

June 13, 2018

Application No.: 50/10330-99-010 School: Moreno Valley CLC County of Riverside

Mr. Matthew Snellings
District Representative
Riverside County Office of Education
P.O. Box 868
Riverside, CA 92502

Dear Mr. Snellings:

The Office of Public School Construction (OPSC) has completed its review of Moreno Valley CLC, OPSC application number 50/10330-99-010. 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 October 31, 2008.

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

OPSC has identified \$3,227 in review adjustments due to unused DTSC Grant apportionment. The project savings amount has been adjusted to reflect this finding.

This financial hardship project has savings in the amount of \$961,137 which must be returned to the State. Additionally, \$3,227 must be returned for unused DTSC Grant apportionment. An item was taken to the State Allocation Board on August 23, 2017 for the return of the funding. OPSC acknowledges the County Office of Education has returned \$964,364 to the State.

OPSC has received the signed Summary of Project Financing and Expenditures dated May 17, 2017 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. State Allocation Board Close-out Approval
- 4. Division of the State Architect Plan Approval
- 5. California Department of Education Final Plan Approval

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,

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

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Enclosure

cc: Dr. Judy White, District Superintendent

Riverside County Office of Education

Project file

Summary of Project Financing and Expenditures

County: Riverside SFP Application Number: 50/10330-99-010 LPP Application Number: Date: 3/22/2017 A B Adjusted Grant Site Related Grant(s)	Distr	ict Name:	Riverside COE					
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REPORT OF THE EXECUTIVE OFFICER State Allocation Board Meeting, April 28, 2010

SCHOOL FACILITY PROGRAM ACTIVATION OF UNFUNDED APPROVALS

PURPOSE OF REPORT

To make State apportionments for School Facility Program (SFP) projects that previously received unfunded approvals.

BACKGROUND

On December 17, 2008, the Pooled Money Investment Board (PMIB) took action to temporarily halt disbursing funds from the State's Pooled Money Investment Account for capital projects, including the construction of public schools. Therefore, the Office of Public School Construction (OPSC) was restricted from releasing funds for projects that have been previously apportioned by the State Allocation Board (SAB).

At the November 2009 SAB meeting, the SAB approved the release of State funds for all projects that received apportionments prior to December 17, 2008.

The Board has been providing unfunded approvals for projects since March 2009. At the February 2010 SAB meeting, the Board activated \$111 million of projects that were on the unfunded approval list. These funds were from bond sales that occurred late in 2009. The OPSC recently received \$1.351 billion from bond sales in March 2010 that may be used to provide funding for unfunded approvals. In addition, there is \$25.4 million in residual proceeds from prior bond sales that were not apportioned at the February 2010 SAB meeting.

	or Bond Proceeds	В	arch 2010 lond Sale Proceeds	al Available Proceeds
Prop. 47	\$ 25.2	\$	240.9	\$ 266.1
Prop. 55	0.0		353.2	353.2
Prop. 1D	0.2		757.0	757.2
Prop. 1D Loan	 0.0		0.0	0.0
	\$ 25.4	\$	1,351.1	\$ 1,376.5

Bond proceeds received from sales must be allocated according to the restrictions placed on the use of those funds. For example, proceeds received from Proposition 1D may only be used to fund projects that were allocated from Proposition 1D. Apportionments must be from the same fund that provided the unfunded approval.

AUTHORITY

Education Code (EC) Section 17070.40 allows the Board to apportion funds in the State School Facilities Funds from any source to school districts for SFP purposes.

EC Section 17072.11(b) states that "On or after January 1, 2008, the Board shall increase or decrease the per-unhoused-pupil grant eligibility determined pursuant to subdivision (a) by amounts it deems necessary to cause the grants to correspond to costs of new school construction, provided that the increase in any fiscal year pursuant to this section shall not exceed 6 percent."

SFP Regulation Section 1859.2 defines "Approved Application" as "a district has submitted the application [Form SAB 50-04] and all documents to the Office of Public School Construction that are required to be submitted with the application...."

SFP Regulation Section 1859.81 states that "If a district submits Form SAB 50-04 within 180 calendar days of the OPSC notification of approval of financial hardship and the project(s) has been included on an unfunded list for more than 180 calendar days, a review of the district's funds pursuant to (a) will be made to determine if additional district funds are available to fund the district's matching share of the project(s)." (See Attachment F)

(Continued on Page Two)

AUTHORITY (cont.)

