

SAN DIEGO UNIFIED SCHOOL DISTRICT

(This Measure will appear on the ballot in the following form.)

MEASURE U

SAN DIEGO STUDENT SAFETY, HEALTH, AND SCHOOL REPAIR MEASURE

To improve all public schools by:

- Repairing leaky roofs/plumbing;
- Providing safe drinking water;
- Removing asbestos, lead paint, mold;
- Improving classroom security/communications systems, cameras, door locks to protect against school shootings;
- Upgrading career, science, technology, engineering, math classrooms;

shall San Diego Unified School District's measure authorizing \$3,200,000,000 in bonds at legal rates, levying approximately 6 cents per \$100 of assessed value, averaging \$330,000,000 annually while bonds are outstanding, requiring public spending disclosure, audits, citizens oversight, be adopted?

Bonds—Yes

Bonds—No

This measure requires approval by 55% of those voting on the measure.
Full text of this measure follows the argument.

COUNTY COUNSEL IMPARTIAL ANALYSIS

This measure was placed on the ballot by the governing board of the San Diego Unified School District ("District"). This measure, if approved by 55% of the voters, will authorize the District to issue and sell general obligation bonds in an amount not to exceed \$3,200,000,000.

Proceeds from the sale of the bonds authorized by this measure can only be used for the construction, reconstruction, rehabilitation, replacement, furnishing and equipping of school facilities on the Bond Project List set forth in the full text of the measure. These projects include but are not limited to improving school security, constructing new facilities, renovating and repairing buildings and infrastructure, upgrading equipment and technology, and improving recreation spaces. These and other projects could apply to public charter schools. The District shall set aside \$528,000,000 of proceeds for charter school projects, adjustable based on the proportion of students attending charter schools.

Proceeds from the sale of the bonds shall not be used for teacher or administrator salaries, or other school operating expenses. The District certified that it evaluated safety, class size reduction, and information technology needs in developing the Bond Project List.

Approval of this measure does not guarantee that any of the projects will be completed. The District's proposal for certain projects assumes receipt of matching State funds possibly subject to appropriation by the Legislature or approval of a statewide bond measure.

Principal and interest on the bonds will be paid from the proceeds of tax levies on the assessed value of taxable property within the District. These taxes would be in addition to property taxes already levied. The Tax Rate Statement submitted by the District estimates the average annual tax rate would be \$33 for every \$100,000 of assessed valuation while the bonds are outstanding, with an estimated end date of 2061-62, and the highest tax rate would be approximately \$60 for every \$100,000 of assessed valuation. The District states that the tax rate limitation in Proposition S, approved by voters on November 4, 2008, does not apply to the tax rate of the bonds proposed by this measure. The District states that if the bond issuance causes the District to exceed its statutory bonding limit, the voters by approving this measure authorize the District to seek a waiver of the limit.

COUNTY COUNSEL IMPARTIAL ANALYSIS (CONTINUED)

The estimated total debt service, including principal and interest, required to be repaid if the bonds are issued and sold is approximately \$7,313,000,000. This is an estimate. Actual amounts may vary depending on the timing of sales, bonds sold at each sale, interest rates, and assessed valuation.

The measure includes the accountability provisions of an annual independent performance audit to ensure funds have been expended on the projects listed, and an annual independent financial audit of bond proceeds. The District must also establish an independent citizens' oversight committee.

A "YES" vote is in favor of authorizing the District to issue and sell \$3,200,000,000 in general obligation bonds.

A "NO" vote is against authorizing the District to issue and sell \$3,200,000,000 in general obligation bonds.

TAX RATE STATEMENT

An election will be held in the San Diego Unified School District (the 'District') on November 8, 2022, to authorize the sale of \$3.2 billion in bonds of the District to finance school facilities as described in the measure. If the bond measure is approved by at least 55% of the voters of the District voting on the bond proposition, the District expects to issue the bonds in multiple series over time. Principal and interest on the bonds will be payable from the proceeds of tax levies made upon the taxable property in the District. The following information is provided in compliance with Sections 9400 through 9405 of the California Elections Code.

1. The best estimate of the average annual tax rate that would be required to be levied to fund this bond issue over the entire duration of the bond debt service, based on assessed valuations available at the time of filing of this statement, is 3.3 cents per \$100 (\$33.00 per \$ 100,000) of assessed valuation. The final fiscal year in which the tax to be levied to fund this bond issue is anticipated to be collected is fiscal year 2061-62.
2. The best estimate of the highest tax rate that would be required to be levied to fund this bond issue, based on estimated assessed valuations available at the time of filing of this statement, is six cents per \$100 (\$60 per \$100,000) of assessed valuation in fiscal year 2050-51.
3. The best estimate of the total debt service, including the principal and interest that would be required to be repaid if all of the bonds are issued and sold is approximately \$7,313,000,000.

