



GOVERNING BOARD MEETING

MINUTES

September 12, 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
Sandra A. Budd, Member
Christopher Casado, Member
Steven G. Fogg, M.D., Member
Brian D. Heryford, Member
Jocelyn Krupens, Student Board Member

Board Member Absent:

Ginny L. Hovsepian, Clerk

District Administrators Present:

Eimear O'Farrell, Ed.D., Superintendent
Don Ulrich, Ed.D., Deputy Superintendent
Norm Anderson, Associate Superintendent
Barry Jager, Associate Superintendent

Michael Johnston, Associate Superintendent
Susan Wise, Administrative Specialist

District Administrator Absent:
Karen Samman, General Legal Counsel

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
5. CONFERENCE WITH LABOR NEGOTIATORS (Education Code §54957.6) Agency Negotiator - Eimear O'Farrell, Ed.D., Supt. Negotiating Parties - Contracted Emps., Cert. Mgmt., Cert. Teachers, Class. Emps., Class. Mgmt. & Ops. Unit (Represented by CSEA Clovis Chapter 250)

D. RECONVENE FOR PUBLIC SESSION

Board President Van Volkinburg reconvened the public meeting at 6:30 p.m.

E. SEATING OF STUDENT BOARD MEMBER

1. Oath of Office

New Student Board Member Jocelyn Krupens, a Clovis East High School senior and Inter-School Council member, was introduced to the Board by Superintendent O'Farrell. United States Magistrate Judge Stanley A. Boone then administered the Oath of Office to Jocelyn to signify that she has officially begun her service as Student Board Member on behalf of all Clovis Unified students for the 2018-19 school year.

F. PLEDGE OF ALLEGIANCE

Student Board Member Krupens led the Board members and meeting attendees in the Pledge of Allegiance.

G. INVOCATION

Board Member Fogg led the Invocation.

H. RECOGNITION OF VISITORS

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

I. APPROVAL OF MINUTES

1. August 29, 2018, Regular Governing Board Meeting Minutes

Approved the minutes of the August 29, 2018, regular Governing Board meeting, as submitted.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Sandra Bengel Budd. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

(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.)

J. ADOPTION OF AGENDA

Adopted the September 12, 2018, Governing Board meeting agenda, as submitted.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

K. STUDENT BOARD MEMBER REPORT

1. Student Board Member Report

Student Board Member Krupens delivered her report on activities taking place at the District's five comprehensive high schools. A copy of her report is attached to these minutes.

L. 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.

M. CLOSED SESSION MOTIONS

Approved all routine Personnel Matters, as submitted.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

N. CONSENT

1. Conference Requests

Approved the Conference Requests, as submitted.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

2. Fundraiser Requests

Approved the Fundraiser Requests, as submitted.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

3. Student Trip Requests

Approved the Student Trip Requests, as submitted.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

4. 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 582559 - 583126

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

5. Ratification of Sale/Disposal of Surplus Equipment
Ratified the sale/disposal of surplus equipment.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

6. Notices of Completion
Adopted the Notices of Completion, as submitted.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

7. Change Orders
Approved the Change Orders, as submitted.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

O. 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 2017-18 Financial Report
Accepted the 2017-18 Annual Financial Report, as submitted.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Sandra Bengel Budd. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian
2. Resolution No. 3661 – Annual Recalculated 2017-18 Gann Limit Appropriation and Estimated 2018-19 Gann Limit Appropriation
Adopted Resolution No. 3661 establishing the recalculation of the 2017-18 Gann Limit Appropriation and estimating the 2018-19 Gann Limit Appropriation.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian
3. Resolution No. 3662 – Annual Budget Transfers 2017-18
Adopted Resolution No. 3662 authorizing budget transfers for the 2017-18 fiscal year for funds operated by the District.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member

Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

4. Agreement with Solution Tree, Inc. for "Response to Intervention at Work" Professional Development Workshops

Authorized the Superintendent or designee to enter into an agreement with Solution Tree, Inc. to provide the "Response to Intervention at Work" professional development workshops District-wide, as submitted.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Sandra Bengel Budd. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

5. Provisional Internship Permit

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

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Chris Casado. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

6. Variable Term Waiver Request

Approved the Variable Term Waiver Request, as submitted.

