

**MILPITAS UNIFIED SCHOOL DISTRICT  
MEASURE E**

To renew, without increasing, expiring local school funding that cannot be taken by the State; maintain core academic programs in science, technology, engineering, arts, athletics and math; attract/retain highly qualified educators, and prepare students for college and the workforce, shall Milpitas Unified School District's measure be adopted renewing its existing \$84 annual parcel tax, providing approximately \$1,600,000 annually for eight years, with senior exemptions, independent oversight, no funds for administrator salaries, and all funds benefiting local students?

**YES**  
**NO**

**COUNTY COUNSEL'S IMPARTIAL ANALYSIS OF  
MEASURE E**

A school district may levy a special tax upon approval by two-thirds of the votes cast on a proposal pursuant to section 4 of article XIII A of the California Constitution and sections 50075 *et seq.* of the California Government Code. Subject to voter approval, the Board of Education (Board) of the Milpitas Unified School District (District) has placed on the ballot a measure to replace and extend the existing \$84 per year school parcel tax, which will commence on July 1, 2022, and continue for eight (8) years from that date, ending on June 30, 2030.

State law requires the District to state the specific purposes for which the tax proceeds will be used and only spend the proceeds of the tax for these purposes. The stated purposes of the tax proposed by Measure E are to:

- Continue accelerating academic programs in science, technology, engineering, arts, athletics, and math;
- Attract and retain highly qualified teachers and staff;
- Create stronger academic programs in reading, writing, and computer science while supporting student health and well-being;
- Increase educational pathways for career and college readiness; and
- Ensure teachers have the support and tools needed to prepare students for the future workforce.

The measure also states that tax proceeds shall not be used for administrator salaries, benefits or pensions. State law requires the District to provide additional accountability measures for the proceeds including (1) depositing the proceeds into a fund that is separate from other District funds, and (2) providing an annual written report to the Board detailing the amount of funds collected and expended and the status of any project authorized to be funded from the tax.

The proposed tax does not apply to any parcel, upon approval of an application submitted by June 15 of any year for exemption by the District, that is an owner-occupied single-family residence of one or more persons 65 years of age or older; persons receiving Supplemental Security Income for a disability, regardless of age; or persons receiving Social Security Disability Insurance benefits, regardless of age, whose yearly income does not exceed 250 percent of the 2012 federal poverty guidelines issued by the United States Department of Health and Human Services. The Measure also states that parcels that are contiguous to each other, used solely for owner-occupied residential purposes, and are held under identical ownership may be treated as a single parcel for purposes of the levy of the tax upon approval of an application submitted

**COUNTY COUNSEL'S IMPARTIAL ANALYSIS OF  
MEASURE E-Continued**

to the District by June 15 of any year. The Measure states that persons who currently receive an exemption from the District's current Measure C parcel tax will not be required to reapply for the exemption.

A "yes" vote is a vote to renew a tax of \$84 per parcel on parcels within the District for eight years.

A "no" vote is a vote to not renew the tax.

James R. Williams  
County Counsel

By: Mary E. Hanna-Weir  
Deputy County Counsel

## COMPLETE TEXT OF MEASURE E

### MILPITAS UNIFIED SCHOOL DISTRICT Quality Education Measure

#### INTRODUCTION AND PURPOSE

To provide local school funding that cannot be taken by the State; maintain core academic programs in science, technology, engineering, arts, athletics and math; attract and retain highly qualified educators, and prepare students for the workforce, with no proceeds used for administrators' salaries, benefits and pensions, the Milpitas Unified School District ("District") proposes to extend its existing parcel tax for a period of eight years starting on July 1, 2023 at the rate of \$84 per parcel per year, with an exemption available for senior citizens and certain disabled persons, and to implement accountability measures, including citizen oversight, to ensure the funds are used to help:

- Continue accelerating academic programs in science, technology, engineering, arts, athletics and math;
- Attract and retain highly qualified teachers and staff;
- Create stronger academic programs in reading, writing and computer science while supporting student health and well-being;
- Increase educational pathways for career and college readiness;
- Ensure teachers have the support and tools needed to prepare students for the future workforce.

