

Victor Elementary School District

AGENDA

REGULAR BOARD MEETING
WED, August 3, 2005, 6:00 pm

Location: Galileo Academy 101, 17000 Silica Rd., Victorville, CA

(Galileo Academy 101 was formerly Charter 101 School.)

Reasonable Accommodation for any Individual with a Disability: In compliance with the Americans with Disabilities Act, any individual with a disability who requires reasonable accommodation in order to participate in the public meetings of the district's governing board may request assistance by contacting superintendent's office, (760) 245-1691.

CALL TO ORDER

ROLL CALL

Members:

Karen Morgan, President; Ernie Moran, Clerk; Willie Davis Pringle, Dr. Gabriel Stine and Monte Worle

1. Pledge of Allegiance

BOARD WORKSHOP ON TRANSPORTATION & FACILITIES, 6:00-7:00 P.M. (Ms. Moon)

The board will participate in a workshop regarding transportation and facilities from 6:00-7:00 p.m.

Public Hearings

2. Public Hearing on Resolution 05-16 to Form Community Facilities District No. 2005-1 (Mr. McClatchey)

The Mello-Roos Community Facilities Act of 1992, California Government Code Section 53311, et seq. requires that a public hearing be held prior to the formation of any community facilities district by a public agency. The Board of Trustees approved Resolution No. 05-09, the Resolution of Intention to Establish Community Facilities District No. 2005-1 (CFD) on June 15, 2005. That resolution set August 3, 2005, as the date of the public hearing. Notice of the public hearing date was also published in the The Daily Press on July 27, 2005, and mailed to each of the landowners, and the County of San Bernardino.

The purpose of the public hearing is to give registered voters and landowners within the CFD the opportunity to provide comments and/or objections to the formation of the CFD, the levy of the special tax and the facilities to be constructed with the proceeds of the special tax prior to the board taking action.

3. Public Hearing regarding Resolution No. 05-17 Determining the Necessity to Incur Bonded Indebtedness within Community Facilities District No. 2005-1 (Mr. McClatchey)

On June 15, 2005, the Board of Trustees adopted Resolution No. 05-10 establishing its intention to incur bonded indebtedness in Community Facilities District No. 2005-1 (CFD). That Resolution set August 3, 2005, as the date of the public hearing prior to consideration of adopting a resolution to incur bonded indebtedness. Notice of the public hearing was also published in the The Daily Press on July 27, 2005, and mailed to each of the landowners.

The purpose of the public hearing is to give registered voters and landowners within the CFD the opportunity to provide comments and/or objections to incurring the bonded indebtedness through formation of the CFD.

Communication Session

4. Public Verbal Comments

This communication item is included on the agenda of each regular board meeting to provide an opportunity for citizens to make suggestions or identify concerns about matters affecting the district, or to suggest an item be scheduled for a future agenda. The board may not have complete information available to answer questions and may refer specific concerns to the staff for appropriate attention. Discussion of personnel matters is inappropriate for open session. The board is committed to protecting the privacy interests of district personnel. Should any member of the public wish to discuss a personnel matter, it must first be brought to the attention of the assistant superintendent of personnel services. Speakers are cautioned that under California law, no person is immune from liability for making intentionally false or defamatory comments regarding any person simply because those comments are made at a public meeting.

5. V.E.T.A. Report

6. C.S.E.A. Report

7. Board Members Comments

Individual board members may wish to share information about topics not on the agenda or suggest items for a future agenda.

8. Superintendent's Comments

Information Items

9. RECEIVE REPORT ON SUMMER SCHOOL (Mr. Swearingen)

A report on which schools are providing summer school and the process that schools go through in order to determine the supplemental educational services they provide to meet their mission.

10. RECEIVE WORKERS COMPENSATION REPORT (Mr. McClatchey)

The Workers Compensation Report will be presented at the board meeting.

11. RECEIVE END-OF-THE-YEAR SUSPENSION REPORT (Mrs. Miller)

During 2004-2005, approximately 92.5% of the Victor Elementary School District's student population presented themselves with proper conduct.

"Don't sit down and wait for the opportunities to come; you have to get up and make them." - Madame C.J. Walker (1867-1919), Entrepreneur

Consent Items

12. Approve Minutes of the July 13, 2005, Regular Board Meeting

(click on Minutes in the left column, then select date)

13. Approve District Warrants

14. Approve Rhonda Moon, Facilities Planner, as district representative authorized to sign forms for the Office of Public School Construction and Department of General Services regarding:

School construction, modernization, deferred maintenance, eligibility determination, etc.

Action Items

15. ACT TO APPROVE TRANSPORTATION FACILITY (Ms. Moon)

Design of a transportation facility for VESD has been completed. This project will be built on the 10 acres we own on Locust. The anticipated cost of construction will be \$6,100,000. The funding for this project will be: Capital Facilities - Fund 40 (\$4,100,000), Builder's Fees - Fund 25 (\$1,000,000) and CFD 2004-1 (\$1,000,000).

The recommended action is to approve the construction of the transportation facility and authorize Mick McClatchey to sign all necessary documents.

16. ACT TO APPROVE RESOLUTION 05-15 APPROVING JOINT COMMUNITY FACILITIES AGREEMENTS WITH THE CITY OF VICTORVILLE AND THE VICTORVILLE SANITARY DISTRICT AND VARIOUS PROPERTY OWNERS (Mr. McClatchey)

Public agencies forming community facilities districts (CFDs) are permitted to enter into joint community facilities agreements (JCFA's) with other public agencies in order to fund facilities and equipment of the other public agency through the CFD. The City of Victorville and the Victorville Sanitary District have requested that they be permitted to fund certain improvements and fees which would be required to be constructed and paid by various property owners on the 516-unit residential project which is the subject of CFD 2005-1 through the CFD. The property owners have concurred with this request. The City and the Sanitary District have already approved the respective JCFAs at a duly called meeting. Approval of the JCFAs must occur prior to approval of the Resolution of Formation for the CFD.

