

**BOARD OF TRUSTEES
BARSTOW COMMUNITY COLLEGE DISTRICT**

RESOLUTION NO. ____

**ORDERING AN ELECTION TO AUTHORIZE THE ISSUANCE
OF GENERAL OBLIGATION BONDS, ESTABLISHING
SPECIFICATIONS OF THE ELECTION ORDER, AND
REQUESTING CONSOLIDATION WITH OTHER
ELECTIONS OCCURRING ON NOVEMBER 3, 2026**

WHEREAS, the Barstow Community College District (the “District”) in San Bernardino County (the “County”), State of California (the “State”), is committed to providing quality education to its students and to making earning a bachelor’s degree more accessible for youth and adults in the Barstow area; and

WHEREAS, the District is committed to expanding and improving classrooms and workspaces that offer hands-on learning to prepare our students for skilled-trade careers, such as welders, electricians, and heating, ventilation, and air conditioning technicians. to ensure our students are qualified for in-demand, good-paying jobs to provide the workforce our area needs; and

WHEREAS, through our close relationship with Fort Irwin and the Marine Corps Logistics Base, the District serves thousands of military veterans, active-duty military and their families, including veterans transitioning from military service to civilian life and seeking new career opportunities, despite challenges that include post-traumatic stress disorder and permanent disabilities; and

WHEREAS, the cost to attend California’s public universities is at least six times that of attending a community college; and

WHEREAS, the majority of the District’s facilities have been in continuous use for more than 60 years and are outdated and deteriorating; and

WHEREAS, in the judgment of the Board of Trustees of the District (the “Board”), it is advisable to submit to voters in the District the question of whether bonds of the District shall be issued and sold for the purpose of financing the construction, reconstruction, rehabilitation or replacement of school facilities, including the furnishing and equipping of school facilities in the District; and

WHEREAS, the Board believes funding through a bond measure will allow the District to offer students the classrooms, labs, and technology needed to train for high-demand careers close to home and provide opportunities to partner with local employers such as Barstow Community Hospital, BNSF, and local logistics businesses to help ensure it is offering programs that train local people for the good-paying jobs that employers are hiring for in our community; and

WHEREAS, a bond measure would provide funds to help our local community

college expand and upgrade classrooms and labs to offer university-level classes so students can earn credits towards a bachelor's degree and expand partnerships that make it easier to transfer to a four-year university; and

WHEREAS, a bond measure would upgrade and expand veteran services and facilities to ensure that returning service members and their families receive the support they need to complete their education and enter the civilian workforce; and

WHEREAS, a local bond measure would increase opportunities for local students to earn college credits and certifications, and learn job skills at an affordable price, and then transfer to four-year colleges and universities without generating crushing debt; and

WHEREAS, funds from a bond would be used to repair deteriorating gas and electrical lines and leaky roofs; remove asbestos; improve accessibility for disabled students, staff and community visitors; upgrade aging air conditioning and heating systems; and for other needed repairs so students can learn in safe, healthy classrooms; and

WHEREAS, a bond measure would include strict accountability requirements, including public disclosure of all spending; independent annual financial and performance audits, and a citizens' oversight committee to ensure all funds are used effectively and efficiently; and

WHEREAS, all funds from a bond measure would be used locally to benefit Barstow Community College and could not be taken by the County or State government; and

WHEREAS, the District is authorized, upon a two-thirds vote of the Board, to pursue the authorization and issuance of bonds by a 55% vote of the electorate on the question of whether bonds of the District shall be issued and sold for specified purposes, under Article XIII A Section 1 paragraph (b) of the California Constitution ("Article XIII A") and under Education Code Section 15264 *et seq.* (the "Act"); and

WHEREAS, under the Act, the election may be ordered at a primary or general election, a regularly scheduled local election at which all of the electors of the District are entitled to vote, or a statewide special election; and

WHEREAS, under Section 10403 *et seq.* of 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, the date of the statewide general election, and to request the County Registrar of Voters (the "County Registrar") to perform certain election services for the District; and

WHEREAS, in connection with the calling of a bond election and in accordance with Education Code Section 15100 subparagraph (c), the Board has obtained reasonable and informed projections of assessed property valuations that take into consideration projections of assessed property valuations made by the County assessor; and

