AGENDA
PUBLIC HEARING/REGULAR MEETING
OF THE
BOARD OF TRUSTEES

DISTRICT VISION STATEMENT
Working together with families, the community, and highly qualified staff, the Buckeye Union School District ensures that each student masters the knowledge and skills needed to maximize his/her academic and personal success in a global society.

Wednesday, June 10, 2020

Closed Session-6:00 p.m.
Open Session - 7:00 p.m.

Virtual Zoom Board Meeting

In order to ensure compliance with federal and state guidance regarding large gatherings and in accordance with the State of California Executive Order N-29-20, to provide the public with the opportunity to provide comments to the Board.

Please login to Zoom and continue to watch and listen to the meeting. Your call/entry will be muted upon joining the meeting. When you hear the Agenda Item VII. (Public Comments), Public Hearing Items (Public Comment) X.1-2., and Action Items XI.1-2 called, and you wish to comment please answer yes on the controls and await your opportunity to speak. When you are notified your call will be unmuted and you may speak for three minutes. While speaking, please reduce any background noise to ensure that your comments can be heard.

Zoom Login for Board Meeting- Please Register in advance for this meeting:

June 10. 2020 - Board Meeting Link or
https://zoom.us/meeting/register/tJUsf--upz0iHtx21h8BD1GF0ex6kWgzS_Qw

After registering, you will receive a confirmation email containing information about joining the meeting.

I. CALL TO ORDER

II. PUBLIC COMMENTS
III. ADJOURN TO CLOSED SESSION
   1. Superintendent Evaluation

IV. RECONVENE TO OPEN SESSION AND FLAG SALUTE

V. ROLL CALL

VI. APPROVAL OF AGENDA

VII. PUBLIC COMMENTS

VIII. REPORTS

   1. Reports and Requests by Board Members
   2. Superintendent Report - Overview of School Reopening Options

IX. CONSENT AGENDA

   All matters listed on the Consent Agenda are considered by the Board to be routine and will be
   enacted by the Board in one motion. There will be no discussion on these items prior to the time
   the Board votes on the motion unless members of the Board, staff, or public request specific
   items to be discussed and/or removed from the Consent Agenda. If items are pulled for
   discussion, a separate vote will occur on the item(s). The Superintendent and staff recommend
   approval of all Consent Agenda items.

   1. Legal Service Agreement between Kingsley Bogard and the Buckeye Union

X. PUBLIC HEARINGS

   1. Material Revision to The Cottonwood Charter School Petition to: a) remove
      all references to Inspire Corporation; b) change permanent fiscal location to
      7006 Rossmore Lane; c) limit enrollment in the in-seat program to 120 by
      the 2022-2023 school year; and (d) make other changes as necessary to
      bring the petition in alignment with current laws and practices since its
      initial approval.
      
      (Jackie McHaney, Assistant Superintendent)

      Conduct of Hearing: a) Staff report and discussion; b) Public Testimony; c) Close
      the public hearing; d) Board discussion - no action

   2. 2020-2021 Proposed Budget

      Per California Education Code section 42127, on or before July 1 of each
      year the Governing Board of each school district shall hold a public hearing
      on the budget to be adopted for the subsequent fiscal year. This is a
      designated time for the public to ask questions or make comments
      concerning the 2020/2021 proposed district budget.

      (Jackie McHaney, Assistant Superintendent)
XI. DISCUSSION/ACTION ITEMS

1. Authorization to Post Bidding Documents for the VVCM Rental Classroom and Associated Sitework Project.
   (Brian McCahon, Director of Fiscal Services)

2. Resolution 20-17, Finding the Valley View Charter Montessori Rental Classroom and Associated Sitework Project Exempt from the California Environmental Quality Act and Approving the Filling and Recordation of a Notice of Exemption.
   (Brian McCahon, Director of Fiscal Services)

XII. NEXT MEETING

   Wednesday, June 24, 2020, 7:00 P.M.

