

ORDINANCE NO. 2021-32

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ACTING AS LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2019-001 (PARADISE KNOLLS) OF THE CITY OF JURUPA VALLEY, AMENDING ORDINANCE NO. 2020-06 TO ALTER THE RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX

THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Findings.

A. The City Council (the “City Council”) of the City of Jurupa Valley, California (the “City”), conducted proceedings in accordance with the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the California Government Code (the “Act”), for the establishment of the Jurupa Valley Community Facilities District No. 2019-001 (Paradise Knolls) (the “District”).

B. On May 7, 2020, the City Council established the District pursuant to its Resolution No. 2020-24 (the “Resolution of Formation”).

C. The Resolution of Formation specified a rate and method of apportionment of special taxes for the special taxes to be levied on property within the District (the “Original RMA”).

D. On the same date and in accordance with the Act, the City duly held an election within the District whereby the levy of special taxes by the District on property within the District in accordance with the Original RMA was duly approved by at least two-thirds of the votes cast by the qualified electors of the District.

E. On May 21, 2020, the City Council adopted Ordinance No. 2020-06 authorizing the levy of the special taxes approved at the special election.

F. Section 53331 of the Act provides that, if the City Council, acting as legislative body of the District, determines that public convenience and necessity require a change in the types of authorized services which should be financed by the District or that the rate or method of apportionment of a special tax should be changed, the City Council may adopt a resolution of consideration in the form specified by the Act; and

G. On October 21, 2021, the City Council adopted its Resolution No 2021-86 (the “Resolution of Consideration”) to consider alterations to the Original RMA, as shown on Exhibit A attached thereto (the “Amended and Restated RMA”).

H. Following a Public Hearing on this matter, the City Council adopted a resolution calling a special election to submit a measure to the qualified electors of the District to modify the Original RMA (the “Resolution Calling Election”); and

I. Pursuant to the terms of the Resolution Calling Election, the Special Election was held on December 2, 2021, and the City Clerk canvassed the election results and certified that more than two-thirds of the votes cast in the District were in favor of the measure to change and replace the Original RMA with the Amended and Restated RMA.

J. On December 2, 2021, the City Council adopted a resolution entitled, "A Resolution of the City Council of the City of Jurupa Valley, California, Acting as Legislative Body of the Jurupa Valley Community Facilities District No. 2019-001 (Paradise Knolls), Declaring the Results of a Special Election Within Jurupa Valley Community Facilities District No. 2019-001, Changing the Rate and Method of Apportionment of the Special Tax for the District, and Directing the Recording of an Amended Notice of Special Tax Lien" (the "Resolution of Change"), which declared that the Original RMA has been changed and replaced by the Amended and Restated RMA.

K. The City Council desires to amend Ordinance No. 2020-06 to authorize the levy of a special tax within the District in accordance with the Amended and Restated RMA commencing with Fiscal Year 2021-22 and for each Fiscal Year thereafter for the purposes set forth in the Resolution of Change.

SECTION 2: The City Council hereby amends and restates Section of Ordinance No. 2020-06 in its entirety to read as follows:

"B. By the passage of this Ordinance, the City Council authorizes the levy of the Special Tax in the CFD in accordance with the Rate and Method set forth in Exhibit A to the resolution entitled, "A Resolution of the City Council of the City of Jurupa Valley, California, Acting as Legislative Body of the Jurupa Valley Community Facilities District No. 2019-001 (Paradise Knolls), Declaring the Results of a Special Election Within Jurupa Valley Community Facilities District No. 2019-001, Changing the Rate and Method of Apportionment of the Special Tax for the District, and Directing the Recording of an Amended Notice of Special Tax Lien," which is on file in the office of the City Clerk and incorporated by reference herein.

A. The specific authorization for adoption of this Ordinance is the provisions of Section 53340 of the Act.

B. The City Clerk is hereby authorized to transmit a certified copy of this Ordinance to the Riverside County Assessor and Treasurer-Tax Collector, and to perform all other acts which are required by the Act, this Ordinance, or by law in order to accomplish the purpose of this Ordinance.

SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

SECTION 4. Effective Date. This Ordinance shall take effect thirty (30) days after its adoption.

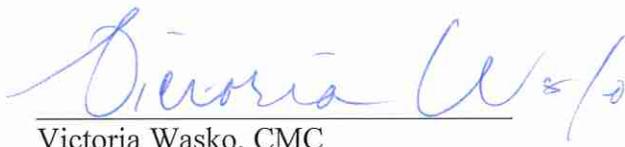
SECTION 5. Certification. The City Clerk shall certify to the adoption of this Ordinance and is hereby directed to publish or post this Ordinance in accordance with law.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Jurupa Valley on this 16th day of December, 2021.



Lorena Barajas
Mayor

ATTEST:



Victoria Wasko, CMC
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF JURUPA VALLEY)

I, Victoria Wasko, CMC, City Clerk of the City of Jurupa Valley, do hereby certify that the foregoing Ordinance No. 2021-32 was introduced at a meeting of the City Council of the City of Jurupa Valley on the 2nd day of December, 2021 and thereafter at a regular meeting held on the 16th day of December, 2021, it was duly passed and adopted by the following vote of the City Council:

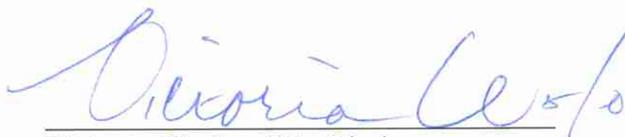
AYES: L. ALTAMIRANO, C. BARAJAS, L. BARAJAS, B. BERKSON, G. SILVA

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Jurupa Valley, California, this 16th day of December, 2021.


Victoria Wasko, City Clerk
City of Jurupa Valley