

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA**

**and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 02/26/2013 by the following vote:

**AYES:** ☒ 5 **John Gioia**  
**Candace Andersen**  
**Mary N. Piepho**  
**Karen Mitchoff**  
**Federal D. Glover**

**NOES:** ☐

**ABSENT:** ☐

**ABSTAIN:** ☐

**RECUSE:** ☐



**Resolution No. 2013/117**

**RESOLUTION OF THE BOARD OF SUPERVISORS OF COUNTY OF CONTRA COSTA APPROVING THE  
ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE  
OBLIGATIONS FOR THE BENEFIT OF LA CLINICA DE LA RAZA, INC. IN AN AGGREGATE AMOUNT NOT TO  
EXCEED \$5,500,000 FOR THE PURPOSE OF FINANCING AND REFINANCING THE COST OF THE  
ACQUISITION, CONSTRUCTION, REHABILITATION, INSTALLATION AND EQUIPPING OF CERTAIN  
FACILITIES, PROVIDING THE TERMS AND CONDITIONS FOR SUCH OBLIGATIONS AND OTHER MATTERS  
RELATING THERETO**

**WHEREAS**, La Clinica de La Raza, Inc., a California nonprofit corporation (the "Borrower") has requested that the California Enterprise Development Authority, a joint exercise of powers agency established pursuant to the laws of the State of California (the "Authority") issue, from time to time, pursuant to a plan of finance, one or more series of its tax-exempt obligations (the "Obligations"), in an aggregate principal amount not expected to exceed \$5,500,000, for the purpose of making one or more loans to the Borrower to finance and refinance various capital facilities as more fully described below; and

**WHEREAS**, The County of Contra Costa (the "County") is an associate member of the Authority; and

**WHEREAS**, The Borrower expects to use the proceeds of the Obligations to (i) refinance outstanding indebtedness incurred by the Borrower, the proceeds of which were used to finance and refinance the cost of the acquisition, construction, installation, rehabilitation, equipping and furnishing of a community health care center located at 2000 Sierra Road, Concord, California (the "Facilities"), (ii) finance the cost of renovating, improving, furnishing and equipping the Facilities, and (iii) pay certain costs of issuance in connection with the Obligations; and

**WHEREAS**, The Facilities will be owned and operated by the Borrower and used in connection with the Borrower's tax-exempt mission of improving the quality of life of the diverse communities it serves by providing culturally appropriate, high quality and accessible health care for all; and

**WHEREAS**, The issuance of the Obligations 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

**WHEREAS**, The Facilities are located wholly within the County; and

**WHEREAS**, The interest on the Obligations may qualify for tax exemption under Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") only if the Obligations are approved in accordance with Section 147(f) of the Code; and

**WHEREAS**, The Board of Supervisors of the County (the "Board") is the elected legislative body of the County and is the applicable elected representative required to approve the issue within the meaning of Section 147(f) of the Code; and

**WHEREAS**, The Authority has requested the Board to approve the issuance of the Obligations in order to satisfy the public approval requirements of Section 147(f) of the Code; and

**WHEREAS**, On February 11, 2013, the County caused a notice to appear in the Contra Costa Times, which is a newspaper of general circulation in the County, stating that a public hearing with respect to the issuance of the Obligations would be held by

the Board on February 26, 2013; and

**WHEREAS**, The Board held the public hearing described above on February 26, 2013, and an opportunity was provided for persons to comment on the issuance of the Obligations and plan of financing; and

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of Supervisors of the County of Contra Costa as follows:

**Section 1.** That this Board hereby finds and declares the above recitals are true and correct.

**Section 2.** That this Board hereby approves the issuance of the Obligations by the Authority.

**Section 3.** That it is the purpose and intent of this Board that this Resolution constitutes approval of the issuance of the Obligations by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Facilities are located for the purposes of and in accordance with Section 147(f) of the Code.

**Section 4.** That the approval of the issuance of the Obligations by the County is neither an approval of the underlying credit of the Borrower or the Facilities nor an approval of the financial structure of the Obligations. Neither the County nor any department thereof shall have any responsibility or liability whatsoever with respect to the Obligations or the Facilities.

**Section 5.** That the Obligations shall not constitute a debt or obligation of the County and the payment of the principal, prepayment premium, if any, and purchase price of and interest on the Obligations shall be solely the responsibility of the Borrower.

**Section 6.** That adoption of this Resolution shall not obligate (i) the County to provide financing to the Borrower for the acquisition, rehabilitation and development of the Facilities or to issue the Obligations for purposes of such financing; (ii) the County to make any contribution or advance any funds to the Authority; or (iii) the County or any department of the County to approve any application or request for, or take any other action in connection with, any environmental, General Plan, zoning or any other permit or other regulatory action sought in connection with the Facilities.

**Section 7.** That this Resolution shall take effect immediately upon its adoption.

**RESOLVED FURTHER**, the Clerk of the Board of Supervisors shall certify the adoption of this resolution, and thenceforth and thereafter the same shall be in full force and effect.

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I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

**ATTESTED: February 26, 2013**

David J. Lora, County Administrator and Clerk of the Board of Supervisors

Contact: Timothy Ewell (925) 335-1036

By: June McHuen, Deputy

cc: