Resolution: 2013-07-06

State of California
State Allocation Board
School Facility Program

This Resolution of the State Allocation Board (hereafter referred to as the "Board") is applicable to the appropriate sections of the Education Code and is described and filed in the office of the Executive Officer and will be made available to all interested parties as the Resolution pertains to the documents attached hereto. Said documents were acted upon by the Board at its meeting on July 10, 2013.

WHEREAS, the Board has previously approved or determined to be approvable a number of projects for construction or modernization eligibility of facilities for school districts and is making apportionments and/or unfunded approvals for the grant amounts for projects that meet the Board's criteria for the apportionment of grants pursuant to Education Code Sections 17072.10, 17078.52, 17078.70, 17079 or 17074.10 or Board Regulations 1859.81.1 or 1859.83;

WHEREAS, Treasury Regulations Section 1.150-2 require the State (on whose behalf the Board is acting) to declare its reasonable intent to provide grant funding to school districts, in accordance with Board policy and law, for costs of the projects with proceeds of State bonds;

NOW THEREFORE, BE IT RESOLVED:

1. This Resolution is adopted by the Board for the purposes of establishing compliance with Treasury Regulations Section 1.150-2, and this Resolution does not bind the Board to make any additional apportionment, or bind the State to incur any indebtedness.

2. The Board anticipates that some or all of the school districts listed on the list of "Projects" referred to in this Resolution will pay certain capital expenditures in connection with some or all of the project costs prior to the issuance of bonds by the State to pay for the grants for the projects. The reimbursement of such costs is consistent with the State's budgetary and financial circumstances, and in accordance with Board policy, as no other funds or accounts of the State have been budgeted or are available to pay the costs of the projects on either a short-term or a long-term basis.

3. The Board, acting on behalf of the State, hereby declares that it is the State's official intent to use proceeds of general obligation bonds that may become available for such purpose, consistent with the requirements of law that are in effect at the time the funds are available, to provide grants in accordance with applicable laws and regulations.

4. This Resolution shall be continuously available for inspection by the general public during normal business hours at the offices of the Board at 707 3rd Street, West Sacramento, California, commencing within one week after the date of enactment of this Resolution.

5. Any eligibility determination does not constitute a commitment of future funding by the Board.

I, the undersigned, duly authorized as the Executive Officer of the State Allocation Board, do hereby certify the foregoing to be true and correct, and that this Resolution was adopted at a meeting of said Board on July 10, 2013 at Sacramento, California.

Lisa Silverman
Executive Officer
State Allocation Board

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, July 10, 2013

SCHOOL FACILITY PROGRAM UNFUNDED APPROVALS
(Lack of AB 55 Loans)

PURPOSE OF REPORT

To present to the State Allocation Board (Board) a list of School Facility Program (SFP) applications for unfunded approval.

DESCRIPTION

At the January 2013 Board meeting, the Board elected to provide an increase adjustment of 3.13 percent to SFP projects for calendar year 2013. The projects listed on the Attachment reflect the Board's action of the adoption of the 3.13 percent increase based on the Marshall & Swift Eight California Cities Index. In addition, the project applications represent SFP new construction and modernization projects in date order of a complete application being received by the Office of Public School Construction (OPSC).

AUTHORITY

SFP Regulation Section 1859.2 defines an Unfunded List (Lack of AB 55 Loans) as an information list of unfunded projects that was created due to the State's inability to provide interim financing from the Pooled Money Investment Account (AB 55 loans) to fund school construction projects as declared in the Department of Finance Budget Letter #33 issued on December 18, 2008.

SFP Regulation Section 1859.95 states:

"When the Board has no funds to apportion …, the Board will also accept and process applications for apportionment for purposes of developing an Unfunded List based on the date the application is ready for Apportionment, with the exception of New Construction funding applications that utilize eligibility generated by the Alternative Enrollment Projection.

An application for funding included on an Unfunded List is eligible for reimbursement subject to adjustments in the New Construction Grants amount pursuant to Section 1859.77."

BACKGROUND

At the March 11, 2009 SAB meeting, the Board requested that Staff continue to process applications to the Board for unfunded approval, up to the bonding authority. The Attachment reflects applications being presented for unfunded approval, including SFP modernization and new construction projects in date order of a complete application being received by the OPSC. The list also includes health and safety facility hardship applications for funding that have been processed and are ready for approval regardless of received date. The unfunded approval of the applications as reflected on the Attachment will not constitute a guarantee of future funding.

RECOMMENDATIONS

1. Approve the SFP applications as presented on the Attachment.

2. Provide that these unfunded approvals do not constitute a guarantee of future funding.

ATTACHMENT
UNFUNDED APPROVALS
(Lack of AB 55 Loans)
State Allocation Board Meeting, July 10, 2013

County	District	School Site	Application Number	Received Date	Grant Amount
~~SIERRA~~	~~SIERRA-PLUMAS JOINT UNIFIED~~	~~LOYALTON HIGH~~	~~58/70177-00-001~~	~~4/25/2013~~	WITHDRAWN
				Facility Hardship	$0.00
				Total:	$0.00

THE SIERRA-PLUMAS JOINT UNIFIED (58/70177-00-001)
ITEM HAS BEEN WITHDRAWN

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, July 10, 2013

SCHOOL FACILITY PROGRAM UNFUNDED APPROVALS PURSUANT TO REGULATION SECTION 1859.95

PURPOSE OF REPORT

To present to the State Allocation Board (Board) a list of School Facility Program (SFP) applications for unfunded approval pursuant to SFP Regulation Section 1859.95.

DESCRIPTION

At the January 2013 Board meeting, the Board elected to provide an increase adjustment of 3.13 percent to SFP projects for calendar year 2013. The projects listed on the Attachment reflect the Board's action of the adoption of the 3.13 percent increase based on the Marshall & Swift Eight California Cities Index. In addition, the funding applications listed on the Attachment represent SFP new construction and modernization projects in date order of a complete application being received by the Office of Public School Construction (OPSC). These applications were received prior to November 1, 2012 for which State bond authority is insufficient to provide funds.

AUTHORITY

SFP Regulation Section 1859.2 states:

"Unfunded List" means an information list of unfunded projects, with the exception of the unfunded list defined below as "Unfunded List (Lack of AB 55 Loans)."

"Unfunded List (Lack of AB 55 Loans)" is defined as an information list of unfunded projects that was created due to the State's inability to provide interim financing from the Pooled Money Investment Account (AB 55 loans) to fund school construction projects as declared in the Department of Finance Budget Letter #33 issued on December 18, 2008.

