

RESOLUTION NO. 11

RESOLUTION OF THE BOARD OF EDUCATION OF THE GLENDALE UNIFIED SCHOOL DISTRICT OF THE COUNTY OF LOS ANGELES, CALIFORNIA, ORDERING AN ELECTION TO AUTHORIZE THE ISSUANCE OF SCHOOL BONDS, ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER, AND REQUESTING CONSOLIDATION WITH OTHER ELECTIONS OCCURRING ON APRIL 5, 2011

WHEREAS, Glendale Unified School District (the "District") schools are among the best in the State providing top quality education for local students, with several schools ranked in the top 10% in the nation; and

WHEREAS, the Board of Education (the "Board") has determined that both supporting academic programs and expanding, upgrading, repairing, improving and better equipping the educational facilities within the District are required to enable the District to maintain outstanding student achievement and enhance the quality of education for all students in the District; and

WHEREAS, the State of California (the "State") continues to reduce education funding, resulting in cuts to educational programs that impact student learning and do not provide sufficient funding for the District to adequately upgrade its educational facilities despite ongoing efforts to obtain such monies; and

WHEREAS, Most of the District's school facilities were built between the 1920s and 1950s and had not received any significant renovations in 50 years prior to the passing of Measure K in 1997, and although many important issues were addressed, there continues to be urgent projects that need to be completed to maintain outstanding education, including: upgrading classrooms, science labs, libraries and instructional technology; providing facilities and equipment for career and technical education classes; replacing old and inefficient heating and cooling systems; improving energy efficiency and reducing utility costs, upgrading outdated electrical systems to accommodate classroom technology; and upgrading fire alarms and school security; and

WHEREAS, the Board believes it is in the best interest of the District to (i) continue to address facility improvements now before they become more pressing and more costly, and (ii) take advantage of current lower interest rates and free up funding to attract and retain teachers, help maintain class sizes to support student learning and prevent cuts to instructional programs; and

WHEREAS, this measure will help provide funds that cannot be taken away by the State to protect student safety, offset state budget cuts, continue to renovate aging and deteriorating schools, and enable the District to qualify for State matching funds without increasing tax rates beyond what residents have already been paying toward the old Measure K bonds; and

WHEREAS, this measure includes mandatory taxpayer protections, including an independent citizens' oversight committee and mandatory audits to ensure funds are spent as promised; and

WHEREAS, in the judgment of the Board of Education (the "Board") of the Glendale Unified 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 (the "Bonds") shall be issued and sold for the purpose of raising money for the acquisition and improvement of real property, and the furnishing and equipping of school facilities such as up-to-date educational technology, improved security and safety systems, and modern science and career labs, by extending, but not increasing, the tax rate above the rate paid in 2009-10; and

WHEREAS, as a result of the approval of Proposition 39 on November 7, 2000, Article XIII A, Section 1, paragraph (b), of the California Constitution ("Article XIII A") provides an exception to the limit on ad valorem property taxes on real property for bonded indebtedness incurred by a school district approved by 55 percent of the voters of the District voting on the proposition; and

WHEREAS, the Board is specifically authorized, upon approval by at least a two-thirds vote of the Board, to pursue the authorization and issuance of bonds by a 55 percent vote of the electorate on the question whether bonds of the District shall be issued and sold for specified purposes, pursuant to Education Code Section 15264 *et seq.* (the "Act"); and

WHEREAS, pursuant to the California Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on Tuesday, April 5, 2011, and to request the City Clerk for the City of Glendale (the "City Clerk") to perform certain election services for the District; and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Glendale Unified School District the following:

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 \$270,000,000 for the purpose of raising money to finance school facilities and property of the District, and paying costs incident thereto, as set forth more fully in the ballot proposition approved pursuant to Section 3. This Resolution constitutes the order of the District to call such election.

Section 2. Election Date. The date of the election shall be April 5, 2011, and the election shall be held solely within the boundaries of the District.

Section 3. Purpose of Election; Ballot Proposition. The purpose of the election shall be for the voters in the District to vote on a proposition, a full copy of which is attached hereto and marked Exhibit A, containing the question of whether the District shall issue the Bonds for the purposes stated therein, together with the accountability requirements of Article XIII A and Government Code Section 53410 and the requirements of Section 15272 of the Act. As required by Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is attached hereto and marked as Exhibit B. The Superintendent or his designee (each an "Authorized Officer") is hereby authorized and directed to make any changes to the text of the proposition or this resolution as required to

conform to any requirements of Article XIII A, the Act, the City Clerk, or other officials.

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 reduction, enrollment growth, and information technology needs in developing the list of school facilities projects set forth on Exhibit A-1.

