



FENTON CHARTER PUBLIC SCHOOLS

The mission of the Fenton Charter Public Schools is to offer a high-quality innovative education to all students in a safe, secure, nurturing environment where students, parents and staff become a community of learners achieving collaborative and successful outcomes.

FCPS: 8928 B Sunland Boulevard, Sun Valley, CA 91352 • (818) 962-3630

FACS: 11828 Gain Street, Lake View Terrace, CA 91342 • (818) 896-7482

SMBCCS: 1022 North Van Ness Avenue, Los Angeles, CA 90038 • (323) 469-0971

FPC: 11351 Dronfield Avenue, Pacoima, CA 91331 • (818) 485-5900

STEM and FCLA: 8926 Sunland Boulevard, Sun Valley, CA 91352 • (818) 962-3636

REGULAR MEETING - BOARD OF DIRECTORS

July 21, 2022 – 4:30 P.M.

Join Zoom Meeting: <https://us02web.zoom.us/j/87479668758>

Meeting ID: 874 7966 8758

AGENDA

The Fenton Charter Public Schools (“Charter Schools”) welcome your participation at the meetings of the Board of Directors (“Board”). The purpose of a public meeting of the Board is to conduct the affairs of the Fenton Charter Schools in public and encourage continued community interest in our organization.

MODIFIED MEETING PROCEDURES AS PER EXECUTIVE ORDER N-15-21

Executive Order N-29-20, adopted in March of 2020, suspended various procedures under the Ralph M. Brown Act governing “Brown Act Committee” meetings due to the COVID-19 global pandemic. Pursuant to the later Executive Order N-08-21, those suspended provisions were to continue until September 30, 2021. On September 16, 2021, Governor Gavin Newsom signed Assembly Bill (AB) 361 into law, which gave local agencies, including local educational agency (LEA) governing boards, flexibility in conducting public meetings virtually during a declared state of emergency (wildfires, floods, pandemics, etc.). AB 361 authorizes, until January 1, 2024, a local agency to use teleconferencing for public meetings, without complying with certain Brown Act requirements, in any of the following circumstances: 1) State or local officials have imposed or recommended measures to promote social distancing; 2) the board holds a meeting during a proclaimed state of emergency for the purpose of determining by majority vote whether, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; 3) the board holds a meeting during a proclaimed state of emergency and has determined by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

Instructions for Presentations to the Board by Parents and Citizens

If you wish to make a public comment, please follow these instructions:

1. A Google survey “sign-up” will be open to members of the public 30 minutes prior to the public meeting. This survey will take the place of the “speaker cards” available at meetings. <https://bit.ly/2wDdxrM>
2. Speakers will fill in their names and select if they wish to address the board regarding a specific agenda item or a non-agenda item.
3. Speakers are asked to attend the board meeting virtually through the Zoom invitation link on the top of the agenda.
4. When it is time for the speaker to address the board, his/her name will be called by the Board Chair and the requesting speaker’s microphone will be activated.
5. Speakers should rename their Zoom profile with their real name to expedite this process.
6. After the comment has been given, the microphone for the speaker’s Zoom profile will be muted.

I. PRELIMINARY

- A. **Call to Order** – Chairperson of the Board – Joe Lucente
- B. **Roll Call** – Secretary of the Board – Irene Sumida
- C. **Approval of the Agenda** – Chair Lucente

The Chair will request any amendments to the agenda, and then approval.

- D. **Minutes of Previous Regular Meeting** - Chair Lucente

Minutes of the June 23, 2022 Regular Meeting of the Board of Directors will be presented for approval. (This meeting was rescheduled from June 16th due to lack of quorum.)

II. COMMUNICATIONS

- A. **Presentations from the Public** – Chair Lucente

Any persons present desiring to address the Board of Directors on any proper matter.

Agenda items: No individual presentation shall be for more than five (5) minutes and the total time for this purpose shall not exceed thirty (30) minutes per agenda item.

Non-agenda items: No individual presentation shall be for more than three (3) minutes and the total time for this purpose shall not exceed fifteen (15) minutes.

Ordinarily, Board members will not respond to presentations and no action can be taken. However, the Board may give direction to staff following a presentation.

- B. **Public Hearing** – Chair Lucente

Independent Study – *California Education Code (EC) Section 51747:* The Board will encourage participation from parents, teachers and community members prior to the adoption of written policies related to independent study to be implemented at the Fenton schools beginning in the 2022-2023 school year.

- C. **Committee/Council Reports**

Committee and Council reports will resume in September. The 2022-2023 chairs are listed below:

1. **Finance Committee:** *Sarah Ananta, Maria Patrón (FPC); Kristine Khachian, Donald Ausherman (SMBCCS); Jennifer Hines (FCLA); Dominica Yasuda (STEM)*
Budget, Facilities and Safety Council: *Martin Penner (FACS)*
2. **Instruction Committee:** *Brianna Ellis, Jackie Penner (FPC); Carmen Solis, Bunny Wolfer (SMBCCS); Yesenia Fuentes (FCLA); Elisa Vallejo (STEM)*

Curriculum and Assessment Council: *Christopher Torres (FACS)*

3. **Personnel Committee:** *Karen Knapp, Judy Lee (FPC); Marie Kirakossian, Megan Rol (SMBCCS); Kate Hetu (FCLA); Priscilla Gentry (STEM)*
Human Resource and Personnel Council: *Leanna Hendrix (FACS)*

4. **Parent/Community Advocacy Committee:** *Gurpreet Gill, Bridget Ruiz (FPC); Evelia Manzo, Aaron Veals (SMBCCS); Brennan Mack (FCLA); Melissa Katchen (STEM)*
School-Community Relations Council: *Tony Peña (FACS)*

- a. **School Site Council:** *(FACS); (FPC); (SMBCCS); (FCLA/STEM)*
b. **English Learner Advisory Committee:** *(FACS); (FPC); (SMBCCS); (FCLA/STEM)*

D. Financial Business Manager's Report:

Erik Okazaki, Associate Client Manager and colleague to Kristin Dietz, Financial Business Manager of the FCPS, will update the most current financial statements, cash flow position, and any variations in revenues and expenditures from the approved 2022-2023 budgets for all sites beginning at the September 2022 meeting.

E. Directors' Reports

Directors' reports will resume in September.

1. Fenton Avenue Charter School (FACS) – *Ms. Monica Castañeda*
2. Santa Monica Boulevard Community Charter School (SMBCCS) – *Mr. Cary Rabinowitz*
3. Fenton Primary Center (FPC) – *Mr. Richard Parra*
4. Fenton STEM Academy (STEM) – *Mrs. Jennifer Miller*
5. Fenton Charter Leadership Academy (FCLA) – *Mrs. Jennifer Miller*

F. Chief Operating Officer's Report – Mr. Jason Gonzalez

G. Chief Executive Officer's Report – Dr. David Riddick

III. CONSENT AGENDA ITEMS

All matters listed under the consent agenda are considered by the Board to be routine and will be approved/enacted by the Board in one motion in the form listed below. Unless specifically requested by a Board member for further discussion or removed from the agenda, there will be no discussion of these items prior to the Board's vote on them. The Chief Executive Officer recommends approval of all consent agenda items.

- A. [Recommendation to approve continued remote viewing option via tele/video conferencing meetings for the Fenton Charter Public Schools Board of Directors and for all Brown Act Committees Under AB 361 and Executive Order N-15-21](#)
- B. [Recommendation to approve the 2022-2023 Board Resolution regarding council and committee responsibilities and membership](#)

IV. [ITEMS SCHEDULED FOR ACTION](#)

- A. [Recommendation to approve slate of FCPS Board Officers for the 2022-2023 school year](#)
- B. [Recommendation to approve Independent Study Agreement for 2022-2023 school year](#)
- C. [Recommendation to receive FASB ASC 715 OPEB report for FCPS as of June 30, 2022](#)

V. [ITEMS SCHEDULED FOR INFORMATION](#)

- A. [Update on FCPS OPEB Trust and FCPS Investment Account](#)

VI. [ANNOUNCEMENTS](#)

VII. [ADJOURNMENT](#)

The next regular meeting of the Board of Directors of the Fenton Charter Public Schools will be held on Thursday, August 18, 2022 at 4:30 pm via Zoom.

Americans with Disabilities Act

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meeting of the FCPS Board of Directors, please contact the FCPS business office at (818) 962-3630. Notification of 72 hours prior to the meeting will enable FCPS to make reasonable arrangements to ensure accommodations and accessibility to this meeting. Upon request, FCPS shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with disabilities.

**UNAPPROVED MINUTES
FENTON CHARTER PUBLIC SCHOOLS
BOARD OF DIRECTORS MEETING**

June 23, 2022

A meeting of the Board of Directors of the Fenton Charter Public Schools was held on Thursday, June 23, 2022, at 4:30 p.m. via Zoom (<https://us02web.zoom.us/j/87479668758>).

(This meeting was rescheduled from the original date of June 16, 2022 due to lack of quorum.)

I. PRELIMINARY

A. Call to Order – Chairperson of the Board – Joe Lucente

The Board of Directors meeting was called to order at 4:30 p.m. by the Board Chair, Joe Lucente.

B. Roll Call – Secretary of the Board – Irene Sumida

Board Members Present

Yvette King-Berg, *Community Representative*

Daniel Laughlin, *Parent Representative*

Joe Lucente, *Community Representative*

Walter Wallace, *Community Representative*

Board Members Not Present

Jed Wallace, *Community Representative*

C. Approval of the Agenda – Chair Lucente

On **MOTION** of Yvette King-Berg, **SECONDED** by Walter Wallace and **CARRIED** by a vote of 4 (YES) and 0 (NO), the Agenda (Item I.C.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace

Nay: (0)

Abstentions: (0)

D. Approval of Minutes of Previous Regular Meeting – Chair Lucente

On **MOTION** of Daniel Laughlin, **SECONDED** by Yvette King-Berg and **CARRIED** by a vote of 4 (YES) and 0 (NO), the minutes of the May 19, 2022 Regular Meeting (Item I.D.) were approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace

Nay: (0)

Abstentions: (0)

II. COMMUNICATIONS

A. Presentations from the Public – Chair Lucente

There were no presentations from the public.

