

RESOLUTION NO. 2007 - 95

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO
DECLARING ELECTION RESULTS

COMMUNITY FACILITIES DISTRICT No. 11
ANNEXATION NO. 2



WHEREAS, on March 13, 2007, the Council of the City of Fresno adopted Resolution No. 2007 -94 calling a special mailed-ballot election on levying special taxes on land within, and on approving an annual appropriations limit for, Annexation No. 2 to Community Facilities District No. 11 ("Annexation No. 2"); and

WHEREAS, the Council has received, reviewed and hereby accepts the City Clerk's Canvass and Statement of Results of Election, dated March 13, 2007, a copy of which is attached as Exhibit "A";

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FRESNO AS FOLLOWS:

1. The Council finds and declares that: (a) the ballot measure on the levy of taxes and approval of an annual appropriations limit for Annexation No. 2, has been submitted to the qualified electors within the area of Annexation No. 2, pursuant to Council Resolution No. 2007 - 94, and (b) the ballot measure has been passed and approved by more than two-thirds of the votes cast, in accordance with City of Fresno Special Tax Financing Law, Chapter 22 of the Fresno municipal Code ("City Law".)

2. The Council declares Annexation No. 2, to be fully formed and the property within Annexation No. 2, to be subject to the levy of the special taxes and the special tax lien described in Council Resolution No. 2007 - 93, annexing Final Tract No. 5316 as Annexation No. 2, and authorizing the levy of a special tax therein, Council Resolution No. 97-126, approving local goals and

Adopted 3/13/07
Approved 3/13/07
Effective 3/13/07



Council Resolution No. 2007 - 95
Special Mailed Ballot Election Results, CFD No. 11, Annexation No. 2

policies for Community Facilities Districts; and described in the Community Facilities District Report dated as of March 12, 2007, on file with the City Clerk.

3. The Council directs the City Clerk to record a notice of special tax lien in the Office of the County Recorder, pursuant to City Law, no later than 15 days after this resolution is adopted.

Attachment:

Exhibit A - Canvas and Statement of Election Results

CLERK'S CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF FRESNO)
CITY OF FRESNO)

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Resolution was adopted by the Council of the City of Fresno, California, at a regular meeting thereof, held on the 13th day of March, 2007.

AYES: Dages, Duncan, Sterling, Westerlund, Xiong, Perea
NOES: None
ABSTAIN: None
ABSENT: Calhoun

REBECCA E. KLISCH
City Clerk

BY: Rebecca E. Klisch

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE

BY: R
Deputy



EXHIBIT "A"

CANVAS AND STATEMENT OF ELECTION RESULTS

Community Facilities District No. 11

Annexation No. 2

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, hereby certify:

I have personally received and assembled all ballots eligible to be cast in the special mailed-ballot, landowner election called by the City Council in its Resolution No. 2007-_____ on propositions to levy a special tax within and approve an appropriations limit for Community Facilities District No. 11, Annexation No. 2, and held on March 13, 2007. In accordance with my instructions contained in that Resolution, I hereby declare the election closed.

I personally, in the presence of members of City staff representing the Public Works Department, as well as the City Clerk's Office, have counted the ballots and canvassed the returns of such election, and hereby certify that the result of that count is as follows and that the following total votes cast for and against such propositions, the total votes and the percentage of "yes" votes cast are true and correct.

Total Votes that could be cast	_____
Total Votes Cast "Yes"	_____
Total Votes Cast "No"	_____
Total Votes Cast	_____

The Votes cast "Yes" equal _____% of the total votes cast.

I make this certification on March 13, 2007.

CITY OF FRESNO

By _____
Rebecca E. Klisch
City Clerk