

NORTH COUNTY FIRE PROTECTION DISTRICT

RESOLUTION 2019-20



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, DECLARING THE RESULTS OF THE SPECIAL ELECTION FOR NORTH COUNTY FIRE PROTECTION DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2019-02 (FIRE STATION CONSTRUCTION AND CAPITAL REPLACEMENT), ON THE PROPOSITIONS WITH RESPECT TO (I) THE ANNUAL LEVY OF SPECIAL TAXES TO PAY THE COSTS OF CERTAIN PUBLIC FACILITIES TO BE PROVIDED BY THE COMMUNITY FACILITIES DISTRICT AND (II) THE ESTABLISHMENT OF AN APPROPRIATIONS LIMIT

WHEREAS, on July 25, 2019, the Board of Directors (the “Board”) of the North County Fire Protection District (the “District”) adopted Resolution No. 2019-14 calling a special election on the propositions with respect to the annual levy of special taxes on taxable property within North County Fire Protection District Community Facilities District No. 2019-02 (Fire Station Construction and Capital Replacement) (the “Community Facilities District”) to pay the costs of certain facilities to be provided by the Community Facilities District and the establishment of an appropriations limit for the Community Facilities District; and

WHEREAS, the Board has received a statement from the Secretary of the District, who pursuant to Resolution No. 2019-14, the resolution calling the election, was authorized to conduct the special election and act as the election official therefor, with respect to the canvass of the ballots returned in and the results of the special election, certifying that less than two-thirds of the votes cast upon the propositions submitted to the voters in the special election were cast in favor of approving all such propositions;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT AS FOLLOWS:

Section 1. Findings. The Board finds that: (i) there were at least 12 persons registered to vote within the boundaries of the Community Facilities District at the time of the close of the protest hearing on July 25, 2019, and pursuant to Section 53326 of the California Government Code (“Section 53326”) the votes in the special election were, therefore, to be by the registered voters within the Community Facilities District; (ii) pursuant to Section 53326 and Resolution No. 2019-14, the resolution calling the election, the Secretary or her designee distributed the ballot for the special election to the registered voters via first class mail, in accordance with applicable law, with return postage prepaid; (iii) the special election has been properly conducted in accordance with all statutory requirements and the provisions of Resolution No. 2019-14; (iv) less than two-thirds of the votes cast in the special election on each such proposition were cast in favor thereof, and pursuant to Sections 53328 of the California Government Code, all such propositions failed.

Section 2. Declaration of Results. 3,483 out of 6,055 votes voted in the special election on the propositions with respect to the annual levy of special taxes on taxable property within the Community Facilities District to pay the costs of facilities to be provided to the Community Facilities District, and the establishment of an appropriations limit in the amount of \$20,000,000 for the Community Facilities District were voted in favor thereof, and all such propositions failed.

Section 3. Effect of Elections. The Board shall take no further action with respect to authorizing the special taxes within the Community Facilities District for one year from the date of the election.

APPROVED, SIGNED AND ADOPTED at the Special Meeting of the Board of Directors of the North County Fire Protection District held on **12th day of December 2019**, by the following vote:

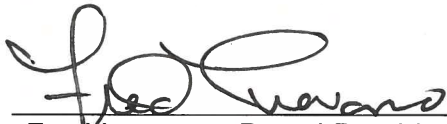
AYES: Directors Harris, Hoffman, Luevano, Munson and Van Doorn

NOES: None

ABSENT: None

ABSTAIN: None

RECUSED: None



Fred Luevano, Board President

I HEREBY CERTIFY that foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of the North County Fire Protection District at the meeting thereof held on the **12th day of December 2019**, and that the same now appears on record in my office.

IN WITNESS THEREOF, I hereunto set my hand and affixed by official seal this **12th day of December 2019**.



Loren A. Stephen-Porter, Board Secretary

