

Full Text of Measure

The following is the full ballot text of the proposition to be presented to the voters by the Berkeley Unified School District in the ballot pamphlet:

"Berkeley Public Schools Educational Excellence Act of 2016"

To support high quality public education and fund class size reduction, school libraries, teacher

shall the Berkeley Unified School District replace its expiring special tax with an annual tax at \$0.37

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iv. At the time of...

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B. Essentials for Excellence

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(c) School Site Programs

Ten and a quarter percent (10.25%) of the Available Revenues generated by this Measure shall be allocated annually for School Site Programs to each K-12 school on a per pupil basis. District

preschools shall receive a similar allocation for each full time student. The School Site Council (as

personnel, services and materials required to deliver effective and equitable opportunities for student engagement, enrichment, and achievement. Revenues may be used for, but are not

restricted to, the personnel, materials and services required to deliver such programs except and

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MEASURE'S FACE

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Application Reference 104-10

The unamortized measure has not been
The amount in this section shall be
applied in accordance with Section 2 of this

allocated proportionally among the Measure's purposes.
Measure.

D. Constitutional Spending Limit

Pursuant to Article XIII B of the California Constitution and applicable laws, the appropriations limit of the District shall be increased periodically by the amount collected by the levy of this

Special Tax.

E. Savings Clause

The provisions of this Measure shall not apply to any person, association, or corporation or to any

provided. The Board of Education hereby declares, and the voters by approving this measure concur, that every sentence, clause, section, and part of this Measure has independent value and the Board of Education and the voters would have adopted each provision hereof regardless of every other provision hereof. If any sentence, clause, section, or part of this Measure or any tax against any individual or any of the several groups specified herein is found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity shall affect only such clause, sentence, or part of this Measure and shall not affect or impair any of the remaining

the board-approved School Site Plan. At Berkeley High School, a committee composed of students, teachers, staff members and parents/guardians, residents or community members may make recommendations for expenditures allocated from this measure to the School Site Council in accordance with the WASC plan.

The District shall regularly make available revenue and expenditure reports to the Principal and the School Site Councils to enable the preparations for each School Site Plan.

C. Financial Oversight

The District shall make available to the Planning and Oversight Committee and the general public,

updated management and expenditure reports of the proceeds of this Special Tax at least four times

annually, before adoption of the District's annual budget, concurrently with the two State-

6. DEFINITIONS

For purposes of this Measure, the following terms shall be defined as set forth below:

A. "Available Revenues" shall mean the amount of money provided by this Measure after deduction of authorized charges for services provided by the County of Alameda and the City of Berkeley for the preparation and collection of the tax, legal and audit fees, and two percent (2%) of Special Tax

communications, community engagement, and public information services.

B. "Average Class Size" shall mean the district-wide average of the enrollment at each grade level in all K-12 classrooms, excluding physical education. After elementary class-size balancing has been fully implemented "average class size" shall mean school-wide averages for the elementary

grades and district-wide averages for secondary grades, with the exception of physical education

(a) The Board of Education determines the District's Interim Financial Report to be "Negative" pursuant to AB 1200 and AB 2756, and the Alameda County Office of Education concurs with this determination; or

(b) The Alameda County Office of Education has "Disapproved" the District's annual budget, or has "Certified" the District's Interim Financial Report as "Negative."

I. In accordance with Berkeley Municipal Code Section 7.56.020, subdivision G, "Square Footage" means the total gross horizontal area of all floors, including usable basement and cellars, below