

**MINUTES**  
**State Allocation Board**  
**October 27, 2004**

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 4203 of the State Capitol, Sacramento, California on October 27, 2004 at 2:00 p.m.

Members of the Board present were as follows:

- Jeannie Oropeza, Program Budget Manager, Education, Department of Finance, designated alternate for Michael C. Genest, Interim Director, Department of Finance
- Rob Cook, Deputy Director, Interagency Support Division, Department of General Services, designated alternate for Ron Joseph, Director, Department of General Services
- William J. Ellerbee, Deputy Superintendent, School and District Operations Branch, California Department of Education, designated representative for Jack O'Connell, Superintendent of Public Instruction
- David Sickler, Southern Regional Director, State Building & Constructions Trades Council of California
- Senator Dede Alpert
- Senator Bob Margett
- Assembly Member John Dutra
- Assembly Member Lynn Daucher

Members of the Board absent were as follows:

- Senator Tom Torlakson
- Assembly Member Jackie Goldberg

Representative of the State Allocation Board (SAB) was as follows:

Bruce B. Hancock, Assistant Executive Officer

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

Jacqueline R. Wilson, Deputy Executive Officer

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

Garry Ness, Acting Chief Counsel

With a quorum present, Ms. Oropeza, Chair, called the meeting to order at 2:17 p.m.

**PRIOR MINUTES**

A motion was made and carried to approve the Minutes for the September 22, 2004 SAB meeting.

**EXECUTIVE OFFICER'S STATEMENT**

The Deputy Executive Officer advised the SAB members that:

- The Office of Public School Construction (OPSC) queried all the Board members as to the best date for the combined November/December SAB meeting, and the majority of the members preferred December 8, 2004.

- At the August 4, 2004 SAB meeting, two Lease-Purchase Program Joint-Use projects (i.e., Garvey Elementary and Santa Paula Elementary School Districts) did not receive funding because the Joint-Use funds were exhausted. Funds became available from the close-out of Lease-Purchase Program projects and the two Joint-Use projects were funded at the Board meeting as part of the Consent agenda.
- At the September meeting, the Board had requested staff to bring forward for discussion the issue of design-build prefabricated schools and evaluate the problems associated with these types of schools (i.e., circumvention of the competitive bidding process through the use of so-called piggy-back contracts and substandard construction due to an alleged lack of inspection). The OPSC requested the assistance of the Division of the State Architect in examining the assertion that the structures lacked inspection and are substandard in construction. The OPSC anticipates presenting a report at the December SAB meeting.

### **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.

### **SPECIAL CONSENT ITEMS**

#### ***Critically Overcrowded School Facilities Program Preliminary Apportionments***

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

#### ***School Facility Program Time Limit on Apportionments***

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

### **SPECIALS/APPEALS**

#### ***Lassen Union High School District 50/64139-00-01***

This item was withdrawn by the District.

#### ***Lennox Elementary School District 50/64709-00-00***

Dr. Bruce McDaniel, Superintendent of the Lennox Elementary School District, and Mr. Trini Jimenez, school board president in Lennox Elementary School District, addressed the Board. The Board held this item over to a future date.

***Fremont Unified School District 50/61176-00-00***

Mr. Bruce Funk, a concerned member of the community, addressed the Board. Mr. John Rieckewald, Superintendent, and Ms. Therese Gain, Director of Facilities, both with the Fremont Unified School District, addressed the Board. Mr. Ken Reynolds, the District's current consultant, addressed the Board. In considering this item, the Board approved the staff's recommendation by affirming the enrollment audit findings, and directed staff to provide assistance to the District by ensuring that they have processes in place when submitting applications to the OPSC.

***Material Inaccuracy Report***

In considering this item, the Board accepted the report. However, the Board did put districts on notice of the responsibilities associated with self-certifying applications and to apply due diligence in reviewing work completed by consultants or district staff prior to submitting data to the OPSC.

**REGULATIONS*****Class B Construction Cost Index***

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

**REPORTS*****School Facility Program Costs Avoided Per Pupil By Use of Year-Round Education***

In considering this item, the Board approved the staff's recommendation. Further, the Board suggested that the requirement that allows for this report to be distributed to the Legislature be eliminated through a trailer bill or through legislation.

***Presentation of the Los Angeles Unified School District's \$15.5 Billion New School Construction and Modernization Program***

This was a presentation given by the Los Angeles Unified School District to the public for informational purposes only. Therefore, no action was necessary on the part of the Board.

**INFORMATION/REFERENCE*****Board Meeting Date for December 2004******OPSC Workload Summary List – New Construction and Modernization through September 30, 2004******Facility Hardship/Rehabilitation Approvals without Funding List as of September 22, 2004***

**MISCELLANEOUS**

The Board expressed its sincere thanks to two of its members, Senator Dede Alpert and Assembly Member John Dutra, for their expert knowledge, hard work, dedication and support concerning school facilities and the many complex issues that the Board debated and resolved. These two members will be greatly missed.

**ADJOURNMENT**

There being no further business to come before the Board, the Chair adjourned the meeting at 4:38 p.m.

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**JACQUELINE R. WILSON, Deputy Executive Officer**