

AGENDA

MONO COUNTY ECONOMIC DEVELOPMENT CORPORATION STATE OF CALIFORNIA

Teleconference Only - No Physical Location

December 14, 2021

TELECONFERENCE INFORMATION

This meeting will be held via teleconferencing with members of the Board attending from separate remote locations. As authorized by AB 361, dated September 16, 2021, a local agency may use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency and local officials have recommended or imposed measures to promote social distancing or the body cannot meet safely in person and the legislative body has made such findings.

Members of the public may participate via the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below. If you are unable to join the Zoom Webinar of the Board meeting, you may still view the live stream of the meeting by visiting http://monocounty.granicus.com/MediaPlayer.php?publish id=2747883b-b6a8-45f1-aad0-cc3ab012dbfd

To join the meeting by computer:

Visit https://monocounty.zoom.us/j/95885606112

Or visit *https://www.zoom.us/*, click on "Join A Meeting" and enter the Zoom Webinar ID 958 8560 6112. To provide public comment, press the "Raise Hand" button on your screen.

To join the meeting by telephone:

Dial (669) 900-6833, then enter Zoom Webinar ID 958 8560 6112.

To provide public comment, press *9 to raise your hand and *6 to mute/unmute.

NOTE: In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (760) 932-5530. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517), and in the County Offices located in Minaret Mall, 2nd Floor (437 Old Mammoth Road, Mammoth Lakes CA 93546). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB** You can view the upcoming agenda at www.monocounty.ca.gov. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at http://monocounty.ca.gov/bos.

8:00 AM Call meeting to Order

Pledge of Allegiance

1 OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

Opportunity for the public to address the Board on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business and number of persons wishing to address the Board.) Please refer to the Teleconference Information section to determine how to make public comment for this meeting via Zoom.

2. AGENDA ITEMS

A. Board Minutes

Departments: Clerk of the Board

5 minutes

Approval of the minutes of the November 13, 2018 Economic Development Corporation meeting.

Recommended Action: Approve the minutes of the November 13, 2018 Economic Development Corporation meeting.

Fiscal Impact: None.

B. Financial Statements of the Mono County Economic Development Corporation

Departments: Finance

15 minutes (10 minutes presentation, 5 minutes discussion)

(Janet Dutcher, Chief Financial Officer of the Corporation) - Presentation of the Financial Statements of the Mono County Economic Development Corporation for the years ended June 30, 2019 through 2021, followed by discussion.

Recommended Action: Hear brief presentation of the Corporation's financial statements and provide feedback and direction to staff, if desired.

Fiscal Impact: None.

C. Proposed Jail Financing Transaction

Departments: Finance

30 minutes

(Janet Dutcher, Chief Financial Officer of the Corporation) - Presentation and discussion about the proposed Certificates of Participation debt transaction to generate the remaining local match requirements for completing the financing package for the County's new jail facility.

Recommended Action: None. Presentation and discussion only. Provide any desired direction to staff.

Fiscal Impact: None.

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ECONOMIC DEVELOPMENT AGENDA REQUEST

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WEETINGDATE	December 14, 2021	DEPARTMENT
VICE I ING DATE	December 14, 2021	DEPARTIMENT

ADDITIONAL DEPARTMENTS

TIME REQUIRED 5 minutes PERSONS
SUBJECT Board Minutes APPEARING
BEFORE THE
BOARD

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Approval of the minutes of the November 13, 2018 Economic Development Corporation meeting.

RECOMMENDED ACTION:

Approve the minutes of the November 13, 2018 Economic Development Corporation meeting.

FISCAL IMPACT:

None.

