



**Developer Impact Fee Annual and Five Year
Reports for the Fiscal Year Ending June 30, 2016**

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THE CLOVIS UNIFIED SCHOOL DISTRICT ANNUAL AND FIVE-YEAR DEVELOPER FEES REPORT FOR FISCAL YEAR 2014-2015, IN COMPLIANCE WITH GOVERNMENT CODE SECTIONS 66006 AND 66001

Government Code Sections 66006 and 66001 provide that the Clovis Unified School District (“District”) shall make available to the public certain information and adopt prescribed findings relative to school facility fees adopted pursuant to Education Code Section 17620 and Government Code Sections 65995 (“Level 1 Fees” and “Commercial/Industrial Fees” collectively, “Statutory School Facility Fees”) and Government Code Sections 65995.5, 65995.6 and 65995.7 (“Level 2 Fees” and “Level 3 Fees” collectively, “Alternative School Facility Fees”). The foregoing fees are collectively also referred to as developer fees (“Developer Fees”). The described information and findings contained in this Annual and Five-Year Developer Fees Report (“Report”) relate to Developer Fees that the District received, expended or may expend in connection with school facilities (“School Facilities”) in order to accommodate additional students from new and other residential development as well as commercial and industrial construction (collectively referred to as “Development”) if funded or partially funded with Developer Fees. The Developer Fees only include money in possession of the District and does not include letters of credit, bonds, or other instruments to secure payment of Developer Fees at a future date. The Developer Fees have not been levied, collected, or imposed for general revenue purposes.

ANNUAL REPORT

In accordance with Government Code Section 660006(b)(1) and (2), the School District hereby presents the following information for fiscal year 2015/16 (i.e. July 1, 2015 through June 30, 2016) with regard to the annual Developer Fees:

A. Description of the Type of Developer Fees in the Account or Sub-Account(s) of the School District

The Developer Fees of the School District for fiscal year 2015/16 consists of Statutory School Facility Fees and Alternative School Facility Fees. Statutory and Alternative School Facility Fees were collected by the School District from new residential and commercial/industrial development in the amounts noted below:

B. Developer Fees Information for the Fund:

1. Within 180 days after the last day of each fiscal year, the District is required to make available to the public certain information. As set forth below, the District provides the following information for the Fund for the fiscal year 2015-16. Government Code Section 66006(b)(1).

a. Amount of the Developer Fees:

The Developer Fees were authorized to be levied on Development by the Board of Education (“Board”) of the District at the time the Developer Fees were adopted. As shown in the District’s Fee Justification Study (“FJS”) and School Facilities Needs Analysis (“SFNA”), the Developer Fees only partially mitigate the impacts to the District caused by Development because the Developer Fee amounts do not adequately fund the

District's School Facilities needs resulting from additional Development within the District. Government Code Section 66006(b)(1)(A).

Statutory School Facility Fees (Government Code Section 66006(b)(1)(B))

From July 1, 2015 to June 30, 2016

<u>Level 1 Residential</u>	<u>\$3.36 per square foot</u>
<u>Level 1 Commercial/Industrial</u>	<u>\$0.54 per square foot</u>

Alternative School Facilities Fees (Government Code Section 66006(b)(1)(B))

From July 1, 2015 to July 4, 2015

<u>Level 2 Residential</u>	<u>\$3.78 per square foot</u>
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From July 5, 2015 to June 30, 2016

<u>Level 2 Residential</u>	<u>\$4.15 per square foot</u>
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b. Beginning and Ending Balance, Developer Fees Collected, Interest Earned and Expenditures of the Fund (Government Code Section 66006(b)(1)(C) and (D)):

	Developer Fees
Beginning Balance (7/1/15)	\$12,180,460
Amount of Developer Fees Collected	\$10,500,062
Interest Earned	\$137,084
Expenditures	\$19,075,783
Ending Balance (6/30/16)	\$3,741,823

c. Identification of Each District Project on Which Developer Fees Were Expended Including the School Facilities Project ("Project") Total and Percentage of the Project Cost that was Funded with Developer Fees (Government Code Section 66006(b)(1)(E)):

Expense Description	Project Total	Percentage of Project Total Funded with Reportable Fees
Purchase/Lease of Relocatable Classrooms & Site Preparation	\$907,545	100%
Purchase of Land	\$5,175,301	100%
Legal/Enrollment Studies	\$374,338	100%
New Facilities Construction	\$11,506,136	100%

Other Indirect & Support Services	\$1,112,463	100%
Total	\$19,075,783	

The foregoing information¹ is set forth below.

¹ Pursuant to Education Code 17620(a)(5), Level 1 Fees collected may also be spent on the following non-facility costs: the costs of conducting a School Facilities Needs Analysis and/or Fee Justification Study; and preparing the Annual and Five-Year Report. In addition, a school district may also retain "an amount not to exceed, in any fiscal year, three percent of the fees collected in that fiscal year. . . ." The three percent amount is for the reimbursement of administrative costs incurred in collecting the fee. For school districts that levy a Level 2 Fee, the three percent amount is calculated only on the amount of the Level 1 Fees that are collected.

d. When the District Accumulates Sufficient Funds to Complete Project(s) for Which It Previously Identified as Intending to Spend Developer Fees,² the District Needs to Identify the Approximate Date It Will Commence Construction on Such Project(s) (Government Code 66006(b)(1)(F)):

The District has determined for the fiscal year 2015-2016 that sufficient funds have been collected to complete financing on the Project(s) listed below. Developer fees will fund a total of \$23,500,000 of the total construction project. The chart below identifies the estimated date that construction is anticipated to commence on each Project:

