



**SHORELINE  
REGIONAL  
— PARK —  
COMMUNITY**

**OFFICE OF THE CITY MANAGER**  
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April 25, 2024

Superintendent Nellie Meyer  
Mountain View Los Altos School District  
1299 Bryant Avenue  
Mountain View, CA 94040

Superintendent Ayindé Rudolph  
Mountain View Whisman School District  
1400 Montecito Avenue  
Mountain View, CA 94043

Dear Superintendent Meyer and Superintendent Rudolph:

I am writing to request an update on the status of the amendment to the Education Enhancement Reserve Joint Powers Agreement (EER JPA) requested by the Mountain View Whisman School District (MVWSD) and approved by the Shoreline Regional Park Community (Shoreline Community) Board of Directors on October 10, 2023. To date, this amendment remains unexecuted.

On September 8, 2023, MVWSD staff informed Shoreline Community staff that the Santa Clara County Office of Education expressed concern about the District's inclusion of EER JPA payments as revenue projections for future fiscal years since the current EER JPA expires on June 30, 2024. Consequently, District staff requested a letter of assurance or an updated agreement confirming future Education Enhancement Reserve payments. On September 28, 2023, Shoreline Community staff received a letter from MVWSD staff making a formal request for a letter of assurance or updated agreement.

In response, Shoreline Community staff offered to amend the existing short-term EER JPA agreement to extend the term through Fiscal Year 2026-27 to meet the District's need for certainty regarding EER JPA revenue projections through both the Fiscal Year 2023-24 and Fiscal Year 2024-25 budget cycles. MVWSD and Mountain View Los Altos High School District (MVLA) staff indicated that the districts were amenable to such an extension.

On October 10, 2023, the Shoreline Community Board of Directors (City Council) authorized amendment of the EER JPA to extend the minimum and adjusted payments to the school districts through June 30, 2027. On November 27, 2023, Shoreline Community staff provided a draft amendment to the agreement reflecting the extended term and continuity of payments through Fiscal Year 2026-27 as authorized by the Board.

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Subsequently, in January 2024, MVWSD staff requested that Section 4.1 of the agreement be amended to state that the Shoreline Community would forgo bond issuance through Fiscal Year 2026-27 or until a successor EER JPA had been approved. This request has been rejected because the Shoreline Community was created, and is obligated, to provide public infrastructure and services in the North Bayshore Area and, therefore, it cannot reasonably or responsibly forfeit its power to bond for four consecutive fiscal years without jeopardizing its ability to meet this obligation.

Since then, Shoreline Community staff have followed up with MVWSD and MVLA staff several times regarding the status of the amended agreement that was provided in November 2023 and have received no indication of progress toward executing the amended agreement from either school district.

**The existing EER JPA expires on June 30, 2024. The Shoreline Community cannot continue to provide payments to MVWSD and MVLA under the current EER JPA beyond June 30, 2024 unless the amended agreement is executed by the school districts.**

As previously noted, I have had authority to execute the amended agreement since October 10, 2023 and I remain ready to do so.

Please let me know at your earliest convenience if you wish to proceed with the amendment and what steps need to be taken to move forward with execution.

Sincerely,



Kimbra McCarthy  
General Manager, Shoreline Regional Park Community

KMC/LJ/4/MGR  
612-04-25-24L