

**SUBMITTAL TO THE BOARD OF SUPERVISORS,
COMMUNITY FACILITIES DISTRICT'S LEGISLATIVE BODY
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

705C-3



FROM: County Executive Office

SUBMITTAL DATE:
December 21, 2004

SUBJECT: Resolution CFD No. 2005-02 Certifying the Results of the Election.

RECOMMENDED MOTION: That the Legislative Body of Community Facilities District No. 04-2 (Lake Hills Crest) of the County of Riverside adopt Resolution No. CFD 2005-02 Certifying Election Results.

BACKGROUND: The Board of Supervisors of the County of Riverside by Resolution No. 2005-03 and the Legislative Body of Community Facilities District No. 04-2 (Lake Hills Crest) of the County of Riverside (the "CFD") called an election for January 11, 2005 to be conducted by the County Executive Officer, or his designee (the "Election Official"), to consider three propositions: (i) should the CFD be able to incur bonded indebtedness in a maximum amount of \$32,500,000, (ii) should the CFD be able to levy a special tax within its boundaries consistent with the terms of the Rate and Method, and (iii) should the CFD establish an annual appropriations limit equal to \$3,250,000. Completed ballots have been received by the Election Official from all persons owning property within the CFD and, pursuant to Section 53326(d) of the Government Code, the Election Official has declared the election closed and has submitted to the Clerk of the Board of the Legislative Body a certification stating the results of the election. Said certificate states that all three propositions passed by 2/3's or more of the votes cast.

Debra Cournoyer
Debra Cournoyer, Senior Management Analyst

FORM APPROVED
COUNTY COUNSEL
DEC 23 2004
Departmental Concurrence

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	04/05

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]*

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

Prev. Agn. Ref.: 9/14/04 3.3, 12/14/ 8.3 | **District:** 1 | **Agenda Number:**

2
3 **RESOLUTION NO. CFD 2005-02**

4 **RESOLUTION OF THE LEGISLATIVE BODY OF**
5 **COMMUNITY FACILITIES DISTRICT NO. 04-2 (LAKE HILLS CREST)**
6 **OF THE COUNTY OF RIVERSIDE CERTIFYING ELECTION RESULTS**

7 WHEREAS, the Board of Supervisors and the Board of Supervisors acting as the legislative
8 body (the "Legislative Body") called and duly held an election on January 11, 2005 within the
9 boundaries of Community Facilities District No. 04-2 (Lake Hills Crest) of the County of Riverside
10 ("Community Facilities District No. 04-2" or the "District") pursuant to Resolution Nos. 2005-03 and
11 CFD 2005-01 for the purpose of presenting to the qualified electors within the District Propositions A, B
12 and C, attached hereto as Exhibit A; and

13 WHEREAS, there has been presented to the Legislative Body a certificate of the designee of the
14 County Executive Officer canvassing the results of the election, a copy of which is attached hereto as
15 Exhibit B;

16 NOW, THEREFORE, THE LEGISLATIVE BODY OF COMMUNITY FACILITIES
17 DISTRICT NO. 04-2 (LAKE HILLS CREST) OF THE COUNTY OF RIVERSIDE HEREBY FINDS,
18 DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

19 SECTION 1. Each of the above recitals is true and correct and is adopted by the Legislative
20 Body.

21 SECTION 2. Propositions A, B and C presented to the qualified electors of the District on
22 January 11, 2005 were approved by more than two-thirds of the votes cast at said election and
23 Propositions A, B and C each has carried. The Legislative Body is hereby authorized to levy on the land
24 within the District the special tax described in Proposition B for the purposes described therein and to
25 take the necessary steps to levy the special tax authorized by Proposition B and to issue bonds in an
26 amount not to exceed \$32,500,000 specified in Proposition A.

27 SECTION 3. The Clerk of the Legislative Body is hereby directed to record in the Office of the
28 County Recorder within fifteen days of the date hereof a notice of special tax lien with respect to the