

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

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, November 18, 2008**, at 5:30 p.m.

**ROLL CALL**

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

J. Gary Adams, Trustee  
Robert E. Garibay, Trustee  
Loraine Goodwin, Trustee  
Philip D. Janzen, Trustee  
Michael Salvador, Trustee

\*\*\*\*\*

Marissa Speelmon, Madera High School Student Board Representative  
Michael Bravo, Madera South High School Student Board Representative

Absent:  
Rebecca Ayala, Madera 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  
Darren Sylvia, Chief Academic Officer K-12, Educational Services  
Fritz Ediger, Senior Administrative Assistant to the Superintendent  
and the Board of Trustees

\*\*\*\*\*

John Aldrich, Teacher, Jack G. Desmond Middle School  
Andy Beakes, Principal, Madera South High School  
Marty Bitter, Athletic Director, Madera South High School  
Jesse Carrasco, Principal, Thomas Jefferson Middle School  
Carsten Christiansen, Principal, Alpha School  
Kari Christiansen, Teacher, Lincoln School  
Rosalind Cox, Director, Facilities Planning and New Construction  
Marisa DiMauro, Director, Categorical Programs

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

Janet Grossnicklaus, Director, Curriculum, Assessment and Instruction  
Jennifer Gaviola, Director, Special Education  
Darlene Gilles, Teacher, Madera South High School  
Allan Kristensen, District Music Coordinator  
Michael Lennemann, Principal, Jack G. Desmond Middle School  
Richard Parris, Teacher, Madera South High School  
Shane Riddle, Athletic Director, Madera High School  
Jon Schmid, Teacher, Madera South High School  
Sheryl Sisil, Teacher, Madera South High School

\*\*\*\*\*

Sue Thornton, MUTA President

\*\*\*\*\*

Carlos Uranga, Citizen

There were approximately 50 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 5:34 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 Seibert adjourned the Closed Session at 6:55 p.m., and he reconvened the Regular Meeting by calling the Public Session to order at 7:03 p.m. President Seibert welcomed the visitors and he led the flag salute. President Seibert asked Pastor Barry Benard of Westside Christian Fellowship to lead the invocation. President Seibert explained the rules governing the Board meeting. The meeting was recorded on Tape No. 12–2008/09.

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

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

**5. ADOPTION OF AGENDA – MOTION NO. 51–2008/09**

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

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. Superintendent Stafford asked that we move Agenda Item 11A for presentation after Agenda Item 8C.

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

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

**6. STUDENT BOARD REPRESENTATIVE REPORT**

Marissa Speelmon, Madera High School Student Board Representative presented a Power Point presentation in Rebecca Ayala's absence. She 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. 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**

➤ Spirit of Sport Awards

The following are our Fall 2008 Model Coaches:

Madera High Female	Katelyn Verduzco & Megan Verduzco	Gymnastics
Madera High Male	Scott McKinney	Football
Madera South Female	Edward Durham	Girls Golf
Madera South Male	Richard Parris	Cross Country
Jefferson Female	Julie Montagna	Girls Volleyball
Jefferson Male	Darcy Nainoa	Football

**MINUTE RECORD OF: Madera Unified School District Board of Education****REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

MLK Female	Sara Bonilla	Girls Tennis
MLK Male	Allen Smith	Football
Desmond Female	Julie Prandini	Cross Country
Desmond Male	Wayman Stairs	Football
The following are our Fall 2008 Spirit of Sport Athletes:		
MLK Female	Ana Walker	Girls Volleyball
MLK Male	Michael Landin	Football
Jefferson Male	Mark Nevarez	Football
Jefferson Female	Danielle Devine	Volleyball
Madera South Male	Chris Brown	Cross Country
Madera South Female	Kacy Walker	Tennis
Madera High Female	Katherine Grow	Volleyball
Madera High Male	Corey Christiansen	Waterpolo
Desmond Female	Daisy Jimenez	Cross Country
Desmond Male	Gregory Rodriguez	Football

**8. APPROVAL OF CONSENT AGENDA – MOTION NO. 52-2008/09, DOCUMENT NUMBERS 156-2008/09 THROUGH 167-2008/09, AND RESOLUTION NUMBERS 29-2008/09 THROUGH 33-2008/09 INCLUDING COMMERCIAL WARRANTS – EXHIBIT “A”; STAFFING CHANGES – EXHIBIT “B”;**

