

State Allocation Board Agenda



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

Public Meeting
Wednesday, September 26, 2007
State Capitol Building
Room 4203*
2:00 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.

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

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BAYSHORE ELEMENTARY	SAN MATEO	Deferred Maintenance	Consent 89
BENNETT VALLEY UNION ELEMENTARY	SONOMA	SFP - Modernization	Consent 22
BENNETT VALLEY UNION ELEMENTARY	SONOMA	SFP - Modernization	Consent 51
BIG LAGOON UNION ELEMENTARY	HUMBOLDT	Deferred Maintenance	Consent 90
BIGGS UNIFIED	BUTTE	Deferred Maintenance	Consent 91
BONSALL UNION ELEMENTARY	SAN DIEGO	SFP - Modernization	Consent 52
BROWNS ELEMENTARY	SUTTER	Deferred Maintenance	Consent 103
CAMINO UNION ELEMENTARY	EL DORADO	SFP - New Construction	Consent 82
CAPISTRANO UNIFIED	ORANGE	Emergency Repair Program	Consent 109
CARPINTERIA UNIFIED	SANTA BARBARA	Relocatable Class.	Consent 106
CENTER UNIFIED	SACRAMENTO	Deferred Maintenance	Consent 103
CENTINELA VALLEY UNION HIGH	LOS ANGELES	Emergency Repair Program	Consent 109
CENTRAL UNIFIED	FRESNO	Relocatable Class.	Consent 106
CENTRAL UNION HIGH	IMPERIAL	Deferred Maintenance	Consent 103
CHOWCHILLA ELEMENTARY	MADERA	Emergency Repair Program	Consent 109
CHOWCHILLA ELEMENTARY	MADERA	Emergency Repair Program	Consent 109
CHOWCHILLA ELEMENTARY	MADERA	Emergency Repair Program	Consent 109
CHOWCHILLA ELEMENTARY	MADERA	Emergency Repair Program	Consent 109
CHULA VISTA ELEMENTARY	SAN DIEGO	SFP - New Construction	Consent 22
CINNABAR ELEMENTARY	SONOMA	Deferred Maintenance	Consent 103
CINNABAR ELEMENTARY	SONOMA	Deferred Maintenance	Consent 92
COACHELLA VALLEY UNIFIED	RIVERSIDE	Emergency Repair Program	Consent 109
COALINGA/HURON JOINT UNIFIED	FRESNO	Deferred Maintenance	Consent 103
COLFAX ELEMENTARY	PLACER	Deferred Maintenance	Consent 103
COLUSA UNIFIED	COLUSA	Emergency Repair Program	Consent 109
COLUSA UNIFIED	COLUSA	Emergency Repair Program	Consent 109
CONEJO VALLEY UNIFIED	VENTURA	SFP - Modernization	Consent 53
CONTRA COSTA COUNTY OFFICE OF EDUCATION	CONTRA COSTA	SFP - New Construction	Consent 32
CONTRA COSTA COUNTY OFFICE OF EDUCATION	CONTRA COSTA	SFP - Modernization	Consent 54
COVINA-VALLEY UNIFIED	LOS ANGELES	SFP - New Construction	Consent 22
COVINA-VALLEY UNIFIED	LOS ANGELES	SFP - New Construction	Consent 22
CUYAMA JOINT UNIFIED	SANTA BARBARA	Deferred Maintenance	Consent 102
DELANO UNION ELEMENTARY	KERN	Deferred Maintenance	Consent 103
DUCOR UNION ELEMENTARY	TULARE	SFP - Modernization	Consent 22
DUCOR UNION ELEMENTARY	TULARE	SFP - Modernization	Consent 55
EL DORADO UNION HIGH	EL DORADO	Deferred Maintenance	Consent 103
EL DORADO UNION HIGH	EL DORADO	SFP - Modernization	Consent 22
EL MONTE UNION HIGH	LOS ANGELES	Deferred Maintenance	Consent 103
ELK GROVE UNIFIED	SACRAMENTO	SFP - Modernization	Consent 22
ELK HILLS ELEMENTARY	KERN	Deferred Maintenance	Consent 103
EMPIRE UNION ELEMENTARY	STANISLAUS	Deferred Maintenance	Consent 103
EMPIRE UNION ELEMENTARY	STANISLAUS	Deferred Maintenance	Consent 93
ESCONDIDO UNION HIGH	SAN DIEGO	SFP - New Construction	Consent 22
FAIRFAX ELEMENTARY	KERN	Emergency Repair Program	Consent 109
FALL RIVER JOINT UNIFIED	SHASTA	SFP - Modernization	Consent 56
FEATHER FALLS UNION ELEMENTARY	BUTTE	Deferred Maintenance	Consent 94
FEATHER FALLS UNION ELEMENTARY	BUTTE	SFP - Modernization	Consent 19
FORKS OF SALMON ELEMENTARY	SISKIYOU	Deferred Maintenance	Consent 103
FREMONT UNIFIED	ALAMEDA	Deferred Maintenance	Consent 103

