

Governing Board
Madhavi Sunder, President
Barbara Archer, Vice President/Clerk
Alan Fernandes
Tom Adams
Susan Lovenburg

Board of Education

MINUTES OF REGULAR MEETING

June 2, 2016

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 Madhavi Sunder 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; conference with agency negotiator regarding collective bargaining: DTA and CSEA; and conference with labor negotiator regarding unrepresented employee: superintendent.

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. Board Member Alan Fernandes led those in attendance in the Pledge of Allegiance.

**Patriotic
Observance**

III-c. Board members present: Madhavi Sunder, President
Tom Adams
Barbara Archer
Alan Fernandes
Susan Lovenburg

Roll Call

Others present:	Kevin French, Interim Superintendent Clark Bryant, Associate Superintendent of Instructional Services Bruce Colby, Associate Superintendent of Business Services Matt Best, Associate Superintendent of Administrative Services Laura Juanitas, Director of Student Support Services Maria Clayton, Public Information Officer Penny Pyle, Board Recorder Jeff Hudson, Enterprise Reporter Nicholas von Wettberg, Davis Vanguard Other interested citizens	Roll Call (continued)
III-d. President Sunder announced the Board finalized discussions about the appointment of a superintendent and his contract. The Board by a unanimous vote appointed Dr. John A. Bowes as superintendent. Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder Noes: None Abstain: None		Announcement of Any Action Taken in Closed Session
III-e. The agenda was presented for approval. Member Fernandes moved to approve the agenda as presented. Member Lovenburg seconded the motion. Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder Noes: None Abstain: None		Approval of the Agenda
IV. <u>ANNOUNCEMENTS</u>		
IV-a. Interim Superintendent French reported on various activities throughout the District.		Superintendent's Communication
IV-b. DTA President/Representative, Frank Thomsen, addressed the Board.		DTA Communications
IV-c. CSEA President, Jim Herrington, 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 were not present.		Student Board Representative

V. PUBLIC COMMENT

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

**Public
Comment****VI. CONSENT CALENDAR**

The Consent Calendar was presented for approval. Consent Items VI-c, Minutes; VI-g., CA Department of Education Specific Waiver: DSIS, Fairfield and King Continuation School Site Councils 0 Composition of Members; VI-p, Ratification of Contracts; and VI-q, Review 2016-17 Single Plans for Student Achievement were removed from the Consent Calendar. Member Fernandes moved to approve the Consent Calendar as amended. Member Lovenburg seconded the motion.

**Consent
Calendar**

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder
Noes: None
Abstain: None

Member Archer acknowledged and thanked the Davis Schools Foundation for their continued support and contributions. To date DSF has raised over \$4 million. The 2016-17 grant will fund instructional aides and support counseling and technology.

Member Adams noted he requested Consent Items VI-g and VI-p be removed due to his conflict of interest and indicated he would be abstaining. Member Fernandes moved to approve Item VI-g, CDE Specific Waiver: DSIS, Fairfield, and King Continuation School Site Councils – Composition of Members. Member Lovenburg seconded the motion

Ayes: Archer, Fernandes, Lovenburg, Sunder
Noes: None
Abstain: Adams

Member Fernandes moved to approve Consent Item VI-p, Ratification of Contracts and Agreements. Member Lovenburg seconded the motion.

Ayes: Archer, Fernandes, Lovenburg, Sunder
Noes: None
Abstain: Adams

A listing of approved Consent Calendar items follows:

- a) Approval of Certificated Personnel Report No. 21-16**
- b) Approval of Classified Personnel Report No. 21-16**
- c) Approval of minutes was postponed.
- d) Approve the Davis Schools Foundation Grant Agreement**
- e) Approve the Appointment of the Superintendent/Designee(s) as the Districts CIF Representatives for the 2016-17 School Year**
- f) Approval of the child Development Agency Annual Report for the State Preschool Program**

- g) **CA Department of Education Specific Waiver: Davis School for Independent Study, Fairfield Elementary School and King High Continuation High School Site Councils – Composition of Members**
- h) **Approve Davis Teaches Association (DTA) Salary Schedule Effective July 1, 2016**
- i) **Approve the Notices of Completion for the Campus Wide Painting Projects at Willett and Pioneer Elementary School Sites**
- j) **Adopt Resolution 54-16 for Drinking Water State Revolving Fund Grant Application for Strong Anion Exchange Well Water Treatment System – Fairfield Elementary School Cr6 Drinking Water Compliance Project**
- k) **Adoption of Notice of Exemption for Domestic Water Well Treatment at Fairfield Elementary School**
- l) **Adopt Bid and Approve Awarding the Contract for Cesar Chavez Elementary School Staff Parking Lot Repair Project to Alaniz Construction, Inc.**
- m) **Approve Agreement for Special Testing and Inspection Services with Wallace Kuhl & Associates for Cesar Chavez Elementary School Staff parking Lot Repair Project**
- n) **Approve Consolidated Communications Agreement Amendment for Alternate Internet Connection**
- o) **Approval of School Services of CA, Inc. Agreement**
- p) **Ratification of Contracts and Agreements**
- q) **Review 2016-17 Single Plans for Student Achievement**

