

**MINUTE RECORD of Madera Unified School District Board of Education
REGULAR BOARD MEETING HELD ON THE 25th day of AUGUST, 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, August 25, 2009**, at 5:30 p.m.

ROLL CALL

Michael H. Westley, President

Philip D. Janzen, Clerk

Ricardo Arredondo, Trustee

Robert E. Garibay, Trustee

Loraine Goodwin, Trustee

Michael Salvador, Trustee

Absent: Ray G. Seibert, Trustee

Denisse Frayre, Student Board Representative, Madera South High School

Karamjot Kaur, Student Board Representative, Madera High School

John R. Stafford, Superintendent

Kelly Porterfield, Associate Superintendent, Business and Operations

Deborah A. Wood, Associate Superintendent, Educational Services

Jake Bragonier, Public Information Officer

Teri Bradshaw, Director, Fiscal Services

Jerry Stehman, Director, Human Resources

Robert Chavez, Chief Academic Officer

Darren Sylvia, Chief Academic Officer

Janet Morgan, Senior Administrative Assistant

John Seybold, Teacher, Madera South High School

Lupe Rodriguez, Director, Maintenance

Galen Wright, Director, Student Services

Tom Chagoya, Principal, Monroe

Kent Albertson, Principal, Madera High School

Raul Lozano, Principal, Nishimoto Elementary

Andy Beakes, Principal, Madera South High School

Janet Grossnicklaus, Director, CIA

Laura Toney, Teacher, Alpha Elementary

Shelly Huerta, Administrative Assistant, MLK

Anne Lozano, Administrative Assistant, Desmond

Alice Rios, CSEA Chapter President

There were approximately 50 visitors/District employees in attendance.

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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 5:30 p.m. and immediately adjourned to Closed Session pursuant to Government Code Sections 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 6:15 p.m. and reconvened the Regular Meeting by calling the Public Session to order at 7:00 p.m. President Westley welcomed the visitors and asked Trustee Salvador to lead the flag salute. President Westley asked Galen Wright, Director of Student Services to lead the invocation. President Westley explained the rules governing the Board meeting. The meeting was recorded on Audio File No. 03-2009/10.

4. Closed Session Reportable Actions (Government Code Section 54957.1)

Superintendent Stafford announced there were no reportable Closed Session actions.

5. Adoption of Agenda – Motion No. 14-2009-10

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.

Trustee Arredondo asked that Item 8A4 be pulled for separate discussion. Jerry Stehman asked that Patrick Devrick's name be removed from the Human Resources Staffing List under Certificated Employment.

It was moved by Trustee Salvador, seconded by Trustee Janzen, and unanimously carried to adopt the Agenda as amended.

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

6. Student Board Representative Report

Madera South High School representative Denisse Frayre and Madera High School representative Karamjot Kaur each gave highlights of activities taking place at their respective campuses during the first week of the new school year.

7. Communications

7A. Public Hearing

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

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Tom Ebersoll of 3324 Westgate Drive, Madera (674-1297). Mr. Ebersoll's children attend Howard School. Mr. Ebersoll addressed the Board about the drinking water situation at Howard School. Mr. Ebersoll has talked with Jake Bragonier, Public Information Officer and Mr. Beveridge, Principal of Howard School and was pleased with the prompt response to his email and the positive interaction he experienced. However, Mr. Ebersoll wanted to take this opportunity to address the Board about the situation. Fountain water at the school is not potable and although there are portable water stations throughout the campus the paper cup containers at these stations are not covered and are open to contamination. Mr. Ebersoll also commented on the lack of fencing which allows students to exit the grounds or others to enter school grounds without proper supervision.

7B. Student and Staff Recognition

Madera South High School Head Cross-Country Coach Rich Parris was recognized as the recipient of the California Coaches Association Boys Cross-Country Coach of the Year award.

8. Approval of Consent Agenda – Motion No. 15-2009/10

Document Numbers 46-2009/10 through 56-2009/10

Resolution Number 06-2009/10

Commercial Warrants, Exhibit A

Staffing Changes, Exhibit B

It was moved by Trustee Garibay, seconded by Trustee Janzen, and unanimously carried to Approve the Consent Agenda as amended.

