

RESOLUTION NO. CFD CD RES 45

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CADENCE COMMUNITY FACILITIES DISTRICT (CITY OF MESA, ARIZONA) ADOPTING THE LEVY UPON THE ASSESSED VALUATION OF THE PROPERTY WITHIN THE DISTRICT SUBJECT TO AD VALOREM TAXATION A CERTAIN SUM UPON EACH ONE HUNDRED DOLLARS (\$100.00) OF NET ASSESSED LIMITED PROPERTY VALUATION SUFFICIENT TO RAISE THE AMOUNTS ESTIMATED TO BE REQUIRED IN THE ANNUAL BUDGET, LESS THE AMOUNT ESTIMATED TO BE RECEIVED FROM OTHER SOURCES OF REVENUE, FOR THE PURPOSE OF PAYING FOR VARIOUS OPERATING AND DEBT SERVICE EXPENSES; ALL FOR THE FISCAL YEAR ENDING THE 30TH DAY OF JUNE, 2024.**

**WHEREAS**, the Cadence Community Facilities District (City of Mesa, Arizona) (the "District") Board of Directors adopted the fiscal year 2023-24 Final Budget on June 29, 2023; and

**WHEREAS**, Maricopa County, Arizona (the "County") is now the assessing and collecting authority for the District, and the District Clerk is hereby directed to transmit a certified copy of this Resolution to the Arizona Department of Revenue and to the Board of Supervisors of the County;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE CADENCE COMMUNITY FACILITIES DISTRICT (CITY OF MESA, ARIZONA)** as follows:

Section 1. There is hereby levied on each one hundred dollars (\$100.00) of the net assessed limited property value of all property, both real land and personal, within the corporate limits of the District not exempt from taxation, (i) an ad valorem property tax rate equal to thirty cents (\$0.30) for the purpose of various operation expenses, provided, however, that such rate shall not exceed thirty cents (\$0.30) and (ii) an ad valorem property tax rate equal to two dollars and sixty-eight cents (\$2.68) for the purpose of paying the principal of and interest on general obligation bond indebtedness, plus a reasonable tax delinquency factor, plus an amount necessary to correct prior year errors in the levy, if applicable, and any expenses and fees required in conjunction with the authorization pursuant to A.R.S. § 35-512. The combined tax rate is two dollars and ninety-eight cents (\$2.98) for each one hundred dollars (\$100.00) of net assessed limited property value for the District for the fiscal year ending June 30, 2024. This Section may be revised to comply with a request by the County Treasurer if necessary to levy and collect the appropriate property tax.

Section 2. No failure by the County officials to properly return the delinquent list and no irregularity in the assessment or omission in the same, or irregularity of any kind in any proceedings shall invalidate such proceedings or invalidate any title conveyed by any tax deed; nor shall any failure or neglect of any officer or officers to perform any of the duties assigned to him or to them on the day within time specified work an invalidation of any proceedings or of any such deed or sale or affect the validity of the assessment and levy of taxes or of the judgment or

sale by which the collection of the same may be enforced or in any manner affect the lien of the District upon such property for the delinquent taxes unpaid thereon, and no overcharge as to part of the taxes or of costs shall invalidate any proceedings for collecting of taxes or the foreclosure, and all acts of officers de facto shall be valid as if performed by officers de jure.

Section 3. All resolutions and parts of resolutions in conflict are hereby repealed.

**PASSED AND ADOPTED** by the Board of Directors of the Cadence Community Facilities District (City of Mesa, Arizona), on June 29, 2023.

John Gilmer  
Chairman, Board of Directors

ATTEST:

Holly Moseley  
District Clerk



APPROVED AS TO FORM:

Zachary D. Spurr  
District Special Counsel

**CERTIFICATION OF RECORDING OFFICER**

I hereby certify that the above and foregoing resolution was duly passed by the Board of Directors of the Cadence Community Facilities District (City of Mesa, Arizona) at a meeting held on June 29, 2023, and that a quorum was present thereat and that the vote thereon was 7 ayes and 0 nays; 0 did not vote or were absent.

Holly Moseley  
District Clerk