

RESOLUTION NUMBER R- 294261

ADOPTED ON NOV 21 2000

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN DIEGO ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 4 (BLACK MOUNTAIN RANCH VILLAGES) CERTIFYING THE RESULTS OF THE NOVEMBER 21, 2000 SPECIAL TAX AND BOND ELECTIONS.

WHEREAS, the City Council called and duly held elections on November 21, 2000 within the boundaries of Community Facilities District No. 4 (Black Mountain Ranch Villages)

("Community Facilities District No. 4" or the "District") pursuant to Resolution Nos. R- 294259

and R- 294260 for the purpose of presenting to the qualified electors within the District the propositions which are attached hereto as Attachment A; and

WHEREAS, there has been presented to this Council a certificate of the City Clerk canvassing the results of the election, a copy of which is attached hereto as Attachment B;

NOW, THEREFORE,

BE IT RESOLVED by the Council of the City of San Diego acting in its capacity as the legislative body of Community Facilities District No. 4 (Black Mountain Ranch Villages), as follows:

1. That each of the above recitals is true and correct and is adopted by the legislative body of the District.

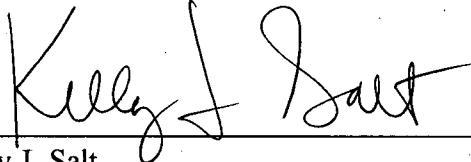
2. That Propositions A, B and C presented to the qualified electors of the District on November 21, 2000 were approved by more than two-thirds of the votes cast at the election and Propositions A, B and C each has carried. The Council, acting as the legislative body of the District, is hereby authorized to levy on the land within the District the special tax described in Proposition B for

the purposes described therein and to take the necessary steps to levy the special tax authorized by Proposition B and to issue bonds in an amount not to exceed \$25,000,000 specified in Proposition A.

3. That the City Clerk is hereby directed to record in the Office of the County Recorder within fifteen days of the date hereof a notice of special tax lien for the District which Bond Counsel to the District shall prepare in the form required by Streets and Highways Code Section 3114.5.

APPROVED: CASEY GWINN, City Attorney

By



Kelly J. Salt
Deputy City Attorney

KJS:pev
11/3/00
Or.Dept:FinSvcs
R-2001-794
Form=r&t.frm

ATTACHMENT A

SAMPLE

OFFICIAL BALLOT

**COMMUNITY FACILITIES DISTRICT NO. 4
(BLACK MOUNTAIN RANCH VILLAGES)**

SPECIAL TAX AND SPECIAL BOND ELECTION

November 21, 2000

This ballot represents _____ votes.

To vote, stamp a cross (+) in the voting square after the word "YES" or after the word "NO." All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void.

If you wrongly mark, tear or deface this ballot, return it to the City Clerk and obtain another.

PROPOSITION A: Shall Community Facilities District No. 4 (Black Mountain Ranch Villages) (the "District") incur an indebtedness and issue bonds for the maximum principal amount of \$25,000,000, with interest at a rate or rates not to exceed the maximum interest rate permitted by law, to finance the Facilities and the Incidental Expenses described in Resolution No. R-293975 of the City Council of the City of San Diego?

YES
NO

PROPOSITION B: Shall a special tax with a rate and method of apportionment as provided in Resolution No. R-293975 of the City Council of the City of San Diego for the District be levied to pay for the Facilities, Incidental Expenses and other purposes described in Resolution No. R-293975, including the payment of the principal of and interest on bonds issued to finance the Facilities and Incidental Expenses?

YES
NO

PROPOSITION C: For each year commencing with Fiscal Year 2000-01, shall the appropriations limit, as defined by subdivision (h) of Section 8 of Article XIII B of the California Constitution, for Community Facilities District No. 4 be an amount equal to \$5,000,000?

YES
NO

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ATTACHMENT B

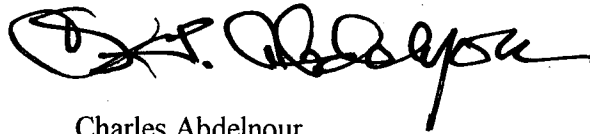
**CERTIFICATE OF CITY CLERK
AS TO THE RESULTS OF THE CANVASS OF THE ELECTION RETURNS**

I, Charles Abdelnour, City Clerk of the City of San Diego, do hereby certify that I have examined the returns of the Special Tax and Bond Election for Community Facilities District No. 4 (Black Mountain Ranch Villages) (the "District"). The election was held in the chambers of the City Council at 202 "C" Street, San Diego, California 92101, on November 21, 2000. I personally delivered a ballot to the authorized representative of each qualified elector. _____ () ballots were returned.

I further certify that the results of said election and the number of votes cast for and against Propositions A, B and C are as follows:

<u>PROPOSITION A</u>	<u>PROPOSITION B</u>	<u>PROPOSITION C</u>
YES: <u> 322 </u>	YES: <u> 322 </u>	YES: <u> 322 </u>
NO: <u> 0 </u>	NO: <u> 0 </u>	NO: <u> 0 </u>
TOTAL: <u> 322 </u>	TOTAL: <u> 322 </u>	TOTAL: <u> 322 </u>

Dated this 21st day of November, 2000.



Charles Abdelnour
City Clerk of the City of San Diego