

OXNARD SCHOOL DISTRICT

1051 South "A" Street ● Oxnard, California 93030 ● 805/385-1501



BOARD OF TRUSTEES

Mrs. Debra M. Cordes, President
Mr. Ernest "Mo" Morrison, Clerk
Mr. Denis O'Leary, Member
Mrs. Veronica Robles-Solis, Member
Ms. Monica Madrigal Lopez, Member

ADMINISTRATION

Dr. Cesar Morales
District Superintendent
Mrs. Janet Penanhoat
Assistant Superintendent,
Business & Fiscal Services
Dr. Jesus Vaca
Assistant Superintendent,
Human Resources & Support Services
Ms. Robin I. Freeman
Assistant Superintendent,
Educational Services

SPECIAL BOARD MEETING

Thursday, July 19, 2018

5:00 p.m.

Board Room

***NOTE:** In accordance with requirements of the Americans with Disabilities Act and related federal regulations, individuals who require special accommodation, including but not limited to an American Sign Language interpreter, accessible seating or documentation in accessible formats, should contact the Superintendent's office at least two days before the meeting date.

Persons wishing to address the Board of Trustees on any agenda item may do so by completing a "**Speaker Request Form**" and **submitting the form to the Assistant Superintendent of Human Resources**. The Speaker should indicate on the card whether they wish to speak during Public Comment or when a specific agenda item is considered.

Note: No new items will be considered after 10:00 p.m. in accordance with Board Bylaws, BB 9323 – Meeting Conduct

www.oxnardsd.org

OPIE TV – Charter Spectrum Channel 20 &
Frontier Communications – Channel 37

Oxnard School District Special Board Meeting

1. Call to Order and Roll Call

5:00 PM

The President of the Board will call the meeting to order. A roll call of the Board will be conducted.

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

2. Pledge of Allegiance to the Flag

3. Adoption of Agenda (Superintendent)

Moved:
Seconded:
Vote:

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

ACTION ITEMS

(Votes of Individual Board Members must be publicly reported.)

4. Approval of Resolution #18-06 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Elm Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Elm Reconstruction Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-06 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Elm Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Elm Reconstruction Project by the Board of Trustees of the Oxnard School District.

Public Comment:
Presentation:
Moved:
Seconded:
Board Discussion:
Vote:

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

5. Approval of Resolution #18-07 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Lemonwood Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Lemonwood Reconstruction Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-07 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Lemonwood Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Lemonwood Reconstruction Project by the Board of Trustees of the Oxnard School District.

Public Comment:
Presentation:
Moved:
Seconded:
Board Discussion:
Vote:

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

**Oxnard School District
Special Board Meeting**

ACTION ITEMS

*(Votes of Individual Board Members must be publicly reported.)
(Continued)*

6. ***Approval of Resolution #18-08 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Marshall New Classroom Building Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Marshall New Classroom Building Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)***

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-08 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Marshall New Classroom Building Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Marshall New Classroom Building Project by the Board of Trustees of the Oxnard School District.

Public Comment:
Presentation:
Moved:
Seconded:
Board Discussion:
Vote:

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

7. ***Approval of Resolution #18-09 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the McKinna Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the McKinna Reconstruction Project By the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)***

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-09 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the McKinna Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the McKinna Reconstruction Project by the Board of Trustees of the Oxnard School District.

Public Comment:
Presentation:
Moved:
Seconded:
Board Discussion:
Vote:

ROLL CALL VOTE:

Madrigal Lopez __, Robles-Solis __, O’Leary __, Morrison __, Cordes __

***Oxnard School District
Special Board Meeting***

CLOSED SESSION

8. Closed Session – Public Participation/Comment (Limit three minutes per person per topic)

Public Comment provides the public with an opportunity to address the Board on any item on the special board agenda. Speakers are requested to limit their remarks to three (3) minutes. The Board shall limit the total time for Public Comment on each subject to fifteen (15) minutes. The Board may consider extending the total time per subject upon the request of a Board Member and the consent of the Board.

