

*For further information on an agenda item, please contact the City at
101 North "D" Street, or call (951) 943-6100*

**AGENDA
JOINT MEETING OF THE CITY COUNCIL, SUCCESSOR
AGENCY TO THE REDEVELOPMENT AGENCY, PUBLIC
FINANCE AUTHORITY, PUBLIC UTILITY AUTHORITY,
HOUSING AUTHORITY, PERRIS JOINT POWERS
AUTHORITY AND PERRIS COMMUNITY ECONOMIC
DEVELOPMENT CORPORATION OF THE CITY OF PERRIS**

Tuesday, March 13, 2018

6:30 P.M.

**City Council Chambers
(corner of San Jacinto and Perris Boulevard)
101 North "D" Street
Perris, California**

ROLL CALL:

Burke, Corona, Rabb, Rogers, Vargas

CLOSED SESSION: 5:30 P.M.

- A. Conference with Legal Counsel – Existing Litigation –
Government Code Section 54956.9(d)(2); 2 cases:
 - 1. Vincent Scarpino, et al. v. City of Perris, et al. Case Number RIC 1510034
 - 2. City of Perris v. Kaus, Riverside Superior Court Case No. RIC 1708600

- B. Conference with Legal Counsel - Potential Litigation - Government
Code Section 54956.9 (d)(4) - 1 case

- 1. ***CALL TO ORDER:*** 6:30 P.M.

- 2. ***ROLL CALL:***

Burke, Corona, Rabb, Rogers, Vargas

3. INVOCATION:

Pastor Conner Smith
Temple Baptist Church
745 North Perris Boulevard
Perris, CA 92570

4. PLEDGE OF ALLEGIANCE:

Councilwoman Burke will lead the Pledge of Allegiance.

5. REPORT ON CLOSED SESSION ITEMS:

6. PRESENTATIONS/ANNOUNCEMENTS:

At this time, the City Council may recognize citizens and organizations that have made significant contributions to the community and it may accept awards on behalf of the City.

A. Proclamation presented to Pastor Conner Smith, Temple Baptist Church.

B. Presentation by Joan Hoover, Team Relations and Executive Director for the Reality Rally Intercity Challenge being held May 3-5, 2018 in the City of Temecula.

7. APPROVAL OF MINUTES:

A. Approve the Minutes of the Regular Joint Meeting held on February 27, 2018 of the City Council, Successor Agency to the Redevelopment Agency, Public Finance Authority, Public Utility Authority, Housing Authority, Perris Community Economic Development Corporation and the Perris Joint Powers Authority.

8. CONSENT CALENDAR:

Consent Calendar items are normally enacted in one motion. The Mayor or City Council may remove a Consent Calendar item for separate action. Public comment is limited to three (3) minutes.

A. Adopt Resolution Numbers (next in order) regarding Annexation of CUP 16-05189 to Maintenance District No. 84-1. CUP 16-05189 is a 3.25 acre industrial project. La Bonita Avenue is located along the project's west boundary located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary. (Ownership of Buckel Investments, LLC and RB Johnson Investments, LLC).

The Proposed Resolution Numbers (next in order) are entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION OF CUP 16-05189 INTO MAINTENANCE DISTRICT NUMBER 84-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OF PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR ANNEXATION OF CUP 16-05189 TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO MAINTENANCE DISTRICT NUMBER 84-1 AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AN ANNEXATION OF CUP 16-05189 TO MAINTENANCE DISTRICT NUMBER 84-1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO ON MAY 8, 2018

- B. Adopt Resolution Numbers (next in order) regarding Annexation of CUP 16-05189 to Landscape Maintenance District No. 1 (LMD 1). CUP 16-05189 is a 3.25 acre industrial project. La Bonia Avenue is located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary. (Ownership of: Buckel Investments, LLC and RB Johnson Investments, LLC).

The Proposed Resolution Numbers (next in order) are entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP

INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION OF BENEFIT ZONE 132 (CUP 16-05189) TO LANDSCAPE MAINTENANCE DISTRICT NUMBER 1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OF PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 132, CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO BENEFIT ZONE 132, CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO BENEFIT ZONE 132, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1 AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AS ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 132, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO ON MAY 8, 2018

- C. Adopt Resolution Number (next in order) regarding Annexation of CUP 16-05189 to Flood Control MD No. 1. CUP 16-05189 is a 3.25 acre industrial project. La Bonita Avenue is located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary. (Ownership of: Buckel Investments, LLC and RB Johnson Investments, LLC).

The Proposed Resolution Number (next in order) is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO AUTHORIZE LEVYING ASSESSMENTS UPON CERTAIN PARCELS OF REAL PROPERTY, TO ORDER ANNEXATION OF REAL PROPERTY, TO ORDER ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 95, FLOOD CONTROL MAINTENANCE DISTRICT NUMBER PURSUANT TO THE BENEFIT ASSESSMENT ACT OF 1982;

AND OFFERING A TIME AND PLACE FOR HEARING
OBJECTIONS THERETO ON May 8, 2018

- D. Approve the Summer/Holiday City Council Meeting Schedule.
- E. Adopt the Credit Card Policy for Elected Officials.
- F. Award of Bid to Thomco Construction, Inc. for the construction of the Statler Youth Center Remodel Project.
- G. Receive and File the Engineering and Traffic Survey for Murrieta Road between Citrus and Orange Avenue and Approve the All-Way Stop Warrant at the intersection of Murrieta and Anthirium Avenue.

9. **PUBLIC HEARINGS:**

*The public is encouraged to express your views on any matter set for public hearing. It is our procedure to first receive the staff report, then to ask for public testimony, first from those in favor of the project followed by testimony from those in opposition to it, and if there is opposition, to allow those in favor, rebuttal testimony only as to the points brought up in opposition. To testify on the matter, you need to simply come forward to the speaker's podium at the appropriate time, give your name and address and make your statement. After a hearing is closed, you may not further speak on the matter unless requested to do so or are asked questions by the Mayor or a Member of the City Council. **Public comment is limited to three (3) minutes.***

- A. Consideration to adopt Resolution Numbers (next in order) regarding Annexation of Parcels into CFD 2001-3 (North Perris Public Safety District) - Annexation No. 25. Project: Optimus Logistics Center II (Owners: Mader Incorporated and CPT Perris Industrial)

The Proposed Resolution Numbers (next in order) are entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT AND 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED ELECTORS WITHIN PROPOSED ANNEXATION NO. 25 THE QUESTION OF ANNEXING SUCH TERRITORY AND LEVYING OF A SPECIAL TAX WITHIN THE AREA OF PROPOSED ANNEXATION NO. 25

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, DECLARING THE RESULTS OF A SPECIAL ELECTION RELATING TO ANNEXATION NO. 25 AND ORDERING THE ANNEXATION OF SUCH TERRITORY, THE LEVYING OF A

**SPECIAL TAX WITHIN THE AREA OF ANNEXATION NO. 25
AND DIRECTING THE RECORDING OF A NOTICE OF SPECIAL
TAX LIEN**

Introduced by: Jennifer Erwin, Director of Finance

PUBLIC COMMENT:

- B. Consideration to adopt Resolution Numbers (next in order) regarding financing and issuance of bonds associated with Improvement Area No. 2 CFD No. 2014-1 (Avelina) to fund public fees for public improvements. The District is generally bounded by Orange Avenue to the north, Sunset to the south and Evans to the east.**

The Proposed Resolution Numbers (next in order) are entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS ACTING FOR THE CITY AND IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, AUTHORIZING THE ISSUANCE OF BONDED INDEBTEDNESS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$5,000,000 TO FINANCE PUBLIC FACILITIES, PERMITTING THE PURCHASE OF SUCH BONDS BY THE PERRIS JOINT POWERS AUTHORITY, AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

A RESOLUTION OF THE PERRIS JOINT POWERS AUTHORITY AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$5,000,000 OF ITS PERRIS JOINT POWERS AUTHORITY LOCAL AGENCY REVENUE BONDS (1A2-CFD NO. 2014-1 (AVELINA)), 2018 SERIES A TO PURCHASE LOCAL OBLIGATION BONDS ISSUED BY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, ON BEHALF OF IMPROVEMENT AREA NO. 2, UPON CERTAIN TERMS AND CONDITIONS, AND APPROVING CERTAIN DOCUMENTS AND OTHER ITEMS RELATING THERETO

Introduced by: Jennifer Erwin, Director of Finance

PUBLIC COMMENT:

10. BUSINESS ITEMS: (not requiring a "Public Hearing"):

Public comment will be called for each non-hearing item. Please keep comments brief so that everyone who wishes to speak has the opportunity to do so. After public comment is closed, you may not further speak on the matter unless the Mayor or City Council requests further clarification of your statement. Public Comment is limited to three (3) minutes.

- A. Perris Youth Advisory Committee presentation of the Teen Wellness Workshop being held on Saturday, March 17, 2018 at the Bob Glass Gymnasium.

Introduced by: Sabrina Chavez, Director of Community Services and Housing

PUBLIC COMMENT:

- B. Review the Perris Debt Issuance and Management Policy and the Proposed CFD 2017-1 Green Valley West Elm.

Introduced by: Jennifer Erwin, Director of Finance

PUBLIC COMMENT:

- C. Consideration of the submission of a Term Limits Ordinance to the City's Voters at the November 6, 2018 Election.

The Proposed Term Limits Ordinance Number (next in order) is entitled:

AN ORDINANCE OF THE PEOPLE OF CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, SETTING TERM LIMITS FOR THE ELECTED OFFICIALS IN THE CITY OF PERRIS BY ADDING A NEW CHAPTER 2.05 "TERM LIMITS FOR ELECTED OFFICIALS" TO TITLE 2 OF THE PERRIS MUNICIPAL CODE

The Proposed Resolution Number (next in order) Adding the Term Limits Measure to the General Election Ballot is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, AS CALLED BY RESOLUTION NO. 5216

The Proposed Resolution Number (next in order) Consolidating the Municipal General Election with the Stateside General Election and Consolidating the Term Limits Measure with the Statewide General Election Ballot is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE

The Proposed Resolution Number (next in order) for Arguments for the Term Limits Measure and Impartial Analysis of the Term Limits Measure is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS

The Proposed Resolution for Rebuttal Arguments of the Term Limits Measure is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS

Introduced by: Eric Dunn, City Attorney

PUBLIC COMMENT:

- D. Riverside County Sheriff's Department Update and introduction of the new K9.

Introduced by: Greg Fellows, Police Chief, Riverside County Sheriff's Department

PUBLIC COMMENT:

11. PUBLIC COMMENT/CITIZEN PARTICIPATION:

This is the time when any member of the public may bring a matter to the attention of the Mayor and the City Council that is within the jurisdiction of the City Council. The Ralph M. Brown act limits the Mayor's, City Council's and staff's ability to respond to comments on non-agendized matters at the time such comments are made. Thus, your comments may be agendized for a future meeting or referred to staff. The City Council may discuss or ask questions for clarification, if desired, at this time. Public comment is limited to three (3) minutes.

12. COUNCIL COMMUNICATIONS:

(Committee Reports, Agenda Items, Meeting Requests and Review etc.)

This is an opportunity for the Mayor and City Councilmembers to report on their activities and the actions of the Committees upon which they sit, to bring a matter to the attention of the full Council and staff, and to request agenda items. Any matter that was considered during the public hearing portion is not appropriate for discussion in this section of the agenda. NO ACTION CAN BE TAKEN AT THIS TIME.

13. CITY MANAGER'S REPORT:

14. ADJOURNMENT:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Building Official (951) 443-1029. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**CITY COUNCIL/
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/
PERRIS PUBLIC FINANCE AUTHORITY/
PERRIS PUBLIC UTILITIES AUTHORITY/HOUSING
AUTHORITY/PERRIS JOINT POWERS AUTHORITY/PERRIS
COMMUNITY ECONOMIC DEVELOPMENT CORPORATION
AGENDA SUBMITTAL**

TO: The Honorable Mayor and Members of the City Council
FROM: Nancy Salazar, City Clerk *NS*
DATE: March 13, 2018
SUBJECT: *Approval of Minutes*

BACKGROUND: None.

FISCAL IMPACT: None.

- **RECOMMENDATION:** Motion to approve the Minutes of the Regular Joint Meeting held on February 27, 2018 of the City Council, Successor Agency to the Redevelopment Agency, Public Finance Authority, Public Utility Authority, Housing Authority, Perris Community Economic Development Corporation and Perris Joint Powers Authority

Prepared by: Judy L. Haughney, CMC, Assistant City Clerk *JLH*
Approved by: Nancy Salazar, City Clerk

Attachments:

- Minutes of the Regular Joint Meeting held on February 27, 2018 of the City Council, Successor Agency to the Redevelopment Agency, Public Finance Authority, Public Utility Authority, Housing Authority, Perris Community Economic Development Corporation and Perris Joint Powers Authority

CITY OF PERRIS

MINUTES:

Date of Meeting: February 27, 2018

06:30 PM

Place of Meeting: City Council Chambers

1. **CALL TO ORDER: 6:30 P.M.**

Mayor Vargas called the Regular City Council meeting to order at 6:30 p.m.

2. **ROLL CALL: Rogers, Burke, Corona, Rabb, Vargas**

Present: Rogers, Burke, Corona, Rabb, Vargas

Staff Members Present: City Manager Belmudez, City Attorney Dunn, City Engineer Motlagh, Assistant City Manager Madkin, Assistant City Manager Miramontes, Police Captain Fellows, Director of Planning and Economic Development Williams, Director of Administrative Services Carlos, Director of Community Services and Housing Chavez, Director of Finance Erwin, Public Information Officer Vargo and City Clerk Salazar.

3. **INVOCATION:**
Pastor Brenda Hunt
First Congregational Church
100 North "A" Street
Perris, CA 92570

4. **PLEDGE OF ALLEGIANCE:**

Councilwoman Rogers led the Pledge of Allegiance.

5. **REPORT ON CLOSED SESSION ITEMS:**

There were no Closed Session items.

6. **PRESENTATIONS/ANNOUNCEMENTS:**

A. **Presentation by Magda Stewart, CEO of the TIP Program.**

B. **Proclamation presented to Val Verde Unified School District Superintendent Michael McCormick.**

7. **APPROVAL OF MINUTES:**

A. **Approved the Minutes of the Regular Joint Meeting held on February 13, 2018 of the City Council, Successor Agency to the Redevelopment Agency, Public Finance**

Authority, Public Utility Authority, Housing Authority, Perris Community Economic Development Corporation and the Perris Joint Powers Authority.

The Mayor called for a motion.

M/S/C: Moved by David Starr Rabb, seconded by Malcolm Corona to Approve the Minutes as presented.

AYES: Rita Rogers, Tonya Burke, Malcolm Corona, David Starr Rabb, Michael Vargas

NOES:

ABSENT:

ABSTAIN:

8. CONSENT CALENDAR:

- A. Adopted the Second Reading of Ordinance Number 1361, a proposal to amend the Zoning Code Chapter 19.69 "Parking and Loading Standards" of the Perris Municipal Code to update the Multi-Family Residential parking ratios for guest parking, studios, one-bedroom, two-bedroom, and three-bedroom parking requirements.

The Second Reading of Ordinance Number 1361 is entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, FINDING THE PROPOSED PROJECT EXEMPT FROM CEQA PURSUANT TO SECTION 15061(B)(3), AND APPROVING ORDINANCE AMENDMENT 17-05214 TO AMEND CHAPTER 19.69 "PARKING AND LOADING STANDARDS," AND MAKE FINDINGS IN SUPPORT THEREOF

- B. Received and Filed the Quarterly Investment Report for the Quarter Ended December 31, 2017.
- C. Approved Contract with Rincon Consultants, Inc. to obtain regulatory permitting for Nuevo Road Widening and Bridge Replacement.
- D. Approved the Professional Services Agreement between the City of Perris and Willdan Financial Services to provide Special District Services provided for Perris Community Facilities Districts, Perris Financing Authority Administration, Joint Powers Authority Administration and RDA.
- E. Adopted Resolution Number 5229 to support the enactment of a proposed Senate Bill 1192, the intent of which is to support children's health by setting nutrition standards to ensure healthy beverages are the default options for children's meals in restaurants.

Resolution Number 5229 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, IN SUPPORT OF SENATE BILL NUMBER 1192 WHICH SUPPORTS CHILDREN'S HEALTH BY ENSURING HEALTHY BEVERAGES ARE THE DEFAULT OPTIONS IN CHILDREN'S MEALS IN RESTAURANTS

- F. Approved the City of Perris Monthly Check Register for January 2018.

The Mayor called for a motion.

M/S/C: Moved by Rita Rogers, seconded by Tonya Burke to Approve the Consent Calendar as presented.

AYES: Rita Rogers, Tonya Burke, Malcolm Corona, David Starr Rabb, Michael Vargas

NOES:

ABSENT:

ABSTAIN:

9. PUBLIC HEARINGS:

- A. Adopted Resolution Number 5230 to request deletion of Engineering Condition of Approval No. 20, requiring off- site traffic signals at the intersection of Harley Knox Boulevard and Western Way for the OLC 1 project (aka DPR 12-10-0005, SPA 12-10-0006, Street Vacation 13-05-0018, TPM 36512/13-05-0017 and TPM 36582/TPM 13-05-0016) totaling 1.5 million square feet between two buildings, located north of Ramona Expressway between the I-215 Freeway and Webster Avenue. (Applicant: March J. Berg, Rockefeller Group).

Resolution Number 5230 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, APPROVING AN AMENDMENT TO THE ENGINEERING CONDITIONS OF APPROVAL AS APPROVED BY CITY COUNCIL RESOLUTION NUMBER 4958, RELATED TO DEVELOPMENT PLAN REVIEW 12-10-0005, STREET VACATION 13-05-0018, TENTATIVE PARCEL MAP 13-05-0017 (TPM 36512) AND TENTATIVE PARCEL MAP 13-05-0016 (TPM 36582) TO FACILITATE THE CONSTRUCTION OF TWO WAREHOUSE BUILDINGS TOTALING 1,455,781 SQUARE FEET LOCATED NORTH OF RAMONA EXPRESSWAY BETWEEN THE I-215 FREEWAY AND WEBSTER AVENUE

Planning Manager Phung gave the presentation on this item.

The Mayor opened the Public Hearing at 6:52 P.M. There was no Public Comment.

The Mayor closed the Public Hearing at 6:53 P.M.

The Mayor called for a motion.

M/S/C: Moved by Tonya Burke, seconded by Malcolm Corona to Approve Resolution Number 5230 as presented.

AYES: Rita Rogers, Tonya Burke, Malcolm Corona, David Starr Rabb, Michael Vargas

NOES:

ABSENT:

ABSTAIN:

10. BUSINESS ITEMS:

- A. Presentation by the Youth and Family Wellness Center (formerly known as The Boys and Girls Club).

This item was introduced by Assistant City Manager Madkin and turned over for presentation to Jose Ramos of the Youth and Family Wellness Center, formerly The Boys and Girls Club.

Councilmember Rabb left the City Council Chambers at 7:24 p.m. and returned at 7:25 p.m.

The following Councilmember's spoke:

**Rogers
Corona,
Burke
Vargas**

The Mayor called for Public Comment. There was no Public Comment.

- B. Approved the temporary road closure for San Jacinto Avenue between the City Hall Parking Lot and Perris Boulevard.**

This item was presented by City Engineer Motlagh.

The following Councilmember's spoke:

**Rogers
Rabb
Corona**

The Mayor called for Public Comment. There was no Public Comment.

The Mayor called for a motion.

M/S/C: Moved by Tonya Burke, seconded by Rita Rogers to Approve the temporary road closure of San Jacinto Ave., between Perris Blvd. and City Hall Parking Lot.

AYES: Rita Rogers, Tonya Burke, Malcolm Corona, David Starr Rabb, Michael Vargas

NOES:

ABSENT:

ABSTAIN:

- C. Community Economic Development Strategy Planning Update.**

This item was presented by Director of Planning and Economic Development Williams.

Councilmember Rogers left the City Council chambers at 7:31 p.m. and returned at 7:33 p.m.

The following Councilmember's spoke:

**Burke
Rogers
Vargas**

The Mayor called for Public Comment. There was no Public Comment.

D. Live Well Perris Update.

This item was presented by Director of Administrative Services Carlos.

The following Councilmember's spoke:

**Burke
Vargas**

The Mayor called for Public Comment. There was no Public Comment.

11. PUBLIC COMMENT/CITIZEN PARTICIPATION:

The following person spoke at Public Comment:

Michael Weir

12. COUNCIL COMMUNICATIONS:

The following Councilmember's spoke:

**Rabb
Burke
Rogers
Corona
Vargas**

13. CITY MANAGER'S REPORT:

14. ADJOURNMENT:

There being no further business Mayor Vargas adjourned the Regular City Council meeting at 8:32 p.m.

Respectfully Submitted,

Nancy Salazar, City Clerk

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Annexation of CUP 16-05189 to Maintenance District No. 84-1

REQUESTED ACTION:

1. Adoption of Resolution Ordering Preparation of the Engineer's Report
2. Adoption of Resolution Preliminarily Approving Engineer's Report
3. Adoption of Resolution of Intention to Annex CUP 16-05189 to Maintenance District No. 84-1 and setting a public hearing date of May 8, 2018

CONTACT: Habib Motlagh, City Engineer

BACKGROUND/DISCUSSION: CUP 16-05189 is a 3.25-acre industrial project under the ownership of Buckel Investments, LLC and RB Johnson Investments, LLC. La Bonita Avenue is located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary. As a condition of approval, the project is required to annex into MD 84-1.

This district was formed to finance the annual maintenance of streetlights and traffic signals installed in conjunction with new development. The project specifically benefits from street lights and the traffic signal located at the intersection of San Jacinto Avenue with Redlands Avenue.

BUDGET (or FISCAL) IMPACT:

The maximum annual assessment is \$631.72. Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison rate percent increase projected for the upcoming fiscal year.

Reviewed by:

Assistant City Manager DM

Director of Finance JF

City Attorney _____

Attachments: 1. Resolution Ordering Preparation of the Engineer's Report
2. Engineer's Report
3. Resolution Preliminarily Approving Engineer's Report
4. Resolution of Intention to Annex CUP 16-05189 to Maintenance District No. 84-1

Consent:

RESOLUTION NUMBER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION OF CUP 16-05189 INTO MAINTENANCE DISTRICT NUMBER 84-1

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as MAINTENANCE DISTRICT NO. 84-1 (the "District"); and

WHEREAS, it has been determined by the City Council of the City of Perris, County of Riverside, California, that the public interest, convenience and necessity requires the installation of streetlights, traffic signals and other facilities set forth in Section 22525 of the Streets and Highways Code, State of California, and the maintenance thereof, all within the incorporated boundaries of the City of Perris, California; and

WHEREAS, the City Council has heretofore appointed Habib Motlagh, the City Engineer for the City of Perris, as the "Engineer of Work" for Maintenance District Number 84-1 and Willdan Financial Services has heretofore been appointed for the purpose of assisting in the preparation of the written report provided for in Section 22567 of Chapter 1 of Part 2 of Division 15 of the Streets and Highways Code, State of California.

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

Section 1. The above recitals are true and correct, and are incorporated herein by this reference.

Section 2. That the public interest, convenience and necessity, requires the annexation to a maintenance district for the purpose of installing, constructing and maintaining the streetlights, traffic signals and other facilities authorized by Section 22525 of the Streets and Highways Code, State of California,

Section 3. That CUP 16-05189 be defined as that area to be annexed to the City of Perris Maintenance District Number 84-1.

Section 4. That the lands to be specially charged for the installation, construction, and maintenance of the facilities shall be the area within the boundaries of the annexation to the district generally indicated on the map entitled "Diagram of Annexation of CUP 16-05189 to Maintenance District Number 84-1, City of Perris, County of Riverside, State of California."

Section 5. That the proceedings are to be conducted for said annexation to the maintenance district under and in accordance with provisions of Division 15 of the Streets and Highways Code (Landscaping and Lighting Act of 1972) of the State of California.

Section 6. That Habib Motlagh, the City Engineer for the City of Perris, is hereby appointed the "Engineer of Work" and all provisions of Division 15 applicable to the Engineer shall apply to said "Engineer of Work" and Willdan Financial Services, is hereby appointed for the purpose of assisting in the preparation of the written report provided for in Section 22567 of said Division 15 of the Streets and Highways Code.

Section 7. That Habib Motlagh, the City Engineer for the City of Perris, is hereby designated to sign all papers and documents in connection with the proceedings for the annexation to said maintenance district, acting in the capacity of the Engineer of Work.

Section 8. That the cost of maintaining the facilities set forth herein in subject annexation to the district shall be borne by the property owners within the subject annexation to the district, said cost to be assessed and collected in accordance with said Landscaping and Lighting Act of 1972.

Section 9. That the Engineer of Work is hereby ordered to prepare a report in accordance with Article 4 of said maintenance act, and is hereby directed to prepare and file such report with the City Clerk.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number ___ was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13th day of March, 2018, by the following called vote:

Ayes:
Noes:
Absent:
Abstain:

City Clerk, Nancy Salazar

AGENCY: City of Perris
PROJECT: Annexation of CUP 16-05189
To Maintenance District No. 84-1
TO: City Council
City of Perris
State of California

REPORT PURSUANT TO "LANDSCAPING AND LIGHTING ACT OF 1972"

Pursuant to the direction from the City Council, submitted herewith is the "Report," consisting of the following parts, pursuant to the provisions of Division 15, Part 2 of the Streets and Highways Code of the **STATE OF CALIFORNIA**, being the "Landscaping and Lighting Act of 1972", as amended. This "Report" provides for the annexation into the District of additional parcels and the levy of assessments for the fiscal year commencing July 1, 2018 to June 30, 2019, for that area to be known and designated as:

**"Annexation of CUP 16-05189
to Maintenance District No. 84-1"**

I do hereby assess and apportion the total amount of the costs and expenses upon the several parcels of land within said designated area liable therefore and benefited thereby, in proportion to the estimated benefits that each parcel receives, respectively, from said maintenance works of improvement and appurtenances.

Executed this 13th day of March 2018.

HABIB M. MOTLAGH, City Engineer
CITY OF PERRIS
STATE OF CALIFORNIA

Final approval, confirmation and levy of the annual assessment and all matters relating to annexation and the Engineer's "Report" were made on the 8th day of May 2018, by adoption of Resolution ____ of the City Council.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

A copy of the Assessment Roll and Engineer's "Report" were filed in the Office of the City Clerk on the 13th day of March 2018.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

Report

PART 1. Plans and Specifications. Generally, the work to be performed consists of the annual energy and maintenance costs for 2 new streetlights. The new street lights to be maintained are identified on the plans and specifications being prepared by Webb Associates that are entitled, "Street Light Plans for: Capital Partners – Perris RUHS, City of Perris – CUP No. 16-05189."

The site of the area to be annexed is shown on the Diagram within Part 4. In addition to the street lights, this area benefits from existing and future traffic signals. Of specific benefit is the traffic signal at the intersection of San Jacinto Avenue with Redlands Avenue.

The plans and specifications for all facilities are or will be on file in the City of Perris Office of Community Development and, by reference, are hereby made a part of this report to the same extent as if said plans and specifications were attached hereto. The plans and specifications sufficiently show and describe the general nature, location and extent of the improvements.

The street light improvements are owned by Southern California Edison (SCE) and, upon construction, will be as shown on the SCE Street Light Atlas Maps. The traffic signals are owned by the City of Perris and are shown on the City of Perris Traffic Signal Location Map. Said Map and Atlas are on file in the City of Perris Office of Community Development and are made a part of this report to the same extent as if said documents were attached hereto.

It is noted that the City of Perris is transitioning ownership of the street lights from SCE to the City of Perris. This pending change in ownership and LED conversion in no manner negates the benefit received.

PART 2. An Estimate of the cost for the improvements to be maintained and/or improved for a given fiscal year includes labor, materials, electricity, and appurtenances. Incidental costs include engineering, legal, City Clerk, and administration expenses, including the processing of payments and the submittal of billings to the Riverside County Auditor for placement on the tax roll.

The estimated annual cost for maintenance of the facilities is listed on the following page. Zero costs will be incurred by the area within this annexation for the fiscal year commencing July 1, 2018 to June 30, 2019.

The estimated annual cost for maintenance of the facilities is listed as follows:

| <u>Facility</u> | <u>Quantity</u> | <u>Annual Cost</u> | <u>Total Cost</u> |
|---|-----------------|--------------------|-------------------|
| Street Lights | | | |
| 22,000 Lumen | 2 | 204.28 | \$408.56 |
| Traffic Signals | | | |
| San Jacinto Avenue & Redlands Avenue | 15% | 8,367.55 | 1,255.13 |
| Subtotal | | | \$1,663.69 |
| Incidental Costs | | | 249.55 |
| City Contribution for Street Lights Resolution 5117 Adjustment | 2 | -53.96 | -107.92 |
| | | | -1,173.60 |
| Balance to Assessment | | | \$631.72 |

PART 3. The Assessment Roll shows the proportionate amount of the assessment to be charged in proportion to the benefits to be received by each lot or parcel within the exterior boundaries of the Diagram, enclosed herein as Part 4.

Street lighting and the orderly circulation of traffic directly benefits the area to be annexed to Maintenance District No. 84-1. Any share of the benefits received that does not provide a special benefit to the assessed properties is a general benefit provided by the improvements. The cost of the general benefit is not to be assessed to the properties in the district.

The cost of the general benefit is to be contributed by the City. This cost for lights is equal to the unit cost difference between a 9,500 lumen light and a 22,000 (or greater) lumen light. A 9,500 lumen light is the standard required on a local street. Other streets require a standard greater than 9,500 lumens in order to service a capacity greater than the local traffic.

Reference is made to the FY 2017/2018 annual proceedings for Maintenance District No. 84-1, as confirmed and set forth in Resolution 5117 approved on June 13, 2017. Under these proceedings, the benefit for the annual maintenance of streetlight and traffic signals is equal to \$46.28 per Benefit Unit, or single family home. For the purposes of this report, this assessment determines the net specific street light and traffic signal benefit.

As a condition of approval, the developer is required by the City to provide certain standard street lighting for the area within the development; and the energy costs for the initial 18-month period. No newly annexed area or portion thereof is assessed prior to the completion of the initial 18-month period.

The method of assessment is based on units, with a residential dwelling or condominium equal to one benefit unit. The relationship between residential lots and non-residential development has been established at 4.2 residential lots to one assessed acre based on the general density of the City as a whole.

The current maximum annual assessment reflecting the reasonable cost of providing for the maintenance and servicing of the improvements and appurtenant facilities is equal to \$46.28 per benefit unit, shown as follows:

$$\frac{1.0 \text{ Assessed Acre}}{4.2 \text{ Benefit Units}} \times \frac{\$631.72}{3.25 \text{ AC}} = \$46.28 \text{ per Benefit Unit}$$

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison rate percent increase projected for the upcoming fiscal year.

The assessment, by Parcel, is as follows:

| <u>Assessor Parcel Number</u> | <u>Net Acreage</u> | <u>Benefit Units</u> | <u>Estimated Maximum Annual Assessment</u> |
|-------------------------------|--------------------|----------------------|--|
| 311-210-005 | 0.34 | 1.43 | \$66.18 |
| 311-210-012 | 0.89 | 3.74 | 173.09 |
| 311-210-026 | <u>2.02</u> | <u>8.48</u> | <u>392.45</u> |
| Totals | 3.25 | 13.65 | \$631.72 |

For the current maximum annual assessment and the assessment for the fiscal year commencing July 1, 2018 to June 30, 2019, reference is made to the Assessment Roll included herein as Attachment No.1.

PART 4. A **Diagram** of the Annexation. The boundary of the area to be annexed is coincident with the boundary of CUP 16-05189. Said boundary is designated as "Diagram of Annexation of CUP 16-05189 to Maintenance District No. 84-1, City of Perris, County of Riverside, State of California." The Diagram is included herein as Attachment No. 2, which shows the boundaries of the area of annexation and benefit. Reference is made to the County Assessor's Maps for a detailed description of the lines and dimensions of any lots or parcels. The lines and dimensions of each lot shall conform to those shown on the County Assessor's Maps for the fiscal year to which the "Report" applies.

PART 5. A **Consent and Waiver for Annexation** to the District has been signed by the owners of the area within the proposed annexation. Said consent and waiver is included herein as Attachment No. 3.

**Assessment Roll
Annexation of CUP 16-05189
To Maintenance District No. 84-1
City of Perris**

| Assessment Number | Assessor Parcel Number | Estimated Annual Assessment | Fiscal Year 2018/2019 |
|------------------------------|---------------------------------------|--|----------------------------------|
| 1 | 311-210-005 | \$66.18 | \$00.00 |
| 1 | 311-210-012 | 173.09 | 0.00 |
| 1 | 311-210-026 | <u>392.45</u> | <u>0.00</u> |
| Totals | | \$631.72 | \$00.00 |

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison rate percent increase projected for the upcoming fiscal year.

DIAGRAM OF ANNEXATION OF CUP 16-05189 TO MAINTENANCE DISTRICT NO. 84-1

CITY OF PERRIS
COUNTY OF RIVERSIDE
STATE OF CALIFORNIA



Legend

- ANNEXATION BOUNDARY
- MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

CONSENT AND WAIVER TO ANNEXATION

WHEREAS, the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA, has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, said special maintenance districts known and designated as LANDSCAPE MAINTENANCE DISTRICT NO. 1 and MAINTENANCE DISTRICT NO. 84-1 (hereinafter referred to as the "Maintenance Districts"); and,

WHEREAS, the provisions of Article II of Chapter 2 of the Act authorize the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA to order the annexation of territory to the Maintenance Districts; and,

WHEREAS, the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA may, pursuant to said provisions of the Act, order the annexation of territory to the Maintenance Districts without notice and hearing or filing of an Engineer's "Report" as would otherwise be required by the provisions of the Act if all of the owners of property within the territory proposed to be annexed, have given written consent to the proposed annexation; and,

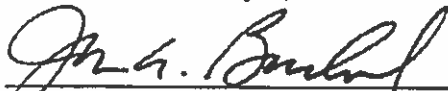
WHEREAS, the undersigned, the owners of all property within the territory proposed to be annexed to the Maintenance Districts, acknowledge that pursuant to the provisions of the Act, the undersigned would be entitled to notice and hearing and the preparation of an Engineer's "Report" pertaining to the annexation of the property, acknowledge that they are aware of the proposed annexation to the Maintenance Districts of the property owned by the undersigned, and waives any and all right which the undersigned may now have to notice and hearing or the filing of an Engineer's "Report" pertaining to the annexation of the undersigned's property to the Maintenance Districts.

NOW, THEREFORE, it is hereby declared by the undersigned property owners as follows:

SECTION 1. That the above recitals are all true and correct.

SECTION 2. That the undersigned, constituting the owners of the property described in Exhibit "A" attached hereto and incorporated herein by this reference and further constituting all of the property within the territory proposed to be annexed to the Maintenance Districts, hereby consent to the proposed annexation of said property to the Maintenance Districts without notice and hearing or filing of an Engineer's "Report" pertaining to such annexation.

Dated: January 8, 2018



John A. Buckel, Managing Member
Buckel Investments, LLC
jbuckel@capitaldevco.com



Rodney B. Johnson, Manager
RB Johnson Investments, LLC
rjohnson@capitaldevco.com

Buckel Investments, LLC and RB Johnson Investments, LLC
c/o Capital Partners Development Co, LLC
2890 Kilgore Road, Suite 175
Rancho Cordova, CA 95670
(916) 851-9800

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

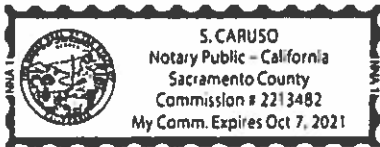
State of California)
County of Sacramento)

On 1-8-2018 before me, S. Caruso, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Rodney B. Johnson and John A. Buckel
Name(s) of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature S. Caruso
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Consent and Waiver to Annexation
Document Date: 1-8-2018 Number of Pages: 1
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

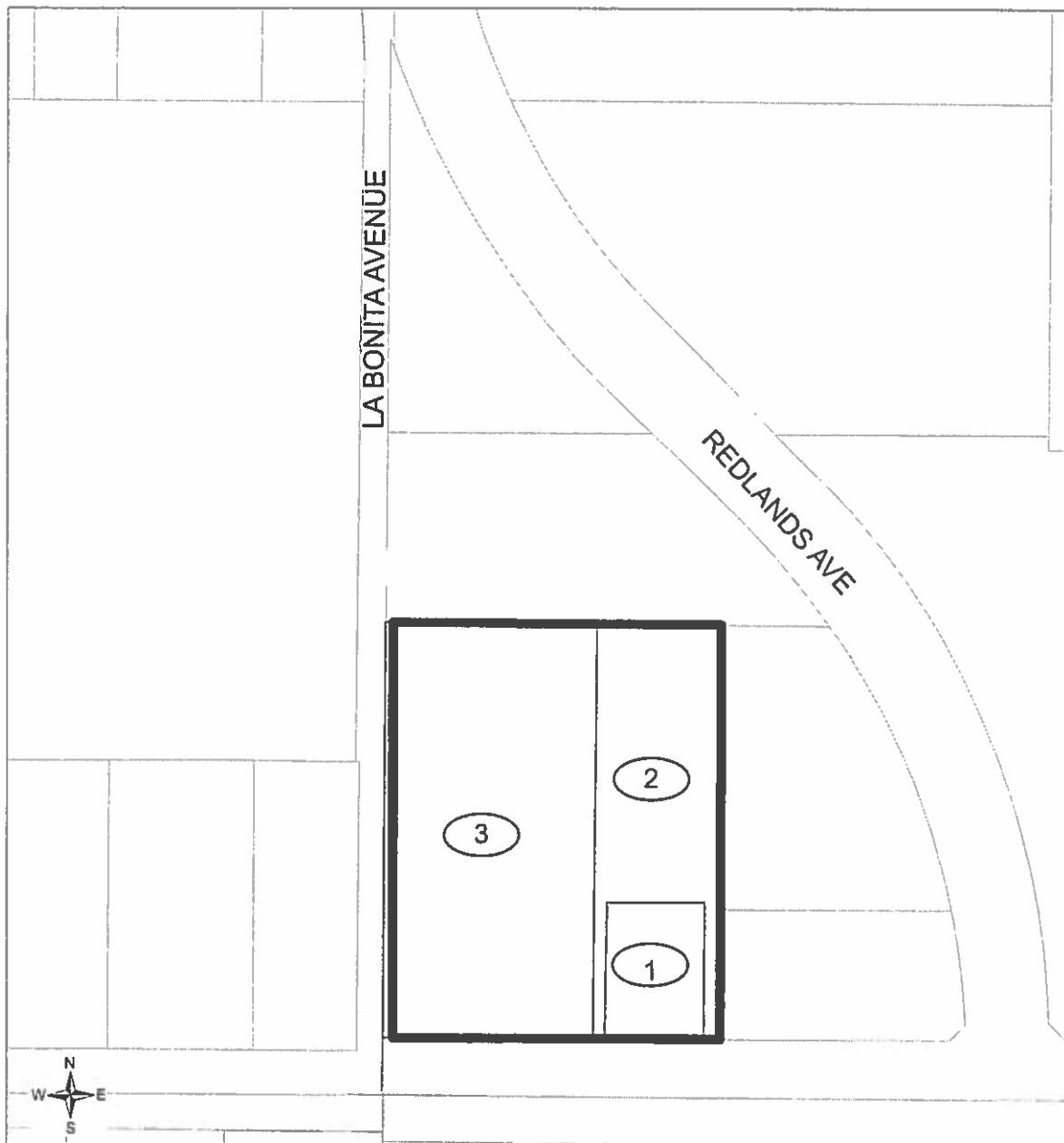
Signer's Name: Rodney B. Johnson
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: Member
Signer Is Representing: _____

Signer's Name: John A. Buckel
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: Member
Signer Is Representing: _____

EXHIBIT A

DIAGRAM OF ANNEXATION OF CUP 16-05189
TO MAINTENANCE DISTRICT NO. 84-1

CITY OF PERRIS
COUNTY OF RIVERSIDE
STATE OF CALIFORNIA



Legend

-  ANNEXATION BOUNDARY
-  MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

RESOLUTION NUMBER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OF PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR ANNEXATION OF CUP 16-05189 TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as MAINTENANCE DISTRICT NO. 84-1 (the "District"); and

WHEREAS, on the 13th day of March, 2018, the City Council of the City of Perris, County of Riverside, California ("the City Council") adopted its Resolution Number ___ directing the Engineer of Work to prepare and file with the City Clerk of said City a report in writing as required by the Act in connection with the annexation of CUP 16-05189; and

WHEREAS, said Engineer of Work has prepared and filed with the City Clerk of said City a report (the "Engineer's Report") in writing as called for in said resolution and under and pursuant to said act, which report has been presented to this City Council for consideration; and

WHEREAS, said City Council has duly considered said report and each and every part thereof, and finds that each and every part of said report is sufficient, and that no portion of the report requires or should be modified in any respect.

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

Section 1. The above recitals are true and correct, and are incorporated herein by this reference.

Section 2. That the Engineer's estimate prepared by the City Engineer of the itemized costs and expenses of said work and of the incidental expenses in connection therewith, contained in said report be, and each of them are hereby, preliminary approved and confirmed.

Section 3. That the diagram showing the District referred to and described in said report, the boundaries of the subdivisions of the land within said District as the same existed at the time of passage of said Resolution, is hereby preliminarily approved and confirmed.

Section 4. That the proposed assessment upon the subdivisions of land in said District is in proportion to the estimated benefit to be received by said subdivision, respectively, from said work and of the incidental expenses thereof, as contained in said report is hereby preliminarily approved and confirmed.

Section 5. That said report shall stand as the Engineer's Report for the purposes of all subsequent proceedings, and pursuant to the proposed District.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

Attest:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, City CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number _____ was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13th day of March 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

RESOLUTION NUMBER

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO MAINTENANCE DISTRICT NUMBER 84-1 AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AS ANNEXATION OF CUP 16-05189 TO MAINTENANCE DISTRICT NUMBER 84-1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO ON MAY 8, 2018

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as MAINTENANCE DISTRICT NO. 84-1 (hereinafter referred to as the "District"); and

WHEREAS, the provisions of Article II of Chapter 2 of the Act authorize the City Council to order the annexation of territory to the District; and

WHEREAS, on the 13th day of March, 2018, the City Council of the City of Perris, County of Riverside, California ("the City Council") adopted its Resolution Number ___ directing the Engineer of Work to prepare and file with the City Clerk of said City a report in writing as required by the Act; and

WHEREAS, said Engineer of Work has prepared and filed with the City Clerk of said City a report (the "Engineer's Report") in writing as called for in said resolution and under and pursuant to said act, which report has been presented to this City Council for consideration; and

WHEREAS, said City Council has duly considered the Engineer's Report and each and every part thereof, and has found that each and every part of the Engineer's Report is sufficient, and that no portion of the report requires or should be modified in any respect; and

WHEREAS, the City now desires to declare its intention to annex certain property into the District, pursuant to the Act and, more specifically, Section 22587 thereof, and to take certain other actions as required by the Act;

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

Section 1. Recitals. The Recitals set forth above are true and correct, and are incorporated herein by this reference.

Section 2. Description of Work: That the public interest and convenience requires and it is the intention of the City Council of the City of Perris to annex CUP 16-05189 to the District, and to order the following work be done, to wit:

1. Installation, construction, maintenance, and servicing of streetlight and traffic signal facilities as authorized by Section 22525 of the Streets and Highways Code, State of California.
2. Any and all work and materials appurtenant thereto or which are necessary or convenient for the maintenance and servicing thereof.

Section 3. Location of Work: The improvements to be maintained and serviced consist of the streetlights and traffic signals within said annexation.

Section 4. Description of Assessment District: That the contemplated work, in the opinion of said City Council, is of more local than ordinary public benefit, and this City Council hereby makes the expense of said work chargeable upon a District, which said District is assessed to pay the costs and expenses thereof, and which District is described as follows:

All that certain territory of the City of Perris included within the exterior boundary lines shown upon that certain "Diagram of Annexation of CUP 16-05189 to Maintenance District Number 84-1" heretofore approved by the City Council of said City by Resolution No. ____, indicating by said boundary line the extent of the territory included within the proposed assessment district and which map is on file in the office of the City Clerk of said City.

Reference is hereby made to said map for a further, full, and more particular description of said assessment district, and the said map so on file shall govern for all details as to the extent of said assessment district.

Section 5. Report of Engineer: The City Council of said City by Resolution Number ____ has preliminarily approved the report of the Engineer of Work which report indicated the amount of the proposed assessment, the district boundaries, assessment zones, detailed description of improvements, and the method of assessment. The report titled "Engineer's Report for Annexation of CUP 16-05189, to Maintenance District Number 84-1", is on file in the office of the City Clerk of said City. Reference to said report is hereby made for all particulars for the amount and extent of the assessments and for the extent of the work.

Section 6. Collection of Assessments: The assessment shall be collected at the same time and in the same manner as taxes for the County of Riverside are collected. The Engineer of Work shall file a report annually with the City Council of said City and said City Council will annually conduct a hearing upon said report at their regular meeting before August 10th, at which time assessments for the next Fiscal Year will be determined. That the annual assessment reflecting the reasonable cost of providing for the maintenance, servicing and operation of the streetlights and traffic signals and appurtenant facilities is \$46.28 per Benefit Unit (single family home). Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison rate increase projected for the upcoming fiscal year.

Section 7. Time and Place of Public Hearing: Notice is hereby given that on May 8, 2018, at 6:30 p.m., in the City Council Chambers of the City Council of the City of Perris, California, 101 North "D" Street, in the City of Perris, State of California, is hereby fixed as the time and place for a hearing by this City Council on the question of the levying and collection of the proposed assessments. That any and all persons having any objections to the work or the extent of the annexation to the assessment district may appear and show cause why said work should not be done or carried out or why said annexation to the district should not be confirmed in accordance with this Resolution of Intention. City Council will consider all oral and written protests.

Section 8. Landscaping and Lighting Act of 1972: All the work herein proposed shall be done and carried through in pursuance of an act of the legislature of the State of California designated the Landscaping and Lighting Act of 1972, being Division 15 of the Streets and Highways Code of the State of California.

