

RESOLUTION NO. 30:21-22

RESOLUTION OF THE BOARD OF TRUSTEES OF THE PERRIS UNION HIGH SCHOOL DISTRICT APPROVING THE FORM OF A JOINT COMMUNITY FACILITIES AGREEMENT BY AND AMONG THE ROMOLAND SCHOOL DISTRICT, PERRIS UNION HIGH SCHOOL DISTRICT, LANSING STONE STAR, LLC, AND THE ENCLAVE AT MENIFEE, LLC, AUTHORIZING THE EXECUTION AND DELIVERY THEREOF, AND CERTAIN OTHER ACTIONS RELATED THERETO

WHEREAS, the Perris Union High School District (the “District”) has entered into (i) a School Mitigation Agreement, dated July 8, 1992 (the “Mitigation Agreement”), by and among the Romoland School District (“Romoland”), the District, and various landowners described therein, and (ii) a Joint Community Facilities Agreement between the Romoland School District and the Perris Union High School District, dated as of September 22, 1992 (the “1992 JCFA”), by and between Romoland and the District, relating to development of certain real property within Romoland and the District, financing certain school facilities of Romoland and the District, and the formation of CFD No. 91-1 of the Romoland School District (“CFD No. 91-1”); and

WHEREAS, pursuant to the Rate and Method of Apportionment of Special Tax For Community Facilities District No. 91-1 of the Romoland School District (the “CFD No. 91-1 RMA”), the CFD No. 91-1 Special Tax may be prepaid in amounts set forth in the CFD No. 91-1 RMA; and

WHEREAS, pursuant to the 1992 JCFA, special taxes for CFD No. 91-1, including the prepayment thereof, shall be allocated 72% to Romoland and 28% to the District; and

WHEREAS, Lansing Stone Star, LLC, and The Enclave at Menifee, LLC, a California limited liability company (collectively, the “Owners”) currently own undeveloped property within Romoland and the District upon which residential units are planned to be constructed (the “Property”), including 91 lots within CFD No. 91-1 (the “91-1 Lots”); and the Owners and Romoland propose to enter into a new mitigation agreement by and between Romoland and the Owners, in order to provide for mitigation of impacts on Romoland’s need for school facilities and relating to the formation of a new community facilities district of Romoland (“CFD No. 2022-1”) in connection with such development; and

WHEREAS, the Owners propose to discharge the obligations to the District with respect to the 91-1 Lots by providing for payment to the District of either (i) 28% of the prepayment of the CFD No. 91-1 Special Tax or (ii) proceeds of bonds of CFD No. 2022-1 in an amount equivalent to 28% of the prepayment of the CFD No. 91-1 Special Tax, pursuant to a Joint Community Facilities Agreement By and Among Romoland School District and Perris Union High School District, Lansing Stone Star, LLC, and The Enclave at Menifee, LLC (the “2022 JCFA”), the form of which has been received by the District; and

WHEREAS, this Board of Trustees of the District wishes to hereby approve the form of the 2022 JCFA, authorize its execution and delivery, and approve certain other actions in connection therewith.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE PERRIS UNION HIGH SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. The foregoing recitals are true and correct and are hereby incorporated by this reference.

Section 2. The 2022 JCFA, substantially in the form on file with the Secretary to the Board, is hereby approved and the Superintendent of the District and the Deputy Superintendent, Business Services of the District (collectively, the “Authorized Officers”), each alone, are hereby authorized and directed to execute and deliver such 2022 JCFA, with such changes therein, deletions therefrom and modifications thereto as the Authorized Officer executing the same shall approve, such approval to be conclusively evidenced by his or her execution and delivery thereof; provided that the District shall receive thereunder amounts equal to the amounts due to the District in connection with prepayment of the CFD No. 91-1 Special Tax.

Section 3. All actions heretofore taken by officers and consultants of the District with respect to the within-referenced 2022 JCFA are hereby approved, confirmed and ratified, and the officers of the Board, District officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the execution and delivery of the 2022 JCFA and otherwise carry out, give effect to and comply with the terms and intent of this Resolution.

ADOPTED, SIGNED AND APPROVED this 13th day of April, 2022 by the Board of Trustees of the Perris Union High School District.

BOARD OF TRUSTEES OF THE PERRIS UNION
HIGH SCHOOL DISTRICT

David G. Nelissen, President of the Board of Trustees

Attest:

Elizabeth Vallejo, Clerk of the Board of
Trustees

