REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

The Board of Education of the Madera Unified School District convened in a **Regular Board Meeting** in the Madera Unified School District Boardroom, 1902 Howard Road, Madera, California on **Tuesday, April 14, 2009,** at 5:00 p.m.

ROLL CALL

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

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

Absent:

Robert E. Garibay, Trustee (Trustee Garibay attended Closed Session, but was absent from Public Session. He left at 6:40 p.m.)

Kirsten Hadjis, Madera High School Student Board Representative Michael Bravo, Madera South High School Student Board Representative

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

Absent:

Robert Chavez, Chief Academic Officer, K-12, Educational Services

Kent Albertson, Principal, Madera High School Sam Armentrout, Director, Transportation Andy Beakes, Principal, Madera South High School Mark Beveridge, Principal, Howard School Kimberly Bondietti, Principal, Lincoln School

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

Lisa Chaney, Coordinator, Health Services

Marisa DiMauro, Director, Categorical Programs

Jennifer Gaviola, Director, Special Services

Barbara Gonzalez, Director, Purchasing

Ray Gould, Bus Driver, Transportation

Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction

Kendall Jones, Principal, John Adams School

Kliff Justesen, Principal, Dixieland School

Lupe Rodriguez, Director, Maintenance and Operations

Jeff Smith, Supervisor, Transportation

Laura Toney, Teacher, Alpha School

Paul VanLoon, Principal, Parkwood School

Dr. J. Galen Wright, Director, Student Services

Darrell Yates, Vice-Principal, Jack G. Desmond Middle School

Dr. Nicolas Retana, Ezequiel Tafoya Alvarado Academy Charter School

Alice Rios, CSEA President John Moseley, CSEA Chapter Representative Sue Thornton, MUTA President

Robert Frausto, Superintendent, Kerman Unified School District
Deborah A. Wood, Assistant Superintendent of Personnel, Kerman Unified School
District

There were approximately 80 visitors/District employees in attendance.

1. <u>CALL TO ORDER OF PUBLIC MEETING –</u> CLOSED SESSION IMMEDIATELY CONVENED

President Westley called the Public Session of the Board of Education to order at 5:01 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 6:40 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 Adams to lead the flag salute.

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

President Westley asked Pastor Samuel Alvarado of Building for Christ Ministries to lead the invocation. President Westley explained the rules governing the Board meeting. The meeting was recorded on Tape No. 20–2008/09.

4. <u>CLOSED SESSION REPORTABLE ACTIONS</u> (GOVERNMENT CODE SECTION 54957.1)

Superintendent Stafford announced there were not any reportable Closed Session actions.

5. ADOPTION OF AGENDA – MOTION NO. 126–2008/09

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.

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

Ayes: Trustees Adams, Goodwin, Salvador, Seibert, Clerk Janzen, and

President Westley

Noes: None

Absent: Trustee Garibay

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 MHS.

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

7. <u>COMMUNICATIONS</u>

7A. PUBLIC HEARING

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

Danna Petty, 216 South O Street, Madera, California came to the podium and addressed the Board. She said that she has been a resident of Madera for 23 years and has been a school bus driver for Madera Unified School District for 22 years. She said that she is here tonight to represent the school bus drivers. She said that when MUSD went to all day Kindergarten it shortened the bus driver's contracts. She said

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

that the drivers met last Thursday with Mr. Armentrout, Director of Transportation and Mr. Moseley to discuss the upcoming contract cuts. She said that at this point there are 16 - 8 hour drivers. If we cut the hours, it will make life altering changes for these drivers. They will not be able to support their families. She asked the Board to please reconsider the decision to cut the bus drivers contracts.

7B. STUDENT AND STAFF RECOGNITION

600 CST Scorer Recognition - Madera High Pyramid

Jake Bragonier, Public Information Officer recognized 44 students from the Blue Pyramid that achieved a perfect score of 600 on their CSTs in math, ELA, history or science. Each student received a certificate and had their photo taken with Superintendent John Stafford and Board President Michael Westley.

8. APPROVAL OF CONSENT AGENDA – MOTION NO. 127-2008/09, DOCUMENT NUMBERS 283-2008/09 THROUGH 300-2008/09, AND RESOLUTION NUMBER 54-2008/09 INCLUDING COMMERCIAL WARRANTS – EXHIBIT "A"; STAFFING CHANGES – EXHIBIT "B";

It was moved by Trustee Adams, seconded by Trustee Salvador, and unanimously carried to approve the consent agenda.