The recommended action is to adopt and approve Resolution No. 05-15.

17. ACT TO APPROVE RESOLUTION NO. 05-16:

A RESOLUTION FORMING COMMUNITY FACILITIES DISTRICT NO. 2005-1, AUTHORIZING THE LEVY OF THE SPECIAL TAX THEREIN, PRELIMINARILY ESTABLISHING AN APPROPRIATIONS LIMIT THEREFOR, AND SUBMITTING LEVY OF THE SPECIAL TAX AND THE ESTABLISHMENT OF THE APPROPRIATIONS LIMIT TO THE QUALIFIED ELECTORS THEREOF (Mr. McClatchey)

On June 15, 2005, the Board of Trustees adopted Resolution No. 05-09 setting forth its intention to establish Community Facilities District No. 2005-1 (CFD). Prior to considering of adoption of this resolution, the Board held a public hearing at which time all interested parties desiring to be heard were given that opportunity. Written objections to the formation of the CFD, the types of facilities to be funded by the CFD and the rate and method of apportionment of the special taxes have not been filed by 50% or more of the registered voters residing within the CFD boundaries nor property owners of one-half or more of the area of land within the CFD boundaries. Therefore, the Board of Trustees, serving as the legislative body of CFD No. 2005-1, may approve the formation of CFD 2005-1.

The recommended action is to adopt and approve Resolution No. 05-16 forming CFD No. 2005-1 as presented.

18. ACT TO ADOPT AND APPROVE RESOLUTION NO. 05-17 DETERMINING THE NECESSITY TO INCUR BONDED INDEBTEDNESS WITHIN COMMUNITY FACILITIES DISTRICT AND SUBMITTING PROPOSITION TO THE QUALIFIED ELECTORS THEREOF (Mr. McClatchey)

On June 15, 2005, the Board of Education adopted Resolution No. 05-10 stating its intention to incur bonded indebtedness for proposed Community Facilities District No. 2005-1 (CFD). Adoption of this Resolution will allow the CFD to incur bonded indebtedness in an amount not to exceed \$15,000,000 for the purpose of financing school facilities and various other fees, improvements and liens to serve the residents of the CFD.

The recommended action is to approve and adopt Resolution No. 05-17 as presented.

19. ACT TO ADOPT RESOLUTION NO. 05-18, CALLING SPECIAL ELECTION (Mr. McClatchey)

Adoption of Resolution No. 05-18 will call for the holding of a special election of qualified electors of Community Facilities District No. 2005-1 (CFD) on the issue of authorizing the levy of a special tax on property within the CFD, and preliminarily establishing an appropriations limit for the CFD. Authorized representatives of all the landowners within the CFD have waived the timelines for the election, as well as analysis, argument and notice of the election; therefore the election shall be immediately following adoption of the Resolution of Formation, on August 3, 2005. The election shall be conducted by a hand-delivered or mailed ballot which will be opened by the Clerk of the Board on August 3, 2005.

The recommended action is to approve and adopt Resolution No. 05-18 as presented.

20. ACT TO ADOPT RESOLUTION NO. 05-19, DECLARING RESULTS OF SPECIAL ELECTION AND DIRECTING THE RECORDATION OF NOTICE OF SPECIAL TAX LIEN (Mr. McClatchey)

Adoption of Resolution No. 05-19 will declare the results of the special election to determine if two-thirds of the qualified electors within Community Facilities District No. 2005-1 (CFD) have voted to incur bonded indebtedness and to levy a special tax on property within the CFD in accordance with the rate and method of apportionment.

The recommended action is to adopt and approve Resolution No. 05-19 as presented.

Information Item - 1st Reading of Ordinance

21. FIRST READING OF ORDINANCE NO. 05-01, LEVYING A SPECIAL TAX WITHIN THE VICTOR ELEMENTARY SCHOOL DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2005-1 (Mr. McClatchey)

Having Formed Community Facilities District No. 2005-1 (CFD) to incur bonded indebtedness, and having held a special election by which more than two-thirds of the qualified voters within the CFD voted in favor of levying the special tax, the setting of an appropriations limit, and the incurring of bonded indebtedness, Ordinance 05-01 would act to levy the special tax within the CFD.

This is the first reading of Ordinance 05-01, and the final reading will occur at a subsequent meeting, and will become effective thirty (30) days after the final reading.

Recess

The board may wish to take a brief recess before entering closed session.

Closed Session

The board will adjourn to closed session to approve:

22. PUBLIC EMPLOYEE APPOINTMENT: Principal, Village School

23. PUBLIC EMPLOYEE APPOINTMENT: District Administrative Manager

24. STUDENT DISCIPLINE: Readmittance of student #332319

25. STUDENT DISCIPLINE: Readmittance of student #210325

Return to Regular Session - Action Items

26. REPORT ANY ACTIONS TAKEN IN CLOSED SESSION

27. APPROVE CERTIFICATED PERSONNEL REPORT #05-12

28. APPROVE CLASSIFIED PERSONNEL REPORT #05-12

29. APPROVE CHARTER SCHOOL PERSONNEL REPORT #05-12

Adjournment

Time Adjourned: _____