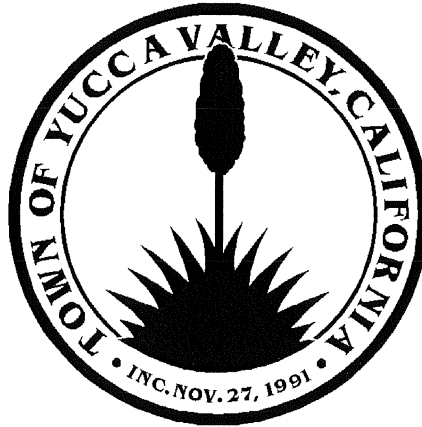


TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING



*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, AUGUST 2, 2011
TOWN COUNCIL: 6:00 p.m.
YUCCA VALLEY COMMUNITY CENTER
YUCCA ROOM
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

**CLOSED SESSIONS
YUCCA VALLEY TOWN HALL CONFERENCE ROOM
57090 - 29 PALMS HIGHWAY
YUCCA VALLEY, CALIFORNIA 92284**

* * * *

TOWN COUNCIL
*George Huntington, Mayor
Dawn Rowe, Mayor Pro Tem
Merl Abel, Council Member
Isaac Hagerman, Council Member
Robert Lombardo, Council Member*

* * * *

**TOWN ADMINISTRATIVE OFFICE:
760-369-7207
www.yucca-valley.org**

**AGENDA
MEETING OF THE
TOWN OF YUCCA VALLEY COUNCIL
TUESDAY, AUGUST 2, 2011, 6:00 P.M.**

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 760-369-7209 at least 48 hours prior to the meeting.

An agenda packet for the meeting is available for public view in the Town Hall lobby and on the Town's website, www.yucca-valley.org, prior to the Council meeting. Any materials submitted to the Agency after distribution of the agenda packet will be available for public review in the Town Clerk's Office during normal business hours and will be available for review at the Town Council meeting. Such documents are also available on the Town's website subject to staff's ability to post the documents before the meeting. For more information on an agenda item or the agenda process, please contact the Town Clerk's office at 760-369-7209 ext. 226.

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

1. Oath of Office to Robert Lombardo

CALL TO ORDER

ROLL CALL: Council Members Abel, Hagerman, Lombardo, Rowe and Mayor Huntington.

PLEDGE OF ALLEGIANCE

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

2. Presentation from Assemblyman Cook to Chad Mayes.
3. Employees of the Quarter

APPROVAL OF AGENDA

Action: Move _____ 2nd _____ Voice Vote _____

CONSENT AGENDA

- 1-26 4. Regular Town Council Meeting Minutes of June 21, 2011, Special Town Council Meeting Minutes of June 21, 2011, June 29, 2011, July 19, 2011 and July 25, 2011.

Recommendation: Approve minutes as presented.

5. Waive further reading of all ordinances (if any in the agenda) and read by title only.

Recommendation: Waive further reading of all ordinances and read by title only.

- 27-32 6. Appointment of Voting Delegate and Alternate for the League of California Cities Annual Conference.

Recommendation: Appoint Mayor Huntington as Voting Delegate and Mayor Pro Tem Rowe as Alternate for the business meeting at the League of California Cities Annual Conference, September 21-23, 2011.

- 33-35 7. Treasurer's Report for Quarters Ending March 31, 2011 and June 30, 2011

Recommendation: Receive and file the Treasurer's Report for 3rd and 4th Quarter FY 2010-11

- 36-37 8. Network Support Services – Professional Services Agreement

Recommendation: Authorize the engagement of Southwest Networks, Inc. to provide professional network maintenance and computer services, and authorize the Town Manager to make any necessary non-substantive changes and sign all related documents in a form approved by the Town Attorney

- 38-39 9. Purchase of Patrol Vehicle through SLESF Grant Funding

Recommendation: Approve the initial three year lease acquisition of a fully equipped four-wheel drive patrol vehicle in the annual amount of \$16,455 from the 2010 Supplemental Law Enforcement Services Fund (SLESF) grant program and encumber the funds as necessary

to assist in providing Front Line Municipal Police Services.

- 40-42 10. AB 1234 Reporting Requirements

Recommendation: Receive and file the AB 1234 Reporting Requirement Schedule for the month of June 2011

- 43-51 11. Inland Empire Regional Broadband Consortium, California Advanced Service Fund Grant Opportunity, Letter of Endorsement

Recommendation: Authorize the Mayor to sign a letter of endorsement for the Inland Empire Regional Broadband Consortium and Grant Application to the California Advanced Service Fund (CASF), Rural and Urban Regional Broadband Consortia Grant Account

- 52-76 12. Warrant Register August 2, 2011

Recommendation: Ratify the Warrant Register total of \$869,841.81 for checks dated June 20, 2011 through July 14, 2011. Ratify Payroll Registers total of \$457,184.88 for checks dated June 24, 2011 through July 8, 2011.

All items listed on the consent calendar are considered to be routine matters or are considered formal documents covering previous Town Council 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 Town Council 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 4-12)(roll call vote)

Action: Move _____ 2nd _____ Roll Call Vote _____

PUBLIC HEARING

- 77-107 13. Formation of Community Facilities District No. 11-1, Warren Vista Shopping Center; CUP-01-08/Parcel Map 19103, Resolutions and Ordinance

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY FOR THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 11-1, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE DISTRICT, PRELIMINARILY ESTABLISHING AN

APPROPRIATIONS LIMIT FOR THE DISTRICT, AND SUBMITTING THE LEVY OF THE SPECIAL TAX TO THE QUALIFIED ELECTORS OF THE DISTRICT

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY SETTING A DATE FOR AN ELECTION ON THE COMMUNITY FACILITIES DISTRICT NO. 11-1 SPECIAL TAX LEVY FOR FY 2011/12 AND THE ESTABLISHMENT OF AN APPROPRIATIONS LIMIT FOR THE TOWN OF YUCCA VALLEY COMMUNITY FACILITIES DISTRICT NO. 11-1

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DECLARING RESULTS OF THE SPECIAL ELECTION AND DIRECTING RECORDING OF THE NOTICE OF SPECIAL TAX LIEN

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 11-1

Staff Report

Open Public Hearing

Recommendation: Adopt a Resolution for the formation of the District, authorizing levy of special tax within the District, preliminarily establishing an appropriation limit for the District, and submitting the levy of the special tax to the qualified electors within the District; a Resolution setting a date for election approving the levy of the special tax within the District and setting an appropriation limit; a Resolution declaring the results of the election and directing the recording of the notice of special tax lien; and introduce the Ordinance authorizing the levy of a special tax within Community Facilities District No. 11-1.

Action: Move _____ 2nd _____ Roll Call Vote _____.

DEPARTMENT REPORTS

108-109 14. Award of 2011 Town-Wide Slurry Seal project Bid.

Staff Report

Recommendation: Staff Report to be distributed.

Action: Move _____ 2nd _____ Roll Call Vote _____.

- 110 15. Selection of Ad Hoc Committee to meet with Morongo Unified School District.

Staff Report

Recommendation: Select an Ad Hoc Committee to meet with the
Morongo Unified School District.

Action: Move _____ 2nd _____ Voice Vote _____.

POLICY DISCUSSION

FUTURE AGENDA ITEMS

PUBLIC COMMENTS

In order to assist in the orderly and timely conduct of the meeting, the Council takes this time to consider your comments on items of concern which are on the Closed Session or not on the agenda. When you are called to speak, please state your name and community of residence. Notify the Mayor if you wish to be on or off the camera. Please limit your comments to three (3) minutes or less. Inappropriate behavior which disrupts, disturbs or otherwise impedes the orderly conduct of the meeting will result in forfeiture of your public comment privileges. The Town Council is prohibited by State law from taking action or discussing items not included on the printed agenda.

STAFF REPORTS AND COMMENTS

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

- 16. Council Member Lombardo
- 17. Council Member Abel
- 18. Council Member Hagerman
- 19. Mayor Pro Tem Rowe
- 20. Mayor Huntington

ANNOUNCEMENTS

Time, date and place for the next Town Council meeting.

Next Town Council Meeting, Tuesday, August 16, 2011, 6:00 p.m.

CLOSED SESSION

21. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION
The legislative body is deciding whether or not to initiate litigation pursuant to Government Code Section 54956.9(c). (1 case)
22. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(b). (3 cases)
23. Government Code Section 54956.8, Conference with Real Property Negotiators.
State law provides the opportunity for closed session for real property purchase negotiations, prior to placement of the matter on a regularly scheduled meeting agenda for formal action.

Property: 595-162-08 & 09, 2 parcels located on the SW corner of 29 Palms Hwy and Joshua Lane
Town of Yucca Valley
Mark Nuaimi, Real Property Negotiator
Real Property Negotiations

CLOSING ANNOUNCEMENTS

ADJOURNMENT

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
JUNE 21, 2011**

Mayor Huntington called the meeting to order at 6:00 p.m.

Council Members Present: Abel, Hagerman, Rowe and Mayor Huntington.

Staff Present: Town Manager Nuaimi, Deputy Town Manager Stueckle, Town Attorney Laymon, Community Services Director Schooler, Administrative Services Director Yakimow, Police Capt. Miller, and Town Clerk Anderson

PLEDGE OF ALLEGIANCE

Led by Mayor Huntington

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

1. National Park Proclamation

Mayor Huntington read and presented the proclamation to Mark Butler, Superintendent.

Seth Shire, National Park Conservation Association, commented regarding the park.

2. Longevity Awards

Presented to Skilled Maintenance Worker II Rice for 10 years of service and Engineering Technician II Nobel for 5 years.

AGENCY REPORTS

Chamber of Commerce

3. Monthly report for May, 2011.

Dave Eckenberg, Chamber President, gave the monthly statistical Chamber annual report for FY 2010-2011.

APPROVAL OF AGENDA

Council Member Abel moved to approve the agenda. Council Member Hagerman seconded. Motion carried 4-0 on a voice vote.

CONSENT AGENDA

4. **Approve**, Regular Town Council Meeting Minutes of May 17, 2011 as presented.
5. **Waive**, further reading of all ordinances and read by title only.
6. **Adopt**, Ordinance No. 227, Alternative Procedures for Filling of Vacancies on Town Council

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ADDING SECTION 2.05.060½ TO CHAPTER 2.05, TITLE II OF THE YUCCA VALLEY MUNICIPAL CODE RELATING TO ALTERNATIVE PROCEDURES FOR THE FILLING OF COUNCILMEMBER VACANCIES CONSISTENT WITH CALIFORNIA GOVERNMENT CODE SECTION 36512

7. **Adopt**, Resolution No. 11-26, authorizing the Town Manager to submit a grant application to the San Bernardino Associated Governments for funding consideration in the Transportation Development Act (TDA) Pedestrian and Bicycle Facilities call for projects for the Yucca Valley Community Center Pedestrian Access Improvement Project.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION FOR SAN BERNARDINO ASSOCIATED GOVERNMENTS TDA CALL FOR PROJECTS

8. **Adopt**, Resolution No. 11-27, authorizing the Mayor to sign the Cooperative Agreement for the PA&ED Phase of the SR 62 Widening Project (EA 0M890) District Agreement No. 08-1503, California Department of Transportation (Caltrans)

A RESOLUTION OF THE TOWN COUNCIL, OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, APPROVING THE COOPERATIVE AGREEMENT, DISTRICT AGREEMENT NUMBER 08-1503 AND AUTHORIZING THE MAYOR TO SIGN ALL NECESSARY DOCUMENTS RELATING TO THE SR 62 WIDENING PROJECT 08-SBD-62-8.75/9.31 AND 11.38/12.64; EA 0M890

9. **Approve**, Special License, SPL 11-11 based on the recommended Conditions of Approval, Rocky's Pawn Shop
10. **Approve**, contract agreement with the County of San Bernardino for providing animal shelter services for FY 2011/12

11. **Authorize**, staff to procure veterinary services and supplies from Companion Animal Clinic in an amount not to exceed \$22,000 for FY 2011/2012 and waive the formal bidding procedures (Chapter 3.12) finding that adherence would be impractical in this situation
12. **Authorize**, the Animal Shelter to contract with three veterinarian offices, Hi Desert Animal Hospital, Animal Clinic of Desert Hot Springs and Companion Animal Clinic for spay/neuter services for FY 2011/2012, in an aggregate amount not to exceed \$45,000, and to waive the formal bidding procedures (Chapter 3.12) that would be inefficient and unnecessary in this instance.
13. **Authorize**, animal shelter staff to contract with D & D Services for the removal and disposal of dead animals for fiscal year 2011/2012 in the amount not to exceed \$11,000.00.
14. **Authorize**, the Animal Shelter to contract with up to three vendors (Cowboy Corral, Wal-Mart and Newco Distributors) for the purchase of animal food, litter and bedding for FY 2011/2012, in an aggregate amount not to exceed \$18,000, and to waive formal bidding procedures finding that the established procedures (Chapter 3.12) would be impractical for these purchases.
15. **Ratify**, Warrant Register total of \$128,007.13 for checks dated June 2, 2011. Ratify Payroll Registers total of \$152,427.04 for checks dated May 27, 2011.

Council Member Abel requested an explanation of Item 7, authorization to submit Transportation Development Act Grant. Deputy Town Manager Stueckle advised there is currently a call for projects which includes an opportunity for sidewalks and staff is recommending sidewalks along SR 62 and 247 to tie into the proposed senior housing project. This item is authorization to submit a grant application and direct staff to return with Measure I changes.

Council Member Rowe moved to adopt Consent Agenda Items 4-15. Council Member Hagerman seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None.
ABSENT: None

PUBLIC HEARING

16. **Annual Assessment Engineer's Report for Previously Formed Street & Drainage and Landscape & Lighting Maintenance Districts, Levying Annual Assessments**

Upon Real Property Within Districts, Resolution

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, CONFIRMING THE ASSESSMENTS AS SET FORTH IN THE ENGINEER'S REPORTS FOR LANDSCAPE AND LIGHTING MAINTENANCE DISTRICTS AND STREET AND DRAINAGE MAINTENANCE DISTRICTS AND DECLARING ITS INTENT TO LEVY AND COLLECT ASSESSMENTS UPON REAL PROPERTY WITHIN SAID DISTRICTS FOR THE 2011-2012 TAX YEAR

Deputy Town Manager Stueckle presented the staff report in the printed agenda and gave a PowerPoint presentation. The assessment of an annual fee upon properties within the district provides the revenue to offset the cost of maintenance of the public improvements necessary to serve the development.

Mayor Huntington opened the public hearing, and as no one appeared to speak, he closed the hearing

Council Member Abel moved to adopt Resolution No. 11-28, approving and confirming the assessments as set forth in the Engineer's Reports and declare its intent to levy and collect assessments upon real property within the existing districts for the 2011-12 tax years and authorize the levy of assessments as recommended in the Engineer's Reports. Council Member Hagerman seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None.
ABSENT: None

17. Church Street, Between Onaga Trail and Joshua Drive, Improvement Project, Acquisition of Property

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DECLARING THAT PUBLIC INTEREST AND NECESSITY REQUIRE ACQUISITION OF FEE INTERESTS IN PORTIONS OF THE PROPERTY KNOWN AS ASSESSOR'S PARCEL NO. 0587-011-18

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DECLARING THAT PUBLIC INTEREST AND NECESSITY REQUIRE ACQUISITION OF FEE INTERESTS IN PORTIONS OF THE PROPERTY KNOWN AS ASSESSOR'S PARCEL NOS. 0587-011-04 & 0587-011-024

Deputy Town Manager Stueckle presented the staff report and gave a PowerPoint presentation explaining eminent domain requirements. Town Staff has attempted to acquire portions of the properties necessary for the project from the two property owners, however it is believed that Jacobiec is deceased and Kazangian has not contacted the Town on any of our offers. He noted that eminent domain is never one the Town wants to use, and has only been used one other time in the Town's history, however that proceeding was never completed due to negotiations with the property owner.

Mayor Huntington opened the public hearing.

Ruth Vuncannon, Yucca Valley, spoke in favor of the request on behalf of the 7th day Adventist Church. She also requested that the street sign on the corner of Church and Joshua Drive be replaced.

Fritz Koenig, Yucca Valley, commented he does not see any evidence that shows this is necessary for public safety, stating this road is no different than any other dirt roads in the Town. There has also been no discussion regarding legal costs.

Margo Sturges, Yucca Valley, suggested that more information is needed.

Amy Fauls, Yucca Valley, spoke in favor of the request.

There being no one else wishing to speak, Mayor Huntington closed the public hearing

In answer to the comment that this road is no different than other dirt roads in the community, Deputy Town Manager Stueckle advised there is a significant difference between this road vs. neighborhoods where dirt roads are primarily located. The density on this road is ½ acre lots or less, and paved access is absolutely necessary for that intense development. With regard to the request to replace the street name sign at Joshua Drive and Church, staff will make sure that happens either with the construction or through our maintenance program.

Town Attorney Laymon explained the judicial process associated with eminent domain proceedings.

Town Manager Nuaimi commented regarding the safety issues noting this past winter the Town received an emergency call from neighbors concerning the immediate erosion happening on Church Street, and we were required to dispatch resources to repair it. Once the development project close by moves forward there would be less water, however there is a natural water course through that development that is not mitigated by the Mesquite 55 project, nor are they obligated to mitigate that.

Council Member Abel questioned if the Town is allowed at this time to readjust the requirements of the developer's conditions of approval. Deputy Town Manager Stueckle commented there was no nexus based upon trip generation coming out of that project to make construction of those improvements a requirement. Council Member Abel commented that the developer is required to keep water on their own property, noting the problem that is occurring now is not because of development, it is just the nature of that parcel and land. Deputy Town Manager Stueckle advised that project constructed a retention basin designed to capture incremental increase in storm flows caused by increasing the amount of impervious areas. Onaga trail at Church has always filled up with sand in larger storms. Council Member Abel questioned if we have heard from the residents that currently have homes on the west side of Church Street having concerns about the proposed paving. Deputy Town Manager Stueckle stated that staff has worked diligently with the property owners to make sure impacts were eliminated or minimized to make sure the improvements on their property were not disturbed. Council Member Abel expressed concern regarding spending the people's money every year to bull doze the dirt back onto the road. He is glad to see the Town is going to be addressing this particular section of road.

Council Member Hagerman commented regarding the safety concerns due to flooding threats and dirt going onto Onaga. He is happy to see the Town taking the steps to get the road paved.

Council Member Rowe stated she would hope that the appraisal was taken at the height of the market rather than at the bottom. Town Manager Nuaimi commented that is not typical when talking about property that would be dedicated for easements, noting that land has nominal value regardless of the intent of the property that is going to be taken. He noted that many people donate their easements. Council Member Rowe commented if the property owner subdivided their property it would trigger that right-of-way, but not if they want to maintain it as an empty piece of property. We ought to make sure we are justly reimbursing them. She questioned what the Council's involvement is in the issue from here on out. Town Attorney Laymon advised if there is any form of settlement proposed it would have to come back to the Council for approval.

Mayor Huntington questioned if the Town is required to pay for an appraisal if the property owner obtains on his own. Deputy Town Manager Stueckle stated that is correct noting we would have to pay up to \$5,000.

Council Member Rowe questioned if the budgeted amount takes legal fees into consideration. Deputy Town Manager Stueckle commented there is a small amount but if there are significant fees they are not covered in the project.

Mayor Huntington commented the property owner is getting a benefit for that property.

Council Member Hagerman moved to adopt Resolution No. 11-29 and Resolution No. 11-30, declaring that the public interest and necessity require acquisition of fee interests in portions of the property known as Assessor's Parcel No. 0587-011-18 and Assessor Parcel Nos. 0587-011-04 & 0587-011-024. Council Member Abel seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.

NOES: None

ABSTAIN: None.

ABSENT: None

18. FY 2011-12 Proposed Budget Adoption.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ADOPTING THE BUDGET AND APPROVING APPROPRIATIONS FOR THE FISCAL YEAR COMMENCING JULY 1, 2011 AND ENDING JUNE 30, 2012 AND DESIGNATING THOSE OFFICIALS AUTHORIZED TO MAKE REQUISITIONS FOR ENCUMBRANCES AGAINST APPROPRIATIONS

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ESTABLISHING THE SPENDING LIMITATION FOR FISCAL YEAR 2011-12

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING POSITIONS AND SALARY SCHEDULE FOR FISCAL YEAR 2011-12

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS

Administrative Services Director Yakimow gave the staff report presented in the printed agenda and a PowerPoint presentation. The proposed budget is an operationally balanced budget for all Town Funds. With regard to the Public Safety program, the primary goals remain to provide excellent public safety. It is proposed to continue the FY 2010-11 Schedule A Budget which equates to a \$149,000 reduction from the proposed FY 2011-12 Schedule A cost. The proposed approach to accommodate the reduction is execution of the FY 2011-12 Schedule A as proposed and reduction in the School Resource Officer effective October 1, 2011 depending on initiative outcomes, submission of COPS Hiring Program grant, outreach and information sharing with the

Morongo Basin School District involving Town Staff and the Sheriff's Department regarding potential impacts of SRO reduction, County negotiation resolution and state budget resolution. Staff will return to Council with an update on the initiatives in September.

Mayor Huntington opened the public hearing.

Richard Harlan, Yucca Valley, commented regarding the budgeted amount for signs and the fact that the illuminated signs on the highway do not last very long.

There being no one else wishing to speak, Mayor Huntington closed the hearing.

Council Member Rowe requested an explanation of the approach regarding the contract with the Sheriff's Department. Administrative Services Director Yakimow advised the approach is that the Schedule A line item cost in the budget remains at 3.1 million which is the same as for the 2010-11 budget. The idea is that the initiatives laid out will enable us to continue that current contract.

Council Member Abel questioned if the Town will approach the school district about participating in the School Resource Officer program regardless of the outcome of the initiatives. Administrative Services Director Yakimow stated yes, that discussion is worthy of having particularly if we can consolidate that discussion with the Sheriff's Department in attendance. He noted the district was committed to funding a portion of the position until 2 years ago. There is a definite benefit to having that position, not only in terms of response time, but in terms of preventative action as well. Council Member Abel questioned if all services will remain same level and we will have answers regarding the grant and school district participation by the time Council readdresses this issue. Administrative Services Director Yakimow stated yes noting that the \$150,000 is not a make or break issue, the point is that for the last 4 ½ years the Town has cut made cuts in all our departments, and the last thing we want to do is trim back public safety, but in continuing reduced revenues there is only so much we can contract. Council Member Abel commented there is probably no way the Town will be able to get 50% participation from the district, but if they see value to them they will see a benefit to at least funding a portion of it.

Council Member Hagerman requested updates along the way about how these other funding sources are coming, noting these types of discussions aren't taken lightly. The School Resource Officer does and can act like a backup deputy if there is other crime going on.

Mayor Huntington thanked staff for meeting the challenge of bringing a balanced budget forward again and maintaining a reserve within policy limits.

Council Member Rowe moved to adopt Resolution No. 11-31, approving the Fiscal Year 2011-12 proposed budget, and designating those officials authorized to make requisitions for encumbrances against appropriations; adopt Resolution No. 11-32, establishing the spending limitation for Fiscal Year 2011-12; adopt Resolution No. 11-33, authorizing positions for Fiscal Year 2011-12, and authorizing pay ranges for such positions for Fiscal Year 2011-12, effective July 2, 2011; adopt Resolution No. 11-34, that Town Employees contribute eight percent of the Employee Portion of the employee's PERS retirement plan, effective July 2, 2011; limit merit increases for eligible employees to a one-step increase (2.5%), and approve a transition assistance package for current employees whose positions have been eliminated for the 2011-12 Fiscal Year; approve an amendment to the contract with the San Bernardino County Sheriff's Department, and authorize the Town Manager to sign on behalf of the Town; approve the staff recommendation regarding the public safety budget including the continuation of the FY 2010-11 funding level, with the intent to absorb any potential reduction in hours through grant applications, current grant funding, or specialized task force activity, and direct staff to return prior to October 1, 2011 with an update; approve the staff recommendation of the proposed employee benefits package that was presented to Council on May 17, 2011, and direct staff to update, revise and return the Town's Employee Handbook to Council for ratification in August 2011; and approve the staff recommendation for the reservation of fund balance in an amount of \$700,000 to be used in meeting a portion of the Town's infrastructure deficit. Council Member Hagerman seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None.
ABSENT: None

Town Manager Nuaimi acknowledged the staff in attendance in the audience, and specifically thanked Administrative Services Director Yakimow and Senior Accountant Ainsworth for going above and beyond to get the budget document in the Council's hands. He also thanked all the other staff for allowing us to bring forward a balanced budget and making an investment in deferred infrastructure.

