

COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION

November 24, 2015 at 5:30 p.m.

Nevada County Superintendent of Schools
Houser Conference Room
112 Nevada City Highway, Nevada City, CA 95959

AGENDA Chair: Bruce Boyd

1. Meeting called to order
2. Pledge of Allegiance
3. Establish quorum
4. Introductions
5. **Open Public Forum:** Recognition of members of the audience wishing to address an agenda item may do so at this time or at the time the agenda item is heard. After being recognized by the County Committee Chair, please identify yourself. A member of the public may at this time make brief comments regarding items not on the agenda, although no action may be taken.
6. **Close Public Forum**
7. **Action, Information and Discussion Items:**
 - A. Approval of Minutes of February 5, 2014
(Action) *(Page 1)*
 - B. Report on Appointment of Members to the County Committee by Trustee Representatives
(Information) *(Page 6)*
 - C. Accept appointment of member to fill the vacancy from First District
(Action)
 - i. John Givens First District
 - D. Notice of Vacancy in Second District Due to Resignation of Linda Napier.
(Discussion)
 - E. Update on Penn Valley Union Elementary School District
(Discussion)
 - F. Western Nevada County Public Schools and Districts Map, 4/17/2014
(Information) *(Page 11)*
 - G. Next Steps and Other Updates
8. **Next Meeting Date**
9. **Adjournment**

This agenda was posted at least 72 hours in advance of the meeting at the Nevada County Superintendent of Schools office, 112 Nevada City Highway.

Posted: 11-19-15
Date

Notice: The agenda packet and supporting materials, including materials distributed less than 72 hours prior to the scheduled meeting, can be viewed at the Nevada County Superintendent of Schools office – reception desk, located at 112 Nevada City Highway, Nevada City, CA. For more information please call 530.478.6400 ext. 203.

COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION

February 5, 2014 at 5:30 p.m.

Nevada County Superintendent of Schools
Houser Conference Room
112 Nevada City Highway, Nevada City, CA 95959

DRAFT MINUTES Chair: Bruce Boyd

1. Meeting called to order at 5:30 by Chairman Boyd
2. Pledge of Allegiance
3. Established quorum
 - **Committee Members Present:** Jon Steuer; Julie Walton; Denise Loberg; Mary Krosner, Bruce Boyd; Keith Pommerenck; Barbara Getz; Michael McGarr
 - **Committee Members Not Present:** Linda Napier; Alan Weisberg; Kirk Pharis
 - **Others Present:** An audience of 20 individuals, including school district representatives; teachers; board members and administration
4. Introductions
5. Opened Public Forum
6. Closed Public Forum
7. Action Information and Discussion Items:
 - A. Approval of Minutes of December 18, 2013
(Action)Page 1

On a motion by Barbara Getz, seconded by Julie Walton, the Minutes of December 18, 2013 were approved (8 ayes; 3 absent-Napier; Weisberg; Pharis).
 - B. Approval of Minutes of January 8, 2014
(Action)Page 4

On a motion by Michael McGarr, seconded by Denise Loberg, the Minutes of January 8, 2014 were approved (8 ayes; 3 absent-Napier; Weisberg; Pharis).
 - C. Approval of Meeting Notes of January 9, 2014
(Action)Page 6

On a motion by Keith Pommerenck, seconded by Michael McGarr, the Meeting Notes of January 9, 2014 were approved (8 ayes; 3 absent-Napier; Weisberg; Pharis).
 - D. Approval of Minutes of January 23, 2014
(Action)Page 8

On a motion by Julie Walton, seconded by Keith Pommerenck, the Minutes of January 23, 2014 were approved (8 ayes; 3 absent-Napier; Weisberg; Pharis).
 - E. County Committee Discussion of Input Provided at Public Hearings

(Discussion)

Chairman Boyd expressed his appreciation of all who came to speak at the public hearings. Valuable information was shared.

Denise Loberg complimented both Ready Springs and Pleasant Valley Boards on their honesty, transparency, commitment and hard work; as well as the lack of opposition.

- F. Review of the Conditions in Education Code 35753:
Does the County Committee find that the following conditions have been substantially met?
(Action required on each item below).....Page 9

- (a) The reorganized districts will be adequate in terms of number of pupils enrolled.

