

# State Allocation Board Agenda



Rob Cook, Executive Officer  
Office of Public School Construction  
1130 K Street, Suite 400  
Sacramento, CA 95814

Public Meeting  
Wednesday, August 22, 2007  
State Capitol Building  
Room 112\*  
4:00 p.m.\*\*

General Information  
(916) 445-3160  
ATSS 485-3160

For further information please contact your Project Manager.

\* Meeting room and time subject to change.

\*\* The Board will hold closed sessions pursuant to Government Code  
Section 11126(e)(1).

A copy of the 10-Day Notice can be found on our web site at: <http://www.dgs.ca.gov/opsc>

August 22, 2007  
**Agenda**

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**CLOSED SESSIONS**

Pursuant to Government Code Section 11126(e)(1), the Board will meet in closed session for the purpose of conferring with and receiving advice from counsel regarding *Godinez v. Schwarzenegger et al*; 2<sup>nd</sup> Civ.No.B161508.

Pursuant to Government Code Section 11126(e)(1), the Board will meet in closed session for the purpose of conferring with and receiving advice from counsel regarding *Val Verde Unified School District et al v. State of California et al*; Case No. RIC 475161.

<b><u>TAB</u></b>	<b><u>SUBJECT</u></b>	<b><u>PRESENTER</u></b>	<b><u>PAGE</u></b>
	Call Meeting to Order	Chair	
	Roll Call	Secretary	
	Table of Contents		i - iv
1	Alphabetical Listing		v - xiii
2	Minutes of July 25, 2007		1 - 22
3	Executive Officer Statement		23
4	<b><u>CONSENT AGENDA</u></b>		
	<b><u>SCHOOL FACILITY PROGRAM</u></b>		
	Resolution		24
	Eligibility Approvals		25 - 37
	Funding		38 - 66
	Closeouts		67 - 72
	Reductions to Costs Incurred and Rescissions		73 - 82
	<b><u>LEASE-PURCHASE PROGRAM</u></b>		
	Resolution		83 - 84
	Construction Cost Index		85
	<b><u>OTHER PROGRAMS</u></b>		
	Deferred Maintenance Program		86 - 93
	Relocatable Classroom Program		94 - 97
	Exemptions for Independent Study Facilities		98
	Emergency Repair Program		99 - 119

NEXT MONTHLY STATE ALLOCATION BOARD MEETING – September 26, 2007

August 22, 2007  
**Agenda**

<u>TAB</u>	<u>SUBJECT</u>	<u>PAGE</u>
5	<b><u>STATUS OF FUNDS</u></b>	120 - 122
	<b><u>CONSENT SPECIALS</u></b>	
6	VICTOR VALLEY UNION HIGH/SAN BERNARDINO – 50/67934-00-006 To present the District's request to change the scope to its previously apportioned new construction project.	123
	<b><u>SPECIALS/APPEALS</u></b>	
7	<del>KNIGHTSEN ELEMENTARY/CONTRA COSTA – 50/61705-00-003 To present the District's request for additional funding in order to complete a School Facility Program project.</del>	WITHDRAWN
8	SCHOOL FACILITY PROGRAM JOINT-USE PROJECTS To present requests for funding under the School Facility Joint-Use Program for the following school districts: <ul style="list-style-type: none"> <li>• Kings Canyon Joint Unified/Fresno – 52/62265-00-006</li> <li>• Kings Canyon Joint Unified/Fresno – 52/62265-00-007</li> <li>• Roseland Elementary/Sonoma – 52/70904-00-001</li> <li>• Santee Elementary/San Diego – 52/68361-00-001</li> <li>• Santee Elementary/San Diego – 52/68361-00-007</li> <li>• Santee Elementary/San Diego – 52/68361-00-024</li> <li>• Santee Elementary/San Diego – 52/68361-00-006</li> <li>• Santee Elementary/San Diego – 52/68361-00-005</li> <li>• Santee Elementary/San Diego – 52/68361-00-003</li> <li>• Santee Elementary/San Diego – 52/68361-00-002</li> <li>• Santee Elementary/San Diego – 52/68361-00-004</li> </ul>	125 - 141
9	ASSEMBLY BILL 127 GRANT INCREASE – PROJECT INFORMATION WORKSHEET To present the proposed Project Information Worksheet that will be used to gather data for the purpose of determining the annual increase or decrease to the New Construction Base Grant per Education Code Section 17072.11.	142 - 152
10	OAKLAND UNIFIED/ALAMEDA – 54/61259-13-001 To present a Charter School Facility Program project preliminary apportionment for rescission.	153 - 154
11	<del>MANZANITA ELEMENTARY/BUTTE – 22/61499-00-001 To present the District's request to retain \$150,181 that must be returned to the State as a result of audit findings.</del>	WITHDRAWN

