



GOVERNING BOARD MEETING

MINUTES

August 15, 2018

***Professional Development Building, Boardroom
1680 David E. Cook Way, Clovis, California***

5:30 P.M. – CLOSED SESSION

6:30 P.M. – PUBLIC SESSION

Regular Meeting

AGENDA

*Additional information regarding this agenda may be viewed through the District's website at
<http://www.cusd.com/board/meetings.htm>*

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Board meeting room or to otherwise participate at this meeting, including auxiliary aids or services, please contact the Superintendent's Office at 327-9100. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting.

Public records relating to an open session agenda item of a regular meeting that are distributed within 72 hours prior to the meeting will be available for public inspection at the District Office, 1450 Herndon Avenue, Clovis, California.

A. CALL TO ORDER

Board President Jim Van Volkinburg, D.D.S., called the regular Governing Board meeting to order at 5:30 p.m.

B. ROLL CALL

Board Members Present:

Jim Van Volkinburg, D.D.S., President
Elizabeth J. Sandoval, Vice-President
Ginny L. Hovsepian, Clerk
Sandra A. Budd, Member
Christopher Casado, Member
Steven G. Fogg, M.D., Member
Brian D. Heryford, Member

District Administrators Present:

Eimear O'Farrell, Ed.D., Superintendent
Don Ulrich, Ed.D., Deputy Superintendent
Karen Samman, General Legal Counsel
Norm Anderson, Associate Superintendent
Barry Jager, Associate Superintendent
Michael Johnston, Associate Superintendent
Susan Wise, Administrative Specialist

President Van Volkinburg asked if anyone present wished to address the Board relative to items that would be considered in Closed Session. At 5:30 p.m., the Governing Board adjourned to Closed Session to discuss the following matters:

C. CLOSED SESSION

1. STUDENT DISCIPLINE AND OTHER CONFIDENTIAL STUDENT MATTERS (Education Code §48900 et seq. and §35146)
2. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/SUSPENSION (Gov't. Code §54957)
3. APPOINTMENT/EMPLOYMENT OF INDIVIDUALS IN POSITIONS LISTED IN BOARD POLICY EXHIBITS NO. 6401, 6402, 6403, 6404, 6405 AND 6407 (Gov't. Code §54957)
4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant Exposure to Litigation Pursuant to Subdivision (d)(2) of Gov't. Code §54956.9 – 3 Potential Cases
5. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Gov't Code §54956.9 (d)(1)) – Fresno Superior Court Case No. 18CECG02010

D. RECONVENE FOR PUBLIC SESSION

Board President Van Volkinburg reconvened the public meeting at 6:33 p.m.

E. PLEDGE OF ALLEGIANCE

Board Member Ginny Hovsepian led the Board members and meeting attendees in the Pledge of Allegiance.

F. INVOCATION

Board Member Brian Heryford led the Invocation.

G. RECOGNITION OF VISITORS

Board President Van Volkinburg welcomed the visitors present and explained the procedures for addressing the Board.

H. APPROVAL OF MINUTES

1. July 18, 2018, Regular Governing Board Meeting Minutes
Approved the minutes of the July 18, 2018, regular Governing Board meeting, as submitted.
Motion: Approve, Moved By Board Member Ginny Hovsepian, Seconded by Board Member Sandra Budd. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

(Action to add to or delete items from any portion of the agenda or to discuss any consent agenda items must be taken PRIOR to adoption of the agenda.)

I. ADOPTION OF AGENDA

Adopted the August 15, 2018, regular Governing Board meeting agenda, as submitted.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Steven

Fogg. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

J. SPECIAL PRESENTATIONS

1. Introduction of New Administrators

Newly appointed administrators Rob Barnes, Director, Technology Services; Ben Clement, Principal, Clovis Online School; Raj Nagra, Chief Technology Officer, Technology Services; and Ed Schmalzel, Principal, Clovis Adult School were introduced to members of the Governing Board.

K. PUBLIC PRESENTATIONS

This time is reserved for individuals who may wish to address the Board regarding a matter that is not included on the agenda. Presentations are limited to three minutes per individual. Please note that because the items brought up by the public during this time are not on the agenda, the Governing Board may not discuss or act upon such items.

L. CLOSED SESSION MOTIONS

Approved all routine Personnel Matters, as submitted.

Motion: Approve, Moved By Board Member Steven Fogg, Seconded by Board Member Sandra Budd. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

President Van Volkinburg then reported that during Closed Session, the Board voted unanimously to submit an amicus curiae brief in support of the California School Board Association's position in *CSBA et al. v. State of California*, Supreme Court Case number S247266. In the case, CSBA and four local education agencies are challenging the State of California's requirement that LEAs use existing funding sources to pay for programs and services previously identified as mandated costs, instead of reimbursing LEAs for such programs and services.

