

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

Certified copy of portion of proceedings, Meeting of December 17, 2019

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF HUMBOLDT, CALIFORNIA, AUTHORIZING SCHOOL DISTRICTS AND COMMUNITY COLLEGE DISTRICTS UNDER JURISDICTION OF THE SUPERINTENDENT OF SCHOOLS OF THE COUNTY TO ISSUE AND SELL SCHOOL BONDS DIRECTLY PURSUANT TO STATE LAW

WHEREAS, Section 15140(b) of the California Education Code authorizes a county board of supervisors to allow school districts and community college districts over which the county superintendent of schools has jurisdiction to issue and sell school bonds directly without further action by the board of supervisors or officers of the county; and

WHEREAS, this Board of Supervisors of the County of Humboldt (the “County”) desires to make such procedures available to the school districts and community college districts of the County over which the Superintendent of Schools of the County has jurisdiction in accordance with the provisions contained in said law;

NOW, THEREFORE, BE IT RESOLVED by this Board of Supervisors of the County of Humboldt, as follows:

Section 1. Application of Education Code Section 15140(b). This Board of Supervisors hereby declares that Education Code Section 15140(b) shall hereafter be applicable to the issuance and sale of all school bonds pursuant to Chapter 1 of Part 10 of Division 1 of Title 1 of the Education Code by any school district or community college district under the jurisdiction of the Superintendent of Schools of the County, including the following provisions:

(a) No school district that has received, at the time of the sale or issuance of the bonds, a qualified or negative certification in its most recent interim report (as defined in Article 3 of Chapter 6 of Part 24 of Division 3 of Title 2 of the Education Code, or any successor law) shall be entitled to issue its bonds pursuant to the authority granted by this Resolution.

(b) Whenever the governing board of a school district or a community college district issues bonds or refunding bonds payable from *ad valorem* taxes, including specifically pursuant to the authority granted by this Resolution and by Education Code Section 15140(b) of the Education Code, or Government Code Sections 53506 and following, Sections 53550 and following, or Sections 53580 and following, the governing board of that district shall be required to transmit a copy of:

(i) its resolution authorizing the issuance and sale of the bonds;

(ii) the final debt service schedule for the bonds reflecting the principal amounts and interest rates of the bonds as determined in the sale of the bonds; and

(iii) where applicable, the debt service schedule for any bonds to be refunded;

to the County Auditor-Controller and the County Treasurer-Tax Collector, as soon as practicable after the bonds are delivered, in order to permit the County to establish tax rates and necessary funds or accounts for the bonds.

Section 2. County Responsibilities. (a) The County, including the officers thereof and this Board of Supervisors, takes no responsibility for the proceedings for sale and issuance of the bonds of any school district or community college district authorized to issue its own bonds pursuant to Section 1 of this Resolution.

(b) The County shall levy and collect taxes, pay bonds, and hold bond proceeds and tax funds for school bonds duly issued and sold by a school district or community college district pursuant to the authority granted by this Resolution, as otherwise required by law.

(c) The County, including the officers thereof and this Board of Supervisors, takes no responsibility for establishing a tax rate for any new issue of school bonds, or reducing a tax rate for any outstanding issue of school bonds that may have been refunded, in any year in which the information required by Section 1(b) hereof to be delivered to the County officers is delivered later than the deadline established by such officers in order to permit compliance with Government Code Section 29100 and following.

Section 3. Delivery of Resolution. The Clerk of this Board of Supervisors is hereby directed to deliver a copy of this Resolution to the Superintendent of Schools of the County, who is hereby requested to communicate the adoption hereof to all interested school districts and community college districts in the County.

Section 4. Effective Date. This Resolution shall take effect from and after its adoption.

Dated: December 17, 2019

REX BOHN, Chair of the Board of Supervisors

Adopted on motion by Supervisor _____, second by Supervisor and the following vote:

AYES: Supervisors:
NAYS: Supervisors:
ABSENT: Supervisors:
ABSTAIN: Supervisors:

STATE OF CALIFORNIA)
County of Humboldt)

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true, and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed the Seal of said Board of Supervisors.

KATHY HAYES
Clerk of the Board of Supervisors of the County
of Humboldt, State of California.

(SEAL)