The Board may not deliberate or take any action on items raised during this portion of the meeting that are not on the agenda. The Board particularly invites comments from parents of students in the Oxnard School District.

9. Closed Session - The Board of Trustees will convene to closed session for the following items:

Pursuant to Section 54957 of *Government Code* and Section 44943 of the *Education Code*, the Board will consider personnel matters, including:

- Public Employee(s) Appointment:
(2) Assistant Principal(s), Middle School / K-8

10. Reconvene to Open Session

Moved:
Seconded:

11. Report Out of Closed Session

Moved:
Seconded:

ROLL CALL VOTE:

Madrigal Lopez ___ , Robles-Solis ___ , O’Leary ___ , Morrison ___ , Cordes ___

12. Adjournment

Moved:
Seconded:

ROLL CALL VOTE:

Madrigal Lopez ___ , Robles-Solis ___ , O’Leary ___ , Morrison ___ , Cordes ___

DR. CESAR MORALES

District Superintendent and Secretary to the Board of Trustees

This notice is posted in conformance with the provisions of Chapter 9 of the Government Code, in the front of the Educational Service Center, 1051 South A Street, Oxnard, California, by 5:00 p.m. on Tuesday, July 17, 2018.

BOARD AGENDA ITEM

Name of Contributor: Dr. Cesar Morales

Date of Meeting: July 19, 2018

- STUDY SESSION _____
- CLOSED SESSION _____
- SECTION A-I: PRELIMINARY _____
- SECTION A-II: REPORTS _____
- SECTION B: HEARINGS _____
- SECTION C: CONSENT AGENDA _____

Agreement Category:

- _____ Academic
- _____ Enrichment
- _____ Special Education
- _____ Support Services
- _____ Personnel
- _____ Legal
- _____ Facilities

SECTION D: ACTION _____

SECTION F: BOARD POLICIES 1ST Reading X 2nd Reading _____

Approval of Resolution #18-06 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Elm Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Elm Reconstruction Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

The Oxnard Master Construct and Implementation Program (“Program”) utilizes a variety of funding sources including bond proceeds, developer fees, Mello Roos funds, prior State aid reimbursements, and capital program balances. The program also seeks to maximize remaining State aid grants for modernization and new construction of school facilities as State funds become available under the State School Facilities Program (SFP).

The Office of Public School Construction administers the State Allocation Board’s (“SAB”) School Facility Program (“SFP”), which governs the State aid program. Under SFP, funding is allocated on a per pupil basis in accordance with State loading standards for permanent classrooms. The State loading standard is 25 pupils per classroom for grades K-6 and 27 pupils per classroom for grades 7-12. A school district’s eligibility for State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants. These grants are used to defray the cost of constructing a sufficient number of permanent classrooms to accommodate unhoused students and/or relieve classroom overcrowding. Each grant must be matched in dollar value by the district using a local funding source (e.g., local bond proceeds); this means that a new construction project deemed eligible for grants by the State will see half of its construction cost met by the SFP.

Section 1859.77.3 of the SFP allows a district to utilize higher pupil loading standards than the State standard on its funding application, as long as those standards are within the approved district's teacher contract and do not exceed 33 pupils per classroom. A higher loading standard increases the number of pupil grants that the State would allocate to a project, which in turn increases the amount of State funding for that project. Notwithstanding the application, a district is not required to actually load the classroom at the higher local standard when built. By using a higher standard on the application but a lower standard in the actual loading of classrooms, the share of the project cost shouldered by the State is increased while decreasing that of the District.

This funding mechanism, known as the "use of grants", can decrease the cost of new facilities for a district, but it requires the diversion of pupil grants from other district projects that the State would otherwise have found eligible. The use of grants mechanism does not increase the district's overall number of pupil grants; instead, it transfers to one project a portion of the grants that would have otherwise been used on another eligible project.

