

ORCUTT UNION SCHOOL DISTRICT
Special Annual Organizational Meeting of the Board of Trustees
Wednesday, December 16, 2020
Public Session – 5:00 P.M.
District Office Board Room
500 Dyer Street, Orcutt, CA 93455

There will be a link posted on the district website home page prior to the start of the meeting. To view the meeting go to that link. If you want to just listen to the meeting or make a public comment, you will need to follow the instructions below. Due to Covid 19 Pandemic and need for Social Distancing, the physical Board meeting is closed to the public, however you can access the board meeting via audio teleconference

Orcutt Conference Call

Please join the meeting from your computer, tablet or smartphone.

<https://www.gotomeet.me/orcutt>

You can also dial in using your phone.

United States: [+1 \(571\) 317-3122](tel:+15713173122)

Access Code: 887-747-125

CALL TO ORDER 5:00 P.M.

- A. Pledge of Allegiance
- B. Adoption of December 16, 2020 Agenda
Moved _____ Second _____ Vote _____

C. Annual Organization of the Board

1. **Administration of Oath of Office to Unopposed Board Members**

The Superintendent will administer the oath of office to:

Liz Phillips and Lisa Morinini

2. **Election of the Board President**

The Board shall elect a President of the Board of Trustees

Moved _____ Second _____ Vote _____

3. **Election of Board Clerk**

The Board shall elect a Clerk of the Board of Trustees

Moved _____ Second _____ Vote _____

4. **Designation of Superintendent as Secretary to the Board**

The Board shall designate the Superintendent as Secretary to the Board of Trustees

Moved _____ Second _____ Vote _____

5. **Setting of Date, Time and Place for All Regular Board Meetings in 2021**

The Board shall set the date, time and place for all regular meetings in 2021.

Moved _____ Second _____ Vote _____

6. Selection of a Representative to the County Committee on School District Organization

The Board shall select a representative to the County Committee on School District Organization.

Moved _____ Second _____ Vote _____

PUBLIC COMMENT ANNOUNCEMENT

The Board of Trustees welcomes comments about items appearing or not appearing on tonight's agenda. Audience members wishing to address the Board during the Public Comment segment of the agenda are asked to email Alice Salazar at asalazar@orcutt-schools.net. You will need to join the meeting, and you will be called upon during the public comment section of the agenda.

A maximum of thirty (30) minutes is set aside for Public Comment; speakers are allowed a maximum of three (3) minutes to address the Board on any items within the Board's jurisdiction in accordance with the Brown Act. The Board will limit any response to public comments to brief statements, referral to staff, or referral to a future board meeting.

D. ITEMS SCHEDULED FOR INFORMATION/DISCUSSION

1. Items from the Board

E. Public Comment

An opportunity for the public to provide input to the Board of Trustees. Those wishing to speak about a specific agenda item may do so during the Public Comment segment, or when the item is being considered. Any request to speak must be submitted on a *Request for Public Comment Form* which can be obtained from the Superintendent's secretary and submitted prior to the presiding officer addressing the item. If you choose to speak when an item is before the Board, your name will be called prior to Board consideration. An item not on the agenda must be addressed during the Public Comment segment of the agenda.

ITEMS SCHEDULED FOR ACTION

A. GENERAL

1. Board Bylaw 9250 Remuneration, Reimbursement and Other Benefits

It is recommended that the Board of Trustees approve the revisions to Board Bylaws 9250, Remuneration, Reimbursement and Other Benefits for the first reading and that it be placed on the next Consent Agenda for the second reading.

Moved _____ Second _____ Vote _____

GENERAL ANNOUNCEMENTS

Unless otherwise noticed, the next regular board meeting is scheduled for Wednesday, January 13, 2021, beginning with Closed Session starting at 6:00 p.m., Public Session at 6:30 p.m. in the District Office Board Room, 500 Dyer Street, Orcutt, CA.

ADJOURN TO CLOSED SESSION

A. Public Report on Action Taken in Closed Session

ADJOURN

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Superintendent's Office at (805) 938-8907. Notification 48 hours prior to the meeting will enable the district to make reasonable arrangements to ensure accessibility to this meeting.

All documents related to the open session agenda are available for review 72 hours prior to the meeting at the Orcutt Union School District Office, 500 Dyer Street, Orcutt, CA.



