

CITY COUNCIL OF THE CITY OF OXNARD
ORDINANCE NO. 3005

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OXNARD,
CALIFORNIA, IN CONNECTION WITH THE COMMUNITY
FACILITIES DISTRICT NO. 6 (NORTHSHORE AT MANDALAY
BAY) OF THE CITY OF OXNARD, AUTHORIZING THE CESSATION
OF THE LEVY OF RELATED SPECIAL TAXES AND THE
EXTINGUISHMENT AND CANCELLATION OF ALL RELATED
LIENS, AND DISSOLVING SAID COMMUNITY FACILITIES
DISTRICT

WHEREAS, pursuant to the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), on March 21, 2006, the City Council (the "Council") of the City of Oxnard (the "City") established the Community Facilities District No. 6 (Northshore at Mandalay Bay) of the City of Oxnard ("CFD No. 6"), and pursuant to an election held on such date, levied a special tax in accordance with Ordinance No. 2717 adopted on March 28, 2006 (the "2006 Ordinance") and a rate and method of apportionment (the "Rate and Method"); and

WHEREAS, two special taxes for CFD No. 6 (Special Tax A for facilities and Special Tax B for annual services) were authorized to be levied; and

WHEREAS, CFD No. 6 was authorized to incur bonded indebtedness in a maximum aggregate principal amount not to exceed \$30,000,000, but to date has yet issued bonds for the CFD No. 6; and

WHEREAS, CFD No. 6 has never levied Special Tax A as no bonds were sold and has not levied Special Tax B on parcels in the CFD No. 6 since Fiscal Year 2014/15 and did not levy a 2020/21 special tax for CFD No. 6 as there are currently no services being performed in CFD No. 6; and

WHEREAS, at the request of the landowner, on October 5, 2021, the Council formed City of Oxnard Community Facilities District No. 9 (Northshore at Mandalay Bay) ("CFD No. 9") to replace CFD No. 6; and

WHEREAS, the City now desires to cease the levy of any CFD No. 6 special tax within CFD No. 6, transfer all special taxes previously collected and remaining in the CFD No. 6 fund to CFD No. 9, extinguish and cancel all CFD No. 6 liens on property within CFD No. 6, and dissolve CFD No. 6.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OXNARD DOES ORDAIN AS FOLLOWS:

PART 1. With the formation of CFD No. 9 and the adoption of the Ordinance levying special taxes related thereto, the Council, acting on behalf of itself and CFD No. 6, declares and determines that the obligation to pay special taxes relating to CFD No. 6 against all of the parcels

of CFD No. 6 shall cease, and the recorded liens against such parcels shall be extinguished and cancelled.

PART 2. The City finds and determines that CFD No. 6 is not obligated to pay any outstanding debt and has no authorization to levy any future special tax.

PART 3. CFD No. 6, and all associated liens, if any, are hereby dissolved.

PART 4. Any monies remaining in the fund related to CFD No. 6 shall be transferred to a fund relating to CFD No. 9.

PART 5. The City, on behalf of CFD No. 9, hereby assumes liability for any outstanding debts of CFD No. 6 discovered to exist after the dissolution of CFD No. 6.

PART 6. The City Clerk is hereby directed to cause an addendum to be recorded in the office of the Ventura County Recorder to the Notice of Special Tax Lien for CFD No. 6 which shall state that the obligation to pay all special taxes relating to CFD No. 6 has ceased, all associated liens have been extinguished and CFD No. 6 is dissolved.

PART 7. Pursuant to Government Code Section 36933(c)(1), the City Attorney was designated to prepare, and the City Clerk published, a summary of this Ordinance, and a certified copy of this Ordinance was posted in the office of the City Clerk a minimum of five days before the City Council's adoption of this Ordinance.

PART 8. The Mayor shall sign this ordinance and the City Clerk shall attest to such signature. Within fifteen days after passage, the City Clerk shall cause the title and summary or text of this Ordinance, together with the vote thereon, to be published one time in a newspaper of general circulation published and circulated within the territorial jurisdiction of the City, and to post at the main office of the City a certified copy of the full text of the adopted Ordinance along with the names of the Council Members voting for and against the Ordinance.

PART 9. This Ordinance shall take effect thirty (30) days upon its final passage.

PART 10. Ordinance No. 3005 was first read on October 19, 2021, and finally adopted on November 16, 2021.

AYES: Councilmembers Basua, Lopez, MacDonald, Madrigal, Perello and Zaragoza.

NOES: None.

ABSTAIN: None.

ABSENT: None.




John Zaragoza, Mayor

ATTEST:



Rosé Chaparro, City Clerk

APPROVED AS TO FORM:

 11/8/2021

Stephen M. Fischer, City Attorney

RECORDING REQUESTED BY
AND RETURN TO:

COPY

City of Oxnard
c/o Maryann L. Goodkind, Esq.
Norton Rose Fulbright US LLP
555 South Flower Street, 41st Floor
Los Angeles, California 90071

**NOTICE OF CESSATION OF SPECIAL TAX
AND
DISSOLUTION OF
CITY OF OXNARD COMMUNITY FACILITIES DISTRICT NO. 6**

Reference is hereby made to the Notice of Special Tax Lien (the "Notice of Special Tax Lien") with respect to Community Facilities District No. 6 (Northshore at Mandalay Bay) of the City of Oxnard (the "CFD No. 6") recorded on April 5, 2006, as Document No. 20060405-0072622, in the office of the Ventura County Recorder, State of California, which contains a list of the owners and assessor tax parcel numbers within the original boundaries of CFD No. 6.

Reference is also hereby made to the Boundary Map of CFD No. 6 filed in Book 19 of Maps of Assessment and Community Facilities Districts at Page 42, in the office of the Ventura County Recorder, State of California. This map constitutes the final boundary map of CFD No. 6.

Pursuant to California Government Code Section 53330.5, California Streets and Highways Code Section 3115.5(c), and Ordinance No. 3005, the City Clerk of the City of Oxnard (the "City") hereby gives notice that the obligation to pay special taxes against all of the parcels of CFD No. 6 shall cease and the recorded liens against such parcels are extinguished and cancelled.

Pursuant to California Government Code Section 53338.5 and Ordinance No. 3005 of the City, the City Clerk of the City hereby gives notice that Community Facilities District No. 6 (Northshore at Mandalay Bay) of the City of Oxnard, and all associated liens, if any, have been dissolved. The City shall be liable for any outstanding debt discovered to exist after the dissolution of CFD No. 6.

Dated: November 16th, 2021



ROSE CHAPARRO, CITY CLERK OF THE CITY
OF OXNARD