MEETING DATE: February 16, 2016

Submitting Department(s):
Department of Finance

Contact: Edward J. Lamb
Phone: 934-6476

BRIEF SUBJECT/ISSUE DESCRIPTION:
Annually the Attorney General’s office seeks assurance that the address and banking information has not changed from the previous year for Tobacco Settlement payments. This year Glenn’s bank information changed. Even though Glenn original resolution allowed for successors to the authorized signers, the Attorney General’s office is requiring a Board reaffirmation together with specimen signatures for those successors.

AGENDA PLACEMENT

APPOINTMENT – Appearances by: (Specify Name & Title)

Required ___ Minutes

☐ Business – No ☒ Consent
☐ Correspondence ☐ Reports & Notices

AFFECTED DEPARTMENT(S)

☐ Receive Concurrence

ATTACHMENTS

☐ Board Report
☐ Letter
☐ Minute Order
☐ Contract
☐ Transfer
☐ Grant App.
☒ Resolution
☐ Ordinance
☐ Proclamation
☐ Policy Update
☐ Code Update
☐ Other

LEGAL/PERSONNEL/FISCAL

☐ County Counsel
☐ Personnel
☒ Finance

CLERK INSTRUCTIONS

☐ Return Minute Order
☐ Return Certified Copy Of:

☐ Other:

PUBLIC HEARINGS & COMMITTEE VACANCIES

☐ Published
☐ Affidavit on File w/Clerk
☐ Affected Parties Notified

Bill#:

☐ State
☐ Federal

LEGISLATION

☐ Latest Version of Bill
☐ Draft Letter Attached
☐ List of Supporters/Opposers
☐ Statement of Relevance to County Interests
☐ Description Attached

☐ General Fund Impact
☐ Other: ______
☒ Budgeted
☐ Transfer Attached
☐ 4/5ths Vote Required
☐ Contingency Request

FUNDING SOURCE/IMPACT

CONTRACTS, LEASES & AGREEMENTS

☐ New
☐ Renewal
☐ Amendment
☐ Insurance Certificate
☐ Contract Report

Date of Original Contract:
Contract No.:
Fiscal Year:

RECOMMENDED ACTION/MOTION:

Approve the resolution substituting officers authorized to direct transfer of tobacco settlement funds

Reviewed By (if applicable):

Department Head

Personnel Director

Department of Finance

cc:
EXECUTIVE SUMMARY
Annually since FY 2000, the County has received monies from the Tobacco Master Settlement Agreement between the four largest United States tobacco companies (Phillip Morris Inc., R.J. Reynolds, Brown and Williamson and Lorillard) and the attorneys general of 46 states which include California. Annually the Attorney General's office seeks assurance that the address and banking information has not changed from the previous year. This year Glenn's bank information changed. Even though Glenn original resolution allowed for successors to the authorized signers, the Attorney General's office is requiring a Board reaffirmation together with specimen signatures for those successors.

RECOMMENDATION(S):
Approve the resolution substituting officers authorized to direct transfer of tobacco settlement funds.

HISTORY AND BACKGROUND:
See executive summary.

FISCAL/PERSONNEL IMPACT(S):
The 20015-16 budget included $250,000 for tobacco settlement. Without the change the County cannot collect the monies.

ANALYSIS/DISCUSSION
BOARD OF SUPERVISORS
COUNTY OF GLENN, STATE OF CALIFORNIA

RESOLUTION SUBSTITUTING OFFICERS AUTHORIZED TO DIRECT TRANSFER OF TOBACCO SETTLEMENT FUNDS

RESOLUTION NO. 2016 - ___

WHEREAS the Attorney General of the State of California and representatives of a number of California Counties and Cities entered into a Memorandum of Understanding (AMOU®), which allocates a portion of settlement proceeds stemming from litigation against various manufacturers of tobacco products;

WHEREAS the County has, in consideration for receiving its portion of the settlement proceeds as allocated to Cities and Counties in the MOU, executed the Agreement Regarding Interpretation of MOU (AARIMOU®) and the Release, approved by the J.C.C.P. 4041 Court;

WHEREAS, in accordance with the terms of the ARIMOU, and by Resolution Number 2000-14, duly by the Board adopted on February 1, 2000, the County has designated certain officers and their successors in Office as those authorized to direct the transfer of the County's settlement funds on behalf of the County; and

WHEREAS the County now desires to substitute different officers for those previously designated;

