

Discussion and/or Action Item F.3.1. BAN and CREBs Update  
Prepared by Karl Christensen  
January 19, 2010

**BACKGROUND:**

In July of 2009, the District issued \$11.5 million in Bond Anticipation Notes ("BANs") as bridge financing for the Capital Improvement Program ("CIP") due to the delay in receiving State funds and inability to issue local General Obligation Bonds. These notes are due to mature on June 15, 2010. It is unlikely that the District will receive any State funds or be able to issue any of the remaining local GO Bond authorization prior to maturity of the BANs. Therefore, another BAN issue will be necessary and a two-year term is recommended.

In December of 2009, the District received authorization to issue up to \$20 million in Clean Renewable Energy Bonds ("CREBs") to fund the installation of Solar Photovoltaic Systems throughout the District. The District is planning to move forward with issuance of approximately \$2 million in CREBs this spring for project installation at Hill Creek, contingent upon favorable financial projections.

Because both the BAN and CREBs are debt instruments that affect, and are affected by, the District's overall financial condition, it is essential that the order and timing of issuance of these instruments be considered. Because of the looming maturity of the BANs in June with no funding source to pay them off, it is essential that a new BAN be issued first before a CREBs is put on the market for issuance. Furthermore, there are some significant lead times for materials needed for the Photovoltaic system at Hill Creek which must be considered if construction is to commence during the summer.

Combining the BAN, CREB, and Construction schedules together with known constraints produces the following proposed timeline and order of events:

- 1) Disclosure Statement on BAN to County Office of Education (must be 30 days prior to Board approval): January 15, 2010
- 2) Board Approval for BAN Refinancing: February 16, 2010
- 3) Issue BAN: Mid-March 2010 but no earlier than March 18, 2010 to comply with 90-day rule on current BAN
- 4) Disclosure Statement on CREB to County Office of Education (must be 30 days prior to Board approval): February 2, 2010
- 5) Finalize Solar design, Estimated GMP, and financial analysis to determine if Solar Project and CREBs is feasible: February 19, 2010
- 6) Board Approval for CREBs: March 2, 2010
- 7) Board Approval for commencing construction of PV system at Hill Creek: March 16, 2010
- 8) Issue CREBs: Late March
- 9) Issue Notice To Proceed ("NTP") for procurement of materials and start of construction: After CREBs issue but on or before April 2, 2010

- 10) Materials procurement and fabrication: April 2, 2010 through June 18, 2010 (11 weeks)
- 11) Last day of school for students: June 24, 2010
- 12) Commence construction on site: June 25, 2010

Because the BAN would be issued about 90 days earlier than maturity of the outstanding issue, the proceeds would be deposited in an interest earning account but the new BANs would also accrue interest payable and overlap with the interest being paid on the current BAN issue. Assuming the new BAN closes on March 19, 2010, the net additional interest costs due to overlap is estimated to be approximately \$67,000. If the District decided to not go forward with issuance of the CREBs, closing of the new BAN could be postponed to more closely coincide with maturity of the current BAN in order to minimize overlapping interest costs. Issuing the CREBs first and then waiting to issue the BAN until later is not recommended since this action may require higher interest to be paid on the new BAN issue in order to entice investors to purchase them.

**RECOMMENDATION:**

This is an information only item. Action is at the discretion of the Board of Education.

This recommendation supports the following District goal:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact is \$67,000 in additional interest costs for overlapping BAN issues for 90 days.

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion:		Second:		Vote:		Agenda Item F.3.1.
---------	--	---------	--	-------	--	--------------------

Discussion and/or Action Item F.1.1.  
Prepared by Karl Christensen  
February 2, 2010

Chet F. Harritt Ball Field Relocatable  
Electrical Feeds

**BACKGROUND:**

On December 15, 2009, the Board of Education approved construction of the Chet F. Harritt Ball Field via the thirteenth amendment to the Lease-Leaseback contract with Barnhart, Inc. The project's owners' contingency for unforeseen conditions was established at \$22,551.

Over winter break and during mass grading for the Ball Field Project, the contractor discovered an old electrical pull box with power, data, and fire alarm feeds to all the relocatables. Due to the 18-inch cut in the left field area, the electrical feeds had to be relocated. This work took place on a time and materials basis.

Since the long-range plan is to build the 10-classroom addition, remove relocatables, and expand the primary playground in this area of the school, staff approved relocation of the wiring overhead as the best low-cost fix with the least amount of impact. The work was done after school hours and over the weekend so that the switchover occurred without classroom disturbance.

Since this change is over the owners' contingency, it is brought to the Board of Education for ratification.

**RECOMMENDATION:**

It is recommended that the Board of Education approve/ratify change order #1 for Chet F. Harritt Ball Field construction in the amount of \$32,891.96 to convert underground electrical feeds to overhead for the relocatable classrooms.

This recommendation supports the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact is \$32,891.96 from BAN funds for the Capital Improvement Program.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:		Second:		Vote:		Agenda Item F.1.1.
---------	--	---------	--	-------	--	--------------------

Discussion and/or Action Item F.1.2. Pepper Drive School On-Site Resident  
Prepared by Karl Christensen  
February 2, 2010

### **BACKGROUND:**

The District currently contracts with three employees as on-site residents on three school properties; Cajon Park, Carlton Hills, and the old Santee School site. These on-site residents provide a valuable service to the District by deterring vandalism and enhancing security. The on-site resident at the old Santee School site was there prior to the closing of the school. Since there is no school operating there now, he patrols and responds to security issues at other schools.

On September 6, 2005, the Board of Education authorized an on-site residence for Pepper Drive School. Over the past year, Pepper Drive School has experienced extensive problems with theft, vandalism, and vagrancy. To respond to these issues, District staff has taken the following measures:

- Locks on gates to the interior campus complex have been changed out.
- Additional security visits have been implemented by Santee Security during the week and by our Santee School site live on over the weekends and breaks.
- Additional solar lighting was installed at the lower parking lot stairs and a solar parking lot light should be installed by the end of February.
- Over winter break exterior wall pack lights with numerous burned out bulbs were changed out to fluorescent lights through an SDG&E energy savings program.
- A flyer was created with contact numbers and handed out to the neighbors of the school campus to notify the district of any problems they may see happening. We are regularly requesting persons to leave the campus at night who have been caught drinking on campus.

After the break in and loss of technology equipment this year staff researched many options to increase the security and safety of the campus. School and District staff believes the best long-term solution for deterring theft, loss, and vandalism is to have an on-site residence at this school.

The school Principal and Director of Maintenance, Operations & Facilities met with the property owner who has the Churchill Road easement ownership and she agreed to allow the District to use the District's school gate and access on Churchill Road for the on-site resident. She requested a privacy fence be installed to replace the sparse and dying shrubbery that no longer provides adequate screening.

The current Santee School site On-Site Resident ("OS Resident") has agreed to move his mobile home to Pepper Drive School and provide On-Site Resident services there.

The projected costs for completion are as follows:

- \$6,500 to provide utility service.
- \$1,400 to install a privacy fence between the school property and adjacent neighbor.
- \$8,740 to lift, transport, move, and re-install mobile home at Pepper Drive School.

Administration recommends that the District pay for the cost of utilities and the privacy fence. The OS Resident has agreed to pay for the costs of moving his home but does not have the funds available at this time. Administration recommends using remaining Bond Anticipation Note Proceeds to complete this work but reimburse the BAN funds with an additional \$201.28 added to the OS Resident's current \$209.00 per month rent payment. This payment incorporates a 5% per annum interest rate over 48 months pursuant to the attached Amortization Schedule. To estimate a reasonable interest rate for this transaction, current interest rates for new and used car loans were reviewed since they are approximately the same duration. Rates at San Diego County Credit Union as of January 1, 2010 for fixed rate vehicle loans were as follows:

- 2008 and newer = 4.99%
- 2006-07 = 5.75%
- 2004-05 = 6.50%
- 2003 or older = 8.50%

**RECOMMENDATION:**

It is recommended that the Board of Education approve moving of On-Site Resident from old Santee School Site to Pepper Drive School and contracting to provide all necessary services and work.

This recommendation supports the following District goal:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.
- Develop social, emotional and health service programs to foster student character and personal well-being.

**FISCAL IMPACT:**

The fiscal impact is \$16,640 from Bond Anticipation Note Proceeds with \$8,740 to be paid back over four years at a 5% per annum interest rate.

**STUDENT ACHIEVEMENT IMPACT:**

Motion:		Second:		Vote:		Agenda Item F.1.2.
---------	--	---------	--	-------	--	--------------------

**Santee School Site Resident  
Amortization Schedule  
Mobile Home Move Cost**

Annual Int Rate	5.00%				
Term in Months	48				
Principal	\$8,740.00	Cost to move trailer			
District Contribution	\$7,400.00	Cost to provide utilities & privacy fence for neighbor			
Month	Begin Bal	Payment	Principal	Interest	End Bal
1	\$8,740.00	\$201.28	\$164.86	\$36.42	\$8,575.14
2	\$8,575.14	\$201.28	\$165.55	\$35.73	\$8,409.59
3	\$8,409.59	\$201.28	\$166.24	\$35.04	\$8,243.36
4	\$8,243.36	\$201.28	\$166.93	\$34.35	\$8,076.43
5	\$8,076.43	\$201.28	\$167.62	\$33.65	\$7,908.81
6	\$7,908.81	\$201.28	\$168.32	\$32.95	\$7,740.48
7	\$7,740.48	\$201.28	\$169.02	\$32.25	\$7,571.46
8	\$7,571.46	\$201.28	\$169.73	\$31.55	\$7,401.73
9	\$7,401.73	\$201.28	\$170.44	\$30.84	\$7,231.29
10	\$7,231.29	\$201.28	\$171.15	\$30.13	\$7,060.15
11	\$7,060.15	\$201.28	\$171.86	\$29.42	\$6,888.29
12	\$6,888.29	\$201.28	\$172.57	\$28.70	\$6,715.72
13	\$6,715.72	\$201.28	\$173.29	\$27.98	\$6,542.42
14	\$6,542.42	\$201.28	\$174.02	\$27.26	\$6,368.41
15	\$6,368.41	\$201.28	\$174.74	\$26.54	\$6,193.66
16	\$6,193.66	\$201.28	\$175.47	\$25.81	\$6,018.20
17	\$6,018.20	\$201.28	\$176.20	\$25.08	\$5,842.00
18	\$5,842.00	\$201.28	\$176.93	\$24.34	\$5,665.06
19	\$5,665.06	\$201.28	\$177.67	\$23.60	\$5,487.39
20	\$5,487.39	\$201.28	\$178.41	\$22.86	\$5,308.98
21	\$5,308.98	\$201.28	\$179.16	\$22.12	\$5,129.82
22	\$5,129.82	\$201.28	\$179.90	\$21.37	\$4,949.92
23	\$4,949.92	\$201.28	\$180.65	\$20.62	\$4,769.27
24	\$4,769.27	\$201.28	\$181.40	\$19.87	\$4,587.87
25	\$4,587.87	\$201.28	\$182.16	\$19.12	\$4,405.71
26	\$4,405.71	\$201.28	\$182.92	\$18.36	\$4,222.79
27	\$4,222.79	\$201.28	\$183.68	\$17.59	\$4,039.11
28	\$4,039.11	\$201.28	\$184.45	\$16.83	\$3,854.66
29	\$3,854.66	\$201.28	\$185.21	\$16.06	\$3,669.44
30	\$3,669.44	\$201.28	\$185.99	\$15.29	\$3,483.46
31	\$3,483.46	\$201.28	\$186.76	\$14.51	\$3,296.70
32	\$3,296.70	\$201.28	\$187.54	\$13.74	\$3,109.16
33	\$3,109.16	\$201.28	\$188.32	\$12.95	\$2,920.83
34	\$2,920.83	\$201.28	\$189.11	\$12.17	\$2,731.73
35	\$2,731.73	\$201.28	\$189.89	\$11.38	\$2,541.83
36	\$2,541.83	\$201.28	\$190.69	\$10.59	\$2,351.15
37	\$2,351.15	\$201.28	\$191.48	\$9.80	\$2,159.67
38	\$2,159.67	\$201.28	\$192.28	\$9.00	\$1,967.39
39	\$1,967.39	\$201.28	\$193.08	\$8.20	\$1,774.31
40	\$1,774.31	\$201.28	\$193.88	\$7.39	\$1,580.43
41	\$1,580.43	\$201.28	\$194.69	\$6.59	\$1,385.74
42	\$1,385.74	\$201.28	\$195.50	\$5.77	\$1,190.24
43	\$1,190.24	\$201.28	\$196.32	\$4.96	\$993.92
44	\$993.92	\$201.28	\$197.13	\$4.14	\$796.79
45	\$796.79	\$201.28	\$197.96	\$3.32	\$598.83
46	\$598.83	\$201.28	\$198.78	\$2.50	\$400.05
47	\$400.05	\$201.28	\$199.61	\$1.67	\$200.44
48	\$200.44	\$201.28	\$200.44	\$0.84	\$0.00

Discussion and/or Action Item E.2.2. Adoption of Resolution #0910-20 to Authorize the Issuance of the 2010 General Obligation Renewal Bond Anticipate Notes

Prepared by Karl Christensen  
February 16, 2010

**BACKGROUND:**

On November 7, 2006, the voters within the Santee School District ("District") voted to approve Proposition R to authorize the District to issue general obligation bonds to finance certain specified capital projects and facilities. These proceedings were authorized, and the election conducted, pursuant to the Constitution of the State of California ("State"), the provisions of Proposition 39, related State law and District Resolution No. 0607-05. Under Proposition 39 the affirmative vote requirement to authorize the bonds was 55%. Proposition R was approved by more than the required 55% affirmative vote.

