

WESTSIDE UNION SCHOOL DISTRICT
REGULAR BOARD MEETING
HILLVIEW MIDDLE SCHOOL

April 3, 2018

Mission Statement: Recognizing the exceptionalism of every child, the mission of Westside Union School District is to educate all students to universally high levels of academic competence. We are committed to comprehensive systems of instructional delivery that include research-based best practices to assure this outcome by "pointing the way, providing the path" to success.

Vision Statement: Our vision is to graduate students who have acquired the knowledge, skills and attitudes necessary to achieve significant career, educational, civic and personal goals, which will enrich our society as positive role models and responsible citizens.

5:00 p.m. – Regular Session
Adjourned to Closed Session
6:00 p.m. – Reconvene to Regular Session

CALL TO ORDER _____ p.m.

I. OPEN SESSION _____ p.m.

- A. Flag Salute
- B. Roll Call

BOARD OF TRUSTEES

John Curiel	_____
Patricia Shaw	_____
Linda Jones	_____
Jennifer Navarro	_____
Steve DeMarzio	_____

SUPERINTENDENT

Regina Rossall	_____
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II. ITEMS FROM THE FLOOR

Please submit a yellow "Request To Speak To The Board of Trustees" in the folder on the exhibit table for agenda and non-agenda items to the Secretary of the Board prior to the meeting. Not more than three (3) minutes are to be allotted to any one (1) speaker, no more than twenty (20) minutes on the same subject. This portion of the agenda is for presentations to the Board regarding closed session items only. This is not a question and answer period where the Board enters into dialogue. Testimony is not protected from damage claims for libel. Public Charges or allegations may result in legal action being brought by those individuals. If you have questions for the Board, please provide the Board President with a copy and an administrator will provide answers at a later date.

III. CLOSED SESSION

Moved by _____ Seconded by _____

Ayes: _____ Noes: _____ Abstain: _____

Opened: _____ Closed: _____

- a. Conference with Labor Negotiators (Gov't. Code §54957.6)
- b. Existing/Anticipated/Pending Litigation (Gov't Code §54956.9)
- c. Conference with Real Property Negotiator
- d. Public Employee Discipline/Dismissal/Release/Appointment (Gov't Code §54957)
- e. Pupil Personnel (Ed Code 35146 and 48918)

IV. RECONVENE TO OPEN SESSION AT _____ p.m.

V. REPORT OF CLOSED SESSION ACTION

VI. PRESENTATIONS

A. Quartz Hill Site Presentations and Employee Recognitions

VII. HEARING SESSION/STAFF REPORTS

A. Board Comments

B. Staff Reports

1. Assistant Superintendent Administrative Services
2. Assistant Superintendent Educational Services
3. Deputy Superintendent
4. Superintendent

VIII. PERSONAL APPEARANCES

A. Westside Union Teachers Association Representatives

B. California School Employees Association Representatives

C. Parent Teacher Association Representatives

D. West Antelope Valley Educational Foundation Representatives

IX. ITEMS FROM THE FLOOR

Please submit a yellow "Request To Speak To The Board of Trustees" in the folder on the exhibit table for agenda and non-agenda items to the Secretary of the Board prior to the meeting. Not more than three (3) minutes are to be allotted to any one (1) speaker, no more than twenty (20) minutes on the same subject. This is not a question and answer period where the Board enters into dialogue. Testimony is not protected from damage claims for libel. Public Charges or allegations may result in legal action being brought by those individuals. If you have questions for the Board, please provide the Board President with a copy and an administrator will provide answers at a later date.

X. PUBLIC HEARING

A. A hearing to receive public input on the Westside Union School District Reopeners to Westside Union Teachers Association (WUTA)

Opened _____ Closed _____

B. A hearing to receive public input on California School Employees Association (CSEA) Reopeners to Westside Union School District

Opened _____ Closed _____

C. A hearing to receive public input on Westside Union School District Reopeners to California School Employees Association (CSEA)

Opened _____ Closed _____

D. A hearing to receive public input on the School Facilities Need Analysis

Opened _____ Closed _____

XI. BUSINESS SESSION

A. Organizational/Governance

1. Agenda

Item 1

Goal #

Moved by _____ Seconded by _____

4-3-18

To approve the Agenda of the Regular Meeting of
April 3, 2018

Goal #

Ayes: _____ Noes: _____ Abstain: _____

Actions proposed for the Consent Calendar, are items with adopted policies and approved practices of the District and are deemed routine in nature. They will be acted upon in one motion, without discussions, unless members of the Board request an item's removal. The item will then be removed from the motion to approve and after the approval of the consent agenda the item(s) will be heard.

Items 2a -2g

2. Consent
 - a. Minutes of the Regular Meeting on March 20, 2018
 - b. Fundraising Authorization
 - c. Williams Uniform Complaint Quarterly Report
 - d. Personnel Report
 - e. Purchase Orders
 - f. Consultant/Contract Schedule
 - g. Conference/Workshop Schedule

Moved by _____ Seconded by _____

Approval of the Consent Items as presented

Ayes: _____ Noes: _____ Abstain: _____

3. Resolution 18-41, Biennial Governing Board Member Elections – November 6, 2018

Item 3

Moved by _____ Seconded by _____

Approval of Resolution 18-41, Biennial Governing Board Member Elections – November 6, 2018

Ayes: _____ Noes: _____ Abstain: _____

4. Fees for Governing Board Member Election, November 6, 2018

Item 4

Moved by _____ Seconded by _____

Approval of the Fees for Governing Board Member Election, November 6, 2018

Ayes: _____ Noes: _____ Abstain: _____

5. Discussion Item
 - Governance

Item 5

- | | | |
|----|----------------------|--------|
| B. | Educational Services | Goal # |
|----|----------------------|--------|
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- | | | |
|----|---|--------|
| 6. | Revised Board Policies and Administrative Regulations | Item 6 |
|----|---|--------|
- BP/AR 0000, Vision
 - E 0420.41, Charter School Oversight
 - BP/AR 1312.3, Uniform Complaint Procedures
 - BP/AR 5022, Student and Family Privacy Rights
 - BP/E 5145.6, Parental Notifications
 - BP 6162.5, Student Assessment
 - BP/E 6161.1, Selection and Evaluation of Instructional Materials
 - BP/AR 6171, Title I Programs
- Moved by _____ Seconded by _____
- Approval of the first reading of the revised Board Policies and Administrative Regulations
- Ayes: _____ Noes: _____ Abstain: _____
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- | | | |
|----|-----------|--|
| C. | Personnel | |
|----|-----------|--|
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- | | | |
|----|--|--------|
| 7. | Westside Union School District Reopeners to Westside Union Teachers Association (WUTA) | Item 7 |
|----|--|--------|
- Moved by _____ Seconded by _____
- Approval of Westside Union School District Reopeners to Westside Union Teachers Association (WUTA)
- Ayes: _____ Noes: _____ Abstain: _____
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- | | | |
|----|--|--------|
| 8. | California School Employees Association (CSEA) Reopeners to Westside Union School District | Item 8 |
|----|--|--------|
- Moved by _____ Seconded by _____
- Approval of California School Employees Association (CSEA) Reopeners to Westside Union School District
- Ayes: _____ Noes: _____ Abstain: _____
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- | | | |
|----|---|--------|
| 9. | Westside Union School District Reopeners to California School Employees Association | Item 9 |
|----|---|--------|
- Moved by _____ Seconded by _____
- Approval of Westside Union School District Reopeners to California School Employees Association (CSEA)
- Ayes: _____ Noes: _____ Abstain: _____

10. Provisional Intern Permit (PIP) Item 10 Goal #

Moved by _____ Seconded by _____

Approval of the Provisional Intern Permit (PIP)

Ayes: _____ Noes: _____ Abstain: _____

D. Business

11. Resolution 18-42, School Facilities Need Analysis Item 11

Moved by _____ Seconded by _____

Approval of Resolution 18-42, School Facilities Need Analysis

Ayes: _____ Noes: _____ Abstain: _____

12. Resolution 18-43, Imposing Elementary School District Level I Fees with Fee-Sharing Agreement; Approval of CEQA Exemption Item 12

Moved by _____ Seconded by _____

Approval of Resolution 18-43, Imposing Elementary School District Level I Fees with Fee-Sharing Agreement; Approval of CEQA Exemption

Ayes: _____ Noes: _____ Abstain: _____

13. Formation of Community Facilities District 2018-1 and Resolutions: Item 13

- 18-44, Intention to Form CFD
- 18-45, To Incur Debt
- 18-46, Approve Boundary Map

Moved by _____ Seconded by _____

Approval of Formation of Community Facilities District 2018-1 and Resolutions 18-44, 18-45 and 18-46

Ayes: _____ Noes: _____ Abstain: _____

14. Board Policies and Administrative Regulation Item 14

- BP 3515.7, Firearms on School Grounds
- BP/AR 3517, Facilities Inspection

Moved by _____ Seconded by _____

Approval of the first reading of the revised and deleted
Board Policies and Administrative Regulation

Ayes: _____ Noes: _____ Abstain: _____

XII. INFORMATION SESSION

- A. Items From The Floor – Continued
- B. Dates to Remember:
 - 1. Regular Meeting on April 17, 2018
 - 2. Regular Meeting on May 1, 2018
- C. Board Comments – Continued

XIII. NEW BUSINESS

Future Board Meeting Items

XIV. CLOSED SESSION - Continued

XV. RECONVENE TO OPEN SESSION at _____ p.m.

XVI. REPORT OF CLOSED SESSION ACTION

XVII. ADJOURNMENT

There being no further business to come before the Board, the regular meeting of April 3, 2018, is adjourned at _____ p.m. by the Board President.

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Board meeting room or to otherwise participate at this meeting, including auxiliary aids or services, please contact Tonya Williams at (661) 722-0716. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting room.

Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection on the District Web Site, www.westside.k12.ca.us or in the District Office located at 41914 50th St. West, Quartz Hill, CA 93536 during normal business hours (8:00 a.m. – 4:00 p.m.).

Core Beliefs and Board Goals 2017-2018

The District uses data to create a learning-oriented culture for both staff and students which defines success in terms of improvement and progress.

- 1. WE BELIEVE THAT OUR TEACHERS AND STAFF ARE OUR MOST VALUABLE ASSETS AND RESOURCES**
- 2. WE OPERATE WITH TRANSPARENCY, TRUST AND INTEGRITY, GOVERNING IN A DIGNIFIED, PROFESSIONAL MANNER, TREATING EVERYONE WITH CIVILITY AND RESPECT**
- 3. WE ARE ABSOLUTELY COMMITTED TO PROVIDING A SAFE, DISTINGUISHED AND ENGAGING LEARNING ENVIRONMENT THAT ENSURES ALL STUDENTS LEARN TO THEIR HIGHEST POTENTIAL**

- ❧ A. Build the capacity of board and district staff in developing and monitoring data related to goals and priorities specifically in the area of cultural responsiveness and educational equity
- ❧ B. A key concern and priority for this governing board is improving the accuracy and consistency of grading which should measure what students know, as they play a crucial role in every aspect of students' academic lives and future lives as global citizens. Areas of concern are: 1) Grades reflect progressive and mastery of content. 2) They are predictable and understood by parents and third parties. 3) That non-academic factors are graded separately. 4) The system adopted is not overwhelming for teachers.

❖ Annual Report by Educational Services

- 4. WE ARE ABSOLUTELY COMMITTED TO PROVIDING THE NECESSARY FACILITIES TO MEET THE HOUSING AND EDUCATION NEEDS OF OUR CHANGING STUDENT POPULATION AND A VISION THAT PROMOTES AND SUPPORTS THEIR FUTURE**

- ❧ A. Continue the Cottonwood Elementary School modernization
- ❧ B. Receive annual updates to the District's Facilities Master Plan while exploring and securing options to finance the plan.
- ❧ C. Continue to implement sustainable clean energy programs that promote the long-term well-being of both the District's finances and the environment.

❖ Annual Report by Business Services

- 5. WE ARE FISCALLY TRUSTWORTHY AND DEDICATED TO RESPONSIBLE FINANCIAL ACCOUNTABILITY**
- 6. WE BELIEVE IN AND PROMOTE PARENT AND COMMUNITY INVOLVEMENT IN WESTSIDE UNION SCHOOL DISTRICT**

2017-2018 Board Expectations

The District uses data to create a learning-oriented culture for both staff and students which defines success in terms of improvement and progress.

1. WE BELIEVE THAT OUR TEACHERS AND STAFF ARE OUR MOST VALUABLE ASSETS AND RESOURCES

EXPECTATIONS:

- a. Provide staff development to enable employees in a job classifications to maintain and improve their skills to meet stated goals of the Board to meet the needs of students. Continuously monitor and re-evaluate formula-driven staffing levels that adequately address student ratios and campus needs for all classifications of employees (classified, certificated, confidential, and administration)
- b. Maintain and monitor administrative training programs to enable existing staff to become administrators or to increase the skills of current administrators to assume increasing levels of responsibility in the future as well as immediately assisting with the reduction of attendance issues, traffic safety and student discipline at all school sites. Create programs that enable classified employees who want to become teachers to obtain the necessary information to do so, and work with the CSEA Board to make sure members know about contractual benefits available when taking college classes. As grants become available to help classified employees become teachers, apply for any for which the District is eligible.
- c. Provide ongoing recognition for school achievement, program development, i.e., California Gold Ribbon, Golden Bell, Employee of the Year, and Program Innovation: Joe Walker STEALTH, Gregg Anderson Academy, The IDEA Academy at Cottonwood, Westside Academy and Hillview 6th Grade Academy
- d. Continue a long-term plan to provide total compensation for all positions within the district that is competitive with the surrounding Antelope Valley elementary school districts
- e. Provide ongoing training to ensure a safe work place for all employees
- f. As funds are available revenues will be placed in a separate account to pay for long term post-employment benefits
 - a. a, d & e - Annual Report by Human Resources
 - b. b & c - Annual Report from Superintendent
 - c. f - Annual Report by Business Services

2. WE OPERATE WITH TRANSPARENCY, TRUST AND INTEGRITY, GOVERNING IN A DIGNIFIED, PROFESSIONAL MANNER, TREATING EVERYONE WITH CIVILITY AND RESPECT

EXPECTATIONS

- a. Continue to improve the knowledge level of trustees through ongoing training, participation in political actions that influence improved funding and legislation for educational programs, and programs of independent study. All Board Members will attend the CSBA Annual Education Conference, with a report of sessions attended at a future Board Meeting, and receive a Masters in Governance certification
- b. The board will initiate the annual process for self-evaluation in June
- c. Annually set objectives to meet the goals of the district in June
- d. Continue to improve working relationship with employee unions to enable communications that enhance the overall well-being of the district including all employees
- e. A public-friendly version of the three major budget reports of the year shall be posted on the website

3. **WE ARE ABSOLUTELY COMMITTED TO PROVIDING A SAFE, DISTINGUISHED AND ENGAGING LEARNING ENVIRONMENT THAT ENSURES ALL STUDENTS LEARN TO THEIR HIGHEST POTENTIAL**

EXPECTATIONS:

- a. Staff will monitor comprehensive plans for improving student achievement including the Local Control Accountability Plan (LCAP) and the Comprehensive Safety Plans including the sections related to student discipline.
- b. All students will receive rigorous and effective instruction, support and intervention that afford equitable access to a high quality educational experience in an environment that nurtures critical thinking, communication, collaboration, creativity and social responsibility.
- c. Teachers will use research-based best practices to design and deliver instruction, which addresses the knowledge, concepts and skills outlined in the State Standards. Teachers will design lessons that actively engage the minds of all learners with that which is to be learned. Learning objectives that describe what students will be able to do successfully and independently at the end of each lesson will be clearly articulated. Formative assessment will be used to guide and inform instruction. Summative assessment will be used to measure student learning.
- d. Professional Development will be aligned to improve student outcomes. Data will be collected to substantiate growth in student achievement.

4. **WE ARE ABSOLUTELY COMMITTED TO PROVIDING THE NECESSARY FACILITIES TO MEET THE HOUSING AND EDUCATION NEEDS OF OUR CHANGING STUDENT POPULATION AND A VISION THAT PROMOTES AND SUPPORTS THEIR FUTURE**

EXPECTATION

- a. Monitor and maintain high-quality information technology systems throughout the District

5. **WE ARE FISCALLY TRUSTWORTHY AND DEDICATED TO RESPONSIBLE FINANCIAL ACCOUNTABILITY**

EXPECTATIONS:

- a. Continue to decrease encroachment of general funds by Special Education
- b. Continue to update and implement the adopted Technology Plan
- c. Continue to increase operational efficiency
- d. Citizens Oversight Committee will hold required meetings
- e. Set budget priorities based on the goals of the District
- f. Support and retain partnerships that have a mutual priority to maximize the available dollars for improving programs for students
- g. Maintain student Average Daily Attendance to exceed 96% percent.
- h. Senior Staff to hold twice-yearly fiscal status updates at employee work locations in order to educate and inform our stakeholders
- i. Maintain a financially responsible, positive District budget for the current year and two out years in order to preserve Westside's financial solvency, educational programs and the continued payment of employee salaries.

☞ g - Annual ADA Report by Business Services

☞ a, b, c, d, e, f, h & i - Budget Presentations by Business Services

6. **WE BELIEVE IN AND PROMOTE PARENT AND COMMUNITY INVOLVEMENT IN WESTSIDE UNION SCHOOL DISTRICT**

EXPECTATIONS:

- a. Continue to monitor and implement plans to increase communication and participation with parents regarding their children's education including the use of PowerSchool/PowerTeacher by all teachers.
- b. Implement plans to improve parent communication and participation with parents of all students.
- c. Explore ongoing efforts to increase communication with the community, utilizing methods that are cost effective.
- d. Strengthen partnerships with businesses, community organizations, and public agencies.
- e. Annually share the Board's goals and accomplishments with the stakeholders. Each school year will begin with a State of the District presentation by Superintendent and staff where maximum efforts are made to assure that the meeting is well-attended by the public.
- f. Create, administer and compile surveys for constituents that will generate data to measure district effectiveness to drive district decisions.
- g. Continue to explore means of obtaining input from stakeholders.
- h. Each Trustee will regularly attend community and school site events
- i. The Board will play an active role in promoting our district's image in the community and positive working relationships with all stakeholders.
- j. Keep public postings and communications current. Staff will monitor weekly.
Partner with parents and community to develop and implement school programs.

➤ e - Posted on District Website

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Regina L. Rossall, Superintendent
SUBJECT: Board Meeting Agenda

BACKGROUND:

The Board is requested to approve the Agenda for April 3, 2018.

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS/FUNDING SOURCE:

None

SUPERINTENDENT'S RECOMMENDATION:

Approval

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Regina L. Rossall, Superintendent
SUBJECT: Board Minutes

BACKGROUND:

The Board is requested to approve the Minutes of the Regular Meeting on March 20, 2017.

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS/FUNDING SOURCE:

None associated with the approval of Board Minutes.

SUPERINTENDENT'S RECOMMENDATION:

Approval

WESTSIDE UNION SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES
March 20, 2018

I. CALL TO ORDER

At 5:00 p.m. John Curiel, President, called to order the Regular Board Meeting of the Westside Union School District Board of Trustees.

II. Flag Salute

Patricia K. Shaw, Vice President

III. ROLL CALL

John Curiel, President – Present
Patricia K. Shaw, Vice President - Present
Dr. Linda Jones, Clerk – Present
Jennifer Navarro, Member – Present
Steven DeMarzio, Member – Present

SUPERINTENDENT

Regina Rossall – Present

IV. ITEMS FROM THE FLOOR

None

V. OTHERS PRESENT

Prof. Amaka Donn, Jennifer Subero, Lauri Massari, Rowdy Dyer, Korina Barefield, Samara Gugler, Rachel Tucker, Delilah Harris, Brian Schiller, Melanie Golyer-Blair, Trudy Valenzuela, Ana Penaloza, Seleana Alden, Brittany Tallasi, Laura Duran, Kristin Frye

VI. M18-152 - The motion was made by Steve DeMarzio seconded by Linda Jones and carried 5/0 to adjourn to closed session at 5:01 p.m. to consider:

- a. Conference with Labor Negotiators (Gov't Code §54957.6)
- b. Existing/Anticipated/Pending Litigation (Gov't Code §54956.9)
2 Claims
- c. Conference with Real Property Negotiator
- d. Public Employee Discipline/Dismissal/Release/Appointment Unrepresented
Management (Gov't Code §54957)
- e. Pupil Personnel (Ed Code 35146 and 48918)
2 Cases

VII. RECONVENE TO OPEN SESSION at 6:00 p.m.

VIII. CLOSED SESSION ACTION

- A. M18-153 - The motion was made by Patricia K. Shaw seconded by Steve DeMarzio and carried 5/0 to approve the Records Panel Review for Case No. RR1718-04
- B. M18-154 - The motion was made by Linda Jones seconded by Jennifer Navarro and carried 5/0 to approve the Expulsion of Student Case No.1718-06.
- C. M18-155 - The motion as made by Steve DeMarzio seconded by Patricia K. Shaw and carried 5/0 to approve Claim Number 1718-06. (Claim 1718-05 was pulled by Administration)

IX. PRESENTATIONS

- A. Leona Valley Site Presentation and Employee Recognitions – Jake Briggs and Shannon Rossall
- B. California Administrative Clear Credential Induction Program – Lauri Massari
- C. Standard Based Grades– Christina Fitzgerald
- D. Fiscal State of Westside Union School District – Shawn Cabey

X. HEARING SESSION/STAFF REPORTS

A. Board Comments:

Steve DeMarzio:

- Leona Valley – You are taking full advantage of your size. I think Leona Valley is a jewel in Westside.
- Chris, you gave a very engaging presentation, it was outstanding. The teachers seemed at ease. I think Standards- based grading will be good for the teachers and students.
- There is a lack of skilled labor right now. I think women have a major role in engineering; more and more women are choosing these fields.
- Friday mornings seem to be the busiest days for school sites. I did a few site visits a couple of weeks ago. I enjoy visiting and volunteering at the schools.
- Gina is on three of the candidate lists for the new Hospital Board, Congratulations.

Jennifer Navarro:

- Leona Valley - Great job on all your scores; whatever you are doing, keep it up. I love your positive reinforcement calls. I can't wait to tour Leona Valley.
- Thank you to everyone who presented this evening. I feel a lot more prepared going out into the community especially with the Standards-based grading. I felt that I had a lot of catching up to do on this subject.
- I had a couple of site visits since our last meeting, Del Sur and Anaverde Hills. Thank you to the principals for showing me around. I was able to see a couple of student presentations while I was visiting.

Linda Jones:

- Leona Valley – Kudos on your goals and I think it makes a huge impact to have someone from your team at Leona Valley every day.
- Lauri, thank you for your presentation. I think that this a great program for our district; it keeps our administrators from having to travel to clear their administrator credential.
- Chris, you are doing an awesome job on standards based grading. I am impressed with your team.
- Thank you for your thoughts and prayers at the loss of my sister last week.

Patricia K. Shaw:

- Leona Valley – Good Job on your scores. Whatever you are doing with your 6th graders, you should share with the rest of the schools.
- Chris, thank you for your presentation on Standards-based grading, I was excited to hear about how the pilot program is going.

John Curiel:

- Leona Valley – You are doing a great job making the educational experience a positive one. Good job on your tests scores. Thank you. Keep up the hard work that you do.

- Chris, this Board is very serious about Standards-based grading and we will be moving in that direction for the entire district. I am appreciative of what you and your team have done and we want this to be a success. I believe that the test scores will prove it.
- I visited Joe Walker, Valley View, Del Sur, and the Lancaster Chamber meeting. It's not about what you can get but what you can do for your community.
- I applaud you, Gina, for volunteering for the new hospital board.

B. Staff Reports:

1. Assistant Superintendent Administrative Services – Shawn Cabey
 - a. Leona Valley, it was an awesome presentation, thank you.
 - b. Chris, it's really neat to see the fruits of your labor on Standards-based grading. I think what you are doing will make a big difference in student's lives.
 - c. If we could take a minute to remember Ron Bennett, CEO of School Services, he passed away suddenly this weekend. We owe him a lot.
2. Assistant Superintendent Educational Services - Marguerite Johnson
 - a. Shannon and Jake, thank you for all of your work at Leona Valley; it is appreciated.
 - b. I appreciate the work that Lauri put into the induction program.
 - c. Chris, the heart you bring to the table; it has been ugly, messy, and brutal giving some of these presentations. Please extend our thanks to your team.
 - d. Trudy Valenzuela, we truly appreciate all your support; we know it has not been easy, but all the training has paid off for these new teachers.
3. Deputy Superintendent - Robert Hughes
 - a. I thought all of the presentations tonight were very informative.
 - b. Leona Valley, the culture that you have created at both Leona Valley and Anaverde Hills is very cool.
4. Superintendent – Regina Rossall

Mrs. Rossall reviewed the following items with the Trustees:

 - a. Chris, thank you very much. I have been at many of your presentations. You are doing a great job; thank you for your patience. I appreciate all your team's hard work. I appreciate the Board confirming that this is your direction.
 - b. Leona Valley, thank you. I know that this has been a difficult year. Your presentation was well done and most of the Leona Valley teaching staff was here this evening. I know you are working hard to bring that community on board with you.
 - c. Shawn, nice job. We still need to be very conservative with our financing so that long term we can continue the educational programs that our students need.
 - d. Our HR folks have been out recruiting new teachers. We have some classified positions and possibly administrative positions open.
 - e. We had one job fair in February, one coming up in April and several job fairs out of town and out of state.
 - f. Marguerite, thank you for your administrative training the last couple of days.
 - g. AVSBA Dinner is on Tuesday, March 27, 2018, at Lake Los Angeles School.
 - h. On April 14, 2018, 8:00 a.m. – 9:30 a.m., the Board will be conducting a workshop on Safety at the Wellness Fair at Joe Walker.
 - i. All of our site recruitment fairs were held last week. Many of our parents would prefer that we go back to straight attendance zone schools. Many parents do not like schools of choice. There are some concerns that it skews the populations.
 - j. Westside Wire will be coming out this week.

- k. Kindergarten Round-ups have started
- l. We are on Spring Break the next two weeks.

XI. PERSONAL APPEARANCES

- A. Westside Union Teachers Association Representative – Bob Dunham, President
- B. California School Employee Association Representative – Jeri Holmes, President
- C. Parent Teachers Association Representative
- D. WAVE Representative – Jennifer Navarro and Robert Hughes
 - Next meeting is Wednesday, April 11, 2018, at 6:30 p.m. in Room 4 at the District Office.
 - McDonalds Dine-Out on Wednesday, April 11, 2018, from 4:00 p.m. – 7:00 p.m. at Ave. N and 50th St. W. and Ave L and 30th St. W.

XII. ITEMS FROM THE FLOOR - Continued
None

XIII. PUBLIC HEARING

A hearing to receive public input on the Westside Union Teachers Association (WUTA) Reopeners to Westside Union School District for the 2018-19 school year opened at 9:16 p.m. and closed at 9:17 p.m.

XIV. BUSINESS SESSION

- A. Organizational/Governance
 - 1. M18-156- Item 1. Approval of the agenda of the Regular Board Meeting of March 20, 2018, as submitted. The motion was made by Patricia K. Shaw seconded by Steve DeMarzio and carried 5/0.
 - 2. M18-157 - Items 2a – 2f. The motion was made by Patricia K. Shaw seconded by Linda Jones and carried 5/0 to approve the consent agenda.
 - 2a Minutes of the Regular Meeting on March 6, 2018
 - 2b Fundraising Authorization
 - 2c Personnel Report
 - 2d Purchase Orders - Revised
 - 2e Consultant/Contract Agreement Schedule
 - 2f Conference/Workshop Schedule
 - 3. M18-158 - Item 3. The motion was made by Jennifer Navarro seconded by Steve DeMarzio and carried 5/0 to approve the California Administrative Clear Credential Induction Program
 - 4. Item 4 - Discussion Item
 - Board Governance

XV. PERSONNEL

- 5. M18-159 - Item 5. The motion was made by Steve DeMarzio seconded by Patricia K. Shaw and carried 5/0 to approve the Westside Union Teachers Association (WUTA) Reopeners to Westside Union School District
- 6. M18-160 - Item 6. The motion was made by Patricia K. Shaw seconded by Linda Jones and carried 5/0 to approve to Sunshine Westside Union School District Reopeners to Westside Union Teachers Association (WUTA) and set April 3, 2018, as the date for public hearing to receive community input.

7. M18-161 - Item 7. The motion was made by Linda Jones seconded by Patricia K. Shaw and carried 5/0 to approve to Sunshine California School Employees Association (CSEA) Reopeners to Westside Union School District and set April 3, 2018, as the date for public hearing to receive community input.
8. M18-162 - Item 8. The motion was made by Patricia K. Shaw seconded by Jennifer Navarro and carried 5/0 to approve to Sunshine Westside Union School District Reopeners to California School Employees Association (CSEA) and set April 3, 2018, as the date for public hearing to receive community input.

XVI. BUSINESS

9. M18-163 - Item 9. The motion was made by Steve DeMarzio seconded by Jennifer Navarro and carried 5/0 to approve the Cottonwood Modernization Change Order No. 5 to Monet Construction, Inc.

XVII. NEW BUSINESS

Board Self Evaluation

XVIII. UNFINISHED BUSINESS

None

XIX. ADJOURNMENT – The meeting was adjourned at 9:25 p.m. by the Board President.

Linda Jones, Clerk
April 3, 2018

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Regina L. Rossall, Superintendent
SUBJECT: Fund Raiser Approval List

BACKGROUND:

Attached for review and approval by the Board are individual requests from school organizations for fund raising activities. Each is presented on the District's pre-approved form.

PROGRAM/EDUCATIONAL IMPLICATION:

Funds raised as a result of the activities benefit the individual schools as described in each form.

COST ANALYSIS/FUNDING SOURCE:

Approval of these activities increases the funding available for the affected schools as noted on each form.

SUPERINTENDENT'S RECOMMENDATION:

Approval

FUND RAISER APPROVAL LIST

Approved at the Board Meeting of April 3, 2018

Rancho Vista

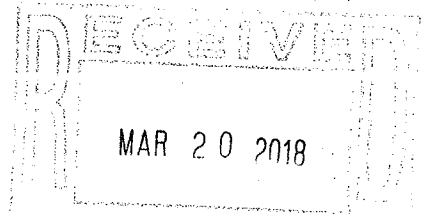
Description: Catalog Fundraiser

Date: April 9-23, 2018

Purpose: To raise funds for school field trips and things.

Requesting Group: Rancho Vista PTA

Westside Union School District
41914 50th Street West
Quartz Hill, CA. 93536
(661) 722-0716 FAX: (661) 206-3645



FUNDRAISING AUTHORIZATION
Elementary School

School Rancho Vista Date 3/18/18

Requesting Group: ☒ PTA ☐ PTO ☐ PTSA

Date(s) of Fund Raiser April 9th - 23rd Event Start Time 8 AM

Location of Fund Raiser Rancho Vista Elementary

Description of Fund Raiser Catalog Fundraiser

Purpose of the Fund Raiser Raise Funds for the School
field trips and things

For the benefit of (be specific) Raising funds for the Margot

Person Supervising Fund Raiser Chi Hye Tyson

Person Responsible for the Money Chi Hye Tyson

Projected Expenses \$ 6 Projected Profit \$ 2500

The food sales shall not impair students' participation in the District's Food Service program. (BP3554)
Sanitary and safety procedures shall comply with the State and County Uniform Retail Food Facilities Law. Home-baked goods may not be sold. (BB3554, CURFFL 113700-114455, AR3554)
Food sales will not begin until after the close of the regularly scheduled midday food service period. (Code of Regulations, Title 5 15500, Ed Code 51520)
Organizations are encouraged to select items of good nutritional quality (BP3554)
The food item being sold cannot be an item sold in the food service program at that school during that school day. (Code of Regulations, Title 5)

Signature of PTA/PTO/PTSA President Nancy Janssen Date 3/18/18

Signature of Principal or Assistant Cathy Bennett Date 3/16/18
I affirm that I have read and understand the District Wellness Policy and that the activity approved above is not in violation of that policy.

Approved by the Board of Trustees on _____

Note – Edible items that do not comply with the District's Wellness Policy may be sold to students a half an hour after the end of the school day.

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Regina L. Rossall, Superintendent

SUBJECT: Board Certification of Williams Uniform Complaint Quarterly Report Summary

BACKGROUND:

As a result of the Williams Lawsuit, the Board must certify on a quarterly basis that its members have been informed of complaints made under this settlement.

PROGRAM/EDUCATIONAL IMPLICATION:

Since the District receives both state and federal funds for educational programs, we are required to comply with this part of the Williams settlement.

COST ANALYSIS:

There is no immediate cost to this action other than staff time required to track and respond to complaints. Currently that is minimal.

SUPERINTENDENT'S RECOMMENDATION:

Approval



**Los Angeles County
Office of Education**
Serving Students • Supporting Communities
Leading Educators

**Williams Lawsuit Settlement
Quarterly Report on Uniform Complaints 2017-2018**

District Name: Westside Union School District

Date: March 28, 2018

Person completing this form: Tonya Williams

Title: Admin. Secretary

Quarter covered by this report (Check One Below):

- | | | |
|---|--------------------------|------------------|
| <input type="checkbox"/> 1st QTR | July 1 to September 30 | Due 20-Oct 2017 |
| <input type="checkbox"/> 2nd QTR | October 1 to December 31 | Due 19- Jan 2018 |
| <input checked="" type="checkbox"/> 3rd QTR | January 1 to March 31 | Due 20-Apr 2018 |
| <input type="checkbox"/> 4th QTR | April 1 to June 30 | Due 20-Jul 2018 |

Date for information to be reported publicly at governing board meeting: April 3, 2018

Please check the box that applies:

- ☒ No complaints were filed with any school in the district during the quarter indicated above.
- ☐ Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints.

	Number of Complaints Received in Quarter	Number of Complaints Resolved	Number of Complaints Unresolved
Instructional Materials	0	0	0
Facilities	0	0	0
Teacher Vacancy and Misassignment	0	0	0
TOTAL	0	0	0

Print Name of District Superintendent Regina L. Rossall

Signature of District Superintendent _____ Date 4-3-18

Return the **Quarterly Summary** to:
Williams Legislation Implementation Project
Los Angeles County Office of Education
c/o Kirit Chauhan, Williams Settlement Legislation
9300 Imperial Highway, ASM/Williams ECW 284
Downey, CA 90242

Telephone: (562) 803-8382
FAX: (562) 803-8325
E-Mail: Chauhan_Kirit@laoe.edu

WESTSIDE UNION SCHOOL DISTRICT
BOARD AGENDA
April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Robert Hughes, Deputy Superintendent

SUBJECT: Personnel Report #18-16

BACKGROUND: The Board is requested to approve/ratify the following personnel Recommendations:

MANAGEMENT

CERTIFICATED

Employment

Alfaro, Gabriela	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Alt, Geri	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Biedermann, Angie	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Cass, Monica	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Dodge, Cyndee	Certificated Coach, Dancing Feet/CW/2017-2018 School Year/URGF/ Req# 15241
Dodge, Cyndee	Certificated Coach, Girl Power/CW/2017-2018 School Year/URGF/ Req# 15242
Ebert, Sharon	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Ewart, Aniko	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Garcia, Ana Romina	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Griffin, Antoinette	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Grubbs, Cynthia	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252

Gutierrez, Lauren	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hance, Amanda	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hansen, Heather	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Harmon, Lisa	Certificated Coach, Student Council/CW/2017-2018 School Year/URGF/ Req# 15243
Harmon, Lisa	Certificated Coach, Anti Bully/CW/2017-2018 School Year/URGF/ Req# 15244
Hewitt, Rebecca	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hofmann, Renee	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hrabik, Darrell	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hughes, Sandra	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Hyman, Ani	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Knittel, Katrina	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Lathrop, Becky	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Leeds, Patricia	Certificated Coach, Dancing Feet/CW/2017-2018 School Year/URGF/ Req# 15241
Leeds, Patricia	Certificated Coach, Student Council/CW/2017-2018 School Year/URGF/ Req# 15243
Leeds, Patricia	Certificated Coach, Anti Bully/CW/2017-2018 School Year/URGF/ Req# 15244
Lotzgesell, Linda	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Marshall, Amanda	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Melendez, Elena	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Mendes-Guerrero, Isela	Substitute Teacher/March 14, 2018/URGF
Meyer, Nancy	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252

Miller, Pamela	Teacher Tutor/SD/February 27 not to exceed March 17, 2018/Title 1/ Req# 15139
Moss, Holli	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Norlin, Marie	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Phillips, Christina	Teacher Hourly, Loving Solutions/ESF/March 14 th -June 6 th , 2018/SG/ Req# 15257
Quinn, Lynda	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Rather, Geri	Teacher Saturday/DS/January 27- March 10, 2018/AI/Req# 15167
Riddle, Kanani	Substitute Teacher/March 15, 2018/URGF
Salinas, Gabrielle	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Scanlon, Kendra	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Sessions, Michelle	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Skinner, Dana	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Smith, Janene	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Stecker, Carli	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Tucker, Rachel	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Wang-Quinn, Eileen	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Wheeler, Marie	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Zamudio, Veronica	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252
Zuaro, Noelle	Teacher Hourly, AVID/ESF/June 8-9, 2018/AVID/Req# 15252

<u>Change</u>	<u>Position/Location/Effective Date/Salary/Funding/Req. #</u>
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<u>Leaves</u>	<u>Position/Location/Effective Date</u>
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<u>Separation</u>	<u>Position/Location/Effective Date</u>
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CLASSIFIED

<u>Employment</u>	<u>Position/Location/Effective Date/Salary/Funding/Req.#</u>
Cabasug, Sapphire	Instructional Assistant II/GA/3 hrs/per/day/Step 1/March 14, 2018/SDC/Req# 14892
Cage, Teron	Extra-Duty Campus Climate Assistant/SD/1 hr/per/day/Step 1/ March 15, 2018/Sup Grant/Req# 15228
Castellanos, Samantha	Short-Term Playground Supervisor/DS/.5 hrs/per/day/Step 2/ March 5-April 27, 2018/URGF/Req# 15193
Clark, Hayley	Instructional Assistant II-Speech/GA/3 hrs/per/day/Step 1/ April 2, 2018/SDC/Req# 15129
Dickerson, Linda	Short-Term Instructional Assistant I/EZ/1 hr/per/day/Step 2/ February 14-May 31, 2018/Wed. & Thurs/Site Title I/Req# 15107
Gaytan, Maricela	Extra-Duty Instructional Assistant II/CW/2 hrs/per/day/Step 4/ February 16-June 1, 2018/Title III/Req# 15137
Gomez, Susana	Playground Supervisor/DS/3 hrs/per/day/Step 1/April 2, 2018/URGF/Req# 15142
Gonzalez, Paola	Extra-Duty Campus Climate Assistant/SD/1 hr/per/day/Step 2/ March 15, 2018/Sup Grant/Req# 15228
Hankison, Leslie	Child Nutrition Manager-Intersession/HV/1.5 hrs/per/day/Step 8/ March 19-24, 2018/Sup Grant/Req# 15182
Javier, Cindie	Instructional Assistant I-Intersession/HV/4.5 hrs/per/day/Step 1/ March 19-23, 2018/Sup Grant/Req# 15181
Kerr, Sarah	Instructional Assistant II-Speech/GA/3 hrs/per/day/Step 1/ April 2, 2018/SDC/Req# 15128
Lopez, Lillian	Extra-Duty Campus Climate Assistant/SD/1 hr/per/day/Step 1/ March 15, 2018/Sup Grant/Req# 15228
Macias, Ivette	Extra-Duty Instructional Assistant II/RV/3 hrs/per/day/Step 5/ April 5, 2018/SDC/Req# 15217
Martinez, Elvia	Extra-Duty Instructional Assistant II/CW/2 hrs/per/day/Step 3/ February 16-June 1, 2018/Title III/Req# 15137
Masters, Nathan	Substitute Custodian/MO/Step 1/March 26, 2018/URGF

McGee, Summer	Instructional Assistant II/RV/3 hrs/per/day/Step 1/April 2, 2018/ SDC/Req# 15122
Rocha, Michele	Campus Climate Assistant/RV/3 hrs/per/day/Step 1/April 2, 2018/ Sup Grant/Req# 15222
Stewart, Julia	Instructional Assistant II/LV/3.5 hrs/per/day/Step 1/April 2, 2018/ SDC/Req# 15197
Valasek, Robyn	Extra Duty Instructional Assistant II/QH/3 hrs/per/day/Step 8/ April 13-24, 2018/SDC/Req# 15218
Washington, Lonisha	Instructional Assistant II/VV/3 hrs/per/day/Step 1/March 14, 2018/ SDC/Req# 15109
<u>Change</u> Acuna, Yliana	<u>Position/Location/Effective Date/Salary/Funding/Req. #</u> Playground Supervisor (1.25 hrs/per/day) to (3.25 hrs/per/day)/CW/ Step 1/January 8, 2018/URGF/Req# 14948
Landaverde, Claudia	Instructional Assistant II (3.25 hrs/per/day) to (3 hrs/per/day)/GA/ Step 2/March 12, 2018/Req# 14870
<u>Leaves</u>	<u>Position/Location/Effective Date/</u>
<u>Separation</u> Chatham, Noelle	<u>Position/Location/Effective Date/</u> Campus Climate Assistant/CW/March 16, 2018/Resignation
Garcia, Adriana	Instructional Assistant I-AVID/HV/March 12, 2018/Resignation
Moreno, Lorena	Campus Climate Assistant/RV/March 16, 2018/Resignation

DEPUTY SUPERINTENDENT'S RECOMMENDATION:

Approval

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Jeri Holmes, Purchasing
SUBJECT: Purchase Order Approval List

BACKGROUND:

Purchase orders are submitted for pre-approval if the purchase is over \$7,500. Purchase orders are submitted for ratification for items under \$7,500 per the adopted policy. Items that have already been approved by virtue of individual board action/direction are also included on the ratification list, even if their value is over \$7,500

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS/FUNDING SOURCE:

With approval of this action, the Board authorizes expenditures of:

Approval Items:

All Funds	201,177.43
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Ratification Items:

General Fund (01.0)	119,022.18
Child Nutrition Fund (13.0)	21,084.13
Deferred Maintenance Fund (14.0)	0.00
Building Fund: Bonds (21.0)	0.00
Capital Facilities Fund (25.0)	0.00
County Facilities Fund (35.0)	0.00
Anaverde Settlement (40.0)	0.00
CFD's (49.0)	0.00

Total	341,283.74
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ASSISTANT SUPERINTENDENT, ADMINISTRATIVE SERVICES RECOMMENDATION:

Approval

PURCHASE ORDERS
Approved/Ratified at the Meeting of April 3, 2018

PO's for Board Approval (note: General Fund (01.0) moneys unless otherwise noted)

<u>P.O. #</u>	<u>Vendor/Location</u>	<u>Description/Funding Source Detail</u>	<u>Amount</u>
P53112	Swivl Inc.	Swivl Lenses, stands Subscription	12,584.85
P53113	Educational Services	Educator Effectiveness Grant	
P53113	Convergeone, Inc.	Dell Chromebooks (40)	10,862.40
P53132	Quartz Hill	Title I	
P53132	ConvergeOnce Inc.	Dell Chromebooks (50)	13,578.00
P53140	Hillview	General Funding	
P53140	Tek Visions	Touch Screen Computers for Lunch Lines (6)	10,330.23
P53142	Child Nutrition	Child Nutrition	
P53142	AVSTA	Bus Aides	125,000.00
P53192	Student Support Services	Special Education	
P53192	McGraw Hill	Instructional Materials	8,640.00
P53195	Educational Services	Lottery - Instructional Materials	
P53195	Really Good Stuff	Instructional Materials	11,105.40
P53195	Educational Services	Supplemental Grant	
<i>Note: PO Released to facilitate timely payment of materials already received.</i>			
P53215	Convergeone, Inc.	Dell Chromebooks ((30)	9,076.55
	Anaverde Hills	Title I	

Total 201,177.43

PO's for Board Ratification

<u>P.O. #</u>	<u>Vendor/Location</u>	<u>Description/Funding Source Detail</u>	<u>Amount</u>
P53007A	Barnes and Noble	Instructional Materials	4,341.32
P53081	Esperanza	Title I	
P53081	Catherine Eichner	Reimburse: Breakfast for Director SELPA Meeting	150.00
P53082	Student Support Services	Special Education	
P53082	THSMUN	Model UN Conference Rancho Santa Margarita	720.00
P53083	Hillview Middle School	Local Site Funds	
P53083	Shannon Rossall	Kindergarten Round Up	50.00
P53084	Leona Valley	General Fund	
P53084	Michele Sessions	Dance Supplies	100.00
P53085	Gregg Anderson	Local Site Funds	
P53085	Virginia Irvin	Reimburse: Elective Supplies	260.00
P53086	Joe Walker	Local Site Funds	
P53086	Ami Duffee	Reimburse: Career Day Supplies	300.00
P53087	Joe Walker	Local Site Funds	
P53087	Kristie Jakeway	Reimburse: Science Supplies	250.00
P53089	Joe Walker	General Fund	
P53089	Convergeone	Chromebooks Google & Chrome License	2,485.65
P53090	Educational Services	Supplemental Grant	
P53090	Nick Rail Music	Music Supplies	1,468.87
P53091	Educational Services	Band	
P53091	Attainment Company, Inc.	GoTalk 9+ Lite Touch with Software	409.26
P53092	Student Support Services	Special Education	
P53092	Attainment Company, Inc.	GoTalk 9+ Lite Touch with Software	409.26
P53093	Student Support Services	Special Education	
P53093	Enablenart Sales Office	Easy Talk Communication Device #1007979	417.92
P53094	Student Support Services	Special Education	
P53094	Grainger	Splash Goggles Clear Lens and First Aid Kit	258.54
P53095	Human Resources	General Fund	
P53095	Center for Ed. & Employment Law	Keeping Your School Safe and Secure Subscription	278.08
P53096	Human Resources	General Fund	
P53096	Follett School Solutions, Inc.	1000 ANSI Grade A Poly Barcode Labels	76.65
P53097	Gregg Anderson	General Fund	
P53097	S & S Worldwide, Inc.	Playground Supplies	740.86
	Sundown School	Local Site Funds	

P53098	NASCO	Anemometer and Wind Vane	41.12
	Quartz Hill School	Local Site Funds	
P53099	Follett School Solutions, Inc.	Ansi Grade Poly Barcode Labels	76.65
	Sundown School	Local Site Funds	
P53100	Whitebox Learning	Gliders and Rockets	2,756.13
	Hillview Middle School	Restricted Textbook/Core Curricula	
P53101	Follett School Solutions, Inc.	Library Books	592.40
	Hillview Middle School	Local Site Funds	
P53102	Palmdale Trophy	Service Pins	1,240.02
	Superintendent & Board	General Fund	
P53103	Woodwind and Brasswind	Music Supplies	4,304.58
	Educational Services	Band	
P53104	The Library Store	Book Tape, Corners and Wings	57.04
	Joe Walker	General Fund	
P53105	Sierra School Equipment Company	Office Equipment	514.39
	Business Services	General Fund	
P53107	Apple Inc.	32gb iPod Touch	217.91
	Student Support Services	Special Education	
P53108	CDWG Computer Centers Inc	Epson Projector Lamps (4)	214.75
	Esperanza	General Fund	
P53109	CDWG Computer Centers Inc	Epson Projector Lamp (1)	51.47
	Del Sur	Local Site Funds	
P53110	Amazon	Dry Erase Magnet Strip	93.93
	Student Support Services	Special Education	
P53111	Amazon	Velcro Bands	53.60
	Student Support Services	Special Education	
P53114	Convergeone, Inc.	Dell Chromebooks and Google Licenses	4,464.00
	Del Sur	Title I	
P53115	Convergeone, Inc.	Dell Chromebooks and Google Licenses	5,020.00
	Hillview Middle School	Title I	
P53116	Wonder Workshop	Dash Robots and accessories	2,550.00
	Esperanza	Title I	
P53117	Headsets.com, Inc.	Wireless Headset and Hook switch	349.90
	Valley View	General Funding	
P53118	Apple Inc	ProLoQuo2Go Licenses/Apps (25)	3,125.00
	Student Support Services	Special Education	
P53125	CDWG Computer Centers Inc	Pepson Projector Lamps (10)	514.65
	Valley View	General Funding	
P53143	Fire Island Grill	Lunch for March and June AVID Trainings	988.99
	Educational Services	Supplemental Grant	
P53144	Panera Bread	Lunch for June AVID Training	565.21
	Educational Services	Supplemental Grant	
P53145	Southwest School Supply	Copy Paper and Supplies	6,000.00
	Reprographics	General Funding	
P53146	Southwest School Supply	School and Office Supplies	5,000.00
	Anaverde Hills	General Funding	
P53147	Southwest School Supply	School and Office Supplies	1,500.00
	Joe Walker	General Funding	
P53148	Kerry Rush	Reimburse: Supplies and Food for HR Events	150.00
	Human Resources	General Funding	
P53149	Ariane Kausen	Reimburse: Supplies for Theater Sportz Competition	324.00
	Hillview	Local Site Funds	
P53150	Rhonda Pratt	Reimburse: Home Economics Supplies	300.00
	Hillview	General Funding	
P53151	Rhonda Pratt	Reimburse: Home Economics Supplies	300.00
	Hillview	General Funding	
P53152	Davis Communications	Direct mail postcards - DS Community Open House	1,550.00
	Del Sur	Title I	
P53153	Santa Barbara Zoo	Safari Sleepover May 31, 2018 Balance due on reservation.	1,925.00
	Del Sur	Local Site Funds	
P53154	PEAP	Excellence Award Gold Pins and Seals	419.42

P53155	Hillview Jones School Supply	General Funding	471.49
P53156	Hillview Drama Teachers Assoc of So Cal	Athletic Certificates and folders	
P53157	Hillview Baudville, Inc.	General Funding	315.00
P53158	Hillview Forum Festivals	Student/Teacher Membership/program ad/chaperone lunches	
P53160	Hillview William Curzi	Local Site Funds	717.97
P53161	Student Support Services	Certificate folders and gold foil shooting stars	
P53162	Law Office of Cindy Brining	General Funding	2,205.00
P53163	Student Support Services	Music Festivals with admission to Six Flags	
P53164	Amazon.com Corporate Credit	Local Site Funds	1,000.00
P53165	Hillview	Settlement	2,000.00
P53166	Amazon.com Corporate Credit	General Funding	55.83
P53167	Human Resources	V4Ink 4 pack HP Pro 400 Color M451DN Toner	
P53168	Amazon.com Corporate Credit	General Funding	32.16
P53169	Human Resources	Making Evaluations Meaningful	
P53170	Amazon.com Corporate Credit	General Funding	153.64
P53171	Del Sur	Basketball, Soccer and Playground Balls	
P53172	Amazon.com Corporate Credit	Local Site Funds	183.63
P53173	Anaverde Hills	Number the Starts by Lois Lowry	
P53174	ConvergeOne Inc	Local Site Funds	1,014.26
P53175	Student Support Services	Dell Chromebooks (4)	
P53176	ConvergeOne Inc	Special Education	1,269.06
P53177	Human Resources	Dell OptiPlex Computer with Dual Monitors	
P53178	ConvergeOne Inc	General Funding	1,587.44
P53179	Technology	Toshiba Laptop: CW Admin Refresh	
P53180	CA Comm on Teacher Credentialing	Technology Maintenance	100.00
P53181	Human Resources	Librarian Credential: M Johnson	
P53182	Demco	General Funding	51.15
P53183	Anaverde Hills	Library Supplies	
P53184	Flag House	General Funding	1,384.20
P53185	Hillview	Instructional Materials	
P53186	Woodwind and Brasswind	General Funding	3,761.55
P53187	CW, HV, EZ, RV	Instructional Materials	
P53188	All Things Engravable	Band Program	109.50
P53189	Hillview	T-Shirts for Theater Sports	
P53190	Dick Blick Art Materials	Local Site Funds	2,449.20
P53191	Joe Walker	Instructional Materials	
P53192	Dick Blick Art Materials	General Funding	1,945.09
P53193	Hillview	Instructional Materials	
P53194	Boys Town Press	General Funding	529.41
P53195	Esperanza	Instructional Materials	
P53196	Boys Town Press	Title I	382.26
P53197	Esperanza	Instructional Materials	
P53198	Boys Town Press	Title I	1,069.85
P53199	Esperanza	Instructional Materials	
P53200	Boys Town Press	Title I	1,674.73
P53201	Esperanza	Instructional Materials	
P53202	Demco	Title I	79.96
P53203	Esperanza	Library Supplies	
P53204	Wonder Workshop Inc	General Funding	4,180.55
P53205	Esperanza	Instructional Materials	
P53206	The Library Store	Title I	192.72
P53207	Esperanza	Library Supplies	
P53208	School Health Corporation	General Funding	2,798.82
P53209	Health Services	Wheelchair, Scales, Recovery Couches	
P53210	School Datebooks	General Funding	2,495.69
P53211	Del Sur	Instructional Materials	
P53212	CDWG Computer Centers Inc	Title I	336.26
P53213	Quartz Hill	Projector Lamps and Adapter Cables	
		General Funding	

P53189	Amazon.com Corporate Credit Leona Valley	Instructional Materials	430.65
P53189A	Wonder Workshop Inc Leona Valley	General Funding Dash Robots (2)	328.48
P53190	Amazon.com Corporate Credit Cottonwood	General Funding Raised Garden Bed Planter Box	191.61
P53191	Amazon.com Corporate Credit Technology	Local Site Funds Large Ziplock Storage Bags for Laptop Collection	93.02
P53193	Bohn's Printing Warehouse	General Funding White #10 Envelopes	1,011.51
P53194	SEA Supply Warehouse	General Funding Facial Tissues	812.71
P53196	Four Star Printing Education Services	General Funding Flyers and Postcards Empowering Youth Outreach	4,326.52
P53197	CDWG Computer Centers, Inc. Business Services	Supplemental Grant External DVD Drive	26.80
P53198	CDWG Computer Centers, Inc. Esperanza	Technology Maintenance Griffin Survivor Case for tablet	1,259.65
P53199	CDWG Computer Centers, Inc. Hillview	Title I Powergistics Tower	2,997.00
P53200	CDWG Computer Centers, Inc. Business Services	Title I Kinston Valueram	34.61
P53201	Jeannette Mohun Quartz Hill	General Funding Library Books	275.00
P53202	Amanda M. Hance Gregg Anderson	Local Site Funds Reimbursement for garden supplies	500.00
P53203	Kristin Kruizinga Gregg Anderson	Local Site Funds Reimbursement for First Lego League	500.00
P53204	Kristin Kruizinga Gregg Anderson	Local Site Funds Reimbursement for Lego League	500.00
P53205	Chris Soliz Technology	Local Site Funds Reimbursement for 24 plastic totes for laptops	175.00
P53206	Southwest School Supply Sundown	General Funding School and Office Supplies	500.00
P53207	Southwest School Supply Rancho Vista	Supplemental Grant School and Office Supplies	500.00
P53208	Southwest School Supply Valley View	General Funding School and Office Supplies	2,800.00
P53209	Parent Project Educational Services	General Funding Value Package: Loving Solutions	449.00
P53210	Headsets.com, Inc. Gregg Anderson	Supplemental Grant Sennheiser Wireless Headsets and Hook switches	1,602.86
P53211	Amazon.com Corporate Credit Educational Services	General Funding Crucial Conversations Tools for Talking	48.36
P53212	Amazon.com Corporate Credit Educational Services	General Funding Go Sports and Hasbro Games	133.96
P53213	AVID Center Educational Services	Supplemental Grant AVID Elementary Poster Set Training Materials	3136.88
P53214	Rochester 100 Inc. Del Sur	Supplemental Grant Supplies and Training Materials	438.00
M20617	Home Depot Various Sites	Title I Maintenance Supplies - February	860.82
M20685	Interstate Batteries Educational Services	Maintenance/Operations Emergency Radio Battery	119.21
M20686	Sav On Fence Maintenance	Operations Fence Wheels	157.70
M20687	B&M Lawn and Garden Center Maintenance	Maintenance Hustler Mower Parts	194.39
M20688	Patriot Plumbing Joe Walker	Operations Plumbing Repairs - Handicap Toilet	297.50
M20692	HW Hunter	Operations Repairs - Van 83	55.72

M20693	Maintenance	Operations	
	Sav On Fence	Fence Repair Parts	210.24
	Maintenance	Maintenance	
M20699	CWI Cal West	Electrical Supplies	111.59
	Maintenance	Maintenance	
M20705	Signs and Designs	Aluminum Signs	201.49
	Cottonwood	Maintenance	
M20706	Serban Sound	Electrical Repairs - Speakers	500.00
	Sundown	Maintenance	
M20707	CWI Cal West	Microphone Floor Outlets	30.32
	Maintenance	Maintenance	
M20708	Empire Floor Supply	Equipment Repair Parts	688.59
	Maintenance	Maintenance	

Total 119,022.18

CHILD NUTRITION (13)

M20682	Quinn Power Systems	Trouble Shoot Engine - Truck 77	220.00
P53088	SNA	Membership Renewal - Nancy Hemstreet	122.00
P53159	Horizon Software International LLC	Horizon USB pin pad and cable	3,005.77
P53217	J&E Restaurant Supply	Mobile Heated Cabinets	17,736.36

Total 21,084.13

DEFERRED MAINTENANCE (14)

BUILDING FUND: BONDS (21)

CAPITAL FACILITIES (25)

COUNTY FACILITIES (35)

ANAVERDE SETTLEMENT (40)

CFD's (49)

No purchase order for funds 14.0, 21.0, 25.0, 35.0, 40.0, 49.0

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Paula Sterk on behalf of Jeri Holmes, Purchasing

SUBJECT: Consultant/Contract Agreement Schedule

BACKGROUND:

Consultant agreements and contracts are brought to the Board in accordance with Board Policy 3312 for various purposes including student assemblies, in-house staff workshops, and vendor provided services.

PROGRAM/EDUCATIONAL IMPLICATION:

These Consultant Agreements and Contracts provide support to the District's Educational Program

COST ANALYSIS/FUNDING SOURCE:

With approval of this action, the Board authorizes expenditures and incoming funds of:

Student Assemblies	712.50
In-house Staff/Parent Workshops	25,690.21
Vendor Provided Services	253,171.29
Rental/Lease Contracts	0.00
Total	<u>279,574.00</u>

Incoming Funds	0.00
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ASSISTANT SUPERINTENDENT, ADMINISTRATIVE SERVICES RECOMMENDATION:

Approval

CONSULTANT/CONTRACT AGREEMENT SCHEDULE

Ratified/Approved at the Board Meeting of April 3, 2018

<u>Dates</u>	<u>Name/School Site</u>	<u>Description/Funding Source</u>	<u>Cost</u>	<u>Income</u>
Summer 2018	3K Building Services Inc Joe Walker	DSA Inspection - 3 Classroom Bldgs and Site Storm Drain Fund 25 (Developer Fees)	3,555.00	
Spring 2018	3K Building Services Inc Esperanza	DSA Inspection - 3 Classroom Bldgs Fund 25 (Developer Fees)	2,765.00	
2017-2018	Augmentative Communication Therapies Student Support Services	Assessment Record Review/Report Observation Special Education	2,500.00	
Spring 2018	Between Your Ears Entertainment Anaverde Hills	The Morris Brothers Assembly Title I	712.50	
2017-2018	Borderlan Inc Technology	Renewal Order - Lightspeed Web Filter - Year 3 of 3 Technology Maintenance	18,761.03	
Summer 2018	Boys Town Press Student Support Services	Training for Trainer of Trainers Supplemental Grant	19,690.21	
2018-2018	Colorado Christian University District	Placement of Internship or Student Teacher Candidates N/A	0.00	
Ongoing	ConvergeOne All Sites	IT Lifecycle Service (Chromebook setup, etching, etc) Determined by Site at Time of Order	TBD	
Spring 2018	David C Sterk Construction Esperanza	Earthwork - 3 Classrooms Fund 25 (Developer Fees)	14,250.00	
2017-2018	Dimension Data District	CISCO Hardware Technology Maintenance	6,909.00	
Spring 2018	Food 4 Thought LLC Joe Walker	Farmers Market And Nutritional Information Supplemental Grant	1,785.00	
2018-2019	KRONOS Inc District	Software Support Services Contract Renewal Technology Maintenance	31,002.53	
2017-2018	McKinley Elevator Corporation District	Wheelchair Lift Inspection And Service Restricted Maintenance Account	5,850.00	
2018-2019	Scientific Learning Corp District	Fast ForWord Renewal Supplemental Grant	71,760.00	
2017-2018	Starfall Education Hillview	License for FS SPED Students Special Education	295.65	
2018-2019	Student Support Solutions Inc District	Training for Administrative Staff Supplemental Grant	6,000.00	
2017-2018	Survey Monkey District	Professional Plan New Teacher Induction	288.00	
Spring 2018	Universal Electronic Alarm Esperanza	Esperanza Fire Additions Fund 25 (Developer Fees)	14,000.00	
Spring 2018	Universal Electronic Alarm Rancho Vista	Rancho Vista Additions Fund 25 (Developer Fees)	12,850.00	
Summer 2018	YMCA of Metropolitan LA A V Branch District	Custodial Services Agreement - Quartz Hill Elementary General Funding		TBD
Summer 2018	YMCA of Metropolitan LA A V Branch District	Custodial Services Agreement - Sundown Elementary General Funding		TBD
<u>Change</u>				
2017-2018	3K Building Services Inc Cottonwood	DSA Inspection Changes: Project Timeline Extension Capital Facilities Fund	65,000.00	
2017-2018	Accommodating Ideas Inc Joe Walker	Sign Language Interpreter for Community Open House Changes: Additional Services	500.00	

		General Funding	
2017-2018	Frontline Technologies Group LLC Human Resources	Education Absence & Substitute Management Changes: Recalculation of Actual Annual Subscription Technology Maintenance	1,100.08
2018-TBD	National University District	Internship Credential Program Changes: Perpetual	0.00
2018-TBD	National University District	Student Teaching And Practicum Agreement Changes: Perpetual	0.00
2017-2018	UNUM Life Insurance Company of America District	Group Long Term Disability and Group Accident Benefits Changes: Adding New Plans to Existing Agreement	0.00
		Total	279,574.00
			0.00

Individual Services Agreements

These individual service agreements fall under previously Board approved Master Contracts. All agreements are funded through Special Education general funds.

Nonpublic School/Agency
None

Service

Student ID

BOARD AGENDA

April 03, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Jeri Holmes, Purchasing
SUBJECT: Conference/Workshop Schedule

BACKGROUND:

Conference requests are processed in compliance with Board Policy 3350.

PROGRAM/EDUCATIONAL IMPLICATION:

On-going staff development is a key to the success of the District's programs.

COST ANALYSIS/FUNDING SOURCE:

With approval of this action, the Board authorizes expenditures of \$47,920.63

ASSISTANT SUPERINTENDENT ADMINISTRATIVE SERVICES RECOMMENDATION:

Approval

CONFERENCE/WORKSHOP SCHEDULE
Ratified/Approved at the Board Meeting of

<u>Dates/Location</u>	<u>Title/Attendees/Funding Location</u>	<u>Fund. Source</u>	<u>Registration</u>	<u>Lodging</u>	<u>Meals</u>	<u>Mileage</u>	<u>Parking</u>	<u>Subs</u>	<u>Other</u>
March 28, 2018 Washington	Washington State Job Fair Robert Hughes or Robert Garza Human Resources	General Fund	550.00	0.00	0.00	0.00	0.00	0.00	0.00
April 13, 2018 Long Beach	Cal State Long Beach Job Fair Robert Hughes, Kerry Rush or Robert Garza Human Resources	General Fund	250.00	0.00	0.00	0.00	0.00	0.00	0.00
April 16, 2018 Michigan	Michigan State University Job Fair Robert Hughes Human Resources	General Fund	300.00	0.00	0.00	0.00	0.00	0.00	0.00
April 23, 2018 Minnesota	Minnesota Education Job Fair Robert Garza Human Resources	General Fund	350.00	0.00	0.00	0.00	0.00	0.00	0.00
April 25, 2018 Indiana	Ball State University Job Fair Robert Garza Human Resources	General Fund	100.00	0.00	0.00	0.00	0.00	0.00	0.00
April 30, 2018 Downey	English Learners and Special Education Federal and Research Guidance Kristin Gellinck-Frye Educational Services	Supplemental Grant	80.00	0.00	0.00	93.63	0.00	0.00	0.00
June 8, 9, 2018	AVID Elementary: Just Wicorize It! Antelope Valley Gabriela Alfaro, Geri Alt, Cathy Bennett, Angie Biedermann, Monica Cass, Sharon Ebert, Aniko Ewart, Romina Garcia, Antoinette Griffin, Cynthia Grubbs, Lauren Gutierrez, Amanda Hance, Heather Hansen, Rebecca Hewitt, Renee Hofmann, Darrell Hrabik, Sandy Hughes, Ani Hyman, Katrina Knittel, Becky Lathrop, Linda Lotzgesell, Amanda Marshall, Elena Melendez, Nancy Meyer, Holli Moss, Marie Norlin, Lynda Quinn, Gabrielle Salinas, Kendra Scanlon, Dana Skinner, Jennifer Slater-Sanchez, Janene Smith, Carli Stecker, Rachel Tucker, Eileen Wang-Quinn, Marie Wheeler, Veronica Zamudio, Noelle Zuaro, Michelle Sessions	Supplemental Grant	17,550.00	0.00	0.00	0.00	0.00	0.00	0.00
June 28-30, 2018 Anaheim	AVID Summer Institute Hussein Arrale, Erica Nuss, Jake Briggs, Shannon Rossall, Lisa Harmon, Chrissy West, Antoinette Griffin, Mary Greaver, Amber Jones, Ariane Kausen, Kristin Gellinck-Frye, Amy Brouwer, Seleana Alden, Lisa Walker, Dale Lister, Ami Duffee, Kristie Jakeway, Melanie Goyler Blair, Reyna Smith, Erin Belcher, Sonja Squires, Brian Yoshikawa, Andrea Paxton, Sylvia Borg-Otting, Christine Belcher, Erica Warne, Lauren Hetland, Geri Rather, Kelli Brown Desiree Lopez	Supplemental Grant	24,645.00	0.00	0.00	0.00	0.00	0.00	0.00
June 27-30, 2018 Anaheim	AVID Summer Institute Kristin Gellinck-Frye Educational Services	Supplemental Grant	0.00	684.00	115.00	109.00	48.00	0.00	0.00
June 27-30, 2018 Anaheim	AVID Summer Institute Christine Belcher Educational Services	Supplemental Grant	0.00	0.00	115.00	0.00	0.00	0.00	0.00
June 27-30, 2018 Anaheim	AVID Summer Institute Brian Yoshikawa Educational Services	Supplemental Grant	0.00	684.00	115.00	75.00	48.00	0.00	0.00
June 28, 29, 2018 Anaheim	AVID Summer Institute Regina Rossall, Robert Hughes, Marguerite Johnson Educational Services	Supplemental Grant	0.00	684.00	950.00	327.00	48.00	0.00	0.00
Changes	No Changes								
	Subtotals		43,825.00	2,052.00	1,295.00	604.63	144.00	0.00	0.00
	Grand Total		47,920.63						

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Regina L. Rossall, Superintendent

SUBJECT: Resolution 18-41, Biennial Governing Board Member Elections, November 6, 2018

BACKGROUND:

Biannually Governing Boards are required to adopt a resolution calling for Governing Board Elections. Contained in the agenda is Resolution 18-41, Governing Board Member Elections, November 6, 2018. At this time District Administration is requesting that the Board adopt and direct the Superintendent to forward the resolution to the County of Los Angeles.

