



BALLOT MEASURE SUBMITTAL FORM

Official Use Only: Date Stamp

RECEIVED
Alameda County

AUG 09 2024

Reg. of Voters

All fields with an * are required.

BALLOT MEASURE QUESTION	
Jurisdiction Name*: Newark Unified School District	Election Date*: November 5, 2024
<p>Note: The information as it appears within the text box will be printed on the ballot and voter guide.</p> <p>Insert ballot question text here*:</p> <p>To update schools for 21st century learning, classrooms/ labs for science, technology, engineering, arts and math instruction; technology infrastructure, HVAC, electrical/plumbing systems; and school security/ emergency preparedness; shall Newark Unified School District's measure authorizing \$205,000,000 in bonds at legal interest rates be adopted, with average levies of \$50 per \$100,000 assessed valuation while bonds are outstanding, generating approximately \$14,000,000 annually, extending not increasing estimated tax rates, with citizen oversight, annual audits and no funds for administrators?</p>	
TYPE OF MEASURE*	PERCENTAGE NEEDED TO PASS*
<input type="checkbox"/> Regular Measure <input type="checkbox"/> Parcel Tax <input checked="" type="checkbox"/> Bond Measure <input type="checkbox"/> Charter Amendment	<input type="checkbox"/> 50% + 1 <input type="checkbox"/> 66.6667% <input type="checkbox"/> 2/3 <input checked="" type="checkbox"/> Other: 55%
FULL-TEXT OPTION*	
Full Text to be printed in the Voter Information Pamphlet:	
<input checked="" type="checkbox"/> YES (note: must provide an MS Word file) <input type="checkbox"/> NO – Do not print, but it's accessible at: Click or tap here to enter text.	
AUTHORIZED REPRESENTATIVE/CONTACT PERSON*	
<i>(office use)</i>	
Print Name: [REDACTED]	Signature: [REDACTED]
Phone #: [REDACTED]	Email: [REDACTED]
CONTACT INFORMATION	
<i>(public use)</i>	
Phone #: (510) 818-4112	Email: dlemus@newarkunified.org
	Website: https://www.newarkunified.org

All fields with an * are required.

Rev. 8/2022

AUG 15 2024

Reg. of Voters

COUNTY COUNSEL'S IMPARTIAL ANALYSIS OF MEASURE O

ANALYSIS BY THE COUNTY COUNSEL FOR THE COUNTY OF ALAMEDA OF A
NEWARK UNIFIED SCHOOL DISTRICT BOND MEASURE

Measure O ("Measure"), a Newark Unified School District ("District") bond measure, seeks voter approval to authorize the District to issue and sell bonds of up to \$205,000,000 in aggregate principal amount at interest rates within the legal limits.

Pursuant to provisions of the California Constitution and the California Education Code, if 55% of those who vote on the Measure vote "yes," the District will be authorized to issue bonds in the amount noted above. Approval of this Measure will authorize a levy on the assessed value of taxable property within the District by an amount needed to pay the principal and interest on these bonds in each year that the bonds are outstanding.

If approved, the District's best estimate of the tax rates required to be levied to fund the bond issue is as follows: the average annual tax rate estimate and the highest tax rate estimate are \$50 per \$100,000 of assessed valuation. The final fiscal year anticipated to collect the tax is 2054/55, and the total debt service estimate to repay all of the bonds (including principal and interest) is \$411,346,651.

California Education Code Section 15100 restricts the use of the proceeds from the bond sale to items such as building school buildings, improving school grounds, and supplying school buildings and grounds with equipment. In addition, proceeds may only be used for the projects listed in the Measure and not for any other purpose, such as teacher and administrator salaries.

This Measure provides that its proceeds will fund projects set forth in the full text of the Measure printed in this sample ballot that include, among others: update schools for 21st century learning, classrooms and labs for science, technology, engineering, arts and math instruction; technology infrastructure; HVAC, electrical, and plumbing systems; and school security and emergency preparedness.

Certain accountability measures apply, such as establishing an account to deposit the proceeds from the sale of the bonds. To ensure that the proceeds are spent only for the projects listed in the Measure, it provides for an independent citizens' oversight committee, an annual independent performance audit, and an annual financial audit. Finally, the Superintendent shall file a report no later than January 1 of each year after the sale of the first series of bonds, stating the amount of the bond proceeds received and expended and the status of any project funded from the proceeds.

This Measure is placed on the ballot by the governing board of the District.

DONNA R. ZIEGLER
County Counsel

The above statement is an impartial analysis of Measure O, which is printed in full in this sample ballot pamphlet. If you desire an additional copy of the measure, please call the Elections Official's office at (510) 272-6933 and a copy will be mailed at no cost to you. You may also access the full text of the measure on the Alameda County website at the following address: www.acvote.org.



BALLOT MEASURE ARGUMENT
SUBMISSION FORM

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Submission of: (select one)

Argument in Favor (300 words or less) [checked]
Argument Against (300 words or less) []
Measure letter: O
Title of Election: Presidential General
Jurisdiction: Newark Unified School District
Election Date: November 5, 2024

Submitted by: (select one)

The Governing Body of Alameda County, a school district, or a special district [checked]
Bona Fide Organization []
Individual(s) eligible to vote on the measure []

Indicate County Board Member or Specific District: (if applicable)
Name of Organization/Association: (if applicable)
Nancy Thomas Newark Unified School District

Contact Person's Printed Name: Nancy Thomas
Address: [redacted]
Title: NUSD BOARD MEMBER
Phone #: [redacted] Fax #: [redacted] E-Mail: [redacted]

Permission to Post Contact Information on Internet

Grant [] Deny [checked]

Permission to the Alameda County Registrar of Voters to post the below listed information on the Alameda County Registrar of Voters internet site.

INFORMATION TO BE POSTED:
Name:(Print) Address:
Phone #: Fax #:
E-Mail Address: Website Address:
Signature: [redacted] Date: Aug 14, 2024

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas Phone: [REDACTED]

Email: [REDACTED]

No more than five signatures shall appear with any argument submitted. If more than five are submitted, only the first five will appear on the voter information pamphlet.

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DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure Election Date: Nov. 5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Rona Fide Organization

Individual (s) eligible to vote on the
measure

1. Print Name: Alan Nagy Title: Mayor Emeritus

Residence Address: [REDACTED]

Signature: [REDACTED] Date: 8-14-2024

2. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

3. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

4. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

5. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone#: [REDACTED]

Email: [REDACTED]

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Measure Election Date: Nov.5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual (s) eligible to vote on the
measure

1.	Print Name:	Title:
Residence Address:		
Signature:	Date:	

2.	Print Name: <u>Cheri R. Villa</u>	Title: <u>NUSD 25yr Teacher</u>
Residence Address: [REDACTED]		
Signature: [REDACTED]	Date: <u>08-14-24</u>	

3.	Print Name:	Title:
Residence Address:		
Signature:	Date:	

4.	Print Name:	Title:
Residence Address:		
Signature:	Date:	

5.	Print Name:	Title:
Residence Address:		
Signature:	Date:	

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas Phone: [REDACTED]

Email: [REDACTED]

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The undersigned author(s) of the argument:

Measure 0 Election Date: Nov.5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual (s) eligible to vote on the
measure