B. Committee/Council Reports

Minutes of all meetings held by any committee and/or council were sent to the Board Members prior to this meeting.

There were no further reports by committees/councils.

C. Financial Business Manager's Report

Erik Okazaki, Associate Client Manager and colleague to Kristin Dietz, Vice President of EdTec, and Financial Business Manager of the FCPS, presented the following information:

Updates on FY22 financials:

- Consolidated operating income is \$403K, an increase of \$1K from the previous update. The main drivers for this change include:
 - o Technology-related unpurchased equipment and/or project delays (\$361K consolidated decrease in expense)
 - o Higher repairs/maintenance costs than originally budgeted (\$77K consolidated increase in expense)
 - o Additional instructional materials/supplies (\$33K consolidated increase in expense)
 - o Shifting ESSER III funds to rebalance budgets (\$137K consolidated decrease in revenue)

FY23 proposed budgets with all sites showing positive operating income:

- Consolidated budgeted operating income for 2022-2023 is \$790K
- These budgets do not include any of the one-time discretionary funds from the Governor's May Revision (approximately \$1,375 per FY22 ADA)

D. Cathay Wealth Management - Investor's Annual Performance Presentation

John Coury, First Vice President and Financial Advisor at Cathay Bank and Cathay Wealth Management, presented his annual report on the state of the OPEB Trust Account and the FCPS Investment Account.

E. Directors' Reports

Fenton Avenue Charter School (FACS) – Ms. Monica Castañeda, Director, reported.

Santa Monica Boulevard Community Charter School (SMBCCS) – Mr. Cary Rabinowitz, Director, reported.

Fenton Primary Center (FPC) – Mr. Richard Parra, Director, reported.

Fenton STEM Academy (STEM) – Mrs. Cecilia Quijano, Assistant Director, reported.

Fenton Charter Leadership Academy (FCLA) – Mrs. Cecilia Quijano, Assistant Director, reported.

F. Chief Operating Officer's Report

Fenton Charter Public Schools (FCPS) – Mr. Jason Gonzalez's Chief Operating Officer's report was received by the Board as written and submitted with the agenda.

G. Chief Executive Officer's Report

Fenton Charter Public Schools (FCPS) – Dr. David Riddick's Chief Executive Officer's report was received by the Board as written and submitted with the agenda.

III. CONSENT AGENDA ITEMS

- A. Recommendation to approve 2022-2023 Homeless Education Policies for FACS, FPC, SMBCCS, FCLA and STEM**
- B. Recommendation to approve 2nd Extension for Food Service Management Contract with *School Nutrition Plus***
- C. Recommendation to approve E-Rate Consulting Renewal Proposal for Fiscal Year 2022-2023 from *Learningtech.org***
- D. Recommendation to approve *Delta Dental* and *VSP* plans for benefitted employees**
- E. Recommendation to approve continued remote viewing option via tele/video conferencing meetings for the Fenton Charter Public Schools Board of Directors and for all Brown Act Committees Under AB 361 and Executive Order N-15-21**
- F. Recommendation to renew accounting services with *EdTec, Inc.***
- G. Recommendation to approve continued membership in *CharterSAFE* for Workers' Compensation Insurance and membership in the *Alliance of Schools for Cooperative Insurance Programs (ASCIP)* for Property and Liability Insurance**
- H. Recommendation to approve hiring of Payroll Specialist**
- I. Recommendation to approve contracts totaling \$20,000 or more annually**

- J. Recommendation to ratify conference attendance in 2021-2022 and approve conference attendance for selected FCPS staff during the 2022-2023 school year**
- K. Recommendation to approve revision to Transitional Kindergarten Enrollment Plan**
- L. Recommendation to approve revised FCPS Employee Handbook**
- M. Recommendation to approve FCPS Board of Directors for 2022-2023**

On **MOTION** of Walter Wallace, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the Consent Agenda (Items III.A., B., C., D., E., F., G., H., I., J., K., L., and M.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
 Nay: (0)
 Abstentions: (0)

IV. ITEMS SCHEDULED FOR ACTION

- A. Recommendation to approve Local Control and Accountability Plans (LCAPs) for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy**

On **MOTION** of Yvette King-Berg, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the Local Control and Accountability Plans (LCAPs) for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy for the 2022-2023 school year (Item IV.A.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
 Nay: (0)
 Abstentions: (0)

- B. Recommendation to approve Local Indicators for the California School Dashboard for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy**

On **MOTION** of Walter Wallace, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the Local Indicators for the California School Dashboard for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy (Item IV.B.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

C. Recommendation to approve 2022-2023 budgets for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy

On **MOTION** of Daniel Laughlin, **SECONDED** by Walter Wallace and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the budgets for Fenton Avenue Charter School, Santa Monica Boulevard Community Charter School, Fenton Primary Center, Fenton STEM Academy and Fenton Charter Leadership Academy for the 2022-2023 school year (Item IV.C.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

D. Recommendation to rescind Student Vaccine Mandate for FCPS schools

On **MOTION** of Daniel Laughlin, **SECONDED** by Walter Wallace and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to rescind the Student Vaccine Mandate for the Fenton schools (Item IV.D.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

E. Recommendation to approve Education Protection Act spending plans and resolutions for 2022-2023 school year

On **MOTION** of Yvette King-Berg, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the Education Protection Act spending resolutions for 2022-2023 school year (Item IV.E.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

F. Recommendation to approve 2022-2023 technology upgrades and software licenses

On **MOTION** of Walter Wallace, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the 2022-2023 technology upgrades and software licenses (Item IV.F.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

G. Recommendation to approve facility upgrades at selected Fenton schools

On **MOTION** of Yvette King-Berg, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve facility upgrades at selected Fenton schools (Item IV.G.) was approved as presented. *Specific upgrades and costs approved:*

- **FCLA-STEM Playground Expansion:** \$888,917.54
- **FACS Asphalt Playground Repair:** \$85,000
- **FACS Walk-in Freezer:** \$76,000

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

H. Recommendation to approve Pre-Kindergarten Planning and Implementation Grant

On **MOTION** of Yvette King-Berg, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the Pre-Kindergarten Planning and Implementation Grant (Item IV.H.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

I. Recommendation to approve 2022-2023 staff rosters, stipends for specific positions, recommendations for regular status, and FCPS employee contracts

On **MOTION** of Yvette King-Berg, **SECONDED** by Walter Wallace and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the 2022-2023 staff rosters, stipends for specific positions, recommendations for regular status, and FCPS employee contracts (Item IV.I.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

J. Recommendation to approve 2022-2023 salary schedules for all staff

On **MOTION** of Yvette King-Berg, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve the 2022-2023 salary schedules for all staff (Item IV.J.) was approved as presented.

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

K. Recommendation to approve expenditures for items above spending authority of Chief Executive Officer

On **MOTION** of Walter Wallace, **SECONDED** by Daniel Laughlin and **CARRIED** by a vote of 4 (YES) and 0 (NO), the recommendation to approve expenditures above the spending authority of the Chief Executive Officer (Item IV.K.) was approved as presented. *Specific expenditures approved:*

- **Camfil** – Replacement filters for 67 Camfil air purifiers across the Fenton schools: \$35,598.44 (*Fenton Charter Public Schools*)
- **Think Together Summer Learning Program** – STEM and FCLA will contract with Think Together to provide summer learning program services: \$73,248 (*Fenton STEM Academy and Fenton Charter Leadership Academy*)
- **Confidence Consulting** – Jeff Bills from Confidence Consulting will provide Fenton administrators with leadership training on June 19, and July 25-27, 2022: \$42,750 (*Fenton Charter Public Schools*)

Aye: (4) Yvette King-Berg, Daniel Laughlin, Joe Lucente, Walter Wallace
Nay: (0)
Abstentions: (0)

V. ITEMS SCHEDULED FOR INFORMATION

- A. Update on OPEB Trust**
- B. FCPS Staffing Norms**
- C. FCPS Board of Directors' Meetings for 2022-2023**

These were information items only and no action was taken.

VI. ANNOUNCEMENTS

The next regular meeting of the Board of Directors of the Fenton Charter Public Schools will be held on Thursday, July 21, 2022 at 4:30 p.m. via Zoom.

VII. ADJOURNMENT

The meeting was adjourned at 6:15 p.m.

Respectfully submitted,

Irene Sumida
Secretary of the Board

II. B.

Public Hearing

Independent Study - *California Education Code (EC)* Section 51747: The Board will encourage participation from parents, teachers and community members prior to the adoption of written policies related to independent study to be implemented at the Fenton schools beginning in the 2022-2023 school year.

II. C.

Committee and Council Reports

Committee and Council Reports will resume in September.

II. D.

Financial Business Manager's Report

The Financial Business Manager's Report will resume in September.

II. E.

Directors' Reports

Directors' Reports will resume when the schools are back in session.

II. F.

Chief Operating Officer's Report

(See presentation slides)

II. G.

Chief Executive Officer's Report

**FENTON CHARTER PUBLIC SCHOOLS (FCPS)
CHIEF EXECUTIVE OFFICER'S REPORT**

July 21, 2022

The mission of the Fenton Charter Public Schools is to offer a high-quality innovative education to all students in a safe, secure, nurturing environment where students, parents and staff become a community of learners achieving collaborative and successful outcomes.

