

RESOLUTION NO. 17-06

APPROVAL OF A FINANCIAL SOUNDNESS DETERMINATION FOR THE CHARTER SCHOOL FACILITIES PROGRAM FOR FINAL APPORTIONMENT FOR KIPP KING COLLEGIATE HIGH SCHOOL LOCATED IN ALAMEDA COUNTY

March , 2017

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; and

WHEREAS, on May 6, 2008, the Authority determined KIPP King Collegiate High School (King), was financially sound for purposes of a preliminary and advance apportionment for both a new construction and rehabilitation project; and

WHEREAS, on May 28, 2008 the State Allocation Board, through the funding methodology established pursuant to Education Code section 17078.56, awarded King a preliminary apportionment of \$11,041,874 for new construction and \$3,607,942 for rehabilitation, totaling \$14,649,816; and

WHEREAS, on July 1, 2008, King was subsumed under KIPP Bay Area Schools (KIPP), which became the financial obligor for King and the following schools: KIPP Bayview Academy; KIPP Bridge Charter School; KIPP Heartwood Academy; KIPP San Francisco Bay Academy; KIPP Summit Academy; and KIPP San Jose Collegiate High School.

WHEREAS, on November 9, 2011, KIPP received the Final Apportionment for the King new construction in the amount of \$8,282,844 and has begun making CSFP payments to CSFA in 2014; and

WHEREAS, on July 13, 2013, KIPP received an Advanced Apportionment for design related to the King rehabilitation in the amount of \$360,794; and

WHEREAS, KIPP will fulfill a portion of its local matching share obligation through a 30 year agreement with the State; and

WHEREAS, the Authority's certification of financial soundness expired on July 13, 2014, and the Authority is now required by Section 10155(b)(1) of the Program regulations to determine whether KIPP has maintained its financially sound status for purposes of a Final Apportionment for King with total rehabilitation cost not to exceed \$822,698; and

WHEREAS, the amount used for this determination of financial soundness was a total of KIPP's CSFP costs which includes the new construction portion of King and estimated final cost of KIPP Prize Preparatory Academy and KIPP Heartwood Academy's projects in addition to the King rehabilitation cost; and

WHEREAS, this determination of financial soundness is contingent upon there being no material legal, financial, or operational changes since the Authority's determination of financial soundness; and

WHEREAS, this determination of financial soundness is contingent upon KIPP 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 February 8, 2017 meeting.

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

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

Section 2. This determination as it relates to a Final Apportionment is in place for twelve 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 KIPP 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 KIPP prior to any release of funds.

Section 6. This resolution shall take effect immediately upon its approval, and be in effect for twelve month from the date of adoption.

Date of Adoption: March __, 2017