

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

648



FROM: COUNTY EXECUTIVE OFFICE

SUBMITTAL DATE:
December 5, 2006

SUBJECT: Community Facilities District No. 05-1 (Salt Creek Bridges), Resolution No. CFD 2006-24 determining the necessity to incur bonded indebtedness in an amount not to exceed \$50,000,000, and Resolution No. CFD 2006-25 calling for a Special Election.

RECOMMENDED MOTION: That the Legislative Body of Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside conduct the public hearing and at its conclusion 1) adopt Resolution No. CFD 2006-24 determining the necessity to incur bonded indebtedness in an amount not to exceed \$50,000,000, and 2) adopt Resolution No. CFD 2006-25 calling for a Special Election.

BACKGROUND: On August 29, 2006, the Board of Supervisors adopted Resolution No. 2006-298 declaring its intent to form Community Facilities District No. 05-1 of the County of Riverside ("CFD 05-1"), and calling a public hearing for October 3, 2006. The Board also adopted Resolution No. 2006-299 declaring its intent to incur bonded indebtedness in an amount not to exceed \$45,000,000 within the proposed boundaries of CFD 05-1. On October 3, 2006 the Board continued the public hearing to October 31, 2006. On October 31, 2006 the Board further continued the public hearing to this date.

Approval of Resolution No. 2006-455 on this date, authorized the modification of the Resolution to Incur Bonded Indebtedness so as to increase the maximum amount from \$45,000,000 to \$50,000,000

(continued on page 2)

Jerry Norris

Jerry Norris, Principal Management Analyst

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N / A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	N / A
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2006-07

SOURCE OF FUNDS: N / A	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 Policy
- Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.: 9.1 of 10/31/06

District: 3

Agenda Number:

8 . 1

FORM APPROVED
COUNTY COUNSEL

NOV 28 2006

Departmental Concurrence

BY *[Signature]*

SUPERIOR COURT COUNTY OF RIVERSIDE
RECEIVED RIVERSIDE COUNTY

Form 11

Resolution No. CFD 2006-24 and Resolution No. CFD 2006-25

December 5, 2006

Page 2

The Board of Supervisors of the County of Riverside conducted the public hearing on December 5, 2006, pursuant to the Act, and after closing the public hearing adopted Resolution No. 2006-456, establishing the District.

The adoption of Resolution No. CFD 2006-24 and Resolution No. CFD 2006-25 at the conclusion of the public hearing, in conjunction with the Board's adoption of Resolution No. 2006-456, is consistent with applicable provisions of the Act and determines the need for the CFD to incur bonded indebtedness in an aggregate principal amount not to exceed \$50,000,000 and calls a special election for March 20, 2007 to consider the proposition of whether the CFD should incur bonded indebtedness in an aggregate principal amount not to exceed \$50,000,000.

The Registrar of Voters for the County of Riverside has filed with the Clerk of the Board of Supervisors a certificate that states that there have been fewer than 12 registered voters residing on the property within the boundaries of the CFD for the 90 days preceding the date of the public hearing. By the terms of the Act, this determination means that the qualified electors at the election are the owners of property within the boundaries of the CFD with each land owner receiving one vote for each acre of land or portion thereof that it owns.

The Registrar of Voters has consented to conducting the special mailed ballot election on March 20, 2007.

2 RESOLUTION NO. CFD 2006-24

3 RESOLUTION OF THE LEGISLATIVE BODY OF COMMUNITY
4 FACILITIES DISTRICT NO. 05-1 (SALT CREEK BRIDGES) OF
5 THE COUNTY OF RIVERSIDE DEEMING IT NECESSARY TO
6 INCUR BONDED INDEBTEDNESS WITHIN THE COMMUNITY
7 FACILITIES DISTRICT

8 WHEREAS, on August 29, 2006, the Board of Supervisors (the "Board of Supervisors") of the
9 County of Riverside (the "County"), pursuant to the Mello-Roos Community Facilities Act of 1982 (the
10 "Act"), commencing with Section 53311 of the California Government Code (the "Government Code"),
11 adopted Resolution No. 2006-298 (the "Resolution of Intention"), stating its intention to establish a
12 community facilities district (the "Community Facilities District"), proposed to be named Community
13 Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside, and to authorize the levy of
14 special taxes within the Community Facilities District to finance certain public facilities (the "Facilities");

