

Fountain Valley School District
Superintendent's Office

REGULAR MEETING OF THE BOARD OF TRUSTEES

10055 Slater Avenue
Fountain Valley, CA 92708

September 4, 2014

MINUTES

President Edwards called the regular meeting of the Board of Trustees to order at 6:00pm.

CALL TO ORDER

The following board members were present:

ROLL CALL

Judith Edwards	President
Jimmy Templin	President Pro-Tem
Ian Collins	Clerk
Jeanne Galindo	Member
Sandra Crandall	Member

Mrs. Edwards noted the following addendum to the agenda with corrections to the below items:

AGENDA APPROVAL

6. AGREEMENT BETWEEN FOUNTAIN VALLEY EDUCATION ASSOCIATION AND FOUNTAIN VALLEY SCHOOL DISTRICT

On August 20, 2014 Fountain Valley School District and FVEA reached an Agreement on all subject matters for the 2014-15 year. FVEA ratified the agreement on August 29, 2014.

Superintendent's Recommendation: It is recommended the Board of Trustee approve this Agreement dated August 20, 2014 and ratified by the members of the Fountain Valley Education Association by August 29, 2014.

11. APPROVAL OF THE RESOLUTION 2015-09 AUTHORIZING THE INVESTIGATION OF THE FEASIBILITY OF LOCAL SCHOOL FUNDING SOURCES

The resolution authorizes staff to contract with a public opinion survey firm to conduct a study to determine the level of interest in our community for a public investment in District facilities, with a focus on air quality and climate in our public classrooms.

Superintendent's Recommendation: It is recommended that the Board of Trustees approve the Resolution 2015-09 Authorizing the Investigation of the Feasibility of Local School Funding Sources.

12-B. Personnel Items

Removal of Item 2.1.1

Motion: Mr. Collins moved to approve the meeting agenda.

Second: Mr. Templin

Vote: 5-0

There were no requests to address the Board prior to closed session.

PUBLIC COMMENTS

Mrs. Edwards announced that the Board would retire into Closed Session. No action was anticipated. The following was addressed:

CLOSED SESSION

- Personnel Matters: *Government Code 54957 and 54957.1*
Appointment/Assignment/Promotion of employees; employee discipline/dismissal/release; evaluation of employee performance; complaints/charges against an employee; other personnel matters.
- Negotiations: Government Code 54957.6
Update and review of negotiations with the FVEA and CSEA Bargaining Units with the Board's designated representative, Cathie Abdel.

The public portion of the meeting resumed at 7:00 pm.

PLEDGE OF ALLEGIANCE

Mr. Templin led the Pledge of Allegiance.

STAFF REPORTS AND PRESENTATIONS

Assistant Superintendent, Business, Christine Fullerton and Director, Fiscal Services, Scott Martin reviewed for the Board of Trustees the Unaudited Actuals for the Fountain Valley School District for the fiscal year 2013-14. Mrs. Fullerton provided a 2013-14 overview, noting that State General Fund revenues are up over the previous year. Since the District's Estimated Actuals, she explained that there has been very little change in revenue; a decrease in expenditures; there was no deficit spending in 2013-14; transfers from Fund 40 to Fund 01 was significantly less than budgeted; and there was an increase in the ending fund balance. Mr. Martin reviewed the Unaudited Actuals, noting revenue for 2013-14 of \$46,691,467, a .29% change from our Estimated Actuals. The majority of revenues come from LCFF. He

UNAUDITED ACTUALS FOR FISCAL YEAR 2013-14 (ORAL AND WRITTEN)

reviewed expenditures, noting \$46,415,728 in expenditures for 2013-14, \$1,121,621 less than projected in the Estimated Actuals. He reviewed the General Fund balance, noting an ending fund balance of \$4,930,779. Mrs. Fullerton reviewed a year over year comparison, commending the District for its prudence in looking at expenditures.

BOARD REPORTS AND COMMUNICATIONS

Mrs. Galindo attended the New Teacher Orientation, noting the excitement of our new teachers. She thanked Ms. Silavs and Dr. Hoefler for the trainings offered, noting having attended the third grade math textbook training.

Mr. Collins welcomed Mrs. Lucchese back to the District. He attended the New Teacher Orientation, noting what a great and packed event it was. He commended the District's schools on a successful first day of school. He attended the CSBA planning session. He noted as well his excitement for the new school year, commending the efforts put in place.

Mr. Templin noted that since the last meeting he has been busy working. He also welcomed Mrs. Lucchese back.

