

MINUTES

A special meeting of the Santa Monica Community College District Board of Trustees was held on Tuesday, July 29, 2008 in the Board Room Business Building Room 117, at Santa Monica College, 1900 Pico Boulevard, Santa Monica, California.

I. ORGANIZATIONAL FUNCTIONS

- A Call to Order: 6:19 p.m.
- B Roll Call

Rob Rader, Chair – Present (arrived at 6:24 p.m.)
Louise Jaffe, Vice-Chair - Present
Dr. Susan Aminoff – Present*
David B. Finkel, Superior Court Judge (Ret.) - Present
Dr. Nancy Greenstein – Present**
Dr. Margaret Quiñones-Perez – Present***
Dr. Andrew Walzer - Present
Cameron Henton, Student Trustee – Absent (Excused)

Pursuant to Government Code Section 54953, Trustees Susan Aminoff, Nancy Greenstein** and Margaret Quiñones-Perez*** participated telephonically in the special meeting during the Board's consideration of Recommendation No. 1.

This agenda was posted at the following locations, which are accessible to the public.

- *7000 Hollywood Blvd., Hollywood, California 90028
- **11000 Kinross Avenue, Room 270, Westwood, California 90095
- ***2677 Centinela Avenue, #101, Santa Monica, California 90404

The complete minutes may be accessed on the Santa Monica College Website:
<http://www.smc.edu/admin/trustees/meetings/>

II. PUBLIC COMMENTS - None***III. MAJOR ITEM OF BUSINESS***

- #1 Resolution Revising the Call for an Election Authorizing the Issuance of General Obligation Bonds of the District at an Election to be Held November 4, 2008

IV. ADJOURNMENT: 6:26 p.m. The next regular meeting of the Santa Monica Community College, August 11, 2008 at 7 p.m. (5:30 p.m. if there is a closed session) in the Santa Monica College Board Room and Conference Center, Business Building Room 117, 1900 Pico Boulevard, Santa Monica, California.

BOARD OF TRUSTEES	ACTION
SANTA MONICA COMMUNITY COLLEGE DISTRICT	July 29, 2008

MAJOR ITEM OF BUSINESS

RECOMMENDATION NO. 1

SUBJECT: **RESOLUTION REVISING THE CALL FOR AN ELECTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE DISTRICT AT AN ELECTION TO BE HELD NOVEMBER 4, 2008**

SUBMITTED BY: Superintendent/President

REQUESTED ACTION: It is recommended that the Board of Trustees adopt the following resolution calling for an election authorizing the issuance of general obligation bonds of the Santa Monica Community College District (SMCCD) at an election to be held November 4, 2008.

SUMMARY: At its July 7, 2008, meeting, the Board of Trustees adopted a resolution calling for an election authorizing the issuance of general obligation bonds of the Santa Monica Community College District (SMCCD) at an election to be held November 4, 2008. The language of the ballot proposition is included in the resolution. Three weeks after the Board action, the Los Angeles County Registrar announced a policy that permits the inclusion of a ballot proposition title within the 75 word count of the ballot measure. (The County Registrar has not traditionally permitted a ballot proposition title.) This last week, the Los Angeles Community College District (LACCD) adopted a new ballot proposition for its November 4, 2008 bond election that included a proposition title. All state ballot propositions contain a ballot title, and the approval of this resolution will allow the District's ballot proposition to be consistent with the state propositions and the LACCD proposition on the November 4, 2008 ballot. The new SMCCD ballot proposition is the same as the July 7 ballot proposition with the addition of a ballot title and with minor word adjustments to conform to the 75-word limitation.

