

IRVINE UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 15-16-37

**INITIATE PROCEEDINGS FOR THE LEVY AND
COLLECTION OF ASSESSMENTS WITHIN THE IRVINE
UNIFIED SCHOOL DISTRICT RECREATION
IMPROVEMENT AND MAINTENANCE DISTRICT FOR
FISCAL YEAR 2016/2017 PURSUANT TO THE
PROVISIONS OF PART 2 OF DIVISION 15 OF THE
CALIFORNIA STREETS AND HIGHWAYS CODE AND AS
PROVIDED BY ARTICLE XIID OF THE CALIFORNIA
CONSTITUTION**

**THE BOARD OF EDUCATION OF THE IRVINE UNIFIED SCHOOL DISTRICT
HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:**

Section 1. The Irvine Unified School District (the "School District"), a special district within the meaning of that term under the Landscaping and Lighting Act of 1972, being Part 2 of Division 15 of the California Streets and Highways Code, commencing with Section 22500 (the "Act") pursuant to the provisions of the Act desires to initiate proceedings to levy and collect assessments against the lots and parcels of land within an existing assessment district designated "Irvine Unified School District Recreation Improvement and Maintenance District" (the "District") to pay for the costs and expenses of the improvements described below in Section 9 of this Resolution for the fiscal year commencing July 1, 2016 and ending June 30, 2017.

Section 2. The Act provides an alternative procedure for local agencies to make the improvements authorized by the Act. The Act defines a local agency to include a "special district." The Act defines a "special district" to include any public corporation, other than a county or a city, formed pursuant to general law or special act for the local performance of governmental or proprietary functions within limited boundaries and which is authorized by such law or act to make any of the improvements or to furnish the maintenance or services provided for in the Act.

Section 3. The Act defines "improvements" to include the installation, maintenance and servicing of recreational improvements. The Act defines "maintenance" to include the furnishing of services and materials for the ordinary and usual maintenance, operation and servicing of any improvement, including repair, removal or replacement of all or any part of any improvement; providing for the life, growth, health and beauty of landscaping, including cultivation, irrigation, trimming, spraying, fertilizing, or treating for disease or injury; the removal of trimmings, rubbish, debris and other solid waste; and the cleaning, sandblasting and painting of walls and other improvements to remove or cover graffiti. The Act defines "servicing" to include the furnishing of electric current, or energy, gas or other illuminating agent for any public lighting facilities or for the lighting or operation of any other improvements and water for the irrigation of any landscaping, the operation of any fountains, or the maintenance of any other improvements.

Section 4. The School District owns various school facilities, including but not limited to, playgrounds, playing fields, stadiums, tracks, courts and other recreational facilities (the "Facilities"), as described on Exhibit A, attached hereto and incorporated herein by reference.

Such school Facilities are used as recreation centers within the meaning of California Education Code Section 10901, under the jurisdiction of the District and used for community recreation purposes and were previously designated by the Board of Education as recreation centers.

Section 5. Education Code Section 38131 provides that there is a civic center at each and every public school facility and grounds within the State where, among others, citizens, camp fire girls, Boy Scout troops, and associations formed for recreational activities may engage in supervised recreational activities. The governing board of any school district may grant the use of school facilities or grounds as a civic center for recreational meetings and supervised recreational activities.

Section 6. Education Code Section 35160 provides that the governing board of any school district may initiate and carry on any program, activity, or may otherwise act in any manner which is not in conflict with or inconsistent with, or preempted by, any law and which is not in conflict with the purposes for which school districts are established.

Section 7. The School District is a "special district" within the meaning of the Act. It is well-established under California law that a school district is a public corporation and school districts are formed pursuant to general law for the local performance of governmental functions within limited boundaries and are authorized by such law to make recreational improvements and to maintain and service the recreational improvements.

Section 8. The boundaries of the District are coterminous with the boundaries of the School District and are shown on Exhibit B, attached hereto and incorporated herein by reference.

Section 9. The existing improvements may be briefly described as follows:

The installation, maintenance, and servicing of recreational improvements authorized by the Act.

