RESOLUTION NO. 06-07-02

RESOLUTION OF THE BOARD OF TRUSTEES OF THE BANNING UNIFIED SCHOOL DISTRICT ORDERING A SCHOOL BOND ELECTION, ESTABLISHING SPECIFICATIONS FOR AN ELECTION ORDER, REQUESTING CONSOLIDATION WITH OTHER ELECTIONS OCCURRING ON NOVEMBER 7, 2006, AND TAKING OTHER ACTIONS

WHEREAS, the Banning Unified School District ("District"), a California public unified school district organized and operating pursuant to the laws of the State of California, desires to construct and acquire new school facilities, make improvements to existing facilities, to rehabilitate, modernize or replace school facilities, which may include the furnishing and equipping of school facilities or the acquisition or lease of real property, all as further described herein, for school facilities to serve the students within the District as further described herein ("School Facilities"); and

WHEREAS, in the judgement of the Board of Trustees of the District ("Board") the least costly method of providing funding required for the School Facilities is by means of general obligation bonds of the District ("Bonds"); and

WHEREAS, Section 1(a) of Article XIII A of the California Constitution enacted in 1978, subject to exceptions set forth therein, limits ad valorem taxes on real property to one percent (1%) of the full cash value of such property; and

WHEREAS, Proposition 46, approved by the voters of the State of California in June, 1986 added a provision to Section 1(b) of Article XIII A to exempt from such one percent (1%) of full cash value limitation, those ad valorem taxes used to pay debt service of any bonded indebtedness for the acquisition or improvement of real property approved on or after July 1, 1978, by two-thirds (2/3) of the votes cast by the voters voting on the proposition for bonded indebtedness; and

WHEREAS, the Smaller Classes, Safer Schools and Financial Accountability Act ("Proposition 39") was adopted by the voters within the State of California on November 7, 2000, amended Section 1(b) of Article XIII A of the California Constitution and Section 18(b) of Article XVI of the California Constitution, and allows a California public school district, upon approval by a two-thirds vote of its Board of Trustees, to incur bonded indebtedness approved in an election conducted after such date for the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities or the acquisition or lease of facilities or real property for school facilities, in consideration of safety, class size reduction and information technology needs, to be approved by fifty-five percent (55%) of the voters of such school district provided that certain findings, determinations, certifications and requirements are applicable to such a bond election and the proposition for such bonded indebtedness includes specified accountability requirements all as set forth in Proposition 39, as approved, and related State legislation ("Proposition 39 Accountability Requirements"); and
WHEREAS, in the judgement of the Board, it is advisable to order the Riverside County Registrar of Voters ("County Registrar") to conduct an election within the District on the question of whether the Bonds shall be issued and sold for the purpose as set forth below and subject to the Proposition 39 Accountability Requirements.

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

Section 1. The foregoing recitals are true and correct and are incorporated herein by this reference.

Section 2. That the Board, pursuant to Education Code Sections 15100 et seq. and 15264 et seq., Section 1(b)(3) of Article XIIIa of the California Constitution and Section 18(b) of Article XVI of the California Constitution, hereby orders and calls an election to submit to the electors of the District the question of whether Bonds will be issued and sold for the purpose of raising money to finance the School Facilities listed on Exhibit "A" attached hereto, on file at the District office and incorporated herein by this reference, and for paying costs incident thereto, which election will occur on a Statewide General Election Date. The amount of the Bond Authorization shall be $63,000,000 as further set forth in the exhibits hereto.

Section 3. That the date of the election shall be November 7, 2006.

Section 4. That the purpose of the election shall be for the voters in the District to vote on a proposition as set forth in Section 9 hereof ("Proposition"), containing the question of whether the District shall issue the Bonds for the purposes stated therein, including the Proposition 39 Accountability Requirements, and subject to the terms and conditions set forth in this Resolution.

Section 5. That the authority for ordering the election is contained in Sections 15100 et seq. and 15266 of the Education Code, Section 1(b)(3) of Article XIIIa of the California Constitution and Section 18(b) of Article XVI of the California Constitution as amended pursuant to the provisions of Proposition 39.

Section 6. That the authority for the specification of the election order is contained in Section 5322 of the California Education Code.

Section 7. That this Resolution constitutes the order of the District to the County Registrar to call and conduct an election within the boundaries of the District on November 7, 2006, which is a Statewide General Election Date, subject to the terms, provisions and requirements set forth herein.