DEPARTMENT REPORTS

19. Memorandums of Understanding Between Marine Air Ground Task Force Training Command, Marine Corps Air Ground Combat Center, Twentynine Palms, California, San Bernardino County, and the City of Twentynine Palms

Human Resources/Risk Manager Lassetter gave the staff report in the printed agenda, noting the City of Twentynine Palms will be seeking approval of the MO U's at their next meeting.

Council Member Hagerman questioned how these MOU's work with the Marine Base as far as prioritization. Human Resources/Risk Manager Lassetter stated they will be called in as a last resort, noting we contact the County first, who will then contact the state if necessary and if they are too overwhelmed to assist, then assistance will be requested from the Base.

Mayor Huntington commented these agreements are very straight forward, noting the Marine Corps is a valuable asset to the basin.

Council Member Abel moved to approve the Memorandums of Understanding (MOU) for Emergency Management, Communication Support, Public Works Support, Transportation Support, Logistics Management and Resources Support, and External Affairs between the Marine Air Ground Task Force Training Command (MAGTFTC), Marine Corps Air Ground Combat Center (MCAGCC), Twentynine Palms, California, San Bernardino County, and the City of Twentynine Palms. Council Member Hagerman seconded. Motion carried 4-0 on a voice vote.

20. Authorization to Submit Grant Application to the State of California Department of Parks and Recreation for Proposition 84 Funding.

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY
APPROVING THE APPLICATION FOR STATEWIDE PARK PROGRAM GRANT
FUNDS

Town Manager Nuaimi advised of the need to pull the item and call special meeting for next week.

21. General Plan Update, Preliminary Staff Report, Award of Contract Service Agreement

Deputy Town Manager Stueckle presented the staff report and a PowerPoint presentation. The General Plan Proposal Review Committee interviewed The Planning Center, Hogle Ireland and RBF on June 16th and recommended the contracted be awarded to The Planning Center/DC&E in an amount not to exceed \$1,019,741. He introduced Brian Judd, Principal in charge for the update, and Wendy Grant, General Manager for the update.

Mr. Judd insured the Council the Town will be getting more from his firm than they promise, noting he is excited to be able to build on the Town's identity.

Wendy Grant displayed a chart showing the process and time line, noting the primary exercise they will start out with is the visioning process. They will create a community

profile looking at demographics and how Yucca Valley compares in the region.

Margo Sturges, Yucca Valley, questioned why this company was selected as opposed to the other two that are already known to the Town.

Council Member Hagerman commented he is happy to see a fresh set of eyes looking at our Town. He commented regarding frustration and concern that every time we do something like this the same people attend the same meetings, and questioned the most effective approach to reach the average citizen. Ms. Grant stated that they go where people are going and set up a booth where people gather. They will also have an on-line forum that will help track where comments are coming from.

Council Member Abel commented that he is also pleased to have a fresh set of eyes look at the General Plan, and questioned if they will be reviewing the Parks Master Plan and Old Town Specific Plans. Ms. Grant stated that as they sit down and work with the existing plans, they may come up with alternative suggestions. Council Member Abel questioned how many cities the Planning Center is dealing with presently and if there are any similar to Yucca Valley. Deputy Town Manager Stueckle advised the firm has a number of different offices all across the state, and has a high number of General Plan updates recently completed. He noted one of the questions key to the committee's decision was the availability of the Project Manager. Ms. Grant advised she is working on 3 or 4 other projects that have very different time lines. They will work through schedules and make sure there isn't a conflict so that the Town gets the attention it requires.

Council Member Rowe welcomed the Planning Center to Yucca Valley and commented regarding the cost and the financial challenges the Town is facing, noting any wiggle room they can find in the budget would be greatly appreciated.

Mayor Huntington stated he is also excited, noting he had the pleasure of working on the original general plan, and is looking forward to the process.

Town Manager Nuaimi commented all three of the candidates gave outstanding presentations, noting one choice for the committee was the fact that they are a new set of eyes. Another thing that really swayed the decision was the depth and breadth of their organization. He added they really want to engage the Youth Commission in the process also.

Council Member Rowe moved to award the General Plan Update Contract Services Agreement to The Planning Center/DC&E in an amount not to exceed \$1,019,741.00, authorizing the Town Manager to negotiate the final contract sum and scope of services within the not to exceed amount, and authorizing the Mayor, Town Manager, and Town Attorney to sign the agreement and adopt Resolution No. 11-35, amending the

YUCCA VALLEY TOWN COUNCIL MINUTES

JUNE 21, 2011

Fiscal Year 2010-11 Adopted Budget by appropriating \$450,000 of General Fund Reserves to assist in the funding of the General Plan Update. Council Member Hagerman seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None.
ABSENT: None

22. Approval of the GASB 54 Fund Balance Policy and Resolution

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, APPROVING THE TOWN OF YUCCA VALLEY GENERAL FUND EMERGENCY CONTINGENCY RESERVE COMMITMENT OF FUND BALANCE FOR THE GENERAL FUND

Administrative Services Director Yakimow advised this item is required by the Governmental Accounting Standards Board. The policy explains the five components of fund balance and formally delegates to the Administrative Services Director, as required by the statement, the assignment of fund balance for specific purposes for inclusion in the annual financial reports. Prior to GASB Statement No. 54, these amounts were reported by the Administrative Services Director as unreserved and designated and did not require Town Council delegation.

Council Member Hagerman Moved to approve the Fund Balance Policy and Adopt Resolution No. 11-36, approving the Town of Yucca Valley General Fund Emergency Contingency commitment of fund balance for the General Fund. Council Member Rowe seconded. Motion carried 4-0 on a voice vote.

FUTURE AGENDA ITEMS

Mayor Huntington requested selection of a new Mayor Pro Tem, selection of an ad hoc committee to meet with the School District, and reorganization of Council committees and assignments. Council agreed.

PUBLIC COMMENT

Richard Harlan, Yucca Valley, requested further discussion regarding purchase of illuminated signs on the highway and noted he agrees with placing a 1% sales tax on the ballot but does not agree with charging .05% interest to the Water District.

Sherry Goodlander, Yucca Valley, animal shelter, commented regarding grading activity at the animal shelter.

Ernie Goodlander, Yucca Valley, commented regarding the activity at the animal shelter.

Town Manager Nuaimi advised that biological studies such as the desert tortoise and native plant studies have been done and trenching is underway as part of the seismic evaluation portion of the necessary environmental reports.

STAFF REPORTS AND COMMENTS

Deputy Town Manager Stueckle advised that the Engineering staff will be proceeding with advertisements for bids for the slurry and cape seal projects approved this evening, and the item will be on the agenda in August for award of bid.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

23. Council Member Abel

Wished Joshua Tree National Park a happy 75th birthday.

Reported regarding attendance at the San Bernardino homeless partnership event and thanked them for coming to Yucca Valley. We need to get the word out in our community that there are organizations here to help in these economic times. He also thanked the MBTA for adjusting their times and schedules to get people to the event.

Thanked new businesses for coming to Yucca Valley.

Reminded everyone that the concerts are starting Saturday, June 25th.

Thanked Mayor Pro Tem Luckino for his years of service to the town.

24. Council Member Hagerman

Thanked Administrative Services Director Yakimow and his staff for their work on the budget

Thanked the Management Team for all the hours they put in.

25. Council Member Rowe

Thanked Senior Accountant Ainsworth for the late night drop off of the agendas and budgets.

26. Mayor Huntington

Welcomed the Planning Center to Town.

Mayor Huntington recessed the council meeting at 8:45 to the Special Meeting to discuss filling the vacancy on the Council, and reconvened at 8:50 p.m.

ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, August 2, 2011, 6:00 p.m.

CLOSED SESSION

Mayor Huntington advised no reportable action is anticipated.

27. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION
Subsection (c) of Section 54956.9, the legislative body is deciding whether or not to initiate litigation.

Mayor Huntington adjourned to closed session at 8:50 p.m., returned to open session at 9:30 and announced there was no reportable action taken. There were no members of the public present.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:30 p.m.

Respectfully submitted,

Jamie Anderson, MMC
Town Clerk

**TOWN OF YUCCA VALLEY
SPECIAL TOWN COUNCIL MEETING MINUTES
June 21, 2011**

Mayor Huntington called the special meeting of the Town of Yucca Valley Town Council to order at 8:45 p.m.

ROLL CALL

Council Members Present: Hagerman, Luckino, Rowe, and Mayor Huntington.

DISCUSSION ITEMS

1. Town Council Vacancy – Discussion

Town Manager Nuaimi advised that Mayor Pro Tem Frank Luckino has submitted his resignation effective June 19th. We now have 60 days to take action by appointing a member for the remainder of the term or calling a special election. The Ordinance adopted earlier this evening regarding additional possible procedures to fill Council vacancies will become effective in 30 days. Staff is seeking guidance on the process Council would like to use to fill the vacancy by the August 14th deadline.

Council Member Rowe stated she is not in favor of calling a special election, and does not feel the seat can be left vacant.

Council Member Abel and Hagerman agreed that their preference is to appoint a member.

Mayor Huntington commented that Council has set precedent by the last appointment and should continue.

Upon discussion it was determined that the previous applicants should be approached regarding their continued interest and that the position be advertised for any new applicants. There should be a couple of special meetings so that the appointment can be made before the end of July.

Mayor Huntington suggested that applications be due by July 14th. A Special Meeting should be held the week of July 18th review applications, and interviews held at a Special Meeting the week of July 25th.

ADJOURNMENT

There being no further business Mayor Huntington adjourned the meeting at 8:50 p.m. and reconvened the regular meeting.

YUCCA VALLEY TOWN COUNCIL MINUTES

June 21, 2011

Respectfully submitted

Jamie Anderson
Town Clerk

**TOWN OF YUCCA VALLEY
SPECIAL TOWN COUNCIL MEETING MINUTES
JUNE 29, 2011**

Mayor Huntington called the special meeting of the Town of Yucca Valley Town Council to order at 4:00 p.m.

ROLL CALL

Council Members Present: Abel, Hagerman, Rowe, and Mayor Huntington.

DISCUSSION ITEMS

1. Selection of Mayor Pro Tem.

Mayor Huntington opened the floor to nominations for Mayor Pro Tem.

Council Member Hagerman moved to nominate Council Member Rowe as Mayor Pro Tem. Council Member Abel seconded. Motion carried 4-0 on a voice vote.

2. Authorization to Submit Grant Application to the State of California Department of Parks and Recreation for Proposition 84 Funding; Approval of the Propose Brehm Park Lease Agreement.

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY APPROVING THE APPLICATION FOR STATEWIDE PARK PROGRAM GRANT FUNDS

Town Manager Nuaimi gave the staff report recommending the adoption of the Resolution approving the application for statewide park program grant funds for the proposed Brehm Park and approve a lease agreement. State law requires that the agency hold ground control for 30 years, which is demonstrated by the lease. The Basin Wide Foundation owns all the property and the draft lease will only be executed if the Prop 84 funds are received. A letter of commitment will be sent with the application. It was noted that much of the language in the lease is dictated by the grant.

Community Services Director Schooler advised the grant program is in its second of two rounds for state Prop 84 funding to fund parks in severely underserved communities. He noted that grant writers have been engaged to assist who have held numerous public workshops to seek input.

Mike Alberg, Yucca Valley, questioned if receiving the grant would require that the project become a Town project subject to prevailing wage. He added it

appears the park has come a long way from the original proposal for a turnkey park where they build it and we take it over afterward.

Margo Sturges, Yucca Valley, commented regarding the Town becoming involved in construction of the park.

Mayor Huntington commented that the use of any tax payer money requires prevailing wage, and questioned if the Foundation can still construct portions of the property without the Davis Bacon prevailing wage provisions. Town Manager Nuaimi stated that they can still make improvements to the property without Davis Bacon. He noted the scope of this project is substantially greater than what was originally envisioned. The original proposal would have been all grass turf, and the new proposal does have some Astroturf. In addition, there are a number of other enhancements tied to the project that are specifically grant driven for green energy etc. Mayor Huntington added that a public private partnership helps the viewing in the eyes of those reviewing the grant application.

Cindy Melland, Basin Wide Foundation, advised that the Foundation will continue to work toward finishing the park, however, in this economy, the grant would make a difference between finishing in a long time or finishing sooner. The Foundation has still invested well over a million dollars, and is looking at someone funding the entire Miracle League field.

Council Member Rowe commented that the lease agreement is just a formality for the grant and questioned if the Town would have to return the money if it did not fulfill the terms of the lease. Town Manager Nuaimi stated that staff will have to go back and look at the issue, but we will have a contract with the State and a lease with the Foundation. He noted the lease agreement is the first check point, and if we don't have land control our application will not be considered. Council Member Rowe stated this is the first time Council has heard the \$40,000 figure and questioned if the lease can be amended. Ms. Melland advised of the relationship of the lease amount and the Basin's ability to fund scholarships for sports programs. Town Manager Nuaimi stated there will probably also be other letters and agreements referencing what happens if the grant application is successful and what happens if it isn't.

Council Member Abel commented he did not remember discussions regarding scholarships and the lease agreement, noting it was going to be a turnkey facility that the Town would maintain. With the way the Town's budget is, and the way the state budget came down, he is very nervous about how we obligate more money. He noted he likes the idea of the scholarship portion but doesn't see

reference to it in the language. Town Manager Nuaimi advised the Town is not signing the lease today, just asking Council approval of the Resolution for the application and the letter of commitment stating that the Town is committed to signing a lease.

Ms. Melland stated the Foundation has asked the Attorney if any excess funds raised can be donated to the Town to offset maintenance costs, or if it has to go into amenities. She noted the Foundation's intent has always been to partner with the Town.

Mayor Huntington recommended that the 3rd portion of the recommendation be amended that the lease be brought back to the Council before it is executed. Town Manager Nuaimi advised that portion can be deleted.

Council Member Hagerman stated he wants to make sure that the Council has made the Brehm Youth Sports Park a priority for the Town in some shape or form, and questioned if we are back to the drawing board if this funding doesn't come through. Town Manager Nuaimi advised it puts us back to the drawing board as far as identifying funding sources. Council Member Hagerman advised that regardless of the success of the Prop 84 or possible sales tax measure, the Council's commitment to the park isn't diminished.

Mayor Huntington announced he has been member of the Basin Wide Foundation since its inception, but has never been on the board or held office, and therefore has no conflict of interest. Council Member Hagerman and Abel advised they are also members but have not held office.

Council Member Hagerman moved to adopt Resolution No. 11-37, authorizing staff to submit a grant application to the State of California Department of Parks and Recreation to seek Proposition 84 funding for the Brehm Park project; 2) Approve the proposed Brehm Park lease agreement Commitment Letter. Council Member Rowe seconded. Motion carried 4-0 on a roll call vote.

AYES: Council Member Abel, Hagerman, Rowe and Mayor Huntington.
NOES: None
ABSTAIN: None.
ABSENT: None

ADJOURNMENT

There being no further business Mayor Huntington adjourned the meeting at 4:40 p.m.

YUCCA VALLEY TOWN COUNCIL MINUTES

June 29, 2011

Respectfully submitted

Jamie Anderson
Town Clerk

**TOWN OF YUCCA VALLEY
SPECIAL TOWN COUNCIL MEETING MINUTES
JULY 19, 2011**

Mayor Huntington called the special meeting of the Town of Yucca Valley Town Council to order at 6:00 p.m.

ROLL CALL

Council Members Present: Able, Hagerman, Rowe, and Mayor Huntington.

PLEDGE OF ALLEGIANCE

Led by Mayor Huntington

DISCUSSION ITEMS

1. Town Council – Review Applications for Appointment

Town Manager Nuaimi gave a brief staff report advising all prior applicants were contacted and asked if they would like their applications resubmitted and new applications have been received.

Michal Alaniz, Yucca Valley, advised of her background and reasons for wanting to serve on the Council.

Charles McHenry, Yucca Valley, spoke in opposition to appointing another Council Member expressing concern regarding an inexperienced Council.

Curt Duffy, Yucca Valley, advised of his qualifications for appointment.

Ramon Mendoza, Yucca Valley, encouraged Council not to select a replacement, commented regarding hiring a consultant from out of the area to update the General Plan.

Roger Johnson, Yucca Valley, commented regarding his qualifications for appointment.

Margo Sturges, Yucca Valley, commented regarding the need for diversity on the Council.

Mayor Huntington commented at the last meeting Council consensus was to appoint a member. He advised of the process used to fill the last vacancy.

Council Member Abel suggested interviewing the applicants who were not interviewed in the last round plus the three new applicants, with the possibility of voting for any of the 9 for the seat on the Council.

Council Member Hagerman advised he is ok with that suggestion commenting he still remembers the first 5 interviews.

Council Member Rowe disagreed stating that sometimes in interviews you forget to say something or afterward you think of something you should have said, so she would like to have as many interviews as possible.

Council Member Abel stated he would still like to be able to select from any of the 9 applicants, whether or not they receive an interview in the next round.

Town Manager Nuaimi advised the Council has been provided with ballots listing the names of each candidates, noting during the last round it required that a candidate receive 3 yes votes from the Council to be interviewed.

Mayor Huntington polled the Council who selected Michal Alaniz, David Cooper, Jeff Drozd, Roger Johnson, Robert Lombardo, and Andrew Mueller for interviews.

Upon discussion Council agreed to call a Special Meeting on Monday, July 25th at 6:00 p.m. to interview candidates and make an appointment.

PUBLIC COMMENTS

Curtis Blankenship, Twentynine Palms, presented information regarding an energy upgrade program for low income home owners.

STAFF REPORTS AND COMMENTS

Town Manager Nuaimi advised of the process to gather Requests for Proposals for the General Plan Update, noting if there was a firm in Town interested in and capable of performing the update, they could have submitted a proposal themselves. He noted experts are required to perform the many studies mandated by the State.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

2. Council Member Abel

Thanked all those who have applied for the Town Council position. He noted the Council is also concerned regarding the lack of experience, but most of us have been very involved with the Town, maybe since it began, and promised to step up and try to fill any voice occurring over the last couple of months. He also looks forward to having the 5th person to help fill the regional committees individual Council Members sit on.

3. Council Member Hagerman

Thanked everyone for applying

Expressed condolences to the Burke family.

Advised he will be in Bishop on Friday for a Desert Mountain Division of the League of California Cities meeting.

4. Mayor Pro Tem Rowe

Thanked all who applied for the Council position.

5. Mayor Huntington

Stated that going through applications, there is a great bit of talent in the community.

Noted the passing of David Zamora, Colton Mayor who passed away last week.

ANNOUNCEMENTS

Special Meeting, Monday, July 25, 2011, 6:00 p.m.

Next Regular Town Council Meeting, Tuesday, August 2, 2011, 6:00 p.m.

CLOSING ANNOUNCEMENTS

Mayor Huntington commented regarding the passing of Bob Burke who came to the basin in 1982 to work as the Field Representative for newly elected San Bernardino County 1st district Supervisor John Joyner. Bob dedicated himself to making the Morongo Basin a better place to live and will be dearly missed.

ADJOURNMENT

There being no further business, Mayor Huntington adjourned the meeting at 6:40 p.m. in memory of Robert "Bob" Burke.

Respectfully submitted

Jamie Anderson
Town Clerk

**TOWN OF YUCCA VALLEY
SPECIAL TOWN COUNCIL MEETING MINUTES
JULY 25, 2011**

Mayor Huntington called the special meeting of the Town of Yucca Valley Town Council to order at 6:00 p.m.

ROLL CALL

Council Members Present: Abel, Hagerman, Rowe, and Mayor Huntington.

PLEDGE OF ALLEGIANCE

Mayor Huntington led the Pledge of Allegiance.

DISCUSSION ITEMS

1. Town Council – Interviews and Appointment

Interview Michal Alaniz, David Cooper, Jeff Drozd, Roger Johnson, Dr. Robert Lombardo, and Andrew Mueller

Cary Harwin, Yucca Valley, spoke in favor of choosing someone with a financial background.

Scott McCone, Yucca Valley, spoke in support of Jeff Drozd.

Charles McHenry, Yucca Valley, commented the Council is not hearing from or listening to the people of Yucca Valley by appointing Lori Herbel or holding a special election.

Mayor Huntington reviewed the process advising that before tonight's meeting each candidate drew names to see who would go first. Candidates will be interviewed in the following order: Michal Alaniz, David Cooper, Robert Lombardo, Andrew Mueller, Roger Johnson, and Jeff Drozd.

After the interviews were held, Mayor Huntington thanked all the applicants noting that council has a tough decision to make.

Council Member Abel expressed appreciation to everyone for applying. He commended Michal Alaniz for her ideas regarding blue ribbon committees; David Cooper for his light handed comments, accounting background and long track record; Robert Lombardo for his open mindedness; Andy Mueller for his comments on smart growth; Roger Johnson for being a great listener, his Mayoral experience, also agreed the homeless issue has not been addressed and needs to be looked into; and Jeff Drozd

for his involvement in the community. Stated his hope is that the candidates not selected would run for office in the future or become involved in Town Committees.

Council Member Hagerman commented he is not sure if it is worse to campaign for the job or interview, noting the good part regarding the process is meeting new people who love the town as he does. Any of the candidates could run a campaign and win.

Council Member Rowe recommended all the candidates either run for office or get involved in any area of our community.

Mayor Huntington thanked all the candidates who applied noting is a great group and he hopes all of them will participate in the election in 2012. He feels this is a great opportunity to fill the position with someone with the skills to add to Council, with a strong financial background, familiar with the General Plan and Development Code and able to balance environmental issues.

Mayor Huntington distributed ballots which received two votes for David Cooper, one for Robert Lombardo and one for Jeff Drozd.

Council Member Abel advised he is looking for someone who can help fill some of the void lost when the two previous Council Members stepped down.

Council Member Rowe advised she voted for Jeff Drozd for what he brings to the table, and noted her second choice is Robert Lombardo.

Mayor Huntington advised he did not vote for Robert Lombardo because he didn't want to deplete the Planning Commission of a senior member.

Council Member Hagerman advised he voted for Robert Lombardo, noting his community involvement.

Mayor Huntington advised that David Cooper served on the Planning Commission, noting he does his homework, comes to meetings prepared and bring a well thought out diverse opinion to the table. He noted that Jeff Drozd was his second choice.

Council Member Rowe commented regarding Robert Lombardo's familiarity with the General Plan and Development Code.

Council Member Abel agreed with Mr. Drozd and Lombardo's attributes, but noted that he is concerned with the financial issues and wants someone who does have a financial background who will fill the void for the next term and then let the voters decide at that point. He noted his 2 choice would have been Robert Lombardo.

Upon casting the second votes the results were two each for David Cooper and Robert Lombardo.

Council Member Hagerman requested the ability to ask more questions of the two finalists. Council agreed.

Upon further questioning, and private discussions between Candidates Cooper and Lombardo, Candidate Cooper removed himself from consideration.

Council Member Hagerman moved to appoint Robert Lombardo to the Council. Council Member Abel seconded. Motion carried 4-0 on a voice vote.

PUBLIC COMMENTS

None

Council Member Rowe thanked David Cooper for stepping aside and welcomed Robert Lombardo to the Council.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:00 p.m.

Respectfully submitted

Jamie Anderson
Town Clerk

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Jamie Anderson, Town Clerk
Date: July 28, 2011
For Council Meeting: August 2, 2011

Subject: Appointment of Voting Delegate and Alternates at the League of California Cities Annual Conference

Prior Council Review: None

Recommendation: Designate Mayor Huntington as the Voting Delegate, and Council Member Rowe as the alternate for the business meeting of the League of California Cities Annual Conference

Summary: One very important aspect of the Annual Conference is the annual business meeting where the membership takes action on conference resolutions. Annual conference resolutions guide cities and the League in our efforts to improve the quality, responsiveness and validity of local government in California.

