

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT

ACTION REPORT:

TO: Chairman and Board Members
FROM: City Treasurer Office
SUBJECT: ADOPT Resolution No. 51 Approving Proposed Budget and Ordering Hearing, and Resolution No. 52 Adopting FY 2021/22 Budget and Tax Levy for District

DATE: 6/08/21

AGENDA ITEM NO.: 01

STAFF: Gina Kirklin (x25006)

ACTION

- ADOPT Resolution No. 51, approving the proposed District budget for FY 2021/22 and ordering a hearing,
- CALL FOR PUBLIC TESTIMONY on the District budget, and
- ADOPT Resolution No. 52, adopting the District budget for FY 2021/22 and ordering a tax levy.

BACKGROUND

The Via Linda Road Community Facilities District (District) was formed in 1998 to facilitate the financing, acquisition and construction of public infrastructure within the District. To date, \$3,225,000 of tax-exempt bonds have been issued.

The District was responsible for the installation of infrastructure, which benefits existing and future residents of the District and the City. An ongoing tax assessment is necessary to pay the debt service on the District's bonds and the District's operation and maintenance expenses.

The FY 2021/22 proposed budget (see Exhibit A of Attachment #1) has been prepared pursuant to the requirements of the Arizona Revised Statutes. The District considers anticipated administrative costs and uncollectable accounts, and may reduce cash balances as needed to comply with Arizona Revised Statutes § 35-458(A). The first Resolution calls for approval of the proposed budget and a public hearing on the proposed budget and the second Resolution adopts the budget subsequent to the hearing (see Exhibit B of Attachment #2). The second Resolution also sets the tax levy for the District.

FISCAL IMPACT

The District will levy on District property an ad valorem tax of \$225,885 resulting in an estimated tax rate for existing and future property owners of \$1.0410 per \$100.00 of net assessed limited property value. This is an increase of \$2,652 from the previous year's tax levy and an increase of \$.0166 from the previous year's tax rate published by Maricopa County. The project development agreement fully discloses this tax to all purchasers of property in the District.


Gina Kirklin
Report Author


Dave Lipinski
District Manager

Attachments: 1. Resolution No. 51
Exhibit A - Proposed Budget FY 2021/22
Exhibit B - Notice of Hearing
2. Resolution No. 52
Exhibit A - Notice of Hearing
Exhibit B - Adopted Budget FY 2021/22
Exhibit C - Tax Levy
Map of District

ACTION TAKEN: _____

DRAFT

**MINUTES
DISTRICT BOARD
VIA LINDA ROAD
COMMUNITY FACILITIES DISTRICT
TUESDAY, JUNE 16, 2020**

1. CALL TO ORDER

Chairman W. J. "Jim" Lane called to order a meeting of the District Board of the Via Linda Road Community Facilities District at 6:28 P.M. on Tuesday, June 16, 2020, in the City Hall Kiva.

Present: W. J. "Jim" Lane, Chairman
Board Members Suzanne Klapp, Virginia L. Korte, Kathleen S. Littlefield,
Linda Milhaven, Guy Phillips, and Solange Whitehead

Also Present: District Clerk Carolyn Jagger
Community Facilities District Treasurer Jeff Nichols
City Manager Jim Thompson
City Attorney Sherry Scott
City Auditor Sharron Walker

2. APPROVAL OF MINUTES OF TUESDAY, JUNE 11, 2019

Board Member Littlefield made a motion to approve the minutes of Tuesday, June 11, 2019. Board Member Korte seconded the motion, which carried 7/0, with Board Chair Lane and Board Members Klapp, Korte, Littlefield, Milhaven, Phillips, and Whitehead voting in the affirmative.

3. ADOPT RESOLUTION NO. 49, WHICH SETS OUT PROPOSED BUDGET AND CALLS FOR PUBLIC HEARING

Board Member Klapp made a motion to adopt Resolution No. 49. Board Member Littlefield seconded the motion, which carried 7/0, with Board Chair Lane and Board Members Klapp, Korte, Littlefield, Milhaven, Phillips, and Whitehead voting in the affirmative.

