



**Vision**

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

**Goals**

*Every student, every step of the way*



**Capital Construction Assistance Board Meeting Minutes**

**Date & Location: December 7, 2018 Broadmoor Hotel, Colorado Springs**

**BOARD MEMBERS:**

Tim Reed –Chair  
Kathy Gebhardt – Vice Chair  
Brian Amack

Jane Crisler  
Denise Pearson  
Ken Haptonstall

Cyndi Wright  
Scott Stevens  
Michael Wailes

- I. Call to Order: By Tim Reed at 1:30 pm.
- II. Pledge of Allegiance
- III. Roll Call: Board Members Present: Brian Amack (phone), Jane Crisler, Kathy Gebhardt, Ken Haptonstall (phone), Denise Pearson, Tim Reed, Scott Stevens, Michael Wailes (phone), Cyndi Wright
- IV. Approve Agenda: Motion by Denise Pearson to approve the agenda; seconded by Cyndi Wright; no discussion; agenda unanimously approved.
- V. Approve Previous Meeting Minutes from November, 2018: Motion by Scott Stevens to approve the November 2018 CCAB Meeting Minutes; seconded by Jane Crisler; discussion of board member names to be corrected on the agenda with response that a corrected copy had been sent; minutes unanimously approved.
- VI. Board Report:

Tim reported that he had an interview with David Migoya, a reporter from The Denver Post, about our program, what we have accomplished, and about the marijuana money. He asked David if he could write

an article that explains to the public how \$40 million a year from the marijuana money isn't enough to fix all the facilities in the state, that would be a great service. He mentioned the number of comments he gets from people asking where all that money is going, and that the money doesn't go very far. Andy added that the Communication Team has spoken to David Migoya as well.

Kathy reported that she met with Shannon Bird who is on Finance and Appropriations and who is going to be the bill sponsor for the upcoming legislative session. She also stated that we shouldn't have trouble getting other bill sponsors to carry it with Shannon and that we met the deadline for getting the bills titles in, with the broader "Capital Funding" title rather than the narrower "Facilities Funding" one. Kathy then reported that she had a conference call with Michelle Murphy from Rural Alliance and Dan from the League of Charter Schools regarding what we want to do with facility funding and the use of our reserves going forward. She said that the League wants access to \$30 million that wouldn't go out to more schools and that their position is that they have to spend their general fund dollars on facilities. Kathy doesn't see that as different from rural schools and feels that the League doesn't understand this: that more educating is in order so that the League understands that the rural and other schools spend out of their general funds. She also shared that governor elect Polis has selected Cary Kennedy as his senior fiscal adviser and she has a good understanding of these issues and this may be helpful in getting the governor's ear and educating him. Lastly she mentioned facility funding on full day kindergarten and how some districts have the space as they are already offering tuition based kindergarten but that other larger, growing districts are not doing this and she needs to reach out to them. Tim asked Kathy if the League's request for access included a plan for spending the \$30 million in funds and Kathy replied that they just wanted to go PPR like they are doing now. She said that she reminded them that we supported them last session and that they got a big bump in the PPR from our legislation support. Scott said that he is worried that the ask will continue and get bigger without identifying need, requiring us to go through this long and arduous process to identify projects and justify the expense. He stated that he is not against making that available but that there needs to be a clear guideline in place as to how the funds are going to be used. He furthered that this is needed because we are under scrutiny as to how the funds are used and have to fight for the funding: that we have a process in place as to how funds are going to be spent and that it is only fair that if the League is going to access the funds that they need to follow the same guidelines. Scott added that it doesn't need to be specific projects but the assurance that they are following the same guidelines as a safety net so to speak. Kathy and Tim agreed, and Kathy said that if she receives a bill draft that she would circulate that.

Andy added to this report section that he had received a call from Capital Development Committee Staff about full day kindergarten, and stated that if we could estimate capital needs to support that, it would take some time to do that, especially considering that we don't have full knowledge about those facilities. Tim stated that Jefferson Co schools have kindergarten suites and that the K-5 transition may result in excess space and could move Pre-K into those vacated spaces. He further stated that districts can apply for grants but in response to Kathy's query about actual data doesn't recall that there is anything specific to kindergarten in our guidelines.

## VII. Director's Report:

Andy introduced Joe Peters from the AG's Office. He referenced the email that he sent out that acknowledged the hard work put in and dedication for COP process and the level of difficulty involved in it. He then mentioned that there was \$250 million in bonds and a total project list of \$433 million, with this year being the ten year anniversary taking us over the \$2 billion mark as well. He informed the

board that we have a vendor booth in the convention exhibition hall, and the booth being worth it if we get one district to apply, that it was going well and is something we will probably continue to do. Andy then mentioned that he attended the National Council School Facilities meeting in Washington DC and highlighted some of the presentations that were given. With regard to his meeting with Facility Assessment group members, he stated that he learned about data gathering and how they do assessments and the rate at which these are being accomplished. He said on the second day he met with Cory Gardner's and Michael Bennett's staff answering questions about school infrastructure and federal dollars. He mentioned that some consultants were showing data about how various infrastructures were using federal dollars and that schools were at the low end of that.

