

REVISED
RESOLUTION NO. 59
FRESNO LOCAL AGENCY FORMATION COMMISSION
FRESNO COUNTY, CALIFORNIA

IN THE MATTER OF

LAFCO DETERMINATION

REQUEST CONSIDERATION OF REVISED INDEPENDENT FINANCIAL SYSTEM)))))	APPROVED INDEPENDENT FINANCIAL SYSTEM AND AUTHORIZED EXECUTIVE OFFICER TO ENTER INTO AN AGREEMENT WITH ADP AND OPEN A BANK ACCOUNT WITH CENTRAL VALLEY COMMUNITY BANK
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WHEREAS, the Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 contains provisions providing for Local Agency Formation Commissions to become independent from county government; and

WHEREAS, on November 4, 2009, the Commission considered authorizing the Chair and Executive Officer to enter into the Third Amended and Restated Professional Services Agreement, and delegated staff the authority to make immaterial revisions to the Third Amendment as requested by the County and to extend the effective date of January 11, 2010 as necessary to effectuate the purposes of the Third Amendment; and

WHEREAS, during its April 14, 2010, meeting, the Commission was presented with options with respect to the transition of financial services previously provided by the County Auditor to private firms; and

WHEREAS, this Commission considered all relevant factors and heard all interested parties wishing to speak on said application; and

NOW, THEREFORE, BE IT RESOLVED that the Fresno Local Agency Formation Commission does **HEREBY STATE, FIND, RESOLVE, DETERMINE, AND ORDER** as follows:

1. This Commission authorized the Executive Officer to open a bank account with Central Valley Community Bank for the purpose of receiving deposits and issuing funds to pay financial obligations.
2. This Commission directed LAFCo staff to deposit future revenues from fees and assessments in the bank account created for this purpose.
3. This Commission authorized the Executive Officer to request the County Auditor to deposit the sum of \$15,000.00 into a special LAFCo reserve account in order to cover costs associated with the County's provision of professional services, including personnel, to LAFCo. The funds in the reserve account would earn interest at the County's customary rate.

4. This Commission authorized the Executive Officer to request the County Auditor to transfer the remainder of all funds including any interest that is earned to the LAFCo bank account after 45 days and pending review of the process by Fresno County.
5. This Commission authorized the Executive Officer to enter into an agreement with ADP for the purpose of preparing and issuing checks to pay bills and obligations for LAFCo, and to provide a monthly accounting of expenses.
6. This Commission authorized the Executive Officer to establish a policy of providing the Commission with a monthly report on the expenses from the previous month and bank balance.
7. This Commission authorized the Executive Officer to establish a policy of having a biennial audit and an audit with the change of each Executive Officer.

ADOPTED THIS 9th DAY OF JUNE, 2010, BY THE FOLLOWING VOTE:

AYES: Commissioners Rodriguez, Fortune, Anderson, Perea, Lopez
NOES: None
ABSENT: None

**STATE OF CALIFORNIA)
 COUNTY OF FRESNO)**

CERTIFICATION

I, Victor Lopez, Chairman of the Fresno Local Agency Formation Commission (LAFCo), Fresno County, State of California, hereby certify that the foregoing resolution was adopted by the Commission on the 9th day of June, 2010.



Victor Lopez, Chairman
Fresno Local Agency Formation Commission