

VENTURA COUNTY BOARD OF EDUCATION

The Board Meeting will be held
at the Administrative Services Center, Conejo Room
5189 Verdugo Way, Camarillo
(805) 383-1900

REGULAR BOARD MEETING

AGENDA NO. 07-11

Date: June 8, 2007

OPEN SESSION 8:00 a.m. ±

Times are approximate and are provided for convenience only.
Open Session items may be re-ordered.

**Speaker requests will be accepted 5 minutes prior to the item coming up on the agenda.
Adjournment will be no later than 11:00 a.m. (Unless extended by Board Action)**

A. CALL TO ORDER

1. Pledge of Allegiance.
 Moment of Reflection.
2. Roll Call and Acknowledgment of Guests.
3. Approval of Agenda.

B. PUBLIC COMMENTS

(Speaker request forms will only be accepted up to 15 minutes after opening call to order.)

C. CLOSED SESSION

1. Conference with Legal Counsel
 Anticipated Litigation per Government Code Section 54956.9, Subdivision (b)
 resulting from Interdistrict Transfer Appeal Hearings.

D. REPORT OF ACTION TAKEN IN CLOSED SESSION

1. Report of Action Taken in Closed Session.
2. DISCUSSION / ACTION regarding Prior or Future Interdistrict Transfer Appeals Pertaining to School District of Choice
The Board will review prior action taken to deny interdistrict transfer appeals pertaining to Fillmore Unified School District.

E. HEARINGS

1. Interdistrict Attendance Appeal Case No. 443.
AGUILERA (Ventura Unified School District)
2. Interdistrict Attendance Appeal Case No. 444.
CARPENTER (Ventura Unified School District)
3. Interdistrict Attendance Appeal Case No. 445.
KHAN (Hueneme Elementary School District)
- 4.a. Information from Fillmore Unified School District Regarding Interdistrict Attendance Appeals.
4. Interdistrict Attendance Appeal Case No. 446.
SCHOTT (Fillmore Unified School District)
5. Interdistrict Attendance Appeal Case No. 447.
O. ROSTEN (Fillmore Unified School District)
6. Interdistrict Attendance Appeal Case No. 448.
T. ROSTEN (Fillmore Unified School District)
7. Interdistrict Attendance Appeal Case No. 449.
GALVAN (Fillmore Unified School District)
Siblings, elected to be heard as one case
8. Interdistrict Attendance Appeal Case No. 450.
CASAREZ (Fillmore Unified School District)
Siblings, elected to be heard as one case

F. PRELIMINARY

1. Approval of Minutes of Special Meeting of May 21, 2007 (Budget Study Session).
2. Approval of Minutes of Regular Meeting of May 21, 2007.

G. CORRESPONDENCE

(Correspondence addressed specifically to the Ventura County Board of Education. Correspondence addressed to individual Board members will be delivered/mailed to them directly.)

1. E-mails from the Neighborhood First Association, dated May 16, 2007, titled, "Impact of Consolidation on the LSOS Neighborhood."
2. E-mail from Mary Louise Peterson and Dean Kunicki to Board members regarding the May Revise.

H. PRESIDENT'S AND BOARD MEMBERS' REPORTS

(Reports by Board members regarding their individual activities affecting the Office pursuant to Govt. Code Sec. 54954.2(a)).

1. Upcoming Events
June 11 Boswell Graduation, 6:00 p.m.
June 12 Little Phoenix BBQ & Graduation, Los Senderos, 5:30 – 7:30 p.m.
June 13 Phoenix Banquet & Graduation, Freedom Center, 6:00 p.m.
June 14 Gateway Graduation, Conejo Room, 6:00 p.m.

I. SUPERINTENDENT'S REPORT

(The Superintendent will report on the activities of the Office since the previous Board meeting.)

J. LEGISLATIVE REPORT

(Board Members, the Superintendent, and staff, may discuss current legislation of particular interest to the Ventura County schools.)

1. Mrs. Peterson will provide information from CCBE Legislative Action Committee.
2. Mr. Kunicki has requested that the Board discuss possible action in regards to AB270 which reauthorizes the school district of choice program that allows caps on net loses to certain school districts.

