

**NOTICE OF PUBLIC HEARING OF THE
SAN JOAQUIN COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION**

NOTICE IS HEREBY GIVEN that on JANUARY 14, 2020 at 6:00 P.M. a Public Hearing will be held in the Library at 22375 El Rancho Road, Tracy, California, for the purpose of hearing and receiving evidence, both oral and documentary, in support of or in opposition of the following:

The San Joaquin County Committee on School District Organization study of unification of a portion of the Tracy Joint Unified School District to form a Banta Unified School District within the boundaries of the Banta Elementary School District.

Documents and any other materials that constitute the record of these proceedings are available to the public at:

San Joaquin County Office of Education
2922 Transworld Drive
Stockton, CA 95206
Telephone: (209) 468-4802

James A. Mousalimas
Secretary to the San Joaquin County Committee on School District Organization

REVIEW OF CRITERIA AFFECTING REORGANIZATION PROPOSALS EDUCATION CODE § 35705.5

In this proposal, unification of a portion of the Tracy Unified School District and the entire Banta Elementary School District that would then become the Banta Unified School District will be considered.

It is the duty of the San Joaquin County Committee on School District Organization to make available to the public, and to the governing boards affected by the proposal, a description of the following criteria:

1. The rights of the employees in the affected school districts to continued employment.

All matters related to the treatment of certificated, classified, and other employees of the Tracy Unified School District and the Banta Elementary School District shall be treated in accordance with the unification laws, including but not limited to Education Code §'s 35555, 35556, and 45121. In the case of this proposal, no operating school sites with employees will be transferring to the proposed district; therefore, all employees will remain employees of their respective school districts.

2. The Local Control Funding Formula allocation pursuant to Education Code § 42238.02, as implemented by Education Code § 42238.03, per pupil, for each affected school district and the effect of the petition, if approved on that allocation.

The Local Control Funding Formula was transitioned to full funding beginning with fiscal year 2019 - 2020. This means that Local Control Funding Formula base grants are the same for all districts and that districts receive the full value of their calculated supplemental and concentration grants. As a result, the unification of Banta Elementary School District will have minimal impact on the Local Control Funding Formula funding for both affected districts. As shown on the attached page, estimated minor differences caused by changes in the demographic make-up of the school districts impacts the Local Control Funding Formula unduplicated pupil percentage. The unduplicated pupil percentage is used to calculate the supplemental and concentration grants and is based on the percentage of enrolled students who are identified as one or more of the following: English learner, low income, or foster youth.

The following assumptions were used in the calculation.

- Cost of Living Adjustments to the Local Control Funding Formula of 3% and 2.8% in 2020 - 2021 and 2021 - 2022, respectively. These are based on the factors used statewide at the time of this estimate.

- Enrollment information provided by the districts for their 2019 - 2020 first interim Local Control Funding Formula calculations for the 2021 - 2022 fiscal year. These numbers were adjusted by reducing Tracy Unified School District's enrollment and increasing the new Banta Unified School District enrollment by 127, which is the estimate included in the unification study. The Tracy Unified School District's unduplicated pupil count was decreased, and the new Banta Unified School District's unduplicated count was increased, by 69.85. The unduplicated pupil count assumed 55 percent of the grades 9 - 12 students are unduplicated, which is consistent with the demographics of the district based on the elementary school and the charter schools in the district.

BANTA ELEMENTARY/UNIFIED

<i>Grades</i>	<i>Without Unification</i>				<i>After Unification</i>			
	Base Grant	Supplemental Grant	Concentration Grant	Total	Base Grant	Supplemental Grant	Concentration Grant	Total
<i>TK-3</i>	\$9,003	\$1,333	\$1,082	\$11,418	\$9,003	\$1,291	\$977	\$11,271
<i>4-6</i>	\$8,278	\$1,226	\$995	\$10,499	\$8,278	\$1,187	\$898	\$10,363
<i>7-8</i>	\$8,524	\$1,262	\$1,025	\$10,811	\$8,524	\$1,222	\$925	\$10,671
<i>9-12</i>	N/A	N/A	N/A	N/A	\$10,135	\$1,453	\$1,100	\$12,688

Unduplicated Pupil Percentage: Before Unification 74.04%, After Unification 71.70%

TRACY UNIFIED

<i>Grades</i>	<i>Without Unification</i>				<i>After Unification</i>			
	Base Grant	Supplemental Grant	Concentration Grant	Total	Base Grant	Supplemental Grant	Concentration Grant	Total
<i>TK-3</i>	\$9,003	\$1,099	\$497	\$10,599	\$9,003	\$1,100	\$498	\$10,601
<i>4-6</i>	\$8,278	\$1,011	\$457	\$9,746	\$8,278	\$1,011	\$458	\$9,747
<i>7-8</i>	\$8,524	\$1,041	\$471	\$10,036	\$8,524	\$1,041	\$472	\$10,037
<i>9-12</i>	\$10,135	\$1,237	\$560	\$11,932	\$10,135	\$1,238	\$561	\$11,934

Unduplicated Pupil Percentage: Before Unification 61.05%, After Unification 61.07%

3. Whether the school districts involved will be governed, in part, by provisions of a city charter and, if so, in what way.

