

RESOLUTION NUMBER 4293

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ON BEHALF OF AND ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2007-2 (PACIFIC HERITAGE) OF THE CITY OF PERRIS APPROVING AND AUTHORIZING EXECUTION OF AN ACQUISITION AND FUNDING AGREEMENT IN CONNECTION WITH THE DISTRICT AND MAKING FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH.

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

WHEREAS, the owners and developer of all of the property within said District are Rvone Homes, LLC, Magnolia LP and Pacific Communities, Inc., a California corporation (the “Owners”); and

WHEREAS, there is attached hereto as Exhibit "A" and on file in the office of the City Clerk an Acquisition and Funding Agreement (the “Acquisition Agreement”), by and between the Owner and the City relating to facilities and fees to be acquired and funded by the City; and

WHEREAS, the Owners have approved the Acquisition Agreement; and

WHEREAS, the City, on behalf of the District, has determined that it is necessary and desirable to enter into the Acquisition Agreement and that these agreements will be beneficial to the residents of the City and the District;

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

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

Section 2. That said form of Acquisition Agreement attached hereto and on file with the City Clerk be and is hereby approved, with such changes as may be approved by the Mayor, City Manager or Assistant City Manager, one of said officer’s execution thereof to be conclusive evidence of approval of the changes. The Mayor, City Manager or Assistant City Manager is hereby authorized and directed to execute the Acquisition Agreement on behalf of the City with such execution to be attested to by the City Clerk.

ADOPTED, SIGNED and APPROVED this 23rd day of February, 2010.

Mayor, Daryl R. Busch

ATTEST:

Judy L. Haughney, C.M.C., City Clerk

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

I, Judy L. Haughney, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 4293 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting held the 23rd day of February, by the following called vote:

AYES:	COUNCILMEMBERS:	Landers, Yarbrough, Evans, Rogers, Busch
NOES:	COUNCILMEMBERS:	None
ABSENT:	COUNCILMEMBERS:	None
ABSTAIN:	COUNCILMEMBERS:	None

Judy L. Haughney, C.M.C., City Clerk

EXHIBIT A

[See Attached]