CONTACT NAME: Queenie Barnard

PHONE/EMAIL: 7609325534 / qbarnard@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR PRIOR TO 5:00 P.M. ON THE FRIDAY 32 DAYS PRECEDING THE BOARD MEETING **SEND COPIES TO:**

MINUTE ORDER REQUESTED:

☐ YES
☐ NO

ATTACHMENTS:

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DRAFT Minutes

History

TimeWhoApproval11/29/2021 11:33 AMCounty CounselYes

 11/18/2021 9:11 AM
 Finance
 Yes

 12/10/2021 2:23 PM
 County Administrative Office
 Yes



DRAFT MEETING MINUTES MONO COUNTY ECONOMIC DEVELOPMENT CORPORATION STATE OF CALIFORNIA

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

Annual Meeting November 13, 2018

Flash Drive	Board Room Recorder
Minute Orders	M18-001
Resolutions	R18-01
Ordinance	ORD18-01 Not Used

2:00 PM Meeting called to order by Vice Chair John Peters.

Supervisors Present: Corless, Gardner, Halferty, Peters, and Stump. Supervisors Absent: None.

The Mono County Board of Supervisors stream all of their meetings live on the internet and archives them afterward. To listen to any meetings from June 2, 2015 forward, please go to the following link: http://www.monocounty.ca.gov/meetings.

Supervisor Gardner attending the meeting via teleconference from Colorado.

All votes were performed by roll call.

Pledge of Allegiance led by Supervisor Peters.

1 OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

No one spoke.

2. AGENDA ITEMS

A. Board Minutes

Departments: Clerk of the Board

Approval of the minutes of the October 10, 2017 Economic Development Corporation meeting.

ECONOMIC DEVELOPMENT CORPORATION DRAFT MEETING MINUTES November 13, 2018
Page 2 of 3

Action: Approve the minutes of the October 10, 2017 Economic Development

Corporation meeting.

Corless moved; Halferty seconded

Vote: 5 yes; 0 no

M18-01

B. Financial Statements of the Mono County Economic Development Corporation

Departments: Finance

(Janet Dutcher) - Presentation of the Financial Statements of the Mono County Economic Development Corporation for the year ended June 30, 2018, with comparative financial information from previous years, followed by discussion.

Action: Hear brief presentation of the Corporation's financial statements and provide feedback and direction to staff, if desired.

Janet Dutcher, Mono County Finance Director:

Introduced item.

C. Mono County Certificates of Participation 2018 Series A (Mono County Civic Center)

(Janet Dutcher, Leslie Chapman, Stacey Simon) - Proposed resolution R18-01, authorizing the execution of certain lease financing documents with respect to the issuance and sale of tax-exempt Certificates of Participation (COP) 2018 Series A in an aggregate amount not to exceed \$24 million to finance the construction of the Mono County Civic Center; and authorizing execution of necessary documents, certificates and related actions.

Action: Adopt proposed resolution R18-01, Authorizing the execution of certain lease financing documents with respect to the issuance and sale of tax-exempt Certificates of Participation (COP) 2018 Series A in an aggregate amount not to exceed \$24 million to finance the construction of the Mono County Civic Center; and authorizing execution of necessary documents, and certificates and related actions.

Halferty moved; Corless seconded

Vote: 5 yes; 0 no

R18-01

Janet Dutcher:

Introduced item.

Stacey Simon, Mono County Counsel:

- Transactions between two entities.
- Mono County approves lease with the Mono County Economic Development Corporation; Mono County Economic Development Corporation also must approve the lease.

ECONOMIC DEVELOPMENT CORPORATION DRAFT MEETING MINUTES November 13, 2018 Page 3 of 3



ECONOMIC DEVELOPMENT AGENDA REQUEST

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MEETING DATE December 14, 2021 DEPARTMENT

ADDITIONAL DEPARTMENTS

SUBJECT

TIME REQUIRED 15 minutes (10 minutes presentation, PERSONS

5 minutes discussion)

Financial Statements of the Mono

County Economic Development

Corporation

APPEARING BEFORE THE

BOARD

Janet Dutcher, Chief Financial Officer

of the Corporation

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation of the Financial Statements of the Mono County Economic Development Corporation for the years ended June 30, 2019 through 2021, followed by discussion.

