

RESOLUTION NO. 2017- 024

**A RESOLUTION OF THE CITY COUNCIL FOR THE
CITY OF KINGSBURG CALLING A SPECIAL ELECTION
FOR COMMUNITY SERVICES DISTRICT NO. 2017-01 (PUBLIC SERVICES DISTRICT)**

WHEREAS, the City Council (“**City Council**”) for the City of Kingsburg (“**City**”) has adopted Resolution No. 2017-023 (“**Resolution of Formation**”) which formed the City of Kingsburg Community Facilities District No. 2017-01 (Public Services) (“**CFD 2017-01**”) pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the Government Code (“**Act**”), to finance public services within CFD 2017-01;

WHEREAS, a copy of the Resolution of Formation is on file with the City Clerk and incorporated herein by reference;

WHEREAS, pursuant to the Resolution of Formation, the proposition of the levy of a special tax within CFD 2017-01 shall be submitted to the qualified electors of CFD 2017-01 at a special election as required by the Act; and

WHEREAS, because the boundaries of CFD 2017-01 currently include parcels of land owned by only two landowners that will be subject to the Special Tax pursuant to Government Code Section 53340.1, these two (2) landowners will be the only landowners qualified to cast a ballot as an elector at said special election pursuant to Government Code Section 53326. Prior to adoption of the Resolution of Formation, these two landowners submitted their ballots, voting in favor of the proposition identified on the ballots.

NOW, THEREFORE, the City Council for the City of Kingsburg hereby finds, determines, resolves, and orders as follows:

1. Pursuant to the Act, the proposition to levy special taxes on property within CFD 2017-01 in accordance with the rate and method of apportionment of special tax specified in the Resolution of Formation (“**Proposition**”) shall be submitted to the qualified electors of CFD 2017-01. The form of the Proposition is attached as Exhibit “A.”


2. A special election is hereby called for CFD 2017-01 on the Proposition set forth in Section 1 above. The date of the special election for CFD 2017-01 on the Proposition shall be on the 7th day of June, 2017. There being no registered voters residing within the territory of CFD 2017-01 at the time of the protest hearing and ninety (90) days prior thereto, there being only two (2) landowners in CFD 2017-01, the requirements of Government Code Section 53326 have been waived by each such landowner as a result of the hand-delivery to the landowners of ballots to vote for or against the proposition and said ballots having been returned by the landowners to the City Clerk at 1401 Draper Street, Kingsburg, California 93631, prior to 5:00 p.m. on June 7, 2017.

3. By submitting their ballots prior to 5:00 p.m. on June 7, 2017, the landowners, have waived notice of said election and written arguments for or against the Proposition.

4. The City Council hereby directs that the special election be conducted by the City Clerk, as the elections official.

PASSED AND ADOPTED 2017-024 by the City Council for the City of Kingsburg at a regular meeting of the City Council of the City of Kingsburg held on the 7th day of June, 2017, by the following vote:

AYES: Council Member(s): Smith, Dix, Blayney and Mayor Roman
NOES: Council Member(s): None
ABSENT: Council Member(s): North
ABSTAIN: Council Member(s): None

APPROVED: 
Michelle Roman, Mayor

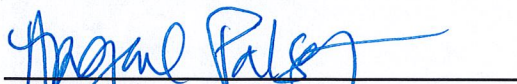
ATTEST: 
Abigail Palsgaard, City Clerk

EXHIBIT "A"
OFFICIAL BALLOT

**CITY OF KINGSBURG COMMUNITY FACILITIES DISTRICT NO. 2017-01
SPECIAL ELECTION BALLOT**

(Mailed-Ballot Election)

The attached Official Ballot is for the use by the authorized representative of the following owner of land within the City of Kingsburg Community Facilities District No. 2017-01, County of Fresno, State of California (the "Community Facilities District"):

<u>Name of Landowner</u>	<u>Number of Acres Owned</u>	<u>Total Votes</u>
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According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the City Council for the City of Kingsburg, the above-named Landowner is entitled to cast the number of votes shown above under the heading "Total Votes," representing the total votes for the property owned by the Landowner.

In order to be counted, the Official Ballot must be executed and certified below and be returned, by mail or in person, sealed in the self-addressed stamped envelopment enclosed with this ballot, to Abigail Palsgaard, City Clerk for the City of Kingsburg, 1401 Draper Street, Kingsburg, California 93631, prior to 5:00 p.m. on Wednesday, June 7, 2017. If the envelope containing the ballot is received unsealed, the ballot will not be accepted.

Mailing by that time will not be sufficient. This ballot must be received by the time stated in order to be counted.

OFFICIAL BALLOT

CITY OF KINGSBURG

COMMUNITY FACILITIES DISTRICT NO. 2017-01

(PUBLIC SERVICES)

SPECIAL TAX ELECTION

June 7, 2017

To vote, mark an "X" in the voting square after the word "YES" or after the word "NO," All marks otherwise are forbidden.

PROPOSITION: Shall the City of Kingsburg subject to the accountability measures provided for in the Resolution of Formation, levy a special tax of \$594.00 per dwelling unit per year on single family residences and corresponding amounts for other properties within Community Facilities District No. 2017-01?

YES	
NO	

This ballot is provided to _____, as owner and the authorized representative of the above-named Landowner of said property within the City of Kingsburg Community Facilities District No. 2017-01 (Public Services) and represents ___ votes.

Certification for Special Election Ballot

The undersigned declares under penalty of perjury under the laws of the State of California that such person is the authorized representative of the above-named Landowner and is legally authorized and entitled to cast this ballot on behalf of the above-named Landowner and to bind the Landowner thereby, and that this ballot is signed by the undersigned as of the date set forth below.

Date: _____, 2017

By: _____

Print Name:

Title: