



# ARCATA SCHOOL DISTRICT

1435 Buttermilk Lane Arcata, California 95521

Phone: (707) 822-0351 Fax: (707) 822-6589

[www.arcataschooldistrict.org](http://www.arcataschooldistrict.org)

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## BOARD OF TRUSTEES

Brian Hudgens, President  
Christine Ng, Clerk  
Anna KT McClure  
Delaney Rice  
John Schmidt

November 17, 2023

Juan P. Cervantes, Humboldt County Registrar of Voters

Attention: Local Measures

**Elections and Voter Registration Department**

2426 Sixth Street

Eureka, CA 95501

Ph: (707) 445-7481

Kathy Hayes, Humboldt County Clerk of the Board of Supervisors

**Humboldt County Board of Supervisors**

825 - 5th Street, Room 111

Eureka, CA 95501

Ph: (707) 476-2390

**DELIVERY METHOD:** HAND DELIVERY

**Re: Arcata School District**

**General Obligation Bond Elections (55%) – March 5, 2024**

Dear Registrar of Voters and Clerk of the Board:

Enclosed is a signed Resolution adopted by the Board of Trustees of the Arcata School District (the "District") on November 13, 2023, calling a general obligation bond election for March 5, 2024 under Proposition 39 and requiring a 55% vote for passage.

In order to comply with Proposition 39 and related statutes the Board has adopted a full ballot text to be printed in the ballot pamphlet and also the 75-word abbreviated form of the measure (See Appendix A and B, respectively, to the Resolution). In addition, the originally signed Tax Rate Statement to appear in the Sample Ballot, as required pursuant to Elections Code 9400 and following, is also enclosed (Appendix C to the Resolution).

The Board of Trustees of the District has requested consolidation of this election with others occurring on the same day, and we acknowledge that consolidated elections will be held and conducted in the manner prescribed in Section 10418 of the Elections Code. We are submitting this resolution to you in your capacities as the Registrar of

Voters/Elections Official, and Clerk of the Board of Supervisors for purposes of consolidation of elections pursuant to Elections Code Section 10403.

For questions regarding this bond measure, please contact me, District Superintendent or my assistant, Jenniffer DaParma (707) 822-0351 Ext 101, or our Bond Counsel, Courtney Jones of Jones Hall APLC at (415) 601-4094 (direct), with any questions on the attached. When receipt of the attached is confirmed by your office, we will provide a word file to assist in typesetting.

Yours very truly,



Luke Biesecker  
Superintendent  
Arcata School District

Cc: (Via E-mail)

Courtney L. Jones, Esq., Jones Hall, Bond Counsel

Ph: (415) 601-4094

[cjones@joneshall.com](mailto:cjones@joneshall.com)

Greg Isom, Financial Advisor

Ph: (925) 389-1883

[greg@isomadvisors.com](mailto:greg@isomadvisors.com)

**RESOLUTION NO. 2324-4**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE  
ARCATA SCHOOL DISTRICT ORDERING AN ELECTION TO  
AUTHORIZE THE ISSUANCE OF SCHOOL BONDS, ESTABLISHING  
SPECIFICATIONS OF THE ELECTION ORDER, AND REQUESTING  
CONSOLIDATION WITH OTHER ELECTIONS OCCURRING ON  
MARCH 5, 2024**

**WHEREAS**, the Arcata School District (the "District") in Humboldt County (the "County"), State of California (the "State"), is committed to providing quality education to its students; and

**WHEREAS**, the District's facilities are in need of construction and modernization including for repairs, upgrades, and safety improvements in order to provide District students with facilities conducive to high levels of academic achievement in safe, healthy environments; and

**WHEREAS**, the Board of Trustees of the District (the "Board") has determined that it is necessary to address the foregoing concerns, among others, to ensure that its schools are upgraded, repaired, improved and equipped; and