XIII. ADJOURNMENT

Any writings or documents that are public records and are provided to a majority of the governing board regarding an open session item on this agenda will be made available for public inspection in the District Office located at 5049 Robert J. Mathews Parkway, El Dorado Hills, CA 95762 during normal business hours. Individuals who require special accommodation (American Sign Language interpreter, accessible seating, documentation in accessible formats, etc.) Should contact the Superintendent at least two days before the meeting date.
ACKNOWLEDGMENT OF
2020/2021 FISCAL YEAR
LEGAL SERVICES BILLING RATES

Partner $295 - $315
Senior Associate $280
Associate $200 - $260
Paralegal $140 - $165
Of Counsel $295

Please acknowledge receipt of Kingsley Bogard's 2020/2021 fiscal year billing rates for legal services by signing and returning this form to:

Lindsay K. Moore
Kingsley Bogard LLP
600 Coolidge Drive, Suite 160
Folsom, CA 95630
lmoore@kblegal.us

FOR: __________________________

Date: ____________, 2020

Signature: __________________________________

Name: ______________________________________

Title: ________________________________________
May 22, 2020

VIA EMAIL ONLY

Dr. David Roth, Superintendent
Buckeye Union School District
5049 Robert J. Mathews Parkway
El Dorado Hills, CA 95762

Re: Kingsley Bogard LLP
Billing Rates for Fiscal Year 2020/2021

Dear Dr. Roth:

The current fiscal picture presents challenges and funding issues for the public sector. We view ourselves as part of your management team. That is why our rates will not change for the coming fiscal year.

Set forth below are Kingsley Bogard’s hourly rates for 2020/2021.

- Partner $295 - $315
- Senior Associate $280
- Associate $200 - $260
- Paralegal $140 - $165
- Of Counsel $295

Please sign the enclosed acknowledgment and return a copy to us by email.

We are in an era of change. As a team, we will find solutions.

Very truly yours,

KINGSLEY BOGARD LLP

LKM:tc
Enclosure
NOTICE OF PUBLIC HEARING

The Buckeye Union School District hereby gives notice that a Public Hearing will be held as follows:

1. Material Revision to The Cottonwood Charter School Petition to: a) remove all references to Inspire Corporation; b) change permanent fiscal location to 7006 Rossmore Lane; c) limit enrollment in the in-seat program to 120 by the 2022-2023 school year; and (d) make other changes as necessary to bring the petition in alignment with current laws and practices since its initial approval.

   Conduct of Hearing: a) Staff report and discussion; b) Public Testimony; c) Close the public hearing; d) Board discussion - no action

2. 2020-2021 Proposed Budget

   Per California Education Code section 42127, on or before July 1 of each year the Governing Board of each school district shall hold a public hearing on the budget to be adopted for the subsequent fiscal year. This is a designated time for the public to ask questions or make comments concerning the 2020/2021 proposed district budget.

   Conduct of Hearing: a) Staff report and discussion; b) Public Testimony; c) Close the public hearing; d) Board discussion - no action

Hearing Date: June 10, 2020
Time: 7:00 p.m.
Meeting: VIA ZOOM
District Office Board Room
El Dorado Hills, CA  95762
BUCKEYE UNION SCHOOL DISTRICT

AGENDA ITEM #: X.1. DISCUSSION ITEM/PUBLIC HEARING:
Consideration of Material Revision to the Cottonwood School Charter Petition

SITUATION:
The Cottonwood School is authorized by the Buckeye Union School District as an independent charter school established in July 2017 to serve students in TK through 12th grade for a term of five (5) years commencing on July 1, 2017 and ending on June 30, 2023. On or about May 14, 2020, the Buckeye Union School District received a request for a Material Revision to essentially authorize the Cottonwood School to: (a) make its current temporary location of 7006 Rossmore Lane, El Dorado Hills, CA 95762 its permanent location; (b) revises its projected enrollment in its Petition to provide:

- 9-12th Homeschool Program: Approximately 2430
- In-Seat Program:
  - 2019-2020 School Year: 9
  - 2020-2021 School Year: 50
  - 2021-2022 School Year: 70
  - 2022-2023 School Year: 120

(c) to remove all references to Inspire Corporation as Inspire Corporation no longer performs any functions on behalf of The Cottonwood School; and (d) pursuant to Education Code Section 47607(a)(2) Cottonwood School also revised its current Charter Petition to bring its Petition current with any law applicable to charter schools that has been passed since Cottonwood School’s last approval from the District.

