

**TOWN OF YUCCA VALLEY
REDEVELOPMENT AGENCY MEETING MINUTES
MAY 12, 2009**

Chair Luckino called the meeting of the Town of Yucca Valley Redevelopment Agency to order at 5:30 p.m.

Agency Members Present: Goodpaster, Herbel, Huntington, Mayes, and Chair Luckino.

Staff Present: Executive Director Takata, Deputy Executive Director Stueckle, Agency Counsel Haubert, Administrative Services Director Yakimow, and Secretary Anderson.

CONSENT AGENDA

1. **Approve**, Minutes of the Redevelopment Agency Meeting of April 14, 2009 as presented.
2. **Approve**, property purchase in the amount of \$500,000 based upon the appraisal and the additional value to the Town referenced in recitals of purchase and sale agreement, authorizing the Executive Director to open escrow and to sign all necessary documents necessary to complete the property acquisition process, and authorizing the Executive Director to pay all costs related to the property purchase subject to the provisions of the attached purchase and sale agreement, South Side of Yucca Trail between Fox Trail and Elk Trail, Assessor parcel Numbers 586-321-11, 586-321-12, 586-321-13, 586-321-14 and 586-321-15, David F. Grimmatt.
3. **Authorize**, Executive Director to enter into a professional services agreement with Municipal Analytics to provide property tax, tax increment and assessment appeals monitoring services for the 2009-2010 tax year.
4. **Ratify**, Warrant Registers in the amount of \$2,042.02 for expenses dated April 10, 2009 through April 24, 2009. Ratify Payroll Registers in the amount of \$13,048.86 dated April 3, 2009 through April 17, 2009.

Agency Member Huntington moved to adopt Consent Agenda Items 1-4. Agency Member Goodpaster seconded. Motion carried 5-0 on a roll call vote.

AYES: Agency Member Goodpaster, Herbel, Huntington, Mayes, and Chair Luckino
NOES: None
ABSTAIN: None
ABSENT: None

DEPARTMENT REPORT

5. **FY 2008-09 AB 1389 ERAF Payment**

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE TOWN OF

YUCCA VALLEY, CALIFORNIA, RESCINDING RESOLUTION RDA-09-01 AND THE DECISION TO REMIT THE 2008-09 ERAF PAYMENT OF \$130,596 AND RELATED ACTIONS

Administrative Services Director Yakimow reported with the passage of AB 1389, the Yucca Valley Redevelopment agency was obliged to remit payment of Education Revenue Augmentation Fund (ERAF) in the amount of \$130,956, to help address the State budget shortfall. According to the legislation, the Agency and legislative body must notify the County Auditor by March 1, 2009 of how it intends to meet the obligation. The payment must be made prior to May 10, 2009. On February 26, 2009, the Agency adopted Resolution RDA-09-01 authorizing the ERAF payment, and directed staff to communicate the Agency's intent to the County Auditor. The notification was made prior to the March 1 deadline. In the notification, specific language was included to identify that any payment would be subject to the outcome of pending litigation brought by CRA and the Redevelopment Agencies of the Cities of Moreno Valley and Madera, seeking to block parts of the budget trailer bill AB 1389. On April 30, 2009 the Sacramento Superior Court ruled in favor of the CRA and found the provision requiring Redevelopment Agencies statewide to transfer \$350 million to be used to fund State obligations to be unconstitutional.

Member Mayes moved to adopt Resolution No. RDA-09-02 rescinding Resolution No. RDA-09-01 based on the judicial ruling in favor of the California Redevelopment Association (CRA) invalidating and enjoining Health and Safety Code Section 33685; and direct staff to communicate the Agency's decision to the County Auditor. Agency Member Herbel seconded. Motion carried 5-0 on a voice vote.

PUBLIC COMMENTS

Margo Sturges, Yucca Valley, spoke in opposition of the suggestion that the RDA loan funds to the Town in order to purchase the golf course.

Ramon Mendoza, Yucca Valley, commented regarding the golf course, noting it should not be returned to a golf course, it should develop as a wetlands area.

ADJOURNMENT

There being no further business, the meeting was adjourned at 5:39 p.m.

Respectfully submitted,

Jamie Anderson
Secretary