

February 2, 2018

Application No.: 50/10249-99-008
School: Atwater Valley Community
County of Merced

Ms. Janet Riley
District Representative
Merced County Office of Education
632 West 13th Street
Merced, CA 95340

Dear Ms. Riley:

The Office of Public School Construction (OPSC) has completed its review of Atwater Valley Community, OPSC application number 50/10249-99-008. Review of the District's project financing, expenditures, and certifications to ensure compliance pursuant to Education Code Sections 17072.35, 17074.25, and 17076.10 and School Facility Program (SFP) Regulation Section 1859.106 was conducted. In addition, the review examined the District's compliance with applicable SFP Regulations in effect when the funding application was received by OPSC, dated December 30, 2010.

The project is a financial hardship new construction project that was funded on a 50 percent State and 50 percent financial hardship apportionment basis. The use of any project savings for financial hardship projects is limited according to SFP Regulation Section 1859.103.

This financial hardship project has savings in the amount of \$3,105,487.21. The District has stated that it intends to retain the savings of \$3,105,487.21 to reduce the State's financial hardship apportionment on a future project. Additionally, the District has acknowledged that after the three year timeline, any savings remaining, including interest, must be returned to the State.

OPSC has identified a net amount of \$3,494 in review adjustments for ineligible expenditures. The project savings amount has been adjusted to reflect this finding.

OPSC has received the signed *Summary of Project Financing and Expenditures* dated January 29, 2018 from the District. As the District has concurred with the review findings in the *Summary of Project Financing and Expenditures*, the project is considered closed. Enclosed is the final report.

This final report includes the:

1. Summary of Project Financing and Expenditures and Supporting Schedules
2. State Allocation Board Apportionment Approval
3. Division of the State Architect Plan Approval
4. California Department of Education Final Plan Approval

Ms. Janet Riley

February 2, 2018

In order to promote School Facility Program transparency, this report will be posted to our website.

Thank you for your assistance and cooperation during the review process. Should you have any questions concerning this report, you may call the Fiscal Services Unit at (916) 376-1771.

Sincerely,

A handwritten signature in blue ink that reads "Rick Asbell". The signature is written in a cursive, slightly slanted style.

RICK ASBELL, Chief, Fiscal Services
Office of Public School Construction

Enclosure

Cc: Dr. Steve Tietjen, District Superintendent
Merced County Office of Education
Project file

Revised
Revised Summary of Project Financing and Expenditures

District Name: Merced County Office of Ed.
 School: Atwater Valley Community
 County: Merced
 SFP Application Number: 50-10249-99-008
 LPP Application Number: none
 Date: November 16, 2017

Line		A		B	
		Adjusted Grant		Site Related Grant(s)	
1	LPP State Apportionment	1	\$ -	\$ -	-
2	SFP State Apportionment	2	\$ 8,611,419.00	\$ 1,075,894.00	
3	Financial Hardship Apportionment	3	\$ 8,611,419.00	\$ 1,075,894.00	
4	District Contribution	4	\$ -	\$ -	
5	Interest	5	\$ 406,569.84		
6	Total Project Funding	6	\$ 17,629,407.84	\$ 2,151,788.00	
7	Reported Expenditures	7	\$ 14,658,414.56	\$ 2,147,590.00	
8	Reported Savings	8	\$ 2,970,993.28		
9	Reported Adjustment Site Related Grants	9		\$ (4,198.00)	
10	Grant Adjustments	10	\$ -	\$ (7,692.00)	
11	Total Review Adjustments	11	\$ (43,085.69)	\$ (3,494.00)	
12	Revised Expenditures	12	\$ 14,615,328.87	\$ 2,144,096.00	
13	Net Savings	13	\$ 3,014,078.97		
14	Interest Due	14	\$ -	\$ -	
15	Savings on Adjusted Grant to be Returned to the State	15	\$ 3,014,078.97 3,097,795.21		
16	Site Related Grants to be Returned to the State	16		\$ 7,692.00	
17	Total to be Returned to the State	17		\$ 3,021,770.97	

490,286.08 JR
JR

3,105,487.21

Explanations:

Line 10
See Schedule 2, Lines 1

Line 11
See Schedule 3, Lines 5 and 6

Line 15:
This is a financial hardship project and savings of \$3,014,078.97 must be returned to the State to reduce the financial hardship contribution on this project. If the District intends to retain the project savings to reduce the State's financial hardship contribution on a future project in the next three years, please check the appropriate box below, then sign and return this form. After the three year timeline, any savings remaining, including interest, must be returned to the State.

