

**CONTRACT NAME: CHARTER SCHOOL APPLICATION FOR CALSTRS ACTIVATION**

**BRIEF DESCRIPTION OF CONTRACT:** This is an administrative process required by CalSTRS in order to update their records for DaVinci Charter School.

**FISCAL IMPACT:** There is no financial impact to the district.

# Charter School Application for CalSTRS Activation

ES1026 (NEW 05/16)

# CALSTRS

California State Teachers' Retirement System  
 P.O. Box 15275, MS 17  
 Sacramento, CA 95851-0275  
 800-228-5453  
 CalSTRS.com

## Instructions

Prior to submitting contributions to CalSTRS, charter school must complete and submit the *Charter School Application for CalSTRS Activation* (ES1026) packet. Please complete all the following sections and the required documents. Email completed *Charter School Application for CalSTRS Activation* (ES1026) packet to CharterSchoolQuestions@CalSTRS.com.

## Section 1-A: Charter School Profile Summary

ORGANIZATION NAME (CHARTER SCHOOL NAME) CHARTER SCHOOL NUMBER (SBE 4-digit no.):

DaVinci Charter School

CORPORATION NAME (if applicable):

Davis Joint Unified School District

- Non Profit  
 For Profit

CHARTERING AUTHORITY:

Davis Joint Unified School Board

LOCAL SCHOOL DISTRICT:

Davis Joint Unified School District, Yolo

COUNTY:

SCHOOL START DATE:

7/1/2009

CALSTRS COVERAGE EFFECTIVE DATE:

7/1/2009

PRE-TAX CONTRIBUTIONS EFFECTIVE DATE:  
 (reference: EPMC form)

7/1/2009

CHARTER TERM FISCAL YEAR PERIOD:  
 (reference: Charter Petition/MOU/Board Minutes)

FROM: 7/1/2019 TO: 6/30/2024

CONTACT NAME and TITLE:

Tyler Millsap, Charter School Principal

CONTACT TELEPHONE:

(530)

CONTACT E-MAIL ADDRESS:

Tmillsap@djused.net

MAILING ADDRESS:

1400 E. 8th St.

CITY, STATE and ZIP CODE:

Davis, CA 95616



OFFICIAL SIGNATURE

SIGNATURE DATE

## Section 1-B: CalSTRS Contributions Report Structure

To be completed by the County Office of Education (COE) or the Authorizing District

Please select transmittal and data reporting structure of CalSTRS Contributions

COE Report Unit ID (combined with authorizing COE)

Organization Code  
 (RU ID# XX-XXX)

School District Report Unit ID (combined with authorizing School District) 57002

Charter School District Report Unit ID (combined with charter schools of the same corporation located within the same county)

New Report Unit ID (Independent from Charter School District, COE and School District)



ES1026

# Charter School Application for CalSTRS Activation



continued

## Section 2: EPMC – Employer Paid Member Contributions Resolution

- **School Board** - Charter School's School Board or the authorizing School District's School Board.
- **County Superintendent of Schools** - County Office of Education (COE).
- **Charter School** - Charter School Name.

Whereas, the Davis Joint Unified School Board [Yolo County Superintendent of Schools] has the authority to implement the provisions of Internal Revenue Code (IRC) section 414(h)(2); and

Whereas, the Teachers' Retirement Board of the California State Teachers' Retirement System (CalSTRS) adopted its resolution of IRC section 414(h)(2) on May 17, 1985; and

Whereas, the Internal Revenue Service has stated on August 27, 1985, that the implementation of the provisions of IRC section 414(h)(2) pursuant to the resolution of the Teachers' Retirement Board would satisfy the legal requirements of IRC section 414(h)(2); and

Whereas, the Davis Joint Unified School Board [Yolo County Superintendent of Schools] has determined that even though the implementation of the provisions of IRC section 414(h)(2) is not required by law, the tax benefit offered by IRC section 414(h)(2) should be provided to its employees who are members of CalSTRS.

NOW, THEREFORE, BE IT RESOLVED:

- I. That the Davis Joint Unified School Board [Yolo County Superintendent of Schools] will implement the provisions of IRC section 414(h)(2) by making employee contributions to CalSTRS on behalf of its employees who are members of CalSTRS. "Employee contributions" shall mean those contributions to CalSTRS which are deducted from the salary of employees and are credited to individual employees' accounts.
- II. That the contributions made by the Da Vinci Charter School [Yolo County Superintendent of Schools] to CalSTRS, although designated as employee contributions, are being paid by the Da Vinci Charter School [Yolo County Superintendent of Schools] in lieu of contributions by the employees who are members of CalSTRS.
- III. That employees shall not have the option of choosing to receive the contributed amounts directly instead of having them paid by the Da Vinci Charter School [Yolo County Superintendent of Schools] to CalSTRS.

