

EXHIBIT A

BALLOT MEASURE FULL TEXT OF MEASURE

This proposition may be known and referred to as the Emery Unified School District General Obligation Bond of 2010, or Measure J

FINDINGS

The Emery Unified School District has made excellent progress in educating our children with small class sizes, and excellent teachers. Since 2007, academic performance has improved more in the Emery Unified School District than any other District in Alameda County.

However, our schools and classrooms must be upgraded to meet safety and academic needs. For nearly a decade, the Emery Unified School District has sought a solution to repair and upgrade old classrooms and learning environments, improve school safety conditions, ensure all schools are seismically safe, and bring classroom technology up to date. Current school sites are over 40 years old and lack science labs, energy efficiency, and the technology to keep our students competitive in the 21st century. This measure would allow the district to update and upgrade our schools to ensure our students have the quality learning environments they need.

The District will be collaborating with the City of Emeryville to save taxpayers money by building facilities that maximize cost efficiencies while creating safe schools and quality learning environments. Instead of operating two schools and community facilities separately, the new facilities will include a range of essential services such as adult education, job training, after-school facilities, child care, and health services that are available to all Emeryville children and families at the same location where schools are housed.

The District has sought, and continues to seek, all available outside sources of funding to improve our school buildings, including local, state, and federal grants and state bond funds. The District and City have qualified for State and Federal stimulus money that will help create jobs and improve the local economy; without a local match, these monies would go to other communities.

This measure includes Independent Citizens' Oversight to ensure that monies are spent as promised, and no money will be spent on administrator salaries. All funds will be spent locally to replace old schools that no longer meet current seismic safety standards, and cannot be taken away by Sacramento.

It is necessary to seek voter approval of a bond measure in order to provide the local funding to ensure that the schools that are seismically safe.

BOND AUTHORIZATION

By approval of this proposition by at least 55 percent of the registered voters voting on the proposition, the District shall be authorized to issue and sell bonds of up to \$95 million dollars in aggregated principal at interest rates below the legal limit, to provide finance for the specific

school facilities projects listed in the Bond Project List attached hereto as Exhibit A-1, subject to all the accountability requirements specified below.

BOND PROJECT LIST

The Bond Project List attached to this resolution as Exhibit A-1 shall be considered a part of the ballot proposition and shall be reproduced in any official document required to contain the full statement of the bond proposition.

Approval of this Bond Measure (the "Measure") does not guarantee that the proposed project or projects in the District that are the subject of bonds under the Measure will be funded beyond the local revenues generated by the Measure. If state matching funds become available, they will be used for and applied to the Bond Project List as per Exhibit A-1.

ACCOUNTABILITY REQUIREMENTS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers in the District may be assured that their money will be spent wisely to address specific facilities needs of the District all 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).

Evaluation of Needs. The Board has prepared an updated facilities plan in order to evaluate and address all of the facilities needs of the District. The Board hereby certifies that it has evaluated safety, class size reduction, enrollment growth, and information technology needs in developing the Bond Project List contained in Exhibit A-1.

Independent Citizens' Oversight Committee. The Board shall establish an Independent Citizens' Oversight Committee pursuant to Education Code Section 15278 and following to ensure bond proceeds are expended only on the school facilities projects listed in Exhibit A-1. The committee shall 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 shall conduct an annual, independent performance audit to ensure that the bond proceeds have been expended only on the school facilities projects listed in Exhibit A-1.

Financial Audits. The Board shall conduct an annual, independent financial audit of the bond proceeds until all of those proceeds have been spent for the school facilities projects listed in Exhibit A-1.

Special Bond Proceeds Account: Annual Report to Board. Upon approval of this proposition and the sale of any bonds approved, the Board shall take actions necessary to establish an account in which proceeds of the sale of bonds will be deposited. As long as any proceeds of the bonds remain unexpended, the Superintendent of the District shall cause a report to be filed with the Board annually stating (1) the amount of bond proceeds received and expended in that year, and (2) the status of any project funded or to be funded from bond proceeds. The report may relate to the calendar year, fiscal year, or other appropriate annual period as the Superintendent shall determine and may be incorporated in the annual budget, audit, or another appropriate routine report to the Board.

FURTHER SPECIFICATIONS

No Administrator Salaries. Proceeds from the sale of bonds authorized by this proposition shall be used only for the construction, reconstruction and/or rehabilitation of school facilities including the furnishing and equipping of school facilities or acquisition or lease of real property for school facilities and not for any other purpose, including teacher and administrator salaries and other school operating expenses.

The proceeds of the bonds will be deposited into a Building Fund to be held by the Alameda County Treasurer, or alternative approved by the County as required by the California Education Code.

Community Engagement Process. The Emery Unified School District embraces the following Core Values for the Practice of Public Participation as defined by the International Association of Public Participation:

1. Public participation is based on the belief that those who are affected by a decision have a right to be involved in the decision-making process.
2. Public participation includes the promise that the public's contribution will influence the decision.
3. Public participation promotes sustainable decisions by recognizing and communicating the needs and interests of all participants, including decision makers.
4. Public participation seeks out and facilitates the involvement of those potentially affected by or interested in a decision.
5. Public participation seeks input from participants in designing how they participate.
6. Public participation provides participants with the information they need to participate in a meaningful way.
7. Public participation communicates to participants how their input affected the decision.

Should Emery Unified School District Voters adopt this bond, the EUSD Board of Trustees shall adopt a resolution defining and establishing a process for community information, input, and participation in the design of school sites or related facilities. This Community Engagement Process Resolution shall include a specific plan for soliciting community input and participation including a working timeline of community meetings and presentations. This plan shall include, but not be limited to workshops with District and the City's Community Services staffs; meetings hosted by the School District, City, and/or community residents; and ongoing community engagement including web-based communications, mailings, and notices.