

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-07-0166

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH OF FORMATION OF THE CITY OF
5 LONG BEACH COMMUNITY FACILITIES DISTRICT NO.
6 2007-2 (BELMONT SHORE), AUTHORIZING THE LEVY OF
7 A SPECIAL TAX WITHIN THE DISTRICT, PRELIMINARILY
8 ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE
9 DISTRICT, AND SUBMITTING LEVY OF THE SPECIAL TAX
10 AND THE ESTABLISHMENT OF THE APPROPRIATIONS
11 LIMIT TO THE QUALIFIED ELECTORS OF THE DISTRICT

12
13 WHEREAS, on November 13, 2007, this City Council adopted a resolution
14 entitled "A Resolution of the City Council of the City of Long Beach Declaring Its Intention
15 to Establish a Community Facilities District and to Authorize the Levy of Special Taxes
16 Therein – Belmont Shore Area" (the "Resolution of Intention"), stating its intention to form
17 the City of Long Beach Community Facilities District No. 2007-2 (Belmont Shore) (the
18 "District") pursuant to the Long Beach Special Tax Financing Improvement Law, Long
19 Beach Municipal Code Section 3.52.511 et seq. (the "Law"); and

20 WHEREAS, the Resolution of Intention, incorporating by reference a map of
21 the proposed boundaries of the District and describing the parking facilities and
22 improvements (the "Facilities") eligible to be financed by the District and the City of Long
23 Beach 1993 Parking Meter Revenue Bonds (the "1993 Bonds") to be refinanced by the
24 District, the cost of financing the Facilities and of refinancing the 1993 Bonds, and the
25 rate and method of apportionment of the special tax to be levied within the District to pay
26 costs of the Facilities and the principal and interest on bonds proposed to be issued with
27 respect to the District to finance costs of the Facilities and of refinancing the 1993 Bonds,
28 is on file with the City Clerk and the provisions thereof are incorporated herein by this

1 reference as if fully set forth herein; and

2 WHEREAS, the Resolution of Intention called for a public hearing on the
3 District to be held on December 11, 2007, and notice of the public hearing was published
4 as required by the Law; and

5 WHEREAS, on this date this City Council held the public hearing as
6 required by the Law and the Resolution of Intention relative to the proposed formation of
7 the District; and

8 WHEREAS, at the hearing all interested persons desiring to be heard on all
9 matters pertaining to the formation of the District, the Facilities eligible to be funded by
10 the District, the 1993 Bonds to be refinanced by the District and the levy of the special tax
11 in the District were heard and a full and fair hearing was held; and

12 WHEREAS, at the hearing evidence was presented to this City Council on
13 the matters before it, including a report by the acting Director of Financial Management of
14 the City (the "Report") as to the Facilities eligible to be funded by the District and of
15 refinancing the 1993 Bonds and the costs thereof, a copy of which is on file with the City
16 Clerk, and this City Council at the conclusion of the hearing was fully advised regarding
17 the District; and

18 WHEREAS, written protests with respect to the formation of the District
19 and/or the furnishing of specified types of Facilities or the refinancing of the 1993 Bonds
20 by the District, as described in the Report, have not been filed with the City Clerk by fifty
21 percent (50%) or more of the registered voters residing within the territory of the District
22 or property owners of one-half (1/2) or more of the area of land within the District and not
23 exempt from the special tax; and

24 WHEREAS, the special tax proposed to be levied in the District to pay for
25 costs of the Facilities and of the refinancing of the 1993 Bonds as set forth in Exhibit B to
26 the Resolution of Intention has not been eliminated by protest by fifty percent (50%) or
27 more of the registered voters residing within the territory of the District or the owners of
28 one-half (1/2) or more of the area of land within the District and not exempt from the

1 special tax;

2 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
3 follows:

4 Section 1. The foregoing recitals are true and correct.

5 Section 2. The proposed special tax to be levied within the District has
6 not been precluded by majority protest pursuant to Section 3.52.5210 of the Law.

7 Section 3. All prior proceedings taken by this City Council in connection
8 with the establishment of the District and the levy of the special tax in the District have
9 been duly considered and are hereby found and determined to be valid and in substantial
10 conformity with the Law. On December 21, 1999, this City Council adopted Resolution
11 No. C-27626 approving Local Goals and Policies for Community Facilities Districts
12 Related to Commercial Development, and this City Council hereby finds and determines
13 that the District is in conformity with said goals and policies.

14 Section 4. The community facilities district designated "City of Long
15 Beach Community Facilities District No. 2007-2 (Belmont Shore)" is hereby established
16 pursuant to the Law.

17 Section 5. The boundaries of the District, as described in the Resolution
18 of Intention and set forth in the amended boundary map of the District (the "Revised
19 Map"), a copy of which is on file with the City Clerk. It is hereby acknowledged that the
20 map of the boundaries of the District recorded on November 15, 2007 in the Los Angeles
21 County Recorder's Office at Book 192 of Maps of Assessment and Community Facilities
22 Districts at Page 78 (instrument no. 2007 2553612), (the "Original Map") contained
23 various errors, and the Revised Map will amend and supercede in its entirety the Original
24 Map. The Revised Map is hereby approved, is incorporated herein by this reference and
25 shall be the official map of the boundaries of the District. The City Clerk is hereby
26 directed to record, or cause to be recorded, the Revised Map in the office of the County
27 Recorder for the County of Los Angeles within 10 days of the date of adoption of this
28 Resolution.