FISCAL IMPACT

No identified Fiscal Impact at this time.

RECOMMENDATION

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-06 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Elm Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Elm Reconstruction Project by the Board of Trustees of the Oxnard School District.

ADDITIONAL MATERIAL

- Resolution #18-06 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Elm Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Elm Reconstruction Project by the Board of Trustees of the Oxnard School District (2 pages)

RESOLUTION NO. 18-06

RESOLUTION OF THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT ACKNOWLEDGING THE SUBMISSION OF A USE OF GRANTS APPLICATION TO THE OFFICE OF PUBLIC SCHOOL CONSTRUCTION FOR THE ELM RECONSTRUCTION PROJECT AND ACKNOWLEDGING THAT SAID SUBMISSION WILL REQUEST THE DIVERSION OF ELIGIBLE PUPIL GRANTS FROM OTHER PROJECTS TO THE ELM RECONSTRUCTION PROJECT BY THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT

WHEREAS, a school district’s eligibility for New Construction State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants for the purpose of constructing facilities to accommodate unhoused pupils and relieve classroom overcrowding;

WHEREAS, the School Facility Program (SFP) allows a funding application to include a “Use of New Construction Grant” request to utilize a classroom loading standard higher than the State standard—but not higher than the maximum standard indicated in the District’s teacher contract—in order to increase the number of pupil grants used to defray the cost of building new classroom facilities; and,

WHEREAS, the Oxnard School District desires to submit a State funding application for the Elm Reconstruction Project to be constructed at 450 East Elm Street utilizing a “Use of New Construction Grant” request;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

1. That the Board of Trustees of the Oxnard School District (“Board”) pursuant to Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges the utility of the “Use of New Construction Grant” funding mechanism in lowering the District’s cost burden of new classroom construction by increasing the number of State pupil grants used to fund said construction; and
2. That the Board, pursuant to the same Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges that requesting this funding mechanism does not increase the overall number of eligible State pupil grants allocated to the District, and that any grants reassigned to the Elm Reconstruction Project must be diverted from another project that would otherwise use those grants to defray construction costs; and,
3. That the Board directs the District Superintendent, in consultation with Caldwell Flores Winters, Inc., to prepare a State grant application for the Elm Reconstruction Project for submission to OPSC that contains a “Use of New Construction Grant” request; and
4. That the District certifies as defined in Education Code Section 17368 that it houses or will house the pupils receiving grants in the project in school buildings by utilizing district loading standards that do not exceed the loading standards stipulated in the teacher contract at the time of funding application submission; and
5. That the Board authorizes the District Superintendent, in consultation with Caldwell Flores Winters, to complete and submit any and all required forms and/or other documents required by the CDE, OPSC, DSA, or other agencies having jurisdiction to cause the funding application

for Elm Reconstruction Project to be submitted to the appropriate State agencies at the soonest possible date; and

- 6. That this Resolution shall take effect immediately upon its passage; and
- 7. That the District Superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to affect the intent of this Resolution.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Oxnard School District on this 19th day of July, 2018, by the following vote:

Ayes: _____
 Nays: _____
 Abstentions: _____
 Absences: _____

Board of Trustees:

President Cordes: _____
 Clerk Morrison: _____
 Trustee O’Leary: _____
 Trustee Robles-Solis: _____
 Trustee Madrigal Lopez: _____

 Debra Cordes
 President of the Board of Trustees
 Oxnard School District

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Board of Trustees of the Oxnard School District at a public meeting of said Board held on July 19, 2018.

