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3 RESOLUTION NO. 2023-052

4 A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO
5 ESTABLISH THE EASTERN COACHELLA VALLEY ENHANCED INFRASTRUCTURE
6 FINANCING DISTRICT PUBLIC FINANCING AUTHORITY
7

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

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

15 WHEREAS, the Board of Supervisors of the County of Riverside (“Board of Supervisors”)
16 is concurrently adopting Resolution No. 2023-051, a resolution of intention to establish the Eastern
17 Coachella Valley Enhanced Infrastructure Financing District (the “District”); and,

18 WHEREAS, on October 23, 2018, the Board of Supervisors adopted Board of Supervisors
19 Resolution No. 2018-204, which established the Salton Sea Enhanced Infrastructure Financing District
20 Public Finance Authority, and this authority will no longer be necessary because the Salton Sea
21 Infrastructure Financing District was not formally established and the Board of Supervisors rescinded
22 Resolution No. 2018-203, which proposed to establish the Salton Sea Enhanced Infrastructure Financing
23 District; and,

24 WHEREAS, the Board of Supervisors desires to establish a public financing authority to
25 govern the District.

26 NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Board
27 of Supervisors of the County of Riverside, in regular session assembled on January 24, 2023, at 9:30 am or
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FORM APPROVED COUNTY COUNSEL
BY Sarah K. Moore 1/18/23
DATE
SARAH K. MOORE

1 soon thereafter in the meeting room of the Board of Supervisors located on the 1st floor of the County
2 Administrative Center, 4080 Lemon Street, Riverside, California, as follows:

3 Section 1. Rescind. The Board of Supervisors hereby rescinds Board of Supervisors
4 Resolution No. 2018-204.

5 Section 2. Establishment. The Board of Supervisors hereby establishes a public financing
6 authority to be the governing board of the District.

7 Section 3. Name. The name of the proposed public financing authority shall be the “Eastern
8 Coachella Valley EIFD Public Financing Authority” (the “Authority”).

9 Section 4. Relationship. As provided by the EIFD Law, the Authority shall be a public entity
10 separate from the County of Riverside. The debt, liabilities and obligations of the Authority shall not
11 constitute debts, liabilities or obligations of the County of Riverside.

12 Section 5. Members. The Board of Supervisors hereby appoints Supervisor V. Manuel
13 Perez, Supervisor Chuck Washington, Supervisor Yxstian Gutierrez and public members Kari Middleton
14 Hendrix and Pedro Rincon to serve as the initial members of the Authority

15 Section 6. Term. The term of appointment for each public member shall be four (4) years
16 from the adoption date of this resolution. The term for each Board of Supervisor shall be determined on an
17 annual basis as the Board reappoints committee members beginning in 2024 and thereafter.

18 Section 7. Vacancies. In the event of a member vacancy, whether by the expiration of term
19 of appointment or otherwise, the Board of Supervisors shall appoint a new member to fill the vacated
20 position. If a public member vacancy occurs prior to the expiration of the term of appointment of the
21 vacating public member, the appointee who fills that vacancy shall serve for the remaining term of the
22 vacating public member.

23 Section 8. Organization. The Board of Supervisors hereby authorizes and directs the
24 Authority to adopt such bylaws, rules, regulations, and procedures as the Authority requires or desires for
25 the proper performance of its duties. Any such actions shall be in accordance with all applicable laws,
26 including but not limited to the Ralph M. Brown Act, the California Public Records Act, and the Political
27 Reform Act of 1974.

1 Section 9. Compensation and Expense Reimbursement. Pursuant to Government Code
2 Section 53398.51.1(c), the members of the Authority are prohibited from receiving compensation for the
3 performance of their duties. Notwithstanding the foregoing, members of the Authority may receive
4 reimbursement for actual and necessary expenses incurred in the performance of their official duties if such
5 reimbursement is authorized by the Authority or complies with applicable laws.

6 Section 10. Authority. Pursuant to Government Code Section 53398.51.1(e), the Authority
7 is a local public agency subject to the Ralph M. Brown Act, the California Public Records Act, and the
8 Political Reform Act of 1974. Furthermore, and pursuant to Government Code Section 53398.51.1(d), the
9 members of the Authority are subject to the ethics training rules of Title 5, Division 2, Part 1, Chapter 2,
10 Article 2.4 of the Government Code.

11 Section 11. County Assistance. The Board of Supervisors hereby authorizes the Chief
12 Executive Officer of the County of Riverside, the Clerk of the Board of Supervisors, the County Counsel,
13 their designees, and any other county employees as directed by their department heads, to assist the
14 Authority in carrying out the purposes of this resolution and the proposed formation and operation of the
15 District, which the Board of Supervisors hereby determines to serve a direct and substantial public purpose.
16 Notwithstanding the foregoing, the Authority remains a legally constituted governmental entity separate
17 and distinct from the County of Riverside.

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

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ADOPTED, SIGNED AND APPROVED this 24th day of January, 2023 by the Board of
Supervisors of the County of Riverside.

Chair of the Board of Supervisors

ATTEST:
Kimberly Rector
Clerk of the Board of Supervisors

By: _____
Deputy