

FULLERTON SCHOOL DISTRICT  
Special Meeting of the Board of Trustees  
Wednesday, August 4, 2004  
Robert C. Fisler School  
1350 Starbuck Street, Fullerton  
6:00 p.m  
Agenda

To: Board of Trustees and Press  
From: Hilda Sugarman, President, Board of Trustees  
Subject: The President of the Board of Trustees of the Fullerton School District has called a Special Meeting of said Board of Trustees to be held at Robert C. Fisler School, 1350 Starbuck Street, Fullerton, on Wednesday, August 4, 2004, at 6:00 p.m.

Call to Order and Pledge of Allegiance

Public Comments

Action Item –District 22

- 1a. Award contract for Category E – 2004 Maintenance Upgrades: Wave 3, Group 2 Electrical (Laguna Road School and Rolling Hills School), FSD-04-05-CC-1.

Action Item – District 40

The Board Members are acting as the legislative body of the Community Facilities District No. 2000-1 (Van Daele) identified as District 40 for accounting purposes.

- 2a. Adopt Resolution No. 04/05-04 authorizing and providing for the levying of Special Taxes within Community Facilities District 2000-1 (Van Daele).

Action Item – District 48

The Board Members are acting as the legislative body of the Community Facilities District No. 2001-1 (Amerige Heights) identified as District 48 for accounting purposes.

- 3a. Adopt Resolution No. 04/05-05 authorizing and providing for the levying of Special Taxes within Community Facilities District 2001-1 (Amerige Heights).

Adjournment

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Dr. Cameron M. McCune, Superintendent  
and Secretary to the Board of Trustees

Posted: Tuesday, August 3, 2004  
CMM:ds

**ACTION ITEM**

DATE: August 4, 2004

TO: Cameron M. McCune, Ed.D., District Superintendent

FROM: Patricia Godfrey, Ed.D., Assistant Superintendent  
Business Services

PREPARED BY: Gary Drabek, Director of Maintenance, Operations and Facility Services

SUBJECT: AWARD CONTRACT FOR CATEGORY E – 2004 MAINTENANCE  
UPGRADES: WAVE 3, GROUP 2 ELECTRICAL (LAGUNA ROAD SCHOOL  
AND ROLLING HILLS SCHOOL), FSD-04-05-CC-1

Background: Two relocatable classrooms at Laguna Road School and one relocatable classroom at Rolling Hills School will be moved to allow construction of multi-purpose rooms. Site preparation and building relocation were performed under separate agreements.

In accordance with the California Contract Code, advertisement for this project was published in a newspaper of general circulation in the District and bids were opened on July 30, 2004. Staff will provide the necessary information to the Board for approval and award as soon as available.

Funding: Measure CC Fund (22).

Recommendation: Award contract for Category E – 2004 Maintenance Upgrades: Wave 3, Group 2 Electrical (Laguna Road School and Rolling Hills School), FSD-04-05-CC-1.

PG:GD:mm

**ACTION ITEM**  
**District 40 – Van Daele**

DATE: August 4, 2004

TO: Cameron M. McCune, Ed.D., District Superintendent

FROM: Patricia Godfrey, Ed.D., Assistant Superintendent  
Business Services

SUBJECT: ADOPT RESOLUTION NO. 04/05-04 AUTHORIZING AND PROVIDING FOR  
THE LEVYING OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES  
DISTRICT 2000-1 (VAN DAELE)

Background: On June 13, 2000, the Fullerton School District formed Community Facilities District (“CFD”) No. 2000-1 pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, on 14.71 net acres of property owned by Fullerton 104/AFX, LTD., a California limited partnership of which Van Daele Development Corporation, a California corporation, was the general partner. CFD No. 2000-1 issued 2001 Special Tax Bonds in the amount of \$1,195,000 on November 1, 2001.