# August 22, 2007 Agenda

<u>TAB</u>	<u>SUBJECT</u>	<u>PAGE</u>
12	DAVIS JOINT UNIFIED/YOLO – 50/72678-00-06 To present: <ul style="list-style-type: none"> <li>• The Office of the Attorney General's opinion regarding School Facility Program Regulation Section 1859.70.2.</li> <li>• The Davis Joint Unified School District's request for reimbursement for an ineligible funding application.</li> </ul>	160 - 175
13	<del>VAL VERDE UNIFIED/RIVERSIDE – 50/75242-00-000</del> <ol style="list-style-type: none"> <li>1. <del>To present staff findings on potential discrepancies, which may result in a finding of material inaccuracies, discovered as a result of processing an appeal filed by the District.</del></li> <li>2. <del>To request the State Allocation Board (SAB) review staff findings to evaluate, determine and find if material inaccuracies have occurred, which resulted in funding advantages for the Val Verde Unified School District.</del></li> <li>3. <del>If the SAB should find such material inaccuracies, then determine the appropriate remedies.</del></li> </ol>	WITHDRAWN
14	<del>VAL VERDE UNIFIED/RIVERSIDE – 50/75242-00-025</del>	WITHDRAWN
	<b><u>REGULATIONS/POLICY</u></b>	
15	HIGH PERFORMANCE INCENTIVE GRANT REGULATION AMENDMENTS To request: <ol style="list-style-type: none"> <li>1. Adoption of proposed amendments to the School Facility Program regulations for high performance schools pursuant to Assembly Bill 127, Chapter 35, Statutes of 2006 (Perata/Nunez).</li> <li>2. Authorization to file the proposed regulations with the Office of Administrative Law.</li> </ol>	178 – 191b
16	SEISMIC MITIGATION REGULATION AMENDMENTS To request: <ol style="list-style-type: none"> <li>1. Adoption of proposed amendments to the School Facility Program regulations for seismic mitigation pursuant to Assembly Bill 127, Chapter 35, Statutes of 2006 (Perata/Nunez).</li> <li>2. Authorization to file the proposed regulations with the Office of Administrative Law.</li> </ol>	192 - 207

*Held over*

August 22, 2007

# Agenda

TAB

SUBJECT

TAB

INFORMATION

Dates for Remaining 2007 State Allocation Board Meetings	208
School Facility Program Workload List	209 - 214
Deferred Maintenance Program Unfunded Approvals	215 - 216
Facility Hardship/Rehabilitation Approvals Without Funding	217 - 218