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FRESNO COUNTY OFFICE OF EDUCATION	FRESNO	SFP - Modernization	Consent 57
GEYSERVILLE UNIFIED	SONOMA	Deferred Maintenance	Consent 103
GLENDALE UNIFIED	LOS ANGELES	SFP - Modernization	Consent 58
GOLDEN FEATHER UNION	BUTTE	Deferred Maintenance	Consent 103
GOLDEN PLAINS UNIFIED	FRESNO	Emergency Repair Program	Consent 109
GOLDEN PLAINS UNIFIED	FRESNO	Emergency Repair Program	Consent 109
GOLDEN PLAINS UNIFIED	FRESNO	Emergency Repair Program	Consent 109
GOLDEN PLAINS UNIFIED	FRESNO	Emergency Repair Program	Consent 109
GRIDLEY UNIFIED	BUTTE	SFP - New Construction	Consent 22
HANFORD ELEMENTARY	KINGS	Relocatable Class.	Consent 106
HAPPY VALLEY UNION ELEMENTARY	SHASTA	Emergency Repair Program	Consent 109
HAPPY VALLEY UNION ELEMENTARY	SHASTA	Emergency Repair Program	Consent 109
HAPPY VALLEY UNION ELEMENTARY	SHASTA	Emergency Repair Program	Consent 109
HAPPY VALLEY UNION ELEMENTARY	SHASTA	Emergency Repair Program	Consent 109
HAPPY VALLEY UNION ELEMENTARY	SHASTA	Emergency Repair Program	Consent 109
HAYWARD UNIFIED	ALAMEDA	SFP - New Construction	Consent 22
HAYWARD UNIFIED	ALAMEDA	SFP - New Construction	Consent 33
HAYWARD UNIFIED	ALAMEDA	SFP - Modernization	Consent 59
HEBER ELEMENTARY	IMPERIAL	Deferred Maintenance	Consent 103
HEBER ELEMENTARY	IMPERIAL	SFP - New Construction	Consent 22
HOWELL MOUNTAIN ELEMENTARY	NAPA	Deferred Maintenance	Consent 95
JAMESTOWN ELEMENTARY	TUOLUMNE	Deferred Maintenance	Consent 103
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 109
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 109
KEPPEL UNION ELEMENTARY	LOS ANGELES	Emergency Repair Program	Consent 109
KERN HIGH	KERN	SFP - New Construction	Consent 22
KERN HIGH	KERN	SFP - Modernization	Consent 19
KINGS CANYON JOINT UNIFIED	FRESNO	SFP - New Construction	Consent 22
KINGS CANYON JOINT UNIFIED	FRESNO	SFP - New Construction	Consent 34
KINGS CANYON JOINT UNIFIED	FRESNO	Emergency Repair Program	Consent 109
KINGS CANYON JOINT UNIFIED	FRESNO	Emergency Repair Program	Consent 109
KINGS CANYON JOINT UNIFIED	FRESNO	Emergency Repair Program	Consent 109
KIRKWOOD ELEMENTARY	TEHAMA	SFP - New Construction	Consent 19
KONOCTI UNIFIED	LAKE	SFP - Modernization	Consent 60
KONOCTI UNIFIED	LAKE	Emergency Repair Program	Consent 109
LAGUNITAS ELEMENTARY	MARIN	Deferred Maintenance	Consent 103
LAGUNITAS ELEMENTARY	MARIN	Deferred Maintenance	Consent 96
LAKESIDE UNION ELEMENTARY	SAN DIEGO	Relocatable Class.	Consent 106
LASSEN UNION HIGH	LASSEN	Deferred Maintenance	Consent 97
LINCOLN UNIFIED	SAN JOAQUIN	SFP - Modernization	Consent 61
LINDEN UNIFIED	SAN JOAQUIN	Deferred Maintenance	Consent 103
LINDEN UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
LINDEN UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
LOMPOC UNIFIED	SANTA BARBARA	Relocatable Class.	Consent 106
LOMPOC UNIFIED	SANTA BARBARA	SFP - Modernization	Consent 80
LONG BEACH UNIFIED	LOS ANGELES	Deferred Maintenance	Consent 103
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - New Construction	Consent 82
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - Modernization	Consent 82
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - Modernization	Consent 82
LOS ANGELES COUNTY OFFICE OF EDUCATION	LOS ANGELES	SFP - Modernization	Consent 82
LOS ANGELES UNIFIED	LOS ANGELES	SFP - Modernization	Consent 22