With the formation of CFD No. 2000-1 and the issuance of Special Tax Bonds, Annual Special Taxes need to be levied on Taxable Property to pay interest and principal to the bondholders. Accordingly, please find attached Resolution No. 04/05-04 which authorizes and provides for the levying Special Taxes in CFD No. 2000-1 for Fiscal Year 2004-05. The Special Taxes were (i) calculated by David Taussig & Associates, Inc. and (ii) levied in accordance with the Rate and Method of Apportionment.

A resolution will be presented to the Board of Trustees each summer for the next 28 years to approve the Special Tax levy of CFD No. 2000-1.

Funding: Not applicable.

Recommendation: Adopt Resolution No. 04/05-04 authorizing and providing for the levying of Special Taxes within Community Facilities District 2000-1 (Van Daele).

PG:jw

Attachment

**RESOLUTION NO. 04/05-04**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE FULLERTON SCHOOL DISTRICT ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2000-1 (VAN DAELE) AUTHORIZING AND PROVIDING FOR THE LEVYING OF SPECIAL TAXES WITHIN SAID DISTRICT**

**WHEREAS**, the Board of Trustees of the Fullerton School District (the "Board") has heretofore taken proceedings pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, (the "Act") for the establishment of Community Facilities District No. 2000-1 (the "District") for the purpose of providing educational facilities for the use of residents of the District; and

**WHEREAS**, following a special election of the qualified electors of the District, this Board on June 27, 2000, acting as the governing body of the District, adopted Ordinance No. 99/00-1 ("Ordinance") which provided for the levying and collection of special taxes within the District, "as provided in the Act and Ordinance and as approved by the qualified electors; and

**WHEREAS**, it is now necessary and appropriate that this Board levy and collect the special taxes for Fiscal Year 2004-2005, by the adoption of a resolution as specified by the Act and Ordinances;

**NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:**

Section 1 In accordance with the Act and Ordinances, there is hereby levied upon all properties within the District, including all annexed territory, which are not otherwise exempt from taxation under the Act or Ordinances the special taxes for Fiscal Year 2004-2005 set forth in the Ordinances at the tax rates as set forth therein and in Exhibit "A" hereto, as may be amended without further action of the Board to reflect updated information on assessor's parcel numbers from the County of Orange. The Assistant Superintendent, Business Services is hereby authorized and directed to establish the final rates to be levied, which final rates shall not exceed the maximum rates.

Section 2 The above-authorized special taxes shall be collected in the same manner as ad valorem property taxes on the secured roll by the Treasurer-Tax Collector of the County of Orange and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for such ad valorem taxes.

Section 3 The Clerk and Assistant Superintendent of Business, are hereby authorized to transmit a certified copy of this Resolution to the Orange County Auditor-Controller, together with other supporting documentation as may be required in order to place said special taxes on the secured property tax roll for Fiscal Year 2004-2005 and to perform all other acts which are required by the Act, Ordinances or by-law in order to accomplish the purpose of this Resolution.

PASSED, APPROVED and ADOPTED this 4th day of August, 2004.

AYES:

NOES:

ABSENT:

ABSTAIN:

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Hilda Sugarman, President  
Board of Trustees

ATTEST:

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Minard Duncan, Clerk  
Board of Trustees

State of California            )  
  ) ss  
County of Orange            )

I, Minard Duncan, Clerk of the Board of Education of the Fullerton School District, do hereby certify that the foregoing Resolution was duly passed, approved, and adopted by the Board of Trustees of the Fullerton School District at a Special meeting of said Board acting as the governing body of District 40 held on the 4th day of August, 2004.

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Minard Duncan, Clerk  
Board of Trustees

**ACTION ITEM**  
**District 48 – Amerige Heights**

DATE: August 4, 2004

TO: Cameron M. McCune, Ed.D., District Superintendent

FROM: Patricia Godfrey, Ed.D., Assistant Superintendent  
Business Services

SUBJECT: ADOPT RESOLUTION NO. 04/05-05 AUTHORIZING AND PROVIDING FOR THE LEVYING OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT 2001-1 (AMERIGE HEIGHTS)

Background: On August 14, 2001, the Fullerton School District formed Community Facilities District (“CFD”) No. 2001-1 pursuant to the Mello-Roos Community Facilities Act of 1982, as amended on 106.72 net acres of property known as the Amerige Heights project. CFD No. 2001-1 issued 2001 Special Tax bonds in the amount of \$19,450,000 on December 1, 2001.