Option 1: The savings of \$3,014,078.97 will be returned to the State to reduce the financial hardship contribution on this project.

Option 2: The District's savings amount of \$3,014,078.97 will be used to reduce the State's financial hardship contribution on a future project in the next three years.

3,097,795.21 JR

JR

Line 16:
As illustrated in Schedule 1, this is the amount due to the State for the reduction in DTSC funding.

Line 17:
If the District elects to return Financial Hardship savings as part of the closing action on this project, the total owed to the State will be \$3,021,770.97. If the District elects to keep \$3,014,078.97 of Financial Hardship savings to reduce future State Financial Hardship contributions over the next 3 years (Option 2 for Line 15), the amount due to the State at closeout will be reduced by \$3,014,078.97, to \$7,692.

These are the final authorized amounts needed to bring the District's accounting records into compliance. Amounts shown supersede all authorized amounts shown on the Office of Public School Construction Fund Release documents.

ON BEHALF OF THE DISTRICT I CONCUR WITH THIS ANALYSIS AND REQUEST THAT THE OFFICE OF PUBLIC SCHOOL CONSTRUCTION CLOSE ITS BOOKS FOR THIS PROJECT	
<i>Jant Petty</i> District Representative	12/1/17 Date

**Revised
Schedule 1
Refund/Reimbursement Summary**

District Name: Merced County Office of Ed.
 School: Atwater Valley Community
 County: Merced
 SFP Application Number: 50-10249-99-008
 LPP Application Number: none
 Date: November 16, 2017

	A	B	C	D
Line	Grant Adjustment	Adjustments to Financial Hardship (FH) Share	Adjustments to State Share	Comments
1	\$ (7,692)	\$ (3,846)	\$ (3,846)	Excess DTSC Fee Funding
	<u>Grant Reduction</u>	<u>State Share + FH Share</u>	<u>\$ (7,642)</u>	<---- Totals

Explanations:

Line 1 The Grant Adjustments in column A are based on the adjustments listed in Schedule 2, Line 1. Columns B and C show the allocation of the adjustment between the District's 50% share and State's 50% share of the project. Since the District's share of the project was funded with State Financial Hardship assistance, both the District's and State's share of the funding reduction must be returned to the State. The total to be returned is \$7,692.

**Revised
Schedule 2
Revised Grant Adjustments**

District Name: Merced County Office of Ed.
 School: Atwater Valley Community
 County: Merced
 SFP Application Number: 50-10249-99-008
 LPP Application Number: none
 Date: November 16, 2017

	A	B	C	D
Line	Grant Amount	Eligible Amount	Difference (B - A)	Comments
1	\$ 21,536	\$ 13,844	\$ (7,692)	Excess DTSC Fee Funding
2	Total Grant Adjustments:		\$ (7,692)	

Line 1 The District reported \$13,844 (rounded) in DTSC oversight fees. Per Regulation Section 1859.74, the eligible funding for DTSC oversight fees is equal to the DTSC fees incurred. Funding must be reduced from \$21,536 to \$13,844 to reflect the actual costs incurred.