This report contains information related to [Governor's Budget](#), [FCPS Budget](#), [COVID-19 Testing Expense](#), [Summer School Reflection](#), [Professional Development](#), [Leadership Development](#)

State:

From California Association of School Business Officials –

“Governor Newsom Signs 2022-2023 Budget”

posted June 30, 2022

After weeks of negotiations, the Governor and Legislature reached a final budget agreement. Last night, June 29, 2022, the Legislature voted to pass [AB 181](#), the education omnibus budget trailer bill; and [AB 182](#), the bill related to the Learning Recovery Emergency Fund. Then today, June 30, 2022, the [Governor signed numerous budget bills](#), meeting the statutory deadline.

The final budget agreement is historic, reflecting an overall state budget of \$300 billion with education spending higher than it has ever been. The majority of the increase in education spending goes to the Local Control Funding Formula (LCFF) and block grants that reflect a continued commitment to local control.

This report highlights the major education budget proposals adopted for the 2022-23 fiscal year.

Proposition 98

Final Budget: Provides \$96.073 billion for 2020-21, \$110.199 billion for 2021-22 and \$110.334 billion for 2022-23. The Proposition 98 Guarantee rebenchmarked by \$614 million to accommodate estimated new TK enrollments in 2022-23.

Local Control Funding Formula

Final Budget: Provides the statutory COLA of 6.56% and an additional 6.28% to district LCFF totaling \$9 billion increase to school district and charter school LCFF funding, including a 13% base to the formula.

Base and Cost-of-Living Adjustment (COLA)

- \$4.32 billion in LCFF base increases, above statutory growth, and COLA.
- \$771 million for LCFF growth and COLA.
- \$101.2 million ongoing Proposition 98 for county offices of education (COEs) through their LCFF allocation and clarifies funding for differentiated assistance. Each COE will receive \$175,000 for each school district in the county, as well as an additional \$14 per average daily attendance (ADA). It also provides \$11.2 million to fund the 6.56% COLA.

COVID-19 Attendance Relief and Three-Year Average

- Provides \$2.8 billion in LCFF increases by protecting:
 - Declining enrollment in LCFF by allowing school districts to consider their current year, prior year or the average of the three prior years' ADA in funding calculations;
 - 2021-22 ADA for local education agencies (LEAs) that can demonstrate they provided independent study (IS) offerings to students who were absent due to mandated public health quarantine; and
 - Declining enrollment for classroom-based charter schools for the 2021-22 fiscal year (\$413 million one-time Proposition 98 General Fund).

Public School System Stabilization Account and Local Reserve Cap

Final Budget: Provides \$9.5 billion and the school district reserve cap is effective in 2022-23.

Transportation

Final Budget: Provides \$637 million ongoing Proposition 98 General Fund to the Home to School Transportation LCFF add-on so LEAs can be funded at up to 60% of their transportation costs, or their current add-on, plus ongoing COLA. The budget also:

- Requires LEAs to develop a plan for how they will provide transportation services to their students, prioritizing low-income and those in transitional kindergarten (TK)-6.
- Requires the governing board to adopt the plan on or before April 1, 2023, and have it updated by April 1 each year thereafter.
- Prohibits LEAs from charging a fee for unduplicated pupils.

Final Budget: Provides \$1.5 billion one-time Proposition 98 General Fund to the California Energy Commission and California Air Resources Board to administer a zero-emission school bus program that will prioritize low-income and rural LEAs and LEAs purchasing electric school buses with bi-directional charging.

Learning Recovery Emergency Block Grant

Final Budget: AB 182 provides \$7.9 billion one-time Proposition 98 General Fund to TK-12 for use through 2027-28. The funds would be allocated based on an LEA's unduplicated pupil percentage (UPP) for the following purposes:

- Instructional learning time, providing summer school or actions that increase or stabilize the amount of instructional time or services provided to pupils, or decrease or stabilize staff-to-pupil ratios, based on pupil learning needs.
- Implementation, expansion or enhancement of learning supports.
- Addressing other barriers to learning.

LEAs receiving these allocations would need to report interim expenditures to the California Department of Education (CDE) by December 1, 2024, and December 1, 2027, as well as a final report no later than December 1, 2029.

Arts, Music, and Instructional Materials Discretionary Block Grant

Final Budget: Provides \$3.5 billion one-time Proposition 98 General Fund that would be distributed based on ADA and using reported ADA for 2021-22. These funds can be used for learning tools in arts, music, instructional materials and multi-lingual school library books. They can also be used for operational costs, such as retirement, health care costs and costs related to COVID 19. Funds shall be available for encumbrance through the 2025-26 fiscal year.

Child Nutrition

Final Budget: Provides \$600 million one-time Proposition 98 General Fund for the Kitchen Infrastructure Grant Program and \$100 million for the Food Best Practices Procurement Grant to promote best practices, such as buying California grown produce and providing meals to students with dietary restrictions.

Facilities

Final Budget: Provides the remaining \$1.4 billion in Proposition 51 bond funds and \$1.3 billion in General Fund to the State Allocation Board in 2022-23. There is also intent language to fund \$2 billion in 2023-24 and \$875 million in 2024-25 for the school facilities program.

Final Budget: Provides \$650 million in one-time General Fund toward the California Preschool, Transitional Kindergarten and Full-Day Kindergarten Facilities Grant Program and clarifies that community colleges that operate preschool programs on behalf of COEs or school districts can apply for funds in this program.

Expanded Learning Opportunity Program (ELOP)

Final Budget: Increases funding levels for ELOP for total program funding of \$4 billion ongoing Proposition 98 General Fund (a reduction from the \$4.8 billion as proposed in the May Revision) starting in 2022-23. The budget funds LEAs with 75% or more UPP at \$2,750 per UPP and other LEAs at \$1,250 per UPP, as well as provides a grace period in the 2022-23 school year so LEAs will not be audited until the 2023-24 school year.

Community Schools Partnership Program

Final Budget: Provides \$1.1 billion Proposition 98 General Fund (reduced from \$1.5 million as proposed in the May Revision) and extends the encumbrance date for the \$3 billion that were provided in last year's budget for community schools by three years, from June 30, 2028, to June 30, 2031. \$140 million of those appropriated funds will be allocated to COEs serving at least two grant recipients to coordinate partnerships to support community school implementation at grant recipients in their county, including designating a county-level community schools liaison.

Special Education

Final Budget: Increases the special education base rate to \$820 and makes statutory changes to calculate special education funding rates by LEA ADA. The budget also:

- Requires an Individuals with Disabilities Education Act (IDEA) Addendum process for the Local Control Accountability Plan (LCAP) that will be adopted by the State Board of Education by 2025 to coordinate IDEA spending planning process with existing LCAP spending planning. Upon identification by CDE that an improvement plan is necessary, the identified school district, COE or charter school shall complete the IDEA Addendum.
- Consolidates two extraordinary cost pools into a single cost pool to simplify the current funding formula and brings funding to a total of \$20 million in ongoing Proposition 98 General Fund.
- Beginning in 2023-24, shifts funding for Educationally Related Mental Health Services funds from Special Education Local Plan Areas to LEAs.
- Creates an Alternate Pathways to a Diploma for individuals with exceptional needs and provides exemptions for students who take alternate assessments.

Independent Study (IS)

Final Budget: Makes changes to the IS program by doing the following:

- Clarifies requirements for special education students, clarifies synchronous instruction allowances and clarifies chronic attendance triggers for tiered re-engagement and signature timelines.
- Updates chronic absenteeism provisions, written agreement requirements, exemptions for students who participate in IS due to necessary medical treatments, etc.
- Updates definition of synchronous instruction.
- Changes provisions of IS to students with an Individualized Education Program.
- Ability to claim ADA for pupils who receive services from a nonpublic, nonsectarian school.
- Provides intent language around serving students with exceptional needs in IS.

Transitional Kindergarten (TK)

Final Budget: Makes the following investments in early education:

- Provides \$300 million additional one-time Proposition 98 General Fund for additional Pre-Kindergarten Planning and Implementation Grants, including operational costs.
- \$611 million Proposition 98 General Fund to expand eligibility.
- \$383 million Proposition 98 General Fund to reduce the adult-to-student ratio.
- Provides authority for schools to place teachers with bachelor's degree and early childhood education permit for lead TK teachers in existing teacher intern authority.

Necessary Small Schools

Final Budget: Revises the funding for necessary small schools and high schools, including increasing the various amounts per pupil and per full-time teacher or certificated employee.

Classified School Employee Summer Assistance Program

Final Budget: Provides \$90 million ongoing Proposition 98 General Fund.

Other

- \$200 million one-time Proposition 98 General Fund, available over five years, to expand dual enrollment planning and implementation opportunities.
- \$100 million one-time Proposition 98 General Fund for the Community Engagement Initiative Expansion, which will be co-administered by the California Collaborative for Education Excellence and the lead agency.
- \$500 million in one-time Proposition 98 General Fund for the Golden State Pathways Program to support the development and implementation of college and career educational pathways in critically needed sectors of the economy.
- One-time \$250 million Literacy Coaches Program for intensive literacy action plans in schools with at least 97% low-income student populations, with minimum grant awards of \$450,000 per school site, over five years.
- Augments the Teacher Residency Grant Program from the 2021 Budget for a total program increase of \$250 million Proposition 98 General Fund with reappropriated funds and expands eligibility to school counselors. It also extends the sunset deadline by one year to 2030.
- Extends substitute teacher 60-day maximums through the 2022-23 school year.
- \$357.1 million for 6.56% COLA for other statutorily required programs outside of the LCFF including school meals, preschool and special education.

Materials

- [AB 178](#) Amended Budget Bill (amends SB 154)
- [AB 181](#) Education Omnibus Budget
- [AB 182](#) Learning Recovery Block Grant
- [AB 210](#) Childcare and Education

FCPS:

FCPS Budget [*\(Back to Top\)*](#)

We are in the process of finalizing expenses/revenues for the 2021-2022 school year as well as the budget for the 2022-2023 school year. The following is an overview of changes we anticipate making to the 2021-2022 school year and the 2022-2023 school year based on the Governor's signed budget.

