Resolution: 2014-05-04

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 May 28, 2014.

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 May 28, 2014 at Sacramento, California.

Lisa Silverman
Executive Officer
State Allocation Board

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL FACILITY PROGRAM

PURPOSE OF REPORT

To adjust the baseline eligibility for new construction and modernization projects under the Leroy F. Greene School Facilities Act of 1998.

DESCRIPTION

The districts listed on Attachment A have received eligibility approval for new construction. There has been a change in their baseline in accordance with the California Code of Regulations relating to the Leroy F. Greene School Facilities Act of 1998, Section 1859.51.

The districts listed on Attachment B have received eligibility approval for modernization. There has been a change in their baseline in accordance with the California Code of Regulations relating to the Leroy F. Greene School Facilities Act of 1998, Section 1859.61.

RECOMMENDATIONS

1. Approve an adjustment to the new construction eligibility baseline determination as shown on Attachment A.

2. Approve an adjustment to the modernization eligibility baseline determination as shown on Attachment B.

3. Provide that this approval of adjusted eligibility determination does not constitute a commitment for future funding by the State Allocation Board.

KEY TO ADJUSTMENTS: **NEW CONSTRUCTION ONLY:**

(a) Reduced by the number of pupils provided grants in a new construction School Facility Program (SFP) project and by the number of pupils that received a Preliminary Apportionment pursuant to Section 1859.140 or a Preliminary Charter School Apportionment pursuant to Regulation Section 1859.162.2.

(b) Reduced by the number of pupils housed, based on the loading standards pursuant to Ed. Code Section 17071.25(a)(2)(A), in a new construction LPP project funded under the provisions of the LPP pursuant to Regulation Section 1859.12 or 1859.13.

(c) Reduced by the number of pupils housed in additional classrooms constructed or purchased based on the loading standards, pursuant to Ed. Code Section 17071.25(a)(2)(A), in a modernization SFP project.

(d) Adjusted as a result of audit findings made pursuant to Regulation Sections 1859.90 and 1859.105.

(e) Increased/decreased by changes in projected enrollment in subsequent enrollment reporting years, except as provided in (j) below.

(f) Adjusted as a result of errors or omissions by the district or by the Office of Public School Construction (OPSC).

(g) Adjusted as result of amendments to the SFP Regulations that affect the eligibility.

(h) Increased by the number of pupils eligible for grants pursuant to Regulation Section 1859.82(a).

(i) Reduced by the number of pupils housed in classrooms provided after the baseline eligibility was determined by the State Allocation Board, with 12 exceptions at Regulation Section 1859.51(i).

(j) For Small School Districts, following a 3-year period after the district's eligibility was approved by the Board, decreased by any reduction in projected enrollment, and by any increase in pupils in the latest CDE operational grant report per Ed. Code Sec. 42268.

(k) Adjusted for any changes in classroom inventory as a result of a reorganization election.

(l) For classroom loading standards adopted by the Board for non-severely and severely disabled individuals with exceptional needs.

(m) As directed by the SAB due to finding a Material Inaccuracy pursuant to Section 1859.104.1.

(n) Increased by the number of pupils that received a Preliminary Apportionment that was rescinded pursuant to Section 1859.148 or a Preliminary Charter School Apportionment that was rescinded pursuant to Section 1859.166.

(o) Adjusted for operational grant changes as determined/provided by the California Department of Education.

(p) For High School Attendance Area (HSAA) districts with Preliminary Apportionments within the 2002 or 2004 Critically Overcrowded School Facilities Account, adjusted in accordance with Regulation Section 1859.51(p)(1), (2), or (3).

(q) Adjusted by the difference between the Alternative Enrollment Projection for the current enrollment reporting year and the projected enrollment determined pursuant to Section 1859.42 for the current enrollment reporting year, or by the eligibility remaining from this calculation that can no longer be utilized if the funds made available pursuant to EC Section 17071.75(a)(1)(A) have been exhausted.

(r) Adjusted per Ed. Code Sec. 17071.75(b)(2) by the number of pupils housed, based on the loading standards per Ed. Code Sec. 17071.25(a)(2)(A), in any classroom(s) where title was relinquished to the School District receiving the transferred classrooms.

MODERNIZATION ONLY:

(a) Reduced by the number of pupils provided grants in a modernization SFP project or CSFP Rehabilitation project at the specific site.

(b) Reduced by the number of pupils housed, based on the loading standard pursuant to EC Section 17071.25(a)(2), in a modernization LPP project funded under the LPP pursuant to Regulation Section 1859.14 and 1859.15.

(c) Increased by changes in projected enrollment in subsequent enrollment reporting years.

(d) (1) Increased for additional facilities not previously modernized with State funds, that become 25 years old, if permanent, or 20 years old, if portable or, (2) as a result of audit findings made pursuant to Regulation Sections 1859.90 and 1859.105.

(e) Adjusted as a result of errors or omissions by the district or by the OPSC.

(f) Adjusted as result of amendments to the Subgroup 5.5 Regulations that affect the eligibility.

(g) For classroom loading standards adopted by the Board for non-severely and severely disabled individuals with exceptional needs.

(h) As directed by the SAB due to finding a Material Inaccuracy pursuant to Regulation Section 1859.104.1.

(i) Increased for facilities previously modernized with State funds, which qualify for an additional modernization apportionment pursuant to Regulation Section 1859.78.8.

(j) Adjusted as a result of the Reconfiguration of an existing high school under the Small High School Program.

(k) Decreased for facilities that were deemed eligible for modernization pursuant to Regulation Sections 1859.60 and 1859.61(d) and subsequently replaced, or will be replaced under a signed contract for construction or acquisition of facilities, in a project funded by the district without participation from the State.

(l) Adjusted as a result of replaced eligible portables funded with the Overcrowding Relief Grant, per Ed. Code Section 17079 et seq.

(m) Adjusted as a result of classrooms demolished and replaced pursuant to Regulation Section 1859.82.

ATTACHMENT B

District	School Name	County	App. Number 57	Type of Adj.	K-6	7-8	9-12	Non-Severe	Severe
Coachella Valley Unified	Oasis Elementary	Riverside	73676-00-00						
Current Baseline Eligibility					458	0	0	8	0
Adjustment Per This Item				m	-458	0	0	-8	0
Net Baseline Eligibility					0	0	0	0	0
Fillmore Unified	Fillmore Senior High	Ventura	72454-00-00						
Current Baseline Eligibility					0	0	43	1	0
Adjustment Per This Item				m	0	0	-43	0	0
Net Baseline Eligibility					0	0	0	1	0
Mendocino Unified	Mendocino Grammar	Mendocino	65581-00-00						
Current Baseline Eligibility					114	0	0	0	0
Adjustment Per This Item				m	-114	0	0	0	0
Net Baseline Eligibility					0	0	0	0	0
Newport-Mesa Unified	Newport Harbor High	Orange	66597-00-00						
Current Baseline Eligibility					0	0	75	-22	25
Adjustment Per This Item				m	0	0	-75	0	0
Net Baseline Eligibility					0	0	0	-22	25
Oceanside City Unified	Pacifica Elementary	San Diego	73569-00-00						
Current Baseline Eligibility					483	0	0	0	24
Adjustment Per This Item				m	-483	0	0	0	-24
Net Baseline Eligibility					0	0	0	0	0
Palo Verde Unified	Appleby (Felix J.) Elementary	Riverside	67181-00-00						
Current Baseline Eligibility					599	0	0	0	0
Adjustment Per This Item				m	-599	0	0	0	0
Net Baseline Eligibility					0	0	0	0	0
Shoreline Unified	Bodega Bay Elementary	Marin	73361-00-00						
Current Baseline Eligibility					60	0	0	0	0
Adjustment Per This Item				m	-60	0	0	0	0
Net Baseline Eligibility					0	0	0	0	0

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

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, May 28, 2014

County	District	School Site	Application Number	Received Date	Grant Amount
LOS ANGELES	LOS ANGELES UNIFIED	JORDAN HIGH	56/64733-00-018	7/30/2013	$2,247,804
				New Construction:	$2,247,804
				Total:	$2,247,804

SCHOOL DISTRICT DATA

Application No: 56/64733-00-018
School District: Los Angeles Unified
County: Los Angeles
School Name: Jordan High

PROJECT DATA

Type of Project:	High School
K-6:	
7-8:	
9-12:	81
Non-Severe:	
Severe:	
Application Filing Basis:	District Wide
Number of Classrooms:	3
Master Acres:	46.2
Existing Acres:	21.1
Proposed Acres:	0
Recommended Acres:	32.7
Financial Hardship Requested:	No
Alternative Education School:	No
Addition to Existing Site:	No

ADJUSTED GRANT DATA

Overcrowding Relief Grant	$	1,081,107.00
Prevailing Wage Monitoring		2,806.00
High Performance (9.35%)		351,084.00
Site Acquisition		531,680.00
Service-Site		92,535.00
Off-Site		4,419.00
Utilities		52,337.00
Automatic Fire Detection		2,106.00
Small Size (12%)		129,730.00
Total State Share (50%)		2,247,804.00
District Share (50%)		2,247,804.00
Total State Share (50%)	$	**4,495,608.00**

PROJECT FINANCING

State Share		
This Project	$	2,247,804.00
District Share		
Cash Contribution		2,247,804.00
Financial Hardship		
Total Project Cost	$	**4,495,608.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition		Authorized This Action		Unfunded Approval This Action
State Share						
Overcrowding/Add. Grant	**957-531**	**1D**	$	1,896,720.00	$	1,896,720.00
High Performance	**957-700**	**1D**		351,084.00		351,084.00
District Share						
Cash Contribution				2,247,804.00		
Total			$	**4,495,608.00**	$	**2,247,804.00**

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.

Pursuant to Regulation Section 1859.183, the District is required to remove from the eligible site and from classroom use all portables replaced in this project.

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: 56/73460-00-001
School District: Walnut Valley Unified
County: Los Angeles
School Name: Chaparral Middle

PROJECT DATA

Type of Project:	Middle School
K-6:	
7-8:	
9-12:	211
Non-Severe:	
Severe:	
Application Filing Basis:	District Wide
Number of Classrooms:	13
Master Acres:	27.7
Existing Acres:	16.84
Proposed Acres:	
Recommended Acres:	27.7
Financial Hardship Requested:	No
Alternative Education School:	No
Addition to Existing Site:	Yes

ADJUSTED GRANT DATA

Overcrowding Relief Grant	**$**	2,768,109.00
Fire Detection Alarm		5,486.00
Multi-Level Constr.	13Crs.	332,173.00
Service Site		280,868.00
Utilities		83,967.00
Total State Share (50%)		3,470,603.00
District Share (50%)		3,470,603.00
Total Project Cost	**$**	**6,941,206.00**

PROJECT FINANCING

State Share		
This Project	**$**	3,470,603.00
District Share		
Cash Contribution		3,470,603.00
Financial Hardship		
Total Project Cost	**$**	**6,941,206.00**

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	State Apportionment This Action
State Share					
Overcrowding/Add. Grant	**057-531**	**1D**	**$** 3,474,941.00	**$** (4,338.00)	**$** (4,338.00)
District Share					
Cash Contribution			3,474,941.00	(4,338.00)	
Total			**$ 6,949,882.00**	**$ (8,676.00)**	**$ (4,338.00)**

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

Errors and Omissions- Staff is requesting an adjustment to the previous approval of this project made at the October 14, 2013 SAB meeting which inadvertently provided the Prevailing Wage Monitoring (PWM) grant. The PWM grant has been decreased by $4,338.

