

RESOLUTION NO. 25-26-31

RESOLUTION OF THE BOARD OF EDUCATION OF LA MESA-
SPRING VALLEY SCHOOL DISTRICT ORDERING AN
ELECTION, AND ESTABLISHING SPECIFICATIONS OF THE
ELECTION ORDER

WHEREAS, La Mesa-Spring Valley School District ("District") provides quality education for more than 10,000 local students in preschool through eighth grade that prepares them for success in high school, college, and future careers; and

WHEREAS, with most local schools built more than 60 years ago, the District is working to ensure all students learn in classrooms that meet current educational standards as well as fire, earthquake, security, and safety standards; and

WHEREAS, some schools were built so long ago that underground clay and cast-iron pipes and infrastructure are failing, resulting in gas leaks, water leaks, and sewage backups; and

WHEREAS, during warmer months, classroom temperatures can exceed 90 degrees, requiring air conditioning and outdoor shade structures to keep students cool and safe; and

WHEREAS, a thorough assessment of each classroom and school facility has identified high-priority repairs and upgrades; and

WHEREAS, the District has developed a thorough and comprehensive Facilities Master Plan to complete the highest priority repairs and upgrades needed at each school campus; and

WHEREAS, because the State does not provide dedicated funding to school districts for repairing and upgrading school facilities and bond measures are the primary means by which local school districts fund these needs, the Board believes that locally controlled funding from a school improvement bond measure is needed to repair and upgrade aging local schools; and

WHEREAS, with an old bond measure set to expire, the District has an opportunity to issue new bonds by extending, but not increasing, the tax rate paid by local property owners; and

WHEREAS, the proposed bond extension measure is not projected to increase tax rates beyond the amount local property owners currently pay; and

WHEREAS, if approved by local voters, the extension measure would generate \$131 million in locally controlled funding by extending the current bond tax rate previously approved by voters; and

WHEREAS, if approved by local voters, funding from the extension measure would be used to repair or replace deteriorating roofs, plumbing, sewer, and electrical systems; and

WHEREAS, funds from the extension measure would also install shade structures and air conditioning to protect students from extreme heat; and

WHEREAS, funds from the extension measure would improve student safety and campus security, including security locks, emergency communications systems, security cameras, smoke detectors, fire alarms, and sprinklers; and

WHEREAS, funds from the extension measure would upgrade classrooms, labs, technology, and multipurpose rooms to support programs in math, science, reading, writing, arts, and music; and

WHEREAS, funds from the extension measure would remove hazardous materials like asbestos and lead pipes from older schools and other District facilities, and upgrade older schools and other District facilities to meet current health codes, building safety codes, and improve access for students with disabilities; and

WHEREAS, voter approval of the bond extension measure will help local schools and other District facilities qualify for an estimated \$61 million in state matching funds that will otherwise will go to improve schools in other communities; and

WHEREAS, the Board has received information regarding the possibility of a local bond measure and its bonding capacity; and

WHEREAS, on November 7, 2000, the voters of California approved the Smaller Classes, Safer Schools and Financial Accountability Act ("Proposition 39") which reduced the voter threshold for *ad valorem* property tax levies used to pay for debt service on bonded indebtedness to 55% of the votes cast on a school district general obligation bond; and

WHEREAS, concurrent with the passage of Proposition 39, Chapter 1.5, Part 10, Division 1, Title 1 (commencing with Section 15264) of the Education Code (the "Act") became operative and established requirements associated with the implementation of Proposition 39; and

WHEREAS, the Board desires to make certain findings herein to be applicable to this election order and to establish certain performance audits, standards of financial accountability and citizen oversight that are contained in Proposition 39 and the Act; and

WHEREAS, the Board desires to authorize the submission of a proposition to the District's voters at an election to authorize the issuance of bonds to pay for certain necessary improvements and enhancements to District educational facilities which will improve the health, safety and quality of education for students in the District; and

WHEREAS, the Board hereby directs that, in accordance with Opinion No. 04-110 of the Attorney General of the State of California, the restrictions in Proposition 39 which prohibit any bond money from being wasted or used for inappropriate administrative salaries or other operating expenses of the District shall be monitored by the District's independent Citizens' Bond Oversight Committee; and

WHEREAS, pursuant to Education Code Sections 15102 and 15268, based upon a projection of assessed property valuation, the Board has determined that, if approved by voters, the tax rate levied to meet the debt service requirements of the bonds proposed to be issued will not exceed the Proposition 39 limits per year per \$100,000 of assessed valuation of taxable property; and

WHEREAS, Elections Code Section 9400 *et seq.* requires that a tax rate statement be contained in all official materials relating to the election, including any ballot pamphlet prepared, sponsored, or distributed by the District; and

WHEREAS, the Board desires to authorize the filing of a tax rate statement and a ballot argument in favor of the proposition to be submitted to the voters at the election; and

WHEREAS, pursuant to the Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on Tuesday, November 3, 2026, and to request the San Diego County Registrar of Voters to perform certain election services for the District.