The District has previously authorized, issued and sold four (4) series of Santee School District General Obligation Bonds, 2006 Election, in the aggregate par amount of \$41,094,271.30 (collectively the "Bonds") leaving not less than \$18,905,728.70 of the Proposition R bond authorization unissued.

The issuance of securities authorized pursuant to Proposition R is subject to the requirements and limitations of Proposition 39, including, but not limited to, the formation and appointment of the Citizens' Oversight Committee. The Board of Education ("Board") has taken action to form, and appoint members to, its Citizens' Oversight Committee.

In 2009, the District authorized, issued and sold its 2009 General Obligation Bond Anticipation Notes of the Santee School District ("2009 Notes") in the amount of \$11,500,000. Construction proceeds generated from the sale of the 2009 Notes were used for District capital projects and facilities construction. Pursuant to their terms, the 2009 Notes mature on June 15, 2010. State law allows for general obligation bond anticipation notes to be renewed for a period of up to five years from the date the original notes were issued. Based on anticipated receipt of State funds, and other economic factors, it is currently proposed to issue general obligation renewal bond anticipation notes to renew and extend the term of the notes financing. The renewal notes would be designated as the 2010 General Obligation Renewal Bond Anticipation Notes of the Santee School District ("2010 Notes"). The 2010 Notes would be repaid from the proceeds of general obligation bonds issued under the Proposition R authorization or from other funds available (such as State funds).

The 2010 Notes will be sold through Piper Jaffray & Co., as Underwriter ("Underwriter"). The District is represented by Bowie, Arneson, Wiles & Giannone, as District Bond Counsel ("Bond Counsel"), by Orrick, Herrington & Sutcliffe LLP, as Disclosure Counsel

to the School District ("Disclosure Counsel"), Dolinka Group, LLC, as Financial Consultant ("Financial Consultant") and Dissemination Agent ("Dissemination Agent") to the School District and California Financial Services, as Credit Enhancement Consultant to the District ("Credit Enhancement Consultant"). U.S. Bank National Association will function as the Trustee ("Trustee") and Escrow Agent.

Under the requirements of State law, the 2010 Notes are issued by the District.

Under the proposed documents, the Board would adopt Resolution No. 0910-20 providing for the issuance of the 2010 Notes. Certain of the terms governing the 2010 Notes would be set out in an Indenture that would be entered into between the District and the Trustee. The basic form of the Indenture is attached to Resolution No. 0910-20. The final terms of the 2010 Notes pertaining to maturity date, interest rate(s) and form(s) of the 2010 Notes and related matters will be set out in the Indenture once final sale terms are agreed to.

In order to pay off the outstanding 2009 Notes pursuant to their terms, a portion of the proceeds of the 2010 Notes would be deposited and invested under the terms of an Escrow Agreement. The current proposed draft form of the Escrow Agreement is presented to the Board and will be approved as to form under the provisions of Resolution No. 0910-20. The Escrow Agreement will be finalized during the process for issuance and sale of the 2010 Notes.

The proposed forms of the Note Purchase Agreement and the Continuing Disclosure Agreement relating to the 2010 Notes are also attached as exhibits to Resolution No. 0910-20. The Note Purchase Agreement sets out the terms under which the 2010 Notes would be sold to the Underwriter and includes factual representations that the Underwriter is required to confirm in order to consummate a valid purchase of the 2010 Notes. The Continuing Disclosure Agreement is a document delivered by the District to comply with federal on-going disclosure requirements. Those requirements apply to the 2010 Notes and require that the District (through the Dissemination Agent) annually provide certain information relating to the 2010 Notes (while they are outstanding) to investors and potential investors. The Note Purchase Agreement and Continuing Disclosure Agreement are presented in draft and will be finalized during the process for the issuance and sale of the 2010 Notes.

A Preliminary Official Statement, by which the 2010 Notes will be offered to purchasers for sale, has also been prepared and provided to the District and the members of the Board. The Preliminary Official Statement includes information concerning the 2010 Notes, the District and the District's financial information. **It is important that each member of the Board read and be familiar with the contents of the Preliminary Official Statement inasmuch as this document constitutes the District's principal offering document for this transaction.**

The District may, with the assistance of the Financial Consultant, Credit Enhancement Consultant and Underwriter, apply for credit enhancement for the 2010 Notes through



certain financial companies and may purchase such credit enhancement for the 2010 Notes if it is available and economically necessary or favorable to the District to do so.

All other documents for the issuance and sale of the 2010 Notes will be prepared and/or reviewed by the District's Bond Counsel, the District's Disclosure Counsel, the Underwriter and/or the Financial Consultant.

The District will also arrange, through the County, for the collection of the *ad valorem* taxes as may be necessary to repay interest due on the 2010 Notes pursuant to applicable statutory requirements.

Additional discussion of the relevant documents relating to the 2010 Notes is included in the following pages.

**RECOMMENDATION:**

In order to provide for the renewal and extension of the 2009 Notes through the issuance of the 2010 Notes on the terms and conditions set out in the documents presented, it is recommended that the Board of Education adopt Resolution No. 0910-20.

This recommendation supports the following District goal:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

In 2009, the District authorized, issued and sold its 2009 General Obligation Bond Anticipation Notes of the Santee School District ("2009 Notes") in the amount of \$11,500,000. Pursuant to their terms, the 2009 Notes mature on June 15, 2010. Adoption of Resolution #0910-20 authorizes issuance of general obligation renewal bond anticipation notes to renew and extend the term of the notes financing. The 2010 Notes would be repaid from the proceeds of general obligation bonds issued under the Proposition R authorization or from other funds available (such as State funds).

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion:		Second:		Vote:		Agenda Item E.2.2.
---------	--	---------	--	-------	--	--------------------

**RESOLUTION NO. 0910-20**

**RESOLUTION OF THE BOARD OF EDUCATION OF THE SANTEE SCHOOL DISTRICT PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$12,000,000 INITIAL PRINCIPAL AMOUNT OF 2010 GENERAL OBLIGATION RENEWAL BOND ANTICIPATION NOTES OF THE SANTEE SCHOOL DISTRICT; APPROVING THE FORM OF AN INDENTURE; PRESCRIBING THE TERMS FOR SALE OF SUCH NOTES; AUTHORIZING THE EXECUTION AND DELIVERY OF A NOTE PURCHASE AGREEMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN OFFICIAL STATEMENT FOR THE NOTES; AUTHORIZING EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE AGREEMENT AND AN ESCROW AGREEMENT WITH RESPECT TO THE 2010 NOTES; AUTHORIZING EXECUTION OF OTHER NECESSARY DOCUMENTS; MAKING RELATED FINDINGS AND DETERMINATIONS AND TAKING RELATED ACTIONS**

**WHEREAS**, the Santee School District ("School District") is a public school district organized and operating within the County of San Diego ("County") pursuant to the laws of the State of California ("State"), including, but not limited to, the State Constitution and the California Education Code ("Education Code"); and

**WHEREAS**, the issuance of not to exceed \$60,000,000 aggregate principal amount of general obligation bonds of the School District was authorized ("Bond Authorization") at an election duly called and regularly conducted within the School District on November 7, 2006 (further identified as "Proposition R") ("Bond Election"), pursuant to the provisions of the "Safer Schools, Smaller Classes and Financial Accountability Act" (also known as "Proposition 39"), the State Constitution and related State law; and

**WHEREAS**, the results of the Bond Election were certified by this Board of Education of the School District ("District Board") by adoption of Resolution No. 0607-15, adopted on January 9, 2007, pursuant to State law, which Resolution No. 0607-15 was filed as required by State law; and

**WHEREAS**, the proceeds of general obligation bonds or notes issued pursuant to the Bond Authorization are to be used for identified facilities financing projects (as set out in School District Resolution No. 0809-01, adopted on August 1, 2006, which is incorporated herein by this reference ("Resolution No. 0809-01")), as approved by the voters in the Bond Election; and

**WHEREAS**, the School District, pursuant to the provisions of California law, has authorized, issued and sold its (i) Santee School District General Obligation Bonds, 2006 Election, Series A, in the initial par amount of \$18,000,000 ("Series A Bonds"); (ii) Santee School District General Obligation Bonds, 2006 Election, Series B, in the initial par amount of \$12,385,076.75 ("Series B Bonds"); (iii) Santee School District General Obligation Bonds, 2006 Election, Series C, in the initial par amount of \$2,869,039.35 ("Series C Bonds"); and (iv) Santee School District General Obligation Bonds, 2006 Election, Series D, in the initial par amount of \$7,840,155.20

("Series D Bonds" and collectively with the Series A Bonds, Series B Bonds and Series C Bonds, the "Prior Bonds"), leaving not less than \$18,905,728.70 of the Bond Authorization unissued; and

**WHEREAS**, the School District has previously authorized and issued the 2009 General Obligation Bond Anticipation Notes of the Santee School District ("2009 Notes") in the initial aggregate par amount of \$11,500,000; and

**WHEREAS**, pursuant to the provisions and limitations of California Education Code ("Education Code") Section 15150 and related State law, California school districts may issue renewal general obligation bond anticipation notes on a negotiated or competitive basis, maturing within a period not to exceed five years from the issuance date of the original notes, in anticipation of the sale of general obligation bonds authorized at the time the original notes are issued, provided that the proceeds received from the sale of such renewal notes are used to renew the 2009 Notes; and

**WHEREAS**, the District Board has deemed it in the best interests of the School District to provide for the issuance and sale of general obligation renewal bond anticipation notes designated as "2010 General Obligation Renewal Bond Anticipation Notes of the Santee School District" ("2010 Notes") in the principal amount not to exceed \$12,000,000 for the purpose of defeasing and renewing the 2009 Notes as authorized by State law; and

**WHEREAS**, the District Board desires to confirm its retention of Piper Jaffray & Co., as its Underwriter ("Underwriter"), Bowie, Ameson, Wiles & Giannone, as Bond Counsel ("Bond Counsel"), Orrick Herrington & Sutcliffe LLP, as Disclosure Counsel ("Disclosure Counsel"), the Dolinka Group, LLC as Financial Consultant ("Financial Consultant") and Dissemination Agent ("Dissemination Agent") and California Financial Services as Credit Enhancement Consultant ("Credit Enhancement Consultant") to the School District in connection with the issuance and sale of the 2010 Notes; and

**WHEREAS**, the District Board has determined to authorize the execution and delivery of a Indenture (as further described and defined herein) for the purpose of issuing the 2010 Notes and providing for various terms and conditions concerning the 2010 Notes; and

**WHEREAS**, the District Board desires that the 2010 Notes be sold by negotiated sale and that the sale thereof may involve the purchase or acquisition of credit enhancement to secure repayment of the 2010 Notes; and

**WHEREAS**, the District Board has been presented with the forms of a Preliminary Official Statement, a Note Purchase Agreement ("Purchase Agreement"), a Continuing Disclosure Agreement and an Escrow Agreement relating to the 2010 Notes, which documents are on file with the Clerk of the District Board; and

**WHEREAS**, based upon documentation presented to the District Board, the District Board is prepared to make certain findings and determinations concerning the issuance and sale of the 2010 Notes; and

**WHEREAS**, Proposition 39, and related State statutory provisions, require that the School District comply with various accountability measures, as further described below, which the

School District has either previously complied with, or will comply with, during the course of issuing the 2010 Notes and/or expending the construction proceeds of the 2009 Notes; and

WHEREAS, based on the foregoing, the District Board has determined that it is appropriate to adopt this Resolution, including making certain findings and directing certain related actions.

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

**Section 1. Incorporation of Recitals.** The foregoing recitals are true and correct and are incorporated herein by this reference.

**Section 2. Conditions Precedent.** The District Board determines that all acts and conditions necessary to be performed by the District Board or to have been met precedent to and in the issuance and sale of the 2010 Notes, as set forth herein, in order to make them legal and valid special obligations of the School District, have been performed and have been met, or will at the time of delivery of the 2010 Notes have been performed and met, in regular and due form as required by law; that no statutory or Constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the 2010 Notes; and the School District is now authorized under Education Code Section 15150 *et seq.*, and related State law, to issue the 2010 Notes in the manner and form provided for in this Resolution and the documents and agreements described herein.

**Section 3. Purpose of Notes.** The 2010 Notes of the School District, in the aggregate Principal Amount of not to exceed \$12,000,000, shall be offered for sale, the proceeds of which are to be used for the defeasance and renewal of the 2009 Notes as set out in State law and to pay all necessary costs or expenses incurred in the issuance, sale and delivery of the 2010 Notes.

**Section 4. Authority for Issuance of Notes.** The 2010 Notes shall be issued and offered for sale by the School District, pursuant to and in accordance with the California Constitution, the provisions of Proposition 39, this Resolution, Education Code Sections 15150, 15100 *et seq.*, 15266, and other applicable State law.

