

Policy 7210: Facilities Financing**Status:** Board Approved 5/17/21**Original Adopted Date:** 02/01/1997 | **Last Revised Date:** 03/01/2021

The Governing Board recognizes its responsibility to identify the most cost-efficient and effective method of financing when purchasing or modifying district facilities. Financing may be necessary when it is determined that school facilities must be built or expanded to accommodate an increased or projected increased enrollment or when safety considerations and educational program improvements require the replacement, reconstruction, or modernization of existing facilities.

The Superintendent or designee shall research funding alternatives and recommend to the Board the method of funding that will best serve district needs as identified in the district's master plan for school facilities.

Funding alternatives may include, but are not be limited to:

1. Levying developer fees pursuant to Education Code 17620 and Government Code 65995-65998
2. Forming a community facilities district pursuant to Government Code 53311-53368.3, the Mello-Roos Community Facilities Act
3. Forming a school facilities improvement district pursuant to Education Code 15300-15425
4. Issuing voter-approved general obligation bonds
5. Imposing a parcel tax pursuant to Government Code 50079
6. Using lease revenues for capital outlay purposes from surplus school property
7. Applying for state facilities funding pursuant to the Leroy F. Greene School Facilities Act (Education Code 17070.10-17079.30)

The district shall provide reports, maintain records, and provide for audits of the expenditure of state facilities funds as required by law and AR 3460 - Financial Reports and Accountability. (Education Code 41024)

As applicable, the district shall comply with BP 3470 - Debt Issuance and Management.

Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State References**Description**

2 CCR 1859-1859.199

Leroy F. Greene School Facilities Act -

<https://simbli.eboardsolutions.com/SU/nuvesXH7Af1QqDOmGTa3wA==>

CA Constitution Article 13D, Sections 1-6

Assessment and property related fee reform -

<https://simbli.eboardsolutions.com/SU/bY2k8UXqi4dXslshOGssxt7YA==>

Ed. Code 15100-17059.2

School bonds -

<https://simbli.eboardsolutions.com/SU/5q59hnFN6x9oTdBdR2slshukQ==>

Ed. Code 15122.5

Ballot statement -

<https://simbli.eboardsolutions.com/SU/U5hsyypYK4cH4X1vWjmoMA==>

Ed. Code 15300-15327

School facilities improvement districts -

<https://simbli.eboardsolutions.com/SU/6em8EQlrZggaWBZsVHP1iQ==>

Ed. Code 17000-17059.2

State School Building Lease-Purchase Law of 1976 -

<https://simbli.eboardsolutions.com/SU/qMQTdssplusZdmUEKYaGYqhLw==>

Ed. Code 17060-17066	Joint venture school facilities construction projects - https://simbli.eboardsolutions.com/SU/VvgMlalOS7plusGkz8fEtYQWw==
Ed. Code 17070.10-17077.10	Leroy F. Greene School Facilities Act of 1998 - https://simbli.eboardsolutions.com/SU/fu4PsUtUAb4qYYOY9breHg==
Ed. Code 17085-17095	State Relocatable Classroom Law of 1979 - https://simbli.eboardsolutions.com/SU/M1B7Aohg583MyZQqLVFBpw==
Ed. Code 17582	District deferred maintenance fund
Ed. Code 17620-17626	Levies against development projects by school districts
Ed. Code 17621	Procedures for levying fees
Gov. Code 50075-50077	Voter-approved special taxes
Gov. Code 50079	School districts; qualified special taxes
Gov. Code 53175-53187	Integrated Financing District Act
Gov. Code 53311-53368.3	Mello-Roos Community Facilities Act of 1982
Gov. Code 53753	Assessment notice and hearing requirements
Gov. Code 53753.5	Exemptions
Gov. Code 54954.1	Mailed notice to property owners
Gov. Code 54954.6	New or increased tax or assessment; public meetings and hearings; notice
Gov. Code 6061	One time notice
Gov. Code 6066	Two weeks' notice
Gov. Code 65864-65867	Development agreements
Gov. Code 65970-65980.1	School facilities development project
Gov. Code 65995-65998	Payment of fees against a development project
Gov. Code 66000-66008	Fees for development projects
Gov. Code 66016-66018.5	Development project fees
Gov. Code 66020-66025	Protests and audits
H&S Code 33445.5	Overcrowding of schools resulting from redevelopment
H&S Code 33446	School construction by redevelopment agency
Uncodified Statutes 17696-17696.98	Greene-Hughes School Building Lease-Purchase Bond Law of 1986

Management Resources References

Attorney General Opinion	79 Ops.Cal.Atty.Gen. 149 (1996)
Court Decision	Loyola Marymount University v. Los Angeles Unified School District (1996) 45 Cal.App.4th 1256
Court Decision	Ehrlich v. City of Culver City (1996) 12 Cal.4th 854
Court Decision	Dolan v. City of Tigard (1994) 114 S.Ct. 2309
Court Decision	Canyon North Co. v. Conejo Valley Unified School District (1993) 19 Cal.App.4th 243, 23 Cal.Rptr.2d 495
Court Decision	Garlic Development Co. v. Hayward Unified School District (1992) 3 Cal.App.4th 320, 4 Cal.Rptr.2d 897
Court Decision	Nollan v. California Coastal Commission (1987) 107 S.Ct. 3141
Website	Office of Public School Construction - https://simbli.eboardsolutions.com/SU/UxUcDGuszWNedr16Dp8wuQ==

Cross References

Description

1330.1	Joint Use Agreements - https://simbli.eboardsolutions.com/SU/bmOGV9SSCzbBPZB9CYO5sw==
3100	Budget - https://simbli.eboardsolutions.com/SU/u3xJsslshRMdOslshxzy9iCQiVIQ==
3100	Budget - https://simbli.eboardsolutions.com/SU/16EUxATHeen8r7plusplusLk4KLA==
3470	Debt Issuance And Management - https://simbli.eboardsolutions.com/SU/0RleSE2v1irwWNkUpOIlgQ==
7000	Concepts And Roles - https://simbli.eboardsolutions.com/SU/lwThRIXASwU6VzBMJ1okqw==
7110	Facilities Master Plan - https://simbli.eboardsolutions.com/SU/ouMYVybSZQRxplusKX3PHbTlg==
7131	Relations With Local Agencies - https://simbli.eboardsolutions.com/SU/sLKbeRsERIs6jNZplusJAyfEA==
7150	Site Selection And Development - https://simbli.eboardsolutions.com/SU/L9OO7hDGHisyQUrextKCMw==
7150	Site Selection And Development - https://simbli.eboardsolutions.com/SU/1LVf1qpsn0wg59Y212C1Bw==
7211	Developer Fees - https://simbli.eboardsolutions.com/SU/kkJ2F4Hw5xp3plusHPeTQVP4A==
7211	Developer Fees - https://simbli.eboardsolutions.com/SU/zCwrYT6UPuxmceHDKeXkKg==
7212	Mello-Roos Districts - https://simbli.eboardsolutions.com/SU/RSNGFyUfn1vGm8aBN4XONw==
7213	School Facilities Improvement Districts - https://simbli.eboardsolutions.com/SU/vGITzrhHGsxNxEdsHQB5sg==
7214	General Obligation Bonds - https://simbli.eboardsolutions.com/SU/gEZILlfsIshUipluscNJ13ywqfLg==
7214	General Obligation Bonds - https://simbli.eboardsolutions.com/SU/T8bGvnChu240aqdPlheOig==
9000-B	Role Of The Board - https://simbli.eboardsolutions.com/SU/bvLfdo1BkTZavQAsIshhyXMMA==