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LAFAYETTE SCHOOL DISTRICT

CONTRA COSTA COUNTY
ELECTION DEPARTMENT

RESOLUTION NO. 14-1516

RESOLUTION OF THE BOARD OF TRUSTEES OF THE LAFAYETTE SCHOOL DISTRICT ORDERING A SCHOOL BOND ELECTION, AND AUTHORIZING NECESSARY ACTIONS IN CONNECTION THEREWITH

WHEREAS, the Board of Trustees (the "Board") of the Lafayette School District (the "District"), within Contra Costa County, California (the "County"), is authorized to order elections within the District and to designate the specifications thereof, pursuant to sections 5304 and 5322 of the California Education Code (the "Education Code");

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

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

WHEREAS, the Board deems it necessary and advisable to submit such a bond proposition to the electors to be approved by 55% of the votes cast;

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

WHEREAS, on June 7, 2016, a statewide primary election is scheduled to occur throughout the District;

WHEREAS, pursuant to section 15268 California Education Code, based upon a projection of assessed property valuation, the Board has determined that, if approved by voters, the tax rate levied to meet the debt service requirements of the bonds proposed to be issued will not exceed \$30 per year per \$100,000 of assessed valuation of taxable property;

WHEREAS, section 9400 *et seq.* of the California 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 Board now desires to authorize the filing of a ballot argument in favor of the proposition to be submitted to the voters at the election; and

NOW, THEREFORE, be it resolved, determined and ordered by the Board of Trustees of the Lafayette School District as follows:

Section 1. Specifications of Election Order. Pursuant to sections 5304, 5322, 15100 *et seq.*, and section 15266 of the California Education Code, an election shall be held within the boundaries of the District on June 7, 2016, for the purpose of submitting to the registered voters of the District the following proposition:

BOND AUTHORIZATION

By approval of this proposition by at least 55% of the registered voters voting on the proposition, the District shall be authorized to issue and sell bonds of up to \$70,000,000 in aggregate principal amount to provide financing for the specific school facilities projects listed in the Bond Project List attached hereto as Exhibit A, subject to all of the accountability safeguards specified below. Bonds will be issued in one or more series.

ACCOUNTABILITY SAFEGUARDS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers of the District may be assured that their money will be spent wisely to address specific facilities needs of the District, all 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 section 15264 *et seq.* of the California Education Code).

Evaluation of Needs. The Board of Trustees has prepared its Capital Investment Program in order to evaluate and address all of the facilities needs of the District, and to determine which projects to finance from a local bond at this time. The Board of Trustees hereby certifies that it has evaluated safety, class size reduction and information technology needs in developing the Bond Project List contained in Exhibit A.

Independent Citizens' Oversight Committee. The Board of Trustees shall establish an independent Citizens' Oversight Committee (section 15278 *et seq.* of the California Education Code), to ensure bond proceeds are expended only for the school facilities projects listed in Exhibit A. The committee shall be established within 60 days of the date when the results of the election appear in the minutes of the Board of Trustees.

Annual Performance Audits. The Board of Trustees shall cause to conduct an annual, independent performance audit to ensure that the bond proceeds have been expended only on the school facilities projects listed in Exhibit A.

Annual Financial Audits. The Board of Trustees shall cause to conduct an annual, independent financial audit of the bond proceeds until all of those proceeds have been spent for the school facilities projects listed in Exhibit A.

Special Bond Proceeds Account; Annual Report to Board. Upon approval of this proposition and the sale of any bonds approved, the Board of Trustees shall take actions necessary to establish an account in which proceeds of the sale of bonds will be deposited. As long as any proceeds of the bonds remain unexpended, the Superintendent shall cause a report to be filed with the Board no later than January 1 of each year, commencing January 1, 2017, 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 into the annual budget, audit, or other appropriate routine report to the Board.

BOND PROJECT LIST

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

The Bond Project List, which is an integral part of this proposition, lists the specific projects the District proposes to finance with proceeds of the Bonds. Such projects will be completed as needed. Each project is assumed to include its share of costs of the election and bond issuance, architectural, engineering, and similar planning costs, construction management, and a customary contingency for unforeseen design and construction costs. The final cost of each project will be determined as plans are finalized, construction bids are awarded, and projects are completed. In addition, certain construction funds expected from non-bond sources, including State grant funds for eligible projects, have not yet been secured. Therefore the Board of Trustees cannot guarantee that the bonds will provide sufficient funds to allow completion of all listed projects.

