

**San Marino Unified School District
Los Angeles County, California**

RESOLUTION NO. 12

RESOLUTION OF THE BOARD OF EDUCATION OF THE SAN MARINO UNIFIED SCHOOL DISTRICT OF THE COUNTY OF LOS ANGELES, CALIFORNIA ORDERING AN ELECTION TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS, ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER, AND REQUESTING CONSOLIDATION WITH OTHER ELECTIONS OCCURRING ON MARCH 3, 2020

WHEREAS, the Board of Education (the "Board") of the San Marino Unified School District (the "District") is devoted to maintaining a high standard of education for all students, including classrooms and facilities that support excellent academic programs and high-quality instruction to prepare students for college and high-level careers; and,

WHEREAS, the Board has determined that schools and facilities within the District need to be upgraded, repaired, expanded, improved and better equipped in a fiscally prudent manner to enable the District to also improve student safety and campus security; and,

WHEREAS, all District schools were built between 1918 and 1956, with only some renovated nearly 20 years ago, additional resources are necessary to make basic repairs and improvements to outdated classrooms and facilities, plumbing, electrical, heating and air conditioning systems, improve school water and energy conservation, and replace outdated portable classrooms; and,

WHEREAS, while District students have maintained and improved in their performance according to the State of California's (the "State") standardized tests for 18 years, and while 98% of our high school graduates go on to college, improving our facilities is essential to maintaining and improving the quality of our local schools and overall instructional program; and,

WHEREAS, the Board believes that the District's students deserve the best facilities in the State, and it is in the best interest of the District to address facility improvements now so that the District continues to be a high-performing school district in California; and,

WHEREAS, the Board is dedicated to providing high quality, safe, secure and up-to-date classrooms, labs and technology education and facilities to support continued achievement in academics, arts, athletics and activities; and,

WHEREAS, all residents benefit from living in a community with high performing schools which helps to keep our community a desirable place to live, protecting our property values; and,

WHEREAS, the State has been unable to provide the District with adequate funding to construct and repair schools to provide a high-quality learning environment for all students; and,

WHEREAS, the District has completed a comprehensive facilities needs assessment for the first time in 20 years to identify the most pressing needs in each of the District's schools to provide safe and up-to-date classroom environments for all students and to identify facilities needs; and,

WHEREAS, a Facilities Advisory Committee (“FAC”) was established, and such FAC has provided their findings and recommendations to the Board, including potential projects, costs and other descriptive information in the context of the needs observed by the FAC; and,

WHEREAS, the Board has received information from retained experts regarding the possibility of a local bond measure and its bonding capacity; and,

WHEREAS, a local measure will provide funds that cannot be taken away by the State to upgrade aging schools, protect student safety and help the District qualify for State matching funds; and,

WHEREAS, the Board, located within the County of Los Angeles, California (the “County”), is authorized to order elections within the District for the purpose of considering, *inter alia*, a bond measure to finance and refinance the ongoing capital improvement needs of the District, pursuant to the State Constitution and the California Education Code (the “Education Code”); and,

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 funds for the purposes hereinafter specified, pursuant to Education Code sections 15100 *et seq.*; and,

WHEREAS, Section 18 of Article XVI and Section 1 of Article XIII A of the Constitution of the State and Section 15264 *et seq.* of the Education Code (collectively, “Proposition 39”) provide for a methodology by which the District may call for an election and, upon approval by 55% or more of the qualified voters voting on the bond measure, issue its general obligation bonds and cause the County to levy an *ad valorem* property tax to pay debt service on such bonds; and,

WHEREAS, the Board has determined that it is in the best interest of the District to call such an election under Proposition 39 (the “Bond Election”), as further described herein; and,

WHEREAS, such bond election must be conducted concurrent with a statewide election as required by Proposition 39; and,

WHEREAS, the Board has determined that the general statewide election to be conducted on March 3, 2020 (the “Election Date”) meets the consolidation requirements of Proposition 39; and,

WHEREAS, the Board wishes to specify the manner in which the District shall call a bond election on the Election Date and to demonstrate compliance with related requirements of the Constitution, the Education Code and the State Elections Code (the “Elections Code”); and,

WHEREAS, the Board has obtained reasonable and informed projections from experts of assessed property valuations and has determined that, based upon a projection of assessed property valuation, if approved by voters, the tax rate levied to meet the debt service requirements of the bonds proposed to be issued will not exceed the maximum tax rate permitted by Section 15270 of the Education Code; and,