**It was moved by Trustee Janzen, seconded by Trustee Goodwin, and unanimously carried to approve the consent agenda.**

Ayes: Trustees Adams, Garibay, Goodwin, Janzen, Salvador, Clerk Westley, and President Seibert  
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 SPECIAL BOARD MEETING MINUTES OF OCTOBER 23, 2008 AND REGULAR BOARD MEETING MINUTES OF OCTOBER 28, 2008**

**8A2. ADOPTION OF RESOLUTION NO. 29-2008/09 - APPROVAL OF THE SEPTEMBER**

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

**BUDGET AND EXPENSE TRANSFER REPORTS RESOLUTION NO. 29-2008/09**

**8A3. ADOPTION OF RESOLUTION NO. 32-2008/09 FOR CALSTRS 403B COMPLY CONTRACT DOCUMENT NO. 156-2008/09**

**8A4. ADOPTION OF RESOLUTION NO. 33-2008/09 FOR 403(B) PLAN DOCUMENTS DOCUMENT NO. 157-2008/09**

**8A5. APPROVAL OF THE SEPTEMBER 30, 2008 STUDENT BODY STATEMENT OF CLUB TRUST ACCOUNTS DOCUMENT NO. 158-2008/09**

**8A6. APPROVAL OF THE SEPTEMBER 30, 2008 FINANCIAL REPORT DOCUMENT NO. 159-2008/09**

**8A7. APPROVAL OF AN OPERATIONAL AGREEMENT BETWEEN THE CITY OF MADERA AND MADERA UNIFIED SCHOOL DISTRICT TO PARTICIPATE IN THE CALGRIP PROGRAM DOCUMENT NO. 160-2008/09**

**8A8. APPROVAL OF CONSULTANT SERVICES AGREEMENT BETWEEN GLORIA DONATELLI AND MADERA UNIFIED SCHOOL DISTRICT TO PROVIDE DANCE INSTRUCTION FOR ELEMENTARY P.E. DOCUMENT NO. 161-2008/09**

**8A9. APPROVAL OF ROP AGREEMENT BETWEEN MADERA UNIFIED SCHOOL DISTRICT AND FRESNO COUNTY OFFICE OF EDUCATION DOCUMENT NO. 162-2008/09**

**8A10. 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: 986327, 967570, 977722, 302323, 303496, 985244, 3112, B-2008/09, 965589, 501847, AND 303447 CONFIDENTIAL DOCUMENT NO. 163-2008/09**

**8A27. APPROVAL OF COMMERCIAL WARRANT LISTING DOCUMENT NO. 164-2008/09 EXHIBIT "A"**

**8B1. HUMAN RESOURCES ITEMS – STAFFING – EXHIBIT “B” - MOTION NO. 52-2008/09—DOCUMENTS NUMBERED 165-2008/09 THROUGH 166-2008/09 AND RESOLUTION NUMBER 30-2008/09**

**8B2. ADOPTION OF RESOLUTION NO. 30-2008/09 REGARDING LAYOFF OF CLASSIFIED PERSONNEL RESOLUTION NO. 30-2008/09**

**8A3. APPROVAL OF REVISED CLASSIFIED JOB DESCRIPTION: GED/CASAS EXAM COORDINATOR DOCUMENT NO. 165-2008/09**

**8C. FIELD TRIP/EMPLOYEE CONFERENCE REQUESTS  
DOCUMENT NO. 166-2008/09 EXHIBIT "C"**

**Agenda Item 11A presented here --**

**11A. 2008 WILLIAMS SITE VISITATION ANNUAL REPORT REQUIRED BY  
TERMS OF THE WILLIAMS SETTLEMENT, NOVEMBER 2008  
DOCUMENT NO. 170-2008/09**

**9. OLD BUSINESS**

**9A. NONE**

**10. NEW BUSINESS**

**10A. APPROVAL TO MOVE FORWARD WITH THE AG SCHOOL FARM  
IRRIGATION AND FENCING PROJECT AT MADERA SOUTH HIGH  
SCHOOL BY USING FUND 35 SAVINGS AS PARTIAL FUNDING  
MOTION NO. 53-2008/09, DOCUMENT NO. 167-2008/09**