**Section 5. Issuance of 2010 Notes; Indenture.** The issuance of the 2010 Notes in an aggregate initial principal amount not-to-exceed \$12,000,000 is hereby authorized pursuant to the proceedings and legal authority referenced herein. The 2010 Notes shall mature on the date(s) and pay interest at the rates set forth in the Purchase Agreement (as described herein). All the provisions of the 2010 Notes shall be governed by the terms and conditions set forth in the Indenture ("Indenture") to be prepared by Bond Counsel to the School District and executed by the President of the District Board, or in the President's absence any other member of such body, or the Superintendent of the School District or the Superintendent's designees (each a "Designated Officer(s)"), which Indenture shall be in substantially the form attached hereto as Exhibit "A", which is incorporated herein by this reference, with such additions thereto and changes therein as are recommended or approved by Bond Counsel and Designated Officer, with such approval to be conclusively evidenced by the execution and delivery of the Indenture. Capitalized terms used in this Resolution which are not defined herein shall have the meaning(s) ascribed to them in the form of the Indenture attached hereto as Exhibit "A".

**Section 6. Negotiated Sale.** The Designated Officer (as defined in Section 5 above) is hereby authorized to negotiate the sale of the 2010 Notes to the Underwriter. The 2010 Notes shall be sold pursuant to the applicable provisions of Education Code Section 15150, related State law and the terms and conditions set forth in the Purchase Agreement, as described and defined herein.

**Section 7. Approval of Form of Purchase Agreement; Execution and Delivery.** The 2010 Notes shall be sold by negotiated sale by the Designated Officer pursuant to the terms and conditions set forth in the Purchase Agreement, substantially in the form appended hereto as Exhibit "B" and incorporated by reference herein and the provisions hereof. The form of the Purchase Agreement is hereby approved and the Designated Officer is hereby authorized to execute and deliver the Purchase Agreement (when such Purchase Agreement is satisfactory to the Designated Officer) and the Designated Officer of the School District is hereby authorized to execute the Purchase Agreement, with such changes therein, deletions therefrom and modifications thereto as the Designated Officer shall determine, such approval to be conclusively evidenced by the execution and delivery thereof; provided, however, that the term of the 2010 Notes shall not exceed the statutory period authorized by the law at the time the 2010 Notes are sold, which term shall be set forth in the Purchase Agreement, the true interest cost for the 2010 Notes shall not exceed six and one-half percent (6.50%) and the Underwriter's discount, not including any original issue premium or original issue discount, if any, shall not exceed one and thirty-five hundredths of one percent (1.350%) (exclusive of any original issue discount on the 2010 Notes which original issue discount shall not exceed 5.00%, and further excluding any amount the Underwriter agrees to pay as Costs of Issuance under the terms of the Purchase Agreement), of the aggregate principal amount of 2010 Notes sold thereunder. True interest cost for purposes of this Section means that nominal interest rate that, when compounded semiannually and used to discount the debt service payments on the 2010 Notes to the dated date(s) of the 2010 Notes, results in an amount equal to the purchase price of the 2010 Notes, excluding interest accrued to the date of delivery, if any. The Designated Officer is further authorized to determine the principal amount of the 2010 Notes to be specified in the Purchase Agreement and the Indenture for sale by the School District, up to an aggregate principal or issue amount of \$12,000,000, to determine whether to purchase or acquire credit enhancement, to modify, or eliminate, redemption terms for the 2010 Notes or to enter into and execute the Purchase Agreement, if the conditions set forth in this Resolution are met.

If it appears in the best interests of the School District to acquire credit enhancement to secure repayment of the 2010 Notes, the Designated Officer may so provide in the Purchase Agreement.

**Section 8. Source of Repayment.** The 2010 Notes shall be payable from the proceeds of the sale of general obligation bonds, or of any bond anticipation notes issued in renewal thereof pursuant to Education Code Section 15150 or from other funds of the School District lawfully available for the purpose of repaying the 2010 Notes as further described in the Indenture, including, but not limited to funds from the School Facilities Program of the State of California. Interest on the 2010 Notes shall be payable from the proceeds of the sale of general obligation bonds, from *ad valorem* taxes lawfully levied to pay principal of and interest on general obligation bonds or from other funds of the School District lawfully available for the purpose of repaying the interest on the 2010 Notes, including, but not limited to funds from the School Facilities Program of the State of California, as further described in the Indenture.

**Section 9. Covenants.** The covenants of the School District set forth in the Indenture to be executed in accordance with Section 5 above are hereby approved and shall, upon the execution and delivery of the Indenture, be deemed to be covenants of the District Board, and shall be complied with by the School District and its officers. The Indenture shall, upon the execution and delivery of the Indenture, constitute a contract between the School District, the Trustee (as defined in the Indenture) and the Owners of the 2010 Notes.

**Section 10. Trustee Services.** The Designated Officers are hereby authorized to select a qualified financial entity to act as initial Trustee with respect to the Indenture, and the Designated Officer(s) is/are hereby authorized to enter into an agreement with the selected Trustee to provide such services to the School District.

**Section 11. Execution of Notes; Authentication** The 2010 Notes shall be signed by the President of the District Board (or in the President's absence, the Vice-President or acting President) by his or her manual or facsimile signature and countersigned by the manual or facsimile signature of the Clerk of the District Board (or in the Clerk's absence, an Assistant Clerk or Secretary to the District Board), both in their official capacities. The facsimile signatures of the President and the Clerk (or such other School District officers as called for above) may be printed, lithographed, engraved, or otherwise mechanically reproduced. The District Board directs that the provisions of Education Code Sections 15181 and 15182 shall apply to such execution of the 2010 Notes.

No 2010 Note shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this Resolution unless and until the certificate of authentication printed on the 2010 Note is manually signed by the Trustee as authenticating agent for the 2010 Notes. Authentication by the Trustee shall be conclusive evidence that the 2010 Note so authenticated has been duly issued, signed and delivered under this Resolution and is entitled to the security and benefit of this Resolution.

**Section 12. Delivery of Notes.** The proper officials of the School District shall cause the 2010 Notes to be prepared and, following their sale, shall have the 2010 Notes executed, authenticated and delivered to the original purchaser upon payment of the purchase price in immediately available funds. The proper officials of the School District shall cause a true transcript of proceedings with reference to the issuance of the 2010 Notes to be prepared and furnished to the original purchaser of the 2010 Notes.

**Section 13. Requested Cooperation from County Treasurer; Protections; Indemnification.**

(a) The County Treasurer-Tax Collector ("Treasurer"), and other officers of the County are requested to assist the School District in the issuance, sale and administration of the 2010 Notes as set forth herein and in the Indenture (as such applied to such County officers).

(b) The Treasurer and the County are requested to keep, or cause to be kept, proper books of record and accounts to record (i) the amount of taxes collected for payment of interest on the 2010 Notes, (ii) all deposits, expenditures and investment earnings of funds in the Building Fund (as defined in the Indenture), and other funds held by the Treasurer, pursuant to the terms of the Indenture, including all accounts or subaccounts thereof, and (iii) all transfers of funds for the

payment of the 2010 Notes. The Treasurer is requested to provide regular periodic written statements of such accounts to the School District. Such books of record and accounts shall, upon reasonable notice, during regular business hours be subject to the inspection of the School District, the Trustee and the Owners of not less than ten percent (10%) of the principal amount of the 2010 Notes then outstanding, or their representatives authorized in writing.

(c) The County, including its Board of Supervisors, officers, officials, agents and employees, shall undertake only those duties of the County under this Resolution and the Indenture which are specifically set forth in this Resolution and the Indenture, and even during the continuance of an event of the School District's default with respect to the repayment of the 2010 Notes, including interest thereon, no implied covenants or obligations shall be read into this Resolution or the Indenture against the County, including its Board of Supervisors, officers, officials, agents and employees.

(d) The School District hereby agrees to indemnify, defend and hold harmless the County, including its Board of Supervisors, officers, officials, agents and employees, against the payment of any and all liabilities, losses, costs and expenses (including attorneys fees and court costs), damages and claims which the County, including its Board of Supervisors, officers, officials, agents and employees, may incur in the exercise and performance of its or their powers and duties hereunder which are not due to its or their negligence or bad faith.

**Section 14. Preliminary Official Statement; Official Statement.** Pursuant to the provisions of applicable State law and federal disclosure requirements a Preliminary Official Statement relating to the 2010 Notes has been prepared, and the use and distribution of the Preliminary Official Statement and a final Official Statement in connection with the sale of the 2010 Notes is hereby authorized. The Underwriter is hereby authorized to distribute the Preliminary Official Statement and Official Statement to prospective purchasers of the 2010 Notes and other necessary parties. The Designated Officer is authorized to approve, execute and deliver, as applicable, copies of the Preliminary Official Statement and the final Official Statement, with such changes therein as such officer shall approve, in his or her discretion, as being in the best interests of the School District. Upon approval of such changes by such officer, the Preliminary Official Statement shall be deemed final as of its date, except for the omission of certain information as provided in and pursuant to Rule 15c2-12 promulgated by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as amended. The District Board hereby authorizes and directs the Designated Officer to deliver to the Underwriter a certificate to the effect that the School District deems the Preliminary Official Statement, in the form approved by the Designated Officer, to be final as of its date, within the meaning of Rule 15c2-12 promulgated under the Securities Exchange Act of 1934 (except for the omission of certain final pricing, rating and related information as permitted under such Rule). The District Board hereby also authorizes and directs the Designated Officer to execute and deliver the final form of the Official Statement to the Underwriter upon its final date.

**Section 15. Continuing Disclosure.** The covenants concerning the Continuing Disclosure Agreement (as defined below) shall be as set forth in the Indenture, as executed and delivered.

For purposes of this Section, "Continuing Disclosure Agreement" shall mean that certain Continuing Disclosure Agreement executed by the School District in connection with the 2010

Notes, as originally executed and as it may be amended from time to time in accordance with the terms thereof. A form of the Continuing Disclosure Agreement is attached hereto as Exhibit "C" and incorporated by reference herein. The Designated Officer(s) are hereby authorized to approve, execute and deliver the final form of the Continuing Disclosure Agreement with such changes, insertion and deletions as may be approved by such Designated Officer, which approval shall be conclusively evidenced by execution and delivery thereof.

Notwithstanding the foregoing, in the event that the maturity of the 2010 Notes does not require the provision of a continuing disclosure obligation from the School District under federal disclosure requirements, the Designated Officer may, in consultation with Disclosure Counsel, determine that no continuing disclosure document or agreement shall be provided by the School District with respect to the 2010 Notes. In such event, the first two paragraphs of this Section 15 shall be of no further force or effect.

**Section 16. Escrow Agreement, Escrow Agent.**

(a) A portion of the proceeds of the 2010 Notes will be deposited into certain fund(s) or account(s) established pursuant to an Escrow Agreement entered into by and between the School District and the Escrow Agent (as defined herein) for the defeasance of the 2009 Notes ("Escrow Agreement") in accordance with their terms.

(b) The Escrow Agreement authorizes the creation of an Escrow Fund (as defined in the Escrow Agreement) for purposes of retention and investment of funds deposited therein. The Escrow Fund, and any accounts thereof, shall be kept separate and distinct from all other District funds and accounts. A portion of the proceeds of the 2010 Notes shall be deposited into the Escrow Fund to pay and defease the 2009 Notes. Monies in the Escrow Fund may be transferred or utilized, as directed by the District to the Escrow Agent in writing, for the payment and/or defeasance of the 2009 Notes. Such utilization may include, but is not limited to, transfer to the fund(s) or account(s) established pursuant to the Escrow Agreement for deposit or investment as set forth therein or direct expenditures to the beneficial owners (or DTC on their behalf) of the 2009 Notes. Upon the expenditure of all monies held in the Escrow Fund, and the accounts thereof, the Escrow Agent shall close such fund and notify the District of such closure in writing.

(c) The Board hereby appoints U.S. Bank National Association as Escrow Agent for the defeasance of the 2009 Notes.

(d) The form of Escrow Agreement pertaining to the defeasance of the 2009 Notes, as presented at this meeting and on file with the Clerk of the District Board, is hereby approved. The Designated Officers are hereby authorized and directed, for and in the name of the District, to execute and deliver the Escrow Agreement in substantially the form hereby approved, with such additions thereto and changes therein as are recommended by Bond Counsel to the District. If, after payment in full of all principal and interest on the 2009 Notes there remain excess proceeds, any such excess amounts shall be transferred to the 2010 Notes Repayment Fund.

**Section 17. Compliance with Proposition 39.** The findings and determinations set forth in Section 16 of District Resolution No. 0809-39, adopted on May 19, 2009 (and as supplemented) ("Resolution No. 0809-39") are incorporated herein by this reference. The School District hereby determines and directs that such findings and determinations shall remain



applicable to the construction proceeds generated from the sale of the 2009 Notes until such proceeds are fully expended for the purposes for which the 2009 Notes were issued.

**Section 18. Compliance with State Law.** That pursuant to Government Code Section 53410, the District Board hereby finds, determines and directs as follows:

The School District hereby determines and directs that the reporting requirements set forth in Section 17 of Resolution No. 0809-39 shall remain applicable to the 2009 Note Proceeds (as defined in Resolution No. 0809-39) until such proceeds are fully expended for the purposes for which the 2009 Notes were issued.