Section 8. That the Clerk of the Board is directed to send, or cause to be sent, a certified copy of this Resolution to the County Registrar and a certified copy of this Resolution to the Riverside County Clerk of the Board of Supervisors ("County Clerk") not later than August 11, 2006.
The Clerk of the Board shall also transmit a copy of this Resolution to the Riverside County Superintendent of Schools on or before August 11, 2006.

Section 9. Pursuant to Education Code Section 5342 and Part 3 (commencing with Section 10400) of Division 10 of the Elections Code, the County Registrar and the Riverside County Board of Supervisors ("County Board") are hereby requested to take any and all actions necessary to consolidate the election ordered hereby with any and all other elections to be held on November 7, 2006, within the boundaries of the District, and to take all other actions necessary to call and conduct the election specified herein. The County Registrar, the County Clerk and the County Board are hereby also requested to take all other actions necessary to conduct the election called and ordered hereby.

Section 10. Based upon the requirements of the California Constitution and State law, the Proposition to be voted on by the voters in the District in such election shall be as set forth in Exhibit "B" attached hereto and incorporated herein by this reference. A Bond Measure Statement, to comply with Elections Code Section 13247(a), is attached hereto as Exhibit "C" and incorporated herein by this reference. The form of the School Bond Election Notice is attached hereto as Exhibit "D" and is incorporated herein by this reference.

Section 11. That if the Bonds are approved pursuant to the requirements of the California Constitution and applicable California law, the Board of the District shall establish and appoint members to an independent citizens' oversight committee, or maintain its existing citizens' oversight committee, in accordance with the requirements of Article 2 of Chapter 1.5 of Part 10 of the California Education Code.

Section 12. (a) Pursuant to Education Code Section 15272 and as included in Exhibit "B" attached hereto, the Board hereby directs that the County Registrar cause to be printed in or on the ballot materials for the election the following statement:

"If this Bond measure is approved, the Banning Unified School District Board of Trustees will appoint a citizens' oversight committee and conduct annual independent audits to assure that bond funds are spent only on school and classroom improvements and for no other purposes."

(b) The District has previously called and conducted a general obligation bond election pursuant to State law and Proposition 39 and has established and appointed a Citizens' Oversight Committee pursuant to the provisions of Proposition 39. If the bond measure set forth herein is approved, the District's existing Citizens' Oversight Committee will have oversight of resulting bond funds in compliance with State law.

Section 13. That in accordance with Education Code Section 15720, the Bonds will only be issued if the tax rate levied to meet the requirements of Section 18 of Article XVI of the California Constitution will not exceed sixty dollars ($60) per year per one hundred thousand dollars.
($100,000) of taxable property for the bonds authorized in this election when assessed valuation is projected by the District to increase in accordance with Article XIIIA of the California Constitution.

Section 14. That, additionally, pursuant to Government Code Section 53410, the Board hereby finds, determines and directs as follows:

(a) The purpose of the Bonds to be authorized pursuant to the Election is to finance the School Facilities as described herein.

(b) The Board hereby provides that at the time the Bonds are authorized by the Board for issuance and sale, the Board shall provide, in such issuance resolution or other bond issuance documents, that the proceeds of the Bonds shall be used only for the purpose set forth in Section 14(a), above.

(c) The Board hereby provides that at the time the Bonds are authorized by the Board for issuance and sale, the Board shall provide in such issuance resolution or other bond issuance documents for the creation of one or more funds or accounts (which may include subaccounts) into which the proceeds of the Bonds, or each series of Bonds as the case may be, shall be deposited. The Bonds may be issued in one or more series consistent with applicable law, including the provisions and restrictions of this Section 14 shall apply to each such series of the Bonds.

(d) The District's Chief Business Official shall have the responsibility (once the Bonds are authorized and issued) to provide to the Board, no less often than annually, a written report which shall contain at least the following information:

(i) The amount of the Bond proceeds received and expended within the identified period of time. If no Bonds have been issued and sold, the report may simply note such situation; and

(ii) In the event that Bonds have been issued and sold, and proceeds therefore received, the report shall include the status of the acquisition, construction or financing of the School Facilities with the proceeds of such Bonds or series of Bonds.

The report required by this Section 14(d) may be combined with other periodic reports which include the same information, including, but not limited to, periodic reports made to the California Debt and Investment Advisory Commission or continuing disclosure reports or other reports made in connection with the Bonds or any series thereof.

The requirements of this Section 14(d) shall apply only until all Bonds, or each series of Bonds, are redeemed or defeased, but if the Bonds or any series of Bonds are
refunded, such provisions shall apply until all such refunding Bonds are redeemed or defeased.