Ayes: Trustees Adams, Goodwin, Salvador, Seibert, Clerk Janzen, and

President Westley

Noes: None

Absent: Trustee Garibay

Abstained: None

- 8A. ROUTINE BUSINESS TRANSACTIONS, ANNUAL RENEWAL OF PROGRAMS, BIDS, AGREEMENTS, NOTICES OF PUBLIC HEARINGS, AND PROCLAMATIONS:
- 8A1. APPROVAL OF BUDGET WORKSHOP MINUTES OF MARCH 3, 2009 AND REGULAR BOARD MEETING MINUTES OF MARCH 24, 2009
- 8A2. ADOPTION OF RESOLUTION NO. 54-2008/09 APPROVAL OF THE FEBRUARY 28, 2009 BUDGET AND EXPENSE TRANSFER REPORTS RESOLUTION NO. 54-2008/09
- 8A3. APPROVAL OF THE FEBRUARY 28, 2009 FINANCIAL REPORT DOCUMENT NO. 283-2008/09
- 8A4. APPROVAL OF THE FEBRUARY 28, 2009 STUDENT BODY STATEMENT OF CLUB TRUST ACCOUNTS DOCUMENT NO. 284-2008/09
- 8A5. APPROVAL OF CONSULTING SERVICES AGREEMENT BETWEEN DEMSEY FILLIGER AND ASSOCIATES AND MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE THE ACTUARIAL SERVICES FOR GASB 45 COMPLIANCE DOCUMENT NO. 285-2008/09
- 8A6. APPROVAL OF THE FOLLOWING DONATIONS: DOCUMENT NO. 286-2008/09

 DONATION BY THE GRADUATING CLASS OF MADERA HIGH SCHOOL, AN

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

- ELECTRONIC LED MESSAGE BOARD TO REPLACE CURRENT MESSAGE BOARD LOCATED AT OLIVE & N STREETS; PURCHASE PRICE INCLUDING INSTATLLATION IS \$19,470.54
- ➤ DONATION BY FRESNO COUNTY FIRE DEPARTMENT OF FIREMEN'S UNIFORMS TO THE MADERA ADULT SCHOOL, AT AN ESTIMATED VALUE OF \$20,000.00
- 8A7. APPROVAL FOR AWARD OF BID #040109, THREE 65 PASSENGER CNG SCHOOL BUSES AND TWO 31+2 WHEELCHAIR EQUIPPED CNG SCHOOL BUSES TO THE LOW RESPONSIVE AND RESPONSIBLE BIDDER DOCUMENT NO. 287-2008/09
- 8A8. APPROVAL OF AN AGREEMENT BETWEEN MADERA UNIFIED SCHOOL DISTRICT AND MANGINI ASSOCIATES FOR THE DESIGN AND ENGINEERING OF PLACING 3 NEW PORTABLES AT THOMAS JEFFERSON MIDDLE SCHOOL DOCUMENT NO. 288-2008/09
- 8A9. APPROVAL OF CONTRACT FOR SERVICES BETWEEN MADERA COUNTY SUPERINTENDENT OF SCHOOLS AND MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE NURTURING PARENT AND LEADERSHIP CLASSES FOR THE PERIOD FROM JUNE 8, 2009 THROUGH AUGUST 14, 2009 DOCUMENT NO. 289-2008/09
- 8A10. APPROVAL OF CONTRACT FOR SERVICES BETWEEN MADERA COUNTY SUPERINTENDENT OF SCHOOLS AND MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE DAILY SNACKS DURING THE SCHOOL READINESS KINDER CAMP PROGRAM FOR THE PERIOD FROM JUNE 8, 2009 THROUGH AUGUST 14, 2009 DOCUMENT NO. 290-2008/09
- 8A11. APPROVAL OF CONTRACT FOR SERVICES BETWEEN MADERA COUNTY SUPERINTENDENT OF SCHOOLS AND MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE AN INSTRUCTOR FOR HOME/HOSPITAL SERVICES DOCUMENT NO. 291-2008/09
- 8A12. APPROVAL TO ENTER INTO AGREEMENT WITH UC MERCED TO PROVIDE PARENT EMPOWERMENT PROGRAM DOCUMENT NO. 292-2008/09
- 8A13. APPROVAL OF CONSULTANT SERVICES AGREEMENT AND CONTRACT BETWEEN BERENDA SCHOOL AND THE FRESNO METROPOLITAN MUSEUM OF ART AND SCIENCE DOCUMENT NO. 293-2008/09
- 8A14. APPROVAL OF CONSULTANT SERVICES AGREEMENT AND CONTRACT BETWEEN MADERA UNIFIED SCHOOL DISTRICT AND TAMMY CAMACHO DOCUMENT NO. 294-2008/09
- 8A15. APPROVAL OF AMENDMENT TO CONSULTANT SERVICES AGREEMENT AND CONTRACT BETWEEN MADERA UNIFIED SCHOOL DISTRICT AND ALICIA JACKSON DOCUMENT NO. 295-2008/09
- 8A16. APPROVAL OF CONSULTANT SERVICES AGREEMENT AND CONTRACT BETWEEN LYLES CENTER AND MILLVIEW ELEMENTARY SCHOOL DOCUMENT NO. 296-2008/09
- 8A17. 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)

