

RESOLUTION NO. 02-8

**RESOLUTION DECLARING RESULTS OF SPECIAL ELECTION AND DIRECTING
RECORDING OF NOTICE OF SPECIAL TAX LIEN**

**FORT ORD REUSE AUTHORITY
BASEWIDE COMMUNITY FACILITIES DISTRICT**

WHEREAS, in proceedings heretofore conducted by this Board pursuant to the Mello-Roos Community Facilities Act of 1982, Section 53311 et seq. of the California Government Code (the "Law"), on January 18, 2002, this Board adopted Resolution No. 02-01 entitled "Resolution Calling Special Election," calling for a special election of the qualified electors within the Fort Ord Reuse Authority Basewide Community Facilities District (the "District"); and

WHEREAS, pursuant to the terms of said Resolution, which are by this reference incorporated herein, the special election was held on April 19, 2002, and the Clerk to the Board has on file a Canvass and Statement of Results of Election, a copy of which is attached hereto as Exhibit A; and

WHEREAS, this Board has reviewed the canvass and hereby approves it.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Fort Ord Reuse Authority as follows:

1. The issues presented at the special election were the levy of a special tax within the District to be levied in accordance with the rate and method of apportionment of special taxes heretofore approved by this Board by its Resolution No. 02-1 adopted on January 18, 2002, and the approval of an appropriations limit of not to exceed \$50,000,000 pursuant to said Resolution.

2. Pursuant to the canvass of the special election on file with the Clerk to the Board, the issues presented at the special election were approved by the qualified electors of the District by more than two-thirds of the votes cast at the special election.

3. Pursuant to the voter approval, the District is hereby declared to be fully formed with the authority to levy special taxes as heretofore provided in these proceedings and in the Law.

4. It is hereby found that all prior proceedings and actions taken by this Board with respect to the District were valid and in conformity with the Law.

5. The Clerk to the Board is hereby directed to execute and cause to be recorded in the office of the County Recorder of the County of Monterey a notice of special tax lien in the form required by the Law, said recording to occur no later than fifteen days following adoption by this Board of this Resolution.

6. This Resolution shall take effect from and after its adoption.

PASSED AND ADOPTED at a meeting of the Board of Directors of the Fort Ord Reuse Authority this 10th day of May, 2002, by the following vote:

AYES: 11 Board Members: Mayors Barlich, McCloud, Pendergrass, Albert, Koffman, and Smith; Supervisors Johnsen and Calcagno; Council Members Mancini, Barnes, and Gustafson

NOES: 0 Board Members: None

ABSTAIN: 0 Board Members: None

ABSENT: 2 Board Members: Supervisor Potter; Mayor Perrine had not yet arrived.

I, JAMES E. PERRINE, Chair of the Board of Directors of the Fort Ord Reuse Authority of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of the said Board of Directors duly made and entered in the minutes hereof in Item 5a(1), page 2 of the duly approved minutes dated May 10, 2002.

DATED: 6-12-02

By: 

JAMES E. PERRINE
Chair, Board of Directors
Fort Ord Reuse Authority

EXHIBIT A

CANVASS AND STATEMENT OF RESULT OF SPECIAL ELECTION

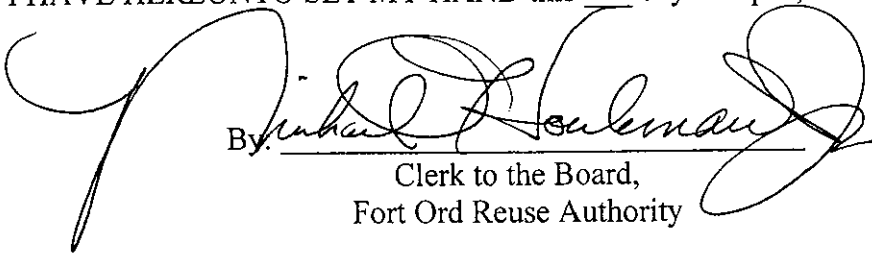
FORT ORD REUSE AUTHORITY
BASEWIDE COMMUNITY FACILITIES DISTRICT

I hereby certify that on April 19, 2002, I canvassed the returns of the special election held on April 19, 2002, in the Fort Ord Reuse Authority Basewide Community Facilities District and the total number of ballots cast in said District and the total number of votes cast for and against the measure are as follows and the totals as shown for and against the measure are full, true and correct:

	Qualified Landowner Votes	Votes Cast	YES	NO
Fort Ord Reuse Authority Basewide Community Facilities District Special Tax-Mailed Ballot Election April 19, 2002.	21,739	18,552	18,538	14

BALLOT MEASURE: Shall the Board of Directors of the Fort Ord Reuse Authority (the "Authority") be authorized to levy a special tax within the boundaries of the Fort Ord Reuse Authority Basewide Community Facilities District (the "District"), the proceeds of which will be used only to fund the costs of certain public facilities as specified in Resolution No. 02-1 of the Authority forming the District as well as the costs of administering the District and incidental costs, and shall the annual appropriations limit of the District for fiscal year 2001-2002 be established in the amount of \$50,000,000?

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND this 22 day of April, 2002.

By: 
Clerk to the Board,
Fort Ord Reuse Authority