

**CAMPBELL UNION HIGH SCHOOL DISTRICT
RESOLUTION NO. 06-2252**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE
CAMPBELL UNION HIGH SCHOOL DISTRICT ORDERING AN
ELECTION TO AUTHORIZE THE ISSUANCE OF SCHOOL BONDS,
ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER,
AND REQUESTING CONSOLIDATION WITH OTHER ELECTIONS
OCCURRING ON NOVEMBER 7, 2006**

WHEREAS, in the judgment of the Board of Trustees (the "Board") of the Campbell Union High School District (the "District"), it is advisable to call an election to submit to the electors of the District the question whether bonds of the District shall be issued and sold for the purpose of raising money for the acquisition and improvement of real property and the furnishing and equipping of school facilities of the District; and

WHEREAS, the Board is authorized to pursue the authorization and issuance of bonds by a 55% vote of the electorate on the question whether bonds of the District shall be issued and sold for specified purposes, under Article XIII A Section 1 paragraph (b) of the California Constitution ("Article XIII A") and under Education Code Section 15264 *et seq.* (the "Act"); and

WHEREAS, under Section 10403 *et seq.* of the California Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on Tuesday, November 7, 2006, and to request the Santa Clara County Registrar of Voters to perform certain election services for the District;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE CAMPBELL UNION HIGH SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Call for Election. The Board hereby orders an election and submits to the electors of the District the question of whether general obligation bonds of the District shall be issued and sold in the maximum principal amount of \$90 million for the purpose of raising money to finance school facilities and property of the District, and paying costs incident thereto, as set forth more fully in the ballot proposition approved under Section 3. This Resolution constitutes the order of the District to call such election.

Section 2. Election Date. The date of the election shall be November 7, 2006, and the election shall be held solely within the boundaries of the District.

Section 3. Purpose of Election; Ballot Proposition. The purpose of the election shall be for the voters in the District to vote on a proposition, a full copy of which is attached hereto as Appendix A, containing the question of whether the District shall issue the Bonds for the purposes stated therein, together with the accountability requirements of Article XIII A and the requirements of Section 15272 of the Act. As required by Elections Code Section 13247, the abbreviated form of the measure to

appear on the ballot is attached hereto as Appendix B. The Superintendent is hereby authorized and directed to make any changes to the text of the proposition as required to conform to any requirements of Article XIII A, the Act or the Santa Clara County Registrar of Voters.

Section 4. Authority for Election. The authority for ordering the election is contained in Section 15264 *et. seq.* of the Education Code and Section I paragraph (b) subsection (3) of Article XIII A. The authority for the specification of this election order is contained in Section 5322 of the Education Code.

Section 5. School Facilities Projects. As required by Article XIII A, the Board hereby certifies that it has evaluated safety, class size and information technology needs in developing the list of school facilities projects set forth on Appendix A.

Section 6. Covenants of the Board upon Approval of the Bonds by the Electorate. As required by Article XIII, Section 15278 of the Act and Government Code Section 53410, in the event 55 percent of the voters voting in the District approve of the Bonds, the Board shall:

- (a) Conduct an annual, independent performance audit to ensure that the funds have been expended only on the projects listed in Appendix A;
- (b) Conduct an annual, independent financial audit of the proceeds from the sale of the Bonds until all of those proceeds have been expended for the school facilities projects listed in Appendix A;
- (c) Establish and appoint members to an independent citizens' oversight committee in accordance with Sections 15278, 15280, and 15282 of the Act;
- (d) Apply the bond proceeds only to the specific purposes stated in the ballot proposition;
- (e) Cause creation of accounts into which bond proceeds shall be deposited; and
- (f) Cause the preparation of an annual report pursuant to Government Code Sections 53410 and 53411.

Section 7. Delivery of this Resolution. The Clerk of the Board is hereby directed to send a copy of this Resolution to the Santa Clara County Superintendent of Schools, the Santa Clara County Registrar of Voters (the "County Registrar") and the Santa Clara County Clerk of the Board of Supervisors.

