

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA DECLARING ELECTION
RESULTS

COMMUNITY FACILITIES DISTRICT No. 9

Final Tract Map No. 5717

WHEREAS, on August 24, 2017, the Council of the City of Fresno ("Council") adopted Resolution No. 2017 - _____ calling a special mailed-ballot election on changing the types of Services and the rate and method of apportionment of the special tax and authorizing the levy of a Changed Maximum Special Tax within the boundaries as amended for Final Tract Map No. 5717 of Community Facilities District No. 9 ("CFD No. 9"); and

WHEREAS, the Council has received, reviewed and hereby accepts the City of Fresno City Clerk's ("City Clerk") Canvass and Statement of Election Results, dated _____, 2017, a copy of which is attached as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council finds and declares that: (a) the ballot measure on changing the types of Services and the rate and method of apportionment of the special tax and authorizing the levy of a Changed Maximum Special Tax for Final Tract Map No. 5717, has been submitted to the qualified electors within the amended boundaries of Final Tract Map No. 5717, pursuant to Council Resolution No. 2017 - _____, and (b) the ballot

1 of 4

Date Adopted:

Resolution No.

Date Approved:

Effective Date:

City Attorney Approval: SGM

measure has been passed and approved by more than two-thirds of the votes cast, in accordance with City of Fresno Special Tax Financing Law, Chapter 8, Division 1, Article 3, of the Fresno municipal Code ("City Law").

2. The Council declares the boundaries as amended for Final Tract Map No. 5717 of CFD No. 9 to be fully formed and the property within those boundaries to be subject to the levy of the Changed Maximum Special Taxes and the special tax lien described in Resolution No. 2017 - _____, and authorizing the levy of a CHanged Maximum Special Tax therein, and Resolution No. 2008-351, approving the local goals and policies for Community Facilities District No. 9, as described in the amended Community Facilities District Report dated as of July 21, 2017, on file with the City Clerk.

3. The Council directs the City Clerk or designee to record an amended notice of special tax lien in the Office of the County Recorder, pursuant to City Law, no later than 15 days after this resolution is adopted.

Attachment:

Exhibit A - Canvass and Statement of Election Results

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____, 2017.

AYES:

NOES:

ABSENT:

ABSTAIN:

Mayor Approval: _____, 2017

Mayor Approval/No Return: _____, 2017

Mayor Veto: _____, 2017

Council Override Vote: _____, 2017

YVONNE SPENCE, CMC
City Clerk

BY: _____
Deputy

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: _____
Seth Mehrten / Deputy City Attorney

EXHIBIT A

CANVASS AND STATEMENT OF ELECTION RESULTS

Community Facilities District No. 9

Final Tract Map No. 5717

I, YVONNE SPENCE, City Clerk of the City of Fresno, hereby certify:

I have personally received and assembled all ballots eligible to be cast in the special mailed-ballot, landowner election called by the Council of the City of Fresno in its Resolution No. 2017-_____ on propositions changing the types of Services and the rate and method of apportionment of the special tax and to levy a Changed Maximum Special Tax within the boundaries as amended for Final Tract Map No. 5717 of Community Facilities District No. 9, and held on August 24, 2017. In accordance with my instructions contained in that Resolution, I hereby declare the election closed.

I personally, in the presence of members of City of Fresno staff representing the Public Works Department, as well as the City Clerk's Office, have counted the ballots and canvassed the returns of such election, and hereby certify that the result of that count is as follows and that the following total votes cast for and against such propositions, the total votes and the percentage of "yes" votes cast are true and correct.

Total Votes that could be cast 24

Total Votes Cast "Yes" 24

Total Votes Cast "No" 0

Total Votes Cast 24

The Votes cast "Yes" equal 100% of the total votes cast.

I make this certification on _____, 2017.

ATTEST:

Yvonne Spence, CMC

City Clerk



By _____
Deputy