

BOARD OF TRUSTEES

Jennifer M. Blanco
William J. Henderson Jr.
Kevin J. Martinez
James R. Prescott
Henry Sanchez, MD



ADMINISTRATION
David E. Hutt, Ed.D.
Superintendent
Lynn Orong, MBA
Associate Superintendent
of Business Services

August 1, 2011

FILED IN THE OFFICE OF THE
CHIEF ELECTIONS OFFICER
OF SAN MATEO COUNTY, CALIF.

AUG 01 2011

MARK CHURCH, Chief Elections Officer
By Megan Azner
DEPUTY CLERK

Mr. Mark Church
Chief Elections Office and Assessor-County-Clerk-Recorder
San Mateo County
40 Tower Road
San Mateo, California 94402

Re: San Bruno Park School District General Obligation Bond Election, November 8, 2011

Dear Mr. Church:

Enclosed is a signed copy of a resolution adopted by the Board of Trustees of the San Bruno Park School District adopted on June 29, 2011 ordering a general obligation bond election for November 8, 2011.

This election is being ordered under Proposition 39 and requires a 55% vote for passage. November 8, 2011 is a regularly scheduled local election date at which all of the electors of the District are entitled to vote in the District, and therefore the District has determined to present the general obligation bond measure to voters at the same election, pursuant to Education Code Section 15266.

In order to comply with Proposition 39 and related statutes, the Board has adopted a full ballot text to be printed in the ballot pamphlet, and an abbreviated form of measure (Appendix A and Appendix B, respectively, to the Resolution).

The Board of Trustees has requested consolidation of this election with others occurring on the same day and we are submitting a copy of the resolution to the County Superintendent of Schools and the Clerk of the Board of Supervisors.

Yours very truly,


David E. Hutt, Ed.D.
Superintendent

cc: County Superintendent of Schools
Clerk of the Board of Supervisors
Courtney L. Jones, Esq. (Jones Hall, APLC)

AUG 0 1 2011

**BOARD OF TRUSTEES
SAN BRUNO PARK SCHOOL DISTRICT**

MARK CHURCH, Chief Elections Officer
By: Miguel A. S. [Signature]
DEPUTY CLERK

RESOLUTION NO. 11-06-07

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN BRUNO
PARK 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 THE
DATE OF THE ELECTION IN NOVEMBER, 2011**

WHEREAS, in the judgment of the Board of Trustees (the "Board") of the San Bruno Park 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 improvement of real property and the furnishing, building and equipping of school facilities; and

WHEREAS, the Board is authorized, upon a two-thirds vote of the Board, 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 the Act, the election may be ordered at a primary or general election, a regularly scheduled local election, or a statewide special election; and

WHEREAS, a District Board election is scheduled to be held on Tuesday, November 8, 2011, and the Board desires to call an election in the District on the same date as the District Board election pursuant to Article XIII A and the Act, and, pursuant to Section 10403 of the California Elections Code, to request consolidation with any and all other elections held in the District on such date, and to request the San Mateo County Registrar of Voters to perform election services for the District;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE SAN BRUNO PARK 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 \$40 million for the purposes described in the ballot measure approved under Section 3 and attached hereto as Appendix A (Full Text) and Appendix B (Abbreviated Text), and paying costs incident thereto. This Resolution constitutes the order of the District to call such election and shall constitute the "specifications of the election order" pursuant to Education Code Section 5322.

Section 2. Election Date. The date of the election shall be November 8, 2011. The election shall be held solely within the boundaries of the District, which have not changed since the District's last election.

Section 3. Purpose of Election; Ballot Measure. The purpose of the election shall be for the voters in the District to vote on a measure, a full copy of which is attached hereto as Appendix A and marked "Exhibit A – Ballot Measure – Full Text of Measure" (the "Full Text of the Measure"), 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. The Full Text of the Measure, which commences with the heading "FULL TEXT OF MEASURE" and includes all of the text thereafter on Exhibit A, shall be printed in the voter information pamphlet provided to voters. As required by Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is attached hereto as Appendix B and is marked as "Exhibit B – Ballot Measure – Abbreviated Form." The Superintendent is hereby authorized and directed to make any changes to the text of the measure as required to conform to any requirements of Article XIII A, the Act or the San Mateo 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 in Appendix A.

Section 6. Covenants of the Board upon Approval of the Bonds by the Electorate; Accountability Measures. As required by Article XIII A, 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 Exhibit 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 Exhibit 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 (1) the San Mateo County Superintendent

of Schools, (2) the San Mateo County Registrar of Voters (the "County Registrar") and (3) the San Mateo County Clerk of the Board of Supervisors. The Resolution shall be received by the County Registrar no later than 88 days prior to the date on which the election is held.