WHEREAS, Section 9400 *et seq.* of 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; and,

WHEREAS, the District has paid or expects to pay certain expenses with respect to projects on the Project List (as defined herein) (the “Reimbursable Expenses”) to which it desires to preserve its ability to reimburse the capital expenditures with proceeds of tax-exempt bonds issued pursuant to Proposition 39 and applicable law (the “Bonds”), as provided under section 1.150-2 of the regulations (the “Treasury Regulations”) promulgated under the Internal Revenue Code of 1986, as amended (the “Tax Code”); and,

WHEREAS, Section 1.150-2 of the Treasury Regulations provides that such an allocation will be respected only if, *inter alia*, the District has declared its reasonable official intent to reimburse costs of the projects on the Project List incurred prior to but in anticipation of the issuance of debt;

NOW, THEREFORE, be it hereby resolved, determined and ordered by the Board as follows:

Section 1. Recitals. All of the foregoing recitals are true.

Section 2. Determination to Proceed under Proposition 39. The provisions of Proposition 39 shall control the administration of the election to consider the bond proposition or ballot measure of the District, such that a favorable vote of no less than 55% of the qualified voters voting at the election shall constitute approval thereof, and the Board hereby declares its intention to meet the applicable requirements of Proposition 39.

Section 3. Conduct of Election.

(a) *Request to County Officers*. Pursuant to Section 5303 of the Education Code, the Los Angeles County Registrar-Recorder/County Clerk (the “Registrar”) is required to, and is hereby requested to, take all steps to hold the election in accordance with law and these specifications.

(b) *Ballot Measure*. Pursuant to Education Code Section 15122 and Elections Code 13247, the Board hereby orders and directs that the Registrar use the following ballot measure text on March 3, 2020 (the “Ballot Measure” or “Bond Measure”) on the ballot:

SAN MARINO SCHOOLS REPAIR AND STUDENT SAFETY MEASURE. To maintain schools by repairing and upgrading classrooms/restrooms/plumbing/electrical/heating/air-conditioning/security/fire/earthquake safety systems; updating science/engineering classrooms; repairing, constructing, acquiring educational/athletic/arts facilities/equipment, shall San Marino Unified School District’s measure authorizing \$200 million in bonds, within legal interest rates, levying \$0.06 per \$100 assessed value, averaging \$11.9 million annually, while bonds are outstanding, be approved, with no increase to tax rate limits?

(c) *Voter Pamphlet*. The Registrar is hereby requested to reprint the Ballot Measure in its entirety (its “full text”) as set forth in Exhibit A in the voter information pamphlet to be distributed to voters pursuant to Section 13307 of the Elections Code. If the full text of the Ballot Measure is not reprinted in the voter information pamphlet in its entirety, the Registrar is hereby requested to print, immediately below the impartial analysis of the Ballot Measure, in no less than 10 point boldface type, a legend substantially as follows [*Measure designation to be assigned by the Registrar*]:

“The above statement is an impartial analysis of Measure _____. For a copy of the measure, contact the office of the Los Angeles County Registrar-Recorder/County Clerk at (562) 462-2317 or the San Marino Unified

School District at (626) 299-7000, and a copy will be mailed at no cost to you. Measure __ is also available at <https://www.smusd.us>”

(d) *Accountability Measures.* As required by Section 53410 of the Government Code, a statement in substantially the following form shall be included on the Bond Measure ballot, and the Board covenants to comply with the reporting requirements contained in Section 53411 of the Government Code:

Accountability Measures

As required by Section 53410 of the Government Code, the following accountability measures are hereby made a part of the Bond Measure:

(i) The specific purpose of the bonds is set forth in the full text of the Bond Measure; and,

(ii) The proceeds from the sale of the District’s bonds will be applied only for the purposes specified in the Bond Measure, and not for any other purpose; and,

(iii) The proceeds of the bonds will be deposited into a Building Fund to be held by the Los Angeles County Treasurer and Tax Collector, as required by the Education Code; and,

(iv) The Superintendent shall cause an annual report to be filed with the Board, the first report to be filed no later than one year after the issuance of the first series of the bonds. The report shall contain pertinent information regarding the amount of funds collected and expended, as well as the status of the projects listed in the Bond Measure, as required by Sections 53410 and 53411 of the Government Code.”