# Charter School Application for CalSTRS Activation



continued

## Section 2: EPMC Resolution (continued)

- IV. That the Da Vinci Charter School [Yolo County Superintendent of Schools] shall pay to CalSTRS the contributions designated as employee contributions from the same source of funds as used in paying salary.
- V. That the Amount of the contributions designated as employee contributions and paid by the Da Vinci Charter School [Yolo County Superintendent of Schools] to CalSTRS on behalf of an employee shall be the entire contribution required of the employee by the Teachers' Retirement Law (California Education Code sections 22000 et seq.).
- VI. That the contributions designated as employee contributions made by Da Vinci Charter School [Yolo County Superintendent of Schools] to CalSTRS shall be treated for all purposes, other than taxation, in the same way that member contributions are treated by CalSTRS.
- VII. That the Da Vinci Charter School [Yolo County Superintendent of Schools] shall make no contributions designated as employee contributions until CalSTRS has developed and implemented procedures for administering the provisions of IRC section 414(h)(2) and until CalSTRS has officially notified the Da Vinci Charter School [Yolo County Superintendent of Schools] that it will accept contributions pursuant to IRC section 414(h)(2).

EPMC RESOLUTION EFFECTIVE DATE:  
(must be the same as CalSTRS coverage effective date)

7/1/2009

DATE ADOPTED BY THE SCHOOL BOARD:

OFFICIAL'S NAME and TITLE:

Bruce Coby, Chief Business & Operations Officer



OFFICIAL'S SIGNATURE

SIGNATURE DATE

## Section 3: Charter Petition

Attach a copy of current and approved charter school petition with this packet.

CHARTER PETITION DATE:

2/7/2019

REFERENCE PAGE #:

see attachments

CHARTER TERM FISCAL YEAR PERIOD:

7/1/2019 - 6/30/2024

REFERENCE PAGE #:

see attachments

RETIREMENT BENEFITS:

CalSTRS  Social Security  Other Retirement

REFERENCE PAGE #:

see attachments

# Charter School Application for CalSTRS Activation



continued

## Section 4: Support Documents (optional or upon request by CalSTRS)

Support documents are requested to confirm charter petition amendments on retirement benefits, charter term effective dates, EPMC resolution effective dates, or other significant dates and information requiring clarification from Charter School or Charter School Board.

Support documents must be complete with Officials' Signatures and Dates.

Please select support document(s) submitted with this packet.

- Board Approved Minutes
- Memorandum Of Understanding (MOU)
- Other (please specify) Board Agenda and presentation documentation

# Charter School CalSTRS Activation – Instructions

## CalSTRS Offers Retirement Benefits to Charter Schools

Charter schools have the unique ability to decide whether to provide CalSTRS benefits and services to their employees.

CalSTRS offers the following benefits to members:

- Defined Benefit Program
- Defined Benefit Supplement Program
- Pension2®, a voluntary supplemental savings plan
- Cash Balance Benefit Program

## Criteria for a Charter School to Elect CalSTRS

During the initial writing of a charter petition, the school can elect to participate in the State Teachers' Retirement Plan administered by CalSTRS to provide retirement benefits for their employees.

Charter schools must meet the following criteria to participate in CalSTRS retirement programs:

- Recognized as a public charter by the California Department of Education
- Elect participation in CalSTRS and enroll eligible employees
- Submit a completed Charter School CalSTRS Activation (ES1026) packet to CalSTRS confirming participation before reporting contributions
- Report contributions to CalSTRS via school district or county office of education

## Laws in California Education Code for Charter Schools

- California Education Code section 47605: Provides a charter school the option of participating in CalSTRS, CalPERS or Social Security.
- California Education Code section 47611: Informs charter schools that participation in CalSTRS means that all parts of the Teachers' Retirement Law apply to them in the same manner as to other public schools.
- California Education Code section 47611.3: Requires school districts of County Offices of Education to report contributions and data to CalSTRS on behalf of charter schools.