SFP Regulation Section 1859.93 states, "All modernization applications shall be funded in the order of receipt of an Approved Application for funding until all modernization funds available to the Board have been apportioned."

SFP Regulation Section 1859.93.1 states, "All new construction applications ... shall be funded in the order of receipt of an Approved Application for funding."

STAFF COMMENTS

Funding Order

The projects listed on Attachment A are eligible for apportionments based on the following order: Board unfunded approval date, OPSC received date, and the cash available in each bond fund. Attachments B through D further clarify, for each bond fund, the available funding for the bond and the project funding order summarized on Attachment A.

There is \$1.377 billion available for apportionments. However, available Proposition 55 and 1D funds reach further down the unfunded list than funds available from Proposition 47. In the interest of addressing concerns of SAB and stakeholders over "skipping" projects on the unfunded list, Staff recommends that the Board apportion \$961 million, as shown on Attachment A. This will provide funding to school districts on the unfunded list in date order received without "skipping" any projects funded from Proposition 47, which received the smallest allocation from the recent bond sales.

The following table represents the detail on available funds and proposed apportionments by fund.

		al Available Proceeds	Ap	Infunded provals as 4-26-2010	roposed ortionments	emaining Fund Balance	U	emaining Infunded pprovals
Prop. 47	\$	266.1	\$	766.7	\$ 262.0	\$ 4.1	\$	504.7
Prop. 55		353.2		344.3	342.5	10.7		1.8
Prop. 1D		757.2		1,074.2	356.2	401.0		718.0
Prop. 1D Loan	7	0.0		20.5	0.0	0.0		20.5
	\$	1,376.5	\$	2,205.7	\$ 960.7	\$ 415.8	\$	1,245.0

The OPSC has requested direction from the SAB on prioritizing the remaining \$415.8 million for additional apportionments.

Financial Hardship Re-Reviews

At the February 2010 Board meeting, Staff presented projects with previous unfunded approvals for apportionment (Attachment G) and noted that Financial Hardship Re-Reviews must be performed for the districts requesting financial hardship funding (Recommendation Two) for those projects that have been included on the unfunded list for more than an 180 days. The Board took action and did not approve Staff's recommendation to perform Financial Hardship Re-Reviews for the projects listed in the item. The Board's desire was to hold districts harmless due to the State's inability to access the bond markets. Most of the Board members agreed that the current regulation requirements for projects on the unfunded list do not apply to the current unfunded list created by the State's fiscal crisis. Staff will be moving forward with providing the Board options in revising this regulatory requirement and this will be presented a future meeting.

The regulations have yet to be amended to clarify the requirements for projects on the current unfunded list. Once again the Board has funds available to make apportionments from the unfunded list that include projects that are Financial Hardship and have been on the unfunded list for more than 180 days. Absent regulation changes, Staff would like to once again advise the

(Continued on Page Three)

STAFF COMMENTS (cont.)

Board that the regulatory requirement is still in effect. The Board's counsel has opined that Staff is obligated to follow the regulations that are in effect until they are amended through the regulatory process.

RECOMMENDATIONS

- 1. Provide apportionments for \$761,421,871 for all projects listed on Attachment A that do not require a re-review of financial hardship status.
- 2. Provide apportionments in the amount of \$199,316,120 for the following Application Numbers listed on Attachment A. These apportionments may be adjusted and are contingent of Staff's review of the district's available contribution pursuant to SFP Regulation Section 1859.81.

School District	Application Number
Adelanto Elementary	50/67587-00-014
3.	50/67587-00-015
	50/67587-00-016
Alisal Union Elementary	51/65961-00-004
	51/65961-00-005
Butte County Office of Education	50/10041-99-001
Chicago Park Elementary	50/66316-00-001
Denair Unified	50/71068-00-006
Earlimart Elementary	50/71902-00-009
Fortuna Union Elementary	51/62802-00-001
	58/62802-00-001
Fresno County Office of Education	50/10108-00-006
	57/10108-00-004
Lake County Office of Education	50/10173-01-001
	51/10173-01-001
Los Angeles County Office of Education	50/10199-00-075
Placer County Office of Education	50/10314-00-010
	50/10314-00-011
Riverside County Office of Education	50/10330-98-014
.es	50/10330-98-019
	50/10330-99-010
	50/10330-99-012
	57/10330-99-001
San Bernardino City Unified	50/67876-00-077
	50/67876-00-078
·*	50/67876-00-079
San Bernardino County Office of Education	50/10363-03-068
San Joaquin County Office of Education	50/10397-00-020
	50/10397-00-021
	50/10397-00-022
	50/10397-00-023
Shasta County Office of Education	50/10454-00-006
	50/10454-00-007
Stanislaus County Office of Education	50/10504-00-013
	50/10504-00-018
	50/10504-00-019
	50/10504-00-020
	50/10504-00-021
San Bernardino County Office of Education San Joaquin County Office of Education Shasta County Office of Education	50/67876-00-077 50/67876-00-078 50/67876-00-079 50/10363-03-068 50/10397-00-020 50/10397-00-021 50/10397-00-023 50/10454-00-006 50/10454-00-007 50/10504-00-018 50/10504-00-019 50/10504-00-020