RECOMMENDED ACTION:

Hear brief presentation of the Corporation's financial statements and provide feedback and direction to staff, if desired.

FISCAL IMPACT:

None.

CONTACT NAME: Janet Dutcher

PHONE/EMAIL: 760-932-5494 / jdutcher@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH
ATTACHMENTS TO THE OFFICE OF
THE COUNTY ADMINISTRATOR
PRIOR TO 5:00 P.M. ON THE FRIDAY
32 DAYS PRECEDING THE BOARD MEETING

SEND COPIES TO:

MINU ⁻	TE C	RDER	REQ	UES	TED:
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☐ YES
☐ NO

ATTACHMENTS:

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△ Staff report

EDC Financial Statements 2019-2021

History

Time	Who	Approval
11/29/2021 11:28 AM	County Counsel	Yes
12/8/2021 4:47 PM	Finance	Yes
12/10/2021 2:22 PM	County Administrative Office	Yes

Kim Bunn Assistant Finance Director Auditor-Controller Janet Dutcher, CPA, CGFM, MPA Director of Finance Gerald Frank Assistant Finance Director Treasurer - Tax Collector

To: Board of Directors

From: Janet Dutcher, Finance Director and the Chief Financial Officer of the

Economic Development Corporation

Subject: Presentation of the Financial Statement of the Mono County Economic

Development Corporation for the years ended June 30, 2019 through 2021

Action Requested:

Hear brief presentation of the Corporation's financial statements and provide feedback and direction to staff, if desired.

Discussion:

Finance compiled the attached annual financial statements of the Mono County Economic Development Corporation, as of and for the years ended June 30, 2019 through 2021. The financial statements were prepared using the accounting records of the Corporation and has not been audited. Staff will present a brief summary of the Corporation's annual financial statements, including financial highlights from the statements. Your Board will have the opportunity to engage in discussion, ask questions and request a more in-depth presentation on any elements of the financial report.

COUNTY OF MONO ECONOMIC DEVELOPMENT CORPORATION

Statement of Net Position

As of June 30

	2019	2020	2021
ASSETS			
Current Assets:			
Current portion of gross lease payments receivable	\$ 326,360	\$ 1,595,164	\$ 1,601,236
Current portion of unearned lease interest income	(72,960)	(998,764)	(977,136)
Total current assets	253,400	596,400	624,100
Noncurrent Assets:			
Gross lease payments receivable, net of current portion	1,638,684	36,833,871	35,232,636
Unearned lease interest income, net of current portion	(191,384)	(16,042,971)	(15,065,836)
Total noncurrent assets	1,447,300	20,790,900	20,166,800
TOTAL ASSETS	\$ 1,700,700	\$ 21,387,300	\$ 20,790,900
LIABILITIES			
Current Liabilities:			
Current portion of Certificates of Participation payable	\$ 253,400	\$ 596,400	\$ 624,100
Noncurrent Liabilities:			
Certificates of Participation payable, net of current portion	1,447,300	20,790,900	20,166,800
TOTAL LIABILITIES	1,700,700	21,387,300	20,790,900
NET POSITION			
Unrestricted	-	-	-
TOTAL NET POSITION			
TOTAL LIABILITIES AND NET POSITION	\$ 1,700,700	\$ 21,387,300	\$ 20,790,900

COUNTY OF MONO ECONOMIC DEVELOPMENT CORPORATION

Statement of Revenues, Expenses, and Changes in Net Position

For the Year Ended June 30

	2019		2020		2021	
NONOPERATING REVENUES Lease interest	\$	83,480	\$	1,012,935	\$	998,764
NONOPERATING EXPENSES Interest		83,480		1,012,935		998,764
CHANGE IN NET POSITION		-		-		-
Net Position, beginning of the year						
NET POSITION, END OF THE YEAR	\$	_	\$	-	\$	

