

RESOLUTION NO. 23-___

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
MENIFEE, CALIFORNIA, LEVYING SPECIAL TAXES TO BE
COLLECTED DURING FISCAL YEAR 2023/2024 TO PAY THE
ANNUAL COST OF MAINTENANCE SERVICES WITHIN
COMMUNITY FACILITIES DISTRICT NO. 2017-1
(MAINTENANCE SERVICES) ANNEXATION NO. 14, TAX ZONE
NO. 14, ADLER RANCH**

WHEREAS, The City Council of the City of Menifee (“City Council”) previously established Community Facilities District No. 2017-1 (Maintenance Services) of the City of Menifee, County of Riverside, State of California (the “District”) pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53311 (“Act”) to levy special taxes for the payment of the annual cost of maintaining, servicing, cleaning, repairing and/or replacing landscaped areas (may include reserves for replacement) in public street right-of-way, public landscaping, public open spaces and other similar landscaped areas officially dedicated for public use, including, but not limited to, maintenance and lighting of parks, parkways, streets, roads and open space maintenance and operation of water quality improvements and storm drain systems, and public street sweeping (collectively, “Improvements”), within the District and the surrounding area, and for the payment of administrative expenses incurred in connection with the levy and collection of said special taxes; and

WHEREAS, the City Council on August 17, 2022, duly adopted Resolution No. 22-1192 declaring its intention to annex certain territory to the CFD No. 2017-1 and to levy a special tax within that territory to pay for certain services and held a public hearing and special election on the proposed annexation on September 21, 2022; and

WHEREAS, subsequent to said special election, the City Council adopted Resolution No. 22-1214 entitled “A Resolution of the City Council of the City of Menifee Declaring the Results of the Special Election Held on September 21, 2022, and Ordering the Annexation of Territory to Community Facilities District No. 2017-1 (Maintenance Services) (Annexation No. 14), TR 32628,” wherein the City Council determined that the territory proposed to be annexed was added to the CFD No. 2017-1 (such territory being referred to herein as “Annexation No. 14”); and

WHEREAS, pursuant to Section 53340 of the Government Code, the City Council may by resolution provide for the levy of special taxes on parcels of taxable property in the District at a rate provided by ordinance or at a lower rate; and

WHEREAS, the City Council, by Ordinance No. 2017-231, adopted on December 20, 2017, has authorized the special tax to pay for the costs and expenses related to the District during all future fiscal years, and the City Council desires to establish the specific rate of the special tax to be collected for the Fiscal Year (FY) 2023/2024; and

WHEREAS, the special taxes will be levied for FY 2023/2024 on all parcels in each category of developed property in the District on the same basis and at the same rate to pay annual cost of maintaining servicing, cleaning, repairing and/or replacing the Improvements within the District; and

WHEREAS, the rates of the special taxes that will be levied on such parcels for FY 2023/2024 will not exceed the rates previously approved by the qualified electors of the District.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MENIFEE, ACTING AS THE LEGISLATIVE BODY OF CFD NO. 2017-1 (MAINTENANCE SERVICES) ANNEXATION NO. 14, TAX ZONE NO. 14, ADLER RANCH, OF THE CITY OF MENIFEE, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Levy of Special Taxes. Special taxes shall be and are hereby levied for the FY 2023/2024 on all parcels of real property within the District which are subject to taxation, which are identified in Exhibit "A" attached hereto, and in the amount set forth for each such parcel in said Exhibit "A". Pursuant to said Sections 53340 and 53358, 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 same procedure, sale, and lien priority in case of delinquency as is provided for ad valorem taxes.

Section 2. Transmittal to the County. The City Clerk shall immediately following adoption of this resolution transmit a copy hereof to the Board of Supervisors and the 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 Exhibit "A" hereto, along with the ordinary ad valorem property taxes to be levied on and collected from the owners of said parcels.

PASSED AND ADOPTED by the City Council of the City of Menifee at a regular meeting held on this 19th day of July, 2023.

ATTEST:

APPROVED:

Stephanie Roseen, Acting City Clerk

Bill Zimmerman, Mayor

APPROVED AS TO FORM:

Jeffrey T. Melching, City Attorney