

**TIPTON ELEMENTARY SCHOOL DISTRICT
MEASURE V**

(Required to Pass: 55% of votes cast)

To finance the construction, equipping and furnishing of a new gymnasium/performing arts center and related facilities, shall Tipton Elementary School District issue \$2,800,000 in bonds, at legal interest rates, with mandatory performance and financial audits and independent citizen oversight?

BONDS YES

BONDS NO

FULL TEXT OF MEASURE V

SCHOOL FACILITIES CONSTRUCTION BOND OF 2006

This proposition may be known and referred to as the “Tipton Elementary School District School Facilities Construction Bond of 2006” or as “Measure V”.

BOND AUTHORIZATION

By approval of this proposition by at least 55% of the registered voters voting on the proposition, the Tipton Elementary School District (the “District”) shall be authorized to issue and sell bonds of up to two million, eight hundred thousand dollars (\$2,800,000) in aggregate principal amount to provide financing for the specific school facilities project listed in the Bond Project List attached hereto as Exhibit A (the “Bond Project List”), and qualify to receive State of California matching grant funds, subject to all of the accountability safeguards specified below.

ACCOUNTABILITY SAFEGUARDS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers of the District may be assured that their money will be spent to address specific facilities needs of the District, all in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution, and the Strict Accountability in Local School Construction Bonds Act of 2000 (codified at California Education Code (the “Education Code”) Section 15264 and following).

Evaluation of Needs. The Board of Trustees of the District (the “Board”) has prepared an updated facilities plan in order to evaluate and address all of the facilities needs of the District at each campus and facility, and to determine which projects to finance from a local bond at this time. The Board hereby certifies that it has evaluated safety, class size reduction and information technology needs in developing the Bond Project List.

Limitations on Use of Bonds. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, or the acquisition or lease of real property for school facilities, including, to the extent permitted by law, the acquisition or lease of real property in connection with an existing or future financing of the specific school facilities project listed in the Bond Project List, including the prepayment of an existing or future lease or certificates of participation financing, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

Independent Citizens’ Oversight Committee. The Board shall establish an independent citizens’ oversight committee (pursuant to Education Code Section 15278 and following), to ensure bond proceeds are expended only for the school facilities project listed in the Bond Project List. The committee shall be established within 60 days of the date when the results of the election appear in the minutes of the Board. In accordance with Section 15282 of the Education Code, the citizens’ oversight committee shall consist of at least seven members and shall include a member active in a business organization representing the business community located within the District, a member active in a senior citizens’ organization, a member active in a bona fide taxpayers’ organization, a member that is a parent or guardian of a child

enrolled in the District, and a member that is both a parent or guardian of a child enrolled in the District and active in a parent-teacher organization.

- **Annual Performance Audits.** The Board shall conduct an annual, independent performance audit to ensure that the bond proceeds have been expended only on the school facilities project listed in the Bond Project List.

- **Annual Financial Audits.** The Board shall conduct an annual, independent financial audit of the bond proceeds until all of those proceeds have been spent for the school facilities project listed in the Bond Project List.

- **Special Bond Proceeds Account; Annual Report to Board.** Upon approval of this proposition and the sale of any bonds approved, the Board shall take actions necessary to establish an account in which proceeds of the sale of bonds will be deposited. As long as any proceeds of the bonds remain unexpended, the Superintendent of the District shall cause a report to be filed with the Board no later than January 1 of each year, commencing January 1, 2008, stating (a) the amount of bond proceeds received and expended in that year, and (b) the status of any project funded or to be funded from bond proceeds. The report may relate to the calendar year, fiscal year, or other appropriate annual period as the Superintendent of the District shall determine, and may be incorporated into the annual budget, audit, or other appropriate routine report to the Board.

BOND PROJECT LIST

The Bond Project List attached to this Resolution as Exhibit A shall be considered a part of the ballot proposition, and shall be reproduced in any official document required to contain the full statement of the bond proposition.

The Bond Project List, which is an integral part of this proposition, lists the specific project the District proposes to finance with proceeds of the bonds. Each component of the project is assumed to include its share of costs of the election and bond issuance, architectural, engineering, inspection, and similar planning and testing costs, project and construction management, demolition and interim housing costs, if any, and a contingency for unforeseen design and construction costs. The final cost of each component of the project will be determined as plans are finalized, construction bids are awarded, and components are completed. In addition, certain construction funds expected from non-bond sources, including State of California grant funds for eligible components, have not yet been secured. Therefore, the Board cannot guarantee that the bonds will provide sufficient funds to allow completion of all listed components of the project. Alternatively, if unexpected funds materialize from non-bond sources with respect to listed components of the project, such components may be enhanced, supplemented or expanded to the extent of such funds.