4. CALL FOR PUBLIC COMMENTS ON THE BUDGET

No public comments were received.

5. ADOPT RESOLUTION NO. 50, WHICH APPROVES THE BUDGET AND SETS TAX LEVY

Board Member Klapp made a motion to adopt Resolution No. 50. Board Member Phillips seconded the motion, which carried 7/0, with Board Chair Lane and Board Members Klapp, Korte, Littlefield, Milhaven, Phillips, and Whitehead voting in the affirmative.

DRAFT

Via Linda Road Community Facilities District
Tuesday, June 16, 2020

Minutes
Page 2 of 3

6. ADJOURNMENT

With no further business to discuss, Chairman Lane adjourned the meeting at 6:29 P.M.

SUBMITTED BY:

A handwritten signature in black ink, appearing to read "Carolyn Jagger", with a long horizontal flourish extending to the right.

**Carolyn Jagger
District Clerk**

Officially approved by the District Board on _____

C E R T I F I C A T E

I hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the District Board of the Via Linda Road Community Facilities District of Scottsdale, Arizona held on the 16th day of June 2020.

I further certify that the meeting was duly called and held, and that a quorum was present.

DATED this ____ day of June 2020.

District Clerk

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT
OF SCOTTSDALE, ARIZONA

RESOLUTION NO. 51

A RESOLUTION OF THE DISTRICT BOARD OF THE VIA LINDA
ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE,
ARIZONA APPROVING A PROPOSED DISTRICT BUDGET FOR
FY 2021/22 AND ORDERING A HEARING ON SUCH BUDGET
AS APPROVED

WHEREAS, pursuant to Section 48-716 of the Arizona Revised Statutes, the Treasurer of the Via Linda Road Community Facilities District of Scottsdale, Arizona (the "District") prepared and submitted to the Board of Directors of the District (the "District Board") for approval a proposed District budget for FY 2021/22 (the "Proposed Budget"); and

WHEREAS, the Proposed Budget sets forth the annual statements and estimates of the operation and maintenance expenses, together with the debt service payment of the District for FY 2021/22, as required by Section 48-723(C) of the Arizona Revised Statutes; and

WHEREAS, pursuant to Section 48-723(C) of the Arizona Revised Statutes, the District Board filed the Proposed Budget with the City Clerk of the City of Scottsdale, Arizona, who serves as the clerk of the District, prior to May 26, 2021,

NOW, THEREFORE, BE IT RESOLVED by the District Board of the Via Linda Road Community Facilities District of Scottsdale, Arizona as follows:

1. *Approval of Proposed Budget.* The Proposed Budget submitted to the District Board and attached as Exhibit A hereto is hereby approved and a hearing on the Proposed Budget is hereby ordered as required by law.

2. *Notice of Hearing.* Publication of the notice of the public hearing on the Proposed Budget in the form attached hereto as Exhibit B, which was published in accordance with the provisions of Section 48-716 of the Arizona Revised Statutes, is hereby ratified, approved and adopted.

3. *Effective Date.* This resolution is effective immediately.

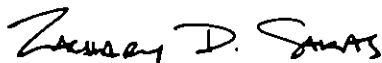
PASSED by the District Board of the Via Linda Road Community Facilities District of Scottsdale, Arizona this 8th day of June, 2021.

Chairman, District Board
Via Linda Road Community Facilities
District of Scottsdale, Arizona

ATTEST:

Bcn Lane, District Clerk
Via Linda Road Community Facilities
District of Scottsdale, Arizona

APPROVED AS TO FORM:

By 

Zachary D. Sakas, Bond Counsel
Sherman & Howard L.L.C.

