

**LAGUNA BEACH UNIFIED SCHOOL DISTRICT
RESOLUTION OF THE BOARD OF EDUCATION ACTING AS THE LEGISLATIVE
BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1 OF THE LAGUNA BEACH
UNIFIED SCHOOL DISTRICT AUTHORIZING THE LEVY OF SPECIAL TAXES
WITHIN COMMUNITY FACILITIES DISTRICT NO. 98-1 FOR
FISCAL YEAR 2023-2024**

**RESOLUTION #23-07
May 11, 2023**

WHEREAS, the Laguna Beach Unified School District (the “District”) previously established Community Facilities District No. 98-1 of the Laguna Beach Unified School District (“CFD No. 98-1”) pursuant to the terms and provisions of the Mello-Roos Community Facilities Act of 1982, as amended (the “Act”); and,

WHEREAS, the Board of Education of the District acting as the legislative body of CFD No. 98-1 (the “Board of Education”) is authorized pursuant to Resolution No. 99-43 (the “Resolution of Formation”) to levy a special tax sufficient to pay principal, interest, other periodic costs and administrative expenses with respect to bonds of CFD No. 98-1 issued to finance certain public improvements and to pay all expenses incidental thereto; and,

WHEREAS, in accordance with the Act, adopted Ordinance No. 01-1 on April 24, 2001 (the “Ordinance”), levying the special tax within CFD No. 98-1; and,

WHEREAS, CFD No. 98-1 issued its special tax notes, Series 1999, Series A and Series B in the amounts of \$3,828,000 and \$3,830,626.93 respectively pursuant to Resolution No. 99-43, adopted by the Board of Education; and,

WHEREAS, CFD No. 98-1 issued its special tax bonds, Series 2004 in the amount of \$9,970,000 pursuant to Resolution No. 04-10, adopted by the Board of Education; and,

WHEREAS, CFD No. 98-1 issued 2012 special tax refunding bonds in the amount of \$9,330,000 pursuant to Resolution No. 12-18, adopted by the Board of Education; and,

WHEREAS, it is now necessary and appropriate that this Board of Education levy and collect the special taxes for Fiscal Year 2023-2024 for the purpose specified in the Ordinance, by the adoption of a resolution as specified by the Act and that Ordinance; and,

WHEREAS, the special taxes being levied hereunder are at the same rate or at a lower rate than provided by the Ordinance;

NOW, THEREFORE, the Board of Education of the Laguna Beach Unified School District, acting in its capacity as the legislative body of Community Facilities District No. 98-1, does hereby resolve, determine and order as follows:

Section 1. The above recitals are true and correct.

Section 2. The special tax (“Special Tax”) is imposed without regard to property valuation and is levied in compliance with the Act and the Ordinance.

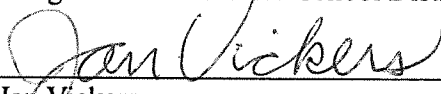
Section 3. In accordance with the Act and the Ordinance, there is hereby levied upon the parcels within the District which are not otherwise exempt from taxation under the Act or the Ordinance the special taxes for Fiscal Year 2023-2024 at the tax rates set forth in the report prepared by DTA (Formerly David Taussig and Associates) for CFD No. 98-1 entitled “Annual Levy of Special Tax For Fiscal Year 2023-2024” (the “Report”) submitted herewith, which rates do not exceed the maximum rates set forth in the Ordinance. After adoption of this Resolution, the Assistant Superintendent of Business Services of the District, or his designee, may make any necessary modifications to these special taxes to correct any errors, omissions or inconsistencies in the listing of categorization of parcels to be taxed or in the amount to be charged to any category of parcels; provided, however, that any such modifications shall not result in an increase in the tax applicable to any category of parcels and can only be made prior to the submission of the tax rolls to the Orange County Auditor.

Section 4. All of the collections of the special tax shall be used only as provided for in the Act and the Resolution of Formation. The special tax shall be levied only so long as needed to accomplish the purposes described in the Resolution of Formation.

Section 5. The special tax shall be collected in the same manner as ordinary ad valorem taxes are collected and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for ad valorem taxes as such procedure may be modified by law or this Board from time to time.

ADOPTED, SIGNED AND APPROVED this 11th day of May 2023.

Board of Education of the Laguna Beach Unified School District acting as the legislative body of Community Facilities District No. 98-1 of the Laguna Beach Unified School District.

By: 

Jan Vickers
President

Yes: 5 Kelly, Malczewski, Osborne, Perry, Vickers
No: 0
Absent: 0
Abstain: 0

STATE OF CALIFORNIA

COUNTY OF ORANGE

I, Kelly Osborne, Clerk of the Board of Education of the Laguna Beach Unified School District, do hereby certify that the foregoing Resolution was duly passed, approved and adopted by the Board of Education of the Laguna Beach Unified School District at a regular meeting of said Board held on the 11th day of May 2023.

A handwritten signature in cursive script, appearing to read "Kelly Osborne", written over a horizontal line.

Kelly Osborne
Clerk of the Board of Education