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS/FUNDING SOURCE:

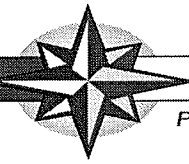
83,000. – General Fund

SUPERINTENDENT'S RECOMMENDATION:

Approval

DISTRICT OFFICE
41914 N. 50th Street West
Quartz Hill, CA 93536
(661) 722-0716
www.westside.k12.ca.us

Westside



Union School District

Pointing the way, providing the path

BOARD OF TRUSTEE:

John Curiel
Steve DeMarzio
Linda Jones
Jennifer Navarro
Patricia K. Shaw

REGINA L. ROSSALL
District Superintendent

ROBERT HUGHES
Deputy Superintendent
Human Resources

MARGUERITE JOHNSON
Assistant Superintendent
Educational Services

SHAWN CABEY
Assistant Superintendent
Administrative Services

**RESOLUTION 18-41
TO ORDER BIENNIAL GOVERNING BOARD ELECTION**

Order of Election of Westside Union School District of Los Angeles County,
California.

**RESOLUTION ORDERING GOVERNING
BOARD MEMBER ELECTION**

RESOLVED that pursuant to Education Code (EC) §5000-5030, the Los Angeles County Superintendent of Schools (County Superintendent) is hereby ORDERED to call an election for the purpose, and in accordance with the designations contained in the following specifications of the Election Order made under the authority of EC §5302, §5304 and §5322.

SCHOOL SITES

ANAVEVERDE HILLS SCHOOL
Jacob Briggs, Co-Principal
Shannon Rossall, Co-Principal

COTTONWOOD SCHOOL
Laura Duran, Principal

DEL SUR SCHOOL
Jessica Kott, Principal

ESPERANZA SCHOOL
Nicole Hernandez, Principal

GREGG ANDERSON ACADEMY
Shelly Dearing, Co-Principal
Kristin Kruizinga, Co-Principal

HILLVIEW MIDDLE SCHOOL
Rodney Lots, Co-Principal
Jennifer Slater-Sanchez,
Co-Principal

JOE WALKER MIDDLE SCHOOL
Steve Wood, Principal

LEONA VALLEY SCHOOL
Jacob Briggs, Co-Principal
Shannon Rossall, Co-Principal

QUARTZ HILL SCHOOL
Andrea Paxton, Principal

RANCHO VISTA SCHOOL
Cathy Bennett, Principal

SUNDOWN SCHOOL
Timothy Barker, Principal

VALLEY VIEW SCHOOL
Rebecca Davis, Principal

WESTSIDE ACADEMY
Thomas Morreale
Principal/Teacher

SPECIFICATIONS OF THE ELECTION ORDER

The election shall be held on Tuesday, November 6, 2018. The polling hours shall be from 7:00 a.m. to 8:00 p.m.

The purpose of the election is to submit to the voters of the district the question of whether three (3) members shall be elected to the Governing Board of the Westside Union School District.

The Los Angeles County Registrar-Recorder/County Clerk (Registrar-Recorder) will perform all the duties incident to the preparation for and holding of the above-mentioned election. The Westside Union School District will pay the costs of the election. If any agency holds an election on November 6, 2018, the Westside Union School District shall pay its pro rata share pertaining to the conduct of this election and shall be under the provisions of the appropriate sections of the Education and Election Codes.

IT IS FURTHER ORDERED that the Clerk of the district is hereby directed to furnish two (2) copies of this order to the County Superintendent not less than 130 days prior to the date set for the election.

The foregoing Resolution and Order was adopted and affirmed by the Governing Board of the Westside Union School District of Los Angeles County, being the Board authorized by law to make the designations contained therein, by formal vote as follows:

Ayes _____

Nays _____

Absent _____

Linda Jones
Clerk of the Governing Board

I hereby certify that the foregoing is a full, true and correct transcript of a resolution duly adopted by the Governing Board named therein at a duly constituted meeting of the said Governing Board, held on April 3, 2018, as it appears upon the minutes of said meeting on April 3, 2018.

Linda Jones
Clerk of the Governing Board

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Regina L. Rossall Superintendent

SUBJECT: Fees for Governing Board Member Election, November 6, 2018

BACKGROUND:

Biannually school districts conduct elections for seats on the Board of Trustees. The next Governing Board Member Election is November 6, 2017, when three (3) seats are open. The County of Los Angeles provides services for the election. At this time the Board is requested to approve the required payment in advance of each candidate's pro rata share of the printing, handling and mailing costs of their candidate statement as a condition of having it included in the voter's sample ballot pamphlet for this election.

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS:

None

SUPERINTENDENT'S RECOMMENDATION:

Approval



Election Date _____

QUESTIONNAIRE**School District Name:** Westside Union School DistrictRegina L. rossall

Superintendent Name

Contact Person (If different from Superintendent)

41914 50th St. W.r.rossall@westside.k12.ca.us

Mailing Address

Email

(661) 722-0716

(661) 206-3645

03/23/18

Contact Phone No.

Fax No.

Date

Numbers Of Offices To Be Elected: 3**Please Indicate How Governing Board Members Are Nominated Or Elected:**☐ By District ☒ At Large ☐ Nominated by District and Elected at Large ☐ Other _____

OFFICES TO APPEAR ON BALLOT	INDICATE FULL OR UNEXPIRED TERM (If unexpired <u>must</u> include date of expiration)	INCUMBENT'S NAME	DISTRICT OR TRUSTEE AREA NO.	DATE
<input checked="" type="checkbox"/> Governing Board Member <input type="checkbox"/> Trustee Area <input type="checkbox"/> Other _____	<input type="checkbox"/> Full Term <input checked="" type="checkbox"/> Unexpired Term Date <u>01/01/01</u>	<u>Jane Smith</u>	<u>1</u>	<u>Appointed Provisionally</u> <u>Appointed in Lieu</u> <u>01/01/01</u> <u>Elected</u>
<input checked="" type="checkbox"/> Governing Board Member <input type="checkbox"/> Trustee Area <input type="checkbox"/> Other _____	<input checked="" type="checkbox"/> Full Term <input type="checkbox"/> Unexpired Term Date _____	<u>John Curiel</u>	_____	<u>Appointed Provisionally</u> <u>Appointed in Lieu</u> <u>11/05/13</u> <u>Elected</u>
<input checked="" type="checkbox"/> Governing Board Member <input type="checkbox"/> Trustee Area <input type="checkbox"/> Other _____	<input checked="" type="checkbox"/> Full Term <input type="checkbox"/> Unexpired Term Date _____	<u>Linda Jones</u>	_____	<u>Appointed Provisionally</u> <u>Appointed in Lieu</u> <u>11/05/13</u> <u>Elected</u>
<input checked="" type="checkbox"/> Governing Board Member <input type="checkbox"/> Trustee Area <input type="checkbox"/> Other _____	<input checked="" type="checkbox"/> Full Term <input type="checkbox"/> Unexpired Term Date _____	<u>Jennifer Navarro</u>	_____	<u>02/14/17</u> <u>Appointed Provisionally</u> <u>Appointed in Lieu</u> <u>Elected</u>
<input type="checkbox"/> Governing Board Member <input type="checkbox"/> Trustee Area <input type="checkbox"/> Other _____	<input type="checkbox"/> Full Term <input type="checkbox"/> Unexpired Term Date _____	_____	_____	<u>Appointed Provisionally</u> <u>Appointed in Lieu</u> <u>Elected</u>

CANDIDATE STATEMENT INFORMATION

This is to inform you that the governing board of the above named district by Approval resolution, dated _____ adopted the following policy regarding filing of Candidate Statements for district elections.

Number of words allowed: ☒ 200 or ☐ 400☒ Payment of the estimated cost must be made by the candidate at time of filing. ☐ School District will bear the cost for all statements.☐ School District will bill candidate after the election. ☐ Other _____

Please indicate number of school measures (if any) you anticipate placing on the ballot: _____

Last day for governing boards to adopt and file a resolution calling a special measure election is E-88.

Signature of Authorized Representative

Superintendent

Title

RETURN FORM
VIA EMAIL TO: ecu@rrcc.lacounty.gov
OR FAX IT TO: (562) 406-2149

FORM CAN ALSO LOS ANGELES COUNTY REGISTRAR-RECORDER/
BE MAILED TO: COUNTY CLERK
Attn: Election Coordination Unit, ROOM 2013A
12400 Imperial Highway
Norwalk, California 90650

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Regina L. Rossall, Superintendent

SUBJECT: Discussion Items:

- Board Governance

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Marguerite Johnson, Assistant Superintendent, Educational Services

SUBJECT: Revised Board Policies and Regulations

BACKGROUND:

Annually policies are reviewed by CSBA and changes are suggested as a result of either recent judicial rulings or legislative enactment. Changes to these policies and regulations make our policies consistent with law.

PROGRAM/EDUCATIONAL IMPLICATION:

Board Policy/Administrative Regulation 0000 Vision - BP Revise/AR Delete

The policy has been updated to address data sources for vision setting, set expectations that the district's vision will drive all board decisions and district operations, and align the process of reviewing the district's vision with the process for reviewing and updating the local control and accountability plan (LCAP). The regulation has been deleted and key concepts incorporated into the policy.

Exhibit 0420.41 Charter School Oversight - Revised

The exhibit updated to add requirements for charter schools to (1) adopt a suicide prevention policy; (2) provide student athletes and their parents/guardians with information on sudden cardiac arrest; (3) submit verification of students' high school graduation to the Cal Grant program; (4) develop a transportation safety plan that includes procedures to ensure that a student is not left unattended on a bus; (5) comply with specified requirements if the charter school chooses to make an opioid antagonist available in order to provide emergency medical aid to persons suffering from an opioid overdose; and (6) post specified information on the school's web site related to the prohibition against discrimination under Title IX.

Board Policy/Administrative Regulation 1312.3 Uniform Complaint Procedures - Revised

The policy has been updated to list all state and federal programs subject to the uniform complaint procedures (UCP) as specified in the Federal Program Monitoring instrument which includes immigration status as a prohibited basis for discrimination, and which authorizes the use of UCP for alleged noncompliance with certain educational rights of children of military families. The regulation updated to reflect a requirement that the annual UCP notice include the educational rights of children of military families. Regulation also clarifies that any individual, public agency, or organization may file a complaint alleging violation of law regarding applicable state or federal programs and deletes references to Office of Civil Rights resources on sexual violence which have been withdrawn.

Board Policy/Administrative Regulation 5022 Student and Family Privacy Rights - Revised

The policy has been updated to add options formerly in the regulation regarding the disclosure of students'

personal information for marketing purposes. The policy also reflects state law which prohibits the collection of social security numbers or the last four digits of social security numbers for such purposes and the new law which prohibits the collection of information regarding the citizenship or immigration status of students or their families. The regulation reflects the new law which prohibits the removal of questions pertaining to sexual orientation and/or gender identity from a voluntary survey that already contains such questions.

Board Policy/ Exhibit 5145.6 Parental Notifications: BP – Revised, Exhibit - Replaced

The policy, regulation, and exhibit been updated to list all state and federal programs subject to the uniform complaint procedures (UCP) as specified in the Federal Program Monitoring instrument, reflect AB 699 which includes immigration status as a prohibited basis for discrimination, and reflect AB 365 which authorizes the use of UCP for alleged noncompliance with certain educational rights of children of military families.

Board Policy 6162.5 Student Assessment - Revised

The policy has been updated to reflect AB 1035 which addresses the use and purpose of interim and formative assessments that are part of the California Assessment of Student Performance and Progress, prohibits their use for high-stakes purposes as defined, and requires that teachers who administer the assessments have access to all pertinent functions and information

Board Policy/ Exhibit 6161.1 Selection and Evaluation of Instructional Materials: BP - Revised, Exhibit - Replaced

Both the policy and exhibit have been updated to delete material defining the "sufficiency" of instructional materials as meaning that students enrolled in the same course have identical materials from the same adoption cycle, and to delete optional material reflecting the authorization to purchase the newest adopted materials for schools in deciles 1-3 of the Academic Performance Index, as those laws have repealed on their own terms. The policy also reflects the requirement to address the sufficiency of instructional materials in the district's LCAP and reflects AB 575 which provides that the State Board of Education may adopt instructional materials for grades K-8 at least once, but not more than twice, every eight years.

Board Policy/Administrative Regulation 6171 Title I Programs - Revised

The policy and regulation have been updated to address (1) the requirement to use federal Title I funds to supplement, not supplant, funds available from state and local sources; (2) use of the district's local control and accountability plan to fulfill requirements for the Title I local educational agency plan; and (3) methods for demonstrating the comparability of services between Title I and non-Title I schools. Regulation updated to reflect amendments by the Every Student Succeeds Act related to schoolwide programs, targeted assistance programs, and participation by private school students.

COST ANALYSIS:

There are no costs associated with updating these policies and administrative regulations.

SUPERINTENDENT'S RECOMMENDATION:

Approval

Westside Union SD

Board Policy - Revised

Vision

Philosophy, Goals, Objectives and Comprehensive Plans

BP 0000(a)

The Governing Board believes that a clearly stated purpose and direction for the district provide the foundation for continuous improvement and accountability. In order to provide a clear focus for district programs, activities and operations, The Board of Trustees shall adopt a long-range vision for district programs and activities that sets direction for the district which is focused focuses on student learning and describes what the Board wants its schools to achieve the achievement and well-being of all students and reflects the importance of preparing students for the future academically, professionally, and personally. The vision shall recognize the unique role of students, parents/guardians, staff, and community partners in contributing to a high-quality education for all students. This vision may be incorporated in various documents, including the district's mission or purpose statement, philosophy or motto, long-term goals, short-term objectives and/or comprehensive plans such as the local control and accountability plan (LCAP).

(cf. 0100 - Philosophy)
(cf. 0200 - Goals for the School District)
(cf. 0400 - Comprehensive Plans)
(cf. 0460 - Local Control and Accountability Plan)
(cf. 6010 - Goals and Objectives)
(cf. 9000 - Role of the Board)

The Superintendent or designee shall recommend an appropriate process for establishing and/or reviewing the district's vision statement which is inclusive of parents/guardians, students, staff and community members, with clearly defined procedures, timelines, and responsibilities, for establishing, reviewing, and updating the district's vision statements. This process shall include a review of relevant district documents and data including, but not limited to, information about student demographics, student achievement, current programs, and emerging educational issues. The process shall incorporate an analysis and identification of district strengths and areas in which growth is needed. Input shall be solicited from parents/guardians, students, staff, and community members through methods such as surveys, focus groups, advisory committees, and/or public meetings and forums.

(cf. 1220 - Citizen Advisory Committees)
(cf. 2230 - Representative and Deliberative Groups)
(cf. 6020 - Parent Involvement)

The Board shall review the district vision statements at least every three years or whenever a new Board member or Superintendent joins the district annually, in conjunction with the update to the LCAP, to ensure consistency among all documents that set direction for the district. Following

these reviews the Board may revise or reaffirm the direction it has established for the district.

The Superintendent or designee shall communicate the district's vision to staff, parents/guardians and the community and shall regularly report to the Board regarding district progress toward the vision.

(cf. 0500—Accountability)

(cf. 1100—Communication with the Public)

(cf. 1113 - District and School Web Sites)

(cf. 1100 - Communication with the Public)

Board decisions regarding curriculum, policies, the budget, collective bargaining agreements, and other district operations shall be aligned with the district's vision. In addition, the Superintendent or designee shall ensure that staff's implementation of district programs and activities supports attainment of the district's vision.

The Superintendent or designee shall regularly report to the Board regarding district progress toward the vision.

(cf. 0500 - Accountability)

To prepare students to succeed in our increasingly complex society, the schools must be guided by:

1.—— A philosophy that puts the needs of students first

(cf. 0100—Philosophy)

2.—— Goals that set the educational agenda

(cf. 0200—Goals for the School District)

The district's goals are to:

1.—— Maintain safe, healthful and orderly campuses which promote learning.

(cf. 0450—Comprehensive Safety Plan)

(cf. 5144—Discipline)

2.—— Provide appropriate instruction to meet the varied academic and career goals of students by identifying and responding to individual student needs.

(cf. 6000—Concepts and Roles)

~~(cf. 6030—Integrated Academic and Vocational Instruction)~~

3. ~~Ensure that all students achieve academic proficiency in essential areas of skill and knowledge.~~

~~(cf. 6011—Academic Standards)~~

~~(cf. 6146.1—High School Graduation Requirements/Standards of Proficiency)~~

~~(cf. 6146.5—Elementary School Promotion/Standards of Proficiency)~~

4. ~~Provide for the specialized needs of identified groups of students.~~

~~(cf. 6164.4—Identification of Individuals for Special Education)~~

~~(cf. 6164.6—Identification and Education under Section 504)~~

~~(cf. 6171—Title I Programs)~~

~~(cf. 6172—Gifted and Talented Student Program)~~

~~(cf. 6174—Education for English Language Learners)~~

~~(cf. 6175—Migrant Education Program)~~

5. ~~Develop each student's self-respect, respect for others, appreciation for diversity and sense of personal responsibility.~~

~~(cf. 5137—Positive School Climate)~~

~~(cf. 6141.6—Multicultural Education)~~

6. ~~Provide time and resources for collaboration planning and professional development for all staff.~~

~~(cf. 4131—Staff Development)~~

~~(cf. 4231—Staff Development)~~

~~(cf. 4331—Staff Development)~~

7. ~~Maintain fiscal integrity of the district.~~

~~(cf. 3100—Budget)~~

~~(cf. 3400—Management of District Assets/Accounts)~~

~~(cf. 3460—Financial Reports and Accountability)~~

8. ~~Improve the organization, management and decision-making structure and capabilities of the district to better support the education of students.~~

~~(cf. 0420.5—School-Based Decision Making)~~

~~(cf. 2000—Concepts and Roles)~~

9. ~~Employ technology in ways that enhance learning, teaching and noninstructional operations.~~

~~(cf. 0440—District Technology Plan)
(cf. 4040—Employee Use of Technology)
(cf. 6162.7—Use of Technology in Instruction)
(cf. 6163.4—Student Use of Technology)~~

~~10.—Provide and maintain facilities to meet the needs of present and future students.~~

~~(cf. 7000—Concepts and Roles)
(cf. 7110—Facilities Master Plan)~~

~~11.—Maintain positive relations with parents/guardians and the community, emphasizing communication and inviting participation in the schools.~~

~~(cf. 1220—Citizen Advisory Committees)
(cf. 1240—Volunteer Assistance)
(cf. 1700—Relations between Private Industry and the Schools)
(cf. 6020—Parent Involvement)~~

~~12.—Collaborate with other public agencies and private organizations to ensure that children's physical, social and emotional needs are met.~~

~~(cf. 1020—Youth Services)
(cf. 1400—Relations between Other Governmental Agencies and the Schools)~~

~~13.—Provide a system of shared accountability for student achievement with clear performance standards and consequences.~~

~~(cf. 0500—Accountability)
(cf. 0510—School Accountability Report Card)
(cf. 2123—Evaluation of the Superintendent)
(cf. 4115—Evaluation/Supervision)
(cf. 4215—Evaluation/Supervision)
(cf. 4315—Evaluation/Supervision)
(cf. 6162.5—Student Assessment)
(cf. 9400—Board Self Evaluation)~~

Management Resources:

CSBA PUBLICATIONS

Maximizing School Board Leadership: Vision, 1996

The School Board Role in Creating the Conditions for Student Achievement: A Review of the Research, May 2017

Governing to Achieve: A Synthesis of Research on School Governance to Support Student Achievement, August 7, 2014

Defining Governance, Issue 4: Governance Decisions, Governance Brief, June 2014

Defining Governance, Issue 3: Governance Practices, Governance Brief, April 2014

WEB SITES

CSBA: <http://www.csba.org>

Policy WESTSIDE UNION SCHOOL DISTRICT
adopted: June 15, 1998 Lancaster, California

Westside Union SD

Administrative Regulation - Delete

Vision

Philosophy, Goals, Objectives and Comprehensive Plans

AR 0000

The Superintendent or designee shall establish a process for developing and regularly reviewing the district's vision and direction which includes:

1. Clearly defined procedures, timelines and responsibilities
2. Identification of the strengths and needs of the district

As part of this process, the Superintendent or designee shall provide the Board of Trustees with relevant district documents and data, including current district mission and vision statements, if any, and information about student demographics, student achievement, student enrollment patterns, current programs and recent program cuts, staffing and professional development needs, budget trends, facilities, technology and emerging educational issues.

(cf. 0100 - Philosophy)
(cf. 0200 - Goals for the School District)
(cf. 0400 - Comprehensive Plans)
(cf. 6010 - Goals and Objectives)

3. Input from parents/guardians, students, staff and community members through procedures which may include surveys, focus groups, advisory committees and/or public meetings and forums

(cf. 1220 - Citizen Advisory Committees)
(cf. 2230 - Representative and Deliberative Groups)
(cf. 6020 - Parent Involvement)

4. Board adoption of district vision statements at a public meeting

Regulation WESTSIDE UNION SCHOOL DISTRICT
approved: June 15, 1998 Lancaster, California

Westside Union SD

Exhibit - Revised

Charter School Oversight

Philosophy, Goals, Objectives and Comprehensive Plans

E 0420.41(a)

REQUIREMENTS FOR CHARTER SCHOOLS

~~Charter schools are exempt from provisions of the Education Code unless they are expressly included in the law. However, Charter schools are~~ shall be subject to the terms of their charters, any memorandum of understanding with their chartering authority, and other legal requirements including, but not limited to, requirements that each charter school:

- ~~1. Comply with the state and federal constitution and applicable federal laws~~
- ~~2. Comply with state laws that apply to governmental agencies in general, such as the Brown Act requirements in Government Code 54950-54963~~
3. 1. Be nonsectarian in its programs, admission policies, employment practices, and all other operations (Education Code 47605)
4. 2. Not discriminate against any student on the basis of the characteristics listed in Education Code 220 (Education Code 47605)
- ~~5.~~ 3. Not charge tuition (Education Code 47605)
6. 4. Not charge student fees for any activity that is an integral component of the educational program, except as authorized by those Education Code provisions that explicitly apply to charter schools
- ~~7.~~ 5. Adhere to all laws establishing minimum age for public school attendance (Education Code 47610)
8. 6. Serve students who are California residents and who, if over 19 years of age, are continuously enrolled in a public school and making "satisfactory progress" toward a high school diploma as defined in 5 CCR 11965 (Education Code 47612)
- ~~9.~~ 7. Serve students with disabilities in the same manner as such students are served in other public schools (Education Code 47646, 56145)
- ~~10.~~ 8. Admit all students who wish to attend the school, according to the following criteria and procedures:
 - a. Admission to the charter school shall not be determined according to the student's place of residence, or that of his/her parents/guardians, within this state, except that any existing public

school converting partially or entirely to a charter school shall adopt and maintain a policy giving admission preference to students who reside within the school's former attendance area. (Education Code 47605)

If a charter school will be physically located in a public elementary school attendance area in which 50 percent or more of the student enrollment is eligible for free or reduced-price meals, it may also establish an admissions preference for students who are currently enrolled in the public elementary school and for students who reside in the public school attendance area. (Education Code 47605.3)

b. If the number of students who wish to attend the charter school exceeds the school's capacity, attendance shall be determined by a public random drawing, except that preferences shall be extended to students currently attending the charter school and students who reside in the district, except as provided for in Education Code 47614.5. (Education Code 47605)

c. Other admissions preferences may be established on an individual school basis as consistent with law. (Education Code 47605)

11. 9. Immediately enroll a homeless student, except where such enrollment would conflict with Education Code 47605(d) (Education Code 48850; 42 USC 11431-11435)

10. Comply with the requirements of Education Code 48850-48859 regarding the enrollment and placement of foster youth (Education Code 48853.5, 48859)

12. ~~If the school participates as a member of a special education local plan area (SELPA), comply with the requirements of Education Code 48850-48859 regarding the enrollment and placement of foster youth (Education Code 48853.5, 48859)~~

13. 11. If the school offers a kindergarten program: (Education Code 48000)

a. Offer a transitional kindergarten (TK) program to students whose fifth birthday is from September 2 through December 2

b. Ensure that any credentialed teacher first assigned to teach a TK class after July 1, 2015 meets the qualifications specified in Education Code 48000 by August 1, 2020

14. 12. Require its teachers to hold a certificate, permit, or other document issued by the Commission on Teacher Credentialing (CTC) equivalent to that which a teacher in other public schools would be required to hold (Education Code 47605)

15. ~~Require its teachers of core academic subjects to satisfy requirements for "highly-qualified teachers" as defined by the State Board of Education (SBE) (20 USC 6319; 34 CFR 300.18)~~

16. 13. Provide annual training on child abuse and neglect reporting requirements to

employees and persons working on their behalf who are mandated reporters, within the first six weeks of each school year or within six weeks of employment (Education Code 44691)

~~17.~~ ~~14.~~ Not hire any person, ~~in either a certificated or classified position~~, who has been convicted of a violent or serious felony except as otherwise provided by law, and, if the school contracts with an entity for specified services, verify that any employee of that entity who will have contact with students has had a criminal background check (Education Code 44830.1, 45122.1, 45125.1)

~~18.~~ ~~15.~~ Report to the CTC any change in a certificated employee's employment status (dismissal, nonreelection, resignation, suspension, unpaid administrative leave for more than 10 days, retirement, or other decision not to employ or reemploy) as a result of an allegation of misconduct or while an allegation of misconduct is pending (Education Code 44030.5)

~~19.~~ ~~16.~~ Meet the requirements of Education Code 47611 regarding the State Teachers' Retirement System (Education Code 47610)

~~20.~~ ~~17.~~ Meet the requirements of Government Code 3540-3549.3 related to collective bargaining in public education employment (Education Code 47611.5)

~~18.~~ If the school serves students in grades 7-12, adopt a policy on suicide prevention, intervention, and postvention with specified components (Education Code 215)

~~19.~~ If the school serves students in grade 9, adopt a fair, objective, and transparent mathematics placement policy with specified components (Education Code 51224.7)

~~21.~~ ~~If the school receives Title I funds, meet federal requirements for qualifications of paraprofessionals working in programs supported by Title I funds (20 USC 6319)~~

~~22.~~ ~~20.~~ Meet all statewide standards and conduct the student assessments required by Education Code 60605 and 60851 and any other statewide standards or assessments applicable to noncharter public schools (Education Code 47605, 47612.5, 60605, 60850-60859)

~~23.~~ ~~21.~~ Offer at least the number of instructional minutes required by law for the grade levels provided by the charter school (Education Code 46201.2, 47612.5)

~~24.~~ ~~22.~~ If the school provides independent study, meet the requirements of Education Code 51745-51749.3, except that the school may be allowed to offer courses required for graduation solely through independent study as an exception to Education Code 51745(e) (Education Code 47612.5, 51747.3; 5 CCR 11705)

~~25.~~ ~~23.~~ Identify and report to the Superintendent of Public Instruction (SPI) any portion of its average daily attendance that is generated through nonclassroom-based instruction, including, but not limited to, independent study, home study, work study, and distance and

computer-based education (Education Code 47612.5, 47634.2; 5 CCR 11963.2)

~~26.~~ ~~24.~~ If the school offers competitive athletics, annually post on the school's web site or on the web site of the charter operator the total enrollment of the school classified by gender, the number of students who participate in competitive athletics classified by gender, and the number of boys' and girls' teams classified by sport and by competition level (Education Code 221.9)

~~27.~~ ~~25.~~ If the school offers an athletic program, annually provide an information sheet about concussion and head injury to athletes and their parents/guardians, which must be signed and returned to the school before the athlete initiates practice or competition. In the event that an athlete is suspected of sustaining a concussion or head injury in an athletic activity, he/she shall be immediately removed from the activity for the remainder of the day and shall not be permitted to return to the activity until he/she is evaluated by a licensed health care provider and receives written clearance to return to the activity. (Education Code 33479-33479.5, 49475)

~~28.~~ ~~26.~~ On a regular basis, consult with parents/guardians and teachers regarding the school's educational programs (Education Code 47605)

~~29.~~ ~~27.~~ Provide students the right to exercise freedom of speech and of the press including, but not limited to, the use of bulletin boards; the distribution of printed materials or petitions; the wearing of buttons, badges, and other insignia; and the right of expression in official publications (Education Code 48907, 48950)

~~30.~~ ~~28.~~ Maintain written contemporaneous records that document all student attendance and make these records available for audit and inspection (Education Code 47612.5)

~~31.~~ ~~29.~~ If a student subject to compulsory full-time education is expelled or leaves the charter school without graduating or completing the school year for any reason, notify the Superintendent of the school district of the student's last known address within 30 days and, upon request, provide that district with a copy of the student's cumulative record, including a transcript of grades or report card, and health information (Education Code 47605)

~~32.~~ ~~30.~~ ~~Electronically~~ If the school serves high school students, submit the grade point average of all students in grade 12 to the Student Aid Commission each academic year for use in the Cal Grant program, after notifying the students and their parents/guardians as applicable, by October 15 of each year, of the opportunity to opt out of being deemed a Cal Grant applicant within a specified period of time of at least 30 days (Education Code 69432.9, 69432.92)

~~31.~~ Develop a transportation safety plan that includes procedures to ensure that a student is not left unattended on a school bus, student activity bus, youth bus, or child care motor vehicle and procedures and standards for designating an adult chaperone, other than the driver, to accompany students on a school activity bus (Education Code 39831.3)

~~33.~~ ~~32.~~ Comply with the California Building Standards Code as adopted and enforced by

the local building enforcement agency with jurisdiction over the area in which the charter school is located, unless the charter school facility meets either of the following conditions: (Education Code 47610, 47610.5)

a. The facility complies with the Field Act pursuant to Education Code 17280-17317 and 17365-17374.

b. The facility is exclusively owned or controlled by an entity that is not subject to the California Building Standards Code, including, but not limited to, the federal government.

33. Provide reasonable accommodations on campus to a lactating student to express breast milk, breastfeed an infant child, or address other needs related to breastfeeding (Education Code 222)

34. Ensure the availability and proper use of emergency epinephrine auto-injectors by: (Education Code 49414)

a. Providing school nurses or other voluntary, trained personnel with at least one regular and one junior device for elementary schools and, for secondary schools, one regular device if there are no students who require a junior device

b. Distributing a notice at least once per school year to all staff requesting volunteers and describing the training that volunteers will receive

c. Providing defense and indemnification to volunteers for any and all civil liability from such administration

35. If the school chooses to make an opioid antagonist available to persons suffering, or reasonably believed to be suffering, from an opioid overdose, comply with the requirements of Education Code 49414.3, including, but not limited to, providing training to personnel who volunteer to administer the opioid antagonist

~~35.~~ 36. Promptly respond to all reasonable inquiries from the district, the county office of education, or the SPI, including, but not limited to, inquiries regarding the school's financial records (Education Code 47604.3)

36. 37. Annually prepare and submit financial reports to the district Board of Trustees and the County Superintendent of Schools in accordance with the following reporting cycle:

a. By July 1, a preliminary budget for the current fiscal year. For a charter school in its first year of operation, financial statements submitted with the charter petition pursuant to Education Code 47605(g) will satisfy this requirement. (Education Code 47604.33)

b. By July 1 each year, an update of the school's goals and the actions to achieve those goals

as identified in the charter, developed using the SBE template in accordance with Education Code 47606.5. This report shall include a review of the progress toward the goals, an assessment of the effectiveness of the specific actions toward achieving the goals, a description of changes the school will make to the specific actions as a result of the review and assessment, and a listing and description of expenditures for the fiscal year implementing the specific actions. (Education Code 47604.33, 47606.5)

When conducting this review, the governing body of the school may consider qualitative information including, but not limited to, findings that result from any school quality reviews conducted pursuant to Education Code 52052 or any other reviews. To the extent practicable, data shall be reported in a manner consistent with how information is reported on a school accountability report card. The update shall be developed in consultation with teachers, principals, administrators, other school personnel, parents/guardians and students. (Education Code 47606.5)

c. By December 15, an interim financial report for the current fiscal year reflecting changes through October 31. (Education Code 47604.33)

d. By March 15, a second interim financial report for the current fiscal year reflecting changes through January 31. (Education Code 47604.33)

e. By September 15, a final unaudited report for the full prior year. The report submitted to the Board shall include an annual statement of all the charter school's receipts and expenditures for the preceding fiscal year. (Education Code 42100, 47604.33)

f. By December 15, a copy of the charter school's annual, independent financial audit report for the preceding fiscal year, unless the charter school's audit is encompassed in the district's audit. The audit report shall also be submitted to the state Controller and the California Department of Education. (Education Code 47605)

38. Post specified information related to the prohibition against discrimination under Title IX of the Education Amendments of 1972 in a prominent and conspicuous location on the school web site or on the web site of the charter operator (Education Code 221.61)

39. If a direct-funded charter school, adopt and implement uniform complaint procedures to resolve complaints of unlawful discrimination or alleged violation of a state or federal law or regulation governing educational programs, in accordance with 5 CCR 4600-4670 (5 CCR 4600)

40. Annually adopt a school accountability report card (Education Code 47612; California Constitution, Article 16, Section 8.5)

In addition, charter schools shall comply with the state and federal constitutions, applicable

federal laws, and state laws that apply to governmental agencies in general, such as the Brown Act requirements in Government Code 54950-54963 and the conflict of interest laws in Government Code 1090-1099 and 87100-91014.

Exhibit WESTSIDE UNION SCHOOL DISTRICT
version: ~~August 18, 2015~~ Quartz Hill, California

Westside Union SD

Board Policy - Revised

Uniform Complaint Procedures

Community Relations

BP 1312.3(a)

The Board of Trustees recognizes that the district has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs. The Board encourages early resolution of complaints whenever possible. To resolve complaints which may require a more formal process, the Board adopts the uniform system of complaint processes specified in 5 CCR 4600-4670 and the accompanying administrative regulation.

Complaints Subject to the UCP

The district's uniform complaint procedures (UCP) shall be used to investigate and resolve the following complaints:

1. Any complaint alleging district violation of applicable state or federal law or regulations governing adult education programs, After School Education and Safety programs, agricultural vocational education, American Indian education centers and early childhood education program assessments, bilingual education, peer assistance and review programs for teachers, career technical and technical education and training programs, child care and development programs, child nutrition programs, compensatory education, consolidated categorical aid programs, Economic Impact Aid, English learner programs, federal education programs in Title I-VII, migrant education, Regional Occupational Centers and Programs, school safety plans, special education programs, State Preschool Programs, Tobacco-Use Prevention Education programs, consolidated categorical aid programs, and any other district-implemented program which is listed in Education Code 64000(a) (5-CCR 4610)

(cf. 3553 - Free and Reduced Price Meals)
(cf. 3555 - Nutrition Program Compliance)
(cf. 5141.4 - Child Abuse Prevention and Reporting)
(cf. 5131.62 - Tobacco)
(cf. 5148 - Child Care and Development)
(cf. 5148.2 - Before/After School Programs)
(cf. 5148.3 - Preschool/Early Childhood Education)
(cf. 6159 - Individualized Education Program)
(cf. 6171 - Title I Programs)
(cf. 6174 - Education for English Language Learners)
(cf. 6175 - Migrant Education Program)
(cf. 6178 - Career Technical Education)
(cf. 6178.1 - Work-Based Learning)
(cf. 6178.2 - Regional Occupational Center/Program)
(cf. 6200 - Adult Education)

2. Any complaint alleging the occurrence of unlawful discrimination, (such as discriminatory harassment, intimidation, or bullying), against any student, employee, or other person in district programs and activities, including, but not limited to, those programs or activities funded directly by or that receive or benefit from any state financial assistance, based on the person's actual or perceived characteristics of race or ethnicity, color, ancestry, nationality, national origin, ethnic group identification, immigration status, age, religion, marital status, pregnancy or parental status, physical or mental disability, sex, sexual orientation, gender, gender identity, gender expression, or genetic information, or any other characteristic identified in Education Code 200 or 220, Government Code 11135, or Penal Code 422.55 (5 CCR 4610) , or based on his/her association with a person or group with one or more of these actual or perceived characteristics (5 CCR 4610)

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)

3. Any complaint alleging district noncompliance with the requirement to provide reasonable accommodation to a lactating student on school campus to express breast milk, breastfeed an infant child, or address other breastfeeding-related needs of the student (Education Code 222)

(cf. 5146 - Married/Pregnant/Parenting Students)

4. Any complaint alleging district noncompliance with the prohibition against requiring students to pay fees, deposits, or other charges for participation in educational activities (5 CCR 4610)

(cf. 3260 - Fees and Charges)
(cf. 3320 - Claims and Actions Against the District)

5. Any complaint alleging district noncompliance with legal requirements related to the implementation of the local control and accountability plan (Education Code 52075)

(cf. 0460 - Local Control and Accountability Plan)

6. Any complaint, by or on behalf of any student who is a foster youth, alleging district noncompliance with any legal requirement applicable to the student regarding placement decisions, the responsibilities of the district's educational liaison to the student, the award of credit for coursework satisfactorily completed in another school or district, school transfer, or the grant of an exemption from Board-imposed graduation requirements (Education Code 48853, 48853.5, 49069.5, 51225.1, 51225.2)

(cf. 6173.1 - Education for Foster Youth)

~~7. Any complaint, by or on behalf of a homeless student as defined in 42 USC 11434a,~~

~~alleging district noncompliance with any requirement applicable to the student regarding the award of credit for coursework satisfactorily completed in another school or district or the grant of an exemption from Board imposed graduation requirements (Education Code 51225.1, 51225.2)~~

~~(cf. 6173 - Education for Homeless Children)~~

8. 7. Any complaint alleging district noncompliance with the physical education instructional minutes requirement for students in elementary school (Education Code 51210, 51223)

(cf. 6142.7 - Physical Education and Activity)

9. 8. Any complaint alleging retaliation against a complainant or other participant in the complaint process or anyone who has acted to uncover or report a violation subject to this policy

10. 9. Any other complaint as specified in a district policy

The Board recognizes that alternative dispute resolution (ADR) can, depending on the nature of the allegations, offer a process to reach a resolution to the complaint that is agreeable to all parties. ADR such as mediation may be offered to resolve complaints that involve more than one student and no adult. However, mediation shall not be offered or used to resolve any complaint involving sexual assault or where there is a reasonable risk that a party to the mediation would feel compelled to participate. The Superintendent or designee shall ensure that the use of ADR is consistent with state and federal laws and regulations.

The district shall protect all complainants from retaliation. In investigating complaints, the confidentiality of the parties involved shall be protected as required by law. For any complaint alleging retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the Superintendent or designee shall keep confidential the identity of the complainant and/or the subject of the complaint, if he/she is different from the complainant, when appropriate and as long as the integrity of the complaint process is maintained.

(cf. 4119.23/4219.23/4319.23 - Unauthorized Release of Confidential/Privileged Information)
(cf. 5125 - Student Records)
(cf. 9011 - Disclosure of Confidential/Privileged Information)

When an allegation that is not subject to the UCP is included in a UCP complaint, the district shall refer the non-UCP allegation to the appropriate staff or agency and shall investigate and, if appropriate, resolve the UCP-related allegation(s) through the district's UCP.

The Superintendent or designee shall provide training to district staff to ensure awareness and knowledge of current law and related requirements, including the steps and timelines specified in this policy and the accompanying administrative regulation.

(cf. 4131 - Staff Development)
(cf. 4231 - Staff Development)
(cf. 4331 - Staff Development)

The Superintendent or designee shall maintain records of all UCP complaints and the investigations of those complaints in accordance with applicable state law and district policy.

(cf. 3580 - District Records)

Non-UCP Complaints

The following complaints shall not be subject to the district's UCP but shall be referred to the specified agency: (5 CCR 4611)

1. Any complaint alleging child abuse or neglect shall be referred to the County Department of Social Services, the County Protective Services Division, and the appropriate law enforcement agency.

(cf. 5141.4 - Child Abuse Prevention and Reporting)

2. Any complaint alleging health and safety violations by a child development program shall, for licensed facilities, be referred to Department of Social Services and shall, for licensing-exempt facilities, be referred to the appropriate Child Development regional administrator.

3. ~~Any complaint alleging employment discrimination shall be sent to the California Department of Fair Employment and Housing and the compliance officer shall notify the complainant by first class mail of the transfer.~~

4. 3. Any complaint alleging fraud shall be referred to the Legal, Audits and Compliance Branch of the California Department of Education.

~~In addition, the district's Williams Uniform Complaint Procedures, AR 1312.4, shall be used to investigate and resolve any complaint related to sufficiency of textbooks or instructional materials, emergency or urgent facilities conditions that pose a threat to the health or safety of students or staff, or teacher vacancies and misassignments. (Education Code 35186)~~

(cf. 1312.4 ~~Williams Uniform Complaint Procedures~~)

Any complaint alleging employment discrimination or harassment shall be investigated and resolved by the district in accordance with the procedures specified in AR 4030 - Nondiscrimination in Employment.

Any complaint related to sufficiency of textbooks or instructional materials, emergency or urgent

facilities conditions that pose a threat to the health or safety of students or staff, or teacher vacancies and misassignments shall be investigated and resolved in accordance with the procedures in AR 1312.4 - Williams Uniform Complaint Procedures. (Education Code 35186)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

Legal Reference:

EDUCATION CODE

200-262.4 Prohibition of discrimination

222 Reasonable accommodations; lactating students

8200-8498 Child care and development programs

8500-8538 Adult basic education

18100-18203 School libraries

32289 School safety plan, uniform complaint procedures

33380-33384 California Indian Education Centers

35186 Williams uniform complaint procedures

44500-44508 California Peer Assistance and Review Program for Teachers

48853-48853.5 Foster youth

48985 Notices in language other than English

49010-49013 Student fees

49060-49079 Student records

49069.5 Rights of parents

49490-49590 Child nutrition programs

49701 Interstate Compact on Educational Opportunity for Military Children

51210 Courses of study grades 1-6

51223 Physical education, elementary schools

51225.1-51225.2 Foster youth and homeless children, and former juvenile court school students, and military-connected students; course credits; graduation requirements

51226-51226.1 Career technical education

51228.1-51228.3 Course periods without educational content

52060-52077 Local control and accountability plan, especially

52075 Complaint for lack of compliance with local control and accountability plan requirements

52160-52178 Bilingual education programs

52300-52490 Career technical education

52500-52616.24 Adult schools

54000-54029 Economic Impact Aid

54400-54425 Compensatory education programs

54440-54445 Migrant education

54460-54529 Compensatory education programs

56000-56867 Special education programs

59000-59300 Special schools and centers

64000-64001 Consolidated application process

GOVERNMENT CODE

11135 Nondiscrimination in programs or activities funded by state

12900-12996 Fair Employment and Housing Act

HEALTH AND SAFETY CODE

104420 Tobacco-Use Prevention Education

PENAL CODE

422.55 Hate crime; definition

422.6 Interference with constitutional right or privilege

CODE OF REGULATIONS, TITLE 2

11023 Harassment and discrimination prevention and correction

CODE OF REGULATIONS, TITLE 5

3080 Application of section

4600-4687 Uniform complaint procedures

4900-4965 Nondiscrimination in elementary and secondary education programs

UNITED STATES CODE, TITLE 20

1221 Application of laws

1232g Family Educational Rights and Privacy Act

1681-1688 Title IX of the Education Amendments of 1972

6301-6577 Title I basic programs

6801-6871 Title III language instruction for limited English proficient and immigrant students

7101-7184 Safe and Drug-Free Schools and Communities Act

7201-7283g Title V promoting informed parental choice and innovative programs

7301-7372 Title V rural and low-income school programs

12101-12213 Title II equal opportunity for individuals with disabilities

UNITED STATES CODE, TITLE 29

794 Section 504 of Rehabilitation Act of 1973

UNITED STATES CODE, TITLE 42

2000d-2000e-17 Title VI and Title VII Civil Rights Act of 1964, as amended

2000h-2-2000h-6 Title IX of the Civil Rights Act of 1964

6101-6107 Age Discrimination Act of 1975

CODE OF FEDERAL REGULATIONS, TITLE 28

35.107 Nondiscrimination on basis of disability; complaints

CODE OF FEDERAL REGULATIONS, TITLE 34

99.1-99.67 Family Educational Rights and Privacy

100.3 Prohibition of discrimination on basis of race, color or national origin

104.7 Designation of responsible employee for Section 504

106.8 Designation of responsible employee for Title IX

106.9 Notification of nondiscrimination on basis of sex

110.25 Notification of nondiscrimination on the basis of age

Management Resources:

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Sample UCP Board Policies and Procedures

U.S. DEPARTMENT OF EDUCATION, OFFICE FOR CIVIL RIGHTS PUBLICATIONS

Dear Colleague Letter: Title IX Coordinators, April 2015

~~Questions and Answers on Title IX and Sexual Violence, April 2014~~

Dear Colleague Letter: Bullying of Students with Disabilities, August 2013

~~Dear Colleague Letter: Sexual Violence, April 2011~~

Dear Colleague Letter: Harassment and Bullying, October 2010

Revised Sexual Harassment Guidance: Harassment of Students by School Employees, Other Students, or Third Parties, January 2001

U.S. DEPARTMENT OF JUSTICE PUBLICATIONS

Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, 2002

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Family Policy Compliance Office: <http://familypolicy.ed.gov>

U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/about/offices/list/ocr>

U.S. Department of Justice: <http://www.justice.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: June 6, 2017 Quartz Hill, California

Westside Union SD

Administrative Regulation - Revised

Uniform Complaint Procedures

Community Relations

AR 1312.3(a)

Except as the Board of Trustees may otherwise specifically provide in other district policies, these general uniform complaint procedures (UCP) shall be used to investigate and resolve only the complaints specified in BP 1312.3.

(cf. 1312.1 - Complaints Concerning District Employees)
(cf. 1312.2 - Complaints Concerning Instructional Materials)
(cf. 1312.4 - Williams Uniform Complaint Procedures)
(cf. 4030 - Nondiscrimination in Employment)

Compliance Officers

The district designates the individual(s) identified below as the employee(s) responsible for coordinating the district's response to complaints and for complying with state and federal civil rights laws. The individual(s) also serve as the compliance officer(s) specified in AR 5145.3 - Nondiscrimination/Harassment as the responsible employee to handle complaints regarding unlawful discrimination (such as discriminatory harassment, intimidation, or bullying). The individual(s) shall receive and coordinate the investigation of complaints and shall ensure district compliance with law.

(cf. 5145.3 - Nondiscrimination/Harassment)
(cf. 5145.7 - Sexual Harassment)

Deputy Superintendent
41914 50th Street West
Lancaster, Ca 93536
(661) 722-0716
r.hughes@westside.k12.ca.us

Assistant Superintendent, Educational Services (Lead Compliance Officer)
41914 50th Street West
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The compliance officer who receives a complaint may assign another compliance officer to investigate and resolve the complaint. The compliance officer shall promptly notify the complainant if another compliance officer is designated to investigate the complaint.

In no instance shall a compliance officer be assigned to a complaint in which he/she has a bias or

conflict of interest that would prohibit him/her from fairly investigating or resolving the complaint. Any complaint against a compliance officer or that raises a concern about the compliance officer's ability to investigate the complaint fairly and without bias shall be filed with the Superintendent or designee who shall determine how the complaint will be investigated.

The Superintendent or designee shall ensure that employees assigned to investigate and resolve complaints receive training and are knowledgeable about the laws and programs at issue in the complaints to which they are assigned. Training provided to such designated employees shall cover current state and federal laws and regulations governing the program, applicable processes for investigating and resolving complaints, including those involving alleged unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), applicable standards for reaching decisions on complaints, and appropriate corrective measures. Assigned employees may have access to legal counsel as determined by the Superintendent or designee.

(cf. 4331 - Staff Development)

(cf. 9124 - Attorney)

The compliance officer or, if necessary, any appropriate administrator shall determine whether interim measures are necessary during and pending the results of an investigation. If interim measures are determined to be necessary, the compliance officer or the administrator shall consult with the Superintendent, the Superintendent's designee, or, if appropriate, the site principal to implement, if possible, one or more of the interim measures. The interim measures may remain in place until the compliance officer determines that they are no longer necessary or until the district issues its final written decision, whichever occurs first.

Notifications

The district's UCP policy and administrative regulation shall be posted in all district schools and offices, including staff lounges and student government meeting rooms. (Education Code 234.1)

The Superintendent or designee shall annually provide written notification of the district's UCP, ~~including~~ to students, employees, parents/guardians of district students, district advisory committee members, school advisory committee members, appropriate private school officials or representatives, and other interested parties. The notification shall include information regarding the prohibition of discrimination, harassment, intimidation, and bullying; unlawful student fees, local control and accountability plan (LCAP) requirements, and requirements related to the educational rights of foster youth, homeless students, and former juvenile court students to students, and children of military families employees, parents/guardians, the district advisory committee, school advisory committees, appropriate private school officials or representatives, and other interested parties. (Education Code 262.3, 48853, 48853.5, 49010 49013, 49069.5, 51225.1, 51225.2, 52075; 5 CCR 4622)

(cf. 0420 - School Plans/Site Councils)

(cf. 0460 - Local Control and Accountability Plan)

(cf. 1220 - Citizen Advisory Committees)
(cf. 3260 - Fees and Charges)
(cf. 4112.9/4212.9/4312.9 - Employee Notifications)
(cf. 5145.6 - Parental Notifications)
(cf. 6173 - Education for Homeless Children)
(cf. 6173.1 - Education for Foster Youth)
(cf. 6173.2 - Education of Children of Military Families)
(cf. 6173.3 - Education for Juvenile Court School Students)

The notice shall:

1. Identify the person(s), position(s), or unit(s) responsible for receiving complaints
2. Advise the complainant of any civil law remedies that may be available to him/her under state or federal discrimination laws, if applicable
3. Advise the complainant of the appeal process, including, if applicable, the complainant's right to take a complaint directly to the California Department of Education (CDE) or to pursue remedies before civil courts or other public agencies, such as the U.S. Department of Education's Office for Civil Rights (OCR) in cases involving unlawful discrimination (such as discriminatory harassment, intimidation, or bullying).
4. Include statements that:
 - a. The district has the primary responsibility to ensure compliance with applicable state and federal laws and regulations governing educational programs.
 - b. The complaint review shall be completed within 60 calendar days from the date of receipt of the complaint unless the complainant agrees in writing to an extension of the timeline.
 - c. A complaint alleging retaliation, unlawful discrimination, (such as discriminatory harassment, intimidation, or bullying) must be filed not later than six months from the date it occurred, or six months from the date the complainant first obtained knowledge of the facts of the alleged discrimination. The time for filing may be extended for up to 90 days by the Superintendent or designee for good cause upon written request by the complainant setting forth the reasons for the extension.
 - d. Complaints should be filed in writing and signed by the complainant. If a complainant is unable to put his/her complaint in writing, for example, due to conditions such as a disability or illiteracy, district staff shall assist him/her in the filing of the complaint.
 - e. If a complaint is not filed in writing but the district receives notice of any allegation that is subject to the UCP, the district shall take affirmative steps to investigate and address the allegations, in a manner appropriate to the particular circumstances.

If the allegation involves retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) and the investigation confirms that discrimination has occurred, the district will take steps to prevent recurrence of discrimination and correct its discriminatory effects on the complainant, and on others, if appropriate.

f. A student enrolled in a public school shall not be required to pay a fee for his/her participation in an educational activity that constitutes an integral fundamental part of the district's educational program, including curricular and extracurricular activities.

g. The Board is required to adopt and annually update a local control and accountability plan (LCAP), in a manner that includes meaningful engagement of parents/guardians, students, and other stakeholders in the development and/or review of the LCAP.

h. A foster youth shall receive information about educational rights related to his/her educational placement, enrollment in and checkout from school, as well as the responsibilities of the district liaison for foster youth to ensure and facilitate these requirements and to assist the student in ensuring proper transfer of his/her credits, records, and grades when he/she transfers between schools or between the district and another district.

i. A foster youth, homeless student, or former juvenile court school student, or child of a military family who transfers into a district high school or between district high schools shall be notified of the district's responsibility to:

(1) Accept any coursework or part of the coursework that the student has satisfactorily completed in another public school, juvenile court school, or a nonpublic, nonsectarian school or agency, and to issue full or partial credit for the coursework completed

(2) Not require the student to retake any course or a portion of a course which he/she has satisfactorily completed in another public school, juvenile court school, or a nonpublic, nonsectarian school or agency

(3) If the student has completed his/her second year of high school before the transfer, provide the student information about district-adopted coursework and Board-imposed graduation requirements from which he/she may be exempted pursuant to Education Code 51225.1

j. The complainant has a right to appeal the district's decision to the CDE by filing a written appeal within 15 calendar days of receiving the district's decision.

In any complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the respondent also shall have the right to file an appeal with the CDE in the same manner as the complainant, if he/she is dissatisfied with the district's decision.

k. The appeal to the CDE must include a copy of the complaint filed with the district and a copy of the district's decision.

1. Copies of the district's UCP are available free of charge.

The annual notification and complete contact information of the compliance officer(s), and information related to Title IX as required pursuant to Education Code 221.6 shall be posted on the district web site and, if available, provided through district-supported social media.

(cf. 1113 - District and School Web Sites)
(cf. 1114 - District-Sponsored Social Media)

The Superintendent or designee shall ensure that all students and parents/guardians, including students and parents/guardians with limited English proficiency, have access to the relevant information provided in the district's policy, regulation, forms, and notices concerning the UCP.

If 15 percent or more of students enrolled in a particular district school speak a single primary language other than English, the district's policy, regulation, forms, and notices concerning the UCP shall be translated into that language, in accordance with Education Code 234.1 and 48985. In all other instances, the district shall ensure meaningful access to all relevant UCP information for parents/guardians with limited English proficiency.

District Responsibilities

All UCP-related complaints shall be investigated and resolved within 60 calendar days of the district's receipt of the complaint unless the complainant agrees in writing to an extension of the timeline. (5 CCR 4631)

For complaints alleging unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the district shall inform the respondent when the complainant agrees to an extension of the timeline for investigating and resolving the complaint.

The compliance officer shall maintain a record of each complaint and subsequent related actions, including steps taken during the investigation and all information required for compliance with 5 CCR 4631 and 4633.

All parties involved in the allegations shall be notified when a complaint is filed and when a decision or ruling is made. However, the compliance officer shall keep all complaints or allegations of retaliation, unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) confidential except when disclosure is necessary to carry out the investigation, take subsequent corrective action, conduct ongoing monitoring, or maintain the integrity of the process. (5 CCR 4630, 4964)

All complainants shall be protected from retaliation.

Filing of Complaints

The complaint shall be presented to the compliance officer who shall maintain a log of complaints received, providing each with a code number and a date stamp.

All complaints shall be filed in writing and signed by the complainant. If a complainant is unable to put a complaint in writing due to conditions such as a disability or illiteracy, district staff shall assist him/her in the filing of the complaint. (5 CCR 4600)

Complaints shall be filed in accordance with the following rules, as applicable:

1. A complaint alleging district violation of applicable state or federal law or regulations governing ~~adult education programs, consolidated categorical aid programs, migrant education, career technical and technical education and training programs, child care and development programs, child nutrition programs, and special education programs~~ the programs specified in the accompanying Board policy (item #1 of the section "Complaints Subject to the UCP") may be filed by any individual, public agency, or organization. (5 CCR 4630)
2. Any complaint alleging noncompliance with law regarding the prohibition against requiring students to pay student fees, deposits, and charges or any requirement related to the LCAP may be filed anonymously if the complaint provides evidence, or information leading to evidence, to support an allegation of noncompliance. A complaint about a violation of the prohibition against the charging of unlawful student fees may be filed with the principal of the school. However, any such complaint shall be filed no later than one year from the date the alleged violation occurred. (Education Code 49013, 52075; 5 CCR 4630)
3. A complaint alleging unlawful discrimination, (such as discriminatory harassment, intimidation, or bullying), may be filed only by a person who alleges that he/she personally suffered unlawful discrimination or by a person who believes that an individual or any specific class of individuals has been subjected to it. The complaint shall be initiated no later than six months from the date when the alleged discrimination occurred, or six months from the date when the complainant first obtained knowledge of the facts of the alleged discrimination. The time for filing may be extended for up to 90 days by the Superintendent or designee for good cause upon written request by the complainant setting forth the reasons for the extension. (5 CCR 4630)
4. When a complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) is filed anonymously, the compliance officer shall pursue an investigation or other response as appropriate, depending on the specificity and reliability of the information provided and the seriousness of the allegation.
5. When the complainant or alleged victim of unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) requests confidentiality, the compliance officer shall inform him/her that the request may limit the district's ability to investigate the conduct or take other necessary action. When honoring a request for confidentiality, the district will nevertheless take all reasonable steps to investigate and respond to the complaint consistent with the request.

District staff shall assist him/her in the filing of the complaint. (5 CCR 4600)

Mediation

Within three business days after the compliance officer receives the complaint, he/she may informally discuss with all the parties the possibility of using mediation. Mediation shall be offered to resolve complaints that involve more than one student and no adult. However, mediation shall not be offered or used to resolve any complaint involving an allegation of sexual assault or where there is a reasonable risk that a party to the mediation would feel compelled to participate. If the parties agree to mediation, the compliance officer shall make all arrangements for this process.

Before initiating the mediation of a complaint alleging retaliation, unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the compliance officer shall ensure that all parties agree to make the mediator a party to relevant confidential information. The compliance officer shall also notify all parties of the right to end the informal process at any time.

If the mediation process does not resolve the problem within the parameters of law, the compliance officer shall proceed with his/her investigation of the complaint.

The use of mediation shall not extend the district's timelines for investigating and resolving the complaint unless the complainant agrees in writing to such an extension of time. If mediation is successful and the complaint is withdrawn, then the district shall take only the actions agreed to upon through the mediation. If mediation is unsuccessful, the district shall then continue with subsequent steps specified in this administrative regulation.

Investigation of Complaint

Within 10 business days after the compliance officer receives the complaint, the compliance officer shall begin an investigation into the complaint.

Within three business days of initiating the investigation, the compliance officer shall provide the complainant and/or his/her representative with the opportunity to present the information contained in the complaint to the compliance officer and shall notify the complainant and/or his/her representative of the opportunity to present the compliance officer with any evidence, or information leading to evidence, to support the allegations in the complaint. Such evidence or information may be presented at any time during the investigation.

In conducting the investigation, the compliance officer shall collect all available documents and review all available records, notes, or statements related to the complaint, including any additional evidence or information received from the parties during the course of the investigation, shall individually interview all available witnesses with information pertinent to the complaint, and may visit any reasonably accessible location where the relevant actions are alleged to have taken place. At appropriate intervals, the compliance officer shall inform both

parties of the status of the investigation.

To resolve investigate a complaint alleging retaliation, unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the compliance officer shall interview the alleged victim(s), any alleged offenders, and other relevant witnesses privately, separately, and in a confidential manner. As necessary, additional staff or legal counsel may conduct or support the investigation.

A complainant's refusal to provide the district's investigator with documents or other evidence related to the allegations in the complaint, failure or refusal to cooperate in the investigation, or engagement in any other obstruction of the investigation may result in the dismissal of the complaint because of a lack of evidence to support the allegation. Similarly, a respondent's refusal to provide the district's investigator with documents or other evidence related to the allegations in the complaint, failure or refusal to cooperate in the investigation, or engagement in any other obstruction of the investigation may result in a finding, based on evidence collected, that a violation has occurred and in the imposition of a remedy in favor of the complainant. (5 CCR 4631)

In accordance with law, the district shall provide the investigator with access to records and other information related to the allegation in the complaint and shall not in any way obstruct the investigation. Failure or refusal of the district to cooperate in the investigation may result in a finding based on evidence collected that a violation has occurred and in the imposition of a remedy in favor of the complainant. (5 CCR 4631)

The compliance officer shall apply a "preponderance of the evidence" standard in determining the veracity of the factual allegations in a complaint. This standard is met if the allegation is more likely to be true than not.

Report of Findings

Unless extended by written agreement with the complainant, a final decision shall be sent to the complainant within 60 calendar days of the district's receipt of the complaint. Within 30 calendar days of receiving the complaint, the compliance officer shall prepare and send to the complainant a written report of the district's investigation and decision, as described in the section "Final Written Decision" below. If the complainant is dissatisfied with the compliance officer's decision, he/she may, within five business days, file his/her complaint in writing with the Board.

The Board may consider the matter at its next regular Board meeting or at a special Board meeting convened in order to meet the 60-day time limit within which the complaint must be answered. The Board may decide not to hear the complaint, in which case the compliance officer's decision shall be final.

If the Board hears the complaint, the compliance officer shall send the Board's decision to the complainant within 60 calendar days of the district's initial receipt of the complaint or within the

time period that has been specified in a written agreement with the complainant. (5 CCR 4631)

In resolving any complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, and bullying), the respondent also shall be sent the district's decision and, in the same manner as the complainant, may file a complaint with the Board if dissatisfied with the decision

Final Written Decision

The district's decision on how it will resolve the complaint shall be in writing and shall be sent to the complainant and respondent. (5 CCR 4631)

In consultation with district legal counsel, information about the relevant part of a decision may be communicated to a victim who is not the complainant and to other parties that may be involved in implementing the decision or affected by the complaint, as long as the privacy of the parties is protected. In a complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, and bullying), notice of the district's decision to the alleged victim shall include information about any sanction to be imposed upon the respondent that relates directly to the alleged victim.

If the complaint involves a limited-English-proficient student or parent/guardian and the student involved attends a school at which 15 percent or more of the students speak a single primary language other than English, then the decision shall also be translated into that language. In other all other instances, the district shall ensure meaningful access to all relevant information for parents/guardians with limited English proficiency.

For all complaints, the decision shall include: (5 CCR 4631)

1. The findings of fact based on the evidence gathered. In reaching a factual determination, the following factors may be taken into account:
 - a. Statements made by any witnesses
 - b. The relative credibility of the individuals involved
 - c. How the complaining individual reacted to the incident
 - d. Any documentary or other evidence relating to the alleged conduct
 - e. Past instances of similar conduct by any alleged offenders
 - f. Past false allegations made by the complainant
2. The conclusion(s) of law

3. Disposition of the complaint
4. Rationale for such disposition

For complaints of retaliation or unlawful discrimination, (such as discriminatory harassment, intimidation, or bullying), the disposition of the complaint shall include a determination for each allegation as to whether retaliation or unlawful discrimination has occurred.

The determination of whether a hostile environment exists may involve consideration of the following:

- a. How The manner in which the misconduct affected one or more students' education
 - b. The type, frequency, and duration of the misconduct
 - c. The relationship between the alleged victim(s) and offender(s)
 - d. The number of persons engaged in the conduct and at whom the conduct was directed
 - e. The size of the school, location of the incidents, and context in which they occurred
 - f. Other incidents at the school involving different individuals
5. Corrective action(s), including any actions that have been taken or will be taken to address the allegations in the complaint and including, with respect to a student fees complaint, a remedy that comports with Education Code 49013 and 5 CCR 4600

For complaints of unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), including remedies offered or provided to the subject of the complaint

- a. The corrective actions imposed on the individual found to have engaged in the conduct that relate directly to the subject of the complaint
 - b. Individual remedies offered or provided to the subject of the complaint or another person who was the subject of the complaint
 - c. Systemic measures the school has taken to eliminate a hostile environment and prevent recurrence
6. Notice of the complainant's and respondent's right to appeal the district's decision within 15 calendar days to the CDE and procedures to be followed for initiating such an appeal

The decision may also include follow-up procedures to prevent recurrence or retaliation and for reporting any subsequent problems.

