

RESOLUTION NO. 2014-0242

Adopted by the Sacramento City Council

July 22, 2014

DECLARING RESULTS OF SPECIAL MAILED-BALLOT ELECTION WITHIN CURTIS PARK VILLAGE COMMUNITY FACILITIES DISTRICT NO. 2014-02 (IMPROVEMENTS), CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA

BACKGROUND

- A. The City Council (the Council) of the City of Sacramento (the City) has conducted proceedings under and pursuant to the terms and provisions of the “Mello-Roos Community Facilities Act of 1982,” being Chapter 2.5, Part 1, Division 2, Title 5 (beginning with Section 53311) of the Government Code of the State of California (the Act), to form its Curtis Park Village Community Facilities District No. 2014-02 (Improvements), City of Sacramento, County of Sacramento, State of California (the CFD), to authorize a special tax to finance the acquisition and construction of certain public capital facilities and certain governmental fees for public capital facilities and to authorize the issuance of debt, and to establish the appropriations limit for the CFD, all as set forth in the Council’s Resolution No. 2014-0224 (the Resolution of Formation) and Resolution No. 2014-0225 (the Resolution Deeming it Necessary to Incur Bonded Indebtedness), both adopted on June 24, 2014 (collectively, the Formation Resolutions).
- B. In order to confer upon the Council the authority contained in the Formation Resolutions, a two-thirds approving vote by the qualified electors within the CFD is required.
- C. A special, mailed-ballot election has been conducted pursuant to the Council’s Resolution No. 2014-0226, adopted June 24, 2014, to which reference is made for further particulars.
- D. A Certificate of Clerk re: Preparation and Distribution of Ballots, Receipt of Executed Ballots, and Declaring Election Results (the Certificate of Election Results), dated July 15, 2014, executed by the City Clerk of the City (the Clerk), has been filed with the Council.
- E. The Council has received, reviewed and hereby accepts the Certificate of Election Results and wishes by this resolution to declare the results of the special mailed-ballot election.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The Council finds that the statements in the Background are true.
- Section 2. The Council hereby finds and determines and declares that the ballot measure submitted to the qualified electors of the CFD has been passed and approved by those qualified electors in accordance with California Government Code Sections 53328 and 53355.
- Section 3. The Council hereby authorizes and directs the Clerk to cause a Notice of Special Tax Lien to be prepared and to be recorded with the County Recorder of the County of Sacramento (the County Recorder) in accordance with the provisions of California Streets and Highways Code Section 3114.5 and California Government Code Section 53328.3. The Notice of Special Tax Lien shall be recorded in the County Recorder's office within fifteen days of the date of adoption of this resolution.
- Section 4. This resolution takes effect when adopted.

Adopted by the City of Sacramento City Council on July 22, 2014, by the following vote:

Ayes: Members Ashby, Cohn, McCarty, Schenirer, Warren

Noes: None

Abstain: None

Absent: Members Fong, Hansen and Mayor Johnson

Vacant: District 8

Attest:

Shirley A. Concolino

Digitally signed by Shirley A. Concolino
DN: cn=Shirley A. Concolino, o=City of Sacramento, ou=City
Clerk, email=sconcolino@cityofsacramento.org, c=US
Date: 2014.07.24 12:22:25 -07'00'

Shirley Concolino, City Clerk