

RESOLUTION _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, DECLARING RESULTS OF A
SPECIAL ELECTION AND DIRECTING THE RECORDING
OF A SPECIAL TAX LIEN

CITY OF FRESNO
COMMUNITY FACILITIES DISTRICT NO. 18
(PUBLIC SAFETY SERVICES)

WHEREAS, this City Council (the City Council) of the City of Fresno (the City) adopted a resolution entitled “A Resolution of the City Council of the City of Fresno, State of California, Establishing the Formation of a Community Facilities District and Future Annexation Area” (the Resolution of Formation), ordering the formation of the City of Fresno, Community Facilities District No. 18 (Public Safety Services) (the District) and the future annexation area designated as the “City of Fresno Community Facilities District No. 18 (Public Safety Services) (Future Annexation Area)” (the Future Annexation Area), defining the public services (the Services) to be provided by the District and Future Annexation Area, authorizing the levy of a special tax on property within the District and preliminarily establishing an appropriations limit for the District, all pursuant to Article 3 of Chapter 8 of the Municipal Code of the City of Fresno and the Mello-Roos Community Facilities Act of 1982 (Sections 53311 and following, California Government Code; hereafter referred to as the Act); and

WHEREAS, under the provisions of the Resolution of Formation, and pursuant to the resolution entitled “A Resolution of the City Council of the City of Fresno, State of California, Calling a Special Election for a Community Facilities District” (the Resolution Calling the Special Election) heretofore adopted by this City Council, the propositions of

Date Adopted:
Date Approved:
Effective Date:
City Attorney Approval: *TWR*

Resolution No. _____

the levy of the special tax and the establishment of the appropriations limit were submitted to the qualified electors of the District as required by the provisions of the Act; and

WHEREAS, pursuant to the terms of the Resolution Calling the Special Election, which are by this reference incorporated herein, the special election has been held and the City Clerk has on file a Canvass and Statement of Results of Special Election, (the Canvass) a copy of which is attached hereto as Exhibit A; and

WHEREAS, this City Council has been informed of the Canvass, finds it appropriate and wishes to complete its proceedings for the District.

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

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.

2. The issues presented at the special election were the levy of a special tax within the District and the approval of an annual appropriations limit of not to exceed an amount equal to the proceeds of the special tax collected annually all pursuant to the Resolution of Formation.

3. The City Council hereby approves the Canvass and finds that it shall be a permanent part of the record of its proceedings for the District. Pursuant to the Canvass, the issues presented at the special election were approved by the qualified electors of the District by more than two-thirds (2/3) of the votes cast at the special election.

4. Pursuant to the voter approval, the District is hereby declared to be fully formed with the authority to levy the special taxes and to have the established appropriations limit, all as heretofore provided in these proceedings and in the Act. It is hereby found that all prior proceedings and actions taken by this City Council with respect to the District were valid and in conformity with the Act.

5. The City Clerk is hereby directed to complete, execute and cause to be recorded in the office of the County Recorder of the County of Fresno a notice of special tax lien in the form required by the Act, such recording to occur no later than 15 days following adoption of this Resolution by the City Council.

6. This Resolution shall take effect immediately upon its adoption.

* * * * *

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

I, TODD STERMER, 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 _____ 2022.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2022
Mayor Approval/No Return: _____, 2022
Mayor Veto: _____, 2022
Council Override Vote: _____, 2022

TODD STERMER, CMC
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
RINA M. GONZALES
Interim City Attorney

By: _____
Taylor W. Rhoan Date
Deputy City Attorney

Attachment:

1. Exhibit A - Canvass And Statement of Result of Special Election

EXHIBIT A

CITY OF FRESNO
COMMUNITY FACILITIES DISTRICT NO. 18
(PUBLIC SAFETY SERVICES)

CANVASS AND STATEMENT OF RESULT OF SPECIAL ELECTION

I hereby certify that on December 1, 2022, I canvassed the returns of the special election held on December 1, 2022, in the City of Fresno Community Facilities District No. 18 (Public Safety Services) of the City of Fresno and the total number of ballots cast in such special election and the total number of votes cast for and against the measure are as follows and the totals as shown for and against the measure are full, true and correct:

	Qualified Landowner Votes	Votes Cast	Votes YES	Votes NO
City of Fresno Community Facilities District No. 18 (Public Safety Services) Special Tax Election, December 1, 2022	<u>59</u>	_____	_____	_____

BALLOT MEASURE: Shall the City of Fresno be authorized to annually levy a special tax solely on lands within the City of Fresno Community Facilities District No. 18 (Public Safety Services) (the "District") in accordance with the rate and method contained in the Resolution of Formation of the District adopted by the City Council on December 1, 2022, commencing with the City's fiscal year 2022-23, to pay for costs of police and fire safety/protection/suppression services, and to pay the costs of the City in administering the District, and shall the annual appropriations limit of the District be established in an amount equal to the proceeds of the special tax collected annually?

Yes: _____

No: _____

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND on December 1, 2022.

By: _____
City Clerk
City of Fresno