Mrs. Crandall congratulated our administrators and staff for a smooth start to the school year. She attended the New Teacher Orientation, several professional development trainings including the training for our preschool teachers, the math book pilot training, the OCDE math training regarding professional standards, presentation of the Assistance League's grant awards to our teachers, the Kelly Osborn Memorial fundraising event where FVLA had a sponsorship, the Festival of Children event, and she presented a Community Volunteer Academy training to our new Kindergarten parents.

Mrs. Edwards commended our senior management team, noting the successes of Mrs. Fullerton, Mrs. Abdel and Ms. Silavs along with Dr. Hoefler.

PUBLIC HEARINGS

A public hearing was held for the purpose of receiving public comment on the agreement between the Fountain Valley School District and FVEA for the 2014-15 school year. Public input was welcomed. There were no requests to speak and the hearing was closed.

**PUBLIC HEARING FOR
THE AGREEMENT
BETWEEN FOUNTAIN
VALLEY SCHOOL
DISTRICT AND FVEA**

PUBLIC COMMENTS

There was one request to address the Board. A member of the community from BARE (Bully Awareness Resistance Education) addressed the Board regarding an upcoming professional growth training October 17.

PUBLIC COMMENTS

LEGISLATIVE SESSION

Motion: Mrs. Crandall moved to approve the Public Disclosure of Collective Bargaining Agreement Between Fountain Valley School District and FVEA for the 2014-15 school year

Second: Mr. Templin

Vote: 5-0

PUBLIC DISCLOSURE OF COLLECTIVE BARGAINING AGREEMENT BETWEEN FOUNTAIN VALLEY SCHOOL DISTRICT AND FVEA FOR THE 2014-15 SCHOOL YEAR

Motion: Mr. Collins moved to approve the Public Disclosure of Collective Bargaining Agreement Between Fountain Valley School District and CSEA #358 for the 2014-15 School Year

Second: Mrs. Galindo

Vote: 5-0

PUBLIC DISCLOSURE OF COLLECTIVE BARGAINING AGREEMENT BETWEEN FOUNTAIN VALLEY SCHOOL DISTRICT AND CSEA #358 FOR THE 2014-15 SCHOOL YEAR

Motion: Mr. Templin moved to approve Disclosure of Management and Confidential Employees Salary Increase

Second: Mr. Collins

Vote: 5-0

DISCLOSURE OF MANAGEMENT AND CONFIDENTIAL EMPLOYEES SALARY INCREASE

Motion: Mr. Collins moved to approve Agreement Between Fountain Valley Education Association and Fountain Valley School District

Second: Mrs. Galindo

AGREEMENT BETWEEN FOUNTAIN VALLEY EDUCATION ASSOCIATION AND FOUNTAIN VALLEY SCHOOL DISTRICT

Mrs. Crandall noted that we have been unable as a District to give raises since 2007-2008 and our bargaining units have been patient

in their wait for this.

Vote: 5-0

Motion: Mr. Collins moved to approve Revision to Board Policy 6162.6 Use of Copyrighted Materials (Second Reading and Adoption)

REVISION TO BOARD POLICY 6162.6 USE OF COPYRIGHTED MATERIALS (SECOND READING AND ADOPTION)

Second: Mrs. Galindo

Mrs. Galindo noted that this is the responsibility of our teachers and they have been trained in this policy.

Vote: 5-0

Motion: Mr. Collins moved to approve Revision to BP 5127 Promotion Ceremonies and Activities (First Reading)

REVISION TO BP 5127 PROMOTION CEREMONIES AND ACTIVITIES (FIRST READING)

Second: Mrs. Galindo

Ms. Silavs noted a discovery that there were discrepancies regarding student eligibility and grade point average and the number of student suspensions possible to still participate in school activities. Ms. Silavs noted the recommendation of our middle school principals of a 2.0 GPA as a standard and no more than one suspension. She noted as well Mr. Templin’s suggestions, which Dr. Ecker and Ms. Silavs felt the Board could discuss prior to the policy being brought back for second reading. Mr. Templin summarized his thoughts stating that while the policy currently states that if a student has been expelled from another district and transferred to our district, they cannot participate in the ceremonies. He noted that given his experiences with students changing schools and the turning over a new leaf, he suggested that the policy read that a student’s previous record is considered instead of ultimately counted. Regarding students who are being retained participating in promotion activities, he provided suggestions as well to help clarify for parents that students being retained could participate in promotion activities just not the promotion ceremony. Mr. Collins noted as well the requirement that all students must wear gowns, understanding the need for this although noting that for those students that cannot afford to purchase a gown that there should be a fund at each site for this. Ms. Silavs noted that while most students do purchase their gowns and keep them, staff is looking into the possibility of renting gowns for students that cannot afford to purchase them, a cost to

the school. The Board reached consensus to make these changes prior to it coming back for second reading and adoption.