Pursuant to the Board's action on October 14, 2013, the District is required to submit a complete Fund Release Authorization (Form SAB 50-05) on or before January 13, 2014; otherwise, the apportionment will be rescinded without further Board action and will receive a new Unfunded Approval date of January 13, 2014.

The Form SAB 50-05 submittal must contain an original signature from a designated District Representative and must be physically received by the Office of Public School Construction at 707 Third Street, West Sacramento, CA 95605 prior to the close of business on January 13, 2014.

Pursuant to Article 15, Section 1859.183, the District is required to remove from the eligible site and from classroom use all portables replaced in this project.

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 Number:……50/67330-21-007 School District:…..……Folsom-Cordova Unified

County:…….……..Sacramento School Name:…..……Vista Del Lago High

Financial Hardship:..……No

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 incurred additional eligible expenditures per SFP Regulation Sections 1859.74 and 1859.106 and may receive an additional Site Acquisition and Department of Toxic Substances Control (DTSC) grant in the amount of $89,850. There is also a decrease to the hazardous waste grant in the amount of $65,489. The District has concurred with these findings and is eligible for additional apportionments in the amount of $12,180.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 16,858,446	$ 0	$ 16,858,446
SFP Site Acquisition	7,659,068	264	7,659,332
SFP Site Other	306,363	0	306,363
SFP Service Site	4,467,410	0	4,467,410
SFP General Site	1,211,794	0	1,211,794
SFP Offsite	200,400	0	200,400
SFP Utilities	147,712	0	147,712
SFP Site DTSC Fee	9,314	44,661	53,975
SFP Hazardous Removal	1,849,621	(32,745)	1,816,876
SFP Fire Detection/Alarm	35,556	0	35,556
SFP Fire Sprinklers	275,554	0	275,554
SFP Labor Compliance Program	106,427	0	106,427
Total State Apportionment	$ 33,127,665	$ 12,180	$ 33,139,845
Financing			
District Contribution	$ 33,127,665	$ 12,181	$ 33,139,846
State (SFP)	33,127,665	12,180	33,139,845
Total Project Costs	$ 66,255,330	$ 24,361	$ 66,279,691

RECOMMENDATIONS

1. Approve an increase of $24,361 in the total project cost from $66,255,330 to $66,279,691.
2. Approve an increase of $12,181 in the District Contribution from $33,127,665 to $33,139,846.
3. Approve an increase of $12,180 in the State Apportionment [Bonds/2004-Mar.; 055-500] from $33,127,665 to $33,139,845.

SCHOOL DISTRICT DATA

Application Number:……..50/64733-00-079
School District:…..……Los Angeles Unified
County:…….……..……Los Angeles
School Name:…….....Noble Elementary #1
Financial Hardship:……....No

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 incurred additional eligible expenditures per SFP Regulation Sections 1859.74 and 1859.106 and may receive additional Department of Toxic Substances Control (DTSC) and relocation assistance funding in the amount of $65,827. The District has concurred with the findings and is eligible for additional apportionments in the amount of $32,913.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 5,415,137	$ 0	$ 5,415,137
SFP Multi Level Construction	649,816	0	649,816
SFP Site Acquistion	983,500	0	983,500
SFP Site Relocation	34,451	21,370	55,821
SFP Site Other	39,340	0	39,340
SFP Service Site	1,385,924	0	1,385,924
SFP Offsite	76,404	0	76,404
SFP Utilities	132,104	0	132,104
SFP Site DTSC Fee	3,120	11,543	14,663
SFP Site Hazardous Removal	58,671	0	58,671
SFP Fire Detection/Alarm	27,398	0	27,398
SFP Fire Sprinklers	87,029	0	87,029
SFP Labor Compliance Program	41,158	0	41,158
SFP Excessive Hazmat Removal	300	0	300
Total State Apportionment	$ 8,934,352	$ 32,913	$ 8,967,265
Financing			
District Contribution	$ 8,934,352	$ 32,914	$ 8,967,266
State (SFP)	8,934,352	32,913	8,967,265
Total Project Costs	$ 17,868,704	$ 65,827	$ 17,934,531

RECOMMENDATIONS

1. Approve an increase of $65,827 in the total project cost from $17,868,704 to $17,934,531.
2. Approve an increase of $32,914 in the District Contribution from $8,934,352 to $8,967,266.
3. Approve an increase of $32,913 in the State Apportionment [Bonds/2002-Nov; 047-500] from $8,934,352 to $8,967,265.

SCHOOL DISTRICT DATA

Application Number:……..50/64733-00-098
School District:…..……Los Angeles Unified
County:……..……..……Los Angeles
School Name:…….....Banning New Elementary #1
Financial Hardship:……....No

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 incurred additional eligible expenditures per SFP Regulation Sections 1859.74 and 1859.106 and may receive additional hazardous waste and Department of Toxic Substances Control (DTSC) funding in the amount of $67,108. The District was over-apportioned for relocation assistance in the amount of $4,605. The District has concurred with the findings and is eligible for additional funding in the amount of $28,949.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 7,490,000	$ 0	$ 7,490,000
SFP Multi Level Construction	849,840	0	849,840
SFP Site Acquistion	2,109,964	0	2,109,964
SFP Site Relocation	479,048	(4,605)	474,443
SFP Site Other	84,399	0	84,399
SFP Service Site	1,947,455	0	1,947,455
SFP Offsite	75,075	0	75,075
SFP Utilities	85,825	0	85,825
SFP Urban Security	4,328,636	0	4,328,636
SFP Site DTSC Fee	9,591	31,414	41,005
SFP Site Hazardous Removal	172,396	2,140	174,536
SFP Fire Detection/Alarm	13,000	0	13,000
SFP Fire Sprinklers	161,000	0	161,000
SFP Labor Compliance Program	71,793	0	71,793
Total State Apportionment	$ 17,878,022	$ 28,949	$ 17,906,971
Financing			
District Contribution	$ 17,878,022	$ 28,950	$ 17,906,972
State (SFP)	17,878,022	28,949	17,906,971
Total Project Costs	$ 35,756,044	$ 57,899	$ 35,813,943

RECOMMENDATIONS

1. Approve an increase of $57,899 in the total project cost from $35,756,044 to $35,813,943.
2. Approve an increase of $28,950 in the District Contribution from $17,878,022 to $17,906,972.
3. Approve an increase of $28,949 in the State Apportionment [Bonds/2004-Mar.; 055-500] from $17,878,022 to $17,906,971.

SCHOOL DISTRICT DATA

Application Number:……...50/10330-98-009

School District:……Riverside County Office of Education

County:……..……..……Riverside

School Name:…..……..Patriot High

Financial Hardship:……Yes

Date of Financial Hardship Status:……December 28, 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 $114,345 and interest earned of $1,760 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 $116,105.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 328,158	$ (57,173)	$ 270,985
SFP SDC Therapy	14,850	0	14,850
SFP Service Site	41,039	0	41,039
SFP Offsite	18,348	0	18,348
SFP Utilities	1,157	0	1,157
SFP Small School	39,379	0	39,379
SFP Financial Hardship	504,554	(57,172)	447,382
SFP Therapy Toilet	52,800	0	52,800
SFP Fire Detection/Alarm	2,039	0	2,039
SFP Fire Sprinklers	6,784	0	6,784
Total State Apportionment	$ 1,009,108	$ (114,345)	$ 894,763
Financing			
State (SFP)	$ 504,554	$ (57,173)	$ 447,381
Financial Hardship (SFP)	504,554	(57,172)	447,382
Total Project Costs	$ 1,009,108	$ (114,345)	$ 894,763

RECOMMENDATIONS

1. Approve a decrease of $114,345 in the total project cost from $1,009,108 to $894,763.
2. Approve a decrease of $57,173 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $504,554 to $447,381.
3. Approve a decrease of $57,172 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $504,554 to $447,382.
4. Recognize that the District has already returned State funds in the amount of $114,345.
5. Recognize that the District has already returned interest in the amount of $1,760.

SCHOOL DISTRICT DATA

Application Number:……...50/10330-98-010

School District:……Riverside County Office of Education

County:……..……..……Riverside

School Name: ……..County Special Ed. At Coachella K-12

Financial Hardship:……Yes

Date of Financial Hardship Status:……December 28, 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 $38,018 and interest earned of $585 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 with the findings and has already returned State funds in the amount of $38,603.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 656,316	$ (19,009)	$ 637,307
SFP Geographic Index	32,816	0	32,816
SFP Small School	78,758	0	78,758
SFP Financial Hardship	767,890	(19,009)	748,881
Total State Apportionment	$ 1,535,780	$ (38,018)	$ 1,497,762
Financing			
State (SFP)	$ 767,890	$ (19,009)	$ 748,881
Financial Hardship (SFP)	767,890	(19,009)	748,881
Total Project Costs	$ 1,535,780	$ (38,018)	$ 1,497,762

RECOMMENDATIONS

1. Approve a decrease of $38,018 in the total project cost from $1,535,780 to $1,497,762.
2. Approve a decrease of $19,009 in the State Apportionment [Bonds/1998-Nov.; 119-501] from $767,890 to $748,881.
3. Approve a decrease of $19,009 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $767,890 to $748,881.
4. Recognize that the District has already returned State funds in the amount of $38,018.
5. Recognize that the District has already returned interest in the amount of $585.