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

1. conduct an annual, independent performance audit to ensure that the funds have been expended only on the projects listed in Exhibit A-1;
2. 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-1;
3. establish and appoint members to an independent citizens' oversight committee in accordance with Sections 15278, 15280, and 15282 of the Act;
4. apply the bond proceeds only to the specific purposes stated in the ballot proposition;
5. cause creation of accounts into which bond proceeds shall be deposited; and
6. 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 or Authorized Officer is hereby directed to send a copy of this Resolution to the Los Angeles County Superintendent of Schools, the City Clerk and the Los Angeles County Clerk of the Board of Supervisors. The City Clerk is hereby requested to print the Full Text of the Measure set forth on Exhibit A hereto, in the ballot materials.

Section 8. Consolidation of Election. The City Clerk and the Los Angeles County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on April 5, 2011, within the District.

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 Superintendent, President of the Board, or their designees, 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. Agreements Approved. The Superintendent is authorized and directed to execute the agreements on file with Jones Hall, A Professional Law Corporation, which firm is appointed hereby to perform bond counsel and disclosure counsel services in regard to the Bonds and with Keygent LLC, as Financial Advisor.

Section 11. Election Services. Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the City Council of the City of Glendale, is requested to permit the City Clerk to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the District agrees to reimburse the City of Glendale in full upon presentation of a bill, such services to include the publication of a formal Notice of School Bond Election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code).

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

PASSED AND ADOPTED by the Board of Education of the Glendale Unified School District the 14th day of December, 2010.

Signed:

Gregory S. Krikorian, President, Board of Education
Glendale Unified School District
County of Los Angeles, State of California

OFFICER'S CERTIFICATE

I, Christine Walters, Clerk of the Board of Education of the GLENDALE UNIFIED SCHOOL DISTRICT, hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 11 adopted at a regular meeting place thereof on the 14th day of December, 2010, of which meeting all the members of said Board of Education had due notice and at which a majority thereof were present, and that at said meeting said resolution was adopted by the following vote:

AYES: 5
NOES: 0
ABSENT: 0

An agenda of said meeting was posted at least 72 hours before said meeting at Glendale, California, a location freely accessible to members of the public, and a brief general description of said resolution appeared on said agenda.

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in my office; that the foregoing resolution is a full, true and correct copy of the original resolution adopted at said board meeting and entered in said minutes; and that said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: December 14, 2010

Christine Walters
Clerk of the Board of Education
GLENDALE UNIFIED SCHOOL DISTRICT

EXHIBIT A

BALLOT MEASURE FULL TEXT OF MEASURE

This proposition may be known and referred to as the Glendale Unified School District 2011 Quality Schools Protection Act – Measure __ (to be determined).

FINDINGS

The Glendale Unified School District (the “District” or “GUSD”) provides top quality education for local students. GUSD schools are among the best in the State, and several schools are ranked in the top 10% in the nation. Test scores have improved every year since 2002. Dedicated teachers, challenging academic programs and the support our schools receive from the community all contribute to outstanding student achievement.

Thirteen years ago, over 74% of GUSD voters approved Measure K to fund the first phase of improvements to GUSD schools. Most GUSD schools were built between the 1920s and 1950s and had not received any significant renovations in 50 years. All of the projects identified for Measure K funding were completed six years ahead of schedule, which saved taxpayers millions as construction costs increased. In addition, refinancing of bonds saved taxpayers \$8.4 million and local funds were used to leverage \$180 million in state matching funds. Although much has been accomplished, Measure K was only intended to fund the first phase of facility upgrades and many needs remain. GUSD has identified a list of urgent projects that still need to be completed to maintain the District’s outstanding educational programs.

In addition to GUSD’s needed facility upgrades, Sacramento continues to take more and more funding from our local schools. Deep cuts to instructional programs have already occurred. Ongoing budget cuts will likely lead to less instructional time for students, teacher lay-offs, larger class sizes, and deep cuts to educational programs.

Measure __ would provide funding for the next phase of facility improvements and free up monies to help prevent cuts to classroom instruction. If approved, Measure __ would fund the next phase of facility upgrades, including: updating classroom computers and technology, providing facilities and equipment for career and technical education, modernizing science labs, upgrading campus security (lighting, fencing, smoke detectors, fire alarms, sprinklers, and other security systems), removing remaining hazardous materials (like lead and asbestos) from schools, improving access to all school facilities for students with disabilities, increasing school energy efficiency and reducing utility bills through solar power generation, and lowering the cost of repairing aging facilities to free up funds for classroom instruction.

Measure __ requires strict taxpayer protections to ensure funds are spent appropriately. All funds must stay here in GUSD and none of the funds can be taken away by the State. None of the funds can be spent on administrator salaries. An independent citizens’ oversight committee will ensure the funds are spent as promised and annual audits are mandatory.

