

**SUBMITTAL TO THE BOARD OF SUPERVISORS,
COMMUNITY FACILITIES DISTRICT'S LEGISLATIVE BODY
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



FROM: County Executive Office

SUBMITTAL DATE:
June 14, 2004

SUBJECT: Community Facilities District No. 88-4 (Winchester Ranch) Reimbursement, Credit and Security Agreement and First Supplemental Fiscal Agent Agreement.

RECOMMENDED MOTION: Approve and authorize the Chairman to execute both the Reimbursement, Credit and Security Agreement between Community Facilities District No. 88-4 (Winchester Ranch) of the County of Riverside and Comerica Bank and the First Supplemental Fiscal Agent Agreement dated June 1, 2004 by and between Community Facilities District No. 88-4 (Winchester Ranch) of the County of Riverside and U.S. Bank National Association.

BACKGROUND: In July of 1997 Community Facilities District No. 88-4 (Winchester Ranch) ("CFD") issued \$28,000,000 special tax refunding bonds (the "Bonds"). The payment of the principal of and the interest on the Bonds has been secured by a Letter of Credit ("LOC") issued by Kredietbank N.V., New York Branch pursuant to the terms of the Reimbursement, Credit and Security Agreement. As inducement to said bank to enter into said agreement and issue the LOC, Pulte Home Corporation ("Pulte") agreeded to guaranty the CFD's obligations under the agreement. Pulte now desires to switch banks and provide a substitute LOC. The substitute LOC will be issued by Comerica Bank pursuant to the attached Reimbursement, Credit and Security Agreement, the terms of which require the need for the First Supplement Fiscal Agent Agreement. If both agreements are approved, the substitution LOC will take effect and the mandatory purchase of the outstanding Bonds will occur on June 30, 2004, in advance of the expiration date of the current LOC which is July 15, 2004.

Departmental Concurrence

Debra Cournoyer
Debra Cournoyer, Senior Management Analyst

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|-----------------------|-------------------------------|------|-------------------------|-----|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 0 | In Current Year Budget: | N/A |
| | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment: | No |
| | Annual Net County Cost: | \$ 0 | For Fiscal Year: | N/A |

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|-----------------------------|---|--------------------------|
| SOURCE OF FUNDS: N/A | Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| | Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION:
APPROVE

County Executive Office Signature *Bronda King*

- Dept't Recomm.: Policy
- Per Exec. Ofc.: Policy
- Consent
- Consent

Prev. Agn. Ref.: July 1, 2003 8.1 | **District:** 1/3 | **Agenda Number:**