For complaints alleging unlawful discrimination based on state law (such as discriminatory harassment, intimidation, and bullying), the decision shall also include a notice to the complainant that:

1. He/she may pursue available civil law remedies outside of the district's complaint procedures, including seeking assistance from mediation centers or public/private interest attorneys, 60 calendar days after the filing of an appeal with the CDE. (Education Code 262.3)
2. The 60 days moratorium does not apply to complaints seeking injunctive relief in state courts or to discrimination complaints based on federal law. (Education Code 262.3)
3. Complaints alleging discrimination based on race, color, national origin, sex, gender, disability, or age may also be filed with the U.S. Department of Education, Office for Civil Rights at www.ed.gov/ocr within 180 days of the alleged discrimination.

Corrective Actions

When a complaint is found to have merit, the compliance officer shall adopt any appropriate corrective action permitted by law. Appropriate corrective actions that focus on the larger school or district environment may include, but are not limited to, actions to reinforce district policies, training for faculty, staff, and students, updates to school policies, or school climate surveys.

For complaints involving retaliation, unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), appropriate corrective actions that focus on the victim may include, but are not limited to, the following:

1. Counseling
2. Academic support
3. Health services
4. Assignment of an escort to allow the victim to move safely about campus
5. Information regarding available resources and how to report similar incidents or retaliation
6. Separation of the victim from any other individuals involved, provided the separation does not penalize the victim
7. Restorative justice
8. Follow-up inquiries to ensure that the conduct has stopped and there has been no retaliation

9. Determination of whether any past actions of the victim that resulted in discipline were related to the treatment the victim received and described in the complaint

For complaints involving retaliation, unlawful discrimination (such as discriminatory harassment, intimidation, or bullying) appropriate corrective actions that focus on a student offender may include, but are not limited to, the following:

1. Transfer from a class or school as permitted by law
2. Parent/guardian conference
3. Education regarding the impact of the conduct on others
4. Positive behavior support
5. Referral to a student success team
6. Denial of participation in extracurricular or co-curricular activities or other privileges as permitted by law
7. Disciplinary action, such as suspension or expulsion, as permitted by law

When an employee is found to have committed retaliation or unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), the district shall take appropriate disciplinary action, up to and including dismissal, in accordance with applicable law and collective bargaining agreement.

The district may also consider training and other interventions for the larger school community to ensure that students, staff, and parents/guardians understand the types of behavior that constitute unlawful discrimination (such as discriminatory harassment, intimidation, or bullying), that the district does not tolerate it, and how to report and respond to it.

When a complaint is found to have merit, an appropriate remedy shall be provided to the complainant or other affected person.

If a complaint alleging noncompliance with the laws regarding student fees, deposits, and other charges, physical education instructional minutes for students in elementary schools, or any requirement related to the LCAP is found to have merit, the district shall provide a remedy to all affected students and parents/guardians subject to procedures established by regulation of the State Board of Education.. (Education Code 49013, 51223, 52075)

For complaints alleging noncompliance with the laws regarding student fees, the district shall attempt in good faith, by engaging in reasonable efforts, to identify and fully reimburse all affected students and parents/guardians who paid the unlawful student fees within one year prior to the filing of the complaint. (Education Code 49013; 5 CCR 4600)

Appeals to the California Department of Education

Any complainant who is dissatisfied with the district's final written decision of a complaint regarding any specified federal or state educational program subject to the UCP may file an appeal in writing with the CDE within 15 calendar days of receiving the district's decision. (Education Code 222, 48853, 48853.5, 49013, 49069.5, 51223, 51225.1, 51225.2, 51228.3, 52075; 5 CCR 4632)

When a respondent in any complaint alleging unlawful discrimination (such as discriminatory harassment, intimidation, and bullying) is dissatisfied with the district's final written decision, he/she, in the same manner as the complainant, may file an appeal with the CDE.

The complainant or respondent shall specify the basis for the appeal of the decision and whether the facts are incorrect and/or the law has been misapplied. The appeal shall be accompanied by a copy of the locally filed complaint and a copy of the district's decision. (5 CCR 4632)

Upon notification by the CDE that the complainant has appealed the district's decision, the Superintendent or designee shall forward the following documents to the CDE: (5 CCR 4633)

1. A copy of the original complaint
2. A copy of the written decision
3. A summary of the nature and extent of the investigation conducted by the district, if not covered by the decision
4. A copy of the investigation file including, but not limited to, all notes, interviews, and documents submitted by the parties and gathered by the investigator
5. A report of any action taken to resolve the complaint
6. A copy of the district's uniform complaint procedures
7. Other relevant information requested by the CDE

Regulation WESTSIDE UNION SCHOOL DISTRICT
 approved: February 3, 2015 Quartz Hill, California
 revised: September 20, 2016
 revised: June 6, 2017

Westside Union SD

Board Policy - Revised

Student And Family Privacy Rights

Students

BP 5022(a)

The Board of Trustees respects the rights of district students and their parents/guardians with regard to the privacy of their personal beliefs and the confidentiality of their personal information. ~~The Superintendent or designee shall develop regulations to ensure compliance with law when the district requests, retains, discloses, or otherwise uses the personal information of its students and their families.~~

(cf. 5020 - Parent Rights and Responsibilities)

(cf. 5021 - Noncustodial Parents)

(cf. 5125 - Student Records)

(cf. 5125.1 - Release of Directory Information)

(cf. 6162.8 - Research)

The Superintendent or designee may collect, disclose, or use students' personal information for the exclusive purpose of developing, evaluating, or providing educational products or services for or to students or educational institutions, such as the following: (20 USC 1232h)

1. College or other postsecondary education recruitment or military recruitment
2. Book clubs, magazines, and programs providing access to low-cost literary products
3. Curriculum and instructional materials used by elementary and secondary schools
4. Tests and assessments to provide cognitive, evaluative, diagnostic, clinical, aptitude, or achievement information about students (or to generate other statistically useful data for the purpose of securing such tests and assessments) and the subsequent analysis and public release of the aggregate data from such tests and assessments

(cf. 6162.5 - Student Assessment)

(cf. 6162.51 - State Academic Achievement Tests)

5. The sale by students of products or services to raise funds for school-related or education-related activities

(cf. 1321 - Solicitation of Funds from and by Students)

6. Student recognition programs

(cf. 5126 - Awards for Achievement)

The Superintendent or designee is prohibited from collecting, disclosing, or using a student's individually identifiable information, including his/her name, parent/guardian's name, home or other physical address, telephone number, or social security number, for the purpose of marketing or selling that information or providing the information to others for that purpose.

The Superintendent or designee shall consult with parents/guardians regarding the development of regulations pertaining to other uses of personal information, which shall, at a minimum, address the following: (20 USC 1232h)

1. ~~Whether the district may collect the personal information of students for marketing or sale~~ Arrangements for protecting student privacy when collecting, disclosing, or using students' individually identifiable information for any purpose
2. ~~How the district will administer~~ Arrangements to protect student privacy in the administration of surveys that may request information about the personal beliefs and practices of students and their families
3. The rights of parents/guardians to inspect the following, and any applicable procedures for granting reasonable access to the following in a reasonable period of time:
 - a. Survey instruments requesting information about their personal beliefs and practices or those of their children
 - b. Instructional materials used as part of their children's educational curriculum
4. ~~Whether the district may administer any nonemergency~~ Any nonemergency physical examinations or screenings that the school may administer invasive physical examination or screening
5. ~~Notifications that the district will provide to students and parents/guardians with respect to their privacy rights~~

~~The Superintendent or designee shall consult with parents/guardians regarding the development of the procedures. (20 USC 1232h)~~

(cf. 0420 - School Plans/Site Councils)
(cf. 1220 - Citizen Advisory Committee)
(cf. 1230 - School-Connected Organizations)

The Superintendent or designee shall notify parents/guardians of the adoption or continued use of the district's policy pertaining to the rights specified in items #1-4 above. (20 USC 1232h)

(cf. 5145.6 - Parental Notifications)

Legal Reference:

EDUCATION CODE

234.7 Student protections relating to immigration and citizenship status

49076.7 Privacy of student records; social security numbers

49450-49458 Physical examinations

49602 Confidentiality of personal information received during counseling

51101 Parents Rights Act of 2002

51513 Test, questionnaire, survey, or examination concerning personal beliefs

51514 Nonremoval of survey questions pertaining to sexual orientation or gender identity

51938 Sexual Health and HIV/AIDS Prevention Education Act; notice and parental excuse

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act

1232h Protection of pupil rights

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education, Family Policy Compliance Office:

<http://www.ed.gov/offices/OM/fpc>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: June 19, 2012 Quartz Hill, California

Westside Union SD

Administrative Regulation - Revised

Student And Family Privacy Rights

Students

AR 5022(a)

Collection of Personal Information for Marketing or Sale

~~Personal information for marketing or sale means individually identifiable information, including a student's or parent/guardian's first and last name, home or other physical address (including street name and the name of the city or town), telephone number, or social security identification number. (20 USC 1232h)~~

~~District staff may administer or distribute to students a survey instrument that is designed for the purpose of collecting personal information for marketing or sale, provided that the instrument is administered in accordance with law.~~

~~Requirements regarding the collection of personal information for marketing or sale shall not apply to the collection, disclosure, or use of personal information collected from students for the purpose of developing, evaluating, or providing educational products or services for, or to, students or educational institutions, such as the following: (20 USC 1232h)~~

- ~~1. College or other postsecondary education recruitment or military recruitment~~
- ~~2. Book clubs, magazines, and programs providing access to low-cost literary products~~
- ~~3. Curriculum and instructional materials used by elementary and secondary schools~~
- ~~4. Tests and assessments to provide cognitive, evaluative, diagnostic, clinical, aptitude, or achievement information about students (or to generate other statistically useful data for the purpose of securing such tests and assessments) and the subsequent analysis and public release of the aggregate data from such tests and assessments~~

~~(cf. 6162.51—Standardized Testing and Reporting Program)~~

- ~~5. The sale by students of products or services to raise funds for school-related or education-related activities~~

~~(cf. 1321—Solicitation of Funds from and by Students)~~

- ~~6. Student recognition programs~~

~~(cf. 5126—Awards for Achievement)~~

Surveys Requesting Information about Beliefs and Practices

A student's parent/guardian, or a student who is an adult or emancipated minor, shall provide prior written consent before the student is required to participate in a survey inquiring about one or more of the following: (Education Code 51513; 20 USC 1232h)

1. Political affiliations or beliefs of the student or his/her parent/guardian
2. Mental or psychological problems of the student or his/her family
3. Sexual behavior or attitudes or personal beliefs and practices in family life or morality
4. Illegal, anti-social, self-incriminating, or demeaning behavior
5. Critical appraisals of other individuals with whom the student has close family relationships
6. Legally recognized privileged or analogous relationships, such as those of lawyers, physicians, or ministers
7. Religious practices, affiliations, or beliefs of the student or his/her parent/guardian
8. Income, except to the extent that income is required to be disclosed by law for participation in a program or for receiving financial assistance under such a program

(cf. 3553 - Free and Reduced Price Meals)

(cf. 5148 - Child Care and Development)

If a student participates in a survey requesting information about personal beliefs and practices as ~~identified above~~, school officials and staff members shall not request or disclose the student's identity.

(cf. 6162.8 - Research)

Notwithstanding the above requirements for prior written consent, the district may administer to students in grades 7-12 anonymous, voluntary, and confidential research and evaluation tools to measure student health risks and behaviors, including tests and surveys about student attitudes or practices related to sex as long as parents/guardians are provided written notice and given an opportunity to request, in writing, that their child not participate. (Education Code 51938)

If the district administers a voluntary survey that already includes questions pertaining to sexual orientation and/or gender identity, the Superintendent or designee shall not remove such questions. (Education Code 51514)

Parent/Guardian Access to Surveys and Instructional Materials

The parent/guardian of any district student, upon his/her request, shall have the right to inspect: (Education Code 51938; 20 USC 1232h)

1. A survey or other instrument to be administered or distributed to his/her child that either collects personal information for marketing or sale or requests information about beliefs and practices

2. Any instructional material to be used as part of his/her child's educational curriculum

(cf. 5020 - Parent Rights and Responsibilities)

Within a reasonable period of time after receiving a parent/guardian's request, the principal or designee shall permit the parent/guardian to view the survey or other document he/she requested. A parent/guardian may view the document any time during normal business hours.

(cf. 1340 - Access to District Records)

No student shall be subject to penalty for his/her parent/guardian's exercise of any of the rights stated above.

Health Examinations

Authorized school officials may administer to any student any physical examination or screening permitted under California law. However, no student shall be subjected to a nonemergency, invasive physical examination without prior written notice to his/her parent/guardian, unless an applicable state law authorizes the student to provide consent without parent/guardian notification. (20 USC 1232h)

Invasive physical examination means any medical examination that involves the exposure of private body parts or any act during such examination that includes incision, insertion, or injection into the body, but does not include a properly authorized hearing, vision, or scoliosis screening. (20 USC 1232h)

(cf. 5131.61 - Drug Testing)

(cf. 5141.3 - Health Examinations)

Notifications

At the beginning of the school year, the Superintendent or designee shall notify parents/guardians of: (20 USC 1232h)

1. The district's policy regarding student privacy

2. The process to opt their children out of participation in any activity described in this policy and administrative regulation and the accompanying Board policy

3. The specific or approximate dates during the school year when the following activities are scheduled:

- a. Survey requesting personal information
- b. Physical examinations or screenings
- c. ~~Collection of personal information from students for marketing or sale~~

Prior to administering any anonymous and voluntary survey regarding health risks and behaviors to students in grades 7-12, the district shall provide parents/guardians with written notice that the survey is to be administered. (Education Code 51938)

Parents/guardians shall also be notified of any substantive change to this policy and administrative regulation within a reasonable period of time after adoption of the change. (20 USC 1232h)

(cf. 5145.6 - Parental Notifications)

Regulation WESTSIDE UNION SCHOOL DISTRICT
approved: June 19, 2012 Quartz Hill, California

Westside Union SD

Board Policy - Revised

Parental Notifications

Students

BP 5145.6(a)

The Board of Trustees recognizes that notifications are essential to desires to promote effective communication between the school and the home and to keep parents/guardians informed regarding educational programs, school operations, and the legal rights of students and their parents/guardians. The Superintendent or designee shall send students and parents/guardians and students all notifications required by law, including notifications about their legal rights, and any other notifications he/she believes will promote parental understanding and involvement.

(cf. 5020 - Parent Rights and Responsibilities)
(cf. 5022 - Student and Family Privacy Rights)
(cf. 6020 - Parent Involvement)

The notice required pursuant to Notice of the rights and responsibilities of parents/guardians as specified in Education Code 48980 shall be sent at the beginning of each academic year and may be provided either by regular mail, in electronic form when so requested by the parent/guardian, or by any other method normally used to communicate with parents/guardians in writing by the district for written communication with parents/guardians. (Education Code 48981, 48982)

If any activity specified in Education Code 48980 will be undertaken by any school during the forthcoming school term, the notice shall state that fact and the approximate date on which any such activity will occur. No such activity specified in Education Code 48980 shall be undertaken with respect to any particular student unless his/her parent/guardian has been informed of such action through the annual notification or other separate special notification. Such notice shall state the activity that will be undertaken and the approximate date on which the activity will occur. (Education Code 48983-48984)

The annual notification shall include a request that the parent/guardian sign the notice and return it to the school or, if the notice is provided in electronic format, that the parent/guardian submit a signed acknowledgment of receipt of the notice to the school. The parent/guardian's signature is an acknowledgment of receipt of the information but does not indicate that consent to participate in any particular program has been given or withheld. (Education Code 48982)

Whenever a student enrolls in a district school during the school year, his/her parents/guardians shall be given all required parental notifications at that time.

Notifications to parents/guardians shall be written both in English and in the family's primary language when so required by law.

Notifications shall be presented in an understandable and uniform format and, to the extent practicable, in a language that parents/guardians can understand.

Whenever 15 percent or more of the students enrolled in a district school speak a single primary language other than English, as determined from the California Department of Education census data collected pursuant to Education Code 52164, all notices sent to the parent/guardian of any such student shall, in addition to being written in English, be written in the primary language, and may be responded to either in English or the primary language. (Education Code 48981, 48985; 20 USC 6311, 6312)

Whenever an employee learns that a student's parent/guardian is, ~~for any reason~~, unable to understand the district's printed notifications ~~for any reason~~, he/she shall inform the principal or designee, who shall work with the parent/guardian to establish other appropriate means of communication.

Legal Reference:

EDUCATION CODE

221.5 Prohibited sex discrimination
 231.5 Sexual harassment policy
 234.7 Student protections relating to immigration and citizenship status
 262.3 Appeals for discrimination complaints; information regarding availability of civil remedies
 310-311 Structured English immersion program, parental exception waivers
 313 Reclassification of English learners, parental consultation
 313.2 Long-term English learner, notification
 440 English language proficiency assessment; instruction in English language development
 8483 Before/after school program; enrollment priorities
 17288 Building standards for university campuses
 17611.5-17612 Notification of pesticide use
 32221.5 Insurance for athletic team members
 32255-32255.6 Right to refuse harmful or destructive use of animals
 32390 Fingerprint program; contracts; funding; consent of parent/guardian
 33479.3 The Eric Paredes Sudden Cardiac Arrest Prevention Act
 35160.5 Extracurricular and cocurricular activities
 35178.4 Notice of accreditation status
 35183 School dress codes; uniforms
 35186 Complaints concerning deficiencies in instructional materials and facilities
 35211 Driver training; district insurance, parent/guardian liability
 35256 School Accountability Report Card
 35258 School Accountability Report Card
 35291 Rules for student discipline
~~37254 Intensive instruction for students who have not passed High School Exit Examination~~
 37616 Consultation regarding year-round schedule
 39831.5 School bus rider rules and information
 44050 Employee codes of conduct, employee interactions with students
 44808.5 Permission to leave school grounds

46010.1 Notice regarding excuse to obtain confidential medical services
46014 Regulations regarding absences for religious purposes
46600-46611 Interdistrict attendance agreements
48000 Minimum age of admission
48070.5 Promotion or retention of students
48204 Residency requirements
48205 Absence for personal reasons
48206.3 Students with temporary disabilities; individual instruction; definitions
48207-48208 Students with temporary disabilities in hospitals
48213 Prior notice of exclusion from attendance
48216 Immunization
48260.5 Notice regarding truancy
48262 Need for parent conference regarding truancy
48263 Referral to school attendance review board or probation department
48301 Interdistrict transfers
48350-48361 Open Enrollment Act
48354 Option to transfer from school identified under Open Enrollment Act
48357 Status of application for transfer from school identified under Open Enrollment Act
48412 Certificate of proficiency
48432.3 Voluntary enrollment in continuation education
48432.5 Involuntary transfers of students
48850-48859 Education of foster youth and homeless students
48900.1 Parental attendance required after suspension
48904 Liability of parent/guardian for willful student misconduct
48904.3 Withholding grades, diplomas, or transcripts
48906 Notification of release of student to peace officer
48911 Notification in case of suspension
48911.1 Assignment to supervised suspension classroom
48912 Closed sessions; consideration of suspension
48915.1 Expelled students; enrollment in another district
48916 Readmission procedures
48918 Rules governing expulsion procedures
48929 Transfer of student convicted of violent felony or misdemeanor
48980 Required notification at beginning of term
48980.3 Notification of pesticide use
48981 Time and means of notification
48982 Parent signature acknowledging receipt of notice
48983 Contents of notice
48984 Activities prohibited unless notice given
48985 Notices to parents in language other than English
48987 Child abuse information
49013 Use of uniform complaint procedures for complaints regarding student fees
49063 Notification of parental rights
49067 Student evaluation; student in danger of failing course
49068 Transfer of permanent enrollment and scholarship record

49069 Absolute right to access
 49070 Challenging content of student record
 49073 Release of directory information
 49073.6 Student records, social media
 49076 Access to student records
 49077 Access to information concerning a student in compliance with court order
 49403 Cooperation in control of communicable disease and immunization
 49423 Administration of prescribed medication for student
 49451 Physical examinations: parent's refusal to consent
 49452.5 Screening for scoliosis
 49452.7 Information on type 2 diabetes
 49452.8 Oral health assessment
 49456 Results of vision or hearing test
 49471- 49472 Insurance
 49475 Student athletes; concussions and head injuries
 49480 Continuing medication regimen for nonepisodic conditions
 49510-49520 Duffy-Moscone Family Nutrition Education and Services Act of 1970
 49557.5 Child Hunger Prevention and Fair Treatment Act of 2017; notice of negative balance in meal account
 51225.1 Exemption from district graduation requirements
 51225.2 Course credits; foster youth, homeless youth, former juvenile court school students and military-connected students
 51225.3 Graduation requirements; courses that satisfy college entrance criteria
 51229 Course of study for grades 7-12
 51513 Personal beliefs; privacy
 51938 HIV/AIDS and sexual health instruction
 52164 Language census
 52164.1 Census-taking methods; determination of primary language; assessment of language skills
 52164.3 Reassessment of English learners; notification of results
 52244 Advanced Placement program
 54444.2 Migrant education programs; parent involvement
 56301 Child-find system; policies regarding written notification rights
 56321 Special education: proposed assessment plan
 56321.5-56321.6 Notice of parent rights pertaining to special education
 56329 Written notice of right to findings; independent assessment
 56341.1 Development of individualized education program; right to audio record meeting
 56341.5 Individualized education program team meetings
 56343.5 Individualized education program meetings
 56521.1 Behavioral intervention
 58501 Alternative schools; notice required prior to establishment
 60641 Standardized Testing and Reporting Program
 60850 High School Exit Examination
 60852.4 High School Exit Examination; waiver for student with disabilities
 60615 Exemption from state assessment

60641 California Assessment of Student Performance and Progress

69432.9 Submission of grade point average to Cal Grant program

CIVIL CODE

1798.29 District records, breach of security

HEALTH AND SAFETY CODE

1596.857 Right to enter child care facility

104420 Tobacco use prevention

104855 Availability of topical fluoride treatment

116277 Lead testing of school drinking water

120365-120375 Immunizations

120440 Sharing immunization information

124100 Health screening and immunizations

PENAL CODE

626.81 Notice of permission granted to sex offender to volunteer on campus

627.5 Hearing request following denial or revocation of registration

CODE OF REGULATIONS, TITLE 5

~~850 Definitions; notification regarding use of California Modified Assessment~~

~~863 Standardized Testing and Reporting Program~~

852 Exemptions from state assessments

863 Reports of state assessment results

3052 Behavioral intervention

~~3831 General standards, Gifted and Talented Education program~~

4622 Notification of uniform complaint procedures

4631 Uniform complaint procedures; notification of decision and right to appeal

4702 Student transfer from school identified under Open Enrollment Act

4917 Notification of sexual harassment policy

11303 Reclassification of English learners

11309 Parental exception waivers

11511.5 English language proficiency assessment; test results

11523 Notice of proficiency examinations

18066 Child care policies regarding excused and unexcused absences

18094-18095 Notice of Action; child care services

18114 Notice of delinquent fees; child care services

18118-18119 Notice of Action; child care services

CODE OF REGULATIONS, TITLE 17

2951 Hearing tests

6040 Time period to obtain needed immunizations

UNITED STATES CODE, TITLE 20

1232g Family Educational and Privacy Rights Act

1232h Privacy rights

1415 Procedural safeguards

6311 State plans

6312 Local educational agency plans

~~6316 Academic assessment and local education agency school improvement~~

6318 Parental involvement and family engagement

~~7012 Instruction in English language development~~

7908 Armed forces recruiter access to students

UNITED STATES CODE, TITLE 42

1758 Child nutrition programs

CODE OF FEDERAL REGULATIONS, TITLE 7

245.5 Eligibility criteria for free and reduced-price meals

245.6a Verification of eligibility for free and reduced-price meals

CODE OF FEDERAL REGULATIONS, TITLE 34

99.7 Student records, annual notification

99.30 Disclosure of personally identifiable information

99.34 Student records, disclosure to other educational agencies

99.37 Disclosure of directory information

104.32 District responsibility to provide free appropriate public education

104.36 Procedural safeguards

104.8 Nondiscrimination

106.9 Dissemination of policy, nondiscrimination on basis of sex

~~200.6148~~ Teacher qualifications

300.300 Parent consent for special education evaluation

300.322 Parent participation in IEP team meetings

300.502 Independent educational evaluation of student with disability

300.503 Prior written notice regarding identification, evaluation, or placement of student with disability

300.504 Procedural safeguards notice for students with disabilities

300.508 Due process complaint

300.530 Discipline procedures

CODE OF FEDERAL REGULATIONS, TITLE 40

763.84 Asbestos inspections, response actions and post-response actions

763.93 Asbestos management plans

Management Resources:

U.S. DEPARTMENT OF AGRICULTURE PUBLICATIONS

Unpaid Meal Charges: Guidance and Q&A, SP 23-2017, March 2017

Civil Rights Compliance and Enforcement -- Nutrition Programs and Services, FNS Instruction 113-1, 2005

WEB SITES

U.S. Department of Agriculture, Food and Nutrition Service: <http://www.fns.usda.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: July 23, 2013 Quartz Hill, California

Westside Union SD

Exhibit - Replace

Students

E 5145.6(a)

PARENTAL NOTIFICATIONS

Cautionary Notice: Government Code 17581.5 releases districts from the obligation to perform specified mandated activities when the Budget Act does not provide reimbursement during that fiscal year. The Budget Act of 2017 (AB 97, Ch. 14, Statutes of 2017) extends the suspension of these requirements through the 2017-18 fiscal year. As a result, certain provisions of the following Exhibit related to scoliosis screening and bus safety instruction may be suspended.

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
I. Annually			
Beginning of each school year	Education Code 234.7	BP 0410	Right to a free public education regardless of immigration status or religious beliefs
Beginning of each school year	Education Code 310	BP 6142.2 AR 6174	Information on the district's language acquisition programs
Beginning of each school year	Education Code 17611.5, 17612, 48980.3	AR 3514.2	Use of pesticide product, active ingredients, Internet address to access information, and, if district has no web site and uses certain pesticides, integrated pest management plan
By February 1	Education Code 35256, 35258	BP 0510	School Accountability Report Card provided

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
I. Annually (continued)			
Beginning of each school year	Education Code 35291, 48980	AR 5144 AR 5144.1	District and site discipline rules
Beginning of each school year	Education Code 44050	BP 4119.21 4219.21 4319.21	Code of conduct addressing employee interactions with students
Beginning of each school year	Education Code 46010.1	AR 5113	Absence for confidential medical services
Beginning of each school year, if district has adopted policy on involuntary transfer of students convicted of certain crimes when victim is enrolled at same school	Education Code 48929, 48980	BP 5116.2	District policy authorizing transfer
Beginning of each school year	Education Code 48980	BP 6111	Schedule of minimum days and student-free staff development days
Beginning of each school year	Education Code 48980, 231.5; 5 CCR 4917	AR 5145.7	Copy of sexual harassment policy as related to students
Beginning of each school year	Education Code 48980, 32255-32255.6	AR 5145.8	Right to refrain from harmful or destructive use of animals
Beginning of each school year	Education Code 48980, 35160.5, 46600-46611, 48204, 48301, 48350-48361	BP 5111.1 AR 5116.1 AR 5117	All statutory attendance options, available local attendance options, options for meeting residency, form for changing attendance, appeals process
Beginning of each school year, if Board allows such absence	Education Code 48980, 46014	AR 5113	Absence for religious exercises or purposes
Beginning of each school year	Education Code 48980, 48205	AR 5113 BP 6154	Excused absences; grade/credit cannot be reduced due to excused absence if work or test has been completed; full text of Education Code 48205

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
I. Annually (continued)			
Beginning of each school year	Education Code 48980, 48206.3, 48207, 48208	AR 6183	Availability of home/hospital instruction for students with temporary disabilities
Beginning of each school year	Education Code 48980, 49403	BP 5141.31	School immunization program
Beginning of each school year	Education Code 48980, 49423, 49480	AR 5141.21	Administration of prescribed medication
Beginning of each school year	Education Code 48980, 49451; 20 USC 1232h	AR 5141.3	Right to refuse consent to physical examination
Beginning of each school year	Education Code 48980, 49471, 49472	BP 5143	Availability of insurance
Beginning of each school year	Education Code 49013; 5 CCR 4622	AR 1312.3	Uniform complaint procedures, available appeals, civil law remedies
Beginning of each school year	Education Code 49063	AR 5125 AR 5125.3	Challenge, review, and expunging of records
Beginning of each school year	Education Code 49063, 49069; 20 USC 1232g; 34 CFR 99.7	AR 5125	Student records: inspect and review, access, types, location, persons responsible, location of log, access criteria, cost of copies, amendment requests, criteria to determine legitimate educational interest, course prospectus availability
Beginning of each school year	Education Code 49063, 49073; 20 USC 1232g; 34 CFR 99.37	AR 5125.1	Release of directory information
Beginning of each school year	Education Code 49520, 48980; 42 USC 1758; 7 CFR 245.5	AR 3553	Eligibility and application process for free and reduced-price meals

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
I. Annually (continued)			
Beginning of each school year	Education Code 51513; 20 USC 1232h	AR 5022 BP 6162.8	Notice of privacy policy and dates of activities re: survey, health examination, or collection of personal information for marketing; process to opt out of such activities; inspection rights and procedures
Beginning of each school year	Education Code 56301	BP 6164.4	Parental rights re: special education identification, referral, assessment, instructional planning, implementation and review, and procedures for initiating a referral for assessment
Beginning of each school year	Education Code 58501, 48980	AR 6181	Alternative schools
Beginning of each school year	Health and Safety Code 104855	AR 5141.6	Availability of dental fluoride treatment; opportunity to accept or deny treatment
Annually	5 CCR 852; Education Code 60615	AR 6162.51	Student's participation in state assessments; option to request exemption from testing
Beginning of each school year, if district receives Title I funds	20 USC 6312; 34 CFR 200.48	BP 4112.2 AR 4222	Right to request information re: professional qualifications of child's teacher and paraprofessional
Beginning of each school year	34 CFR 104.8, 106.9	BP 0410 BP 6178	Nondiscrimination
Beginning of each school year to parent, teacher, and employee organizations or, in their absence, individuals	40 CFR 763.84, 763.93	AR 3514	Availability of asbestos management plan; any inspections, response actions or post-response actions planned or in progress
Beginning of each school year	USDA SP-23-2017	AR 3551	District policy on meal payments

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
II. At Specific Times During the Student's Academic Career			
Beginning in grade 7, at least once prior to course selection and career counseling	Education Code 221.5, 48980	BP 6164.2	Course selection and career counseling
Upon a student's enrollment	Education Code 310	BP 6142.2 AR 6174	Information on the district's language acquisition programs
When child first enrolls in a public school, if school offers a fingerprinting program	Education Code 32390, 48980	AR 5142.1	Fingerprinting program
When participating in driver training courses under the jurisdiction of the district	Education Code 35211	None	Civil liability, insurance coverage
Upon registration in K-6, if students have not previously been transported	Education Code 39831.5	AR 3543	School bus safety rules and information, list of stops, rules of conduct, red light crossing instructions, bus danger zones, walking to and from stops
Beginning of each school year for high school students, if high school is open campus	Education Code 44808.5, 48980	AR 5112.5	Open campus
Beginning of each school year in grades 9-12, if district allows career technical education (CTE) course to satisfy graduation requirement	Education Code 48980, 51225.3	AR 6146.1	How each graduation requirement does or does not satisfy college entrance a-g course criteria; district CTE courses that satisfy a-g criteria
Upon a student's enrollment	Education Code 49063	AR 5125 AR 5125.3	Specified rights related to student records
When students enter grade 7	Education Code 49452.7	AR 5141.3	Specified information on type 2 diabetes
When in kindergarten, or first grade if not previously enrolled in public school	Education Code 49452.8	AR 5141.32	Requirement for oral health assessment, explanation of law, importance of oral health, agency contact, privacy rights

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
II. At Specific Times During the Student's Academic Career (continued)			
Beginning of each school year for students in grades 9-12	Education Code 51229, 48980	AR 6143	College admission requirements, UC and CSU web sites that list certified courses, description of CTE, CDE Internet address, how students may meet with counselors
Beginning of each school year for students in grades 7-12, or at time of enrollment if after beginning of year	Education Code 51938, 48980	AR 6142.1	Sexual health and HIV prevention education, right to view A/V materials, whether taught by district staff or outside consultants, right to request specific Education Code sections, right to excuse
Within 20 working days of receiving results of standardized achievement tests or, if results not available in school year, within 20 working days of start of next school year	Education Code 60641; 5 CCR 863	AR 6162.51	Results of tests; test purpose, individual score and intended use
By October 15 for students in grade 12	Education Code 69432.9	AR 5121 AR 5125	Forwarding of student's grade point average to Cal Grant program; timeline to opt out
When child is enrolled in kindergarten	Health and Safety Code 124100, 124105	AR 5141.32	Health screening examination
To students in grades 11-12, early enough to enable registration for fall test	5 CCR 11523	AR 6146.2	Notice of proficiency examination provided under Education Code 48412
To secondary students, if district receives Title I funds	20 USC 7908	AR 5125.1	Request that district not release name, address, phone number of child to military recruiters without prior written consent
III. When Special Circumstances Occur			
In the event of a breach of security of district records, to affected persons	Civil Code 1798.29	BP 3580	Types of records affected, date of breach, description of incident, contact information for credit reporting agencies

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
Upon receipt of a complaint alleging discrimination	Education Code 262.3	AR 1312.3	Civil law remedies available to complainants
When determining whether an English learner should be reclassified as fluent English proficient	Education Code 313; 5 CCR 11303	AR 6174	Description of reclassification process, opportunity for parent/guardian to participate
When student is identified as English learner and district receives Title I or Title III funds for English learner programs, not later than 30 days after beginning of school year or within two weeks of placement if identified during school year	Education Code 313.2, 440; 20 USC 6312	AR 6174	Reason for classification, level of English proficiency, identification as long-term English learner, description of program(s), option to decline program or choose alternate, option to remove student from program at any time, exit requirements of program
When homeless or foster youth applies for enrollment in before/after school program	Education Code 8483	AR 5148.2	Right to priority enrollment; how to request priority enrollment
Before high school student attends specialized secondary program on a university campus	Education Code 17288	None	University campus buildings may not meet Education Code requirements for structural safety
At least 72 hours before use of pesticide product not included in annual list	Education Code 17612	AR 3514.2	Intended use of pesticide product
To members of athletic teams	Education Code 32221.5	AR 5143	Offer of insurance; no-cost and low-cost program options
Annually to parents/guardians of student athletes before participation in competition	Education Code 33479.3	AR 6145.2	Information on sudden cardiac arrest
If school has lost its WASC accreditation status	Education Code 35178.4	BP 6190	Loss of status, potential consequences
When district has contracted for electronic products or services that disseminate advertising	Education Code 35182.5	BP 3312	Advertising will be used in the classroom or learning center

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
At least six months before implementing uniform policy	Education Code 35183	AR 5132	Dress code policy requiring schoolwide uniform
Before implementing a year-round schedule	Education Code 37616	BP 6117	Public hearing on year-round schedule
When interdistrict transfer is requested and not approved or denied within 30 days	Education Code 46601	AR 5117	Appeal process
Before early entry to kindergarten, if offered	Education Code 48000	AR 5111	Effects, advantages and disadvantages of early entry
When student identified as being at risk of retention	Education Code 48070.5	AR 5123	Student at risk of retention
When student excluded due to quarantine, contagious or infectious disease, danger to safety or health	Education Code 48213	AR 5112.2 BP 5141.33	Student has been excluded from school
Before already admitted student is excluded for lack of immunization	Education Code 48216; 17 CCR 6040	AR 5141.31	Need to submit evidence of immunization or exemption within 10 school days; referral to medical care
When a student is classified as truant	Education Code 48260.5, 48262	AR 5113.1	Truancy, parental obligation, availability of alternative programs, student consequences, need for conference
When a truant is referred to a SARB or probation department	Education Code 48263	AR 5113.1	Name and address of SARB or probation department and reason for referral
When a school is identified on the state's Open Enrollment List	Education Code 48354; 5 CCR 4702	AR 5118	Student's option to transfer to another school
Within 60 days of receiving application for transfer out of open enrollment school	Education Code 48357; 5 CCR 4702	AR 5118	Whether student's transfer application is accepted or rejected; reasons for rejection
When student requests to voluntarily transfer to continuation school	Education Code 48432.3	AR 6184	Copy of district policy and regulation on continuation education

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
Prior to involuntary transfer to continuation school	Education Code 48432.5	AR 6184	Right to request meeting prior to involuntary transfer to continuation school
To person holding educational rights, prior to recommending placement of foster youth outside school of origin	Education Code 48853.5	AR 6173.1	Basis for the placement recommendation
When student is removed from class and teacher requires parental attendance at school	Education Code 48900.1	AR 5144.4	Parental attendance required; timeline for attendance
Prior to withholding grades, diplomas, or transcripts	Education Code 48904	AR 5125.2	Damaged school property
When withholding grades, diplomas or transcripts from transferring student	Education Code 48904.3	AR 5125.2	Next school will continue withholding grades, diplomas, or transcripts
When student is released to peace officer	Education Code 48906	BP 5145.11	Release of student to peace officer for the purpose of removing minor from school, unless taken into custody as victim of suspected child abuse
At time of suspension	Education Code 48911	BP 5144.1 AR 5144.1	Notice of suspension
When original period of suspension is extended	Education Code 48911	AR 5144.1	Extension of suspension
At the time a student is assigned to a supervised suspension classroom	Education Code 48911.1	AR 5144.1	The student's assignment to a supervised suspension classroom
Before holding a closed session re: suspension	Education Code 48912	AR 5144.1	Intent to hold a closed session re: suspension
When student expelled from another district for certain acts seeks admission	Education Code 48915.1, 48918	BP 5119	Hearing re: possible danger presented by expelled student
When readmission is denied	Education Code 48916	AR 5144.1	Reasons for denial; determination of assigned program

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
When expulsion occurs	Education Code 48916	AR 5144.1	Readmission procedures
At least 10 calendar days before expulsion hearing	Education Code 48918	AR 5144.1	Notice of expulsion hearing
When expulsion or suspension of expulsion occurs	Education Code 48918	AR 5144.1	Decision to expel; right to appeal to county board; obligation to inform new district of status
Before involuntary transfer of student convicted of certain crime when victim is enrolled at same school	Education Code 48929, 48980	BP 5116.2	Right to request a meeting with principal or designee
One month before the scheduled minimum day	Education Code 48980	BP 6111	When minimum days are scheduled after beginning of the school year
When parents/guardians request guidelines for filing complaint of child abuse at a school site	Education Code 48987	AR 5141.4	Guidelines for filing complaint of child abuse at a school site with local child protective agencies
When student in danger of failing a course	Education Code 49067	AR 5121	Student in danger of failing a course
When student transfers from another district or private school	Education Code 49068	AR 5125	Right to receive copy of student's record and to challenge its content
When parent/guardian's challenge of student record is denied and parent/guardian appeals	Education Code 49070	AR 5125.3	If board sustains allegations, the correction or destruction of record; if denied, right to submit written objection
When district is considering program to gather safety-related information from students' social media activity	Education Code 49073.6	BP 5125	Opportunity for input on proposed program
When district adopts program to gather information from students' social media activity, and annually thereafter	Education Code 49073.6	AR 5125	Information is being gathered, access to records, process for removal or corrections, destruction of records

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
Within 24 hours of release of information to a judge or probation officer	Education Code 49076	AR 5125	Release of student record to a judge or probation officer for conducting truancy mediation program or for presenting evidence at a truancy petition
Before release of information pursuant to court order or subpoena	Education Code 49077	AR 5125	Release of information pursuant to court order or subpoena
When screening results in suspicion that student has scoliosis	Education Code 49452.5	AR 5141.3	Scoliosis screening
When test results in discovery of visual or hearing defects	Education Code 49456; 17 CCR 2951	AR 5141.3	Vision or hearing test results
Within 10 days of negative balance in meal account	Education Code 49557.5	AR 3551	Negative balance in meal account; encouragement to apply for free or reduced-price meals
Annually to parents/guardians of student athletes before their first practice or competition	Education Code 49475	AR 6145.2	Information on concussions and head injuries
Within 30 days of foster youth, homeless youth, former juvenile court school student, or child of military family being transferred between high schools	Education Code 51225.1	BP 6146.1 AR 6173 AR 6173.1 AR 6173.3	Exemption from local graduation requirements, effect on college admission, option for fifth year of high school
Before any test/survey questioning personal beliefs	Education Code 51513	AR 5022	Permission for test, survey questioning personal beliefs
At least 14 days before HIV prevention or sexual health instruction, if arrangement made for guest speaker after beginning of school year	Education Code 51938	AR 6142.1	Instruction in HIV prevention or sexual health by guest speaker or outside consultant

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
Prior to administering survey regarding health risks and behaviors to students in 7-12	Education Code 51938	AR 5022	Notice that the survey will be administered
Within 30 calendar days of receipt of results of assessment or reassessment of English proficiency	Education Code 52164.1, 52164.3; 5 CCR 11511.5	AR 6174	Results of state test of English proficiency
When migrant education program is established	Education Code 54444.2	BP 6175 AR 6175	Parent advisory council membership composition
When child participates in licensed child care and development program	Health and Safety Code 1596.857	AR 5148	Parent/guardian right to enter facility
When district receives Tobacco-Use Prevention Education Funds	Health and Safety Code 104420	AR 3513.3	The district's tobacco-free schools policy and enforcement procedures
When testing by community water system finds presence of lead exceeding specified level	Health and Safety Code 116277	AR 3514	Elevated lead level at school
When sharing student immunization information with an immunization system	Health and Safety Code 120440	AR 5125	Types of information to be shared, name and address of agency, acceptable use of the information, right to examine, right to refuse to share
At least 14 days prior to sex offender coming on campus as volunteer	Penal Code 626.81	AR 1240 BP 1250	Dates and times permission granted; obtaining information from law enforcement
When hearing is requested by person asked to leave school premises	Penal Code 627.5	AR 3515.2	Notice of hearing
When responding to complaint re: discrimination, special education, or noncompliance with law	5 CCR 4631	AR 1312.3	Findings, disposition of complaint, any corrective actions, appeal rights and procedures
When child participates in licensed child care and development program	5 CCR 18066	AR 5148	Policies re: excused and unexcused absences

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
Within 30 days of application for subsidized child care or preschool services	5 CCR 18094, 18118	AR 5148 AR 5148.3	Approval or denial of services
Upon recertification or update of application for child care or preschool services	5 CCR 18095, 18119	AR 5148 AR 5148.3	Any change in service, such as in fees, amount of service, termination of service
Upon child's enrollment in child care program	5 CCR 18114	AR 5148	Policy on fee collection
When payment of child care fees is seven days late	5 CCR 18114	AR 5148	Notice of delinquent fees
When district substantively changes policy on student privacy rights	20 USC 1232h	AR 5022	Notice of any substantive change in policy or regulation
For districts receiving Title I funds, when child has been assigned or taught for four or more consecutive weeks by a teacher who does not meet state certification requirements for the grade level/subject taught	20 USC 6312	AR 4112.2	Timely notice to parent/ guardian of child's assignment
For districts receiving Title I funds, not later than 30 days after beginning of school year, to parents/guardians of English learners	20 USC 6312	AR 6174	Reasons for placement, level of proficiency, instructional methods, how program meets child's strengths and teaches English, exit requirements, right to choose other program
For schools receiving Title I funds, upon development of parent involvement policy	20 USC 6318	AR 6020	Notice of policy
When household is selected for verification of eligibility for free or reduced-price meals	42 USC 1758; 7 CFR 245.6a	AR 3553	Need to submit verification information; any subsequent change in benefits; appeals
When student is homeless or unaccompanied minor	42 USC 11432; Education Code 48852.5	AR 6173	Educational and related opportunities; transportation services; placement decision and right to appeal

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
III. When Special Circumstances Occur (continued)			
When student transfers out of state and records are disclosed without consent pursuant to 34 CFR 99.30	34 CFR 99.34	AR 5125	Right to review records
When district receives federal funding assistance for nutrition program	USDA FNS Instruction 113-1	BP 3555	Rights and responsibilities, nondiscrimination policy, complaint procedures
IV. Special Education Notices			
Prior to conducting initial evaluation	Education Code 56301, 56321, 56321.5, 56321.6, 56329; 20 USC 1415(d); 34 CFR 300.502, 300.503	BP 6159.1 AR 6159.1 AR 6164.4	Proposed evaluation plan, related parental rights, prior written notice, procedural safeguards
Before functional behavioral assessment begins	Education Code 56321	AR 6159.4	Notification and consent
24 hours before IEP when district intending to record	Education Code 56341.1	AR 6159	Intention to audio-record IEP meeting
Early enough to ensure opportunity for parent/guardian to attend IEP meeting	Education Code 56341.5; 34 CFR 300.322	AR 6159	Time, purpose, location, who will attend, participation of others with special knowledge, transition statements if appropriate
When parent/guardian orally requests review of IEP	Education Code 56343.5	AR 6159	Need for written request
Within one school day of emergency intervention or serious property damage	Education Code 56521.1	AR 6159.4	Emergency intervention
Whenever there is a proposal or refusal to initiate or change the identification, evaluation, placement, or FAPE, including when parent/guardian revokes consent for services	20 USC 1415(c); 34 CFR 300.300, 300.503	AR 6159 AR 6159.1	Prior written notice

PARENTAL NOTIFICATIONS (continued)

When to Notify	Education or Other Legal Code	Board Policy/ Administrative Regulation #	Subject
IV. Special Education Notices (continued)			
Upon filing of state complaint	20 USC 1415(d); 34 CFR 300.504	AR 6159.1	Procedural safeguards notice
When disciplinary measures are taken or change in placement	20 USC 1415(k); 34 CFR 300.530	AR 5144.2	Decision and procedural safeguards notice
Upon requesting a due process hearing	20 USC 1415(k); 34 CFR 300.508	AR 6159.1	Student's name, address, school, description of problem, proposed resolution
Eligibility for services under Section 504	34 CFR 104.32, 104.36	AR 6164.6	District responsibilities, district actions, procedural safeguards
V. Classroom Notices			
In each classroom in each school	Education Code 35186	AR 1312.4 E 1312.4	Complaints re: sufficiency of instructional materials, teacher vacancy or misassignment, maintenance of facilities

Exhibit WESTSIDE UNION SCHOOL DISTRICT
version: July 23, 2013 Quartz Hill, California

Westside Union SD

Board Policy - Revised

Selection And Evaluation Of Instructional Materials

Instruction

BP 6161.1(a)

The Board of Trustees desires that district instructional materials, as a whole, present a broad spectrum of knowledge and viewpoints, reflect the diversity of our society, and enhance the use of multiple teaching strategies and technologies. The Board shall adopt instructional materials based on a determination that such materials are an effective learning resource to help students achieve grade-level competency and that the materials meet criteria specified in law. Textbooks, technology-based materials, and other educational materials shall be aligned with academic content standards and the district's curriculum to ensure that they effectively support the district's adopted courses of study.

(cf. 0440 - District Technology Plan)
(cf. 6000 - Concepts and Roles)
(cf. 6011 - Academic Standards)
(cf. 6141 - Curriculum Development and Evaluation)
(cf. 6143 - Courses of Study)
(cf. 6146.1 - High School Graduation Requirements)
(cf. 6161.11 - Supplementary Instructional Materials)
(cf. 6162.5 - Student Assessment)
(cf. 6163.1 - Library Media Centers)

The Board shall select instructional materials for use in grades K-8 that have been approved by the State Board of Education (SBE) or have otherwise been determined to be aligned with the state academic content standards adopted pursuant to Education Code 60605 or the Common Core State Standards adopted pursuant to Education Code 60605.8. (Education Code 60200, 60210)

~~The Board's priority in the selection of instructional materials is to ensure that all students are provided with standards-aligned instructional materials in the core curriculum areas of English/language arts, mathematics, science, and history-social science~~

Review Process

The Superintendent or designee shall establish a process by which instructional materials shall be reviewed for recommendation to the Board. Toward that end, he/she may establish an instructional materials review committee to evaluate and recommend instructional materials.

(cf. 1220 - Citizen Advisory Committees)

This review process shall involve teachers in a substantial manner and shall also encourage the participation of parents/guardians and community members (Education Code 60002).

(c.f. 6020- Parent Involvement)

In addition, the instructional materials review committee may include administrators, other staff who have subject-matter expertise, and students as appropriate.

If the district chooses to use instructional materials for grades K-8 that have not been adopted by the SBE, the Superintendent or designee shall ensure that a majority of the participants in the district's review process are classroom teachers who are assigned to the subject area or grade level of the materials. (Education Code 60210)

Individuals who participate in selecting and evaluating instructional materials shall not have a conflict of interest in the materials being reviewed as defined in administrative regulations.

(cf. 9270 - Conflict of Interest)

The committee shall review instructional materials using criteria provided in law and administrative regulation, and shall provide the Board with documentation supporting its recommendations.

All recommended instructional materials shall be available for public inspection at the district office.

(cf. 5020 - Parent Rights and Responsibilities)

The district may pilot instructional materials, using a representative sample of classrooms for a specified period of time during a school year, in order to determine how well the materials support the district's curricular goals and academic standards. Feedback from teachers piloting the materials shall be made available to the Board before the materials are adopted.

Public Hearing on Sufficiency of Instructional Materials

The Board shall annually conduct one or more public hearings on the sufficiency of the district's textbooks and other instructional materials. The hearing shall take place on or before the end of the eighth week from the first day students attend school for that year. (Education Code 60119)

The Board encourages participation by parents/guardians, teachers, interested community members, and bargaining unit leaders at the hearing. The Superintendent or designee shall post, 10 days prior to the hearing and in three public places within the district, a notice containing the time, place, and purpose of the hearing. The hearing shall not take place during or immediately following school hours. (Education Code 60119)

(cf. 9322 - Agenda/Meeting Materials)

At the hearing, the Board shall determine, through a resolution, whether each student in each school has sufficient textbooks or instructional materials that are aligned to the state content

standards adopted pursuant to Education Code 60605 or the Common State Core Standards adopted pursuant to Education Code 60605.8 and which are consistent with the content and cycles of the state's curriculum frameworks. Sufficiency of instructional materials shall be determined in each of the following subjects: (Education Code 60119)

1. Mathematics

(cf. 6142.92 - Mathematics Instruction)

2. Science

(cf. 6142.93 - Science Instruction)

3. History-social science

(cf. 6142.94 - History-Social Science Instruction)

4. English/language arts, including the English language development component of an adopted program

(cf. 6142.91 - English/Language Arts Instruction)

(cf. 6174 - Education for English Language Learners)

5. World/foreign language

(cf. 6142.2 - World/Foreign Language Instruction)

6. Health

(cf. 6142.8 - Comprehensive Health Education)

In making these determinations, the Board shall consider whether each student has sufficient textbooks and/or instructional materials to use in class and to take home. However, this does not require that each student have two sets of materials. The materials may be in a digital format as long as each student, at a minimum, has and can access the same materials in the class and to take home as all other students in the same class or course in the district and has the ability to use and access them at home. However, the materials shall not be considered sufficient if they are photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage. (Education Code 60119)

~~The Board shall also make a determination that all students within the district who are enrolled in the same course have "identical" standards-aligned textbooks or instructional materials from the same adoption cycle, as defined in Education Code 1240.3 and 60119. (Education Code 1240.3, 42605)~~

~~However, the district may purchase the newest adopted instructional materials for students in district schools ranked in deciles 1-3 of the base Academic Performance Index in any one of the past three school years without necessarily purchasing these materials for use in other district schools. (Education Code 1240.3)~~

If the Board determines that there are insufficient textbooks and/or instructional materials, the Board shall provide information to classroom teachers and to the public, setting forth for each school in which an insufficiency exists, the percentage of students who lack sufficient standards-aligned textbooks or instructional materials in each subject area, and the reasons that each student does not have sufficient textbooks and/or instructional materials. The Board shall take any action, except an action that would require reimbursement by the Commission of State Mandates, to ensure that that each student has sufficient materials within two months of the beginning of the school year in which the determination is made. (Education Code 60119)

The degree in which every student has sufficient access in standards-aligned instructional materials shall be included in the district's local control and accountability plan. (Education Code 52060)

(c.f. 0460- Local Control and Accountability Plan)

Complaints

Complaints concerning instructional materials shall be handled in accordance with law, Board policy and administrative regulation.

(cf. 1312.2 - Complaints Concerning Instructional Materials)

(cf. 1312.4 - Williams Uniform Complaint Procedures)

Legal Reference:

EDUCATION CODE

220 Prohibition against discrimination

1240 County superintendent, general duties

~~1240.3 Definition of sufficiency for categorical flexibility~~

33050-33053 General waiver authority

33126 School accountability report card

35272 Education and athletic materials

~~42605 Tier 3 categorical flexibility~~

44805 Enforcement of course of studies; use of textbooks, rules and regulations

49415 Maximum textbook weight

51501 Nondiscriminatory subject matter

52060-52077 Local control and accountability plan

60000-60005 Instructional materials, legislative intent

60010 Definitions

60040-60052 Instructional requirements and materials
60060-60062- 60063.5 Requirements for publishers and manufacturers
60070-60076 Prohibited acts (re instructional materials)
60110-60115 Instructional materials on alcohol and drug education
60119 Public hearing on sufficiency of materials
60200-60210 Elementary school materials
60226 Requirements for publishers and manufacturers
60240-60252 State Instructional Materials Fund
60350-60352 Core reading program instructional materials
60400-60411 High school textbooks
60510-60511 Donation for sale of obsolete instructional materials
60605 State content standards
60605.8 Common Core State Standards
60605.86-60605.88 Supplemental instructional materials aligned with Common Core State Standards
CODE OF REGULATIONS, TITLE 5
9505-9530 Instructional materials

Management Resources:

CSBA PUBLICATIONS

~~Flexibility Provisions in the 2008 and 2009 State Budget: Policy Considerations for Governance Teams, Budget Advisory, March 2009~~

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Instructional Materials FAQ

01-05 Guidelines for Piloting Textbooks and Instructional Materials, ~~September 2001~~ rev. January 2015

Standards for Evaluating Instructional Materials for Social Content, 20002013

WEB SITES

CSBA: <http://www.csba.org>

Association of American Publishers: <http://www.publishers.org>

California Academic Content Standards Commission, Common Core Standards:

<http://www.scoe.net/castandards>

California Department of Education: <http://www.cde.ca.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: July 23, 2013 Quartz Hill, California

Westside Union ESD

Exhibit - Replace

Selection And Evaluation Of Instructional Materials

Instruction

E 6161.1(a)

Resolution On Sufficiency Of Instructional Materials

Whereas, the Board of Trustees of the Westside Union School District in order to comply with the requirements of Education Code 60119, held a public hearing on (date), at (time) o'clock, which is on or before the eighth week of school (between the first day that students attend school and the end of the eighth week from that day) and which did not take place during or immediately following school hours, and;

Whereas, the Board provided at least 10 days notice of the public hearing by posting it in at least three public places within the district stating the time, place, and purpose of the hearing, and;

Whereas, the Board encouraged participation by parents/guardians, teachers, members of the community, and bargaining unit leaders in the public hearing, and;

Whereas, information provided at the public hearing detailed the extent to which sufficient textbooks or instructional materials were provided to all students, including English learners, in the Westside Union School District and;

Whereas, the definition of "sufficient textbooks or instructional materials" means that each student, including each English learner, has a standards-aligned textbook or instructional materials to use in class and to take home, which may include materials in a digital format but shall not include photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage, and;

Whereas, textbooks or instructional materials in core curriculum subjects should be aligned with state academic content standards adopted by the State Board of Education pursuant to Education Code 60605 and/or the Common Core State Standards adopted pursuant to Education Code 60605.8;

Finding of Sufficient Textbooks or Instructional Materials

Whereas, sufficient standards-aligned textbooks or instructional materials that are consistent with the cycles and content of the curriculum frameworks were provided to each student, including each English learner, in the following subjects:

* Mathematics: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

* Science: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

* History-social science: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

* English language arts, including the English language development component of an adopted program: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

* World/foreign language: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

* Health: (List adopted textbooks or instructional materials for this subject for each grade level or school as well as applicable state adoption cycle.)

Finding of Insufficient Textbooks or Instructional Materials

Whereas, information provided at the public hearing and to the Board at the public meeting detailed that insufficient standards-aligned textbooks or instructional materials were provided to students in the following subjects and grade levels at district schools: (For each school, list the percentage of students who lack sufficient standards-aligned textbooks or instructional materials in mathematics, science, history-social science, English language arts, world/foreign language, and health.)

Whereas, sufficient textbooks or instructional materials were not provided at each school listed above due to the following reasons: (For each school at which there is an insufficiency, list the reasons that each student does not have sufficient instructional materials in each subject and grade level listed above.)

Therefore, it is resolved, that for the (year) school year, the (name of school district) has not provided each student with sufficient textbooks or instructional materials that are consistent with the cycles and content of the curriculum framework, and;

Be it further resolved, that the following actions will be taken to ensure that all students have sufficient standards-aligned textbooks or instructional materials in all subjects that are consistent with the cycles and content of the curriculum frameworks within two months of the beginning of the school year in which this determination is made. (List actions to be taken to resolve insufficiency.)

PASSED AND ADOPTED THIS _____ day of _____, _____ at a meeting, by the following vote:

AYES: _____ NOES: _____ ABSENT: _____

Attest:

Secretary

President

(11/11 11/12) 7/17

Westside Union SD

Board Policy - Revised

Student Assessment

Instruction

BP 6162.5(a)

The Board of Trustees recognizes that student assessments are an important instructional and accountability tool. To obtain the most accurate evaluation of student performance, the district shall use a variety of measures, including district, state, and/or national assessments.

(cf. 6162.51 - State Academic Achievement Tests)

Assessment data shall be used to help determine individual students' progress, mastery of academic standards, appropriate placement in district programs, and/or eligibility for promotion. In addition, summary data on student assessment results shall be used by the district to identify and review student achievement goals in the district's local control and accountability plan, evaluate district educational programs in order to identify needed improvements, and, as appropriate, evaluate staff performance

(cf. 0460 - Local Control and Accountability Plan)
(cf. 0500 - Accountability)
(cf. 2140 - Evaluation of the Superintendent)
(cf. 4115 - Evaluation/Supervision)
(cf. 4315 - Evaluation/Supervision)
(cf. 5121 - Grades/Evaluation of Student Achievement)
(cf. 5123 - Promotion/Acceleration/Retention)
(cf. 6011 - Academic Standards)
(cf. 6142.7 - Physical Education and Activity)
~~(cf. 6162.51 - State Academic Achievement Tests)~~
~~(cf. 6162.52 - High School Exit Examination)~~
(cf. 6190 - Evaluation of the Instructional Program)

~~In selecting or developing a district assessment, the Superintendent or designee shall examine evidence of its reliability, its validity for the intended purpose and for various student populations, and the extent to which it corresponds to the material that is being taught.~~

The Superintendent or designee shall ensure that assessments are administered in accordance with law and the test publisher's directions and that test administration procedures are fair and equitable for all students.

(cf. 0410 - Nondiscrimination in District Programs and Activities)
(cf. 6162.54 - Test Integrity/Test Preparation)
~~To obtain the most accurate evaluation of student performance, the district shall use a variety of measures, including district, state, and/or national assessments. As appropriate, assessment~~

results shall be disaggregated by student subgroup, classroom, grade level, or school site to allow for critical analysis of student needs.

~~(cf. 3553 - Free and Reduced Price Meals)~~

The Superintendent or designee shall provide professional development to assist teachers and paraprofessionals in interpreting and using assessment data to improve student performance and the instructional program.

(cf. 4131 - Staff Development)

(cf. 4222 - Teacher Aides/Paraprofessionals)

When districtwide and school-level results of student assessments are published by the state, the Superintendent or designee may provide supplementary information to assist parents/guardians and the local community in interpreting test results.

(cf. 0510 - School Accountability Report Card)

Interim and Formative Assessments

State interim and formative assessments may be used in combination with other sources of information to gain timely feedback about student progress in an effort to continually adjust instruction to improve learning. Results from interim and formative assessments shall not be used for any high-stakes purpose, including, but not limited to, teacher or other school staff evaluation, accountability, student grade promotion or retention, graduation, course or class placement, identification for gifted or talented education, reclassification of English learners, or identification as an individual with exceptional needs. (Education Code 60642.6, 60642.7)

(cf. 5123 - Promotion/Acceleration/Retention)

(cf. 6146.1 - High School Graduation Requirements)

(cf. 6152 - Class Assignment)

(cf. 6164.4 - Identification and Evaluation of Individuals for Special Education)

(cf. 6172 - Gifted and Talented Student Program)

(cf. 6174 - Education for English Learners)

The Superintendent or designee shall ensure that teachers who administer interim and formative assessments have access to all functions and information designed for teacher use related to such assessments and student performance on the assessments. (Education Code 60642.6)

Legal Reference:

EDUCATION CODE

313 Assessment of English language development
10600-10610 California Education Information System
44660-44665 Evaluation and assessment of performance of certificated employees (Stull Act)
49558 Free and reduced-price meals; use of individual applications and records
51041 Evaluation of educational program
51450-51455 Golden State Seal Merit Diploma
52052 ~~Academic Performance Index~~; numerically significant student subgroups
52060-52077 Local control and accountability plan
60600-60649 Assessment of academic achievement, especially:
60640-60649 California Assessment of Student Performance and Progress
60800 Physical fitness testing
60810-60812 Assessment of English language development
60850-60859 ~~High school exit examination~~
60900 California Longitudinal Pupil Achievement Data System
CODE OF REGULATIONS, TITLE 5
850-864 California Assessment of Student Performance and Progress
1200-1225 ~~High School Exit Examination~~
UNITED STATES CODE, TITLE 20
9622 National Assessment of Educational Progress

Management Resources:

~~CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS~~

~~Key Elements of Testing, May 2004~~

~~U.S. DEPARTMENT OF EDUCATION PUBLICATIONS~~

~~Teachers' Use of Student Data Systems to Improve Instruction, 2007~~

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Testing and Accountability: <http://www.cde.ca.gov/ta>

Smarter Balanced Assessment Consortium: <http://www.smarterbalanced.org>

U.S. Department of Education: <http://www.ed.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: October 7, 2014 Quartz Hill, California

Revised Westside Union SD

Board Policy - Revised

Title I Programs

Instruction

BP 6171(a)

In order to improve the academic achievement of students from economically disadvantaged families the district shall use federal Title I funds to provide eligible students with supplementary services to reinforce the core curriculum and assist students in attaining proficiency on state academic standards and assessments. The Board of Trustees desires to provide a high-quality education that enables all students to meet challenging state academic standards. In schools with a large number or percentage of economically disadvantaged families, the district shall use Title I funds to provide services that strengthen the academic program and provide support to students at risk of failing to achieve academic standards.

(cf. 5149 — At Risk Students)

(cf. 6011 - Academic Standards)

(cf. 6162.5 - Student Assessment)

(cf. 6162.51 - Standardized Testing and Reporting Program State Academic Achievement Tests)

(cf. 6162.52 — High School Exit Examination)

Title I funds shall be used to supplement, not supplant, funds available from state and local sources for the education of students participating in Title I programs. (20 USC 6314, 6321)

A school may operate a Title I schoolwide program in order to upgrade the entire educational program of the school when at least 40 percent of the students in the school attendance area, or at least 40 percent of the students enrolled in the school, are from low-income families. The Superintendent or designee shall inform any such eligible school and the school's parents/guardians of the school's eligibility and its ability to consolidate funds from federal, state, and local sources for program purposes. (20 USC 6312, 6314)

The Superintendent or designee shall provide technical assistance and support to any school participating in the Title I program, including consultation in the development and implementation of school plans and activities.

Descriptions of how the district will address the required components of the Title I local educational agency plan, as specified in 20 USC 6312, shall be included within the district's control and accountability plan (LCAP), the LCAP Federal Addendum, or another document. School-level strategies shall be aligned with the district's plan and be tailored to the specific needs of the students at the school.

(cf. 0420 - School Plans/Site Councils)

(cf. 0400 - Comprehensive Plans)

(cf. 0460 - Local Control and Accountability Plan)

In addition, The district and each school receiving Title I funds shall develop a written parent involvement parent/guardian and family engagement policy in accordance with 20 USC 6318.

