

RESOLUTION NO. 2004-155

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
PROVIDING FOR THE LEVYING OF A SPECIAL TAX IN THE CITY OF ELK GROVE
EAST FRANKLIN COMMUNITY FACILITIES DISTRICT NO. 2002-1
FOR FISCAL YEAR 2004-2005**

WHEREAS, the City Council of the City of Elk Grove (the "Council") on May 15, 2002, duly adopted its Resolution No. 2002-81 (the "Resolution") establishing the City of Elk Grove East Franklin Community Facilities District No. 2002-1 (the "CFD") for the purpose of providing for the financing of certain facilities and services in and for the CFD and providing for the levy of a special tax in and for the CFD; and

WHEREAS, at an election held in the CFD on May 15, 2002, the qualified electors duly authorized the levy and collection of a special tax to be used for the purpose of paying the costs of the facilities and services; and

WHEREAS, the Council, on June 5, 2002, adopted its Ordinance No. 16-2002 (the "Ordinance") levying the special tax in CFD; and

WHEREAS, there has been submitted to the Council a special tax roll, which is on file with the City Clerk (the "Special Tax Roll"), for the CFD for Fiscal Year 2004-2005, which lists all parcels subject to the special tax levy and includes the amount of the special tax to be levied on each parcel, which amounts reflect rates that do not exceed the rates provided by the Ordinance; and

WHEREAS, summary information regarding the special taxes to be levied for Fiscal Year 2004-2005 is attached as Exhibit A hereto; and

WHEREAS, the Council has determined to levy the special tax at the rates specified in the Special Tax Roll and to apportion them in the manner specified in the Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elk Grove that:

Section 1. Recitals. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. Levy of Special Tax. Pursuant to section 53340 of the Government Code of the State of California, the special tax is hereby levied at the rates specified in the Special Tax Roll and is hereby apportioned in the manner specified in the Resolution (and reflected in the Special Tax Roll).

Section 3. Adjustments to the Special Tax Roll. The CFD Administrator is hereby authorized to make changes to the Special Tax Roll prior to the final posting of the special taxes to the County tax roll, in response to appeals from taxpayers, or otherwise to achieve a correct match of the special tax levy with the assessor's parcel numbers finally utilized by the County in sending out property tax bills or in order to correct errors that may, from time to time, arise in the application of the special tax to particular parcels.

Section 4. Tax Collection. Pursuant to section 53340 of the Government Code of the State of California, the special tax shall be collected by the Director of Finance of the County of Sacramento in the same manner as ordinary ad valorem property taxes are collected and shall be subject to the same procedure, sale, and lien priority in case of delinquency as is provided for ad valorem taxes, subject to all other conditions set forth in the Resolution.

Section 5. Filing the Special Tax Roll. In order to have the special tax levied hereby collected in the next tax collection period and thus available to finance the facilities approved by the electors of the CFD, the CFD Administrator shall deliver a certified copy of the Special Tax Roll to the Director of Finance of the County of Sacramento not later than August 10, 2004.

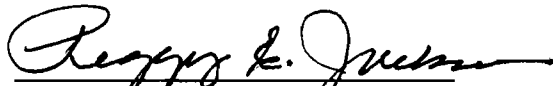
Section 6. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Elk Grove on this 21st day of July 2004.



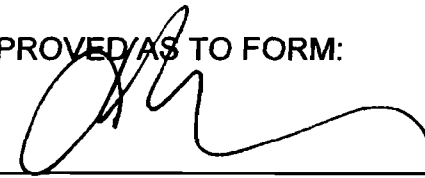
SOPHIA SCHERMAN, MAYOR OF THE
CITY OF ELK GROVE

ATTEST:



PEGGY JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY MANZANETTI,
CITY ATTORNEY

EXHIBIT A

TOTAL FUNDS REQUIRED FOR FISCAL YEAR 2004-2005:

LEVY COMPONENTS	FY 2004/2005
Principal Levied - Series 2002	\$735,000.00
Interest Levied - Series 2002	2,437,545.00
Principal Levied - Series 2003	0.00
Interest Levied - Series 2003	436,410.00
Total Debt Service	\$3,608,955.00
ADMINISTRATIVE EXPENSES	
<i>Staff Allocations</i>	
Engineering Staff	50,000.00
Other Staff and Agency Administration	30,600.00
Attorney's Fees	5,000.00
Total Agency Staff and Expenses	\$85,600.00
Registrar/Transfer/Paying Agent Annual Fees (i.e. Bank Fees)	\$1,500.00
Bond Call Costs	\$0.00
Total Registrar/Transfer/Paying Agent Fees	\$1,500.00
Arbitrage Calculation Fees	1,750.00
County Auditor and Assessor Fees	5,622.47
MuniFinancial Administration Fee	13,334.50
MuniFinancial Expenses	100.00
SEC Disclosure	1,950.00
Total Other Fees	\$22,756.97
Total Administrative Expenses	\$109,856.97
Reserve for Future Delinquencies	\$175,231.97
TOTAL FUNDS REQUIRED FOR FISCAL YEAR 2004-2005	\$3,894,043.94

EXHIBIT A (CONTINUED)