NOW THEREFORE, THE BOARD OF EDUCATION OF THE LA MESA-SPRING VALLEY SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board, pursuant to Education Code Sections 15100 *et seq.*, 15264 *et seq.*, and Government Code Section 53506, hereby requests the San Diego County Registrar of Voters to conduct an election under the provisions of Proposition 39 and the Act and submit to the electors of the District the question of whether bonds of the District in the aggregate principal amount of \$131,000,000 (the "Bonds") shall be issued and sold for the purpose of raising money for the types of projects described in Exhibits "A" and "B" hereto. Both exhibits are directed to be printed in the voter pamphlet. The District's Superintendent, or designee, is hereby authorized and directed to make any changes to the text of the measure, or to the abbreviated form of the measure, as may be convenient or necessary to comply with the intent of this Resolution, the requirements of election officials, and requirements of law.

Section 2. That the date of the election shall be November 3, 2026.

Section 3. That the purpose of the election shall be for the voters in the District to vote on a proposition, a copy of which is attached hereto and marked Exhibit "B," incorporated by reference herein, and containing the question of whether the District shall issue the Bonds to pay for improvements within the District to the extent permitted by such proposition. In compliance with Proposition 39 policies of the Board and the Act, the ballot propositions in Exhibits "A" and "B" are subject to the following requirements and determinations:

(a) that the proceeds of the sale of the Bonds shall be used only for the purposes set forth in the ballot measure and not for any other purpose, including teacher or administrator salaries or other school operating expenses;

(b) that the Board, in establishing the projects set forth in Exhibit "B," evaluated the health, safety, class size reduction, classroom, educational and information technology needs of the District as well as the importance of the projects to improve student learning in core subjects like math, science, engineering, the arts, music and technology;

(c) that the Board shall cause an annual, independent performance audit to be conducted to ensure that the Bond monies get spent only for the projects identified in Exhibit "B" hereto;

(d) that the Board shall cause an annual, independent financial audit of the proceeds from sale of Bonds to be conducted until all of the Bond proceeds have been expended;

(e) that the Board shall appoint a Citizens' Bond Oversight Committee in compliance with Education Code Section 15278 no later than 60 days after the Board enters the election results in its minutes pursuant to Education Code Section 15274; and

(f) that the tax levy authorized to secure the Bonds of this election shall not exceed the Proposition 39 limits per \$100,000 of taxable property in the District when assessed valuation is projected by the District to increase in accordance with Article XIII A of the California Constitution.

Section 4. That the authority for ordering the election is contained in Education Code Sections 15100 *et seq.*, 15264 *et seq.*, and Government Code Section 53506.

Section 5. That the authority for the specifications of this election order is contained in Education Code Section 5322. In connection with ordering the election pursuant to the provisions mentioned above, the District has obtained reasonable and informal projections or assessed property valuations that take into consideration projections of assessed property valuations made by the county assessor that are available to the District.

Section 6. That the San Diego County Registrar of Voters and the San Diego County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on November 3, 2026 within the District. As provided in Elections Code Section 10403, the District acknowledges that the consolidation election will be conducted in the manner described in Elections Code Section 10418.

Section 7. That the Clerk of the Board is hereby directed to deliver a certified copy of this Resolution to the San Diego County Registrar of Voters no later than August 7, 2026.

Section 8. That the Bonds may be issued pursuant to Education Code Section 15264 *et seq.* or Government Code Section 53506. The maximum rate of interest on any Bond shall not exceed the maximum rate allowed by Education Code Sections 15140 to 15143, as modified by Government Code Section 53531.

Section 9. That the Board requests the governing body of any such other political subdivision, or any officer otherwise authorized by law, to partially or completely consolidate such election and to further provide that the canvass of the returns of the election be made by anybody or official authorized by law to canvass such returns, and that the Board consents to such consolidation. The Board further authorizes the submission of a tax rate statement and primary and rebuttal arguments, as appropriate, to be filed with the San Diego County Registrar of Voters by the established deadlines.

