

RIVERSIDE COUNTY BOARD OF EDUCATION
3939 THIRTEENTH STREET • P.O. BOX 868 • RIVERSIDE, CA 92502-0868

**REGULAR MEETING
MINUTES**

June 8, 2011

8:30 a.m., Riverside County Office of Education, 3939 Thirteenth St., Riverside, CA 92501

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY

With at least 48 hours notice, any individual with a disability who requires reasonable accommodation to participate in a Board meeting, may request assistance by contacting the Administrative Assistant to the Board of Education at 3939 Thirteenth St., Riverside or by calling (951) 826-6674.

OPENING PROCEDURES

1. **CALL TO ORDER**

The Regular Meeting of the Riverside County Board of Education was called to order by President Gibbel at 9:09 a.m.

2. **PLEDGE OF ALLEGIANCE**

Member Toledo led the Pledge of Allegiance.

3. **ESTABLISHMENT OF A QUORUM**

County Board of Education Members

Mrs. Betty Gibbel, President, Trustee Area 4

Mrs. Lynne D. Craig, Vice-President, Trustee Area 2

Mr. Gerald Colapinto, Trustee Area 1 - *Present from 9 a.m. to 1 p.m*

Dr. Lisa Conyers, Trustee Area 3 - *Present from 9 a.m. to 2:24 p.m.*

Dr. Vick Knight, Jr., Trustee Area 7

Dr. Adolfo Mediano, Jr., Trustee Area 5

Mrs. Elizabeth R. Toledo, Trustee Area 6

4. **PUBLIC COMMENTS**

This item is placed on the Agenda so that members of the audience have an opportunity to speak to any item on the Agenda or regarding subjects or concerns that do not appear on the Agenda. Any person wishing to speak is requested to complete the "Request to Address the Board" form found at the back of the room and to bring it forward to the Board Secretary. Each person wishing to address the Board will be limited to ***five minutes***. Board Bylaw 9323 limits the total time for public input on each item, subject, or concern to 20 minutes. Government Code Section 54954.2 and Education Code Section 35145.5 prohibit the Board of Education from discussing or acting upon matters not on the Agenda.

Members of the public provided comments in opposition of administrative changes occurring at the Coachella Valley Unified School District.

5. **ITEM #5 - APPROVAL OF AGENDA**

It was moved by Member Knight and seconded by Member Conyers that the agenda be approved with a change in order of the first four action items.

7 Ayes.

Motion adopted.

CONSENT AGENDA ITEMS

Consent Agenda Items #6-8 are considered routine and may be enacted by a single motion. It was moved by Member Craig and seconded by Member Mediano that the consent agenda items be approved as presented.

7 Ayes.

Motion adopted.

6. APPROVAL OF MINUTES

- Minutes of the Regular Meeting of the Riverside County Board of Education, May 11, 2011

7. PERSONNEL SERVICES

- The Riverside County Superintendent of Schools recommended that the Board approve the Certification List #CL 6-11 (Temporary County Certificates) as presented.

8. DONATIONS

- Monetary and gift card donations donated to Resource and Referral: \$456 from RCOE Spirit Day; \$819 in personal donations; \$776.30 in groceries from Vons food drive event; \$180 in gift cards from various retail stores. In addition, the following were donated during the 2010 holiday season for families: 200 mini giveaway items; 119 articles of clothing; 565 games/toys/books/sports gear; and \$940 in gift cards. Requesting approval to spend these funds to purchase food, gifts, activities, etc. for past and future gift drives and events.
- Donation in the amount of \$300 in memory of retired Perris Elementary School District Superintendent William C. Bonngard Jr. for the Perris Head Start Program.

PUBLIC HEARING

1. PUBLIC HEARING #1 – ON TIER III CATEGORICAL FUNDING

Education Code Section 42605(c)(2) provides that school districts and county offices of education may use funding that is provided for "Tier III" categorical programs for "any educational purpose." In order to use this categorical flexibility, the Board is required to hold a public hearing on the proposed use of Tier III program funding, and approve the proposed uses. Riverside County Office of Education receives funding for 17 Tier III categorical programs as shown in the supporting document, and continues to use the funding for purposes that are consistent with the original program purposes. Under action session, the Board may discuss the use of Tier III categorical flexibility, and then approve or disapprove the proposed uses.

There were no requests to address the Board.

2. PUBLIC HEARING #2 – ON 2011-12 ANNUAL BUDGET

Pursuant to Education Code Section 1620, a public hearing is being held prior to the adoption of the 2011-2012 Riverside County Office of Education Annual Budget. Public Notice on the hearing was published in the May 20, 2011 edition of the Press Enterprise newspaper. The proposed budget was made available for public inspection at the Riverside County Office of Education, 3939 Thirteenth Street, Riverside, California.

There were no requests to address the Board.

ACTION

1. APPROVAL OF EXPULSION WRITTEN DECISION #040311E

It was moved by Member Craig and seconded by Member Toledo that the Riverside County Board of Education approve the Written Decision on Expulsion #040311E as submitted by legal counsel.

