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INITIATIVE MEASURE TO BE SUBMITTED DIRECTLY TO THE VOTERS

**The people of the City of Moreno Valley do ordain as follows:**

**Section 1. Title.**

This initiative measure (this “Initiative”) shall be known as the “Moreno Valley Workforce Training Initiative.”

**Section 2. Purpose.**

The purpose of this Initiative is to obtain the many benefits which the World Logistics Center Development Agreement will bring to the City and its residents and as an affirmation of the City Council approval of the World Logistics Center Development Agreement which is being challenged through lawsuits filed by those who would like to stop the Project for their own interests.

**Section 3. Repeal of Ordinance**

Ordinance No. 901, enacted by the City Council on August 25, 2015, is repealed. A copy of the Ordinance is attached as Exhibit A.

**Section 4. Adoption of the World Logistics Center Development Agreement.**

The World Logistics Center Development Agreement, Exhibit B, is adopted.

**Section 5. Effective Date and Implementation of this Initiative.**

This Initiative is considered adopted and effective upon the earliest date legally possible. The World Logistics Development Agreement shall become effective only if the Moreno Valley Jobs Initiative has been approved. Once the World Logistics Center Development Agreement becomes effective, the Mayor is authorized to sign the Development Agreement on behalf of the City and the City is directed to promptly take all appropriate actions needed to implement this Initiative.

**Section 6. Effect of Other Measures on the Same Ballot.**

In approving this Initiative, it is the voters’ intent to adopt the World Logistics Center Development Agreement. To ensure that this intent is not frustrated, this Initiative is presented to the voters as an alternative to, and with the express intent that it will compete with, any and all voter initiatives or City-sponsored measures placed on the same ballot as this Initiative and which, if approved, would adopt a development agreement with any other terms than those contained in the World

Logistics Center Development Agreement (each, a “Conflicting Initiative”). In the event that this Initiative and one or more Conflicting Initiatives are adopted by the voters at the same election, then it is the voters’ intent that only that measure which receives the greatest number of affirmative votes shall control in its entirety and the other measure or measures shall be rendered void and without any legal effect. In no event shall this Initiative be interpreted in a manner that would permit its operation in conjunction with the non-conflicting provisions of any Conflicting Initiative. If this Initiative is approved by the voters but superseded by law in whole or in part by any other Conflicting Initiative approved by the voters at the same election, and such Conflicting Initiative is later held invalid, this Initiative shall be self-executing and given full force of law. The Moreno Valley Jobs Initiative is not a Conflicting Initiative.

### **Section 7. Interpretation and Severability.**

- A. This Initiative must be interpreted so as to be consistent with all federal and state laws, rules, and regulations. If any section, sub-section, sentence, clause, phrase, part, or portion of this Initiative is held to be invalid or unconstitutional by a final judgment of a court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this Initiative. The voters declare that this Initiative, and each section, sub-section, sentence, clause, phrase, part, or portion thereof, would have been adopted or passed irrespective of the fact that any one or more sections, sub-sections, sentences, clauses, phrases, part, or portion is found to be invalid. If any provision of this Initiative is held invalid as applied to any person or circumstance, such invalidity does not affect any application of this Initiative that can be given effect without the invalid application.
- B. If any portion of this Initiative is held by a court of competent jurisdiction to be invalid, we, the people of the City of Moreno Valley, indicate our strong desire that: (i) the City Council use its best efforts to sustain and re-enact that portion, and (ii) the City Council implement this Initiative by taking all steps possible to cure any inadequacies or deficiencies identified by the court in a manner consistent with the express and implied intent of this Initiative, including adopting or reenacting any such portion in a manner consistent with the intent of this Initiative.
- C. This Initiative must be broadly construed in order to achieve the purposes stated above. It is the intent of the voters that the provisions of this Initiative be interpreted or implemented by the City and others in a manner that facilitates the purpose set forth in this Initiative.

**Section 8. Amendment.**

The Development Agreement may be amended as provided in Government Code § 65868.

**Section 9. Exhibits**

Each of the Exhibits attached to this Initiative is hereby incorporated by reference for all purposes related to this Initiative.