Section 10. Pursuant to Education Code Section 5303 and Elections Code Section 10002, the Board of Supervisors of San Diego County is requested to permit the Registrar of Voters to render all services specified by Elections Code Section 10418 relating to the election, for which services the District agrees to reimburse San Diego 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 Elections Code Section 9401) pursuant to the terms of Education Code Section 5363 and Elections Code Section 12112.

Section 11. That any and all members of this Board and the Superintendent are hereby authorized to act as an author of any ballot argument prepared in connection with the election, including

an argument in favor of the proposition and any rebuttal argument. The Superintendent, President of the Board, or their designees, are hereby authorized to execute any Tax Rate Statement or other document and to perform all acts necessary or required by the San Diego County Registrar of Voters, including, but not limited to, reducing the word count or otherwise modifying the language in the ballot proposition in Exhibits "A," and "B" in order to meet the requirements to place the bond proposition on the ballot.

Section 12. That this Resolution shall take effect on and after its adoption by a two-thirds vote of the members of this Board.

ADOPTED, SIGNED AND APPROVED this 16th day of June, 2026.

BOARD OF EDUCATION OF THE LA MESA-
SPRING VALLEY SCHOOL DISTRICT

By 
President

Attest:


Secretary

STATE OF CALIFORNIA)
)ss
SAN DIEGO COUNTY)

I, David Feliciano, do hereby certify that the foregoing is a true and correct copy of Resolution No. 25-26-31, which was duly adopted by the Board of Education of the La Mesa-Spring Valley School District at the meeting thereof held on the 16th day of June, 2026, and that it was so adopted by the following vote:

AYES: 04

NOES: 00

ABSENT: 01

ABSTENTIONS: 00

By  _____
Secretary

EXHIBIT A

“La Mesa Spring Valley School District Classroom Repair & Upgrade Extension Measure. To repair/upgrade deteriorating roofs, plumbing, electrical systems; install air conditioning/shade structures to protect students from extreme heat; remove asbestos/lead pipes; and upgrade schools to current health/building safety/disability access standards, shall La Mesa Spring Valley School District’s measure be adopted, authorizing \$131,000,000 in bonds at legal rates (without increasing current tax rates), levying \$22 per \$100,000 assessed value (\$9,000,000 annually) while bonds are outstanding, with independent oversight and audits?”

Bonds – Yes

Bonds – No

EXHIBIT B
FULL TEXT BALLOT PROPOSITION
OF THE LA MESA-SPRING VALLEY SCHOOL DISTRICT
BOND MEASURE ELECTION NOVEMBER 3, 2026

The following is the full proposition presented to the voters by the La Mesa-Spring Valley School District (the “District”). In connection with this bond proposition, the Board of Education (the “Board”) of the District has made the following findings:

FINDINGS

- The District provides quality education for more than 10,000 local students in preschool through eighth grade that prepares them for success in high school, college and future careers.
- With most local schools built more than 60 years ago, the District is working to ensure all students learn in classrooms that meet current educational standards as well as fire, earthquake, security and safety standards.
- Some schools were built so long ago that underground clay and cast-iron pipes and infrastructure are failing, resulting in gas leaks, water leaks and sewage backups.
- During warmer months, classroom temperatures can exceed 90 degrees, requiring air conditioning and outdoor shade structures to keep students cool and safe.
- A thorough assessment of each classroom and school facility has identified high-priority repairs and upgrades.
- The District has developed a thorough and comprehensive Facilities Master Plan to complete the highest priority repairs and upgrades needed at each school campus.
- Because the State does not provide dedicated funding to school districts for repairing and upgrading school facilities and bond measures are the primary means by which local school districts fund these needs, the Board believes that locally controlled funding from a school improvement bond measure is needed to repair and upgrade aging local schools.
- With an old bond measure set to expire, the District has an opportunity to issue new bonds by extending, but not increasing, the tax rate paid by local property owners.
- The proposed bond extension measure is not projected to increase tax rates beyond the amount local property owners currently pay.
- If approved by local voters, the extension measure would generate \$131 million in locally controlled funding by extending the current bond tax rate previously approved by voters.
- Funding from the extension measure would be used to repair or replace deteriorating roofs, plumbing, sewer and electrical systems.
- Funds from the extension measure would also install shade structures and air conditioning to protect students from extreme heat.

