

## **RESOLUTION NO. 40:19-20**

### **RESOLUTION OF THE BOARD OF TRUSTEES OF THE PERRIS UNION HIGH SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 92-1, RATIFYING CANCELLATION OF NOTICE OF SPECIAL TAX LIEN FOR DESIGNATED PARCELS**

**WHEREAS**, the Board of Trustees (“Board”) of the Perris Union High School District, acting as the legislative body of Community Facilities District No. 92-1 (“District”) has previously initiated proceedings, held a public hearing, conducted an election, and received a favorable vote from the qualified electors relating to the levy of a special tax in a community facilities district (“CFD No. 92-1”), all as authorized pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California;

**WHEREAS**, this Board, acting as the legislative body of CFD No. 92-1, by Ordinance and as authorized by Section 53340 of the Government Code of the State of California, has authorized the levy of a special tax to pay for costs and expenses related to said CFD No. 92-1 (“Special Tax”);

**WHEREAS**, on June 3, 2019, this Board, acting as the legislative body of CFD No. 92-1, approved that certain Amended and Restated Mitigation Agreement between the District and Global Investment Pool LLC (“Mitigation Agreement”), related to development of certain parcels located within the boundaries of CFD No. 92-1 (“Mitigated Parcels”);

**WHEREAS**, Section 4.1 of the Mitigation Agreement provides that the District shall cancel the Special Tax lien as it applies to the Mitigated Parcels, within 30 days of notification of satisfaction of the following conditions: “(a) No building permit has previously been issued for the Assessor’s Parcel and therefore the Assessor’s Parcel is not yet subject to the CFD 92-1 “Annual Special Tax” (as defined in the Rate and Method of Apportionment of Special Tax for CFD 92-1); (b) The Amended and Restated Agreement has been recorded against the Property in the official records of the County pursuant to Section 7.15 and has not terminated pursuant to section 7.17; and (c) A contract for the construction of the Sewer Facilities, as defined and described in Section 4.2.1, below, has been awarded by the Developer” (each a “Condition” and collectively the “Conditions”);

**WHEREAS**, the District conferred with the appropriate authorities and determined that no building permit has previously been issued for the relevant Assessor Parcel Numbers, thereby satisfying the first Condition;

**WHEREAS**, on December 13, 2019, the Mitigation Agreement was recorded in the Official Records of the County of Riverside as document number 2019-0517131, thereby satisfying the second Condition;

**WHEREAS**, California West Construction, Inc. was selected and a contract for the construction of the Sewer Facilities, as defined in the Mitigation Agreement, was executed on January 10, 2020 thereby satisfying the third Condition;

**WHEREAS**, on April 17, 2020, the District received notice that all three Conditions were fully satisfied and fulfilled;

**WHEREAS**, in accordance with the Mitigation Agreement and under the powers delegated to her, Deputy Superintendent of Business Services, Candace Reines, executed and had recorded the Notice of Cancellation of Special Tax Lien (“Notice of Cancellation”) attached hereto as **Exhibit A**, as applied to the Mitigated Parcels, in the Official Records of the County of Riverside;

**NOW, THEREFORE**, the Board of Trustees of the Perris Union High School District, acting as the legislative body of CFD No. 92-1, does hereby resolve, determine, and order as follows:

1. The above recitals are true and correct and hereby incorporated in this Resolution by this reference.
2. In adopting this Resolution, the Board of Trustees of the Perris Union High School District acts as the legislative body of Community Facilities District No. 92-1 of the Perris Union High School District.
3. The Board hereby determines that all of the Conditions were in fact fully satisfied and fulfilled, and, as such, recordation of the Notice of Cancellation was necessary and justified.
4. The Board hereby ratifies the recordation of the Notice of Cancellation for the Mitigated Parcels.

ADOPTED, SIGNED, and APPROVED this 17th day of June 2020 by the Board of Trustees of the Perris Union High School District, acting as the legislative body of CFD No. 92-1.