SCHOOL DISTRICT DATA

Application Number:……...50/10330-98-017

School District:……Riverside County Office of Education

County:……..……..……Riverside

School Name:…..……..Red Maple Elementary

Financial Hardship:……Yes

Date of Financial Hardship Status:……December 28, 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 $19,880 and interest earned of $418 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 $20,298.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 502,578	$ (9,940)	$ 492,638
SFP SDC Therapy	13,596	0	13,596
SFP Service Site	10,032	0	10,032
SFP Utilities	11,553	0	11,553
SFP Small School	60,309	0	60,309
SFP Financial Hardship	652,744	(9,940)	642,804
SFP Therapy Toilet	32,470	0	32,470
SFP Fire Detection/Alarm	2,732	0	2,732
SFP Fire Sprinklers	9,195	0	9,195
SFP Labor Compliance Program	10,279	0	10,279
Total State Apportionment	$ 1,305,488	$ (19,880)	$ 1,285,608
Financing			
State (SFP)	$ 652,744	$ (9,940)	$ 642,804
Financial Hardship (SFP)	652,744	(9,940)	642,804
Total Project Costs	$ 1,305,488	$ (19,880)	$ 1,285,608

RECOMMENDATIONS

1. Approve a decrease of $19,880 in the total project cost from $1,305,488 to $1,285,608.
2. Approve a decrease of $9,940 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $652,744 to $642,804.
3. Approve a decrease of $9,940 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $652,744 to $642,804.
4. Recognize that the District has already returned State funds in the amount of $19,880.
5. Recognize that the District has already returned interest in the amount of $418.

SCHOOL DISTRICT DATA

Application Number:……...50/10330-98-022

School District:……Riverside County Office of Education

County:……..……..……Riverside

School Name:…..……..Acacia Middle

Financial Hardship:……Yes

Date of Financial Hardship Status:……May 26, 2004

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 $37,328 and interest earned of $575 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 with the findings and has already returned State funds in the amount of $37,903.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 115,506	$ (18,664)	$ 96,842
SFP Small School	13,861	0	13,861
SFP Financial Hardship	137,367	(18,664)	118,703
SFP Labor Compliance Program	8,000	0	8,000
Total State Apportionment	$ 274,734	$ (37,328)	$ 237,406
Financing			
State (SFP)	$ 137,367	$ (18,664)	$ 118,703
Financial Hardship (SFP)	137,367	(18,664)	118,703
Total Project Costs	$ 274,734	$ (37,328)	$ 237,406

RECOMMENDATIONS

1. Approve a decrease of $37,328 in the total project cost from $274,734 to $237,406.
2. Approve a decrease of $18,664 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $137,367 to $118,703.
3. Approve a decrease of $18,664 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $137,367 to $118,703.
4. Recognize that the District has already returned State funds in the amount of $37,328.
5. Recognize that the District has already returned interest in the amount of $575.

SCHOOL DISTRICT DATA

Application Number:……..50/61804-00-027
School District:…..……..……San Ramon Valley Unified
County:……..……Contra Costa
School Name:…..……...…Dougherty Valley High
Financial Hardship:……..……...…No

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. A review of expenditures reported by the District indicates that per SFP Regulation Sections 1859.74 and 1859.106 the District was over-funded for the Department of Toxic Substances Control (DTSC) grant in the amount of $875. The District has concurred with the findings and agrees to return the State funds in the amount of $438.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 20,670,534	$ 0	$ 20,670,534
SFP Multi Level Construction	2,480,464	0	2,480,464
SFP Site Acquisition	58,000,000	0	58,000,000
SFP Site Other	2,320,000	0	2,320,000
SFP Service Site	4,610,995	0	4,610,995
SFP General Site	1,475,623	0	1,475,623
SFP Offsite	814,998	0	814,998
SFP Utilities	45,245	0	45,245
SFP Therapy Toilet	17,632	0	17,632
SFP Site DTSC Fee	750	(438)	312
SFP Fire Detection/Alarm	44,599	0	44,599
SFP Fire Sprinklers	337,224	0	337,224
SFP Energy	489,092	0	489,092
SFP Labor Compliance Program	137,746	0	137,746
Total State Apportionment	$ 91,444,902	$ (438)	$ 91,444,464
Financing			
State (SFP)	$ 91,444,902	$ (438)	$ 91,444,464
District Contribution (SFP)	91,444,902	(437)	91,444,465
Total Project Costs	$ 182,889,804	$ (875)	$ 182,888,929

RECOMMENDATIONS

1. Approve a decrease of $875 in the total project cost from $182,889,804 to $182,888,929.
2. Approve a decrease of $438 in the State Apportionment [Bonds/2004-Mar.; 055-500] from $91,444,902 to $91,444,464.
3. Approve a decrease of $437 in the District Contribution from $91,444,902 to $91,444,465.
4. Require the District to return State funds in the amount of $438.

SCHOOL DISTRICT DATA

Application Number:……...50/62430-00-013

School District:……...Selma Unified

County:……..……..……Fresno

School Name:…..……Eric White Elementary

Financial Hardship:……Yes

Date of Financial Hardship Status:……February 20, 2003

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. This is a Financial Hardship project and has savings in the amount of $429,130 and interest earned of $21,818.04 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 with the findings and has already returned State funds in the amount of $450,948.04.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP New Construction	$ 645,768	$ (214,565)	$ 431,203
SFP Service Site	13,942	0	13,942
SFP Utilities	11,167	0	11,167
SFP Small School	25,831	0	25,831
SFP Financial Hardship	707,855	(214,565)	493,290
SFP Labor Compliance Program	11,147	0	11,147
Total State Apportionment	$ 1,415,710	$ (429,130)	$ 986,580
Financing			
State (SFP)	$ 707,855	$ (214,565)	$ 493,290
Financial Hardship (SFP)	707,855	(214,565)	493,290
Total Project Costs	$ 1,415,710	$ (429,130)	$ 986,580

RECOMMENDATIONS

1. Approve a decrease of $429,130 in the total project cost from $1,415,710 to $986,580.
2. Approve a decrease of $214,565 in the State Apportionment [Bonds/2002-Nov.; 047-500] from $707,855 to $493,290.
3. Approve a decrease of $214,565 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from $707,855 to $493,290.
4. Recognize that the District has already returned State funds in the amount of $429,130.
5. Recognize that the District has already returned interest in the amount of $21,818.04.

SCHOOL DISTRICT DATA

Application Number:……...57/67876-00-052

School District:……..San Bernardino City Unified

County:…….……..……..San Bernardino

School Name:…..……Belvedere Elementary

Financial Hardship:……Yes

Date of Financial Hardship Status:…….April 21, 2005

Qualifying Financial Hardship Criteria: SFP Regulation 1859.81(c)(2).

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 $2,971 and interest earned of $58.82 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 with the findings and has already returned State funds in the amount of $3,029.82.

Detail of Final Cost & Financing

Budget Item	Currently Approved	Required Change	Revised Approval
SFP Modernization	$ 2,058,707	$ (1,783)	$ 2,056,924
SFP Fire Code Compliance	61,761	0	61,761
SFP Labor Compliance Program	21,181	0	21,181
SFP Financial Hardship	64,938	(1,188)	63,750
Total State Apportionment	$ 2,206,587	$ (2,971)	$ 2,203,616
Financing			
State (SFP)	$ 2,141,649	$ (1,783)	$ 2,139,866
Financial Hardship (SFP)	64,938	(1,188)	63,750
District Contribution	1,362,828	0	1,362,828
Total Project Costs	$ 3,569,415	$ (2,971)	$ 3,566,444

RECOMMENDATIONS

1. Approve a decrease of $2,971 in the total project cost from $3,569,415 to $3,566,444.
2. Approve a decrease of $1,783 in the State Apportionment [Bonds/2002-Nov.; 047-571] from $2,141,649 to $2,139,866.
3. Approve a decrease of $1,188 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-571] from $64,938 to $63,750.
4. Recognize that the District has already returned State funds in the amount of $2,971.
5. Recognize that the District has already returned interest in the amount of $58.82.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL DISTRICT DATA	
School District: ……..…CERES UNIFIED	County:……..……STANISLAUS
Application Number:……..……..…50/71043-00-021	School Name. ……J.J. HIDAHL ELEMENTARY

PURPOSE OF REPORT

To present a School Facility Program (SFP) new construction project for rescission.

DESCRIPTION

The SFP New Construction Program provides qualified school districts funds on a 50/50 state and local sharing basis for eligible projects that add capacity to a school district. The District received an unfunded approval for this project at the May 26, 2010 State Allocation Board (Board) meeting. An adjusted grant apportionment was approved by the Board in the Priority Funding round at the April 7, 2014 meeting.

The District submitted documentation stating it would not be moving forward with the project listed below, and requested that the project be rescinded. This item rescinds the adjusted grant apportionment and returns the appropriate number of pupils to the District's baseline eligibility.

Application No.	Apportionment Date	State Share Amount	Bond Fund	Pupils to be Returned
50/71043-00-021	04-07-2014	$819,809	55	75 (K – 6)

AUTHORITY

See Attachment.

RECOMMENDATIONS

1. Rescind the SFP state share in the amount of $819,809 [Bonds/2004-Mar.; 055-500] from $819,809 to $0.

2. Direct staff to return 75 (K - 6) grade level pupil grants to the District's new construction baseline eligibility.

ATTACHMENT

AUTHORITY

School Facility Program Regulation Section 1859.107. Amending and Withdrawal of Applications.

A funding application that received an apportionment under Chapter 12 or Chapter 12.5 may not be rescinded and re-approved under the provisions of any amended law or administrative regulation unless specifically authorized by other applicable law.

A funding application, with the exception of funding applications identified in Subsection (a) below, that has received an approval pursuant to Section 1859.95, but has not received an apportionment, may receive an adjustment as allowed under Sections 1859.71, 1859.71.2(c), 1859.78.4(b) or 1859.78 at the time the apportionment is made. If the adjustment is a result of Sections 1859.71.2(c) or 1859.78.4(b), the district must submit an amended Form SAB 50-04. The amended application shall retain its OPSC processing date. No other adjustments may be made, including those resulting from changes to the regulations prior to final funding by the SAB. As an alternative, the application may be withdrawn and resubmitted for SAB approval under the provisions of any amended or new regulation that becomes effective prior to the apportionment for the project. The district must first request from the OPSC that the application be withdrawn and removed from the Unfunded List. The district may then resubmit the application to the OPSC under the provisions of the amended or new regulation once it is effective. The resubmitted application will receive a new processing date by the OPSC. School districts that have already received a site apportionment under Section 1859.81.1(a) may withdraw the application and file as an environmental hardship pursuant to Section 1859.75.1 without forfeiting their original site apportionment, provided that the new application does not exceed the amount already apportioned.

A funding application, with the exception of funding applications identified in Subsection (a) below, submitted to the OPSC that has not received an approval will receive funding under the provisions of the regulations that were in effect when the application was submitted to the OPSC and any funding adjustment authorized by Sections 1859.71.2(c) or 1859.78.4(b). If the funding adjustment is a result of Sections 1859.71.2(c) or 1859.78.4(b), the district must submit an amended Form SAB 50-04. The amended application shall retain its OPSC processing date.
At the option of the district, a funding application submitted to the OPSC that has not received an approval may be withdrawn and resubmitted for SAB approval under the provisions of any amended or new regulation once it is effective. The district must request that the application be withdrawn and removed from the OPSC workload list.
The resubmitted application will receive a new processing date by the OPSC.