Voters should note that estimated tax rates are based on the *ASSESSED VALUE* of taxable property on the County's official tax rolls, *not* on the property's market value, which could be more or less than the assessed value. In addition, taxpayers eligible for a property tax exemption, such as the homeowner's exemption, will be taxed at a lower effective tax rate than described above. Certain taxpayers may also be eligible to postpone payment of taxes. Property owners should consult their own property tax bills and tax advisors to determine their property's assessed value and any applicable tax exemptions.

Attention of all voters is directed to the fact that the foregoing information is based upon the District's projections and estimates only, which are not binding upon the District. The estimates are in addition to, and not inclusive of, other taxes levied by the District to pay bonds authorized at other elections. The average annual tax rate, the highest tax rate, the final fiscal year in which the tax is anticipated to be collected and the year or years in which they will apply, and the actual total debt service, may vary from those presently estimated for a variety of reasons, including, without limitation, due to variations in the timing of bond sales, the amount or amortization of bonds sold, market conditions at the time of each sale, and actual assessed valuations over the term of repayment of the bonds. The dates of sale and the amount or amortization of bonds sold at any given time will be determined by the District based on need for project funds and other factors, including the legal limitations on bonds approved by a 55% affirmative vote. Market conditions, including, without limitation, interest rates, are affected by economic and other factors beyond the control of the District and will depend on the bond market at the time of each sale. Actual future assessed valuation will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual assessment and the equalization process. The growth or decline in assessed valuation is the result of a number of economic and other factors outside the control of the District.

Dated: 7/26, 2022.

/s/ Lamont Jackson
Superintendent
San Diego Unified School District

ARGUMENT IN FAVOR OF MEASURE U

San Diego Local Neighborhood Schools

Repair and Safety Measure

REMOVE HAZARDOUS LEAD AND ASBESTOS. Measure U will remove lead from school drinking fountains, asbestos from ceilings and floors, and toxic lead paint and mold from school walls.

SCHOOLS BUILT IN THE 1950's NEED MAINTENANCE, REPAIR AND NEW TECHNOLOGY. Measure U will replace frayed wiring, aging plumbing and leaky roofs; renovate outdated electrical/heating systems; and fix cracked sidewalks, broken steps and deteriorating bathrooms.

PREPARING STUDENTS FOR COLLEGE AND 21ST CENTURY JOBS.

- Renovate classrooms and science labs with up-to-date technology for teaching math and science, to prepare students for higher education.
- Expand vocational education and job training facilities to teach skills needed to ensure non-college bound students can obtain 21st Century jobs in California's high-tech economy.

Measure U ensures our schools have the best available technology to facilitate teaching and learning to enable our students to thrive in a modern economy.

NEXT STEP FOR SAN DIEGO'S SCHOOL SAFETY AND REPAIR PROGRAM. Measure U continues the program of making critical repairs and renovations at every one of our 220+ Neighborhood and Charter schools.

MEASURE U IS ENDORSED BY THE MIDDLE-CLASS TAXPAYERS ASSOCIATION.

Past bonds earned **AAA Bond Ratings** (the highest possible) and the District earned a **perfect San Diego Taxpayer Association Transparency Score**.

ACCOUNTABILITY/STRICT TAXPAYER SAFEGUARDS.

- ANNUAL, INDEPENDENT AUDITS.
- INDEPENDENT CITIZENS OVERSIGHT COMMITTEE.
- NO FUNDS FOR ADMINISTRATORS' SALARIES.
- LOCAL SCHOOL FUNDING SACRAMENTO CANNOT TAKE AWAY.

IMPROVING SAFETY AND SECURITY FOR 130,000 STUDENTS AT 220+ NEIGHBORHOOD AND CHARTER SCHOOLS.

- Create single entry access points to guard against dangerous intruders.
- Install security cameras, intercoms; improve emergency communication.
- Install security doors, fencing and locks.
- Upgrade fire/smoke alarms.

"An attempted school shooting in Northern California was thwarted because the school was equipped with safety upgrades and trained staff."

Alfonso Contreras

San Diego Schools Police Chief

ARGUMENT IN FAVOR OF MEASURE U (Continued)

YES ON MEASURE U.