Order of Procedure:

Department Report

Request Staff Report

Request Public Comment

Council Questions of Staff

Council Discussion

Motion/Second

Discussion on Motion

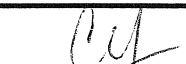
Call the Question (Roll Call vote)

Discussion: The League of California Cities Annual Conference will be held September 21-23, 2011 in San Francisco, with the business meeting to be held on Friday, September 23, 2010 at 2:30 p.m. at the Moscone West Convention Center. Each city is asked to formally designate a member as the voting delegate and up to two members as alternates. During the annual business meeting when the policies of the League of California Cities are adopted, the designee shall be authorized to cast votes on behalf of the Town. Only persons so designated are allowed to vote. Traditionally, the Mayor casts the ballot, with the Mayor Pro Tem and another Council Member appointed as alternates in the event it is not convenient for the Mayor to vote for any reason.

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

Alternatives: Any members of the Council may be designated

Fiscal impact: None

Attachments: League Memo

Council Action Advised by August 26, 2011

June 9, 2011

TO: Mayors, City Managers and City Clerks

**RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES
League of California Cities Annual Conference – September 21–23, San Francisco**

The League's 2011 Annual Conference is scheduled for September 21-23 in San Francisco. An important part of the Annual Conference is the Annual Business Meeting (*at the closing General Assembly*), scheduled for 2:30 p.m., Friday, September 23, at the San Francisco Moscone West Convention Center. At this meeting, the League membership considers and takes action on resolutions that establish League policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote in the event that the designated voting delegate is unable to serve in that capacity.

Please complete the attached Voting Delegate form and return it to the League's office no later than Friday, August 26, 2011. This will allow us time to establish voting delegate/alternates' records prior to the conference.

Please note the following procedures that are intended to ensure the integrity of the voting process at the Annual Business Meeting.

- **Action by Council Required.** Consistent with League bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates **must** be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
- **Conference Registration Required.** The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. To register for the conference, please go to our website: www.cacities.org. In order to cast a vote, at least one person must be present at the Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up

-more-

the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.

- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but *only* between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may *not* transfer the voting card to another city official.
- **Seating Protocol during General Assembly.** At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the San Francisco Moscone West Convention Center, will be open at the following times: Wednesday, September 21, 8:30 a.m. – 6:00 p.m.; Thursday, September 22, 7:30 a.m. – 4:00 p.m.; and September 23, 7:30–10:00 a.m. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but not during a roll call vote, should one be undertaken.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to the League office by Friday, August 26th. If you have questions, please call Mary McCullough at (916) 658-8247.

Attachments:

- 2011 Annual Conference Voting Procedures
- Voting Delegate/Alternate Form



Annual Conference Voting Procedures 2011 Annual Conference

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to League policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the League Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in his or her possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



CITY: _____

**2011 ANNUAL CONFERENCE
VOTING DELEGATE/ALTERNATE FORM**

Please complete this form and return it to the League office by Friday, August 26, 2011. Forms not sent by this deadline may be submitted to the Voting Delegate Desk located in the Annual Conference Registration Area. Your city council may designate one voting delegate and up to two alternates.

In order to vote at the Annual Business Meeting (General Assembly), voting delegates and alternates must be designated by your city council. Please attach the council resolution as proof of designation. As an alternative, the Mayor or City Clerk may sign this form, affirming that the designation reflects the action taken by the council.

Please note: Voting delegates and alternates will be seated in a separate area at the Annual Business Meeting. Admission to this designated area will be limited to individuals (voting delegates and alternates) who are identified with a special sticker on their conference badge. This sticker can be obtained only at the Voting Delegate Desk.

1. VOTING DELEGATE

Name: _____

Title: _____

2. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

3. VOTING DELEGATE - ALTERNATE

Name: _____

Title: _____

PLEASE ATTACH COUNCIL RESOLUTION DESIGNATING VOTING DELEGATE AND ALTERNATES.

OR

ATTEST: I affirm that the information provided reflects action by the city council to designate the voting delegate and alternate(s).

Name: _____ E-mail: _____

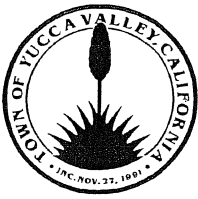
Mayor or City Clerk _____ Phone: _____
(circle one) (signature)

Date: _____

Please complete and return by Friday, August 26 to:

League of California Cities
ATTN: Mary McCullough
1400 K Street
Sacramento, CA 95814

FAX: (916) 658-8240
E-mail: mccullom@cacities.org
(916) 658-8247



TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Administrative Services Director
Date: July 26, 2011
For Council Meeting: August 2, 2011

Subject: Treasurer's Report for Quarters Ending March 31, 2011 and June 30, 2011

Recommendation: Receive and File the Treasurer's Report for 3rd & 4th Quarter FY2010-11.

Order of Procedure:

- Staff Report
- Public Comment
- Questions of Staff
- Council Discussion
- Motion/Second
- Discussion on Motion
- Roll Call Vote (Consent)

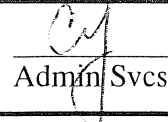
Discussion: The investment policy of the Town of Yucca Valley requires that quarterly Treasurer's reports be filed with the Town Council. Effective January 1, 2010, State law no longer requires nor provides for submission of any such quarterly investment report to the California Debt and Investment Advisory Commission (CDIAC). The attached Treasurer's Reports are for the 3rd and 4th Quarter of FY 2010-11.

Attachments: Treasurer's report, 3rd and 4th Quarter FY2010-11.

Reviewed:


Town Manager


Town Attorney


Admin Svcs

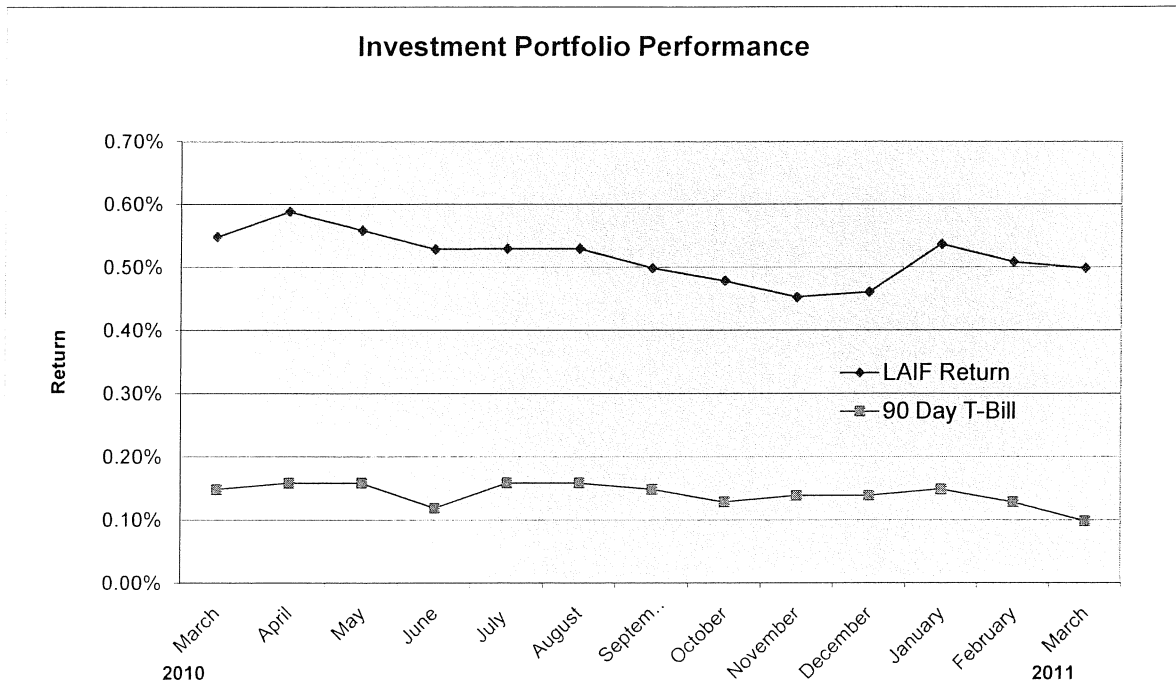
☐ Department Report	☐ Request of other Agency	☐ Ordinance	☒ Receive and File
☒ Consent	☐ Presentation	☐ Resolution	☐ Public Hearing

Town of Yucca Valley
Treasurer's Report
As of March 31, 2011

Institution/Investment	Market Value	Percent of Portfolio	Yield	Maturity Date
US Trust Bank - Checking Acct	\$ 189,154	0.90%	0.00%	Liquid
US Trust Bank - Money Market	382,468	1.82%	0.20%	Liquid
Local Agency Investment Fund (LAIF)	20,481,486	97.27%	0.51%	Liquid
Petty Cash	3,600	0.02%	0.00%	Liquid
Total Cash & Investments	<u>\$ 21,056,708</u>	<u>100.00%</u>	<u>0.50%</u>	Fully Liquid

I certify that to the best of my knowledge, this report accurately reflects all pooled investments, and is in conformity with the Town's investment policy effective February 2010, which complies with the California Government Code. A copy of this investment policy, along with the supporting banking and investment statements, is available in the office of the Town Clerk. This investment program provides sufficient cash flow liquidity to meet the next six months of budgeted expenditures.

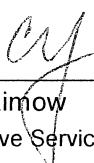
Curtis Yakimow
Administrative Services Director



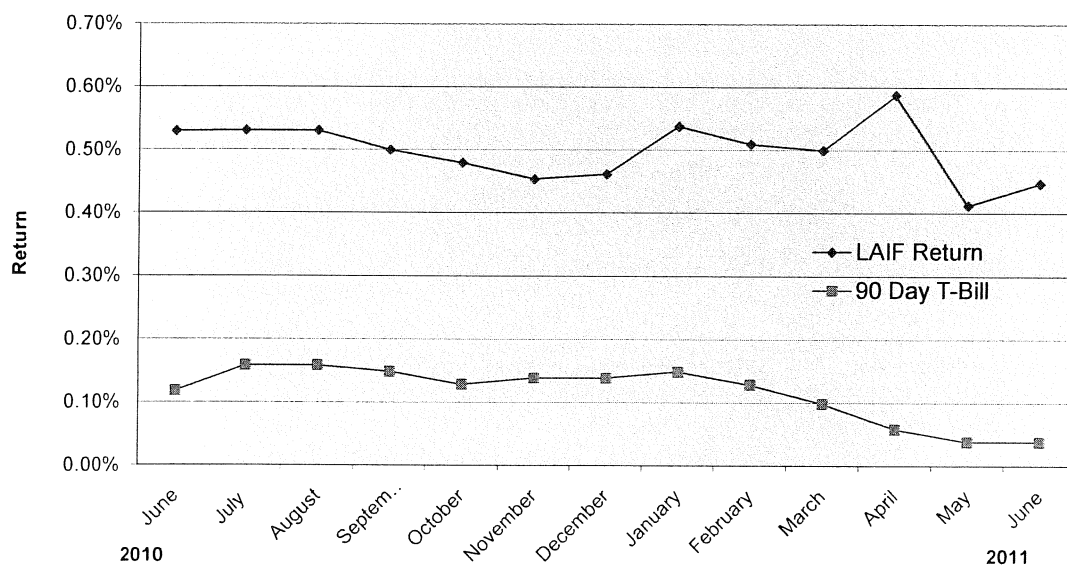
Town of Yucca Valley
Treasurer's Report
As of June 30, 2011

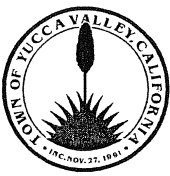
Institution/Investment	Market Value	Percent of Portfolio	Yield	Maturity Date
US Trust Bank - Checking Acct	\$ 281,983	1.27%	0.00%	Liquid
US Trust Bank - Money Market	268,530	1.21%	0.20%	Liquid
Local Agency Investment Fund (LAIF)	21,707,294	97.51%	0.48%	Liquid
Petty Cash	3,600	0.02%	0.00%	Liquid
Total Cash & Investments	\$ 22,261,407	100.00%	0.470%	Fully Liquid

I certify that to the best of my knowledge, this report accurately reflects all pooled investments, and is in conformity with the Town's investment policy effective February 2010, which complies with the California Government Code. A copy of this investment policy, along with the supporting banking and investment statements, is available in the office of the Town Clerk. This investment program provides sufficient cash flow liquidity to meet the next six months of budgeted expenditures.


Curtis Yakimow
Administrative Services Director

Investment Portfolio Performance





TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Director of Administrative Services
Date: July 26, 2011
For **Council** August 2, 2011
Meeting:

Subject: Network Support Services – Professional Services Agreement

Recommendation: Authorize the engagement of Southwest Networks, Inc. to provide professional network maintenance and computer services, and authorize the Town Manager to make any necessary non-substantive changes and sign all related documents in a form approved by the Town Attorney.

Order of Procedure:

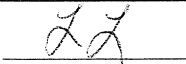
Request Staff Report
Request Public Comment
Council Discussion/Questions of Staff
Motion/Second
Discussion on Motion
Roll Call Vote (Consent Agenda)

Discussion: In March 2005, the Town of Yucca Valley completed a request for proposal (RFP) process from qualified firms to provide professional network maintenance and computer services. The Town received three responses and selected SouthWest Networks, Inc. of Palm Springs to provide network support services through a one-year contract terminating August 11, 2006. The contract was subsequently renewed through August 13, 2011.

Over the past year, support provided through SouthWest Networks, Inc., has been professional, competent, timely and responsive to all of the Town's needs at a reasonable cost. Accordingly, the staff recommendation is to retain SouthWest Networks, Inc., as the Town's provider of network support services through authorization of the attached professional services agreement.

Reviewed By:


Town Manager


Town Attorney


Admin Services


Dept Head

☐ Department Report

☒ Consent

☐ Ordinance Action

☒ Minute Action

☐ Resolution Action

☐ Receive and File

☐ Public Hearing

☐ Study Item

Staff has worked with Southwest Networks to continue a negotiated lower hourly contract rate for professional services, resulting in a rate of \$80/hour. The proposed agreement increases the total contract to a not to exceed amount of \$70,000, in line with the Town's annual IT support costs. The remaining terms are consistent with the Town's current agreement, and will run through August 13, 2012.

Term of Contract:	<i>August 14, 2011 – August 13, 2012</i>
Compensation:	<i>Continues at \$80/hr, not to exceed \$70,000</i>
Est. Hours Provided:	<i>875 hours annually</i>
Other Terms :	<i>No changes</i>

Alternatives: Staff recommends no alternatives at this time. The Council could direct staff to seek a different service provider, or not approve the agreement.

Fiscal impact: The FY 2011-12 Adopted Budget provides \$80,000 in the Information Technology Division line item 001-05-08-7110 & 7410 Professional Services/Computer Maintenance for Network Support Services. The recommended action is accommodated by the current budget.

Attachments: None

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Donnie Miller, Chief of Police
Date: July 28, 2011
For Council Meeting: August 2, 2011

Subject: Purchase of Patrol Vehicle through SLESF Grant Funding

Prior Council Review: None

Recommendation: The Town Council approve the initial three year lease acquisition of a fully equipped four-wheel drive patrol vehicle in the annual amount of \$16,455 from the 2010 Supplemental Law Enforcement Services Fund (SLESF) grant program and encumber the funds as necessary, to assist in providing Front Line Municipal Police Services.

Executive Summary: The Town Police Department has six (6) patrol vehicles. One of these was previously purchased through the Supplemental Law Enforcement Services Fund (SLESF) grant program. This vehicle has reached the end of its fleet service life. The Police Department proposes to purchase a fully equipped four-wheel drive patrol vehicle utilizing available funds from the 2010 SLESF grant program to replace this vehicle.

Order of Procedure:

Department Report

Request Staff Report

Request Public Comment

Council Questions of Staff

Council Discussion

Motion/Second

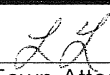
Discussion on Motion

Call the Question (Roll Call Vote)

Discussion: The Town Police Department has six (6) patrol vehicles. One of these was previously acquired through the Supplemental Law Enforcement Services Fund (SLESF) grant program. This vehicle has reached the end of its service life. The Police Department proposes to replace this vehicle with the purchase and / or lease of a fully equipped four-wheel drive patrol vehicle from the 2010 SLESF grant program. The patrol vehicle will enhance the Police Department's ability to provide front line police services in the areas of patrol, training, response to court, and community/problem policing projects and emergency disaster responses. The purchase cost of a fully equipped Chevrolet Tahoe

Reviewed By:


Town Manager


Town Attorney


Mgmt Services

Dept Head

____ Department Report
☒ Consent

____ Ordinance Action
☒ Minute Action

____ Resolution Action
____ Receive and File

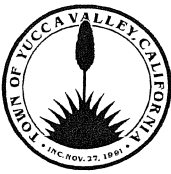
____ Public Hearing
____ Study Session

patrol vehicle is \$53,203 or if leased \$16,455 per year. If leased, the cost will be added to the Schedule A of the contract with the Sheriff's Department and will be amortized over the estimated life of the vehicle (Approx 3 years). The lease option provides for full replacement irrespective of the cause or type of damage. Given the intended off-road use of the vehicle, staff is recommending the lease option. Any fuel and maintenance costs charged to the county will be billed to the town on a quarterly invoice, and are eligible for SLESF grant participation as well.

Alternatives: Purchase verses lease option.

Fiscal impact: The proposed action will is accommodated by the FY 2010 SLESF Special Revenue Fund budget. The cost of the purchase / lease will be borne by the 2010 Supplemental Law Enforcement Services Fund grant program.

Attachments: None



TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Director of Administrative Services
Date: July 25, 2011
For Council Meeting: August 2, 2011

Subject: AB1234 Reporting Requirements

Prior Council Review: Current reimbursement policy for Council members and Redevelopment Agency members reviewed and approved by Council August 2006.

Recommendation: Receive and file the AB1234 Reporting Requirement Schedule for the month of June 2011.

Order of Procedure:

- Request Staff Report
- Request Public Comment
- Council Discussion / Questions of Staff
- Motion/Second
- Discussion on Motion
- Roll Call Vote

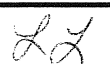
Discussion: AB1234 requires members of a legislative body to report on "meetings" attended at public expense at the next meeting of the legislative body. "Meetings" for purpose of this section are tied to the Brown Act meaning of the term: *any congregation of a majority of the members of a legislative body at the same time and place to hear, discuss, or deliberate upon any item that is within the subject matter jurisdiction of the legislative body or the local agency to which it pertains.* Qualifying expenses include reimbursement to the member related to meals, lodging, and travel.

An example of when a report is required is when a Town Council member represents his or her agency on a joint powers agency board and the Town pays for the official's expenses in serving in that representative capacity. Additionally, in the spirit of AB1234, the Yucca Valley Town Council also reports all travel related to conference and training attended at public expense.

Although the AB1234 report can be either written or oral, this report must be made at the next meeting of the legislative body that paid for its member to attend the meeting.

Reviewed By:


Town Manager


Town Attorney


Admin Services


Dept Head

☒ Department Report
☒ Consent

☐ Ordinance Action
☐ Minute Action

☒ Resolution Action
☒ Receive and File

☐ Public Hearing
☐ Study Session

Alternatives: None.

Fiscal impact: There is no anticipated financial impact associated with the recommended approval of AB1234 reporting requirements.

Attachments: AB1234 Reporting Requirement Schedule

Town of Yucca Valley

Councilmember AB1234 Meetings Schedule Month of June 2011

Date of Travel	Organization	Description	Location
Mayor Huntington	No Reportable Meetings		
Mayor Pro Tem Rowe	No Reportable Meetings		
Councilmember Abel	No Reportable Meetings		
Councilmember Hagerman	No Reportable Meetings		

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Shane R. Stueckle, Deputy Town Manager
Date: July 27, 2011
For Council Meeting: August 2, 2011

Subject: Inland Empire Regional Broadband Consortium
California Advanced Service Fund Grant Opportunity
Letter of Endorsement

Prior Council Review: There has been no prior Town Council review of this matter.

Recommendation: That the Town Council authorizes the Mayor to sign a letter of endorsement for the Inland Empire Regional Broadband Consortium and Grant Application to the California Advanced Service Fund (CASF), Rural and Urban Regional Broadband Consortia Grant Account.

Executive Summary: Senate Bill 1040 expanded the California Public Utilities Commission California Advanced Services Fund by creating the Rural and Urban Regional Broadband Consortia Grant Account. This account provides funds to support one regional consortium per geographic region to support broadband deployment efforts. CASF grants are available at this time.

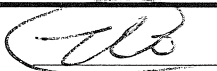
Order of Procedure:

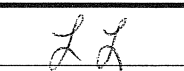
Request Staff Report
Request Public Comment
Council Discussion/Questions of Staff
Motion/Second
Discussion on Motion
Call the Question (Roll Call Vote, Consent Agenda)

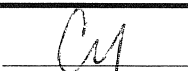
Discussion: The San Bernardino Economic Development Agency, SmartRiverside, and the Alliance for Commercialization of Technology are taking the lead role with interested stakeholders to improve broadband infrastructure and access in the Inland Empire.

California Advanced Service Fund (CASF) grants are now available, and the IERB Consortium is preparing a grant application to serve the Inland Empire Region. The grant program requires broad and diverse public-private support through consortium membership and endorsement letters.

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

The attached letter endorses the Consortiums efforts.

Alternatives: Staff recommends no alternatives actions at this time. The Town may choose to join the Consortium at a future date

Fiscal impact: There is no fiscal impact or commitment created by endorsing the IERBC through submittal of the attached letter.

Attachments: Draft Endorsement Letter
 Senate Bill 1040
 IERBC Fact Sheet

August 3, 2011

Michael R. Peevey, President, CPUC
Attn: CPUC Communications Division
CASF Consortia Grant Account
505 Van Ness Ave., Third Floor
San Francisco, CA 94102

**SUBJECT: ENDORSEMENT OF INLAND EMPIRE REGIONAL BROADBAND
CONSORTIUM**

This letter is an endorsement of the Inland Empire Regional Broadband (IERB) Consortium and Grant Application to the California Advanced Services Fund (CASF) Rural and Urban Regional Broadband Consortia Grant Account through the California Public Utilities Commission (CPUC) as provided in Senate Bill (SB) 1040.

The Inland Empire is home to over 4 million people in Riverside and San Bernardino Counties, with highly urbanized, suburban, mountain, desert and rural areas. Access to broadband is important for this vast, diverse region. The IERB Consortium will lead the region by working with its partners, stakeholders, community-based groups, schools, hospitals, libraries, businesses, consumers, and technology experts to implement a Regional Broadband Action and Work Plan to advance and meet the region's strategic broadband priorities.

SB 1040 created the Rural and Urban Regional Broadband Consortia Grant Account to address unmet needs and fund the cost of broadband deployment outside of capital facility costs, which include planning, outreach and policy activities. We understand that the primary role of the CSAF Consortia Grant Account program is to help bridge the "digital divide" and support the deployment of broadband which holds opportunities for consumers, and is important to technology advancement and the continued health and economic development in California.

IERB Consortium activities and programs will offer the potential to promote greater broadband access within areas of the Inland Empire that are both underserved, or not served at all, consistent with the goals of bridging the "digital divide." The IERB Consortium is an exceptional public-private partnership which includes organizations from both San Bernardino and Riverside Counties experienced in addressing improvements needed for the region's growth, technological advancements, and quality of life.

For example, IERB Consortium partner SmartRiverside has delivered on its strategic plan since 2006 to establish public access WiFi in Riverside, attract high tech businesses, and has already provided over 4,500 low income families with computers, training and free internet access. The San Bernardino Economic Development Agency, among other technology projects, is preparing to provide WiFi on the sbX rapid bus planned to serve the region by 2014 from Cal State University San Bernardino to Loma Linda University Medical Center. The Alliance for Commercialization of Technology (ACT) is a non-profit coalition for technology entrepreneurship and has helped accelerate more than 50 new enterprises. ACT provides start-up technology ventures with basic and advanced business and technology assistance to advance their commercialization of innovative products and services.

The IERB Consortium has a regional focus that makes them the ideal choice to serve as the Regional Broadband Consortium for the Inland Empire.

Sincerely,

GEORGE HUNTINGTON
Mayor



Economic Development Agency

SMARTRIVERSIDE



Alliance for Commercialization of Technology

INLAND EMPIRE REGIONAL BROADBAND CONSORTIUM

A regional broadband consortium for San Bernardino and Riverside Counties

FACT SHEET

Background

- Infrastructure gaps are present in all regions of California, including areas within the Inland Empire (San Bernardino and Riverside Counties), especially related to socio-economic, age, and cultural factors, as well as rural, high unemployment and developing areas, resulting in a persistent "Digital Divide"
- Closing these gaps requires a systematic and strategic approach to broadband access and investment that a multi-stakeholder collaborative and regional-scale approach can provide.
- SB 1040 was signed into law September 25, 2010 to address the "Digital Divide" in California, and is administered by the California Public Utilities Commission (CPUC).

