

BEFORE THE BOARD OF SUPERVISORS
OF THE
COUNTY OF FRESNO, STATE OF CALIFORNIA

IN THE MATTER OF DECREASING FY 2016-17)
UNASSIGNED FUND BALANCE IN THE GENERAL FUND)
IN THE AMOUNT OF \$3,000,000 AND INCREASING THE)
FY 2016-17 GENERAL FUND, SJVIA CASH ADVANCE)
RECEIVABLE IN THE AMOUNT OF \$3,000,000, TO FUND)
A CASH ADVANCE TO THE SAN JOAQUIN VALLEY)
INSURANCE AUTHORITY)

RESOLUTION

WHEREAS, The County of Fresno, the County of Tulare, and the Central San Joaquin Valley Risk Management Authority, a joint powers authority, are the members of the San Joaquin Valley Insurance Authority, a joint powers agency separate and apart from such members and created by such members pursuant to Title 1, Division 7, Chapter 5, Article 1 (beginning with section 6500) of the California Government Code (the "Joint Powers Law") under that certain Joint Exercise Of Powers Agreement Creating The San Joaquin Valley Insurance Authority ("SJVIA"), effective as of July 1, 2013 (the "SJVIA Joint Powers Agreement"); and

WHEREAS, the County of Fresno has, under Government Code section 6504, subdivision (c), the authority to provide advances of public funds to the SJVIA for the purposes set forth in SJVIA Joint Powers Agreement; specifically, Article 5 of the SJVIA Joint Powers Agreement provides that the SJVIA shall have all powers set forth in the Joint Powers Law, and is authorized to do all acts necessary for the exercise of those powers, and that such powers include, but are not limited to, receiving and using contributions and advances from any party or parties to the SJVIA Joint Powers Agreement, or participating entity or entities in the SJVIA as provided in Government Code section 6504; and

WHEREAS, the SJVIA has requested that the County of Fresno and the County of Tulare each make available for advance up to \$3,000,000 until June 30, 2017, as needed by the SJVIA to assist the SJVIA in managing its cash flow needs to ensure that the SJVIA has sufficient cash to pay its costs for the purposes of the SJVIA Joint Powers Agreement; and

1 WHEREAS, the maximum advance amount of \$3,000,000 is in addition to the previously
2 approved advance of \$2,000,000 that was adopted by the Board of Supervisors of the County of
3 Fresno on December 15, 2015. The total amount of both advances shall not exceed a maximum
4 amount of \$5,000,000; and

5 WHEREAS, the Board of Supervisors of the County of Fresno desires to authorize an
6 advance or advances to the SJVIA on or after December 13, 2016 and until June 30, 2017, up to the
7 maximum amount of \$3,000,000, and expressly requests repayment thereof, plus accrued interest
8 thereon at the then-current County of Fresno Treasury Pool interest rate, by the SJVIA, as provided in
9 a separately adopted Resolution of the Board of Supervisors of the County of Fresno; and

10 WHEREAS, the then-current County of Fresno Treasury Pool interest rate shall mean the
11 weighted average of the interest rate, if such rate is modified during the interval between the time of
12 the advance and the time of its repayment, as applied to the funds advanced during each period, or
13 portion thereof, that such interest rate is in effect; and

14 WHEREAS, the County of Fresno's funding is available in the FY 2016-17 Unassigned Fund
15 Balance of the General Fund; and

16 WHEREAS, such funds are not included for the purposes of this Resolution in the County of
17 Fresno's adopted appropriations for FY 2016-17; and

18 WHEREAS, the Board of Supervisors of the County of Fresno is informed and believes that
19 the Board of Supervisors of the County of Tulare desires to authorize an advance or advances to the
20 SJVIA on or after a date yet to be set and until June 30, 2017, up to the maximum amount of
21 \$3,000,000, plus accrued interest thereon, and will expressly request repayment thereof by the
22 SJVIA; and

23 WHEREAS, the maximum advance amount of \$3,000,000 is in addition to the previously
24 approved advance of \$2,000,000 that was adopted by the Board of Supervisors of the County of
25 Tulare in FY 2015-16. The total amount of both advances shall not exceed a maximum amount of
26 \$5,000,000; and

