

RESOLUTION NO. 2014 - 30

RESOLUTION OF THE BOARD OF DIRECTORS OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT, ACTING AS THE LEGISLATIVE BODY OF RANCHO MURIETA CSD COMMUNITY FACILITIES DISTRICT NO. 2014-1 (RANCHO NORTH/MURIETA GARDENS), MODIFYING RESOLUTION NO. 2014-24 (WHICH AUTHORIZED ISSUANCE OF CFD NO. 2014-1 SPECIAL TAX BONDS) CONCERNING THE BOND DENOMINATION AMOUNT AND BOND TRANSFER RESTRICTIONS

WHEREAS, the Board of Directors (the "Board") of the Rancho Murieta Community Services District (the "District") has conducted proceedings under and pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), to form Rancho Murieta CSD Community Facilities District No. 2014-1 (Rancho North/Murieta Gardens) ("CFD 2014-1"), to authorize the levy of special taxes upon the real property within CFD 2014-1, and to issue bonds secured by said special taxes, the proceeds of which are to be used to finance the purchase, construction, expansion or rehabilitation of certain public infrastructure facilities and other governmental facilities with an estimated useful life of five years or longer, which CFD 2014-1 is authorized by law to construct, own or operate and that are necessary to meet increased demands placed upon the District as a result of development or rehabilitation occurring within the proposed CFD 2014-1, including but not limited to the improvements to the District's Water Treatment Plant #1, and related costs including design, construction, inspections, professional fees, connection fees and acquisition costs (the "Facilities"); and

WHEREAS, the Board, acting as the legislative body of the CFD, previously adopted Resolution No. 2014-24, which (i) authorized the issuance of bonds under the Act to provide funding for the Facilities and related costs, which are designated "Rancho Murieta CSD Community Facilities District No. 2014-1 (Rancho North/Murieta Gardens) Special Tax Bonds, 2014 Series" (the "Bonds"), (ii) authorized the issuance of the Bonds pursuant to a limited offering or a private placement, and depending on the method of sale as approved by the President, the Vice President or the General Manager (each, a "Responsible Officer"), and (iii) approved a Preliminary Limited Offering Memorandum relating to the Bonds, substantially in the form annexed to such resolution, with such revisions, amendments and completions as shall be approved by any Responsible Officer with the advice of Bond Counsel or General Counsel; and

WHEREAS, the Preliminary Limited Offering Memorandum contemplated authorized denominations of the Bonds of \$100,000 or any integral multiple of \$5,000 in excess thereof and certain transfer restrictions on the Bonds; and

WHEREAS, staff has informed the Board that the authorization to publicly offer the Bonds, the reduction of the authorized denominations of the Bonds from \$100,000 to \$5,000 and the elimination of the transfer restrictions on the Bonds will increase the marketability of the Bonds, and furthermore, staff has informed the Board of the fact that the Bonds may be more widely held by non-accredited investors and potential risks associated therewith; and

WHEREAS, the Board desires to authorize the public offering of the Bonds (at the same time preserve the ability to issue the Bonds by way of a limited offering or a private placement as previously authorized), the reduction of the authorized denominations of the Boards and elimination of the transfer restrictions on the Bonds.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE RANCHO MURIETA COMMUNITY SERVICES DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The Board hereby authorizes the issuance of the Bonds pursuant to a public offering, the reduction of the authorized denomination of the Bonds from \$100,000 to \$5,000 and the elimination of the transfer restrictions on the Bonds.

Section 2. The Board hereby acknowledges that certain of the credit quality requirements set forth in the District's Comprehensive Mello-Roos Goals and Policies will not be met (i.e. absorption studies and land use entitlements) due to the stage of development with CFD 2014-1. However, as authorized under the District's Mello-Roos Goals and Policies, the Board hereby waives such credit quality requirements due to the strength of the existing and proposed development with CFD 2014-1.

Section 3. Each Responsible Officer is hereby authorized and directed, for and in the name and on behalf of CFD 2014-1, to do any and all things and take any and all other actions, which they, or any of them, deem necessary or advisable in order to consummate the lawful issuance and sale of the Bonds and the consummation of the transactions as described herein.

Section 4. This Resolution shall take effect upon its adoption.

PASSED, APPROVED AND ADOPTED this 19th day of November, 2014, by the following Roll Call Vote:

Ayes: Pasek, Belton, Ferraro, Martel

Noes: None

Abstain: None

Absent: Gumbinger



**Gerald Pasek, President of the Board
Rancho Murieta Community Services
District**

ATTEST:



**Suzanne Lindenfeld
District Secretary**