About SB 1040

SB 1040 expands the CPUC California Advanced Services Fund (CASF) by creating the *Rural and Urban Regional Broadband Consortia Grant Account*, which provides funds to support one regional consortium per geographic region to support broadband deployment efforts. CASF grant funds are now available.

Inland Empire Region

The Inland Empire Regional Broadband (IERB) Consortium is a group of stakeholders spearheaded by the San Bernardino Economic Development Agency, SmartRiverside and the Alliance for Commercialization of Technology, with a strong interest and commitment in coordinating strategic regional efforts to improve broadband infrastructure and access in the Inland Empire.

The IERB Consortium is now preparing the CASF Grant Application to serve the Inland Empire region. If the CPUC approves the IERB Consortium grant, the Inland Empire will be better suited for future funding phases, which include CPUC's infrastructure fund and revolving loan fund for capital broadband-related infrastructure projects.

Your Support is needed! Please take action.

The CPUC grant requires broad and diverse public-private support through consortium membership and endorsement letters. A variety of support is needed from cities, public agencies, community-based groups, healthcare groups/hospitals, libraries, businesses, technology providers and others. You can support the effort in the following two ways:

1. **Become a Member of the IERB Consortium and provide an Endorsement Letter.** You are invited to join the IERB Consortium as a Member. Membership is free. What is required is that you provide your organization's information, including a Grant Certification Form and an Endorsement Letter for the Grant Application. A draft Endorsement Letter, and a Consortium Member Information/Certification Form is attached to assist you in becoming an IERB Consortium Member.

Once the grant is awarded, you will participate on a regular basis, over a three-year period, in a regional coalition building effort, including assistance at workshops and forums, as well as be actively involved in policy decisions supporting broadband deployment efforts in the Inland Empire.

2. **Provide an Endorsement Letter for the IERB Consortium.** Your endorsement is important, as a broadband supporter in the Inland Empire Region. Once the grant is awarded, you will receive regular information about the IERB Consortium activities, and will be encouraged to participate at various levels, providing input and expertise as part of the consortium's broadband policy and action plan. A draft Endorsement Letter is attached to assist you in offering support.

In order to meet the grant deadline, please return the IERB Consortium Member Information and Certification Form, and/or Endorsement Letter by Friday, August 5, 2011 to Martha van Rooijen, IERB Grant Coordinator, at martha@mvrconsulting.com, or call (951) 845-4391.

Senate Bill No. 1040

CHAPTER 317

An act to amend Section 281 of the Public Utilities Code, relating to telecommunications, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor September 25, 2010. Filed with
Secretary of State September 27, 2010.]

LEGISLATIVE COUNSEL'S DIGEST

SB 1040, Padilla. Telecommunications universal service programs: California Advanced Services Fund.

The existing federal Telecommunications Act of 1996 establishes a program for the regulation of telecommunications to attain the goal of local competition, while implementing specific, predictable, and sufficient federal and state mechanisms to preserve and advance universal service, consistent with certain universal service principles. The universal service principles include the principle that consumers in all regions of the nation, including low-income consumers and those in rural, insular, and high-cost areas, should have access to telecommunications and information services, including interexchange services and advanced telecommunications and information services, that are reasonably comparable to those services provided in urban areas and that are available at rates that are reasonably comparable to rates charged for similar services in urban areas.

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including telephone corporations, as defined. Existing law, until January 1, 2013, establishes the California Advanced Services Fund (CASF) in the State Treasury, and requires a surcharge, which is imposed by the commission and collected through retail telecommunications customers' bills, to be deposited in that fund. Existing law prohibits the commission from collecting more than \$100,000,000 through the surcharge. Existing law requires the commission to develop, implement, and administer the CASF to provide for transfer payments to encourage deployment of high-quality advanced communications services to all Californians that will promote economic growth, job creation, and substantial social benefits of advanced information and communications technologies, as provided in a specified decision of the commission. Existing law requires the commission to conduct both a financial audit and a performance audit on the implementation and effectiveness of CASF and to report its findings to the Legislature by December 31, 2010.

This bill would extend the operation of these provisions indefinitely, and would prohibit the commission from collecting more than \$225,000,000 through the CASF surcharge pursuant to a specified schedule. The bill would

establish 3 accounts within the fund and allocate a portion of the additional \$125,000,000 that the bill authorizes to be collected, to be deposited into each of the accounts, for specified uses. The bill would require the commission to conduct an interim and final financial audit and interim and final performance audit on the implementation and effectiveness of CASF and to report to the Legislature its interim findings by April 1, 2011, and its final findings by April 1, 2017. The bill would require the commission to annually provide a report to the Legislature, until January 1, 2016, relating to the CASF and containing specified information.

This bill would declare that it is to take effect immediately as an urgency statute.

The people of the State of California do enact as follows:

SECTION 1. Section 281 of the Public Utilities Code is amended to read:

281. (a) The commission shall develop, implement, and administer the California Advanced Services Fund to encourage deployment of high-quality advanced communications services to all Californians that will promote economic growth, job creation, and the substantial social benefits of advanced information and communications technologies, as provided in Decision 07-12-054 and Decision 09-07-020 and this section. The commission shall establish the following accounts within the fund:

- (1) The Broadband Infrastructure Grant Account.
- (2) The Rural and Urban Regional Broadband Consortia Grant Account.
- (3) The Broadband Infrastructure Revolving Loan Account.

(b) (1) All moneys collected by the surcharge authorized by the commission pursuant to Decision 07-12-054, whether collected before or after January 1, 2009, shall be transmitted to the commission pursuant to a schedule established by the commission. The commission shall transfer the moneys received to the Controller for deposit in the California Advanced Services Fund. Moneys collected after January 1, 2011, shall be deposited in the following amounts in the following accounts:

- (A) One hundred million dollars (\$100,000,000) into the Broadband Infrastructure Grant Account.
- (B) Ten million dollars (\$10,000,000) into the Rural and Urban Regional Broadband Consortia Grant Account.
- (C) Fifteen million dollars (\$15,000,000) into the Broadband Infrastructure Revolving Loan Account.

(2) All interest earned on moneys in the fund shall be deposited in the fund.

(3) The commission shall not collect moneys, by imposing the surcharge described in paragraph (1) for deposit in the fund, in an amount that exceeds one hundred million dollars (\$100,000,000) before January 1, 2011. After January 1, 2011, the commission may collect an additional sum not to exceed one hundred twenty-five million dollars (\$125,000,000), for a sum total of

moneys collected by imposing the surcharge described in paragraph (1) not to exceed two hundred twenty-five million dollars (\$225,000,000). The commission may collect the additional sum beginning with the calendar year starting on January 1, 2011, and continuing through the 2015 calendar year, in an amount not to exceed twenty-five million dollars (\$25,000,000) per year, unless the commission determines that collecting a higher amount in any year will not result in an increase in the total amount of all surcharges collected from telephone customers that year.

(c) (1) All moneys in the California Advanced Services Fund shall be available, upon appropriation by the Legislature, to the commission for the program administered by the commission pursuant to this section, including the costs incurred by the commission in developing, implementing, and administering the program and the fund.

(2) Notwithstanding any other law and for the sole purpose of providing matching funds pursuant to the federal American Recovery and Reinvestment Act of 2009 (Public Law 111-5), any entity eligible for funding pursuant to that act shall be eligible to apply to participate in the program administered by the commission pursuant to this section, if that entity otherwise satisfies the eligibility requirements under that program. Nothing in this section shall impede the ability of an incumbent local exchange carrier, as defined by subsection (h) of Section 251 of Title 47 of the United States Code, that is regulated under a rate of return regulatory structure, to recover, in rate base, California infrastructure investment not provided through federal or state grant funds for facilities that provide broadband service and California intrastate voice service.

(d) Moneys in the Rural and Urban Regional Broadband Consortia Grant Account shall be available for grants to eligible consortia to fund the cost of broadband deployment activities other than the capital cost of facilities, as specified by the commission. An eligible consortium may include, as specified by the commission, representatives of organizations, including, but not limited to, local and regional government, public safety, K-12 education, health care, libraries, higher education, community-based organizations, tourism, parks and recreation, agricultural, and business, and is not required to have as its lead fiscal agent an entity with a certificate of public convenience and necessity.

(e) Moneys in the Broadband Infrastructure Revolving Loan Account shall be available to finance capital costs of broadband facilities not funded by a grant from the Broadband Infrastructure Grant Account. The commission shall periodically set interest rates on the loans based on surveys of existing financial markets.

(f) (1) The commission shall conduct an interim and final financial audit and an interim and final performance audit of the implementation and effectiveness of the California Advanced Services Fund to ensure that funds have been expended in accordance with the approved terms of the grant awards and loan agreements and this section. The commission shall report its interim findings to the Legislature by April 1, 2011. The commission shall report its final findings to the Legislature by April 1, 2017. The reports

shall also include an update to the maps in the final report of the California Broadband Task Force and data on the types and numbers of jobs created as a result of the program administered by the commission pursuant to this section.

(2) (A) The requirement for submitting a report imposed under paragraph (1) is inoperative on January 1, 2018, pursuant to Section 10231.5 of the Government Code.

(B) A report to be submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795 of the Government Code.

(g) (1) Beginning on January 1, 2012, and annually thereafter, the commission shall provide a report to the Legislature that includes all of the following information:

(A) The amount of funds expended from the California Advanced Services Fund in the prior year.

(B) The recipients of funds expended from the California Advanced Services Fund in the prior year.

(C) The geographic regions of the state affected by funds expended from the California Advanced Services Fund in the prior year.

(D) The expected benefits to be derived from the funds expended from the California Advanced Services Fund in the prior year.

(E) Actual broadband adoption levels from the funds expended from the California Advanced Services Fund in the prior year.

(F) The amount of funds expended from the California Advanced Services Fund used to match federal funds.

(G) An update on the expenditures from California Advanced Services Fund and broadband adoption levels, and an accounting of remaining unserved and underserved areas of the state.

(2) (A) The requirement for submitting a report imposed under paragraph (1) is inoperative on January 1, 2016, pursuant to Section 10231.5 of the Government Code.

(B) A report to be submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795 of the Government Code.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

Numerous grant applications with merit have been filed seeking funding through the California Advanced Services Fund, many of these applications also seeking funding through the federal American Recovery and Reinvestment Act of 2009 (Public Law 111-5), and these grant applications threaten to exceed the existing financial limits of the fund. In order to relieve financial pressure on the fund, enable meritorious projects to go forward, and to prevent a potential disruptive effect on the grant process, it is necessary that this act take effect immediately.

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Curtis Yakimow, Administrative Services Director
Date: July 28, 2011
For Council Meeting: August 2, 2011

Subject: Warrant Register August 2, 2011

Recommendation:

Ratify Payroll Registers total of \$ 457,184.88 for checks dated June 24, 2011 through July 8, 2011.
Ratify the Warrant Register total of \$ 869,841.81 for checks dated June 20, 2011 through July 14, 2011.

Order of Procedure:

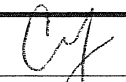
Department Report
Request Staff Report
Request Public Comment
Council Discussion
Motion/Second
Discussion on Motion
Call the Question (Roll Call)

Attachments:

Payroll Register No. 50 dated June 10, 2011 total of \$ 150,811.97
Payroll Register No. 52/1 dated June 24, 2011 total of \$ 155,997.28
Payroll Register No. 52/2 dated June 24, 2011 total of \$ 0
Warrant Register No. 53 dated June 20, 2011 total of \$ 427,743.02
Warrant Register No. 55 dated June 30, 2011 total of \$ 127,419.01
Warrant Register No. 1 dated July 14, 2011 total of \$ 110,922.64
Payroll Register No. 2 dated July 8, 2011 total of \$ 150,375.63
Warrant Register No. 3 dated July 14, 2011 total of \$ 203,757.14

Reviewed By:


Town Manager


Admin. Services


Town Attorney

☒ Department Report	☐ Ordinance Action	☐ Resolution Action	☐ Public Hearing
☒ Consent	☒ Minute Action	☐ Receive and File	☐ Study Session

TOWN OF YUCCA VALLEY

PAYROLL REGISTER # 50
CHECK DATE - June 10, 2011

Fund Distribution Breakdown

Fund Distribution

General Fund	\$131,874.41
Gas Tax Fund	9,065.46
Redevelopment Agency	<u>9,872.10</u>

Grand Total Payroll	<u><u>\$150,811.97</u></u>
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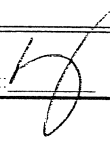
Prepared by P/R & Financial Specialist: _____

Reviewed by H/R & Risk Mgr.: all

Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown

Pay Period 50 - Paid 6/10/11
(May 21, 2011 - June 03, 2011)

Checks: 4015-4028

	Employee	Employer	Total
Net Employee Pay			
Payroll Checks	\$4,826.64		\$4,826.64
Direct Deposit	76,219.91		76,219.91
Sub-total	81,046.55		81,046.55
Employee Tax Withholding			
Federal	14,018.08		14,018.08
Medicare	1,589.96	1,589.97	3,179.93
SDI - EE	-	-	-
State	4,589.22		4,589.22
Sub-total	20,197.26	1,589.97	21,787.23
Employee Benefit & Other Withholding			
Deferred Compensation	2,568.55	3,955.23	6,523.78
PERS Survivor Benefit	38.00		38.00
Health Café Plan	4,650.53	10,851.17	15,501.70
American Fidelity Pre-Tax	328.35		328.35
American Fidelity After-Tax	27.38		27.38
American Fidelity-FSA	454.86		454.86
PERS EE - Contribution 2%	1,749.82		1,749.82
PERS Retirement - Employee	59.97	5,249.33	5,309.30
PERS Retirement - Employer	-	12,731.39	12,731.39
Wage Garnishment - Employee	10.00		10.00
Life & Disability Insurance		940.64	940.64
Unemployment Insurance		1,090.75	1,090.75
Workers' Compensation		3,272.22	3,272.22
Sub-total	9,887.46	38,090.73	47,978.19
Gross Payroll	\$111,131.27	\$39,680.70	\$150,811.97
Prepared by P/R & Financial Specialist:  Reviewed by H/R & Risk Mgr.: 			

TOWN OF YUCCA VALLEY

PAYROLL REGISTER # 52/1

CHECK DATE - June 24, 2011

Fund Distribution Breakdown

Fund Distribution

General Fund	\$137,456.83
Gas Tax Fund	9,623.56
Redevelopment Agency	<u>8,916.89</u>

Grand Total Payroll

\$155,997.28

Prepared by P/R & Financial Specialist:



Reviewed by H/R & Risk Mgr.:

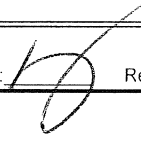
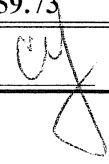


Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown

Pay Period 52/1 - Paid 6/24/11

(June 04, 2011 - June 17, 2011)

Checks: 4029-4041

	Employee	Employer	Total
Net Employee Pay			
Payroll Checks	\$6,853.30		\$6,853.30
Direct Deposit	74,957.12		74,957.12
Sub-total	81,810.42		81,810.42
Employee Tax Withholding			
Federal	12,795.82		12,795.82
Medicare	1,639.97	1,639.94	3,279.91
SDI - EE	.	-	-
State	4,232.98		4,232.98
Sub-total	18,668.77	1,639.94	20,308.71
Employee Benefit & Other Withholding			
Deferred Compensation	3,822.91	6,782.97	10,605.88
PERS Survivor Benefit	44.00		44.00
Health Café Plan	4,650.53	10,896.61	15,547.14
American Fidelity Pre-Tax	328.35		328.35
American Fidelity After-Tax	27.38		27.38
American Fidelity-FSA	429.86		429.86
PERS EE - Contribution 2%	1,907.54		1,907.54
PERS Retirement - Employee	59.97	5,722.50	5,782.47
PERS Retirement - Employer	-	13,878.84	13,878.84
Wage Garnishment - Employee	10.00		10.00
Life & Disability Insurance		932.18	932.18
Unemployment Insurance		1,096.15	1,096.15
Workers' Compensation		3,288.36	3,288.36
Sub-total	11,280.54	42,597.61	53,878.15
Gross Payroll	\$111,759.73	\$44,237.55	\$155,997.28
Prepared by P/R & Financial Specialist:  Reviewed by H/R & Risk Mgr.: 			

TOWN OF YUCCA VALLEY

PAYROLL REGISTER # 52/2

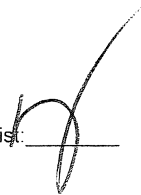
CHECK DATE - June 24, 2011

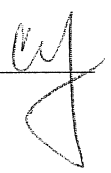
Fund Distribution Breakdown

Fund Distribution

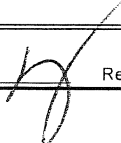
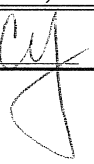
General Fund	\$237.49
Gas Tax Fund	0.00
Redevelopment Agency	<u>-237.49</u>

Grand Total Payroll	<u><u>\$0.00</u></u>
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Prepared by P/R & Financial Specialist: 

Reviewed by H/R & Risk Mgr.: 

Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown
Pay Period 52/2 - Paid 6/24/11
(June 04, 2011 - June 17, 2011)
Checks: 4042-4043

	Employee	Employer	Total
<u>Net Employee Pay</u>			
Payroll Checks	\$3,489.65		\$3,489.65
Direct Deposit	(4,567.25)	-	(4,567.25)
Sub-total	(1,077.60)		(1,077.60)
<u>Employee Tax Withholding</u>			
Federal	(429.14)		(429.14)
Medicare	(24.65)	(24.65)	(49.30)
SDI - EE	-	-	-
State	(153.46)		(153.46)
Sub-total	(607.25)	(24.65)	(631.90)
<u>Employee Benefit & Other Withholding</u>			
Labor Account Credits	-	1,786.49	1,786.49
Deferred Compensation	(14.99)	-	(14.99)
PERS Survivor Benefit	-		-
Health Café Plan	-	-	-
American Fidelity Pre-Tax	-		-
American Fidelity After-Tax	-		-
American Fidelity-FSA	-		-
PERS EE - Contribution 2%	-		-
PERS Retirement - Employee	-	-	-
PERS Retirement - Employer	-	-	-
Wage Garnishment - Employee	-		-
Life & Disability Insurance		-	-
Unemployment Insurance		(17.00)	(17.00)
Workers' Compensation		(45.00)	(45.00)
Sub-total	(14.99)	1,724.49	1,709.50
Gross Payroll	(\$1,699.84)	\$1,699.84	\$0.00
Prepared by P/R & Financial Specialist:  Reviewed by H/R & Risk Mgr.: 			

WARRANT REGISTER # 53
CHECK DATE - JUNE 20, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 34556 to # 34665 are valid

Checks # 34568, # 34591, # 34602, # 34620, # 34622, # 34636
and EFT's are included in RDA Warrant # 53

GENERAL FUND # 001	\$371,958.14
CENTRAL SUPPLIES FUND # 100	\$2,198.50
CUP DEPOSITS FUND # 200	\$15,327.50
COPS SLESF FUND # 509	\$76.02
AB2928 STATE CONSTRUCTION FUND # 513	\$11,602.50
STREET MAINTENANCE - FUND # 515	\$6,826.10
MEASURE I MAJOR ARTERIAL FUND # 522	\$8,384.00
MEASURE I LOCAL ROADS FUND # 523	\$176.25
MEASURE I 2010-2040 FUND # 524	\$4,820.51
PUBLIC LANDS FEDERAL GRANT FUND # 527	\$2,513.75
CA ENERGY COMMISSION FUND # 540	\$451.25
CMAQ FUND # 542	\$301.25
CAPITAL PROJECTS RESERVE FUND # 800	\$3,107.25
GRAND TOTAL	<u>\$427,743.02</u>

Prepared by Shirlene Doten, Finance  Approved by Mark Nuaimi, Town Manager 
Reviewed by: Curtis Yakimow, Admin Svc. Dir. 

Town of Yucca Valley

Warrant Register

June 20, 2011

Fund	Check #	Vendor	Description	Amount
001	GENERAL FUND			
	34556	Action Pumping, Inc.	Septic Service	\$465.00
	34557	Adolph Kiefer & Assoc.	YVHS Pool Program Expense	1,090.42
	34558	AlSCO/American Linen, Inc.	Facilities Maintenance Supplies	108.26
	34559	americanflagstore.com, Inc.	Flagpole Supplies	320.00
	34560	Arrowhead Mountain Water	Office Supplies	180.31
	34561	Joey Austin	Recreation Refund	20.00
	34562	Avalon Urgent Care	Employee Physicals	240.00
	34563	Hazel Bader	Contract Instructor	105.00
	34564	Barr Lumber, Inc.	Parks Maintenance	161.82
	34565	Alicia Baumann	Grubstake Days Vendor	80.00
	34566	Dave Behrens	Mileage Reimbursement	79.56
	34567	Big 5 Corp.	Recreation Program Expense	65.58
	34569	Kristine Bost	Contract Instructor	21.00
	34570	Carol Boyer	Contract Instructor	44.88
	34571	CalPERS	Actuarial Service	300.00
	34572	Carquest Auto Parts	Vehicle Maintenance	45.27
	34573	CDW Government, Inc.	Technology Equipment	562.02
	34574	Champion Chemical Co.	Abatement Supplies	535.01
	34575	Janine Cleveland	Contract Instructor	325.50
	34577	J.W. Craig	Contract Instructor	54.60
	34578	Cyberspike	Website Services	227.50
	34579	Deluxe Business Checks	Deposit Slip Printing	64.04
	34581	Desert Hot Springs Animal Clinic	Veterinary Services	218.40
	34582	Dixieline Builders Fund Control	Joshua Dr Right of Way Repair	25,000.00
	34583	Dept of Justice	Fingerprint Services	234.00
	34584	Kristopher Dybbro	Contract Instructor	78.40
	34585	Employment Development Dept.	1st Qtr 2011 Unemployment Ins.	9,428.00
	34586	Farmer Bros. Co.	Office Supplies	85.75
	34588	Mae Fox	Contract Instructor	67.20
	34589	Ellen Gagne	Summer Music Sound Svs.	500.00
	34590	Ellen Gagne	Summer Music Sound Svs.	500.00
	34591	Duane Gasaway	Engineering Services	1,781.25
	34594	Stefano Geogea	Grubstake Days Vendor	25.00
	34595	Graphic Penguin	Web Site Maintenance	590.00
	34597	Joy Groves	Contract Instructor	368.90
	34598	Art Gutierrez	Sports Referee	66.00
	34599	Hardesty Custom Floors	YVHS Pool Office Repair	2,329.33
	34600	Harrison Air Conditioning	Facilities Maintenance	786.50
	34601	Totalfunds by Hasler	Postage	1,002.32
	34602	Hi-Desert Water	Water Service	11,995.29
	34603	Hi-Desert Publishing	Assessment Ad	1,109.52
	34604	Honeywell	Heating & AC Maintenance	572.44
	34605	Hutchins Motor Sports	Sheriff's Office Equipment	732.66
	34606	Innovative Federal Strategies, LLC	05/11 Professional Svs.	3,931.00
	34608	Susan Jordan	Contract Instructor	126.00
	34609	K & M Enterprises	Brehm Park Grant Research	9,000.00
	34610	Heather Kaczmarczk	Contract Instructor	490.00
	34611	KCDZ-FM	Brehm Park Advertisement	561.00