COUNTY OF MONO ECONOMIC DEVELOPMENT CORPORATION

Statement of Cash Flows

For the Year Ended June 30

	2019	2020	2021
CASH FLOWS FROM NONCAPITAL FINANCING			
ACTIVITIES:			
Lease payments received	\$ 328,680	\$ 1,266,335	\$ 1,266,335
Principal payments on Certificates of Participation	(245,200)	(253,400)	(253,400)
Interest paid	 (83,480)	(1,012,935)	(1,012,935)
INCREASE (DECREASE) IN CASH AND CASH EQUIVALENTS	-	-	-
Cash and cash equivalents, beginning of the year	 		
CASH AND CASH EQUIVALENTS, END OF THE YEAR	\$ -	\$ -	\$ -

ECONOMIC DEVELOPMENT AGENDA REQUEST

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MEETING DATE	December 14, 2021	DEPARTMENT
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ADDITIONAL DEPARTMENTS

TIME REQUIRED 30 minutes

SUBJECT

Proposed Jail Financing Transaction

PERSONS APPEARING BEFORE THE

BOARD

Janet Dutcher, Chief Financial Officer

of the Corporation

AGENDA DESCRIPTION:

(A brief general description of what the Board will hear, discuss, consider, or act upon)

Presentation and discussion about the proposed Certificates of Participation debt transaction to generate the remaining local match requirements for completing the financing package for the County's new jail facility.

RECOMMENDED ACTION:

None. Presentation and discussion only. Provide any desired direction to staff.

FISCAL IMPACT:

None.

CONTACT NAME: Janet Dutcher

PHONE/EMAIL: 760-932-5494 / jdutcher@mono.ca.gov

SUBMIT THE ORIGINAL DOCUMENT WITH ATTACHMENTS TO THE OFFICE OF THE COUNTY ADMINISTRATOR PRIOR TO 5:00 P.M. ON THE FRIDAY 32 DAYS PRECEDING THE BOARD MEETING **SEND COPIES TO:**

MINUTE ORDER REQUESTED:

☐ YES 🔽 NO

ATTACHMENTS:

Cli	ick to download
D	<u>Staffreport</u>
D	Presentation

Time	Who	Approval
11/30/2021 2:05 PM	County Counsel	Yes
12/8/2021 4:47 PM	Finance	Yes
12/10/2021 2:23 PM	County Administrative Office	Yes

Kim Bunn Assistant Finance Director Auditor-Controller Janet Dutcher, CPA, CGFM, MPA Director of Finance Gerald Frank Assistant Finance Director Treasurer - Tax Collector

To: Board of Directors

From: Janet Dutcher, Finance Director and the Chief Financial Officer of the

Economic Development Corporation

Subject: Presentation and Discussion about proposed Certificates of Participation

Financing for the Jail Project

Discussion:

In October 2021, the Mono County Board of Supervisors gave staff direction to secure debt financing of the remaining local funds needed to secure State AB 844 proceeds of \$25,000,000, that enables the proposed new jail facility to be built. Staff continue engaging in discussions with Jeff Land, an executive director with the public financing investment banking branch of Oppenheimer & Co, Inc (underwriter) and David Leifer and Bobby Cheung, representatives from KNN (municipal advisors). These discussions with our financing team are for structuring and documenting a financing transaction staff recommends using Certificates of Participating (COP) leasing arrangements between the County of Mono and this Economic Development Corporation (EDC) to deliver up to \$6.5 million in debt proceeds.

COPs are a borrowing tool commonly utilized by California counties to finance capital projects. The transaction is structured as a fixed-rate lease obligation between the County and EDC. Generally, the County will lease unencumbered real estate to the EDC pursuant to a ground lease. The County will then sublease the property back from the EDC pursuant to a lease agreement. Finally, the base rental payments made by the County under the lease agreement are assigned by the EDC to the debt trustee pursuant to an assignment agreement.

