

RESOLUTION 2020.08

**A RESOLUTION OF THE BOARD OF DIRECTORS OF
THE EAST VALLEY WATER DISTRICT
APPROVING THE EXECUTION AND DELIVERY OF A REIMBURSEMENT
AGREEMENT RELATED TO THE HIGHLAND HILLS COMMUNITY FACILITIES
DISTRICT FORMATION PROCEEDINGS**

WHEREAS, the East Valley Water District (the “District”), a county water district that is duly organized and existing under and by virtue of the laws of the State of California (the “State”), has received a request from First American Title Insurance Company (“First American”) to establish a community facilities district to aid in the development of the Highland Hills property; and

WHEREAS, pursuant to the District’s Goals and Policies for Community Facilities Districts, which were adopted on January 8, 2020, petitioners must post a deposit of \$75,000 in order for the District to consider the establishment of a community facilities district; and

WHEREAS, First American has delivered a check to the District in the amount of \$75,000 (the “Deposit”) in furtherance of First American’s request that the District establish a community facilities district; and

WHEREAS, the District desires to enter into a Reimbursement Agreement re Formation of Proposed Community Facilities District No. 2020-1 (Highland Hills) of the East Valley Water District (the “Agreement”) with First American to govern the District’s application of the Deposit; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the District as follows:

Section 1. Findings. The Board hereby specifically finds and declares that each of the statements, findings and determinations of the District set forth in the above recitals and in the preambles of the documents approved herein are true and correct.

Section 2. Agreement. The Agreement in substantially the form attached hereto is hereby approved. The President or Vice President of the Board or the General Manager of the District or the designee thereof are authorized and directed to execute and deliver the Agreement with such changes, insertions and omissions as may be recommended by General Counsel or Stradling Yocca Carlson & Rauth, the District’s Bond Counsel, and approved by the person executing the same, said execution being conclusive evidence of such approval.

Section 3. Other Actions. The President or Vice President of the Board or the General Manager or Chief Financial Officer of the District or the designee thereof and any other proper officers of the District, acting singly, are hereby authorized and directed to do any and all things and to execute and deliver any and all documents and certificates which such officers may deem necessary or advisable in order to effectuate the purposes of this Resolution (including without limitation, the execution of any amendments to or restatements of the Agreement in the future), and such actions previously taken by such officers are hereby ratified and confirmed.

Section 4. Effect. This Resolution shall take effect immediately.

This Resolution shall take effect as of the 22nd day of April 2020.

ADOPTED this 22nd day of April 2020.

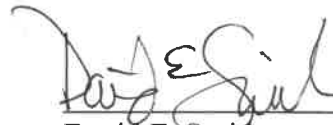
ROLL CALL:

Ayes: Directors: Carrillo, Coats, Goodrich, Morales, Smith

Noes: NONE

Absent: NONE

Abstain: NONE



David E. Smith,
Board President

April 22, 2020

I HEREBY CERTIFY that the foregoing is a full, true and correct copy of Resolution 2020.08 adopted by the Board of Directors of East Valley Water District at its Regular Meeting held April 22, 2020.

ATTEST:



John Mura,
Board Secretary