

**RESOLUTION NUMBER 3753**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS APPROVING AND AUTHORIZING EXECUTION OF JOINT COMMUNITY FACILITIES AGREEMENTS IN CONNECTION WITH THE FORMATION OF COMMUNITY FACILITIES DISTRICT 2006-3 (ALDER); AND MAKING FINDINGS AND DETERMINATIONS IN CONNECTION THEREWITH**

**WHEREAS**, the City of Perris (the “City”) is taking proceedings pursuant to the Mello-Roos Community Facilities Act of 1982 (constituting Sections 53311 *et. seq.* of the Government Code of the State of California) for the formation of Community Facilities District 2006-3 (Alder) of the City of Perris (“District”) and for the issuance of bonds by the District; and

**WHEREAS**, the owners of property within said District are YH Wilson LLC and YH De Lines LLC (the “Owners”); and

**WHEREAS**, pursuant to Section 53316.2 of the Act, a community facilities district is authorized to finance facilities to be owned or operated by an entity other than the agency that created the community facilities district pursuant to a joint community facilities agreement; and

**WHEREAS**, there is on file in the office of the Clerk a Joint Community Facilities Agreement (the “EMWD Agreement”), among the Owners, the City and Eastern Municipal Water District (“EMWD”); and

**WHEREAS**, there is on file in the office of the Clerk a Joint Community Facilities Agreement (the “PUHD Agreement”), among the Owners, the City and Perris Union High School District (“PUHD”); and

**WHEREAS**, there is on file in the office of the Clerk a Joint Community Facilities Agreement (the “PESD Agreement”), among the Owners, the City and Perris Elementary School District (“PESD”); and

**WHEREAS**, the governing board of EMWD has approved the EMWD Agreement presented at this meeting; and

**WHEREAS**, the governing boards of PESD and PUHD will consider approval of the PESD Agreement and the PUHD Agreement in September; and

**WHEREAS**, the Owners have approved and  
will execute the PESD Agreement, the PUHD Agreement and the EMWD Agreement; and

**WHEREAS**, the City has determined that it is necessary and desirable to enter into the EMWD Agreement, the PESD Agreement and the PUHD Agreement and that these agreements will be beneficial to the residents of the City;

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

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

**Section 2.** That said form of EMWD Agreement on file with the City Clerk be and is hereby approved, with such changes as may be approved by the City Manager or Finance Director, said officer's execution thereof to evidence approval of the changes. The City Manager or Finance Director is hereby authorized and directed to execute the EMWD Agreement on behalf of the City with such execution to be attested to by the City Clerk.

**Section 3.** That said form of PESD Agreement on file with the City Clerk be and is hereby approved, with such changes as may be approved by the City Manager or Finance Director, said officer's execution thereof to evidence approval of the changes. The City Manager or Finance Director is hereby authorized and directed to execute the PESD Agreement on behalf of the City with such execution to be attested to by the City Clerk.

**Section 4.** That said form of PUHD Agreement on file with the City Clerk be and is hereby approved, with such changes as may be approved by the City Manager or Finance Director, said officer's execution thereof to evidence approval of the changes. The City Manager or Finance Director is hereby authorized and directed to execute the PUHD Agreement on behalf of the City with such execution to be attested to by the City Clerk.

**ADOPTED, SIGNED** and **APPROVED** this 29<sup>th</sup> day of August, 2006.

---

Mayor, Daryl R. Busch

ATTEST:

---

City Clerk, Judy L. Haughney

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 3753 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held the 29<sup>th</sup> day of August, 2006, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Landers, Motte, Busch  
NOES:  
ABSENT:  
ABSTAIN:

---

City Clerk, Judy L. Haughney