

RESOLUTION NO. 2024-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AUTHORIZING A LOAN AGREEMENT BETWEEN THE CITY OF MORENO VALLEY FACILITIES REPLACEMENT RESERVE FUND AND THE CORPORATE YARD DEVELOPMENT IMPACT FEES REVENUE FUND IN THE AMOUNT OF \$2,985,000.

WHEREAS, the City Council levies a fee for the mitigation of the impacts of new development on the City's Development Impact Fees Revenue Fund pursuant to the California Mitigation Fee Act (California Government Code Section 6600 et seq.); and

WHEREAS, the City collects and records these fees in separate funds called the Corporate Yard Development Impact Fees Revenue Fund; and

WHEREAS, the City does not have sufficient fund balance in the Corporate Yard Development Impact Fees Revenue Fund; and

WHEREAS, the City desires to loan funds from the Facilities Replacement Reserve fund to the Corporate Yard Development Impact Fees Revenue Fund in the amount of \$2,985,000; and

WHEREAS, the City anticipates receiving future Corporate Yard Development Impact Fees Revenue Funds to repay this loan to the Facilities Replacement Reserve Fund.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

BE IT RESOLVED that the Loan Agreement as included as Exhibit A is hereby approved, authorizing a transfer from Facilities Replacement Reserve Fund to the Facility Construction Fund in the amount of \$2,985,000 to replace insufficient funds from the Corporate Yard Development Impact Fees Revenue Fund.

APPROVED AND ADOPTED this 17th day of September, 2024.

Ulises Cabrera, Mayor of the City of Moreno Valley

ATTEST:

M. Patricia Rodriguez, Acting City Clerk

APPROVED AS TO FORM:

Steve Quintanilla, City Attorney

RESOLUTION JURAT

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF MORENO VALLEY)

I, Patty Rodriguez, Acting City Clerk of the City of Moreno Valley, California, do hereby certify that Resolution No. 2024-XX was duly and regularly adopted by the City Council of the City of Moreno Valley at a regular meeting thereof held on the 17th day of September 2024 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

(Council Members, Mayor Pro Tem and Mayor)

M. Patricia Rodriguez, Acting City Clerk

(SEAL)

LOAN AGREEMENT

The City of Moreno Valley is authorizing this LOAN AGREEMENT (“Agreement”) as an interfund loan entered into as of the 17th day of September, 2024, authorizing the transfer of funds by and between the CITY OF MORENO VALLEY FACILITIES REPLACEMENT RESERVE FUND, FACILITY CONSTRUCTION FUND, and the CITY OF MORENO VALLEY CORPORATE YARD DEVELOPMENT IMPACT FEES REVENUE FUND (herein the “DIF Fund”).

RECITALS

- A. Pursuant to the provision of the California Mitigation Fee Act (California Government Code Section 66000 et seq.), the City Council of the City of Moreno Valley has approved the levy of a Development Impact Fee to collect fees to mitigate the impact of new development on the City’s Corporate Yard facilities.
- B. The City has insufficient fund balance in the Corporate Yard Development Impact Fees (DIF) Revenue fund.
- C. The Corporate Yard Development Impact Fees (DIF) Revenue Fund continues to receive revenues related to new development projects within the City.
- D. The City desires to loan the Corporate Yard Development Impact Fees (DIF) Revenue Fund an amount sufficient to offset the necessary fund balance related.

AGREEMENT

- 1. The City agrees to transfer to the Facility Construction Fund the amount of \$2,985,000 as of September 17, 2024.
- 2. City staff is directed to make necessary appropriation adjustments to effectuate this loan by transferring \$2,985,000 to the Facility Construction Fund from the Facilities Replacement Reserve Fund in order to replace insufficient funds from the Corporate Yard Development Impact Fees Revenue Fund.
- 3. City staff is directed to appropriately record this loan in the City’s General Ledger system and subsequent financial reports, as necessary.
- 4. This loan is considered to be non-interest bearing.

5. The term of the loan is effective until paid off.
6. At the Chief Financial Officer/City Treasurer discretion, the City Council will reconsider this matter.

IN WITNESS WHEREOF, the parties have executed the Agreement as of the date first above written.

CITY OF MORENO VALLEY

By:

Mike Lee, City Manager

ATTEST:

M. Patricia Rodriguez, Acting
City Clerk

APPROVED AS TO FORM:

Steve Quintanilla, City Attorney