Measure __ was developed following input from parents, teachers, school facility experts, school funding experts, local business leaders, local civic leaders and other members of the community.

BOND AUTHORIZATION

By approval of this proposition by at least 55 percent of the registered voters voting on the proposition, the District shall be authorized to issue and sell bonds of up to \$270 million in principal at interest rates not exceeding the legal limit, to provide financing for the specific school facilities projects listed in the Bond Project List attached hereto as Exhibit A-1, subject to all the accountability requirements specified below.

BOND PROJECT LIST

The Bond Project List attached to this resolution as Exhibit A-1 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.

Approval of this Bond Measure (the "Measure") does not guarantee that the proposed project or projects in the District that are the subject of bonds under the Measure will be funded beyond the local revenues generated by the Measure. If state matching funds become available, they will be used for and applied to the Bond Project List as per Exhibit A-1. The District's proposal for the project or projects assumes the receipt of matching state funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure.

ACCOUNTABILITY REQUIREMENTS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers in the District may be assured that their money will be spent wisely to address specific facility 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 Education Code Sections 15264 and following.)

Evaluation of Needs. The Board has prepared an updated facilities plan in order to evaluate and address all of the facilities needs of the District and determine 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 contained in Exhibit A-1.

Independent Citizens' Oversight Committee. The Board shall establish an Independent Citizens' Oversight Committee pursuant to Education Code Section 15278 and following to ensure bond proceeds are expended only on the school facilities projects listed in Exhibit A-1. The committee shall 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 in Exhibit A-1.

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 in Exhibit A-1.

Special Bond Proceeds Account: Annual Report to Board. Upon approval of this proposition and the sale of any bonds approved, the Board shall take actions necessary to

establish 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 of the District shall cause a report to be filed with the Board annually, stating (1) the amount of bond proceeds received and expended in that year, and (2) the status of any project funded or to be funded from bond proceeds. The report may relate to the calendar year, fiscal year, or other appropriate annual period as the Superintendent shall determine and may be incorporated in the annual budget, audit, or another appropriate routine report to the Board.

FURTHER SPECIFICATIONS

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

The proceeds 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.

Issuing Bonds Without Increasing Tax Rate. Since Measure K was approved by local voters in 1997 through last year (2009-10), taxpayers have paid an annual tax rate ranging between \$63 and \$43 per \$100,000 of assessed value to retire the Measure K bonds. These new bonds will be issued such that the combined tax rate of Measure K bonds and the new bonds issued under Measure ___ are not estimated to exceed the tax rate paid in fiscal year 2009-2010, \$46.03 per \$100,000 of assessed value, as described in the tax rate statement.

**EXHIBIT A-1
BOND PROJECT LIST**

Every school campus within the Glendale Unified School District will receive Measure ___bond funds. Bond funds, in conjunction with State matching funds as may become available, will be used to make necessary repairs and upgrades to existing school campuses, as well as replace old bungalow classrooms, and upgrade the technology infrastructure to support student learning. The campuses and support facilities listed below will receive the following repair, upgrade and construction projects as necessary:

<p><u>Elementary Schools</u></p> <p>Balboa Elementary School Cerritos Elementary School Columbus Elementary School Dunsmore Elementary School Edison Elementary School Franklin Elementary School Fremont Elementary School Glenoaks Elementary School Jefferson Elementary School Keppel Elementary School La Crescenta Elementary School Lincoln Elementary School Mann Elementary School Marshall Elementary School Monte Vista Elementary School Mountain Ave. Elementary School Muir Elementary School Valley View Elementary School Verdugo Woodlands Elementary School R.D. White Elementary School</p>	<p><u>Middle Schools</u></p> <p>Roosevelt Middle School Rosemont Middle School Toll Middle School Wilson Middle School</p> <p><u>High Schools</u></p> <p>Clark Magnet High School Crescenta Valley High School Daily High School Glendale High School Hoover High School</p> <p><u>Specialty Schools and Support Facilities</u></p> <p>College View School Cloud Pre-School Pacific Avenue Education Center Verdugo Academy Facility and Support Operations Professional Development Center District Administration Building</p>
---	---

1. Complete health and safety improvements required to comply with current student safety standards and codes, including removing hazardous materials, upgrading automatic fire alarms, and communication and security systems
2. Improve student access to classroom computers and modern technology by upgrading electrical and technology infrastructure and distribution, as well as replacing systems as necessary to include energy conservation
3. Complete major repairs, renovations and upgrades to school sites including replacing outdated electrical systems, sewer, water, gas, paving, walkways, fencing, and drainage systems
4. Complete major upgrades and renovations to building exteriors and interiors, such as walls, painting, lighting, roofing, floor coverings, doors and hardware

