

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

October 13, 2016

6:30pm

MINUTES

OPENING CEREMONY

The Board of Education meeting was called to order at 6:32pm by Board President, Paul Cervantes in the Richgrove School District Conference Room located at 20908 Grove Drive in Richgrove, California.

ATTENDANCE

	Arrive	Leave	Absent
Paul Cervantes, President			XX
Josephine B. Valencia, Clerk	6:32	8:40	
Alexandra Guerrero, Member	6:32	8:40	
Hernan Hernandez, Member	6:32	8:40	
Marisela Lopez, Member	6:32	8:40	
Mario Millan, Secretary	6:32	8:40	

BOARD AGENDA

The Board reviewed the board agenda as presented.

Motion

Motion by Mr. Hernandez, seconded by Mrs. Guerrero to approve the board agenda as presented. Vote; 4-1-0 (P.Cervantes being absent)

CLOSED SESSION

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

Time: 6:33pm

No action was taken during/after closed session.

OPEN SESSION

Board returned to Open Session with the following action items.

Time: 6:51pm

BOARD MINUTES

The Board reviewed the board minutes for the meetings of September 8, 2016 as presented.

Motion

Motion by Mr. Hernandez, seconded by Mrs. Lopez to approve the board minutes for meetings of September 8, 2016. Vote; 4-1-0 (P.Cervantes being absent)

ASB REPORTS

The Board reviewed the ASB Reports for the months of August and September as provided. Information only – no action needed.

BOARD MEMBER/SUPT.RPTS.

Mr. Millan addressed the Board and provided them the information as follows; 1) Electrical System Upgrade/Chiller/HVAC Project; Mr. Millan meeting with the CDE Appeal Board concerning the District's Appeal to allow school district to keep HVAC funding in amount of \$146K in order to complete the project as scheduled...also mentioned was the RFQs submission for architectural services; only received one proposal; therefore, District offering contract to Klassen Corporation, 2) Campus Upgrades/Repairs; in process of replacing grass in specific areas within next couple weeks - presented information on the repairs done to

school cafeteria ; 3) CSBA 2016 Conference; interested board members are to contact RC asap so as to make necessary arrangements, 4) District Financial Audit; school district financial audit scheduled for week of October 24-28, 2016, 5) Williams Act Visit- information resulting from visit provided-found no deficiencies, 6) Red Ribbon Week- information on school/students activities for week of October 17-21 provided for review. 7) Conferences and Workshops; information provided on staff attending conferences for the month of October as follows; **STEM Conference**=October 13-15, **Fresno County Symposium-NGSS**=October 13-14; **CSTA Conference**=October 21-23 and **CUE Conference**=October 28-29, 8) Interim Assessments/CELDT Testing; Mrs. Zarate provided information on the CELDT Testing along with information on the Interim Assessments.

**CONSENT AGENDA/
ROUTINE BUSINESS**

District Warrants

- **Business Warrants (September 8, 2016 to October 6, 2016)**
Motion by Mrs. Guerrero, seconded by Mrs. Lopez to approve the District Warrants as presented. Vote; 4-1-0 (P.Cervantes being absent)
- **Review/Approval of Budget-FY 2016-17 ...** correspondence received indicating TCOE approval on the 1617 fiscal budget along with plan (LCAP) informational only.

OLD BUSINESS

-District Vehicle
-School Buses
-Utility Cart/Gator
-Maint. Equipment
(Tractor-Lawnmower)

Mr. Millan informed the Board of the District has purchased two (2) school buses; (1-small bus and 1-large bus); - still need to replace existing utility cart for a new "gator" for maintenance staff and 4) purchase/replace existing tractor/lawnmower ... all equipment being replaced due being old/damaged. Informational only – no action required.