#### VIII. Discussion Items:

- a. COP Projects Update: Andy stated that on November 20<sup>th</sup>, the State sold \$240 million of COPs. 8 projects that had been recommended for COPs were successful in completing the due diligence and securing matching funds through local bond initiatives. Manzanola's bond initiative failed so Mapleton 1 moved up to the funding level as the first backup. Trinidad could have been the second backup but its bond failed also. He stated that the state now has a projected net debt service amount of approximately \$46.8 million, and we will get more accurate numbers soon. He stated that this capacity under the state cap of \$50 million allows for a potential round of COPs in FY 19-20 with an approximate total project value of \$70 million. Andy went over the packet attachments.
- b. CCAB Strategic Priorities: Andy said he pulled out the running list of items and recommended that sub-groups be formed to work on them and report back to the board. Staff leads will be: BEST Use of Funds—Julia; Review Match Criteria—Anna; BEST Representation at the legislature, one time cash spending appropriations, and source of funds for increased COP, and 100% of excise tax—Andy. He stated the remaining four could be one group, which Tim agreed with, saying he would be on the match group. Denise said she will be on use of funds, and Jane and Cyndi said they could go wherever needed. Brian said he will go wherever, and Ken said he will help with the match group also. Andy said he would let everyone know how it gets settled.
- c. Best Practices for State Boards and Commissions: With regard to HB 11-1898 Andy reviewed a handout listing the various CDE statutorily created boards and commissions and said that training regarding our statutory directives will be conducted at the April meeting, and he will review past practices.
- d. CCAB Officer Nominations: Andy shared that he looked into the CCAB procedures and went over the details outlined on the agenda sheet. Joe said that we can just go ahead and change the SOP and Andy said that he and Priya can re-draft the SOP to have a more understandable process.
- e. Paper or Electronic Meeting Packets for Members: Andy asked the preference of each member regarding this. Cyndi and Kathy want paper copies, everyone else is fine with the electronic copies that are emailed prior to the meeting. We will still bring a couple of extra printed binders.

IX. Action Items:

HB 18-1277 Rule Change Public Hearing: Tim conducted the hearing. There were no public comments. Motion to adopt the proposed amendments to the rules was made by Denise; seconded by Cyndi; no discussion; motion unanimously approved by roll call vote: Brian Amack (Y); Jane Crisler (Y); Kathy Gebhardt (Absent); Ken Hapstonstall (Y); Denise Pearson (Y); Tim Reed (Y); Scott Stevens (Y); Michael Wailes (Y); Cyndi Wright (Y).

Rule 5.2.10 will be added to read: If the Application is for Financial Assistance for either the construction of a new Public School Facility that will replace one or more existing Public School Facilities or the reconstruction or expansion of an existing Public School Facility and if the Applicant will stop using an existing Public School Facility for its current use if it receives the Grant, the Applicant will include a plan for the future use or disposition of the existing Public School Facility and the estimated cost of implementing the plan.

BEST Plaque Language Rule Change: Tim conducted the hearing. There were no public comments. Motion to modify the Capital Construction Assistance Board Rule 8.2.6 language regarding signage required for all new school, major renovation or addition projects was made by Jane; seconded by Scott; no discussion, motion unanimously approved by roll call vote: Brian Amack (Y); Jane Crisler (Y); Kathy Gebhardt (Absent); Ken Hapstonstall (Y); Denise Pearson (Y); Tim Reed (Y); Scott Stevens (Y); Michael Wailes (Y); Cyndi Wright (Y).

Rule 8.2.6 will now read: Upon completion of a new school, major renovation or addition Project, the Grantee shall affix a permanent sign that reads: "Funding for this school was provided through the Building Excellent Schools Today program, from local matching dollars, Colorado State Land Board, School Trust Lands, the Colorado Lottery, and excise taxes." with modifications if waived in writing by the Division.

Tim instructed the Director to submit these adopted amended rules to the Attorney General for an opinion and to take the steps required to complete the filing of these rules so that they become effective at the earliest date possible.

- X. Future Meetings: January 10, February 14, & March 14 at The Talking Book Library from 1 – 3:30pm; the April meeting to be in conjunction with the CASBO Convention at the Westin Hotel in Westminster. After some discussion of the options, there was a preference of that meeting being on the afternoon (first choice) or evening of Wednesday April 17<sup>th</sup> at the Westin Hotel so that it doesn't interfere with conference sessions, so Priya will move forward on booking that room. There was general approval of future use of the Broadmoor Hotel Shreyvogel Room (where today's meeting was held) for the December 2019 CCAB meeting to again be held in conjunction with the CASB Convention at the Broadmoor Hotel. The May Meeting will be from 5/15-5/17 at The Lowry Conference Center in Denver.

XI. Public Comment: None

- XII. Adjournment: Motion by Scott to adjourn meeting, seconded by Denise, unanimously approved. The meeting ended at 2: 12 pm.

**The mission of the Capital Construction Assistance Board is to protect the health and safety of students, teachers and other persons using public school facilities and maximize student achievement by ensuring that the condition and capacity of public school facilities are sufficient to provide a safe and un-crowded environment that is conducive to student's learning.**