Section 9. Publication of Resolution of Intention: The City Clerk shall cause this Resolution of Intention to be published one time as required by Section 22552 of the California Streets and Highways Code, occurring no later than 10 days prior to the public hearing at which the City Council will consider levying the proposed special assessments. The published notice will encompass one-eighth of a newspaper page. The Perris City News is hereby designated as the newspaper in which the City Clerk shall publish this Resolution of Intention. Upon completion of giving notice, the City Clerk is further directed to file in her office a proof of publication setting forth compliance with the requirements for publishing.

Section 10. Mailing of Notice: The City Clerk shall also give notice by a first-class mailing to all owners of property subject to any new or increased assessments. The notice shall be mailed no later than 45 days prior to the public hearing at which the City Council will consider levying the new or increased assessments and shall be at least in 10 point type. The form of said notice shall conform in all respects with the requirements of subdivision (b) of Section 53753 of the Government Code and pursuant to subdivision (c) of that section, each notice shall contain an assessment ballot whereon the property owner may indicate support or opposition to the proposed assessment.

Section 11. Designation of Contact Person: That this City Council does hereby designate, Habib Motlagh, City Engineer of the City of Perris, (951) 943-6504 as the person to answer inquiries regarding the District and the proposed annexation thereto.

Section 12. Certification: The City Clerk shall certify to the adoption of this Resolution.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

Attest:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number XXX was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13th day of March, 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Annexation of CUP 16-05189 to Landscape Maintenance District No. 1 (LMD 1)

REQUESTED ACTION:

1. Adoption of Resolution Ordering Preparation of the Engineer's Report
2. Adoption of Resolution Preliminarily Approving Engineer's Report
3. Adoption of Resolution of Intention to Annex CUP 16-05189 and setting a public hearing date of May 8, 2018

CONTACT: Habib Motlagh, City Engineer

BACKGROUND/DISCUSSION: CUP 16-05189 is a 3.25-acre industrial project under the ownership of Buckel Investments, LLC and RB Johnson Investments, LLC. La Bonita Avenue is located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary.

The landscaping benefit includes maintenance of the irrigation system, landscaping, and appurtenances located in public rights-of-way and easements. In general, the improvements are located as follows:

- North-half of San Jacinto Avenue medians adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.
- San Jacinto Avenue parkways adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.

As a condition of approval, the project is required to annex into LMD 1. This district was formed to finance the annual maintenance of landscape improvements installed in conjunction with new development.

BUDGET (or FISCAL) IMPACT: The current maximum annual assessment is \$1,043.38. Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

Reviewed by:

Assistant City Manager DM

Director of Finance df

City Attorney _____

- Attachments:
1. Resolution Ordering Preparation of the Engineer's Report
 2. Engineer's Report
 3. Resolution Preliminarily Approving Engineer's Report
 4. Resolution of Intention to Annex CUP 16-05189 to LMD 1

Consent:

RESOLUTION NUMBER XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION OF BENEFIT ZONE 132 (CUP 16-05189) TO LANDSCAPE MAINTENANCE DISTRICT NUMBER 1

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as LANDSCAPE MAINTENANCE DISTRICT NO. 1 (the "District"), and created BENEFIT ZONE 132 therein (hereinafter referred to as the "Benefit Zone 132"); and

WHEREAS, it has been determined by the City Council of the City of Perris, County of Riverside, California, that the public interest, convenience and necessity requires the installation and planting of landscape materials and the installation and construction of an irrigation system and other facilities set forth in Section 22525 of the Streets and Highways Code, State of California, and the maintenance thereof, all within the incorporated boundaries of the City of Perris, California; and

WHEREAS, the City Council has heretofore appointed Habib Motlagh, the City Engineer for the City of Perris, as the "Engineer of Work" for Landscape Maintenance District Number 1 and Willdan Financial Services has heretofore been appointed for the purpose of assisting in the preparation of the written report provided for in Section 22567 of Chapter 1 of Part 2 of Division 15 of the Streets and Highways Code, State of California.

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

Section 1. The above recitals are true and correct, and are incorporated herein by this reference.

Section 2. That the public interest, convenience and necessity, requires the annexation to a maintenance district for the purpose of installing, constructing and maintaining the installation and planting of landscape materials and the installation and construction of an irrigation system and other facilities authorized by Section 22525 of the Streets and Highways Code, State of California.

Section 3. That CUP 16-05189 be defined as that area to be annexed to Benefit Zone 132, City of Perris Landscape Maintenance District Number 1.

Section 4. That the lands to be specially charged for the installation, construction, and maintenance of the facilities shall be the area within the boundaries of the annexation to the district generally indicated on the map entitled "Diagram of Annexation of CUP 16-05189, to Benefit Zone 132, Landscape Maintenance District Number 1, City of Perris, County of Riverside, State of California."

Section 5. That the proceedings are to be conducted for said annexation to the maintenance district under and in accordance with provisions of Division 15 of the Streets and Highways Code (Landscaping and Lighting Act of 1972) of the State of California.

Section 6. That Habib Motlagh, the City Engineer for the City of Perris, is hereby appointed the "Engineer of Work" and all provisions of Division 15 applicable to the Engineer shall apply to said "Engineer of Work" and Willdan Financial Services, is hereby appointed for the purpose of assisting in the preparation of the written report provided for in Section 22567 of said Division 15 of the Streets and Highways Code.

Section 7. That Habib Motlagh, the City Engineer for the City of Perris, is hereby designated to sign all papers and documents in connection with the proceedings for the annexation to said maintenance district, acting in the capacity of the Engineer of Work.

Section 8. That the cost of maintaining the facilities set forth herein in subject annexation to the district shall be borne by the property owners within the subject annexation to the district, said cost to be assessed and collected in accordance with said Landscaping and Lighting Act of 1972.

Section 9. That the Engineer of Work is hereby ordered to prepare a report in accordance with Article 4 of said maintenance act, and is hereby directed to prepare and file such report with the City Clerk.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number XXX was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held 13th day of March, 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

AGENCY: City of Perris

PROJECT: Annexation of CUP 16-05189
To Benefit Zone 132, Landscape Maintenance District No. 1

TO: City Council
City of Perris
State of California

REPORT PURSUANT TO "LANDSCAPING AND LIGHTING ACT OF 1972"

Pursuant to the direction from the City Council, submitted herewith is the "Report," consisting of the following parts, pursuant to the provisions of Division 15, Part 2 of the Streets and Highways Code of the **STATE OF CALIFORNIA**, being the "Landscaping and Lighting Act of 1972", as amended. This "Report" provides for the annexation into the District of additional parcels and the levy of assessments for the fiscal year commencing July 1, 2018 to June 30, 2019, for that area to be known and designated as:

**"Annexation of CUP 16-05189
To Benefit Zone 132, Landscape Maintenance District No. 1"**

I do hereby assess and apportion the total amount of the costs and expenses upon the several parcels of land within said designated area liable therefor and benefited thereby, in proportion to the estimated benefits that each parcel receives, respectively, from said maintenance works of improvement and appurtenances.

Executed this 13th day of March 2018.

HABIB M. MOTLAGH, City Engineer
CITY OF PERRIS
STATE OF CALIFORNIA

Final approval, confirmation and levy of the annual assessment and all matters relating to annexation and the Engineer's "Report" were made on the 8th day of May 2018, by adoption of Resolution ____ of the City Council.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

A copy of the Assessment Roll and Engineer's "Report" were filed in the Office of the City Clerk on the 13th day of March 2018.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

Report

PART 1. **Plans and Specifications** for the improvements to be maintained and/or improved for a fiscal year have been or will be designed for acceptance by the City of Perris. In general, the landscaping, irrigation, and appurtenances to be maintained are within the following:

- North-half of San Jacinto Avenue medians adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.
- San Jacinto Avenue parkways adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.

Reference is made to the landscaping plans and specifications prepared by Garth Ruffner, Landscape Architect, that are entitled, "LMD Off-Site Landscape Plans, CUP 16-05189". For further information on the location of the improvements and the public right-of-way, reference is made to the plans and specifications prepared by Albert A. Webb Associates, that are entitled, "CUP No. 16-05189, Capital Partners – Perris RUHS, Street Improvement Plans".

Upon final approval, plans and specifications for the improvements are or will be on file in the City of Perris Office of Community Development and, by reference, are hereby made a part of this report to the same extent as if said plans and specifications were attached hereto. The plans and specifications will sufficiently show and describe the general nature, location and extent of all the improvements.

It is noted that the maintenance of all facilities located within the inside property-line is the responsibility of the property owner.

PART 2. **An Estimate** of the cost for the improvements to be maintained and/or improved for a given fiscal year includes labor, water, electricity, materials and plant replacement, and appurtenances. Incidental costs include annual engineering, legal, City Clerk, Finance Department, and Public Works expenses, including the processing of payments and the submittal of billings to the Riverside County Auditor for placement on the tax roll.

Due to the soil, water, exposure, and pedestrian traffic, plant replacement is estimated at a 3% die-off rate at 2.5-feet on-center. Tree trimming is scheduled to occur every other year. Mulch is applied every three years and irrigation replacement/repairs are scheduled to occur every fifth year. Costs have been included to replace/refurbish the mortared rock in 10 years.

The maximum annual assessment is based on the estimated cost of maintaining the improvements at maturity. The annual assessment levied will be based on the actual annual expenses incurred by Benefit Zone 132.

The annual cost for the public improvements are estimated as follows:

| <u>San Jacinto Avenue</u> | <u>Medians</u> | <u>Parkways</u> | <u>Unit</u> | <u>Unit Cost</u> | <u>Medians</u> | <u>Parkways</u> | <u>Total</u> |
|---|----------------|-----------------|-------------|------------------|----------------|-----------------|---------------|
| Annual Maintenance | | | | | | | |
| Maintenance | 300 | 915 | SF | \$0.52 | \$156.00 | \$475.80 | \$631.80 |
| Plant Replacement | 1 | 4 | each | 15.75 | 15.75 | 63.00 | 78.75 |
| Tree Trimming | 1 | 2 | 0.5 | 80.00 | 40.00 | 80.00 | 120.00 |
| Mortared Rock (10%) | 98 | 0 | SF | 0.55 | 54.07 | 0.00 | 54.07 |
| Irrigation Repairs and Replacement Fund | 60 | 183 | SF | 0.06 | 3.60 | 10.98 | 14.58 |
| 30% Mulch | 1 | 3 | CY | 30.00 | <u>30.00</u> | <u>90.00</u> | <u>120.00</u> |
| Total Maintenance Costs | | | | | \$299.42 | \$719.78 | \$1,019.20 |
| Incidentals | | | | | <u>59.88</u> | <u>143.95</u> | <u>203.83</u> |
| Total Costs | | | | | \$359.30 | \$863.73 | \$1,223.03 |
| Balance to Assessment | 50% | 100% | | | \$179.65 | \$863.73 | \$1,043.38 |

A 6-month tax roll reserve provides funding for the cost of servicing and maintenance prior to the receipt of tax collections from the County of Riverside. The fiscal year begins July 1 and the first installment from the tax roll collections is usually distributed by the County of Riverside the following January. A 6-month tax roll reserve, based on the annual cost of the improvements is \$521.69.

Benefit Zone 132, for the fiscal year commencing July 1, 2018 to June 30, 2019, will incur zero costs.

PART 3. The Assessment Roll shows the proportionate amount of the assessment to be charged in proportion to the benefits to be received by each lot or parcel within the exterior boundaries of Benefit Zone 132, as shown on the Diagram, enclosed herein as Part 4.

The area within Benefit Zone 132 specifically benefits from the maintenance of the parkways and medians along the streets that provide ingress and egress to Benefit Zone 132.

The method of assessment is based on units, with the benefit units assigned to the net area within Benefit Zone 132. The current maximum annual assessment reflecting the reasonable cost of providing for the maintenance and servicing of the public improvements and appurtenant facilities is equal to \$321.04 per net acre or benefit unit.

The Benefit Units assigned, and corresponding current maximum annual assessment, per Parcel, are listed as follows:

| <u>Assessor Parcel Number</u> | <u>Net Acreage/Benefit Units</u> | <u>Estimated Annual Assessment</u> |
|-------------------------------|----------------------------------|------------------------------------|
| 311-210-005 | 0.34 | \$109.15 |
| 311-210-012 | 0.89 | 285.73 |
| 311-210-026 | <u>2.02</u> | <u>648.50</u> |
| Totals | 3.25 | \$1,043.38 |

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

For the current maximum annual assessment and the assessment for the fiscal year commencing July 1, 2018 to June 30, 2019, reference is made to the Assessment Roll included herein as Attachment No. 1.

PART 4. A **Diagram** of the Annexation. The boundary of the area to be annexed is coincident with boundary of CUP16-05189. Said boundary is designated as "Diagram of Annexation of CUP 16-05189 to Benefit Zone 132, Landscape Maintenance District No. 1, City of Perris, County of Riverside, State of California". The Diagram is included herein as Attachment No. 2, which shows the boundaries of the area of benefit. Reference is made to the County Assessor's Maps for a detailed description of the lines and dimensions of any lots or parcels. The lines and dimensions of each lot shall conform to those shown on the County Assessor's Maps for the fiscal year to which the "Report" applies.

PART 5. A **Consent and Waiver for Annexation** to the District has been signed by the owner of the area within the proposed annexation. Said consent and waiver are included herein as Attachment No. 3.

**Assessment Roll
Annexation of CUP 16-05189
To Benefit Zone 132,
Landscape Maintenance District No. 1, City of Perris**

| Benefit Zone and Assessment Number | Assessor Parcel Number | Estimated Annual Assessment | Fiscal Year 2018/2019 |
|---|-----------------------------------|--|----------------------------------|
| 132 | 311-210-005 | | |
| 132 | 311-210-012 | | |
| 132 | 311-210-026 | | |
| Totals | | \$1,043.38 | \$00.00 |

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

DIAGRAM OF ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 132 LANDSCAPE MAINTENANCE DISTRICT NO. 1

CITY OF PERRIS
COUNTY OF RIVERSIDE
STATE OF CALIFORNIA



Legend

- ANNEXATION BOUNDARY
- MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

CONSENT AND WAIVER TO ANNEXATION

WHEREAS, the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA, has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, said special maintenance districts known and designated as LANDSCAPE MAINTENANCE DISTRICT NO. 1 and MAINTENANCE DISTRICT NO. 84-1 (hereinafter referred to as the "Maintenance Districts"); and,

WHEREAS, the provisions of Article II of Chapter 2 of the Act authorize the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA to order the annexation of territory to the Maintenance Districts; and,

WHEREAS, the CITY COUNCIL of the CITY OF PERRIS, CALIFORNIA may, pursuant to said provisions of the Act, order the annexation of territory to the Maintenance Districts without notice and hearing or filing of an Engineer's "Report" as would otherwise be required by the provisions of the Act if all of the owners of property within the territory proposed to be annexed, have given written consent to the proposed annexation; and,

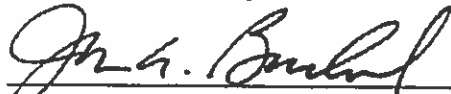
WHEREAS, the undersigned, the owners of all property within the territory proposed to be annexed to the Maintenance Districts, acknowledge that pursuant to the provisions of the Act, the undersigned would be entitled to notice and hearing and the preparation of an Engineer's "Report" pertaining to the annexation of the property, acknowledge that they are aware of the proposed annexation to the Maintenance Districts of the property owned by the undersigned, and waives any and all right which the undersigned may now have to notice and hearing or the filing of an Engineer's "Report" pertaining to the annexation of the undersigned's property to the Maintenance Districts.


NOW, THEREFORE, it is hereby declared by the undersigned property owners as follows:

SECTION 1. That the above recitals are all true and correct.

SECTION 2. That the undersigned, constituting the owners of the property described in Exhibit "A" attached hereto and incorporated herein by this reference and further constituting all of the property within the territory proposed to be annexed to the Maintenance Districts, hereby consent to the proposed annexation of said property to the Maintenance Districts without notice and hearing or filing of an Engineer's "Report" pertaining to such annexation.

Dated: January 8, 2018


John A. Buckel, Managing Member
Buckel Investments, LLC
jbuckel@capitaldevco.com


Rodney B. Johnson, Manager
RB Johnson Investments, LLC
rjohnson@capitaldevco.com

Buckel Investments, LLC and RB Johnson Investments, LLC
c/o Capital Partners Development Co, LLC
2890 Kilgore Road, Suite 175
Rancho Cordova, CA 95670
(916) 851-9800

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

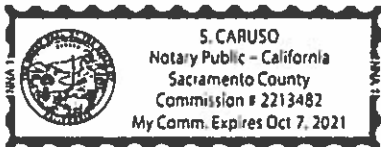
CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Sacramento)

On 1-8-2018 before me, S. Caruso, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Rodney B. Johnson and John A. Buckel
Name(s) of Signer(s)

who 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.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature S. Caruso
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Consent and Waiver to Annexation
Document Date: 1-8-2018 Number of Pages: 1
Signer(s) Other Than Named Above:



Capacity(ies) Claimed by Signer(s)

Signer's Name: Rodney B. Johnson Signer's Name: John A. Buckel
Corporate Officer - Title(s):
Partner - Limited General
Individual Attorney in Fact
Trustee Guardian or Conservator
Other: Member
Signer Is Representing:

EXHIBIT A
DIAGRAM OF ANNEXATION OF
CUP 16-05189 TO BENEFIT ZONE 132
LANDSCAPE MAINTENANCE DISTRICT NO. 1

CITY OF PERRIS
 COUNTY OF RIVERSIDE
 STATE OF CALIFORNIA



- Legend**
-  ANNEXATION BOUNDARY
 -  MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

RESOLUTION NUMBER XXX

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
PERRIS, COUNTY OF RIVERSIDE, STATE OF
CALIFORNIA, OF PRELIMINARY APPROVAL OF
ENGINEER'S REPORT FOR ANNEXATION OF CUP 16-
05189 TO BENEFIT ZONE 132, CITY OF PERRIS
LANDSCAPE MAINTENANCE DISTRICT NUMBER 1**

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as LANDSCAPE MAINTENANCE DISTRICT NO. 1 (the "District"), and created BENEFIT ZONE 132 therein (hereinafter referred to as the "Benefit Zone 132"); and

WHEREAS, on the 13th day of March 2018, the City Council of the City of Perris, County of Riverside, California ("the City Council") adopted its Resolution Number _____ directing the Engineer of Work to prepare and file with the City Clerk of said City a report in writing as required by Act in connection with the annexation of CUP 16-05189 to Benefit Zone 132; and

WHEREAS, said Engineer of Work has prepared and filed with the City Clerk of said City a report (the "Engineer's Report") in writing as called for in said resolution and under and pursuant to said act, which report has been presented to this City Council for consideration; and

WHEREAS, said City Council has duly considered said report and each and every part thereof, and finds that each and every part of said report is sufficient, and that no portion of the report requires or should be modified in any respect.

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

Section 1. The above recitals are true and correct, and are incorporated herein by this reference.

Section 2. That the Engineer's estimate prepared by the City Engineer of the itemized costs and expenses of said work and of the incidental expenses in connection therewith, contained in said report be, and each of them are hereby, preliminary approved and confirmed.

Section 3. That the diagram showing the District referred to and described in said report, the boundaries of the subdivisions of the land within said District as the same existed at the time of passage of said Resolution, is hereby preliminarily approved and confirmed.

Section 4. That the proposed assessment upon the subdivisions of land in said District is in proportion to the estimated benefit to be received by said subdivision, respectively, from said work and of the incidental expenses thereof, as contained in said report is hereby preliminarily approved and confirmed.

Section 5. That said report shall stand as the Engineer's Report for the purposes of all subsequent proceedings, and pursuant to the proposed District.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number XXX was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held 13th day of March, 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

RESOLUTION NUMBER XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO BENEFIT ZONE 132, CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO BENEFIT ZONE 132, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1 AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AS ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 132, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO ON MAY 8, 2018

WHEREAS, the City Council of the City of Perris (the "City") has previously formed special maintenance districts pursuant to the terms of the "Landscaping and Lighting Act of 1972" (the "Act"), being Division 15, Part 2 of the Streets and Highways Code of the State of California, including the special maintenance district known and designated as LANDSCAPE MAINTENANCE DISTRICT NO. 1 (the "District"), and created BENEFIT ZONE 132 therein (hereinafter referred to as the "Benefit Zone 132"); and

WHEREAS, the provisions of Article II of Chapter 2 of the Act authorize the City Council to order the annexation of territory to the District; and

WHEREAS, on the 13th day of March, 2018, the City Council of the City of Perris, County of Riverside, California ("the City Council") adopted its Resolution Number ____ directing the Engineer of Work to prepare and file with the City Clerk of said City a report in writing as required by the Act; and

WHEREAS, said Engineer of Work has prepared and filed with the City Clerk of said City a report (the "Engineer's Report") in writing as called for in said resolution and under and pursuant to said act, which report has been presented to this City Council for consideration; and

WHEREAS, said City Council has duly considered the Engineer's Report and each and every part thereof, and has found that each and every part of the Engineer's Report is sufficient, and that no portion of the report requires or should be modified in any respect; and

WHEREAS, the City now desires to declare its intention to annex certain property into Benefit Zone 132 of the District, pursuant to the Act and, more specifically, Section 22587 thereof, and to take certain other actions as required by the Act;

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

Section 1. Recitals. The Recitals set forth above are true and correct, and are incorporated herein by this reference.

Section 2. Description of Work: That the public interest and convenience requires and it is the intention of the City Council of the City of Perris to annex CUP 16-05189 to Benefit Zone 132 of the District, and to order the following work be done, to wit:

1. Installation, construction, maintenance, and servicing of landscaping as authorized by Section 22525 of the Streets and Highways Code, State of California.
2. Any and all work and materials appurtenant thereto or which are necessary or convenient for the maintenance and servicing thereof.

Section 3. Location of Work: The improvements to be maintained and serviced include the irrigation system, landscaping, and appurtenances benefiting CUP 16-05189. The improvements, located in public rights-of-way and easements, are located as follows:

- North-half of San Jacinto Avenue medians adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.
- San Jacinto Avenue parkways adjacent to Benefit Zone 132, between La Bonita Avenue and the southeast corner of Assessor Parcel Number 311-210-012.

Section 4. Description of Assessment District: That the contemplated work, in the opinion of said City Council, is of more local than ordinary public benefit, and this City Council hereby makes the expense of said work chargeable upon a District, which said District is assessed to pay the costs and expenses thereof, and which District is described as follows:

All that certain territory of the City of Perris included within the exterior boundary lines shown upon that certain "Diagram of Annexation of CUP 16-05189 to Benefit Zone 132, Landscape Maintenance District Number 1" heretofore approved by the City Council of said City by Resolution No ____, indicating by said boundary line the extent of the territory included within the proposed assessment district and which map is on file in the office of the City Clerk of said City.

Reference is hereby made to said map for a further, full, and more particular description of said assessment district, and the said map so on file shall govern for all details as to the extent of said assessment district.

Section 5. Report of Engineer: The City Council of said City by Resolution Number ____ has preliminarily approved the report of the Engineer of Work which report indicated the amount of the proposed assessment, the district boundaries, assessment zones, detailed description of improvements, and the method of assessment. The report titled "Engineer's Report for Annexation of CUP 16-05189 to Benefit Zone 132, Landscape Maintenance District Number 1", is on file in the office of the City Clerk of said City. Reference to said report is hereby made for all particulars for the amount and extent of the assessments and for the extent of the work.

Section 6. Collection of Assessments: The assessment shall be collected at the same time and in the same manner as taxes for the County of Riverside are collected. The Engineer of Work shall file a report annually with the City Council of said City and said City Council will annually conduct a hearing upon said report at their regular meeting before August 10th, at which time assessments for the next Fiscal Year will be determined. That the annual assessment reflecting the reasonable cost of providing for the maintenance, servicing and operation of the public landscaping and appurtenant facilities is equal to \$321.04 per Benefit Unit. Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

Section 7. Time and Place of Public Hearing: Notice is hereby given that on May 8, 2018, at 6:30 p.m., in the City Council Chambers of the City Council of the City of Perris, California, 101 North "D" Street, in the City of Perris, State of California, is hereby fixed as the time and place for a hearing by this City Council on the question of the levying and collection of the proposed assessments. That any and all persons having any objections to the work or the extent of the annexation to the assessment district may appear and show cause why said work should not be done or carried out or why said annexation to the district should not be confirmed in accordance with this Resolution of Intention. City Council will consider all oral and written protests.

Section 8. Landscaping and Lighting Act of 1972: All the work herein proposed shall be done and carried through in pursuance of an act of the legislature of the State of California designated the Landscaping and Lighting Act of 1972, being Division 15 of the Streets and Highways Code of the State of California.

Section 9. Publication of Resolution of Intention: The City Clerk shall cause this Resolution of Intention to be published one time as required by 22552 of the California Streets and Highways Code, with the publication occurring no later than 10 days prior to the public hearing at which the City Council will consider levying the proposed special assessments.

The published notice will encompass one-eighth of a newspaper page. The Perris City News is hereby designated as the newspaper in which the City Clerk shall publish this Resolution of Intention. Upon completion of giving notice, the City Clerk is further directed to file in her office a proof of publication setting forth compliance with the requirements for publishing.

Section 10. Mailing of Notice: The City Clerk shall also give notice by a first-class mailing to all owners of property subject to any new or increased assessments. The notice shall be mailed no later than 45 days prior to the public hearing at which the City Council will consider levying the new or increased assessments and shall be at least in 10 point type. The form of said notice shall conform in all respects with the requirements of subdivision (b) of Section 54953 of the Government Code and pursuant to subdivision (c) of that section, each notice shall contain an assessment ballot whereon the property owner may indicate support or opposition to the proposed assessment.

Section 11. Designation of Contact Person: That this City Council does hereby designate, Habib Motlagh, City Engineer of the City of Perris, (951) 943-6504 as the person to answer inquiries regarding the District and the proposed annexation thereto.

Section 12. Certification: The City Clerk shall certify to the adoption of this Resolution.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number XXX was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held 13th day of March, 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Annexation of CUP 16-05189 to Flood Control MD No. 1

REQUESTED ACTION: Adoption of Resolution of Intention to Annex CUP 16-05189 to Flood Control Maintenance District No. 1 and set a public hearing date of May 8, 2018

CONTACT: Habib Motlagh, City Engineer

BACKGROUND/DISCUSSION: CUP 16-05189 is a 3.25-acre industrial project under the ownership of Buckel Investments, LLC and RB Johnson Investments, LLC. La Bonita Avenue is located along the project's west boundary, Redlands Avenue is located along the north and easterly boundaries and San Jacinto Avenue is located along the project's south boundary. As a condition of approval, the project is required to annex into FCMD 1. This district provides revenue for the annual maintenance of interior streets (residential only) and flood control improvements installed in conjunction with new development.

The project will benefit from the maintenance and servicing of public flood control facilities that protect the project from inundation. These public improvements are generally described as a 36-inch reinforced concrete pipe and appurtenances that convey the flow from the street to the Perris Valley Flood Control Channel.

BUDGET (or FISCAL) IMPACT: The maximum annual assessment is \$1,935.58. Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

Reviewed by:

Assistant City Manager AM

Director of Finance df

City Attorney _____

Attachments: 1. Engineer's Report
2. Resolution of Intention to Annex CUP 16-05189 to Flood Control MD No. 1

Consent:

AGENCY: City of Perris

PROJECT: Annexation of CUP 16-05189
To Benefit Zone 95, Flood Control Maintenance District No. 1

TO: City Council
City of Perris
State of California

REPORT PURSUANT TO "BENEFIT ASSESSMENT ACT OF 1982"

Pursuant to the direction from the City Council of the City of Perris, submitted herewith is the "Report," consisting of the following parts, pursuant to the provisions of Part 1 of Division 2 of Title 5 of the Government Code of the **STATE OF CALIFORNIA**, being the "Benefit Assessment Act of 1982", as amended, commencing with Section 54703. This "Report" provides for the annexation into the District of additional parcels and the levy of assessments for the fiscal year commencing July 1, 2018 to June 30, 2019, for that area to be known and designated as:

**"Annexation of CUP 16-05189
To Benefit Zone 95, Flood Control Maintenance District No. 1"**

I do hereby assess and apportion the total amount of the costs and expenses upon the several parcels of land within said designated area liable therefor and benefited thereby, in proportion to the estimated benefits that each parcel receives, respectively, from said maintenance works of improvement and appurtenances.

Executed this 13th day of March 2018.

HABIB M. MOTLAGH, City Engineer
CITY OF PERRIS
STATE OF CALIFORNIA

Final approval, confirmation and levy of the annual assessment and all matters relating to annexation and the Engineer's "Report" were made on the 8th day of May 2018, by adoption of Resolution ____ of the City Council.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

A copy of the Assessment Roll and Engineer's "Report" were filed in the Office of the City Clerk on the 13th day of March 2018.

NANCY SALAZAR, City Clerk
CITY OF PERRIS
STATE OF CALIFORNIA

Report

PART 1. **A General Description** of the flood control improvements includes facilities that will accommodate the storm flow and protect Benefit Zone 95 from inundation. These public improvements are generally described as a 36-inch reinforced concrete pipe and appurtenances that convey the flow from the street to the Perris Valley Flood Control Channel.

Maintenance and upkeep of these storm drainage facilities includes, but is not limited to, general cleanup and debris removal, inspections, stenciling, replacement and repairs. Annual photo documentation is scheduled to take place, along with silt removal as required. Depending on that year's storm drain flow and the level of debris in the flow, a system cleaning may be required after the first rain and again during or at the end of the rainy season.

It is noted that all private on-site storm drain facilities and basins identified within the property line are to be maintained by the property owner and not the City of Perris.

PART 2. **Plans and Specifications** for the improvements to be maintained for a fiscal year have been approved by the City of Perris. The improvements are identified on the plans and specifications prepared by Walden & Associates that are entitled "City of Perris, Street Improvement Plans, CUP 12-04-0015 – DPSS".

The plans and specifications have been approved by both the City Engineer for the City of Perris and the Chief Engineer for the Riverside County Flood Control and Water Conservation District and are on file in the City of Perris Office of Community Development. The plans and specifications sufficiently show and describe the general nature, location and extent of the improvements, and by reference, are hereby made a part of this report to the same extent as if said plans and specifications were attached hereto.

PART 3. **An Estimate** of the cost for the public improvements to be maintained and/or improved for a given fiscal year includes labor, equipment, materials, and appurtenances. Incidentals include annual engineering, legal, City Clerk, and finance expenses to the District, including the processing of payments and the submittal of billings to the Riverside County Auditor for placement on the tax roll.

The maximum annual assessment is based on the estimated cost of maintaining the facilities. The annual assessment levied will be based on the actual expenses incurred by Benefit Zone 95.

On October 29, 2013, by Resolution 4646, CUP 12-04-0015 was annexed into Benefit Zone 74, Flood Control Maintenance District No. 1. Assessments levied under Benefit Zone 74 provide funding for the maintenance of the storm drain facilities constructed under the plans and specifications identified within Part 2, enclosed herein.

Approximately 25% of the capacity of these facilities will accommodate the storm flow generated from Benefit Zone 95. Accordingly, 25% of the cost of the maintenance of these facilities will be assessed to Benefit Zone 95 and contributed to Benefit Zone 74.

The estimated annual cost for maintenance of the facilities maintained under Benefit Zone 74 is listed below.

| <u>Benefit Zone 74 Facilities</u> | <u>Quantity</u> | <u>Unit</u> | <u>Total Annual Cost</u> |
|--|-----------------|-------------|--------------------------|
| Storm Drain Maintenance | 1 | LS | \$2,306.60 |
| Video Services | 1 | LS | <u>4,092.00</u> |
| Subtotal | | | \$6,398.60 |
| Incidentals & Contingency | | | \$1,343.71 |
| Total Benefit Zone 74 Annual Costs | | | \$7,742.31 |
| 25% Share Assessed to Benefit Zone 95 | | | \$1,935.58 |

With service intervals and staggered maintenance operations, revenue requirements for maintenance will fluctuate year to year. Each year's maintenance operations will be funded by that year's assessment plus the fund balance remaining from prior year assessments.

Zero costs will be assessed to Benefit Zone 95 incurred for the fiscal year commencing July 1, 2018 to June 30, 2019.

PART 4

The Assessment Roll shows the proportionate amount of the assessment to be charged in proportion to the benefits to be received by each lot or parcel within the exterior boundaries of the Diagram, enclosed herein as Part 5.

The storm drainage facilities will accommodate the storm flow specifically impacting Benefit Zone 95. These improvements specifically benefit the area within the annexation; and, the improvements were required for the approval of, and as of consequence of, development of this area.

The method of assessment is based on units, with the benefit units assigned to the net area within Benefit Zone 95. The current maximum annual assessment reflecting the reasonable cost of providing for the maintenance and servicing of the public improvements and appurtenant facilities is equal to \$595.56 per net acre.

The Benefit Units assigned, and corresponding current maximum annual assessment, per parcel, are listed as follows:

| <u>Assessor Parcel Number</u> | <u>Net Acreage/Benefit Units</u> | <u>Estimated Maximum Annual Assessment</u> |
|-------------------------------|----------------------------------|--|
| 311-210-005 | 0.34 | \$202.49 |
| 311-210-012 | 0.89 | 530.05 |
| 311-210-026 | <u>2.02</u> | <u>1,203.04</u> |
| Totals | 3.25 | \$1,935.58 |

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

For the current maximum annual assessment and the assessment for the fiscal year commencing July 1, 2018 to June 30, 2019, reference is made to the Assessment Roll included herein as Attachment No. 1.

A 6-month tax roll reserve provides funding for the cost of servicing and maintenance prior to the receipt of tax collections from the County of Riverside. The fiscal year begins July 1 and the first installment from the tax roll collections are usually distributed by the County of Riverside the following January. A 6-month tax roll reserve for the current maintenance of the flood control facilities and incidental costs is estimated to be \$967.79.

PART 5. **A Diagram** of the Annexation. The boundary of the area to be annexed is coincident with CUP 16-05189. Said boundary is designated as "Diagram of Annexation of CUP 16-05189 to Benefit Zone 95, Flood Control Maintenance District No. 1, City of Perris, County of Riverside, State of California". The Diagram is included herein as Attachment No. 2, which shows the boundaries of the area of benefit. Reference is made to the County Assessor's Maps for a detailed description of the lines and dimensions of any lots or parcels. The lines and dimensions of each lot shall conform to those shown on the County Assessor's Maps for the fiscal year to which the "Report" applies.

PART 6. **A Petition for Annexation** to the District has been signed by the owners of the area within the proposed annexation. Said petitions are included herein as Attachment No. 3.

Assessment Roll
Annexation of CUP 16-05189
To Benefit Zone 95,
Flood Control Maintenance District No. 1, City of Perris

| Benefit Zone and Assessment Number | Assessor Parcel Number | Estimated Maximum Annual Assessment | Fiscal Year 2018/2019 |
|---|-----------------------------------|--|----------------------------------|
| 95 | 311-210-005 | | |
| 95 | 311-210-012 | | |
| 95 | 311-210-026 | | |
| Totals | | \$1,935.58 | \$00.00 |

Each year the current maximum annual assessment shall be increased by an amount equal to the "Common Labor, Construction Cost Index", as published by Engineering News Record. If a deficit is projected for the upcoming fiscal year, the assessment can be further increased by an amount equal to the Southern California Edison and the Eastern Municipal Water District rate percent increase(s) projected for the upcoming fiscal year.

DIAGRAM OF ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 95 FLOOD CONTROL MAINTENANCE DISTRICT NO. 1

CITY OF PERRIS
COUNTY OF RIVERSIDE
STATE OF CALIFORNIA



Legend

- ANNEXATION BOUNDARY
- MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

**PETITION FOR THE ANNEXATION TO A BENEFIT ASSESSMENT DISTRICT TO
FINANCE THE MAINTENANCE OF CERTAIN PUBLIC IMPROVEMENTS**

**BEFORE THE CITY COUNCIL OF THE CITY OF PERRIS,
STATE OF CALIFORNIA**

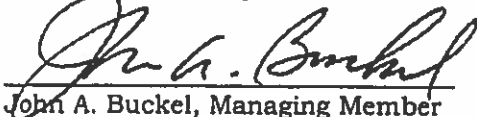
In the matter of the proposed)
Annexation to City of Perris)
Flood Control Maintenance District No. 1)

TO: The City Council of the City of Perris

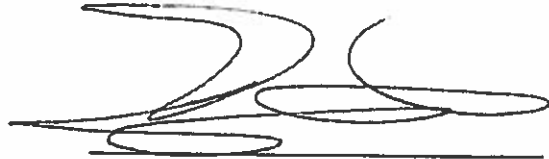
We, the undersigned, hereby:

- (1) Petition you to initiate and complete all necessary proceedings under the Benefit Assessment Act of 1982, Chapter 6.4 (commencing with Section 54703) of Part 1 of Division 2 of Title 5 of the California Government Code for the annexation to a benefit assessment district for the maintenance of certain flood control improvements which benefit the property described on Exhibit "A" attached hereto and incorporated herein by this reference to the Maintenance District.
- (2) Certify that the proposed annexation to a benefit assessment district that will be subject to assessment for maintenance of such improvements, is that real property in the City of Perris, County of Riverside, State of California, generally described on Exhibit "A" attached hereto and incorporated herein by this reference to the Maintenance District.
- (3) Certify that we constitute the owners(s), including mortgagees or beneficiaries under any existing mortgage or subject to assessment for the proposed annexation, of the property in the proposed annexation to a benefit assessment district, as shown by the last equalized assessment roll used by the County of Riverside at the time this Petition is filed and also constitute the owner(s) of sixty percent (60%) of the area of all assessable lands within the proposed annexation to a benefit assessment district.
- (4) In order to expedite the project, agree to dedicate all necessary rights-of-way or easements as determined necessary for maintenance of the public improvements.

Dated: January 8, 2018



John A. Buckel, Managing Member
Buckel Investments, LLC
jbuckel@capitaldevco.com



Rodney B. Johnson, Manager
RB Johnson Investments, LLC
rjohnson@capitaldevco.com

Buckel Investments, LLC and RB Johnson Investments, LLC
c/o Capital Partners Development Co, LLC
2890 Kilgore Road, Suite 175
Rancho Cordova, CA 95670
(916) 851-9800

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

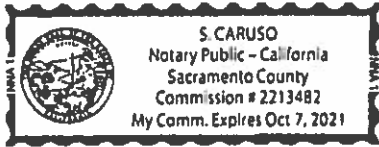
State of California)
County of Sacramento)

On 1-8-2018 before me, S. Caruso, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Rodney B. Johnson and John A. Buckel
Name(s) of Signer(s)

who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature S. Caruso
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Petition for the Annexation
Document Date: 1-8-2018 Number of Pages: _____
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Rodney B. Johnson
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: member
Signer Is Representing: _____


Signer's Name: John A. Buckel
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: member
Signer Is Representing: _____

EXHIBIT A
DIAGRAM OF ANNEXATION OF
CUP 16-05189 TO BENEFIT ZONE 95
FLOOD CONTROL MAINTENANCE DISTRICT NO. 1

CITY OF PERRIS
 COUNTY OF RIVERSIDE
 STATE OF CALIFORNIA



Legend

-  ANNEXATION BOUNDARY
-  MAP REFERENCE NUMBER

| MAP REFERENCE NUMBER | ASSESSOR'S PARCEL NUMBER |
|----------------------|--------------------------|
| 1 | 311-210-005 |
| 2 | 311-210-012 |
| 3 | 311-210-026 |



REFERENCE THE RIVERSIDE COUNTY ASSESSOR'S MAPS FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF SUCH LOTS OR PARCELS.

RESOLUTION NUMBER XXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO AUTHORIZE LEVYING ASSESSMENTS UPON CERTAIN PARCELS OF REAL PROPERTY, TO ORDER ANNEXATION OF CUP 16-05189 TO BENEFIT ZONE 95, FLOOD CONTROL MAINTENANCE DISTRICT NUMBER 1, PURSUANT TO THE BENEFIT ASSESSMENT ACT OF 1982; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO ON MAY 8, 2018

WHEREAS, the City Council of the City of Perris, County of Riverside, California ("this City Council"), wishes to provide continued financing for necessary maintenance of certain flood control and drainage improvements within the boundaries of CUP 16-05189 through the levy of benefit assessments pursuant to the provisions of Chapter 6.4 (commencing with Section 54703) of Part 1 of Division 2 of Title 5 of the California Government Code commonly known as the "Benefit Assessment Act of 1982", (the "Act"); and

WHEREAS, Buckel Investments, LLC and RB Johnson Investments, LLC (the "Owners") have presented signed petitions to the City Council requesting the annexation of CUP 16-05189 to a benefit assessment district to finance the maintenance of those certain drainage and flood control improvements permitted pursuant to Sections 54710 and 54710.5 of the Act (the "Improvements") which benefit properties within CUP 16-05189; and

WHEREAS, the City Council now proposes to levy benefit assessments under the provisions of the Act to insure continued financing to maintain the Improvements pursuant to the Act, all for the benefit of parcels within CUP 16-05189; and

WHEREAS, to accomplish such purposes, the City Council proposes to annex CUP 16-05189 to Benefit Zone 95, Flood Control Maintenance District No. 1.

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

Section 1. The public interest, convenience, and necessity require, and it is the intention of the City Council pursuant to the provisions of the Act to maintain the Improvements for the benefit of the properties within the area of benefit.

Section 2. Maintenance of the improvements will be of direct benefit to parcels within CUP 16-05189 which are hereby declared to be the properties benefited by the Improvements and to be assessed to pay the cost and expenses thereof. The area of benefit shall be all that part of the City within the boundaries shown on the map entitled "Diagram of Annexation of CUP 16-05189 to Benefit Zone 95, Flood Control Maintenance District Number 1" on file in the office of the City Clerk of the City of Perris, California.

Section 3. At least forty-five (45) days prior to the date set for the hearing on the proposed assessment, the Assessment Engineer is hereby directed to file with the City Clerk a written report (the "Engineer's Report") pursuant to the Act, Government Code Section 53753 and Article XIID of the Constitution of the State of California, containing the following:

- a. A description of the service proposed to be financed through the revenue derived from the benefit assessments.
- b. A description of each lot or parcel of property proposed to be subject to the benefit assessments. The assessor's parcel number or Tract Map number shall be a sufficient description of the parcel.
- c. The amount of the proposed assessment for each parcel.
- d. The basis and schedule of the assessments.
- e. Other such matters as the Assessment Engineer shall deem appropriate.

Section 4. On the 8th day of May, 2018, at 6:30 p.m., in the City Council Chambers of the City Council of the City of Perris, California, 101 North "D" Street, in the City of Perris, State of California, the City Council will conduct a Protest Hearing at which time any and all persons having any objections to the work or extent of the annexation to the assessment district, may appear and show cause why said work should not be done or carried out in accordance with this Resolution of Intention. The City Council will consider all oral and written protests.

Section 5. The City Clerk is hereby directed to publish notice of the hearing on the proposed assessment and notice of the filing of the Engineer's Report once a week for two successive weeks, with at least five days intervening between the respective publication dates, not counting such publication dates, in the Perris City News, a newspaper of general circulation within the area of benefit. The notice shall be 1/8 of a page in size and contain the following information:

- a. The amount of the assessment.
- b. The purpose of the assessment.
- c. The total estimated assessments expected to be generated annually.
- d. The method and frequency for collecting the assessment.
- e. The date, time, and location of the public hearing.
- f. The phone number and address of an individual that interested persons may contact to receive additional information about the assessment.

Section 6. The City Clerk is also hereby instructed to give additional notice of the hearing and notice of the filing of the Engineer's Report by posting a copy of this resolution in three public places within the City of Perris.

Section 7. The City Clerk shall also give notice by a first-class mailing to all owners of property subject to any new or increased assessments, including the Owners. The notice shall be mailed no later than 45 days prior to the public hearing at which the City Council

will consider levying the new or increased assessments and shall be at least in 10 point type. The form of said notice shall conform in all respects with the requirements of subdivision (b) of Section 53753 of the Government Code and pursuant to subdivision (c) of that section, each notice shall contain an assessment ballot whereon the property owner may indicate support or opposition to the proposed assessment.

Section 8. That this City Council does hereby designate, Habib Motlagh, City Engineer of the City of Perris, (951) 943-6504 as the person to answer inquiries regarding the District and the proposed annexation thereto.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number XXX was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held 13th day of March, 2018, by the following called vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

February 28, 2018, Via Email

Judy L. Haughney, Office of the City Clerk
CITY OF PERRIS
311 North "D" Street
Perris, CA 92570-1998

CUP 16-05189, MAINTENANCE DISTRICT RESOLUTIONS

Certain documents, for the above-referenced, have been transmitted to the City Manager's Office for placement on the Consent Calendar on the March 13, 2018 City Council Agenda. Attached is a file of the documents as follows:

Maintenance District No. 84-1
Resolution Ordering Report
Resolution Preliminarily Approving Engineer's Report
Resolution of Intention

Landscape Maintenance District No. 1
Resolution Ordering Report
Resolution Preliminarily Approving Engineer's Report
Resolution of Intention

Flood Control Maintenance District No. 1
Resolution of Intention

If the Resolutions of Intention are approved on March 13, 2018, notice requirements will need to be completed. Willdan Financial Services will mail out the Notices and Assessment Ballots to the property owner.

The publishing and posting requirements are to be completed by the City Clerk's Office. Accordingly, attached are the following Public Notice Transmittals:

1. **Publication** of Resolution of Intention, Maintenance District No. 84-1
2. **Publication** of Resolution of Intention, Landscape Maintenance District No. 1
3. **Publication** of Hearing Notice (file attached), Flood Control Maintenance District No. 1
4. **Posting** of Resolution of Intention, Flood Control Maintenance District No. 1

Please call me if you have any questions or require further assistance.