The County Registrar is hereby requested to print the full text of the ballot measure in the ballot materials as it appears on Appendix A hereto and to publish the Notice of School Bond Election in the form set forth on Appendix C hereto in a newspaper of general circulation within the District.

Section 8. Consolidation of Election; Request to Provide Services. The County Registrar and the San Mateo County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on November 8, 2011 within the District. Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of San Mateo County is requested to permit the County Registrar to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the District agrees to reimburse San Mateo County in full from District general funds upon presentation of a bill from the County, 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 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. The Bonds shall be issued under the Act, under the provisions of Section 53506 *et seq.* of the California Government Code, or under any other provision of law authorizing the issuance of general obligation bonds by school districts.

Section 11. Engagement of Professional Services. The Board engages the firm of Jones Hall, A Professional Law Corporation, to serve as counsel to the District in connection with the general obligation bond election proceedings which are authorized under this Resolution. The agreement for such services on file with the Superintendent is hereby approved, and the Superintendent is hereby authorized and directed to execute such agreement in the name and on behalf of the District.

Section 12. Effective Date. This resolution shall take effect on and after its adoption.

* * * * *

The foregoing Resolution was adopted by the Board of Trustees of the San Bruno Park School District of San Mateo County, being the Board authorized by law to make the designations therein contained by the following vote, on June 29, 2011.

Adopted by the following votes:

AYES: _____

J. Blanco
William [unclear]
[unclear]

NOES: _____

ABSENCES: _____

James Prescott *ck*

ABSTAIN: _____

[Signature]
Secretary of the Board
David E. Hutt, ED,D.

J. Blanco
President of the Board
Jennifer M. Blanco

Date: *06/29/11*

APPENDIX A

BALLOT MEASURE

FULL TEXT OF MEASURE

INTRODUCTION

To update classrooms with up-to-date computers and technology, renovate and modernize classrooms and school facilities; replace outdated heating ~~(and air conditioning)~~ systems; upgrade playfields and playground equipment; and make energy cost-saving improvements; shall San Bruno Park School District be authorized to issue \$40 million of bonds within legal interest rates, with annual audits and an independent citizens' oversight committee, and all funds spent locally and no money used for administrative salaries or taken by the State?

Throughout the district

BOND AUTHORIZATION

By approval of this 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 \$40 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 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.)

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 safety, class size reduction, enrollment growth, and information technology needs in developing the Bond Project List shown below.

Independent Citizens' Oversight Committee. The 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 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 below.

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 below.

Government Code Accountability Requirements. As required by Section 53410 of the Government Code, (1) the specific purpose of the bonds is set forth in this Full Text of the Measure, (2) the proceeds from the sale of the bonds will be used only for the purposes specified in this Measure, and not for any other purpose, (3) the proceeds of the bonds, when and if issued, will be deposited into a building fund to be held by the San Mateo County Treasurer, as required by the California Education Code, and (4) the Superintendent of the District shall cause an annual report to be filed with the Board of Trustees of the District not later than January 1 of each year, which report shall contain pertinent information regarding the amount of funds collected and expended, as well as the status of the projects listed in the Proposition, as required by Sections 53410 and 53411 of the Government Code.

FURTHER SPECIFICATIONS

No Teacher or Administrator Salaries. Proceeds from the sale of bonds authorized by this measure shall be used only for the construction, reconstruction and/or rehabilitation of school facilities including the furnishing and equipping of school facilities and the payment and/or prepayment of school facility leases 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 measure and must be reproduced in any official document required to contain the full statement of the bond measure.

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, enrollment growth, and information technology needs in developing the list of school facilities projects shown below.

Scope of Projects. Bond proceeds will be expended to modernize, replace, renovate, construct, acquire, lease, equip, rebuild and furnish the District's classrooms, restrooms, and other educational facilities.

Whenever specific items are included in the following list, they are presented to provide an example and are not intended to limit the generality of the broader description of authorized projects.

