

MINUTE RECORD OF: Madera Unified School District Board of Education

REGULAR BOARD MEETING HELD ON THE 10th DAY OF March, 2009

The Board of Education of the Madera Unified School District convened in a **Regular Board Meeting** in the Madera High School Cafeteria, 200 South "L" Street, Madera, California on **Tuesday, March 10, 2009**, at 5:30 p.m.

ROLL CALL

Michael H. Westley, President
Philip D. Janzen, Clerk

J. Gary Adams, Trustee
Robert E. Garibay, Trustee
Loraine Goodwin, Trustee
Michael Salvador, Trustee
Ray G. Seibert, Trustee

Kirsten Hadjis, Madera High School Student Board Representative
Rosa Regalado, Madera South High School Student Board Representative

Absent:

Michael Bravo, Madera South High School Student Board Representative

John R. Stafford, Superintendent
Teri Bradshaw, Director, Fiscal Services
Jake Bragonier, Public Information Officer
Robert Chavez, Chief Academic Officer, K-12, Educational Services
Kathleen Lopes, Associate Superintendent, Educational Services
Kelly Porterfield, Associate Superintendent, Business and Operations
Jerry Stehman, Director, Human Resources/Certificated
Fritz Ediger, Senior Administrative Assistant to the Superintendent
and the Board of Trustees

Absent:

Darren Sylvia, Chief Academic Officer K-12, Educational Services

Robert Adams, Teacher, Washington School
Kent Albertson, Principal, Madera High School
Robert Amaro, Attendance Officer, Student Services
Michelle Angus, Vice-Principal, Monroe School
Sam Armentrout, Director, Transportation

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Vicky Bandy, Outreach Consultant, Martin Luther King, Jr. Middle School
Dennis Batten, Maintenance & Operations
Andy Beakes, Principal, Madera South High School
Theresa Brown, Accounting Technician, Payroll
Trino Cadaoas, Counselor, Thomas Jefferson Middle School
Jesse Carrasco, Principal, Thomas Jefferson Middle School
Arora Chavez, Vice-Principal, Madera High School
Carsten Christensen, Principal, Alpha School
Rachel Church, Principal, Millview School
Rosalind Cox, Director, Facilities Planning and New Construction
Terri Dompeling, Vice-Principal, Martin Luther King, Jr. Middle School
Sandra Edwards, Outreach Consultant, Madera High School
Don Fisher, Teacher, Madera South High School
Sandra Flores, Counselor, Martin Luther King, Jr. Middle School
Rosie Galvez, Coordinator, English Language Development
Jennifer Gaviola, Director, Special Services
Monet Gray, Technician, Child Nutrition
Barbara Gonzalez, Director, Purchasing
Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction
Bill Holden, Principal, Washington School
Alma Jauregui, Principal, La Vina School
Omar Jeronimo, Vice-Principal, Washington School
Allan Kristensen, District Music Coordinator
Karen Lang, Teacher, Madera South High School
Mike Lennemann, Principal, Jack G. Desmond Middle School
Al Lopez, Head Custodian, Cesar Chavez School
Rosa Magos, Technician, Human Resources
Jackie Marley, Manager, Child Nutrition
Timoteo Mendoza, Outreach Consultant
Daren Miller, Principal, Martin Luther King, Jr. Middle School
Brett Moglia, Safety Officer Supervisor, Madera High School
Rhonda Pearce, Teacher, Parkwood School
Alice Rios, Administrative Assistant, Personnel Commission
Lupe Rodriguez, Director, Maintenance & Operations
Jesse Rodriguez, School Safety Officer, Thomas Jefferson Middle School
Patsy Rodriguez, Clerk, Child Nutrition
Jeff Smith, Supervisor, Transportation
Sharon Stockdale, Librarian, Thomas Jefferson and Martin Luther King, Jr. Middle Schools
Laura Toney, Teacher, Alpha School
Rosie Tovar, Administrative Assistant, Maintenance & Operations
Sotero Uribe, Head Custodian, District Office
John Velasquez, School Safety Officer, Mt. Vista High School
Omar Vaca, Classroom Aide, Pre-school, Parkwood School
April Vandenberg, Outreach Consultant, Thomas Jefferson Middle School

