

## RESOLUTION NO. 13-14

### RESOLUTION APPROVING A FINANCIALLY SOUND DETERMINATION FOR THE CHARTER SCHOOL FACILITIES PROGRAM APPLICATION FOR ADVANCE/FINAL APPORTIONMENT FOR CALIFORNIA MONTESSORI PROJECT-SHINGLE SPRINGS, LOCATED IN EL DORADO COUNTY, CALIFORNIA

MAY 22, 2013

**WHEREAS**, the California School Finance Authority (Authority) is authorized by Education Code section 17078.57 to determine whether applicants to the Charter School Facilities Program (Program) are financially sound for purposes of the Program at the time of preliminary, advance, and final apportionment;

**WHEREAS**, California Montessori Project-Shingle Springs was determined by the Authority to be financially sound for purposes of a preliminary apportionment at its December 2004 meeting; and;

**WHEREAS**, the State Allocation Board (Board), through the funding methodology established pursuant to Education Code section 17078.56, awarded California Montessori Project-Shingle Springs a preliminary apportionment of \$5,310,746; and

**WHEREAS**, the Office of Public School Construction released an Advance Apportionment to California Montessori Project-Shingle Springs for design in the amount of \$453,548 on May 31, 2011; and for site acquisition in the amount of \$681,454 on May 31, 2011; and

**WHEREAS**, California Montessori Project-Shingle Springs is now requesting conversion to Final Apportionment under Proposition 55; and the Office of Public School Construction has reassessed California Montessori Project-Shingle Springs's total project costs to \$10,544,098; and

**WHEREAS**, California Montessori Project-Shingle Springs, is now requesting a conversion to final apportionment under Proposition 55; and

**WHEREAS**, the Authority is required by Program regulations to conduct a review of California Montessori Project-Shingle Springs's financial status at the time of a final apportionment request, and determine whether California Montessori Project-Shingle Springs has maintained a financially sound status based on total project costs of \$10,544,098; and

**WHEREAS**, this determination of financial soundness is contingent upon California Montessori Project-Shingle Springs fulfilling its local matching share obligation through an annual Program payment to be intercepted by the State Controller's Office and paid to the State.

**NOW, THEREFORE, BE IT RESOLVED** by the California School Finance Authority as follows:

**Section 1.** That California Montessori Project-Shingle Springs, has maintained its financial soundness for purposes of the Program, specifically with regard to final apportionment.

**Section 2.** No Program funds be disbursed California Montessori Project-Shingle Springs until the following conditions are met 1) California Montessori Project-Shingle Springs elects to fulfill its local matching share obligation through the intercept process provided pursuant to Education Code section 17199.4; and 2) there are no material legal, financial, or operational changes affecting California Montessori Project-Shingle Springs's financial soundness prior to disbursement.

**Section 2.** This determination as it relates to a final apportionment is in place for six months and assumes no financial, operational, or legal material findings within this time period.

**Section 3.** The Executive Director of the Authority is hereby authorized, for and on behalf of the Authority, to notify the Board, and provide supporting documentation, that California Montessori Project-Shingle Springs has maintained its financial soundness for purposes of the Program and for a final apportionment.

**Section 4.** The Executive Director of the Authority is hereby authorized, for and on behalf of the Authority, to execute the Program agreements between the State and California Montessori Project-Shingle Springs prior to any release of funds.

**Section 5.** This resolution shall take effect immediately upon its approval.

**PASSED AND ADOPTED** by the California School Finance Authority.

Date of Adoption: May 22, 2013