



**COUNTY OF SAN MATEO**  
**Correspondence**

County Counsel, County of Santa Clara

**DATE:** April 23, 2008

**BOARD MEETING DATE:** May 6, 2008

**SPECIAL NOTICE/HEARING:** None

**VOTE REQUIRED:** Majority

**TO:** Honorable Board of Supervisors

**FROM:** Ann Miller Ravel, County Counsel, County of Santa Clara  
Robert C. Campbell, Assistant County Counsel  
Lizanne Reynolds, Deputy County Counsel

**SUBJECT:** Adoption of Resolution Authorizing San Mateo Union High School District to Issue and Sell Bonds on its Own Pursuant to State Law

**RECOMMENDATION:**

Adopt a resolution authorizing the San Mateo Union High School District to issue and sell bonds on its own pursuant to state law.

**BACKGROUND:**

Measure M was approved by the voters on November 7, 2006. It authorized the San Mateo Union High School District ("District") to issue bonds in an amount not exceeding \$298 million for certain school facilities projects. On March 13, 2008, the District adopted Resolution No. 08-05, which provided for the issuance and sale of general obligation bonds by the District pursuant to Government Code section 53506, subject to the adoption of a resolution by County Board of Supervisors pursuant to Education Code section 15140(b) authorizing the District to issue the bonds on its own.

**DISCUSSION:**

Education Code section 15140(b) provides that a County Board of Supervisors may authorize a school district that is under the jurisdiction of the county superintendent of schools to issue and sell bonds on its own, provided the district has not received a qualified or negative certification in its most recent interim report.

The proposed resolution provides that the County takes no responsibility for any act or omission related to the bonds, and that the District will indemnify and defend the County for any claims related to the bonds except those that are due to the County's gross negligence or willful misconduct

**FISCAL IMPACT:**

None

By   
ANN MILLER RAVEL, COUNTY COUNSEL  
COUNTY OF SANTA CLARA

cc: Lee Buffington, Tax Collector/Treasurer