NEW BUSINESS

Budget Revisions

The Board reviewed the items on the Consent Agenda Items which included the following; Fund-010, revision made moving staff costs b/w Sp.Ed. resource 65000 & supplemental concentration, resource 07200. Frank Casas removed from Sp.Ed. (not doing Speech & funded from supplemental concentration for intervention/student services...Sandra Felix moved/supplemental concentration to Sp.Ed. 65000 for services as resource specialist; Rosa Perez hired-new K Tchr & funded under general fund-resource 0000; athletics budget increased by \$3,100 for equipment sanitation supplies; with Board approval, Career Pathways Prog. MOU w/Delano HS, a budget line established for \$85,000 for reimbursable costs of program; Fund-251, Developer Fee Fund budget increased by \$2,937.57 for DF study completed – regulations allow cost charged to developer fees.

Motion

Motion by Mrs. Guerrero, seconded by Mrs. Lopez to approve the budget revisions as presented. Vote; 4-1-0 (P.Cervantes being absent)

**Developer Fees Increase &
Study 1617**

Ms. O'Shaughnessy provided the Board with information on the Developer Fee Increase and the cost for the study completed justifying

the increase. It was further stated that the developer fee increase only takes place if the existing property in question is extended beyond the original square footage. The board went into discussion.

Motion

Motion by Mrs. Guerrero, seconded by Mr. Hernandez to approve the Developer Fee Increase/Study1617 as provided. Vote; 4-1-0 (P.Cervantes being absent)

Forecast-5 (Data Analytics For Schools)

Ms. O'Shaughnessy also provided the Board with information on the Forecast-5 which would assist the business office when utilizing the analytics tool that allows users to generate business insights with performance data as well as budgeting and forecasting tool that allows users to simulate "what-if" scenario analysis for the purpose of developing multi-year financial projections. Board approval requested.

Motion

Motion by Mrs. Guerrero, seconded by Mr. Hernandez to approve the the purchase of the Forecast-5 (Data Analytics for Schools) software as recommended. Vote; 4-1-0 (P.Cervantes being absent)

Klassen Corporation

Mr. Millan informed the Board that the Klassen Corporation was only architectural corporation that responded to the RFQ and applied for architectural services. It was recommended to approve to contract with Klassen Corporation.

Motion

Motion by Mrs. Guerrero, seconded by Mrs. Lopez to approve to contract with Klassen Corporation for architectural services as recommended. Vote; 4-1-0 (P.Cervantes being absent)

EPA – Prop.30

Ms. O'Shaughnessy provided the Board with the information on the EPA-Prop.30 for 2016-17; she stated that the information has been posted on the school district website as required by the State and majority of the funds are utilized for teacher salaries as well as partial library expenses. Board action not required.

Mr. Hernandez

Mr. Hernandez enjoyed having the department heads at the board meetings and would like for them to continue to attend future board meetings.

Next Meeting Date

The next board meeting scheduled for Thursday, November 10, 2016 at 6:30pm in the District Office Conference Room.

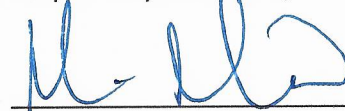
Motion

Motion by Mrs. Lopez, seconded by Mr. Hernandez to adjourn the regular board meeting of October 13, 2016. Vote; 4-1-0 (P.Cervantes being absent)

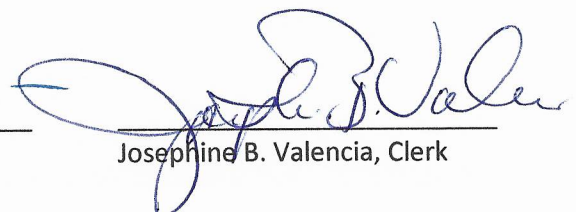
Adjournment

The meeting adjourned.
Time: 8:40p.m.