**WHEREAS**, on November 7, 2000, the voters of the State of California approved Proposition 39 ("Proposition 39"), which amended Articles XIII A of the California Constitution ("Article XIII A") to allow for the levy of *ad valorem* property taxes for the payment of bonded indebtedness of a school district, community college district or county office of education approved by at least 55 percent of the voters voting on such proposition; and

**WHEREAS**, upon the passage of Proposition 39, the Strict Accountability in Local School Construction Bond Act of 2000, being California Education Code Section 15264 and following (the "Act"), became operative; and

**WHEREAS**, in order to address the facilities needs of the District as described herein, in the judgment of the Board, it is advisable to call an election pursuant to the Act to submit to the electors of the District the question whether bonds of the District shall be issued and sold pursuant to the authority of Article XVI Section 18 of the California Constitution and Article XIII A (together with the Act, the "Law") for the purposes authorized by the Law and as described in Appendix A hereto (the "Full Text of Bond Measure"); 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, upon a two-thirds vote of the Board; and

**WHEREAS**, the Board desires to call an election in the District pursuant to the Law on March 5, 2024, which is the date of the statewide primary election, and pursuant to Education Code Section 15121 and Elections Code Section 10400 and following, to request consolidation with any and all other elections held in the District on such date, and

to request the Humboldt County Registrar of Voters (the "County Registrar") to perform 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, if any; and

**WHEREAS**, pursuant to United States Income Tax Regulations Section 1.150-2, the Board desires to declare its official intention at this time that if the measure submitted to voters hereunder is successful and bonds are issued pursuant to such measure, that it intends to reimburse from said bond proceeds any expenditures made by the District prior to the date of issuance of said bonds for the purposes described in the measure; and

**NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE ARCATA SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

**Section 1. Recitals; Findings.** 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 the maximum principal amount of \$12,500,000 for the purposes described in the ballot measure approved under Section 4 and attached hereto as Appendix A (Full Text of Bond Measure) and Appendix B (Abbreviated Text of Bond Measure), 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 March 5, 2024, and such bond election shall be held solely within the boundaries of the District. The boundaries of the District have not changed since the District's last election.

**Section 4. Purpose of Election; Ballot Measure.** The purpose of the election shall be for the voters in the District to vote on a bond measure, a full copy of which is attached hereto as Appendix A and marked "Appendix A – Full Text of Bond Measure" (the "Full Text of the Measure"), authorizing the District to issue general obligation 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 commences with the heading "FULL TEXT OF BOND MEASURE" and includes all of the text thereafter on Appendix A, shall be printed in the voter information pamphlet provided to voters, with such measure designation as is assigned to the measure by the County elections official.

As required by Education Code Sections 5322 and 15122, Elections Code Section 13247, and in accordance with Elections Code Section 13119, the abbreviated statement of the measure to appear on the ballot is attached hereto as Appendix B and is marked as "Appendix B – Abbreviated Form of Bond Measure."

The President of the Board and the Superintendent are hereby separately authorized and directed to make any changes to the text of the bond measure as described herein to conform to any requirements of the Law or the County Registrar, to changes in

applicable legal provisions, to address word count limitations, and upon the advice of its legal counsel. Any such changes shall be directed in writing by the Superintendent to the County Registrar.

**Section 5. Authority for Election.** The authority for ordering the election is contained in Section 15264 *et. seq.* of the Education Code, Article XVI Section 18(b) of the California Constitution and 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 School Facilities Projects.** The Board certifies that the proceeds from the sale of the bonds will be used only for the purposes specified in Article XIII A, Section 1(b)(3) as further specified in Appendix A, and not for any other purpose, including teacher and administrator salaries and other school operating expenses. 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 school 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 percent 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 school 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. State Matching Funds.** The Board hereby finds that some of the projects identified on the Full Text of Measure may require additional funding such as State matching funds, if available to the District, for completion. As such, the statement required by Education Code Section 15122.5 has been included in the Full Text of Measure attached hereto which shall be reproduced in the sample ballot.