Repair and Safety for Our Neighborhood and Charter Schools
www.sandiegansforsafeschools.org

PAT ZAHAROPOULIS
President,
Middle-Class Taxpayers Association

SAMANTHA CRUZ
Teacher, UC High School
Teacher of the Year 2021-2022

IRWIN JACOBS
Founder,
Qualcomm Inc.

GEYSIL ARROYO
Parent/McKinley Elementary
School Foundation

ALFONSO CONTRERAS
Chief of Police
San Diego Schools Police Department

FULL TEXT OF MEASURE U

SAN DIEGO STUDENT SAFETY, HEALTH, AND SCHOOL REPAIR MEASURE

This proposition may be known and referred to as the "San Diego Student Safety, Health, and School Repair Measure" or as 'Measure U'.

BOND AUTHORIZATION

By approval of this proposition by at least 55% of the voters of the San Diego Unified School District (the "District") voting on the proposition, the District shall be authorized to issue and sell bonds of \$3.2 billion in aggregate principal amount to provide financing for the specific school facilities projects listed under the heading entitled "BOND PROJECT LIST" below (the "Bond Project List"), and qualify to receive State of California matching grant funds, subject to all of the accountability safeguards specified below.

ACCOUNTABILITY SAFEGUARDS

The provisions in this section are specifically included in this proposition in order that the voters and taxpayers of the District may be assured that their money will be spent to address specific school facilities needs of the District, all in compliance with the requirements of Article XIII A, Section 1(b)(3) of the California Constitution, and the Strict Accountability in Local School Construction Bonds Act of 2000 (codified at Sections 15264 *et seq.* of the California Education Code (the "Education Code")).

Evaluation of Needs. The Board of Education of the District (the "Board") has evaluated the facilities needs of the District at each campus and facility to determine which projects to finance from a local bond at this time. In order to address the facilities needs of the District, the Board deems it necessary and advisable to fund the specific school facilities projects listed in the Bond Project List. The Board hereby certifies that it has evaluated safety, class size reduction and information technology needs in developing the Bond Project List.

Limitations on Use of Bonds. Proceeds from the sale of bonds authorized by this measure shall be used only 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, and not for any other purpose, including teacher and administrator salaries and other school operating expenses. More specifically, the Bond Project List provides for the specific projects the District proposes to finance with proceeds from the sale of bonds authorized by this measure and such proceeds shall be applied only to those specific purposes.

Bond Issuance Limitation. The District is required by law to make its best estimates of the *ad valorem* property tax rate required to be levied on all taxable property in the District to pay debt service on the proposed bonds. The District's tax rate estimates appear in the Tax Rate Statement that the Registrar is required to provide in the Voter Information Pamphlet mailed to voters in connection with the election. The limitation contained in Proposition S, approved by voters on November 4, 2008, does not extend to bonds of the District authorized and issued pursuant to an election held after the date of approval of Proposition S, and the tax rate levied to meet the debt service requirements of the bonds proposed to be issued pursuant to this measure, as estimated in the Tax Rate Statement, shall be in addition to and not included in projections related to the Proposition S tax rate limit.

FULL TEXT OF MEASURE U (CONTINUED)

Independent Citizens' Oversight Committee. In accordance with and pursuant to Education Code Section 15278 *et seq.*, the Board shall establish an independent citizens' oversight committee, within 60 days of the date that the Board enters the election results on its minutes pursuant to Section 15274 of the Education Code, to ensure that (a) bond revenues are expended only for the purposes specified in Article XIII A, Section 1(b)(3) of the California Constitution, and (b) that no funds are used for any teacher or administrative salaries or other school operating expenses. In accordance with Section 15282 of the Education Code, the citizens' oversight committee shall consist of at least seven members and shall include a member active in a business organization representing the business community located within the District, a member active in a senior citizens' organization, a member active in a bona fide taxpayers' organization, a member that is a parent or guardian of a child enrolled in the District, and a member that is both a parent or guardian of a child enrolled in the District and active in a parent-teacher organization. The committee may be comprised of the same members of the citizens' oversight committees for other District bond measures. No employee or official of the District and no vendor, contractor or consultant of the District shall be appointed to the citizens' oversight committee.

Annual Performance Audits. In compliance with the requirements of Article XIII A, Section 1(b)(3)(C) of the California Constitution, and the Strict Accountability in Local School Construction Bonds Act of 2000, the Board shall conduct an annual, independent performance audit to ensure that the proceeds from the sale of bonds authorized by this measure have been expended only on the school facilities projects listed in the Bond Project List. These audits shall be conducted in accordance with the Government Auditing Standards issued by the Comptroller General of the United States for performance audits. The results of these audits shall be made publicly available and shall be submitted to the citizens' oversight committee in accordance with Section 15286 of the Education Code.