SFP Regulation Section 1859.95 states:

"When the Board has no funds to apportion...., the Board will also accept and process applications for apportionment for purposes of developing an Unfunded List based on the date the application is Ready for Apportionment, with the exception of New Construction funding applications that utilize eligibility generated by the Alternative Enrollment Projection.

. . . .

An application for funding included on an Unfunded List is eligible for reimbursement subject to adjustments in the New Construction Grants amount pursuant to Section 1859.77."

BACKGROUND

SFP Regulation Section 1859.95 states that when the Board has no funds to apportion, the Board will continue to accept and process applications received prior to November 1, 2012 for purposes of developing an Unfunded List.

SFP Regulation Section 1859.95.1 states that any new construction or modernization funding applications received by the OPSC on or after November 1, 2012, when that regulation took effect, are to be presented to the Board on the Applications Received Beyond Bond Authority List.

The Attachment reflects the funding applications being presented for unfunded approval in date order of a complete application being received by the OPSC. The unfunded approval of the applications as reflected on the Attachment will not constitute a guarantee of future funding or bonding authority.

RECOMMENDATION

Approve the SFP applications as presented on the Attachment.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ July 10, 2013

ATTACHMENT
UNFUNDED APPROVALS
Pursuant to Regulation Section 1859.95
State Allocation Board Meeting, July 10, 2013

County	District	School Site	Application Number	Received Date	Grant Amount
LOS ANGELES	CENTINELA VALLEY UNION HIGH	LAWNDALE HIGH	50/64352-02-001	10/31/2012	$16,505,991
				New Construction:	$16,505,991
				Total:	$16,505,991

SCHOOL DISTRICT DATA

Application No: 50/64352-02-001
School District: Centinela Valley Union High
High School Attendance Area: Lawndale
County: Los Angeles
School Name: Lawndale High

PROJECT DATA

Type of Project:	High School
K-6:	
7-8:	
9-12:	918
Non-Severe:	
Severe:	
Application Filing Basis:	High School Attendance Area
Number of Classrooms:	34
Master Acres:	54.4
Existing Acres:	29.63
Proposed Acres:	
Recommended Acres:	51.8
Facility Hardship (a):	No
Financial Hardship Requested:	No
Alternative Education School:	No
Addition to Existing Site:	Yes

ADJUSTED GRANT DATA

New Construction Grant		$	12,043,242.00
Fire Detection Alarm			23,868.00
Prevailing Wage Monitoring			20,607.00
Multi-Level Constr.	34Crs.		1,445,189.00
Service Site			537,550.00
Off-Site			19,767.00
Utilities			216,094.00
Urban/Security/Impacted Site			2,199,674.00
Total State Share (50%)			16,505,991.00
District Share (50%)			16,505,991.00
Total Project Cost		$	**33,011,982.00**

PROJECT FINANCING

State Share		
This Project	$	16,505,991.00
District Share		
Cash Contribution		16,505,991.00
Financial Hardship		
Total Project Cost	$	**33,011,982.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share				
New Construction/Add. Grant	**112-012**	$	$ 16,505,991.00	$ 16,505,991.00
District Share				
Cash Contribution			16,505,991.00	
Total		$	$ **33,011,982.00**	$ **16,505,991.00**

Pursuant to School Facility Program Regulation Section 1859.95 this application has been approved and placed on the Unfunded List. This approval does not constitute a guarantee or commitment of future State funding and should not be relied on in any manner as any kind of representation or indication of future State funding. The State cautions any kind of reliance on the fact that an application is placed on this list.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

SCHOOL DISTRICT DATA

Application No:	57/65540-00-001	**County:**	Mendocino
School District:	Anderson Valley Unified	**School Name:**	Anderson Valley Elementary

PROJECT DATA

Type of Project:		Elementary School	**Application Filing Basis:**	Site Specific
Pupils Assigned Under 50 Yrs:	**K-6:**	160		
	7-8:			
	9-12:			
	Non-Severe:			
	Severe:			
Financial Hardship Requested:		No	**Recommended Acres:**	5.4
Alternative Education School:		No	**Existing Acres:**	10.97

ADJUSTED GRANT DATA

Modernization Grant - Under 50 Yrs	$	576,000.00
Project Assistance		3,040.00
Small Size Project		23,040.00
Total State Share (60%)		602,080.00
District Share (40%)		401,387.00
Total Project Cost	$	**1,003,467.00**

PROJECT FINANCING

State Share		
This Project	$	602,080.00
District Share		
Cash Contribution		401,387.00
Financial Hardship		
Total Project Cost	$	**1,003,467.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	State Apportionment This Action
State Share					
Modernization/Additional Grant	**057-570**	**1D**	$ 602,983.00	$ (903.00)	$ (903.00)
District Share					
Cash Contribution			401,989.00	(602.00)	
Total			$ **1,004,972.00**	$ **(1,505.00)**	$ **(903.00)**

Funding Source: Proposition 1D Bonds/2006-Nov.

Errors and Omissions - Staff is requesting a reduction of $903.00 for the Prevailing Wage Monitoring grant that was inadvertently included in the August 22, 2012 and May 22, 2013 Board items.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

SCHOOL DISTRICT DATA

Application No:	57/65540-00-002	**County:**	Mendocino
School District:	Anderson Valley Unified	**School Name:**	Anderson Valley Junior-Senior High

PROJECT DATA

Type of Project:	High School	**Application Filing Basis:**	Site Specific
Pupils Assigned Under 50 Yrs: K-6:			
7-8:			
9-12:	160		
Non-Severe:			
Severe:			
Financial Hardship Requested:	No	**Recommended Acres:**	21.2
Alternative Education School:	No	**Existing Acres:**	40.47

ADJUSTED GRANT DATA		
Modernization Grant - Under 50 Yrs	$	797,600.00
Project Assistance		3,040.00
Small Size Project		31,904.00
Total State Share (60%)		832,544.00
District Share (40%)		555,029.00
Total Project Cost	$	**1,387,573.00**

PROJECT FINANCING		
State Share		
This Project	$	832,544.00
District Share		
Cash Contribution		555,029.00
Financial Hardship		
Total Project Cost	$	**1,387,573.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	State Apportionment This Action
State Share					
Modernization/Additional Grant	**057-570**	**1D**	$ 833,793.00	$ (1,249.00)	$ (1,249.00)
District Share					
Cash Contribution			555,862.00	(833.00)	
Total			$ **1,389,655.00**	$ **(2,082.00)**	$ **(1,249.00)**

Funding Source: Proposition 1D Bonds/2006-Nov.