**Section 19. Additional Findings and Directives.** The District Board hereby finds, determines and directs as follows:

(a) The 2010 Notes shall be sold by negotiated sale as set forth in Sections 5, 6 and 7 of this Resolution and elsewhere herein.

(b) The 2010 Notes shall be sold by negotiated sale inasmuch as: (i) such a sale will allow the School District to utilize the services of consultants who are familiar with the financial needs, status and plans of the School District; (ii) such a sale will allow the School District to utilize the services of consultants at a lower cost than selecting, retaining and utilizing the services of consultants who are not familiar with the School District, its financing needs and related matters; (iii) such a sale will allow the School District to control the timing of the sale of the 2010 Notes to the municipal bond market in order to meet School District financing requirements in a timely manner; and (iv) such a sale will provide more flexibility in the timing of the sale, including an ability to implement the sale in a shorter time period and an increased ability to structure the 2010 Notes to fit the needs of particular purchasers, all of which will contribute to the School District's financing needs.

(c) The School District is represented by Piper Jaffray & Co., as its Underwriter, Bowie, Arneson, Wiles & Giannone, as Bond Counsel, Orrick Herrington & Sutcliffe LLP, as Disclosure Counsel, Dolinka Group, LLC as Financial Consultant and Dissemination Agent, and California Financial Services as Credit Enhancement Consultant in connection with the 2010 Notes. The School District expects to use the services of U.S. Bank National Association as Trustee and Escrow Agent with respect to the 2010 Notes.

(d) The District Board estimates that the costs associated with the issuance of the Notes, including compensation to the Underwriter and any such costs which the Underwriter agrees to pay pursuant to the Purchase Agreement, are set forth in Exhibit "D", attached hereto and incorporated herein by this reference. Such costs of issuance of the 2010 Notes include (as applicable), but are not limited to, costs of credit enhancement, Bond Counsel and Disclosure Counsel fees and expenses, consultant fees and costs, rating agency fees, County costs, printing costs and related costs and expenses. Such figure is an estimate and shall not constrain or limit the School District as to the issuance and sale of the 2010 Notes pursuant to the directives and conditions set forth herein. It is currently expected that the 2010 Notes may be sold to the market at a premium, and that in such event such premium will be utilized to cover costs of issuance of the 2010 Notes.

(e) The District Board hereby directs that following the sale of the 2010 Notes, the District Board shall be presented with the actual costs of sale, issuance and delivery costs associated with the 2010 Notes (as described herein) at the next occurring meeting of the District Board for which such information can be determined and presented in accordance with State law.

(f) The District Board hereby directs that following the sale and delivery of the 2010 Notes that an itemized summary of the costs of the sale, issuance and delivery costs of the 2010 Notes shall be provided to the California Debt and Investment Advisory Commission (CDIAC). The District Board hereby determines that submission of such information as part of the filing of the Report of Final Sale for the 2010 Notes made to CDIAC pursuant to State law, including Government Code Section 8855, shall constitute compliance, to the extent applicable, with the requirements of Education Code Section 15146(c)(2).

(g) The District Board hereby directs that as part of the authorization for issuance, sale, issuance and delivery of the 2010 Notes that all necessary filings with CDIAC shall be completed by the School District staff and/or its consultants on behalf of the School District. The District Board directs that confirmation of such filings shall be included in the transcript of agreements, resolutions, proceedings and documents prepared and delivered in connection with the authorization for issuance, sale and delivery of the 2010 Notes.

(h) The District Board hereby finds and determines that in the event that a portion of the principal amount of the 2010 Notes is utilized to fund capitalized interest on all or a portion of the 2010 Notes, as permitted pursuant to State law, that, for purposes of current law, such allocated portion of the 2010 Notes shall be considered as an interest payment(s) on the 2010 Notes.

**Section 20. Approval of Actions.** All actions heretofore taken by officers and agents of the School District with respect to the sale and issuance of the 2010 Notes are hereby approved, confirmed and ratified. The President and Clerk of the District Board and the Superintendent and the Designated Officer(s) are each authorized and directed in the name and on behalf of the School District to make and execute any and all certificates, requisitions, agreements, notices, consents, warrants and other documents, which they, or any of them, might deem necessary or appropriate in order to consummate the lawful issuance, sale and delivery of the 2010 Notes. Whenever in this Resolution any officer of the School District is authorized to execute or countersign any document or take any action, such execution, countersigning or action may be taken on behalf of such officer by any person designated by such officer to act on his or her behalf in case such officer shall be absent or unavailable.

**Section 21. Costs of Issuance Custodian Agreement.** As provided in the Purchase Agreement, the Underwriter may be required to pay all or a portion of the Costs of Issuance from its own funds as a condition to the purchase of the 2010 Notes. The Board hereby authorizes the Designated Officer(s) to enter into a Costs of Issuance Custodian Agreement (or equivalent agreement) with a designated bank or financial institution. As provided in such agreement, amounts provided by the Underwriter for payment of Costs of Issuance shall be deposited thereunder and the payment of Costs of Issuance may be requisitioned by a Designated Officer(s) in accordance with the terms of such agreement.

**Section 22. School District Consultants, County Costs and Other Costs.**

(a) The Designated Officer is authorized and directed to contract for consultant services, including, but not limited to, legal and financial services, as specified below. The Designated Officer is authorized and directed to enter into, execute and deliver services agreements with such consultants.

(i) The District Board hereby confirms the appointment of the firm of Piper Jaffray & Co. to act as Underwriter to the School District relative to the issuance and sale of the 2010 Notes.

(ii) The District Board hereby confirms the appointment of the firm of Bowie, Arneson, Wiles & Giannone to act as Bond Counsel to the School District relative to the issuance and sale of the 2010 Notes.

(iii) The District Board hereby confirms the appointment of the firm of Orrick Herrington & Sutcliffe LLP to act as Disclosure Counsel to the District with respect to the issuance and sale of the 2010 Notes.

(iv) The District Board hereby confirms the appointment of Dolinka Group, LLC to act as Financial Consultant and Dissemination Agent to the District with respect to the issuance and sale of the 2010 Notes and related financing matters.

(v) The District Board hereby confirms the appointment of California Financial Services to act as the Credit Enhancement Consultant to the District with respect to the issuance and sale of the 2010 Notes and related financing matters.

(vi) The District Board authorizes U.S. Bank to serve as Trustee and Escrow Agent with respect to the issuance and sale of the 2010 Notes and the payment of the 2009 Notes.

(b) That this District Board authorizes the payment to the County or County staff's out-of-pocket expenses and other County costs in connection with the County's support of, and participation in, the issuance of the 2010 Notes.

(c) The Superintendent, or the Designated Officer, of the School District is authorized and directed to contract for such other and further services, including legal, financial, verification agent, escrow agent and related professional services, or as otherwise necessary so the School District may proceed with, and complete, the issuance and sale of the 2010 Notes as set forth herein.

**Section 23. Partial Invalidity; Severability.** If any one or more of the covenants or agreements, or portions thereof, provided in this Resolution on the part of the District to be performed should be contrary to law, then such covenant or covenants, such agreement or agreements, or such portions thereof, shall be null and void and shall be deemed separable from the remaining covenants and agreements or portions thereof and shall in no way affect the validity of this Resolution or of the 2010 Notes; but the Note owners shall retain all rights and benefits accorded to them under any applicable provisions of law. The District hereby declares that it

would have entered into this Resolution and each and every other section, paragraph, subdivision, sentence, clause and phrase hereof and would have authorized the issuance of the 2010 Notes pursuant hereto irrespective of the fact that any one or more sections, paragraphs, subdivisions, sentences, clauses or phrases of this Resolution or the application thereof to any person or circumstance may be held to be unconstitutional, unenforceable or invalid.

**Section 24. Furnishing of Certified Copies of Resolution.** The Clerk of the District Board shall furnish, or cause to be furnished, two (2) certified copies of this Resolution to Bowie, Arneson, Wiles & Giannone and shall send one (1) copy of this Resolution to each of the following:

San Diego County Treasurer/Tax Collector  
ATTN: Dan McAllister  
1600 Pacific Highway, Room 101  
San Diego, CA 92101

San Diego Chief Financial Officer/Auditor and Controller  
ATTN: Juan Perez  
1600 Pacific Highway, Room 077  
San Diego, CA 92101

San Diego County Counsel  
ATTN: Rachel Witt  
1600 Pacific Highway, Room 355  
San Diego, CA 92101

San Diego County Office of Education  
ATTN: Mikal Nicholls  
6402 Linda Vista Road, Room 607  
San Diego, CA 92111

**Section 25. Governing Law.** This Resolution shall be construed and governed in accordance with the laws of the State of California.

**Section 25. Effective Date.** This Resolution shall take effect immediately upon its adoption by the District Board.

[Remainder of this page is blank]

Discussion and/or Action Item E.3.1.  
Prepared by Karl Christensen  
February 16, 2010

Proposition R Program Performance Review  
Report, Fiscal Year 2008-09

### **BACKGROUND:**

The Independent Citizens Oversight Committee (ICOC) under Proposition 39 regulations requires a performance audit of the Capital Improvement Program bond expenditures. A second performance audit for expenditures for fiscal year 2008-09 was completed by AF Consultants (AFC), Tony Fulton. This audit report is extensive due to the amount of work completed during Phase I school construction in 2008-09.

Members of the ICOC will receive the report at their next regularly scheduled meeting. Mr. Fulton attended the November 2009 ICOC meeting and briefly shared some of his findings. The audit reports that expenditures were compliant with bond language and that projects within the District's Capital Improvement Program were on time, within budget, and well-managed. The report also indicates that the lease-leaseback methodology has proven to be an excellent choice for the future.

Tonight, Mr. Fulton will be present to answer Board of Education member's questions regarding the second annual Proposition R Program Performance Review Report for the 2008-09 fiscal year. In addition, the Assistant Superintendent of Business Services, Karl Christensen, will provide District responses to recommendations in the report.

### **RECOMMENDATION:**

Numerous recommendations are contained with the Audit Report. They are outlined below within two categories:

#### *Recommendations Requiring Board Action*

The following recommendations in the report are addressed as follows:

- It is recommended that the Board of Education accept the second annual Proposition R Program Performance Review Report,
- *Recommendation 1.1:* It is recommended that the Board of Education approve a summary agenda item for the final project contract amounts for all projects completed during Phase I. Following are the project close-out costs:

PROJECT	*Pre-Bid Budget	Original GMP	Bid Savings	Final GMP	GMP Savings	Overall Savings
Cajon Park - 20 CR Addition	\$10,760,520	\$10,132,317	\$628,203	\$9,481,201	\$651,116	\$ 1,279,319
Cajon Park - Modernization & Library Tech	7,234,767	6,744,897	489,870	6,544,495	200,402	690,272
Rio Seco - Modernization & Library Tech	11,618,443	8,518,545	3,099,898	8,052,721	465,824	3,565,722
Sycamore Canyon- Modernization	8,277,082	6,043,409	2,233,673	5,834,957	208,452	2,442,125
Carlton Oaks - Modernization & Library Tech	<u>9,358,378</u>	<u>8,542,887</u>	<u>815,491</u>	<u>8,094,892</u>	<u>447,995</u>	<u>1,263,486</u>
<b>TOTALS</b>	<b>\$47,249,190</b>	<b>\$39,982,055</b>	<b>\$7,267,135</b>	<b>\$38,008,266</b>	<b>\$1,973,789</b>	<b>\$9,240,924</b>

\* Estimated based on Project Cost Report from Colbi dated 5/8/08 plus 18.5% ( made up of 10% GC's, fee, OH&P, 3.5% Contingency, and 5%

Owner's Contingency )

The attached tables (attachment #1) show the original contract amounts, each contingency, final savings split, and the final GMP amount paid. In summary, while the District set aside \$1,903,907 as their contingency, the contractor returned \$1,973,789 of that sum to the District. The \$69,882 savings were all from the contractor's shared contingency savings.

- Recommendation 4.1: It is recommended that the Board of Education approve all change order documents. (See attachment #2).

#### Recommendations Requiring Administrative Action

- Recommendation 1.2: AFC recommends that the District take the time to re-evaluate the program accomplishments to date and the remaining program projects to be completed (program spending and commitments to date; priority for the completion of the remaining projects given the State funding constraints; re-scheduling, re-budgeting, re-scoping and other issue present under various State funding scenarios)
- Recommendation 2.1: AFC recommends that if future architectural contracts are negotiated by the District, that they be carefully reviewed by legal counsel and that they continue to be tailored to the construction methodology employed, scope, and schedule for the projects to be executed.
- Recommendation 2.2: AFC recommends that the District verify that there will be no additional future costs for architectural or other design related services caused by project delays, or if that is found not to be the case, should budget for extra services and DSA approvals accordingly.
- Recommendation 2.3: AFC recommends that the District, if they have not all ready done so, evaluate all open vendor contracts and determine which will continue, which are partially completed, which will be terminated/suspended, and which will be renegotiated in the future.
- Recommendation 2.4: AFC recommends that all vendors be given formal notice relating to the status of their current contractual agreements. Further, they should be notified that once the Phase 2 projects are restarted, the District will re-evaluate their proposals for scope, budget, and schedule to ensure that the terms of their agreements have not changed.

