

## **RESOLUTION NO. 2011-067**

Adopted by the Sacramento City Council

February 8, 2011

### **DETERMINING THE RESULT OF THE SPECIAL MAILED-BALLOT ELECTION, WITHIN THE CITY OF SACRAMENTO NEIGHBORHOOD PARKS MAINTENANCE COMMUNITY FACILITIES DISTRICT NO. 2002-02, ANNEXATION NO. 19**

#### **BACKGROUND:**

- A. The City Clerk has duly canvassed the votes cast by the qualified electors within the City of Sacramento Neighborhood Parks Maintenance Community Facilities District No. 2002-02, Annexation No. 19, (Annexation No. 19) at the special mailed-ballot election held within Annexation No. 19, upon the proposition set forth below.
- B. The City Clerk has certified to the City Council the result of the votes cast at the special mailed-ballot election upon the proposition, and the certification is now on file in the City Clerk's office.

#### **BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

Section 1. The statements in paragraphs A and B of the Background are accurate.

Section 2. At the special mailed-ballot election, the following proposition was submitted to the qualified voters of Annexation No. 19:

Measure (A): Shall the City of Sacramento Neighborhood Parks Maintenance Community Facilities District No. 2002-02, Annexation No. 19, be authorized to finance neighborhood parks maintenance, more fully described in Exhibit A, and shall set an appropriations limit in the amount of \$150 per fiscal year in connection therewith be established for the maximum rate and method of apportionment as provided in Resolution No. 2010-678 adopted by the City Council on November 30, 2010, which is incorporated herein by reference, and a tax be levied to pay for the maintenance of neighborhood parks.

Section 3. The canvass of the votes cast at the special mailed-ballot election held in Annexation No. 19 on January 28, 2010, as shown by the City Clerk's certification, is approved and confirmed.

Section 4. The total number of votes cast for and against the proposition at the special mailed-ballot election in Annexation No. 19, as set forth in the canvass, is as follows:

**Total Votes: 1    Votes For: 1    Votes Against: 0**

Section 5. If more than two-thirds (2/3) of all votes cast at the special mailed-ballot election were cast in favor of the proposition, and the proposition carried.

Section 6. If the proposition carried, the City Clerk is directed to enter this resolution on the minutes of the City Council, and that entry will constitute the official declaration of the result of the special mailed-ballot election. The City Clerk is further authorized and directed to record a notice of Special Tax lien in accordance with Streets and Highways Code section 3114.5.

Section 7. If less than two-thirds (2/3) of all votes cast at the special mailed ballot election were cast in favor of the proposition. The proposition failed. The City Council hereby abandons these proceedings and the City will take no further action on annexing the territory proposed in Annexation No. 19, shown on the Boundary Map referenced below, within City of Sacramento Neighborhood Parks Maintenance Community Facilities District No. 2002-02, for a period of one year from the date of the election as provided by Government Code section 53339.9.

Section 8. If the proposition failed, The City Clerk is authorized and directed to record this Resolution of Abandonment in accordance with Streets and Highways Code section 3117. As further specified by Streets and Highways Code section 3117, the following information pertains to these proceedings:

(a) The date of adoption of this Resolution Abandoning Proceedings is February 8, 2011.

(b) The date of adoption of the Resolution of Intention was November 30, 2011.

(c) The boundary map for Annexation No. 19 was filed for record in the office of the County Recorder of Sacramento County on December 2, 2010, in Book 111 of Maps of Assessment and Community Facilities Districts, at Page 0025.

Section 9. This resolution takes effect when adopted.

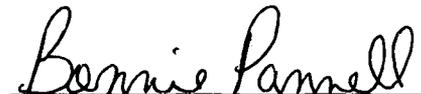
Adopted by the City of Sacramento City Council on February 8, 2011 by the following vote:

Ayes: Councilmembers Ashby, Cohn, D Fong, R Fong, McCarty, Pannell, Schenirer, Sheedy, and Mayor Johnson.

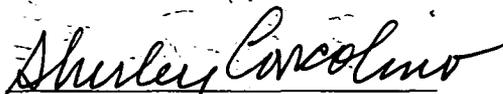
Noes: None.

Abstain: None.

Absent: None.

  
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Mayor Kevin Johnson

Attest:

  
  
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Shirley Concolino, City Clerk