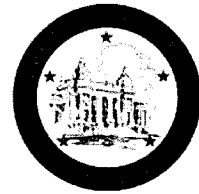


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM: 19.1
(ID # 11571)**

MEETING DATE:

Tuesday, February 11, 2020

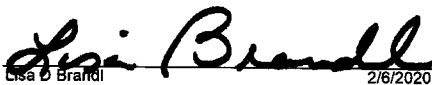
FROM: ECONOMIC DEVELOPMENT AGENCY (EDA):

SUBJECT: ECONOMIC DEVELOPMENT AGENCY (EDA): Resolution No. 2020-010, Approving the Issuance by the California Public Finance Authority of Revenue Bonds for the Benefit of an Affiliate of Wonderful Foundations in an Aggregate Principal Amount Not to Exceed \$14,000,000 for Acquisition of Educational Facilities, District 3/District 5, [\$0] (Vote on Separately)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Conduct a public hearing with the Board of Supervisors per Section 147(f) of the Internal Revenue Code of 1986;
2. Upon the close of the public hearing, adopt Resolution No. 2020-010, Approving The Issuance, From Time To Time, Pursuant To A Plan Of Finance, By The California Public Finance Authority Of Its Revenue Bonds For The Benefit Of An Affiliate Of Wonderful Foundations In An Aggregate Principal Amount Not To Exceed \$14,000,000 For The Purpose Of The Acquisition Of Charter School Facilities In The County Of Riverside, State Of California And Providing The Terms And Conditions For Such Obligations And Other Matters Relating Thereto Herein Specified; and

ACTION: Separate Vote Required

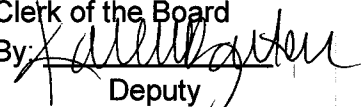

Lisa D Brandl 2/6/2020

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: February 11, 2020
xc: EDA

Kecia R. Harper
Clerk of the Board

By: 
Deputy

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

3. Authorize the Assistant County Executive Officer/ECD, or designee, to take all necessary steps to implement Resolution No. 2020-010, including but not limited to, signing subsequent essential and relevant documents.

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	N/A
			For Fiscal Year:	2019/20

C.E.O. RECOMMENDATION: Approve.

BACKGROUND:

Summary

An affiliate of Wonderful Foundations, Inc. (the "Borrower"), an Oregon nonprofit corporation described in Section 501(c)(3) of the Internal Revenue Code of 1986 (the "Code"), and a real estate holding company for public charter schools, has requested that the California Public Finance Authority (the "CPFA") participate in the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$14,000,000 to finance the acquisition of public charter school facilities (the "Project");

In order for the interest of the Bonds to be tax-exempt, Section 147(f) of the Internal Revenue Code of 1986, as amended, requires that the governmental unit where the project is located, hold a public hearing on the issuance of Bonds and approve the issuance of the Bonds following such hearing. The California Public Finance Authority has requested that the Board of Supervisors approve the issuance of the Bonds by the California Public Finance Authority in order to satisfy the public approval requirement of section 147(f) of the IRS Code. The California Public Finance Authority will be the conduit issuer and the Bonds will not represent an obligation of the County of Riverside or the Economic Development Agency for the County of Riverside.

County Counsel has reviewed and approved as to form, Resolution No. 2020-010. Staff recommends adoption of Resolution No. 2020-010.

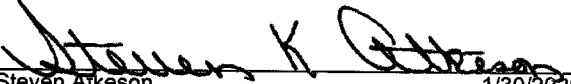
Impact on Residents and Businesses

The financing of acquisition of public charter school facilities by the Wonderful Foundations will have a positive impact on citizens and businesses as it provides adequate education facilities to the community as well as creates jobs for local residents.