With the formation of CFD No. 2001-1 and the issuance of Special Tax Bonds, Annual Special Taxes need to be levied on Taxable Property to pay interest and principal to the bondholders, Accordingly, please find attached Resolution No. 04/05-05 which authorizes and provides for the levying of Special Taxes in CFD No. 2001-1 for Fiscal Year 2004-05. The Special Taxes were (i) calculated by David Taussig & Associates, Inc. and (ii) levied in accordance with the Rate and Method of Apportionment.

A resolution will be presented to the Board of Trustees each summer for the next 31 years to approve the Special Tax levy of CFD No. 2001-1.

Funding: Not applicable.

Recommendation: Adopt Resolution No. 04/05-05 authorizing and providing for the levying of Special Taxes within Community Facilities District 2001-1 (Amerige Heights).

PG:jw

Attachment

**RESOLUTION NO. 04/05-05**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE FULLERTON SCHOOL DISTRICT ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-1 (AMERIGE HEIGHTS) AUTHORIZING AND PROVIDING FOR THE LEVYING OF SPECIAL TAXES WITHIN SAID DISTRICT**

**WHEREAS**, the Board of Trustees of the Fullerton School District (the "Board") has heretofore taken proceedings pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, (the "Act") for the establishment of Community Facilities District No. 2001-1 (the "District") for the purpose of providing educational facilities for the use of residents of the District; and

**WHEREAS**, following a special election of the qualified electors of the District, this Board on August 28, 2001, acting as the governing body of the District, adopted Ordinance No. 01/02-1 ("Ordinance") which provided for the levying and collection of special taxes within the District, "as provided in the Act and Ordinance and as approved by the qualified electors; and

**WHEREAS**, it is now necessary and appropriate that this Board levy and collect the special taxes for Fiscal Year 2004-2005, by the adoption of a resolution as specified by the Act and Ordinances;

**NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:**

Section 1 In accordance with the Act and Ordinances, there is hereby levied upon all properties within the District, including all annexed territory, which are not otherwise exempt from taxation under the Act or Ordinances the special taxes for Fiscal Year 2004-2005 set forth in the Ordinances at the tax rates as set forth therein and in Exhibit "A" hereto, as may be amended without further action of the Board to reflect updated information on assessor's parcel numbers from the County of Orange. The Assistant Superintendent, Business Services is hereby authorized and directed to establish the final rates to be levied, which final rates shall not exceed the maximum rates.

Section 2 The above-authorized special taxes shall be collected in the same manner as ad valorem property taxes on the secured roll by the Treasurer-Tax Collector of the County of Orange and shall be subject to the same penalties and the same procedure and sale in cases of delinquency as provided for such ad valorem taxes.

Section 3 The Clerk and Assistant Superintendent of Business, are hereby authorized to transmit a certified copy of this Resolution to the Orange County Auditor-Controller, together with other supporting documentation as may be required in order to place said special taxes on the secured property tax roll for Fiscal Year 2004-2005 and to perform all other acts which are required by the Act, Ordinances or by-law in order to accomplish the purpose of this Resolution.

PASSED, APPROVED and ADOPTED this 4th day of August, 2004.

AYES:

NOES:

ABSENT:

ABSTAIN:

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Hilda Sugarman, President  
Board of Trustees

ATTEST:

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Minard Duncan, Clerk  
Board of Trustees

State of California            )  
  ) ss  
County of Orange             )

I, Minard Duncan, Clerk of the Board of Education of the Fullerton School District, do hereby certify that the foregoing Resolution was duly passed, approved, and adopted by the Board of Trustees of the Fullerton School District at a Special meeting of said Board acting as the governing body of District 48 held on the 4th day of August, 2004.

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Minard Duncan, Clerk  
Board of Trustees