

**QUAIL CREEK COMMUNITY FACILITIES DISTRICT
RESOLUTION NO. 20**

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 2012 IN THE AMOUNT OF \$1,056,940 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. 19, adopted on June 13, 2011, the District Board of QCCFD (a) approved a tentative budget for FY 2012, (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 27, 2011, 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 2012 by this Resolution No. 20, 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 2012, attached hereto and expressly made a part hereof as Exhibit "A", is hereby finally adopted.

2. It is hereby ORDERED that, in FY 2012, 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 27th day of June, 2011.



Chairperson, District Board,
Quail Creek Community Facilities District

APPROVED AS TO FORM:

ATTEST:



Daniel J. Hochuli
District Counsel
Quail Creek Community Facilities District



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

EXHIBIT "A"

Fiscal Year 2012 Quail Creek Community Facilities District Budget

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

	2010 Actual Amount	2011 Adopted Budget Amended Budget		Estimated Actual	2012 Adopted Budget	% Change From Amended	% Chng From Estimated
<u>SOURCES</u>							
REVENUES:							
Taxes	\$ 271,071	\$ 271,860	\$ 271,860	\$ 288,970	\$ 276,730	1.8%	-4.2%
Investment	13	(230)	(230)	(110)	(120)	-47.8%	9.1%
Miscellaneous	748,163	757,440	757,440	739,610	757,240	0.0%	2.4%
Subtotal: Revenues	1,019,247	1,029,070	1,029,070	1,028,470	1,033,850	0.5%	0.5%
OTHER SOURCES:							
Transfer In	19,300	31,420	31,420	17,730	23,090	-26.5%	30.2%
Subtotal: Other Sources	19,300	31,420	31,420	17,730	23,090	-26.5%	30.2%
BEGINNING FUND BALANCE:							
Restricted for QCCFD	17,000	(3,392)	(3,392)	(3,390)	-	-100.0%	-100.0%
Subtotal: Beginning Fund Balance	17,000	(3,392)	(3,392)	(3,390)	-	-100.0%	-100.0%
TOTAL SOURCES	\$ 1,055,547	\$ 1,057,098	\$ 1,057,098	\$ 1,042,810	\$ 1,056,940	0.0%	1.4%
<u>USES</u>							
CURRENT EXPENDITURES:							
Streets	15,601	14,500	14,500	7,580	17,570	21.2%	131.8%
Park and Recreation	32,013	34,910	34,910	25,270	27,260	-21.9%	7.9%
Subtotal: Current Expenditures	47,614	49,410	49,410	32,850	44,830	-9.3%	36.5%
DEBT SERVICE:							
Principal	335,000	350,000	350,000	350,000	370,000	5.7%	-
Interest	670,825	654,580	654,580	654,580	637,610	-2.6%	-2.6%
Other	5,500	6,500	6,500	5,380	4,500	-30.8%	-16.4%
Subtotal: Debt Service	1,011,325	1,011,080	1,011,080	1,009,960	1,012,110	0.1%	0.2%
Subtotal: Current Expenditures and Debt Service	1,058,939	1,060,490	1,060,490	1,042,810	1,056,940	-0.3%	1.4%
ENDING FUND BALANCE:							
Restricted for QCCFD	(3,392)	(3,392)	(3,392)	-	-	-	-
Subtotal: Ending Fund Balance	(3,392)	(3,392)	(3,392)	-	-	-	-
TOTAL USES	\$ 1,055,547	\$ 1,057,098	\$ 1,057,098	\$ 1,042,810	\$ 1,056,940	0.0%	1.4%

EXHIBIT "B"

FISCAL YEAR 2011/2012 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	\$ 8,785,262		
Maintenance and Operation		\$ 26,355	\$ 0.3000
Bond Indebtedness (Debt Service)		\$ 263,555	\$ 3.0000
TOTAL SECONDARY		<u>\$ 289,910</u>	<u>\$ 3.3000</u>