15 WHEREAS, on August 29, 2006, the Board of Supervisors also adopted Resolution No. 2006-
16 299 (the "Resolution to Incur Bonded Indebtedness") declaring the necessity for incurring bonded
17 indebtedness in an amount not to exceed \$45,000,000 for the Community Facilities District and setting
18 October 3, 2006 as the date for a public hearing to be held on the proposed debt issue;

19 WHEREAS, pursuant to the Resolution to Incur Bonded Indebtedness, notice of said public
20 hearing was published in *The Press-Enterprise* on September 24, 2006, and mailed by first class mail,
21 postage prepaid to all registered voters and landowners within the Community Facilities District on
22 September 15, 2006, in accordance with the Act;

23 WHEREAS, on October 3, 2006, said public hearing was opened and continued to October 31,
24 2006;

25 WHEREAS, on October 31, 2006, said public hearing was opened and continued to this date;

26 WHEREAS, on this date, the Board of Supervisors conducted and closed said public hearing;

27 WHEREAS, at said public hearing, any person interested, including persons owning property
28 within the area and desiring to appear and present any matters material to the questions set forth in the
Resolution to Incur Bonded Indebtedness appeared and presented such matters;

1 **WHEREAS**, at said public hearing, the Board of Supervisors adopted Resolution No. 2006-455
2 modifying the Resolution to Incur Bonded Indebtedness so as to increase the maximum amount of the
3 bonded indebtedness of the proposed Community Facilities District from \$45,000,000 to \$50,000,000;

4 **WHEREAS**, no oral or written protests against the proposed debt issue were made or filed at or
5 before said public hearing;

6 **WHEREAS**, at said public hearing, evidence was presented to the Board of Supervisors on the
7 matters before it, and the Board of Supervisors at the conclusion of the hearing was fully advised as to all
8 matters relating to the proposed debt issuance;

9 **WHEREAS**, on this date, the Board of Supervisors adopted Resolution No. 2006-456,
10 establishing the Community Facilities District, authorizing the levy of a special tax within the Community
11 Facilities District and establishing an appropriations limit within the Community Facilities District;

12 **WHEREAS**, pursuant to the Act, the Board of Supervisors is the *ex officio* legislative body (the
13 “Legislative Body”) of the Community Facilities District;

14 **WHEREAS**, the Registrar of Voters of the County (the “Registrar of Voters”) is the election
15 official that will conduct the special election on the proposition to incur bonded indebtedness for the
16 Community Facilities District;

17 **WHEREAS**, there has been filed with the Clerk to the Board of Supervisors, acting *ex officio* as
18 the Clerk to the Legislative Body, a certification of the Registrar of Voters that, on September 12, 2006,
19 which date is within the ninety-day period preceding the close of said public hearing, less than 12 persons
20 were registered to vote within the territory proposed to be included in the Community Facilities District;

21 **WHEREAS**, there has been filed with the Clerk to the Board of Supervisors, acting *ex officio* as
22 the Clerk to the Legislative Body, the concurrence of the Registrar of Voters as to the holding of said
23 special election on March 20, 2007;

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1 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**
2 **RIVERSIDE, ACTING *EX OFFICIO* AS THE LEGISLATIVE BODY OF COMMUNITY**
3 **FACILITIES DISTRICT NO. 05-1 (SALT CREEK BRIDGES) OF THE COUNTY OF**
4 **RIVERSIDE,** in regular session assembled on December 5, 2006, does hereby resolve, find, determine
5 and order as follows:

6 **Section 1.** The foregoing recitals are true and correct.

7 **Section 2.** The Legislative Body deems it necessary to incur the bonded indebtedness.

8 **Section 3.** The purpose for which the proposed debt is to be incurred is to provide the funds
9 necessary to pay a portion of the costs of the Facilities, including construction costs and all costs
10 incidental to, or connected with, the accomplishment of said purpose and of the financing thereof, as
11 permitted by Section 53345.3 of the Government Code.