Section 15. That any or all of the members of this Board are authorized to act as an author of any ballot argument prepared in connection with the election, including a rebuttal argument.

Section 16. That the Superintendent, President of the Board, and their designees are hereby authorized to execute any Tax Rate Statement (prepared or provided pursuant to Elections Code Sections 9400-9404) or any other document and to perform all other acts necessary to place the Bond measure called hereby on the ballot.

Section 17. That the Superintendent, President of the Board, and/or their designee(s) are hereby authorized and directed to make any changes to the text of the proposition referenced in Section 9 of and set forth in Exhibit "B" as required to conform to any requirements of Section 1(b) of Article XIII, Proposition 39, State Law or the County Registrar.

Section 18. The firm of Bowie, Arneson, Wiles & Giannone, is hereby confirmed as the District's Bond Counsel for the Bonds.

Section 19. That the adoption of this Resolution is not a "project" for purposes the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code ("CEQA") but that each of the projects specified in Exhibit "A" will be accomplished in accordance with the requirements of CEQA. The Clerk of the Board is authorized and directed to complete, execute and file, or arrange for filing of, a Notice of Exemption in such regard.

Section 19. The Superintendent, President of the Board, Clerk of the Board and/or their designee(s) and District staff and District consultants are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials, consultants and staff are hereby ratified, confirmed and approved.

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ADOPTED, SIGNED AND APPROVED this 20th day of July, 2006.

BOARD OF TRUSTEES OF THE BANNING UNIFIED SCHOOL DISTRICT:

By

[Signature]

President of the Board of Trustees of the Banning Unified School District

ATTEST:

By

[Signature]

Clerk of the Board of Trustees of the Banning Unified School District
STATE OF CALIFORNIA  
COUNTY OF RIVERSIDE  

I, Karl D. Walton, Clerk of the Board of Trustees of the Banning Unified School District, do hereby certify that the foregoing resolution was duly adopted by the Board of Trustees of said School District at a meeting of said Board held on the 20th day of July, 2006, of which meeting all of the members of the Board had due notice and at which a quorum thereof were present and acting throughout and for which notice and an agenda was prepared and posted as required by law and that at said meeting such resolution was adopted by the following vote:

AYES: 5
NOES: 0
ABSTAIN: 0
ABSENT: 0

Clerk of the Board of Trustees of the Banning Unified School District
I, Karl D. Walton, Clerk of the Board of Trustees of the Banning Unified School District, do hereby certify that the foregoing is a full, true and correct copy of Resolution No. 06-07-02 of said Board and that the same has not been amended or repealed.

Dated this 20th day of July, 2006.

[Signature]

Clerk of the Board of Trustees of the Banning Unified School District
The general obligation bond funds of the Banning Unified School District ("District") would be used to upgrade and complete major repairs, restoration and rehabilitation at existing District school sites and facilities and construct needed new schools and school facilities and to pay project costs as further identified and discussed below:

**REPAIR AND UPGRADE OF EXISTING DISTRICT SCHOOL SITES AND SCHOOL FACILITIES**

**BANNING HIGH SCHOOL:**

- Add up to 35 additional new permanent classrooms and replace aging temporary portable classrooms.
- Provide completed and upgraded athletic fields and athletic support facilities for student and community use.
- Construct and install competition swimming pool for student and community use.
- Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.
COOMBS INTERMEDIATE SCHOOL:

- Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.

NICOLET MIDDLE SCHOOL:

- Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.
CENTRAL ELEMENTARY SCHOOL:

Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.

HEMMERLING ELEMENTARY SCHOOL:

Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.
HOFFER ELEMENTARY SCHOOL:

Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/upgrade of handicap accessibility facilities and improvements to auxiliary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.

The Board of Trustees of the Banning Unified School District has evaluated the District’s needs for new school facilities toward reducing overcrowding, maintaining and expanding class-size reduction and upgrades to existing school facilities for health and safety.

New District schools and school facilities would include a new intermediate school (grades 5-6), a new middle school (grades 7-8) and new or expanded high school facilities (grades 9-12).

Project costs for the construction of new schools and school facilities, as listed above, may include, but not be limited to, site or property acquisition, construction services, architectural design, engineering, site improvements, inspection and testing services, plan review fees and interim financing, including the construction of classrooms, offices, cafeterias, multi-purpose facilities, playing fields and other athletic facilities, school grounds, science, technology and computer labs, library, restrooms, providing furniture and equipment and construction/installation of other necessary school facilities.

Project costs for furniture and equipment may include the following: desks and tables; window and floor coverings (including tiles and carpeting); computers and computer systems, media recording and presentation equipment, including but not limited to, audio systems; kitchen equipment, improvements and furnishings; science and technology laboratory equipment; and/or other electronic equipment and support systems.