(e) *State Matching Funds.* The District hereby requests that the Registrar include the following statement in the ballot pamphlet, pursuant to Section 15122.5 of the Education Code [*Measure designation to be assigned by the Registrar*]:

“Approval of Measure __ does not guarantee that the proposed project or projects in the San Marino 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 may assume the receipt of matching State funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure.”

(f) *Required Vote.* Pursuant to Section 18, Article XVI and Section 1, Article XIII A of the Constitution of the State, the foregoing Bond Measure shall become effective upon the favorable vote of no less than 55% of those qualified voters voting on the proposition.

Section 4. Consolidation of Bond Election; Services of County. Pursuant to Section 1258 of the Education Code, the Superintendent is hereby authorized to contract with the Registrar; the District hereby requests and authorizes the County Board of Supervisors to permit the County Elections Officials to render and perform such duties as may be required by law, necessary or useful, or

customary and appropriate in the conduct of the Bond Election, including the consolidation of the Bond Election with the statewide election within the territory of the District being conducted on the Election Date.

The precincts, polling places for said precincts in the County, and persons appointed and designated to serve as election officers for the Bond Election will be those determined, designated, and appointed pursuant to state law by the Registrar. The County is hereby requested to tally and canvass the returns of the election, in accordance with Section 10411 of the Elections Code. The District agrees to reimburse the County for all services related to the Bond Election, such services to include the publication of the Formal Notice and a Tax Rate Statement (described in Section 9401 of the Elections Code) pursuant to the terms of 5363 of the Education Code and Section 12112 of the Elections Code.

Section 5. Approval of Project List; Accountability Safeguards. The District has heretofore caused to be prepared a facilities needs assessment (the "Facilities Needs Assessment") to evaluate and address capital improvement needs of the District that may be met, among other things, through the issuance of the Bonds. From the Facilities Needs Assessment, certain projects have been selected and identified on Exhibit A hereto, which is incorporated herein by this reference, and are hereby certified by the Board as the Project List ("Project List") for funding, either in whole or in part, with the proceeds of the Bonds. This certification of the Project List shall not be interpreted by and does not constitute an official approval of any listed project for the California Environmental Quality Act ("CEQA") or other purposes, but only as a statement of present intention of the Board. Furthermore, the listing of a capital improvement on the Project List does not imply any particular prioritization among such improvements, which remains the province of the Board by subsequent action. Notwithstanding the foregoing, only those acquisitions and other capital improvements included on the Project List may be funded, in whole or in part, with the proceeds of the Bonds. The costs of particular project components included in the Facilities Needs Assessment and which form the basis for the Project List are estimates only and not final cost statements. Additional funds may be obtained for listed projects, in supplementation of the Bond proceeds, from any lawful source of funds.

The Board hereby confirms that it has, in the development of the Project List, evaluated and taken into consideration safety, class size, and technology needs.

Pursuant to Section 15278 *et seq.* of the Education Code, within 60 days following the certification by the Board of the official results of the Bond Election by the County, the Board is required to appoint a Citizens' Oversight Committee (the "Committee") to ensure the District's compliance with the foregoing restrictions and to perform the duties established under the Education Code for such committees. If and when the official results of the Bond Election are certified by the Board, demonstrating that more than 55% of the qualified voters at the Bond Election voted to approve the Bond Measure, then the Board shall appoint the Committee as required by Proposition 39. To assist the Committee in its statutory obligations, the District shall cause to be conducted an annual independent performance audit and an annual independent financial audit on the expenditure of Bond proceeds; the audits shall be performed under contract with appropriate persons or firms as shall be subsequently brought for approval before the Board. The financial audit may be consolidated with the annual audit of the District's financial statement and may be performed by the same accounting firm, without further approval by the Board. The results of the annual audits performed hereunder shall be reported to the Board and to the Committee at least annually, and more often, if the Board shall so direct.

Section 6. No Administrators' or Teachers' Salaries to Be Paid from Bond Proceeds. In accordance with Proposition 39, the Board hereby confirms that no administrators' or teachers' salaries shall be paid or reimbursed, in whole or in part, from Bond proceeds, nor shall such proceeds be used to pay any other operating expenses of the District. Notwithstanding the foregoing, costs of administering the Bond Election and costs of issuance of the Bonds shall be lawful charges against Bond proceeds.

