Resolution approving in accordance with Section 147(f) of the Internal Revenue Code, the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $40,000,000 to finance and/or refinance various capital facilities to be owned and/or operated by California College of the Arts.

WHEREAS, California College of the Arts, a California nonprofit corporation ("Corporation"), has requested that the California Statewide Communities Development Authority, a joint exercise of powers agency established pursuant to the laws of the State of California, or other conduit issuer ("Authority"), issue from time to time tax-exempt obligations ("Obligation"), in an aggregate principal amount not expected to exceed $40,000,000 for the purpose of making one or more loans (collectively, the "Loan") to the Corporation, pursuant to a plan of financing for various capital facilities as more fully described below; and

WHEREAS, The City and County of San Francisco ("City") is a member of the Authority and has entered into that certain Amended and Restated Joint Exercise of Powers Agreement relating to the Authority, dated as of June 1, 1988 ("Agreement"), among certain local agencies, including the City; and

WHEREAS, The Corporation expects to use the proceeds of the Loan to: (1) finance or refinance the construction, acquisition, improvement, capital maintenance, equipment acquisition and other related capital expenditures at the Corporation's facilities located at 1111 Eighth Street, San Francisco, California; and (2) pay various costs of issuance and other costs related to the Obligation (collectively, the "Project"); and
WHEREAS, The issuance of the Obligation shall be subject to the approval of and
execution by the Authority of all financing documents relating thereto to which the Authority is
a party and subject to the issuance of the Obligation by the Authority; and
WHEREAS, All or a portion of the Project is and will be located within the City; and
WHEREAS, The interest on the Obligation may qualify for tax exemption under Section
103 of the Internal Revenue Code of 1986, as amended ("Code") only if the Obligation is
approved in accordance with Section 147(f) of the Code; and
WHEREAS, The Board of Supervisors of the City ("Board") is the elected legislative
body of the City and is the applicable elected representative required to approve the issuance
of the Obligation within the meaning of Section 147(f) of the Code; and
WHEREAS, The Authority has requested the Board to approve the issuance of the
Obligation in order to satisfy the public approval requirements of Section 147(f) of the Code,
and the requirements of Section 9 of the Agreement; and
WHEREAS, For seven consecutive days commencing May 31, 2022, the City caused a
notice to appear on its web site stating that a public hearing with respect to the issuance of
the Obligation would be held by the City's Office of Public Finance on June 9, 2022; and
WHEREAS, The Office of Public Finance held the public hearing described above on
June 9, 2022, and an opportunity was provided for persons to comment on the issuance of the
Obligation and the financing and refinancing of the Project; now, therefore be it
RESOLVED, That this Board hereby finds and declares the above recitals are true and
correct; and, be it
FURTHER RESOLVED, That this Board hereby approves the issuance of the
Obligation by the Authority; and, be it
FURTHER RESOLVED, That it is the purpose and intent of this Board that this
Resolution constitutes (a) approval of the issuance of the Obligation by the applicable elected
representative of the governmental unit having jurisdiction over the area in which the Project is located for the purposes of and in accordance with Section 147(f) of the Code, and (b) approval of the Obligation for purposes of Section 9 of the Agreement; and, be it FURTHER RESOLVED, That the approval of the issuance of the Obligation by the City is neither an approval of the underlying credit issues of the proposed Project nor an approval of the financial structure of the Obligation; and, be it FURTHER RESOLVED, That the Obligation shall not constitute a debt or obligation of the City and the payment of the principal, prepayment premium, if any, and purchase price of and interest on the Obligation shall be solely the responsibility of the Corporation; and, be it FURTHER RESOLVED, That adoption of this Resolution shall not obligate (i) the City to provide financing to the Corporation for the acquisition, rehabilitation and development of the Project or to issue the Obligation for purposes of such financing; or (ii) the City, or any department of the City, to approve any application or request for, or take any other action in connection with, any environmental, General Plan, zoning or any other permit or other regulatory action sought in connection with the Project; and, be it FURTHER RESOLVED, That this Resolution shall take effect immediately upon its adoption.

APPROVED AS TO FORM:
DAVID CHIU, City Attorney

By: /s/MARK D. BLAKE
MARK D. BLAKE
Deputy City Attorney
Resolution approving in accordance with Section 147(f) of the Internal Revenue Code, the issuance of tax-exempt obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $40,000,000 to finance and/or refinance various capital facilities to be owned and/or operated by California College of the Arts.

July 20, 2022 Budget and Finance Committee - RECOMMENDED

July 26, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

I hereby certify that the foregoing Resolution was ADOPTED on 7/26/2022 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

Date Approved