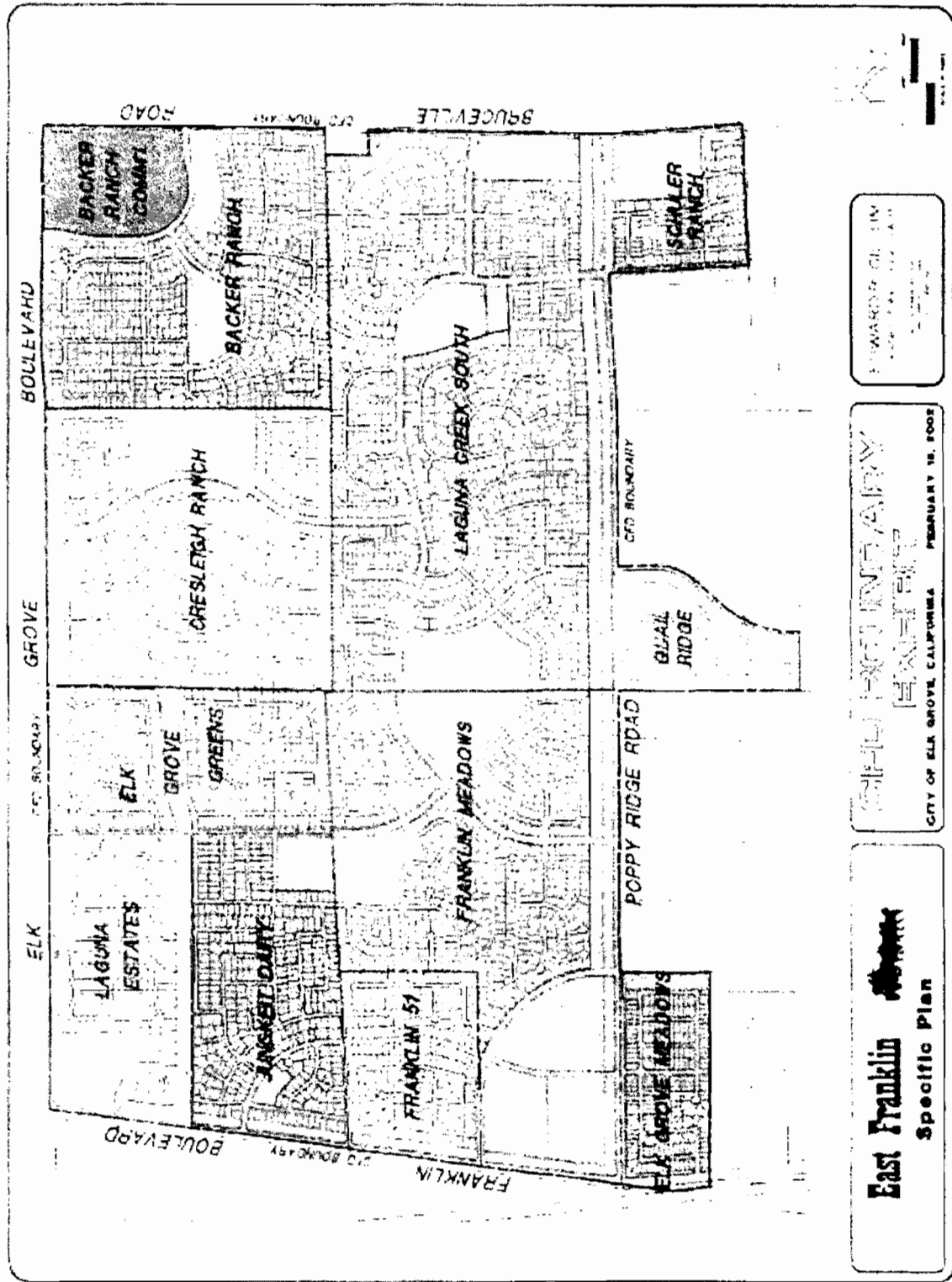
Table 1 Special Tax Rate Schedule for Developed Property FY 2004/2005 Community Facilities District No. 2002-1						
Land Use Class	Description	Maximum Special Tax Per Unit/Acre	FY 2004/05 Special Tax Levy Per Unit/Acre	Number of Parcels	Estimated Fiscal Year 2004/05 Revenue⁽¹⁾	Percent of Maximum Tax
1	Residential Property	\$840/Unit	\$840.00	3,354	2,817,360.00	100.00%
2	Multi –Family Property	\$4,200/Net Acre	\$4,200.00	1	32,844.00	100.00%
3	Non – Residential Property	\$4,200/per Net Acre	\$4,200.00	1	101,780.70	100.00%
Totals – Developed				3,356	\$2,951,984.70	

Table 2 Special Tax Rate Schedule for Undeveloped Property FY 2004/05 Community Facilities District No. 2002-1						
Land Use Class	Description	Maximum Special Tax Per Unit/Acre	FY 2004/05 Special Tax Levy Per Unit/Acre	Number of Units	Estimated Fiscal Year 2004/05 Revenue⁽¹⁾	Percent of Maximum Tax
4	Final Map Residential Property	\$840/Lot	\$840.00	983	825,720.00	100.00%
5	Large Lot Property	\$4,100/Gross Acre	\$4,100.00	2	93,029.00	100.00%
6	Tentative Map Property	\$3,200/Gross Acre	\$181.84	2	23,310.24	5.68%
7	Other Taxable Property	\$3,200/Gross Acre	-	1	0.00	-
Total – Undeveloped				988	\$942,059.24	

Total Estimated Fiscal Year 2004/05 Revenue	4,344	\$3,894,043.94
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(1) The Estimated Fiscal Year Revenue amounts are preliminary and subject to change based upon additional parcel development. However, no parcel will be levied at a rate higher than the Maximum Rate specified for each land use class.

EXHIBIT A (CONTINUED)



East Franklin 
Specific Plan

CITY OF ELK GROVE, CALIFORNIA
EXHIBIT A
 FEBRUARY 18, 2008

FORWARDED TO CITY
 FEBRUARY 18, 2008

CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2004-155

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 21st day of July 2004 by the following vote:

AYES 3: COUNCILMEMBERS: Scherman, Soares, Briggs


NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:

RECUSED 2: COUNCILMEMBERS: Cooper, Leary





Peggy E. Jackson, City Clerk
City of Elk Grove, California