K. CONSENT/ACTION

1. Travel Expense Claim
Administration recommends the Board approve the Superintendent's Travel Expense Claims for March, April 2007.

L. PRESENTATIONS

None.

M. DISCUSSION/INFORMATION/ACTION

1. Change Order No. 12 to Viola Constructors for Construction of the Ventura County Office of Education, Conference & Educational Services Center – INFORMATION / ACTION (5 minutes)
Change Order No. 12, dated May 11, 2007, is submitted for Ventura County Board of Education review and approval. This change order includes additive changes for additional drywall reinforcement, egg crate lighting fixtures and exit signs. Staff will be available to answer any questions and provide any requested update on the Conference & Educational Services Center project. Administration recommends approval of Change Order No. 12 to Viola Constructors.
2. Notice of Completion for Viola Constructors for the New Conference & Educational Services Center Project – INFORMATION / ACTION (5 minutes)
On May 2, 2007, the Project Manager for the Ventura County Office of Education, the Project Inspector, and the Project Architect, reviewed the new Conference & Educational Services Center project and recognized that Viola Constructors had achieved substantial completion. At this time, it would be appropriate to record a Notice of Completion that will begin the final period in which sub-contractors and material providers may submit stop notices prior to retention release. The Ventura County Office of Education will continue to withhold an amount of Viola Constructors' final payment until all punch list and other remaining contract items are completed. Administration recommends the Board authorize staff to record a Notice of Completion for Viola Constructors for the new Conference & Educational Services Center project.
3. New Conference Center, Construction of Unimproved Space – INFORMATION / ACTION (10 minutes)
As originally designed and bid for construction, the new Conference and Educational Services Center on Adolfo Road included approximately 10,000 square feet of "shelled space" for future tenant/VCOE use not included in the original construction contract. During the course of construction, the Office has experienced continued growth in the levels of program responsibility and attendant staffing in the Educational Services Department to the extent that

additional space in the new facility will be required within the next 12 to 18 months. As a result, staff is recommending that the Board: (a) approve a contract with tBP Architecture for design to finish the unimproved space; and (b) authorize a bid for improvements to the unimproved space. Staff will be in attendance to answer questions from the Board.

4. Rental of Facility to SELPA and Discussion of a Possible Board Policy on Real Estate Transactions, including Rental of Facilities – DISCUSSION / ACTION (10 minutes)
Per the request of Mrs. Peterson, the Board will discuss possible tenancy in the new Conference Center by SELPA, as well as the development of a Board Policy regarding Real Estate Transactions, including rental of facilities. It is anticipated that the Board will provide further direction to staff.

5. Formal Relationship between NAI Capital, Commercial Real Estate Services, and the County Board of Education – DISCUSSION / ACTION (10 minutes)
Per the request of Mr. Valenzano, the Board will discuss entering into a formal agreement with Stephen Doll, NAI Capital, for representation in matters relating to tenancy of the Ventura County Office of Education, Conference & Educational Services Center.

6. Report on Activities of Lobbyists – INFORMATION / ACTION (15 minutes)
This item was postponed from the Regular meeting of May 21, 2007.
On May 7, 2007, Mr. Kunicki, Dr. Weis and senior staff, met with Scott Wilk of Anchor Consulting, LLC, for the purpose of developing a Targeted Capabilities Report. Mr. Kunicki will present information on this meeting, as well as other activities of the lobbyists since the issuance of their contracts effective April 1, 2007.

7. Discussion of Potential Language for AB911 – INFORMATION / ACTION (15 minutes)
AB911, as originally drafted, proposed equalization of ROP funding. Additional research indicated that equalization of ROP funding would actually hinder ROP in Ventura County. Capitol Venture LLC has recommended that AB911 be left in suspense at this time, while suitable language is drafted. A legislative analyst will work in conjunction with Assemblymember Strickland to research and craft language that would address expansion and funding issues of the ROP. Mr. Kunicki noted that AB-911 will stay in suspense and be listed as a two-year pending bill in Appropriations. When appropriate language is drafted, Capitol Venture LLC will begin gathering support. Mr. Kunicki has requested a discussion between the Board, Dr. Weis and staff, regarding potential language for AB911 that would address expansion and funding issues of the ROP.

