

MONTEREY COUNTY COMMITTEE
ON SCHOOL DISTRICT ORGANIZATION
OCTOBER 14, 2020
APPROVED MINUTES

1. Opening Business

1.1 Call to Order: Chair Ron Panziera called the Monterey County Committee on School District Organization meeting of October 14, 2020, to order at 10:18 AM in the Dr. Ray Charlson Board Chambers of the Monterey County Office of Education. The telephonic meeting was lived streamed for members of the public on Facebook.

1.2 Roll Call

COUNTY COMMITTEE MEMBERS PRESENT:

Ron Panziera, Chair
John McPherson, Vice-Chair
Judy Pennycook
Janet Wohlgemuth
Mary Claypool
Lupe Sánchez
Dr. Deneen Guss, Secretary to the County Committee

COUNTY COMMITTEE MEMBERS ABSENT WITH NOTIFICATION

Harvey Kuffner

STAFF TO SUPERINTENDENT:

Ginny Brown
Adam Gavalla
Jessica Hull
Colleen Stanley

GUESTS:

Teri Wissler Adam
Marguerite Leoni
Devon Lincoln
Christy White

1.3 Pledge of Allegiance: Conducted during the regularly scheduled meeting of the Monterey County Board of Education.

1.4 Adoption of Agenda

MSC 20-21-36 (6-0) Lupe Sánchez, Judy Pennycook

"That the Monterey County Committee on School District Organization approves the agenda as presented."

2. Communications

2.1 Correspondence: Ronald Panziera stated that one letter had been received from the City of Salinas regarding the Initial Study and Negative Declaration, and that the concerns would be addressed by Teri Wissler Adam in her report to the Board.

2.2 Oral Comments from the Public (*Limited to Items Not on the Agenda*): None

3. Unfinished Business Non Action Items

3.1 Public Hearing regarding Adoption of a Negative Declaration in accordance with the California Environmental Quality Act (Government Code Section 21000-21178) on the proposed Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District. (See Ed. Code §§ 35706 & 35710.3.)

3.2 Report on CEQA Study

Teri Wissler Adam, Senior Principal, EMC Planning Group reviewed the CEQA study for the proposed transfer area. She addressed the public comment letter that had been received from the City of Salinas and explained that school districts must also conduct CEQA prior to site acquisition. She noted that two minor collateral factual issues would be corrected for the final Negative Declaration.

3.3 Open Public Hearing: Chair Ron Panziera opened the public hearing at 10:25 AM.

3.4 Public Comment: Letter from the City of Salinas is attached.

3.5 Close Public Hearing: Chair Ron Panziera closed the public hearing at 10:26 AM.

3.6 Review of Feasibility Study for Petition to Determine Whether the Petition for Transfer of uninhabited Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets Each of the 9 Criteria Contained in Education Code § 35753 and Findings Pursuant to Education Code § 35707.

Christy White, CPA, stated that she had reviewed the Lozano Smith Feasibility Study to evaluate the criteria listed in Education Code 35753 for the Petition to transfer specific parcels from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District. Her study concluded that all 9 criteria substantially met the requirements for transfer.

4. Unfinished Business Action Items

4.1 Action under Education Code § 35706 & § 35710.3 & 14 C.C.R. § 15074 and Adoption of a Negative Declaration in Accordance with the California Environmental Quality Act (Government Code 21000-21178) on the proposed Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District.

MSC 20-21-37 (6-0) Lupe Sánchez, Judy Pennycook

"That the Monterey County Committee on School District Organization Adopt a Negative Declaration in Accordance with the California Environmental Quality Act."

4.2 Determination on Whether the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets Each of the 9 Criteria Contained in Education Code § 35753 and Findings Pursuant to Education Code § 35707.

4.2.1 Criterion 1

The County Committee Will Vote on Whether or Not Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Adequate Enrollment" Criterion [Education Code Section 35753(a)(1)]:

"The reorganized districts will be adequate in terms of number of pupils enrolled."

MSC 20-21-38 (6-0) Lupe Sánchez, Mary Claypool

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "adequate enrollment" criterion [Education Code section 35753(a)(1)]."

4.2.2 Criterion 2

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "community identity" Criterion [Education Code Section 35753(a)(2)]:

"The districts are each organized on the basis of a substantial community identity."

MSC 20-21-39 (6-0) Lupe Sánchez, Janet Wohlgemuth

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "community identity" criterion [Education Code section 35753(a)(2)]."

