

**RICHGROVE ELEMENTARY SCHOOL DISTRICT  
REGULAR BOARD OF EDUCATION MEETING**

January 12, 2017

6:30pm

MINUTES

**OPENING CEREMONY**

The Board of Education meeting called to order at 6:36pm by Board President, Alexandra Guerrero, in the Richgrove School District Conference Room located at 20908 Grove Drive in Richgrove, California.

**ATTENDANCE**

	Arrive	Leave	Absent
Alexandra Guerrero, President	6:36	8:55	
Hernan Hernandez, Clerk	6:36	8:55	
Yaneli Carrillo, Member	6:36	8:55	
Paul Cervantes, Member	6:36	8:55	
Marisela Lopez, Member	6:36	8:55	
Mario Millan, Secretary	6:36	8:55	

**BOARD AGENDA**

The Board reviewed the board agenda as presented.

Motion

Motion by Mr. Cervantes, seconded by Mrs. Lopez to approve the board agenda including additional agenda items as presented; 1) Brown Act Training and 2) Board Member iPads. Vote; 5-0

**CLOSED SESSION**

Board went into Closed Session to discuss student suspension/expulsion, personnel items, collective bargaining matters or to confer with legal counsel.

Time: 6:40pm

No action was taken during/after closed session.

**OPEN SESSION**

Board returned to Open Session with the following action items.

Time: 6:57pm

Motion

Motion by Mrs. Lopez, seconded by Mrs. Carrillo to return to Open Session. Vote; 5-0

**ASB REPORTS**

Doris provided the ASB Report for month of November. Board reviewed the information as presented. No action taken – informational only.

**BOARD MINUTES**

The Board reviewed the board minutes for special meeting (December 2, 2016) and regular meeting (December 8, 2016) as presented.

Motion

Motion by Mr. Cervantes, seconded by Mrs. Lopez to approve the board minutes of December 8, 2016 as presented. Vote; 5-0

Motion

Motion by Ms. Lopez, seconded by Mr. Cervantes to approve the board minutes of December 2, 2016 as presented. Vote; 5-0

**SUPERINTENDENT REPORTS**

Mr. Millan addressed the Board and provided them the information as follows; **1) Electrical System Upgrade/Chiller/HVAC Project**; it was stated that HVAC units have been installed for classrooms in the 400, 500, 600 wings with "climate control; **2) Campus Upgrades/Repairs**; Mr. Millan met Klassen about HVAC units for middle school side and possibly using Prop.39 funding.. looking at scheduling project for summer of 2019; received couple topography survey proposals for whole school district campus (#1 proposal; \$17,500) #2 proposal; \$28,500) will receive a 3<sup>rd</sup> proposal within few days **3)**

**Conferences/Workshops**; "Bringing Designated ELD to Light" January 27, 2017 – Attending; Alejandro Correa and Zenaida Trevino; **4) District Financial Audit1617**; Doris addressed the Board; stated that might be good idea to keep current auditor until completion of pending school construction projects; after Board discussion, Doris was directed to obtain proposals from other auditors and a decision would be made at February board meeting; **5) Quotes for Future School Projects**; Mr. Millan stated district received a quote for the repairing of grease trap, sewer line and gas line behind cafeteria; **Results-Bullying Survey**; Board received information

Brown Act Training

Mr. Millan provided the Board with the information on the Brown Act Training for 2-3 hour session with fee between \$2,400-\$2,500; after discussion, it was decided by board consensus to select from February 11<sup>th</sup> or March 4<sup>th</sup>; Board would be informed after confirming the date and time of the Brown Act Training.

**CONSENT AGENDA/  
ROUTINE BUSINESS**

District Warrants

**Business Warrants/Student Inter-district Attendance Requests  
(December 8, 2016 to January 5, 2017)**

Motion

Motion by Mr. Cervantes, seconded by Mrs. Lopez to approve the District Warrants and the Student Inter-district Attendance Request as presented. Vote; 5-0

Board-iPads

Mr. Millan recommended to the Board that the current iPads be switched/replaced with Surface Pro 3 Tablets as they would function better with the district's current technology programs. Approved by board consensus for replacement of iPads. Board to receive cost information on the Surface Pro 3 Tablet.

**OLD BUSINESS**

District Vehicle/Equipment Mr. Millan reminded the Board of the three (3) options for the NEW district vehicle. School district wanting to purchase the vehicle locally, but has been unable to make contact. Will attempt to negotiate lower purchase price due to cash purchase. Small bus has arrived, large bus to arrive soon. Purchased a gator- MOT staff very pleased with the new equipment.