12 **Section 4.** In accordance with the previous determination of the Board of Supervisors, the whole
13 of the Community Facilities District will pay for the bonded indebtedness.

14 **Section 5.** The maximum amount of debt to be incurred is \$50,000,000.

15 **Section 6.** The maximum term the bonds to be issued shall run before maturity is 40 years.

16 **Section 7.** The maximum annual rate of interest to be paid shall not exceed the maximum interest
17 rate permitted by applicable law at the time of sale of the bonds, payable semiannually or at such times as
18 the legislative body of the Community Facilities District or its designee shall determine, the actual rate or
19 rates and times of payment of such interest to be determined by said legislative body or its designee at the
20 time or times of sale of the bonds.

21 **Section 8.** The Legislative Body hereby declares that it is the intent of the Legislative Body to
22 fund capitalized interest on the bonds for the first partial bond year following the issuance of the bonds
23 and the bond year immediately succeeding such partial bond year from the proceeds of the bonds.

24 **Section 9.** The proposition to incur the bonded indebtedness shall be submitted to the voters.

25 **Section 10.** The Legislative Body hereby finds that, on September 12, 2006, which date is within
26 the ninety-day period preceding the close of the public hearings heretofore held, less than 12 persons were
27 registered to vote within the territory included in the Community Facilities District. Accordingly,
28 pursuant to Section 53326 of the Government Code, the vote shall be by the landowners of the

1 Community Facilities District and each landowner who is the owner of record as of the close of said
2 public hearing, or the authorized representative thereof, shall have one vote for each acre or portion of an
3 acre that he or she owns within the Community Facilities District. The voting procedure shall be by
4 mailed or hand-delivered ballot.

5 **Section 11.** The Board of Supervisors hereby finds and determines that the Registrar of Voters has
6 concurred in holding said election on March 20, 2007.

7 **Section 12.** The date of the special community facilities district election (which shall be
8 consolidated with the special district election to levy a special tax within the Community Facilities
9 District) at which time the proposition shall be submitted to the voters is March 20, 2007.

10 **Section 13.** Pursuant to Section 53327 of the Government Code, the election shall be conducted
11 by mail ballot pursuant to Section 4000 of the California Elections Code. The voted ballots shall be
12 returned to the Office of the Registrar of Voters at 2724 Gateway Drive, Riverside, California 92507-
13 0918, not later than 5:00 p.m., on March 20, 2007; provided, however, that if all of the qualified electors
14 have voted prior to such time, the election may be closed with the concurrence of the Registrar of Voters.

15 **Section 14.** This Resolution shall constitute notice of such special bond election and the Clerk to
16 the Board of Supervisors, acting *ex officio* as the Clerk to the Legislative Body, shall publish in *The*
17 *Press-Enterprise*, a newspaper of general circulation published in the area of the Community Facilities
18 District, the full text of this Resolution, in compliance with Section 53352 of the Government Code.

19 **Section 15.** The officers of the County, acting *ex officio* on behalf of the Community Facilities
20 District, are, and each of them is, hereby authorized and directed to do any and all things, and to execute
21 and deliver any and all documents which said officers may deem necessary or advisable in order to
22 accomplish the purposes of this Resolution and not inconsistent with the provisions hereof.

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1 **PASSED APPROVED AND ADOPTED** this 5th day of December, 2006.

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5 By: _____
6 Bob Buster, Chairman of the Legislative Body of
7 Community Facilities District No. 05-1 of the County
8 of Riverside

8 **ATTEST:**
9 Nancy Romero, Clerk of the Legislative
10 Body of Community Facilities District
11 No. 05-1 of the County of Riverside

12 By: _____
13 Deputy Clerk

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22 FORM APPROVED
23 COUNTY COUNSEL

24 NOV 27 2006

25 BY *Nancy Romero*

CLERK'S CERTIFICATE

I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California, acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the County of Riverside, do hereby certify that the foregoing Resolution No. CFD 2006-24 was duly adopted by the Board of Supervisors of said County, acting *ex officio* as the Legislative Body of Community Facilities Districts for the County of Riverside, at a meeting of said Board held on the 5th day of December, 2006, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County of Riverside this ____ day of _____, 2006.