Some or all of the components of the project may be subject to further government approvals, including by State officials and boards and local environmental approval. Inclusion of a component of the project on the bond project list is not a guarantee that the component will be completed.

FURTHER SPECIFICATIONS

- **Joint-Use Project.** The school facilities to be financed with the proceeds of the bonds proposed to be issued shall be used as a joint-use project within the meaning of Section 17077.42(c) of the Education Code.

- **Single Purpose.** All of the purposes enumerated in this proposition shall be united and voted upon as one single proposition, pursuant to Education Code Section 15100, and all the enumerated purposes shall constitute the specific single purpose of the bonds, and proceeds of the bonds shall be spent only for such purpose, pursuant to California Government Code Section 53410.

- **Other Terms of the Bonds.** When sold, the bonds shall bear interest at an annual rate not exceeding the statutory maximum, and that interest shall be made payable at the time or times permitted by law. The bonds may be issued and sold in several series, and no bond shall be made to mature more than 40 years from the date borne by that bond.

EXHIBIT A

TIPTON ELEMENTARY SCHOOL DISTRICT BOND PROJECT LIST**SCHOOL FACILITIES CONSTRUCTION PROJECT**

The following new construction project is proposed to be financed:

Construction, equipping and furnishing of an approximate 13,000 to 15,500 square foot gymnasium, designed to house athletics as well as performing arts, including:

- Acquisition of any rights-of-way and easements made necessary by construction of such facilities.
- Associated onsite and offsite development and other improvements made necessary by construction of such facilities.
- Planning, designing, and constructing the gymnasium and related facilities.
- Construction of a stage area to support performing arts.
- Construction of restroom, concession, storage and office facilities.
- Acquisition and installation of furnishings and equipment related to the newly constructed facilities.

Approval of Measure V does not guarantee that the proposed project or projects in the Tipton Elementary School District that are the subject of bonds under Measure V will be funded beyond the local revenues generated by Measure V. The District's proposal for the project or projects assumes the receipt of matching State funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure.

**IMPARTIAL ANALYSIS BY COUNTY COUNSEL
MEASURE V**

Section 1 of Article XIII A of the California Constitution and Government Code section 15266 *et seq.* authorize an election to increase ad valorem real property taxes to pay bonded indebtedness for the construction, rehabilitation, or replacement of school facilities, including furnishings and equipment for school facilities and acquisitions or leases of real property for school facilities. In order to be approved, at least 55 percent of the qualified electors must vote in favor of the measure.

If this measure is approved, the Tipton Elementary School District ("District") will be authorized to incur debt by issuing general obligation bonds to provide financing for constructing and equipping a 13,000 to 15,500 square foot gymnasium to house athletics and performing arts activities. Proceeds may only be used for these stated purposes and not for any other purpose, including teacher and administrator salaries, or other operating expenses. Expenditure of bond revenues must be actively reviewed by an independent citizens' oversight committee mandated by section 15278 of the Education Code.

If this measure is approved, the District will also be authorized to increase the ad valorem taxes on real property located within the District's boundaries to pay the bonds' principal, interest and associated costs. The maximum principal amount of the proposed bonds will not exceed two million, eight hundred thousand dollars (USD \$2,800,000). The bonds cannot bear interest at a rate above the maximum legal limit. Pursuant to Government Code section 53508(f), the maximum duration of the bonds cannot exceed 40 years from the date of the bonds or the date of any series thereof. The interest rate will be established at the time of issuance and will depend on market conditions at that time. Therefore the exact effect on tax rates cannot be determined until the bonds are sold but the tax rate cannot exceed thirty dollars (USD \$30) per year per one hundred thousand dollars (USD \$100,000) of taxable property.

This measure makes no change to existing law. The electors entitled to vote on this measure are the registered voters within the boundaries of the District. If the measure is not approved by at least 55 percent of the votes cast, the measure will fail and the bonds cannot be issued.

