

## APPENDIX A

### FULL TEXT OF BOND MEASURE

*The full text of bond measure to be printed in the election material begins below the following line. Letter designation of measure is requested to be assigned and input into applicable blanks by the County Registrar.*

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### **CLOVIS UNIFIED SCHOOL DISTRICT MEASURE (*Measure title pending request to elections office*)**

### **FULL TEXT OF BOND MEASURE**

#### **BOND AUTHORIZATION**

By approval of this measure by at least 55 percent of the registered voters voting on the measure, the Clovis Unified School District will be authorized to issue and sell bonds of up to \$400 million in aggregate principal amount at interest rates not to exceed legal limits and to provide financing for the specific types of local school facilities projects listed in the Bond Project List described below, subject to all the accountability requirements specified below.

#### **ACCOUNTABILITY REQUIREMENTS**

The provisions in this section are specifically included in this measure in order that the voters and taxpayers in the District may be assured that their money will be spent wisely. Expenditures to address specific facilities needs of the District will be 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 School Board hereby certifies that it has evaluated safety, class size reduction, enrollment growth, and information technology needs in developing the Bond Project List shown below.

**Independent Citizens' Oversight Committee.** Following approval of this measure, the Board of Trustees will establish an Independent Citizens' Oversight Committee (ICOC), under Education Code Sections 15278 and following, to ensure bond proceeds are expended only on the types of school facilities projects listed below. The committee will be established within 60 days of the date when the results of the election appear in the minutes of the School Board. A previously established and existing ICOC may at the School Board's option be appointed to serve as the ICOC for this measure.

**Performance Audits.** The School Board will conduct annual, independent performance audits to ensure that the bond proceeds have been expended only on the school facilities projects listed below.

**Financial Audits.** The School Board will conduct annual, independent financial audits of the bond proceeds until all of those proceeds have been spent for the school facilities projects listed below.

**Government Code Accountability Requirements.** As required by Section 53410 of the Government Code, (1) the specific purpose of the bonds is set forth in this Full Text of the Measure, (2) the proceeds from the sale of the bonds will be used only for the purposes specified in this measure, and not for any other purpose, (3) the proceeds of the bonds, when and if issued, will be deposited into a building fund to be held by the Fresno County Treasurer, as required by the California Education Code, and (4) the Superintendent of the District shall cause an annual report to be filed with the Board of Trustees of the District not later than January 1 of each year, which report shall contain pertinent information regarding the amount of funds collected and expended, as well as the status of the projects listed in this measure, as required by Sections 53410 and 53411 of the Government Code.

### **NO TEACHER OR ADMINISTRATOR SALARIES**

Proceeds from the sale of bonds authorized by this measure shall be used only for the purposes specified in Article XIII A, Section 1(b)(3), those being for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, and the acquisition or lease of school facilities, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

### **COVENANT REGARDING MAXIMUM BOND TERM**

The bonds may be issued in one or more series. Each series of bonds authorized by this measure will not have a term that extends more than 25 years from the date of issuance.

### **STATE MATCHING FUNDS**

The following statement is included in this measure pursuant to Education Code Section 15122.5: 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.

### **INFORMATION ABOUT ESTIMATES AND PROJECTIONS INCLUDED IN BALLOT**

Voters are informed that any estimates or projections in the bond measure or ballot materials, including relating to estimated tax rates, the duration of issued bonds and related tax levies and collections are provided as informational only. Such amounts are estimates and are not maximum amounts or limitations on the terms of the bonds, the tax rate or duration of the tax supporting repayment of issued bonds. Such estimates depend on numerous variables which are subject to variation and change over the term of the District's overall facilities and bond financing plan, including but not limited to the amount of bonds issued and outstanding at any one time, the interest rates applicable to issued bonds, market conditions at the time of sale of the bonds, when bonds mature, timing of project needs and changes in assessed valuations in the District. In addition, the District expects that due to scheduled amortization of currently outstanding general obligation

