

**RESOLUTION OF THE GOVERNING BOARD)
OF THE PANAMA-BUENA VISTA UNION)
SCHOOL DISTRICT REGARDING ANNUAL AND)
FIVE YEAR ACCOUNTING OF DEVELOPMENT)
FEES FOR 2023-24 FISCAL YEAR IN THE)
FOLLOWING FUND OR ACCOUNT:)
Capital Facilities Fund (the "Fund"))**

RESOLUTION NO. 25-12

(Government Code sections 66001(d) & 66006(b))

1. Authority and Reasons for Adopting this Resolution.

A. This District has levied school facilities fees pursuant to various resolutions, the most recent of which is dated March 12, 2024 and is referred to herein as the "School Facilities Fee Resolution" and is hereby incorporated by reference into this Resolution. These resolutions were adopted under the authority of Education Code section 17620. These fees have been deposited in the following fund or account:

Capital Facilities Fund (the "Fund");

B. Government Code sections 66001(d) and 66006(b) require this District to make an annual accounting of the Fund and to make additional findings every five years if there are any funds remaining in the Fund at the end of the prior fiscal year;

C. Government Code sections 66001(d) and 66006(b) further require that the annual accounting of the Fund and those findings be made available to the public no later than December 27, 2024, that this information be reviewed by this Board at its next regularly scheduled board meeting held no earlier than 15 days after they become available to the public, and that notice of the time and place of this meeting (as well as the address at which this information may be reviewed) be mailed at least 15 days prior to this meeting to anyone who has requested it;

D. The Superintendent has informed this Board that a draft copy of this Resolution (along with Exhibits A and B which are hereby incorporated by reference into this Resolution) was made available to the public on November 25, 2024. The Superintendent has further informed this Board that notice of the time and place of this meeting (as well as the address at which this information may be reviewed) was mailed at least 15 days prior to this meeting to anyone who had requested it;

E. The Superintendent has also informed this Board that there is no new information which would adversely affect the validity of any of the findings made by this Board in its School Facilities Fee Resolution.

2. What This Resolution Does.

This Resolution makes various findings and takes various actions regarding the Fund as required by and in accordance with Government Code sections 66001(d) and 66006(b).

3. Findings Regarding the Fund.

Based on all findings and evidence contained in, referred to, or incorporated into this Resolution, as well as the evidence presented to this Board at this meeting, the Board finds each of the following with respect to the Fund for the 2023-2024 Fiscal Year:

A. In reference to Government Code section 66006(b)(2), the information identified in section 1 above is correct;

B. In further reference to Government Code section 66006(b)(2), this Board has reviewed the annual accounting for the Fund as contained in Exhibit A and determined that it meets the requirements set forth in Government Code section 66006(b)(1);

C. In reference to Government Code section 66001(d)(1)(A), and with respect only to that portion of the Fund for the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter the purpose of the fees remaining unexpended at the end of the 2023-2024 Fiscal Year, is to finance the construction or reconstruction of school facilities necessary to reduce overcrowding caused by the development on which the fees were levied, which facilities are more specifically identified in Exhibit B;

D. In reference to Government Code section 66001(d)(1)(B), and with respect only to that portion of the Fund for the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter remaining unexpended at the end of the 2023-2024 Fiscal Year, the findings and evidence referenced above demonstrate that there is a reasonable relationship between the fee and the purpose for which it is charged;

E. In reference to Government Code section 66001(d)(1)(C), and with respect only to that portion of the Fund for the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter remaining unexpended at the end of the 2023-2024 Fiscal Year, all of the sources and amounts of funding anticipated to complete financing in any incomplete improvements identified as the use to which the fees are to be put are identified in Exhibit B;

F. In reference to Government Code section 66001(d)(1)(D), and with respect only to that portion of the Fund for the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter remaining unexpended at the end of the 2023-2024 Fiscal Year, the approximate dates on which the funding referred to in paragraph E above is expected to be deposited into the appropriate account or fund is designated in Exhibit B; and

G. In reference to the last sentence of Government Code section 66001(d)(2), because all of the findings required by that subdivision have been made in connection with the fees that were levied in paragraphs C-F above, the District is not required to refund any moneys in the Fund as provided in Government Code section 66001(e).

4. **Superintendent Authorized to Take Necessary and Appropriate Action.**

The Board further directs and authorizes the Superintendent to take on its behalf such further action as may be necessary and appropriate to effectuate this Resolution.