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NORWALK-LA MIRADA UNIFIED	LOS ANGELES	Emergency Repair Program	Consent 109
OAKLEY UNION ELEMENTARY	CONTRA COSTA	SFP - New Construction	Consent 37
OAKLEY UNION ELEMENTARY	CONTRA COSTA	SFP - New Construction	Consent 38
OAKLEY UNION ELEMENTARY	CONTRA COSTA	SFP - New Construction	Consent 39
ONTARIO-MONTCLAIR	SAN BERNARDINO	Emergency Repair Program	Consent 109
ONTARIO-MONTCLAIR	SAN BERNARDINO	Emergency Repair Program	Consent 109
ONTARIO-MONTCLAIR	SAN BERNARDINO	Emergency Repair Program	Consent 109
ORANGE UNIFIED	ORANGE	Emergency Repair Program	Consent 109
ORCHARD ELEMENTARY	SANTA CLARA	Deferred Maintenance	Consent 103
ORCUTT UNION ELEMENTARY	SANTA BARBARA	Relocatable Class.	Consent 106
PALM SPRINGS UNIFIED	RIVERSIDE	SFP - New Construction	Consent 22
PALM SPRINGS UNIFIED	RIVERSIDE	SFP - Modernization	Consent 22
PALM SPRINGS UNIFIED	RIVERSIDE	SFP - Modernization	Consent 22
PASO ROBLES JOINT UNIFIED	SAN LUIS OBISPO	Relocatable Class.	Consent 106
PENINSULA UNION ELEMENTARY	HUMBOLDT	Deferred Maintenance	Consent 103
PERRIS ELEMENTARY	RIVERSIDE	SFP - New Construction	Consent 40
PERRIS ELEMENTARY	RIVERSIDE	SFP - New Construction	Consent 41
PETALUMA CITY ELEMENTARY	SONOMA	Emergency Repair Program	Consent 109
PIERCE JOINT UNIFIED	COLUSA	SFP - Modernization	Consent 22
PIERCE JOINT UNIFIED	COLUSA	SFP - Modernization	Consent 76
PIERCE JOINT UNIFIED	COLUSA	SFP - Modernization	Consent 77
PIERCE JOINT UNIFIED	COLUSA	Emergency Repair Program	Consent 109
PIERCE JOINT UNIFIED	COLUSA	Emergency Repair Program	Consent 109
PIERCE JOINT UNIFIED	COLUSA	Emergency Repair Program	Consent 109
PIERCE JOINT UNIFIED	COLUSA	Emergency Repair Program	Consent 109
PITTSBURG UNIFIED	CONTRA COSTA	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	SFP - New Construction	Consent 42
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLACENTIA-YORBA LINDA UNIFIED	ORANGE	Emergency Repair Program	Consent 109
PLEASANT VIEW ELEMENTARY	TULARE	SFP - Modernization	Consent 22
PLEASANTON UNIFIED	ALAMEDA	Deferred Maintenance	Consent 103
PLEASANTON UNIFIED	ALAMEDA	SFP - Modernization	Consent 22
PLUMAS UNIFIED	PLUMAS	Deferred Maintenance	Consent 103
PORTERVILLE UNIFIED	TULARE	SFP - New Construction	Consent 43
POWAY UNIFIED	SAN DIEGO	SFP - New Construction	Consent 22
RED BLUFF JOINT UNION HIGH	TEHAMA	Relocatable Class.	Consent 106
RED BLUFF JOINT UNION HIGH	TEHAMA	Deferred Maintenance	Consent 99
RED BLUFF UNION ELEMENTARY	TEHAMA	SFP - Modernization	Consent 19
REDLANDS UNIFIED	SAN BERNARDINO	Deferred Maintenance	Consent 103
RICHLAND	KERN	SFP - Modernization	Consent 22
RIO DELL ELEMENTARY	HUMBOLDT	Deferred Maintenance	Consent 100
RIVER DELTA JOINT UNIFIED	SACRAMENTO	Deferred Maintenance	Consent 103
RIVERSIDE COUNTY OFFICE OF EDUCATION	RIVERSIDE	SFP - Modernization	Consent 19
RIVERSIDE COUNTY OFFICE OF EDUCATION	RIVERSIDE	SFP - Modernization	Consent 19
SACRAMENTO CITY UNIFIED	SACRAMENTO	Emergency Repair Program	Consent 109
SADDLEBACK VALLEY UNIFIED	ORANGE	SFP - New Construction	Consent 22

