

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF FRESNO
STATE OF CALIFORNIA**

RESOLUTION NO. 16-490

**RESOLUTION TO REFUND EXCESS REVENUES FROM FORMER COMMUNITY FACILITIES DISTRICTS
UNDER GOVERNMENT CODE SECTION 7911**

WHEREAS, on November 15, 2016, the Board adopted resolutions to eliminate services provided in Community Facilities District No. 2005-01 (Police Protection Services) of the County of Fresno (CFD 2005-01), Community Facilities District No. 2005-02 (Police Protection Services) of the County of Fresno (CFD 2005-02), and Community Facilities District No. 2005-03 (Police Protection Services) of the County of Fresno (CFD 2005-03);

WHEREAS, on December 13, 2016, the Board passed ordinances dissolving CFD 2005-01, CFD 2005-02, and CFD 2005-03 (collectively, the dissolved districts);

WHEREAS, to the extent the funds of the dissolved districts still have balances after payment for services provided before November 15, 2016, those moneys are proceeds of special taxes levied and collected to provide services that are no longer authorized to be provided;

WHEREAS, the properties formerly subject to special taxes in each of the dissolved districts are as shown in Exhibit A to this resolution, which are the lists of properties that were certified to the Board by the Sheriff's Office on June 8, 2016 for special tax levy proposed to the Board on July 12, 2016, agenda item number 31; and

WHEREAS, the Board desires to declare any such balances in the funds of the dissolved districts are excess revenues to be refunded under Government Code section 7911 as provided in this resolution to owners of the properties shown in Exhibit A, as shown on the last equalized assessment roll;

NOW THEREFORE, THE BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO DOES HEREBY FIND, DETERMINE AND RESOLVE AS FOLLOWS:

Section 1. All of the foregoing recitals are true and correct.

Section 2. If the fund of CFD 2005-01 has a balance after payment for services provided before November 15, 2016, less amounts paid for Fiscal Year 2016-2017 special taxes that are refundable under separate authority, the Auditor-Controller/Treasurer-Tax Collector (Auditor) is directed, no sooner than 30 days after the passage of this resolution, to refund that balance in equal shares to the owners, as shown on the last equalized assessment roll, of the properties formerly subject to special taxes in CFD 2005-01 as shown in Exhibit A to this resolution.

Section 3. If the fund of CFD 2005-02 has a balance after payment for services provided before November 15, 2016, the Auditor is directed no sooner than 30 days after the passage of this resolution, to refund that balance in equal shares to the owners, as shown on the last equalized assessment roll, of the properties formerly subject to special taxes in CFD 2005-02 as shown in Exhibit A to this resolution.

Section 4. If the fund of CFD 2005-03 has a balance after payment for services provided before November 15, 2016, the Auditor is directed no sooner than 30 days after the passage of this resolution, to refund that balance in equal shares to the owners, as shown on the last equalized assessment roll, of the properties formerly subject to special taxes in CFD 2005-03 as shown in Exhibit A to this resolution.

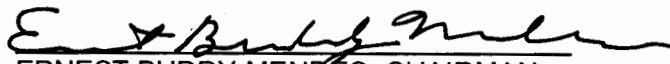
Section 5. This resolution is effective immediately upon passage.

THE FOREGOING WAS PASSED and ADOPTED by the BOARD OF SUPERVISORS OF THE COUNTY OF FRESNO this 13th day of December 2016, by the following vote, to-wit:

AYES: Supervisors Pacheco, Perea, Poochigian

NOES: Supervisors Borgeas, Mendes

ABSENT: None


ERNEST BUDDY MENDES, CHAIRMAN
Board of Supervisors

ATTEST:
Bernice Seidel, Clerk
Board of Supervisors

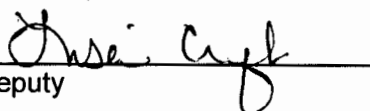
By: 
Deputy

Exhibit A

Assessor's Parcel Numbers of Properties Formerly Subject to Special Tax in CFD 2005-01

1. 300-230-15
2. 300-230-16
3. 300-590-05
4. 300-600-06
5. 300-600-07

Assessor's Parcel Numbers of Properties Formerly Subject to Special Tax in CFD 2005-02

1. 130-920-30
2. 136-131-11
3. 136-131-19
4. 136-152-01
5. 136-152-03
6. 136-152-07
7. 136-152-08
8. 136-153-02
9. 136-153-05
10. 136-153-06
11. 136-155-07
12. 136-155-08
13. 136-155-09
14. 136-155-10
15. 136-155-25
16. 136-155-26

Assessor's Parcel Numbers of Properties Formerly Subject to Special Tax in CFD 2005-03

1. 135-200-05
2. 135-200-08
3. 135-200-10
4. 135-200-24
5. 135-200-29
6. 135-200-36
7. 135-200-42