Discussion:

“Does the county committee find that this condition has been substantially met?”

Supt. Hermansen referred the Committee to the CDE District Organization Handbook and the California Code of Regulations which indicate the recommendations for the number of pupils of a reorganized school district; however page 91 allows for exceptional situations and indicates the State Board of Education takes smaller districts into consideration. The newly formed district will be larger and closer to the recommended size than the two current districts.

On a motion by Barbara Getz, seconded by Michael McGarr, the County Committee found that the reorganized districts will be adequate in terms of number of pupils enrolled. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (b) The districts are each organized on the basis of a substantial community identity.

Discussion:

“Does the county committee find that this condition has been substantially met?”

Supt. Hermansen referred the Committee to the CDE District Organization Handbook and the California code of Regulations; consider examining the population; housing; parks and school topography in the district, noting that the community is very joined. The two districts share the same community, county government representation and commercial area.

On a motion by Julie Walton, seconded by Barbara Getz, the County Committee found that the condition regarding substantial community identity has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (c) The proposal will result in an equitable division of property and facilities of the original district or districts.

Discussion:

“Does the county committee find that this condition has been substantially met?”

Supt. Hermansen noted that no property or facilities will be divided in this reorganization.

On a motion by Keith Pommerenck, seconded by Michael McGarr, the County Committee found that the condition regarding an equitable division of property and facilities of original district or districts has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (d) The reorganization of the districts will preserve each affected district's ability to educate students in an integrated environment and will not promote racial or ethnic discrimination or segregation.

Discussion:

"Does the county committee find that this condition has been substantially met?"

The Committee considered the demographics, and whether the consolidation would create a segregated environment and noted there is no substantial difference in demographics across the two districts. The Committee felt the new district would continue to educate students in an integrated environment.

On a motion by Barbara Getz, seconded by Julie Walton, the County Committee found that the reorganization of the districts will preserve each affected district's ability to educate students in an integrated environment and will not promote racial or ethnic discrimination or segregation. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (e) Any increase in costs to the state as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.

Discussion:

"Does the county committee find that this condition has been substantially met?"

Supt. Hermansen referred the Committee to the CDE District Organization Handbook and the California Code of Regulations. Donna Fitting explained that, based on calculations computed by the County Office of Education, there should be no significant increase in cost to the State. Fitting explained Basic Aid funding and the new Local Control Funding Formula; as well as noting there is no change in facilities; special education; or transportation.

The Committee reviewed each of the factors recommended in the School District Organization Handbook.

On a motion by Barbara Getz, seconded by Michael McGarr, the County Committee found that any increase in costs to the state as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (f) The proposed reorganization will continue to promote sound education performance and will not significantly disrupt the educational programs in the districts affected by the proposed reorganization.

Discussion:

"Does the county committee find that this condition has been substantially met?"

This topic was discussed in several public hearings. The Vision Committee's presentation indicated how the district would benefit and how education performance would actually be enhanced by the reorganization.

On a motion by Barbara Getz, seconded by Keith Pommerenck, the County Committee found that the proposed reorganization will continue to promote sound education performance and will not significantly disrupt the educational programs in the districts affected by the proposed reorganization. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (g) Any increase in school facilities costs as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization.

Discussion:

"Does the county committee find that this condition has been substantially met?"

There is no increase in facilities cost as there will be no change in the facilities.

On a motion by Michael McGarr, seconded by Denise Loberg, the County Committee found that any increase in school facilities costs as a result of the proposed reorganization will be insignificant and otherwise incidental to the reorganization. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (h) The proposed reorganization will continue to promote sound fiscal management and not cause a substantial negative effect on the fiscal status of the proposed district or any existing district affected by the proposed reorganization.

Discussion:

"Does the county committee find that this condition has been substantially met?"

Both school district Boards and the Report by the Vision Committee presented a very sound argument as to how this reorganization will improve the fiscal status of the district; and the County Office of Education concurs.

On a motion by Denise Loberg, seconded by Michael McGarr, the County Committee found the proposed reorganization will continue to promote sound fiscal management and not cause a substantial negative effect on the fiscal status of the proposed district or any existing district affected by the proposed reorganization. Condition has been substantially met (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- (i) Any other criteria as the board may, by regulation, prescribe.