The City of Tracy, City of Lathrop, nor Banta are governed by a city charter. As such, and pursuant to Education Code § 35730, the proposed new Banta Unified School District will be governed by general law.

4. Whether the governing boards of any proposed new district will have five or seven members.

The size of the Banta Elementary School District Governing Board consists of three board members. The size of the Governing Board of the proposed Banta Unified School District is five as referenced in Education Code § 35731

5. A description of the territory or school districts in which the election if any, will be held.

The area of election will be comprised of the electorate within the boundaries of the proposed Banta Unified School District, which will allow for local decision making to permit those most affected by the reorganization to make the decisions that affect the schools in the community.

6. Where the proposal is to create two or more new districts, whether the proposal will be voted on as a single proposition.

The proposal does not create two or more school districts. Registered voters living within the boundaries of the proposed Banta Unified School District will be asked to approve or deny the unification proposal and to vote for five members to sit as the new governing board of the proposed unified school district.

7. Whether the governing board of any new district will have trustee areas and, if so, whether the trustees will be elected by only the voters of that trustee area or by the voters of the entire school district.

The current Banta Elementary School District trustee area boundaries include the entire school district and board members are elected by the registered voters of the entire school district. That will remain the same for the proposed Banta Unified School District. However, upon unification, following the release of the 2020 Census Data, and during the proposed development of the area, the Banta Unified School District is committed to working with experts to develop the draft by-trustee voting area maps and by-trustee area election system.

8. A description of how the property, obligations, and bonded Indebtedness of original districts will be divided.

Equitable division of assets, per Education Code § 35560, assessed valuation, and financial impact associated with the general obligation bond, and division of personal property that is subject to division, have been fully addressed in a Preunification Agreement between the Banta Elementary School District and the Tracy Unified School District as follows:

- The proposed Banta Unified School District shall not acquire any real property, facilities, equipment, or fixtures, within the Tracy Unified School District nor shall Tracy Unified School District acquire any real property, facilities, equipment, or fixtures, within the proposed Banta Unified School District as a result of this proposal.
 - In consideration for Tracy Unified School District's provision of services to the students in the proposed Banta Unified School District and transportation of those students, Tracy Unified School District will retain ownership of a bus until the proposed school district operates a four-year high school program. At such time, Tracy Unified School District will transfer ownership of the bus to the Banta Unified School District
 - Both school districts acknowledge and agree that current General Obligation Bonds applicable to the Banta portion of Tracy Unified School District, shall remain in full force and effect for the remaining term of such bonds, including all applicable ad valorem-based property taxes in support of such bonds. As such, property owners in the proposed Banta Unified School District will continue to contribute to repayment of current General Obligation Bonds as if unification had not taken place.
 - The mitigation fees and payments to be retained and transferred by both districts have also been agreed upon.
9. A description of when the first governing board of any new district will be elected and how the terms of office for each new trustee will be determined.

The election of governing board members of the proposed Banta Unified School District will appear on the November 3, 2020 ballot, along with the question of unification, and will be decided by the registered voters of the existing Banta Elementary School District. The three candidates receiving the most votes will serve four-year terms, the two candidates with the next highest votes will serve two-year terms. Thereafter, all members will be elected for four-year terms.

COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION
SAN JOAQUIN COUNTY BOARD OF EDUCATION
BANTA ELEMENTARY SCHOOL DISTRICT / LIBRARY
22375 EL RANCHO ROAD / TRACY, CA
JANUARY 14, 2020 / 6:00 P.M.
PUBLIC HEARING
AGENDA

I. CALL TO ORDER:

- Pledge of Allegiance

II. PUBLIC HEARING:

1. Banta Elementary School District Unification Proposal: The County Committee will discuss and receive input from the public relative to the study of a unification proposal involving a portion of the Tracy Unified School District to form a Banta Unified School District within the boundaries of Banta Elementary School District pursuant to Education Code § 35705.5.

III. ADJOURNMENT:

Any writings or documents that are public records and are provided to a majority of the County Committee regarding an open session item on this agenda will be made available for public inspection at the San Joaquin County Office of Education in the Nelson Administration Center, 2922 Transworld Drive, Stockton, CA, during normal business hours.

An individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the meeting should contact Janai Stanton at (209) 468-4802.