Errors and Omissions - Staff is requesting a reduction of $1,249 for the Prevailing Wage Monitoring grant that was inadvertently included in the August 22, 2012 and May 22, 2013 Board items.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

SCHOOL DISTRICT DATA

Application No: 50/62166-00-022
School District: Fresno Unified
County: Fresno
School Name: Edison High

PROJECT DATA

Type of Project:	High School
K-6:	
7-8:	
9-12:	38
Non-Severe:	
Severe:	
Application Filing Basis:	District Wide
Number of Classrooms:	2
Master Acres:	60.9
Existing Acres:	37.8
Proposed Acres:	
Recommended Acres:	55.3
Facility Hardship (a):	No
Financial Hardship Requested:	No
Alternative Education School:	No
Addition to Existing Site:	Yes

ADJUSTED GRANT DATA

New Construction Grant	**$**	483,398.00
Fire Detection Alarm		950.00
High Performance (2.28%)		11,021.00
Multi-Level Constr.	2Crs.	58,008.00
Service Site		11,606.00
Utilities		1,241.00
Small Size Project		58,008.00
Total State Share (50%)		624,232.00
District Share (50%)		624,232.00
Total Project Cost	**$**	**1,248,464.00**

PROJECT FINANCING

State Share		
This Project	**$**	624,232.00
District Share		
Cash Contribution		624,232.00
Financial Hardship		
Total Project Cost	**$**	**1,248,464.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share					
New Construction/Add. Grant	**957-500**	**1D**	**$** 744,924.00	**$** (131,713.00)	**$** (131,713.00)
High Performance	**957-700**	**1D**	11,021.00		
District Share					
Cash Contribution			755,945.00	(131,713.00)	
Total			**$ 1,511,890.00**	**$ (263,426.00)**	**$ (131,713.00)**

Funding Source: Proposition 1D Bonds/2006-Nov.

Errors and ommissions: Staff is recommending approval to correct the unfunded approval originally approved on February 22, 2012 by decreasing the total by $131,713.00, which was the sum previously approved for Urban/Security/Impacted Site. This project shall maintain the unfunded approval date of March 12, 2013.

Pursuant to the Board's action March 11, 2009, this application has been approved and placed on the Unfunded list. This approval does not constitute a guarantee or commitment of future State funding.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ July 10, 2013

SCHOOL DISTRICT DATA

Application Number:…… 50/66977-00-014 School District:……..Alvord Unified

County:……...Riverside School Name:……..……La Granada Elementary

Financial Hardship:……..……Yes Date of Financial Hardship Status:…..…. May 5, 2006

Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(1).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. The District received $1,500 for Site Department of Toxic Substances Control (DTSC) Fee and reported $2,357 in eligible expenditures; therefore, the grant must be increased by a total of $857. The District has agreed to the finding.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 2,273,700	$ 0	$ 2,273,700
SFP Site Acquisition	925,000	0	925,000
SFP Site Relocation	9,638	0	9,638
SFP Site Other	37,000	0	37,000
SFP Service Site	169,556	0	169,556
SFP General Site	164,002	0	164,002
SFP Utilities	181,104	0	181,104
SFP Site DTSC Fee	750	428	1,178
SFP Fire Detection/Alarm	2,700	0	2,700
SFP Financial Hardship	3,783,981	429	3,784,410
Labor Compliance Program	20,531	0	20,531
Total State Apportionment	$ 7,567,962	$ 857	$ 7,568,819
Financing			
State (SFP)	$ 3,783,981	$ 428	$ 3,784,409
Financial Hardship (SFP)	3,783,981	429	3,784,410
Total Project Costs	$ 7,567,962	$ 857	$ 7,568,819

RECOMMENDATIONS

1. Approve an increase of $857 in the total project cost from $7,567,962 to $7,568,819.
2. Approve an increase of $429 in the Financial Hardship Contribution [Bonds/2004 Mar.; 055-500] from $3,783,981 to $3,784,410.
3. Approve an increase of $428 in the State Apportionment [Bonds/2004 Mar.; 055-500] from $3,783,981 to $3,784,409.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ July 10, 2013

SCHOOL DISTRICT DATA

Application Number:…… 50/66977-00-018

School District:……..Alvord Unified

County:……...Riverside

School Name:……..……Myra Linn Elementary

Financial Hardship:……..……Yes

Date of Financial Hardship Status:…..…. May 5, 2006

Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(1).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. The District is a Financial Hardship project and has savings in the amount of $271,340. According to Regulation Section 1859.103 it states that, "…the State's portion of any savings declared by the district or determined by the OPSC by audit must be used to reduce the SFP financial hardship grant of that project…any interest earned on a financial hardship project not expended on eligible project expenditures will be treated as savings and will be used to reduce the SFP financial hardship grant for that project." The District concurs with the findings and agrees to return the State funds in the amount of $271,340.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 3,031,600	$ (135,670)	$ 2,895,930
SFP Service Site	158,873	0	158,873
SFP Utilities	53,531	0	53,531
SFP Financial Hardship	3,269,572	(135,670)	3,133,902
SFP Fire Detection/Alarm	3,600	0	3,600
Labor Compliance Program	21,968	0	21,968
Total State Apportionment	$ 6,539,144	$ (271,340)	$ 6,267,804
Financing			
State (SFP)	$ 3,269,572	$ (135,670)	$ 3,133,902
Financial Hardship (SFP)	3,269,572	(135,670)	3,133,902
Total Project Costs	$ 6,539,144	$ (271,340)	$ 6,267,804

RECOMMENDATIONS

1. Approve a decrease of $271,340 in the total project cost from $6,539,144 to $6,267,804.
2. Approve a decrease of $135,670 in the State Apportionment [Bonds/2004-Mar.; 055-500] from $3,269,572 to $3,133,902.
3. Approve a decrease of $135,670 in the Financial Hardship Contribution [Bonds/2004-Mar.; 055-500] from $3,269,572 to $3,133,902.
4. Require the District to return State funds in the amount of $271,340.