**Revised
Schedule 3
Review Adjustments**

District Name: Merced County Office of Ed.
 School: Atwater Valley Community
 County: Merced
 SFP Application Number: 50-10249-99-008
 LPP Application Number: none
 Date: November 16, 2017

	A	B	C	D
Line	Reported Expenditures	Eligible Amount	Difference Between Reported & Eligible (see Schedule 3a)	Comments
1	\$ 774,584.00	\$ 728,004.79	\$ (46,579.21)	Furniture & Equipment - Ineligible Costs
2	\$ -	\$ 3,494.00	\$ 3,494.00	Adjustment to Escrow Fees for Misclassified Escrow Fees
3	\$ 2,133,746.00	\$ 2,130,252.00	\$ (3,494.00)	Adjustment to Site Purchase Costs for Misclassified Escrow Fees
4	Total Review Adjustments to Expenditures: \$ <u>(46,579.21)</u>			

Allocation of Adjustments on SOPFE:

5	Column A, Line 11	\$ (43,085.21)	(sum of Lines 1 and 2 in Column C above)
6	Column B, Line 11	\$ (3,494.00)	(Line 3 in Column C above)
	Total	<u>\$ (46,579.21)</u>	

Explanations:

Line 1 Billings and expenditure descriptions on the Detailed Listing of Project Expenditures (DLOPE) indicate that \$45,579.21 (rounded from the total in Schedule 3a) of the reported Furniture and Equipment costs are for operational items (sports/exercise equipment, and custodial equipment/supplies). These items are ineligible for project funding.

Lines 2 & 3 The District reported \$3,494 (rounded) in escrow fees under the Site Purchase category on the DLOPE. These costs should be classified under the Escrow Fees category (funded by the Site Other grant).

Revised
Schedule 3a
Revised Review Adjustments Details

District Name: Merced County Office of Ed.
 School: Atwater Valley Community
 County: Merced
 SFP Application Number: 50-10249-99-008
 LPP Application Number: none
 Date: November 16, 2017

	A	B	C	D	
Line	Category	Warrant Date	Vendor	Warrant Number	Warrant Amount
1	F & E	7/6/2012	Central Valley Golf	63002632	\$ 5,980.13
2	F & E	9/12/2012	Pro Clean	63031194	\$ 3,949.94
3	F & E	9/12/2012	Pro Clean	63031194	\$ 1,260.45
4	F & E	9/12/2012	Tacony Corp	63031195	\$ 3,790.84
5	F & E	10/25/2012	Pro Clean	63057470	\$ 3,895.58
6	F & E	11/5/2012	Advantage Fitness	63060793	\$ 7,175.34
7	F & E	2/20/2013	Advantage Fitness	63115713	\$ 534.01
8	F & E	3/14/2013	Home Depot	63128359	\$ 858.93
9	F & E	4/8/2013	Gopher Sport	63141203	\$ 12,482.83
10	F & E	4/8/2013	Gopher Sport	63141203	\$ 1,662.90
11	F & E	4/8/2013	Gopher Sport	63141203	\$ 4,042.26
12	F & E	4/8/2013	Gopher Sport	63141203	\$ 820.00
13	F & E	4/17/2013	Gopher Sport	63145267	\$ 126.00
				Total:	\$ 46,579.21

Explanations:

Lines 1 through 14

These expenditures were reported on the Detailed Listing of Project Expenditures under the Furniture & Equipment (F&E) category. They had descriptions indicating they were for for sports/fitness/exercise equipment, or for custodial equipment/supplies. These items are for operational functions and are not eligible for project funding.

I-8.15

SAB Meeting: August 27, 2008

New Construction - Adjusted Grant Approval

SCHOOL DISTRICT DATA

Application No: 50/10249-99-008
School District: Merced County Office Of Education
High School Attendance Area: Community School

County: Merced
School Name: Atwater Valley Community

PROJECT DATA

ADJUSTED GRANT DATA

Type of Project: High School
K-6:
7-8:
9-12: 459
Non-Severe:
Severe:
Application Filing Basis: High School Attendance Area
Number of Classrooms in This Project: 17
Master Acres: 10.63
Existing Acres:
Proposed Acres: 9.3
Recommended Acres: 10.63
Facility Hardship (a): No
Financial Hardship Requested: Yes
Alternative Education School: Yes
Addition to Existing Site: No
Core Facilities: Multi-Purpose/Kitchen, Gymnasium, Library/Media Center, Administration, Toilet

