

RESOLUTION NUMBER 3410

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS APPROVING AND AUTHORIZING EXECUTION OF JOINT COMMUNITY FACILITIES AGREEMENTS IN CONNECTION WITH THE FORMATION OF COMMUNITY FACILITIES DISTRICT 2005-2 (HARMONY GROVE); AND MAKING FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH

WHEREAS, the City of Perris (the "City") is taking proceedings pursuant to the Mello-Roos Community Facilities Act of 1982 (constituting Sections 53311 et. seq. of the Government Code of the State of California for the formation of Community Facilities District 2005-2 (Harmony Grove) ("District") and for the issuance of bonds by the District; and

WHEREAS, the developers of property within said proposed District are Western Pacific Housing, Inc., and Perris NV 2004, LLC ("Developers"); and

WHEREAS, the City and the Developers have requested that a Joint Community Facilities Agreement, dated as of May 1, 2005, among the City, Perris Elementary School District, and the Developers (the "School JCFA") and a Joint Community Facilities Agreement, among the City, the Developers and Eastern Municipal Water District ("EMWD JFCA") be entered into as a means for the District's Bonds to be used to finance facilities of other agencies; and

WHEREAS, it is in the best interests of the City and the residents of the City that the School JCFA and the EMWD JCFA be approved and entered into as set forth hereinbelow;

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

Section 1. That the recitals set forth hereinabove are true and correct in all respects.

Section 2. That said form of School JCFA on file with the Clerk of the City be and is hereby approved with such changes therein as are acceptable to the City Manager or Finance Director, said City Manager's or Finance Director's execution thereof to be conclusive evidence of his acceptance of such changes.

Section 3. That said form of EMWD JCFA on file with the Clerk of the City be and is hereby approved with such changes therein as are acceptable to the City Manager or Finance Director, said City Manager's or Finance Director's execution thereof to be conclusive evidence of his acceptance of such changes.

Section 4. That the City Manager or Finance Director is hereby authorized and directed to execute the School JCFA and the EMWD JCFA on behalf of the City with such execution to be attested to by the City Clerk.

ADOPTED, SIGNED and ***APPROVED*** this 31st day of May, 2005.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 3410 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the 31st day of May, 2005, and that it was so adopted by the following called vote:

AYES: Motte, Rogers, Yarbrough, Landers, Busch

NOES:

ABSENT:

ABSTAIN:

City Clerk, Margaret Rey