By: _____
Deputy Clerk

CLERK'S CERTIFICATE

I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California, acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the County of Riverside, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. CFD 2006-24 of the Board of Supervisors of said County, acting *ex officio* as the legislative body of Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside, and that the same has not been amended or repealed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County of Riverside this ____ day of _____, 2006.

By: _____
Deputy Clerk

2 **RESOLUTION NO. CFD 2006-25**

3 **RESOLUTION OF THE LEGISLATIVE BODY OF COMMUNITY**
4 **FACILITIES DISTRICT NO. 05-1 (SALT CREEK BRIDGES) OF**
5 **THE COUNTY OF RIVERSIDE CALLING A SPECIAL**
6 **ELECTION FOR THE COMMUNITY FACILITIES DISTRICT**

7 **WHEREAS**, on August 29, 2006, the Board of Supervisors (the "Board of Supervisors") of the
8 County of Riverside (the "County"), pursuant to the Mello-Roos Community Facilities Act of 1982 (the
9 "Act"), commencing with Section 53311 of the California Government Code (the "Government Code"),
10 adopted Resolution No. 2006-298, stating its intention to establish a community facilities district (the
11 "Community Facilities District"), proposed to be named Community Facilities District No. 05-1 (Salt
12 Creek Bridges) of the County of Riverside, and to authorize the levy of special taxes within the
13 Community Facilities District to finance certain public facilities (the "Facilities") and setting October 3,
14 2006 as the date for a public hearing to be held on the establishment of the Community Facilities District;

15 **WHEREAS**, on August 29, 2006, the Board of Supervisors also adopted Resolution No. 2006-
16 299 (the "Resolution to Incur Bonded Indebtedness") calling for a public hearing to be held on October 3,
17 2006 to consider the proposed issuance of debt in an amount not to exceed \$45,000,000 for the
18 Community Facilities District in accordance with the Resolution to Incur Bonded Indebtedness;

19 **WHEREAS**, on October 3, 2006, said public hearing was opened and continued to October 31,
20 2006;

21 **WHEREAS**, on October 31, 2006, said public hearing was opened and continued to this date;

22 **WHEREAS**, on this date, the Board of Supervisors conducted and closed said public hearings;

23 **WHEREAS**, at said public hearings, all persons desiring to be heard on all matters pertaining to
24 the proposed establishment of the Community Facilities District, the furnishing of specified types of
25 public facilities and the proposed debt issuance were heard, written protests, if any, were received and a
26 full and fair hearing was held;

27 **WHEREAS**, at said public hearings, the Board of Supervisors adopted Resolution No. 2006-455
28 modifying the Resolution to Incur Bonded Indebtedness so as to increase the maximum amount of the
bonded indebtedness of the proposed Community Facilities District from \$45,000,000 to \$50,000,000;

1 **WHEREAS**, at said public hearings, evidence was presented to the Board of Supervisors on the
2 matters before it, and the Board of Supervisors at the conclusion of the hearings was fully advised as to all
3 matters relating to the proposed establishment of the Community Facilities District, the furnishing of
4 specified types of public facilities and the proposed debt issuance;

5 **WHEREAS**, on this date, the Board of Supervisors adopted Resolution No. 2006-456 (the
6 “Resolution of Formation”), establishing the Community Facilities District, authorizing the levy of a
7 special tax within the Community Facilities District to finance the Facilities and establishing an
8 appropriations limit for the Community Facilities District;

9 **WHEREAS**, pursuant to the Act, the Board of Supervisors is the *ex officio* legislative body (the
10 “Legislative Body”) of the Community Facilities District;

11 **WHEREAS**, on this date, the Legislative Body adopted Resolution No. CFD 2006-24, deeming it
12 necessary to incur bonded indebtedness in the maximum amount of \$50,000,000;