SCHOOL DISTRICT DATA

Application Number:…… 50/66977-00-026 School District:……..Alvord Unified

County:…….……...Riverside School Name:…….……..…Arizona Middle

Financial Hardship:…….……..Yes Date of Financial Hardship Status:…....… May 5, 2006

Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(1).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. The District is a Financial Hardship project and has savings in the amount of $321,803. According to Regulation Section 1859.103 it states that, "…the State's portion of any savings declared by the district or determined by the OPSC by audit must be used to reduce the SFP financial hardship grant of that project…any interest earned on a financial hardship project not expended on eligible project expenditures will be treated as savings and will be used to reduce the SFP financial hardship grant for that project." The District concurs with the findings and agrees to return the State funds in the amount of $321,803.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 4,203,250	$ (160,902)	$ 4,042,348
SFP Service Site	233,529	0	233,529
SFP Utilities	20,226	0	20,226
SFP Financial Hardship	4,485,025	(160,901)	4,324,124
SFP Fire Detection/Alarm	6,400	0	6,400
SFP Labor Compliance Program	26,432	0	26,432
Total State Apportionment	$ 8,974,862	$ (321,803)	$ 8,653,059
Financing			
District Contribution	$ 4,812	$ 0	$ 4,812
State (SFP)	4,489,837	(160,902)	4,328,935
Financial Hardship (SFP)	4,485,025	(160,901)	4,324,124
Total Project Costs	$ 8,979,674	$ (321,803)	$ 8,657,871

RECOMMENDATIONS

1. Approve a decrease of $321,803 in the total project cost from $8,979,674 to $8,657,871.
2. Approve a decrease of $160,902 in the State Apportionment [Bonds/2004-Mar.; 055-500] from $4,489,837 to $4,328,935.
3. Approve a decrease of $160,901 in the Financial Hardship Contribution [Bonds/1998-Nov.; 119-612] from $4,485,025 to $4,324,124.
4. Require the District to return State funds in the amount of $321,803.

SCHOOL DISTRICT DATA

Application Number:……..50/10173-02-001
County:……..……Lake
Financial Hardship……..……Yes
School District:……..Lake County Office of Education (COE)
School Name:……..Clearlake Community
Date of Financial Hardship Status:……..March 14, 2001
Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(3).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the COE has been made and the revisions indicated are necessary to close-out this completed project. This is a Financial Hardship project and has savings in the amount of $289,089 and interest earned of $12,058.67 due after three years. School Facility Program Regulation Section 1859.103 states that "the State's portion of any savings declared by the district or determined by the OPSC by audit must be used to reduce the SFP financial hardship grant of that project … any interest earned on a financial hardship project not expended on eligible project expenditures will be treated as savings and will be used to reduce the SFP financial hardship grant for that project." The COE has concurred and has already returned State funds in the amount of $301,147.67.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 273,074	$ (144,545)	$ 128,529
SFP Site Acqusition	67,500	0	67,500
SFP Site other	25,000	0	25,000
SFP Service Site	52,275	0	52,275
SFP Offsite	22,609	0	22,609
SFP Utilities	24,864	0	24,864
Geographic Index	15,748	0	15,748
SFP Small School	37,795	0	37,795
SFP New School	1,758,799	0	1,758,799
SFP Financial Hardship	2,344,582	(144,544)	2,200,038
SFP Project Assistance	3,915	0	3,915
SFP DTSC Fee	24,871	0	24,871
Site Hazardous Removal	3,500	0	3,500
Total State Apportionment	$ 4,654,532	$ (289,089)	$ 4,365,443
Financing			
State (SFP)	$ 2,309,950	$ (144,545)	$ 2,165,405
Financial Hardship (SFP)	2,344,582	(144,544)	2,200,038
District Contribution	6,820	0	6,820
Total Project Costs	$ 4,661,352	$ (289,089)	$ 4,372,263

RECOMMENDATIONS

1. Approve a decrease of $289,089 in the total project cost from $4,661,352 to $4,372,263.
2. Approve a decrease of $144,545 in the State Apportionment [Bonds/2002-Nov.; 047-501] from $2,309,950 to $2,165,405.
3. Approve a decrease of $144,544 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-501] from $2,344,582 to $2,200,038.
4. Recognize that the COE has already returned State funds in the amount of $289,089.
5. Recognize that the COE has already returned interest in the amount of $12,058.67.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ July 10, 2013

SCHOOL DISTRICT DATA

Application Number:……...50/67249-00-004
School District:……...San Jacinto Unified
County:……..……Riverside
School Name:…..……New Elementary #2
Financial Hardship……Yes
Date of Financial Hardship Status:……February 20, 2002
Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(3).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. This is a Financial Hardship project and has savings in the amount of $454,427 and interest earned of $29,120.14 due after three years. School Facility Program Regulation Section 1859.103 states that "the State's portion of any savings declared by the district or determined by the OPSC by audit must be used to reduce the SFP financial hardship grant of that project … any interest earned on a financial hardship project not expended on eligible project expenditures will be treated as savings and will be used to reduce the SFP financial hardship grant for that project." The District has concurred and has already returned State funds in the amount of $483,547.14.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 5,478,109	$ (227,214)	$ 5,250,895
SFP Service Site	362,935	0	362,935
SFP Offsite	207,820	0	207,820
SFP Utilities	71,838	0	71,838
SFP Financial Hardship	6,120,702	(227,213)	5,893,489
Total State Apportionment	$ 12,241,404	$ (454,427)	$ 11,786,977
Financing			
State (SFP)	$ 6,120,702	$ (227,214)	$ 5,893,488
Financial Hardship (SFP)	6,120,702	(227,213)	5,893,489
Total Project Costs	$ 12,241,404	$ (454,427)	$ 11,786,977

RECOMMENDATIONS

1. Approve a decrease of $454,427 in the total project cost from $12,241,404 to $11,786,977.
2. Approve a decrease of $227,214 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $6,120,702 to $5,893,488.
3. Approve a decrease of $227,213 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $6,120,702 to $5,893,489.
4. Recognize that the District has already returned State funds in the amount of $454,427.
5. Recognize that the District has already returned interest in the amount of $29,120.14.

SCHOOL DISTRICT DATA

Application Number:……...50/67249-00-005
School District:……San Jacinto Unified
County:……..……Riverside
School Name:…..……New Elementary #3
Financial Hardship……Yes
Date of Financial Hardship Status:……February 20, 2002
Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(3).

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. This is a Financial Hardship project and has savings in the amount of $51,054 and interest earned of $3,271.46 due after three years. School Facility Program Regulation Section 1859.103 states that "the State's portion of any savings declared by the district or determined by the OPSC by audit must be used to reduce the SFP financial hardship grant of that project … any interest earned on a financial hardship project not expended on eligible project expenditures will be treated as savings and will be used to reduce the SFP financial hardship grant for that project." The District has concurred and has already returned State funds in the amount of $54,325.46.....