MOTION MADE BY: Margaret Quiñones-Perez
 SECONDED BY: Susan Aminoff
 STUDENT ADVISORY: Absent

	Ayes	Noes
Susan Aminoff	■	□
David Finkel	■	□
Nancy Greenstein	■	□
Louise Jaffe	■	□
Rob Rader	■	□
Margaret Quiñones-Perez	■	□
Andrew Walzer	■	□

Unanimously approved

RESOLUTION REVISING THE CALL FOR AN ELECTION AUTHORIZING THE ISSUANCE OF
GENERAL OBLIGATION BONDS OF THE DISTRICT AT AN ELECTION TO BE HELD NOVEMBER
4, 2008

WHEREAS, the Board of Trustees (the "Board") of the Santa Monica Community College District (the "District"), within the County of Los Angeles, California (the "County"), is authorized to order elections within the District for the purpose of considering, *inter alia*, bond measures to meet the ongoing capital improvement needs of the District, pursuant to the Constitution of the State of California (the "State") and the Education Code of the State (the "Education Code"); and

WHEREAS, Section 18 of Article XVI and Section 1 of Article XIII A of the Constitution of the State and Section 15264 *et seq.* of the Education Code (collectively, "Prop 39") provide for a methodology by which the District may call for an election and, upon approval by 55% or more of the qualified voters voting on the bond measure, issue its general obligation bonds and cause the County to levy an *ad valorem* property tax to pay debt service on said bonds; and

WHEREAS, this Board has previously called such an election under Prop 39, as further described herein, and has heretofore taken actions to that end, including certain filings with the Registrar of Voters of the County of Los Angeles (the "Registrar"); and

WHEREAS, it now appears necessary and desirable for the board to revise the language of the Bond Proposition (as defined below) previously approved by the Board for the November 4, 2008, election, to refine and clarify the meaning and intent thereof; and

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Trustees of the Santa Monica Community College District as follows:

Recitals. All of the foregoing recitals are true.

Rescission of Previous Acts. The Board hereby rescinds Section 3. "Bond Proposition" of its Resolution adopted on July 7, 2008, entitled "Resolution Calling for an Election Authorizing the Issuance of General Obligation Bonds of the District at an Election to be Held November 4, 2008" (the "Prior Resolution") with respect to the Bond Proposition adopted at that time, in order to provide additional information to the voters of the District. From and after the date hereof, Section 3 of the Prior Resolution the Bond Proposition shall be of no further force and effect. The law firm of Fulbright & Jaworski L.L.P., Bond Counsel to the District, is hereby instructed to file a copy of this Resolution with the Registrar, together with a copy of the Project List appended to the Prior Resolution, from which the original text of the Bond Proposition shall be removed. In all other respects, the Prior Resolution is hereby ratified and confirmed.

Bond Proposition. This Board does hereby order and request that the Registrar call an election (in the performance of his duties and in the exercise of his power, alone, or with the assistance of the Clerk of the County Board of Supervisors (the "County Clerk")) to consider the following proposition on November 4, 2008 (the "Bond Proposition"), which constitutes the election order prescribed under California Education Code Section 15122 and Elections Code Section 13247:

“SANTA MONICA COLLEGE CAREER AND EDUCATIONAL IMPROVEMENTS. To improve job and career training, provide for modernization and safety, and increase educational opportunities, shall Santa Monica Community College District issue \$295 million in bonds at legal rates to improve student teaching/career training in science, nursing, technology, media, and emerging high-tech fields; construct/equip/modernize math and science laboratories; replace deteriorating buildings; upgrade fire, seismic safety; achieve energy savings; with citizens’ oversight, annual performance/financial audits, with no funds for administration?”

The Registrar is hereby requested to reprint the foregoing Bond Proposition in its entirety in the voter information pamphlet to be distributed to voters pursuant to Section 13307 of the Elections Code. Pursuant to Section 18, Article XVI and Section 1, Article XIII A of the Constitution of the State, the foregoing Bond Proposition shall become effective upon the favorable vote of no less than 55% of those qualified voters voting on the proposition.

Authorization of Further Acts. The members of this Board, the President, any assistant thereto, and all other staff or officers of the District are hereby authorized and directed, individually and collectively, to do any and all things necessary or advisable in order to effectuate the purposes of this Resolution.

Effective Date. This Resolution shall take effect immediately upon its adoption by the Board.