

1 SOLANO COUNTY COMMUNITY COLLEGE DISTRICT  
2 GOVERNING BOARD

3 RESOLUTION OF THE GOVERNING BOARD OF SOLANO COUNTY  
4 COMMUNITY COLLEGE DISTRICT ORDERING AN ELECTION, AND  
5 ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER

6 RESOLUTION NO. 02/03-05

7 WHEREAS, The Governing Board (the "Board") has determined that certain  
8 properties and equipment within the Solano County Community College District (the  
9 "District"), within Solano County ("Solano County") and Yolo County ("Yolo County")  
10 need to be acquired, constructed, improved, and equipped to enable the District to enhance  
11 the job and educational opportunities of the students in the District as well as their ability  
12 to transfer to a four-year college;

13  
14 WHEREAS, Notwithstanding ongoing efforts to obtain sufficient facility money  
15 from the State of California (the "State"), the State has been unable to provide the District  
16 with amounts necessary for the District to adequately provide facilities to create an optimal  
17 learning environment for all its students;

18  
19 WHEREAS, In the judgment of the Governing Board, it is advisable to provide the  
20 funding for such needs by means of a general obligation bond;

21 WHEREAS, Proposition 46, approved by the voters of the State on June 3, 1986  
22 ("Proposition 46"), amended Section 1(b) of Article XIII A of the California Constitution by  
23 adding a provision which exempts from the 1% of full cash value limitation, those ad  
24 valorem taxes used to pay for debt service of any bonded indebtedness for the acquisition or  
25 improvement of real property approved on or after July 1, 1978, by two-thirds of the votes  
26 cast by voters voting on the proposition;  
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**(Continuing Page 2)**

WHEREAS, On November 7, 2000, the voters of California approved the Smaller Classes, Safer Schools and Financial Accountability Act ("Proposition 39") which, as of its effective date, reduced the voter threshold for ad valorem tax levies used to pay for debt service or bonded indebtedness to 55% of the votes cast on a community college district general obligation bond;

WHEREAS, Concurrent with the passage of Proposition 39, Chapter 1.5, Part 10, Division 1, Title 1 (commencing with Section 15264) of the Education Code (the "Act") became operative and established requirements associated with the implementation of Proposition 39;

WHEREAS, The Board desires to make certain findings herein to be applicable to this election order and to establish certain performance audits, standards of financial accountability and citizen oversight which are contained in Proposition 39 and the Act;

WHEREAS, The Board hereby determines that the restrictions in Proposition 39 which prohibit any bond money from being wasted or used for administrative salaries or other operating expenses of the District be strictly enforced by the Citizens Oversight Committee;

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8  
9 WHEREAS, Pursuant to the California Elections Code, it is appropriate for the  
10 Board to request consolidation of the election with any and all other elections to be held on  
11 Tuesday, November 5, 2002, and to request each of the Solano County Registrar of Voters  
12 and the Yolo County Registrar of Voters to perform certain election services for the District;

13 NOW THEREFORE, THE GOVERNING BOARD OF SOLANO COUNTY  
14 COMMUNITY COLLEGE DISTRICT DOES HEREBY RESOLVE, DETERMINE AND  
15 ORDER AS FOLLOWS:

16  
17 Section 1. That the Governing Board, pursuant to Education Code Sections  
18 15100 et seq., 15264 et seq., and Government Code Section 53506, hereby requests each of  
19 the Solano County Registrar of Voters and the Yolo County Registrar of Voters to conduct  
20 an election under the provisions of Proposition 39 and the Act and submit to the electors of  
21 the District the question of whether bonds of the District in the aggregate principal amount  
22 not to exceed \$124,500,000 (the "Bonds") shall be issued and sold for the purpose of raising  
23 money for the purposes described in Exhibit A hereto.

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25 Section 2. That the date of the election shall be November 5, 2002.  
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Section 3. That the purpose of the election shall be for the voters in the District to vote on a proposition, a copy of which is attached hereto and marked Exhibit "A" and incorporated by reference herein, containing the question of whether the District shall issue the Bonds to pay for improvements to the extent permitted by such proposition. In compliance with Proposition 39 and the Act, the ballot proposition in Exhibit "A" is subject to the following requirements and determinations:

(a) the proceeds of the sale of the Bonds shall only be used for the purposes set forth in the ballot measure and not for any other purpose, including teacher and administrator salaries and other college operating expense;

(b) that the Board, in establishing the projects set forth in Exhibit "B", evaluated the safety, class size reduction and information technology needs of the District;