Annual Financial Audits. In compliance with the requirements of Article XIII A, Section 1(b)(3)(D) of the California Constitution, and the Strict Accountability in Local School Construction Bonds Act of 2000, the Board shall conduct an annual, independent financial audit of the proceeds from the sale of bonds authorized by this measure until all of those proceeds have been spent for the school facilities projects listed in the Bond Project List. These audits shall be conducted in accordance with the Government Auditing Standards issued by the Comptroller General of the United States for financial audits. The results of these audits shall be made publicly available and shall be submitted to the citizens' oversight committee in accordance with Section 15286 of the Education Code.

Special Bond Proceeds Account; Annual Report to Board. In compliance with the requirements of California Government Code Section 53410 and following, upon approval of this measure and the sale of any bonds approved, the Board shall take actions necessary to establish an account in which proceeds of the sale of bonds authorized by this measure shall be deposited. In compliance with the requirements of California Government Code Section 53411, as long as any proceeds of the bonds remain unexpended, the chief fiscal officer of the District shall cause a report to be filed with the Board at least once a year, stating (a) the amount of funds collected and expended in that year, and (b) the status of any project required or authorized to be funded from bond proceeds. The report may relate to the calendar year, fiscal year, or other appropriate annual period as the chief fiscal officer of the District shall determine, and may be incorporated into the annual budget, audit, or other appropriate routine report to the Board.

FULL TEXT OF MEASURE U (CONTINUED)

ESTIMATED BALLOT INFORMATION

The District is required by law to include in the statement of the bond proposition to be voted on estimates of the amount of money to be raised annually to repay the bonds and the rate and duration of the tax to be levied for the bonds. As of the time this proposition was placed on the ballot, the District estimated that, while the bonds are outstanding (estimated to be approximately 39 years) the average tax rate levy (for bonds authorized pursuant to this measure and excluding bonds authorized by any other measure) would be approximately 3.3 cents per \$100 of assessed valuation (averaging approximately \$181 million annually) and the highest tax rate levy (for bonds authorized pursuant to this measure and excluding bonds authorized by any other measure) would be approximately 6 cents per \$100 of assessed valuation (and, if levied for the full term of the bonds, would average approximately \$330 million annually). Attention of all voters is directed to the fact that such information is based upon the District's projections and estimates only, which are not binding upon the District. The amount of money to be raised annually and the rate and duration of the tax to be levied for the bonds may vary from those presently estimated due to variations from these estimates in the timing of bond sales, the amount of bonds sold and market interest rates at the time of each sale, and actual assessed valuations over the term of repayment of the bonds. The dates of sale and the amount of bonds sold at any given time will be determined by the District based on need for project funds and other factors. The actual interest rates at which the bonds will be sold will depend on the bond market at the time of each sale. Actual future assessed valuation will depend upon the amount and value of taxable property within the District as determined by the County Assessor in the annual assessment and the equalization process.

BOND PROJECT LIST

The Bond Project List below lists the specific projects the District proposes to finance with proceeds of the bonds. The Bond Project List shall be considered a part of this bond proposition and shall be reproduced in any official document required to contain the full statement of the bond proposition. Listed projects will be completed as needed at a particular school or school facility site according to Board-established priorities, and the order in which such projects appear on the Bond Project List is not an indication of priority for funding or completion. The final cost of each project will be determined as plans are finalized, construction bids are awarded, and projects are completed. In addition, certain project funds expected from non-local bond sources, including State of California grant funds for eligible projects, have not yet been secured. Therefore, the Board cannot guarantee that the bond proceeds will provide sufficient funds to allow completion of all listed projects. Alternatively, if the District obtains unexpected funds from non-local bond sources with respect to listed projects, such projects may be enhanced, supplemented or expanded to the extent of such funds. Some projects may be subject to further government approvals, including by State officials and boards and/or local environmental or agency approval. Inclusion of a project on the Bond Project List is not a guarantee that the project will be completed (regardless of whether bond funds are available). For purposes of the Bond Project List, none of the language is intended to restrict the project delivery method. The Board has found and determined that all projects listed below are capital expenditures.