**Consent
(continued)**

VII. PRESENTATION/DISCUSSION/ACTION

VII-a. President Sunder highlighted the terms of the contract for new Superintendent John Bowe's noting it was a four year contract with employment commencing July 1, 2016. The contract can be renewed by mutual agreement for an additional four years. Annual compensation is \$215,000 with a four step salary schedule, equal to 3%.

**Approval of
Employment
Agreement for
District
Superintendent**

President Sunder invited public comment. There were none.

Following a brief discussion, Member Fernandes moved to approve the contract for new Superintendent John Bowes. Member Adams seconded the motion.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

Dr. Bowes addressed the Board indicating his excitement to lead the district into the 21st Century and appreciation.

VII-b. Davis Schools Arts Foundation President Tara Diel, and DSAF Board members Julie Breitbard and Julie Cuetera presented a check in the amount of \$24,530.62 which will enhance and encourage arts in numerous classrooms in the district. President Sunder presented a certificate of recognition to longtime DSAF Board member Rebecca Breitbard and thanked her for her contributions to the DSAF and support of the Davis School District.

**Presentation of
Annual Funding
from Davis
School Arts
Foundation**

DJUSD Parcel Tax

VII-c. In April the Board received the results of a survey conducted to determine the level of support for a \$620 per parcel tax measure. At that time the Board supported conducting a second poll to determine the level of support for a parcel tax amount greater than \$620. Ruth Bernstein of EMC Market and Research presented information about the second poll indicating support for a \$960 per parcel tax measure falls short of necessary 2/3 vote needed.

Following the presentation Board members asked clarifying questions and held a lengthy discussion regarding the need and community's potential support for an amount greater than \$620. They also discussed future support for district educational programs and alternative funding possibilities. Community member and strategist Jay Ziegler was invited to address the Board about voter propensity.

President Sunder invited public comment. One member of the public addressed the Board.

Following further discussion Member Archer moved to approve the per parcel tax rate at \$620 for eight years. Member Adams seconded the motion. Member Fernandes made a substitute motion to set the tax rate at \$750. Member Lovenburg seconded the motion. Following a brief discussion regarding protocol, Member Fernandes withdrew his substitute motion.

The Board then continued its discussion about community and voter support for different parcel tax levels (\$620 to \$960) and funding educational excellence.

President Sunder called for a roll vote and restated Member Archer's motion that was to place a parcel tax measure in the amount of \$620 for eight years on the November ballot. At the request of Associate Superintendent Bruce Colby, Member Archer amended her motion to include the Consumer Price Index(CPI) which allows the tax rate to be adjusted annually.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

Member Fernandes moved to authorize the district to increase the parcel tax to provide an additional \$130 on the \$620 for the November ballot, with the specific discussion on how those dollars are to be utilized per Trustee Lovenburg's outline with regard to STEM and budget stabilization account. Member Lovenburg seconded the motion.

The Board and legal counsel discussed the process by which the resolution(s) would be prepared and submitted to the Board for consideration at a future meeting. It was also determined that a special meeting would need to be scheduled for the board to consider both resolutions prior to approval on June 29, 2016.

Member Fernandes restated his motion as follows: Prepare an alternate draft resolution with \$750 per parcel tax, and providing direction to staff to work with the Parcel Tax Subcommittee on the use of the additional dollars per Member Lovenburg's comments, then at a future meeting the Board will choose between the two resolutions. Member Lovenburg seconded the motion.

Member Sunder called for a roll call vote.

Ayes: Fernandes, Lovenburg, Sunder

Noes: Adams, Archer

Abstain: None

**DJUSD Parcel
Tax
(continued)**

The Board took a brief recess at 10:30 p.m. and reconvened at 10:43 p.m.

VII-d. Associate Superintendent Clark Bryant provided an update on the development of the Local Control Accountability Plan for 2016-2019. A public hearing will be held on June 16 with the LCAP approval scheduled for June 29, 2016.

**Local Control
Accountability
Plan Update**

Member Lovenburg moved to extend the meeting to midnight. Member Fernandes seconded the motion.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

President Sunder invited public comment. One member of the public addressed the Board.

The Board discussed the LCAP and noted areas of interest and suggestions for a deeper focus and community involvement.

VII-e. Associate Superintendent Bruce Colby presented information about the budget based on the Governor's May Revise. President Sunder invited public comment. There were none.