The proceeds of the parcel tax shall be deposited into a separate account created by the District.

#### DEFINITION OF "PARCEL"

For purposes of the quality education renewal parcel tax, the term "Parcel" means any parcel of land which lies wholly or partially within the boundaries of the Milpitas Unified School District, that receives a separate tax bill for *ad valorem* property taxes from the Santa Clara County Assessor/Tax Collector, as applicable. All property that is otherwise exempt from or upon which are levied no *ad valorem* property taxes in any year shall also be exempt from the quality education parcel tax in such year.

For purposes of this quality education renewal parcel tax, any such "Parcels" which are (i) contiguous, and (ii) used solely for owner-occupied, single-family residential purposes, and (iii) held under identical ownership may, by submitting to the District an application of the owners thereof by June 15 of any year, be treated as a single "parcel" for purposes of the levy of the high quality education parcel tax.

#### EXEMPTION FOR SENIORS AND SSI RECIPIENTS

Pursuant to Government Code Section 50079 (b)(1), any owner of a Parcel used solely for owner-occupied, single-family residential purposes and who are either (a) 65 years of age or older on or before June 30 of the fiscal year immediately preceding the year in which the tax would apply, or (b) persons receiving Supplemental Security Income for a disability, regardless of age, or (c) receiving Social Security Disability Insurance benefits, regardless of age, whose yearly income does not

## COMPLETE TEXT OF MEASURE E-Continued

exceed 250 percent of the 2012 federal poverty guidelines issued by the United States Department of Health and Human Services, may obtain an exemption from the parcel tax by submitting an application therefore, by June 15 of any year, to the District. Once granted, exemptions remain in place until the property is transferred or not owner-occupied by a qualifying person.

Persons who are owners of Parcels used solely for owner-occupied, single-family residential purposes and currently exempted from the District's expiring Measure C parcel tax shall automatically be exempted from this Measure without having to file a new application.

The District may establish administrative procedures to periodically verify the continuance of any previously granted exemption.

With respect to all general property tax matters within its jurisdiction, the Santa Clara County Treasurer and Tax Collector or other appropriate county tax officials, shall make all final determinations of tax exemption or relief for any reason, and that decision shall be final and binding. With respect to matters specific to the levy of the high quality education parcel tax, including any exemptions and the classification of property for purposes of calculating the tax, the decisions of the District shall be final and binding.

#### REDUCTION IN TAX IF RESULT IS LESS OTHER GOVERNMENT SUPPORT

The collection of the quality education parcel tax is not intended to decrease or offset any increase in local, state or federal government revenue sources that would otherwise be available to the District during the period of the parcel tax. In the event that the levy and collection does have such an effect, the District may cease the levy or shall reduce the parcel tax to the extent that such action would restore the amount of the decrease or offset in other revenues.

#### ACCOUNTABILITY MEASURES

In accordance with the requirements of Government Code Sections 50075.1 and 50075.3, the following accountability measures, among others, shall apply to the parcel tax levied in accordance with this Measure: (a) the specific purposes of the parcel tax shall be those purposes identified above; (b) the proceeds of the parcel tax shall be applied only to those specific purposes identified above; (c) a separate, special account shall be created into which the proceeds of the quality education renewal parcel tax must be deposited; and (d) an annual written report shall be made to the Board of Education of the District showing (i) the amount of funds collected and expended from the proceeds of the high quality education renewal parcel tax and (ii) the status of any projects or programs required or authorized to be funded from the proceeds of the parcel tax, as identified above.

## ARGUMENT IN FAVOR OF MEASURE E

Vote YES on E to maintain strong core academic programs and prepare Milpitas graduates for success, **without increasing taxes** by a single penny.

Since 2010, Milpitas Unified School District has relied on stable, local funding to protect core academic programs and retain highly qualified teachers. However, this critical source of local funding is set to expire.

