

RESOLUTION NO. 2122-14

RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT APPROVING AND AUTHORIZING EXECUTION OF A JOINT COMMUNITY FACILITIES AGREEMENT, AND DELEGATING AUTHORITY RELATED THERETO

WHEREAS, RMV PA 3 Development, LLC (RMV PA) is a master developer of land located in the unincorporated area of the County of Orange (County) and is being developed into the master-planned community known as "Rienda" (Project); and

WHEREAS, RMV PA intends to construct approximately 950 residential units and approximately 10.577 acres of commercial development as part of the Project; and

WHEREAS, RMV PA requested that the County form a community facilities district (CFD), pursuant to the Mello-Roos Community Facilities Act of 1982, Chapter 2.5 (commencing with § 53311) of Part I of Division 2 of Title 5 of the California Government Code (Act); and

WHEREAS, Government Code § 53316.2 provides that a community facilities district is authorized to finance facilities to be owned or operated by an entity other than the lead agency (i.e., the County) that created the community facilities district pursuant to a joint community facilities agreement; and

WHEREAS, the Capistrano Unified School District (CUSD), County, and RMV PA negotiated a joint community facilities agreement (JCFA), attached hereto as Exhibit "A," and incorporated by reference herein; and

WHEREAS, the Board of Trustees (Board) of the CUSD has reviewed and considered the JCFA, which relate to the financing of the acquisition or construction of public facilities within the boundaries of the CFD; and

WHEREAS, pursuant to Government Code § 53316.2, the Board has determined that the JCFA would be beneficial to the residents of CUSD and that it is desirable to enter into the JCFA.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. The Board finds and determines that the foregoing recitals and determinations are correct.


Section 2. The Board hereby approves the JCFA.

Section 3. The Board hereby authorizes and directs the Superintendent, or the Superintendent's designee (Designee), to sign and deliver the JCFA in substantially the same form. The Superintendent or the Designee, and the District's legal counsel may authorize minor, non-substantive revisions to the JCFA prior to the signature and delivery as attached thereof.

Section 4. The Board hereby authorizes and directs the Superintendent or Designee to take all such further actions, and to execute such additional documents, as are necessary to implement the intent of this Resolution and the terms of the JCFA.


ADOPTED, SIGNED AND APPROVED this 15th day of September, 2021.

**BOARD OF TRUSTEES OF THE CAPISTRANO
UNIFIED SCHOOL DISTRICT**

By: 

Judy Bullockus, President, Board of Trustees of the
Capistrano Unified School District

ATTEST:

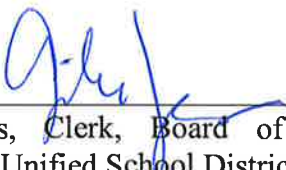
By: 

Gila Jones, Clerk, Board of Trustees of the
Capistrano Unified School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Gila Jones, Clerk of the Board of Trustees of the Capistrano Unified School District, do hereby certify that the foregoing was duly adopted by the Board of Trustees of such District at a regular meeting of said Board held on the 15th day of September, 2021, at which a quorum of such Board was present and acting throughout and for which notice and an agenda was prepared and posted as required by law and at which meeting all of the members of such Board had due notice and that at such meeting the attached resolution was adopted by the following vote:

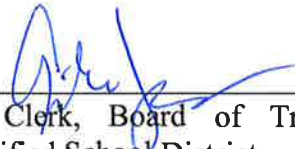
AYES: 7
NOES: 0
ABSTAIN: 0
ABSENT: 0



Gila Jones, Clerk, Board of Trustees of the
Capistrano Unified School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Gila Jones, Clerk of the Board of Trustees of the Capistrano Unified School District, do hereby certify that the foregoing is a true and correct copy of Resolution No. 2122-14, which was duly adopted by Board of Trustees of the Capistrano Unified School District at a meeting thereof on the 15th day of September, 2021.



Gila Jones, Clerk, Board of Trustees of the
Capistrano Unified School District

EXHIBIT "A"

(Continued on following page)