FURTHER SPECIFICATIONS

No Administrator Salaries. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of real property for school facilities, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

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

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

Section 2. Ballot Proposition. Pursuant to section 13247 of the California Elections Code and section 15122 of the California Education Code, the Board hereby directs the Registrar of Voters to use the following abbreviation of the bond proposition on the ballot:

“To upgrade aging neighborhood elementary and middle schools, avoid overcrowding, and modernize classrooms for today’s curriculum, including math, science, technology and arts, shall Lafayette School District repair or replace deteriorated roofs, plumbing, and electrical systems; update classrooms, labs and instructional technology; improve school safety/security; and acquire, construct, renovate, equip sites/facilities, by issuing \$70,000,000 in bonds at legal rates, with independent citizen oversight, no administrators’ salaries, and all funds dedicated locally to Lafayette TK-8 schools?”

Section 3. Voter Pamphlet. The Registrar of Voters of the County is hereby requested to reprint Section 1 hereof (including Exhibit A hereto) in its entirety in the voter information pamphlets to be distributed to voters pursuant to section 13307 of the California Elections Code. In the event Section 1 is not reprinted in the voter information pamphlets in its entirety, the Registrar of Voters of the County is hereby requested to print, immediately below the impartial analysis of the bond proposition, in no less than 10-point boldface type, a legend substantially as follows:

“The above statement is an impartial analysis of Measure _____. If you desire a copy of the measure, please call the Contra Costa County Registrar of Voters at (925) 335-7800 and a copy will be mailed at no cost to you.”

Section 4. Required Vote. Pursuant to section 18 of Article XVI and section 1 of Article XIII A of the State Constitution, the above proposition shall become effective upon the affirmative vote of at least 55% of those voters voting on the proposition.

Section 5. Matching Funds. Pursuant to section 15122.5 of the California Education Code, the District hereby requests that the Registrar of Voters of the County include the following statement in the ballot pamphlet:

Approval of Measure _____ does not guarantee that the proposed project or projects in the Lafayette School District that are the subject of bonds under Measure _____ will be funded beyond the local revenues generated by Measure _____. The school 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.

Section 6. Request to County Officers to Conduct Election. The Registrar of Voters of the County is hereby requested, pursuant to section 5322 of the California Education Code, to take all steps to call and hold the election in accordance with law and these specifications.

Section 7. Consolidation Requirement; Canvass.

(a) Pursuant to section 15266(a) of the California Education Code, the election shall be consolidated with the statewide primary election on June 7, 2016.

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

Section 8. Delivery of Order of Election to County Officers. The Clerk of the Board of Trustees of the District is hereby directed to deliver, no later than March 11, 2016 (which date is more than 88 days prior to the date set for the election), one originally signed copy of this Resolution to each of the County Superintendent of Schools and the County Registrar of Voters, including all exhibits, and shall file a copy of this Resolution with the Clerk of the Board of Supervisors of the County.

Section 9. Ballot Arguments. The members of the Board are hereby authorized, but not directed, to prepare and file with the Registrar of Voters of the County a ballot argument in favor of the proposition contained in Section 1 hereof, within the time established by the Registrar of Voters of the County.

Section 10. Further Authorization. The members of this Board, the Superintendent, and all other officers of the District are hereby authorized, individually and collectively, to do any and all things that they deem necessary or advisable in order to effectuate the purposes of this resolution.

Section 11. Effective Date. This Resolution shall take effect upon its adoption.

