

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

825



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**  
July 18, 2007

**SUBJECT:** Joint Community Facilities Agreement by and among County of Riverside acting by and through Riverside County Service Area No. 152-C, City of Riverside, Riverside Unified School District, and ERP Holding Co., Inc., a Delaware corporation.

**RECOMMENDED MOTION:** That the Board of Supervisors approve the attached Joint Community Facilities Agreement (Sewer Collection Facilities) by and among Riverside Unified School District, County of Riverside acting by and through Riverside County Service Area No. 152-C, City of Riverside and ERP Holding Co., Inc., a Delaware corporation, and authorize the Chairman to execute same.

**BACKGROUND:** ERP Holding Co., Inc.(the "Property Owner") has petitioned Riverside Unified School District to form "Community Facilities District No. 19 (Springbrook) of Riverside Unified School District" (the "CFD") which will be located in the unincorporated area of the County in the Highgrove area, consisting of Tract Map Nos. 30908, 30908-1, 30909, 30909-1 and 30909-2 that provide for the development of approximately 650 proposed single family residential lots; the boundaries of the Community Facilities District include all of the territory within the Tracts.

(Continued on Page 2)

FORM APPROVED  
COUNTY COUNSEL

JUL 19 2007

Department of Finance

Dale A. Gardner

*Robin Zimpfer*  
Robin Zimpfer  
Assistant County Executive Officer/EDA

RZ:DL:TE:d  
S:CSA\CSA 152 - CFD 19\RUSD - CFD 19 - Form 11 for CSA-  
Sewer(2).doc

|                             |                               |      |                         |       |
|-----------------------------|-------------------------------|------|-------------------------|-------|
| BY<br><b>FINANCIAL DATA</b> | Current F.Y. Total Cost:      | \$ 0 | In Current Year Budget: | N/A   |
|                             | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment:      | N/A   |
|                             | Annual Net County Cost:       | \$ 0 | For Fiscal Year:        | 07/08 |

**COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: NO**

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

**C.E.O. RECOMMENDATION:** APPROVE  
BY: *Jennifer L. Sargent*  
County Executive Office Signature: Jennifer L. Sargent

- Policy
- Consent
- Policy
- Consent

Dep't Recomm.:  
Per Exec. Ofc.:

**Prev. Agn. Ref.:** District: 5 Agenda Number:

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

**3.30**  
Form 11 (Rev 06/2003)

**BACKGROUND (Continued):**

Certain portions of the Sewer Collection Facilities are to be owned by the County, acting by and through CSA 152-C, and certain portions are to be owned by the City of Riverside (the "City"), and maintained and operated by the City upon the completion of the construction thereof by the Property Owner and the acceptance thereof by both the County and the City.

Riverside County Service Area No. 152-C has been formed pursuant to Chapter 2.2, Part 2, Division 2, Title 3 of the Code (commencing at Section 25210.1) and is authorized, among other things, to provide wastewater treatment and collection services.

The County and the Property Owner have entered into an agreement entitled "Amended and Restated Sanitation System Installation and Service Agreement," dated as of June 18, 2004 (the "Sewer Installation Agreement"), that provides for the terms under which the Property Owner agrees to design, engineer and construct or to cause the design, engineering and construction of the Sewer Collection Facilities and the terms under which this is to be accomplished.

In addition, the City and the County have entered into an agreement entitled "Operation and Maintenance Agreement," dated June 22, 2004, that provide the terms and conditions under which the City will operate and maintain the Sewer Collection Facilities (the "Operation and Maintenance Agreement").

By entering into this JCFA the County acting by and through Riverside County Service Area No. 152-C is not assuming any liability with regard to the formation of the CFD or the sale and issuance of any special tax bonds.

The Economic Development Agency, the staff for Riverside County Service Area No. 152-C, and the County Executive Office have participated in the negotiation and preparation of this JCFA and recommend that it be approved.