NOW, THEREFORE, BE IT RESOLVED that the following officers or their successors in office shall be authorized to direct the transfer of the County's settlement funds on behalf of the County:

<table>
<thead>
<tr>
<th>Edward J. Lamb</th>
<th>Leigh McDaniel</th>
<th>Huston T. Carlyle</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Name</td>
<td>Name</td>
</tr>
<tr>
<td>Director of Finance</td>
<td>Chairman, Board of Supervisors</td>
<td>County Counsel</td>
</tr>
<tr>
<td>Title</td>
<td>Title</td>
<td>Title</td>
</tr>
<tr>
<td>Signature</td>
<td>Signature</td>
<td>Signature</td>
</tr>
</tbody>
</table>

///
///

BOS Resolution No. 2016-_____
BE IT FURTHER RESOLVED, that all notices from the Office of the Attorney General to the County regarding tobacco settlement funds shall be sent to following person/agency:

Name of Person/Agency: Edward J. Lamb
Title: Director of Finance
Address: 516 West Sycamore Street, Willows, CA 95988
Telephone: 530-934-6742
Facsimile: 530-934-6421
E-Mail: elamb@countyofglenn.net

This Resolution was PASSED AND ADOPTED, by the Board of Supervisors of the County of Glenn at a regular meeting held this 16th day of February, 2016, by the following vote:

AYES:

NOES:

ABSENT OR ABSTAIN:

________________________________________
LEIGH W. MCDANIEL, Chairman
Board of Supervisors, Glenn County, California

ATTEST:

DI AULABAUGH, Clerk of the Board
Board of Supervisors, Glenn County, California

APPROVED AS TO FORM:

________________________________________
HUSTON T. CARLYLE, County Counsel
Glenn County, California

BOS Resolution No. 2016-_______
Ed,

Unfortunately, all three persons designated as authorized to direct the transfer of the County’s settlement funds no longer hold those positions, we require a notarized exemplar of the signatures of their successors in office for our records. Please complete and submit the attached Resolution of the Board of Supervisors or provide a letter, on official letterhead of the County of Glenn, informing us of the names of the new designees and include their notarized signature exemplars. Please direct the completed and signed Resolution or letter to my attention at the address below.

Thank you,

Debra Berry  
Associate Governmental Program Analyst  
Office of the Attorney General  
Tobacco Litigation and Enforcement Section  
1300 I Street, Suite 1530  
Sacramento, California  95814  
(916) 323-3566

---

Debra,  

Thank you for the resolution. Wonder of wonders, the resolution named the three individuals and their successors, so I guess I am a successor and I know the other two successors are. B Joanne Haynes was not one of the successors from the original resolution. She was the assistant director of finance – treasury and a signatory on the County’s bank accounts.

At least I won’t have to go to the Board of Supervisors again.

Edward J. Lamb  
Director of Finance  
County of Glenn  
516 West Sycamore Street  
Willows, CA 95988
From: Debra Berry [mailto:Debra.Berry@doj.ca.gov]
Sent: Wednesday, February 03, 2016 2:21 PM
To: Edward Lamb
Subject: Glenn County Wiring Instructions / Resolution

Mr. Lamb,

Please find attached Glenn county’s current wiring instructions, Resolution, and memo from B. Joanne Haynes.

Don’t hesitate to contact me if you need further assistance.

Best,

Debra Berry
Associate Governmental Program Analyst
Office of the Attorney General
Tobacco Litigation and Enforcement Section
1300 I Street, Suite 1530
Sacramento, California 95814
(916) 323-3566

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BOARD OF SUPERVISORS, GLENN COUNTY, CALIFORNIA

RESOLUTION NO. 2000-14

A RESOLUTION OF THE GLENN COUNTY BOARD OF SUPERVISORS
AUTHORIZING WITHDRAWAL AND ACCEPTANCE OF TOBACCO
SETTLEMENT MONIES PURSUANT TO THE
MEMORANDUM OF UNDERSTANDING

WHEREAS, the Attorney General of the State of California and representatives of a number of California Counties and Cities entered into a Memorandum of Understanding (“MOU”) which allocates a portion of settlement proceeds stemming from the litigation against various manufacturers of tobacco products; and

WHEREAS, the County of Glenn (hereinafter “the County”) wishes to receive its allocated share of settlement proceeds as provided for and set forth in the MOU; and

WHEREAS, the County has obtained any necessary approval to participate in the settlement under the terms and conditions as memorialized in the MOU; and

WHEREAS, in consideration for receiving its portion of the settlement proceeds as allocated to Cities and Counties in the MOU, the County has executed the Agreement Regarding Interpretation of MOU and the Release, approved by the J.C.C.P. 4041 Court.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Glenn does hereby authorize the acceptance and deposit of the County’s portion of the settlement proceeds as allocated to Cities and Counties in the MOU.

