

Board Office Use: Legislative File Info.	
File ID Number	15-1425
Introduction Date	8-12-15
Enactment Number	15-1197
Enactment Date	8/12/15 <i>ea</i>



OAKLAND UNIFIED
SCHOOL DISTRICT

Community Schools, Thriving Students

Memo

To Board of Education

From Antwan Wilson, Superintendent
Vernon Hal, Senior Business Officer *VEH*
Ruth Alahydoian, Chief Financial Officer

Board Meeting Date August 12, 2015

Subject Resolution No. 1516-0021- TEMPORARY DISTRICT BORROWING –UP TO \$50 MILLION – COUNTY OF ALAMEDA TREASURY DUE TO FLUCTUATION IN DISTRICT REVENUE AND RECEIPTS

Action Requested APPROVAL BY THE BORAD OF EDUCATION OF RESOLUTION NO. 1516-0021– TEMPORARY DISTRICT BORROWING – UP TO \$50 MILLION – COUNTY OF ALAMEDA TREASURY DUE TO FLUCTUATION IN REVENUE AND RECEIPTS

Background The California Constitution and Education Code Section 42620 provide that the Treasurer of the County of Alameda has the power to temporarily transfer funds in the County’s custody to provide funds for meeting the obligation incurred for maintenance purposes by any District. Such temporary transfer by the Treasurer of funds requires a request of this Board to the County Board of Supervisors. The funds transferred to the District can not exceed 85% of anticipated revenue accruing to the District, can not be made prior to the first day of the fiscal year nor after the last Monday in April of the current fiscal year, and must be repaid from the revenues accruing to the District before any other obligation of the District. Because of fluctuation in revenue and receipts, the District does not have sufficient cash to meet all its obligations incurred for operating requirements in the current fiscal. The approval of this Resolution will enable the District to borrow up to \$50 million dollars in needed funds as an advance on the District revenue.

Fiscal Impact Recommendation As funds will be paid within the current fiscal year, no fiscal impact
APPROVAL BY THE BOARD OF RESOLUTION NO. 1516-0021 REQUESTING TEMPORARY TRANSFER OF UP TO \$50 MILLION DOLLARS FROM ALAMEDA COUNTY TREASURY DUE TO FLUCTUATION IN DISTRICT REVENUE AND RECEIPTS

Attachments Board Resolution No. 1516-0021

**RESOLUTION OF THE BOARD OF EDUCATION
OF THE
OAKLAND UNIFIED SCHOOL DISTRICT**

Resolution No. 1516-0021

**AUTHORIZING TEMPORARY BORROWING OF AN AMOUNT NOT TO EXCEED \$50 MILLION
DOLLARS FROM THE ALAMEDA COUNTY TREASURY DUE TO FLUCTUATION IN DISTRICT
REVENUE AND RECEIPTS**

WHEREAS, the California Constitution, Article XVI, Section 6 and Education Code Section 42620 provide that the Treasurer of the County of Alameda (Treasurer) shall have the power and it shall be the duty to make such temporary borrowing from the funds in the County's custody as may be necessary to provide funds for meeting the obligations incurred for maintenance purposes by any District whose funds are in its custody and are paid out solely through its office;

WHEREAS, such temporary borrowing of funds shall be made only upon request by the Board of Education to the County Board of Supervisors;

WHEREAS, such temporary transfer of funds shall not exceed 85% of anticipated revenue accruing to the District, shall not be made prior to the first day of the fiscal year nor after the last Monday in April of the current fiscal year, and shall be replaced from the revenues accruing to such District before any other obligation of the District; and

WHEREAS, due to fluctuation in District revenue, the cost reimbursement nature of certain Federal and State contracts, there is not sufficient cash on hand to provide funds for meeting obligations by the District in the current fiscal year,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the provisions of the California Constitution, Article XVI, Section 6, and Education Code Section 42620, the Governing Board of the Oakland Unified School District hereby requests:

1. The Board of Supervisors of Alameda County directs the Treasurer to temporary loan from the funds in its custody to the District to meet obligations incurred for maintenance purposes in the amount not to exceed \$50 Million Dollars, which amount does not exceed a total of 85% of anticipated revenue accruing to the District by June 30, 2016.
2. Funds will be transferred to the District by the Treasurer to meet District obligations in an amount not exceed \$50 Million Dollars.
3. Repayment of the funds is anticipated to be made from the revenues accruing to and identified by the District. Interest on any transferred funds will accrue and be payable by the District, at the greater of the same interest rate the County of Alameda Investment Pool is earning or a proxy TRAN cost as determined by the market until the entire amount transferred is repaid. Interest will be charged monthly.
4. Authorized the District Superintendent or designee to sign a Temporary Transfer Agreement consistent with the terms of this Resolution.

PASSED BY THE FOLLOWING VOTE:

Ayes: Roseann Torres, Jumoke Hinton Hodge, Shanthi Gonzales, Aimee Eng, Nina Senn, Vice President
Jody London, President James Harris

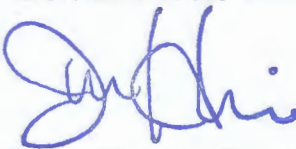
Nays: None

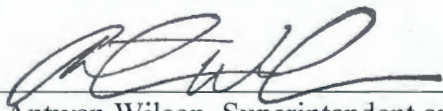
Abstained: None

Absent: None

CERTIFICATION

We, the signatories below, do hereby certify that the foregoing Resolution was duly approved and adopted by the Governing Board of the said District at a Regular Meeting thereof held on the 12th Day of August, 2015 with a copy of such Resolution being on file in the Office of the Governing Board of said District.

By: 
James Harris, President
Board of Education


Antwan Wilson, Superintendent and
Secretary, Board of Education

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