13 **WHEREAS**, pursuant to the provisions of said resolutions, the propositions to incur bonded
14 indebtedness, to levy a special tax within the Community Facilities District and to establish an
15 appropriations limit for the Community Facilities District are to be submitted to the qualified electors of
16 the Community Facilities District, as required by the Act;

17 **WHEREAS**, the Legislative Body desires to designate the Registrar of Voters of the County (the
18 “Registrar of Voters”) as the election official for the special election provided for herein;

19 **WHEREAS**, there has been filed with the Clerk to the Board of Supervisors, acting *ex officio* as
20 the Clerk to the Legislative Body, a certification of the Registrar of Voters that, on September 12, 2006,
21 which date is within the ninety-day period preceding the close of said public hearing, less than 12 persons
22 were registered to vote within the territory proposed to be included in the Community Facilities District;

23 **WHEREAS**, there has been filed with the Clerk to the Board of Supervisors, acting *ex officio* as
24 the Clerk to the Legislative Body, the concurrence of the Registrar of Voters as to the holding of said
25 special election on March 20, 2007; and

26 **WHEREAS**, the Legislative Body desires to provide for the filing of an impartial analysis with
27 respect to said propositions and the preparation of a tax rate statement, as provided in the California
28 Elections Code;

1 **NOW, THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF**
2 **RIVERSIDE, ACTING *EX OFFICIO* AS THE LEGISLATIVE BODY OF COMMUNITY**
3 **FACILITIES DISTRICT NO. 05-1 (SALT CREEK BRIDGES) OF THE COUNTY OF**
4 **RIVERSIDE,** in regular session assembled on December 5, 2006, does hereby resolve, find, determine
5 and order as follows:

6 **Section 1.** The foregoing recitals are true and correct.

7 **Section 2.** Pursuant to Sections 53351, 53326 and 53325.7 of the Government Code, the
8 propositions to incur bonded indebtedness, to levy a special tax within the Community Facilities District
9 and to establish an appropriations limit for the Community Facilities District shall be submitted to the
10 qualified electors of the Community Facilities District at an election called therefor as provided below.

11 **Section 3.** The Registrar of Voters is hereby designated as the official to conduct said election.

12 **Section 4.** As authorized by Section 53353.5 of the Government Code, the propositions to incur
13 bonded indebtedness, to levy a special tax within the Community Facilities District and to establish an
14 appropriations limit for the Community Facilities District shall be combined into one ballot proposition.

15 **Section 5.** The Legislative Body hereby finds that, on September 12, 2006, which date is within
16 the ninety-day period preceding the close of the public hearings heretofore held, less than 12 persons were
17 registered to vote within the territory included in the Community Facilities District. Accordingly,
18 pursuant to Section 53326 of the Government Code, the vote shall be by the landowners of the
19 Community Facilities District and each landowner who is the owner of record as of the close of said
20 public hearing, or the authorized representative thereof, shall have one vote for each acre or portion of an
21 acre that he or she owns within the Community Facilities District.

22 **Section 6.** The Legislative Body hereby calls a special election to submit to the qualified electors
23 of the Community Facilities District the combined proposition to incur bonded indebtedness, to levy a
24 special tax within the Community Facilities District and to establish an appropriations limit for the
25 Community Facilities District, which election shall be held at the Office of the Registrar of Voters at 2724
26 Gateway Drive, Riverside, California 92507-0918, on March 20, 2007. The Legislative Body hereby finds
27 and determines that the Registrar of Voters has concurred in holding said election on March 20, 2007.

28 The voted ballots shall be returned to the Office of the Registrar of Voters not later than 5:00 p.m.,

1 March 20, 2007; provided, however, that if all of the qualified electors have voted prior to such time, the
2 election may be closed with the concurrence of the Registrar of Voters.

3 **Section 7.** Pursuant to Section 53327 of the Government Code, the election shall be conducted by
4 mail ballot pursuant to Section 4000 of the California Elections Code. The Legislative Body hereby finds
5 that paragraphs (a), (b), (c) (1) and (c)(3) of said Section 4000 are applicable to this special election.
6 Except as otherwise provided in the Act, the provisions of law regulating elections of the County, insofar
7 as they may be applicable, will govern the election. The Community Facilities District shall constitute a
8 single election precinct for the purpose of holding the election.