PART ONE:

Projects For All School Facilities. Unless otherwise noted, the following projects are authorized to be completed as needed at each or any of the District's sites (including newly acquired or leased sites as authorized hereunder):

School Security, Student Health, and Safety Improvements

- Improve classroom security/communications systems and cameras,
- Improve or install door locks and controlled-entry points to protect against school shootings and implement other critical life safety improvements,

FULL TEXT OF MEASURE U (CONTINUED)

- Remove, remediate and abate asbestos, mold, and other potentially dangerous substances,
- Replace plumbing containing lead based solder,
- Replace obsolete fire alarms/sprinklers and update emergency communications systems,
- Provide school site security improvements, including increased lighting, fencing, and vandalism and intrusion safeguards,
- Install filtered drinking water bottle fillers,
- Improve the seismic structural integrity of school buildings to better protect students and staff in the event of an earthquake,
- Improve and expand student food service areas and kitchens as required to improve student access to a variety of nutritious meals,
- Nurses' office improvements,
- Provide playground shade shelters for students,
- Vehicular/pedestrian circulation safety & parking improvements,
- Install or upgrade school security systems,
- Reconfigure second floor exiting to improve the safety of ingress and egress for students, and
- Install drinking water filtration systems.

Universal Transitional Kindergarten School Facilities

- Construct and furnish new specialized school facilities to support universal transitional kindergarten,
- Renovate, repair, and upgrade existing classrooms and restrooms to facilitate universal transitional kindergarten, and
- Provide playground spaces and equipment to accommodate universal transitional kindergarten.

Major Repairs Renovation and Modernization of School Facilities

- Repair or replace leaky roof systems,
- Repair, replace worn or damaged doors and windows,
- Replace or upgrade outdated electrical systems, aging wiring, electrical panels, and lighting,
- Repair or replace deteriorating plumbing and underground sewer systems,
- Replace deteriorated interior and exterior finishes and fixtures,
- Repair or replace cracked or damaged building foundations and slabs,
- Repair or replace outdated, inefficient heating, ventilation, and air cooling systems to save energy and reduce maintenance costs,
- Repair or replace cracked and broken concrete sidewalks, hardscape and exterior infrastructure,
- Complete major electrical, infrastructure, plumbing, sewage, structural systems, HVAC, and landscaping renovation, upgrades, and renovations to school sites,
- Resurface, repair, or upgrade asphalt parking lots and playground areas,
- Replace or upgrade auditorium sound, intercom systems, lighting, and public address systems,
- Repair or replace playground equipment,

FULL TEXT OF MEASURE U (CONTINUED)

- Replace or resurface track and turf surfaces as needed,
- Repair or replace deteriorated cabinets and casework,
- Repair or restore classroom and building interior and exterior finishes and fixtures,
- Repair or replace damaged or broken hardscape surfaces and exterior infrastructure, and
- Replace current facilities with new buildings, in coordination with other capital projects.

Classroom Technology and STEAM facilities to Improve Student Academic Achievement

- Provide or upgrade school facilities to support education pathways, including science, technology, engineering, arts, and mathematics (STEAM) labs, robotics labs, maker spaces, and dual language immersion,
- Upgrade wired and wireless infrastructure and equipment as needed to support technology systems with potential federal and State matching funds for school technology programs,
- Provide classroom and instructional technology required for 21st-century student learning and teaching,
- Upgrade, furnish, equip, acquire and/or install up-to-date classroom and instructional technology in classrooms and related school facilities,
- Upgrade and expand enterprise information systems and technology throughout the District to support 21st-century classrooms, efficient operations, student, and parent services,
- Provide or expand online education facilities and technology innovation centers,
- Create innovative, interactive, and collaborative outdoor learning spaces,
- Provide, expand or improve facilities for special education students,
- Provide and improve special education support spaces, motor labs, sensory rooms, adaptive physical education facilities, and play structures, and
- Construct collaborative learning spaces, maker spaces, and labs.

School Accessibility & Code Compliance Upgrades

- Improve accessibility for disabled persons to comply with the Americans with Disabilities Act (ADA) and Title 24,
- Improve, renovate, and expand restrooms to improve accessibility to all students,
- Provide, renovate, and expand locker rooms to improve accessibility to all students,
- Repair aging portable classrooms to comply with code requirements,
- Provide gender neutral locker rooms, changing rooms, and restrooms, and
- Modernize and renovate physical education facilities, locker rooms, restrooms, playgrounds, and fields to comply with Title IX gender equity requirements.

Energy Efficiency and Sustainability

- Purchase and install solar panels and other devices to generate electricity from sunlight,
- Install energy-efficient (LED/fluorescent) lighting systems with occupancy sensors,
- Install solar lighting systems,
- Increase building insulation and dual-pane windows,
- Replace older inefficient mechanical and central controls systems with energy-efficient systems,

FULL TEXT OF MEASURE U (CONTINUED)

- Install innovative systems to produce energy, store energy and/or reduce consumption,
- Provide battery energy storage systems,
- Connect and install irrigation systems to reclaimed water supplies for irrigation purposes where feasible,
- Install water-saving efficient toilets and fixtures,
- Acquire clean energy student transportation vehicles or systems, including electric vehicles and support infrastructure, and
- Install electric vehicle and electrical equipment charging systems.

