

RESOLUTION OMPFA-21

RESOLUTION OF THE OTAY MESA ENHANCED  
INFRASTRUCTURE FINANCING DISTRICT PUBLIC  
FINANCING AUTHORITY APPROVING FISCAL YEAR 2023  
OPERATING AND CAPITAL IMPROVEMENT BUDGETS,  
ANNUAL REVIEW OF THE INFRASTRUCTURE FINANCING  
PLAN, AND RELATED ACTIONS.

WHEREAS, the California Legislature enacted California Government Code sections 53398.50 through 53398.88 (EIFD Law) authorizing cities and counties to establish enhanced infrastructure financing districts and use specified property tax increment revenue generated within such districts to finance certain infrastructure and community benefit projects; and

WHEREAS, the Council of the City of San Diego (Council) adopted Resolution R-310937, effective February 13, 2017, as amended by Resolution R-310971, effective March 15, 2017, determining that it will be beneficial to the City of San Diego (City) to establish, and stating the Council's intent to establish, the Otay Mesa Enhanced Infrastructure Financing District (District) with boundaries coterminous with the Otay Mesa Community Planning Area; and

WHEREAS, the Council adopted Resolution R-310938, effective February 13, 2017, establishing the Otay Mesa Enhanced Infrastructure Financing District Public Financing Authority (Authority) to act as the governing board of the District; and

WHEREAS, the Authority adopted an Infrastructure Financing Plan for the District and formed the District by Resolution OMPFA-2, effective July 24, 2017; and

WHEREAS, the District anticipates receiving \$3,782,000 in tax increment revenues in fiscal year 2023, in addition to \$125,000 of fiscal year 2022 carryforward balance, resulting in total estimated revenues of \$3,907,000 available to appropriate in fiscal year 2023; and

WHEREAS, District staff has prepared proposed fiscal year 2023 District operating and capital improvements budgets addressing anticipated reimbursement of City costs of providing staffing for the District and allocation of District funds to City infrastructure projects designated in the District's Infrastructure Financing Plan; and

WHEREAS, the Authority has reviewed the proposed District fiscal year 2023 operating and capital improvement budgets; and

WHEREAS, on October 9, 2019, Assembly Bill 116 (AB 116) was passed to amend existing EIFD Laws; and

WHEREAS, AB 116 included a requirement, codified within Government Code section 53398.66(j)(1), that the Authority review the District's Infrastructure Financing Plan, at least annually, and make any amendments that are necessary and appropriate; NOW, THEREFORE,

BE IT RESOLVED, by the Authority that:

1. The District fiscal year 2023 operating and capital improvement budgets, as set forth in Attachment 1 submitted with the docket materials accompanying this Resolution, are approved by the Authority, subject to the District's actual receipt of the anticipated amount of tax increment revenue for fiscal year 2023; and

2. If and to the extent that the amount of tax increment revenue received by the District in fiscal year 2023 is less than the sum of the total District fiscal year 2023 operating and capital improvement budgets, District staff shall first reduce the District fiscal year 2023 capital improvement budget by the amount of the difference between the amount of tax increment revenue received by the District in fiscal year 2023 and the sum of the total District fiscal year 2023

operating and capital improvement budgets, then reduce the District fiscal year 2023 operating budget by the amount of any remaining shortfall, if any.

3. The Authority has performed its annual review of the Infrastructure Financing Plan and determined that there are no amendments that are necessary and appropriate.

**PASSED AND ADOPTED** by the Otay Mesa Enhanced Infrastructure Financing District Public Financing Authority at a duly noticed meeting held on June 13, 2022.

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Vivian Moreno  
Chair