2021-2022 School Year					
<i>LCFF Revenue</i>	FACS	FPC	SMBCCS	STEM	FCLA
June Forecast	\$6,108,640	\$7,086,621	\$8,803,351	\$3,698,418	\$3,531,105
July Forecast	\$7,108,373	\$8,205,505	\$10,180,999	\$3,798,716	\$3,882,034
Difference	\$999,733	\$1,118,884	\$1,377,648	\$100,298	\$350,929
June Forecast - Operating Income	\$15,798	\$18,492	\$249,869	\$59,873	\$59,590
June - Budgeted One Time Funds	\$1,907,284	\$1,901,761	\$2,489,144	\$948,817	\$790,793
Additional Use of One-Time Funds for a Positive Balance	\$891,753	\$764,385	\$861,627	\$788,646	\$380,274

Notes for the 2021-2022 School Year: *The July forecast showed an increase in revenue across all Fenton schools. However, each school is still relying on a significant amount of One-Time funds to have a positive operating budget.*

2022-2023 School Year					
<i>LCFF</i>	FACS	FPC	SMBCCS	STEM	FCLA
June Forecast	\$7,980,509	\$7,112,780	\$9,213,246	\$3,833,767	\$3,974,009
July Forecast	\$8,197,859	\$7,306,270	\$9,464,086	\$3,938,160	\$4,082,208
Difference	\$217,350	\$193,490	\$250,840	\$104,393	\$108,199
June Forecast - Operating Income	\$249,518	\$129,560	\$248,155	\$82,863	\$80,705
June - Budgeted One Time Funds	\$621,573	\$1,628,652	\$1,232,533	\$501,132	\$535,656
Additional Use of One-Time Funds for a Positive Balance	\$154,705	\$1,305,602	\$733,538	\$313,876	\$346,752

Notes for the 2022-2023 School Year: *The July forecast showed an increase in revenue across all Fenton schools. However, each school is still relying on a significant amount of One-Time funds to have a positive operating budget. FPC and SMBCCS are expecting to receive less revenue in the 2022-2023 school year than the previous year based on an anticipated decline in enrollment.*

We will continue to explore ways to reduce our reliance on one-time funds. The following areas were explored by the Ad Hoc Committee on the feasibility study to increase compensation for staff during the 2021-2022 school year.

Comprehensive Analysis Individualized by Site

	Cost of One-Time Stipend	Enrollment	ADA Rate	State Revenue	Staffing Norms	OPEB Liability	4 Months of Cash Reserve	Supplies & Materials	Debt Obligation
FACS	\$668,500	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -
FPC	\$717,500	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -
SMBCCS	\$760,000	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -
STEM	\$400,333	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -
FCLA	\$332,333	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -	+ / -

Please Note: Operating Income and Cost of One-Time Stipend are based on FCPS Board Financials presented on September 16, 2021 and staff employed as of October 14, 2021.

COVID-19 Testing Expense ([Back to Top](#))

On April 7, 2022, the Board of Directors approved an expense up to \$300,000 for weekly COVID-19 PCR testing to continue across the Fenton schools. This expense was requested for approval based on the fact that the Health Resources and Services Administration (HRSA) Uninsured Program (UIP) stopped accepting claims due to a lack of sufficient funds on March 22, 2022. Based on the number of students that were uninsured at that time, it was anticipated that the cost to Fenton would be approximately \$297,837 to continue with our weekly testing.

On July 14, 2022, Fenton received a bill from Flow Health in the amount of \$649,275 for testing at FPC, SMBCCS, and FACS after the expiration of HRSA (3/22/2022).

The total charges for the 2021-22 year for your school(s) are as follows:

Row Labels	Count	Sum of Rate
CCS - AY21 - Fenton Primary Center	4332	\$238,260.00
CCS - AY21 - Santa Monica Blvd Community Charter	4952	\$272,360.00
CCS - AY21 - Fenton Avenue Charter School	2521	\$138,655.00
Grand Total	11805	\$649,275.00

Next Steps: For any test that was billed 1/1/2022 or later, the charge can be avoided if we are able to provide updated insurance information for the individual testing. Flow Health will use their insurance,

in lieu of billing our school. In addition, we have additional ELC federal funding through LACOE to help offset the expense.

	Approximate # of students uninsured	Available ELC Funding
FPC	406	\$73,338
SMBCCS	469	\$108,091
FACS	333	\$71,790
STEM/FCLA	445	\$84,963
Total	1652	\$338,183

Currently, between 30%-50% of our students/staff have uploaded their insurance documentation. It is likely that the percentage of those insured is much higher. According to Fulgent, the cost of an individual test to Fenton would be \$55 for uninsured individuals. In addition to ELC federal funding, we are exploring additional funding from the federal government to offset the cost of testing. As of July 18, 2022, we have not received a bill from Fulgent for testing at the Fenton STEM Academy and Fenton Charter Leadership Academy.

Summer School Reflections [\(Back to Top\)](#)

The summer school program across the Fenton schools was widely received as a success. A special thank you to the Summer School Principals.

Summer School Principals

FACS: Mercedes Meeks

FPC: Gaby Arroyo

SMBCCS: Zoe Weiss

FCLA/STEM: Kelley Christenson

The following is a comparison between the 2021-2022 school year and the prior school year (2020-2021). [Summer School Staffing/Enrollment \(21-22\)](#)

Summer School Numbers from 2021-2022										
		Week 1 (4 Days)			Week 2 (5 Days)			Week 3 (4 Days)		
		6/21/22 - 6/24/22			6/27/22 - 7/1/22			7/5/22 - 7/8/22		
	# of Students Enrolled	# of Teachers	# of TAs	# of Students	# of Teachers	# of TAs	# of Students	# of Teachers	# of TAs	# of Students
FACS	101	8	8	76	8	8	61	8	8	65
FPC	228	19	27	151	18	27	146	19	26	128
SMBCCS	224	18	12	186	17	13	179	17	13	157
STEM	108	6	5	101	6	5	96	6	5	85
FCLA	98	6	6	83	6	6	88	6	6	73

Summer School Numbers from 2020-2021

		Session 1			Session 2			Session 3		
		6/21/21 - 7/1/21			7/5/21 - 7/16/21			7/19/21 - 7/30/21		
		# of Teachers	# of TAs	# of Students	# of Teachers	# of TAs	# of Students	# of Teachers	# of TAs	# of Students
FACS		5	6	42	4	5	25	3	4	24
FPC		10	19	106	4	20	80	4	13	65
SMBCCS		14	13	140	11	11	125	10	12	100
STEM		5	5	57	2	2	30	2	2	25
FCLA		1	1	14	3	3	47	3	3	37

The following are reflections from the summer school principals on the successes and areas for improvement.

SUCCESS

Dream School:

This was an educator's dream opportunity to provide a rewarding and enriching experience for children without the anxiety of test scores and accountability measures.

Supportive Directors:

Directors were extremely helpful in providing summer school principals with the guidance, resources, and training necessary to successfully implement a quality program.

Student Daily Attendance:

Each school had systems and structures in place to take daily attendance of students.

Tracking Staff Hours:

Each school had systems and structures in place to track staff hours for payroll purposes. According to HR/Payroll staff, the site measurements were more effective and useful than the ELO-P Google Surveys that were used to track ELO-P hours during the school year. This site approach for tracking hours is recommended to continue during the 2022-2023 school year for ELO-P hours and summer school.

Electives and Themes to Ignite Passion:

Schools implemented a variety of electives (music, art, physical education, science projects, hands-on activities) and field trips to keep students engaged. Most of the schools had students participate in rotational activities to make learning fun and meaningful. Schools had either daily themes or summer school program themes to keep kids engaged and excited each day.

Summer School Hours and Calendar:

The summer school hours and calendar were effective. It was enough time to be meaningful for students as well as provided enough time for staff to rest. We will keep these hours and calendar for the 2022-2023 school year.

- Summer school hours: 13 days, 5 hours a day 7:30 - 12:30 (staff time)
- Summer school calendar: June 21 - July 8, 2022

Summer School Pay Rate:

Certificated Staff - Per the [memo](#) that was sent out on March 23, 2022, Summer School Principals, Administrators and Teachers will make \$75 an hour.

Classified Staff - Classified staff interested in working beyond their 224 day work year during the summer may either trade their days from the 2022-2023 school year or work additional days at their hourly rate. Classified staff and administrative staff are not required to work during the summer as we are fortunate to have summer school principals assist with the implementation of expanded learning services.

Stipend for Eight (8) Hour Staff - It is difficult to quantify the support eight (8) hour staff provide students that have attended school after hours and through the summer as the eight (8) hour work day and 224 calendar runs concurrently with after school programs and summer school. To acknowledge their hard work, the board approved a stipend for eight (8) hour staff up to \$2,550 for work completed through June 30, 2022. This amount is derived from eight (8) hour staff working at least one (1) hour a day for 34 days on services to ensure the successful implementation of the Expanded Learning program. The maximum number of hours allowed for the stipend is 34 hours for a total of **\$2,550.**

Trading Days after July 1st

Classified and Administrative Staff: If you are interested in trading days from the 224 day to the summer, you need to make sure you work a full eight (8) hours as these days are being traded for an eight (8) hour day during the 2022-2023 school year.

Working Days after July 1st

Classified Staff: If you are interested in working additional days and hours, you will be paid at your hourly rate. You may work during the five (5) hours of summer school - roughly 7:30am - 12:30pm.

The summer school pay rates appear to be successful in attracting staff to support summer school.