Anthony T. Stafford, Sr. \_\_\_\_\_

Dr. Jose Araux \_\_\_\_\_

Edward D. Garcia, Jr. \_\_\_\_\_

Dr. Randall Freeman \_\_\_\_\_

David Nelissen \_\_\_\_\_

By: \_\_\_\_\_

Anthony T. Stafford, Sr., President of the Board of Trustees,  
acting as the legislative body of CFD No. 92-1

ATTEST:

By: \_\_\_\_\_

Edward D. Garcia, Jr., Clerk of the Board of Trustees,  
acting as the legislative body of CFD No. 92-1

**Exhibit A**

Notice of Cancellation of Special Tax Lien

RECORDING REQUESTED BY  
AND RETURN TO:

Community Facilities District No. 92-1 of the  
Perris Union High School District  
c/o Fagen Friedman & Fulfroost LLP  
Attn: Kelley A. Owens  
1525 Faraday Avenue #300  
Carlsbad, CA 92008

**2020-0212701**

05/19/2020 11:14 AM Fee: \$ 0.00

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Recorded in Official Records  
County of Riverside  
Peter Aldana  
Assessor-County Clerk-Recorder




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(Space Above Line for Recorder's Use)

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**NOTICE OF CANCELLATION OF  
SPECIAL TAX LIEN**

**Community Facilities District No. 92-1 of the  
Perris Union High School District**

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**NOTICE – THIS NOTICE OF CANCELLATION OF SPECIAL TAX LIEN AFFECTS CERTAIN PROPERTIES IDENTIFIED IN THAT NOTICE OF SPECIAL TAX LIEN, ORIGINALLY RECORDED JANUARY 25, 1993, IN THE COUNTY OF RIVERSIDE, CALIFORNIA AS DOCUMENT NUMBER 28785, CANCELLED BY THAT NOTICE OF CANCELLATION OF SPECIAL TAX LIEN, RECORDED JANUARY 23, 1995 IN THE COUNTY OF RIVERSIDE, CALIFORNIA AS DOCUMENT NUMBER 019882; AND THE SUPPLEMENTAL NOTICE OF SPECIAL TAX LIEN, RECORDED DECEMBER 14, 1994, IN THE COUNTY OF RIVERSIDE, CALIFORNIA AS DOCUMENT NUMBER 466806.**


Pursuant to the requirements of Section 53344 of the Government Code, the undersigned designee of the Board of Trustees (the "Board") of the Perris Union High School District (the "School District"), County of Riverside, State of California, hereby gives notice that the special tax lien of Community Facilities District No. 92-1 of the Perris Union High School District ("CFD No. 92-1,") as recorded

against those parcels of property identified in Exhibit "A", attached hereto and incorporated herein by reference, is hereby satisfied and cancelled.

UPON THE RECORDING OF THIS NOTICE OF CANCELLATION OF SPECIAL TAX LIEN, THE SPECIAL TAX LIEN AS AGAINST THE PARCELS OF PROPERTY IDENTIFIED IN EXHIBIT "A" SHALL BE CANCELLED.

The names of the owners of real property against which the Notice of Special Tax Lien is being cancelled, as they appear on the latest secured assessment roll as of the date of the recording of this Notice, are set forth in Exhibit "A", attached hereto.

This Notice of Cancellation of Special Tax Lien shall not in any way affect, amend, cancel or remove the currently existing Special Tax Lien on any properties which are not identified in this Notice of Cancellation.



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Candace Reines, Deputy Superintendent of Business Services, designee of the Board of Trustees of the Perris Union High School District, acting as the legislative body of Community Facilities District No. 92-1

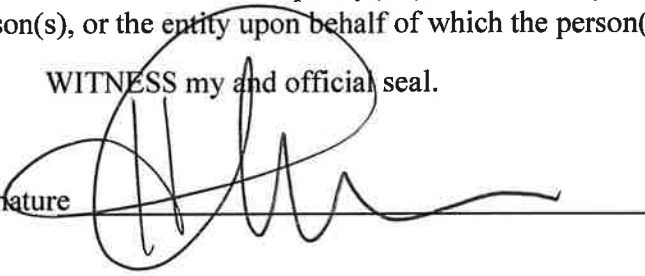
STATE OF CALIFORNIA )  
 ) ss

COUNTY OF )  
RIVERSIDE

On May 13, 2020 before me, Helene Astorga, Notary Public (here insert name and title of the officer), personally appeared Candace Reines, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my and official seal.

Signature



(SEAL)



**EXHIBIT A**  
**AFFECTED PARCELS**

APN # 466-210-029; 17.80 ACRES NET IN PAR 1 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-030; 19.07 ACRES NET IN PAR 2 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-031; 19.07 ACRES NET IN PAR 3 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-032; 17.78 ACRES NET IN PAR 4 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-033; 17.83 ACRES NET IN PAR 5 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-034; 19.13 ACRES NET IN PAR 6 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-035; 19.16 ACRES NET IN PAR 7 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-036; 17.89 ACRES NET IN PAR 8 PM 113/52-53 PM 18607; Record Owner: Global Investment Pool LLC

APN # 466-210-038; 8.45 ACRES GRS IN POR PARS L & 2 PM 46/8 PM 10277; Record Owner: Global Investment Pool LLC

628-117/4691550.1