Vote: 5-0

Motion: Mr. Templin moved to adopt the 2014-15 Board Interests 2014-15 BOARD INTERESTS

Second: Mr. Collins

Mrs. Crandall noted changing “addressing the concern” to “evaluating the concern” in interest 3, to match the LCAP wording. Dr. Ecker explained that the wording was based on the Board’s discussion but, they are the Board’s interests. He noted that addressing indicates a desire to do something. He suggested “evaluating and addressing”. Mr. Collins concurred. Mrs. Galindo agreed with Mrs. Crandall. Mr. Templin noted that his thought behind the interest was to both evaluate the concern and address the concern if there was something that could be done. The Board reached consensus to change the wording in interest 3 to read “evaluating and addressing the concern”.

Vote: 5-0

Motion: Mrs. Crandall moved to adopt the 2014-15 District Goals ADOPTION OF DISTRICT GOALS FOR 2014-15

Second: Mrs. Galindo

Mr. Collins noting his feeling that it is important for new board members to have time with Mrs. Fullerton to review the expenditures and revenues of the district. Dr. Ecker noted as well his meetings with board candidates to provide them information on the District including the District’s goals, Board Interests and our budget.

Vote: 5-0

Motion: Mr. Templin moved to Approve Resolution 2015-09 Authorizing the Investigation of the Feasibility of Local School Funding Sources APPROVAL OF THE RESOLUTION AUTHORIZING THE INVESTIGATION OF THE FEASIBILITY OF LOCAL SCHOOL FUNDING SOURCES

Second: Mr. Collins

Mrs. Galindo noted her agreement with Mr. Templin in exploring cooling our schools. She noted her belief that first we need to

study this issue, investigate ventilation and cooling sources, noting that this resolution skips straight to funding considerations for a project whose parameters are yet unknown. Mrs. Edwards noted her understanding that the intent of the resolution is to see if there is any support in the community. Mrs. Crandall noted her experience working in our sites when it is rather warm and that this did come up at the LCAP meetings. She noted the previous discussion captured in the minutes that notes this will not go very far without discussion. She noted that studying and discussing this issue totally aligns with the LCAP actionable item, evaluating options to increase airflow in our classrooms, noting however that the anticipated expenditures for this item for 2014-17 are none, and expenses are listed as zero. She noted her belief that this resolution pushes the evaluation process to another level and produces a chasm of missing information. She furthered explained that surveying the community for their appetite for taxing themselves through a bond is premature; noting that she could not defend this resolution should it pass as there are too many unanswered questions including consideration of new technologies. She explained that it was not until reading today's *OC Register* article that she saw a possible cost mentioned of \$20-\$25 million. She quoted page 59 of this evening's agenda referencing a project of this sort exceeding the District's capital resources, noting that despite this probably being true, the Board has not received any figures. She noted as well in regard to policy, in the Certificated Bargaining agreement, page 47, there is language regarding inspection of heat and ventilation filters, suggesting that perhaps before we venture into this we define a better ventilation policy. She also noted the need to see what our maintenance priorities are in terms of repairs throughout the district. She noted her disapproval with section 3 of the resolution and the contracting with a political strategist, noting her belief that the public would be inflamed to learn of the district's decision to spend taxpayer money on a political strategists whose job it is to manipulate public opinion. She noted that she cannot support this. She noted the cost of special elections. She explained her belief that most of us have been encouraged to leave the world a better place than we have found it, noting that with board members service drawing to a close and the superintendent retiring, leaving a legacy of cooler classrooms would leave their professional worlds in a better place but, she noted her concern that doing so would leave a new board and a new superintendent with a tax increase to defend, an election that happens after the board that enacted the resolution is gone and encumbrance for consultants all with an interest that may not align with the sentiments of the new board or the new superintendent.

Mr. Collins noted the need to consider student achievement, teacher welfare and technology warming the classroom even more. He noted his understanding that Mrs. Crandall does not like the idea of a bond, as this was apparent during the last election. But he noted his understanding that we are asking if the public is willing to support what's good for kids, schools, learning and our district and yes, we need to study the costs but this resolution is not putting the cart before the horse as Mrs. Crandall noted in her comments. Mrs. Crandall reiterated that she taught in these classrooms and they are hot but she cannot defend this with the chasm of missing information.