AREAS FOR IMPROVEMENT

Planning and Preparation:

Summer School Principals: It was helpful to have the months of April and May for summer school principals to plan and prepare. Working with the site Director proved to be highly

beneficial. For the 2021-22 school year, summer school principals submitted hours for planning and preparation and were compensated at the 21-22 ELO-P hourly rate of \$75 per hour. A recommendation would be to provide summer school principals with a standard amount for planning and preparation as the amount of time submitted for reimbursement varied greatly across the schools. Some summer school principals submitted hours while others did not.

Summer School Teachers: Teachers were provided with a total of ten (10) hours of planning time during the week prior to summer school (6/13 - 6/17). Although this time was beneficial, it is recommended that the time be used explicitly for summer planning and not for planning purposes for the next school year.

Planning Time for Summer School Principals

Planning time for summer school principals to meet and share ideas prior to summer school would be ideal to enhance and expand services.

Uniform Practice for Tracking Enrollment and Attendance

It would be beneficial to have a uniform way of taking attendance and tracking enrollment.

Need to Meet ELO-P Expectations for Summer School:

State requirements for Expanded learning opportunity programs shall include all of the following:

- On school days and days on which school is taught for the purpose of meeting the 175-instructional-day offering, in-person before or after school expanded learning opportunities that, when added to daily instructional minutes, are **no less than nine hours of combined instructional time and expanded learning opportunities per instructional day**;
- For at least **30 non-school days**, during intersessional periods, no less than nine hours of in-person expanded learning opportunities per day.

Fenton students were provided with thirteen (13) days of summer school, which did not in of themselves qualify for ELO-P expectations as children were only able to attend four (4) hours of in-person expanded learning opportunities. Some of the Fenton schools contracted with Think Together to provide children with an additional five (5) hours of instruction to meet ELO-P expectations. It is recommended that all schools contract with Think Together to provide the additional five (5) hours in order to provide students with no less than nine (9) hours of in-person expanded learning opportunities per day.

In addition to summer school, Fenton will need to provide students with an additional seventeen (17) days of during intersessional periods, for no less than nine (9) hours of in-person expanded learning opportunities per day to meet ELO-P expectations.

Access to Technology (iPads):

Students and staff had limited access to student iPads as they were being cleaned and prepared for the 2022-2023 school year. It is recommended that the technology team be provided with a specific number for iPads to be used in a lab type setting during summer school.

Lunch Took a Considerable Amount of Time:

Lunch appeared to take a greater amount of time of the instructional day than had been anticipated. It is recommended that a discussion around meals be a key area of focus for the planning of the 2022-2023 summer school program in order to maximize in-person expanded learning opportunities.

Summer Professional Development ([Back to Top](#))

Fenton is providing certificated staff with a variety of professional development opportunities using a combination of ELO-P funds and ESSER funds. Since the beginning of the COVID-19 pandemic, professional development opportunities have taken place remotely and have largely been conducted by our own staff. These training sessions over the summer allow for consultants as well as FCPS staff to provide our educators with a variety of engaging professional development opportunities. Teachers and presenters will be paid an hourly rate of \$75 per hour.

Kagan Structures - Wednesday, July 20th (8:00 - 3:00)

This workshop will be led by a Kagan consultant.

Stretch and Review: This workshop is specifically designed to ensure instruction after school is in alignment with instruction during the day. This is not a repeat of Kagan's Day 1 for teachers who have already participated in Day 1. It's a fresh new workshop geared towards expanded learning.

Thinking Maps - Thursday, July 21st (8:30 - 2:00)

This workshop will be led by FCPS Staff - Bunny Wolfer & Jennifer Flynn.

Thinking Maps is a set of 8 visual patterns that correlate to specific cognitive processes. They are used across all grades and content areas to build the critical thinking, problem-solving, comprehension, and communication skills necessary for academic success in every domain. Bunny and Jennifer will share how Thinking Maps is a whole-school, brain-based approach to teaching and learning designed to build foundational critical thinking, problem-solving, comprehension, and communication skills necessary for academic success.

Benchmark Advance (Grades 3 - 6) - Wednesday, August 3rd (8:00 - 11:00)

This workshop will be led by a consultant, Faith Bearchell.

This training is specifically for new teachers. However, if you are interested in a refresher, you are welcome to join this workshop.

Explicit Direct Instruction - Effective Teaching Strategies (Grades 3 - 6) - Wednesday, August 3rd (12:00 - 3:00)

This workshop will be led by a consultant.

Learn how to use a strategic set of instructional practices for designing and delivering well-crafted lessons that explicitly teach grade-level content to all students with a DataWorks expert.

Benchmark Advance (Grades K - 2) - Wednesday, August 3rd (12:00 - 3:00)

This workshop will be led by a consultant, Faith Bearchell.

This training is specifically for new teachers. However, if you are interested in a refresher, you are welcome to join this workshop.

Explicit Direct Instruction - Effective Teaching Strategies (Grades K - 2) - Wednesday, August 3rd (8:00 - 11:00)

This workshop will be led by a consultant.

Learn how to use a strategic set of instructional practices for designing and delivering well-crafted lessons that explicitly teach grade-level content to all students with a DataWorks expert.

Early Education (Grades TK - 1st) - Thursday, August 4th (8:00 - 2:30)

-Language Development with Sofia Carias

-Developmental Approach to Behavior with Niki Webb

-Fine and Gross Motor Development with Jay Cruz

Benchmark Advance for SPED - Including Steps to Advance - Tuesday, August 9th (8:00 - 12:00)

This workshop will be led by a consultant, Faith Bearchell.

Faith Bearchell will lead this workshop. This workshop will be specifically for the Education Specialists and will focus on how you can provide intervention using both Benchmark Advance and Steps to Advance.

Leadership Development ([Back to Top](#))

Jeff Bills from *Confidence Consulting* provided Fenton administrators with leadership training on June 29, 2022 and will continue to work with them on July 25-27, 2022. For the last eighteen years, *Confidence Consulting* has helped organizations of every kind understand the importance of effective leadership in achieving organizational success. Services teach leaders how to identify barriers to organizational change, how to recognize cultural obstacles that impede progress, how to recognize individual behaviors that can derail success, and the leadership characteristics each team member must possess in order to lead the organization to achieve positive results. A critical component of the leadership training is the Leadership Assessment Profile tool, which Mr. Bills will work individually with each administrator to gain insight into their unique leadership disposition. A key component of leadership disposition is knowing the leadership character of every individual who is part of the Leadership Team.

The leadership profile is a tool to measure a leader's character and natural tendencies in twelve key areas. These key areas define the personality of effective leadership and are grounded in the field of work value analysis and leadership character. For each of the characteristics, the administrator will find a short definition. The leadership assessment exercise will show how the leader scores in each of these twelve characteristic areas. While a leader will usually learn over time and with experience to manage their leadership characteristics up and down, it is almost a certainty that if they are dealing with anxiety, are experiencing stress, or feeling pressure, they will revert to their natural tendencies.

Administrative Planning Retreat with Jeff Bills

June 29, 2022, Descanso Gardens, La Cañada Flintridge, CA (*Overnight Stay Not Applicable*)
(All Administrators, CEO, COO)

Administrator Leadership Training with Jeff Bills
July 26-27, 2022; Long Beach, CA
(Administrators, CEO, COO)

III. CONSENT AGENDA ITEMS

All matters listed under the consent agenda are considered by the Board to be routine and will be approved/enacted by the Board in one motion in the form listed below. Unless specifically requested by a Board member for further discussion or removed from the agenda, there will be no discussion of these items prior to the Board's vote on them. The Chief Executive Officer recommends approval of all consent agenda items.



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: David Riddick
Chief Executive Officer/President

SUBJECT: Recommendation to approve continued remote viewing option via tele/video conferencing meetings for the Fenton Charter Public Schools Board of Directors and for all Brown Act Committees Under AB 361 and Executive Order N-15-21

BACKGROUND

On December 2, 2021, the Board approved Resolution #50: Teleconference Board Meeting Pursuant to Special Rules in Government Code Section 54953(e). Under Executive Order N-29-20, adopted in March of 2020, various procedures under the Ralph M. Brown Act governing “Brown Act Committee” meetings were suspended due to the COVID-19 global pandemic. Pursuant to a later Executive Order N-08-21, those suspended provisions were to continue until September 30, 2021. On September 16, 2021, Governor Gavin Newsom signed Assembly Bill (AB) 361 (Rivas, R., D-Salinas) into law, which gives local agencies, including local educational agency (LEA) governing boards, flexibility in conducting public meetings virtually during a declared state of emergency (wildfires, floods, pandemics, etc.).

AB 361 authorizes, until January 1, 2024, a local agency to use teleconferencing for public meetings, without complying with certain Brown Act requirements, in any of the following circumstances:

1. State or local officials have imposed or recommended measures to promote social distancing;
2. The board holds a meeting during a proclaimed state of emergency for the purpose of determining by majority vote whether, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees;
3. The board holds a meeting during a proclaimed state of emergency and has determined by majority vote that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

AB 361 specifies that if a local legislative body determines it is entitled to use the exemptions afforded to it in this bill, then it must abide by the following requirements when conducting a public meeting:

- Notice the meeting and post agendas as the Brown Act requires;
- Allow the public to access the meeting and give notice for how the public can access the meeting and provide public comment;
- Identify and include in the agenda an opportunity for all persons to attend via a call-in or an internet-based service option;
- Conduct teleconference meetings in a manner that protects the statutory and constitutional rights of the parties and the public appearing before the legislative body;
- Provide a public comment period where the public can address the legislative body directly and allow for public comment up until the period is closed;
- Prohibits limiting public comments to only those submitted in advance and specifies that the legislative body must provide an opportunity for the public to offer comment in real time;
- In the event of a disruption that prevents the public agency from broadcasting the meeting or prevents members of the public from offering public comment, the legislative body is prohibited from taking action on items appearing on the meeting agenda until public access to the meeting via the teleconferencing option is restored.