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Maggie Yamasaki, Administrative Assistant, Transportation
Darrell Yates, Vice-Principal, Jack G. Desmond Middle School
Joe Zamilpa, Safety Officer Supervisor, Madera South High School
Ron Zaragosa, Maintenance & Operations

Rosa Garcia, CSEA Treasurer
Sue Thornton, MUTA President
Carolyn Zaragosa, CSEA Vice-President
Josie Zaragosa, CSEA Chief Job Steward

Al Galvez, Citizen
John Moseley, CSEA Labor Representative
Baldwin Moy, Attorney, CRLA
Carlos Uranga, Citizen

There were approximately 200 visitors/District employees in attendance.

**1. CALL TO ORDER OF PUBLIC MEETING –
CLOSED SESSION IMMEDIATELY CONVENED**

President Westley called the Public Session of the Board of Education to order at 5:33 p.m. and immediately adjourned to Closed Session pursuant to Government Code Sections 54956.9(a)) 54957, 54957.1 and 54957.6 and Education Code Sections 35146, 44951, 48900, and 48918.

2. RECONVENE PUBLIC SESSION/CALL TO ORDER REGULAR MEETING –
**3. PLEDGE OF ALLEGIANCE, OPENING, AND ACKNOWLEDGEMENT OF
VISITORS AND MEDIA**

President Westley adjourned the Closed Session at 6:37 p.m., and he reconvened the Regular Meeting by calling the Public Session to order at 7:00 p.m. President Westley welcomed the visitors and he asked Trustee Seibert to lead the flag salute. President Westley asked Youth Pastor Marcus Witherspoon of Yosemite Christian Center to lead the invocation. President Westley explained the rules governing the Board meeting. The meeting was recorded on Tape No. 18–2008/09.

**4. CLOSED SESSION REPORTABLE ACTIONS
(GOVERNMENT CODE SECTION 54957.1)**

Superintendent Stafford reported that in Closed Session the Board took action to

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issue a Notice of Non-reelection to #142 Temporary Certificated Employees, pursuant to Education Code Section 44954, effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-0 - unanimous. Motion No. 103-2008/09, Resolution No. 47-1008/09.

Superintendent Stafford reported that in Closed Session, the Board took action to issue a Notice of Non-re-election to Probationary Certificated Employees, pursuant to Education Code Section 44929.21(b), effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-0 - unanimous. Motion No. 104-2008/09, Resolution No. 48-2008/09.

Superintendent Stafford reported that in Closed Session the Board took action to issue a resolution to Release and Reassign Certificated Administrative Employee #9956, pursuant to Education Code Section 44951, effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-0 - unanimous. Motion No. 105-2008/09, Resolution No. 49-2008/09.

Superintendent Stafford reported that in Closed Session the Board took action to issue a resolution to Release and Reassign Certificated Administrative Employee #7018, pursuant to Education Code Section 44951, effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-0 - unanimous. Motion No. 106-2008/09, Resolution No. 50-2008/09.

Superintendent Stafford reported that in Closed Session the Board took action to issue a resolution to Release and Reassign Certificated Administrative Employee #6110, pursuant to Education Code Section 44951, effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-0 - unanimous. Motion No. 107-2008/09, Resolution No. 51-2008/09.

Trustee Goodwin arrived for Closed Session at 5:47 p.m.

Superintendent Stafford reported that in Closed Session the Board took action to issue a resolution to Release and Reassign Certificated Administrative Employee #0512, pursuant to Education Code Section 44951, effective at the end of the 2008-09 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: 6-1 - motion carried. Motion No. 108-2008/09, Resolution No. 52-2008/09.

5. ADOPTION OF AGENDA – MOTION NO. 110–2008/09

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President Westley stated that if the Board and/or Administration determined they wished to add to the Agenda under Miscellaneous Items, this would be the appropriate time. President Westley asked that Agenda Item 8B1 be pulled for separate discussion.