6 Ayes: Members Colapinto, Conyers Craig, Gibbel, Knight and Toledo.

1 Nay: Members Mediano

Motion Adopted.

2. **RIVER SPRINGS MATERIAL AMENDMENT TO CHARTER PETITION**

River Springs is seeking a material amendment to their charter to include changes in and additions to facility location(s).

It was moved by Member Craig and seconded by Member Knight that the decision of the Riverside County Board of Education is to approve the material amendment as presented.

7 Ayes.
Motion Adopted.

3. **RESOLUTION NO. 28-11, RECOGNITION OF BETTY G. GIBBEL**

Betty G. Gibbel, President of the Riverside County Board of Education, has submitted her resignation after 35 years of exceptional service to the county in that capacity. The board will take action related to this Board Resolution in recognition of Ms. Gibbel's service. Members of the Riverside County Board of Education and the Riverside County Superintendent of Schools would like to make a special presentation to Ms. Gibbel following the board's formal action on this resolution.

It was moved by Member Colapinto and seconded by Member Knight that Resolution No. 28-11 be approved as presented.

7 Ayes.
Motion Adopted.

4. **IMAGINE SCHOOLS, RIVERSIDE COUNTY PETITION FOR A COUNTY-WIDE CHARTER SCHOOL**

A petition regarding the proposed Imagine Schools, Riverside County was presented to the Riverside County Board of Education for the establishment of a countywide charter school. A public hearing on the matter was held on May 11, 2011. The board took action to approve or deny the charter school petition.

In the case of a petition for a countywide charter school, both approval and denial must be based on findings of fact. Riverside County Superintendent of Schools staff recommends that the Board, based on the content of the Charter Petition, information presented at Board meeting, the Staff Report and a review of the Findings of Fact presented in the report, take one of the following actions:

It was moved by Member Craig and seconded by Member Mediano that the Riverside County Board of Education adopt the Findings of Fact:

1. That the educational services to be provided by the charter school will offer services to a pupil population that will benefit from those services.
2. That the educational services to be provided by the charter school will offer services to a pupil population that cannot be served as well by a charter school that operates in only one school district in the county.
3. That granting the charter is consistent with sound educational practice; and
4. That the charter school has a reasonable justification for why it could not be established by petition to a school district pursuant to Section 47605.

5 Ayes: Members Colapinto, Craig, Gibbel, Knight and Mediano.
2 Nays: Members Conyers and Gibbel
Motion Adopted.

It was also moved by Member Craig and seconded by Member Toledo that the Riverside County Board of Education grant the Imagine Charter School Petition for a period of 3 years, commencing with the 2011-12 school

year, with the condition that, prior to commencement of operations, the school and the county office enter into a mutually agreeable MOU to address staff concerns identified in the staff report.

4 Ayes: Members, Craig, Knight, Mediano and Toledo.

2 Nays: Members Conyers and Gibbel

Absent: Member Colapinto

Motion Adopted.

In addition, members of the public provided comments related to the charter. In support were: Cesar Guevara, Claudia Figueroa,, Elizabeth Djalivandi, Tizoc Deaztlan, Amalia Deaztlan, and Sandra Ramirez.

In opposition were, Jamie Brown, Darryl Adams, Michael Fine, , Dr. Paul Grafton, Sukhi Sandha, and Fran Perry.

CLOSED SESSION: EXPULSION APPEAL

1. CLOSED SESSION – EXPULSION APPEAL HEARING #050411E

After meeting in Closed Session from 12:05 pm to 12:45 pm., to hear Expulsion Appeal #050411E, Open Session was called to order at 1:00 p.m.

It was moved by Member Toledo and seconded by Member Mediano that the decision of the Riverside County Board of Education in Expulsion Appeal Case #050411E is to **AFFRIM** decision of the Governing Board of the Murrieta Valley Unified School District.

7 Ayes.

Motion adopted.

INTERDISTRICT TRANSFER APPEALS

1. INTERDISTRICT ATTENDANCE APPEAL – MOJDA MORADI

An Interdistrict Transfer Appeal Hearing was requested for Mojda Moradi from the Menifee Union School District to the Murrieta Valley Unified School District for the 2011-12 school year.

It was moved by Member Conyers and seconded by Member Toledo that the Interdistrict Transfer for **Mojda Moradi** be granted for the 2011-12 school year.

6 Ayes: Members Conyers, Craig, Gibbel, Knight, Mediano and Toledo

Absent: Member Colapinto

Motion adopted.

2. INTERDISTRICT ATTENDANCE APPEAL – DANIEL ADELSPERGER

An Interdistrict Transfer Appeal Hearing was requested for Daniel Adelsperger from the Menifee Union School District to the Murrieta Valley Unified School District for the 2011-12 school year.

It was moved by Member Conyers and seconded by Member Toledo that the Interdistrict Transfer for **Daniel Adelsperger** be granted for the 2011-12 school year.

6 Ayes: Members Conyers, Craig, Gibbel, Knight, Mediano and Toledo

Absent: Member Colapinto

Motion adopted.