August 22, 2007

# Alphabetical Listing

School District	County	Category	Page No.
COLUSA UNIFIED	COLUSA	Emergency Repair Program	Consent 99
CONEJO VALLEY UNIFIED	VENTURA	SFP - Modernization	Consent 72
CORNING UNION ELEMENTARY	TEHAMA	Deferred Maintenance	Consent 90
COTTONWOOD UNION ELEMENTARY	SHASTA	Deferred Maintenance	Consent 90
COVINA-VALLEY UNIFIED	LOS ANGELES	SFP - New Construction	Consent 74
CUCAMONGA ELEMENTARY	SAN BERNARDINO	Emergency Repair Program	Consent 99
CUTLER-OROSI JOINT UNIFIED	TULARE	Emergency Repair Program	Consent 99
DAVIS JOINT UNIFIED	YOLO	SFP - Modernization	Consent 28
DEL MAR UNION	SAN DIEGO	Deferred Maintenance	Consent 90
DESERT SANDS UNIFIED	RIVERSIDE	SFP - New Construction	Consent 28
DESERT SANDS UNIFIED	RIVERSIDE	SFP - New Construction	Consent 41
DOWNEY UNIFIED	LOS ANGELES	Deferred Maintenance	Consent 90
DOWNEY UNIFIED	LOS ANGELES	SFP - New Construction	Consent 28
DURHAM UNIFIED	BUTTE	Deferred Maintenance	Consent 90
EAST SIDE UNION HIGH	SANTA CLARA	Relocatable Class.	Consent 94
EL DORADO COUNTY OFFICE OF EDUCATION	EL DORADO	Relocatable Class.	Consent 94
EL MONTE UNION HIGH	LOS ANGELES	Emergency Repair Program	Consent 99
ELK GROVE UNIFIED	SACRAMENTO	Relocatable Class.	Consent 94
ELK GROVE UNIFIED	SACRAMENTO	Deferred Maintenance	Consent 90
ELK GROVE UNIFIED	SACRAMENTO	SFP - Modernization	Consent 23
ENTERPRISE ELEMENTARY	SHASTA	SFP - Modernization	Consent 28
ESCALON UNIFIED	SAN JOAQUIN	Deferred Maintenance	Consent 90
ETIWANDA ELEMENTARY	SAN BERNARDINO	Deferred Maintenance	Consent 90
ETNA UNION HIGH	SISKIYOU	Deferred Maintenance	Consent 90
EVERGREEN ELEMENTARY	SANTA CLARA	SFP - Modernization	Consent 28
EVERGREEN ELEMENTARY	SANTA CLARA	SFP - Modernization	Consent 56
EVERGREEN ELEMENTARY	SANTA CLARA	SFP - Modernization	Consent 57
FAIRFAX ELEMENTARY	KERN	Emergency Repair Program	Consent 99
FALL RIVER JOINT UNIFIED	SHASTA	Deferred Maintenance	Consent 90
FORTUNA UNION HIGH	HUMBOLDT	Deferred Maintenance	Consent 87
FRANKLIN-MCKINLEY ELEMENTARY	SANTA CLARA	Relocatable Class.	Consent 94
FRANKLIN-MCKINLEY ELEMENTARY	SANTA CLARA	Deferred Maintenance	Consent 90
FRESNO UNIFIED	FRESNO	Continued Use	Consent 98
GARDEN GROVE UNIFIED	ORANGE	Deferred Maintenance	Consent 90
GILROY UNIFIED	SANTA CLARA	SFP - New Construction	Consent 28
GILROY UNIFIED	SANTA CLARA	SFP - Modernization	Consent 28
GILROY UNIFIED	SANTA CLARA	SFP - Modernization	Consent 58
GLENDALE UNIFIED	LOS ANGELES	Deferred Maintenance	Consent 90
GREENFIELD UNION	KERN	Relocatable Class.	Consent 94
GUADALUPE UNION ELEMENTARY	SANTA BARBARA	Deferred Maintenance	Consent 88
HAMILTON UNION HIGH	GLENN	Deferred Maintenance	Consent 90
HANFORD ELEMENTARY	KINGS	Deferred Maintenance	Consent 90
HANFORD JOINT UNION HIGH	KINGS	Emergency Repair Program	Consent 99
HEMET UNIFIED	RIVERSIDE	Deferred Maintenance	Consent 90
HILLSBOROUGH CITY	SAN MATEO	Deferred Maintenance	Consent 90
HOLLISTER ELEMENTARY	SAN BENITO	Deferred Maintenance	Consent 90
HUENEME ELEMENTARY	VENTURA	Emergency Repair Program	Consent 99
HUENEME ELEMENTARY	VENTURA	Emergency Repair Program	Consent 99
IMPERIAL COUNTY OFFICE OF EDUCATION	IMPERIAL	SFP - New Construction	Consent 42
IMPERIAL COUNTY OFFICE OF EDUCATION	IMPERIAL	SFP - New Construction	Consent 43
JURUPA UNIFIED	RIVERSIDE	Deferred Maintenance	Consent 90