 Ernest Morrison
 Clerk of the Board of Trustees
 Oxnard School District

BOARD AGENDA ITEM

Name of Contributor: Dr. Cesar Morales

Date of Meeting: July 19, 2018

- STUDY SESSION _____
- CLOSED SESSION _____
- SECTION A-I: PRELIMINARY _____
- SECTION A-II: REPORTS _____
- SECTION B: HEARINGS _____
- SECTION C: CONSENT AGENDA _____

Agreement Category:

- _____ Academic
- _____ Enrichment
- _____ Special Education
- _____ Support Services
- _____ Personnel
- _____ Legal
- _____ Facilities

- SECTION D: ACTION _____ X
- SECTION F: BOARD POLICIES 1ST Reading _____ 2nd Reading _____

Approval Of Resolution #18-07 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Lemonwood Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Lemonwood Reconstruction Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

The Oxnard Master Construct and Implementation Program (“Program”) utilizes a variety of funding sources including bond proceeds, developer fees, Mello Roos funds, prior State aid reimbursements, and capital program balances. The program also seeks to maximize remaining State aid grants for modernization and new construction of school facilities as State funds become available under the State School Facilities Program (SFP).

The Office of Public School Construction administers the State Allocation Board’s (“SAB”) School Facility Program (“SFP”), which governs the State aid program. Under SFP, funding is allocated on a per pupil basis in accordance with State loading standards for permanent classrooms. The State loading standard is 25 pupils per classroom for grades K-6 and 27 pupils per classroom for grades 7-12. A school district’s eligibility for State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants. These grants are used to defray the cost of constructing a sufficient number of permanent classrooms to accommodate unhoused students and/or relieve classroom overcrowding. Each grant must be matched in dollar value by the district using a local funding source (e.g., local bond proceeds); this means that a new construction project deemed eligible for grants by the State will see half of its construction cost met by the SFP.

Section 1859.77.3 of the SFP allows a district to utilize higher pupil loading standards than the State standard on its funding application, as long as those standards are within the approved district's teacher contract and do not exceed 33 pupils per classroom. A higher loading standard increases the number of pupil grants that the State would allocate to a project, which in turn increases the amount of State funding for that project. Notwithstanding the application, a district is not required to actually load the classroom at the higher local standard when built. By using a higher standard on the application but a lower standard in the actual loading of classrooms, the share of the project cost shouldered by the State is increased while decreasing that of the District.

This funding mechanism, known as the "use of grants", can decrease the cost of new facilities for a district, but it requires the diversion of pupil grants from other district projects that the State would otherwise have found eligible. The use of grants mechanism does not increase the district's overall number of pupil grants; instead, it transfers to one project a portion of the grants that would have otherwise been used on another eligible project.

FISCAL IMPACT

No identified Fiscal Impact at this time.

RECOMMENDATION

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-07 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Lemonwood Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Lemonwood Reconstruction Project by the Board of Trustees of the Oxnard School District.

ADDITIONAL MATERIAL

- Resolution #18-07 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Lemonwood Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Lemonwood Reconstruction Project by the Board of Trustees of the Oxnard School District (2 pages)

RESOLUTION NO. 18-07

RESOLUTION OF THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT ACKNOWLEDGING THE SUBMISSION OF A USE OF GRANTS APPLICATION TO THE OFFICE OF PUBLIC SCHOOL CONSTRUCTION FOR THE LEMONWOOD RECONSTRUCTION PROJECT AND ACKNOWLEDGING THAT SAID SUBMISSION WILL REQUEST THE DIVERSION OF ELIGIBLE PUPIL GRANTS FROM OTHER PROJECTS TO THE LEMONWOOD RECONSTRUCTION PROJECT BY THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT

WHEREAS, a school district’s eligibility for New Construction State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants for the purpose of constructing facilities to accommodate unhoused pupils and relieve classroom overcrowding;

WHEREAS, the School Facility Program (SFP) allows a funding application to include a “Use of New Construction Grant” request to utilize a classroom loading standard higher than the State standard— but not higher than the maximum standard indicated in the District’s teacher contract—in order to increase the number of pupil grants used to defray the cost of building new classroom facilities; and,

WHEREAS, the Oxnard School District desires to submit a State funding application for the Lemonwood Reconstruction Project to be constructed at 2200 Carnegie Street utilizing a “Use of New Construction Grant” request;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

