

**RESOLUTION NO. 23-\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENIFEE, CALIFORNIA,  
DECLARING ELECTION RESULTS OF THE SPECIAL ELECTION HELD ON  
SEPTEMBER 6, 2023, AND ORDERING THE ANNEXATION OF TERRITORY TO  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
(ANNEXATION NO. 22), TRACT NOS. 36658-1 THRU 36658-7**

**WHEREAS**, the City Council (the “City Council”) of the City of Menifee (the “City”) has heretofore conducted proceedings, pursuant to the Mello-Roos Community Facilities Act of 1982 (the “Act”), for the area proposed to be annexed to Community Facilities District No. 2017-1 (Maintenance Services) of the City of Menifee, County of Riverside, State of California (the “CFD No. 2017-1”), including conducting a public hearing pursuant to the Act; and

**WHEREAS**, at the conclusion of said public hearing, the City Council adopted a resolution calling a special election for September 6, 2023, and submitting to the qualified electors of the territory proposed to be annexed to the CFD No. 2017-1 the question of levying special taxes on parcels of taxable property therein for the purpose of providing certain services which are necessary to meet increased demands placed upon the City as a result of the development of said real property, as provided in the form of the special election ballot attached thereto as Exhibit B; and

**WHEREAS**, the special election was held on September 6, 2023, and the City Clerk (or, in the absence of the City Clerk, the Acting City Clerk – in either case, the “Clerk”) has duly canvassed the returns of the special election and has filed with the City Council a Certificate of Election Results, dated September 6, 2023, executed by the Clerk, certifying that a completed ballot has been returned to the Clerk for each landowner-voter(s) eligible to cast a ballot in said special election, with all votes cast as “Yes” votes in favor of the ballot measure, and further certifying on said basis that the special mailed-ballot election was closed.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Menifee, California:

- Section 1.**     Recitals. The City Council finds and determines that the foregoing recitals are true and correct.
- Section 2.**     Approval of Canvass. The City Council has received, reviewed, and hereby accepts the Clerk’s Certificate of Election Results, a copy of which is attached hereto as Exhibit A, and hereby ratifies, confirms, and approves said Certificate of Election Results.
- Section 3.**     Ballot Measure. The City Council hereby finds, determines, and declares that more than two-thirds ( $\frac{2}{3}$ ) of all the votes cast at the special election on the ballot measure were in favor of the ballot measure, the ballot measure passed, and the ballot measure was approved by the qualified electors in accordance with the Act.
- Section 4.**     Validity of Procedures. The City Council hereby finds and determines that all prior proceedings and actions taken by the City Council pursuant to the Act were and are valid and in conformity with the Act.
- Section 5.**     Annexation. The City Council hereby finds, determines, and declares that pursuant to Government Code section 53339.8, the territory proposed to be annexed is added to and part of the CFD No. 2017-1 with full legal effect, and the City Council is also authorized, pursuant to said Section 53339.8, to annually levy special taxes within the annexed territory to pay the costs of the services to be provided by the CFD No. 2017-1 as specified in Resolution No. 23-1349 adopted by the City Council on August 2, 2023. The boundaries

of the annexed territory are shown on the map entitled, "Annexation Map No. 22 Community Facilities District No. 2017-1 (Maintenance Services)" a copy of which was recorded, on August 9, 2023, in Book 91 of Maps of Assessment and Community Facilities Districts at Page 60-62, in the office of the Riverside County Recorder.

**Section 6.** Notice of Special Tax Lien. Pursuant to Government Code section 53339.8 and Streets and Highways Code sections 3114.5 and 3117.5, within fifteen (15) days of the adoption of this Resolution, the City Clerk shall cause to be filed with the County Recorder of the County of Riverside an amendment to the notice of special tax lien and a map of the amended boundaries of the CFD No. 2017-1 including the annexed territory.

**Section 7.** Effective Date. This Resolution shall take effect immediately upon its adoption.

**PASSED, APPROVED AND ADOPTED** this 6th day of September, 2023

---

Bill Zimmerman, Mayor

Attest:

---

Sarah Manwaring, City Clerk

Approved as to form:

---

Jeffrey T. Melching, City Attorney

## EXHIBIT A

CITY OF MENIFEE  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
ANNEXATION NO. 22

### CERTIFICATE OF ELECTION RESULTS

I, the undersigned, being the City Clerk, as the case may be, hereby certify:

In connection with the special mailed-ballot election called by the City Council (the "City Council") of the City of Menifee (the "City") on this same date in the proceedings of the City Council for the above-entitled community facilities district, I personally received (a) signed and dated waiver and consent forms and (b) signed, dated and marked election ballots on behalf of the property owners, the entities named as the sole landowners of the lands within the boundary of the above-entitled community facilities district in the Certificate Regarding Registered Voters and Landowners, dated July 17, 2023, and on file in the office of the City Clerk of the City in connection with the City Council actions on that date. Copies of the completed waiver and consent form and the completed ballot received by me and on file in my office are attached hereto.