Project	Estimated/Actual Commencement Date
Boris Elementary	April 2015

² The District is required to make such identification pursuant to Government Code Section 66001(a)(2). The identification may have been done by reference to a capital improvement plan or general plan or may be made in other public documents that identify the public facilities for which the fee is charged.

e. Description of Each Interfund Transfer or Loan Made From the Fund (Government Code Section 66006(b)(1)(G)):

Interfund Transfers:

Description of Project for which Interfund Transfer was Used	Fund(s) to Which Developer Fees Were Transferred	Amount Transferred
Boris Elementary School	2012 Local Bond Measure A	\$11,500,000.00

Interfund Loans:

Description of Project for Which Interfund Loan was Used	Fund(s) to Which Developer Fees Were Loaned	Amount Loaned	Date Loan Repaid	Rate of Interest
N/A	N/A	N/A	N/A	N/A

f. Refunds and Allocations (Government Code Section 66006(b)(1)(H), 66001(e), (f)):

When the District has determined that sufficient funds have been collected to complete financing on incomplete Project(s) and the Project remains incomplete, the District is required to identify the

approximate date by which the construction of the Project(s) will commence. If the District fails to timely identify the approximate date by which the construction of the Project(s) will commence, then the District must refund the unexpended portion of the Developer Fees and any interest accrued thereon to the then current record owner(s).

Refund	\$0
Less Admin. Costs of Refunding	\$0
Net Refund	\$0

2. The District will review the Report at the next regularly scheduled public meeting (“Meeting”) not less than 15 days after the Report is made available to the public. Notice of the time and place of the Meeting, including the address where the Report may be reviewed, will be mailed at least 15 days prior to the Meeting, to any interested party who filed a written request with the District for mailed notice of the Meeting.³

³Any written request for mailed notices shall be valid for one year from the date on which it is filed unless a renewal request is filed. Renewal requests for mailed notices shall be filed on or before April 1 of each year. The legislative body may establish a reasonable annual charge for sending notices based on the estimated cost of providing the service.

FIVE-YEAR REPORT

In accordance with Government Code Section 66001, the District provides the following information for fiscal year 2015-2016:

For the fifth fiscal year following the first deposit into the Fund, and every five years thereafter, the District is required to make all of the following findings with respect to that portion of the Fund remaining unexpended, whether committed or uncommitted. At the close of the fiscal year 2015-2016, there remained \$3,741,822 in the Fund (Government Code Section 66001(d):

A. Identification of All Projects for Which the Developer Fees Will be Expended in the Future:

The purpose of the Developer Fees imposed and collected on Development within the District is to fund additional School Facilities required to serve the students of the District generated by Development within the District. Specifically, the Developer Fees will be used for the construction and/or acquisition of additional School Facilities, remodeling existing School Facilities to accommodate new growth from new development including, but not limited to, adding additional classrooms, technology and acquiring and installing additional portable classrooms. (Government Code Section 66001(d)(1)(A)).

Further information regarding such Project(s) is set forth in the following chart:

Project Name	Source of Funds	Amount of Anticipated Funding From Each Source	Project Total
Bradley Center Elementary	Developer Fees	\$23,500,000	\$33,500,000
	GO Bonds	\$10,000,000	
New Elementary Site (NW TBD)	Developer Fees	\$8,500,000	\$33,500,000
	GO Bonds	\$25,000,000	
New Elementary (SE TBD)	Developer Fees	\$4,100,000	\$39,100,000
	GO Bonds	\$35,000,000	
	Total	\$106,100,000	\$106,100,000

B. Demonstration of a Reasonable Relationship Between the Developer Fees and the Purposes for Which They Are Charged:

As shown in the FJS and SFNA, Board approved April 27, 2016, there is a roughly proportional, reasonable relationship between the Development upon which the Developer Fees are charged and the need for additional School Facilities by reason of the fact that additional students will be generated by additional Development within the District, and the District does not have student capacity in its existing School Facilities to accommodate these new students. Furthermore, the Developer Fees charged on Development will be used to fund School Facilities which will be used to serve the students generated

from Development. The Developer Fees do not exceed the costs of providing such School Facilities for new students. (Government Code Section (d)(1)(B)).

C. Identification of All Sources and Amounts of Funding Anticipated to Complete Incomplete Projects Identified by the District in Paragraph A Above and Approximate Date Funding Is Expected to Be Deposited. (Government Code Section 66001(d)(1)(C) and (D)):

Source of Funding	Amount of Funding Anticipated to Complete Incomplete Projects	Approximate Date Funding Expected to Be Deposited
1. State Funding Program Funds	\$0	
2. State Hardship Funds	\$0	
3. Community Facilities Districts	\$0	
4. General Obligation Bond Proceeds	\$70,000,000	When Funds Are Authorized and/or Available
5. Redevelopment Pass-Through	\$0	
6. Existing Developer Fees	\$3,741,822	June 2016
7. Anticipated Developer Fees	\$2,659,747	June 2017
8. Mitigation Payments	\$0	
9. Certificates of Participation	\$0	
10. SB-201 Fees (Government Code Section 65970, et seq.)	\$0	
11. Total Funding (Add Lines 1 – 10 above)	\$76,401,569	
12. Total Costs of All Incomplete Projects	\$106,100,000	
13. Minus Total of All Funding Sources (Enter from Line 11 above.)	\$76,401,569	
14. Unfunded Balance (Line 12, minus Line 13)	\$29,698,431	