At the option of the district, an Approved Application for Career Technical Education Facilities Project Funding submitted to OPSC prior to January 1, 2012 may be resubmitted for the purpose of requesting the funding as prescribed in Section 1859.71.6 or Section 1859.77.4, as applicable. To request that funding, the district must submit an amended Form SAB 50-10 at least 90 days prior to requesting an Apportionment pursuant to Section 1859.90.1 or 1859.90.2 or receiving an Apportionment pursuant to Section 1859.195. The amended application shall retain its original OPSC processing date.

(a) A district that submitted an Approved Application request for either a Modernization Adjusted Grant or a Separate Design Apportionment for a modernization project pursuant to Section 1859.81.1 that meets the criteria in (1) and (2) below must submit a new Form SAB 50-04 that meets the criteria in Subsections (b) or (c) no later than 60 calendar days after the effective date (September 16, 2002) of this Subsection:
(1) The Approved Application was received by the OPSC after April 29, 2002 but no later than the date this Subsection becomes effective (September 16, 2002).
(2) The Approved Application has not received an approval or has received an approval pursuant to Section 1859.95, but has not received an apportionment.
(b) The new Form SAB 50-04 identifies the same number of pupils assigned to the original project or a lesser amount that is not less than 37.5 percent of the pupils originally assigned to the project (round up). In this case, the district will be required to contribute additional funds to the project to meet the 40 percent district contribution required pursuant to Section 1859.79(b). If the project was approved as a financial hardship project under the provisions of Section 1859.81, the project shall maintain its financial hardship status, however, the district will be subject to a financial review pursuant to Section 1859.81(a) to determine if there are additional district funds available for the project.

ATTACHMENT

AUTHORITY (cont.)

(c) The new Form SAB 50-04 identifies a lesser number of pupils assigned to the project that does not exceed an amount determined by multiplying the pupils assigned to the original project by 37.5 percent (round down). In this case, the district will not be required to contribute additional funds to the project to meet the 40 percent district contribution required pursuant to Section 1859.79(b).

(d) If a new Form SAB 50-04 is submitted under the provisions of subsection (b), the Architect of Record or Design Professional certification made on the original Form SAB 50-04 will be accepted as satisfying the requirements of the new ` Form SAB 50-04.

(e) Any Approved Application request that meets the requirements of Subsection (a) will be withdrawn 60 calendar days after the date Subsection (a) becomes effective (September 16, 2002) if the district does not submit a new Form SAB 50-04 conforming to either Subsections (b) or (c).

Any application for eligibility determination that has received an approval may be amended to comply with provisions of an amended or new regulation once it is effective. The amended application will receive a new processing date by the OPSC.

Any application for eligibility determination that has not received an approval may be amended at any time to conform to an amended or new regulation. The application shall retain its OPSC processing date.

Any application for new construction eligibility determination that has received an approval must be amended to conform to Regulation Section 1859.51(l) prior to submittal of Form SAB 50-04.

Any application for new construction eligibility determination that has not received an approval must be amended to conform to Form SAB 50-02 and Form SAB 50-03 prior to submittal of Form SAB 50-04.

Any application for modernization eligibility determination that has received an approval must be amended to conform to Regulation Section 1859.61(g) prior to submittal of Form SAB 50-04.

Any application for modernization eligibility determination that has not received an approval must be amended to conform to Form SAB 50-03 prior to submittal of Form SAB 50-04.

Districts that have received an approval of eligibility on a HSAA or Super HSAA are not required to re-establish eligibility under the provisions of Section 1859.41(a).

Districts that have requested eligibility determination on a HSAA or Super HSAA that have not received an approval must comply with the provisions of Section 1859.41(a) prior to submittal of Form SAB 50-04. The amended eligibility application shall retain its original OPSC processing date.

A district that has received an approval of its eligibility determination on a district-wide, HSAA or Super HSAA basis, but received no New Construction Grant(s), may re-file on another eligibility determination basis provided it withdraws all previously submitted Form SAB 50-04 requests for New Construction Grant(s), including those on the Unfunded List.

Note: Authority cited: Sections 17070.35 and 17078.72(l), Education Code.

Reference: Sections 17070.35, 17070.63, 17074.15, 17074.16 and 17074.56, Education Code.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL FACILITY PROGRAM
CAREER TECHNICAL EDUCATION FACILITIES PROGRAM UNFUNDED APPROVALS

PURPOSE OF REPORT

To present additional requests for unfunded approvals under the third funding cycle of the School Facility Program (SFP) Career Technical Education Facilities Program (CTEFP).

DESCRIPTION

This item is requesting the State Allocation Board (Board) to approve unfunded approvals of $3,495,679 for placement on the Unfunded List (Lack of AB 55 Loans) for CTEFP grants for four projects as shown on the Attachment.

AUTHORITY

Assembly Bill 127 (Chapter 35, Statutes of 2006-Nunez and Perata) established the CTEFP within the SFP. Education Code Section 17078.72 provides $500 million from the Kindergarten-University Public Education Facilities Bond Act of 2006 (Proposition 1D) for qualifying applicants to construct or modernize facilities and to purchase equipment for career technical education programs at high schools.

SFP Regulation Section 1859.90.2 states:

> The priority funding process allows the Board to distribute available funds to districts or charter schools that request, an Apportionment or an advance release of funds from a Preliminary Apportionment or Preliminary Charter School Apportionment, during specific 30-calendar day filling periods beginning with July 27, 2011 and continuing with the 2nd Wednesday of January and the 2nd Wednesday of July 2012. Requests submitted during the filling periods described above are valid until the next filing period begins. The specific 30-day calendar day filling periods subsequent to 2012 begin with January 9, 2013 and continue with the 2nd Wednesday of May and the 2nd Wednesday of November, each calendar year. Requests submitted during a filing period beginning with January 9, 2013 are valid until June 30, 2013. Requests submitted during a filling period beginning with the 2nd Wednesday of May are valid from July 1 until December 31 of that year. Requests submitted during a filing period beginning with the 2nd Wednesday in November are valid from January 1 until June 30 of the following year. Requests must be physically received by the OPSC by the 30th calendar day of each filing period to be considered valid….

SFP Regulation Section 1859.193(d) states, "If the applicant meets the eligibility criteria in Section 1859.192, but does not have the necessary approvals from the DSA [Division of the State Architect] and/or the CDE [California Department of Education] at the time of apportionment, the Board may apportion funds for the Career Technical Education Facilities Project and reserve them for a period of up to 12 months."

(Continued on Page Two)

AUTHORITY (cont.)

SFP Regulation Section 1859.195(c) states, "The Board may apportion any or all remaining available Career Technical Education Facilities funds in subsequent cycles, as deemed necessary and practical by the Board."

SFP Regulation Section 1859.196 states, "If Career Technical Education Facilities Project within any funding cycle cannot be fully apportioned because insufficient funding is available, the applicant may either accept the available funding as the full and final apportionment for the project or refuse funding entirely. If funding is refused, the Board shall consider funding the next project eligible for an apportionment pursuant to this Section."

SFP Regulation Section 1859.196(d) states, "For the third and any subsequent cycles, the Board shall apportion funds regardless of Service Region. (1) Funds shall be apportioned to the highest ranked project in each locale. In order to continue this funding process, one project from each locale must be apportioned. If there are no applications in a given locale(s), projects will be apportioned in the remaining locale(s)."

SFP Regulation Section 1859.197(b) states, "If Career Technical Education Facilities funds were reserved for the applicant pursuant to Section 1859.193(d) of these Regulations, the applicant: (1) Has one year from the date of apportionment to submit the CDE plan approval and DSA-approved plans and specifications, as required, to the OPSC for the Career Technical Education Facilities Project, otherwise the apportionment shall be rescinded without further Board action."

BACKGROUND

Under the CTEFP, a local educational agency (LEA) operating a comprehensive high school may construct new or modernize existing facilities for career technical education programs. A Joint Powers Authority (JPA) operating career technical education programs as of May 20, 2006 may modernize existing facilities. The LEA is not required to demonstrate that it has unhoused pupils or that buildings are older than 25 years to be eligible for the program. The maximum grant for a new construction project is $3 million. The maximum grant for a modernization project is $1.5 million. A district may submit multiple projects on the same school site.

A financial contribution toward the cost of the CTEFP project must be equal to the State's share (50/50 State and District funding). The local contribution toward the project cannot be waived. The LEA or JPA may request a loan for all or part of the local contribution if funds are not immediately available.

The first and second funding cycles were funded by Service Region. For the third and any subsequent cycles, funds are apportioned regardless of Service Region by geographic locale. Funds are apportioned to the highest ranked project in each Locale (urban, suburban, or rural as determined by the National Center for Educational Statistics).

(Continued on Page Three)

The third funding cycle which was presented at the October 2010 Board meeting was oversubscribed; a total of 174 applications were received. Therefore, at the October 2010 Board meeting, only 77 out of 174 projects received unfunded approvals totaling $93,688,429. Since October 2010, 39 additional projects received unfunded approvals totaling $48 million; five districts have chosen not to move forward with their seven applications. Currently, 49 projects remain unprocessed totaling approximately $70 million.

BACKGROUND (cont.)

There is $3.5 million in bond authority from project rescissions and loan repayments that has returned to the program from previous funding cycles and is currently available for allocation. In May 2011, the Board approved an option to continue to provide unfunded approvals to applicants in the third funding cycle using all available bond authority.

STAFF ANALYSIS/STATEMENTS

Of the $500 million authorized for the CTEFP, $3.5 million is available to fund these projects totaling $3,495,679 from the remaining applications submitted during the third cycle. The Attachment provides a listing of these applications by numerical Score based on relevant career technical education curriculum and facility needs to increase student achievement as determined by the CDE and Locale.

The applicants on the Attachment have not requested a loan.

The last application the Attachment has accepted a partial unfunded approval. Should future bonding authority become available, the District would have the opportunity to receive the remaining unfunded approval unless the partial apportionment has been made.

Fund Release Process
Upon receiving an unfunded approval, these projects will be placed on the Unfunded List (Lack of AB 55 Loans). The District must participate in the Priority Funding (PF) process pursuant to SFP Regulation Section 1859.90.2 in order to receive an apportionment and must submit a *Fund Release Authorization* (Form SAB 50-05) within 90 days of receiving an apportionment. While a district is normally allowed 12 months from the date of apportionment to submit the required CDE and DSA approvals, the priority funding process limits the district to 90 days from the apportionment to submit a valid fund release. Districts are encouraged to submit plans and specifications for OPSC verification prior to submitting a request to participate in the priority funding process.