Without Measure E, approximately \$1.6 million would have to be cut from the school district's annual budget, impacting student learning, class sizes, program options and campus safety.

**All Measure E funds go directly to our local schools. No funds can be taken away by the State and no funds can be used for administrator salaries.**

Without increasing taxes, Measure E renews existing funding to protect core academics and provide innovative programs in science, technology, engineering and math as well as career technical education and workforce training to support students to become developers and leaders in the future workforce.

### Vote YES on E—Quality Academic Programs

- Maintain core academic programs in science, technology, engineering, arts, athletics and math
- Attract and retain highly qualified teachers and staff
- Strengthen academic programs in reading and writing
- Prepare students for college and careers
- Ensure teachers have the tools to prepare students for the future workforce

### Every Penny of Measure E Stays Local:

- All funds must stay in our local schools and cannot be taken by Sacramento
- No funds can be used for administrator salaries
- An independent oversight committee ensures all funds are spent as promised
- Seniors will continue to be eligible for an exemption

Whether or not you have school-aged children, good schools make our neighborhoods desirable, attracting new families to our community. Measure E will help keep our property values strong by maintaining high-quality education in local schools.

## ARGUMENT IN FAVOR OF MEASURE E-Continued

**Join parents, teachers, seniors, business leaders and neighbors—Vote YES on E!**

Thomas J. Valore

Former Financial Advisor & MUSD Parcel Tax Oversight Committee, Senior Member

Evelyn Chua

Milpitas City Councilmember

Naomi Agraz

MUSD Parent

Kelly King

MHS Math Teacher and Football Coach, Longtime Milpitas Resident

Anupama Vemparala

Former PTA President, Rancho Milpitas Middle School

## REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE E

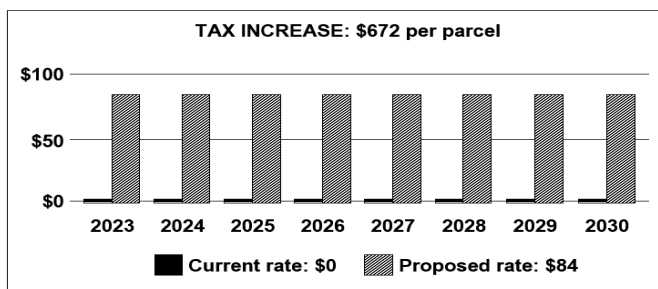
Milpitas Unified School District used 2010's state budget crisis to persuade us to pass an \$84/year parcel tax (\$420/home)—a burden they promised would end in 5 years.

Once that crisis ended, **did we get our tax relief?**

**Nope!!!** Instead, a **so-called extension**—actually an **ADDITIONAL TAX of \$672** (\$84 x 8 years).

Now **recent price surges** have us **ESPECIALLY** eager for 2023's **\$0 tax to begin**.

But here comes the district again:



With inflation heading toward 10%, don't we all need a **BREAK?**

Consider:

- State government has a **\$31 billion** surplus—our money!
- Student enrollment? Virtually flat.
- We are down ~8 teachers since 2016.

Shouldn't fewer teachers mean lower expenses? No matter: the district craves money.

District claims they will "prepare...graduates for success."

**How is that credible, when 25.62% of students fall below grade level in English, and in math, 34.54%?**

—*Ed-Data.org*

**The district has failed our children**, yet they expect a reward. Rewarding misbehavior encourages more bad behavior!

They claim revenues will not fund administration—but **administration grew by over 20%** since 2016. So that's an empty promise: ANY FUNDS generated **outside** this tax **CAN be shifted to administration**. Don't be fooled by the shell game.

Teach Milpitas Unified School District board to be financially responsible:

**Vote NO on Measure E.**

You can be **FOR** children, teachers, and education, but **AGAINST** eternal "temporary" tax hikes.

## REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE E-Continued

For information: [www.SVTaxpayers.org](http://www.SVTaxpayers.org)

Mark W.A. Hinkle  
President: Silicon Valley Taxpayers Association

Joe Dehn  
Chair, Libertarian Party of Santa Clara County

Kevin W. Moore  
Resident

Sandra Young  
District Resident

## ARGUMENT AGAINST MEASURE E

Milpitas Unified School District used 2010's state budget crisis to persuade us to pass an \$84/year parcel tax (\$420/home)—a burden they promised would end in 5 years.

Once that crisis ended, did we get our tax relief?

Nope. In 2014, just **when we expected tax RELIEF**, they pressured us into approving a **so-called extension**—actually a **TAX INCREASE of \$672** (\$84 x 8 years).

Now, the recent 7.9% rise in prices has us **especially EAGER FOR 2023's \$0 TAX to begin**. But here comes the district again, pleading for **ANOTHER TAX INCREASE OF \$672!**

Consider:

- Student enrollment is virtually flat.
- The number of teachers has declined from 459 in 2016-17, to 451 in 2019-20 (*latest figures available*).
- California's state government has a surplus of \$31 billion—of our money!

Shouldn't fewer teachers mean lower expenses? Doesn't matter: the district craves more money.

Don't we value our remaining teachers?

Yes! Here are our teachers' salaries compared with those statewide (on average):

2019-20 | Milpitas teachers' salary = \$92,429 | Statewide = \$83,901

(Source: Education Data Partnership, [www.Ed-Data.org](http://www.Ed-Data.org))

The district claims it wants to "prepare students for college and the workforce."

**How is that possible, when 31.21% of our students are below grade level in English, and in math, a whopping 35.3%?**

**The district has failed our children**, yet they now expect us to reward them.

Parents know rewarding misbehavior yields more bad behavior.

Supposedly, these revenues will not fund administration—but **administration has increased by over 9%**. So that's an empty promise: any funds generated outside this parcel tax can simply be shifted to administration—without limit. Don't be fooled by the shell game.

Teach the Milpitas Unified School District board to be financially responsible:

**Vote NO on Measure E.**

## ARGUMENT AGAINST MEASURE E-Continued

For information: [www.SVTaxpayers.org](http://www.SVTaxpayers.org).

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## REBUTTAL TO ARGUMENT AGAINST MEASURE E

The authors of the argument against Measure E have their facts **WRONG**. Two of them don't live in our community, they habitually oppose local education ballot measures and file an argument against nearly **EVERY** measure in Santa Clara County. They don't understand the needs of our schools and they are not invested in our community's or students' futures.

- **Excellent schools support our great community.** Strong schools make our neighborhoods desirable, attracting new families to our community. Measure E will maintain high-quality education in local schools, keeping our property values strong.
- **Citizens' oversight ensures all funds go directly to our local schools.** All Measure E funds go directly to supporting our students and no funds can be spent on administrators' salaries. Measure E requires audits and independent citizens' oversight, just like previous measures. You can read the Parcel Tax Oversight Committee reports, verifying that funds have been spent wisely as voters intended, at: [www.musd.org/ptoc.html](http://www.musd.org/ptoc.html).
- **Measure E protects quality academic programs.** Without Measure E, \$1.6 million would have to be cut from the school district's annual budget, impacting student learning, class sizes, program options and campus safety. Measure E will maintain core academic programs in science, technology, engineering, arts, athletics and math.
- **Our schools rely on Measure E passing.** Since 2010 our schools have relied on stable, local funding that Measure E seeks to renew. Measure E will protect core academic programs and retain highly qualified teachers.

As local parents, business leaders, and neighbors, we believe that maintaining excellent education in our local schools is important. **Join us—and vote YES on E.**

Inderjit Mundra  
Milpitas Chamber of Commerce VP, Business Owner

William Lam  
Chair, Community Board Advisory Committee; Board Member, Milpitas Community Chinese School

Norma Morales  
Milpitas Parent & Community Liaison

Stephanie Woodhams  
MUSD Teacher & Parent

Marshall Jones  
Member of Milpitas Economic Development and Trades Commission,  
Parent, Professor at SJSU