

CITY OF FAIRFIELD

RESOLUTION NO. 2020 - 135

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD DECLARING RESULTS OF A SPECIAL ANNEXATION ELECTION, DETERMINING VALIDITY OF PRIOR PROCEEDINGS, AND DIRECTING RECORDING OF AMENDED NOTICE OF SPECIAL TAX LIEN, CITY OF FAIRFIELD COMMUNITY FACILITIES DISTRICT NO. 2012-2 (PUBLIC SAFETY SERVICES, OPEN SPACE OPERATION, AND PARK MAINTENANCE) ANNEXATION NO. 46 (7 FLAGS EXPRESS CAR WASH)

WHEREAS, in proceedings heretofore conducted by this Council pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code) ("Act"), this Council has heretofore adopted a resolution calling a special election of the qualified landowner electors in the territory of land annexed to Community Facilities District No. 2012-2 (Public Safety Services, Open Space Operation, and Park Maintenance) ("CFD" or "CFD 2012-2"); and

WHEREAS, pursuant to the terms of the resolution, which is hereby incorporated herein by this reference, the special election has been held and the City Clerk has filed a Canvass and Statement of Results of Election (Canvass) a copy of which is attached hereto as Exhibit A; and

WHEREAS, this City Council has reviewed the Canvass and hereby approves it.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF FAIRFIELD HEREBY RESOLVES:

Section 1. The above recitals are true and correct and made a part hereof.

Section 2. The issue presented at the special election was the levy of a special tax within the territory annexed to CFD 2012-2, to be levied in accordance with the Rate and Method heretofore approved by this Council as described in Resolution No. 2020-134, a "Resolution of the City Council of the City of Fairfield Annexing Territory (7 Flags Express Car Wash) to Community Facilities District No. 2012-2 (Public Safety Services, Open Space Operation, and Park Maintenance), Authorizing the Levy of a Special Tax within the Annexed Territory, and Submitting the Levy of a Special Tax to Qualified Electors Thereof", adopted July 7, 2020.

Section 3. Pursuant to the Canvass on file with the City Clerk, the issue presented at the special election was approved by the landowners of the territory annexed to CFD 2012-2 by more than two-thirds of the landowners voting at the special election.

Section 4. Pursuant to the voter approval, this Council may levy special taxes within the territory annexed to CFD 2012-2 pursuant to Resolution No. 134 adopted July 7, 2020, as heretofore provided in these proceedings.

Section 5. All prior proceedings taken by this Council with respect to CFD 2012-2 and the annexation of the territory thereto, have been duly considered and are hereby determined to be valid and in conformity with the Act.

Section 6. Within 15 days of the date hereof, the City Clerk shall execute and cause to be recorded in the office of the County Recorder of the County of Solano, an amendment to the Notice of Special Tax Lien as required by Section 3117.5 of the California Streets and Highway Code.

PASSED AND ADOPTED this 7th day of July, 2020.

STATE OF CALIFORNIA
COUNTY OF SOLANO ss.
CITY OF FAIRFIELD

I, Karen L. Rees, City Clerk of the City of Fairfield, County of Solano, State of California do hereby certify that the foregoing Resolution No. 2020-135 was regularly adopted by the City Council of said City of Fairfield at a regular meeting of said council held on the 7th day of July, 2020, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / TIMM / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK