

RESOLUTION NO. 19104

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING APPOINTMENTS IN PROPOSED COMMUNITY FACILITIES DISTRICT NO. 97-1 (OPEN SPACE MAINTENANCE DISTRICT [OTAY RANCH - SPA ONE, VILLAGES 1 & 5])

WHEREAS, the City Council of the City of Chula Vista (the "City Council"), desires to initiate proceedings to create a Community Facilities District pursuant to the terms provisions of the "Mello-Roos Community Facilities Act of 1982", being Chapter 2.5, Part 1, Division 2, Title 5 of the Government Code of the State of California (the "Act") and the City of Chula Vista Community Facilities District Ordinance enacted pursuant to the powers reserved by the City of Chula Vista under Sections 3, 5 and 7 of Article XI of the Constitution of the State of California (the "Ordinance") (the Act and the Ordinance may be referred to collectively as the "Community Facilities District Law"). This Community Facilities District shall hereinafter be designated as Community Facilities District No. 97-1 (Open Space Maintenance District [Otay Ranch - SPA One, Villages 1 & 5]) (hereinafter referred to as the "District"); and

WHEREAS, at this time, the legislative body is desires to appoint and designate itself as the legislative body of the District, in order to allow the proceedings to go forward to completion in accordance with the provisions of law.

NOW, THEREFORE IT IS HEREBY RESOLVED:

SECTION 1. The above recitals are all true and correct.

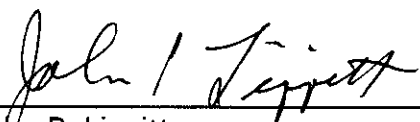
SECTION 2. Throughout the course of these formation proceedings and following the formation thereof, the City Council of the City will be acting as the legislative body of proposed Community Facilities District No. 97-1 (Open Space Maintenance District [Otay Ranch - SPA One, Villages 1 & 5]), which shall upon the formation thereof be a legally constituted governmental entity as defined by Section 53317 of the Government Code of the State of California.

SECTION 3. All applicable regulatory rules of the City, including date, time and place of meetings, as well as notice requirements shall be applicable for all proceedings conducted by this legislative body as the governing body of the Community Facilities District.

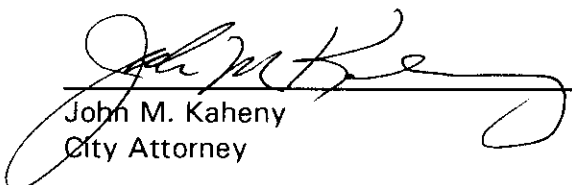
SECTION 4. The Star News, or another newspaper of general circulation, is hereby designated as the newspaper for all publications as required by law and as necessary for completion of this District.

Presented by

Approved as to form by



John P. Lippitt
Public Works Director



John M. Kaheny
City Attorney

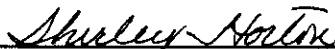
PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 28th day of July, 1998, by the following vote:

AYES: Councilmembers: Padilla, Salas and Horton

NAYS: Councilmembers: None

ABSENT: Councilmembers: Rindone

ABSTAIN: Councilmembers: Moot



Shirley Horton, Mayor

ATTEST:



Beverly A. Authelet, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Beverly A. Authelet, City Clerk of Chula Vista, California, do hereby certify that the foregoing Resolution No. 19104 was duly passed, approved, and adopted by the City Council at a regular meeting of the Chula Vista City Council held on the 28th day of July, 1998.

Executed this 28th day of July, 1998.



Beverly A. Authelet, City Clerk