

**ORDINANCE NO. 2021-\_\_\_**

**AN ORDINANCE AMENDING ORDINANCE NO. 2012-208 AND  
LEVYING SPECIAL TAXES TO BE COLLECTED DURING FISCAL  
YEAR 2021-22 TO PAY THE ANNUAL COSTS OF THE MAINTENANCE  
AND SERVICING OF STREET LIGHTS, PARKS, PARKWAYS,  
STREETS, ROADS, AND OPEN SPACE, THE OPERATION AND  
MAINTENANCE OF STORM DRAINAGE SYSTEMS, A RESERVE  
FUND FOR CAPITAL REPLACEMENT, AND ADMINISTRATIVE  
EXPENSES WITH RESPECT TO CITY OF MENIFEE COMMUNITY  
FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS)**

**WHEREAS**, pursuant to the Mello-Roos Community Facilities Act of 1982 (the "Act"), on June 19, 2012, the City Council (the "City Council") of the City of Menifee (the "City") adopted Resolution No.12-279 establishing Community Facilities District No. 2012-2 (Hidden Hills) of the City of Menifee, County of Riverside, State of California (the "CFD No. 2012-2") for the purpose of levying special taxes on parcels of taxable property therein for the purpose of providing certain services (the "Services"), which are necessary to meet increased demands placed upon the City and are described in Exhibit A attached hereto; and

**WHEREAS**, on June 19, 2012, the City Council adopted Ordinance No. 2012-208 entitled, "An Ordinance Levying Special Taxes to be Collected During Fiscal Year 2013-14 to Pay the Annual Costs of the Maintenance and Servicing of Street Lights, Parks, Parkways, Streets, Roads, and Open Space, the Operation and Maintenance of Storm Drainage Systems, a Reserve Fund for Capital Replacement, and Administrative Expenses with Respect to City of Menifee Community Facilities District No. 2012-2 (Hidden Hills)" ("Ordinance No. 2012-208"), pursuant to which the City Council levied special taxes within the CFD No. 2012-2; and

**WHEREAS**, the City Council has determined that it is necessary and in the public interest that pursuant to Sections 53340 and 53358 of the Government Code special taxes be levied on parcels of taxable property in CFD No. 2012-2 for Fiscal Year 2021-22 and subsequent fiscal years for the purposes of paying for the Services provided by CFD No. 2012-2.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MENIFEE, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS) OF THE CITY OF MENIFEE, DOES ORDAIN AS FOLLOWS:**

**Section 1.**     Recitals. The foregoing recitals are true and correct.

**Section 2.**     Findings. It is necessary that the City Council of the City of Menifee levy special taxes pursuant to Sections 53340 of the Government Code to provide and finance the costs of certain types of services, and related costs within the CFD No. 2012-2, including (i) the maintenance and servicing of street lights, parks, parkways, streets, roads, and open space, (ii) the operation and maintenance of storm drainage systems, (iii) a reserve fund for capital replacement, and (iv) administrative expenses, all as more completely described in Exhibit "A" to Resolution No. 12-268, attached hereto as Exhibit A and by this reference made a part hereof.

**Section 3.**     Amendment to Exhibit B of Ordinance No. 2012-208. Exhibit B of Ordinance No. 2012-208 is hereby amended by deleting it in its entirety and replacing it with Revised Exhibit B attached hereto.

**Section 4.**     Amendment to Section 2 of Ordinance No. 2012-208. Section 2 of Ordinance No. 2012-208 is hereby amended by deleting it in its entirety and replacing it with the following:

**Section 2.** Levy of Special Taxes. Special taxes shall be and are hereby levied for the Fiscal Year 2013-14, and each fiscal year thereafter, on all parcels of real property within the CFD No. 2012-2 which are subject to taxation, which are identified in Revised Exhibit B

attached hereto, and in the amount set forth for each such parcel in said Revised Exhibit B. Pursuant to Section 53340 of the Government Code, such special taxes shall be collected in the same manner as ordinary ad valorem property taxes are collected and shall be subject to the same penalties and the same procedure, sale, and lien priority in case of delinquency as is provided for ad valorem taxes.