bonds, the expected timing of property tax levies required to amortize bonds issued pursuant to this measure (commencing in fiscal year 2025-26), and taking into account reasonable assessed valuation growth estimates, that if this measure is successful and bonds are issued, the tax rate required to be levied for bonds pursuant to this measure will extend but not cause an increase in the aggregate tax rate that applied for District general obligation bonds from the rate placed on the 2023-24 property tax roll (which is the most current tax roll available at the time of placing this measure on the ballot). While such estimates and approximations are provided based on information currently available to the District and its current expectations, such estimates and approximations are not limitations or maximums on the terms of bonds or the related tax levies. In addition, the abbreviated and condensed statement of the bond measure presented to voters on the ballot label which is subject to a 75-word count limitation imposed by State law does not limit the full scope and broader, more complete meaning of the measure provided in this Full Text of Bond Measure and related ballot materials.

### **BOND PROJECT LIST**

**Scope of Projects.** Bond proceeds will be expended on the modernization, renovation, expansion, acquisition, construction/reconstruction, rehabilitation, and/or replacement of school facilities of the Clovis Unified School District, including the furnishing and equipping of such facilities, at current and future sites and properties.

**School Facility Project List.** The items presented on the following list provide the types of projects authorized to be financed with the proceeds of bonds authorized by this measure. Specific examples included on this list which follow the broad type of project authorized are not intended to limit the broader and more general types of projects identified below and authorized by this measure. The types of projects authorized are:

- **Acquire, Install and Implement School Safety and Security Upgrades**, including security window film, surveillance systems/cameras, fire alarms, sprinkler systems, alarm systems, communication systems, public address systems, fencing and lighting.
- **Constructing and Expanding Educational Facilities**, including completion of new educational complex and all related improvements for a complete new facility to serve students, teachers, staff and the community and deliver a complete educational program including career and vocational training, science, arts and athletics, resulting in expanding educational programs and capacity to prevent overcrowding, and further including construction and expansion of existing facilities and replacing temporary or portable classrooms with permanent or upgraded facilities.
- **Upgrade, Modernize, Expand and Rehabilitate Aging School Facilities to Provide a Modern Educational Environment**, including for classrooms, labs, career tech and training, college preparation, athletic, performing arts, cafeterias, kitchens and other educational and support facilities, including repairing and/or replacing interior finishes such as floors, paint, lighting, acquiring updated furnishings and equipment, updating restrooms, and providing outside learning or gathering areas including shade structures.

- **Upgrades to Facilitate Up-To-Date Modern Technology and Access to Education**, including installing all necessary infrastructure for connectivity and security, providing technology equipment and devices and modern instructional equipment, software and hardware, and further including upgrade and equipping of facilities to be used for science and technology programs, including labs and project-based facilities.
- **Ensure ADA Accessibility and Compliance With All Legal Requirements**, including ensuring barrier free access, updates to restrooms, drinking fountains, and other facilities, and upgrades to ensure compliance with all applicable building and other legal codes and standards for school facilities.
- **Improvements to School Grounds and Outdoor Equipment**, including improvements/expansions to drop-off areas and parking, parking controls, improving and upgrading playgrounds, walkways and parking areas, replacement/repair of damaged or non-compliant playground equipment, acquire and install shade structures, signage, landscaping including drought-resistant landscaping, irrigation systems and lighting.
- **Acquisition and Installation of Improvements That Ensure Energy Efficient Facilities**, including windows, doors, flooring, insulation, lighting including control systems, roofing.
- **Infrastructure Improvements and Expansions**, including electrical, gas, utility, plumbing and sewer, including renewable energy systems.
- **Renovation, Upgrades and Construction of P.E. and Athletic Facilities**, including all related improvements to playgrounds, gymnasiums, tracks, fields, stadiums, aquatics, weight rooms and locker rooms, including furnishing and equipping, and all related improvements such as lighting, seating, bleachers and sound systems.

Furnishing and Equipping; Incidental Expenses. Each of the bond projects described in this Bond Project List include the costs of furnishing and equipping such facilities, and all costs which are incidental but directly related to the types of projects described above.

