

MINUTE RECORD OF: Madera Unified School District Board of Education

REGULAR BOARD MEETING HELD ON THE 11th DAY OF March, 2008

The Board of Education of the Madera Unified School District convened in a **Regular Board Meeting** in the Gymnasium at Jack G. Desmond Middle School, 26490 Martin Street, Madera, California on **Tuesday, March 11, 2008**, at 5:30 p.m.

ROLL CALL

Ray G. Seibert, President
Michael H. Westley, Clerk

J. Gary Adams, Trustee
Carles Beckett, Trustee
Robert E. Garibay, Trustee
Loraine Goodwin, Trustee
Philip D. Janzen, Trustee

Neddy Lopez, Madera High School, Student Board Representative
Rosa Regalado, Madera South High School, Student Board Representative

Larry Risinger, 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
John Stafford, Chief Academic Officer K-12, Educational Services
Jerry Stehman, Director, Human Resources/Certificated
Fritz Ediger, Senior Administrative Assistant to the Superintendent
and the Board of Trustees

Absent:

David Pinnecker, Director, Human Resources/Classified

Ana Apodaca, Vice-Principal, Sierra Vista School
Andy Beakes, Principal, John Adams School
Jesse Carrasco, Principal, Thomas Jefferson Middle School
Tom Chagoya, Principal, Monroe School
Arora Chavez, Principal, Eastin-Arcola School
Carsten Christiansen, Principal, Alpha School
Rosalind Cox, Director, Facilities Planning & New Construction
John Denno, Coordinator, PE & Athletics
Marisa DiMauro, Director, Categorical Programs

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Lisa Fernandez, Principal, Berenda School
Jennifer Gaviola, Director, Support Services
Barbara Gonzalez, Director, Purchasing
Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction
Kathy Horn, Vice-Principal, John Adams School
Allan Kristensen, District Music Coordinator
Karen Lang, Teacher, Madera South High School
Mike Lennemann, Principal, Jack G. Desmond Middle School
Al Lopez, Ag Farm Manager, Madera South High School
Bob Madsen, Principal, Madison School
Jesus Navarro, Vice Principal, Madison School
Michele Pecina, Principal, Millview School
Lupe Rodriguez, Director, Maintenance & Operations
Patsy Rodriguez, Child Nutrition
Sheryl Sisil, Vice-Principal, Madera South High School/School of Ag
Amanda Wade, Teacher, Alpha School
Darrell Yates, Vice-Principal, Jack G. Desmond Middle School

Alice Rios, President, CSEA Chapter 169
Sue Thornton, MUTA President
Josie Zaragosa, Chief Job Steward, CSEA Chapter 169
Ron Zaragosa, Vice-President, CSEA Chapter 169

Bill Coate, Madera Tribune

There were approximately 350 visitors/District employees in attendance.

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

President Seibert 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, 44929.21, 44949, 44951, 44954(b), 44955, 48900, and 48918.

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

President Seibert adjourned the Closed Session at 7:00 p.m., and he reconvened the Regular Meeting by calling the Public Session to order at 7:07 p.m. President Seibert

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welcomed the visitors and he asked Trustee Janzen to lead the flag salute. President Seibert asked Pastor Tim Bergdahl of Madera Bible Church to lead the invocation. President Seibert explained the rules governing the Board meeting. The meeting was recorded on Tape No.14-2007/078.

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

Superintendent Risinger announced that during Closed Session the Board took action to issue a notice of non-reelection to temporary employees, identified by Numbers 1 -- 132, pursuant to Education Code Section 44954(b), effective at the end of the 2007-2008 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: unanimous. Resolution No. 54-2007/08 - Nonreelection of Employment of Temporary Certificated Employees.

Superintendent Risinger announced that during Closed Session the Board took action to issue a notice releasing and reassigning Employee #6342, pursuant to Education Code Section 44951, effective at the end of the school year, and directed the Superintendent or designee to send out an appropriate legal notice. The roll call vote was as follows: unanimous. Resolution No. 56A-2007/08, Employee #6342.

Superintendent Risinger announced that during Closed Session the Board took action to issue a notice of releasing and reassigning Employee #8305, pursuant to Education Code Section 44951, effective at the end of the school year, and directed the Superintendent or designee to send out an appropriate legal notice. The roll call vote was as follows: unanimous. Resolution No. 57A-2007/08, Employee #8305.