3. Find that these project apportionments are not full and final until the Board has made the adjustment pursuant to EC Section 17072.11(b).

(Continued on Page Four)

BOARD ACTION

In considering this Item, the State Allocation Board approved the following:

- 1) Approved State apportionments in the amount of \$199,316,120 for the financial hardship projects identified in staff's Recommendation No. 2, which would be consistent with the Board's action of February 24, 2010, and would hold financial hardship projects harmless in the same manner as all other projects during the State's fiscal crisis, and find that these and future apportionments provided to the financial hardship projects that receive unfunded approvals due to the State's fiscal crisis, while the State has bonding authority, are not contingent on a re-review of the district's available contribution. Further, the provisions of Regulation Section 1859.81 regarding a re-review of the available local contribution do not apply to these projects and the legal rational for this is the Board is able to interpret its own regulations through legislative counsel and indeed that Regulation Section 1859.81 is only triggered when the State funds are exhausted, a condition that does not exist today.
- 2) Approved staff's Recommendation Nos. 1 and 3, which would provide State apportionments in the amount of \$761,421,871 for all projects listed on Attachment A and not require a financial hardship re-review; and find that these project apportionments are not considered full and final until such time the Board has made the adjustment to the new construction grant, pursuant to Education Code Section 17072.11(b).

SCHOOL DISTRICT DATA

Application Number:	50/10330-99-010	School District:	Riverside County Office of Education
County:	Riverside	School Name:	Moreno Valley Comm. Learning CTR
Financial Hardship	Yes	Date of Financial Ha	dship status:November 18, 2008
Qualifying Financial Hardship Criteria: S	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 \$961,137. SFP 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." 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 Department of Toxic Substances Control (DTSC) in the amount of \$3,227. The District has concurred with the findings and agrees to return the State funds in the amount of \$964,364.

Detail of Final Cost & Financing							
Budget Item	Currently Approved	Required Change	Revised Approval				
SFP New Construction	\$ 2,697,136	\$ (480,568)	\$ 2,216,568				
SFP Site Acquisition	857,500	0	857,500				
SFP Site Other	34,300	0	34,300				
SFP Service Site	426,046	0	426,046				
SFP General Site	136,322	0	136,322				
SFP Offsite	427,525	0	427,525				
SFP Utilities	29,404	0	29,404				
SFP Financial Hardship	4,186,358	(482,182)	3,704,176				
SFP Site DTSC Fee	7,691	(1,614)	6,077				
SFP Fire Detection/Alarm	5,400	0	5,400				
SFP Fire Sprinklers	41,904	0	41,904				
Labor Compliance Program	23,648	0	23,648				
Total State Apportionment	\$ 8,873,234	\$ (964,364)	\$ 7,908,870				
Financing							
District Contribution	\$ 526,494	\$ 0	\$ 526,494				
State (SFP)	4,686,876	(482,182)					
Financial Hardship (SFP)	4,186,358	*	4,204,694				
Total Project Costs	\$ 9,399,728	(482,182)	3,704,176				
i otal i loject costs	φ 9,399,728	\$(964,364)	\$8,435,364				

RECOMMENDATIONS

- 1. Approve a decrease of \$964,364 in the total project cost from \$9,399,728 to \$8,435,364.
- Approve a decrease of \$482,182 in the State Apportionment [Bonds/2002-Nov.; 047-500 (\$480,568); Bonds/2004-Mar.; 055-500 (\$1,614)] from \$4,686,876 to \$4,204,694.
- 3. Approve a decrease of \$482,182 in the Financial Hardship Contribution [Bonds/2002-Nov.; 047-500] from \$4,186,358 to \$3,704,176.
- 4. Require the District to return State funds in the amount of \$964,364.