The County Committee briefly discussed the process of choosing the interim Board Members. Both boards and the County Committee recommended the interim board be composed of members of existing two boards. Supt. Hermansen, in anticipating approval by the County Committee and given the fact that there has been no disagreement, sent a letter out to all 10 current

Board members informing them if they would like to be appointed to the interim board to send a letter of interest.

Supt. Hermansen will meet with those who respond; noting that Education code 35100 states that within 15 days of the action necessary for the formation of a new district, that the county superintendent shall appoint an interim board. Then the first meeting of the new Board will be held within 20 days of those appointments.

In terms of board member elections, both districts intend to pass a resolution requesting that the election of board members according to EC 35103 be consolidated with the general election in November 2014. A waiver will be submitted to the State Board of Education

The County Committee then held a discussion regarding trustee areas. Currently both districts are at large. Two years ago Supt. Hermansen asked each school district to have a discussion about trustee areas to comply with the California Voting Rights Act. Using recent census data, both Boards had the discussion and took action to remain at large vs. by trustee area. They are small districts with limited population and find it difficult to fill Board positions. In addition, there are no significant demographic differences that would require trustee areas. The County Committee concurred that it was not necessary to establish trustee areas. Supt. Hermansen was advised that the action both boards took previously will satisfy the California Voting Rights Act requirement for the new district.

- G. Shall the County Committee Approve the Proposal for the Reorganization of the Ready Springs Union Elementary School District and the Pleasant Valley Elementary School District?
(Action)

On a motion by Keith Pommerenck, seconded by Denise Loberg, the County Committee Approved the Proposal for the Reorganization of the Ready Springs Union Elementary School District and the Pleasant Valley Elementary School District by roll call vote (8 ayes; 3 absent-Napier; Weisberg; Pharis).

- H. Next Steps and Other Updates

The County Committee asked if there were any names suggested for the new district. Supt. Sandoval stated that 'Penn Valley' is being discussed as it truly unifies the two districts and the community.

8. Next Meeting Date

The County Committee will meet again in May 2014. Date TBD.

9. Adjournment at 6:15 PM

Holly Hermansen
Secretary CCOSDO

Date

County Committee on School District Organization

November 24, 2015

Agenda Item 7. B

Summary:

On October 1, 2015 the Trustee Representatives voted to fill three vacancies due to expiration of terms. These positions were filled as follows:

Third District:	Julie Walton	4-year term expires in 2019
Fourth District:	Denise Loberg	4-year term expires in 2019
At Large	Alan Weisberg	4-year term expires in 2019

See attached agenda from the meeting of the Trustee Representatives.



AGENDA Meeting of Trustee Representatives

**Miners Foundry
October 1, 2015 5:00 p.m.
Prior to the Annual Meeting**

**Chair Holly Hermansen
Nevada County Superintendent of Schools**

1. Introductions, call to order, acceptance of agenda and minutes of October 9, 2014
2. Review Ed. Code 4006 (attached) and how these "representatives of Governing Boards" shall fill vacancies on the County Committee on School District Organization
3. Fill the vacancies on the Nevada County Committee on School District Organization due to expiration of term:

Third District	Julie Walton
Fourth District	Denise Loberg
At Large	Alan Weisberg

As County Superintendent, in consultation with the school districts represented in the districts with these vacancies, and with the verbal acceptance of the following nominees, I recommend that the trustee reps, by majority vote, fill the above-mentioned vacancies with the following candidates:

Third District	Julie Walton	4-year term expires 2019
Fourth District	Denise Loberg	4-year term expires 2019
At Large	Alan Weisberg	4-year term expires 2019

The Trustee Representatives declare that the vacancies created by the expirations of terms of office in Districts 3, 4 and At Large have been filled and report the results to:

Holly Hermansen, Superintendent of Schools, for announcement at the time of the regular NCSBA meeting.

Adjournment

EDUCATION CODE

SECTION 4000-4014

4000. There is in each county, except a county which is also a city and county, a county committee on school district organization. The number of members of the county committee in each county shall be determined as provided in this article.

4001. If all of the territory of a county under the jurisdiction of the county superintendent of schools of the county is included in one unified school district, the governing board of the unified school district shall constitute the county committee.

