

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

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 (School District) formed School Facilities Improvement District No. 2012-1 (Improvement District) and has proposed to the voters in the Improvement District that general obligation bonds of the School District be issued in an amount of \$135,000,000 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 for upgrading instructional technology and wiring projects, including providing and maintaining up-to-date technology and communication equipment; upgrading wireless systems, telecommunications and Internet connections; upgrading and replacing computers, hardware, and software; upgrading classroom and library technology and teaching equipment; upgrading middle school science and secondary career technical classrooms and instructional technology; providing additional electrical, network and telephone service capacity; and providing online instruction.

The measure provides that a citizens' oversight committee will ensure that bond proceeds are properly expended. In addition, annual performance and financial audits will be conducted. The measure further provides that bond proceeds will not be used for administrator and teacher salaries and 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 School District may proceed to sell the bonds and levy the related taxes in the Improvement District 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 S does not guarantee that the proposed project or projects in the school district that are the subject of bonds under Measure S will be funded beyond the local revenues generated by Measure S. The school 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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