**It was moved by Trustee Janzen, seconded by Trustee Goodwin, and  
unanimously carried for approval to move forward with the Ag School Farm  
Irrigation and Fencing Project at Madera South High School by using Fund 35  
savings as partial funding.**

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

**10B. FIRST READING OF THE REVISED MIDDLE SCHOOL AND HIGH  
SCHOOL COACHES HANDBOOK**

**This was the first reading of the revised Middle School and High School Coaches  
Handbook. Some of the revisions that the Board asked to be put in the Handbook are  
as follows:**

**Under Athletic Director - Major Duties and Responsibilities add "Inform coaches of  
their fundraising responsibilities and give guidelines via Associated Student Body  
(ASB) or Booster Club. Guide coaches in monitoring student grades every six weeks.  
Guide coaches in providing time for homework support.**

**Under Coaches Expectations and Responsibilities add No smoking, chewing or  
possession of tobacco. No alcohol or drugs. Violation ON school grounds will result  
in 45 day loss of privileges. Violation OFF campus will result in 90 day loss of  
privileges. No other athletic activity permitted during your season of sport. (Middle**

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

school permitted). Swearing, obscene words or gestures, etc. will not be tolerated at any time. All school sites and school functions are tobacco free environments per Health and Safety Code (HSC) 24167 (p) (1) (2).

Under Injury Procedures add when an injury occurs, follow these procedures: Call parents. If an athlete has been under a doctor's care and is unable to practice, he/she will need the doctor's approval of release before he/she may return to practice or competition. Students with head injuries should be monitored even after doctor's release. Place information in student's health record.

Under Academic Eligibility add the coach should be sure to confirm the student athlete's eligibility status with the Athletic Director. If you play an ineligible athlete, you will forfeit the contest. Grades 7-8 add students should be required to attend summer school to make up failed grades. Grades 9-12 add students should be required to attend summer school to make up failed grades.

Under Transportation of students to activities add coaches will ride in the bus with student athletes.

Under Suggestions for starting your season and inform parents of fan behavior expectations. Give every parent the "Student & Parent/Guardian Athletic Handbook".

**10C. APPROVAL OF RECOGNITION OF PARENT OR BOOSTER CLUBS FOR 2008-09**

➤ **MADERA COYOTE BOOSTERS**

➤ **MADERA SOUTH HIGH STALLION BAND BOOSTER**

**MOTION NOS. 54-57-2008/09, DOCUMENTS NO. 168-169-2008/09**

Kelly Porterfield, Associate Superintendent of Business and Operations came to the podium to present this item. He explained that it had originally been on the Consent part of the Agenda, but they moved it to New Business so the Board could discuss this item. This came as a result of bringing all of the Booster Clubs and Parents Clubs to Board for approval and recognition and the reason for that recognition is that part of both the Education Code and Board Policy is that in able for those organizations to go out and represent themselves as raising funds on behalf of kids that will benefit from that activity within the District, they must be recognized by this Board. That is the purpose of this item is to bring forward these two clubs first and I'm sure we'll have additional discussion on Clubs in general. Trustee Adams made a motion; Trustee Janzen seconded the motion for approval of the two Booster Clubs. President Seibert asked about the Madera Coyote Booster Club, is it set up as one Booster Club, and it's got one Board, and it doesn't show anything in the by-laws where it involves all the other teams or anything. It's just the Booster Club. He said I know we have to have a Booster Club so you know the FAN money the Booster Club is who they give the money to, but I would like to see the by-laws set up a little bit different. He said I would like to see that each sport have a member on the Board of directors, a decision



