

**MINUTE RECORD of Madera Unified School District Board of Education
REGULAR BOARD MEETING HELD ON THE 11th DAY OF MAY, 2010**

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, May 11, 2010**, at 5:30 p.m.

ROLL CALL

Philip D. Janzen, President

Robert E. Garibay, Clerk

Ricardo Arredondo, Trustee

Loraine Goodwin, Trustee

Michael Salvador, Trustee

Ray G. Seibert, Trustee

Michael H. Westley, 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

Arelis Garcia, Business Services (Translation)

Cheri Giddens, Administrative Assistant

Kent Albertson, Principal, Madera High School

Bob Amaro, District Attendance Officer

Sam Armentrout, Director, Transportation and Security

Lisa Chaney, Coordinator of Health Services

Rosalind Cox, Director, Facilities, Planning and Construction

Alma DeLuna, EL Coordinator

Marisa DiMauro, Director, Categorical Programs

Dana Eckman, Coordinator of Child Development

Jennifer Gaviola, Director, Special Services

Barbara Gonzalez, Director, Purchasing

Janet Grossnicklaus, Director, Curriculum, Instruction and Assessment

Jeff Smith, Supervisor, Transportation Operations

Babette Jaire, MUTA President

Ron Zaragosa, CSEA President

There were approximately 130 visitors/District employees in attendance.

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1. Call to Order of Public Meeting – Closed Session Immediately Convened

President Janzen 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 Janzen adjourned the Closed Session at 6:55 p.m. and reconvened the Regular Meeting by calling the Public Session to order at 7:00 p.m. President Janzen welcomed the visitors and asked Trustee Seibert to lead the flag salute. President Janzen asked Pastor Markus Witherspoon of Yosemite Christian Center to lead the invocation. President Janzen explained the rules governing the Board meeting. The meeting was recorded on Audio File No. 20-2009/10.

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

Superintendent Stafford reported that in closed session, the Board took action to issue notices releasing and reassigning administrative employees pursuant to Education Code section 44951 effective at the end of the 2009-2010 school year. The Superintendent or designee, were directed by the Board to send out appropriate legal notice, regarding the following position titles: Attendance Officer, Coordinator Teacher Support, Vice Principal.

It was moved by Trustee Salvador, seconded by Trustee Seibert, and carried to adopt Resolution No. 62-2009/10.

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

Motion No. 130-2009/10, Resolution No. 62-2009/10

5. Adoption of Agenda – Motion No. 131-2009/10

President Janzen 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 Salvador asked for items 8A1, 8A5, and 8B1 to be pulled for separate discussion.

Trustee Arredondo asked for item 8A3 to be pulled for separate discussion.

President Janzen noted item 7B, Student and Staff Recognition, Winter Spirit of Sport/Model Coach Awards would be removed from tonight's agenda and presented at the May 25, 2010 Board meeting.

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

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

6. Student Board Representative Report

Denisse Frayre, Student Board Representative, Madera South High School and Karamjot Kaur, Student Board Representative, Madera High School each presented highlights of activities taking place at their respective school sites.

7. Communications

7A. Public Hearing

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

Rhonda Pearce, 19972 Road 31, Madera – Kindergarten teacher at Alpha, spoke about the number of assessments that are required of teachers, class size reductions, and the substitute pool. Ms. Pearce also presented the Board with written information she compiled about number of assessments kindergarten teachers are required to do.

Kathryn Horn, 132 Deborah Way, Madera – Dixieland Teacher, spoke about class size reduction. Ms. Horn said thirty-three to one is just not realistic when you have so many children, on so many different learning levels.

Lane Cogdale, 2300 West Third, Madera – Mr. Cogdale began speaking about the transportation eliminations/reductions and Mr. Janzen had to interrupt him because this item is on the agenda, and the Public Hearing portion of the agenda is for items not listed on the agenda. Mr. Janzen explained it could be discussed during the correct portion of the agenda later in the meeting.

Miriam Singleton, 5173 West Bedford, Fresno – Cesar Chavez teacher, expressed to the Board that the teachers at Cesar Chavez, eighteen out of twenty-five were pink slipped, including herself. While they understand the effects of the State budget on school districts, they support their bargaining unit.