**Section 9. Delivery of this Resolution.** The Clerk of the Board is hereby directed to send a copy of this Resolution, which shall include all appendices hereto, to (1) the County Registrar, and (2) the Humboldt County Clerk of the Board of Supervisors (the "Clerk of the Board") for purposes of consolidation pursuant to Elections Code Section 10403. The Resolution shall be received by the County Registrar and the Clerk of the Board no later than 88 days prior to the election date (which is no later than December 8, 2023), unless otherwise permitted by law.

The County Registrar is hereby requested to print the full text of the ballot measure in the ballot materials as it appears on Appendix A hereto and to provide all required notices of the election and other notices related thereto. With respect to the Tax Rate Statement attached as Appendix C, in accordance with Elections Code Section 9405, the Board of Trustees adopts the procedures identified in said Section.

**Section 10. Consolidation of Election; Request to Provide Services.** The County Registrar and the Humboldt County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on March 5, 2024 within the District.

Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of Humboldt County is requested to permit the County Registrar to render all services specified by Section 10418 of the Elections Code or other provision of law relating to the election, for which services the District agrees to reimburse Humboldt County in full upon presentation of a bill from the 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 Section 9401 of the Elections Code).

**Section 11. Approval of 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, or any written designee of the foregoing, are hereby separately authorized and directed to execute the tax rate statement, and to file said Statement with the County Registrar, in accordance with Section 9 hereof.

**Section 12. Ballot Arguments.** As provided in Elections Code Section 9501, the District Board or any member or members of the District Board, are hereby authorized to (but not directed to) act as an author and signatory of any ballot argument prepared in connection with the election, including a rebuttal argument, each of which if filed shall be filed within the time frame established by the County Registrar.

**Section 13. Maturity Limit of Bonds.** The Bonds may be issued in one or more 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 California Government Code, or under any other provision of law authorizing the issuance of general obligation bonds by school districts.

**Section 14. Estimates Included in Ballot Materials.** The measure authorized by this Resolution includes information presented to voters with respect to the estimated

amount of money required to repay issued bonds, the estimated rate of the approved tax per \$100,000 of assessed valuation (*ad valorem* tax), and the estimated duration through which the proposed tax supporting bond repayment will be levied and collected, among others. 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. Such estimates and approximations are not intended by the Board, and shall not be interpreted or construed as additional restrictions on the District's bond program, bond issuances and related tax rate, and, other than the total principal amount of bonds authorized to be issued by the bond measure, do not represent legal maximums or additional limitations beyond applicable legal requirements. Furthermore, the abbreviated and condensed statement of the bond measure set forth in Appendix B, limited by State law to 75 words or less, does not limit the scope and complete meaning provided in the Full Text of Bond Measure, set forth in Appendix A.

**Section 15. Reimbursement.** Pursuant to United States Income Tax Regulations Section 1.150-2, the District hereby declares that it may (i) pay certain costs of the projects listed in Appendix A prior to the date of issuance of bonds and, in such case, (ii) intends to use a portion of the proceeds of bonds for reimbursement of said expenditures for the projects that are paid before the date of issuance of bonds.

**Section 16. Professional Services.** For legal services to be performed by Bond Counsel, the District reaffirms the engagement of Jones Hall, A Professional Law Corporation, as its Bond Counsel and Disclosure Counsel. The legal services agreement on file with the Superintendent is hereby approved and the Superintendent is directed to execute said agreement on behalf of the District.

**Section 17. Official Actions; District Name.** The President of the Board and the Superintendent are hereby separately authorized and directed to execute and deliver to County officials any directions, requisitions or other writings, and to make and direct any changes to the texts of the measure as described herein and in the tax rate statement, to conform to any legal requirements of the County Registrar, in order to cause the election to be held and conducted in the District in accordance with all legal requirements. The District is also referred to as "Arcata Elementary School District" which is the same entity as the "Arcata School 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 Arcata School District of Humboldt County, being the Board authorized by law to make the designations therein contained by the following vote, on November 13, 2023.