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

Noes: None

Absent: Trustee Seibert

Abstained: None

8A. Routine Business Transactions, Annual Renewal of Programs, Bids, Agreements, Notices of Public Hearings, and Proclamations:

1. Approval of Regular Board Meeting Minutes of August 11, 2009

2. Adoption of Resolution #06-2009/10 supporting the development of
University of California Merced's Medical School

Resolution No. 06-2009/10

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

Noes: None

Absent: Trustee Seibert

Abstained: None

3. Approval to destroy old records

Document No. 46-2009/10

4. Approval of Contract between Madera Unified School District and

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Linda Tuttle, School Nurse

Trustee Arredondo asked for clarification of compensation due for services as written in the contract. Following explanation by Deborah Woods, action was taken.

It was moved by Trustee Janzen, seconded by Trustee Garibay, and unanimously carried to Approve the Contract between Madera Unified School District and Linda Tuttle, School Nurse

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

Motion No. 16-2009/10
Document No. 47-2009/10

5. Approval to Amend our existing Plato Learning License Agreement (Document No. 52-2008/09) dated August 13, 2008 Document No. 48-2009/10
6. Approval of "Training Contract" with Committee for Children Document No. 49-2009/10
7. Approval of Contract between Madera Unified School District and Reading and Beyond Document No. 50-2009/10
8. Ratification of Contract between the General Educational Development Document No. 51-2009/10
9. Approval for twenty-two (22) Supplemental Educational Services Contracts Document No. 52-2009/10
10. Ratification of Consultant Services Agreement between Madera Unified School District and Madera Coalition for Community Justice to provide a Community-Based Cultural Competency Training Document No. 53-2009/10
11. Approval to adopt the findings, conclusions and recommendations related to
 - 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 their District-assigned identification numbers: 501015, 302344, 975924, 967715, 977985, 7127, 985157, 977840, 975682, 602099, 987419, 975213, 976849

Confidential Document No. 54-2009/10

12. Request Approval of Commercial Warrant Listing Document No. 55-2009/10

B. Human Resources Items

1. Request Approval of Staffing changes and Coaches Document No. 56-2009/10

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9. Old Business

A. None

7:15 PM – PUBLIC HEARING

10. New Business

A. 7:15 PM – Public Hearing – Madera Adult Educators Initial Negotiation Proposal to Madera Unified School District (District) for the 2009/2010 School Year

B. Request Approval of Provisional Internship Permit for the 2009/10 School Year

Jerry Stehman explained this position is for a Physical Education Specialist at the elementary level.

It was moved by Trustee Janzen, seconded by Trustee Garibay, and unanimously carried to Approve the Provisional Internship Permit for the 2009/10 School Year

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

MOTION NO. 17-2009/10
DOCUMENT NO. 57-2009/10

C. Review MUSD's Draft Modified Budget and potential reductions for the 2009-10, 2010-11 and 2011-12 school years

Kelly Porterfield presented a PowerPoint review of potential reductions for school years 2009-10, 2010-11 and 2011-12. Mr. Porterfield's presentation included three scenarios for the board to consider: 1) status quo, 2) maintain a 6% reserve level, 3) move to a 3% reserve level. Additionally, Mr. Porterfield reviewed an MOU between Madera Unified and CSEA regarding layoffs. Following his presentation Mr. Porterfield responded to clarifying questions from the board and asked for their direction. The board opted to move to a 3% reserve level. A revised 2009-10 reflecting the 3% reserve will be presented at the September 8th board meeting.

Mr. John Moseley, Labor Representative for the local CSEA Chapter addressed the issue of budget reductions.

"My members want me to remind the Board and the public that we are here for the kids – they understand that and their first consideration is always the children – and that means a healthy district which is one of the reasons why the leadership of the district directed me to propose 10 days right off the top before anyone else got anywhere to deal with the budget crisis because we recognized it was there. One of my frustrations is that I keep getting surprises. We met thinking we were going to deal with a non-layoff issue after the last board meeting and talk about the future and I get blind sided with layoffs. I am not told it's a restructuring because I think then

