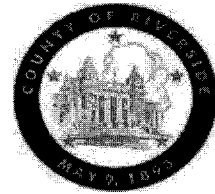


SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



ITEM
3.2

MEETING DATE:

Tuesday, November 8, 2016

FROM : EXECUTIVE OFFICE:

SUBJECT: EXECUTIVE OFFICE: Resolution No. 2016-224, Authorizing the Advance of Property Tax Revenue to the Palo Verde Library District ; District 4 [\$200,000]; Property Tax Revenue

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve and adopt Resolution No. 2016-224, authorizing the advance of property tax revenue to the Palo Verde Library District; and,
2. Approve and authorize the Chairman to execute the attached agreement for repayment of said funds to the County of Riverside.

Policy

Melissa Noone
Melissa Noone, Associate Management Analyst

10/31/2016

BACKGROUND:

Summary

Article 16, Section 6 of the California Constitution authorizes a county to lend available funds to a special district, not to exceed 85% of the district's anticipated yearly tax revenue. The loan shall be repaid from that revenue source before the district pays any other obligation.

The Palo Verde Library District reports limited funds and revenues available for the payment of ongoing expenditures, which include payroll and health insurance during November 1, 2016 to March 31, 2017. Therefore the district is requesting an advance of \$200,000 of its FY 2016/17 property tax revenue.

| FINANCIAL DATA | Current Fiscal Year: | Next Fiscal Year: | Total Cost: | Ongoing Cost |
|---------------------------------------|----------------------|-------------------|--------------------|--------------|
| COST | \$ 200,000 | \$ | \$ 200,000 | \$ |
| NET COUNTY COST | \$ | \$ | \$ | \$ |
| SOURCE OF FUNDS: Property Tax Revenue | | | Budget Adjustment: | No |
| | | | For Fiscal Year: | 16/17 |

C.E.O. RECOMMENDATION: Approve

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Tavaglione, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
Nays: None
Absent: None
Date: November 8, 2016
xc: E.O., Auditor

Kecia Harper-Ihem
Clerk of the Board

By: *[Signature]*
3-2

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
STATE OF CALIFORNIA**

Impact on Residents and Businesses

Advance of the property tax revenue to the Palo Verde Library District will allow the District to continue to provide services to the residents in the area.

Susana Garcia

Susana Garcia 11/2/2016

Board of Supervisors

County of Riverside

RESOLUTION NO. 2016-224

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF RIVERSIDE FOR ADVANCEMENT
OF FUNDS TO PALO VERDE LIBRARY DISTRICT

WHEREAS, the Palo Verde Library District (hereinafter "the District") was established in 1960 and provides the community of Blythe and surrounding areas with access to information, resources, programs and services in a safe, accessible environment; and

WHEREAS, the District has limited funds and revenues available for the payment of ongoing expenditures, which include payroll and health insurance during November 1, 2016 to March 31, 2017; and

WHEREAS, California Constitution Article 16 allows the County to temporarily advance and transfer funds to the District, up to 85% of the anticipated revenues accruing to the District in the current fiscal year, to solve the District's cash flow problems and enable it to perform its functions and meet its obligations; and

WHEREAS, such temporary advance and transfer of funds shall only be made upon resolution adopted by the governing body; now, therefore,

BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on November 8, 2016 that:

1. The Board finds that the recitals set forth above are true and correct.
2. The Board of Supervisors agrees to advance to the District \$200,000, an amount less than 85% of the anticipated revenues accruing to the District in the current fiscal year, pursuant to a written agreement between the County and the District (the "Agreement").
3. The advance is to be repaid with interest pursuant to the Agreement which is to be administered by the County Executive Office or his designee.
4. The Agreement, a copy of which is on file with the Clerk of the Board, is approved

FORM APPROVED COUNTY COUNSEL
BY: DALE A. GARDNER
DATE: 11/8/16

1 substantially as to form with such changes, additions, and omissions as the County Executive Officer or
2 his designee shall approve.

3 5. The Chairman of the Board is authorized to sign and execute the Agreement in final
4 form.

5 6. The Auditor-Controller is authorized and directed to advance said amount, and within
6 the same fiscal year collect repayment with interest, consistent with the Agreement.

7 7. This Resolution shall take effect immediately upon its adoption.

8 PASSED and ADOPTED by the Board of Supervisors on November 8, 2016.

9 ROLL CALL:

10 Ayes: Jeffries, Tavaglione, Washington, Benoit and Ashley
11 Nays: None
12 Absent: None

13 The foregoing is certified to be a true copy of a resolution duly
14 adopted by said Board of Supervisors on the date therein set forth.

15 KECIA HARPER-IHEM, Clerk of said Board

16 By

17 Deputy

Palo Verde Valley District Library

125 W. Chanslorway
Blythe, California, 92225
(760) 922-5371
(760) 922-5334 Fax

RESOLUTION #01-2016

RESOLUTION OF THE BOARD OF TRUSTEES OF THE PALO VERDE VALLEY LIBRARY DISTRICT AUTHORIZING THE ADVANCEMENT OF FUNDS FROM RIVERSIDE COUNTY

WHEREAS, the Palo Verde Valley Library District has limited funds and revenues available for the payment of ongoing expenditures, which include payroll and health insurance during November 1, 2016 to March 31, 2017;

WHEREAS, the District is permitted to request from the County an advancement on the funds collected during the fiscal year on behalf of the District;

NOW, THEREFORE, BE IT RESOLVED that we, the Board of the Palo Verde Valley Library District, do and hereby, request an advancement of District funds in the amount of \$200,000.00 from Riverside County.

