RESOLUTION NO. 06/25-26

RESOLUTION OF THE BOARD OF TRUSTEES OF SAN MATEO-FOSTER CITY SCHOOL DISTRICT ORDERING AN ELECTION, AND ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER

WHEREAS, the Board of Trustees (the "Board") of the San Mateo-Foster City School District (the "District") is committed to providing a high-quality, well-rounded elementary and middle school education for students; and

WHEREAS, while the District has invested in classroom improvements in recent years, more work is needed to ensure 21st-century readiness since many classrooms were built 70 years ago for a different era of instruction and fail to meet modern educational and safety standards; and

WHEREAS, the District offers local students the ability to enroll in Career Technical Education ("CTE") courses, that allow students to explore potential careers through wood, metal, and electrical work, robotics, nursing and emergency services, and by repairing and upgrading shop classes with tools and equipment for modern skilled trades the District can continue to increase opportunities for local students; and

WHEREAS, the Board has determined that District facilities need to be upgraded and repaired to ensure students are safe while they are at school; and

WHEREAS, the State of California (the "State") provides very limited funding for school facility improvements and in order to repair and upgrade aging school facilities the District must identify local funding sources such as a school facilities improvement bond measure; and

WHEREAS, the District conducted a thorough facilities assessment and with input from parents, teachers, staff and members of the community created and adopted a Facilities Master Plan identifying the most pressing needs in each of the District's schools in order to provide safe and modern classroom environments for all students; and

WHEREAS, the measure would provide locally-controlled funding for the District to fund school upgrades including replacing leaky roofs and old windows; and

WHEREAS, the measure would allow the District to update classrooms and labs for science, technology, engineering, and math, restore shop classes and career technical education with modern equipment, update 25-year old fire alarms and emergency communication systems, provide affordable housing options to help attract and retain high-quality teachers and staff, and improve safety, security, and accessibility across schools; and

WHEREAS, if approved by voters, a local school facilities improvement bond measure would include an independent citizen's oversight committee to ensure all funds from this measure are spent as promised, and no money will be used for administrators' salaries; and

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

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; and

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 that are contained in Proposition 39 and the Act; and

WHEREAS, the Board desires to authorize the submission of a proposition to the District's voters at an election to authorize the issuance of bonds to pay for certain necessary improvements and enhancements to District owned educational facilities which will improve the health, safety and quality of education for students in the District; and

WHEREAS, the Board hereby determines that, in accordance with Opinion No. 04-110 of the Attorney General of the State of California, the restrictions in Proposition 39 which prohibit any bond money from being wasted or used for inappropriate administrative salaries or other operating expenses of the District shall be strictly monitored by the District's Citizens' Oversight Committee; 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 for school facilities 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.* requires that a tax rate statement be contained in all official materials relating to the election, including any ballot pamphlet prepared, sponsored, or distributed by the District; and

WHEREAS, the Board desires to authorize the filing of a tax rate statement and a 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 Tuesday, November 3, 2026, and to request the San Mateo County Registrar of Voters to perform certain election services for the District.

NOW THEREFORE, THE BOARD OF TRUSTEES OF THE SAN MATEO-FOSTER CITY SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board, pursuant to Education Code Sections 15100 *et seq*., 15264 *et seq*., and Government Code Section 53506, hereby requests the San Mateo County Registrar of Voters to conduct 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 $498,000,000 (the "Bonds") shall be issued and sold for the purpose of raising money for the projects described in Exhibits "A" and "B" hereto. Both exhibits are directed to be printed in the voter pamphlet. The District's Superintendent, 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 requirements of law.

Section 2. That the date of the election shall be November 3, 2026.

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," incorporated by reference herein, and 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 policies of the Board and the Act, the ballot propositions in Exhibits "A" and "B" are subject to the following requirements and determinations:

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

(b) that the Board, in establishing the projects set forth in Exhibit "B," evaluated the health, safety, class size reduction, classroom, educational and information technology needs of the District as well as the importance of the projects to improve student learning in core subjects like math, science, engineering, the arts, music and technology;

(c) that the Board shall cause an annual, independent performance audit to be conducted to ensure that the Bond monies get spent only for the projects identified in Exhibit "B" hereto;

(d) that the Board shall 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;

(e) that the Board shall appoint a Citizens' Oversight Committee in compliance with Education Code Section 15278 no later than 60 days after the Board enters the election results in its minutes pursuant to Education Code Section 15274; and

(f) that the tax levy authorized to secure the Bonds of this election shall not exceed the Proposition 39 limits per $100,000 of taxable property in the District when assessed valuation is projected by the District to increase in accordance with Article XIIIA of the California Constitution.