Sincerely,
WILLDAN FINANCIAL SERVICES

ROXANNE E. SHEPHERD
Principal Consultant, District Administration Services

Attachments

City Manager, without attachments ✓

February 28, 2018

Marilynn Fernholz
CITY OF PERRIS
101 North "D" Street
Perris, CA 92570-1998

**ANNEXATION OF CUP 16-05189
TO CITY OF PERRIS' MAINTENANCE DISTRICTS**

Enclosed, for the March 13, 2018 City Council meeting, is a copy of agenda submittals for the above-referenced, as follows:

Maintenance District No. 84-1
Agenda Submittal
Resolution Ordering Report
Engineer's Report
Resolution Preliminarily Approving Engineer's Report
Resolution of Intention

Landscape Maintenance District No. 1
Agenda Submittal
Resolution Ordering Report
Engineer's Report
Resolution Preliminarily Approving Engineer's Report
Resolution of Intention

Flood Control Maintenance District No. 1
Agenda Submittal
Engineer's Report
Resolution of Intention

These agenda submittals should be placed under the Consent Calendar. A file of these documents will be e-mailed to you at your request. The Public Hearing is scheduled for May 8, 2018.

Please call me if you have any questions or require further assistance.

Sincerely,
WILLDAN FINANCIAL SERVICES

ROXANNE E. SHEPHERD
Principal Consultant, District Administration Services

Enclosures

**CITY COUNCIL/SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY/PUBLIC FINANCE
AUTHORITY/PUBLIC UTILITY AUTHORITY/
HOUSING AUTHORITY/PERRIS COMMUNITY
ECONOMIC DEVELOPMENT CORPORATION**

AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Summer/Holiday City Council Meeting Schedule

REQUESTED ACTION: That the City Council Approve the City Council Meeting Schedule for June-August and December, 2018

CONTACT: Richard Belmudez, City Manager

BACKGROUND/DISCUSSION:

Many local City Councils take a legislative recess from their regularly scheduled meetings during the summer months and holidays to allow their members time for vacations and a general break from the demanding meeting schedule. As in previous years, a summer schedule is proposed this year that will include one monthly meeting, as required by Government Code Section 36805, during June-August and December 2018.

The proposed dates for the summer month meetings are:

June 12th
July 31st
August 28th

The regularly scheduled meetings proposed to be cancelled for the summer months are:

June 26th
July 10th
August 14th

In December, it is proposed that the meeting of December 11th be held, and the meeting of December 25th be cancelled. Should an urgent matter emerge, a special meeting of the City Council may be called. It is recommended that the City Council approve the meeting schedule for City Council meetings during the months of June-August and December 2018.

BUDGET (or FISCAL) IMPACT:

None

Reviewed by:
Assistant City Manager DM
Director of Finance gf

Consent: Yes
Public Hearing:
Business Item:

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Credit Card Policy for Elected Officials

REQUESTED ACTION: Adopt the credit card policy as presented

CONTACT: Jennifer Erwin, Director of Finance

BACKGROUND/DISCUSSION:

When returning from business travel, elected officials may receive reimbursement for meals and incidentals up to the Federal Per Diem limits. This credit card policy is presented to allow elected officials to check out a credit card from the City's Finance Department before travel and use the credit card for those purchases that would normally be reimbursed after the trip. A receipt for all transactions is required and this policy serves as an extension of the Perris Municipal Code Chapter 3 which outlines the City's purchasing policies and acceptable credit card use by staff.

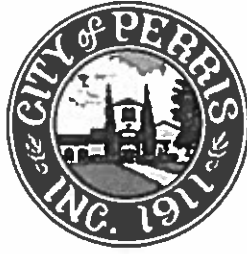
BUDGET (or FISCAL) IMPACT: None

Reviewed by:

City Attorney
Assistant City Manager *DM*
Director of Finance *JE*

Attachments: Proposed Credit Card Policy for Elected Officials

Consent



Credit Card Policy City Council & City Clerk

Purpose

The purpose of this policy is to provide guidelines to the City of Perris Council Members and City Clerk ("Official(s)") for payment of business and travel expenses using City credit cards. This policy applies to all Perris Officials and is meant to supplement the City of Perris Ordinance No. 1341 which established a citywide credit card policy in the Perris Municipal Code Chapter 3, Section 3.32. Any future additions or amendments to this section of the Perris Municipal Code shall automatically apply to this policy.

Policy

The City Council has authorized the City Manager to implement procedures for the use of the City credit cards for the following uses:

- a) City credit cards may be used by Officials when in travel status on official City business as authorized by the City Manager.
- b) All lodging, air travel, conference/class fees, and rental car reservations shall be made by staff prior to the Official's business trip. Any changes to those reservations should be handled by staff as well. In the event City staff is not available, the Official may use the credit card for reasonable charges incurred for changing an itinerary.
- c) Acceptable business purchases while on travel include:
 - A. Rental vehicle fuel
 - B. Taxis/Shuttles to and from conference or meeting location
 - C. Hotel, event, and airport parking if not previously paid for with initial reservation
 - D. Internet service if not available at hotel
 - E. Meals and Incidental Expenses (M&IE)
 - i. All receipts for meals must be itemized
 - ii. Tips are allowed up to 15% of the total meal cost
 - iii. Meal and incidental expenses will be allowed only up to the rates specified in the Internal Revenue Service (IRS) guidelines
 1. 2018 M&IE IRS approved rate is \$51/day

CREDIT CARD POLICY FOR ELECTED OFFICIALS

- F. Lodging, air travel, conference/class, and rental car itinerary changes only if City staff is unavailable

d) Unauthorized Expenses

- A. The personal portion of any trip
- B. Alcoholic beverages (all receipts for meals must be itemized)
- C. Political or charitable contributions
- D. Family expenses, including those of a partner when accompanying an Official on City business, and pet or children related expenses
- E. Entertainment expenses including theater, shows, movies (in-room or at a theater), sporting events, golf, spa treatments, or other cultural events
- F. Personal losses incurred while on City business
- G. Non-mileage personal automobile expenses, including repairs, traffic, citations, insurance, or gasoline
- H. Cash Advances

Procedure

In following this Policy, Officials choosing to use City credit cards for business and travel expenses shall use the following procedures.

- a) A request form is filled out requesting the dates of use for the credit card, estimated amount to be spent, and reason for the expenses (i.e. travel, conference, etc.).
- b) The request form is provided to the City Manager or his/her designee who will notify the Finance Director or his/her designee that a request has been made.
- c) The Finance Director or his/her designee shall perform an initial budget check to ensure there is available budget for the amount requested.
- d) The credit card will then be issued to the City Manager, or his/her designee, for the amount requested only and then provided to the Official (The City can set the limits before the credit cards are used, but if the expenses exceed that amount the Official may need to personally cover the overage. An increase to the spending limit will not be performed upon verbal direction. A new request form will need to be provided to the Finance Director in the instance additional credit limit is needed.)
- e) Credit cards must be returned to the City Manager, or his/her designee, within 3 business days of the Official's return from travel or conference along with receipts for every purchase made by the Official. The credit card will be returned to the Finance Director by the City Manager's office and receipts will be entered into the financial accounting system as backup for the expenses listed on the credit card statement.
- f) In the event that a receipt is misplaced, a Missing Credit Card Receipt form shall be filled out by the Official describing the expenditure and certifying that it was for business use.

CREDIT CARD POLICY FOR ELECTED OFFICIALS

- g) In the event a credit card is misplaced or stolen, the Official shall notify the City Manager immediately to allow for cancellation of the card.
- h) If interest or late fees are incurred as a result of an Official's failure to submit necessary documentation in a timely manner, the Official will be held responsible for payment of those fees.

Proper Use

Officials may be liable for improper use of public funds if proper documentation of credit card purchases is not provided to the City Manager or his/her designee. As public officials, Council members that order, authorize or cause to be made any expenditure in violation of City policies, state statutes, rules, or procedures can be held personally financially liable for inappropriate expenses. This internal policy shall adhere to all aspects of the City's procurement policy outlined in the Perris Municipal Code. Pursuant to Perris Ordinance No. 1341, no credit card purchase shall exceed \$5,000.

Exceptions

Any exceptions to this policy must be approved by the City Manager in advance of an Official's use of the City credit card.



Credit Card Request Form

City Council /City Clerk

Date of request:

Name of Elected Official:

City Manager Approval Signature:

Dates Credit Card to be Held by Official:

Description of Travel or Business Expense:

Amount to be Authorized:

Credit Card Number

Date of Pickup:

Budget Available?

- Yes
 No

Finance Approval Signature
(Director/Manager only)

Credit Card User Agreement

As an elected official of the City of Perris, I accept responsibility for the safeguard and proper use of the credit card issued to me, which has been provided to me for business use only and in accordance with the terms of the Perris Municipal Code. I have read and understand the credit card policies and procedures for elected officials.

Elected Official Signature



Missing Credit Card Receipt Form

Name of Elected Official

Please list each credit card charge separately below.

Receipt #1 Amount

Transaction Date

Describe the credit card transaction and reason the receipt is missing

Receipt #2 Amount

Transaction Date

Describe the credit card transaction and reason the receipt is missing

Receipt #3 Amount

Transaction Date

Describe the credit card transaction and reason the receipt is missing

I verify that the transactions listed above were valid, authorized business expenses related to City business, and complies with City policies and procedures as well as the Perris Municipal Code. The information provided within this form is accurate and true. No reimbursement of this expense has been or will be sought or accepted from any other source.

Elected Official Signature

Date

City Manager Signature

Date

**CITY COUNCIL
AGENDA SUBMITTAL**

Meeting Date: March 13, 2018

SUBJECT: Award of Bid to Thomco Construction Inc. for the construction of the Statler Youth Center Remodel Project


REQUESTED ACTION: That the City Council award a contract to Thomco Construction Inc., for a total bid of \$916,395.00 for the construction of the Statler Youth Center Remodel project; project contingency of up to 10% of the contract amount (\$91,395.50); a professional services agreement in an amount not to exceed \$80,000 with Pacific Code Compliance for construction management.

CONTACT: Darren Madkin, Assistant City Manager 

BACKGROUND:

The City Council previously approved funding in the 2017-2018 Capital improvement program for the Statler Youth Center Remodel project, located at 125 North Perris Blvd. for the construction of office space, multi-purpose room and ADA restrooms. Staff retained the services of Crane Architectural Group to prepare construction drawings and prepare bid documents. The project consists of the remodel of the existing Statler building. The project was let out for public bid on February 1, 2018. Bids from a total of seven (7) bidders were received through Active Bidder on February 21, 2018, with bids ranging from a low of \$916,395.00 to the highest bid at \$2,670,951.38; as shown in the attached bid summary. The low bid was submitted by Thomco Construction Inc. References provided by Thomco Construction Inc., were contacted and the contractor's work was found to be satisfactory. It is recommended that the City Council award a contract to Thomco Construction Inc., for a total bid of \$916,395.00 for the construction of the Statler Youth Center Remodel Project. It is further recommended that the City Council approve project contingency of up to 10% of the contract amount (\$91,395.50) for additional construction work if needed in addition to approving a professional services agreement in an amount not to exceed \$80,000 with Pacific Code Compliance for construction management services. A copy of their proposal is also attached with this report. The total project budget will be \$1,087,790.50, which would include construction of the building, construction management, contingency, and architectural construction observation.

BUDGET (or FISCAL) IMPACT: Funding for the Statler Youth Center Remodel Project (CIP#F044) is included in the Fiscal Year 2017-2018 capital improvement program at \$1.1 million. There is sufficient funding in the budget to construct this project.

Reviewed by:
Finance Director 

Attachments – Bid Summary
Pacific Code Compliance proposal dated March 1, 2018

Consent: **X**
Public Hearing:
Business Item:

STATLER YOUTH CENTER RENOVATION PROJECT

Post Date: 01/30/2018 10:49 PST

Due Date: 02/21/2018 before 17:00 PST

Estimated Value: \$1,031,000

Results / 7 total

| # | Name | Company | Address | Phone | Amount | Submitted | Status |
|---|-----------------------|--------------------------------|---|----------------|----------------|------------------------|----------------|
| 1 | Polanco, David | Infinite Technologies | 1263 Linda Vista Drive San Marcos, CA 92078 | 760-798-3900 | \$10,051.25 | 02/19/2018 11:41:52 | Non Responsive |
| 2 | Kloss, Louis | Thomco Construction, Inc. | 1279 N. Patt St. Anaheim, CA 92801 | 714-447-0010 | \$916,395 | 02/21/2018 16:45:55 | Low Bidder |
| 3 | DeLaFosse, Jasen | Spec Construction Co., Inc. | 1870 S. Carlos Ave. Ontario, CA 91761 | 909-947-4601 | \$974,700 | 02/21/2018 16:59:59 | |
| 4 | Bogdanovich, Danielle | NR Development, Inc. | 12307 Woodruff Avenue Downey, California 90241 | 818-748-7149 | \$1,039,500 | 02/21/2018 16:59:07 | Non Responsive |
| 5 | Hamel, Grant | Hamel Contracting, Inc. | 26431 Jefferson Ave. a Murrieta, CA 92562 | (951) 600-2783 | \$1,080,583 | 02/21/2018 16:43:27 | |
| 6 | murrey, jen | JM Builders, Inc. | 1941 W. Park Ave. Redlands, CA 92373 | 909-793-4687 | \$1,133,000 | 02/21/2018 16:47:01 | |
| 7 | Ivany, Sharon | JRH Construction Company, Inc. | 17795 Sky Park Circle J Irvine, CA 92614 | 714-247-1510 | \$2,670,951.38 | 02/21/2018 16:57:32 | |

STATLER YOUTH CENTER RENOVATION PROJECT

Post Date: 01/30/2018 10:49 PST

Due Date: 02/21/2018 before 17:00 PST

Estimated Value: \$1,031,000

Incomplete Submissions / 1 total

| # | Name | Company | Address | Phone | Amount | Status |
|---|----------------|--------------|---|--------------|-------------|------------|
| 1 | ABGHARI, HENRY | caltex corp. | 8732 WESTMINSTER BLVD. 2 WESTMINSTER, CA 92683 | 714-373-5071 | \$1,082,315 | Incomplete |

STATLER YOUTH CENTER RENOVATION PROJECT

Post Date: 01/30/2018 10:49 PST

Due Date: 02/21/2018 before 17:00 PST

Estimated Value: \$1,031,000

Bid details for: Kloss, Louis / Thomco Construction, Inc.

1) Statler Youth Center Renovation Project

| Item | UM | Qty | Unit Pricing | Item Total | |
|--|---|-----|-----------------|---------------------|--------------|
| Statler Youth Center Renovation Project | | | | | |
| | | | Subtotal | | |
| GENERAL REQUIREMENTS | | | | | |
| 1 | Mobilization | LS | 1 | \$139,036.81 | \$139,036.81 |
| 2 | Traffic Control System | LS | 1 | \$0 | \$0 |
| 3 | Utility Coordination Verification & Potholing | LS | 1 | \$0 | \$0 |
| 4 | Construction Fencing W/Windscreen | LS | 1 | \$2,000 | \$2,000 |
| 5 | Erosion Control | LS | 1 | \$1,100 | \$1,100 |
| 6 | Construction Survey & Staking | 1 | 1 | \$5,500 | \$5,500 |
| 7 | Testing and Laboratory Services | LS | 1 | \$0 | \$0 |
| | | | Subtotal | \$147,636.81 | |
| DEMOLITION | | | | | |
| 1 | Site Demolition, Clearing & Grubbing | LS | 1 | \$15,470.4 | \$15,470.4 |
| 2 | Selective Existing Building Demolition | LS | 1 | \$15,470.4 | \$15,470.4 |
| | | | Subtotal | \$30,940.8 | |
| SITE CONSTRUCTION | | | | | |
| 1 | Earthwork & Grading | LS | 1 | \$11,000 | \$11,000 |
| 2 | Soil Import/Export and Backfilling | LS | 1 | \$0 | \$0 |
| 3 | Site Utilities | LS | 1 | \$18,150 | \$18,150 |
| 4 | Patio/Stage Concrete | LS | 1 | \$30,695.5 | \$30,695.5 |
| 5 | Patio Fencing & Pilasters | LS | 1 | \$38,856.4 | \$38,856.4 |
| 6 | Patio Landscaping & Irrigation | LS | 1 | \$20,755.99 | \$20,755.99 |
| 7 | Other site work, site concrete, landscaping, irrigation patching repairing or replacing | LS | 1 | \$0 | \$0 |
| | | | Subtotal | \$119,457.89 | |
| CONCRETE | | | | | |
| 1 | New Concrete slab and Footings and existing concrete slab footing patch repair or replacement | LS | 1 | \$30,695.5 | \$30,695.5 |
| | | | Subtotal | \$30,695.5 | |
| MASONRY | | | | | |

STATLER YOUTH CENTER RENOVATION PROJECT

Post Date: 01/30/2018 10:49 PST

Due Date: 02/21/2018 before 17:00 PST

Estimated Value: \$1,031,000

Bid details for: Kloss, Louis / Thomco Construction, Inc.

1) Statler Youth Center Renovation Project

| Item | UM | Qty | Unit Pricing | Item Total |
|--|----|-----|--------------|------------|
| 1 New Masonry Walls | LS | 1 | \$9,240 | \$9,240 |
| | | | Subtotal | \$9,240 |
| METALS | | | | |
| 1 Miscellaneous Steel or other metals used in the building Renovation | LS | 1 | \$7,778.1 | \$7,778.1 |
| | | | Subtotal | \$7,778.1 |
| WOOD | | | | |
| 1 Wood and Plastic Materials used in the building Renovation | LS | 1 | \$94,385.5 | \$94,385.5 |
| | | | Subtotal | \$94,385.5 |
| THERMAL | | | | |
| 1 New Wall/Roof Materials | LS | 1 | \$5,379 | \$5,379 |
| 2 New Water Proffing materials | LS | 1 | \$0 | \$0 |
| 3 New Roofing/ Roofing Repair and Replacement | LS | 1 | \$17,726.5 | \$17,726.5 |
| | | | Subtotal | \$23,105.5 |
| DOORS | | | | |
| 1 New Doors & Hardware | LS | 1 | \$3,300 | \$3,300 |
| 2 New Window Systems | LS | 1 | \$70,301 | \$70,301 |
| | | | Subtotal | \$73,601 |
| FINISHES | | | | |
| 1 Exterior Plaster Sand Blasting, Patch & Repair and New Plaster Finish | LS | 1 | \$72,894.8 | \$72,894.8 |
| 2 Patch & Repair Existing Wall and Ceiling surface and New Gypsum board walls and ceilings | LS | 1 | \$18,898 | \$18,898 |
| 3 New Interior Paint throughout | LS | 1 | \$22,000 | \$22,000 |
| 4 New Floor, Base & Wall Tile, including complete floor preparation & installation | LS | 1 | \$8,250 | \$8,250 |
| 5 New carpet & base including complete floor preparation & installation | LS | 1 | \$1,623.6 | \$1,623.6 |
| 6 New VCT Tile & base including complete floor preparation & installation | LS | 1 | \$2,480.5 | \$2,480.5 |
| 7 New wood flooring & base including complete floor preparation & installation | LS | 1 | \$17,737.5 | \$17,737.5 |

STATLER YOUTH CENTER RENOVATION PROJECT

Post Date: 01/30/2018 10:49 PST

Due Date: 02/21/2018 before 17:00 PST

Estimated Value: \$1,031,000

Bid details for: Kloss, Louis / Thomco Construction, Inc.

1) Statler Youth Center Renovation Project

| Item | UM | Qty | Unit Pricing | Item Total |
|--|----|-----|---------------|-------------|
| 8 New T-Bar grid & Acoustic ceiling panel ceiling system & Installation | LS | 1 | \$5,383.4 | \$5,383.4 |
| 9 Miscellaneous exterior & interior finish bot included in the above | LS | 1 | \$1,818.3 | \$1,818.3 |
| | | | Subtotal | \$151,086.1 |
| SPECIAL TIES | | | | |
| 1 Restroom Partitions & Accessories | LS | 1 | \$9,120.1 | \$9,120.1 |
| 2 Miscellaneous Specialty Items not included elsewhere | LS | 1 | \$7,865 | \$7,865 |
| | | | Subtotal | \$16,985.1 |
| FURNISHINGS | | | | |
| 1 Base cabinets, wall cabinets, countertops built-in shelving, build-in storage cabinets, built-in desks & other furnishings | LS | 1 | \$23,941.5 | \$23,941.5 |
| 2 All other fixtures, furnishing and equipment not included elsewhere | LS | 1 | \$3,432 | \$3,432 |
| | | | Subtotal | \$27,373.5 |
| PLUMBING | | | | |
| 1 Complete Plumbing installation including all connections, Piping, Fixtures ETC. | LS | 1 | \$57,750 | \$57,750 |
| | | | Subtotal | \$57,750 |
| MECHANICAL | | | | |
| 1 Complete Mechanical installation including all connections, piping, ducting, Equipment Fixtyres, ETC. | LS | 1 | \$37,259.2 | \$37,259.2 |
| | | | Subtotal | \$37,259.2 |
| ELECTRICAL | | | | |
| 1 Complete Electrical installation including all connections conduits, wiring, ooutlets, switches, light fixtures ETC | LS | 1 | \$89,100 | \$89,100 |
| | | | Subtotal | \$89,100 |
| GRAND TOTAL | | | | |
| 1 GRAND TOTAL FOR PROJECT | LS | 1 | \$0 | \$0 |
| | | | Subtotal | \$0 |
| | | | Project Total | \$916,395 |



Pacific Code Compliance

David Martinez
Principal

March 1, 2018

Mr. Darren Madkin
Assistant City Manager
101 North "D" Street
Perris, CA. 92570

Proposal: Statler Youth Center Project– Project Management Services and Davis Bacon Prevailing Wage Oversight

Pacific Code Compliance (PCC) offers professional assistance in the form of Project Management Services, and Prevailing Wage Oversight for the proposed "Perris Statler Youth Center Project" for the City of Perris. The program services may include the assistance with the day to day Project Management efforts and Prevailing Wage Oversight for this project. This would include working closely with the Developer, the Architect of Record and with City staff to ensure the proposed project meets the minimum code standards, approved plans, bid documents and specifications as well as all project established deadlines.

Scope of Services – The scope of services for this project will include the following:

1. Project Management Services
2. Coordinate with City staff and Inspector as necessary during construction.
3. Attend pre-construction meeting with all parties and with the Architect of Record.
4. Assist with the interpretation and clarification of code related items if requested.
5. Review product submittals and shop drawings submitted by the contractor and coordinate with the Architect of record for these items...
6. Participate in the weekly or by-weekly construction meetings.
7. Coordinate with all parties by telephone, fax and e-mail as necessary.
8. Review, comment and process on all proposed progress payments submitted by the contractor.
9. Review, comment and process on all proposed change orders submitted by the contractor for this proposed project.

10. Assist with the processing of all the required third party testing materials, comment and process all proposed change orders and time extensions requested by the contractor.
11. Respond to the contractors Request for Information (RFI's) and other questions during the project construction and coordinate with the Architect of record.
12. Provide general direction to the contractor for the project construction.
13. Review and process all materials and field testing, i.e. concrete cylinders, compaction reports, etc.
14. Coordinate with City staff, County Flood Control, Water Company, SCE and the Gas Company as necessary.
15. Conduct substantial completion inspection, along with the Architect of record, at the request of the City and Contractor and prepare punch list.
16. Monitoring of the prevailing wage – Davis Bacon Issues on behalf of the City
17. Monitor and review certified payroll submitted by the contractor.
18. Perform on site interviews for prevailing wage compliance of all contract and sub-contract employees.

Program Design/ Implementation and City Council Approval – PCC will meet with City staff to assist with the implementation of this project. PCC will work towards goals which meets the specific needs of the community as well as maintaining City Council goals. PCC staff offers past experience working as a Project Manager for the City of Perris. PCC staff is available to present program information and guidelines for City Council's review and approval on an as needed basis.

Program Forms and Manuals – PCC will customize all necessary forms and documents such as program manuals, recordable instruments, Daily Logs and third party forms based on the individual agency needs and as required by the City.

Estimated Hours – PCC estimates that the initial start up of the program will take between 5 to 6 hours a day for the first couple of weeks of construction. After the initial start up of the construction project, then it is estimated that the weekly working hours to properly maintain the project will come down to on the average to about 25 hours a week or 4 to 5 hours per day Monday through Friday as necessary to provide the Project Management services, and on Weekends if required. The total estimated cost to provide the Project Management Services for the 140 day period (120 WORKING DAYS+ 20 DAYS AFTER TO COMPLETE THE PROJECT) or Actual working days minus the weekends and approved Holidays is estimated to be \$70,000.00. PCC also understands and agrees to the limited amount of monthly funds that are available to work on the program for the City. *Friday work days will only be utilized if necessary and as required for the project and only as approved by the City.*

The request to also review and monitor the prevailing wage – Davis Bacon payroll records is estimated to be around Three to Four (3 to 4) additional hours per week at a minimum. This will include the weekly interviews of the contract employees as well as attending any of the required weekly meetings, tracking all the payroll records and maintaining all the required files. The total estimated additional costs to provide the prevailing wage – Davis Bacon services for the 25

weeks, or 100 hours of construction is estimated to be an additional \$10,000.00 and is based on a charge of \$100.00 an hour (reduced rate) at Three (3) additional hours per week.

The new proposed total costs estimate for PCC to perform all the required services for the City of Perris is \$70,000.00 (Project Management Services) + \$10,000.00 (Prevailing Wage Services) = \$80,000.00 Plus Mileage charges at .59 cents per mile.

Hourly Rate - PCC's normal hourly rate for these services is \$100.00 an hour.

Mileage Rate – PCC's proposed Mileage rate for this project is .59 cents per mile for those miles driven that are directly related to this project.

Estimated Construction Time Period – PCC understands that the estimated construction time frame for this project is 180 working days excluding weekends and approved Holidays. PCC also understand that this project is a prevailing wage project for the City of Perris.

Proposed Starting Dates: PCC understands that the proposed Mandatory Pre-Bid Meeting is scheduled for February 12, 2018 on site. That the bid opening date is scheduled for February 21, 2018, that the expected Bid Award date is for March 13, 2018, and that the mandatory starting date is set for April 2, 2018. PCC is prepared to meet these dates.

If you have any questions or require any additional information, please feel free to contact me at anytime at 909-583-1579.

Sincerely



David J. Martinez

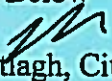
Principal
P. O. Box 8713
Redlands, CA. 92375

CITY COUNCIL/REDEVELOPMENT AGENCY
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Murrieta Road Speed Survey & All Way Stop Warrant

REQUESTED ACTION: Receive Engineering and Traffic Survey for Murrieta Road Between Citrus and Orange Avenue and All-Way Stop Warrant at Intersection of Murrieta & Anthirium Avenue and Direct Staff to Implement Certain Improvements as Discussed Below

CONTACT:  Habib Motlagh, City Engineer

BACKGROUND/DISCUSSION:

A member of the community residing close to Murrieta Road recently approached the Mayor and asked the City to review the speeding, and accident history along Murrieta between Orange and Citrus.

RK Engineering prepared 2 traffic reports (please see attached). Their speed survey dated October 31, 2017 reports speeding along this road is generally higher than posted 25 MPH speed limits. It is however recommended the Council to maintain the current 25 MPH.

RK's report dated October 31, 2017 evaluated the warrant for all way stop signs at intersection of Murrieta and Anthirium. Based on their review, the intersection does not meet with minimum requirement for stop sign installation. City staff however recommends that the Council approve installation of 4-way stops in order to maintain the local and neighborhood feel of this road.

It should be noted by adoption of Staff's recommendations as stated above, the enforcement of the speed limits and/or protection against claims due to stop sign will be challenging.

BUDGET (or FISCAL) IMPACT:

All costs associated with preparation of report and installation of stop signs will be covered by Gas Tax.

Reviewed by:

City Attorney
Assistant City Manager 
Director of Finance 

Attachments:

- RK Report dated October 31, 2017 – Murrieta Road – Orange Avenue to Citrus Avenue Engineering & Traffic Survey
- RK Report dated October 31, 2017 – Murrieta Road at Anthirium Avenue All-Way Stop Warrant Analysis

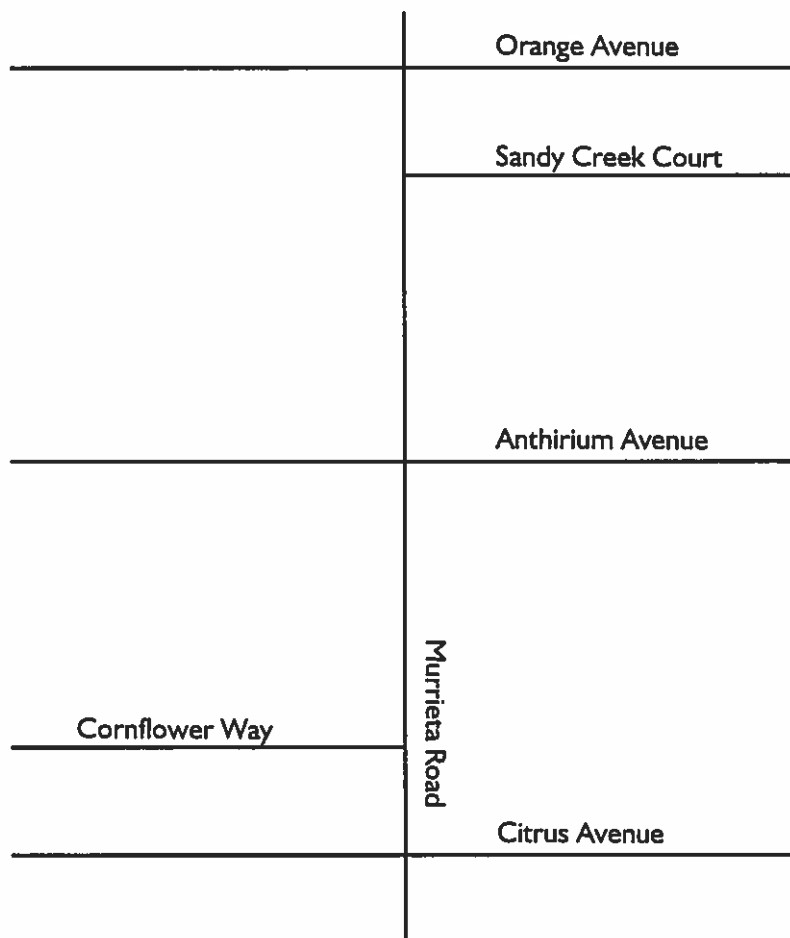
Consent: Yes

Public Hearing:

Business Item:

Other:

MURRIETA ROAD - ORANGE AVENUE TO CITRUS AVENUE ENGINEERING AND TRAFFIC SURVEY City of Perris, California



October 31, 2017

Mr. Habib Motlagh
CITY OF PERRIS
24 South D Street, Suite 100
Perris, CA 92570

Subject: Murrieta Road – Orange Avenue to Citrus Avenue – Engineering & Traffic Survey, City of Perris

Dear Mr. Motlagh:

Introduction

RK ENGINEERING GROUP, INC. (RK) is pleased to provide this Engineering and Traffic Survey along Murrieta Road, from Orange Avenue to Citrus Avenue. Since Murrieta Road is classified as a collector street by the City's Circulation Element and the Caltrans/FHWA Functional Classification Maps (not a local street), an Engineering and Traffic Survey is required to properly set a speed limit for the roadway. The prima facia 25 miles per hour speed limit for residential districts doesn't apply unless the roadway is officially categorized as a local street on the maps. The location of this study is shown in Exhibit A.

Per the City's request, RK recently completed an All-Way Stop Warrant Analysis at the intersection of Murrieta Road at Anthirium Avenue along this segment of Murrieta Road due to the high speeds along Murrieta Road; however, the intersection of Murrieta Road at Anthirium Avenue was not found to warrant an all-way stop control (it should be noted the intersection is currently cross-street stop controlled). In that study, recommendations included installing traffic calming measures such as a mini-roundabout, centerline and edgeline striping.

The purpose of this Engineering and Traffic Survey is to provide details for traffic counts, speed surveys, roadway evaluations and collision data/analysis for the specified roadway segment. The data collection, methodology, analysis, findings and recommendations are summarized within this report.

Existing Conditions

Murrieta Road is a two-lane undivided roadway classified as a collector street on the City's Circulation Plan and on the CalTrans/FHWA Functional Classification Maps (not a local street). There are single family residential homes with direct access to driveways and sidewalks along both the east and west sides of Murrieta Road in this study area.

The northerly intersection of Murrieta Road at Orange Avenue is an all-way stop controlled intersection. The southerly intersection of Murrieta Road at Citrus Avenue is all-way stop controlled intersection. And, the intermediary intersections of Murrieta Road at Sandy Creek Court, Anthirium Avenue, and Cornflower Way are all east-west cross-street stop controlled intersections. The existing number of through traffic lanes and traffic controls are shown in Exhibit B

Existing traffic volumes in the area are shown on Exhibit B and are included in Appendix A. The existing traffic volumes, north and south of Anthirium Avenue, is approximately 1,981 ADT (Average Daily Traffic).

The posted speed limit on Murrieta Road is 25 miles per hours. Radar speed surveys were conducted along Murrieta Road, both north and south of Anthirium Avenue. The 85th percentile speed on Murrieta Road, north of Anthirium Avenue and south of Orange Avenue, was 37 mph with a 10-mile-an-hour pace speed of 27 to 36 mph. The 85th percentile speed on Murrieta Road, south of Anthirium Avenue and north of Citrus Avenue, was 39 mph with a 10-mile-an-hour pace speed of 30 to 39 mph. As summarized on Table 1, these speeds are much higher than the existing speed limit along Murrieta Road of 25 mph. The speed surveys are included in Appendix B.

The existing roadway conditions worksheets are included in Appendix C.

Collision History

Accident data for a three-year period from 2014 through 2017 along the specified segment was tabulated and reviewed. Collisions that occurred within the intersections were excluded. The total number of collisions was then divided by the existing traffic volume to determine a collision rate per million vehicle miles of travel for the (MVMT) roadway segment.

The calculated collision rate was compared to the average rate expected for similar roadway segments throughout California. Caltrans, in conjunction with the Federal Highway Administration, published *2013 Collision Data on California State Highways*, and

this publication was used to determine whether the accident rate along the roadway segment was above average. An excerpt of this publication is included in Appendix D.

A total of 1 accident occurred within a three (3) year period (2014-2017) along the analyzed roadway segment. The calculated rate for the roadway segment is 0.922, as detailed in Table 1. The calculated rate is below the Caltrans expected collision rate of 2.39/2.21 (suburban/urban) for a conventional two-lane roadway. A full copy of the collision data is included in RK's files.

Findings

The following findings have been determined for the study:

- Since Murrieta Road is classified as a collector street by the Caltrans/FHWA Functional Classification Maps (not a local street), an Engineering and Traffic Survey is required to properly set a speed limit for the roadway.
- The prima facie 25 miles per hour speed limit for residential districts doesn't apply unless the roadway is officially categorized as a local street on the maps.
- Although there is 25 mile per hour posted speed limit signage along Murrieta Road, it is not effective in slowing vehicles to that speed, as the 85th percentile speed has been recorded between 37-39 miles per hour.

Recommendations

The recommendations include the following:

- In order to reduce speeds along Murrieta Road, traffic calming measures such as those recommended in the *Murrieta Road at Anthirium Avenue All-Way Stop Analysis* report (10/31/17) should be implemented. These traffic calming recommendations are shown on Exhibit C and stated below:
 - In lieu of an all-way stop, traffic calming measures are recommended at the intersection of Murrieta Road and Anthirium Avenue, and along Murrieta Road from Orange Avenue to Citrus Avenue. Traffic calming devices north and south of the intersection along Murrieta Road to be considered include: roadway striping to narrow the travel lanes, bulb-outs at the intersection, radar feedback signs, and/or speed humps or cushions.

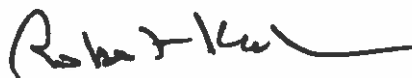
- A mini-roundabout is recommended at the intersection of Murrieta Road at Anthirium Avenue. A mini-roundabout at the intersection of Murrieta Road at Cornflower Way also can be considered, but it would require losing some existing parking along Murrieta Road. An example of an existing mini-roundabout is shown on Exhibit D and a conceptual layout for a mini-roundabouts at Murrieta Road at Anthirium Avenue is shown on Exhibit E.
- Traffic calming striping is recommended along Murrieta Road from Orange Avenue to Citrus Avenue. This would include a centerline stripe and white edge line stripe eight feet from the east and west curb faces along Murrieta Avenue.
- The City should consider similar traffic calming measures for Murrieta Avenue south of Citrus Avenue.
- Conduct a follow-up Engineering and Traffic Survey on Murrieta Road from Orange Avenue to Citrus Avenue after the traffic calming has been completed.
- Trim and maintain foliage to maintain sight distance at the intersections along Murrieta Road (in particular, the on the eastside of Murrieta Road north and south of Anthirium Avenue). Monitor sight distance for obstructions in the future.
- After implementing the traffic calming measures, then prepare an updated Traffic and Engineering Survey of Murrieta Avenue between Orange Avenue and Citrus Avenue to determine recommended speed limits, and/or follow protocol to remove Murrieta Road's map designation as a collector street (assigning it as a local street) on the CalTrans/FHWA Functional Classification Maps and set the speed limit to 25 miles per hour.

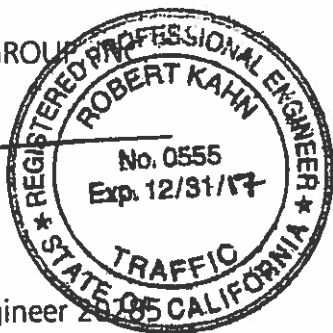
Conclusions

An Engineering and Traffic Survey has been completed for Murrieta Road from Orange Avenue to Citrus Avenue. Based upon the results of this study, traffic calming measures are recommended as the most effective method in order to reduce speeds along Murrieta Road. After their implantation, it is recommended that an updated Engineering and Traffic study be conducted to determine speed limits.

RK ENGINEERING GROUP, INC. appreciates this opportunity to work the CITY OF PERRIS and would be happy to discuss these recommendations further, at your earliest convenience.

Sincerely,
RK ENGINEERING GROUP


Robert Kahn, P.E.
Founding Principal



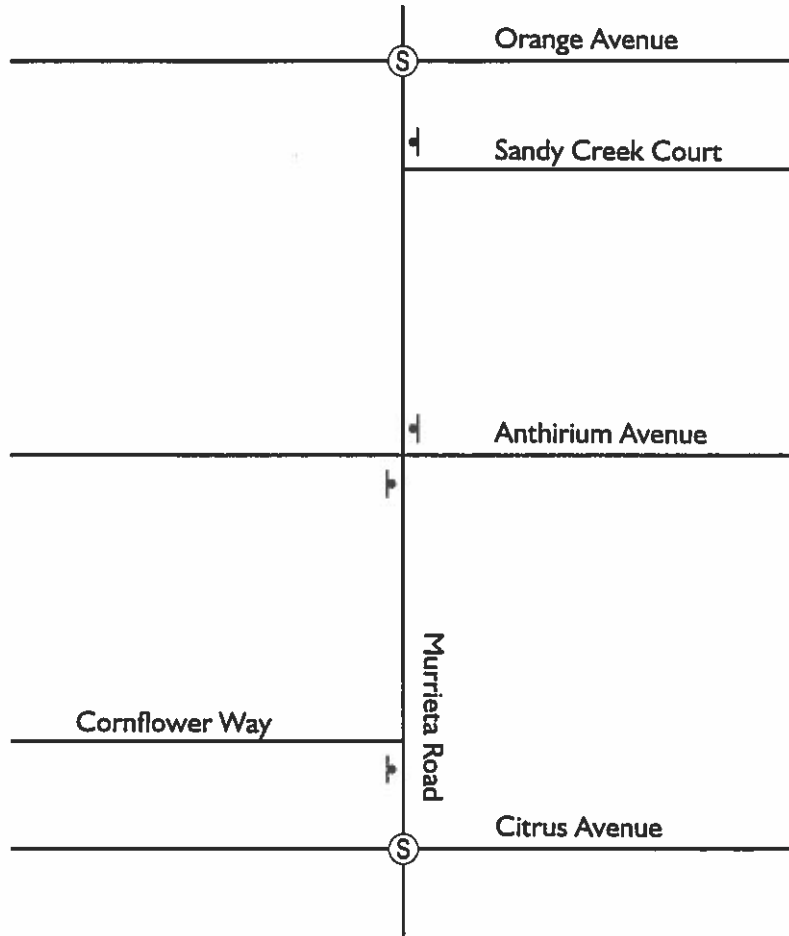
Registered Civil Engineer 2015
Registered Traffic Engineer 0555


Allison Goedecke, M.B.A.
Senior Transportation Planner

Attachments

Exhibits

Exhibit A Location Map



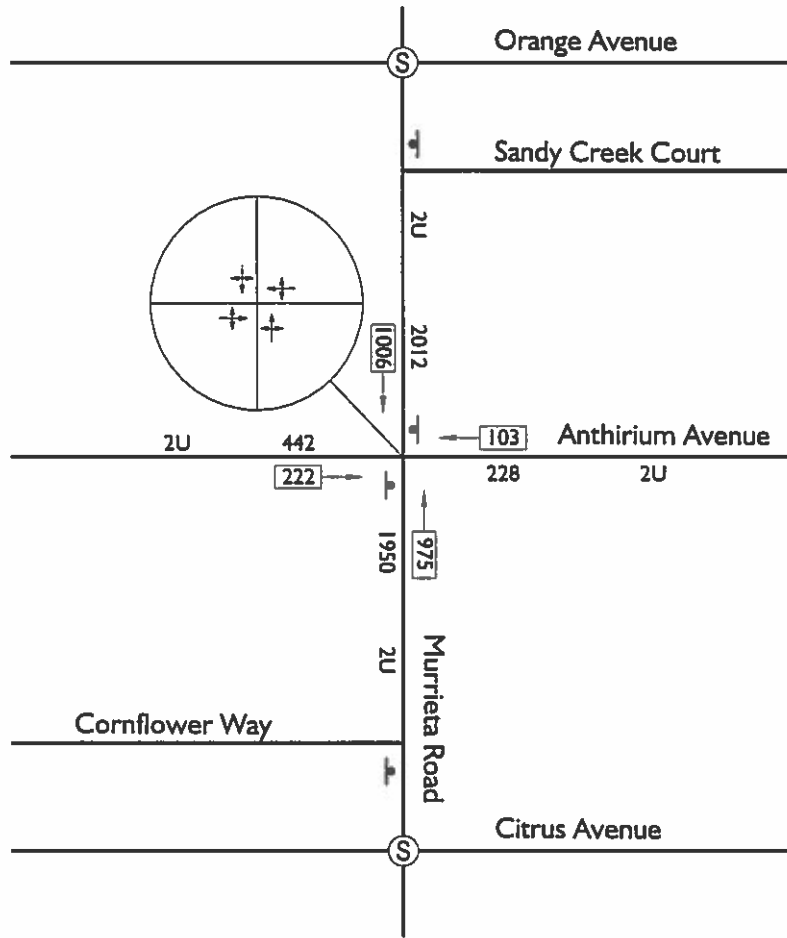
Legend:

- Ⓢ = All Way Stop
- ⊥ = Stop Sign



Exhibit B

Traffic Lanes, Controls, and Volumes



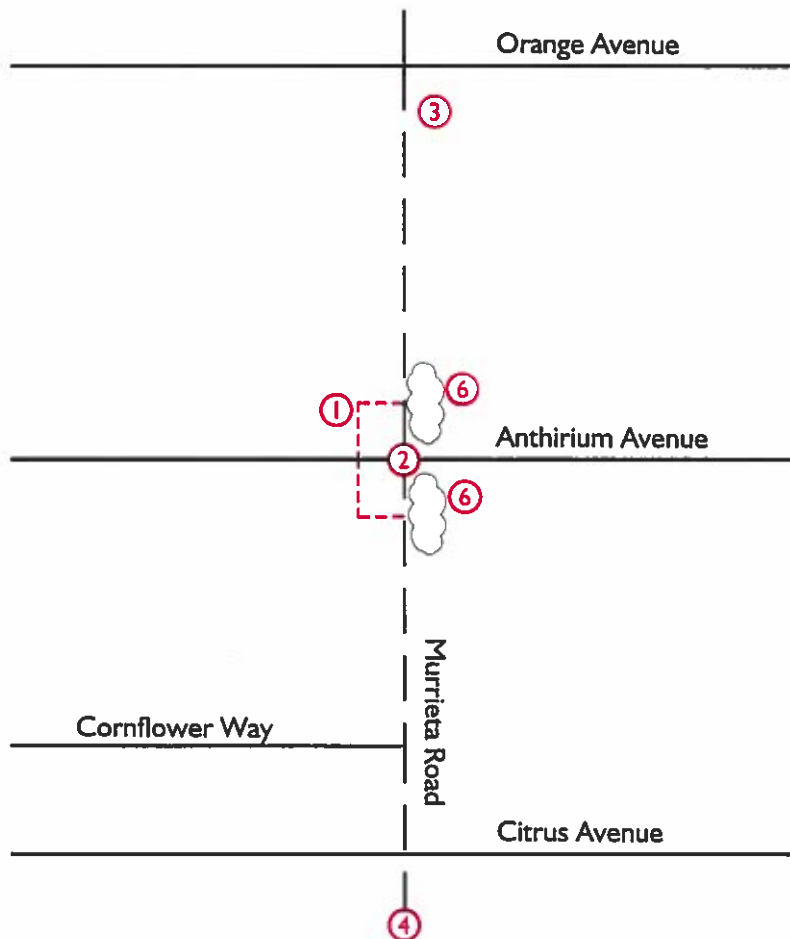
Legend:

- Ⓢ = All Way Stop
- ⌄ = Stop Sign
- 4 = Number of Lanes
- D = Divided
- U = Undivided
- ← 972 = 1-Way ADT
- 972 = 2-Way ADT



Exhibit C Recommendations

| Recommended Mitigation Measures | |
|---|--|
| <ol style="list-style-type: none"> 1. In lieu of an all-way stop, traffic calming measures are recommended at the intersection of Murrieta Road and Anthirium Avenue, and along Murrieta Road from Orange Avenue to Citrus Avenue. Traffic calming devices north and south of the intersection along Murrieta Road to be considered include: roadway striping to narrow the travel lanes, bulb-outs at the intersection, radar feedback signs, and/or speed humps or cushions. 2. A mini-roundabout is recommended at the intersection of Murrieta Road at Anthirium Avenue. An example of a mini roundabout is shown on Exhibit E and a conceptual layout for mini-roundabouts on Murrieta Road is shown on Exhibit F. | <ol style="list-style-type: none"> 3. Traffic calming striping is recommended along Murrieta Road from Orange Avenue to Citrus Avenue. This would include a centerline stripe and white edge line stripe eight feet from the east and west curb faces along Murrieta Avenue. 4. The City should consider similar traffic calming measures for Murrieta Avenue south of Citrus Avenue. 5. Conduct a follow-up Engineering and Traffic Survey on Murrieta Road from Orange Avenue to Citrus Avenue after the traffic calming has been completed. 6. Continue to trim and maintain existing foliage to maintain sight distance at the intersection of Murrieta Road at Anthirium Avenue. Monitor sight distance for obstructions in the future. 7. Monitor the need for an all-way stop or traffic signal in the future. |

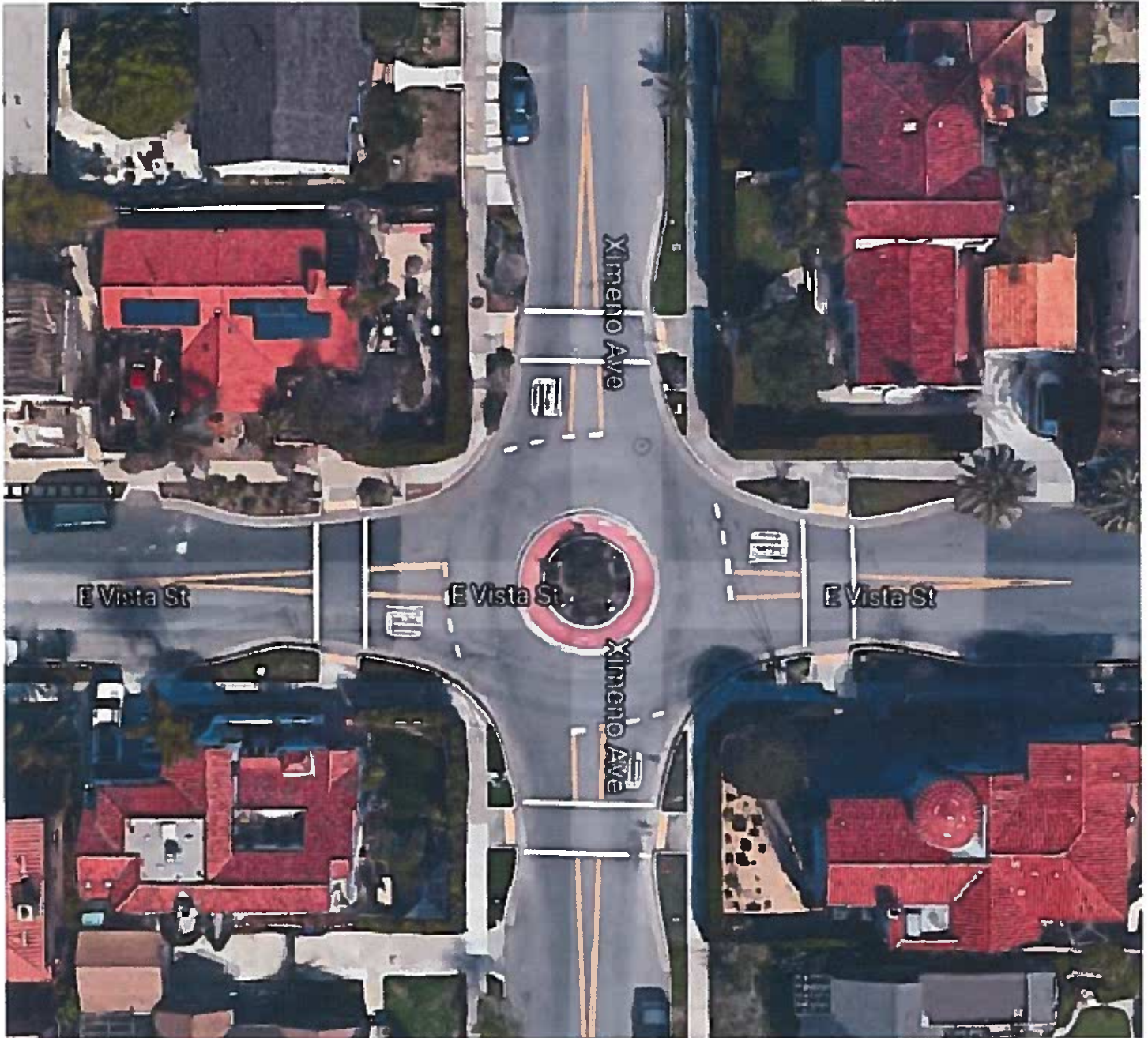


Legend:

① = Recommendations



Exhibit D
Example of Mini Roundabout Design



0352-2017-11 (ExD)

MURRIETA ROAD - ORANGE AVENUE TO CITRUS AVENUE ENGINEERING AND TRAFFIC SURVEY, City of Perris

Exhibit E
Conceptual Layout



Legend:

- Caltrans Detail 32, Double Yellow Stripe
- Caltrans Detail 37B, Right Edgeline Stripe

Tables

Table 1
Speed Survey Summary

| Roadway Segment | Existing Speed Limit | Recommended Speed Limit (MPH) | 85th Percentile Speed ² (MPH) | 50th Percentile Speed (MPH) | 10 mph Pace Speed ³ (MPH) | Percent Within 10 MPH Pace | Reason for Change |
|---|----------------------|-------------------------------|--|-----------------------------|--------------------------------------|----------------------------|-------------------|
| Murrieta Road South of Orange Avenue & North of Anthirium Avenue | 25 | -(-1) | 37 | 31 | 27 - 39 | 71% | (1) |
| North of Citrus Avenue & South of Anthirium Avenue | 25 | -(-1) | 39 | 32 | 30 - 39 | 64% | (1) |

It is recommended that the speed limit be set after implementing traffic calming measures and updating the Traffic and Engineering Survey. If Murrieta Road between Orange Avenue and Citrus Avenue is re-classified as a local street on the CalTrans/FHWA functional classification maps, then the speed limit would be set to 25 mph; however, the traffic calming measures are still recommended to reduce vehicle speeds.