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 5,320,240	$ (25,527)	$ 5,294,713
SFP Site Acqusition	255,000	0	255,000
SFP Site other	25,000	0	25,000
SFP Service Site	1,025,386	0	1,025,386
SFP Offsite	177,213	0	177,213
SFP Utilities	44,392	0	44,392
SFP Financial Hardship	6,853,124	(25,527)	6,827,597
Total State Apportionment	$ 13,706,248	$ (51,054)	$ 13,655,194
Financing			
State (SFP)	$ 6,853,124	$ (25,527)	$ 6,827,597
Financial Hardship (SFP)	6,853,124	(25,527)	6,827,597
Total Project Costs	$ 13,706,248	$ (51,054)	$ 13,655,194

RECOMMENDATIONS

1. Approve a decrease of $51,054 in the total project cost from $13,706,248 to $13,655,194.
2. Approve a decrease of $25,527 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $6,853,124 to $6,827,597.
3. Approve a decrease of $25,527 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $6,853,124 to $6,827,597.
4. Recognize that the District has already returned State funds in the amount of $51,054.
5. Recognize that the District has already returned interest in the amount of $3,271.46.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ July 10, 2013

SCHOOL DISTRICT DATA

Application Number:.....59/69427-00-002
County:.....Santa Clara
Financial Hardship.....No
School District:.....East Side Union High
School Name:.....Independence High

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. This is a Career Technical Education Facilities Program project and has savings in the amount of $1,245,187 and interest earned on State's savings of $13,754.63. SFP Regulation Section 1859.199 states that "An applicant district may not retain savings realized by a Career Technical Education Facilities Project." The District has agreed to the findings and has already returned State funds with interest in the amount of $636,348.63.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP Modernization	$ 1,396,000	$ (622,594)	$ 773,406
SFP CTE Equipment	104,000	0	104,000
Total State Apportionment	$ 1,500,000	$ (622,594)	$ 877,406
Financing			
District Contribution	$ 1,500,000	$ (622,593)	$ 877,407
State (SFP)	1,500,000	(622,594)	877,406
Total Project Costs	$ 3,000,000	$ (1,245,187)	$ 1,754,813

RECOMMENDATIONS

1. Approve a decrease of $1,245,187 in the total project cost from $3,000,000 to $1,754,813.
2. Approve a decrease of $622,593 in the District Contribution from $1,500,000 to $877,407.
3. Approve a decrease of $622,594 in the State Apportionment [Bonds/2006-Nov.; 057-600] from $1,500,000 to $877,406.
4. Recognize the District has returned savings in the amount of $622,594.
5. Recognize the District has returned interest in the amount of $13,754.63.

SCHOOL DISTRICT DATA

Application Number:.....59/69427-00-004
County:.....Santa Clara
Financial Hardship.....No
School District:.....East Side Union High
School Name:.....Independence High

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. This is a Career Technical Education Facilities Program project and has savings in the amount of $1,144,850 and interest earned on State's savings of $12,646.20. SFP Regulation Section 1859.199 states that "An applicant district may not retain savings realized by a Career Technical Education Facilities Project." The District has agreed to the findings and has already returned State funds with interest in the amount of $585,071.20.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP Modernization	$ 1,341,600	$ (572,425)	$ 769,175
SFP CTE Equipment	37,500	0	37,500
Total State Apportionment	$ 1,379,100	$ (572,425)	$ 806,675
Financing			
District Contribution	$ 1,379,100	$ (572,425)	$ 806,675
State (SFP)	1,379,100	(572,425)	806,675
Total Project Costs	$ 2,758,200	$ (1,144,850)	$ 1,613,350

RECOMMENDATIONS

1. Approve a decrease of $1,144,850 in the total project cost from $2,758,200 to $1,613,350.
2. Approve a decrease of $572,425 in the District Contribution from $1,379,100 to $806,675.
3. Approve a decrease of $572,425 in the State Apportionment [Bonds/2006-Nov.; 057-600] from $1,379,100 to $806,675.
4. Recognize the District has already returned savings in the amount of $572,425.
5. Recognize the District has already returned interest in the amount of $12,646.20.

SCHOOL DISTRICT DATA

Application Number:……59/75499-00-002
County:……San Joaquin
Financial Hardship……No
School District:……Tracy Joint Unified
School Name:……Tracy High

PURPOSE OF REPORT

To recommend accounting revisions to close out a completed project.

DESCRIPTION

A review of expenditures reported by the District has been made and the revisions indicated are necessary to close-out this completed project. This is a Career Technical Education Facilities Program project and has savings in the amount of $86,031 and interest earned on the State's savings of $1,359.18. SFP Regulation Section 1859.199 states that "An applicant district may not retain savings realized by a Career Technical Education Facilities Project." The District has agreed to the findings and has already returned State funds with interest in the amount of $44,374.55.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP Modernization	$ 390,162.50	$ (43,015.37)	$ 347,147.13
SFP CTE Equipment	20,160.50		20,160.50
Total State Apportionment	$ 410,323.00	$ (43,015.37)	$ 367,307.63
Financing			
District Contribution	$ 410,323.00	$ (43,015.63)	$ 367,307.37
State (SFP)	410,323.00	(43,015.37)	367,307.63
Total Project Costs	$ 820,646.00	$ (86,031.00)	$ 734,615.00

RECOMMENDATIONS

1. Approve a decrease of $86,031 in the total project cost from $820,646 to $734,615.
2. Approve a decrease of $43,015.63 in the District Contribution from $410,323 to $367,308.
3. Approve a decrease of $43,015.37 in the State Apportionment [Bonds/2006-Nov.; 057-600] from $410,323 to $367,307.
4. Recognize the District has returned savings in the amount of $43,015.37.
5. Recognize the District has returned interest in the amount of $1,359.18.

Unused Sites Program

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, July 10, 2013

UNUSED SITES

EXHIBIT/APPL. NO. 92/67348-00-00

Galt Joint Union High School District - Sacramento County

PURPOSE OF REPORT:

To present the District's request for the State Allocation Board (Board) to grant a refund of the 2010/11 and 2011/12 Fiscal Year Unused Site Assessment fees.

DESCRIPTION

The District was assessed an unused site fee of $22,889 for the 2010/11 Fiscal Year at the December 2011 Board meeting and $22,889 at the December 2012 Board meeting. The fees were deducted from the District's State School Fund apportionment during the months of February through May 2011, and February through May 2012. The District recently submitted documentation indicating that this site has been utilized for public school purposes. Therefore, the District is entitled to a refund of the unused site assessment fees that were withheld for the 2010/11 Fiscal Year and for the 2011/12 Fiscal Year.