5. **Certificate of Resolution.**

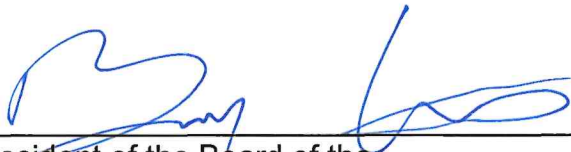
I, Bryan Easter, President of the Governing Board of the Panama-Buena Vista Union School District of Kern County, State of California, certify that this Resolution proposed by Trustee Van Auken, seconded by Trustee Garcia, was duly passed and adopted by the Board, at an official and public meeting this 10th day of December, 2024, by the following vote:

Names of Board Member(s)

AYES: BRYAN EASTER, LINDA GARCIA, PAULA VAN AUKEN, TOM WEBSTER, KEITH WOLARIDGE

NOES: NONE

ABSENT: NONE



President of the Board of the
Panama-Buena Vista Union School District
of Kern County, California

**EXHIBIT A-1
TO RESOLUTION 25-12 REGARDING
ANNUAL ACCOUNTING OF DEVELOPMENT FEES
FOR FISCAL YEAR ENDING JUNE 30, 2024
FOR THE FOLLOWING FUND OR ACCOUNT:
CAPITAL FACILITIES FUND (the "Fund")**

Pursuant to Government Code section 66006(b)(1)(A)-(H) as indicated:

- A. A brief description of the type of fee in the Fund: Statutory school facilities fee
- B. The amount of the fee: \$3.11 per square foot of assessable space of residential construction; and \$0.51 per square foot of covered and enclosed space of commercial/industrial construction for the period of July 1, 2023, through April 30, 2024, and \$3.36 per square foot of assessable space of residential construction; and \$0.55 per square foot of covered and enclosed space of commercial/industrial construction for the period of May 1, 2024, to June 30, 2024; but subject to the district's determination that a particular project is exempt from all or part of these fees. Pursuant to Education Code section 17623 and an agreement with the district sharing territory with the district, generally only 65% of the maximum fee specified above is distributed to this district.
- C. The beginning and ending balance of the Fund:
Beginning Balance (07/01/2023): \$0
Ending (6/30/2024): \$0
- D. The amount of the fees collected and the interest earned:
Fees collected 07/01/2023-06/30/2024: \$281,650
Interest earned 07/01/2023-06/30/2024: \$14,678
- E. An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees:
\$4,934 was expended for administrative costs incurred for the adoption, collection and reporting of school facilities fees. \$291,394 was expended to service debt incurred to construct new schools.
- F. (i) An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) subdivision (a) of section 66001, and the public improvement remains incomplete: The District will continue to

use fees collected to construct new schools, to relocate, acquire, and install portable buildings, and to service debt incurred to construct new schools as growth requires.

(ii) An identification of each public improvement identified in a previous report pursuant to (i) and whether construction began on the approximate date noted in the previous report: N/A

(iii) For a project identified in (ii) for which construction did not commence by the approximate date provided in the previous report, the reason for the delay and a revised approximate date that the local agency will commence construction: N/A

- G. A description of each inter-fund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an inter-fund loan, the date on which the loan will be repaid and the rate of interest that the account or fund will receive on the loan: The District has not made any such interfund transfers or loans.
- H. The amount of refunds made pursuant to subdivision (e) of section 66001 and any allocations pursuant to subdivision (f) of section 66001: The District has not made any refunds pursuant to subdivision (e) of section 66001 and any allocations pursuant to subdivision (f) of section 66001.

EXHIBIT A-2

TO RESOLUTION 25-12 REGARDING ANNUAL ACCOUNTING OF DEVELOPMENT FEES FOR FISCAL YEAR ENDING JUNE 30, 2024 FOR THE FOLLOWING FUND OR ACCOUNT: CAPITAL FACILITIES FUND (the "Fund")

Pursuant to Government Code section 66006(b)(1)(A)-(H) as indicated:

- A. A brief description of the type of fee in the Fund: Statutory school facilities fee
- B. The amount of the fee: \$3.76 per square foot of assessable space of residential construction for the period from July 1, 2023, through April 30, 2024, and \$4.00 per square foot of assessable space of residential construction for the period from May 1, 2024, to June 30, 2024. All fees are subject to the district's determination that a particular project is exempt from all or part of this amount. Pursuant to Education Code section 17623 and an agreement with the district(s) sharing territory with the district, generally only 65% of the maximum fee specified above is distributed to this district.
- C. The beginning and ending balance of the Fund:
- | | |
|---------------------------------|-------------|
| Beginning Balance (07/01/2023): | \$7,520,572 |
| Ending (6/30/2024): | \$4,621,156 |
- D. The amount of the fees collected and the interest earned:
- | | |
|--|-------------|
| Fees collected 07/01/2023-06/30/2024: | \$2,241,116 |
| Interest earned 07/01/2023-06/30/2024: | \$116,873 |
| Fair Market Value Recognized 06/30/2024: | \$159,458 |
- E. An identification of each public improvement on which fees were expended and the amount of the expenditures on each improvement, including the total percentage of the cost of the public improvement that was funded with fees: \$39,335 was expended for administrative costs associated with adopting, collecting, and reporting of school facilities fees. \$3,805,816 was expended for relocation and or addition of portable classroom buildings at sites throughout the District based on enrollment. \$1,571,712 was expended to service debt incurred to construct new schools.
- F. (i) An identification of an approximate date by which the construction of the public improvement will commence if the local agency determines that sufficient funds have been collected to complete financing on an incomplete public improvement, as identified in paragraph (2) subdivision (a) of section 66001,

and the public improvement remains incomplete: The District will continue to use fees collected to construct new schools, to relocate, acquire, and install portable buildings, and to service debt incurred to construct new schools as growth requires.