New Construction Grant \$ 5,458,887.00
Project Assistance 5,333.00
Fire Detection Alarm 11,016.00
Sprinkler System 83,997.00
Labor Compliance 44,706.00
Site Acquisition 1,118,499.00
Service Site 1,099,318.00
Off-Site 331,883.00
Utilities 175,287.00
General Site 378,599.00
New School Project 979,788.00
Total State Share (50%) 9,687,313.00
District Share (50%) 9,687,313.00
Total Project Cost \$ 19,374,626.00

PROJECT FINANCING

State Share
This Project \$ 9,687,313.00
District Share
Cash Contribution
Financial Hardship 9,687,313.00
Total Project Cost \$ 19,374,626.00

HISTORY OF PROJECT COST AND APPORTIONMENT

Table with 4 columns: Fund Code, Previously Authorized, Authorized This Action, State Apportionment This Action. Rows include State Share, New Construction/Add. Grant, District Share, Cash Contribution, Financial Hardship, and Total.

Funding Source: Bonds/2006-Nov.

Pursuant to Article 10, Section 1859.90, the District is required to submit a complete Fund Release Authorization (Form SAB 50-05) within 18 months; otherwise, the apportionment will be rescinded.

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

CONSENT

000010

STATE ALLOCATION BOARD
APPROVAL

AUGUST 27, 2008

I-B-16



State of California • Arnold Schwarzenegger, Governor
State and Consumer Services Agency

DGS DEPARTMENT OF GENERAL SERVICES
Division of the State Architect – Sacramento Office

3/9/2010 - APPROVAL OF PLAN(S)

MR. Lee Anderson
MERCED COUNTY OFFICE OF EDUCATION
632 WEST 13TH STREET
MERCED 95340

Project: ATWATER VALLEY COMMUNITY SCHOOL (MERCED COUNTY OFFICE OF EDUCATION)
Total Scope of Project: Construction of 1-Multi-purpose Building, 1-Shop Building, 1-Administration / Classroom Building (Relocatable), 4-Classroom Buildings (Relocatable), 1-Sitework
Increment #: 2
Portion of total scope covered by this letter: Construction of 1-Administration / Classroom Building (Relocatable), 4-Classroom Buildings (Relocatable)
Application #: 02-109690
File #: 24-37

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on 3/9/2010. This letter constitutes the "written approval of the plans as to safety of design and construction" required before letting any contract for construction, and applies only to the work shown on these drawings and specifications. The date of this letter is the DSA approval date.

Approval is limited to the particular location shown on the drawings and is conditioned on construction starting within one year from the stamped date. The inspector must be approved and the contract information, including the construction start date, must be given to DSA prior to start of construction.

DSA does not review drawings and specifications for compliance with Parts 3 (California Electrical Code), 4 (California Mechanical Code), and 5 (California Plumbing Code) of Title 24. It is the responsibility of the professional consultants named on the application to verify this compliance.

Please refer only to the boxes checked below which indicate applicable conditions specific to this project:

- Buildings constructed in accordance with approved drawings and specifications will meet minimum required standard given in Title 24, California Code of Regulations, for structural, and fire and life safety.
- Due to the nature of the building(s), certain precautions considered necessary to assure long service have not been required. In the condition as built, the building(s) will meet minimum required standards for structural, and fire and life safety. The owner must observe and correct deterioration in the building in order to maintain it in a safe condition.
- Your attention is drawn to the fact that this application was submitted under the provisions of Sections 39140/81130 of the Education Code which permit repairs or replacement of a fire damaged building to be made in accordance with the drawings and specifications previously approved by this office. The drawings and specifications approved for the reconstruction of this building conform to the drawings and specifications approved under application # _____.
- These drawings and specifications meet the rules, regulations, and building standards in effect at the time of the original approval and do not necessarily comply with rules, regulations, or building standards currently in effect.
- Due to the nature of the poles, certain precautions considered necessary to assure long service have not been insisted upon. In their condition as built, they will meet minimum required safety standards; however, your attention is directed to the comparatively short life of wood poles. It will be the responsibility of the owner to maintain them in a safe condition.