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

- > 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: 17153, 997475, 8972, 403213, 996251, 16543, 15790, 967170, 995228, 5989, 997456, 201435, 11633, AND 977244 CONFIDENTIAL DOCUMENT NO. 297-2008/09

- 8A18. APPROVAL OF COMMERCIAL WARRANT LISTING DOCUMENT NO. 298-2008/09 EXHIBIT "A"
- 8B1. <u>HUMAN RESOURCES ITEMS STAFFING EXHIBIT "B" MOTION NO.</u> 127–2008/09—DOCUMENTS NUMBERED 299-2008/09
- 8B2. APPROVAL OF EMPLOYMENT AGREEMENT BETWEEN MADERA UNIFIED SCHOOL DISTRICT AND THE ASSOCIATE SUPERINTENDENT OF EDUCATIONAL SERVICES DOCUMENT NO. 299-2008/09
- 8C. FIELD TRIP/EMPLOYEE CONFERENCE REQUESTS DOCUMENT NO. 300-2008/09 EXHIBIT "C"

Superintendent Stafford introduced Deborah A. Wood as the District's new Associate Superintendent of Educational Services. Mrs. Wood will officially assume her duties beginning July 1, 2009.

9. OLD BUSINESS

9A. NONE

10. <u>NEW BUSINESS</u>

- 10A. FIRST READING OF PROPOSED REVISED BOARD POLICY AND ADMINISTRATIVE REGULATION 5116 ON "SCHOOL ATTENDANCE BOUNDARIES AND ATTENDANCE OPTIONS"
- Dr. J. Galen Wright, Director, Student Services presented a first reading of the proposed Board Policy 5116. The proposed revision would allow students to remain at the high school at which they begin ninth grade should they or their family ever move into the other high school's attendance area. The decision to remain at the high school of initial attendance would be at the discretion of the student/family. Should the student/family move into another attendance area, they may continue attending the other high school as long as they provide their own transportation.
 - 10B. FIRST READING OF REVISIONS TO BOARD POLICY 5141.33 ON

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

HEAD LICE

Lisa Chaney, Coordinator, Health Services presented a first reading of Board Policy 5141.33 on Head Lice. The proposed revision would decrease the amount of time students are required to miss should they be diagnosed with head lice. A student will be sent home upon the initial diagnosis of head lice, but they may come back the next day provided they show proof they have administered the proper medication, which is usually shampoo. The proposed revision would bring the District's Board Policy up to date with other Districts. Head lice do not cause diseases and cannot "jump" from one student to another.