- Recommendation 3.1: AFC recommends, that in the future when a Lease-Leaseback Contract is utilized, the District review the contractor's job cost report on a monthly basis to ensure that they are paying the lesser of cost to date or the percentage of completion of the Guaranteed Maximum Price. Additionally, we suggest that the District not include General Conditions as a fixed percentage of construction. Preferably, General Conditions should be based on actual cost (perhaps with a Not-To-Exceed) and subject to audit on a monthly basis and subject to recovery of purchased equipment/tools/supplies.
- Recommendation 3.2: AFC suggests that the District assign a staff member the specific task of reconciling all final construction invoices to ensure the contractor appropriately reflects contingency usage and that final amounts due are properly calculated prior to releasing final payment.
- Recommendation 3.3: AFC suggests that the District continue to develop bond spending accounting models that show low level project report that "rolls up" to program reporting.
- Recommendation 4.2: AFC recommends that the District diligently strive to keep the time from receipt of a Change Order Request (COR) to the processing of a final Change Order to within 30-45 days to reduce risk. It should be also noted that the District urge their contractor's to submit proposed change order requests on a timely basis as some of these delays were due to untimely DEB submittal processes.
- Recommendation 4.3: AFC recommends that the District should be the only entity classifying the changes by reason code.

These recommendations support the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

There is no fiscal impact at this time.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:	<i>Ryan</i>	Second:	<i>Carlisle</i>	Vote:	<i>5-0</i>	Agenda Item E.3.1.
---------	-------------	---------	-----------------	-------	------------	--------------------

Consent Item D.3.1.  
Prepared by Karl Christensen  
March 2, 2010

Appointment of Member to Independent Citizens  
Oversight Committee

**BACKGROUND:**

On November 7, 2006, citizens voted in favor of a bond (Proposition R) to modernize and improve Santee School District facilities. The amount of bond funding is \$60,000,000; however, this amount is part of the larger comprehensive modernization plan. The Committee's primary purpose is to inform the public at least annually in a written report regarding the expenditure of the Bond proceeds. Members may, but are not entitled to, serve for a maximum of two (2) consecutive terms. No member(s) may be a District employee, official, vendor, contractor, or consultant.

On March 5, 2007 the Board of Education appointed initial membership to the Independent Citizens' Oversight Committee (ICOC), and subsequently expanded the Committee to 11 members on March 20, 2007. Currently, there are 7 members on the ICOC. The Santee School District ICOC has the following vacancies in its membership:

- One member who is active in a bona fide taxpayer association;
- One member who is active in a business organization representing the business community located within the District;

The San Diego Taxpayer's Association has referred an applicant who qualifies as an active member of a bona fide taxpayer association for the Board to consider appointing.

**RECOMMENDATION:**

It is recommended that the Board of Education appoint membership of the ICOC from the application presented this evening.

This recommendation supports the following district goals:

- Provide facilities that optimize the learning environment for all students.
- Assure the highest level of educational achievement for all students.

**FISCAL IMPACT:**

The budget of the Capital Improvement Program is \$128.8 million for nine (9) school modernizations, funded from CIP funds, Prop R bond proceeds of \$60M, and State modernization matching funds.

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion:	<i>Ryan</i>	Second:	<i>Batholomew</i>	Vote:	<i>5-0</i>	Agenda Item D.3.1.
---------	-------------	---------	-------------------	-------	------------	--------------------



Consent Item E.3.1.  
Prepared by Karl Christensen  
April 20, 2010

Ratification/Approval of Change Order #1,  
Chet F. Harritt Ball Field Project -  
Additional Costs

**BACKGROUND:**

On December 15, 2009, the Board of Education approved construction of the Chet F. Harritt Ball Field via the thirteenth amendment to the Lease-Leaseback contract with Barnhart, Inc. The project's owners' contingency for unforeseen conditions was established at \$22,551. On February 2, 2010, the Board of Education approved Change Order # 1 in the amount of \$32,891.96. Final costs were \$33,221, resulting in additional costs of \$329.04.

Since the original change was over the owners' contingency, it was brought to the Board of Education for ratification on February 2, 2010. The final amount is \$33,221.

**RECOMMENDATION:**

It is recommended that the Board ratify/approve the revised change order #1 for Chet F. Harritt Ball Field construction in the final amount of \$33,221 to convert underground electrical feeds to overhead for the relocatable classrooms.

This recommendation supports the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact is an additional \$329.04 from BAN funds for the Capital Improvement Program.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:		Second:		Vote:		Agenda Item E.3.1.
---------	--	---------	--	-------	--	--------------------

# CONTRACT CHANGE ORDER #001

## THIRTEENTH AMENDMENT (PHASE ONE) LEASE-LEASEBACK AGREEMENT

**Santee School District:**  
9625 Cuyamaca Street  
Santee, CA 92071

**Date: February 19, 2010**

**RE:** Chet F. Harritt – Majors Athletic Field  
**D.S.A. #:** 04 110216  
**SWAP#:** 1268.01.4

**CHANGE ORDER #:** 001  
**BARNHART JOB #:** 092900  
**BARNHART PCO #:** 002

Sir/Madam:

Per the District's request, we are forwarding for your review and approval, one (1) copy of our Change Order Request (COR) for the following:

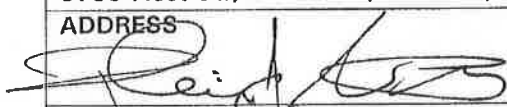
**Per direction from the District, provide and install temporary electrical for the temporary relocatable buildings. The maintenance and removal will be handled by the District.**


Performance of the above-defined work will **INCREASE** the **CONTRACT** price by the amount of **\$33,221** and will extend the contract completion date by **10** working days.

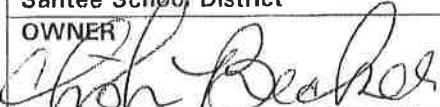

**Enclosure: Change Order Request Letter and related breakdown and backup.**

Upon signing by the Owner, Architect, IOR and Contractor, the above noted Contract is hereby amended per this Change Order and the terms of the Agreement.

This change represents full and complete compensation for all cost, direct and indirect, associated with the work and time agreed herein, including but not limited to, all costs incurred for extended overhead, disruption or suspension of work, labor inefficiencies, and the change's impact on the unchanged work. Acceptance of this change order constitutes approval to fund these changes from the Owner's Contingency funds held by Barnhart, Inc.,

<b>Trittipo Architecture &amp; Planning</b> ARCHITECT 1890 Diamond Street, San Marcos, CA 92078 ADDRESS  BY Bob Webb  DATE	<b>The Lightfoot Planning Group</b> ARCHITECT 5750 Fleet St., Suite 250, Carlsbad, CA 92008 ADDRESS  BY Phil Armstrong 3-2-10 DATE
---	---

<b>BARNHART, INC.</b> CONTRACTOR 10760 Thornmint Rd., San Diego CA 92127 ADDRESS  BY Anton Greenville  DATE	<b>Hendrix California School Construction Services</b> INSPECTOR OF RECORD PO Box 26, Santa Ysabel, CA 92070 ADDRESS  BY Todd Hendrix 2/26/10 DATE
--	---

<b>Santee School District</b> OWNER  BY Christina Becker DATE 3-2-10	9625 Cuyamaca St., Santee, CA 92071 ADDRESS  By Karl Christensen DATE 3-26-10
---	---

Consent Item E.3.2. Acceptance of 2008-09 Bond Audit  
Prepared by Karl Christensen  
April 20, 2010

**BACKGROUND:**

As part of the Independent Citizens' Oversight Committee (ICOC) responsibilities, a fiscal audit of expenditures associated with the Capital Improvement Program and paid for by the General Obligation Bond is required. An audit of the fiscal year 2008-09 was completed by Vavrinek, Trine, Day & Co., LLP, and was presented to the ICOC membership at its March 24, 2010 meeting. Members of the ICOC will be attending this evening's Board of Education meeting to present the financial audit to the Board. The audit determined that funds were expended per the bond language on only voter-approved projects.

**RECOMMENDATION:**

It is recommended that the Board of Education accept the financial audit of the District's Capital Improvement Program General Obligation Bond expenditures for fiscal year 2008-09.

This recommendation supports the following District goal:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The cost of the CIP bond audit report is \$6,800.00 and is paid from Capital Improvement Program Funds.

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion:		Second:		Vote:		Agenda Item E.3.2.
---------	--	---------	--	-------	--	--------------------

Consent Item F.3.1.  
Prepared Karl Christensen  
May 18, 2010

Approval of Fire Service Design and Fire Flow  
Tests for 10-Classroom Addition Plans for  
Pepper Drive, Chet F. Harritt, and Hill Creek  
Schools

**BACKGROUND:**

Trittip's architects are completing the two-story, 10-classroom addition plans for Pepper Drive, Chet F. Harritt, and Hill Creek schools. To get State New Construction Funding for the two-story, 10-classroom projects, the plans must be completed and approved by DSA and local authorities with jurisdiction. The specific site designs require additional utility and offsite coordination specific to each school location.

Pepper Drive School requires a new fire access drive at the end of Marlinda Way. Also required is a fire water service loop for the building addition to support additional water pressure for the fire sprinkler system in the new classroom addition.

Hill Creek and Chet F. Harritt schools require an additional fire backflow service to increase fire flow pressure for the building fire sprinkler systems. These were done as part of the completed modernization plans and through Padre Dam MWD. Additionally, all three projects will require seismic geologic hazard review from the State and a State fee in addition to their DSA plan check fees. Fire design expenses include:

- Fees and costs to Helix Water District for fire flow tests and fire service design at Pepper Drive School; and
- Fees and costs to Padre Dam MWD for additional fire backflow service to increase fire flow pressure for the building fire sprinkler systems.
- Civil engineering costs for additional services for public water services plans, including Trittip's 5% fee per contract.

Once the plans are approved, administration will submit them to the Office of Public School Construction (OPSC) for funding. The funding applications are funded currently in date order. It is requested that the Board of Education authorize administration to continue moving forward with the planning and approval process on these projects so that Santee School District would be in position to receive State funding for the projects once the State sells bonds and has funds, and before the Prop 1D funding authority runs out.

**RECOMMENDATION:**

It is recommended that the Board of Education approve and ratify fees and costs for the 10-classroom addition plans for Pepper Drive, Chet F. Harritt, and Hill Creek schools relating to fire service design and fire flow tests. It is also recommended that the Board authorize administration to continue moving forward with the planning and approval process so that Santee School District could be in position to receive State funding for these projects once the State has funds.

This recommendation supports the following District goals:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact of fees paid are:

- Helix Water District fire flow testing is \$307, and plan check fees are approximately \$2,000 at Pepper Drive School.
- Padre Dam MWD possible additional fire flow testing and plan check fees are approximately \$2,000 at Hill Creek School if a fire loop is needed to meet the water pressure and quality needed for the classroom addition.
- Civil engineering costs for additional services at Pepper Drive School for public water services plans are \$14,700, including Trittip's 5% fee per contract.
- Civil engineering costs for additional services at Chet F. Harritt School for public water services plans are \$5,775, including Trittip's 5% fee per contract.

Total Capital Improvement Program (CIP) fiscal impact is \$24,782 to be funded from State Facility Funding Match and Santee School District's CIP Program Funding.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/CIP plans will positively impact student learning environments.

Motion:	<i>Carlisle</i>	Second:	<i>Bartholomew</i>	Vote:	<i>4-0</i>	Agenda Item F.3.1.
---------	-----------------	---------	--------------------	-------	------------	--------------------

Consent Item F.3.2.  
Prepared by Karl Christensen  
May 18, 2010

Approval of County Plan Check Fees and  
Seismic Geologic Hazard Reviews at Pepper  
Drive, Chet F. Harritt, and Hill Creek Schools

### **BACKGROUND:**

Trittipo's architects are completing the two-story, 10-classroom addition plans for Pepper Drive, Chet F. Harritt, and Hill Creek schools. To get State New Construction Funding for the two-story, 10-classroom projects, the plans must be completed and approved by DSA and local authorities with jurisdiction. The specific site designs require additional seismic geologic hazard reviews, and utility and offsite coordination specific to each school location.

Pepper Drive School requires a new concrete sidewalk adjacent to the required fire access drive at the end of Marlinda Way described in Agenda Item D.3.1. All three projects at Pepper Drive, Chet F. Harritt, and Hill Creek schools require seismic geologic hazard review from the State and a State fee in addition to their DSA plan check fees. Additional expenses include:

- Geotechnical Survey State Review is \$3,600 per site, totaling \$10,800 for Pepper Drive, Hill Creek and Chet F. Harritt schools.
- The County of San Diego offsite plan review, driveway, sidewalk and grading and storm water permits are approximately \$6,000 for a plan check deposit. Final plan check costs to be determined

Once the plans are approved, administration will submit them to the Office of Public School Construction (OPSC) for funding. The funding applications are funded currently in date order. It is requested that the Board of Education authorize administration to continue moving forward with the planning and approval process on these projects so that Santee School District would be in position to receive State funding for the projects once the State sells bonds and has funds, and before the Prop 1D funding authority runs out.

