

## RESOLUTION NO. 15-35A

### APPROVAL OF FINANCIAL SOUNDNESS DETERMINATION FOR THE CHARTER SCHOOL FACILITIES PROGRAM FOR FINAL APPORTIONMENT FOR MONSEOR OSCAR ROMERO CHARTER MIDDLE SCHOOL

October 23, 2015

**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**, on May 26, 2010, the Authority found Monsenor Oscar Romero Charter Middle School (Monsenor) financially sound for a Preliminary Apportionment of \$14,347,748 (\$13,464,960 for New Construction and \$882,788 for Rehabilitation) through the Proposition 1D-2009 funding round of the Program, and at its May 26, 2010 meeting, the State Allocation Board (Board) awarded Monsenor a Preliminary Apportionment in this amount; and

**WHEREAS**, on June 8, 2011, the Authority found Monsenor financially sound for Advance Apportionment for design, and on August 25, 2011, the Office of Public School Construction (OPSC) issued Monsenor Advance Apportionments of \$1,346,496 and \$88,278.80 for design for new construction and rehabilitation, respectively; and

**WHEREAS**, Monsenor is now seeking conversion to Final Apportionment with total project costs reassessed by the OPSC to \$15,643,252 (\$14,681,242 for New Construction and \$962,010 for Rehabilitation) and a local matching share of \$7,821,626, which Monsenor will fulfill through a 30 year loan agreement with the State; and

**WHEREAS**, the Authority is required by Program regulations to conduct a review of Monsenor's financial status at the time of the request for Final Apportionment, and determine whether Monsenor has maintained a financially sound status; and

**WHEREAS**, this determination of financial soundness is contingent upon Monsenor 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 and any other conditions contained in the staff summary presented to the board at its October 23, 2015 meeting.

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

**Section 1.** That Monsenor has maintained its financial soundness for purposes of the Program, specifically with regard Final Apportionment.

**Section 2.** No Program funds be disbursed for Monsenor until the following conditions are met: 1) Monsenor 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 Monsenor's financial soundness prior to disbursement.

**Section 3.** This determination as it relates to Final Apportionment is in place for six months and assumes no financial, operational, or legal material findings within this time period.

**Section 4.** 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 Monsenor has maintained its financial soundness for purposes of the Program and Final Apportionment.

**Section 5.** 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 Monsenor prior to any release of funds.

**Section 6.** This resolution shall take effect immediately upon its approval.

Date of Adoption: October 23, 2015