PASSED AND ADOPTED this 9th day of March, 2016, by the following vote:

AYES: 5

NAYS: 0

ABSTAIN: 0

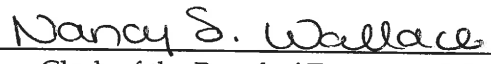
ABSENT: 0

APPROVED:



President of the Board of Trustees of the
Lafayette School District

Attest:



Clerk of the Board of Trustees of the
Lafayette School District

CLERK'S CERTIFICATE

I, , Clerk of the Board of Trustees of the Lafayette School District, of Contra Costa County, California, hereby certify as follows:

The attached is a full, true and correct copy of a resolution duly adopted at a meeting of the Board of Trustees of the District duly and regularly held at the regular meeting place thereof on March 9, 2016, and entered in the minutes thereof, of which meeting all of the members of the Board of Trustees had due notice and at which a quorum thereof was present. The resolution was adopted by the following vote:

AYES: 5

NOES: 0

ABSTAIN: 0

ABSENT: 0

At least 24 hours before the time of said meeting, a written notice and agenda of the meeting was mailed and received by or personally delivered to each member of the Board of Trustees not having waived notice thereof, and to each local newspaper of general circulation, radio, and television station requesting such notice in writing, and was posted in a location freely accessible to members of the public, and a brief description of the resolution appeared on said agenda.

I have carefully compared the same with the original minutes of the meeting on file and of record in my office. The resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

WITNESS my hand this 9th day of March, 2016.

Nancy S. Wallace
Clerk of the Board of Trustees
Lafayette School District

EXHIBIT A

LAFAYETTE SCHOOL DISTRICT

BOND PROJECT LIST

The Board of Trustees of the Lafayette School District evaluated the District's critical facility needs over an 18 month period in 2014-2016, including safety issues, repair and renovation needs, enrollment trends, class sizes, instructional best practices, changing education/information technology needs and other factors, in developing the scope of capital projects to be undertaken and funded through the proposed bond program. Prior to preparing the Project List, the District conducted a comprehensive facilities assessment, receiving input from teachers, staff, parents, community members and the public. The Board concluded upon this comprehensive 18 month study involving numerous meetings held in public, that the District's most critical facilities needs must be addressed immediately in order to maintain the local quality of education; and further, that the longer the District waits to address these needs, the more pressing and expensive to repair its facilities needs will be. The District's Project List therefore includes:

REPAIR, RENOVATE OR REPLACE AGING, DETERIORATED BUILDING SYSTEMS & INFRASTRUCTURE THROUGHOUT THE SCHOOL DISTRICT:

ALL Schools/Sites: Stanley Middle School, Burton Valley Elementary School, Happy Valley Elementary School, Lafayette Elementary School, Springhill Elementary School, and the District Office.

School Site Safety Projects

- Upgrade/replace safety systems as required, including fire alarm systems, intrusion and security systems, telephones and communication systems as required to improve school security and safety.
- Renovate, repair, resurface and/or expand parking lots, student drop-off/pick-up areas, walkways, perimeter fencing, and exterior lighting to improve safety, security and accessibility.
- Upgrade/replace aging playground equipment with new, age-appropriate, code compliant playground equipment and safety surfacing.

Core Infrastructure Projects

- Repair or replace aging/deteriorated roofing, flashing, and waterproofing systems where necessary due to aging facilities or known water leaks.
- Repair or replace lighting, heating, ventilation, and air conditioning systems with energy efficient systems where necessary due to aging equipment.
- Repair and upgrade site utilities, such as storm water, sewer, water, and electrical services.

General Modernization

- Repair, replace and/or improve classrooms, school buildings and other structures to eliminate/mitigate structural deficiencies or dry rot, termite, mold or similar damage or hazards.
- Repair or replace worn or outdated classroom and building interiors including walls, ceilings, and floor coverings, cabinetry, fixtures, doors and hardware.
- Renovate student and staff restrooms for health and ADA code compliance.
- Renovate aging, deteriorating building exteriors, siding, paint, windows and doors and hardware.
- Improvement, correction, repair or renovation of grounds, buildings and structures to comply with, local, state and federal building, health, safety, access and other related requirements, including seismic safety requirements, Field Act requirements and access requirements of the Americans with Disabilities Act (ADA).
- When practical and cost efficient, include in projects renewable energy and/or energy-saving systems, improvements and equipment, including electricity generation and distribution systems, purchase of existing systems currently installed under power purchase agreements, and/or water heating systems, natural light improvements, upgraded insulation, efficient lighting, windows and window coverings, shade structures, energy management and conservation systems, and other passive technologies, and structures to support such systems, improvements and equipment and related infrastructure.
- Improve, repair or renovate grounds and facilities as required to make such grounds and facilities accessible to the disabled.
- Make improvements to playfields, grass areas, hard courts and playgrounds. Add outdoor shade structures.