The Palo Verde Valley Library District hereby authorizes any Authorized Representative to enter into on behalf of the District, or to instruct the County to enter into, any amendments or supplements or terminations of the agreement, as the Authorized Representative executing and delivering such document may require or approve, such requirement or approval to be conclusively evidenced by the execution and delivery thereof.

The Authorized Representatives are, and each of them acting alone is, authorized and directed to take any and all actions, and to execute any and all documents, as may be necessary or desirable to effectuate the purposes of this Resolution.

The following Representatives are Authorized to execute any and all documents for purposes of this Resolution:

Sally Martin-Rodriguez, President and Joyce Anderson, Vice President.

PASSED AND ADOPTED at the regular meeting of the Palo Verde Valley Library District held Tuesday, October 25, 2016.

Sally Martin-Rodriguez
Sally Martin-Rodriguez, President

10-25-16
Date

I HERBY CERTIFY that the foregoing is a full, true, and correct copy of Resolution #01-2016 adopted by the Board of Trustees of the Palo Verde Valley Library District at a duly-noticed regular meeting held on October 25, 2016.

Joyce Anderson
Joyce Anderson, Vice President

10-25-16
Date

AGREEMENT FOR

ADVANCEMENT OF FUNDS TO MAINTAIN ESSENTIAL SERVICES
(County of Riverside and Palo Verde District Library)

This Agreement is made and entered by and between the COUNTY OF RIVERSIDE ("COUNTY"), and the Palo Verde District Library ("DISTRICT") with the respect to the following facts:

A. COUNTY and DISTRICT now wish to enter into an agreement whereby COUNTY will advance \$200,000 to DISTRICT pursuant to California Constitution Article XVI, Section 6.

B. Under this Agreement, DISTRICT will use the funds to continue to provide essential services to the local community, to perform its functions, and to meet its financial obligations. Said funds may be used for any normal operating expense of the DISTRICT included in the district's fiscal year 2016-17 budget.

C. As the Treasurer has the authority under the California Constitution Article XVI, Section 6 and this Agreement both to transfer and replace funds, Treasurer shall coordinate with the County Executive Officer, who will be the administrator on behalf of the COUNTY for this Agreement.

NOW, THEREFORE, the parties hereto agree as follows:

1. TERM: The term of this Agreement shall be July 1, 2016 to June 30, 2017.
2. ADVANCEMENT: The advancement is generally described as a short term advancement provided by COUNTY to DISTRICT and repaid with interest within the same fiscal year.
 - a. COUNTY will transfer to DISTRICT the sum of \$200,000 within one week of the full execution of this agreement;
 - b. Both parties will consider the transfer to be an advance of the DISTRICT'S anticipated property tax revenue by withholding any or all of subsequent tax distributions until the loan is repaid in full;
 - c. DISTRICT agrees that COUNTY shall collect repayment(s) toward the advancement by withholding any or all of subsequent tax distributions until the loan is repaid in full;
 - d. DISTRICT agrees to compensate COUNTY for the loss of investment earning by paying interest at the same rate that COUNTY applies to funds of the DISTRICT on deposit with the COUNTY, estimated at \$927.

11. NONDISCRIMINATION. Except as provided in Section 12940 of the California Government Code, during DISTRICT'S performance of the contract, DISTRICT shall not discriminate on the grounds of race, religious creed, color, national origin, ancestry, age, physical handicap, medical condition including the medical condition of Acquired Immune Deficiency Syndrome (AIDS) or any condition related hereto, marital status, sex or sexual orientation in the selection and retention of employees and subcontractors and the procurement of materials and equipment.

12. NOTICES. All correspondence and notices required or contemplated by this Agreement shall be delivered to the respective parties at the addresses set forth below and are deemed submitted one (1) day after their deposit in the United States Mail, postage prepaid:

PALO VERDE DISTRICT LIBRARY
125 W. Chanslorway
Blythe, CA 92225
Attn: Sally Martin-Rodriguez, Board President

COUNTY OF RIVERSIDE
4080 Lemon Street, 4th Floor
Riverside, CA 92501
Attn: Melissa Noone

IN WITNESS WHEREOF, COUNTY and DISTRICT have caused this Agreement to be duly executed on the 25th day of October, 2016.

PALO VERDE DISTRICT LIBRARY

By

Sally Martin-Rodriguez
Sally Martin-Rodriguez, President

By

Joyce Anderson
Joyce Anderson, Vice President

COUNTY OF RIVERSIDE

By

John Benoit
John Benoit
Chairperson, Board of Supervisors

ATTEST:

Kecia Harper-Ihem, Clerk of the Board

By

Karen Barton, Deputy
Clerk of the Board

APPROVED AS TO FORM
County Counsel

By

Dale A. Gardner
Dale A. Gardner
County Counsel