1.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
2.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
3.	Print Name: <u>Atulkumar Pala</u>	Title: <u>Board of Directors Bayshore Master HOA</u>			
	Residence Address: [REDACTED]		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Signature: [REDACTED]	Date: <u>08/14/2024</u>			
4.	Print Name: [REDACTED]	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
5.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			

Argument/Rebuttal Signatures

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Submitted by:

Name:

Naney Thomas

Phone#:

[Redacted]

Email:

[Redacted]

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Measure 0 Election Date: November 5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual (s) eligible to vote on the
measure

1.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
2.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
3.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
4.	Print Name: Cynthia Rae Parks	Title: Community Member			
Residence Address: [Redacted]			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Signature: [Redacted]		Date: 8/14/24			
5.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone#: [REDACTED]

Email: [REDACTED]

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The undersigned author(s) of the argument:

Measure 0 Election Date: Nov.5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

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a school district, or a special district

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Individual (s) eligible to vote on the
measure

1.	Print Name:	Title:
Residence Address:		
Signature:		Date:

2.	Print Name:	Title:
Residence Address:		
Signature:		Date:

3.	Print Name:	Title:
Residence Address:		
Signature:		Date:

4.	Print Name:	Title:
Residence Address:		
Signature:		Date:

5.	Print Name: <u>Aaron N. Weisz</u>	Title: <u>CPA Accountant/NUSD Parent</u>
Residence Address: [REDACTED]		
Signature: [REDACTED]		Date: <u>8/14/24</u>

Argument In Favor of Measure O

WITHOUT raising your local tax rate, VOTE YES on Measure O for Newark Unified (NUSD) neighborhood schools. **The need is great and our Newark kids are worth it!**

Today's graduates must compete in a highly technical workforce and global economy. Especially now, we need schools with modern classrooms, labs and technology to better prepare students for college, good paying jobs and career success.

Unfortunately, **our Newark Unified schools have grown old, really old.** In fact, ALL Newark schools are at least 60 years old. They desperately need repairs and upgrades.

Measure O will:

- **Improve school safety** - remove safety hazards like asbestos and lead pipes, complete earthquake safety upgrades, increase health safety compliance at all schools
- **Modernize** classrooms and labs for 21st century learning and improved instruction in Science, Technology, Engineering, Arts and Math (STEAM)
- **Renovate** job-training and career preparation instructional spaces
- **Repair /Replace** leaky roofs, deteriorated restrooms, electrical, plumbing, and HVAC systems
- **Upgrade** education technology and cyber security systems

Measure O WON'T raise your tax rate. It simply extends **WITHOUT increasing** the bond authorization originally approved by Newark voters in 1997. **VOTING YES** continues this locally controlled funding for school repairs, safety and modernization upgrades **ONLY**.

No other funding exists to address these needs.

Taxpayer protections are REQUIRED. NO funds are allowed for administrators' salaries. **MANDATORY** audits, citizens' oversight, and annual public reporting ensure funds are spent properly. **ALL MEASURE O FUNDS STAY LOCAL, benefitting Newark Unified schools.**

Passage of Measure O qualifies Newark Unified to receive millions of dollars in potential State matching funds, leveraging local tax dollars even further.

NUSD teachers, parents, and civic leaders across our community urge your support.

Please, **VOTE YES on Measure O** for Newark Unified schools, **WITHOUT raising your tax rate.**

REMEMBER The need is **GREAT** and our Newark kids are worth it!

www.YesonOforNewarkSchools.com

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Argument/Rebuttal Signature

Official Use Only: Date Stamp

Submitted by:

Name: **Marcus Crawley**

Phone: [REDACTED]

Email: [REDACTED]

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DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure 0 Election Date: 11/5/2024 Jurisdiction: Newark USD

- | | |
|--|--|
| <input type="checkbox"/> Argument in Favor
(300 words or less) | <input type="checkbox"/> Argument Against Measure
(300 words or less) |
| <input type="checkbox"/> Rebuttal to Argument Against
(250 words or less) | <input checked="" type="checkbox"/> Rebuttal to Argument in Favor
(250 words or less) |

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual (s) eligible to vote on the
measure

1. Print Name: **Marcus Crawley**

Title: **Pres.-Alameda County Taxpayers' Assoc.**

Residence Address: [REDACTED]

Signature: [REDACTED]

Date: **8/14/2024**

2. Print Name: [REDACTED]

Title: [REDACTED]

Residence Address: [REDACTED]

Signature: [REDACTED]

Date: [REDACTED]

3. Print Name: [REDACTED]

Title: [REDACTED]

Residence Address: [REDACTED]

Signature: [REDACTED]

Date: [REDACTED]

4. Print Name: [REDACTED]

Title: [REDACTED]

Residence Address: [REDACTED]

Signature: [REDACTED]

Date: [REDACTED]

5. Print Name: [REDACTED]

Title: [REDACTED]

Residence Address: [REDACTED]

Signature: [REDACTED]

Date: [REDACTED]

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[Newark USD - Rebuttal to the Argument in Favor of Measure O]

Vote NO on Measure O. It's a HUGE tax increase just on Newark costing over \$411 Million Dollars!

The Bay Area's **high cost of living** already is *unbearable*. **Grocery, gas, and electric bills are skyrocketing.** Many families already are struggling. *Measure O would add to that heavy burden.*

Measure O is extremely expensive. If you own an \$800,000 home, Measure O will add ***another \$400 per year*** to your property tax bill. *Our neighbors can't afford it.*

Our opponents claim that Measure O "won't raise" the tax rate. ***Don't fall for their trick.*** Your "constant" tax rate (\$50 per \$100,000) is MUCH higher than other East Bay districts' average tax rate.

Better-run school districts pay down their debts so that their tax rate *falls* over time, saving taxpayers money. Here Newark USD is looking for new debt to keep your tax rate high!

Measure O fails on "accountability" to the public:

- **Wall Street bankers and investors skim off MOST of the money** (50.2 percent, nearly \$206 million!) as "interest charges."
- **The "project list" is too vague.** The category "Construct and relocate new schools" gives **free license to bureaucrats to spend *your* money on just about anything *they* want.**
- Beware of "**routine maintenance**" disguised as "**bond projects.**"
- **Newark USD violates State law with its so-called "citizens' oversight committee."** It has just two members (overworked and ignored) and fails to issue required annual reports.

Tell Newark USD to come back with a *smaller* bond measure with *better* "accountability." One that doesn't overtax working families.

Vote NO on Measure O!



BALLOT MEASURE ARGUMENT

SUBMISSION FORM

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Submission of: (select one)

- Argument in Favor (300 words or less)
Argument Against (300 words or less)

Measure letter: O
Title of Election: General Presidential
Jurisdiction: Newark USD
Election Date: November 5, 2024

Submitted by: (select one)

- The Governing Body of Alameda County, a school district, or a special district
Bona Fide Organization
Individual(s) eligible to vote on the measure

Indicate County Board Member or Specific District: (if applicable)
Name of Organization/Association: (if applicable)

Alameda County Taxpayers' Association, Inc.

Contact Person's Printed Name: Marcus Crawley
Title: President
Phone #: [Redacted] Fax #: n/a E-Mail: [Redacted]

Permission to Post Contact Information on Internet

- Grant Deny

Permission to the Alameda County Registrar of Voters to post the below listed information on the Alameda County Registrar of Voters internet site.