The maintenance costs include the personnel, material, and equipment repair/replacement costs required to maintain recreational improvements throughout the District. Personnel costs include, but are not limited to, the cost of mowing, grading, turf maintenance, irrigation maintenance, weed control, custodial support, electrical systems maintenance, plumbing systems maintenance, parking area maintenance, painting, vandalism, abatement, and management. Material costs include the cost of purchasing fertilizer, irrigation materials, paint, electrical parts, plumbing parts, and other applicable material purchases. Equipment repair/replacement costs include equipment expenditures required for maintenance of recreational improvements.

The servicing costs include providing irrigation water and electrical energy to recreational improvements throughout the District. Electrical energy costs include, but are not limited to, energy costs for field lighting and security lighting. Water costs include irrigation water costs for playing fields.

The installation costs include, but are not limited to, the costs of installing, replacing or repairing play equipment (such as swings, climbers, slides, rings and spring toys), play courts (such as volleyball and tetherball courts), site amenities (such as drinking fountains, benches, trash receptacles, tables, security lighting, gates and fences), sport facilities (such as basketball courts, sports fields and stadiums) and irrigation systems. Installation costs also include the cost of installing, replacing or repairing drainage improvements, curbs, retaining walls, safety surfaces, turf, paving, striping, grading, landscaping and similar improvements associated with the above.

Section 10. Lots or parcels of land within the proposed District that are owned or used by any county, city, city and county, special district or any other local governmental entity, the State of California, or the United States shall be assessed unless the School District demonstrates by clear and convincing evidence that such lots or parcels receive no special benefit from the proposed improvements.

Section 11. The Board of Education hereby orders the Engineer, Willdan Financial Services, to prepare and file with the Clerk of the Board of Education a report in writing in connection with the levy and collection of assessments against lots and parcels of land within the proposed District for Fiscal Year 2016/2017. This report shall be prepared in accordance with Article 4 of Chapter 1 of the Act and Section 4 of Article XIID of the California Constitution.

PASSED, APPROVED AND ADOPTED this 3rd day of May, 2016.

President of the Board of Education
Irvine Unified School District

ATTEST:

Clerk of the Board of Education
Irvine Unified School District

Exhibit A

Irvine Unified School District Facility Summary

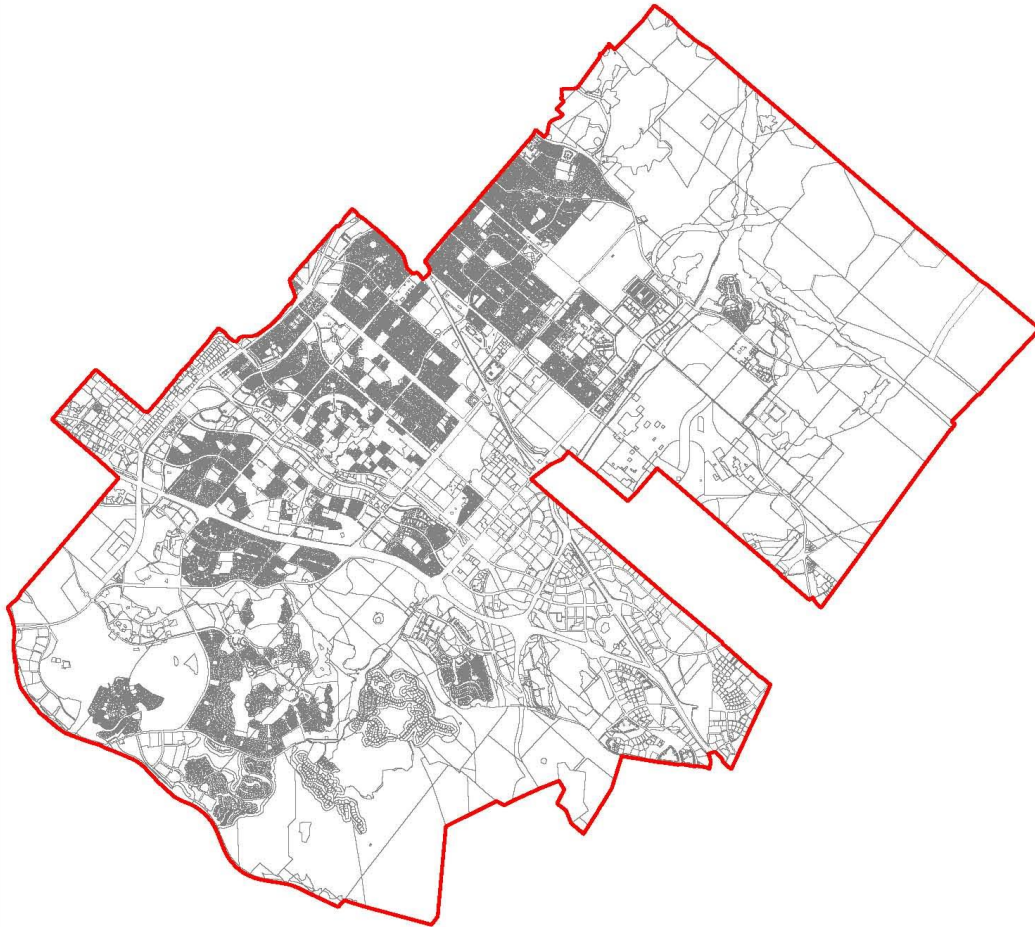
The School District owns facilities that may be used for recreation purposes at the following locations (all located in Irvine, California):