Section 7. Other Terms of the Bonds. Terms of each series of Bonds issued following the Bond Election shall be established at the time of sale thereof. The Bonds shall bear or accrete interest at rates not to exceed the legal maximum, and the term shall not exceed that permitted by law. The Bonds may be sold at a premium or discount consistent with law and may be sold pursuant to a negotiated or competitive sale.

Section 8. Projections of Assessed Property Valuations. The Board has obtained from experts reasonable and informed projections of assessed property valuations that take into consideration assessed property valuations provided by the Los Angeles County Office of the Assessor.

Section 9. Delivery of Order of Election. The Clerk of the Board is hereby directed to deliver as soon as practicable, and in any event no later than December 6, 2019, which is a date no less than 88 days prior to the date of the Bond Election, one certified copy of this Resolution to the Registrar, together with the Tax Rate Statement attached hereto as Exhibit B, to be executed by the President of the Board, the Superintendent, or any designee of the foregoing, and shall file a certified copy hereof with the Clerk of the Board of Supervisors of the County.

Section 10. Ballot Arguments. The members of the Board, or any one member or group thereof, are hereby authorized, but not directed, to prepare and file a formal Argument in Favor of the Bond Measure, with the Registrar within the time limits established for such arguments by the Registrar.

Section 11. Reimbursement of Qualified Project Expenditures. The reimbursement of the Reimbursable Expenses is consistent with the District's budgetary and financial circumstances. There are no funds or other sources of funds of the District or any related person or controlled entity, that have been, or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside to pay the costs of the projects on the Project List to be paid or reimbursed out of the proceeds of the Bonds. The District reasonably expects to reimburse capital expenditures with respect to the projects on the Project List with proceeds of bonds that may hereafter be executed and delivered by or on behalf of the District, and this resolution shall constitute a declaration of official intent under the Treasury Regulations. This Resolution is adopted for purposes of establishing compliance with the requirements of section 1.150-2 of the Treasury Regulations. This Resolution does not bind the District to make any expenditure, incur any indebtedness or proceed with the financing, acquisition or construction of the projects on the Project List. The District recognizes that reimbursement allocations to which section 1.150-2 of the Treasury Regulations applies by reason of this Resolution generally include only reimbursements of payments originally for capital expenditures made no earlier than 60 days prior to the date of adoption of this Resolution. The maximum principal amount of Bonds and other obligations expected to be issued for the projects on the Project List is \$200 million.

Section 12. Ratification. All actions heretofore taken by the officers, or their respective designees, employees and agents of the Board and the District in connection with the financing of the facilities on the Project List are hereby ratified and confirmed. The officers and their designees, the

employees and agents of the Board and the District are hereby authorized to take any and all actions in connection with the financing of such facilities and as may be necessary and consistent with the purposes of this Resolution.

Section 13. Authorization of Further Acts. The members of the Board, the Superintendent, any assistant thereto, and all other staff or officers of the District are hereby authorized and directed, individually and collectively, to do any and all things necessary or advisable to effectuate the purposes of this Resolution.


Section 14. Effective Date. This Resolution shall take effect immediately upon its adoption by 2/3 of the members of the Board.

PASSED AND ADOPTED by the Board of Education of the San Marino Unified School District, Los Angeles County, California, on this 12th day of November, 2019 at a duly noticed meeting, by the following vote:

Ayes: 4 Noes: 1 Abstentions: Absent:

I, Lisa Link, President of the Board of Education of the San Marino Unified School District, hereby certify that the foregoing is a full, true and correct copy of the Resolution adopted by said Board of Education on the 12th day of November, 2019.

Date: November 12, 2019



President of the Board of Education
San Marino Unified School District

Certified a True Copy:



Clerk of the Board of Education
San Marino Unified School District

EXHIBIT A

SAN MARINO UNIFIED SCHOOL DISTRICT

FULL TEXT OF BALLOT MEASURE

This Ballot Measure may be known and referred to as the “San Marino Schools Repair and Student Safety Measure” or as “Measure ____”. *[Measure designation to be assigned by the Registrar]*

[SAN MARINO SCHOOL REPAIR AND STUDENT SAFETY MEASURE. To maintain schools by repairing and upgrading classrooms/restrooms/plumbing/electrical/heating/air-conditioning/security/fire/earthquake safety systems; updating science/engineering classrooms; repairing, constructing, acquiring educational/athletic/arts facilities/equipment, shall San Marino Unified School District’s measure authorizing \$200 million in bonds, within legal interest rates, levying \$0.06 per \$100 assessed value, averaging \$11.9 million annually, while bonds are outstanding, be approved, with no increase to tax rate limits?]

