

**MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT  
RESOLUTION NO. 02-48**

RESOLUTION OF THE BOARD OF TRUSTEES OF THE MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT ESTABLISHING A CITIZENS' BOND OVERSIGHT COMMITTEE AND APPROVING FORM OF BYLAWS THEREFOR

**WHEREAS**, the Board of Trustees (the "Board") of the Monterey Peninsula Community College District (the "District") previously adopted a resolution requesting Monterey County (the "County") to call an election for general obligation bonds (the "Bond Election") to be held on November 5, 2002; and

**WHEREAS**, notice of the Bond Election was duly given; and on November 5, 2002, the Bond 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 \$145,000,000 (the "Bond Measure"); and

**WHEREAS**, based on the statement of results from the County, more than fifty-five percent of the votes cast on the Bond Measure were in favor of issuing the aforementioned bonds.

**WHEREAS**, Section 15278 of the Education Code of the State of California provides that the governing board of a community college district shall establish and appoint members to an independent citizens' oversight committee, within 60 days of the date that the governing board enters the election results on its minutes; and

**WHEREAS**, the Board of Trustees of the District wishes hereby to establish such independent citizens' bond oversight committee in connection with issuance of bonds under the Bond Measure and to appoint members thereto;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE MONTEREY PENINSULA COMMUNITY COLLEGE DISTRICT DOES HEREBY FIND, DETERMINE AND CERTIFY AS FOLLOWS:

Section 1. Bond Election Results. The Board has entered the results of the Bond Election results on its minutes within 60 days of the date of this Resolution.

Section 2. Authorization. The Bond Measure was 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 for Local School Construction Bonds Act of 2000 (the "Act").

Section 3. Establishment of Committee. An independent citizens' bond oversight committee (the "Committee") is hereby established for the purposes set forth in the Act.

Section 4. 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 the Bylaws. The Bylaws, as submitted herewith and attached hereto, are hereby approved.

Section 5. 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 25<sup>th</sup> day of February, 2003:

BOARD OF TRUSTEES OF THE MONTEREY  
PENINSULA COMMUNITY COLLEGE DISTRICT

  
\_\_\_\_\_  
Chair

ATTEST:

  
\_\_\_\_\_  
Secretary

STATE OF CALIFORNIA            )  
  )  
MONTEREY COUNTY                )

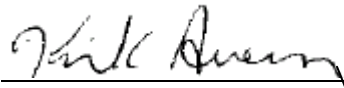
I, Kirk Avery, do hereby certify that the foregoing Resolution No. 02-48 was duly adopted by the Board of Trustees of the Monterey Peninsula Community College District at a meeting thereof held on the 25<sup>th</sup> day of February, 2003 and that it was so adopted by the following vote:

AYES:           Parker, Philpot, Tunney

NOES:           None

ABSENT:        Infelise, Karas

ABSTENTIONS:   None

By:   
\_\_\_\_\_  
Secretary of the Board of Trustees of the  
Monterey Peninsula Community College District