(cf. 6020 - Parent Involvement)

~~In any school receiving Title I funds that does not operate a schoolwide program, the district shall use Title I funds only for targeted assistance programs for eligible students. (20 USC 6315)~~

~~The Superintendent or designee shall ensure the coordination of Title I activities with other programs as appropriate.~~

Local Educational Agency Plan

~~The Superintendent or designee shall consult with teachers, principals, administrators, other appropriate school personnel, and parents/guardians of participating students in the development, periodic review, and, as necessary, the revision of a local educational agency (LEA) plan. The plan and any revisions shall be submitted to the Board of Trustees for approval. (20 USC 6312)~~

~~The plan shall address the components specified in 20 USC 6312, which describe the assessments, strategies, and services the district will use to help low achieving students meet challenging academic standards.~~

~~The initial plan shall be submitted to the California Department of Education (CDE) and approved by the State Board of Education. Subsequent revisions of the plan shall be kept on file in the district.~~

Comparability of Services

~~State and local funds used in schools receiving Title I funds, state and local funds shall be used to provide services that, taken as a whole, are at least comparable to services in schools that are not receiving Title I funds or, if all district schools are receiving Title I funds, that are substantially comparable in each school. Comparability may be determined on a school-by-school basis or by grade span. (20 USC 6321)~~

To demonstrate comparability of services among district schools, the district shall:

1. The Board shall adopt and implement a districtwide salary schedule;
2. Ensure equivalence in teachers, administrators, and other staff, as measured by either or both of the following:

- a. The ratio of students to teachers, administrators, and other staff instructional staff at each Title I school within a grade span, which shall not exceed 110 percent of the average ratio across for all non-Title I district schools within that grade span.
3. b. Salary expenditures for instructional staff at each Title I school, which shall be no less than 90 percent of the average salary expenditure across non-Title I district schools.
4. ~~All district schools shall be provided with the same level of base funding per student for curriculum and instructional materials.~~
3. Ensure equivalence in the provision of curriculum materials and instructional supplies, by determining whether the per-student expenditure of state and local funds for curriculum materials and instructional supplies in Title I schools is between 90 and 110 percent of the districtwide average.
4. Determine whether the amount of state and local funds allocated per student for each grade span is between 90 and 110 percent of the per student average for each grade span in non-Title I schools
5. ~~The Superintendent or designee shall maintain records of the quantity and quality of instructional materials and equipment at each school.~~

(cf. 6161.1 - Selection and Evaluation of Instructional Materials)

In determining comparability, the district shall not include staff salary differentials for years of employment. The district also may exclude unpredictable changes in student enrollment or personnel assignments that occur after the beginning of the school year, state and local funds expended for language instruction educational programs, state and local funds expended for the excess costs of providing services to disabled students with disabilities, and supplemental state or local funds expended in any school attendance area or school for programs that specifically meet the intent and purposes of Title I. (20 USC 6321)

~~At the beginning of each school year,~~ The Superintendent or designee shall annually assess measure comparability in accordance with the above criteria and maintain records documenting the district's compliance. If any instances of noncomparability are identified, the Superintendent or designee shall promptly implement adjustments as needed to ensure comparability.

Parent Involvement

~~Title I programs, activities and procedures shall be developed and agreed upon with parents/guardians of participating students.~~ (20 USC 6318)

(cf. 1220 – Citizen Advisory Committees)

(cf. 6020 – Parent Involvement)

~~The Superintendent or designee shall: (20 USC 6318)~~

- ~~1. — Involve parents/guardians in the joint development of the district's Title I plan pursuant to 20 USC 6312, and the process of school review and improvement pursuant to 20 USC 6316~~
- ~~2. — Provide the coordination, technical assistance and other support necessary to assist participating schools in planning and implementing effective parent involvement activities to improve student academic achievement and school performance~~
- ~~3. — Build the capacity of schools and parents/guardians for strong parent involvement~~
- ~~4. — Coordinate and integrate Title I parent involvement strategies with parent involvement strategies under other programs specified in 20 USC 6318~~
- ~~5. — Conduct, with parent/guardian involvement, an annual evaluation of the content and effectiveness of the parent involvement policy in improving the academic quality of the schools served by Title I, including:~~
 - ~~a. — Identifying barriers to greater participation by parents/guardians in parent involvement activities, with particular attention to parents/guardians who are economically disadvantaged, are disabled, have limited English proficiency, have limited literacy, or are of any racial or ethnic minority background~~
 - ~~b. — Using evaluation findings to design strategies for more effective parent involvement~~
 - ~~c. — If necessary, revising the district and school parent involvement policies~~
- ~~6. — Involve parents/guardians in the activities of schools served by Title I~~

~~This policy shall be distributed to parents/guardians of participating students and incorporated into the district's Title I plan. (20 USC 6318)~~

Participation of Private School Students

The district shall provide or contract to provide special educational services, instructional services (including evaluations to determine the progress being made in meeting students' academic needs), counseling, mentoring, one-on-one tutoring, or other Title I benefits to eligible private school students residing in a participating school attendance area. Such services and benefits shall be provided on an equitable basis in comparison to services and other benefits for public school students. (20 USC 6320, 7881)

Program Evaluation

~~The Board shall use state assessment results and other available measures or indicators to~~

~~annually review the progress of each participating school and determine whether the school is making adequate yearly progress toward ensuring that all students meet the state's proficient level of achievement on state assessments. (20 USC 6312)~~

The Board shall regularly monitor the progress of economically disadvantaged and low-achieving students in Title I schools. During the annual evaluation of the district's progress toward achieving each goal identified in the LCAP or other planning document addressing 20 USC 6312, the Board shall review disaggregated data on academic achievement, school attendance, and other outcomes for such students and shall ensure that strategies are revised as necessary to support continuous improvement.

(cf. 0500 - Accountability)

(cf. 0520.2 - Title I Program Improvement Schools)

(cf. 0520.3 - Title I Program Improvement Districts)

(cf. 6190 - Evaluation of the Instructional Program)

Legal Reference:

EDUCATION CODE

11503 Parent involvement programs in Title I schools

52055-57 Districts identified or at risk of identification for program improvement

52060-52077 Local control and accountability plan

54020-54028 Economic Impact Aid

54420-54425 State Compensatory Education

64001 Single plan for student achievement, consolidated application programs

UNITED STATES CODE, TITLE 20

6301 Program purpose

6311-6322 Improving basic programs for disadvantaged students, including:

6312 Local educational agency plan

6313 Eligibility of schools and school attendance areas; funding allocation

6314 Title I schoolwide programs

6315 Targeted assistance schools

6316 School improvement

6318 Parent involvement and family engagement

6320 Participation of private school students

6321 Comparability of services

6333-6335 Grants to local educational agencies

6391-6399 Education for migrant students

7881 Participation of private school students

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1-200.79-200.73 Improving basic programs for disadvantaged students

Management Resources:

CSBA PUBLICATIONS

~~Parent Involvement: Development of Effective and Legally Compliant Policies, Governance and Policy Services Policy Briefs, August 2006~~

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

~~LEA Plan, rev. May 17, 2006~~

~~Provisions for Private School Students, Teachers, and Other Education Personnel in the No Child Left Behind Act of 2001, rev. November 1, 2005~~

~~*Frequently Asked Questions About Title I Schoolwide Programs*~~

~~*Local Control and Accountability Plan Federal Addendum Template*~~

~~*Meeting Title I, Part A Comparability Requirements, October 2017*~~

U.S. DEPARTMENT OF EDUCATION GUIDANCE Publications

~~*Fiscal Changes and Equitable Services Requirements Under the Elementary and Secondary*~~

~~*Education Act of 1965 (ESEA), as Amended by the Every Student Succeeds Act, Non-Regulatory Guidance, November 21, 2016*~~

~~Title I Fiscal Issues, May 26, 2006, Non-Regulatory Guidance, February 2008~~

~~Designing Schoolwide Programs, Non-Regulatory Guidance, March 22, 2006~~

~~Supplemental Educational Services, June 13, 2005~~

~~The Impact of the New Title I Requirements on Charter Schools, July 2004~~

~~Parental Involvement: Title I, Part A, April 23, 2004~~

~~Serving Preschool Children Under Title I, March 4, 2004~~

~~Title I Services to Eligible Private School Students, October 17, 2003~~

~~Local Educational Agency Identification and Selection of School Attendance Areas and Schools and Allocation of Title I Funds to Those Areas and Schools, August 2003~~

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov/iasa/titleone>

~~<https://www.cde.ca.gov/sp/sw->~~

No Child Left Behind: <http://www.ed.gov/nclb>

U.S. Department of Education: <http://www.ed.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: December 6, 2016 Lancaster, California

Westside Union SD

Administrative Regulation - Revised

Title I Programs

Instruction

AR 6171(a)

Schoolwide Programs

A school may operate a Title I schoolwide program in order to upgrade the entire educational program of the school when at least 40 percent of the students in the school attendance area, or at least 40 percent of the students enrolled in the school, are from low-income families. ~~The Superintendent or designee shall inform any such eligible school and the school's parents/guardians of the school's eligibility and its ability to consolidate funds from federal, state, and local sources for program purposes. (20 USC 6312, 6314; 34 CFR 200.25)~~

Any school operating a schoolwide program shall develop a comprehensive plan with the involvement of parents/guardians, other members of the community to be served, and individuals who will carry out the plan, including teachers, principals, other school leaders, paraprofessionals present in the school, administrators (including administrators of other federal education programs), the district, tribes and tribal organizations present in the community, and, if appropriate, specialized instructional support personnel, technical assistance providers, school staff, secondary school students as applicable, and other individuals determined by the school. (20 USC 6314)

(cf. 0400 - Comprehensive Plans)

(cf. 6020 - Parent Involvement)

~~Any participating school shall develop, annually review, and update a single plan for student achievement which incorporates the plan required by 20 USC 6314 for reforming the school's total instructional program and~~ The schoolwide program plan shall be based on a comprehensive needs assessment of the entire school and shall be incorporated into a single plan for student achievement which also incorporates the plans required by other categorical programs included in the state's consolidated application. (Education Code 64001; 20 USC 6314)

(cf. 0420 - School Plans/Site Councils)

~~A schoolwide program shall include~~ The plan shall describe the strategies that the school will implement to address school needs, including a description of how such strategies will:: (20 USC 6314)

1. ~~A comprehensive needs assessment of the entire school, including migratory children, which includes the achievement of students in relation to state academic content and achievement standards~~

(cf. 6011—Academic Standards)

(cf. 6162.5—Student Assessment)

(cf. 6162.51—Standardized Testing and Reporting Program State Academic Achievement Tests)

(cf. 6162.52—High School Exit Examination)

(cf. 6175—Migrant Education Program)

2. ~~_____~~ Schoolwide reform strategies that:

a. 1. Provide opportunities for all students, including economically disadvantaged students, ethnic subgroups, students with disabilities, and English learners, to meet the state's proficient and advanced levels of achievement-state academic standards

(cf. 6011 - Academic Standards)

b. 2. Use effective methods and instructional strategies that are based on scientifically-based research and that strengthen the school's core academic program, increase the amount and quality of learning time, and help provide an enriched and accelerated curriculum which may include programs, activities, and courses necessary to provide a well-rounded education, and include strategies for meeting the educational needs of historically underserved populations

(cf. 5148.2 - Before/After School Programs)

(cf. 6111 - School Calendar)

(cf. 6112 - School Day)

(cf. 6141 - Curriculum Development and Evaluation)

(cf. 6177 - Summer School Learning Programs)

e. 3. Include strategies to a Address the needs of all students in the school, but particularly the needs of low-achieving students and those at risk of not meeting state achievement academic standards, through activities which may include the following: who are members of the target population of any program that is part of the schoolwide program.

Such strategies may include counseling, student services, mentoring services, college and career awareness and preparation, and the integration of vocational and technical education programs.

(cf. 5149—At Risk Students)

(cf. 6030—Integrated Academic and Vocational Instruction)

(cf. 6164.2—Guidance/Counseling Services)

(cf. 6164.5—Student Success Teams)

d. ~~_____~~ Address how the school will determine if student needs have been met

e. ~~_____~~ Are consistent with and designed to implement state and local improvement plans, if any

(cf. 0520.2—Title I Program Improvement Schools)

(cf. 0520.3—Title I Program Improvement Districts)

- a. Counseling, school-based mental health programs, specialized instructional support services, mentoring services, and other strategies to improve students' skills outside the academic subject areas

(cf. 5141.6 - School Health Services)

(cf. 6164.2 - Guidance/Counseling Services)

(cf. 6164.5 - Student Success Teams)

- b. Preparation for and awareness of opportunities for postsecondary education and the workforce, which may include career and technical education programs and broadening secondary school students' access to coursework to earn postsecondary credit while still in high school

(cf. 6141.4 - International Baccalaureate Program)

(cf. 6141.5 - Advanced Placement)

(cf. 6172.1 - Concurrent Enrollment in College Classes)

(cf. 6178 - Career Technical Education)

- c. Implementation of a schoolwide tiered model to prevent and address problem behavior, and early intervention services, coordinated with similar activities and services carried out under the Individuals with Disabilities Education Act
- d. Professional development and other activities for teachers, paraprofessionals, and other school personnel to improve instruction and use of data from academic assessments and to recruit and retain effective teachers, particularly in high-need subjects

3. ~~Instruction by highly qualified teachers~~

(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)

3. ~~High quality and ongoing professional development for teachers, principals, paraprofessionals and, if appropriate, student services personnel, other staff and parents/guardians to enable all students in the school to meet state academic achievement standards~~

(cf. 4131 - Staff Development)

(cf. 4222 - Teacher Aides/Paraprofessionals)

(cf. 4231 - Staff Development)

(cf. 4331 - Staff Development)

4. ~~Strategies to attract high quality, highly qualified teachers to high-need schools~~

~~(cf. 4111—Recruitment and Selection)~~

~~5.—— Strategies to increase parent involvement~~

~~(cf. 5020—Parent Rights and Responsibilities)~~

~~(cf. 6020—Parent Involvement)~~

~~6. e. Plans Strategies for assisting preschool children in the transition from early childhood education programs to local elementary school programs~~

~~(cf. 6300 - Preschool/Early Childhood Education)~~

~~7.—— Measures to include teachers in decisions regarding the use of academic assessments to provide information on, and to improve the achievement of, individual students and the overall instructional program~~

~~8.—— Activities to ensure that students who experience difficulty mastering the proficient and advanced levels of academic standards shall be provided with effective, timely additional assistance, which shall include measures for timely identification of students' difficulties and provision of sufficient information on which to base effective assistance~~

~~(cf. 6179—Supplemental Instruction)~~

~~9.—— Coordination and integration of federal, state and local services and programs~~

~~The plan shall also include a description of any applicable federal, state, and local programs that will be consolidated in the schoolwide program. (20 USC 6314; 34 CFR 200.27)~~

~~The plan and its implementation shall be regularly monitored and revised as necessary based on student needs to ensure that all students are provided opportunities to meet state academic standards. (20 USC 6314)~~

Targeted Assistance Schools Programs

~~Schools that receive Title I funds but do not operate schoolwide programs shall use Title I funds to serve students in grades 3-8 identified by the school as failing, or most at risk of failing, to meet the state's academic achievement standards on the basis of criteria established by the district and supplemented by the school. Students in preschool through grade 2 shall be selected solely on the basis of such criteria as teacher judgment, interviews with parents/guardians and developmentally appropriate measures. (20 USC 6315)~~

Any school that receives Title I funds but does not operate a schoolwide program shall use Title I funds to provide services to: eligible students who are failing, or most at risk of failing, to meet state academic standards. Students shall be identified on the basis of multiple, educationally related, objective criteria, except that students in preschool through grade 2 shall be selected solely on the basis of criteria, including objective criteria, established by the district and

supplemented by the school. (20 USC 6315)

1. ~~Students in grades 3-12 identified by the school as failing, or most at risk of failing, to meet the state's academic achievement standards on the basis of criteria established by the district and supplemented by the school~~

2. ~~Students in preschool through grade 2 selected solely on the basis of such criteria as teacher judgment, interviews with parents/guardians, and developmentally appropriate measures~~

Eligible students include those who are economically disadvantaged; students with disabilities; migrant students, including those who participated in a migrant education program pursuant to 20 USC 6391-6399 in the preceding two years; English learners; students who participated in a Head Start or state preschool program in the preceding two years; students in a local institution for neglected or delinquent children and youth or attending a community day program for such students; and homeless students. (20 USC 6315)

A Any targeted assistance program shall: (20 USC 6315)

1. Use program resources to help participating students meet state academic achievement standards, which may include programs, activities, and academic courses necessary to provide a well-rounded education ~~expected for all students~~

2. ~~Ensure that program planning is incorporated into existing school planning~~

3. ~~2. Use effective methods and instructional strategies that are based on scientifically-based research that strengthens the core academic program and that give primary consideration to providing extended learning time, help provide an accelerated, high-quality curriculum, and minimize removing students from the regular classroom during regular school hours for instruction provided by Title I through activities which may include:~~

a. Expanded learning time, before- and after-school programs, and summer programs and opportunities

b. A schoolwide tiered model to prevent and address behavior problems, and early intervention services, coordinated with similar activities and services carried out under the Individuals with Disabilities Education Act

4. ~~3. Coordinate with and support the regular education program, which may include services to assist preschool students in the transition to elementary school programs~~

5. ~~Provide instruction by highly qualified teachers~~

6. ~~4. Provide opportunities for professional development for to teachers, principals, other school leaders, paraprofessionals, and, if appropriate, student services personnel, specialized instructional support personnel, staff and parents/guardians and other school~~

personnel who work with participating-eligible students in Title I programs or in the regular education program. The professional development shall be provided using funds from Title I and, to the extent practicable, other sources.

7. 5. Provide Implement strategies to increase parent the involvement of parents/guardians of participating students
8. 6. If appropriate and applicable, cCoordinate and integrate federal, state and local services and programs, such as programs supported by the Elementary and Secondary Education Act, violence prevention programs, nutrition programs, housing programs, Head Start programs, adult education programs, career technical education programs, and comprehensive or targeted support and improvement activities under 20 USC 6311
7. Provide assurances to the Superintendent or designee that the program will:
 - a. Help provide an accelerated, high-quality curriculum
 - b. Minimize the removal of students from the regular classroom during regular school hours for instruction supported by Title I funds
 - c. On an ongoing basis, review the progress of participating students and revise the targeted assistance program, if necessary, to provide additional assistance to enable such students to meet state academic standards

Participation of Private School Students

~~The Superintendent or designee shall provide or contract to provide special educational services or other Title I benefits to eligible private school students residing in a participating school attendance area. Such services and benefits shall be provided on an equitable basis with participating public school students. (20 USC 6320, 7881)~~

Teachers, other educational personnel, and families of participating private school students shall have an opportunity to participate, on an equitable basis, in parent involvement parent/guardian and family engagement activities and professional development pursuant to 20 USC 6318 and 6319. (20 USC 6320, 7881)

Each year the Superintendent or designee shall contact officials of private schools with students who reside within district boundaries, regardless of whether the private school they attend is located within the district or whether or not those officials have previously indicated any interest in program participation -, and invite them to a meeting to discuss the intent of Title I and the roles of public and private school officials.

The Superintendent or designee shall consult, ~~in a meaningful and timely manner,~~ with appropriate private school officials, ~~in a meaningful and timely manner,~~ during the design and development of the district's Title I programs, ~~with the goal of reaching agreement on how to provide equitable and effective programs for eligible private school students.~~ Such consultation shall occur before the district makes any decision that affects the opportunities of eligible private school students to participate in Title I programs and shall include ~~a discussion of consultation~~ on issues such as the following: (20 USC 6320; 7881; 34 CFR 200.63 200.56)

1. How the students' needs will be identified
2. What services will be offered
3. How, where and by whom the services will be provided
4. How the services will be academically assessed and how assessment results will be used to improve those services
5. The size and scope of the equitable services to be provided to eligible private school students, ~~and the proportion of funds that is to be allocated for such services, and how that proportion of funds is to be determined~~
6. The method or sources of data that are used to determine the number of students from low-income families in participating school attendance areas who attend private schools
7. How and when the district will make decisions about the delivery of service to such students, including a thorough consideration and analysis of the views of private school officials on the provision of services through a third-party provider
8. How, if the district disagrees with the views of private school officials on the provision of services through a third-party provider, the district will provide to private school officials a written analysis of the reasons that the district has chosen not to use a contractor
9. ~~Whether the district will provide services directly or through a separate government agency, consortium, entity, or third-party contractor~~
10. ~~Whether to provide services to eligible private school students by pooling funds or on a school-by-school basis~~
11. ~~When services will be provided, including the approximate time of day~~
12. ~~Whether to consolidate and use funds provided under Title I with other funds available for services to private school students~~

If the district disagrees with the views of private school officials with respect to any of the above issues, the district shall provide the officials, in writing, the reasons that the district disagrees. (20 USC 6320)

Meetings between district and private school officials shall continue throughout implementation and assessment of services. (20 USC 6320)

The Superintendent or designee district shall maintain in the district's records, and provide to the California Department of Education CDE, a written affirmation signed by officials of each participating private school that consultation has occurred. The affirmation shall provide the option for private school officials to indicate their belief that timely and meaningful consultation has not occurred or that the program design is not equitable with respect to private school students. If private school officials do not provide the affirmation within a reasonable period of time, the district shall send documentation to the CDE demonstrating that the consultation has, or attempts at such consultation have, taken place. (20 USC 6320)

~~If the private school officials do not provide such affirmation within a reasonable period of time, the Superintendent or designee shall maintain records of the consultation or the offer of consultation.~~

(cf. 3580 - District Records)

~~Teachers, other educational personnel and families of participating private school students shall participate, on an equitable basis, in parent involvement activities and professional development pursuant to 20 USC 6318 and 6319. (20 USC 6320, 7881)~~

~~The Superintendent or designee also shall maintain records documenting that:~~

- ~~1. The needs of private school teachers and/or private school students were identified.~~
- ~~2. The funds made available were equitable to those allocated for public school students and teachers.~~
- ~~3. The district's program met the needs of the private school teachers and/or private school students.~~
- ~~4. The district made efforts to resolve any complaints made by private school representatives.~~

The Superintendent or designee shall also maintain copies of program descriptions, notices, funding allocations, and other communications and records pertaining to the provision of services to private school students.

Regulation WESTSIDE UNION SCHOOL DISTRICT
approved: December 6, 2016 Lancaster, California

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Robert Hughes, Deputy Superintendent

SUBJECT: Westside Union School District Proposal for Negotiation Re-openers to Westside Union Teachers Association (WUTA) for the 2018-2019 School Year

BACKGROUND: Per Article 23 of the Master Agreement, the District has submitted their Contract proposals for the 2018-2019 school year as follows:

- Article 4 - Benefits
- Article 5 - Duty Hours
- Article 7 - Salary
- Calendar

PROGRAM/EDUCATIONAL IMPLICATION:

None at this time

COST ANALYSIS:

None at this time

DEPUTY SUPERINTENDENT'S RECOMMENDATION:

Approval

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Robert Hughes, Deputy Superintendent

SUBJECT: California School Employees Association (CSEA) Proposal for Negotiation Reopeners with Westside Union School District for the 2018-2019 School Year

BACKGROUND: Per Article 21 of the Master Agreement, CSEA has submitted their Contract proposals for the 2018-2019 school year as follows:

1. Article V: Employee Benefit Rights
2. Article VII: Salary

PROGRAM/EDUCATIONAL IMPLICATION:

None at this time

COST ANALYSIS:

None at this time

DEPUTY SUPERINTENDENT'S RECOMMENDATION:

Approval

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Robert Hughes, Deputy Superintendent

SUBJECT: Westside Union School District Proposal for Negotiation Reopeners with California School Employees Association (CSEA) for the 2018-2019 School Year

BACKGROUND: Per Article 21 of the Master Agreement, CSEA has submitted their Contract proposals for the 2018-2019 school year as follows:

1. Article V: Employee Benefit Rights
2. Article VII: Salary
3. Article XI: Leaves

PROGRAM/EDUCATIONAL IMPLICATION:

None at this time

COST ANALYSIS:

None at this time

DEPUTY SUPERINTENDENT'S RECOMMENDATION:

Approval

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES
PREPARED BY: Robert Hughes, Deputy Superintendent
SUBJECT: Provisional Intern Permit

BACKGROUND:

Provisional Intern Permits are designed to allow employing agencies to hire qualified individuals to fill a position for which they have not yet completed a credential program. Provisional Intern Permits are issued in 1 year periods and require adequate progress toward the requirements for admittance into a university internship for renewal.

PROGRAM/EDUCATIONAL IMPLICATION:

The Provisional Intern Permit allows for utilization and retention of qualified candidates who have yet to start or complete the appropriate credential program.

COST ANALYSIS/FUNDING SOURCE:

Not applicable

DEPUTY SUPERINTENDENT'S RECOMMENDATION:

Approval

Teacher Assignments Authorized by Provisional Intern Permit

Breschi, Shawnte

100% Multiple Subject

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Shawn Cabey, Assistant Superintendent, Administrative Services

SUBJECT: Resolution 18-42, School Facilities Need Analysis

BACKGROUND:

Level I developer fees are currently set at a maximum of \$3.79 per square foot for residential construction and \$.61 per square foot for commercial/industrial and senior housing. We share the Level I fee with the high school district, per the Fee Sharing Agreement. Level II fees are purported to represent 50% of the cost of the school facilities necessitated by new residential development and are based on a State determined per pupil grant plus 50% of the costs associated with site acquisition and development. In order to implement Level II fees the District must have a timely application to the State for funding with a determination of eligibility for new construction funding, satisfaction of two out of four tests which are construed as cost saving or revenue enhancement measures, and preparation and adoption of a School Facilities Needs Analysis in accordance with Government Code Section 65995.5 and 65995.6. The amount to be included in the Alternative Fees is specified by statute as to the costs permissible to include. The Alternative No. 2 Fee of \$3.01 per square foot and the Alternative No. 3 Fee of \$6.03 per square foot are justified in the Analysis. The estimated average school facilities cost impacts on the School District per square foot of residential construction as referenced to in Exhibit F ranges from \$6.84 to \$18.30.

PROGRAM/EDUCATIONAL IMPLICATION:

Approval of this study is one of the steps necessary to implementing a Level II fee which funds new school facilities, modernization, and reconstruction.

COST ANALYSIS/FUNDING:

Acceptance of this study is the first step in the process of renewing our ability to levy Level II fees. The result of the study is to decrease our Level II fee from \$3.22 per square foot of residential space to \$3.01 per square foot. Level III fees were \$6.44 per square foot and will decrease to \$6.03 per square foot. If we do not accept the study, we revert back to 74% of the \$3.79 per square foot portion that accrues to Westside under Level I.

ASSISTANT SUPERINTENDENT ADMINISTRATIVE SERVICES RECOMMENDATION:

Approval

RESOLUTION 18-42

RESOLUTION OF THE BOARD OF TRUSTEES OF THE WESTSIDE UNION SCHOOL DISTRICT APPROVING A SCHOOL FACILITIES NEEDS ANALYSIS, ADOPTING ALTERNATIVE SCHOOL FACILITY FEES IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 65995.5, 65995.6 AND 65995.7 AND MAKING RELATED FINDINGS AND DETERMINATIONS

WHEREAS, the Board of Trustees ("Board") of the Westside Union School District ("District") provides for the educational needs for grades K-8 students within the boundaries prescribed by the County of Los Angeles ("County"); and

WHEREAS, the Board of the District has adopted and imposed statutory school facility fees ("Statutory School Facility Fees") pursuant to Education Code Section 17620 presently in the amounts of \$3.22 per square foot of assessable space of new residential construction in the District as defined in Government Code Section 65995(b)(1) ("Assessable Space"), and \$0.414 per square foot of chargeable covered and enclosed space for all categories of new commercial/industrial development in the District ("Commercial/Industrial Fees") as defined in Government Code Section 65995(b)(2); and

WHEREAS, the Board of the District heretofore has elected to participate in the school facilities funding program established pursuant to the Leroy F. Greene School Facilities Act of 1998 ("SFP") for new construction projects and for the purpose of requesting an Eligibility Determination relative to considering the adoption of alternative school facility fees and amounts pursuant to Government Code Sections 65995.5 ("ASF/Level 2 Fees") and 65995.7 ("ASF/Level 3 Fees") (and collectively, "Alternative School Facility Fees"); and

WHEREAS, the District has caused the completion and certification of Form SAB 50-01, the Enrollment Certification/Projection ("ECP"), Form SAB 50-02, the Existing School Building Capacity ("ESBC") and Form SAB 50-03, the Eligibility Determination ("ED"), and has submitted the ECP, ESBC and ED to the State Allocation Board ("SAB") for approval pursuant to the SFP; and

WHEREAS, the District received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP; and

WHEREAS, the District has met the requirements established by Government Code Section 65995.5; and

WHEREAS, new residential construction continues to generate additional students for the District's schools and the District is required to provide grades K-8 school facilities ("School Facilities") to accommodate those students; and

WHEREAS, overcrowded schools within the District have an impact on the District's ability to provide an adequate quality education and negatively impact the educational opportunities for the District's students; and

WHEREAS, the District does not have sufficient funds available for the construction of the school facilities, including acquisition of sites, construction of permanent school facilities, and acquisition of interim school facilities to accommodate students from new residential construction; and

WHEREAS, the Board caused to be prepared a report entitled, "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, pursuant to applicable law including, but not by way of limitation, Government Code Section 65995.6 prior to the adoption of Alternative School Facility Fees; and

WHEREAS, the Board has received and considered the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, which includes all matters required by applicable law, including an analysis of (a) the purpose of the Alternative School Facility Fees, (b) the use to which the Alternative School Facility Fees are to be put, (c) the nexus (roughly proportional and reasonable relationship) between the residential construction and (1) the facilities for which the Alternative School Facility Fees are to be used, (2) the need for school facilities, (3) the cost of school facilities and the amount of Alternative School Facility Fees from new residential construction, (d) an evaluation and projection of the number of students that will be generated by new residential construction by grade levels of the District as described by Government Code Section 65995.6, (e) a description of the new school facilities that will be required to serve such students, and (f) the present estimated cost of school facilities; and

WHEREAS, the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, in its final form has been available to the public for at least thirty (30) days before the Board considered the adoption of the Alternative School Facility Fees at a public hearing; and

WHEREAS, all notices of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and adoption of Alternative School Facility Fees have been given in accordance with applicable law, and copies of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, have been provided thirty (30) days prior to all written requests filed with the District forty-five (45) days prior to a public hearing which was held in a manner required by law at a meeting of the Board of the District relating to the proposed adoption of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and Alternative School Facility Fees; and

WHEREAS, the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c); and

WHEREAS, as to the approval of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and Alternative School Facility Fees, Government Code Section 65995.6(g) provides that the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code may not apply to the preparation, adoption, or update of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, or adoption of this Resolution; and

WHEREAS, the District desires to approve the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and adopt Alternative School Facility Fees pursuant to Government Code Sections 65995.5 and 65995.7 for the purpose of establishing Alternative School Facility Fees that may be imposed on residential construction calculated pursuant to Government Code Section 65995(b);

NOW THEREFORE, THE BOARD OF TRUSTEES OF THE WESTSIDE UNION SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:

1. That the Board does hereby find and determine that the foregoing recitals and determinations are true and correct and that the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, meets all applicable legal requirements.
2. That the District has received notification from the SAB that the District meets the eligibility requirements for new construction funding pursuant to the provisions of the SFP.
3. That the District has made a timely application to the SAB for new construction funding for which it is eligible.
4. That the District has caused to be prepared the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, which is on file at the Maintenance and Operations Office address and is incorporated herein by this reference, which complies with all applicable statutory requirements, including the provisions of Government Code Section 65995.6.
5. That the Board hereby approves and adopts the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, for the purpose of establishing Alternative School Facility Fees as to future residential construction within the District.
6. That the Board finds that the purpose of the Alternative School Facility Fees imposed upon residential construction are to fund the additional school facilities to serve the students generated by the residential construction upon which the Alternative School Facility Fees are imposed as provided in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and applicable law.
7. That the Board finds the Alternative School Facility Fees are hereby established as applicable and will be used to fund those school facilities described in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and that these school facilities are to serve the students generated by the residential construction within the District as provided in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018.
8. That the Board finds that there is a roughly proportional reasonable relationship between the use of the Alternative School Facility Fees and the new residential construction within the District because the Alternative School Facility Fees imposed on new

residential construction by this resolution will be used to fund school facilities which will be used to serve the students generated by such new residential construction in accordance with applicable law set forth in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and on less than an estimated actual cost of the school facilities estimated to result from additional residential construction as set forth in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018.

9. That the Board finds that there is a roughly proportional reasonable relationship between the new residential construction upon which the Alternative School Facility Fees are imposed and the need for additional school facilities in the District because new students will be generated from new residential construction within the District and the District does not have student capacity in the existing school facilities to accommodate these students.
10. That the Board finds that the amount of the Alternative School Facility Fees imposed on new residential construction as set forth in this Resolution is roughly proportional and reasonably related to, and does not exceed the cost of, providing the school facilities required to serve the students generated by such new residential construction within the District.
11. That the Board finds that a separate fund ("Fund") of the District and two or more sub-funds ("Sub-Funds") have been created or are authorized to be established for all Statutory School Facility Fees received by the District for the deposit of Statutory School Facility Fees, ASF/Level 2 Fees and ASF/Level 3 Fees, Commercial/Industrial Fees and mitigation payments ("Mitigations Payments") imposed on residential construction within the District and that said Fund and Sub-Funds at all times have been separately maintained, except for temporary investments, with other funds of the District as authorized by law.
12. That the Board finds that the monies of the separate Fund or the separate Sub-Funds, described in Section 11, consisting of the proceeds of Statutory School Facility Fees, ASF/Level 2 Fees, and ASF/Level 3 Fees, Commercial/Industrial Fees and Mitigation Payments have been imposed for the purposes of constructing those school facilities necessitated by new residential construction as further set forth in "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and thus these monies may be expended for all those purposes permitted by applicable law.
13. That the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, determines the need for new school facilities for unhoused pupils that are attributable to projected enrollment growth from the construction of new residential units over the next five years, based on relevant planning agency information and the historical generation rates of new residential units constructed during the previous five years that are of a similar type of unit to those anticipated to be constructed within the District, the cities, or the county.
14. That the Board has identified and considered, and/or subtracted, as set forth in the "School Facilities Need Analysis for the Westside Union School District" dated April 3,

2018, the following information in determining amounts of the ASF/Level 2 Fees and ASF/Level 3 Fees:

- (i) Any surplus property owned by the District that can be used as a school site or that is available for sale to finance school facilities pursuant to Government Code Section 65995.6(b)(1);
 - (ii) The extent to which projected enrollment growth may be accommodated by excess capacity in existing facilities pursuant to Government Code Section 65995.6(b)(2);
 - (iii) Local sources other than fees, charges, dedications, or other requirements imposed on residential construction available to finance the construction of school facilities needed to accommodate any growth in enrollment attributable to the construction of new residential units pursuant to Government Code Section 65995.6(b)(3);
 - (iv) The full amount of local funds the Board has dedicated to facilities necessitated by new construction, including fees, charges, dedications or other requirements imposed on commercial or industrial construction pursuant to Government Code Section 65995.5(c)(2).
15. That the Board has calculated, as set forth in the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, the maximum square foot fees, charges, or dedications to be established as Alternative School Facility Fees that may be collected in accordance with the provisions of Government Code Sections 65995.5(c) and 65595.7(a).
16. That the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, in its final form has been made available to the public for a period of not less than thirty (30) days.
17. That the public has had the opportunity to review and comment on the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and the Board has responded to written comments it has received regarding the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018.
18. That notice of the time and place of the public hearing to adopt the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, ("Hearing") including the location and procedure for viewing or requesting a copy of the proposed "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and any proposed revision therefore has been published in at least one newspaper of general circulation within the jurisdiction of the District at least thirty (30) days prior to the Hearing.
19. That the Board has mailed a copy of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, no less than thirty (30) days prior to the Hearing to any person who made a written request forty-five (45) days prior to the Hearing.

20. That the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, has been provided to all local agencies responsible for land use planning for review and comment in compliance with Government Code Section 65995.6(c).
21. That the Board conducted the required Hearing on April 3, 2018 prior to the adoption of the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, and the Alternative School Facility Fees, at which time all persons desiring to be heard on all matters pertaining to the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, were heard and all information presented was duly considered.
22. That the Board hereby adopts Alternative School Facility Fees and establishes the Alternative School Facility Fees on new residential construction projects within the District in the following amounts:
 - A. Pursuant to Government Code Section 65995.6, ASF/Level 2 Fees in the amount of \$3.01 per square foot of assessable space for new residential construction, including new residential projects, manufactured homes and mobile homes as authorized under Education Code Section 17625. However, this amount shall not be imposed on any construction project used exclusively for housing senior citizens, as described in Civil Code Section 51.3, or as described in subsection (k) of Section 1569.2 of the Health and Safety Code or paragraph 9 of subdivision (d) of Section 15432 of the Government Code or any mobile home or manufactured home that is located within a mobile home park, subdivision, cooperative or condominium or mobile homes limited to older persons as defined by the Federal Fair Housing Amendments of 1988.
 - B. Pursuant to Government Code Section 65995.7, ASF/Level 3 Fees in the amount of \$6.03 per square foot of assessable space for new residential construction, including new residential projects, manufactured homes and mobile homes as authorized under Education Code Section 17625. However, this amount shall not be imposed on any construction project used exclusively for housing senior citizens, as described in Civil Code Section 51.3, or as described in subsection (k) of Section 1569.2 of the Health and Safety Code or paragraph 9 or subdivision (d) of Section 15432 of the Government Code or any mobile home or manufactured home that is located within a mobile home park, subdivision, cooperative or condominium or mobile homes limited to older persons as defined by the Federal Fair Housing Amendments of 1988.
23. That the proceeds of the Alternative School Facility Fees established pursuant to this Resolution shall continue to be deposited into those Sub-Funds of the Funds identified in Section 12 of this Resolution, the proceeds of which shall be used exclusively for the purpose for which the Alternative School Facility Fees are to be collected.
24. That the Superintendent, or his/her designee, is directed to cause a copy of this Resolution to be delivered to the Planning Department of the Cities within the District's boundaries and the County along with a copy of all supporting documentation referenced herein and a map of the District clearly indicating the boundaries thereof, advising the Cities and County that the new residential construction is subject to the Alternative School Facility Fees pursuant to this Resolution and requesting that no building permit or

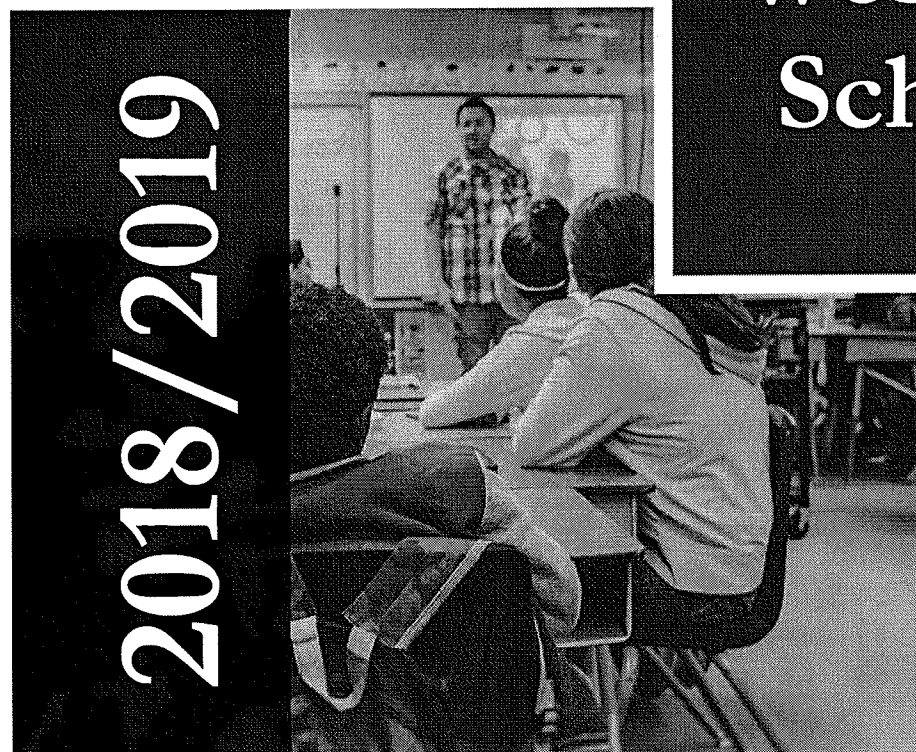
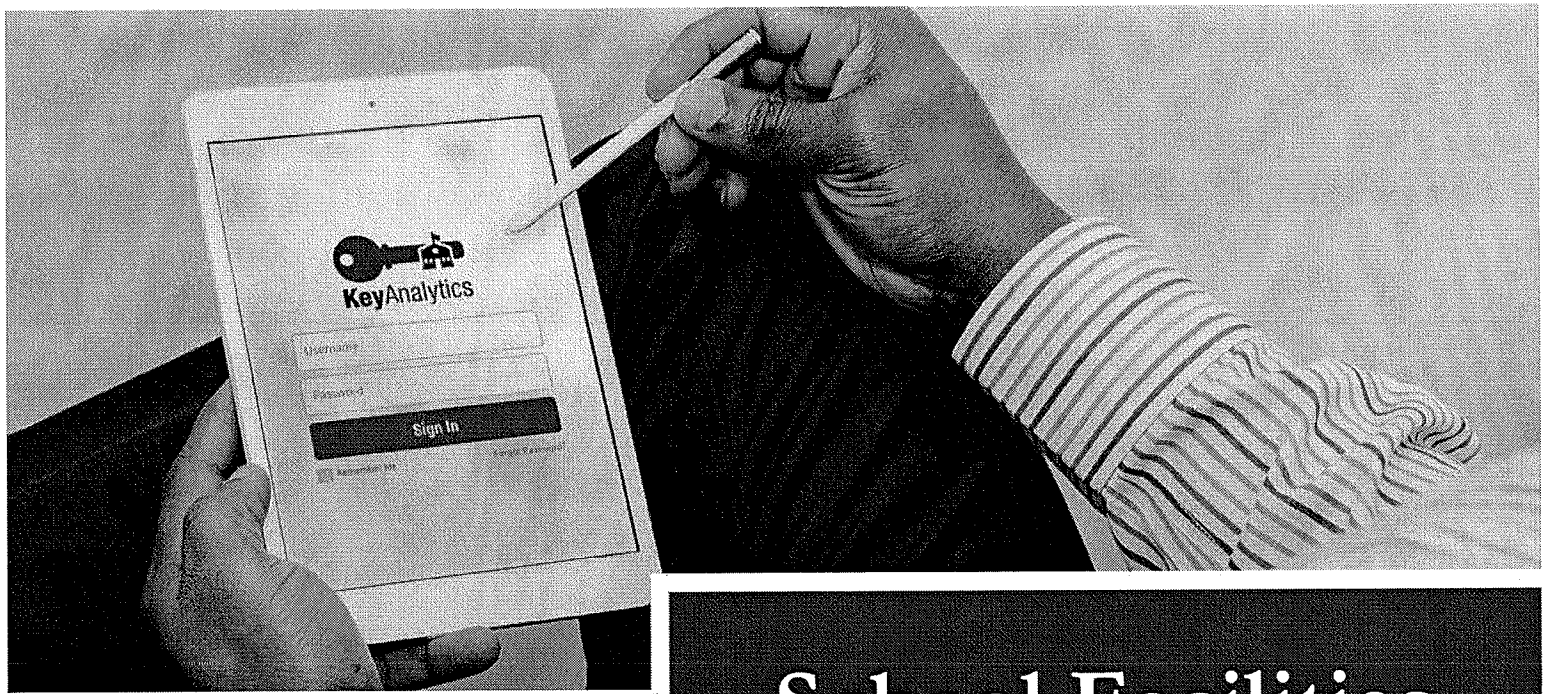
approval for occupancy be issued by any of these entities for any new residential construction project, mobile home or manufactured home subject to the Alternative School Facility Fees absent a certificate of compliance ("Certificate of Compliance") from the District demonstrating compliance of such project with the requirements of the Alternative School Facility Fees.

25. That the Superintendent is authorized to cause a Certificate of Compliance to be issued for each construction project, mobile home and manufactured home for which there is compliance with the requirement for payment of the Alternative School Facility Fee in the amount specified by this Resolution. In the event a Certificate of Compliance is issued for the payment of Alternative School Facility Fees for a construction project, mobile home or manufactured home and it is later determined that the statement or other representation made by an authorized party concerning the construction project as to square footage is untrue or in the event the zoning is declared invalid, then such Certificate of Compliance shall automatically terminate, and the appropriate City(ies) or County shall be so notified.
26. That regarding the timely provision of a Certificate of Compliance by the District for residential construction, although not required by applicable law, the Board hereby determines that the "School Facilities Need Analysis for the Westside Union School District" dated April 3, 2018, is a proposed construction plan for purposes of requiring payment of Alternative School Facility Fees prior to the issuance of any building permit for residential construction in accordance with government Code Section 66007 and that all Alternative School Facility Fees are appropriated for the purpose of accomplishing such construction plan.
27. That no statement or provision set forth in this Resolution, or referred to therein shall be construed to repeal any preexisting fee or mitigation amount previously imposed by the District on any residential or non-residential construction.
28. That if any portion or provision hereof is held invalid, the remainder hereof is intended to be and shall remain valid.
29. That the Alternative School Facility Fees shall take effect immediately after adoption of this Resolution and shall be in effect for one year.

APPROVED, ADOPTED, AND SIGNED ON APRIL 3, 2018.

BOARD OF TRUSTEES OF THE WESTSIDE UNION SCHOOL DISTRICT

By: _____
Secretary of the Board of Trustees of the Westside Union School
District

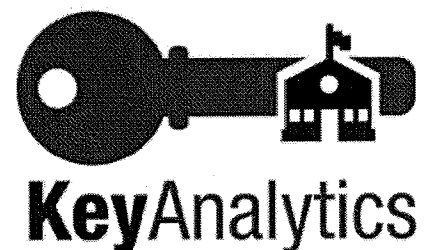


School Facilities Need Analysis

*Prepared Pursuant to Government
Code Section 65995 et. Seq.*

Approved on April 3, 2018

Westside Union School District



A division of California Financial Services

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Exhibit A: Current SAB Forms

Exhibit B: SAB Eligibility Determination

Exhibit C: Bonding Capacity Calculation

Exhibit D: Updated School Facilities Capacity Analysis

Exhibit E: Surplus Site Analysis

I. Introduction

Proposition 1A, the Class Size Reduction Kindergarten-University Public Education Bonds Act of 1998 was approved by the voters of California on November 3, 1998. The approval of Proposition 1A triggered the implementation of certain provisions of Senate Bill 50 (“SB 50”) of the Leroy F. Greene School Facilities Act of 1998. Included in the provisions of SB 50, was the authorization for school districts to adopt alternative school facilities fees (“Alternative Fees”) to be levied on residential development within the school district’s boundaries (Government Code Sections 65995.5, 65995.6 and 65995.7). The intent of SB 50 was the State would provide 50 percent of the funds required for new school projects matched by 50 percent funding from local school district funds. Local funds would be generated by school districts through the imposition of either Statutory School Fees or Alternative School Fees on new development. The funding amounts provided by SB 50 do not include funding for interim facilities or central administration and support facilities.

Statutory School Fees (Level I Fees)

Under SB 50, Statutory School Fees collected pursuant to Education Code Section 17620 and Government Code Section 65995, also referred to as Level I Fees, remain in effect. Currently, the maximum level of fee that may be imposed by unified school districts (Grades K-12), is \$3.79 per square foot of new residential construction and \$0.61 per square foot of new commercial/industrial construction. These fees were last adopted by the State Allocation Board (“SAB”) at its January 24, 2018 meeting and may be increased every two years thereafter according to an inflation adjustment. This School Facilities Needs Analysis (“SFNA”) does not include an analysis of the Statutory School Fees; however, information regarding Statutory School Fee can be found in the District’s Fee Justification Study.

Alternative No. 2 Fee (Level II Fee)

Alternative No. 2 Fees are calculated pursuant to Government Code Section 65995.5(c). The formula for calculating the Alternative No. 2 Fee can be generally described as the number of unhoused students identified in the SFNA, multiplied by the per pupil grant amount, plus 50 percent of the sum of site acquisition and development costs, less surplus property or proceeds thereof if any, less local funds which have been dedicated for facilities construction, divided by the projected total square footage of residential units anticipated to be constructed during the next five years.

The requirements to levy the Alternative No. 2 Fee are generally as follows:

- The District has been deemed eligible by the State to receive State Funding.

- The District satisfies two of the four statutory requirements set forth in Government Code Section 65995.5(b)(3).
- The District has adopted the Alternative No. 2 Fee pursuant to Government Code Section 65995.5.

Alternative No. 3 Fee (Level III Fee)

During periods when the SAB is no longer approving apportionments for new construction due to a lack of funds, the Alternative No. 3 Fee may be imposed by a school district, subject to the suspension of Alternative No. 3 Fees as set forth in Government Code Section 65995.7(a)(3). Alternative No. 3 Fees are calculated pursuant to Government Code Section 65995.7. The formula for calculating the Alternative No. 3 Fees can generally be described as being equal to twice the Alternative No. 2 Fee less the full amount of local funds dedicated by the District to provide school facilities to accommodate students generated from new growth, including any commercial and industrial fees collected.

The requirements to levy the Alternative No. 3 Fee are generally as follows:

- State Funding is not available per Government Code Section 65995.7(a)(2).
- The District has adopted the Alternative No. 3 Fee pursuant to Government Code Section 65995.5.

Government Code Section 65995.6 requires a school district wishing to impose Alternative Fees prepare a School Facilities Needs Analysis and outlines the requirement for such analysis. *The purpose of this SFNA is to provide the information necessary to satisfy the requirements for the imposition of Alternative Fees, pursuant to Government Code Section 65995.6, by the District.*

II. Eligibility to Collect Alternative Fees

Pursuant to Government Code Section 65995.5, in order to levy Alternative Fees, Westside Union School District (“District”) must conduct a SFNA pursuant to Government Code Section 65995.6 and meet the following eligibility requirements.

A. Eligibility to Receive State Funds

Pursuant to Government Code Section 65995.5(b)(1) a school district must make a “timely application” to the SAB for new construction funding and be determined to have eligibility.

The District prepared and submitted initial SAB Forms 50-01, 50-02 and 50-03 and requested an Eligibility Determination for new construction funding on February 22, 1999. On May 26, 1999, the Eligibility Determination of the District was approved by the SAB. The District has periodically submitted updated SAB Forms 50-01, 50-02 and 50-03. The most recently submitted SAB Forms 50-01, 50-02 and 50-03 are incorporated herein as Exhibit A.

The District’s current eligibility for new construction funding is listed in Table 1. The District’s most current Eligibility Determination has been incorporated herein as Exhibit B.

Table 1
State Eligibility

School Level	Eligibility
Elementary School (Grades K-6)	4,826
Middle School (Grades 7-8)	1,638
Special Education	147

B. Statutory Requirements

Pursuant to Government Code Section 65995.5(b)(3) a school district must satisfy at least two of the following requirements:

1. The school district has a “substantial enrollment”, as defined in Government Code Section 65995.5(b)(3)(A) of its student on a multi-track year-round schedule. *The School District does not satisfy this criterion.*
2. The school district has placed on the ballot in the previous four years a local general obligation bond to finance school facilities and the measure

received at least 50 percent plus one of the votes cast. *The School District does not satisfy this criterion.*

3. The school district meets one of the following:

- a. The school district has issued debt or incurred obligations for capital outlay in an amount equivalent to 15 percent of the school district's local bonding capacity, including indebtedness that is repaid from property taxes, parcel taxes, the school district's general fund, special taxes levied pursuant to Section 4 of Article XIII A of the California Constitution, special taxes levied pursuant to Chapter 2.5 (commencing with Government Code Section 53311) of Division 2 of Title 5 that are approved by a vote of registered voters, special taxes levied pursuant to Chapter 2.5 (commencing with Government Code Section 53311) of Division 2 of Title 5 that are approved by a vote of landowners prior to November 4, 1998, and revenues received pursuant to the Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the Health and Safety Code).
- b. The school district has issued debt or incurred obligations for capital outlay in an amount equivalent to 30 percent of the school district's local bonding capacity, including indebtedness that is repaid from property taxes, parcel taxes, the district's general fund, special taxes levied pursuant to Section 4 of Article XIII A of the California Constitution, special taxes levied pursuant to Chapter 2.5 (commencing with Government Code Section 53311) of Division 2 of Title 5 that are approved by a vote of registered voters, special taxes levied pursuant to Chapter 2.5 (commencing with Government Code Section 53311) of Division 2 of Title 5 that are approved by a vote of landowners after November 4, 1998, and revenues received pursuant to the Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the Health and Safety Code).

In each case indebtedness or other obligation to finance school facilities to be owned, leased, or used by the school district, that is incurred by another public agency, shall be counted for the purpose of calculating whether the school district has met the debt percentage requirement contained herein.

The District satisfies this criterion. Currently the District has a total of \$83,164,061 in outstanding bond debt. This includes \$63,124,731

in General Obligation Bond debt and \$20,039,330 in Mello-Roos Community Facilities District Bond debt. This equates to approximately 89.52 percent of the District's statutory bonding capacity. A detailed calculation has been included as Exhibit C.

4. The school district has at least 20 percent of the teaching stations within the school district in relocatable classrooms. *The District satisfies this criterion. Currently the District has a total of 180 permanent classrooms and 193 relocatable classrooms. This equates to a 51.74 percent relocatable classroom utilization rate.*

III. Projected Unhoused Students

Pursuant to Government Code Section 65995.6(a) the District shall project the number of unhoused student to be generated by new residential units over the next five years (“Unhoused Students”). In order to project the number of Unhoused Students this SFNA (i) identifies the number of new residential units expected to be built within the District over the next five years (“Future Units”), (ii) calculates the historical student generation rates for new residential units, (iii) calculates the total number of students expected to be generated by the identified development, (iv) identifies any surplus capacity that is available to house the increased enrollment, and (v) calculated the number of Unhoused Students, if any, projected as a result of Future Units.

A. Projected Residential Development

In order to estimate the number of Future Units to be constructed over the next five years California Financial Services (“CFS”) obtained information regarding future residential development from the planning departments of the cities of Lancaster and Palmdale (collectively, “Cities”).

Pursuant to Government Code Section 65995.6(a) residential units have been separated into the following categories:

1. **Single Family Detached (“SFD”)** – Units are stand-alone structures on their own lot with a unique Assessor’s parcel number.
2. **Single Family Attached (“SFA”)** – Units share common walls, usually on both sides of the property, where each is assigned a unique Assessor’s parcel number (e.g. townhomes, condominiums, duplexes).
3. **Multifamily (“MF”)** – Units share common walls in a building or structure designed to house several families in separate housing units. All units are on the same lot with one Assessor’s parcel number (e.g. apartments).

Over the most recent six calendar years, approximately 550 residential units have been permitted within the boundaries of the District. Based on discussions with the Cities and local developers, CFS expects this pace of residential construction to continue. For the purpose of completing this SFNA, CFS is assuming that the District will experience the construction of 680 residential units within the next five years. Of these Future Units, 213 have already mitigated their impact on the District through participation in one of the Community Facilities Districts formed by the District. Table 2 summarizes the planned Future Units.

Table 2
Future Units

Unit Type	Non-Mitigated Units	Mitigated Units	Total
Single Family Detached (SFD)	387	213	600
Single Family Attached (SFA)	80	0	80
Total	467	213	680

B. Student Generation Rates

In order to calculate the Student Generation Rates in accordance with Government Code Section 65995.6(a), CFS first identified the residential units constructed within the District over the previous five years and categorize these units by the unit types listed above. In order to identify these residential units CFS has relied on information provided by the District obtained when issuing certificates of compliance and information provided by the County of Los Angeles Assessor's office. After identifying the residential units, a database of all of the students enrolled in the District was compared to determine the number of students residing within a residential unit constructed over the previous five years.

After reviewing the units constructed within the District over the previous five years, CFS determined there was not a sufficient number of units built to calculate reliable Student Generation Rates for residential development in the category of Single Family Attached. Table 3 shows the calculation of Student Generation Rates for the category of Single Family Detached.

Table 3
Student Generation Rates
Single Family Detached Units

Grade Level	SFD Units	Students Matched	Match Rate
Elementary School (Grades K-6)	357	107	0.2997
Middle School (Grades 7-8)	357	32	0.0896
Total		139	0.3893

As allowed by law, in order to more accurately project the number of students to be generated by the development of Single Family Attached units, CFS has utilized the Student Generation Rates that have been experienced and

documented by the Saugus Union School District and William S. Hart Union High School District. Both districts are located in the County of Los Angeles (“County”) and within close proximity to the District. Table 4 shows the Student Generation Rates that are used by this SFNA.

Table 4
Applied Student Generation Rates

Unit Type	Elementary School (Grades K-6) ¹	Middle School (Grades 7-8) ²
Single Family Detached (SFD)	0.2997	0.0896
Single Family Attached (SFA) ¹	0.3295	0.0809

¹ Student Generation Rates for Single Family Attached Units are taken from the School Facilities Needs Analysis for Saugus Union School District dated August 3, 2017.

² Student Generation Rates for Single Family Attached Units are taken from the School Facilities Needs Analysis for William S. Hart Union High School District dated April 13, 2017.

C. Projected Student Enrollment

To project the number of students to be generated by Non-Mitigated Future Units, the number of Non-Mitigated Future Units listed in Table 2 were multiplied by the Student Generation Rates listed in Table 4. The resulting projected student enrollment is listed in Tables 5A, 5B and 5C.

Table 5A
Projected Student Enrollment
Elementary School (Grades K-6)

Unit Type	Non-Mitigated Future Units	Student Generation Rate	Projected Enrollment
Single Family Detached (SFD)	387	0.2997	116
Single Family Attached (SFA)	80	0.3295	26
Total	467	NA	142

Table 5B
Projected Student Enrollment
Middle School (Grades 7-8)

Unit Type	Non-Mitigated Future Units	Student Generation Rate	Projected Enrollment
Single Family Detached (SFD)	387	0.0896	35
Single Family Attached (SFA)	80	0.0809	6
Total	467	NA	41

Table 5C
Projected Student Enrollment
All Grade Levels

School Level	SFD	SFA	Total
Elementary School (Grades K-6)	116	26	142
Middle School (Grades 7-8)	35	6	41
Total	151	32	183

D. Excess School Facilities Capacity

In accordance with Government Code Section 65995.6(b)(2) the District must identify and consider the extent to which projected enrollment growth may be accommodated by excess capacity in existing facilities.

The current capacity of the District's facilities, as determined pursuant to Education Code Section 17071.25 is 8,698 students (see Exhibit D). Based on data for School Year 2016/2017 the current enrollment of the District is 9,302 students. Table 6 compares the District's current capacity and enrollment at each school level.

Table 6
Current Capacity Vs. Enrollment

School Level	Current Classroom Capacity	2016/2017 ^[1] Student Enrollment	Excess/ (Shortage) Capacity
Elementary School (Grades K-6)	6,956	7,212	(256)
Middle School (Grades 7-8)	1,742	2,090	(348)
Total	8,698	9,302	(604)

[1] California Longitudinal Pupil Achievement Data System (CALPADS)

As shown in Table 6, the District's existing school facilities capacity is not adequate to house all the students currently being generated from existing residential units. As a result, the District has no excess facilities capacity to house the projected student enrollment. Therefore, the projected Unhoused Students and the projected student enrollment are identical.

IV. Surplus School Sites and Local Funds

In addition to identifying and considering the extent to which projected enrollment growth may be accommodated by Excess Capacity in existing facilities, Government Code Section 65995.6(b)(3) requires the District to (i) “identify and consider any surplus property owned by the school district that can be used as a school site or that is available for sale to finance school facilities” (“Surplus Property”) and (ii) identify and consider any other local sources of funds available to “finance the construction or reconstruction of school facilities needed to accommodate any growth in enrollment attributable to the construction of new residential units” (“Surplus Funds”).

A. Surplus School Sites

To comply with Section 65995.6(b), the District identified and considered property it owns and has determined it possess five (5) sites that could be considered surplus (see Exhibit E). The Governing Board will review and re-adopt an SFNA annually including a review of this determination and any need to consider property that may then be surplus to fund school facilities required to accommodate students being generated from existing development, or other students.

B. Local Funds

To comply with Section 65995.6(b) the District identified and considered the following sources of local funds.

1. **General Obligation Bonds** - General obligation bonds (“GO Bonds”) are issued by school districts where voters have approved a bond ballot measure. There are two types of bond measures: a traditional measure which requires a 2/3 voter approval rate and a Proposition 39 measure which requires a 55% voter approval rate. When voters approve a bond measure, they are authorizing the school district to issue a specified amount of bonds and agreeing to repay those bonds through whatever property tax levies are necessary. Outstanding bonds are limited to 1.25% of assessed values for elementary and high school districts and 2.5% of assessed values for unified school districts and community college districts. Proposition 39 bonds have limitations in the form of a legal maximum on annual projected tax levy of \$30 per \$100,000 of assessed valuation for elementary and high school districts and \$60 per \$100,000 of assessed valuation for unified school districts.

The District received authorization at an election held on November 4, 2008, by an affirmative vote of at least 55% of the votes cast on Measure

WS ("Authorization") to issue bonds of the District in an aggregate principal amount not to exceed \$63,500,000 to finance specific construction, repair and modernization projects approved by the voters (this amount was reauthorized by Measure WR on November 6, 2012). All of the authorized bonds have been issued. All remaining GO Bond proceeds have been committed to the modernization of Cottonwood Elementary School. Therefore, there are no GO Bond proceeds available to house projected Unhoused Students.

2. **Community Facilities Districts** - The Mello-Roos Community Facilities Act provides an alternative method for public agencies to fund facilities with useful lives of five years or more. The Community Facilities District ("CFD") is a financing entity through which a local government is authorized to levy special taxes to pay debt service on issued bonds or to pay for the direct construction of facilities. A two-thirds vote of the qualified voters is required to form the CFD.

The District has formed five (5) CFDs. Each CFD was formed on specific residential development projects as an alternative to paying mitigation payments. Accordingly, none of the special tax or bond proceeds from these CFDs will be available to offset the cost impacts of any residential units constructed outside the boundaries of the CFDs. Similarly, the District will not be permitted to collect additional Statutory School Fees, mitigation payments or Alternative Fees from the units located within the CFDs, nor are the units from the CFDs considered in calculating the Alternative No. 2 and Alternative No. 3 Fees.

3. **Redevelopment Pass-Through Payments** - California redevelopment law allows school districts to share tax increment income via pass-through agreements with local redevelopment agencies. The passage of AB X1 26 eliminated redevelopment agencies as of February 1, 2012 and replaced them with successor agencies. Though redevelopment agencies have been eliminated, local educational agency's pass-through entitlements remain.

The District currently collects a small amount of redevelopment pass-through revenue. Pass-through revenues are utilized by the District to complete improvements to schools needed independent of new residential development. Therefore, there are no funds available at this time to offset the impacts of projected Unhoused Students.

4. **Commercial/Industrial School Fees** - Education Code Sections 17620 et seq. gives school districts the authority to collect Statutory School Fees from commercial/industrial development if a justification study is prepared and certain nexus findings are made. Section 65995.5(c)(2) requires the District to identify and consider Local Funds, which includes

Commercial/Industrial Statutory School Fees, and to subtract such funds from the total impact created by Future Units, if such Statutory School Fees are available.

Base on the amount of recent collections, the District expects to collect approximately \$75,000 in Commercial/Industrial Statutory School Fees over the next five-year period. This amount will be available to house projected Unhoused Students.

5. **Identification of Surplus Local Funds** - As noted in Section III, the District currently has 604 unhoused students. Based on the per student costs calculated in Exhibit F, these existing unhoused students have a cost impact to the District of \$26,334,109.

Over the next five years, the District will also need to construct school facilities to house students to be generated from Future Units. Using the per student costs calculated in Exhibit F, the cost impact of providing school facilities to house the 183 projected Unhoused Students identified in Section III will have a cost impact of \$7,388,659. Table 7 show a summary of the school facilities needs of the District.

Table 7
School Facilities Impact

Item	Amount
Current Unhoused Student Impact	\$26,334,109
Future Unhoused Student Impact	\$7,388,659
Total	\$33,722,768

As shown above, the District has identified local funds that can be utilized. In addition, the District plans to pursue State funding for the construction of school facilities to house students generated by existing residential development and Future Units. Based on the current per-pupil amounts established by the State and the District's school site costs, the 604 existing unhoused students would generate \$8,198,494 in State funding and the 183 projected Unhoused Students would generate \$2,443,137 in State funding. Additionally, based on Table 14 of this SFNA, the District can expect to receive \$2,899,075 from Alternative No. 2 Fees on new residential development. Table 8 summarizes potential funding sources for the school facilities needs identified.

Table 8
Identified Funding Sources

Item	Amount
Available GO Bond Proceeds	\$0
Surplus School Sites ¹	\$992,000
Projected Commercial/Industrial School Fees	\$75,000
Potential Value of Surplus Sites	\$992,000
State Funding for Current Unhoused Students	\$8,198,494
State Funding for Projected Unhoused Students	\$2,443,137
Projected Alternative No. 2 Fees	\$2,899,075
Total	\$15,599,706

¹ Details in Exhibit E

As shown in Table 9, when accounting for the current and future school needs of the District, there is currently a \$18,123,062 funding shortfall.

Table 9
School Facilities Funding Shortfall

Item	Amount
School Facilities Needs	\$33,722,768
Local Funding Sources	(\$15,599,706)
Total	\$18,123,062

V. Alternative No. 2 Fee Calculation

The following section outlines the calculations required by Government Code Section 65995.5 (c) to justify the Alternative No. 2 Fee.

A. Alternative No. 2 Fee School Facilities Costs

To calculate the maximum Alternative No. 2 Fee, Government Code Section 65995.5(c)(1) requires the District to multiply the number of Unhoused Students by the appropriate grant amounts provided in Education Code Section 17072.10(a) and the site acquisition and site development costs determined pursuant to Government Code Section 65995.5(h).

