

**IMPARTIAL ANALYSIS BY COUNTY COUNSEL
TUSTIN UNIFIED SCHOOL DISTRICT
MEASURE L**

The California Constitution provides that school districts may issue general obligation bonds for the construction, reconstruction, rehabilitation or replacement of school facilities, including the furnishing and equipping of school facilities or the acquisition or lease of real property for school facilities, with the approval of 55% of the voters of the district, voting at an election for that purpose. The California Constitution further provides that the bond measure must include a requirement that the bond proceeds will be used only for the permitted purposes and other requirements designed to ensure accountability.

The Tustin Unified School District has proposed to the voters that general obligation bonds of School Facilities Improvement District No. 2008-1 of the Tustin Unified School District ("Improvement District") be issued in an amount up to \$95,000,000 and that ad valorem taxes be levied upon taxable property in the Improvement District to repay the bonded indebtedness. The measure provides that proceeds from the sale of the bonds will generally be used to improve high school, middle school and elementary school facilities benefiting the Improvement District, including making health and safety repairs and upgrades, hazardous materials abatement and, disabled access projects; repairing and replacing heating, ventilation, electrical, plumbing, sewer and roof systems; repairing and renovating classrooms, restrooms and school buildings; and providing classrooms and permanent instructional space.

If this measure is approved, the Board of Education will appoint a citizens' oversight committee and conduct annual independent audits to assure that bond funds are spent only on school and classroom improvements and for no other purposes. The measure provides that bond proceeds will not be used for teacher and administrator salaries and other school non-construction operating expenses.

The Board of Education of the Tustin Unified School District has called the election for the purpose of submitting the measure to the voters within the Improvement District. If 55% of the voters of the Improvement District voting on the measure vote yes, the Improvement District may proceed to sell the bonds and levy the related taxes as estimated in the Tax Rate Statement. A no vote on this measure will disapprove the issuance of the bonds and the levy of the taxes for such bonded indebtedness.

Approval of Measure L does not guarantee that the proposed project or projects in the Improvement District that are the subject of bonds under Measure L will be funded beyond the local revenues generated by Measure L. The Improvement District's proposal for the project or projects may assume the receipt of matching state funds, which could be subject to appropriation by the Legislature or approval of a statewide bond measure.

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