

Application No.: 51/69526-00-001
School: Lexington Elementary
County of Santa Clara

March 7, 2019

Ms. Terese McNamee
District Representative
Los Gatos Union Elementary School District
17010 Roberts Rd.
Los Gatos, CA 95032

Dear Ms. McNamee:

The Office of Public School Construction (OPSC) has completed its review of Lexington Elementary, OPSC application number 51/69526-00-001. 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 April 15, 2015.

The project is a non-financial hardship Facility Hardship project that was funded on a 50 percent State and 50 percent District basis. The project has expended funds beyond the SFP grant and is considered overspent.

OPSC has received the signed *Summary of Project Financing and Expenditures* dated February 11, 2019 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

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

Enclosure

cc: Mr. Paul Johnson, District Superintendent
Project file

Summary of Project Financing and Expenditures

District Name: Los Gatos Union Elementary SD
 School: Lexington Elementary
 County: Santa Clara
 SFP Application Number: 51/69526-00-001
 LPP Application Number: N/A
 Auditor Name: Jesse Mendez
 Date: 2/4/2019

2/11/19

Line					
1	LPP State Apportionment	1	\$	-	
2	SFP State Apportionment	2	\$	3,908,780.00	
3	Financial Hardship Apportionment	3	\$	-	
4	District Contribution	4	\$	3,908,780.00	
5	Interest	5	\$	-	
6	Total Project Funding	6	\$	7,817,560.00	
7	Reported Expenditures	7	\$	20,119,333.92	
8	Reported Overspent	8	\$	(12,301,773.92)	
9	Grant Adjustments	9	\$	-	
10	Total Review Adjustments	10	\$	-	
11	Total Eligible Expenditures	11	\$	20,119,333.92	
12	Net Overspent	12	\$	(12,301,773.92)	
13	Interest Due	13	\$	-	
14	Total to be Returned to the State	14	\$	-	

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.

Jesse Mendez

District Representative

2/7/19

Date

SAB Meeting: April 15, 2015

New Construction - Adjusted Grant Approval

SCHOOL DISTRICT DATA

Application No: 51-69525-00-001
 School District: Los Gatos Union Elementary

County: Santa Clara
 School Name: Lexington Elementary

PROJECT DATA

Type of Project: Elementary School
 K-6: 147
 7-8:
 9-12:
 Non-Severe:
 Severe:
 Application Filing Basis: District Wide
 Number of Classrooms: 15
 Master Acres: 2.4
 Existing Acres: 2.4
 Proposed Acres: 0
 Recommended Acres: 7
 Facility Hardship (a): Yes
 Financial Hardship Requested: No
 Alternative Education School: No
 Addition to Existing Site: No

ADJUSTED GRANT DATA

New Construction Grant	\$	1,458,387.00
Multilevel Construction		175,006.00
Fire Detection Alarm		1,617.00
Sprinkler System		24,549.00
Service Site		1,201,669.00
Off-Site		361,940.00
Utilities		24,951.00
Urban/Security		655,781.00
Prevailing Wage Monitoring		4,880.00
Total State Share (50%)		3,908,780.00
District Share (50%)		3,908,780.00
Total Project Cost	\$	7,817,560.00

PROJECT FINANCING

<u>State Share</u>	
This Project	\$ 3,908,780.00
<u>District Share</u>	
Cash Contribution	3,908,780.00
Financial Hardship	
Total Project Cost	\$ 7,817,560.00

HISTORY OF PROJECT COST AND APPORTIONMENT

	Fund Code	Proposition	Previously Authorized	Authorized This Action	Unfunded Approval This Action
<u>State Share</u>					
New Construction/Add. Grant	957-500	1D	\$	3,908,780.00	\$ 3,908,780.00
<u>District Share</u>					
Cash Contribution				3,908,780.00	
Total			\$	7,817,560.00	\$ 3,908,780.00

Funding Source: Proposition 1D Bonds/2006-Nov.

Pursuant to the Board's action on March 11, 2009, this application has been approved and placed on the Unfunded List. This approval does not constitute a guarantee or commitment of future State funding.

Assembly Bill 436 (Solano), Chapter 378, Statutes of 2011, requires school districts and charter schools to notify the Department of Industrial Relations (DIR) of School Facility Program projects with a public works contract awarded on or after January 1, 2012. Except for projects exempt pursuant to Labor Code Section 1771.3(b)(3), DIR is required to provide prevailing wage monitoring services for the projects.

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

Provide that the State portion of any and all project savings realized from the funding of this facility hardship program project will be returned to the State.



