



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING A CERTIFICATE REGARDING REAL PROPERTY AND AUTHORIZING THE FILING AND RECORDATION OF A UCC-3 FINANCING STATEMENT AMENDMENT RELATED TO THE 2016 FINANCING OF THE CLEAN RENEWABLE ENERGY PROJECT

WHEREAS, the County of Nevada, California (the “County”) is a political subdivision of the State of California (the “State”) duly and validly existing under and pursuant to the Constitution and the laws of the State; and

WHEREAS, in order to obtain funds to finance the acquisition and installation of NCREB’s Solar Equipment (the “Solar Project”), the land and improvements that consist generally of the Wayne Brown Correctional Facility, which is located at 925 Maidu Avenue, City of Nevada, County of Nevada, California (the “Correctional Facility Parcel”), was pledged as collateral to Banc of America Leasing & Capital, LLC; and

WHEREAS, on November 12, 2024, per Resolution 24-592, the Board of Supervisors authorized the application to and participation in the Behavioral Health Continuum Infrastructure Program (BHCIP), resulting in a grant of State funding in the amount of \$23,713,907.78 for an inpatient facility; and

WHEREAS, said facility is planned to be constructed on land that was formerly part of the Correctional Facility Parcel, but which has since been subdivided into its own parcel APN 005-020-026-000 (the “New Parcel”); and

WHEREAS, in order to release the New Parcel from the restrictions placed upon the Correctional Facility Parcel through the Solar Project financing, a UCC-3 Financing Statement Amendment must be filed and recorded; and

WHEREAS, as a condition to filing and recording the UCC-3 Amendment, Banc of America Leasing & Capital, LLC requires that the County provide the representations, certifications, covenants and other assurances set forth in the attached Certificate Regarding Real Property.

NOW, THEREFORE, BE IT RESOLVED that the Nevada County Board of Supervisors approves in substantial form and authorizes the County Executive Officer to execute the attached Certificate Regarding Real Property on behalf of the County and approves the filing of the attached UCC-3 Financing Statement Amendment in substantial form.