

## **RESOLUTION NO. 17**

### **A RESOLUTION OF THE BOARD OF EDUCATION OF THE REDLANDS UNIFIED SCHOOL DISTRICT CALLING SPECIAL ELECTION FOR REDLANDS UNIFIED SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2024-1**

**WHEREAS**, on this date, the Board of Education (the “Board of Education”) of the Redlands Unified School District (the “School District”), pursuant to the Mello-Roos Community Facilities Act of 1982 (the “Act”), adopted a resolution entitled “A Resolution of the Board of Education of the Redlands Unified School District of Formation of Redlands Unified School District Community Facilities District No. 2024-1, Proposing that the Community Facilities District be Authorized to Levy a Special Tax, Proposing that an Appropriations Limit of the Community Facilities District be Established and Providing for the Annexation of Territory Proposed for Annexation in the Future” (the “Resolution of Formation”), establishing Redlands Unified School District Community Facilities District No. 2024-1 (the “Community Facilities District”), proposing that the Community Facilities District be authorized to levy a special tax (the “Special Tax”) within the Community Facilities District for the purpose of financing certain public facilities (the “Facilities”), proposing that an appropriations limit of the Community Facilities District be established at \$250,000,000, and providing for the annexation of certain territory proposed for annexation to the Community Facilities District in the future;

**WHEREAS**, on this date, the Board of Education also adopted a resolution entitled “A Resolution of the Board of Education of the Redlands Unified School District Deeming it Necessary for Redlands Unified School District Community Facilities District No. 2024-1 to Incur Bonded Indebtedness” (the “Resolution Deeming Necessity”), deeming it necessary for the Community Facilities District to incur bonded indebtedness in a maximum amount of \$250,000,000;

**WHEREAS**, pursuant to the provisions of the Act and said resolutions, the propositions to authorize the Community Facilities District to incur such bonded indebtedness, to authorize the Community Facilities District to levy the Special Tax and to establish such appropriations limit of the Community Facilities District are to be submitted to the qualified electors of the Community Facilities District at a special election;

**WHEREAS**, the Board of Education desires to designate the Clerk of the Board of Education (the “Clerk”) as the election official for such special election;

**WHEREAS**, there has been filed with the Clerk a letter from the Registrar of Voters of the County of San Bernardino indicating that no persons were registered to vote within the territory of the Community Facilities District as of September 26, 2024, which demonstrates that 12 or more persons have not been registered to vote within the territory of the Community Facilities District for each of the 90 days preceding the close of the public hearings on the establishment of the Community Facilities District and the proposed debt issue for the Community Facilities District;

**WHEREAS**, there has been filed with the Clerk consents and waivers of all of the landowners of record in the Community Facilities District consenting to the waiver of, and waiving, any time limit specified by Section 53326 of the Act and any requirement pertaining to the conduct of said special election, including any time limit or requirement applicable to an election pursuant to Article 5 of the Act (commencing with Section 53345 of the Act), consenting to the holding of said special election on October 22, 2024 and consenting to the waiver of, and waiving, any impartial analysis, arguments or rebuttals, as set forth in Sections 53326 and 53327 of the Act; and

**WHEREAS**, the Clerk has concurred in said waivers and has concurred in holding said special election on October 22, 2024;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Education of the Redlands Unified School District as follows:

**Section 1.** The foregoing recitals are true and correct, and the Board of Education so finds and determines.

**Section 2.** Pursuant to Sections 53351, 53326 and 53325.7 of the Act, the propositions to authorize the Community Facilities District to incur bonded indebtedness, to authorize the Community Facilities District to levy the Special Tax and to establish the appropriations limit of the Community Facilities District shall be submitted to the qualified electors of the Community Facilities District at an election called therefor as provided below.

**Section 3.** The Clerk is hereby designated as the official to conduct said election.

**Section 4.** As authorized by Section 53353.5 of the Act, the propositions to authorize the Community Facilities District to incur such bonded indebtedness, to authorize the Community Facilities District to levy the Special Tax and to establish such appropriations limit of the Community Facilities District shall be combined into one ballot proposition.

