

**QUAIL CREEK COMMUNITY FACILITIES DISTRICT
RESOLUTION NO. 22**

A RESOLUTION OF THE DISTRICT BOARD OF THE QUAIL CREEK COMMUNITY FACILITIES DISTRICT, A COMMUNITY FACILITIES DISTRICT OF ARIZONA, APPROVING A FINAL BUDGET FOR FISCAL YEAR 2013 IN THE AMOUNT OF \$1,058,890 PURSUANT TO SECTION 48-716, ARIZONA REVISED STATUTES, AS AMENDED; ORDERING THAT AN AD VALOREM TAX BE FIXED, LEVIED AND ASSESSED ON THE ASSESSED VALUE OF ALL THE REAL AND PERSONAL PROPERTY WITHIN THE BOUNDARIES OF THE DISTRICT IN AMOUNTS SPECIFIED IN THE FILED STATEMENTS AND ESTIMATES; PROVIDING FOR CERTIFIED COPIES OF THIS RESOLUTION AND ORDER TO BE DELIVERED TO THE PIMA COUNTY BOARD OF SUPERVISORS AND THE ARIZONA DEPARTMENT OF REVENUE; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.

WHEREAS, on September 12, 2005, the Mayor and Council of the Town of Sahuarita, Arizona (the "Town"), adopted Resolution No. 1 forming Quail Creek Community Facilities District ("QCCFD"), a community facilities district in accordance with Section 48-701 et seq., Arizona Revised Statutes, as amended; and

WHEREAS, QCCFD is a special purpose district for purposes of Article IX, Section 19, Constitution of Arizona, a tax-levying public improvement district for the purposes of Article XIII, Section 7, Constitution of Arizona, and a municipal corporation for all purposes of Title 35, Chapter 3, Articles 3, 3.1., 3.2, 4 and 5, Arizona Revised Statutes, as amended, and [except as otherwise provided in Section 48 708(B), Arizona Revised Statutes, as amended] is considered to be a municipal corporation and political subdivision of the State of Arizona, separate and apart from the Town; and

WHEREAS, a primary purpose for creating QCCFD was to finance certain public infrastructure needed for the development known as "Quail Creek" through assessment of ad valorem taxes on all real and personal property within QCCFD; and

WHEREAS, in accordance with Sections 48-719 and 48-723, Arizona Revised Statutes, as amended, a special election was held on November 8, 2005, wherein the qualified electors of QCCFD voted to issue general obligation bonds in the maximum amount of \$30,000,000 to cover costs of public infrastructure purposes and to levy and collect an annual ad valorem tax at a rate not to exceed thirty cents (30¢) per one hundred dollars (\$100) of assessed valuation for operation and maintenance expenses of QCCFD; and

WHEREAS, by Resolution No. 21, adopted on June 11, 2012, the District Board of QCCFD (a) approved a tentative budget for FY 2013, (b) filed required statements and

estimates of operation and maintenance expenses of QCCFD, the costs of capital improvements to be financed by the authorized ad valorem tax levy, and the amount of all other expenditures for public infrastructure and enhanced municipal services proposed to be paid from the tax levy and of the amount to be raised to pay general obligation bonds of QCCFD, (c) set a date of June 25, 2012, for a public hearing on the tentative budget and particularly, on the portions of the statements and estimates not relating to debt service on general obligation bonds, and (d) provided for notice of the filing and of the public hearing date; and

WHEREAS, at the conclusion of the public hearing, the District Board of QCCFD voted to adopt the final budget for FY 2013 by this Resolution No. 22, and ordered the fixing, levying and assessment of the amounts to be raised by ad valorem taxes;

NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT BOARD OF THE QUAIL CREEK COMMUNITY FACILITIES DISTRICT AS FOLLOWS:

1. That certain proposed budget prepared by the QCCFD Treasurer for Fiscal Year 2013, attached hereto and expressly made a part hereof as Exhibit "A", is hereby finally adopted.

2. It is hereby ORDERED that, in FY 2013, an ad valorem tax be fixed, levied and assessed on the assessed value of all the real and personal property within the boundaries of QCCFD in the amounts set forth in the statements and estimates attached hereto and expressly made a part hereof as Exhibit "B".

3. Certified copies of the Resolution and Order shall be delivered by U.S. Mail to the Pima County Board of Supervisors and to the Arizona Department of Revenue (inasmuch as the tax levy must be filed by the Pima County Board of Supervisors on or before the third Monday in August).

4. If any provision in this Resolution is held invalid by a Court of competent jurisdiction, the remaining provisions shall not be affected but shall continue in full force and effect.


5. This Resolution shall be effective after its passage and approval according to law.

PASSED by the District Board of the Quail Creek Community Facilities District this 25th day of June, 2012.




