



RESOLUTION NO. 157-2015

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO, CALIFORNIA,
CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE COUNTY'S UNINCORPORATED
AREA IN THE GOLDEN STATE FINANCE AUTHORITY'S PROGRAM TO FINANCE
RENEWABLE ENERGY GENERATION, ENERGY AND WATER EFFICIENCY IMPROVEMENTS
AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE

WHEREAS, the Golden State Finance Authority ("Authority") is a joint exercise of powers authority established pursuant to Chapter 5 of Division 7, Title 1 of the Government Code of the State of California (Section 6500 and following) (the "Act") and the Joint Power Agreement entered into on July 1, 1993, as amended from time to time (the "Authority JPA"), of which the County of El Dorado is a member; and

WHEREAS, the Authority has established a property-assessed clean energy program (the "Authority PACE Program") to provide for the financing of renewable energy generation, energy and water efficiency improvements and electric vehicle charging infrastructure (the "Improvements") pursuant to Chapter 29 of the Improvement Bond Act of 1911, being Division 7 of the California Streets and Highways Code ("Chapter 29") within counties and cities throughout the State of California that elect to participate in such program; and

WHEREAS, the County of El Dorado (the "County") is committed to development of renewable energy generation and energy and water efficiency improvements, reduction of greenhouse gases, and protection of the environment; and

WHEREAS, in Chapter 29, the Legislature has authorized cities and counties to assist property owners in financing the cost of installing Improvements through a voluntary contractual assessment program; and

WHEREAS, installation of such Improvements by property owners within the jurisdictional boundaries of the counties and cities that are participating in the Authority PACE Program would promote the purposes cited above; and

WHEREAS, the County wishes to provide innovative solutions to its property owners to achieve energy and water efficiency and in doing so cooperate with Authority in order to efficiently and economically assist property owners within the unincorporated area of the County in financing such Improvements; and

WHEREAS, Authority has established the Authority PACE Program, which is such a voluntary contractual assessment program, as permitted by the Act, and the Authority JPA, originally made and entered into July 1, 1993, as amended to date, to assist property owners within the unincorporated area of the County in financing the cost of installing Improvements; and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Board of Supervisors finds and declares that properties in the County's unincorporated area will be benefited by the availability of the Authority PACE Program to finance the installation of the Improvements.

2. This Board of Supervisors consents to inclusion in the Authority PACE Program of all of the properties in the unincorporated area within the County and to the Improvements, upon the request by and execution of the voluntary contractual assessment of owners of such properties, in compliance with the laws, rules and regulations applicable to such program; and to the assumption of jurisdiction thereover by Authority for the purposes thereof.
3. The consent of this Board of Supervisors constitutes assent to the assumption of jurisdiction by Authority for all purposes of the Authority PACE Program and authorizes Authority, upon satisfaction of the conditions imposed in this resolution, to take each and every step required for or suitable for financing the Improvements, and the issuance and enforcement of bonds to represent such contractual assessments; provided, however, that the County shall assist in the tax roll preparation, billing and collection of the contractual assessments to finance the Improvements as determined by written agreement between the Authority and the County for the collection of taxes and special contractual assessments.
4. The County will not be responsible for the conduct of any assessment proceedings by the Authority, the levy of assessments by the PACE program; any required remedial action in the case of delinquencies in such assessment payments; or the issuance, sale or administration of any bonds or other indebtedness in connection with the Authority PACE Program and Improvements.
5. The debts, liabilities and obligations of the Authority shall not be the debts, liabilities and obligations of the County.
6. County staff is authorized and directed to coordinate with Authority staff to facilitate operation of the Authority PACE Program within the unincorporated County, and report back periodically to this Board of Supervisors on the success of such program.
7. The Board of Supervisors hereby finds that adoption of this Resolution is not a "project" under the California Environmental Quality Act, because the Resolution does not involve any commitment to a specific project which may result in a potentially significant physical impact on the environment, as contemplated by Title 14, California Code of Regulations, Section 15378(b)(4).

This Resolution shall take effect immediately upon its adoption. The Clerk of the Board of Supervisors is directed to send a certified copy of this resolution to the Secretary of the Authority at: Golden State Finance Authority, 1215 K Street, Sacramento CA 95814.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held the 15th day of September, 2015, by the following vote of said Board:

Attest:

James S. Mitrisin

Clerk of the Board of Supervisors

By:

Deputy Clerk

Ayes: Frentzen, Ranalli, Mikulaco, Veerkamp, Novasel

Noes: None

Absent: None

Chair, Board of Supervisors
Brian K. Veerkamp