

RESOLUTION NO. CFD EM1 RES_____

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE EASTMARK
COMMUNITY FACILITIES DISTRICT NO. 1 (CITY OF MESA,
ARIZONA) ADOPTING THE FINAL BUDGET OF THE DISTRICT FOR
FISCAL YEAR 2017-18 BEGINNING JULY 1, 2017 AND ENDING
JUNE 30, 2018.**

WHEREAS, in accordance with the provisions of the Arizona Revised Statutes ("A.R.S.") Section 48-716, the Eastmark Community Facilities District No. 1 (City of Mesa, Arizona) (the "District") Board of Directors (the "District Board") received the proposed District budget on or prior to June 1, 2017; and

WHEREAS, it appears that all notices have been duly published and mailed, as required by law; and

WHEREAS, the District Board intends to adopt the fiscal year 2017-18 Final Budget (the "District Budget"); and

WHEREAS, in the District Budget, the District Board has filed with the District Clerk the annual statements of the costs and expenditures of the District, including the amount of taxes to be raised to pay the expenses and any general obligation bonds of the District and has conducted a hearing on such statements; and

WHEREAS, in accordance with said sections of A.R.S. Title 48 and following public notice, the District Board met on June 29, 2017, at which meeting any taxpayer in the District was privileged to appear and be heard in favor of or against any of the proposed expenditures or tax levies; and

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

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE EASTMARK COMMUNITY FACILITIES DISTRICT NO. 1 (CITY OF MESA, ARIZONA) as follows:

Section 1. Budget Adopted. The District Budget in the amount of seventeen million six hundred thirty thousand six hundred eighty-three dollars (\$17,630,683) is hereby adopted as the District Budget of the District for fiscal year 2017-18.

Section 2. No Invalidation of Proceedings. No failure by 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. Conflicting Resolutions Repealed. All resolutions and parts of resolutions in conflict are hereby repealed.

PASSED AND ADOPTED by the Board of Directors of the Eastmark Community Facilities District No. 1 (City of Mesa, Arizona) on June 29, 2017.

District Chairman

ATTEST:

District Clerk

APPROVED AS TO FORM:

District Attorney