The teleconferencing flexibilities for local agencies under AB 361 sunset on January 1, 2024. This means that unless subsequent legislation extends the provisions of AB 361 for local agencies, they will expire on January 1, 2024, and that local agencies would be expected to follow all of the rigid Brown Act requirements regardless of an emergency beginning in 2024.

ANALYSIS

AB 361 stipulates that if the state of emergency remains active for more than 30 days, a local agency must make the following findings every 30 days by majority vote in order to continue utilizing the bill's teleconferencing provisions:

- The FCPS Board of Directors has reconsidered the circumstances of the state of emergency
- Any of the following circumstances exist:
 1. The state of emergency continues to directly impact the ability of the members to meet safely in person.
 2. State or local officials continue to impose or recommend measures to promote social distancing.

In consideration of the state of emergency, the following circumstances continue to exist:

1. The state of emergency continues to directly impact the ability of the members to meet safely in person.

2. State or local officials continue to impose or recommend measures to promote social distancing.

RECOMMENDATION

Given current health conditions, it is recommended that the Board of Directors approve teleconferencing provisions for continued remote viewing option via tele/video conferencing meetings for the Fenton Charter Public Schools Board of Directors and for all Brown Act Committees Under AB 361 and Executive Order N-15-21.



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: David Riddick
Chief Executive Officer/President

SUBJECT: Recommendation to approve the 2022-2023 Board Resolution regarding council and committee responsibilities and membership

BACKGROUND

Since charter conversion in 1993, all full-time Fenton Avenue Charter School staff members have participated in the governance structure consisting of originally seven, and now four, councils. This system has ensured a well-informed staff that has a vested interest in and knowledge of all aspects of the school's organization and operations.

This same structure has been implemented at each of the Fenton schools with committees, rather than councils, at Fenton Primary Center, Santa Monica Boulevard, Fenton STEM Academy and Fenton Charter Leadership Academy, with the committees serving in the same capacity as the councils.

ANALYSIS

Membership and active and regular participation on one of the four councils (FACS) or committees (FPC, SMBCCS, FCLA and STEM) are conditions of employment for all full-time, exempt staff. With the incorporation of the Fenton schools, the Board of Directors has final decision-making authority relating to all aspects of the operations of the Fenton Charter Public Schools. Each year, the Board is asked to approve a resolution establishing the advisory councils and committees and their role in providing input and recommendations to the Board.

RECOMMENDATION

It is recommended that the Board of Directors approve the attached resolution calling for the continued implementation of the advisory councils for FACS and committees for FPC, SMBCCS, FCLA and STEM, and receive the attached list of council and committee members.

Attachments: *Board Resolution regarding council and committee responsibilities; roster of council (FACS) and committee (FPC, SMBCCS, FCLA, STEM) members*



By resolution of the Board of Directors of the Fenton Charter Public Schools, the following structure for staff, parent and community participation will be implemented.

This resolution will be reviewed and approved yearly as appropriate and documented within the minutes of the first yearly meeting of the Board of Directors.

Council/Committee Responsibilities

All councils and committees are advisory and report to the Board of Directors, the final decision-making body of Fenton Avenue Charter School, Fenton Primary Center, Santa Monica Boulevard Community Charter School, Fenton STEM Academy and Fenton Charter Leadership Academy. All councils/committees will post their agendas at least seventy-two hours prior to the scheduled time of the meeting to allow for maximum inclusion and participation.

Budget, Facilities and Safety Council/Finance Committee:

- Review yearly budget;
- Review expenditures and cash flow;
- Review budget adjustments as needed;
- Review interim and year-end fiscal reports;
- Recommend commission of annual fiscal audit;
- Review the monitoring of ADA (student enrollment) and revenues;
- Recommend fund reserves utilization;
- Apply for grants and funds;
- Solicit private and corporate donations;
- Review Mandated Cost Reimbursement Program;
- Review E-Rate Program;
- Review contracts with outside vendors and agencies;
- Review medical, dental and vision plan rates and any necessary changes to how the program is funded;
- Review facilities utilization and insure a safe campus;

- Review long-range facilities plan;
- Coordinate and oversee school emergency plans;
- Review maintenance needs.

Curriculum and Assessment Council/Instruction Committee:

- Review the implementation of State Board of Education-approved standards;
- Ensure ongoing articulation among teachers and across grade levels:
 - Monitor scheduling of grade level meetings;
 - Monitor EL progress documentation;
 - Ensure the use of adopted materials, assessments, and any online tools as designated by the council/committee;
- Review student outcomes annually and design action plans centered around the following assessment tools:
 - SBAC results
 - ELPAC or other EL assessments;
 - i-Ready; and
 - Online tools that are purchased by FCPS
- Recommend instructional materials, including all state adoptions;
- Recommend a yearly plan and schedule for professional development activities;
- Coordinate parent education activities related to the instructional program with the Family/Parent Center;
- Review ongoing implementation of the FCPS Technology Plans with the Chief Operating Officer as needed;
- Review the Special Education program:
 - Recommend a plan and schedule for professional development related to serving students with disabilities;
 - Review compliance with federal and state regulations;
 - Review student assessment, placement, and mainstreaming of special education students;
 - Review expenditures and ongoing costs
- Review the continuous implementation of a differentiated instructional program for English Language Learners, Title I, Special Education and GATE students.

Human Resource and Personnel Council/Personnel Committee:

- Design and review the recruitment and selection process for personnel;
- Review employee job descriptions and contracts;
- Design the development of schedules and organization of classes;
- Review and recommend grade level assignments (with Curriculum and Assessment Council/Instruction Committee);
- Recommend policies related to leaves of absence, staff attendance, illness and vacation days;
- Review and recommend all decisions related to hiring;
- Review and recommend annual school-wide salary adjustments and benefits (with Budget, Facilities and Safety Council/Finance Committee);
- Review staff evaluation process;
- Review all personnel policies to determine they are in compliance with existing law.

School-Community Relations Council/Parent Advocacy Committee:

- Encourage community activities and recruitment of volunteers;
- Function as the School Site Council, English Learner Advisory Council and Parent/Teacher/Student Association;
- Monitor school-wide incentive programs;
- Monitor and review policies for student and parent activities;
- Advise the Family/Parent Center on parent education and related activities;
- Review and revise the Home-School Agreement and Volunteer Handbook as needed.

Composition of Councils/Committees

1. Staff, parents and community members may participate in any council or committee, but may only serve as a voting member on one council or committee.
2. Staff, parents and community members will apply for a council/committee of their choice on an annual basis. Placement of staff members will be made by the prior year's representatives based on the employee's/parent's preference and the additional responsibilities of each individual. Every attempt will be made to proportionally distribute the membership of each council.
3. Each full-time exempt employee must be a participating member of a council or committee. All other employees will be encouraged to participate.

Election of Council/Committee Chairpersons

1. At the end of each school year, and after council/committee assignments are finalized for returning employees, ballots will be distributed with the names of those who meet the qualifications and are willing to accept the responsibilities of council/committee chair. All returning full-time staff members will vote for their choice of council/committee chairpersons for all four councils or committees (school affiliation will determine if staff/parents will vote for council or committee chairs).
2. Minimum requirements for Council/Committee Chairpersons:
 - Two years of active participation at a Fenton school;
 - One year of active participation on the council/committee for which the individual is nominated;
 - Employee members must have regular status;
 - The individual must be willing to attend all meetings of the Board of Directors and report on behalf of their respective council or committee as needed.
3. In the event of the resignation of a chairperson during the school year, the respective council/committee will nominate and elect a new chair. This process will be conducted solely within the respective council/committee.

Election of Representatives

Representatives will be elected yearly. At least one faculty representative will be assigned to the Human Resource and Personnel Council from Fenton Avenue Charter School and one faculty representative will be assigned to the Personnel Committee of Fenton Primary Center, Santa Monica Boulevard Community Charter School, Fenton STEM Academy and Fenton Charter Leadership Academy respectively; one Classified Representative will be assigned to the Human Resource and Personnel Council and Personnel Committees respectively, if possible.

Faculty Representatives represent all certificated employees.

1. Qualifications
 - a. Certificated employee with regular status
 - b. Employed at the Fenton Charter Public Schools for a minimum of two years
 - c. Has had satisfactory performance evaluations for the last two years
2. One representative for each 250 students from each school will be elected by a vote of all returning certificated employees from each school prior to the beginning of the new school year. (e.g., 250 students = 1 representative; 500 students = 2 representatives, etc.)

3. Faculty representatives will attend meetings of the Board of Directors, and represent the interests of certificated staff.

Classified Representatives represent all classified employees.

1. Qualifications
 - a. Classified employee with regular status
 - b. Employed at the Fenton Charter Public Schools for a minimum of two years
 - c. Has had satisfactory performance evaluations for the last two years
2. One representative per school will be elected by a vote of all returning classified staff prior to the beginning of the new school year.
3. Classified representatives will attend meetings of the Board of Directors and represent the interests of classified staff.

Duties of the Council/Committee Chairs and Representatives:

- Facilitate the communication among the four councils/committees.
- Council/committee chairs will report on the activities of their council/committee at each meeting of the Board of Directors through the published minutes of their respective councils/committees, and publicly at the regular board meeting as requested by the Board of Directors. Minutes of council/committee meetings will be sent to the Chief Executive Officer within 72 hours of the conclusion of council/committee meetings to ensure efficient and ongoing communication with the Board of Directors.
- Elected chairs and representatives will attend each meeting of the Board of Directors as advisors to the Board.
- Advise the Directors of the Fenton schools.

