RESOLUTION OF THE BOARD OF TRUSTEES OF SAN BERNARDINO COMMUNITY COLLEGE DISTRICT ORDERING AN ELECTION, PLACING THE "LOCAL COLLEGE AFFORDABILITY, JOB TRAINING, REPAIRS MEASURE" ON THE NOVEMBER 3, 2026 BALLOT FOR LOCAL VOTER CONSIDERATION, AND ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER

WHEREAS, the Board of Trustees (the "Board") of the San Bernardino 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 San Bernardino Valley College and Crafton Hills College as valuable community resources that provide an affordable education to local students and veterans who desire to learn job skills and transfer to four-year universities; and

WHEREAS**,** community colleges in San Bernardino County cost six times less than those in the CSU systems, and sixteen times less than those in UC systems; and

WHEREAS**,** San Bernardino Community College District helps local students learn hands-on, real-world job skills close to home without incurring thousands of dollars of student loan debt; and

WHEREAS, San Bernardino Community College District trains most of our local firefighters, paramedics, and emergency responders, and the Local College Affordability, Job Training and Repairs Measure will help keep training these First Responders to protect our communities; and

WHEREAS**,** the Measure will give more local students access to affordable college and job training close to home and at a price families can afford, prepare them for in-demand local jobs, and build a stronger workforce in fields like nursing, teaching, and firefighting; and

WHEREAS**,** the Measure will help keep college affordable and maintain clean drinking water, fix deteriorating gas lines, and repair classrooms and educational facilities so students and veterans can train for good careers and high demand fields like skilled trades; and

WHEREAS**,** the Measure has strict accountability requirements, including a citizens' oversight committee, yearly financial, performance audits, and public spending reports; and

WHEREAS, by law, all funds must be used for our local community colleges and cannot be taken by county, state, or federal governments; and

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

WHEREAS, the District conducted a thorough facilities assessment with input from students, faculty, staff, business and civic leaders, and the community created and has adopted the Facilities Master Plan 2025-2037, which evaluated the educational and facility objectives of the District and which has informed recommendations for how to best serve the students and communities of our local colleges; and

WHEREAS, on November 7, 2000, the voters of California approved the Smaller Classes, Safer Schools and Financial Accountability Act ("Proposition 39") which established 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 community college district general obligation bond; 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 which are contained in Proposition 39 and the Act; and

WHEREAS, the Board 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 to be used for administrator salaries and 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 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 3, 2026, and to request each of the San Bernardino County Registrar of Voters and the Riverside 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 each of the San Bernardino County Registrar of Voters and the Riverside 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 BOARD OF TRUSTEES OF SAN BERNARDINO 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 each of the San Bernardino County Registrar of Voters and the Riverside County Registrar of Voters to call an election under the provisions of Proposition 39 (55% voter approval) 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 $898,000,000 (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 Chancellor, Executive Vice Chancellor of Fiscal, Administrative, & Media, or designee of the Chancellor 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" 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" and "B" are 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;

(b) that the Board, in compliance with Proposition 39, and in establishing the projects set forth in Exhibit "B", evaluated the health, safety, university transfer, enrollment trends, class size reduction, class availability, basic repairs, information technology and career technical job training facilities of the District;

(c) that the Board will cause to be conducted an annual, independent performance audit to ensure that the Bond moneys get expended for the types of projects identified in Exhibits "A" and "B" hereto;

(d) that the Board will require the public disclosure of all spending and will 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 and accounted for;

(e) that the Board will cause the appointment of 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. The Citizens' Oversight Committee shall initially consist of at least seven (7) members and at no time consist of less than seven (7) members, with the possible exception of brief periods to fill any unexpected vacancies. The Citizens' Oversight Committee may not include any employee or official of the District or any vendor, contractor or consultant of the District. The Citizens' Oversight Committee shall include all of the following: One (1) member who is active in a business organization representing the business community located within the District; One (1) member who is active in a senior citizens' organization; One member who is active in a bona fide taxpayer association; One (1) member who is active in support of San Bernardino Valley College or Crafton Hills College, such as a member of an advisory council or foundation; One (1) student member; and Two (2) at-large members. In furtherance of its specifically enumerated purposes, the Citizens' Oversight Committee may engage in any of the following activities relating solely and exclusively to the expenditure of the Proposition 39 bond proceeds:

(i) Receive and review copies of the annual, independent financial and performance audits performed by independent consultant(s);

(ii) Inspect District facilities and grounds to ensure that Proposition 39 bond revenues are expended in compliance with applicable law;

(iii) Receive and review copies of all scheduled maintenance proposals or plans developed by the District;

(iv) Review efforts of the District to maximize Proposition 39 bond revenues by implementing cost-saving programs; and

(v) Receive responses to any finding, recommendations and concerns addressed in the audits described in (i) above, within three months of receiving such audits.

(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., 15340 et seq. and 15264 et seq. and Government Code Section 53506 and Elections Code 5322.

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 Bernardino County and Riverside County Assessors, respectively that are available to the District.

Section 6. That the San Bernardino County Registrar of Voters, the San Bernardino County Board of Supervisors, the Riverside County Board of Supervisors and the Riverside County Registrar of Voters 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, and pursuant to Elections Code Section 10403, the District acknowledges that the consolidation election will be held and conducted in the manner described in Elections Code Section 10418.

Section 7. That this Resolution shall stand as the "order of election" to the San Bernardino County Registrar of Voters and the Riverside County Registrar of Voters to call an election within the boundaries of the District on November 3, 2026.

Section 8. That the Secretary of the Board is hereby directed to send a certified copy of this Resolution to each of the San Bernardino County Registrar of Voters and the Riverside County Registrar of Voters no later than August 7, 2026.

Section 9. That the bonds shall be issued pursuant to Education Code Section 15264 *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 and the Riverside County Board of Supervisors are requested to permit their respective Registrars of Voters to render all services specified by Elections Code Section 10418, for which services the District agrees to reimburse both San Bernardino County and Riverside 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 23rd day of July, 2026.

BOARD OF TRUSTEES OF THE
SAN BERNARDINO VALLEY COMMUNITY
COLLEGE DISTRICT

By ____
Board President

Attest:

____
Secretary

STATE OF CALIFORNIA)
)ss
SAN BERNARDINO COUNTY)

I, Dr. Diana Z. Rodriguez, do hereby certify that the foregoing is a true and correct copy of the resolution which was duly adopted by the Board of Trustees of the San Bernardino Community College District at meeting thereof held on the 23rd day of July 2026, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By ____
Secretary

EXHIBIT A

"**Local College Affordability, Job Training, Repairs Measure**. To maintain affordable college education access, by repairing /upgrading San Bernardino Valley College, Crafton Hills College; preparing students/ veterans for high-demand careers including skilled trades, firefighting, healthcare; providing safe drinking water; removing asbestos, mold; repairing deteriorating gas lines; acquiring, constructing, repairing facilities, sites, equipment; shall San Bernardino Community College District's measure authorizing $898,000,000 in bonds at legal rates, levying $25 per $100,000 of assessed valuation ($56,000,000 annually) while bonds are outstanding, requiring oversight, audits, be adopted?"

Bonds - Yes Bonds – No