(ii) An identification of each public improvement identified in a previous report pursuant to (i) and whether construction began on the approximate date noted in the previous report: N/A

(iii) For a project identified in (ii) for which construction did not commence by the approximate date provided in the previous report, the reason for the delay and a revised approximate date that the local agency will commence construction: N/A

- G. A description of each inter-fund transfer or loan made from the account or fund, including the public improvement on which the transferred or loaned fees will be expended, and, in the case of an inter-fund loan, the date on which the loan will be repaid and the rate of interest that the account or fund will receive on the loan: The District has not made any such interfund transfers or loans.

- H. The amount of refunds made pursuant to subdivision (e) of section 66001 and any allocations pursuant to subdivision (f) of section 66001: The District has not made any refunds pursuant to subdivision (e) of section 66001 and any allocations pursuant to subdivision (f) of section 66001.

**EXHIBIT B-1
 TO RESOLUTION 25-12 REGARDING
 FIVE YEAR ACCOUNTING OF DEVELOPMENT FEES
 FOR FISCAL YEAR ENDING JUNE 30, 2024
 FOR THE FOLLOWING FUND OR ACCOUNT:
 CAPITAL FACILITIES FUND (the "Fund")**

Unexpended funds from:

2019-20	\$	0
2020-21		0
2021-22		0
2022-23		0
2023-24		0
	\$	0

Pursuant to Government Code section 66001(d)(1) and (2) as indicated:

(1) For the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter, the local agency shall make all of the following findings with respect to only that portion of the Fund remaining unexpended at the end of the 2023-2024 Fiscal Year:

- A. The purpose of the fees is to finance the construction or reconstruction of school facilities necessary to reduce overcrowding caused by the development on which the fees were levied, which facilities are more specifically identified as follows: N/A. The District has not made this determination

- B. The findings and evidence referenced above in the School Facilities Fee Resolution 25-12 adopted by reference into Paragraph 1. A. of this Resolution demonstrate that there is a reasonable relationship between the fee and the purpose for which it is charged.

- C. The sources and amounts of funding anticipated to complete financing in any incomplete improvements identified in paragraph A above are as follows: N/A. The District has not made this determination.

- D. The approximate dates on which the funding referred to in paragraph C is expected to be deposited into the appropriate account of fund: N/A. The District has not made this determination

(2) When findings are required under 66001(d), they shall be made in connection with the public information contained in Exhibit A to this Resolution. The findings required by this subdivision need only be made for moneys in possession of the local agency and need not be made with respect to letters of credit, bonds, or other instruments taken to secure payment of the fee at a future date.

**EXHIBIT B-2
TO RESOLUTION 25-12 REGARDING
FIVE YEAR ACCOUNTING OF DEVELOPMENT FEES
FOR FISCAL YEAR ENDING JUNE 30, 2024
FOR THE FOLLOWING FUND OR ACCOUNT:
CAPITAL FACILITIES FUND (the "Fund")**

Unexpended funds from:

2019-20	\$	0
2020-21		0
2021-22		0
2022-23		2,103,709
2023-24		<u>2,517,447</u>
		\$4,621,156

Pursuant to Government Code section 66001(d)(1) and (2) as indicated:

(1) For the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter, the local agency shall make all of the following findings with respect to only that portion of the Fund remaining unexpended at the end of the 2023-2024 Fiscal Year:

- A. The purpose of the fees is to finance the construction or reconstruction of school facilities necessary to reduce overcrowding caused by the development on which the fees were levied, which facilities are more specifically identified as follows: N/A. The District has not made this determination

- B. The findings and evidence referenced above in the School Facilities Fee Resolution 25-12 adopted by reference into Paragraph 1. A. of this Resolution demonstrate that there is a reasonable relationship between the fee and the purpose for which it is charged.

- C. The sources and amounts of funding anticipated to complete financing in any incomplete improvements identified in paragraph A above are as follows: N/A. The District has not made this determination.

- D. The approximate dates on which the funding referred to in paragraph C is expected to be deposited into the appropriate account of fund: N/A. The District has not made this determination

(2) When findings are required under 66001(d), they shall be made in connection with the public information contained in Exhibit A to this Resolution. The findings required by this subdivision need only be made for moneys in possession of the local agency and need not be made with respect to letters of credit, bonds, or other instruments taken to secure payment of the fee at a future date.