10C. FIRST READING OF REVISIONS TO BOARD
POLICY/ADMINSTRATIVE REGULATIONS - BP/AR 5141 ON
HEALTH CARE AND EMERGENCIES, BP/AR 5141.21 ON
ADMINISTERING MEDICATION AND MONITORING HEALTH
CONDITIONS, BP/AR 5141.22 ON INFECTIOUS DISEASES, AR
5141.24 ON SPECIALIZED HEALTH CARE SERVICES, BP/AR
5141.27 ON FOOD ALLERGIES/SPECIAL DIETARY NEEDS, BP/AR
5141.3 ON HEALTH EXAMINATIONS, BP/AR 5141.31 ON
IMMUNIZATIONS, AND AR 5141/32 ON HEALTH SCREENING FOR
SCHOOL ENTRY

Lisa Chaney, Coordinator, Health Services presented a first reading of multiple Board Policy/Administrative Regulations. The Board Policies and Administrative Regulations related to health care, medication and immunizations that are being proposed to allow MUSD's Board Policies to fall into line with standard operating procedure as recommended by the California School Boards Association.

10D. APPROVAL OF VALENZUELA/CAHSEE LAWSUIT SETTLEMENT QUARTERLY REPORT ON WILLIAMS UNIFORM COMPLAINTS FOR JANUARY 1, 2009 TO MARCH 31, 2009 MOTION 128-2008/09, DOCUMENT 301-2008/09

It was moved by Clerk/Trustee Janzen, seconded by Trustee Salvador, and unanimously carried to approve the Valenzuela/CAHSEE Lawsuit Settlement Quarterly Report on Williams Uniform Complaints for January 1, 2009 to March 31, 2009.

Ayes: Trustees Adams, Goodwin, Salvador, Seibert, Clerk Janzen, and

President Westley

Noes: None

Absent: Trustee Garibay

Abstained: None

10E. ADOPTION OF RESOLUTION NO. 55-2008/09 REGARDING LAYOFF OF CLASSIFIED PERSONNEL

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

MOTION NO. 129-2008/09, RESOLUTION NO. 55-2008/09

John Moseley, CSEA Chapter Representative came to the podium and addressed the Board of Education. He stated that there is a stimulus of \$8 million for Categorical; he said that the school stimulus fund should be used for mitigating; and the MUSD management team wasn't available to meet with him last week during Spring break. He said that he met with every other management team that he represents, but could not get a time with our team. He said that the layoff list is not correct, so it cannot be certified by the Merit Commission. He also said that because the documents are not correct there are no displacement rights.

The Board approved this resolution that will begin the classified layoff process. The Board's action does not mean layoff notices will immediately be issued to specific people. The approval of this resolution does identify the positions that will be affected. It also signals the beginning of the classified layoff process, which in accordance with Education Code must result in notices being issued by Wednesday, April 29th. Jerry Stehman, Director, Human Resources stated that the process ensures the leastsenior employee in a particular class will receive a layoff notice. He said a reduction in classified positions is necessary due to a massive state funding shortfall that has resulted in MUSD cutting over \$15 million from its own operating budget over the next He said that we understand what the law requires, and we'll do everything we can to make sure people understand their displacement rights. The District's Human Resources staff will work with CSEA leadership and the Merit Commission over the course of the coming days to ensure the process moves forward as smoothly as possible. As they did with certificated layoff notices, MUSD plans for the "worst-case scenario" when determining the number of positions to be affected by notices. Should the worst-case scenario not happen, then some personnel who had received a layoff notice would not end up actually losing their job.

It was moved by Clerk/Trustee Janzen, seconded by Trustee Salvador, and unanimously carried to adopt Resolution No. 55-2008/09 regarding Layoff of Classified Personnel.

Ayes: Trustees Adams, Goodwin, Salvador, Seibert, Clerk Janzen, and

President Westley

Noes: None

Absent: Trustee Garibay

Abstained: None

10F. FIRST READING OF TEXTBOOK ADOPTION RECOMMENDATION FOR GRADES 4-7 MATHEMATICS INTERVENTION PROGRAM MATERIALS DOCUMENT NO. 303-2008/09

Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction presented the first reading of Textbook Adoption Recommendation for Grades 4-7 Mathematics Intervention Program Materials. The Textbook Adoption Committee has reviewed

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

several textbooks for specific uses. The Committee reviewed not only the textbooks but also the programs, so they can find the best match.

The committee is recommending the following textbooks for Grades 4-7 Math Intervention Materials: Glencoe, California Math Triumphs.

