SUBMITTAL TO THE BOARD OF DIRECTORS OF THE RIVERSIDE COUNTY PUBLIC FINANCING AUTHORITY COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

452

FROM: Public Financing Authority

SUBMITTAL DATE: February 3, 2011

SUBJECT: Resolution Number 2011-02 Authorizing the Purchase and Sale of Redevelopment Agency for the County of Riverside Tax Allocation Housing Bonds

RECOMMENDED MOTION: That the Board of Directors adopt Resolution Number 2011-02 authorizing the Purchase and Sale Redevelopment Agency for the County of Riverside tax allocation housing bonds, Series A, and Redevelopment Agency for the County of Riverside taxable tax allocation housing bonds, Series A-T, approving related documents, and authorizing official actions

BACKGROUND: The Redevelopment Agency for the County of Riverside proposes to issue its not to exceed $35,000,000 combined initial aggregate principal amount of its 2011 Tax Allocation Housing Bonds, Series A, and its 2011 Taxable Tax Allocation Housing Bonds, Series A-T, for the purpose of financing low- and moderate-income housing of benefit to the Agency's various redevelopment project areas.

Robert Field
Executive Director

FINANCIAL DATA	**Current F.Y. Total Cost:** $ 0.00		**In Current Year Budget:**	Yes
	Current F.Y. Net County Cost: $ 0.00		**Budget Adjustment:**	No
	Annual Net County Cost: $ 0.00		**For Fiscal Year:**	2011/12

SOURCE OF FUNDS: RDA Low and Moderate Income Housing

Positions To Be Deleted Per A-30 ☐

Requires 4/5 Vote ☐

C.E.O. RECOMMENDATION: APPROVE

BY: Jennifer L. Sargent

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: ANITA C. WILLIS DATE 2-3-11

Departmental Concurrence

Dep't Recomm.: ☐ Consent ☒ Policy

Per Exec. Ofc.: ☐ Consent ☑ Policy

5.1

Prev. Agn. Ref.: | **District:** ALL | **Agenda Number:**

RF:LB:ER:RD 10631 S:\RDACOM\RDA_ADMN\Bond Issues\2011 Housing\PFA 2011 BOND ISSUANCE RESOLUTION 2011-02 FORM 11_10631.doc

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PUBLIC FINANCING AUTHORITY **BOARD OF DIRECTORS**

RESOLUTION NO. 2011-02

RESOLUTION OF THE RIVERSIDE COUNTY PUBLIC FINANCING AUTHORITY AUTHORIZING THE PURCHASE AND SALE OF REDEVELOPMENT AGENCY FOR THE COUNTY OF RIVERSIDE 2011 TAX ALLOCATION HOUSING BONDS, SERIES A, AND REDEVELOPMENT AGENCY FOR THE COUNTY OF RIVERSIDE 2011 TAXABLE TAX ALLOCATION HOUSING BONDS, SERIES A-T, APPROVING RELATED DOCUMENTS, AND AUTHORIZING OFFICIAL ACTIONS

WHEREAS, the County of Riverside (the "County"), and the Redevelopment Agency for the County of Riverside ("the Agency") have entered into a Joint Exercise of Powers Agreement, dated as of March 20, 1990 (the "Agreement"), creating the Riverside County Public Financing Authority (the "Authority");

WHEREAS, pursuant to Article 4 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the "Act") and the Agreement, the Authority is authorized to purchase bonds issued by the Agency;

WHEREAS, pursuant to the Act and the Agreement the Authority is further authorized to sell bonds so purchased to public or private purchasers at public or negotiated sale;

WHEREAS, under the Community Redevelopment Law of the State of California, twenty percent (20%) of the tax revenues allocated to the Agency are required to be set aside in a Low and Moderate Income Housing Fund for use in increasing the supply of low- and moderate-income housing in the County;

WHEREAS, the Agency has determined to issue two series of bonds to fund various housing activities relating to low- and moderate- income housing and of benefit to the Agency's various redevelopment projects;