It was moved by Trustee Salvador, seconded by Clerk/Trustee Janzen, and unanimously carried to adopt the revised Agenda.

Ayes:	Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley
Noes:	None
Absent:	None
Abstained:	None

6. STUDENT BOARD REPRESENTATIVE REPORT

Kirsten Hadjis, Madera High School Student Board Representative, gave an update of academic, athletic, and extracurricular activities occurring at Madera High School.

Rosa Regalado, Madera South High School Student Board Representative, gave an update of academic, athletic, and extracurricular activities occurring at Madera South High School. Michael Bravo was absent.

7. COMMUNICATIONS

7A. PUBLIC HEARING

President Westley opened the meeting for visitors to speak on a subject not on the Board Agenda.

John Moseley, Madera, California, CSEA Labor Representative came to the podium and addressed the Board to tell them that we lost a good man, Marc Scalzo. He said that I just want the Board to know that besides missing him, we're working together to try and find a replacement, hopefully in the next two weeks that we can present to you for your approval.

Lourdes Herrera, no address given, came to the podium and presented the Board with a flyer giving them information about an event that will be occurring on Sunday, March 29, 2009 at 2:00 p.m. The event is the 15th Annual Cesar Chavez Day Celebration to be held at Martin Luther King, Jr. Middle School. She said that she hoped that the Board would attend.

Linda Garcia, 16202 North "D" Street, Madera, California came to the podium and read a letter written and signed by teachers representing Madison School. She asked the Board why Mr. Gomez was being reassigned. She said that they now have the

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7th Vice-Principal in 10 years. She said that their school and staff are leading in STAR testing, etc. She also said that Mr. Gomez holds the staff and school together. She asked that the Board reconsider the reassignment.

Johnny Coronado, 1305 Santa Rita Way, Madera, California came to the podium to address the gang situation in our schools. He is very concerned about safety in our schools. He said that there is a big problem with gangs in Madera. He said that MCK gangs are big in Madera. He said that he could take any kid and turn them away from gangs. He just wanted the Board to know how bad this problem is in this city.

Rhonda Pearce, 19972 Road 31, Madera, California teaches for MUSD, but tonight she is coming forward as a parent. She asked the Board to consider putting on the agenda in the future recognition of students who have scored perfect scores on last years CST. She said it is the second year her daughter scored 600 on the math portion.

7B. STUDENT AND STAFF RECOGNITION

There were none.

8. APPROVAL OF CONSENT AGENDA – MOTION NO. 111-2008/09, DOCUMENT NUMBERS 257-2008/09 THROUGH 264-2008/09, AND RESOLUTION NUMBERS 46-2008/09 INCLUDING COMMERCIAL WARRANTS – EXHIBIT “A”; STAFFING CHANGES – EXHIBIT “B”;

It was moved by Trustee Garibay, seconded by Clerk/Trustee Janzen, and unanimously carried to approve the consent agenda.

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley

Noes: None

Absent: None

Abstained: None

8A. ROUTINE BUSINESS TRANSACTIONS, ANNUAL RENEWAL OF PROGRAMS, BIDS, AGREEMENTS, NOTICES OF PUBLIC HEARINGS, AND PROCLAMATIONS:

8A1. APPROVAL OF REGULAR BOARD MEETING MINUTES OF FEBRUARY 24, 2009

8A2. ADOPTION OF RESOLUTION NO. 46-2008/09 - APPROVAL OF THE JANUARY 31, 2009 BUDGET AND EXPENSE TRANSFER REPORTS RESOLUTION NO. 46-2008/09