Section 8. Consolidation of Election; Request to Provide Services. The County Registrar and the Santa Clara County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on November 7, 2006, within the District. Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of Santa Clara County is requested to permit the Registrar of Voters to render all services specified by Section 10418 of the Elections Code relating to the election, for which

services the District agrees to reimburse Santa Clara County in full upon presentation of a bill, such services to include the publication of a formal Notice of School Bond Election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code).

Section 9. Ballot Arguments; Tax Rate Statement. Any and all members of this Board are hereby authorized to act as an author of any ballot argument prepared in connection with the election, including a rebuttal argument. The President of the Board, the Superintendent, the Assistant Superintendent Business Service or any designee of the foregoing, are hereby authorized to execute any Tax Rate Statement or other document and to perform all acts necessary to place the bond measure on the ballot.

Section 10. Maturity Limit of Bonds. The Bonds may be issued in series by the District from time to time, and each series of Bonds shall mature not more than 40 years from the date of issuance thereof.

Section 11. Effective Date. This resolution shall take effect on and after its adoption.

* * * * *

The foregoing Resolution was adopted by the Board of Trustees of the Campbell Union High School District of Santa Clara County, being the Board authorized by law to make the designations therein contained by the following vote, on July 13, 2006.

Ayes:

Noes:

Absent:

Clerk of the Board of Trustees
of the Campbell Union High School District

APPENDIX A

BALLOT MEASURE FULL TEXT OF MEASURE

To improve the quality of education by upgrading school facilities, shall Campbell Union High School District issue \$90 million in bonds, within legal interest rates, for purposes including:

- * Renovating older classrooms and deteriorating restrooms, including seismic upgrades
- * Improving access for disabled students and teachers
- * Modernizing libraries and homework centers
- * Enhancing computer learning technology
- * Improving facilities for vocational training, arts, physical education and school safety
- * Qualifying for state matching funds

With annual financial/ performance audits and independent citizen's oversight?

Bonds—Yes

Bonds—No

BOND AUTHORIZATION

By approval of this proposition by at least 55 percent of the registered voters voting on the proposition, the District will be authorized to issue and sell bonds of up to \$90 million in aggregated principal at interest rates below the legal limit and to provide financing for the specific school facilities projects listed in the Bond Project List described below, subject to all the accountability requirements specified below.

ACCOUNTABILITY REQUIREMENTS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers in the District may be assured that their money will be spent wisely. Expenditures to address specific facilities needs of the District will be in compliance with the requirements of Article XIII A, Section 1(b)(3), of the State 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 School Board has identified detailed facilities needs of the District and has determined which projects to finance from a local bond at this time. The

School Board hereby certifies that it has evaluated safety, class size reduction, enrollment growth, and information technology needs in developing the Bond Project List shown below.

Independent Citizens' Oversight Committee. The School Board shall establish an Independent Citizens' Oversight Committee under Education Code Section 15278 and following to ensure bond proceeds are expended only on the school facilities projects listed below. The committee will be established within 60 days of the date when the results of the election appear in the minutes of the School Board.

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

Financial Audits. The School 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 below.

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 a Building Fund to be held by the Santa Clara County Treasurer, as required by the California Education Code, 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 stating (1) the amount of bond proceeds received and expended in that year, and (2) 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 shall determine and may be incorporated in the annual budget, audit, or another appropriate routine report to the Board.

FURTHER SPECIFICATIONS

No Administrator Salaries. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, reconstruction and/or rehabilitation of school facilities including the furnishing and equipping of school facilities or 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.

BOND PROJECT LIST

The Bond Project List shown below is a part of the ballot proposition and must be reproduced in any official document required to contain the full statement of the bond proposition.

Evaluation of Needs. As required by Article XIII A of the California Constitution, the Board of Trustees of the District has certified that it has evaluated safety, class size reduction and information technology needs in developing the list of school facilities projects shown below.

Projects Subject to Available Funding. The following list of projects is subject to the availability of adequate funding to the District.

