

## **CFD RESOLUTION NO. 5-2021**

A RESOLUTION OF THE DISTRICT BOARD OF THE ALAMAR COMMUNITY FACILITIES DISTRICT, ORDERING THAT AN AD VALOREM TAX BE FIXED, LEVIED AND ASSESSED ON THE ASSESSED VALUE OF ALL THE REAL AND PERSONAL PROPERTY WITHIN THE BOUNDARIES OF THE DISTRICT IN AMOUNTS SPECIFIED IN THE FILED STATEMENTS AND ESTIMATES; PROVIDING FOR CERTIFIED COPIES OF THIS RESOLUTION AND ORDER TO BE DELIVERED TO THE MARICOPA COUNTY BOARD OF SUPERVISORS AND THE ARIZONA DEPARTMENT OF REVENUE; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

**WHEREAS**, on May 21, 2018, the Mayor and Council of the City of Avondale, Arizona (the "City"), adopted Resolution 3453-518 forming Alamar (formerly Lakin) Community Facilities District ("ACFD"), a community facilities district in accordance with ARIZ. REV. STAT. § 48-701 et seq.; and

**WHEREAS**, ACFD is a special purpose district for purposes of Article IX, Section 19, of the Arizona Constitution, a tax-levying public improvement district for the purposes of Article XIII, Section 7, of the Arizona Constitution, and a municipal corporation for all purposes of ARIZ. REV. STAT. Title 35, Chapter 3, Articles 3, 3.1, 3.2, 4 and 5, as amended, and [expect as otherwise provided in ARIZ. REV. STAT. § 48-708(B), as amended] is considered to be a municipal corporation and political subdivision of the State of Arizona, separate and apart from the City; and

**WHEREAS**, a primary purpose for creating ACFD was to finance certain public infrastructure needed for the development known as "Alamar Park" through assessment of ad valorem taxes on all real and personal property within ACFD; and

**WHEREAS**, in accordance with ARIZ. REV. STAT. §§ 48-716 and 48-723, as amended, a special election was held and the qualified electors of ACFD voted to issue general obligation bonds to cover costs of public infrastructure purposes, and to levy and collect an annual ad valorem tax at a rate not to exceed thirty cents (\$0.30) per one hundred dollars (\$100) of assessed valuation for operation and maintenance expenses of ACFD; and

**WHEREAS**, on June 7, 2021, the District Board held a public hearing on the final budget and proposed tax levy as required by law; and

**WHEREAS**, in accordance with ARIZ. REV. STAT. § 48-716, at the conclusion of the public hearing held on June 7, 2021, the District Board adopted the final budget by Resolution No. 2-2021.

**NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT BOARD OF THE ALAMAR COMMUNITY FACILITIES DISTRICT** as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. It is hereby ordered that, in FY2021, an ad valorem tax be fixed, levied and assessed, based on the assessed value of all the real and personal property within the boundaries of ACFD, and in the amounts set forth in the statements and estimates attached hereto and expressly made a part hereof as Exhibit A.

SECTION 3. Certified copies of this Resolution and Order be delivered by U.S. Mail to the Maricopa County Board of Supervisors and to the Arizona Department of Revenue on or after July 1, 2021 (inasmuch as the tax levy must be filed by the Maricopa County Board of Supervisors on or before the third Monday in August).

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Resolution or any part of the statements and schedules incorporated herein by reference are for any reason to be held invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 5. The District Board Chairman, the District Manager, the District Clerk and the District Attorney are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

[SIGNATURES ON FOLLOWING PAGE]

**PASSED AND ADOPTED** by the District Board of the Alamar Community Facilities District on June 21, 2021.



[Kenn weise \(Jun 22, 2021 13:01 PDT\)](#)

Kenneth N. Weise, Chairman District Board  
Alamar Community Facilities District

ATTEST:



Marcella Carrillo, District Clerk  
Alamar Community Facilities District

APPROVED AS TO FORM:



[Nicholle Harris \(Jun 22, 2021 13:18 PDT\)](#)

Nicholle Harris, District Attorney  
Alamar Community Facilities District

EXHIBIT A  
TO  
CFD RESOLUTION NO. 5-2021

[Statements and Schedules]

See following pages.

**Alamar Community Facilities District #38191**  
**Tax Levy and Tax Rate Information**  
**Fiscal Year 2022**

|   | <b>2021</b>                       | <b>2022</b>                       |
|---|-----------------------------------|-----------------------------------|
| 1. Maximum allowable primary property tax levy.<br>A.R.S. §42-17051(A)  | \$ <u>                    </u>    | \$ <u>                    0</u>   |
| 2. Amount received from primary property taxation in the <b>current year</b> in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)   | \$ <u>                    0</u>   |                                   |
| 3. Property tax levy amounts  |                                   |                                   |
| A. Primary property taxes   | \$ <u>                  5,436</u> | \$ <u>                  1,321</u> |
| B. Secondary property taxes   | <u>                    0</u>      | <u>                  16,957</u>   |
| C. Total property tax levy amounts  | <u>                  5,436</u>    | <u>                  18,279</u>   |
| 4. Property taxes collected*  |                                   |                                   |
| A. Primary property taxes   |                                   |                                   |
| (1) <b>Current</b> year's levy  | \$ <u>                    </u>    |                                   |
| (2) Prior years' levies   |                                   |                                   |
| (3) Total primary property taxes  | <u>                    0</u>      |                                   |
| B. Secondary property taxes   |                                   |                                   |
| (1) <b>Current</b> year's levy  | \$ <u>                    </u>    |                                   |
| (2) Prior years' levies   |                                   |                                   |
| (3) Total secondary property taxes  | <u>                    0</u>      |                                   |
| C. Total property taxes collected   | <u>                    0</u>      |                                   |
| 5. Property tax rates   |                                   |                                   |
| A. City/Town tax rate   |                                   |                                   |
| (1) Primary property tax rate   | <u>                  0.3000</u>   | <u>                  0.3000</u>   |
| (2) Secondary property tax rate   | <u>                  0.0000</u>   | <u>                  3.8500</u>   |
| (3) Total city/town tax rate  | <u>                  0.3000</u>   | <u>                  4.1500</u>   |
| B. Special assessment district tax rates  |                                   |                                   |
| Secondary property tax rates - As of the date the proposed budget was prepared, the City was operating <u>          one (1)          </u> special assessment district for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city. |                                   |                                   |

\* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.