8A3. APPROVAL OF THE JANUARY 31, 2009 FINANCIAL REPORT DOCUMENT NO. 257-2008/09

8A4. APPROVAL OF THE JANUARY 31, 2009 STUDENT BODY STATEMENT OF CLUB TRUST

ACCOUNTS DOCUMENT NO. 258-2008/09

- 8A5. APPROVAL TO APPLY FOR COMMUNITY-BASED ENGLISH TUTORING (CBET) PROGRAM FUNDS FOR FISCAL YEAR 2009-2010 DOCUMENT NO. 259-2008/09**
- 8A6. APPROVAL TO ADOPT THE FINDINGS, CONCLUSIONS AND RECOMMENDATIONS RELATED TO THE POSSIBLE EXPULSION OR READMISSION OF PUPILS AS THESE ARE PRESENTED TO THE BOARD IN ONE OR MORE OF THE FOLLOWING FORMS OF DOCUMENTATION:**
- **REPORT(S) OF ADMINISTRATIVE HEARING PANEL(S)**
 - **EXPULSION STATUS REVIEW REPORT(S) BY THE SUPERINTENDENT'S DESIGNEE**
 - **STIPULATED EXPULSION AGREEMENT(S)**
- THE GOVERNING BOARD IS ALSO REQUESTED TO ISSUE ORDERS CONSISTENT WITH THE ABOVE REFERENCED FINDINGS, CONCLUSIONS AND RECOMMENDATIONS RELATED TO THE POSSIBLE EXPULSION OR READMISSION OF PUPILS IN THE CASES OF THE FOLLOWING STUDENTS, HEREIN IDENTIFIED BY THEIR DISTRICT-ASSIGNED IDENTIFICATION NUMBERS: 16936, 968295, 976950, 16395, 11833, 997385, 602487, 200874, 967484, 201708, 987475, 16227, 995063, AND 302400**
- CONFIDENTIAL DOCUMENT NO. 260-2008/09**
- 8A7. APPROVAL OF COMMERCIAL WARRANT LISTING DOCUMENT NO. 261-2008/09 EXHIBIT "A"**
- 8B1. HUMAN RESOURCES ITEMS – STAFFING – EXHIBIT “B” - MOTION NO. 112–2008/09—DOCUMENTS NUMBERED 262-2008/09 - PULLED FOR SEPARATE DISCUSSION - DISCUSSED AFTER AGENDA ITEM 8C**
- 8B2. APPROVAL OF CLASSIFIED JOB DESCRIPTION: HEALTH SERVICE ASSISTANT DOCUMENT NO. 263-2008/09**
- 8C. FIELD TRIP/EMPLOYEE CONFERENCE REQUESTS DOCUMENT NO. 264-2008/09 EXHIBIT "C"**

AGENDA ITEM 8B1 DISCUSSED AND APPROVED HERE -- ERROR ON STAFFING LIST - 3 JOB SHARES FOR CERTIFICATED INDICATED IT WAS FOR THE 2008/09 SCHOOL YEAR AND IT SHOULD READ FOR THE 2009/10 SCHOOL YEAR

- 8B1. HUMAN RESOURCES STAFFING LIST - EXHIBIT "B" - CORRECTION MOTION NO. 112-2008/09, DOCUMENT NO. 262-2008/09**

It was moved by Trustee Adams and seconded by Trustee Salvador to approve the Staffing List with the correction of the 3 Job Shares for Certificated to read for the 2009/10 School Year instead of for the 2008/09 School Year.

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley

Noes: None

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Absent: None
Abstained: None

9. OLD BUSINESS

9A. NONE

10. NEW BUSINESS

**10A. 7:15 P.M., PUBLIC HEARING, APPOINTEE OF WILLIAM COLSTON
AS PERSONNEL COMMISSIONER**

**10B. APPROVAL OF WILLIAM COLSTON AS PERSONNEL
COMMISSIONER APPOINTEE
MOTION NO. 113-2008/09, DOCUMENT NO. 265-2008/09**

**It was moved by Trustee Garibay, seconded by Trustee Adams, and
unanimously carried to approve William Colston as Personnel Commissioner
Appointee.**

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and
President Westley
Noes: None
Absent: None
Abstained: None

President Westley introduced Mr. William Colston to the Board and the audience. Mr. Colston came to the podium and he thanked the Board. He said it is a little disheartening to come on board at a time when the District is in the financial situation that they're in. It's always more fun to do things when you have money. And certainly it is disheartening to also experience the death of Marc Scalzo. But, you can be assured that I will do my very best, and I thank you he said.