TECHNOLOGY UPGRADES THROUGHOUT THE SCHOOL DISTRICT:

ALL Schools/Sites: Stanley Middle School, Burton Valley Elementary School, Happy Valley Elementary School, Lafayette Elementary School, Springhill Elementary School, and the District Office.

- Renovate/upgrade network and technology, including the acquisition and installation of technology equipment, improved electrical capacity and technology infrastructure, classroom and library technology, and teaching equipment.

SITE-SPECIFIC PROJECTS

(FOR REPAIR, UPGRADE, REPLACEMENT, or ADDITION at/to EXISTING SITES)

Stanley Middle School

- Construct a new classroom building to accommodate enrollment growth and replace portable classrooms that will provide a modern educational setting and equipment needed to teach core subjects like math, science, engineering and technology.
- Remodel or replace the aging special education and home economics classroom building.
- Remove portable classrooms from field, and relocate to another site, sell, or convert to support space

- Modify and improve parking and circulation.

Stanley projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Add a lunch kiosk to improve circulation and accommodate growth.
- Expand, remodel or reconstruct the school library.
- Expand, remodel or reconstruct the gym and locker room.

Burton Valley Elementary School

- Construct new kindergarten classrooms to replace undersized and aging kindergarten classrooms
- Renovate or reconstruct undersized fifth grade classrooms.
- Provide additional staff restroom facilities.

Burton Valley projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Replace all portable classroom buildings with permanent or upgraded modular buildings.
- Expand the kindergarten play yard.
- Construct upgraded modular classrooms or renovate existing portables for science, technology, music or other instructional support space.
- Renovate the multi-use room for improved sound quality, lighting, and architectural finishes.
- Upgrade the kitchen.

Happy Valley Elementary School

- Remove aging portable science lab, computer lab, and instructional support spaces and construct new kindergarten classrooms adjacent to the kindergarten play yard.
- Construct upgraded modular classrooms or renovate existing portables for science, technology, music, or other instructional support space.
- Add portables or upgraded modular classrooms as required to accommodate enrollment growth.
- Construct covered walkways and awnings at selective locations to provide rain cover.
- Renovate drop-off/pick-up areas and increase parking.

Happy Valley projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Construct additional restrooms.
- Replace all portable classroom buildings with permanent or upgraded modular buildings.
- Renovate the multi-use room for improved sound quality, lighting, and architectural finishes.

Lafayette Elementary School

- Construct upgraded modular classrooms or renovate existing portables for science, technology, music or other instructional support space.

- Purchase old Lafayette Library and demolish building. Construct new kindergarten classrooms to replace removed undersized kindergarten portables. Construct additional classrooms to accommodate growth. Renovate site for improvements to traffic, circulation, and parking.
- Remove portables from field and relocate to another site or sell.

Lafayette projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Replace all portable classroom buildings with permanent or upgraded modular buildings.

Springhill Elementary School

- Construct permanent or upgraded modular or portable classrooms for science, technology, music or other instructional support space.
- Add space for instructional support.
- Remove aging portable classrooms from the field.
- Construct sound wall or green screen along Pleasant Hill Road.

Springhill projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Replace all portable classroom buildings with permanent or upgraded modular buildings.
- Renovate the multi-use room for improved sound quality, lighting, and architectural finishes.
- Investigate and acquire additional land for parking.
- Renovate main parking lot.

District-wide

- Upgrade network infrastructure.
- Renovate aging district office facilities.