1 Section 6. The types of facilities eligible to be funded by the District and
2 the 1993 Bonds to be refinanced by the District, in each case pursuant to the Law, are as
3 described in Exhibit A to the Resolution of Intention which Exhibit is by this reference
4 incorporated herein.

5 Section 7. Except to the extent that funds are otherwise available to the
6 District to pay for the Facilities and/or to pay the principal and interest as it becomes due
7 on bonds of the District issued to finance the Facilities and/or to refinance the 1993
8 Bonds, a special tax sufficient to pay the costs thereof, secured by recordation of a
9 continuing lien against all non-exempt real property in the District, will be levied within the
10 District and collected in the same manner as ordinary ad valorem property taxes or in
11 such other manner as this City Council shall determine, including direct billing of the
12 affected property owners. The proposed rate and method of apportionment of the special
13 tax among the parcels of real property within the District, in sufficient detail to allow each
14 landowner within the District to estimate the maximum amount such owner will have to
15 pay, are described in Exhibit B to the Resolution of Intention, which Exhibit is by this
16 reference incorporated herein, and shall be the rate and method of apportionment of
17 special taxes for the District. This City Council hereby finds that the basis for the levy and
18 apportionment of the special tax, as set forth in said rate and method of apportionment of
19 special taxes, is reasonable.

20 Section 8. The office of the Treasurer of the City of Long Beach, 333
21 West Ocean Boulevard, Long Beach, California 90802, telephone number (562) 570-
22 6845, is the office of the City that will be responsible for preparing annually and whenever
23 otherwise necessary a current roll of special tax levy obligations by assessor's parcel
24 number and that will be responsible for estimating future special tax levies for the District
25 pursuant to Section 3.52.552 of the Law.

26 Section 9. Upon recordation of a notice of special tax lien pursuant to
27 Section 3114.5 of the California Streets and Highways Code for the District, a continuing
28 lien to secure each levy of the special tax shall attach to all nonexempt real property in

1 the District and this lien shall continue in force and effect until collection of the tax in the
2 respective improvement area by the City ceases.

3 Section 10. In accordance with Section 3.52.5216 of the Long Beach
4 Municipal Code, the annual appropriations limit, as defined by subdivision (h) of Section 8
5 of Article XIII B of the California Constitution, of the District is hereby preliminarily
6 established at \$5,800,000 and said annual appropriations limit shall be submitted to the
7 voters of the District as provided below. The proposition establishing the appropriations
8 limit for the District shall become effective if approved by the qualified electors of the
9 District voting thereon and shall be adjusted in accordance with the applicable provisions
10 of Section 3.52.5216 of the Law.

11 Section 11. Pursuant to the provisions of the Law, the proposition of the
12 levy of the special tax and the proposition of the establishment of the appropriations limit
13 specified above shall be submitted to the qualified electors of the District at an election
14 the time, place and conditions of which election shall be as specified by a separate
15 resolution of this City Council.

16 Section 12. This resolution shall take effect immediately upon its adoption
17 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

18 I hereby certify that the foregoing resolution was adopted by the City
19 Council of the City of Long Beach at its meeting of December 11, 2007, by the

20 ////
21 ////
22 ////
23 ////
24 ////
25 ////
26 ////
27 ////
28 ////

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

following vote:

Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
O'Donnell, Schipske, Andrews,
Reyes Uranga, Gabelich, Lerch.

Noes: Councilmembers: None.

Absent: Councilmembers: None.



City Clerk

HAM:fl
11/26/07
#07-05656

192/30

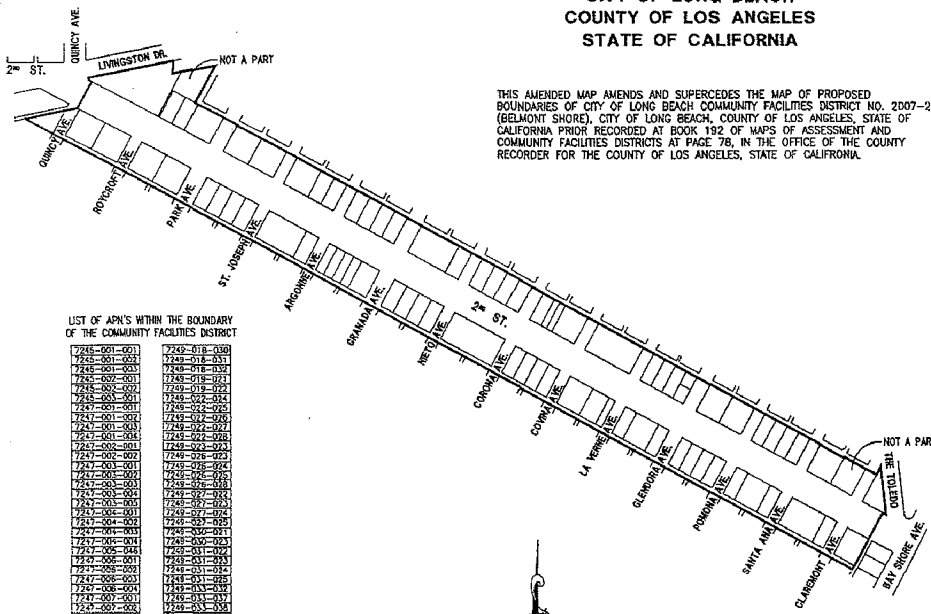
AMENDED MAP OF PROPOSED BOUNDARIES OF CITY OF LONG BEACH COMMUNITY FACILITIES DISTRICT NO. 2007-2 (BELMONT SHORE)