² The 85th percentile speed is the speed at or below which 85 percent of the vehicles traveled.

³ The 10-mile per hour pace speed is the 10-mile per hour range within which the largest number of observations fall. Typically, 70 percent of the vehicles are contained in this range, with 15% above and 15% below.

Table 2
Collision Rate for Study Area Roadway Segment

| Segment | Number of Collisions | Number of Months | Link Length (Miles) | ADT ¹ | Collision Rate ² | Caltrans Base Rate ³ | Exceeds Caltrans Rate |
|--|----------------------|------------------|---------------------|------------------|-----------------------------|---------------------------------|-----------------------|
| Murrieta Road North City Limit to Ramona Expressway | 1 | 36 | 0.50 | 1,981 | 1.09 | 2.39/2.21 | No |

¹ ADT = Average Daily Traffic

² Collisions per million vehicle miles traveled. Does not include collisions at the Orange Avenue and Citrus Avenue intersections.

³ Based upon Collision Data on California State Highway (Caltrans) (Suburban/Urban Conditions).

Appendices

Appendix A

Traffic Counts Worksheets

Counts Unlimited, Inc.

City of Perris
 N/S: Murrieta Road
 E/W: Anthrium Avenue
 24 Hour Entering Volume Count

PO Box 1178
 Corona, CA 92878
 Phone: (951) 268-6268
 email: counts@countsunlimited.com

PERMUANNS
 Site Code: 105-17697

| Start Time | 10/18/2017 Wed | Northbound | | Hour Totals | | Southbound | | Hour Totals | | Combined Totals | |
|-----------------------|-------------------|------------------|--------------|-------------------|------------|--------------|--------------|-------------|------------|-----------------|-------------|
| | | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon |
| 12:00 | | 1 | 19 | | | 2 | 8 | | | | |
| 12:15 | | 1 | 18 | | | 1 | 8 | | | | |
| 12:30 | | 2 | 24 | | | 5 | 27 | | | | |
| 12:45 | | 1 | 17 | 5 | 78 | 2 | 27 | 10 | 70 | 15 | 148 |
| 01:00 | | 1 | 14 | | | 1 | 16 | | | | |
| 01:15 | | 0 | 14 | | | 0 | 15 | | | | |
| 01:30 | | 1 | 13 | | | 1 | 15 | | | | |
| 01:45 | | 1 | 11 | 3 | 52 | 1 | 12 | 3 | 58 | 6 | 110 |
| 02:00 | | 0 | 8 | | | 0 | 13 | | | | |
| 02:15 | | 2 | 23 | | | 1 | 12 | | | | |
| 02:30 | | 1 | 11 | | | 1 | 13 | | | | |
| 02:45 | | 0 | 18 | 3 | 60 | 1 | 17 | 3 | 55 | 6 | 115 |
| 03:00 | | 1 | 21 | | | 0 | 38 | | | | |
| 03:15 | | 2 | 20 | | | 0 | 29 | | | | |
| 03:30 | | 3 | 11 | | | 2 | 20 | | | | |
| 03:45 | | 2 | 15 | 8 | 67 | 3 | 18 | 5 | 105 | 13 | 172 |
| 04:00 | | 3 | 19 | | | 2 | 18 | | | | |
| 04:15 | | 1 | 10 | | | 2 | 19 | | | | |
| 04:30 | | 8 | 19 | | | 3 | 12 | | | | |
| 04:45 | | 4 | 18 | 16 | 64 | 5 | 12 | 12 | 81 | 28 | 125 |
| 05:00 | | 2 | 26 | | | 2 | 23 | | | | |
| 05:15 | | 4 | 15 | | | 3 | 12 | | | | |
| 05:30 | | 8 | 17 | | | 4 | 19 | | | | |
| 05:45 | | 4 | 19 | 18 | 77 | 0 | 20 | 9 | 74 | 27 | 151 |
| 06:00 | | 4 | 18 | | | 2 | 21 | | | | |
| 06:15 | | 5 | 16 | | | 4 | 19 | | | | |
| 06:30 | | 8 | 27 | | | 5 | 12 | | | | |
| 06:45 | | 13 | 12 | 30 | 71 | 7 | 13 | 18 | 65 | 48 | 136 |
| 07:00 | | 19 | 13 | | | 15 | 16 | | | | |
| 07:15 | | 20 | 15 | | | 17 | 7 | | | | |
| 07:30 | | 34 | 15 | | | 28 | 8 | | | | |
| 07:45 | | 25 | 6 | 98 | 49 | 31 | 11 | 91 | 42 | 189 | 91 |
| 08:00 | | 11 | 8 | | | 23 | 9 | | | | |
| 08:15 | | 9 | 9 | | | 9 | 10 | | | | |
| 08:30 | | 8 | 6 | | | 11 | 10 | | | | |
| 08:45 | | 8 | 8 | 36 | 31 | 6 | 10 | 49 | 39 | 85 | 70 |
| 09:00 | | 15 | 8 | | | 12 | 9 | | | | |
| 09:15 | | 27 | 14 | | | 23 | 9 | | | | |
| 09:30 | | 21 | 11 | | | 40 | 8 | | | | |
| 09:45 | | 13 | 2 | 76 | 35 | 25 | 3 | 100 | 29 | 178 | 64 |
| 10:00 | | 6 | 5 | | | 9 | 9 | | | | |
| 10:15 | | 8 | 4 | | | 5 | 4 | | | | |
| 10:30 | | 4 | 5 | | | 10 | 4 | | | | |
| 10:45 | | 9 | 4 | 27 | 18 | 11 | 3 | 35 | 20 | 62 | 38 |
| 11:00 | | 9 | 4 | | | 9 | 5 | | | | |
| 11:15 | | 8 | 3 | | | 5 | 5 | | | | |
| 11:30 | | 12 | 3 | | | 8 | 7 | | | | |
| 11:45 | | 10 | 4 | 39 | 14 | 11 | 3 | 33 | 20 | 72 | 34 |
| Total | | 359 | 616 | 359 | 616 | 368 | 638 | 368 | 638 | 727 | 1254 |
| Combined Total | | 975 | | 975 | | 1008 | | 1008 | | 1981 | |
| AM Peak | - | 07:00 | - | - | - | 09:00 | - | - | - | - | - |
| Vol. | - | 98 | - | - | - | 100 | - | - | - | - | - |
| P.H.F. | - | 0.721 | - | - | - | 0.625 | - | - | - | - | - |
| PM Peak | - | - | 12:00 | - | - | - | 03:00 | - | - | - | - |
| Vol. | - | - | 78 | - | - | - | 105 | - | - | - | - |
| P.H.F. | - | - | 0.813 | - | - | - | 0.691 | - | - | - | - |
| Percentage | | 36.8% | 63.2% | | | 36.6% | 63.4% | | | | |
| ADT/AADT | | ADT 1,981 | | AADT 1,981 | | | | | | | |

Counts Unlimited, Inc.

City of Perris
 N/S: Murrieta Road
 E/W: Anthrium Avenue
 24 Hour Entering Volume Count

PO Box 1178
 Corona, CA 92878
 Phone: (951) 268-6268
 email: counts@countsunlimited.com

PERMUANEW
 Site Code: 105-17697

| Start Time | 10/18/2017 Wed | Eastbound | | Hour Totals | | Westbound | | Hour Totals | | Combined Totals | |
|-----------------------|-------------------|------------|------------|-------------|------------|------------|-----------|-------------|-----------|-----------------|------------|
| | | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon |
| 12:00 | | 1 | 3 | | | 0 | 1 | | | | |
| 12:15 | | 0 | 8 | | | 0 | 2 | | | | |
| 12:30 | | 0 | 6 | | | 0 | 1 | | | | |
| 12:45 | | 1 | 3 | 2 | 20 | 1 | 0 | 1 | 4 | 3 | 24 |
| 01:00 | | 2 | 2 | | | 0 | 1 | | | | |
| 01:15 | | 0 | 2 | | | 0 | 0 | | | | |
| 01:30 | | 0 | 3 | | | 0 | 2 | | | | |
| 01:45 | | 0 | 4 | 2 | 11 | 0 | 3 | 0 | 6 | 2 | 17 |
| 02:00 | | 0 | 2 | | | 0 | 3 | | | | |
| 02:15 | | 0 | 5 | | | 0 | 5 | | | | |
| 02:30 | | 0 | 3 | | | 1 | 3 | | | | |
| 02:45 | | 0 | 2 | 0 | 12 | 0 | 4 | 1 | 15 | 1 | 27 |
| 03:00 | | 1 | 5 | | | 0 | 4 | | | | |
| 03:15 | | 0 | 4 | | | 0 | 1 | | | | |
| 03:30 | | 0 | 1 | | | 0 | 1 | | | | |
| 03:45 | | 2 | 5 | 3 | 15 | 0 | 0 | 0 | 6 | 3 | 21 |
| 04:00 | | 3 | 3 | | | 0 | 4 | | | | |
| 04:15 | | 1 | 3 | | | 0 | 0 | | | | |
| 04:30 | | 1 | 5 | | | 0 | 2 | | | | |
| 04:45 | | 0 | 2 | 5 | 13 | 0 | 2 | 0 | 8 | 5 | 21 |
| 05:00 | | 2 | 1 | | | 1 | 3 | | | | |
| 05:15 | | 2 | 1 | | | 1 | 3 | | | | |
| 05:30 | | 3 | 5 | | | 0 | 1 | | | | |
| 05:45 | | 0 | 4 | 7 | 11 | 0 | 2 | 2 | 9 | 9 | 20 |
| 06:00 | | 3 | 3 | | | 2 | 0 | | | | |
| 06:15 | | 2 | 2 | | | 2 | 0 | | | | |
| 06:30 | | 2 | 4 | | | 1 | 2 | | | | |
| 06:45 | | 4 | 8 | 11 | 17 | 2 | 1 | 7 | 3 | 18 | 20 |
| 07:00 | | 2 | 3 | | | 0 | 0 | | | | |
| 07:15 | | 9 | 5 | | | 4 | 1 | | | | |
| 07:30 | | 7 | 1 | | | 3 | 1 | | | | |
| 07:45 | | 4 | 2 | 22 | 11 | 1 | 0 | 8 | 2 | 30 | 13 |
| 08:00 | | 6 | 0 | | | 1 | 1 | | | | |
| 08:15 | | 4 | 2 | | | 2 | 0 | | | | |
| 08:30 | | 1 | 2 | | | 0 | 0 | | | | |
| 08:45 | | 2 | 1 | 13 | 5 | 1 | 1 | 4 | 2 | 17 | 7 |
| 09:00 | | 4 | 2 | | | 2 | 1 | | | | |
| 09:15 | | 3 | 1 | | | 1 | 1 | | | | |
| 09:30 | | 1 | 2 | | | 2 | 2 | | | | |
| 09:45 | | 2 | 4 | 10 | 9 | 3 | 0 | 8 | 4 | 18 | 13 |
| 10:00 | | 1 | 2 | | | 2 | 1 | | | | |
| 10:15 | | 4 | 0 | | | 1 | 0 | | | | |
| 10:30 | | 2 | 0 | | | 0 | 1 | | | | |
| 10:45 | | 3 | 1 | 10 | 3 | 1 | 0 | 4 | 2 | 14 | 5 |
| 11:00 | | 0 | 0 | | | 3 | 1 | | | | |
| 11:15 | | 3 | 0 | | | 1 | 0 | | | | |
| 11:30 | | 4 | 1 | | | 0 | 1 | | | | |
| 11:45 | | 2 | 0 | 9 | 1 | 1 | 0 | 5 | 2 | 14 | 3 |
| Total | | 94 | 128 | 94 | 128 | 40 | 63 | 40 | 63 | 134 | 191 |
| Combined Total | | 222 | | 222 | | 103 | | 103 | | 325 | |
| AM Peak | - | 07:15 | - | - | - | 06:45 | - | - | - | - | - |
| Vol. | - | 26 | - | - | - | 9 | - | - | - | - | - |
| P.H.F. | - | 0.722 | - | - | - | 0.563 | - | - | - | - | - |
| PM Peak | - | - | 12:00 | - | - | - | 02:15 | - | - | - | - |
| Vol. | - | - | 20 | - | - | - | 16 | - | - | - | - |
| P.H.F. | - | - | 0.625 | - | - | - | 0.800 | - | - | - | - |
| Percentage | | 42.3% | 57.7% | | | 38.8% | 61.2% | | | | |
| ADT/AADT | | ADT 325 | | AADT 325 | | | | | | | |

Counts Unlimited, Inc.

City of Perris
 Anthirium Avenue
 E/ Murrieta Road
 24 Hour Directional Volume Count

PO Box 1178
 Corona, CA 92878
 Phone: (951) 268-6268
 email: counts@countsunlimited.com

PERMUEAN
 Site Code: 105-17697

| Start Time | 10/18/2017 Wed | Eastbound | | Hour Totals | | Westbound | | Hour Totals | | Combined Totals | |
|-----------------------|-------------------|------------|-----------|-------------|-----------|------------|-----------|-------------|-----------|-----------------|------------|
| | | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon |
| 12:00 | | 0 | 0 | | | 0 | 1 | | | | |
| 12:15 | | 0 | 3 | | | 0 | 2 | | | | |
| 12:30 | | 2 | 1 | | | 0 | 1 | | | | |
| 12:45 | | 1 | 4 | 3 | 8 | 1 | 0 | 1 | 4 | 4 | 12 |
| 01:00 | | 0 | 3 | | | 0 | 1 | | | | |
| 01:15 | | 0 | 2 | | | 0 | 0 | | | | |
| 01:30 | | 0 | 1 | | | 0 | 2 | | | | |
| 01:45 | | 0 | 1 | 0 | 7 | 0 | 3 | 0 | 6 | 0 | 13 |
| 02:00 | | 0 | 2 | | | 0 | 3 | | | | |
| 02:15 | | 0 | 8 | | | 0 | 5 | | | | |
| 02:30 | | 0 | 4 | | | 1 | 3 | | | | |
| 02:45 | | 0 | 6 | 0 | 20 | 0 | 4 | 1 | 15 | 1 | 35 |
| 03:00 | | 0 | 6 | | | 0 | 4 | | | | |
| 03:15 | | 0 | 5 | | | 0 | 1 | | | | |
| 03:30 | | 0 | 3 | | | 0 | 1 | | | | |
| 03:45 | | 1 | 0 | 1 | 14 | 0 | 0 | 0 | 6 | 1 | 20 |
| 04:00 | | 0 | 2 | | | 0 | 4 | | | | |
| 04:15 | | 0 | 2 | | | 0 | 0 | | | | |
| 04:30 | | 0 | 2 | | | 0 | 2 | | | | |
| 04:45 | | 0 | 1 | 0 | 7 | 0 | 2 | 0 | 8 | 0 | 15 |
| 05:00 | | 2 | 1 | | | 1 | 3 | | | | |
| 05:15 | | 0 | 1 | | | 1 | 3 | | | | |
| 05:30 | | 0 | 2 | | | 0 | 1 | | | | |
| 05:45 | | 0 | 2 | 2 | 6 | 0 | 2 | 2 | 9 | 4 | 15 |
| 06:00 | | 2 | 3 | | | 2 | 0 | | | | |
| 06:15 | | 0 | 3 | | | 2 | 0 | | | | |
| 06:30 | | 0 | 2 | | | 1 | 2 | | | | |
| 06:45 | | 1 | 4 | 3 | 12 | 2 | 1 | 7 | 3 | 10 | 15 |
| 07:00 | | 1 | 1 | | | 0 | 0 | | | | |
| 07:15 | | 5 | 3 | | | 4 | 1 | | | | |
| 07:30 | | 7 | 1 | | | 3 | 1 | | | | |
| 07:45 | | 2 | 0 | 15 | 5 | 1 | 0 | 8 | 2 | 23 | 7 |
| 08:00 | | 1 | 0 | | | 1 | 1 | | | | |
| 08:15 | | 2 | 1 | | | 2 | 0 | | | | |
| 08:30 | | 2 | 0 | | | 0 | 0 | | | | |
| 08:45 | | 2 | 0 | 7 | 1 | 1 | 1 | 4 | 2 | 11 | 3 |
| 09:00 | | 0 | 1 | | | 2 | 1 | | | | |
| 09:15 | | 0 | 1 | | | 1 | 1 | | | | |
| 09:30 | | 3 | 2 | | | 2 | 2 | | | | |
| 09:45 | | 1 | 0 | 4 | 4 | 3 | 0 | 8 | 4 | 12 | 8 |
| 10:00 | | 1 | 0 | | | 2 | 1 | | | | |
| 10:15 | | 1 | 0 | | | 1 | 0 | | | | |
| 10:30 | | 1 | 0 | | | 0 | 1 | | | | |
| 10:45 | | 0 | 0 | 3 | 0 | 1 | 0 | 4 | 2 | 7 | 2 |
| 11:00 | | 0 | 0 | | | 3 | 1 | | | | |
| 11:15 | | 1 | 0 | | | 1 | 0 | | | | |
| 11:30 | | 2 | 0 | | | 0 | 1 | | | | |
| 11:45 | | 0 | 0 | 3 | 0 | 1 | 0 | 5 | 2 | 8 | 2 |
| Total | | 41 | 84 | 41 | 84 | 40 | 63 | 40 | 63 | 81 | 147 |
| Combined Total | | 125 | | 125 | | 103 | | 103 | | 228 | |
| AM Peak | - | 07:00 | - | - | - | 06:45 | - | - | - | - | - |
| Vol. | - | 15 | - | - | - | 9 | - | - | - | - | - |
| P.H.F. | - | 0.536 | - | - | - | 0.563 | - | - | - | - | - |
| PM Peak | - | - | 02:15 | - | - | - | 02:15 | - | - | - | - |
| Vol. | - | - | 24 | - | - | - | 18 | - | - | - | - |
| P.H.F. | - | - | 0.750 | - | - | - | 0.800 | - | - | - | - |
| Percentage | | 32.8% | 67.2% | | | 38.8% | 61.2% | | | | |
| ADT/AADT | | ADT 228 | | AADT 228 | | | | | | | |

Appendix B
Speed Surveys

City of Perris
Radar Speed Survey

Location: Murrieta Road
 Between: Anthrium Avenue - Orange Avenue
 Weather: Clear
 Date: 10/18/17
 Time From: 12:00
 Time To: 1:10
 Existing Speed Limit: 25 MPH

% Over Pace: _____ 21%
 % In Pace: _____ 71%
 % Under Pace: _____ 8%
 Average Speed: _____ 33 MPH
 Pace Speed: _____ 27 - 36 MPH
 15th Percentile / Critical Speed: _____ 27 MPH
 50th Percentile / Critical Speed: _____ 31 MPH
 85th Percentile / Critical Speed: _____ 37 MPH

| Speed | Vehicles Surveyed | | TOT. VEH. |
|--------------|-------------------|------------|------------|
| | Northbound | Southbound | |
| 65 | 0 | 0 | 0 |
| 64 | 0 | 0 | 0 |
| 63 | 0 | 0 | 0 |
| 62 | 0 | 0 | 0 |
| 61 | 0 | 0 | 0 |
| 60 | 0 | 0 | 0 |
| 59 | 0 | 0 | 0 |
| 58 | 0 | 0 | 0 |
| 57 | 0 | 0 | 0 |
| 56 | 0 | 0 | 0 |
| 55 | 0 | 0 | 0 |
| 54 | 0 | 0 | 0 |
| 53 | 0 | 0 | 0 |
| 52 | 0 | 0 | 0 |
| 51 | 0 | 0 | 0 |
| 50 | 0 | 0 | 0 |
| 49 | 1 | 0 | 1 |
| 48 | 0 | 0 | 0 |
| 47 | 2 | 0 | 2 |
| 46 | 0 | 0 | 0 |
| 45 | 0 | 0 | 0 |
| 44 | 0 | 0 | 0 |
| 43 | 1 | 1 | 2 |
| 42 | 0 | 0 | 0 |
| 41 | 1 | 0 | 1 |
| 40 | 3 | 1 | 4 |
| 39 | 0 | 2 | 2 |
| 38 | 1 | 3 | 4 |
| 37 | 4 | 1 | 5 |
| 36 | 3 | 2 | 5 |
| 35 | 2 | 2 | 4 |
| 34 | 2 | 3 | 5 |
| 33 | 8 | 5 | 13 |
| 32 | 6 | 5 | 11 |
| 31 | 4 | 2 | 6 |
| 30 | 2 | 4 | 6 |
| 29 | 3 | 2 | 5 |
| 28 | 4 | 5 | 9 |
| 27 | 6 | 6 | 12 |
| 26 | 1 | 2 | 3 |
| 25 | 1 | 1 | 2 |
| 24 | 0 | 1 | 1 |
| 23 | 0 | 1 | 1 |
| 22 | 0 | 1 | 1 |
| 21 | 0 | 0 | 0 |
| 20 | 0 | 0 | 0 |
| 19 | 0 | 0 | 0 |
| 18 | 0 | 0 | 0 |
| 17 | 0 | 0 | 0 |
| 16 | 0 | 0 | 0 |
| 15 | 0 | 0 | 0 |
| Total | 50 | 50 | 100 |



Radar Survey Conducted By:
Counts Unlimited, Inc.
 PO Box 1178
 Corona, CA 92880
 T 951-268-6268 F 951-268-6267

City of Perris Radar Speed Survey

Location: Murrieta Road
Between: Cirrus Avenue - Anthrium Avenue
Weather: Clear
Date: 10/18/17
Time From: 10:40
Time To: 12:00
Existing Speed Limit: 25 MPH

% Over Pace: _____
% In Pace: _____
% Under Pace: _____
Average Speed: _____
Pace Speed: _____

15th Percentile / Critical Speed: _____
50th Percentile / Critical Speed: _____
85th Percentile / Critical Speed: _____

| Speed | Vehicles Surveyed | | Tot. Veh. |
|--------------|-------------------|-----------|------------|
| | NB | SB | |
| 65 | 0 | 0 | 0 |
| 64 | 0 | 0 | 0 |
| 63 | 0 | 0 | 0 |
| 62 | 0 | 0 | 0 |
| 61 | 0 | 0 | 0 |
| 60 | 0 | 0 | 0 |
| 59 | 0 | 0 | 0 |
| 58 | 0 | 0 | 0 |
| 57 | 0 | 0 | 0 |
| 56 | 0 | 0 | 0 |
| 55 | 0 | 0 | 0 |
| 54 | 0 | 0 | 0 |
| 53 | 0 | 0 | 0 |
| 52 | 0 | 0 | 0 |
| 51 | 0 | 0 | 0 |
| 50 | 0 | 0 | 0 |
| 49 | 0 | 1 | 1 |
| 48 | 0 | 0 | 0 |
| 47 | 0 | 0 | 0 |
| 46 | 0 | 1 | 1 |
| 45 | 2 | 0 | 2 |
| 44 | 0 | 0 | 0 |
| 43 | 1 | 2 | 3 |
| 42 | 2 | 1 | 3 |
| 41 | 0 | 2 | 2 |
| 40 | 4 | 1 | 5 |
| 39 | 5 | 1 | 6 |
| 38 | 1 | 2 | 3 |
| 37 | 7 | 1 | 8 |
| 36 | 0 | 2 | 2 |
| 35 | 3 | 3 | 6 |
| 34 | 4 | 2 | 6 |
| 33 | 2 | 4 | 6 |
| 32 | 4 | 5 | 9 |
| 31 | 1 | 4 | 5 |
| 30 | 6 | 7 | 13 |
| 29 | 1 | 4 | 5 |
| 28 | 1 | 2 | 3 |
| 27 | 4 | 4 | 8 |
| 26 | 0 | 1 | 1 |
| 25 | 1 | 0 | 1 |
| 24 | 0 | 0 | 0 |
| 23 | 0 | 0 | 0 |
| 22 | 0 | 0 | 0 |
| 21 | 1 | 0 | 1 |
| 20 | 0 | 0 | 0 |
| 19 | 0 | 0 | 0 |
| 18 | 0 | 0 | 0 |
| 17 | 0 | 0 | 0 |
| 16 | 0 | 0 | 0 |
| 15 | 0 | 0 | 0 |
| Total | 50 | 50 | 100 |



Radar Survey Conducted By:
Counts Unlimited, Inc.
PO Box 1178
Corona, CA 92880
T 951-268-6268 F 951-268-6267

Appendix C
Roadway Conditions

ENGINEERING AND TRAFFIC SURVEY

SPEED STUDY TRAFFIC CONDITIONS FORM

| | | |
|---|------------------------|-----------------------|
| ROADWAY: Murrieta Road | SEGMENT # 1 | DATE: 10/26/2017 |
| LIMITS: b/t Orange Avenue and Anthirium Avenue | | JOB NO.: 0352-2017-11 |
| DIRECTION OF TRAVEL (Circle one): | NB | SB |
| A. Roadway Characteristics | | |
| 1. Total Curb to Curb Street width (feet) | 38' | (1) |
| 2. Number of through travel lanes by direction | 1 | (1) |
| 3. Median Type (P = Painted, R = Raised) | None | (1) |
| 4. On-street parking (Y/N) | Y | (1) |
| 5. Speed limit (mph) | 25 | (1) |
| 6. Surrounding land uses | Residential | (1) |
| 7. Does surrounding land use have direct access | Y | (1) |
| 8. Frequency of driveways (frequent, rare, none) | Frequent | (1) |
| 9. Curb and gutter present | Y | (1) |
| 10. Sidewalks present | Y | (1) |
| 11. Street illumination midblock | Y | (1) |
| 12. Street illumination at intersections | Y | (1) |
| 13. Two-way daily traffic volume (ADT) | 2,012 | (1) |
| 14. Length of segment (miles) | 0.21 | (1) |
| B. Speed Characteristics | | |
| 1. 85th percentile speed (mph) | 37 | (1) |
| 2. Average speed (mph) | 33 | (1) |
| 3. 50th percentile speed (mph) | 31 | (1) |
| 4. Range of speeds (mph) | 22 - 49 | (1) |
| 5. 10 mile per hour pace speed (mph) | 27 - 36 | (1) |
| 6. Percent in 10 miles per hour pace | 71% | (1) |
| C. Accident Analysis for preceding 3 years | | |
| 1. Number of fatal accidents | -- | -- |
| 2. Number of injury accidents | -- | -- |
| 3. Number of property damage only accidents | -- | -- |
| 4. Total number of accidents | 1 | (1) |
| 5. Fatal accident rate per MVMT ¹ | -- | -- |
| 6. Injury accident rate per MVMT ¹ | -- | -- |
| 7. Property damage only accident rate per MVMT ¹ | -- | -- |
| 8. Total accident rate per MVMT ¹ | 0.922 | (1) |
| 9. Is accident rate higher than Caltrans value? (Suburban/Urban value = 2.39/2.21) | N | (1) |
| D. Other Special Conditions | | |
| 1. Crosswalk | -- | (1) |
| 2. School Crosswalk | -- | (1) |
| 3. Vertical Curves | -- | (1) |
| 4. Horizontal Curves | -- | (1) |
| 5. School Speed Zone | -- | (1) |
| 6. Other | Limited sight distance | (1) |
| E. Recommended speed limit (mph) | -- ² | (1) |

Prepared By: Jethro Jay Narciso Reviewed By: Robert Kahn

(1) = Data in left column is for both directions

¹ MVMT = Million Vehicle Miles Traveled

² It is recommended that the speed limit be set after implementing traffic calming measures and updating the Traffic and Engineering Survey. If Murrieta Road between Orange Avenue and Citrus Avenue is re-classified as a local street on the CalTrans/FHWA functional classification maps, then the speed limit would be set to 25 mph, however, the traffic calming measures are still recommended to reduce speeds.

ENGINEERING AND TRAFFIC SURVEY
SPEED STUDY TRAFFIC CONDITIONS FORM

| | | |
|---|-----------------------------|-----------------------|
| ROADWAY: Murrieta Road | SEGMENT # 2 | DATE: 10/26/2017 |
| LIMITS: b/t Antherium Avenue and Citrus Avenue | | JOB NO.: 0352-2017-11 |
| DIRECTION OF TRAVEL (Circle one): | NB | SB |
| A. Roadway Characteristics | | |
| 1. Total Curb to Curb Street width (feet) | 38' | (1) |
| 2. Number of through travel lanes by direction | 1 | (1) |
| 3. Median Type (P = Painted, R = Raised) | None | (1) |
| 4. On-street parking (Y/N) | Y | (1) |
| 5. Speed limit (mph) | 25 | (1) |
| 6. Surrounding land uses | Residential | (1) |
| 7. Does surrounding land use have direct access | Y | (1) |
| 8. Frequency of driveways (frequent, rare, none) | Frequent | (1) |
| 9. Curb and gutter present | Y | (1) |
| 10. Sidewalks present | Y | (1) |
| 11. Street illumination midblock | Y | (1) |
| 12. Street illumination at intersections | Y | (1) |
| 13. Two-way daily traffic volume (ADT) | 1,950 | (1) |
| 14. Length of segment (miles) | 0.29 | (1) |
| B. Speed Characteristics | | |
| 1. 85th percentile speed (mph) | 39 | (1) |
| 2. Average speed (mph) | 34 | (1) |
| 3. 50th percentile speed (mph) | 32 | (1) |
| 4. Range of speeds (mph) | 21 - 49 | (1) |
| 5. 10 mile per hour pace speed (mph) | 30 - 39 | (1) |
| 6. Percent in 10 miles per hour pace | 64% | (1) |
| C. Accident Analysis for preceding 3 years | | |
| 1. Number of fatal accidents | -- | -- |
| 2. Number of injury accidents | -- | -- |
| 3. Number of property damage only accidents | -- | -- |
| 4. Total number of accidents | 1 | (1) |
| 5. Fatal accident rate per MVMT ¹ | -- | -- |
| 6. Injury accident rate per MVMT ¹ | -- | -- |
| 7. Property damage only accident rate per MVMT ¹ | -- | -- |
| 8. Total accident rate per MVMT ¹ | 0.922 | (1) |
| 9. Is accident rate higher than Caltrans value? (Suburban/Urban value = 2.39/2.21) | N | (1) |
| D. Other Special Conditions | | |
| 1. Crosswalk | -- | (1) |
| 2. School Crosswalk | -- | (1) |
| 3. Vertical Curves | -- | (1) |
| 4. Horizontal Curves | -- | (1) |
| 5. School Speed Zone | -- | (1) |
| 6. Other | Limited sight distance, dip | (1) |
| E. Recommended speed limit (mph) | -- ² | (1) |

Prepared By: Jethro Jay Narciso

Reviewed By: Robert Kahn

(1) = Data in left column is for both directions

¹ MVMT = Million Vehicle Miles Traveled

² It is recommended that the speed limit be set after implementing traffic calming measures and updating the Traffic and Engineering Survey. If Murrieta Road between Orange Avenue and Citrus Avenue is re-classified as a local street on the CalTrans/FHWA functional classification maps, then the speed limit would be set to 25 mph, however, the traffic calming measures are still recommended to reduce speeds.

Appendix D
Excerpt of the 2013 Collision Data on California State Highways Publication
(by CalTrans)

**2013 Collision Data
on California State
Highways** (road miles,
travel, collisions,
collision rates)



Accident Rate Calculator for Roadway Segments

Location:

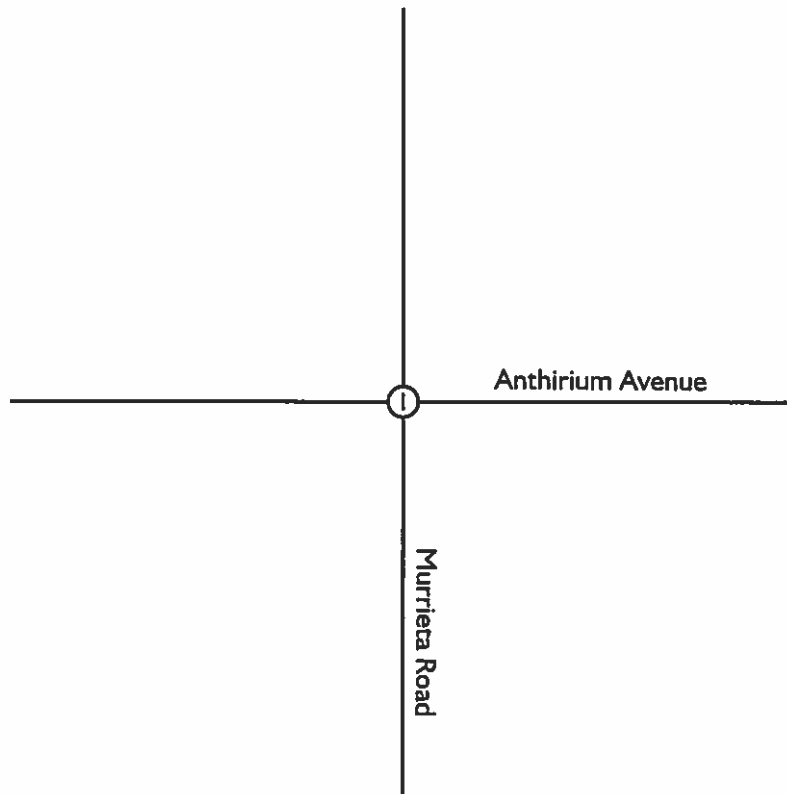
| | | | |
|------------------------|-------|--|--|
| Number of Accidents: | 1 | | |
| | | | |
| Average Daily Traffic: | 1,981 | | |
| | | | |
| Number of Months: | 36 | | |
| | | | |
| Segment Length: | 0.500 | | |
| | | | |
| Accident Rate: | 0.922 | | |
| per Million | | | |
| Vehicle Miles | | | |

3/3/2016

BASIC AVERAGE ACCIDENT RATE TABLE FOR HIGHWAYS

| RATE GROUP | BASE RATE | + ADT FACTOR | PCT FAT | PCT INJ | PCT F+I | HIGHWAY TYPE | TERRAIN OR ADT | DESIGN SPEED | AREA | ACC COSTS (\$1,000) | |
|------------|-----------|--------------|---------|---------|---------|------------------------------|----------------|--------------|----------|---------------------|-------|
| | | | | | | | | | | F+I | ALL |
| H 01 | 0.82 | 0.35000 | 2.4 | 40.1 | 42.5 | CONVENTIONAL 2 LANES OR LESS | FLAT | <=55 | RURAL | 772.9 | 334.8 |
| H 02 | 0.65 | 0.35000 | 2.5 | 40.0 | 42.5 | CONVENTIONAL 2 LANES OR LESS | FLAT | >55 | RURAL | 796.6 | 344.9 |
| H 03 | 1.14 | 0.35000 | 2.2 | 44.8 | 47.0 | CONVENTIONAL 2 LANES OR LESS | ROLL | <=55 | RURAL | 675.6 | 323.4 |
| H 04 | 0.60 | 0.35000 | 2.7 | 41.7 | 44.4 | CONVENTIONAL 2 LANES OR LESS | ROLL | >55 | RURAL | 816.7 | 368.7 |
| H 05 | 1.41 | 0.40000 | 2.2 | 47.8 | 50.0 | CONVENTIONAL 2 LANES OR LESS | MTN | <=55 | RURAL | 647.3 | 329.2 |
| H 06 | 0.89 | 0.40000 | 2.5 | 42.4 | 44.9 | CONVENTIONAL 2 LANES OR LESS | MTN | >55 | RURAL | 765.0 | 349.5 |
| H 07 | 2.39 | 0.00000 | 0.6 | 37.1 | 37.7 | CONVENTIONAL 2 LANES OR LESS | | <45 | SUBURBAN | 356.5 | 141.3 |
| H 08 | 1.32 | 0.00000 | 1.2 | 41.1 | 42.3 | CONVENTIONAL 2 LANES OR LESS | | 45-55 | SUBURBAN | 485.3 | 211.6 |
| H 09 | 1.09 | 0.00000 | 1.0 | 39.3 | 40.3 | CONVENTIONAL 2 LANES OR LESS | | >55 | SUBURBAN | 448.6 | 187.3 |
| H 10 | 2.21 | 0.00000 | 0.8 | 36.6 | 37.4 | CONVENTIONAL 2 LANES OR LESS | | <45 | URBAN | 389.9 | 152.7 |
| H 11 | 1.29 | 0.00000 | 1.0 | 41.2 | 42.2 | CONVENTIONAL 2 LANES OR LESS | | >=45 | URBAN | 412.0 | 180.2 |
| H 12 | 1.05 | 0.00000 | 2.7 | 42.7 | 45.4 | CONVENTIONAL 3 LANES | | | RURAL | 803.2 | 370.6 |
| H 13 | 1.16 | 0.00000 | 2.4 | 39.5 | 41.9 | CONVENTIONAL 3 LANES | | | SUBURBAN | 784.2 | 335.0 |
| H 14 | 1.57 | 0.00000 | 0.8 | 37.9 | 38.7 | CONVENTIONAL 3 LANES | | | URBAN | 383.1 | 155.0 |
| H 15 | 0.51 | 0.00000 | 1.2 | 36.1 | 37.3 | EXPRESSWAY 3 LANES OR LESS | FLAT | | RURAL | 528.1 | 203.9 |
| H 16 | 0.51 | 0.00000 | 3.3 | 38.6 | 41.9 | EXPRESSWAY 3 LANES OR LESS | ROLL | | RURAL | 997.5 | 424.3 |
| H 17 | 0.86 | 0.00000 | 2.8 | 38.4 | 41.2 | EXPRESSWAY 3 LANES OR LESS | MTN | | RURAL | 888.7 | 372.6 |
| H 18 | 0.80 | 0.00000 | 2.0 | 43.1 | 45.1 | EXPRESSWAY 3 LANES OR LESS | | <=55 | SUBURBAN | 650.5 | 299.4 |
| H 19 | 0.80 | 0.00000 | 1.0 | 39.0 | 40.0 | EXPRESSWAY 3 LANES OR LESS | | >55 | SUBURBAN | 450.5 | 186.8 |
| H 20 | 0.04 | 0.00000 | 1.5 | 55.2 | 56.7 | EXPRESSWAY 3 LANES OR LESS | | | URBAN | 438.5 | 253.4 |
| H 21 | 1.18 | 0.00000 | 2.7 | 37.7 | 40.4 | UNDIVIDED 4 LANES | FLAT | | RURAL | 877.3 | 361.0 |
| H 22 | 1.15 | 0.00000 | 1.4 | 39.7 | 41.1 | UNDIVIDED 4 LANES | ROLL/MTN | | RURAL | 547.2 | 231.4 |
| H 23 | 1.83 | 0.00000 | 1.0 | 33.5 | 34.5 | UNDIVIDED 4 LANES | | <=55 | SUBURBAN | 491.7 | 176.8 |
| H 24 | 1.72 | 0.00000 | 1.1 | 43.4 | 44.5 | UNDIVIDED 4 LANES | | >55 | SUBURBAN | 447.6 | 205.3 |
| H 25 | 2.04 | 0.00000 | 0.7 | 41.2 | 41.9 | UNDIVIDED 4 LANES | | <45 | URBAN | 345.1 | 151.0 |
| H 26 | 1.92 | 0.00000 | 0.9 | 41.4 | 42.3 | UNDIVIDED 4 LANES | | >=45 | URBAN | 388.9 | 170.8 |
| H 27 | 0.55 | 0.00000 | 2.0 | 37.0 | 39.0 | UNDIVIDED 5-6 LANES | FLAT | | RURAL | 720.7 | 287.8 |
| H 28 | 0.55 | 0.00000 | 3.6 | 46.4 | 50.0 | UNDIVIDED 5-6 LANES | ROLL/MTN | | RURAL | 929.4 | 470.2 |
| H 29 | 0.20 | 0.00000 | 3.1 | 39.8 | 42.9 | UNDIVIDED 5-6 LANES | | <=55 | SUBURBAN | 939.1 | 409.2 |
| H 30 | 0.20 | 0.00000 | 1.0 | 32.8 | 33.8 | UNDIVIDED 5-6 LANES | | >55 | SUBURBAN | 497.9 | 175.6 |
| H 31 | 4.74 | 0.00000 | 1.0 | 17.1 | 18.1 | UNDIVIDED 5-6 LANES | | <45 | URBAN | 714.3 | 138.3 |
| H 32 | 1.07 | 0.00000 | 0.4 | 33.6 | 34.0 | UNDIVIDED 5-6 LANES | | | URBAN | 297.7 | 108.5 |

MURRIETA ROAD AT ANTHIRIUM AVENUE ALL-WAY STOP WARRANT ANALYSIS City of Perris, California



October 31, 2017

Mr. Habib Motlagh
CITY OF PERRIS
24 South D Street, Suite 100
Perris, CA 92570

**Subject: Murrieta Road at Anthirium Avenue All-Way Stop Warrant Analysis,
City of Perris**

Dear Mr. Motlagh:

Introduction

RK ENGINEERING GROUP, INC. (RK) is pleased to submit this review of the Murrieta Road at Anthirium Avenue intersection in the City of Perris. The analysis location is shown in Exhibit A. Photographs of the intersection are included in Appendix A.