BE IT FURTHER RESOLVED that the Board of Supervisors does hereby authorize the verification by the Office of the Attorney General of all banking information provided to effectuate the acceptance of the settlement proceeds.

BE IT FURTHER RESOLVED that the following officers or their successors in office shall be authorized to direct the transfer of the County’s settlement funds on behalf of the County.

DON SANTORO  
(Name)  
Director of Finance  
(Title)  

GARY FREEMAN  
(Name)  
Chairman, Board of Supervisors  
(Title)  

NORMAN Y. HERRING  
(Name)  
County Counsel  
(Title)  

(Signature)  
(Signature)  
(Signature)
BE IT FURTHER RESOLVED that all notices from the Office of the Attorney General to the County regarding tobacco settlement funds shall be sent to the following person/agency:

Name of Person/Agency: DON SANTORO
Title: Director of Finance
Address: 516 West Sycamore Street
Willows, California 95988
Telephone: (530) 934-6742
Facsimile: (530) 934-6421
E-Mail: GFinance@thegrid.net

THIS RESOLUTION WAS PASSED by the Board of Supervisors of the County of Glenn at a regular meeting thereof on February 1, 2000 by the following vote:

AYES: Supervisors Harris, Mudd, Bungarz, Hansen, and Freeman (Chairman)
NOES: None
ABSENT OR ABSTAIN: None

[Signature]
CHAIRMAN, Board of Supervisors
Glenn County, California

ATTEST:
[Signature]
VINCE T. MINTO, COUNTY CLERK
and ex officio Clerk, Board of Supervisors
Glenn County, California

APPROVED AS TO FORM:
[Signature]
NORMAN Y. HERING, COUNTY COUNSEL
Glenn County, California