Participation in the Priority Funding Process
A recent item presented at the March 2014 Board meeting will amend the current process. The Board approved amendments to the SFP Regulation Section 1859.90.3 that would extend the PF process to the CTEFP. The Board approved the regulatory amendments on a non-emergency basis to provide affected applicants adequate time to prepare for their first PF filing round. The amended regulations will likely be effective on October 1, 2014.

The amendments approved by the Board will maintain the 12-month period, enabling applicants time to acquire CDE and DSA approvals; however, the 12-month period would begin on the date of apportionment.

(Continued on Page Four)

Receipt of the CDE and DSA approved plans and specification by the Office of Public School Construction would trigger the 90 day period for the application to meet the requirements of a PF apportionment fund release. If an applicant does not submit the required CDE and DSA approvals within the 12 month period, the apportionment will be rescinded pursuant to SFP Regulation Section 1859.197 without further Board action and the CTEFP bond authority will return to the program for reallocation.

The regulatory amendments approved by the Board do not take effect until approved by the Office of Administrative Law.

RECOMMENDATIONS

1. Approve unfunded approvals of $3,495,679 as shown on the Attachment.

2. Approve all special conditions as provided on the unfunded approval items.

Attachment

SCHOOL FACILITY PROGRAM CAREER TECHNICAL EDUCATION FACILITIES PROGRAM PROJECTS RECOMMENDED FOR UNFUNDED APPROVALS

State Allocation Board Meeting, May 28, 2014

Application Number	District/JPA Name	County	School	CDE Score	Locale	Reservation of Funds	Total Eligible Project Cost	Unfunded Approval	Loan Requested
59/67330-24-001	Folsom Cordova USD	Sacramento	Cordova High School	116	**Urban**	Yes	$1,730,202.00	$865,101.00	$0
59/68130-00-002	Grossmont Union HSD	San Diego	El Cajon Valley High School	127.5	**Suburban**	Yes	$1,130,930.00	$565,465.00	$0
59/68338-00-003	San Diego Unified	San Diego	University City High School	115.7	**Urban**	Yes	$1,950,174.00	$975,087.00	$0
55/69047-00-002	*San Mateo UHSD	San Mateo	Aragon High School	127.5	**Suburban**	Yes	$2,180,052.00	$1,090,026.00	$0
								$3,495,679.00	

*Partially Funded

APPLICANT DATA

Application No:	59/67330-24-001	**Site Name:**	Cordova Senior High
County:	Sacramento	**Industry Sector:**	Hospitality, Tourism, Recreation
Applicant:	Folsom-Cordova Unified	**Pathway:**	Food Service and Hospitality

PROJECT DATA

Type of Project:	Modernization
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	2
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	775,882.00
Equipment:		89,219.00
Site Development:		-
SFP Deduction:		0.00
Total State Share (50%)		865,101.00
District Share (50%)		865,101.00
Total Project Costs	**$**	**1,730,202.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**		$ 865,101.00	$ 865,101.00
District Share (50%)					
Cash Contribution				865,101.00	
Total Project Cost				$ 1,730,202.00	$ $865,101.00

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.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities Program project must be returned to the State.

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.

APPLICANT DATA

Application No:	59/68130-00-002	**Site Name:**	El Cajon Valley High
County:	San Diego	**Industry Sector:**	Arts, Media, and Entertainment
Applicant:	Grossmont Union High	**Pathway:**	Media and Design Arts

PROJECT DATA

Type of Project:	Modernization
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	5
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	440,464.00
Equipment:		125,001.00
Site Development:		-
SFP Deduction:		0.00
Total State Share (50%)		565,465.00
District Share (50%)		565,465.00
Total Project Costs	**$**	**1,130,930.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**		$ 565,465.00	$ 565,465.00
District Share (50%)					
Cash Contribution				565,465.00	
Total Project Cost				$ **1,130,930.00**	$ 565,465.00

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.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities Program project must be returned to the State.

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.

APPLICANT DATA

Application No:	59/68338-00-003	**Site Name:**	University City High
County:	San Diego	**Industry Sector:**	Manufacturing and Product Dev
Applicant:	San Diego Unified	**Pathway:**	Machine and Forming Technology

PROJECT DATA

Type of Project:	Modernization
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	1
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	687,917.00
Equipment:		285,953.00
Site Development:		-
Prevailing Wage Monitoring		$1,217.00
SFP Deduction:		0.00
Total State Share (50%)		975,087.00
District Share (50%)		975,087.00
Total Project Costs	**$**	**1,950,174.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**		$ 975,087.00	$ 975,087.00
District Share (50%)					
Cash Contribution				975,087.00	
Total Project Cost				$ **1,950,174.00**	$ 975,087.00

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.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities Program project must be returned to the State.

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.

APPLICANT DATA

Application No:	55/69047-00-002	**Site Name:**	Aragon High
County:	San Mateo	**Industry Sector:**	Health Science and Medical Tech
Applicant:	San Mateo Union High	**Pathway:**	Biotechnology Research and Dev

PROJECT DATA

Type of Project:	New Construction
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	2
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	921,732.00
Equipment:		58,044.00
Site Development:		110,250.00
SFP Deduction:		0.00
Total State Share (50%)		1,090,026.00
District Share (50%)		1,090,026.00
Total Project Costs	**$**	**2,180,052.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**		$ 1,090,026.00	$ 1,090,026.00
District Share (50%)					
Cash Contribution				1,090,026.00	
Total Project Cost				$ **2,180,052.00**	$ 1,090,026.00

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.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities Program project must be returned to the State.

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.

The District has accepted a partial unfunded approval. Should future bonding authority become available, the District would have the opportunity to receive the remaining unfunded approval unless the partial apportionment has been made.

APPLICANT DATA

Application No:	55/62117-00-006	**Site Name:**	Clovis West High
County:	Fresno	**Industry Sector:**	Finance and Business
Applicant:	Clovis Unified	**Pathway:**	Banking and Related Services

PROJECT DATA

Type of Project:	New Construction
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	4
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	1,467,769.00
Equipment:		20,928.00
Site Development:		14,283.00
Prevailing Wage Monitoring		$1,879.00
SFP Deduction:		0.00
Total State Share (50%)		1,504,859.00
District Share (50%)		1,504,859.00
Total Project Costs	**$**	**3,009,718.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**	$ 1,502,980.00	$ 1,879.00	$ 1,879.00
District Share (50%)					
Cash Contribution			1,502,980.00	1,879.00	
Total Project Cost			$ **3,005,960.00**	$ 3,758.00	$ 1,879.00

Funding Source: Proposition 1D Bonds/2006-Nov.
Errors and Omissions: Staff is requesting an adjustment to the previous approval of this project made at the November 25, 2013 SAB meetinc which inadvertently omitted the Prevailing Wage Monitoring (PWM) grant amounts. An increase of $1879 for PWM has been added to the project

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities 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.

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

SAB Meeting: **May 28, 2014** **Career Technical Educational Facilities Program - Amended Grant Approval**

APPLICANT DATA

Application No:	55/63149-00-001	**Site Name:**	Holtville High
County:	Imperial	**Industry Sector:**	Hospitality, Tourism, and Recreation
Applicant:	Holtville Unified	**Pathway:**	Food Service and Hospitality

PROJECT DATA

Type of Project:	New Construction
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	6
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	1,219,626.00
Equipment:		564,415.00
Site Development:		232,047.00
Prevailing Wage Monitoring		$2,520.00
SFP Deduction:		0.00
Total State Share (50%)		2,018,608.00
District Share (50%)		2,018,608.00
Total Project Costs	**$**	**4,037,216.00**

PROJECT FINANCING

	Fund Code	Proposition	Previously Authorized	Authorized This Action	State Apportionment This Action
State Share (50%)					
This Project	**057-600**	**1D**	$ 2,016,088.00	$ 2,520.00	$ 2,520.00
District Share (50%)					
Cash Contribution			2,016,088.00	2,520.00	
Total Project Cost			$ **4,032,176.00**	$ 5,040.00	$ 2,520.00

Funding Source: Proposition 1D Bonds/2006-Nov.
Errors and Omissions: Staff is requesting an adjustment to the previous apportionment of this project made at the April 7, 2014 SAB meeting which inadvertently omitted the Prevailing Wage Monitoring (PWM) grant amounts. An increase of $2520 for PWM has been added to the project This project shall retain the SAB apportionment date of April 7, 2014.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities 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.

Pursuant to the Board's action on April 7, 2014, the District is required to submit a complete Fund Release Authorization (Form SAB 50-05) on or before July 7, 2014; otherwise, the apportionment will be rescinded without further Board action and will receive a new Unfunded Approval date of July 7, 2014.

The Form SAB 50-05 submittal must contain an original signature from a designated District Representative and must be physically received by the Office of Public School Construction at 707 Third Street, West Sacramento, CA 95605 prior to the close of business on July 7, 2014.

SAB Meeting: **May 28, 2014** **Career Technical Educational Facilities Program - Amended Grant Approval**

APPLICANT DATA

Application No:	59/63529-00-024	**Site Name:**	Shafter High
County:	Kern	**Industry Sector:**	Agriculture and Natural Resources
Applicant:	Kern High	**Pathway:**	Architectural Mechanics

PROJECT DATA

Type of Project:	Modernization
Reservation of Funds:	Y
Loan Requested:	N
Qualifying SFP Project:	n/a
Number of CTE Classrooms:	1
SFP Classroom Allowance Deduction:	n/a

GRANT DATA

Eligible Project Costs (50%)		
Construction:	$	600,222.00
Equipment:		28,919.00
Site Development:		-
Prevailing Wage Monitoring		$786.00
SFP Deduction:		0.00
Total State Share (50%)		629,927.00
District Share (50%)		629,927.00
Total Project Costs	**$**	**1,259,854.00**

PROJECT FINANCING

	Fund Code	Propostion	Previously Authorized	Authorized This Action	Unfunded Approval This Action
State Share (50%)					
This Project	**957-600**	**1D**	$ 629,141.00	$ 786.00	$ 786.00
District Share (50%)					
Cash Contribution			629,141.00	786.00	
Total Project Cost			$ **1,258,282.00**	$ 1,572.00	$ 786.00

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

Errors and Omissions: Staff is requesting an adjustment to the previous approval of this project made at the November 25, 2013 SAB meeting which inadvertently omitted the Prevailing Wage Monitoring (PWM) grant amounts. An increase of $786 for PWM has been added to the project.

Pursuant to Section 1859.199, provide that the State portion of any and all project savings realized from the funding of a Career Technical Education Facilities 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.

Non-Conforming Buildings

(Continued Use)

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

EXEMPTION FOR INDEPENDENT STUDY FACILITIES

PURPOSE OF REPORT

To present the Visalia Unified School District's (District) request, as shown on the Attachment, for an exemption from the definition of "School Buildings" for certain facilities used for independent study.