Facility Name	School Type	Facility Location
<i>Elementary Schools</i>		
Alderwood	K – 6	2005 Knollcrest
Beacon Park	K – 8	200 Cultivate
Bonita Canyon	K – 6	1 Sundance
Brywood	K – 6	1 Westwood
Canyon View	K – 6	12025 Yale Court
College Park	K – 6	3700 Chaparral Ave
Culverdale	K – 6	2 Paseo Westpark
Cypress Village	K – 6	355 Rush Lily
Deerfield	K – 6	2 Deerfield Ave
Eastshore	K – 6	155 Eastshore
Greentree	K – 6	4200 Manzanita
Meadow Park	K – 6	50 Blue Lake South
Northwood	K – 6	28 Carson
Oak Creek	K – 6	1 Dove Creek
Plaza Vista	K – 8	670 Paseo Westpark
Portola Springs	K – 6	1 Liberty
Santiago Hills	K – 6	29 Christamon West
Springbrook	K – 6	655 Springbrook North
Stone Creek	K – 6	2 Stone Creek South
Stonegate	K – 6	100 Honors

Turtle Rock	K – 6	5151 Amalfi Drive
University Park	K – 6	4572 Sandburg Way
Vista Verde	K – 8	6 Federation Way
Westpark	K – 6	25 San Carlo
Woodbury	K – 6	125 Great Lawn
<i>Middle Schools</i>		
Jeffrey Trail	7 – 8	155 Visions
Lakeside	7 – 8	3 Lemongrass
Rancho San Joaquin	7 – 8	4861 Michelson
Sierra Vista	7 – 8	2 Liberty
South Lake	7 – 8	655 West Yale Loop
Venado	7 – 8	4 Deerfield
<i>High Schools</i>		
Creekside Continuation	9 – 12	3387 Barranca Parkway
Irvine	9 – 12	4321 Walnut Ave
Northwood	9 – 12	4515 Portola Parkway
Portola	9 – 12	1001 Cadence
University	9 – 12	4771 Campus Drive
Woodbridge	9 – 12	2 Meadowbrook
<i>Other Schools</i>		
Early Childhood Learning Center	0 - 5 years	1 Smoketree
<i>Miscellaneous</i>		
El Camino Real	Programs	4782 Karen Ann Lane
Creekside Legacy	Programs	311 West Yale Loop

Exhibit B

IRVINE USD RECREATION IMPROVEMENT MAINTENANCE DISTRICT ("RIMD") DISTRICT DIAGRAM



Legend

 DISTRICT BOUNDARY



0 0.5 1 2 Miles

 **WILLDAN**
Financial Services