- Funds from the extension measure would improve student safety and campus security, including security locks, emergency communications systems, security cameras, smoke detectors, fire alarms and sprinklers.
- Funds from the extension measure would upgrade classrooms, labs, technology and multipurpose rooms to support programs in math, science, reading, writing, arts and music.
- Funds from the extension measure would remove hazardous materials like asbestos and lead pipes from older schools, and upgrade older schools to meet current health codes, building safety codes and improve access for students with disabilities.
- Voter approval of the bond extension measure will help local schools qualify for an estimated \$61 million in state matching funds that will otherwise will go to improve schools in other communities.
- The proposed school improvement bond extension measure includes mandatory local control and fiscal accountability requirements, including a detailed project list describing how funds must be spent.
- The proposed school improvement bond extension measure requires public disclosure of all spending, an independent oversight committee and annual audits.
- All funds from the extension measure would be locally controlled and cannot be taken by the state or federal government, funds may only be used for repairs and upgrades at local school campuses and cannot be diverted to other purposes.

SUMMARY OF THE BOND MEASURE

“La Mesa Spring Valley School District Classroom Repair & Upgrade Extension Measure. To repair/upgrade deteriorating roofs, plumbing, electrical systems; install air conditioning/shade structures to protect students from extreme heat; remove asbestos/lead pipes; and upgrade schools to current health/building safety/disability access standards, shall La Mesa Spring Valley School District’s measure be adopted, authorizing \$131,000,000 in bonds at legal rates (without increasing current tax rates), levying \$22 per \$100,000 assessed value (\$9,000,000 annually) while bonds are outstanding, with independent oversight and audits?”

PROJECT LIST FOR THE BOND MEASURE

Bond proceeds will be expended to upgrade, repair, expand, modernize, replace, renovate, acquire, construct, furnish and equip facilities, including athletic facilities, of the District including the following types of projects at any of the District’s schools and sites, including for the following purposes:

Improvements to Promote Student Health and Safety

- Retrofit older buildings with earthquake safety improvements
- Replace and/or repair aging roofs

- Replace and/or upgrade outdated sewer, stormwater, plumbing, electrical, HVAC and other utility related infrastructure
- Upgrade and/or replace school safety systems, fire alarms, sprinklers and smoke detectors
- Install and/or upgrade security fencing and systems
- Remove hazardous materials
- Upgrade or construct restrooms
- Perform Americans with Disabilities Act compliance upgrades to expand and create accessible paths of travel
- Improve safety of student pick-up and drop-off zones

Upgrade and Renovate Classrooms and other Facilities

- Construct new/renovate existing classrooms, student and staff restrooms, outdoor learning spaces and custodial rooms
- Upgrade classrooms, multi-purpose rooms, labs, and career-training and school facilities
- Modernize facilities
- Construct dedicated labs for science, technology, engineering, math, design and robotics
- Improve, modernize, furnish, and equip school sites and District support facilities, including related work areas, service areas, parking, equipment, utility connections, storage, safety systems, and infrastructure.

Critical Infrastructure and Information Technology (IT) Enhancements

- Upgrade instructional technology
- Modernize IT/technology infrastructure, including wireless, servers, data archiving, backup and security systems
- Upgrade safety and security systems, including phone systems, communication systems, bell and clock systems, lighting and emergency communication systems

Upgraded Physical Education and Auditorium Facilities

- Construct, expand and/or replace existing physical education, athletic and auditorium facilities, including shade structures, playgrounds, gymnasiums, turf and fields
- Restore and/or upgrade locker rooms, bleachers, fields, courts, gym floor, playground asphalt surfaces and outdoor areas
- Renovate or upgrade multi-purpose rooms, child nutrition facilities, kitchens, shelters and server areas

Energy and Water Efficiency Improvements

- Install climate-appropriate landscaping and water-efficient irrigation systems
- Update turf in common areas, play areas, and athletic facilities to save water
- Replace outdated heating and cooling systems with more energy-efficient systems
- Make energy efficiency improvements such as installing efficient lighting, energy management systems, solar panels, batteries and electrical storage facilities, as needed to reduce utility costs
- Upgrade and improve building envelope systems, including roofs, windows, doors, glazing, insulation, exterior walls, weatherproofing, and related components, to improve energy efficiency, indoor comfort, and overall building performance

* * *

The Board may authorize the completion of listed projects at all of the schools, sites or buildings where the project is deemed necessary.

Listed projects, repairs, improvements, rehabilitation projects and upgrades will be completed only as needed, and the listing of projects does not imply a particular prioritization among such improvements. Projects may be done in phases, based on Board priorities. Decisions regarding the scope, timing, prioritization or other facets of project implementation will be made solely by the Board by subsequent action. Where terms such as “renovate,” “upgrade,” and “improve” are used in the Bond Project List, the Board has the discretion to determine the best method for accomplishing the project’s objective. For any listed project involving renovation or modernization of a building or the major portion of a building, the District may proceed with new replacement construction instead (including any necessary demolition), if the District determines that replacement and new construction is more practical than renovation, considering the building’s age, condition, expected remaining life, comparative cost and other relevant factors. In addition, where feasible, projects may be completed in partnership with other agencies on a joint-use basis using bond proceeds. Property, buildings and equipment listed on the Bond Project List may be acquired through lease, sale, lease purchase, lease-leaseback or other project delivery or acquisition methods determined appropriate by the Board.

