

3 **RESOLUTION NO. CFD 2013-07**

4 **RESOLUTION OF COMMUNITY FACILITIES DISTRICT NO. 03-1 (NEWPORT ROAD) OF**
5 **THE COUNTY OF RIVERSIDE AUTHORIZING**
6 **THE LEVY AND ENROLLMENT OF A SPECIAL TAX**
7 **FOR FISCAL YEAR 2013-2014**

8 **WHEREAS**, the Board of Supervisors of the County of Riverside (respectively, the "Board" and
9 the "County") by the adoption of Resolution No. 2003-173 on April 15, 2003, established Community
10 Facilities District No. 03-1 (Newport Road) 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. 827 on August 26, 2003 (the
16 "Ordinance"); 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 2004-15 on August 10, 2004 authorized the sale and issuance
19 of \$18,000,000 of Special Tax Improvement Bonds (the "Series 2004 Bonds"); and

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

22 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by
23 the Board of Supervisors of the County of Riverside, California, acting *ex-officio* as the Legislative Body
24 for Community Facilities District No. 03-1 (Newport Road) of the County of Riverside, in regular session
25 assembled on July 16, 2013, as follows:

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

27 **Section 2.** Pursuant to the provisions of Resolution No. CFD 2004-15, and the Ordinance, the
28 Special Tax is to be levied up to an aggregate amount of \$1,600,000 for Fiscal Year 2013-2014 that is to
be apportioned among the parcels which comprise the CFD consistent with the Rate and Method as set

FORM APPROVED COUNTY COUNSEL

BY: *[Signature]* DATE: 7/11/13
ALEX GARDNER

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1 forth on a magnetic tape to be provided by Albert A. Webb Associates to the Auditor-Controller of the
2 County of Riverside (the "Auditor-Controller").

3 **Section 3.** The amount of Special Tax to be levied for fiscal year 2013-2014 does not exceed
4 the amount authorized by the Ordinance and approved by the qualified electors of the CFD.

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

- 7 A. Payment of principal and interest on the outstanding Series 2004 Bonds;
- 8 B. Replenishment of the required bond reserve fund, or other reserve funds, if necessary.
- 9 C. Payment of the administrative expenses of the CFD, as provided in the Act, Resolution
10 Nos. 2003-173 and CFD 2004-15, the Ordinance, and the Fiscal Agent Agreement pursuant
11 to which the Series 2004 Bonds were issued.

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

14 **Section 5.** The Auditor-Controller is hereby directed to enter the levy of the Special Tax for
15 fiscal year 2013-2014 as apportioned pursuant to the Rate and Method on all taxable parcels within the
16 CFD in accordance with this Resolution in a space marked "CFD 03-1 (Newport Road)" on the equalized
17 secured tax roll for fiscal year 2013-2014.

18 **Section 6.** The Auditor-Controller shall, at the close of the tax collection period, promptly
19 render to the CFD a detailed report showing the amount of Special Tax, penalties, interest and fees
20 collected, and from which parcels each was collected. Any expenses to be paid to the Auditor-Controller
21 for carrying out the foregoing responsibilities shall be collected in accordance with a contract entered into
22 between the CFD and the Auditor-Controller, pursuant to Section 29304 of the California Government
23 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 16, 2013.

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6 JOHN BENOIT, 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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