The purpose of this analysis is to develop recommendations to further improve current and future operations at the intersection. The analysis will determine if the existing intersection meets the warrants for an all-way stop based upon existing conditions. The recommended improvements are included in the *Conclusions* section of this report.

Existing Conditions

The location of the intersection is shown in Exhibit A. The intersection of Murrieta Road at Anthirium Avenue is currently cross-street stop-controlled in the east-west direction on the minor street approach of Anthirium Avenue.

Murrieta Road is a two-lane undivided collector roadway and Placentia is a two-lane undivided local roadway. Exhibit B illustrates the existing traffic control and travel lanes at the intersection.

Existing traffic volumes and pedestrian volumes for the study intersection were compiled for RK in October 2017. The vehicle and pedestrian traffic count worksheets are included in Appendix B. Existing vehicle volumes are included on Exhibit C. A summary of the hourly traffic counts is included in Table 1.

Existing speed surveys for Murrieta Road in the vicinity of the study intersection were collected for RK in October 2017. The speed survey worksheets are included in Appendix C. The existing 85th percentile speed Murrieta Road is 37 miles per hour north of Anthirium Avenue and 39 miles per hour south of Anthirium Avenue. It should be noted that the

posted speed limit on Murrieta Road is 25 miles per hour. Murrieta Road is classified as a collector roadway on the City's Circulation Plan and on the CalTrans/FHWA Functional Classification Maps. RK is also preparing a separate engineering and traffic survey analyzing the speed and roadway conditions of Murrieta Road between Citrus Avenue and Orange Avenue in the City of Perris.

RK has obtained collision data from the California Highway Patrol for 2014, 2015, 2016, and 2017. According to the collision data, there have been no reported collisions in 2014, 2016, or 2017 within 250 feet of the intersection of Murrieta Road at Anthirium Avenue. However, in 2015, there was one (1) reported collision within 250 feet of the study intersection due to unsafe speeds. A copy of the data for this particular collision is included in Appendix D. A full copy of the collision data is included in RK's files.

All-Way Stop Warrant

The intersection of Murrieta Road at Anthirium Avenue has been evaluated for all-way stop warrants using the rural conditions criteria of the California Manual of Uniform Traffic Control Devices (CA MUTCD) standards. A copy of the CA MUTCD all-way stop warrant conditions is included in Appendix E. An all-way stop warrants worksheet is provided in Appendix F.

The following criteria are applicable for this analysis:

- Traffic signal warranted
- Collisions
- Minimum volumes
- 80% of collision criteria and minimum volume
- The need to control left-turn conflicts
- The need to control vehicle/pedestrian conflicts
- Sight distance constraints
- An intersection of two (2) residential neighborhood collector streets

The specific CA MUTCD All-Way Stop Warrants have been tabulated and listed below:

CA MUTCD All-Way Stop Warrants

| Warrant | Description | Results |
|-------------------|----------------------------|------------------|
| A | Traffic Signal Warranted | Does Not Satisfy |
| B | Collisions | Does Not Satisfy |
| C | Minimum Volumes | Does Not Satisfy |
| D | Combination Minimum Values | Does Not Satisfy |
| Optional Warrants | Other Criteria | Does Not Satisfy |

Warrant A

Warrant A states that an all-way stop could be implemented as an interim measure when traffic signals are warranted. Because a traffic signal is not warranted, the intersection does not satisfy Warrant A.

Warrant B

To satisfy this warrant, there must be five (5) or more collisions that are correctable by an all-way stop. RK has obtained collision data from the California Highway Patrol for 2014, 2015, 2016 and 2017. According to the collision data, there have been no collisions in 2014, 2016, or 2017 within 250 feet of the intersection of Murrieta Road at Anthirium Avenue. However, in 2015, there was one (1) collision within 250 feet of the study intersection. Therefore, Warrant B has not been met. Collision data worksheets are included in RK's files.

Warrant C

The intersection does not meet the minimum traffic volume requirements for any of the three sub-criteria for this warrant. Therefore, the intersection does not satisfy Warrant C.

Warrant D

Where no single criterion is satisfied, but where Criteria B, C.1, and C.2 are all satisfied to 80% of the minimum values, then Warrant D would be satisfied. The intersection is unable to satisfy Warrant D.

Optional Warrants E, F, G, H

This category offers other criteria that an engineer may consider in justifying an all-way stop condition. None of the four (4) criteria was satisfied per RK Engineering Group's judgment.

Sight distance at the intersection of Murrieta Road at Anthirium Avenue was analyzed as part of this review. The County of Riverside's standard for intersection corner sight distance for public streets with a 35 mph design speed is 385 feet, as shown in Appendix G. As previously stated, the design speed on Murrieta Road is 35 miles per hour.

As part of the analysis, a sight line is developed and a "limited use area" is created which designates an area between the edge of pavement and the driver's line of sight. This area prohibits obstructions in order to maintain adequate sight distance at the intersection. The Riverside County standard states that the "limited use area (shall be) kept clear of all

obstructions over 2.5 feet high, including vegetation. No trees, walls, or any obstructions shall be allowed in the limited use area.”

Sight distance is not restricted below the 385-foot requirement in all directions. Therefore, an all-way stop is not recommended based upon sight distance restrictions. There are some trees on the east side of Murrieta Road north and south of Anthirium Avenue that should be trimmed by the City.

Traffic Signal Warrant Analysis

The intersection of Murrieta Road at Anthirium Avenue has been evaluated for peak hour traffic signal warrants using the Caltrans traffic signal warrants criteria.

The traffic signal warrants worksheets are included in Appendix H. Based upon the Caltrans criteria, a traffic signal is not warranted at the intersection of Murrieta Road at Anthirium Avenue.

Conclusions

The intersection of Murrieta Road at Anthirium Avenue does not meet the warrants for an all-way stop, based upon the CA MUTCD standards. Therefore, an all-way stop is not recommended at the intersection of Murrieta Road and Anthirium Avenue.

The following items are recommended for this intersection. Recommendations from this study are included in Exhibit D.


1. In lieu of an all-way stop, traffic calming measures are recommended at the intersection of Murrieta Road and Anthirium Avenue, and along Murrieta Road from Orange Avenue to Citrus Avenue. Traffic calming devices north and south of the intersection along Murrieta Road to be considered include: roadway striping to narrow the travel lanes, bulb-outs at the intersection, radar feedback signs, and/or speed humps or cushions.
2. A mini-roundabout is recommended at the intersection of Murrieta Road at Anthirium Avenue. A mini-roundabout at the intersection of Murrieta Road at Cornflower Way also can be considered, but it would require losing some existing parking along Murrieta Road. An example of a mini roundabout is shown on Exhibit E and a conceptual layout for a mini-roundabout at Murrieta Road at Anthirium Avenue is shown on Exhibit F.
3. Traffic calming striping is recommended along Murrieta Road from Orange Avenue to Citrus Avenue. This would include a centerline stripe and white edge line stripe eight feet from the east and west curb faces along Murrieta Avenue.

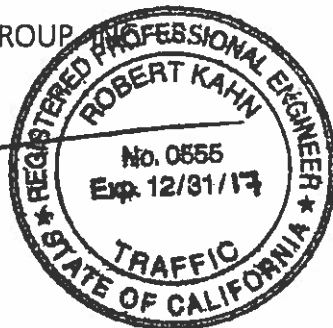
4. The City should consider similar traffic calming measures for Murrieta Avenue south of Citrus Avenue.
5. Conduct a follow-up Engineering and Traffic Survey on Murrieta Road from Orange Avenue to Citrus Avenue after the traffic calming has been completed.
6. Trim and maintain existing foliage on the eastside of Murrieta Road north and south of Anthirium Avenue to maintain sight distance at the intersection. Monitor sight distance for obstructions in the future.
7. Monitor the need for an all-way stop or traffic signal in the future.

It is recommended that the intersection be monitored annually for an increase in traffic volumes and sufficient sight distance. With additional area growth and other development in the area, all-way stop or traffic signal warrants could be met in the future.

RK Engineering Group, Inc. is pleased to provide this all-way stop warrant analysis for the intersection of Murrieta Road at Anthirium Avenue in the City of Perris. If you have any questions regarding this analysis or need further review, please do not hesitate to call us at (949) 474-0809.

Sincerely,
RK ENGINEERING GROUP


Robert Kahn, P.E.
Founding Principal

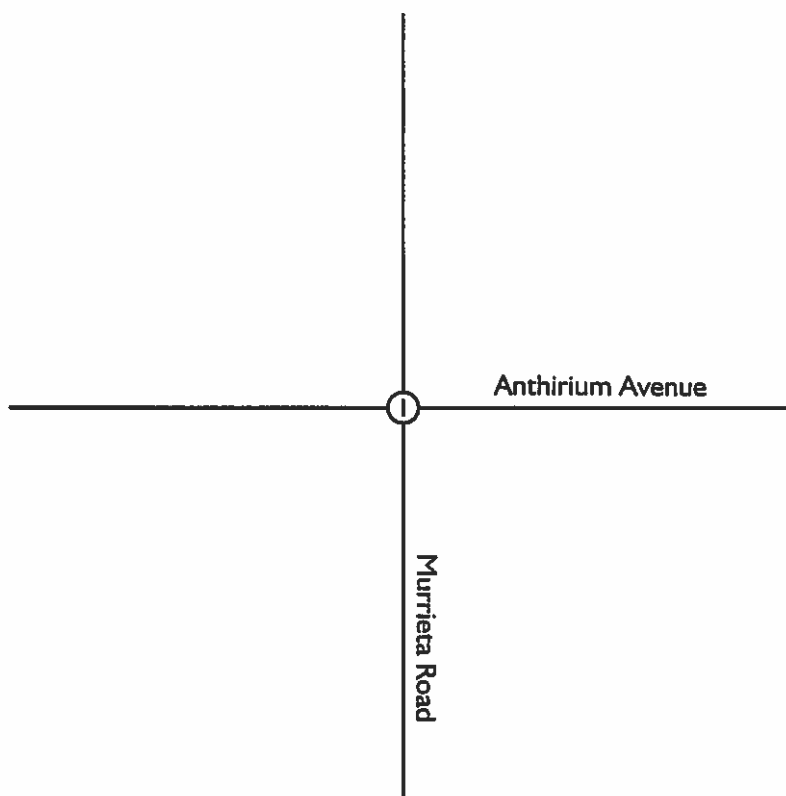



Allison Goedecke, M.B.A.
Senior Transportation Planner

Attachments

Exhibits

Exhibit A
Location Map

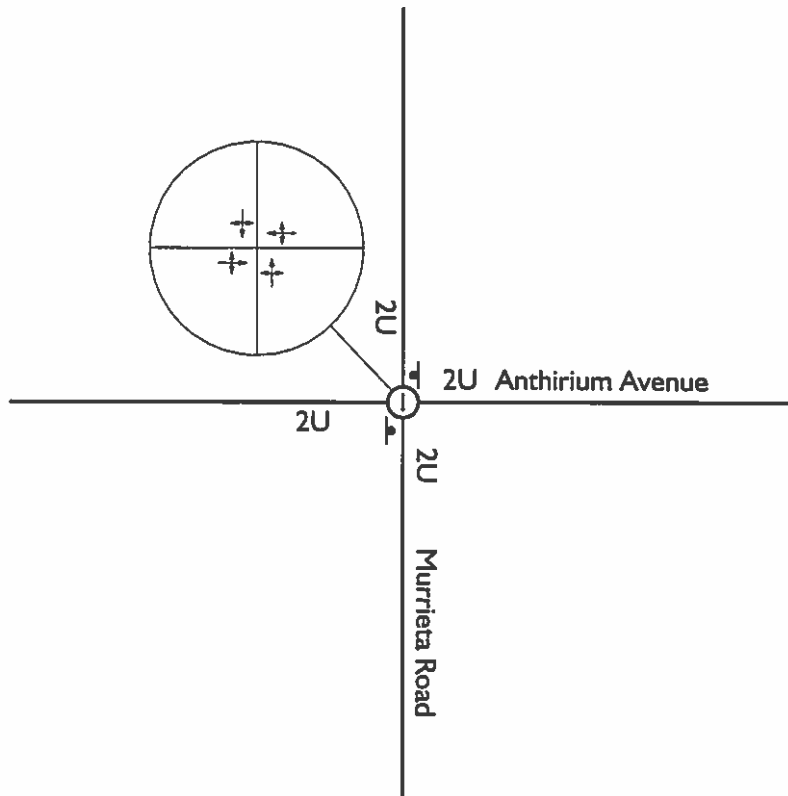


Legend:

① = Study Area Intersection



Exhibit B Existing Traffic Controls and Lane Geometry

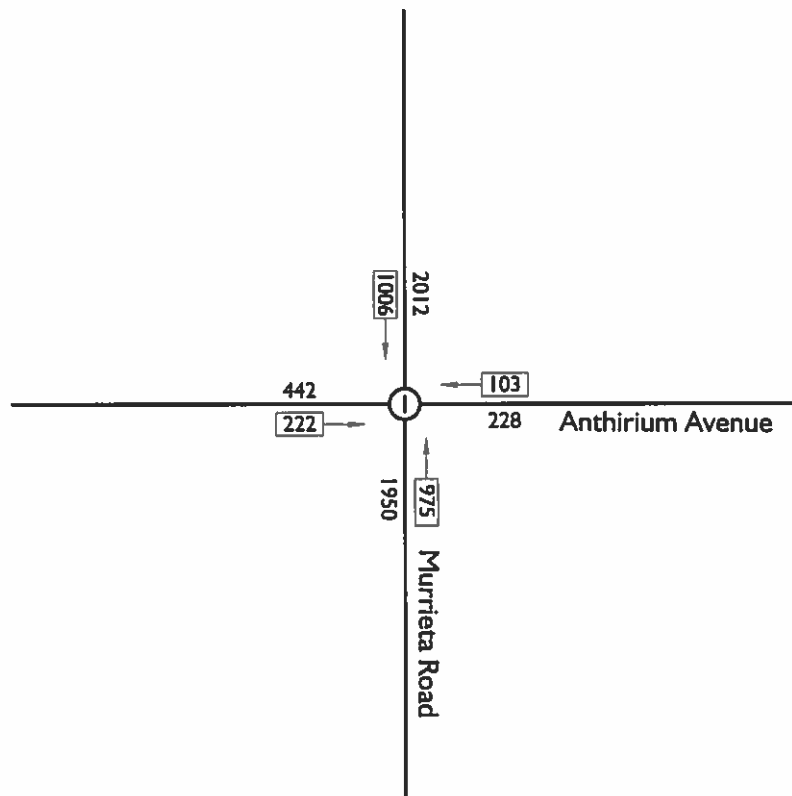


Legend:

- ⊙ = Study Area Intersection
- ⌄ = Stop Sign
- 4 = Number of Lanes
- U = Undivided



Exhibit C Existing Traffic Volumes



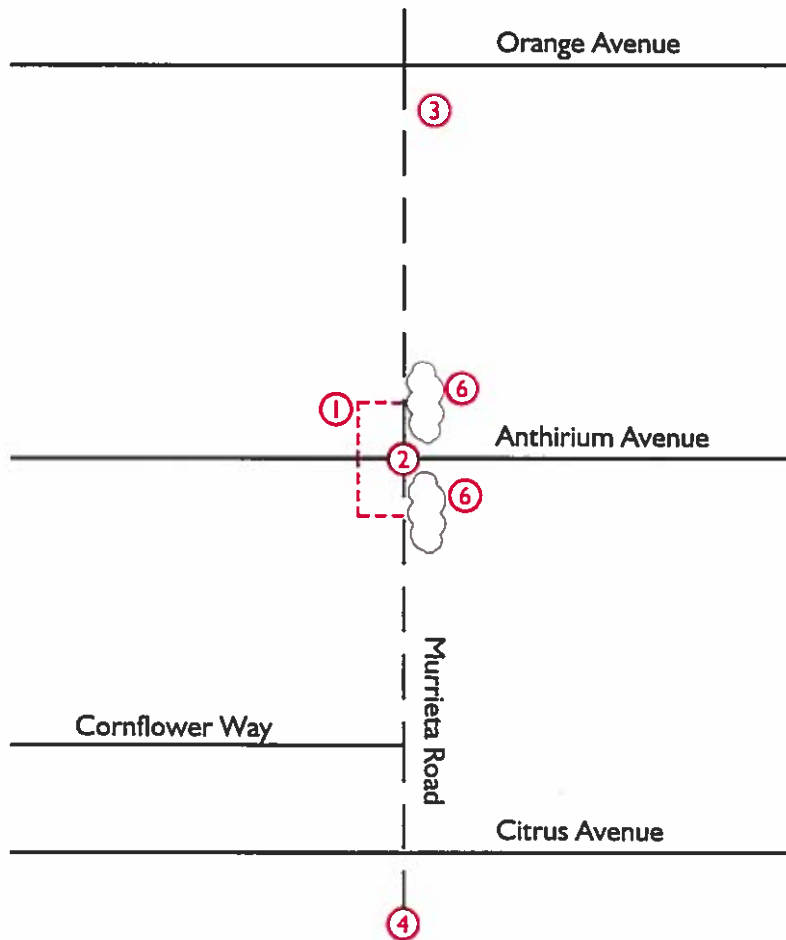
Legend:

- ① = Study Area Intersection
- 972 = 1-Way ADT
- 972 = 2-Way ADT



Exhibit D Recommendations

| Recommended Mitigation Measures | |
|---|--|
| <ol style="list-style-type: none"> 1. In lieu of an all-way stop, traffic calming measures are recommended at the intersection of Murrieta Road and Anthirium Avenue, and along Murrieta Road from Orange Avenue to Citrus Avenue. Traffic calming devices north and south of the intersection along Murrieta Road to be considered include: roadway striping to narrow the travel lanes, bulb-outs at the intersection, radar feedback signs, and/or speed humps or cushions. 2. A mini-roundabout is recommended at the intersection of Murrieta Road at Anthirium Avenue. An example of a mini roundabout is shown on Exhibit E and a conceptual layout for mini-roundabouts on Murrieta Road is shown on Exhibit F. | <ol style="list-style-type: none"> 3. Traffic calming striping is recommended along Murrieta Road from Orange Avenue to Citrus Avenue. This would include a centerline stripe and white edge line stripe eight feet from the east and west curb faces along Murrieta Avenue. 4. The City should consider similar traffic calming measures for Murrieta Avenue south of Citrus Avenue. 5. Conduct a follow-up Engineering and Traffic Survey on Murrieta Road from Orange Avenue to Citrus Avenue after the traffic calming has been completed. 6. Continue to trim and maintain existing foliage to maintain sight distance at the intersection of Murrieta Road at Anthirium Avenue. Monitor sight distance for obstructions in the future. 7. Monitor the need for an all-way stop or traffic signal in the future. |



Legend:

① = Recommendations



Exhibit E
Example of Mini Roundabout Design

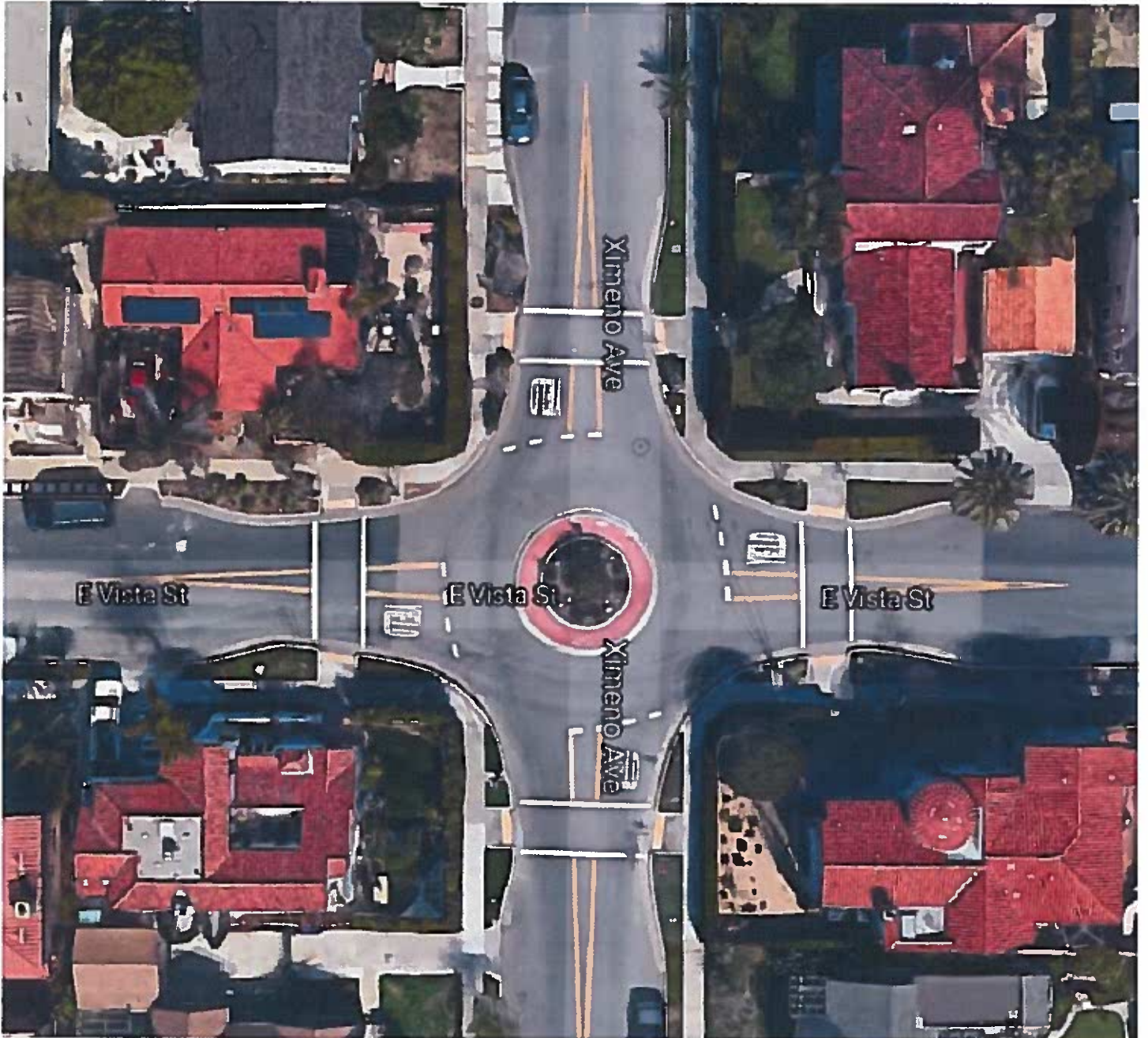


Exhibit F
Conceptual Layout



Legend:

- Caltrans Detail 37, Double Yellow Stripe
- Caltrans Detail 37B, Right Edge Line Stripe

Tables

HOURLY TRAFFIC COUNTS
Murrieta Road @ Anthirium Avenue

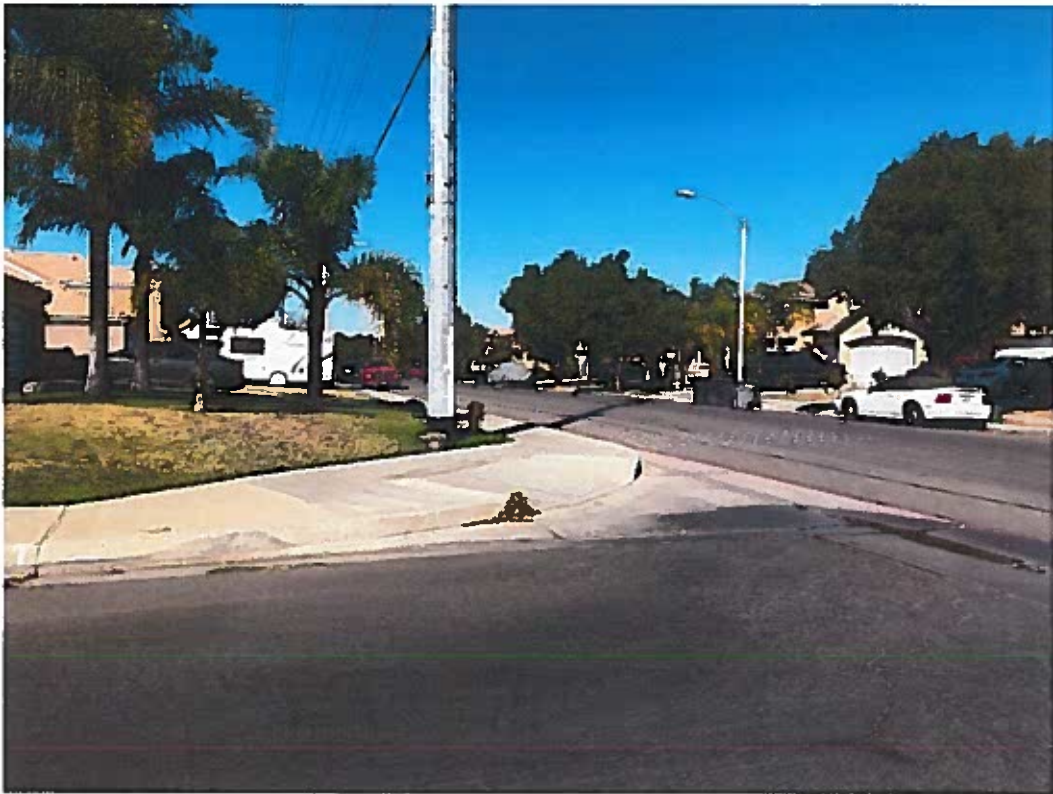
| END TIME | NB | SB | SUBTOTAL NB + SB | EB | WB | SUBTOTAL EB + WB | GRAND TOTAL |
|--------------|------------|-------------|---------------------|------------|------------|---------------------|----------------|
| | | | | | | | |
| 1 | 5 | 10 | 15 | 2 | 1 | 3 | 18 |
| 2 | 3 | 3 | 6 | 2 | 0 | 2 | 8 |
| 3 | 3 | 3 | 6 | 0 | 1 | 1 | 7 |
| 4 | 8 | 5 | 13 | 3 | 0 | 3 | 16 |
| 5 | 16 | 12 | 28 | 5 | 0 | 5 | 33 |
| 6 | 18 | 9 | 27 | 7 | 2 | 9 | 36 |
| 7 | 30 | 18 | 48 | 11 | 7 | 18 | 66 |
| 8 | 98 | 91 | 189 | 22 | 8 | 30 | 219 |
| 9 | 36 | 49 | 85 | 13 | 4 | 17 | 102 |
| 10 | 76 | 100 | 176 | 10 | 8 | 18 | 194 |
| 11 | 27 | 35 | 62 | 10 | 4 | 14 | 76 |
| 12 NOON | 39 | 33 | 72 | 9 | 5 | 14 | 86 |
| 1 | 78 | 70 | 148 | 20 | 4 | 24 | 172 |
| 2 | 52 | 58 | 110 | 11 | 6 | 17 | 127 |
| 3 | 60 | 55 | 115 | 12 | 15 | 27 | 142 |
| 4 | 67 | 105 | 172 | 15 | 6 | 21 | 193 |
| 5 | 64 | 61 | 125 | 13 | 8 | 21 | 146 |
| 6 | 77 | 74 | 151 | 11 | 9 | 20 | 171 |
| 7 | 71 | 65 | 136 | 17 | 3 | 20 | 156 |
| 8 | 49 | 42 | 91 | 11 | 2 | 13 | 104 |
| 9 | 31 | 39 | 70 | 5 | 2 | 7 | 77 |
| 10 | 35 | 29 | 64 | 9 | 4 | 13 | 77 |
| 11 | 18 | 20 | 38 | 3 | 2 | 5 | 43 |
| 12 | 14 | 20 | 34 | 1 | 2 | 3 | 37 |
| TOTAL | 975 | 1006 | 1981 | 222 | 103 | 325 | 2306 |

Appendices

Appendix A

Photographs







Appendix B

Vehicle Counts

Counts Unlimited, Inc.

City of Perris
 N/S: Murrieta Road
 E/W: Anthrium Avenue
 24 Hour Entering Volume Count

PO Box 1178
 Corona, CA 92878
 Phone: (951) 268-6268
 email: counts@countsunlimited.com

PERMUANNS
 Site Code: 105-17697

| Start Time | 10/18/2017 Wed | Northbound | | Hour Totals | | Southbound | | Hour Totals | | Combined Totals | |
|-----------------------|-------------------|------------|------------|-------------|------------|-------------|------------|-------------|------------|-----------------|-------------|
| | | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon |
| 12:00 | | 1 | 19 | | | 2 | 8 | | | | |
| 12:15 | | 1 | 18 | | | 1 | 8 | | | | |
| 12:30 | | 2 | 24 | | | 5 | 27 | | | | |
| 12:45 | | 1 | 17 | 5 | 78 | 2 | 27 | 10 | 70 | 15 | 148 |
| 01:00 | | 1 | 14 | | | 1 | 16 | | | | |
| 01:15 | | 0 | 14 | | | 0 | 15 | | | | |
| 01:30 | | 1 | 13 | | | 1 | 15 | | | | |
| 01:45 | | 1 | 11 | 3 | 52 | 1 | 12 | 3 | 58 | 6 | 110 |
| 02:00 | | 0 | 8 | | | 0 | 13 | | | | |
| 02:15 | | 2 | 23 | | | 1 | 12 | | | | |
| 02:30 | | 1 | 11 | | | 1 | 13 | | | | |
| 02:45 | | 0 | 18 | 3 | 60 | 1 | 17 | 3 | 55 | 6 | 115 |
| 03:00 | | 1 | 21 | | | 0 | 38 | | | | |
| 03:15 | | 2 | 20 | | | 0 | 29 | | | | |
| 03:30 | | 3 | 11 | | | 2 | 20 | | | | |
| 03:45 | | 2 | 15 | 8 | 67 | 3 | 18 | 5 | 105 | 13 | 172 |
| 04:00 | | 3 | 19 | | | 2 | 18 | | | | |
| 04:15 | | 1 | 10 | | | 2 | 19 | | | | |
| 04:30 | | 8 | 19 | | | 3 | 12 | | | | |
| 04:45 | | 4 | 16 | 16 | 64 | 5 | 12 | 12 | 61 | 28 | 125 |
| 05:00 | | 2 | 26 | | | 2 | 23 | | | | |
| 05:15 | | 4 | 15 | | | 3 | 12 | | | | |
| 05:30 | | 8 | 17 | | | 4 | 19 | | | | |
| 05:45 | | 4 | 19 | 18 | 77 | 0 | 20 | 9 | 74 | 27 | 151 |
| 06:00 | | 4 | 16 | | | 2 | 21 | | | | |
| 06:15 | | 5 | 16 | | | 4 | 19 | | | | |
| 06:30 | | 8 | 27 | | | 5 | 12 | | | | |
| 06:45 | | 13 | 12 | 30 | 71 | 7 | 13 | 18 | 65 | 48 | 136 |
| 07:00 | | 19 | 13 | | | 15 | 18 | | | | |
| 07:15 | | 20 | 15 | | | 17 | 7 | | | | |
| 07:30 | | 34 | 15 | | | 28 | 8 | | | | |
| 07:45 | | 25 | 6 | 98 | 49 | 31 | 11 | 91 | 42 | 189 | 91 |
| 08:00 | | 11 | 8 | | | 23 | 9 | | | | |
| 08:15 | | 9 | 9 | | | 9 | 10 | | | | |
| 08:30 | | 8 | 6 | | | 11 | 10 | | | | |
| 08:45 | | 8 | 8 | 36 | 31 | 6 | 10 | 49 | 39 | 85 | 70 |
| 09:00 | | 15 | 8 | | | 12 | 9 | | | | |
| 09:15 | | 27 | 14 | | | 23 | 9 | | | | |
| 09:30 | | 21 | 11 | | | 40 | 8 | | | | |
| 09:45 | | 13 | 2 | 76 | 35 | 25 | 3 | 100 | 29 | 176 | 64 |
| 10:00 | | 6 | 5 | | | 9 | 9 | | | | |
| 10:15 | | 8 | 4 | | | 5 | 4 | | | | |
| 10:30 | | 4 | 5 | | | 10 | 4 | | | | |
| 10:45 | | 9 | 4 | 27 | 16 | 11 | 3 | 35 | 20 | 62 | 38 |
| 11:00 | | 9 | 4 | | | 9 | 5 | | | | |
| 11:15 | | 8 | 3 | | | 5 | 5 | | | | |
| 11:30 | | 12 | 3 | | | 8 | 7 | | | | |
| 11:45 | | 10 | 4 | 39 | 14 | 11 | 3 | 33 | 20 | 72 | 34 |
| Total | | 359 | 616 | 359 | 616 | 368 | 638 | 368 | 638 | 727 | 1254 |
| Combined Total | | 975 | | 975 | | 1006 | | 1006 | | 1981 | |
| AM Peak | - | 07:00 | - | - | - | 09:00 | - | - | - | - | - |
| Vol. | - | 98 | - | - | - | 100 | - | - | - | - | - |
| P.H.F. | - | 0.721 | - | - | - | 0.625 | - | - | - | - | - |
| PM Peak | - | - | 12:00 | - | - | - | 03:00 | - | - | - | - |
| Vol. | - | - | 78 | - | - | - | 105 | - | - | - | - |
| P.H.F. | - | - | 0.813 | - | - | - | 0.691 | - | - | - | - |
| Percentage | | 36.8% | 63.2% | | | 36.6% | 63.4% | | | | |
| ADT/AADT | | ADT 1,981 | | AADT 1,981 | | | | | | | |

Counts Unlimited, Inc.

City of Perris
 Anthirium Avenue
 E/ Murrieta Road
 24 Hour Directional Volume Count

PO Box 1178
 Corona, CA 92878
 Phone: (951) 268-6268
 email: counts@countsunlimited.com

PERMUEAN
 Site Code: 105-17697

| Start Time | 10/18/2017 Wed | Eastbound | | Hour Totals | | Westbound | | Hour Totals | | Combined Totals | |
|-----------------------|-------------------|------------|-----------|-------------|-----------|------------|-----------|-------------|-----------|-----------------|------------|
| | | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon | Morning | Afternoon |
| 12:00 | | 0 | 0 | | | 0 | 1 | | | | |
| 12:15 | | 0 | 3 | | | 0 | 2 | | | | |
| 12:30 | | 2 | 1 | | | 0 | 1 | | | | |
| 12:45 | | 1 | 4 | 3 | 8 | 1 | 0 | 1 | 4 | 4 | 12 |
| 01:00 | | 0 | 3 | | | 0 | 1 | | | | |
| 01:15 | | 0 | 2 | | | 0 | 0 | | | | |
| 01:30 | | 0 | 1 | | | 0 | 2 | | | | |
| 01:45 | | 0 | 1 | 0 | 7 | 0 | 3 | 0 | 6 | 0 | 13 |
| 02:00 | | 0 | 2 | | | 0 | 3 | | | | |
| 02:15 | | 0 | 8 | | | 0 | 5 | | | | |
| 02:30 | | 0 | 4 | | | 1 | 3 | | | | |
| 02:45 | | 0 | 6 | 0 | 20 | 0 | 4 | 1 | 15 | 1 | 35 |
| 03:00 | | 0 | 8 | | | 0 | 4 | | | | |
| 03:15 | | 0 | 5 | | | 0 | 1 | | | | |
| 03:30 | | 0 | 3 | | | 0 | 1 | | | | |
| 03:45 | | 1 | 0 | 1 | 14 | 0 | 0 | 0 | 6 | 1 | 20 |
| 04:00 | | 0 | 2 | | | 0 | 4 | | | | |
| 04:15 | | 0 | 2 | | | 0 | 0 | | | | |
| 04:30 | | 0 | 2 | | | 0 | 2 | | | | |
| 04:45 | | 0 | 1 | 0 | 7 | 0 | 2 | 0 | 8 | 0 | 15 |
| 05:00 | | 2 | 1 | | | 1 | 3 | | | | |
| 05:15 | | 0 | 1 | | | 1 | 3 | | | | |
| 05:30 | | 0 | 2 | | | 0 | 1 | | | | |
| 05:45 | | 0 | 2 | 2 | 6 | 0 | 2 | 2 | 9 | 4 | 15 |
| 06:00 | | 2 | 3 | | | 2 | 0 | | | | |
| 06:15 | | 0 | 3 | | | 2 | 0 | | | | |
| 06:30 | | 0 | 2 | | | 1 | 2 | | | | |
| 06:45 | | 1 | 4 | 3 | 12 | 2 | 1 | 7 | 3 | 10 | 15 |
| 07:00 | | 1 | 1 | | | 0 | 0 | | | | |
| 07:15 | | 5 | 3 | | | 4 | 1 | | | | |
| 07:30 | | 7 | 1 | | | 3 | 1 | | | | |
| 07:45 | | 2 | 0 | 15 | 5 | 1 | 0 | 8 | 2 | 23 | 7 |
| 08:00 | | 1 | 0 | | | 1 | 1 | | | | |
| 08:15 | | 2 | 1 | | | 2 | 0 | | | | |
| 08:30 | | 2 | 0 | | | 0 | 0 | | | | |
| 08:45 | | 2 | 0 | 7 | 1 | 1 | 1 | 4 | 2 | 11 | 3 |
| 09:00 | | 0 | 1 | | | 2 | 1 | | | | |
| 09:15 | | 0 | 1 | | | 1 | 1 | | | | |
| 09:30 | | 3 | 2 | | | 2 | 2 | | | | |
| 09:45 | | 1 | 0 | 4 | 4 | 3 | 0 | 8 | 4 | 12 | 8 |
| 10:00 | | 1 | 0 | | | 2 | 1 | | | | |
| 10:15 | | 1 | 0 | | | 1 | 0 | | | | |
| 10:30 | | 1 | 0 | | | 0 | 1 | | | | |
| 10:45 | | 0 | 0 | 3 | 0 | 1 | 0 | 4 | 2 | 7 | 2 |
| 11:00 | | 0 | 0 | | | 3 | 1 | | | | |
| 11:15 | | 1 | 0 | | | 1 | 0 | | | | |
| 11:30 | | 2 | 0 | | | 0 | 1 | | | | |
| 11:45 | | 0 | 0 | 3 | 0 | 1 | 0 | 5 | 2 | 8 | 2 |
| Total | | 41 | 84 | 41 | 84 | 40 | 63 | 40 | 63 | 81 | 147 |
| Combined Total | | 125 | | 125 | | 103 | | 103 | | 228 | |
| AM Peak | - | 07:00 | - | - | - | 06:45 | - | - | - | - | - |
| Vol. | - | 15 | - | - | - | 9 | - | - | - | - | - |
| P.H.F. | - | 0.536 | - | - | - | 0.563 | - | - | - | - | - |
| PM Peak | - | - | 02:15 | - | - | - | 02:15 | - | - | - | - |
| Vol. | - | - | 24 | - | - | - | 16 | - | - | - | - |
| P.H.F. | - | - | 0.750 | - | - | - | 0.800 | - | - | - | - |
| Percentage | | 32.8% | 67.2% | | | 38.8% | 61.2% | | | | |
| ADT/AADT | | ADT 228 | | AADT 228 | | | | | | | |

Appendix C

Speed Survey Worksheets

City of Perris
Radar Speed Survey

Location: Murrieta Road
 Between: Citrus Avenue - Anilinium Avenue
 Weather: Clear
 Date: 10/18/17
 Time From: 10:40
 Time To: 12:00
 Existing Speed Limit: 25 MPH

% Over Pace: _____ 17%
 % In Pace: _____ 64%
 % Under Pace: _____ 19%
 Average Speed: _____ 34 MPH
 Pace Speed: _____ 30 - 39 MPH

15th Percentile / Critical Speed: _____ 28 MPH
 50th Percentile / Critical Speed: _____ 32 MPH
 85th Percentile / Critical Speed: _____ 39 MPH

Radar Survey Conducted By:
Counts Unlimited, Inc.
 PO Box 1178
 Corona, CA 92880
 T 951-268-6268 F 951-268-6267



| Speed | NB | | SB | | Total |
|-------|----|----|----|----|-------|
| | 50 | 55 | 50 | 55 | |
| 85 | 0 | 0 | 0 | 0 | 0 |
| 84 | 0 | 0 | 0 | 0 | 0 |
| 83 | 0 | 0 | 0 | 0 | 0 |
| 82 | 0 | 0 | 0 | 0 | 0 |
| 81 | 0 | 0 | 0 | 0 | 0 |
| 80 | 0 | 0 | 0 | 0 | 0 |
| 79 | 0 | 0 | 0 | 0 | 0 |
| 78 | 0 | 0 | 0 | 0 | 0 |
| 77 | 0 | 0 | 0 | 0 | 0 |
| 76 | 0 | 0 | 0 | 0 | 0 |
| 75 | 0 | 0 | 0 | 0 | 0 |
| 74 | 0 | 0 | 0 | 0 | 0 |
| 73 | 0 | 0 | 0 | 0 | 0 |
| 72 | 0 | 0 | 0 | 0 | 0 |
| 71 | 0 | 0 | 0 | 0 | 0 |
| 70 | 0 | 0 | 0 | 0 | 0 |
| 69 | 0 | 0 | 0 | 0 | 0 |
| 68 | 0 | 0 | 0 | 0 | 0 |
| 67 | 0 | 0 | 0 | 0 | 0 |
| 66 | 0 | 0 | 0 | 0 | 0 |
| 65 | 0 | 0 | 0 | 0 | 0 |
| 64 | 0 | 0 | 0 | 0 | 0 |
| 63 | 0 | 0 | 0 | 0 | 0 |
| 62 | 0 | 0 | 0 | 0 | 0 |
| 61 | 0 | 0 | 0 | 0 | 0 |
| 60 | 0 | 0 | 0 | 0 | 0 |
| 59 | 0 | 0 | 0 | 0 | 0 |
| 58 | 0 | 0 | 0 | 0 | 0 |
| 57 | 0 | 0 | 0 | 0 | 0 |
| 56 | 0 | 0 | 0 | 0 | 0 |
| 55 | 0 | 0 | 0 | 0 | 0 |
| 54 | 0 | 0 | 0 | 0 | 0 |
| 53 | 0 | 0 | 0 | 0 | 0 |
| 52 | 0 | 0 | 0 | 0 | 0 |
| 51 | 0 | 0 | 0 | 0 | 0 |
| 50 | 0 | 0 | 0 | 0 | 0 |
| 49 | 0 | 0 | 0 | 0 | 0 |
| 48 | 0 | 0 | 0 | 0 | 0 |
| 47 | 0 | 0 | 0 | 0 | 0 |
| 46 | 0 | 0 | 0 | 0 | 0 |
| 45 | 0 | 0 | 0 | 0 | 0 |
| 44 | 0 | 0 | 0 | 0 | 0 |
| 43 | 0 | 0 | 0 | 0 | 0 |
| 42 | 0 | 0 | 0 | 0 | 0 |
| 41 | 0 | 0 | 0 | 0 | 0 |
| 40 | 0 | 0 | 0 | 0 | 0 |
| 39 | 0 | 0 | 0 | 0 | 0 |
| 38 | 0 | 0 | 0 | 0 | 0 |
| 37 | 0 | 0 | 0 | 0 | 0 |
| 36 | 0 | 0 | 0 | 0 | 0 |
| 35 | 0 | 0 | 0 | 0 | 0 |
| 34 | 0 | 0 | 0 | 0 | 0 |
| 33 | 0 | 0 | 0 | 0 | 0 |
| 32 | 0 | 0 | 0 | 0 | 0 |
| 31 | 0 | 0 | 0 | 0 | 0 |
| 30 | 0 | 0 | 0 | 0 | 0 |
| 29 | 0 | 0 | 0 | 0 | 0 |
| 28 | 0 | 0 | 0 | 0 | 0 |
| 27 | 0 | 0 | 0 | 0 | 0 |
| 26 | 0 | 0 | 0 | 0 | 0 |
| 25 | 0 | 0 | 0 | 0 | 0 |
| 24 | 0 | 0 | 0 | 0 | 0 |
| 23 | 0 | 0 | 0 | 0 | 0 |
| 22 | 0 | 0 | 0 | 0 | 0 |
| 21 | 0 | 0 | 0 | 0 | 0 |
| 20 | 0 | 0 | 0 | 0 | 0 |
| 19 | 0 | 0 | 0 | 0 | 0 |
| 18 | 0 | 0 | 0 | 0 | 0 |
| 17 | 0 | 0 | 0 | 0 | 0 |
| 16 | 0 | 0 | 0 | 0 | 0 |
| 15 | 0 | 0 | 0 | 0 | 0 |
| Total | 50 | 50 | 50 | 50 | 100 |

GRAND TOTALS

City of Perris
Radar Speed Survey

Location: Murrieta Road
 Between: Anthirium Avenue - Orange Avenue
 Weather: Clear
 Date: 10/18/17
 Time From: 12:00
 Time To: 1:10
 Existing Speed Limit: 25 MPH

% Over Pace: 21%
 % In Pace: 71%
 % Under Pace: 8%
 Average Speed: 33 MPH
 Pace Speed: 27 - 36 MPH
 15th Percentile / Critical Speed: 27 MPH
 50th Percentile / Critical Speed: 31 MPH
 85th Percentile / Critical Speed: 37 MPH

Radar Survey Conducted By:
Counts Unlimited, Inc.
 PO Box 1178
 Corona, CA 92880
 T 951-268-6268 F 951-268-6267



| Speed MPH | Vehicles Surveyed | | TOT. VEH. |
|--------------|-------------------|------------|--------------|
| | Northbound | Southbound | |
| 65 | | | 0 |
| 64 | | | 0 |
| 63 | | | 0 |
| 62 | | | 0 |
| 61 | | | 0 |
| 60 | | | 0 |
| 59 | | | 0 |
| 58 | | | 0 |
| 57 | | | 0 |
| 56 | | | 0 |
| 55 | | | 0 |
| 54 | | | 0 |
| 53 | | | 0 |
| 52 | | | 0 |
| 51 | | | 0 |
| 50 | | | 0 |
| 49 | | | 1 |
| 48 | | | 0 |
| 47 | | | 2 |
| 46 | | | 0 |
| 45 | | | 0 |
| 44 | | | 0 |
| 43 | | | 2 |
| 42 | | | 0 |
| 41 | | | 1 |
| 40 | | | 4 |
| 39 | | | 2 |
| 38 | | | 2 |
| 37 | | | 4 |
| 36 | | | 5 |
| 35 | | | 5 |
| 34 | | | 5 |
| 33 | | | 13 |
| 32 | | | 11 |
| 31 | | | 6 |
| 30 | | | 6 |
| 29 | | | 5 |
| 28 | | | 9 |
| 27 | | | 6 |
| 26 | | | 3 |
| 25 | | | 2 |
| 24 | | | 1 |
| 23 | | | 1 |
| 22 | | | 0 |
| 21 | | | 0 |
| 20 | | | 0 |
| 19 | | | 0 |
| 18 | | | 0 |
| 17 | | | 0 |
| 16 | | | 0 |
| 15 | | | 0 |
| Total | 50 | 50 | 100 |

GRAND TOTALS

Appendix D

SWITRS Collision Data

Appendix E

CA MUTCD All-Way Stop Warrant Conditions

Support:

¹⁷ Caltrans will grant such permission only when an investigation indicates that the STOP (R1-1) sign will benefit traffic.

