

RESOLUTION NO. _____ (N.C.S.)

**RESOLUTION OF THE CITY COUNCIL, ACTING IN ITS CAPACITY AS THE
LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2016-1
(MONTE BELLA) OF THE CITY OF SALINAS, CERTIFYING THE RESULTS OF
THE NOVEMBER 29, 2016 SPECIAL TAX AND BOND ELECTIONS**

WHEREAS, the City Council (the “City Council”) of the City of Salinas, California (the “City”), acting as the legislative body of Community Facilities District No. 2016-1 (Monte Bella) of the City of Salinas (the “Community Facilities District”), called and duly held elections on November 29, 2016 within the boundaries of Improvement Area Nos. 1, 2 and 3 of the Community Facilities District (each an “Improvement Area,” and, collectively, the “Improvement Areas”) pursuant to Resolution Nos. ____ and ____ for the purpose of presenting to the qualified electors within each Improvement Area the propositions which are attached hereto as Exhibit A; and

WHEREAS, there has been presented to the City Council a certificate of the City Clerk canvassing the results of the elections, a copy of which is attached hereto as Exhibit B.

NOW, THEREFORE, BE IT RESOLVED, that the Salinas City Council, acting for and on behalf of the City and the Community Facilities District, does hereby resolve, order and determine as follows:

Section 1. Each of the above recitals is true and correct and is adopted by the legislative body of the Community Facilities District on behalf of the Improvement Areas.

Section 2. Propositions A, B and C presented to the qualified electors of each Improvement Area on November 29, 2016 were approved by more than two-thirds of the votes cast at the election held for such Improvement Area, and each of Propositions A, B and C for each Improvement Area has carried. The City Council is hereby authorized to levy on the land within each Improvement Area the special tax described in Proposition B for the applicable Improvement Area for the purposes described therein and to take the necessary steps to levy the special tax authorized by Proposition B for the applicable Improvement Area and to issue bonds in an amount not to exceed \$3,575,000 for Improvement Area No. 1, \$3,025,000 for Improvement Area No. 2 and \$4,400,000 for Improvement Area No. 3 as specified in each Proposition A.

Section 3. The City Clerk is hereby directed to record in the Office of the County Recorder within fifteen days of the date hereof a notice of special tax lien for each Improvement Area which Bond Counsel to the Community Facilities District shall prepare in the form required by Streets and Highways Code Section 3114.5.

Section 4. Certification. The City Clerk of the City of Salinas shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND APPROVED this 29th day of November, 2016 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Joe Gunter, Mayor

ATTEST:

Patricia M. Barajas, City Clerk

STATE OF CALIFORNIA)
) ss.
COUNTY OF MONTEREY)

I hereby certify that the foregoing Resolution was duly and regularly adopted by the City Council of the City of Salinas at a regular meeting thereof held on the 29th day of November, 2016, by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

Patricia M. Barajas, City Clerk

EXHIBIT A

SAMPLE BALLOT

COMMUNITY FACILITIES DISTRICT NO. 2016-1
(MONTE BELLA)
OF THE CITY OF SALINAS
(IMPROVEMENT AREA NO. 1)

SPECIAL TAX AND SPECIAL BOND ELECTION

November 29, 2016

This ballot represents ____ votes.

To vote, write or stamp a cross (“+” or “X”) in the voting square after the word “YES” or after the word “NO”. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk of the City of Salinas and obtain another.

PROPOSITION A: Shall Community Facilities District No. 2016-1 (Monte Bella) of the City of Salinas (the “Community Facilities District”), on behalf of Improvement Area No.1 therein (the “Improvement Area”), incur an indebtedness and issue bonds for the Improvement Area in the maximum principal amount of \$3,575,000, with interest at a rate or rates not to exceed the maximum interest rate permitted by law, to finance the Facilities and the Incidental Expenses described in Resolution No. ____ of the City Council of the City of Salinas?

YES_____

NO_____

PROPOSITION B: Shall a special tax with a rate and method of apportionment as provided in Resolution No. ____ of the City Council of the City of Salinas for the Improvement Area be levied to pay for the Facilities and Incidental Expenses and the principal of and interest on bonds issued to finance the Facilities and Incidental Expenses and the other purposes described in Resolution No. ____?

YES_____

NO_____

PROPOSITION C: For each year commencing with Fiscal Year 2016-17, shall the appropriations limit, as defined by subdivision (h) of Section 8 of Article XIIB of the California Constitution, for the Community Facilities District be an amount equal to \$11,000,000?

YES_____

NO_____

SAMPLE BALLOT

COMMUNITY FACILITIES DISTRICT NO. 2016-1
(MONTE BELLA)
OF THE CITY OF SALINAS
(IMPROVEMENT AREA NO. 2)

SPECIAL TAX AND SPECIAL BOND ELECTION

November 29, 2016

This ballot represents ____ votes.