1. That the Board of Trustees of the Oxnard School District (“Board”) pursuant to Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges the utility of the “Use of New Construction Grant” funding mechanism in lowering the District’s cost burden of new classroom construction by increasing the number of State pupil grants used to fund said construction; and
2. That the Board, pursuant to the same Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges that requesting this funding mechanism does not increase the overall number of eligible State pupil grants allocated to the District, and that any grants reassigned to the Lemonwood Reconstruction Project must be diverted from another project that would otherwise use those grants to defray construction costs; and,
3. That the Board directs the District Superintendent, in consultation with Caldwell Flores Winters, Inc., to prepare a State grant application for the Lemonwood Reconstruction Project for submission to OPSC that contains a “Use of New Construction Grant” request; and
4. That the District certifies as defined in Education Code Section 17368 that it houses or will house the pupils receiving grants in the project in school buildings by utilizing district loading standards that do not exceed the loading standards stipulated in the teacher contract at the time of funding application submission; and

5. That the Board authorizes the District Superintendent, in consultation with Caldwell Flores Winters, to complete and submit any and all required forms and/or other documents required by the CDE, OPSC, DSA, or other agencies having jurisdiction to cause the funding application for Lemonwood Reconstruction Project to be submitted to the appropriate State agencies at the soonest possible date; and
6. That this Resolution shall take effect immediately upon its passage; and
7. That the District Superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to affect the intent of this Resolution.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Oxnard School District on this 19th day of July, 2018, by the following vote:

Ayes: _____
 Nays: _____
 Abstentions: _____
 Absences: _____

Board of Trustees:

President Cordes: _____
 Clerk Morrison: _____
 Trustee O’Leary: _____
 Trustee Robles-Solis: _____
 Trustee Madrigal Lopez: _____

 Debra Cordes
 President of the Board of Trustees
 Oxnard School District

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Board of Trustees of the Oxnard School District at a public meeting of said Board held on July 19, 2018.

 Ernest Morrison
 Clerk of the Board of Trustees
 Oxnard School District

BOARD AGENDA ITEM

Name of Contributor: Dr. Cesar Morales

Date of Meeting: July 19, 2018

STUDY SESSION _____
CLOSED SESSION _____
SECTION A-I: PRELIMINARY _____
SECTION A-II: REPORTS _____
SECTION B: HEARINGS _____
SECTION C: CONSENT AGENDA _____

Agreement Category:

_____ Academic
_____ Enrichment
_____ Special Education
_____ Support Services
_____ Personnel
_____ Legal
_____ Facilities

SECTION D: ACTION _____
SECTION F: BOARD POLICIES 1ST Reading X 2nd Reading _____

Approval of Resolution #18-08 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Marshall New Classroom Building Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the Marshall New Classroom Building Project by the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

The Oxnard Master Construct and Implementation Program (“Program”) utilizes a variety of funding sources including bond proceeds, developer fees, Mello Roos funds, prior State aid reimbursements, and capital program balances. The program also seeks to maximize remaining State aid grants for modernization and new construction of school facilities as State funds become available under the State School Facilities Program (SFP).

The Office of Public School Construction administers the State Allocation Board’s (“SAB”) School Facility Program (“SFP”), which governs the State aid program. Under SFP, funding is allocated on a per pupil basis in accordance with State loading standards for permanent classrooms. The State loading standard is 25 pupils per classroom for grades K-6 and 27 pupils per classroom for grades 7-12. A school district’s eligibility for State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants. These grants are used to defray the cost of constructing a sufficient number of permanent classrooms to accommodate unhoused students and/or relieve classroom overcrowding. Each grant must be matched in dollar value by the district using a local funding source (e.g., local bond proceeds); this means that a new construction project

deemed eligible for grants by the State will see half of its construction cost met by the SFP.