10G. FIRST READING OF TEXTBOOK ADOPTION RECOMMENDATION FOR CORE READING LANGUAGE ARTS/ENGLISH LANGUAGE DEVELOPMENT FOR GRADES KINDERGARTEN THROUGH GRADE 8 DOCUMENT NO. 304-2008/09

Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction presented the first reading of Textbook Adoption Recommendation for Core Reading Language Arts/English Language Development for Grades Kindergarten through Grade 8. The committee is recommending the following textbooks for K-5: Pearson Scott Foresman, California Reading and Language Arts (core), and California Language Central (ELD). For Grades 6-8: Holt, Reinhardt and Winston, Holt Literature and Language Arts (core and ELD).

These Materials as well as the 4-7 Math Intervention Materials will be on display in the Educational Services Department for approximately 30 days. Teachers and the public may take a look at them if they wish. At the May 12th Board meeting, the purchase of these materials will come before the Board for consideration.

11. INFORMATION/REPORTS

- 11A. 2008-09 2ND INTERIM REPORT FOR SHERMAN THOMAS AND EZEQUIEL TAFOYA CHARTER SCHOOL DOCUMENT NO. 305-2008/09
- 11B. MADERA UNIFIED SCHOOL DISTRICT ("DISTRICT") INITIAL NEGOTIATION PROPOSAL TO MADERA UNIFIED TEACHERS ASSOCIATION ("MUTA") FOR THE 2009/2010 SCHOOL YEAR
- 11C. STANDARDS REPORT
 - > CLASS OF 2009 PROJECTED GRADUATION RATES PRESENTED

Darren Sylvia, Chief Academic Officer of the Madera High Pyramid, reported to the Board on the current status of the graduating class of 2009. Mr. Sylvia said that Madera High has 88% of its current graduating class on track, and the school's staff is working to move that number up to 96%. He also noted that of Madera High's 396 seniors, only 46 are either behind in credits or have not passed a section of the CAHSEE. Of those 46 students, 25 need only to pass the CAHSEE, and if they do so, they are on track to graduate.

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

Superintendent Stafford commended Madera High School Principal Kent Albertson and his staff for their hard work to help students move toward receiving a diploma. Madera High has intensively tracked students short of graduation requirements and provided them the necessary intervention tools.

The results of the March administration of the CAHSEE examination will be available prior to Madera High School's graduation in June. A similar report for Madera South High School will be presented at a future Board meeting.

11D. BUSINESS AND OPERATIONS UPDATE

There was none.

12. ANNOUNCEMENTS

Trustee Goodwin wanted to make sure that everyone had read the information she placed in the newsletter on cocci. She stated that the information is especially pertinent because of the windy days that we have been experiencing.

Superintendent Stafford reminded the Board of the Compact Luncheon that will be held at the Municipal Golf Course on April 29th. He said that we will be recognizing our Business Partner Mr. Poythress at this event. He also wanted to make everyone aware that April is Autism/Speech Awareness Month. Superintendent Stafford also said that he and his wife were able to attend a Color Guard/Percussion Performance in Clovis where Madera South High School performed and he said that MSHS's performance was excellent. He said that he had not been to an event like this before, but he said he enjoyed it very much.

Trustee Adams asked about the Board Policy on Anti-Bullying and where we are on that. Kathleen Lopes, Associate Superintendent of Educational Services stated that Dr. Wright is putting together some plans for that purpose. She said that there will be a workshop held on May 22, 2009 held at the Municipal Golf Course put on by Lozano Smith from 8:00 a.m. to 1:00 p.m. She asked that the information be included in the Board newsletter packet. Mr. Stafford asked that they let Mrs. Ediger know if they would like to attend and she will make the arrangements for the Board.

13. MISCELLANEOUS

There were no items.

14. ADVANCED PLANNING

President Westley made the following announcement:

Next Regular Board Meeting

REGULAR BOARD MEETING HELD ON THE 14th DAY OF April, 2009

Tuesday, April 28, 2009 - 7:00 p.m. Madera Unified School District Boardroom – 1902 Howard Road, Madera, CA. 93637

15. SUGGESTED FUTURE AGENDA ITEMS

There were none.

16. <u>ADJOURNMENT MOTION NO. 130-2008/09</u>

President Westley adjourned the Public Session at 9:16 p.m.

Fritz Ediger	Dated: April 14, 2009
Fritz Ediger, Senior Administrative Assistant	•
to the Superintendent and Board of Trustees	