Scope of Projects. Bond proceeds will be expended to modernize, replace, renovate, construct, equip, furnish and otherwise improve District facilities as described below. The specific school facilities projects which are described below include all related and incidental costs, including costs of design, engineering, architect and other professional services, site preparation, utilities, landscaping and other incidental costs, and construction management. Bond proceeds may also be expended to acquire and install furniture, fixtures and equipment at any classrooms and other facilities of the District. The District may alter the scope and nature of any of the specific projects, which are described below as required by conditions that arise during the course of design and construction, including unforeseen conditions such as dry rot, mold and faulty engineering.

I. Projects at Boynton High School

- Upgrade school technology and computers
- Expand and renovate libraries / homework centers
- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria
- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds

II. Projects at Branham High School

- Improve access for students and teachers with disabilities to classrooms, restrooms and other school buildings
- Upgrade school technology and computers
- Repair deteriorating restrooms
- Expand and renovate libraries / homework centers
- Renovate older classroom wings and associated rooms
- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria

- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications and fire alarm systems
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds
- Improve exterior grounds for safety and enhanced learning environment
- Repair utilities including wiring, sewer, storm drain, water and related equipment

III. Projects at Del Mar High School

- Improve access for students and teachers with disabilities to classrooms, restrooms and other school buildings
- Upgrade school technology and computers
- Repair deteriorating restrooms
- Expand and renovate libraries / homework centers
- Renovate older classroom wings and associated rooms.
- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria.
- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications and fire alarm systems
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds
- Improve exterior grounds for safety and enhanced learning environment
- Repair utilities including wiring, sewer, storm drain, water and related equipment

IV. Projects at Leigh High School

- Improve access for students and teachers with disabilities to classrooms, restrooms and other school buildings
- Upgrade school technology and computers
- Repair deteriorating restrooms
- Expand and renovate libraries / homework centers
- Renovate older classroom wings and associated rooms.

- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria.
- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications and fire alarm systems
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds
- Improve exterior grounds for safety and enhanced learning environment
- Repair utilities including wiring, sewer, storm drain, water and related equipment.

V. Projects at Prospect High School

- Improve access for students and teachers with disabilities to classrooms, restrooms and other school buildings
- Upgrade school technology and computers
- Repair deteriorating restrooms
- Expand and renovate libraries / homework centers
- Renovate older classroom wings and associated rooms.
- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria.
- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications and fire alarm systems
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds
- Improve exterior grounds for safety and enhanced learning environment
- Repair utilities including wiring, sewer, storm drain, water and related equipment.

VI. Projects at Westmont High School

- Improve access for students and teachers with disabilities to classrooms, restrooms and other school buildings
- Upgrade school technology and computers

- Repair deteriorating restrooms
- Expand and renovate libraries / homework centers
- Renovate older classroom wings and associated rooms.
- Vocational and career education classroom upgrades and related equipment, including computer learning technology upgrades
- Expand schools for purposes including physical education, performing arts education, assemblies and cafeteria.
- Improve exterior athletic facilities, fields and related facilities
- Energy efficiency and conservation improvements
- Improve school safety, communications and fire alarm systems
- Upgrade cafeteria to be supported by a centralized, district-wide kitchen which may also be financed from proceeds of the bonds
- Improve exterior grounds for safety and enhanced learning environment
- Repair utilities including wiring, sewer, storm drain, water and related equipment.

APPENDIX B

**BALLOT MEASURE
ABBREVIATED FORM***

To improve the quality of education by upgrading school facilities, shall Campbell Union High School District issue \$90 million in bonds, within legal interest rates, for purposes including:

- * Renovating older classrooms and deteriorating restrooms, including seismic upgrades
- * Improving access for disabled students and teachers
- * Modernizing libraries and homework centers
- * Enhancing computer learning technology
- * Improving facilities for vocational training, arts, physical education and school safety
- * Qualifying for state matching funds

With annual financial/performance audits and independent citizen's oversight?

Bonds—Yes

Bonds—No

*Limit to 75 words