ATTACHMENTS:

Exhibit A — Proposed Budget FY 2021/22
Exhibit B — Notice of Hearing

EXHIBIT A

**VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT
OF SCOTTSDALE, ARIZONA**

PROPOSED BUDGET FY 2021/22

BEGINNING FUNDS AVAILABLE		\$ 35,820
REVENUES		
Net Assessed Limited Property Value*	\$21,698,837	
Estimated Tax Rate	\$1.0410	
Property Tax Collections **		225,885
EXPENSES		
Debt Service	(215,790)	
Insurance Premium	(5,000)	
Trustee Fees	(1,000)	
Legal Fees	(600)	
Advertising	(400)	
Administrative	(4,750)	
Total Expenses		<u>(227,540)</u>
ENDING FUNDS AVAILABLE		<u>\$ 34,165</u>

* Source: Maricopa County Assessor's Office, as of February 2021

** Net Assessed Limited Property Value x Estimated Tax Rate/100

EXHIBIT B

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

NOTICE OF HEARING

REQUIRED BY A.R.S. §§ 48-716 AND 48-723(C) ON THE PROPOSED BUDGET FOR FY 2021/22 OF VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

Pursuant to Sections 48-716 and 48-723(C), Arizona Revised Statutes, notice is hereby given that a public hearing on the Proposed Budget of the Via Linda Road Community Facilities District of Scottsdale, Arizona for FY 2021/22 will be held by the District Board on June 8, 2021, at approximately 5:00 p.m. or immediately following the regular meeting of the Scottsdale City Council in the City of Scottsdale City Hall Kiva,* located at 3939 N. Drinkwater Blvd., Scottsdale, Arizona. A copy of the Proposed Budget is on file with the Clerk of the City of Scottsdale, Arizona/District Clerk of Via Linda Road Community Facilities District of Scottsdale, Arizona, at the City Hall of the City of Scottsdale, Arizona, 3939 N. Drinkwater Blvd., Scottsdale, Arizona 85251, telephone number (480) 312-2412. This notice also constitutes notice of the filing of the estimate as required by Section 48-723(C), of the Arizona Revised Statutes.

*Please note that due to the ongoing COVID-19 pandemic, Scottsdale City Council meetings may be held virtually with access by the public limited to virtual attendance through electronic means. Meetings are broadcast electronically through Cox Cable Channel 11 and streamed online at [ScottsdaleAZ.gov](https://www.scottsdaleaz.gov) (search "live stream"). Please check the City Council website at <https://www.scottsdaleaz.gov/council/meeting-information/agendas-minutes> for the specific agenda for this meeting and the latest updates regarding meetings and the opportunity for public participation and comment at this meeting.

DATED this 18th day of May, 2021.

/s/ District Manager
District Manager
Via Linda Road Community Facilities
District of Scottsdale, Arizona

**VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT
OF SCOTTSDALE, ARIZONA**

RESOLUTION NO. 52

A RESOLUTION OF THE DISTRICT BOARD OF THE VIA LINDA ROAD
COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA
ADOPTING THE DISTRICT BUDGET FOR FY 2021/22 AND LEVYING
A TAX

WHEREAS, pursuant to Section 48-716 of the Arizona Revised Statutes, the Treasurer of the Via Linda Road Community Facilities District of Scottsdale, Arizona (the "District") prepared and submitted to the Board of Directors of the District (the "District Board") for approval a proposed District budget for FY 2021/22 (the "Proposed Budget"); and

WHEREAS, the Proposed Budget sets forth the annual statements and estimates of the operation and maintenance expenses, together with the debt service payment of the District for FY 2021/22, as required by Section 48-723(C) of the Arizona Revised Statutes; and

WHEREAS, on June 8, 2021, the District Board adopted Resolution No. 51 approving the Proposed Budget and ordering a hearing on the Proposed Budget as required by law; and

WHEREAS, as required by Sections 48-716 and 48-723(C) of the Arizona Revised Statutes, notice of the public hearing on the Proposed Budget and of the filing of the estimate, in the form attached hereto as Exhibit A, was published not less than ten days prior to the date hereof in a newspaper of general circulation in the District and was mailed to the City Clerk of the City of Scottsdale, Arizona; and

WHEREAS, a public hearing was held on the date hereof,

NOW, THEREFORE, BE IT RESOLVED by the District Board of the Via Linda Road Community Facilities District of Scottsdale, Arizona as follows:

1. *Adoption of Proposed Budget.* The Proposed Budget in the form attached hereto as Exhibit B is hereby approved and adopted as the final District budget for FY 2021/22.

