

RESOLUTION NO. 3, 2002-2003

**RESOLUTION OF THE BOARD OF EDUCATION OF THE
REDLANDS UNIFIED SCHOOL DISTRICT ORDERING
SCHOOL BOND ELECTION, AND AUTHORIZING
NECESSARY ACTIONS IN CONNECTION THEREWITH**

WHEREAS, most of the schools in the Redlands Unified School District are more than 25 years old, and major repairs and upgrades are necessary to ensure that these schools are sufficiently modern to serve future generations; and

WHEREAS, there is a need district-wide for the construction of new schools due to continuing enrollment growth, overcrowded conditions, and class-size reduction; and

WHEREAS, the Board of Education (the "Board") of the Redlands Unified School District (the "District"), within the County of San Bernardino, California (the "County"), is authorized to order elections within the District and to designate the specifications thereof, pursuant to Sections 5304 and 5322 of the California Education Code (the "Education Code");

WHEREAS, the Board is specifically authorized to order elections for the purpose of submitting to the electors the question of whether bonds of the District shall be issued and sold for the purpose of raising money for the purposes hereinafter specified, pursuant to Education Code Sections 15100 *et seq.*;

WHEREAS, pursuant to Section 18 of Article XVI and Section 1 of Article XIII A of the California Constitution, and Section 15266 of the Education Code, school districts may seek approval of general obligation bonds and levy an *ad valorem* tax to repay those bonds upon a 55% vote of those voting on a proposition for the purpose, provided certain accountability measures are included in the proposition;

WHEREAS, in order to renovate aging school facilities and relieve overcrowding, the Board deems it necessary and advisable to submit such a bond proposition to the electors to be approved by 55% of the votes cast;

WHEREAS, such a bond election must be conducted concurrent with a statewide primary election, general election, or special election, or at a regularly scheduled local election, as required by Section 15266 of the Education Code;

WHEREAS, on November 5, 2002, a statewide general election is scheduled to occur throughout the District;

WHEREAS, pursuant to Section 15270 of the Education Code, based upon a projection of assessed property valuation, the Board has determined that, if approved by voters, the tax rate levied to meet the debt service requirements of the bonds proposed to be issued will not exceed \$60 per year per \$100,000 of assessed valuation of taxable property;

WHEREAS, Section 9400 *et seq.* of the California Elections Code (the “Elections Code”) requires that a tax rate statement be contained in all official materials, including any ballot pamphlet prepared, sponsored or distributed by the District, relating to the election;

WHEREAS, the Board now desires to authorize the filing of a ballot argument in favor of the proposition to be submitted to the voters at the election; and

WHEREAS, if the project to be funded by the bonds will require State of California matching funds for any phase, the sample ballot must contain a statement, in form prescribed by law, advising the voters of that fact, and the Board finds that completion of all or a portion of certain of the projects listed in Section 1 of this Resolution will require State matching funds not yet received by the District;

NOW, THEREFORE, be it resolved, determined and ordered by the Board of Education of the Redlands Unified School District as follows:

Section 1. Specifications of Election Order. Pursuant to Education Code Sections 5304, 5322, 15100 *et seq.*, and 15266, a special election shall be held within the boundaries of the District on November 5, 2002, for the purpose of submitting to the registered voters of the District the following proposition:

**REDLANDS UNIFIED SCHOOL DISTRICT
SCHOOL CONSTRUCTION, MODERNIZATION
AND IMPROVEMENT BOND OF 2002**

This Proposition may be known and referred to as the “Redlands Unified School District School Construction, Modernization and Improvement Bond of 2002” or as “Measure ___”. *[designation to be assigned by County Registrar of Voters]*

BOND AUTHORIZATION

By approval of this proposition by at least 55% of the registered voters voting on the proposition, the Redlands Unified School District (the “District”) shall be authorized to issue and sell bonds of up to \$60,000,000 in aggregate principal amount to provide financing for the specific school facilities projects listed in the Bond Project Lists attached hereto as Exhibits A and B (the “Bond Project Lists”), and qualify to receive State of California matching grant funds, subject to all of the accountability safeguards specified below; provided, however, that if the Kindergarten-University Public Education Facilities Bond Act of 2002 (the “State Bond Act”) is approved by the voters, the projects listed in Exhibit B shall not be financed with proceeds of said bonds.