4002. Except as provided in Section 4001, if there are fewer than six school districts or community college districts in the territory under the jurisdiction of the county superintendent of schools of the county, he or she shall determine the number of, and appoint, the members of the county committee.

4003. In every county with six or more school districts or community college districts in the territory under the jurisdiction of the county superintendent of schools of the county, the county committee on school district organization shall have 11 members.

4004. (a) If the number of school districts or community college districts in a county with six or more districts decreases to fewer than six, Section 4001 or 4002 shall apply, as appropriate.

(b) If the number of school districts or community college districts in a county with fewer than six districts increases to six or more, Section 4003 shall apply.

(c) Each member serving on a county committee when the number of school districts or community college districts changes as described in subdivision (a) or (b) shall serve out his or her term of office.

4005. (a) The county superintendent of schools shall call an annual meeting of the representatives of the governing board of each school district, elected pursuant to Section 35023, and the representatives of the governing board of each community college district, elected pursuant to Section 72403. This annual meeting shall be held between October 1 and December 1.

(b) The county superintendent of schools shall give notice of the annual meeting to the representatives of each governing board by prepaid mail addressed to the clerk or secretary of the governing board of each district. The notice shall be deemed sufficient and complete when deposited in the United States mail.

4006. (a) Any vacancy created by the expiration of the term of office of a member of the county committee on school district organization shall be filled by the majority vote of the representatives of the governing boards at the annual meeting called and held pursuant to subdivision (a) of Section 4005. The county committee may authorize the representatives of the governing boards to vote, for this purpose, through the use of absentee ballots that are submitted, in the form and manner prescribed by the county committee, prior to the date set for the annual meeting.

(b) If the representatives fail to elect members to fill the vacancies on the county committee pursuant to subdivision (a), the vacancies shall be filled by the county superintendent of schools.

(c) Vacancies on the county committee which occur prior to the expiration of the term of office of a member of the county committee, which are caused by the happening of any of the events specified in Section 1770 of the Government Code, shall be filled as follows:

(1) In a county in which the members of the county committee are

appointed by the county superintendent of schools, by the appointment of the county superintendent of schools.

(2) In a county in which the members of the county committee are elected by the representatives of the governing boards, by the majority vote of the remaining members of the committee. However, if the remaining members of the committee do not fill the vacancy within 70 days of its occurrence, the county superintendent of schools shall fill the vacancy by his or her appointment.

Persons elected or appointed to fill a vacancy pursuant to this subdivision shall hold office for the remainder of the unexpired term.

(d) It is the intent of the Legislature that the allowance for absentee ballots will increase participation in the selection of county committees and will not diminish the public review of candidates for those county committees.

4007. No county superintendent of schools, employee of the office of a county superintendent of schools, employee of a school district, or employee of a community college district shall be a member of the county committee. Any member of the governing board of a school district or community college district in the same or any other county who is otherwise eligible may simultaneously serve as a member of the county committee.

4008. (a) At least two members of every county committee shall be elected from among the registered voters residing within each county supervisorial district in the county.

(b) If any change in the boundaries of a county supervisorial district in the county affects an incumbent member of the county committee, the affected member shall serve the remainder of his or her term of office and succeeding county committees shall be elected in accordance with subdivision (a).

4009. The term of each member of the county committee shall begin upon election pursuant to Section 4006 or upon appointment pursuant to Section 4002, as appropriate, and shall be for four years.

4010. The members of the county committee shall serve without compensation. However, they shall receive reimbursement for any actual and necessary travel expenses incurred in the performance of their duties.

4011. (a) The county counsel, or if there is no county counsel, the district attorney, may provide legal services to the county committee.

(b) In any county in which the board of supervisors has transferred functions and duties to the county board of education pursuant to Section 1080 and the county board of education has agreed to include the expenses of the county committee in the single budget adopted pursuant to Section 1623 for which a county tax is levied, the county committee may appoint legal counsel in the same manner that the county superintendent of schools of that county may appoint counsel. The expenses of an appointment pursuant to this subdivision shall be a proper charge against the county school service fund.

4012. Within 30 days after the election or appointment of the county committee, the county superintendent of schools shall call the first meeting of the county committee, for purposes of electing a committee chairperson and a committee vice chairperson from among the members of the committee. The county superintendent of schools shall serve as the secretary of the county committee.