4.2.3 Criterion 3

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Equitable Division of Property and Facilities" Criterion [Education Code Section 35753(a)(3)]:

"The proposal will result in an equitable division of property and facilities of the original district or districts."

MSC 20-21-40 (6-0) Mary Claypool, Judy Pennycook

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does**

substantially meet the "equitable division of property and facilities" criterion [Education Code section 35753(a)(3)]."

4.2.4 Criterion 4

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the Integration and Non-segregation" Criterion [Education Code Section 35753(a)(4)]:

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

MSC 20-21-41 (6-0) Ron Panziera, Janet Wohlgemuth

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "integration and non-segregation" criterion [Education Code section 35753(a)(4)]."

4.2.5 Criterion 5

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Insignificant or Incidental State Costs" Criterion [Education Code Section 35753(a)(5)]:

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

MSC 20-21-42 (6-0) Janet Wohlgemuth, Lupe Sánchez

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "insignificant or incidental state costs" criterion [Education Code Section 35753(a)(5)]."

4.2.6 Criterion 6

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Sound Educational Performance and Nondisruption of Educational Programs" Criterion [Education Code Section 35753(a)(6)]:

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

MSC 20-21-43 (6-0) Janet Wohlgemuth, Lupe Sánchez

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "sound educational performance and nondisruption of educational programs" criterion [Education Code Section 35753(a)(6)]."

4.2.7 Criterion 7

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Insignificant or Incidental School Housing Costs" Criterion [Education Code Section 35753(a)(7)]:

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

MSC 20-21-44 Lupe Sánchez, Janet Wohlgemuth

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "insignificant or incidental school housing costs" criterion [Education Code section 35753(a)(7)]."

4.2.8 Criterion 8

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Primarily Designed for Purposes Other than Increased Property Values" Criterion [Education Code Section 35753(a)(8)]:

"The proposed reorganization is primarily designed for purposes other than to significantly increase property values."

MSC 20-21-45 (6-0) Lupe Sánchez, Mary Claypool

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District and Salinas Union High School District **does** substantially meet the "primarily designed for purposes other than increased property values" criterion [Education Code section 35753(a)(8)]."

4.2.9 Criterion 9

The County Committee Will Vote on Whether or Not the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District Substantially Meets the "Continuation of Sound Fiscal Status" Criterion [Education Code Section 35753(a)(9)]:

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

MSC 20-21-46 (6-0) Lupe Sánchez, Mary Claypool

"That the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District **does** substantially meet the "continuation of sound fiscal status" criterion [Education Code section 35753(a)(9)]."

4.2.10 Approval/Disapproval

Action pursuant to Education Code § 35710 to Approve or Deny the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District.

MSC 20-21-47 (6-0) Lupe Sánchez, Janet Wohlgemuth

"That the Monterey County Committee on School District Organization Approve the Petition for Transfer of Territory from Santa Rita Union School District to Alisal Union School District and Salinas Union High School District."

- 4.2.11 Area of Election: If the Petition is Approved, the County Committee will take action on the election area pursuant to Education Code § 35710¹ and § 35710.5, which provides: "Notwithstanding any other provision of law, an election may not be called to vote on a petition to transfer territory if the election area for that petition, as determined pursuant to Section 35732, is uninhabited territory as described in Section 35517. The county committee, if it approves that petition, shall order that the petition be granted and shall notify the county board of supervisors".

MSC 20-21-48 (6-0) Janet Wohlgemuth, Lupe Sánchez

"That, pursuant to Education Code § 35732, the area of election on the Petition shall be the territory to be transferred, which is uninhabited pursuant to Education Code § 35517. Therefore, no election shall be called pursuant to Education Code § 35710.5, the petition is granted, and the County Board of Supervisors shall be so notified by the Secretary to the County Committee."

- 4.2.12 California Environmental Quality Act: If the Petition is Approved, the County Committee Will Take Action to Direct Administration to File a Notice of Determination as required by law. (14 C.C.R. § 15075.)

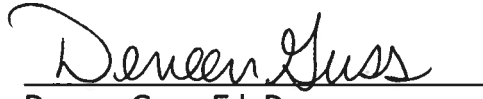
MSC 20-21-49 (6-0) Lupe Sánchez, Janet Wohlgemuth

"That administration file a Notice of Determination as required by law."

5. The meeting was adjourned at 10:40 AM.

A handwritten signature in black ink, appearing to read 'Ronald Panziera', written over a horizontal line.

Ronald Panziera, President

A handwritten signature in black ink, appearing to read 'Deneen Guss', written over a horizontal line.

Deneen Guss, Ed. D.,
Secretary to the Board