I-B-17

Application #: 02-109690

File #: 24-37

- Bleachers or grandstands constructed in accordance with approved drawings and specifications will meet minimum required standards for structural, and fire and life safety. The owner should provide for and require periodic safety inspections throughout the period of use to ensure framing and other parts have not been damaged or removed. On bleachers or grandstands having bolts, locking or safety devices, the owner shall require that all such components be properly tightened or locked prior to each use.
- This approval is for the part shown only since the drawings and specifications for the proposed work include only the portion of the building to be partially constructed on the subject site. It is understood that a separate application will be subsequently filed, together with drawings and specifications showing a plot plan and details of work necessary for completion. A contract for completion shall not be let before the written approval of such drawings has been obtained from the Department of General Services.
- The building(s) was designed to support a snow load of _____ pounds per square foot of roof area. Snow removal must be considered if the amount of snow exceeds that for which the building(s) was designed.
- This constitutes the written approval certifying that the drawings and specifications are in compliance with State regulations for the accommodation of the disabled which are required before letting any contract for construction. (See Section 4454, Government Code.)
- Your application for the construction of a relocatable building submitted under the provisions of Section 17293 of the Education Code is hereby approved. This approval certifies that the drawings and specifications are in compliance with state regulations for accommodation of the disabled, structural safety, and fire and life safety. This approval applies only to the drawings and specifications for the foundation system, anchorage of the overhead nonstructural elements, and site work related to this project. Documentation has been received indicating that the building was constructed after December 19, 1979, and bears a commercial coach insignia of approval from the Department of Housing and Community Development (HCD). Confirmation that the construction of the HCD building conforms to the appropriate state regulations is done by others. (See Section 17307, Education Code and Section 4454, Government Code.)
- Deferred Approval(s) Items:

This Project has been classified as **CLASS 1 & RBIP**. An Inspector who is certified by DSA to inspect this class of project must be approved by DSA prior to start of construction.

Please refer to the above application number in all correspondence, reports, etc., in connection with this project.

Sincerely,



Digitally signed by DAN LEVERNIER
DN: o=California Department of General Services,
ou=Division of the State Architect,
ou=www.verisign.com/repository/CPS Incorp. by
Ref.,LIAB.LTD(c)99, title=REGIONAL MANAGER,
cn=DAN LEVERNIER,
email=dan.levernier@dgs.ca.gov
Date: 2010.03.10 14:17:31 -08'00'

for David F. Thorman, AIA
State Architect

cc:
Architect

I-B-18



CALIFORNIA
DEPARTMENT OF
EDUCATION

JACK O'CONNELL
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

July 3, 2008

Merced County Office of Education
632 West 13th St.
Merced, CA 95341

Project Tracking No: 10249-99
Re: Atwater Valley Community
County: Merced
Square Feet: 33,794
Grade Level: 9 - 12

Dear Superintendent:

Subject: Supercede Final Plan Approval - New School

The California Department of Education approves the plans with the title sheet date of March 10, 2008, for the above referenced project. The plans were received on March 21, 2008. The plans meet the California Department of Education's standards for educational adequacy (California Code of Regulations, Title 5, et seq. and Education Code 17251(c) and (d)).

It is the responsibility of the school district to meet all requirements concerning toilet facilities, drinking water supply, sewage disposal, food service facilities and other plan elements having primary health and safety implications. The plans should be reviewed by the local health agency having jurisdiction and a written approval should be secured and filed in the school district's records. If the approved project involves work on an existing school building, it is the responsibility of the school district to meet all Federal, State and local requirements relating to the identification, remediation and/or removal of hazardous levels of lead and asbestos containing materials before or during construction. It is the responsibility of the district to complete all of the mitigation measures identified in the documents submitted to the California Department of Education for review.