PROJECT LIST

The Board of Education (“Board”) of the San Marino Unified School District certifies that it has evaluated the District’s urgent and critical capital needs, including school and student safety issues, enrollment trends, energy efficiency and computer technology, seismic safety requirements, and aging, outdated or deteriorating school buildings in developing the scope of projects. In developing the scope of projects, the District has prioritized the key health and safety and sustainability needs so that the most critical school site and facility needs are addressed. The Board conducted an evaluation at all District sites and received input in developing the scope of projects. This input concluded that if these needs were not addressed now, the problems would only get worse and more expensive to address in the future. The Board concluded that protecting the quality of our schools, the quality of life in our community and the value of our homes is a wise investment. The Board also concluded that providing safe and updated learning facilities for our students is a wise investment. Because only those acquisitions and capital improvements included on this Project List may be funded, in whole or in part, with the proceeds of the Bonds, the Board has listed many possible capital improvement projects and/or acquisitions. This does not mean that any or all of the projects listed on this Project List will be completed or funded. The placement of the listing of a particular capital improvement on the Project List does not imply any particular prioritization among such improvements, which remains within the province of the Board by subsequent action. In approving this Project List, the Board of Education determines that the District should:

- (i) Repair and improve or replace existing and old buildings, portable classrooms, shelters, parking areas and facilities.

- (ii) Contribute to future financial stability at the District through off-setting utility costs by renewable energy generation, increasing energy efficiency, and conserving water resources.
- (iii) Provide additional classrooms, including those that support science, engineering and learning technology centers to prepare students for success in high school, college and future careers.
- (iv) Make exterior and interior improvements to improve safety, conserve power, fix leaking roofs, and increase earthquake, fire, security and alarm features.
- (v) Provide up to date information and technology systems and equipment, including cable infrastructure, network expansion, wireless access points and other communications and administrative systems.
- (vi) Repair, improve, rebuild and construct athletic and visual performing arts facilities to serve District students and our community.
- (vii) Qualify for millions of dollars of State matching funds.
- (viii) Adhere to specific **FISCAL ACCOUNTABILITY** safeguards such as these:
 - (a) All expenditures will be subject to strict annual independent financial and performance audits.
 - (b) No funds will be used for administrators' or teachers' salaries or pensions or other operating expenses.
 - (c) All funds will be subject to local control and provide improvements at District facilities.
 - (d) An independent citizens' oversight committee will be appointed to ensure that all funds are spent only as authorized.

The Project List includes the following types of projects that may be undertaken at Carver Elementary School, Valentine Elementary School, Huntington Middle School, San Marino High School and the offices and properties of the District:

Priorities 1 and 2:

Improving School Safety: Safety and Security Projects

School Safety and Security Upgrades. Improvements, upgrades and/or repairs or replacements of District systems and facilities to achieve a safe, secure and accessible learning environment.

- Security and access control systems including surveillance systems, fire alarms, sprinkler systems, alarm systems, communication systems and public address systems
- Security/perimeter fencing and gates, security cameras, signage and site lighting
- Ensure safe and barrier-free ADA compliant access at all facilities

- Replacement/repair of damaged or outdated playground equipment and athletic surfaces
- Resurface or replace playgrounds, walkways, stadiums, pathways and parking areas

Facility Repairs: Ensuring a Safe, Modern Learning Environment

Repairing, upgrading, modernizing and replacing aging school facilities and buildings. Upgrades, repairs, renovations and/or replacements to facilities, buildings and building systems to address deteriorating, aging, failed or failing facilities, buildings, systems and/or equipment, increase energy efficiency and/or air quality, bring all facilities and systems up to current code compliance and provide modern school facilities.

