

RESOLUTION NO. 2004-213

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF MAR 30 2004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SACRAMENTO DETERMINING THE RESULT OF THE SPECIAL ELECTION TO AUTHORIZE THE LEVY OF SPECIAL TAXES IN THE TERRITORY PROPOSED FOR ANNEXATION TO DEVELOPMENT FEE FINANCING COMMUNITY FACILITIES DISTRICT NO. 95-01, CITY OF SACRAMENTO, COUNTY OF SACRAMENTO, STATE OF CALIFORNIA, HELD ON MARCH 23, 2004, AND ORDERING THE ANNEXATION OF SUCH TERRITORY TO THE COMMUNITY FACILITIES DISTRICT

WHEREAS, the City Clerk of the City of Sacramento has duly canvassed the votes cast at the special election held to authorize the levy of special taxes in the Territory (the "Territory") proposed to be annexed to Development Fee Financing Community Facilities District No. 95-01, City of Sacramento, County of Sacramento, State of California (the "Community Facilities District") constituting Annexation No. 2 (the "Territory") on March 23, 2004, upon the proposition hereinafter set forth, and has certified to the City Council (the "City Council") of the City of Sacramento the results of the votes cast at such special election upon such proposition, which certification is now on file in the office of the City Clerk of the City of Sacramento;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SACRAMENTO, AS FOLLOWS:

Section 1. The above recital is true and correct, and the City Council so finds and determines.

Section 2. The canvass of the votes cast at such special election held on March 23, 2004, in the Territory, as shown by said certification, is hereby approved and confirmed.

Section 3. At such special election, the following proposition was submitted to the landowners in the Territory, and the number of votes cast for and against such proposition, as set forth in said canvass, is determined to be as follows:

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BALLOT MEASURE

Shall special taxes be authorized to be levied in the area of the Territory (as that term is defined in Resolution No. 2004-068 adopted by the City Council of the City of Sacramento on February 3, 2004) constituting Annexation No. 2 proposed to be annexed to Development Fee Financing Community Facilities District No. 95-01, City of Sacramento, County of Sacramento, State of California, as provided in such Resolution No. 2004-068?

Number of votes
YES
137
Number of votes
NO
0

Section 4. The total number of votes cast at such special election for and against such proposition was and is set forth in said canvass, and more than two-thirds (2/3) of all the votes cast at such special election were cast in favor of authorizing the levy of special taxes in the Territory, and the City is duly authorized to annex the Territory to the Community Facilities District and to levy such special taxes in the Territory; and accordingly, the City Council hereby finds, determines and orders that the Territory proposed to be annexed to the Community Facilities District is hereby annexed to and made a part of the Community Facilities District with legal effect in the premises, and the City Council may levy the special taxes in the Territory proposed to be levied in the Territory.

Section 5. The City Clerk of the City of Sacramento is hereby directed to enter this resolution on the minutes of the City Council, which shall constitute the official declaration of the results of such special election, and is hereby further authorized and directed to record a notice of annexation to the Community Facilities District and amendment to special tax lien for the Community Facilities District in accordance with the provisions of Section 3117.5 of the Streets and Highways Code of the State of California.

PASSED AND ADOPTED by the City Council of the City of Sacramento this 30th day of March, 2004, by the following vote:

AYES: 9
NOES: 0
ABSENT: 0

APPROVED:

Shaheen Fargy
MAYOR

ATTEST:

Shirley Concolino
CITY CLERK

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