GOVERNING BOARD MEETING SCHEDULE

Today's date: ____/____/____

District: _____

Completed by: _____

Title: _____

BOARD MEETING LOCATION

Site Name: _____

Room Name/No.: _____

Address: _____

DATE(S) / TIME(S) OF MEETINGS (E.G. 1ST MONDAY OR 2ND AND 4TH TUESDAYS EACH MONTH)

Day(s): _____

Time(s): _____

PLEASE NOTE ANY MEETING EXCEPTIONS:

Alternate dates: _____

Alternate times: _____

Alternate locations: _____

Return completed form to:

School Business Advisory Services
Santa Barbara County Education Office

REFERENCE:
EC§35143; 72000(B)(5)(C)(2)A,B,C

ATTACHMENT B



GOVERNING BOARD MEMBER ORGANIZATION

DISTRICT: _____

Name: _____ Title: **Board President**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Vice President**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Clerk**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Board Member**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Board Member**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Board Member**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Board Member**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

Name: _____ Title: **Board Member**
Address: _____ Zip: _____
Phone No.: _____ Year term expires: _____ Trustee area # (if applicable) ____

The below named individual is the Secretary to the Board.

Name: _____ Title: **Secretary**
Address: _____ Zip: _____
Phone No.: _____

I certify that all the information provided herein is true and correct.

Board President's Signature: _____ Date: ____/____/____

REFERENCE:
EC§ 1010, 35025, 35250, 35143, 72000(B)(5)(C)(2)A,B,C
CSBA BOARD BYLAWS 9100, 9121, 9122

ATTACHMENT C

2021 School Board Meetings

6:00 PM Regular Closed Session, 6:30 PM Regular Public Session
(2nd Wednesday of each month with exception of June and December)

January 13 2021

February 10

February 24 (Curriculum)

March 10

April 14

May 12

June 2

June 9 (Approve Budget and LCAP)

No meeting in July

August 11 First Day of School

September 8

October 13

October 27 (Curriculum)

November 10

December 15 Regular and Annual Organizational Meeting



SCHOOL BOARD REPRESENTATIVE TO THE COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION

Our office needs the name of the governing board member that has been selected as your district's representative to the Santa Barbara County Committee on School District Organization ("County Committee").

Education Code Section 35023 specifies that the representative must be a member of your governing board and must be selected at your annual organizational meeting. The board representative will **not** be a member of the County Committee. **The singular function of the board representative is to nominate and elect the eleven members of the County Committee.** Elections are held in the fall. Board representatives will be directly notified by our office, with courtesy copies sent to their superintendents. You may name an alternate representative, but there is no requirement that you do so.

Today's date: ____/____/____

District: _____

Completed by: _____

Title: _____

Name of representative: _____

E-mail address: _____

Name of alternate representative: _____

E-mail address: _____

Return completed form to:

School Business Advisory Services
Santa Barbara County Education Office



GOVERNING BOARD AUTHORIZED SIGNATURE FORM

Today's date: ___/___/___ Number of Board Members: _____

District: _____

Completed by: _____

Title: _____

Board Member Signature	Typed Name

Return completed form to:

School Business Advisory Services
Santa Barbara County Education Office

REFERENCE:
EC§ 17604; 35161; 42632; 42633;
70902; 85232; 85233; & 81655

ATTACHMENT E



ORCUTT Union School District

Where a Dedicated Staff Means Kids Come First

BOARD OF TRUSTEES

SHAUN HENDERSON
LISA MORININI
LIZ PHILLIPS
MARK STELLER
MELANIE WAFFLE

HOLLY EDDS, Ed.D.
District Superintendent
JANET BERTOLDI
Interim
Assistant Superintendent
SUSAN SALUCCI
Assistant Superintendent
NICK TAYLOR
Assistant Superintendent

TO: Board of Trustees

FROM: Holly Edds, Ed.D.
Superintendent

BOARD MEETING DATE: December 16, 2020

BOARD AGENDA ITEM: Board Bylaw 9250 Remuneration, Reimbursement and Other Benefits

BACKGROUND: Policy updated to align with current CSBA recommendations.

RECOMMENDATION: It is recommended that the Board of Trustees accept the revisions to Board Bylaw 9250.

FUNDING: No funding implications

REMUNERATION, REIMBURSEMENT AND OTHER BENEFITS

~~Remuneration~~ Compensation

Each member of the Board of Trustees may receive the maximum monthly compensation as provided for in Education Code 35120.

~~Each member of the Board of Trustees may receive the monthly compensation of \$80 per meeting attended, not to exceed \$240.00 per month. (Education Code 35120)~~ On an annual basis, the Board may increase the compensation of Board Members beyond the limit delineated in Education Code 35120 in an amount not to exceed five-percent based on the present monthly rate of compensation. (Education Code 35120)

Board members are not required to accept payment for meetings attended.