### **RECOMMENDATION:**

It is recommended that the Board of Education approve and ratify fees and costs for the three 10-classroom addition projects at Pepper Drive, Chet F. Harritt, and Hill Creek schools for seismic geologic hazard review from the State and offsite plan and permit review. It is also recommended that the Board authorize administration to continue moving forward with the planning and approval process so that Santee School District could be in position to receive State funding for these projects once the State has funds.

This recommendation supports the following District goals:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact of fees paid is:

- Geotechnical Survey State Review is \$3,600 per site, totaling \$10,800 for Pepper Drive, Hill Creek and Chet F. Harritt schools.
- The County of San Diego offsite plan review, driveway, sidewalk and grading and storm water permits are approximately \$6,000 for a plan check deposit. Final plan check costs to be determined.

Total Capital Improvement Program (CIP) fiscal impact is \$16,800 to be funded from State Facility Funding Match and Santee School District's CIP Program Funding.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/CIP plans will positively impact student learning environments.

Motion:	<i>Carlisle</i>	Second:	<i>Bartholomew</i>	Vote:	<i>4-0</i>	Agenda Item F.3.2.
---------	-----------------	---------	--------------------	-------	------------	--------------------

## **BACKGROUND:**

The District's Capital Improvement Program ("CIP") consists of approximately \$128 million for new construction and modernization at all nine schools divided into the following 3 phases:

- **Phase 1 (Complete):** Modernization and New Classrooms at Carlton Hills, Sycamore Canyon, Cajon Park, Carlton Oaks, Rio Seco schools
- **Phase 2 (Suspended except for Infrastructure Upgrade):** Modernization of Chet F Harritt, Prospect Ave, Hill Creek schools
- **Phase 3 (Pending):** Modernization of Pepper Drive School; New Classroom Additions at Chet F Harritt, Hill Creek and Pepper Drive schools; Joint Use Library/Technology Center at Sycamore Canyon School; Joint Use Library/Technology Center at Prospect Avenue School

The District's CIP was originally funded from four primary sources:

- \$60 million: Local General Obligation Bonds approved by Voters
- \$20 million: Other Local Debt
- \$45 million: State New Construction, Modernization, and Joint Use Grants
- \$3 million: Developer Fees/Other

In December 2007, the State and the Country entered a protracted recessionary period that some believe continues to this day. This severe economic downturn precipitated two significant events forcing the District to suspend Phase 2 work: decline of property assessed valuations for 2009-10 and suspension of State Facilities Grants by the Pooled Money Investment Board in December 2008. As a result, the District was unable to issue the remaining \$19 million of GO Bond authorization and has still not received \$28.8 million in State grants for Phase 1 work already completed.

In June 2009, the District suspended Phase 2 work and issued \$11.5 million in Bond Anticipation Notes to pay for work in progress prior to suspension, to upgrade electrical service for Pride Academy at Prospect Avenue and Chet F Harritt School in anticipation of future modernization, and to construct one ballfield at Chet F Harritt School so as to not lose \$260,000 in HUD funding from the City of Santee.

In recent months, the State has issued several bonds and a portion of these proceeds have been apportioned by the State Allocation Board ("SAB") to fund new construction and modernization projects on the "Approved but Unfunded List." The most recent apportionments have been done in approval date order. The District currently has \$38.4 million in projects on this list and, if apportionments continue in the same order, another



\$76.5 million would need to be apportioned by the SAB before Santee's first project on the list, the Cajon Park Addition for \$3.4 million, would receive funding.

At the April SAB (State Allocation Board) meeting, OPSC (Office of Public School Construction) staff presented a report titled "Priorities in Funding." The report focused on apportionments made to districts and when these districts made requests for release of the funding. OPSC stated that they have seen a 15% decline in requests for funding between April 2009 and April 2010. Although districts have good reason for not requesting these funds quickly (e.g. time to re-start projects, declining enrollment, declining assessed valuations restricting ability to obtain local match funding, and tensions created by continuing facility expenditures while reducing operating expenditures and initiating teacher layoffs), the SAB is concerned that apportionments aren't being drawn down quick enough to stimulate the economy and create jobs. As a result, the SAB may be considering an alternative approach to the current "approval date order" funding priority at its May 26, 2010 meeting for the remaining \$421 million still available for apportionment. Three options would be considered:

1. Continue in approval date order.
2. Give projects a conditional apportionment and require districts to "compete" for the available funds under defined conditions and parameters yet to be determined.
3. Require districts to submit a "preliminary" fund release request and certify that they are "shovel ready" and will submit a full fund release within 60 days after apportionment.

Since the District has completed Phase I work, \$28.8 million would likely be received under any of the above options, when funds are available for apportionment by the SAB. \$20,074,521 pertains to new construction and modernization and \$8,755,660 pertains to Facility Hardship and partial new construction applications. Pursuant to the Bond Anticipation Note ("BAN") Indenture, the first \$12,171,561.81 of State Grant Funds received must be set aside to payoff the BAN when it comes due May 1, 2011. In addition, the District currently has \$23.7 million in outstanding Certificates of Participation ("COPS") and a larger share of the growing debt service payments for this liability will be borne by the General Fund in future years.

On May 22, 2009, at a Special Board Meeting, the Board established Phase II modernization priorities as follows:

1. Pride Academy at Prospect Avenue School (Electrical service and infrastructure upgrade completed Summer 2009).
2. Chet F. Harritt School (Electrical service and infrastructure upgrade completed Summer 2009).
3. Hill Creek School (Electrical service and infrastructure upgrade to be completed Summer 2010 in conjunction with Solar installation).

If at the May 26, 2010 meeting, the SAB apportions \$20,074,521 for the District's first six projects, the District would have approximately \$7.9 million for either paying down and restructuring outstanding debt or initiating modernization work at one of the three Phase 2 schools. In addition, the State may possibly fund \$8,755,660 for three facility hardship and partial new construction at Carlton Oaks School. Although funding is not certain, it is possible and some funds may be received in July or August. Bids that were done for Phase 2 schools expired on April 30, 2010, and will need to be re-bid or re-confirmed based on current prevailing wage and materials costs as well as a revised, possibly elongated schedule. This process will take a minimum of 30-45 days.

Staff requests the Board discuss how possible State Grant funds should be administered in light of the above described variables. Administration will present an analysis of debt, cash flow, and possible scenarios for use of State Grant funds.

**RECOMMENDATION:**

This is an information item and action is at the discretion of the Board of Education.

This recommendation supports the following District goals:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.
- Provide facilities that optimize the learning environment for all students.

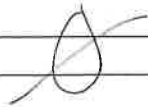
**FISCAL IMPACT:**

The fiscal impact will be determined based on discussion and decisions by the Board of Education.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans positively impact student learning environments.

*NO ACTION*

Motion:		Second:		Vote:		Agenda Item G.2.1.
---------	---	---------	--	-------	--	--------------------

Consent Item D.3.1.  
Prepared by Karl Christensen  
June 1, 2010

Approval of Estimated Plan Check Fees and  
Costs for Offsite Improvement Drawings at  
Chet F. Harritt

**BACKGROUND:**

During the Chet F. Harritt Ball Field project planning, the District submitted plans to the City of Santee for improvements to Mesa Road. The plan check process was placed on hold while waiting for City ordinances to be changed to allow diagonal parking on Mesa Road. In order to complete the plan check for the offsite improvements associated with the completion of the project, including diagonal parking on Mesa Road, the City plan check fees require approval.

**RECOMMENDATION:**

It is recommended that the Board of Education approve the estimated plan check fees and costs for the Mesa Road improvements, including a diagonal parking plan, needed for the Chet F. Harritt Ball Field project.

This recommendation supports the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

Plan check completion costs needed on account with the City is estimated at \$6,500 and will be funded through the Capital Improvement Program budget.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:		Second:		Vote:		Agenda Item D.3.1.
---------	--	---------	--	-------	--	--------------------

Consent Item D.2.4.  
Prepared by Karl Christensen  
June 1, 2010

Acceptance and Filing of the Costs of Issuance  
Statement for 2010 General Obligation Bond  
Anticipation Notes of the Santee School District

**BACKGROUND:**

On February 16, 2010, the Board of Education ("Board") of the Santee School District ("District") adopted Resolution #0910-20 authorizing the issuance and sale of the Santee School District General Obligation Bonds, 2010 General Obligation Bond Anticipation Notes ("Notes"). Within the provisions of the resolution, and pursuant to the requirements of State law, the Board directed that, following the sale and delivery of the Notes (which occurred on May 20, 2010), that the Board would be presented with a statement of the final costs of issuing the Notes. A statement of the final costs of issuing the Notes was prepared in cooperation with the District's finance team. The statement of the final costs of issuing the Notes is attached for the Board to review, accept, and file.

**RECOMMENDATION:**

It is recommended that the Board of Education review, accept, and file the Costs of Issuance Statement for the Santee School District General Obligation Bonds, 2010 General Obligation Bond Anticipation Notes.

This recommendation supports the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency

**FISCAL IMPACT:**

Santee School District General Obligation Bonds, 2010 General Obligation Bond Anticipation Notes were issued May 20, 2010 in the principal amount of \$11,890,000 with total costs of issuance of \$305,065. The fiscal impact for the Notes supports the \$128.8 million Capital Improvement Program.

**STUDENT ACHIEVEMENT IMPACT:**

The modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:		Second:		Vote:		Agenda Item D.2.4.
---------	--	---------	--	-------	--	--------------------

**\$11,890,000**  
**2010 GENERAL OBLIGATION RENEWAL BOND ANTICIPATION NOTES**  
**OF THE SANTEE SCHOOL DISTRICT**  
**(San Diego County, California)**

**STATEMENT OF COSTS OF ISSUANCE**

**Principal Amount of the Bond Anticipation Notes:        \$11,890,000**

<b>Party</b>	<b>Issuance Cost/Service</b>	<b>Amount</b>
Piper Jaffray & Co.	Underwriter's Discount	\$89,175
Dolinka Group, LLC	Financial Consultant	76,000
California Financial Services	State Fund Consultant	25,000
Bowie, Arneson, Wiles & Giannone	Bond Counsel	47,890
Bowie, Arneson, Wiles & Giannone	Bond Counsel Expenses	3,000
Bowie, Arneson, Wiles & Giannone	District Counsel Services	3,000
Orrick, Herrington & Sutcliffe LLP	Disclosure Counsel	36,500
Standard & Poor's	Rating Fee	7,400
U.S. Bank National Association	Trustee Services	2,500
Elabra	Printing	6,500
Grant Thornton LLP	Verification Agent	1,500
Miscellaneous	Contingency	6,600

Consent Item E.3.1. Approval of Extra Services Through Trittipoint for Storm Water Pollution Prevention Plans (SWPPP)

Prepared by Karl Christensen  
June 15, 2010

**BACKGROUND:**

Beginning July 1, 2010, new storm water pollution prevention regulations become effective. The District's civil engineer for future Capital Improvement Program (CIP) construction will need to update the District's construction Storm Water Pollution Prevention Plans (SWPPP) and documents for proper compliance. These plans must be uploaded by July 1, 2010 to the Metropolitan Water Districts' website.

**RECOMMENDATION:**

It is recommended that the Board of Education approve the extra services for updated SWPPP documents for CIP Projects. The services are to be completed by July 1, 2010, through Trittipoint by the civil engineering sub-consultants on the CIP projects.

This recommendation supports the following District goals:

- Provide facilities that optimize the learning environment for all students.
- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact is estimated at \$2,200 and potential supplemental work for an estimated fiscal impact of \$3,000 from the Capital Improvement Program budget.

**STUDENT ACHIEVEMENT IMPACT:**

The Modernization/Capital Improvement Program plans will positively impact student learning environments.

Motion:		Second:		Vote:		Agenda Item E.3.1.
---------	--	---------	--	-------	--	--------------------

**BACKGROUND:**

An assessment of school lunch shade structures indicates that some are at the end of their life cycle expectancy and need replacing. All schools have old wood trellis shade structures and some are in worse shape and disrepair than others. No schools have solid covers for inclement weather protection. Details of the shade structure assessment at the District's 9 schools are as follows:

Rank	School	Condition	Recommendation
1	Hill Creek	BAD - Severe failure of structural members	Replacement
2	Carlton Oaks	BAD - Severe failure of structural members	Replacement
3	PRIDE Academy at Prospect	BAD - Severe dry rot at many structural members	Replacement
4	Carlton Hills	OK - Some minor locations of dry rot at structural members	Can wait before replacement is necessary.
5	Pepper Drive	OK - Some minor locations of dry rot at structural members	Can wait before replacement is necessary
6	Chet F. Harritt	OK -Some trellis members need replacement	Power wash/paint/replace broken, missing, and rotten trellis members.
7	Rio Seco	OK -Some trellis members need replacement	Power wash/paint/replace broken, missing, and rotten trellis members.
8	Cajon Park	OK -Some trellis members need replacement	Power wash/paint/replace broken, missing, and rotten trellis members.
9	Sycamore Canyon	OK -Some trellis members need replacement	Power wash/paint/replace broken, missing, and rotten trellis members.

The District has delayed replacement due to possible solar shade options in conjunction with the Capital Improvement Program inception in 2007. With the finalization of CREBs funding, the Hill Creek structure will be replaced as part of a solar shade solution to be installed during the summer. Staff recommends also initiating replacement at Carlton Oaks and PRIDE Academy. The District can obtain reduced pricing for the structures at these schools through concurrent purchase with the Hill Creek Solar Project.