**Section 5.** The Board of Education hereby finds and determines that no persons were registered to vote within the territory of the Community Facilities District as of September 26, 2024, and that 12 or more persons have not been registered to vote within the territory of the Community Facilities District for each of the 90 days preceding the close of the public hearings heretofore held by the Board of Education on the establishment of the Community Facilities District and the proposed debt issue for the Community Facilities District. Accordingly, pursuant to Section 53326 of the Act, the vote shall be by the landowners of the Community Facilities District and each person who is the owner of land as of the close of said public hearings, or the authorized representative thereof, shall have one vote for each acre or portion of an acre that he or she owns within the Community Facilities District not exempt from the Special Tax.

**Section 6.** The Board of Education hereby finds and determines that the qualified electors of the Community Facilities District have (a) unanimously consented to the waiver of, and have waived, any time limit specified by Section 53326 of the Act and any requirement pertaining to the conduct of said election, including any time limit or requirement applicable to an election pursuant to Article 5 of the Act (commencing with Section 53345 of the Act), (b) unanimously consented to the holding of said election on October 22, 2024, and (c) unanimously consented to

the waiver of, and have waived, any impartial analysis, arguments or rebuttals, as set forth in Sections 53326 and 53327 of the Act. The Board of Education hereby finds and determines that the Clerk has concurred in said waivers and has concurred in holding said election on October 22, 2024.

**Section 7.** The Board of Education hereby calls a special election to submit to the qualified electors of the Community Facilities District the combined ballot proposition to authorize the Community Facilities District to incur bonded indebtedness in a maximum amount of \$250,000,000, to authorize the Community Facilities to levy the Special Tax and to establish the appropriations limit of the Community Facilities District at \$250,000,000, which election shall be held at 25 West Lugonia Avenue, Redlands, California, on October 22, 2024. The Board of Education has caused to be provided to the Clerk, as the official to conduct the election, the Resolution of Formation, the Resolution Deeming Necessity, a certified map of sufficient scale and clarity to show the boundaries of the Community Facilities District and a sufficient description to allow the Clerk to determine the boundaries of the Community Facilities District.

The voted ballots shall be returned to the Clerk not later than 6:00 p.m. on October 22, 2024; provided, however, that if all of the qualified electors have voted prior to such time, the election may be closed with the concurrence of the Clerk.

**Section 8.** Pursuant to Section 53326 of the Act, the election shall be conducted by mail or hand-delivered ballot pursuant to Section 4000 *et. seq.* of the California Elections Code. Except as otherwise provided in the Act, the provisions of law regulating elections of the School District, insofar as they may be applicable, shall govern the election.

**Section 9.** The form of the ballot for the election, which sets forth the measure to be submitted to the voters, is attached hereto as Exhibit A and by this reference incorporated herein, and such form of ballot is hereby approved. The Clerk shall cause to be delivered to each of the qualified electors of the Community Facilities District a ballot in said form, together with all supplies and written instructions necessary for the use and return of the ballot. The number of votes to be voted by a particular landowner shall be specified on the ballot provided to that landowner.

The identification envelope for return of a ballot shall be enclosed with such ballot, shall have the return postage prepaid, and shall contain: (a) the name and address of the landowner, (b) a declaration, under penalty of perjury, stating that the voter is the owner of record or the authorized representative of the landowner entitled to vote and is the person whose name appears on the identification envelope, (c) the printed name and signature of the voter, (d) the date of signing and place of execution of the declaration described in clause (b) above, and (e) a notice that the envelope contains an official ballot and is to be opened only by the canvassing board.

Analysis and arguments with respect to the measure submitted to the voters are hereby waived, as provided in Section 53327 of the Act.

**Section 10.** The Clerk shall accept the ballots of the qualified electors in the office of the Clerk at 25 West Lugonia Avenue, Redlands, California, to and including 6:00 p.m. on October 22, 2024, whether said ballots be personally delivered or received by mail. The Clerk shall have available ballots that may be marked at said location on the election day by said qualified electors.

**Section 11.** The Board of Education hereby determines that the facilities financed by the Community Facilities District are necessary to meet increased demands placed upon local agencies as a result of development occurring in the Community Facilities District.

**Section 12.** The specific purpose of the bonded indebtedness that the Community Facilities District is proposed to be authorized to incur is the financing of the Facilities, including all costs and estimated costs incidental to, or connected with, the accomplishment of such purpose, and the proceeds of such bonded indebtedness shall be applied only to such specific purpose.