**May Revision
Budget Update**

VII-f. In March 2012, the District's voters approved an annual tax of \$150.00 per unit for multi-dwelling units and \$320.00 per parcel for all other parcels. The resolution authorizing the tax calls for a public hearing prior to the assessment of the tax each fiscal year.

**Public
Hearing:
Measure C Tax
Rate, 2016-17**

In accordance with the Parcel Tax Measure, the rate was adjusted 2.2% (California Price Index-CPI) in 2013-2014. Rates were not adjusted in 2014-15 or 2015-16. The district has the authority to increase the rates for 2016-17 based on the latest CPI figures (2.6%) which would increase the annual tax from \$153.00 to \$157.29 per unit for multi-dwelling units and \$327.04 to \$335.54 per parcel for all other parcels.

President Sunder opened the public hearing. There were no comments

VII-g. Member Adams moved to maintain the current rates of \$153 per unit for multi-dwelling units and \$327.04 per parcel for all other parcels. Member Lovenburg seconded the motion.

**Approval of
Measure C Tax
Rate, 2016-17**

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

VII-h. In November 2012, the District's voters approved an annual tax of \$20.00 per unit for multi-dwelling units and \$204.00 per parcel for all other. The resolution authorizing the Measure E tax calls for a public hearing prior to the assessment of the tax each fiscal year.

Due to a court decision, Resolution No. 24-14 was passed in August 2013 authorizing an annual tax of \$204.00 per parcel of taxable real property.

In accordance with the Parcel Tax Measure, the rate can be adjusted for 2016-17 based on the latest California Price Index figures (2.6%) which would increase the annual tax from \$204 per parcel to \$29.30 per parcel.

President Sunder opened the public hearing. There were no comments.

**Public
Hearing:
Measure E Tax
Rate, 2016-17**

VII-i. Member Lovenburg moved to continue with the same current annual tax rate of \$204 per parcel of taxable real property. Member Archer seconded the motion.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

**Approval of
Measure E Tax
Rate, 2016-17**

Member Adams moved to continue the meeting 5 more minutes. Member Lovenburg seconded the motion.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

**Extending the
Meeting**

VII-j. Under the provisions of the resolution establishing Community Facilities District No. 1 (CFD No. 1), the Board is granted the authority to adjust the CFD No. 1 tax rate by a maximum of 4.63% per annum. The purpose of the hearing is to allow the public to comment on the proposed adjustment of 4.63% to the current CFD No. 1 tax rate of \$207.72. The proposed rate, when adjusted, would amount to \$217.33 per special tax unit.

President Sunder opened the public hearing. There were no comments.

**Public
Hearing:
Community
Facilities
District No. 1
Tax Rate, 2016-
17**

VII-k. Member Adams moved to approve the proposed adjustment as noted in Agenda Item VII-j above. Member Lovenburg seconded the motion.

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

**Approval of
Community
Facilities
District No. 1
Tax Rate, 2016-
17**

VII-l. Under the provisions of the resolution establishing Community Facilities District No. 2 (CFD No. 2,) the Board is granted the authority to adjust the CFD No. 2 tax rates by a maximum of 4.63% per annum. The purpose of the hearing is to allow the public to comment on the proposed adjustment of 4.63% to the current CFD No. 2 tax rates of \$.620 per square foot of space for residential property and \$.930 per square foot of commercial property. The proposed adjustment would increase the rates to \$.6487 per square foot of assessable space for residential property, and \$.0973 per square foot of chargeable covered and enclosed space for commercial and industrial property.

**Public
Hearing:
Community
Facilities
District No. 2
Tax Rate, 2016-
17**

President Sunder opened a public hearing. There were no comments.

VII-m. Member Lovenburg moved to approve the proposed adjustment as noted in Agenda Item VII-l above. Member Adams seconded the motion.

**Approval of
Community
Facilities
District No. 2
Tax Rate, 2016-
17**

Ayes: Adams, Archer, Fernandes, Lovenburg, Sunder

Noes: None

Abstain: None

VIII. UPDATE ON TENTATIVE BOARD CALENDAR

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

**Update on
Tentative
Board
Calendar**

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

The next meeting of the Board of Education is scheduled for June 16, 2016. The Board will convene at 5:30 p.m. in the Susan B. Anthony Administration Building at 526 B Street, Davis, for the purpose of immediately adjourning into closed session after any public input about items that will be considered in Closed Session. The Board will reconvene in open session at approximately 7:00 p.m. in the Community Chambers, located at 23 Russell Boulevard, Davis, California.

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

X. ADJOURNMENT

The meeting was adjourned at 12:05 a.m.

Adjournment

Madhavi Sunder, President

Barbara Archer, Vice-President

These minutes were approved at the Board meeting on: _____