WHEREAS, United States Income Tax Regulations section 1.150-2 provides generally that proceeds of tax-exempt debt are not deemed to be expended when such proceeds are used for reimbursement of expenditures made prior to the date of issuance

of such debt unless certain procedures are followed, one of which is a requirement that (with certain exceptions), prior to the payment of any such expenditure, the issuer declares an intention to reimburse such expenditure; and

WHEREAS, the Board wishes at this time to take the necessary actions to declare its official intent to reimburse the expenditures referenced herein from the proceeds of bonds issued pursuant to voter authorization;

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

Section 1. Recitals. The foregoing recitals are true and correct.

Section 2. 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 a maximum principal amount of \$37,000,000 (the “Bonds”) for the purposes described in the ballot measure approved herein (the “Bond Measure”) and attached hereto as Appendix A and Appendix B and paying all costs incident thereto. This Resolution constitutes the order of the District to call such election and shall constitute the “specifications of the election order” pursuant to Education Code Section 5322.

Section 3. Election Date. The date of the election shall be November 3, 2026, and such bond election shall be held solely within the boundaries of the District.

Section 4. Purpose of Election; Ballot Measure. The purpose of the election shall be for the voters in the District to vote on the Bond Measure, the full text of which is included in Appendix A hereto (the “Full Text of the Measure”), 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 the requirements of Section 15272 of the Act. The Full Text of the Measure, which includes all text indicated between the two lines, in Appendix A, shall be printed in the sample ballot provided to voters, with such measure designation as is assigned to the measure.

As required by Education Code Section 5322 and Elections Code Section 13247, the abbreviated form of the Bond Measure to appear on the ballot is attached hereto as Appendix B.

The Superintendent-President is hereby separately authorized and directed to make any changes to the text of the full text and/or abbreviated measure as described herein to conform to any requirements of Article XIII A, the Act or the County Registrar.

Section 5. Authority for Election. The authority for ordering the election is contained in Section 15264 *et. seq.* of the Act and Section 1 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 6. Proceeds for District Facilities Projects. The Board certifies that the proceeds from the sale of the Bonds will be used only for the purposes specified in Section 1(b)(3) of Article XIII A and as further specified in Appendix A, and not for any other purpose, including instructor and administrator salaries and other operating expenses, in

accordance with Opinion No 04-110 of the Attorney General of the State. Further, as required by Article XIII A, the Board hereby certifies that it has evaluated safety, class size and information technology needs in developing the list of facilities projects set forth in Appendix A.

Section 7. Covenants of the Board upon Approval of the Bonds by the Electorate; Accountability Measures. As required by Article XIII A, Section 15278 of the Act, and Government Code Section 53410, in the event 55% of the voters voting in the District approve of the Bonds, the Board shall:

- (a) conduct an annual, independent performance audit to ensure that the funds have been expended only on the projects listed in Appendix A;
- (b) 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 facilities projects listed in Appendix A;
- (c) establish and appoint members to an independent citizens' oversight committee in accordance with Sections 15278, 15280, and 15282 of the Act;
- (d) apply the Bond proceeds only to the specific purposes stated in the ballot proposition;
- (e) cause the creation of accounts into which bond proceeds shall be deposited; and
- (f) cause the preparation of an annual report pursuant to Government Code Sections 53410 and 53411.

Section 8. Statement Regarding State Matching Funds. The District anticipates that matching funds from the State of California, if available, may be required to complete a portion of the projects identified in Appendix A. As required pursuant to Education Code Section 15122.5, the following statement shall appear on the sample ballot: "Approval of this measure does not guarantee that the proposed project or projects that are the subject of bonds under this measure will be funded beyond the local revenues generated by this measure. The District's proposal for the project or projects described below may assume the receipt of matching state funds, which, if available, could be subject to appropriation by the Legislature or approval of a statewide bond measure."

Section 9. No Instructor or Administrator Salaries. Proceeds from the sale of the general obligation bonds authorized by the Bond Measure shall be used only for the construction, reconstruction, rehabilitation or replacement of school facilities, including the furnishing and equipping of school facilities pursuant to Article XIII A and the Act, and not for any other purpose, including instructor and administrator salaries and other operating expenses.