PLAN:
To have the Board hold a Public Hearing and Consider the request of The Cottonwood School to approve a material revision to their charter to allow The Cottonwood School to permanently house its program at 7006 Rossmore Ln, El Dorado Hills, CA 95762, to revise its enrollment projections and to make the other changes noted herein.

FISCAL IMPACT:
None as the TK-8th grade program is only approved as a homeschool, independent or online program and not a seat based program.

SUPERINTENDENT’S RECOMMENDATION:
The Superintendent recommends that the Board hold the Public Hearing and take action on this request at its June 24, 2020 Board Meeting.
AGENDA ITEM #: X.2.  
Public Hearing: 2020/2021 Proposed Budget

SITUATION:
Estimates of the District’s financial operation must be approved prior to spending money beginning July 1st. (Education Code §42127) If a budget is not adopted and submitted to the County Office of Education, no expenditures can be made or payroll processed. The public hearing is held prior to the adoption of the budget to give interested persons an opportunity to address the Board concerning the budget.

The District’s proposed budget has been built using the best information available at this time. The State revenues are based on the Governor’s May 2020 revised proposed budget.

Revenue and expenditure assumptions are detailed in the draft budget document and presentation, a copy of which can be located on the District website and is available for inspection at the District Office.

PLAN:
The plan is for the Board to hold a public hearing on the draft budget for the 2020/2021 school year and at its June 24, 2020 meeting adopt a balanced budget for the 2020/2021 fiscal year, to commit to maintaining a balanced budget and to preserve a fully funded reserve in 2021/2022 and 2022/2023.

The multi-year projection included with the draft budget serves to assist the District in making the determination that it is able to meet the financial obligations for the current fiscal year and the next two fiscal years. The multi-year budget projections show that with implementation of the Budget Stabilization Plan passed on May 20, 2020 and the implementation of additional expenditure reductions for the 2021/2022 and 2022/2023 school years, the District will be able to maintain the minimum economic reserve of 3% for the 2020/2021, 2021/2022 and 2022/2023 budget years.

LEGISLATURE AGREEMENT ON PROPOSED 2020-2021 STATE BUDGET:
On June 3, 2020, the Senate and Assembly rejected the Governor’s May Revise and reached an agreement on their proposed 2020-21 State Budget to close the projected budget shortfall of $54 billion by anticipating $14 billion in additional federal fund support with triggered reductions in the event funds do not materialize, and utilizing $11.8 billion in state reserves.

The Legislature’s plan proposes to adopt a proposed budget that:

• Fully Funds the LCFF with a 2.31 percent cost of living adjustment
• Provides an average daily attendance (ADA) hold harmless agreement for school districts in the 2020-21 fiscal year and requires distance learning in the event of school closures
• Provides $545 million to increase the special education base rate and $100 million for the low incidence disabilities cost pool.

*Should the federal funds not materialize by September 1, 2020,* the legislative plan proposes a series of trigger solutions that would take effect October 1, 2020:

• Defers $5.3 billion in Proposition 98 funding
• Maximize the use of the Rainy Day Fund, withdrawing $1.8 billion
• Maximize the use of the Safety Net Reserve, withdrawing $900 million
• Reinstate a PERS payment deferral of $1.3 billion
• Reduce county realignment funds by $600 million
• Reduce the University of California by $370 million and California State University by $400 million
• Reduce the Judiciary budget by $100 million

By January 2021, if updated forecast does not meet their expectations, a June payroll deferral would be triggered back into effect.

