

CITY OF ALAMEDA RESOLUTION NO. _____

ANNEXING TERRITORY TO COMMUNITY FACILITIES DISTRICT
NO. 17-1 (ALAMEDA POINT PUBLIC SERVICES DISTRICT),
AUTHORIZING THE LEVY OF A SPECIAL TAX AND SUBMITTING
LEVY OF TAX TO QUALIFIED ELECTORS

WHEREAS, the City Council of the City of Alameda (the "City Council") on September 2, 2025 adopted Resolution No. 16312, entitled "Declaring Intention to Annex Territory to Community Facilities District No. 17-1 (Alameda Point Public Services District) and to Authorize the Levy of Special Taxes Therein" (the "Resolution of Intention"), stating its intention to annex territory to the City of Alameda Community Facilities District No. 17-1 (Alameda Point Public Services District) (the "CFD"), pursuant to the City of Alameda Special Tax Financing Improvement Code, Section 3-70.1 et seq. of the Alameda Municipal Code (the "Law"); and

WHEREAS, a copy of the Resolution of Intention, incorporating a description and map of the proposed boundaries of the territory to be annexed to the CFD and stating the services to be provided and the rate and method of apportionment of the special tax to be levied within the territory to be annexed to the CFD, is on file with the City Clerk and the provisions thereof are fully incorporated herein by this reference as if fully set forth herein; and

WHEREAS, said annexation boundary map, labeled "Annexation Map No. 2 of City of Alameda Community Facilities District No. 17-1 (Alameda Point Public Services District) Tax Zone No. 3" has been recorded on September 26, 2025 with the County Recorder of the County of Alameda at Page 62 in Book 19 of Maps of Assessment and Community Facilities Districts, Document No. 2025120323, which map shows the territory to be annexed to the CFD; and

WHEREAS, on the date hereof, the City Council held a noticed public hearing as required by the Law and the Resolution of Intention relative to the proposed annexation of territory to the CFD; and

WHEREAS, at said hearing all interested persons desiring to be heard on all matters pertaining to the annexation of territory to the CFD and the levy of said special taxes within the area proposed to be annexed were heard and a full and fair hearing was held; and

WHEREAS, prior to the time fixed for said hearing, written protests had not been filed against the proposed annexation of territory to the CFD by (i) 50% or more of the registered voters, or six registered voters, whichever is more, residing in the existing CFD, or (ii) 50% or more of the registered voters, or six registered voters, whichever is more, residing in the territory proposed to be annexed to the CFD, or (iii) 50% or more of the registered voters or owners of one-half or more of the area of land in the territory proposed to be annexed to the CFD.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. All prior proceedings taken by the City Council with respect to the CFD and the proposed annexation of territory thereto have been duly considered and are hereby determined to be valid and in conformity with the Law, and the CFD has been validly established pursuant to the Law.

2. The description and map of the boundaries of the territory to be annexed to CFD, as described in the aforementioned Annexation Map No. 2 on file with the Clerk are hereby finally approved, are incorporated herein by reference, and shall be included within the boundaries of the CFD, and said territory is hereby ordered annexed to the CFD, subject to voter approval of the levy of the special taxes therein as hereinafter provided.

3. The provisions of the Resolution of Intention as heretofore adopted by the City Council are by this reference incorporated herein, as if fully set forth herein.

4. Pursuant to the provisions of the Law, the proposition of the levy of the special tax within the territory to be annexed to the CFD shall be submitted to the voters of the area to be annexed to the CFD at an election called therefor as hereinafter provided.

5. This Council hereby finds that fewer than 12 persons have been registered to vote within the territory proposed to be annexed to the CFD for each of the 90 days preceding the close of the hearing heretofore conducted and concluded by the City Council for the purposes of these annexation proceedings. Accordingly, and pursuant to Section 3-70.63 and Section 3-70.37 of the Law, the City Council finds that for purposes of these proceedings the qualified electors are the landowners within the territory proposed to be annexed to the CFD and that the vote shall be by said landowners, each having one vote for each acre or portion thereof such landowner owns in the territory proposed to be annexed to the CFD. It has been further determined that the City is the sole landowner voter within the annexation territory. The Mayor is hereby authorized and directed to execute and deliver the official ballot and all other election-related materials on behalf of the City.

6. Pursuant to Section 3-70.37(d) of the Law, the election shall be conducted by messenger or mail-delivered ballot under Section 4000 of the California Elections Code. This Council hereby determines that paragraphs (a), (b), and (c)(1) of said Section 4000 and Section 4108 of the California Elections Code are applicable to this election, except that Section 3-70.37(a) of the Law shall govern for purposes of determining the date of the election.