Any member who does not attend all Board meetings during the month is eligible to receive only a percentage of the monthly compensation equal to the percentage of meetings he/she attended, unless otherwise authorized by the Board in accordance with law. (Education Code 35120)

A member may be ~~paid~~ compensated for meetings he/she missed when the Board, by resolution, finds that he/she was performing designated services for the district at the time of the meeting or that he/she was absent because of illness, jury duty or a hardship deemed acceptable by the Board. (Education Code 35120)

Reimbursement of Expenses

Board members shall be reimbursed for actual and necessary expenses incurred when performing authorized services for the district. Expenses for travel, telephone, business meals, or other authorized purposes shall be in accordance with policies established for district personnel and at the same rate of reimbursement. ~~traveling expenses incurred when authorized in advance by the~~

~~Board. (Education Code 35044)~~

(cf. 1160 - Political Processes)

(cf. 3100 - Budget)

(cf. 3350 - Travel Expenses)

(cf. 3513.1 - Cellular Phone Reimbursement)

(cf. 9240 - Board ~~Training~~ Development)

~~The rate of reimbursement shall be the same rate specified for district personnel.~~

~~(cf. 3350 - Travel Expenses)~~

Board members may use district-issued credit cards while on official district business and consistent with the limits established for district personnel. ~~Under no circumstances may~~

REMUNERATION, REIMBURSEMENT AND OTHER BENEFITS

~~personal expenses be charged on district credit cards.~~ Personal expenses shall not be charged on a district-issued credit card, even if the Board member intends to subsequently reimburse the district for the personal charges.

Health and Welfare Benefits **for Current Board Members**

Board members may participate in the health and welfare benefits program provided for district employees.

(cf. 4154/4254/4354 - Health and Welfare Benefits)

Health and welfare benefits for Board members shall be no greater than that received by district's nonsafety employees with the most generous schedule of benefits. (Government Code 53208.5)

The district shall pay the cost of all premiums required for Board members electing to participate in the district health and welfare benefits program to the same extent that the district pays premiums for district **employees**. ~~staff in accordance with Government Code 53208.5.~~

Health and welfare benefits provided to Board members shall be extended at the same level to their spouse/**registered domestic partner and to their eligibles**; dependent children **as specified in law and the health plan**. ~~under the age of 21, dependent children under the age of 25 who are full-time students at a college or university, and dependent children regardless of age who are physically or mentally incapacitated.~~

Legal Reference:

EDUCATION CODE

~~1090 Compensation for members and mileage allowance~~

33050-33053 General waiver authority

33362-33363 Reimbursement of expenses (~~Department of Education and CSBA~~ **for attendance at workshops**)

35012 Board members; number, election and term

35044 Payment of traveling expenses of representatives of board

35120 Compensation ~~(for services as member of governing board)~~

35172 Promotional activities

44038 Cash deposits for transportation purchased on credit

FAMILY CODE

297-297.5 Rights, protections and benefits under law; registered domestic partners

GOVERNMENT CODE

8314 Use of public resources

20322 Elective officers; election to become member

53200-53209 Group insurance

HEALTH AND SAFETY CODE

1373 Health services plan, coverage for dependent children

REMUNERATION, REIMBURSEMENT AND OTHER BENEFITS

INSURANCE CODE

10277-10278 Group and individual health insurance, coverage for dependent children

UNITED STATES CODE, TITLE 26

403(b) Tax-sheltered annuities

UNITED STATES CODE, TITLE 42

18011 Right to maintain existing health coverage

CODE OF FEDERAL REGULATIONS, TITLE 26

1.403(b)-2 Tax-sheltered annuities, definition of employee

COURT DECISIONS

Thorning v. Hollister School District, (1992) 11 Cal.App.4th 1598

Board of Education of the Palo Alto Unified School District v. Superior Court of Santa Clara County, (1979) 93 Cal.App.3d 578

ATTORNEY GENERAL OPINIONS

91 Ops.Cal.Atty.Gen. 37 (2008)

83 Ops.Cal.Atty.Gen. 124 (2000)

Management Resources:

INSTITUTE FOR LOCAL GOVERNMENT PUBLICATIONS

Sample Expense and Use of Public Resources Policy Statement, January 2006

INTERNAL REVENUE SERVICE PUBLICATIONS

Tax-Sheltered Annuity Plans (403(b) Plans) for Employees of Public Schools and Certain Tax-Exempt Organizations, Publication 571, rev. February 2013

WEB SITES

CSBA: <http://www.csba.org>

Institute for Local Government: <http://www.ca-ilg.org>

Internal Revenue Service: <http://www.irs.gov>

Public Employees' Retirement System: <http://www.calpers.ca.gov>

Bylaw Adopted: ~~11/8/06~~ 01/13/21

ORCUTT UNION SCHOOL DISTRICT
Orcutt, California