## Required Documents from Charter Schools Electing CalSTRS

Prior to accepting contributions, CalSTRS requires a completed Charter School CalSTRS Activation (ES1026) packet consisting of the following documents:

- Section 1-A: Completed Charter School Profile Summary
- Section 1-B: Reporting Structure of CalSTRS Data and Contributions
- Section 2: Completed Pre-Tax Resolution Form - Employer Paid Member Contributions (EPMC)
- Section 3. Copy of Approved Charter School Petition
- Section 4. Other Support Documents: Approved Board Minutes or MOU

Email completed Charter School CalSTRS Activation (ES1026) packet to [CharterSchoolQuestions@CalSTRS.com](mailto:CharterSchoolQuestions@CalSTRS.com).



*Governing Board*  
Bob Poppenga, President  
Cindy Pickett, Vice President/Clerk  
Tom Adams  
Joe DiNunzio  
Alan Fernandes  
Bob Poppenga

**Board of Education**  
**MINUTES OF REGULAR MEETING**  
**February 7, 2019**

*The minutes are primarily intended to record Board actions and, as needed, its rationale and content to guide an understanding of legislative intent. Brief summaries of items heard at meetings may be included. The public comment section usually includes the speaker's name and the topic(s) he or she discussed.*

**I. CALL TO ORDER**

President Bob Poppenga called the regular meeting of the Board of Education of the Davis Joint Unified School District to order at 5:30 p.m. in the South Conference Room at the Susan B. Anthony Administration Building at 526 B Street, Davis, California.

**Call to Order**

**II. CLOSED SESSION**

The Board convened in Closed Session for the following purposes: a) discussion and possible action on personnel listed on the Consent Calendar for personnel employment/status actions; b) conference with agency negotiator, Matt Best, regarding collective bargaining with DTA and CSEA; and c) conference with legal counsel – existing litigation [Government Code Section 54956.9 (a)] number of cases (1 case).

**Closed Session**

**III. INTRODUCTORY ITEMS**

**III-a.** The Board reconvened in Open Session at 7:06 p.m. in the Community Chambers at 23 Russell Boulevard, Davis, California.

**Open Session**

**III-b.** Member Adams led those in attendance in the Pledge of Allegiance.

**Patriotic  
Observance**

**III-c.** Board members present:      Bob Poppenga, President  
    Tom Adams  
    Joe DiNunzio  
    Alan Fernandes  
    Cindy Pickett

**Roll Call**

Others present:      John A. Bowes, Superintendent  
                                  Matt Best, Deputy Superintendent  
                                  Rody Boonchouy, Associate Superintendent of Instructional Services  
                                  Bruce Colby, Chief Business and Operations Officer  
                                  Troy Allen, Director of Secondary Education and School Leadership  
                                  Ben Skinner, Student Board Representative  
                                  Cameron McGinnis, Student Board Representative  
                                  Frank Thomsen, DTA Representative  
                                  Sande Royval, CSEA Representative  
                                  Deniece Figueroa, Board Recorder  
                                  Other interested citizens

**III-d.** President Adams announced that the Board took action to ratify a settlement agreement regarding a special education matter by roll call vote. The motion passed.

**Announcement  
 of Any Action  
 Taken in Closed  
 Session**

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
 Noes: None  
 Abstain: None

**III-e.** The agenda was presented for approval. Member Adams moved to approve the agenda as presented. Member Fernandes seconded the motion. The motion passed.

**Approval of the  
 Agenda**

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
 Noes: None  
 Abstain: None

President Poppenga invited public comment; however, there was none.

**IV.    ANNOUNCEMENTS**

**IV-a.** Superintendent Bowes reported on various activities throughout the District.

**Superintendent's  
 Communication**

**IV-b.** DTA President Frank Thomsen addressed the Board.

**DTA  
 Communications**

IV-c. CSEA President Sande Royval addressed the Board.

CSEA  
Communications

IV-d. Board members shared announcements of events and meetings.

Announcements  
from Board  
Members/Board  
Liaisons

IV-e. Student Board Representatives Skinner and McGinnis addressed the Board.

Student Board  
Representative

V. PUBLIC COMMENT

V-a. President Poppenga invited anyone interested in addressing the Board to do so at this time and a several members of the public addressed the Board.

Public  
Comment

The Board agreed to add Da Vinci Charter Academy facilities to a future agenda.

VI. CONSENT CALENDAR

The Consent Calendar was presented for approval. Member Adams moved to approve the agenda as presented. Member DiNunzio seconded the motion. The motion passed.