- Install energy efficient heating, ventilation and air conditioning (HVAC) systems
- Repairing inefficient and potentially faulty electrical systems
- Repairing or replacing District infrastructure including water, sewer, gas and related utility systems.
- Install energy efficient windows
- Replace single-pane sliding classroom doors
- Replace deteriorating roofs, flooring and building finish materials
- Update, repair or replace electrical systems, including lighting, power distribution and control systems and other renewable energy systems
- Repaint interior and exterior surfaces
- Upgrade plumbing including fixtures and repairs to sewer and water distribution systems
- Renovate, replace, and modernize plumbing systems including restroom facilities, water, sewer and gas systems, and drinking fountains
- Upgrading, modernizing, renovating, replacing, equipping and furnishing District classrooms, buildings, and other facilities including kitchens, cafeterias, athletic facilities, multi-purpose rooms, lunch shelters and restrooms.

Technology and Career Technical Education – Preparing Students for Success

Technology and Science Modernization Projects. Acquire, upgrade and install at school sites and District facilities up-to-date technology infrastructure and equipment to facilitate a modern learning environment including upgrading and equipping science, math and other project-based learning facilities.

- Infrastructure such as wiring, switches, routers and wireless access infrastructure
- Computers, devices and other modern instructional equipment
- Hardware and software and back-up and recovery and security technologies
- Science and laboratory modernization, including science equipment and instructional tools
- Project-based and makerspace facilities, learning materials and equipment, including specialized career technology educational tools and materials
- Replacement of deteriorating and aging portable classrooms with permanent or upgraded facilities

Priorities 3 and 4:

Facility Repairs: Ensuring a Safe, Modern Learning

Renovations, upgrades and improvements to school sites/grounds and physical education/athletic facilities.

- Repair, upgrade, renovate and improve school grounds, play fields and physical education facilities, including equipment
- Renovating and/or constructing new educational and/or support facilities to replace and/or expand facilities at existing, adjacent or new sites, as the Board of Education may determine is necessary to improve the delivery of the District's educational programs
- Repair, upgrade, replace and/or resurface, and equip physical education and athletic facilities, including outdoor fields and tracks, stadium lighting, gymnasiums, aquatics, locker rooms, restrooms and all related facilities
- Installation of shade structures, traffic control devices, lighting and/or bleachers and other seating
- Mobility improvements, including drop off/pick up areas, circulation elements, safety/wayfinding/identity signage, and parking facility improvements, including resurfacing, expansion, signage and lighting
- Installation of cost-effective, efficient landscaping and irrigation systems, including drought resistant landscaping

Replacing and Constructing New Facilities: New Construction Projects

- Acquire land, rights of ways, or other interests in real property, including the leasing of real property, to provide adequate school and related facilities to serve school sites
- Construct new aquatic complex and pool facilities
- Construct new performing arts complex, auditoriums and parking areas

Listed building, repair and rehabilitation projects and upgrades will be completed as needed. Each project is assumed to include its share of furniture, equipment, architectural, engineering, and similar planning costs, program/construction management, and a customary contingency for unforeseen design and construction costs. In addition to the listed repair and construction projects stated above, the Project List also includes the acquisition of a variety of instructional, maintenance and operational equipment; the construction of new classrooms and other facilities to serve students; the reduction or retirement of outstanding lease obligations including with respect to the Barth Athletics Complex; repairs and replacement of administrative support spaces; the payment of the costs of preparation of all facility planning, facility assessment reviews and updates, environmental studies (including environmental investigation, remediation and monitoring) and construction documentation; and temporary housing of dislocated District activities caused by bond construction projects. The upgrading of technology infrastructure includes, but is not limited to: projectors and display systems; media control stations; portable interface devices; centralized storage and backup systems; uninterruptible power supplies; racks; servers; switches; routers; modules; sound systems; access control systems; printers; digital white boards; document projectors and cameras; upgraded voice-over IP; communications software and systems; collaborative systems; network management software;

enterprise-wide software system replacement or upgrade; network security/firewall; wiring and cabling; Wi-Fi capabilities, access points and other miscellaneous equipment and software.

