

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION**

**RESOLUTION  
ESTABLISHING MEASURE SMS AND MEASURE M OVERSIGHT COMMITTEE AND  
APPROVING SECOND AMENDED AND RESTATED BYLAWS FOR THE SANTA  
MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
CITIZENS' OVERSIGHT COMMITTEE**

**WHEREAS**, on June 14, 2018, the Board of Education (the "Board") of the Santa Monica-Malibu School District (the "District") of the County of Los Angeles (the "County"), State of California (the "State") formed its School Facilities Improvement District No. 1 of the Santa Monica-Malibu Unified School District (Santa Monica Schools) ("SFID No. 1") and its School Facilities Improvement District No. 2 of the Santa Monica-Malibu Unified School District (Malibu Schools) ("SFID No. 2");

**WHEREAS**, on July 19, 2018, the Board adopted resolutions calling elections for general obligation bonds to be held on November 6, 2018 pursuant to the provisions of Proposition 39, the Smaller Classes, Safer Schools and Financial Accountability Act, approved by California voters on November 7, 2000 ("Proposition 39"), one said election within the boundaries of SFID No. 1, and the other to be held within the boundaries of SFID No. 2 (together, the "Bond Elections"); and

**WHEREAS**, notices of the Bond Elections were duly given, and on November 6, 2018, the Bond Elections were duly held and conducted within the respective boundaries of SFID No. 1 and SFID No. 2, for the purposes of voting on measures authorizing the issuance of bonds of the District with respect to the applicable SFID; and

**WHEREAS**, the bond measure relating to SFID No. 1 in the amount of \$485,000,000 is known as "Measure SMS", and the bond measure relating to SFID No. 2 is known as "Measure M"; and

**WHEREAS**, based on the Canvass and Statement of Results received from the County Registrar of Voters, more than fifty-five percent of the votes cast on both Measure SMS and Measure M were in favor of issuing the aforementioned bonds; and

**WHEREAS**, pursuant to Proposition 39, the texts of Measure SMS and Measure M and, specifically in accordance with Section 15278 of the Education Code, the Board is obligated to establish a citizens' oversight committee (the "Committee") for Measure SMS and Measure M to satisfy the accountability requirements of Proposition 39

**WHEREAS**, the Board has previously established an independent citizens' bond oversight committee (the "Committee") in connection with bonds issued pursuant to Measure BB approved by District voters on November 7, 2006 (the "Measure BB"), and Measure ES approved by District voters on November 6, 2012 (the "Measure ES"); and

**WHEREAS**, the Board desires to establish and appoint the Committee overseeing Measure BB and Measure ES bond expenditures to serve as the oversight committee for both Measure SMS and Measure M bond expenditures, and to amend and restate the Bylaws which govern the Committee to include said additional oversight.

**NOW, THEREFORE, THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT DOES HEREBY FIND, DETERMINE AND CERTIFY AS FOLLOWS:**

**Section 1. Recitals.** The foregoing recitals are true and correct.

**Section 2. Committee Established.** The Committee to oversee expenditures of Measure SMS and Measure M bond proceeds is hereby established. The Committee shall be administered pursuant to the Second Amended and Restated Bylaws in the form attached hereto, which are hereby amended and restated as of this date, and approved and adopted for the purpose of establishing the Committee and providing for the administration of the Committee as it relates to Measures BB, ES, SMS and M.

**Section 3.** This resolution shall take effect on and after its adoption.

ADOPTED, SIGNED AND APPROVED this 17<sup>th</sup> day of January 2019.

BOARD OF EDUCATION OF THE SANTA MONICA-  
MALIBU UNIFIED SCHOOL DISTRICT

\_\_\_\_\_  
Superintendent

ATTEST:

\_\_\_\_\_  
Secretary

STATE OF CALIFORNIA    )  
  )ss  
LOS ANGELES COUNTY    )

I, Ben Drati, do hereby certify that the foregoing resolution was duly adopted by the Board of Education of the Santa Monica-Malibu Unified School District at a meeting thereof held on 17<sup>th</sup> day of January 2019 and that it was so adopted by the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTENTIONS:

By: \_\_\_\_\_  
Secretary