4013. Meetings of the county committee may be called by the chairperson, or by a quorum of the committee.

4014. For purposes of this article, a majority of the members of county committee shall constitute a quorum.

County Committee On School District Organization

112 Nevada City Highway, Nevada City, CA 95959
 ~ Phone (530) 478-6400 FAX (530) 478-6410 ~

District	Expiration	Last name	First Name	Mailing Address	City	Zip	Physical Address / Email	Phone	Term
First	2017	Vacant							
First	2016	McGarr	Michael	10297 Willow Valley Rd	NC	95959	mcgarrmb@gmail.com	264-7087 [h] 263-4011 [c]	
Second	2016	Vacant							
Second	2016	Steuer	Jon	15709 Duggans Rd	GV	95949	steurgv@gmail.com	268-9743 [h] 652-4068 [c]	
Third	2017	Pharis	Kirk	10362 Mercury Drive	GV	95945	kirkpharis@sbcglobal.net	272-8885 [w] 274-9910 [h]	
Third	2019	Walton	Julie	510 West Main Street	GV	95945	julie@grizzlylodge.com	913-1733 [c]	
Fourth	2016	Pommerenck	Keith - Vice Chair	PO Box 682	PV	95946	kpommerenck@illingworthrodin.com	432-0372 [h] 707-303-5049 [c]	
Fourth	2019	Loberg	Denise	14251 Pepperwood Drive	PV	95946	dhands1@gmail.com	432-2822 [h] 913-4802 [c]	
Fifth	2018	Getz	Barbara	21618 Lost River Road	NC	95959	barbaragetz@sbcglobal.net	292-3020 [h] 913-4808 [c]	
Fifth	2018	Boyd	Bruce - Chair	17894 Tyler-Foote Road	NC	95959	beboyd@mac.com	265-5280 [h] 906-6480 [c]	
At Large	2019	Weisberg	Alan	PO Box 2006	NC	95959	apweisberg@earthlink.net	265-0639 [h] 916-217-5671 [c]	

