

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE SAN BENITO COUNTY BOARD OF SUPERVISORS  
AUTHORIZING THE LEVY OF SPECIAL TAXES FOR FISCAL YEAR 2019-20  
WITHIN COMMUNITY FACILITIES DISTRICT NO. 2018-01 (RESIDENTIAL  
SERVICES)**

**WHEREAS**, the Board of Supervisors (the "Board") of San Benito County ("County"), previously established Community Facilities District No. 2018-01 (Residential Services) ("CFD 2018-01") pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Government Code Section 53311 (the "Act"); and

**WHEREAS**, Ordinance No. 973 adopted by the Board on October 9, 2018 (the "Ordinance") authorized the levy of a special tax sufficient to pay certain costs of the Services and Incidental Expenses (as defined in the Resolution of Formation); and

**WHEREAS**, it is now necessary and appropriate that this Board provide for the levy and collection of the special taxes for the Fiscal Year 2019-20 for the purpose specified in the Resolution of Formation and the Ordinance, by the adoption of a resolution as specified by the Act and the Ordinance; and

**NOW, THEREFORE, BE IT RESOLVED:**

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

**Section 2.** The special tax is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

**Section 3.** The special tax includes an annual increase equal to the change in the San Francisco-Oakland-San Jose Area Consumer Price Index ("CPI") per year without a further vote or balloting process. The change in the CPI in April 2018 was 4.015% therefore, the maximum authorized special tax rate for Fiscal Year 2019-20 has been increased \$1,465.00 to \$1,523.81 per developed residential unit in Tax Zone No. 1 (Brigantino), from \$1,692.45 to \$1,760.39 for Tax Zone No. 2 (Bennet Ranch), and from \$762.37 to \$792.97 for Tax Zone No. 3 (The Bluffs) and the contingent special tax rate has been increased from \$887.44 to \$923.06 for Tax Zone No. 3 (The Bluffs).

**Section 4.** In accordance with the Act and the Ordinance, there is hereby levied upon the developed residential parcels within the CFD 2018-01 which are not otherwise exempt from taxation under the Act or the Ordinance special taxes for the Fiscal Year 2019-20 at the special tax rate set at \$1,523.81 per developed residential unit in Tax Zone No. 1 (Brigantino), \$1,760.39 for Tax zone No. 2 (Bennet Ranch), and \$792.97 for Tax Zone No. 3 (The Bluffs) which special tax rate does not exceed the maximum special tax rate set forth in the Ordinance. After adoption of this Resolution, the CFD Levy Administrator may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing or categorization of

parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the special tax applicable to any category of parcels and is made prior to the submission of the tax rolls to the San Benito County Auditor.

**Section 5.** All of the collections of the special tax shall be used only as provided for in the Act and the Resolution of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in the Resolution of Formation.

**Section 6.** The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes except as such procedure may be modified by law and by this Board.

**Section 7.** The CFD Administrator is hereby authorized and directed to transmit a certified copy of this Resolution to the San Benito County Auditor, together with other supporting documentation as may be required to place said special taxes on the secured property tax roll for the Fiscal Year 2019-20, and to perform all other acts which are required by the Act, the Ordinance, or by law in order to accomplish the purpose of this Resolution.

**PASSED AND ADOPTED** by the San Benito County Board of Supervisors at a regular meeting of said Board held on the 6<sup>th</sup> day of August 2019, by the following vote:

AYES: Supervisor(s)

NOES: Supervisor(s)

ABSENT: Supervisor(s)

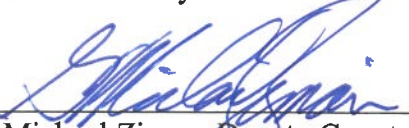
ABSTAIN: Supervisor(s)

By: \_\_\_\_\_  
Mark Medina, Chair

ATTEST:  
Janet Slipsager, Clerk of the Board

APPROVED AS TO LEGAL FORM:  
San Benito County Counsel's Office

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

By:  \_\_\_\_\_  
G. Michael Ziman, Deputy County Counsel

Date: \_\_\_\_\_

Date:  \_\_\_\_\_