

DESERT HOT SPRINGS PUBLIC FINANCING AUTHORITY

RESOLUTION NO. PFA-2017-____

A RESOLUTION OF THE DESERT HOT SPRINGS PUBLIC FINANCING AUTHORITY ESTABLISHING REGULAR MEETINGS, APPOINTING OFFICERS AND APPROVING RELATED ACTIONS

WHEREAS, the Desert Hot Springs Public Financing Authority (the "Authority") has been established pursuant to a Joint Exercise of Powers Agreement, dated as of May 1, 1993, as amended (the "JPA Agreement"), by and between the City of the Desert Hot Springs (the "City") and the Redevelopment Agency of the City of Desert Hot Springs (which has been succeeded by the Successor Agency to the Redevelopment Agency of the City of Desert Hot Springs) (the "Agency"); and

WHEREAS, Section 2.04(a) of the JPA Agreement requires the Board of Directors of the Authority (the "Board") to establish the date, hour and place of the holding of regular meetings by resolution of the Board and to file a copy of such resolution with each of the City and the Agency; and

WHEREAS, Section 3.01 of the JPA Agreement specifies that the Board shall elect a Chairperson and Vice-Chairperson from among the directors of the Board, the Board shall appoint a Secretary who may, but need not, be a director, and the Board may appoint an Executive Director who may, but need not, be a director; and

WHEREAS, the Board wishes at this time to establish the date, hour and place of regular meetings, appoint officers of the Authority and approve related actions;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Desert Hot Springs Public Financing Authority as follows:

Section 1. ESTABLISHMENT OF REGULAR MEETINGS

The Board shall conduct regular meetings on the same dates and at the same time as the City Council meetings each month, with the first such regular meeting being held February 21, 2017, in each case, in the City Council Chambers, Carl May Community Center, 11711 West Drive or such other date, time and/or location as notified to the public in accordance with the Ralph M. Brown Act (Government Code Section 54950 et seq.). Notwithstanding the foregoing, no such meeting need be held in any year and such meeting is deemed automatically cancelled should the Chairperson determine that no business is required to be conducted by the Board at such meeting and therefore no items of the Authority appear on an agenda otherwise notified to the public in accordance with the Ralph M. Brown Act. The Secretary shall file a copy of this Resolution with each of the City and the Agency; provided, that such filing shall in no way be a condition precedent to the effectiveness of this Resolution.

Section 2. APPOINTMENT OF OFFICERS

The Chairperson, Vice-Chairperson, Executive Director, and Secretary of the Authority shall consist of the Mayor, Mayor Pro Tem, City Manager, and City Clerk of the City, respectively. As specified in the JPA Agreement, the Treasurer of the Authority shall be the

Finance Director of the City (or if there is none, the person performing similar functions). Said officers shall perform such functions as shall be customary in the exercise of such positions, and as may be more specifically provided by the JPA Agreement and/or resolution(s) of the Board adopted from time to time.

Section 3. OFFICIAL ACTIONS

The Chairperson, Vice-Chairperson, Executive Director, Treasurer and Secretary of the Authority are each authorized and directed on behalf of the Authority to make any and all certificates, agreements, notices, consents, and other documents, which they or any of them deem necessary or appropriate in order to consummate any of the actions contemplated by this Resolution, including without limitation the filing of updates regarding the Authority with the California Secretary of State. Whenever in this Resolution any officer of the Authority is authorized to execute or countersign any document or take any action, such execution, countersigning or action may be taken on behalf of such officer by any person designated by such officer to act on his or her behalf if such officer is absent or unavailable.

Section 4. EFFECTIVE DATE

This Resolution shall take effect immediately upon its passage and adoption.

Section 5. CERTIFICATION

That the City Clerk acting as the Secretary of the Desert Hot Springs Public Financing Authority, hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by the Board of Directors of the Authority at a special meeting thereof on the 21st day of February, 2017, by the following vote of the members thereof:

AYES: 5 – Betts; McKee; Parks; Zavala; and Mayor Matas.

NOES: None.

ABSTAIN: None.

ABSENT: None.

[SIGNATURES FOLLOW ON THE NEXT PAGE]

ATTEST:

Jerryl Soriano, Secretary
Desert Hot Springs Public Financing Authority

APPROVED:

Scott Matas, Chairman
Desert Hot Springs Public Financing Authority

APPROVED AS TO FORM:

Jennifer Mizrahi, General Counsel
Desert Hot Springs Public Financing Authority