(c) that the Board will cause to be conducted an annual, independent performance audit to ensure that the Bond moneys get expended for the college projects identified in Exhibit "B" hereto;

(d) that the Board will cause an annual, independent financial audit of the proceeds from the sale of Bonds to be conducted until all of the Bond proceeds have been expended;

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8 (e) that the Board will cause the appointment of a Citizens' Oversight Committee  
9 in compliance with Education Code Section 15278 no later than 60 days after the Board  
10 enters the election results in its minutes pursuant to Elections Code Section 15274;

11 (f) that the tax levy authorized to secure the Bonds of this election shall not  
12 exceed \$25 per \$100,000 of taxable property in the District when assessed valuation is  
13 projected by the District to increase in accordance with Article XIII A of the California  
14 Constitution.

15 Section 4. That the authority for ordering the election is contained in Education  
16 Code Sections 15100 et seq., 15264 et seq., and Government Code Section 53506.

17 Section 5. That the authority for the specifications of this election order is  
18 contained in Sections 5322 of the Education Code.

19 Section 6. That the Solano County Registrar of Voters, the Solano County Board  
20 of Supervisors, the Yolo County Registrar of Voters and the Yolo County Board of  
21 Supervisors are hereby requested to consolidate the election ordered hereby with any and all  
22 other elections to be held on November 5, 2002 within the District.  
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8 Section 7. That the Acting Board Secretary of the Board is hereby directed to  
9 send a certified copy of this Resolution to each of the Solano County Registrar of Voters and  
10 the Yolo County Registrar of Voters no later than August 7, 2002.

11 Section 8. That the maturity of any Bonds issued pursuant to Section 15264 *et*  
12 *seq.* of the Education Code hereto shall have a maturity not exceeding twenty-five (25)  
13 years, and Bonds issued pursuant to Section 53506 of the Government Code shall have a  
14 maturity of not exceeding forty (40) years. The maximum rate of interest on any Bond shall  
15 not exceed the maximum rate allowed by Education Code Sections 15140 to 15143, as  
16 modified by Government Code Section 53531.

17 Section 9. That the Board requests the governing body of any such other  
18 political subdivision, or any officer otherwise authorized by law, to partially or completely  
19 consolidate such election and to further provide that the canvass be made by any body or  
20 official authorized by law to canvass the returns of the election, and that the Board consents  
21 to such consolidation.

22 Section 10. Pursuant to Section 5303 of the Education Code and Section 10002 of  
23 the Elections Code, the Boards of Supervisors of Solano County and Yolo County are  
24 requested to permit the respective Registrar of Voters to render all services specified by  
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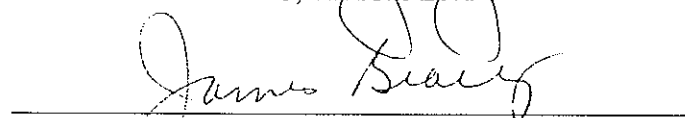
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Section 10418 of the Elections Code relating to the election, for which services the District agrees to reimburse each of Solano County and Yolo County, such services to include the publication of a Formal Notice of School Bond Election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code) pursuant to the terms of Section 5363 of the Education Code and Section 12112 of the Elections Code.

PASSED AND ADOPTED, This 17<sup>th</sup> day of July, 2002, by the Governing Board of Solano County Community College District.

  
BARBARA J. JONES, PRESIDENT

  
JAMES BRACY, ACTING BOARD SECRETARY

STATE OF CALIFORNIA     )  
  )ss  
SOLANO COUNTY            )

I, James Bracy, do hereby certify that the foregoing is a true and correct copy of Resolution No. 02/03-05, which was duly adopted by the Governing Board of the Solano County Community College District at meeting thereof held on the 17th day of July, 2002, and that it was so adopted by the following vote:

AYES: James M. Claffey, Denis Honeychurch, Pam Keith, Willie McKnight, Bill Thurston, Jerry W. Wilkerson, Barbara J. Jones.

NOES: None.

ABSENT: None.

ABSTENTIONS: None.

By James Bracy Acting Board Secretary



EXHIBIT A

“To upgrade 30 year old classrooms, science labs, libraries, electrical wiring, technology, heating/ventilation systems/lighting for student safety; replace portable classrooms; upgrade/repair/acquire/construct/equip science labs, facilities, classrooms and sites; expand/establish facilities in Vacaville/Vallejo; prepare Solano College students for jobs/four-year colleges, shall Solano County Community College District issue \$124.5 million of bonds at legal rates, appoint Citizens Oversight Committee, and perform annual audits to ensure the legal/proper use of all funds?”