The particulars known at this time include:

- Private placement debt issuance
- A 25-year payback term with level annual principal and interest payments
- Identifying unappropriated annual surplus eligible revenues as the commitment source for annual debt expenditures
- Generating debt proceeds of between \$6 and \$6.5 million

Staff will make a presentation covering the basics of COP financing for California governments, sizing and timing of the proposed debt issuance, annual cash flow requirements to repay the debt, sourcing of repayment revenues, and awareness of risks associated with the transaction.

Certificates of Participation Financing

Primer & Illustration of Financing Transaction

Essential Terminology

- Par Amount: principal or face amount of borrowing
- Coupon Rate: Rate at which interest is paid. Interest is usually paid semi-annually
- Yield: Market rate of return on the transaction at any given point in time
 - Debt proceeds with a Premium Generates additional cash upon funding when the coupon rate exceeds the market rate and generates a higher yield for bond investors
 - Debt proceeds with a Discount Generates less cash upon funding when the market rate exceeds the coupon rate and generates a lower yield for bond investors but less debt service over term of the bond
- *Maturity:* Date when principal is repaid.
- Call Features: allows bonds to be retired before scheduled maturity date

Participants

- Issuer: The County
- Municipal Advisor: Represents the interest of the issuer
- **Bond Counsel:** Opinion on legal authority and taxexempt status of bond issue
- Disclosure Counsel: Produces and certifies information for bond investors
- Rating Agency: Independent assessment of issuer creditworthiness
- Underwriter: Purchases bonds from issuer and sells to investors
- Investor: Individual or institution purchasing the bonds as investments
- Trustee: Fiscal agent who administers payments and redemptions

Method of Issuance (Sale)

PUBLIC OFFERING

Offer debt on the market to multiple lenders (bond investors)

Lower interest rate

Higher issuance cost

Up to 30 year fixed rate term

Size matters

PRIVATE OFFERING

RFP to select number of accredited investors

Underwriter acts as placement agent

Can have higher interest rate

Lower issuance cost

Longer fixed rate terms may limit competitive bidding

Size matters

Term Bonds vs. Serial Bonds

- Term bond is a bond that matures (is redeemed) on a specific date
- Serial bond is a bond that has structured redeemable amounts at regular intervals
- Debt financing is structured as multiple bonds with staggered terms to achieve cash flow objectives
- Not a single bonds but a combination of bonds

Redemption at					
Maturity	Issue Price	Price	Coupon	Principal	Date
330,000.00	330,914.10	100.277	2.000%	330,000.00	10/1/2020
345,000.00	364,426.95	105.631	4.000%	345,000.00	10/1/2021
360,000.00	399,261.60	110.906	5.000%	360,000.00	10/1/2022
375,000.00	424,751.25	113.267	5.000%	375,000.00	10/1/2023
395,000.00	455,869.50	115.410	5.000%	395,000.00	10/1/2024
415,000.00	486,952.70	117.338	5.000%	415,000.00	10/1/2025
435,000.00	517,536.90	118.974	5.000%	435,000.00	10/1/2026
460,000.00	553,357.00	120.295	5.000%	460,000.00	10/1/2027
485,000.00	590,075.25	121.665	5.000%	485,000.00	10/1/2028
510,000.00	614,106.30	120.413	5.000%	510,000.00	10/1/2029
535,000.00	638,094.50	119.270	5.000%	535,000.00	10/1/2030
560,000.00	663,163.20	118.422	5.000%	560,000.00	10/1/2031
590,000.00	693,727.90	117.581	5.000%	590,000.00	10/1/2032
620,000.00	723,831.40	116.747	5.000%	620,000.00	10/1/2033
650,000.00	636,824.50	97.973	3.500%	650,000.00	10/1/2034
670,000.00	650,878.20	97.146	3.500%	670,000.00	10/1/2035
695,000.00	692,282.55	99.609	3.750%	695,000.00	10/1/2036
725,000.00	830,538.25	114.557	5.000%	725,000.00	10/1/2037
765,000.00	873,599.40	114.196	5.000%	765,000.00	10/1/2038