**10C. APPROVAL OF THE COLLECTIVE BARGAINING AGREEMENT
BETWEEN CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION AND
MADERA UNIFIED SCHOOL DISTRICT FOR THE TERM OF JULY 1,
2009-JUNE 30, 2012
MOTION NO. 114-2008/09, DOCUMENT NO. 266-2008/09**

**It was moved by Trustee Garibay, seconded by Clerk/Trustee Janzen, and
unanimously carried to approve the Collective Bargaining Agreement between
California School Employees Association and Madera Unified School District for
the term of July 1, 2009-June 30, 2012.**

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and
President Westley
Noes: None

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Absent: None
Abstained: None

**10D. ADOPTION OF RESOLUTION NO. 53-2008/09 REGARDING THE
REDUCTION OR DISCONTINUANCE OF PARTICULAR KINDS OF
SERVICE (CERTIFICATED LAYOFF)
MOTION NO. 115-2008/09, RESOLUTION NO. 53-2008/09**

It was moved by Trustee Garibay, seconded by Trustee Salvador, and unanimously carried to adopt amended Resolution No. 53-2008/09 regarding the Reduction or Discontinuance of Particular Kinds of Service (Certificated Layoff). The amendment is on page 113 in the Board packet, and it reflects in the second paragraph that the District did not meet "one" of the three Annual Measurable Achievement Objectives, instead of reading it did not meet "any" of the three AMAO's.

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley
Noes: None
Absent: None
Abstained: None

**10E. APPROVAL OF POTENTIAL BUDGET REDUCTIONS FOR THE
2008-09 AND 2009-10 SCHOOL YEAR
MOTION NO. 116-2008/09, DOCUMENT NO. 267-2008/09**

It was moved by Trustee Seibert, seconded by Clerk/Trustee Janzen, and unanimously carried to approve Potential Budget Reductions for the 2008-09 and 2009-10 School Year.

Ayes: Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley
Noes: None
Absent: None
Abstained: None

John Moseley, CSEA Labor Representative asked the question if districts keep above a three percent reserve level, there's a chance the state of California will take those funds for their own use. As a result, the Board may want to re-think its idea of keeping a reserve level in excess of 3 percent.

Mr. Porterfield responded that the law does not allow the District to go below a 3 percent reserve level without state intervention. And the recommendations from all experts are to exceed a 3 percent level. Mr. Porterfield said that he's actually uncomfortable with our current level. He said that he would prefer to be at 10 percent. But, he said that he realizes that our ability to grow it to that level is unreasonable. But it does not mean we won't spend down the reserve at all. In these times, cash is

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king he said.

Al Lopez, custodian for MUSD stated that it is not a wise choice to eliminate safety officers at high schools. He said that he knows it can get crazy at the high schools. He said that this is not a wise choice right now. It is up to you guys (the Board) to make sure our schools are safe.

Mr. Porterfield responded that he has to praise Madera High Security Supervisor, Brett Moglia. He said that he does a fantastic job of reminding us where we were in 2002. Porterfield said that we paid for a study by FCMAT and what we proposed to do in our initial plan was in direct contrast to the recommendations of that study. We have a huge investment in security. It is roughly \$1.5 million within our District. We could challenge any school district, on a per capita basis, to reach those numbers. We are not looking at a reduction in security. It's a re-organization. Sam Armentrout, Director of Transportation will be the supervisor, and he'll work with Brett Moglia. Security in our mind is of the utmost importance.

Luis Gutierrez, parent of student in MUSD. Mr. Gutierrez said that if we cut our teachers, then what happens when they, our students start falling behind? What happens when they have so many kids in a class? What happens to the children who get left behind? He said that he knows about gangs. He said that he talks to the kids about gangs in our schools.

Mr. Porterfield responded to the cutting of teacher's question. He said that unfortunately, the plan up for approval tonight is our second choice. He said that the first choice would be no cutting of teachers may still be viable. Perhaps through early retirement incentives, we won't lose teachers.

Trino Cadaoas, Counselor at Thomas Jefferson, and in the Education profession for 30 years. He said that the proposal is to have one counselor cut at each middle school. He said that would mean a ration of 1,000 students to one counselor. He said that this is a time of specific education. The counselors at the middle schools have worked as a team.