**Section 5.**     Transmittal to County. The City Clerk shall immediately following adoption of this Ordinance transmit a copy hereof to the Board of Supervisors and County Auditor of the County of Riverside together with a request that the special taxes as levied hereby be collected on the tax bills for the parcels identified in Revised Exhibit B hereto, along with the ordinary ad valorem property taxes to be levied on and collected from the owners of said parcels.

**Section 6.**     Severability. If for any reason any portion of this Ordinance is found to be invalid, or if the special taxes found inapplicable to any particular parcel within the CFD No. 2012-2, by a court of competent jurisdiction, the balance of this Ordinance and the application of the special tax to the remaining parcels within the CFD No. 2012-2 shall not be affected.

**Section 7.**     Authorization to Publish Ordinance. The Mayor shall sign this Ordinance and the City Clerk shall attest thereto and shall, within fifteen (15) days of its adoption, cause it or a summary of it to be published at least once in a newspaper of general circulation published and circulated in the City and in the CFD No. 2012-2.

**Section 8.**     Effective Date. This Ordinance shall take effect and shall be in force thirty (30) days after the date of its adoption, at which time Revised Exhibit B will replace Exhibit B of Ordinance No. 2012-208 and Section 2 of Ordinance No. 2012-208 will be amended as described herein.

**PASSED AND ADOPTED** by the City Council of the City of Menifee at a regular meeting held on this 16<sup>th</sup> day of June, 2021 by the following vote:

**ATTEST:**

**APPROVED:**

\_\_\_\_\_  
Sarah Manwaring, City Clerk

\_\_\_\_\_  
Bill Zimmerman, Mayor

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Jeffrey T. Melching, City Attorney

## **EXHIBIT A**

### **DESCRIPTION OF SERVICES (EXHIBIT A TO RESOLUTION NO. 11-268)**

Landscaping: The maintenance of landscape which includes, but is not limited to, all landscaping materials such as turf, ground cover, shrub, trees, plants, irrigation and drainage systems, electricity, repair/replacement and inspection.

Park, Open Space and Trails: The maintenance of parks, open space areas, and trails which includes, but is not limited to, trees, plant material, sod, irrigation systems, sidewalks, drainage facilities, weed control, and other abatements.

Incidentals: The Incidental Expenses to be paid from the special taxes include: building of a reserve fund for capital replacement, and Administrative Expenses, including but not limited to: the determination of the amount of special taxes to be levied and collected to provide such services and costs otherwise incurred in order to carry out the authorized purposes of the CFD.

**REVISED EXHIBIT B****COMMUNITY FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS)  
SPECIAL TAX FISCAL YEAR 2021-22**

<b>District</b>	<b>Name</b>	<b>County Fund No.</b>	<b>Levied Parcels</b>	<b>Preliminary FY 2021-22 Levy</b>
CFD 2012-2	Hidden Hills	68-3933	365	\$197,019.73

**ASSESSOR'S PARCEL NUMBERS**

<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>
360700004	360700006	360700009	360700010	360700011
360700012	360700013	360700014	360700015	360700016
360700017	360700018	360700019	360700020	360700021
360700022	360700023	360700024	360700025	360700026
360700027	360700028	360700029	360700030	360700034
360700035	360700036	360700037	360700038	360700039
360700040	360710001	360710008	360710009	360710010
360710011	360710020	360710021	360710023	360710024
360710025	360710027	360710028	360710029	360710031
360710032	360710034	360710035	360710036	360710037
360710039	360710040	360720001	360720002	360720003
360720004	360720005	360720006	360720007	360720009
360720010	360720011	360720012	360720013	360720014
360720015	360720016	360720017	360720018	360720019
360720020	360720021	360720022	360720023	360720024
360720025	360720026	360720027	360720028	360720029
360720030	360720031	360720032	360720033	360720034
360720035	360720036	360720037	360720038	360720039
360720041	360720042	360720044	360720045	360720046
360720047	360720048	360730001	360730002	360730003
360730004	360730005	360730006	360730007	360730008
360730009	360730010	360730011	360730012	360730013
360730014	360730015	360730016	360730017	360730018
360730019	360730020	360730021	360730022	360730023
360730024	360730025	360730026	360731001	360731002
360731003	360731004	360731005	360731006	360731007
360731008	360731009	360731010	360731011	360731012
360731013	360731014	360731015	360731016	360731017