M. CONSENT

1. Conference Requests

Approved the Conference Requests, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

2. Fundraiser Requests

Approved the Fundraiser Requests, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

3. Student Trip Requests

Approved the Student Trip Requests, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

4. Voluntary Community Recreation Programs

Approved the Voluntary Community Recreation Programs, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

5. Ratification of Purchase Orders, District Contracts \$25,000 or Less, and Check Register
Ratified Purchase Orders, District Contracts \$25,000 or less, and Warrants numbered 580960 – 582349.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

6. Change Orders

Approved the Change Orders, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

N. ACTION

In general (unless otherwise noted), these items were seen for Information at the prior Board meeting and will be voted on at this meeting. Agenda items titled "Annual" are recurring items submitted to the Board for approval yearly.

1. Annual English Learners Master Plan Revision

Authorized the Superintendent or designee to approve the revised Clovis Unified Master Plan – A Guide to Services for English Learners, as submitted.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Brian Heryford. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

2. Annual Agreement with Xello, formerly Career Cruising

Authorized the Superintendent or designee to enter into an annual agreement with Xello, formerly Career Cruising, as submitted.

Motion: Approve, Moved By Board Member Ginny Hovsepian, Seconded by Board Member Chris Casado. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

3. Annual Memorandum of Understanding with the California Teaching Fellows Foundation

Ratified a Memorandum of Understanding with the California Teaching Fellows Foundation (CTFF) effective August 1, 2018, through June 28, 2019, in order to provide additional instructional assistants and direct support to all students who qualify for Clovis Unified's After School Education and Safety (ASES) Program.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

4. Agreement with the Welty Center at California State University, Fresno for Building Coherence for Instructional Improvement Leadership Seminars

Authorized the Superintendent or designee to enter into an agreement with the Welty Center at California State University, Fresno to continue to provide professional learning for the Foundation for Building Coherence for Instructional Improvement Leadership Seminars for the 2018-19 school year, as submitted.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Ginny Hovsepian. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

5. Placement of Special Education Students in a Non-Public School

Authorized Clovis Unified to enter into an agreement for two students to attend Non-Public Schools in Fresno, California.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Steven Fogg. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

6. Revised Board Policy No. 6405 – Classified Compensation and Contracts

Approved revisions to Board Policy No. 6405 – *Classified Compensation and Contracts*, as submitted.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Sandra Budd. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

7. Provisional Internship Permit

Approved the Provisional Internship Permit for the recommended teaching candidates, as submitted.

Motion: Approve, Moved By Board Member Ginny Hovsepian, Seconded by Board Member Betsy Sandoval. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

8. Williams Settlement Complaint Summary Report – Fourth Quarter 2017-18 School Year

Accepted the fourth quarter summary report of zero complaints related to the requirements of the Williams Lawsuit Settlement, as submitted.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Sandra Budd. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

9. Biennial Renewal of Agreement for Legislative Advocacy/Consultant Services – Murdoch, Walrath & Holmes

Authorized the Superintendent or designee to enter into an agreement with Murdoch, Walrath & Holmes to provide advocacy and consultant services related to legislative advocacy for school facilities for the period from July 1, 2018, through June 30, 2020.

Motion: Approve, Moved By Board Member Sandra Budd, Seconded by Board Member Ginny Hovsepian. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

10. Appointment of Architect – Clovis West High School Career Technical Education Project

Authorized the Superintendent or designee to enter into an agreement with Teter Architects for architectural design services for the Career Technical Education (CTE) Systems Diagnostics, Services and Repair Pathway Program modernization project at Clovis West High School.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Ginny Hovsepian. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

11. Appointment of Architect – Clovis North High School Career Technical Education Project

Authorized the Superintendent or designee to enter into an agreement with Darden Architects for architectural design services for the Career Technical Education (CTE) Software and System

Development Pathway Program modernization project at Clovis North High School.

Motion: Approve, Moved By Board Member Ginny Hovsepian, Seconded by Board Member Steven Fogg. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

12. Appointment of Architect – Clovis High School Career Technical Education Project

Authorized the Superintendent or designee to enter into an agreement with Gonzalez Architects for architectural design services for the Career Technical Education (CTE) Residential and Commercial Construction Pathway Program modernization project at Clovis High School.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Sandra Budd. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

13. Resolution No. 3643 – Annual Participation in "Lights on Afterschool" 2018-19

Adopted Resolution No. 3643 authorizing Clovis Unified's Afterschool Education and Safety (ASES) Program and Child Development's Campus Club after school programs to participate in the 19th Annual "Lights on Afterschool" celebration to be held nationwide on October 25, 2018.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Brian Heryford. Passed. 7-0. Board Members voting Ayes: Budd, Casado, Fogg, Heryford, Hovsepian, Sandoval, Van Volkinburg

O. INFORMATION

Unless otherwise noted, these items are on the agenda to provide time for Board members to review prior to taking action on the items at the next Board meeting. Agenda items titled "Annual" are recurring items submitted to the Board for approval yearly.

1. Addendum to CART Operating Agreement

Approve addendum to the Center for Advanced Research and Technology (CART) Operating Agreement, as submitted.

2. Triennial Agreement with Illuminate Education Incorporated

Authorize the Superintendent or designee to enter into an agreement with Illuminate Education for a web-based formative assessment solution effective for a three (3) year period for school years 2018-19, 2019-20 and 2020-21.

3. Placement of a Special Education Student in a Non-Public School

Authorize Clovis Unified School District to enter into an agreement for a student to attend Creative Alternatives, a non-public school in Fresno, California.

