

**MINUTES OF THE SPECIAL MEETING GOVERNING BOARD
GUSTINE UNIFIED SCHOOL DISTRICT
JUNE 28, 2017**

TIME AND PLACE

The special meeting of the Gustine Unified School District Board of Education was held on Wednesday, June 28, 2017. The meeting was held in the Board Room, 1500 Meredith Avenue, Gustine, California.

CALL TO ORDER

The meeting was called to order at approximately 6:00 p.m. by Board President Crickett Brinkman. The Board went into Closed Session and reconvened to Open Session at approximately 7:17 p.m.

BOARD MEMBERS PRESENT

Mrs. Crickett Brinkman, Board President, Mrs. Loretta Rose, and Mr. Kevin Cordeiro. Mrs. Pat Rocha was absent.

REPORT FROM CLOSED SESSION

Nothing to Report.

REVISION/ADOPTION/ORDERING OF AGENDA

Mr. Morones would like to add an employee recognition under Reports and Presentations.

APPROVAL OF AGENDA

Mrs. Rose made a motion to approve the agenda as amended, seconded by Mr. Cordeiro. Motion carried, 3-0-1 absent (P.R.).

REPORTS AND PRESENTATIONS

Employee Recognition - Mr. Morones presented Helena Vitorino with a gift for her 30 years of service to the District.

A. School Facility Program SB Facility Funding – Elona Cunningham – Ms. Cunningham presented the over view of the School Facility Program. What the District’s estimate eligibility is, funding that equates to those numbers and what the District needs to do to get in line to potentially access those funds from the state. The School Facility Program is administered by the Office of Public School Construction and the State Allocation Board apportions the funds. There was a bond in November in 2016 for \$9 billion dollars of which \$7 billion is available for K-12 facilities. \$3 billion for new construction, \$3 billion for modernization and \$500,000 for charter and \$500,000 for CTE of which some of the funds were spoken for see list. For new construction, there is currently an estimated \$1.2 billion available. For modernization, there is \$1.9. CTE funding, they have not announced the filing round for those funds. New construction funding is a 50/50 program. The state provides 50% and the District provides 50%. Local funds can come from General Obligated Bonds and capital facility funding that the District may have. The funding is based on either a 5 or 10-year projection in comparison to your capacity. It will show the unhoused pupils and that’s the funding that the District is eligible for. The documents listed are all the documents that are required in order to submit a funding application to the state. This is what the District needs to do to get in line for funding. They will need DSA and CTE

approved plans, CDE site approval, and site development worksheets. Modernization is another program. This program is a 60/40. It provides funding for pupils who are housed in permanent classrooms over 25 years old or portable classrooms over 20 years old. The documents are the same to get in line for modernization state funding. DSA and CDE approved plans are two of the biggest required documents. Another program is Financial Hardship Program. It's for districts who can't provide their share of their match. In order to qualify the first requirement is that the District is collecting maximum developer fees. The next requirement is to meet one of the following; local general obligation bonds previous two years or have issued 60% in debt of the bond in capacity. So some of the future projects may be able to be financial hardship projects because you will meet that 60% threshold. The funding application that is going to be submitted to OPSC next week is the GHS locker room modernization/stadium walkway. That is a reimbursement project. The available capital facilities currently is a little over \$5 million. There is an additional \$4.5 million in bond funds that you may issue at a future date in 2018 for a total available of \$9.5. This presentation also includes the potential proposed projects, including Phase 2 projects. The District would need \$9.6 million dollars plus the cost of the property. This shows that you have more needs than funds. This is where the prioritization comes in, do you want to issue a COP and do more or wait and do more later. She also talked about Phase 3 projects that could potentially be financial hardship projects. Once the bond funds had been expended these could potential be financial hardship projects where the state could pick up the portion of your share that you don't have to contribute. The District needs be commended for all the work they have done to get funds from the state. Mr. Cordeiro asked Elona how much is the District in line for matching now? She replied that the District will be in line for the Phase 1, the locker room project that is a reimbursement project. He asked, "So, we aren't in line right now, for anything?" Elona clarified that the District is not in line for funding right now. In order to get in line you need CDE and DSA to approved plans. They have that for Gustine Phase 1 Modernization Project and she knows that Mitch is working on the plan for all the other projects. Mitch McAllister stated that the locker room building DSA plans were approved, the science building is in DSA, waiting for review. The Middle School gymnasium/multipurpose building is either going in today or tomorrow to DSA. The drawings are complete. The other projects, the classroom buildings, they are waiting DSA fees so the drawings are ready to go to DSA. Once they are in to DSA, DSA reviews them. That's what he's been working on for the last 6-8 months for these drawings to get into DSA, once DSA approves them then they could submit them to the state for funding. The District has had him working on this last year is to get in line for this funding. Mrs. Brinkman asked if they were in first or second review. Mitch answered that they only do one review, then they have comments then they actually go to their office to meet with them until it's done. Once they review the plans, the approval is within 3-4 weeks. It's the waiting for them to review, that's a three-month process. Once they have addressed the states comments, you are the highest priority on approval. Once it's approved they will be submitting to the Department of Education at the same time they do CDE, but they have been very quickly. Mr. Cordeiro stated that he is so confused because he thought that Mitch had told the Board that they were already in line for state funding. Mitch answered "No." Elona suggested they do a summary of all these projects and when they expect to submit the funding application. Mrs. Brinkman also thought they were already in line for state funding. Mr. Cordeiro stated that Mitch had even given them a date, saying that they were in line already and should have the funds by a certain date. Mitch answered, "No, you can't get in line for OPSC until you have DSA approval." Mrs. Brinkman stated that maybe he had submitted it and letting

