

**TOWN OF
APPLE VALLEY, CALIFORNIA**

AGENDA MATTER

Subject Item:

MEASURE I VICTOR VALLEY AND MOUNTAINS SUBAREA BOUNDARY CHANGE

Summary Statement:

SANBAG is requesting that the Town Council approve an amendment to the subarea boundaries identified in Measure I, the half-cent transactions and use tax administered by San Bernardino Associated Governments (SANBAG), which is collected in the County of San Bernardino for transportation purposes. The original Measure I (1990-2010) was approved by the voters in 1989 and the renewing of Measure I (2010-2040) approved in 2004 and identified six subareas in San Bernardino County for the purposes of distributing the transportation tax. All revenue generated within a subarea is expended for transportation projects of benefit to that subarea.

On November 17, 2006, the SANBAG Mountain/Desert Committee unanimously recommended approval of the revised Measure I subarea boundaries for both the Mountains and Victor Valley subareas. Since approval of the original Measure, which established the subarea boundaries, the City of Hesperia has annexed territory, which extends southerly in the Victor Valley subarea and into the Mountains subarea near Cajon Pass. While the annexed territory is largely rural today, the City and property owners in the annexed area are actively engaged in development of the Rancho Las Flores master planned community.

Continued page 2

Recommended Action:

Adopt Resolution 2008-17, a Resolution of The Town Council of The Town of Apple Valley, adopting the Revised Measure I Victor Valley and Mountains Subarea Boundaries.

Proposed by: Engineering Division

Item Number _____

T. M. Approval: _____

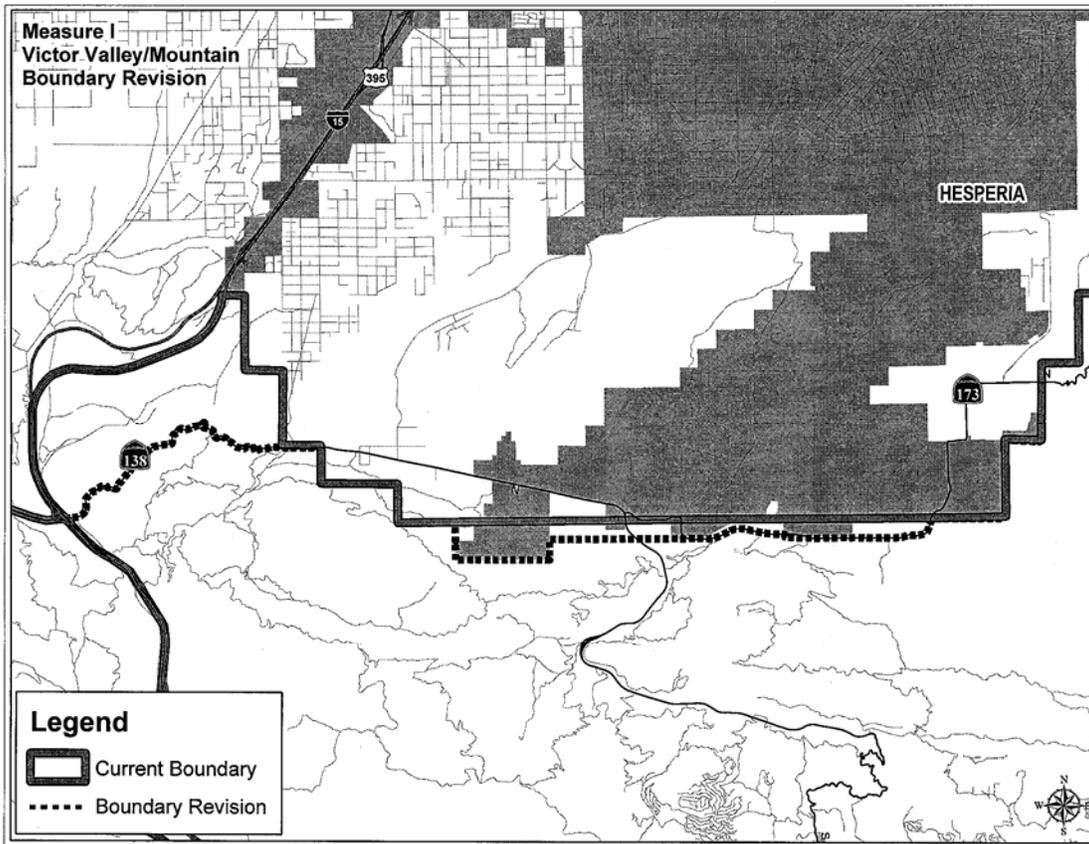
Budgeted Item Yes No N/A

Council Meeting Date: 5/13/08

Summary Statement
Page Two

It is recommended that the Measure I subarea boundaries for the Victor Valley and the Mountains subareas be amended to acknowledge expansion of the Hesperia city limits and to reflect the development of Rancho Las Flores as an expansion of the Victor Valley subarea.

