

**ORDINANCE NO. \_\_\_\_\_**

An ordinance adding Section 5.115.8.4 to Article 25 of Chapter 5 of Division 5 of the Los Angeles Administrative Code to establish a special tax fund in which to deposit the special taxes received from annual tax levies for the City of Los Angeles Community Facilities District No. 11 (Ponte Vista) (District).

**WHEREAS**, on October 28, 2020, the Los Angeles City Council (the City Council), pursuant to the Mello-Roos Community Facilities Act of 1982 (the Act), adopted a resolution entitled “Resolution of the Council of the City of Los Angeles of Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes” stating its intention to establish the District and to finance certain public facilities (the Facilities);

**WHEREAS**, on December 1, 2020, the City Council held a noticed public hearing on the establishment of the District, as required by the Act;

**WHEREAS**, following the close of the public hearing, the City Council adopted ordinances entitled, “An Ordinance of Formation of City of Los Angeles Community Facilities District No. 11 (Ponte Vista), Authorizing the Levy of a Special Tax within the Community Facilities District and Establishing an Appropriations Limit for the Community Facilities District” (the Ordinance of Formation); “An Ordinance Deeming it Necessary to Incur Bonded Indebtedness within City of Los Angeles Community Facilities District No. 11 (Ponte Vista);” and “An Ordinance Calling Special Election for City of Los Angeles Community Facilities District No. 11 (Ponte Vista),” wherein such ordinances established the District, authorized the levy of a special tax within the District, and called a Special Election within the District on the proposition of whether to incur bonded indebtedness, levy a special tax within the District, and establish an appropriations limit for the District, respectively;

**WHEREAS**, on February 3, 2021, the Special Election was held in which the qualified electors of the District approved the propositions and authorized the levying of a special tax within the District, authorized the District to incur bonded indebtedness to finance the Facilities, and established an appropriations limit for the District;

**WHEREAS**, following the results of the Special Election, the City Council adopted Ordinance No. 186921, which authorized the levying of a special tax within the District on an annual basis until the indebtedness of the District is paid off or as otherwise provided in the Ordinance of Formation;

**WHEREAS**, on June 23, 2021, the City Council adopted an ordinance that established a tax levy for the District for the Fiscal Year 2021-22;

**WHEREAS**, the District anticipates issuing bonded indebtedness for the District in Fiscal Year 2021-22; and

**WHEREAS**, the City Council, acting in its capacity as the legislative body of the District, adopts this special tax fund ordinance for the District.

**NOW, THEREFORE,**

**THE PEOPLE OF THE CITY OF LOS ANGELES  
DO ORDAIN AS FOLLOWS:**

Section 1. Section 5.115.8.4 is added to Article 25 of Chapter 5 of Division 5 of the Los Angeles Administrative Code to read as follows:

**Sec. 5.115.8.4. Community Facilities District No. 11 (Ponte Vista) Special Tax Fund.**

(a) There is hereby established in the Treasury of the City of Los Angeles (City) a special fund named the "Community Facilities District No. 11 (Ponte Vista) Special Tax Fund" (Tax Fund). The purpose of the Tax Fund is to receive proceeds from the special taxes levied on taxable property in the City of Los Angeles Community Facilities District No. 11 (Ponte Vista) (District) and the proceeds from any enforcement, collection activities and foreclosures related to the special tax and other deposits, from which the monies collected shall be disbursed in accordance with the terms of an Indenture, relating to bonded indebtedness to be issued for the District, to be executed by the District and the trustee, as amended from time to time, to carry out the authorized purposes of the District, as provided in the ordinance entitled "An Ordinance of Formation of City of Los Angeles Community Facilities District No. 11 (Ponte Vista), Authorizing the Levy of a Special Tax Within the Community Facilities District, and Establishing an Appropriations Limit for the Community Facilities District," adopted December 1, 2020. Any earnings received on money in the Tax Fund shall be used and disbursed in accordance with the terms of the Indenture.

(b) The Tax Fund shall be administered by the City Administrative Officer.

(c) Pursuant to City Charter Section 344, monies in the Tax Fund shall not be subject to reversion to the Reserve Fund of the City.

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By  \_\_\_\_\_  
CHARLES HONG  
Deputy City Attorney

Date 9/16/21

File No. 13-1646-S7

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The Clerk of the City of Los Angeles hereby certifies that the foregoing ordinance was passed by the Council of the City of Los Angeles.

CITY CLERK

MAYOR

\_\_\_\_\_

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Ordinance Passed \_\_\_\_\_

Approved \_\_\_\_\_