them know. She wanted to know how far away they were from getting in line. Mitch replied that the locker room is done; the gymnasium and science buildings are in DSA now but waiting for their approval. Once they are approved, Elona could submit them to the state. For the other classrooms we are waiting DSA plan check fees to be paid then they will go in line. Another confusion may have been because eligibility has been filed with the state but it doesn't get you line for funding.

CONSENT AGENDA

Dennis Brazil – Questioned item C.1 Consulting Contract with Curtis D. Pollock (Renewal-Measure P Consultant) saying the District is paying him to consult. There are serious issues with this Bond and getting to renewing a contract with a guy who got us in this mess. Lizett clarified that his role is an accounting facilities consultant. Mr. Pollock has a lot of experience in this role of CBO in many school districts and at the state level. Any invoices for any expenses are sent to him. He reviews them then compiles and balances an expense report to the Districts accounting system. Dennis asked if he was the same consultant that approved the invoices for the Lease Lease Back that were illegal. Lizett answered saying that he approved the invoices. Dennis continued saying that this is the same consultant that approved the invoices that were brought to the District many times and he didn't stop it. You are getting ready to rehire the same consultant who approved the Lease Lease Back Payments going against state law. He wants it noted that the District is getting ready to bring back a consultant that has approved invoices that are not approved by the state system for the bond measure on the Lease Lease Back.

Mr. Cordeiro made a motion to remove C1-Cosultant Contract with Curtis D. Pollock (Renewal-Measure P Consultant) from the Consent Agenda, seconded by Mrs. Rose. Mr. Cordeiro made a motion to approve the Consent Agenda as amended, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.)

INFORMATION

None

COMMUNICATION FROM THE PUBLIC

Dennis Brazil – He wanted to go back to the presentation to say that Mitch was incorrect. Mitch did sit here and tell the Board that you were in line for funding and it should be on a recording from one of the meetings that he attended. The Board had asked him some questions, he was little bit agitated and you guys talked about funding that was in line. He did say you were in line for funding. Tonight he said that the District is not in line at all until it goes to DSA. There are red flags. He has a list that is put together for projects but if those future projects were not approved by this Board then who approved them for the amount of \$1 million. This is what it has gotten them as citizens and some of the members of the Bond Oversight Committee very upset about this process. They aren't here to destroy the Bond Measure. They are here to make sure it's done correctly. He cannot sit back and be silent when Mitch sat here right now and told you the opposite way at a different Board meeting. The District has spent \$1 million on design fees. Somebody approved him to move forward. It is impossible for him to move forward on his own. His advice to the Board is that they find out what is going on with these projects before they keep spending money on a design firm who isn't being honest.

Rich Ford – He stated that the presentation caught him by surprise because the architect said they have already submitted for three projects to DSA and that would use up all the funding from the bond. If you wanted to do the classrooms at the high school you would have to apply for a hardship which may or may not qualify. Those three projects were already made priority by the Board, he is guessing. He doesn't know where the Board Measure P Sub Committee stands in prioritizing projects.