DEPARTMENT OF GENERAL SERVICES
Division of the State Architect - Oakland Office

1/22/2013 - APPROVAL OF PLAN(S)

DIANA ABBATI
LOS GATOS UNION ELEMENTARY SCHOOL DISTRICT
17010 ROBERTS ROAD
LOS GATOS, 95032

Project: Lexington Elementary School-Los Gatos USD
Total Scope of Project: Construction of 1-Multi-purpose Building, 1-site work, 1-Administration Building, 1-Classroom Building, 1-Administration/Library Building
Increment #: 1
Portion of total scope covered by this letter: Construction of 1-site work
Application #: 01-112347
File #: 43-30

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on 1/22/2013. 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.

Application #: 01-112347

File #: 43-30

- 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 0 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 LEROY TAM
DN: st=CA, o=Oakland, ou=California Department of
General Services, ou=Division of the State Architect
ou=http://www.wa.gov/sign.com/repository/CPS, incorp. by
Ref: +IAB LTDIc199, ou=Registered Engineer License
Number - 52846, title=Regional Manager, cn=LEROY
TAM, email=leroy.tam@dgs.ca.gov
Date: 2013.01.29 09:30:04 -0800

for Chester "Chet" Widom, FAIA
State Architect

CC:
Architect



DEPARTMENT OF GENERAL SERVICES
Division of the State Architect - Oakland Office

2/13/2013 - APPROVAL OF PLAN(S)

DIANA ABBATI
LOS GATOS UNION ELEMENTARY SCHOOL DISTRICT
17010 ROBERTS ROAD
LOS GATOS, 95032

Project: Lexington Elementary School-Los Gatos USD
Total Scope of Project: Construction of 1-Multi-purpose Building, 1-site work, 1-Administration Building, 1-Classroom Building, 1-Administration/Library Building
Increment #: 2
Portion of total scope covered by this letter: Construction of 1-Multi-purpose Building
Application #: 01-112347
File #: 43-30

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on 2/13/2013. 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.

Application #: 01-112347

File #: 43-30

- 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 0 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:
Window Wall Systems or Storefronts with spans greater than 10 feet

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 LEROY TAM
DN, st=CA, o=California Department of
General Services, ou=Division of the State Architect,
ou=www.verisign.com/repository/CPS-incorp-by
Ref...AB-LTD(C)99, ou=Registered Engineer License
Number - 52849, title=Regional Manager, cn=LEROY
TAM, email=eroytam@dgs.ca.gov
Date: 2013.02.14 17:54:25 -0800

for Chester "Chet" Widom, FAIA
State Architect

CC:
Architect



DEPARTMENT OF GENERAL SERVICES
Division of the State Architect - Oakland Office

1/29/2013 - APPROVAL OF PLAN(S)

DIANA ABBATI
LOS GATOS UNION ELEMENTARY SCHOOL DISTRICT
17010 ROBERTS ROAD
LOS GATOS, 95032

Project: Lexington Elementary School-Los Gatos USD
Total Scope of Project: Construction of 1-Multi-purpose Building, 1-site work, 1-Administration Building, 1-Classroom Building, 1-Administration/Library Building
Increment #: 3
Portion of total scope covered by this letter: Construction of 1-Administration Building, 1-Classroom Building, 1-Administration/Library Building
Application #: 01-112347
File #: 43-30

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on 1/29/2013. 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.

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Application #: 01-112347

File #: 43-30

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

Sincerely,



Digitally signed by LEROY TAM
DN: st=CA, o=Oakland, ou=California Department of
General Services, ou=Division of the State Architect,
ou=www.verisign.com/authority/CPS, incorp by
Ref.:AB.LTD/c99, ou=Registered Engineer License
Number - S2849, title=Regional Manager, cn=LEROY
TAM, email=leroytam@dgs.ca.gov
Date: 2013.01.29 16:16:06 -0800

for Chester "Chet" Widom, FAIA
State Architect

cc:
Architect



DEPARTMENT OF GENERAL SERVICES
Division of the State Architect – Oakland Office

5/16/2013 - APPROVAL OF PLAN(S)

DIANA ABBATI
LOS GATOS UNION ELEMENTARY SCHOOL DISTRICT
17010 ROBERTS ROAD
LOS GATOS, 95032

Project: Lexington Elementary School Building K
Total Scope of Project: Construction of 1-Classroom Building modular w/ kindergarten

Increment #: 0
Application #: 01-113056
File #: 43-30

Drawings and specifications for the subject project have been examined and stamped by the Division of the State Architect (DSA) for identification on 5/16/2013. 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.