**MAY 2020 REVISE vs LEGISLATURE AGREEMENT**

The primary differences between the Governor’s May 2020 Revise and the Legislature’s Agreement on a proposed 2020-2021 State Budget is:

• The Legislature’s proposed budget counts on the passage of the Federal HEROES Act and the appropriation of approximately $14 billion dollars. In the event that these funds do not materialize by September 1, 2020, the Legislature would spare K-12 school cuts by issuing more IOUs and deferring school revenue requiring Districts to borrow an additional $5.3 billion to cover their expenses. The state would repay these funds at some point to be determined in the future.

• Governor Newsom’s proposed budget does not include any funding from the HEROES Act. Instead of counting on it, he has proposed to tentatively cut programs now in the State budget that must be passed by June 30 and restore them if and when federal funds materialize. Newsom would move ahead with an $8 billion cut to K-12 schools without more federal aid. It would include a $6.4 billion reduction — 8% — to the Local Control Funding Formula, which makes up 80% of districts’ state funding, as well as cuts to early education, after-school programs and career and technical education.

**FISCAL IMPACT:**
General Fund expenditure appropriations of approximately $45,340,395.

**SUPERINTENDENT’S RECOMMENDATION:**
None. This is a public hearing only.
### Buckeye Union School District
#### 2020-2021 Budget
#### Multi-Year Projections

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#### COMPONENTS OF ENDING BALANCE

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#### Notes

- **LCFF Sources**: LOCAL CONTROLLED FUND FOR FUNDING
- **Federal Revenues**: Federal Funding
- **Other State Revenues**: Other State Funding
- **Transfers In (Non-operational)**: Transfers from non-operational accounts
- **Board Reserve for Economic Uncertainties**: Reserve for economic uncertainties
- **Required Reserve for Economic Uncertainties**: Required reserve for economic uncertainties
- **Required Reserve for Economic Uncertainties (3%)**: Required reserve for economic uncertainties (3% of unrestricted revenues)
- **Board Reserve for Economic Uncertainties (1%)**: Board reserve for economic uncertainties (1% of unrestricted revenues)
- **Additional Economic Uncertainty reserve**: Additional economic uncertainty reserve
- **Total Undesignated Amount**: Total amount not designated for specific purposes

#### Authoritative Sources

- **Buckeye Union School District**
- **2020-2021 Budget**
- **Multi-Year Projections**

#### Additional Information

- **Revenue and Expenditure Projections**
- **Beginning and Ending Balances**
- **Reserves and Reserves for Economic Uncertainties**

#### Contact Information

For further inquiries, please contact the Buckeye Union School District's financial management team.

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**Note:** The data provided is a summary of the financial projections for Buckeye Union School District from 2020-2021 to 2022-2023, inclusive. The table reflects the budgeted amounts for various revenue and expenditure categories, as well as components of the ending balance. The projections are subject to annual review and adjustment based on actual financial performance and legislative changes.
BUCKEYE UNION SCHOOL DISTRICT

**AGENDA ITEM #: XI.1.**

**ACTION:** Authorization to Post Bidding Documents for the VVCM Rental Classroom and Associated Sitework Project

**SITUATION:**

Public Contract Code Section 20111 requires that contracts for public works construction projects exceeding $15,000.00 be legally advertised and awarded to the lowest responsive and responsible bidder, who shall have such surety as the Board requires.

On May 6, 2020 the Governing Board approved staff to enter into a contractual agreement with Kirk S. Brainerd (Architect) to prepare construction documents for the Valley View Charter Montessori Rental Classroom and Associated Sitework Project to submit for DSA approval. The District expects to receive DSA approval on May 19, 2020.

The Project is required to be bid and the scope of work includes, but is not limited to the following: installation of a leased 30’x32’ modular classroom, and associated sitework to construct the building pad and install all of the necessary utilities for the new area.

This Project is to be managed by the Facilities Department in conjunction with Kirk S. Brainerd (Architect). This Project will also require a DSA approved inspector.