**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

as a body, or something like that, where in order to get money from this Booster Club, the sport maybe has to have a representative to the Boosters and I think it would help the Boosters maintain its size and maybe get more enthusiasm in sports or people supporting the Booster Club if say Basketball has a Booster Club to support that team, then they've gotta be a member of the main Booster Club. They can have their own certain account with money in there so you don't have all of these different Booster Clubs around. I'd like to see the by-laws changed a little bit. Mr. Porterfield responded that currently the by-laws do stipulate that the Athletic Director is a member of that Booster Club as one of the officers. He then referred to Section 1 of the by-laws that states the officers of the organization shall consist of a president, vice-president, secretary, treasurer, public relations coordinator and the Athletic Director. All of the officers shall hold the office for one year or until their successor is duly elected or appointed as presided by these By-laws. So I think the assumption there is that your Athletic Director is their representative for various athletic programs. That they would be there to be the advocate for where that money would go as opposed to having a member of each athletic department. President Seibert responded, yes you want your Athletic Director there. But I still think the basketball team, they want to raise money for the Booster organization and receive money through the Booster organization, they should have their members sitting in there as part of that Board, as part of that Board of Directors or committee or whatever, so when the FAN Clubs donate this money to the Booster Club they've got a voice. Mr. Stehman, Director of Human Resources addressed President Seibert and said, with your idea, with 25 or 26 sports that we had it would be quite cumbersome. He said I've seen some very similar situations like what you're referring to. We had a general Booster Club at one of the High Schools I worked in and then the coaches, the Athletic Director was part of that, and I was the Cross Country Coach, and I needed some money from the Boosters Club to go on a trip or go to something, I would get myself placed on the Agenda through the Athletic Director. I would then go to that Booster organization, their Board and then plead my case, so to speak, and then they could authorize or not authorize release of funds for my cross country trip that I wanted to take that was outside of the schools budget. So that would keep, that kept the Boosters Club a more functional organization, because you get 25 or 30 members, that gets to be quite big. You have your main executive board, and then those respective coaches would go plead their case, if you will, to that Booster Organization for the district. Trustee Garibay stated that in Section 11, page 240 in the Board packet, talking about committees, the Board of Directors, subject to the will of the membership shall determine the number and purpose of all special and standing committees necessary to the achievement of the objects and purpose of the Madera Coyote Boosters, so I would think that would take care of what President Seibert's concern is. Mr. Porterfield stated that remember, we're talking about money raised by the parents here, not the students. Trustee Salvador stated that I think that limits our ability to dictate what's in these by-laws. This is a club outside of the jurisdiction of the Board, it might come into problems with that. We either reject the club as it stands or we set the club as it stands. If it stands, then they're on the hook, we're not on the hook. President Seibert said, it depends on what we accept. We



**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

don't have to accept their by-laws as they are. Trustee Salvador said but with this motion on the floor we have to reject the Club as written or not reject the club as written. Chief Academic Officer Darren Sylvia stated that this Club has been inactive. As of this point, we're trying to get it back to be active so that we can go in and amend these by-laws in the current form and that is the purpose of why it's coming back, because we want to have a little stronger voice of what's happening in the by-laws and the structure of it. Otherwise, you're going to have 25 different Boosters that are running Band, Cheer, Football, and they all have their own by-laws and all different guidelines. It behooves us in regards to what Madera Coyote Boosters is trying to do is have one stop place that all fundraising that parents will do go through that process. And then if they want to have special funds designated for Band, then they can go through that process. But, we've got to get it back open to be able to amend or do anything to the structure in its current form. President Seibert asked if there is anything in here that says the sport raises some money and they put it in the Boosters. Mr. Sylvia responded, again, if it's raised by the students, President Seibert clarified, no if it's raised by the parents. Mr. Sylvia responded if it's raised by parents, it can be designated for that sport, and that could be part of what we amend in the by-laws, and that will be the direction of the Athletic Director and site principal to make those adjustments to this. Right now we can't do anything because the Club is inactive. Trustee Westley said, and I understand that, and I think this is really good. I think where a lot of the apprehension and caution comes into play is what's happened over the years. There have been parents that thought they were giving for a sport, for a particular sport that probably didn't get there because they didn't know the rules. They just put the money in the pot and didn't get what they expected and I think there is just caution, you know to say is this going to work or are we going to have the same thing again. Mr. Porterfield responded that maybe part of our educational process for the Boosters is to let them know that if you have a particular parent that wants this money to go to the Volleyball team, when they write that check they need to indicate Volleyball. Trustee Westley said, the parents need to know that they need to indicate that that's an option for them. Mr. Porterfield responded, just like we did tonight, the Ag Boosters, that's where the \$50,000 came from. President Seibert stated, they have their own Boosters. Mr. Porterfield responded Ag Boosters does, but they designated it specifically for a purpose, not just to buy a tractor, etc. President Seibert said they had to twist their arm because they went through many years where the money in there, it was gone, and so there's been a lot of discussion over that over the years, a lot of heated arguments about it. Shane Riddle, Madera High School Athletic Director said that he would like to address the way the system was set up, with him coming in new and everything, and it's been in place for going on 30 years now and the way it's kind of been set up was there is a huge Booster umbrella. There's a general fund for the Boosters that the Boosters can, they call it a pot, and they can give to sports if a team comes. And there are some accounts from gymnastics all the way through. And, if there was a parent that wanted to give \$2,000 for baseball, they'd go straight to that baseball account; it doesn't go into the general pot where it would spend that money on Track. There is a sub account set up for each sport. President Seibert stated that it's not in the by-laws. He said he would like to see some

