EMPIRE SPRINGS CHARTER SCHOOL BOARD OF DIRECTORS

43466 BUSINESS PARK DRIVE • TEMECULA, CA 92590

SPECIAL MEETING
MINUTES

August 26, 2013
10:00 – 10:30a.m.
43466 Business Park Drive / Temecula, CA 92590

I. PRELIMINARY

1. *Action*: **Call to Order & Pledge of Allegiance**
   a. Board Chairman, Ms. Mammoth, called the meeting to order at 10:05a.m.

PRESENT:

Robin Mammoth, Board Chairman Heidi Chan, Board Vice Chairman Marlene Darrow, Board Secretary Beth Burt, Board Treasurer Kathleen Hermsmeyer, Executive Director Kyla Shofner, Director of Charter Relations	Amy Podratz, Chief Business Officer Diane Anvari, Chief Human Resources Officer

2. *Action*: **Approval of Agenda**
   a. **Ms. Burt moved to approve the agenda.**
   b. **Ms. Chan seconded.**
   c. Discussion: None
   d. **4 AYES (Burt, Chan, Darrow, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

3. *Action*: **Approval of Meeting Minutes – August 19, 2013**
   a. **Ms. Darrow moved to approve the August 19, 2013 meeting minutes.**
   b. **Ms. Burt seconded.**
   c. Discussion: None
   d. **4 AYES (Darrow, Burt, Chan, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

II. COMMUNITY RELATIONS

This is an opportunity for community members to speak to any item on the agenda or regarding subjects or concerns that do not appear on the agenda. Any person wishing to speak is requested to complete the "Request to Speak" form found at the entrance to the meeting and to bring it forward to the Board Secretary. Presentations are limited to five minutes. Government Code Section 54954.2 and Education Code Section 35145.5 prohibit the Board from discussing or acting upon matters not on the agenda.

4. *Information*: **PUBLIC COMMENTS**
   a. None

5. *Information:* **BOARD COMMENTS**
   a. None

III. BUSINESS

6. *Action*: **Approval of Resolution 100.3 – California State Teachers' Retirement System**
   a. **Ms. Chan moved to approve Resolution 100.3 – California State Teachers' Retirement System.**
   b. **Ms. Burt seconded.**
   c. Discussion:
      i. Ms. Chan (in regards to the Financial Impact of the Executive Summary): Is the 8.25% for STRS and 11.44% for PERS adjusted annually?
      ii. Ms. Anvari: Those percentages are what STRS/PERS requires the employer pay (at the minimum), but it does adjust from time to time.
      iii. Ms. Chan: So STRS and PERS determine those numbers?
      iv. Ms. Anvari: Correct.
      v. Ms. Burt pointed out a typo on page 3 of Resolution 100.3 where San Diego County is mentioned. Ms. Shofner will correct it to San Bernardino County before getting the Board Secretary's signature.
      vi. Ms. Chan: What is the effective date of these resolutions?
      vii. Ms. Anvari: The resolutions will have a retroactive date of August 1st which is why legal counsel advised us to call a special board meeting to get them approved before the end of August.
      viii. Ms. Chan: Is the employer's paid contribution voluntary?
      ix. Ms. Anvari: No; the employee must join either STRS or PERS. The PERS classified employees also have social security, so they have about 15% additional deducted from their checks (which is a requirement). STRS replaces social security; it is not an option.
      x. Ms. Burt: So if I am a new employee at Empire Springs Charter, I get my choice between joining either STRS or PERS?
      xi. Ms. Anvari: Not really; certificated staff go into STRS, and classified employees join PERS. However, if a classified employee starts with PERS and then gets their credential, they can choose to stay with PERS or move to STRS. The employer pays more towards PERS but not the employee.
      xii. Ms. Chan: So the deduction is 7.65% for social security and FICA?
      xiii. Ms. Anvari: I think so.
      xiv. Ms. Darrow: Is Empire Springs funded now?
      xv. Amy: We will get our first State funding in September, but Empire also has a percentage of the $12 million Revenue Anticipation Notes (per the MOU).
   d. **4 AYES (Chan, Burt, Darrow, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

7. *Action:* **Approval of Resolution 100.4 – CalSTRS Redeposit Payroll**
   a. **Ms. Burt moved to approve Resolution 100.4 – CalSTRS Redeposit Payroll.**
   b. **Ms. Chan seconded**
   c. Discussion: None
   a. **4 AYES (Burt, Chan, Darrow, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

8. *Action:* **Approval of Resolution 100.5 to Tax Defer Member Paid Contributions – IRC 414(h)(2)**
   a. **Ms. Darrow moved to approve Resolution 100.5 to Tax Defer Member Paid Contributions – IRC 414 (h)(2).**

b. **Ms. Burt seconded.**
c. Discussion: None
d. **4 AYES (Darrow, Burt, Chan, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

9. *Action:* **Approval of Resolution 100.6 to Tax Defer Service Credit Purchases**
   a. **Ms. Chan moved to approve Resolution 100.6 to Tax Defer Service Credit Purchase.**
   b. **Ms. Darrow seconded.**
   c. Discussion: None
   d. **4 AYES (Chan, Darrow, Burt, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

IV. ADJOURNMENT

10. **Ms. Burt moved and Ms. Chan seconded to adjourn the meeting at 10:30a.m.**
    a. **4 AYES (Burt, Chan, Darrow, Mammoth); 0 NOES; 1 ABSENT (Vela). Motion adopted.**

V. NEXT REGULAR MEETING

Thursday, September 12, 2013, 10:00 – 11:00a.m.
Temecula Administrative Offices – 43448 Business Park Drive – Temecula, CA 92590

Marlene Darrow, Board Secretary — 9/12/13 Date

In compliance with the Americans with Disabilities Act (AB3035; CH 300, Statutes of 2000), if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's governing board, please contact the Administrative Office at (951) 252-8891. Notification by noon on Monday prior to the board meeting (48 hours) will enable the school to make reasonable arrangements to assure accessibility to this meeting. Upon request, the school shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

EMPIRE Springs CHARTER SCHOOL