Attachments:

- Resolution No. 2020-010
- Public Notice

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


Steven Atkeson

1/30/2020


Gregory V. Priamos, Director County Counsel

1/29/2020

2
3 RESOLUTION NO. 2020-010

4
5 A RESOLUTION OF THE BOARD OF SUPERVISORS OF
6 THE COUNTY OF RIVERSIDE APPROVING THE ISSUANCE, FROM TIME TO TIME,
7 PURSUANT TO A PLAN OF FINANCE, BY THE CALIFORNIA PUBLIC FINANCE
8 AUTHORITY OF ITS REVENUE BONDS FOR THE BENEFIT OF AN AFFILIATE OF
9 WONDERFUL FOUNDATIONS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO
10 EXCEED \$14,000,000 FOR THE PURPOSE OF THE ACQUISITION OF CHARTER SCHOOL
11 FACILITIES IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA AND
12 PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER
13 MATTERS RELATING THERETO HEREIN SPECIFIED

14
15 **WHEREAS**, the California Public Finance Authority (the "Authority") is authorized
16 to issue revenue bonds for the purpose of financing and acquiring charter school facilities in the State
17 of California; and

18 **WHEREAS**, an affiliate of Wonderful Foundations (the "Borrower"), an Oregon
19 nonprofit corporation described in Section 501(c)(3) of the Code, has requested that the Authority
20 issue qualified 501(c)(3) bonds, as defined in Section 145 of the Internal Revenue Code of 1986 (the
21 "Code"), under a plan of financing in one or more series issued from time to time, in order to pay the
22 costs of acquiring public charter school facilities, together with funding reserves and paying costs of
23 issuance (the "Bonds"). The public charter school facilities located in the County of Riverside are
24 located at (i) 25560 Alessandro Boulevard, Moreno Valley, CA and are expected to be acquired for
25 no more than \$12,000,000 and (ii) located at 43517 Ridge Park Drive, Temecula, CA and are expected
26 to be acquired for no more than \$2,000,000 (together, the "Project"). On the date of issuance of the
27 Bonds, the Project will be owned by the Borrower; and

28 **WHEREAS**, pursuant to Section 147(f) of the Code, prior to their issuance, private

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 1-29-2020
DATE: SYNTHIA M. GUNZEL

1 activity bonds are required to be approved by the “applicable elected representative” of the
2 governmental unit having jurisdiction over the entire area in which any facility financed by such
3 bonds is to be located, after a public hearing held following reasonable public notice; and

4 **WHEREAS**, the members of this Board of Supervisors (this “Board of
5 Supervisors”) are the applicable elected representatives of the County; and

6 **WHEREAS**, there has been published, at least 7 days prior to the date hereof, in a
7 newspaper of general circulation within the County or on the County’s website, a notice that a public
8 hearing regarding the Bonds would be held on a date specified in such notice; and

9 **WHEREAS**, such public hearing was conducted on such date, at which time an
10 opportunity was provided to interested parties to present arguments both for and against the issuance
11 of the Bonds; and

12 **WHEREAS**, it is intended that this resolution shall constitute the approval of the
13 issuance of the Bonds required by Section 147(f) of the Code;

14 **NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED**
15 by the Board of Supervisors of the County of Riverside, assembled in regular session, at the
16 conclusion of the public hearing, on February 11, 2020, at 9:30 a.m. or soon thereafter, in the
17 meeting room of the Board of Supervisors, located on the first floor of the County Administrative
18 Center, 4080 Lemon Street, Riverside, California, the following:

19 Section 1. That the above recitals are true and correct.

20 Section 2. The Board of Supervisors hereby approves the issuance of the Bonds
21 by the Authority. It is the purpose and intent of the Board of Supervisors that this resolution
22 constitute approval of the Bonds for the purposes of Section 147(f) of the Code.

23 Section 3. The officers of the County, the Clerk and all other proper officers and
24 officials of the County are hereby authorized and directed, to do any and all things and to execute and
25 deliver any and all documents and certificates that they deem necessary or advisable in order to carry
26 out, give effect to and comply with the terms and intent of this resolution and the financing approved
27 hereby.

28 Section 4. The issuance of the Bonds shall be subject to the approval of the

1 Authority of all financing documents relating thereto to which the Authority is a party. The County
2 shall have no responsibility or liability whatsoever with respect to the Bonds.