Section 2B.06 STOP Sign Applications

Guidance:

⁰¹ At intersections where a full stop is not necessary at all times, consideration should first be given to using less restrictive measures such as YIELD signs (see Sections 2B.08 and 2B.09).

⁰² The use of STOP signs on the minor-street approaches should be considered if engineering judgment indicates that a stop is always required because of one or more of the following conditions:

- A. The vehicular traffic volumes on the through street or highway exceed 6,000 vehicles per day;
- B. A restricted view exists that requires road users to stop in order to adequately observe conflicting traffic on the through street or highway; and/or
- C. Crash records indicate that three or more crashes that are susceptible to correction by the installation of a STOP sign have been reported within a 12-month period, or that five or more such crashes have been reported within a 2-year period. Such crashes include right-angle collisions involving road users on the minor-street approach failing to yield the right-of-way to traffic on the through street or highway.

Support:

⁰³ The use of STOP signs at grade crossings is described in Sections 8B.04 and 8B.05.

Section 2B.07 Multi-Way Stop Applications

Support:

⁰¹ Multi-way stop control can be useful as a safety measure at intersections if certain traffic conditions exist. Safety concerns associated with multi-way stops include pedestrians, bicyclists, and all road users expecting other road users to stop. Multi-way stop control is used where the volume of traffic on the intersecting roads is approximately equal.

⁰² The restrictions on the use of STOP signs described in Section 2B.04 also apply to multi-way stop applications.

Guidance:

⁰³ The decision to install multi-way stop control should be based on an engineering study.

⁰⁴ The following criteria should be considered in the engineering study for a multi-way STOP sign installation:

- A. Where traffic control signals are justified, the multi-way stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the installation of the traffic control signal.
- B. Five or more reported crashes in a 12-month period that are susceptible to correction by a multi-way stop installation. Such crashes include right-turn and left-turn collisions as well as right-angle collisions.
- C. Minimum volumes:
 - 1. The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day; and
 - 2. The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour; but
 - 3. If the 85th-percentile approach speed of the major-street traffic exceeds 40 mph, the minimum vehicular volume warrants are 70 percent of the values provided in Items 1 and 2.
- D. Where no single criterion is satisfied, but where Criteria B, C.1, and C.2 are all satisfied to 80 percent of the minimum values. Criterion C.3 is excluded from this condition.

Option:

⁰⁵ Other criteria that may be considered in an engineering study include:

- A. The need to control left-turn conflicts;
- B. The need to control vehicle/pedestrian conflicts near locations that generate high pedestrian volumes;
- C. Locations where a road user, after stopping, cannot see conflicting traffic and is not able to negotiate the intersection unless conflicting cross traffic is also required to stop; and

- D. An intersection of two residential neighborhood collector (through) streets of similar design and operating characteristics where multi-way stop control would improve traffic operational characteristics of the intersection.

Section 2B.08 YIELD Sign (R1-2)

Standard:

01 The YIELD (R1-2) sign (see Figure 2B-1) shall be a downward-pointing equilateral triangle with a wide red border and the legend YIELD in red on a white background.

Support:

02 The YIELD sign assigns right-of-way to traffic on certain approaches to an intersection. Vehicles controlled by a YIELD sign need to slow down to a speed that is reasonable for the existing conditions or stop when necessary to avoid interfering with conflicting traffic.

Section 2B.09 YIELD Sign Applications

Option:

01 YIELD signs may be installed:

- A. On the approaches to a through street or highway where conditions are such that a full stop is not always required.
- B. At the second crossroad of a divided highway, where the median width at the intersection is 30 feet or greater. In this case, a STOP or YIELD sign may be installed at the entrance to the first roadway of a divided highway, and a YIELD sign may be installed at the entrance to the second roadway.
- C. For a channelized turn lane that is separated from the adjacent travel lanes by an island, even if the adjacent lanes at the intersection are controlled by a highway traffic control signal or by a STOP sign.
- D. At an intersection where a special problem exists and where engineering judgment indicates the problem to be susceptible to correction by the use of the YIELD sign.
- E. Facing the entering roadway for a merge-type movement if engineering judgment indicates that control is needed because acceleration geometry and/or sight distance is not adequate for merging traffic operation.

Standard:

02 A YIELD (R1-2) sign shall be used to assign right-of-way at the entrance to a roundabout. YIELD signs at roundabouts shall be used to control the approach roadways and shall not be used to control the circulatory roadway.

03 Other than for all of the approaches to a roundabout, YIELD signs shall not be placed on all of the approaches to an intersection.

Section 2B.10 STOP Sign or YIELD Sign Placement

Standard:

01 The STOP or YIELD sign shall be installed on the near side of the intersection on the right-hand side of the approach to which it applies. When the STOP or YIELD sign is installed at this required location and the sign visibility is restricted, a Stop Ahead sign (see Section 2C.36) shall be installed in advance of the STOP sign or a Yield Ahead sign (see Section 2C.36) shall be installed in advance of the YIELD sign.

02 The STOP or YIELD sign shall be located as close as practical to the intersection it regulates, while optimizing its visibility to the road user it is intended to regulate.

02a YIELD signs shall not be erected upon the approaches to more than one of the intersecting streets. Refer to CVC 21356.

03 STOP signs and YIELD signs shall not be mounted on the same post.

04 No items other than inventory stickers, sign installation dates, and bar codes shall be affixed to the fronts of STOP or YIELD signs, and the placement of these items shall be in the border of the sign.

05 No items other than official traffic control signs, inventory stickers, sign installation dates, anti-vandalism stickers, and bar codes shall be mounted on the backs of STOP or YIELD signs.

06 No items other than retroreflective strips (see Section 2A.21) or official traffic control signs shall be mounted on the fronts or backs of STOP or YIELD signs supports.

Appendix F

All-Way Stop Warrants

ALL-WAY STOP WARRANTS

Major Street: MURRIETA RD CALC AG DATE 10/31/2017
 Minor Street: ANTHIRIUM AVE CHK RK DATE 10/31/2017

CRITERIA SATISFIED FOR FOUR-WAY STOP CONTROL: NO

Any one of the following criteria may warrant four-way stop control:

A. TRAFFIC SIGNAL WARRANTED SATISFIED = **NO**

Urgent need for a four-way stop as an interim measure NO

B. ACCIDENTS SATISFIED = **NO**

Number of Correctable Accidents 1 (5 or more in a 12-month period)

C. MINIMUM VOLUMES SATISFIED = **NO**

1. The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day, and SATISFIED = **NO**
Total Volume = **152**

2. The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour, but SATISFIED = **NO**
Minor Volume = **23**

3. If the 85th-percentile approach speed of the major-street traffic exceeds 65 km/h or exceeds 40 mph, the minimum vehicular volume warrants are 70% of the above values. SATISFIED = **NO**
Critical Speed = **37**

Combined average vehicle volume exceeds 210 (300 * 70%) SATISFIED = **NO**
 Combined average minor volume exceeds 140 (200 * 70%) SATISFIED = **NO**

| Peak Hour Period | | Hr 1 | Hr 2 | Hr 3 | Hr 4 | Hr 5 | Hr 6 | Hr 7 | Hr 8 | TOTAL VOL. | AVG. VOL. |
|------------------------------------|-------------|------|------|------|------|------|------|------|------|------------|------------|
| | | 7-8 | 9-10 | 12-1 | 2-3 | 3-4 | 4-5 | 5-6 | 6-7 | | |
| Major Street | Vehicles | 189 | 176 | 148 | 115 | 172 | 125 | 151 | 136 | 1212 | 152 |
| Minor Street | Vehicles | 30 | 18 | 24 | 27 | 21 | 21 | 20 | 20 | 181 | 23 |
| | Pedestrians | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| | Subtotal | 30 | 18 | 24 | 27 | 21 | 21 | 20 | 20 | 181 | 23 |
| TOTAL AVERAGE HOURLY VOLUME | | | | | | | | | | | 174 |

D. Where no single criterion is satisfied, but where Criteria B, C.1, and C.2 are all satisfied to 80% of the minimum values. Criterion C.3 is excluded from this condition. SATISFIED = **NO**

Number of correctable accidents exceeds 4 (5 * 80%) SATISFIED = **NO**
 Combined average vehicle volume exceeds 240 (300 * 80%) SATISFIED = **NO**
 Combined average minor volume exceeds 160 (200 * 80%) SATISFIED = **NO**

OPTION:

Other criteria that may be considered include:

E. The need to control left-turn conflicts NO

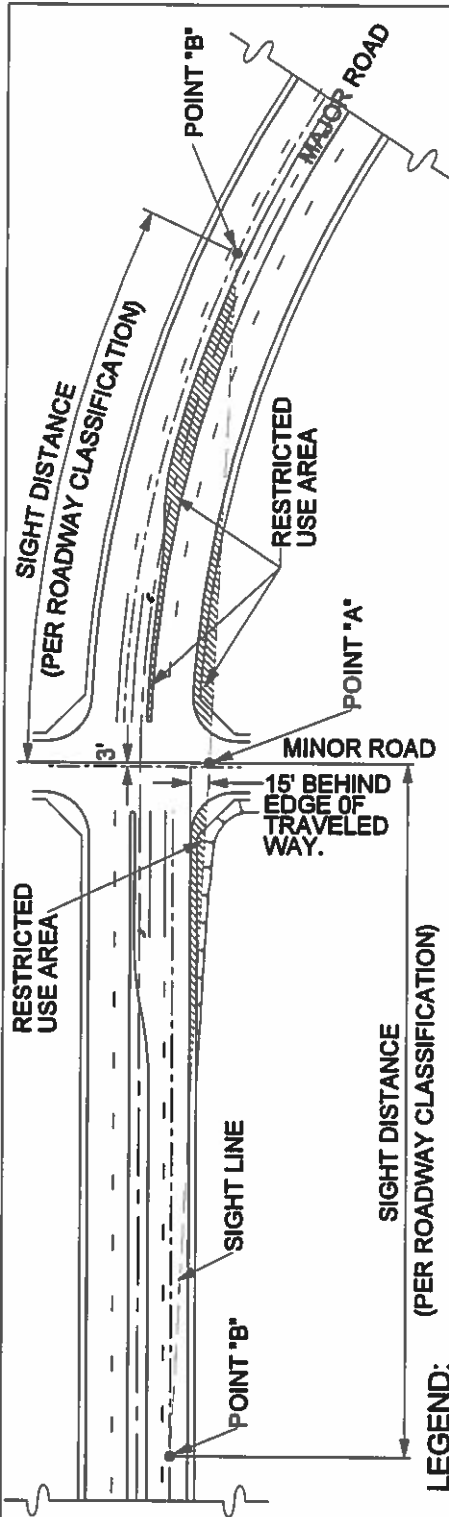
F. The need to control vehicle/pedestrian conflicts near locations that generate high pedestrian volumes; NO

G. Locations where a road user, after stopping, cannot see conflicting traffic and is not able to reasonably safely negotiate the intersection unless conflicting cross traffic is also required to stop; and NO

H. An intersection of two residential neighborhood collector (through) streets of similar design and operating characteristics where multiway stop control would improve traffic operational characteristics of the intersection. NO

Appendix G

Intersection Sight Distance Standards



POINT 'A': DRIVER'S VANTAGE POINT.
 POINT 'B': THE REQUIRED SIGHT DISTANCE POINT, MEASURED ALONG THE CENTERLINE OF THE NEAREST LANE OF APPROACHING TRAFFIC.

NOT TO SCALE

NOTES:

1. THE LIMITED USE AREA IS DETERMINED BY THE GRAPHICAL METHOD. IT SHALL BE USED FOR THE PURPOSE OF PROHIBITING OR CLEARING OBSTRUCTIONS TO MAINTAIN ADEQUATE SIGHT DISTANCE AT INTERSECTIONS.
2. LIMITED USE AREA TO BE KEPT CLEAR OF ALL OBSTRUCTIONS OVER 30 INCHES HIGH, INCLUDING VEGETATION.
3. NO TREES, WALLS, OR ANY OBSTRUCTIONS SHALL BE ALLOWED IN THE LIMITED USE AREA.
4. THE TOE OF SLOPE SHALL NOT ENCRUCH INTO THE LIMITED USE AREA.
5. THE SIGHT DISTANCE SHALL BE MEASURED ALONG THE CENTERLINE OF THE ROAD.
6. POINT 'A' IS THE LOCATION OF THE DRIVER'S EYE, MEASURED 15 FEET BACK FROM THE EDGE OF THE TRAVELED WAY. (6 FEET FROM ETW, 1 FOOT STOP BAR, AND 8 FEET FROM FRONT BUMPER TO DRIVER.) IF THE STOP BAR IS MORE THAN 6 FEET FROM THE ETW, ADDITIONAL ALLOWANCE SHOULD BE CONSIDERED.
7. POINT 'B' IS THE REQUIRED SIGHT DISTANCE POINT LOCATED ALONG THE CENTER OF THE NEAREST TRAFFIC LANE.
8. THE LINE OF SIGHT SHALL BE SHOWN AT INTERSECTIONS ON TENTATIVE MAPS, SITE PLANS, GRADING PLANS, STREET PLANS, AND LANDSCAPE PLANS.
9. CORNER SIGHT DISTANCE IS MEASURED FROM A 3.6 FOOT HEIGHT AT THE LOCATION OF THE DRIVER'S EYE ON THE MINOR ROAD, TO A 4.25 FOOT OBJECT HEIGHT IN THE CENTER OF THE NEAREST TRAFFIC LANE OF THE MAJOR ROAD.
10. WHEN AN INTERSECTION IS LOCATED ON A VERTICAL CURVE, A PROFILE OF THE SIGHT LINE SHALL BE PROVIDED.

| DESIGN SPEED (M.P.H.) | PUBLIC STREETS CORNER SIGHT DIST. (FT.) | PRIV. ROADS & DRIVEWAYS STOPPING SIGHT DIST. (FT.) |
|-----------------------|---|--|
| 20 | 220 | 125 |
| 25 | 275 | 150 |
| 30 | 330 | 200 |
| 35 | 385 | 250 |
| 40 | 440 | 300 |
| 45 | 495 | 360 |
| 50 | 550 | 430 |
| 55 | 605 | 500 |
| 60 | 660 | 580 |
| 65 | 715 | 660 |

APPROVED BY:

George A. Johnson
 DIRECTOR OF TRANSPORTATION
 GEORGE A. JOHNSON, RCE 42328

DATE: 05/01/07



COUNTY OF RIVERSIDE

INTERSECTION SIGHT DISTANCE

STANDARD NO. 821

| REVISIONS | REV. | BY: | APRD | DATE | REV. | BY: | APRD | DATE |
|-----------|------|-----|------|------|------|-----|------|------|
| | 1 | | | | 4 | | | |
| | 2 | | | | 5 | | | |
| | 3 | | | | 6 | | | |

Appendix H

Traffic Signal Warrants

WARRANT 3, PEAK HOUR (Urban Areas)

Traffic Conditions = **Existing Conditions - AM Peak Hour**

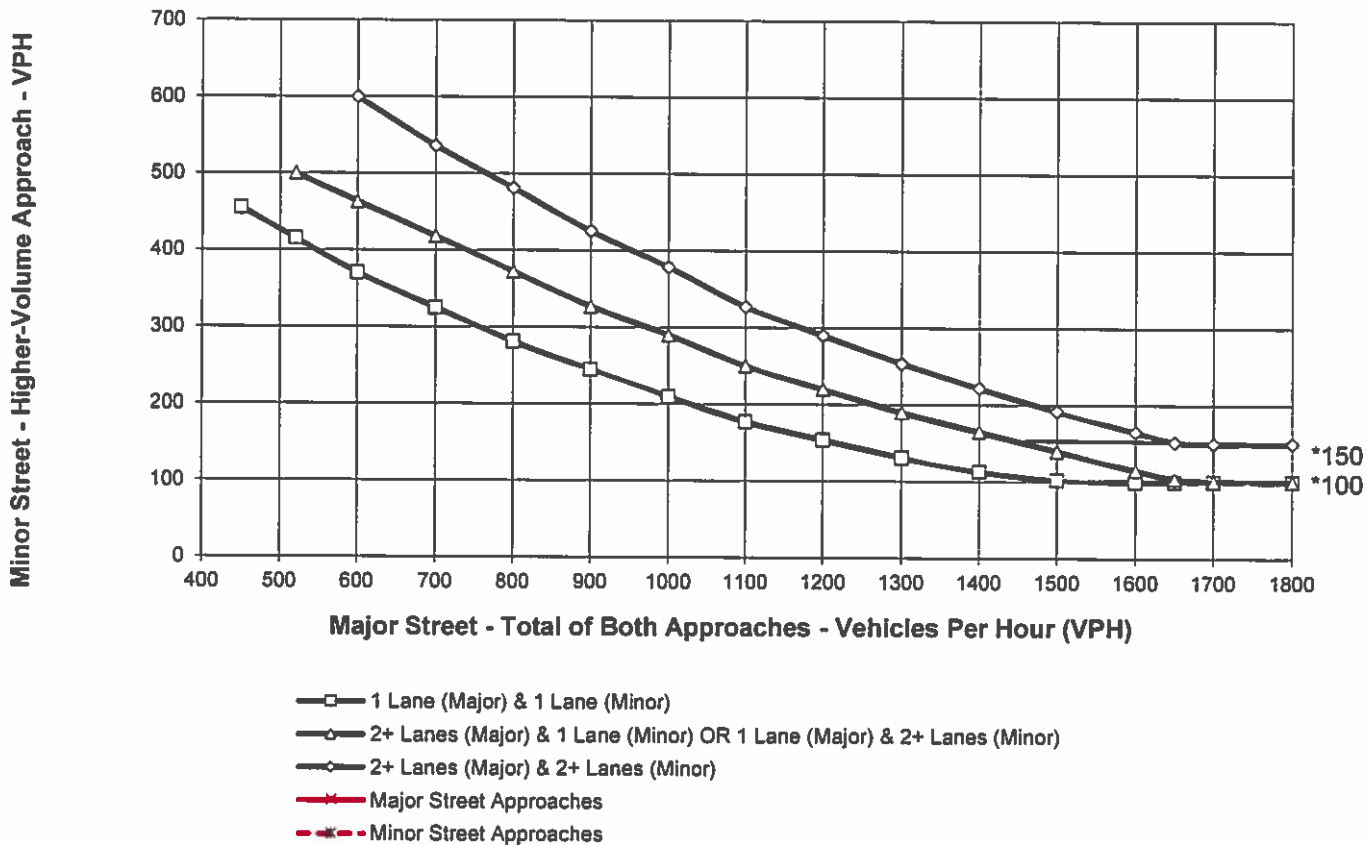
Major Street Name = **Murrieta Road**

Total of Both Approaches (VPH) = **189**
 Number of Approach Lanes on Major Street = **1**

Minor Street Name = **Anthirium Ave.**

High Volume Approach (VPH) = **22**
 Number of Approach Lanes On Minor Street = **1**

SIGNAL WARRANT NOT SATISFIED



* Note: 150 vph applies as the lower threshold volume for a minor-street approach with two or more lanes and 100 vph applies as the lower threshold volume for a minor-street approach with one lane.

WARRANT 3, PEAK HOUR (Urban Areas)

Traffic Conditions = **Existing Conditions - PM Peak Hour**

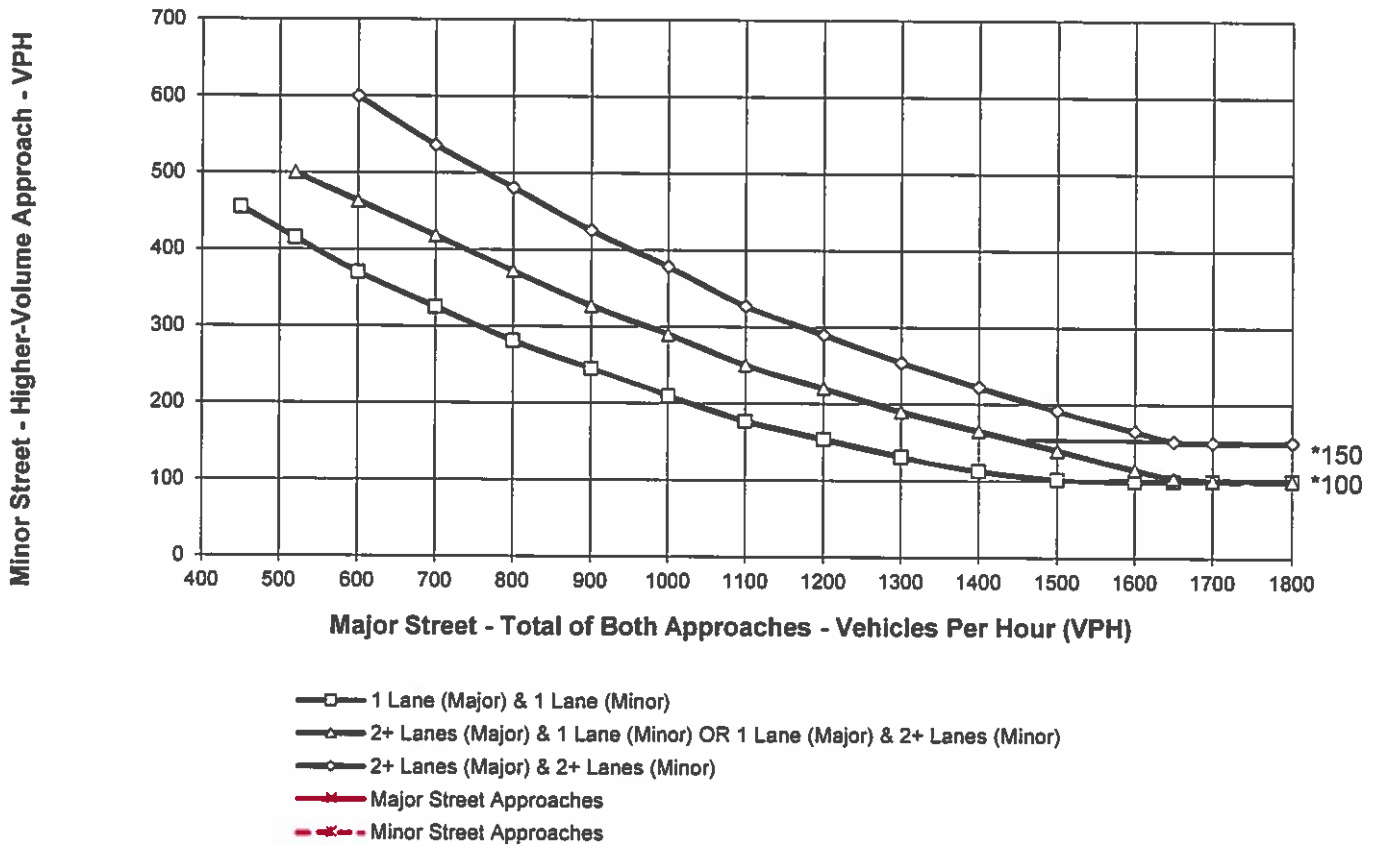
Major Street Name = **Murrieta Road**

Total of Both Approaches (VPH) = **172**
 Number of Approach Lanes on Major Street = **1**

Minor Street Name = **Anthirium Ave.**

High Volume Approach (VPH) = **15**
 Number of Approach Lanes On Minor Street = **1**

SIGNAL WARRANT NOT SATISFIED



* Note: 150 vph applies as the lower threshold volume for a minor-street approach with two or more lanes and 100 vph applies as the lower threshold volume for a minor-street approach with one lane.

CITY COUNCIL

AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Annexation of parcels into CFD 2001-3 (North Perris Public Safety District) – Annexation No. 25

Project: Optimus Logistics Center II
Owner: Mader Incorporated and CPT Perris Industrial

APNs: 314-160-001 and 314-160-002

REQUESTED ACTION:

- 1.) Open a public hearing on Annexation No. 25 to CFD 2001-3 and determine if there are any protests to the Annexation.
- 2.) Adopt a Resolution of the City Council of the City of Perris, acting as the Legislative Body, of Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, calling a Special Election, to submit to Qualified Electors, within Proposed Annexation No. 25 the question of annexing such territory and levying of a Special Tax within the area of Proposed Annexation No. 25.
- 3.) Conduct the Special Election relating to Annexation No. 25.
- 4.) Adopt a Resolution of the City Council of the City of Perris, acting as the Legislative Body of the Community Facilities Districts No. 2001-3 (North Perris Public Safety) of the City of Perris, Declaring the results of the Special Election relating to Annexation No. 25, and Ordering the Annexation of such territory, and directing the Recording of a Notice of Special Tax Lien.

CONTACT: Jennifer Erwin, Director of Finance

BACKGROUND/DISCUSSION:

At its meeting on January 30, 2018, the City Council of the City of Perris (the "City Council"), acting as Legislative Body of Community Facilities District No. 2001-3 (North Perris Public Safety) (the "District"), adopted Resolution No. 5222 ("Resolution of Intention"), Declaring its Intention to Annex Certain Territory to the District and setting the date of the public hearing to March 13, 2018 as the date for conducting the hearing in connection with the annexation of territory to the District. These actions were taken, as required by law, pursuant to a petition submitted to the property owner of the territory proposed for annexation to the District. The Owner, pursuant to the petition submitted concurrently with the Resolution of Intention, submitted a waiver concurrently herewith, waiving certain time periods and noticing requirements required by the Mello-Roos Community Facilities Act of 1982 ("the Act") and the Elections Code of the State of California.

The holding of the Public Hearing and adopting of the resolutions submitted with this report and the conduct of this election will complete the annexation of territory to the District. The property owner has waived notice and the time period for conducting the election pursuant to the Act. The Clerk has not received any written protests prior to the hearing.

BUDGET / FISCAL IMPACT:

The Annexation of territory into the District increases the tax base to fund the public safety services to be provided to the residents and businesses within the District. The levy of the Special Tax will begin in the fiscal year for which a building permit was issued prior to March 1st of the previous fiscal year.

Prepared by: Daniel Louie, Willdan Financial Services

City Attorney:

Asst. City Manager: *DM*

Director of Finance: *df*

Public Hearing: March 13, 2018

NOTICE OF PUBLIC HEARING

City of Perris
Community Facilities District No. 2001-3
(North Perris Public Safety)
Annexation No. 25

NOTICE IS HEREBY GIVEN that at 6:30 p.m. on March 13, 2018, or as soon thereafter as practicable, at City Hall, located at 101 North "D" Street, Perris, California 92570, the City Council of the City of Perris, California (the "City Council") will hold a public hearing on the Annexation of territory ("Annexation No. 25") to City of Perris Community Facilities District No. 2001-3 (North Perris Public Safety) (the "CFD"), the proposed rate, and method of apportionment of the special tax (the "Special Tax") to be levied on certain property within Annexation No. 25.

On January 30, 2018, the City Council adopted Resolution No. 5222 (the "Resolution of Intention") declaring its intention to annex Annexation No. 25 to the CFD pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the California Government Code (the "Act"), and to levy Special Taxes to finance the following public Services:

Fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto.

Except where funds are otherwise available, a special tax sufficient to pay for such services and related incidental expenses authorized by the Act, secured by recordation of a continuing lien against all non-exempt real property in the CFD, will be levied annually within the boundaries of the CFD and Annexation No. 25. Commencing with Fiscal Year 2018-2019 a Maximum Special Tax shall be levied as follows: (1) \$343.19 per Single-Family Unit; (2) \$68.64 per Multi-Family Unit; and (3) \$1,372.79 per acre for Non-Residential parcels. For each subsequent fiscal year following Fiscal Year 2018-2019, the Maximum Special Tax may be increased by an amount not to exceed two percent (2.00%) per year.

Any taxpayer that believes that the amount of the Special Tax assigned to a Parcel is in error may file a written notice with the CFD Administrator appealing the levy of the Special Tax. This notice is required to be filed with the CFD Administrator during the fiscal year the error is believed to have occurred. The City and/or CFD Administrator will then promptly review the appeal and, if necessary, meet with the taxpayer. If the City and/or CFD Administrator verifies that the tax should be changed, the Special Tax levy shall be corrected and, if applicable in any case, a credit shall be applied to the Special Tax levied on such parcel in the subsequent fiscal year.

The Special Tax as levied pursuant to the Rate and Method of Apportionment, shall be collected in the same manner and at the same time as ordinary ad valorem property taxes; provided, however, that the CFD may direct bill the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary, to meet the financial obligations of Annexation No. 25 and the CFD, or as otherwise determined appropriate by the City.

The Special Tax shall be levied in perpetuity to fund public Services provided to Annexation No. 25 and the CFD.

If at least 12 persons have been registered to vote within the territory to be annexed to the CFD for each of the 90 days preceding the close of the public or protest hearing, the vote in the special election shall be by the registered voters of Annexation No. 25 with each voter having one vote. In that event, the special election shall be conducted by the Registrar of Voters of the County of Los Angeles and shall be held on a date selected by the City Council and the ballots for the special election shall be distributed to the qualified electors of Annexation No. 25 by mail with return postage prepaid, and the special election shall be conducted as a mail ballot election.

If at the time of the close of the public hearing less than 12 persons have been registered to vote within the territory of Annexation No. 25, the vote shall be by the landowners of Annexation No. 25, with each landowner of record at the close of the protest hearing having one vote for each acre or portion of an acre of land that he or she owns within Annexation No. 25. In that event, the special election shall be conducted by the City Clerk.

At the hearing, the testimony of all interested persons, including all taxpayers or persons owning property in the area, for or against the annexation of Annexation No. 25 to the CFD, the extent of Annexation No. 25, the furnishing of a specified type or types of public facilities or services, will be heard. If 50 percent or more of the registered voters residing within the territory proposed to be annexed to the CFD, or the owners of one-half or more of the area of the land in the territory proposed to be annexed to the CFD and not exempt from the Special Tax, file written protests against the annexation of Annexation No. 25 to the CFD, and protests are not withdrawn so as to reduce the value of the protests to less than a majority, no further proceedings to annex Annexation No. 25 to the CFD or to levy the Special Tax shall be taken for a period of one year from the date of the decision of the City Council. If the majority protests of the registered voters or the landowners are only against the furnishing of a specified type or types of facilities or services within Annexation No. 25, or against levying a specified special tax, those types of facilities or services or the specified special tax shall be eliminated from the resolution of annexation.

All capitalized terms not defined herein shall be as defined in the Resolution of Intention to Annex Territory to the CFD. The complete texts of the Resolution of Intention to Annex Territory to the CFD, the proposed Rate and Method of Apportionment of the Special Tax among parcels of real property in the CFD and

Annexation No. 25, and the Boundary Map of Annexation No. 25 are on file in the office of the City Clerk and available for public inspection.

If you have any questions, please call the Office of the City Clerk (951) 956-2925.

Dated: March __, 2018

Sincerely,

Nancy Salazar
City Clerk
City of Perris

Resolution No. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED ELECTORS WITHIN PROPOSED ANNEXATION NO. 25 THE QUESTION OF ANNEXING SUCH TERRITORY AND LEVYING OF A SPECIAL TAX WITHIN THE AREA OF PROPOSED ANNEXATION NO. 25

WHEREAS, the City Council (the "Council") of the City of Perris, California (the "City"), acting in its capacity as the legislative body (the "Legislative Body") of the Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris (the "District"), on January 30, 2018, has heretofore adopted its Resolution No. 5222 (the "Resolution of Intention") stating its intention to annex certain territory (the "Property") as described therein to the District pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, (the "Act") being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California, and specifically Article 3.5 thereof, and calling a public hearing on the question of the proposed annexation of the Property to the District, including the levying of a special tax on the Property and all other matters as set forth in the Resolution of Intention; and

WHEREAS, a copy of the Resolution of Intention, incorporating a description and map of the proposed boundaries of the territory proposed for annexation to the District, stating the public services to be provided in and for the Property and a plan setting forth sharing of such services provided in common with the existing District, and specifying the special taxes to be levied within the Property and any alteration in the Rate and Method of Apportionment (as defined therein and incorporated herein by this reference) is on file with the City Clerk of the City; and

WHEREAS, the Resolution of Intention set March 13, 2018 as the date of the public hearing and to consider the question of the proposed annexation of the Property to the District, including the levying of a special tax on the Property and all other matters set forth in the Resolution of Intention and this Council held said public hearing as required by law; and

WHEREAS, notice of the public hearing was duly given as required by Section 53339.4 of the Act or has been duly waived by the property owner; and

WHEREAS, the public hearing was held on March 13, 2018; and

WHEREAS, at said hearing all persons not exempt from the special tax desiring to be heard on all matters pertaining to the annexation of the Property to the District, the levy of the special tax on the Property, and all other matters as set forth in the Resolution of Intention were heard and a full and fair hearing was held; and

WHEREAS, at the public hearing evidence was presented to the Legislative Body on the matters before it, and the Legislative Body at the conclusion of the hearing is fully advised as to all matters relating to the proposed annexation of the Property to the District, including the levy of the special tax on the Property; and

WHEREAS, it has now been determined that written protests have not been received by registered voters and/or property owners representing more than one-half (1/2) of the area of land proposed to be annexed to the District or within the original District; and

WHEREAS, there were not at least twelve (12) registered voters residing within the territory proposed to be annexed to the District during each of the ninety (90) days preceding the closing of the March 13, 2018 public hearing; and

WHEREAS, on the basis of the foregoing, the Legislative Body has determined at this time to proceed with the annexation of the Property to the District, and to call an election therein to authorize such annexation, including the levy of the special tax therein (as such tax is more particularly described in the Resolution of Intention) to pay for the public services proposed to be financed by the District;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Perris, acting in its capacity as the Legislative Body of Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, California, as follows:

Section 1. That the above recitals are all true and correct.

Section 2. Written protests against the annexation of the Property to the District, or against the furnishing of specified services or the levying of a specified special tax within the District, have not been filed by fifty percent (50%) or more of the registered voters, or six (6) registered voters, whichever is greater, residing within the boundaries of the proposed annexation, nor by owners representing one-half (1/2) or more of the area of land proposed to be annexed to the District. All protests and objections, if any, are hereby overruled.

Section 3. The Legislative Body does declare the annexation of the Property to the existing District, to be known and designated as "Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25." The Legislative Body hereby finds and determines that all prior proceedings taken with respect to the annexation of the Property to the District were valid and in conformity with the requirements of law, including the Act. This finding is made in accordance with the provisions of Section 53325.1 of the Act.

Section 4. The boundaries and parcels of land to be annexed and in which the public services are to be provided and on which the special taxes will be levied in order to pay the costs and expenses for said public services are generally described as all that territory proposed to be annexed to the existing District as said property is shown on a

map as previously approved by the Legislative Body, said map designated "Annexation Map No. 25 to Community Facilities District No. 2001-3, (North Perris Public Safety)," a copy of which is on file in the office of the City Clerk and shall remain open for public inspection. The map of the proposed boundaries of Annexation No. 25 to the District has been recorded in the Office of the County Recorder of Riverside County, California in Book 82, Page 1 of the Book of Maps of Assessments and Community Facilities Districts (Document Number 2018-0049696).

Section 5. The Council finds that the Services, generally described as fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto, as set forth in Exhibit "B" hereto are necessary to meet the increased demand put upon the City as a result of the development within Annexation No. 25.

Section 6. Except where funds are otherwise available, a special tax is hereby authorized, subject to the approval of the landowners as the eligible electors of the District, to levy annually in accordance with procedures contained in the Act, a special tax within the District, secured by recordation of a continuing lien against all nonexempt real property in the District, sufficient to pay for the Services and Incidental Expenses. The rate and method of apportionment and manner of collection of the special tax within the District is described in detail in Exhibit "A" attached hereto and incorporated herein by this reference. Exhibit "A" allows each landowner within the District to estimate the maximum amount that may be levied against each parcel.

Section 7. The Rate and Method of Apportionment of the special tax is based on the expected demand that each parcel of real property within the District will place on the Services, on the cost of making the Services available to each parcel within the Property, and on other factors. The Council hereby determines the rate and method of apportionment of the special tax set forth in Exhibit "A" to be reasonable. The special tax is apportioned to each parcel on the foregoing basis pursuant to Section 53325.3 of the Act and such special tax is not based upon the value or ownership of real property. In the event that a portion of the property within Community Facilities District No. 2001-3 shall become for any reason exempt, wholly or partially, from the levy of the special tax specified on Exhibit "A," the Council shall, on behalf of Community Facilities District No. 2001-3, cause the levy to be increased, subject to the limitation of the maximum special tax for a parcel as set forth in Exhibit "A," to the extent necessary upon the remaining property within the District which is not delinquent or exempt in order to yield the special tax revenues required for the purposes described herein. The obligation to pay special taxes may be prepaid as set forth in Exhibit "A." Upon recordation of a notice of special tax lien pursuant to Streets and Highways Code Section 3114.5, continuing lien to secure each levy of the special tax will attach to all nonexempt parcels within the Property and the lien shall continue in force and effect until the special tax obligation is permanently satisfied and the lien canceled in accordance with the law or until collection of the special tax by the Legislative Body ceases.

Section 8. Pursuant to Section 53325.7 and 53326 of the Act, a special election is hereby called on behalf of the District on the proposition of levying the special tax on the territory within Annexation No. 25 to the District and establishing an appropriations limit therein. The proposition relating to the District authorizing the levy of the special tax on the Property and establishing an appropriations limit shall be substantially in the form attached hereto as Exhibit "C."

Section 9. The special election for the District on the proposition of authorizing the levy of the special tax on the Property and establishing an appropriations limit shall be held on March 13, 2018.

Section 10. It is hereby found that there were not at least twelve (12) registered voters that resided within the territory of the proposed Annexation No. 25 during each of the ninety (90) days preceding the closing of the March 13, 2018 public hearing regarding the levy of the special tax on the territory within Annexation No. 25 and establishing an appropriations limit therein and, pursuant to Section 53326 of the Act, the ballots for the special election shall be distributed by personal service, or by mail, with return postage prepaid, by the Election Official, to the landowners of record within the District as of the close of the public hearing. Each landowner shall have one (1) vote for each acre or portion thereof that he or she owns within the District, as provided in Section 53326 of the Act and may return the ballot by mail or in person to the Election Official not later than 6:30 p.m. on March 13, 2018, or 6:30 p.m. on another election day mutually agreed to by the Election Official and the landowners. In accordance with Section 53326(d) of the Act, the election shall be closed and the results certified by the Election Official as soon as all qualified electors have voted.

Section 11. If two-thirds (2/3) of the votes cast upon the question of levying such special tax and establishing such appropriations limit are cast in favor of levying such special tax within the District as determined by the Legislative Body after the canvass of the returns of such election, the Legislative Body may levy such special tax within the District under the Act in the amount and for the purposes as specified in this Resolution. Such special tax may be levied only at the rate and may be apportioned only in the manner specified in this Resolution, subject to the Act, except that the special tax may be levied at a rate lower than that specified herein and the maximum annual tax rate may be lowered. Such special tax may be levied so long as it is needed to pay for the financing of the services.

Section 12. If special taxes of the District are levied against any parcel used for private residential purposes, (i) the maximum special tax rate shall not be increased over time except that it may be increased by an amount not to exceed two percent (2.00%) per year to the extent permitted in the rate and method of apportionment; (ii) such tax shall be levied in perpetuity, as further described in Exhibit "A" hereto; and (iii) under no circumstances will such special tax be increased more than ten percent (10%) as a consequence of delinquency or default by the owner of any other parcels within the District by more than ten percent.

Section 13. In the event that a portion of the property in the District shall become for any reason exempt, wholly or partially, from the levy of the special tax specified in Exhibit "A" the Council shall, on behalf of the District, increase the levy to the extent necessary upon the remaining property within the District which is not delinquent or exempt in order to yield the required payments, subject to the maximum tax.

Section 14. The Council finds that there is not an ad valorem property tax currently being levied on property within the proposed District for the exclusive purpose of financing the provision of the same services to the territory of the District as provided by the Services.

Section 15. An appropriations limit for the District is hereby established as an amount equal to all the proceeds of the special tax collected annually and as defined by Article XIII B of the California Constitution, as adjusted for changes in the cost of living and changes in population.

Section 16. The Elections Official shall cause to be published once in a newspaper of general circulation the text of Proposition A, along with a description of the election proceedings. The publication shall also state that only the qualified electors in the District may vote on the proposition and that the canvass of the election will take place in the office of the City Clerk following the close of the election. Pursuant to the petition and request, the publication of such notice has been waived by the property owner.

Section 17. The question of levying a special tax and establishing an appropriations limit shall constitute a single election pursuant to Sections 53325.7, 53326 and 53353 of the Act for the purpose of holding said election. Following the close of the election, the election shall be canvassed at the office of the City Clerk, 101 North "D" Street, Perris, California 92570.

Section 18. The Office of the City Manager, 101 North "D" Street, Perris, California 92570, (951) 943-6100, or its designee, is designated to be responsible for preparing annually a current roll of special tax levy obligations by assessor's parcel number and for estimating future special tax levies pursuant to Section 53340.2 of the Government Code.

Section 19. Pursuant to and in compliance with the provisions of Government Code Section 50075.1, the Legislative Body hereby establishes the following accountability measures pertaining to the levy by the District of the Special Tax described in Section 6 above:

- A. Such Special Tax with respect to the District shall be levied for the specific purposes set forth in and Section 5 hereof and Proposition A referred to herein.

- B. The proceeds of the levy of such Special Tax shall be applied only to the specific purposes set forth in Section 5 hereof and Proposition A referred to herein.
- C. The District shall establish an account or accounts into which the proceeds of such Special Tax shall be deposited.
- D. The City Manager or Finance Director, or his or her designee, acting for and on behalf of the District, shall annually file a report with the City Council as required pursuant to Government Code Section 50075.3.

Section 20. The City Clerk is directed to certify and attest to this Resolution, and to take any and all necessary acts to call, hold, canvass and certify an election or elections on the levy of the special tax, and the establishment of the appropriation limit.

Section 21. This Resolution shall take effect immediately upon its adoption.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, NANCY SALAZAR, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number ____ was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13th day of March, 2018, by the following called vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

City Clerk, Nancy Salazar

Exhibit A

CITY OF PERRIS COMMUNITY FACILITIES DISTRICT NO. 2001-3 NORTH PERRIS PUBLIC SAFETY

SPECIAL TAX RATE AND METHOD OF APPORTIONMENT

A. BASIS OF SPECIAL TAX LEVY

A Special Tax shall be levied on all Taxable Property in Community Facilities District No. 2001-3 ("District"), North Perris Public Safety of the City of Perris and collected each fiscal year commencing in Fiscal Year 2005/06 in an amount determined by the Council through the application of this Rate and Method of Apportionment of the Special Tax. All of the real property in CFD No. 2001-3 unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

B. DEFINITIONS

Act means the Mello-Roos Community Facilities Act of 1982, as amended, Sections 53311 and following of the California Government Code.

Administrative Expenses means the costs incurred by the City to determine, levy and collect the Special Taxes, including salaries of City employees and the fees of consultants and the costs of collecting installments of the Special Taxes upon the general tax rolls; preparation of required reports, and any other costs required to administer CFD No. 2001-3 as determined by the Finance Director.

Annual Cost(s) means for each fiscal year, the total of 1) the estimated cost of services provided through the Police & Fire Protection Program adopted by the City; 2) Administrative Expenses, and 3) any amounts needed to cure actual or projected delinquencies in Special Taxes for the current or previous fiscal year.

Annual Tax Escalation Factor means an increase in the Maximum Special Tax Rate each year following the Base Year in an amount not to exceed 2.00% annually.

Base Year means Fiscal Year ending June 30, 2006.

CFD No. 2001-3 means the Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris.

City means the City of Perris, California.

Council means the City Council of the City of Perris as the legislative body for CFD No. 2001-3 under the Act.

Resolution No. _____

County means the County of Riverside, California.

Developed Parcel means for each fiscal year, each Parcel for which a building permit for new construction or renovations was issued prior to March 1 of the previous fiscal year.

District means the Community Facilities District No. 2001-3, ("CFD 2001-3), North Perris Public Safety of the City of Perris.

Exempt Parcel means any Parcel that is not a Residential Parcel or a Non-Residential Parcel. Exempt Parcels are exempt from the levy of Special Taxes.

Finance Director means the Finance Director for the City of Perris or his or her designee.

Fiscal Year means the period starting July 1 and ending the following June 30.

Maximum Special Tax means the greatest amount of Special Tax that can be levied against a Parcel in a given fiscal year calculated by multiplying the Maximum Annual Special Tax Rate by the relevant acres or units of the Parcel.