Project costs for the above-referenced projects may include site or land acquisition, site preparation, installation costs, engineering and design costs, project management costs and related costs. Project costs may also include the payment of lease payments for lease of authorized facilities, property or buildings and payment of costs and expenses for interim financing of authorized facilities (including, but not limited to, financing delivery costs). Allowable project costs also include: costs of issuing the bonds or securities (as authorized under California law), informational distribution costs and election costs authorized under State law. Funding for these projects may come from this bond measure or other District resources as the school facilities needs arise.
In preparing the foregoing list, the Board of Trustees of the Banning Unified School District has evaluated safety, class size reduction and information technology needs. Approval of the District's bond measure does not guarantee that all of the identified projects within this list will be funded beyond local funds generated by the bond measure and does not guarantee that the projects will be completed in any particular order. The District will also pursue funds from the State of California to complete the identified facilities projects.

**No Administrator Salaries.** Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, acquisition, repair, renovation, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities as identified herein, and not for any other purpose, including teacher and non-construction related administrator salaries and other non-construction related operating expenses.
EXHIBIT "B"

BOND PROPOSITION OF THE
BANNING UNIFIED SCHOOL DISTRICT
(November 7, 2006):

In order to upgrade and make major repairs and renovate classrooms at schools of the Banning Unified School District, and in so doing increase safety and educational effectiveness of classrooms for students, shall the Banning Unified School District be authorized to issue Bonds in an amount not to exceed $63,000,000 to construct, rehabilitate, upgrade and make major repairs or replace school facilities, including the furnishing and equipping of school facilities or the acquisition or lease of real property for school facilities listed in Exhibit "1," which is on file at the District office and incorporated herein by this reference, which Bonds shall be issued for a term not to exceed the statutory maximum, which is twenty-five (25) years in the case of bonds issued under the authority of the Education Code and forty (40) years in the case of bonds issued under the authority of the Government Code, at an interest rate below the legal maximum, and which Bonds shall be subject to the following provisions:

(A) That proceeds of the Bonds 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 facilities or real property for school facilities pursuant to California Constitution Article XIIIA, Section 1 (b)(3) and further that the proceeds of the Bonds shall be used only for the purposes specified in California Constitution Article XIIIA, Section 1(b)(3) (as amended by Proposition 39) and not for any other purpose, including teacher and administrator salaries and any other school operating expenses.

(B) That a list of a specific school facilities projects to be funded with the proceeds of the Bonds is attached hereto as Exhibit "1," which is on file at the District office and incorporated herein by this reference and, based upon the adoption of this Resolution, this Board of Trustees hereby certifies that it has evaluated safety, class size reduction and information technology needs in developing the school facilities listed in Exhibit "1," which is on file at the District office and incorporated herein by this reference.

(C) That the Board of Trustees of the District shall conduct an annual, independent performance audit to insure that the proceeds from the sale of the Bonds have been expended only on the specific projects listed in this bond proposition.

(D) That Board of Trustees of the District shall 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 identified herein.
(E) That the Board of Trustees of the District will appoint a, or retain its existing, citizens' oversight committee and conduct annual independent audits to assure that the Bond proceeds are spent only on school and classroom improvements and for no other purposes?

Such bond proposition is also for the purpose of making the Banning Unified School District eligible for State matching funds.
EXHIBIT 1

LIST OF SCHOOL FACILITIES PROJECTS
TO BE FUNDED WITH PROCEEDS OF BONDS

The general obligation bond funds of the Banning Unified School District ("District") would be used to upgrade and complete major repairs, restoration and rehabilitation at existing District school sites and facilities and construct needed new schools and school facilities and to pay project costs as further identified and discussed below:

REPAIR AND UPGRADE OF EXISTING DISTRICT SCHOOL SITES AND SCHOOL FACILITIES

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**COOMBS INTERMEDIATE SCHOOL:**

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HOFFER ELEMENTARY SCHOOL:

- Repairs and upgrades as necessary to include, but not be limited to, the following: repair, renovation, reconstruction, upgrading and replacement of lighting and electrical systems; heating, air and ventilation systems (HVAC), renovations for energy efficiency, replacement of worn-out floors, roofs, windows, doors and deteriorating wall systems; plumbing, pipes, fixtures and accessories; communication, bell and fire alarm systems, security systems, technology systems and teaching stations, upgrading classroom interiors, science labs, restrooms and cafeterias, expansion of school libraries, upgrading athletic facilities, site improvements; walkways, design costs, architect costs, plan preparation, and the addition/improvement of handicap accessibility facilities and improvements to ancillary facilities. Project costs for furniture and equipment may include, but are not limited to some or all of the following: desks and tables; window and floor coverings (including tiles and carpeting); computer, media recording and presentation equipment, including, but not limited to, audio systems; kitchen equipment, improvements and furnishings; science laboratory equipment; and/or other electronic equipment.