Sandra Flores, Counselor at MLK said to the Board that when you are looking to see which positions are most valuable, please keep in mind the hierarchy of needs. Students need to be emotionally ready. It is in the schools that students can receive mental health. She said that she realizes these are complex positions, but let's not forget the human element of the decision.

Mr. Porterfield responded to both of the counselors by saying that the reduction of counselors is contingent upon not being able to find funds to "back-fill". The goal is to find money to replace all of the categorical money that is being taken away by the state. And counselors are being funded by categoricals. To continue funding counselors could mean the elimination of other positions, like outreach consultants.

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He said that it's important to remember that the Board's decision tonight does not affect this specific position. It's just that the funding used to fund this position is being cut by the state. And general fund money cannot be used to back-fill.

Jose Graciela, no address given, asked for a seniority list. When can we expect to see it?

Jerry Stehman, Director of Human Resources and Labor Relations responded that the seniority list was given to CSEA on Friday, March 6, 2009. He said that the seniority list for MUTA has been out for a couple of weeks.

Rosie Tovar, 18746 Auburn Way, Madera, California stated that she works in Maintenance and Operations and we are losing eight custodians, six maintenance and four grounds employees. She said that she can't understand how we'd even look at that department getting hit. She also said that Lupe Rodriguez is getting hit the most. A bond was passed and our schools look great. She said that she doesn't understand how we would manage this next year.

Mr. Porterfield replied by saying that he knows what it takes to maintain the level we do here. He said that it represents a \$180 million dollar investment. He said that we don't want that investment to go down. Our expectation will be that maintaining facilities is what maintenance will do. There will be some reorganization and re-prioritization for maintenance. It will have to be looked at differently he stated.

Sue Thornton, MUTA president announced that Friday, March 13, 2009 is "Pink Friday". There will be a blood drive in the parking lot at District Office. Superintendent Stafford is in support of this event, she said. She thanked John Seybold for putting this event together.

Ms. Thornton then addressed several items from the budget reduction list -- she asked if it can be considered that one-time money can solve some problems, at least for one more year? It's not ongoing, but we can solve things for another year. All of you remember how hard we worked to get to where we are at on the salary schedule and it would be difficult to give that up, referring to the 2.5 percent.

Mr. Porterfield responded that he does not believe it is wise to buy your food with your savings. Or pay your gas with your savings. Because, ultimately it'll be gone, and you are still paying on the food and gas. He said that we must plan for the long term. This is not a one or two-year problem. This is a four-year problem and we cannot be short-sighted. That's not to say that we shouldn't look at short-term solutions.

Carlos Uranga, no address given said that what he considers important are two elements: libraries are extremely important in development of knowledge of children. And secondly counselors affect kids on borderline and also the "A" students. Counselors have already taken a big hit on how many students they can assist. He

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then thanked Mr. Porterfield for the information. He said it was very detailed, and that it was a great presentation. It allowed us dialogue.

Ms. Lopes responded to Mr. Uranga by stating that the only way libraries are being affected is through the reduction of categoricals, which are beyond the control of the District. Middle and high school's library staff are paid out of the general fund, and are not being cut. At the elementary level, categoricals fund the libraries. Sites will need to make decisions on what to do with their remaining categorical funds.

Patsy Dotson, 105 East First Street, Madera, California asked the Board to reconsider the security cuts. She said that she works for Child Nutrition and handles money. She said with security on campus the students stay in line because they're being watched. If you give them an inch, they'll take a mile. She asked if we had forgotten why we put security on campus. She said that there are gang members on campus and outside of the campuses and they know that security is watching them. She said that they should reconsider because of the safety of employees and children on our campuses.

Mr. Porterfield had addressed this question in response to Al Lopez earlier in the meeting.

Mark Ibrahim, 18175 Fairfield, Madera, California asked that the Board not cut labor and wages. He asked them to try and balance the budget other ways.

Mr. Porterfield responded by saying that unfortunately, when 90 percent of your budget is comprised of labor and wages, you have no choice but to go look there. We are forced to do that. We have a structural budget problem and there is no other choice. We cannot do a budget reduction like we're doing without affecting the classroom he stated.