To vote, write or stamp a cross (“+” or “X”) in the voting square after the word “YES” or after the word “NO”. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk of the City of Salinas and obtain another.

PROPOSITION A: Shall Community Facilities District No. 2016-1 (Monte Bella) of the City of Salinas (the “Community Facilities District”), on behalf of Improvement Area No. 2 therein (the “Improvement Area”), incur an indebtedness and issue bonds for the Improvement Area in the maximum principal amount of \$3,025,000, with interest at a rate or rates not to exceed the maximum interest rate permitted by law, to finance the Facilities and the Incidental Expenses described in Resolution No. ____ of the City Council of the City of Salinas?

YES_____

NO_____

PROPOSITION B: Shall a special tax with a rate and method of apportionment as provided in Resolution No. ____ of the City Council of the City of Salinas for the Improvement Area be levied to pay for the Facilities and Incidental Expenses and the principal of and interest on bonds issued to finance the Facilities and Incidental Expenses and the other purposes described in Resolution No. ____?

YES_____

NO_____

PROPOSITION C: For each year commencing with Fiscal Year 2016-17, shall the appropriations limit, as defined by subdivision (h) of Section 8 of Article XIII B of the California Constitution, for the Community Facilities District be an amount equal to \$11,000,000?

YES_____

NO_____

SAMPLE BALLOT

COMMUNITY FACILITIES DISTRICT NO. 2016-1
(MONTE BELLA)
OF THE CITY OF SALINAS
(IMPROVEMENT AREA NO. 3)

SPECIAL TAX AND SPECIAL BOND ELECTION

November 29, 2016

This ballot represents ____ votes.

To vote, write or stamp a cross (“+” or “X”) in the voting square after the word “YES” or after the word “NO”. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk of the City of Salinas and obtain another.

PROPOSITION A: Shall Community Facilities District No. 2016-1 (Monte Bella) of the City of Salinas (the “Community Facilities District”), on behalf of Improvement Area No. 3 therein (the “Improvement Area”), incur an indebtedness and issue bonds for the Improvement Area in the maximum principal amount of \$4,400,000, with interest at a rate or rates not to exceed the maximum interest rate permitted by law, to finance the Facilities and the Incidental Expenses described in Resolution No. ____ of the City Council of the City of Salinas?

YES_____

NO_____

PROPOSITION B: Shall a special tax with a rate and method of apportionment as provided in Resolution No. ____ of the City Council of the City of Salinas for the Improvement Area be levied to pay for the Facilities and Incidental Expenses and the principal of and interest on bonds issued to finance the Facilities and Incidental Expenses and the other purposes described in Resolution No. ____?

YES_____

NO_____

PROPOSITION C: For each year commencing with Fiscal Year 2016-17, shall the appropriations limit, as defined by subdivision (h) of Section 8 of Article XIII B of the California Constitution, for the Community Facilities District be an amount equal to \$11,000,000?

YES_____

NO_____

EXHIBIT B

CERTIFICATE OF THE CITY CLERK
AS TO THE RESULTS OF THE CANVASS OF THE ELECTION RETURNS

I, Patricia M. Barajas, City Clerk of the City of Salinas, do hereby certify that I have examined the returns of the Special Tax and Bond Elections for Improvement Area No. 1, Improvement Area No. 2 and Improvement Area No. 3 of Community Facilities District No. 2016-1 (Monte Bella) of the City of Salinas (the "Improvement Areas"). The elections were held in the chambers of the City Council at 200 Lincoln Avenue, Salinas, California, on November 29, 2016. I caused to be delivered a ballot to the authorized representative of each qualified elector within each Improvement Area. _____ () ballots were returned for Improvement Area No. 1, _____ () ballots were returned for Improvement Area No. 2 and _____ () ballots were returned for Improvement Area No. 3.

I further certify that the results of said elections and the number of votes cast for and against Propositions A, B and C for each Improvement Area are as follows:

IMPROVEMENT AREA NO. 1

<u>PROPOSITION A</u>	<u>PROPOSITION B</u>	<u>PROPOSITION C</u>
YES:	YES:	YES:
NO:	NO:	NO:
TOTAL:	TOTAL:	TOTAL:

IMPROVEMENT AREA NO. 2

<u>PROPOSITION A</u>	<u>PROPOSITION B</u>	<u>PROPOSITION C</u>
YES:	YES:	YES:
NO:	NO:	NO:
TOTAL:	TOTAL:	TOTAL:

Resolution No. _____

IMPROVEMENT AREA NO. 3

PROPOSITION A

YES:

NO:

TOTAL:

PROPOSITION B

YES:

NO:

TOTAL:

PROPOSITION C

YES:

NO:

TOTAL:

Dated this _____ day of _____, 2016.

Patricia M. Barajas, City Clerk
City of Salinas