The replacement at PRIDE Academy is straight-forward since the new structure can be placed in the same location as the current structure. The Principal is thrilled with the idea of replacement and likes the look of the new structure. It would be larger than the current structure, allowing for up to 8 additional lunch tables.

At Carlton Oaks, the current location is between two buildings and the new structure cannot be placed there without complying with new building codes. Consequently, either fire sprinklers would be required or it must be setback from each building by 20 feet. The former solution would add at least \$20,000 to the cost and the latter solution would shrink the size of the shade structure to half its current size.

Staff met with the current and new Principal at Carlton Oaks to discuss options. The only viable location identified for a new lunch shade structure is behind Building C and next to the LRC ("New Location") where the current basketball and four-square courts are located. Accounting for required building setbacks, one basketball court would be eliminated and could not be re-located in the same area due to other constraints. One of the four-square courts would also be infringed upon but could be shifted slightly to somewhere near its current location. Previous plans for the school incorporated the eventual construction of new basketball courts behind the Junior High building. This is estimated to cost between \$60,000 and \$100,000 and is cost prohibitive at this time.

At the May 18, 2010 Board meeting when the revised Cash Flow of CIP and BAN funds was presented, \$90,000 was allocated for removal and replacement of lunch shade structures at two schools and there was an estimated remaining balance in the CIP/BAN funds of \$25,000.

Administration recommends contracting with Barnhart, Inc. and M Bar C Construction for construction and installation of new shade structures at Carlton Oaks and PRIDE Academy. The shade structures are DSA approved and could be used to hold solar panels, if deemed to be feasible in the future for these schools. The demolition of the old structures, some pavement replacement, spoils removal, adjustments of catch basins, flatwork and concrete removal or saw cutting that will need to be done may be accomplished by our M&O department, be contracted out, or be done via the lease/leaseback contractor. The \$101,000 budget includes all soft costs such as architectural, engineering, testing, inspection, and DSA approval. With approval of this board item, M Bar C Construction will obtain DSA approval for the projects to be done this summer. Prices are based on concurrent installation at three sites and would dramatically increase if not procured and assembled in conjunction with the Hill Creek solar project.

Although the construction of new basketball courts at Carlton Oaks cannot be accomplished at this time due to budget constraints, Administration will work with the Principal at Carlton Oaks to identify a temporary solution for the displaced basketball court. This could involve purchasing and using portable hoops in the area where the four-square courts are located. At some time in the future when sufficient CIP funds are available, further discussion should ensue regarding eventual construction of new basketball courts behind the Junior High Building.



**RECOMMENDATION:**

It is recommended that the Board of Education approve contracting with Barnhart and M Bar C Construction for construction and installation of new shade structures at PRIDE Academy and Carlton Oaks.

This recommendation supports the following District goal:

- Provide facilities that optimize the learning environment for all students.

**FISCAL IMPACT:**

\$101,000 to be paid from Capital Improvement Program funds.

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion:		Second:		Vote:		Agenda Item F.2.1.
---------	--	---------	--	-------	--	--------------------

Consent Item D.3.1.  
 Prepared by Karl Christensen  
 August 3, 2010

Approval/Ratification to File Notice of Completion  
 Document for the Chet F. Harritt Ball Field Project

**BACKGROUND:**

A Notice of Completion document was filed with the County Recorder for the following project listed below:

PROJECT	CONTRACT AMOUNT	CONTRACTOR
Chet F. Harritt School Ball Field #1	\$666,876 Original Amount - 13th Amendment: \$666,876 Previous Owner Change Order #1: \$ 33,221 Final Owner Change Order #2: <\$ 35,062> Final Amount - 13th Amendment: \$665,035	Barnhart, Inc.

**RECOMMENDATION:**

It is recommended that the Board of Education ratify and approve the filing of the Notice of Completion document for the completed project as listed above.

This item supports the following District goal:

- Provide facilities that optimize the learning environment for all students.

**FISCAL IMPACT:**

The fiscal impact of the contract listed above totals \$665,035. The budget of the Capital Improvement Program is \$128.8 million for nine (9) school modernizations, and this cost was funded from Bond Anticipation Note proceeds.

**STUDENT ACHIEVEMENT IMPACT:**

Strong, positive relationships exist between overall building and site conditions, a positive learning environment, and student achievement.

Motion:		Second:		Vote:		Agenda Item D.3.1.
---------	--	---------	--	-------	--	--------------------

Discussion and/or Action Item E.2.1. Water Conservation Plan  
 Prepared by Karl Christensen  
 August 17, 2010

**BACKGROUND:**

In 2009, the Board allotted \$50,000 for each school, for a total of \$450,000, from the Capital Improvement Program (CIP) budget to split irrigation systems onto separate meters in order to save on sewer and water costs. Two schools are now complete and several others are partially complete. In addition, a few schools have received drought tolerant landscaping and several others have been connected to reclaimed water sources. All of these measures resulted in a significant reduction in water use, an overall cost savings, and cost avoidance for future per unit increases as described below:

Utility	Measure	Cumulative Annual 2009-10 vs 2008-09	
		Amt Chng	% Chng
Water	Units	-79,308	-21.51%
	\$ Cost	-\$18,972	-6.77%

While splitting irrigation onto separate meters can provide significant savings from lower sewer charges, at some schools the cost of trenching and tearing up the inner campus areas is prohibitive. Some of these schools would be best served by combining the splitting of irrigation meters with future modernization work. In addition, staff believes that a more strategic approach using a combination of conservation and efficiency improvements would provide a greater return on investment and lower overall water usage. These improvements include:

- 1) Splitting irrigation meters and installing CalSense controllers where possible;
- 2) Connecting to reclaimed water sources where possible;
- 3) Installing drought tolerant landscaping.

The attached table displays the progress and status of these improvements at each District site. Staff recommends the following plan for 2010-11:

Site	Improvements	Estimated Cost
Carlton Hills	<ul style="list-style-type: none"> <li>• Install drought tolerant landscaping in one interior lawn area</li> </ul>	\$50,000
Prospect	<ul style="list-style-type: none"> <li>• Install drought tolerant landscaping at one interior lawn area supplementing with Cityfest volunteer help</li> </ul>	\$50,000
Cajon Park	<ul style="list-style-type: none"> <li>• Complete connecting upper campus to reclaimed water meter</li> </ul>	\$50,000
Carlton Oaks	<ul style="list-style-type: none"> <li>• Split irrigation meters</li> </ul>	\$25,000
	<ul style="list-style-type: none"> <li>• Install drought tolerant landscaping at interior lawn areas</li> </ul>	\$20,000
Rio Seco	<ul style="list-style-type: none"> <li>• Install drought tolerant landscaping at interior lawn areas</li> </ul>	\$10,000
<b>Total Budget</b>		<b>\$205,000</b>

**RECOMMENDATION:**

It is recommended that the Board of Education review and approve the planned water conservation improvements for 2010-11.

This recommendation supports the following District goal:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.

**FISCAL IMPACT:**

The fiscal impact is \$205,000 from Capital Improvement Program funds.

**STUDENT ACHIEVEMENT IMPACT:**

This is a fiscal item. All fiscal resources impact student achievement.

Motion		Second:		Vote:		Agenda Item E.2.1.
--------	--	---------	--	-------	--	--------------------

## Water Conservation Plan

School	Split Irrigation		Purple Water		Drought Tolerant Landscape	
	Plan	Status	Plan	Status	Plan	Status
Pepper Drive	<ul style="list-style-type: none"> <li>Need new meter for irrigation. Will be done as part of the future 10 classroom addition</li> </ul>	<ul style="list-style-type: none"> <li>Future addition</li> </ul>	<ul style="list-style-type: none"> <li>No purple water accessible from Helix.</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>	<ul style="list-style-type: none"> <li>Future Mod work</li> </ul>	<ul style="list-style-type: none"> <li>Three front planters, all new landscape part of 50<sup>th</sup> Anniversary (2007)</li> </ul>
Carillon Hills	<ul style="list-style-type: none"> <li>Put irrigation on reclaim, entire campus, except garden.</li> </ul>	<ul style="list-style-type: none"> <li>*Partial – 33% done, 67% remains</li> <li>\$50k</li> </ul>	<ul style="list-style-type: none"> <li>Plans created</li> <li>Padre Dam approval</li> <li>Construction needed</li> </ul>	<ul style="list-style-type: none"> <li>Yes – field and two-story</li> <li>Upper Campus still needed to convert to reclaimed \$50k</li> </ul>	<ul style="list-style-type: none"> <li>Convert three major grass areas</li> <li>Plans for one area complete</li> </ul>	<ul style="list-style-type: none"> <li>One small planter</li> <li>Need \$50k to partially complete interior lawn areas</li> </ul>
Sycamore Canyon	<ul style="list-style-type: none"> <li>Completed</li> </ul>	<ul style="list-style-type: none"> <li>Completed</li> </ul>	<ul style="list-style-type: none"> <li>No purple water accessible</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>	<ul style="list-style-type: none"> <li>Convert Quad grass areas to drought at ramp and entry.</li> </ul>	<ul style="list-style-type: none"> <li>Completed through future Library Addition</li> </ul>
Prospect Ave (Wait for mod)	<ul style="list-style-type: none"> <li>Put entire Campus irrigation on reclaim</li> <li>Future Mod work</li> </ul>	<ul style="list-style-type: none"> <li>*Partial – 50% done, 50% remains</li> <li>Field on reclaimed water meter</li> </ul>	<ul style="list-style-type: none"> <li>Plans created</li> <li>Mod work</li> <li>Padre Dam approval</li> </ul>	<ul style="list-style-type: none"> <li>Yes – field only</li> <li>Need to switch over Campus irrigation to purple \$50k</li> <li>Mod work</li> </ul>	<ul style="list-style-type: none"> <li>Future Mod work</li> <li>Convert major grass areas</li> <li>Plans created</li> </ul>	<ul style="list-style-type: none"> <li>Two areas around Lunch Court</li> <li>Need \$50k to complete with Cityfest volunteer help</li> </ul>
Cañon Park	<ul style="list-style-type: none"> <li>Put entire Campus irrigation on reclaim except garden</li> </ul>	<ul style="list-style-type: none"> <li>*Partial – 50% done, 50% remains</li> <li>\$50k for split and purple</li> </ul>	<ul style="list-style-type: none"> <li>Original Mod plans for rest of Main Campus</li> <li>Future lower field</li> </ul>	<ul style="list-style-type: none"> <li>Yes – two-story</li> <li>¼ Main Campus</li> <li>Annex on reclaimed</li> </ul>	<ul style="list-style-type: none"> <li>Some smaller grass areas can be converted</li> </ul>	<ul style="list-style-type: none"> <li>Yes – two-story and front Main Campus</li> <li>Need \$250k for Turf field</li> </ul>
Chet F Harritt (Wait for mod)	<ul style="list-style-type: none"> <li>Put entire Campus irrigation on reclaim</li> <li>Future Mod work</li> </ul>	<ul style="list-style-type: none"> <li>*Partial – 25% done, 75% remains</li> </ul>	<ul style="list-style-type: none"> <li>Plans created</li> <li>Mod work for addition</li> <li>Padre Dam approval</li> </ul>	<ul style="list-style-type: none"> <li>Yes – Baseball field only</li> </ul>	<ul style="list-style-type: none"> <li>Mod work</li> <li>Center lawn this summer "Little Rock Park"</li> </ul>	<ul style="list-style-type: none"> <li>Little Rock Park planned for Cityfest</li> <li>Future Mod</li> <li>Future Ballfields</li> <li>\$25k for school frontage</li> </ul>
Carillon Oaks	<ul style="list-style-type: none"> <li>Original Mod plans</li> <li>Need to separate at meters</li> </ul>	<ul style="list-style-type: none"> <li>Not done – need \$25k, 0% done, 100% remains</li> </ul>	<ul style="list-style-type: none"> <li>No purple water accessible</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>	<ul style="list-style-type: none"> <li>Convert inner grass to drought landscape</li> </ul>	<ul style="list-style-type: none"> <li>Partial – front landscaping and two-story</li> <li>Need \$20k to complete</li> </ul>
Rio Seco	<ul style="list-style-type: none"> <li>Put entire Campus irrigation on reclaim</li> <li>No plans</li> </ul>	<ul style="list-style-type: none"> <li>*Partial – 25% done, 75% remains</li> <li>\$50k - \$75k</li> </ul>	<ul style="list-style-type: none"> <li>Plans need to be created</li> <li>Padre Dam approval</li> </ul>	<ul style="list-style-type: none"> <li>Yes – Baseball fields only</li> </ul>	<ul style="list-style-type: none"> <li>Convert inner grass to drought landscaping and LRC landscape</li> <li>LRC – summer project</li> </ul>	<ul style="list-style-type: none"> <li>Partial front and two-story building</li> <li>\$10k for inner courts</li> <li>Two-million dollars - Ballfields</li> </ul>
Hill Creek	<ul style="list-style-type: none"> <li>Complete</li> </ul>	<ul style="list-style-type: none"> <li>All done</li> </ul>	<ul style="list-style-type: none"> <li>No accessible reclaim water</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>	<ul style="list-style-type: none"> <li>Future Mod work</li> </ul>	<ul style="list-style-type: none"> <li>Future Mod</li> </ul>
DO/ERC (Lower priority)	<ul style="list-style-type: none"> <li>Put DO and ERC on reclaim irrigation</li> </ul>	<ul style="list-style-type: none"> <li>None done – costly</li> </ul>	<ul style="list-style-type: none"> <li>Reclaim accessible</li> <li>Plans need to be created</li> </ul>	<ul style="list-style-type: none"> <li>Yes – not using, available in Cuyamaca St</li> </ul>	<ul style="list-style-type: none"> <li>Convert banks, center island, and large grass area</li> </ul>	<ul style="list-style-type: none"> <li>Partially done at corner only</li> <li>Need \$25k to 35k</li> </ul>
Santee School (Priority to move fields to CFH)	<ul style="list-style-type: none"> <li>Put irrigation on reclaim</li> <li>CalSense Controller \$10k</li> </ul>	<ul style="list-style-type: none"> <li>Site Status Timeline TBD</li> </ul>	<ul style="list-style-type: none"> <li>Reclaim to reclaim</li> <li>Ask City and League to water less/Use purple and install a CalSense Controller</li> </ul>	<ul style="list-style-type: none"> <li>Yes – not using</li> <li>Close now at Jail / Cottonwood but not in Mission Gorge Rd.</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>	<ul style="list-style-type: none"> <li>NA</li> </ul>

\* Meters are split. Not all irrigation from campus landscaping connected.