Suzanne Dudney, 14231 Road 35, Madera – Cesar Chavez teacher that was not pink slipped stated the difficulty of holding a school culture together when most of the teachers have been pink slipped. She supports her bargaining unit along with her fellow teachers at Cesar Chavez.

Greg Mazon, 18765 Avenue 17, Madera – Dixieland parent, wanted to express his opinion about the purchase of new computers for Board members that was approved at the April 27, 2010 Board meeting (Agenda Online Item). Mr. Mazon feels the Board should

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purchase their own computers, not use District funds because the schools are in need of any additional funds.

Katherine Robertson, 1202 West Paul Street, Fresno – Dixieland teacher, just wanted to confirm that she could speak about Dixieland during the correct portion of the Agenda. Ms. Robertson requested that it be noted she wished to speak at the appropriate time.

Corky Walters, 1905 National, Madera – Mr. Walters wanted to verify that we had someone to translate for the Spanish speaking audience members. Arelis Garcia was present to do translation for the meeting.

Amanda Wade, 2323 Trevor Way, Madera – MUSD teacher, wanted to speak briefly to the Board regarding additional funds the District has discovered, and unconfirmed talk among staff about the District's priorities for using these funds. She was concerned that the unconfirmed priorities of the District did not include class size reduction. Ms. Wade made a verbal commitment to the Board, if they would in good faith, commit to class size reduction then they would commit at the table. Ms. Wade added he teachers will do their part in educating the students of Madera Unified, the reason we're all here.

Laura Toney, 3070 Easy Court, Madera – Parent and teacher of Madera Unified, spoke to the Board about a letter that was sent out by Superintendent Stafford regarding the State budget and the effect on Madera Unified. She wanted to know where the 30% cuts at the District Office were as stated in the letter. Ms. Toney expressed her concerns about class size reduction, grade level split classes, and the extreme importance of students reading skills by second grade.

Babette Jaire, 12333 Gabor Way, Madera – MUTA President, addressed the Board before Mr. Janzen had to close the Public Hearing portion of the agenda because the time limit had been exceeded. Ms. Jaire understood the time constraints and thanked the Board.

7B. Student and Staff Recognition

Chief Academic Officer, Darren Sylvia, had Madera High School Principal, Kent Albertson, and wrestling Coach Joe Romine join him at the podium to recognize exceptional student and athlete of Madera High School, James Cook, for winning the State Wrestling Championship. His stats speak for themselves; 42 and 2, 28 pins, with 27 of those in the first round. James was Madera High's Athlete of the Year and maintained a GPA of 3.5, all while making the following accomplishments: no losses in the State of California, maintained the #1 State ranking all season, 1430 ESPN Athlete of the Month, Buchanan Invitational Championship, Raul Huerta Invitational Championship, Conference Champion, Central Section Masters Champion, California State Champion, Amateur Wrestling News, Senior All American Team. James has recruiting visits to Arizona State, American University, Maryland University, and Oklahoma University. James is one of seven students in the history of Madera High School to win a State Championship.

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8. Approval of Consent Agenda – Motion No. 132-2009/10

Document Numbers 272-2009/10 through 283-2009/10

Resolution Number 58-2009/10

Commercial Warrants, Exhibit A

Staffing Changes, Exhibit B

Field Trip/Employee Conference Requests, Exhibit C

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

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

Noes: None

Absent: None

Abstained: None

ITEMS 8A1, 8A3, 8A5, AND B1, PULLED FROM THE CONSENT AGENDA FOR SEPARATE DISCUSSION WERE CONSIDERED HERE.

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

8A1. Approval of Regular Board Meeting Minutes of April 27, 2010

Trustee Salvador pulled Item 8A1 for separate discussion. Mr. Salvador wanted the minutes to reflect requested changes to Item 10D from the April 27, 2010 Board meeting.

It was moved by Trustee Seibert, seconded by Trustee Westley, and unanimously carried to Approve the Regular Board Meeting Minutes of April 27, 2010 as amended

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

Noes: None

Absent: None

Abstained: None

Motion No. 133-2009/10

8A2. Adoption of Resolution No. 58-2009/10, Approval of the March 31, 2010 Budget and Expense Transfer Reports

It was moved by Trustee Seibert, seconded by Clerk Garibay, and unanimously carried to Adopt Resolution No. 58-2009/10.