- 1. New Construction Grants** - Government Code Section 65995.5(c)(1) requires the District utilize the appropriate amounts provided in Education Section 17072.10 (a) to identify the cost of constructing new facilities. The new construction grant amounts specified in Education Code Section 17072.10(a) were adjusted by the SAB on January 25, 2017. Table 10 outlines the updated New Construction Grant amounts.

Table 10
SAB New Construction Grants

School Level	Per-Pupil Construction Grant	Auto Alarm and Fire Sprinkler System Grant	General Site Development Grant	Total Per-Pupil Grant
Elementary School (Grades K-6)	\$11,567	\$208	\$1,023	\$12,798
Middle School (Grades 7-8)	\$12,234	\$249	\$1,011	\$13,494

- 2. Site Acquisition and Development Costs** - Government Code Section 65995.5(c)(1) permits the calculation of Alternative No. 2 Fee to include site acquisition and site development cost determined pursuant to Government Code Section 65995.5(h). Based on information provided by the District and information regarding property sales within the County, the District believes that \$40,000 per acre for site acquisition at all school levels is a reasonable estimate. Based on the experience of neighboring school districts the District estimates that the costs for site development is \$317,414 per acre at all school levels. Table 11 outlines the calculation of the appropriate site acquisition and site development costs.

Table 11
Site Acquisition and Development Costs

School Level	Recommended Site Size	Site Acquisition Cost ¹	Site Development Cost ¹²	Total Site Cost
Elementary School (Grades K-6)	12.6	\$504,000	\$3,999,416	\$4,503,416
Middle School (Grades 7-8)	16.7	\$668,000	\$5,300,814	\$5,968,814

¹ The site acquisition and site development costs are equal to the per acre costs listed above multiplied by the number of acres.

² Site development cost has been estimated using the information from Palmdale School District as presented in their 2017 School Facilities Needs Analysis.

- 3. Alternative No. 2 Fee Facilities Cost Per Facility** - The sum of the New Construction Grants and applicable site acquisition and site development costs provide the basis for the facilities cost utilized to establish the impact of Unhoused Students. Table 12 outlines the total cost per facility.

Table 12
Total Cost Per Facility

School Level	Planned Facility Capacity	Estimated Cost Per Facility		
		Construction	Site	Total
Elementary School (Grades K-6)	750	\$19,196,690	\$4,503,416	\$23,700,106
Middle School (Grades 7-8)	1,200	\$32,385,574	\$5,968,814	\$38,354,388

- 4. School Facility Needs** - The number of school facilities needed as a result of Non-Mitigated Future Units is calculated by dividing the total number of projected Unhoused Students at each grade level by the appropriate facility capacity. Table 13 outlines the school facilities needed to house the projected Unhoused Students.

Table 13
School Facilities Needed

School Level	Projected Unhoused Students	Facility Capacity	Facilities Needed
Elementary School (Grades K-6)	142	750	0.1893
Middle School (Grades 7-8)	41	1,200	0.0342

5. **Total Alternative No. 2 Fee School Facilities Cost** - To calculate the school facilities cost that may be included in the Alternative No. 2 Fee The Total Cost Per Facility is multiplied by the school facilities needed. This amount is then multiplied by fifty percent, resulting in the Alternative No. 2 Fee School Facilities Cost. Table 14 outlines the calculation of the Alternative No. 2 Fee School Facilities Cost.

Table 14
Total Alternative No. 2 Fee
School Facilities Cost

School Level	Facilities Needed	Cost Per Facility	Total Facility Cost
Elementary School (Grades K-6)	0.1893	\$23,700,106	\$4,486,430
Middle School (Grades 7-8)	0.0342	\$38,354,388	\$1,311,720
Total School Facilities Cost			\$5,798,150
Alternative No. 2 Fee Multiplier			50%
Alternative No. 2 Facilities Cost			\$2,899,075

B. Total Square Foot of Future of Units

To calculate the Alternative No. 2 Fee, the Alternative No. 2 Fee School Facilities Cost must be divided by the total square footage of assessable space for Non-Mitigated Future Units.

In order to project the total square footage of assessable space of the Non-Mitigated Future Units, the SFNA must estimate the average square footage of each unit type to be developed within the District. In order to estimate the average square footage, CFS analyzed certificates of compliance issued by the District over the last five years and conducted discussions with the planning departments of the Cities. This average square footage was then multiplied by the total number of Non-Mitigated Future Units expected to be built over the next five years. Table 15 outlines the calculation of the total square footage of Non-Mitigated Future Units.

Table 15
Total Square Foot of Future Units

Unit Type	Non-Mitigated Future Units	Average Square Footage	Total Square Footage
Single Family Detached (SFD)	387	2,300	890,100
Single Family Attached (SFA)	80	900	72,000
Total	467	NA	962,100

C. Alternative No. 2 Fee Per Square Foot

To calculate the Alternative No. 2 Fee, the Alternative No. 2 Fee School Facilities Cost was divided by the total square footage of Future Units. Table 16 outlines the calculation of the Alternative No. 2 Fee that may be adopted by the District.

Table 16
Alternative No. 2 Fee Per Square Foot

Item	Amount
Net Alternative No. 2 School Facilities Cost	\$2,899,075
Projected Non-Mitigated Residential Square Footage	962,100
Alternative No. 2 Fee Per Square Foot	\$3.01

VI. Alternative No. 3 Fee Calculation

The following section outlines the calculations required by Government Code Section 65995.5 (c) to justify the Alternative No. 3 Fee.

The Alternative No. 3 Fee is essentially equal to double the Alternative No. 2 Fee. For the purpose of calculating the Alternative No. 3 Fee, the amount identified in paragraph (2) of subdivision (c) of Government Code Section 65995.5 (i.e., local funds) are not subtracted from the Alternative No. 2 Fee School Facilities Cost. Tables 17A and 17B outline the calculation of the Alternative No. 3 Fee that may be adopted by the District.

Table 17A
Alternative No. 3 School Facilities Cost

Item	Amount
Alternative No. 2 School Facilities Cost	\$2,899,075
Alternative No. 3 Fee Multiplier	200%
Alternative No. 3 School Facilities Cost	\$5,798,150

Table 17B
Alternative No. 3 Fee Per Square Foot

Item	Amount
Alternative No. 3 School Facilities Cost	\$5,798,150
Projected Non-Mitigated Residential Square Footage	962,100
Alternative No. 3 Fee Per Square Foot	\$6.03

VII. Satisfaction of Gov. Code Section 66000

Government Code Section 66001 “et seq.” sets forth the requirements for establishing, imposing and increasing development fees. Specifically, Government Code Section 66001 with respect to the imposition of development fees provides that any action establishing, increasing, or imposing a fee on new development shall do all of the following:

- Identify the purpose of the fee.
- Identify the use to which the fee is to be put.
- Determine how there is a reasonable relationship between the fee's use and the type of development project on which the fee is imposed.
- Determine how there is a reasonable relationship between the need for the public facility and the type of development project on which the fee is imposed.

A. New Residential Construction

The purpose of Alternative Fees is to provide necessary school facilities for students generated from Future Units over the next five years. The Alternative Fees will be used to acquire land and construct new school facilities to accommodate growth that will be generated within the Future Units. In order to estimate the actual cost for new school facilities CFS has utilized the District's past experience and information provided by construction managers who work with public school districts in the area. The District's current estimate of school facility construction and site acquisition costs per square foot of future residential development (as calculated in Exhibit F) ranges from \$6.84 – \$18.30. This “true” impact exceeds the Alternative Fee amounts identified herein and as provided for in SB 50. Therefore, this SFNA established that there is a reasonable relationship between the amount of the Alternative Fees and the Future Units upon which the fee is to be imposed.

This SFNA and the supporting documents establish that the Alternative Fees contained herein meet the statutory requirements and the District is justified in imposing these fees on new residential construction within unmitigated developments in order to provide the necessary school facilities.

B. Reconstruction

Reconstruction means the voluntary demolition of existing residential dwelling units or commercial/industrial construction and the subsequent construction of new residential dwelling units (“Reconstruction”).

The District acknowledges that Reconstruction projects, may occur within the next five-year period. In such a situation, the District shall levy school fees authorized pursuant to Education Code Section 17620 and Government Code Sections 65995 ("School Fees") if there is a nexus established between the impact of the new residential dwelling units in terms of a net increase in students generated and the fee to be imposed. In other words, the School Fees must bear a nexus to the burden caused by the Reconstruction project.

The purpose of this section is to set forth a general policy for the levy of School Fees on future Reconstruction projects within the District.

1. **Existing Residential Dwelling Units** - To the extent Reconstruction increases the residential square footage beyond what was demolished ("New Square Footage"), the increase in square footage is subject to the applicable Alternative Fee as such construction is considered new residential development. As for the amount of square footage constructed that replaces only the previously constructed square footage ("Replacement Square Footage"), the determination of the applicable fee, if any, is subject to a showing that the Replacement Square Footage results in an increase in student enrollment and, therefore, an additional impact being placed on the District to provide school facilities for new student enrollment.

As of the date of this SFNA, the large-scale Reconstruction of residential development within the District has not occurred to the point where statistically significant data can be utilized to determine if Replacement Square Footage increases student enrollment. Therefore, prior to the imposition of School Fees on Replacement Square Footage, the District may undertake an analysis on any future proposed project(s) and may amend/update this SFNA. Such analysis will examine the extent to which an increase in enrollment can be expected from Replacement Square Footage due to any differential in student generation rates as identified in the SFNA for the applicable unit types between existing square footage and Replacement Square Footage. To the extent it can be demonstrated that Replacement Square Footage will increase student enrollment, the District may then impose a fee on the Replacement Square Footage. This fee amount on Replacement Square Footage shall be calculated by determining the cost impacts associated with any growth in student enrollment from the Replacement Square Footage. Any such fee that is calculated for the Replacement Square Footage shall not exceed the Alternative Fee that is in effect at such time.

2. **Existing Commercial/Industrial Construction** - As with Reconstruction of existing residential dwelling units, there is not significant information regarding (i) the amount of

Commercial/Industrial Reconstruction planned within the District over the next five years or (ii) historical levels, which might indicate the amount to be expected in the future. Due to the lack of information, the District has decided to evaluate the impacts of Commercial/Industrial Reconstruction projects on a case-by-case basis and will make a determination of whether a fee credit is justified based on the nature of the project.

The fee credit determination will be based upon a comparison of the impacts of the planned residential project and the existing land use category (i.e. retail and services, office, research and development, industrial/warehouse/manufacturing, hospital, or hotel/motel). The actual impacts of the planned residential project (taken from Exhibit E) will be reduced by the impact of the existing commercial/industrial category (derived from calculations contained in the current Commercial/Industrial Development School Fee Justification Study adopted by the District). Any reduction to the Alternative Fee would only occur if the reduced amount falls below the Alternative Fee. In such a case, the District would levy the reduced amount per square foot of new residential construction for the subject Reconstruction project.

VIII. Conclusion and Statement of Findings

Based upon the data gathered by CFS regarding future development within the boundaries of the District, student generation, school facilities costs and the methodology prescribed by the provisions of SB 50 in order to determine the school facilities impact from new residential development expected to occur during the next five years, District makes the following findings:

- The current aggregate school facility capacity of the District is insufficient to meet the facility demands of Future Units.
- Approximately 183 new students in grades kindergarten thru 8th will be generated within the next five years from Non-Mitigated Future Units.
- Based on the statutorily prescribed methodology an Alternative No. 2 Fee of \$3.01 per square foot is authorized.
- In the event that state funding is not available, and District is authorized to collect Level III fees, the amount of the Alternative No. 3 Fee will be \$6.03 per square foot.

Exhibit A

Current SAB Forms

**ENROLLMENT CERTIFICATION/PROJECTION
SCHOOL FACILITY PROGRAM**

SAB 50-01 (REV 05/09)

SCHOOL DISTRICT

Westside Union Elementary School District

FIVE DIGIT DISTRICT CODE NUMBER (see California Public School Directory)

65102

COUNTY

Los Angeles

HIGH SCHOOL ATTENDANCE AREA (HSAA) OR SUPER HSAA (if applicable)

Check one: Fifth-Year Enrollment Projection ☒ Tenth-Year Enrollment ProjectionHSAA Districts Only - Check one: ☐ Attendance ☐ Residency☐ Residency - COS Districts Only - (Fifth Year Projection Only)☐ Modified Weighting (Fifth-Year Projection Only)☐ Alternate Weighting - (Fill in boxes to the right):

3rd Prev. to 2nd Prev.	2nd Prev. to Prev.	Previous to Current

Part G. Number of New Dwelling Units

(Fifth-Year Projection Only)

Part H. District Student Yield Factor

(Fifth-Year Projection Only)

Part I. Projected Enrollment

1. Fifth-Year Projection

Enrollment/Residency - (except Special Day Class pupils)

K-6	7-8	9-12	TOTAL

Special Day Class pupils only - Enrollment/Residency

	Elementary	Secondary	TOTAL
Non-Severe			
Severe			
TOTAL			

2. Tenth-Year Projection

Enrollment/Residency - (except Special Day Class pupils)

K-6	7-8	9-12	TOTAL
10018	2788		12806

Special Day Class pupils only - Enrollment/Residency

	Elementary	Secondary	TOTAL
Non-Severe	332		332
Severe	111		111
TOTAL	443		443

Part A. K-12 Pupil Data

Grade	7th Prev. 09/10	6th Prev. 10/11	5th Prev. 11/12	4th Prev. 12/13	3rd Prev. 13/14	2nd Prev. 14/15	Previous 15/16	Current 16/17
K	766	778	841	874	917	907	1014	1051
1	873	864	855	943	944	905	883	932
2	855	835	843	866	949	933	933	935
3	853	824	856	867	877	974	955	985
4	883	854	849	867	936	908	1007	1006
5	841	899	919	921	952	961	952	1048
6	960	870	954	968	983	972	985	1017
7	1070	1006	975	990	1049	1044	1011	1006
8	1012	1041	1072	961	1054	1047	1039	1014
9								
10								
11								
12								
TOTAL	8113	7971	8164	8257	8661	8651	8779	8994

Part B. Pupils Attending Schools Chartered By Another District

7th Prev.	6th Prev.	5th Prev.	4th Prev.	3rd Prev.	2nd Prev.	Previous	Current

Part C. Continuation High School Pupils - (Districts Only)

Grade	7th Prev.	6th Prev.	5th Prev.	4th Prev.	3rd Prev.	2nd Prev.	Previous	Current
9								
10								
11								
12								
TOTAL								

Part D. Special Day Class Pupils - (Districts or County Superintendent of Schools)

	Elementary	Secondary	TOTAL
Non-Severe	231		231
Severe	77		77
TOTAL	308		

Part E. Special Day Class Pupils - (County Superintendent of Schools Only)

7th Prev.	6th Prev.	5th Prev.	4th Prev.	3rd Prev.	2nd Prev.	Previous	Current
/	/	/	/	/	/	/	/

Part F. Birth Data - (Fifth-Year Projection Only)

☐ County Birth Data ☐ Birth Data by District ZIP Codes ☐ Estimate ☐ Estimate ☐ Estimate

8th Prev.	7th Prev.	6th Prev.	5th Prev.	4th Prev.	3rd Prev.	2nd Prev.	Previous	Current

I certify, as the District Representative, that the information reported on this form and, when applicable, the High School Attendance Area Residency Reporting Worksheet attached, is true and correct and that:

- I am designated as an authorized district representative by the governing board of the district.
- If the district is requesting an augmentation in the enrollment projection pursuant to Regulation Section 1859.42.1 (a), the local planning commission or approval authority has approved the tentative subdivision map used for augmentation of the enrollment and the district has identified dwelling units in that map to be contracted. All subdivision maps used for augmentation of enrollment are available at the district for review by the Office of Public School Construction (OPSC).
- This form is an exact duplicate (verbatim) of the form provided by the Office of Public School Construction. In the event a conflict should exist, then the language in the OPSC form will prevail.

NAME OF DISTRICT REPRESENTATIVE (PRINT OR TYPE)

Shawn Cabey

SIGNATURE OF DISTRICT REPRESENTATIVE

DATE

07/28/2017

TELEPHONE NUMBER

(661) 722-0716 X76104

E-MAIL ADDRESS

s.cabey@westside.k12.ca.us

STATE OF CALIFORNIA

EXISTING SCHOOL BUILDING CAPACITY

SAB 50-02 (Rev. 01/01) Excel (Rev. 01/25/2001)

STATE ALLOCATION BOARD

OFFICE OF PUBLIC SCHOOL CONSTRUCTION

Page 4 of 4

SCHOOL DISTRICT

WESTSIDE UNION ELEMENTARY

COUNTY

LOS ANGELES

FIVE DIGIT DISTRICT CODE NUMBER (see California Public School Directory)

65102

HIGH SCHOOL ATTENDANCE AREA (if applicable)

PART I - Classroom Inventory ☐ NEW ☒ ADJUSTED

	K-6	7-8	9-12	Non-Severe	Severe	Total
Line 1. Leased State Relocatable Classrooms	32			1		33
Line 2. Portable Classrooms leased less than 5 years	2	4		2		8
Line 3. Interim Housing Portables leased less than 5 years						
Line 4. Interim Housing Portables leased at least 5 years						
Line 5. Portable Classrooms leased at least 5 years	2					2
Line 6. Portable Classrooms owned by district	87	5		5		97
Line 7. Permanent Classrooms	109	43		5		157
Line 8. Total (Lines 1 through 7)	232	52		13		297

PART II - Available Classrooms**Option A.**

a. Part I, line 4

b. Part I, line 5

c. Part I, line 6

d. Part I, line 7

e. Total (a, b, c, & d)

	K-6	7-8	9-12	Non-Severe	Severe	Total
	2					2
	87	5		5		97
	109	43		5		157
	198	48		10		256

Option B.

a. Part I, line 8

b. Part I, lines 1,2,5 and 6 (total only)

c. 25 percent of Part I, line 7 (total only)

d. Subtract c from b (enter 0 if negative)

e. Total (a minus d)

	K-6	7-8	9-12	Non-Severe	Severe	Total
	232	52		13		297
						140
						40
	88	6		6		100
	144	46		7		197

PART III - Determination of Existing School Building Capacity

	K-6	7-8	9-12	Non-Severe	Severe
Line 1. Classroom capacity	3,600	1,242		91	
Line 2. SER adjustment	216			4	
Line 3. Operational Grants					
Line 4. Greater of line 2 or 3	216			4	
Line 5. Total of lines 1 and 4	3,816	1,242		95	

I certify, as the District Representative, that the information reported on this form is true and correct and that:

I am designated as an authorized district representative by the governing board of the district; and,

This form is an exact duplicate (verbatim) of the form provided by the Office of Public School Construction (OPSC).

In the event a conflict should exist, then the language in the OPSC form will prevail.

SIGNATURE OF DISTRICT REPRESENTATIVE

Hope

DATE

7/26/01

STATE OF CALIFORNIA

EXISTING SCHOOL BUILDING CAPACITY

SAB 50-02 (Rev. 01/01) Excel (Rev. 01/25/2001)

SCHOOL DISTRICT

WESTSIDE UNION ELEMENTARY ✓

COUNTY

LOS ANGELES

STATE ALLOCATION BOARD

OFFICE OF PUBLIC SCHOOL CONSTRUCTION

Page 4 of 4

FIVE DIGIT DISTRICT CODE NUMBER (see California Public School Directory)

65102

HIGH SCHOOL ATTENDANCE AREA (if applicable)

PART I - Classroom Inventory ☐ NEW ☒ ADJUSTED

	K-6	7-8	9-12	Non-Severe	Severe	Total
Line 1. Leased State Relocatable Classrooms	31	1		1		33
Line 2. Portable Classrooms leased less than 5 years	4	5		2		11
Line 3. Interim Housing Portables leased less than 5 years						
Line 4. Interim Housing Portables leased at least 5 years						
Line 5. Portable Classrooms leased at least 5 years	2	2				4
Line 6. Portable Classrooms owned by district	81	9		5		95
Line 7. Permanent Classrooms	82	69		5		156
Line 8. Total (Lines 1 through 7)	200	86		13		299

PART II - Available Classrooms**Option A.**

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 4						
b. Part I, line 5	2	2				4
c. Part I, line 6	81	9		5		95
d. Part I, line 7	82	69		5		156
e. Total (a, b, c, & d)	165	80		10		255

Option B.

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 8	200	86		13		299
b. Part I, lines 1,2,5 and 6 (total only)						143
c. 25 percent of Part I, line 7 (total only)						39
d. Subtract c from b (enter 0 if negative)	86	12		6		104
e. Total (a minus d)	114	74		7		195

PART III - Determination of Existing School Building Capacity

	K-6	7-8	9-12	Non-Severe	Severe
Line 1. Classroom capacity	2,850	1,998		91	
Line 2. SER adjustment	101	70		3	
Line 3. Operational Grants					
Line 4. Greater of line 2 or 3	101	70		3	
Line 5. Total of lines 1 and 4	2,951	2,068		94	

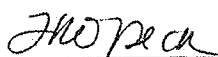
I certify, as the District Representative, that the information reported on this form is true and correct and that:

I am designated as an authorized district representative by the governing board of the district; and,

This form is an exact duplicate (verbatim) of the form provided by the Office of Public School Construction (OPSC).

In the event a conflict should exist, then the language in the OPSC form will prevail.

SIGNATURE OF DISTRICT REPRESENTATIVE



DATE

7/18/01

Exhibit B

SAB Eligibility Determination

SAB 50-03 New Construction Eligibility Information

New Construction Baseline Eligibility

Grade Level:	K - 6	7 - 8	9 - 12	Non-Severe	Severe
Established Eligibility:	1965	-645	0	0	0
SAB Approvals/Adjustments:	2861	2283	0	147	60
Remaining Eligibility:	4826	1638	0	147	60

SAB 50-03 Eligibility Document Status/Dates

Status:	PM Complete
Date Signed:	2/22/1999
Date Received:	12/24/1998
SAB Approval Date:	5/26/1999

Exhibit C

Bonding Capacity Calculation

**Westside Union School District
Bonding Capacity Analysis**

Description	Amount
Total Secured Assessed Value of Property within the School District ^[1]	\$7,431,977,509
Bonding Capacity	\$92,899,719
Applicable Debt Limit 1.25%	
Total Bond Obligations as of July 1, 2017 ^[2]	\$83,164,061
General Obligation Bonds \$63,124,731	
Mello-Roos Community Facilities Bonds \$20,039,330	
Debt Obligations as a % of Bonding Capacity	89.52%

[1] Source: Los Angeles County Auditor Controller 2017/2018

[2] Source: District Audited Financial Statements for Fiscal Year ending June 30, 2017

Exhibit D

Updated School Facilities Capacity Analysis

**WESTSIDE UNION SCHOOL DISTRICT
SCHOOL FACILITIES CAPACITY ANALYSIS**

State Application	Description	Elementary School (K-6)	Middle School (7-8)
N/A	SAB Form 50-02	3,816	1,242
N/A	Non-Sever/Serve Capacity	80	41
N/A	Relocatables Added	810	54
N/A	Relocatables Added - 2009	275	405
N/A	Relocatables Added - 2013	50	0
50/650102-00-001	Esperanza Elementary	625	0
50/65102-00-003	Anderson (Greg) Elementary	725	0
50/65102-00-004	Anaverde School	575	0

Exhibit E

Surplus Site Analysis

Surplus Site Analysis

Section 65995.6(b)(1) requires the School District to identify and consider any surplus property owned by the School District that may be used as a school site or that is available for sale to finance school facilities. The School District has identified five (5) sites that may fall into this category.

1. Tumbleweed Site

The Tumbleweed Site was purchased by the School District under a tax deed dated in the late 1960's and is 10.7 acres. Based on the per-acre value of land used in the Analysis, the value of this site \$428,000. The School District will consider value of this site to offset the impact of Future Units

2. Quartz Hill Road Site

The Quartz Hill Road site is a 0.5 acre site owned by the School District. This site is currently planned to become an additional parking lot for the School District's office. Therefore, at this time, this school site is not considered surplus.

3. Bellevue Site

The Bellevue property was purchased by the School District in 1947. The site consists of 1.5 acres and is currently vacant. Based on the per-acre value of land used in the Analysis, the value of this site is estimated to be \$60,000. The School District will consider value of this site to offset the impact of Future Units.

4. Neenach Site

The Neenach site is a former elementary school facility located at 49801 Neenach Road. This school site was opened in school year 1992/1993 and closed due to the remote location of the facility and lack of enrollment. The School District plans to reopen this school facility as necessitated by future residential development. This school site has been included in the calculated capacity shown on SAB Form 50-02 (Exhibit B) and included in the School District's capacity calculation (Exhibit D) due to the School District's planned reuse of this school facility. Therefore, at this time, this school site is not considered surplus.

5. Avenue L-12 and 82nd Street West Site

The Avenue L-12 and 82nd Street West Site is a 12.6 acre site owned by the School District. Based on the per acre value of land used in the Analysis, the value of this site \$504,000. The School District will consider value of this site to offset the impact of Future Units.

Based on the information above, it was determined that School District currently owns three (3) surplus sites worth a combined value of \$992,000 that could be used to offset the impact of Future Units.

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Shawn Cabey, Assistant Superintendent Administrative Services

SUBJECT: Resolution 18-43, Imposing Elementary School District Level I Fees with Fee-Sharing Agreement; Approval of CEQA Exemption

BACKGROUND:

Every two years the State Allocation Board adjusts the base (Level I) developer fee maximum that districts may assess for residential and commercial/industrial construction. In order to impose that base fee, we conduct a public hearing to allow comment on our intent to do this. We are currently collecting Level II fees, which include the Level I base. As we have to account differently for the portion that is Level I and the portion that is Level II, it is important that we continue to maintain our Level I base. On January 24, 2018, the State Allocation Board maintained the maximum Level I fee at \$3.79 per square foot for residential development and \$0.61 per square foot for commercial/industrial construction. The District, by agreement with the high school district sharing geographical territory with the District, will levy (seventy-four) 74% of the total fees permitted.

Education Code section 17621 specifically exempts the adoption, increase or imposition of any fee, charge, dedication or other requirement pursuant to Education Code 17620 from the provisions of the California Environmental Quality Act ("CEQA") and upon determination that the imposition of school facilities fees under Education Code section 17620 is exempt from CEQA, the District is entitled to file a Notice of Exemption with the County Clerk pursuant to California Code of Regulations title 14, section 15602.

PROGRAM/EDUCATIONAL IMPLICATION:

Maximizing our developer fees allows us more options for funding new construction to address the needs of our students. Provides funds for temporary housing and for new sites.

COST ANALYSIS/FUNDING:

Adoption of this Resolution renews our ability to impose Level I fees. The result of the study is to maintain the maximum Level I fee at \$3.48 per square foot (\$2.58 to WUSD) for residential construction and \$0.56 per square foot (\$0.414 to WUSD) for commercial/industrial construction. We share the Level I fee with the high school district.

ASSISTANT SUPERINTENDENT ADMINISTRATION RECOMMENDATION:

Approval

**RESOLUTION IMPOSING ELEMENTARY SCHOOL DISTRICT
LEVEL I FEES WITH FEE-SHARING AGREEMENT; APPROVAL OF CEQA EXEMPTION**

BEFORE THE GOVERNING BOARD OF THE

WESTSIDE UNION SCHOOL DISTRICT

LOS ANGELES COUNTY, CALIFORNIA

In the Matter of)	Resolution No. 18-43
)	
THE ADOPTION OF IMPOSING)	
SCHOOL FACILITIES FEES;)	
APPROVAL OF CEQA EXEMPTION)	
)	
)	
)	

WHEREAS Education Code section 17620 authorizes school districts to levy a fee, charge or dedication against any new construction within its boundaries for the purpose of funding the construction or reconstruction of school facilities and to impose certain fees thereon; and

WHEREAS the Westside Union School District ("District") by agreement with the high school district sharing geographical territory with the District, may levy (seventy-four) 74% of the total fees permitted pursuant to Government Code Section 65995 for development in areas in which the District provides school services. The remaining permitted fees shall be allocated to the high school district within whose boundaries the residential, commercial, or industrial development shall occur; and

WHEREAS pursuant to the authority of Government Code section 65995, subdivision (b)(3), the allowable fees authorized by Education Code section 17620 have presently been established by the State Allocation Board ("SAB") in the amount of \$3.79

per square foot for residential development and \$0.61 per square foot for commercial/industrial development; and

WHEREAS the governing board ("Board") of the District has caused a study to be prepared by California Financial Services entitled School Facilities Fee Justification Report (incorporated herein by reference and hereinafter referred to as the "Report"), which identifies the purpose and use for the fee and sets forth a reasonable relationship between the fee to be imposed, the type of development project on which the fee is to be imposed, as well as the cost of the school facilities made necessary by virtue of the burden imposed by the development; and

WHEREAS based upon the District's agreement with the high school district and in accordance with the fees permitted by the SAB pursuant to Government Code section 65995, the District may levy the following fees, which represent a percentage of the fee(s) established by the SAB

1. \$2.80 per square foot of residential development (74% of \$3.79)
2. \$0.45 per square foot of commercial or industrial development
(74% of \$0.61)

These amounts are justified by the needs of the District alone and do not include the needs of the high school district.

WHEREAS Education Code section 17621 specifically exempts the adoption, increase, or imposition of any fee, charge, dedication or other requirement pursuant to Education Code section 17620 from the provisions of the California Environmental Quality Act ("CEQA")(Pub. Resources Code Section 21000 et. seq); and

WHEREAS upon a determination that the imposition of school facilities fees

under Education Code section 17620 is exempt from CEQA, the District is entitled to file a Notice of Exemption with the County Clerk pursuant to California Code of Regulations, Title 14, Section 15062.

NOW, THEREFORE, BE IT RESOLVED, that the Board makes the following findings:

1. Prior to the adoption of this resolution ("Resolution"), the Board of the District conducted a public hearing at which oral and written presentations were made as part of the Board's regularly scheduled April 3, 2018 meeting. Notice of the time and place of the meeting, including a general explanation of the matter to be considered has been published twice in the Antelope Valley Press in accordance with Government Code sections 66017 and 66018. Additionally, at least 10 days prior to the meeting, the District made all relevant information available to the public indicating the cost, or estimated cost, of the construction or reconstruction of school facilities made necessary by the residential and/or commercial/industrial development to which the fee shall apply.
2. The purpose of the fees are to provide adequate school facilities for the students of the District who will be generated by residential and commercial/industrial development in the District.
3. The fees are to be used to finance the construction and reconstruction of school facilities.
4. There is a reasonable relationship between the need for the imposition of the fee and the types of development projects upon which the fees shall be imposed for the purpose of the construction or reconstruction of school facilities, in that residential, commercial and industrial development will generate students who will attend District schools. These students cannot be housed by the District without additional school

facilities, or the reconstruction of existing school facilities. The fees will be used to fund all, or a portion of, new school facilities, or to reconstruct existing school facilities.

5. There is a reasonable relationship between the amount of the fee and the cost of the additional or reconstructed school facilities attributable to the development upon which the fee shall be imposed, in that the square footage of these developments has a direct relationship to the number of students that will be generated, and, thus, to the facilities the District must add or reconstruct in order to accommodate the additional students.

6. The District maintains a separate capital facilities account, or fund, as required by Government Code section 66006.

7. There are no other adequate sources of funds to meet the District's school facilities needs occasioned by, and as a direct result of, the construction of new residential and/or commercial/industrial development within the District.

AND BE IT FURTHER RESOLVED that the Board incorporates herein by reference approves and adopts the Report entitled School Facilities Fee Justification Report dated April 3, 2018, and prepared by California Financial Services which documents the need for the fees.

AND BE IT FURTHER RESOLVED that since the Report justifies fees at or in excess of the allowable limits, the District, in accordance with Education Code sections 17620, et seq., and Government Code sections 65995, et seq., and the District's agreement with the high school district, hereby increases fees to the following amounts:

1. \$2.80 per square foot of residential development; and
2. \$0.45 per square foot of commercial or industrial development.

AND BE IT FURTHER RESOLVED that, if the governing board of the high school district has not implemented a fee equal to the SAB Authorized Fee Amounts or the high school district's share thereof, pursuant to the Fee-Sharing Agreement, the District shall have the right to levy and collect fees equal to the greater of : (i) the District's allocated percentage of the SAB Authorized Fee Amounts pursuant to the Fee-Sharing Agreement; or (ii) the total SAB Authorized Fee Amounts less the fees that the high school district has implemented and is entitled to receive pursuant to the Fee-Sharing Agreement. In no event, however, shall the District's fee imposed pursuant to this Resolution exceed the justified fee set forth in the Report. Upon the high school districts implementation of a fee equal to the SAB Authorized Fee Amounts, the District and the high school districts shall resume collection and levy of fees in accordance with their respective percentage allocations as set forth in the Fee-Sharing Agreement.

AND BE IT FURTHER RESOLVED that the amount collected on behalf of both the District and the high school district pursuant to this Resolution shall not exceed a total of \$3.79 per square foot for residential development and \$0.61 per square foot of commercial or industrial development, except as otherwise set forth herein.

AND BE IT FURTHER RESOLVED that the fee shall take effect sixty (60) days after the date of this Resolution.

AND BE IT FURTHER RESOLVED that the Superintendent of the District, or his or her designee, shall give notice of the Board's action herein to all cities and counties with jurisdiction over the territory of the District in accordance with the requirements of Education Code section 17620 and 17621, requesting that no building permits (or, for manufactured homes and mobile homes, certificates of occupancy) be issued on or after

the date which is sixty (60) days after the date of this Resolution, without certification from the District that the fee specified herein have been paid.

AND BE IT FURTHER RESOLVED that developers of commercial or industrial development be provided the opportunity for a hearing to appeal the imposition of the fee on their developments.

AND BE IT FURTHER RESOLVED that nothing contained or expressed in this Resolution shall be construed to affect the District's authority to impose the fee, enter into agreements with developers, or otherwise adopt or impose, to the extent permitted by law, additional fees, to fully mitigate the impact of resident and/or commercial/industrial development upon the District's school facilities.

AND BE IT FURTHER RESOLVED that, in the event that the Board takes action in the future to adopt an alternative fee pursuant to Government Code section 56995.5 or 65995.7, commonly known as "Level 2" or "Level 3" fees, respectively, in an amount greater than that authorized by this Resolution, this Resolution shall be held in abeyance during the time in which the greater Level 2 or Level 3 fee is authorized. If, for any reason, any future Board action to adopt a greater Level 2 or Level 3 fee ceases to be effective this Resolution shall then immediately return into effect unless otherwise specified by the Board.

AND BE IT FURTHER RESOLVED that the District's administration is authorized to make expenditures and to incur obligations of the fees for the purposes authorized by law.

AND BE IT FURTHER RESOLVED that the Board hereby finds that the fees hereunder is statutorily exempt from the requirements of CEQA pursuant to Education Code section 17621.

AND BE IT FURTHER RESOLVED that this Board hereby approves the CEQA Notice of Exemption regarding the increase in fees and directs the Superintendent, or his or her designee, to file the CEQA Notice of Exemption, together with a certified copy of this Resolution, with the County Clerk of each County in which the District shall collect fees pursuant to Education Code Section 17621.

AND BE IT FURTHER RESOLVED that this Board hereby adopts this Resolution and directs the Superintendent, or his or her designee, to file a certified copy of this Resolution, together with all relevant supporting documentation and a map clearly indicating the boundaries of the area subject to the fee, to each city and each county in which the District is situated, pursuant to Education Code section 17621.

This Resolution is adopted this 3rd day of April, 2018 by the following vote:

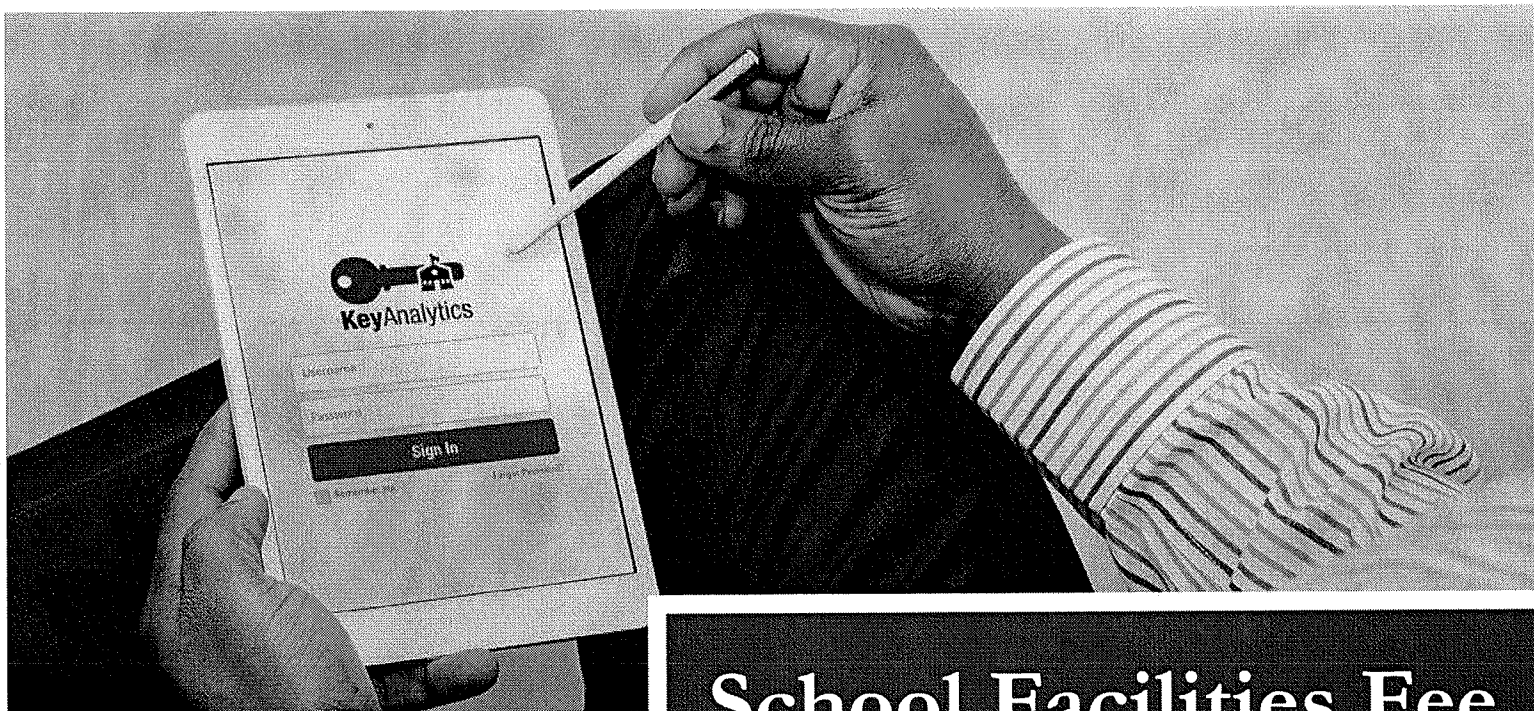
AYES: _____

NOES: _____

ABSTENTIONS: _____

ABSENT: _____

Linda Jones
Clerk of the Governing Board



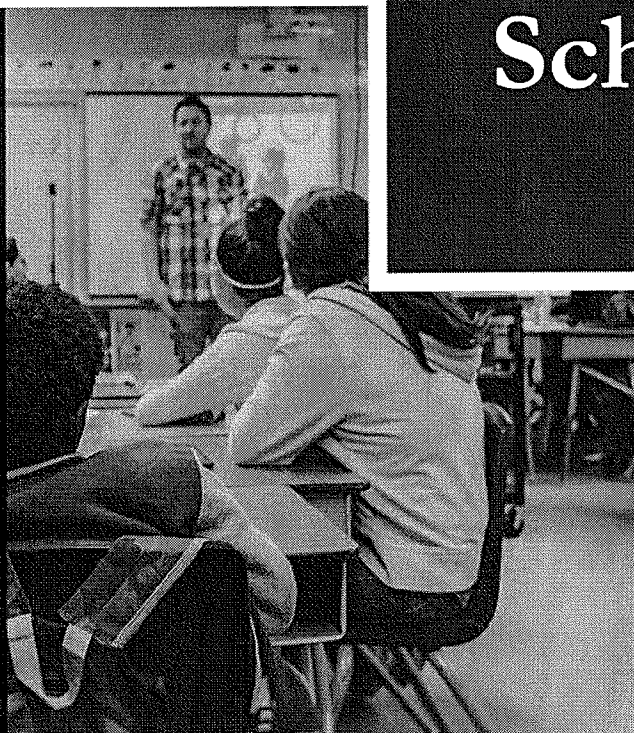
School Facilities Fee Justification Report

*Prepared Pursuant to
Government Code Section 66001*

Approved on April 3, 2018

Westside Union School District

2018/2019



A division of California Financial Services

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Exhibit A: State Allocation Board Form 50-02 and State Funded Projects

Exhibit B: Estimated School Facilities Cost

I. Introduction

In 1986, the Governor signed into law Assembly Bill (“AB”) 2926. AB 2926 provided for the addition of several sections to the Government Code establishing the ability of school districts to impose impact fees on new residential development (“Future Residential Development”) and commercial/industrial development (“Future Commercial/Industrial Development”) for the construction or reconstruction of school facilities (“School Fees”).

AB 2926 also established cities or counties may not issue a building permit for a development project unless such School Fees have been paid and set the maximum level of School Fees at \$1.50 per square foot for residential development and \$0.25 per square foot for commercial/industrial development. Initially these maximums were subject to increase each year based on a statewide cost index, as determined by the State Allocation Board (“SAB”); however, the adjustment provisions were subsequently extended to every other year by AB 181. Pursuant to AB 2926 a school district wishing to impose School Fees must determine that the School Fees “are reasonably related and limited to the need for school facilities caused by the development”.

In 1987 AB 1600 was enacted providing additional guidance regarding the establishment of School Fees. Specifically, AB 1600 requires that public agencies satisfy the following requirements when establishing and imposing an impact fee as a condition of approval for a development project:

- Determine the purpose of the fee.
- Identify the facilities to which the fee will be applied.
- Determine that there is a reasonable relationship between the need for public facilities and the type of development on which a fee is imposed.
- Determine that there is a reasonable relationship between the amount of the fee and the public facility or portion of the facility attributable to the development on which the fee is imposed.
- Provide an annual accounting of any portion of the fee remaining unexpended, whether committed or uncommitted, in the school district’s accounts five or more years after it was collected.

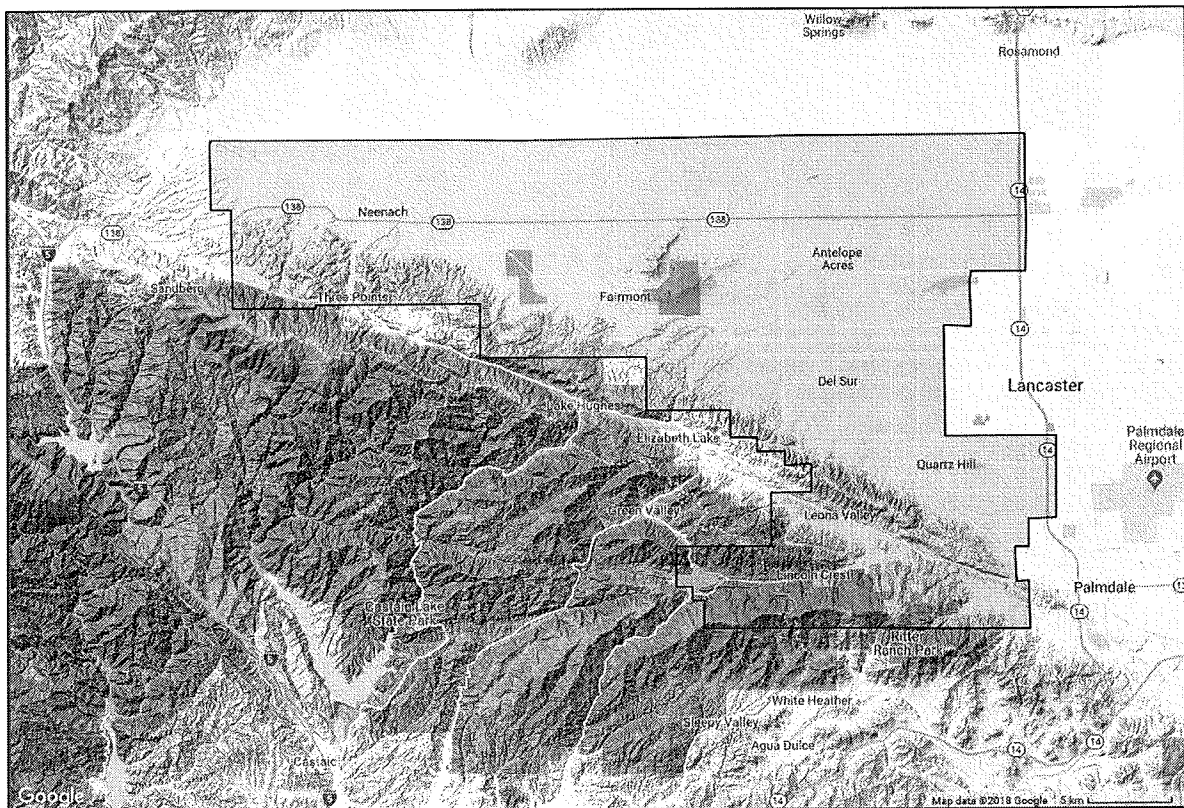
The purpose of this School Facilities Fee Justification Report (the “Report”) is to provide the information necessary to satisfy these requirements for the imposition of School Fees, pursuant to AB 2926, by the Westside Union School District (the “District”).

II. The School District

The District encompasses 346 square miles located in north Los Angeles County and serves the communities of West Lancaster, Quartz Hill, West Palmdale, and Leona Valley. The District provides education in Pre-Kindergarten through 8th grade.

The District has a student population of approximately 9,300.

Boundary Map



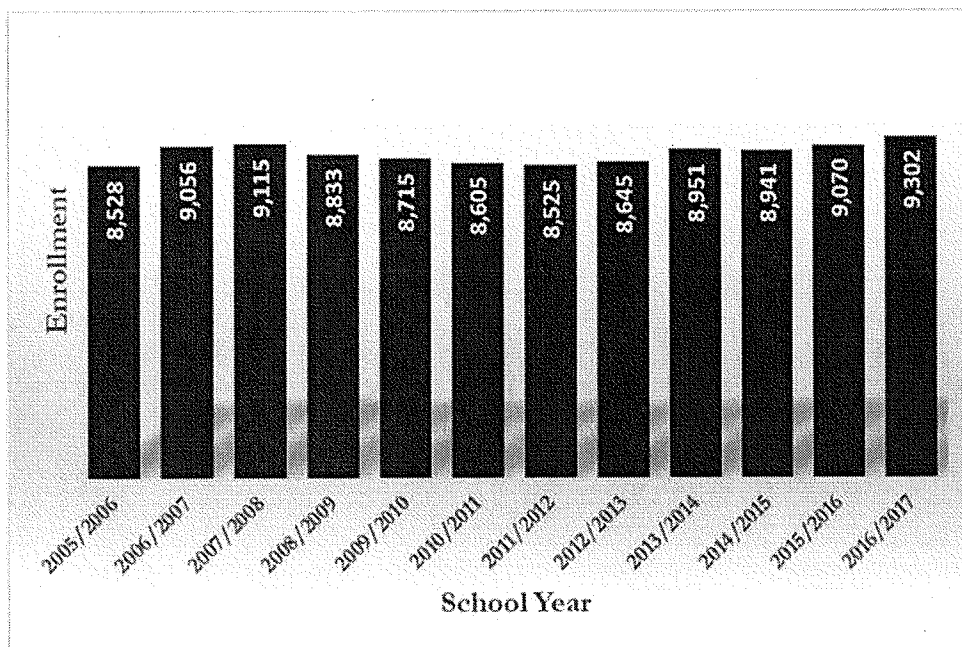
III. District Facilities Needs

In order to identify the impact of Future Residential Development on the facilities of the District this Report (i) evaluates the District's current and projected enrollment, (ii) establishes the capacity of the District's existing facilities and (ii) identifies a plan to meet the District's facility needs.

A. Enrollment

1. **Historical Enrollment** – This Report uses the California Basic Educational Data System (CBEDS) to identify the District's enrollment over the past ten years. Over the past ten years the District has experienced enrollment growth. Based on the amount of planned residential development, the District expects enrollment to continue to increase in the future. Chart 1 shows the historical enrollment during this period.

Chart 1
Historical Enrollment Trend



2. Enrollment as a Result of Future Residential Development –

- a. **Future Residential Development** - To evaluate the enrollment expected as a result of Future Residential Development, this Report must first determine the number of units that are expected to be constructed within the District's boundaries.

According to the Southern California Association of Governments ("SCAG"), approximately 32,400 residential units are expected to be constructed within the boundaries of the District through calendar year 2035 ("Future Units"). Of these 32,400 Future Units, 748 have already mitigated their impact on the District through participation in one of the Community Facilities Districts located throughout the District ("Mitigated Future Units"). For the purpose of identifying the appropriate level of School Fees, this Report only includes the impact of Future Units subject to School Fees ("Non-Mitigated Future Units"). Table 1 outlines the Future Residential Development.

Table 1
Future Residential Development

Land Use	Mitigated Future Units	Non-Mitigated Future Units	Total Future Units
Single Family Detached (SFD)	748	23,646	24,394
Multi-Family Attached (MFA)	0	8,006	8,006
Total	748	31,652	32,400

- b. Reconstruction** - Reconstruction means the voluntary demolition of existing residential dwelling units or commercial/industrial construction and the subsequent construction of new residential dwelling units ("Reconstruction").

The District acknowledges that Reconstruction projects may occur. In such a situation, the District shall levy School Fees if there is a nexus established between the impact of the new residential dwelling units in terms of a net increase in students generated and the fee to be imposed. In other words, the School Fees must bear a nexus to the burden caused by the Reconstruction project.

- i. Existing Residential Dwelling Units** - To the extent Reconstruction increases the residential square footage beyond what was demolished ("New Square Footage"), the increase in square footage is subject to the applicable School Fee as such construction is considered new residential development. As for the amount of square footage constructed that replaces only the previously constructed square footage ("Replacement Square Footage"), the determination of the applicable fee, if any, is

subject to a showing that the Replacement Square Footage results in an increase in student enrollment and, therefore, an additional impact being placed on the District to provide school facilities for new student enrollment.

As of the date of this Report, the large-scale Reconstruction of residential development within the District has not occurred to the point where statistically significant data can be utilized to determine if Replacement Square Footage increases student enrollment. Therefore, prior to the imposition of School Fees on Replacement Square Footage, the District may undertake an analysis on any future proposed project(s) and may amend/update this Report. Such analysis will examine the extent to which an increase in enrollment can be expected from Replacement Square Footage due to any differential in student generation rates as identified in the Report for the applicable unit types between existing square footage and Replacement Square Footage. To the extent it can be demonstrated that Replacement Square Footage will increase student enrollment, the District may then impose a fee on the Replacement Square Footage. This fee amount on Replacement Square Footage shall be calculated by determining the cost impacts associated with any growth in student enrollment from the Replacement Square Footage. Any such fee that is calculated for the Replacement Square Footage shall not exceed the School Fee that is in effect at such time.

- ii. **Existing Commercial/Industrial Construction** - As with Reconstruction of existing residential dwelling units, there is not significant information regarding (i) the amount of Commercial/Industrial Reconstruction planned within the District or (ii) historical levels, which might indicate the amount to be expected in the future. Due to the lack of information, the District has decided to evaluate the impacts of Commercial/Industrial Reconstruction projects on a case-by-case basis and will make a determination of whether a fee credit is justified based on the nature of the project.

The fee credit determination will be based upon a comparison of the impacts of the planned residential project and the existing land use category (i.e. retail and services, office, research and development, industrial/warehouse/manufacturing, hospital, or hotel/motel). The actual impacts of the planned residential project (taken from Table 12) will be reduced by the impact of the existing commercial/industrial category (derived from

calculations contained in this Report). Any reduction to the School Fee would only occur if the reduced amount falls below the School Fee. In such a case, the District would levy the reduced amount per square foot of new residential construction for the subject Reconstruction project.

c. **Student Generation Factors** - To estimate the impact on the District's enrollment of Non-Mitigated Future Units, Student Generation Factors ("SGFs") must be established. CFS calculated SGFs for each of the following land use categories:

- **Single Family Detached ("SFD")** – Units are stand-alone structures on their own lot with a unique Assessor's parcel number.
- **Multi-Family Attached ("MFA")** – Units share common walls in a building or structure designed to house several families in separate housing units.

The process of determining SGFs involved cross-referencing the District's enrollment data against the County Assessor residential data. Sorting and extracting the County Assessor records by land use, CFS developed a database of residential units. This database was then compared with the District's student enrollment database to identify address matches. Table 2 outlines the results of this analysis.

Table 2A
Student Generation Factors
Single Family Detached Units (SFD)

School Level	Students Matched	Single Family Detached Units	Student Generation Factors
Elementary School (Grades K-6)	5,517	19,955	0.2765
Middle School (Grades 7-8)	1,591	19,955	0.0797
Total	7,108	NA	0.3562

Table 2B
Student Generation Factors
Multi-Family Attached Units (MFA)

School Level	Students Matched	Single Family Attached Units	Student Generation Factors
Elementary School (Grades K-6)	139	827	0.1681
Middle School (Grades 7-8)	31	827	0.0375
Total	170	NA	0.2056

Due to incomplete and incorrect address information in both the student enrollment and residential databases, CFS was unable to match all the District's students. The results are SGFs that understate the number of students that will be generated by Non-Mitigated Future Units.

After accounting for incoming inter-district transfer students that reside outside of the District's boundaries, CFS adjusted the SGFs listed in Table 2 based on a rate which considers the number of students successfully matched at each school level and land use. The adjusted SGFs for each land use by school level are shown in Table 3.

Table 3
Adjusted Student Generation Factors

School Level	Single Family Detached Units	Multi-Family Attached Units
Elementary School (Grades K-6)	0.2944	0.1778
Middle School (Grades 7-8)	0.0848	0.0411
Total	0.3792	0.2189

The SGFs shown above and the analysis of facilities impact that follows reflect the grade configuration used by the State's School Facilities Program ("SFP"). Though the District's current grade level configuration is different, the Report utilizes the SFP configuration to provide clarity in the calculation of the School Fees.

- d. **Projected Enrollment** - When these SGFs are applied to the projected Non-Mitigated Future Units the resulting enrollment impact is 10,719 students. Table 4 outlines this calculation.

Table 4
Projected Enrollment
As a Result of Non-Mitigated Future Units

School Level	Non-Mitigated SFD Future Units	Non-Mitigated MFA Future Units	Total Non-Mitigated Future Units
Elementary School (Grades K-6)	6,961	1,423	8,384
Middle School (Grades 7-8)	2,005	329	2,334
Total	8,966	1,752	10,718

B. Capacity of District Facilities

The District currently operates 12 campuses serving students Kindergarten through 8th grade. To establish the capacity of the District's facilities, this Report utilizes the District's baseline capacity established with the SAB and makes adjustments for subsequent construction projects funded by the State. Additional information regarding the determination of the District's capacity has been included in Exhibit A. Table 5 summarizes the District's current capacity.

Table 5
Current Facility Capacity

School Level	Facilities Capacity
Elementary School (Grades K-6)	6,956
Middle School (Grades 7-8)	1,742
Total	8,698

C. District Facility Needs

To evaluate the school facilities needed as a result of Non-Mitigated Future Units, this Report must first determine if there is any existing capacity that can be used to house future enrollment. This Report has determined there are no existing seats that may be utilized to house students expected to be generated by Future Units.

D. Plan to Provide for District Facility Needs

The District plans to construct new school facilities to meet the needs of the Projected Enrollment.

The timing of these improvements are unknown and rely heavily on the District's ability to access both local and State funding for such projects and the pace of Future Residential Development. Table 6 outlines the number of facilities needed by the District to house the projected unhoused students resulting from Non-Mitigated Future Units.

Table 6
School Facility Needs
As a Result of Non-Mitigation Future Units

School Level	Projected Unhoused Students	Facility Capacity	Number of Facilities Needed
Elementary School (Grades K-6)	6,961	750	9.2813
Middle School (Grades 7-8)	2,005	1,200	1.6708

IV. Financial Impact of Residential Development

As outlined in Section III, Non-Mitigated Future Units are expected to generate additional enrollment for the District resulting in the need to construct new school facilities. This Section quantifies the financial impact of the additional enrollment resulting from Non-Mitigated Future Units.

A. Cost of School Facilities

School facilities cost estimates were prepared by CFS. The school facilities costs represent the full cost of site acquisition, site development, construction, furniture and equipment, as well as technology stated in 2018 dollars. The estimated site acquisition and facility construction costs are shown in Table 7. A more detailed breakdown of the costs is listed in Exhibit B.

Table 7
Estimated School Facilities Cost

School Level	Construction Cost Per Facility	Site Cost Per Facility	Total Cost Per Facility
Elementary School (Grades K-6)	\$27,670,057	\$616,000	\$28,286,057
Middle School (Grades 7-8)	\$56,140,777	\$836,000	\$56,976,777

B. Cost of Providing School Facilities

This Report determines the cost of providing school facilities to house unhoused students resulting from Non-Mitigated Future Units by multiplying the number of facilities needed, listed in Table 6, by the Estimated School Facilities Cost, listed in Table 7. Table 8 outlines the total cost of providing school facilities to house unhoused students resulting from Non-Mitigated Future Units.

Table 8
Total Cost of Providing School Facilities
As a Result of Non-Mitigated Future Units

School Level	Number of Facilities	Cost Per Facility	Total Cost
Elementary School (Grades K-6)	9.2813	\$28,286,057	\$262,531,384
Middle School (Grades 7-8)	1.6708	\$56,976,777	\$95,196,799
Total Cost Impact			\$357,728,183

C. Cost of Providing School Facilities per Sq. Ft. of Future Residential Development

To determine the cost of providing school facilities per square foot of Future Residential Development, this Report first allocates the Total Cost of Providing School Facilities to the Non-Mitigated Future Units based on land use. Table 9 shows the calculation of the Cost of Providing School Facilities per Non-Mitigated Future Unit.

Table 9
Cost of Providing School Facilities
Per Non-Mitigated Future Units

Land Use	Total School Facilities Cost Impacts	Non-Mitigated Future Units	School Facilities Cost per Non-Mitigated Future Unit
Single Family Detached (SFD)	\$299,736,827	23,646	\$12,676.01
Multi-Family Attached (MFA)	\$57,991,356	8,006	\$7,243.49

The Cost of Providing School Facilities per Non-Mitigated Future Unit is then divided by the average square footage of Non-Mitigated Future Unit for each land use category.

To determine the average square footage of a Non-Mitigated Future Unit this Report utilizes building permits issued within the boundaries of the District over the last five years and information provided by developers within the community.

Table 10 shows the cost of providing school facilities per square foot of Non-Mitigated Future Unit.

Table 10
Cost of Providing School Facilities
Per Square Foot of Non-Mitigated Future Unit

Land Use	School Facilities Cost per Non- Mitigated Future Unit	Average Square Footage	School Facilities Cost Impact Per Square Foot
Single Family Detached (SFD)	\$12,676.01	2,300	\$5.51
Multi-Family Attached (MFA)	\$7,243.49	1,500	\$4.83

V. Comparison of Impact and School Fee Revenue from Future Residential Development

As noted in the introduction to this Report, the maximum level of School Fee that may be imposed by a school district on Future Residential Development is set by the SAB. In order to impose School Fees at this level, the District must demonstrate that the cost of providing school facilities equals or exceeds the amount of the School Fee to be imposed. This section compares the maximum School Fee that may be imposed by the District with the cost of providing school facilities per square foot of Future Residential Development as established in Section IV.

A. Maximum Residential School Fee

On January 24, 2018, the SAB approved an increase to the maximum School Fee that may be imposed by a unified school district on Future Residential Development to \$3.79 per square foot. Based on the District's fee sharing agreement with the Antelope Valley Union High School District, the District can collect 74 percent, or \$2.80 per square foot, for all new Non-Mitigated Future Units built within its boundaries.

B. Comparison of Financial Impact and Maximum School Fee Revenues Per Square Foot

This Report identifies in Section IV that the cost of providing school facilities per square foot of Future Residential Development ranges from \$4.83 - \$5.51. Since the current maximum School Fee is less than the cost of providing school facilities per square foot of Future Residential Development, the District is justified in imposing their portion of the maximum School Fee of \$2.80 per square foot for all Future Residential Development within its boundaries.

VI. Financial Impact of Commercial/Industrial Development

This Section analyzes the financial impact on the District resulting from students that are generated by Future Commercial/Industrial Development.

Future Commercial/Industrial Development will attract additional workers to the District. Because some of those workers will have school-age children, such Future Commercial/Industrial Development will generate additional enrollment for the District. The District is also likely to experience additional enrollment as a result of new workers who do not live within the District's boundaries, but whose children attend the District's schools as a transfer student.

A. Employees Per 1,000 Square Feet of Commercial/Industrial Development

To identify the impact of Future Commercial/Industrial Development this Report must first estimate the number of employees that will be generated by such development.

1. **Employee Generation Rate** - As permitted by State law, this Report estimates the number of employees to be generated by Future Commercial/Industrial Development by utilizing the generation factors set forth San Diego Association of Governments ("SANDAG"). Table 11 shows these generation rates.

Table 11
Employee Generation Rates
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Average Square Feet Per Employee	Employees Per 1,000 Square Feet
Retail and Services	447	2.2371
Office	286	3.4965
Research and Development	329	3.0395
Industrial/Warehouse/Manufacturing	371	2.6954
Hospital	360	2.7778
Hotel/Motel	883	1.1325

Source: SANDAG

2. **Percentage of Employees Residing Within the District** - To accurately identify the number of employees that will reside within the District, this Report adjusts the Employee Generation Rates list in Table 11 to account for employees that may not live within the District.

To estimate the percentage of employees that will reside within the District this Report utilizes data collected by the US Census Bureau measuring individual's commute time. Based on this information, approximately 42.73 percent of employees with the District are likely to reside within the District. Table 12 show the Resident Employee Generation Rates.

Table 12
Resident Employee Generation Rates
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Employee Generation Rates	Employees Residing Within the District	Resident Employee Generation Rates
Retail and Services	2.2371	0.4273	0.9559
Office	3.4965	0.4273	1.4941
Research and Development	3.0395	0.4273	1.2988
Industrial/Warehouse/Manufacturing	2.6954	0.4273	1.1517
Hospital	2.7778	0.4273	1.1870
Hotel/Motel	1.1325	0.4273	0.4839

B. Household Impact

As noted in Section III, the SGFs calculated for the District are based on the number of students generated per housing unit. Therefore, this Report must convert the number of resident employees into the resulting number of new households to estimate the number of students to be generated.

1. **Average Number of Employees per Household** - To estimate the number of households to be generated by these resident employees, this Report utilizes information collected by the US Census Bureau. According to the US Census Bureau the average number of employed persons per household within the District is 1.3064.
2. **Household Impact Per 1,000 Square Feet of Commercial/Industrial Development** - The Household Impact per 1,000 Square Feet of Commercial/Industrial Development is calculated by dividing the Average Number of Employees per Household by the Resident Employee Generation Rates listed in Table 12. Table 13 summarizes this calculation.

Table 13
Household Impact
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Resident Employee Generation Rate	Average Employees Per Household	Household Impact Per 1,000 Square Feet
Retail and Services	0.9559	1.3064	0.7317
Office	1.4941	1.3064	1.1436
Research and Development	1.2988	1.3064	0.9942
Industrial/Warehouse/Manufacturing	1.1517	1.3064	0.8816
Hospital	1.1870	1.3064	0.9086
Hotel/Motel	0.4839	1.3064	0.3704

3. Net Household Impact Per 1,000 Square Feet of Commercial/Industrial Development - To identify the Net Household Impact per 1,000 Square Feet of Commercial/Industrial Development this Report must account for employees that will reside within existing residential units.

Based on home sales information, new home sales are estimated to equal 3.73 percent of the total housing units which will experience occupant turnover during the period considered in this Report. Multiplying the Household Impact per 1,000 Square Feet of Commercial/Industrial Development shown in Table 13 by 3.73 percent results in the Net Household Impact per 1,000 Square Feet of Commercial/Industrial Development shown in Table 14.

Table 14
Net Household Impact
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Household Impact Per 1,000 Square Feet	Adjustment for Resale Units	Net Household Impact Per 1,000 Square Feet
Retail and Services	0.7317	0.0373	0.0273
Office	1.1436	0.0373	0.0427
Research and Development	0.9942	0.0373	0.0371
Industrial/Warehouse/Manufacturing	0.8816	0.0373	0.0329
Hospital	0.9086	0.0373	0.0339
Hotel/Motel	0.3704	0.0373	0.0138

Only the Net Household Impacts are assumed to generate potential new students, thereby increasing school facilities costs to the District.

C. Student Generation Impact

This Report recognizes that employees may impact the District in two ways. First, some of the employees will reside within the District and have school aged children who attend the District's schools. Secondly, of those employees that do not reside within the District some will have school aged children who choose to attend the District's school as transfer students.

- 1. Resident Student Generation Impact** - To estimate the number of resident students to be generated per 1,000 Square Feet of Commercial/Industrial Development this Report multiplies the SGFs, outlined in Section III, by the Net Household Impacts listed in Table 14. The resulting Resident Student Generation Impact per 1,000 Square Feet of Commercial/Industrial Development is listed Table 15.

