



**GOVERNING BOARD MEETING**

**MINUTES**

**September 26, 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 5:32 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 Bengel Budd, Member  
Christopher Casado, Member  
Steven G. Fogg, M.D., Member  
Jocelyn Krupens, Student Board Member

Board Members Absent:

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 5:33 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 – EXISTING LITIGATION (Gov't Code §54956.9 (d)(1)) – Fresno Superior Court Case No. 17CECG01921, OAH Case No. 2018070141
5. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov't. Code §54957)

**D. RECONVENE FOR PUBLIC SESSION**

Board President Van Volkinburg reconvened the public meeting at 6:44 p.m.

**E. PLEDGE OF ALLEGIANCE**

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

**F. INVOCATION**

Board Member Fogg 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. September 12, 2018, Regular Governing Board Meeting Minutes  
Prior to taking this first vote of the evening, President Van Volkinburg announced that Student Board Member Krupens indicated she would not be casting any votes during the September 26, 2018, Governing Board meeting.

Approved the minutes of the September 12, 2018, regular Governing Board meeting, 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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

*(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 September 26, 2018, Governing Board meeting agenda, as submitted.

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

## **J. 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.

## **K. PUBLIC HEARINGS**

### **1. Public Hearing Regarding the Mitigated Negative Declaration for the Proposed New Shields and Locan Elementary School Site**

At 6:54 p.m., Clovis Unified School District's Governing Board held a Public Hearing on a Mitigated Negative Declaration for and approval of the proposed new Shields and Locan elementary school project located near the northeast corner of North Locan Avenue and East Shields Avenue. No one was present to address the Board.

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

At 6:54 p.m., Clovis Unified School District's Governing Board held a Public Hearing regarding the suitability of real property located near the northeast corner of North Locan Avenue and East Shields Avenue as the proposed site for a new elementary school. No one was present to address the Board.

### **3. Public Hearing Regarding the Preliminary Environmental Assessment for the Proposed New Shields and Locan Elementary School Site**

At 6:55 p.m., Clovis Unified School District's Governing Board held a Public Hearing regarding the draft Preliminary Environmental Assessment for the proposed new elementary school site located near the northeast corner of North Locan Avenue and East Shields Avenue. No one was present to address the Board.

## **L. STAFF REPORTS**

### **1. Summer Intervention Program Report**

Members of the Curriculum, Instruction and Accountability team presented a report on intervention programs and services provided during the summer of 2018.

## **M. 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.*

## **N. CLOSED SESSION MOTIONS**

During Closed Session, the Board adopted the Administrative Expulsion Hearing Panel's findings and recommendations for students #19-01 and #19-02.

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

Approved all routine Personnel Matters, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

## **O. CONSENT**

### **1. Conference Requests**

Approved the Conference Requests, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **2. Fundraiser Requests**

Approved the Fundraiser Requests, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **3. Student Trip Requests**

Approved the Student Trip Requests, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **4. Voluntary Community Recreation Program**

Approved the Voluntary Community Recreation Programs, as submitted

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **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 583127 - 583740.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **6. Notices of Completion**

Adopted the Notices of Completion, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **7. Change Orders**

Approved the Change Orders, as submitted.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

## **P. 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. State Center Adult Education Consortium Representative**

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

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

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

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

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### **3. Biennial AB 3141 Health and Benefits Actuarial Disclosure**

Approved 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.

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

### **4. Revised Board Policies No. 3504, 4605, 5105, 7502, 7504 and 9203**

Approved 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.

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

### **5. Resolution No. 3663 – Evaluating Suitability of Real Property at Shields and Locan for Use as a New Elementary School**

Adopted 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.

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

### **6. Resolution No. 3664 – Adopting a Mitigated Negative Declaration for and Approving the**

## Proposed New Shields and Locan Elementary School Project

Adopted Resolution No. 3664 adopting a Mitigated Negative Declaration for and approving the proposed new elementary school project at Shields and Locan avenues.

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, Hovsepian, Sandoval, Van Volkinburg Board Members voting Absent: Heryford

### 7. Provisional Internship Permit

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

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

### 8. Schedule the Annual Public Hearing on Sufficiency of Textbooks and Instructional Materials

Scheduled the annual Public Hearing related to the Pupil Textbook and Instructional Materials Program, as required by Education Code Section 60119, to occur on Wednesday, October 10, 2018, at 6:45 p.m. at 1680 David E. Cook Way, Clovis, California.

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

## Q. 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. Agreement with Brilliance Project for Visible Learning Professional Development**  
Authorize the Superintendent or designee to enter into an agreement with Kristin Anderson, founder of the Brilliance Project, to provide Visible Learning professional development for Curriculum, Instruction and Accountability Department staff, as submitted.
- 2. Annual Agreement with Educational Resources Consultants for Grant Writing and Research**  
Authorize the Superintendent or designee to enter into an agreement with Educational Resource Consultants for the purpose of grant writing and research, as submitted.
- 3. Annual Agreement with the College Board – PSAT/NMSQT Assessment**  
Authorize the Superintendent or designee to enter into an Early Participation Program agreement with the College Board to allow intermediate and high school students to take the Preliminary SAT/National Merit Scholarship Qualifying Tests.
- 4. California Classified School Employee Teacher Credentialing Program**  
Authorize the Superintendent or designee to enter into an agreement with Fresno State's Kremen School of Education to provide support for Clovis Unified's classified employees in attaining teaching credentials, as submitted.
- 5. Proposition 51 Career Technical Education Facilities Program Grant Application**  
Approve the District's submission of Career Technical Education Facilities Program (CTEFP) applications for Buchanan High School's Production and Managerial Arts Career Technical Education (CTE) program and Clovis East High School's Agriculture and Natural Resources CTE program.

