

RESOLUTION NO. 19-8693

**A RESOLUTION OF THE CITY OF SANTA CLARA,
CALIFORNIA, DECLARING RESULTS OF SPECIAL
LANDOWNER ELECTION AND DIRECTING RECORDING OF
NOTICE OF SPECIAL TAX LIEN: CITY OF SANTA CLARA
COMMUNITY FACILITIES DISTRICT 2019-1 (LAWRENCE
STATION)**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

WHEREAS, the City Council (the "Council") of the City of Santa Clara (the "City") has adopted a resolution entitled "A Resolution of the City of Santa Clara, California, Formation of Community Facilities District: City of Santa Clara Community Facilities District 2019-1 (Lawrence Station)" (the "Resolution of Formation"), ordering the formation of (i) the City of Santa Clara Community Facilities District 2019-1 (Lawrence Station) (the "CFD") and (ii) the City of Santa Clara Community Facilities District 2019-1 (Lawrence Station) (Future Annexation Area) (the "Future Annexation Area"), defining the public services (the "Services") to be provided by the CFD, authorizing the levy of a special tax on property within the CFD and preliminarily establishing an appropriations limit for the CFD, all pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, Chapter 2.5 of Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government Code (the "Act");

WHEREAS, under the Resolution of Formation and a resolution entitled "A Resolution of the City of Santa Clara, California, Calling Special Landowner Election for Community Facilities District: City of Santa Clara Community Facilities District 2019-1 (Lawrence Station)" (the "Election Resolution") heretofore adopted by this Council, the propositions of the levy of the special tax and the establishment of the appropriations limit were submitted to the qualified electors of the CFD as required by the Act;

WHEREAS, pursuant to the Election Resolution, which are by this reference incorporated herein, the special election has been held and the City Clerk has on file a Canvass and Statement of Results of Election, (the "Canvass") a copy of which is attached hereto as Exhibit A; and

WHEREAS, this Council has been informed of the Canvass, finds it appropriate and wishes to complete its proceedings for the CFD.

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. Recitals Correct. The foregoing recitals are true and correct.
2. Issues Presented. The issues presented at the special election were the levy of a special tax within the CFD and the approval of an annual appropriations limit not to exceed \$400,000, all pursuant to the Resolution of Formation.
3. Canvass and Issues Approved. This Council hereby approves the Canvass and finds that it shall be a permanent part of the record of its proceedings for the CFD. Pursuant to the Canvass, the issues presented at the special election were approved by the qualified electors of the CFD by more than two-thirds of the votes cast at the special election.
4. Proceedings Approved. Pursuant to the voter approval, the CFD is hereby declared to be fully formed with the authority to levy the special taxes and to have the established appropriations limit, all as heretofore provided in these proceedings and in the Act. It is hereby found that all prior proceedings and actions taken by this Council with respect to the CFD were valid and in conformity with the Act.

5. Notice of Tax Lien. The City Clerk is hereby directed to complete, execute and cause to be recorded in the office of the County Recorder of the County of Santa Clara a notice of special tax lien in the form required by the Act, such recording to occur no later than 15 days following adoption of this resolution by the Council

6. Effective Date. This resolution shall take effect upon its adoption.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING THEREOF HELD ON THE 9TH DAY OF APRIL, 2019, BY THE FOLLOWING VOTE:

AYES: COUNCILORS: Chahal, Davis, Hardy, O'Neill and Watanabe and Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Mahan

ABSTAINED: COUNCILORS: None

ATTEST: _____



NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Exhibit A: Canvas and Statement of Result of Election

EXHIBIT A

**CITY OF SANTA CLARA
COMMUNITY FACILITIES DISTRICT 2019-1
(LAWRENCE STATION)**

CANVASS AND STATEMENT OF RESULT OF ELECTION

I hereby certify that on April 9, 2019, I canvassed the returns of the election held on April 9, 2019, in the above-captioned community facilities district, and the total number of ballots cast and the total number of votes cast for and against the measure are as follows and the totals as shown for and against the measure are full, true and correct:

Qualified			
Landowner	Votes		
Votes	Cast	YES	NO
—	—	—	—

BALLOT MEASURE: Shall the measure authorizing the City of Santa Clara to annually levy a special tax solely on lands within the City of Santa Clara Community Facilities District 2019-1 (Lawrence Station) (the “CFD”) in accordance with the rate and method contained in the Resolution of Formation of the CFD adopted by the City Council of the City on April 9, 2019, commencing in the City’s fiscal year 2019-20, to pay for the municipal services for the CFD and to pay the costs of the City in administering the CFD, with the estimated amount of money authorized to be raised annually ranging between \$344,374 and \$811,540 over the first 30 years of the levy, and with the annual appropriations limit of the CFD established in the amount of \$400,000, be adopted?

Yes: _____
No: _____

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND on April 9, 2019.

By: _____
City Clerk
City of Santa Clara