

RESOLUTION 20-048

RESOLUTION OF THE BOARD OF EDUCATION OF THE BERKELEY UNIFIED SCHOOL DISTRICT CANVASSING THE RESULTS OF AN EDUCATION PARCEL TAX ELECTION HELD WITHIN THE DISTRICT ON MARCH 3, 2020

ON MOTION of Member _____, seconded by Member _____, the following Resolution is adopted:

WHEREAS, the Board of Education ("Board") of the Berkeley Unified School District ("District"), County of Alameda ("County"), State of California ("State"), previously adopted its Resolution # 20-018 ordering the County Registrar of Voters ("County Registrar") to call an election for an education parcel tax (designated as "Measure H") (the "Parcel Tax Election") to be held within the District on March 3, 2020; and

WHEREAS, the Parcel Tax Election was called pursuant to the provisions of the California Constitution and State law, including, but not limited to, Government Code § 50075 *et seq.*; and

WHEREAS, Resolution # 20-018 was duly delivered to the County Registrar and County Clerk of the Board of Supervisors ("County Clerk"); and

WHEREAS, notice of the Parcel Tax Election was duly given; and

WHEREAS, on March 3, 2020, the Parcel Tax Election was duly held and conducted for the purpose of voting on a Measure H to continue to levy the District's existing special tax at 9.1¢/square foot on improvements, and \$20/parcel on unimproved parcels, for 10 years, with cost-of-living adjustments, low-income exemptions, independent citizen and auditor oversight (the "Measure"); and

WHEREAS, the Board of the District has received from the County Registrar the Certification of Election Results and Election Report for the Parcel Tax Election; and

WHEREAS, it appears from the Certification of Election Results, a copy of which is attached hereto as Exhibit "A," and incorporated herein by this reference, that two-thirds (2/3) or more of the votes cast on such measure were in favor of Measure H.

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

Section 1. Entry Upon Minutes. That entry be made upon the minutes of this meeting that Measure E has been approved by two-thirds (2/3) or more of the votes cast at the Parcel Tax Election.

Section 2. Determination of Validity. That the Board determines that all proceedings of the Berkeley Unified School District in connection with the Parcel Tax Election have been accomplished according to law.

Section 3. County Filing. That the Clerk of the Board is hereby directed to deliver, or cause to be delivered, a copy of this Resolution to the County Superintendent of Schools and to the Board of Supervisors of the County.

Section 4. Other Actions. The Superintendent, the Clerk of the Board, and other appropriate officials of the District and District consultants are hereby authorized and directed to take any actions and execute and deliver any and all documents as are necessary to accomplish the provisions and directives of this Resolution.

Section 5. Effective Date. This Resolution shall be effective upon adoption by the Board.

ADOPTED, SIGNED AND APPROVED this 22nd day of April, 2020, by the following vote:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED:

By: _____
President of the Board of Education of the
Berkeley Unified School District

ATTEST:

By: _____
Clerk of the Board of Education of the
Berkeley Unified School District

EXHIBIT "A"

COPY OF CERTIFICATE OF ELECTION RESULTS