

RESOLUTION NO. 28786

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$15,000,000 FOR THE PURPOSE OF REFINANCING THE ACQUISITION, CONSTRUCTION, IMPROVEMENT AND EQUIPPING OF HEALTH AND MEDICAL FACILITIES FOR SANTA ROSA COMMUNITY HEALTH CENTERS, AND CERTAIN OTHER MATTERS RELATING THERETO

WHEREAS, Santa Rosa Community Health Centers, a California non-profit, public benefit corporation and an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, previously known as Southwest Community Health Center (“SRCHC”), has requested that the California Municipal Finance Authority (the “Authority”) participate in the issuance of one or more series of revenue bonds in an aggregate principal amount not to exceed \$15,000,000 (the “Bonds”) to refund the outstanding California Municipal Finance Authority Insured Revenue Bonds (Southwest Community Health Center), Series 2010, issued to make a loan to SRCHC to finance (i) the purchase of an approximately 42,500 square foot building situated on 2.83 acres at 3569 Round Barn Circle, Santa Rosa, California, (ii) the construction of tenant improvements to the building, and (iii) the purchase of equipment and furniture for the building, for use as a community clinic. The facility includes exam rooms, mental health rooms, procedure rooms, consultation rooms, patient group rooms and conference rooms for community, resident and staff education. The facility relocated SRCHC’s administrative, billing, and finance staff from previously leased space. The facilities are owned and operated by SRCHC; and

WHEREAS, pursuant to Section 147(f) of the Internal Revenue Code of 1986 (the “Code”), the issuance of the Bonds by the Authority must be approved by the City because the Project is located within the territorial limits of the City; and

WHEREAS, the Council is the elected legislative body of the City and is one of the “applicable elected representatives” required to approve the issuance of the Bonds under Section 147(f) of the Code; and

WHEREAS, the Authority has requested that the Council approve the issuance of the Bonds by the Authority in order to satisfy the public approval requirement of section 147(f) of the Code and the requirements of Section 4 of the Joint Exercise of Powers Agreement Relating to the California Municipal Finance Authority, dated as of January 1, 2004 (the “Agreement”), among certain local agencies, including the City; and

WHEREAS, pursuant to section 147(f) of the Code, the Council has, following notice duly given, held a TEFRA public hearing regarding the issuance of the Bonds, and now desires to approve the issuance of the Bonds by the Authority; and

WHEREAS, this action is exempt from the California Environmental Quality Act (CEQA) because it is not a project which has a potential for resulting in either a direct physical

change in the environment, or a reasonably foreseeable indirect physical change in the environment, pursuant to CEQA Guideline section 15378.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Santa Rosa approves as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. The Council hereby approves the issuance of the Bonds by the Authority. It is the purpose and intent of the Council that this resolution constitute approval of the issuance of the Bonds by the Authority, only for the purposes of (a) section 147(f) of the Code by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with said section 147(f) and (b) Section 4 of the Agreement.

Section 3. The issuance and delivery of the Bonds shall be subject to the approval of and execution by the Authority of all financing documents relating thereto to which the Authority is a party and subject to the sale of the Bonds by the Authority.

Section 4. The payment of the principal, prepayment premium, if any, and purchase price of and interest on the Bonds shall be solely the responsibility of SRCHC. The Bonds shall not constitute a debt or obligation of the City.

Section 5. The City Manager, the City Attorney or their designees are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution and the financing transaction approved hereby.

Section 6. This resolution shall take effect immediately upon its adoption.

IN COUNCIL DULY PASSED this 31st day of May, 2016.

AYES: (5) Vice Mayor Schwedhelm, Council Members Carlstrom, Coursey, Olivares,
Wysocky
NOES: (0)
ABSENT: (1) Council Member Combs
ABSTAIN/
RECUSED: (1) Mayor Sawyer

ATTEST: _____ APPROVED: _____
Interim City Clerk Mayor

APPROVED AS TO FORM:

City Attorney