27 WHEREAS, to provide the County of Fresno's funding for and according to such separately
28 adopted Resolution of the Board of Supervisors of the County of Fresno, the SJVIA from time to

time may request and receive up to the maximum amount of \$3,000,000 until June 30, 2017, in the form of a cash advance or cash advances from the County of Fresno's Unassigned Fund Balance of the General Fund for Fiscal Year 2016-17; and

WHEREAS, the \$3,000,000 will be funded by a decrease in the FY 2016-17 Unassigned Fund Balance of the General Fund 0001, Subclass 10000; and

WHEREAS, as provided by such separately adopted Resolution of the Board of Supervisors of the County of Fresno, the County of Fresno will request the SJVIA to repay in full to the County of Fresno any such advance or advances made, plus accrued interest thereon at the then-current County of Fresno Treasury Pool interest rate, at the earlier of (a) when there is a sufficient cash balance in SJVIA's Chase Bank account or accounts to cover regular SJVIA cash flow needs, as determined by SJVIA Manager or SJVIA Assistant Manager (or both of them) and the SJVIA Auditor-Treasurer; or (b) December 30, 2021; and

WHEREAS, as requested by the SJVIA from time to time, and as authorized by the County of Fresno Auditor-Controller/Treasurer-Tax Collector, the County of Fresno will wire the funds from the County of Fresno's bank accounts at Bank of the West to the SJVIA's Claims Reserve bank account at Chase Bank, or, upon written request of the SJVIA, to such other SJVIA bank account at Chase Bank for the purposes of this Resolution and such other Resolution of the Board of Supervisors of the County of Fresno referred to herein; and

WHEREAS, Government Code section 29130 provides for the appropriation of funds from unassigned fund balances by a 4/5 vote of the Board of Supervisors;

NOW, THEREFORE, IT IS ORDERED that the Auditor-Controller/Treasurer-Tax Collector is authorized to decrease the FY 2016-17 Unassigned Fund Balance as follows:

FUND	0001	General Fund	
SUBCLASS	10000		
ACCOUNT	2230	Fund Balance-Unassigned	<u>(\$3,000,000)</u>

1 BE IT FURTHER RESOLVED, and it is ordered that the decrease in the Unassigned Fund
2 Balance shall be offset by the Auditor-Controller/Treasurer-Tax Collector making an increase in the
3 FY 2016-17 General Fund, as follows:
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5 FUND	0001	General Fund	
6 SUBCLASS	10000		
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8 ACCOUNT	0365	SJVIA Cash Advance Receivable	<u>\$3,000,000</u>

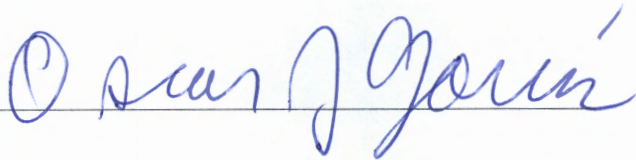
9 BE IT FURTHER RESOLVED, and it is ordered that, as requested by the SJVIA from time
10 to time, the County of Fresno Auditor-Controller/Treasurer-Tax Collector is hereby authorized on
11 behalf of the County of Fresno to wire the funds from the County of Fresno's bank accounts at Bank
12 of the West to the SJVIA's Claims Reserve bank account at Chase Bank, or, upon written request of
13 the SJVIA, to such other SJVIA bank account at Chase Bank for the purposes of this Resolution and
14 such other Resolution of the Board of Supervisors of the County of Fresno referred to herein.
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19 Approved as to Accounting Form:

20 Oscar J. Garcia, CPA

21 Auditor-Controller/Treasurer-Tax Collector
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23
24 By

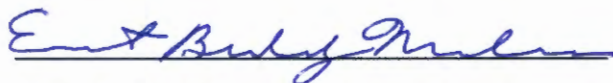


1 THE FOREGOING was passed and adopted by the following vote of the
2 Board of Supervisors of the County of Fresno this 13th day of December, 2016, to-wit:

3 AYES: Supervisors Borgeas, Mendes, Pacheco, Poochigian

4 NOES: None

5 ABSENT: Supervisor Perea

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8 CHAIRMAN, Board of Supervisors

9 ATTEST:

10 BERNICE E. SEIDEL
11 Clerk, Board of Supervisors

12 By Susan Bishop

13 Deputy

14 Agenda Item No. 3.1
15 Resolution No. 16-488

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