- Upgrade classrooms and other educational facilities throughout the District with up-to-date computers and technology
- Upgrade electrical systems to improve access to computer technology
- Renovate, repair, replace, or modernize classrooms and other educational facilities throughout the District

- Upgrade, repair and/or replace deteriorating roofs
- Upgrade, repair and/or replace outdated heating, ventilation and air conditioning systems throughout the District
- Repair and/or replace old and deteriorating plumbing and sewer systems
- Repair and/or install heating and air conditioning systems in District classrooms and facilities
- Install energy-efficient windows and replace aging doors in older classrooms and facilities
- Renovate and repair outdated restrooms
- Upgrade fields, playgrounds, playground equipment and athletic fields throughout the District
- Replace underground gas, water and sewer lines at campuses throughout the District
- Acquire and install solar and other energy cost saving systems throughout the District
- Make handicap accessibility (ADA) upgrades and improvements throughout the District, including restrooms, classrooms, and playgrounds

APPENDIX B
BALLOT MEASURE
ABBREVIATED FORM

DA

"To update classrooms with up-to-date computers and technology, renovate and modernize classrooms and school facilities; replace outdated heating ~~and air conditioning~~ systems; upgrade playfields and playground equipment; and make energy cost-saving improvements; shall San Bruno Park School District be authorized to issue \$40 million of bonds within legal interest rates, with annual audits and an independent citizens' oversight committee, and all funds spent locally and no money used for administrative salaries or taken by the State?"

*Throughout the district
SA*

Bonds—Yes

Bonds—No

APPENDIX C

SCHOOL BOND ELECTION NOTICE

NOTICE IS HEREBY GIVEN to the qualified electors of the San Bruno Park Unified School District (the "District") located in the County of San Mateo, State of California, that in accordance with applicable law, an election will be held on Tuesday, the 8th day of November, 2011, in the District, at which election there will be submitted to the voters the question of issuing and selling bonds of said District in the amount of not to exceed Forty Million Dollars (\$40,000,000) in accordance with the actions relating thereto taken by the Board of Trustees of the District.

The abbreviated statement of the measure to appear on the ballot is as follows:

~~SA~~
"To update classrooms with up-to-date computers and technology, renovate and modernize classrooms and school facilities, replace outdated heating ~~(and air conditioning)~~ systems; upgrade playfields and playground equipment; and make energy cost-saving improvements; shall San Bruno Park School District be authorized to issue \$40 million of bonds within legal interest rates, with annual audits and an independent citizens' oversight committee, and all funds spent locally and no money used for administrative salaries or taken by the State?"

Throughout the district
8
11
5
7
5
10
8
11
6

All of the purposes enumerated in the measure are united and shall be voted upon as one single proposition. The bonds proposed to be issued and sold shall bear interest at rates that do not exceed statutory limits per annum, and the number of years the whole or any part of any series of bonds are to run shall not exceed the statutory maximum, which is forty (40) years from the date of the bonds or the date of any series thereof.

Each qualified elector of the District shall be entitled to vote only in the District election precinct of which he/she is a resident. If 55% of the qualified electors voting on the measure vote "YES", then the measure is approved.

The Board of Trustees of the District, pursuant to resolution duly adopted at a public meeting of the Board held on June 29, 2011, ordered the election described in this Notice pursuant to the terms contained in such resolution and in accordance with all legal requirements.

Dated this _____ day of _____, 2011.

SAN MATEO COUNTY REGISTRAR OF VOTERS:

By: _____

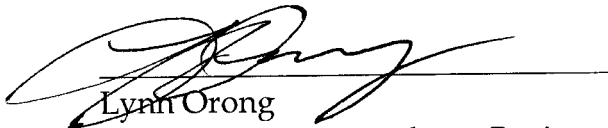
San Bruno Park School District
Tax Rate Statement for
Bond Measure ___ Election to be held November 8, 2011

An election will be held in the San Bruno Park School District (the "District") on November 8, 2011 to authorize the sale of \$40,000,000 in general obligation bonds. The following information is submitted in compliance with Sections 9400-9404 of the California Elections Code.

1. The best estimate of the tax rate that would be required 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 \$.0300 per \$100 (\$30.00 per \$100,000) of assessed valuation in fiscal year 2012-13.
2. The best estimate of the tax rate that would be required 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 \$.0300 per \$100 (\$30.00 per \$100,000) of assessed valuation in fiscal year 2015-16.
3. The best estimate of the highest tax rate that would be required to fund this bond issue, based on estimated assessed valuations available at the time of filing this statement, is \$.0300 per \$100 (\$30.00 per \$100,000) of assessed valuation.

These estimates are based on projections derived from information obtained from official sources. The actual tax rates and the years in which they will apply may vary depending on the timing of bond sales, the amount of bonds sold at each sale and actual increases in assessed valuations. The timing of the bond sales and the amount of bonds sold at any given time will be determined by the needs of the District. Actual assessed valuations will depend upon the amount and value of taxable property within the District as determined in the assessment and the equalization process.

Dated: July 25, 2011


Lynn Orong
Associate Superintendent - Business