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you'll talk to your lawyer to come up with the "lawyer-eze" you heard about reorganization. That is not going to invalidate my agreement with you and I will stand by it and defend it. We went to the 5 days because we had offered up more money in terms of both a percentage and dollars to the district to save funds so this school district could take care of its children and the other bargaining units. Unlike some of the other units we have not had positions extended. Even though on paper it looked like they were reduced they weren't – their work year was actually extended and they received more compensation. That hasn't happened with us. On the out years we're more than willing to work with you – try to find a way – because I don't want any of my – I have grandchildren now, that's how old I've gotten working around here. I didn't want my children and their friends to suffer. I don't want my grandchildren, and I don't want yours. We're more than willing to work with you. If, and I'll say this sincerely right now, if we thought in the out years it was 10 days or 15 in order to make it work I think my Chapter would bite the bullet and take whatever hit. If there are honest, truthful considerations about changing some directions of some programs you wouldn't be the first district I've dealt with that said that we want to go in a different direction with some things. Generally they give really good notice – it's not coming up as a threat in a layoff – they come to me and say, we need to be able to do A, we're no longer going to do B, or we're going to do C and not A, and I ask what is going to be required of us so my people who are affected by the change can get some education if that's what it takes or some specialized training or we can look at some of the older employees and maybe encourage an early retirement or make some adjustments in the work year 'cause that's gonna meet whatever new academics or so forth you're going to have. It becomes difficult for me to keep looking at your employees and telling them that be patient, they're not being messed with when every time we're told "we can solve this – we've got it worked out" I end up with a surprise – I'm supposed to be in Stockton – a surprise about stuff before the Board or a surprise at the bargaining table. I will reiterate this – we will do whatever we can to make this work. It's a 3 year projection. I got the same numbers that he received from School Services. They were really clear in their little memos – make it look as bad as possible. I give Kelly this much credit – he didn't. Because they don't want good scenarios up here for good reason – it could get down to 1% -- it could be a disaster – it could never be able to turn around. I'm a realist at this – I don't think it's that it's that bad – I think we're actually at the end of it and we're getting better. But we've got – I told Kelly going in, we've got a year or two of pain going in, maybe three. What I'm asking you is trust us to work with you – we will. Please direct your management team to stop surprising us. We've sat here and said over and over again – you want new directions I'll schedule meetings the whole year. I gave you – the members gave you up to 10 working days and a whole school year to sit down with whatever plans you have to try to either reorganize your district and save jobs and provide services. I'm an old school labor guy – if you don't need someone he's not going to be here. It isn't that you don't need some – you need them all right now. If you have directions you want to do down the road bring them to us – we'll try to work it out. When we went to No Child Left Behind we had to have new standards – we worked out how we were going to test for those Aides and keep the ones who passed – that was a reorganization. What I heard tonight is disappointing because it's a surprise and it sounds like someone is just coming up with another angle to get back to the original idea of laying people off this year. Don't go there. We understand the out years – I understand his budgets. We will find a solution. Thank you."

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11. Information and Reports

11A. Standards Report

Deborah Wood presented board members with a copy of the Instructional Action Plan flow chart which will drive all educational initiatives for the district. Mrs. Wood also presented an update of the restructured academic coach positions that are now district office based. Assignments for the academic coaches will line up with the Instructional Action Plan, aligning the goals and focus of the district. The board asked for clarification regarding the number of academic coaches on staff for 2008/09 compared to 2009/10.

11B. Business and Operations Update

Kelly Porterfield presented an enrollment update. Enrollment is being tracked very closely during these first weeks of school.

Additional items covered:

- The Madera South High School pool is on schedule and should be completed by the end of October
- Confirmed funding on the Ag Career Tech educational project. We have received the award letter and are moving ahead on that contract
- We are in the end stages of planning for the Madera High School pool remodel
- We are waiting for portable plans for Thomas Jefferson – the Division of State Architects is currently reviewing the plans.

12. Announcements

Mr. Stafford announced that incorrect data previously submitted to the state regarding the Madera High School dropout rate has been reviewed and corrected through CBEDs. We received notification from the Office of Accountability that Madera High School's PI status has been rolled back from PI-3 to PI-2. Madera High School will receive a retroactive AYP award at this year's Superintendent's Performance Awards ceremony on November 19th. Mr. Stafford commended the efforts of Jennifer Silva, MHS Registrar along with Connie Bitter and Steve Imrie in our Data Processing department for their hard work in reviewing and correcting the data and developing new protocols to ensure this type of error does not occur again.

13. Miscellaneous

Mr. Westley suggested convening a Board Workshop to focus on board self-evaluation and to discuss the need for board accountability. It was decided to convene this workshop on Tuesday, September 29th from 4:00 p.m. to 6:00 p.m. in the Board Room. CSBA toolkits to aide in the self-evaluation will be ordered for the workshop.

14. Advanced Planning

President Westley made the following announcement:

Next Regular Board Meeting

Tuesday, September 8, 2009 at 7:00 p.m.

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

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15. Suggested Future Agenda Items

Trustee Salvador requested that Janet Morgan report on the Agenda Online webinar she is scheduled to participate in on September 3rd.

16. Adjournment – Motion No. 18–2009/10

President Westley adjourned the Public Session at 9:11 p.m.



Janet Morgan, Senior Administrative Assistant
to the Superintendent and Board of Trustees

Dated: August 25, 2009