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Application #: 01-113056

File #: 43-30

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- 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 DAVID CHOI
DN: st=CALIFORNIA, i=OAKLAND, o=California
Department of General Services, ou=Division of
the State Architect, ou=www.verisign.com,
repository=CPS Incorp by Ref., L=IAB LTD(c)99,
fn=SUPERVISING STRUCTURAL ENGINEER,
cn=DAVID CHOI, email=david.choi@dgs.ca.gov
Date: 2013.05.30 11:29:01 -0700

for Chester "Chet" Widom, FAIA
State Architect

cc:
Architect



CALIFORNIA
DEPARTMENT OF
EDUCATION

TOM TORLAKSON
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

August 27, 2013

Los Gatos Union Elementary
17010 Roberts Rd.
Los Gatos, CA 95032

Project Tracking No: 69526-9
Re: Lexington Elementary
County: Santa Clara
Square Feet: 24,143
Grade Level: K - 5

Dear Superintendent:

Subject: Final Plan Approval - Modernization

The California Department of Education approves the plans with the title sheet date of January 23, 2013, for the above referenced project. The plans were received on July 2, 2013. 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.

The school site for this project is 2.4 usable acres. This represents 34.29% of the California Department of Education's recommended site size of 7 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 project as approved consists of:

<u>TEACHING STATIONS</u>	<u>GRADE LEVEL</u>	<u>ROOMS</u>	<u>STUDENTS</u>
Classrooms	1 - 6	10	250

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 250.

CORE FACILITIES:

Administration	Library	Resource Specialist Proj
Serving Kitchen	Speech	Storage
Teacher Work Room	Toilets	

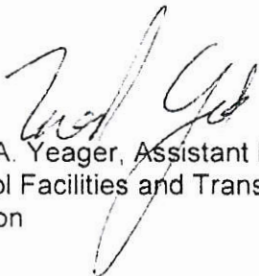
The scope of the project removes six classrooms for a net increase of four teaching stations.

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

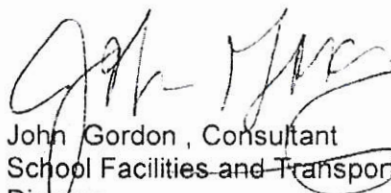
For projects to be funded under the Leroy F. Greene School Facility Act of 1998, funding requests to the State Allocation Board must be submitted within two (2) years of the date of this letter. If the district is not seeking financial assistance from the State Allocation Board, the project must commence construction within two (2) years of the date of this 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 and Transportation Services
Division



John Gordon, Consultant
School Facilities and Transportation Services
Division
(916)323-0575

DP7192/P6381
cc: Architect



CALIFORNIA
DEPARTMENT OF
EDUCATION

TOM TORLAKSON
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

August 27, 2013

Los Gatos Union Elementary
17010 Roberts Rd.
Los Gatos, CA 95032

Project Tracking No: 69526-17
Re: Lexington Elementary
County: Santa Clara
Square Feet: 6,480
Grade Level: K - 5

Dear Superintendent:

Subject: Final Plan Approval - Modernization

The California Department of Education approves the plans with the title sheet date of May 16, 2013, for the above referenced project. The plans were received on July 2, 2013. 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.

The school site for this project is 2.4 usable acres. This represents 34.29% of the California Department of Education's recommended site size of 7 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 project as approved consists of:

<u>TEACHING STATIONS</u>	<u>GRADE LEVEL</u>	<u>ROOMS</u>	<u>STUDENTS</u>
Classrooms	1 - 6	3	75
Kindergartens	Kindergarten	2	50

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 125.

CORE FACILITIES:

Storage

Teacher Work Room

Toilets

The scope of the project demolishes four classrooms for a net increase of one teaching station.

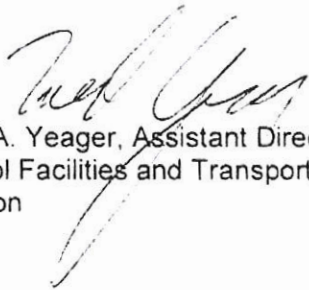
This construction project is

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

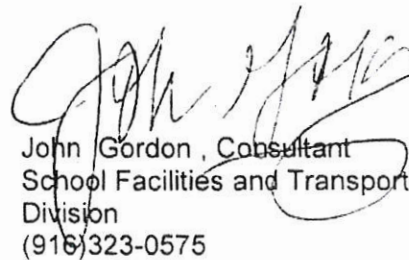
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(916)323-0575

DP7636/P7011
cc: Architect