4. New Board Policy and Administrative Regulation No. 4102 – Claims and Actions Against the District

Approve new Board Policy and Administrative Regulation No. 4102 – *Claims and Actions Against the District*, as submitted.

5. Revised Board Policy No. 4802 – Budget and Fiscal Accountability

Approve revisions to Board Policy No. 4802 – *Budget and Fiscal Accountability*, as submitted.

6. Nominations to California School Boards Association Directors-at-Large, Asian/Pacific Islander and/or Hispanic

The Board may, if it so chooses, nominate Directors-at-Large, Asian/Pacific Islander and/or Hispanic, to California School Boards Association (CSBA).

7. Resolution No. 3651 – Annual Agreement for Child Development Services – California State Preschool Program 2018-19
Adopt Resolution No. 3651 authorizing the Superintendent or designee to enter into an annual agreement with the California Department of Education (CDE) for services to be provided to Clovis Unified School District preschool students effective July 1, 2018, through June 30, 2019.
8. Resolution No. 3654 – Department of Social Services Community Care Licensing New Designee
Adopt Resolution No. 3654 appointing new Coordinator of Preschool Programs Tara Logan as a designee authorized to complete applications and respond to all licensing requirements for licensed preschool programs within Clovis Unified School District.
9. Resolution No. 3657 – Authorization to Participate in the California Energy Commission's School Bus Replacement Program
Adopt Resolution No. 3657 authorizing the Superintendent or designee to submit an application to the California Energy Commission for the School Bus Replacement Program.
10. Award of Bid – Equipment
Recommendations for Bid No. 2743 – School Bus Vehicles will be brought to the Governing Board for Action at a future meeting.
11. Resolution No. 3658 – Requesting the Fresno Local Agency Formation Commission to Take Proceedings for Annexation to the City of Fresno of the East Side of Locan Avenue Near the Shields/Locan Elementary School Site
Adopt Resolution No. 3658 and further request that the Local Agency Formation Commission takes the additional steps necessary to accomplish the annexation related to the development of the new elementary school site at Shields and Locan avenues.

P. BOARD SUBCOMMITTEE REPORTS

1. Budget (Budd, Casado, Hovsepian)

During the July 31 meeting of the Budget Board Subcommittee, members reviewed proposed new Board Policy and Administrative Regulation No. 4102 – *Claims and Actions Against the District* and updates to Board Policy No. 4802 – *Budget and Fiscal Accountability*, both of which appeared on the August 15 Governing Board meeting Information agenda. A new W-2 online distribution option was discussed in which employees, for the first time, can choose to receive their 2018 W-2 electronically or by mail. The Payroll Department mailed more than 8,300 of the 2017 forms to employees. Next year, employees will have the option to request their 2018 forms through confidential password-protected emails. This will be a more efficient and effective process for both employees and District Office staff. An update on Clovis Unified's Self-Insurance Fund was given with members learning that, in 2017-18, the District had \$57 million in claims, \$12 million of which was attributed to retirees. CUSD contributes an amount equal to 10% of the active employees claims towards the retiree program. Any expenditures in excess of this contribution are covered by retiree premiums. The insurance is still a benefit with only 65 out of 1,300 California school districts providing benefits for retirees. Administration is working on a comparison between the District's retiree program and neighboring districts. Finally, an update was given on the State-enacted budget and the impact to the District's multi-year projection (MYP). For 2018-19, one-time revenue decreased, and ongoing revenue increased. This had a negative impact on the reserve for the 2018-19 and 2019-20 fiscal years. However, looking ahead over a five-year period, it is anticipated that the District's reserve will continue to grow and will be a benefit over the long-term from increased ongoing revenues.

2. Center for Advanced Research and Technology (CART) Board of Directors (Sandoval)

At the CART Board of Directors meeting held August 14, a CART Operating Agreement addendum, which would provide funding for the completion of 2018 CART summer construction projects, was voted on and approved. The addendum also appeared on the Information portion of the August 15 CUSD Governing Board agenda. CART Directors voted to approve the salary settlements for employees on the administrative salary schedule. Directors learned that the annual CART Olympics will take place on Friday, August 24 during which all the school's labs come together to compete against each other in games and activities to build teamwork and camaraderie. In his report, CART CEO Rick Watson shared that a productive meeting between CART and the City of Clovis' planning commission was held to discuss new retail development taking place around the CART campus and the potential impact the significantly increased traffic and activity will have on the school. Both parties agreed to work together to address traffic flow and safety. Finally, members learned about a college and career access partnership agreement regarding instruction services between State Center Community College District and CART.

3. Curriculum (Budd, Hovsepian, Van Volkinburg)

The Curriculum Board Subcommittee did not meet.

4. Facilities (Fogg, Heryford, Sandoval)

The Facilities Board Subcommittee did not meet.

Q. BOARD MEMBER REPORTS

R. SUPERINTENDENT'S REPORT

S. ADJOURNMENT

With no further business before the Board, the meeting was adjourned at 7:29 p.m.

RESPECTFULLY SUBMITTED:

Clerk

Secretary