

ALAMEDA UNIFIED SCHOOL DISTRICT
Alameda, California
Resolution

January 23, 2018

Resolution No. 20167-2018.39

**Annual Accounting for Developer Fees for Fiscal Year 2016-2017 Collected by
the District in Account: Fund 25**

WHEREAS, This District has levied school facilities fees pursuant to various resolutions, the most recent of which is dated 2005, and is referred to herein as the "School Facilities Fee Resolution" and is hereby incorporated by reference into this Resolution. These resolutions were adopted under the authority of Education Code section 17620 (formerly Government Code section 53080). These fees have been deposited in the following fund or account:

Fund 25 (the Capital Facilities Fund);

Government Code sections 66001(d) and 66006(b) require this District to make an annual accounting of the Fund and to make additional findings every five years if there are any funds remaining in the Fund at the end of the prior fiscal year;

Government Code sections 66001(d) and 66006(b) further require that the annual accounting of the Fund and those findings be made available to the public no later than December 26, 2017, that this information be reviewed by this Board at its next regularly scheduled board meeting held no earlier than 15 days after they become available to the public, and that notice of the time and place of this meeting (as well as the address at which this information may be reviewed) be mailed at least 15 days prior to this meeting to anyone who has requested it.

WHEREAS, This Resolution makes various findings and takes various actions regarding the Fund as required by and in accordance with Government Code sections 66001(d) and 66006(b).

WHEREAS, On all findings and evidence contained in, referred to, or incorporated into this Resolution, as well as the evidence presented to this Board at this meeting, the Board finds each of the following with respect to the Fund for the 201-2017 Fiscal Year:

In reference to Government Code section 66006(b)(2), the information identified in section 1 above is correct;

In further reference to Government Code section 66006(b)(2), this Board has reviewed the annual accounting for the Fund as contained in Exhibit A and determined that it meets the requirements set forth in Government Code section 66006(b)(1);

In reference to Government Code section 66001(d)(1), and with respect only to that portion of the Fund remaining unexpended at the end of the 2016-2017 Fiscal Year, the purpose of the fees is to pay certificate of participation lease payments related to the installation of portables in June 2000;

In reference to Government Code section 66001(d)(2), and with respect only to that portion of the Fund remaining unexpended at the end of the 2016-2017 Fiscal Year, the findings and evidence referenced above demonstrate that there is a reasonable relationship between the fees and the purpose for which it is charged;

In reference to Government Code section 6601(d)(3), and with respect only to that portion of the Fund remaining unexpended at the end of the 2016-2017 Fiscal Year, all of the sources and amounts of funding anticipated to complete debt payment is identified in Exhibit A;

In reference to Government Code section 66001(d)(4), and with respect only to that portion of the Fund remaining unexpended at the end of the 2016-2017 Fiscal Year, the approximate dates on which the funding referred to in paragraph e above is expected to be deposited into the appropriate account or fund is designated in Exhibit A; and

In reference to the last sentence of Government Code section 66006(d), because all of the findings required by that subdivision have been made in the fees that were levied in paragraphs c-f above, the District is not required to refund any moneys in the Fund as provided in Government Code section 66001(e).

NOW, THEREFORE, BE IT RESOLVED, The Board further directs and authorizes the Superintendent to take on its behalf such further action as may be necessary and appropriate to effectuate this Resolution.

PASSED AND ADOPTED by the following vote this 23rd day of January, 2018:

AYES: _____ **MEMBERS:** _____

NOES: _____ **MEMBERS:** _____

ABSENT: _____ **MEMBERS:** _____

Gray Harris,
President Board of Education Alameda
Unified School District Alameda County,
State of California

ATTEST:

By: _____

Sean McPhetridge, Superintendent
Secretary of the Board of Education
Alameda Unified School District