

RESOLUTION NO. 13:20-21

RESOLUTION OF THE BOARD OF TRUSTEES OF THE PERRIS UNION HIGH SCHOOL DISTRICT AUTHORIZING REQUEST FOR A WAIVER FROM THE STATE BOARD OF EDUCATION RELATIVE TO STATUTORY GENERAL OBLIGATION BOND DEBT LIMITATIONS AS PROVIDED BY EDUCATION CODE SECTIONS 15102 AND 15268

WHEREAS, the issuance of up to \$153,420,000, principal amount, of general obligation bonds of the Perris Union High School District (the “District”) State of California, was authorized at an election held within District on November 6, 2012, the proceeds of which are to be used to acquire, construct, repair and improve school facilities as described in Measure T and as approved by the voters of the District (the “Authorization”); and

WHEREAS, Education Code Sections 15102 and 15268 provide that a California high school district, such as the District, with authorized general obligation bonds may only issue such bonds in an amount not to exceed 1.25% of the assessed value of property within the District; and

WHEREAS, based on the current amount of outstanding bonded indebtedness of the District, the District has a need to issue and sell authorized general obligation bonds in an amount in excess of the limitation set forth in Education Code Sections 15102 and 15268, in order to finance needed school facilities within the District; and

WHEREAS, Education Code Section 33050 allows the State Board of Education (“SBE”) to waive any provisions of the Education Code, following public hearing on the matter, except for those provisions therein specified as not being subject to such a General Waiver (“Waiver”), which are not applicable hereto; and

WHEREAS, the provisions of Education Code Sections 15102 and 15268 may be subject to a Waiver by the SBE; and

WHEREAS, pursuant to SBE requirements for a Waiver, the District must consult with the exclusive representatives of employees, including the Perris Secondary Educators Association, and the California School Employees Association, Chapter No. 469 (together, the “Exclusive Representatives of Employees”), and invite participation in the development of the Waiver prior to a public hearing on the matter; and

WHEREAS, prior to a public hearing on the Waiver, the District consulted with the Exclusive Representatives of Employees of the District and determined that their position on the matter was supportive; and

WHEREAS, the District consulted with the District’s Citizens’ Oversight Committee for Measure T and determined that its position on the matter was supportive; and

WHEREAS, the District provided prior notice of a public hearing to be held on March 17, 2021, and inviting public comment on the Waiver, and a public hearing was held on such date.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE PERRIS UNION HIGH SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

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

Section 2. That the District provided notice of a public hearing to be held on March 17, 2021, stating the time, place and date of such public hearing, and the notice specifically invited public comment on the Waiver.

Section 3. A public hearing was held on March 17, 2021, at which time all persons desiring to be heard on all matters pertaining to the Waiver were heard and all information was duly considered.

Section 4. That the District contacted the Exclusive Representatives of Employees of the District and determined that their position on the Waiver is supportive.

Section 5. That the District has satisfied all applicable procedural requirements necessary to submit a Waiver to the SBE.

Section 7. That the District Superintendent and Deputy Superintendent, Business Services, or a designee, are directed to cause a Waiver to be submitted to the California Department of Education Waiver Office for consideration in regard to authorizing the District to exceed the statutory general obligation bond debt limitation set forth in Education Code Sections 15102 and 15268 such that bonds of the Authorization may be issued so long as the current bonded indebtedness of the District does not exceed 1.62% of the assessed value of property within the District, or other amount as may be approved by the SBE.

Section 8. All actions heretofore taken by officers and consultants of the District with respect to the within-referenced Waiver are hereby approved, confirmed and ratified, and the Superintendent, Deputy Superintendent, Business Services, or designee(s) are hereby authorized and directed to execute all documents and to take all actions necessary to cause or facilitate the within-referenced Waiver, including adjusting the not-to-exceed waiver amount if necessary to finance the needed school facilities within the District.

ADOPTED, SIGNED AND APPROVED this 17th day of March, 2021 by the Board of Trustees of the Perris Union High School District.

BOARD OF TRUSTEES OF THE PERRIS UNION
HIGH SCHOOL DISTRICT

President

Attest:

Clerk of the Board of Trustees

STATE OF CALIFORNIA)
)ss
COUNTY OF RIVERSIDE)

I, Dr. Randall Freeman, do hereby certify that the foregoing is a true and correct copy of Resolution No. 13:20-21, which was duly adopted by the Board of Trustees of the Perris Union High School District at meeting thereof held on the 17th day of March, 2021, and that it was so adopted by the following vote:

AYES:	Dr. Jose Luis Araux	_____
	Anthony T. Stafford, Sr.	_____
NOES:	Dr. Randall Freeman	_____
	David G. Nelissen	_____
ABSENT:	Elizabeth Vallejo	_____
ABSTENTIONS:		

By _____
Clerk of the Board of Trustees
of the Perris Union High School District