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

Section 5. That the authority for the specifications of this election order is contained in Education Code Section 5322. In connection with ordering the election pursuant to the provisions cited above, the District has obtained reasonable and informed projections of assessed property valuations that take into consideration projections of assessed property valuations made by the San Mateo County Assessor that are available to the District.

Section 6. That the San Mateo County Registrar of Voters 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 3, 2026 within the District. As provided in Elections Code Section 10403, the District acknowledges that the consolidation election will be conducted in the manner described in Elections Code Section 10418.

Section 7. That the Secretary of the Board is hereby directed to deliver a certified copy of this Resolution to the San Mateo County Registrar of Voters no later than August 7, 2026.

Section 8. That the Bonds may be issued pursuant to Education Code Section 15264 *et seq*. or 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.

Section 9. 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 of the returns of the election be made by any body or official authorized by law to canvass such returns, and that the Board consents to such consolidation. The Board further authorizes the submission of a tax rate statement and primary and rebuttal arguments, as appropriate, to be filed with the San Mateo County Registrar of Voters by the established deadlines.

Section 10. That the Board authorizes the Superintendent or his designee to enter into professional services agreements with Keygent LLC, as municipal advisor and Stradling Yocca Carlson & Rauth LLP, as bond counsel in connection with the matters authorized by this resolution.

Section 11. Pursuant to Education Code Section 5303 and Elections Code Section 10002, the Board of Supervisors of San Mateo County is requested to permit the Registrar of Voters to render all services specified by Elections Code Section 10418 relating to the election, for which services the District agrees to reimburse San Mateo 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 25th day of June, 2026.

BOARD OF TRUSTEES OF THE SAN MATEO-FOSTER CITY SCHOOL DISTRICT

By _____
President

Attest:

_____
Secretary

STATE OF CALIFORNIA)
)ss
SAN MATEO COUNTY)

I, Diego R. Ochoa, do hereby certify that the foregoing is a true and correct copy of Resolution No. 06/25-26, which was duly adopted by the Board of Trustees of the San Mateo-Foster City School District at the meeting thereof held on the 25th day of June, 2026, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By _____
Secretary

EXHIBIT A

"To improve elementary and middle school classrooms for skilled trades, science, technology, engineering, and math; replace leaky roofs, old windows, fire alarms and emergency communications systems; provide affordable housing to attract/retain quality teachers/staff; acquire, construct, repair facilities, equipment, sites; shall San Mateo-Foster City School District's measure be adopted, authorizing $498,000,000 in bonds at legal interest rates, levying $29 per $100,000 assessed value, averaging $35,000,000 annually while bonds are outstanding, with audits, independent oversight, and funds used locally?"

Bonds – Yes

Bonds – No

EXHIBIT B

FULL TEXT BALLOT PROPOSITION
OF THE SAN MATEO-FOSTER CITY SCHOOL DISTRICT
BOND MEASURE ELECTION NOVEMBER 3, 2026

The following is the full proposition presented to the voters by the San Mateo-Foster City School District.

"To improve elementary and middle school classrooms for skilled trades, science, technology, engineering, and math; replace leaky roofs, old windows, fire alarms and emergency communications systems; provide affordable housing to attract/retain quality teachers/staff; acquire, construct, repair facilities, equipment, sites; shall San Mateo-Foster City School District's measure be adopted, authorizing $498,000,000 in bonds at legal interest rates, levying $29 per $100,000 assessed value, averaging $35,000,000 annually while bonds are outstanding, with audits, independent oversight, and funds used locally?"

