

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

IN THE MATTER OF DECREASING THE FY 2015-16 )  
UNASSIGNED FUND BALANCE IN THE GENERAL FUND )  
IN THE AMOUNT OF \$2,000,000, AND INCREASING THE )  
THE FY 2015-16 GENERAL FUND, SJVIA CASH ADVANCE ) RESOLUTION  
RECEIVABLE, IN THE AMOUNT OF \$2,000,000, TO FUND )  
A CASH ADVANCE TO THE SAN JOAQUIN VALLEY )  
INSURANCE AUTHORITY )

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 \$2,000,000 until June 30, 2016, 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 Board of Supervisors of the County of Fresno desires to authorize an  
2 advance or advances to the SJVIA on or after December 15, 2015 and until June 30, 2016, up to the  
3 maximum amount of \$2,000,000, and expressly requests repayment thereof, plus accrued interest  
4 thereon at the then-current County of Fresno Treasury Pool interest rate, by the SJVIA, as provided  
5 in a separately adopted Resolution of the Board of Supervisors of the County of Fresno; and

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

10 WHEREAS, the County of Fresno's funding is available in the FY 2015-16 Unassigned Fund  
11 Balance of the General Fund; and

12 WHEREAS, such funds are not included for the purposes of this Resolution in the County of  
13 Fresno's adopted appropriations for FY 2015-16; and

14 WHEREAS, the Board of Supervisors of the County of Fresno is informed and believes that  
15 the Board of Supervisors of the County of Tulare desires to authorize an advance or advances to the

16 SJVIA on or after a date yet to be set and until June 30, 2016, up to the maximum amount of  
17 \$2,000,000, plus accrued interest thereon, and will expressly request repayment thereof by the  
18 SJVIA; and

19 WHEREAS, to provide the County of Fresno's funding for and according to such separately  
20 adopted Resolution of the Board of Supervisors of the County of Fresno, the SJVIA from time to time  
21 may request and receive up to the maximum amount of \$2,000,000 until June 30, 2016, in the form  
22 of a cash advance or cash advances from the County of Fresno's unassigned fund balance of the  
23 General Fund for Fiscal Year 2015-16; and

24 WHEREAS, the \$2,000,000 will be funded by a decrease in the FY 2015-16 unassigned fund  
25 balance of the General Fund 0001, Subclass 10000; and

26 WHEREAS, as provided by such separately adopted Resolution of the Board of Supervisors  
27 of the County of Fresno, the County of Fresno will request the SJVIA to repay in full to the County of  
28 Fresno any such advance or advances made, plus accrued interest thereon at the then-current

1 County of Fresno Treasury Pool interest rate, at the earlier of (a) when there is a sufficient cash  
 2 balance in SJVIA's Chase Bank account or accounts to cover regular SJVIA cash flow needs, as  
 3 determined by SJVIA Manager or SJVIA Assistant Manager (or both of them) and the SJVIA  
 4 Auditor-Treasurer; or (b) December 30, 2017;

5 WHEREAS, as requested by the SJVIA from time to time, and as authorized by the County  
 6 of Fresno Auditor-Controller/Treasurer-Tax Collector, the County of Fresno will wire the funds from  
 7 the County of Fresno's bank accounts at Bank of the West to the SJVIA's Claims Reserve # 819  
 8 bank account at Chase Bank, or, upon written request of the SJVIA, to such other SJVIA bank  
 9 account at Chase Bank for the purposes of this Resolution and such other Resolution of the Board  
 10 of Supervisors of the County of Fresno referred to herein;

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

13 NOW, THEREFORE, IT IS ORDERED that the Auditor-Controller/Treasurer-Tax Collector is  
 14 authorized to decrease the FY 2015-16 unassigned fund balance as follows:

16 FUND	0001	General Fund	
17 SUBCLASS	10000		
18 ACCOUNT	2230	Fund Balance-Unassigned	<u>\$(2,000,000)</u>

19 BE IT FURTHER RESOLVED, and it is ordered that the decrease in the unassigned fund  
 20 balance shall be offset by the Auditor-Controller/Treasurer-Tax Collector making an increase in the  
 21 FY 2015-16 General Fund, as follows:

23 FUND	0001	General Fund	
24 SUBCLASS	10000		
25 ACCOUNT	0365	SJVIA Cash Advance Receivable	<u>\$2,000,000</u>

26 BE IT FURTHER RESOLVED, and it is ordered that, as requested by the SJVIA from time to  
 27 time, the County of Fresno Auditor-Controller/Treasurer-Tax Collector is hereby authorized on behalf  
 28 of the County of Fresno to wire the funds from the County of Fresno's bank accounts at Bank of the  
 West to the SJVIA's Claims Reserve # 819 bank account at Chase Bank, or, upon written request of

1 the SJVIA, to such other SJVIA bank account at Chase Bank for the purposes of this Resolution and  
2 such other Resolution of the Board of Supervisors of the County of Fresno referred to herein.

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7 Approved as to Accounting Form:  
8 Vicki Crow, C.P.A.  
9 Auditor-Controller/Treasurer-Tax Collector

10  
11 by *Vicki Crow*

12  
13 THE FOREGOING was passed and adopted by the following vote of the  
14 Board of Supervisors of the County of Fresno this 15<sup>th</sup> day of December, 2015,  
15 to-wit:

16 AYES: Supervisors Borgeas, Mendes, Pacheco, Perea, Poochigian  
17 NOES: None  
18 ABSENT: None  
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20  
21 *Abraham A. Poochigian*  
22 CHAIRMAN, Board of Supervisors  
23

24 ATTEST:  
25 BERNICE E. SEIDEL  
26 Clerk, Board of Supervisors  
27

28 By *Susan Bishop*  
Deputy