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
ATTEST: February 7, 2000
VINCE T. MINTO
COUNTY CLERK AND EX-OFFICIO CLERK OF THE BOARD OF SUPERVISORS IN AND FOR THE COUNTY OF GLENN, STATE OF CALIFORNIA.
[Signature]
DEPUTY
Debra Berry <Debra.Berry@doj.ca.gov>
Wednesday, February 03, 2016 1:53 PM
Obando, Agnes P (agnes.obando@bnymellon.com); kai.mander@acgov.org;
theresa.rude@acgov.org; cmelroy@alpinecountyca.gov; tscherer@alpinecountyca.gov;
jabrown@amadorgov.org; ggillott@amadorgov.org; Karen Scaccianoce
(kscaccianoce@amadorgov.org); Tacy Rouen (trouen@amadorgov.org);
mjessee@buttecounty.net; smccracken@buttecounty.net; bsullivan@co.calaveras.ca.us;
chris.davy@bnymellon.com; marx@saccounty.net; anne.papa@lacity.org;
clariza.mullins@lacity.org; russel.fuji@lacity.org; todd.bouey@lacity.org;
ggranewich@sandiego.gov; lkommis@sandiego.gov; smayer@sandiego.gov;
kmooris@sandiego.gov; tsmith@sandiego.gov; owen.clements@sfgov.org;
michelle.allersma@sfgov.org; ben.rosenfeld@sfgov.org; nadia.sesay@sfgov.org;
nora.frimann@sanjoseca.gov; Ellen.Donnelly@sanjoseca.gov;
barbara.urtas@sanjoseca.gov; psrooggins@countyofcolusa.org;
lisa.driscoll@cao.cccounty.us; dsans@cao.cccounty.us; bud.decesare@hsd.cccounty.us;
dstallman@sandiego.gov; dbrown@treasurer.ca.gov; Debra Berry;
melissagoudelock@co.del-norte.ca.us; blopez@co.del-norte.ca.us; joe.harn@edcgov.us;
laura.schwartz@edcgov.us; ETashman@sidley.com; fanny.chen@bnymellon.com; Strunk,
Frank Ryan (FrankRyan.Strunk@bnymellon.com); kdonawa@co.fresno.ca.us; Kim
Lamanuzzi (KLamanuzzi@co.fresno.ca.us) (KLamanuzzi@co.fresno.ca.us); Joanne
Haynes - retired; Edward Lamb; Humberto Medina; Greg.Rogers@dof.ca.gov;
cao@co.humboldt.ca.us; jbartholomew@co.humboldt.ca.us;
joepicazo@co.imperial.ca.us; annmcdonald@co.imperial.ca.us;
suzannebermudez@co.imperial.ca.us; kcarunchio@inyocounty.org;
jpeterson@inyocounty.us; ashepherd@inyocounty.us; jtrujillo@treasurer.ca.gov;
Tokunaga, Johanna (johanna.tokunaga@bnymellon.com); Gagnon, Justin M.
jgagnon@blxgroup.com; Karen.Finn@dof.ca.gov; Karen Leaf;
karen.yu@bnymellon.com; Mendez, Tara (tmendez@sidley.com);
lawsonn@co.kern.ca.us; jnilon@co.kern.ca.us; Westberry, Kimberly
(kwestberry@sidley.com); mlehtonen@treasurer.ca.gov; gwatkins@treasurer.ca.gov;
collen.carlson@co.kings.ca.us; tammy.phelps@co.kings.ca.us;
larry.spikes@co.kings.ca.us; Matt Perry (Matt.Perry@lakountyca.gov);
jmorgan@co.lassen.ca.gov; dwemple@co.lassen.ca.gov; abennett@ceo.lacounty.gov;
mmcgloin@ceo.lacounty.gov; mmatthews@ceo.lacounty.gov; Wong, John
(jwong@ttc.lacounty.gov); eric.fleming@madera-county.com;
kevin.fries@co.madera.ca.us; rgiven@co.marin.ca.us; mhodson@mariposacounty.org;
floraa@co.mendocino.ca.us; Lloyd Weer (weerl@co.mendocino.ca.us);
mfoster@co.merced.ca.us; Canessa, Milly P (milly.canessa@bnymellon.com);
Ichapman@mono.ca.gov; mrudolph@mono.ca.gov; drabnerk@co.monterey.ca.us;
miller@co.monterey.ca.us; woodsd@co.monterey.ca.us; Zeeb, Mary Ext.5474
(zeebm@co.monterey.ca.us); zuritam@co.monterey.ca.us;
Tamie.Frasier@countyofnapo.org; Pgrimish@co.napa.ca.us;
tracy.schulze@countyofnapo.org; nwatt@co.napa.ca.us; marcia.salter@co.nevada.ca.us;
rick.haffey@co.nevada.ca.us; treasurer@co.nevada.ca.us; Susana.Ortiz@ocgov.com;
Stephanie.chen@ocgov.com; Schultz, Dana (Dana.Schultz@ocgov.com);
garden@placer.ca.gov; khawley@placer.ca.gov; jwindesh@placer.ca.gov;
MimiHall@countyofplumas.com; juliewhite@countyofplumas.com; pswapp@sidley.com;
rkeithley@sidley.com; Raghda.Nassar@dof.ca.gov; chans@rceo.org;
ttc@co.riverside.ca.us; martip@saccounty.net; yatesk@saccounty.net; Lukenbill, Sally
(Sally.Lukenbill@dof.ca.gov); rinman@co.co.san-benito.ca.us; rinman@cosb.us; Amis,
To:
Monique (CAO) (Monique.Amis@cao.sbccounty.gov); wsieruga@ttc.sbccounty.gov; sara.harris@sdcounty.ca.gov; Leyecker, Christine
(Christine.Leyecker@sdcounty.ca.gov); dan.mcallister@sdcounty.ca.gov;
joan.pan@sdcounty.ca.gov; joshua.tordai@sdcounty.ca.gov;
michelle.allerynma@sgjgov.org; skaisch@sjgov.org; Khan, Shabbir (skhan@sjgov.org);
rllee@sjgov.org; mlopez@sjgov.org; dbuckshi@co.slo.ca.us; labrown@co.slo.ca.us;
mmunds@co.slo.ca.us; ghawk@smcgov.org; gwilson@co.sanmateo.ca.us;
c_tgray@smcgov.org; Fearon, Anne (Anne.Fearon@sbphd.org);
takashi.wada@sbphd.org; susanne.jacobson@sbphd.org; gary.graves@oba.co.santa-
clara.ca.us; susan.mauriello@co.santa-cruz.ca.us; Christina Mowrey-Riggs
(Christina.Mowrey-Riggs@santaracounty.us); cashops@ttc.lacounty.gov;
llacs@co.shasta.ca.us; collector@sierracounty.ws; auditor@sierracounty.ws;
jebejer@co.siskiyou.ca.us; payin@co.siskiyou.ca.us; rhaas@co.siskiyou.ca.us;
calomeli@solanocounty.com; becorsello@solanocounty.com; Jonathan Kadlec
(Jonathan.Kadlec@sonoma-county.org); david.sundstrom@sonoma-county.org;
fordg@stancounty.com; rajak@stancounty.com; jarkens@co.sutter.ca.us;
bbriscoe@co.sutter.ca.us; mgarramore@co.sutter.ca.us; rputman@co.sutter.ca.us; Arthur
Wylene (AWylene@co.tehama.ca.us); landerson@tehama.net;
bgoodwin@co.tehama.ca.us; twilley@sidley.com; abickle@trinitycounty.org;
Tc_auditor@trinitycounty.org; treasurer@trinitycounty.org;
traymundo@cao.sbccounty.gov; ogarcia@co.tulare.ca.us; NRRiley@co.tulare.ca.us;
jrousseau@co.tulare.ca.us; twebsley@co.tulare.ca.us; dbautista@co.tulolume.ca.us;
drichardson@co.tulolume.ca.us; cpedro@co.tulolume.ca.us;
County.Counsel@ventura.org; leroy.smith@ventura.org; Terri Yanez
(Terri.Yanez@ventura.org); VAU-YEUNG@treasurer.ca.gov;
Mataka.Mpusa@wellsfargo.com; dania.d.samai@wellsfargo.com;
robert.schneider@wellsfargo.com; hnewens@yolocounty.org; dmierzw@co.yuba.ca.us