Adopted by the following votes: *[2/3 vote of Board required for approval]*

AYES: Hudgens, McClure, Ng, Rice

NOES: 0

ABSENT: Schmidt

ABSTAIN: 0

  
\_\_\_\_\_  
Brian Hudgens, President of the Board

Attest:

Christine Ng  
\_\_\_\_\_  
Christine Ng, Clerk/Secretary of the Board






# Resolution 2324-4 (Election for School Bonds) - to be signed by CN & LB

Final Audit Report

2023-11-14

Created:	2023-11-14
By:	Jen DaParma (jdaparma@arcatasd.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAP8oBqQQG9NtlaJIOOs5eiQo-DI7DPvFU

## "Resolution 2324-4 (Election for School Bonds) - to be signed by CN & LB" History

-  Document created by Jen DaParma (jdaparma@arcatasd.org)  
2023-11-14 - 6:26:55 PM GMT- IP address: 137.164.89.217
-  Document emailed to cng@arcatasd.org for signature  
2023-11-14 - 6:27:46 PM GMT
-  Email viewed by cng@arcatasd.org  
2023-11-14 - 8:01:35 PM GMT- IP address: 137.164.122.48
-  Signer cng@arcatasd.org entered name at signing as Christine Ng  
2023-11-14 - 8:02:18 PM GMT- IP address: 137.164.122.48
-  Document e-signed by Christine Ng (cng@arcatasd.org)  
Signature Date: 2023-11-14 - 8:02:20 PM GMT - Time Source: server- IP address: 137.164.122.48
-  Agreement completed.  
2023-11-14 - 8:02:20 PM GMT

## 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 shall be assigned and input by the County Registrar.*

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### ARCATA SCHOOL DISTRICT MEASURE \_\_\_\_\_ FULL TEXT OF MEASURE

#### **BOND AUTHORIZATION**

By approval of this measure by at least 55 percent of the registered voters voting on the measure, the Arcata School District (the "District") will be authorized to issue and sell general obligation bonds in the aggregate principal of up to \$12,500,000 at interest rates not to exceed legal limits and to provide financing for the specific types of school facilities projects listed in the Bond Project List described below, subject to all the accountability requirements imposed by law and 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 Board of Trustees of the District (the "School Board") has identified detailed facilities needs of the District and has determined which projects to finance from a local bond. 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 School Board will establish an Independent Citizens' Oversight Committee, under Education Code Sections 15278 and following, to ensure bond proceeds are expended only on the types of school facilities projects listed below. The Oversight Committee will be established within 60 days of the date when the results of the election appear in the minutes of the School Board. No employee or official of the District and no vendor, contractor or consultant of the District shall be appointed to the Oversight Committee.

**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 Humboldt 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 District Board not later than January 1 of each year, which report shall contain 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.

### **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 each of the proposed 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 additional funds including State matching 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 this bond measure and related ballot materials, including relating to estimated rates of *ad valorem* property taxes, the duration of issued bonds and related levies and collections of *ad valorem* property taxes 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 the duration of the levy 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. As such, 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 and are not binding upon the District. In addition, the abbreviated and condensed statement of the bond measure presented to voters on the ballot label which is subject to a word count limitation imposed by State law does not limit the scope and 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 construction, modernization, reconstruction, rehabilitation, replacement, or otherwise improve school facilities of the Arcata School District, including furnishing and equipping, and the acquisition or lease of real property for school facilities, and not for any other purpose, including teacher and administrator salaries or other school operating expenses, in compliance with California Constitution Article XIII A, Section 1(b)(3). This measure authorizes bond projects to be undertaken at all current and future District sites, properties, facilities and campuses including District facilities used by its sponsored charter schools.