Town of Yucca Valley**Warrant Register****June 20, 2011**

Fund	Check #	Vendor	Description	Amount
	34612	Roger Keezer	Contract Instructor	63.00
	34613	Mona Kirk	Contract Instructor	72.17
	34615	M. Scott	Museum Advertising	25.00
	34616	Marine Corps Community Services	CPR Training	255.00
	34617	Kelly McCune	Summer Music Performance	1,100.00
	34618	Morongo Unified School District	Fleet Vehicle Fuel	7,800.22
	34619	Viva Nelson	Contract Instructor	26.00
	34620	NRO Engineering	Engineering Services	1,265.00
	34622	Oasis Office Supply	Office Supplies	612.72
	34623	OnTrac	Shipping Expense	13.86
	34624	Public Agency Retirement Services	04/11 Trust Administrator Svs.	300.00
	34625	Petty Cash-Maureen Randall	Miscellaneous Supplies	272.09
	34626	Sabrina K. Peukert	Recreation Lessons Refund	40.00
	34628	Pro Video	Earthday Taping	200.00
	34631	Ron's Automotive	Fleet Vehicle Maintenance	60.00
	34632	Steve Sanchez	Summer Music Performance	1,100.00
	34634	SBCO - Information Services	Radio Access	2,037.00
	34635	SBCO Sheriff's Dept	June Professional Services	260,738.00
	34636	SCE	Electric Service	5,633.40
	34637	Beverly Schmuckle	Contract Instructor	63.00
	34638	Signs by Wanda	Grubstake Days Expense	205.53
	34639	So. Cal. Gas Co.	Vehicle Fuel	13.00
	34640	Southwest Networks, Inc.	Technology Support	3,739.39
	34641	Sprint	Phone Service	28.54
	34642	Stater Bros	YVHS Pool Vending Expense	315.90
	34644	Tease Shirts	Grubstakes Day Expense	1,120.13
	34646	Trophy Express	Engraving Expense	1,095.11
	34647	Delanford Truitt	Sports Referee	198.00
	34648	USA Mobility Wireless, Inc.	Pager Service	87.68
	34649	Vagabond Welding Supply	YVHS Pool Maintenance	61.99
	34650	VCA Yucca Valley Animal Hospital	Veterinary Services	245.60
	34651	VCA Twentynine Palms Animal Hospital	Veterinary Services	118.09
	34652	Verizon	Long Distance Service	239.76
	34654	Valley Independent	Tow Impound Fee Receipt Books	322.99
	34655	Voyager Fleet Systems, Inc	Natural Gas Vehicle Fuel	122.65
	34656	Walmart Community	Shelter Supplies	664.08
	34657	Ed Wamhoff	Sports Referee	66.00
	34658	Shaun Watkins	Sports Referee	88.00
	34661	Woods Auto Repair	Vehicle Maintenance	704.08
	34662	Guy Wulf	Sports Referee	242.00
	34663	Yellowmart	Parks Equipment	48.85
	34664	YV Chamber of Commerce	Employee of Year Event	430.00
	34665	YV Chrysler Center	Vehicle Maintenance	178.14
	EFT	The Home Depot	Facilities Maintenance	866.87
	EFT	First Bankcard	Supplies & Meeting Expenses	2,404.57
Total 001 GENERAL FUND				\$371,958.14

Town of Yucca Valley

Warrant Register

June 20, 2011

Fund	Check #	Vendor	Description	Amount
100 INTERNAL SERVICE FUND				
	34580	Desert Images Office Equipment, Inc	Public Safety Machine Repair	\$95.88
	34592	GE Capital Corporation	Copier Leases	909.41
	34627	Pitney Bowes-Lease	Postage Meter Leases	954.00
	34654	Valley Independent	Envelopes	239.21
Total 100	INTERNAL SEVICE FUND			<u>\$2,198.50</u>
200 DEPOSITS FUND				
	34587	FedEx	Delivery Service	\$97.19
	34591	Duane Gasaway	Engineering Services	1,725.00
	34607	J & S Investments	Deposit Account Refund	1,514.32
	34614	K. Dennis Klingelhofer	Engineering Services	6,725.00
	34620	NRO Engineering	Engineering Serices	1,937.50
	34633	SBCO-Clerk/Board of Supervisors	Notice of Exemption Filing Fee	100.00
	34643	T Mobile West	Deposit Account Refund	3,228.49
Total 200	DEPOSITS FUND			<u>\$15,327.50</u>
509 COPS-SLESF-FUND				
	34653	Verizon Wireless	Sheriff's Office Phone Service	\$76.02
Total 509	COPS-SLESF-FUND			<u>\$76.02</u>
513 AB2928-STATE CONSTRUCTION GRANT FUND				
	34591	Duane Gasaway	Engineering Services	\$237.50
	34660	Willdan Associates	TCRP Services	11,365.00
Total 513	AB2928-STATE CONSTRUCTION GRANT FUND			<u>\$11,602.50</u>
515 GAS TAX FUND				
	34558	Alsco/American Linen, Inc.	Streets Uniform Maintenance	\$52.68
	34576	Crafco, Inc.	Streets Maintenance Supplies	2,094.53
	34593	Gemini Specialized Machining	Streets Equipment Repair	650.00
	34596	Great West Equipment, Inc.	Streets Equipment	31.74
	34602	Hi-Desert Water	Water Service	128.56
	34629	Quality Street Services, Inc.	Street Sweeping Service	1,760.00
	34636	SCE	Electric Service	99.08
	34645	Traffic Control Service, Inc.	Street Signs	2,009.51
Total 515	GAS TAX FUND			<u>\$6,826.10</u>
522 MEASURE I MAJOR ARTERIAL FUND				
	34591	Duane Gasaway	Engineering Services	\$427.50
	34620	NRO Engineering	Engineering Services	690.00
	34659	Albert A. Webb Assoc.	SR62 & Hwy 247 Median Project	7,266.50
Total 522	MEASURE I MAJOR ARTERIAL FUND			<u>\$8,384.00</u>
523 MEASURE I - LOCAL ROADS FUND				
	34591	Duane Gasaway	Engineering Services	\$118.75
	34620	NRO Engineering	Engineering Services	57.50
Total 523	MEASURE I - LOCAL ROADS FUND			<u>\$176.25</u>

Town of Yucca Valley**Warrant Register**

June 20, 2011

Fund	Check #	Vendor	Description	Amount
524	MEASURE I - 2010- 2040 FUND			
	34620	NRO Engineering	Engineering Services	\$115.00
	34636	SCE	Electric Service	3,905.51
	34659	Albert A. Webb Assoc.	Traffic Signal Study	800.00
Total 524	MEASURE I - 2010- 2040 FUND			<u>\$4,820.51</u>
527	PUBLIC LANDS FEDERAL GRANT			
	34591	Duane Gasaway	Engineering Services	\$213.75
	34630	RBF Consulting	SR 62 PLHD Services	2,300.00
Total 527	PUBLIC LANDS FEDERAL GRANT			<u>\$2,513.75</u>
540	CA ENERGY COMMISSION FUND			
	34591	Duane Gasaway	Engineering Services	\$451.25
Total 540	CA ENERGY COMMISSION FUND			<u>\$451.25</u>
542	CMAQ FUND			
	34591	Duane Gasaway	Engineering Services	\$71.25
	34620	NRO Engineering	Engineering Services	230.00
Total 542	CMAQ FUND			<u>\$301.25</u>
800	CAPITAL PROJECT RESERVE FUND			
	34621	Nu-Ray Metal Products, Inc.	Mower Shed Re-roof Project	\$3,107.25
Total 800	CAPITAL PROJECT RESERVE FUND			<u>\$3,107.25</u>
***	Report Total			<u><u>\$427,743.02</u></u>

Town of Yucca Valley

Warrant Register

June 30, 2011

Fund	Check #	Vendor	Description	Amount
	34726	VCA Yucca Valley Animal Hospital	Veterinary Services	1,503.00
	34727	Verizon	Phone Service	2,855.15
	34728	Vip Printing	Printing Expense	1,007.81
	34729	Virco, Inc.	Folding Chairs & Racks	5,393.35
	34730	Walmart Community	Recreation Supplies	637.05
	34731	Chelsea Watkins	Museum Art Show Expense	150.00
	34732	Oliver W. Williams	Summer Music Performance	1,100.00
	34734	Woods Auto Repair	Vehicle Maintenance	323.49
	34735	Guy Wulf	Sports Referee	132.00
	34736	Yellowmart	Sports Equipment	29.31
	EFT	The Home Depot	Maintenance Supplies	471.40
Total 001 GENERAL FUND				\$70,735.34
100 INTERNAL SERVICES FUND				
	34705	Oasis Office Supply	Office Supplies	\$160.91
Total 100 INTERNAL SERVICES FUND				\$160.91
200 Deposits				
	34687	FedEx	Delivery Service	\$24.63
	34691	Duane Gasaway	Engineering Services	2,303.75
	34700	Steve Johnson	Museum Exhibit Expense	294.00
	34711	SBCO-Clerk/Board of Supervisors	Notice of Exemption Filing Fee	50.00
	34712	SBCO-Clerk/Board of Supervisors	Notice of Exemption Filing Fee	50.00
Total 200 Deposits				\$2,722.38
509 COPS-SLESF FUND				
	34733	Arden Wiltshire	Conference Expense	\$832.52
Total 509 COPS-SLESF FUND				\$832.52
513 STATE CONSTRUCTION FUND				
	34691	Duane Gasaway	Engineering Services	\$665.00
Total 513 STATE CONSTRUCTION FUND				\$665.00
515 GAS TAX				
	34668	Alsco/American Linen, Inc.	Streets Uniform Maintenance	\$26.34
	34680	Crafco, Inc.	Streets Maintenance	2,094.53
	34715	SCE	Electric Service	412.17
	34718	Signwarehouse.com	Sign Materials	2,637.86
Total 515 GAS TAX FUND				\$5,170.90
522 MEASURE I MAJOR ARTERIAL FUND				
	34691	Duane Gasaway	Engineering Services	\$237.50
	34709	RBF Consulting	Sage to Airway Project	700.07
Total 522 MEASURE I MAJOR ARTERIAL FUND				\$937.57

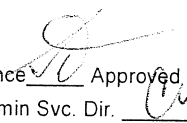
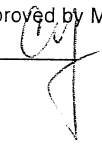
WARRANT REGISTER # 55
CHECK DATE - JUNE 30, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 34666 to # 34736 are valid

Checks # 34681, # 34687, # 34691, # 34695, # 34705, # 34707, # 34720
are included in RDA Warrant # 55

GENERAL FUND # 001	\$70,735.34
INTERNAL SERVICES FUND # 100	\$160.91
CUP DEPOSITS FUND # 200	\$2,722.38
COPS SLESF FUND # 509	\$832.52
AB2928 STATE CONSTRUCTION FUND # 513	\$665.00
STREET MAINTENANCE - FUND # 515	\$5,170.90
MEASURE I MAJOR ARTERIAL FUND # 522	\$937.57
MEASURE I LOCAL ROADS FUND # 523	\$7,137.50
MEASURE I 2010-2040 FUND # 524	\$27,915.16
PUBLIC LANDS FEDERAL GRANT FUND # 527	\$727.50
SAFE ROUTES TO SCHOOL FUND # 530	\$28.48
CA ENERGY COMMISSION FUND # 540	\$7,998.75
CMAQ FUND # 542	\$95.00
CDBG FUND # 560	\$1,950.00
LANDSCAPE/LIGHTING MAINTENANCE FUND # 581	\$137.75
STREET & DRAINAGE DISTRICT FUND # 582	\$204.25
GRAND TOTAL	<u>\$127,419.01</u>

Prepared by Shirlene Doten, Finance  Approved by Mark Nuaimi, Town Manager 
Reviewed by: Curtis Yakimow, Admin Svc. Dir. 

Town of Yucca Valley

Warrant Register

June 30, 2011

Fund	Check #	Vendor	Description	Amount
001		General Fund		
	34666	Ace Alternators	Vehicle Maintenance	\$361.14
	34677	Adolph Kiefer & Assoc.	YVHS Pool Program Expense	126.71
	34668	Alsco/American Linen, Inc.	Facilities Maintenance Supplies	244.42
	34669	Lina Anderson	Facility Rental Refund	100.00
	34670	AT & T Mobility	Cell Phone Service	430.59
	34671	Barr Lumber, Inc.	Parks Maintenance	86.29
	34672	Beam, Brobeck, West & Rosa	Green Litigation	744.30
	34673	Joseph E. Bonadiman & Assoc, Inc.	Green Litigation	140.00
	34674	BSN Sports	Recreation Activity Mats	5,541.82
	34675	C & S Electric	Museum Lighting	950.04
	34677	Charles Abbott & Assoc.	Professional Services	8,179.72
	34678	Companion Animal Clinic	Veterinary Services	612.25
	34679	Cowboy Corral	Shelter Supplies	456.75
	34681	Desert Images	Toner Supplies	121.13
	34682	Desert Pacific Exterminators	Exterminator Service	229.00
	34683	Doheny's Water Warehouse	YVHS Pool Program Expense	89.30
	34685	Family Fun	Subscription	12.00
	34686	Farmer Bros.	Office Supplies	81.84
	34689	Ellen Gagne	Summer Music Sound	500.00
	34690	Ellen Gagne	Summer Music Sound	500.00
	34691	Duane Gasaway	Engineering Services	2,280.00
	34692	Gov't Finance Officers Assoc.	Membership Dues	190.00
	34693	Art Gutierrez	Sports Referee	132.00
	34694	Harrison Air Conditioning	Senior Center Maintenance	65.00
	34695	Hi-Desert Water	Water Service	493.54
	34696	Hi-Desert Publishing	Ordinance Advertising	416.93
	34697	Hi-Way Safety, Inc.	Grubstake Days Expense	1,748.00
	34698	Hogle-Ireland, Inc.	Development Code Update	1,860.00
	34702	The Mallants Corp.	Temporary Employment Svs.	89.44
	34703	Maximum Solutions, Inc.	Recreation & Facility Mgmt Software	11,485.00
	34704	Mity-Lite, Inc.	Tables & Cart	3,015.57
	34705	Oasis Office Supply	Office Supplies	964.02
	34706	OnTrac	Delivery Service	5.00
	34707	Petty Cash-Jamie Anderson	Miscellaneous Supplies	318.01
	34708	Phat Cat Swingers	Summer Music Performance	1,100.00
	34710	SBCO-Vehicle Services	Fleet Vehicle Inspections	1,655.97
	34713	SBCO - Information Services	Shelter Battery	106.18
	34714	SBCO Fire Protection District	YVHS Pool Permit	457.00
	34715	SCE	Electric Service	3,657.41
	34716	SCMAF	Tournament Fees	525.00
	34717	Signs by Wanda	Summer Music Program Expense	615.52
	34719	Simplot Partners, Inc.	Parks Maintenance	2,497.98
	34720	So. Cal. Gas Co.	Natural Gas Service	1,115.25
	34721	Southwest Networks, Inc.	Technology Support	1,620.00
	34722	Stater Bros.	Museum Event Expense	262.86
	34723	Tease Shirts	Grubstake Days Expense	565.50
	34724	Trophy Express	Recreation Program Expense	252.30
	34725	Delandford Truitt	Sports Referee	132.00

Town of Yucca Valley
Warrant Register
June 30, 2011

Fund	Check #	Vendor	Description	Amount
523	MEASURE I - LOCAL ROADS FUND			
	34676	California State Treasurer	Right of Way Acquisition	\$6,600.00
	34691	Duane Gasaway	Engineering Services	142.50
	38684	First American Title Co.	Title Search Services	395.00
Total 523	MEASURE I - LOCAL ROADS FUND			\$7,137.50
524	MEASURE I - 2010-2040 FUND			
	34691	Duane Gasaway	Engineering Service	\$142.50
	34701	William Kanayan Construction	Del Monte Project Retention	27,749.82
	34715	SCE	Electric Service	22.84
Total 524	MEASURE I - 2010-2040 FUND			\$27,915.16
527	PUBLIC LANDS FEDERAL GRANT FUND			
	34691	Duane Gasaway	Engineering Services	\$427.50
	34709	RBF Consulting	Apache to Palm Project Services	300.00
Total 527	PUBLIC LANDS FEDERAL GRANT FUND			\$727.50
530	SAFE ROUTES TO SCHOOLS FUND			
	34687	FedEx	Delivery Service	\$28.48
Total 530	SAFE ROUTES TO SCHOOLS FUND			\$28.48
540	CA ENERGY COMMISSION FUND			
	34684	EquitySpec	Engineering Services	\$7,500.00
	34691	Duane Gasaway	Engineering Services	498.75
Total 540	CA ENERGY COMMISSION FUND			\$7,998.75
542	CMAQ FUND			
	34691	Duane Gasaway	Engineering Services	\$95.00
Total 542	CMAQ FUND			\$95.00
560	CDBG FUND			
	34699	Interactive Design	Community Center Doors Project	\$1,950.00
Total 560	CDBG FUND			\$1,950.00
581	LANDSCAPE/LIGHTING MAINTENANCE FUND			
	34691	Duane Gasaway	Engineering Services	\$137.75
Total 581	LANDSCAPE/LIGHTING MAINTENANCE FUND			\$137.75
582	STREET & DRAINAGE DISTRICT FUND			
	34691	Duane Gasaway	Engineering Services	\$204.25
Total 582	STREET & DRAINAGE DISTRICT FUND			\$204.25
***	Report Total			<u>\$127,419.01</u>

WARRANT REGISTER # 1
CHECK DATE - JULY 14, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 34766 to # 34859 are valid:

Checks # 34767, # 34804, # 34837 are included in RDA Warrant # 1

GENERAL FUND # 001	\$78,486.34
INTERNAL SERVICE FUND # 100	\$892.36
DEPOSITS FUND # 200	\$1,668.26
COPS-SLESF FUND # 509	\$152.04
AB2928-STATE CONSTRUCTION FUND # 513	\$8,994.67
AB2928-TCRP FUND # 514	\$350.00
GAS TAX FUND # 515	\$5,767.43
MEASURE I MAJOR ARTERIAL FUND # 522	\$230.00
MEASURE I LOCAL ROADS FUND # 523	\$1,306.60
MEASURE I - 2010 - 2040 FUND # 524	\$4,776.94
PUBLIC LANDS FEDERAL GRANT FUND # 527	\$23.75
CA ENERGY COMMISSION FUND # 540	\$285.00
LANDSCAPE/LIGHTING MAINTENANCE FUND # 581	\$133.00
STREET/DRAINAGE DISTRICT FUND # 582	\$166.25
CAPITAL PROJECTS RESERVE FUND # 800	\$7,690.00
GRAND TOTAL	<u>\$110,922.64</u>

Prepared by Shirlene Doten, Finance
Reviewed by: Curtis Yakimow, Admin Svc. Dir.

Approved by Mark Nuaimi, Town Manager

Town of Yucca Valley

Warrant Register

July 14, 2011 FY 10/11

Fund	Check #	Vendor	Description	Amount
001	GENERAL FUND			
	34766	Ace Alternators	Maintenance Expense	\$214.85
	34767	Aleshire & Wynder, LLC	May 2011 Professional Svs.	17,859.68
	34768	Alliant Insurance Services	Liability Insurance	1,924.50
	34769	Alsco/American Linen, Inc.	Facilities Maintenance Supplies	113.02
	34770	Arrowhead Mountain Water	Office Supplies	351.36
	34771	Avalon Urgent Care	Pre-Employment Screening Svs.	420.00
	34772	Hazel Bader	Contract Instructor	119.00
	34773	Barr Lumber, Inc.	Parks Maintenance	27.34
	34774	Beltz Portable Toilets	Summer Music Program Expense	482.31
	34775	Kristine Bost	Contract Instructor	21.00
	34776	Carol Boyer	Contract Instructor	54.60
	34777	Brian's Lockshop	Facilities Maintenance	186.51
	34779	California Building Standards Com.	SB1473 Fees Blg & Safety Permit	74.70
	34780	CA Energy Resources Conservation	Energy Loan # 004-07-ECB	3,549.89
	34781	Deana Carper	Facility Rental Refund	200.00
	34782	CIS Irrigation, Inc.	Irrigation System Maintenance	1,099.05
	34783	Companion Animal Clinic	Veterinary Supplies	820.00
	34784	Cowboy Corral	Shelter Supplies	413.25
	34786	J.W. Craig	Contract Instructor	68.60
	34787	Department of Conservation	04-06/11 SMIP Fees	177.28
	34788	Dept of Justice	Livescan Services	168.00
	34789	Kristopher Dybbro	Contract Instructor	44.80
	34790	FedEx	Delivery Service	45.44
	34791	Mae Fox	Contract Instructor	68.60
	34792	Duane Gasaway	Engineering Services	403.75
	34794	GIP Corporation	Maintenance Supplies	420.00
	34795	John Gleason	Museum Supplies	225.00
	34796	Kathryne Goddard	Safety Training Course	250.00
	34799	Joy Groves	Contract Instructor	457.62
	34800	Art Gutierrez	Sports Referee	22.00
	34801	Mary Hagerty-Severns	Contract Instructor	476.00
	34802	Totalfunds by Hasler	Com Dev Postage Meter Expense	43.83
	34803	Hi-Desert Glass	Senior Center Maintenance	430.93
	34804	Hi-Desert Water	Water Service	695.48
	34805	Hi-Desert Publishing	Activity Events & Guide	3,293.63
	34806	Pete Hine	Recreation Trip Refund	207.00
	34807	Honeywell	Heating & AC Maintenance	572.35
	34808	Inland Empire Stages Unlimited	Recreation Adult Trips	2,319.00
	34809	Intervet, Inc.	Shelter Adoption Supplies	1,338.93
	34810	Susan Jordan	Contract Instructor	168.00
	34811	Heather Kaczmarczk	Contract Instructor	385.00
	34812	Roger Keezer	Contract Instructor	57.40
	34813	Mona Kirk	Contract Instructor	30.80
	34814	KV Vet Supply Co.	Veterinary Supplies	160.00
	34815	Jeannie Lindberg	Medical Deduction Reimbursement	426.73
	34816	The Mallants Corp	Temporary Employment Svs.	581.36
	34817	MGT of America, Inc.	State Mandated Cost Claiming	1,232.40
	34818	Mity-Lite, Inc.	Facilities Equipment	654.38

Town of Yucca Valley
Warrant Register
July 14, 2011 FY 10/11

Fund	Check #	Vendor	Description	Amount
	34819	Morongo Unified School District	YVHS Pool Utilities	5,266.70
	34820	Viva Nelson	Contract Instructor	15.40
	34821	Barbara Noble	Meeting Expense	72.40
	34822	NRO Engineering	Engineering Services	5,175.00
	34823	Oasis Office Supply	Office Supplies	971.57
	34824	Oriental Trading Co. Inc.	Recreation Program Expense	265.10
	34825	Carl Otteson	Parks Backflow Testing	30.00
	34826	Parkhouse Tires, Inc.	Vehicle Maintenance	1,725.21
	34828	Petty Cash-Maureen Randall	Miscellaneous Supplies	214.86
	34829	Petty Cash-Maureen Randall	Miscellaneous Supplies	131.84
	34830	Pool & Spa Center	YVHS Pool Supplies	219.68
	34831	Pro Video	Town Council Taping	500.00
	34832	Quick Scores	Tournament Support	141.00
	34833	Ron's Automotive	Fleet Vehicle Maintenance	283.06
	34834	Desiree Russell	Safety Training Course	250.00
	34836	Office of the County Recorder	Recording Fees	27.00
	34838	Beverly Schmuckle	Contract Instructor	68.60
	34839	Southwest Networks, Inc.	Technology Support	1,280.00
	34840	Sprint	Phone Service	10.34
	34841	Stater Bros	Recreation Supplies	259.62
	34842	Sterling Codifiers, Inc.	Professional Services	2,033.00
	34843	Torrence's Farm Implements	Parks Maintenance Supplies	42.02
	34844	Totalled, Inc.	Summer Music Performance	1,100.00
	34846	Trophy Express	Recreation Supplies	91.35
	34847	Delanford Truitt	Sports Referee	110.00
	34848	Turf Star, Inc.	Parks Equipment Maintenance	265.50
	34849	Vagabond Welding Supply	Recreation Equipment Maintenance	3.26
	34850	VCA Yucca Valley Animal Hospital	Veterinary Services	736.00
	34851	Verizon	Long Distance Service	246.17
	34853	Valley Independent	Summer Music Printing	1,471.09
	34854	Voyager Fleet Systems, Inc	Natural Gas Vehicle Fuel	167.10
	34855	Walmart Community	Shelter Supplies	709.08
	34857	Woods Auto Repair	Vehicle Maintenance	575.14
	34858	Guy Wulf	Sports Referee	220.00
	34859	YV Chamber of Commerce	Joint Marketing	5,344.67
	EFT	The Home Depot	Facilities Maintenance	731.97
	EFT	First Bankcard	Conferences & Operating Supplies	4,377.24
Total 001 GENERAL FUND				\$78,486.34
100 INTERNAL SERVICE FUND				
	34793	GE Capital Corporation	Animal Shelter Copier Lease	\$227.34
	34853	Valley Independent	Letterhead & Envelopes	665.02
Total 100 INTERNAL SERVICE FUND				892.36
200 DEPOSITS FUND				
	34792	Duane Gasaway	Engineering Services	\$237.50
	34822	NRO Engineering	Engineering Services	1,313.76
	34836	Office of the County Recorder	Recording Fees	117.00
Total 200 DEPOSITS FUND				\$1,668.26

