

RESOLUTION NO. 2015 - _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE LEVY OF MAXIMUM SPECIAL TAXES FOR FISCAL YEAR 2015/2016 WITHIN COMMUNITY FACILITIES DISTRICTS 97-1, 97-2, 97-3, 98-1, 98-2, 98-3, 99-1, 99-2, 2000-1, 2001-1, 2001-2, 07-I, 08-I, 08-M, 09-M, 11-M, 12-I, 12-M, 13-I AND 13-M; AND DELEGATING TO THE CITY MANAGER, OR DESIGNEE, THE AUTHORITY TO PREPARE AND SUBMIT A CERTIFIED LIST OF ALL PARCELS SUBJECT TO THE SPECIAL TAX, INCLUDING THE AMOUNT OF THE TAX, TO THE COUNTY AUDITOR

WHEREAS, the following Community Facilities Districts (CFD)s have been previously established in accordance with the “The Mello-Roos Community Facilities Act of 1982” (“The Act”): 97-1, 97-2, 97-3, 98-1, 98-2, 98-3, 99-1, 99-2, 2000-1, 2001-1, 2001-2, 07-I, 08-I, 08-M, 09-M, 11-M, 12-I, 12-M, 13-I and 13-M; and

WHEREAS, pursuant to The Act, each year following the establishment of a Community Facilities District, the City Council may provide, by resolution, for the levy of the special tax at the same rate (“Maximum Special Tax Rate”) as provided by the ordinance adopted, which established the respective CFD, or at a lower rate; and

WHEREAS, the Maximum Special Tax Rate(s) for Community Facilities Districts 97-1, 97-2, 97-3, 98-1, 98-2, 98-3, 99-1, 99-2, 2000-1, 2001-1, 2001-2, 07-I, 08-I, 08-M, 09-M, 11-M, 12-I, 12-M, 13-I and 13-M that are authorized to be levied for Fiscal Year 2015/2016 are set forth in Exhibits A through E, G through Q, and S through U, attached hereto and incorporated herein by reference as if set forth in full; and

WHEREAS, once the City Council provides for the levy of the special tax by resolution, the amount of the special tax levy is calculated and applied based on the previously-approved budget for the respective CFD and the approved method of allocation; and

WHEREAS, section 53340 of The Act permits the City Council to authorize the clerk or other official to file, with the County Auditor, a certified list of all parcels subject to the levy, including the amount of tax to be levied on each parcel for the applicable tax year; and

WHEREAS, the certified list must be filed on or before August 10 of that tax year.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Chula Vista acting as the legislative body of Community Facilities Districts 97-1, 97-2, 97-3, 98-1, 98-2, 98-3, 99-1, 99-2, 2000-1, 2001-1, 2001-2, 07-I, 08-I, 08-M, 09-M, 11-M, 12-I, 12-M, 13-I and 13-M respectively, does hereby:

SECTION 1. Establish the Maximum Special Tax Rates that may be levied for Fiscal Year 2015/2016 in Community Facilities Districts 97-1, 97-2, 97-3, 98-1, 98-2, 98-3, 99-1, 99-2, 2000-1, 2001-1, 2001-2, 07-I, 08-I, 08-M, 09-M, 11-M, 12-I, 12-M, 13-I and 13-M as the rates set forth in Exhibits A through E, G through Q, and S through U, attached hereto.

SECTION 2. In accordance with California Government Code section 53340, delegate the authority to and designate the City Manager, or his designee, as the official to prepare and submit a certified list of all parcels subject to the levy of the Special Tax, including the amount of the Special Tax to be levied on each parcel for Fiscal Year 2015/2016, which Special Tax shall be based upon the budget for each such community facilities district as previously approved by this City Council and which shall not exceed the applicable Maximum Special Tax set forth in Exhibits A through E, G through Q, and S through U, attached hereto, and to file such list with the auditor of the County of San Diego on or before August 10, 2015 or such other later date with the prior written consent of such auditor.

Presented by

Approved as to form by

Richard A. Hopkins
Director of Public Works

Glen R. Googins
City Attorney