Discussion and/or Action Item E.2.2.  
Prepared by Karl Christensen  
August 17, 2010

Shade Structures Update (Prospect  
Avenue, Carlton Oaks) - Approval to  
Contract

**BACKGROUND:**

On June 15, 2010, the Board of Education approved initiating replacement of shade structures at Carlton Oaks and PRIDE Academy schools. The Carlton Oaks structure is a custom design and the attached diagram shows the current design and layout. The architect expects to have all the structural plans and calculations completed by the end of August for an over-the-counter DSA plan check process to begin. When design is complete, the project will be put out to bid for construction to commence during Winter Break 2010.

The PRIDE Academy structure could not be DSA PC (plan check) approved without solar panels and thus staff is recommending using a structure from National Carport Industries, which has DSA PC approval. This structure is aesthetically appealing and very similar to the Hill Creek School solar structures. They are used extensively by Cajon Valley USD schools and are highly recommended. These structures will support solar panels if they are added in the future, however, this will require additional DSA approval.

**RECOMMENDATION:**

It is recommended that the Board of Education provide authorization to award contract to National Carport Industries for purchase of shade structures for PRIDE Academy through piggyback bid #09-10-7.

This recommendation supports the following District goal:

- Pursue actively the funding and resources to fulfill our mission and maintain fiscal solvency.
- Provide facilities that optimize the learning environment for all students.

**FISCAL IMPACT:**

The established budget for shade structures at PRIDE Academy was \$50,000. With installation and all other soft costs, these structures will meet budget.

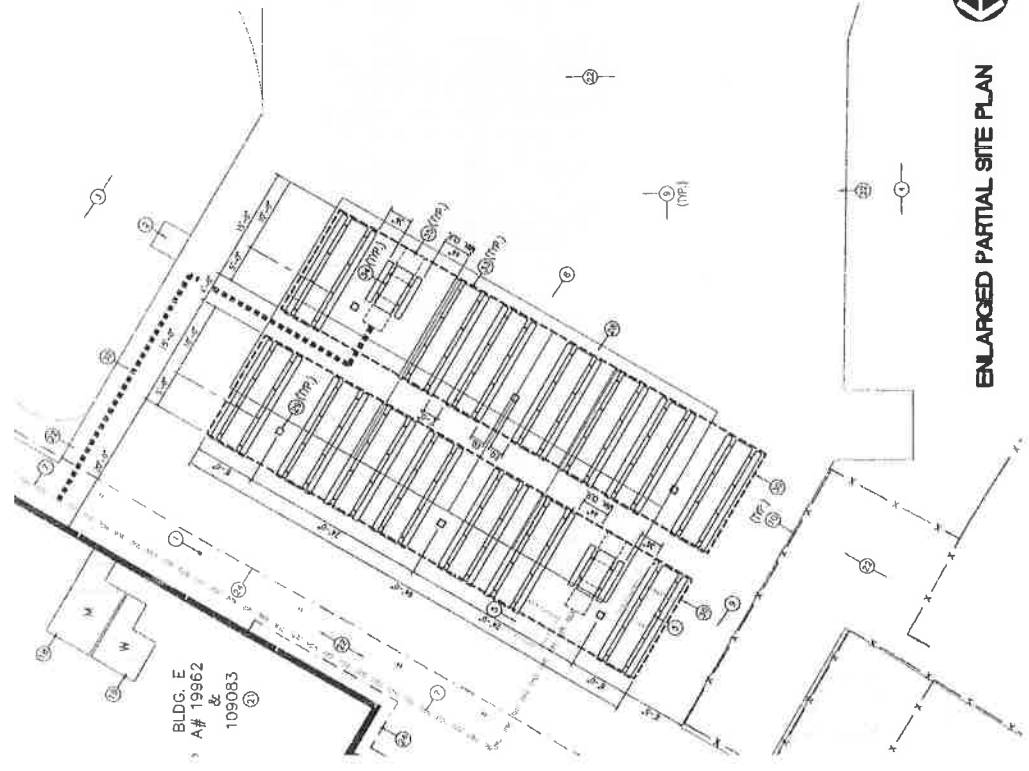
Motion		Second		Vote		Agenda Item E.2.2.
--------	--	--------	--	------	--	--------------------

**NEW WORK KEY NOTES**

1. EXISTING PIPE COLUMN ROOF OVERHANG SUPPORT.
2. EXISTING LAMPPOST AREA.
3. EXISTING UTILITY VAULT (APPROX. LOCATION).
4. NOT USED.
5. EXISTING AREA DRAIN APPROXIMATE LOCATION.
6. EXISTING CONCRETE CONSTRUCTION JOINT.
7. EXISTING OPEN LINK FENCE.
8. NOT USED.
9. NOT USED.
10. NOT USED.
11. NOT USED.
12. NOT USED.
13. NOT USED.
14. NOT USED.
15. NOT USED.
16. NOT USED.
17. EXISTING ACCESSIBLE WOMEN'S RESTROOM PER A#109083 (UNDER INCREMENT #1).
18. EXISTING ACCESSIBLE MEN'S RESTROOM PER A#109083 (UNDER INCREMENT #1).
19. EXISTING CONCRETE PAVING.
20. EXISTING BUILDING FINISH.
21. EXISTING CONCRETE FINISH.
22. NOT USED.
23. NOT USED.
24. EXISTING ROOF OVERHANG AND CANOPY.
25. NOT USED.
26. NEW LUNCH SHELTER CONCRETE SUB (HOURS PER ITEM: 1/14).
27. NEW LUNCH SHELTER SUPPORT (STEEL COLUMN BY NATIONAL EXPORT INDUSTRIES PER PC 04-109579).
28. NEW TRIMMED LUNCH SHELTER BY NATIONAL EXPORT PER PC 04-109579.
29. NEW ACCESSIBLE PATH OF TRAVEL PER LEGEND SHEET A-1.
30. NEW ACCESSIBLE LUNCH TABLE (N.I.C.) BY SCHOOL DISTRICT.
31. TYPICAL 6" LUNG ACCESSIBLE LUNCH TABLE (N.I.C.) BY SCHOOL DISTRICT.
32. TYPICAL 30"x48" WHEELCHAIR CLEAR SPACE PROVIDE 30"x60" LEVEL WHEELCHAIR LANDING (PER MIN. SLUPE & HWT DETERMINED) CENTER OF DESIGNATED CLEAR SPACE (7'x7').

**TABLE/BENCH COUNTS**

STANDARD TABLE SEATING	196 SEATS
14 TABLES (NON-ACCESSIBLE)	
ACCESSIBLE TABLE SEATING	4 SEATS
2 TABLES (ACCESSIBLE)	



**ENLARGED PARTIAL SITE PLAN**

**LUNCH SHELTER REPLACEMENT - 2010**

**PROSPECT AVENUE SCHOOL  
SANTÉE SCHOOL DISTRICT**

**TRIMPO**

### Quotation

#### National Carport Industries, Inc.

P.O. Box 2323  
Sherman, TX 75091-2323

Phone (903) 892-1896 Fax (903) 892-9098 Metro (972) 420-7588

Date:	August 6, 2010	Project:	2 WALKWAY COVER: 84' X 15' X 12' High SINGLE COLUMN		
Attn:	Christina Becker				
Company:	Santee SD	\$	18,800.00	Materials	
Address:	Director M, O, & F 9025 Cuyamaca St Santee CA 92071	\$	1,558.62	Galv Columns Freight	
		\$	20,358.62	Subtotal	
Telephone:	619.258.2323	\$	1,781.38	Taxes-- Rate 8.75 % SAN DIEGO COUNTY	
Fax:	619.258.2341	\$	22,140.00	Material Subtotal	
Mobile:		\$	12,380.00	Installation	
Jobsite:	Prospect Elementary	\$	34,520.00	Subtotal	
Address:	9303 Prospect Ave Santee CA				
Telephone:			1,870.00	OPTION Fork, Sawcut	
Fax:		\$	36,390.00	Total	

Materials are F.O.B. Sherman, Texas.

INSTALLATION: SINGLE COLUMN WALKWAY COVER: 2 64' X 15' X 12' HIGH  
BID ASSUMES 6 COLUMNS

If the above materials are to be installed by the Buyer, the Seller is not subject to costs resulting from damages caused during or from installation.

If installation is included, GENERAL CONDITIONS OF INSTALLTION are located on the reverse side of the Specification Sheet.

**TERMS OF PAYMENT:**

- 1) Materials, 90% on Delivery, 10% Retention allowed.
- 2) Other **STANDARD DISTRICT CONDITIONS**
- 3) Installation, Net Due on Completion.

Initial \_\_\_\_\_

All Monies to become due hereunder by Buyer to Seller shall be payable and Buyer promises to pay the office of the Seller in Sherman, Grayson County, Texas.

**IT IS THE BUYERS RESPONSIBILITY TO SECURE THE BUILDING PERMITS**

ESTIMATED OR DESIRED DELIVERY DATE: **180 DAYS TO COMPLETE.**

RESPECTFULLY SUBMITTED BY: GREG JONES, REGIONAL MANAGER

All terms and conditions appearing on both sides of the Quote and Specifications are agreed to and accepted by the undersigned:

FIRM: #REF!	BUYERS BANK:
TITLE:	ADDRESS:
BY:	CITY/ST:
DATE:	CONTACT:
Page 1 of 5	PHONE:



Consent Item D.3.1.  
Prepared by Karl Christensen  
November 16, 2010

Independent Citizens' Oversight Committee  
Appointments and Bylaw Changes

### **BACKGROUND:**

The Independent Citizens' Oversight Committee (ICOC) was formed in June of 2007 to oversee the expenditure of General Obligation Bond proceeds in conjunction with the District's Capital Improvement Program (CIP). Originally, CIP was anticipated to be completed over a 5-8 year period. Due to the State economy, decline in property values, and the slowdown of State reimbursement funding, the program has been delayed and may need to have an ICOC for many more years than initially anticipated.

Currently the ICOC bylaws approved by the Board of Education have a 2-term 2-year limit for serving members (Bylaws attached). One ICOC member, Jim Montague, Senior Rep, has served the maximum term and under the current bylaws his term ended this past June. Most of the remaining member's terms will end June 2011. Jim Montague has agreed to stay on the committee as the senior rep which would require a change to the bylaws. The ICOC committee discussed term limits and membership at their last meeting and recommended the Board modify the bylaws to extend term limits to no more than 4 consecutive 2-year terms. This should allow for continuity of the committee and members with the background and history of the program for years to come. The committee also suggested the District recruit additional membership from phase 2 schools that remain to be modernized under CIP for community parent support and representation.

In addition, the following actions are recommended for membership:

- Kai Ramer, member of the ICOC since 2007, to serve as a representative of the taxpayer's association
- Leshia Montoya who also is a member of the taxpayers association to be appointed as the alternate and member at large.
- Janna Schoenborn to be appointed as the Business representative.

District staff will continue to recruit membership for the committee with a focus from phase 2 schools.

### **RECOMMENDATION:**

It is recommended that the Board of Education approve the suggested changes to the bylaws of the ICOC relating to term limits, and appoint ICOC membership as follows: Kai Ramer – Taxpayers' Association Representative; Leshia Montoya – Member At Large and Alternate Taxpayers' Association Representative; and Janna Schoenborn – Business Representative.

**FISCAL IMPACT:**

Approval of the change to the ICOC Bylaws and appointment to the ICOC membership has no fiscal impact. Cost estimates to modernize our facilities total approximately \$129.7M, of which \$60M is from the Prop R general obligation bond.

**STUDENT ACHIEVEMENT IMPACT:**

Strong positive relationships exist between overall building conditions, a positive learning environment, and student achievement.

Motion:	<i>Carlisle</i>	Second:	<i>Bartholomew</i>	Vote:	<i>5-0</i>	Agenda Item D.3.1.
---------	-----------------	---------	--------------------	-------	------------	--------------------