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

clarification on that so we don't have some of the things that have happened in the past. Superintendent Stafford said, so you may want to see some language that also clarifies for parents or donors that they can specify a specific sport that they would like to support, is that true? Trustee Adams called for the question. Trustee Garibay said, if we're going to do that, then there is no sense in approving the Booster Club. Darren Sylvia, Chief Academic Officer stated that if we don't approve it then I can't get them to change the by-laws. Trustee Garibay asked why? He said that after listening to the discussion, all you have to do is go back to them. Trustee Janzen stated there is no "them". Mr. Sylvia said they're inactive. Trustee Garibay said, they have an active Federal ID number. Mr. Sylvia stated, there is no club in place at this point. President Seibert said that it was brought to the Board about two or three months ago to dissolve the Club. It was approved by the Board to close the Club down, and now they're trying to reactivate it. Trustee Janzen said, so until we reactivate it, they can't change the by-laws. President Seibert said there's going to be more discussion on this. It takes a while to work all this stuff out. Trustee Garibay asked, if they're going to come to the Board, why don't they have this stuff cleaned up. Trustee Adams called for the question again. Trustee Westley asked for another clarification, there are two clubs here, right? The other Club really needs to pass tonight as well, doesn't it? Aren't there some trips planned in the very near future? Mr. Porterfield responded yes. Trustee Westley said, but there's only one motion, that's the only reason I brought it up. Trustee Salvador said that he would like to split the motion. Trustee Westley asked, amend it? Trustee Salvador said, amend it. President Seibert said we'll have to drop, vote against this motion, and start all over again. Trustee Janzen and Trustee Salvador agreed, that's the cleanest. President Seibert said, all in favor say I, opposed, to do what, accept the Booster Clubs as they are? Trustee Goodwin said, let me just say, based on the promise that they are going to amend the by-laws, and that they are going to put in the things that we said, I personally would accept the motion right now. President Seibert asked to drop the motion, amend and then make a new motion? Trustee Goodwin said yes. President Seibert asked them to raise their hands. Show of hands vote was taken to table the original Motion for approval of Recognition of Parent or Booster Clubs for 2008-09 - Madera Coyote Boosters and Madera South High Stallion Band.

**It was moved by to table the original motion for approval of Recognition of Parent or Booster clubs for 2008-09 - Madera Coyote Boosters and Madera South High Stallion Band Booster. Motion dropped, tabled.**

Trustee Salvador said that he would like to address the Madera South Band Booster item first. He moved to accept the Madera South Band Booster By-laws and accept them as a Club as written. Trustee Janzen seconded the motion.