**10F. APPROVAL OF THE 2ND INTERIM REPORT
MOTION NO. 117-2008/09, DOCUMENT NO. 268-2008/09**

It was moved by Trustee Seibert, seconded by Trustee Garibay, and unanimously carried to approve the 2nd Interim Report.

Ayes:	Trustees Adams, Garibay, Goodwin, Salvador, Seibert, Clerk Janzen, and President Westley
Noes:	None
Absent:	None
Abstained:	None

11. INFORMATION/REPORTS

11A. STANDARDS REPORT

Kathleen Lopes, Associate Superintendent of Educational Services said that there is not a Standards Report tonight. She did announce that there is an Alternative Governance Board meeting at Washington tomorrow at 8:30 a.m.

11B. BUSINESS AND OPERATIONS UPDATE

There was none.

12. ANNOUNCEMENTS

Superintendent Stafford just reiterated what Sue Thornton had announced about the Madera Unified Employees Blood Drive to be held at 1902 Howard Road on March 13, 2009 from 2:00 p.m.-6:00 p.m.

13. MISCELLANEOUS

13A. BOARD MEMBER COMMITTEE AND INFORMATION REPORTS

Trustee Goodwin announced that she was given a waiver by the School Based Health Centers Committee and was able to go up with our Health Coordinator to a convention and looked at some of the activities other districts have been undergoing in School Based Health Centers. Trustee Goodwin said that there will be information included in your Board packets this week from that convention.

Trustee Salvador announced that he attended the Berenda School Site Council meeting and got a chance to meet the teachers and staff that are on the council. The meeting was very, very informative. He said that he would like to see the schedule for all of the sites sent out in our Board packet. He said that he feels that it is a great way to outreach with both the parents on the councils as well as with staff members. He also said that he would like to commend Lisa Fernandez, Principal at Berenda School for her management of the meeting. She's a real tiger and definitely on track. He said that his experience was very positive.

13B. SUPERINTENDENT EVALUATION PROCESS

President Westley stated that something he would like to see us do as a Board is, I guess you might say "institutionalize" how we go about evaluating Superintendents. He said that he has been involved, this will be the 6th time I've worked on a Superintendents' evaluation and every year it seems like we do it in a different way. We start by, "oh it's that time of the year again", and I think that there are enough templates out there from other districts and even agencies like CSBA and there are several publications out there that suggest a calendar time line, maybe even by-laws that may suggest a template in the by-laws of how it would be done. I think it is a worth while investment because the position is such a high level position. It's grown I

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think over the years and we need to be putting some very candid, or some very good thought into the evaluation process so that we set up our Superintendent every year to achieve the objectives of the District, and then we evaluate on that basis. He said that he's hoping that, it may not coincide directly with the evaluation of this process of evaluating our Superintendent this year, but it should at least coincide with putting something together, so that when we're finished we actually have in our by-laws as to how we're going to do it.

Baldwin Moy, CRLA approached the podium to speak, and President Westley asked Mr. Moy if he had a comment. President Westley then stated that we are passed that portion of the meeting. Mr. Moy said that he wanted to address the Board regarding item B1 on the agenda, it was pulled from the Consent Agenda. He said he was trying to follow the agenda, but couldn't figure out where he was supposed to speak. He said that before I get to that, if you could indulge me for a minute, he said there is a lot of information floating around somehow about a feud between me and Trustee Adams. He said that he wanted to mention that he has always found Trustee Adams to be someone that he holds in high regard. He said that in his dealings with him he always found him to be open, he's always been honest in those discussions. We've certainly had discussions that were frank and thoughtful, and he has always felt after the discussions with Trustee Adams that he's been heard. He said that he always felt like he would consider the points that he raised in his decision making, and he said that he thinks that is all you can ask for. He said that he certainly doesn't expect them to agree with him, we might disagree on certain things, he said that he doesn't agree with himself on all things. He said that he is sad on a personal level that Trustee Adams has decided not to run. Mr. Moy said that he certainly thinks that it would lend to a much more robust campaign for Area 6 as happened, and he said that he thinks the end result would have been an election that would get the Trustee that was qualified from Area 6, considering no one questions that Trustee Adams is certainly very qualified and skilled. He said that with that being said, let me just mention this. I'll move on to item B1, but never the less it is certainly my hope that Trustee Adams continues to work with the residents from Area 6 and continues to work with the community. He said that personally he looks forward to Trustee Adams support and his alliance to work with him.