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STANISLAUS UNION ELEMENTARY	STANISLAUS	Deferred Maintenance	Consent 103
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STOCKTON UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
STRAITHMORE UNION ELEMENTARY	TULARE	Deferred Maintenance	Consent 103
SUNNYVALE ELEMENTARY	SANTA CLARA	SFP - Modernization	Consent 22
SURPRISE VALLEY JOINT UNIFIED	MODOC	Deferred Maintenance	Consent 101
SUTTER COUNTY OFFICE OF EDUCATION	SUTTER	Deferred Maintenance	Consent 103
SUTTER UNION HIGH	SUTTER	Deferred Maintenance	Consent 103
SWEETWATER UNION HIGH	SAN DIEGO	SFP - Modernization	Consent 22
TEHACHAPI UNIFIED	KERN	Deferred Maintenance	Consent 103
TEMECULA VALLEY UNIFIED	RIVERSIDE	SFP - New Construction	Consent 22
TEMECULA VALLEY UNIFIED	RIVERSIDE	SFP - Modernization	Consent 19
TEMECULA VALLEY UNIFIED	RIVERSIDE	SFP - Modernization	Consent 78
TRACY JOINT UNIFIED	SAN JOAQUIN	Emergency Repair Program	Consent 109
UPLAND UNIFIED	SAN BERNARDINO	SFP - New Construction	Consent 22
VENTURA COUNTY OFFICE OF EDUCATION	VENTURA	Deferred Maintenance	Consent 103
VICTOR VALLEY UNION HIGH	SAN BERNARDINO	SFP - New Construction	Consent 84
VICTOR VALLEY UNION HIGH	SAN BERNARDINO	SFP - New Construction	Consent 84
VISALIA UNIFIED	TULARE	Deferred Maintenance	Consent 103
WEST SONOMA COUNTY UNION HIGH	SONOMA	Deferred Maintenance	Consent 103
WHITTIER CITY	LOS ANGELES	Emergency Repair Program	Consent 109
WHITTIER CITY	LOS ANGELES	Emergency Repair Program	Consent 109
WHITTIER CITY	LOS ANGELES	Emergency Repair Program	Consent 109
WISEBURN ELEMENTARY	LOS ANGELES	SFP - Modernization	Consent 79
WOODLAKE UNION ELEMENTARY	TULARE	Emergency Repair Program	Consent 109

MINUTES
State Allocation Board
August 22, 2007

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 112 of the State Capitol in Sacramento, California on August 22, 2007 at 4:00 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 Kevin de León
- Assembly Member Martin Garrick

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 4:05 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the July 25, 2007 SAB meeting.

RESOLUTION

Assembly Member Gene Mullin, on behalf of the Board, presented Mr. Garry Ness, the SAB's former legal counsel, with a Resolution paying tribute to Mr. Ness' hard work, professionalism, and dedication for 30 years.

GENERAL
000001

EXECUTIVE OFFICER'S STATEMENT

The Executive Officer informed the Board that the Office of Administrative Law approved the regulations that implement Senate Bill (SB) 1415 (Chapter 810, Statutes of 2006 – Scott) on August 2, 2007. The provisions contained in SB 1415 are related to the deposit of site sale proceeds into a school districts' general fund that can only be used for one-time expenditures and not on-going obligations. School districts that deposit site sale proceeds into their general fund cannot participate in State school facility funding programs for ten years.