Maximum Special Tax Rate means the amount determined pursuant to Section D below, which will be used in calculating the Maximum Special Tax for a Parcel based on its land use classification. Each fiscal year following the Base Year, the Maximum Special Tax Rate shall be increased in accordance with the Annual Tax Escalation Factor and otherwise adjusted as provided in this Special Tax Rate and Method of Apportionment.

Maximum Special Tax Revenue means the greatest amount of revenue that can be collected in total from a group of Parcels by levying the Maximum Special Tax.

Multi-Family Unit means each multi-family attached residential unit located on a Developed Parcel.

Non-Residential Acres means the acreage of a Non-Residential Parcel. The acreage assigned to such a Parcel shall be that shown on the County assessor's parcel map.

Non-Residential Parcel means a Developed Parcel for which a building permit(s) was issued for private non-residential use. Non-Residential Parcels do not include Parcels that are intended to be, (1) publicly owned or owned by a regulated public utility, or (2) assigned minimal value or is normally exempt from the levy of general *ad valorem* property taxes under California law, including homeowners association property, public utility, public streets; schools; parks; and public drainage ways, public landscaping, greenbelts, and public open space.

Parcel means a lot or parcel shown on an assessor's parcel map with an assigned assessor's parcel number located in CFD No. 2001-3 based on the last equalized tax rolls of the County.

Resolution No. _____

Police & Fire Protection Program means a program adopted by the Council pursuant to Section 53313 of the Act for the provision, in a defined area of benefit, of police and fire protection services that are in addition to those services that would be provided to the area of CFD No. 2001-3 if CFD No. 2001-3 were not in existence.

Residential Parcel means a Developed Parcel for which a building permit(s) was issued for residential use.

Single-Family Unit means a Developed Parcel used for single-family detached residential development.

Special Tax(es) means any tax levy under the Act in CFD No. 2001-3.

Taxable Property means every Residential Parcel and Non-Residential Parcel.

Zone A means property designated as Zone A.

C. DURATION OF THE SPECIAL TAX

Duration of Special Tax for Taxable Property in CFD No. 2001-3 shall remain subject to the Special Tax in perpetuity.

D. ASSIGNMENT OF MAXIMUM SPECIAL TAXES

1. Classification of Parcels

Each fiscal year, using the Definitions above, each Parcel of Taxable Property is to be classified as either a Residential Parcel or Non-Residential Parcel. Each Residential Parcel is to be further classified as either a Single-Family Unit or as the number of Multi-Family Units located on such Parcel.

Resolution No. _____

2. Maximum Special Tax Rates

TABLE 1
Maximum Special Tax Rate for Developed Property in
Community Facilities District No. 2001-3
Fiscal Year 2005/06

| Tax Status | Base Year Maximum Special Tax Rate | Tax Levy Basis |
|--------------------------------|---|-----------------------|
| Single Family Residential Unit | \$265.30 | Per Unit |
| Multi-Family Residential Unit | \$53.06 | Per Unit |
| Non-Residential Parcel | \$1,061.21 | Per Acre |

Each Fiscal Year following the Base Year of FY 2005/06, the Maximum Special Tax Rates shall be increase in accordance with the Annual Tax Escalation Factor.

E. SETTING THE ANNUAL SPECIAL TAX LEVY

The Special Tax levy for each Parcel of Taxable Property will be established annually as follows:

1. Compute the Annual Costs using the definitions in Section B.
2. Calculate the available special tax revenues by taxing each Parcel of Taxable Property at 100.00% of its Maximum Special Tax. If revenues are greater than the Annual Costs, reduce the tax proportionately against all Parcels until the tax levy is set at an amount sufficient to cover Annual Costs.
3. Levy on each Parcel of Taxable Property the amount calculated above. No Special Tax shall be levied on Exempt Parcels.

The City shall make every effort to correctly assign the number of taxable units and calculate the Special Tax for each Parcel. It shall be the burden of the taxpayer to correct any errors in the determination of the Parcels subject to the tax and their Special Tax assignments.

F. ADMINISTRATIVE CHANGES AND APPEALS

The Finance Director or designee has the authority to make necessary administrative adjustments to the Special Tax Rate and Method of Apportionment in order to remedy any portions of the Special Tax formula that require clarification.

Any taxpayer who feels that the amount of the Special Tax assigned to a Parcel is in error may file a notice with the Finance Director appealing the levy of the Special Tax. The Finance Director will then promptly review the appeal, and if necessary, meet with the applicant. If the Finance Director verifies that the tax should be modified or changed, a

Resolution No. _____

recommendation at that time will be made to the Council and, as appropriate, the Special Tax levy shall be corrected and, if applicable in any case, a refund shall be granted.

Interpretations may be made by Resolution of the Council for purposes of clarifying any vagueness or ambiguity as it relates to the Special Tax rate, the method of apportionment, the classification of properties, or any definition applicable to CFD No. 2001-3.

G. MANNER OF COLLECTION

The Special Tax will be collected in the same manner and at the same time as *ad valorem* property taxes; provided; however, the City or its designee may directly bill the Special Tax and may collect the Special Tax at a different time, such as on a monthly or other periodic basis, or in a different manner, if necessary to meet its financial obligation.

Resolution No. _____

Exhibit B

**COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25**

TYPES OF SERVICES TO BE FINANCED

Fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto.

Resolution No. _____

Exhibit C

OFFICIAL BALLOT

TO BE OPENED ONLY BY THE CANVASSING BOARD

**COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25**

SPECIAL TAX AND APPROPRIATIONS LIMIT ELECTION

March 13, 2018

To vote, mark a cross (+) or (X) in the voting square after the word "YES" or after the word "NO." The voter should then sign the ballot. All distinguishing marks otherwise made are forbidden and will void the ballot.

This ballot is provided to **MADER INCORPORATED**, as owner or authorized representative of such sole owner of 6.78 acres of the land within Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 (the "Property") and represents 7 of the votes required for annexation.

If you wrongly mark, tear, or deface this ballot, return it to the City Clerk of the City of Perris at 101 North "D" Street, Perris, California 92570 and obtain another.

PROPOSITION A: Shall the Property be annexed and shall a Special Tax be levied within Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 to pay for the provision of fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; and police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto, as authorized in the Resolution calling election adopted on MARCH 13, 2018 and the Resolution of Intention referred to therein; and shall an appropriations limit be established for Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 pursuant to Article XIII B of the California Constitution, said appropriations limit to be equal to the amount of all proceeds of the special tax collected annually, as adjusted for changes in the cost of living and changes in population, where said Maximum Special Tax Rate for Fiscal Year 2018-2019 is \$343.19 per Single-Family Residential Unit, \$68.64 per Multi-Family Residential Unit and \$1,372.79 per acre for Non-residential Parcels and is subject to an Annual Tax Escalation Factor not to exceed 2.00% annually?

YES

NO

Number of votes: 7

Property Owner: **MADER INCORPORATED**

By: _____

Resolution No. _____

**OFFICIAL BALLOT
TO BE OPENED ONLY BY THE CANVASSING BOARD**

**COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25**

SPECIAL TAX AND APPROPRIATIONS LIMIT ELECTION

March 13, 2018

To vote, mark a cross (+) or (X) in the voting square after the word "YES" or after the word "NO." The voter should then sign the ballot. All distinguishing marks otherwise made are forbidden and will void the ballot.

This ballot is provided to **CPT PERRIS INDUSTRIAL**, as owner or authorized representative of such sole owner of 41.80 acres of the land within Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 (the "Property") and represents 42 of the votes required for annexation.

If you wrongly mark, tear, or deface this ballot, return it to the City Clerk of the City of Perris at 101 North "D" Street, Perris, California 92570 and obtain another.

PROPOSITION A: Shall the Property be annexed and shall a Special Tax be levied within Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 to pay for the provision of fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; and police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto, as authorized in the Resolution calling election adopted on MARCH 13, 2018 and the Resolution of Intention referred to therein; and shall an appropriations limit be established for Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 pursuant to Article XIII B of the California Constitution, said appropriations limit to be equal to the amount of all proceeds of the special tax collected annually, as adjusted for changes in the cost of living and changes in population, where said Maximum Special Tax Rate for Fiscal Year 2018-2019 is \$343.19 per Single-Family Residential Unit, \$68.64 per Multi-Family Residential Unit and \$1,372.79 per acre for Non-residential Parcels and is subject to an Annual Tax Escalation Factor not to exceed 2.00% annually?

YES

NO

Number of votes: 42

Property Owner: **CPT PERRIS INDUSTRIAL**

By: _____

Resolution No. _____

Resolution No. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, DECLARING THE RESULTS OF A SPECIAL ELECTION RELATING TO ANNEXATION NO. 25 AND ORDERING THE ANNEXATION OF SUCH TERRITORY, THE LEVYING OF A SPECIAL TAX WITHIN THE AREA OF ANNEXATION NO. 25 AND DIRECTING THE RECORDING OF A NOTICE OF SPECIAL TAX LIEN

The City Council (the "Council") of the City of Perris, California (the "City"), acting in its capacity as the legislative body (the "Legislative Body") of the Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris (the "District"), does hereby resolve as follows:

WHEREAS, the Legislative Body called and duly held an election in the District pursuant to Resolution No. _____ adopted on March 13, 2018 for the purpose of presenting to the qualified electors within the certain territory proposed to be annexed to the District known and designated as "Annexation No. 25" (the "Property"), a proposition for the levy of a special tax and the establishment of an appropriations limit ("Proposition A") in accordance with the method set forth in Exhibit "A" to Resolution No. 5222 adopted on January 30, 2018 (the "Resolution of Intention"); and

WHEREAS, the landowners of record within the Property as of the close of the public hearing held on March 13, 2018 unanimously consented to a waiver of the time limits for setting the election and a waiver of any written analysis, arguments or rebuttals as set forth in California Government Code sections 53326 and 53327. Such waivers are set forth in written certificates executed by the landowners which are on file with the City Clerk as election official (the "Election Official") concurring therein; and

WHEREAS, pursuant to the terms of the Resolution Calling Election and the provisions of the Mello-Roos Community Facilities Act of 1982 (the "Act"), the special election was held on March 13, 2018; and

WHEREAS, there has been presented to this Legislative Body a Certificate of the Election Official as to the Results of the Canvass of the Election Returns (the "Certificate of the Election Official"), a copy of which is attached hereto as Exhibit "A;"

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Perris, acting in its capacity as the Legislative Body of Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, California, as follows:

Section 1. That the above recitals are all true and correct.

Section 2. The canvass of the votes cast in the Property to be annexed to the District at the special election held on March 13, 2018, as shown in the Certificate of the Election Official, is hereby approved and confirmed.

Section 3. Proposition A presented to the qualified electors of the Property for receipt by the Election Official on March 13, 2018, has received a unanimous vote of the qualified electors voting at said election, and Proposition A has carried. The Legislative Body is hereby authorized to take the necessary steps to levy the special tax authorized by Proposition A on the Property.

Section 4. The City Clerk is hereby directed to enter the title of this Resolution on the minutes of the Legislative Body and to indicate the official declaration of the result of such special election.

Section 5. The Legislative Body hereby determines that the Property is added to and part of the existing District with full legal effect, and hereby authorizes the levy of a special tax at the Rate and Method of Apportionment set forth in Exhibit A to the Resolution of Intention. The whole of the territory within the Property shall be subject to the special tax consistent with the provisions of the Act.

Section 6. Pursuant to and in compliance with the provisions of Government Code Section 50075.1, the Legislative Body hereby establishes the following accountability measures pertaining to the levy by the District of the Special Tax described in Section 3 above:

- A. Such Special Tax with respect to the District shall be levied for the specific purposes set forth in Proposition A and Section 3 hereof.
- B. The proceeds of the levy of such Special Tax with respect to each Improvement Area shall be applied only to the specific purposes set forth in Section 3 hereof and Proposition A referred to therein.
- C. The District shall establish an account or accounts into which the proceeds of such Special Tax with respect to each Improvement Area shall be deposited.
- D. The City Manager, Assistant City Manager and Finance Director, or his or her designee, acting for and on behalf of the District, shall annually file a report with the City Council as required pursuant to Government Code Section 50075.3.

Section 7. The City Clerk is hereby directed to execute and cause to be recorded in the office of the County Recorder of the County of Riverside a notice of special tax lien in the form required by the Act, said recording to occur no later than fifteen days following adoption by the City Council of this Resolution.

Section 8. This Resolution shall take effect immediately upon its adoption.

Section 9. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

Mayor, Michael M. Vargas

ATTEST:

City Clerk, Nancy Salazar

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

I, NANCY SALAZAR, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number ____ was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 13th day of March, 2018, by the following called vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

City Clerk, Nancy Salazar

Resolution No. _____

Exhibit A

**COMMUNITY FACILITIES DISTRICT NO. 2001-3
(NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25**

**CERTIFICATE OF THE ELECTION OFFICIAL
AS TO THE RESULTS OF THE CANVASS OF THE ELECTION RETURNS**

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

I, NANCY SALAZAR, City Clerk in my capacity as Elections Official in the City of Perris, California, in its capacity as the legislative body of the Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, DO HEREBY CERTIFY, that pursuant to the provisions of Section 53325.4 of the Government Code and Division 15, commencing with Section 15000 of the Elections Code of the State of California, I did canvass the return of the votes cast at the Special Tax Election on March 13, 2018, held in

COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25

I FURTHER CERTIFY that the Statement of All Votes Cast, to which this certificate is attached, shows the total number of ballots case within the Property to be annexed to the District for the Proposition, and the totals of the respective columns and the totals as shown for the Proposition are full, true and correct.

WITNESS my hand and Official Seal this 13th day of March, 2018.

CITY OF PERRIS, CALIFORNIA, acting as the
LEGISLATIVE BODY OF THE COMMUNITY
FACILITIES DISTRICT NO. 2001-3 (NORTH
PERRIS PUBLIC SAFETY) OF THE CITY OF
PERRIS

By: _____

City Clerk, Nancy Salazar

Resolution No. _____

**COMMUNITY FACILITIES DISTRICT NO. 2001-3
(NORTH PERRIS PUBLIC SAFETY)
OF THE CITY OF PERRIS, ANNEXATION NO. 25**

**STATEMENT OF ALL VOTES CAST
SPECIAL TAX ELECTION**

| | Qualified Landowner Votes | Total Votes Cast | YES | NO |
|--|---------------------------------|------------------------|-------|-------|
| City of Perris, Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25, Special Election, March 13, 2018 | 49 | _____ | _____ | _____ |

PROPOSITION A: Shall the Property be annexed and shall a Special Tax be levied within Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 to pay for the provision of fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; and police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto, as authorized in the Resolution calling election adopted on March 13, 2018 and the Resolution of Intention referred to therein; and shall an appropriations limit be established for Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 25 pursuant to Article XIII B of the California Constitution, said appropriations limit to be equal to the amount of all proceeds of the special tax collected annually, as adjusted for changes in the cost of living and changes in population, where said Maximum Special Tax Rate for Fiscal Year 2018-2019 is \$343.19 per Single-Family Residential Unit, \$68.64 per Multi-Family Residential Unit and \$1,372.79 per acre for Non-residential Parcels and is subject to an Annual Tax Escalation Factor not to exceed 2.00% annually?

CITY COUNCIL / PERRIS JOINT POWERS AUTHORITY
AGENDA SUBMITTAL

Meeting Date March 13, 2018

SUBJECT: Financing and issuance of bonds associated with Improvement Area No. 2 CFD No. 2014-1 (Avelina) to fund public fees for public improvements

The District is generally bounded by Orange Avenue to the North, Sunset to the South and Evans to the East.

REQUESTED ACTION: That the City of Perris and the Perris Joint Powers Authority adopt the following resolutions, respectively:

1. ***A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS ACTING FOR THE CITY AND IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, AUTHORIZING THE ISSUANCE OF BONDED INDEBTEDNESS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$5,000,000 TO FINANCE PUBLIC FACILITIES, PERMITTING THE PURCHASE OF SUCH BONDS BY THE PERRIS JOINT POWERS AUTHORITY, AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH***
2. ***A RESOLUTION OF THE PERRIS JOINT POWERS AUTHORITY AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$5,000,000 OF ITS PERRIS JOINT POWERS AUTHORITY LOCAL AGENCY REVENUE BONDS (IA2-CFD NO. 2014-1 (AVELINA)), 2018 SERIES A TO PURCHASE LOCAL OBLIGATION BONDS ISSUED BY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, ON BEHALF OF IMPROVEMENT AREA NO. 2, UPON CERTAIN TERMS AND CONDITIONS, AND APPROVING CERTAIN DOCUMENTS AND OTHER ITEMS RELATING THERETO***

CONTACT: Jennifer Erwin, Finance Director

BACKGROUND/DISCUSSION:

1. Formation of the District

Community Facilities District No. 2014-1 (Avelina) of the City of Perris (the "District") was formed on January 13, 2015, pursuant to Resolution No. 4798, after which an election was held pursuant to the Mello-Roos Community Facilities Act of 1982 allowing for special taxes in each of three improvement areas, numbered Improvement Area No. 1, Improvement Area No. 2, and

Improvement Area No. 3. At the election, the Landowners of the District approved the levy of a special tax pursuant to a rate and method of apportionment (the "RMA") at the election and the issuance of bonded indebtedness for each improvement area. According to the election, the District is authorized to issue \$5,000,000 in bonds in each improvement area. The current financing concerns Improvement Area No. 2.

Improvement Area No. 2 is located on the northwest corner of Evans Road and Lemon Avenue and is bordered by Orange Avenue to the north and the Perris Valley Channel to the west. Improvement Area No. 2 contains approximately 28 net developable acres. The proposed development within Improvement Area No. 2 by the Developer (Centex Homes) consists of 152 single family homes. As of January 22, 2018, within Improvement Area No. 2, the Developer had completed and conveyed 130 homes to individual homeowners. As of such date, the Developer owned four completed homes, one of which was in escrow to be conveyed to an individual homeowner. In addition, the Developer owns 18 lots for which grading is expected to commence in March 2018 and home construction in June 2018. The Developer has completed a park with play structures on two lots within Improvement Area No. 2, which are not subject to the Special Tax levy. All building permits have been issued for the planned homes within Improvement Area No. 2 and all 152 lots will be classified as Developed Property for the Fiscal Year 2018-19 Special Tax levy. All the backbone infrastructure necessary to complete development within Improvement Area No. 2 is complete.

The assessed value of the taxable property in the District within Improvement Area No. 2 is \$24,492,481 based on the County rolls - providing for a value to lien ratio (including all direct and overlapping general obligation debt) of 4.83:1, assuming a \$4,610,000 principal, which is more than required pursuant to the City's policies or the Act, as defined below.

2. The Special Tax Bonds and Perris Joint Powers Authority Bonds

The City is issuing the District Bonds in order to fund capital fees related to the District, including TUMF and EMWD Fees. The City Council, acting as the legislative body of the District, will authorize the delivery of its Community Facilities District No. 2014-1 (Avelina) of the City of Perris Special Tax Bonds, 2018 Series (the "District Bonds") in a principal amount not to exceed \$5,000,000. The City has entered into agreements with the Developer to repay advances/loans for fees to the property owner and/or to pay fees from the proceeds of the Bonds.

The District Bonds will be secured by special taxes levied within Improvement Area No. 2 of the District, pursuant to the RMA. Taxes will be levied at the Assigned Special Tax under the RMA as approved by the landowner voters in the District which would generally be the maximum

special tax which may be levied (allowing for a 2% increase each year) unless there is also a need for back up special tax pursuant to the RMA approved for the District. The Maximum Special Tax is the amount that was used in sizing the bond issue to keep in line with the City's policy of a not to exceed total rate of 2% on the homes. The effective tax rate based on the Maximum Special Tax is approximately 1.60% based on the median size home within Improvement Area No. 2. The taxes for Fiscal Year 2018-19 are shown below and the Maximum Special Tax will increase by 2% per year.

**TABLE 1
COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA)
IMPROVEMENT AREA 2
ESTIMATED FISCAL YEAR 2018-19 SPECIAL TAX LEVY**

| <i>Land Use Class/ Land Use Type</i> | <i>Building Square Footage</i> | <i>Maximum Special Tax Per Unit ⁽¹⁾</i> | <i>Estimated Fiscal Year 2018-19 Special Tax Levied Per Unit ⁽²⁾</i> | <i>Number of Units</i> | <i>Aggregate Estimated Fiscal Year 2018-19 Special Tax Levy*</i> | <i>Percent of Total⁽³⁾</i> |
|--|--------------------------------|--|---|------------------------|--|---------------------------------------|
| 1-Residential | Greater than 3,150 sq. ft. | \$1,816 | \$1,816 | 43 | \$78,076 | 34.3% |
| 3-Residential | 2,751 sq. ft. to 2,950 sq. ft. | 1,577 | 1,577 | 21 | 33,116 | 14.5 |
| 4-Residential | 2,551 sq. ft. to 2,750 sq. ft. | 1,453 | 1,453 | 27 | 39,225 | 17.2 |
| 5-Residential | 2,351 sq. ft. to 2,550 sq. ft. | 1,386 | 1,386 | 27 | 37,420 | 16.4 |
| 7-Residential | 1,951 sq. ft. to 2,150 sq. ft. | 1,174 | 1,174 | <u>34</u> | <u>39,905</u> | <u>17.5</u> |
| Totals | | | | <u>152</u> | \$227,742 | 100.0% |

* Preliminary, subject to change.

(1) Based on the Maximum Special Tax rate for Developed Property for Fiscal Year 2018-19.

(2) Fiscal Year 2018-19 estimated Special Tax Revenues is equal to the Maximum Special Tax rates to be levied on all 152 parcels of Developed Property.

(3) May not sum due to rounding

Source: Willdan Financial Services.

The District Bonds will be sold to the Perris Joint Powers Authority (the "Authority"). The City is holding a public hearing regarding the public benefits associated with the Authority issuing its bonds, including using parties familiar with the City, requesting proposals for underwriter services and saving costs associated with the financing.

The Authority proposes to issue its Local Agency Revenue Bonds (IA 2-CFD No. 2014-1 (Avelina)), 2018 Series A, in an aggregate principal amount not to exceed \$5,000,000 (the "Authority Bonds"). The Authority will use the proceeds of the Authority Bonds to purchase the District Bonds, pay certain costs of issuance and fund reserve funds in connection with the issuance. The costs of issuance will be around \$297,000 for the Authority Bonds and the

District Bonds. Approximately \$330,000 will fund a reserve fund and \$3,900,000 will fund reimbursement to the developer or the payment of fees.

Adoption of the attached resolutions will authorize (a) the issuance of the District Bonds in a principal amount not to exceed \$5,000,000, and (b) the issuance of the Authority Bonds in a principal amount not to exceed \$5,000,000. The resolutions will also authorize the execution and delivery of the documents described below.

The financing meets (or will meet by the time of issuance unless waived by the City) all City policies and procedures with respect to financing public improvements and certain public capital fees in connection with land development under the Mello-Roos Community Facilities Act of 1982 (constituting 53311 *et seq.* of the California Government Code) (the "Act"). The Resolution waives any conditions which are not met.

3. The Documents for the Financing.

Each document required for the financing will be executed or entered into pursuant to the resolutions. The attached resolutions authorize the officers of the City and the Authority to execute or enter into these documents and other agreements and certificates needed to accomplish the purposes of the financing. All of the documents are or will be on file with the City Clerk and Secretary of the Authority.

The following documents must be executed in order to complete the financing:

Fiscal Agent Agreement: The District Bonds will be issued pursuant to a Fiscal Agent Agreement between the District and U.S. Bank National Association as fiscal agent. The Fiscal Agent Agreement describes the terms of the District Bonds, as well as provisions relating to the redemption, prepayment, defeasance, default and amendment of or to the District Bonds, including conditions under which delinquent property owners will be subject to foreclosure.

Local Obligation Bond Purchase Contract: The District Bonds will be sold to the Authority pursuant to the terms of the Commitment Agreement and Purchase Contract for Purchase and Sale of Local Obligation Bonds by and between the District and the Authority.

Indenture: The Authority Bonds will be issued pursuant to an Indenture of Trust, by and between the Authority and U.S. Bank National Association, as trustee. The Indenture will describe the terms of the Authority Bonds, redemption provisions, defeasance provisions and security provisions. The security for the Authority Bonds will be the District Bond payments and certain funds and moneys described in the Indenture.

Authority Purchase Contract: The Authority bonds will be sold to Brandis Tallman, LLC (the “Underwriter”) pursuant to the terms of a Bond Purchase Agreement among the Authority and the Underwriter. The parameters set forth in the Resolution for the Sale included a not-to-exceed true interest cost of 5.5% and a not-to-exceed Underwriter’s discount of 1.00%.

Preliminary Official Statement: The Authority Bonds will also be sold through distribution of the Preliminary Official Statement and the Official Statement to investors. The Official Statement describes the bonds, the relative risks associated with the purchase and other necessary information pertinent to investors. This includes representations related to the security and finances of the City.

The Authority and the District are required to review the Official Statement and make sure it provides to bondholders all material information relevant to the Bonds and does not omit anything relevant to a bondholders decision to purchase the bonds. The Preliminary Official Statement is included with this report. Material found within the official statement is subject to Rule 15c2-12 of the Securities Exchange Act of 1934 and other laws regulating material misstatements and omissions.

Continuing Disclosure Agreement: The District will enter into a continuing disclosure agreement for the purpose of complying with continuing disclosure obligations under Rule 15c2-12 of the Securities Exchange Act of 1934. Willdan Financial Services will serve as Dissemination-Agent thereunder.

Senate Bill 450 Analysis

Per the requirements of SB 450, the proposed Bonds with the Underwriter will be in the amount of \$4,610,000 for a term of 30 years at a true interest cost of 3.82%, netting \$3,900,000 to be deposited into the Project Fund, \$330,000 to be deposited into the Debt Service Reserve Fund and \$297,000 to be deposited into the Cost of Issuance Fund. The deposit to the Costs of Issuance Fund includes the Underwriter’s Discount. The average annual payment will be \$263,691 and the maximum annual debt service amount is \$342,375. The total payment including all debt service payments and projected fees and charges paid to third parties to the final maturity of the Bonds in 2048 is estimated at \$8,482,310. These amounts are good faith estimates based on market conditions as of January 19, 2018 provided by the Underwriter and the actual amounts locked in at pricing may vary.

BUDGET (or FISCAL) IMPACT:

None. Costs will be paid from special taxes or from the proceeds of the bonds.

Reviewed by:
City Attorney _____
Finance Director AF
Assistant City Manager DM

Attachments: Two Resolutions; Preliminary Official Statement, Binder Containing all Documents on File with City Clerk and Made Part of the Record, including:

1. Commitment Agreement and Purchase Contract for Purchase and Sale of Local Obligation Bonds, by and between the District and the Authority
2. Fiscal Agent Agreement, by and between the Fiscal Agent and the District
3. Indenture of Trust, by and between the Authority and Trustee
4. Bond Purchase Contract, by and between the Authority and the Underwriter
5. Continuing Disclosure Agreement (attached as exhibit to Official Statement)

Consent:
Public Hearing:
Business Item:
Other:

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS ACTING FOR THE CITY AND IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, AUTHORIZING THE ISSUANCE OF BONDED INDEBTEDNESS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$5,000,000, ON BEHALF OF ITS IMPROVEMENT AREA NO. 2, TO FINANCE PUBLIC FACILITIES, PERMITTING THE PURCHASE OF SUCH BONDS BY THE PERRIS JOINT POWERS AUTHORITY, AND APPROVING CERTAIN DOCUMENTS AND TAKING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, the City Council (the “City Council”) of the City of Perris (the “City”), located in Riverside County, California (hereinafter sometimes referred to as the “legislative body of the District”) has, pursuant to its Resolution No. 4779 (the “Resolution of Intention”) adopted on October 14, 2014, as supplemented by Resolution No. 4781, adopted October 28, 2014, and Resolution No. 4798 (the “Resolution of Formation”) adopted on January 13, 2015, heretofore undertaken proceedings and declared the necessity of Community Facilities District No. 2014-1 (Avelina) of the City of Perris (the “District”) to issue bonds pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California (the “Act”); and

WHEREAS, pursuant to its Resolution of Formation, Resolution of Intention, and Resolution Nos. 4799 and 4800 (collectively the “Resolutions”), adopted by the legislative body of the District on January 13, 2015, a certain bond proposition was submitted to the qualified electors within the District, and was approved by more than two-thirds of the votes cast at the election held on January 13, 2015, in addition to the levy of a special tax (the “Special Tax”) within each Improvement Area of the District in accordance with a rate and method of apportionment for each Improvement Area, including Improvement Area No. 2 (the “RMA”); and

WHEREAS, based upon Resolutions adopted by the legislative body of the District and the election, the District is authorized to issue bonds, pursuant to the Act, in an aggregate principal amount not to exceed \$5,000,000 for Improvement Area No. 2; and

WHEREAS, the City and the Housing Authority of the City of Perris, entered into a Joint Exercise of Powers Agreement, created under the Joint Exercise of Powers Act (Sections 6500 *et seq.* of the California Government Code) (the “Bond Law”), dated as of March 26, 2013, thereby forming the Perris Joint Powers Authority (the “Authority”) to assist the City and the Housing Authority of the City in their respective financings; and

WHEREAS, the City Council has heretofore undertaken proceedings and declared the necessity of the District to issue bonds pursuant to the terms and provisions of the Act, and desires to issue bonds at this time under the Act, with the assistance of the Authority, for the purpose of providing financing for the acquisition and construction of public facilities and public capital fees associated with the District, which the District is authorized to finance; and

WHEREAS, the District desires to accomplish the financing of certain public capital improvements through the issuance of bonds in an aggregate principal amount not to exceed \$5,000,000 designated as the "Improvement Area No. 2 of Community Facilities District No. 2014-1 (Avelina) of the City of Perris Special Tax Bonds, 2018 Series" (the "District Bonds"); and

WHEREAS, in order to raise the funds to purchase the District Bonds, the Authority will issue its Perris Joint Powers Authority Local Agency Revenue Bonds (IA 2-CFD No. 2014-1 (Avelina)), 2018 Series A (the "Authority Bonds") pursuant to the Bond Law, and use the proceeds thereof to purchase the District Bonds from the District, to pay certain costs of issuance and/or fund a reserve fund and other funds in connection therewith; and

WHEREAS, the legislative body of the District has determined in accordance with Government Code Sections 53360.4 and other applicable laws that a negotiated sale of the District Bonds to the Authority in accordance with the terms of the Commitment Agreement and Purchase Contract for Purchase and Sale of Local Obligation Bonds to be entered into by the District and the Authority (the "Local Obligation Bond Purchase Contract"), a form of which is on file with the City Clerk, will result in a lower overall cost to the District; and

WHEREAS, the Authority will sell the Authority Bonds to Brandis Tallman LLC (the "Underwriter") pursuant to the terms of the Bond Purchase Agreement, by and among the Authority and the Underwriter (the "Authority Purchase Contract"), a form of which is on file with the City Clerk; and

WHEREAS, in order to effect the issuance of the District Bonds by the District and the Authority Bonds, the legislative body of the District desires to approve the form of a Preliminary Official Statement for the Authority Bonds related to the District Bonds and to approve the form of and authorize the execution and delivery of a fiscal agent agreement, by and between the District and U.S. Bank National Association, as Fiscal Agent (the "Fiscal Agent Agreement"), with respect to the issuance of the District Bonds, forms of which are on file with the City Clerk; and

WHEREAS, the District further desires to approve the forms and authorize the execution and delivery of the Local Obligation Purchase Contract, the Authority Purchase Contract, a Continuing Disclosure Agreement (as hereinafter defined), and certain other agreements related thereto, the forms of which are on file with the City Clerk; and

WHEREAS, the legislative body of the District has determined that it is prudent in the management of its fiscal affairs to issue the District Bonds, that it will accomplish a public purpose; and

WHEREAS, in accordance with Government Code Section 6586.5, the County has published notice of a public hearing in a newspaper of general circulation and on the date hereof held a public hearing concerning the financing of the capital improvements described herein through the issuance of the Authority Bonds as required by Government Code Section 6586.5(a)(2); and

WHEREAS, the value of the real property in Improvement Area No. 2 of the District subject to the special tax to pay debt service on the District Bonds is more than three times the principal amount of the District Bonds (based on assessed values on the records of the County of Riverside) and the principal amount of all other bonds outstanding that are secured by a special tax levied pursuant to the Act or a special assessment levied on property within the Improvement Area No. 2 of the District, which fact is required as a precondition to the issuance of the District Bonds.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Perris, acting for itself and as the legislative body of Community Facilities District No. 2014-1 (Avelina) of the City of Perris, does hereby resolve, determine and order as follows:

Section 1. Each of the above recitals is true and correct and is adopted by the legislative body of the District.

Section 2. The District is authorized pursuant to the Act to issue the District Bonds for the purpose of financing capital improvements and public facilities in the District.

Section 3. The issuance of the District Bonds in a principal amount not to exceed \$5,000,000 is hereby authorized with the exact principal amount to be determined by the official signing of the Local Obligation Purchase Contract for the District Bonds in accordance with Section 7 below. The legislative body of the District hereby determines that it is prudent in the management of its fiscal affairs and a public purpose to issue the District Bonds. The District Bonds shall mature on the dates and pay interest at the rates set forth in the Local Obligation Purchase Contract to be executed on behalf of the District in accordance with Section 7 hereof.

Section 4. The form of the Fiscal Agent Agreement, a copy of which is on file with the City Clerk, be and is hereby approved in substantially the form thereof or with such changes as may be approved by the Mayor, City Manager, Assistant City Manager or Finance Director (each, an "Authorized Officer"), said Authorized Officer's execution thereof to constitute conclusive evidence of said Authorized Officer's approval of all such changes, and each of said Authorized Officers be and is hereby authorized, together or alone to execute and deliver said Fiscal Agent Agreement. The City Clerk or a duly authorized Deputy or Assistant City Clerk (the "City Clerk") is hereby authorized to attest to said Authorized Officer's signature.

Section 5. The District Bonds shall be executed on behalf of the District by the manual or facsimile signature of the Mayor of the City, acting as the legislative body of the District, and attested with the manual or facsimile signature of the City Clerk. U.S. Bank National Association is hereby appointed to act as Fiscal Agent for the District Bonds.

Section 6. The covenants set forth in the Fiscal Agent Agreement to be executed in accordance with Section 4 above are hereby approved, shall be deemed to be covenants of the legislative body of the District, and shall be complied with by the District and its officers.

Section 7. The form of the Local Obligation Bond Purchase Contract and the Authority Purchase Contract relating to the purchase of the District Bonds by the Authority and relating to the purchase of the Authority Bonds by the Underwriter, respectively, copies of which are on file with the City Clerk, be and are hereby approved in the forms thereof, or with such changes as may be approved by an Authorized Officer, said Authorized Officer's execution thereof to constitute conclusive evidence of said officer's approval of all such changes, and each Authorized Officer be and is hereby authorized, together or alone, to execute and deliver said agreement or agreements to which the District is a party and to insert in each of the aforesaid Agreements the dollar amount which reflects the provisions of said purchase contracts; provided, however, that the true interest cost with respect to the Authority Bonds shall not exceed 5.5% and the Underwriter's discount shall not exceed 1% of the principal amount of the Authority Bonds thereof, excluding any original issue discount on the Authority Bonds and the purchase price of the District Bonds shall not exceed any amount prohibited by the Bond Law or the Act.

Section 8. The form of the Continuing Disclosure Agreement executed and delivered by the District and Willdan Financial Services, as Dissemination Agent thereunder, a copy of which is on file with the City Clerk (the "Continuing Disclosure Agreement"), be and is hereby approved in substantially the form thereof or with such changes as may be approved by an Authorized Officer, said Authorized Officer's execution thereof to constitute conclusive evidence of said Authorized Officer's approval of all such changes, and each Authorized Officer be and is hereby authorized, together or alone, to execute and deliver said Agreement.

Section 9. The form of the Preliminary Official Statement presented at this meeting and on file with the City Clerk is hereby approved, and the Underwriter is hereby authorized to distribute the Preliminary Official Statement to prospective purchasers of the Authority Bonds. Each Authorized Officer is authorized to make such additions thereto and changes therein as are determined necessary by the such Authorized Officer to make such Preliminary Official Statement final as of its date for purposes of Rule 15c2 12 of the Securities and Exchange Commission ("Rule 15c2-12"), including, but not limited to, such additions and changes as are necessary to make all information set forth therein accurate and not misleading. Each Authorized Officer is authorized to deem final the Preliminary Official Statement as of its date for the purpose of Rule 15c2-12. The final Official Statement shall be submitted to an Authorized Officer for approval.

Section 10. In accordance with the requirements of Section 53345.8 of the Act, the legislative body of the District hereby determines that the value of the real property within the District subject to the respective special taxes to pay debt service on the District Bonds is not less than three times the principal amount of the respective District Bonds and the principal amount of all other bonds outstanding that are secured by a special tax levied pursuant to the Act or a special assessment levied on property within Improvement Area No. 2 of the District. This determination is based on the assessed values of the property on the records of the County of Riverside.

Section 11. The City Council approves of the financing and hereby finds that significant public benefits exist in undertaking the financing in accordance with the criteria set forth in Government Code Section 6586.

Section 12. All conditions precedent to the financing pursuant to the City's policies relating to Mello-Roos Districts have been met or are hereby waived.

Section 13. Each Authorized Officer and the other officers and staff of the City and the District responsible for the fiscal affairs of the District are hereby authorized and directed to take any actions and execute and deliver any and all documents and certificates as are necessary to accomplish the issuance, sale and delivery of the District Bonds and to consummate the transactions contemplated by each aforesaid Agreement. In the event that the Mayor is unavailable to sign any document authorized for execution herein, any Authorized Officer may sign such document. Any document authorized herein to be signed by the City Clerk may be signed by a duly appointed deputy or assistant city clerk.

Section 14. This resolution shall take effect and be enforceable immediately upon its adoption.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

MAYOR OF THE CITY OF PERRIS

Attest:

CITY CLERK OF THE CITY OF PERRIS

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

I, Nancy Salazar, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number _____ was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the 13th day of March, 2018, and that it was so adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

By: _____
CITY CLERK

RESOLUTION NO. _____

A RESOLUTION OF THE PERRIS JOINT POWERS AUTHORITY AUTHORIZING THE ISSUANCE AND SALE OF NOT TO EXCEED \$5,000,000 OF ITS PERRIS JOINT POWERS AUTHORITY LOCAL AGENCY REVENUE BONDS (IA 2-CFD NO. 2014-1 (AVELINA)), 2018 SERIES A TO PURCHASE LOCAL OBLIGATION BONDS ISSUED BY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (AVELINA) OF THE CITY OF PERRIS, ON BEHALF OF IMPROVEMENT AREA NO. 2, UPON CERTAIN TERMS AND CONDITIONS, AND APPROVING CERTAIN DOCUMENTS AND OTHER ITEMS RELATING THERETO

WHEREAS, the City of Perris (the “City”), located in Riverside County, California, and the Housing Authority of the City of Perris (the “Housing Authority”), have entered into a Joint Exercise of Powers Agreement, dated March 26, 2013 (the “Agreement”), creating the Perris Joint Powers Authority (the “Authority”), pursuant to Articles 1 through 4 of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California (the “Bond Law”); and

WHEREAS, pursuant to Article 4 of the Bond Law and the Agreement, the Authority is authorized to borrow money for the purpose of financing the acquisition of bonds, notes and other obligations of, or for the purpose of making loans to, the City, the Housing Authority, and any associate member, and such other powers as may be provided under the Bond Law; and

WHEREAS, pursuant to Article 4 of the Bond Law and the Agreement, the Authority finds that it is necessary, appropriate, in the public interest, and in furtherance of the purposes of Article 4 of the Bond Law, to issue bonds and use the proceeds of the bonds to purchase bonds issued by the City on behalf of the District, as defined herein; and

WHEREAS, pursuant to the Bond Law and the Agreement, the Authority is further authorized to sell its bonds to public or private purchasers at public or negotiated sales; and

WHEREAS, the City Council (the “City Council”) of the City, located in Riverside County, California (hereinafter sometimes referred to as the “legislative body of the District”) has, pursuant to its Resolution No. 4779 (the “Resolution of Intention”) adopted on October 14, 2014, as supplemented by Resolution No. 4781, adopted October 28, 2014, and Resolution No. 4798 (the “Resolution of Formation”) adopted on January 13, 2015, heretofore undertaken proceedings and declared the necessity of Community Facilities District No. 2014-1 (Avelina) of the City of Perris (the “District”) to issue bonds pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California (the “Act”); and

WHEREAS, pursuant to its Resolution of Formation, Resolution of Intention, and Resolution Nos. 4799 and 4800 (collectively the “Resolutions”), adopted by the legislative body of the District on January 13, 2015, a certain bond proposition was submitted to the qualified electors within the District, and was approved by more than two-thirds of the votes cast at the election held on January 13, 2015, in addition to the levy of a special tax (the “Special Tax”) within each Improvement Area of the District in accordance with a rate and method of apportionment for each Improvement Area, including Improvement Area No. 2 (the “RMA”); and

WHEREAS, based upon Resolutions adopted by the legislative body of the District and the election, the District is authorized to issue bonds, pursuant to the Act, in an aggregate principal amount not to exceed \$5,000,000 for Improvement Area No. 2; and

WHEREAS, the City Council has heretofore undertaken proceedings and declared the necessity of the District to issue bonds pursuant to the terms and provisions of the Act, and desires to issue bonds at this time under the Act, with the assistance of the Authority, for the purpose of providing financing for the acquisition and construction of public facilities and public capital fees associated with the District, which the District is authorized to finance; and

WHEREAS, the District desires to accomplish the financing of certain public capital improvements through the issuance of bonds in an aggregate principal amount not to exceed \$5,000,000 designated as the “Improvement Area No. 2 of Community Facilities District No. 2014-1 (Avelina) of the City of Perris Special Tax Bonds, 2018 Series” (the “District Bonds”); and

WHEREAS, the legislative body of the District has determined in accordance with Government Code Sections 53360.4, and other applicable laws that a negotiated sale of the District Bonds to the Authority in accordance with the terms of a Commitment Agreement and Purchase Contract for Purchase and Sale of Local Obligation Bonds to be entered into by the District and the Authority (the “Local Obligation Bond Purchase Contract”), a form of which is on file with the City Clerk, will result in a lower overall cost to the District than a public sale of the District Bonds; and

WHEREAS, in order to raise the funds to purchase the District Bonds, the Authority will issue its Perris Joint Powers Authority Local Agency Revenue Bonds (IA 2-CFD No. 2014-1 (Avelina)), 2018 Series A (the “Authority Bonds”) pursuant to the Bond Law, and use the proceeds thereof to purchase the District Bonds from the District, to pay certain costs of issuance and fund a reserve fund and other funds in connection therewith; and

WHEREAS, the Authority desires to enter into an Indenture of Trust (the “Indenture”), by and between the Authority and U.S. Bank National Association, as Trustee (the “Trustee”), with respect to the issuance of the Authority Bonds and for the purpose of describing the terms, redemption provisions, defeasance provisions and security provisions of the Authority Bonds, and such other terms that are in the public interest to provide security and prevent defaults; and

WHEREAS, the Authority desires to purchase the District Bonds with the proceeds received from the Authority's concurrent sale of the Authority Bonds to Brandis Tallman LLC (the “Underwriter”) pursuant to the Bond Purchase Agreement to be entered into by and among the Authority and the Underwriter (the “Authority Purchase Contract”), and

WHEREAS, the District has caused a Preliminary Official Statement relating to the Authority Bonds (the "Preliminary Official Statement") to be submitted to the Authority for approval for distribution to prospective purchasers of the Authority Bonds; and

WHEREAS, the District has held a public hearing in accordance with Government Code Section 6586.5 following which it has determined that the financing of the capital improvements described herein through the issuance of the Authority Bonds by the Authority will provide significant public benefits for the City and the District and its citizens of the type described in Government Code Section 6586(a).

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Perris Joint Powers Authority, as follows:

Section 1. Each of the above recitals is true and correct and is adopted by the Authority.

Section 2. The Authority is authorized pursuant to Article 4 of the Bond Law to issue the Authority Bonds for the purpose of purchasing the District Bonds.

Section 3. The issuance of the Authority Bonds in a principal amount not to exceed \$5,000,000 is hereby authorized, with the exact principal amount to be determined by the official signing of the Authority Purchase Contract for the Authority Bonds in accordance with Section 7 below. The Authority hereby determines that it is prudent in the management of its fiscal affairs to issue the Authority Bonds and hereby finds significant public benefits will result in accordance with the criteria set forth in Government Code Section 6586. The Authority Bonds shall mature on the dates and pay interest at the rates set forth in the Indenture (as hereinafter defined) and the Authority Purchase Contract to be executed on behalf of the Authority in accordance with Section 7 hereof. The Authority Bonds shall be sold at the time and in the manner provided in the Authority Purchase Contract.

Section 4. The proposed form of the Indenture, between the Authority and the Trustee, on file with the Secretary of the Authority is hereby approved. The Chairperson, the Executive Director, the Assistant Executive Director, and Treasurer of the Authority (each an "Authorized Officer") are hereby each authorized and directed, for and in the name and on behalf of the Authority, to issue the Authority Bonds, subject to the terms and conditions of the Indenture, and to execute and deliver the Indenture in substantially the form hereof or with such changes as may be approved by the Authorized Officer, said Authorized Officer's execution thereof to constitute conclusive evidence of said Authorized Officer's approval of all such changes.

Section 5. The Authority Bonds shall be executed on behalf of the Authority by the manual or facsimile signature of an Authorized Officer and the manual or facsimile signature of the Secretary or a duly authorized Deputy or Assistant Secretary of the Authority. U.S. Bank National Association is hereby appointed to act as Trustee for the Authority Bonds.

Section 6. The proposed form of the Local Obligation Bond Purchase Contract on file with the Secretary of the Authority is hereby approved. Each Authorized Officer is hereby authorized and directed, for and in the name and on behalf of the Authority, to purchase the District Bonds from the District with the proceeds of the Authority Bonds, subject to the terms and

conditions of the Local Obligation Bond Purchase Contract, and to execute and deliver the Local Obligation Bond Purchase Contract to the District. Approval of any additions or changes in such form shall be conclusively evidenced by such execution and delivery of the Local Obligation Bond Purchase Contract. The Authority shall purchase the District Bonds simultaneously with the issuance of the Authority Bonds.

