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RESOLUTION NO. 2013-1

BY [Signature] DEPUTY  
REGISTRAR OF VOTES

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE YUCCA VALLEY AIRPORT DISTRICT, CALLING AND GIVING NOTICE OF THE HOLDING OF A SPECIAL ELECTION TO BE HELD WITHIN THE DISTRICT, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN BERNARDINO TO CONDUCT SAID SPECIAL ELECTION; AND AUTHORIZE THE BOARD AND AUTHORIZED OFFICERS TO CARRY OUT THE NECESSARY PROCEDURES FOR SAID ELECTION SUBMITTING A NEW SPECIAL TAX TO ASSIST THE DISTRICT IN MEETING THE COSTS OF OPERATION AND MAINTENANCE OF THE DISTRICT'S FACILITIES TO THE QUALIFIED VOTERS OF THE DISTRICT AND SETTING THE BALLOT LANGUAGE**

WHEREAS, Article XIIA Section 4 of the California Constitution, California Public Utilities Code Section 22909. and Article 3.5 (commencing with Section 50075) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code authorize the Board of Directors (the "Board") of the Yucca Valley Airport District (the "District"), following public hearing, to propose the adoption of a new special tax (the "Special Tax") and submit the proposition to the voters of the District; and

WHEREAS, the Board desires to submit to the voters of the District for their approval and adoption at a special election to held in the District on July 2, 2013 (the "Special Tax Election"), a ballot measure to adopt a Special Tax to raise revenue for the District to use in meeting the costs of operation and maintenance of the District's facilities (the "Measure"); and

WHEREAS, the Board held a duly noticed public hearing on April 3, 2013 to consider placement of the Measure on the ballot for the Special Tax Election seeking voter approval of the Measure; and

WHEREAS, after hearing and receiving information and testimony from the public, the Board deems it advisable to impose the Special Tax for the partial funding of the costs of operation and maintenance of the District's facilities; and

WHEREAS, all revenues received from the Special Tax will be expended exclusively for the funding of the costs of operation and maintenance of the District's facilities; and

THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF THE YUCCA VALLEY AIRPORT DISTRICT THAT:

Section 1. RECITALS. The foregoing recitals are true and correct and the Board hereby so finds and determines.

Section 2. AUTHORITY. This Resolution is adopted pursuant to Article XIII A, section 4 of the California Constitution, California Public Utilities Code Section 22909, and

Article 3.5 (commencing with Section 50075) of Chapter 1 of Part 1 of Division 1 of Title 5 of the Government Code.

Section 3. PURPOSE OF SPECIAL TAX. The purpose for which the Special Tax shall be imposed and levied is to raise revenue for the District to use in meeting the costs of operation and maintenance of the District's facilities.

Section 4. SPECIAL TAX AUTHORIZATION. The Board is authorized to impose and levy the Special Tax commencing in fiscal year 2013-2014 and each year thereafter on all Parcels (as defined below) of real property, improved or unimproved, within the District at the rate of \$0.02 per square foot. The Special Tax shall be assessed to the owner of said Parcel of land, unless the owner is by law exempt from taxation, in which case, the tax imposed shall be assessed to the holder of the possessory interest in such Parcel, unless such holder is also by law exempt from taxation. The Special Tax shall not exceed the maximum amount set forth in this Section 4, except that the Special Tax may be increased annually by the annual percent increase for the prior calendar year, if any, in the All Urban Consumer All Items Consumer Price Index for Riverside – San Bernardino – Ontario statistical area, or any successor index.

The Tax is levied pursuant to California Government Code Section 50075 et seq. and is a tax upon each Parcel of property within the District. The amount of the Special Tax is not measured by the value of the Parcel.

“Parcel” shall mean the smallest, separately segregated lot, unit or plot of land having an identified owner, boundaries and surface area which is documented for property tax purposes and given an assessor's identification number by the County of San Bernardino Tax Assessor.

Section 5. ANNUAL REPORT. Each year the District shall cause a report to be prepared and filed with the Board containing information regarding the amount of Special Tax revenues collected and expended.

Section 6. COLLECTION. The Special Tax shall be collected in the same manner and subject to the same penalty as other charges and taxes collected by or on behalf of the District by the County of San Bernardino (the “County”). The County's Tax Collector may deduct reasonable administrative costs incurred in collecting the Special Tax and deposit the amounts deducted in the San Bernardino County General Fund.

Section 7. ELECTION. Pursuant to the laws of the State of California, there is called and ordered to be held in District on July 2, 2013, an election for the purpose of submitting to the voters a measure that would enact a Special Tax to raise revenue for the costs of operation and maintenance of the District's facilities.

Section 8. BALLOT LANGUAGE. The Board, pursuant to its right and authority, does order submitted to the voters at the Special Tax Election the following question, and the County Registrar of Voters is hereby requested to include the following ballot measure as set forth hereinafter, and that the following ballot question, to be numbered and designated by the County to appear as follows:

Shall the Yucca Valley Airport District be authorized to impose and levy or cause to be levied a new special tax commencing the fiscal year 2013-2014 and each year thereafter on all Parcels of real property, improved or unimproved, within the District at a rate of \$0.02 per square foot, plus an annual increase based on the annual percent increase for the prior calendar year, if any, in the All Urban Consumer All Items Consumer Price Index for Riverside – San Bernardino – Ontario statistical area, or any successor index to assist the District in meeting the costs of operation and maintenance of the District’s facilities?

YES \_\_\_\_\_

NO \_\_\_\_\_

Section 9. SPECIAL TAX EFFECTIVENESS. The Special Tax shall, upon two-thirds voter approval, be imposed until such time as it is repealed.

SECTION 6. DELIVERY OF RESOLUTION TO COUNTY. The Board hereby authorizes and directs District staff to file a certified copy of this Resolution with the Board of Supervisors and the County election department of the County.

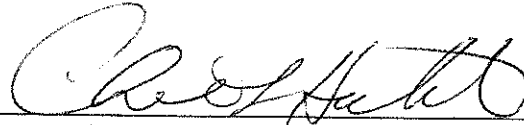
Section 10. EFFECTIVE DATE. This Resolution shall take effect from and after its adoption and execution by a majority vote of all of the members of this Board.

Section 11. PASSED AND ADOPTED by the Board of Directors of the Yucca Valley Airport District on this 3<sup>rd</sup> day of April 2013, by the following roll call vote:

AYES: Members: Tim Lewis, Bob Dunn, Chris Hutchins, Erving Craig, Bob McMe

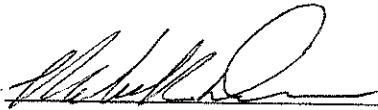
NOES: Members: Ø

ABSENT: Members: Ø



President, Board of Directors of the  
Yucca Valley Airport District

ATTEST:



Clerk, Board of Directors of the  
Yucca Valley Airport District