

**SUBMITTAL TO THE LEGISLATIVE BODY OF
COMMUNITY FACILITIES DISTRICT No. 03-1 OF THE
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

608



FROM: COUNTY EXECUTIVE OFFICE

SUBMITTAL DATE:
July 19, 2004

SUBJECT: Community Facilities District No. 03-1(Newport Road) of the County of Riverside Resolution No. CFD 2004-15 Authorizing the Issuance of the Series 2004 Bonds.

RECOMMENDED MOTION: That the Board acting *ex officio* as the legislative body of Community Facilities District No. 03-1 (Newport Road) of the County of Riverside, (1) approve and adopt Resolution No. CFD 2004-15 which; (a) authorizing the issuance of Community Facilities District No. 03-1 Series 2004 Special Tax Bonds in an aggregate principal amount not to exceed \$20,000,000, (b) authorizing the execution and delivery of an Indenture, a Bond Purchase Agreement, and a Continuing Disclosure Agreement, and (c) authorizing the preparation of an Official Statement and all other matters related thereto. (2) approve and authorize the Chairman to sign an agreement for Bond Counsel Services.

BACKGROUND: The Board of Supervisors, pursuant to the provisions of the Mello-Roos Community Facilities Act of 1982, commencing with Section 53311 of the Government Code, initiated proceedings to establish Community Facilities District No. 03-1 (Newport Road) of the County of Riverside ("CFD") by the adoption of Resolution No. 2003-110 ("Resolution of Intention") and Resolution No. 2003-111 ("Resolution to Incur Bonded Indebtedness") on March 11, 2003.

Continued on Page 2

FORM APPROVED
COUNTY COUNSEL

AUG 09 2004

Departmental Concurrence

Debra Cournoyer
Debra Cournoyer, Senior Management Analyst

FINANCIAL DATA

Current F.Y. Total Cost:	\$	In Current Year Budget:	
Current F.Y. Net County Cost:	\$	Budget Adjustment:	
Annual Net County Cost:	\$	For Fiscal Year:	2005

SOURCE OF FUNDS: Bond Proceeds

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

County Executive Office Signature *[Signature]*

- Dep't Recomm.: Consent
- Per Exec. Ofc.: Consent
- Policy
- Policy

Prev. Agn. Ref.:

District: 3

Agenda Number:

8.1

After conducting a noticed public hearing on April 15, 2003, the Board of Supervisors adopted Resolution No. 2003-173 ("Resolution of Formation") that established the CFD, approved a rate and method for the apportionment of special taxes and authorized the levy of a special tax, Resolution No. 2003-174 ("Resolution of Necessity") that declared the necessity to incur bonded indebtedness in an amount not to exceed \$20,000,000, and Resolution No. 2003-175 ("Resolution Calling Election") set a special mailed ballot election for July 29, 2003 that would authorize incurrence of bonded indebtedness in an amount not to exceed \$20,000,000, authorize the levy of special tax to pay the principal and interest on the bonds, and set an appropriations limit for the CFD. On August 19, 2003 the Legislative Body adopted Resolution No. 2003-17 approving the canvass of the votes and directing the recording of the Notice of Special Tax Lien. The Notice of Special Tax Lien was recorded on September 11, 2003 as document number 2003-703258. Ordinance No. 827 levying a special tax was adopted on August 26, 2003.

The adoption of Resolution No. CFD 2004-15 will allow the District to proceed with the sale and issuance of not to exceed \$20,000,000 special tax bonds (the "Series 2004 Bonds") the proceeds of which will be used to fund the construction of Newport Road between Menifee Road and Winchester Road/State Route 79 North and half width improvements to bridges at Leon Road and Salt Creek and at Rice Road and Salt Creek.

The agreement for Bond Counsel Services provides the scope of services that are to be performed by counsel in order to assist the County with the formation of the district and issuance of special tax bonds. Bond Counsel fees will be paid through the cost of issuance for the district at the time bonds are sold and monies are disbursed.

The proposed sale and issuance of the Series 2004 Bonds has been reviewed and approved by the County's Debt Advisory Committee.