In addition to the projects listed above, the repair and renovation of each of the existing District facilities may include, but not be limited to, some or all of the following: renovation of student and staff restrooms; repair and replacement of heating, air conditioning and ventilation systems; upgrade of facilities for energy efficiency and to reduce fire risks; repair and replacement of worn-out and leaky roofs, insulation, windows, walls, doors and drinking fountains; demolition of unsafe facilities; installation of wiring and electrical systems to safely accommodate computing devices, technology and other electrical devices and needs; repairing and replacing fire alarms, emergency power, communications and security systems; resurfacing or replacing of hard courts, turf and irrigation systems and campus landscaping; upgrading or replacing libraries, and administrative spaces; upgrading locker rooms; repairing and upgrading playground apparatus; installing artificial surfaces and bleachers; improving sanitation and recycling; expanding parking; installing interior and exterior painting and floor covering; installing covered walkways; demolition; and construction of various forms of storage and support spaces; replacing water and sewer lines and other plumbing systems; improving food services, purchasing and warehouse facilities, and replacing outdated security systems.

Necessary site preparation/restoration may occur in connection with new construction, renovation or remodeling, including ingress and egress, removing, replacing or installing irrigation, storm drain, and utility lines, trees and landscaping, relocating or repairing fire access roads and paths of travel, and acquiring any necessary easements, licenses, or rights of way to the property. Proceeds of the Bonds may be used to pay or reimburse the District for the costs of District staff when performing work on or necessary and incidental to bond projects. Bond proceeds shall only be expended for the specific purposes identified herein.

The allocation of bond proceeds may be affected by the District's receipt of State matching funds and the final costs of each project. In the absence of State matching funds, which the District will aggressively pursue to reduce the District's share of the costs of the projects, the District may undertake fewer than all of the projects listed above.

NO ADMINISTRATOR SALARIES. PROCEEDS FROM THE SALE OF THE BONDS AUTHORIZED BY THIS MEASURE SHALL BE USED ONLY FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, OR REPLACEMENT OF DISTRICT FACILITIES, INCLUDING THE FURNISHING AND EQUIPPING OF FACILITIES, AND NOT FOR ANY OTHER PURPOSE, INCLUDING TEACHER AND ADMINISTRATOR SALARIES OR PENSIONS OR OTHER OPERATING EXPENSES.

FISCAL ACCOUNTABILITY. THE EXPENDITURE OF BOND MONEY ON THESE PROJECTS IS SUBJECT TO STRINGENT FINANCIAL ACCOUNTABILITY REQUIREMENTS. BY LAW, PERFORMANCE AND FINANCIAL AUDITS WILL BE PERFORMED ANNUALLY, AND ALL BOND EXPENDITURES WILL BE MONITORED BY AN INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE (EDUCATION CODE SECTION 15278 ET SEQ.) TO ENSURE THAT FUNDS ARE SPENT AS PROMISED AND SPECIFIED. THE CITIZENS' OVERSIGHT COMMITTEE MUST INCLUDE, AMONG OTHERS, REPRESENTATIVES OF A BONA FIDE TAXPAYERS ASSOCIATION, A BUSINESS ORGANIZATION AND A SENIOR CITIZENS ORGANIZATION. NO DISTRICT EMPLOYEES OR VENDORS ARE ALLOWED TO SERVE ON THE CITIZENS' OVERSIGHT COMMITTEE.

BOND AUTHORIZATION

By approval of Measure ___ by at least 55 percent of the registered voters voting on the measure, the District will be authorized to issue and sell bonds of up to \$200 million in aggregate principal amount at interest rates not in excess of the legal limit and to provide financing for the specific school facilities projects listed in the Project List as set forth above, subject to the accountability requirements specified below. The Bonds may be issued under the provisions of the California Education Code (starting at Section 15100), under the provisions of the California Government Code (starting at Section 53506), or under any other provision of law authorizing the issuance of general obligation bonds by school districts. The Bonds may be issued in series by the District from time to time, and each series of Bonds shall mature within the legal limitations set forth in the applicable law under which the Bonds are issued.

FUNDS PROTECTED FOR LOCAL USE

Proceeds from the sale of Bonds authorized by Measure ___ will be used solely on local projects and will not be subject to appropriation by agencies outside of the District.

ACCOUNTABILITY REQUIREMENTS

The provisions in this section are specifically included in Measure ___ 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). The proceeds from the sale of the Bonds will be deposited into a Building Fund to be held by the Los Angeles County Treasurer, as required by the California Education Code, and will be used only for the purposes specified in Measure ___ and not for any other purpose.

Evaluation of Needs: The Board has identified detailed facilities needs of the District and has determined which projects to finance from a local bond at this time. The Board hereby certifies that it has evaluated enrollment growth, student safety, class size accommodation, repairs/upgrades to schools, and technology needs in developing the Project List as set forth above.

