

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



ITEM
3.73
(ID # 4899)

MEETING DATE:


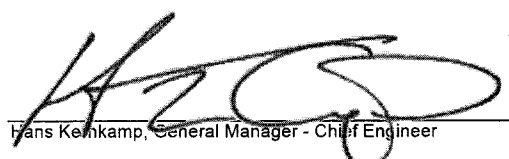
Tuesday, July 25, 2017

FROM : EXECUTIVE OFFICE AND WASTE RESOURCES :

SUBJECT: EXECUTIVE OFFICE AND WASTE RESOURCES : Resolution No. 2017-153,
Amending Resolution No. 2013-276 by Extending the Repayment Term on a
Temporary Transfer of Waste Management Department Enterprise Funds to the
RUHS Medical Center Enterprise Fund

RECOMMENDED MOTION: That the Board of Supervisors:
Adopt Resolution No. 2017-153, Authorizing an Extension of the Repayment Term on a
Temporary Transfer from the Waste Management Enterprise Fund to the Riverside County
Regional Medical Center Enterprise Fund

ACTION: Policy


Alex Gann 7/19/2017 
Hans Kemkamp, General Manager - Chief Engineer 7/20/2017

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: July 25, 2017
xc: E.O., Waste, Auditor

Kecia Harper-Ihem
Clerk of the Board

By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$0	\$ 0
NET COUNTY COST	\$	\$ 0	\$0	\$0
SOURCE OF FUNDS:			Budget Adjustment:	No
			For Fiscal Year:	17/18

C.E.O. RECOMMENDATION:

BACKGROUND:

Summary

On November 5, 2013, agenda item 3-10, the Board of Supervisors approved the Professional Services Agreement between the County and Huron Consulting Services, LLC in the amount of \$25,856,400. On November 26, 2013 the Board authorized Resolution 2013-276, a temporary transfer from the Waste Management Department Enterprise Fund to the RUHS Medical Center Enterprise Fund and set repayment terms of ten years plus interest as set-forth in Exhibit A of the resolution.

The Board desires to extend the repayment terms of the transfer and set a new repayment schedule to require payment of the temporary transfer by RUHS Medical Center Enterprise Fund, with interest, at a rate and times specified in Exhibit A to this Resolution 2017-153, which is a date before the funds are needed for their original intended purpose of long-term maintenance of landfills.

Impact on Residents and Businesses

There are no impacts to this action.

ATTACHMENT A. Resolution 2017-153.

ATTACHMENT B. Exhibit A to Resolution 2017-153


Susana Garcia-Bocanegra

7/20/2017


Gregory L. Priamos, Director County Counsel

7/21/2017

RESOLUTION NO. 2017-153

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE
AMENDING RESOLUTION NO. 2013-276 BY EXTENDING THE REPAYMENT TERM ON A
TEMPORARY TRANSFER OF WASTE MANAGEMENT DEPARTMENT ENTERPRISE FUNDS TO
THE RUHS MEDICAL CENTER ENTERPRISE FUND

WHEREAS, on November 5, 2013, in accordance with agenda item 3-10, the Board of Supervisors approved and authorized the Professional Services Agreement ("Agreement") between the County of Riverside ("County") and Huron Consulting Services, LLC ("Huron") for implementation of hospital financial performance and health system strategic plan programs in the amount of Twenty-Five Million Eight Hundred Fifty Six Thousand and Four Hundred Dollars (\$25,856,400); and

WHEREAS, California Government Code Section 25252 and 25261 authorize the Board of Supervisors to establish and abolish those funds necessary for the proper transaction of the business of the County and further provides that the Board of Supervisors may authorize the County Auditor to make such transfers from one fund to another when the Board of Supervisors has authority over each fund; and

WHEREAS, the Board of Supervisors has authority over the Waste Disposal Enterprise Fund and the RUHS Medical Center Enterprise Fund and the public interest required a temporary transfer to be made from the Waste Disposal Enterprise Fund to the Riverside County Regional Medical Center Enterprise Fund in the amount of Twenty-Five Million Eight Hundred Fifty Six Thousand and Four Hundred Dollars (\$25,856,400) for the specific purpose of payment to Huron for services per the terms of the Agreement approved by the Board; and

WHEREAS, California case law (*Auerbach v. Board of Supervisors of County of Los Angeles*, 71 Cal. App. 4th 1427 (1999)) establishes the right of counties to temporarily transfer and loan money between funds until said moneys are needed to be spent for their original, intended purpose; and

1 WHEREAS, the Board adopted Resolution 2013-276 on November 26, 2013 to authorize
2 and direct the temporary transfer of Twenty-Five Million Eight Hundred Fifty Six Thousand and Four
3 Hundred Dollars (\$25,856,400) to be transferred from the Waste Disposal Enterprise Fund to the RUHS
4 Medical Center Enterprise Fund and set repayment terms of ten years plus interest as set-forth in Exhibit A
5 to Resolution No. 2013-276.