APPROVAL



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

DEPARTMENT OF GENERAL SERVICES

Division of the State Architect - San Diego Office

10/21/2008 - APPROVAL OF PLAN(S)

MR. David Long, SuperIntendent RIVERSIDE COUNTY OFFICE OF EDUCATION 3939 13TH. STREET RIVERSIDE 92502

Project:

MORENO VALLEY REGIONAL LEARNING CENTER

Total Scope of Project: Construction of 1-Admin. Building A , 1-M.P./C.R. Building B, 1-C.R. Building C , site work

Increment #:

0

Application #:

04-109413

File #:

33-56

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on <u>10/21/2008</u>. 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.
DSA San Diego Regional Office * 16680 West Bernardo Drive * San Diego, CA 92127 * (858) 674-5400

pplica	ation #: 04-109413 33-56
	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: Fire Sprinkler System, windowall system.
must	Project has been classified as CLASS 1. An Inspector who is certified by DSA to inspect this class of project be approved by DSA prior to start of construction. e refer to the above application number in all correspondence, reports, etc., in connection with this project.
Since	erely,
<i>C</i>	Digitally signed by CHRIS CHRISTAKOS DN: st-California, i=San Diago, o=California Department of General Services, our Unknison of the State Architect, our=work vehisiga, convispes storyiCPS Incorp, by Ref., LIAB LTD(pige), our=Registered Engineer License Number - 8 3350, tills=Supervising Structural Engineer, cm-CHRIS CHRISTAKOS, email=michts-dristakoss@dys-ca.gov Onto: 2008.19.23 08.39.50 -07'00'
	avid F. Thorman, AIA

M

cc: Architect



JACK O'CONNELL
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

March 9, 2009

Riverside County Office of Education PO Box 868 Riverside, CA 92502

Project Tracking No: 10330-32

Re: Moreno Valley Regional Learning Center

County: Riverside Square Feet: 12,238 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 February 27, 2008, for the above referenced project. The plans were received on July 28, 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 March 4, 2009.

The school site for this project is 2.13 usable acres. This represents 42,18% of the California Department of Education's recommended site size of 5.05 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 California Department of Education's recommended acres for the master plan capacity of the site is 2.2 acres, to be used for purposes of requesting funding from the State Allocation Board pursuant to SAB Regulations 1859.73, related to multi-story construction, and 1859.76(a)11, related to parking structures. This site is 96.82% of the California Department of Education's recommended master plan site size.

Riverside County Office of Education March 9, 2009 Page 2

PTN: 10330-32 Moreno Valley Regional Learning Center

The project as approved consists of:

TEACHING STATIONS	GRADE LEVEL	ROOMS	STUDENTS
Classrooms	9 - 12.	6	162
Computer .	9 - 12	. 1	27
Wood Shop	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 216.

CORE FACILITIES:	1*1	
Administration.	Kitchen	 Multi-Purpose
Storage	Tollata	 Treated to be been

This supercede letter corrects the project tracking number from 10330-51 to 10330-32 and revises the number of teaching stations to eight (8) instead of the originally indicateed three (3).

- 1. Because of different funding sources, this project was separated into two separate applications. For clarity purposes, the site area information has been assigned to just the administrative and alternative portion of the campus.
- 2. The site area/approval considerations are noted on the application for Alternative Education.
- 3. The administration area, Building A, is part of this application.
- 4. Please provide traffic signage noting the following:
 - a. Parents and bus drop off access is off of Perris Boulevard only.
 - b. Staff/Public access to the west parking lot is off of Bay Avenue only (Exit on Perris Boulevard).
- c. Administrators should monitor the limited bus traffic thru the east parking lot so that there is no conflict with car traffic.
- 5. Day to day medical care will be handled in Building C with a backup area located in Building A (Administration).

This supercede also changes the grade level from Spec Ed to 9 - 12.

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

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 21, 2007 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

Riverside County Office of Education March 9, 2009 Page 3 PTN: 10330-32 Moreno Valley Regional Learning Center

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 standards.

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

Sincerely

Fred A. Yeager, Assistant Director. School Facilities Planning Division

DP5270/P4532 cc: Architect Thomas M. Tooker , Consultant School Facilities Planning Division

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