Respectfully submitted,



Mario Millan, Secretary



Josephine B. Valencia, Clerk

L1-7: RESOLUTION IMPOSING/ INCREASING RICHGROVE SCHOOL DISTRICT
LEVEL 1 FEES WITH FEE-SHARING AGREEMENT; APPROVAL OF CEQA EXEMPTION

BEFORE THE GOVERNING BOARD OF THE
RICHGROVE SCHOOL DISTRICT
TULARE COUNTY, CALIFORNIA

In the Matter of)	Resolution No. #16/17-07
)	
ADOPTION of INCREASE IN)	
SCHOOL FACILITIES FEES;)	
APPROVAL OF CEQA EXEMPTION,)	
)	

WHEREAS Education Code section 17620 authorizes school districts to levy a fee, charge or dedication against any new construction within its boundaries for the purpose of funding the construction or reconstruction of school facilities; and

WHEREAS the Richgrove Elementary School District ("District") by agreement with the high school district[s] sharing geographical territory with the District ("Fee-Sharing Agreement"), may levy [69.23] % of [the total fees] permitted pursuant to Government Code Section 65995 for development in areas in which the District provides school services. The remaining permitted fees shall be allocated to the high school district(s) within whose boundaries the residential, commercial, or industrial development shall occur; and

WHEREAS pursuant to the authority of Government Code section 65995, subdivision (b)(3), the allowable fees authorized by Education Code section 17620 have presently been established by the State Allocation Board ("SAB") in the amount of \$3.48 per square foot for residential

development and \$0.56 per square foot for commercial/industrial development ("SAB Authorized Fee Amounts"); and

WHEREAS the governing board ("Board") of the District has caused a study to be prepared by [name] entitled [name] (incorporated herein by reference and hereinafter referred to as the "Study"), which identifies the purpose and use for the fee and sets forth a reasonable relationship between the fee to be imposed, the type of development project on which the fee is to be imposed, as well as the cost of the increased school facilities made necessary by virtue of the burden imposed by the development; and

[WHEREAS the Study justifies the District's imposition of a fee in the amount of \$3.48 per square foot for residential development and \$0.56 per square foot for commercial industrial development; and]

WHEREAS based upon the Fee-Sharing Agreement [ruld in accordance with the increased level of fees permitted by the SAB pursuant to Government Code section 65995], the District may levy the following fees, [which represent a percentage of the SAB Authorized Fee Amounts]

1. \$ 2.41 per square foot of residential development 69.23% of \$3.48;
2. \$.39 per square foot of commercial or industrial development 69.23% of \$0.56.

These amounts are justified by the needs of the District alone and do not include the needs of the high school district[s]; and

WHEREAS Education Code section 17621 specifically exempts the adoption, increase, or imposition of any fee, charge, dedication or other requirement pursuant to Education Code section

17620 from the provisions of the California Environmental Quality Act ("CEQA") (Pub. Resources Code Section 21000 et. seq); and

WHEREAS upon a determination that the imposition of school facilities fees under Education Code section 17620 is exempt from CEQA, the District is entitled to file a Notice of Exemption with the County Clerk pursuant to California Code of Regulations, title 14, section 15062 .

NOW, THEREFORE, BE IT RESOLVED, that the Board makes the following findings:

1. Prior to the adoption of this resolution ("Resolution"), the Board of the District conducted a public hearing at which oral and written presentations were made as part of the Board's regularly scheduled [date] meeting. Notice of the time and place of the meeting, including a general explanation of the matter to be considered has been published twice in the DELANO RECORD in accordance with Government Code sections 66017 and 66018. Additionally, at least 10 days prior to the meeting, the District made all relevant information available to the public indicating the cost, or estimated cost, of the construction or reconstruction of school facilities made necessary by the residential and/or commercial/industrial development to which the fee shall apply.
2. The purpose of the fees is to provide adequate school facilities for the students of the District who will be generated by residential and commercial/industrial development in the District.
3. The fees are to be used to finance the construction and reconstruction of school facilities. [If possible, add: The Facilities to be constructed or reconstructed are identified in the District's proposed construction plan; (PROJECTS LIST TO BE DEVELOPED AT A FUTURE DATE)]
4. There is a reasonable relationship between the need for the imposition of the fee and the types of development projects upon which the fees shall be imposed for the purpose of the construction or reconstruction of school facilities, in that residential, commercial and industrial

development will generate students who will attend District schools. These students cannot be housed by the District without additional school facilities, or the reconstruction of existing school facilities. The fees will be used to fund all, or a portion of, new school facilities, or to reconstruct existing school facilities.