Mr. Moy then moved on to B1 and he said that he wants to address the issue of staff change as it relates to the EL program. He said that he thought that was going to be discussed. President Westley asked if that was part of B1. Mr. Moy responded that it is staffing changes that are listed and it was pulled from the agenda, so it was my assumption that it was what was going to be discussed. Otherwise, he said that he would ask to consider this part of Public Comment. President Westley told Mr. Moy that this wouldn't be an appropriate time to talk about this because it was not part of B1. Mr. Moy said that then he misunderstood. He said I guess it should have been addressed in Public Comment. He said that when it was announced that it was pulled from the consent agenda, he just thought that's what it was going to be. If that's not what it is, he said, I'd like to address it now, otherwise I would have done it in Public

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Comment. President Westley said that it is not appropriate at this time. Mr. Moy asked if it would be appropriate as public comment, he said he would have addressed it then. He said that he assumed that when it was pulled, that's what it was and he said he would have gone forward at that time. President Westley again told Mr. Moy, it is not appropriate at this time. Mr. Moy said that what would be appropriate as public comment, he said he would have addressed it at that time, and when it was pulled, he assumed that's what it was, and that's why I didn't come forward at that time. President Westley said that he understood. President Westley then said that his suggestion would be to have some comments ready for the next public comment section of the meeting because public comment is for things that are not on the agenda. Mr. Moy responded that it is hard to tell what's on the agenda. He said that's what I'm saying. He said that when that item was pulled, and he said I know there's been some discussion from the community that that was an issue, that was pulled, it was my assumption that that was what it was. Otherwise, he said I would have come up and addressed it at that point. He said that what he'd like to do is, I'll be brief about it, and in fact most of the people who came to talk about this have left. But, he said I think I can pretty much sum it up. President Westley said that he would allow him two minutes. Mr. Moy stated that there's been a change, and he said that he would urge the Board to re-consider the decision of actually transferring the present Coordinator of EL programs. The EL Program is a program that CRLA has paid a lot of attention to and has pretty much adopted a "wait and see" attitude. The importance of the EL Program, it represents over 40% of the student population as a District. It pulls in from 3 other categorical streams of funding that comes in the District. He said to make the decision at this point to change the Coordinator at a time when the District is in the second year of Program Improvement, at a time when Ms. Lopes is going to leave, he said that he thinks it is ill-advised that we would transfer someone who has the curriculum expertise as it relates to that program. Also, he said, I think there is something to be said that if it's not broke, then don't fix it, or better yet, if it's not broke, then don't break it. He said that when he looks at testing and he looks at the re-classification trending, that it has been proven, perhaps not proven as dramatic as the District would like, it has been proven to shift the course at this time would certainly eliminate the continuation, and I know my two minutes are up. There were a number of representatives from ELAC, members that were here to kind of express their concern, so the decision that was made to kind of change course, eliminate what they consider their bridge to this community, they would have liked to have been consulted. President Westley thanked Mr. Moy for his comments. He said that we do appreciate the sensitivity of that program, so we'll try and keep it moving.

14. ADVANCED PLANNING

President Westley made the following announcement:

Next Regular Board Meeting

Tuesday, March 24, 2009 - 7:00 p.m.

Madera Unified School District Boardroom – 1902 Howard Road, Madera, CA. 93637

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15. SUGGESTED FUTURE AGENDA ITEMS

There were none.

16. ADJOURNMENT MOTION NO. 118-2008/09

President Westley adjourned the Public Session at 9:23 p.m.

Fritz Ediger

Fritz Ediger, Senior Administrative Assistant
to the Superintendent and Board of Trustees

Dated: March 10, 2009