August 22, 2007

# Alphabetical Listing

School District	County	Category	Page No.
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 99
KERN HIGH	KERN	SFP - Modernization	Consent 23
KINGS CANYON JOINT UNIFIED	FRESNO	Emergency Repair Program	Consent 99
KIT CARSON UNION	KINGS	Deferred Maintenance	Consent 90
KNIGHTSEN ELEMENTARY	CONTRA COSTA	SFP - New Construction	Consent 44
KONOCTI UNIFIED	LAKE	Deferred Maintenance	Consent 90
LA GRANGE ELEMENTARY	STANISLAUS	Deferred Maintenance	Consent 90
LE GRAND UNION ELEMENTARY	MERCED	Deferred Maintenance	Consent 90
LINDEN UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	SFP - New Construction	Consent 28
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LINDSAY UNIFIED	TULARE	Emergency Repair Program	Consent 99
LIVINGSTON UNION	MERCED	Deferred Maintenance	Consent 90
LODI UNIFIED	SAN JOAQUIN	SFP - New Construction	Consent 28
LODI UNIFIED	SAN JOAQUIN	SFP - New Construction	Consent 68
LODI UNIFIED	SAN JOAQUIN	SFP - New Construction	Consent 45
LOMPOC UNIFIED	SANTA BARBARA	Deferred Maintenance	Consent 90
LOOMIS UNION ELEMENTARY	PLACER	Deferred Maintenance	Consent 90
LOS ALAMITOS UNIFIED	ORANGE	Deferred Maintenance	Consent 90
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - New Construction	Consent 28
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - New Construction	Consent 69
LOS ANGELES UNIFIED	LOS ANGELES	SFP - New Construction	Consent 46
LOS ANGELES UNIFIED	LOS ANGELES	SFP - New Construction	Consent 47
LOS ANGELES UNIFIED	LOS ANGELES	SFP - COS	WITHDRAWN
LOS ANGELES UNIFIED	LOS ANGELES	SFP - Charter Schools	Consent 75
LOS ANGELES UNIFIED	LOS ANGELES	SFP - Modernization	Consent 59
LOS ANGELES UNIFIED	LOS ANGELES	Emergency Repair Program	Consent 99
LUCERNE ELEMENTARY	LAKE	Deferred Maintenance	Consent 90
MADERA COUNTY OFFICE OF EDUCATION	MADERA	SFP - New Construction	Consent 80
MADERA COUNTY OFFICE OF EDUCATION	MADERA	SFP - New Construction	Consent 80
MADERA COUNTY OFFICE OF EDUCATION	MADERA	SFP - New Construction	Consent 80
MANTECA UNIFIED	SAN JOAQUIN	SFP - New Construction	Consent 28



August 22, 2007

# Alphabetical Listing

School District	County	Category	Page No.
ONTARIO-MONTCLAIR	SAN BERNARDINO	Emergency Repair Program	Consent 99
ONTARIO-MONTCLAIR	SAN BERNARDINO	Emergency Repair Program	Consent 99
ORANGE COUNTY OFFICE OF EDUCATION	ORANGE	SFP - New Construction	Consent 48
ORANGE UNIFIED	ORANGE	Deferred Maintenance	Consent 90
OUTSIDE CREEK ELEMENTARY	TULARE	Deferred Maintenance	Consent 90
PAJARO VALLEY UNIFIED	SANTA CRUZ	SFP - New Construction	Consent 49
PAJARO VALLEY UNIFIED	SANTA CRUZ	SFP - New Construction	Consent 50
PALMDALE ELEMENTARY	LOS ANGELES	SFP - New Construction	Consent 28
PALMDALE ELEMENTARY	LOS ANGELES	SFP - New Construction	Consent 78
PERRIS ELEMENTARY	RIVERSIDE	SFP - New Construction	Consent 28
PERRIS UNION HIGH	RIVERSIDE	SFP - Modernization	Consent 62
PIERCE JOINT UNIFIED	COLUSA	SFP - Modernization	Consent 28
PINE RIDGE ELEMENTARY	FRESNO	Deferred Maintenance	Consent 90
PIONEER UNION ELEMENTARY	KINGS	SFP - New Construction	Consent 28
PIONEER UNION ELEMENTARY	KINGS	SFP - New Construction	Consent 51
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Deferred Maintenance	Consent 90
PLACER COUNTY OFFICE OF EDUCATION	PLACER	SFP - New Construction	Consent 28
PLACERVILLE UNION ELEMENTARY	EL DORADO	Deferred Maintenance	Consent 90
PLEASANT VIEW ELEMENTARY	TULARE	Emergency Repair Program	Consent 99
POND UNION ELEMENTARY	KERN	Deferred Maintenance	Consent 90
PORTERVILLE UNIFIED	TULARE	Deferred Maintenance	Consent 90
PORTERVILLE UNIFIED	TULARE	SFP - Modernization	Consent 63
RAMONA UNIFIED	SAN DIEGO	Relocatable Class.	Consent 94
RAMONA UNIFIED	SAN DIEGO	Deferred Maintenance	Consent 90
RAVENSWOOD CITY ELEMENTARY	SAN MATEO	Relocatable Class.	Consent 94
REEF-SUNSET UNIFIED	KINGS	Emergency Repair Program	Consent 99
REEF-SUNSET UNIFIED	KINGS	Emergency Repair Program	Consent 99
RIALTO UNIFIED	SAN BERNARDINO	Deferred Maintenance	Consent 90
RIALTO UNIFIED	SAN BERNARDINO	Emergency Repair Program	Consent 99
RIALTO UNIFIED	SAN BERNARDINO	Emergency Repair Program	Consent 99
RICHLAND	KERN	Emergency Repair Program	Consent 99
RIO ELEMENTARY	VENTURA	Relocatable Class.	Consent 94
RIO ELEMENTARY	VENTURA	SFP - New Construction	Consent 28
RIO ELEMENTARY	VENTURA	SFP - New Construction	Consent 52
RIVERBANK UNIFIED	STANISLAUS	Relocatable Class.	Consent 94
RIVERSIDE COUNTY OFFICE OF EDUCATION	RIVERSIDE	SFP - New Construction	Consent 53
ROSELAND ELEMENTARY	SONOMA	Relocatable Class.	Consent 94
ROSEVILLE JOINT UNION HIGH	PLACER	Relocatable Class.	Consent 94
ROSEVILLE JOINT UNION HIGH	PLACER	Deferred Maintenance	Consent 90
SACRAMENTO CITY UNIFIED	SACRAMENTO	Emergency Repair Program	Consent 99
SALINAS CITY ELEMENTARY	MONTEREY	SFP - New Construction	Consent 28
SALINAS CITY ELEMENTARY	MONTEREY	SFP - Modernization	Consent 28
SAN BERNARDINO CITY UNIFIED	SAN BERNARDINO	SFP - New Construction	Consent 78
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99
SAN DIEGO CITY UNIFIED	SAN DIEGO	Emergency Repair Program	Consent 99



