

**BOARD OF DIRECTORS OF THE HUMBOLDT COUNTY PUBLIC
PROPERTY LEASING CORPORATION, STATE OF CALIFORNIA**

Certified copy of portion of proceeding, meeting on _____, 2020

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH RELATED TO THE PREPAYMENT OF THE COUNTY OF HUMBOLDT'S 2012 FACILITIES SUBLEASE AND THE FINANCING OF VARIOUS CAPITAL IMPROVEMENTS FOR THE COUNTY

WHEREAS, the Humboldt County Public Property Leasing Corporation is a nonprofit public benefit corporation organized and existing under the laws of the State of California (the "Corporation") with the authority to assist the County of Humboldt (the "County") in financing capital improvements; and

WHEREAS, on July 28, 2020, the Board of Supervisors adopted Resolution No. 20-68 authorizing the County to enter into the lease transaction described in Resolution No. 20-68 in order to finance capital improvements to and furniture and equipment for various County buildings (collectively, the "Project") by leasing the County Courthouse; and

WHEREAS, due to certain limitations on the ability of the County to lease the County Courthouse, the County has determined that it will be more beneficial to the County to finance the Project by simultaneously refinancing the County's obligation to make lease payments under the Facility Sublease dated as of June 1, 2012 (the "2012 Lease") and leasing Phase One and Phase Two of the County Jail Facility located at 826 4th Street, Eureka, California (the "County Jail") in accordance with the terms of financing approved under Resolution No. 20-68; and

WHEREAS, the Board of Supervisors has adopted its resolution authorizing the lease of the County Jail and the refinancing of the 2012 Lease in accordance with the terms of financing approved under Resolution No. 20-68; and

WHEREAS, on July 28, 2020 the Board of Directors of the Corporation adopted its Resolution No. 20-01 to assist the County in implementing the terms of the lease transaction described in Resolution No. 20-68 ; and

WHEREAS, the Board of Directors of the Corporation desires to adopt this resolution to further assist the County in the financing of the Project, the refinancing of the 2012 Lease and the utilization of the County Jail as the leased premises;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Board of Directors of the Humboldt County Public Property Leasing Corporation hereby:

1. Finds that each of the foregoing recitals is true and correct.
2. Approves using the County Jail as the leased premises under the Site Lease, the Lease and the Assignment Agreement approved by Resolution No. 20-01 and further approves the refinancing of the 2012 Lease so that the County Jail may be used as the leased premises under the Site Lease and the Lease. Each of the President and the Secretary of the Corporation and their designees (collectively, the “Authorized Officers”), is hereby authorized for and in the name of the County to execute, acknowledge and deliver any and all documents required to consummate the transactions contemplated by the Site Lease, the Lease, the Assignment Agreement.
3. Declares that all actions heretofore taken by any officer of the Corporation in connection with or related to any of the agreements referenced herein and the financing of the Project and the refinancing of the 2012 Lease are hereby approved, confirmed and ratified.
4. Declares that the Authorized Officers and other officers of the Corporation are, and each of them acting alone is, hereby authorized to do any and all things and to execute and deliver any and all documents which they may deem necessary and advisable in order to consummate the financing of the Project, the refinancing and termination of the 2012 Lease and otherwise effectuate the purposes of this Resolution.
5. Declares that except as expressly modified hereby, the provisions of Resolution No. 20-01 remain in full force and effect.
6. Declares that, in the event the President is unavailable or unable to execute and deliver any of the above-referenced documents, any other member of the Board of Directors may validly execute and deliver such documents, and any documents required to be signed by the Secretary may be signed by any deputy secretary.
7. Declares that this Resolution shall take effect from and after its date of adoption.

ADOPTED, SIGNED AND APPROVED this ____ day of _____, 2020.

Dan Sweet

President, Humboldt County Public Property
Leasing Corporation

(SEAL)

ATTEST:

Bruce Rupp

Secretary, Humboldt County Public
Property Leasing Corporation

