

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, CLAIMING FUNDS OF \$441,187.01 FOR STALE- DATED (UNCASHED) UTILITY CUSTOMER REFUND CHECKS DATED DECEMBER 28, 2000 THROUGH DECEMBER 30, 2016 AND TRANSFERRING SAID FUNDS FROM UTILITY SALES CLEARING FUND 52502 TO WATER ENTERPRISE FUND 40101, SOLID WASTE OPERATING FUND 41001, COMMUNITY SANITATION FUND 41501, AND WASTEWATER OPERATING FUND 40501

WHEREAS, the City of Fresno (City) has as one of its financial objectives the effective management of its cash resources including, without limitation, maximizing interest earnings according to the City of Fresno's Investment Policy; and

WHEREAS, State law provides procedures, under which the City can claim money in its treasury or under its control that remains unclaimed for more than three years; and

WHEREAS, the Finance Department prepared, and Council adopted, a Policy and Procedures for Claiming Unclaimed Money in the City of Fresno Treasury (the Policy), under which the City may treat stale-dated (uncashed) checks as unclaimed property under Government Code Sections 50050-50053, and 50055, and claim unclaimed funds on deposit in the City treasury; and

WHEREAS, on December 5, 2019, Council adopted a revised Policy to clarify that unclaimed funds may be claimed for the General Fund or a different fund if specified by law or regulation; and

WHEREAS, the City did provide public notice of various stale-dated (uncashed) utility customer refund checks issued during the time period from December 28, 2000

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:



Resolution No.

through December 30, 2016, in accordance with the Policy and State Law, and the remaining checks not claimed are listed in the attached Exhibit A, for which there was no claim.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Fresno, as follows:

1. The Council finds that the funds appropriated for the checks listed in Exhibit A have become the property of the City of Fresno according to State Government Code Sections 50050-50053 and 50055 and the Policy.

2. The Finance Director is authorized and directed to void and cancel the stale-dated (uncashed) customer refund checks listed in Exhibit A, and to transfer those funds, to Water Enterprise Fund 40101, Solid Waste Operating Fund 41001, Community Sanitation Fund 41501, and Wastewater Operating Fund 40501.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2020.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2020
Mayor Approval/No Return: _____, 2020
Mayor Veto: _____, 2020
Council Override Vote: _____, 2020

YVONNE SPENCE, CRM MMC
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Jennifer M. Quintanilla Date
Deputy City Attorney

Attachment:

Exhibit A - Stale-dated (uncashed) utility customer refund checks dating from December 28, 2000 through December 30, 2016, the funds appropriated for which are to be claimed and transferred to Water Enterprise Fund 40101, Solid Waste Operating Fund 41001, Community Sanitation Fund 41501, and Wastewater Operating Fund 40501