Table 15
Resident Student Generation Impact
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Elementary School (Grades K-6)	Middle School (Grades 7-8)	Total
Retail and Services	0.0075	0.0021	0.0096
Office	0.0117	0.0033	0.0151
Research and Development	0.0102	0.0029	0.0131
Industrial/Warehouse/Manufacturing	0.0091	0.0026	0.0116
Hospital	0.0093	0.0026	0.0120
Hotel/Motel	0.0038	0.0011	0.0049

- 2. Inter-District Transfer Student Generation Impact** - To estimate the number of inter-district transfer students that may be generated, this Report utilizes enrollment data of the District. The total number of inter-district transfer students attending District schools was divided by the total number of employed persons within the District, as estimated by the SCAG. This calculation is summarized in Table 16.

Table 16
Inter-District Transfer Rate Per Employee

Item	Elementary School (Grades K-6)	Middle School (Grades 7-8)
Number of Employed Persons	26,957	26,957
Number of Inter-District Transfers	1,162	290
Inter-District Transfers Per Employee	0.0431	0.0108

- 3. Total Student Generation Impact Per 1,000 Square Feet of Commercial/Industrial Development** - The Inter-District Transfer Rates, listed in Table 16, were multiplied by the Employee Generation Rates in Table 11 to calculate Inter-District Transfer Rates per 1,000 Square Feet of Future Commercial/Industrial Development. These Inter-District Transfer Rates were added to the Resident Student Generation Impact per 1,000 Square Feet of Commercial/Industrial Development, listed in Table 18, to calculate the Total Student Generation Impact per 1,000 Square Feet of Commercial/Industrial Development list in the Table 17.

Table 17
Total Student Generation Impact
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Elementary School (Grades K-6)	Middle School (Grades 7-8)	Total
Retail and Services	0.1039	0.0263	0.1302
Office	0.1624	0.0411	0.2035
Research and Development	0.1412	0.0357	0.1769
Industrial/Warehouse/Manufacturing	0.1252	0.0317	0.1569
Hospital	0.1291	0.0326	0.1617
Hotel/Motel	0.0526	0.0133	0.0659

D. Cost of Providing School Facilities Per 1,000 Square Feet of Commercial/Industrial Development

To calculate the Cost of Providing School Facilities per 1,000 Square Feet of Commercial/Industrial Development, this Report calculates the cost impact per student using the information listed in Table 7 and multiplies the per student cost by the Total Student Generation Impacts listed in Table 17. Tables 18A and 18B outline the resulting Cost of Providing School Facilities per 1,000 Square Feet of Commercial/Industrial Development.

Table 18A
Cost of Providing School Facilities
Per Student

School Level	Facility Cost	Facility Capacity	Facility Cost Per Student
Elementary School (Grades K-6)	\$28,286,057	750	\$37,714.74
Middle School (Grades 7-8)	\$56,976,777	1,200	\$47,480.65

Table 18B
Cost of Providing School Facilities
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Net Household Impact	Average Alternative No. 2 Fees	Residential Revenue
Retail and Services	0.0273	\$5,874.40	\$160.33
Office	0.0427	\$5,874.40	\$250.58
Research and Development	0.0371	\$5,874.40	\$217.84
Industrial/Warehouse/Manufacturing	0.0329	\$5,874.40	\$193.17
Hospital	0.0339	\$5,874.40	\$199.09
Hotel/Motel	0.0138	\$5,874.40	\$81.16

E. Residential School Fee Revenue Offset

A portion of the Cost of Providing School Facilities per 1,000 Square Feet of Commercial/Industrial Development will be mitigated through the collection of School Fees from Future Residential Development. To estimate the amount of these School Fees that will be collected, this Report multiplies the estimated average square footage of a Non-Mitigated Future Unit, by the District's Residential School Fee of \$2.80. This amount is then multiplied by the Net Household Impacts listed in Table 14. Table 19 outlines this calculation.

Table 19
Residential School Fee Revenue
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Cost of Providing School Facilities	Residential School Fee Revenue	Remaining Cost of Providing School Facilities
Retail and Services	\$5,167.63	\$160.33	\$5,007.31
Office	\$8,076.80	\$250.58	\$7,826.22
Research and Development	\$7,021.18	\$217.84	\$6,803.34
Industrial/Warehouse/Manufacturing	\$6,226.29	\$193.17	\$6,033.12
Hospital	\$6,416.66	\$199.09	\$6,217.57
Hotel/Motel	\$2,616.03	\$81.16	\$2,534.87

The Residential School Fee Revenue per 1,000 Square Feet of Commercial/Industrial Development listed in Table 19 is then subtracted from Cost of Providing School Facilities per 1,000 Square Feet of

Commercial/Industrial Development identified in Table 18B to calculate the Remaining Cost of Providing Facilities per 1,000 Square Feet of Commercial/Industrial Development. Table 20 outlines this calculation.

Table 20
Remaining Cost of Providing Facilities
Per 1,000 Square Feet of Commercial/Industrial Development

Commercial/Industrial Category	Cost of Providing School Facilities	Residential School Fee Revenue	Remaining Cost of Providing School Facilities
Retail and Services	\$5,167.63	\$160.33	\$5,007.30
Office	\$8,076.79	\$250.58	\$7,826.21
Research and Development	\$7,021.17	\$217.84	\$6,803.33
Industrial/Warehouse/Manufacturing	\$6,226.28	\$193.17	\$6,033.11
Hospital	\$6,416.65	\$199.09	\$6,217.56
Hotel/Motel	\$2,616.03	\$81.16	\$2,534.87

VII. Comparison of Impacts and Fee Revenue from Commercial/Industrial Development

As with Future Residential Development the maximum level of School Fee that may be imposed by a school district on Future Commercial/Industrial Development is set by the SAB. In order to impose School Fees at the maximum level the District must demonstrate that the cost of providing school facilities does not exceed the amount of the School Fees to be imposed. This section compares the maximum School Fee that may be imposed by the District, with the cost of providing school facilities as a result of Commercial/Industrial Development, as established in Section V.

A. Maximum Commercial/Industrial School Fee

In January of 2018, the SAB approved an increase to the maximum School Fee that may be imposed by a unified school district on Commercial/Industrial Development to \$0.61 per square foot. Based on the District's fee sharing agreement with the Antelope Valley Union High School District, the District can collect 74 percent, or \$0.45 per square foot.

B. Comparison of Financial Impact and Maximum School Fee Revenues Per Square Foot of Commercial/Industrial Development

This Report identified in Section VI that the Remaining Cost of Providing School Facilities per 1,000 Square Feet of Commercial/Industrial Development ranges from \$2,534.87 to \$7,826.21. Table 21 compares these costs to the maximum School Fee for Commercial/Industrial Development.

Table 21
Comparison of Remaining Cost of Providing School Facilities

Commercial/Industrial Category	Remaining Cost of School Facilities		District's Share of Maximum School Fee	Justified School Fee
	Per 1,000 Square Feet	Per Square Foot		
Retail and Services	\$5,007.31	\$5.01	\$0.45	\$0.45
Office	\$7,826.22	\$7.83	\$0.45	\$0.45
Research and Development	\$6,803.34	\$6.80	\$0.45	\$0.45
Industrial/Warehouse/Manufacturing	\$6,033.12	\$6.03	\$0.45	\$0.45
Hospital	\$6,217.57	\$6.22	\$0.45	\$0.45
Hotel/Motel	\$2,534.87	\$2.53	\$0.45	\$0.45

Since the District's share of the current maximum School Fee is less than the Remaining Cost of Providing School Facilities per Square Foot of Commercial/Industrial Development in each category the District is justified in imposing a School Fee of \$0.45 per square foot for all Future Commercial/Industrial Development within its boundaries.

VIII. Conclusion and Statement of Findings

Based on the findings of this School Facilities Fee Justification Report (“Report”), the Westside Union School District (“District”) is justified in collecting their portion of the legal maximum fee (\$3.79) which is \$2.80 per square foot of residential development as authorized by Government Code Section 65995, as future residential development creates a school facility cost impact greater than the legal maximum fee. The District is also justified in collecting their portion of the legal maximum fee (\$0.61) which is \$0.45 per square foot of commercial/ industrial development on all categories of commercial/ industrial development.

The finding of this Report are a based on the following:

- According to SCAG there are 32,400 residential units planned to be built within the District.
- 31,652 of the residential units planned to be built within the District have not mitigated their additional school facilities impact on the school facilities of the District.
- These residential units are expected to generate 10,719 students. The District expects these students will require the District to construct new school facilities.
- Each square foot of future residential development creates an estimated school facility cost impact between \$4.83 - \$5.51.
- If the District collects their portion of the maximum school fee which is \$2.80, fee revenue will offset between 50.82 – 57.97 percent of the school facility cost impact of such residential development.
- Future commercial/industrial development will create the need for additional school facilities by increasing the number of households within the District and the number of inter-district transfer students.
- After accounting for the collection of the maximum school fee from residential development the remaining school facilities cost impact of commercial/ industrial development ranges between \$2.53 and \$7.83 per square foot depending on the category of development.
- If the District collects their portion of the maximum school fee which is \$0.45 per commercial/ industrial square foot, fee revenue will offset between 5.75 – 17.79 percent of the school facility cost impact of such development.

Exhibit A

State Allocation Board
Form 50-02 and State Funded Projects

STATE OF CALIFORNIA

EXISTING SCHOOL BUILDING CAPACITY

SAB 50-02 (Rev. 01/01) Excel (Rev. 01/25/2001)

STATE ALLOCATION BOARD

OFFICE OF PUBLIC SCHOOL CONSTRUCTION

Page 4 of 4

SCHOOL DISTRICT

WESTSIDE UNION ELEMENTARY

COUNTY

LOS ANGELES

FIVE DIGIT DISTRICT CODE NUMBER (see California Public School Directory)

65102

HIGH SCHOOL ATTENDANCE AREA (if applicable)

PART I - Classroom Inventory ☐ NEW ☒ ADJUSTED

	K-6	7-8	9-12	Non-Severe	Severe	Total
Line 1. Leased State Relocatable Classrooms	32			1		33
Line 2. Portable Classrooms leased less than 5 years	2	4		2		8
Line 3. Interim Housing Portables leased less than 5 years						
Line 4. Interim Housing Portables leased at least 5 years						
Line 5. Portable Classrooms leased at least 5 years	2					2
Line 6. Portable Classrooms owned by district	87	5		5		97
Line 7. Permanent Classrooms	109	43		5		157
Line 8. Total (Lines 1 through 7)	232	52		13		297

PART II - Available Classrooms**Option A.**

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 4						
b. Part I, line 5	2					2
c. Part I, line 6	87	5		5		97
d. Part I, line 7	109	43		5		157
e. Total (a, b, c, & d)	198	48		10		256

Option B.

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 8	232	52		13		297
b. Part I, lines 1,2,5 and 6 (total only)						140
c. 25 percent of Part I, line 7 (total only)						40
d. Subtract c from b (enter 0 if negative)	88	6		6		100
e. Total (a minus d)	144	46		7		197

PART III - Determination of Existing School Building Capacity

	K-6	7-8	9-12	Non-Severe	Severe
Line 1. Classroom capacity	3,600	1,242		91	
Line 2. SER adjustment	216			4	
Line 3. Operational Grants					
Line 4. Greater of line 2 or 3	216			4	
Line 5. Total of lines 1 and 4	3,816	1,242		95	

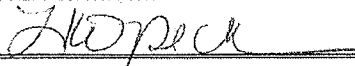
I certify, as the District Representative, that the information reported on this form is true and correct and that:

I am designated as an authorized district representative by the governing board of the district; and,

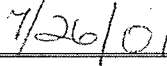
This form is an exact duplicate (verbatim) of the form provided by the Office of Public School Construction (OPSC).

In the event a conflict should exist, then the language in the OPSC form will prevail.

SIGNATURE OF DISTRICT REPRESENTATIVE



DATE



STATE OF CALIFORNIA

EXISTING SCHOOL BUILDING CAPACITY

SAB 50-02 (Rev. 01/01) Excel (Rev. 01/25/2001)

SCHOOL DISTRICT

WESTSIDE UNION ELEMENTARY ✓

COUNTY

LOS ANGELES

STATE ALLOCATION BOARD

OFFICE OF PUBLIC SCHOOL CONSTRUCTION

Page 4 of 4

FIVE DIGIT DISTRICT CODE NUMBER (see California Public School Directory)

65102

HIGH SCHOOL ATTENDANCE AREA (if applicable)

PART I - Classroom Inventory ☐ NEW ☒ ADJUSTED

	K-6	7-8	9-12	Non-Severe	Severe	Total
Line 1. Leased State Relocatable Classrooms	31	1		1		33
Line 2. Portable Classrooms leased less than 5 years	4	5		2		11
Line 3. Interim Housing Portables leased less than 5 years						
Line 4. Interim Housing Portables leased at least 5 years						
Line 5. Portable Classrooms leased at least 5 years	2	2				4
Line 6. Portable Classrooms owned by district	81	9		5		95
Line 7. Permanent Classrooms	82	69		5		156
Line 8. Total (Lines 1 through 7)	200	86		13		299

PART II - Available Classrooms**Option A.**

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 4						
b. Part I, line 5	2	2				4
c. Part I, line 6	81	9		5		95
d. Part I, line 7	82	69		5		156
e. Total (a, b, c, & d)	165	80		10		255

Option B.

	K-6	7-8	9-12	Non-Severe	Severe	Total
a. Part I, line 8	200	86		13		299
b. Part I, lines 1,2,5 and 6 (total only)						143
c. 25 percent of Part I, line 7 (total only)						39
d. Subtract c from b (enter 0 if negative)	86	12		6		104
e. Total (a minus d)	114	74		7		195

PART III - Determination of Existing School Building Capacity

	K-6	7-8	9-12	Non-Severe	Severe
Line 1. Classroom capacity	2,850	1,998		91	
Line 2. SER adjustment	101	70		3	
Line 3. Operational Grants					
Line 4. Greater of line 2 or 3	101	70		3	
Line 5. Total of lines 1 and 4	2,951	2,068		94	

I certify, as the District Representative, that the information reported on this form is true and correct and that:

I am designated as an authorized district representative by the governing board of the district; and,

This form is an exact duplicate (verbatim) of the form provided by the Office of Public School Construction (OPSC).

In the event a conflict should exist, then the language in the OPSC form will prevail.

SIGNATURE OF DISTRICT REPRESENTATIVE

JHOPECK

DATE

7/18/01

Exhibit B

Estimated School Facilities Cost

**Westside Union School District
Estimated "True" Cost
Elementary School Facility**

A. Site			\$616,000
	Site Purchase Price	\$576,000	
	Acres	14.40	
	Cost Per Acre	\$40,000	
	EIR		\$20,000
	Appraisals		\$10,000
	Surveys		\$5,000
	Escrow/Title		\$5,000
B. Plans			\$1,532,727
	Architect's Fee	\$1,363,500	
	Preliminary Testing	\$20,000	
	DSA/SDE Plan Check	\$129,227	
	Energy Fee Analysis	\$15,000	
	Other	\$5,000	
C. Construction			\$23,520,000
	Square Feet Per Student	80	
	Cost Per Square Foot	\$392	
D. Testing			\$50,000
E. Inspection			\$144,000
	Cost Per Month (1 inspector)	\$12,000	
	Months	12	
F. Furniture and Equipment			\$900,000
	Cost Per Square Foot	\$15	
G. Contingency			\$535,255
	Percent of Project	2.00%	
H. Items Not Funded By State			\$1,564,076
	Technology (5% of Construction)	\$1,176,000	
	Library Books (8 books/student @ \$15)	\$90,000	
	Landscaping (\$0.44 per Sq. Ft.)	\$275,996	
	Landscaping Architect Fees (8% of Landscaping)	\$22,080	
I. Total Estimated Cost			\$28,862,057
	School Facility Capacity	750	
	School Facility Cost Per Student	\$38,483	

**Westside Union School District
Estimated "True" Cost
Middle School Facility**

A. Site			\$836,000
	Site Purchase Price	\$796,000	
	Acres	19.90	
	Cost Per Acre	\$40,000	
	EIR	\$20,000	
	Appraisals	\$10,000	
	Surveys	\$5,000	
	Escrow/Title	\$5,000	
B. Plans			\$2,828,679
	Architect's Fee	\$2,539,500	
	Preliminary Testing	\$20,000	
	DSA/SDE Plan Check	\$249,179	
	Energy Fee Analysis	\$15,000	
	Other	\$5,000	
C. Construction			\$47,040,000
	Square Feet Per Student	100	
	Cost Per Square Foot ¹	\$392	
D. Testing			\$180,000
E. Inspection			\$324,000
	Cost Per Month (1.5 inspectors)	\$18,000	
	Months	18	
F. Furniture and Equipment			\$1,800,000
	Cost Per Square Foot	\$15	
G. Contingency			\$1,060,174
	Percent of Project	2.00%	
H. Items Not Funded By State			\$2,907,924
	Technology (5% of Construction)	\$2,352,000	
	Library Books (8 books/student @ \$15)	\$144,000	
	Landscaping (\$0.44 per Sq. Ft.)	\$381,411	
	Landscaping Architect Fees (8% of Landscaping)	\$30,513	
I. Total Estimated Cost			\$56,976,777
	School Facility Capacity	1,200	
	School Facility Cost Per Student	\$47,481	

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Shawn Cabey, Assistant Superintendent Administrative Services

SUBJECT: Formation of Community Facilities District 2018-1

BACKGROUND:

Four items are before the Board for approval with regard to the mitigation of school facility impacts by a residential development proposed by STG Montecito West, LLC. The items include: (1) an Amended Mitigation Agreement; (2) a Resolution of Intent to Form Community Facilities District 2018-1 ("CFD"); (3) a Resolution of Intent to Incur Debt in the CFD; and (4) a Resolution approving the CFD's boundaries.

Amended Mitigation Agreement

STG is the owner of approximately 35 undeveloped acres in the City of Lancaster on which it plans to construct approximately 147 single family homes. The development will create a need for additional District facilities. The development will also create a need for certain facilities of County Sanitation District No. 14 and the Antelope Valley Union High School District.

The District and prior owner of the STG property previously entered into a Mitigation Agreement, dated September 18, 2007, to mitigate the impact of then planned development. Based on that prior agreement, the District formed CFD 2007-1, with improvement areas A, B and C. No bonds have been issued in CFD 2007-1.

Since the formation of CFD No. 2007-1, home prices within the Antelope Valley have decreased making the level of property taxes within CFD No. 2007-1 undesirable to potential homebuyers. As a result, STG (now the owner of property within CFD No. 2007-1 Improvement Areas A and C) desires to enter into this amended mitigation agreement to restructure the special tax obligation on the STG property. Under the amended agreement, a new CFD will be formed on the STG property, and CFD 2007-1 would be removed as to the STG property. CFD 2007-1 would remain in place as to Improvement Area B.

Resolution 18-44, Intention to Form CFD

In accordance with the Amended Mitigation Agreement, this Resolution initiates the proceedings to consider the formation of CFD No. 2018-1 with Improvement Area Nos. 1 and 2. The Resolution declares the Board's intention to authorize the levy of special taxes within CFD No. 2018-1. The Resolution also sets a public hearing on the proposed CFD, as required by law, at the Board's meeting on May 15, 2018.

Resolution 18-45, to Incur Debt

In accordance with the Amended Mitigation Agreement, this Resolution declares the Board's intent to issue bonds within the CFD, supported by the special taxes collected in the CFD. The Resolution provides that the bonds will not exceed \$10,000,000 aggregate, and not exceed \$5,000,000 in each improvement area. The Resolution also sets a public hearing, as required by law, at the Board's meeting on May 15, 2018.

Resolution 18-46, Approve Boundary Map

This Resolution approves the boundary map for CFD No. 2018-1. It depicts and describes the property that will be within the CFD and subject to the special tax. The Resolution also orders the filing of the map with the County Recorder no later than 15 days after the Resolution's adoption.

PROGRAM/EDUCATIONAL IMPLICATION:

The formation of CFD No. 2018-1 will provide funding above the District's current Level II developer fees, which will assist with the impact on the District's facilities from STG's proposed development.

COST ANALYSIS/FUNDING:

Owner has agreed to make deposits to the District to pay all costs associated with the formation of CFD No. 2018-1. These deposits will be repaid to owner if and when bonds are sold by CFD No. 2018-1. Once CFD No. 2018-1 is formed any ordinary and necessary administrative expenses will be funded with a portion of the special taxes of the CFD.

ASSISTANT SUPERINTENDENT ADMINISTRATIVE SERVICES RECOMMENDATION:

The approval of the Amended Mitigation Agreement and adoption of the related Resolutions are necessary steps to establish CFD No. 2018-1, as a financing mechanism to mitigate the development's impact to School Facilities.

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

Westside Union School District
Attn: Superintendent
41914 50th St West
Quartz Hill, CA 93536

EXEMPT FROM FEES: GOV'T CODE §27383

**AMENDED AND RESTATED
SCHOOL FACILITIES MITIGATION AGREEMENT**

This AMENDED AND RESTATED SCHOOL FACILITIES MITIGATION AGREEMENT ("Agreement"), dated March 20, 2018, is made and entered into by and among the WESTSIDE UNION SCHOOL DISTRICT, a California public school district ("District") and STG MONTECITO WEST, LLC, a California limited liability company ("STG" or "Owner").

**I.
RECITALS**

A. STG is the owner of certain real property of approximately 35 gross undeveloped acres, as more particularly described as the "STG Property" in Exhibit A attached hereto and incorporated herein by reference. The STG Property is located within the District's boundaries in the City of Lancaster ("City"), County of Los Angeles, California;

B. District is a California public school district that provides educational services to students in grades K-8, with an average daily attendance of approximately 9,000 students;

C. STG has developed plans to construct approximately 147 single family detached residential dwelling units on the STG Property ("Project");

D. The Project will create a need for additional District facilities to house students anticipated from the Project. Additionally, the Project will create a need for certain facilities of County Sanitation District No. 14 of Los Angeles County ("Sanitation District"), and Antelope Valley Union High School District ("High School District") (collectively, "Other Facilities");

E. District and Owner's predecessor of interest in the STG Property previously entered into a mitigation agreement, dated September 18, 2007, to mitigate the impact of the development of the Project on the District's school facilities, as anticipated at the time of such agreement, which agreement provided for the formation of a community facilities district ("Original Agreement");

F. In accordance with the Original Agreement, which agreement is attached hereto as Exhibit C for purposes of reference, the District formed Westside Union School District Community Facilities District No. 2007-1 and Improvement Areas A, B and C thereof ("CFD No. 2007-1"), but no bonded indebtedness has been issued by CFD No. 2007-1;

G. As of the date of this Agreement, the STG Property accounts for approximately 35 of the 37 total acres within Improvements Area A and C of CFD No. 2007-1;

H. As of the date of this Agreement, the remaining taxable property within Improvement Area A of CFD No. 2007-1 consists of 13 homes owned by individual owners as more particularly described in Exhibit B attached hereto and incorporated herein by reference. ("Existing Developed Units"), and

I. As of the date of this Agreement, the property located within Improvement Area B of CFD No. 2007-1 ("Improvement Area B Property") is undeveloped and owned by an unrelated third party;

J. As of the date of this Agreement, \$96,634.57 in deposits have been paid by Stratham Montecito West, Inc., the predecessor in interest to the Developer, and collected by the District under the terms of Section 11.a of the Original Agreement ("EDU Payments");

K. As of the date of this Agreement, Special Taxes have been paid by the owners of the Existing Developed Units and collected by the District ("Prior Special Tax Collections");

L. Since the formation of CFD No. 2007-1, home prices within the Antelope Valley have decreased dramatically making the level of property taxes within CFD No. 2007-1 undesirable to potential homebuyers;

M. Owner desires to enter into this restated and amended mitigation agreement to restructure the special tax obligation of the STG Property;

N. Owner intends to petition the District to establish a new community facilities district, with Improvement Area Nos. 1 and 2, pursuant to the Mello-Roos Community Facilities District Act of 1982 (Government Code sections 53311 et seq.) ("Act"), encompassing the Project ("CFD") to (1) finance the school facilities required to mitigate the impact of students generated by the Project upon the District's school facilities ("School Facilities"); and (2) finance Other Facilities of the other public agencies impacted by the Project through the levy of special taxes of the CFD ("Special Taxes") and the issuance of bonds secured by such Special Taxes ("Bonds");

O. Upon the formation of the new CFD, the parties intend to dissolve CFD No. 2007-1 with regard to Improvement Areas A and C, and to remove the special tax lien thereon; and

P. District and Owner have met and negotiated to establish an adequate amount to mitigate the effects of the Project on the District's facilities. The terms of this Agreement shall supersede the provisions of the Original Agreement as they apply to the STG Property only. This Agreement shall not apply to the obligations of the Improvement Area B Property.

II. AGREEMENT

Based on the mutual promises set forth below, Owners and District agree as follows:

1. **Incorporation of Recitals.** All of the foregoing Recitals are accurate and are incorporated in this Agreement by reference.

2. **Mitigation Payment.**

A. Restated Mitigation Payment. As to each residential unit to be developed within the Project, the "Mitigation Payment" shall equal (i) the total square feet of assessable internal living space of such unit, exclusive of any carports, walkways, garages, overhangs, patios, enclosed patios, detached accessory structures (i.e. uninhabitable storage structures), other structures not used as living space, or any other square footage excluded under Government Code Section 65995 ("Assessable Square Feet"), multiplied by (ii) \$4.78. District and Owner agree that this amount shall be increased each July 1, commencing July 1, 2018, by two percent (2.00%) of the amount in effect the prior fiscal year until the Mitigation Payment for such residential unit is satisfied by the issuance of special tax bonds or the payment of cash pursuant to Section 4. If the CFD is not formed and the Special Taxes and authorized indebtedness are not authorized by July 1, 2018, or a later date mutually agreed upon, Owner may terminate this Agreement by written notice to District.

B. EDU Payments Reimbursement. Conditioned upon and within 90 days of the dissolution of CFD 2007-1 with regard to Improvement Areas A and C pursuant to Section 3.D of this Agreement, the District shall return the EDU Payments to Owner. Owner agrees to defend, indemnify and hold harmless the District, its Board (collectively and each member), officers, employees and agents of and from any and all allegations, claims, demands, damages, losses, causes of action or suits related to, connected with or arising from the collection and/or return of the EDU Payments to Owner. Owner further releases any and all claims or rights Owner may possess with regard to, relating to, connected with, or arising from the Prior Special Tax Collections or to be collected with respect to the Existing Developed Units.

3. **Community Facilities District.**

A. Formation of Community Facilities District. Owner intends for all Mitigation Payments, and all or a portion of the costs of the Other Facilities for the Project, to be satisfied through the formation of the CFD. The CFD shall be designated as "Westside Union School District Community Facilities District No. 2018-1," with Improvement Areas A and B. District agrees to act as the lead agency in the formation of the CFD so long as: (i) such formation is economically viable and (ii) such formation will meet the Goals and Policies for formation of CFD adopted by District's Board of Trustees, as amended through the date of this Agreement. Nothing contained herein shall be deemed to limit the discretion of the District in the formation of the CFD. If the CFD is not formed, the STG Property shall remain in CFD No. 2007-1 and be subject to the special tax thereof.

B. Joint Community Facilities Agreements. Owner and District agree that the CFD may also finance all or a portion of the costs of the Other Facilities in the following estimated amounts: Sanitation District, \$909,930; and High School District, \$998,068. The actual amount of aggregate Other Facilities to be financed from the proceeds of each series of Bonds shall be determined at the time of the sale of the Bonds in accordance with Section 3.F of this Agreement. Financing of the Other Facilities will require that the District and Owner enter into joint

community facilities agreements with each of the other public agencies (each, a "JCFA") prior to the issuance of any Bonds. Owner agrees to cooperate in the preparation of the JCFA's. If the District and Owner are unable to enter into a JCFA with an agency, then the District agrees to conduct proceedings to reduce the Maximum Special Tax rates, with regard to the Other Facilities for such agency, as requested in writing by the Owner prior to the issuance of a Certificate of Compliance for the first residential unit. Owner agrees to advance funds to the District in the amount required to conduct and complete such proceedings, which advance shall be considered an additional advance pursuant to Section 6 below and which may result in the cumulative advances exceeding the amount stated in Section 6.

C. Levy of Special Taxes. Pursuant to the rate and method of apportionment of special taxes for each Improvement Area ("RMA"), District shall levy Special Taxes on each assessor's parcel within the CFD that is classified as "Developed Property" at the "Assigned Annual Special Tax" rate (as such terms are defined in the RMA) prior to and following the issuance of Bonds. Special Taxes levied on Developed Property and collected each fiscal year in excess of the amount required (i) to pay principal and interest on Bonds, (ii) pay "Administrative Expenses" (as defined in the RMA) and (iii) replenish the reserve fund for the Bonds to the applicable reserve requirement shall be referred to as "Surplus Special Taxes". Surplus Special Taxes collected shall be deposited in a discrete, special fund ("Special Fund"). Surplus Special Taxes shall be expended for any authorized purpose at the sole discretion of the District.

D. Dissolution of CFD 2007-1. After the adoption by the District's Board of a Resolution of Formation for CFD 2018-1 and recordation of a Notice of Special Tax lien, and no action challenging the formation of CFD 2018-1 having been filed within 60 days of the adoption of the Resolution of Formation, the District shall take such action as is reasonably required pursuant to Government Code section 53338.5 to dissolve CFD 2007-1 as to Improvement Areas A and C only, and remove the lien thereon.

E. Issuance of Bonds. Each series of Bonds shall have a term of thirty (30) years and no more than 12 months capitalized interest, unless District, in its sole discretion, determines such terms are not economically feasible. Prior to the issuance of any series of Bonds, Owner shall submit to the District a written request to proceed with the sale of Bonds. Such request shall identify the existing and projected residential units and the Assessable Square Feet of such units for which the Mitigation Payments are to be funded ("Identified Units"). The amount of Bonds to be issued shall be such that the maximum projected assigned Special Tax revenues upon buildout of the Identified Units plus the assigned Special Tax revenue from Identified Units in prior series of Bonds, less priority administrative expenses of \$25,000 per year for the Improvement Area for which Bonds are being issued, is not less than 110% of the total annual debt service on all outstanding Bonds of the Improvement Area. At the time of sale of any series of Bonds, as provided for in the official statement for the Bonds, the District shall determine the total Mitigation Payments for the Identified Units owed to District by multiplying the Owner's total estimated Assessable Square Feet for all Identified Units by the sum of the then current Mitigation Payment per Square Foot ("School Mitigation Payment Requirement").

The District and Owner will make a good faith effort to complete the issuance and sale of Bonds in a single series for each Improvement Area within one hundred eighty days following Owner's written request notifying the District that Certificates of Compliance (defined below)

have been issued for at least 23 dwelling units with respect to Improvement Area A and 27 dwelling units with respect to Improvement Area B (each, an "Initial Issuance Threshold"). Nothing shall preclude the issuance of Bonds for an Improvement Area earlier than the Initial Issuance Threshold, however, if the District elects to do so.

Prior to the Initial Issuance Threshold, all Surplus Special Taxes deposited in the Special Fund shall be available to the District for any authorized purpose, as determined by the District in its sole discretion, and shall not apply against the School Mitigation Payment Requirement. If Bonds have not been issued by the Initial Issuance Threshold because Owner, or its successors or assigns, has failed to cooperate in the issuance of the Bonds or otherwise comply with the requirements of Sections 7 and 11 below, all Surplus Special Taxes deposited in the Special Fund shall continue to be available to the District for any authorized purpose, as determined by the District in its sole discretion and shall not apply against the School Mitigation Payment Requirement.

If Bonds are not issued by the Initial Issuance Threshold due to the District's refusal to issue Bonds, even though such issuance would be consistent with sound municipal financing practices and could be issued under then current bond market practices, then, all Surplus Special Taxes collected after the Initial Issuance Threshold and until Bonds are issued, shall be deposited in the Special Fund and shall be used for the same purposes and in the same priority specified in Section 3.F(iv)-(vi) below. In addition, all such amounts and all amounts previously deposited in the Special Fund shall be used for purposes of calculating the release of Deposits and the reduction of LCs pursuant to Section 4.A below and shall be applied against the School Mitigation Payment Requirement.

Except as otherwise expressly provided in this Section 3.E., and notwithstanding any other provision of this Agreement, all Surplus Special Taxes deposited in the Special Fund shall be available exclusively to the District for School Facilities.

F. Application of Bond Proceeds. The proceeds of the sale of each series of Bonds shall be applied as follows:

(i) First Priority: To pay for capitalized interest for up to twelve (12) months, or a shorter period as otherwise requested by Owner.

(ii) Second Priority: To establish a reserve fund for the Bonds ("Reserve Fund"). Earnings on the Reserve Fund in excess of the Reserve Fund requirement shall be used to pay debt service on the Bonds.

(iii) Third Priority: To pay for costs of issuing the Bonds and reimbursing Owner and District for the costs of forming the CFD and preparing the JCFA's with the other agencies (including Owner advances to cover costs of forming the CFD and preparing the JCFA's), and to pay annual administrative expenses of the CFD.

(iv) Fourth Priority: To deposit into a "School Facilities Fund" an amount equal to the School Mitigation Payment Requirement less the amount of any Surplus Special Taxes applied towards the School Mitigation Payment Requirement pursuant to Section 3.E.

(v) Fifth Priority: To deposit into a "High School District Facilities Fund" an amount up to the School Mitigation Payment Requirement less \$5,000.

(vi) Sixth Priority: To deposit into a "Sanitation District Facilities Fund" an amount up to the School Mitigation Payment Requirement less \$5,000.

(vii) Seventh Priority: To deposit into a "School Facilities Fund," any remaining proceeds.

G. Establishment of Funds.

(i) Reserve Fund. A portion of the proceeds from the sale of the Bonds shall be applied to fund a reserve fund in an amount equal to the Reserve Fund Requirement, as defined in the applicable fiscal agent agreement ("Reserve Fund"). Each fiscal year, interest earnings on the Reserve Fund, in excess of any amount required to replenish the Reserve Fund Requirement shall be used to make debt service payments on the Bonds.

(ii) School Facilities Fund. The proceeds from the sale of the Bonds apportioned to satisfy the School Mitigation Payment Requirement shall be held in the School Facilities Fund established by the fiscal agent agreement. Interest earnings from the School Facilities Fund shall be held within that fund and available for funding School Facilities.

(iii) High School District Facilities Fund. Proceeds of the Bonds available for High School District Facilities shall be held in the High School District Facilities Fund established pursuant to the fiscal agent agreement. Interest earnings from the High School District Facilities Fund shall be held within the fund and available for funding the High School District Facilities until the Owner notifies District in writing that no additional disbursements shall be required. Payment for High School District Facilities shall be made to the Owner or High School District in accordance with the JCFA with the High School District. Neither the District nor the CFD shall have any responsibility to make a payment with regard to the High School District Facilities from any source other than the proceeds of the Bonds or Special Taxes which have been (or should have been pursuant hereto) allocated to the High School District Facilities after funding the School Mitigation Payment Requirement. If there are insufficient funds in the High School District Facilities Fund to pay the total amount of all payment requests for High School District Facilities, the unpaid portion shall remain payable by the Owner. In the event there are any funds left in the High School District Facilities Fund six (6) months after the last Certificate of Compliance has been issued for the Improvement Area, and all payment requests for High School District Facilities submitted prior to such date have been paid and the Owner notifies the District in writing that no additional disbursements shall be required (or fails to respond to a request from the District within thirty (30) days to close out the accounts after the last Certificate of Compliance is issued), the remaining funds including interest shall be transferred to the School Facilities Fund to be used by District for School Facilities.

(iv) Sanitation District Facilities Fund. Proceeds of the Bonds available for Sanitation District Facilities shall be held in the Sanitation District Facilities Fund

established pursuant to the fiscal agent agreement. Interest earnings from the Sanitation District Facilities Fund shall be held within the fund and available for funding the Sanitation District Facilities until the Owner notifies District in writing that no additional disbursements shall be required. Payment for Sanitation District Facilities shall be made to the Owner or Sanitation District in accordance with the JCFA with the Sanitation District. Neither the District nor the CFD shall have any responsibility to make a payment with regard to the Sanitation District Facilities from any source other than the proceeds of the Bonds or Special Taxes which have been (or should have been pursuant hereto) allocated to the Sanitation District Facilities after funding the School Mitigation Payment Requirement. If there are insufficient funds in the Sanitation District Facilities Fund to pay the total amount of all payment requests for Sanitation District Facilities, the unpaid portion shall remain payable by the Owner. In the event there are any funds left in the Sanitation District Facilities Fund six (6) months after the last Certificate of Compliance has been issued for the Improvement Area, and all payment requests for Sanitation District Facilities submitted prior to such date have been paid and the Owner notifies the District in writing that no additional disbursements shall be required (or fails to respond to a request from the District within thirty (30) days to close out the accounts after the last Certificate of Compliance is issued), the remaining funds including interest shall be transferred to the School Facilities Fund to be used by District for School Facilities.

(v) Cost of Issuance Fund. The proceeds of the Bonds apportioned to pay the costs of issuing the Bonds and forming the CFD shall be held in a fund or account established by the fiscal agent agreement ("Cost of Issuance Fund"). Interest earnings from the Cost of Issuance Fund shall be held within that fund and available to pay the costs of issuing the Bonds and forming the CFD. Any proceeds remaining in the Cost of Issuance Fund not needed to pay the costs associated with the formation of the CFD or the issuance of the Bonds shall be applied and transferred in accordance with the priorities set forth in Section 3.F(iv)-(vii).

4. Certificates of Compliance.

A. Prior to Issuance of Bonds. Prior to the issuance of Bonds, upon Owner's request, District shall issue to Owner District's written certification required in order for Owner to obtain building permits for residential units within the Improvement Area from the City pursuant to Education Code Section 17620(b) ("Certificate of Compliance") by (i) making a cash deposit with District ("Deposit") or (ii) delivering to District an irrevocable standby letter of credit ("LC"), issued by a bank which is acceptable to District and which names District as beneficiary, in an amount equal to the Mitigation Payment, as calculated at such time, for the residential units that are being issued the Certificate of Compliance. In the event that Owner or its successors or assigns make a Deposit with District as set forth above, District shall hold such Deposit unexpended and refund the party which made all or a portion of the Deposit (i) promptly following the deposit of funds into the School Facilities Fund pursuant to Section 3.F in an amount equal to the lesser of (a) the amount of the Deposits or (b) the proceeds of Bonds deposited in the School Facilities Fund pursuant to Section 3.F; and (ii) promptly following the application of Surplus Special Taxes applied to the School Mitigation Payment Requirement pursuant to Section 3.C herein in an amount equal to the lesser of (a) the amounts of the Deposits or (b) the Surplus Special Taxes applied to the School Mitigation Payment Requirement pursuant to Section 3.C herein. In the

event Owner or its successors or assigns delivers to District an LC as set forth above, such LC shall be maintained by Owner or its successors or assigns and renewed as necessary until the Bonds are issued at which time such LC shall be released by District. The LC shall be reduced from time to time in the amount equal to the amount of Surplus Special Taxes applied towards the School Mitigation Payment Requirement pursuant to Section 3.C. If Owner fails to renew an LC 15 days prior to its stated expiration date, District shall draw upon the LC and hold the proceeds unexpended until such time as a new LC is posted or Bonds are sold.

B. After the Issuance of Bonds. At the time each series of Bonds are issued, District shall establish and maintain a "School Mitigation Credit Account" for Owner. Initially, the District shall credit the School Mitigation Credit Account an amount equal to the total projected Assessable Square Feet as disclosed by Owner in connection with the issuance of the Bonds. In the event there is a refund of Deposits given to Owner in accordance with Section 4.A, District shall debit the School Mitigation Credit Account in an amount equal to the total Assessable Square Feet of the residential units for which such refund is given. Following the issuance of Bonds, at such time as Owner or its successor or assigns seek a Certificate of Compliance for a residential unit within the CFD, District shall debit the School Mitigation Credit Account by the applicable Assessable Square Feet of such unit as reflected on the applicable building permit application. At no time shall District be required to issue a Certificate of Compliance if the School Mitigation Credit Account does not contain sufficient credit for the requested Certificate of Compliance. In such instance, a Certificate of Compliance will be issued by District only in accordance with Section 4.A above.

5. **Waiver of State and Local Funding Credits and Right to Protest.** In consideration of the District's agreement herein to accept the Mitigation Payment as full mitigation of the impact of the students generated by the Project upon the District's facilities, and provided the District does not breach such agreement, Owners agree to waive all past, present and future credit against, or fair share reduction in, Mitigation Payments based upon State matching funding provided to the District or the proceeds from a District-wide special tax or general obligation bond authorization for school facilities. In addition, each Owner knowingly waives its right of protest as may be afforded by Government Code Section 66020 or any other provision of law, so long as the District is not in breach of this Agreement.

6. **Owner Advance of CFD Costs.** Owner has deposited with District the amount of Forty-Thousand Dollars (\$40,000) to be used to advance fund the District's consultant costs in forming the CFD. Owner agrees to make additional advances for such costs upon request of District, up to a maximum of forty thousand dollars (\$40,000) (i.e., total cumulative advance deposits of \$80,000). All advances shall be paid back to Owner from the proceeds of the sale of the first series of Bonds, but under no circumstances shall District be obligated to pay Owner from any other source of funds. The District shall, within thirty (30) days of the issuance of such Bonds, return the unexpended and unencumbered portion of the advances to Owner without interest. Should the CFD not be formed for any reason or, after formation, the District reasonably determines that Bonds will not be issued and sold, any remaining balance of the amounts advanced pursuant to this section shall be refunded to Owner within ten (10) business days after the date of action by the District to terminate such formation proceedings or written notification by District to Owner of the District's determination that such Bonds will not be issued and sold. District shall return to Owner all unused amounts advanced for the CFD after paying all outstanding costs. In

the event that it becomes necessary to prepare a revised RMA after the resolutions of intention are adopted, the Owner shall be required to pay all costs associated with preparing the new RMA.

7. **Security for Payment of Special Taxes.** Prior to the issuance and sale of any series of Bonds, Owner or its successors or assigns shall deliver to the District an irrevocable standby letter of credit issued by a bank with a minimum Moody's long term rating of "A" and short term rating of "P-1," or which is otherwise acceptable to the District. The letter of credit shall be in an amount equal to one years' Special Taxes on all lots and parcels for which Bonds are being issued that are owned by Owner or its successors or assigns (excluding lots that have been conveyed to Homeowners, defined below). The letter of credit shall name a bank approved by the District as beneficiary and shall provide that the District may draw thereon, up to the full amount thereof, in the amount of any delinquencies in the payment of semiannual installments of the Special Taxes levied on all lots and parcels that are owned by Owner or its successors or assigns (excluding lots owned by Homeowners) to pay debt service on the Bonds. The letter of credit shall be maintained by Owner or its successors or assigns and renewed annually by the issuing bank or a substitute bank acceptable to District until such time as the number of all the lots which are owned by Homeowners is equal to 60% of the Identified Units for such series of Bonds. The letter of credit shall provide that until such condition is satisfied, the amount thereof shall be reduced on August 1 of each year, commencing on August 1 first following issuance of the Bonds, to an amount equal to the total of the Special Taxes projected to be levied at build-out on all of the lots and parcels that are owned by the Owner or its successors or assigns which are included in the Identified Units at Bond issuance and will be collected in the current fiscal year, assuming no capitalized interest. The letter of credit shall further provide that the failure of the issuing bank to renew the letter of credit until such condition is satisfied will enable the District to draw the full amount thereof. If the District draws any amount under the letter of credit, except upon the failure of the issuing bank to renew it, the District shall reimburse the amount drawn to the issuing bank without interest, from the delinquent special tax installments with respect to which any such amount is drawn when and if such installments are paid or from the proceeds of foreclosure of the applicable property as a result of such delinquency. The form of the letter of credit shall in all respects be satisfactory to and approved by counsel to the District. Notwithstanding the foregoing, the Owner or its successors or assigns may elect to substitute a cash deposit with the beneficiary for the letter of credit, so long as the cash deposit is in the same amount as would be required in the letter of credit.

8. **Full Mitigation.** The provisions of this Agreement are in lieu of any and all other fees, exactions, conditions or impositions that may be imposed by the District on Owners or the Property pursuant to existing or future laws for the purpose of financing School Facilities or any other purpose, other than a District-wide special tax or general obligation bond authorization imposed and authorized in accordance with applicable law. District shall not oppose development of the Project or any request by Owner for a land use or other governmental approval, whether legislative, administrative, discretionary, or ministerial, sought for the development of the Property. No development, change of development, governmental approval or change in any governmental approval with respect to the Property shall constitute the basis for any change or termination of this Agreement. This Agreement is not precedent-setting for any other development, and is only a mechanism for mitigating the impact of development of the Project on the School Facilities of the District.

9. **No Impairment of Contract.** The Parties are entering into this Agreement for the purpose of creating a stream of special tax revenues that will be available to the District and the CFD to pay directly the costs of acquisition, construction and/or equipping of School Facilities in satisfaction of the School Mitigation Payment Requirement, to finance Other Facilities and to pay debt service on Bonds and other indebtedness of the CFD, the proceeds of which will be used to pay the costs of acquisition, construction and/or equipping of the School Facilities and Other Facilities. Owner, District and the CFD hereby acknowledge and agree (i) that any reduction or termination of the Special Taxes by exercise of the initiative power or the exercise of the discretion of the District or the CFD would constitute a substantial impairment of the special tax revenue stream that Owner, District and the CFD intend to create for the purpose of providing an assured source of funding for the School Facilities and Other Facilities, and (ii) that this Agreement is being entered into, and the Special Taxes are being imposed upon the Property in each Improvement Area pursuant to the RMA in accordance with existing laws relating to the imposition of fees and charges as a condition of property development and such Special Taxes are being incurred as an incident of the voluntary act of development of the Property.

10. **Assignability of Agreement.** Owner shall have the unconditional right to assign any right or obligation under this Agreement to anyone at any time. Owner shall give written notice to District of such assignment, and Owner shall require any assignee to enter into an assignment agreement specifically assuming the rights and obligations of this Agreement. A copy of the assignment agreement shall be provided to the District following its execution. District agrees to accept at the time of any such assignment a replacement letter of credit or cash deposit from any assignee as to the portion of the Property which has been sold, so long as the replacement letter of credit or cash deposit satisfies in all respects the conditions set forth in Section 7 hereof. If Owner assigns the right to receive payments for Other Facilities under the applicable JCFA, reimbursement for advances made by Owner under Section 6 above, or Deposits made by Owner under Section 4.A above, out of the proceeds of Surplus Special Taxes or Bonds, the amount of reimbursement shall be specified in a written assignment. Whenever this Agreement provides Owner with a right, that right may be exercised by an assignee of that right to the same extent that Owner could have exercised that right itself.

11. **Authority and Cooperation, Binding on Successors.** District and Owner represent and warrant to the other that they are duly authorized to enter into this Agreement and to be bound by its terms, and that this Agreement does not conflict with any other agreement, contract, document or law to which either may be bound or subject. Owner and its successors and assigns agree to fully cooperate with the District and the CFD in complying with Rule 15c2-12 of the Securities and Exchange Commission in connection with the issuance and sale of Bonds so long as Owner or any of its successors or assigns is an "obligated person" under Rule 15c2-12. The parties recognize that California SB 165, Chapter 535 of the Statutes of 2000, became effective on January 1, 2001. SB 165 provides new disclosure and reporting requirements for any local bond measure that is the subject of voter approval and which would provide for the sale of Bonds by a local agency. Owner agrees fully and completely to cooperate with District in meeting the requirements of SB 165. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the parties hereto.

12. **Entire Agreement/Superseding Prior Agreements.** This Agreement contains the entire agreement and understanding concerning the funding of school facilities to house students

generated by development of the Project and supersedes and replaces all prior negotiations and proposed agreements, written or oral. District and Owner acknowledge that neither any other party nor its agents nor attorneys have made any promise, representation or warranty whatsoever, express or implied, not contained herein to induce the execution of this Agreement and acknowledge that this Agreement has not been executed in reliance upon any promise, representation or warranty not contained herein. Further, District and Owner expressly agree that this Agreement supersedes and replaces the Original Agreement as to the Property.

13. **Amendments Must Be In Writing.** This Agreement may not be amended except by a writing signed by District and Owner.

14. **Dispute Resolution.** If a dispute arises relating to the interpretation of, enforcement of or compliance with the terms of this Agreement, the District and Owner shall first attempt to resolve such dispute through informal discussions or negotiations. Any party may convene such discussions by written notice to the other, and shall reasonably accommodate the other party with respect to scheduling. If the dispute is not resolved in this manner within thirty (30) calendar days following the written notice, it may be referred to mediation upon the request of either party, which mediation shall be completed within ninety (90) calendar days after the date of the written demand for mediation. Such written demand for mediation must be made within thirty (30) calendar days following written notice convening informal discussions. This dispute resolution process shall be undertaken in good faith and exhausted prior to judicial review. The costs of such proceeding shall initially be borne equally by the parties.

15. **Interpretation Guides.** In interpreting this Agreement, it shall be deemed that it was prepared by the parties jointly and no ambiguity shall be resolved against either party on the premise that it or its attorneys were responsible for drafting this Agreement or any provision thereof. Headings used in this Agreement are for convenience and ease of reference only and are not intended nor may be constructed as a guide to interpret any provision of this Agreement.

16. **Due Authority of Signatories to Execute Agreement.** Each individual signing this Agreement warrants and represents that he or she has been authorized by appropriate action of the party which he or she represents to enter into this Agreement on behalf of the party.

17. **Notices.** All notices, demands and communications between District and Owner shall be given by personal delivery, registered or certified mail, postage prepaid, return receipt requested, Federal Express or other reliable private express delivery, or by facsimile transmission or email. Such notices, demands or communications shall be deemed received upon delivery if personally served or sent by facsimile or email or after three business days if given by other approved means as specified above. Notices, demands and communications shall be sent:

To District: Westside Union School District
41914 N. 50th Street West
Quartz Hill, CA 93536
Fax No. 661-974-8565
Attn: Superintendent

With a copy to: Lozano Smith
515 South Figueroa Street, Suite 750
Los Angeles, CA 90071
Fax No. 213-929-1077
Attn: Trevin E. Sims, Esq.

To Owner: STG Montecito West, LLC, a California limited liability
company
2201 Dupont Drive, Suite 300
Irvine, CA 92612
Attn: Jeff Evans

With a copy to: O'Neil LLP
19900 MacArthur Boulevard, Suite 1050
Irvine, CA 92612
Fax No. 949-798-0511
Attn: John Yeager

18. **No Third Party Beneficiaries.** This Agreement is by and between the parties name herein, and unless expressly provided in the foregoing provisions no third party shall be benefited hereby. This Agreement may not be enforced by anyone other than a party hereto or a successor to such party who has acquired his/her/its interest in a way permitted by the above provisions.

19. **Governing Law.** This Agreement and all rights and obligations arising out of it shall be construed in accordance with the laws of the State of California.

20. **Counterparts.** This Agreement may be signed in one or more counterparts which, taken together, shall constitute one original document.

21. **Exhibits.** All Exhibits attached hereto are incorporated into this Agreement.

22. **Recordation.** Upon execution hereof, this Agreement shall be recorded by District.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

WESTSIDE UNION SCHOOL DISTRICT

By: _____
Shawn Cabey
Assistant Superintendent Administrative Services

STG MONTECITO WEST, LLC, a California limited liability
company

By: _____
Jeff Evans
Authorized Representative

EXHIBIT A

STG PROPERTY LEGAL DESCRIPTION

LOTS 1, 2, 14-35 AND 38-73, INCLUSIVE, OF TRACT NO. 061489 IN THE CITY OF LANCASTER, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 1329, PAGES 49-52, OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; AND

LOTS 1-79, INCLUSIVE, OF TRACT NO. 061489-1 IN THE CITY OF LANCASTER, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 1329, PAGES 72-76, OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; AND

REAL PROPERTY IN THE CITY OF LANCASTER, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, DESCRIBED AS FOLLOWS:

PARCEL "B" OF CERTIFICATE OF COMPLIANCE LOT LINE ADJUSTMENT NO. 07-06 RECORDED SEPTEMBER 18, 2007 AS INSTRUMENT NO. 2007-2143525 OF OFFICIAL RECORDS, DESCRIBED AS FOLLOWS:

THE SOUTH HALF OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 7 NORTH, RANGE 13 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT OF SAID LAND.

EXCEPT THE EAST 660 FEET, MEASURE AT RIGHT ANGLES.

ALSO EXCEPT THE NORTH 165 FEET, MEASURED AT RIGHT ANGLES TOGETHER WITH THAT PORTION OF LOT 1 OF TRACT 0 61489 AS PER MAP RECORDED IN BOOK 1329, PAGE 49 THROUGH 51, INCLUSIVE, WITH THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY PRECISELY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID PARCEL,
THENCE SOUTH 89°40'03" WEST, A DISTANCE OF 400.28 FEET TO THE BEGINNING OF A NON TANGENTIAL CURVE CONCAVE TO THE EAST WITH RADIAL BEARING OF NORTH 36°25'32" EAST AND A RADIUS OF 72.00 FEET, THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 23°26'04", A DISTANCE OF 29.45 FEET, THENCE SOUTH 59°51'36" WEST, A DISTANCE OF 120.14 FEET,
THENCE NORTH 00°30'00" WEST, A DISTANCE OF 37.83 FEET,
THENCE SOUTH 89°40'03" WEST, A DISTANCE OF 104.84 FEET,
THENCE SOUTH 00°43'09" EAST, A DISTANCE OF 84 25 FEET,
THENCE SOUTH 40°55'55" EAST, A DISTANCE OF 35.36 FEET,
THENCE NORTH 89°38'55" EAST, A DISTANCE OF 150.00 FEET,
THENCE SOUTH 82°45'24" EAST, A DISTANCE OF 90.80 FEET,
THENCE NORTH 89°38'55" EAST, A DISTANCE OF 366.27 FEET,
THENCE NORTH 00°47'36" WEST, A DISTANCE OF 122.90 FEET TO THE POINT OF BEGINNING.

EXHIBIT B

EXISTING DEVELOPED UNITS LEGAL DESCRIPTION

LOTS 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 36 AND 37 OF TRACT NO. 061489 IN THE CITY OF LANCASTER, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 1329, PAGES 49-52, OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXHIBIT C

ORIGINAL MITIGATION AGREEMENT

[Attached]

RECORDED AT THE REQUEST OF AND
WHEN RECORDED, PLEASE RETURN TO:

WESTSIDE UNION SCHOOL DISTRICT
41914 N. 50th Street West
Quartz Hill, California 93536
Attn: Superintendent

SCHOOL FACILITIES IMPACT MITIGATION AGREEMENT

This SCHOOL FACILITIES IMPACT MITIGATION AGREEMENT ("Agreement") is made as of 9/18/07 by and between (i) the **WESTSIDE UNION SCHOOL DISTRICT**, a California public school district ("School District"), and (ii) **HHI LANCASTER I, LLC**, a California limited liability company ("Owner"). The Owner and the School District are each referred to herein as a "Party" or collectively as "Parties".

RECITALS

A. The Owner is the owner of certain undeveloped real property ("Property") located within the County of Los Angeles ("County"), the City of Lancaster ("City") and all within the boundaries of the School District. The Property is described on Exhibit "A" and depicted on Exhibit "B", both attached hereto and incorporated herein by reference.

B. The Owner intends to develop the Property as approximately 73 single family detached residential units, Tract No. 061490 ("Project"), after receiving all necessary approvals from the City.

C. School District and Owner have met and negotiated in good faith on an appropriate means of mitigating the impact of the development of the Project on the School District's public school facilities and have mutually agreed upon the terms of this Agreement.

AGREEMENT

NOW, THEREFORE, in consideration of the above recitals and the terms and conditions set forth herein, School District and Owner agree as follows:

1. Incorporation of Recitals: All of the foregoing recitals are accurate and are incorporated herein by this reference.

2. Purpose of Agreement: The purpose of this Agreement is to establish a means for mitigating the impact of the development of the Property upon the School

District's public school facilities. Owner acknowledges that development of the Property will contribute to the need for additional K-8 school facilities including site acquisition and improvement, classrooms, recreational facilities, on-site office space, central support and administrative facilities, interim housing and transportation facilities of the School District ("School Facilities") and that Owner is subject to certain fee requirements under Senate Bill 50 (Statutes of 1989) ("SB 50"), codified as Government Code sections 65995, et seq. ("Developer Fees").

3. Waiver of Protest: Payment of all sums payable hereunder by Owner, whether by cash payment, special taxes, the proceeds of special tax bonds, or a combination thereof, is made by Owner without protest so long as School District is not in breach of this Agreement. Owner knowingly waives the right of protest as may be afforded by Education Code Section 17620 and Government Code Section 66020 or any other provision of law, so long as School District is not in breach of this Agreement. This waiver of protest shall not apply to Owner's ability to review, comment upon, or challenge any new school facility needs analysis prepared by the School District under SB 50, or to pay under protest any school fees imposed pursuant to Government Code Section 65995 ("Level 1 Fees"), Government Code section 65995.5 ("Level 2 Fees"), or Government Code Section 65995.7 ("Level 3 Fees").

4. Mitigation Payment: Mitigation of school impacts shall be deemed by School District and Owner to occur for each residential unit to be developed within the Project upon the receipt by the School District of the applicable Mitigation Payment, as defined below, for each such residential unit.

In consideration for the School District's willingness to finance the school mitigation fee obligations for the Project and the cost of certain fees of the County of Los Angeles Waterworks District ("Water District"), Antelope Valley Union High School District ("High School District"), Antelope Valley East Kern Water Agency ("Water Agency") and the County of Los Angeles Sanitation District ("Sanitation District") through the formation of a community facilities district ("CFD") and without a Joint Community Facilities Agreement or similar agreement, Owner has offered to pay school mitigation fees as outlined below.

Except as otherwise provided for in Section 11, a mitigation payment for each residential unit to be developed within the Project shall be determined by the School District by multiplying the total square feet of assessable internal living space of such unit, exclusive of any carports, walkways, garages, overhangs, patios, enclosed patios, detached accessory structures (i.e. uninhabitable storage structures), other structures not used as living space, or any other square footage excluded under Government Code Section 65995 ("Assessable Square Feet") as determined by reference to the building permit application for such unit by \$4.00 (as calculated for each residential unit, the "Mitigation Payment"). **Owner and School District acknowledge that this amount shall be increased each July 1, commencing July 1, 2009 by two percent (2.00%) of the amount in effect the prior fiscal year until the Mitigation Payment for such unit is satisfied by the issuance of special tax bonds or the payment of cash pursuant to Section 11(b).** If the CFD is not formed by September 30, 2007 or if the special tax

lien is released pursuant to Section 12, Owner shall only be required to pay the then current Developer Fee authorized by SB 50.

5. Full Mitigation: The provisions of this Agreement are in lieu of any and all other fees, exactions, conditions or impositions that may be imposed by the School District on Owner or the Property pursuant to existing or future laws for the purpose of financing School Facilities or any other purpose, other than a School District-wide special tax, general obligation bond, or School Facilities Improvement District bond authorization imposed and authorized in accordance with applicable law. School District shall not oppose development of the Property or any request by Owner for a land use or other governmental approval, whether legislative, administrative, discretionary, or ministerial, sought for the development of the Property. No development, change of development, governmental approval or change in any governmental approval with respect to the Property shall constitute the basis for any change or termination of this Agreement. Upon payment of the Mitigation Payment for a residential dwelling unit ("Residential Unit") to be constructed within the Project, School District shall provide the certification required by Education Code Section 17620(b) or otherwise certify that any and all requirements of the School District with respect to the School Facilities impact caused by the construction of the Residential Unit has been fully satisfied. This Agreement is not precedent-setting for any other development, and is only a mechanism for mitigating the impact of development of the Project on the School Facilities of the School District.

6. Formation of Community Facilities School District: Owner has stated their preference that all or a portion of the Mitigation Payment obligation for the Project be satisfied through the formation of a CFD pursuant to the Mello-Roos Community Facilities District Act of 1982, as amended; being Government Code Section 53311 *et seq.* ("Act"). School District agrees to act as the lead agency in the formation of such CFD so long as: (i) such formation is economically viable, as determined by School District, and (ii) such formation and the sale of bonds will meet the Goals and Policies for formation of CFD's dated April 12, 2005, adopted by the Board of Trustees of the School District ("Board") and as amended through the date of this Agreement. Owner and School District anticipate that the formation of the CFD will include provisions for establishing three (3) improvement areas (each an "IA", collectively "IAs"). Owner and School District agree that the Project shall be located within an IA of the CFD. This IA of the CFD shall be known as Improvement Area No. B ("IAB"). Improvement Area No. A ("IAA") and Improvement Area No. C ("IA C") shall be comprised of property owned by Stratham Montecito West, Inc. ("Stratham"). Owner and School District agree that each IA of the CFD will finance all or a portion of the Water District fees, High School District fees, Water Agency fees and Sanitation District fees (each an "Agency", collectively "Agencies Fees") needed for the development of the Project in addition to all or a portion the Mitigation Payment obligation for the Residential Units to be developed within the Project, as well as the costs associated with the formation of the CFD and the issuance of special tax bonds by each IA of the CFD ("Cost of Issuance"). The Cost of Issuance shall include, but not be limited to, legal, fiscal and financial consultant fees, discount fees, capitalized interest on the bonds, election costs, fees for bond counsel, printing costs and an amount to reimburse Owner(s) for deposits made prior to bond sale.

School District and Owner began the formation process for the CFD in March 2007, and shall complete the formation process and hold the necessary combined special tax and bond elections in September 30, 2007.

Nothing contained herein shall be deemed as to limit discretion of the School District in the formation of the CFD or the issuance of special tax bonds or equivalent securities of IA B of the CFD ("Bonds") and the School District shall have no liability if the CFD is not formed or Bonds are not authorized by the qualified electors within IA B of the CFD once formed.

Stratham has initially deposited twenty-five thousand dollars (\$25,000) on May 5, 2006 and an additional twenty-five thousand dollars (\$25,000) on May 23, 2007 with School District to be used to fund the costs associated with forming the CFD and issuing the Bonds. Stratham agrees to make additional contributions upon the request of School District, up to a maximum of seventy-five thousand dollars (\$75,000). The deposit of additional funds beyond seventy-five thousand dollars (\$75,000) if necessary shall be by written agreement between Stratham and School District. Failure to advance funds sufficient to cover the costs associated with the formation of the CFD for the IAs by Stratham shall terminate the School District's obligation to proceed with the formation of the CFD for the IAs. The Owner agrees to provide the necessary deposits associated with the issuance of Bonds for IA B. All deposits made by the Owner for such purpose shall be reimbursed from the proceeds of the sale of the Bonds for IA B. Should the CFD not be formed for any reason, School District shall return the unused amount of the deposit(s), excluding interest earned thereon, to Stratham based on the proportion of the total deposit Stratham contributed and only after all outstanding costs are paid. Under no circumstances shall School District be obligated to reimburse such deposits from another source of funds other than the proceeds of the sale of bonds or from the unused amount of the deposits made by Stratham for forming the CFD or the Owner for the issuing the Bonds.

7. Issuance of Bonds:

(a) Timing of Bond Issuance: Bonds shall be issued within a reasonable period of time following the earlier of: (i) Owner's request to proceed with the issuance of the Bonds or (ii) the issuance of the first certificate of compliance for a production unit within the Project.

(b) Amount of Issuance: The minimum amount of Bond proceeds to be allocated to pay for School Facilities shall be an amount equal to the total projected Mitigation Payment obligation of the Project. For purposes of calculating this amount, the School District should multiply the Mitigation Payment by the total projected Assessable Square Feet of all proposed Residential Units within the Project, as provided by Owner in connection with the issuance of Bonds ("School Mitigation Payment Requirement"). As of the execution of this Agreement, the School Mitigation Payment Requirement for IA B of the CFD is estimated to be approximately eight hundred thirty-two thousand one hundred

forty-eight dollars (\$832,148). The Bond proceeds shall be sufficient to pay the Agencies Fees set forth in Section 7 (d) (vi-ix) below.

The amount of any series of Bonds shall be such that the projected annual revenues generated by the application of the Assigned Annual Special Taxes, as defined in the "Rate and Method of Apportionment" upon build-out of IA B of the CFD is equal to the total of (i) 115% of projected annual debt service on the Bonds, and (ii) a prioritized annual administrative expense amount of twenty thousand dollars (\$20,000), in which the administrative expense amount shall be assumed to escalate by two percent (2.00%) per fiscal year beginning with or in Fiscal Year 2009/2010.

(c) Term of Issuance: The term of the Bonds shall not be less than thirty (30) years and debt service shall be assumed to escalate by two percent (2.00%) per fiscal year beginning with or in Fiscal Year 2009/2010.

(d) Bond Proceeds Allocation: The net proceeds of the sale of Bonds shall be applied and prioritized as follows:

(i) First Priority: To pay for capitalized interest for a period of up to twelve (12) months, or such greater period if requested by Owner and agreed to by School District.

(ii) Second Priority: To deposit into the Cost of Issuance Fund, as defined below, an amount sufficient to pay for costs of issuing the Bonds, and reimbursing Owner and School District for the costs of forming IA B of the CFD as authorized under the Act. In the event there are not sufficient funds deposited to pay the Cost of Issuance, said funds shall be transferred from the fund at the lowest priority.

(iii) Third Priority: To deposit into the Reserve Fund, as defined below, an amount sufficient to fund the Reserve Fund Requirement for such Bonds.