7. This Council hereby calls a special election to consider the measures described herein, which election shall be held on October 7, 2025, and the results thereof canvassed at the meeting of this City Council on October 7, 2025. The City Clerk is hereby designated as the official to conduct the election and to receive all ballots until 7:00 p.m. on the election date. It is hereby acknowledged that the City Clerk has on file the Resolution of Formation, a certified map of the boundaries of the

territory to annex to the CFD, and a sufficient description to allow the City Clerk to determine the electors of the annexation territory.

8. The City Clerk is hereby appointed as the election official to conduct the election and cause to be provided to each landowner(s) in the territory to be annexed to the CFD, a ballot in the form of Exhibit A hereto, which form is hereby approved. Each ballot shall indicate the number of votes to be voted by the respective landowner to which the ballot pertains. Each ballot shall be accompanied by all supplies and written instructions necessary for the use and return of the ballot.

9. This Council hereby further finds that the provisions of Section 3-70.37(a) of the Law requiring a minimum of 5 days following the adoption of the Resolution of Intention to elapse before the special election are for the protection of the qualified electors of the territory annexing into the CFD. There is on file with the City Clerk a written waiver executed by all of the qualified electors of the annexation territory allowing for a shortening of the time for the special election to expedite the process of annexation and waiving any requirement for notice, analysis and arguments in connection with the election. Accordingly, the City Council finds and determines that the qualified electors have been fully apprised of and have agreed to the shortened time for the election and waiver of analysis and arguments, and have thereby been fully protected in these proceedings. This Council also finds and determines that the City Clerk has concurred in the shortened time for the election. Analysis and arguments with respect to the ballot measures are hereby waived, as provided in Section 3-70.38 of the Law.

10. Under Section 50075.1 of the Government Code, the following accountability provisions shall apply to the special taxes: (a) the provision and/or acquisition of the services and the incidental costs thereof, all as defined in the Resolution of Intention, shall constitute the specific single purpose; (b) the proceeds shall be applied only to the specific purposes identified in (a) above; (c) there shall be created special account(s) or funds(s) into which the proceeds shall be deposited; and (d) there shall be caused to be prepared an annual audit and report of the CFD.

11. This Resolution shall take effect upon its adoption.

EXHIBIT A

City of Alameda
Community Facilities District No. 17-1
(Alameda Point Public Services District)

Annexation No. 2

OFFICIAL BALLOT
SPECIAL TAX ELECTION

This ballot is for the special landowner election to annex property into City of Alameda Community Facilities District No. 17-1 (Alameda Point Public Services District). You must return this ballot to the office of the City Clerk of the City of Alameda no later than the hour of 7:00 p.m. on October 7, 2025, either by mail or in person. The Clerk's office is located at 2263 Santa Clara Avenue, Alameda CA 94501.

To vote, mark a cross (X) on the voting line 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.

AN "X" OR OTHER MARK WILL CAST ALL VOTES ASSIGNED TO THIS BALLOT, OR THE VOTER MAY WRITE NUMBERS IN THE SPACES PROVIDED.

The amount of money at build out that could be raised annually by the special tax levied in the territory to be annexed is \$609,684 for Fiscal Year 2025-26 (and subject to escalation annually), the duration of the special tax is perpetual, and the rate of the special tax shall be determined in accordance with the rate, method of apportionment, and manner of collection of special tax for the CFD.

BALLOT MEASURE: Shall the City of Alameda (the "City"), by and for its Community Facilities District No. 17-1 (Alameda Point Public Services District) (the "CFD"), be authorized to levy special taxes within the territory annexed to the CFD pursuant to and as described in the City Resolution entitled, "Annexing Territory to Community Facilities District No. 17-1 (Alameda Point Public Services District), Authorizing the Levy of a Special Tax and Submitting Levy of Tax to Qualified Electors," adopted by the City Council of the City on October 7, 2025?	YES: _____ NO: _____
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By execution in the space provided below, you also indicate your waiver of (i) the time limit pertaining to the conduct of the election, (ii) any requirement for analysis and arguments with respect to the ballot measure, and (iii) any irregularity in the proceedings that may be claimed as a result of the this vote or the application of such waivers.

Number of Acres: _____

Property Owner:

Number of Votes: _____

By: _____

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I, the undersigned, hereby certify that the foregoing Resolution was duly and regularly adopted and passed by the Council of the City of Alameda in a regular meeting assembled on the 7th day of October 2025, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set by hand and affixed the official seal of said City this 8th day of October 2025.

Lara Weisiger, City Clerk
City of Alameda

Approved as to Form:

Yibin Shen, City Attorney
City of Alameda