

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF DIRECTORS OF EASTERN MUNICIPAL WATER DISTRICT APPROVING A JOINT COMMUNITY FACILITIES AGREEMENT WITH CITY OF MENIFEE FOR COMMUNITY FACILITIES DISTRICT NO. 2020-1 (MCCALL MESA) OF THE CITY OF MENIFEE

WHEREAS, the Governing Board of the City of Menifee (the “City”) is forming Community Facilities District No. 2020-1 (McCall Mesa) of the City of Menifee (the “CFD”) pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, being Chapter 2.5 of Part 1 of Division 2 of Title 5 of the Government Code of the State of California (the “Act”) for the primary purpose of financing certain facilities to be owned, operated and maintained by the City and Eastern Municipal Water District (the “Water District”) 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, the Governing Board of the City and Lennar Homes of California, Inc., a California corporation (the “Property Owner”), the owner of the taxable property within the CFD, are considering the use of the CFD to finance water and/or sewer facilities that will be constructed, owned and operated by the Water District and have requested the Water District to enter into a joint community facilities agreement that would permit the CFD to finance such facilities, the form of which is on file with the Secretary of this Board of Directors and which is incorporated herein by this reference (the “Joint Community Facilities Agreement”);

NOW, THEREFORE, THE BOARD OF DIRECTORS, DOES HEREBY RESOLVE, ORDER AND DETERMINE AS FOLLOWS:

1. Each of the above recitals is true and correct.
2. Pursuant to Section 53316.2 of the Act, this Board of Directors hereby approves the Joint Community Facilities Agreement substantially in the form on file with the Secretary of the Board and determines that the Joint Community Facilities Agreement will be beneficial to the residents of the territory served by the Water District and included within the jurisdictional boundaries of the CFD. The President or the General Manager of the Water District or the Deputy General Manager of the Water District or the Chief Financial Officer of the Water District and the Secretary of the Board of Directors are hereby authorized and directed to execute and deliver the Joint Community Facilities Agreement in said form with such changes, insertions and omissions as may be approved by the officer or officers executing such agreement, said execution and delivery being conclusive evidence of such approval. Any document authorized herein to be signed by the Secretary of the Board may be signed by a duly appointed deputy secretary.

3. This Resolution shall be effective upon its adoption.

Dated: February 19, 2020

Ronald W. Sullivan, President

I hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by the Board of Directors of Eastern Municipal Water District at its meeting held on February 19, 2020.

ATTEST:

Sheila Zelaya, Board Secretary

(SEAL)