

CITY OF ALAMEDA RESOLUTION NO. _____

DETERMINING THAT SPECIAL TAXES SHALL CEASE TO BE LEVIED ON PROPERTY IN THE CITY OF ALAMEDA COMMUNITY FACILITIES DISTRICT NO. 4 (DEMOLITION AND BACK BONE INFRASTRUCTURE – FISC AND EAST HOUSING SITES) AND DIRECTING RECORDATION OF NOTICE OF CESSATION OF SPECIAL TAX

WHEREAS, under and pursuant to Resolution No. 13378 adopted by the City Council on August 21, 2001, the City Council formed the City of Alameda Community Facilities District No. 4 (Demolition and Back Bone Infrastructure – FISC and East Housing Sites) (the “District”) pursuant to the provisions of the City of Alameda Special Tax Financing Improvement Code, constituting Section 3-70 of Article IV of Chapter III of the Alameda Municipal Code (the “Law”); and

WHEREAS, pursuant to Ordinance No. 2861, adopted by the City Council on September 4, 2001, the City Council authorized the levy of special taxes (the “Special Taxes”) on real property in the District to pay the debt service on bonds issued for the District and administrative expenses of the District; and

WHEREAS, on March 14, 2002, the City issued for the District \$10,000,000 principal amount of Special Tax Bonds, Series 2002-A (the “2002 CFD Bonds”), the proceeds of which were used to finance public improvements authorized to be funded by the District; and

WHEREAS, also on March 14, 2002, the Alameda Public Financing Authority issued two series of its revenue bonds (the “2002 Authority Bonds”) proceeds of which were used to, among other purposes, acquire the 2002 CFD Bonds; and

WHEREAS, on November 3, 2003, the Community Improvement Commission of the City of Alameda issued two series of its tax allocation bonds proceeds of which were used, among other purposes, to refund in whole the 2002 Authority Bonds and thereby refund in whole the 2002 CFD Bonds; and

WHEREAS, the 2002 CFD Bonds were paid in full and retired on November 3, 2003; and

WHEREAS, the City Council now desires to make a determination that the Special Taxes shall cease to be levied on real property in the District, and to direct the recordation of a Notice of Cessation of Special Tax in the Alameda County Recorder’s Office.

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

1. The above recitals are all true and correct.

2. The City Council, as the legislative body for the District under the Law, hereby determines that the Special Taxes shall cease to be levied in the District, as provided in Section 3.70.42 of the Law.

3. The City Clerk is hereby authorized and directed to record a Notice of Cessation of Special Tax, in the form attached hereto as Exhibit A, in the Office of the County Recorder of the County of Alameda as soon as practicable following the adoption of this Resolution.

4. This Resolution shall take effect upon its adoption.

* * * * *

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 2nd day of July 2019, by the following vote to wit:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

IN WITNESS, WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 3rd day of July 2019.

Lara Weisiger, City Clerk
City of Alameda

APPROVED AS TO FORM:

Yibin Shen, City Attorney
City of Alameda

EXHIBIT A

**Recording requested by and
when recorded return to:**

City Clerk
City of Alameda
2263 Santa Clara Avenue
Alameda, California 94501

NOTICE OF CESSATION OF SPECIAL TAX

City of Alameda
Community Facilities District No. 4
(Demolition and Backbone Infrastructure –
FISC and East Housing Sites)

The City of Alameda (the “City”), County of Alameda, State of California, with respect to the City of Alameda Community Facilities District No. 4 (Demolition and Backbone Infrastructure – FISC and East Housing Sites) (the “CFD”), hereby gives notice that:

1. The City Council of the City has established the CFD under the provisions of the City of Alameda Special Tax Financing Improvement Code, constituting Section 3-70 of Article IV of Chapter III of the Alameda Municipal Code.

2. On March 14, 2002, the City issued, for the CFD, \$10,000,000 City of Alameda Community Facilities District No. 4 (Demolition and Backbone Infrastructure – FISC and East Housing Sites) Special Tax Bonds, Series 2002-A (the “Bonds”).

3. On November 3, 2003, the Bonds were paid in full.

4. By reason of the payment in full of the Bonds, the obligation to pay the special taxes has ceased and the lien imposed by the Notice of Special Tax Lien recorded on August 31, 2001 as instrument no. 2001329679 in the records of the County Recorder of Alameda County, State of California, is extinguished.

5. The map of the boundaries of the CFD was recorded in Book 14 of Maps of Assessment and Community Facilities Districts at Page 88 in the office of the County Recorder for the County of Alameda, State of California.

Dated this _____ day of _____, 2019.

By: _____
Lara Weisiger
City Clerk, City of Alameda