CITY OF LONG BEACH
COUNTY OF LOS ANGELES
STATE OF CALIFORNIA

COPY of Document Recorded
Dec 12 2007
Has not been compared with original.
Original will be returned when
processing has been completed.
LOS ANGELES COUNTY REGISTRAR - RECORDER

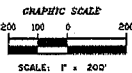
12/18/07
20072778200

THIS AMENDED MAP AMENDS AND SUPERCEDES THE MAP OF PROPOSED BOUNDARIES OF CITY OF LONG BEACH COMMUNITY FACILITIES DISTRICT NO. 2007-2 (BELMONT SHORE), CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA PRIOR RECORDED AT BOOK 192 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 76, IN THE OFFICE OF THE COUNTY RECORDER FOR THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA.



LIST OF APNs WITHIN THE BOUNDARY OF THE COMMUNITY FACILITIES DISTRICT

7245-001-001	7245-018-008
7245-001-002	7245-018-009
7245-001-003	7245-018-010
7245-002-001	7245-018-011
7245-002-002	7245-018-012
7245-002-003	7245-018-013
7245-002-004	7245-018-014
7245-002-005	7245-018-015
7245-002-006	7245-018-016
7245-002-007	7245-018-017
7245-002-008	7245-018-018
7245-002-009	7245-018-019
7245-002-010	7245-018-020
7245-002-011	7245-018-021
7245-002-012	7245-018-022
7245-002-013	7245-018-023
7245-002-014	7245-018-024
7245-002-015	7245-018-025
7245-002-016	7245-018-026
7245-002-017	7245-018-027
7245-002-018	7245-018-028
7245-002-019	7245-018-029
7245-002-020	7245-018-030
7245-002-021	7245-018-031
7245-002-022	7245-018-032
7245-002-023	7245-018-033
7245-002-024	7245-018-034
7245-002-025	7245-018-035
7245-002-026	7245-018-036
7245-002-027	7245-018-037
7245-002-028	7245-018-038
7245-002-029	7245-018-039
7245-002-030	7245-018-040
7245-002-031	7245-018-041
7245-002-032	7245-018-042
7245-002-033	7245-018-043
7245-002-034	7245-018-044
7245-002-035	7245-018-045
7245-002-036	7245-018-046
7245-002-037	7245-018-047
7245-002-038	7245-018-048
7245-002-039	7245-018-049
7245-002-040	7245-018-050
7245-002-041	7245-018-051
7245-002-042	7245-018-052
7245-002-043	7245-018-053
7245-002-044	7245-018-054
7245-002-045	7245-018-055
7245-002-046	7245-018-056
7245-002-047	7245-018-057
7245-002-048	7245-018-058
7245-002-049	7245-018-059
7245-002-050	7245-018-060



FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF LONG BEACH THIS 11 DAY OF December, 2007.

[Signature]
CITY CLERK
CITY OF LONG BEACH
LOS ANGELES COUNTY, CALIFORNIA

I HEREBY CERTIFY THAT THE WITHIN AMENDED MAP SHOWING THE PROPOSED BOUNDARIES OF THE CITY OF LONG BEACH COMMUNITY FACILITIES DISTRICT NO. 2007-2 (BELMONT SHORE), CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, WAS APPROVED BY THE CITY COUNCIL OF THE CITY OF LONG BEACH, AT A MEETING THEREOF HELD ON THE 11 DAY OF December, 2007, BY ITS RESOLUTION NO. 07-0146.

[Signature]
CITY CLERK
CITY OF LONG BEACH
LOS ANGELES COUNTY, CALIFORNIA

FILED THIS 11 DAY OF December, 2007, AT THE HOUR OF 10 O'CLOCK P.M., IN BOOK 192 OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS AT PAGE 76 IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF LOS ANGELES STATE OF CALIFORNIA.

COUNTY RECORDER
COUNTY OF LOS ANGELES

NOTE: FOR A DETAILED DESCRIPTION OF THE LINES AND DIMENSIONS OF EACH PARCEL WITHIN THE DISTRICT REFER TO THE 2007 COUNTY OF LOS ANGELES ASSESSOR'S MAPS.

LEGEND
—— PROPOSED COMMUNITY FACILITIES DISTRICT BOUNDARY
—— PARCEL LINES