



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. 2014-1 (CARSON CREEK) AND DIRECTING RECORDING OF NOTICE OF SPECIAL TAX LIEN

WHEREAS, this Board has adopted a resolution entitled "A Resolution of Formation of Community Facilities District No. 2014-1 (Carson Creek)" (the "Resolution of Formation"), ordering the formation of the "County of El Dorado Community Facilities District No. 2014-1 (Carson Creek)" (the "CFD"), authorizing the levy of a special tax on property within the CFD and preliminarily establishing an appropriations limit for the CFD, all pursuant to the Mello-Roos Community Facilities Act of 1982, 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 has also adopted a resolution entitled "A Resolution Determining the Necessity to Incur Bonded Indebtedness" (the "Resolution of Necessity"), determining the necessity to incur bonded indebtedness in the maximum aggregate principal amount of \$50,000,000 upon the security of the special tax to be levied within the CFD pursuant to the Act; and

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 \$50,000,000, and the approval of an annual appropriations limit of not to exceed \$50,000,000, 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 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 Dordo 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 at a regular meeting of said Board, held the ____ day of _____, 20__, by the following vote of said Board:

Attest:
James S. Mitrisin
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By: _____
Deputy Clerk

Chair, Board of Supervisors

CANVASS AND STATEMENT OF RESULT OF ELECTION

**Community Facilities District No. 2014-1
(Carson Creek)
El Dorado County, California**

I hereby certify that on January 27, 2015, I canvassed the returns of the election held on January 27, 2015 in the Community Facilities District No. 2014-1 (Carson Creek) 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>
Community Facilities District No. 2014-1 (Carson Creek) of the County of El Dorado, Special Tax Election, January 27, 2015	_____	_____	_____	_____

BALLOT MEASURE: Shall the County of El Dorado incur an indebtedness and issue bonds in the maximum aggregate principal amount of not to exceed \$50,000,000 with interest at a rate or rates not to exceed the maximum interest rate permitted by law at the time of sale of such bonds on behalf of Community Facilities District No. 2014-1 (Carson Creek) (the "CFD"), the proceeds of which bonds will be used to acquire and/or construct certain facilities and pay for the costs of issuing the bonds and related expenses; shall a special tax payable solely from lands within the CFD be levied annually, commencing in the County's fiscal year 2015-16 upon lands within 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 certain facilities; and shall the annual appropriations limit of the CFD be established in the amount of \$50,000,000?

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND this 27th day of January, 2015.

Jim Mitrising
Clerk of the Board of Supervisors

By: _____
Deputy Clerk