

RESOLUTION NO. 15,350

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD,
CALIFORNIA, ACTING AS THE LEGISLATIVE BODY OF THE CITY OF
OXNARD COMMUNITY FACILITIES DISTRICT NO. 8 (SAKIOKA FARMS
BUSINESS PARK), CALLING A SPECIAL ELECTION

WHEREAS, the City Council (the “City Council”) of the City of Oxnard (the “City”) has heretofore adopted Resolution No. 15,326 (“Resolution of Intention”) stating its intention to form the City of Oxnard Community Facilities District No. 8 (Sakioka Farms Business Park) (the “District”) pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the Government Code of the State of California (the “Act”), to finance certain public services, including fire protection services (the “Fire Protection Services”), and, but only if such services are not funded and provided through private parties or organizations, the maintenance of landscaping within public rights of way, the maintenance of drainage facilities, including the water quality components of the drainage facilities, and weed control related to development of the Property (“Contingent Services,” and together with the Fire Protection Services, the “Services”), and to designate certain other property as future annexation to the District; and

WHEREAS, a copy of the Resolution of Intention, incorporating a description and map of the proposed boundaries of the District and setting forth the rate and method of apportionment (the “RMA”) and manner of collection of the special tax to be levied within the District (the “Special Tax”), is on file with the City Clerk and incorporated herein by reference; and

WHEREAS, on June 16, 2020, the City Council held a noticed hearing as required by law relative to the proposed formation of the District; and

WHEREAS, the proposed Special Tax to be levied upon property within the District to finance the Services has not been precluded by protest of the owners of one-half (1/2) or more of the area of land within the District; and

WHEREAS, the City Council has heretofore adopted a Resolution of Formation determining the validity of prior proceedings, establishing the District, and authorizing the levy of the Special Tax within the boundaries of the District; and

WHEREAS, a copy of the Resolution of Formation is on file with the City Clerk and incorporated herein by reference; and

WHEREAS, the City Council wishes to present to the qualified electors of the District a proposition to levy the Special Taxes on property within the District pursuant to the Act and the establishment of an appropriations limit for the District as defined by subdivision (h) of Section 8 of Article XIIB of the California Constitution.

NOW, THEREFORE, the City Council of the City of Oxnard, acting as the legislative body of the City of Oxnard Community Facilities District No. 8 (Sakioka Farms Business Park), does resolve as follows:

PART 1. Pursuant to 53353.5 of the Act, the City Council hereby submits to the qualified electors of the District a proposition (the "Proposition") to (a) levy special taxes on property within the District in accordance with the Special Tax Formula and (b) establish an appropriations limit for the District in the amount of \$1,500,000. The Proposition is attached as Exhibit "A."

PART 2. A special election is hereby called for the District on the Proposition set forth in Part 1 above.

PART 3. The City Council hereby directs that the election be conducted by the City Clerk of the City of Oxnard, as the elections official.

PART 4. The time for notice having been waived by the qualified electors, the date of the special election for the District on the Proposition shall be on the 16th day of June, 2020. There being no registered voters residing within the territory of the District at the time of the protest hearing and ninety (90) days prior thereto, there being less than twelve (12) landowners in the District, and the requirements of Section 53326 of the Act having been waived by all landowners, the ballot for the special election shall be hand delivered to the landowner within the District. Each landowner shall have one (1) vote for each acre or portion thereof that it owns within the District, as provided by Section 53326 of the Act. The voter ballot shall be returned to the City Clerk at 300 West Third Street, Oxnard, CA 93030, no later than 11:00 o'clock p.m. on June 16, 2020. However, the election may be closed within the concurrence of the City Clerk, as soon as the ballot is returned.

PART 5. Notice of said election and written argument for or against the measure have been waived by the landowners.

PART 6. The District shall constitute a single election precinct for the purpose of holding said election.

PART 7. This Resolution shall take effect upon its adoption.

The foregoing Resolution was adopted at a regular meeting of the City Council of the City of Oxnard, State of California, held on the 16th day of June 2020, by the following vote:

AYES: Councilmembers Basua, Flynn, Lopez, MacDonald, Madrigal, Perello and Ramirez.

NOES: None.

ABSTAIN: None.

ABSENT: None.



Tim Flynn, Mayor

ATTEST:



Michelle Ascencion, City Clerk

APPROVED AS TO FORM:



Stephen M. Fischer, City Attorney

EXHIBIT A

OFFICIAL BALLOT

**CITY OF OXNARD
COMMUNITY FACILITIES DISTRICT NO. 8
(SAKIOKA FARMS BUSINESS PARK)**

SPECIAL TAX AND APPROPRIATIONS LIMIT ELECTION

June 16, 2020

To vote, mark an "X" in the voting square after the word "YES" or after the word "NO."
All marks otherwise made are forbidden.

This ballot is provided to _____, a _____, as owner or authorized representative of such owner of land within City of Oxnard Community Facilities District No. 8 (Sakioka Farms Business Park) and represents _____ votes.

If you wrongly mark, tear, or deface this ballot, return it to the City Clerk of the City of Oxnard at 300 West Third, Oxnard, CA 93030.

PROPOSITION: Shall the City of Oxnard Community Facilities District No. 8 (Sakioka Farms Business Park) (the "District"), be authorized to levy special taxes thereof pursuant to the rate and method of apportionment of special taxes (the "RMA") set forth in the Resolution of Formation adopted by the City Council of the City of Oxnard on June 16, 2020, to finance the authorized services and administrative expenses, all as provided in the RMA and subject to the accountability measures provided for in said Resolution; and shall an appropriations limit be established for the District pursuant to Article XIII B of the California Constitution, said appropriations limit to be equal to \$1,500,000?

YES	
NO	

5/19/20

**CONCURRENCE ON HOLDING SPECIAL ELECTION LESS THAN 125
DAYS FOLLOWING PUBLIC HEARING**

As the elections official of the special election (the "Election") called for by the Resolution of the City of Oxnard Community Facilities District No. 8 (Sakioka Farms Business Park), Calling a Special Election Related to the Special Tax and Appropriations Limit of the CFD, I hereby concur on holding the Election less than 125 days following the holding of the public hearing related thereto.

Dated: June 16, 2020

By: _____



Michelle Ascencion, City Clerk
City of Oxnard, California