KATHLEEN BALES-LANGE
Tulare County Counsel

By: Moses Diaz
Deputy County Counsel

TAX RATE STATEMENT MEASURE V

An election will be held in the Tipton Elementary School District (the “District”) on November 7, 2006, to authorize the sale of up to \$2,800,000 principal amount of general obligation bonds (the “Bonds”) of the District to finance school facilities as described in the proposition. If the Bonds are approved, the District expects to issue the Bonds in up to two (2) series over a two (2) year period. Principal and interest on the Bonds will be payable from the proceeds of tax levies made upon the taxable property in the District. The following information is provided in compliance with Sections 9400-9404 of the Elections Code of the State of California.

1. The best estimate of the tax rate which would be required to be levied to fund the bond issue during the first fiscal year after the sale of the first series of Bonds, based on estimated assessed valuations available at the time of filing this statement, is 3 cents per \$100 (\$30.00 per \$100,000) of assessed valuation in fiscal year 2007-08.
2. The best estimate of the tax rate which would be required to be levied to fund the bond issue during the first fiscal year after the sale of the last series of Bonds, based on estimated assessed valuations available at the time of filing this statement, is 3 cents per \$100 (\$30.00 per \$100,000) of assessed valuation in fiscal year 2008-09.
3. The best estimate of the highest tax rate which would be required to be levied to fund the bond issue, based on estimated assessed valuations available at the time of filing this statement, is 3 cents per \$100 (\$30.00 per \$100,000) of assessed valuation and is expected to remain approximately the same in each year during the term of repayment of the Bonds.

Voters should note that the estimated tax rates are based on the ASSESSED VALUE of taxable property on the County’s official tax rolls, NOT on the property’s market value. Property owners should consult their own property tax bills to determine their property’s assessed value and any applicable tax exemptions.

Attention of all voters is directed to the fact that the foregoing information is based on the District’s projections and estimates only, which are not binding on the District. The actual tax rates and the years in which they will apply may vary from those presently estimated, due to variations from these estimates in the timing of Bond sales, the amount of Bonds sold and the market interest rates then available at the time of each Bond sale, and the actual property assessed valuations over the term of repayment of the Bonds. The dates of sales and the amount of Bonds sold at any given time will be determined by the District based on its need for Bond funds and other factors, including the legal limitations on the Bonds approved by a 55% vote. The actual interest rates at which the Bonds will be sold will depend on the interest rates available to the District in the bond market at the time of each Bond sale. Actual future property assessed valuations will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual property assessment and equalization process.

Dated: July 19, 2006.

s/ Michael E. Salcido
Superintendent of Schools, Tipton Elementary School District

ARGUMENT IN FAVOR OF MEASURE V

Your YES vote on **Measure V** will have a lasting, positive impact on our school and our community. Passing **Measure V** will enable us to continue to provide the high quality educational programs that are expected for our children. Passage of measure “V” will generate 2.8 million to fund a new joint use Gymnasium and fine arts facility at Tipton Elementary School that will be used and enjoyed by both the school and community.

Measure “V” will:

- Provide a facility for music/fine arts programs.
- Provide a facility for after school, youth and adult sport programs.
- Adult education/ recreational programs.
- Senior citizens and community activities.
- Provide students with a safe, non-crowded learning environment.
- Provide health clinics, informational community meetings and a building that can be used as a community emergencies center.
- Maintain the focus on individual students, high academic programs, electives and the arts.
- A facility to prepare our students to succeed in the future.

Measure “V” makes financial sense by:

- Allowing the District to receive matching funds from the State to construct the joint use facility.
- The joint use facility building will allow the school and community of Tipton to host various activities.
- Increasing property values.
- Reducing maintenance cost by upgrading our current school.

Measure “V” will have the following Taxpayer Safeguards:

- A citizen’s oversight committee will monitor expenditures and protect taxpayer funds.
- Annual independent audits on all Measure “V” expenditures.
- The funds must be used to construct new joint use facilities and is prohibited from using any funds for administrators, or teacher salaries or other school operating expenses.

Please support our vision: CONTINUE THE DREAM “The Tipton Elementary School District, in partnership with parents and the community, will build the foundation for student academic and social success”.

INVEST IN OUR COMMUNITY and SCHOOL - VOTE YES ON MEASURE “V”

- s/ David Pinheiro, President of the Board
- s/ John Cardoza, Clerk of the Board
- s/ Shelley Heeger, Board Member
- s/ Tony Macedo, Board Member
- s/ Greg Rice, Board Member

NO ARGUMENT AGAINST THIS MEASURE WAS SUBMITTED