

**CALIFORNIA INDUSTRIAL DEVELOPMENT FINANCING ADVISORY  
COMMISSION**

**Meeting Date: December 13, 2016**

***Request to Approve Amendment to an Interagency Agreement with the California Pollution Control Financing Authority (CPCFA) for the Reimbursement from CIDFAC to CPCFA for the Costs of Administering CIDFAC***

**Summary.** Staff requests Board approval to amend an Interagency Agreement (“Agreement” or “IA”) CIDFAC01-15 between the California Industrial Development Financing Advisory Commission (“CIDFAC” or “Commission”) and the California Pollution Control Financing Authority (“CPCFA” or “Authority”) to reimburse CPCFA for the administrative costs of administering the CIDFAC Program. The term of the Agreement will be from April 1, 2016 through December 31, 2017 for an amount not to exceed \$122,000.00.

**Background.** CIDFAC currently has no staff to provide analysis and support for the Program. CPCFA has been providing analytical, management, and administrative support for all of CIDFAC’s Program needs without a mechanism to be reimbursed for all necessary and reasonable costs.

On April 19, 2016, the CIDFAC Board approved an interagency agreement to reimburse CPCFA for administrative costs from April 1, 2016 through December 31, 2016 in an amount not to exceed \$47,000.00.

CPCFA agreed to provide the following support functions, analytical functions, duties and responsibilities to carry out the services of CIDFAC, including but not limited to:

- Management and analysis of all applications for review of and allocation for industrial development bonds.
- Policy and program planning in support of the Commission, and
- Administrative tasks necessary for the prudent management of the Commission.

CIDFAC agreed to reimburse CPCFA on a quarterly basis for the reasonable direct and indirect expenditures incurred by CPCFA in support of the services provided under this Agreement, including salaries, benefits, and administrative expenses, plus the pro rata share of overhead, including CPCFA’s expenditures for administrative, legal, rent, central plant and security as provided under separate interagency agreements. CIDFAC has reimbursed CPCFA \$12,597.07 for the period of April 1, 2016 through June 30, 2016. CIDFAC will be reimbursing CPCFA \$20,272.22 for the period of July 1, 2016 through October 31, 2016; leaving a remainder of \$14,130.71 on the current agreement of \$47,000.00.

**Current Request.**

CIDFAC currently remains without staff to provide the analytical, management and administrative support for program needs. CIDFAC continues to need to CPCFA staff’s assistance in providing the needed administrative coverage for all program needs. In early 2017, staff will be working with the California Debt Limit Allocation Committee (CDLAC) to review

the CDLAC application for Industrial Development Bonds (IDBs), including a review of the point system. CPCFA staff will also assist in reviewing the fees charged by CIDFAC and if changes are deemed necessary, will amend the CIDFAC regulations.

CIDFAC is requesting to increase the amount of the IA by \$75,000.00, for a total amount of \$122,000.00 and to extend the IA through December 31, 2017.

**Staff Recommendation.** Staff recommends approval of the attached Resolution to authorize the Commission Chairperson to execute Amendment to the Interagency Agreement CIDFAC01-15 in the amount of \$122,000.00 for the term of April 1, 2016 through December 31, 2017.

**RESOLUTION OF THE  
CALIFORNIA INDUSTRIAL DEVELOPMENT FINANCING ADVISORY  
COMMISSION (CIDFAC) FOR THE EXECUTIVE DIRECTOR TO ENTER  
INTO AN INTERAGENCY AGREEMENT WITH THE CALIFORNIA  
POLLUTION CONTROL FINANCING AUTHORITY (CPCFA) FOR THE  
REIMBURSEMENT FROM CIDFAC TO CPCFA FOR THE COSTS OF  
ADMINISTERING CIDFAC**

**December 13, 2016**

**WHEREAS**, the California Industrial Development Financing Authority Commission (“Commission”) was created pursuant to the California Industrial Development Financing Authority Act (“Act”) commencing with Section 91500 of the Government Code; and

**WHEREAS**, Section 91553 of the Government Code provides that “The Chairperson of the Commission shall on its behalf appoint an Executive Director who shall serve at the pleasure of the Commission and shall reserve an annual salary which shall be established by the Chairperson of the Commission. The Commission may delegate to the Executive Director the authority to enter into contracts on behalf of the Commission.”

**NOW THEREFORE BE IT RESOLVED by the Commission as Follows:**

**Section 1.** That the Resolution for the Executive Director to Enter Into An Interagency Agreement With the California Pollution Control Financing Authority For Reimbursement From CIDFAC to CPCFA For The Costs Of Administering CIDFAC adopted April 19, 2016 is hereby rescinded.

**Section 2.** That the Chair of the Commission, or his designee, is hereby authorized to execute Amended Interagency Agreement CIDFAC01-15 with the California Pollution Control Financing Authority for an amount not to exceed \$122,000.00 and for a term not to extend beyond December 31, 2017.