

PIEDMONT UNIFIED SCHOOL DISTRICT

**APPROVAL OF THE USE OF PUPIL GRANT ELIGIBILITY
FOR THE CONSTRUCTION OF THE STEAM AND THEATER BUILDINGS AT
PIEDMONT HIGH SCHOOL**

RESOLUTION NO. 10-2022-23

WHEREAS, the Piedmont Unified School District (District) has been approved, and will be reviewed and updated, for new construction grant eligibility under the Leroy F. Greene School Facility Program (SFP) by the Office of Public School Construction and State Allocation Board (SAB), and

WHEREAS, the District has identified a need for a new STEAM building and theater building at the Piedmont High School (Projects), both of which are also utilized in part by the Millennium Continuation High and Piedmont Middle Schools, and

WHEREAS, Education Code 17072.35 stipulates how SFP new construction grant funds can be expended and SFP Regulation Section 1859.77.3(a) stipulates that a district may request new construction grants that exceed the pupil capacity of the project based on state loading standards pursuant to Education Code 17071.25(a)(2), and

WHEREAS, the SAB Regulation 1859.77.3(b) also permits districts to assign pupil grants from available pupil grant new construction eligibility at grade levels not being served by the Project; and

WHEREAS, the District wants to maximize the amount of state grants it will receive for the Project and wishes to utilize pupil grants under the new construction program for the construction of the Project, and

WHEREAS, the State Allocation Board changed its rules and now requires districts to justify eligibility for new construction grants at the time the application is reviewed instead of when the application is submitted, and it is currently taking approximately three to 3 ½ years from the time of submittal of the application for it to be reviewed; and

WHEREAS, the District filed its application for new construction grants for the STEAM building in June 2018 and the Theater application was filed in April 2020; the district's eligibility for new construction grants has been determined for the STEAM building as the application is currently being reviewed, but eligibility for the theater cannot be determined with any certainty as the application is pending review in approximately one year; and

WHEREAS, the District plans to assign up to 351 pupil grants for the STEAM building application and 27 pupil grants for the Theater from the eligibility provided to the kindergarten through twelfth grades inclusive to maximize the state grants, as able, and based on the District's eligibility for new construction grants at the time the applications are reviewed; and

NOW, THEREFORE, BE IT RESOLVED that the Piedmont Unified School District does hereby affirm the following:

- The filing of an application under Chapter 12.5, Part 10, Division 1, commencing with Education Code 17070.10; and
- The District acknowledges that funds for the purpose of housing pupils at the elementary and middle school level may be diverted to fund these Projects; and
- The District’s plan to house these students will be to accommodate them in existing elementary and middle school classrooms throughout the District. The District has a maximum loading standard of 28 or more students per classroom for the K-6th grades versus the State loading standard of 25, and middle schools at a District loading standard of 28 or more students per classroom for the 7-8th grades versus the State loading standard of 27. By SFP Regulation Section 1859.77.3, the maximum district loading standard that can be used is 33 students per classroom; therefore, this loading capacity will be used as further delineated in the attached housing plan; and
- The District acknowledges that the State has satisfied its obligation, pursuant to Regulation Section 1859.50, to house the pupils receiving grants in the Projects.

PASSED AND ADOPTED this 9th day of November, 2022, by the Board of Education of the Piedmont Unified School District of Alameda County, California by the following vote:

AYES: _____

NOES: _____

ABSENT: _____

ABSTAINING: _____

I, Donald Evans, Secretary of the Board of Education of Piedmont Unified School District, State of California, do hereby certify that the foregoing resolution was duly adopted by the said Board at a regular meeting held on November 9, 2022.

 Donald Evans, Secretary
 Board of Education
 Piedmont Unified School District