

State of New Mexico
Public School Capital Outlay Council

PSCOC Members

Joe Guillen, *NMSBA – Chair*
Raul Burciaga, *LCS – Vice Chair*
David Abbey, *LFC*
Gwen Perea Warniment, *LESC*
Antonio Ortiz, *PED*
Clay Bailey, *CID*
David Robbins, *PEC*
Mariana Padilla, *OG*

Public School Facilities Authority

Martica Casias | Executive Director
Ryan Parks | Deputy Director



Absent PSCOC Members:

Ashley Leach, *DFA*

Meeting Minutes Summary

PSCOC Full Council Meeting
State Capitol Building, Room 317 – August 29, 2022

Unofficial notes drafted for the convenience of subcommittee members and subject to revision at member request.

I. Call to order – Joe Guillen, Chair

Chair Guillen called the meeting to order at 1:34 P.M.

a. Approval of Agenda

Chair Guillen asked if there were any changes to the agenda as presented; as there was none, Mr. Robbins moved for Council approval of the agenda. Mr. Burciaga seconded and **the motion was unanimously approved.**

b. Correspondence

None.

II. Public Comment

None.

III. PSCOC Financial Plan

A. Financial Plan

Mr. Brad Mathews, PSFA Chief Financial Officer, presented the PSCOC Financial Plan highlighting changes from the executive summary and since the last meeting. The projected fund balance as of July 10, 2022 was \$740,072,171.46.

IV. Consent Agenda

Chair Guillen asked about the new format of the meeting minutes, and the Council agreed that summary minutes were sufficient format. Items on the Consent Agenda were not discussed; all Consent Agenda items were approved in a single motion.

A. July 18, 2022 PSCOC Meeting Minutes	
Council approval of the July 18, 2022 PSCOC Meeting Minutes.	
B. FMP Assistance Application Release	
Council approval to send the 2022-23 Facilities Master Plan (FMP) application and procedures to all school districts and state authorized charter schools in accordance with the timeline presented.	
C. 2022 BDCP Cat1 (Fiber) Award – Socorro Schools	
Council approval to make a BDCP award for a State match of \$62,386.54 for E-rate eligible special construction charges for application funding year 2022 to Socorro Consolidated Schools. The award may be adjusted by the Council based on the amount ultimately approved by the Universal Service Administrative Company (USAC).	
D. 2022 BDCP Cat2 (Network Equipment) Awards	
Council approval to make Broadband Deficiencies Correction Program (BDCP) awards of actual E-rate-approved project amounts to provide the state match for application funding year 2022 for Category 2 (Network Equipment) to eight school districts/schools for a total of \$114,367.05 up to the amounts listed in column “O” of the award spreadsheet attached as Exhibit A. Each allocation is intended to fully complete the project, phase, or specified purpose.	
E. FY23 Budget Adjustment Request	
Council approval of the FY23 Budget Adjustment Request to move \$50,000 from the budget category “Other” 400’s to the “Contact Services” category 300’s.	
F. Contract Labor for Bond Reconciliation	
Council approval up to \$60,000 plus gross receipts tax to hire contract labor to assist PSFA with completion of bond reconciliation.	
G. FY24 Appropriation Request	
Council approval for PSCOC approval of the proposed \$ 6,874,200 budget with an option to adjust for the FY24 fixed costs.	
MOTION: Mr. Bailey moved for Council approval of the consent agenda. Mr. Robbins seconded and the motion was unanimously approved.	APPROVED

V. Awards Cycle

A. 2022-2023 Pre-Applications Received

Ms. Alyce Ramos, PSFA Programs Manager, reviewed the three pre-applications received for a Standards and Systems-based for the following districts: Pojoaque Valley School District and Central Consolidated School District.

VI. Other Business

A. Recertification of SSTBs

Mr. Mathews reviewed the item and the request to approve the recertification of Supplemental Severance Tax Bonds for the purpose of PSCOC awarded projects.