Quality Neighborhood Schools

- Renovate or replace existing inadequate buildings, classrooms and support facilities,
- Provide, renovate, and expand school facilities to meet the needs of students experiencing homelessness,
- Improve or construct school buildings, facilities, parking lots, and structures to meet the needs of neighborhood schools,
- Improve and install playfields, including for student and neighborhood joint-use with the City of San Diego,
- Acquire and construct marine science blue technology-focused education facilities,
- Acquire and construct health science-focused school facilities,
- Acquire and construct teacher and workforce housing and related facilities,
- Develop or improve education, recreation, and/or community resource facilities for joint-use to support students and neighborhood families,
- Construct recreational and swimming facilities, including for joint-use with other public agencies and public benefit non-profit entities,
- Remove or replace old or inadequate buildings with new facilities,
- Remove excess portable classroom buildings to reduce utility and maintenance costs,
- Acquire property for, design, and construct new school administrative facilities and/or renovate existing school administration center facilities,
- Develop and build language education facilities,
- Construct, improve, and expand gymnasiums at middle and high schools,
- Improve, expand, and replace physical education facilities, athletic facilities, and turf fields,
- Install, provide, renovate, or replace athletic field and stadium lighting,
- Improve or expand high school stadiums,
- Expand classroom capacity and school facilities to meet projected area growth needs,
- Expand classroom, science/technology lab capacity, and school facilities to meet projected needs,

FULL TEXT OF MEASURE U (CONTINUED)

- Plan, acquire property for, design, and construct new classrooms and school facilities to accommodate student enrollment in neighborhood schools, including but not limited to, accommodate growth in the following high school cluster areas: Clairemont High School cluster, Crawford High School cluster, Henry High School cluster, Hoover High School cluster, Kearny High School cluster, La Jolla High School cluster, Lincoln High School cluster, Madison High School cluster, Mira Mesa High School cluster, Mission Bay High School cluster, Morse High School cluster, Point Loma High School cluster, San Diego High School cluster, Scripps Ranch High School cluster, Canyon Hills High School cluster and University City High School cluster,
- Construct school facilities on leased property, including on property owned by other public agencies for joint use with other public agencies,
- Expand and develop science education facilities to support students for joint-use, and
- Expand or develop joint-use athletic facilities.

Visual and Performing Arts Education Facilities

- Build specialized school facilities for visual and performing arts education programs,
- Build visual and performing arts schools, theatres, and concert halls,
- Upgrade, renovate, and expand fine arts, crafts, music, and dance classrooms and specialized facilities for arts programs, and
- Improve or expand visual and performing arts facilities and classrooms.

College, Career, and Technical Education Facilities

- Build and furnish specialized school facilities for college and career technical education programs, and
- Upgrade, renovate, furnish, and expand classrooms, labs, and specialized facilities for career and vocational technology programs.

PART TWO:

Specific Charter School Projects. Public charter school projects may include any of the types of facility improvements and other project work described in Part 1 above. In addition, unless otherwise noted, the following projects are authorized to be completed at each or any of charter school sites located within the District:

- Site reconfiguration to better accommodate charter school co-location,
- Development of new facilities for charter schools,
- Consistent with the District's obligation under Proposition 39 (approved by California voters in November 2000) and Section 47614 of the Education Code, provide classroom capacity, including furnishings and equipment, for in-district charter school students at a level comparable to students attending district-run schools, and
- Construction, reconstruction, rehabilitation, or replacement of charter school facilities, including the furnishing and equipping of charter school facilities, or the acquisition or lease of real property for charter school facilities.

The District shall set aside from the proceeds of bonds authorized hereunder \$528 million for completion of the projects listed in this Part Two; however, the Board of Education may adjust such amount after the date hereof to reflect a change in the proportion of students residing in the District who attend charter schools. In approving the expenditures for projects listed in this Part Two, the Board of Education shall take into consideration the recommendations of a special committee established by the District for such purpose that is comprised of a majority of representatives of the charter school community.