Following such receipt, I have personally, and in the presence of all persons present, reviewed the ballot to confirm that it is properly marked and signed, and I hereby certify the result of that count to be that the ballot was cast in favor of the measure.

Based upon the foregoing, all votes that were cast having been cast "Yes", in favor of the ballot measure, the measure has therefore passed.

Tax Zone	Qualified Landowner Votes	Votes Cast	YES	NO
22A	104	104		
22B	41	41		
22C	60	60		

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on September 6, 2023.

Sarah Manwaring  
City Clerk  
City of Menifee

By: \_\_\_\_\_

(Attach completed copies of Waiver/Consent and Ballot)

**EXHIBIT B**

**CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
ANNEXATION NO. 22  
TAX ZONE 22A**

**(September 6, 2023)**

This ballot is for the use of the authorized representative of the following owner of land within Community Facilities District No. 2017-1 (Maintenance Services) ("CFD No. 2017-1") of the City of Menifee:

<u>Name of Landowner</u>	<u>Number of Acres Owned</u>	<u>Total Votes</u>
Pulte Home Company, LLC	103.8	104

According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the City Council (the "Council") of the City of Menifee (the "City"), 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 said landowner. The City has sent the enclosed ballot to you so that you may vote on whether or not to approve the special tax.

This special tax ballot is for the use of the property owner of the parcels identified below, which parcels are located within the territory proposed to be annexed to the CFD No. 2017-1, City of Menifee, County of Riverside, State of California. Please advise the Acting City Clerk, at (951) 672-6777 if the name set forth below is incorrect or if you are no longer one of the owners of these parcels. This special tax ballot may be used to express either support for or opposition to the proposed special tax. To be counted, this special tax ballot must be signed below by the owner or, if the owner is not an individual, by an authorized representative of the owner. The ballot must then be delivered to the Acting City Clerk, either by mail or in person, as follows:

**Mail**

**Delivery:** If by mail, place ballot in the return envelope provided, and mail no later than August 23, 2023, two calendar weeks prior to the date set for the election. Mailing later than this deadline creates the risk that the special tax ballot may not be received in time to be counted.

**Personal**

**Delivery:** If in person, deliver to the Acting City Clerk at any time up to 5:00 p.m. on September 6, 2023, at the Clerk's office at 29844 Haun Road, City of Menifee, CA 92586.

However delivered, this ballot must be received by the Clerk prior to the close of the public meeting on September 6, 2023.

Very truly yours,

Stephanie Roseen  
Acting City Clerk  
City of Menifee

**TO CAST THIS BALLOT, PLEASE RETURN THIS ENTIRE PAGE.**

**OFFICIAL SPECIAL TAX BALLOT**

<b>Name &amp; Address of Property Owner:</b>	<b>Assessor's Parcel Number(s):</b>
Pulte Home Company, LLC Attn: Darren Warren 27401 Los Altos, Suite 400 Mission Viejo, CA 92691	See Attached

CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT

<b><u>SPECIAL TAX BALLOT MEASURE</u></b>	<b>MARK "YES" OR "NO" WITH AN "X":</b>
Shall the City Council of the City of Menifee be authorized to levy a special tax on an annual basis at the rates and apportioned as described in Exhibit C to the Resolution Declaring its Intention to Annex territory to Community Facilities District No. 2017-1 (Maintenance Services) adopted by the City Council on August 2, 2023 (the "Resolution"), which is incorporated herein by this reference, within the territory identified on the map entitled "Annexation Map No. 22 of Community Facilities District No. 2017-1 (Maintenance Services) City of Menifee" to finance certain services as set forth in Section 5 to the Resolution (including incidental expenses), and shall an appropriation limit be established for the Community Facilities District No. 2017-1 (Maintenance Services) in the amount of special taxes collected?	YES _____  NO _____

**Certification for Special Election Ballot**

The undersigned is an authorized representative of the above-named landowner and is the person legally authorized and entitled to cast this ballot on behalf of the above-named landowner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration is executed on \_\_\_\_\_, 20\_\_.