August 22, 2007

# Alphabetical Listing

School District	County	Category	Page No.
TULARE COUNTY OFFICE OF EDUCATION	TULARE	SFP - New Construction	Consent 28
TULARE COUNTY OFFICE OF EDUCATION	TULARE	SFP - Modernization	Consent 23
TUSTIN UNIFIED	ORANGE	SFP - Modernization	Consent 64
TUSTIN UNIFIED	ORANGE	SFP - Modernization	Consent 65
TUSTIN UNIFIED	ORANGE	SFP - Modernization	Consent 66
UNION HILL ELEMENTARY	NEVADA	Deferred Maintenance	Consent 90
VALLEJO CITY UNIFIED	SOLANO	Deferred Maintenance	Consent 90
VISTA UNIFIED	SAN DIEGO	Deferred Maintenance	Consent 90
VISTA UNIFIED	SAN DIEGO	SFP - New Construction	Consent 54
WASCO UNION ELEMENTARY	KERN	Deferred Maintenance	Consent 90
WASHINGTON UNIFIED	YOLO	SFP - New Construction	Consent 28
WEST COVINA UNIFIED	LOS ANGELES	SFP - New Construction	Consent 28
WEST COVINA UNIFIED	LOS ANGELES	SFP - Modernization	Consent 28
WEST FRESNO ELEMENTARY	FRESNO	Deferred Maintenance	Consent 90
WEST PARK ELEMENTARY	FRESNO	SFP - Modernization	Consent 28
WEST SIDE UNION ELEMENTARY	SONOMA	Deferred Maintenance	Consent 90
WESTSIDE UNION ELEMENTARY	LOS ANGELES	SFP - New Construction	Consent 28
WHITMORE UNION ELEMENTARY	SHASTA	Deferred Maintenance	Consent 90
WHITTIER CITY	LOS ANGELES	Emergency Repair Program	Consent 99
WILLIAM S. HART UNION HIGH	LOS ANGELES	SFP - New Construction	Consent 28
WILLIAM S. HART UNION HIGH	LOS ANGELES	SFP - New Construction	Consent 55
WINSHIP ELEMENTARY	SUTTER	Deferred Maintenance	Consent 90
WINTERS JOINT UNIFIED	YOLO	Deferred Maintenance	Consent 90
WOODLAKE UNION ELEMENTARY	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION ELEMENTARY	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION ELEMENTARY	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAKE UNION HIGH	TULARE	Emergency Repair Program	Consent 99
WOODLAND JOINT UNIFIED	YOLO	SFP - New Construction	Consent 28
YOLO COUNTY OFFICE OF EDUCATION	YOLO	Relocatable Class.	Consent 94
YOLO COUNTY OFFICE OF EDUCATION	YOLO	Deferred Maintenance	Consent 90
YOLO COUNTY OFFICE OF EDUCATION	YOLO	SFP - New Construction	Consent 28
YOLO COUNTY OFFICE OF EDUCATION	YOLO	SFP - New Construction	Consent 23
YOLO COUNTY OFFICE OF EDUCATION	YOLO	SFP - New Construction	Consent 23

