

RESOLUTION NO. 2005-____ 2005-336
ADOPTED BY THE SACRAMENTO CITY COUNCIL
ON DATE OF MAY 17, 2005

**A RESOLUTION OF THE COUNCIL OF THE CITY OF
SACRAMENTO DECLARING ITS INTENTION TO INCUR A
BONDED INDEBTEDNESS TO FINANCE THE ACQUISITION
AND CONSTRUCTION OF CERTAIN PUBLIC FACILITIES AND
THE PAYMENT OF CERTAIN FEES IN AND FOR THE CITY OF
SACRAMENTO COLLEGE SQUARE COMMUNITY FACILITIES
DISTRICT NO. 2005-01**

WHEREAS, the Council (the "Council") of the City of Sacramento (the "City") has duly adopted Resolution No. 2005-____ (the "Resolution") on May 17, 2005, wherein it declared its intention to establish a community facilities district under and pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended (being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California), and all laws amendatory thereof or supplemental thereto (the "Act), to be known and designated as the "City of Sacramento College Square Community Facilities District No. 2005-01" (the "Community Facilities District"), and to levy a special tax therein to finance the acquisition and construction of certain public facilities in and for such community facilities district (the "Facilities," as that term is defined in the Resolution) and the payment of certain fees in and for such community facilities district (the "Fees"); and

WHEREAS, the Council is fully advised in this matter;

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

Section 1. The above recitals are true and correct, and the Council so finds and determines.

Section 2. The Council hereby declares that the public convenience and necessity require and it is necessary that a bonded indebtedness in the principal amount of thirteen million dollars (\$13,000,000) be incurred to finance the acquisition and construction of the Facilities in and for the Community Facilities District and to pay the Fees in and for the Community Facilities District, which amount includes all costs and estimated costs incidental to or connected with the accomplishment of the purpose for which such bonded indebtedness is proposed to be incurred, including, but not limited to, the estimated costs of capacity or connection fees, satisfaction of contractual obligations relating to expenses or the advancement of funds for expenses existing at

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the time the bonds are issued pursuant to the Act, architectural, engineering, inspection, legal, fiscal, and financial consultant fees, bond and other reserve funds, discount fees, development-impact fees, interest on any bonds of the Community Facilities District estimated to be due and payable within two (2) years of issuance of the bonds, election costs, and all costs of issuance of the bonds, including, but not limited to, fees for bond counsel, costs of obtaining credit ratings, bond insurance premiums, fees for letters of credit, and other credit enhancement costs, and printing costs.

Section 3. Notice is given that Tuesday, the 21st day of June, 2005, at the hour of 2:00 o'clock P.M., at the regular meeting place of the Council, City Council Chambers, Sacramento Interim City Hall, 730 I Street, Sacramento, California 95814, has been fixed by the Council as the time and place for a public hearing to be held by the Council to consider the incurring of such bonded indebtedness to finance the acquisition and construction of such Facilities in and for the Community Facilities District and the payment of such Fees in and for the Community Facilities District. At such public hearing, any persons interested, including all taxpayers, property owners and registered electors within the Community Facilities District, may appear and be heard on the proposed debt issue or on any other matters set forth herein, and they may present any matters relating to the necessity for incurring such bonded indebtedness to finance the acquisition and construction of such Facilities and the payment of such Fees and to be secured by a special tax to be levied within the Community Facilities District.

Section 4. Notice of the time and place of such public hearing shall be given by the City Clerk of the City in the following manner:

(a) A Notice of Public Hearing in the form required by the Act shall be published once in the Daily Recorder, a newspaper of general circulation published in the area of the proposed Community Facilities District, which such publication shall be made pursuant to Section 6061 of the Government Code of the State of California and shall be completed at least seven (7) days prior to the date set for such public hearing; and

(b) A Notice of Public Hearing in the form required by the Act shall be mailed, first class postage prepaid, to each registered voter and to each landowner within the boundaries of the proposed Community Facilities District, which such mailing shall be made pursuant to Section 53322.4 of the Government Code of the State of California and shall be made to such registered voters and landowners at their addresses as shown on the records of the Sacramento County Director of Finance, or as otherwise known to the City Clerk of the City, and which such mailing shall be completed at least fifteen (15) days prior to the date set for such public hearing.

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PASSED AND ADOPTED by the City Council of the City of Sacramento this 17th day of May, 2005.

APPROVED: **HEATHER FARGO**

MAYOR

ATTEST:
SHIRLEY CONCOLINO

CITY CLERK

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