

RESOLUTION NO. 13-16

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CASITAS MUNICIPAL WATER DISTRICT, CALIFORNIA (THE "DISTRICT"), AMENDING AND RESTATING RESOLUTION NO. 13-14 CALLING A SPECIAL ELECTION BY WAY OF POLLING PLACE BALLOT FOR THE PURPOSE OF APPROVING A SPECIAL TAX IN THE CASITAS MUNICIPAL WATER DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2013-1 (OJAI), THE ISSUANCE OF BONDS BY SAID DISTRICT, AND ESTABLISHMENT OF AN APPROPRIATIONS LIMIT

WHEREAS, on March 13, 2013, the Board of Directors of the Casitas Municipal Water District adopted its Resolution No. 13-14 entitled "A Resolution of the Board of Directors of the Casitas Municipal Water District, California (the "District"), Calling a Special Election By Way of Polling Place Ballot for the Purpose of Approving a Special Tax in the Casitas Municipal Water District Community Facilities District No. 2013-1 (Ojai), the Issuance of Bonds By Said District and Establishment of an Appropriations Limit "; and

WHEREAS, the Board of Directors desires to make minor modifications to the ballot label attached as Exhibit A to Resolution No. 13-14 that is to be presented to the voters at said special election in order to comply with the 75-word limit for ballot labels provided for in Elections Code Sections 303, 9051(b), and 13247 and to correct minor errors in Resolution No. 13-14.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Casitas Municipal Water District does hereby restate Resolution No. 13-14 and amend it to add revised Exhibit A and revised Paragraph 5 as follows:

1. Pursuant to Sections 53326, 53351 and 53325.7 of the Act, the issues of the levy of said special tax, the incurring of bonded indebtedness and the establishment of said appropriations limit for Community Facilities District No. 2013-1 (OJAI) shall be submitted to the qualified electors of the CFD at an election called therefor as provided below.

2. This Board of Directors hereby finds that more than 12 persons have been registered to vote within the territory of Community Facilities District No. 2013-1 (OJAI) for each of the ninety (90) days preceding the close of the public hearing heretofore conducted and concluded by this Board of Directors for the purposes of these proceedings. Accordingly, pursuant to the Act, this Board of Directors finds that for purposes of these proceedings the qualified electors are the registered voters within the Community Facilities District No. 2013-1 (OJAI) and that the vote shall be by said registered voters. Each registered voter in Community Facilities District No. 2013-1 (OJAI) shall possess one (1) vote.

3. An election is hereby called for Community Facilities District No. 2013-1 (OJAI) on the propositions of levying the special tax on the property within Community Facilities

District No. 2013-1 (OJAI) and establishing an appropriations limit for the District pursuant to Section 53325.7 of the Act and shall be consolidated with the election on the proposition of authorization of bonded indebtedness, pursuant to Section 53351 of the Act. The language of the proposition to be placed on the ballot is attached hereto as Exhibit A.

4. The date of the election for Community Facilities District No. 2013-1 (OJAI) on the proposition of authorizing the bonded indebtedness, authorizing the levy of the special tax and establishing an appropriations limit for the District shall be August 27, 2013 or such later date as is consented to by the Registrar of Voters of the County of Ventura (the "Registrar"). The polls shall be open for said election between the hours of 7:00 a.m. and 8:00 p.m. The election shall be conducted by the Registrar. Except as otherwise provided by the Act, the election shall be conducted at polling places and in accordance with the provisions of law regulating elections of the District insofar as such provisions are determined by the Registrar to be applicable. The Registrar is authorized to conduct the election following the adoption of this resolution. All ballots shall be received by, and the Registrar shall close the election by, 8:00 p.m. on the election day. Pursuant to Section 53326 of the Act, the ballots for the special election shall be distributed in person (or by mailed absentee ballot) to the registered voters within Community Facilities District No. 2013-1 (OJAI).

