

FORM APPROVED COUNTY COUNSEL
BY: D-C-Z
L. DARREN C. ZIEGLER

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5/17/22

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Board of Supervisors

County of Riverside

RESOLUTION NO. 2022-095

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE OF TO ESTBABLISH THE HIGHWAY 74 ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY

WHEREAS, the Legislature of the State of California enacted California Government Code Sections 53398.50 through 53398.88 (“EIFD Law”), authorizes the legislative body of a county to establish an enhanced infrastructure financing district and use specified property tax increment revenue generated within such districts to finance certain infrastructure and community benefit projects; and

WHEREAS, pursuant to the EIFD Law, a public financing authority, which is the governing board of an enhanced infrastructure financing district, must be established at the same time a legislative body adopts a resolution of intention to establish an enhanced infrastructure financing district

WHEREAS, the Board of Supervisors of the County of Riverside is concurrently adopting a resolution of intention to establish the Highway 74 Enhanced Infrastructure Financing District (the “District”);

WHEREAS, the Board of Supervisors of the County of Riverside desires to create and establish a public financing authority to govern the District;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY the Board of Supervisors of the County of Riverside, State of California (the “Board of Supervisors”) in regular session assembled on May 17, 2022 at 9:30 a.m. or soon thereafter, in the meeting room of the Board of Supervisors, located on the first floor of the County Administrative Center, 4080 Lemon Street, Riverside, California as follows:

Section 1. Establishment. The Board of Supervisors of the County of Riverside (the “Board of Supervisors”) hereby establishes a public finance authority.

Section 2. Name. The name of the proposed public financing authority shall be the known as the Highway 74 Public Financing Authority (the “Authority”).

1 Section 3. Relationship. As provided by the EIFD Law, the Public Financing Authority shall be a
2 public entity separate from the County of Riverside. The debt, liabilities and obligations of the Authority
3 shall not constitute debts, liabilities, or obligations of the County of Riverside.

4 Section 4. Members. The Board of Supervisors hereby appoints Supervisor Kevin Jeffries,
5 Supervisor Karen Spiegel, Supervisor Jeff Hewitt and public members Faviola Briseno and Aaron Cook
6 to serve as the initial members of the Authority.

7 Section 5. Term. The term of appointment for each public member shall be for four (4) years
8 from the most recent April 2nd prior to appointment. The term for each Board of Supervisor shall be
9 determined on an annual basis as the Board re-appoints committee members beginning in 2023 and
10 thereafter.

11 Section 6. Vacancies. In the event of a member vacancy, whether by the expiration of term of
12 appointment or otherwise, the Board of Supervisors shall appoint a new member to fill the vacated
13 position. If a public member vacancy occurs prior to the expiration of the term of appointment of the
14 vacating public member, the appointee who fills that vacancy shall serve for the remaining term of the
15 vacating public member.

16 Section 7. Organization. The Board of Supervisors hereby authorizes and directs the Authority to
17 adopt such bylaws, rules, regulations, and procedures as the Authority requires or desires for the proper
18 performance of its duties. Any such actions shall be in accordance with all applicable laws, including but
19 not limited to the Ralph M. Brown Act, the California Public Records Act, and the Political Reform Act
20 of 1974.

21 Section 8. Compensation and Expense Reimbursement. Pursuant to Section 53398.51(c) of the
22 Government Code, the members of the Authority are prohibited from receiving compensation for the
23 performance of their duties. Notwithstanding the foregoing, the member of the Authority may receive
24 reimbursement for actual and necessary expenses incurred in the performance of their official duties if
25 such reimbursement is authorized by the Authority or complies with applicable laws.

26 Section 9. Authority. Pursuant to Section 53398.51(e) of the Government Code, the Authority is
27 a local public agency subject to the Ralph M. Brown Act, the California Public Records Act, and the
28 Political Reform Act of 1974. Furthermore, and pursuant to Section 53398.51(d) of the Government

1 Code, the members of the Authority are subject to the ethics training rules of Title 5, Division 2, Part 1,
2 Chapter 2, Article 2.4 of the Government Code.

3 Section 10. County Assistance. The Board of Supervisors hereby authorizes the Chief Executive
4 Officer of the County of Riverside, the Clerk of the Board of Supervisors, the County Counsel, their
5 designees, and other county employees as directed by their department heads, to assist the Authority in
6 carrying out the purposes of this resolution and the proposed formation and operation of the District,
7 which the Board of Supervisors hereby determines to serve a direct and substantial public purpose.
8 Notwithstanding the foregoing, the Authority remains a legally constituted governmental entity separate
9 and distinct from the County of Riverside.

10 Section 11. Severability. If any provision of this resolution, or the application of such provision
11 to any person or circumstances, shall be invalid, the remainder of this resolution, or the application of
12 such provision to person or circumstances other those as to which it is held invalid, shall not be affected
13 thereby.

14 **ADOPTED, SIGNED AND APPROVED** this 17th day of May, 2022, by the Board of
15 Supervisors of the County of Riverside.

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Chair of the Board of Supervisors

19 ATTEST:

20 Kecia R. Harper
21 Clerk of the Board of Supervisors

22 By: _____
23 Deputy

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