**PLAN:**

The plan is to have the Board authorize staff to post bidding documents for the Valley View Charter Montessori Rental Classroom and Associated Sitework Project, with a planned bid opening date of June 9, 2020. Assuming a lowest responsive and responsible bidder is identified through this process, the matter will be brought back to the June 10, 2020 Board meeting to award the contract.

**FISCAL IMPACT:**

There is no impact on the General Fund. Funding will come from Fund 49. These funds can only be expended on Valley View Charter Montessori, or a prorata share of District-Wide projects benefiting Valley View Charter Montessori.
SUPERINTENDENT’S RECOMMENDATION:

The Superintendent recommends that the Board authorize staff to post Bidding Documents for the Valley View Charter Montessori Rental Classroom and Associated Sitework Project.
AGENDA ITEM #: XI.2.  

ACTION: Adopt Resolution 20-17, Finding the Valley View Charter Montessori Rental Classroom and Associated Sitework Project Exempt from the California Environmental Quality Act and Approving the Filing and Recordation of a Notice of Exemption

SITUATION:

Prior to and/or contemporaneously with the authorization of the Valley View Charter Montessori Rental Classroom and Associated Sitework Project, the District’s Governing Board must comply with the California Environmental Quality Act (“CEQA”). The project qualifies for Class 4, and Class 14 exemptions CEQA Act under Sections 15304, and 15314 of the CEQA guidelines. Class 4 is for minor alterations to land, and Class14 is for minor additions to schools. By adopting the resolution, The Board of Trustees will determine the project is exempt from CEQA and will direct staff to file a Notice of Exemption (NOE) with the El Dorado County Clerk’s Office. The filing will start a 35-day statute of limitations period on legal challenges that the project is exempt from CEQA. If a NOE is not filed, a 180-day statute of limitations will apply.

PLAN:

To have the Board adopt Resolution No.20-17, authorizing staff to file a Notice of Exemption for the Valley View Charter Montessori Rental Classroom and Associated Sitework Project.

FISCAL IMPACT:

None.

SUPERINTENDENT’S RECOMMENDATION:

The Superintendent recommends that the Board adopt Resolution No.20-17, authorizing staff to file a Notice of Exemption for the Valley View Charter Montessori Rental Classroom and Associated Sitework Project.
BEFORE THE
GOVERNING BOARD
OF THE
BUCKEYE UNION SCHOOL DISTRICT

RESOLUTION FINDING THE VALLEY VIEW CHARTER MONTESSORI RENTAL CLASSROOM AND ASSOCIATED SITEWORK PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING THE FILING AND RECORDATION OF A NOTICE OF EXEMPTION

RESOLUTION NO. 20-17

WHEREAS, the Buckeye Union School District (“District”) owns and operates the Valley View Charter Montessori School located at 1665 Blackstone Parkway, El Dorado Hills, CA 95762;

WHEREAS, on May 6, 2020 the Board authorized District staff to enter into a contract for services with Kirk S. Brainerd (Architect) to prepare construction documents, and administration services for Valley View Charter Montessori Rental Classroom and Associated Sitework Project (“CEQA Project”);

WHEREAS, the District must comply with the California Environmental Quality Act (“CEQA”) before approving the CEQA Project; and

WHEREAS, exemptions to CEQA are set forth in Article 19 of Title 14 of the California Code of Regulations (“CEQA Guidelines”); and

WHEREAS, CEQA Guidelines Section 15304 sets forth an exemption from CEQA for minor alterations in the condition of land, water, and/or vegetation which do not involve the removal of healthy, mature, scenic trees except for forestry or agricultural purposes; and

WHEREAS, CEQA Guidelines Section 15314 sets forth an exemption from CEQA for minor additions to schools which does not increase the student capacity by twenty-five percent (25%), or by ten (10) classrooms, whichever is less; and

WHEREAS, the CEQA Project is not located in an area of statewide, regional or area-wide concerns as identified in CEQA Guidelines Section 15206(b); and

WHEREAS, the District has considered whether the CEQA Project may have significant impacts on the environment; and

WHEREAS, the District has concluded, through its own independent review and analysis, that the CEQA Project will not have a significant impact on the environment.