Motion: Approve, Moved By Board Member Brian Heryford, Seconded by Board Member Chris Casado. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

7. Placement of Special Education Students in Residential Treatment Facility and Non-Public School

Authorized Clovis Unified to enter into agreements for one residential treatment facility and one non-public school to address the unique educational needs of District Special Education students.

Motion: Approve, Moved By Board Member Betsy Sandoval, Seconded by Board Member Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

8. Resolutions No. 3655 and No. 3656 – Annual CHARACTER COUNTS! Week and Annual Red Ribbon Week

Adopted Resolution No. 3655 identifying October 15-19, 2018, as "CHARACTER COUNTS! Week" and Resolution No. 3656 identifying October 22-26, 2018, as "Red Ribbon Week" in Clovis Unified School District.

Additionally, Student Board Member Krupens cast a preferential vote on behalf of the students of Clovis Unified, voting "aye" in favor of the resolutions and the importance of character and making healthy choices in the District.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Chris Casado. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepian

9. Resolution No. 3659 – Approval of Resolution Conveying Real Property at Gettysburg and Leonard for Use by the City of Clovis

Adopted Resolution No. 3659 conveying real property at Gettysburg and Leonard avenues for use by the City of Clovis.

Motion: Approve, Moved By Board Member Steven Fogg, Seconded by Board Member Brian

Heryford. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

10. Resolution No. 3660 – 2018 General Obligation Re-funding Bonds

Adopted Resolution No. 3660 authorizing the issuance and sale of 2018 re-funding General Obligation Bonds of the District, not-to-exceed \$40 million, for the purpose of re-funding of certain maturities of the 2004 Series A and 2012 Series B Bonds.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Brian Heryford. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

11. Schedule a Public Hearing on Suitability of Real Property at Shields and Locan for Use as a New Elementary School Site

Scheduled a Public Hearing for 6:45 p.m. on Wednesday, September 26, 2018, at 1680 David E. Cook Way, Clovis, California, regarding the suitability of real property at Shields and Locan avenues for use as a new elementary school site.

Motion: Approve, Moved By Board Member Chris Casado, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

12. Schedule a Public Hearing Regarding the Mitigated Negative Declaration for the Proposed New Shields/Locan Elementary School Site

Scheduled a Public Hearing for 6:45 p.m. on Wednesday, September 26, 2018, at 1680 David E. Cook Way, Clovis, California, regarding the Mitigated Negative Declaration for the proposed new elementary school at Shields and Locan avenues.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Betsy Sandoval. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

13. Schedule a Public Hearing Regarding the Preliminary Environmental Assessment for the Proposed New Shields/Locan Elementary School Site

Scheduled a Public Hearing for 6:45 p.m., on September 26, 2018, at 1680 David E. Cook Way, Clovis, California, regarding the draft Preliminary Environmental Assessment (PEA) for the proposed new elementary school site located near the northeast corner of North Locan Avenue and East Shields Avenue.

Motion: Approve, Moved By Board Member Sandra Bengel Budd, Seconded by Board Member Steven Fogg. Passed. 6-0. Board Members voting Ayes: Bengel Budd, Casado, Fogg, Heryford, Sandoval, Van Volkinburg Board Members voting Absent: Hovsepien

P. 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. State Center Adult Education Consortium Representative

Approve Clovis Adult Education Learning Director Courtney McMahon as the official District Alternate to serve on the State Center Adult Education Consortium Executive Board.

2. Annual Fresno County School Trustees Association Dues for 2018-19

Authorize payment of annual membership dues in the amount of \$600 to the Fresno County School Trustees Association for the 2018-19 school year.

