

RESOLUTION NUMBER 3276

**RESOLUTION OF THE CITY OF PERRIS CITY COUNCIL
ACTING AS THE LEGISLATIVE BODY OF THE
COMMUNITY FACILITIES DISTRICT NO. 93-2, PERRIS
PLAZA (SPECIAL TAX BONDS, 1995 SERIES A, IN THE
AMOUNT OF \$6,200,000) ESTABLISHING THE LEVY OF
SPECIAL TAXES FOR FISCAL YEAR 2004/2005**

WHEREAS, the City Council of the City of Perris, California (hereinafter referred to as the "legislative body"), has initiated proceedings, held a public hearing, conducted an election and received a favorable vote from the qualified electors relating to the levy of a special tax in a Community Facilities District, all as authorized pursuant to the terms and provisions of the "Mello-Roos Community Facilities Act of 1982", being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California. This Community Facilities District shall hereinafter be referred to as "District"; and,

WHEREAS, this legislative body, by Ordinance as authorized by Section 53340 of the Government Code of the State of California, has authorized the levy of a special tax to pay for costs and expenses related to said Community Facilities Districts, and this legislative body is desirous to establish the specific rate of the special tax to be collected for the next fiscal year.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

Section 1. That the above recitals are true and correct.

Section 2. That the specific rate and amount of the special tax to be collected to pay for the costs and expenses for the next fiscal year 2004/2005 for the referenced District is hereby determined and established as set forth in the attached, referenced and incorporated Exhibit "A".

Section 3. That the rate as set forth above does not exceed the amount as previously authorized by Ordinance of this legislative body, and is not in excess of that as previously approved by the qualified electors of the District, and is in compliance with Section XIIIID of the California State Constitution, which was enacted with the passage of Proposition 218.

Section 4. That the proceeds of the special tax shall be used to pay, in whole or in part, the costs of the following:

- A. Payment of principal of and interest on any outstanding authorized bonded indebtedness;

- B. Necessary replenishment of bond reserve funds or other reserve funds;
- C. Payment of costs and expenses of authorized public facilities;
- D. Repayment of advances and loans, if appropriate; and
- E. Payment of District administrative costs.

The proceeds of the special taxes shall be used as set forth above, and shall not be used for any other purpose.

Section 5. The special tax shall be collected in the same manner as ordinary ad valorem property taxes are collected, and shall be subject to the same penalties and same procedure and sale in cases of any delinquency for ad valorem taxes, and the Tax Collector is hereby authorized to deduct reasonable administrative costs incurred in collecting any said special tax.

Section 6. Monies above collected shall be paid into the Community Facilities District funds, including any bond fund and reserve fund.

Section 7. The Auditor of the County is hereby directed to enter in the next County assessment roll on which taxes will become due, opposite each lot or parcel of land affected in a space marked "public improvements, special tax" or by any other suitable designation, the installment of the special tax, and for the exact rate and amount of said tax, reference is made to the attached Exhibit "A".

Section 8. The County Auditor shall then, at the close of the tax collection period, promptly render to this Agency a detailed report showing the amount and/or amounts of such special tax installments, interest, penalties and percentages so collected and from what property collected, and also provide a statement of any percentages retained for the expense of making any such collection.

ADOPTED, SIGNED and *APPROVED* this 27th day of July, 2004.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 3288 was duly and regularly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 27th day of July, 2004, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Busch, Landers, Motte

NOES:

ABSENT:

ABSTAIN:

City Clerk, Margaret Rey

EXHIBIT "A"
(RESOLUTION NUMBER 3276)

COMMUNITY FACILITIES DISTRICT NO. 93-2, PERRIS PLAZA
FISCAL YEAR 2004/2005 PROPOSED SPECIAL TAX LEVY

1. Special Tax Requirement

The amount of the proposed Special Tax Levy for FY 2004/2005 is as follows:

Special Tax Components	FY 2004/2005 Dollars Levied	FY 2003/2004 Dollars Levied
Principal	\$100,000	\$90,000
Interest	500,500	507,790
Administrative Expenses	19,830	18,895
Total Proposed Levy	\$620,330	\$616,685

2. Proposed Special Tax Rate

The following table summarizes the number of parcels and square footage information relating to each tax rate area as well as the proposed special tax rate for each category. Proposed rates have been rounded to four decimal points.

Tax Rate Area	Parcels	Square Footage	FY 2004/2005 Proposed Tax Rate Per Sqft	FY 2004/2005 Dollars Levied ⁽¹⁾
Developed - A	10	817,177	\$0.3727	\$304,560.98
Undeveloped - A	5	847,249	\$0.1046	88,650.98
Undeveloped - B	40	2,170,596	\$0.1046	227,118.04
Total	55	3,835,022		\$620,330.00

(1) Small differences between the Special Tax Requirement and Total Levy are due to rounding.

3. Percent of Maximum Special Tax Rate

The following table summarizes the percent of the Proposed Special Tax to the Maximum Special Tax rate.

Tax Rate Area	FY 2004/2005 Maximum Tax Rate Per Sqft	FY 2004/2005 Proposed Tax Rate Per Sqft	Percent of Maximum
Developed - A	\$0.7329	\$0.3727	50.85%
Undeveloped - A	\$0.2058	\$0.1046	50.85%
Undeveloped - B	\$0.2058	\$0.1046	50.85%

(1) Based on the Special Tax Rate and Method of Apportionment, the aggregate maximum tax shall not exceed \$1,200,000 plus FY 2004/2005 Administration Costs of \$19,829.58. The total aggregate maximum annual special tax shall not exceed \$1,219,829.58 for FY 2004/2005.

4. Percent Change From Prior Year

The following table summarizes the percent change from fiscal year 2003/2004.

Tax Rate Area	FY 2004/2005 Proposed Tax Rate Per Sqft	FY 2003/2004 Applied Tax Rate Per Sqft	Percent Change From FY 2003/2004 ⁽¹⁾
Developed - A	\$0.3727	\$0.3705	0.80%
Undeveloped - A	\$0.1046	\$0.1040	0.80%
Undeveloped - B	\$0.1046	\$0.1040	0.80%

(1) Variances are attributable due to rounding.