PROJECT LIST

The Board of Trustees of the San Mateo-Foster City School District is committed to **quality education** in local public schools by providing **safe, secure, upgraded classrooms, labs and technology** needed to support high quality instruction in science, engineering, technology, math, art, music, and career technical education. To that end, the Board evaluated the District's urgent and critical technology and facility needs, including safety issues, class size reduction, **basic repairs**, computer and information technology in developing the types of projects to be funded by this measure as described below. The District conducted a facilities evaluation in developing this Project List. The Board has prioritized the key health and safety needs so that the most critical facility needs are addressed.

In approving this Project List, the Board of Trustees determines that the District **must:**

(i) Restore shop classes with tools and equipment for modern skilled trades; and

(ii) Bring classrooms and labs up to date for today's learning; and

(iii) Replace leaky roofs and old windows; and

(iv) Adhere to specific fiscal accountability safeguards:

- **(a) All expenditures subject to annual independent financial audits.**
- **(b) No money taken by the State. All funds will be locally controlled.**
- **(c) All expenditures reviewed by an independent citizen oversight committee to ensure that funds are spent only as authorized.**
- **(d) No money used for administrators' salaries.**

The Project List includes the following types of upgrades and improvements at District schools, facilities and sites:

REPAIRS/BASIC HEALTH & SAFETY IMPROVEMENTS

There is nothing more important than ensuring our children are safe while they are at school. This measure will improve school safety with essential repairs and upgrades to electrical, roofing, fencing, fire alarms, and emergency communications systems.

This measure includes an independent citizen's oversight committee to ensure all funds from this measure are spent as promised, and no money will be used for administrators' salaries.

- Update 25-year-old fire alarms.
- **Replace leaky roofs and old windows.**
- Add emergency communication systems.
- Make classrooms more accessible for students and staff with disabilities.
- Improve school safety and security.
- Remove aging gas appliances and pipes.

21st CENTURY LEARNING/CLASSROOM RENOVATION & MODERNIZATION

This measure will expand career technical education and vocational programs so that students can explore potential careers through wood, metal, and electrical work, robotics, theater, political science, nursing and emergency services, digital media production and other subjects.

- Update classrooms and labs for career technical education.
- **Restore shop classes with tools and equipment for modern skilled trades.**
- Update classrooms and labs for science, technology, engineering, and math.
- Provide affordable housing to attract and retain high quality teachers and staff.
- Update classrooms and labs for vocational education.
- Update classrooms for arts education and digital media.

In addition to the projects listed above, the repair and renovation of each of the existing school and District support facilities may include, but not be limited to, some or all of the following: add or renovate student and staff restrooms; repair, replace and upgrade electrical, plumbing, heating, ventilation and air conditioning systems; upgrade of facilities for energy efficiencies, electrical generation and financial savings, including solar panels; improve accessibility for students, staff and

the public with disabilities; repair, update and replace worn-out and deteriorated roofs, gutters, windows, walls, tackboards, floors, sinks, doors and drinking fountains/hydration stations and portable classrooms; construct or renovate offices and facilities for multipurpose and indoor/outdoor learning spaces, more efficient areas for professional development and administration and for the safety of students on campuses; install wiring and electrical systems to safely accommodate computers, technology and other electrical devices; upgrade or construct support facilities including central plants, boilers, administrative, central kitchens, physical education, music, art, visual and performing and fine arts classrooms or facilities, science, robotics, computer labs/classrooms, career technical facilities, media centers/libraries and buildings, covered eating areas, shade and rain shelter, playgrounds, administrative, transportation and maintenance facilities and yards; acquire modular/portable classrooms; repair, update and replace fire alarms and detectors, emergency communications, public address, speaker, and security systems; improve facilities to satisfy ADA and seismic requirements; as needed, removal of hazardous materials like asbestos, mold and lead paint from older schools, as needed; improve/resurface or replace asphalt, broken concrete and improve walkways, hard courts, turf, tracks, athletic fields, gymnasiums, irrigation, gutters, and downspout drainage systems and campus landscaping; install signage, flagpoles, solar electric systems and fencing; expand and improve pick-up and drop-off areas and crosswalks; improve all site utilities; acquire land; construct new school buildings; upgrade or replace interior and exterior painting, floor covering, including carpets, and school facades; demolition; upgrade kitchens, food service and school cafeterias; construct various forms of storage and support spaces and classrooms; improve quads; repair, upgrade and install interior and exterior lighting systems and back-up power generators; improve or replace playgrounds, play structures, athletic fields, lockers and facilities to support student health, fitness and safety; replace outdated fences, including security fences and security systems (including access control systems and cameras), provide lunch shelters, indoor space for assemblies or for rainy day lunch; upgrade music labs, multi-purpose rooms, learning centers and media centers; add or upgrade parking lots including solar systems and electric vehicle charging stations; plan, construct, acquire or contribute to employee housing units. 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; 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, DSA oversight, and temporary housing of dislocated District activities caused by construction projects.