District 1 schools: CPSD; NCSD; NJUHSD-NUHS

District 2 schools: CCSD; NJUHSD-BRHS; PRSD

District 3 schools: GVSD; NJUHSD; UHSD

District 4 schools: NJUHSD; PVSD; RSSD

District 5 schools: NJUHSD; TRSD

*per Education Code § 4009, a term of office is four years

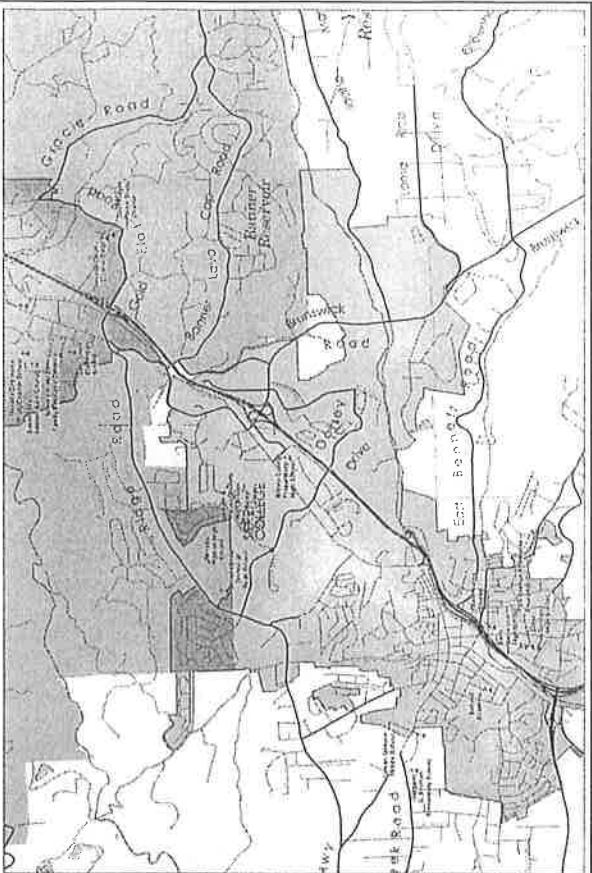
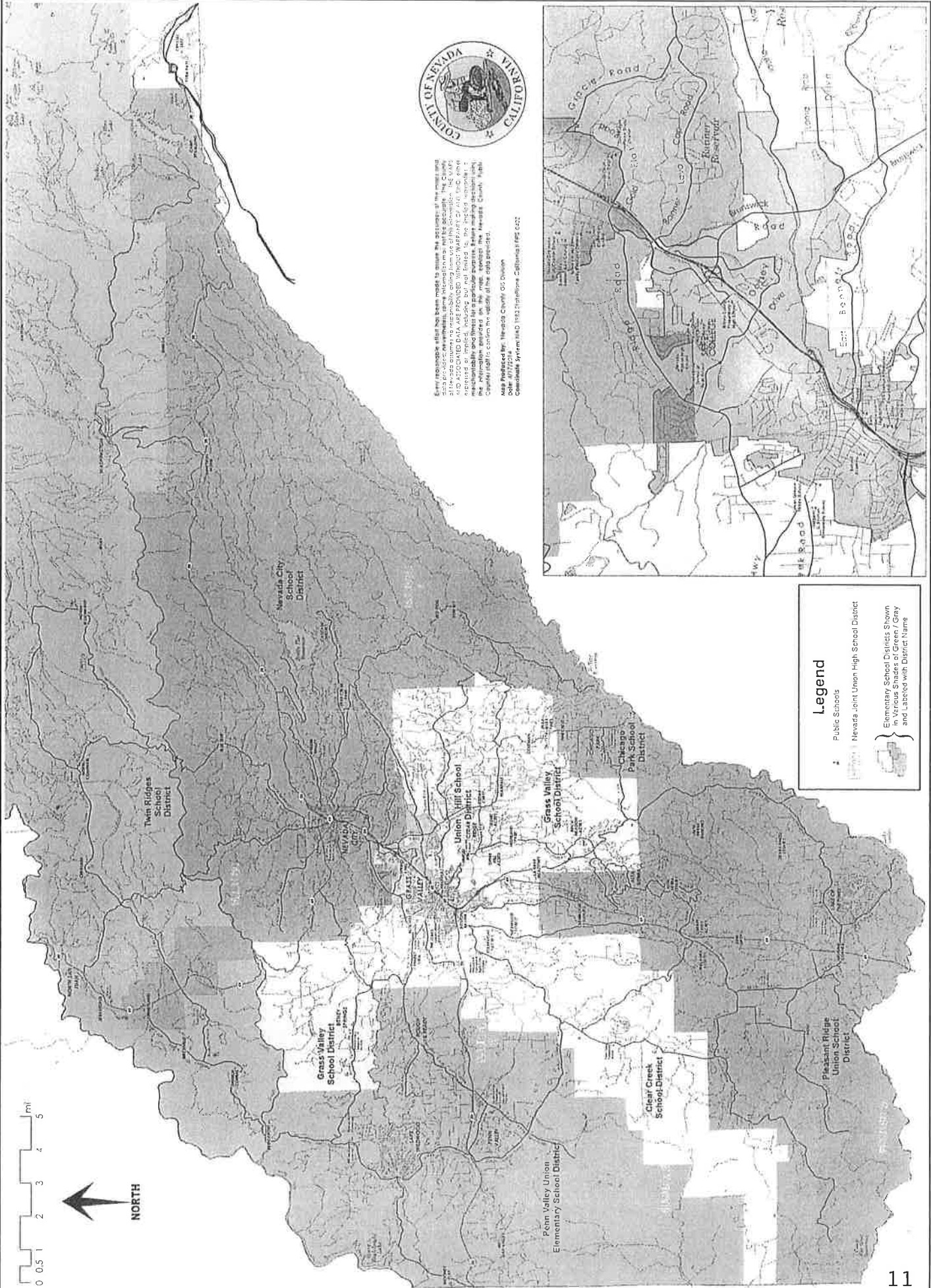
Updated 10/1/2015

Western Nevada County Public Schools and Districts



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Map Produced by: Nevada County GIS Division
 Date: 07/17/2014
 Coordinate System: NAD 1983 StatePlane California FIPS 5022



Legend

- Public Schools
- Nevada Joint Union High School District
- Elementary School Districts Shown in Various Shades of Green / Gray and Labeled with District Name