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

Noes: None

Absent: None

Abstained: None

Resolution No. 58-2009/10

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- 8A3.** Ratification of Contract between Madera Unified School District and Madera County Arts Council to assign Artists/Consultants to each of MUSD's First Grade Classrooms, for the term of February 8, 2010 to May 31, 2010

Trustee Arredondo pulled Item 8A3 for separate discussion. Trustee Arredondo would like a chance to review contracts, agreements, consultant service agreements, etc. in the future before they're implemented by staff.

It was moved by Trustee Seibert, seconded by Trustee Goodwin, and unanimously carried to Approve Item 8A3.

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

Motion No. 134-2009/10, Document No. 272-2009/10

- 8A4.** Approval of Agreement between Madera Unified School District and Reading and Beyond to provide Parent Program at Millview Elementary School beginning May 12, 2010 through June 30, 2010

Document No. 273-2009/10

- 8A5.** Approval to submit a Request for Proposal to apply for funding opportunities available through the First 5 Madera County Preschool Access Initiative on behalf of Small Fry Parent Co-Op (Small Fry) administered by Madera Adult School for the 2010-2011 and 2011-2012 school years

Trustee Salvador pulled Item 8A5 for separate discussion. Trustee Salvador requested that Classification 3000; Employee Benefits, Line 5; Early Retirement, of the First 5 Budget Narrative be changed, with the Early Retirement line item to reflect the cost of the medical contribution to retirement and note it as such in the line item. Not as an early retirement package.

It was moved by Trustee Salvador, seconded by President Janzen, and unanimously carried to Approve Item 8A5 as amended.

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

Motion No. 135-2009/10, Document No. 274-2009/10

- 8A6.** Approval for Madera Unified School District State Preschool Program to apply for First 5 Madera County, General Services Grant for the 2010-2012 school years

Document No. 275-2009/10

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8A7. Approval of Change Order #1, for the Power Supply Stations at
Transportation Facility **Document No. 275-2009/10**

8A8. 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: 603760, 201372, 403724, 7142, 403083, 202977, 965519, 15770, 5094, 502854, 601980, 15139 **Confidential Document No. 277-2009/10**

8A9. Approval of the March 31, 2010 Financial Report **Document No. 278-2009/10**

8A10. Approval of the March 31, 2010 Student Body Statement of Club Trust
Accounts **Document No. 279-2009/10**

8A11. Approval of the Commercial Warrant Listing **Document No. 280-2009/10**

8B. Human Resources Items

8B1. Approval of Revised Certificated Management Job Description: Director of Human Resources and Labor Relations

Trustee Salvador pulled this item for separate discussion. He expressed a concern that the job qualifications did not specify human resource experience. The Board didn't want to discourage qualified candidates from applying by putting too many limitations on the qualifications. The Board agreed to add human resource experience desirable to the qualifications.

It was moved by Trustee Salvador, seconded by Trustee Seibert, and unanimously carried to Approve Item 8B1 as amended.

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

Noes: None

Absent: None

Abstained: None

Motion No. 136-2009/10, Document No. 281-2009/10

8B2. Approval of staffing changes and coaches **Document No. 282-2009/10**

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8C. Approval of Field Trip/Employee Conference Requests Document No. 283-2009/10

9. **Old Business**

- 9A. Review cash flow and Third Interim Budget and potential effects on the proposed closure of Dixieland, elimination of high school transportation, and elimination of the Public Information Officer

Kelly Porterfield and Teri Bradshaw presented to the Board the effects reinstating these items from the reduction list would have on the projected budget and cash flow overview.

The summary of changes since the 2009/10 Second Interim are:

- Revenue Increase by 1.5 million dollars
- Expense Decrease by 1.3 million dollars
- Net Increase of 2.9 million dollars

Mr. Porterfield stressed that the budget is continually changing, and the projections need to be as accurate as possible to plan appropriately.