3 Section 5. The adoption of this Resolution shall not obligate the County or any
4 department thereof to (i) provide any financing to acquire or construct the Project or any
5 refinancing of the Project; (ii) approve any application or request for or take any other action in
6 connection with any planning approval, permit or other action necessary for the acquisition,
7 rehabilitation or operation of the Project; (iii) make any contribution or advance any funds
8 whatsoever to the Authority; or (iv) take any further action with respect to the Authority or its
9 membership therein.

10 Section 6. The Clerk shall forward a certified copy of this Resolution to the
11 Authority in care of its counsel:

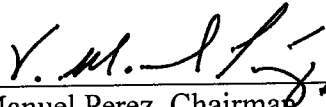
12 Chas Cardall
13 Orrick Herrington & Sutcliffe LLP
14 The Orrick Building
15 405 Howard Street
16 San Francisco, CA 94105-2669

17 Section 7. This Resolution shall take effect immediately upon its passage.
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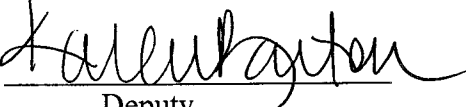
THE FOREGOING RESOLUTION NO. 2020-010 is hereby adopted by the Board of Supervisors of the County of Riverside this February 11, 2020, by the following vote:

AYES: Jeffries, Spiegel, Washington, Perez and Hewitt
NOES: None
ABSENT: None
ABSTAINING: None



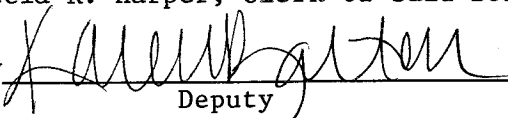
V. Manuel Perez, Chairman
Board of Supervisors

ATTEST:
Kecia R. Harper
Clerk of the Board



Deputy

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

Kecia R. Harper, Clerk of said Board
By 

Deputy

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on February 11, 2020, a public hearing as required by Section 147(f) of the Internal Revenue Code of 1986 will be held with respect to the proposed issuance by the California Public Finance Authority of its revenue bonds in one or more series pursuant to a plan of financing in an amount not to exceed \$14,000,000 (the "Bonds") on behalf of an affiliate of the Wonderful Foundations, Inc. (the "Borrower"), an Oregon nonprofit public benefit corporation, an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986 (the "Code"). The proceeds of the Bonds will be used to: (1) finance the acquisition of public charter school facilities (the "Project"); and (2) fund certain reserves and pay certain expenses incurred in connection with the issuance of the Bonds.

The public charter school facilities included in the Project are located at (i) 25560 Alessandro Boulevard, Moreno Valley, CA and are expected to be acquired for no more than \$12,000,000 and (ii) located at 43517 Ridge Park Drive, Temecula, CA and are expected to be acquired for no more than \$2,000,000. The Project will be owned by the Borrower.

The Bonds and the obligation to pay principal of and interest thereon and any redemption premium with respect thereto do not constitute indebtedness or an obligation of the County of Riverside, the Authority, the State of California or any political subdivision thereof, within the meaning of any constitutional or statutory debt limitation, or a charge against the general credit or taxing powers of any of them. The Bonds shall be a limited obligation of the Authority, payable solely from certain revenues duly pledged therefor and generally representing amounts paid by the Borrower. The Bonds will be issued as "qualified 501(c)(3) bonds" under Section 145 of the Code.

The hearing will commence at 9:30 a.m. or as soon thereafter as the matter can be heard, and will be held at 4080 Lemon Street, First Floor, Board Chambers, Riverside, California, 92501. Interested persons wishing to express their views on the issuance of the Bonds or on the nature and location of the Project proposed to be financed may attend the public hearing or, prior to the time of the hearing, submit written comments.

Additional information concerning the above matter may be obtained from, and written comments should be addressed to, Clerk of the Board, 4080 Lemon St. Riverside, CA 92501.

Dated: February 11, 2020