Section 1859.77.3 of the SFP allows a district to utilize higher pupil loading standards than the State standard on its funding application, as long as those standards are within the approved district's teacher contract and do not exceed 33 pupils per classroom. A higher loading standard increases the number of pupil grants that the State would allocate to a project, which in turn increases the amount of State funding for that project. Notwithstanding the application, a district is not required to actually load the classroom at the higher local standard when built. By using a higher standard on the application but a lower standard in the actual loading of classrooms, the share of the project cost shouldered by the State is increased while decreasing that of the District.

This funding mechanism, known as the "use of grants", can decrease the cost of new facilities for a district, but it requires the diversion of pupil grants from other district projects that the State would otherwise have found eligible. The use of grants mechanism does not increase the district's overall number of pupil grants; instead, it transfers to one project a portion of the grants that would have otherwise been used on another eligible project.

FISCAL IMPACT

No identified Fiscal Impact at this time.

RECOMMENDATION

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-08 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Marshall New Classroom Building Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Marshall New Classroom Building Project by the Board of Trustees of the Oxnard School District.

ADDITIONAL MATERIAL

- Resolution #18-08 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the Marshall New Classroom Building Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the Marshall New Classroom Building Project by the Board of Trustees of the Oxnard School District (2 pages)

RESOLUTION NO. 18-08

RESOLUTION OF THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT ACKNOWLEDGING THE SUBMISSION OF A USE OF GRANTS APPLICATION TO THE OFFICE OF PUBLIC SCHOOL CONSTRUCTION FOR THE MARSHALL NEW CLASSROOM BUILDING PROJECT AND ACKNOWLEDGING THAT SAID SUBMISSION WILL REQUEST THE DIVERSION OF ELIGIBLE PUPIL GRANTS FROM OTHER PROJECTS TO THE MARSHALL NEW CLASSROOM BUILDING PROJECT BY THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT

WHEREAS, a school district’s eligibility for New Construction State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants for the purpose of constructing facilities to accommodate unhoused pupils and relieve classroom overcrowding;

WHEREAS, the School Facility Program (SFP) allows a funding application to include a “Use of New Construction Grant” request to utilize a classroom loading standard higher than the State standard—but not higher than the maximum standard indicated in the District’s teacher contract—in order to increase the number of pupil grants used to defray the cost of building new classroom facilities; and,

WHEREAS, the Oxnard School District desires to submit a State funding application for the Marshall New Classroom Building Project to be constructed at 2900 Thurgood Marshall Drive utilizing a “Use of New Construction Grant” request;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

1. That the Board of Trustees of the Oxnard School District (“Board”) pursuant to Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges the utility of the “Use of New Construction Grant” funding mechanism in lowering the District’s cost burden of new classroom construction by increasing the number of State pupil grants used to fund said construction; and
2. That the Board, pursuant to the same Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges that requesting this funding mechanism does not increase the overall number of eligible State pupil grants allocated to the District, and that any grants reassigned to the Marshall New Classroom Building Project must be diverted from another project that would otherwise use those grants to defray construction costs; and,
3. That the Board directs the District Superintendent, in consultation with Caldwell Flores Winters, Inc., to prepare a State grant application for the Marshall New Classroom Building Project for submission to OPSC that contains a “Use of New Construction Grant” request; and
4. That the District certifies as defined in Education Code Section 17368 that it houses or will house the pupils receiving grants in the project in school buildings by utilizing district loading standards that do not exceed the loading standards stipulated in the teacher contract at the time of funding application submission; and
5. That the Board authorizes the District Superintendent, in consultation with Caldwell Flores Winters, to complete and submit any and all required forms and/or other documents required by the CDE, OPSC, DSA, or other agencies having jurisdiction to cause the funding application

for Marshall New Classroom Building Project to be submitted to the appropriate State agencies at the soonest possible date; and

- 6. That this Resolution shall take effect immediately upon its passage; and
- 7. That the District Superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to affect the intent of this Resolution.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Oxnard School District on this 19th day of July, 2018, by the following vote:

Ayes: _____
 Nays: _____
 Abstentions: _____
 Absences: _____

Board of Trustees:

President Cordes: _____
 Clerk Morrison: _____
 Trustee O’Leary: _____
 Trustee Robles-Solis: _____
 Trustee Madrigal Lopez: _____

 Debra Cordes
 President of the Board of Trustees
 Oxnard School District

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Board of Trustees of the Oxnard School District at a public meeting of said Board held on July 19, 2018.