The Executive Officer also informed the Board that the financial hardship study conducted by the Macias Consulting Firm should be completed by the end of August and a report of the results will be provided at the next available SAB meeting.

Additionally, the Board inquired about the Grant Adequacy study that is being conducted by the Macias Consulting Firm. The Executive Officer stated that the Macias Consulting Firm is developing the methodology, which is the framework within which the grants will be analyzed. Once this has been accomplished, the methodology will be brought forward to the Grant Adequacy Ad Hoc Committee and a broad array of interested parties for input.

CONSENT ITEMS

In considering this item, the Board approved the consent calendar as presented. However, Ms. Moore abstained from voting on the agenda items for the Elk Grove Unified School District but voted for all others.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Victor Valley Union High/San Bernardino 50/67934-00-006***

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

SPECIALS/APPEALS***Knightsen Elementary/Contra Costa 50/61705-00-003***

This item was withdrawn. However, the District has indicated interest in participating in the Grant Adequacy committee discussions.

GENERAL

000002

SPECIALS/APPEALS (cont.)***School Facility Program Joint-Use Projects***

The Board expressed a concern regarding reduced square footage for minimum essential facilities. Mr. Fred Yeager, representing the CDE, addressed the Board by providing information concerning the reduced square footage for minimum essential facilities that was approved by the CDE for the Santee Elementary School District. It was stated that the educational objectives could still be met in the reduced square footage. The Board continued to discuss the issue of non-profit entities participating in the funding of Joint-Use projects and reiterated that staff was requested to amend and refine the regulations for purposes of encouraging greater participation for future Joint-Use funding cycles. The Board requested that the 11 projects presented for funding consideration be acted upon in three separate roll-call votes: 1) the two Kings Canyon Joint Unified School District projects; 2) the Roseland Elementary School District project; and 3) the eight Santee Elementary School District projects. The Chair requested the first roll-call vote and the motion, which was to approve the two Kings Canyon Joint Unified School District projects, carried per the following votes:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett	X			
Senator Scott	X			
Senator Simitian	X			
Assembly Member Mullin	X			
Assembly Member de León	X			
Assembly Member Garrick	X			
Will Semmes	X			
Kathleen Moore	X			
Rosario Girard	X			
Anne Sheehan	X			
Total	10			

Motion:

Carried X
Failed

The Chair requested the second roll-call vote and the motion, which was to approve the Roseland Elementary School District project, carried per the following votes:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett			X	
Senator Scott			X	
Senator Simitian	X			
Assembly Member Mullin		X		
Assembly Member de León	X			
Assembly Member Garrick	X			
Will Semmes	X			
Kathleen Moore	X			
Rosario Girard	X			
Anne Sheehan	X			
Total	7	1	2	

Motion:

Carried X
Failed

GENERAL

000003

SPECIALS/APPEALS (cont.)

School Facility Program Joint-Use Projects (cont.)

Mr. Allen Carlisle, president of the Board for the Santee Elementary School District, addressed the Board and conveyed that the District complied with the regulations and requested the Board's support for their Joint-Use funding.

The Chair requested the third roll-call vote and the motion, which was to approve the eight Santee Elementary School District projects, carried per the following votes:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett	X			
Senator Scott			X	
Senator Simitian	X			
Assembly Member Mullin		X		
Assembly Member de León			X	
Assembly Member Garrick	X			
Will Semmes	X			
Kathleen Moore	X			
Rosario Girard	X			
Anne Sheehan	X			
Total	7	1	2	

Motion:

Carried X
 Failed

Lastly, the Board requested that staff come back with suggested regulatory language changes to the definition of "non-profit entities" and address changing the timelines so there is adequate time to process the joint-use applications for future funding cycles.

