

**OTAY MESA ENHANCED INFRASTRUCTURE FINANCING DISTRICT
PUBLIC FINANCING AUTHORITY
Meeting of July 16, 2018**

DATE ISSUED: July 9, 2018

SUBJECT: Otay Mesa Enhanced Infrastructure Financing District (“District”) Public Financing Authority (“Authority”) Adoption of Resolution OMPFA-7 Declaring the Authority’s Intent to Issue Bonds and Rescinding and Superseding Resolution OMPFA-5 and Resolution OMPFA-8 Requesting Consolidation of the District Election with the California State General Election and Rescinding and Superseding Resolution OMPFA-6

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STAFF RECOMMENDATION: Approve proposed resolutions OMPFA-7 and OMPFA-8.

DESCRIPTIVE SUMMARY OF ITEM: The two proposed Authority resolutions presented at this meeting would declare the Authority’s intent to issue tax increment bonds to fund projects listed in the District’s Infrastructure Financing Plan, call a special election to submit a ballot measure to the qualified voters in the District seeking approval of the proposed bond issuance, and request that the County of San Diego Board of Supervisors consolidate the special election with the California State General Election to be held on November 6, 2018. The two resolutions would also rescind and supersede Resolutions OMPFA-5 and OMPFA-6, adopted on June 11, 2018. The new resolutions are required to incorporate a revised ballot question that complies with state law.

The substantive differences between Resolution OMPFA-5 and proposed Resolution OMPFA-7 are that previous action item 12 is deleted and new action item 12.i contains a revised ballot question.

The substantive difference between Resolution OMPFA-6 and proposed Resolution OMPFA-8 is reference to Resolution OMPFA-7, instead of Resolution OMPFA-5.

BACKGROUND: On June 11, 2018, the Authority adopted Resolution OMPFA-5 stating its intention to issue tax increment bonds and hold a special election of the qualified voters in the District to obtain approval for issuance of such bonds. Also, on June 11, 2018, the Authority adopted Resolution OMPFA-6 requesting that the County of San Diego Board of Supervisors consolidate the special election with the California State General Election on November 6, 2018.

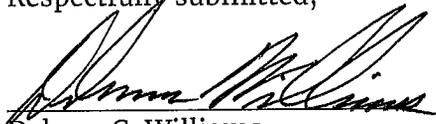
DISCUSSION: The District election is governed by California law, which limits a ballot question presented to the qualified voters of the District to 75 words. The ballot question approved in Resolution OMPFA-5 and incorporated by reference into Resolution OMPFA-6 exceeded the word limit. The initial ballot question attempted to incorporate certain information required to be presented to the qualified voters of the District by California

Government Code section 53398.80(a), part of the Enhanced Infrastructure Financing District Law. Due to the ballot question word limit, some of this information will instead be included in the other materials presented with the ballot measure in the voter pamphlet, such as a summary and impartial analysis of the ballot measure. To comply with state law relating to the bond issuance election, the Authority is asked to adopt proposed Resolutions OMPFA-7 and OMPFA-8 revising the ballot question to comply with the word limit and rescinding and superseding Resolutions OMPFA-5 and OMPFA-6.

FISCAL IMPACT: None.

CONCLUSION: The Authority is asked to adopt Resolutions OMPFA-7 and OMPFA-8 revising the ballot question to comply with the state law word limit and rescinding and superseding Resolutions OMPFA-5 and OMPFA-6.

Respectfully submitted,



Delmar G. Williams
Deputy City Attorney
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Attachment(s): None.