

RESOLUTION NO. 13:18-19

RESOLUTION APPROVING A JOINT COMMUNITY FACILITIES AGREEMENT WITH THE EASTERN MUNICIPAL WATER DISTRICT AND JVRL-220, LLC

WHEREAS, JVRL-220, LLC ("Property Owner") intends to develop certain real property ("Project") located in the City of Perris, County of Riverside, within the boundaries of the Eastern Municipal Water District ("EMWD") and the Perris Union High School District ("District");

WHEREAS, the Project will generate additional high school students in the District's attendance area, which will have an impact on existing facilities;

WHEREAS, on May 20, 2015, the District and Property Owner entered into a School District Facilities Funding and Mitigation Agreement ("Mitigation Agreement") in which Property Owner agreed to make certain payments for improvements to mitigate the effects of the Project on the District ("Mitigation Payments");

WHEREAS, on November 1, 2017 EMWD formed Community Facilities District No. 2017-77 ("CFD") to finance improvements in the CFD improvement areas;

WHEREAS, EMWD has the responsibility for formation and administration of the CFD;

WHEREAS, pursuant to Property Owner's request, EMWD is in the process of amending the CFD to allow for the financing of school improvements in connection with Property Owner's obligations under the Mitigation Agreement;

WHEREAS, in order to facilitate financing the school improvements through the CFD, Property Owner and District desire to enter into a Joint Community Facilities Agreement ("JCFA")

NOW THEREFORE, BE IT RESOLVED as follows:

1. The District's Board of Trustees ("Board") has determined that the foregoing recitals are true and correct.
2. The Board approves the JCFA between the District, EMWD and the Property Owner, which is attached hereto as "Attachment A", in substantially the same form as attached, subject to minor, non-substantive changes if necessary.
3. The Board authorizes and directs the Superintendent or his designee to execute and deliver executed copies of this Resolution and the JCFA on behalf of the District.
4. The Board authorizes and directs the Superintendent or his designee to take all other actions necessary to effect the intent of this Resolution, including execution of the Agreement and other pertinent documents.
5. This Resolution shall be effective upon its adoption.

Passed and adopted by the Board of Trustees of the Perris Union High School District, located in Riverside County, California, on January 16, 2019 at a duly noticed, regularly scheduled meeting by the following vote:

AYES:

NOS:

ABSTAIN:

ABSENT:

Grant Bennett, Secretary of the Board of Trustees

ATTEST:

Dr. Randall Freeman, Clerk of the Board of Trustees

I, _____, Clerk of the Board of Trustees of the Perris Union High School District, hereby certify that this Resolution was duly adopted at a regular meeting of the Board held on January 16, 2019 and that it remains in full force and effect.

Dr. Randall Freeman, Clerk of the Board of Trustees