Process for Recommending Policies and Practices

1. Council/committee chairpersons will present any recommendations proposed by their respective councils/committees to the Chief Executive Officer for presentation to the Board of Directors.
2. The Chief Executive Officer will review the request and either recommend or not recommend the item to the Board of Directors.
3. The Board of Directors will review the Chief Executive Officer's recommendation and take action as determined by thorough analysis of data related to the recommendation.
4. Chairpersons will report back to their respective councils/committees to share results from the Board of Directors meetings. All minutes from meetings of the Board of Directors are sent via email to all FCPS employees and board members.

5. Any council/committee member may petition in writing through his/her council/committee chair that a particular decision/policy be revisited by the Board of Directors. The Board of Directors will notify the individual when and if the item will be placed on the Board agenda. If the item is placed on the agenda, the individual will be invited to present his/her position to the Board of Directors.

IV. ITEMS SCHEDULED FOR ACTION



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: David Riddick
Chief Executive Officer/President

SUBJECT: Recommendation to approve slate of FCPS Board officers for 2022-2023 school year

BACKGROUND

The officers of the Fenton Charter Public Schools consist of a President, Vice Presidents, Secretaries, and Chief Financial Officer, or Treasurer. The Chief Executive Officer serves as the President and the elected Faculty and Classified Representatives serve as the Vice Presidents, and Secretaries as needed. The Financial Business Manager is the Treasurer.

Board meetings are run by the Board Chair, or Vice Chair as necessary, and both are elected by the Board of Directors.

ANALYSIS

The by-laws of the Fenton Charter Public Schools, revised and approved at the May 20, 2021 regular meeting of the FCPS Board of Directors, specify the officers of the corporation and their duties:

ARTICLE VIII OFFICERS OF THE CORPORATION

Section 1. OFFICES HELD. The officers of this corporation shall be a President, a Secretary, and a Chief Financial Officer, who shall be known as the “Treasurer.” The corporation, at the Board’s direction, may also have a Chairman of the Board, one or more Vice-Presidents, one or more assistant secretaries, one or more assistant treasurers, and such other officers as may be appointed under Article VIII, Section 4, of these bylaws. The officers in addition to the corporate duties set forth in this Article VIII shall also have administrative duties as set forth in any applicable contract for employment or job specification.

Section 2. **DUPLICATION OF OFFICE HOLDERS.** Any number of offices may be held by the same person, except that neither the Secretary nor the Treasurer may serve concurrently as either the President or the Chairman of the Board.

Section 3. **ELECTION OF OFFICERS.** The officers of this corporation shall be chosen annually by the Board of Directors and shall serve at the pleasure of the Board, subject to the rights of any officer under any employment contract.

Section 4. **APPOINTMENT OF OTHER OFFICERS.** The Board of Directors may appoint and authorize the Chairman of the Board, the President, or another officer to appoint any other officers that the corporation may require. Each appointed officer shall have the title and authority, hold office for the period, and perform the duties specified in the bylaws or established by the Board.

Section 5. **REMOVAL OF OFFICERS.** Without prejudice to the rights of any officer under an employment contract, the Board of Directors may remove any officer with or without cause. An officer who was not chosen by the Board of Directors may be removed by any other officer on whom the Board of Directors confers the power of removal.

Section 6. **RESIGNATION OF OFFICERS.** Any officer may resign at any time by giving written notice to the Board. The resignation shall take effect on the date the notice is received or at any later time specified in the notice. Unless otherwise specified in the notice, the resignation need not be accepted to be effective. Any resignation shall be without prejudice to any rights of the corporation under any contract to which the officer is a party.

Section 7. **VACANCIES IN OFFICE.** A vacancy in any office because of death, resignation, removal, disqualification, or any other cause shall be filled in the manner prescribed in these bylaws for normal appointment to that office, provided, however, that vacancies need not be filled on an annual basis.

Section 8. **CHAIRMAN OF THE BOARD.** If a Chairman of the Board of Directors is elected, he or she shall preside at the Board of Directors' meetings and shall exercise and perform such other powers and duties as the Board of Directors may assign from time to time. If a Chairman of the Board of Directors is elected, there shall also be a Vice-Chairman of the Board of Directors. In the absence of the Chairman, the Vice-Chairman shall preside at Board of Directors meetings and shall exercise and perform such other powers and duties as the Board of Directors may assign from time to time.

Section 9. **PRESIDENT.** The President shall be the general manager of the corporation and shall supervise, direct, and control the corporation's activities, affairs, and officers as fully described in any applicable employment contract, agreement, or job specification. The President shall have such other powers and duties as the Board of Directors or the bylaws may require.

Section 10. **SECRETARY.** The Secretary shall keep or cause to be kept, at the corporation's principal office or such other place as the Board of Directors may direct, a book of minutes of all meetings, proceedings, and actions of the Board and of committees of the Board. The minutes of meetings shall include the time and place that the meeting was held; whether the meeting was annual,

regular, special, or emergency and, if special or emergency, how authorized; the notice given; the names of the directors present at Board of Directors and committee meetings; and the vote or abstention of each Board member present for each action taken.

The Secretary shall keep or cause to be kept, at the principal California office, a copy of the articles of incorporation and bylaws, as amended to date.

The Secretary shall give, or cause to be given, notice of all meetings of the Board and of committees of the Board of Directors that these bylaws require to be given. The Secretary shall keep the corporate seal, if any, in safe custody and shall have such other powers and perform such other duties as the Board of Directors or the bylaws may require.

Section 11. TREASURER. The Treasurer shall keep and maintain, or cause to be kept and maintained, adequate and correct books and accounts of the corporation's properties and transactions. The Treasurer shall send or cause to be given to directors such financial statements and reports as are required to be given by law, by these bylaws, or by the Board. The books of account shall be open to inspection by any director at all reasonable times.

The Treasurer shall (a) deposit, or cause to be deposited, all money and other valuables in the name and to the credit of the corporation with such depositories as the Board of Directors may designate; (b) disburse the corporation's funds as the Board of Directors may order; (c) render to the President, Chairman of the Board, if any, and the Board, when requested, an account of all transactions as Treasurer and of the financial condition of the corporation; and (d) have such other powers and perform such other duties as the Board, contract, job specification, or the bylaws may require.

If required by the Board, the Treasurer shall give the corporation a bond in the amount and with the surety or sureties specified by the Board of Directors for faithful performance of the duties of the office and for restoration to the corporation of all of its books, papers, vouchers, money, and other property of every kind in the possession or under the control of the Treasurer on his or her death, resignation, retirement, or removal from office.

The Board was asked to nominate a Chair and Vice Chair to serve for the 2022-2023 school year. Joe Lucente was nominated to continue as Chairman of the Board and Yvette King-Berg was nominated to serve as Vice Chair.

RECOMMENDATION

It is recommended that the Board of Directors approve the recommended slate of officers of the Fenton Charter Public Schools for the 2022-2023 school year.



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: David Riddick
Chief Executive Officer/President

SUBJECT: Recommendation to approve Independent Study Agreement for 2022-2023 school year

BACKGROUND

The legislation authorizing independent study was enacted in 1976, and originally was designed to serve child actors, aspiring Olympic athletes, and other students whose schedules precluded regular classroom attendance. Over the years, independent study has evolved to serve a wide range of students.

Independent study (California *Education Code [EC]* sections 51745–51749.3) is provided as an alternative instructional strategy, not an alternative curriculum. Independent study students work independently, according to a written agreement and under the general supervision of a credentialed teacher or teachers.

Independent study can be used on a short-term or long-term basis.

ANALYSIS

During the first phase of our June 30, 2017 audit, our auditors recommended yearly Board approval of the Independent Study Agreement.

With new guidelines for Independent Study enacted with the final State budget (AB 130) as a result of the continued need for remote learning related to the pandemic, it is essential the FCPS Board of Directors understand how the Fenton schools will implement Independent Study for the 2022-2023 school year.

The law firm of Young, Minney and Corr provided the following details related to AB 130:

AB 130 mandates updates to Independent Study agreements, and will now require procedures for tiered re-engagement in response to student absenteeism, added documentation requirements and requiring a mandated level of live interaction and synchronous instruction for specific grade spans. The requirements for each grade span include:

- *Grades 1 to 3: Daily synchronous instruction for all students throughout the school year.*
- *Grades 4 to 8: Opportunities for both daily live interaction and at least weekly synchronous instruction for all students throughout the school year.*
- *Grades 9 to 12: Opportunities for at least weekly synchronous instruction for all students throughout the school year.*

As defined in the new law, “synchronous instruction” means classroom-style instruction or designated small group or one-on-one instruction delivered in person, or in the form of internet or telephonic communications, and involving live two-way communication between the teacher and student. Synchronous instruction must be provided by the teacher of record for each student.

“Live interaction” means interaction between the student and charter school classified or certificated staff, and may include peers, provided for the purpose of maintaining school connectedness, including, but not limited to, wellness checks, progress monitoring, provision of services, and instruction. This interaction may take place in person, or in the form of internet or telephonic communication.

Dr. Riddick, Mr. Gonzalez and Mr. Gutierrez, FCPS Attendance Manager, have participated in numerous webinars hosted by law firms and public school advisory organizations to ensure precise and specific information regarding the changes to Independent Study initiated by AB 130 are clearly understood by all school participants and properly implemented.

Additionally, on July 22, 2021, the Fenton Board of Directors approved the ability for FCPS students seeking a remote option for learning to be serviced by Edgenuity for the fall semester. Although Edgenuity was one of the most popular online instructional options for families seeking a remote option, Fenton staff were not involved in the creation of the curriculum nor explicit instruction through this platform. As of August 19, 2021, FCPS had 69 students enrolled in Edgenuity. Roughly half of these students were actively engaged in the software. FCPS had students disenroll from the platform due to lack of connectivity with a Fenton teacher. It is believed the lack of involvement from Fenton staff caused anxiety among our students and families that were having difficulty navigating the Edgenuity platform.