Assembly Bill 127 Grant Increase – Project Information Worksheet

Mr. Tom Duffy, representing the Coalition for Adequate School Housing (CASH), addressed the Board concerning two issues: 1) delay action for a month in order to refine the worksheet or approve the regulations without the worksheet; and 2) incorporate a "hold harmless" clause. The Board continued to discuss the Project Information Worksheet, the regulatory process, and the issue of bond accountability with respect to project costs and information. Some Board members emphasized the importance of starting to collect the data immediately, and that further modifications to the worksheet can be considered in the future, if needed. The Chair requested a roll-call vote and the motion, which was to delay action for 30 days, carried per the following votes:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett	X			
Senator Scott	X			
Senator Simitian	X			
Assembly Member Mullin	X			
Assembly Member de León	X			
Assembly Member Garrick		X		
Will Semmes		X		
Kathleen Moore	X			
Rosario Girard		X		
Anne Sheehan		X		
Total	6	4		

Motion:

Carried X
 Failed

GENERAL
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SPECIALS/APPEALS (cont.)***Oakland Unified/Alameda 54/61259-13-001***

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

Manzanita Elementary/Butte 22/61499-00-001

This item was withdrawn.

Davis Joint Unified/Yolo 50/72678-00-06

The following individuals addressed the Board in support of the Davis Joint Unified School District:

- Senator Mike Machado, representing the 5th Senate District
- Assembly Member Lois Wolk, representing the 8th Assembly District
- Ms. Helen Thompson, currently a Yolo County Supervisor
- Mr. Richard Whitmore, Interim Superintendent of the Davis Joint Unified School District
- Mr. Harold Freiman, representing the law firm of Lozano Smith

The Board expressed concerns regarding the District's eligibility and the Attorney General's opinion which indicated that a request for funding under Regulation Section 1859.70.2 requires the applicant district to demonstrate eligibility for new construction funding at the time the request for funding is submitted during the 120-day grandfathering period permitted by the regulation. Some Board members expressed concern regarding matters of equity and others expressed concern regarding setting a precedent. The Chair requested a roll-call vote and the motion, which was to approve the District's request for funding reimbursement, carried per the following votes:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Margett	X			
Senator Scott		X		
Senator Simitian	X			
Assembly Member Mullin		X		
Assembly Member de León	X			
Assembly Member Garrick	X			
Will Semmes	X			
Kathleen Moore	X			
Rosario Girard	X			
Anne Sheehan		X		
Total	7	3		

Motion:

Carried X
Failed

Val Verde Unified/Riverside 50/75242-00-000

This item was withdrawn.

Val Verde Unified/Riverside 50/75242-00-025

This item was withdrawn.

GENERAL
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REGULATIONS***High Performance Incentive Grant Regulation Amendments***

The following individuals addressed the Board in support of the regulatory amendments:

- Mr. Tom Duffy, representing the CASH
- Mr. Charles Eley, Executive Director, Collaborative for High Performance Schools (CHPS)
- Mr. Ted Bardacke, representing Global Green USA

In considering this item, the Board approved the staff's recommendations. The Board requested that staff agendaize the High Performance Incentive Grant issue for the September SAB meeting if the regulations are not in effect by the September SAB meeting and to develop an alternate plan, if necessary.

Seismic Mitigation Regulation Amendments

Mr. Marc Winger, Superintendent of the Newhall School District, addressed the Board concerning retroactive reimbursement for "Category 2" vulnerable buildings that the District retrofitted due to Assembly Bill 300, Statutes of 1999. Mr. Tom Duffy, representing the CASH, addressed the Board concerning separate funding for the different work involved with the seismic projects (i.e., seismic funding for seismic work, modernization funding for ADA compliance, etc.) and the issue of interim housing. The Board indicated interest in maintaining consistency with normal program funding circumstances.

The Board held this item over to the September SAB meeting in order to further discuss the following issues at the SAB Implementation Committee meeting:

- Funding ancillary costs out of the modernization and new construction funds;
- Funding interim housing as an additional allowance;
- Allowing engineering studies to be funded;
- Reimbursement of projects that would have qualified but the building(s) have been mitigated prior to the effective date of Assembly Bill 127, Chapter 35, Statutes of 2006 (May 20, 2006).

INFORMATION/REFERENCE

Remaining SAB Meeting Dates for the Calendar Year 2007

School Facility Program Workload List - Applications Received Through August 3, 2007

Deferred Maintenance Program Unfunded List as of July 25, 2007

Facility Hardship/Rehabilitation Approvals Without Funding List as of July 25, 2007

GENERAL

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CLOSED SESSION

At 7:08 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 7:11 p.m.

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 7:12 p.m.



ROB COOK, Executive Officer