Motion Motion by Mrs. Lopez, seconded by Mr. Hernandez to approve to keep the purchase of the SUV locally as recommended. Vote; 5-0

### **NEW BUSINESS**

#### **Budget Revisions**

Ms. O'Shaughnessy provided the Board with the current budget revisions; Fund 010/resource 00000-reduced revenue for One-time Fund for outstanding mandate claims by \$18,047 due to ADA reduction & ADA allotted by the State in 2016-17; moved revenue from maintenance supplies to services to cover cost campus-wide weed & fertilizer; moved \$550 from superintendent emergency reserve to instructional supplies to cover cost of PA system amplifier for winter program performance; transfer made from capital asset object 62000 to non-capital asset object 44000 for new gym scoreboards; moved \$5K to tech supplies to capital asset object 62000-for access control system in server room per auditor recommendation; budget reduction of \$20K for PowerSchool for professional development/ used \$15K for year 1516; reduced the general fund communications bdgt by \$20K (cancelled unwired broadband internet line).

Motion Motion by Mr. Cervantes, seconded by Mrs. Lopez to approve the budget revisions as presented. Vote; 5-0

District Financial Audit1516 Ms. O'Shaughnessy reminded the Board of the 1516 audit findings for IT Department; i.e., IT user Access to District programs/systems, District Equipment-Employees Assigned, IT not following District procurement procedures, Storing of the back-up server/tapes, IT room has various equipment/items sent for repair w/o good tracking method, Passwords- IT Dept recently made change to increase security; Finding with the electrical upgrade – District did not seek second/third opinions regarding the assessment made by same contractor that performed the work. District has provided the auditors with responses to the findings presented.

BP; District Accommodation Mr. Millan provided the Board with the **first reading** of the Board Policies; 1) Accommodation for Transgender Students, 2) Rest Periods-Lactation Accommodations, 3) Charter School Authorization; Philosophy, Goals, Objectives & Comprehensive Plans, and 4) District Travel Policy- Mileage Justification/hotel accommodations. The Board reviewed the information provided.

Board Resolution; Immigration Board was provided with a copy of Resolution #16/17-#10



& Customs Enforcement

that Richgrove ESD opposes ICE actions within the school district and school facility will be considered "the sensitive locations" covered by Board Resolution #16/17-10 in that any ICE visits should be forwarded to the Superintendent's Office for review before a decision is made to allow access to the site.

Motion

Motion by Mr. Cervantes, seconded by Mrs. Carrillo to approve Board Resolution #16/17-10 opposing ICE actions within the school district campus and ICE visits be directed to Superintendent for review and site access. Vote; 5-0

CalPERS – Salary Scale  
Mgmt./Confidential Staff

Ms. O'Shaughnessy provided the Board with the information regarding the CalPERS audit and/or review of special compensation reported to CalPERS. Information requested was provided with exception of revised Management/Confidential Salary Scale which required a minor change that indicated hourly/annual rates and date of formal board adoption.

Motion

Motion by Mr. Cervantes, seconded by Mrs. Lopez to approve the minor change indicating hourly/annual rates on management/confidential salary scale and submitted to CalPERS. Vote; 5-0

Next Meeting Date

The next board meeting scheduled for Thursday, February 9, 2017 at 6:30pm in the District Office Conference Room.

Suggested Future Agenda  
Items (February Meeting)

Mr. Hernandez requested estimated costs on leaving football field lights on longer in the evening.

Motion

Motion by Mr. Cervantes, seconded by Mrs. Lopez to adjourn the regular board meeting of December 8, 2016. Vote; 5-0

Adjournment

The meeting adjourned.

Time: 8:55p.m.

Respectfully submitted,



Mario Millan, Secretary



Hernan Hernandez, Clerk

**BEFORE THE BOARD OF TRUSTEES  
OF THE           RICHGROVE ELEMENTARY           SCHOOL DISTRICT  
TULARE COUNTY, STATE OF CALIFORNIA**

In the Matter of Opposing the  
Immigration and Customs  
Enforcement Actions in the Richgrove  
School District

RESOLUTION No. #16/17-10

WHEREAS, all children in the United States are entitled to equal access to a public elementary and secondary education, regardless of their or their parents' actual or perceived national origin, citizenship or immigration status. This includes recently arrived unaccompanied children who are in immigration proceedings while residing in local communities with a parent, family member, or other appropriate adult sponsor, and

WHEREAS, the United States Supreme Court in 1982 ruled in Plyer vs. Doe that public schools were prohibited from denying immigrant students access to elementary and secondary public education. The Court stated that undocumented children have the same right to a free public education as citizens of the United States and permanent residents; and

WHEREAS, a letter from the US Department of Justice and Department of Education dated May 8, 2014, reaffirms that all school districts must "comply with these Federal civil rights laws, as well as the mandates of the Supreme Court" ensuring that districts "do not discriminate on the basis of race, color, or national origin, and that students are not barred from enrolling in public schools at the elementary and secondary level on the basis of their own citizenship or immigration status or that of their parents or guardians. Moreover, district may not request information with the purpose or result of denying access to public schools on the basis of race, color, or national origin, and