Superintendent Risinger announced that during Closed Session the Board took action to issue a notice of nonreelection to probationary certificated employees, identified by employee numbers 0673, 5644, 7614, 2192, 4515, 3018, 2687, 0412, and 3535 pursuant to Education Code Section 44929.21(b), effective at the end of the 2007-2008 school year, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: unanimous. Resolution No. 58-2007/08.

Superintendent Risinger announced that during the Closed Session, the Board took action to issue a notice releasing and reassigning Employee #3082, pursuant to Education Code Section 44951, effective at the end of the school year, and directed the Superintendent or designee to send out an appropriate legal notice. The roll call vote was as follows: unanimous. Resolution No. 59A-2007/08, Employee #3082.

Superintendent Risinger announced that during the Closed Session, the Board took action to issue a notice of releasing and reassigning Employee #4862, pursuant to Education Code section 44951, effective at the end of the school year, and directed the Superintendent or designee to send out an appropriate legal notice. The roll call

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vote was as follows: unanimous. Resolution No. 60A-2007/08, Employee #4862.

5. ADOPTION OF AGENDA – MOTION NO. 100–2007/08

President Seibert 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 Trustee Adams, seconded by Trustee Janzen, and unanimously carried to adopt the Agenda.

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

6. STUDENT BOARD REPRESENTATIVE REPORT

Neddy Lopez, Madera High School Student Board Representative, gave an update of academic, athletic, and extracurricular activities taking place at MHS.

Rosa Regalado, Madera South High School Student Board Representative, gave an update of academic, athletic, and extracurricular activities taking place at MSHS.

7. COMMUNICATIONS

7A. PUBLIC HEARING

President Seibert opened the meeting for visitors to speak on a subject not on the Board Agenda. No one came forward to address the Board.

7B. STUDENT AND STAFF RECOGNITION

There were none.

8. APPROVAL OF CONSENT AGENDA – MOTION NO. 101-2007/08, DOCUMENT NUMBERS 308-2007/08 THROUGH 321-2007/08, AND RESOLUTION NOS. 43 THROUGH 53-2007/08 INCLUDING COMMERCIAL WARRANTS – EXHIBIT “A”; STAFFING CHANGES – EXHIBIT “B”;

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

Ayes:	Trustees Adams, Beckett, Garibay, Goodwin, Janzen, Clerk Westley and President Seibert
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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 26, 2008
- 8A2. ADOPTION OF RESOLUTION NO. 52-2007/08 -- APPROVAL OF THE JANUARY BUDGET AND EXPENSE TRANSFER REPORTS RESOLUTION NO. 52-2007/08
- 8A3. APPROVAL OF THE JANUARY 31, 2008 FINANCIAL REPORT DOCUMENT NO. 308-2007/08
- 8A4. APPROVAL OF THE JANUARY 31, 0208 STUDENT BODY STATEMENT OF CLUB TRUST ACCOUNTS DOCUMENT NO. 309-2007/08
- 8A5. APPROVAL OF 2006-07 CERTIFICATION OF CORRECTIVE ACTION OF AUDIT FINDINGS AND RECOMMENDATIONS DOCUMENT NO. 310-2007/08
- 8A6. APPROVAL OF AWARD OF BID #021208, MADERA SOUTH HIGH SCHOOL IRRIGATION LINE PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER -- SUNSET LANDSCAPE DOCUMENT NO. 311-2007/08
- 8A7. APPROVAL OF AWARD OF BID #022008, THIRD HIGH SCHOOL DEMOLITION PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER -- LEE CRIPPEN DEMOLITION DOCUMENT NO. 312-2007/08
- 8A8. APPROVAL OF REPLACEMENT OF COLOR COPIER IN MADERA UNIFIED SCHOOL DISTRICT PRINT SHOP, UTILIZING THE COUNTY OF LOS ANGELES PIGGYBACKABLE BID DOCUMENT NO. 313-2007/08
- 8A9. APPROVAL OF THE FOLLOWING DONATIONS:
➤ DONATION OF \$956.50 BY THE KIFFMAN FAMILY FOUNDATION TO MILLVIEW SCHOOL, DESIGNATED FOR FIELD TRIPS FOR MARGARET VIVES CLASSROOM DOCUMENT NO. 314-2007/08
- 8A10. APPROVAL OF CONSULTANT AGREEMENT WITH SHERRILL ROYCE TO PROVIDE ACADEMIC INSTRUCTION TO STUDENTS WITHIN THE GATE PROGRAM DOCUMENT NO. 315-2007/08
- 8A11. APPROVAL AND RATIFICATION OF THE BRIGHT IDEAS GRANT FOR THE AG ENGINEERING DEPARTMENT AT MADERA SOUTH HIGH SCHOOL DOCUMENT NO. 316-2007/08
- 8A12. APPROVAL AND RATIFICATION OF THE 2007 PG&E SOLAR SCHOOL PROGRAM GRANT FOR THE AG ENGINEERING PROGRAM AT MADERA SOUTH HIGH SCHOOL DOCUMENT NO. 317-2007/08
- 8A13. APPROVAL OF GRANT APPLICATION FOR WORKFORCE INVESTMENT ACT/ADULT EDUCATION AND FAMILY LITERACY, SECTIONS 225/231 AND ENGLISH