Bonds - Yes

Bonds - No

## EXHIBIT B

### FULL TEXT BALLOT PROPOSITION OF THE SOLANO COUNTY COMMUNITY COLLEGE DISTRICT BOND MEASURE ELECTION NOVEMBER 5, 2002

The following is the full proposition presented to the voters by the Solano County Community College District.

To upgrade 30 year old classrooms, science labs, libraries, electrical wiring, technology, heating/ventilation systems/lighting for student safety; replace portable classrooms; upgrade/repair/acquire/construct/equip science labs, facilities, classrooms and sites; expand/establish facilities in Vacaville/Vallejo; prepare Solano College students for jobs/four-year colleges, shall Solano County Community College District issue \$124.5 million of bonds at legal rates, appoint Citizens Oversight Committee, and perform annual audits to ensure the legal/proper use of all funds?

The Governing Board of the Solano County Community College District has evaluated campus safety, student learning and information technology needs in developing the scope of school facility projects to be funded, as outlined in the District's Facility Master Plan, on file in the Office of the Superintendent/President, and as shall be amended from time to time, including the following projects listed below.

In developing the Project List faculty, staff and students have prioritized key health and safety needs so the most critical needs are addressed. The Project List was developed by a shared governance committee comprised of students, faculty and staff. The committee determined that if these needs were not addressed now, the problems would only get worse. The Project List includes only the most critical modernization and advanced educational technology needs to meet the District's educational and job training mandates. They advised the Governing Board that it would be less expensive to upgrade and repair aging community college buildings and classrooms now, than in the future.

The bond program is designed to provide facilities which will serve current and expected enrollment. In the event of an unexpected slowdown in development or enrollment of students at the College, certain of the projects described below will be delayed or may not be completed. In such case, bond money will be spent on only the most essential of the projects listed above. The District will work with the Citizens Oversight Committee on prioritizing those projects in the event factors beyond the District's control require that projects be reconsidered.

The allocation of bond proceeds may be affected by the District's receipt of State matching funds and the final costs of each project. The budget for each project is an estimate and may be affected by factors beyond the District's control.

The expenditure of bond money on projects on the Project List is subject to tough financial accountability requirements. Performance and financial audits will be performed annually, and all bond expenditures will be monitored by an independent, Citizens Oversight Committee to ensure that funds are spent as promised and specified in the Project List. No money can be spent on administrators' or staff salaries. By law, all funds can only be spent on repair and improvement projects specified.

#### PROJECT LIST

##### **A. Renovation and Modernization:**

*Renovation and repairs of deteriorating, outdated facilities and equipment*

- Upgrade classrooms, biology, chemistry and other laboratories, support service space
- Upgrade existing restrooms, plumbing and sewer lines
- Repair and replace roofs
- Paint and re-seal building interiors and exteriors
- Upgrade electrical and mechanical systems
- Upgrade play fields, courts, physical education facilities and track
- Improve and expand irrigation systems
- Seismic assessments and upgrades

**B. College-Wide Health and Safety Improvements**

*Projects which address needed safety and seismic improvements:*

- Lead abatement
- Seismic improvements
- Bleacher upgrades
- Disabled student access
- Lighting and security systems
- Repair sidewalk/drainage systems, campus roadways
- ADA compliance
- Fire suppression and escape systems

**C. College-Wide Energy Efficiency Improvements**

*Projects which address energy efficient heating and air conditioning*

- Replace aging, inefficient boilers
- Replace and upgrade HVAC systems
- Replace emergency generator
- Upgrade lighting and electrical systems

**D. College-Wide Wiring and Technology for computers, internet access and an effective learning environment**

*Projects which address needed electrical, technology and instructional and instructional support equipment needs*

- Upgrade and expand, wireless systems, telecommunications, internet and network connections
- Upgrade and replace computer and software systems
- Upgrade and replace classroom equipment and instructional aids
- Upgrade media and audio/visual equipment

**E. Facilities Replacement, Expansion and New Construction**

*Renovate and upgrade outdated classrooms, laboratories, support space, counseling and student service facilities which no longer lend themselves to renovation or repair and construct new facilities to address crowded conditions*

- Science Laboratories
- Student Learning Center
- Health/Science Buildings

*Construct permanent classrooms, laboratories and support space to replace "portables" and provide adequate classroom space in Suisun, Vacaville and Vallejo*

- Classrooms
- Science Laboratories
- Information Technology Center
- Student Learning Center

**F. Land Acquisitions**

*Property Acquisition at Vallejo Center to expand institutional service capacity*