5. Upgrade science labs at middle and high schools as necessary to support instructional programs and provide advanced courses now required by colleges and universities for admission
6. Provide facilities and equipment necessary to effectively implement career and technical programs so students can compete for today's in-demand jobs
7. Update and improve building systems including heating, ventilation and plumbing systems to reduce energy bills and qualify the District for energy incentive funds
8. Upgrade the technologies and systems in school facilities to support arts and music programs
9. Improve access to classrooms, science labs and other school facilities for students with disabilities in compliance with Federal and State mandated Americans with Disability Act (ADA) requirements
10. Evaluate and implement solar, wind, and other energy generation systems to improve environmental sustainability and effectively reduce on-going energy and utility costs incurred by the District
11. Construct, furnish and equip new classrooms to replace outdated/aging portable classrooms
12. Renovate, expand, and construct student support facilities throughout the District as needed
13. Acquire and install instructional, maintenance, and operational equipment including but not limited to: desks, computers, printers/reprographic equipment, computer stations, smart boards, whiteboards, tack boards; science, art, and instrumental program equipment; window coverings, cafeteria tables, and maintenance equipment to the extent permitted by law
14. Modernize College View School with expanded facilities as needed to support the programs for students with special needs
15. Increase student safety by improving drop-off/pick-up areas, parking and traffic circulation
16. Upgrade and replace as necessary outdoor play equipment, protective play surfaces, and fields as needed to meet new safety standards and keep our children healthy
17. Provide adequate shade structures and lunch shelters to protect students
18. Expand and upgrade multi-purpose rooms, cafeterias and kitchen areas as needed to efficiently prepare food and serve students in a safe and sanitary environment
19. Refinance or retire existing debts and leases in order to secure more favorable terms for taxpayers and/or free up funding for classroom instruction

Priority of Projects

The listed projects will be prioritized and completed as needed with the following projects being prioritized first: items with immediate impact on instruction; projects dealing with safety and security; items which can be easily addressed and have an equity focus; projects that maximize additional funding resources or that generate ongoing funding or expense reduction and the initiation of architectural plans for future construction projects.

Project Costs

Each project is assumed to include its share of furniture, equipment, architectural, engineering, and similar planning costs, program/project management, staff training expenses and a customary contingency for unforeseen design and construction costs. In addition to the listed projects stated above, the Project List also includes the acquisition of a variety of instructional, maintenance and operational equipment, including the reduction or retirement of outstanding lease obligations and interim funding incurred to advance fund projects from the Project List; installation of signage and fencing; 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, and temporary housing of dislocated District activities caused by construction projects. In addition to the projects listed above, the repair and renovation of each of the existing school 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 and ventilation systems; upgrade of facilities for energy efficiencies; repair and replacement of worn-out and leaky roofs, windows, walls, doors and drinking fountains; installation of wiring and electrical systems to safely accommodate computers, technology and other electrical devices and needs; upgrades or construction of support facilities, including administrative, physical education and performing arts buildings and maintenance yards; repair and replacement of fire alarms, emergency communications and security systems; resurfacing or replacing of hard courts, turf and irrigation systems and campus landscaping; expand parking; install interior and exterior painting and floor covering; demolition; and construction of various forms of storage and support spaces, upgrade classrooms, repair, upgrade and install interior and exterior lighting systems; replace outdated security fences and security systems. The upgrading of technology infrastructure includes, but is not limited to, computers, LCD projectors, portable interface devices, servers, switches, routers, modules, sound projection systems, laser printers, digital white boards, document projectors, upgrade voice-over-IP, call manager and network security/firewall, wireless technology systems and other miscellaneous equipment and software.

The allocation of bond proceeds will 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 will not be able to complete some of the projects listed above. The budget for each project is an estimate and may be affected by factors beyond the District's control. Some projects throughout the District, such as gyms, fields and performing arts facilities, may be undertaken as joint use projects in cooperation with other local public or non-profit agencies.

The final cost of each project will be determined as plans and construction documents are finalized, construction bids are received, construction contracts 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 more enhanced and operationally efficient campuses. Necessary site preparation/restoration/acquisition 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, relocating fire access roads, 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 cost 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 District shall create an account into which proceeds of the bonds shall be deposited and comply with the reporting requirements of Government Code § 53410.

EXHIBIT B

MEASURE _____

REVISED 12-14-2010

To protect quality education at local schools, provide safe and modern school facilities, and qualify for matching funds, shall Glendale Unified School District upgrade classrooms, science labs and libraries; update computers/technology; provide facilities/equipment for career training; improve campus safety and access for students with disabilities; increase energy efficiency; and make funding available for classroom instruction by issuing \$270 million in bonds with legal interest rates, independent oversight, all funds staying local, and without increasing tax rates?	BONDS YES
	BONDS NO