Site	Year	Fees Withheld	Recommendation
Sousa Site (9703763)	2010/11	$22,889	Refund
Sousa Site (9703763)	2011/12	$22,889	Refund

AUTHORITY

Pursuant to Education Code Section (EC) 17219(e), nonuse payments shall not be required "for any year with respect to a school site that for one-half or more of the number of days of that year has been utilized for any of the following purposes: (1) By the school district, or by any other governmental entity pursuant to agreement with the school district, for school purposes…"

BACKGROUND

EC Section 17219(e) allows for districts to receive a waiver if the site is used for public school purposes for at least one-half the fiscal year. The District recently submitted documentation certifying that the Sousa site is being used for public school purposes, which is an allowable waiver and, therefore, should not be charged unused site assessment fees for this site.

STAFF ANALYSIS/STATEMENTS

The District has provided documentation to support its request.

RECOMMENDATION

Approve the District's request for a refund of the 2010/11 Fiscal Year Unused Site Assessment fee of $22,889 and a refund of the 2011/12 Fiscal Year Unused Site Assessment fee of $22,889 and notify the State Controller's Office to refund the Unused Site Assessment fee as indicated.

Facility Hardship / Rehabilitation Program

SCHOOL DISTRICT DATA

School District: ……...SANTA RITA UNION ELEMENTARY	County:…….…….…….....MONTEREY
Application Number:…….…… 58/66191-00-001	School Name:…….....LA JOYA ELEMENTARY
Total District Enrollment:…….……..3,136	Project Grade Level:……...…….…….....K-6
Financial Hardship:……..…….…….……...……..……YES	

The District qualifies for financial hardship pursuant to School Facility Program (SFP) Regulation Section 1859.81(c)(1). The District has demonstrated it is financially unable to provide all or a part of the matching funds and is levying the developer fees or equal alternative revenue source justified by law. The District's outstanding bonded indebtedness (as of October 25, 2012) is at least 60 percent of its total bonding capacity.

PURPOSE OF REPORT

Type of Request	State Allocation Board (Board) approval for placement on the Unfunded List (Lack of AB 55 Loans) for a SFP Facility Hardship Seismic Mitigation Program (SMP) rehabilitation project.
Total Project Cost	$ 3,532,072
Cost to the State	$ 3,379,871

DESCRIPTION

Description of Health and Safety Threat	La Joya Elementary in Salinas, California, is located on a site that is at risk for strong ground shaking in a seismic event. In 2011, TSA Structural Engineers Inc. performed a structural evaluation of six buildings at La Joya Elementary, Buildings 1, 2, 3, 4, 5, and 6. These buildings were built in 1962, and are at risk of collapse during a seismic event due to structural deficiencies identified in the structural engineer's report as confirmed by the Division of the State Architect (DSA).
Scope of Project	The project scope includes seismic roof ties, roof nailing, and walkway separations; removal and replacement of the wood frame ceiling framing in order to access the structural framing; and lateral bracing of and flexible couplings for the conduits. The District also submitted an application for this site for additional modernization funding on January 31, 2013. The application for modernization funding has been processed to the Applications Received Beyond Bond Authority List, pursuant to SFP Regulation Section 1859.95.1.
Status of School Site	Buildings 1, 2, 3, 4, 5, and 6 are unoccupied as of the end of the 2012-2013 school year. The students will be temporarily housed in portable classrooms located on the site.

(Continued on Page Two)

QUALIFYING CRITERIA

Government/State Level Concurrence	The DSA has approved Buildings 1, 2, 3, 4, 5, and 6 for SMP eligibility, has evaluated and approved the planned seismic mitigation work, and has issued plan approval.
Site Visit Completed by Staff	Staff has accepted reports by the industry specialist and DSA approval in lieu of a site visit.
Staff Supports the District's Request	Yes

AUTHORITY

See Attachment A.

RECOMMENDATIONS

1. Approve the District's request for placement on the Unfunded List (Lack of AB 55 Loans) for rehabilitation funding for Buildings 1, 2, 3, 4, 5, and 6 on the La Joya Elementary site, pursuant to the SFP Regulation Section 1859.82, as provided on Attachment B.

2. Provide that the State portion of any and all savings which may be realized from the funding of this facility hardship project must be returned to the State.

ATTACHMENT A

AUTHORITY

Education Code (EC) Section 17075.10(a) states:

> A school district may apply for hardship assistance in cases of extraordinary circumstances. Extraordinary circumstances may include, but are not limited to, the need to repair, reconstruct, or replace the most vulnerable school facilities that are identified as a Category 2 building, as defined in the report submitted pursuant to Section 17317, determined by the department to pose an unacceptable risk of injury to its occupants in the event of a seismic event.

EC Section 17075.10(b)(2) states:

> Funds for the purpose of seismic mitigation work or facility replacement pursuant to this section shall be allocated by the board on a 50-percent state share basis from funds reserved for that purpose in any bond approved by the voters after January 1, 2006. If the board determines that the seismic mitigation work of a school building would require funding that is greater than 50 percent of the funds required to construct a new facility, the school district shall be eligible for funding to construct a new facility under this chapter.

SFP Regulation Section 1859.82 states, "A district is eligible for facility hardship funding to replace or construct new classrooms and related facilities if the district demonstrates there is an unmet need for pupil housing or the condition of the facilities, or the lack of facilities, is a threat to the health and safety of the pupils."

SFP Regulation Section 1859.82(a)(1) provides for Facility Hardship grant funding when, "The facilities are needed to ensure the health and safety of the pupils if the district can demonstrate to the satisfaction of the Board that the health and safety of the pupils is at risk. Factors to be considered by the Board shall include…seismic mitigation of the Most Vulnerable Category 2 Buildings as verified by the DSA…."

SFP Regulation Section 1859.82(a)(1)(A) states:

> If the request is for replacement facilities, a cost/benefit analysis must be prepared by the district and submitted to the [Office of Public School Construction] OPSC that indicates the total costs to remain in the classroom or related facility and mitigate the problem is at least 50 percent of the Current Replacement Cost of the classroom or related facility. The cost/benefit analysis may include applicable site development costs as outlined in Section 1859.76. If the cost to remain in the classroom or related facility is less than 50 percent of the Current Replacement Cost, the district may qualify for a Modernization Excessive Cost Hardship Grant for rehabilitation costs pursuant to Section 1859.83 (e) or a grant not to exceed 50 percent of the cost estimate that has been reviewed and approved by the OPSC and approved by the board for seismic rehabilitation.

SFP Regulation Section 1859.82(a)(1)(B) states:

> If the request is for replacement facilities that included structural and/or seismic deficiencies, the cost/benefit analysis must also include a report from a licensed design professional identifying the minimum work necessary to obtain DSA approval. The report must contain a detailed cost estimate of the repairs. The report and cost estimate shall be subject to review by the OPSC for conformance with the Saylor Current Construction Cost Publication and, at the OPSC's discretion, the DSA. For seismic deficiencies of the Most Vulnerable Category 2 Buildings, the report and the cost estimate for the minimum work necessary must be reviewed by the DSA.