8. Lobbyist Statement for Services – INFORMATION (5 minutes)
The statement of services from April 1, 2007 – June 30, 2007, from Anchor Consulting LLC is presented for the Board’s information and review.
9. Notice of Rate Increase from Board Legal Counsel for Matters Related to County Committee on School District Organization – INFORMATION / ACTION (10 minutes)
The Office has received notification from Atkinson, Andelson, Loya, Ruud & Romo, that the firms’ hourly rates for school district legal work will increase effective July 1, 2007 from \$185 per hour to \$205 per hour. Terry Filliman, Attorney, currently serves as the Board’s Legal Counsel for matters related to County Committee on School District Organization. The current written Agreement for Legal Services authorizes rate increases without executing a new Agreement. Staff is requesting direction from the Board as to the execution of this change in fee schedule.

N. BOARD MEMBER COMMENTS

(Government Code Section 54954.2(a) states: "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3. In addition, on their own initiative or in response to questions posed by the public a member of a legislative body or its staff may ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Furthermore, a member of a legislative body, or the body itself, subject to rules or procedures of the legislative body, may provide a reference to staff or other resources for factual information, request staff to report back to the body at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.")

O. FUTURE AGENDA ITEMS

(All agenda item requests should be submitted on the form: "Request for Matter to be Placed on Agenda for Ventura County Board of Education Meeting.")

1. Resolution to Transfer the Duties and Powers from the Ventura County Committee on School District Organization to the Ventura County Board of Education (June 28, 2007).
2. Adoption of Science Textbook (June 28, 2007).
3. Report on VCOE Preparedness Plan for Pandemic Avian Flu (Requested by Mr. Kunicki / TBD).
4. EMT Program Offered through ROP (Requested by Mr. Valenzano / TBD).
5. Framework for Developing a Performance Review of the Ventura County Office of Education (TBD).

P. FUTURE MEETINGS

Date: **Thursday, June 28, 2007**
Time: 6:00 p.m.
Location: 5100 Adolfo Road, Multimedia Room, Camarillo
Purpose: Regular Meeting of the Board

Date: Friday, July 6, 2007
Time: 8:00 a.m.
Location: 5100 Adolfo Road, Multimedia Room, Camarillo
Purpose: Regular Meeting of the Board

Date: Monday, July 23, 2007
Time: 6:00 p.m.
Location: 5100 Adolfo Road, Multimedia Room, Camarillo
Purpose: Regular Meeting of the Board

BOLD denotes modified schedule

Q. ADJOURNMENT

Board meetings are recorded by audio tape pursuant to Government Code Section 54953.5(b). Auxiliary aids and services include a wide range of services and devices that promote effective communication for individuals with disabilities. If you require such assistance, please notify this office at (805) 383-1900 as soon as possible or ***at least 48 hours prior to any meeting.*** We will make every effort to give primary consideration to expressed preferences or provide equally effective means of communication to ensure equal access to Ventura County Office of Education programs and events.

The agenda is posted for minimum of 72 contiguous hours prior to Board meeting dates at the entrance to the Ventura County Office of Education, Administrative Services Center, 5189 Verdugo Way, Camarillo. A full agenda packet, with explanatory materials, is available for public review at this location. The agenda is also posted at the following locations, and on the Internet at <http://www.vcoe.org>.

1. Conejo Valley Unified School District, 1400 E. Janss Road, Thousand Oaks
2. Ojai Unified School District, 414 E. Ojai Avenue, Ojai
3. Oxnard School District, 1051 S. A Street, Oxnard
4. Santa Paula School District, 201 S. Steckel Drive, Santa Paula
5. Simi Valley Unified School District, 875 E. Cochran Street, Simi Valley
6. Ventura Unified School District, 255 West Stanley Avenue, Ventura

Copies of specific explanatory materials can be requested by contacting the office at (805) 383-1900.