

MINUTES
BOARD OF EDUCATION MEETING
LA MESA-SPRING VALLEY SCHOOL DISTRICT
REGULAR MEETING: September 4, 2012

The meeting was called to order at 6:33 p.m. at the Education Service Center by the President, Mr. Baber.

Board members present: Baber, Duff, Halgren, Turner, Winet

Board members absent: None

Staff members present on assignment: Bender, Marshall, Martinez, Walker

CLOSED SESSION

At 6:34 p.m. the President called for a closed session to conference with legal counsel regarding anticipated litigation (2 cases).

Board members Baber, Duff, Halgren and Winet; the Superintendent; Assistant Superintendents Human Resources and Learning Support; Attorney Daniel Shinoff, Stutz Artiano Shinoff & Holtz; and Lisa Jensen, S.D. County Office of Education JPA, adjourned to the session, which was held in the Boardroom.

The President adjourned the closed session at 6:59 p.m.

The President reconvened the meeting at 7:05. p.m.

Board members present: Baber, Duff, Halgren, Turner, Winet

Board members absent: None

Staff members present on assignment: Bender, Marshall, Martinez, Walker

The President led the Pledge of Allegiance to the Flag.

It was moved by Turner, seconded by Halgren, and carried unanimously to approve the minutes of the regular meeting of August 21, 2012 as presented.

COMMUNICATIONS

Information from San Diego County Taxpayers Association regarding *Alternative Funding Methods for School District General Obligation Bonds*

2011-12 Unaudited Actuals Financial Report

San Diego County Taxpayers Association PowerPoint on *School Bond Financing*

CALL TO ORDER

ESTABLISHMENT OF QUORUM

CLOSED SESSION

REGULAR MEETING

ESTABLISHMENT OF QUORUM

PLEDGE OF ALLEGIANCE

MINUTES
Approved as presented

COMMUNICATIONS

Materials from S.D. Co. Taxpayers Association

Unaudited Actuals Report

S.D. Co. Taxpayers Assn. PowerPoint

2011-12 Unaudited Actuals PowerPoint

Unaudited Actuals PPT

Memo from the Superintendent regarding Emergency Work at the Operations Center

B. Marshall, Supt.
Emer. Work at Op. Center

Memo from Karen Walker, Assistant Superintendent, Learning Support, regarding Middle School Performing Arts

K. Walker, Asst. Supt., LS
MS Performing Arts

AGENDA

AGENDA

It was moved by Turner, seconded by Halgren, and carried unanimously to approve the agenda as revised and move Item R-1 (S.D. County Taxpayers' Assn. Presentation) to approximately 7:30 p.m. in order to accommodate the S.D. County Taxpayers' Assn. representative who was expected to arrive at that time.

Approved as revised

HEARING SESSION

HEARING

The President announced a hearing for anyone who wished to address the Board on any topic relating to public education.

Monica Fernandez, DAC Chair, introduced herself to the Board. She stated she will work to increase representation from the schools and invited the Board to DAC meetings.

M. Fernandez, DAC Chair
Introduction to Board

Jennifer Bradford, President, Teachers Association, announced the passing of Proposition 30 would have a positive financial impact on the District. She distributed a copy of a proposed resolution and encouraged the Board to publicly support Proposition 30 by placing it on the next agenda.

J. Bradford, President,
Teachers Association
Support of Prop. 30

Jay Steiger, District parent, announced that he is concerned that there will possibly be additional budget cuts on top of other cuts and encouraged the Board's support regarding Propositions 30 and 38.

J. Steiger, District parent
Support of Props. 30 and 38

It was moved by Turner, seconded by Duff, and carried unanimously to move Business and Human Resources items prior to the R-1 Report.

AGENDA CHANGE

NEW BUSINESS

NEW BUSINESS

It was moved by Duff, seconded by Winet, and carried unanimously to approve the following:

Consent Calendar
Approved as modified

Ratification of Purchase Orders G040579 through G40748 totaling \$286,071.28

Purchase Orders

Warrants August 9 through August 20, 2012 totaling \$367,195.73

Warrants

Zero (0) checks have been processed since the last Board meeting

Revolving Cash Fund
Reimbursements from the
General Fund

It was moved by Winet, seconded by Duff, and carried unanimously to reject claim from an attorney representing a parent of a student at Lemon Avenue Elementary School and refer to District's insurance carrier for disposition.

Claim
Rejected

It was moved by Halgren, seconded by Duff, and carried unanimously to reject claim from a parent stating her child was injured in a District bus accident.

Claim
Rejected

It was moved by Halgren, seconded by Turner, and carried unanimously to adopt Resolution 12-13-07, Adopting the Gann Limit.

**Res. 07, Adopting Gann
Limit**
Adopted

HUMAN RESOURCES RECOMMENDATIONS

It was moved by Halgren, seconded by Winet, and carried unanimously to approve standard Human Resources recommendations as amended to include four additional Lecturer/Presenter and/or Short-Term Employment forms.

**Human Resources
Recommendations**
Approved as amended

REPORTS OF OFFICERS OF THE BOARD

REPORTS

The use of Capital Appreciation Bonds (CABs) as a funding tool for school district General Obligation Bonds has been widely discussed and publicized in the local media. The Board discussed CABs briefly during the meeting of August 21, 2012. Chris Cate, Vice President, San Diego County Taxpayers' Association, discussed Capital Appreciation Bonds and responded clarifying questions.