Town of Yucca Valley
Warrant Register
July 14, 2011 FY 10/11

Fund	Check #	Vendor	Description	Amount
509 COPS-SLESF-FUND	34852	Verizon Wireless	Sheriff's Office Phone Svs.	\$152.04
Total 509 COPS-SLESF-FUND				\$152.04
513 AB2928-STATE CONSTRUCTION FUND	34792	Duane Gasaway	GRANT Engineering Services	\$190.00
	34856	Willdan Associates	TCRP Project Services	8,804.67
Total 513 AB2928-STATE CONSTRUCTION FUND			GRANT	\$8,994.67
514 AB2928 - TCRP FUND	34822	NRO Engineering	Engineering Services	\$350.00
Total 514 AB2928 - TCRP FUND				\$350.00
515 GAS TAX FUND	34769	Alsco/American Linen, Inc.	Streets Uniform Maintenance	\$52.68
	34785	Crafco, Inc.	Streets Maintenance Supplies	2,094.53
	34797	Gold Star Asphalt Products	Streets Supply	1,145.13
	34798	Granite Construction, Inc.	Recycling Services	245.60
	34835	SBCO-Vehicle Services	Streets Vehicles Service	582.00
	34837	SCE	Electric Service	98.15
	34845	Traffic Control Service, Inc.	Street Signs	1,549.34
Total 515 GAS TAX FUND				\$5,767.43
522 MEASURE I MAJOR ARTERIAL FUND	34822	NRO Engineering	Engineering Services	\$230.00
Total 522 MEASURE I MAJOR ARTERIAL FUND				\$230.00
523 MEASURE I - LOCAL ROADS FUND	34767	Aleshire & Wynder, LLC	May 2011 Professional Svs.	\$1,211.60
	34792	Duane Gasaway	Engineering Services	95.00
Total 523 MEASURE I - LOCAL ROADS FUND				\$1,306.60
524 MEASURE I - 2010 - 2040 FUND	34792	Duane Gasaway	Engineering Services	\$950.07
	34837	SCE	Electric Service	3,826.87
Total 524 MEASURE I - 2010 - 2040 FUND				\$4,776.94
527 PUBLIC LANDS FEDERAL GRANT FUND	34792	Duane Gasaway	Engineering Services	\$23.75
Total 527 PUBLIC LANDS FEDERAL GRANT FUND				\$23.75
540 CA ENERGY COMMISSION FUND - ARRA	34792	Duane Gasaway	Engineering Services	\$285.00
Total 540 CA ENERGY COMMISSION FUND - ARRA				\$285.00
581 LANDSCAPE/LIGHTING MAINTENANCE FUND	34792	Duane Gasaway	Engineering Services	\$133.00
Total 581 LANDSCAPE/LIGHTING MAINTENANCE FUND				\$133.00

Town of Yucca Valley**Warrant Register**

July 14, 2011 FY 10/11

Fund	Check #	Vendor	Description	Amount
582 STREET & DRAINAGE DISTRICT FUND				
	34792	Duane Gasaway	Engineering Services	\$166.25
Total 582 STREET & DRAINAGE DISTRICT FUND				\$166.25
800 CAPITAL PROJECTS RESERVE FUND				
	34778	Brian's Lockshop	Town-wide Re-Key Project	\$990.00
	34827	Paul's Air Conditioning & Heating	Paradise Park HVAC	6,700.00
Total 800 CAPITAL PROJECTS RESERVE FUND				\$7,690.00
***		Report Total		\$110,922.64

TOWN OF YUCCA VALLEY

PAYROLL REGISTER # 02 CHECK DATE - July 08, 2011

Fund Distribution Breakdown

Fund Distribution

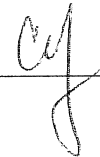
General Fund	\$132,306.83
Gas Tax Fund	9,666.21
Redevelopment Agency	<u>8,402.59</u>

Grand Total Payroll	<u><u>\$150,375.63</u></u>
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Prepared by P/R & Financial Specialist:

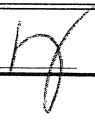
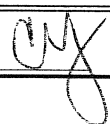


Reviewed by H/R & Risk Mgr.:



Town of Yucca Valley
Payroll Net Pay & Net Liability Breakdown

Pay Period 02 - Paid 7/08/11
(June 18, 2011 - July 01, 2011)
Checks: 4044-4063

	Employee	Employer	Total
<u>Net Employee Pay</u>			
Payroll Checks	\$7,816.62		\$7,816.62
Direct Deposit	72,854.47	-	72,854.47
Sub-total	80,671.09		80,671.09
<u>Employee Tax Withholding</u>			
Federal	12,803.86		12,803.86
Medicare	1,584.12	1,584.15	3,168.27
SDI - EE	-	-	-
State	4,137.60		4,137.60
Sub-total	18,525.58	1,584.15	20,109.73
<u>Employee Benefit & Other Withholding</u>			
Labor Account Credits		-	-
Deferred Compensation	3,046.75	5,046.41	8,093.16
PERS Survivor Benefit	36.00		36.00
Health Café Plan	3,762.56	11,690.48	15,453.04
American Fidelity Pre-Tax	328.35		328.35
American Fidelity After-Tax	27.38		27.38
American Fidelity-FSA	429.86		429.86
PERS EE - Contribution 2%	1,763.36		1,763.36
PERS Retirement - Employee	59.97	5,289.96	5,349.93
PERS Retirement - Employer	-	12,829.92	12,829.92
Wage Garnishment - Employee	75.00		75.00
Life & Disability Insurance		936.28	936.28
Unemployment Insurance		1,068.13	1,068.13
Workers' Compensation		3,204.40	3,204.40
Sub-total	9,529.23	40,065.58	49,594.81
Gross Payroll	\$108,725.90	\$41,649.73	\$150,375.63
Prepared by P/R & Financial Specialist:  Reviewed by H/R & Risk Mgr.: 			

WARRANT REGISTER # 3

CHECK DATES - JULY 14, 2011

FUND DISTRIBUTION BREAKDOWN

Checks # 34737 to # 34765 are valid
Checks # 34758 is included in RDA Warrant # 3

GENERAL FUND # 001	\$200,604.96
INTERNAL SERVICE FUND # 100	\$1,847.48
CUP DEPOSITS FUND # 200	\$0.00
AB2928 STATE GRANT FUND # 513	\$0.00
STREET MAINTENANCE FUND # 515	\$26.34
LTF FUND # 516	\$0.00
MEASURE I MAJOR ARTERIAL FUND # 522	\$0.00
MEASURE I 2010 - 2040 FUND # 524	\$1,278.36
PUBLIC LANDS FEDERAL GRANT FUND # 527	\$0.00
PROP 1B FUND # 528	\$0.00
CDBG # 560	\$0.00
LANDSCAPE & LIGHTING MAINTENANCE FUND # 581	\$0.00
STREET & DRAINAGE ASSESSMENT DISTRICT FUND # 582	\$0.00

GRAND TOTAL

\$203,757.14

Prepared by Shirlene Doten, Finance  Approved by Mark Nuaimi, Town Manager 
Reviewed by: Curtis Yakimow, Admin Svc. Dir. 

Town of Yucca Valley**Warrant Register**

July 14, 2011

Fund	Check #	Vendor	Description	Amount
001	GENERAL FUND			
	34737	Alsco/American Linen, Inc.	Parks Uniform Service	\$22.09
	34738	CALED	11/12 Membership Dues	465.00
	34739	China Star USA	Museum Shop Merchandise	147.80
	34740	Farmer Bros. Co.	Office Supplies	163.78
	34741	Ellen Gagne	Summer Music Festival Sound	500.00
	34742	Ellen Gagne	Summer Music Festival Sound	500.00
	34743	Ellen Gagne	Summer Music Festival Sound	500.00
	34744	Ellen Gagne	Summer Music Festival Sound	500.00
	34745	Ellen Gagne	Summer Music Festival Sound	500.00
	34746	Corby Gallegos	Summer Music Performance	1,100.00
	34748	Hi-Desert Water	Water Service	406.94
	34749	MM Internet, Inc.	ISP Service 6/24-9/24/11	515.05
	34751	Carl Otteson	Backflow Testing Service	120.00
	34752	Pacific Telemanagement Svs.	Pay Phone Service	82.64
	34753	PARSAC	11/12 Property Ins. Premium	13,537.00
	34754	PARSAC	11/12 Annual Crime Bond Premiu	1,111.00
	34755	PARSAC	11/12 Annual Liability Premium	70,331.00
	34756	PARSAC	11/12 Workers' Compensation In	84,295.00
	34757	Christopher M. Poland	Summer Music Performance	1,100.00
	34758	Rogers,Anderson, Malody & Scott	Professional Audit Services	8,000.00
	34760	SBCO-Auditor/Controller	LAFCO 11/12 Allocation	2,133.48
	34761	SBCO - Hazardous Material Div	7-9/11 Hazardous Waste Fee	6,920.00
	34762	SCAG	11/12 Membership Dues	1,931.00
	34763	Southwest Networks, Inc.	Guardian Annual License	5,118.19
	34764	Vagabond Welding Supply	YVHS Pool Supplies	61.99
	34765	VCA Yucca Valley Animal Hospital	Veterinary Services	543.00
Total 001	GENERAL FUND			\$200,604.96
100	INTERNAL SERVICE FUND			
	34747	GE Capital Corporation	Com Dev Monthly Copier Lease	\$1,407.16
	34750	Oasis Office Supply	Copy Paper	440.32
Total 100	INTERNAL SERVICE FUND			\$1,847.48
515	GAS TAX FUND			
	34737	Alsco/American Linen, Inc.	Streets Uniform Maintenance	\$26.34
Total 515	GAS TAX FUND			\$26.34
524	MEASURE I - 2010 - 2040 FUND			
	34759	SANBAG	Congestion Management	\$1,278.36
Total 524	MEASURE I - 2010 - 2040 FUND			\$1,278.36
***	Report Total			\$203,757.14

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor and Town Council
From: Duane Gasaway, Consulting Project Manager
Date: July 27, 2011
For Council Meeting: August 2, 2011

Subject: Formation of Community Facilities District No. 11-1
Warren Vista Shopping Center; CUP-01-08/Parcel Map 19103
Resolution(s) No.
Ordinance No.

Prior Council Review: On June 7, 2011, the Town Council adopted a Resolution approving the goals and policies for the formation of Community Facilities Districts Pursuant to the Mello-Roos Community Facilities Act of 1982. On June 7, 2011 the Town Council also approved a Resolution declaring the intent to establish Community Facilities District No. 11-1. The formation of a district for the future maintenance landscape, lighting, streets, drainage facilities and other infrastructure is a condition of approval for CUP-01-08 and tentative parcel map 19103.

Recommendation: That the Town Council adopts the Resolutions for Community Facilities District No. 11-1 as follows, and introduces the Ordinance:

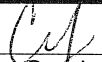
1. Resolution for the formation of the District, authorizing levy of special tax within the District, preliminarily establishing an appropriation limit for the District, and submitting the levy of the special tax to the qualified electors within the District.
2. Resolution setting a date for election approving the levy of the special tax within the District and setting an appropriation limit.
3. Resolution declaring the results of the election and directing the recording of the notice of special tax lien.
4. An ordinance of the Town Council of the Town of Yucca Valley, California, authorizing the levy of a special tax within community facilities district no. 11-1

Executive Summary: The Town has formed Landscape and Lighting Maintenance Districts and Street and Drainage (Benefit) Assessment Districts as a condition of subdivision development projects to pay the costs of infrastructure maintenance created by new development. The formation of a Community Facilities District (CFD) is an alternative method of creating a district which provides for the future maintenance of public infrastructure.

Reviewed By:


Town Manager


Town Attorney


Mgmt Services

SRS
Dept Head

☐ Department Report

☐ Ordinance Action

☐ Resolution Action

☒ Public Hearing

☐ Consent

☐ Minute Action

P.77 ☐ Receive and File

☐ Study Session

The previous nine (9) districts formed by the Town for maintenance of lighting/landscaping and street/drainage utilized the assessment district approach.

However, the assessment district approach requires that the portion of traffic and storm drainage waters directly attributable to the development project be identified. The nature of CUP-01-08/Parcel Map 19103 is such that traffic and storm drainage waters directly attributable to the project cannot be sufficiently identified to meet the legal requirements of an assessment district.

The CFD is a more flexible approach that allows the Town to recover 100% of the maintenance costs created by the new infrastructure constructed as part of the development project.

Order of Procedure: Request Staff Report

- Open Public Hearing
- Request Public Comment
- Close Public Hearing
- Council Discussion/ Council Questions of Staff
- Motion/Second
- Discussion on Motion
- Call the Question (Roll Call Vote)

Discussion: Subdivision development projects are approved subject to conditions of approval that require the formation of maintenance districts. These districts apply an annual fee upon properties within the District which provides the revenue to offset the cost of maintenance of the public improvements necessary to serve the development.

The public facilities and services proposed to be financed by the District include the following:

1. Maintenance of storm drainage, storm water management, and drainage system facilities;
2. Maintenance of all public pedestrian or bicycle pathways;
3. Maintenance of landscaping, including median landscaping, irrigation and appurtenant facilities;
4. Public lighting and appurtenant facilities, including street lights and traffic signals;
5. Maintenance of public streets, including pavement, traffic control devices, landscaping and other public improvements installed within the public right-of-way;
6. Town and County costs associated with the setting, levying and collection of the special tax, and in the administration of the District including the contract administration.

The CFD is formed pursuant to the provisions of California Government Code Section

53311 et seq., which provides the authority for the levy of a special tax upon property within the District for purposes of maintenance of public improvements. In order to form the District, the Town must adopt a series of five (5) statutorily required Resolutions which are summarized below with an anticipated schedule. The first two Resolutions were adopted by the Town Council at their meeting of June 7, 2011.

The three remaining Resolutions recommended for Town Council consideration are as follows.

- Resolution for the formation of the District, authorizing levy of special tax within the District, preliminarily establishing an appropriation limit for the District, and submitting the levy of the special tax to the qualified electors within the District;
- Resolution setting a date for election approving the levy of the special tax within the District and setting an appropriation limit;
- Resolution declaring the results of the election and directing the recording of the notice of special tax lien.

The maximum annual special tax per parcel for the parcels that comprise TM 19103 and the Warren Vista Shopping Center are listed below:

Parcel 1:	1.74 acres x \$873.81 =	\$1,520.429
Parcel 2:	0.83 acres x \$873.81 =	725.262
Parcel 3:	1.11 acres x \$873.81 =	969.929
Parcel 4:	1.99 acres x \$873.81 =	1,738.881
Parcel 5:	2.13 acres x \$873.81 =	<u>\$1,861.215</u>
		\$6,815.72

If the Maximum Allowable Annual Fee were levied, the revenues would be allocated to areas of maintenance as follow:

\$1,826.00	Maintenance of public streets, including pavement and related improvements within the public right of way.
2,291.00	Maintenance of storm drainage, storm water management, and drainage system facilities.
<u>2,698.00</u>	Maintenance of landscaping, including median landscaping and appurtenant facilities.
\$6,815.00	

Alternatives: No alternatives are recommended.

Fiscal impact: The Community Facilities District will generate the revenue to offset the cost of maintenance of public improvements to serve the development project.

Attachments: Resolution Nos.
Ordinance No.

RESOLUTION NO. 11-

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY FOR THE FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 11-1, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE DISTRICT, PRELIMINARILY ESTABLISHING AN APPROPRIATION LIMIT FOR THE DISTRICT, AND SUBMITTING THE LEVY OF THE SPECIAL TAX TO THE QUALIFIED ELECTORS OF THE DISTRICT

WHEREAS, on June 7, 2011 the Town Council adopted Resolution No. 11-23, entitled “Resolution of the Town Council of the Town of Yucca Valley Declaring Its Intention to Establish Community Facilities District No. 11-1” stating its intent to form a community facilities district under the Mello-Roos Act and to levy a special tax on all property within the district for legally-permitted facilities and services, and directed staff to implement the Act’s requirements for formation of said district;

WHEREAS, the Resolution of Intention included a map of the proposed boundaries of the District, stated the services to be financed, and the rate and method of apportionment of the special tax to be levied within the District to pay the costs, is on file with the Town Clerk, and the provisions thereof are incorporated herein by the reference as if fully set forth, and

WHEREAS, on August 2, 2011, the Town Council held a public hearing on the regarding the formation of Community Facilities District No. 11-1, and accepted written and documentary testimony and evidence relating thereto; and

WHEREAS, the Town Council now wishes to establish the community facilities district as provided herein, and all protests against formation of the proposed district are insufficient to prevent formation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Yucca Valley as follows:

SECTION 1. The Town Council hereby affirms the accuracy of the foregoing recitals.

SECTION 2. Pursuant to the Mello-Roos Community Facilities Act of 1982 (Government Code § 53311, *et seq.*), the Town Council has declared its intent to establish a community facilities district. Pursuant to Section 53321 of the California Government Code, the Town Council hereby determines the following:

- A. The proposed district shall be formed pursuant to the Mello-Roos Community Facilities Act of 1982 set forth in California Government Code Title 5, Division 2, Part 1, Chapter 2.5;
- B. The Town Council accepts the “Special Tax Report for the Town of Yucca Valley Community Facilities District No. 11-1”.

- C. The proposed special tax to be levied within CFD No. 11-1 has not been precluded by majority protest pursuant to Section 53324 of the Act.
- D. The community facilities district designated “Town of Yucca Valley Community Facilities District No. 11-1” is hereby established pursuant to the Act.
- E. The boundaries of the District, as set forth in the map of CFD No. 11-1 shall correspond with the boundaries indicated on the map attached hereto as “Exhibit A” as recorded in the San Bernardino County Recorder’s Office in Book ____ and Page ____ of Map of Assessment and Community Facilities Districts.
- F. The name for the proposed district is “Community Facilities District No. 11-1”;
- G. The public services to be financed by the District shall consist of those items described in the Resolution of Intention and by this reference incorporated herein.
- H. Except where funds are otherwise available, a special tax sufficient to pay for all services, secured by recordation of a continuing lien against all nonexempt real property in the District, will be levied annually within CFD No. 11-1, and collected in the same manner as ordinary ad valorem property taxes, or in such other manner as the town Council shall direct. The proposed rate and method of apportionment of the special tax among parcels of real property within the District in sufficient detail to allow each landowner within the proposed District to estimate the probable maximum amount such owner will have to pay, are described in Exhibit B attached to the Resolution of Intention and by reference are incorporated herein.
- I. It is hereby found and determined that the Services are necessary to meet the increased demands as the result of development occurring in the District
- J. The Administrative Services Director or his/her designee shall be responsible for preparing annually a current roll of the special tax levy obligation by assessor’s parcel number and which will be responsible for estimating future special tax levies pursuant to Government Code Section 53340.2
- K. Upon recordation of the Notice of Special Tax Lien pursuant to Section 3114.5 of the Street and Highways Code, a continuing lien to secure levy of the special tax shall attach to all nonexempt real property in the District and this lien shall continue in force and effect until the special tax obligation is prepaid and permanently satisfied and the lien is canceled in accordance with law or until collection of the tax by the Town Council ceases.
- L. In accordance with section 53325.7 of the Act, the annual appropriations limit, as defined by subdivision (h) of Section 8 of Article XIII B of the California Constitution, of the District is hereby preliminarily established at \$5,000,000 and said appropriation limits shall be submitted to the voters of the District as hereafter approved. The proposition establishing the annual appropriations limit shall become effective if approved by the qualified electors voting thereon and shall be adjusted in

accordance with the applicable provisions of Section 53325.7 of the Act.

- M. Pursuant to the provisions of the Act, the proposition of the levy of the special tax and the proposition of the establishment of the appropriation limit specified above shall be submitted to the qualified electors of the District and an election, the time, place and condition of which shall be as specified by a separate resolution of the Town Council.

APPROVED AND ADOPTED on this 2nd day of August, 2011.

MAYOR

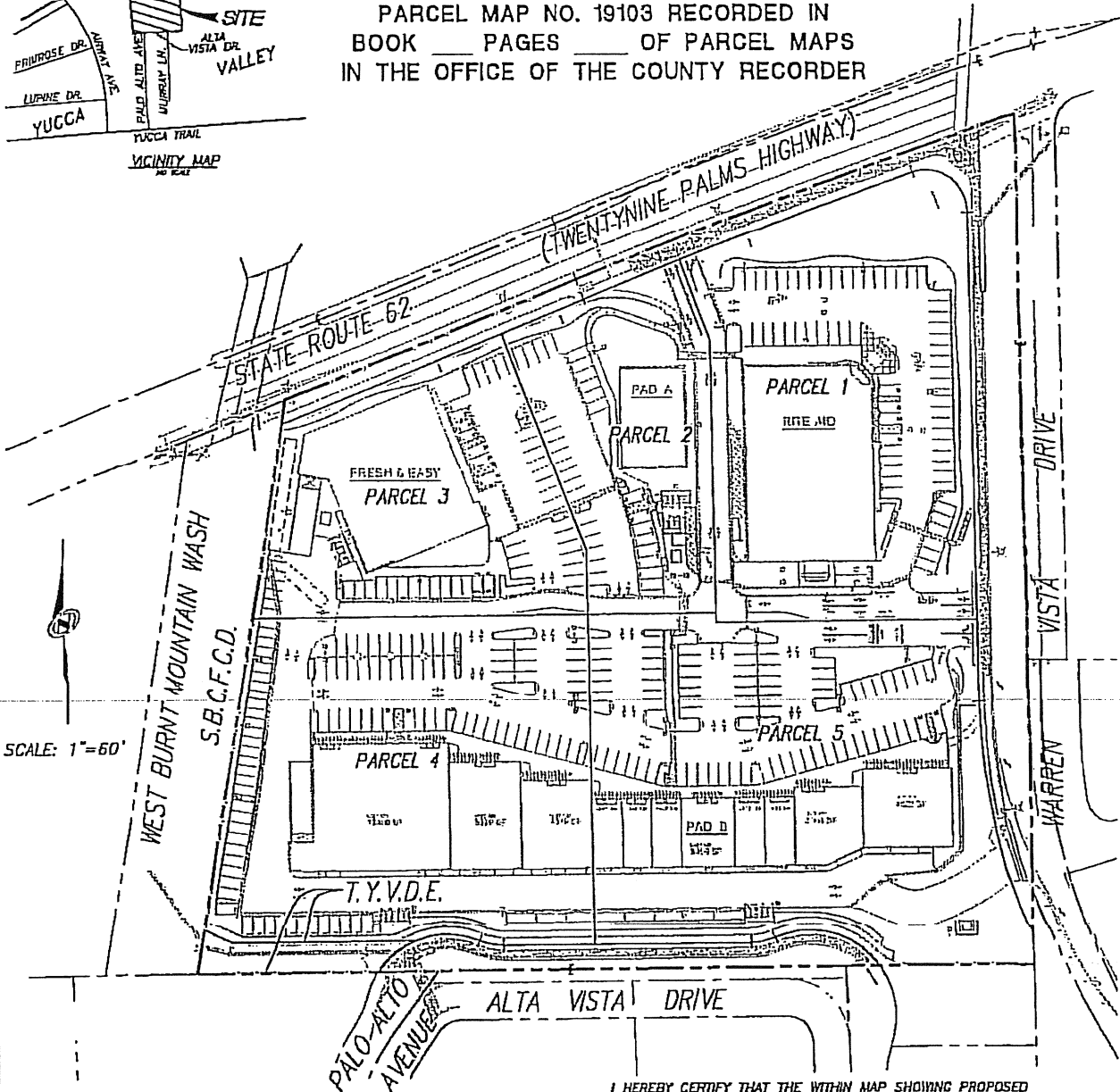
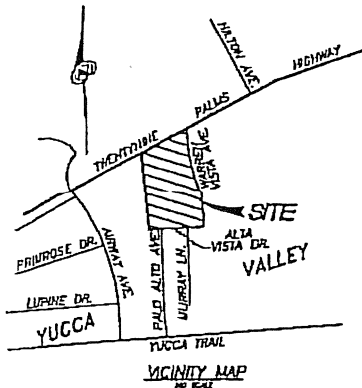
ATTEST:

TOWN CLERK

EXHIBIT A

PROPOSED BOUNDARY MAP TOWN OF YUCCA VALLEY IN THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA

COMMUNITY FACILITY DISTRICT NO. 11-1
PARCEL MAP NO. 19103 RECORDED IN
BOOK _____ PAGES _____ OF PARCEL MAPS
IN THE OFFICE OF THE COUNTY RECORDER



SCALE: 1"=60'

LEGEND

- INDICATES FACILITIES DISTRICT BOUNDARY
- S.B.C.F.C.D. INDICATES SAN BERNARDINO COUNTY FLOOD CONTROL
- T.Y.V.D.E. INDICATES TOWN OF YUCCA VALLEY DRAINAGE EASEMENT

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF COMMUNITY FACILITIES DISTRICT NO. 11-1 OF THE TOWN OF YUCCA VALLEY, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, WAS APPROVED BY THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY AT A REGULAR MEETING THEREOF, HELD ON THE ____ DAY OF ____ 20____ BY ITS RESOLUTION NO. ____.

