Clerk

Attachment : Exhibit A  
Exhibit B

LAFCO No. 3169  
Annexation to the Town of Apple Valley and Detachment from CSA 70

EXHIBIT A

Town of Apple Valley Percent of TRA 9.437668%

TRA	54109	54111	54118	54167	54168	54169	54170	99029	99033
ASSESSED VALUE	\$ 21,521,550	\$ 3,075,330	\$ 6,412,120	\$ 480,000	\$ 7,940	\$ 10,390,632	\$ 3,742,415	\$ 156,862	\$ 802,010
TAX REVENUE	\$ 215,216	\$ 30,753	\$ 64,121	\$ 4,800	\$ 79	\$ 103,906	\$ 37,424	\$ 1,569	\$ 8,020

	CHANGE IN		CHANGE IN		CHANGE IN		CHANGE IN		CHANGE IN	
	BASE YEAR	2010-11	BASE YEAR	2010-11	BASE YEAR	2010-11	BASE YEAR	2010-11	BASE YEAR	2010-11
2010-11										

TRANSFER FROM

County:

- County General Fund
- Flood Control Zone 4
- Flood Control Admin 3-6
- County Free Library
- Total County

\$ (15,065)	\$ (2,153)	\$ (4,488)	\$ (336)	\$ (6)	\$ (7,273)	\$ (2,620)	\$ (110)	\$ (561)
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
\$ (15,065)	\$ (2,153)	\$ (4,488)	\$ (336)	\$ (6)	\$ (7,273)	\$ (2,620)	\$ (110)	\$ (561)

Other Affected Agencies:

CSA 70

Total Other Affected Agencies

\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

TOTAL TRANSFERS FROM

\$ (15,065)	\$ (2,153)	\$ (4,488)	\$ (336)	\$ (6)	\$ (7,273)	\$ (2,620)	\$ (110)	\$ (561)
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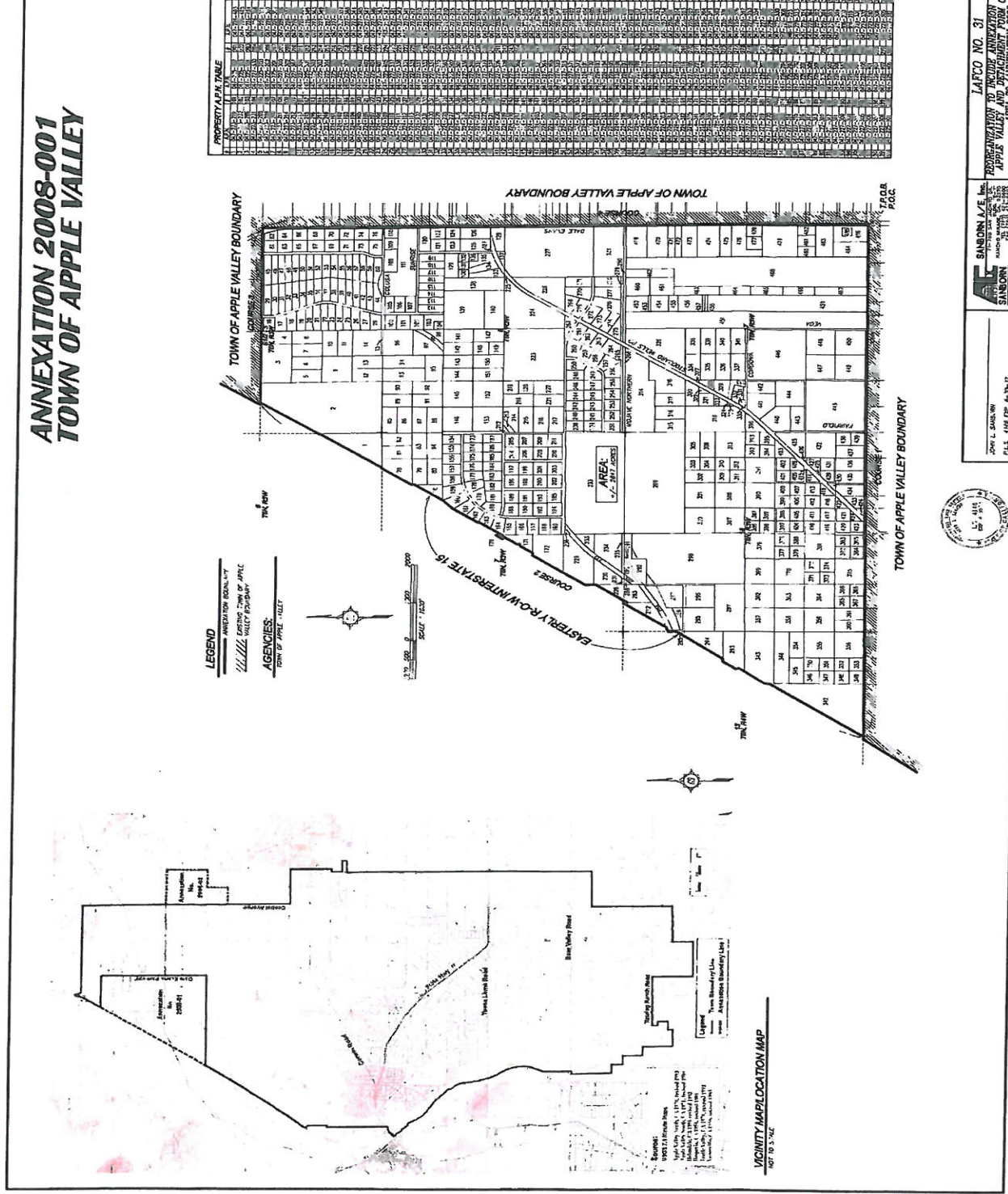
TRANSFER TO

Town of Apple Valley

TOTAL TRANSFER TO

\$ 15,065	\$ 2,153	\$ 4,488	\$ 336	\$ 6	\$ 7,273	\$ 2,620	\$ 110	\$ 561
\$ 15,065	\$ 2,153	\$ 4,488	\$ 336	\$ 6	\$ 7,273	\$ 2,620	\$ 110	\$ 561

# ANNEXATION 2008-001 TOWN OF APPLE VALLEY



**LEGEND**  
 ANNEXATION BOUNDARY  
 EXISTING TOWN OF APPLE VALLEY BOUNDARY  
 AGENCIES:  
 TOWN OF APPLE VALLEY

SCALE = 1" = 100'

VICINITY MAP/LOCATION MAP  
 NOT TO SCALE



JOHN L. SANDORF  
 P.L.C. #148 000-40-30-17

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**LAFCO NO. 31**  
 PROGRAMMATIC TO INCORPORATE ANNEXATION  
 APPLE VALLEY AND DETACHMENT FROM  
 AUBURN TO LAFAYETTE 2008  
 A.C.S. 2008.001.001

Exhibit B