

OFFICE OF THE CITY ATTORNEY
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Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-19-0083
2

3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH AUTHORIZING THE CITY TO
5 JOIN THE YGRENE PROGRAM; CONSENTING TO THE
6 INCLUSION OF RESIDENTIAL PROPERTIES WITHIN THE
7 CITY'S JURISDICTION IN THE GOLDEN STATE FINANCE
8 AUTHORITY COMMUNITY FACILITIES DISTRICT NO.
9 2014-1 (CLEAN ENERGY) TO FINANCE RENEWABLE
10 ENERGY IMPROVEMENTS, ELECTRIC VEHICLE
11 CHARGING INFRASTRUCTURE, AND OTHER
12 AUTHORIZED IMPROVEMENTS
13

14 WHEREAS, the Golden State Finance Authority, formerly known as the
15 California Home Finance Authority, a California joint powers authority, (the "Authority")
16 has established the Community Facilities District No. 2014-1 (Clean Energy) in
17 accordance with the Mello-Roos Community Facilities Act, set forth in sections 53311
18 through 53368.3 of the California Government Code (the "Act") and particularly in
19 accordance with sections 53313.5(l) and 53328.1(a) (the "District"); and

20 WHEREAS, the purpose of the District is to finance or refinance (including
21 the payment of interest) the acquisition, installation, and improvement of energy
22 efficiency, water conservation, renewable energy, electric vehicle charging infrastructure,
23 and other authorized improvements permanently affixed to private or publicly-owned real
24 property (the "Authorized Improvements"); and

25 WHEREAS, the City of Long Beach (the "City") is committed to
26 development of renewable energy generation and energy efficiency improvements,
27 reduction of greenhouse gases, and protection of the environment; and

28 WHEREAS, in the Act, the Legislature has authorized a parcel within the

1 territory of the District to annex to the District and be subject to the special tax levy of the
2 District only (i) if the city or county within which the parcel is located has consented, by
3 the adoption of a resolution by the applicable city council or county board of supervisors,
4 to the inclusion of parcels within its boundaries in the District and (ii) with the unanimous
5 written approval of the owner or owners of the parcel when it is annexed (the "Unanimous
6 Approval Agreement"), which, as provided in section 53329.6 of the Act, shall constitute
7 the election required by the California Constitution; and

8 WHEREAS, on April 5, 2016, the City Council (Council) approved a
9 resolution consenting to the inclusion of commercial, industrial, and agricultural properties
10 within the City's jurisdiction in the Authority's Community Facilities District No. 2014-1
11 (Clean Energy) to finance renewable energy improvements, energy efficiency and water
12 conservation improvements, and electrical vehicle charging infrastructure, and approving
13 related Associate Membership in the Joint Exercise of Powers Authority (JPA)
14 (Resolution No. RES-16-0030); and

15 WHEREAS, the City desires to expand the program to include the owners
16 of residential property as well as the owners of commercial, industrial, and agricultural
17 properties ("Participating Property Owners") within the jurisdiction of the City to
18 participate in the District and to allow Authority to finance the costs of Authorized
19 Improvements within the City's jurisdiction; and

20 WHEREAS, the City will not be responsible for the conduct of any special
21 tax proceedings, the levy and collection of special taxes, or any required remedial action
22 in the case of delinquencies in the payment of any special taxes in connection with the
23 District.

24 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
25 follows:

26 Section 1. This City Council finds and declares that residential as well as
27 commercial, industrial, and agricultural properties ("Participating Parcels") in the City's
28 incorporated area will be benefited by the availability of the Authority CFD No. 2014-1

1 (Clean Energy) to finance the installation of the Authorized Improvements. Participating
2 Parcels consist of residential, commercial (including multi-family properties consisting of
3 five (5) or more units), industrial, and agriculture properties.

4 Section 2. This City Council consents to inclusion in the Authority CFD
5 No. 2014-1 (Clean Energy) of all of the Participating Parcels in the incorporated area
6 within the City and to the Authorized Improvements, upon the request of and execution of
7 the Unanimous Approval Agreement by the owners of such Participating Properties
8 when such properties are annexed, in compliance with the laws, rules and regulations
9 applicable to such program; and to the assumption of jurisdiction thereover by Authority
10 for the purposes thereof.

11 Section 3. The consent of this City Council constitutes assent to the
12 assumption of jurisdiction by Authority for all purposes of the Authority CFD No. 2014-1
13 (Clean Energy) and authorizes Authority, upon satisfaction of the conditions imposed in
14 this resolution, to take each and every step required for or suitable for financing the
15 Authorized Improvements.

16 Section 4. City staff is authorized and directed to coordinate with
17 Authority staff to facilitate operation of the Authority CFD No. 2014-1 (Clean Energy)
18 within the City, and report back periodically to this City Council on the success of such
19 program.

20 Section 5. This Resolution shall take effect immediately upon its
21 adoption by the City Council, and the City Clerk shall certify the vote adopting this
22 resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of May 21, 2019 by the following vote:

Ayes: Councilmembers: Gonzalez, Pearce, Supernaw, Mungo,
Andrews, Uranga, Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: Price, Austin.

M. De Guzman
City Clerk

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