WHEREAS, many families and children have fled their homes and are seeking asylum in the U.S. from grave threats of danger, and

WHEREAS, with the flow of migrants that are coming to the end of their review from immigration courts, and

WHEREAS, migrants who have lost their cases are being ordered deported by immigration judges and Immigration and Customs Enforcement (ICE) conducting a series of deportation actions elsewhere, and

WHEREAS, the Richgrove School District Board of Education is very concern about Richgrove School District immigrant youth and families, and

WHEREAS, there are reports of families who are worried about sending their children to school for fear of deportation occurring while their children are in school, or that immigration officials may involve our schools, and

WHEREAS, school attendance should be encouraged and schools, churches and other sensitive locations must be safe sanctuaries for families, and



WHEREAS, the policy from the Director of Homeland Security dated October 24, 2011 entitled "Enforcement Actions Focused on Sensitive Locations" requires that ICE officers and agents exercise sound judgment when enforcing federal law at or focused on sensitive locations and make substantial efforts to avoid unnecessarily alarming local communities, and

WHEREAS, "the sensitive locations" covered by this policy include, but are not limited to, the following;

- Schools (including pre-schools, primary schools, secondary schools, post-secondary schools up to and including college and universities, and other institutions of learning such as vocational or trade schools);
- Hospitals;
- Churches, synagogues, mosques and/or other institutions of worship, such as buildings rented for the purpose of religious services;
- The site of a funeral, wedding, or other public religious ceremony; and
- A site during the occurrence of a public demonstration, such as a march, rally or parade.

WHEREAS, ICE policy discourages enforcement actions at schools, churches, and other sensitive locations unless special circumstances exist, such as;

- The enforcement action involves a national security or terrorism matter;
- There is an imminent risk of death, violence, or physical harm to any person or property;
- The enforcement action involves the immediate arrest or pursuit of a dangerous felon, terrorist suspect, or any other individual(s) that present an imminent danger to public safety or
- There is an imminent risk of destruction of evidence material to an ongoing criminal case.

WHEREAS, the Richgrove School District does not ask for, or collect immigration status on students, and

WHEREAS, if these young people are deported, this would go against our humanitarian principles and place their lives in grave danger, and

WHEREAS, these young people are low priority for deportation, and

WHEREAS, to date, the school district has not had any contact by federal immigration authorities,

THEREFORE, BE IT RESOLVED THAT:

ICE honor their policy not to involve schools and other sensitive locations, and

Principals and all school staff are encouraged to work with, and support, our families and students who express concern about immigration enforcement actions at school, including students who may not be attending school due to such concerns, and

FURTHER, BE IT RESOLVED THAT:

The Richgrove School District Board of Education further states that all District students who register for the following services and meet the federal and state criteria, are entitled to receive all school services, including no cost lunch, no cost breakfast, transportation, and educational services, even if they or their family are undocumented and do not have a social security number,

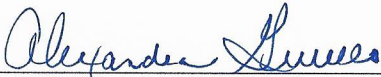
and that no school district staff shall take any steps that would deny students access to education based on their immigration status or any steps that would "chill" the Plyer rights of these students to public education; and

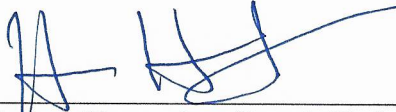
FINALLY, BE IT FURTHER RESOLVED THAT:

In order to provide a public education, regardless of a child's immigration status, absent any applicable federal, state, local law or regulation or local ordinance or court decision, the District shall abide by the following conduct:

1. District personnel shall not treat students disparately for residency determination purposes on the basis of their undocumented status;
2. District personnel shall not inquire about a student's immigration status, including requiring documentation of a student's legal status, such as asking for a green card or citizenship papers, at initial registration or at any other time;
3. District personnel shall not make unreasonable inquiries from a student or his/her parents for the purpose of exposing the immigration status of the child or his/her family;
4. District personnel shall not require students to apply for Social Security numbers nor should the District require students to supply a social security number;
5. If parent and/or students have questions about their immigration status, school personnel shall not refer them to the Immigration and Customs Enforcement Office ("ICE");
6. It is the general policy of the District not to allow any individual or organization to enter a school site if the educational setting would be disrupted by that visit. The School Board has found that the presence of ICE is likely to lead to a disruption of the educational setting. Therefore, any request by ICE to visit a school site should be forwarded to the Superintendent's Office for review before a decision is made to allow access to the site.
7. All requests for documents by ICE should be forwarded to the Legal Office, which, in consultation with the Superintendent, shall determine if the documents can be released to ICE.

This the 12<sup>th</sup> day of January, 2017

  
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Alexandra Guerrero, Board President

  
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Hernan Hernandez, Board Clerk