

RESOLUTION NO. 2025-\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF THE CITY OF PALM DESERT COMMUNITY FACILITIES DISTRICT NO. 2025-1 (SHADOW RIDGE PUBLIC SERVICES) DECLARING THE RESULTS OF A SPECIAL LANDOWNER ELECTION RELATING TO THE LEVY OF A SPECIAL TAX THEREIN AND THE ESTABLISHMENT OF AN APPROPRIATIONS LIMIT**

**WHEREAS**, the City Council of the City of Palm Desert has adopted a Resolution entitled “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM DESERT DETERMINING THE VALIDITY OF PRIOR PROCEEDINGS, FORMING THE CITY OF PALM DESERT COMMUNITY FACILITIES DISTRICT NO. 2025-1 (SHADOW RIDGE PUBLIC SERVICES), AUTHORIZING THE LEVY OF A SPECIAL TAX THEREIN, ESTABLISHING AN APPROPRIATIONS LIMIT, AND TAKING CERTAIN OTHER ACTIONS RELATING TO SAID DISTRICT” (the “**Resolution of Formation**”), ordering the formation of the “City of Palm Desert Community Facilities District No. 2025-1 (Shadow Ridge Public Services)” (the “**CFD**”), authorizing the levy of a special tax on property within the CFD and preliminarily establishing an appropriations limit for the CFD, all pursuant to Chapter 2.5 of Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government Code (the “**Act**”); and

**WHEREAS**, under the provisions of the Resolution of Formation and pursuant to a resolution calling a special election (the “**Election Resolution**”) heretofore adopted by the City Council, the propositions of the levy of the special tax and the establishment of the appropriations limit were submitted to the qualified electors of the CFD as required by the provisions of the Act; and

**WHEREAS**, the landowners of record within the CFD, as of close of the public hearing held on February 13, 2025, unanimously consented to a waiver of the time limits for setting the election and a waiver of any written analysis, arguments or rebuttals as set forth in the Act. Such waivers are set forth in written certificated executed by the landowners which are on file with the City Clerk, as the election official concurring therein; and

**WHEREAS**, pursuant to the terms of the Election Resolution, which are by this reference incorporated herein, the special election has been held and the City Clerk has certified to a Canvass and Statement of Results of Election (the “**Canvass**”), a copy of which is attached hereto as Exhibit A; and

**WHEREAS**, the City Council has been informed of the Canvass, finds it appropriate and wishes to complete its proceedings for the CFD.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PALM DESERT, ACTING AS LEGISLATIVE BODY OF THE CITY OF PALM DESERT COMMUNITY FACILITIES DISTRICT NO. 2025-1 (SHADOW RIDGE PUBLIC SERVICES) DOES HEREBY RESOLVE AS FOLLOWS:**

**1. Recitals.** The City Council finds and determines that all the foregoing recitals are true and correct and incorporated herein.

**2. Issues Presented.** The issues presented at the special election were the levy of a special tax within the CFD and the approval of establishing an annual appropriations limit at an amount equal to all the proceeds of the special tax collected annually within the District, all pursuant to the Resolution of Formation.

**3. Canvass and Issues Approved.** The City Council hereby approves the Canvass of the special election held February 13, 2025 and finds that it shall be a permanent part of the record of its proceedings for the CFD. Pursuant to the Canvass, the issues presented at the special election were approved by the qualified electors of the CFD by more than two-thirds of the votes cast at the special election.

**4. Proceedings Approved.** Pursuant to the voter approval, the CFD is hereby declared to be fully formed with the authority to levy the special taxes and to have the established appropriations limit, all as heretofore provided in these proceedings and in the Act. It is hereby found that all prior proceedings and actions taken by the City Council with respect to the CFD were valid and in conformity with the Act. The City Council is hereby authorized to take the necessary steps to levy the authorized special tax on property within the CFD.

**5. Notice of Tax Lien.** The City Clerk, or designee, is hereby directed to complete, execute and cause to be recorded in the office of the County Recorder of the County of Riverside a notice of special tax lien in the form required by the Act, such recording to occur no later than fifteen (15) days following adoption of this resolution by the City Council.

**6. Accountability.** Pursuant to and in compliance with the provisions of Government Code Section 50075.1, the City Council hereby establishes the following accountability measures pertaining to the levy by the CFD of the special tax:

**a.** Such special tax shall be levied for the specific purposes set forth the issues presented voters and described herein.

**b.** The proceeds of the levy of such special tax shall be applied only to the specific purposes set forth in the issues presented to voters and described herein.

**c.** The CFD shall establish an account or accounts into which the proceeds of such special tax shall be deposited.

d. The Director of Finance, or their designee, acting for an on behalf of the CFD, shall annually file a report with the City Council as required pursuant to Government Code Section 50075.3

**7. Effective Date.** The City Clerk shall certify the adoption of this Resolution. This Resolution shall take effect upon its adoption.

PASSED, APPROVED and ADOPTED by the City Council of the City of Palm Desert, California, on this 13th day of February, 2025, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

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JAN C. HARNIK  
MAYOR

ATTEST:

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ANTHONY J. MEJIA  
CITY CLERK

**EXHIBIT A**  
**CERTIFICATE OF ELECTION OFFICIAL**  
**REGARDING**  
**CANVASS AND STATEMENT OF RESULTS OF ELECTION**

The undersigned, Election Official of the CITY OF PALM DESERT COMMUNITY FACILITIES DISTRICT NO. 2025-1 (SHADOW RIDGE PUBLIC SERVICES) (the “CFD”), located in the County of Riverside, State of California, does hereby certify that pursuant to the provisions of Section 53326 of the California Government Code, I did canvass the returns of the votes cast at the SPECIAL ELECTION for the CFD held on February 13, 2025.

I further certify that this Canvass and Statement of Results of Election shows the whole number of votes cast in the CFD for or against the proposition is complete, true and correct.

NUMBER OF ELIGIBLE VOTES:       18

VOTES CAST ON PROPOSITION A:   YES \_\_\_\_\_

  NO    \_\_\_\_\_

WITNESS my hand this 13<sup>th</sup> day of February, 2025.

\_\_\_\_\_  
City Clerk, as Elections Official  
CITY OF PALM DESERT COMMUNITY FACILITIES  
DISTRICT NO. 2025-1 (SHADOW RIDGE PUBLIC  
SERVICES)