JANET M. ANDERSON
TOWN CLERK
TOWN OF YUCCA VALLEY
COUNTY OF SAN BERNARDINO

FILED IN THE OFFICE OF THE TOWN CLERK THIS ____ DAY OF ____ 20____

JANET M. ANDERSON
TOWN CLERK
TOWN OF YUCCA VALLEY
COUNTY OF SAN BERNARDINO

FILED THIS ____ DAY OF ____ 20____ AT THE HOUR OF ____ O'CLOCK
IN BOOK ____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES
DISTRICTS AT PAGE ____ IN THE OFFICE OF THE COUNTY RECORDER IN THE
COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA.

COUNTY RECORDER
COUNTY OF SAN BERNARDINO

NOLTE
ENGINEERING

FINAL CONDITIONS OF APPROVAL
Conditional Use Permit 01-08, Tentative Parcel Map 19103

1. This approval is for Conditional Use Permit 01-08 and Tentative Parcel Map 19103, an application to allow the construction of a 75,846 square feet of commercial space on a 8.81 acre site, in two phases. Phase I will include the Rite Aid drug store, the Fresh and Easy grocery store, and the western portion of Building B, containing approximately 53,381 square feet. Phase II will include Building A, the restaurant, and the eastern portion of Building B, containing a total of approximately 22,465 square feet. The property is identified as Assessor Parcel Number 595-271-26.
2. The Applicant/owner shall agree to defend at his sole expense any action brought against the Town, its agents, officers, or employees, because of the issuance of such approval, or in the alternative, to relinquish such approval, in compliance with the Town of Yucca Valley Development Code. The Applicant shall reimburse the Town, its agents, officers, or employees for any court costs, and attorney's fees which the Town, its agents, officers or employees may be required by a court to pay as a result of such action. The Town may, at its sole discretion, participate at its own expense in the defense of any such action but such participation shall not relieve Applicant of his obligations under this condition.
3. This Conditional Use Permit and Tentative Parcel Map shall become null and void if substantially construction has not been completed, or the map has been recorded, respectively, within two (2) years of the Town of Yucca Valley date of approval. Extensions of time may be granted by the Planning Commission and/or Town Council, in conformance with the Town of Yucca Valley Development Code regulations. The Applicant is responsible for the initiation of an extension request.

Approval date: January 6, 2009
Expiration date: January 6, 2011
4. The Applicant/owner shall ascertain and comply with requirements of all State, County, Town and local agencies as are applicable to the project area. These include, but are not limited to, Environmental Health Services, Transportation/Flood Control, Fire Department, Building and Safety, State Fire Marshal, Caltrans, High Desert Water District, Airport Land Use Commission, California Regional Water Quality Control Board, the Federal Emergency Management Agency, MDAQMD-Mojave Desert Air Quality Management District, Community Development, Engineering, and all other Town Departments.

5. All conditions are continuing conditions. Failure of the Applicant to comply with any or all of said conditions at any time shall result in the revocation of the approval on the property.
6. After final plan check by the Town, original mylars (4 mil) shall be submitted to the Town for signature by the Town Engineer. All original mylars submitted for Town Engineer's signature must contain the design engineer's wet signature and stamp and all other required signatures.
7. The Applicant shall pay all fees charged by the Town as required for processing, plan checking, construction and/or electrical inspection. The fee amounts shall be those which are applicable and in effect at the time the work is undertaken and accomplished. Fees for entitlement prior to construction permits are based on estimated costs for similar projects. Additional fees may be incurred, depending upon the specific project. If additional fees for services are incurred, they must be paid prior to any further processing, consideration, or approval(s).
8. The developer shall reimburse the Town for the Town's costs incurred in monitoring the developer's compliance with the Conditions of Approval including, but not limited to, inspections and review of developer's operations and activities for compliance with all applicable dust and noise operations. This condition of approval is supplemental and in addition to normal building permit and public improvement permits that may be required pursuant to the Yucca Valley Municipal Code.
9. All improvements shall be inspected by the Town's Building and Safety Division, as appropriate. Any work completed without proper inspection may be subject to removal and replacement under proper inspection.
10. Site shall be kept clean at all times. Scrap materials shall be consolidated, and a container must be provided to contain trash that can be carried away by wind during construction.
11. At the time of permit issuance the Applicant shall be responsible for the payment of fees associated with electronic file storage of documents.
12. The Applicant shall pay Development Impact Fees in place at the time of issuance of Building Permits prior to pre-final inspection.
13. A plan identifying all protected plants as well as a Joshua Tree Relocation Plan with any area proposed to be disturbed in accordance with the Town's Native Plant Protection Ordinance shall be submitted for approval prior to issuance of grading permits for the project. A minimum 60 day adoption period before land disturbance in accordance with the grading plan may commence.

14. Prior to the delivery of combustible materials, the following items shall be accepted as complete:

- a) The water system is functional from the source of water past the lots on which permits are being requested (i.e. All services are installed, valves are functional and accessible, etc.); and
- b) Fire hydrants are accepted by the Fire Marshal and the Department of Public Works.



15. In conjunction with the preparation of improvement plans, the Applicant shall cause to be formed or shall not protest the formation of a maintenance district(s) for landscape, lighting, streets, drainage facilities or other infrastructure as required by the Town. The Applicant shall initiate the maintenance and benefit assessment district(s) formation by submitting a landowner petition and consent form (provided by the Town of Yucca Valley) and deposit necessary fees concurrent with application for street and grading plan review and approval and said maintenance and benefit assessment district(s) shall be established concurrent with the approval of the final map in the case of subdivision of land, or prior to issuance of any certificate of occupancy where there is no subdivision of land.

16. The Applicant shall form a public safety assessment district on the properties subject to Town Council adoption of a fiscal impact model.

17. Utility undergrounding shall be required for all new service and distribution lines that provide direct service to the property being developed; existing service and distribution lines that are located within the boundaries being developed that provide direct service to the property being developed; existing service and distribution lines between the street frontage property line and the centerline of the adjacent streets of the property that provide direct service to the property being developed; existing Service and Distribution lines located along or within 10 feet of the lot lines of the property that provide direct service to the property being developed; or existing service and distribution lines being relocated as a result of a project.

18. All Mitigation Measures included in Environmental Assessment 06-08 are incorporated into these conditions by reference.

19. In conjunction with the submittal of building plans, a final landscaping and irrigation plan shall be submitted for review and approval. All landscaping shall be on an automated landscaping irrigation system.

20. Landscaping shall be maintained in perpetuity. Any dead plant(s) shall be replaced within 30 days.

21. All roof mounted equipment shall be screened from view from all surrounding streets and property.
22. Reciprocal access and parking easements shall be recorded on all lots within the Parcel Map.
23. A cart corral shall be provided for the Rite Aid parking area, and two cart corrals shall be provided for the Fresh and Easy parking area.
24. The inside westbound lane at the Warren Vista project access, parallel to the RiteAid drive through lanes, shall be converted to a left turn lane into the southern parking lot, if approved by a qualified traffic engineer.
25. The striping of Warren Vista shall include a left turn pocket for northbound traffic at the project entry.
26. The architecture of the Rite Aid building shall be modified to be consistent with the architecture of the Rite Aid recently completed in the City of Banning – it shall include stone veneer, arches and contrasting trim, and similar features on all four sides of the structure.
27. All signage shall comply with the Towns Sign Code, Ordinance 156.
28. All the perimeter landscaping, all retaining walls, and all parking areas and driveways shall be completed prior to the issuance of the first certificate of occupancy.
29. Any area which remains un-built shall be stabilized with either a chemical stabilization agent or a desert wildflower mix. These areas shall also be blocked from vehicular access by bollards or similar decorative means. Chain link fencing shall not be permitted.
30. All retaining walls shall be constructed of decorative block, or similar aesthetically pleasing material. The lower southern boundary wall may be colored concrete block. The southerly two thirds of the western wall, along the Wash, may be colored concrete and wrought iron fencing.
31. Dedicate, or show there exists, sufficient right of way for the “proposed State Route 62 realignment section” per Town standards. This standard requires 67 feet of dedication from centerline of the highway to the right of way. Dedicate, or show there exists, sufficient right of way for a Major Collector street on Warren Vista Avenue per Town of Yucca Valley standard 103. Dedicate, or

show there exists, sufficient right of way for a Rural Local Road per Town Standards on Alta Vista Drive including required knuckles on the street.

32. Construct curb and gutter and sidewalk 30 feet from centerline on Warren Vista Avenue per Town of Yucca Valley Standard Drawing 103 and 220. Any existing pavement on Warren Vista Avenue shall be removed and replaced to centerline.
33. Construct curb and gutter and sidewalk on State Route 62 per the Town of Yucca Valley "proposed State Route 62 realignment section". Construct a median curb on State Route 62 per Caltrans standards along the project frontage as required by Caltrans in their letter dated February 13, 2008.
34. Construct curb and gutter 20 feet from centerline per Town of Yucca Valley Standard Drawing No. 101 on Alta Vista Drive as well as any improvements required for the knuckles. Any existing pavement on Alta Vista Drive shall be removed and replaced to centerline.
35. Relocate the existing traffic signal at the intersection of State Route 62 and Warren Vista Drive to accommodate the widened highway section.
36. The project proponent shall contribute his/her fair share to improvements at SR62/SR247, prior to the issuance of a Certificate of Occupancy for the first building of the proposed project.
37. The Fresh and Easy pad elevation is approximately eight feet above the adjacent highway elevation. If possible this pad should be lowered two to three feet.
38. A note on the grading plan indicates a 100 foot setback from the Flood Control District east right of way may be required. Prior to submittal of a final grading plan approvals for the site plan from San Bernardino County Flood Control District shall be submitted to the Town.
39. The applicant shall pay their fair share for all improvements related to the West Burnt Mountain wash as approved by future Town Council Policy or by the Town Manager.
40. Extend the existing box culvert where West Burnt Mountain Wash crosses under SR 62 such that the ultimate street section for SR 62 can be accommodated. Extend the existing box culvert where West Burnt Mountain Wash crosses under SR 62 to the ultimate southerly side of sidewalk.
41. Install street lights along the project frontage with SR 62 per Town of Yucca Valley Standard Drawing No. 300.

42. Install street lights at the project entrances on Warren Vista Drive per Town of Yucca Valley Standard Drawing No. 302.
43. The applicant shall pay their fair share for the installation of a traffic sign at Warren Vista and Yucca Trail. The amount shall be determined by a fair share analysis completed by the projects engineer and approved by the Town Engineer.
44. During construction, the Contractor shall be responsible to sweep public paved roads adjacent to the project as necessary and as requested by the Town staff to eliminate any site related dirt and debris within the roadways. During his business activities, the Applicant shall keep the public right-of-way adjacent to his property in a clean and sanitary condition.
45. No staging of construction equipment or parking of worker's vehicles shall be allowed within the public right-of-way.
46. Prior to the issuance of a Grading Permit for the onsite paved areas, a Grading Plan prepared by a recognized professional Civil Engineer shall be submitted, and the corresponding fees shall be paid to the Town prior to any grading activity. The final Grading Plan shall be reviewed and approved by the Engineering Division prior to issuance of grading permits. The applicant/owner is responsible for all fees incurred by the Town. Prior to Certificate of Occupancy, the Engineer-of-Record shall survey and certify that the site grading was completed in substantial conformance with the approved Grading Plans.
47. Prior to the issuance of Permits, the Applicant shall comply with the recommendations of a site-specific Geotechnical and Soils Report which shall be reviewed and subject to Town approval. The report shall include recommendations for any onsite and offsite grading, foundations, compaction, structures, drainage, and existence of fault zones. It shall include recommendations for retention basins, slope stability and erosion control.
48. All recommended approved measures identified in the Soils Report shall be incorporated into the project design.
49. Developer shall comply with NPDES requirements as applicable. The Applicant shall install devices on his property to keep erodible material, rocks, and gravel on the site. To eliminate any site related dirt and debris within the roadways, the Applicant shall be responsible to sweep public paved roads adjacent to the project as necessary and as requested by the Town Staff.
50. The development of the property shall be in conformance with FEMA and the Town's Floodplain Management Ordinance requirements. Adequate provision shall

be made to intercept and conduct the existing tributary drainage flows around or through the site in a manner that will not adversely affect adjacent or downstream properties at the time the site is developed.

51. A retention basin and/or underground storage system shall be constructed and functional prior to the issuance of certificate of occupancy for the any lot within the project. The applicant shall provide on-site retention for the incrementally larger flows caused by development of the site.

A drainage report, prepared by a registered Civil Engineer, shall be prepared to determine the flows exiting the site under current undeveloped conditions compared to the incrementally larger flows due to the development of the site. The retention basin size will be determined, per County of San Bernardino Flood Control methodology such that the post development 100 year peak flow exiting the site shall be 10% less than the current 25 year peak flow from the site.

Basin(s) shall be designed to fully dissipate storm waters within a 72 hour period.

A pre-filtration system shall be installed for all drain lines connected to an underground storage system to collect sediment and hydrocarbon material prior to discharge into the underground system.

The inlets into the existing San Bernardino County Flood Control District facility to the west of the site shall be submitted to the County for approval.

52. Any grading or drainage onto private off-site or adjacent property shall require a written permission to grade and/or a permission to drain letter from the affected property owner.
53. No on-site or off-site work shall commence without obtaining the appropriate permits for the work involved from the Town. The approved permits shall be readily available on the job-site for inspection by the Town personnel.
54. All grading activities shall minimize dust through compliance with AQMD Rule 403.
55. Prior to issuance of a grading permit, a Fugitive Dust and Erosion Control Plan shall be submitted and approved by the Building Official.
56. A Notice of Intent to comply with Statewide General Construction Stormwater Permit (Water Quality Order 99-08-DWQ as modified December 2, 2002) is required for the proposed development via the California Regional Water Quality Control Board (phone no. 760-346-7491). A copy of the executed letter issuing a Waste Discharge Identification number shall be provided to the Town prior to issuance of a grading permit.

57. Prior to any work being performed in the public right-of-way, fees shall be paid and an encroachment permit shall be obtained from the Town. The Applicant shall apply for an encroachment permit from the Town for utility trenching, utility connection, or any other encroachment onto public right-of-way. The Applicant shall be responsible for the associated costs and arrangements with each public utility.
58. All existing street and property monuments within or abutting this project site shall be preserved consistent with AB 1414. If during construction of onsite or offsite improvements monuments are damaged or destroyed, the Applicant/ Developer shall retain a qualified licensed land surveyor or civil Engineer to reset those monuments per Town Standards and file the necessary information with the County Surveyor's office as required by law (AB 1414).
59. All improvement plans shall be designed by a Registered Civil Engineer.
60. Any and all graffiti shall be removed within twenty-four (24) hours of discovery or notification by the Town.
61. All refuse shall be removed from the premises in conformance with Yucca Valley Town Code 33.083.
62. Handicapped site access improvements shall be in conformance with the requirement of Title 24 of the California Building Code.

PRIOR TO ISSUANCE OF A CERTIFICATE OF OCCUPANCY

63. The Applicant shall restore any pavement cuts required for installation or extension of utilities for his project within the public right-of-way. In all cases where cuts are allowed, the Applicant is required to patch the cuts to Town standards and the approval of the Town Engineer. The patching shall include a grinding of the pavement to a width 4 feet beyond the edge of the trench on each side, or as determined by the Town Engineer, and replacement with a full-depth asphalt concrete recommended by the Soils Engineer.
64. Prior to the issuance of a certificate of occupancy street plans prepared by a recognized professional Civil Engineer shall be submitted, and the corresponding fees shall be paid to the Town. The final street plans shall be reviewed and approved by the Engineering Division. The applicant/owner is responsible for all fees incurred by the Town. Prior to Certificate of Occupancy, the Engineer-of-Record shall survey and certify that the site grading was completed in substantial conformance with the approved Grading Plans.

65. Street improvements shall be completed prior to issuance of a certificate of occupancy.
66. The retention basin and/or underground storage system shall be constructed and functional prior to the issuance of certificate of occupancy for the project.
67. The traffic signal at the intersection of SR 62 and Warren Vista Drive shall be relocated prior to the issuance of the first certificate of occupancy.
68. The Applicant shall submit written proof to the Building Official that the Applicant has complied with all conditions of approval or comments, as required, from the High Desert Water District, and Colorado Regional Water Quality Control Board. Applicant shall comply with applicable requirements of NPDES (Non-Point Pollution Discharge Elimination System).
69. The Applicant shall construct the replacement of any identified damaged curb and gutter, sidewalk, drive approach, asphalt concrete pavement, meter boxes, and other infrastructure that may be required by the Town Engineer or another Agency.
70. The Applicant shall install all water and sewer systems required to serve the project. The location of the proposed septic system(s) shall be shown on the project grading plan(s).
71. Prior to the issuance of a Certificate of Occupancy all improvements shall be constructed, final inspection performed, punch-list items completed, and all installations approved by the appropriate agency.
72. All existing street and property monuments within or abutting this project site shall be preserved consistent with AB 1414. If during construction of onsite or offsite improvements monuments are damaged or destroyed, the Applicant/ Developer shall retain a qualified licensed land surveyor or civil Engineer to reset those monuments per Town Standards and file the necessary information with the County Recorder's office as required by law (AB 1414).
73. The Developer and his Contractor(s) shall observe the construction of this project to make certain that no damage or potential for damage occurs to adjacent roadway, existing improvements, adjacent property and other infrastructure. The Developer shall be responsible for the repair of any damage occurring to offsite infrastructure and/or property damage as determined by the Town Engineer. The Developer shall repair any such damage prior to certificate of occupancy. If the damage is such that it is not repairable within a reasonable amount of time as determined by the Town Engineer, the Developer may petition the Town Engineer for additional conditions that may allow him the time, amount of surety and other requirements to repair the damage.

74. The Developer and his Contractor(s) shall be responsible for all improvements that he has constructed within the public right-of-way as required by the conditions of approval. The improvements shall be constructed to the standards and requirements as determined and approved by the Town Engineer. Any improvements not considered to be to the required standards shall be replaced by the Developer. The Developer shall be required to maintain and repair those improvements prior to and after acceptance by the Town Council for the length of time required by the applicable conditions, standards and ordinances.
75. The septic system shall be maintained so as not to create a public nuisance and shall be serviced by a DEHS permitted pumper. Soil testing for the subsurface disposal system shall meet the requirements of the Department of Environmental Health Services. Applicant shall submit a minimum of three (3) copies of percolation reports for the project site and an appropriate fee to DEHS for review and approval, a copy of the cover sheet with an approval stamp to Building and Safety Division at the time of building permit application, and two (2) copies of the approved percolation report to the Building and Safety Division at the time of construction plan check. The location of the septic system shall be shown on the project grading plans.
76. All exterior lighting shall comply with the Outdoor Lighting Ordinance and shall be illustrated on all construction plans.
77. The applicant shall pay in-lieu fees for the project's fair share costs of the Bike Lane within Warren Vista.

I HEREBY CERTIFY THAT THE APPROVED CONDITIONS OF APPROVAL WILL BE SATISFIED PRIOR TO OR AT THE TIMEFRAMES SPECIFIED AS SHOWN ABOVE. I UNDERSTAND THAT FAILURE TO SATISFY ANY ONE OF THESE CONDITIONS WILL PROHIBIT THE ISSUANCE OF ANY PERMIT OR ANY FINAL MAP APPROVAL.

Applicant's Signature

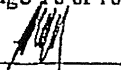


Date

2-10-09

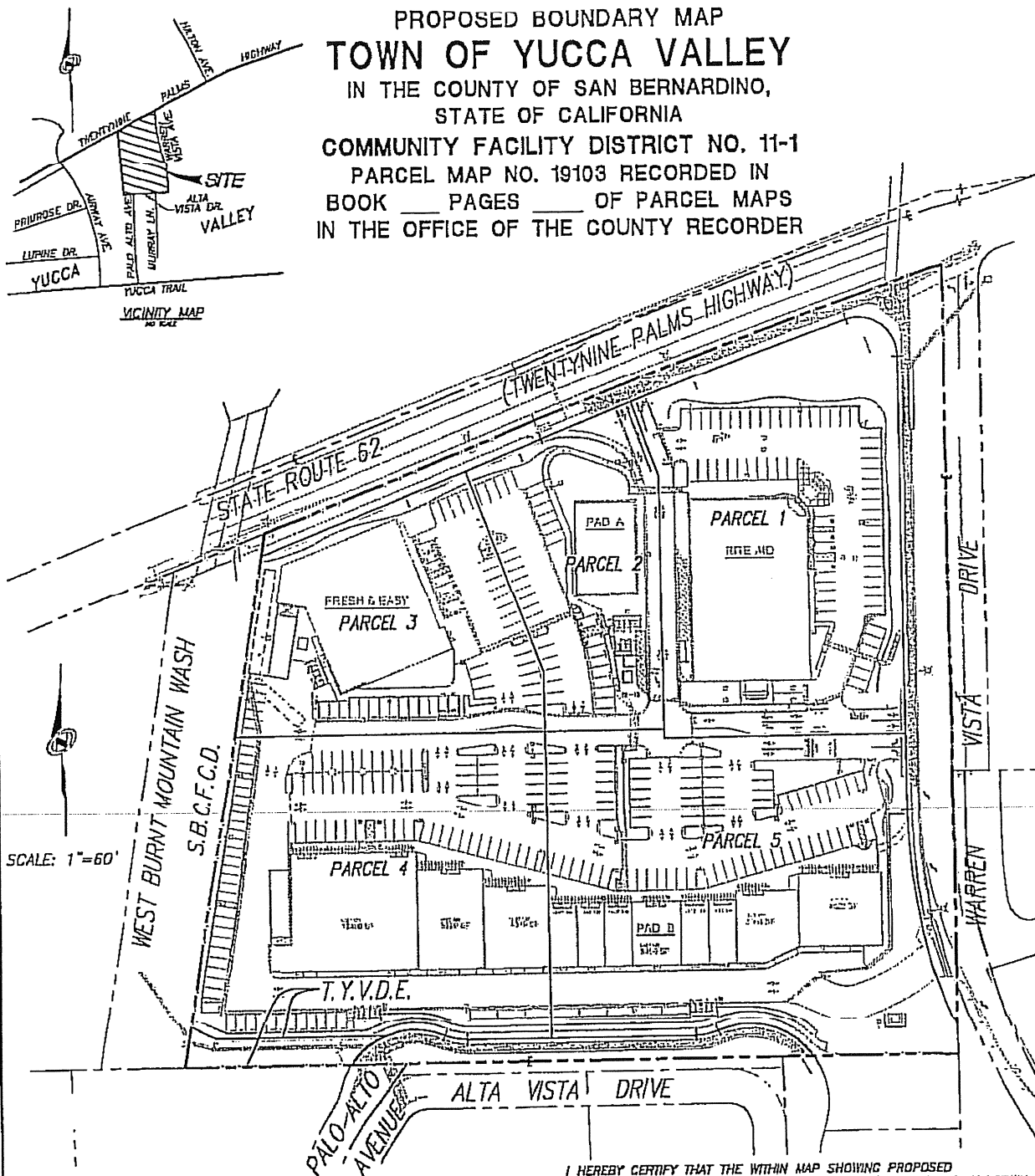
Page 10 of 10

Applicant's Initials:



PROPOSED BOUNDARY MAP
TOWN OF YUCCA VALLEY
 IN THE COUNTY OF SAN BERNARDINO,
 STATE OF CALIFORNIA

COMMUNITY FACILITY DISTRICT NO. 11-1
 PARCEL MAP NO. 19103 RECORDED IN
 BOOK _____ PAGES _____ OF PARCEL MAPS
 IN THE OFFICE OF THE COUNTY RECORDER



SCALE: 1"=60'

LEGEND

- INDICATES FACILITIES DISTRICT BOUNDARY
- S.B.C.F.C.D. INDICATES SAN BERNARDINO COUNTY FLOOD CONTROL
- T.Y.V.D.E. INDICATES TOWN OF YUCCA VALLEY DRAINAGE EASEMENT

FILED IN THE OFFICE OF THE TOWN CLERK THIS _____ DAY
 OF _____, 20____

JANET M. ANDERSON
 TOWN CLERK
 TOWN OF YUCCA VALLEY
 COUNTY OF SAN BERNARDINO

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING PROPOSED BOUNDARIES OF COMMUNITY FACILITIES DISTRICT NO. 11-1 OF THE TOWN OF YUCCA VALLEY, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, WAS APPROVED BY THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY AT A REGULAR MEETING THEREOF, HELD ON THE _____ DAY OF _____, 20____ BY ITS RESOLUTION NO. _____.

