

1 [Joint Exercise of Powers Agreement – California Municipal Finance Authority.]

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3 **Resolution approving, authorizing and directing the execution of a joint exercise of**  
4 **powers agreement relating to the California Municipal Finance Authority.**

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6 WHEREAS, The California Municipal Finance Authority (the "Authority") is an entity  
7 formed under the California Joint Exercise of Powers Act by several California public agencies  
8 for the purpose of promoting and implementing various economic development, cultural and  
9 community development financing programs (the "Programs"); and

10 WHEREAS, The Authority was created by the execution of its Joint Exercise of Powers  
11 Agreement, dated as of January 1, 2004 (the "Agreement"), by its constituent members; and,

12 WHEREAS, A copy of the Agreement is on file with the Clerk of the Board of  
13 Supervisors (the "Clerk") in File No. \_\_\_\_\_, which is hereby declared to be a part of this  
14 resolution as if set forth fully herein; and,

15 WHEREAS, Section 3 of the Agreement provides that the debts, liabilities and  
16 obligations of the Authority do not constitute debts, liabilities and obligations of any of the  
17 Authority's members; and

18 WHEREAS, Section 12 of the Agreement provides that additional public agencies may  
19 join the Authority through the adoption of a resolution approving the Agreement and the  
20 execution and delivery thereof, among other actions; and

21 WHEREAS, The Mayor's Office of Housing proposes to participate in the Programs  
22 and desires that certain projects to be located within the City and County of San Francisco  
23 (the "City") be financed pursuant to the Programs; and

24 WHEREAS, This Board of Supervisors finds that it is in the public interest and for the  
25 public benefit that the City become a member of the Authority; now, therefore, be it

1 RESOLVED, That the Agreement is hereby approved and the Mayor of the City is  
2 hereby authorized and directed to execute said document, with such changes, insertions and  
3 omissions as may be approved by the Mayor; and, be it

4 FURTHER RESOLVED, That the Mayor and all other proper officers and officials of the  
5 City are hereby authorized and directed to execute such other agreements, documents and  
6 certificates, and to perform such other acts and deeds, as may be necessary or convenient to  
7 effect the purposes of this Resolution and the transactions herein authorized; and, be it

8 FURTHER RESOLVED, That the Clerk shall forward a certified copy of this Resolution  
9 and an originally executed Agreement to:

10 Harriet M. Welch, Esq.  
11 Squire, Sanders & Dempsey LLP.  
12 801 South Figueroa Street, 14<sup>th</sup> Floor  
13 Los Angeles, CA 90017; and

14 FURTHER RESOLVED, That this resolution shall take effect immediately upon its  
15 adoption.

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17 APPROVED AS TO FORM:

18 DENNIS J. HERRERA  
19 City Attorney

20 By: \_\_\_\_\_  
21 MICHAEL J. MARTIN  
22 Deputy City Attorney

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