

RESOLUTION NO. 22

RESOLUTION OF THE BOARD OF EDUCATION OF THE ALVORD UNIFIED SCHOOL DISTRICT APPROVING A JOINT COMMUNITY FACILITIES AGREEMENT APPLICABLE TO COMMUNITY FACILITIES DISTRICT NO. 2021-2 OF THE CITY OF RIVERSIDE, AND DELEGATING AUTHORITY RELATING THERETO

WHEREAS, the Alvord Unified School District (“District”) is a public school district organized and operating pursuant to the California Education Code; and

WHEREAS, Beazer Homes Holdings, LLC (“Developer”), a Delaware limited liability company, is the present owner of certain real property located within the boundaries of both the District and the City of Riverside, and identified as Riverside County Assessor Parcel Number 155-441-023 (“Property”); and

WHEREAS, the City of Riverside (“City”) established Community Facilities District No. 2021-2 of the City of Riverside, which will finance amounts need to mitigate impacts on the City attributable to development of the Property (“City CFD No. 2021-2”); and

WHEREAS, the Developer requested that City CFD No. 2021-2 also finance certain amounts needed to mitigate the impacts on the District’s school facilities attributable to development of the Property (“School Impacts”); and

WHEREAS, as provided in Section 53316.2 of the Government Code, a community facilities district created by one public entity may finance facilities to be owned or operated by a different public entity only pursuant to a joint community facilities agreement or a joint exercise of powers agreement, and upon finding that such agreement will be beneficial to the entities’ respective residents; and

WHEREAS, the District, the City, and the Developer have negotiated a “Joint Community Facilities and School Facilities Mitigation Agreement” (“JCFA”) to set forth the terms and conditions for City CFD No. 2021-2 to finance amounts needed to mitigate the School Impacts; and

WHEREAS, prior to the Board of Education of the Alvord Unified School District (“Board of Education”) considering this resolution, District staff provided copies of the proposed JCFA to the members of the Board of Education for review and consideration; and

WHEREAS, District staff believes that it will be appropriate and beneficial to the residents of the District if the Board of Education approves the JCFA;

NOW THEREFORE, the Board of Education does hereby resolve, determine, and order as follows:

Section 1. The Board of Education hereby finds that the foregoing recitals are true and correct, and the Board of Education hereby adopts such recitals as findings of the Board of Education.

Section 2. The Board of Education hereby determines that the JCFA will be beneficial to the residents of the territory served by the District and, therefore, the Board of Education

hereby approves the JCFA in the form provided by the District for Board of Education review prior to consideration of this Resolution.

Section 3. The Board of Education hereby authorizes and directs the District's Executive Director of Administrative Services ("Executive Director") or his designee to sign and deliver the JCFA, in substantially the form reviewed by the Board of Education prior to consideration of this Resolution; provided that, prior to execution, the Executive Director, in consultation with District legal counsel, may authorize such non-substantive revisions to the JCFA as the Executive Director determines are reasonable and appropriate.

Section 4. The Board of Education hereby authorizes and directs that the Executive Director or his designee take all such further actions, and execute such additional documents, as are necessary to implement the intent of this Resolution and the provisions of the JCFA.

Section 5. This Resolution shall take effect immediately upon approval and adoption by the Board of Education.

APPROVED and ADOPTED on December 16, 2021, by the Board of Education of the Alvord Unified School District, as evidenced by the signatures below.

By: _____
President of the Board of Education

Attest:

By: _____
Clerk of the Board of Education

STATE OF CALIFORNIA)
) ss.
COUNTY OF RIVERSIDE)

I, _____, Clerk of the Board of Education of the Alvord Unified School District, do hereby certify that: (i) the Board of Education duly approved and adopted the foregoing Resolution No. 22 during the open session of its regular meeting held on December 16, 2021; (ii) notice and an agenda for such meeting were provided as required by law; (iii) a quorum of the Board of Education was present and acting throughout such meeting; and (iv) the Board of Education approved Resolution No. 22 by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENTEES:

By: _____
Clerk of the Board of Education,
Alvord Unified School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF RIVERSIDE)

I, _____, Clerk of the Board of Education of the Alvord Unified School District,
do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 22 of the Board of
Education and that, as of the date indicated below, such Resolution remains in effect and has not been
amended.

Dated: December 16, 2021

By: _____
Clerk of the Board of Education,
Alvord Unified School District