The upgrading of technology infrastructure includes, but is not limited to, network rewiring, cabling, computers, portable interface devices, servers, switches, routers, modules, sound projection systems, laser printers, scanners and copiers, digital white boards and smart boards, document projectors, upgrade voice-over-IP systems/phones/items, clock/telephone/ intercom systems, call manager and network security/firewall, wireless technology systems, refresh classroom technology, miscellaneous IT and instructional equipment, data storage, archiving and preservation, phones, identity cards and the construction and installation of a data center in the cloud for the District's enterprise systems, such as resource planning, websites, domain name systems, cloud applications and information security.

The budget for each project is an estimate and may be affected by factors beyond the District's control. 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 portable classrooms and 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 may occur in connection with new construction, renovation or remodeling, or installation or removal of relocatable or modular classrooms, including ingress and egress, removing, replacing, or installing irrigation or drainage systems, traffic signals, sewer or utility lines, trees and landscaping, relocating fire access roads, road widening, and acquiring any necessary easements, licenses, permits, or rights of way to the property. The listed projects will be completed as needed. Each project is assumed to include its share of furniture, equipment, architectural, engineering, legal fees and similar planning costs, connection fees, program and project management, staff training expenses and a customary contingency for unforeseen design and construction costs. Proceeds of the bonds may be used to pay or reimburse the District for the cost of District bond audits and staff when performing work on or necessary and incidental to bond projects. Bond proceeds shall only be expended for the types of projects and 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.

FISCAL ACCOUNTABILITY: THIS MEASURE REQUIRES A CLEAR SYSTEM OF ACCOUNTABILITY, INCLUDING A PROJECT LIST DETAILING HOW THE MONEY WILL BE USED, A CITIZENS' OVERSIGHT COMMITTEE, AND INDEPENDENT AUDITS TO ENSURE MONEY IS SPENT PROPERLY.

IN ACCORDANCE WITH EDUCATION CODE SECTION 15272, THE BOARD OF TRUSTEES WILL APPOINT A CITIZENS' OVERSIGHT COMMITTEE AND CONDUCT ANNUAL INDEPENDENT AUDITS TO ASSURE THAT FUNDS ARE SPENT ONLY ON DISTRICT PROJECTS AND FOR NO OTHER PURPOSE. THE EXPENDITURE OF BOND MONEY ON THESE PROJECTS IS SUBJECT TO STRINGENT FINANCIAL ACCOUNTABILITY REQUIREMENTS. BY LAW, 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. THE CITIZENS' OVERSIGHT COMMITTEE MUST INCLUDE, AMONG OTHERS, REPRESENTATION OF A BONA FIDE TAXPAYERS ASSOCIATION, A BUSINESS ORGANIZATION AND A SENIOR CITIZENS ORGANIZATION. NO DISTRICT EMPLOYEES OR VENDORS ARE ALLOWED TO SERVE ON THE CITIZENS' OVERSIGHT COMMITTEE.

NO ADMINISTRATOR SALARIES: PROCEEDS FROM THE SALE OF THE BONDS AUTHORIZED BY THIS PROPOSITION SHALL BE USED ONLY FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, OR REPLACEMENT OF SCHOOL FACILITIES, INCLUDING THE FURNISHING AND EQUIPPING OF SCHOOL FACILITIES, AND NOT FOR ANY OTHER PURPOSE, INCLUDING TEACHER AND SCHOOL ADMINISTRATOR SALARIES AND OTHER OPERATING EXPENSES.