This letter revises and supercedes the letter issued on May 19, 2008.

The school site for this project is 9.3 usable acres. This represents 87.49% of the California Department of Education's recommended site size of 10.63 acres, as contained in the California Department of Education's "Guide to School Site Analysis and Development(2000)," for the current CBEDS enrollment of the site and the student capacity added by this project as calculated pursuant to SAB Regulation 1859.83(d).

The property approved for acquisition/and or use is 10.68 gross acres of which 9.3 are usable for school purposes. An additional 0 usable acres are available for school use through a joint use agreement. The total usable acres of 9.3 represents 87.49% of the California Department of Education's recommended master plan site size of 10.63 acres as contained in the California

I-B. 19

Merced County Office of Education
July 3, 2008
Page 2

PTN: 10249-99
Atwater Valley Community

Department of Education's "Guide to School Site Analysis and Development (2000).

The project as approved consists of:

<u>TEACHING STATIONS</u>	<u>GRADE LEVEL</u>	<u>ROOMS</u>	<u>STUDENTS</u>
Classrooms	9 - 12	15	405
Industrial Tech	9 - 12	1	27
Science	9 - 12	1	27

Based on the standards specified in Education Code 17071.25 and the number of teaching stations in the project, the student capacity of this project is 459.

CORE FACILITIES:

Administration	Custodial	Gymnasium
Kitchen	Library	Locker
Mechanical	Shower	Storage
Teacher Work Room	Toilets	

This supercede reflects a reduction in the net usable acres due to the retention basin.

The district has certified that this project is either exempt from, or has completed, the California Environmental Quality Act (CEQA) process.

The applicant has certified to the California Department of Education that: 1) the district has consulted with a career technical education advisory committee regarding the need for career and technical facilities, or 2) the district is not required to consult with a career technical education advisory committee because the project is not a large project as defined in SAB Regulation 1859.2; or 3) the district is not required to have a career technical education advisory committee.

The district has met the requirements of Education Code 17213.1 regarding the preparation of a Phase I environmental assessment or a Preliminary Endangerment Assessment (PEA), and/or the completion of a Response Action, and the Department of Toxic Substances Control has issued a determination letter dated May 13, 2008 indicating that no action or no further action is required for this site.

For projects to be funded under the Leroy F. Greene School Facility Act of 1998, funding requests to the State Allocation Board must be submitted within two (2) years of the date of the initial approval letter. If the district is not seeking financial assistance from the State Allocation Board, the project must commence construction within two (2) years of the date of the initial approval letter. Regardless of the funding source, if, prior to construction, changes are made to the plans that would affect or alter the California Department of Education's original approval (including but not limited to changes in surrounding land uses, the master plan capacity of the project, changes in code and/or regulation, or a subsequent CEQA determination), the plan may be subject to reevaluation using the most recent

E-B.20

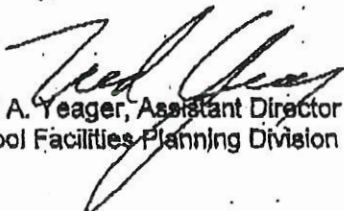
Merced County Office of Education
July 3, 2008
Page 3

PTN: 10249-99
Atwater Valley Community

standards.

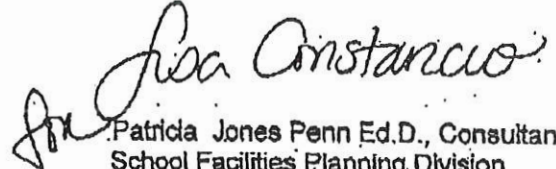
Please contact the consultant identified below if you have questions regarding this letter.

Sincerely,



Fred A. Yeager, Assistant Director
School Facilities Planning Division

DP5035/P4324
cc: Architect



Patricia Jones Penn Ed.D., Consultant
School Facilities Planning Division
(916)324-8989