Mr. Templin explained his belief that the more information available in making a decision the better. He noted his vision that all of this would happen simultaneously, surveying the public for their support, researching ways to do this and gathering costs, etc. He explained not necessarily needing all of this in an order but that the information would be available prior to making a decision. He explained that regarding having a new board, he could have said what was shared by Mrs. Crandall about everything done tonight, including why voice a board interest, period, when he will not be here in a few months. He explained though that we still need to do what is best and work until the final hour. His hope is that this information in the end will be information for the new board; if they choose in the end not to go forward then at least they have that information before them. By approving this resolution the Board is not saying that they will do this but instead are just gathering more information.

Mrs. Edwards agreed noting that she does not see it as a means to an end; if there is no interest from the community in taxing themselves then the Board will not move forward. But if there is interest then the Board will look into the myriad of ways of accomplishing this. Mrs. Edwards noting as well feeling affronted that Mrs. Crandall suggested that her legacy would be built on this issue.

Dr. Ecker clarified that the action in front of the board right now is to survey the community to gauge their support. He noted that we are not big winners in the LCFF and therefore have to depend on the support of the community. He explained that we are currently looking at climate in our classrooms because of the health standards that we need to maintain. He noted there are a myriad of ways that we can go that range in average of \$8-\$10 million to \$25 million. He explained that this is not something that just came up but, an issue more and more apparent as we enter into the LCAP process. All that the Board has in front of them now is a resolution that authorizes staff to ask the community if they would like to make a public investment in their schools. He noted his

appreciation for public opinion of taxes but noted as well having worked with staff on our budget and unless the Board wishes to do something with its endowment fund and change the resolution previously passed for the alternative revenue stream, the Board does not have the money it needs and this is only part of our facility issues, in addition to roofs, blacktops, and other capital improvements. This resolution provides a future board with more information. If a future board decides that it does not want to address it, than it is not compelled to do anything. If the board is truly interested in evaluating and addressing this issue, this is a first step. He noted that if he, as a member of the public, was surveyed, instead of being angry about taxes, he would be grateful that he was asked his opinion.

Mr. Collins noted that in the goals just adopted, we already agreed to explore alternatives for improving climate in our classrooms including initial cost estimates, ongoing costs and possible sources of funding. We have already agreed to do that and this is merely seeing if the public has an interest in supporting this.

Mrs. Galindo asked regarding public opinion surveys, who would be surveyed, noting that numbers can be manipulated. She noted that this information is not what is most important to us. While we are in agreement that our schools need cooling, we are not in agreement that everything is on the table. We need to study and bring forward information. And decide how we include our entire community, those citizens not a part of our school community.

Dr. Ecker noted that a firm would be hired and a credible and valid sample from the entire community would be surveyed. There would be a cost associated with it. Throughout the LCAP process we did reach out beyond our parent community and business and community members were included. This would be done in a different fashion, not unlike the multitude of surveys that currently go out throughout the community with the intent to give the Board a gauge as to the community's support of an investment in their schools to support improvement of air quality and climate in our classrooms. Mrs. Galindo noted her belief that the resolution is too general and wide open and requires clarification.

Vote: 3-2 (Galindo, Crandall)

Motion: Mr. Templin moved to approve the Consent Calendar.

CONSENT
CALENDAR/
ROUTINE ITEMS OF
BUSINESS

Second: Mrs. Crandall

Vote: 5-0

The Consent Calendar included:

- Board Meeting Minutes from August 16th regular meeting
- Personnel Items (Employment Functions, Workshops/Conferences, and Consultants)
- Donations
- Warrants
- Purchase Order Listing
- Biennial Review/Updated Conflict of Interest Code
- Unaudited Actuals for Fiscal Year Ending 2013-14
- Resolution 2015-08: GANN Amendment Appropriations Limitation

SUPERINTENDENT’S COMMENTS/NEW ITEMS OF BUSINESS

Mr. Collins Noted that regarding the start of the school year, the high school district started last Wednesday while we started this Wednesday. He noted his interest in seeing Mrs. Abdel and our teachers’ association explore the possibility of selecting a start date that better coincides with the high school district.

Mrs. Galindo Noted as well her interest in us looking at our start times to make our middle schoolers start later given their desire to sleep in later.

Dr. Ecker Commended Mrs. Fullerton and staff for the District’s success in avoiding deficit spending in 2013-14.

Dr. Ecker Welcomed new Fulton principal, Kevin Johnson. He also welcomed Joe Hastie, commending the appearance of our sites as well our participation in the ALS Ice Bucket Challenge. He welcomed Mrs. Lucchese back. And he also welcomed those candidates here this evening, noting Mr. Stine’s absence due to attendance at a recognition event with Dr. Mijares. He noted looking forward to his future meetings with our candidates

ADJOURNMENT

Motion: Mr. Collins moved to adjourn the meeting at 8:43pm.

Second: Mr. Templin

Vote: Unanimously approved

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