6 WHEREAS, the Twenty-Five Million Eight Hundred Fifty Six Thousand and Four Hundred
7 Dollars (\$25,856,400) transferred from the Waste Disposal Enterprise Fund to the RUHS Medical Center
8 Enterprise Fund is not anticipated to be utilized for its original, intended purpose until after fiscal year
9 2026-2027.

10
11 WHEREAS the Board desires to extend the repayment terms of the transfer and set a new
12 repayment schedule to require repayment of the temporary transfer by the RUHS Medical Center
13 Enterprise Fund, with interest, at the rate and times specified in Exhibit A to this Resolution No. 2017-153,
14 which is a date before said Twenty-Five Million Eight Hundred Fifty Six Thousand and Four Hundred
15 Dollars (\$25,856,400) is needed for its original, intended purpose; and
16

17 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of
18 Riverside assembled in regular session as follows:

19 1. The above recitals are true and correct.

20 2. The Exhibit A to Resolution No. 2013-276 is hereby deleted in its entirety and is replaced
21 by the Exhibit A attached to this Resolution No. 2017-153. In addition, Section 4 of Resolution No. 2013-
22 276 is deleted in its entirety and replaced with the repayment provisions in Section 4 of this Resolution No.
23 2017-153.

24 3. The Auditor/Controller of the County is hereby authorized and directed to repay the
25 temporary transfer to the Waste Disposal Enterprise Fund (sub-fund 40200) from the RUHS Medical
26 Center Enterprise Fund (sub-fund 40054) as reflected in Exhibit A to this Resolution 2017-153. In
27 addition, the Auditor/Controller of the County is hereby authorized and directed to make the necessary
28 journal entries and to take such further acts as are necessary or convenient to affect the repayment as set-
forth here-in.

1 4. The Auditor/Controller of the County shall ensure that the entire amount of the
2 temporary transfer is repaid to the Waste Disposal Enterprise Fund (sub-fund 40200) by the RUHS Medical
3 Center Enterprise Fund, with interest calculated and paid annually based on the County Treasurer Pool
4 Rate, no later than June 30, 2027. To the extent that insufficient amounts have been received in the RUHS
5 Medical Center Enterprise Fund to repay the entire amount of the temporary transfer plus interest on or
6 before June 30, 2027, the repayment of any remaining, unpaid balance and interest shall come from such
7 other unencumbered County General Fund monies as are lawfully available to make the repayment.

8 5. The Auditor/Controller of the County and any other County Officers are hereby
9 authorized to take such additional actions as are necessary or convenient to carry out the effect of this
10 resolution.

11 6. This resolution shall take effect from and after its date of adoption.

12 Passed and adopted by the Riverside County Board of Supervisors on this 25 day of
13 July, 2017.

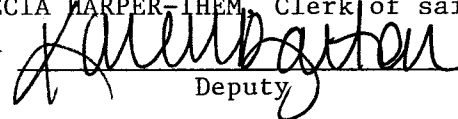
14
15 ROLL CALL:

16 Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
17 Nays: None
18 Absent: None

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

21 KECIA HARPER-IHEM, Clerk of said Board

22 By


Deputy

Resolution No. 2017-153

Exhibit A

Riverside County Regional Medical Center Enterprise fund
Payment Schedule for Funds transferred from
Waste Management Department Enterprise Fund

<u>Period</u>	<u>Payments</u>	<u>Balance</u>
11/27/2013	\$ -	\$ 25,856,400
6/30/2014	\$ -	\$ 25,856,400
6/30/2015	\$ -	\$ 25,856,400
6/30/2016	\$ 3,693,771	\$ 22,162,629
6/30/2017	\$ 3,693,771	\$ 18,468,858
6/30/2018	\$ -	\$ 18,468,858
6/30/2019	\$ -	\$ 18,468,858
6/30/2020	\$ -	\$ 18,468,858
6/30/2021	\$ -	\$ 18,468,858
6/30/2022	\$ -	\$ 18,468,858
6/30/2023	\$ 3,693,772	\$ 14,775,086
6/30/2024	\$ 3,693,772	\$ 11,081,315
6/30/2025	\$ 3,693,772	\$ 7,387,543
6/30/2026	\$ 3,693,772	\$ 3,693,772
6/30/2027	\$ 3,693,772	\$ -