JANET M. ANDERSON
 TOWN CLERK
 TOWN OF YUCCA VALLEY
 COUNTY OF SAN BERNARDINO

FILED THIS _____ DAY OF _____, 20____, AT THE HOUR OF _____ O'CLOCK
 P.M. IN BOOK _____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES
 DISTRICTS AT PAGE _____ IN THE OFFICE OF THE COUNTY RECORDER IN THE
 COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA.

COUNTY RECORDER
 COUNTY OF SAN BERNARDINO

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAXES

**TOWN OF YUCCA VALLEY
COMMUNITY FACILITIES DISTRICT NO. 1
(Maintenance Services)**

A Special Tax of Community Facilities District No. 1 Maintenance Services of the Town of Yucca Valley (the "District") shall be levied on all Assessor's Parcels in the District and collected each Fiscal Year commencing in Fiscal Year 2011-12 in an amount determined by the Town through the application of the rate and method of apportionment of the Special Tax set forth below. All of the real property in the District, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

A. DEFINITIONS

The terms hereinafter set forth have the following meanings:

"Act" means the Mello-Roos Community Facilities Act of 1982, being Chapter 2.5, Part 1, Division 2 of Title 5 of the Government Code of the State of California, as amended.

"Administrative Expenses" means the actual or estimated costs incurred by the Town as administrator of the District to determine, levy and collect the Special Taxes, including salaries and benefits of Town employees whose duties are directly related to administration of the District and the fees of consultants, legal counsel, the costs of collecting installments of the Special Taxes upon the general tax rolls, preparation of required reports; and any other costs required to administer the District as determined by the Town.

"Annual Escalation Factor" means the greater of the increase in the annual percentage change of the All Urban Consumers Consumer Price Index (CPI) or four percent (4%). The annual CPI used shall be for the San Diego Area as determined by the Bureau of Labor Statistics.

"Approved Property" means an Assessor's Parcel and/or Lot in the District, which has a Final Map recorded prior to March 1st preceding the Fiscal Year in which the Special Tax is being levied, but for which no building permit has been issued prior to the May 1st preceding the Fiscal Year in which the Special Tax is being levied. The term "Approved Property" shall apply only to Assessors' Parcels and/or Lots, which have been subdivided for the purpose of residential development, excluding any Assessor's Parcel that is designated as a remainder parcel determined by final documents and/or maps available to the District Administrator, or Non-Residential Property which has an approved Parcel Map.

"Assessor's Parcel" means a lot or parcel shown in an Assessor's Parcel Map with an assigned assessor's parcel number.

"Assessor's Parcel Map" means an official map of the Assessor of the County designating parcels by assessor's parcel number.

"Base Year" means Fiscal Year ending June 30, 2012.

"District Administrator" means the Town Manager, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Taxes.

"District" means Community Facilities District No. 1 Maintenance Services of the Town of Yucca Valley.

"Developed Property" means all Taxable Property for which a building permit has been issued prior to May 1st preceding the Fiscal Year in which the Special Tax is being levied.

"Dwelling Unit" means an individual single family unit or an individual residential unit within a duplex, tri-plex, four-plex, condominium or apartment structure.

"Exempt Property" means an Assessor's Parcel not subject to the Special Tax. Tax-Exempt Property includes: (i) Public Property, (ii) Property Owner Association Property, and (iii) property designated by the Town's District Administrator as Tax-Exempt Property

"Final Map" means an Assessor's Parcel Map, a final subdivision map, other parcel map, other final map, other condominium plan, or functionally equivalent map that has been recorded in the Office of the County Recorder.

"Fiscal Year" means the period starting July 1 and ending on the following June 30.

"Land Use Class" means any of the classes listed in Table 1.

"Lot" means property within a recorded Final Map identified by a lot number for which a building permit has been issued or may be issued.

"Maximum Special Tax" means the maximum Special Tax, determined in accordance with Section C below that can be levied in the District in any Fiscal Year on any Assessor's Parcel.

"Property Owner Association Property" means any property within the boundaries of the District that is owned by, or irrevocably dedicated as indicated in an instrument recorded with the County Recorder to a property owner association, including any master or sub-association.

"Proportionately" means in a manner such that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor's Parcels within each Land Use Class.

"Public Property" means any property within the boundaries of the District that is, at the time of the District formation or at the time of an annexation, expected to be used for rights-of-way, parks, schools or any other public purpose and is owned by or irrevocably offered for dedication to the federal government, the State, the County, or any other public agency.

"Residential Property" means any parcel on which an individual single family residence or, a duplex, tri-plex, four-plex, condominium or apartment structure may be constructed.

"Special Tax" means the Special Tax to be levied in each Fiscal Year on each Assessor's Parcel of Taxable Property to fund the Special Tax Requirement, and shall include Special Taxes levied or to be levied under Sections C and D, below.

"Special Tax Requirement" means that amount required in any Fiscal Year for the District to: (i) pay for providing the authorized services including the actual costs of maintenance, repair, monitoring, replacement of facilities, and reporting as required under all applicable permits; (ii) pay reasonable Administrative Expenses; (iii) pay any amounts required to establish or replenish any reserve funds; and (iv) pay for reasonably anticipated delinquent Special Taxes based on the delinquency rate for Special Taxes levied in the previous Fiscal Year; less any surplus of funds available from the previous Fiscal Year's Special Tax levy.

"State" means the State of California.

"Taxable Property" means all of the Assessor's Parcels within the boundaries of the District and any future annexation to the District that is not exempt from the Special Tax pursuant to law or as defined herein.

"Town" means the Town of Yucca Valley, California

"Undeveloped Property" means, for each Fiscal Year, all Assessors' Parcels of Taxable Property not classified as Developed Property or Approved Property, including an Assessor's Parcel that is designated as a remainder parcel and is not identified as potential Public Property by any final documents and/or maps available to the District Administrator.

B. ASSIGNMENT TO LAND USE CATEGORIES

Each Fiscal Year using the definitions above, all Taxable Property within the District shall be classified as Developed Property, Approved Property, Undeveloped Property or Exempt Property. Commencing with the Base Year and for each subsequent Fiscal Year, all Taxable Property shall be subject to Special Taxes pursuant to Sections C and D below.

C. MAXIMUM SPECIAL TAX RATE

The Maximum Annual Special Tax rates for Assessor's Parcels are shown in the following tables:

**TABLE 1
Equivalent Dwelling Unit Factors
Community Facilities District No. 1
(Improvement Area 1)**

Property Classification	Improvement Area 1
Developed Property Residential Non-Residential	1 EDU per dwelling unit 4.5 EDU per acre
Approved Property Residential Non-Residential	1 EDU per dwelling unit 4.5 EDU per acre
Undeveloped Property Residential Non-Residential	4.5 EDU per acre 4.5 EDU per acre
Exempt Property	N/A

TABLE 2
Maximum Special Tax for Approved Property
Community Facilities District No. 1
(Improvement Area 1)

Property Classification	Maximum annual Special Tax
Developed Property Residential Non-Residential	\$194.18 per EDU \$873.81 per acre
Approved Property Residential Non-Residential	\$194.18 per EDU \$873.81 per acre
Undeveloped Property Residential Non-Residential	\$194.18 per EDU \$873.81 per acre

On each July 1 following the Base Year, the Maximum Special Tax Rates in Table 1 and Table 2 shall be increased in accordance with the Annual Escalation Factor.

4. Tax-Exempt Property

No Special Tax shall be levied on Tax-Exempt Property.

D. METHOD OF APPORTIONMENT OF THE SPECIAL TAX

Commencing with Fiscal Year 2011-12, and for each subsequent Fiscal Year, the District Administrator shall calculate the Special Tax Requirement based on the definitions in Section A and levy the Special Tax as follows until the amount of the Special Tax levied equals the Special Tax Requirement. First, the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Developed Property up to 100% of the applicable Maximum Special Tax. Second, if the Special Tax Requirement has not been satisfied by the first step, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Approved Property up to 100% of the applicable Maximum Special Tax for Approved Property. Third, if the Special Tax Requirement has not been satisfied by the first two steps, then the Special Tax shall be levied each Fiscal Year on each Assessor's Parcel of Undeveloped Property up to 100% of the applicable Maximum Special Tax for Approved Property.

E. APPEALS

Any taxpayer that believes that the amount of the Special Tax assigned to a Parcel is in error may file a written notice with the District Administrator appealing the levy of the Special Tax. This notice is required to be filed with the District Administrator during the Fiscal Year the error is believed to have occurred. The District Administrator or designee will then promptly review the appeal and, if necessary, meet with the taxpayer. If the District Administrator verifies that the tax should be changed the Special Tax levy shall be corrected and, if applicable in any case, a refund shall be granted.

F. MANNER OF COLLECTION

Special Tax as levied pursuant to Section D above shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes; provided, however, that the District Administrator may directly bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet the financial obligations of the District or as otherwise determined appropriate by the District Administrator.

G. TERM OF SPECIAL TAX

The Special Tax shall be levied in perpetuity.

RESOLUTION NO. 11-

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY SETTING A DATE FOR AN ELECTION ON THE COMMUNITY FACILITIES DISTRICT NO. 11-1 SPECIAL TAX LEVY FOR FY 2011/12 AND THE ESTABLISHMENT OF AN APPROPRIATIONS LIMIT FOR TOWN OF YUCCA VALLEY COMMUNITY FACILITIES DISTRICT NO. 11-1

WHEREAS, the Town of Yucca Valley established the Community Facilities District No. 11-1 (the “District”), pursuant to the Mello-Roos Community Facilities Act of 1982 (“Mello-Roos Act”; Government Code § 53311, *et seq.*), by adopting Resolution No. 11-23 “Resolution of the Town Council of the Town of Yucca Valley Establishing Community Facilities District No. 11-1, Authorizing the Levy of a Special Tax Within the District, Preliminarily Establishing an Appropriations Limit for the District, and Submitting Levy of the Special Tax and the Establishment of the Appropriations Limit to the Qualified Electors of the District” (the “Resolution of Formation”), ordering the formation of the Town of Yucca Valley Community Facilities District No. 11-1, (the “District”); and

WHEREAS, in order to accomplish the Town’s desired purpose for the District, the Town must conduct a special election; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Yucca Valley as follows:

SECTION 1. Pursuant to Sections 53326.53353.5 and 53325.7 of the Act, propositions of the levy of the special tax on property within the District, and the establishment of the appropriations limit for the District shall be submitted to the qualified electorate of the District at an election called thereof as provided below.

SECTION 2. As authorized by the Section 53353.5 of the Act, the two propositions described in Section 1 above shall be combined into a single ballot measure, the form of which is attached as Exhibit “A” and by this reference incorporated herein. Said form of ballot is hereby approved.

SECTION 3. The Town Council submits to the qualified voters of the District the question of levying a new special tax to finance public facilities and services within the District, as specified in the Resolution of Intent.

SECTION 4. The Town Council hereby calls for a special election to consider the measures described in Section 1 above, which election shall be held on August 2, 2011. Pursuant to Section 53327 of the Act, the election shall be conducted by the use of mailed ballots, or hand delivered ballot pursuant of Section 4000 of the California Election Code. All mail ballots shall be returned to the Town Clerk’s office (by mail or personal delivery) no later than 5:00pm on

August 2, 2011, or shall be delivered personally to the Town Clerk no later than the close of the special election on such date.

SECTION 5. In the event that landowners owning all of the property within the District that is subject to the proposed special tax have waived election requirements and/or designated other entities to cast their votes on their behalf, such votes may be cast (verbally or otherwise) at the election by any person or body so designated, and all votes cast shall be counted by the Town Clerk in determining the final vote.

SECTION 6. The Town Clerk is hereby directed to publish in a newspaper of general circulation circulating within the area of CFD No. 11-1 a copy of this Resolution as soon as practicable after the date of adoption of this Resolution.

SECTION 6. In the event that two-thirds or more of the votes cast favor the levying of the special tax, the Town Council may, by ordinance, levy the special tax.

APPROVED AND ADOPTED this 2nd day of August 2011.

MAYOR

ATTEST:

TOWN CLERK

EXHIBIT A

OFFICIAL BALLOT
SPECIAL TAX ELECTION
TOWN OF YUCCA VALLEY
FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2011-1
MAINTENANCE SERVICES
(DATE)

Assessor Parcel Number: _____
Number of votes entitled to cast: 7.80

INSTRUCTIONS TO VOTERS: To vote on the measure, mark an (X) on the line after the word "YES" or after the word "NO." All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

MEASURE SUBMITTED TO QUALIFIED ELECTORS

Ballot Measure: Shall the Town of Yucca Valley be authorized to levy a special tax at the rates and apportioned as described in Exhibit B to the Resolution Declaring its Intention to Form Community Facilities District No. 2011-1 (Maintenance Services) adopted by the City Council on June 7, 2011 (the "Resolution"), which is incorporated herein by this reference, within the territory identified on the map entitled "Boundary Map of Community Facilities District No. 2011-1 (Maintenance Services), Town of Yucca Valley, County of San Bernardino", to finance certain services as set forth in Exhibit B of the Resolution?

YES _____

NO _____

NOTE: This is a special landowner election. You must return this ballot to the Town Clerk of the Town of Yucca Valley either (i) to the Office of the Town Clerk at Town Hall, 57090 Twentynine Palms Highway, Yucca Valley, CA, by 4:00 p.m. on August 2, 2011 or (ii) thereafter, to the regular meeting place of the Town Council at Yucca Room, Community Center, Yucca 57090 Twentynine Palms Highway, Yucca Valley, CA on August 2, 2011, by five minutes following the adoption of the resolution calling the election (the Town Council meeting convenes at 6:00 p.m. on August 2, 2011).

RESOLUTION NO. 11-

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, DECLARING RESULTS OF THE SPECIAL ELECTION AND DIRECTING RECORDING OF NOTICE OF SPECIAL TAX LIEN

WHEREAS, on June 7, 2011, the Town Council of the Town of Yucca Valley (the “City”) adopted the “Resolution of the Town Council of the Town of Yucca Valley Adopting Local Goals and Policies Concerning Districts Formed Pursuant to the Mello-Roos Community Facilities Act of 1982” and the “Resolution of the Town Council of the Town of Yucca Valley Declaring Its Intent to Establish Community Facilities District No. 11-1” (referred to herein as the “Resolution of Intent”) stating its intention to establish Community Facilities District No. 11-1 and to finance specified public facilities and services, pursuant to the Mello-Roos Community Facilities Act of 1982 (Government Code § 53311, *et seq.*; the “Mello-Roos Act”);

WHEREAS, on August 2, 2011, the Town Council of the Town of Yucca Valley held a public hearing on the Resolution of Intent;

WHEREAS, on _____, 2011, after the public hearing, the Town Council adopted the “Resolution of the Town Council of the Town of Yucca Valley Establishing Community Facilities District No. 11-2” (Resolution No. _____; also referred to herein as the “Resolution of Formation”), forming “Community Facilities District No. 11-1” (hereafter, the “District”); and the Town Council also adopted the “Resolution of the Town Council of the Town of Yucca Valley Setting a Date for an Election on Community Facilities District No. 11-1 for August 2, 2011 (Resolution No. _____; also referred to herein as the “Resolution Calling for Special Election”);

WHEREAS, on August 2, 2011, an election on the levy of special taxes on parcels within the District was held;

WHEREAS, this Resolution will only take effect if two-thirds of the votes cast in the special election are in favor of the levy, and such results were certified by the Town Council through adoption of the “Resolution of the Town Council of the Town of Yucca Valley Certifying the Results of the Election on the Levy of Special Taxes in Community Facilities District No. 11-1” (Resolution No. _____), whereby the levying of special taxes was authorized;

WHEREAS, pursuant to the Resolution of Intent, the Resolution of Formation, and the provisions of the Mello-Roos Act, the maximum rate of special taxes and the manner of apportionment has been determined, and within 15 days of an election resulting in two-thirds of the votes cast in favor of the levy of a special tax in the District, a Notice of Special Tax Lien will be recorded with the San Bernardino County Recorder’s Office; and

WHEREAS, pursuant to Government Code Section 53340(a), the Town Council, as legislative body for the District, now wishes to levy the special taxes at the rate, apportionment, and in the manner specified in the above-referenced Resolutions.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Yucca Valley as follows:

SECTION 1. The Town Council hereby affirms the accuracy of the foregoing recitals.

SECTION 2. Pursuant to Government Code Sections 53328, 53340(a), and other provisions and requirements under the Mello-Roos Act, the Town Council hereby levies the special taxes as specified in said Resolutions, and hereby apportions the special taxes in such manner.

SECTION 3. The levy and apportionment of all special taxes hereby shall be consistent with the authorizations provided under the Mello-Roos Act, the Resolution of Intent, and the Resolution of Formation. No levy or apportionment of any special tax not otherwise consistent with said authorities is authorized by this Ordinance.

SECTION 4. The Town Council hereby authorizes the Town Manager or his/her designee to implement all necessary steps to cause the special taxes levied hereby to be placed on the San Bernardino County Tax Assessor's secured property tax rolls for the fiscal year commencing July 1, 2011, and continuing each subsequent fiscal year for so long as said special taxes are authorized under the Mello-Roos Act. Furthermore, the Town Council hereby authorizes the Town Manager or his/her designee to cause all such special taxes to be collected, deposited, expended, and otherwise used in a manner consistent with the provisions of the District.

SECTION 5. The Town Council hereby determines that all proceedings for the formation of the District and the levy and apportionment were valid and in conformity with the requirements of the Mello-Roos Community Facilities Act of 1982.

APPROVED AND ADOPTED this 2nd day of August, 2011.

MAYOR

ATTEST:

TOWN CLERK

ORDINANCE NO.

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF
YUCCA VALLEY, CALIFORNIA, AUTHORIZING THE LEVY OF A
SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO.
11-1

WHEREAS, The Town Council of the Town of Yucca Valley has initiated proceedings, held a public hearing, conducted an election and received a favorable vote from the qualified electors authorizing the levy of special taxes within community facilities district, all as authorized pursuant to the terms and provisions of the “Mello-Roos Community Facilities Act of 1982”, being Chapter 2.5, Part I, Division 2, Title 5 of the Government Code of the State of California (the “Act”). This Community Facilities District is designated as COMMUNITY FACILITIES DISTRICT NO. 11-1 (the “District”).

NOW, THEREFORE THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY DOES ORDAIN AS FOLLOWS:

Section 1. The Town Council does, by passage of this ordinance authorize the levy of special taxes within the District for the 2012-2013 tax year pursuant to the Rate and Method Apportionment of Special Taxes as set forth in Exhibit “A” attached hereto, referenced and so incorporated.

Section 2. The Town Council, is further authorized to annually determine, by Resolution, the special taxes to be levied within the District for the then current tax year or future tax years, except that the special tax to be levied within the District shall no exceed the maximum special tax calculated pursuant to the Rate and Method, but the special tax may be levied at a lower rate.

Section 3. The special taxes herein authorized, to the extent possible, shall be collected in the same manner as ad valorem property taxes and shall be subject to the same penalties, procedure, sale, and lien priority in any case of delinquency as applicable for ad valorem taxes; provided, however, the District may utilize a direct billing procedure for any special taxes that cannot be collected on the County tax roll or my , by resolution, elect to collect the special taxes at a different time or in a different manner if necessary to meet its financial obligations.

Section 4. The special taxes shall be secured by the lien imposed pursuant to Sections 3114.5 and 3115.5 of the Streets and Highways Code of the State of California, which lien shall be a continuing lien and shall secure each levy of the special tax. The lien of the special tax shall continue in force an effect until the special tax obligation is permanently satisfied and canceled in accordance with Section 53344 of the Government Code of the State of California or until the special tax ceases to be levied by the Town Council in the manner provided in Section 53330.5 of said Government Code.

Section 5. NOTICE OF ADOPTION. Within fifteen (15) days after the adoption hereof, the Town Clerk shall certify to the adoption of this Ordinance and cause it to be published once in a newspaper of general circulation printed and published in the County and circulated in the Town pursuant to Section 36933 of the Government Code.

Section 6. EFFECTIVE DATE: This Ordinance shall be effective thirty (30) days after its adoption.

APPROVED AND ADOPTED by the Town Council and signed by the Mayor and attested by the Town Clerk this _____ day of _____, 2011.

MAYOR

ATTEST:

APPROVED AS TO FORM:

TOWN CLERK

TOWN ATTORNEY

INTER

OFFICE

MEMO

To: Honorable Mayor & Town Council
From: Shane R. Stueckle, Deputy Town Manager
Subject: 2011 Town-Wide Slurry Seal
Date: July 28, 2011

The 2011 Town-Wide Slurry Seal project bid period closed on Tuesday, July 26, 2011. Six bids were received for the project as attached. A bid protest was received on Wednesday, July 28, 2011.

Engineering staff and the Town Attorney's Office are completing their review and analysis of the bid protest. Following completion of that process, a Staff Report will be distributed for this Agenda Item.

TOWN OF YUCCA VALLEY
BID OPENING LOG SHEET

BID OPENING DATE: July 26, 2011, 3:00 p.m.

PROJECT DESCRIPTION: Slurry Seal

BIDDER:	BID AMOUNT	BID BOND
1 <u>Roy Allan Slurry Seal, Inc.</u>	<u>1,044,393.73</u>	<u>10 %</u>
2 <u>Bond Blacktop</u>	<u>1,227,591.60</u>	<u>10 %</u>
3 <u>Sully-Miller Contracting</u>	<u>1,246,367</u>	<u>10 %</u>
4 <u>American Asphalt South, Inc.</u>	<u>1,054,384.36</u>	<u>10 %</u>
5 <u>International Surfacing Systems</u>	<u>1,120,845.00</u>	<u>10 %</u>
6 <u>Pavement Coatings Co.</u>	<u>1,077,831.75</u>	<u>10 %</u>
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____

CC: Town Clerk's Staff (1)
Initiating Department (2)
Town Manager (1)

Signed: _____
Dated: 7/26/2011

TOWN COUNCIL STAFF REPORT

To: Honorable Mayor & Town Council
From: Jamie Anderson, Town Clerk
Date: July 28, 2011
For Council Meeting: August 2, 2011

Subject: Selection of Ad Hoc Committee to meet with Morongo Unified School District

Prior Council Review: None on this item

Recommendation: Select an Ad Hoc Committee to meet with the Morongo Unified School District.

Summary: The Council periodically sets up Ad Hoc committees to meet with members of other community Boards.

Order of Procedure:

Department Report

Request Staff Report
Council Questions of Staff
Request Public Comment
Council Discussion
Council Action (Voice Vote)

Discussion: At the Town Council Meeting of June 21, 2011, Mayor Huntington requested that an Ad Hoc Committee consisting of two Council Members be formed to meet with Members of the Morongo Unified School District to discuss issues of mutual interest to the Town and District.

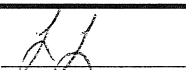
Alternatives: Do not form the committee at this time.

Fiscal impact: none

Attachments: None

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