DESCRIPTION

The District operates independent study programs at facilities that are not located at regular school sites and is requesting an exemption from the definition of "School Buildings," as described in Education Code (EC) Section 17283, for the facility.

Senate Bill 1563, Chapter 1089, Statutes of 1989 authorizes any school district or county office of education to request an exemption from the State Allocation Board (Board) for a building or structure or portion of a building or structure used for independent study from the definition of "School Building." These buildings do not have to meet the Field Act requirements but must comply with local health and safety standards.

The District has certified that it has satisfied the legal requirements under EC Section 17289 for the exemption.

AUTHORITY

EC Section 17283 states: "School Building" as used in this article means and includes any building used, or designed to be used, for elementary or secondary school purposes and constructed, reconstructed, altered, or added to, by the state or any city or city and county, or by any political subdivision or by any school district of any kind within the state, or by any regional occupational center or program created by or authorized to act by an agreement under joint exercise of power, or by the United States government, or any agency thereof."

EC Section 17289 states "In order to provide alternative, community-based educational opportunities through independent study, any school district or county office of education may request an exemption from the State Allocation Board for a building or structure, or portion of a building or structure, from the definition of "school buildings" within the meaning of Section 17283. The exemptions may be granted for no longer than two years and exemptions are renewable. An exemption may only be granted if the school district or county office of education demonstrates to the satisfaction of the State Allocation Board all of the following:

(a) The building or structure, or portion of building or structure, satisfies all of the following:
(1) It is not located on a regular schoolsite.
(2) It complies with all applicable local building standards and all relevant local health and safety standards in the community in which it is located.
(3) It is used for independent study.
(4) It serves fewer than 25 pupils enrolled in kindergarten or any of the grades 1 to 12, inclusive, at any one time in the building or structure, or in a portion of a building or structure where the remainder of the building or structure is not used for instructional purposes.
(b) The use of the building or structure is critical to providing an effective alternative, community-based program.
(c) The use of other buildings or structures that would meet seismic safety standards for school facilities is not practical."

(Continued on Page Two)

STAFF ANALYSIS/STATEMENTS

The District has provided certification that it has met the criteria as stated in EC Section 17289. An exemption has been requested for two years.

RECOMMENDATION

Approve the District's request for an exemption from the definition of "School Buildings" for the sites listed on the Attachment from March 1, 2014 through February 29, 2016.

ATTACHMENT

EXEMPTION FOR INDEPENDENT STUDY FACILITIES

Visalia Unified School District – 91/72256-00-000

Site	I.D. No.
1821 W. Meadow Lane Visalia, CA 93277	54-72256

Unused Sites Program

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/68858-00-00

Bayshore Elementary School District – San Mateo County

PURPOSE OF REPORT

To present the District's request for the State Allocation Board (Board) to grant a refund of the Fiscal Year (FY) 2010/11 and 2011/12 unused site assessment fee.

DESCRIPTION

The District was assessed an unused site assessment fee of $4,332 for the FY 2010/11 at the December 2011 Board meeting and $4,332 at the December 2012 Board meeting; which were deducted from the District's State School Fund Apportionment during the months of February through May. The District recently submitted documentation indicating that this site was utilized by the City of Daly City as a child care center. Therefore, the District is entitled to a refund for the unused site assessment fees that were withheld for the 2010/11 and 2011/12 FY.

Site	Year	Annual Payment	Recommendation
Midway (9501192)	2010/11	$4,332	Refund
Midway (9501192)	2011/12	$4,332	Refund

AUTHORITY

Pursuant to Education Code Section (EC) 17219(e), nonuse payments shall not be required "for any year with respect to a schoolsite that for one-half or more of the number of days of that year has been utilized for any of the following purposes:…(3) By the school district, or by any other public or private entity pursuant to agreement with the school district, for the operation of a child care program."

BACKGROUND

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. EC Section 17219(e) allows for districts to receive a waiver if the site is used for a child care program by a public entity. The District recently submitted documentation certifying that the Midway site was being used for a childcare center, which is an allowable waiver and, therefore should not have been charged unused site assessment fees on this site.

STAFF ANALYSIS/STATEMENTS

The District has provided documentation to support its request.

RECOMMENDATIONS

1. Approve the District's request for a refund of the 2010/11 FY unused site fee assessment of $4,332 and the 2011/12 FY Annual Payment of $4,332.

2. Notify the State Controller's Office to refund these Annual Payments.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/69377-00-00

Berryessa Union School District – Santa Clara County

PURPOSE OF REPORT

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

DESCRIPTION

The District was assessed an Annual Payment of $8,196 for the FY 2010/11 at the December 2011 Board meeting and $8,196 at the December 2012 Board meeting for the Birchwood Site and $19,874 for the FY 2010/11 at the December 2011 Board meeting and $19,874 for the FY 2011/12 at the December 2012 Board meeting for the Mabury Site. The Annual Payments were deducted from the District's State School Fund Apportionment during the months of February through May. The District recently submitted documentation indicating that the Birchwood Site was leased to a tenant who is paying property taxes equal to the taxes that would have been paid if the sites had been sold and the Mabury Site was utilized for school purposes. Therefore, the District is entitled to a refund of the Annual Payments that were withheld for the 2010/11 and 2011/12 FYs for each site.

Site	Year	Annual Payment	Recommendation
Birchwood (9703453)	2010/11	$8,196	Refund
Birchwood (9703453)	2011/12	$8,196	Refund
Mabury (9703455)	2010/11	$19,874	Refund
Mabury (9703455)	2011/12	$19,874	Refund

AUTHORITY

Pursuant to Education Code Section 17219(f), nonuse payments shall not be required for any year with respect to a schoolsite that was leased at least one-half of the days in that year in a manner that subjected the site to property taxes equal to the taxes that would have been paid if the site had been sold.

Pursuant to Education Code Section 17219(e)(1) By the school district, or by any other governmental entity pursuant to agreement with the school district, for school purposes….

BACKGROUND

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. The District recently submitted documentation certifying that the Birchwood Site was leased to a tenant who is paying possessory taxes and that the Mabury Site was used for school purposes which is an allowable waiver. Therefore the District should not be charged an unused site assessment fee on these sites.

(Continued on Page Two)

STAFF ANALYSIS/STATEMENTS

The District has provided documentation to support its request.

RECOMMENDATION

1. Approve the District's request for a refund of the 2010/11 FY unused site assessment fee of $8,196 and a refund of the 2011/12 FY unused site assessment fee of $8,196 for the Birchwood Site.

2. Approve the District's request for a refund of the 2010/11 FY unused site assessment fee of $19,874 and a refund of the 2011/12 FY unused site assessment fee of $19,874 for the Mabury Site.

3. Notify the State Controller's Office to refund these Annual Payments.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/75507-00-00

Gridley Unified School District - Butte County

PURPOSE OF REPORT

To present the District's request for the State Allocation Board (Board) to grant a refund of the Fiscal Year (FY) 2011/12 unused site assessment fee.

DESCRIPTION

The District was assessed an unused site fee of $5,075 for the FY 2011/12 at the December 2012 Board meeting, which was deducted from the District's State School Fund Apportionment during the months of February through May 2013. The District recently submitted documentation indicating that this site was utilized for public school purposes. Therefore, the District is entitled to a refund for the unused site assessment fee withheld for the 2011/12 FY.

Site	Year	Annual Payment	Recommendation
Randolph Property (9500128)	2011/12	$5,075	Refund

AUTHORITY

Pursuant to Education Code Section (EC) 17219(e), nonuse payments shall not be required "for any year with respect to a schoolsite 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

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. 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 Randolph Property was being used for public school purposes, which is an allowable waiver and, therefore, should not be charged unused site assessment fees on 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 2011/12 FY unused site assessment fee of $5,075 and notify the State Controller's Office to refund the Annual Payment.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/75549-00-00

Hughson Unified School District – Stanislaus County

PURPOSE OF REPORT

To present the District's request for the State Allocation Board (Board) to grant a refund of the Fiscal Year (FY) 2012/13 unused site assessment fee.

DESCRIPTION

The District was assessed an unused site fee of $4,546 for the FY 2012/13 at the November 2013 Board meeting, which is being deducted from the District's State School Fund Apportionment during the months of February through May 2014. Records show that the unused property assessed was acquired in 2007 and should not have been assessed a fee until the 2015/16 FY. Therefore, the District is entitled to a refund of the unused site assessment fee being withheld for the 2012/13 FY.

Site	Year	Annual Payment	Recommendation
Sturtevant Property (9831553)	2012/13	$4,546	Refund

AUTHORITY

Pursuant to Education Code (EC) Section 17219(a), nonuse payments shall not be required "Whenever a school district acquires or has acquired a site for school purposes, as determined by the State Allocation Board and does not use the site within… (2) seven years of the date of acquisition for any of grades 7 to 12 inclusive, maintained by a high school district or a unified school district… ."

BACKGROUND

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. EC Section 17219(a) allows for districts to receive a waiver for seven years for newly acquired high school sites. The Sturtevant Property was purchased in 2007 and should not have been assessed an unused site fee until the 2015/16 FY.

STAFF ANALYSIS/STATEMENTS

The District has provided documentation to support its request.

RECOMMENDATION

Approve the District's request for a refund of the 2012/13 FY unused site assessment fee of $4,546 and notify the State Controller's Office to cease collection and return any amounts withheld for the Annual Payment for the Sturtevant Property.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/61721-00-00

Liberty Union High School District – Contra Costa County

PURPOSE OF REPORT

To present the District's request for the State Allocation Board (Board) to grant a refund of the Fiscal Year (FY) 2012/13 unused site assessment fee.

DESCRIPTION

The District was assessed an annual payment of $2,016 for the FY 2012/13 for the M & O site and $32,068 for the New High #4 site at the November 2013 Board meeting, which is being deducted from the District's State School Fund Apportionment during the months of February through May 2014. Records show that the the sites were acquired in 2006 and should not have been assessed a fee until the 2014/15 FY. Therefore, the District is entitled to a refund for the unused site assessment fee that was withheld for the 2012/13 FY.

Site	Year	Annual Payment	Recommendation
M & O Site (9831355)	2012/13	$2,016	Refund
New High #4 (9822966)	2012/13	$32,065	Refund

AUTHORITY

Pursuant to Education Code (EC) Section 17219(e), nonuse payments shall not be required "Whenever a school district acquires or has acquired a site for school purposes, as determined by the State Allocation Board and does not use the site within… (2) seven years of the date of acquisition for any of grades 7 to 12 inclusive, maintained by a high school district or a unified school district…."

BACKGROUND

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. EC Section 17219(a) allows for districts to receive a waiver for seven years for newly acquired high school sites. Both the M & O Site and the New High #4 site were purchased in 2006 and should not have been assessed an unused site fee until the 2014/15 FY.

STAFF ANALYSIS/STATEMENTS

The District has provided documentation to support its request.