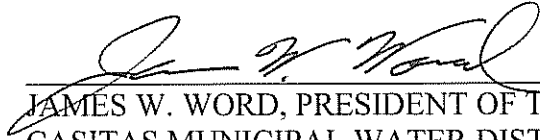
The Board of Directors hereby requests the Board of Supervisors of Ventura County to direct the Registrar to do all things necessary and proper for the conduct of the election, including but not limited to: establishing precinct boundaries and polling places, selecting and employing election officials; publication of notices; preparation and distribution of sample ballots; distribution of printed arguments for and against the measure; the conduct of the election; the counting of ballots and the canvassing and certification of the election results. The Board of Directors agrees to enter into a service contract with the County for these services and to pay the County's reasonable costs, as specified therein, in rendering these services. The General Manager is hereby authorized to execute the service contract on behalf of the District.

5. In accordance with Division 9, Chapter 2, Article 3 and Division 9, Chapter 4, Article 1 of the Elections Code of the State of California, the Board of Directors requests that the Registrar of Voters receive arguments for or against the ballot measure and establish a deadline as the date after which no arguments for or against the ballot measure may be submitted to the Registrar. The Board of Directors further requests that the Registrar of Voters send copies of the argument in favor of the ballot measure to the authors of the argument against the measure and copies of the argument against the measure to the authors of the argument in favor, which authors may then prepare and submit rebuttal arguments not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument, which rebuttal arguments in either case shall be submitted to the Registrar no later than a date designated by the Registrar. The Board of Directors further hereby directs the Clerk to transmit a copy of the foregoing measure to the District's attorney, and directs the District's attorney, subject to review and revision by the Ventura County Counsel, to prepare and submit to the Registrar of Voters an impartial analysis of the foregoing measure, all pursuant to applicable provisions of the California Elections Code.

6. The Clerk is hereby directed to cause to have published in a newspaper of general circulation circulating within Community Facilities District No. 2013-1 (OJAI) copies of this Resolution, the Resolution of Formation, and the Resolution Determining Necessity.

7. This Resolution shall take effect immediately upon its adoption.

PASSED and ADOPTED by the Board of Directors of the Casitas Municipal Water District at a regular meeting held on the 10th day of April, 2013.


JAMES W. WORD, PRESIDENT OF THE
CASITAS MUNICIPAL WATER DISTRICT

ATTEST:


MARY BERGEN, SECRETARY OF THE
CASITAS MUNICIPAL WATER DISTRICT


STATE OF CALIFORNIA)
COUNTY OF VENTURA) SS
CASITAS MUNICIPAL WATER DISTRICT)

I, Rebekah Vieira, Clerk of the Board of Directors of the Casitas Municipal Water District, California hereby certify that the foregoing Resolution was duly adopted at a regular meeting of the Board of Directors of the Casitas Municipal Water District, held at the 10th day of April, 2013, by the following vote:

AYES: DIRECTORS: Baggerly, Kaiser, Bergen, Hicks, Word

NOES: DIRECTORS: None

ABSENT: DIRECTORS: None


REBEKAH VIEIRA, CLERK OF THE
BOARD OF THE CASITAS MUNICIPAL
WATER DISTRICT

Attachment: Exhibit A

**CASITAS MUNICIPAL WATER DISTRICT
COMMUNITY FACILITIES DISTRICT NO. 2013-1 (OJAI)**

**OFFICIAL BALLOT
SPECIAL TAX INDEBTEDNESS AND APPROPRIATIONS LIMIT ELECTION**

BALLOT MEASURE: “Shall Casitas Municipal Water District Community Facilities District 2013-1 (Ojai) incur indebtedness and issue bonds in the maximum principal amount of \$60,000,000 to finance acquisition of Golden State Water Company’s Ojai service area and/or construction of improvements benefiting the CFD; shall special taxes be levied upon properties in the CFD to pay for such bonds, facilities, and administrative costs; and shall annual CFD appropriations limits be established equal to the total special taxes collected?”

YES: _____

NO: _____