Certificates of Participation Financing

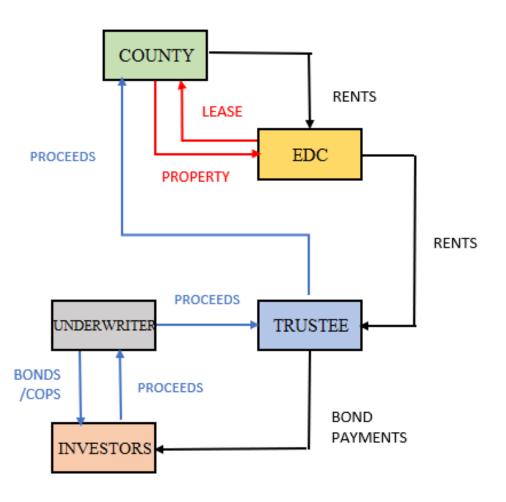
- Tax-exempt lease-purchase financing mechanism
- Technical definition: evidences of an undivided fractional interest in an underlying lease or installment sale agreement
- Functions like municipal bonds
- It's a lease
 - Not County debt
 - Does not require voter approval
 - Budget clause
- Requirement to secure lease arrangement with asset of equal or greater value
- General Fund obligation to repay

- Not subject to constitutional debt limits
- Board authorizes by resolution
 - Maximum principal amount
 - Maximum interest rate
 - Term
- Requires
 - Lessor (EDC)
 - Lessee (County)
- Historical perspective A series of court cases in the 1940s and 1950s (Offner-Dean cases) ruled that a binding long-term lease with vesting of title at the end of the term does not create debt subject to the 2/3rds voter approval requirement

Lease / Leaseback Requirement

- Use of non-profit financing authority (Economic Development Corporation)
- County transfers unencumbered property to financing authority
- County makes rental payments to the financing authority to lease property back
- Since new jail facility is encumbered by state bonds, other County property will be encumbered for the Jail COPs
- Financing authority transfers rental payments to trustee for payment to bond investors (assignment of lease)
- Property reverts to County upon retirement of debt

LEASE FINANCING ILLUSTRATION



ILLUSTRATION

JAIL FACILITY CERTIFICATES OF PARTICIPATION

SOURCES AND USES OF FUNDS

SOURCES: Par amount (principal to repay)	\$6,150,000
USES: Project Fund	\$6,000,000
Cost of Issuance	150,000
	\$6,150,000

HYPOTHETICAL DEBT AMORTIZATION SCHEDULE

YEAR	PRINCIPAL	INTEREST	DEBT SERVICE
2023	\$ 170,000	\$ 168,373	\$ 338,373
2024	178,000	167,440	345,440
2025	183,000	162,456	345,456
2026	188,000	157,332	345,332
2027	194,000	152,068	346,068
2028	199,000	146,636	345,636
2029	205,000	141,064	346,064
2030	210,000	135,324	345,324
2031	216,000	129,444	345,444
2032	222,000	123,396	345,396
2033	228,000	117,180	345,180
2034	235,000	110,796	345,796
2035	241,000	104,216	345,216
2036	248,000	97,468	345,468
2037	255,000	90,524	345,524
2038	262,000	83,384	345,384
2039	270,000	76,048	346,048
2040	277,000	68,488	345,488
2041	285,000	60,732	345,732
2042	293,000	52,752	345,752
2043	301,000	44,548	345,548
2044	309,000	36,120	345,120
2045	318,000	27,468	345,468
2046	327,000	18,564	345,564
2047	336,000	9,408	345,408
TOTALS	\$ 6,150,000	\$ 2,481,229	\$ 8,631,229