Examples of incidental costs include, but are not limited to: costs of design, engineering, architect and other professional services, facilities assessments, inspections, site preparation, utilities, landscaping, bond project construction management, administration and other planning and permitting, legal fees including fees relating to litigation (if any), accounting and similar costs; independent annual financial and performance audits; a customary construction contingency; demolition and disposal of existing structures; the costs of interim housing and storage during construction including relocation and construction costs incurred relating to interim facilities; rental or construction of storage facilities and other space on an interim basis for materials and other equipment and furnishings displaced during construction; costs of relocating facilities and equipment as needed in connection with the projects; interim classrooms and facilities for students,

administrators, and school functions, including modular facilities; federal and state-mandated safety upgrades; addressing unforeseen conditions revealed by construction/modernization and other necessary improvements required to comply with existing building codes, including the Field Act; access requirements of the Americans with Disabilities Act; and costs of the election.

Alternations to Scope; New Construction. The School Board is hereby authorized to alter the scope and nature of any of the specific projects described above as required or recommended by new conditions, discoveries or any other factors including economic factors that may become apparent during the course of planning, design and construction. In the event that the School Board determines that a modernization or renovation project is in the best interests of the District and its students to be undertaken as new construction based on cost or safety considerations or other compelling factors, this bond measure authorizes said project to be undertaken in whole or in part as new construction, including land acquisition, relocation and construction at a new or alternative site, and/or demolition and reconstruction and/or repurposing on the original site, including an expanded site, and all costs relating thereto. In addition, to accomplish any of the projects included on the above list, this measure authorizes the acquisition of real property, including necessary rights of ways or other real property interests.

Interim Financing Included; Joint Use Projects Authorized. Authorized projects include paying and/or prepaying interim or previously obtained financing for the types of projects included on the project list, such as bond anticipation notes and lease financings. Projects may also be undertaken on a joint use basis with other public entities.

Other Funding Sources. Approval of this bond measure does not guarantee that the proposed projects will be funded beyond the local revenues generated by the measure. The District's capital needs currently exceed the amount of bonds the voters are being asked to authorize. The District plans to pursue funds from other sources to advance the identified projects to the greatest extent possible. If matching funds from the State or any other source become available as a result of this measure, they will be used for and applied to projects identified on the Project List.

Project List Not in Order of Priority; Unforeseen Circumstances. The order in which particular projects are listed is not intended to suggest priority for funding or completion, and itemization of projects in the list above does not guarantee that all such projects will be undertaken. Project priorities will be determined by the Board of Trustees. The ability of the District to undertake and complete the listed projects is subject to numerous variables including the adequacy and availability of sufficient funding sources. The District is unable to anticipate all unforeseen circumstances which may prevent some of the projects listed above from being undertaken or completed.

Interpretation. The terms of this Bond Measure and the words used in the Bond Project List shall be interpreted broadly to effect the purpose of providing broad and clear authority for the officers and employees of the District to provide for the school facilities projects the District proposes to finance with the proceeds of the sale of bonds authorized by this proposition within the authority and scope provided by law, including Article XIII A, Section 1(b)(3) of the California Constitution, Education Code Section 15000 *et seq.* and the Strict Accountability in Local School Construction Bonds Act of 2000. Words used in the Project List such as repair, improve, upgrade, expand, modernize, renovate, and reconfigure are used to describe school facilities projects in plain English but are not intended to expand

the nature of such projects beyond what is authorized by State law. References to spending funds locally refers to spending funds on local schools and related facilities. The Bond Project List does not authorize bond proceeds to be spent on current maintenance, operation or repairs.

Severability. The District Board hereby declares, and the voters by approving this Bond Measure concur, that every section and part of this bond proposition has independent value, and the District Board and the voters would have adopted each provision hereof regardless of every other provision hereof. Upon approval of this measure by the voters, should any part be found by a court of competent jurisdiction to be invalid for any reason, all remaining parts hereof shall remain in full force and effect to the fullest extent allowed by law, and to this end the provisions of this bond measure are severable.

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*The Full Text of Measure ends above the line.*