Upon approval of the proposition to authorize the Community Facilities District to incur bonded indebtedness, and the sale of any bonds evidencing such indebtedness, the Board of Education shall take such action as may be necessary to cause to be established an account for deposit of the proceeds of sale of the bonds. For so long as any proceeds of the bonds remain unexpended, the Assistant Superintendent, Business Services of the School District shall cause to be filed with the Board of Education, no later than January 1 of each year, a report stating (a) the amount of bond proceeds received and expended during the preceding year, and (b) the status of any project funded or to be funded from bond proceeds. Said report may relate to the calendar year, fiscal year, or other appropriate annual period, as the Assistant Superintendent, Business Services of the School District shall determine, and may be incorporated into the annual budget, audit, or other appropriate routine report to the Board of Education.

**Section 13.** All actions heretofore taken by the officers, employees and agents of the School District with respect to the special election called pursuant hereto, or in connection with or related to any of the matters referred to herein, are hereby approved, confirmed and ratified.

**Section 14.** The officers, employees and agents of the School District are hereby authorized and directed to take all actions and do all things that they, or any of them, may deem necessary or desirable to accomplish the purposes of this Resolution and not inconsistent with the provisions hereof.

**Section 15.** This Resolution shall take effect immediately upon its adoption.

**PASSED AND ADOPTED** by the Board of Education of the Redlands Unified School District on October 22, 2024.

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President of the Board of Education of the  
Redlands Unified School District

ATTEST:

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Clerk of the Board of Education of the  
Redlands Unified School District

**EXHIBIT A**

# **OFFICIAL BALLOT**

## **REDLANDS UNIFIED SCHOOL DISTRICT**

**October 22, 2024**

### **SPECIAL ELECTION**

This ballot is for a special, landowner election. The number of votes to be voted pursuant to this ballot is \_\_\_\_.

### **INSTRUCTIONS TO VOTERS:**

To vote on the measure, mark a cross (+ or X) in the voting square after the word “YES” or after the word “NO”. All distinguishing marks or erasures are forbidden and make the ballot void. If you wrongly mark, tear or deface this ballot, return it to the Clerk of the Board of Education of Redlands Unified School District and obtain another.

#### **REDLANDS UNIFIED SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2024-1**

MEASURE: Shall the measure to authorize Redlands Unified School District Community Facilities District No. 2024-1 (the “Community Facilities District”) to incur bonded indebtedness in a maximum amount of \$250,000,000, to authorize the Community Facilities District to levy a special tax in order to finance certain facilities and to establish the annual appropriations limit of the Community Facilities District at \$250,000,000, as specified in the resolutions adopted by the Board of Education of the Redlands Unified School District on October 22, 2024 entitled “A Resolution of the Board of Education of the Redlands Unified School District of Formation of Redlands Unified School District Community Facilities District No. 2024-1, Proposing that the Community Facilities District be Authorized to Levy a Special Tax, Proposing that an Appropriations Limit of the Community Facilities District be Established and Providing for the Annexation of Territory Proposed for Annexation in the Future” and “A Resolution of the Board of Education of the Redlands Unified School District Deeming it Necessary for Redlands Unified School District Community Facilities District No. 2024-1 to Incur Bonded Indebtedness,” be adopted?

Yes: ☐

No: ☐

## CLERK'S CERTIFICATE

I, Jim O'Neill, Clerk of the Board of Education of the Redlands Unified School District, hereby certify that the foregoing is a full, true and correct copy of a Resolution duly adopted at a regular meeting of the Board of Education of said School District duly held and conducted on October 22, 2024, of which meeting all of the members of said Board of Education had due notice and at which a quorum thereof was present and participated (in person or telephonically), and that at said meeting said Resolution was adopted by the following vote:

AYES: BOARD MEMBERS:  
NOES: BOARD MEMBERS:  
ABSTAIN: BOARD MEMBERS:  
ABSENT: BOARD MEMBERS:

An agenda of the meeting was posted at least 72 hours before the meeting at 25 West Lugonia Avenue, Redlands, California, a location freely accessible to members of the public, and on the Redlands Unified School District's internet website, and a brief general description of said Resolution appeared on said agenda as well as information as to how members of the public could observe and address said meeting.

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in my office; that the foregoing Resolution is a full, true and correct copy of the original Resolution adopted at said meeting and entered in said minutes; and that said Resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: \_\_\_\_\_, 2024

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Clerk of the Board of Education of the  
Redlands Unified School District