Fenton lost 167 students across the Fenton schools at the beginning of the 2021-2022 school year compared to the 2020-2021 school year. Our enrollment for students requesting an online option stabilized at about 66 students in 2021-2022. FCPS had an urgent need for two highly qualified and experienced teachers to serve as “Distance Learning Lead Teachers” to address the dynamic needs of our families enrolled in our remote learning platform. Distance Learning Lead Teachers are responsible for the connectivity, engagement and enhancement of all aspects of the distance learning instructional program at all Fenton schools. The need to hire Distance Learning Lead Teachers was urgent to prevent additional students from disenrolling in Fenton’s online option.

On August 30, 2021, the CEO reassigned Yesenia Fuentes from her position as a 5th Grade Teacher at Fenton Charter Leadership Academy (FLCA). Ms. Fuentes is one of the most respected teachers across the organization with a track record of increasing student achievement. She is fluent in Spanish and was able to make an immediate impact on the success of our students and their families as they engaged in remote learning as early as the following week.

On September 1, 2021, a Hiring Committee composed of David Riddick (CEO), Jason Gonzalez (COO), Angie Castellana Ferri (Instructional Coach), Rolando Gutierrez (FCPS Attendance Manager), Yesenia Fuentes (Distance Learning Lead Teacher) along with Faculty Representatives and Administrators from

across the Fenton schools selected Kelley Christenson to serve as a second Distance Learning Lead Teacher.

Ms. Fuentes and Ms. Christenson have had a dramatic impact on engaging students in the online platform. They have allowed the Fenton schools to re-enroll students that have left Fenton and alleviate challenges teachers were having in meeting the needs of students working remotely. Ms. Fuentes and Ms. Christenson met with students in all grade levels on a daily basis providing students with live synchronous instruction. Although students slowly returned to in-person instruction, the option to participate in this remote platform will continue to be offered as an expanded independent study option during the 2022-2023 school year.

RECOMMENDATION

It is recommended that the Board of Directors approve the revised Independent Study Agreement for 2022-2023 with the additional option of the Distance Learning Program available as an extension of the Independent Study option.

Attachment: [*Sample Revised Independent Study Agreement and Log Notice of Public Hearing*](#)



FENTON CHARTER PUBLIC SCHOOLS

Notice of Public Hearing

The Fenton Charter Public Schools will conduct a Public Hearing on Thursday, July 21, 2022, remotely via Zoom meeting:

Join Zoom Meeting: <https://us02web.zoom.us/j/87479668758>

Meeting ID: 874 7966 8758

The purpose of the hearing is to present information related to the Independent Study Agreement to be utilized at the Fenton schools for the 2022-2023 school year. Encouraging input from parents, teachers and community members prior to Board approval is required by Education Code Section 51747.

1. A Google survey “sign-up” will be open to members of the public 30 minutes prior to the public meeting. This survey will take the place of the “speaker cards” available at meetings. <https://bit.ly/2wDdxrM>
2. Speakers will fill in their names and select if they wish to address the board regarding a specific agenda item or a non-agenda item.
3. Speakers are asked to attend the board meeting virtually through the Zoom invitation link presented here.
4. When it is time for the speaker to address the board, his/her name will be called by the Board Chair and the requesting speaker’s microphone will be activated.
5. Speakers should rename their Zoom profile with their real name to expedite this process.
6. After the comment has been given, the microphone for the speaker’s Zoom profile will be muted.

The Public Hearing will be conducted in English. Persons interested in attending the hearing who have special communication or accommodation needs, or need an interpreter, are encouraged to contact either Chief Executive Officer David Riddick at (818) 962-3630, extension 5128, or Chief Operating Officer Jason Gonzalez at (818) 962-3630, extension 5113.



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: David Riddick
Chief Executive Officer/ President

SUBJECT: Recommendation to receive FASB ASC 715 OPEB report for FCPS as of June 30, 2022

BACKGROUND

Since the approval of GASB 45 in July 2004, Fenton Avenue Charter School, and then in 2011, the Fenton Charter Public Schools have adhered to the Government Accounting Standards Board statement to determine Other Post-Employment Benefits' (OPEB) liabilities and obligations. As a non-profit public benefit corporation, FASB (Financial Accounting Standards Board) statements are a better “fit” for the organization than GASB regulations, and in the 2015-2016 school year, FCPS transitioned to FASB reporting guidelines and received its first FASB ASC 715 actuarial report.

One major difference between GASB and FASB is the requirement for yearly actuarial reports for FASB compared to the “every other year” requirement under GASB, and hence, the Board will receive a FASB report yearly.

ANALYSIS

The results of the June 30, 2022 actuarial valuation report reveal the following:

Summary of Actuarial Valuation Results	Year Ending June 30, 2021	Year Ending June 30, 2022
Beginning of Year Reconciliation of OPEB Assets	\$6,731,122	\$8,661,640
Employer Contributions to Trust	\$1,382,996	\$859,678
Employee Contributions to Trust	0	0
Actual Return on Assets	\$547,522	(\$314,713)

End of Year Reconciliation of OPEB Assets		\$8,661,640	\$9,206,605
Accumulated Postretirement Benefit Obligation (APBO)			
	<i>Actives</i>	\$8,983,792	\$7,632,990
	<i>Retirees</i>	\$3,423,841	\$3,041,853
Total APBO		\$12,407,633	\$10,674,843
Over/(Under) Funded		(\$3,745,983)	(\$1,468,238)

RECOMMENDATION

It is recommended that the Board of Directors receive the FASB ASC 715 Report for FCPS for year ending June 30, 2022 and recognize that for fiscal year ending June 30, 2023, the Fenton Charter Public Schools are expected to contribute \$637,267 to the trust. (The total contribution for fiscal year ending June 30, 2022 was \$859,678.)

Separate Attachment: [*Fenton Charter Public Schools Actuarial Valuation Report as of June 30, 2022*](#)

V. ITEMS SCHEDULED FOR INFORMATION



FENTON CHARTER PUBLIC SCHOOLS

July 21, 2022

TO: Fenton Charter Public Schools
Board of Directors

FROM: Joe Lucente
Chairman of the FCPS Board of Directors

Jason Gonzalez
Chief Operating Officer

SUBJECT: Update on FCPS OPEB Trust and FCPS Investment Account

BACKGROUND

FCPS OPEB Trust:

The *Fenton Charter Public Schools Public School Employee Retirement Healthcare Benefits Trust* (“FCPS OPEB Trust”) was formally established on September 17, 2015. Irene Sumida was named as the “Grantor,” and along with Joe Lucente, an “Initial Co-Trustee”. The trust was established “...solely for the benefit of one or more specified public employee retirement healthcare benefits plans sponsored and provided to qualified public school employees and beneficiaries by Fenton Charter Public Schools, a California nonprofit public benefit corporation...” As an irrevocable trust, there are specific guidelines and regulations pertaining to the *exclusive* use of any funds.

- Funds may be used to pay for the health benefits of qualified retirees
- Funds may be used to pay for actuarial services related to the trust¹
- Funds may be used for expenses for legal services and audits related to the trust

¹ An actuarial valuation report of other post-employment healthcare benefits (OPEB) offered by the Fenton Charter Public Schools is conducted annually as required by the accounting requirements of the *Financial Accounting Standards Board* (FASB) *Accounting Standards Codification No. 715* (ASC 715), specifically FASB ASC 715-60 and FASB ASC 715-20 (formerly known as SFAS 106, Employer’s Accounting for Postretirement Benefits Other Than Pensions and SFAS 158, Employer’s Accounting for Defined Benefit Pension and Other Postretirement Plans, respectively). The purpose of the annual valuation report is to provide measurements of the OPEB obligations, annual expense, and other disclosure items in accordance with FASB ASC 715. The annual valuation report is presented to the FCPS Board of Directors for discussion and review, and updates on OPEB Trust activity are included at all regular board meetings.

The FCPS OPEB Trust account was opened at the East West Bank and an investment portfolio created on March 28, 2016. The portfolio was transferred to Cathay Wealth Management on October 30, 2017.

FCPS Investment Account:

On March 24, 2011, the Board of Directors of Fenton Primary Center (“FPC”) amended the FPC Articles of Incorporation to rename the nonprofit public benefit corporation [501(c)(3)] the *Fenton Charter Public Schools* (“FCPS”). With the name change and subsequent “Agreement of Merger” between Fenton Avenue Charter School and the Fenton Charter Public Schools, the renamed entity became a charter management organization (CMO), adding flexibility and new possibilities for growth and expansion to what was originally a single, year-round, multi-track conversion charter school. Santa Monica Boulevard Community Charter School was divested to the organization by LAUSD in May 2012, and Fenton STEM Academy and Fenton Charter Leadership Academy (originally Fenton Academy for Social and Emotional Learning) were opened by FCPS in August 2015.

With the flexibility 501(c)(3) status allows and the growth of the organization to five schools, the Board of Directors approved the opening of an investment account for the Fenton Charter Public Schools at the October 19, 2017 regular board meeting². \$1.5 million was approved as the initial investment, and an additional \$4.5 million (\$1,000,000 from FACS; \$500,000 from FPC; and \$3,000,000 from SMBCCS) was approved for investment at the January 27, 2022 board meeting.

ANALYSIS

The President of the Trust, Walter Wallace, and Secretary of the Trust, Joe Lucente, will provide an update on the OPEB Trust, and FCPS Chief Operating Officer, Jason Gonzalez, will share an update on the FCPS Investment Account.

RECOMMENDATION

This is an information item only and no action is required.

Attachment: [*OPEB Trust Investment Account - Updated Performance*](#)

² Activities of the FCPS Investment Account are reported to the FCPS Board of Directors at all regular board meetings to ensure active discussion, review and oversight, and are included within the annual independent consolidated audit of the Fenton Charter Public Schools.