ACCOUNTABILITY SAFEGUARDS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers of the District may be assured that their money will be spent to address specific facilities needs of the District, all in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution, and

the Strict Accountability in Local School Construction Bonds Act of 2000 (codified at Education Code Sections 15264 and following).

Evaluation of Needs. The Board of Education of the District (the “Board”) has prepared an updated facilities plan in order to evaluate and address all of the facilities needs of the District at each campus and facility, and to determine which projects to finance from a local bond at this time. The Board hereby certifies that it has evaluated safety, class size reduction and information technology needs in developing the Bond Project Lists.

Limitations on Use of Bonds. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of real property for school facilities, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

Independent Citizens’ Oversight Committee. The Board shall establish an independent Citizens’ Oversight Committee (pursuant to California Education Code (the “Education Code”) Section 15278 and following), to ensure bond proceeds are expended only for the school facilities projects listed in the Bond Project Lists. The committee shall be established within 60 days of the date when the results of the election appear in the minutes of the Board.

Annual Performance Audits. The Board shall conduct an annual, independent performance audit to ensure that the bond proceeds have been expended only on the school facilities projects listed in the Bond Project Lists.

Annual Financial Audits. The Board shall conduct an annual, independent financial audit of the bond proceeds until all of those proceeds have been spent for the school facilities projects listed in the Bond Project Lists.

Special Bond Proceeds Account; Annual Report to Board. Upon approval of this proposition and the sale of any bonds approved, the Board shall take actions necessary to establish an account in which proceeds of the sale of bonds will be deposited. As long as any proceeds of the bonds remain unexpended, the Superintendent of the District shall cause a report to be filed with the Board no later than January 1 of each year, commencing January 1, 2004, stating (a) the amount of bond proceeds received and expended in that year, and (b) the status of any project funded or to be funded from bond proceeds. The report may relate to the calendar year, fiscal year, or other appropriate annual period as the Superintendent of the District shall determine, and may be incorporated into the annual budget, audit, or other appropriate routine report to the Board.

BOND PROJECT LISTS

The Bond Project Lists attached to this resolution as Exhibits A and B shall be considered a part of the ballot proposition, and shall be reproduced in any official document required to contain the full statement of the bond proposition.

The Bond Project Lists, which are an integral part of this proposition, lists the specific projects the District proposes to finance with proceeds of the bonds (provided that if the State Bond Act is approved by the voters, any projects listed in Exhibit B shall not be financed with proceeds of said bonds). Listed repairs, rehabilitation projects and upgrades will be completed as needed at a particular school site. Each project is assumed to include its share of costs of the election and bond issuance, architectural, engineering, and similar planning and testing costs, construction management, and a customary contingency for unforeseen design and construction costs. The final cost of each project will be determined as plans are finalized, construction bids are awarded, and projects are completed. In addition, certain construction funds expected from non-bond sources, including State of California grant funds for eligible projects, have not yet been secured. Therefore, the Board cannot guarantee that the bonds will provide sufficient funds to allow completion of all listed projects.

FURTHER SPECIFICATIONS

Single Purpose. All of the purposes enumerated in this proposition shall be united and voted upon as one single proposition, pursuant to Education Code Section 15100, and all the enumerated purposes shall constitute the specific single purpose of the bonds, and proceeds of the bonds shall be spent only for such purpose, pursuant to California Government Code Section 53410.

Other Terms of the Bonds. When sold, the bonds shall bear interest at an annual rate not exceeding the statutory maximum, and that interest shall be made payable at the time or times permitted by law. The bonds may be issued and sold in several series, and no bond shall be made to mature more than 40 years from the date borne by that bond.

Section 2. Abbreviation of Proposition. Pursuant to Section 13247 of the Elections Code and Section 15122 of the Education Code, the Board hereby directs the Registrar of Voters of the County (the "Registrar of Voters") to use the following abbreviation of the bond proposition on the ballot:

"To modernize schools, relieve overcrowding, accommodate class-size reduction, and qualify for state matching funds, shall Redlands Unified School District issue \$60,000,000 in bonds, at interest rates within legal limits, to finance the repair, renovation, construction, acquisition and improvement of school facilities and land, excluding certain projects if the voters approve the Kindergarten-University Public Education Facilities Bond Act of 2002, with annual audits, m proceeds for administrators' salaries, and a Citizens Oversight Committee to monitor expenditures?"