Consent  
Calendar

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
Noes: None  
Abstain: None

A listing of approved Consent Calendar items follows:

- a) Approval of Certificated Personnel Report No. 12-19
- b) Approval of Classified Personnel Report No. 11-19
- c) Approval of Minutes
- d) Assurances for General Pre-Conditions
- e) Determination of Class of Documents and Authorization for the Destruction of Documents
- f) Approve Sale of Surplus Property
- g) Annual Parcel Tax Oversight Committee Report
- h) Citizens' Bond Oversight Committee
- i) Approve Resolution No. 33-19: Authorize the Issuance and Sale of General Obligation Bonds
- j) Ratification of Contracts and Agreements for Measure M Bond Projects
- k) Ratification of Contracts and Agreements

**VII. PRESENTATION/DISCUSSION/ACTION**

**VII-a.** Superintendent Bowes presented to the Board applications for the Committee to honor Dr. Mary Ellen Dolcini. Member Adams moved to appoint all 15 applicants to the committee. Member DiNunzio seconded the motion. The motion passed.

**Committee to Honor Mary Ellen Dolcini**

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
Noes: None  
Abstain: None

President Poppenga invited public comment; however, there was none.

**VII-b.** President Poppenga opened the Da Vinci Charter Academy Public Hearing regarding renewal of the Charter at 8:01 p.m.

**Da Vinci Charter Academy (DVCA) Public Hearing and Petition of Charter Renewal**

President Poppenga invited public comment and a few members of the community addressed the Board.

President Poppenga closed the hearing at 8:06 p.m.

The Board discussed inclusive curriculum, unduplicated student access, course offerings, recruitment, and intern opportunities.

Member Adams moved to approve the Petition to Renew the Charter of Da Vinci Charter Academy. Member DiNunzio seconded the motion. The motion passed.

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
Noes: None  
Abstain: None

**VII-c.** Chief Business and Operations Officer Colby introduced Jennifer Hall from Crowe LLP. Ms. Hall reviewed the external audit that Crowe LLP conducted. There were no federal or state findings and no audit adjustments.

**Acceptance of District Audit Report**

President Poppenga invited public comment; however, there was none.

The Board thanked Ms. Hall for her firm's work.

Member DiNunzio moved to approve the district audit report as presented. Member Adams seconded the motion. The motion passed.

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
Noes: None  
Abstain: None

VII-d. Chief Business and Operations Officer Colby reviewed the January Governor’s Budget Report.

**January  
Governor’s  
Budget Update**

President Poppenga invited public comment; however, there was none.

The Board discussed pension increases, operating deficits, reserves, compensation gap, and supplemental funding.

VII-e. Associate Superintendent Boonchouy and Director Allen gave an update on the District’s Local Control Accountability Plan (LCAP), including an overview of goals and the 2018-2019 community outreach process, which incorporated highlights of stakeholder feedback. Furthermore, staff reviewed the District’s plan for the one-time state Low Performing Student Block Grant (LPSBG).

**Local Control  
Accountability  
Plan (LCAP)  
Update and  
Low  
Performing  
Student Block  
Grant  
(LPSBG) Plan**

President Poppenga invited public comment; however, there was none.

The Board discussed the LPSBG criteria, grade level and demographic distribution of qualified students, various student support mechanisms, case management, professional development opportunities, and stakeholder input.

Member Adams moved to adopt the District’s and Da Vinci Charter Academy’s LPSBG. Vice President Pickett seconded the motion. The motion passed.

Ayes: Adams, DiNunzio, Fernandes, Pickett, Poppenga  
Noes: None  
Abstain: None

**VIII. UPDATE ON TENTATIVE BOARD CALENDAR**

**Update on  
Tentative  
Board  
Calendar**

VIII-a. A Tentative Board Calendar was presented for consideration.

**IX. DATE, TIME, AND PLACE OF NEXT SCHEDULED MEETING**

**Date, Time,  
and Place of  
Next Scheduled  
Meeting**

The next meeting of the Board of Education is scheduled for February 21, 2019. The Board will convene at 5:30 p.m. in the Susan B. Anthony Administration Building at 526 B Street, Davis, for a Regular Meeting.

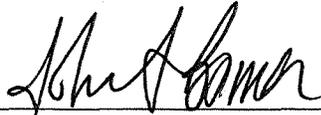
**X. ADJOURNMENT**

**Adjournment**

The meeting was adjourned at 9:46 p.m.



\_\_\_\_\_  
Bob Poppenga, President



\_\_\_\_\_  
John A. Bowes, Secretary

*These minutes were approved at the Board meeting on:* \_\_\_\_\_

5/2/19