ACTION ITEMS

A. Approval of 2017-2020 LCAP – Mr. Cordeiro made a motion to approve Approval of 2017-2020, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

B. 2017-2018 Budget Adoption – Mrs. Rose made a motion to approve the 2017-2018 Budget Adoption as presented, seconded by Mr. Cordeiro. Motion carried 3-0-1 absent (P.R.).

C. GMS 2017-18 Student Handbook – Mr. Cordeiro made a motion to table the GMS Student Handbook, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).

D. GMS Purchase of Computers – Mr. Cordeiro made a motion to approve the Board of Education approve the GMS Purchase of Computers, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

E. 2017-2018 GHS Student Handbook and Athletic Code Updates – Mr. Cordeiro made a motion to approve the 2017-2018 GHS Student Handbook and Athletic Code Updates, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

F. Chromebooks and Carts for GES – Mrs. Rose made a motion to approve Chromebooks and Carts for GES, seconded by Mr. Cordeiro. Motion carried 3-0-1 absent (P.R.).

G. Resolution No 2016-17-09 Constituting Order of Election To Fill School Board Trustee Area #5 Vacancy – Mr. Cordeiro made a motion to approve Resolution No 2016-17-09 Constituting Order of Election To Fill School Board Trustee Area #5 Vacancy, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).

H. GUSD Requisition to Office Depot – Mr. Cordeiro made a motion to approve GUSD Requisition to Office Depot, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

I. GES Requisition to Southwest School Supply – Mrs. Rose made a motion to approve GES Requisition to Southwest School Supply, seconded by Mr. Cordeiro. Motion carried 3-0-1 absent (P.R.).

J. Appointment of Board Measure P Sub Committee Members – Mr. Cordeiro made a motion to approve the Appointments of Board Measure P Sub Committee Members 1. Jarrett Martin, 2. Rich Ford, 3. Andrew Bloom, 4. Leonard Acosta, 5. Loretta Rose (Board Member), seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).

K. 2017-2018 Consolidated Application for Funding (Title I, II, III, V, and EIA) – Mr. Cordeiro made a motion to approve the 2017-2018 Consolidated Application for Funding (Title I, II, III, V, and EIA), seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).

L. 2017-2018 Paid lunch Equity (Lunch Price Increases) – Mr. Cordeiro made a motion to approve 2017-2018 Paid Lunch Equity Adjustments (Lunch Prices), seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

M. Appointment of Measure P Bond Oversight Committee Vacancy – Mr. Cordeiro made a motion to appoint Mr. Cota R. Howell Sr. as a member of the Bond Oversight Committee, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

N. Measure P – DSA Requirements – Mr. Cordeiro questioned if the Board has approved these projects. The Board would like more information on projects that have been Board approved.

Dennis Brazil – If you did not approve this project list then it doesn't belong on this agenda item. If these projects, every one of them, were not approved on the Measure P Bond Measure that went to the taxpayers it does not belong on the agenda. He is not criticizing that these things need to be done but this is what started all of this and if you don't go back and look to see exactly what was approved and exactly what you have authority as a Board to do; you're going to put yourself in the position that started all of these issues. He doesn't believe that all of these are on the project list. Somebody authorized these projects to move forward. So who was it? If it wasn't the Board then it had to have been the superintendent. They're the only two bodies to have authority to do it. He understands that the District is trying to get more bond money but getting more bond money in the unorthodox way of not doing it by state law is going to put you guys in the same position that started all of these issues. His recommendation is to table this item to make sure that what this Board is getting ready to approve is what the voters approved and what this Board has already approved.

Jarrett Martin – We just watched a presentation and it looks like we are going to get \$10 million in state matching funds. He's looking at something that states \$24 million project from California Design. There is a big problem with this. First, we spend \$5 million out of \$14 million. We are in line to get \$1.1 million of it back potentially. So let's say you spent \$4 million. You are about to approve a multipurpose room for GMS. Seems like whatever path the architect was on is that we have to get whatever project we can do, designed so that we can get in line for funding. The multipurpose room does not get matching funds because it doesn't have any pupils' quantity to it. The estimate in this is \$3.8 million. The original estimate for the locker rooms was about 1.5 million and it ended up being doubled. If the multipurpose doubles from the \$3.8 million to \$7.6 million then add \$4 million to that it will only leave \$3 million dollars to spend. That means that the max matching funds that the District will get is \$1 million from the locker room and the football stadium plus a potential \$4 million and that's all that is left in bond funding. Then the District is stuck on the hook for that hardship funding that they don't even know if they are eligible for or what's going to happen with that. He doesn't know if this changes the whole triggers with the 60% because you are changing what you are doing here. He isn't criticizing if they need to approve the multipurpose room. It was actually something that was on the bond but the fact that it was pushed ahead of the classrooms on the design portion,