RECOMMENDATION

Approve the District's request for a refund of the 2012/13 FY annual payment of $34,081 and notify the State Controller's Office to cease collection and return any amounts withheld for the Annual Payment for the M & O Site and the New High #4 site.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

UNUSED SITES

EXHIBIT/APPL. NO. 92/73957-00-00

Snowline Joint Unified School District – San Bernardino County

PURPOSE OF REPORT

To present the Snowline Joint Unified District's (District) request for the State Allocation Board to grant a refund of the Fiscal Year (FY) 2011/12 and FY 2012/13 unused site assessment fees.

DESCRIPTION

The District was assessed an unused site assessment fee of $2,274 for the FY 2011/12 at the December 2012 Board meeting and $2,274 at the December 2013 Board meeting for the Property on Duncan Road and $4,943 for the FY 2011/12 at the December 2012 Board meeting and $4,943 for the 2012/13 Fiscal year at the December 2013 Board meeting for the Property on White Road. The fees were deducted from the District's State School Fund Apportionment during the months of February through May. The District recently submitted documentation indicating that both sites had been leased to a tenant who was paying property taxes equal to the taxes that would have been paid if the sites had been. Therefore, the District is entitled to a refund for the unused site assessment fees that were withheld for the 2011/12 FY and for the 2012/13 FY for each site.

Site	Year	Annual Payment	Recommendation
Duncan Road (9813791)	2011/12	$2,274	Refund
White Road (9821828)	2011/12	$4,943	Refund
Duncan Road (9813791)	2012/13	$2,274	Refund
White Road (9821828)	2012/13	$4,943	Refund

AUTHORITY

Pursuant to Education Code Section 17219(f), nonuse payments shall not be required for any year with respect to a school site that was leased at least one-half of the days in that year in a manner that subjected the site to property taxes equal to the taxes that would have been paid if the site had been sold.

BACKGROUND

As required by law, all school districts are required to report any unused school sites to the Board annually. The school districts self-certify requests for waivers and reduction of fees based on certain criteria outlined in EC Section 17219. The District recently submitted documentation certifying that the Birchwood Site was leased to a tenant who is paying possessory taxes and that the Mabury Site was used for school purposes which is an allowable waiver. Therefore the District should not be charged an unused site assessment fee on these sites.

STAFF COMMENTS

The District has provided documentation to support its request and staff has verified the information.

RECOMMENDATION

Approve the District's request for a refund of the 2011/12 FY and 2012/13 FY unused site assessment fees of $14,434 and notify the State Controller's Office to refund the Annual Payment.

Facility Hardship / Rehabilitation Program

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL DISTRICT DATA	
School District: ……..…CENTINELA VALLEY UNION HIGH	County:…….……..…LOS ANGELES
Application Number:…….…… 58/64352-00-001	School Name:……...…....LEUZINGER HIGH
Total District Enrollment:……..6,661	Project Grade Level:……...…….……...9-12
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) rehabilitation project.
Total Project Cost	$ 581,678
Cost to the State	$ 290,839

DESCRIPTION

Description of Health and Safety Threat	The Cafeteria Building at Leuzinger High School in Lawndale, California, was a Most Vulnerable Category 2 Building type. This was a 14,000 square foot masonry building that was originally constructed prior to 1924, and expanded in 1946. The Division of the State Architect (DSA) has concurred with the presence of the threat of a local or global collapse of the facility in the event of seismic activity, as outlined in the Eligibility Evaluation Report filed by the District's structural engineer.
Scope of Project	The project scope entails the demolition and replacement of the Cafeteria Building. Because the total cost for the minimum work required to rehabilitate the building is less than 50 percent of the cost to replace it, the District is applying for funding for the estimated costs of rehabilitation. This application shares DSA-approved construction plans which include other buildings on the campus. On August 21, 2012, the District submitted an application for modernization funding for like-kind replacement of other buildings included in the plans. This modernization application received an unfunded approval at the March 20, 2013 Board meeting and is on the Unfunded List pursuant to SFP Regulation Section 1859.95.
Status of School Site	The Cafeteria Building has been vacated and demolished. The District is housing the students in interim housing while the new building is under construction.

QUALIFYING CRITERIA

Government/State Level Concurrence	DSA has approved the Cafeteria Building for SMP eligibility, and has also evaluated and approved the cost estimate for seismic mitigation work.

(Continued on Page Two)

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 SMP rehabilitation funding for the Cafeteria Building on the Leuzinger High School 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 SMP 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 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. The cost/benefit analysis shall not include increased costs associated with high performance related costs or components, with the exception of those high performance components that were pre-existing in the classroom or related facility. 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 either grant below, as applicable:
>
> 1. Modernization Excessive Cost Hardship Grant for Rehabilitation Costs pursuant to Section 1859.83(e), or
> 2. 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.

ATTACHMENT A

AUTHORITY (cont.)

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 cost/benefit analysis shall not include increased costs associated with high performance related costs or components, with the exception of those high performance components that were pre-existing in the classroom or related facility. 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.

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 1859.95.1(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.

SAB Meeting: **May 28, 2014** **Seismic Mitigation Program - Adjusted Grant Approval**

SCHOOL DISTRICT DATA

Application No:	58/64352-00-001	**County:**	Los Angeles
School District:	Centinela Valley Union High	**School Name:**	Leuzinger High

PROJECT DATA

Type of Project:	High School	**Application Filing Basis:**	Site Specific
Pupils Assigned Under 50 Yrs: K-6:			
7-8:			
9-12:			
Non-Severe:			
Severe:			
Financial Hardship Requested:	No	**Recommended Acres:**	40
Alternative Education School:	No	**Existing Acres:**	31

ADJUSTED GRANT DATA

Seismic Rehabilitation	$	290,476.00
Prevailing Wage Monitoring		363.00
Total State Share (50%)		290,839.00
District Share (50%)		290,839.00
Total Project Cost	$	**581,678.00**

PROJECT FINANCING

State Share		
This Project	$	290,839.00
District Share		
Cash Contribution		290,839.00
Financial Hardship		
Total Project Cost	$	**581,678.00**

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**		$ 290,839.00	$ 290,839.00
District Share					
Cash Contribution				290,839.00	
Total			$	$ **581,678.00**	$ **290,839.00**

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.

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.

STATE ALLOCATION BOARD
APPROVAL ❖ ❖ ❖ May 28, 2014

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL DISTRICT DATA	
School District: ……...……..DESERT SANDS UNIFIED	County:…….……...……RIVERSIDE
Application Number:…….…… 58/67058-00-001	School Name:……...……....INDIO HIGH
Total District Enrollment:…….……..….29,156	Project Grade Level:……...…….……...9-12
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) rehabilitation project.
Total Project Cost	$ 3,940,302
Cost to the State	$ 1,970,151

DESCRIPTION

Description of Health and Safety Threat	Buildings M, O, Q, R, U, and V at Indio High in Indio, California, are all of the Most Vulnerable Category 2 Building type. These buildings include a theater building built in 1976, a shop classroom building built in 1975, and a gymnasium, restroom building, and a building each for boys' and girls' locker rooms all originally constructed in 1958. The Division of the State Architect (DSA) has concurred with the presence of the threat of a local or global collapse of the facilities in the vent of seismic activity, as outlined in the Eligibility Evaluation Report filed by the District's structural engineers.
Scope of Project	The project scope entails the demolition and replacement of all six structures as part of a larger project that will replace almost all of the existing buildings on the school site (Attachment B). The total cost for the minimum work required to rehabilitate the buildings is less than 50 percent of the cost to replace them; the District is requesting funding for the estimated costs of rehabilitation. This application shares DSA-approved construction plans which include other buildings on the campus. On July 11, 2013, the District submitted both an application for new construction funding and an application for modernization like-for-like replacement funding for other construction included in the plans. These applications have been processed to the Applications Received Beyond Bond Authority List pursuant to SFP Regulation Section 1859.95.1(a).
Status of School Site	Building R has been vacated and will be demolished and replaced as part of the first phase of the larger project. Buildings M, O, Q, U, and V will be vacated, demolished and replaced in a second phase.

(Continued on Page Two)

QUALIFYING CRITERIA

Government/State Level Concurrence	The DSA has approved Buildings M, O, Q, R, U and V for SMP eligibility, and has also evaluated and approved the cost estimates for seismic mitigation work.
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 SMP rehabilitation funding for Buildings M, O, Q, R, U, and V at the Indio High site, pursuant to the SFP Regulation Section 1859.82, as provided on Attachment C.

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

ATTACHMENT A

AUTHORITY
(As of July 1, 2013)

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 1859.95.1(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.

