

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

A35



FROM: Transportation Department

SUBMITTAL DATE:
September 23, 2003

SUBJECT: Joint Community Facilities Agreements - Eastern Municipal Water District Community Facilities District No. 2003-12 (Temecula Creek), Improvement Areas A and B

RECOMMENDED MOTION: That the Board of Supervisors approve:

- a. Joint Community Facilities Agreement by and among Eastern Municipal Water District, County of Riverside and Warmington Temecula Creek Associates, L.P., a California limited partnership; and
- b. Joint Community Facilities Agreement by and among Eastern Municipal Water District, Riverside County Flood Control and Water Conservation District, County of Riverside, Riverside County Regional Park and Open Space District and Woodside Temecula 124, Inc., a California Corporation, that are attached hereto, and authorize the Chairman to execute both.

BACKGROUND: At the request of Warmington Temecula Creek Associates, L.P. and Woodside Temecula 124, Inc. (the "Developers"), Eastern Municipal Water District (EMWD) is in the process of forming a community facilities district that will include two improvement areas for the purpose of financing the construction or acquisition of a variety of public improvements, including drainage improvement that are to be owned and incorporated in to the County's maintained road and drainage system. A joint community (Continued on Attached Page)

[Handwritten Signature]

George A. Johnson
Director of Transportation

FINANCIAL DATA

Current F.Y. Total Cost:	\$	In Current Year Budget:
Current F.Y. Net County Cost:	\$ 321,372.00	Budget Adjustment:
Annual Net County Cost:	\$ 0.00	For Fiscal Year:

SOURCE OF FUNDS: EMWD - CFD 2003-12/JCFA

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

[Handwritten Signature]

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent

Dept't Recomm:
Per Exec. Ofc:

Prev. Agn. Ref.: | District: | Agenda Number:

**ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD**

3.51

Departmental Concurrence

FORM APPROVED
COUNTY COUNSEL

SEP 16 2003

BY *[Handwritten Signature]*

The Honorable Board of Supervisors

RE: Joint Community Facilities Agreement – Eastern Municipal Water District
Community Facilities District No. 2003-112 (Temecula Creek),
Improvement Areas A and B
September 16, 2003
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facilities agreement is required under Sections 53316.2, 53316.6 and 53326.4 of the Government Code in order for EMWD to include the County facilities in the financing.

The Agreement requires the developer to build an entire facility and submit to the County Engineer all documents necessary to establish that the facility has been constructed as if constructed by or constructed under the direction and supervision of the County prior to any payment being authorized by the County to be made to the Developer. The Agreement has been reviewed by County Counsel and the County Executive Office to insure that it and the proposed community facilities district's special tax and rate and method of apportionment are in conformance with County policies. Staff recommends approval of the Agreement