2. *Tax Levy.* A tax levy (the "Tax Levy") in the form attached hereto as Exhibit C is hereby ordered, approved and adopted, and the District Clerk is hereby directed to deliver certified copies of the Tax Levy to the Maricopa County (Arizona) Board of Supervisors, to the Arizona Department of Revenue and to any entity acting as trustee for any District bonds.

3. *Effective Date.* This Resolution is effective immediately.

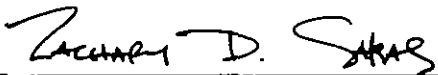
PASSED by the District Board of the Via Linda Road Community Facilities District of Scottsdale, Arizona this 8th day of June, 2021.

Chairman, District Board
Via Linda Road Community Facilities
District of Scottsdale, Arizona

ATTEST:

Ben Lane, District Clerk
Via Linda Road Community Facilities
District of Scottsdale, Arizona

APPROVED AS TO FORM:

By 
Zachary D. Sakas, Bond Counsel
Sherman & Howard L.L.C.

ATTACHMENTS:

Exhibit A — Notice of Hearing
Exhibit B — Adopted Budget FY 2021/22
Exhibit C — Tax Levy

EXHIBIT A

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

NOTICE OF HEARING

REQUIRED BY A.R.S. §§ 48-716 AND 48-723(C) ON THE PROPOSED BUDGET FOR FY 2021/22

OF

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

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DATED this 18th day of May, 2021.

/s/ District Manager
District Manager
Via Linda Road Community Facilities
District of Scottsdale, Arizona

EXHIBIT B

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

ADOPTED BUDGET FY 2021/22

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Advertising	(400)	
Administrative	(4,750)	
Total Expenses		<u>(227,540)</u>
ENDING FUNDS AVAILABLE		<u>\$ 34,165</u>

* Source: Maricopa County Assessor's Office, as of February 2021

** Net Assessed Limited Property Value x Estimated Tax Rate/100

EXHIBIT C

VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE, ARIZONA

TAX LEVY

PURSUANT TO RESOLUTION NO. 52 passed on June 8, 2021 by the Board of Directors of the Via Linda Road Community Facilities District of Scottsdale, Arizona (the "District"), it is hereby ordered levying a secondary *ad valorem* tax on all taxable property within the District for FY 2021/22 at a rate sufficient to produce \$225,885 for debt service on outstanding bonds of the District and operation and maintenance expenses of the District. A map of the District is attached hereto as Appendix A.

DATED: June 8, 2021.

Chairman, District Board
Via Linda Road Community Facilities
District of Scottsdale, Arizona

ATTEST:

District Clerk
Via Linda Road Community Facilities
District of Scottsdale, Arizona

VIA LINDA CFD



PARCEL EXHIBIT VIA LINDA ROAD COMMUNITY FACILITIES DISTRICT OF SCOTTSDALE ARIZONA

CURVE	ARC	DELTA	RADIUS
C1	145.32	14°36'27"	570.00
C2	58.64	14°36'27"	230.00
C3	334.67	26°37'55"	720.00

LINE	BEARING	DISTANCE
L1	N 89°34'57" E	160.00
L2	S 55°39'14" E	70.36
L3	S 80°32'53" E	610.13
L4	S 00°21'22" W	327.22
L5	S 53°25'51" W	531.99
L6	S 09°34'39" W	667.60
L7	S 22°10'09" W	509.43
L8	S 83°07'46" W	164.43
L9	S 16°22'26" W	70.47
L10	S 69°37'46" W	76.07
L11	S 34°58'42" E	340.00
L12	N 69°37'46" E	285.92
L13	N 42°59'51" E	137.70
L14	S 47°03'55" E	715.11
L15	N 89°56'04" E	455.43