5. There is a reasonable relationship between the amount of the fee and the cost of the additional or reconstructed school facilities attributable to the development upon which the fee shall be imposed, in that the square footage of these developments has a direct relationship to the number of students that will be generated, and, thus, to the facilities the District must add or reconstruct in order to accommodate the additional students.

6. The District maintains a separate capital facilities account, or fund, as required by Government Code section 66006.

7. There are no other adequate sources of funds to meet the District's school facilities needs occasioned by, and as a direct result of, the construction of new residential and/or commercial/industrial development within the District.

AND BE IT FURTHER RESOLVED that the Board incorporates herein by reference, approves and adopts the Study entitled Level I Developer Fee Study for Richgrove Elementary School District, dated OCTOBER 13, 2016, and prepared by Jack Schreder & Associates, Inc., which documents the need for the fees.

AND BE IT FURTHER RESOLVED that since the Study justifies fees [at] [in excess of] the SAB Authorized Fee Amounts, the District, in accordance with Education Code sections 17620, et and Government Code sections 65995, and the Fee-Sharing Agreement, hereby increases fees in the following amounts:

1. \$ 3.48 per square foot of residential development;
2. \$0.56__ per square foot of commercial or industrial development.

[AND BE IT FURTHER RESOLVED that, pursuant to the Fee-Sharing Agreement, the District shall continue to collect and distribute fees on behalf of the high school district[s] to the extent authorized by the high school district[s].]

[AND BE IT FURTHER RESOLVED that, if the governing board of the high school district has not implemented a fee equal to the SAB Authorized Fee Amounts or the high school district's share thereof, pursuant to the Fee-Sharing Agreement, the District shall have the right to levy and collect fees equal to the greater of: (i) the District's allocated percentage of the SAB Authorized Fee Amounts pursuant to the Fee-Sharing Agreement; or (ii) the total SAB Authorized Fee Amounts less the fees that the high school district has implemented and is entitled to receive pursuant to the Fee-Sharing Agreement. In no event, however, shall the District's fee imposed pursuant to this Resolution exceed the justified fee set forth in the Study. Upon the high school district[s'] implementation of a fee equal to the SAB Authorized Fee Amounts, the District and the high school districts shall resume collection and levy of fees in accordance with their respective percentage allocations as set forth in the Fee-Sharing Agreement.]

AND BE IT FURTHER RESOLVED that the amount collected on behalf of both the District and the high school district[s] pursuant to this Resolution shall not exceed a total of \$3.48__ per square foot for residential development and \$0.56__ per square foot of commercial or industrial development, except as otherwise set forth herein.

AND BE IT FURTHER RESOLVED that the increase in the fee shall take effect sixty (60) days after the date of this Resolution.

AND BE IT FURTHER RESOLVED that the Superintendent of the District, or his or her designee, shall give notice of the Board's action herein to all cities and counties with jurisdiction over the territory of the District in accordance with the requirements of Education Code section 17620 and

17621, requesting that no building permits (or, for manufactured homes and mobile homes, certificates of occupancy) be issued on or after the date which is sixty (60) days after the date of this Resolution, without certification from the District that the fee specified herein have been paid. Said notice shall specify that collection of the fee is not subject to the restriction set forth in Government Code section 66007, subdivision (a) but, pursuant to subdivision (b) of that statute, the fees are to be collected prior to issuance of building permits.

AND BE IT FURTHER RESOLVED that developers of commercial or industrial development be provided the opportunity for a hearing to appeal the imposition of the fee on their developments.

AND BE IT FURTHER RESOLVED that nothing contained or expressed in this Resolution shall be construed to affect the District's authority to increase the fee, enter into agreements with developers, or otherwise adopt or impose, to the extent permitted by law, additional fees, to fully mitigate the impact of residential and/or commercial/industrial development upon the District's school facilities.