ATTACHMENT A

AUTHORITY (cont.)

SFP Regulation Section 1859.82(a)(1)(C) states:

The seismic mitigation projects must meet all of the following requirements:

1. The construction contract was executed on or after May 20, 2006;
2. The project funding provided shall be for the minimum work necessary to obtain DSA approval;
3. The building is designed for occupancy by students and staff; and
4. The DSA concurs with a report by a structural engineer, which identifies structural deficiencies that pose an unacceptable risk of injury to its occupants in a seismic event. If the unacceptable risk of injury is due to the presence of faulting, liquefaction or landslide, these hazards must be documented by a geologic hazards report prepared by an engineering geologist in accordance with California Building Code, Part 2, Chapter 18, section 1803A and with the concurrence of the California Geological Survey.

The structural engineer's report shall conform to the guidelines prepared by the DSA, in accordance with Education Code Section 17310.

SFP Regulation Section 1859.95. states:

When the Board has no funds to apportion or the application does not qualify for funding because of the Board's priority point mechanism pursuant to Sections 1859.91 and 1859.92, the Board will continue to accept and process applications for eligibility determination, with the exception of applications that include a request for review of an Alternative Enrollment Projection method. The Board will also accept and process applications for apportionment for purposes of developing an Unfunded List based on the date the application is Ready for Apportionment, with the exception of New Construction funding applications that utilize eligibility generated by the Alternative Enrollment Projection.

SFP Regulation Section 1859.95.1.(a) states:

When the Board has Insufficient Bond Authority to apportion the School District's funding request on the Form SAB 50-04, the following will apply:

(1) The Office of Public School Construction (OPSC) will receive and determine if the Form SAB 50-04 is an Approved Application. To be placed on the Applications Received Beyond Bond Authority List, the Approved Application for funding shall be accompanied by a school board resolution, as specified in paragraph (b) of this Section. The OPSC will not determine if the Approved Application is Ready for Apportionment.

SCHOOL DISTRICT DATA

Application No:	58/66191-00-001	**County:**	Monterey
School District:	Santa Rita School District	**School Name:**	La Joya Elementary School

PROJECT DATA

Type of Project:	Elementary School	**Application Filing Basis:**	Site Specific
Pupils Assigned Under 50 Yrs: K-6:			
7-8:			
9-12:			
Non-Severe:			
Severe:			
Financial Hardship Requested:	Yes	**Recommended Acres:**	9.6
Alternative Education School:	No	**Existing Acres:**	9.57

ADJUSTED GRANT DATA

Seismic Rehabilitation	$	1,763,831.00
Prevailing Wage Monitoring		2,205.00
Total State Share (50%)		1,766,036.00
District Share (50%)		1,766,036.00
Total Project Cost	$	**3,532,072.00**

PROJECT FINANCING

State Share		
This Project	$	1,766,036.00
District Share		
Cash Contribution		152,201.00
Financial Hardship		1,613,835.00
Total Project Cost	$	**3,532,072.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share					
New Construction/Additional Grant	**957-505**	**1D**		$ 1,766,036.00	$ 1,766,036.00
District Share					
Cash Contribution				152,201.00	
Financial Hardship				1,613,835.00	1,613,835.00
Total				$ **3,532,072.00**	$ **3,379,871.00**

Funding Source: Proposition 1D Bonds/2006-Nov.

The District qualifies for financial hardship pursuant to SFP Regulation Section 1859.81(c)(1). The District has demonstrated it is financially unable to provide all or a part of the matching funds and is levying the developer fees or equal alternative revenue source justified by law. The District's outstanding bonded indebtedness (October 25, 2012) is at least 60 percent of its total bonding capacity.

Pursuant to the Board's action on March 11, 2009, this application has been approved and placed on the Unfunded List. This approval does not constitute a guarantee or commitment of future State funding.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

Provide that the State portion of any and all project savings realized from the funding of a seismic mitigation program project must be returned to the State.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

SCHOOL DISTRICT DATA

School District: …….SIMI VALLEY UNIFIED	County:…….……..…VENTURA
Application Number:…….…… 51/72603-00-001	School Name:……..…....SIMI ELEMENTARY
Total District Enrollment:…….……18,857	Project Grade Level:……...…….…….....…...K-6
Financial Hardship:…….…….……...……..…NO	

PURPOSE OF REPORT

Type of Request	State Allocation Board (Board) approval for placement on the Unfunded List (Lack of AB 55 Loans) for a School Facility Program (SFP) Facility Hardship Seismic Mitigation Program (SMP) replacement project.
Total Project Cost	$ 1,807,072
Cost to the State	$ 903,536

DESCRIPTION

Description of Health and Safety Threat	Building 1 at Simi Elementary School was built in 1926 as the original Simi Elementary schoolhouse building. The building received designation as Ventura County Historical Landmark No. 139 in 1990. Since the time of construction, the building has been continually used for multiple school functions including administration, library, and classroom areas. The building is at risk of collapse during a seismic event due to structural deficiencies identified in the structural engineer's report as confirmed by the Division of the State Architect (DSA).
Scope of Project	Pursuant to SFP Regulations, Staff is recommending approval of an increase in the total square footage of the project from 4,820 square feet to 5,420 square feet. Six hundred square feet were inadvertently omitted from the Board-approved conceptual approval at the January 23, 2013 meeting. The Board approved the District's conceptual approval as a replacement project. The Board further stated that the District would be allowed to choose whether to rehabilitate or to replace its facility with the State funding. The District has chosen to rehabilitate Building 1.
Status of School Site	Building 1 is currently in use. The District plans to begin its seismic retrofit shortly after state funds become available.

QUALIFYING CRITERIA

Government/State Level Concurrence	The DSA has approved Building 1 for SMP eligibility and has also evaluated and approved the planned seismic mitigation work.

(Continued on Page Two)

QUALIFYING CRITERIA (cont.)

Site Visit Completed by Staff	Staff accepted reports by industry specialists and DSA approval in lieu of a site visit.
Staff Supports the District's Request	Yes

AUTHORITY

See Attachment A.

RECOMMENDATIONS

1. Approve the District's request for placement on the Unfunded List (Lack of AB 55 Loans) for replacement funding for Building 1 on the Simi Elementary site, pursuant to the SFP Regulation Section 1859.82, as provided on Attachment B.