3. Biennial AB 3141 Health and Benefits Actuarial Disclosure
Approve funding the projected 2017-18 retiree health and welfare benefit costs on an incurred "pay-as-you-go" basis with the understanding sufficient funds to cover annual costs have been included in the 2018-19 Adopted General Fund Budget.
4. Revised Board Policies No. 3504, 4605, 5105, 7502, 7504 and 9203
Approve revisions to Board Policy No. 3504 – *Education for English Learners*; Board Policy No. 4605 – *Conflict of Interest Code*; Board Policy No. 5105 – *School Capacity Parameters*; Board Policy No. 7502 – *Local Education Agency Plan (LEAP)*; Board Policy No. 7504 – *Single Plan for Student Achievement (SPSA)*; and Board Policy No. 9203 – *Parent Involvement Regarding Categorical Programs*, as submitted.
5. Resolution No. 3663 – Evaluating Suitability of Real Property at Shields/Locan for Use as a New Elementary School
Adopt Resolution No. 3663 evaluating real property at Shields and Locan avenues for a new elementary school site in accordance with the new school site selection standards established by the California Department of Education.
6. Resolution No. 3664 – Adopting a Mitigated Negative Declaration for and Approving the Proposed New Shields/Locan Elementary School Project
Adopt Resolution No. 3664 adopting a Mitigated Negative Declaration for and approving the proposed new elementary school project at Shields and Locan avenues.

Q. BOARD SUBCOMMITTEE REPORTS

1. Budget (Bengel Budd, Casado, Hovsepian)

At the September 4 meeting of the Budget Board Subcommittee, Deputy Superintendent Don Ulrich, Ed.D., gave a report on Clovis Unified's comprehensive Special Education Review related to the District's budget and finances. Subcommittee members also looked at proposed new and revised board policies, administrative regulations and exhibits. Included in the review were Board Policies No. 4605, No. 6503 and No. 6504 and Exhibits No. 4203 and No. 6402, as well as Board Policies No. 1101, No. 4103 (new), and Board Policy and Administrative Regulation No. 4104 (new) that will be presented to the full Board for action during its October 10 meeting. Legislative Analyst Steve Ward made a presentation regarding Clovis Unified's retiree benefits program and showed comparisons to other districts in the State, which further highlighted the uniqueness of the District's comprehensive program. Subcommittee members discussed an upcoming agenda item that will ask Board members to approve the purchase of supplies and equipment using various cooperative purchasing contracts in order to expedite the purchase of needed items and yield a significant cost savings for the District. Finally, members reviewed items that appeared on the September 12 Board meeting agenda including the annual 2017-18 financial report; Resolution No. 3661 regarding the annual recalculated 2017-18 Gann Limit Appropriation and estimated 2018-19 Gann Limit Appropriation; Resolution No. 3662 on budget transfers for 2017-18; and the biennial AB 3141 health and benefits actuarial disclosure.

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

The Center for Advanced Research and Technology Board of Directors met September 11 during which CART CEO Rick Watson and Dean of Curriculum and Instruction Lisa Hansen, Ed.D., presented the CART Strategic Plan Data Summary. The report included a summary of CART's historical State test results in English language arts for the school's 11th grade students; 2017-18 end-of-year data indicating that students are performing at a very high rate and have been consistently doing so over the last four years; and recruitment and enrollment data for the 2018-19 school year. For this school year, 755 Fresno Unified students and 1,333 Clovis

Unified students applied to attend CART. CART Board Directors from Fresno Unified reported that the District is focusing efforts on increasing their number of applicants in the future. Members also learned that the demographic data of the Fresno Unified students attending CART matches FUSD's overall demographic data nearly identically, as does the data for students from Clovis Unified attending CART. In addition, the CART Board approved a College and Career Access Partnership Agreement Regarding Instruction Services memorandum of understanding (MOU) between CART and State Center Community College District. The Board also approved the CART 2017-18 annual budget transfers and the CART 2017-18 annual budget report. CEO Watson let the Board know about an upcoming meeting with Fresno Unified and Clovis Unified finance, business and facilities teams to discuss future modernization projects at CART.

3. Curriculum (Bengel Budd, Hovsepian, Van Volkinburg)

The Curriculum Board Subcommittee did not meet.

4. Facilities (Fogg, Heryford, Sandoval)

The Facilities Board Subcommittee did not meet.

R. BOARD MEMBER REPORTS

S. SUPERINTENDENT'S REPORT

T. ADJOURNMENT

With no further business before the Board, the meeting was adjourned at 7:32 p.m.

RESPECTFULLY SUBMITTED:

Clerk

Secretary