COUNTY OF SAN DIEGO BOARD OF SUPERVISORS TUESDAY, FEBRUARY 25, 2025

MINUTE ORDER NO. 7

SUBJECT: NOTICED PUBLIC HEARING (TEFRA):

ISSUANCE OF REVENUE OBLIGATIONS BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY FOR THE BENEFIT OF EDCO REFUSE SERVICES, INC., BURRTEC WASTE & RECYCLING SERVICES, LLC, BURRTEC ENVIRONMENTAL, LLC, BURRTEC RECOVERY & TRANSFER, LLC, JEMCO EQUIPMENT CORP., SANCO SERVICES, L.P., AND/OR A RELATED OR SUCCESSOR ENTITY IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT NOT TO EXCEED \$73,500,000 (DISTRICTS: 2 AND 5)

OVERVIEW

The County has received a request from the California Enterprise Development Authority ("Authority") to conduct a public hearing as required by the Internal Revenue Code and to approve the Authority's issuance of one or more series of tax-exempt and/or taxable revenue obligations in an aggregate principal amount not to exceed \$73,500,000 (the "Revenue Obligations"), for the benefit of EDCO Refuse Services, Inc., Burrtec Waste & Recycling Services, LLC, Burrtec Environmental, LLC, Burrtec Recovery & Transfer, LLC, Jemco Equipment Corp., and/or a related or successor Entity Sanco Services, L.P. (collectively, the "Borrower").

The Borrower has applied for the financial assistance of the Authority. The proceeds of the Revenue Obligations will be loaned to the Borrower to: (1) finance, refinance and/or reimburse the cost of: (a) the acquisition, construction, installation, improvement and equipping of solid waste disposal facilities including, but not limited to, improvements to existing buildings, conversion of the existing diesel fleet to renewable natural gas, transfer stations, waste and recycling terminals, organics facilities, anaerobic digester facilities, container yards, hauling yards, material recovery facilities, maintenance yards and administrative facilities; and (b) the acquisition of collection trucks, transfer trailers and loaders, carts, bins and other solid waste disposal machinery and equipment, all of which will be located at and1035 and 1044 West Washington Avenue, Escondido, California 92025 in the approximate amount of \$72,000,000 and 324 Maple Street, Ramona, California 92065 in the approximate amount of \$1,500,000 (collectively, the "Facilities"); and (2) pay interest on the Revenue Obligations and the costs of issuance and other related costs in connection with the financing (collectively the "Project").

The Authority is authorized to assist in financing projects of nonprofit public benefit organizations or for-profit corporations with a public benefit wishing to issue or reissue bonds, notes or other evidences of indebtedness, including the Borrower. In order to initiate such a financing, the Borrower is asking the County of San Diego, a member jurisdiction in which the Project is located to: (1) conduct a public hearing to satisfy the public approval requirement of Section 147(f) of the Internal Revenue Code; and (2) approve the Authority's issuance of the Revenue Obligations. Although the Authority will be the issuer of the Revenue Obligations for the Borrower, the financing cannot proceed without the approval of one of the applicable legislative bodies.

Today's recommendations will provide the Authority with the required authorization to pursue its determination to issue the Revenue Obligations on behalf of the Borrower.

RECOMMENDATION(S) CHIEF ADMINISTRATIVE OFFICER

1. Pursuant to Section 147(f) of the Internal Revenue Code, hold a public hearing regarding the financing of the Project.

2. Adopt a Resolution entitled:

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF EDCO REFUSE SERVICES, INC., AND/OR RELATED OR SUCCESSOR ENTITIES, IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$73,500,000 FOR THE PURPOSE OF FINANCING, REFINANCING AND/OR REIMBURSING THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, IMPROVEMENT AND EQUIPPING OF SOLID WASTE DISPOSAL FACILITIES AND EQUIPMENT, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

EQUITY IMPACT STATEMENT

The Authority was established to assist in financing projects of nonprofit public benefit organizations or for-profit corporations with a public benefit wishing to issue or reissue revenue obligations. The Revenue Obligations issued will be used to: (1) finance, refinance and/or reimburse the cost of: (a) the acquisition, construction, installation, improvement and equipping of solid waste disposal facilities, including, but not limited to, improvements to existing buildings, conversion of the existing diesel fleet to renewable natural gas, transfer stations, waste and recycling terminals, organics facilities, anaerobic digester facilities, container yards, hauling yards, material recovery facilities, maintenance yards and administrative facilities; and (b) the acquisition of collection trucks, transfer trailers and loaders, carts, bins and other solid waste disposal machinery and equipment, all of which will be located at one or more of the addresses and in the approximate dollar amounts set forth below; and (2) pay interest on the Revenue Obligations and the costs of issuance and other related costs in connection with the financing. The Borrower is focused on enhancing community recycling efforts through an extensive network of Material Recovery Facilities, Construction and Demolition Processing Facilities, Commingled Recycling Processing Centers, Recycling Buyback Centers, Household Hazardous Waste Collection Centers, and an Anaerobic Digestion Facility. The Facilities will allow the Borrower to continue its investment in diversion facilities to achieve the mandates of AB 939 and SB 1383.

SUSTAINABILITY IMPACT STATEMENT

The proposed action would result in economic, social, health and wellbeing benefits for the community by allowing the Borrower to meet the waste collection, disposal and recycling needs of a broad segment of the San Diego population, while ensuring a safe and rewarding career for its employees. The proposed action will contribute to County of San Diego Sustainability Goal No. 3 by minimizing waste and promoting responsible consumption and reuse to create more restorative and regenerative operations. The proposed action will also result in the investment of more energy efficient operations and in a reduction of emissions through the conversion of the Borrower's diesel fleet to renewable natural gas.

FISCAL IMPACT

If approved, the proposal will result in approximately \$991 of unanticipated revenue to be used to reimburse the County for staff time associated with this non-County financing. There will be no change in net General Fund cost and no additional staff years.

The Borrower will be responsible for the payment of all present and future costs in connection with the financing. The County will incur no obligation of indebtedness as a result of these actions.

BUSINESS IMPACT STATEMENT

N/A

ACTION:

ON MOTION of Supervisor Desmond, seconded by Supervisor Lawson-Remer, the Board of Supervisors closed the Hearing and took action as recommended, adopting Resolution No. 25-010 entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO APPROVING THE ISSUANCE BY THE CALIFORNIA ENTERPRISE DEVELOPMENT AUTHORITY OF ITS REVENUE OBLIGATIONS FOR THE BENEFIT OF EDCO REFUSE SERVICES, INC., AND/OR RELATED OR SUCCESSOR ENTITIES, IN AN AGGREGATE MAXIMUM STATED PRINCIPAL AMOUNT OF \$73,500,000 FOR THE PURPOSE OF FINANCING, REFINANCING AND/OR REIMBURSING THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, IMPROVEMENT AND EQUIPPING OF SOLID WASTE DISPOSAL FACILITIES AND EQUIPMENT, PROVIDING THE TERMS AND CONDITIONS FOR SUCH REVENUE OBLIGATIONS AND OTHER MATTERS RELATING THERETO.

AYES: Anderson, Lawson-Remer, Montgomery Steppe, Desmond

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ABSENT: (District 1 Seat Vacant)

State of California) County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors

Signed

by Andrew Potter