

## **RESOLUTION NO. 569**

### **A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TWIN RIVERS UNIFIED SCHOOL DISTRICT OF INTENTION TO FORM AN ELEMENTARY SCHOOL FACILITIES IMPROVEMENT DISTRICT**

#### **RECITALS:**

WHEREAS, Chapter 2 (the "SFID Chapter") of Part 10 of Division 1 of Title 1 of the California Education Code (the "Education Code") provides a method for the formation of school facilities improvement districts consisting of a portion of the territory within a school district, for the method of conducting a bond election within a school facilities improvement district and for the issuance of general obligation bonds by a school district for a school facilities improvement district;

WHEREAS, the Board of Trustees (the "Board") of the Twin Rivers Unified School District (the "School District"), located within the County of Sacramento ("Sacramento County") and the County of Placer, desires to form a school facilities improvement district in a portion of the territory within the School District located within Sacramento County for the purpose of financing certain school facilities in order to improve classroom education and safety for all elementary school students, repair faulty electrical systems/leaky roofs/deteriorating gas lines, improve school security/fire safety systems, remove asbestos/lead paint, retain/attract high-quality teachers, refinance lease payments, and repair/construct/acquire educational facilities/equipment for the benefit of the area of land proposed to be included within such school facilities improvement district (the "School Facilities"); and

WHEREAS, the Board anticipates that it may be necessary and desirable to place a ballot measure for approval of bonds before the voters of the School District residing in said school facilities improvement district to finance the School Facilities; and

WHEREAS, the School District has not previously formed any community facilities districts pursuant to the Mello-Roos Community Facilities Act of 1982 (the "Mello-Roos Act") and has determined that the requirements set forth in Sections 15301(a) and 15301(b) of the SFID Chapter will not be applicable to the School District; and

WHEREAS, Section 15301(c) of the SFID Chapter provides that a school district may proceed under the SFID Chapter if the governing board of the school district determines that it is necessary and in the best interest of the school district to form a school facilities improvement district pursuant to the SFID Chapter to finance school facilities and purposes authorized pursuant to 15100 of the Education Code; and

WHEREAS, pursuant to Section 15301(c) of the SFID Chapter, the Board hereby finds that the overall cost of financing the School Facilities with bonds issued pursuant to Part 10 of Division 1 of Title 1 of the Education Code would be less than the overall cost of other school facilities financing options available to the School District, including, but not limited to, issuing bonds pursuant to the Mello-Roos Act; and

WHEREAS, Section 15301(c) of the SFID Chapter further provides that the governing board of the school district shall define the boundaries of the school facilities improvement district to include any portion of territory within the jurisdiction of the school district; and

WHEREAS, the Board has defined the boundaries of the proposed school facilities improvement district pursuant to a boundary map (the "Boundary Map") showing the exterior boundaries of the proposed school facilities improvement district; and

WHEREAS, Section 15303 of the SFID Chapter provides that the SFID Chapter shall not be operative in a county or counties until the board of supervisors of the county in which the county superintendent of schools having jurisdiction over the school district in which a proposed school facilities improvement district is located, and the board of supervisors of any county in which the school facilities improvement district is located, by resolution adopted by a majority vote of each affected board of supervisors, makes the SFID Chapter applicable in the county generally, or to one or more school districts; and

WHEREAS, the Superintendent of Schools of Sacramento County has jurisdiction over the School District and the proposed school facilities improvement district is located entirely within Sacramento County; and

WHEREAS, the Board of Supervisors of Sacramento County by its Resolution No. 2004-0944, adopted on July 27, 2004, approved the use of the SFID Chapter by all school districts within Sacramento County;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TWIN RIVERS UNIFIED SCHOOL DISTRICT, AS FOLLOWS:

**Section 1. Recitals.** All of the above recitals are true and correct.

**Section 2. Intention.** The Board hereby determines that it necessary and in the best interest of the School District to form a school facilities improvement district pursuant to the SFID Chapter to finance school facilities and purposes authorized pursuant to Section 15100 of the Education Code. The Board proposes to establish an elementary school facilities improvement district (the "Elementary School Facilities Improvement District") pursuant to the provisions of the SFID Chapter.

**Section 3. Eligibility to Proceed Under Section 15301(c) of SFID Chapter.**

(a) Overall Cost. The Board hereby finds that the overall cost of financing the School Facilities with bonds issued pursuant to Part 10 of Division 1 of Title 1 of the Education Code would be less than the overall cost of other school facilities financing options available to the School District, including, but not limited to, issuing bonds pursuant to the Mello-Roos Act.

(b) Boundaries. The Boundary Map, showing the exterior boundaries of the proposed Elementary School Facilities Improvement District, is on file with the Board, and the Boundary Map is and shall be available for inspection by the public at the offices of the School District during regular business hours.

(c) Conditions Satisfied. The Board hereby determines that the conditions of subdivision (c) of Section 15301 of the SFID Chapter have been satisfied and that, therefore, the School District may proceed under the SFID Chapter.

**Section 4. Proposed Name of Elementary School Facilities Improvement District.** The name proposed for the Elementary School Facilities Improvement District is the “Twin Rivers Unified School District Elementary School Facilities Improvement District.”

**Section 5. General Purpose of Elementary School Facilities Improvement District.** The general purpose for which the Elementary School Facilities Improvement District is to be formed is the financing of the School Facilities, all or a portion of which the Board may hereafter further define in a resolution calling a bond election in accordance with the SFID Chapter.

**Section 6. Estimated Cost of the School Facilities.** The estimated cost of the School Facilities is \$1,078,665,000 as determined in the District’s Long-Range Facilities Master Plan, as may be amended from time to time.

**Section 7. Future Taxes.** Any taxes levied in the future for the purpose of financing general obligation bonds issued to finance all or a portion of the School Facilities shall be levied exclusively upon the lands within the Elementary School Facilities Improvement District.

**Section 8. Public Hearing.** The Board hereby fixes Tuesday, May 17, 2016, at 7:00 p.m., or as soon thereafter as the Board may reach the matter, at 5115 Dudley Blvd, McClellan, California, as the time and place when and where the Board will conduct a public hearing on the formation of the Elementary School Facilities Improvement District. Any interested persons, including any persons owning lands within the School District, or in the proposed Elementary School Facilities Improvement District, may appear and be heard at said hearing.

**Section 9. Notice of Hearing.** Pursuant to Section 15321 of the Education Code, the Clerk of the Board is hereby directed to publish, or cause to be published, a copy of this Resolution in a newspaper of general circulation published in the County, pursuant to Section 6066 of the California Government Code, the first publication being at least 14 days prior to the time fixed for said hearing.

**Section 10. Additional Authorization.** The officers, employees and agents of the School District are hereby authorized and directed to take all actions and do all things which they, or any of them, may deem necessary or desirable to accomplish the purposes of this Resolution and not inconsistent with the provisions hereof.

**Section 11. Effective Date.** This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED this 19th day of April, 2016, by the Board of Trustees of the Twin Rivers Unified School District by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Secretary, Board of Trustees,  
Twin Rivers Unified School District