**MINUTES**  
**State Allocation Board**  
**July 25, 2007**

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 4203 of the State Capitol in Sacramento, California on July 25, 2007 at 2:30 p.m.

Members of the Board present were as follows:

- Anne Sheehan, Chief Deputy Director, Policy, Department of Finance, designated alternate for Michael Genest, Director, Department of Finance
- Will Semmes, Chief Deputy Director, Department of General Services, designated alternate for Will Bush, Director, Department of General Services
- Kathleen Moore, Director, School Facilities Planning Division, California Department of Education, designated representative for Jack O'Connell, Superintendent of Public Instruction
- Rosario Girard, President and CEO, Phoenix Construction Services, Inc., appointee of Arnold Schwarzenegger, Governor of the State of California
- Senator Bob Margett
- Senator Jack Scott
- Senator Joe Simitian
- Assembly Member Gene Mullin
- Assembly Member Jean Fuller
- Assembly Member Kevin de León

Representatives of the State Allocation Board (SAB) were as follows:

Rob Cook, Executive Officer  
Lori L. Morgan, Deputy Executive Officer  
Mavonne Garrity, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC), were as follows:

Rob Cook, Executive Officer  
Lori L. Morgan, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Henry D. Nanjo, Senior Staff Counsel

With a quorum present, Anne Sheehan, Chair, called the meeting to order at 2:41 p.m.

**PRIOR MINUTES**

A motion was made and carried to approve the Minutes for the June 27, 2007 SAB meeting.

GENERAL  
000001

**EXECUTIVE OFFICER'S STATEMENT**

The Executive Officer informed the Board of the following information:

**Contracts Awarded**

The contracts for the Financial Hardship and the Grant Adequacy studies were awarded to Macias Consulting Firm. The Firm has already begun work on the studies, and the Board will be updated periodically on the progress.

**Regulation Updates**

- The emergency regulations for the Emergency Repair Program and the Career Technical Education Facilities Program were approved by the Office of Administrative Law (OAL) on July 2, 2007 and July 13, 2007, respectively.
- The regulations for Repayment Schedules for Amounts Due to the State were approved by the OAL on June 20, 2007.
- The High Performance criteria will be presented at the SAB Implementation Committee meeting in August 2007. It is anticipated that proposed regulations will be presented for the Board's consideration at the August or September SAB meeting.
- Ongoing discussions regarding Seismic Mitigation funding (\$199.5 million) will continue at the August 2007 SAB Implementation Committee meeting. It is anticipated that regulations will be presented to the SAB at the next available meeting.

**Attorney General Opinion**

At the March 2007 SAB meeting, staff was requested to seek a legal opinion from the Attorney General's Office to clarify if funds used for the fiscal solvency of a district's health and/or retirement program would be considered a one-time expenditure or an ongoing expenditure pursuant to the regulations for Senate Bill 1415 (Scott), Chapter 810, Statutes of 2006. The request has been assigned to an attorney and staff will report back to the Board when the Opinion has been rendered.

**CONSENT ITEMS**

In considering this item, the Board approved the consent calendar as presented.

**FINANCIAL REPORTS*****Status of Funds***

The Board accepted the Status of Funds report as presented. The Executive Officer stated that the OPSC will be monitoring the rate of apportionments for the Emergency Repair Program (ERP) since the ERP will be operational as a Grant Program. Further, it was stated that the Department of Finance will have the flexibility to ensure that continuous funding be made available for the Program.

GENERAL  
000002

**FINANCIAL REPORTS** (cont.)***Administrative Costs for Fiscal Year 2007/2008***

In considering this item, the Board approved the staff's recommendations. The Board requested staff to provide a detailed breakdown of the OPSC's support budget, which includes personnel services and operating expenses.

**SPECIAL CONSENT ITEMS*****Charter School Facilities Program Extension of Time Limit on Preliminary Charter School Apportionment***

In considering this item, the Board approved the staff's recommendation.