**School Facility Project List.** The items presented on the following list provide are the types of projects authorized to be financed with voter-approved bond proceeds. Examples included on this list are not intended to limit the broader types of projects described and authorized by this measure. The types of projects authorized are:

- Repair or replace leaky and/or deteriorating roofs.
- Repair or replace outdated heating, ventilation and air-conditioning systems.
- Make energy efficiency improvements, including lighting and lighting control systems, replacing or upgrading doors, windows, insulation and flooring.
- Modernize/construct/renovate/expand classrooms and other school and support facilities including providing sufficient facilities for transitional preschools and universal prekindergarten programs and other community assistance programs.
- Install/construct, improve and/or upgrade grounds, facilities and outdoor spaces for play, physical education and sports including play equipment, tracks, fields and gymnasium and all related facilities and amenities.
- Improvements to cafeteria/kitchens including prep areas and eating/gathering spaces, and equipment and furnishings.
- Construct or upgrade exterior areas for educational uses including providing outdoor seating/gathering spaces, shade structures, and install learning equipment such as kilns and other items supporting District programs.
- Improvements to facilities grounds and exteriors including providing appropriate pathways and hallways, drop off areas, lighting and landscaping including irrigation, grading and resurfacing, signage, and improving refuse and recycling areas.
- Upgrade/modernize bathrooms including for accessibility.
- Make all necessary Federal and State-mandated Americans with Disabilities Act (ADA) accessibility upgrades including ensuring site access and paths of travel, parking, staff and student restrooms, relocation of existing electrical devices, drinking fountains, playground equipment, and other improvements necessary to ensure adequate accommodations are provided and all legal requirements are met.
- Improve student access to computers and modern technology, including providing necessary infrastructure such as upgrading/replacing electrical

systems, hardware, software, computers, devices and other modern instructional equipment throughout District sites.

- Upgrade, repair and/or expand infrastructure serving District facilities such as deteriorating plumbing/sewer systems and other utility systems (electric, gas) and storm drainage/gutter systems, including solar and generators.
- Make health, safety and security improvements to comply with all applicable laws and regulations and to ensure the safety and security of District students, staff and facilities, including fire alarm compliance, communication and bell systems upgrades, surveillance, and hazardous material abatement.
- Install new building finishes such as walls, flooring, doors, windows, painting, casework and shelving.

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, legal and other professional services, facilities assessments, inspections, site preparation, utilities, landscaping, construction management by third parties, general contractors and/or District personnel, and other planning and permitting, environmental review, rezoning and municipal license fees if any, legal, 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; all federal, state and locally-mandated safety upgrades; the costs of new or expanded infrastructure; the cost of providing parking and other facilities to accommodate new or expanded facilities; addressing any unforeseen conditions revealed by construction/modernization and other necessary improvements required to comply with existing building codes, including the Field Act; complying with all access requirements of the Americans with Disabilities Act and similar laws and regulations; costs of the election including costs arising directly from the bond measure; litigation costs; project construction oversight, management and administration during the duration of such projects, including by District personnel, and bond issuance costs.

Alternations to Scope; New Construction. The scope and nature of any of the specific projects described above may be altered at the direction of the School Board as required by conditions, discoveries or other factors that may arise or become apparent during the course of planning, design and construction. In the event that a modernization or renovation project is more economical for or otherwise determined by the School Board to be in the best interests of the District to be undertaken as new construction, this bond measure authorizes said 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, this measure authorizes the acquisition of real property, including necessary rights of ways or other real property interests, required to expand District facilities, to

provide access to school or other District facilities, or to provide additional school or related facilities.

Interim Financing Included; Joint Use Projects Authorized. In addition, authorized projects include reimbursements for paid project costs and paying and/or prepaying interim or previously obtained financing for the types of projects included on the project list, such as bond anticipation notes or lease financings including certificates of participation relating to facilities projects and/or equipment previously financed. Finally, projects on this list may be undertaken and used as joint use projects with other public agencies.

