

RESOLUTION NO. 2017 - _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE,
CALIFORNIA, APPROVING A JOINT COMMUNITY FACILITIES AGREEMENT FOR
COMMUNITY FACILITIES DISTRICT NO. 2015-5 OF THE CITY OF LAKE ELSINORE
(TRIESTE) WITH ELSINORE VALLEY MUNICIPAL WATER DISTRICT AND FAR
WEST INDUSTRIES**

Whereas, the City Council (Council) of the City of Lake Elsinore (City), located in Riverside County, California (hereinafter sometimes referred to as the "legislative body of the District"), has heretofore undertaken proceedings to form Community Facilities District No. 2015-5 (Trieste) of the City of Lake Elsinore (District) 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 (Act); 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, Elsinore Valley Municipal Water District (Water District) and Far West Industries, a California corporation (Property Owner), the owner of the taxable property within the District, are considering the use of the District to finance water and/or sewer facilities that will be constructed, owned and operated by the Water District and have requested the City to enter into a joint community facilities agreement that would permit the District to finance such facilities, the form of which is on file with the City Clerk of this City Council and which is incorporated herein by this reference (Joint Community Facilities Agreement).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE DOES HEREBY RESOLVES, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Each of the above recitals is true and correct.

Section 2. Pursuant to Section 53316.2 of the Act, this Council hereby approves the Joint Community Facilities Agreement substantially in the form on file with the City Clerk and determines that the Joint Community Facilities Agreement will be beneficial to the residents of the territory served by the City and included within the jurisdictional boundaries of the District. The Mayor, the City Manager, the Assistant City Manager, or their written designees 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.

Section 3. This Resolution shall be effective upon its adoption.

Passed and Adopted at a Regular meeting of the City Council of the City of Lake Elsinore, California, on the 28th day of February, 2017.

Robert E. Magee, Mayor

ATTEST:

Susan M. Domen, MMC
City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF LAKE ELSINORE)

I, Susan M. Domen, MMC, City Clerk of the City of Lake Elsinore, California, do hereby certify that Resolution No. 2017-_____ was adopted by the City Council of the City of Lake Elsinore, California, at the Regular meeting of February 28, 2017, and that the same was adopted by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Susan M. Domen, MMC
City Clerk