<p>MOTION: Mr. Guillen moved for Council approval for the adoption of the Resolution, Notification, and Certification and Reconciliation of unexpended bond proceeds as follows:</p> <ul style="list-style-type: none"> • SSTB18SB 0001 in the amount of (\$9,500) from PSCOC awarded projects. • SSTB19SD 0004 in the amount of (\$37,224,831) from PSCOC awarded projects. • SSTB21SB 0001 in the amount of (\$66,152,804) from PSCOC awarded projects. • SSTB21SD 0001 in the amount of (\$1,560,169) from PSCOC awarded projects. <p>Delegate authority to the Chair to approve any changes to the resolutions and recertifications that may be required upon review by the State Board of Finance. As this was a subcommittee recommendation, a second was not needed and the motion was unanimously approved.</p>	<p>APPROVED</p>
---	------------------------

B. SB212 Distribution to Districts:

Ms. Casias discussed the executive summary and the request to approve the SB212 distributions to districts. The Council indicated that a preventative maintenance plan would not be required for the distribution of funds. The Council amended the motion by removing the requirement for a preventative maintenance plan and included additional language in the award letter. The Council indicated districts shall report back via letter to the PSFA specifying the use(s) of funds upon completion of the expenditures no later than September 30, 2025.

<p>AMENDED MOTION: Mr. Abbey moved Council approval to release funding to all school districts as listed, based on the FY23 SB-9 allocations. The school districts must accept and sign the award letter, and provide PSFA with information regarding how the district intends to utilize the funds expended. <i>The district must complete the intended scope of work, and districts shall report to the PSFA on actual expenditures at the time that funds are fully expended, any unspent or unencumbered funds shall be returned by September 30, 2025; districts should report back to the PSFA with a letter addressing what they spent funds on no later than September 30, 2025.</i> The funds should be expended within three years. Mr. Robbins seconded and the motion was unanimously approved.</p>	<p>AMENDED APPROVED</p>
---	--------------------------------

C. HB119 Funding

The Awards Subcommittee Chair, Mr. Abbey reviewed the motion. No further discussion occurred.

<p>MOTION: Mr. Guillen moved for Council approval to increase HB-119 funding from \$10.9M to \$17.2M and to adjust the certifications to reflect the increase. As this was a subcommittee recommendation, a second was not needed and the motion was unanimously approved.</p>	<p>APPROVED</p>
--	------------------------

D. Potential Changes to Direct Legislative Appropriations (Offsets)

The discussion from the Council concluded that the PSCOC did not have the authority to grant waivers for Offsets. The Council decided to table the motion. The determination was to focus on other methods to help the local/state match.

<p>TABLED: Mr. Guillen moved to table the Council approval of Offset Awards to districts applicable upon receipt of a PSCOC award. An Offset Award is only applicable to one PSCOC award, and not to exceed \$1M per district. Mr. Abbey seconded and the motion was unanimously approved.</p>	<p>TABLED</p>
--	----------------------

E. Potential PSCOC Waiver Policy

The item was tabled per the conclusion of the previous item.

TABLED: Mr. Abbey moved to table the Council approval of the PSCOC Waiver Policy. Mr. Robbins seconded, as there was no opposition the motion was unanimously approved.

TABLED

VII. Informational

A. Office of the Broadband and PSFA Collaboration

The item was presented as an informational item. The Council was informed about the upcoming development of the Joint Powers Agreement between the PSFA and the Office of Broadband.

B. Measurement and Verification Program Update

The item was presented as an informational item.

C. PSCOC Policy for Pre-K Awards

The item was presented as an informational item.

D. Statewide Adequacy Standards Meeting Schedule

The item was presented as an informational item.

E. PSCOOTF Update

Ms. Casias reviewed the updates and upcoming work for the Public School Capital Outlay Oversight Taskforce (PSCOOTF).

F. Project Status Report

The item was presented as an informational item. The Council directed staff to reconcile the project status report. The reconciliation would compare all projects awarded by the PSCOC and their project schedule. Additionally, the Council requested for a report on every district's number of projects, awarded/unencumbered amounts, and year of award.

VIII. Next PSCOC Meeting

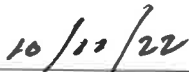
Proposed for October 11, 2022 – (tentative).

IX. Adjourn

There being no further business to come before the Council, Dr. Warniment moved to adjourn the meeting. Ms. Padilla seconded, and the motion was unanimously approved. The meeting adjourned at 3:35 P.M.



Chair



Date

**Please Note: Italic in motions indicate amendments.*