**REVISED EXHIBIT A (Continued)****COMMUNITY FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS)**

<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>
360731018	360731019	360731020	360731021	360731022
360731023	360731024	360731025	360731026	360740001
360740002	360740003	360740004	360740005	360740006
360740007	360740008	360740009	360740010	360740011
360740012	360740013	360740014	360740015	360740016
360740017	360740018	360740019	360740020	360740021
360741001	360741002	360741003	360741004	360741005
360741006	360742001	360742002	360742003	360742004
360742005	360742006	360742007	360742008	360742009
360742010	360742011	360742012	360742013	360742014
360750001	360750002	360750003	360750004	360750005
360750006	360751001	360751002	360751003	360751004
360751005	360751006	360751007	360751008	360751009
360751010	360751011	360751012	360751013	360751014
360751015	360751016	360751017	360751018	360751019
360751020	360751021	360751022	360751023	360751024
360751025	360751026	360751027	360751028	360751029
360751030	360751031	360751032	360751033	360751034
360751035	360751036	360751037	360751038	360751039
360751040	360751041	360751042	360751043	360751044
360751045	360751046	360751047	360751048	360751049
360751050	360751051	360751052	360760001	360760002
360760003	360760004	360760005	360760006	360760007
360760008	360760009	360760010	360760011	360760012
360760013	360760014	360760015	360760016	360760017
360760018	360760019	360760020	360760021	360760022
360760023	360760024	360760025	360760026	360760027
360770001	360770002	360770003	360770004	360770005
360770006	360770007	360770008	360770009	360770010
360770011	360770012	360770013	360770014	360770015
360770016	360770017	360770018	360770019	360770020
360770021	360770022	360770023	360770024	360780001
360780002	360780003	360780004	360780005	360780006
360780007	360780008	360780009	360780010	360780011
360780012	360780013	360780014	360780015	360780016
360780017	360780018	360781001	360781002	360781003

**REVISED EXHIBIT A (Continued)****COMMUNITY FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS)**

<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>
360781004	360781005	360781006	360781007	360781008
360781009	360781010	360781011	360781012	360781013
360781014	360781015	360781016	360781017	360782001
360782002	360782003	360782004	360782005	360782006
360783001	360783002	360783003	360783004	360783005
360783006	360783007	360783008	360783009	360783010
360783011	360783012	360783013	360783014	360783015
360783016	360783017	360783018	360783019	360783020
360783021	360783022	360783023	360783024	360783025
360783026	360783027	360783028	360783029	360783030
360783031	360783032	360783033	360783034	360783035
360783036	360790001	360790002	360790003	360790004
360790005	360790006	360790007	360790008	360790009
360790010	360790011	360790012	360790013	360790014
360790015	360790016	360790017	360790018	360790019
360790020	360790021	360790022	360790023	360790024
360791001	360791002	360791003	360791004	360791005
360791006	360791007	360791008	360791009	360791010
360791011	360791012	360791013	360791014	360791015
360791016	360792001	360792002	360792003	360792004
360792005	360792006	360792007	360792008	360792009
360792010	360792011	360792012	360792013	360792014
360792015	360792016	360792017	360792018	360792019
360792020	360792021	360792022	360792023	360792024
360792025	360800001	360800002	360800003	360800004
360800005	360800006	360800007	360800008	360800009
360800010	360800011	360800012	360801001	360801002
360801003	360801004	360802001	360802002	360802003
360802004	360802005	360802006	360802007	360802008
360802009	360802010	360802011	360802012	360802013
360802014	360802015	360802016	360802017	360802018
360802019	360802020	360803001	360803002	360803003
360803004	360803005	360803006	360803007	360803008
360803009	360803010	360803011	360803012	360803013
360803014	360803015	360803016	360803017	360803018
360803019	360803020	360803021	360803022	360803023

**REVISED EXHIBIT A (Continued)**

**COMMUNITY FACILITIES DISTRICT NO. 2012-2 (HIDDEN HILLS)**

<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>	<b>APN</b>
360803024	360803025	360803026	360803027	360803028
360803029	360803030	360803031	360803032	360803033
360803034	360803035	360803036	360803037	