

RESOLUTION NO. R27-11 RESOLUTION OF THE BOARD OF EDUCATION OF
THE SUNNYVALE SCHOOL DISTRICT APPROVING THE ANNUAL
DEVELOPER FEE REPORT FOR FISCAL YEAR 2025–26

WHEREAS, the Sunnyvale School District (District) has received statutory school facility fees and deposited them in its Capital Facilities Fund (Fund 25), pursuant to Government Code section 66006; and

WHEREAS, the Board adopted the 2024 Developer Fee Justification Study on May 30, 2024 (Resolution R24-22), and which authorized fee increases that became effective on August 1, 2024, and documented the relationship between new development and the need for school facilities; and

WHEREAS, Government Code section 66006 requires the District to make an annual accounting of developer fee collections, interest, expenditures, balances, and specified project information publicly available; and

WHEREAS, the District's Facilities Master Plan (Updated 2025) identifies site modernization required to maintain existing levels of service and accommodate student enrollment; and

WHEREAS, the District has prepared the Annual Developer Fee Report for the fiscal year ended June 30, 2026, attached as Exhibit A; and

WHEREAS, the report was made available to the public on October 29, 2026 and the Board considered it at its regularly scheduled meeting on November 12, 2026 following the required public review and notice periods;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Sunnyvale School District that:

Approval of Report. The Board approves the 2025–26 Annual and Five-Year Developer Fee Report for the fiscal year ending June 30 2026, as contained in Exhibit A.

Findings: Findings: The Board finds that the unexpended developer fees reported in Exhibit A are necessary to fund the construction, modernization, and reconstruction of school facilities required to accommodate student growth generated by new housing units, replace portable classrooms with permanent facilities, and support the expansion of Transitional Kindergarten.

No Refunds: Based on these findings, the Board determines that the District continues to have a need for the unexpended fees that exceeds the amount of fees held, and therefore, no refund of fees is required under Government Code Section 66001(e).

PASSED AND ADOPTED on the 12nd day of November 2026; by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

President, Governing Board

Clerk, Governing Board

EXHIBIT A

SUNNYVALE SCHOOL DISTRICT - ANNUAL AND FIVE-YEAR DEVELOPER FEE REPORT

For the Fiscal Year Ended June 30, 2026

I. ANNUAL REPORT (Government Code § 66006)

A. Description of Fee

Statutory School Fees (Level I) are collected in connection with new residential and commercial/industrial development to help fund eligible school facilities needed as a result of that development. Fees and earnings are maintained in Fund 25.

B. Fee Schedule:

Development type	Rate From August 2024	Rate Effective May 2026
Residential	\$3.20 per square foot	\$3.32 per square foot
Commercial/industrial	\$0.52 per square foot	\$0.54 per square foot
Self-storage	\$0.05 per square foot	\$0.05 per square foot

C. Fund 25 Activity:

Description	2025–26 actual
Beginning balance (July 1, 2025)	\$11,753,688.69
Developer fees collected (object 8681)	\$499,843.68
Interest earned (object 8660)	\$473,705.07
Fair-value adjustment (object 8662)	(\$12,816.31)
Total revenues	\$960,732.44
Services and other operating expenditures	\$77,282.57
Capital outlay	\$1,957,391.58
Total expenditures	\$2,034,674.15
Ending balance (June 30, 2026)	\$10,679,746.98

D. Project Expenditures

Project	FY 2025–26 expenditure
Lakewood Elementary – TK Expansion	\$77,282.57
Ellis ES new classroom building & modernization	\$1,957,391.58
Total	\$2,034,674.15

E. Construction Commencement (AB 516; § 66006(b)(1)(F))

1. Status of Projects Identified in Prior Fiscal Year:

The District's 2024–25 report identified Cherry Chase Modernization, Ellis TK/K Modernization, and Lakewood TK/K Modernization as projects for which financing had been determined sufficient, and indicated approximate start dates in 2026. For each such previously identified project, confirm whether construction commenced as anticipated. For any that did not, provide the reason and revised approximate commencement date.

Previously identified project	Prior anticipated start	2025–26 status
Cherry Chase Modernization	Summer 2026	Summer 2027
Ellis TK/K Modernization	End of Fiscal Year 2026	Under Construction
Lakewood TK/K Modernization	End of Fiscal Year 2026	Under Construction

2. Current Fiscal Year Determinations: For the current fiscal year (2025-2026), the District has determined that sufficient funds are now available to complete financing for the Cherry Chase Modernization. The approximate commencement dates for these projects are identified in Section 3 of the Five-Year Developer Fee report (Anticipated Funding).

F. Interfund Transfers, Loans, Refunds, and Allocations:

For the fiscal year 2025-2-26, there were no statutory refunds under Government Code section 66001(e), or allocations under section 66001(f).

II. FIVE-YEAR DEVELOPER FEE FINDINGS (§ 66001(d))

1. Identification of Purpose

Developer fees will be applied to eligible construction, reconstruction and refurbishment of school facilities reasonably related to the impacts of new development. Reportable fees are for the purpose of funding the construction or reconstruction of school facilities. The Sunnyvale School District caused a study which set forth a reasonable relationship between the fee to be imposed, the type of development project on which the fee is to be imposed, and the increased school facilities made necessary by virtue of the burden imposed by the development. This Development Fee Justification Study, dated May 2024, documents the need for the school facilities fees.

2. Facilities Master Plan (Update in 2025) The District's facility needs were originally documented in the 2022 Facilities Master Plan (FMP), which identified approximately \$275 million in scope. In 2025, the District updated the FMP to reflect completed work (such as HVAC replacements and playground improvements) and to prioritize remaining needs. Insufficient sources and amounts of funding are available to complete all of the requested scopes and identified needs; therefore, projects will be completed as necessary funds are collected. Sunnyvale School District's planned use of the fees received from development impacts will include the following types of projects:

3. Anticipated Funding and Project Schedule

As of June 30, 2026, Fund 25 had an ending balance of \$10,679,746.98. The District plans to allocate \$5,000,000 toward eligible portions of the Cherry Chase Modernization project. The remaining \$5,679,746.98 continues to be restricted to legally permissible developer-fee purposes; its specific supporting facility projects, additional funding sources, and anticipated funding dates require further verification.

Project / disposition	Developer fees
Cherry Chase Modernization (eligible scope only)	\$5,000,000
Other eligible projects / funds requiring findings	\$5,679,746.98
TOTAL	\$10,679,746.98