The Board of Trustees of the Banning Unified School District has evaluated the District’s needs for new school facilities toward reducing overcrowding, maintaining and expanding class-size reduction and upgrades to existing school facilities for health and safety.

New District schools and school facilities would include a new intermediate school (grades 5-6), a new middle school (grades 7-8) and new or expanded high school facilities (grades 9-12).

Project costs for the construction of new schools and school facilities, as listed above, may include, but not be limited to, site or property acquisition, construction services, architectural design, engineering, site improvements, inspection and testing services, plan review fees and interim financing, including the construction of classrooms, offices, cafeterias, multi-purpose facilities, playing fields and other athletic facilities, school grounds, science, technology and computer labs, library, restrooms, providing furniture and equipment and construction/installation of other necessary school facilities.

Project costs for furniture and equipment may include the following: desks and tables; window and floor coverings (including tiles and carpeting); computers and computer systems, media recording and presentation equipment, including but not limited to, audio systems; kitchen equipment, improvements and furnishings; science and technology laboratory equipment; and/or other electronic equipment and support systems.

Project costs for the above-referenced projects may include site or land acquisition, site preparation, installation costs, engineering and design costs, project management costs and related costs. Project costs may also include the payment of lease payments for lease of authorized facilities, property or buildings and payment of costs and expenses for interim financing of authorized facilities (including, but not limited to, financing delivery costs). Allowable project costs also include: costs of issuing the bonds or securities (as authorized under California law), informational distribution costs and election costs authorized under State law. Funding for these projects may come from this bond measure or other District resources as the school facilities needs arise.
In preparing the foregoing list, the Board of Trustees of the Banning Unified School District has evaluated safety, class size reduction and information technology needs. Approval of the District's bond measure does not guarantee that all of the identified projects within this list will be funded beyond local funds generated by the bond measure and does not guarantee that the projects will be completed in any particular order. The District will also pursue funds from the State of California to complete the identified facilities projects.

No Administrator Salaries. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, acquisition, repair, renovation, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities as identified herein, and not for any other purpose, including teacher and non-construction related administrator salaries and other non-construction related operating expenses.
EXHIBIT "C"

BANNING UNIFIED SCHOOL DISTRICT

PROPOSED BOND MEASURE STATEMENT

"Banning Unified Classrooms Construction, Safety and Repair Measure: Shall Banning Unified School District construct, repair, upgrade and equip local schools including: upgrade electrical wiring, expand/add science labs and libraries to meet current standards, address building safety issues, repair deteriorating restrooms/plumbing and HVAC; construct additional classrooms and schools to accommodate enrollment and make necessary improvements to school facilities, by issuing $63,000,000 of bonds at interest rates within legal limits, requiring annual audits and continuing the citizens' oversight committee?"

Bonds - Yes

Bonds - No
EXHIBIT "D"

SCHOOL BOND ELECTION NOTICE

NOTICE IS HEREBY GIVEN to the qualified electors of the Banning Unified School District ("District") located in the County of Riverside, State of California, that in accordance with applicable law, an election will be held on Tuesday, the 7th day of November, 2006, in the District, at which election there will be submitted to the voters the question of issuing and selling bonds of said District in the amount of not to exceed Sixty-Three Million dollars ($63,000,000) in accordance with the actions relating thereto taken by the Board of Trustees of the District.

All of the purposes enumerated herein are hereby united and shall be voted upon as one single proposition.

The bonds proposed to be issued and sold shall bear interest at a rate not exceeding twelve percent (12%) per annum.

The number of years the whole or any part of the bonds are to run shall not exceed the statutory maximum, which is twenty-five (25) years in the case of bonds issued under the authority of the Education Code and forty (40) years in the case of bonds issued under the authority of the Government Code, from the date of the bonds or the date of any series thereof.

Each qualified elector of the District shall be entitled to vote only in the District election precinct of which he/she is a resident.

The electors in the District shall vote on the following measure on November 7, 2006:

MEASURE [ ]

[Insert full text of Bond Measure]

Dated this ___ day of ________, 2006.

Riverside County Registrar of Voters:

By_______________________________

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