

3 **RESOLUTION NO. CFD 2012-10**

4 **RESOLUTION OF COMMUNITY FACILITIES DISTRICT NO. 07-2 (CLINTON KEITH) OF**
5 **THE COUNTY OF RIVERSIDE AUTHORIZING**
6 **THE LEVY AND ENROLLMENT OF A SPECIAL TAX**
7 **FOR FISCAL YEAR 2012-2013**

8 **WHEREAS**, the Board of Supervisors of the County of Riverside (respectively, the "Board" and
9 the "County") by the adoption of Resolution No. 2008-286 on June 12, 2008, established Community
10 Facilities District No. 07-2 (Clinton Keith) of the County of Riverside, California (the "CFD"), pursuant
11 to the Mello-Roos Community Facilities District Act of 1982, as amended, Chapter 2.5 (commencing
12 with Section 53311) of Part 1 of Division 2 of Title 5 of the California Government Code (the "Act"); and

13 **WHEREAS**, pursuant to the provisions of the Act, proceedings to establish the Rate and Method
14 of Apportionment of Special Tax (respectively, the "Rate and Method" and the "Special Tax") for the
15 CFD were concluded by the Board's adoption of Ordinance No. 870 on April 25, 2008 (the "Ordinance");
16 and

17 **WHEREAS**, the Board, acting *ex-officio* as the Legislative Body of the CFD (the "Legislative
18 Body"), by adoption of Resolution No. CFD 2008-04 on June 12, 2008 authorized the sale and issuance of
19 bonds in an amount not to exceed \$60,000,000 of Special Tax Improvement Bonds (the "Improvement
20 Bonds"); and

21 **WHEREAS**, all conditions precedent to the levy of the Special Tax in accordance with the
22 Ordinance have been satisfied;

23 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by
24 the Board of Supervisors of the County of Riverside, California, acting *ex-officio* as the Legislative Body
25 for Community Facilities District No. 07-2 (Clinton Keith) of the County of Riverside, in regular session
26 assembled on July 17, 2011, as follows:

27 **Section 1.** Each of the above recitals is true and correct.

28 **Section 2.** Pursuant to the provisions of Resolution No. CFD 2008-04, and the Ordinance, the
Special Tax is to be levied up to an aggregate amount of \$700,000 for Fiscal Year 2012-2013 that is to be

1 apportioned among the parcels which comprise the CFD consistent with the Rate and Method as set forth
2 on a magnetic tape to be provided by Albert A. Webb Associates to the Auditor-Controller of the County
3 of Riverside (the "Auditor-Controller").

4 **Section 3.** The amount of Special Tax to be levied for fiscal year 2012-2013 does not exceed
5 the amount authorized by the Ordinance and approved by the qualified electors of the CFD.

6 **Section 4.** The proceeds of the Special Tax levy shall be used to pay, in whole or in part, the
7 costs of the following:

8 **A.** Prior to the issuance of bonds for an improvement phase:

- 9 a. Payment of the administrative expenses of the CFD, as provided in the Act, Resolution
10 Nos. 2008-286 and CFD 2008-04, and the Ordinance.
- 11 b. Special Tax payments may be applied to the cost of facilities thereby reducing the
12 amount of construction funds required to be financed for each phase of improvements;

13 **B.** Subsequent to the issuance of bonds for an improvement phase:

- 14 a. Payment of principal and interest on the Improvement Bonds when issued;
- 15 b. Replenishment of the required bond reserve fund, or other reserve funds, if necessary.
- 16 c. Payment of the administrative expenses of the CFD, as provided in the Act, Resolution
17 Nos. 2008-286 and CFD 2008-04, and the Ordinance.
- 18 d. Special Tax payments may be applied to the cost of facilities thereby reducing the
19 amount of construction funds required to be financed for each phase of improvements.

20 The proceeds of the Special Tax levy shall be used as set forth above, and shall not be used for any
21 other purpose.

22 **Section 5.** The Auditor-Controller is hereby directed to enter the levy of the Special Tax for
23 fiscal year 2012-2013 as apportioned pursuant to the Rate and Method on all taxable parcels within the
24 CFD in accordance with this Resolution in a space marked "CFD 07-2 (Clinton Keith)" on the equalized
25 secured tax roll for fiscal year 2012-2013.

26 **Section 6.** The Auditor-Controller shall, at the close of the tax collection period, promptly
27 render to the CFD a detailed report showing the amount of Special Tax, penalties, interest and fees
28 collected, and from which parcels each was collected. Any expenses to be paid to the Auditor-Controller

1 for carrying out the foregoing responsibilities shall be collected in accordance with a contract entered into
2 between the CFD and the Auditor-Controller, pursuant to Section 29304 of the California Government
3 Code.

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1 PASSED and ADOPTED by the Board of Supervisors, acting *ex-officio* as the Legislative Body of the
2 CFD on July 17, 2011.

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6 JOHN TAVAGLIONE, CHAIRMAN
Board of Supervisors, acting *ex officio* as the
7 Legislative Body of the CFD

8 ATTEST:

9 KECIA HARPER-IHEM, Clerk to the Legislative
10 Body of the CFD

11 Deputy

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