WHEREAS, the Authority desires to purchase from the Agency its Redevelopment Agency for the County of Riverside 2011 Tax Allocation Housing Bonds, Series A (the "Series A Bonds"), solely from the proceeds received from the Authority's concurrent sale of the Series A Bonds to the Underwriter (as defined below);

WHEREAS, the Authority also desires to purchase from the Agency its Redevelopment Agency for the County of Riverside 2011 Taxable Tax Allocation Housing Bonds, Series A-T (the "Series A-T Bonds" and, together with the Series A Bonds, the "Bonds"), solely from the proceeds received from the Authority's concurrent sale of the Series A-T Bonds to the Underwriter;

WHEREAS, the combined aggregate principal amount of the Series A Bonds and the Series A-T Bonds shall not exceed $35,000,000;

WHEREAS, the Agency has caused an Official Statement relating to the Bonds (the "Official Statement") to be submitted to the Authority for approval for distribution to purchasers of the Bonds; and

WHEREAS, the Board of Directors (the "Board") of the Authority has duly considered such transactions and wishes at this time to authorize proceedings for the purchase and sale of the Bonds in the public interests of the Authority;

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Riverside County Public Financing Authority, as follows:

Section 1. Recitals True and Correct. The foregoing recitals are true and correct and this Authority so finds and determines.

Section 2. Sale of Bonds. The Authority hereby approves the purchase and sale of the Bonds by negotiation with Stone & Youngberg LLC and E. J. De La Rosa & Co., Inc as underwriters (collectively, the "Underwriter"). The Bond Purchase

Agreements (the "Purchase Agreements"), one each for the Series A Bonds and the Series A-T Bonds, each by and among the Authority, the Underwriter and the Agency, pursuant to which the Agency agrees to sell the Bonds to the Authority, for re-sale to the Underwriter, and the Underwriter agrees to purchase the Bonds from the Authority, in the form on file with the Secretary, be and the same are hereby approved, and the Chairman, the Vice Chairman, the Executive Director, the Assistant Executive Director and the Deputy Executive Director of the Agency (who is also an Assistant Secretary of the Authority), are hereby separately authorized and directed to execute said documents, with such changes, insertions and omissions as may be approved by such official, including modifications to provide for the private placement of all or a portion of the Bonds and the payment of placement agent fees, if any, so long as: (A) the combined aggregate principal amount of the Series A Bonds and the Series A-T Bonds does not exceed $35,000,000, (B) the true interest cost on the Series A Bonds does not exceed 9.00% per annum, (C) the Underwriter's discount (exclusive of original issue discount) on the Series A Bonds does not exceed 1.00%,(D) the true interest cost on the Series A-T Bonds does not exceed 10.25% per annum, and (E) the Underwriter's discount (exclusive of original issue discount) on the Series A-T Bonds does not exceed 1.00%.

Section 3. Official Statement. The Official Statement relating to the Bonds, together with such amendments and supplements as shall be necessary or convenient to accurately describe the Bonds in accordance with the Purchase Agreements, this Resolution and the other related proceedings and documents, is hereby approved for distribution to the purchasers of the Bonds.

Section 4. Official Action. The Chairman, the Vice Chairman, the Executive Director, the Assistant Executive Director, the Deputy Executive Director of the Agency, in his capacity as Assistant Secretary of the Authority, and the Secretary and any and all other officers of the Authority are hereby authorized and directed, for and in the name and on behalf of the Authority, to do any and all things and take any and all actions, including execution and delivery of any and all assignments, certificates, notices, consents, instruments of conveyance, warrants and other documents, which they, or any of them, may deem necessary or advisable in order to consummate the sale and delivery of the Bonds to the Authority for resale and delivery to the Underwriter pursuant to the Purchase Agreements approved herein.

Section 5. Effective Date. This resolution shall take effect from and after the date of approval and adoption thereof.

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FORM APPROVED COUNTY COUNSEL

BY: [signature] 2-3-11

ANITA C. WILLIS DATE

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