

Public School Capital Construction Assistance Board Meeting Minutes



COLORADO DEPARTMENT OF EDUCATION

Vision

All students in Colorado will become educated and productive citizens capable of succeeding in a global society, in the workforce, and in life.

Goals

Every student, every step of the way



Date & Time:
March 26, 2014
1:00 p.m.

Location:
201 E. Colfax, Room 101
Denver, CO 80203

Capital Construction Assistance Board Members:

Lyndon Burnett – Chair
John Conklin
Kathy Gebhardt

Pete Hall – Vice-Chair
Ken Haptonstall
Denise Pearson

Tim Reed
David Tadlock
Matt Throop

I. Call to order – 1:01 p.m.

II. Pledge of Allegiance

III. Roll Call

Attendees: Lyndon Burnett, Pete Hall, Kathy Gebhardt, Matt Throop, Denise Pearson, Tim Reed **Absent:** John Conklin, David Tadlock, Ken Haptonstall **CDE Staff Attendees:** Scott Newell, Kevin Huber, Leanne Emm, Dustin Guerin, Jay Hoskinson

IV. Approve agenda

- The CCAB Chair asked for a motion to approve the agenda;
 - So moved by Kathy Gebhardt;
 - Tim Reed 2nd the motion;
 - Discussion: Kathy Gebhardt made a motion to amend the agenda to table the CCAB SOP discussion until the next meeting. The Board Chair noted that the SOP discussion had been postponed numerous times already. There was no 2nd to the motion, therefore the motion failed.
 - Motion to approve the agenda as presented carried with 5 votes for and 1 vote opposing.

V. Approve previous minutes from February 26, 2014 meeting

- The CCAB Chair asked for a motion to approve the minutes from the February 26, 2014 meetings as presented;
 - So moved by Pete Hall;
 - Denise Pearson 2nd the motion;
 - Motion to approve the February 26, 2014 minutes carried unanimously.

The Public Hearing was postponed a few minutes and the CCAB moved to the Board Report on the agenda.

VI. Board Report

- Lyndon Burnett updated the CCAB on House Bill 14-1292, noting that the bill had been introduced. Lyndon Burnett also discussed details about the bill that would affect the BEST Program; specifically pertaining to how the marijuana excise tax money would be allocated.
- Kathy Gebhardt told the CCAB about House Bill 14-1292 and how it had been introduced in the House and that all of the language regarding the BEST Program needed to be removed. Kathy Gebhardt mentioned

the Long Bill and noted that \$100 million was set to go towards capital construction for FY2014-15 and that none of it was allocated for K-12 schools.

VII. Public Hearing

- Rulemaking Hearing: public hearing regarding the BEST Rules - 1 CCR 303-3. The CCAB Chair read the script calling the rulemaking hearing to order. There was no one from the public who wished to speak. Scott Newell noted there were no public comments submitted to the Division prior to meeting as well. Scott Newell told the CCAB he added in the new statutory language pertaining to the additional matching criteria for school districts, BOCES and the School for the Deaf and Blind.
- Heidi Dineen with the Attorney General's office told the CCAB that House Bill 14-1190 was signed on March 14, 2014 and that it contained a safety clause making it effective immediately. Heidi Dineen noted that the CCAB could have completed an emergency rule, but that they were probably okay since the current rules that were filed would be effective May 15, 2014. Scott Newell told the CCAB that they would need to figure out the best course of action to take regarding the new match criteria for the current round of grant applications. Scott Newell said he would provide options to the CCAB in the near future.
- Heidi Dineen told the CCAB she had just reviewed the proposed rules the prior day and had found several areas that needed further clarification. The CCAB agreed with the changes and language was added to sections 3.1.2, 3.1.4.1 and 3.1.5 of the BEST Rules 1 CCR 303-3 regarding the CCAB's conflicts of interest policies. After the amendments were made, the CCAB Chair asked for a motion to adopt the amended BEST Rules.
 - So moved by Denise Pearson;
 - Pete Hall 2nd the motion;
 - Motion to adopt the amended BEST Rules - 1 CCR 303-3 approved unanimously.

VIII. Directors Report

- Scott Newell told the CCAB about an upcoming groundbreaking for Greeley School District 6. Scott Newell told the CCAB that the Legislative Audit Committee's (LAC) meeting had been postponed until June 2014 and that this would allow for more time to work on the Parson's proposal regarding the Statewide Facility Assessment. Scott Newell told the CCAB that during the performance audit the LAC determined the Statewide Facility Assessment needed to be updated, but the LAC was not willing to sponsor a bill to help get money appropriated to complete the work. Leanne Emm suggested the CCAB submit a decision item so that it could be reviewed by the Governor's office, to possibly get an appropriation to update the Assessment. A CCAB member asked if the State Board would have to approve the decision. Leanne Emm stated the Commissioner of Education would review the decision and was not sure if the State Board would have to approve.
- Scott Newell told the CCAB that the FY2014-15 BEST Grant Application Summary Book would be available at the April 2014 meeting. Scott Newell told the CCAB Senate Bill 14-112 was signed and would be enacted in FY2014. Scott Newell told the CCAB the Division was planning on hiring a program support specialist. Scott Newell told the CCAB about the projects that had recently closed and noted that the marijuana excise tax revenue for January was roughly \$195,000.

IX. Action Items

- a) Review and adopt Division policy for capital renewal requirements for BEST new school, major renovation & addition projects. Scott Newell reviewed the policy with the CCAB and noted that there were eight respondents from the public in regards to the policy. Scott Newell noted the feedback was positive and that everyone he spoke to was onboard with the policy. The CCAB discussed the policy briefly, clarifying that this only pertained to facilities affected by the grantee's BEST project. A motion was made to approve the policy.
 - So moved by Matt Throop;
 - Tim Reed 2nd the motion;
 - Motion to adopt the Division's policy for capital renewal requirements for BEST new school, major renovation & addition projects approved unanimously.

- b) Review CCAB Standard Operating Procedures (SOP) and make any revisions as needed. The CCAB briefly reviewed the SOP section related to meeting agendas. A CCAB member asked for clarification regarding how to add items to the monthly agenda. No revisions were made to the CCAB's SOP; therefore, no motion to adopt the amended SOP was needed.

X. Discussion Items

- a) Review yearly grant summary book, supplemental information, and grant review process. Scott Newell reviewed a sample of last year's summary book with the CCAB and reviewed the grant selection process. Scott Newell told the CCAB about additional information that will be added and reviewed the data points used for each applicant in the summary book. Scott Newell also reviewed supplemental information that would be provided and asked the CCAB if there was any additional information they would like. The CCAB discussed the grant selection process and reviewed the sample summary book.

XI. Public Comment

- The CCAB Chair asked if there was anyone signed up to speak from the public, there were none.

XII. Adjournment

- The CCAB Chair asked for a motion to adjourn;
 - So moved by Pete Hall;
 - Matt Throop 2nd the motion;
 - Motion to adjourn carried unanimously;
 - Meeting adjourned 3:30 p.m.