Section 3. Accountability Safeguards. Pursuant to Section 15272 of the Education Code, the Board hereby directs the Registrar of Voters to include the following statement in the ballot:

“If Measure ___ is approved, the Board of Education of the Redlands Unified School District will appoint a citizens’ oversight committee and conduct annual independent audits to assure that bond funds are spent only on the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of real property for school facilities, and for no other purposes.”

Section 4. Voter Pamphlet. The Registrar of Voters is hereby requested to reprint Section 1 hereof (including Exhibits A and B hereto) in its entirety in the voter information pamphlet to be distributed to voters pursuant to Section 13307 of the Elections Code. In the event Section 1 is not reprinted in the voter information pamphlet in its entirety, the Registrar of Voters is hereby requested to print, immediately below the impartial analysis of the bond proposition, in no less than 10-point boldface type, a legend substantially as follows:

“The above statement is an impartial analysis of Measure ___. If you desire a copy of the measure, please call the San Bernardino County Registrar of Voters at (____) ____-____ or the Redlands Unified School District at (909) 748-6730 and a copy will be mailed at no cost to you. Measure ___ is also available on the Internet at <http://www.redlands.k12.ca.us>.”

Section 5. State Matching Funds. The District hereby requests that the Registrar of Voters include the following statement in the ballot pamphlet, pursuant to Section 15122.5 of the Education Code:

“Approval of Measure ___ does not guarantee that the proposed project or projects in the Redlands Unified School District that are the subject of bonds under Measure ___ will be funded beyond the local revenues generated by Measure ___. The District’s proposal for the project or projects assumes the receipt of matching State funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure.”

Section 6. Required Vote. Pursuant Section 18 of Article XVI and Section 1 of Article XIII A of the California Constitution, the above proposition shall become effective upon the affirmative vote of at least 55% of those voters voting on the proposition.

Section 7. Request to County Officers to Conduct Election. The Registrar of Voters is hereby requested, pursuant to Section 5322 of the Education Code, to take all steps to call and hold the election in accordance with law and these specifications.

Section 8. Consolidation Requirement; Canvass. (a) Pursuant to Section 15266(a) of the Education Code, the election shall be consolidated with the statewide general election on November 5, 2002.

(b) The Board of Supervisors of the County is authorized and requested to canvass the returns of the election, pursuant to Section 10411 of the Elections Code.

Section 9. Delivery of Order of Election to County Officers. The Clerk of the Board of the District is hereby directed to deliver, no later than August 9, 2002 (which date is not fewer than 88 days prior to the date set for the election), one copy of this Resolution to the Registrar of Voters together with the Tax Rate Statement (attached hereto as Exhibit C), completed and signed by the Superintendent of the District, and shall file a copy of this Resolution with the Clerk of the Board of Supervisors of the County.

Section 10. Ballot Arguments. The members of the Board are hereby authorized, but not directed, to prepare and file with the Registrar of Voters a ballot argument in favor of the proposition contained in Section 1 hereof, within the time established by the Registrar of Voters.

Section 11. Further Authorization. The members of the Board, the Superintendent of the District, and all other officers of the District are hereby authorized and directed, individually and collectively, to do any and all things that they deem necessary or advisable in order to effectuate the purposes of this resolution.

Section 12. Effective Date. This Resolution shall take effect upon its adoption.

**PASSED AND ADOPTED on
August 5, 2002, by the
Board of Education of the
Redlands Unified School District**

**/s/ President and Clerk of the
Board of Education**

MEASURE R

REDLANDS UNIFIED SCHOOL DISTRICT BOND PROJECT LIST

IMPROVEMENT, MODERNIZATION, AND RENOVATION PROJECTS

The following improvement, modernization, and renovation projects are proposed to be financed at the following schools and school facilities:

Crafton Elementary Franklin Elementary Kimberly Elementary Kingsbury Elementary Lugonia Elementary	Mariposa Elementary McKinley Elementary Mentone Elementary Smiley Elementary Victoria Elementary	Clement Middle School Cope Middle School Moore Middle School Orangewood High School
<ul style="list-style-type: none"> Renovate and upgrade classrooms. Upgrade or replace fire alarm, security alarm, communication and related systems as needed. Upgrade and replace inadequate heating and air conditioning and mechanical systems with energy efficient systems. Install and replace security fencing. Upgrade and expand inadequate electrical service distribution systems and fixtures. Replace plumbing and fixtures, sinks and drinking fountains. Replace deteriorating ceilings and insulation and upgrade lighting. Provide exterior security lighting. Rehabilitate student restrooms. Repair and replace deteriorated roofs, flashings, overhangs, covered walkways, walks, ramps, stairs and related items. Replace worn-out carpet, floor coverings, tile and baseboards. Replace or rehabilitate doors and windows, locks, frames, coverings, hardware and related items as needed. Recondition/replace cabinets, casework, marker boards, tackable and other wall surfaces as needed. Paint interior and exterior of schools as needed. Rehabilitate, reconfigure or expand the following school support facilities: Science labs, libraries, multi-purpose rooms, cafeterias, offices, staff restrooms, computer labs, workrooms and other instructional or staff and student support facilities. Upgrade, reconfigure, repair or replace parking lots and student drop off areas. 	<ul style="list-style-type: none"> Improve site drainage, irrigation and landscaping, as needed. Make necessary site and building improvements to provide improved accessibility by the disabled pursuant to Americans with Disabilities Act (ADA) guidelines and as required by the Division of State Architect. Repair, replace and improve water, sewer, and gas systems, including replacing and upgrading fixtures. Provide fire extinguishers as needed. Replace or repair asphalt paving and concrete in playgrounds and paths of travel. Remove hazardous materials as necessary; complete inspection and site assessments for hazardous materials as needed. Provide furniture and equipment where needed and replace worn furniture and obsolete equipment. Make necessary site and building improvements as required by state building code for safety and seismic safety purposes and as required by the Division of State Architect. Upgrade intercom, phone, bell, clock, data, instructional television and related systems as needed. Construct or reconstruct lunch shelters or shade structures as necessary. Replace, repair or reconstruct age-appropriate play equipment and install play equipment at sites where it has been removed due to age or safety concerns. Provide assisted listening devices and wheelchair lifts as required. Provide and remove temporary housing during construction. 	

NEW CONSTRUCTION/ACQUISITION PROJECTS

New Elementary School in Redlands

Acquisition and construction of a new elementary school designed to house approximately 500 students initially (with the capability to expand to house approximately 650 students to meet future needs), including:

- Associated site development and offsite and other improvements made necessary by construction of such facilities.
- Acquisition and installation of furnishings and equipment related to the newly constructed facilities.
- Planning, designing and constructing the new elementary school and related facilities.

New High School

Acquisition and construction of a new high school designed to house approximately 2,500 students including:

- Acquisition of a school site.
- Associated site development and offsite and other improvements made necessary by construction of such facilities.
- Acquisition and installation of furnishings and equipment related to the newly constructed facilities.
- Planning, designing, and constructing the new high school and related facilities.

EXHIBIT B

REDLANDS UNIFIED SCHOOL DISTRICT BOND PROJECT LIST

Projects to be funded only if the Kindergarten-University Public Education Facilities Bond Act of 2002 is not approved on November 5, 2002

**Improvement, Modernization, and Renovation of Redlands High School
(State Project No. 57-67843-00-13 (1st priority modernization): Approved and not funded 4/3/02)**

The following improvement, modernization, and renovation items are proposed to be financed at the Redlands High School:

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| <ul style="list-style-type: none"> • Renovate and upgrade outdated science classrooms and labs. • Renovate and upgrade classrooms. • Upgrade and replace inadequate heating and air conditioning systems. • Upgrade or replace fire alarm, security and communication systems as needed. • Upgrade and expand inadequate electrical service distribution. • Replace deteriorated lighting fixtures and upgrade lighting systems. • Rehabilitate and repair exterior walls. • Replace plumbing fixtures throughout school buildings. • Replace and repair concrete walkways, ramps, and stairs. • Install new elevator at RHS Library. • Replace or repair doors and windows, locks, frames, coverings, hardware, and related items as needed. • Upgrade, reconfigure, replace, or repair parking lots and student drop off areas. • Renovate and upgrade library, cafeteria, instructional support and staff work areas. • Renovate and upgrade swimming pools, deck area, filters and pumps. | <ul style="list-style-type: none"> • Provide fire extinguishers as needed. • Improve site drainage; replace and repair irrigation systems and landscaping as needed. • Paint interior and exterior of school buildings as needed. • Make necessary site and building improvements to provide improved accessibility by the disabled pursuant to Americans with Disabilities Act (ADA) guidelines and as required by the Division of State Architect. • Replace and repair electrical, plumbing, heating, ventilation, air conditioning, and related systems as needed. • Provide materials as necessary; and site assessments for safety and accessibility as needed. • Provide and replace equipment where needed and replace worn furniture and obsolete equipment. • Make necessary site and building improvements as required by state building code for safety and seismic safety purposes and as required by the Division of State Architect. • Provide assisted listening devices and wheelchair lifts as required. • Provide and remove temporary housing during construction. |
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Prop 47 passed!
These projects were funded;
No Measure R funds will be
spent on RHS Mod, Beattie,
and High and Grove!

**New Elementary School and Middle School in Highland
(State Project Nos. 50-67843-00-01 and 50-67843-00-03 (1st and 2nd priority projects for new construction): Approved and not funded 3/28/01)**

Acquisition and construction of a new elementary school designed to house approximately 500 students initially (with the capability to expand to house approximately 650 students to meet future needs), and a new middle school designed to serve 1200 students, including:

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| <ul style="list-style-type: none"> • Associated site development and offsite and other improvements made necessary by construction of such facilities. • Planning, designing and constructing the new elementary and middle schools and related facilities. | <ul style="list-style-type: none"> • Acquisition and installation of furnishings and equipment related to the newly constructed facilities. |
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EXHIBIT C
TAX RATE STATEMENT

An election will be held in the Redlands Unified School District (the "District") on November 5, 2002, to authorize the sale of up to \$60,000,000 in bonds of the District to finance school facilities as described in the proposition. If the bonds are approved, the District expects to sell the bonds in multiple series over time. Principal and interest on the bonds will be payable from the proceeds of tax levies made upon the taxable property in the District. The following information is provided in compliance with Sections 9400-9404 of the Elections Code of the State of California.

1. The best estimate of the tax which would be required to be levied to fund this bond issue during the first fiscal year after the sale of the first series of bonds, based on estimated assessed valuations available at the time of filing of this statement, is 4.289 cents per \$100 (\$42.89 per \$100,000) of assessed valuation in fiscal year 2003-04.
2. The best estimate of the tax rate which would be required to be levied to fund this bond issue during the first fiscal year after the sale of the last series of bonds, based on estimated assessed valuations available at the time of filing of this statement, is 4.289 cents per \$100 (\$42.89 per \$100,000) of assessed valuation in fiscal year 2005-06.
3. The best estimate of the highest tax rate which would be required to be levied to fund this bond issue, based on estimated assessed valuations available at the time of filing of this statement, is 4.289 cents per \$100 (\$42.89 per \$100,000) of assessed valuation in fiscal year 2027-28.

Voters should note that estimated tax rate is based on the *ASSESSED VALUE* of taxable property on the County's official tax rolls, *not* on the property's market value, which could be more or less than the assessed value. In addition, taxpayers eligible for a property tax exemption, such as the homeowner's exemption, will be taxed at a lower effective tax rate than described above. Certain taxpayers may also be eligible to postpone payment of taxes. Property owners should consult their own property tax bills and tax advisors to determine their property's assessed value and any applicable tax exemptions.

Attention of all voters is directed to the fact that the foregoing information is based upon the District's projections and estimates only, which are not binding upon the District. The actual tax rates and the years in which they will apply may vary from those presently estimated, due to variations from these estimates in the timing of bond sales, the amount of bonds sold and market interest rates at the time of each sale, and actual assessed valuations over the term of repayment of the bonds. The dates of sale and the amount of bonds sold at any given time will be determined by the District based on need for construction funds and other factors. The actual interest rates at which the bonds will be sold will depend on the bond market at the time of each sale. Actual future assessed valuation will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual assessment and the equalization process.

Dated: _____, 2002.

Superintendent of Schools
Redlands Unified School District