Unforeseen Circumstances. Many factors which the District cannot predict or control may impact its ability to address each of the projects, including but not limited to construction cost issues, supply chain issues which can cause project delays, labor shortages, and unknown environmental factors or site conditions, among others. The District is unable to anticipate all unforeseen circumstances which may prevent some of the projects listed above from being undertaken or completed. Approval of the District's bond measure does not guarantee that all of the identified projects within the Bond Project List will be funded beyond what can be completed with funds generated by this bond measure.

Project List Not in Order of Priority; Board Determines Prioritization. The order in which projects are listed in the foregoing Bond Project List does not suggest an order of priority. Project prioritization is vested in and will be determined by the District Board.

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 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 law. As such, in accordance with legal requirements, the Bond Project List does not authorize, and shall not be interpreted to authorize, expending proceeds of the sale of bonds authorized by this proposition for 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.*

**APPENDIX B**

**ABBREVIATED FORM OF BOND MEASURE**

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To improve the quality of educational facilities; replace deteriorating plumbing/sewer systems; modernize outdated classrooms, restrooms and school facilities; and make health, safety and security improvements; shall Arcata School District's measure be adopted to issue \$12,500,000 of bonds at legal interest rates, generating on average \$751,000 annually for issued bonds through maturity from levies of approximately \$30 per \$100,000 assessed value, with annual audits, independent citizens' oversight, no money for salaries and all money for local schools?

Bonds—Yes

Bonds—No

## APPENDIX C

### TAX RATE STATEMENT REGARDING PROPOSED ARCATA SCHOOL DISTRICT GENERAL OBLIGATION BONDS

An election will be held in the Arcata School District (the "District") on March 5, 2024, to authorize the sale of up to \$12,500,000 in bonds of the District to finance school facilities as described in the measure. If such bonds are authorized and sold, principal and interest on the bonds will be payable only from the proceeds of *ad valorem* 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. Such information is based upon the best estimates and projections presently available from official sources, upon experience within the District, and other demonstrable factors.

Based upon the foregoing and projections of the District's assessed valuation, the following information is provided:

1. The best estimate of the average annual tax rate which would be required to be levied to fund this bond issue over the entire duration of the bond debt service, based on a projection of assessed valuations available at the time of filing of this statement, is \$29 per \$100,000 of assessed value. The final fiscal year in which it is anticipated that the tax will be collected is 2057-58.
2. The best estimate of the highest tax rate which would be required to be levied to fund this bond issue, based on a projection of assessed valuations available at the time of filing of this statement, is \$30 per \$100,000 of assessed value. It is estimated that the year in which the highest tax rate would apply is in fiscal year 2024-25.
3. The best estimate of the total debt service, including the principal and interest, that would be required to be repaid if all the bonds are issued and sold is approximately \$26.2 million.

Voters should note the estimated tax rate is based on the assessed value (not market value) of taxable property on the County's official tax rolls. In addition, taxpayers eligible for a property tax exemption, such as the homeowner's exemption, will be taxed at a lower effective tax rate than described above. Property owners should consult their own property tax bills and tax advisors to determine their property's assessed value and any applicable tax exemptions.

The attention of all voters is directed to the fact that the foregoing information is based upon projections and estimates only, which amounts are not maximum amounts or durations and are not binding upon the District. The actual debt service, tax rates and the years in which they will apply may vary from those used to provide the estimates set forth above, due to factors such as variations in the timing of bond sales, the par amount of bonds sold and market interest rates available at the time of each sale, actual assessed valuations over the term of the bonds, and other factors. The date and amount of bonds sold at any given time will be determined by the District based on the need for project



funds and other considerations. The actual interest rates at which the bonds will be sold will depend on conditions in the bond market at the time of sale. Actual future assessed valuations will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual assessment and the equalization process.

A handwritten signature in black ink, appearing to read 'Luke Biesecker', written over a horizontal line.

Luke Biesecker, Superintendent  
Arcata School District