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

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 as set forth above.

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 above.

Annual Report: The Superintendent is required to cause an annual report to be filed with the Board, the first report to be filed not later than one year after the issuance of the first series of the Bonds, which report shall contain pertinent information regarding the amount of funds collected and

expended, as well as the status of the projects listed in Measure ___ as required by Sections 53410 and 53411 of the Government Code.

COMPLETION OF PROJECTS

Completion of the bond projects listed above is subject to the availability of adequate funding to the District. Approval of the Bond Measure does not guarantee that the proposed projects in the District that are the subject of Bonds under the measure will be funded beyond the local revenues generated by the Bond Measure. The District's proposal for the projects may assume the receipt of matching State funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure or additional measures. The proceeds from the sale of the Bonds will be used only for the purposes specified in Measure ___, and not for any other purpose.

SCOPE OF PROJECTS

Bond proceeds will be expended to update, repair, replace, renovate, construct, acquire, equip, furnish, rebuild and otherwise improve educational and support facilities within the District. Projects which are described above include all related and incidental costs, including their share of the costs of the election and bond issuance and costs of design, engineering, architectural and other professional services, inspections, site preparation, utilities, landscaping, construction management and other planning, legal, accounting and similar costs, independent annual financial and performance audits, a customary construction contingency, and other costs incidental to and necessary for completion of the listed projects.

Bond proceeds may also be expended to acquire real property (or any interest in real property) for future educational and support facilities and to acquire and install furniture, fixtures and equipment at any classrooms and other educational facilities within the District. The District may alter the scope and nature of any of the specific projects which are described above as required by conditions that arise during the course of design and construction.

Whenever specific items are included in the above list, they are presented to provide examples and are not intended to limit the generality of the broader description of authorized projects. The order in which particular projects are listed is not intended to indicate priority for funding or completion. Projects at each site will be accomplished to address the individual site deficiencies and priorities as enumerated in the District's Facilities Needs Assessment.

EXHIBIT B

TAX RATE STATEMENT CONCERNING MEASURE __

**TAX RATE STATEMENT
REGARDING PROPOSED
SAN MARINO UNIFIED SCHOOL DISTRICT
GENERAL OBLIGATION BONDS
MEASURE __**

An election will be held in San Marino Unified School District (the "District") on March 3, 2020 for the purpose of submitting to the electors of the District the question of incurring bonded indebtedness of the District in the principal amount of \$200 million. If such bonds are authorized and sold, the principal thereof and interest thereon will be payable from the proceeds of taxes levied on the taxable property in the District. The following information regarding tax rates is given in compliance with Section 9401 of the California Elections Code. This information is based upon the best estimates and projections presently available from official sources, upon experience within the District and other demonstrable factors.

Based upon the foregoing and projections of the assessed valuations of taxable property in the District, and assuming the entire debt service on the bonds will be paid through property taxation:

1. The best estimate from official sources of the average annual tax rate that would be required to be levied to fund the bond issue over the entire duration of the bond debt service, based on assessed valuations available at the time of the filing of this statement, or a projection based on experience within the same jurisdiction or other demonstrable factors, is \$0.06 per \$100 of assessed valuation of all property to be taxed. It is estimated that the final fiscal year in which the tax is anticipated to be collected is 2057-58.

2. The best estimate from official sources of the highest tax rate that would be required to be levied to fund the bond issue, and an estimate of the year in which that rate will apply, based on estimated assessed valuations available at the time of the filing of this statement, or a projection based on experience within the same jurisdiction or other demonstrable factors, is \$0.06 per \$100 of assessed valuation of all property to be taxed in each year the tax is anticipated to be collected.

3. The best estimate from official sources of the total debt service, including the principal and interest, that would be required to be repaid if all the bonds are issued and sold is \$413.6 million.

Attention of voters is directed to the fact that the foregoing information is based upon projections and estimates. The actual timing of sales of the bonds and the amount to be sold at any time will be governed by the needs of the District and other factors. The actual interest rates at which the bonds will be sold, which will not exceed the maximum permitted by law, will depend upon the bond market at the time of sale. The actual assessed valuations in future years will depend upon the value of property within the District as determined in the assessment and the equalization process. Therefore, the actual tax rates and the years in which those tax rates will be applicable may vary from those presently estimated and stated above.



Superintendent
San Marino Unified School District