Each project is assumed to include its share of costs of bond issuance, architectural, engineering, legal and similar planning costs, construction management, bond project staff and consultants, staff professional development associated with current best practices for planning, construction, commissioning, closeout, and transition of new bond-funded facilities, equipment, systems, technologies, and improvements, and a customary contingency for unforeseen design and construction costs. Payment of the costs of preparation of facilities planning and project implementation studies, feasibility and assessment reviews, master planning, environmental studies, traffic studies, energy analysis, permit and inspection fees and temporary housing and relocation costs for dislocated programs or activities caused or necessitated by projects on the Bond Project List are permissible bond expenditures. All projects may be furnished and equipped using bond proceeds to ensure the functionality and usability of facilities and sites constructed or reconstructed with bond proceeds.

The final cost of each project will be determined as plans are finalized and projects are completed. Based on the final costs of each project, certain of the projects described above may be delayed or may not be completed. Necessary site preparation, grading or restoration may occur in

connection with the acquisition of property, new construction, modernization, renovation or remodeling, or installation or removal of modular classrooms, including ingress and egress, removing, replacing or installing irrigation, utility lines, trees and landscaping, relocating fire access roads and acquiring any necessary easements, leases, licenses or rights of way to the property.

In preparing the list of projects, the District has evaluated safety, class size reduction, and informational technology needs.

FISCAL ACCOUNTABILITY: THIS MEASURE REQUIRES A CLEAR SYSTEM OF ACCOUNTABILITY, INCLUDING A PROJECT LIST DETAILING HOW THE MONEY WILL BE USED, AN INDEPENDENT CITIZENS' BOND OVERSIGHT COMMITTEE, AND INDEPENDENT AUDITS TO ENSURE MONEY IS SPENT PROPERLY.

IN ACCORDANCE WITH EDUCATION CODE SECTION 15272, THE BOARD WILL APPOINT A CITIZENS' OVERSIGHT COMMITTEE AND CONDUCT ANNUAL INDEPENDENT AUDITS TO ASSURE THAT FUNDS ARE SPENT ONLY ON DISTRICT PROJECTS AND FOR NO OTHER PURPOSE. THE EXPENDITURE OF BOND MONEY ON THESE PROJECTS IS SUBJECT TO STRINGENT FINANCIAL ACCOUNTABILITY REQUIREMENTS. BY LAW, PERFORMANCE AND FINANCIAL AUDITS WILL BE PERFORMED ANNUALLY, AND ALL BOND EXPENDITURES WILL BE MONITORED BY AN INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE TO ENSURE THAT FUNDS ARE SPENT AS PROMISED AND SPECIFIED. THE CITIZENS' BOND OVERSIGHT COMMITTEE MUST INCLUDE, AMONG OTHERS, REPRESENTATION OF A BONA FIDE TAXPAYERS ASSOCIATION, A BUSINESS ORGANIZATION AND A SENIOR CITIZENS ORGANIZATION. NO DISTRICT EMPLOYEES OR VENDORS ARE ALLOWED TO SERVE ON THE CITIZENS' OVERSIGHT COMMITTEE.

NO ADMINISTRATOR SALARIES UNRELATED TO BOND PROGRAM: PROCEEDS FROM THE SALE OF THE BONDS AUTHORIZED BY THIS PROPOSITION SHALL BE USED ONLY FOR THE ACQUISITION, CONSTRUCTION, RECONSTRUCTION, REHABILITATION, OR REPLACEMENT OF DISTRICT FACILITIES, INCLUDING THE FURNISHING AND EQUIPPING OF SCHOOL FACILITIES, AND NOT FOR ANY OTHER PURPOSE, INCLUDING TEACHER AND SCHOOL ADMINISTRATOR SALARIES OTHER THAN THOSE DIRECTLY RELATED TO THE IMPLEMENTATION OF THE DISTRICT'S BOND PROGRAM.

NO PERSONAL TECHNOLOGY DEVICES: PROCEEDS OF THE BONDS SHALL NOT BE SPENT ON PERSONAL TECHNOLOGY DEVICES FOR TEACHERS, STAFF OR STUDENTS.