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LITERACY/CIVICS EDUCATION DOCUMENT NO. 318-2007/08

- 8A14. 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: 967791, 4472, 975535, 8209, 967715, 4781, 6728, 2290 6071, 996187, 996405, 977009, 977044, AND 2711

CONFIDENTIAL DOCUMENT NO. 319-2007/08

- 8A15. APPROVAL OF COMMERCIAL WARRANT LISTING DOCUMENT NO. 320-2007/08 EXHIBIT "A"**

- 8B1. HUMAN RESOURCES ITEMS – STAFFING – EXHIBIT “B” - MOTION NO. 101–2007/08—RESOLUTIONS NUMBERED 43-2007/08 THROUGH 53 - 2007/08**

- 8B2. ADOPTION OF RESOLUTION NOS. 43 THROUGH 51-2007/08 --
ASSIGNMENT OF TEACHERS TO DEPARTMENTALIZED CLASSROOMS
FOR MUSD HIGH SCHOOLS
RESOLUTION NOS. 43 THROUGH 51-2007/08**

- 8A3. ADOPTION OF RESOLUTION NO. 53-2007/08 -- ASSIGNMENT OF STAFF DEVELOPERS TO SPECIFIC SUBJECT AREAS
RESOLUTION NO. 53-2007/08**

- 8C. FIELD TRIP/EMPLOYEE CONFERENCE REQUESTS
DOCUMENT NO. 321-2007/08 EXHIBIT "C"**

9. OLD BUSINESS

- 9A. APPROVAL OF BUDGET REDUCTIONS PLAN FOR THE 2008-09
SCHOOL YEAR
MOTION NO. 102-2007/08, DOCUMENT NO. 322-2007/08**

President Seibert stated that the Board of Trustees would now be entertaining public comment from the audience regarding the budget reductions for the 2008-09 school year. He asked that they come to the podium and state their name and address.

Amanda Wade, 2320 Trevor Way, Madera, California stated that she is a registered

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voter and that our specific interest in all of these budget reductions should be the students of Madera Unified. She stated that item #21 on the Draft List of Reductions is a negotiated item, and if they make this budget reduction, she said that "we will file a Level II Grievance".

Loretta Edwards, 929 Valley Way, Madera, California, worked 42 years for MUSD stated that she is very disappointed with the cuts. She said that the District should lead by example and cut at the District level.

Charlotte Brewer, 2444 Frederick Court, Madera, California, teacher at Alpha School stated that teachers work unpaid days, and so should the Administrators.

Rick Bennett, 506 Kent Drive, Madera, California, parent of students in MUSD suggested that the Board not receive benefits as one of the budget cuts, and cut the Public Information Officer's position.

Scott Townsend, 40217 Powder Horn Lane, Coarsegold, California, PE Specialist for MUSD asked that we not cut the PE Specialists positions.