S.D. County Taxpayers'
Association Presentation
regarding Capital
Appreciation Bonds

As part of the action item below, Dan McAllister, S.D. County Treasurer/Tax Collector, identified CAB characteristics and listed suggested guidelines when considering debt financing that includes CABs.

Dan McAllister, S.D.
County Treasurer/Tax
Collector

President Baber introduced into the record an amended draft policy and the S.D. County Treasurer/Tax Collector's August 21, 2012 letter, attached.

President Baber called on Jerry Lecko, Chair of the District's Citizens' Bond Oversight Committee (CBOC), who was in the audience, and asked his opinion regarding a proposal to put more review on the CBOC. Mr. Lecko was in favor of different eyes reviewing bond financing methods and suggested a presentation similar to the one by the Taxpayers Association be given to the CBOC.

The Board thanked Chris Cate and Dan McAllister for their presentations.

NEW BUSINESS (cont.)

NEW BUSINESS (cont.)

It was moved by Winet, seconded by Duff, and carried unanimously to amend the policy by adding the additional points as suggested by President Baber as follows:

**New Board Policy:
7214.1, GO Bonds
& Other Open Market
Financing Methods**
Adopted

Under #1: Provide the District Board and voters with additional transparency outlining the financial impact of the “deferred” payment structure of CABs and the future cost implications to taxpayers.

Under #3: Consult with the Treasurer-Tax Collector’s office to review the school district bond resolutions that are to be presented to any San Diego County school district board and County Board of Supervisors prior to submission and approval.

Under #4: Structure a debt repayment ratio for CABs to be no greater than 4:1 such that it does not result in excess ratios being used to finance debt. (See attached guidelines for further direction).

Under #6: Provide written confirmation to the County that “reasonable” assumptions for growth in assessed values have been used to determine the size of the GO bond financing.

Under #8: Prior to any future legislative changes on this matter, provide a written statement signed by the School Board and Superintendent of Record to the County TTC approving the use of CABs for term structures longer than 25 years.

It was moved by Halgren, seconded by Winet, and carried unanimously to change wording in paragraph 3 from “San Diego County school district board and County Board of Supervisors” to “San Diego County Superintendent of Schools” in order to be consistent with Education Code.

Change in Wording

It was moved by Halgren to add wording in Item 10 regarding *...review of the District’s Citizens Bond Oversight Committee* “if one exists.” After discussion, Halgren agreed to withdraw her motion.

It was agreed the policy would be posted to the District website.

REPORTS OF OFFICERS OF THE BOARD (cont.)

REPORTS (cont.)

On June 19, 2012, the Board adopted the 2012-13 District budget. At that time the actual revenues and expenditures for 2011-12 were estimated until the fiscal year was closed. Education Code 42100 requires districts to approve the prior year Unaudited Actuals Financial Report. Brian Marshall, Superintendent; and Robyn Adams, Director, Fiscal Services, presented the 2011-12 Unaudited Actuals Financial Report and responded to clarifying questions.

2011-12 Unaudited Actuals
Financial Report

NEW BUSINESS (cont.)

NEW BUSINESS (cont.)

It was moved by Winet, seconded by Halgren, and carried unanimously to approve the Unaudited Actuals Financial Report for Fiscal Year 2011-12.

**2011-12 Unaudited
Actuals Financial Rpt.**
Approved

It was moved by Halgren, seconded by Winet, and carried unanimously to adopt Resolution 12-13-08, to Identify the Amount of Budget Reductions Needed in 2013-14 and 2014-15 and to Require that a List of Budget Reductions for 2013-14 be included in the 2012-13 First Interim Report.

**Res. 08, to Identify the
Amount of Budget
Reductions**
Adopted

**ANNOUNCEMENTS, REPORTS, COMMUNICATIONS
FROM THE BOARD**

Mrs. Halgren announced that the *La Mesa Courier* is looking for positive stories from the District.

Mr. Baber announced the annual La Mesa Environmental Fair is coming up and requested that the District once again distribute flyers through Extended School Services.

Mr. Baber additionally announced the District/City Joint Use Steering Committee will meet on October 3.

Mr. Winet announced that Board members are excited about the recent test scores accomplished by everyone in the District and recognized not only classified staff and teachers, but also students.

Member Turner announced she celebrates the data and reiterated that staff and students are doing a good job ensuring children's success.

The Superintendent announced that Kevin Gordon and Jerry Gross with the search firm will start to meet with stakeholders to get input on the Assistant Superintendent, Business position and asked any Board member who is interested to contact his office.

At 8:55 p.m. the President announced a recess.

CLOSED SESSION

CLOSED SESSION

At 9:06 p.m. the President called for a closed session to discuss negotiations with LMSV Teachers Association, California School Employees Association (CSEA), and Administrators Association and Other Unrepresented Bargaining Groups.

Board members Baber, Duff, Halgren and Winet; and the Superintendent; Assistant Superintendents Human Resources and Learning Support adjourned to the session, which was held in the Boardroom.

The meeting was adjourned at 9:29 p.m.

Brian Marshall, Secretary to the Board of Education

Approved and ordered into the proceedings of the District at the next regular meeting of the Board of Education to be held September 18, 2012.

Penny Halgren, Clerk of the Board of Education