***Inglewood Unified/Los Angeles 51/64634-00-002***

In considering this item, the Board approved the staff's recommendation.

***Rim of the World Unified/San Bernardino 58/67868-00-003***

In considering this item, the Board approved the staff's recommendations.

***Riverside County Office of Education/Riverside 58/10330-00-001, 002 and 003***

In considering this item, the Board approved the staff's recommendation. Additionally, Senator Margett requested that the Riverside County Office of Education address questions relating to the remediation of mold at three school sites.

***Pittsburg Unified/Contra Costa 51/61788-00-001***

In considering this item, the Board approved the staff's recommendations.

**SPECIALS/APPEALS*****Val Verde Unified/Riverside 50/75242-00-000***

As requested by the Board, the continuation of the District's appeal that was presented at the May and June SAB meetings was brought back for reconsideration at this meeting. A motion was made to approve the staff's recommendations which were to: 1) deny the District's request and recommend that the Certificates of Participation revenue (currently \$89,234,421) be deemed available as local matching contribution toward future School Facility Program projects; and, 2) request staff to bring back items to a future SAB meeting to address the potential discrepancies discovered during the review of the District's projects for this appeal. The Chair requested a roll-call vote and the motion carried per the following votes:

GENERAL

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MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett	X			
Senator Scott	X			
Senator Simitian	X			
Assembly Member Mullin	X			
Assembly Member Fuller	X			
Assembly Member de León	X			
Will Semmes	X			
Kathleen Moore	X			
Rosario Girard	X			
Anne Sheehan			X	
Total	9		1	

**Motion:**

Carried   X    
Failed       

***School Facility Program Joint-Use Projects***

Ms. Lis Johnson, Superintendent, and Ms. Christina Becker, Director of Facilities, representing the Santee Elementary School District addressed the Board by answering questions focused on the Santee School District Foundation, which was the joint-use partner for the projects. A motion was made, and carried (with Senator Scott abstaining) to approve the 38 joint-use projects totaling \$32,208,718 and to bring back the Roseland Elementary School District's joint-use project to the August 2007 SAB meeting, without prejudice. The Board members requested clarification on the applicant's joint-use partner (Roseland Charter School). A second motion was made, and carried, to bring back to the August SAB meeting the 18 applications that were disqualified due to a new policy related to local bond language. Finally, it was requested that the OPSC provide copies to the Board members of the School Facility Joint-Use Program regulations and the associated statutes for discussion purposes.

***Assembly Bill 127 Grant Increase – Project Information Worksheet***

Mr. Tom Duffy, representing the Coalition for Adequate School Housing, addressed the Board and expressed concerns regarding the Project Information Worksheet. The Board requested that staff continue to work with the stakeholders and bring back a revised worksheet to the August 2007 SAB meeting.

***Santa Maria Joint Union High/Santa Barbara 57/69310-00-001***

In considering this item, the Board approved the staff's recommendations. In addition, staff provided further clarification that projects meeting the grace period would be processed at the administrative level.

***Davis Joint Unified/Yolo 50/72678-00-006***

This item was withdrawn.

GENERAL  
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**REGULATIONS*****Labor Compliance Program Grants***

This item was postponed to the next available SAB meeting once the informal Attorney General's opinion has been obtained.

**REPORTS*****Process of State Allocation Board Agenda***

The Board accepted the report. In addition, the Board requested that in the future exceptions to the process be presented for Board consideration.

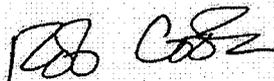
**INFORMATION/REFERENCE*****SAB Meeting Dates for the Calendar Year 2007******School Facility Program Workload List - Applications Received Through July 2, 2007******Deferred Maintenance Program Unfunded List as of June 27, 2007******Facility Hardship/Rehabilitation Approvals Without Funding List as of June 27, 2007*****CLOSED SESSION**

At 4:26 p.m. and in accordance with Section 11126(e)(1), the Board convened into two closed sessions for the purpose of conferring with and receiving advice from counsel regarding: 1) *Godinez v. Schwarzenegger, et al.*, and 2) *Val Verde Unified School District et al v. State of California et al.*

Upon conclusion of the closed sessions, the Board reconvened into open session at 4:56 p.m.

**ADJOURNMENT**

There being no further business to come before the Board, the Chair adjourned the meeting at 4:57 p.m.



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**ROB COOK, Executive Officer**

GENERAL

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