Antonio Guzman Rios, 17653 Brook Drive West, Madera, California, asked that we not cut custodial time at school sites. She stated that if we do not have full time custodians for cleaning, etc. at the school sites, it will cause other staff more work, and could cause unsanitary conditions for students.

John Seybold, 116 Gable Way, Madera, California stated that he is amused at the statistics on the charts. He asked that we look at the budget cuts because families will not have an income. He said "cut objects and things, not people".

Lisa Hardin, 1000 Riverview Drive, Madera, California asked that we not cut the bus routes to radius versus corner to corner. She brought six of her students from her bus route that will then have to walk to school if we make this cut. She stated that there are no sidewalks for some of her students that she transports, so they will have to walk on the road. Safety concern.

Rene Marshall, 18533 Ridgedale, Madera, California, bus driver for MUSD is concerned about the safety of the children. By cutting bus stops, we are exposing these students to registered sex offenders and pedophiles which live in the neighborhoods in which they will now have to walk through. We need more bus stops, not less.

Susana Maduena, 527 Macadamia, Madera, California suggested that the new Superintendent continue with his current salary that he now is making as CAO.

Andrea Martin, 1604 West 4th Street, Madera, California said that she is here on behalf of the students, and asked that we not cut any of the sports items on the

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budget cuts.

Nora Guillen, 1536 University Avenue, Madera, California stated that the budget reductions are affecting the moral of staff and students. She urged the Board to stay true to the Madera Unified School District Mission Statement.

Alex Gonzalez, 513 Vineyard, Madera, California said that 99 cents is not a dollar. He said that we can't do more with less. He said that custodians in this District are solders. He stated that they touch students lives. He asked the Board not to cut custodial positions.

Babette Jaire, 12333 Gabor Way, Madera, California, Vice-President, MUTA suggested that we not fill the CAO position left vacation by Mr. Stafford.

Adelaide Koch, 18742 Road 21, Madera, California, teacher at Washington School said that she is concerned about the process that we are using in the Budget Reductions. Too many perks at District Office, i.e., Cell Phone Stipend, etc.

Amy Chia, 117 Joseph Lane, Madera, California, mother of 6 students that attend MUSD wants to maintain bus route 14, which her children ride. By going to radius vs. corner to corner, which is suggested in the budget reductions for Transportation, her children will have to walk to school. Mrs. Chia went on line and found that there were 49 predators in a two mile radius of her home, which her children will have to walk by every day. Please do not make this budget reduction, she asked.

Leticia Ruelas, 6171 North McCaffrey, Fresno, California asked that the District reduce perks, look at areas of waste and redefine budget cuts.

Irene Davis, 6244 North Knoll, Fresno, California asked that we not make the budget reduction of reducing 2.5 Music Teachers to 3:1 Ratio.

Jimmy Gallegos, did not give address, is a parent of students in MUSD asked that the Board not cut teachers. He remembers what a huge impact a specific teacher had on his life. This teacher taught him to stay focused. The teacher's name is Joe Von Soosten, and he was Mr. Gallegos teacher in 6th grade. He pleaded not to make the cut of the Ag Farm Manager. He stated that the Farm is beautiful, and what will become of it without the Farm Manager.

Neddy Lopez, Student Board Representative for MHS asked that we not cut the PE or sports programs. She said that she played MULES and it has helped her achieve academically as well as physically.

Jeannie Martin, 808 Suburban Avenue, Madera, California, retired MUSD teacher spoke in support of Al Lopez, Ag Farm Manager. She asked the Board how can we not have a farm manager. If we have the School of Ag, we need the Farm Manager.

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Rhonda Pearce, 19972 Road 31, Madera, California asked that we not eliminate the PE specialists. She believes that it will lead to obese students. She also asked that we not eliminate the music programs. She said that she has children in the music programs, and not all parents can provide music lessons for students. She also stated that if we go to a 36:1 ratio of students in classrooms, how will we be able to accommodate students in wheel chairs.

Allison Lopez, 1351 South Pine Street, Madera, California, daughter of Al Lopez, Ag Farm Manager, asked that we not eliminate the after school programs for sports.

Al Lopez, 1351 South Pine Street, Madera, California asked what will happen to the Ag Farm. He stated that he teaches students how to be better people. He also stated that we need to sacrifice as a District. With his position being eliminated, it will have a direct impact on kids, he stated.