The Measure I 2010-2040 Ordinance Section XIV, Line 4 states, “the boundaries of subareas shall be amended only by unanimous approval of all the jurisdictions in the subareas where an amendment is proposed to include or exclude territory.” This letter is intended to provide information relevant to consideration of the subarea boundary adjustment. A resolution to approve the Measure I Mountains and Victor Valley subarea boundary change is attached, along with a copy of the minutes from the SANBAG Mountain/Desert Committee and a map, which illustrates the proposed boundaries.



Minute Action

AGENDA ITEM: 5

Date: November 17, 2006

Subject: Measure I Victor Valley and Mountains Subarea Boundary Change

Recommendation:* Make recommendation to the Jurisdictions of the Victor Valley and Mountains Subareas to Approve the Revised Measure I Subarea Boundaries.

Background: In both Measure I 1990-2010 and Measure I 2010-2040 the City of Hesperia is listed as a jurisdiction within the Victor Valley subarea. However, following the annexation of Rancho Las Flores, portions of City of Hesperia are no longer entirely located in the Victor Valley subarea; a portion of the City's southern city limits extends into the Mountains subarea.

While southern Hesperia is a largely rural area at this time, the City and developers intend to develop Rancho Las Flores into a master planned community. To avoid the complications that may arise as a result of urbanized areas of a City straddling Measure I subarea boundaries, staff recommends amending the Measure I subarea boundaries for the Victor Valley and the Mountains subareas to correct this issue. The revisions to the Mountains and Victor Valley subarea boundaries are provided in Attachment A. The map depicts both the current boundaries and the proposed new boundaries. In general, the new Measure I subarea boundaries for the Mountains and Victor Valley subareas follow SR-138, SR-173 and the City of Hesperia city limits.

The Measure I 2010-2040 Ordinance Section XIV, Line 4 states, "the boundaries of subareas shall be amended only by unanimous approval of all the jurisdictions in the subareas where an

_____ *

Approved.

*Approved
Mountain/Desert Committee*

Date: November 17, 2006

Moved: Hansberger Second: Dale

In Favor: Opposed: Abstained:

Witnessed: _____

amendment is proposed to include or exclude territory.” If the Mountain/Desert Committee recommends the modification to the Measure I subarea boundaries, the Victor Valley jurisdictions and the Mountain jurisdictions would need to independently approve the final boundary change. Staff would work with local jurisdiction staff to prepare a staff report and recommended action to take before their respective Councils for approval.

Financial Impact: This item has no financial impact to the SANBAG budget Adjustment of the proposed boundary will insure that revenue collected in the City of Hesperia will be attached for use in the Victor Valley subarea.. All staff activities are consistent with the adopted Budget, Task Number 50507000.

Reviewed By: This item is scheduled for review by the Mountain/Desert Committee on November 17, 2006.

Responsible Staff: Ryan Graham, Transportation Planning Specialist

RESOLUTION No. 2008-17

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY, STATE OF CALIFORNIA, ADOPTING THE REVISED MEASURE I VICTOR VALLEY AND MOUNTAINS SUBAREA BOUNDARIES.

WHEREAS, San Bernardino County voters approved passage of Measure I 1990-2010 in November 1989 authorizing San Bernardino Associated Governments, acting as the San Bernardino County Transportation Authority, to impose a one-half of one percent retail transactions and use tax applicable in the incorporated and unincorporated territory of the County of San Bernardino; and

WHEREAS, San Bernardino County voters approved passage of Measure I 2010-2040 in November 2004 reauthorizing San Bernardino Associated Governments to impose a one-half of one percent retail transactions and use tax applicable in the incorporated and unincorporated territory of the County of San Bernardino; and

WHEREAS, both Measure I 1990-2010 and Measure I 2010-2040 contain six geographic subareas, including the Colorado River, the Morongo Basin, the Mountains, the North Desert, the San Bernardino Valley, and the Victor Valley; and

WHEREAS, after deduction of required Board of Equalization fees and authorized costs, Measure I 2010-2040 revenues generated from each specified subarea within San Bernardino County will be expended on projects of direct benefit to that subarea; and

WHEREAS, the growth and incorporated areas within the Victor Valley has extended jurisdictional boundaries beyond the current Victor Valley subarea boundaries into the Mountains subarea boundary; and

WHEREAS, the Measure I 2010-2040 Ordinance states that the boundaries of subareas shall be amended only by unanimous approval of all the jurisdictions in the subareas where an amendment is proposed to include or exclude territory; and

WHEREAS, a boundary amendment to add territory to the Victor Valley subarea and to subtract territory from the Mountains subarea would more clearly reflect the community orientation of territory commonly known as Rancho Las Flores; and

WHEREAS, the San Bernardino Associated Governments Mountain-Desert Committee unanimously recommended approval of the Measure I 2010-2040 subarea boundary change to adjust the boundary southerly to State Route 138 and to the southern Hesperia City Limits, as reflected in the map included as Attachment A; and

WHEREAS, the recommended boundary change would reflect the City of Hesperia municipal boundaries, allowing Measure I revenues to accrue to jurisdictions where it is collected;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Apple, State of California, hereby adopts the revised Measure I Mountains and Victor Valley subarea boundaries, a copy of which is attached to this resolution.

PASSED, APPROVED and ADOPTED this 13th day of May, 2008

Mayor

ATTEST:

Town Clerk

(SEAL)