9 The Registrar of Voters, as the official designated to conduct said election, shall provide such
10 services as may be necessary to properly and lawfully hold and conduct the special election provided for
11 herein, including but not restricted to the providing for and printing of sample ballots, official mail
12 ballots, other election materials and registration lists, the appointment of election officers, the publication
13 of required election notices, the mailing and counting of ballots, the canvassing of returns, the declaration
14 of results, the issuance of certificates of election, and the preparation and providing of other materials and
15 services required to conduct the election in the manner provided by law for conducting the election,
16 including Sections 53326 and 53327 of the Government Code.

17 **Section 8.** The form of the ballot for said election is attached hereto as Exhibit A and by this
18 reference incorporated herein, and such form of ballot is hereby approved. The Registrar of Voters shall
19 cause to be delivered to each of the qualified electors of the Community Facilities District a ballot in said
20 form. Each ballot shall indicate the number of votes to be voted by the respective landowner to which it
21 pertains.

22 Each ballot shall be accompanied by all supplies and written instructions necessary for the use and
23 return of the ballot. The identification envelope for return of the ballot shall be enclosed with the ballot,
24 shall have the return postage prepaid, and shall contain: (a) the name and address of the landowner, (b) a
25 declaration, under penalty of perjury, stating that the voter is the owner of record or the authorized
26 representative of the landowner entitled to vote and is the person whose name appears on the
27 identification envelope, (c) the printed name, signature and address of the voter, (d) the date of signing
28 and place of execution of the declaration described in clause (b) above, and (e) a notice that the envelope

1 contains an official ballot and is to be opened only by the canvassing board.

2 **Section 9.** The voted ballots shall be returned to the Office of the Registrar of Voters at 2724
3 Gateway Drive, Riverside, California 92507-0918, not later than 5:00 p.m., March 20, 2007; provided,
4 however, that if all of the qualified electors have voted prior to such time, the election may be closed with
5 the concurrence of the Registrar of Voters. The Registrar of Voters shall accept the ballots of the qualified
6 electors at such location to and including 5:00 p.m. on March 20, 2007, whether said ballots be personally
7 delivered or received by mail. The Registrar of Voters shall have available ballots which may be marked
8 at said location on the election day by said qualified electors.

9 **Section 10.** Pursuant to Section 9280 of the California Elections Code, the County Counsel is
10 hereby authorized and directed to prepare an impartial analysis of the proposition specified herein
11 showing the effect of the proposition on the existing law and the operation of the proposition, said
12 analysis to be submitted by the County Counsel to the Registrar of Voters for printing before the
13 arguments for and against the proposition. The analysis shall not exceed 500 words in length and shall
14 otherwise comply in all respects with the applicable provisions of the California Elections Code.

15 **Section 11.** The County Counsel is hereby authorized and directed to prepare a tax rate statement
16 containing the information required by California Elections Code Section 9400 *et seq.* with respect to the
17 election.

18 **Section 12.** The Clerk to the Board of Supervisors, acting *ex officio* as the Clerk to the Legislative
19 Body, is hereby directed to deliver to the Registrar of Voters, no later than December 8, 2006 (which date
20 is not more than three business days after the adoption of this Resolution), a certified copy of this
21 Resolution, a certified copy of the Resolution of Formation, a certified map of sufficient scale and clarity
22 to show the boundaries of the Community Facilities District, and a sufficient description of the
23 Community Facilities District to allow the Registrar of Voters to determine the boundaries of the
24 Community Facilities District.

25 **Section 13.** The Clerk to the Board of Supervisors, acting *ex officio* as the Clerk to the Legislative
26 Body, is hereby directed to publish a notice of the election one time in *The Press-Enterprise*, a newspaper
27 of general circulation published in the area of the Community Facilities District, in accordance with
28 Section 53352 of the Government Code and the California Elections Code.