NOW, THEREFORE, THE GOVERNING BOARD OF THE BUCKEYE UNION SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the above recitals are all true and correct.

Section 2. That the District has considered whether the CEQA Project may have significant impacts on the environment.
Section 3. That the District has concluded, after reviewing the CEQA Project, through its own independent review and analysis, that the CEQA Project will not have a significant impact on the environment.

Section 4. That the CEQA Project will not result in damage to scenic resources pursuant to Public Contracts Code Section 21084.

Section 5. That the Real Property is not located in an area of statewide, regional, or area-wide concerns as identified in CEQA Guidelines Section 15206(b)(4).

Section 6. That the CEQA Project will involve negligible or no expansion beyond the existing use of the Real Property.

Section 7. That the CEQA Project is subject to CEQA Guidelines Section 15304 and 15314 and is therefore exempt from CEQA.

Section 8. The District Superintendent, or designee, is instructed to file and/or record a Notice of Exemption from the California Environmental Quality Act, consistent with this Resolution, attached hereto as Exhibit “A,” with any and all appropriate public agencies or entities, subject only to minor non-substantive revisions, if necessary.

Section 9. In the event any section or portion of this Resolution shall be determined invalid or unconstitutional, such section or portion shall be deemed severable and all other sections or portions hereof shall remain in full force and effect. The Board hereby declares that it would have passed this Resolution and each section, subsection, sentence, clause or phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared to be unconstitutional.

Passed and Adopted by roll call vote this June 10, 2020 by the following vote:

    AYES: 
    NOES: 
    ABSENT: 
    ABSTAIN: 

___________________________________________
BRENDA HANSON-SMITH, Ph.D.
President, Governing Board

I, David Roth, Ph.D., Secretary of the Governing Board of the Buckeye Union School District, do hereby certify that the foregoing Resolution was regularly introduced, passed and adopted by the Governing Board at its meeting held on June 10, 2020.

___________________________________________
DAVID ROTH, Ph.D.
Secretary, Governing Board
Notice of Exemption

To: Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044  
County Clerk  
County of: El Dorado  
360 Fair Lane  
Placerville, CA 95667

From: (Public Agency): Buckeye USD  
5049 Robert J Mathews Parkway  
El Dorado Hills, CA 95762

Project Title: Valley View Charter Montessori Rental Classroom & Associated Sitework Project

Project Applicant: Buckeye Union School District

Project Location - Specific:  
1665 Blackstone Parkway, El Dorado Hills, CA 95762

Project Location - City: El Dorado Hills  
Project Location - County: El Dorado

Description of Nature, Purpose and Beneficiaries of Project:  
This project includes the installation of a leased 30'x32' DSA approved modular classroom, and the associated site work necessary to create the building pad and the necessary utilities for the new location.

Name of Public Agency Approving Project: Buckeye Union School District

Name of Person or Agency Carrying Out Project: Buckeye Union School District

Exempt Status: (check one):
- ☐ Ministerial (Sec. 21080(b)(1); 15268);
- ☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
- ☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- ☐ Categorical Exemption. State type and section number: 15304, 15314
- ☐ Statutory Exemptions. State code number: ______________________________

Reasons why project is exempt:

This project only requires minor alterations to land, and a minor addition to a school, and therefore qualifies for exemptions from CEQA under Sections 15304, and 15314 of the CEQA Guidelines, respectively. The environmental review of the project did not identify any significant effects that would occur from this project.

Lead Agency Contact Person: Brian McCahon  
Area Code/Telephone/Extension: 916-985-2183 ext. 1037

If filed by applicant:  
1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? ☐ Yes  ☐ No

Signature: ____________________________ Date: 05/21/2020  Title: Director of Facilities

☒ Signed by Lead Agency  ☐ Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Date Received for filing at OPR: __________________

Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.