INFORMATION TO BE POSTED:

Name:(Print) Marcus Crawley Address: 186 Airway Blvd, Livermore, CA 94551
Phone #: 510-531-4548 Fax #: n/a
E-Mail Address: mcprose@att.net Website Address: actaxpayers.org
Date: 8/14/2024

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: **Marcus Crawley**

Phone# [REDACTED]

Email [REDACTED]

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DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure Election Date: 11/5/2024 Jurisdiction: Newark USD

- | | |
|--|---|
| <input type="checkbox"/> Argument in Favor
(300 words or less) | <input checked="" type="checkbox"/> Argument Against Measure
(300 words or less) |
| <input type="checkbox"/> Rebuttal to Argument Against
(250 words or less) | <input type="checkbox"/> Rebuttal to Argument in Favor
(250 words or less) |

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County, a school district, or a special district	Bona Fide Organization	Individual (s) eligible to vote on the measure			
			<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

1. Print Name: **Marcus Crawley** Title: **Pres.-Alameda County Taxpayers' Assoc.**

Residence Address: [REDACTED]

Signature: [REDACTED] Date: **8/14/2024**

2. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

3. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

4. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

5. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

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[Argument Against Measure O - Newark USD] [300 “raw” words - OK]

Vote NO on Measure O. Stop this \$400 Million Dollar Tax Increase!

THE FACTS:

In 2011, Newark Unified School District voters approved a \$65,000,000 bond measure. *We'll be paying off those bonds until the year 2045.*

Now, Newark USD wants more of *your* money.

Measure O is a NEW \$411,346,651.00 property tax over 28 years. This taxes Newark *ANOTHER* \$14,690,951.00 every year!

This means, on average, **each and every annual residential property tax bill will INCREASE by \$752** until 2055.

Housing costs go up! Rents will be raised! Measure O provides **NO SENIOR, disabled or low-income EXEMPTIONS!**

Measure O is unnecessary. Newark USD student **enrollment has fallen** more than 10 percent since 2015. The State of California just inspected **all Newark school buildings** and found them, overall on every campus, to be in “**Exemplary**” or “**Good**” condition. See the 2023 State Accountability Report Cards.

The Federal and State government gave Newark USD nearly \$11,400,000.00 in COVID funds.

Measure O is a “blank check” for bureaucrats to spend anywhere within the District. *We read the fine print.* **Measure O contains NO specific, required projects.**

Schools get just 49.8% of the \$411,346,651.00 pot. Rich bondholders get most of the money (50.2%). That's **\$206,346,651.00 drained from *our* pockets directly to Wall Street bankers and investors.**

Newark USD has no business engaging in a **RISKY over leveraging of our homes** with this **MASSIVE DEBT!**

So-called “**accountability requirements**” are **ineffective.** Don't be misled by purported “oversight” committee members who are too friendly to Newark USD. The School Board appoints members who **aren't really “independent”**, like aspiring politicians, employees of other school districts, retired school administrators, and other allies of the School Board.

A cabal of construction industry and **Wall Street “snake oil” salesmen are trying to fool Newark voters.** *Don't take their bait.*

Vote NO!

Argument/Rebuttal Signatures

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Submitted by:

Name: **Nancy Thomas** Phone#: [REDACTED]

Email: [REDACTED]

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Measure Election Date: Nov. 5, 2024 Jurisdiction: Newark Unified School District

- Argument in Favor (300 words or less)
- Rebuttal to Argument Against (250 words or less)
- Argument Against Measure (300 words or less)
- Rebuttal to Argument in Favor (250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district
Bona Fide Organization
Individual (s) eligible to vote on the
measure

1. Print Name: **John Becker** Title: **Retired Newark City Manager**

Residence Address: [REDACTED]

Signature: [REDACTED] Date: **Aug 18, 2024**

2. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

3. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

4. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

5. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone#: [REDACTED]

Email: [REDACTED]

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The undersigned author(s) of the argument:

Measure 0 Election Date: 11-5-24 Jurisdiction: Newark VSD

- Argument in Favor (300 words or less)
- Rebuttal to Argument Against (250 words or less)
- Argument Against Measure (300 words or less)
- Rebuttal to Argument in Favor (250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County, a school district, or a special district
 Bona Fide Organization
 Individual (s) eligible to vote on the measure

1. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

2. Print Name: Kelly Hopkins Title: Realtor

Residence Address: [REDACTED]

Signature: [REDACTED] Date: 8/18/24

3. Print Name: [REDACTED] Title: _____

Residence Address: _____

Signature: _____ Date: _____

4. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

5. Print Name: _____ Title: _____

Residence Address: _____

Signature: _____ Date: _____

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone#: [Redacted]

Email: [Redacted]

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Alameda County

AUG 19 2024

Reg. of Voters

No more than five signatures shall appear with any argument submitted. If more than five are submitted, only the first five will appear on the voter information pamphlet.

Names and titles listed will be printed in the order that they are listed in below.

DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure 0 Election Date: 11-5-2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual (s) eligible to vote on the
measure

1.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
2.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
3.	Print Name: <u>Jennifer Ciradio</u>	Title: <u>Parent - NUSD</u>			<input checked="" type="checkbox"/>
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	
	Signature:	Date: <u>8/18/24</u>			
4.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			
5.	Print Name:	Title:			
	Residence Address:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	Signature:	Date:			

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone#

Email

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AUG 19 2024

Reg. of Voters

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Names and titles listed will be printed in the order that they are listed in below.

DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure Election Date: Nov. 5, 2024 Jurisdiction: Newark Unified School District

Argument in Favor
(300 words or less)

Argument Against Measure
(300 words or less)

Rebuttal to Argument Against
(250 words or less)

Rebuttal to Argument in Favor
(250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
a school district, or a special district

Bona Fide Organization

Individual(s) eligible to vote on the
measure

1.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:	Aug 18, 2024		
2.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
3.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
4.	Print Name: Matthew Breen	Title: Retired Communications Supervisor			<input checked="" type="checkbox"/>
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Signature:		Date: 8/18/2024			
5.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			

Argument/Rebuttal Signatures

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas Phone#: [REDACTED]
 Email: [REDACTED]

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AUG 19 2024
Reg. of Voters

No more than five signatures shall appear with any argument submitted. If more than five are submitted, only the first five will appear on the voter information pamphlet.

Names and titles listed will be printed in the order that they are listed in below.

DECLARATION BY AUTHOR(S) OF ARGUMENTS OR REBUTTALS (Election Code Section 9600)

The undersigned author(s) of the argument:

Measure 0 Election Date: 11-5-24 Jurisdiction: Newark VSD

- Argument in Favor (300 words or less)
- Rebuttal to Argument Against (250 words or less)
- Argument Against Measure (300 words or less)
- Rebuttal to Argument in Favor (250 words or less)

Hereby state that such argument is true and correct to the best of (his/her/their) knowledge and belief.

The Governing Body of Alameda County,
 a school district, or a special district
 Bona Fide Organization
 Individual (s) eligible to vote on the
 measure

1.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
2.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
3.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
4.	Print Name:	Title:			
Residence Address:			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Signature:		Date:			
5.	Print Name: <u>Rachel Kahoalii</u>	Title: <u>Athletic Director / Parent</u>			
Residence Address: [REDACTED]			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Signature: [REDACTED]		Date: <u>8/18/24</u>			

Release of Signatures for Rebuttal Arguments

Official Use Only: Date Stamp

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Alameda County

AUG 19 2024

Reg. of Voters

Submitted by:

Name:

Nancy Thomas

Phone #

[Redacted]

E-Mail Address:

[Redacted]

Measure

Election Date: November 5, 2024

Jurisdiction: Newark Unified School District

The undersigned author(s) of the direct argument

In Favor

Against

The original signers were:

1. Print Name:

Signature:

Date:

2. Print Name:

Cheri R. Villa

Signature:

[Redacted]

Date:

08-14-24

3. Print Name:

Signature:

Date:

4. Print Name:

Signature:

Date:

5. Print Name:

Signature:

Date:

Release of Signatures for Rebuttal Arguments

Official Use Only: Date Stamp

Submitted by:

Name: Nancy Thomas

Phone #: [REDACTED]

E-Mail Address: [REDACTED]

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Reg. of Voters

Measure 0 Election Date: Nov. 5, 2024 Jurisdiction: Newark Unified School District

The undersigned author(s) of the direct argument

In Favor Against

The original signers were:

✓ 1. Print Name:
Alan Nagy

Signature: [REDACTED]

Date:
8-14-2024

2. Print Name:

Signature:

Date:

3. Print Name:

Signature:

Date:

4. Print Name:

Signature:

Date:

5. Print Name:

Signature:

Date:

Release of Signatures for Rebuttal Arguments

Official Use Only: Date Stamp

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AUG 19 2024

Reg. of Voters

Submitted by:

Name:

Randy Thomas

Phone #:

AGENCY

E-Mail Address:

Measure 0 Election Date: November 5, 2024 Jurisdiction: Newark Unified School District

The undersigned author(s) of the direct argument

In Favor Against

The original signers were:

1. Print Name: _____

Signature: _____ Date: _____

2. Print Name: _____

Signature: _____ Date: _____

3. Print Name: **Atulkumar Pala**

Signature: _____ Date: *08/14/2024*

4. Print Name: _____

Signature: _____ Date: _____

5. Print Name: _____

Signature: _____ Date: _____

Release of Signatures for Rebuttal Arguments

Official Use Only: Date Stamp

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Alameda County

AUG 19 2024

Reg. of Voters

Submitted by:

Name: *Nancy Thomas*

Phone #:

E-Mail Address:

Measure Election Date: November 5, 2024 Jurisdiction: Newark Unified School District

The undersigned author(s) of the direct argument

In Favor Against

The original signers were:

1. Print Name:

Signature: Date:

2. Print Name:

Signature: Date:

3. Print Name:

Signature: Date:

✓ 4. Print Name: **Cynthia Rae Parks**

Signature: [Redacted] Date: *8/14/24*

5. Print Name:

Signature: Date:

Release of Signatures for Rebuttal Arguments

Official Use Only: Date Stamp

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Alameda County

AUG 19 2024

Reg. of Voters

Submitted by:

Name:

Nancy Thomas

Phone #:



E-Mail Address:



Measure 0 Election Date: November 5, 2024 Jurisdiction: Newark Unified School District

The undersigned author(s) of the direct argument

In Favor Against

The original signers were:

1.	Print Name:		Date:
	Signature:		
2.	Print Name:		Date:
	Signature:		
3.	Print Name:		Date:
	Signature:		
4.	Print Name:		Date:
	Signature:		
✓ 5.	Print Name:	Aaron N. Weisz	Date:
	Signature:		8/14/24

Rebuttal to the Argument Against Measure O

We couldn't disagree more with our angry opponent and his angry, inaccurate rant. What he didn't tell you is he lives in Livermore. Apparently, he hasn't visited our **Newark schools** or he would know, as we do, that **Measure O is absolutely needed**.

In contrast, we speak for Newark homeowners, families and children.

Consider THESE FACTS:

FACT: Measure O is on the ballot to upgrade our local schools. Visit NUSD schools. See for yourself. *Repairs and upgrades are desperately needed!*

FACT: Measure O WON'T raise your tax rate. It simply extends the bond authorization approved by Newark voters 27 years ago, **KEEPING THE TAX RATE THE SAME.**

FACT: ALL funds stay LOCAL benefitting NewarkUSD schools ONLY.

FACT: NO money goes to administrator salaries. Independent Citizens' Oversight, annual audits and mandatory public reporting also ensure proper spending.

FACT: Academic competition is rising. Measure O authorizes upgrades to better prepare **OUR Newark kids** for college and careers in fields like science, engineering, technology, and skilled trades.

FACT: Measure O qualifies Newark for **State matching funds**, leveraging local taxpayer dollars even further. The longer we wait, the more expensive these upgrades will be.

Opposing Measure O won't change angry minds; it only punishes Newark students and families who rely on our local schools to get access to a good start in life and a quality education.

SAY YES to desperately needed NUSD school upgrades – **WITHOUT raising your local tax rate.**

VOTE YES on O. Remember: **ALL funds stay local benefitting Newark schools.**

www.YesonOforNewarkSchools.com

Word count: 250 (cap = 250) – “Newark USD” and the web address at the very end counting as one word each.

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Alameda County

AUG 19 2024

Reg. of Voters

RECEIVED
Alameda County

AUG 07 2024

Reg. of Voters

RESOLUTION NO. 2024.25.03

**RESOLUTION OF THE BOARD OF EDUCATION OF THE
NEWARK UNIFIED SCHOOL DISTRICT ORDERING AN ELECTION TO
AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS,
ESTABLISHING SPECIFICATIONS OF THE ELECTION ORDER, AND
REQUESTING CONSOLIDATION WITH OTHER ELECTIONS
OCCURRING ON NOVEMBER 5, 2024**

WHEREAS, the Newark Unified School District (the "District") in Alameda County (the "County"), State of California (the "State"), is committed to providing quality education to its students; and

WHEREAS, the District's facilities continue to be in need of construction and modernization, including for repairs, upgrades, and safety and security improvements, in order to provide District students with a quality education with facilities conducive to high levels of academic achievement and career and college readiness; and

WHEREAS, the District has engaged in facilities assessments and planning and District staff has continued to provide the Board with current information regarding facilities assessments and needs throughout the District; and

WHEREAS, education funding derived from the State is inadequate to address the District's facilities needs and as such a local source of funding must be identified; and

WHEREAS, given the critical importance of addressing the District's facilities improvements needs, the Board determines that it is necessary and in the best interests of District students and staff to order an election on the issuance of general obligation bonds for school facilities; and

WHEREAS, the District is authorized, upon a two-thirds vote of the Board, to pursue the authorization and issuance of bonds by a 55% vote of the electorate on the question of whether bonds of the District shall be issued and sold for specified purposes, under Article XIII A Section 1 paragraph (b) of the California Constitution ("Article XIII A") and under Education Code Section 15264 *et seq.* (the "Act"); and

WHEREAS, under the Act, the election may be ordered at a primary or general election, a regularly scheduled local election at which all of the electors of the District are entitled to vote, or a statewide special election; and

WHEREAS, under Section 10403 *et seq.* of the Elections Code, it is appropriate for the Board to request consolidation of the election with any and all other elections to be held on Tuesday, November 5, 2024, the date of the statewide general election, and to request the County Registrar of Voters (the "County Registrar") to perform certain election services for the District; and

WHEREAS, in connection with the calling of a bond election and in accordance with Education Code Section 15100 subparagraph (c), the Board has obtained

reasonable and informed projections of assessed property valuations that take into consideration projections of assessed property valuations made by the County assessor; and

WHEREAS, the Board has been presented with and examined information regarding the District's currently outstanding bonded debt, the required annual debt service payments on outstanding bonds, the District's current and projected total taxable assessed value of properties in its boundaries taking into account reasonable assessed valuation growth estimates, and the expected timing and structure of additional general obligation bonds if the bond measure described herein is approved by District voters on November 5, 2024; and

WHEREAS, based on such information and assumptions, the Board currently projects that the estimated tax rates supporting the proposed bonds will extend for additional years the previously authorized tax rates relating to the District's combined general obligation bond debt service and not increase said tax rates above the existing 2023-24 cumulative tax levy; and

WHEREAS, United States Income Tax Regulations section 1.150-2 provides generally that proceeds of tax-exempt debt are not deemed to be expended when such proceeds are used for reimbursement of expenditures made prior to the date of issuance of such debt unless certain procedures are followed, one of which is a requirement that (with certain exceptions), prior to the payment of any such expenditure, the issuer declares an intention to reimburse such expenditure; and

WHEREAS, the Board wishes at this time to take the necessary actions to declare its official intent to reimburse the expenditures referenced herein from the proceeds of bonds issued pursuant to voter authorization;

NOW, THEREFORE, THE BOARD OF EDUCATION OF THE NEWARK UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

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

Section 2. Call for Election. The Board hereby orders an election and submits to the electors of the District the question of whether general obligation bonds of the District shall be issued and sold in a maximum principal amount of \$205,000,000 (the "Bonds") for the purposes described in the ballot measure approved under Section 3 and attached hereto as Appendix A and Appendix B and paying all costs incident thereto. This Resolution constitutes the order of the District to call such election and shall constitute the "specifications of the election order" pursuant to Education Code Section 5322.

Section 3. Election Date. The date of the election shall be November 5, 2024, and such bond election shall be held solely within the boundaries of the District.

Section 4. Purpose of Election; Ballot Measure. The purpose of the election shall be for the voters in the District to vote on a bond measure, the full text of which is attached hereto as Appendix A (the "Full Text of the Measure"), containing the question of whether the District shall issue the Bonds for the purposes stated therein, together

with the accountability requirements of Article XIII A and the requirements of Section 15272 of the Act. The Full Text of the Measure, as indicated on Appendix A, shall be printed in the voter information pamphlet provided to voters, with such measure designation as is assigned to the measure.

As required by Education Code Section 5322 and Elections Code Section 13247, the abbreviated form of the measure to appear on the ballot is attached hereto as Appendix B.

The Superintendent is hereby separately authorized and directed to make any changes to the text of the full text and/or abbreviated measure as described herein to conform to any requirements of Article XIII A, the Act or the County Registrar.

Section 5. Authority for Election. The authority for ordering the election is contained in Section 15264 *et. seq.* of the Act and Section 1 paragraph (b) subsection (3) of Article XIII A. The authority for the specification of this election order is contained in Section 5322 of the Education Code.

Section 6. Proceeds for School Facilities Projects. The Board certifies that the proceeds from the sale of the Bonds will be used only for the purposes specified in Section 1(b)(3) of Article XIII A and as further specified in Appendix A, and not for any other purpose, including teacher and administrator salaries and other school operating expenses. Further, as required by Article XIII A, the Board hereby certifies that it has evaluated safety, class size and information technology needs in developing the list of school facilities projects set forth in Appendix A.

Section 7. Covenants of the Board upon Approval of the Bonds by the Electorate; Accountability Measures. As required by Article XIII A, Section 15278 of the Act, and Government Code Section 53410, in the event 55% of the voters voting in the District approve of the Bonds, the Board shall:

- (a) conduct an annual, independent performance audit to ensure that the funds have been expended only on the projects listed in Appendix A;
- (b) conduct an annual, independent financial audit of the proceeds from the sale of the Bonds until all of those proceeds have been expended for the school facilities projects listed in Appendix A;
- (c) establish and appoint members to an independent citizens' oversight committee in accordance with Sections 15278, 15280, and 15282 of the Act;
- (d) apply the Bond proceeds only to the specific purposes stated in the ballot proposition;
- (e) cause the creation of accounts into which bond proceeds shall be deposited; and
- (f) cause the preparation of an annual report pursuant to Government Code Sections 53410 and 53411.

Section 8. Statement Regarding State Matching Funds. The District anticipates that matching funds from the State of California, if available, may be required to complete a portion of the projects identified in Appendix A. As required pursuant to Education Code Section 15122.5, the following statement shall appear on the sample ballot: "Approval of this measure does not guarantee that the proposed project or projects that are the subject of bonds under this measure will be funded beyond the local revenues generated by this measure. The District's proposal for the project or projects described below may assume the receipt of matching state funds, which, if available, could be subject to appropriation by the Legislature or approval of a statewide bond measure."

Section 9. No Teacher or Administrator Salaries. Proceeds from the sale of the general obligation bonds authorized by the bond measure shall be used only for the construction, reconstruction, rehabilitation or replacement of school facilities, including the furnishing and equipping of school facilities pursuant to Article XIII A and the Act, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

Section 10. Delivery of this Resolution. The Clerk of the Board is hereby directed to send a copy of this Resolution to (1) the County Registrar and (2) the Clerk of the County Board of Supervisors. Pursuant to Education Code Section 5322, the Resolution shall be received by the County Registrar no later than 88 days prior to the election date, unless otherwise permitted by law.

The County Registrar is hereby requested to print the full text of the ballot measure in the ballot materials as it appears on Appendix A, and to provide all required notices of the election and other notices related thereto.

Section 11. Consolidation of Election; Request to Provide Services. The County Registrar and the County Board of Supervisors are hereby requested to consolidate the election ordered hereby with any and all other elections to be held on November 5, 2024, within the District.

Pursuant to Section 5303 of the Education Code and Section 10002 of the Elections Code, the Board of Supervisors of the County is requested to permit the County Registrar to render all services specified by Section 10418 of the Elections Code relating to the election, for which services the District agrees to reimburse the County in full upon presentation of a bill from the County, such services to include the publication of a formal Notice of School Bond Election and the mailing of the sample ballot and tax rate statement (described in Section 9401 of the Elections Code).

Section 12. Ballot Arguments. As provided in Elections Code Section 9501, any and all members of this Board are hereby authorized to act as an author of any ballot argument prepared in connection with the election, including a rebuttal argument.

Section 13. Tax Rate Statement. Pursuant to Elections Code Section 9400 and following, a tax rate statement has been prepared in the form attached hereto as Appendix C, which form of Tax Rate Statement is hereby approved for inclusion in the sample ballot. The President of the Board, the Superintendent, or any written designee of the foregoing, are hereby authorized to finalize and execute the tax rate statement,

and to file said statement with the County Registrar, in accordance with Section 10 hereof.

Section 14. Maturity Limit of Bonds. The Bonds may be issued in series by the District from time to time, and each series of Bonds shall mature not more than the legal limit at the time of such issuance thereof. The Bonds shall be issued under the Act, under the provisions of Section 53506 *et seq.* of the Government Code, or under any other provision of law authorizing the issuance of general obligation bonds by school districts.

Section 15. Estimates Included in Ballot Materials. The measure and related tax rate statement authorized by this Resolution includes certain information that is based upon reasonable assumptions and current expectations, which may include information with respect to the estimated amount of money required to repay issued bonds, the estimated rate of the approved tax rate per \$100,000 of assessed valuation, and the estimated duration through which the proposed tax supporting bond repayment will be levied and collected. Any such estimates have been provided by the District, in good faith, based upon information currently available to the District, but depend on numerous variables which are subject to variation and change over the term of the District's overall facilities and bond financing plan.

In connection with this bond measure, the District currently expects based on information the Board has been presented with that bonds issued pursuant to this measure will extend, and not increase, current tax rates above the total combined tax levy of fiscal year 2023-24 (which was \$70.70 per \$100,000 of assessed value) for all outstanding general obligation bonds of the District, which is the most recently available tax rate due at the time of adoption of this Resolution. In connection with this current expectation, the District has examined the District's currently outstanding bonded debt, the required annual debt service payments on outstanding bonds, the District's current and projected total taxable assessed value of properties in its boundaries taking into account reasonable assessed valuation growth estimates, and the expected timing and structure of additional general obligation bonds. Although there is a current expectation that taxes will be extended and not increased, and this projection will be examined each time a series of bonds is to be issued under this measure, under State law general obligation bonds are secured by *ad valorem* taxes unlimited as to rate or amount, and as such, this current expectation does not result in a maximum or cap on the property tax rate that might be necessary to fully amortize bonds issued pursuant to this proposed bond measure over the full term that the bonds are outstanding.

Each of the estimates relating to the bonds provided herein and in the appendices hereto have been provided by the District based upon information currently available to it, but depend on numerous variables and assumptions which are subject to variation and change over the term of the District's overall facilities and bond financing plan. Such estimates and approximations are not intended by the Board, and shall not be interpreted or construed as additional restrictions on the District's bond program, bond issuances and related tax rate, and, other than the total principal amount of bonds authorized to be issued by the bond measure, do not represent legal maximums or additional limitations beyond applicable legal requirements. The abbreviated and condensed statement of the bond measure set forth in Appendix B, limited by State law to 75 words or less, does not limit the scope and broader and more complete meaning provided in the Full Text of Bond Measure, set forth in Appendix A.

Section 16. Reimbursement. The District hereby declares that it may pay certain costs of the projects listed in Appendix A prior to the date of issuance of bonds and, in such case, intends to use a portion of the proceeds of bonds for reimbursement of expenditures for the projects that are paid before the date of issuance of bonds.

Section 17. Official Actions. The President of the Board, the Superintendent of the District, the Chief Business Official, or any written designee of the foregoing, are hereby separately authorized and directed to execute and deliver to County officials any directions, requisitions or other writings, and to make any changes to the texts of the measure as described herein and in the tax rate statement, to conform to any legal requirements or the County Registrar, in order to cause the election to be held and conducted in the District.

Section 18. Effective Date. This resolution shall take effect on and after its adoption.

The foregoing Resolution was adopted by the Board of Education of the Newark Unified School District of Alameda County, being the Board authorized by law to make the designations therein contained, by the following vote, on August 6, 2024.

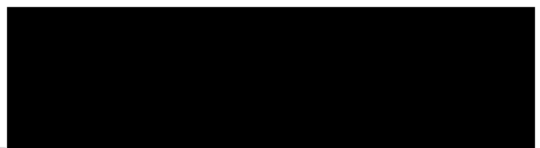
Adopted by the following votes:

AYES: 5 Hill, Jones, Plancarte, Nguyen, Thomas

NOES: 0

ABSENT: 0

ABSTAIN: 0



President of the Board

Attest:



Secretary to the Board

AUG 07 2024

Reg. of Voters

APPENDIX A

FULL TEXT OF BOND MEASURE

*The full text of bond measure to be printed in the election material begins below the following line.
Letter designation of measure shall be assigned and input by the County Registrar.*

BOND AUTHORIZATION

By approval of this measure by at least 55% of the registered voters voting on the measure, the Newark Unified School District (the "District") will be authorized to issue and sell bonds of up to \$205,000,000 in aggregate principal amount, at interest rates not to exceed legal limits and to provide financing for the specific types of school facilities projects listed in the Bond Project List included below, subject to all the accountability requirements specified below.

The District's current schools are: Birch Grove Primary School, Birch Grove Intermediate School, Bridgepoint High School, Coyote Hills Elementary School, Crossroads Independent School, Kennedy Elementary School, Lincoln Elementary School, Newark Adult Education, Newark Memorial High School, Newark Middle School, and Schilling Elementary School.

ACCOUNTABILITY REQUIREMENTS

The provisions in this section are specifically included in this measure in order that the voters and taxpayers in the District may be assured that their money will be spent wisely. Expenditures to address specific facilities needs of the District will be in compliance with the requirements of Article XIII A, Section 1(b)(3), of the State Constitution and the Strict Accountability in Local School Construction Bonds Act of 2000 (codified at Education Code Sections 15264 and following.)

The Bonds may be issued under the provisions of the California Education Code (starting at Section 15100), under the provisions of the California Government Code (starting at Section 53506), or under any other provision of law authorizing the issuance of general obligation bonds by school districts. The Bonds may be issued in series by the District, from time to time, and each series of Bonds shall mature within the legal limitations set forth in the applicable law under which the Bonds are issued.

Evaluation of Needs. The Board of Education of the District (the "Board") has identified detailed facilities needs of the District, and has determined which projects to finance from a local bond. The Board hereby certifies that it has evaluated safety, class size reduction, enrollment growth, and information technology needs in developing the Bond Project List described below.

Independent Citizens' Oversight Committee. Following approval of this measure, the Board will establish an independent citizens' oversight committee, under Education Code Sections 15278 and following, to ensure bond proceeds are expended

only on the types of school facilities projects listed below. The committee will be established within 60 days of the date when the results of the election appear in the minutes of the Board.

Performance Audits. The Board will conduct annual, independent performance audits to ensure that the bond proceeds have been expended only on the school facilities projects listed below.

Financial Audits. The Board will conduct annual, independent financial audits of the bond proceeds until all of those proceeds have been spent for the school facilities projects listed below.

Government Code Accountability Requirements. As required by Section 53410 of the Government Code, (1) the specific purpose of the bonds is set forth in this Full Text of the Measure, (2) the proceeds from the sale of the bonds will be used only for the purposes specified in this measure, and not for any other purpose, (3) the proceeds of the bonds, when and if issued, will be deposited into a building fund to be held by the Alameda County Treasurer, as required by the Education Code, and (4) the Superintendent of the District shall cause an annual report to be filed with the Board of the District not later than January 1 of each year, which report shall contain pertinent information regarding the amount of funds collected and expended, as well as the status of the projects listed in this measure, as required by Sections 53410 and 53411 of the Government Code.

NO TEACHER OR ADMINISTRATOR SALARIES

Proceeds from the sale of bonds authorized by this measure shall be used only for the purposes specified in Article XIII A, Section 1(b)(3), specifically the construction, reconstruction, rehabilitation, or replacement of school facilities, including the furnishing and equipping of school facilities, and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

STATE MATCHING FUNDS

The following statement is included in this measure pursuant to Education Code Section 15122.5: Approval of this measure does not guarantee that the proposed projects that are the subject of bonds under this measure will be funded beyond the local revenues generated by this measure. The District's proposal for the projects described below may assume the receipt of matching state funds, which, if available, could be subject to appropriation by the Legislature or approval of a statewide bond measure.

INFORMATION ABOUT ESTIMATES AND PROJECTIONS INCLUDED IN BALLOT

Voters are informed that any estimates or projections in the bond measure or ballot materials, including relating to estimated tax rates, the duration of issued bonds and related tax levies and collections are provided as informational only. Such amounts are estimates and are not maximum amounts or limitations on the terms of the bonds, the tax rate or duration of the tax supporting repayment of issued bonds. Such estimates depend on numerous variables which are subject to variation and change over the term of the District's overall facilities and bond financing plan, including but not limited to the amount of bonds issued and outstanding at any one time, the interest rates applicable to

issued bonds, market conditions at the time of sale of the bonds, when bonds mature, timing of project needs and changes in assessed valuations in the District.

In addition, the District currently expects that the estimated tax rate relating to the bonds will result in an extension for additional years, but not an increase in, the 2023-24 cumulative tax rate levied for outstanding general obligation bonds of the District. This expectation is based on several factors examined by the Board at the time of placing this measure on the ballot, including the District's already outstanding bonded debt, the required annual debt service payments on its outstanding bonds, the District's current and projected total taxable assessed value of properties in its boundaries taking into account reasonable assessed valuation growth estimates, and the expected timing and structure of additional general obligation bonds. This projection will be examined by the Board at the time a series of bonds is to be issued pursuant to this bond measure. This current expectation does not, however, impose a maximum tax rate on the levy necessary to support the general obligation bonds to be issued pursuant to this measure during the entire term they are outstanding, because in accordance with State law general obligation bonds are secured by *ad valorem* property taxes unlimited as to rate or amount. The actual tax rates necessary to support issued bonds over the full term of years a bond issue is outstanding can be impacted by many future factors including changes in assessed valuations.

Further, the abbreviated and condensed statement of the bond measure presented to voters on the ballot label which is subject to a 75-word count limitation imposed by State law does not limit the scope and broader, more complete meaning of the measure provided in this Full Text of Bond Measure, Bond Resolution and related ballot materials.

BOND PROJECT LIST

Scope of Projects. Bond proceeds will be expended on the modernization, renovation, expansion, acquisition, construction/reconstruction, rehabilitation, and/or replacement of school facilities of the District, including the furnishing and equipping of school facilities, at all current and future sites and properties.

School Facility Project List. The items presented on the following list provide the types of school facilities projects authorized to be financed with voter-approved bond proceeds. Specific examples included on this list are not intended to limit the types of projects described and authorized by this measure. The projects identified in the District's Facilities Master Plan, as may be updated and amended from time to time, incorporated herein by reference, and the following types of projects, are authorized at all existing sites of the District and all sites that may be acquired by the District in the future:

- Construct, modernize, renovate or replace classrooms and restrooms, including providing furnishing and other equipment
- Remove hazardous materials, including asbestos and lead pipes from aging schools
- Construct and update science, technology, engineering, arts and math (STEAM) facilities and career training educational facilities, including providing furnishing and equipment

- Improve school safety and security by installing/improving access control, security systems including cameras, fire alarm and suppression systems, communication systems, lighting, door locks, storage, fencing and gates and by making repairs to ensure safe buildings and grounds
- Repair or replace roofing, flooring, plumbing, gas, electrical, water, sewer, stormwater and HVAC systems
- Construct, modernize, renovate or replace District support facilities, including multi-purpose rooms, libraries, kitchen, cafeterias and food service areas, lecture spaces, specialty program classrooms, and student support services and administrative offices, including providing furnishing and equipment
- Construct and relocate new schools, sites and facilities
- Construct or renovate facilities to house early childhood learning
- Repair or replace aging portables
- Improve paved areas, including parking and drop off areas to improve campus traffic and safety
- Repair, replace and/or upgrade paved surfaces, tracks, turf, grounds and outdoor areas, including lighting, to eliminate safety hazards and to facilitate outdoor instruction and gathering spaces
- Improve, and upgrade technology infrastructure, electrical systems and wiring for computers and Internet access
- Install, replace or improve physical education facilities, fields, tracks, playgrounds and outdoor areas, including shade structures, lighting, bleachers and other seating, press boxes, and pool facilities

Incidental Expenses. Each of the bond projects described in this Bond Project List include the costs of furnishing and equipping such facilities, and all costs which are incidental but directly related to the types of projects described above. Examples of incidental costs include, but are not limited to: costs of design, engineering, architect and other professional services, facilities assessments, inspections, site preparation, utilities, landscaping, painting, bond project construction management, administration and other planning and permitting, legal, accounting and similar costs; independent annual financial and performance audits; a customary construction contingency; abatement, demolition and disposal of existing structures; the costs of interim housing and storage during construction including relocation and construction costs incurred relating to interim facilities; the preparation or restoration of construction, renovation or remodeling; rental or construction of storage facilities and other space on an interim basis for materials and other equipment and furnishings displaced during construction; costs of relocating facilities and equipment as needed in connection with the projects; interim classrooms and facilities for students, administrators, and school functions, including modular facilities; federal and state-mandated safety upgrades; addressing unforeseen conditions revealed by construction/modernization and other necessary improvements required to comply with existing building codes, including the Field Act; access requirements of the Americans with Disabilities Act; and costs of the election; bond issuance costs; and project administration during the duration of such projects, as permitted by law.

Furnishing and Equipping. Each project is assumed to include its share of furniture, fixtures, equipment, architectural, engineering, and similar planning costs, program/project management, staff training expenses and a customary contingency for unforeseen design and construction costs. In addition to the listed projects stated above, the list also includes the acquisition of a variety of instructional, maintenance and operational equipment, including the reduction or retirement of outstanding lease obligations and interim funding incurred to advance fund projects from the list; installation of signage and fencing; payment of the costs of preparation of all facility planning, facility studies, assessment reviews, facility master plan preparation and updates, environmental studies (including environmental investigation, remediation and monitoring), design and construction documentation, and temporary housing of dislocated District activities caused by construction projects. The upgrading of technology infrastructure includes, but is not limited to, computers, projectors, portable interface devices, servers, switches, routers, modules, sound projection systems, printers, digital white boards, document projectors, telephone system, call manager and network security/firewall, wireless technology systems and other miscellaneous equipment.

Alterations to Scope; Acquisition of Real Property Interests. The scope and nature of any of the specific projects described above may be altered by the District as required by conditions that may arise during the course of design and construction. In the event that a modernization or renovation project is more economical for or otherwise determined by the Board to be in the best interests of the District to be undertaken as new construction, this bond measure authorizes said new construction including relocation and construction at an alternative site, and/or demolition and reconstruction and/or repurposing on the original site, including all costs relating thereto. For any project involving rehabilitation or renovation of a building or the major portion of a building, the District shall be authorized to proceed with new construction instead, if the Board determines that replacement and new construction is more economically practical than rehabilitation and renovation, considering the building's age, condition, expected remaining life, and other relevant factors.

In addition, this measure authorizes the acquisition of necessary rights of ways or other real property interests required to expand District facilities or to provide access to school or other District facilities. This measure does not authorize the acquisition of new real property, other than as set forth in this paragraph.

Interim Financing Included; Joint Use Projects Authorized. Authorized projects include paying and/or prepaying interim or previously obtained financing for the types of projects included on the Bond Project List, such as bond anticipation notes. Projects may also be undertaken on a joint use basis with other public entities.

Bond Project List Not in Order of Priority; Board Determines Prioritization. Approval of this bond measure does not guarantee that the proposed projects will be funded beyond the local revenues generated by the measure. The District's capital needs currently exceed the amount of bonds the voters are being asked to authorize. The order in which particular projects are listed is not intended to suggest priority for funding or completion, and itemization of projects in the list above does not guarantee that all such projects will be undertaken. Project priorities will be determined by the Board. The ability of the District to undertake and complete the listed projects is subject to numerous variables

including the adequacy and availability of sufficient funding sources. The District is unable to anticipate all unforeseen circumstances which may prevent some of the projects listed above from being undertaken or completed.

Interpretation. The terms of this bond measure and the words used in the Bond Project List shall be interpreted broadly to effect the purpose of providing broad and clear authority for the officers and employees of the District to provide for the school facilities projects the District proposes to finance with the proceeds of the sale of bonds authorized by this proposition within the authority provided by law, including Article XIII A, Section 1(b)(3) of the California Constitution, Education Code Section 15000 *et seq.* and the Strict Accountability in Local School Construction Bonds Act of 2000. Words used in the Bond Project List such as repair, improve, upgrade, expand, modernize, renovate, and reconfigure are used to describe school facilities projects in plain English but are not intended to expand the nature of such projects beyond what is authorized by law. As such, in accordance with legal requirements, the Bond Project List does not authorize, and shall not be interpreted to authorize, expending proceeds of the sale of bonds authorized by this proposition for current maintenance, operation or repairs.

Severability. The Board hereby declares, and the voters by approving this Bond Measure concur, that every section and part of this bond proposition has independent value, and the Board and the voters would have adopted each provision hereof regardless of every other provision hereof. Upon approval of this measure by the voters, should any part be found by a court of competent jurisdiction to be invalid for any reason, all remaining parts hereof shall remain in full force and effect to the fullest extent allowed by law, and to this end the provisions of this bond measure are severable.

The Full Text of Measure ends at the above line.

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Alameda County

AUG 07 2024

Reg. of Voters

APPENDIX B

ABBREVIATED FORM OF BOND MEASURE

To update schools for 21st century learning, classrooms/ labs for science, technology, engineering, arts and math instruction; technology infrastructure, HVAC, electrical/plumbing systems; and school security/ emergency preparedness; shall Newark Unified School District's measure authorizing \$205,000,000 in bonds at legal interest rates be adopted, with average levies of \$50 per \$100,000 assessed valuation while bonds are outstanding, generating approximately \$14,000,000 annually, extending not increasing estimated tax rates, with citizen oversight, annual audits and no funds for administrators?

AUG 07 2024

Reg. of Voters

APPENDIX C

TAX RATE STATEMENT

An election will be held in the Newark Unified School District (the "District") on November 5, 2024, to authorize the sale of up to \$205,000,00 in general obligation bonds. The following information is submitted in compliance with Sections 9400-9404 of the Elections Code of the State of California. Such information is based upon the best estimates and projections presently available from official sources, upon experience within the District, and other demonstrable factors.

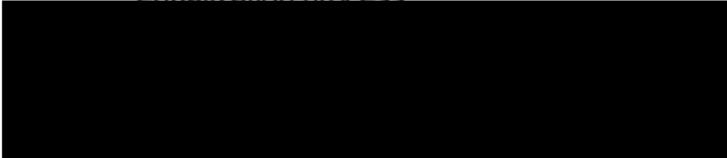
Based upon the foregoing and projections of the District's assessed valuation, the following information is provided:

1. The best estimate of the average annual tax rate that would be required to fund this bond issue over the entire duration of the bond debt service, based on estimated assessed valuations available at the time of filing of this statement, is \$50 per \$100,000 of assessed valuation. It is currently expected that the tax will be collected until fiscal year 2054-55.

2. The best estimate of the highest tax rate that would be required to fund this bond issue, based on estimated assessed valuations available at the time of filing this statement, is \$50 per \$100,000 of assessed valuation. This rate is projected to apply beginning in fiscal year 2027-28.

3. The best estimate of total debt service, including principal and interest, that would be required to be repaid if all the bonds are issued and sold will be approximately \$411,346,651.

These estimates are based on projections derived from information obtained from official sources, and are based on the assessed value (not market value) of taxable property on the County's official tax rolls. In addition, taxpayers eligible for a property tax exemption, such as the homeowner's exemption, will be taxed at a lower effective tax rate than described above. Property owners should consult their own property tax bills and tax advisors to determine their property's assessed value and any applicable tax exemptions. The attention of all voters is directed to the fact that the foregoing information is based upon projections and estimates only, which amounts are not maximum amounts and durations and are not binding upon the District. The actual debt service, tax rates and the years in which they will apply may vary depending on the timing of bond sales, the par amount of bonds sold at each sale and actual increases in assessed valuations. The timing of the bond sales and the amount of bonds sold at any given time will be determined by the District based on the need for project funds and other considerations. Actual assessed valuations will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual assessment and the equalization process.



Superintendent
Newark Unified School District

NEWARK UNIFIED SCHOOL DISTRICT



5715 Musick Avenue
Newark, CA 94560-2554
Phone: 510-818-4103
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INTERIM SUPERINTENDENT
Tracey B. Vackar

BOARD OF EDUCATION
Aiden Hill, President
Katherine Jones, Clerk
Phuong Nguyen, Member
Carina Plancarte, Member
Nancy Thomas, Member
Joy Lee, Student Member

August 7, 2024

Alameda County Registrar of Voters
1225 Fallon Street, Room G-1
Oakland, CA 94612

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Alameda County
AUG 07 2024
Reg. of Voters

Re: Newark Unified School District
General Obligation Bond Elections (55%) – November 5, 2024

To the County Registrar of Voters:

Enclosed is a resolution adopted by the Board of Education of the Newark Unified School District ordering a general obligation bond election for November 5, 2024. This election is being ordered under Proposition 39 and requires a 55% vote for passage.

In order to comply with Proposition 39 and related statutes, the Board of Education has adopted a full ballot text for the measure, to be printed in the ballot pamphlet, and an abbreviated form of the measure (see Appendix A and B to the resolution, respectively). In addition, the originally signed Tax Rate Statement to appear in the sample ballot, as required pursuant to Elections Code 9400 and following, is also enclosed (see Appendix C to the resolution).

The Board of Education of the District has requested consolidation of this election with others occurring on the same day, and we acknowledge that the consolidated elections will be held and conducted in the manner prescribed in Section 10418 of the Elections Code. We are submitting this resolution to you in your capacity as the Registrar of Voters, and have also provided a copy to the Clerk of the Board of Supervisors for purposes of consolidation pursuant to Elections Code Section 10403.

Should you have any questions or require any additional information or assistance, please contact our bond attorney, Katie Dobson, at (415) 793-5994.

Yours very truly,

Tracey B. Vackar,
Interim Superintendent