

FILED

AUG 09 2018

RESOLUTION NO. 7918

BY *TL* DEPUTY
REGISTRAR OF VOTERS

RESOLUTION OF THE GOVERNING BOARD OF CHAFFEY
COMMUNITY COLLEGE DISTRICT ORDERING AN
ELECTION, AND ESTABLISHING SPECIFICATIONS OF THE
ELECTION ORDER

WHEREAS, the Governing Board (the "Board") of the Chaffey Community College District (the "District") has determined that certain educational facilities need to be constructed, renovated, acquired and equipped, in a fiscally prudent manner, to enable the District to maintain Chaffey College as a valuable community resource that provides an affordable education to local students, including Veterans who desire to learn job skills and transfer to four-year universities; and

WHEREAS, since the costs of attending California's public universities has become so expensive, more local students are relying on community colleges, such as Chaffey College, and the high quality, affordable college options they provide; and

WHEREAS, in today's competitive job environment, Chaffey College must continue providing important job training and education for local residents entering the workforce for new professions and increase opportunities for local students to earn college credits, certifications and job skills at a reasonable price; and

WHEREAS, because of our changing economy our classrooms and labs must be upgraded to provide students with up-to-date skills using modern technology that will allow for needed programs to keep our local economy strong and to support partnerships with local employers to help students find good jobs and sustain the Inland Empire economy; and

WHEREAS, Chaffey College wants to upgrade school security to keep students safe by installing up-to-date security systems including emergency communication, lighting and door locks; and

WHEREAS, some buildings on campus were built in the 1960s and need basic improvements such as the removal of asbestos, mold and lead paint, the repair of leaky roofs and deteriorating classrooms, restrooms and plumbing and the replacement of outdated electrical, sewer, and security and fire safety systems; and

WHEREAS, inasmuch as Chaffey College serves hundreds of military veterans, many of whom have recently returned from war zones, Chaffey College needs to upgrade and expand facilities for Veteran services and job training so returning military service members receive the academic and career counseling and support they need to complete their education and enter the civilian workforce; and

WHEREAS, the State is not providing the District with sufficient funds for the District to adequately maintain Chaffey College's educational facilities and academic programs; and

WHEREAS, the Board has received information regarding the feasibility of a local bond measure and the District's bonding capacity; and

WHEREAS, a local measure will provide funds that cannot be taken away by the State to support local college transfer and job training; and

WHEREAS, pursuant to Education Code Section 15270, 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 the Proposition 39 limits per year per \$100,000 of assessed valuation of taxable property; and

WHEREAS, Elections Code Section 9400 *et seq.* of the Elections Code (the “Elections Code”) requires that a tax rate statement be contained in all official materials, including any ballot pamphlet prepared, sponsored or distributed by the District, relating to the election; and

WHEREAS, the Board now desires to authorize the filing of a tax rate statement and ballot argument in favor of the proposition to be submitted to the voters at the election; and

WHEREAS, pursuant to the Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on November 6, 2018, and to request the San Bernardino County Registrar of Voters to perform certain election services for the District; and

WHEREAS, in the judgment of the Board, it is advisable to request the San Bernardino County Registrar of Voters to call an election pursuant to Proposition 39 on the question of whether general obligation bonds shall be issued and sold on behalf of the District for purposes set forth below.

NOW THEREFORE, THE GOVERNING BOARD OF CHAFFEY COMMUNITY COLLEGE DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board, pursuant to Education Code Sections 15100 *et seq.*, Sections 15264 *et seq.* and Government Code Section 53506, hereby requests the San Bernardino County Registrar of Voters to call an election under the provisions of Proposition 39 and the Act and submit to the electors of the District the question of whether bonds of the District in the aggregate principal amount of \$700,000,000 (the “Bonds”) shall be issued and sold to raise money for the purposes described in Exhibits “A” and “B” hereto. Both exhibits are directed to be printed in the voter sample ballot pamphlet. The District’s Superintendent/President, or designee is hereby authorized and directed to make any changes to the text of the measure, or to the abbreviated form of the measure, as may be convenient or necessary to comply with the intent of this Resolution, the requirements of election officials, and requirement of law.

Section 2. That the date of the election shall be November 6, 2018.

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) that 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 faculty and administrator salaries and other college operating expenses;

Section 6. That the San Bernardino County Registrar of Voters and the San Bernardino County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on November 6, 2018 within the District, and pursuant to Elections Code Section 10403, the District acknowledges that the consolidation election will be held and conducted in the manner described in Election Codes Section 10418.

Section 7. That this Resolution shall stand as the “order of election” to the San Bernardino County Registrar of Voters to call an election within the boundaries of the District on November 6, 2018.

Section 8. That the Secretary of the Board is hereby directed to send a certified copy of this Resolution to the San Bernardino County Registrar of Voters no later than August 10, 2018.

Section 9. That the bonds shall be issued pursuant to Education Code Section 15300 *et seq.* or issued pursuant to Government Code Section 53506. The maximum rate of interest on any bond shall not exceed the maximum rate allowed by Education Code Sections 15140 to 15143, as modified by Government Code Section 53531. The Board approves the filing of a Tax Rate Statement and primary and rebuttal arguments, as appropriate, and directs their publication in accordance with the requirements of the Elections Code.

Section 10. That the Board requests the governing body of any such other political subdivision, or any officer otherwise authorized by law, to partially or completely consolidate such election and to further provide that the canvass be made by any body or official authorized by law to canvass the returns of the election, and that the Board consents to such consolidation.

Section 11. Pursuant to Education Code Section 5303 and Elections Code Section 10002, the San Bernardino County Board of Supervisors are requested to permit the Registrar of Voters to render all services specified by Elections Code Section 10418, for which services the District agrees to reimburse San Bernardino 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 Elections Code Section 9401) pursuant to the terms of Education Code Section 5363 and Elections Code Section 12112.

ADOPTED, SIGNED AND APPROVED this 9th day of July, 2018.

GOVERNING BOARD OF THE CHAFFEY
COMMUNITY COLLEGE DISTRICT

By 
Board President

Attest:


Secretary

EXHIBIT A

“CHAFFEY COLLEGE AFFORDABLE LOCAL HIGHER EDUCATION, JOB TRAINING, UNIVERSITY TRANSFER, CLASSROOM REPAIR MEASURE. To upgrade vocational, science, computer, technology classrooms/labs; repair deteriorating classrooms, roofs, gas, electrical, sewer lines; remove asbestos, lead paint; improve Veterans’ resources; qualify for State matching funds; shall Chaffey Community College District’s measure authorizing \$700,000,000 in bonds at legal rates, levying \$15/\$100,000 assessed valuation, averaging \$38,000,000 annually while bonds are outstanding, acquiring, constructing, repairing sites, facilities, equipment, be adopted, requiring audits, citizen oversight?”

Bonds - Yes

Bonds – No