Section 10. Delivery of this Resolution. The Clerk of the Board is hereby directed to send a copy of this Resolution to (1) the County Registrar and (2) the Clerk of the County Board of Supervisors. Pursuant to Education Code Section 5322, the

Resolution shall be received by the County Registrar no later than 88 days prior to the election date, unless otherwise permitted by law.

The County Registrar is hereby requested to print the full text of the Bond Measure in the sample ballot materials as it appears on Appendix A, and to provide all required notices of the election and other notices related thereto.

Section 11. Consolidation of Election; Request to Provide Services. The County Registrar and the 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.

Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of the County is requested to permit the County Registrar 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 County in full upon presentation of a bill from the County, such services to include the publication of a formal notice of election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code).

Section 12. Ballot Arguments. As provided in Elections Code Section 9501, 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.

Section 13. Tax Rate Statement. Pursuant to Elections Code Section 9400 and following, a tax rate statement has been prepared in the form attached hereto as Appendix C, which form of Tax Rate Statement is hereby approved for inclusion in the sample ballot. The President of the Board, the Superintendent-President of the District, or any written designee of the foregoing, are hereby authorized to finalize and execute the tax rate statement, and to file said statement with the County Registrar, in accordance with Section 10 hereof.

Section 14. Maturity Limit of Bonds. The Bonds may be issued in series by the District from time to time, and each series of Bonds shall mature not more than the legal limit at the time of such issuance thereof. The Bonds shall be issued under the Act, under the provisions of Section 53506 *et seq.* of the Government Code, or under any other provision of law authorizing the issuance of general obligation bonds by community college districts.

Section 15. Estimates Included in Ballot Materials. The measure and related tax rate statement authorized by this Resolution includes certain information that is based upon reasonable assumptions and current expectations, which may include information with respect to the amount of money required to repay issued bonds, the estimated rate of the approved tax per \$100,000 of assessed valuation, and the period through which the proposed tax supporting bond repayment will be levied and collected. Any such estimates have been provided by the District, in good faith, based upon information currently available to the District, but depend on numerous variables which are subject to variation and change over the term of the District's overall facilities and bond financing plan.

The estimates and projections set forth above shall not restrict the tax imposed in accordance with the Bond Measure. Such estimates and approximations are not intended

by the Board to be additional restrictions on the District's bond program and bond issuances and, other than the total principal amount of bonds authorized to be issued by the Bond Measure, shall not represent legal maximums or additional limitations on bond issuance.

Section 16. Reimbursement. The District hereby declares that it may pay certain costs of the projects listed in Appendix A prior to the date of issuance of bonds and, in such case, intends to use a portion of the proceeds of bonds for reimbursement of expenditures for the projects that are paid before the date of issuance of bonds.

Section 17. Official Actions. The President of the Board, the Superintendent-President of the District, the Vice President of Administrative Services of the District, or any designee of the foregoing, are hereby separately authorized and directed to execute and deliver to County officials any directions, requisitions or other writings, and to make any changes to the texts of the measure as described herein and in the tax rate statement, to conform to any legal requirements or the County Registrar, in order to cause the election to be held and conducted in the District.

Section 18. Effective Date. This resolution shall take effect on and after its adoption.

* * * * *

The foregoing Resolution was adopted by the Board of Trustees of the Barstow Community College District of San Bernardino County, being the body authorized by law to make the designations therein contained, by the following vote, on July 15, 2026.

Adopted by the following votes:

AYES:

NOES:

ABSENT:

ABSTAIN:

Attest:

President of the Board of Trustees

Clerk of the Board of Trustees

APPENDIX B

ABBREVIATED FORM OF BOND MEASURE

Barstow Community College Repair, Safety, Affordable Higher Education Measure.

To repair/upgrade local community college classrooms/labs, maintain affordable higher education in classrooms preparing students/veterans for high-demand jobs/careers, including skilled trades, engineering, nursing; update aging computer technology, emergency systems; repair deteriorating gas/electrical lines; shall Barstow Community College District's measure be adopted authorizing \$37,000,000 in bonds at legal rates, levying approximately \$25 per \$100,000 assessed valuation (\$2,500,000 annually) while bonds are outstanding, requiring spending disclosure, oversight, audits?