3. INTERDISTRICT ATTENDANCE APPEAL – AMAYA CARRASCO

This item was tabled to the July 13, 2011 meeting of the Riverside County Board of Education.

RECESS

Lunch from 1:40 pm to 2:15 pm.

PUBLIC HEARING

3. **PUBLIC HEARING #3– RIVERSIDE COUNTY EDUCATION ACADEMY CHARTER SCHOOL PETITION**
Pursuant to Education Code 47605.5, Riverside County Education Academy submitted a petition for a charter school to the Riverside County Board of Education, a public hearing will be held pursuant to Education Code 47605 (b) at which time the board shall consider the level of support for the petition by teachers, other employees, and parents.

There were no comments by the public.

ACTION

5. **APPROVE COUNTY SUPERINTENDENT SALARY SCHEDULE**
In accordance with Education Code Section 1290, it is proposed that the Riverside County Board of Education approve a salary schedule for the Riverside County Superintendent of Schools containing the same number of steps and at the same percentage intervals as contained in all RCOE certificated and classified Management employee's salary schedules, that the superintendent's 2007-2008 salary, less four furlough days (superintendent's current salary) become step four on the salary schedule effective immediately, and that movement on the superintendents salary schedule follow the same movement as RCOE management employee groups. Additionally, whenever RCOE management employees have their total annual compensation decreased or increased by any percentage or amount in addition to step movement, the superintendent's total annual compensation will also decrease or increase by the same percentage or proportionate amount.

It was moved by Member Colapinto and seconded by Member Craig that the county superintendent's salary schedule as presented. In addition, the Riverside County Superintendent of Schools will annually provide a report to the Riverside County Board of Education of the accomplishments of the Riverside County Office of Education. Additionally, at such time as the current county superintendent is no longer in the position of Riverside County Superintendent of Schools, the successor county superintendent will be placed at step one on the Riverside County Superintendent of Schools' salary schedule in effect at that time..

7 Ayes.

Motion Adopted.

6. **TIER III CATEGORICAL FUNDING APPROVAL**
The Riverside County Office of Education receives funding for 17 Tier III categorical programs and continues to use the funding for purposes that are consistent with the original program purposes. Education Code Section 42605(c)(2) provides that school districts and county offices of education may use funding that is provided for "Tier III" categorical programs for "any educational purpose." The Board has held a public hearing on the proposed use of RCOE's Tier III program funding.

It was moved by Member Craig and seconded by Member Conyers that the decision of the Riverside County Board of Education is to approve the proposed uses of the Tier III categorical funding as presented in supporting documents.

6 Ayes: Members Conyers, Craig, Gibbel, Knight, Mediano and Toledo.

1 Absent: Member Colapinto

Motion Adopted.

7. **ADOPTION OF THE 2011-2012 ANNUAL BUDGET**

Pursuant to Education Code Section 1620, a public hearing was held prior to the adoption of the 2011-2012 Riverside County Office of Education Annual Budget. Public Notice on the hearing was published in the May 20, 2011 edition of the Press Enterprise newspaper. The proposed budget was made available for public inspection at the Riverside County Office of Education, 3939 Thirteenth Street, Riverside, California.

It was moved by Member Craig and seconded by Member Mediano that the decision of the Riverside County Board of Education is to approve the 2011-2012 Annual Budget as presented.

6 Ayes: Members Conyers, Craig, Gibbel, Knight, Mediano and Toledo.

1 Absent: Member Colapinto

Motion Adopted.

INFORMATION/DISCUSSION ITEMS

1. Alternative Education Update

This item has tabled the July 13, 2011 meeting of the Board of Education.

2. Career Technical Education Update

This item has tabled the July 13, 2011 meeting of the Board of Education.

3. Fiscal Update

Mr. Rollin Edmunds reviewed the fiscal updated as of May 22, 2011.

4. Facility Update

Mr. Tom Johnson reviewed presented the Facility Update

5. Legislative Update

A written legislative update was provided to the Board for review.

6. Introduction of Issues That May Be Addressed at Future Meetings

No issued were addressed.

7. President/Board Member/Superintendent Comments

Member Toledo noted that she attended her first RCOE graduation which she enjoyed very much and also shared that she has been invited to visit the White House this month.

ADJOURNMENT

The meeting was adjourned in Open Session at 2:55 pm.

NEXT MEETING

*SPECIAL MEETING * Wednesday, June 15, 2011, 9:00 am. – Board Room, 3939 Thirteenth St., Riverside, CA 92501

RCBE MEETINGS:

July 13, 2011 – 9 a.m., Riverside County Board of Education Organizational Meeting – Riverside

August 17, 2011 – 5:00 p.m., Riverside County Board of Education Meeting – Riverside

September 14, 2011 – 9 a.m., Riverside County Board of Education Meeting – Riverside

October 12, 2011 – 9 a.m., Riverside County Board of Education Meeting – Riverside

November 9, 2011 – 9 a.m., Riverside County Board of Education Meeting – Riverside

December 14, 2011 – 9 a.m., Riverside County Board of Education Meeting – Indio