AND BE IT FURTHER RESOLVED that, in the event that the Board takes action in the future to adopt an alternative fee pursuant to Government Code section 65995.5 or 65995.7, commonly known as "Level 2" or "Level 3" fees, respectively, in an amount greater than that authorized by this Resolution, this Resolution shall be held in abeyance during the time in which the greater Level 2 or Level 3 fee is authorized. If, for any reason, any future Board action to adopt a greater Level 2 or Level 3 fee ceases to be effective, this Resolution shall then immediately return into effect unless otherwise specified by the Board.

AND BE IT FURTHER RESOLVED that the District's administration is authorized to make expenditures and to incur obligations of the fees for the purposes authorized by law.

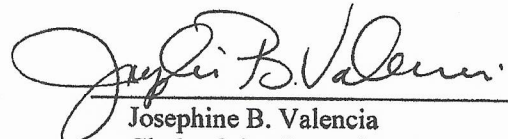
AND BE IT FURTHER RESOLVED that the Board hereby finds that the [adoption of] [increase in] fees hereunder is statutorily exempt from the requirements of CEQA pursuant to Education Code section 17621.

AND BE IT FURTHER RESOLVED that this Board hereby approves the CEQA Notice of Exemption regarding the [imposition of] [increase in] fees and directs the Superintendent, or his or her designee, to file the CEQA Notice of Exemption, together with a certified copy of this Resolution, with the County Clerk of each County in which the District shall collect fees pursuant to Education Code Section 17621.

AND BE IT FURTHER RESOLVED that this Board hereby adopts this Resolution and directs the Superintendent, or his or her designee, to file a certified copy of this Resolution, together with *all* relevant supporting documentation and a map clearly indicating the boundaries of the area subject to the fee, to each city and each county in which the District is situated, pursuant to Education Code section 17621.

This Resolution is adopted this 13th day of October, 2016 by the following vote:

AYE:	Alexandra Guerrero, Hernan Hernandez, Marisela Lopez, Josephine B. Valencia
NOES:	-0-
ABSTENTIONS:	-0-
ABSENT:	Paul Cervantes


Josephine B. Valencia
Clerk of the Governing Board

2015-16 Education Protection Account
Program by Resource Report
Expenditures by Function - Detail

Richgrove Elementary School District

Actual Expenditures 2015-16

Expenditures through: June 30, 2016

For Fund 01, Resource 1400 Education Protection Account

Description	Object Codes	Amount
AMOUNT AVAILABLE FOR THIS FISCAL YEAR		
Adjusted Beginning Fund Balance	9791-9795	312,294.53
Revenue Limit Sources	8010-8099	850,367.00
Federal Revenue	8100-8299	0.00
Other State Revenue	8300-8599	0.00
Other Local Revenue	8600-8799	0.00
All Other Financing Sources and Contributions	8900-8999	0.00
Deferred Revenue	9650	0.00
TOTAL AVAILABLE		1,162,661.53
EXPENDITURES AND OTHER FINANCING USES		
(Objects 1000-7999)		
Instruction	1000-1999	1,030,013.54
Instruction-Related Services		
Instructional Supervision and Administration	2100-2150	0.00
AU of a Multidistrict SELPA	2200	0.00
Instructional Library, Media, and Technology	2420	55,194.19
Other Instructional Resources	2490-2495	0.00
School Administration	2700	0.00
Pupil Services		
Guidance and Counseling Services	3110	0.00
Psychological Services	3120	0.00
Attendance and Social Work Services	3130	0.00
Health Services	3140	0.00
Speech Pathology and Audiology Services	3150	0.00
Pupil Testing Services	3160	0.00
Pupil Transportation	3600	0.00
Food Services	3700	0.00
Other Pupil Services	3900	0.00
Ancillary Services	4000-4999	0.00
Community Services	5000-5999	0.00
Enterprise	6000-6999	0.00
General Administration	7000-7999	0.00
Plant Services	8000-8999	0.00
Other Outgo	9000-9999	0.00
TOTAL EXPENDITURES AND OTHER FINANCING USES		1,085,207.73
BALANCE (Total Available minus Total Expenditures and Other Financing Uses)		77,453.80