District-wide projects if additional funds become available (Possible sources of additional funds include unused contingency, favorable bids, State matching funds):

- Relocate maintenance yard from Lafayette School to another location

The listed projects will be completed as needed at a particular school or facility site according to Board-established priorities, and the order in which such projects appear on the Bond Project List is not an indication of priority for funding or completion. Each project is assumed to include its share of the election and bond issuance costs, furniture, equipment, architectural, engineering, inspection and similar planning and testing costs, program management, staff training expenses and customary contingency, unforeseen conditions revealed by construction, renovation or modernization (including plumbing or gas line breaks, dry rot, seismic and structural deficiencies, etc.), and escalation for unforeseen design and construction costs. In addition to the listed projects stated above, the Project List also includes the acquisitions of a variety of instructional, maintenance and operational equipment, including

the reduction or retirement of payment of outstanding lease obligations and interim funding incurred to advance fund projects from the Project List, payment of the costs of preparation of all facility planning, facility studies, assessment reviews, facility master plan preparation and updates, environmental studies (including environmental investigation, remediation and monitoring), design and construction documentation, demolition and temporary housing and storage of dislocated District activities caused by bond projects.

The budget for each project, is an estimation and may be affected by factors beyond the District's control. The final cost of each project will be determined as plans are finalized, construction bids are awarded and projects are completed. Based on the final costs of each project, certain of the projects described above may be delayed or may not be completed. Demolition of existing facilities and reconstruction of facilities scheduled for repair and upgrade may occur, if the Board determines that such an approach would be more cost-effective in creating enhanced and operationally efficient campuses. Necessary site preparation/restoration and landscaping, may occur in connection with new construction, renovation or remodeling, or installation or removal of relocatable classrooms, including ingress and egress, removing, replacing, or installing irrigation, utility lines, trees and landscaping, redirecting fire access, and acquiring any necessary easements, licenses, or rights of way to the property.

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 pursue to reduce the District's share of the costs of the projects, the District may not be able to complete some of the projects listed above. Alternatively, if the District obtains unexpected funds from non-bond sources with respect to listed projects, such projects may be enhanced, supplemented or expanded to the extent of such funds. Whenever specific items are included in the list, they are presented to provide an example and are not intended to limit the generality of the broader description of authorized projects.

EXHIBIT B

TAX RATE STATEMENT

An election will be held in the Lafayette School District (the "District") on June 7, 2016, to authorize the sale of up to \$70,000,000 in bonds of the District for the specific school facilities projects listed in the Bond Project List established by the District, as described in the proposition. If the bonds are authorized, the District expects to sell the bonds in several series. Principal and interest on the bonds will be payable from the proceeds of tax levies made upon the taxable property in the District. The following information is provided in compliance with Sections 9400-9404 of the Elections Code of the State of California.

1. The best estimate of the tax rate that would be required to be levied to fund the bonds during the first fiscal year after the first sale of the bonds, based on estimated assessed valuations available at the time of filing this statement, is \$29.50 per \$100,000 of assessed valuation in fiscal year 2016-17.

2. The best estimate of the tax rate that would be required to be levied to fund the bonds during the first fiscal year after the last sale of the bonds, based on estimated assessed valuations available at the time of filing this statement, is \$29.50 per \$100,000 of assessed valuation in fiscal year 2020-21.

3. The best estimate of the highest tax rate that would be required to be levied to fund the bonds, based on estimated assessed valuations available at the time of filing this statement, is \$29.50 per \$100,000 of assessed valuation in fiscal year 2016-17.

4. The District's best estimate of the average tax rate that would be required to be levied to fund the bonds, based on estimated assessed valuations available at the time of filing this statement, is \$28.52 per \$100,000 of assessed valuation for fiscal year 2016-17 through and including fiscal year 2049-50.

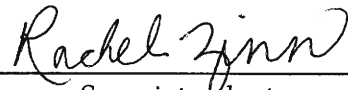
5. The best estimate of the total debt service, including principal and interest, that would be required to be repaid if all the bonds are issued and sold is \$157,362,590 (\$70,000,000 in principal and \$87,362,590 in interest). This estimate is based on assumptions regarding future assessed values of taxable property located in the District, future interest rates and the term, timing, structure, and amount of the bonds.

Voters should note that such estimated tax rates are specific to the repayment of bonds issued under this authorization and are and will be in addition to tax rates levied in connection with other bond authorizations approved or to be approved by the District or any other overlapping public agency.

Voters should also note that estimated tax rates are based on the ASSESSED VALUE of taxable property on Contra Costa County's official tax rolls, not on the property's market value. Property owners should consult their own property tax bills to determine their property's assessed value and any applicable tax exemptions.

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

Dated: March 9, 2016.



Superintendent
Lafayette School District