Lisa Lopez, 47 West Olive, Madera, California stated that she is a parent of children in MUSD grades K-5. She said that her children are straight A students. She said that without kids the Board would not have a job. She asked that we not eliminate PE. She stated that her children are in 4H and they raise lambs. She said that her children raise their own money for their projects.

Karen Lang, 426 Pine Street, Madera, California asked the Board if they have considered the insurance and liability issues without a Farm Manager at the Ag Farm?

Kathy Fuller, 1416 West Weldon, Fresno, California asked the Board to think about the cost effectiveness of eliminating the Ag Farm Manager. Mr. Lopez is security for the Farm. She also asked the Board how practical it is to alternate the custodians cleaning schedule. There are safety and health issues.

Sue Thornton, 220 Autumn, Madera, California, President of MUTA stated that she is a registered voter in Madera. Why should the Board have benefits when they are considered part-time employees. Other part-time employees do not receive benefits, so why should the Board.

Mona Gutierrez, 2708 Pinewood Drive, Madera, California stated that she went to school and became a library technician. She stated that she goes above and beyond. She asked that the Board consider keeping the vacant Library I position at MHS intact and not cut this position.

Alice Rios, 801 North Granada, Madera, California, CSEA Chapter 169 President stated that "we are willing to negotiate". She said that she takes her oath seriously, but the Board is not taking their oath seriously. Save jobs, she said. Let's join together. She stated the "you're our bosses, but we're voters". She asked for respect from the Board, versus disrespect. She asked Mr. Seibert how he can sleep at night?

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She said that she is passionate about the MUSD mission. She also spoke about a recall of the Board.

The Board asked that two items not on the draft list of reductions be added to the March 25th meeting Agenda for further discussion. These items are:

Item 59 - Freeze vacant positions (\$343,757)

Item 84 - Eliminate cell phone stipends (\$53,200)

It was moved by Clerk/Trustee Westley, seconded by Trustee Adams, and unanimously carried to approve the Budget Reductions Plan for the 2008-09 School Year with the revision of elimination of these items on the list: Item #22, Reduce High School Music/Band/Choir Transportation 10%; Item #33, Elimination of MULES; Item #35, Reduce Ag Teacher Contracts 5 days; and Item #37, Eliminate 9th Grade CSR (English Only).

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

Noes: None

Absent: None

Abstained: None

10. NEW BUSINESS

**10A. APPROVAL OF THE SECOND INTERIM REPORT
MOTION NO. 103-2007/08, DOCUMENT NO. 323-2007/08**

It was moved by Trustee Janzen, seconded by Trustee Garibay, and unanimously carried to approve the Second Interim Report.

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

Noes: None

Absent: None

Abstained: None

**10B. ADOPTION OF RESOLUTION NO. 55-2007/08 REGARDING THE
REDUCTION OR DISCONTINUANCE OF PARTICULAR KINDS OF
SERVICE (CERTIFICATED LAYOFF) MOTION NO. 104-2007/08
RESOLUTION NO. 55-2007/08**

It was moved by Trustee Garibay, seconded by Trustee Janzen, and unanimously carried to adopt Resolution No. 55-2007/08 Regarding the Reduction or Discontinuance of Particular Kinds of Service (Certificated Layoff).

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

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Noes: None
Absent: None
Abstained: None

11. INFORMATION/REPORTS

11A. STANDARDS REPORT

There was none.

11B. BUSINESS AND OPERATIONS UPDATE

There was none.

12. ANNOUNCEMENTS

Superintendent Risinger made the following announcements:

March 14, 2008 - 8:30 a.m., Principal Interviews in the Board room

March 17-24, 2008 - Spring Break

March 21, 2008 - District Office will be closed because of Good Friday, Board declared holiday

13. MISCELLANEOUS

There were no items.

14. ADVANCED PLANNING

President Seibert made the following announcement:

Next Regular Board Meeting

Tuesday, March 25, 2008 - 7:00 p.m.

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

15. SUGGESTED FUTURE AGENDA ITEMS

There were no items.

16. ADJOURNMENT MOTION NO. 105-1007/08

President Seibert adjourned the Public Session at 9:35 p.m.

Fritz Ediger

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

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