

MT. DIABLO UNIFIED SCHOOL DISTRICT GOVERNING BOARD
RESOLUTION 21/22 - 3

A RESOLUTION OF THE BOARD OF EDUCATION OF THE BOARD OF EDUCATION OF THE MT. DIABLO UNIFIED SCHOOL DISTRICT APPROVING THE COMMUNITY FACILITIES DISTRICT NO. 1 TAX REPORT FOR FISCAL YEAR 2021-2022 AND LEVYING AND APPORTIONING THE SPECIAL TAX FOR FISCAL YEAR 2021-2022 AS PROVIDED THEREIN.

WHEREAS, the Board of Education (the "Board") of the Mt. Diablo Unified School District (the "District") has previously established the Mt. Diablo Unified School District Community Facilities District No. 1 (the "CFD") pursuant to Resolution No. 217 (the "Resolution"), duly adopted by the Board on June 7, 1988, for the purpose of providing for the financing of certain school facilities in and for the District; and

WHEREAS, on November 7, 1989, the qualified electors of the CFD approved the levy of a special tax in and for the CFD; and

WHEREAS, pursuant to Resolution No. 1:8-7-90-91, adopted by the Board on August 7, 1990, the Board authorized the issuance of \$90,000,000 principal amount of special tax bonds; and

WHEREAS, said special tax bonds and the interest therein will be payable from a special tax levied and collected in accordance with the Resolution; and

WHEREAS, on August 7, 1990, the Board enacted an ordinance approving the Mt. Diablo Unified School District Community Facilities District No. 1 Tax Report, Fiscal Year 1990-91 (the "Tax Report") levying the special tax at the rates specified in the Tax Report and apportioning them in the manner specified in the Resolution; and

WHEREAS, the Mt. Diablo Unified School District Community Facilities District No. 1 Tax Report, Fiscal Year 1990-91 (the "Tax Report") has been submitted to the Board and the Board had determined to approve the 2021-2022 Tax Report; and

WHEREAS, pursuant to Section 53340 of the Government Code of the State of California, the Board is authorized to levy the special tax at the rates specified in the 2021-2022 Tax Report provided that a certified copy of this resolution and a list of all parcels subject to the special tax with the 2021-2022 Tax Report to be levied on each parcel is filed with the Contra Costa County Auditor on or before August 1, 2021, unless prior written consent is obtained from the Contra Costa County Auditor to file at a date not later than August 15, 2021.

NOW, THEREFORE, the Governing Board of the Mt. Diablo Unified School District, as follows:

Section 1. The 2021-2022 Tax Report, in the form submitted to this meeting and on file with the Board, is hereby approved and adopted. The Superintendent of the District, or his designees, are hereby authorized to make changes to the 2021-2022 Tax Report before it is filed with the Contra Costa County Auditor as provided in Section 3 and to make changes in response to appeals from taxpayers in order to correct errors in the application of the special tax to particular parcels.

Section 2. Pursuant to Section 53340 of the Government Code of the State of California, a special tax is hereby levied at the rates specified in the 2021-2022 Tax Report and is hereby apportioned in the manner specified in the Resolution (and as more particularly described in the 1990-91 Tax Report).

Section 3. The Clerk of the Board shall deliver a certified copy of this resolution together with a list of all parcels subject to the special tax levy with the 2021-2022 Tax Report to the Contra Costa County Auditor no later than August 15, 2021, as authorized by the Contra Costa Auditor pursuant to the letter attached hereto as Exhibit A and incorporated fully herein.

Section 4. The Clerk of the Board is hereby directed to enter this resolution on the minutes of the Board, which shall constitute the official action of the Board.

AYES: NOES: ABSENCES: ABSTENTIONS:

Cherise Khaund, Board President

Debra Mason, Board Vice President

Linda Mayo, Board Member

Erin McFerrin, Board Member

Keisha Nzewi, Board Member

Dr. Adam Clark, Superintendent

Resolution 21/22-3

Adopted at the meeting of the MDUSD Governing Board of Education on 8/11/2021