(iv) Fourth Priority: To pay for administrative expenses of IA B of the CFD anticipated until special taxes can be collected within IA B of the CFD.

(v) Fifth Priority: To deposit into the School Facilities Fund, as defined below, funds for financing School Facilities equal to the School Mitigation Payment Requirement.

(vi) Sixth Priority: To deposit into the Water District Fund, as defined below, an amount specified by the Owner at or prior to the time of issuance of the Bonds, provided the amount deposited shall not exceed the School Mitigation Payment Requirement less \$5,000.

(vii) Seventh Priority: To deposit into the Sanitation District Fund, as defined below, an amount specified by the Owner at or prior to the time of issuance of the Bonds, provided the amount deposited shall not exceed the School Mitigation Payment Requirement less \$5,000.

(viii) Eighth Priority: To deposit into the Water Agency Fund, as defined below, an amount specified by the Owner at or prior to the time of issuance of the Bonds, provided the amount deposited shall not exceed the School Mitigation Payment Requirement less \$5,000.

(ix) Ninth Priority: To deposit into the High School District Fund, as defined below, an amount specified by the Owner at or prior to the time of issuance of the Bonds, provided the amount deposited shall not exceed the School Mitigation Payment Requirement less \$5,000.

(x) Tenth Priority: To deposit the remaining proceeds in the Surplus Facilities Fund.

(e) Insufficient Proceeds: In the event the amount deposited into the School Facilities Fund in accordance with Section 7(d) is insufficient to satisfy the Mitigation Payments for all Residential Units planned to be developed within the Project, as disclosed for the purpose of issuing the Bonds, such deficiency shall be paid by Owner in cash at the time Bonds are issued.

(f) Establishment of Funds:

(i) Cost of Issuance Fund: The proceeds of the Bonds apportioned to pay the costs of issuing the Bonds and forming the CFD shall be held in a fund or account established by the trustee or fiscal agent agreement ("Cost of Issuance Fund"). Interest earnings from the Cost of Issuance Fund shall be held within that fund and available to pay the costs of issuing the Bonds and forming IA B of the CFD. Any proceeds remaining in the Cost of Issuance Fund, six (6) months after issuance of the Bonds, not needed to pay the costs associated with the formation of the CFD or the issuance of the Bonds shall be transferred to the School Facilities Fund, unless said excess funds had come from another fund at a lower priority, in which case they should be returned to said fund.

(ii) Reserve Fund: A portion of the proceeds from the sale of the Bonds shall be applied to fund a reserve fund in an amount equal to the Reserve Fund Requirement, as defined in the applicable trustee or fiscal agent agreement ("Reserve Fund") pursuant to which the Bonds are issued. Each fiscal year, interest earnings on the Reserve Fund, in excess of any amount required to replenish the Reserve Fund, shall be used to make debt service payment on the Bonds.

(iii) School Facilities Fund: The proceeds from the sale of the Bonds apportioned to satisfy the applicable School Mitigation Payment Requirement shall be held in a fund or account established by the trustee or fiscal agent agreement for

the Bonds ("School Facilities Fund"). Interest earnings from the School Facilities Fund shall be held within that fund and available for funding School Facilities.

(iv) Water District Fund: The proceeds of the Bonds apportioned to fund fees of the Water District ("Water District Fees") shall be held in a fund or account established by the trustee or fiscal agent agreement ("Water District Fund"). Water District Fees shall be paid upon the written request of Owner in a format acceptable to School District. The request shall identify the specific Residential Unit(s) and Project for which payment is requested and identify the specific Water District Fees to be paid and the cost of each Water District Fee that Owner is seeking payment for. Neither the School District nor the CFD shall have any responsibility to pay for Water District Fees from any source other than the proceeds of Bonds which have been allocated to the Water District Fund. Interest earnings from the Water District Fund shall be held within that fund and available for funding Water District Fees. After the last certificate of occupancy has been issued within the Project, the remaining funds and interest earnings shall be transferred to the Surplus Facilities Fund.

(v) Sanitation District Fund: The proceeds of the Bonds apportioned to fund fees of the Sanitation District ("Sanitation District Fees") shall be held in a fund or account established by the trustee or fiscal agent agreement ("Sanitation District Fund"). Sanitation District Fees shall be paid upon the written request of Owner in a format acceptable to School District. The request shall identify the specific Residential Unit(s) and Project for which payment is requested and identifies the specific Sanitation District Fees to be paid and the cost of each Sanitation District Fee that Owner is seeking payment for. Neither the School District nor the CFD shall have any responsibility to pay for Sanitation District Fees from any source other than the proceeds of Bonds, which have been allocated to the Sanitation District Fund. Interest earnings from the Sanitation District Fund shall be held within that fund and available for funding Sanitation District Fees. In the event there are any funds left in the Sanitation District Fund after the last certificate of compliance has been issued within the Project, the remaining funds and interest earnings shall be transferred to the Surplus Facilities Fund.

(vi) Water Agency Fund: The proceeds of the Bonds apportioned to fund fees of the Water Agency ("Water Agency Fees") shall be held in a fund or account established by the trustee or fiscal agent agreement ("Water Agency Fund"). Water Agency Fees shall be paid upon the written request of Owner in a format acceptable to School District. The request shall identify the specific Residential Unit(s) and Project for which payment is requested and identify the specific Water Agency Fees to be paid and the cost of each Water Agency Fee that Owner is seeking payment for. Neither the School District nor the CFD shall have any responsibility to pay for Water Agency Fees from any source other than the proceeds of Bonds which have been allocated to the Water Agency Fund. Interest earnings from the Water Agency Fund shall be held within that fund and available for funding Water Agency Fees. After the last certificate of occupancy has been issued within the Project, the remaining funds and interest earnings shall be transferred to the Surplus Facilities Fund.

(vii) High School District Fund: The proceeds of the Bonds apportioned to fund fees of the High School District ("High School District Fees") shall be held in a fund or account established by the trustee or fiscal agent agreement ("High School District Fund"). High School District Fees shall be paid upon the written request of Owner in a format acceptable to School District. The request shall identify the square footage of the specific Residential Unit(s) and Project for which payment is requested and identify the specific High School District Fees to be paid and the cost of each High School District Fee that Owner is seeking payment for. Neither School District nor the CFD shall have any responsibility to pay for High School District Fees from any source other than the proceeds of Bonds, which have been allocated to the High School District Fund. Interest earnings from the High School District Fund shall be held within that fund and available for funding High School District Fees. In the event there are any funds left in the High School District Fund after the last certificate of occupancy has been issued within the Project, the remaining funds and interest earnings shall be transferred to the Surplus Facilities Fund.

(viii) Surplus Facilities Fund: Bond proceeds remaining after priorities (i) through (ix) of Section 7(d) are funded shall be held in a fund or account established by the trustee or fiscal agent agreement ("Surplus Facilities Fund"). Proceeds deposited within the Surplus Facilities Fund shall be available for School Facilities. Interest earnings from the Surplus Facilities Fund shall be held within that fund.

8. Letter of Credit: Prior to the issuance and sale of the Bonds, Owner or its successors or assigns shall deliver to the School District cash (a "Cash Deposit") or an irrevocable standby letter of credit (an "LOC"), issued by a bank with a minimum Moody's long term rating of "A" and short term rating of "P-1," in an amount equal to one years' special taxes to secure the payment of the semiannual installments of the special taxes levied on all lots and parcels within IA B of the CFD which are owned by Owner or its successors or assigns (excluding lots owned by Homeowners, defined below). The LOC shall name the fiscal agent for the Bonds as the beneficiary and shall provide that the fiscal agent may draw thereon, up to the full amount thereof, in the amount of any delinquencies in the payment of semiannual installments of the special taxes levied on properties within IA B of the CFD which are owned by Owner or its successors or assigns to pay debt service on the Bonds. The LOC or Cash Deposit shall be maintained by Owner or its successors or assigns and renewed annually by the issuing bank or a substitute bank conforming to the requirements of this subsection until such time as the number of all the lots into which IA B is subdivided upon the recordation of all of the subdivision maps therefore which are owned by Homeowners is equal to sixty (60%) percent of the number of all such lots. The LOC or Cash Deposit shall provide that until such condition is satisfied, the amount thereof shall be reduced on July 1 of each year, commencing on the July 1 first following issuance of the corresponding series of Bonds, to an amount equal to the total of the special taxes projected to be levied on all of the lots and parcels in the CFD which are owned by the Owner or its successors or assigns which will be collected in the next succeeding fiscal year (e.g. Fiscal Year 2009/2010). The LOC shall further provide that the failure of the issuing bank to renew the LOC until such condition is satisfied will enable the fiscal agent to draw the full amount thereof. If the fiscal agent draws any amount under the LOC, except upon the failure of the issuing bank to renew it, the fiscal agent shall

reimburse the amount drawn to the issuing bank without interest, solely from the delinquent special tax installments with respect to which any such amount is drawn when and if such installments are paid or the proceeds of foreclosure of the applicable property as a result of such delinquency. The form of the LOC shall in all respects be satisfactory to and approved by counsel to the School District.

9. Parity Lien: In order to avoid a frustration of purpose of this Agreement and to preserve the financing feasibility of IAB of the CFD provided for herein, Owner agrees that they shall not seek, consent to, or vote in favor of, any other community facilities district pursuant to the Act, assessment district or other financing district ("Financing District") without the School District's written determination that the proposed special taxes or assessments of such Financing District, when added to the special taxes and all other ad valorem taxes and other charges collected on the real property secured roll, will not exceed two percent (2.00%) of the estimated weighted average sales price of homes within IAB of the CFD.

10. Surplus Special Tax Revenue: In any fiscal year in which (i) special tax revenues generated from IAB of the CFD exceed the amount needed to (a) pay debt service on the outstanding Bonds and (b) cover the administrative expenses of IAB of the CFD, and (ii) no special taxes are being levied on Undeveloped Property, as defined in the RMA, all special tax revenue not required to pay financial obligation(s) of IAB of the CFD in such fiscal year shall be made available for funding School Facilities as authorized by formation documents for the CFD.

11. Obtaining Certificates of Compliance:

a. Prior to Issuance of Bonds: Prior to the issuance of the Bonds, Owner shall be permitted to seek certificates of compliance for Residential Units within the Project by (i) making a cash payment to School District or (ii) delivering to School District an irrevocable standby letter of credit, issued by a bank which is acceptable to School District and which names School District as beneficiary, in an amount equal to the Mitigation Payment, as calculated at such time, for all Residential Units which are being issued a certificate of compliance. In the event that Owner or its successors or assigns make a cash deposit to School District as set forth above, School District shall hold such cash deposit unexpended and refund the Party which made such cash deposit the full amount of such cash deposit excluding interest earnings thereon, at the time Bonds are issued. In the event Owner, or its successors or assigns, delivers to School District an irrevocable standby letter of credit as set forth above, such letter of credit shall be maintained by Owner or its successors or assigns and renewed as necessary until the Bonds are issued at which time such letter of credit shall be released by School District.

b. After the Issuance of Bonds: At the time the Bonds are issued School District shall establish and maintain a "School Mitigation Credit Account". Initially, the School District shall credit the School Mitigation Credit Account an amount equal to the total projected Assessable Square Feet to be constructed within the Project as disclosed by Owner in connection with the issuance of the Bonds. In the event there is a refund

given to Owner in accordance with Section 11(a), the School District shall debit the School Mitigation Credit Account in an amount equal to the total Assessable Square Feet of Residential Units for which such refund is given. Following the issuance of the Bonds, at such time as an Owner or its successor or assigns seek a certificate of compliance for a Residential Unit within the Project, the School District shall debit the School Mitigation Credit Account by the applicable Assessable Square Feet of such Residential Unit as reflected on the applicable building permit application. At no time shall School District be required to issue a certificate of compliance if the applicable School Mitigation Credit Account does not contain sufficient credit for the requested certificate of compliance. In such instance, a certificate of compliance will be issued by School District only upon payment in cash by the applicant in an amount equal to the then current Mitigation Payment for such Residential Unit, as calculated pursuant to Section 4.

12. Lack of Performance: In the event the CFD is not formed or Bonds are not sold due to a lack of performance by Owner or School District, the Owner may request to release the Special Tax lien applicable to the Property or the School District may release the Special Tax lien applicable to the Property. At such time the Property is removed from IA B of the CFD, Owner shall be required to replace any letter of credit posted with the School District in accordance with section 11(a) with a cash payment equal to the then current Developer Fee authorized by SB 50 and shall be required to make cash payments to obtain certificates of compliance from School District for additional Residential Units in accordance with Section 4. If the Property is not removed from IA B of the CFD, the School District shall continue to levy special taxes on the Property within IA B of the CFD, all special tax revenue shall be made available to satisfy the applicable School Mitigation Payment Requirement until such time as the Bonds are issued. Upon the issuance of Bonds, all proceeds shall be deposited based on the priority set forth in Section 7(f) after taking into account special tax revenues applied toward satisfying the applicable Mitigation Payment Requirement.

13. Rebate from State Funding: In the event that School District receives funds from the State of California to house existing and/or projected students generated from existing and/or future Residential Units constructed in the Project ("State Funds"), Owner, or its successors or assigns, shall not be entitled to any refund or reduction in special taxes as a result of said State Funds.

14. Representations and Disclosure Requirements: School District and Owner each represent and warrant to the other that they are duly authorized to enter into this Agreement and to be bound by its terms and that this Agreement does not conflict with any other agreement, contract, document or law. Owner, and its successors and assigns agree to fully and promptly cooperate with School District and the CFD in complying with Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c 2-12") in connection with the issuance and sale of the Bonds so long as Owner, or its successors or assigns, are an "obligated person" under Rule 15c2-12. The Parties recognize that California SB 165 (Chapter 535 of the Statutes of 2000) became effective on January 1, 2001. SB 165 provides new disclosure and reporting requirements for a local bond measure that is the subject of voter approval and which would provide for the sale of bonds by a local agency.

Owner agrees to fully and completely cooperate with School District in meeting the requirement of SB 165.

15. Assignment: Nothing in this Agreement shall in any way limit the right or ability of Owner to transfer, assign, encumber, hypothecate or in any way convey (collectively a Transfer) any interest of Owner in the Property without the consent of the School District, provided that: (i) Owner gives School District written notice of the Transfer within ten (10) days thereof, and (ii) the transferee assumes all obligations of Owner under this Agreement including, but not limited to, all applicable letter of credit requirements. If these conditions are met, School District agrees to thereafter look solely to the transferee for performance of Owner's obligations under this Agreement.

16. Assignees and Successors: All of the covenants, stipulations, promises, agreements, and other responsibilities contained in this Agreement by or on behalf of, or for the benefit of, either of the parties hereto, shall bind or inure to the benefit of their respective assignees or successors. "Successor" shall refer both to Owner's interest in the Property or any portion thereof, to the successors to all or substantially all of Owner's assets, and to their successors by merger or consolidation. Any assignee or successor shall be required to sign an assignment agreement acknowledging the acceptance of the terms of this Agreement. Owner shall give written notice to School District of such assignments, and Owner shall require any assignee to enter into an assignment agreement specifically assuming the rights and obligations of this Agreement. A copy shall be provided to School District within ten (10) days of execution. School District agrees to accept at the time of any such assignment a replacement letter of credit or cash deposit from any assignee as to the portion of the Property which has been sold, so long as the replacement letter of credit or cash deposit satisfies in all respects the conditions set forth in Section 7(f) above. If Owner assigns the right to receive reimbursement for advances made by Owner out of the proceeds of the Bonds, the amount of reimbursement shall be specified in a written assignment. The parties agree that this Agreement shall be recorded in the Los Angeles County Recorder's Office. Notwithstanding anything in this Agreement to the contrary, this Agreement shall not be binding upon or inure to the benefit of any Owner of a completed dwelling unit constructed and sold within the CFD ("Homeowner") and any reference to "successors" or "assigns" shall exclude Homeowners. **This Agreement shall automatically terminate and be of no further force and effect with respect to any lot within IAB of the CFD, without the recordation or execution of any additional instrument, upon the conveyance of such lot to a Homeowner.**

17. Severability: If any provision of this Agreement shall be held to be invalid, illegal or unenforceable, the remaining portions shall not in any way be affected or impaired, and shall remain in full force and effect.

18. Amendments: This Agreement may not be amended except in writing by Owner and School District, duly executed by their authorized agents. Owner and School District recognize that it may be necessary to make revisions to this Agreement after execution by the parties. Therefore, School District delegates to the Superintendent the

authority to approve amendments to this Agreement which do not substantially affect the terms contained herein.

19. Exhibits: The Exhibits attached hereto are deemed incorporated into this Agreement in their entirety by reference.

20. Time: Time is of the essence in this Agreement and in each and every term, provision and condition hereof.

21. Notices: Any Notice to either Party shall be in writing and given by delivering the same to such party in person or by sending the same by registered mail, return receipt requested, with postage prepaid, to the following addresses:

If to School District: Westside Union School District
41914 N. 50th Street West
Quartz Hill, California 93536
Attn: Superintendent

If to Owner: HHI Lancaster I, LLC
6 Executive Circle, Suite 250
Irvine, California 92614
Attn: John W. Marshall

Either Party may change its mailing address at any time by giving written notice of such change to the other Party in the manner provided herein. All notices under this Agreement shall be deemed given, received, made or communicated on the date personal delivery is affected or, if mailed, on the delivery date or attempted delivery date shown on the return receipt.

22. Remedies Cumulative: No remedy or election hereunder shall be deemed exclusive but shall, wherever possible, be cumulative with all other remedies at law or in equity. The waiver or failure to enforce any provision of this Agreement shall not operate as a waiver of any future breach of such provision or of any other provision hereof.

23. Construction: The parties hereto acknowledge and agree that each has been given the opportunity to review this Agreement with legal counsel independently, and/or has the requisite experience and sophistication to understand, interpret, and agree to the particular language of the provisions hereof. In the event of an ambiguity in or dispute regarding the interpretation of same, the interpretation of this Agreement shall not be resolved by any rule of interpretation providing for interpretation against the party who causes the uncertainty to exist or against the draftsman.

24. Choice of Law: This Agreement has been negotiated and executed in the State of California and shall be governed and construed by the laws of that State without regard to the conflicts of laws principles.

25. Captions: The captions, headings, and titles to the various articles and paragraphs of this Agreement are not a part of this Agreement, are for convenience and identification only, and shall have no effect upon the construction or interpretation of any part hereof.

26. No Third Party Benefit: This Agreement is by and between the parties named herein, and unless expressly provided in the foregoing provisions no third party shall be benefited hereby. This Agreement may not be enforced by anyone other than a party hereto or a successor to such party who has acquired his/her/its interest in a way permitted by the above provisions.

27. Mediation Prior to Litigation: It is the intent of the parties to try and resolve any differences arising from this Agreement through mediation prior to the initiation of litigation. In the event of any disagreement over the meaning or application of this Agreement, the parties shall first attempt to resolve the matter informally. Should that prove unsuccessful, any party may ask for mediation. A neutral mediator from the State Mediation and Conciliation Service or the Judicial Arbitration and Mediation Service ("JAMS") shall be appointed to hear each side in an informal setting, and to render an advisory recommendation. Any such mediation costs shall be equally shared by the parties.

28. Attorney Fees: In the event of any action or proceeding, including a reference pursuant to Section 638, et seq., of the Code of Civil Procedure, brought by either party against the other under this Agreement after the mediation required in Section 25 above, the prevailing party shall be entitled to recover its reasonable attorney fees and all fees, costs and expenses incurred for prosecution, defense, consultation, or advice in such action or proceeding. In addition to the foregoing the prevailing party shall be entitled to its reasonable attorneys' fees and all fees, costs and expenses incurred in any post-judgment proceedings to collect or enforce the judgment. This provision is separate and several and shall survive the merger of this Agreement into any judgment on this Agreement.

29. Counterparts: This Agreement may be signed in one or more counterparts, which, when taken together, shall constitute one original document.

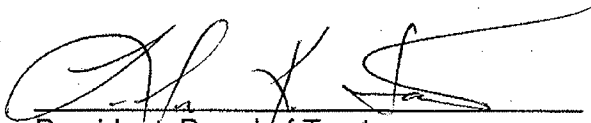
30. Due Authority: Each individual signing the Agreement warrants and represents that he or she has been duly authorized by appropriate action of the party he or she represents to enter into the Agreement on behalf of such Party.


31. Application to Participating Owners: In the event that one or more of the Owners does not execute the Agreement, the terms of the Agreement shall be applicable only to the Owners who execute the Agreement.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

**WESTSIDE UNION SCHOOL
SCHOOL DISTRICT**

By: 
President, Board of Trustees

By: 
Vice President, Board of Trustees

**HHI LANCASTER I, LLC, a California
Limited Liability Company**

**By: Hearthside Homes, Inc., a California
Corporation, Its Managing Member**

By: _____

Its: _____

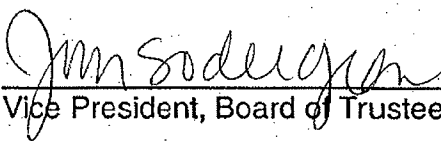
By: _____

Its: _____

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By: _____

Its: _____

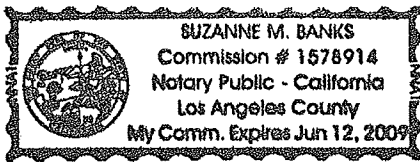
By: _____

Its: _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California
County of Los Angeles
On Sept 20, 2007 before me, Suzanne M. Banks, Notary Public,
Date Name and Title of Officer (e.g., Jane Doe, Notary Public)
personally appeared Joan Sodergren and Linda K. Jones
Name(s) of Signer(s)

☒ personally known to me – OR – ☒ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Suzanne M. Banks
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: School Facilities Impact Mitigation Agreement

Document Date: _____ Number of Pages: 16

Signer(s) Other Than Named Above: Ali Razi

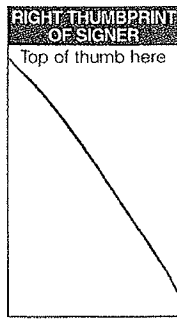
Capacity(ies) Claimed by Signer(s)

Signer's Name: Joan Sodergren

- ☐ Individual
☒ Corporate Officer
Title(s): Vice President
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing:

Westside Union
School District

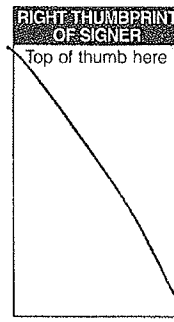


Signer's Name: Linda K. Jones

- ☐ Individual
☒ Corporate Officer
Title(s): President
☐ Partner — ☐ Limited ☐ General
☐ Attorney-in-Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

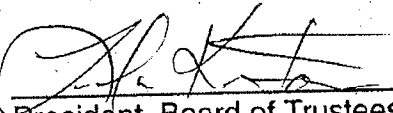
Signer Is Representing:

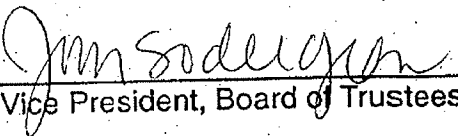
Westside Union
School District



IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and year first above written.

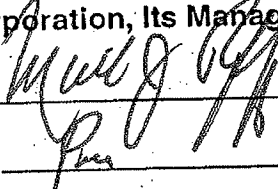

**WESTSIDE UNION SCHOOL
SCHOOL DISTRICT**

By: 
President, Board of Trustees

By: 
Vice President, Board of Trustees

**HHI LANCASTER I, LLC, a California
Limited Liability Company**

By: Hearthside Homes, Inc., a California
Corporation, Its Managing Member

By: 
Its: 

By: John W. Marshall
Its: Sr. V. P.

EXHIBIT A

PROPERTY DESCRIPTION/LEGAL DESCRIPTION

Assessor's Parcel Numbers	
	3203-033-001
	3203-033-002
	3203-033-003

EXHIBIT B

BOUNDARY MAP

WESTSIDE UNION SCHOOL DISTRICT

RESOLUTION NO. 18-44

Resolution of the Board of Trustees of the Westside Union School District Declaring its Intention to Establish Community Facilities District No. 2018-1 of the Westside Union School District And Improvement Area Nos. 1 and 2 Therein, To Authorize the Levy of Special Taxes within the Proposed District and Approving Other Actions Related Thereto.

WHEREAS, the Westside Union School District (the "School District") has received a petition, which meets the requirements of Sections 53318 and 53319 of the Government Code of the State of California (the "Petition") signed by STG Montecito West, LLC, a California limited liability company ("Owner"), requesting that the land described in Attachment "A" hereto (the "Property") be included in a community facilities district; and

WHEREAS, the Board of Trustees of the School District (the "Board of Trustees") desires to adopt this resolution of intention as provided in Section 53321 of the Government Code of the State of California to establish a community facilities district consisting of the territory described in Attachment "A" hereto and incorporated herein by this reference, which the Board of Trustees hereby determines shall be known as "Community Facilities District No. 2018-1 of the Westside Union School District" ("CFD No. 2018-1" or the "District") pursuant to the Mello-Roos Community Facilities Act of 1982, as amended, commencing with Section 53311 of the Government Code (the "Act"), and, within CFD No. 2018-1, Improvement Area Nos. 1 and 2 therein (each an "Improvement Area" and, collectively, the "Improvement Areas"), to finance (1) the purchase, construction, modification, expansion, improvement or rehabilitation of certain real or other tangible property described in Attachment "B" hereto as "School Facilities" and incorporated herein by this reference (the "School Facilities"), (2) the purchase, construction, modification, expansion, improvement or rehabilitation of certain real or other tangible property described in Attachment "B" hereto as "Other Facilities" and incorporated herein by this reference (the "Other Facilities," and together with the School Facilities, the "Facilities"), which Facilities have a useful life of five years or longer; and (3) the "Incidental Expenses" described in Attachment "B" hereto, to be incurred in connection with financing the Facilities and forming and administering CFD No. 2018-1 (the "Incidental Expenses"); and

WHEREAS, the School District and the Owner desire to enter into an Amended and Restated School Facilities Mitigation Agreement, dated February 20, 2018 (the "Mitigation Agreement"), pursuant to which, among other things, the Owner will agree to pay the costs of forming CFD No. 2018-1 and certain school mitigation amounts and the School District will agree to issue certificates of compliance under certain circumstances; and

WHEREAS, the School District and the Owner desire to enter into a Joint Community Facilities Agreement with Antelope Valley Union High School District ("AVUHSD"), with respect to the Other Facilities to be owned and operated by AVUHSD (the "AVUHSD JCFA"); and

WHEREAS, the School District and Owner desire to enter into a Joint Community Facilities Agreement with County Sanitation District No. 14 of Los Angeles County (the "Sanitation District") with respect to Other Facilities to be owned and operated by the Sanitation District (the "Sanitation District JCFA"); and

WHEREAS, the Board of Trustees further intends to approve an estimate of the costs of the Facilities and the Incidental Expenses; and

WHEREAS, it is the intention of the Board of Trustees to consider financing the Facilities and the Incidental Expenses through the formation of CFD No. 2018-1 and the sale of bonded indebtedness secured by special taxes within CFD No. 2018-1 in an amount not to exceed \$10,000,000, consisting of not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 1 and not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 2, and to pay for the Facilities and the Incidental Expenses and to pay debt service on the bonded indebtedness incurred by CFD No. 2018-1 on behalf of the Improvement Areas, provided that the bond sales and special tax levies are approved at an election to be held within each Improvement Area and the special tax levies are approved at an election to be held within each Improvement Area; and

WHEREAS, the Property is currently within the boundaries of Improvement Areas A and C of Community Facilities District No. 2007-1 of the Westside Union School District (the "Prior CFD"); and

WHEREAS, it is the intention of the Board of Trustees that, upon completion of the formation of CFD No. 2018-1 and the Improvement Areas, the Property shall be removed from the Prior CFD and any and all obligation to pay the special tax within the Prior CFD shall cease and the lien created by the Prior CFD shall be extinguished.

NOW, THEREFORE, the Board of Trustees of the Westside Union School District does resolve as follows:

SECTION 1. The above recitals are true and correct.

SECTION 2. A community facilities district is proposed to be established under the terms of the Act. It is further proposed that the boundaries of the community facilities district and the Improvement Areas therein shall be as described in Attachment "A" hereto, which boundaries shall, upon recordation of the boundary map for CFD No. 2018-1, include the entirety of any parcel subject to taxation by CFD No. 2018-1. The proposed boundaries of CFD No. 2018-1 and the Improvement Areas therein are depicted on a map of CFD No. 2018-1 which is on file with the Clerk of the Board of Trustees (the "Clerk"). The Clerk is hereby directed to sign the original map of CFD No. 2018-1 and record it with all proper endorsements thereon with the County Recorder of the County of Los Angeles within fifteen (15) days after the adoption of this resolution, all as required by Section 3111 of the Streets and Highways Code of the State of California.

SECTION 3. The name of the proposed community facilities district shall be "Community Facilities District No. 2018-1 of the Westside Union School District."

SECTION 4. The Facilities proposed to be provided within CFD No. 2018-1 and the Improvement Areas therein and to be financed by CFD No. 2018-1 on behalf of the Improvement Areas are public facilities as defined in the Act, which the School District, AVUHSD and Sanitation District are, respectively, authorized by law to construct, acquire, own and operate. The Board of Trustees hereby finds and determines that the description of the Facilities herein is sufficiently

informative to allow taxpayers within proposed CFD No. 2018-1 and the Improvement Areas therein to understand what the funds of CFD No. 2018-1 may be used to finance. The Incidental Expenses expected to be incurred include the cost of planning and designing the Facilities, the costs of forming CFD No. 2018-1 and the Improvement Areas therein, issuing bonds and levying and collecting a special tax within CFD No. 2018-1 and the Improvement Areas therein. The Board of Trustees hereby finds that the proposed Facilities are necessary to meet increased demands placed upon the School District, AVUHSD and Sanitation District as a result of development planned to occur in CFD No. 2018-1 and the Improvement Areas therein. The Facilities may be acquired from one or more property owners as completed public improvements (or as discrete components) or may be constructed from bond or special tax proceeds. All or a portion of the Facilities may be purchased with District funds or discrete components as completed public facilities pursuant to Section 53314.9 of the Act and/or constructed with District funds pursuant to Section 53316.2 of the Act. Any portion of the Facilities may be financed through a lease or lease-purchase arrangement or other form of indebtedness incurred by the School District or a joint powers authority of which the School District is a member (a "JPA") if CFD No. 2018-1 hereafter determines that such arrangement, including, but not limited to, certificates of participation executed and delivered on behalf of the School District or bonds issued by the School District or a JPA, is of benefit to CFD No. 2018-1 and its residents.

SECTION 5. Except where funds are otherwise available, it is the intention of the Board of Trustees to levy annually in accordance with the procedures contained in the Act a special tax, secured by recordation of a continuing lien against all nonexempt real property in CFD No. 2018-1 and the Improvement Areas therein, sufficient to pay for: (i) the Facilities and Incidental Expenses; and (ii) the principal and interest and other periodic costs on bonds or other indebtedness issued by CFD No. 2018-1 to finance the Facilities and the Incidental Expenses, including the establishment and replenishment of any reserve funds deemed necessary by CFD No. 2018-1, and any remarketing, credit enhancement and liquidity facility fees (including such fees for instruments which serve as the basis of a reserve fund in lieu of cash). The rate and method of apportionment and manner of collection of the special tax within the Improvement Areas are described in detail in Attachment "C" attached hereto, which Attachment "C" is incorporated herein by this reference. Attachment "C" allows each landowner within the proposed Improvement Areas to estimate the maximum amount that may be levied against each parcel. In the first year in which such special tax is levied, the levy shall include an amount sufficient to repay to the School District all amounts, if any, transferred to CFD No. 2018-1 pursuant to Section 53314 of the Act and interest thereon.

If special taxes of CFD No. 2018-1 and the Improvement Areas therein are levied against any parcel used for private residential purposes, (i) the maximum special tax rate shall not be increased over time except that it may be increased by an amount not to exceed two percent (2%) per year to the extent permitted in the applicable rate and method of apportionment; (ii) such tax shall be levied each Fiscal Year until not later than Fiscal Year 2059-60, whichever comes earlier, as further described in Attachment "C" hereto; and (iii) under no circumstances will the special tax levied against any parcel used for private residential purposes be increased as a consequence of delinquency or default by the owner of any other parcel or parcels within an Improvement Area by more than ten percent (10%) above the amount that would have been levied within such Improvement Area in that fiscal year had there never been any such delinquencies or defaults.

The Board of Trustees hereby determines that the proposed Facilities are necessary to meet the increased demand placed upon the School District, AVUHSD and Sanitation District and existing infrastructure as a result of the development of the land proposed for inclusion in CFD No. 2018-1 and the Improvement Areas therein. The Board of Trustees hereby determines the rate and method of apportionment of the special tax set forth in Attachment "C" for each Improvement Area to be reasonable. The special tax is apportioned to each parcel on the foregoing basis pursuant to Section 53325.3 of the Act and such special tax is not on or based upon the value or ownership of real property. In the event that a portion of the property within an Improvement Area shall become for any reason exempt, wholly or partially, from the levy of the applicable special tax specified on Attachment "C," the Board of Trustees shall, on behalf of CFD No. 2018-1 and the applicable Improvement Area therein, cause the levy to be increased, subject to the limitation of the maximum special tax for a parcel as set forth in Attachment "C," to the extent necessary upon the remaining property within the applicable Improvement Area which is not delinquent or exempt in order to yield the special tax revenues required for the purposes described in this Section 5. The obligation to pay special taxes within an Improvement Area may be prepaid as set forth in the rate and method of apportionment applicable to such Improvement Area as set forth in Attachment "C" hereto.

SECTION 6. A public hearing (the "Hearing") on the establishment of the proposed CFD No. 2018-1 and the Improvement Areas therein, the proposed rates and methods of apportionment of the special tax for each Improvement Area and the proposed issuance of bonds by CFD No. 2018-1 on behalf of the Improvement Areas to finance the Facilities and the Incidental Expenses shall be held at 5:00 p.m., or as soon thereafter as practicable, on May 15, 2018, at Hillview Multipurpose Room, 40525 Peonza Lane, Palmdale, CA 93551. Should the Board of Trustees determine to form CFD No. 2018-1 and the Improvement Areas therein, a special election will be held within the Improvement Areas to authorize the issuance of the bonds and the levy of the special tax in accordance with the procedures contained in Government Code Section 53326. If held, the proposed voting procedure at the elections will be a landowner vote with each landowner who is the owner of record of land within each Improvement Area at the close of the Hearing, or the authorized representative thereof, having one vote for each acre or portion thereof owned within the Improvement Areas. Ballots for the special elections may be distributed by mail or by personal service.

SECTION 7. At the time and place set forth above for the Hearing, the Board of Trustees will receive testimony as to whether the proposed CFD No. 2018-1 and Improvement Areas therein shall be established and as to the rate and method of apportionment of the special tax for each Improvement Area and shall consider:

(a) if an *ad valorem* property tax is currently being levied on property within proposed CFD No. 2018-1 and the Improvement Areas therein for the exclusive purpose of paying principal of or interest on bonds, lease payments or other indebtedness incurred to finance construction of capital facilities; and

(b) if the capital facilities to be financed and constructed by CFD No. 2018-1 will provide the same services as were provided by the capital facilities mentioned in subsection (a) above; and

(c) if the Board of Trustees makes the findings specified in subsections (a) and (b) above, it will consider appropriate action to determine that the total annual amount of *ad valorem* property tax revenue due from parcels within CFD No. 2018-1 and the Improvement Areas therein, for purposes of paying principal and interest on the debt identified in subsection (a) above, shall not be increased after the date on which CFD No. 2018-1 and the Improvement Areas therein are created, or after a later date determined by the Board of Trustees with the concurrence of the legislative body which levied the property tax in question.

SECTION 8. At the time and place set forth above for the Hearing, any interested person, including all persons owning land or registered to vote within proposed CFD No. 2018-1 and the Improvement Areas therein, may appear and be heard.

SECTION 9. Each School District officer who is or will be responsible for providing the Facilities within proposed CFD No. 2018-1, if it is established, is hereby directed to study the proposed CFD No. 2018-1 and the Improvement Areas therein and, at or before the time of the above-mentioned Hearing, file a report (which may be prepared by consultants) with the Board of Trustees containing a brief description of the public facilities by type which will in his or her opinion be required to meet adequately the needs of CFD No. 2018-1 and the Improvement Areas therein and an estimate of the cost of providing those public facilities, including the cost of environmental evaluations of such public facilities and an estimate of the fair and reasonable cost of any Incidental Expenses to be incurred.

SECTION 10. CFD No. 2018-1 may accept advances of funds or work-in-kind from any source, including, but not limited to, private persons or private entities, for any authorized purpose, including, but not limited to, paying any cost incurred in creating CFD No. 2018-1 and the Improvement Areas therein. CFD No. 2018-1 may enter into an agreement with the person or entity advancing the funds or work-in-kind, to repay all or a portion of the funds advanced, or to reimburse the person or entity for the value, or cost, whichever is less, of the work-in-kind, as determined by the Board of Trustees, with or without interest. CFD No. 2018-1 is hereby authorized to reimburse the Owner, and its successors and assigns, for moneys advanced pursuant to the terms of the Mitigation Agreement, the AVUHSD JCFA and the Sanitation District JCFA.

SECTION 11. The Clerk is hereby directed to publish a notice (the "Notice") of the Hearing pursuant to Section 6061 of the Government Code in a newspaper of general circulation published in the area of proposed CFD No. 2018-1 and the Improvement Areas therein. The Clerk is further directed to mail a copy of the Notice to each of the landowners within the boundaries of CFD No. 2018-1 and the Improvement Areas therein at least fifteen (15) days prior to the Hearing. The Notice shall contain the text or a summary of this Resolution, the time and place of the Hearing, a statement that the testimony of all interested persons or taxpayers will be heard, a description of the protest rights of the registered voters and landowners in the proposed District and the Improvement Areas therein and a description of the proposed voting procedure for the elections required by the Act. Such publication shall be completed at least seven (7) days prior to the date of the Hearing.

SECTION 12. The form of the amended Mitigation Agreement, AVUHSD JCFA and Sanitation District JCFA on file with the Clerk of the Board of Trustees are hereby approved, and the Superintendent of the School District, or her designee, is authorized to execute and deliver such agreements, with such changes therein, deletions therefrom and modifications thereto as the

Superintendent or her designee may approve, such approval to be conclusively evidenced by the execution and delivery thereof.

SECTION 13. Except to the extent limited in any bond resolution or trust indenture related to the issuance of bonds, the Board of Trustees hereby reserves to itself all rights and powers set forth in Section 53344.1 of the Act (relating to tenders in full or partial payment).

SECTION 14. In accordance with the provisions of Section 53315.6 of the Government Code, the Clerk is hereby directed to transmit a copy of this resolution to the Clerk of the Board of Supervisors of the County of Los Angeles.

SECTION 15. Upon completion of the formation of the CFD No. 2018-1 and the Improvement Areas therein, the Property shall be removed from the Prior CFD and any and all obligation to pay the special tax within the Prior CFD shall cease and the lien created by the Prior CFD shall be extinguished, as further evidenced by the School District's recordation of a notice of cancellation and extinguishment of special tax lien of the Prior CFD with respect to the Property.

This Resolution shall be effective upon its adoption.

Westside Union School District
Resolution No. 18-44 Declaring Intention to Form CFD No. 2018-1
Page Seven

PASSED AND ADOPTED by the Board of Trustees of the Westside Union School District this 3rd day of April, 2018, by the following vote:

AYES: _____

ABSENT: _____

NAYS: _____

ABSTAIN: _____

President of the Board of Trustees

ATTEST:

Clerk of the Board of Trustees

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I, Linda Jones, Clerk of the Board of Trustees of the Westside Union School District, California, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 18-44 of said Board of Trustees, and that the same has not been amended or repealed.

Dated: April 3, 2018

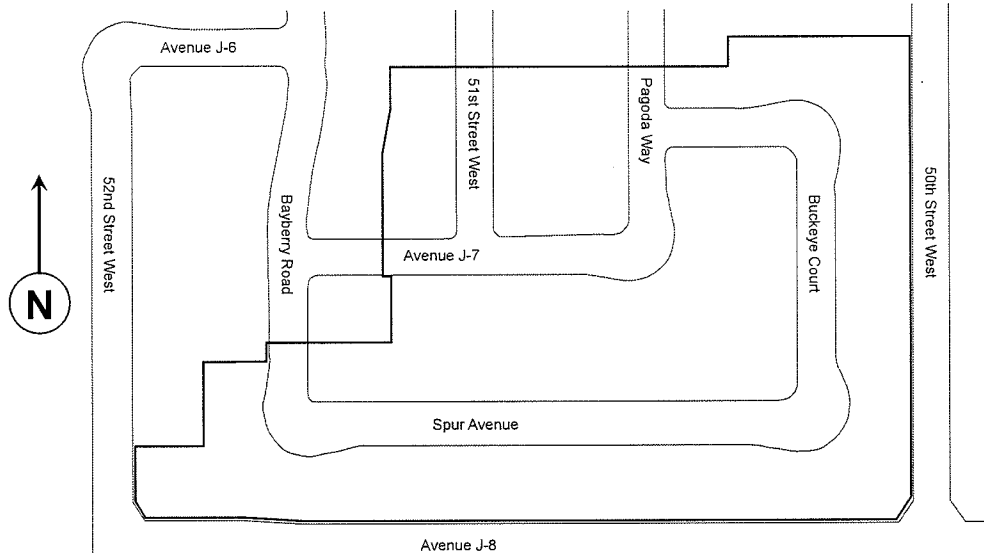
Clerk of the Board of Trustees

ATTACHMENT A

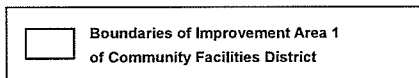
**COMMUNITY FACILITIES DISTRICT NO. 2018-1
OF THE WESTSIDE UNION SCHOOL DISTRICT**

SHEET 1 OF 3

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA



LEGEND



Prepared by:
California Financial Services

(1) Filed in the office of the Clerk of the Board of Trustees of the Westside Union School District this ____ day of _____, 20__

_____, Clerk of the Board of Trustees
Westside Union School District

(2) I hereby certify that the within map showing the boundaries of Community Facilities District No. 2018-1 of the Westside Union School District, Los Angeles County, State of California, was approved by the Board of Trustees of the Westside Union School District at the regular meeting thereof, held on this ____ day of _____, 20__ by its Resolution No. _____.

_____, Clerk of the Board of Trustees
Westside Union School District

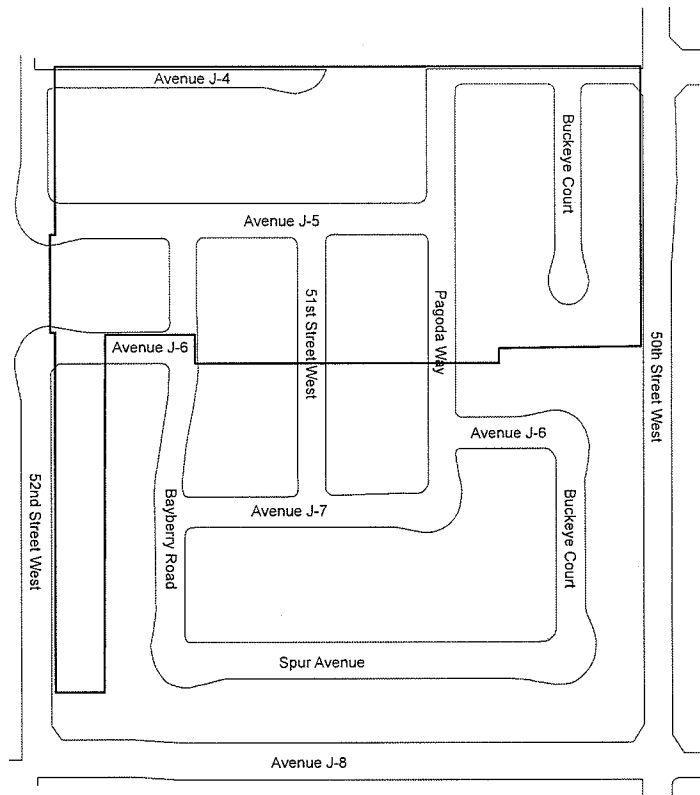
(3) THIS MAP HAS BEEN FILED AT THE REQUEST OF WESTSIDE UNION SCHOOL DISTRICT, THIS ____ DAY OF _____, 20__, AT ____ .M. IN BOOK _____, AT PAGE (S) _____ OF ASSESSMENT MAPS.

LOS ANGELES COUNTY
REGISTRAR — RECORDER

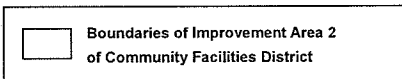
BY: _____
DEPUTY RECORDER

Reference is hereby made to the Assessor maps of the County of Los Angeles for an exact description of the lines and dimensions of each lot and parcel.

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA



LEGEND



Reference is hereby made to the Assessor maps of the County of Los Angeles for an exact description of the lines and dimensions of each lot and parcel.

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA

LEGAL DESCRIPTION OF IMPROVEMENT AREAS
(Assessor's Parcel Numbers)

IMPROVEMENT AREA 1

3203-061-088	3203-061-043	3203-061-071
3203-061-003	3203-061-044	3203-061-072
3203-061-015	3203-061-045	3203-061-073
3203-061-016	3203-061-046	3203-061-074
3203-061-017	3203-061-047	3203-061-089
3203-061-018	3203-061-048	
3203-061-019	3203-061-049	
3203-061-020	3203-061-050	
3203-061-021	3203-061-051	
3203-061-022	3203-061-052	
3203-061-023	3203-061-053	
3203-061-024	3203-061-054	
3203-061-025	3203-061-055	
3203-061-026	3203-061-056	
3203-061-027	3203-061-057	
3203-061-028	3203-061-058	
3203-061-029	3203-061-059	
3203-061-030	3203-061-060	
3203-061-031	3203-061-061	
3203-061-032	3203-061-062	
3203-061-033	3203-061-063	
3203-061-034	3203-061-064	
3203-061-035	3203-061-065	
3203-061-036	3203-061-066	
3203-061-039	3203-061-067	
3203-061-040	3203-061-068	
3203-061-041	3203-061-069	
3203-061-042	3203-061-070	

IMPROVEMENT AREA 2

3203-062-001	3203-062-029	3203-062-057
3203-062-002	3203-062-030	3203-062-058
3203-062-003	3203-062-031	3203-062-059
3203-062-004	3203-062-032	3203-062-060
3203-062-005	3203-062-033	3203-062-061
3203-062-006	3203-062-034	3203-062-062
3203-062-007	3203-062-035	3203-062-063
3203-062-008	3203-062-036	3203-062-064
3203-062-009	3203-062-037	3203-062-065
3203-062-010	3203-062-038	3203-062-066
3203-062-011	3203-062-039	3203-062-067
3203-062-012	3203-062-040	3203-062-068
3203-062-013	3203-062-041	3203-062-069
3203-062-014	3203-062-042	3203-062-070
3203-062-015	3203-062-043	3203-061-075
3203-062-016	3203-062-044	3203-061-076
3203-062-017	3203-062-045	3203-061-077
3203-062-018	3203-062-046	3203-061-078
3203-062-019	3203-062-047	3203-061-079
3203-062-020	3203-062-048	3203-061-080
3203-062-021	3203-062-049	3203-061-081
3203-062-022	3203-062-050	3203-061-082
3203-062-023	3203-062-051	3203-061-083
3203-062-024	3203-062-052	
3203-062-025	3203-062-053	
3203-062-026	3203-062-054	
3203-062-027	3203-062-055	
3203-062-028	3203-062-056	

ATTACHMENT B

TYPES OF FACILITIES TO BE FINANCED BY COMMUNITY FACILITIES DISTRICT NO. 2018-1 OF THE WESTSIDE UNION SCHOOL DISTRICT AND IMPROVEMENT AREA NOS. 1 AND 2 THEREIN

The proposed public facilities eligible to be financed by CFD No. 2018-1 include:

1. The construction, purchase, modification, expansion, improvement or rehabilitation of:

(a) School Facilities to be owned and operated by the Westside Union School District including, without limitation, classrooms, multi-purpose, administration and auxiliary space at a school, and interim housing, together with furniture, equipment and technology, needed by the Westside Union School District in order to mitigate the impact on school facilities of the student population to be generated as a result of the development of the property to be included within CFD No. 2018-1, together with all land or interests in land required for the construction of such school facilities and all land or interests in land required to be provided by the Westside Union School District as mitigation of environmental impacts associated with the development of such school facilities, and central support and administrative facilities, transportation and special education facilities, including any incidental school administration and transportation center improvements (the "School Facilities"); and

(b) Grades 9-12 school facilities to be owned and operated by the Antelope Valley Union High School District, and all appurtenances and appurtenant work in connection with the foregoing; and

(c) sewer facilities to be owned and operated by County Sanitation District No. 14 of Los Angeles County and all appurtenances and appurtenant work in connection with the foregoing; and

2. To finance the incidental expenses to be incurred, including:

(a) The cost of engineering, planning and designing the Facilities;

(b) All costs associated with the creation of CFD No. 2018-1, the issuance of bonds by CFD No. 2018-1, the determination of the amount of special taxes to be levied and costs otherwise incurred in order to carry out the authorized purposes of CFD No. 2018-1 and administering CFD No. 2018-1.

ATTACHMENT C

**RATE AND METHOD OF APPORTIONMENT FOR
COMMUNITY FACILITIES DISTRICT NO. 2018-1
OF THE WESTSIDE UNION SCHOOL DISTRICT
(IMPROVEMENT AREA NO. 1)**

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAXES OF IMPROVEMENT AREA 1 OF COMMUNITY FACILITIES DISTRICT NO. 2018-1 OF THE WESTSIDE UNION SCHOOL DISTRICT

A Special Tax (as defined herein) shall be levied on and collected from all Assessor's Parcels in Improvement Area ("IA") 1 of Community Facilities District ("CFD") No. 2018-1 of the Westside Union School District ("School District") each Fiscal Year commencing in Fiscal Year 2018/2019, in an amount determined by the Board through the application of the Rate and Method of Apportionment of Special Taxes ("RMA") described below. All the real property within the District, unless exempted by law or by provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

SECTION A DEFINITIONS

For purposes of this RMA, the terms hereinafter set forth have the following meanings:

"Acreage" means the number of acres of land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the Administrator may rely on the land area shown on the applicable Final Map.

"Act" means the Mello-Roos Communities Facilities Act of 1982, as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

"Administrative Expenses" means any ordinary and necessary expense incurred by the School District on behalf of the District related to the determination of the amount of the levy of Special Taxes, the collection of Special Taxes, including, but not limited to, the reasonable expenses of collecting delinquencies, the administration of Bonds, the proportionate payment of salaries and benefits of any School District employee whose duties are directly related to the administration of the District, and reasonable costs otherwise incurred in order to carry out the authorized purposes of the District including a proportionate amount of School District general administrative overhead related thereto.

"Administrator" means an official of the School District or designee thereof, responsible for determining the levy and collection of the Special Taxes.

"Annual Special Tax" means the Special Tax levied in any Fiscal Year on any Assessor's Parcel.

"Assessor's Parcel" means a parcel of land designated on an Assessor's Parcel Map with an assigned Assessor's Parcel Number within the boundaries of the District.

"Assessor's Parcel Map" means an official map of the Assessor of the County designating parcels by Assessor's Parcel Number.

"Assessor's Parcel Number" means that number assigned to an Assessor's Parcel by the County for purposes of identification.

"Assigned Annual Special Tax" means the Special Tax of that name described in Section D hereof.

"Backup Annual Special Tax" means the Special Tax of that name described in Section E hereof.

"Board" means the Governing Board (Board of Trustees) of the School District, or its designee, acting as the Legislative Body of the District.

"Bond Index" means the national Bond Buyer Revenue Index, commonly referenced as the 25-Bond Revenue Index. In the event the Bond Index ceases to be published, the index used shall be based on a comparable index for revenue bonds maturing in 30 years with an average rating equivalent to Moody's A1 and/or Standard & Poor's A+, as determined by the Board.

"Bond Yield" means the yield of the last series of Bonds issued. For purposes of this calculation the yield of the Bonds shall be the yield calculated at the time such Bonds are issued, pursuant to Section 148 of the Internal Revenue Code of 1986, as amended, for the purpose of the Non-Arbitrage (Tax) Certificate or other similar bond issuance document.

"Bonds" means any obligation to repay a sum of money, including obligations in the form of bonds, notes, certificates of participation, long-term leases, loans from government agencies, or loans from banks, other financial institutions, private businesses, or individuals, or long-term contracts, or any refunding thereof, to which the Special Taxes have been pledged for repayment.

"Building Square Footage" or "BSF" means the square footage of assessable internal living space of a Unit, exclusive of any carports, walkways, garages, overhangs, patios, enclosed patios, detached accessory structure, other structures not used as living space, or any other square footage excluded under Government Code Section 65995 as determined by reference to the building permit(s) for such Unit.

"City" means the City of Lancaster, California.

"County" means the County of Los Angeles, California.

"Developed Property" means all Assessor's Parcels of Taxable Property for which building permit(s) were issued on or before May 1 of the prior Fiscal Year, provided that such Assessor's Parcels were created on or before January 1 of the prior Fiscal Year, as reasonably determined by the Administrator.

"District" means IA 1 of Community Facilities District No. 2018-1 of the School District.

"Exempt Property" means all Assessor's Parcels designated as being exempt from Special Taxes pursuant to Section K hereof.

"Final Map" means a final tract map, parcel map, lot line adjustment, or functionally equivalent map or instrument that creates individual Lots, recorded in the Office of the County Recorder.

"Fiscal Year" means the period commencing on July 1 of any year and ending on the following June 30.

"Land Use Class or Classes" means the tax classifications depicted in Table 1 for all Assessor's Parcel of Developed Property based on the Building Square Footage of such Assessor's Parcel.

"Lot" means an individual legal lot created by a Final Map for which a building permit for residential construction has been or could be issued.

"Maximum Special Tax" means for each Assessor's Parcel, the maximum Special Tax, determined in accordance with Section C, which can be levied by the District in a given Fiscal Year on such Assessor's Parcel.

"Mitigation Agreement" means the Amended and Restated School Facilities Mitigation Agreement made and entered into as of _____, 2018 by and among the School District and STG Montecito West, LLC.

"Net Taxable Acreage" means the total Acreage of Developed Property expected to exist within the District after all Final Maps are recorded.

"Partial Prepayment Amount" means the amount required to prepay a portion of the Special Tax obligation for an Assessor's Parcel as described in Section H hereof.

"Prepayment Administrative Fees" means any fees or expenses of the School District or the District associated with the prepayment of the Special Tax obligation of an Assessor's Parcel. Prepayment Administrative Fees shall include among other things the cost of computing the Prepayment Amount, redeeming Bonds, and recording any notices to evidence the prepayment and redemption of Bonds.

"Prepayment Amount" means the amount required to prepay the Special Tax obligation in full for an Assessor's Parcel as described in Section G hereof.

"Present Value of Taxes" means for any Assessor's Parcel the present value of (i) the unpaid portion, if any, of the Annual Special Tax applicable to such Assessor's Parcel in the current Fiscal Year and (ii) the Special Taxes expected to be levied on such Assessor's Parcel in each remaining Fiscal Year, as determined by the Administrator, until the termination date specified in Section J, but in no event longer than 33 Fiscal Years. The discount rate used for this calculation shall be equal to (a) the Bond Yield after Bond issuance or (b) the most recently published Bond Index prior to Bond issuance.

"Proportionately" means that the ratio of the actual Annual Special Tax levy to the applicable Assigned Annual Special Tax is equal for all applicable Assessor's Parcels. In the case of Developed Property subject to apportionment of the Annual Special Tax under Step Four of Section F, "Proportionately" shall mean that the quotient of (i) the Annual Special Tax less the Assigned Annual Special Tax divided by (ii) the Backup Annual Special Tax less the Assigned Annual Special Tax is equal for all applicable Assessor's Parcels.

"Provisional Undeveloped Property" means all Assessor's Parcels of Taxable Property that would otherwise be classified as Exempt Property pursuant to Section K but cannot be classified as Exempt Property because to do so would reduce the Net Taxable Acreage below the required minimum Acreage set forth in Section K, as applicable.

"Reserve Fund Credit" means an amount equal to the lesser of (i) the reduction in the applicable reserve fund requirement(s) resulting from the redemption of Bonds with the Prepayment Amount or (ii) ten percent (10%) of the amount of Bonds which will be redeemed. If a surety bond or other credit instrument satisfies the reserve requirement or the reserve requirement is underfunded at the time of the prepayment, no Reserve Fund Credit shall be given.

"School District" means the Westside Union School District, a public school district organized and operating pursuant to the Constitution and laws of the State of California.

"Special Tax" means any of the special taxes authorized to be levied by the District pursuant to the Act and this RMA.

"Special Tax Requirement" means the amount required in any Fiscal Year to pay (i) the debt service or the periodic costs on all outstanding Bonds, (ii) Administrative Expenses, (iii) the costs associated with the release of funds from an escrow account or accounts established in association with the Bonds, (iv) any amount required to establish or replenish any reserve funds (or accounts thereof) established in association with the Bonds, and (v) the collection or accumulation of funds for the acquisition or construction of school facilities and certain costs associated with the maintenance and operations of school facilities authorized by the District provided that the inclusion of such amount does not cause an increase in the levy of Special Tax on Approved Property, Undeveloped Property, or Provisional Undeveloped Property as set forth in Steps Two through Four of Section F, less (vi) any amount(s) available to pay debt service or other periodic costs on the Bonds pursuant to any applicable bond indenture, fiscal agent agreement, trust agreement, or equivalent agreement or document. In arriving at the Special Tax Requirement, the Administrator shall take into account the reasonably anticipated delinquent Special Taxes, provided that the amount included cannot cause the Annual Special Tax of an Assessor Parcel of Developed Property to increase by greater than ten percent (10%) of what would have otherwise been levied.

"Taxable Property" means all Assessor's Parcels which are not Exempt Property.

"Undeveloped Property" means all Assessor's Parcels of Taxable Property which are not Developed Property or Approved Property.

"Unit" means each separate residential dwelling unit, including but not limited to, a single family attached or detached unit, condominium, an apartment unit, mobile home, or otherwise, excluding hotel and motels.

SECTION B CLASSIFICATION OF ASSESSOR'S PARCELS

Each Fiscal Year, commencing with Fiscal Year 2018/2019, all Assessor's Parcels within the District shall be classified as either Taxable Property or Exempt. In addition, each Assessor's Parcel of Taxable Property shall be classified as Developed Property, Undeveloped Property or Provisional Undeveloped Property. Developed Property shall be further assigned to a Land Use Class, according to Table 1 below, based on the Building Square Footage of each Unit.

Table 1
Land Use Classification

Land Use Class	Building Square Footage
1	< 2,350 sq. ft.
2	2,350 – 2,600 sq. ft.
3	2,601 – 2,850 sq. ft.
4	2,851 – 3,100 sq. ft.
5	3,101 – 3,350 sq. ft.
6	3,351 – 3,600 sq. ft.
7	> 3,600 sq. ft.

SECTION C MAXIMUM SPECIAL TAX RATE

1. Developed Property

The Maximum Special Tax for each Assessor's Parcel classified as Developed Property shall be the greater of the amount derived by the application of the (a) Assigned Annual Special Tax or (b) Backup Annual Special Tax.

2. Undeveloped Property

The Maximum Special Tax for each Assessor's Parcel classified as Undeveloped Property or Provisional Undeveloped Property shall be derived by the application of the Assigned Annual Special Tax.

SECTION D ASSIGNED ANNUAL SPECIAL TAXES

1. Developed Property

The Assigned Annual Special Tax for each Assessor's Parcel of Developed Property will be determined in accordance with Table 2 below, subject to increases as described below.

Table 2
Fiscal Year 2018/2019
Assigned Annual Special Taxes
for Developed Property

Land Use Class	Building Square Footage	Assigned Annual Special Tax Rate
1	< 2,350 sq. ft.	\$1,958.00 per Unit
2	2,350 – 2,600 sq. ft.	\$2,029.00 per Unit
3	2,601 – 2,850 sq. ft.	\$2,167.00 per Unit
4	2,851 – 3,100 sq. ft.	\$2,230.00 per Unit
5	3,101 – 3,350 sq. ft.	\$2,257.00 per Unit
6	3,351 – 3,600 sq. ft.	\$2,283.00 per Unit
7	> 3,600 sq. ft.	\$2,561.46 per Unit

2. Undeveloped Property and Provisional Undeveloped Property

The Assigned Annual Special Tax for each Assessor's Parcel of Undeveloped Property or Provisional Undeveloped Property shall be \$15,730.00 per acre of Acreage, subject to increases as described below.

3. Increases in the Assigned Annual Special Tax

a. Developed Property

On each July 1, commencing July 1, 2019, the Assigned Annual Special Tax rate applicable to Developed Property shall be increased by two percent (2.00%).

b. Undeveloped Property and Provisional Undeveloped Property

On each July 1, commencing July 1, 2019, the Assigned Annual Special Tax rate per acre of Acreage for Undeveloped Property and Provisional Undeveloped Property shall be increased by two percent (2.00%).

SECTION E

BACKUP ANNUAL SPECIAL TAX

Each Fiscal Year, each Assessor's Parcel of Developed Property shall be subject to a Backup Annual Special Tax.

1. Calculation of the Backup Annual Special Tax Rate

The Backup Annual Special Tax rate for an Assessor's Parcel of Developed Property within a Final Map shall be the rate per Lot calculated in accordance with the following formula in Fiscal Year 2018/2019 or such later Fiscal Year in which such Final Map is created, subject to increases as described below:

$$B = (U \times A) / L$$

The terms above have the following meanings:

B	=	Backup Annual Special Tax per Lot for the applicable Fiscal Year
U	=	Assigned Annual Special Tax per Acre of Undeveloped Property in the Fiscal Year the calculation is performed
A	=	Acreage of Taxable Property expected to exist within such Final Map at the time of calculation, as determined by the Administrator
L	=	Number of Lots within the applicable Final Map at the time of calculation

2. Changes to a Final Map

If the Final Map(s) described in the preceding paragraph are subsequently changed or modified, then the Backup Annual Special Tax for each Assessor's Parcel of Developed Property changed or modified in each such Final Map shall be a rate per square foot of Acreage calculated as follows:

- a. Determine the total Backup Annual Special Tax revenue anticipated to apply to the changed or modified Assessor's Parcels prior to the change or modification.
- b. The result of paragraph a above shall be divided by the Acreage of Taxable Property of the modified Assessor's Parcels, as reasonably determined by the Administrator.
- c. The result of paragraph b above shall be divided by 43,560. The result is the Backup Annual Special Tax per square foot of Acreage that shall be applicable to the modified Assessor's Parcels, subject to increases as described below.

3. Increase in the Backup Annual Special Tax

Each July 1, commencing the July 1 following the initial calculation of the Backup Annual Special Tax rate for Developed Property within a Final Map, the Backup Annual Special Tax for each Lot within such Final Map shall be increased by two percent (2.00%) of the amount in effect the prior Fiscal Year.

**SECTION F
METHOD OF APPORTIONMENT
OF THE ANNUAL SPECIAL TAX**

Commencing Fiscal Year 2018/2019 and for each subsequent Fiscal Year, the Board shall levy Annual Special Taxes on all Taxable Property in accordance with the following steps:

- Step One:** The Special Tax shall be levied on each Assessor's Parcel of Developed Property at the Assigned Annual Special Tax applicable to each such Assessor's Parcel.
- Step Two:** If additional moneys are needed to satisfy the Special Tax Requirement after the first step has been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property up to 100% of the Assigned Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.
- Step Three:** If additional moneys are needed to satisfy the Special Tax Requirement after the second step has been completed, the Special Tax on each Assessor's Parcel of Developed Property, for which the Maximum Special Tax is the Backup Annual Special Tax, shall be increased Proportionately from the Assigned Annual Special Tax up to 100% of the Backup Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.
- Step Four:** If additional moneys are needed to satisfy the Special Tax Requirement after the third step has been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Provisional Undeveloped Property up to 100% of the Assigned Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.

SECTION G PREPAYMENT OF SPECIAL TAXES

1. Special Tax Prepayment Times and Conditions

The Special Tax obligation of an Assessor's Parcel of Taxable Property may be prepaid, if there are no delinquent Special Taxes, penalties, or interest charges outstanding with respect to such Assessor's Parcel. An owner of an Assessor's Parcel intending to prepay the Special Tax shall provide the School District with written notice of intent to prepay. Within thirty (30) days of receipt of such written notice, the Administrator shall determine the Prepayment Amount for such Assessor's Parcel and shall notify such owner of such Prepayment Amount.

2. Special Tax Prepayment Calculation

The Prepayment Amount shall be calculated according to the following formula:

$$P = PVT - RFC + PAF$$

The terms above have the following meanings:

P	=	Prepayment Amount
PVT	=	Present Value of Taxes
RFC	=	Reserve Fund Credit
PAF	=	Prepayment Administrative Fees

3. Special Tax Prepayment Procedures and Limitations

The amount representing the Present Value of Taxes attributable to the prepayment less the Reserve Fund Credit attributable to the prepayment shall, prior to the issuance of Bonds, be deposited into a separate account held with the School District and disbursed in accordance with the Mitigation Agreement and after the issuance of Bonds be deposited into the applicable account or fund established under the trust agreement, indenture agreement or fiscal agent agreement and used to pay debt service or redeem Bonds. The amount representing the Prepayment Administrative Fees attributable to the prepayment shall be retained and deposited into the applicable account by the District.