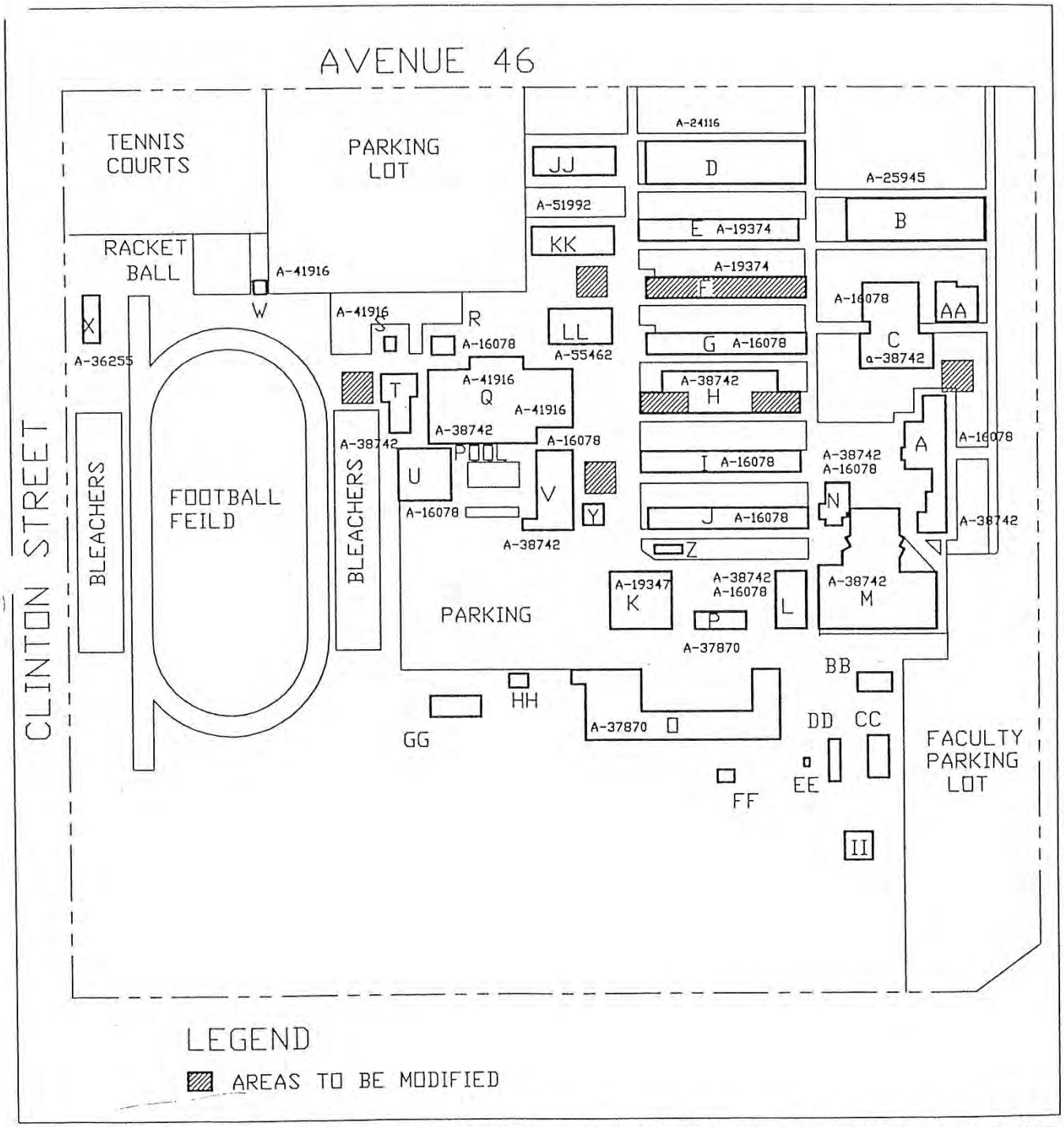
ATTACHMENT B

DIAGRAM OF BUILDING AREA

Exhibit A

PROJECT: INDIO HIGH SCHOOL
ADDRESS: 81-750 AVENUE 46, INDIO CA
DISTRICT: DESERT SANDS U.S.D.
APPLICATION NO.: _____

◉ EXISTING 1A
○ BASIC PLANS 2A
○ FINAL PLANS 3A



THE ABOVE IS MEASURED IN ACCORDANCE WITH ART. 202 SUBCHAPTER 8, TITLE 5, CALIFORNIA ADMINISTRATIVE CODE.

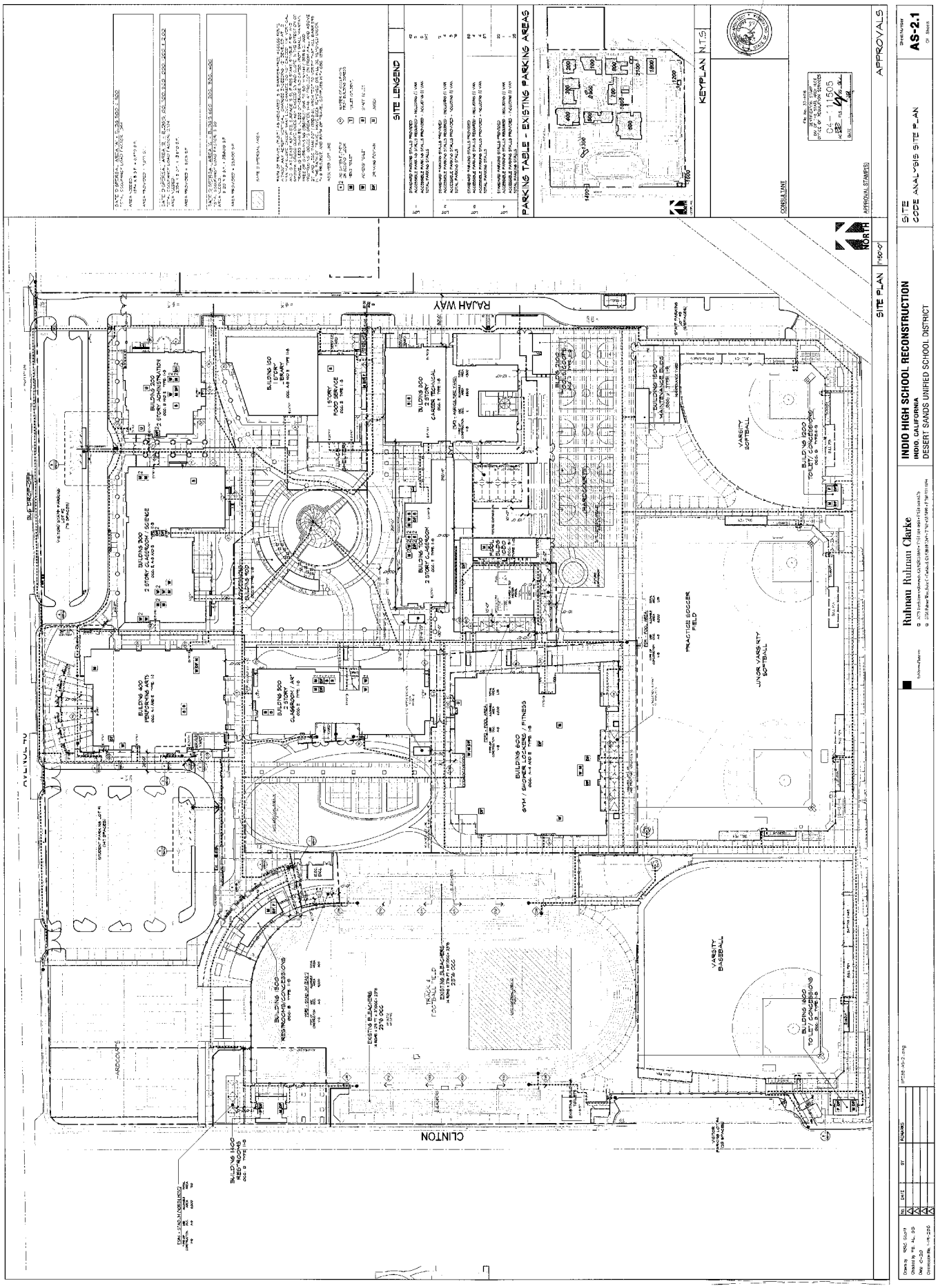
NORTH

DATE: _____

SCALE: 1"=200'

SHEET 1 OF 42

ATTACHMENT B



SAB Meeting: **May 28, 2014** **Seismic Mitigation Program - Adjusted Grant Approval**

SCHOOL DISTRICT DATA

Application No:	58/67058-00-001	**County:**	Riverside
School District:	Desert Sands Unified	**School Name:**	Indio High

PROJECT DATA

Type of Project:	High School	**Application Filing Basis:**	Site Specific
Pupils Assigned Under 50 Yrs: K-6:			
7-8:			
9-12:			
Non-Severe:			
Severe:			
Financial Hardship Requested:	No	**Recommended Acres:**	53
Alternative Education School:	No	**Existing Acres:**	38

ADJUSTED GRANT DATA

Seismic Rehabilitation	$	1,967,691.00
Prevailing Wage Monitoring		2,460.00
Total State Share (50%)		1,970,151.00
District Share (50%)		1,970,151.00
Total Project Cost	$	**3,940,302.00**

PROJECT FINANCING

State Share		
This Project	$	1,970,151.00
District Share		
Cash Contribution		1,970,151.00
Financial Hardship		
Total Project Cost	$	**3,940,302.00**

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**		$ 1,970,151.00	$ 1,970,151.00
District Share					
Cash Contribution				1,970,151.00	
Total			$	$ **3,940,302.00**	$ **1,970,151.00**

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.

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.

REPORT OF THE EXECUTIVE OFFICER
State Allocation Board Meeting, May 28, 2014

SCHOOL DISTRICT DATA	
School District: …….SAUSALITO-MARIN CITY	County:…….....MARIN
Application Number:…… 58/65474-00-001	School Name:….....…MARTIN LUTHER KING JR. ACDMY
Total District Enrollment:…….....470	Project Grade Level:……...……..…….....5-8
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 SFP Facility Hardship Seismic Mitigation Program (SMP) rehabilitation project.
Total Project Cost	$ 751,036
Cost to the State	$ 375,518

DESCRIPTION

Description of Health and Safety Threat	The four classroom annex building at the Martin Luther King Jr. Academy, in Marin City, California was originally built in 1960 and is the Most Vulnerable Category 2 Building Type. The Division of the State Architect (DSA) has concurred with the presence of the threat of a local or global collapse of the facility in the event of seismic activity, as outlined in the Eligibility Evaluation Report filed by the District's structural engineer.
Scope of Project	The District replaced the annex building at another location on the school site. Because the total cost for the minimum work required to rehabilitate the building is less than 50 percent of the cost to replace it, the District is applying for funding for the estimated costs of rehabilitation.
Status of School Site	The original annex building will be demolished in the near future and is currently closed to students and staff.

QUALIFYING CRITERIA

Government/State Level Concurrence	DSA has approved the annex building 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.

(Continued on Page Two)

RECOMMENDATIONS

1. Approve the District's request for placement on the Unfunded List (Lack of AB 55 Loans) for SMP rehabilitation funding for the annex building on the Martin Luther King Jr. Academy 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 SMP 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 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. The cost/benefit analysis shall not include increased costs associated with high performance related costs or components, with the exception of those high performance components that were pre-existing in the classroom or related facility. 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 either grant below, as applicable:
>
> 1. Modernization Excessive Cost Hardship Grant for Rehabilitation Costs pursuant to Section 1859.83(e), or
> 2. 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.

ATTACHMENT A

AUTHORITY (cont.)

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 cost/benefit analysis shall not include increased costs associated with high performance related costs or components, with the exception of those high performance components that were pre-existing in the classroom or related facility. 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.

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 1859.95.1(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.

SAB Meeting: **May 28, 2014** **Seismic Mitigation Program - Adjusted Grant Approval**

SCHOOL DISTRICT DATA

Application No:	58/65474-00-001	**County:**	Marin
School District:	Sausalito Marin City	**School Name:**	Martin Luther King Jr. Academy

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:	No	**Recommended Acres:**	6.8
Alternative Education School:	No	**Existing Acres:**	7.7

ADJUSTED GRANT DATA

Rehabilitation	$ 375,049.00
Prevailing Wage Monitoring	469.00
Total State Share (50%)	375,518.00
District Share (50%)	375,518.00
Total Project Cost	**$ 751,036.00**

PROJECT FINANCING

State Share	
This Project	**$** 375,518.00
District Share	
Cash Contribution	375,518.00
Financial Hardship	
Total Project Cost	**$ 751,036.00**

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**	**$**	**$** 375,518.00	**$** 375,518.00
District Share					
Cash Contribution				375,518.00	
Total			**$**	**$ 751,036.00**	**$ 375,518.00**

Funding Source: Proposition 1D Bonds/2006-November

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.