

RESOLUTION NUMBER 5611

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS APPROVING AND AUTHORIZING EXECUTION OF AN ACQUISITION AND FUNDING AGREEMENT IN CONNECTION WITH THE ANNEXATION OF PROPERTY TO COMMUNITY FACILITIES DISTRICT 2007-2 (PACIFIC HERITAGE) OF THE CITY OF PERRIS; AND MAKING FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH.

WHEREAS, the City of Perris (the “City”) is taking proceedings pursuant to the Mello-Roos Community Facilities Act of 1982 (constituting Sections 53311 et. seq. of the Government Code of the State of California) for the annexation of certain property to Community Facilities District 2007-2 (Pacific Heritage) of the city of Perris (“District”) and for the issuance of bonds by the District; and

WHEREAS, the owner of property within said proposed annexation area to the District is Pelican Landing LP (“Owner”) and the developer is Pacific Communities Builder, Inc. (“Developer”); and

WHEREAS, the Developer and Owner has requested that an Acquisition and Funding Agreement (the “Funding Agreement”) be entered into among the City (for the District), the Developer and Property Owner as a means for the Developer to recover costs or fees advanced for such public improvements and which upon completion are to be turned over to the City and to other public agencies for ownership, operation and maintenance; and

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

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, DOES HEREBY FIND, RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

- Section 1.** That the recitals set forth hereinabove are true and correct in all respects.
- Section 2.** That said form of Funding Agreement on file with the Clerk of the City be and is hereby approved with such changes therein as are acceptable to the City Manager, said City Manager’s execution thereof to be conclusive evidence of his acceptance of such changes.
- Section 3.** That the City Manager is hereby authorized and directed to execute the Funding Agreement on behalf of the City with such execution to be attested to by the City Clerk.

ADOPTED, SIGNED and **APPROVED** this 29th day of October 2019.

Michael M. Vargas, Mayor

ATTEST:

Nancy Salazar, City Clerk

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 5611 was duly adopted by the City Council of said City of Perris, at a regular meeting thereof held on the 29th day of October 2019, and that it was so adopted by the following vote:

AYES: CORONA, RABB, ROGERS, VARGAS
NOES: NONE
ABSENT: NONE
ABSTAIN: MAGAÑA

By: _____
Nancy Salazar, City Clerk

