

RESOLUTION NO. ____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO
DECLARING RESULTS OF SPECIAL ELECTION FOR COMMUNITY FACILITIES DISTRICT
NO. 2024-1 (CARSON CREEK HERITAGE VILLAGE 11) AND DIRECTING RECORDING OF
NOTICE OF SPECIAL TAX LIEN**

WHEREAS, February 27, 2024, this Board adopted a resolution entitled “A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO OF FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 2024-1 (CARSON CREEK HERITAGE VILLAGE 11)” (the “Resolution of Formation”) to form Community Facilities District No. 2024-1 (Carson Creek Heritage Village 11) (the “CFD”) of the County, designate the initial CFD boundary as Improvement Area No. 1 thereof (“Improvement Area No. 1”), and establish a future annexation area designated “Community Facilities District No. 2024-1 (Carson Creek Heritage Village 11) (Future Annexation Area)” (the “Future Annexation Area”), all pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, Chapter 2.5 of Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government Code (the “Act”);

WHEREAS, this Board of Supervisors of the County of El Dorado has also adopted a resolution entitled “A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DETERMINING NECESSITY TO INCUR BONDED INDEBTEDNESS IN AND FOR COMMUNITY FACILITIES DISTRICT NO. 2024-1 (CARSON CREEK HERITAGE VILLAGE 11)” (the “Resolution Determining Necessity”), determining the necessity to incur bonded indebtedness in the maximum aggregate principal amount of \$35,000,000 upon the security of the special tax to be levied within the CFD pursuant to the Act, initially allocated as follows: (i) for Improvement Area No. 1, \$20,000,000 and (ii) for the portion of the CFD that is not in Improvement Area No. 1, \$15,000,000, pursuant to the Act;

WHEREAS, under the provisions of the Resolution of Formation and the Resolution Necessity and pursuant to a Resolution Calling Special Election (the “Election Resolution”) heretofore adopted by this Board the propositions of the levy of the special tax, the establishment of the appropriations limit and the incurring of the bonded indebtedness were submitted to the qualified electors of the CFD as required by the provisions of the Act.

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

WHEREAS, this Board has reviewed the Canvass, finds it appropriate and wishes to complete its proceedings for the CFD.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. **Recitals.** The foregoing recitals are all true and correct.
2. **Issues Presented.** The issues presented at the special election were the levy of a special tax within the CFD the incurring of a bonded indebtedness in the maximum aggregate principal amount of \$35,000,000, initially allocated as follows: (i) for Improvement Area No. 1,

\$20,000,000 and (ii) for the portion of the CFD that is not in Improvement Area No. 1, \$15,000,000, and the approval of an annual appropriations limit of not to exceed \$20,000,000, all pursuant to the Resolution of Formation and the Resolution of Necessity.

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

4. **Proceedings Approved.** Pursuant to the voter approval, the CFD is hereby declared to be fully formed with the authority to levy the special taxes, to incur the approved bonded indebtedness 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 Board with respect to the CFD and the designation of Improvement Area No. 1 thereof were valid and in conformity with the Act.

5. **Notice of Tax Lien.** The Clerk of the Board is hereby directed to complete, execute and cause to be recorded in the office of the County Recorder of the County of El Dorado a notice of special tax lien in the form required by the Act, such recording to occur no later than fifteen (15) days following adoption by the Council of this resolution.

6. **Effective Date.** This Resolution shall take effect upon its adoption.

* * * * *

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado, State of California, at a regular meeting of said Board held on the ___ day of _____, 2024, by the following vote of said Board:

AYES: ___ Board Members: _____

NOES: ___ Board Members: _____

ABSENT: ___ Board Members: _____

ABSTAINING: ___ Board Members: _____

Chair of the Board of Supervisors

Attest:
Kim Dawson
Clerk of the Board of Supervisors

By: _____
Deputy Clerk

I CERTIFY THAT:

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

DATE: _____

ATTEST: Kim Dawson, Clerk of the Board of Supervisors of the County of El Dorado, State of California

By: _____
Deputy Clerk

CANVASS AND STATEMENT OF RESULT OF ELECTION

**Community Facilities District No. 2024-1
(Carson Creek Heritage Village 11)
El Dorado County, California**

I hereby certify that on February 27, 2024, I canvassed the returns of the election held on February 27, 2024 in the Community Facilities District No. 2024-1 (Carson Creek Heritage Village 11) of the County of El Dorado and the total number of ballots cast in said District 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 <u>Votes</u>	Votes <u>Cast</u>	<u>YES</u>	<u>NO</u>
County of El Dorado Community Facilities District No. 2024-1 (Carson Creek Heritage Village 11) Special Tax Election, February 27, 2024	_____	_____	_____	_____

Shall the measure pursuant to which (i) County of El Dorado shall incur indebtedness and issue bonds up to \$35,000,000 on behalf of the County of El Dorado Community Facilities District No. 2024-1 (Carson Creek Heritage Village 11) (“CFD”), to acquire and/or construct facilities and pay for the costs of issuing the bonds and related expenses as set forth in the list of authorized facilities for the CFD attached hereto; (ii) a special tax shall be levied at rates of \$2,907 to \$3,883/residential unit (with other property taxed at other rates), subject to annual escalation, through Fiscal Year 2069-70, raising \$742,607 in Fiscal Year 2024-25 (assuming full build-out of the CFD), to pay for the principal and interest upon such bonds, to pay the costs of the County in administering the CFD, and to pay for the costs of acquiring and/or constructing said facilities in accordance with the rate and method of apportionment of special taxes for the CFD attached hereto; and (iii) the annual appropriations limit of the CFD shall initially be \$20,000,000, subject to escalation, **be adopted?**

YES

NO

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND this 27th day of February, 2024.

Kim Dawson
Clerk of the Board of Supervisors

By: _____
Deputy Clerk