**It was moved by Trustee Salvador, seconded by Trustee Janzen, to approve the Madera South Band Booster By-laws and accept them as a Club as written.  
MOTION NO. 54-2008/09, DOCUMENT NO. 168-2008/09**

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

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

President Seibert then moved on to the Coyote Boosters. Mr. Porterfield said that he has some clarification on Madera Athletic Boosters, they are required to be recognized every year. Madera Athletic Boosters does exist. You have a President, Maria Hinkle; Vice-President, Manuel Rivera; Secretary, Cindi Caracillo; Treasurer, Sheri Caballero. President Seibert said, but we suspended the Club. We asked for it to be suspended and dropped and we did that. Mr. Porterfield responded that he did not believe it was suspended. President Seibert said we voted on it. Mr. Porterfield said you had a club that existed, and it's coming forward for recognition by the Board because that is what the Board requires is that these Clubs get recognized. It may have been suspended, but you currently have a President, Vice-President, Secretary and Treasurer. President Seibert said they just put their name on there, they weren't elected. People step forward and put their names on there. Initially people put their names down. President Seibert asked Teri Bradshaw, Director of Fiscal Services, didn't they ask to be dissolved. He said he doesn't remember what the language was at a Board meeting about two or three months ago to have it dissolved, now we're trying to bring it back. Ms. Bradshaw did not remember the specifics. So then in other words, Mr. Seibert said, I heard Trustee Salvador say that we want to accept the Club but with stipulation that they come back and re-do the by-laws. Mr. Porterfield responded to President Seibert by stating that while the Board may have dissolved the Athletic Boosters, the Athletic Boosters apparently still has a tax ID number and is requesting recognition tonight. Trustee Salvador stated, then if that is the case, then what Trustee Garibay says is on point. They could fix the by-laws, get them squared away to our specifications, come back to the Board in December, we recognize them and everything's good. We've got the Band Boosters out of the way. Mr. Porterfield said, Band Boosters are done. They are now recognized. Trustee Adams said, I think that what the Athletic Boosters are asking for, they're asking for a standup, we want you to get this job done, I don't see a thing wrong with approving and having this Booster Club go through. They need someone to standup right now and say we believe in you and this needs to be done, and we've got a lot of problems, the quicker this can be done, that you know this Board supports it, the better off we're going to be. President Seibert said I know we've had a lot of problems with the Band Boosters over the years, that's why it basically was dissolved. We didn't have anybody that wanted to step forward to run it, right? The officers? Mr. Porterfield said you now have a President in Hinkle, and Vice-President, Secretary and Treasurer. So you have parents that have stepped forward to say we want to run this Booster Club. President Seibert said, what we're saying is that we want the by-laws to say, reflect what they're doing as far as handling the money and it's not reflected in their by-laws. Trustee Goodwin said, I may be wrong, but once they submit this initial form to establish the Club, they can amend the by-laws at any time by just the meeting of the Board, and so that, what we do here, even if they change to what we say, they can amend the by-

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

laws at the first meeting after . . . Trustee Westley said we are recognizing the Club as it was written here. Trustee Garibay said the control that we have as a Board, allowing them to go out to the community and raise funds for Madera High School is, we want the paperwork done correctly. Trustee Goodwin said, but once we establish the Club, we have no control over how they amend the by-laws. Trustee Garibay responded, that's why we, some of us, are proposing that we don't approve this tonight. President Seibert said, so they can change it after it's approved, two months down the road, they come back next year, we can deny it. Superintendent Stafford stated that by-laws typically, that I have worked with in my experience, also have an element in the by-laws that call for an annual review of the by-laws themselves. And typically, for example, Site Councils have those sort of things where you're required at a certain time, usually September or October to review the by-laws, a committee, sub-committee, you take suggestions, you take modifications, you take a committee and vote and that's how those things are done. I don't notice that in this particular set of by-laws, it doesn't seem to have that part of it. President Seibert said we used to have some problems in the Booster Club where you had a coach tell them how they're going to spend their money and everything. Controlling and spending the money. There was a lot of anger and a lot of people got out of the Booster Club, walked away from it. How is that addressed in the by-laws? The coaches have no say, right? Mr. Porterfield responded, the by-laws that this Athletic Boosters has put together is essentially, its purpose is to meet your Board Policy and your Administrative Regulations. They are meeting that. So, the question is, are you requesting this Boosters Club to do something that other Boosters are not? Right now they're meeting your Board Policy and Administrative Regulations. If you want them to do something more we certainly can give them that directive. President Seibert responded, we have Athletic Boosters at each high school, yes we want them to do a little bit more than like the Band Boosters Club. They're under the umbrella for all the sports, all the different parents and they're raising funds. Mr. Sylvia said, I think that one problem that was created was the fact that that coach was also the Athletic Director and a voting member of the board, so I think we've fixed that. President Seibert asked the Board what they wanted to do here. Trustee Garibay made a motion that we ask the Coyote Athletic Boosters to bring us an updated set of by-laws. Trustee Janzen asked, based on the discussions we've had here tonight? Trustee Westley stated that I think that if that's the case, we need to be pretty specific about what we're looking for or they could come back and have the same problem next time. Trustee Adams asked if in the meantime are they allowed to operate. Mr. Porterfield answered by saying that's the reason for recognition is to be raising the money and putting the money where it needs to be. Ms. Bradshaw responded they're supposed to, but there are a lot of Parent Clubs that haven't been recognized every year, so we're trying to really enforce this. Trustee Adams said, I think what we're asking for tonight is the ability to go out, clean this up, take care of it, run the proper kind of program, proper kind of financing, I think that's what we're asking for. But to tell them to go back and rewrite and rewrite, and now I'm hearing that in the meantime they can't operate. It doesn't make sense to me. Trustee Garibay said, I'm sure they've been operating through the Football season without our blessing. No recognition.