Duane Blumberg
Chairperson, District Board,
Quail Creek Community Facilities District

APPROVED AS TO FORM:



Daniel J. Hochstetler
District Counsel
Quail Creek Community Facilities District

ATTEST:



Vicky Miel, MMC
District Clerk,
Quail Creek Community Facilities District

EXHIBIT "A"

Fiscal Year 2013 Quail Creek Community Facilities District Budget

QUAIL CREEK COMMUNITY FACILITIES DISTRICT (QC CFD)
SPECIAL REVENUE FUND
SOURCES AND USES OF FUNDS

	2011 Actual Amount	2012		Estimated Actual	2013 Tentative Budget	% Change From Amended	% Chng From Estimated
	Adopted Budget	Amended Budget					
<u>SOURCES</u>							
REVENUES:							
Taxes	\$ 290,593	\$ 276,730	\$ 276,730	\$ 287,010	\$ 274,830	-0.7%	-4.2%
Investment	8	(120)	(120)	(60)	(70)	-41.7%	16.7%
Miscellaneous	782,442	757,240	757,240	716,510	756,130	-0.1%	5.5%
Subtotal: Revenues	<u>1,073,043</u>	<u>1,033,850</u>	<u>1,033,850</u>	<u>1,003,460</u>	<u>1,030,890</u>	-0.3%	2.7%
OTHER SOURCES:							
Transfer In	1,935	23,090	23,090	24,670	28,000	21.3%	13.5%
Subtotal: Other Sources	<u>1,935</u>	<u>23,090</u>	<u>23,090</u>	<u>24,670</u>	<u>28,000</u>	21.3%	13.5%
BEGINNING FUND BALANCE:							
Restricted for Debt Service	-	-	-	30,450	-	-	-100.0%
Restricted for QCCFD	(3,392)	-	-	(3,670)	-	-	-100.0%
Subtotal: Beginning Fund Balance	<u>(3,392)</u>	<u>-</u>	<u>-</u>	<u>26,780</u>	<u>-</u>	-	-100.0%
TOTAL SOURCES	<u><u>\$ 1,071,586</u></u>	<u><u>\$ 1,056,940</u></u>	<u><u>\$ 1,056,940</u></u>	<u><u>\$ 1,054,910</u></u>	<u><u>\$ 1,058,890</u></u>	0.2%	0.4%
<u>USES</u>							
CURRENT EXPENDITURES:							
Streets	\$ 14,297	\$ 17,570	\$ 17,570	\$ 16,710	\$ 17,730	0.9%	6.1%
Park and Recreation	20,687	27,260	27,260	26,090	32,000	17.4%	22.7%
Subtotal: Current Expenditures	<u>34,984</u>	<u>44,830</u>	<u>44,830</u>	<u>42,800</u>	<u>49,730</u>	10.9%	16.2%
DEBT SERVICE:							
Principal	350,000	370,000	370,000	370,000	385,000	4.1%	4.1%
Interest	654,577	637,610	637,610	637,610	619,660	-2.8%	-2.8%
Other	5,250	4,500	4,500	4,500	4,500	0.0%	0.0%
Subtotal: Debt Service	<u>1,009,827</u>	<u>1,012,110</u>	<u>1,012,110</u>	<u>1,012,110</u>	<u>1,009,160</u>	-0.3%	-0.3%
Subtotal: Current Expenditures and Debt Service	<u>1,044,811</u>	<u>1,056,940</u>	<u>1,056,940</u>	<u>1,054,910</u>	<u>1,058,890</u>	0.2%	0.4%
ENDING FUND BALANCE:							
Restricted for Debt Service	30,446	-	-	-	-	-	-
Restricted for QCCFD	(3,671)	-	-	-	-	-	-
Subtotal: Ending Fund Balance	<u>26,775</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	-	-
TOTAL USES	<u><u>\$ 1,071,586</u></u>	<u><u>\$ 1,056,940</u></u>	<u><u>\$ 1,056,940</u></u>	<u><u>\$ 1,054,910</u></u>	<u><u>\$ 1,058,890</u></u>	0.2%	0.4%

EXHIBIT "B"

FISCAL YEAR 2012/2013 TAX LEVY

<u>JURISDICTION</u>	<u>ASSESSED VALUATION (AV)</u>	<u>TAX LEVY</u>	<u>TAX RATE (PER \$100 AV)</u>
QUAIL CREEK COMMUNITY FACILITIES DISTRICT			
Secondary	\$8,766,408		
Maintenance and Operation		\$ 26,299	\$ 0.3000
Bond Indebtedness (Debt Service)		\$ 262,991	\$ 3.0000
TOTAL SECONDARY		<u>\$ 289,290</u>	<u>\$ 3.3000</u>