

RESOLUTION NO. _____

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MAMMOTH LAKES, STATE OF CALIFORNIA, DECLARING RESULTS OF A SPECIAL ELECTION AND DIRECTING THE RECORDING OF A SPECIAL TAX LIEN

TOWN OF MAMMOTH LAKES
COMMUNITY FACILITIES DISTRICT NO. 2023-1
(MAINTENANCE SERVICES)

WHEREAS, this Town Council (the “Town Council”) of the Town of Mammoth Lakes (the “Town”) adopted a resolution entitled “A Resolution of the Town Council of the Town of Mammoth Lakes, State of California, Establishing the Formation of a Community Facilities District” (the “Resolution of Formation”), ordering the formation of the Town of Mammoth Lakes, Community Facilities District No. 2023-1 (Maintenance Services) (the “District”), defining the public services (the “Services”) to be provided by the District, authorizing the levy of a special tax on property within the District and preliminarily establishing an appropriations limit for the District, all pursuant to the Mello-Roos Community Facilities Act of 1982 (Sections 53311 and following, California Government Code; hereafter referred to as the “Act”); and

WHEREAS, under the provisions of the Resolution of Formation, and pursuant to the resolution entitled “A Resolution of the Town Council of the Town of Mammoth Lakes, State of California, Calling a Special Election for a Community Facilities District” (the “Resolution Calling the Special Election”) heretofore adopted by this Town Council, the propositions of the levy of the special tax and the establishment of the appropriations limit were submitted to the qualified electors of the District as required by the provisions of the Act; and

WHEREAS, pursuant to the terms of the Resolution Calling the Special Election, which are by this reference incorporated herein, the special election has been held and the Town Clerk has on file a Canvass and Statement of Results of Special Election, (the “Canvass”) a copy of which is attached hereto as Exhibit A; and

WHEREAS, this Town Council has been informed of the Canvass, finds it appropriate and wishes to complete its proceedings for the District.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Mammoth Lakes, as follows:

1. The Town Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the Town Council’s adoption of this Resolution.
2. The issues presented at the special election were the levy of a special tax within the District and the approval of an annual appropriations limit of not to exceed an amount equal to the proceeds of the special tax collected annually all pursuant to the Resolution of Formation.

3. The Town Council hereby approves the Canvass and finds that it shall be a permanent part of the record of its proceedings for the District. Pursuant to the Canvass, the issues presented at the special election were approved by the qualified electors of the District by more than two-thirds (2/3) of the votes cast at the special election.
4. Pursuant to the voter approval, the District is hereby declared to be fully formed with the authority to levy the special taxes and to have the established appropriations limit, all as heretofore provided in these proceedings and in the Act. It is hereby found that all prior proceedings and actions taken by this Town Council with respect to the District were valid and in conformity with the Act.
5. The Town Clerk is hereby directed to complete, execute and cause to be recorded in the office of the County Recorder of the County of Mono a notice of special tax lien in the form required by the Act, such recording to occur no later than fifteen (15) days following adoption of this Resolution by the Town Council.
6. This Resolution shall take effect immediately upon its adoption.

APPROVED AND ADOPTED this 5th day of April 2023.

JOHN WENTWORTH, Mayor

ATTEST:

JAMIE GRAY, Town Clerk

EXHIBIT A
TOWN OF MAMMOTH LAKES
COMMUNITY FACILITIES DISTRICT NO. 2023-1
(MAINTENANCE SERVICES)

CANVASS AND STATEMENT OF RESULT OF SPECIAL ELECTION

I hereby certify that on April 5, 2023, I canvassed the returns of the special election held on April 5, 2023, in the Town of Mammoth Lakes Community Facilities District No. 2023-1 (Maintenance Services) of the Town of Mammoth Lakes and the total number of ballots cast in such special election and the total number of votes cast for and against the measure are as follows and the totals as shown for and against the measure are full, true and correct:

	Qualified Landowner Votes	Votes Cast	Votes YES	Votes NO
Town of Mammoth Lakes Community Facilities District No. 2023-1 (Maintenance Services) Special Tax Election, April 5, 2023	11	_____	_____	_____

BALLOT MEASURE: Shall the Town of Mammoth Lakes be authorized to annually levy a special tax solely on lands within the Town of Mammoth Lakes Community Facilities District No. 2023-1 (Maintenance Services) (the "District") in accordance with the rate and method contained in the Resolution of Formation of the District adopted by the Town Council on April 5, 2023, commencing with the Town's fiscal year 2022-23, to pay for costs of plowing and removal of snow, and maintenance of curbs/sidewalks, landscapes and streetlights and related appurtenances, and to pay the costs of the Town in administering the District, and shall the annual appropriations limit of the District be established in an amount equal to the proceeds of the special tax collected annually?

Yes: _____

No: _____

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND on April 5, 2023.

By: _____

Town Clerk
Town of Mammoth Lakes