that's a big problem. He's with Dennis, who approved going through with that. The second thing is about the Phase 2 Master Plan. He is talking about potentially not having money to build classrooms and update fire alarms and you are paying somebody a lot of money to come here and design moving the football field putting parking spaces there and putting the football field where the baseball field is and then putting the baseball field in the new facility. Why is the District paying for that? You don't have remotely enough money to go through that process. You can't even get the classrooms that you want to do finalized. We going to run out of money before we get there and we are paying someone to design that. That's a big problem. If he is doing it on his own because he thinks that's what's best for the District we need to cut that off. Is the Board in favor of spending the money in designing this portion with Measure P funds? It's getting out of hand.

Sherri Marsigli – Her issue is that as a property owner her understanding is that bond money was going to be taken out of her pocket to fix a hundred year old high school and to do other things like possibly build classrooms and multipurpose rooms. The biggest thing was to fix the high school. All of a sudden, you have an architect charging hundreds and thousands of dollars to draw a pie in the sky pictures and to convince you to take her money out of her pocket and pay these guys to get in line for matching funds. That was not told to this community. That's great if you could do that. She thinks everybody's biggest problem is nobody has heard from the Board to say here is what you voted on, here is the verbiage of what you voted for at each site and this is what we are going to do first and this is what it's called on the bond. This is what you voted on and this is what we are going to do with it, second, third, fourth. So when they come up with these grand pictures and say you need to get in line for more money. For you to use bond money just to get in line for more money and not getting stuff done that needs to be done from the bond is not going over well with the community. If you do the math that Jarrett is doing what you are being told is wonderful and going to happen is not what's going to happen. She thinks it would be prudent to sit down, look at it line by line, and figure out exactly what you would get in matching funds.

Andrew Bloom – He thinks that the Board need to ask themselves three important questions:
1. Did you authorize the architect to move forward with these projects?
2. Have you seen the plans? If you've seen them in good faith and wish to move forward then that's a different story.
3. Will you continue to allow bond money to be spent on projects that are not approved? He knows for a fact that the elementary classroom are not on the bond. He respectfully asked the Board to table this item until July and you have a newly appointed Board Sub Committee that its purpose is to look into this for you.

Mrs. Rose made a motion to table Measure P – DSA, Requirements, seconded by Mr. Cordeiro. Motion carried 3-0-1 absent (P.R.).

O. Provisional Internship Program (PIP) – Voting separately on each

1. Duran, Jennifer – Mr. Cordeiro motioned to approve Jennifer Duran, seconded by Mrs. Rose. Motion carried 3-0-1 absent (P.R.).

2. Okamoto, Jennifer - Mr. Cordeiro motioned to approve Jennifer Okamoto, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).
3. Lopez, Sabrina - Mr. Cordeiro motioned to approve Sabrina Lopez, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).
4. Maciel, Tiffany - Mr. Cordeiro motioned to approve Tiffany Maciel, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).
5. Beevers, Craig - Mr. Cordeiro motioned to approve Craig Beevers, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).
6. Johnson, Kayla - Mr. Cordeiro motioned to approve Kayla Johnson, seconded by Mrs. Brinkman. Motion carried 3-0-1 absent (P.R.).

P. Revised Board Policy /Administrative Regulation 3551 Food Service Operations/Cafeteria Fund – Payments for Meals – Mrs. Brinkman stated that this policy should be added in the student handbooks and posted on the District Website. Lizett will also distribute the policy with the applications. Mrs. Rose made a motion to approve the Board of Education approve the Revised Board Policy/ Administrative Regulation 3551 Food Service Operations/Cafeteria Fund – Payments for Meals, seconded by Mr. Cordeiro. Motion carried 3-0-1 absent (P.R.).

ADVANCED PLANNING

- A. Special Board Meeting in July (no date set yet)
- B. Regular Board Meeting, August 9, 2017 @ 6:00 p.m.

ADJOURNMENT

Mrs. Rose made a motion to adjourn the meeting, seconded by Mr. Cordeiro. Motion carried, 3-0-1 absent (P.R.). Meeting adjourned at 9:26 p.m.

APPROVED AND ADOPTED

Loretta Rose, Clerk