FULL TEXT OF MEASURE U (CONTINUED)

GENERAL PROVISIONS

Each project in the Bond Project List above is assumed to include its share of costs of the election and bond issuance, construction-related costs, such as project and construction management, architectural, engineering, inspection and similar planning and testing costs, demolition and interim housing costs, legal (including litigation), accounting and similar fees, costs related to the independent annual financial and performance audits, a contingency for unforeseen design and construction costs, and other costs incidental to or necessary for the completion of the listed projects (whether the District or third parties perform the related work), including:

- Remove, dispose of, and otherwise remediate hazardous materials, including asbestos, lead, etc., where necessary,
- Address unforeseen conditions revealed by construction or modernization (including plumbing or gas line breaks, dry rot, seismic, structural, etc.),
- Other improvements required to comply with existing building codes, including the Field Act and access requirements of the Americans with Disabilities Act (ADA),
- Necessary or convenient site preparation/restoration in connection with new construction, renovation or remodeling, or installation or removal of relocatable classrooms, including ingress, egress, parking, and student dropoff, traffic lights and mitigation; demolition of existing structures; removing, replacing, or installing irrigation, drainage, utility lines (gas, water, sewer, electrical, data, and voice, etc.), trees and landscaping; relocating fire access roads; and acquiring any necessary easements, licenses, or rights of way to the property,
- Rent or construct storage facilities and other space on an interim basis, as needed to accommodate construction materials, equipment, and personnel, and interim classrooms (including relocatables) for students and school functions or other storage for classroom materials displaced during construction,
- Acquisition of any of the facilities on the Bond Project List through lease or lease-purchase arrangements or execution of purchase options under a lease for any of these authorized facilities,
- Furnishing and equipping of existing and newly constructed, modernized, or rehabilitated classrooms and facilities on an ongoing basis, including replacing worn, broken, or out-of-date furniture and equipment for all classrooms, athletic facilities, and other facilities, as needed or convenient, and
- Repair, upgrade, modify, expand, refinish, replace and construct site improvements, including off-street parking areas, pickup/dropoff, signage, paths, sidewalks and walkways, canopies, hard courts (student play areas), athletic play fields, swimming pools, landscaping, irrigation, permanent athletic field equipment and facilities (including basketball standards, goals and goalposts, backstops), field lighting, etc.

FURTHER SPECIFICATIONS

Joint-Use Projects. The District may enter into agreements with other public agencies or nonprofit organizations for joint use of the school facilities financed with the proceeds from the sale of bonds authorized by this proposition, including recreational and athletic facilities, financed with the proceeds of the bonds in accordance with Education Code Section 17077.42 (or any successor provision). The District may seek State grant funds for eligible joint-use projects as permitted by law, and this proposition hereby specifies and acknowledges that, subject to the limitations on the uses provided for herein, the proceeds from the sale of bonds authorized by this proposition will or may be used to fund all or a portion of the local share for any eligible joint-use projects identified in the Bond Project List or as otherwise permitted by California State regulations, as the Board shall determine.

FULL TEXT OF MEASURE U (CONTINUED)

Single Purpose. All of the purposes enumerated in this proposition shall be united and voted upon as one single proposition, pursuant to Education Code Section 15100, and all the enumerated purposes shall constitute the specific single purpose of the bonds, and the proceeds of the sale of bonds authorized by this proposition shall be spent only for such purpose, pursuant to California Government Code Section 53410.

Bonds may be Issued in Excess of Statutory Bonding Limit. Issuance of all of the authorized bonds might require the outstanding debt of the District to exceed its statutory bonding limit (currently 2.50% of the total assessed valuation of taxable property in the District). In that event, the District intends to seek a waiver of its bonding limit from the State Board of Education, which has the power to waive certain requirements of the Education Code applicable to the District. By approval of this proposition, the voters have authorized the District to seek such a waiver, and to issue authorized bonds in excess of the District's statutory bonding limit as the State Board of Education may approve. No such waiver has yet been sought or granted.

Other Terms of the Bonds. When sold, the bonds shall bear interest at an annual rate not exceeding the statutory maximum, and that interest shall be made payable at the time or times permitted by law. The bonds may be issued and sold in several series, and no bond shall be made to mature more than the statutory maximum number of 40 years from the date borne by that bond.

Sustainability Standards. The Board of Education has currently adopted Guidelines for Sustainable Construction, requiring design professionals and staff to follow California's Collaborative for High Performance Schools (CHPS) standards and best practices for District building projects. These standards incorporate the latest green building practices to reduce operating costs, reduce environmental impact, and increase building life, while creating schools that are healthy, comfortable, well lit and well equipped.

The District intends to incorporate sustainable site design, water conservation, energy efficiency, improving indoor air quality and incorporating sustainable materials and products into the bond projects, emphasizing long term life cycle cost analysis in its design process. It is intended that planned maintenance work will also incorporate improvements to existing facilities with respect to sustainability and energy conservation, whenever feasible.