Darren Warren  
Division Vice President of Land

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

### **Tax Zone 22A**

330220018	330220019	330230042	330230044	330230045	335070056	335070057	335070058
335430028	335530001	335530002	335530003	335530004	335530005	335530006	335530007
335530008	335530009	335530010	335531001	335531002	335531003	335531004	335531005
335531006	335531007	335532001	335532002	335532003	335532004	335532005	335532006
335532007	335532008	335532009	335532010	335532011	335532012	335532013	335532014
335532015	335532016	335532017	335532018	335532019	335532020	335532021	335532022
335533001	335533002	335533003	335533004	335533005	335533006	335533007	335533008
335533009	335533010	335533011	335533012	335534001	335534002	335534003	335534004
335534005	335534006	335534007	335534008	335534009	335534010	335534011	335534012
335534013	335534014	335534015	335535001	335535002	335540001	335540002	335540003
335540004	335540005	335540006	335540007	335541001	335541002	335541003	335541004
335541005	335541006	335541007	335541008	335541009	335541010	335541011	335541012
335541013	335541014	335541015	335541016	335541017	335541018	335541019	335542001
335542002	335542003	335542004	335542005	335542006	335542007	335542008	335542009
335542010	335542011	335542012	335542013	335542014	335542015	335542016	335542017
335542018	335542019	335542020	335542021	335542022	335542023	335542024	335542025
335542026	335542027	335542028	335542029	335542030	335543001	335543002	335543003
335543004	335543005	335543006	335543007	335543008	335543009	335543010	335543011
335543012	335543013	335543014	335544001	335544002	335544003	335544004	335544005
335544006	335544007	335544008	335544009	335544010	335544011	335544012	335544013
335544014							

**CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
ANNEXATION NO. 22  
TAX ZONE 22B**

**(September 6, 2023)**

This ballot is for the use of the authorized representative of the following owner of land within Community Facilities District No. 2017-1 (Maintenance Services) ("CFD No. 2017-1") of the City of Menifee:

<u>Name of Landowner</u>	<u>Number of Acres Owned</u>	<u>Total Votes</u>
Pulte Home Company, LLC	40.15	41

According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the City Council (the "Council") of the City of Menifee (the "City"), 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 said landowner. The City has sent the enclosed ballot to you so that you may vote on whether or not to approve the special tax.

This special tax ballot is for the use of the property owner of the parcels identified below, which parcels are located within the territory proposed to be annexed to the CFD No. 2017-1, City of Menifee, County of Riverside, State of California. Please advise the Acting City Clerk, at (951) 672-6777 if the name set forth below is incorrect or if you are no longer one of the owners of these parcels. This special tax ballot may be used to express either support for or opposition to the proposed special tax. To be counted, this special tax ballot must be signed below by the owner or, if the owner is not an individual, by an authorized representative of the owner. The ballot must then be delivered to the Acting City Clerk, either by mail or in person, as follows:

**Mail**

**Delivery:** If by mail, place ballot in the return envelope provided, and mail no later than August 23, 2023, two calendar weeks prior to the date set for the election. Mailing later than this deadline creates the risk that the special tax ballot may not be received in time to be counted.

**Personal**

**Delivery:** If in person, deliver to the Acting City Clerk at any time up to 5:00 p.m. on September 6, 2023, at the Clerk's office at 29844 Haun Road, City of Menifee, CA 92586.

However delivered, this ballot must be received by the Clerk prior to the close of the public meeting on September 6, 2023.

Very truly yours,

Stephanie Roseen  
Acting City Clerk  
City of Menifee

**TO CAST THIS BALLOT, PLEASE RETURN THIS ENTIRE PAGE.**

**OFFICIAL SPECIAL TAX BALLOT**

<b>Name &amp; Address of Property Owner:</b>	<b>Assessor's Parcel Number(s):</b>
Pulte Home Company, LLC Attn: Darren Warren 27401 Los Altos, Suite 400 Mission Viejo, CA 92691	Zone 22B 335-070-055 and 335-430-027

CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT

<b><u>SPECIAL TAX BALLOT MEASURE</u></b>	<b>MARK "YES" OR "NO" WITH AN "X":</b>
Shall the City Council of the City of Menifee be authorized to levy a special tax on an annual basis at the rates and apportioned as described in Exhibit C to the Resolution Declaring its Intention to Annex territory to Community Facilities District No. 2017-1 (Maintenance Services) adopted by the City Council on August 2, 2023 (the "Resolution"), which is incorporated herein by this reference, within the territory identified on the map entitled "Annexation Map No. 22 of Community Facilities District No. 2017-1 (Maintenance Services) City of Menifee" to finance certain services as set forth in Section 5 to the Resolution (including incidental expenses), and shall an appropriation limit be established for the Community Facilities District No. 2017-1 (Maintenance Services) in the amount of special taxes collected?	YES _____  NO _____

**Certification for Special Election Ballot**

The undersigned is an authorized representative of the above-named landowner and is the person legally authorized and entitled to cast this ballot on behalf of the above-named landowner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration is executed on \_\_\_\_\_, 20\_\_.

Darren Warren  
Division Vice President of Land

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name

**CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)  
ANNEXATION NO. 22  
TAX ZONE 22C**

**(September 6, 2023)**

This ballot is for the use of the authorized representative of the following owner of land within Community Facilities District No. 2017-1 (Maintenance Services) ("CFD No. 2017-1") of the City of Menifee:

<u>Name of Landowner</u>	<u>Number of Acres Owned</u>	<u>Total Votes</u>
Pulte Home Company, LLC	59.23	60

According to the provisions of the Mello-Roos Community Facilities Act of 1982, and resolutions of the City Council (the "Council") of the City of Menifee (the "City"), 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 said landowner. The City has sent the enclosed ballot to you so that you may vote on whether or not to approve the special tax.

This special tax ballot is for the use of the property owner of the parcels identified below, which parcels are located within the territory proposed to be annexed to the CFD No. 2017-1, City of Menifee, County of Riverside, State of California. Please advise the Acting City Clerk, at (951) 672-6777 if the name set forth below is incorrect or if you are no longer one of the owners of these parcels. This special tax ballot may be used to express either support for or opposition to the proposed special tax. To be counted, this special tax ballot must be signed below by the owner or, if the owner is not an individual, by an authorized representative of the owner. The ballot must then be delivered to the Acting City Clerk, either by mail or in person, as follows:

**Mail**

**Delivery:** If by mail, place ballot in the return envelope provided, and mail no later than August 23, 2023, two calendar weeks prior to the date set for the election. Mailing later than this deadline creates the risk that the special tax ballot may not be received in time to be counted.

**Personal**

**Delivery:** If in person, deliver to the Acting City Clerk at any time up to 5:00 p.m. on September 6, 2023, at the Clerk's office at 29844 Haun Road, City of Menifee, CA 92586.

However delivered, this ballot must be received by the Clerk prior to the close of the public meeting on September 6, 2023.

Very truly yours,

Stephanie Roseen  
Acting City Clerk  
City of Menifee

**TO CAST THIS BALLOT, PLEASE RETURN THIS ENTIRE PAGE.**

**OFFICIAL SPECIAL TAX BALLOT**

<b>Name &amp; Address of Property Owner:</b>	<b>Assessor's Parcel Number(s):</b>
Pulte Home Company, LLC Attn: Darren Warren 27401 Los Altos, Suite 400 Mission Viejo, CA 92691	Zone 22C 330-220-016, 330-220-017, and 330-230-043

CITY OF MENIFEE  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA  
COMMUNITY FACILITIES DISTRICT NO. 2017-1 (MAINTENANCE SERVICES)

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT

<b><u>SPECIAL TAX BALLOT MEASURE</u></b>	<b>MARK "YES" OR "NO" WITH AN "X":</b>
Shall the City Council of the City of Menifee be authorized to levy a special tax on an annual basis at the rates and apportioned as described in Exhibit C to the Resolution Declaring its Intention to Annex territory to Community Facilities District No. 2017-1 (Maintenance Services) adopted by the City Council on August 2, 2023 (the "Resolution"), which is incorporated herein by this reference, within the territory identified on the map entitled "Annexation Map No. 22 of Community Facilities District No. 2017-1 (Maintenance Services) City of Menifee" to finance certain services as set forth in Section 5 to the Resolution (including incidental expenses), and shall an appropriation limit be established for the Community Facilities District No. 2017-1 (Maintenance Services) in the amount of special taxes collected?	YES _____  NO _____

**Certification for Special Election Ballot**

The undersigned is an authorized representative of the above-named landowner and is the person legally authorized and entitled to cast this ballot on behalf of the above-named landowner.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration is executed on \_\_\_\_\_, 20\_\_.

Darren Warren  
Division Vice President of Land

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name