1 **Section 14.** The Legislative Body hereby determines that the Facilities are necessary to meet
2 increased demands placed upon local agencies as a result of development or rehabilitation occurring in the
3 Community Facilities District.

4 **Section 15.** The specific single purpose of the bonded indebtedness proposed to be incurred is the
5 financing of the Facilities, including all costs and estimated costs incidental to, or connected with, the
6 accomplishment of such purpose, and the proceeds of such bonded indebtedness shall be applied only to
7 such specific purpose.

8 Upon approval of the proposition to incur bonded indebtedness, and the sale of any bonds
9 evidencing such indebtedness, the Legislative Body shall take such action as may be necessary to cause to
10 be established an account for deposit of the proceeds of sale of the bonds. For so long as any proceeds of
11 the bonds remain unexpended, the County Executive Officer of the County, acting *ex officio* on behalf of
12 the Community Facilities District, shall cause to be filed with the Legislative Body, no later than January
13 1 of each year, a report stating (a) the amount of bond proceeds received and expended during the
14 preceding year, and (b) the status of any project funded or to be funded from bond proceeds. Said report
15 may relate to the calendar year, fiscal year, or other appropriate annual period, as the County Executive
16 Officer, acting *ex officio* on behalf of the Community Facilities District, shall determine, and may be
17 incorporated into the annual budget, audit, or other appropriate routine report to the Legislative Body.

18 **Section 16.** The officers of the County, acting *ex officio* on behalf of the Community Facilities
19 District, are, and each of them is, hereby authorized and directed to do any and all things, and to execute
20 and deliver any and all documents which said officers may deem necessary or advisable in order to
21 accomplish the purposes of this Resolution and not inconsistent with the provisions hereof.

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1 **PASSED APPROVED AND ADOPTED** this 5th day of December, 2006.

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By: _____
Bob Buster, Chairman of the Legislative Body of
Community Facilities District No. 05-1 of the County
of Riverside

ATTEST:
Nancy Romero, Clerk of the Legislative
Body of Community Facilities District
No. 05-1 of the County of Riverside

By: _____
Deputy Clerk

FORM APPROVED
COUNTY COUNSEL

NOV 27 2006

BY *Nancy Romero*

EXHIBIT A

FORM OF OFFICIAL BALLOT

**COMMUNITY FACILITIES DISTRICT NO. 05-1 (SALT CREEK BRIDGES)
OF
THE COUNTY OF RIVERSIDE**

SPECIAL ELECTION

March 20, 2007

This ballot is for a special, landowner election. The number of votes to be voted pursuant to this ballot is _____.

INSTRUCTIONS TO VOTERS:

To vote on the proposition, mark a cross (+) or (X) in the voting square after the word "YES" or after the word "NO". All distinguishing marks or erasures are forbidden and make the ballot void. If you wrongly mark, tear, or deface this ballot, return it to the Registrar of Voters of the County of Riverside and obtain another.

PROPOSITION NO. A: Shall Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside be authorized to incur bonded indebtedness in a maximum amount of \$50,000,000 and levy a special tax in accordance with the Rate and Method of Apportionment attached as an exhibit to Resolution No. 2006-456 in order to finance a portion of certain public facilities and shall an annual appropriations limit of \$50,000,000 be established, as specified in Resolution Nos. 2006-456 and CFD 2006-24 adopted by the Board of Supervisors of Riverside County on December 5, 2006?

Yes:

No:

CLERK'S CERTIFICATE

I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California, acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the County of Riverside, do hereby certify that the foregoing Resolution No. CFD 2006-25 was duly adopted by the Board of Supervisors of said County, acting *ex officio* as the Legislative Body of Community Facilities Districts for the County of Riverside, at a meeting of said Board held on the 5th day of December, 2006, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County of Riverside this ____ day of _____, 2006.

By: _____
Deputy Clerk

CLERK'S CERTIFICATE

I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California, acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the County of Riverside, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. CFD 2006-25 of the Board of Supervisors of said County, acting *ex officio* as the legislative body of Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside, and that the same has not been amended or repealed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County of Riverside this ____ day of _____, 2006.

By: _____
Deputy Clerk