

SAN JOSE-EVERGREEN COMMUNITY COLLEGE DISTRICT

RESOLUTION NO. 011017-1

RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN JOSE-EVERGREEN COMMUNITY COLLEGE DISTRICT EXPANDING THE ROLE OF THE 2004 MEASURE G AND 2010 MEASURE G BOND OVERSIGHT COMMITTEE AND APPROVING AMENDED AND RESTATED BYLAWS THEREFORE

WHEREAS, the San Jose-Evergreen Community College District (the “District”) has previously approved Measure G (2004) and Measure G (2010) and established an independent oversight committee to oversee the expenditures of both 2004 Measure G and 2010 Measure G bond proceeds (the “Committee”); and

WHEREAS, the Board of Trustees of the District (the “Board”) previously adopted a resolution requesting Santa Clara County, California to call an election for general obligation bonds (“Election”) held on November 8, 2016 (“Measure X”); and

WHEREAS, notice of the Election was duly given and on November 8, 2016, the Election was duly held and conducted for the purpose of voting a measure for the issuance of bonds of the District in the amount of \$748,000,000; and

WHEREAS, based on the Canvass and Statement of Results for the County, more than fifty-five percent of the votes cast on Measure X were in favor of issuing the aforementioned bonds; and

WHEREAS, the Board desires to expand the powers of its existing Committee to include a review of expenditures in connection with issuance of bonds under each of 2004 Measure G, 2010 Measure G and Measure X and to approve Amended and Restated Bylaws governing such Committee.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE SAN JOSE-EVERGREEN COMMUNITY COLLEGE DISTRICT DOES HEREBY FIND, DETERMINE AND CERTIFY AS FOLLOWS:

Section 1. **Authorization.** 2004 Measure G, 2010 Measure G and Measure X were authorized pursuant to paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution and subdivision (b) of Section 18 of Article XVI of the California Constitution in accordance with the requirements of the Strict Accountability In Local School Construction Bonds Act of 2000 (the “Act”).

Section 2. **Empowerment of Committee.** The scope of the Committee is hereby expanded to include a review of Measure X expenditures for the purposes set forth in the Act.

Section 3. **Amended and Restated Bylaws.** The Committee shall operate pursuant to the Board approved Bylaws. The Committee shall have only those responsibilities granted to them in the Act and in the Amended and Restated Bylaws. The Amended and Restated Bylaws, as submitted

herewith and attached hereto, are hereby approved, and any prior Bylaws governing the Committee are hereby rescinded and repealed.

Section 4. **Other Actions.** Officers of the Board and members of the Committee established hereunder are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

ADOPTED, SIGNED AND APPROVED this 10th day of January, 2017.

BOARD OF TRUSTEES OF THE SAN JOSE-
EVERGREEN COMMUNITY COLLEGE
DISTRICT

President

ATTEST:

Secretary

STATE OF CALIFORNIA)
)ss
SANTA CLARA COUNTY)

I, Debbie Budd, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, which was duly adopted by the Board of Trustees of the San Jose-Evergreen Community College District at the meeting thereof held on the 10th day of January, 2017, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By _____
Secretary