2. Add an additional 600 square feet to the previously approved 4,820 square feet, not to exceed a total of 5,420 square feet of "other" facilities, zero square feet of toilet facilities, and applicable site development.

3. Provide that the State portion of any and all savings which may be realized from the funding of this facility hardship project must be returned to the State.

ATTACHMENT A

AUTHORITY

Education Code (EC) Section 17075.10(a) states:

A school district may apply for hardship assistance in cases of extraordinary circumstances. Extraordinary circumstances may include, but are not limited to, the need to repair, reconstruct, or replace the most vulnerable school facilities that are identified as a Category 2 building, as defined in the report submitted pursuant to Section 17317, determined by the department to pose an unacceptable risk of injury to its occupants in the event of a seismic event.

EC Section 17075.10(b)(2) states:

Funds for the purpose of seismic mitigation work or facility replacement pursuant to this section shall be allocated by the board on a 50-percent state share basis from funds reserved for that purpose in any bond approved by the voters after January 1, 2006. If the board determines that the seismic mitigation work of a school building would require funding that is greater than 50 percent of the funds required to construct a new facility, the school district shall be eligible for funding to construct a new facility under this chapter.

SFP Regulation Section 1859.82 states, "A district is eligible for facility hardship funding to replace or construct new classrooms and related facilities if the district demonstrates there is an unmet need for pupil housing or the condition of the facilities, or the lack of facilities, is a threat to the health and safety of the pupils."

SFP Regulation Section 1859.82(a)(1) provides for Facility Hardship grant funding when, "The facilities are needed to ensure the health and safety of the pupils if the district can demonstrate to the satisfaction of the Board that the health and safety of the pupils is at risk. Factors to be considered by the Board shall include…seismic mitigation of the Most Vulnerable Category 2 Buildings as verified by the DSA…."

SFP Regulation Section 1859.82(a)(1)(A) states:

If the request is for replacement facilities, a cost/benefit analysis must be prepared by the district and submitted to the [Office of Public School Construction] OPSC that indicates the total costs to remain in the classroom or related facility and mitigate the problem is at least 50 percent of the Current Replacement Cost of the classroom or related facility. The cost/benefit analysis may include applicable site development costs as outlined in Section 1859.76. If the cost to remain in the classroom or related facility is less than 50 percent of the Current Replacement Cost, the district may qualify for a Modernization Excessive Cost Hardship Grant for rehabilitation costs pursuant to Section 1859.83 (e) or a grant not to exceed 50 percent of the cost estimate that has been reviewed and approved by the OPSC and approved by the board for seismic rehabilitation.

SFP Regulation Section 1859.82(a)(1)(B) states:

If the request is for replacement facilities that included structural and/or seismic deficiencies, the cost/benefit analysis must also include a report from a licensed design professional identifying the minimum work necessary to obtain DSA approval. The report must contain a detailed cost estimate of the repairs. The report and cost estimate shall be subject to review by the OPSC for conformance with the Saylor Current Construction Cost Publication and, at the OPSC's discretion, the DSA. For seismic deficiencies of the Most Vulnerable Category 2 Buildings, the report and the cost estimate for the minimum work necessary must be reviewed by the DSA.

ATTACHMENT A

AUTHORITY (cont.)

SFP Regulation Section 1859.82(a)(1)(C) states:

The seismic mitigation projects must meet all of the following requirements:

1. The construction contract was executed on or after May 20, 2006;
2. The project funding provided shall be for the minimum work necessary to obtain DSA approval;
3. The building is designed for occupancy by students and staff; and
4. The DSA concurs with a report by a structural engineer, which identifies structural deficiencies that pose an unacceptable risk of injury to its occupants in a seismic event. If the unacceptable risk of injury is due to the presence of faulting, liquefaction or landslide, these hazards must be documented by a geologic hazards report prepared by an engineering geologist in accordance with California Building Code, Part 2, Chapter 18, section 1803A and with the concurrence of the California Geological Survey.

The structural engineer's report shall conform to the guidelines prepared by the DSA, in accordance with Education Code Section 17310.

SFP Regulation Section 1859.95. states:

When the Board has no funds to apportion or the application does not qualify for funding because of the Board's priority point mechanism pursuant to Sections 1859.91 and 1859.92, the Board will continue to accept and process applications for eligibility determination, with the exception of applications that include a request for review of an Alternative Enrollment Projection method. The Board will also accept and process applications for apportionment for purposes of developing an Unfunded List based on the date the application is Ready for Apportionment, with the exception of New Construction funding applications that utilize eligibility generated by the Alternative Enrollment Projection.

SCHOOL DISTRICT DATA

Application No: 51/72603-00-001
School District: Simi Valley Unified
County: Ventura
School Name: Simi Elementary

PROJECT DATA

Type of Project:	Elementary School
K-6:	
7-8:	
9-12:	
Non-Severe:	
Severe:	
Application Filing Basis:	District Wide
Number of Classrooms:	3
Master Acres:	
Existing Acres:	7.5
Proposed Acres:	
Recommended Acres:	8
Facility Hardship (a):	Yes
Financial Hardship Requested:	No
Alternative Education School:	No
Addition to Existing Site:	No

ADJUSTED GRANT DATA

New Construction Grant		**$**	0.00
Prevailing Wage Monitoring			1,128.00
Fire Detection Alarm			5,420.00
Sprinkler System			16,260.00
Service Site			40,628.00
Fac. Hardship Other	5420 Sq. Ft.		840,100.00
Total State Share (50%)			903,536.00
District Share (50%)			903,536.00
Total Project Cost		**$**	**1,807,072.00**

PROJECT FINANCING

State Share		
This Project	**$**	903,536.00
District Share		
Cash Contribution		903,536.00
Financial Hardship		
Total Project Cost	**$**	**1,807,072.00**

JECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share					
New Construction/Add. Grant	**957-505**	**1D**	**$**	**$** 903,536.00	**$** 903,536.00
District Share					
Cash Contribution				903,536.00	
Total			**$**	**$ 1,807,072.00**	**$ 903,536.00**

Funding Source: Proposition 1D Bonds/2006-Nov.
Pursuant to the Board's action on March 11, 2009, this application has been approved and placed on the Unfunded List.
This approval does not constitute a guarantee or commitment of future State funding.

Assembly Bill 436 (Solorio), Chapter 378, Statutes of 2011, requires school districts to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), the DIR is required to provide prevailing wage monitoring services for the projects.

The District shall ensure that it is in compliance with all applicable laws, regulations and certifications it made on the program forms.

Provide that the State portion of any and all project savings realized from the funding of this facility hardship/new construction project will be returned to the State.