Section 7. The proposed form of the Authority Purchase Contract on file with the Secretary of the Authority is hereby approved. Each Authorized Officer is hereby authorized and directed, for and in the name and on behalf of the Authority, to purchase the District Bonds from the District with the proceeds of the Authority Bonds and to accept the offer of the Underwriter to purchase the Authority Bonds from the Authority, subject to the terms and conditions of the Authority Purchase Contract, and to execute and deliver the Authority Purchase Contract to the District and the Underwriter; provided, however, that the true interest cost with respect to the Authority Bonds shall not exceed 5.5% and the Underwriter's Discount shall not exceed 1% of the principal amount of the Authority Bonds thereof, excluding any original issue discount or premium on the Authority Bonds. Approval of any additions or changes in such form shall be conclusively evidenced by such execution and delivery of the Authority Purchase Contract.

Section 8. The Preliminary Official Statement presented at this meeting and on file with the Secretary is hereby approved, and the Underwriter is hereby authorized to distribute the Preliminary Official Statement to prospective purchasers of the Authority Bonds. Each Authorized Officer is authorized to make such additions thereto and changes therein as are determined necessary by the such Authorized Officer to make such Preliminary Official Statement final as of its date for purposes of Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12"), including, but not limited to, such additions and changes as are necessary to make all information set forth therein accurate and not misleading. Each the Authorized Officer is authorized to deem final the Preliminary Official Statement as of its date for the purpose of Rule 15c2-12 under the Securities Exchange Act of 1934, as amended. The final Official Statement shall be submitted to the Chairperson or Executive Director for approval.

Section 9. The Chairperson, Vice Chairperson, Treasurer and Executive Director of the Authority and any and all other officers of the Authority are hereby authorized and directed, for and in the name and on behalf of the Authority, to do any and all things and take any and all actions, including execution and delivery of any and all assignments, certificates, certificates related to tax exemption, notices, consents, instruments of conveyance, warrants and other documents, which they, or any of them, may deem necessary or advisable in order to consummate the issuance of the Authority Bonds and the sale, issuance and delivery of the District Bonds to the Authority and Underwriter pursuant to the Authority Purchase Contract approved herein.

Section 10. This resolution shall take effect from and after the date of approval and adoption thereof.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Perris Joint Powers Authority on this 13th day of March, 2018.

CHAIRPERSON OF THE PERRIS JOINT POWERS
AUTHORITY

ATTEST:

SECRETARY OF THE PERRIS
JOINT POWERS AUTHORITY

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
PERRIS JOINT POWERS AUTHORITY)

I, Nancy Salazar, Secretary of the Perris Joint Powers Authority, hereby certify that Resolution Number _____ was adopted by the Perris Joint Powers Authority at a regular meeting held on the 13th day of March, 2018, and that the same was adopted by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

By: _____
SECRETARY

Verbal Presentation

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Review the Perris Debt Issuance and Management Policy and the Proposed CFD 2017-1 Green Valley West Elm

REQUESTED ACTION: Receive a presentation on the Perris Debt Issuance and Management Policy and the Proposed CFD 2017-1 Green Valley West Elm

CONTACT: Jennifer Erwin, Director of Finance

BACKGROUND/DISCUSSION:

At the February 27, 2018 City Council meeting, Mayor Vargas requested that the City Council have the opportunity to review the City's adopted debt issuance policy and discuss the proposed CFD 2017-1 Green Valley West Elm. A presentation will be provided on the topics by staff and members of the City's Finance Team.

BUDGET (or FISCAL) IMPACT:

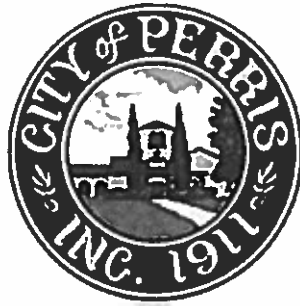
None

Reviewed by:

Director of Finance *Jf*
Assistant City Manager *DM*

Attachments: 1. Perris Debt Issuance and Management Policy Adopted May 9, 2017

Business



Debt Issuance and Management Policy

City of Perris

Introduction

The Debt Issuance and Management Policy (the “Policy”) provides written guidelines for issuing debt and managing outstanding debt and provides guidance to policy makers regarding the timing and purposes for which debt may be issued, types and amounts of permissible debt, and method of sale that may be used in satisfaction of the requirements of SB 1029, codified as part of Government Code Section 8855. Adherence to a debt policy helps to ensure the City’s debt is issued and managed prudently in order to maintain a sound financial position and optimal credit ratings.

Purpose

The purpose of this Policy is to provide functional tools for debt management, capital planning, and cash flow management in a conservative and prudent manner. The City’s most appropriate use of debt financing is for the purchase or construction of major capital facilities that will serve as a long-term community asset. The policies outlined below are not intended to serve as a list of rules to be applied to the City’s debt issuance process, but rather to serve as a set of guidelines to promote sound financial management.

The Policy as described herein is in accordance with current legislation and incorporates industry best practices. It has been devised to serve as a public representation of City objectives in relation to its use of any debt obligation. The Policy is further intended to memorialize guiding directives from the City Council (“Council”) to management and staff for decisions and recommendations related to the financial profile of the City.

The policy may be applied to any related entities to the City to the extent that entity does not have a separate policy.

Position

The Council intends that the City establish and maintain a framework for public finance borrowings such as general obligation bonds ("GO Bonds"), lease revenue bonds ("LRBs"), and certificates of participation ("COPs") issued or delivered by the City, including community facilities districts bonds ("CFDs"), Assessment Districts bonds ("ADs"), and other forms of indebtedness by the City.

1. Legal City debt or obligations, as the case may be, will be incurred mostly for major capital projects, not for any recurring purpose such as current operating and maintenance expenditures. For betterment and repair and replacement projects, debt financing may be used to better match the anticipated need and costs with available funds on hand. Smaller projects should be funded on a "pay-as-you-go" basis from current revenues. The City shall not construct or acquire a facility if it is unable to adequately provide for the subsequent annual operation and maintenance costs of the facility throughout its expected life. The weighted average useful life of the asset(s) or project financed through debt issuance shall exceed the payout schedule of any debt the City assumes.
2. Careful and consistent monitoring of such debt issuance is required to preserve the City's credit strength, budget and financial flexibility.
3. This policy shall be applicable for debt financing for the payment of facilities and special tax financing for facilities and services, as guidelines to assist concerned parties in following the City's approach to Community Facilities District financing. It is the City's goal to support projects which address a public need and provide a public benefit. Proposed projects requesting Community Facility District debt financing or other financing will be evaluated to determine if such financing is financially viable and in the best interest of the City and current and future City and project residents.

The City will consider applications requesting the formation of community facilities districts to finance facilities and services and the issuance of bonds to finance eligible public facilities pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Mello Roos Act"). The City reserves the right to request any additional reports, information or studies reasonably necessary in evaluating these applications.

All City and any consultant costs incurred in evaluating applications requesting the establishment of Districts will be paid by the applicant(s) by advance deposit increments or as otherwise agreed in writing by the City. The City shall not incur any non-reimbursable expense for processing such applications. Expenses not chargeable to the district shall be borne by the applicant.

4. POLICY

- i. In following this Policy, the City shall pursue the following debt management goals.
 - a. When funding capital improvements, the City will review all funding sources and determine the best source based on need and use of items being financed. For capital projects, the City will review the capital improvement program to

determine if debt issuance is the best source of funding given the overall capital improvement program and budget.

- b. For publicly offered debt, the City shall endeavor to attain the best possible credit strategy for each debt issue (with or without credit enhancement) in order to reduce interest costs, within the context of preserving financial flexibility and meeting capital funding requirements.
- c. The City shall remain mindful of debt limits in relation to assessed value changes within the City and the tax burden needed to meet long-term capital requirements.
- d. The City shall consider market conditions and City cash flows when timing the issuance of debt.
- e. The City shall determine the amortization (maturity) schedule which will best fit with the overall debt structure of the City at the time new debt is issued.
- f. The City shall give consideration to matching the term of the debt issue to the useful lives of related assets whenever practical, while considering repair and replacement costs of those assets to be incurred in future years as an offset to the useful lives, and the related length of time in the payout structure.

5. AUTHORIZATION AND TYPES OF DEBT AUTHORIZED TO BE ISSUED

- i. Authority and Purpose of the Issuance of Debt – The City is organized as a general law city, duly organized and validly existing under the laws of the State of California. The laws of the State of California authorize the issuance of debt of the City, and/or confer upon it the power and authority to make lease payments, contract debt, borrow money, and issue bonds for public improvement projects. Under these provisions, the City may contract debt to pay for the cost of acquiring, constructing, reconstructing, rehabilitating, replacing, improving, extending, enlarging and equipping City projects and or facilities, or to refund existing debt of the City.
- ii. New Debt
 - a. Debt issues may be used to finance capital facilities, projects and certain capital equipment where it is appropriate to spread the cost of the projects over more than one fiscal year.
 - b. Projects which are not appropriate for spreading costs over future years shall not be debt financed.
 - c. Long-term debt shall, under no circumstances, be used to fund City operations.
 - d. The City may issue long-term debt which may include, but is not limited to, GO Bonds, LRBs, COPs, CFDs, ADs and/or other capital lease-

purchase structures for capital facilities and projects, including fees which fund capital facilities,

iii. Land-Based Financings

- a. Public Purpose. There will be a clearly articulated public purpose in forming an assessment or special tax district in financing public infrastructure improvements. Council approval must be obtained to use this form of financing.

The City shall have final determination as to any facility's eligibility for financing, as well as the prioritization of facilities to be included within a district. The City shall evaluate the priority of such items on a project by project basis. The City may also require applicants to commit significant equity to projects for which public financing assistance is requested. The City shall also require the payment of a capital facilities fee of not less than \$1,000 per unit to finance facilities described in the resolution of intention to form the district or similar resolution relating to changes or annexations to the district.

- b. Eligible Improvements. Except as otherwise determined by the Council when proceedings for district formation are commenced, preference in financing public improvements through a special tax district will be given for those public improvements that help achieve clearly identified community facility and infrastructure goals in accordance with adopted facility and infrastructure plans as set forth in key policy documents such as the General Plan, Specific Plan, Facility or Infrastructure Master Plans, or Capital Improvement Plan.

Such improvements include study, design, construction and/or acquisition of:

1. Public safety facilities;
2. Streets, highways, and bridges;
3. Flood control facilities;
4. Street lighting;
5. Libraries;
6. Traffic signal and safety lighting;
7. Public utilities;
8. Park facilities, open space;

9. Recreational facilities;
10. Storm drain facilities;
11. Sanitary sewer facilities measures involving land acquisition, dedication, and revegetation;
12. Biological mitigation;
13. Potable and reclaimed water facilities;
14. Sewer facilities and water facilities;
15. School facilities;
16. Facilities authorized pursuant to development agreements, impact fee programs, capital improvement programs and capital facility fee programs of the City and other public agencies;
17. Other governmental facilities and improvements such as offices, information technology systems and telecommunication systems.
18. Other facilities authorized pursuant to the Mello-Roos Act, as such act may be amended from time to time.

The list of public services eligible to be financed are:

1. Fire protection and suppression services, and ambulance and paramedic services including all furnishings, equipment and supplies related thereto; and
2. Police protection services, including but not limited to criminal justice services, including all furnishings, equipment and supplies related thereto; and
3. Park, parkways and open space maintenance services, including all furnishings, equipment and supplies related thereto; and
4. Flood and storm protection services; and
5. Such other services and related facilities permitted by the Mello-Roos Act which the City determines necessary to fund pursuant to a resolution.

The City shall determine and evaluate the priority of services and the eligibility to fund services on a district by district basis.

- c. Active Role. Even though land-based financings may be a limited obligation of the City, we will play an active role in managing the district. This means that the City will select and retain the financing team, including the financial advisor, bond counsel, trustee, appraiser, disclosure counsel, special tax consultant, assessment engineer and underwriter. Any costs incurred by the City in retaining these services will generally be the responsibility of the property owners or developer, and will be advanced via a deposit when an application is filed; or will be paid on a contingency fee basis from the proceeds from the bonds.
- d. Credit Quality. When a developer requests a district, the City will carefully evaluate the applicant's financial plan and ability to carry the project, including the payment of assessments and special taxes during build-out. This may include detailed background, credit and lender checks, and the preparation of independent appraisal reports and market absorption studies. For districts where one property owner accounts for more than 25% of the annual debt service obligation, a letter of credit further securing the financing may be required. The City's independent financial advisor/consultant must review the proposed issuance of the bonds for viability.
- e. Reserve Fund. A reserve fund should be established in the lesser amount of: the maximum annual debt service; 125% of the annual average debt service; or 10% of the bond proceeds.
- f. Value-to-Debt Ratios. The minimum value- to-debt ratio should generally be 4:1. This means the value of the property in the district, with the public improvements, should be at least four times the amount of the assessment or special tax debt. In special circumstances, after conferring and receiving the concurrence of the City's financial advisor and bond counsel that a lower value-to-debt ratio is financially prudent under the circumstances; the City may consider allowing a value-to-debt ratio of 3:1.
- g. Appraisal Methodology. Determination of value of property in the district will be based upon the full cash value as shown on the ad valorem assessment roll or upon an appraisal by an independent, impartial, and qualified appraiser. The definitions, standards and assumptions to be used for appraisals will be determined by the City on a case-by-case basis, with input from City consultants and district applicants, and by reference to relevant materials and information promulgated by the State of California, including the Appraisal Standards for Land Secured Financings prepared by the California Debt and Investment Advisory Commission (CDIAC).
- h. Capitalized Interest During Construction. Decisions to capitalize interest will be made on case-by-case basis, with the intent that if allowed, it

should improve the credit quality of the bonds and reduce borrowing costs, benefiting both current and future property owners.

- i. Maximum Burden. Annual assessments (or special taxes in the case of Mello-Roos or similar districts) should generally not exceed 1% of the sales price of the property; and total property taxes, special assessments and special taxes payments collected on the tax roll (all “overlapping” debt burden) should generally not exceed 2%.
- j. Benefit Apportionment. Assessments and special taxes will be apportioned according to a formula that is clear, understandable, equitable and reasonably related to the benefit received by, or burden attributed to, each parcel with respect to its financed improvement. No annual escalation factor will be permitted.
- k. Special Tax District Administration. In the case of Mello-Roos or similar special tax districts, the total maximum annual tax should not exceed 110% of annual debt service. The rate and method of apportionment should include a back-up tax in the event of significant changes from the initial development plan, and should include procedures for prepayments. Neither the City nor the Community Facilities District shall be obligated to pay for the cost of determining the prepayment amount, which is to be paid by the applicant.
- l. Foreclosure Covenants. In managing administrative costs, the City will establish minimum delinquency amounts per owner, and for the district as a whole, on a case-by-case basis before initiating foreclosure proceedings.
- m. Disclosure to Bondholders. In general, each property owner who accounts for more than 20% of the annual debt service or bonded indebtedness must provide ongoing disclosure information annually as described under SEC Rule 15(c)-12.
- n. Disclosure to Prospective Purchasers. Full disclosure about outstanding balances and annual payments should be made by the seller to prospective buyers at the time that the buyer bids on the property. It should not be deferred to after the buyer has made the decision to purchase. When appropriate, applicants or property owners may be required to provide the City with a disclosure plan. Such plan may include home buyer notifications requiring signature prior to home purchases, as well as methods to notify subsequent home purchasers. The City may require that Developers offer residential buyers the option of having all special taxes prepaid upon close of escrow, with a corresponding increase in the purchase price of the residence.

The City shall use all reasonable means to ensure compliance with applicable federal securities laws in connection with the issuance of debt

and the provision of annual information regarding any District established by the City with respect to which Bonds have been issued, including requiring any developer in a District who is material to the Bond issue to transmit appropriate information to the City or its designee for disclosure to Bond investors.

6. STRUCTURE OF DEBT ISSUES

- i. Relation of Debt to City Budget – The City shall review and consider its existing capital improvement/facilities plan when issuing debt. Each debt issuance should be evaluated on an individual basis within the context of the City’s overall financing objectives, integration with the City’s capital improvement program, and current market conditions.
- ii. Maturity of Debt – The City shall structure debt to mature in compliance with the provisions of the Internal Revenue Code (or any successor thereto) and ensure that the term of the debt issuance does not exceed the expected useful life of the capital project permitted by the Internal Revenue Service.
- iii. Debt Service Structure – The City shall design the financing schedule and repayment of debt so as to take best advantage of market conditions, provide flexibility, and, as practical, to recapture or achieve its best credit rating for future use. The City will evaluate alternative debt structures (and timing considerations) to ensure the most cost-efficient financing under prevailing market conditions. Annual debt service payments shall generally be amortized on a level basis. An internal analysis will be conducted for each proposed long-term financing which analyzes the impact on current and future budgets for debt service and operations. This analysis will also address the reliability of revenues to support debt service. No new debt will be undertaken without consulting appropriate external financial advisors and bond counsel. Financial advisors and bond counsel will be selected in a manner consistent with the City’s customary practice of hiring professional services.
- iv. Call Provisions – The City may provide for the call and redemption of bonds before their maturity at times and prices and upon any other terms as it specifies, based upon analysis from the underwriters and financial advisors of the economics of callable versus non-callable features.
- v. Credit Enhancement – The City may enter into credit enhancement agreements such as municipal bond insurance, reserve sureties, and letters of credit with commercial banks, municipal bond insurance companies, or other financial entities when such enhancement results in lower borrowing costs, eliminates restrictive covenants, or has a net economic benefit to the debt issuance. The City shall use a competitive process to select providers of such credit enhancements to the extent applicable.

7. SALE OF SECURITIES

The City will determine on a case-by-case basis whether to sell its bonds through a public sale or a private placement.

- i. Public Sale – There are two methods of public sale of debt, competitive and negotiated. Preference shall be given to competitive sales. However, both methods of sale shall be considered for all issuance of debt to the extent allowed by law, as each method has the potential to achieve the lowest financing cost given the right conditions.
 - a. Competitive Sale – When a competitive bidding process is deemed the most advantageous method of sale for the City, award shall be based upon, among other factors, the lowest offered True Interest Cost (“TIC”), as long as the bid adheres to requirements set forth in the official notice of sale.
 - b. Negotiated Sale – The City recognizes that some securities are best sold through negotiation. When a negotiated sale process is deemed the most advantageous method of sale for the City, selection shall be based upon, among other factors, qualifications, experience, pricing ability, and fees.
- ii. Private Placement – From time to time the City may elect to issue debt on a private placement basis. While not used as frequently as negotiated or competitive public sale methods, a private placement sale may be appropriate when the financing can or must be structured for a single or limited number of purchasers. Such method of sale shall be considered if it is demonstrated to result in cost savings or provide other advantages relative to other methods of debt issuance, or if it is determined that access to the public market in unavailable and timing considerations require that a financing be completed.

8. CREDIT RATING AGENCIES

- i. In public issuance of debt, the City shall endeavor to attain the best possible credit rating for each debt issue (with or without credit enhancement).
- ii. In private placement, the City will consider the debt issuance on its overall credit rating.
- iii. The City shall endeavor to maintain effective relations with credit rating agencies.
- iv. The City and its financial advisor shall meet with, make presentations to, or otherwise communicate with the credit rating agencies on a regular basis in order to keep the credit rating agencies informed concerning the City’s capital project plans, debt issuance program, debt management activities, and other appropriate financial information.

9. REFUNDING AND RESTRUCTURING OUTSTANDING DEBT

- i. Whenever deemed to be in the best interest of the City, the City may consider refunding or restructuring outstanding debt. The primary considerations for refunding or restructuring outstanding debt shall be financially advantageous or beneficial structuring.
- ii. The financial advantages of refunding outstanding debt shall be based upon a review of a net present value analysis of any proposed refunding in order to make a determination regarding the cost-effectiveness of the proposed refunding.
 - a. Generally, the City may initiate a refunding when three (3.00%) percent net present value or greater savings as a percentage of the refunded aggregate principal amount can be achieved.
 - b. The target net present value savings as a percentage of the refunded aggregate principal amount shall be no less than three (3.00%) percent at the time of sale. This figure should serve only as a guideline; the City must evaluate each refunding opportunity on a case-by-case basis and must take into consideration: time to maturity; size of the issues; current interest rate environment; annual cash flow savings; and the value of the call option. The City Manager or his designee shall have the discretion to designate a lower percentage savings if applicable.

10. INTERNAL CONTROLS

The City shall be vigilant in using bond proceeds in accordance with the stated purposes at the time such debt was incurred.

- i. All debt transactions must be approved by the Council or applicable governing board. The proceeds of bond sales will be invested until used for the intended project(s) in order to maximize utilization of the public funds. The investments will be made to obtain the highest level of 1) safety, 2) liquidity, and 3) yield, and may be held as cash. The City's investment guidelines and bond indentures will govern objectives and criteria for investment of bond proceeds. The City Manager or designee will oversee the investment of bond proceeds in a manner to avoid, *if possible*, and minimize any potential negative arbitrage over the life of the bond issuance, while complying with arbitrage and tax provisions.
- ii. Bond proceeds will be deposited and recorded in separate accounts to ensure funds are not commingled with other forms of City funds. The City's Trustee or Fiscal Agent will administer the disbursement of bond proceeds pursuant to each certain Indenture of Trust or Fiscal Agent Agreement, respectively. To ensure proceeds from bond sales are used in accordance with legal requirements, invoices submitted need to be approved by the City Manager or designated alternate for payment. Requisition for the disbursement of bond funds will be approved by the City Manager or designated alternate. Responsibility for general ledger reconciliations and records is segregated from the invoice processing, cash receipting, and cash disbursement functions.

- iii. The City Manager or designate will be tasked with monitoring the expenditure of bond proceeds to ensure they are used only for the purpose and authority for which the bonds were issued and exercising best efforts to spend bond proceeds in such a manner that the City will meet one of the spend-down exemptions from arbitrage rebate. Tax-exempt bonds will not be issued unless it can be demonstrated that 85% of the proceeds can reasonably be expected to be expended within the three-year temporary period.

11. SB 1029 COMPLIANCE

Senate Bill 1029 (“SB 1029”), signed by Governor Brown on September 12, 2016, requires issuers to adopt debt policies addressing each of the five items below. The City believes this Policy is in compliance with SB 1029.

- i. *The purposes for which the debt proceeds may be used.*
 - a. Section 5 (Authorization And Types Of Debt Authorized To Be Issued) of this Policy provides information regarding the purposes for which the City may spend debt proceeds.
- ii. *The types of debt that may be issued.*
 - a. Section 5 (Authorization And Types Of Debt Authorized To Be Issued) of this Policy provides information regarding the types of debt the City may issue.
- iii. *The relationship of the debt to, and integration with, the issuer's capital improvement program or budget, if applicable.*
 - a. Section 4 (Policy) and Section 6 (Structure of Debt Issues) of this Policy provide information regarding the relationship between the City's debt and Capital Improvement Program.
- iv. *Policy goals related to the issuer's planning goals and objectives.*
 - a. Section 4 (Policy) of this Policy describes the City's planning goals and objectives.
- v. *The internal control procedures that the issuer has implemented, or will implement, to ensure that the proceeds of the proposed debt issuance will be directed to the intended use.*
 - a. Section 10 (Internal Controls) of this Policy provides information regarding the City's internal control procedures designed to ensure that the proceeds of a debt issuance are spent as intended.

12. MISCELLANEOUS

- i. The Policy was drafted with the intent of providing Council-approved guiding directives to management and staff for decisions and recommendations related to the financial profile of the City, and is intended to support the City's debt obligations to present and future generations of customers. The Policy is intended to be revisited and updated periodically if there is a material change in the risk exposures or conditions.
- ii. The City acknowledges that the capital marketplace fluctuates, municipal finance products change from time to time, and that issuer and investor supply and demand vary. These fluctuations may produce situations that are not anticipated or covered by this policy. As such, the Council may make exceptions or modifications to this policy to achieve the debt management goals outlined above. Management flexibility is appropriate and necessary in such situations, provided specific authorization is granted by the Council.

12, Waiver. The City Council or governing board may waive any provision of the policy if it determines that the waiver is appropriate for a particular issue or in the public interest.

Comprehensive Debt Policy

Adopted on May 9, 2017

CITY COUNCIL
AGENDA SUBMITTAL

Meeting Date: March 13, 2018

SUBJECT: Consideration of the Submission of a Term Limits Ordinance to the City's Voters at the November 6, 2018, Election

REQUESTED ACTION: That the City Council consider the proposed Term Limits Ordinance, and consider whether it desires to submit the proposed Term Limits Ordinance to the City's Voters at the November 6, 2018, Election by adopting the necessary resolutions.

CONTACT: Eric Dunn, City Attorney

BACKGROUND:

On January 31, 2017, the City Council established the Campaign Transparency Ad Hoc Sub-Committee ("Committee"). The purpose of the Committee was to examine the potential adoption of term limits and campaign/financial interest disclosures (beyond what is required under State law). The Committee's members are Mayor Pro Tem Corona and Council Member Rabb. On December 12, 2017 the Committee made its report to the City Council. After some discussion, the City Council directed staff to bring back the term limit issue for further consideration. On February 13, 2018, after further discussion, the City Council directed staff to bring back a proposed Term Limits Ordinance, based upon the discussion at the meeting, and the necessary election resolutions to submit the matter to the City's voters.

DISCUSSION:

1. Term Limits

The City of Perris does not currently have term limits for the offices of the mayor, city council member, or city clerk. Under Government Code Section 36502(b), cities have the express authority to send a measure to the voters establishing term limits for the offices of the mayor and council members. The election must be a regularly scheduled city election (in this case, the Term Limits Ordinance would be submitted to the voters at the November 6, 2018, Election). The term limits would be part of an ordinance submitted to the voters like any other ballot measure (*i.e.*, the City Council would have to adopt a resolution calling the election, requesting consolidation, and authorizing arguments, City Attorney impartial analysis, and rebuttals). Government Code Section 36502 also provides that "Any proposal to limit the number of terms a member of the city council may serve on the city council, or the number of terms an elected mayor may serve, shall apply prospectively only." This means past and current terms would not be counted toward the limit.

2. Proposed Ordinance

If adopted, the proposed Term Limits Ordinance, which is attached to this report, would do the following:

- Only apply prospectively.

- Limit the office of Mayor, City Council Member, and City Clerk to three terms each. The terms between these offices would not be aggregated, meaning that a person could serve up to three terms in one office then up to three more terms in a different office.
- Partial terms of office will not count as a term for elected/appointed officials if the remainder of the term is less than one-half a full term of office.

3. Election Resolutions

To place the proposed Term Limits Ordinance as a measure on the November 6, 2018, ballot, the City must adopt the following resolutions: (i) a resolution adding the term limits measure to the ballot of the General Election; (ii) a resolution consolidating the measure with the November 6, 2018, statewide General Election; (iii) a resolution pursuant to Elections Code §§ 9282, 9287, 9280, whereby the City Council authorizes City Council members to file written argument for the Term Limits ballot measure and directs the City Attorney to prepare an impartial analysis of the measure; and (iv) a resolution pursuant to Elections Code § 9285, whereby the City Council adopts provisions providing for the filing of rebuttal arguments regarding City measures submitted at municipal elections.

It is recommended that the City Council discuss and consider the proposed Term Limits Ordinance, and consider whether it desires submit the proposed Term Limits Ordinance to the City's Voters at the November 6, 2018, election by adopting the necessary resolutions.

BUDGET (or FISCAL) IMPACT:

If the City Council directs city staff to begin the process of adopting term limits for the City Council, then the City will have to pay an additional estimated \$18,500 to \$28,500 to add the measure to the November 2018 Election (based upon information from the County of Riverside).

Reviewed by:

City Attorney x

Assistant City Manager Darren Madkin DM

Finance Director Jennifer Erwin JE

Attachments:

1. Proposed Term Limits Ordinance
2. Proposed Resolution Adding the Term Limits Measure to the General Election Ballot
3. Proposed Resolution Consolidating the Municipal General Election with the Statewide General Election and Consolidating the Term Limits Measure with the Statewide General Election Ballot
4. Proposed Resolution for Arguments for the Term Limits Measure and Impartial Analysis of the Term Limits Measure
5. Proposed Resolution for Rebuttal Arguments of the Term Limits Measure

Consent:

Public Hearing:

Business Item: X

Other:

ORDINANCE NO. _____

AN ORDINANCE OF THE PEOPLE OF CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, SETTING TERM LIMITS FOR THE ELECTED OFFICIALS IN THE CITY OF PERRIS BY ADDING A NEW CHAPTER 2.05 "TERM LIMITS FOR ELECTED OFFICIALS" TO TITLE 2 OF THE PERRIS MUNICIPAL CODE

WHEREAS, the elected officials of the City of Perris currently are Mayor, members of the City Council, and City Clerk; and,

WHEREAS, the City of Perris currently does not have term limits for the elected officials of the City; and,

WHEREAS, the anticipated positive aspects of term limits for elected city officials include the following:

- Encourages new people to get involved in local government
- Broadens the base of potential candidates
- Encourages fresh ideas
- Provides voters with more choices
- Increases voter turnout
- Encourages broader representation of different neighborhoods; and,

WHEREAS, it is in the best interests of the City that term limits be established for all elected offices in the City, and it is the purpose and intent of this Ordinance to achieve the positive impacts of term limits mentioned above.

THE PEOPLE OF THE CITY OF PERRIS DO HEREBY ORDAIN AS FOLLOWS:

Section 1. Recitals Incorporated. The foregoing Recitals are incorporated herein by reference as if set forth in full.

Section 2. New Chapter. A new Chapter 2.05 is added to Title 2 of the Perris Municipal Code to read, in its entirety, as follows:

"Chapter 2.05. TERM LIMITS FOR ELECTED OFFICIALS

Section 2.05.010. Term Limits.

No person shall be elected or appointed to more than three (3) terms as an elected official in the City of Perris. For the purposes of calculating the number of terms in the limitation on terms of office, the terms served by a person elected or appointed to one elected office in the City of Perris shall not be aggregated with terms served by that person in another elected office in the City of Perris. For example, a single person may serve three (3) terms as mayor, three (3) terms as a city council member, and three (3) terms as city clerk.

Section 2.05.020. Elected Officials.

The term “elected official” as used in this Chapter shall mean the:

- A. Mayor,
- B. Member of the City Council, and
- C. City Clerk.

Section 2.05.030. Partial Terms of Office.

The limitation on terms of office described in section 2.05.010 shall not apply to any unexpired term to which a person is elected or appointed if the remainder of the term is less than one-half of the full term of office.

Section 2.05.040. Application.

The term limits described in this Chapter shall apply prospectively to terms of office beginning after the November 2018 election.

Section 2.05.050. Amendments.

The City Council may by majority vote amend the provisions of this Chapter contained in Section 2.05.030 to implement the substantive provisions of this Chapter, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 2.05.060. Severability.

If any subsection, subdivision, paragraph, sentence, clause, or phrase of this Chapter or any part thereof is for any reason held to be unenforceable or otherwise invalid, such decision shall not affect the validity of the remaining portion of this Chapter or any part thereof.”

Section 3. Amendment or Repeal. The City Council may by majority vote amend the provisions of this Ordinance to implement the substantive provisions of this Ordinance, provided that such amendments are consistent with and further the purposes and intent of this Chapter.

Section 4. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance or any part thereof is for any reason held to be

unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this ordinance or any part thereof. The People of the City of Perris hereby declare that they would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

Section 5. Effective Date. After its adoption by the voters, this Ordinance shall be in full force and effect ten (10) days after the vote is declared by the City Council of the City of Perris, pursuant to the provisions of Election Code §§ 9217 and 15400 and as provided by law.

ADOPTED, SIGNED and APPROVED this __ day of _____, 2018.

MAYOR, MICHAEL M. VARGAS

ATTEST:

City Clerk, Nancy Salazar

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, DO HEREBY CERTIFY that the foregoing Ordinance Number _____ was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the __ day of _____, 2018, and that it was so adopted by the following vote:

AYES:
NOES:
ABSENT:

City Clerk, Nancy Salazar

01006.0001/449341.4

01006.0001/449341.3

RESOLUTION NUMBER (next in order)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF A CERTAIN MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS AT THE GENERAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, AS CALLED BY RESOLUTION NO. 5216

WHEREAS, the City Council of the City of Perris has called a General Municipal Election to be held on Tuesday, November 6, 2018, and consolidated with the statewide General Election, by Resolution No. 5216 adopted on January 9, 2018, for the purpose of submitting a ballot measure relating to taxation of commercial cannabis activities; and,

WHEREAS, the City Council of the City of Perris desires to submit to the voters an additional proposed measure to establish term limits for the elected officials of the City of Perris;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the City Council of the City of Perris, pursuant to its right and authority, hereby orders submitted to the voters at the General Municipal Election to be held on Tuesday, November 6, 2018, the following additional question:

| | |
|--|-----|
| Term Limits for Elected Officials. Shall the measure, establishing a lifetime term limit of three (3) terms served as an elected official in the City of Perris, including Mayor, member of the City Council, and City Clerk, in which the terms served by a person elected or appointed to one elected office shall not be aggregated with terms served by that person in another elected office, be approved? | YES |
| | NO |

Section 2. That the text of the Ordinance, as provided in the question above, is to be submitted to the voters as a proposed measure and is attached as Exhibit "A" to this resolution.

Section 3. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Perris, California, at a special meeting held on the 13th day of March, 2018.

MAYOR OF THE CITY OF PERRIS

ATTEST:

CITY CLERK OF THE CITY OF PERRIS

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §

CITY OF PERRIS)

I, Nancy Salazar, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number _____ was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the ___ day of March, 2018, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

By: _____
CITY CLERK

EXHIBIT A
Ordinance Establishing Term Limits for Elected City Officials

RESOLUTION NUMBER (next in order)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF RIVERSIDE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2018, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE ELECTIONS CODE.

WHEREAS, the City Council of the City of Perris has called a General Municipal Election to be held on Tuesday, November 6, 2018, and consolidated with the statewide general election, by Resolution No. 5216 adopted on January 9, 2018, for the purpose of submitting a ballot measure relating to taxation of commercial cannabis activities; and,

WHEREAS, the City Council now desires to submit an additional measure to the voters regarding the question of establishing term limits for elected officials in the City of Perris (“Term Limits Measure”); and,

WHEREAS, it is desirable that the City’s general municipal election be consolidated with the statewide general election to be held on the same date and that within the city the precincts, polling places and election officers of the two elections be the same, and that the county election department of the County of Riverside canvass the returns of the general municipal election and that the election be held in all respects as if there were only one election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. The recitals set forth above are true and correct and incorporated herein by this reference.

Section 2. That pursuant to the requirements of the laws of the State of California relating to general law cities, the City Council, by Resolution No. 5216, previously called and ordered to be held in the City of Perris, California, on Tuesday, November 6, 2018, a general municipal election, for the purpose of submitting a ballot measure relating to taxation of commercial cannabis activities.

Section 3. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of Riverside is hereby requested to consent and agree to the consolidation of the election for the Term Limits Measure with the statewide general election to be held on Tuesday, November 6, 2018, for the purpose of submitting the Term Limits Measure to the voters of the City of Perris.

Section 4. That the additional Term Limits Measure is to appear on the ballot as follows:

| | |
|--|-----|
| Term Limits for Elected Officials. Shall the measure, establishing a lifetime term limit of three (3) terms served as an elected official in the City of Perris, including Mayor, member of the City Council, and City Clerk, in which the terms served by a person elected or appointed to one elected office shall not be aggregated with terms served by that person in another elected office, be approved? | YES |
| | NO |

Section 5. That the text of the Ordinance, as provided in the question above, is to be submitted to the voters as a proposed measure and is attached as Exhibit B to this resolution.

Section 6. That the vote requirement for the ballot measure to pass is a majority (50% +1) of the votes cast.

Section 7. That the City Clerk is authorized, instructed and directed to coordinate with the Registrar of Voters of the County of Riverside (“Registrar”) to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election; and, further that, pursuant to the consolidation request herein, the City of Perris requests the Registrar to perform, and which such officer is hereby authorized and directed to perform, the following specified services: the preparation, printing and mailing of sample ballots and polling place cards; the establishment or appointment of precincts, polling places and election officers; the furnishing of ballots, voting booths and other necessary supplies or materials for polling places; and the performance of such other election services as may be requested by the City Clerk which may be necessary in order to properly and lawfully conduct the said Election, as more specifically detailed in Exhibit A of this Resolution.

Section 8. That the Election shall be held in all respects as if there were only one election, and only one form of ballot shall be used, and the Registrar is authorized to canvass the returns of the General Municipal Election and furnish the results of such canvassing to the City Clerk of the City of Perris, as provided by law. The election will be held and conducted in accordance with the provisions of law regulating the statewide election.

Section 9. That the City Council of the City of Perris, pursuant to Elections Code section 320, hereby designates Nancy Salazar, City Clerk, or her designee, as the City of Perris Elections Official for purposes of this election and its related process.

Section 10. That the Board of Supervisors of the County of Riverside is requested to issue instructions to the Registrar to take any and all steps necessary for the holding of the consolidated election.

Section 11. The City of Perris recognizes that additional costs will be incurred by the County of Riverside by reason of this consolidation, and agrees to reimburse the County of Riverside for services rendered, upon presentation of a properly detailed invoice to the City Clerk of the City of Perris.

Section 12. That the polls for said Election shall be opened at seven o'clock a.m. (7:00 a.m.) of the day of said Election and shall remain open continuously from said time until eight o'clock p.m. (8:00 p.m.) of the same day, when said polls shall be closed, pursuant to Elections Code section 10242, except as provided in Section 14401 of the Elections Code.

Section 13. That in all particulars not recited in this Resolution, said Election shall be held and conducted as provided by law for holding municipal elections in said City and that pursuant to Elections Code sections 10403 and 10418, the City Council of the City of Perris hereby acknowledges that the consolidated election shall be held and conducted in the manner prescribed in Elections Code section 10418 and in accordance with the provisions of law regulating the statewide election;

Section 14. That the City Clerk of the City of Perris is hereby directed to file a certified copy of this Resolution with the Registrar of Voters of the County of Riverside.

Section 15. That the notice of time and place of holding said Election is hereby given and the City Clerk is authorized, instructed and directed to give such further or additional notice of said Election, in time, form and manner as required by law.

Section 16. That the City Clerk shall certify to the passage and adoption of this Resolution; shall enter the same in the book of original Resolutions of the City of Perris; and shall make a minute of passage and adoption thereof in the records of the proceedings of the City Council of the City of Perris, in the minutes of the meeting at which same is passed and adopted.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

MAYOR OF THE CITY OF PERRIS

ATTEST:

CITY CLERK OF THE CITY OF PERRIS

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

I, Nancy Salazar, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number (next in order) was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the ___ day of March, 2018, and that it was so adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

City Clerk, Nancy Salazar

EXHIBIT A

Detailed list of services to be provided by the Riverside County Registrar of Voters:

- 1) **Prepare all up-to-date election process forms.**
- 2) **Provide signature verification services for all nomination papers.**
- 3) **Prepare sample ballot materials including candidate statements and translations for review by the City Clerk, prior to distribution.**
- 4) **Distribute sample ballots to all qualified City of Perris registered voters.**
- 5) **Establish polling places for voting precincts.**
- 6) **Provide voting equipment, ballot boxes, ballots, and all other necessary supplies and paraphernalia, for each established polling place.**
- 7) **Select, train and issue payment to poll workers and alternate poll workers as required by law for each polling place established. The City shall have the opportunity to review the final list of poll workers assigned to serve in City precincts.**
- 8) **Provide training for "Range Inspectors" hired by the County to provide technical support on Election Days.**
- 9) **Provide an alphabetical listing of each voter in the City, including their appropriate polling place location, on CD if available.**
- 10) **Provide the necessary voter registration lists for all polling locations.**
- 11) **Publish and post required notices regarding polling places and poll workers.**
- 12) **Provide the County tabulation equipment and the qualified and trained County personnel to operate the same.**
- 13) **Provide County personnel for security during the ballot counting and tabulation process.**
- 14) **Provide sufficient personnel to deliver, process, count and tabulate the ballots on the night of the general municipal election.**
- 15) **Distribute and process all vote by mail ballots.**
- 16) **Distribute and process all provisional ballots.**
- 17) **Prepare and deliver the election returns of the votes cast at the general municipal election to the Perris City Clerk, to enable the City Clerk to canvass the returns and declare the results.**
- 18) **Provide voting precinct maps for use by the City Clerk's Office and City poll workers, in assisting voters to determine their precinct polling locations.**
- 19) **Provide itemized written Invoice prior to December 31, 2018.**

EXHIBIT B

Ordinance Establishing Term Limits for Elected Officials in the City of Perris

RESOLUTION (next in order)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, SETTING PRIORITIES FOR FILING WRITTEN ARGUMENT(S) IN SUPPORT AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS

WHEREAS, the City Council of the City of Perris has called a General Municipal Election to be held on Tuesday, November 6, 2018, and consolidated with the statewide General Election, by Resolution No. 5216 adopted on January 9, 2018, for the purpose of submitting a ballot measure relating to taxation of commercial cannabis activities; and,

WHEREAS, at the General Municipal Election to be held in the City of Perris, California, on November 6, 2018, there will also be submitted to the voters a ballot measure to consider adopting a proposed ordinance to establish term limits for the elected officials of the City of Perris (“Term Limits Measure”).

WHEREAS, the additional Term Limits Measure will appear on the November 6, 2018, ballot as follows:

| | |
|--|-----|
| Term Limits for Elected Officials. Shall the measure, establishing a lifetime term limit of three (3) terms served as an elected official in the City of Perris, including Mayor, member of the City Council, and City Clerk, in which the terms served by a person elected or appointed to one elected office shall not be aggregated with terms served by that person in another elected office, be approved? | YES |
| | NO |

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Election Code §§ 9282 and 9287, the City Council hereby authorizes, but does not require, any or all members of the City Council to file a written argument for the foregoing measure.

Section 2. That in the event that more than one argument for or against the foregoing measure is timely submitted, the City Council’s duly appointed elections official shall give preference and priority first, to arguments submitted by a member of the City Council, as authorized by this Resolution, and second, to individual voters, bona fide associations, or a combination thereof, in the order set forth at California Elections Code § 9287.

Section 3. That in accordance with the requirements of Division 9, Chapter 3, Article 4 of the California Elections Code, all written arguments for or against the foregoing measure: (1) shall not exceed three hundred (300) words in length; (2) shall be filed with the City's designated elections official; (3) shall be accompanied by the printed name(s) and signature(s) of the person(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of the principal officers who is the author of the argument; and (4) shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. All written arguments may be changed or withdrawn until and including the date fixed by the City's designated elections official, after which time no arguments for or against the foregoing measure may be submitted to the elections official.

Section 4. That the City Council hereby directs the City's designated elections official to transmit a copy of the foregoing measure to the City Attorney. In accordance with California Elections Code § 9280, the City Attorney is hereby directed to prepare an impartial analysis of the measure, not to exceed five hundred (500) words in length, showing the effect of the measure on the existing law and the operation of the measure. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point bold type, a legend substantially as follows: **"The above statement is an impartial analysis of Ordinance or Measure _____. If you desire a copy of the ordinance or measure, please call the elections official's office at (insert telephone number) and a copy will be mailed at no cost to you."** The impartial analysis shall be filed by the date set by the City's designated elections official for the filing of primary arguments.

Section 5. That the City's designated elections official shall cause the City Attorney's Impartial Analysis, and duly selected arguments, to be printed and distributed to voters in accordance with State law regarding same.

Section 6. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

ATTEST:

MAYOR OF THE CITY OF PERRIS

CITY CLERK OF THE CITY OF PERRIS

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

I, Nancy Salazar, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number _____ was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the ___ day of March, 2018, and that it was so adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

By: _____
CITY CLERK

RESOLUTION (next in order)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS REGARDING THE MEASURE TO ESTABLISH TERM LIMITS FOR ELECTED OFFICIALS IN THE CITY OF PERRIS

WHEREAS, a General Municipal Election is to be held in the City of Perris, California, on November 6, 2018, at which there will be submitted to the voters ballot measures to consider adopting proposed ordinances (1) to establish a tax upon commercial cannabis activities in the City of Perris and (2) to establish term limits for the elected officials of the City of Perris; and,

WHEREAS, California Elections Code § 9285 authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments regarding city measures submitted at municipal election.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That pursuant to Elections Code § 9285, when the City's designated elections official has selected the arguments for and against the foregoing measure which will be printed and distributed to the voters, the City's designated elections official shall send copies of the argument in favor of the measure to the authors of the argument against, and copies of the argument against to the authors of the argument in favor. The author or a majority of the authors of an argument relating to the foregoing city measure may prepare and submit a rebuttal argument not to exceed two hundred and fifty (250) words in length. A rebuttal argument may not be signed by more than five (5) authors. The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than ten (10) days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement to be Filed by Author(s) of Argument as provided for in California Elections Code § 9600. Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

Section 2. That all previous resolutions providing for the filing of rebuttal arguments for city measures are repealed.

Section 3. That the provisions of Section 1 of this Resolution shall apply only to the General Municipal Election to be held on November 6, 2018, and shall then be repealed.

Section 4. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions. This Resolution shall be effective immediately upon passage and adoption.

ADOPTED, SIGNED and APPROVED this 13th day of March, 2018.

ATTEST:

MAYOR OF THE CITY OF PERRIS

CITY CLERK OF THE CITY OF PERRIS

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

I, Nancy Salazar, City Clerk of the City of Perris, do hereby certify that the foregoing Resolution Number _____ was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the ___ day of March, 2018, and that it was so adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

By: _____
CITY CLERK

CITY COUNCIL/
AGENDA SUBMITTAL

Meeting Date: March-13, 2018

SUBJECT: Police Department Year End Report

REQUESTED ACTION: N/A

CONTACT: Captain Greg Fellows

BACKGROUND/DISCUSSION: Update on Police Services

BUDGET (or FISCAL) IMPACT: N/A

Reviewed by:

City Attorney

Director of Finance *gh*

Assistant City Manager *dm*

Attachments: Power Point Presentation

Consent:

Public Hearing:

Business Item: Yes

Other: