

RESOLUTION

RESOLUTION OF THE GOVERNING BOARD OF THE SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT, SANTA CRUZ COUNTY, ARIZONA, ORDERING AND CALLING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 8, 2022, IN CONJUNCTION WITH THE GENERAL ELECTION, TO SUBMIT A QUESTION TO THE REGISTERED VOTERS OF THE DISTRICT PROPOSING A PERMANENT EXPENDITURE LIMITATION ADJUSTMENT TO THE 1979-1980 BASE EXPENDITURE LIMITATION OF THE SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT; PROVIDING FOR THE CONDUCT OF THE ELECTION, THE PRINTING OF BALLOTS, THE CANVASSING OF THE ELECTION AND COMPLIANCE WITH THE VOTING RIGHTS ACT.

WHEREAS, Arizona Revised Statutes (“*A.R.S.*”) § 15-1471, as amended, provides that the Governing Board (the “*Board*”) of the Santa Cruz County Provisional Community College District of Santa Cruz County, Arizona (the “*District*”), may, on the approval of a majority of the qualified electors in the District voting at a regularly scheduled election, permanently adjust the fiscal year 1979-1980 base limit used to determine the District expenditure limitation prescribed pursuant to Article IX, Section 21, of the Constitution of Arizona; and

WHEREAS, the current base limit of the District is \$1,507,059 and the District is now proposing to increase the base limitation to \$2,900,000, resulting in an estimated increase in the expenditure limitation capacity of \$524,565 in fiscal year 2023-24; and

WHEREAS, the rationale for the request is as follows: Increasing the base limitation as proposed would bring the base expenditure limit of the District to a level consistent with the base expenditure limit of other community college districts in the state on a per student basis. In addition, the adjustment would allow spending in light of the cost of education rising faster than the implicit price deflator for the gross national product used to calculate expenditure limitation over time because of increasing use of technology and salaries for faculty qualified to teach in technical and high demand career fields. Increasing the base expenditure limitation would ensure the District is able to spend the tax revenue it is already receiving on the programs, equipment, and personnel necessary to deliver educational services to meet student career goals and local employer workforce needs; and

WHEREAS, the Board deems it necessary and in the best interests of the District to order and call a special election for the purpose of submitting to the voters the question requesting voter approval or disapproval of authority for the District to permanently adjust the fiscal year 1979-1980 base expenditure limit by \$1,392,941 (the “*Election*”); such Election to be held in and for the District on November 8, 2022, pursuant to the provisions of A.R.S. § 15-1471.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BOARD OF SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT OF SANTA CRUZ COUNTY, ARIZONA, THAT:

Section 1. Ordering and Calling Election. An Election is hereby ordered and called to be held in and for this District on November 8, 2022, to submit to the qualified electors of the District the question shown on the form of official ballot (the “Ballot”), in substantially the form attached hereto as *Exhibit A* and incorporated by reference herein. The Finance and Operations Manager is authorized and directed to revise the ballot to effectuate the purposes of this Resolution and to take such actions as are necessary to assist the Santa Cruz County Elections Department in performing its duties.

Section 2. Informational Pamphlet and Auditor General. The District will prepare an informational pamphlet pursuant to A.R.S. §§ 15-1471, 41-563.03 and 19-123 (the “*Informational Pamphlet*”) and shall contain the Ballot in a form the Finance and Operations Manager deems acceptable. Additionally, the District will submit a report pursuant to A.R.S. §§ 15-1471, 41-563.03 and 19-123 to the Arizona State Auditor General sixty (60) days prior to election to be conducted on November 8, 2022.

Notice of the Election of November 8, 2022 shall be given by mailing an Informational Pamphlet to each household that contains a registered voter within the District not less than thirty-five (35) days before the date of the Election.

The Finance and Operations Manager is hereby authorized and directed to cause the Informational Pamphlet to be prepared and so mailed according to law and the provisions of this resolution under the circumstances described herein.

Section 3. Notice for Arguments. The Finance and Operations Manager is hereby authorized to request arguments for and against the appropriate subject matter of the Election for inclusion in the Informational Pamphlet by providing the notice in substantially the form attached hereto as marked *Exhibit B* (hereinafter referred to as the “*Notice for Arguments*”) by posting the Notice for Arguments at all places at which notices of meetings of the District are posted and published.

Section 4. Precincts and Polling Places. For purposes of this election which may be held in conjunction with any county, city or special district election, the Board determines that the Santa Cruz County election precincts will serve as the District election precincts, including the consolidation of such precincts as determined by the Santa Cruz County Elections Department and the Finance and Operations Manager. The location of each polling place will be determined by the Santa Cruz County Elections Department, which will conduct the election on behalf of the District. The polling places will be opened and closed as provided in the Informational Pamphlet. If necessary, the District’s Election

may be consolidated with any election to be conducted on November 8, 2022 by any overlapping jurisdiction. The Chair of this Board is hereby authorized to request the Finance and Operations Manager and Santa Cruz County Elections Department to have ballots printed in substantially the form of *Exhibit A*, to deliver them to the election officials at said polling places, to be furnished to the qualified electors of the District appearing to vote in the Election, the appropriate version of the Ballot as provided by law.

Section 5. Early Voting. Early voting will be permitted at said election in accordance with the provisions of A.R.S. Title 16, Chapter 4, Article 8, as amended.

Section 6. Contracts to Conduct Election. All expenditures as may be necessary to order, notice, hold and administer the Election are hereby authorized, which expenditures shall be paid from current operating funds of the District. The Finance and Operations Manager is authorized and directed to enter into a contract with the Santa Cruz County Recorder to obtain precinct registers for the Election and to enter into an agreement with the Santa Cruz Elections Department to conduct the election for the District. The Finance and Operations Manager is authorized to take all necessary action to facilitate the Election.


Section 7. Voting Rights Act. In order to comply with the Voting Rights Act of 1965, as amended, the following proceedings pertaining to the Election will be translated into Spanish and posted and published in each instance where posting and publication of such proceedings are required: ballot, notice, request for “for” and “against” arguments, Informational Pamphlet, all voting materials and all voting instructions. The officers of the District and the Santa Cruz County are further authorized and directed to take all action necessary to comply with the Voting Rights Act of 1965, as amended.

Section 8. Canvass. The Election shall be canvassed and the results thereof certified by the District within twenty (20) days of the Election, as provided by law. The District shall file and record in the office of the Santa Cruz County Recorder a certificate disclosing with respect to the Election the purpose of the Election, the total number of votes cast and the total number of votes for and against creating the indebtedness and stating whether or not the indebtedness is ordered in each case.


Section 9. Other Actions. The Election shall be held, conducted and canvassed in conformity with the provisions of the general election laws of the State of Arizona, except as otherwise provided by law, and only such persons shall be permitted to vote at the Election who are qualified electors of the District.

[Signatures on following page]

PASSED AND ADOPTED on May 17, 2022.



Governing Board Chair



Governing Board Vice Chair

EXHIBITS A – Sample Ballot
B – Notice for Arguments

EXHIBIT A

SAMPLE BALLOT

PROPOSITION NO. 413

OFFICIAL TITLE: A MEASURE REFERRED TO THE PEOPLE BY THE GOVERNING BOARD OF SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT OF SANTA CRUZ COUNTY, ARIZONA RELATING TO AUTHORIZATION TO PERMANENTLY ADJUST THE SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT BASE EXPENDITURE LIMIT.

DESCRIPTIVE TITLE: Shall the base expenditure limit of the Santa Cruz County Provisional Community College District be permanently adjusted by \$1,392,941.

BASE EXPENDITURE LIMIT ADJUSTMENT, YES
BASE EXPENDITURE LIMIT ADJUSTMENT, NO

[At the discretion of the County elections department, the question set forth above may be presented on the actual ballot in summary form, reading substantially as follows:]

A “yes” vote shall have the effect of allowing the Santa Cruz County Provisional Community College District to adjust its base expenditure limit.

A “no” vote shall have the effect of not allowing Santa Cruz County Provisional Community College District to adjust its base expenditure limit.

EXHIBIT B

FORM OF NOTICE FOR ARGUMENTS

REQUEST FOR ARGUMENTS “FOR” OR “AGAINST” THE PERMANENT BASE EXPENDITURE LIMIT ADJUSTMENT ELECTION SANTA CRUZ COUNTY PROVISIONAL COMMUNITY COLLEGE DISTRICT OF SANTA CRUZ, ARIZONA

Santa Cruz County Provisional Community College District of Santa Cruz County, Arizona (the “*District*”), will hold a special election on Tuesday, November 8, 2022 seeking authorization to adjust the fiscal year 1979-1980 base expenditure limit of the District. If approved, the base expenditure limit of the District will be permanently adjusted by \$1,392,941.

Notice of the Election will be given by mailing an informational pamphlet to include arguments for and against the questions to be considered at the Election (the full text of the question to be considered at the Election is included in the resolution which is available at the District, 2021 North Grand Avenue, Nogales, Arizona 85621, and will be available on the District’s website). Any person interested in providing any such argument(s) is hereby requested to provide the same to the District, on or before 5:00 p.m., August 10, 2022.

The last day to register to vote in order to be eligible to vote in this election is Monday, October 11, 2022.

In accordance with Arizona Revised Statutes, each argument filed shall not exceed 200 words and shall contain the sworn statement of each person sponsoring it; if the argument is sponsored by an organization, it shall contain the sworn statement of two executive officers of the organization or if sponsored by a political committee it shall contain the sworn statement of the committee’s chairman or treasurer. The person or persons signing the argument shall identify themselves by giving their residence or post office address and a telephone number, which information shall not appear in the informational pamphlet.

If you have any questions about the foregoing, please contact (520)732-2156