Subject: 2016 Wiring Instructions: Disbursement of Tobacco Settlement Payments

Follow Up Flag: Follow up
Flag Status: Flagged

City and County Representatives:

All eligible cities and counties will receive, by wire transfer, a tobacco settlement payment on or before April
20, 2016. These wires will be in accordance with the wiring instructions attached. Please review the attached
wire instructions carefully and notify me of any necessary changes. All changes must be submitted no later
than February 26, 2016 in order to become in effect for 2016.

Along with the above mentioned wiring instructions, I have attached a memo with further information regarding
payments.

Also, please be advised of the following:

(1) If a county or city wants to change the bank routing information, it can do so by completing an "Amended
Wire Transfer" as long as the form is signed by two of the three persons who are authorized signatories.

(2) If a county or city wants to change the persons who are authorized to direct the transfer of funds, it may do
so by completing an Amendment to Designation of Officers form if it is signed by two of the three persons who
are authorized signatories. However, if the county or city wants to change the persons who are authorized to
direct the transfer of funds but cannot get the signatures of two of the three persons who are authorized signatories, it must secure a resolution from the County Board of Superiors or City Council identifying the persons authorized to direct the transfer of funds.

(3) If you no longer wish to receive these email notifications or would like to have somebody added to these email notifications, please provide me with any updates.

Please feel free to contact me if you have any questions.

Best regards,

Debra Berry  
Associate Governmental Program Analyst  
Office of the Attorney General  
Tobacco Litigation and Enforcement Section  
1300 I Street, Suite 1530  
Sacramento, California 95814  
(916) 323-3566

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February 3, 2016
Via Electronic Mail

To: Designated Representatives for Eligible Cities and Counties

RE: Disbursement of Tobacco Settlement Payments Due April 15, 2016

Under the tobacco Master Settlement Agreement, Participating Manufacturers are obligated to make their Annual and Strategic Contribution Payments no later than April 15, 2016.

Under the ARIMOU, one half of the sum paid to California will be distributed to eligible Cities and Counties. As you may recall, last year’s disbursement from the Independent Auditor was in error and required corrections. This year, to reduce the likelihood of a similar disbursement error, the Independent Auditor will make its annual releases later in April. On or before April 20th, we will notify you of the exact amount you can expect to receive via wire transfer from Citibank on that day. We do not expect there to be multiple distributions this year. If there is a second distribution, we will notify you of the anticipated release and will notify you of the exact amount you can expect to receive on that day as well.

We will make the distributions according to the wiring instructions we have on file, which have been attached for your review, unless we receive updated instructions by February 26, 2016. Please provide all updates to Debra Berry at debra.berry@doj.ca.gov.

If you have any questions, please contact me by e-mail or phone.

Sincerely,

KAREN LEAF
Senior Assistant Attorney General

For KAMALA D. HARRIS
Attorney General

KL:db