

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

970



FROM: County Executive Office

SUBMITTAL DATE:
April 3, 2007

SUBJECT: Resolution No. CFD 2007-03 Certifying the Results of the Election.

RECOMMENDED MOTION: That the Legislative Body of Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside adopt Resolution No. CFD 2007-03 Certifying Election Results.

BACKGROUND: The Board of Supervisors adopted Resolution No. 2006-456 on December 5, 2006 and the Legislative Body adopted Resolution No. CFD 2006-25, both of which called an election of the qualified electors of proposed Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of Riverside (the "CFD") for March 20, 2007, to consider the following proposition: should the CFD be able to incur bonded indebtedness in an aggregate principal amount of \$50,000,000 and be able to levy a special tax within its boundaries consistent with the terms of the Rate and Method of Apportionment, and should the CFD establish an annual appropriations limit equal to \$50,000,000. Ballots were received from the qualified electors by the Registrar of Voters on March 20, 2007 and, pursuant to Section 53326(d) of the Government Code, the Registrar of Voters has declared the election closed and has submitted to the Clerk of the Legislative Body a certification stating that the proposition was passed by 2/3's or more of the votes cast.

Jerry Norris, Principal Management Analyst

FORM APPROVED
COUNTY COUNSEL
MAR 27 2007

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:	06/07

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

Consent
 Policy
 Consent
 Policy

Dept't Recomm.:
 Per Exec. Ofc.:

3 **RESOLUTION NO. CFD 2007-03**

4 **A RESOLUTION OF THE LEGISLATIVE BODY OF**
5 **COMMUNITY FACILITIES DISTRICT NO.05-1 (SALT**
6 **CREEK BRIDGES) OF THE COUNTY OF RIVERSIDE**
7 **DECLARING THE RESULTS OF A SPECIAL ELECTION**
8 **AND DIRECTING THE RECORDING OF A NOTICE OF**
9 **SPECIAL TAX LIEN**

10 **WHEREAS**, on December 5, 2006, the Board of Supervisors (the "Board of Supervisors")
11 of the County of Riverside (the "County"), pursuant to the Mello-Roos Community Facilities Act of
12 1982 (the "Act"), commencing with Section 53311 of the California Government Code (the
13 "Government Code"), adopted Resolution No. CFD 2006-25 (the "Resolution Calling Election"),
14 calling a special election for Community Facilities District No. 05-1 (Salt Creek Bridges) of the
15 County of Riverside (the "District") for March 20, 2007 on the proposition to incur bonded
16 indebtedness in a maximum amount of \$50,000,000, to levy a special tax within the District and to
17 establish an appropriations limit for the District;

18 **WHEREAS**, pursuant to the terms of the Resolution Calling Election and the provisions of
19 the Act, said special election was held on March 20, 2007;

20 **WHEREAS**, pursuant to the Act, the Board of Supervisors is the *ex officio* legislative body
21 (the "Legislative Body") of the District;

22 **WHEREAS**, there has been presented to the Legislative Body the certificate of the Registrar
23 of Voters of the County (the "Certification of Returns"), a copy of which is attached hereto as
24 Exhibit A, which states the results of the canvass of the election returns for the special election that
25 was held on March 20, 2007; and

26 **WHEREAS**, the Registrar of Voters of the County has certified in the Certification of
27 Returns that the proposition to incur bonded indebtedness in a maximum amount of \$50,000,000, to
28 levy a special tax within the District and to establish an appropriations limit for the District was
approved by more than two-thirds of the votes cast at said special election;

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 April 3, 2007, does hereby resolve, find, determine
5 and order as follows:

6 **Section 1.** The Legislative Body has received, reviewed and hereby accepts the Certification
7 of Returns.

8 **Section 2.** The Legislative Body hereby finds and declares that the ballot proposition
9 submitted to the qualified electors of the District pursuant to the Resolution Calling Election has
10 been passed and approved by such electors in accordance with Section 53355, Section 53328(a) and
11 Section 53325.7 of the Government Code.

12 **Section 3.** The Clerk to the Board of Supervisors, acting *ex officio* as the Clerk to the
13 Legislative Body, is hereby directed to execute and cause to be recorded in the office of the County
14 Recorder of the County a notice of special tax lien with respect to the District in the form required by
15 California Streets and Highways Code Section 3114.5, said recording to occur no later than fifteen
16 days following adoption by the Legislative Body of this Resolution.

17 **Section 4.** The officers of the County, acting *ex officio* on behalf of the District, are, and
18 each of them is, hereby authorized and directed to do any and all things, and to execute and deliver
19 any and all documents which said officers may deem necessary or advisable in order to accomplish
20 the purposes of this Resolution and not inconsistent with the provisions hereof.

1 STATE OF CALIFORNIA)
2 COUNTY OF RIVERSIDE) ss.

3
4 I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California,
5 acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the
6 County of Riverside, do hereby certify that the foregoing Resolution No. CFD 2007-03 was duly
7 adopted by the Board of Supervisors of said County, acting *ex officio* as the Legislative Body of
8 Community Facilities Districts for the County of Riverside, at a meeting of said Board held on the
9 3rd day of April, 2007, and that it was so adopted by the following vote:

10 AYES:

11 NOES:

12 ABSTAIN:

13 ABSENT:

14 _____, Deputy
15 Clerk to the Board of Supervisors of the
16 County of Riverside, *ex officio* the Clerk to
17 the Legislative Bod
18
19
20
21
22
23
24
25
26
27
28

1 STATE OF CALIFORNIA)
2 COUNTY OF RIVERSIDE) ss.

3 I, Nancy Romero, Clerk to the Board of Supervisors of the County of Riverside, California,
4 acting *ex officio* as the Clerk to the Legislative Body for Community Facilities Districts for the
5 County of Riverside, do hereby certify that the above and foregoing is a full, true and correct copy of
6 Resolution No. CFD 2007-03 of the Board of Supervisors of said County, acting *ex officio* as the
7 legislative body of Community Facilities District No. 05-1 (Salt Creek Bridges) of the County of
8 Riverside, and that the same has not been amended or repealed.

9
10 Dated: _____

11 _____, Deputy
12 Clerk to the Board of Supervisors of the
13 County of Riverside, *ex officio* the Clerk to
14 the Legislative Body

15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A
CERTIFICATION OF RETURNS