 Ernest Morrison
 Clerk of the Board of Trustees
 Oxnard School District

BOARD AGENDA ITEM

Name of Contributor: Dr. Cesar Morales

Date of Meeting: July 19, 2018

- STUDY SESSION _____
- CLOSED SESSION _____
- SECTION A-I: PRELIMINARY _____
- SECTION A-II: REPORTS _____
- SECTION B: HEARINGS _____
- SECTION C: CONSENT AGENDA _____

Agreement Category:

- _____ Academic
- _____ Enrichment
- _____ Special Education
- _____ Support Services
- _____ Personnel
- _____ Legal
- _____ Facilities

SECTION D: ACTION _____ X

SECTION F: BOARD POLICIES 1ST Reading _____ 2nd Reading _____

Approval of Resolution #18-09 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the McKinna Reconstruction Project and Acknowledging that Said Submission Will Request the Diversion of Eligible Pupil Grants from Other Projects to the McKinna Reconstruction Project By the Board of Trustees of the Oxnard School District (Morales/Penanhoat/CFW)

The Oxnard Master Construct and Implementation Program (“Program”) utilizes a variety of funding sources including bond proceeds, developer fees, Mello Roos funds, prior State aid reimbursements, and capital program balances. The program also seeks to maximize remaining State aid grants for modernization and new construction of school facilities as State funds become available under the State School Facilities Program (SFP).

The Office of Public School Construction administers the State Allocation Board’s (“SAB”) School Facility Program (“SFP”), which governs the State aid program. Under SFP, funding is allocated on a per pupil basis in accordance with State loading standards for permanent classrooms. The State loading standard is 25 pupils per classroom for grades K-6 and 27 pupils per classroom for grades 7-12. A school district’s eligibility for State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants. These grants are used to defray the cost of constructing a sufficient number of permanent classrooms to accommodate unhoused students and/or relieve classroom overcrowding. Each grant must be matched in dollar value by the district using a local funding source (e.g., local bond proceeds); this means that a new construction project deemed eligible for grants by the State will see half of its construction cost met by the SFP.

Section 1859.77.3 of the SFP allows a district to utilize higher pupil loading standards than the State standard on its funding application, as long as those standards are within the approved district's teacher contract and do not exceed 33 pupils per classroom. A higher loading standard increases the number of pupil grants that the State would allocate to a project, which in turn increases the amount of State funding for that project. Notwithstanding the application, a district is not required to actually load the classroom at the higher local standard when built. By using a higher standard on the application but a lower standard in the actual loading of classrooms, the share of the project cost shouldered by the State is increased while decreasing that of the District.

This funding mechanism, known as the "use of grants", can decrease the cost of new facilities for a district, but it requires the diversion of pupil grants from other district projects that the State would otherwise have found eligible. The use of grants mechanism does not increase the district's overall number of pupil grants; instead, it transfers to one project a portion of the grants that would have otherwise been used on another eligible project.

FISCAL IMPACT

No identified Fiscal Impact at this time.

RECOMMENDATION

It is the recommendation of the Superintendent and the Assistant Superintendent, Business and Fiscal Services, in conjunction with Caldwell Flores Winters, that the Board of Trustees adopt Resolution #18-09 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the McKinna Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the McKinna Reconstruction Project by the Board of Trustees of the Oxnard School District.

