RESOLUTION OF THE BOARD OF SUPERVISORS OF

ORANGE COUNTY, CALIFORNIA, AUTHORIZING THE TEMPORARY

TRANSFER OF CASH BETWEEN FUNDS 293 AND 294

AND COUNTY GENERAL FUND

June 22, 2021

WHEREAS, the County General Fund may experience cash shortfalls or deficits during County fiscal year 2021-2022 due to timing of receipt of revenues such as property taxes and State revenues; and

WHEREAS, the County General Fund may experience cash shortfall when tax and revenue anticipation notes (TRANS) are delayed or not issued during fiscal year 2021-2022; and

WHEREAS, monies are available from Workers Compensation ISF Fund 293 and Property and Casualty Risk ISF Fund 294; and

WHEREAS, Section 53635.7 of the Government Code requires the legislative body of a local agency to discuss, consider, and deliberate each decision that involves borrowing in the amount of one hundred thousand dollars ($100,000) or more as a separate item of business on the agenda of its meeting; and

WHEREAS, the monies transferred from Funds 293 and 294 are not presently needed to meet current cash requirements from these funds, are not necessary during the transfer period to meet required and/or previously identified expenditures from these funds, and the funds will be replenished in a manner to permit the purposes of Funds 293 and 294 to be met; and

WHEREAS, Section 25260 of the Government Code authorizes the Board to provide by resolution for the transfer of monies in an internal service fund.

NOW, THEREFORE, BE IT RESOLVED that this Board does hereby:

1. The County Auditor-Controller, with the approval of the County Executive Officer and/or designee, is hereby authorized to make one or more draws (each a “Draw”) for temporary cash transfers up to a total of $90 million from Fund 293 to the General Fund 100 for the period July 1, 2021 through June 30, 2022 when such transfers are needed to cover cash deficits in the County General Fund.
2. Direct the Auditor-Controller to re-transfer the actual cash advances from County General Fund 100 back to Fund 293 with interest equal to the rate earned by the Treasurer-Tax Collector on commingled funds upon receipt of other revenue.
3. The County Auditor-Controller, with the approval of the County Executive Officer and/or designee, is hereby authorized to make one or more draws (each a “Draw”) to make temporary cash transfers up to a total of $55 million from Fund 294 to the General Fund No. 100 for the period July 1, 2021 through June 30, 2022 when such transfers are needed to cover cash deficits in the County General Fund.
4. Direct the Auditor-Controller to re-transfer the actual cash advances from County General Fund No. 100 back to Fund 294 with interest equal to the rate earned by the Treasurer-Tax Collector on commingled funds upon receipt of other revenue.
5. Direct that all transfers from County funds therein authorized be conditioned upon and subject to the written approval of the County Executive Officer or his designee.
6. Direct that notification of each transfer be given to each Board Office and the Risk Manager.
7. Direct the Risk Manager to promptly notify the Auditor-Controller and the County Executive Officer if the current cash requirements of Funds 293 or 294 require repayment of cash advances from these funds.
8. It is the intention that all cash advances are to be repaid to Funds 293 and 294 by June 30, 2022.
9. This Resolution shall take effect on July 1, 2021.