6. 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.
7. Revised Board Policy No. 1101 – Board Bylaws  
Approve revision to Board Policy No. 1101 – *Board Bylaws*, as submitted.
8. New Board Policy No. 4103 – Unmanned Aircraft Systems (Drones)  
Approve new Board Policy No. 4103 – *Unmanned Aircraft Systems (Drones)*, as submitted.
9. New Board Policy and Administrative Regulation No. 4104 – Animals at School  
Approve new Board Policy and Administrative Regulation No. 4104 – *Animals at School*, as submitted.
10. Annual Authorization to Purchase via Piggyback  
Approve the purchase of supplies and equipment utilizing various cooperative purchasing contracts, and recognize that it is in the District's best interest to make the purchases without advertising for bids pursuant to Public Contract Code Section 20118.
11. Section 125 Amendment to Flexible Benefit Plan  
Approve amendment to the District's Section 125 Flexible Benefit Plan, as submitted.
12. Resolution No. 3665 – Annual Sufficiency of Textbooks and Instructional Materials  
Adopt Resolution No. 3665 authorizing the Superintendent or designee to certify compliance with Education Code Section 60119 – Sufficient Textbooks and Instructional Materials.

## **R. BOARD SUBCOMMITTEE REPORTS**

1. Budget (Bengel Budd, Casado, Hovsepian)  
  
The Budget Board Subcommittee did not meet.
2. Center for Advanced Research and Technology (CART) Board of Directors (Sandoval)  
  
The CART Board of Directors did not meet.
3. Curriculum (Bengel Budd, Hovsepian, Van Volkinburg)

At the September 20 meeting of the Curriculum Board Subcommittee, a report on the District's Special Education Review related to Curriculum was given by Deputy Superintendent Don Ulrich, Ed.D., and Administrator for SELPA and Psychological Services Theresa Pafford. A revised draft of Administrative Regulation No. 2204 – *Immunization and Tuberculosis Requirements, Verification & Exclusions* was reviewed. Revisions are related to personal belief exemptions no longer being valid. Students who are presently exempt due to personal beliefs will only have their exemption through their current level of schooling. Once they enter intermediate or high school the exemption will expire. In accordance with State law, only medical exemptions are valid. Members discussed the concurrent public higher education program for the first semester of the 2018-19 school year, in which 144 students from the District's five comprehensive high schools are participating. A math placement report was shared indicating that all ninth grade students have been placed in the correct mathematics course. Members learned that textbooks have been ordered for all students. If textbooks have not yet arrived teachers are making copies available. All students should be able to complete all assignments. Members of the Curriculum, Instruction and Accountability Department discussed the following four grant opportunities:

- Career Technical Education (CTE) facilities grants for Buchanan and Clovis East high schools, which were not funded in the last grant cycle.
- A Student Support grant in the amount of \$500,000 that would provide training for staff to meet the social emotional wellness needs of students.
- A grant providing up to \$20,000 per participant to recruit, train and support the needs of non-credentialed Special Education teachers. The grant also supports the recruitment of Special Education teachers.
- A Teacher Residency grant that supports the development of a cohort of student teachers in a collaborative partnership with California State University, Fresno up to a maximum of \$50,000.

Finally, it was noted that the District was awarded two grants to support classified personnel in pursuing their teaching credentials. The \$180,000 grants will be spread over three years for employees obtaining their teaching credentials from Fresno State, Fresno Pacific University and National University.

**4. Facilities (Fogg, Heryford, Sandoval)**

Members of the Facilities Board Subcommittee met September 21, reviewing the change orders, bond measure finance report, and design/bid/construction reports. An update was given on Clovis Unified's fiber infrastructure upgrades which has resulted in quicker connectivity at all schools as well as at Lamonica Stadium, making it comparable to Veteran Memorial Stadium. Discussions around the new elementary school at Shields and Locan avenues were held. Members learned that the cost to build the school is estimated to be \$42 million, which is \$10 million more than the cost to build the District's last elementary school, Boris Elementary, due to rising industry costs. The addition of the school will also require a restructuring of boundaries in the Clovis East Area. The boundary adjustment timeline was shared with assurances that the entire process will be transparent and will involve input from the community. The timeline for the proposed 2020 bond measure was shared. Finally, members reviewed facilities-related Action, Public Hearing and Consent items on the September 26 Board agenda.

**S. BOARD MEMBER REPORTS**

**T. SUPERINTENDENT'S REPORT**

**U. ADJOURNMENT**

With no further business before the Board, the meeting was adjourned at 8:24 p.m.

RESPECTFULLY SUBMITTED:

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Clerk

\_\_\_\_\_

Secretary