With respect to any Assessor's Parcel for which the Special Tax is prepaid, the Board shall indicate in the records of the District that there has been a prepayment of the Special Tax obligation and shall cause a suitable notice to be recorded in compliance with the Act to indicate the prepayment of the Special Tax obligation and the release of the Special Tax lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay such Special Tax shall cease.

Notwithstanding the foregoing, no prepayment will be allowed unless the amount of Assigned Annual Special Taxes that may be levied on Taxable Property and net of Administrative

Expenses excluding Provisional Undeveloped Property, after such prepayment shall be at least 1.15 times the regularly scheduled annual interest and principal payments on all currently outstanding Bonds in each future Fiscal Year and such prepayment will not impair the security of all currently outstanding Bonds, as reasonably determined by the Administrator. Such determination shall include identifying all Assessor's Parcels that are expected to be classified as Exempt Property.

Notwithstanding the above, the ability to prepay the Special Tax obligation of an Assessor's Parcel may be suspended, by the Administrator, acting in his or her absolute and sole discretion for and on behalf of the District, without notice to the owners of property within the District for a period of time, not to exceed sixty (60) days, prior to the scheduled issuance of Bonds by the District to assist in the efficient preparation of the required bond market disclosure.

SECTION H

PARTIAL PREPAYMENT OF SPECIAL TAXES

1. Partial Prepayment Times and Conditions

The Special Tax obligation for Assessor's Parcels of Taxable Property may be partially prepaid in increments of ten (10) Units, provided that there are no delinquent Special Taxes, penalties, or interest charges outstanding with respect to such Assessor's Parcels at the time the Special Tax obligation would be partially prepaid. An owner of an Assessor's Parcel(s) intending to partially prepay the Special Tax shall provide the District with written notice of their intent to partially prepay. Within thirty (30) days of receipt of such written notice, the Administrator shall determine the Partial Prepayment Amount of such Assessor's Parcel and shall notify such owner of such Partial Prepayment Amount.

2. Partial Prepayment Calculation

The Partial Prepayment Amount shall be calculated according to the following formula:

$$PP = PVT \times F - RFC + PAF$$

The terms above have the following meanings:

PP	=	the Partial Prepayment Amount
PVT	=	Present Value of Taxes
F	=	the percent by which the owner of the Assessor's Parcel is partially prepaying the Special Tax obligation
RFC	=	Reserve Fund Credit
PAF	=	Prepayment Administrative Fees

3. Partial Prepayment Procedures and Limitations

The amount representing the Present Value of Taxes attributable to the prepayment less the Reserve Fund Credit attributable to the prepayment shall, prior to the issuance of Bonds, be deposited into a separate account held with the School District and disbursed in accordance with the Mitigation Agreement and after the issuance of Bonds be deposited into the applicable account or fund established under the trust agreement or indenture agreement or fiscal agent agreement and used to pay debt service or redeem Bonds. The amount representing the Prepayment Administrative Fees attributable to the prepayment shall be retained and deposited into the applicable account by the District.

With respect to any Assessor's Parcel for which the Special Tax obligation is partially prepaid, the Board shall indicate in the records of the District that there has been a partial prepayment of the Special Tax obligation and shall cause a suitable notice to be recorded in compliance with the Act to indicate the partial prepayment of the Special Tax obligation and the partial release of the Special Tax lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay such prepaid portion of the Special Tax shall cease. Additionally, the notice shall indicate that the Assigned Annual Special Tax and the Backup Annual Special Tax if applicable for the Assessor's Parcel has been reduced by an amount equal to the percentage which was partially prepaid.

Notwithstanding the foregoing, no partial prepayment will be allowed unless the amount of Special Taxes that may be levied on Taxable Property, excluding Provisional Undeveloped Property, after such partial prepayment, net of Administrative Expenses, shall be at least 1.15 times the regularly scheduled annual interest and principal payments on all currently outstanding Bonds in each future Fiscal Year and such partial prepayment will not impair the security of all currently outstanding Bonds, as reasonably determined by the Administrator. Such determination shall include identifying all Assessor's Parcels that are expected to be classified as Exempt Property.

Notwithstanding the above, the ability to prepay the Annual Special Tax obligation of an Assessor's Parcel may be suspended, by the Administrator, acting in his or her absolute and sole discretion for and on behalf of the District, without notice to the owners of property within the District for a period of time, not to exceed sixty (60) days, prior to the scheduled issuance of Bonds by the District to assist in the efficient preparation of the required bond market disclosure.

SECTION I ANNUAL SPECIAL TAX REMAINDER

In any Fiscal Year which the Special Taxes collected from Developed Property exceeds the amount needed to make regularly scheduled annual interest and principal payments on outstanding Bonds and pay Administrative Expenses, the School District may use such amount for acquisition, construction or financing of school facilities and certain costs associated with the maintenance and operations of school facilities in accordance with the Act, District proceedings and other applicable laws as determined by the Board.

SECTION J TERMINATION OF SPECIAL TAX

The Special Tax shall be levied for a term of three (3) Fiscal Years after the final maturity of the last series of Bonds, provided that the Special Tax shall not be levied later than Fiscal Year 2058/2059. However, the Special Tax may cease to be levied in an earlier Fiscal Year if the Board has determined (i) that all required interest and principal payments on the Bonds have been paid, (ii) all authorized facilities of the District have been acquired and all reimbursements have been paid, and (iii) all other obligations of the District have been satisfied.

SECTION K EXEMPTIONS

The Administrator shall classify as Exempt Property in the chronological order in which each Assessor Parcel becomes (i) owned by the State of California, federal or other local governments, (ii) used as places of worship and are exempt from *ad valorem* property taxes because they are owned by a religious organization, (iii) owned by a homeowners' association, (iv) burdened with a public or utility easements making impractical their utilization for other than the purposes set forth in the easement, or (v) any other Assessor's Parcels at the reasonable discretion of the Board, provided that no such classification would reduce the Net Taxable Acreage to less than 11.124 acres of Acreage ("Minimum Taxable Acreage").

Notwithstanding the above, the Administrator or Board shall not classify an Assessor's Parcel as Exempt Property if such classification would reduce the sum of the Acreage of all Taxable Property to less than the Minimum Taxable Acreage. Assessor's Parcels which cannot be classified as Exempt Property because such classification would reduce the Acreage of all Taxable Property to less than the Minimum Taxable Acreage will be classified as Provisional Undeveloped Property, as applicable, and will continue to be subject to Special Taxes accordingly.

SECTION L APPEALS

Any property owner claiming that the amount or application of the Special Tax is not correct may file a written notice of appeal with the Administrator to be received by the Administrator not later than six (6) months after having paid the first installment of the Special Tax that is disputed. The reissuance or cancellation of a building permit is not an eligible reason for appeal. In order to be considered sufficient, any notice of appeal must (i) specifically identify the property by address and Assessor's Parcel Number, (ii) state the amount in dispute and whether it is the whole amount or only a portion of the Special Tax, (iii) state all grounds on which the property owner is disputing the amount or

application of the Special Tax, including a reasonably detailed explanation as to why the amount or application of such Special Tax is incorrect, (iv) include all documentation, if any, in support of the claim, and (v) be verified under penalty of perjury by the person who paid the Special Tax or his or her guardian, executor or administrator. The Administrator shall promptly review the appeal, and if necessary, meet with the property owner, consider written and oral evidence regarding the amount of the Special Tax, and rule on the appeal. If the representative's decision requires that the Special Tax for an Assessor's Parcel be modified or changed in favor of the property owner, a cash refund shall not be made (except for the last year of levy), but an adjustment shall be made to the Special Tax on that Assessor's Parcel in the subsequent Fiscal Year(s) as the representative's decision shall indicate.

SECTION M MANNER OF COLLECTION

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes and shall be subject to the same penalties, the same procedure, sale and lien priority in the case of delinquency; provided, however, that the District may directly bill all or a portion of the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and if so collected, a delinquent penalty of ten percent (10%) of the Special Tax will attach at 5:00 p.m. on the date the Special Tax becomes delinquent and interest at 1.5% per month of the Special Tax will attach on the July 1 after the delinquency date and the first of each month thereafter until such Special Taxes are paid.

**RATE AND METHOD OF APPORTIONMENT FOR
COMMUNITY FACILITIES DISTRICT NO. 2018-1
OF THE WESTSIDE UNION SCHOOL DISTRICT
(IMPROVEMENT AREA NO. 2)**

RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAXES OF IMPROVEMENT AREA 2 OF COMMUNITY FACILITIES DISTRICT NO. 2018-1 OF THE WESTSIDE UNION SCHOOL DISTRICT

A Special Tax (as defined herein) shall be levied on and collected from all Assessor's Parcels in Improvement Area ("IA") 2 of Community Facilities District ("CFD") No. 2018-1 of the Westside Union School District ("School District") each Fiscal Year commencing in Fiscal Year 2018/2019, in an amount determined by the Board through the application of the Rate and Method of Apportionment of Special Taxes ("RMA") described below. All the real property within the District, unless exempted by law or by provisions hereof, shall be taxed for the purposes, to the extent and in the manner herein provided.

SECTION A DEFINITIONS

For purposes of this RMA, the terms hereinafter set forth have the following meanings:

"Acreage" means the number of acres of land area of an Assessor's Parcel as shown on an Assessor's Parcel Map, or if the land area is not shown on an Assessor's Parcel Map, the Administrator may rely on the land area shown on the applicable Final Map.

"Act" means the Mello-Roos Communities Facilities Act of 1982, as amended, being Chapter 2.5, Division 2 of Title 5 of the Government Code of the State of California.

"Administrative Expenses" means any ordinary and necessary expense incurred by the School District on behalf of the District related to the determination of the amount of the levy of Special Taxes, the collection of Special Taxes, including, but not limited to, the reasonable expenses of collecting delinquencies, the administration of Bonds, the proportionate payment of salaries and benefits of any School District employee whose duties are directly related to the administration of the District, and reasonable costs otherwise incurred in order to carry out the authorized purposes of the District including a proportionate amount of School District general administrative overhead related thereto.

"Administrator" means an official of the School District or designee thereof, responsible for determining the levy and collection of the Special Taxes.

"Annual Special Tax" means the Special Tax levied in any Fiscal Year on any Assessor's Parcel.

"Assessor's Parcel" means a parcel of land designated on an Assessor's Parcel Map with an assigned Assessor's Parcel Number within the boundaries of the District.

"Assessor's Parcel Map" means an official map of the Assessor of the County designating parcels by Assessor's Parcel Number.

"Assessor's Parcel Number" means that number assigned to an Assessor's Parcel by the County for purposes of identification.

"Assigned Annual Special Tax" means the Special Tax of that name described in Section D hereof.

"Backup Annual Special Tax" means the Special Tax of that name described in Section E hereof.

"Board" means the Governing Board (Board of Trustees) of the School District, or its designee, acting as the Legislative Body of the District.

"Bond Index" means the national Bond Buyer Revenue Index, commonly referenced as the 25-Bond Revenue Index. In the event the Bond Index ceases to be published, the index used shall be based on a comparable index for revenue bonds maturing in 30 years with an average rating equivalent to Moody's A1 and/or Standard & Poor's A+, as determined by the Board.

"Bond Yield" means the yield of the last series of Bonds issued. For purposes of this calculation the yield of the Bonds shall be the yield calculated at the time such Bonds are issued, pursuant to Section 148 of the Internal Revenue Code of 1986, as amended, for the purpose of the Non-Arbitrage (Tax) Certificate or other similar bond issuance document.

"Bonds" means any obligation to repay a sum of money, including obligations in the form of bonds, notes, certificates of participation, long-term leases, loans from government agencies, or loans from banks, other financial institutions, private businesses, or individuals, or long-term contracts, or any refunding thereof, to which the Special Taxes have been pledged for repayment.

"Building Square Footage" or "BSF" means the square footage of assessable internal living space of a Unit, exclusive of any carports, walkways, garages, overhangs, patios, enclosed patios, detached accessory structure, other structures not used as living space, or any other square footage excluded under Government Code Section 65995 as determined by reference to the building permit(s) for such Unit.

"City" means the City of Lancaster, California.

"County" means the County of Los Angeles, California.

"Developed Property" means all Assessor's Parcels of Taxable Property for which building permit(s) were issued on or before May 1 of the prior Fiscal Year, provided that such Assessor's Parcels were created on or before January 1 of the prior Fiscal Year, as reasonably determined by the Administrator.

"District" means IA 2 of Community Facilities District No. 2018-1 of the School District.

"Exempt Property" means all Assessor's Parcels designated as being exempt from Special Taxes pursuant to Section K hereof.

"Final Map" means a final tract map, parcel map, lot line adjustment, or functionally equivalent map or instrument that creates individual Lots, recorded in the Office of the County Recorder.

"Fiscal Year" means the period commencing on July 1 of any year and ending on the following June 30.

"Land Use Class or Classes" means the tax classifications depicted in Table 1 for all Assessor's Parcel of Developed Property based on the Building Square Footage of such Assessor's Parcel.

"Lot" means an individual legal lot created by a Final Map for which a building permit for residential construction has been or could be issued.

"Maximum Special Tax" means for each Assessor's Parcel, the maximum Special Tax, determined in accordance with Section C, which can be levied by the District in a given Fiscal Year on such Assessor's Parcel.

"Mitigation Agreement" means the Amended and Restated School Facilities Mitigation Agreement made and entered into as of ____ __, 2018 by and among the School District and STG Montecito West, LLC.

"Net Taxable Acreage" means the total Acreage of Developed Property expected to exist within the District after all Final Maps are recorded.

"Partial Prepayment Amount" means the amount required to prepay a portion of the Special Tax obligation for an Assessor's Parcel as described in Section H hereof.

"Prepayment Administrative Fees" means any fees or expenses of the School District or the District associated with the prepayment of the Special Tax obligation of an Assessor's Parcel. Prepayment Administrative Fees shall include among other things the cost of computing the Prepayment Amount, redeeming Bonds, and recording any notices to evidence the prepayment and redemption of Bonds.

"Prepayment Amount" means the amount required to prepay the Special Tax obligation in full for an Assessor's Parcel as described in Section G hereof.

"Present Value of Taxes" means for any Assessor's Parcel the present value of (i) the unpaid portion, if any, of the Annual Special Tax applicable to such Assessor's Parcel in the current Fiscal Year and (ii) the Special Taxes expected to be levied on such Assessor's Parcel in each remaining Fiscal Year, as determined by the Administrator, until the termination date specified in Section J, but in no event longer than 33 Fiscal Years. The discount rate used for this calculation shall be equal to (a) the Bond Yield after Bond issuance or (b) the most recently published Bond Index prior to Bond issuance.

"Proportionately" means that the ratio of the actual Annual Special Tax levy to the applicable Assigned Annual Special Tax is equal for all applicable Assessor's Parcels. In the case of Developed Property subject to apportionment of the Annual Special Tax under Step Four of Section F, "Proportionately" shall mean that the quotient of (i) the Annual Special Tax less the Assigned Annual Special Tax divided by (ii) the Backup Annual Special Tax less the Assigned Annual Special Tax is equal for all applicable Assessor's Parcels.

"Provisional Undeveloped Property" means all Assessor's Parcels of Taxable Property that would otherwise be classified as Exempt Property pursuant to Section K but cannot be classified as Exempt Property because to do so would reduce the Net Taxable Acreage below the required minimum Acreage set forth in Section K, as applicable.

"Reserve Fund Credit" means an amount equal to the lesser of (i) the reduction in the applicable reserve fund requirement(s) resulting from the redemption of Bonds with the Prepayment Amount or (ii) ten percent (10%) of the amount of Bonds which will be redeemed. If a surety bond or other credit instrument satisfies the reserve requirement or the reserve requirement is underfunded at the time of the prepayment, no Reserve Fund Credit shall be given.

"School District" means the Westside Union School District, a public school district organized and operating pursuant to the Constitution and laws of the State of California.

"Special Tax" means any of the special taxes authorized to be levied by the District pursuant to the Act and this RMA.

"Special Tax Requirement" means the amount required in any Fiscal Year to pay (i) the debt service or the periodic costs on all outstanding Bonds, (ii) Administrative Expenses, (iii) the costs associated with the release of funds from an escrow account or accounts established in association with the Bonds, (iv) any amount required to establish or replenish any reserve funds (or accounts thereof) established in association with the Bonds, and (v) the collection or accumulation of funds for the acquisition or construction of school facilities and certain costs associated with the maintenance and operations of school facilities authorized by the District provided that the inclusion of such amount does not cause an increase in the levy of Special Tax on Approved Property, Undeveloped Property, or Provisional Undeveloped Property as set forth in Steps Two through Four of Section F, less (vi) any amount(s) available to pay debt service or other periodic costs on the Bonds pursuant to any applicable bond indenture, fiscal agent agreement, trust agreement, or equivalent agreement or document. In arriving at the Special Tax Requirement, the Administrator shall take into account the reasonably anticipated delinquent Special Taxes, provided that the amount included cannot cause the Annual Special Tax of an Assessor Parcel of Developed Property to increase by greater than ten percent (10%) of what would have otherwise been levied.

"Taxable Property" means all Assessor's Parcels which are not Exempt Property.

"Undeveloped Property" means all Assessor's Parcels of Taxable Property which are not Developed Property or Approved Property.

"Unit" means each separate residential dwelling unit, including but not limited to, a single family attached or detached unit, condominium, an apartment unit, mobile home, or otherwise, excluding hotel and motels.

SECTION B CLASSIFICATION OF ASSESSOR'S PARCELS

Each Fiscal Year, commencing with Fiscal Year 2018/2019, all Assessor's Parcels within the District shall be classified as either Taxable Property or Exempt. In addition, each Assessor's Parcel of Taxable Property shall be classified as Developed Property, Undeveloped Property or Provisional Undeveloped Property. Developed Property shall be further assigned to a Land Use Class, according to Table 1 below, based on the Building Square Footage of each Unit.

Table 1
Land Use Classification

Land Use Class	Building Square Footage
1	< 2,350 sq. ft.
2	2,350 – 2,600 sq. ft.
3	2,601 – 2,850 sq. ft.
4	2,851 – 3,100 sq. ft.
5	3,101 – 3,350 sq. ft.
6	3,351 – 3,600 sq. ft.
7	> 3,600 sq. ft.

SECTION C MAXIMUM SPECIAL TAX RATE

1. Developed Property

The Maximum Special Tax for each Assessor's Parcel classified as Developed Property shall be the greater of the amount derived by the application of the (a) Assigned Annual Special Tax or (b) Backup Annual Special Tax.

2. Undeveloped Property

The Maximum Special Tax for each Assessor's Parcel classified as Undeveloped Property or Provisional Undeveloped Property shall be derived by the application of the Assigned Annual Special Tax.

SECTION D ASSIGNED ANNUAL SPECIAL TAXES

1. Developed Property

The Assigned Annual Special Tax for each Assessor's Parcel of Developed Property will be determined in accordance with Table 2 below, subject to increases as described below.

Table 2
Fiscal Year 2018/2019
Assigned Annual Special Taxes
for Developed Property

Land Use Class	Building Square Footage	Assigned Annual Special Tax Rate
1	< 2,350 sq. ft.	\$1,958.00 per Unit
2	2,350 – 2,600 sq. ft.	\$2,029.00 per Unit
3	2,601 – 2,850 sq. ft.	\$2,167.00 per Unit
4	2,851 – 3,100 sq. ft.	\$2,230.00 per Unit
5	3,101 – 3,350 sq. ft.	\$2,257.00 per Unit
6	3,351 – 3,600 sq. ft.	\$2,283.00 per Unit
7	> 3,600 sq. ft.	\$2,561.46 per Unit

2. Undeveloped Property and Provisional Undeveloped Property

The Assigned Annual Special Tax for each Assessor's Parcel of Undeveloped Property or Provisional Undeveloped Property shall be \$13,584.00 per acre of Acreage, subject to increases as described below.

3. Increases in the Assigned Annual Special Tax

a. Developed Property

On each July 1, commencing July 1, 2019, the Assigned Annual Special Tax rate applicable to Developed Property shall be increased by two percent (2.00%).

b. Undeveloped Property and Provisional Undeveloped Property

On each July 1, commencing July 1, 2019, the Assigned Annual Special Tax rate per acre of Acreage for Undeveloped Property and Provisional Undeveloped Property shall be increased by two percent (2.00%).

SECTION E

BACKUP ANNUAL SPECIAL TAX

Each Fiscal Year, each Assessor's Parcel of Developed Property shall be subject to a Backup Annual Special Tax.

1. Calculation of the Backup Annual Special Tax Rate

The Backup Annual Special Tax rate for an Assessor's Parcel of Developed Property within a Final Map shall be the rate per Lot calculated in accordance with the following formula in Fiscal Year 2018/2019 or such later Fiscal Year in which such Final Map is created, subject to increases as described below:

$$B = (U \times A) / L$$

The terms above have the following meanings:

B	=	Backup Annual Special Tax per Lot for the applicable Fiscal Year
U	=	Assigned Annual Special Tax per Acre of Undeveloped Property in the Fiscal Year the calculation is performed
A	=	Acreage of Taxable Property expected to exist within such Final Map at the time of calculation, as determined by the Administrator
L	=	Number of Lots within the applicable Final Map at the time of calculation

2. Changes to a Final Map

If the Final Map(s) described in the preceding paragraph are subsequently changed or modified, then the Backup Annual Special Tax for each Assessor's Parcel of Developed Property changed or modified in each such Final Map shall be a rate per square foot of Acreage calculated as follows:

- a. Determine the total Backup Annual Special Tax revenue anticipated to apply to the changed or modified Assessor's Parcels prior to the change or modification.
- b. The result of paragraph a above shall be divided by the Acreage of Taxable Property of the modified Assessor's Parcels, as reasonably determined by the Administrator.
- c. The result of paragraph b above shall be divided by 43,560. The result is the Backup Annual Special Tax per square foot of Acreage that shall be applicable to the modified Assessor's Parcels, subject to increases as described below.

3. Increase in the Backup Annual Special Tax

Each July 1, commencing the July 1 following the initial calculation of the Backup Annual Special Tax rate for Developed Property within a Final Map, the Backup Annual Special Tax for each Lot within such Final Map shall be increased by two percent (2.00%) of the amount in effect the prior Fiscal Year.

**SECTION F
METHOD OF APPORTIONMENT
OF THE ANNUAL SPECIAL TAX**

Commencing Fiscal Year 2018/2019 and for each subsequent Fiscal Year, the Board shall levy Annual Special Taxes on all Taxable Property in accordance with the following steps:

- Step One:** The Special Tax shall be levied on each Assessor's Parcel of Developed Property at the Assigned Annual Special Tax applicable to each such Assessor's Parcel.
- Step Two:** If additional moneys are needed to satisfy the Special Tax Requirement after the first step has been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Undeveloped Property up to 100% of the Assigned Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.
- Step Three:** If additional moneys are needed to satisfy the Special Tax Requirement after the second step has been completed, the Special Tax on each Assessor's Parcel of Developed Property, for which the Maximum Special Tax is the Backup Annual Special Tax, shall be increased Proportionately from the Assigned Annual Special Tax up to 100% of the Backup Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.
- Step Four:** If additional moneys are needed to satisfy the Special Tax Requirement after the third step has been completed, the Special Tax shall be levied Proportionately on each Assessor's Parcel of Provisional Undeveloped Property up to 100% of the Assigned Annual Special Tax applicable to each such Assessor's Parcel as needed to satisfy the Special Tax Requirement.

SECTION G PREPAYMENT OF SPECIAL TAXES

1. Special Tax Prepayment Times and Conditions

The Special Tax obligation of an Assessor's Parcel of Taxable Property may be prepaid, if there are no delinquent Special Taxes, penalties, or interest charges outstanding with respect to such Assessor's Parcel. An owner of an Assessor's Parcel intending to prepay the Special Tax shall provide the School District with written notice of intent to prepay. Within thirty (30) days of receipt of such written notice, the Administrator shall determine the Prepayment Amount for such Assessor's Parcel and shall notify such owner of such Prepayment Amount.

2. Special Tax Prepayment Calculation

The Prepayment Amount shall be calculated according to the following formula:

$$P = PVT - RFC + PAF$$

The terms above have the following meanings:

P	=	Prepayment Amount
PVT	=	Present Value of Taxes
RFC	=	Reserve Fund Credit
PAF	=	Prepayment Administrative Fees

3. Special Tax Prepayment Procedures and Limitations

The amount representing the Present Value of Taxes attributable to the prepayment less the Reserve Fund Credit attributable to the prepayment shall, prior to the issuance of Bonds, be deposited into a separate account held with the School District and disbursed in accordance with the Mitigation Agreement and after the issuance of Bonds be deposited into the applicable account or fund established under the trust agreement, indenture agreement or fiscal agent agreement and used to pay debt service or redeem Bonds. The amount representing the Prepayment Administrative Fees attributable to the prepayment shall be retained and deposited into the applicable account by the District.

With respect to any Assessor's Parcel for which the Special Tax is prepaid, the Board shall indicate in the records of the District that there has been a prepayment of the Special Tax obligation and shall cause a suitable notice to be recorded in compliance with the Act to indicate the prepayment of the Special Tax obligation and the release of the Special Tax lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay such Special Tax shall cease.

Notwithstanding the foregoing, no prepayment will be allowed unless the amount of Assigned Annual Special Taxes that may be levied on Taxable Property and net of Administrative

Expenses excluding Provisional Undeveloped Property, after such prepayment shall be at least 1.15 times the regularly scheduled annual interest and principal payments on all currently outstanding Bonds in each future Fiscal Year and such prepayment will not impair the security of all currently outstanding Bonds, as reasonably determined by the Administrator. Such determination shall include identifying all Assessor's Parcels that are expected to be classified as Exempt Property.

Notwithstanding the above, the ability to prepay the Special Tax obligation of an Assessor's Parcel may be suspended, by the Administrator, acting in his or her absolute and sole discretion for and on behalf of the District, without notice to the owners of property within the District for a period of time, not to exceed sixty (60) days, prior to the scheduled issuance of Bonds by the District to assist in the efficient preparation of the required bond market disclosure.

SECTION H

PARTIAL PREPAYMENT OF SPECIAL TAXES

1. Partial Prepayment Times and Conditions

The Special Tax obligation for Assessor's Parcels of Taxable Property may be partially prepaid in increments of ten (10) Units, provided that there are no delinquent Special Taxes, penalties, or interest charges outstanding with respect to such Assessor's Parcels at the time the Special Tax obligation would be partially prepaid. An owner of an Assessor's Parcel(s) intending to partially prepay the Special Tax shall provide the District with written notice of their intent to partially prepay. Within thirty (30) days of receipt of such written notice, the Administrator shall determine the Partial Prepayment Amount of such Assessor's Parcel and shall notify such owner of such Partial Prepayment Amount.

2. Partial Prepayment Calculation

The Partial Prepayment Amount shall be calculated according to the following formula:

$$PP = PVT \times F - RFC + PAF$$

The terms above have the following meanings:

PP	=	the Partial Prepayment Amount
PVT	=	Present Value of Taxes
F	=	the percent by which the owner of the Assessor's Parcel is partially prepaying the Special Tax obligation
RFC	=	Reserve Fund Credit
PAF	=	Prepayment Administrative Fees

3. Partial Prepayment Procedures and Limitations

The amount representing the Present Value of Taxes attributable to the prepayment less the Reserve Fund Credit attributable to the prepayment shall, prior to the issuance of Bonds, be deposited into a separate account held with the School District and disbursed in accordance with the Mitigation Agreement and after the issuance of Bonds be deposited into the applicable account or fund established under the trust agreement or indenture agreement or fiscal agent agreement and used to pay debt service or redeem Bonds. The amount representing the Prepayment Administrative Fees attributable to the prepayment shall be retained and deposited into the applicable account by the District.

With respect to any Assessor's Parcel for which the Special Tax obligation is partially prepaid, the Board shall indicate in the records of the District that there has been a partial prepayment of the Special Tax obligation and shall cause a suitable notice to be recorded in compliance with the Act to indicate the partial prepayment of the Special Tax obligation and the partial release of the Special Tax lien on such Assessor's Parcel, and the obligation of such Assessor's Parcel to pay such prepaid portion of the Special Tax shall cease. Additionally, the notice shall indicate that the Assigned Annual Special Tax and the Backup Annual Special Tax if applicable for the Assessor's Parcel has been reduced by an amount equal to the percentage which was partially prepaid.

Notwithstanding the foregoing, no partial prepayment will be allowed unless the amount of Special Taxes that may be levied on Taxable Property, excluding Provisional Undeveloped Property, after such partial prepayment, net of Administrative Expenses, shall be at least 1.15 times the regularly scheduled annual interest and principal payments on all currently outstanding Bonds in each future Fiscal Year and such partial prepayment will not impair the security of all currently outstanding Bonds, as reasonably determined by the Administrator. Such determination shall include identifying all Assessor's Parcels that are expected to be classified as Exempt Property.

Notwithstanding the above, the ability to prepay the Annual Special Tax obligation of an Assessor's Parcel may be suspended, by the Administrator, acting in his or her absolute and sole discretion for and on behalf of the District, without notice to the owners of property within the District for a period of time, not to exceed sixty (60) days, prior to the scheduled issuance of Bonds by the District to assist in the efficient preparation of the required bond market disclosure.

SECTION I ANNUAL SPECIAL TAX REMAINDER

In any Fiscal Year which the Special Taxes collected from Developed Property exceeds the amount needed to make regularly scheduled annual interest and principal payments on outstanding Bonds and pay Administrative Expenses, the School District may use such amount for acquisition, construction or financing of school facilities and certain costs associated with the maintenance and operations of school facilities in accordance with the Act, District proceedings and other applicable laws as determined by the Board.

SECTION J TERMINATION OF SPECIAL TAX

The Special Tax shall be levied for a term of three (3) Fiscal Years after the final maturity of the last series of Bonds, provided that the Special Tax shall not be levied later than Fiscal Year 2058/2059. However, the Special Tax may cease to be levied in an earlier Fiscal Year if the Board has determined (i) that all required interest and principal payments on the Bonds have been paid, (ii) all authorized facilities of the District have been acquired and all reimbursements have been paid, and (iii) all other obligations of the District have been satisfied.

SECTION K EXEMPTIONS

The Administrator shall classify as Exempt Property in the chronological order in which each Assessor Parcel becomes (i) owned by the State of California, federal or other local governments, (ii) used as places of worship and are exempt from *ad valorem* property taxes because they are owned by a religious organization, (iii) owned by a homeowners' association, (iv) burdened with a public or utility easements making impractical their utilization for other than the purposes set forth in the easement, or (v) any other Assessor's Parcels at the reasonable discretion of the Board, provided that no such classification would reduce the Net Taxable Acreage to less than 12.274 acres of Acreage ("Minimum Taxable Acreage").

Notwithstanding the above, the Administrator or Board shall not classify an Assessor's Parcel as Exempt Property if such classification would reduce the sum of the Acreage of all Taxable Property to less than the Minimum Taxable Acreage. Assessor's Parcels which cannot be classified as Exempt Property because such classification would reduce the Acreage of all Taxable Property to less than the Minimum Taxable Acreage will be classified as Provisional Undeveloped Property, as applicable, and will continue to be subject to Special Taxes accordingly.

SECTION L APPEALS

Any property owner claiming that the amount or application of the Special Tax is not correct may file a written notice of appeal with the Administrator to be received by the Administrator not later than six (6) months after having paid the first installment of the Special Tax that is disputed. The reissuance or cancellation of a building permit is not an eligible reason for appeal. In order to be considered sufficient, any notice of appeal must (i) specifically identify the property by address and Assessor's Parcel Number, (ii) state the amount in dispute and whether it is the whole amount or only a portion of the Special Tax, (iii) state all grounds on which the property owner is disputing the amount or

application of the Special Tax, including a reasonably detailed explanation as to why the amount or application of such Special Tax is incorrect, (iv) include all documentation, if any, in support of the claim, and (v) be verified under penalty of perjury by the person who paid the Special Tax or his or her guardian, executor or administrator. The Administrator shall promptly review the appeal, and if necessary, meet with the property owner, consider written and oral evidence regarding the amount of the Special Tax, and rule on the appeal. If the representative's decision requires that the Special Tax for an Assessor's Parcel be modified or changed in favor of the property owner, a cash refund shall not be made (except for the last year of levy), but an adjustment shall be made to the Special Tax on that Assessor's Parcel in the subsequent Fiscal Year(s) as the representative's decision shall indicate.

SECTION M MANNER OF COLLECTION

The Special Tax shall be collected in the same manner and at the same time as ordinary *ad valorem* property taxes and shall be subject to the same penalties, the same procedure, sale and lien priority in the case of delinquency; provided, however, that the District may directly bill all or a portion of the Special Tax, may collect Special Taxes at a different time or in a different manner if necessary to meet its financial obligations, and if so collected, a delinquent penalty of ten percent (10%) of the Special Tax will attach at 5:00 p.m. on the date the Special Tax becomes delinquent and interest at 1.5% per month of the Special Tax will attach on the July 1 after the delinquency date and the first of each month thereafter until such Special Taxes are paid.

WESTSIDE UNION SCHOOL DISTRICT

RESOLUTION NO. 18-45

Resolution of the Board of Trustees of the Westside Union School District Declaring its Intention to Incur Bonded Indebtedness within Community Facilities District No. 2018-1 of the Westside Union School District and Improvement Area Nos. 1 and 2 Therein

WHEREAS, the Board of Trustees of the Westside Union School District (the “Board of Trustees”) upon receipt of a petition as provided in Section 53318 of the Government Code of the State of California instituted proceedings to form Community Facilities District No. 2018-1 of the Westside Union School District (“CFD No. 2018-1” or the “District”), and Improvement Area Nos. 1 and 2 therein (each an “Improvement Area” and, collectively, the “Improvement Areas”), pursuant to the Mello-Roos Community Facilities Act of 1982, commencing with Section 53311 of the Government Code of the State of California (the “Act”), as amended, pursuant to Resolution No. 18-45 adopted by the Board of Trustees on the date hereof (the “Resolution of Intention to Establish the District”) to finance (1) the purchase, construction, modification, expansion, improvement or rehabilitation of the facilities, including School Facilities and certain Other Facilities, identified in Attachment “B” to the Resolution of Intention to Establish the District and incorporated herein by this reference (collectively, the “Facilities”); and (2) the incidental expenses to be incurred in financing the Facilities and forming and administering CFD No. 2018-1 and the Improvement Areas therein (the “Incidental Expenses”); and

WHEREAS, the Board of Trustees estimates that the amount required to finance the Facilities and the Incidental Expenses is approximately \$10,000,000 for CFD No. 2018-1, consisting of approximately \$5,000,000 for Improvement Area No. 1 and approximately \$5,000,000 for Improvement Area No. 2; and

WHEREAS, in order to finance the Facilities and the Incidental Expenses, the Board of Trustees intends to authorize the issuance of bonds by the District on behalf of each Improvement Area in a maximum aggregate principal amount not to exceed \$10,000,000, consisting of not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 1 and not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 2 (collectively, the “Bonds”); and

WHEREAS, CFD No. 2018-1 proposes to issue the Bonds on behalf of each Improvement Area, as further described herein; and

WHEREAS, the repayment of the Bonds is to be secured by special taxes levied in the applicable Improvement Area in accordance with the Act, in each case excluding those properties exempted from taxation in the rate and method of apportionment for the applicable Improvement Area as set forth in Attachment “C” to the Resolution of Intention to Establish the District and the Improvement Areas therein.

NOW, THEREFORE, the Board of Trustees of the Westside Union School District does resolve as follows:

SECTION 1. The above recitals are true and correct.

SECTION 2. It is necessary to incur bonded indebtedness within the proposed boundaries within proposed CFD No. 2018-1 in a maximum principal amount not to exceed \$10,000,000, consisting of not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 1 and not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 2, secured by special taxes in the applicable Improvement Area to finance the costs of the Facilities and the Incidental Expenses, as permitted by the Act.

SECTION 3. The Bonds will be issued for the purpose of financing the costs of the Facilities and the Incidental Expenses, including, but not limited to, funding the reserve funds for the Bonds, financing the costs of issuance of the Bonds and all other costs and expenses necessary to accomplish such purpose and which are permitted to be financed pursuant to the Act.

SECTION 4. It is the intent of the Board of Trustees to authorize the sale of Bonds secured by special taxes in one or more series, in the maximum aggregate principal amount of \$10,000,000, consisting of not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 1 and not to exceed bonded indebtedness of \$5,000,000 for Improvement Area No. 2, and at a maximum interest rate not in excess of 12 percent (12%) per annum, or a higher rate not in excess of the maximum rate permitted by law at the time that the Bonds are issued. The term of the Bonds of each series shall be determined pursuant to a resolution of this Board of Trustees acting in its capacity as the legislative body of the District authorizing the issuance of the Bonds of such series, but such term shall in no event exceed 30 years from the date of issuance of the Bonds of such series, or such longer term as is then permitted by law. The Board of Trustees acting in its capacity as the legislative body of the District shall determine the terms of repayment of the Bonds of each series pursuant to a resolution authorizing the issuance of such Bonds. The Board of Trustees reasonably expects to reimburse the Westside Union School District and/or the owner of the land within CFD No. 2018-1 and the Improvement Areas therein for any expenditures made prior to the issuance of the Bonds to pay for the Facilities with a portion of the proceeds of the Bonds. The interest on the Bonds is expected to be excluded from gross income for federal income tax purposes.

SECTION 5. A public hearing (the "Hearing") on the proposed debt issue shall be held at 5:00 p.m. or as soon thereafter as practicable, on May 15, 2018, at Hillview Multipurpose Room, 40525 Peonza Lane, Palmdale, CA.

SECTION 6. At the time and place set forth in this Resolution for the Hearing, any interested persons, including all persons owning land or registered to vote within the proposed CFD No. 2018-1 and the Improvement Areas therein, may appear and be heard.

SECTION 7. The Clerk is hereby directed to publish a notice (the "Notice") of the Hearing pursuant to Section 6061 of the Government Code in a newspaper of general circulation published in the area of the proposed CFD No. 2018-1 and the Improvement Areas therein. Such publication shall be completed at least seven days prior to the date of the Hearing. The Clerk is further directed to mail a copy of the Notice to each of the landowners within the boundaries of proposed CFD No. 2018-1 and the Improvement Areas therein at least 15 days prior to the Hearing.

PASSED AND ADOPTED by the Board of Trustees of the Westside Union School District this 3rd day of April, 2018, by the following vote:

AYES: _____

ABSENT: _____

NAYS: _____

ABSTAIN: _____

President of the Board of Trustees

ATTEST:

Clerk of the Board of Trustees

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I, Linda Jones, Clerk of the Board of Trustees of the Westside Union School District, California, do hereby certify that the above and foregoing is a full, true and correct copy of Resolution No. 18-45 of said Board of Trustees, and that the same has not been amended or repealed.

Dated: April 3, 2018

Clerk of the Board of Trustees

RESOLUTION NO. 18-46

**RESOLUTION APPROVING BOUNDARY MAP FOR WESTSIDE UNION
SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2018-1, AND
IMPROVEMENT AREA NOS. 1 AND 2 THEREIN**

WHEREAS, the Board of Trustees ("Board") of the Westside Union School District ("District") proposes to form Westside Union School District Community Facilities District No. 2018-1 and designate Improvement Area No. 1 and Improvement Area No. 2 therein; and

WHEREAS, a map ("Map") entitled "BOUNDARY MAP, COMMUNITY FACILITIES DISTRICT NO. 2018-1, WESTSIDE UNION SCHOOL DISTRICT, LOS ANGELES COUNTY, STATE OF CALIFORNIA," setting forth the boundary area of the proposed community facilities district has been filed with the Clerk of the District and is attached hereto and incorporated into this Resolution as Exhibit "A"; and

WHEREAS, California Streets and Highways Code section 3110 requires that the Board describe the proposed boundaries of the community facilities district and that the Map otherwise comply with the requirements of Section 3110.

**NOW, THEREFORE, THE BOARD OF TRUSTEES DOES HEREBY
RESOLVE, DETERMINE AND ORDER AS FOLLOWS:**

1. The Board approves the Map and adopts the boundaries shown on the Map as describing the extent of the territory included in proposed Westside Union School District Community Facilities District No. 2018-1, with Improvement Area Nos. 1 and 2.

2. The Board finds that the Map is in the form and contains the matters prescribed by Section 3110 of the California Streets and Highways Code.

3. The Board directs the Clerk to certify the adoption of this Resolution on the face of the Map, and to file a copy of the Map with the County Recorder of the County of Los Angeles for placement in the Book of Maps of Assessment and Community Facilities Districts no later than 15 days after adoption of the Resolution of Intention To Form Community Facilities District and Levy a Special Tax.

ADOPTED by the Board of Trustees of the Westside Union School District at a duly called and noticed meeting, of which the public was provided due notice, and at which a quorum of said Board were in attendance, conducted in Palmdale, California, on the 3rd day of April, 2018 by the following vote.

AYES:

NOES:

ABSENT/ABSTAIN:

President, Board of Trustees
Westside Union School District

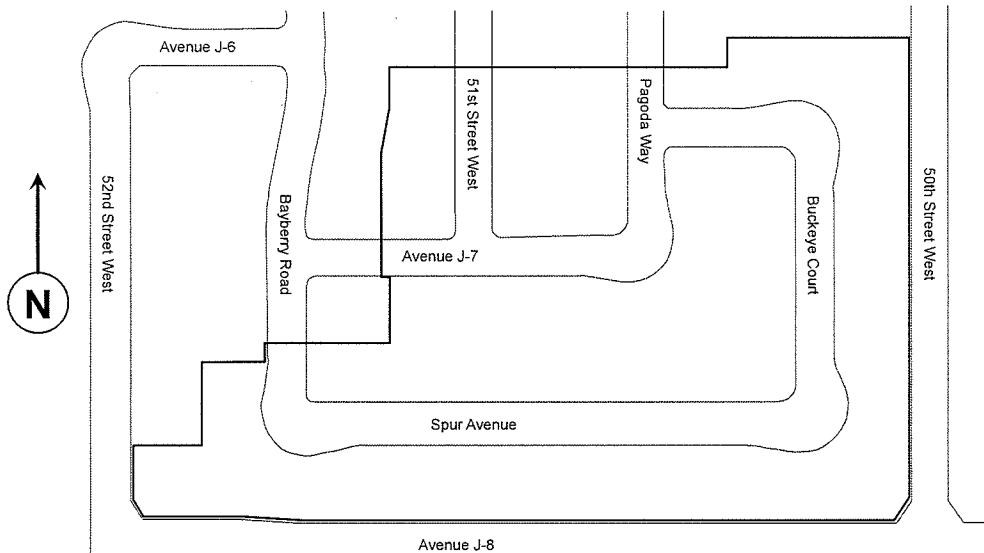
ATTEST

Clerk, Board of Trustees
Westside Union School District

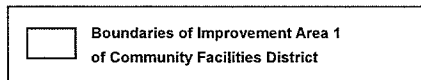
EXHIBIT "A"

BOUNDARY MAP OF PROPOSED BOUNDARIES OF WESTSIDE UNION
SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2018-1, WITH
IMPROVEMENT AREA NOS. 1 AND 2, LOS ANGELES COUNTY, STATE OF
CALIFORNIA

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA



LEGEND



Prepared by:
California Financial Services

(1) Filed in the office of the Clerk of the Board of Trustees of the Westside Union School District this ___ day of ___, 20__

_____, Clerk of the Board of Trustees
Westside Union School District

(2) I hereby certify that the within map showing the boundaries of Community Facilities District No. 2018-1 of the Westside Union School District, Los Angeles County, State of California, was approved by the Board of Trustees of the Westside Union School District at the regular meeting thereof, held on this ___ day of ___, 20__ by its Resolution No. _____.

_____, Clerk of the Board of Trustees
Westside Union School District

(3) THIS MAP HAS BEEN FILED AT THE REQUEST OF WESTSIDE UNION SCHOOL DISTRICT, THIS ___ DAY OF ___, 20__, AT ___ .M. IN BOOK ___, AT PAGE (S) ___ OF ASSESSMENT MAPS.

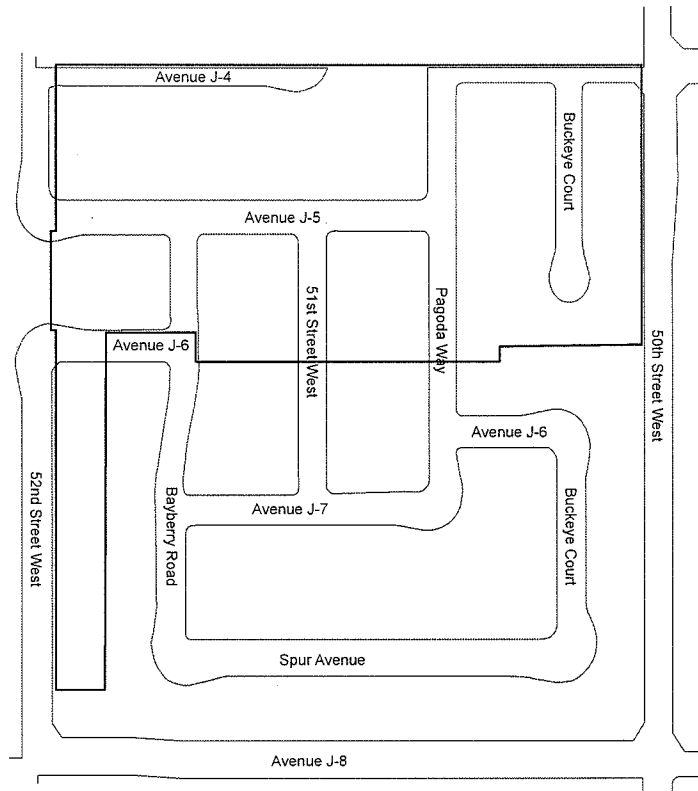
LOS ANGELES COUNTY
REGISTRAR — RECORDER

BY: _____
DEPUTY RECORDER

Reference is hereby made to the Assessor maps of the County of Los Angeles for an exact description of the lines and dimensions of each lot and parcel.

SHEET 2 OF 3

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA



LEGEND

 Boundaries of Improvement Area 2
of Community Facilities District

Reference is hereby made to the Assessor maps of the
County of Los Angeles for an exact description of the
lines and dimensions of each lot and parcel.

BOUNDARY MAP OF
COMMUNITY FACILITIES DISTRICT NO. 2018-1
WESTSIDE UNION SCHOOL DISTRICT
LOS ANGELES COUNTY
STATE OF CALIFORNIA

LEGAL DESCRIPTION OF IMPROVEMENT AREAS
(Assessor's Parcel Numbers)

IMPROVEMENT AREA 1

3203-061-088	3203-061-043	3203-061-071
3203-061-003	3203-061-044	3203-061-072
3203-061-015	3203-061-045	3203-061-073
3203-061-016	3203-061-046	3203-061-074
3203-061-017	3203-061-047	3203-061-089
3203-061-018	3203-061-048	
3203-061-019	3203-061-049	
3203-061-020	3203-061-050	
3203-061-021	3203-061-051	
3203-061-022	3203-061-052	
3203-061-023	3203-061-053	
3203-061-024	3203-061-054	
3203-061-025	3203-061-055	
3203-061-026	3203-061-056	
3203-061-027	3203-061-057	
3203-061-028	3203-061-058	
3203-061-029	3203-061-059	
3203-061-030	3203-061-060	
3203-061-031	3203-061-061	
3203-061-032	3203-061-062	
3203-061-033	3203-061-063	
3203-061-034	3203-061-064	
3203-061-035	3203-061-065	
3203-061-036	3203-061-066	
3203-061-039	3203-061-067	
3203-061-040	3203-061-068	
3203-061-041	3203-061-069	
3203-061-042	3203-061-070	

IMPROVEMENT AREA 2

3203-062-001	3203-062-029	3203-062-057
3203-062-002	3203-062-030	3203-062-058
3203-062-003	3203-062-031	3203-062-059
3203-062-004	3203-062-032	3203-062-060
3203-062-005	3203-062-033	3203-062-061
3203-062-006	3203-062-034	3203-062-062
3203-062-007	3203-062-035	3203-062-063
3203-062-008	3203-062-036	3203-062-064
3203-062-009	3203-062-037	3203-062-065
3203-062-010	3203-062-038	3203-062-066
3203-062-011	3203-062-039	3203-062-067
3203-062-012	3203-062-040	3203-062-068
3203-062-013	3203-062-041	3203-062-069
3203-062-014	3203-062-042	3203-062-070
3203-062-015	3203-062-043	3203-061-075
3203-062-016	3203-062-044	3203-061-076
3203-062-017	3203-062-045	3203-061-077
3203-062-018	3203-062-046	3203-061-078
3203-062-019	3203-062-047	3203-061-079
3203-062-020	3203-062-048	3203-061-080
3203-062-021	3203-062-049	3203-061-081
3203-062-022	3203-062-050	3203-061-082
3203-062-023	3203-062-051	3203-061-083
3203-062-024	3203-062-052	
3203-062-025	3203-062-053	
3203-062-026	3203-062-054	
3203-062-027	3203-062-055	
3203-062-028	3203-062-056	

BOARD AGENDA

April 3, 2018

TO: BOARD OF TRUSTEES

PREPARED BY: Shawn Cabey, Assistant Superintendent Administrative Services

SUBJECT: Revised/Deleted Board Policies and Administrative Regulation
First Reading

BACKGROUND:

Board Policy 3515.7 Revised – Firearms on School Grounds

[BP revised. To align with applicable statutes (CSBA)]

Policy updated to reflect NEW LAW (AB 424) which eliminates the authority of the superintendent or designee to permit a person with a concealed weapons permit to possess a firearm on school grounds.

Board Policy 3517 Deleted – Revised Administrative Regulation 3517 Added – Facilities Inspection

[Deleted District Policy. Added NEW Administrative Regulation to align with applicable statutes (CSBA)]

Policy deleted and contents moved to AR. Regulation expanded to more directly reflect law regarding the conditions that must be inspected pursuant to the Office of Public School Construction's facilities inspection tool. Regulation reflects NEW LAW (AB 10) which requires a school that serves any of grades 6-12 and is a high-poverty school, as defined, to stock 50 percent of its restrooms with feminine hygiene products and to make such products available free of charge to students. Regulation also adds recommendation for lead testing and describes the circumstances under which drinking water is required to be tested for lead, including a requirement of NEW LAW (AB 746) for testing of school buildings constructed before January 1, 2010.

PROGRAM/EDUCATIONAL IMPLICATION:

None

COST ANALYSIS/FUNDING:

There are no costs associated with updating/adding the Board Policies and Administrative Regulation

ASSISTANT SUPERINTENDENT ADMINISTRATIVE SERVICES RECOMMENDATION:

Approval

Westside Union SD

Board Policy

Firearms On School Grounds

Business and Noninstructional Operations

BP 3515.7(a)

The Board of Trustees is committed to providing a safe environment for students, staff, and visitors on campus. The Superintendent or designee shall consult with local law enforcement, insurance carriers, and other appropriate individuals and agencies to address the security of school campuses.

(cf. 3515 - Campus Security)
(cf. 3515.2 - Disruptions)
(cf. 3515.3 - District Police/Security Department)
(cf. 4158/4258/4358 - Employee Security)
(cf. 5131.4 - Student Disturbances)
(cf. 5131.7 - Weapons and Dangerous Instruments)

~~District policy regarding the possession of firearms and/or ammunition on school grounds shall be included in the district's comprehensive safety plan and shall be communicated to district staff, parents/guardians, and the community.~~

Possession of a firearm on or within 1,000 feet of school grounds is prohibited, except under the limited circumstances specified in Penal Code 626.9. School grounds include, but are not limited to, school buildings, fields, storage areas, and parking lots. (Penal Code 626.9)

If a district employee observes or suspects that any unauthorized person is in possession of a firearm on or near school grounds or at a school activity, he/she shall immediately notify the principal or designee and law enforcement.

The prohibition against the possession of firearms on school grounds shall be included in the district's comprehensive safety plan and shall be communicated to district staff, parents/guardians, and the community.

(cf. 0450 - Comprehensive Safety Plan)
(cf. 1112 - Media Relations)
(cf. 1113 - District and School Web Sites)
(cf. 1114 - District-Sponsored Social Media)

~~Any person specified in Penal Code 626.9(1)(c) and 30310 is authorized to possess a firearm and/or ammunition on school grounds. School grounds include, but are not limited to, school buildings, fields, storage areas, and parking lots.~~

~~The Superintendent or designee shall not grant permission to any other individual to carry a firearm or ammunition on school grounds.~~

Legal Reference:

EDUCATION CODE

32281 Comprehensive safety plan

38001.5 District security officers; requirements if carry firearm

~~35160 Powers and duties of the board~~

~~35161 Powers and duties of the board; authority to delegate~~

PENAL CODE

626.9 Gun Free School Zone Act

830.32 District police department; district decision to authorize carrying of firearm

16150 Definition of ammunition

16520 Definition of firearm

26150-26225 Concealed weapons permit

30310 Prohibition against ammunition on school grounds

UNITED STATES CODE, TITLE 18

921 Definitions, firearms and ammunition

922 Firearms, unlawful acts

923 Firearm licensing

UNITED STATES CODE, TITLE 20

~~7154~~ ~~7961~~ Gun-Free Schools Act; student expulsions for possession of firearm

Management Resources:

WEB SITES

Office of the Attorney General: <https://oag.ca.gov/firearms>

Policy WESTSIDE UNION SCHOOL DISTRICT

adopted: May 17, 2016 Quartz Hill, California

revised: November 1, 2016

Westside Union SD

Board Policy - Delete

Facilities Inspection

Business and Noninstructional Operations

BP 3517(a)

The Board of Trustees recognizes that the condition of school facilities may have an impact on safety, student learning and achievement, and employee morale, and desires to provide school facilities that are safe, clean, and functional, as defined in Education Code 17002.

(cf. 0510 - School Accountability Report Card)
(cf. 1312.4 - Williams Uniform Complaint Procedures)
(cf. 3111 - Deferred Maintenance Funds)

The Superintendent or designee shall develop a facilities inspection and maintenance program to ensure that district schools are maintained in good repair in accordance with law. At a minimum, the inspection program shall determine facility conditions specified on the inspection and evaluation instrument, including any evidence of:

1. Gas leaks
2. Problems with mechanical systems, including heating, ventilation, or air conditioning systems
3. Broken windows or doors
4. Broken gates or fences that could pose a safety hazard
5. Unsafe or unclean interior surfaces, such as walls, floors, or ceilings
6. Improperly stored hazardous or flammable materials that may pose an immediate threat to students or staff
7. Damaged or nonfunctioning structural elements, such as posts, beams, or supports
8. Nonfunctioning fire sprinklers and emergency equipment, such as alarms or fire extinguishers
9. Improperly secured or nonfunctioning electrical systems, components, or equipment
10. Inadequate or nonfunctioning lighting
11. Major pest or vermin infestation
12. Inaccessible or nonfunctioning drinking fountains

13. Inaccessible, unclean, nonfunctioning, or inadequately supplied restrooms during school hours
14. Backed-up, clogged, odorous, or flooded sewage system
15. Nonfunctioning or damaged roofs, gutters, drains, or downspouts
16. Drainage problems on school grounds, including water damage to playgrounds or parking lots
17. Nonfunctioning or hazardous playground equipment or exterior fixtures
18. Nonfunctioning or hazardous fields, walkways, or parking lot surfaces
19. Unclean school grounds, including accumulated refuse or unabated graffiti

The Superintendent or designee shall ensure that any necessary repairs identified during the inspection are made in a timely and expeditious manner. The Superintendent or designee shall provide the Board with regular reports regarding the district's facility inspection program and updates of any visits to district schools by the County Superintendent of Schools.

Legal Reference:

EDUCATION CODE

1240 County superintendent of schools, duties

17002 Definitions

17070.10-17077.10 Leroy F. Greene School Facilities Act of 1998

17565-17591 Property maintenance and control, especially:

17584 Deferred maintenance

17592.72 Urgent or emergency repairs, School Facility Emergency Repair Account

33126 School accountability report card

35186 Williams uniform complaint procedure

CODE OF REGULATIONS, TITLE 2

1859.300-1859.330 Emergency Repair Program

Management Resources:

CSBA PUBLICATIONS

Williams Settlement and the Emergency Repair Program, Policy Brief, January 2008

COALITION OF ADEQUATE SCHOOL HOUSING PUBLICATIONS

Facility Inspection Tool Guidebook, February 2008

WEB SITES

CSBA: <http://www.csba.org>

California County Superintendents Educational Services Association: <http://www.ccsesa.org>

California Department of Education, Williams Case: <http://www.cde.ca.gov/eo/ce/wc/index.asp>

Coalition of Adequate School Housing: <http://www.cashnet.org>

State Allocation Board, Office of Public School Construction: <http://www.opsc.dgs.ca.gov>

Policy WESTSIDE UNION SCHOOL DISTRICT
adopted: December 8, 2009 Lancaster, California

Westside Union SD

Administrative Regulation

Facilities Inspection

Business and Noninstructional Operations

AR 3517(a)

The Board of Trustees recognizes that the condition of school facilities may have an impact on safety, student learning and achievement, and employee morale, and desires to provide school facilities that are safe, clean, and functional, as defined in Education Code 17002.

(cf. 0510—School Accountability Report Card)
(cf. 1312.4—Williams Uniform Complaint Procedures)
(cf. 3111—Deferred Maintenance Funds)

The Superintendent or designee shall develop a inspect school facilities inspection and maintenance program to ensure that district schools they are maintained in good repair in accordance with law. At a minimum, he/she shall assess those the inspection program shall determine facility conditions specified on the facilities inspection tool developed by the Office of Public School Construction, including, but not limited to, the following: (Education Code 17002, 35292.5)

1. Gas Leaks: Gas systems and pipes appear and smell safe, functional, and free of leaks.
2. Mechanical Systems: Heating, ventilation, and air conditioning systems, as applicable, are functional and unobstructed; appear to supply an adequate amount of air to all classrooms, work spaces, and facilities; and maintain interior temperatures within normally acceptable ranges. Problems with mechanical systems, including heating, ventilation, or air conditioning systems
3. Windows and Doors: Windows and doors are intact, functional, and open, close, and lock as designed, unless there is a valid reason they should not function as designed.
Broken windows or doors
4. Fences and Gates: Fences and gates are intact, functional, and free of holes and other conditions that could present a safety hazard to students, staff, or others. Locks and other security hardware function as designed.
Broken gates or fences that could pose a safety hazard
5. Interior Surfaces (walls, floors, ceilings): Interior surfaces are free of safety hazards from tears, holes, missing floor and ceiling tiles, torn carpet, water damage, or other cause. Ceiling tiles are intact. Surfaces display no evidence of mold or mildew.
Unsafe or unclean interior surfaces, such as walls, floors, or ceilings
6. Hazardous Materials: Hazardous and flammable materials are stored properly. No evidence of peeling, chipping, or cracking paint is apparent. No indicators of mold, mildew, or asbestos exposure are evident. There does not appear to be evidence of hazardous materials that may pose

a threat to the health and safety of students or staff.

(cf. 3514 - Environmental Safety)

~~Improperly stored hazardous or flammable materials that may pose an immediate threat to students or staff~~

7. Structures: Posts, beams, supports for portable classrooms and ramps, and other structures appear intact, secure, and functional as designed. Ceilings and floors are not sloping or sagging beyond their intended design. There is no visible evidence of severe cracks, dry rot, mold, or damage that undermines structural components.

~~Damaged or nonfunctioning structural elements, such as posts, beams, or supports~~

8. Fire Safety and Emergency Equipment: Fire sprinklers, fire extinguishers, emergency alarm systems, and all emergency equipment and systems appear to be functioning properly. Fire alarm pull stations are clearly visible. Fire extinguishers are current and placed in all required areas, including every classroom and assembly area. Emergency exits are clearly marked and unobstructed.

~~Nonfunctioning fire sprinklers and emergency equipment, such as alarms or fire extinguishers~~

9. Electrical Systems: Electrical systems, components, and equipment, including switches, junction boxes, panels, wiring, outlets, and light fixtures, are securely enclosed, properly covered and guarded from student access, and appear to be working properly.

~~Improperly secured or nonfunctioning electrical systems, components, or equipment~~

10. Lighting: Interior and exterior lighting appears to be adequate and working properly. Lights do not flicker, dim, or malfunction, and there is no unusual hum or noise from light fixtures.

~~Inadequate or nonfunctioning lighting~~

11. Pest/Vermin Infestation: No visible or odorous indicators of pest or vermin infestation are evident.

~~Major pest or vermin infestation~~

12. Drinking Fountains: Interior and exterior drinking fountains are functional, accessible, and free of leaks. Drinking water pressure is adequate. Fountain water is clear and without unusual taste or odor, and moss, mold, or excessive staining is not evident.

~~Inaccessible or nonfunctioning drinking fountains~~

13. Restrooms: Restrooms are fully operational, maintained and cleaned regularly, and stocked at all times with supplies (including toilet paper, soap, and paper towels or functional hand dryers) in accordance with Education Code 35292.5. The school keeps all restrooms open during school hours when students are not in classes and keeps a sufficient number of restrooms open during school hours when students are in classes, except when necessary to temporarily close a restroom for student safety or to repair the facility.

~~Inaccessible, unclean, nonfunctioning, or inadequately supplied restrooms during school hours~~

~~In addition, in a school serving any of grades 6-12 in which 40 percent or more of the students in~~

the school or school attendance area are from low-income families, at least 50 percent of the school's restrooms are stocked with feminine hygiene products, for which students are not charged. (Education Code 35292.6; 20 USC 6314)

14. Sewers: The sanitary sewer system controls odors as designed, displays no signs of stoppage, backup, or flooding in school facilities or on school grounds, and appears to be functioning properly.

~~Backed-up, clogged, odorous, or flooded sewage system~~

15. Roofs: Roofs, gutters, roof drains, and downspouts appear to be functioning properly and are free of visible damage and evidence of disrepair when observed from the ground from inside and outside the building.

~~Nonfunctioning or damaged roofs, gutters, drains, or downspouts~~

16. Drainage: School grounds do not exhibit signs of drainage problems, such as visible evidence of flooded areas, eroded soil, water damage to asphalt playgrounds or parking areas, or clogged storm drain inlets.

~~Drainage problems on school grounds, including water damage to playgrounds or parking lots~~

17. Playground/School Grounds: Playground equipment (exterior fixtures, seating, tables, and equipment), school grounds, fields, walkways, and parking lot surfaces are functional and free of significant cracks, trip hazards, holes, deterioration that affects functionality or safety, and other health and safety hazards.

~~Nonfunctioning or hazardous playground equipment or exterior fixtures~~

18. Overall Cleanliness: School grounds, buildings, common areas, and individual rooms appear to have been cleaned regularly and are free of accumulated refuse and unabated graffiti. Restrooms, drinking fountains, and food preparation or serving areas appear to have been cleaned each day that school is in session.

~~Nonfunctioning or hazardous fields, walkways, or parking lot surfaces~~

~~19. Unclean school grounds, including accumulated refuse or unabated graffiti~~

In addition, to ensure the health and safety of students, the Superintendent or designee shall provide for the testing of drinking water on campus and of the soil and painted surfaces of school facilities for the presence of lead and/or other harmful substances, in accordance with state and federal standards.

The Superintendent or designee shall ensure that any necessary repairs identified during the inspection are made in a timely and expeditious manner. The Superintendent or designee shall provide the Board with regular reports regarding the district's facility inspection program and updates of any visits to district schools by the County Superintendent of Schools.

An assessment of the safety, cleanliness, and adequacy of school facilities, including any needed

maintenance to ensure good repair as defined in Education Code 17002, shall be reported on the school accountability report card. (Education Code 33126)

(cf. 0510 - School Accountability Report Card)

Any complaint alleging a school facility condition that poses an emergency or urgent threat to the health or safety of students or staff, or alleging that a school restroom is not clean, maintained, or kept open, shall be addressed in accordance with AR 1312.4 - Williams Uniform Complaint Procedures.

(cf. 1312.4 - Williams Uniform Complaint Procedures)

Legal Reference:

EDUCATION CODE

1240 County superintendent of schools, duties

17002 Definitions

17070.10-17077.10 Leroy F. Greene School Facilities Act of 1998

17565-17591 Property maintenance and control, especially:

~~17584 Deferred maintenance~~

17592.72 Urgent or emergency repairs, School Facility Emergency Repair Account

33126 School accountability report card

35186 Williams uniform complaint procedure

35292.5-35292.6 School maintenance

HEALTH AND SAFETY CODE

116277 Lead testing in drinking water

CODE OF REGULATIONS, TITLE 2

1859.300-1859.330 Emergency Repair Program

UNITED STATES CODE, TITLE 20

6314 Title I schoolwide program

UNITED STATES CODE, TITLE 42

300f-300j-27 Safe Drinking Water Act

Management Resources:

CSBA PUBLICATIONS

Williams Settlement and the Emergency Repair Program, Policy Brief, January 2008

COALITION OF ADEQUATE SCHOOL HOUSING PUBLICATIONS

Facility Inspection Tool Guidebook, February 2008

STATE ALLOCATION BOARD, OFFICE OF PUBLIC SCHOOL CONSTRUCTION PUBLICATIONS

Facility Inspection Tool: School Facility Conditions Evaluation

WEB SITES

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State Allocation Board, Office of Public School Construction: <http://www.opsc.dgs.ca.gov>

U.S. Environmental Protection Agency: <http://www.epa.gov>

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