ADDITIONAL MATERIAL

- Resolution #18-09 of the Board of Trustees of the Oxnard School District Acknowledging the Submission of a Use of Grants Application to the Office of Public School Construction for the McKinna Reconstruction Project and Acknowledging that Said Submission will Request the Diversion of Eligible Pupil Grants from Other Projects to the McKinna Reconstruction Project by the Board of Trustees of the Oxnard School District (2 pages)

RESOLUTION NO. 18-09

RESOLUTION OF THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT ACKNOWLEDGING THE SUBMISSION OF A USE OF GRANTS APPLICATION TO THE OFFICE OF PUBLIC SCHOOL CONSTRUCTION FOR THE MCKINNA RECONSTRUCTION PROJECT AND ACKNOWLEDGING THAT SAID SUBMISSION WILL REQUEST THE DIVERSION OF ELIGIBLE PUPIL GRANTS FROM OTHER PROJECTS TO THE MCKINNA RECONSTRUCTION PROJECT BY THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT

WHEREAS, a school district’s eligibility for New Construction State funding is determined by a formula that estimates the number of unhoused pupils and assigns available New Construction pupil grants for the purpose of constructing facilities to accommodate unhoused pupils and relieve classroom overcrowding;

WHEREAS, the School Facility Program (SFP) allows a funding application to include a “Use of New Construction Grant” request to utilize a classroom loading standard higher than the State standard— but not higher than the maximum standard indicated in the District’s teacher contract—in order to increase the number of pupil grants used to defray the cost of building new classroom facilities; and,

WHEREAS, the Oxnard School District desires to submit a State funding application for the McKinna Reconstruction Project to be constructed at 1611 South J Street utilizing a “Use of New Construction Grant” request;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE OXNARD SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

1. That the Board of Trustees of the Oxnard School District (“Board”) pursuant to Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges the utility of the “Use of New Construction Grant” funding mechanism in lowering the District’s cost burden of new classroom construction by increasing the number of State pupil grants used to fund said construction; and
2. That the Board, pursuant to the same Title 2, Code of California Regulations Section 1859.95.1, hereby acknowledges that requesting this funding mechanism does not increase the overall number of eligible State pupil grants allocated to the District, and that any grants reassigned to the McKinna Reconstruction Project must be diverted from another project that would otherwise use those grants to defray construction costs; and,
3. That the Board directs the District Superintendent, in consultation with Caldwell Flores Winters, Inc., to prepare a State grant application for the McKinna Reconstruction Project for submission to OPSC that contains a “Use of New Construction Grant” request; and
4. That the District certifies as defined in Education Code Section 17368 that it houses or will house the pupils receiving grants in the project in school buildings by utilizing district loading standards that do not exceed the loading standards stipulated in the teacher contract at the time of funding application submission; and

5. That the Board authorizes the District Superintendent, in consultation with Caldwell Flores Winters, to complete and submit any and all required forms and/or other documents required by the CDE, OPSC, DSA, or other agencies having jurisdiction to cause the funding application for McKinna Reconstruction Project to be submitted to the appropriate State agencies at the soonest possible date; and
6. That this Resolution shall take effect immediately upon its passage; and
7. That the District Superintendent or his designee is authorized to take such actions and execute such agreements and documentation necessary to affect the intent of this Resolution.

APPROVED, PASSED AND ADOPTED by the Board of Trustees of the Oxnard School District on this 19th day of July, 2018, by the following vote:

Ayes: _____
 Nays: _____
 Abstentions: _____
 Absences: _____

Board of Trustees:

President Cordes: _____
 Clerk Morrison: _____
 Trustee O’Leary: _____
 Trustee Robles-Solis: _____
 Trustee Madrigal Lopez: _____

 Debra Cordes
 President of the Board of Trustees
 Oxnard School District

I HEREBY CERTIFY that the foregoing resolution was duly and regularly introduced, passed and adopted by the members of the Board of Trustees of the Oxnard School District at a public meeting of said Board held on July 19, 2018.

 Ernest Morrison
 Clerk of the Board of Trustees
 Oxnard School District