Renovation/Modernization. For purposes of the Bond Project List, renovation and modernization projects are intended to improve the building systems and infrastructure, weather protections, finishes, and technology, or reallocate and reorganize space, to a condition that will provide a sustainable, functional educational and administrative environment for future years, comparable to new construction. Renovation projects may include, but are not limited to nor necessarily encompass, all of the following, depending upon the age, condition and needs of each particular school facility:

- Upgrade electrical, communication (including data and voice), fire alarm, and similar building systems as well as main power service and distribution, which may include active and passive solar power and heating system acquisition, installation and construction,
- Replace, repair or upgrade plumbing, piping and drainage systems, including gas and water supply, meters, water heating, and wastewater systems, plumbing fixtures and sinks, fire sprinkler systems, etc., within buildings and sites and connections to city supply and drainage systems,
- Replace or modify aging heating, ventilation and air cooling systems with energy-efficient heating and air cooling systems (HVAC), including installing energy management systems (EMS),
- Replace, modify, upgrade interior lighting and exterior safety/security lighting systems and fixtures, as necessary,
- Repair, modify and construct structural elements of the existing structure as necessary,

FULL TEXT OF MEASURE U (CONTINUED)

- Renovate or restore historical buildings,
- Replace or repair aging roofs with similar materials or District standard materials,
- Replace, repair, install and construct, as necessary, interior spaces: walls, floor and ceiling finishes, doors, door locks, windows, cabinets and casework, and equipment attached to wall surfaces (including whiteboards, marker boards, tack boards, television mounts, scoreboards, fire extinguishers, kitchen cabinets/equipment, etc.),
- Upgrade, modify and construct restroom facilities,
- Comply, as necessary, with Americans with Disabilities Act (ADA) and Title 24 requirements,
- Refinish the exterior finishes of the school (including stucco, wood and metal trims, wood siding, paint, etc.); replace doors and windows,
- Modify, expand, separate, convert and construct school support areas, including staff work and lunch areas, to provide adequate, functional environments, and
- Modify, replace and construct functional components of altered or replaced building components (including rainwater leaders, fascias, mansards, etc.).

For any project involving renovation, repair or rehabilitation of a building or the major portion of a building, the District shall be authorized to proceed with new replacement construction instead (including any necessary demolition), if the Board of Education determines that replacement and new construction is more practical than rehabilitation and renovation, considering the building's age, condition, expected remaining life, comparative cost, and other relevant factors.

Interpretation. The terms of this bond proposition and the words used in the Bond Project List shall be interpreted broadly to effect the purpose of providing broad and clear authority for the officers and employees of the District to provide for the school facilities projects the District proposes to finance with the proceeds of the sale of bonds authorized by this proposition within the authority provided by law, including Article XIII A, Section 1(b)(3) of the California Constitution, Education Code Section 15000 *et seq.* and the Strict Accountability in Local School Construction Bonds Act of 2000. Without limiting the generality of the foregoing, such words as repair, improve, upgrade, expand, modernize, renovate, and reconfigure are used in the Bond Project List to describe school facilities projects in plain English and are not intended to expand the nature of such projects beyond, or have an effect on, and shall be interpreted to only permit, what is authorized under Article XIII A, Section 1(b)(3) of the California Constitution, Education Code Section 15000 *et seq.* and the Strict Accountability in Local School Construction Bonds Act of 2000. In this regard, the Bond Project List does not authorize, and shall not be interpreted to authorize, expending proceeds of the sale of bonds authorized by this proposition for current maintenance, operation or repairs. The school facilities projects on the Bond Project List only authorize capital expenditures.

Headings. The headings or titles of the sections of the bond proposition, including any headings or titles included in the Bond Project List, are solely for convenience of reference and shall not affect the meaning, construction or effect of the bond proposition.

Severability. The Board hereby declares, and the voters by approving this bond measure concur, that every section and part of this bond measure has independent value, and the Board and the voters would have adopted each provision hereof regardless of every other provision hereof. Upon approval of this bond measure by the voters, should any part be found by a court of competent jurisdiction to be invalid for any reason, all remaining parts hereof shall remain in full force and effect to the fullest extent allowed by law, and to this end the provisions of this bond measure are severable.

The Bond Project List shall be considered a part of this ballot proposition, and shall be reproduced in any official document required to contain the full statement of the bond proposition.

FULL TEXT OF MEASURE U (CONTINUED)

Pursuant to Section 15122.5 of the Education Code:

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

End of Full Text of Measure U