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

Trustee Adams said if you want to wave a magic wand and bless em, that's okay I guess. Trustee Garibay responded, that wasn't my motion. Trustee Adams said, your motion is that they shut down until they show up with the by-laws. Trustee Salvador seconded Trustee Garibay's motion. Trustee Goodwin asked if the motion is for them to come back and do it again.

**Trustee Garibay's motion was that we ask the Coyote Athletic Boosters to bring us an updated set of By-laws, seconded by Trustee Salvador. The vote by show of hands was 3 ayes, 4 noes. Motion failed.**

Trustee Janzen asked if he could make another motion.

Trustee Janzen said that he made a motion to go back to the original motion that Trustee Adams made, that we approve this tonight, and that we instruct the Chief Academic Officers and the Athletic Directors to encourage them to clean up these by-laws and come back to us in 60 days from now. He said I think Trustee Adams is right, we need to show our support. Trustees Adams and Westley seconded the motion.

**It was moved by Trustee Janzen, seconded by Trustee Adams and carried for Approval of Recognition of Madera Coyote Boosters Club for 2008-09 with the request to revise their By-laws.**

**MOTION NO. 55-2008/09, DOCUMENT NO. 169-2008/09**

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

**11. INFORMATION/REPORTS**

**11A. 2008 WILLIAMS SITE VISITATION ANNUAL REPORT REQUIRED BY TERMS OF THE WILLIAMS SETTLEMENT, NOVEMBER 2008  
ITEM PRESENTED AFTER AGENDA ITEM 8C  
DOCUMENT NO. 170-2008/09**

**11B. STANDARDS REPORT DOCUMENT NO. 171-2008/09**

Kathleen Lopes, Associate Superintendent of Educational Services gave a brief presentation on Tri-Annual Review.

**11C. BUSINESS AND OPERATIONS UPDATE**

Kelly Porterfield, Associate Superintendent of Business and Operations gave a brief update on the Budget for the State of California. He said that we are waiting to hear from the Governor. He also gave a brief update on the Howard School parking lot, and the MSHS pool project.

**MINUTE RECORD OF: Madera Unified School District Board of Education**

**REGULAR BOARD MEETING HELD ON THE 18<sup>th</sup> DAY OF November, 2008**

**12. ANNOUNCEMENTS**

There were none.

**13. MISCELLANEOUS**

Trustee Goodwin stated that she had attended the Safe and Drug Free Schools meeting recently, and they are planning a presentation to the Board in the near future.

**14. ADVANCED PLANNING**

President Seibert made the following announcement:

**Next Regular Board Meeting and Annual Organizational Meeting**

**Tuesday, December 9, 2008 - 7:00 p.m.**

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

**15. SUGGESTED FUTURE AGENDA ITEMS**

Trustee Goodwin would like a presentation by the Public Health Department on Teen Pregnancy and Sexually Transmitted Diseases in teens in Madera.

**16. ADJOURNMENT MOTION NO. 58-2008/09**

President Seibert adjourned the Public Session at 9:34 p.m.

*Fritz Ediger*

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

Dated: November 18, 2008