Clerk Garibay pointed out the fact that the District is continually borrowing money against funds that we know we'll receive to pay our debt. The reason for this is the State defers 25 percent of revenue until the following year. The upside to this is, the money borrowed earns interest and pays the finance costs associated with borrowing. The goal is that this is fiscally neutral. The District budget is a result of the State making permanent deferrals for funding of education. Cash flow is going to become a huge issue in the next few years and the District needs to be diligent in monitoring it.

Mr. Porterfield wanted the Board to understand the purpose of the presentation was to make them aware where we are in terms of cash flow and where we stand now as it pertains to taking items off the reduction list. The item of greatest concern to staff, because of timely decisions that need to be made, is Dixieland. To clarify, a question from the Board about sooner, rather than later, staff is recommending a decision needs to be made tonight regarding Dixieland.

The Board asked Mr. Porterfield and Ms. Bradshaw several clarifying questions before moving on the transportation issue.

Sam Armentrout, Director of Transportation and Security, and Jeff Smith, Operations Supervisor of Transportation, went through a PowerPoint presentation with options for transportation that were requested by the Board at the April 27, 2010 Board meeting.

The Board asked clarifying questions during the presentation.

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Mr. Porterfield pointed out the high school transportation issue has the same concern to staff and the public as Dixieland, but for planning purposes, decisions can be made after the May revise.

Staff made the recommendation that efficiency options be looked at in regards to transportation and brought back after the May revise along with any other items on the reduction list that need consideration, with the exception of Dixieland, which needs to be decided by the Board tonight.

The Board was in agreement to bring transportation and the PIO back for discussion after the May revise.

There was a motion by Trustee Seibert, and seconded by Trustee Salvador, and unanimously carried to reinstate Dixieland Elementary.

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

Noes: None

Absent: None

Abstained: None

Motion No. 137-2009/10, Document No. 284-2009/10

The floor was opened at this time by President Janzen for public comment.

Leah Tompsett, 30150 Sunnyside Avenue, Madera – MUSD Parent, presented the Board with a petition signed by high school students in support of transportation. She commends the Board and Superintendent Stafford for their responses to her concerns and recommends to everyone present in the audience, to write the State congressman about the cuts to education.

Lane Cogdale, 2300 West Third Street, Madera – Community Member, spoke about the elimination of transportation and the possible effects on the community.

Derek Smith, 19691 Road 31, Madera – MUSD Parent, spoke about the elimination high school transportation and the cost effect it would have on his family. He suggests the Board consider a 2 mile radius.

Greg Mazon, 18765 Avenue 17, Madera – Dixieland Parent, thanks the Board and Mr. Porterfield for reinstating Dixieland.

Corky Walters, 1905 National, Madera – MUSD Parent, shares his concerns about the 3 mile radius for transportation proposed in tonight's presentation, and suggests a 2 mile radius, which is still extremely far for students carrying heavy backpacks.

Ana Mendoza, 1026 Don Miguel, Madera – MUSD Parent, requests to know what sacrifices the Board and administration have made to help the budget.

Sarah Anderson, 17486 Crest Drive, Madera – MUSD Parent, thanks the Board for reinstating Dixieland.

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Jose Vallederos, 27410 Parkwood Avenue, Madera – Shares his concerns about planes that are spraying pesticides where children are walking to school if transportation is eliminated.

- 9B.** Second reading and request for Approval of Revised Board Policy and Administrative Regulation 6142.1, Sexual Health and HIV/AIDS Prevention Instruction

It was moved by Trustee Salvador, and seconded by Trustee Goodwin, and unanimously carried to Approve Item 9B.

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

Noes: None

Absent: None

Abstained: None

Motion No. 138-2009/10, Document No. 285-2009/10

10. New Business

- 10A.** Adoption of Resolution No. 60-2009/10, Regarding the Termination of Services of Certificated Employees as a Result of Reduction or Discontinuance of Particular Kinds of Services (Final Layoff Resolution): Employees Who Are Non-Respondents

It was moved by Trustee Seibert, and seconded by Trustee Goodwin, and unanimously carried to Adopt Resolution No. 60-2009/10.

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

Noes: None

Absent: None

Abstained: None

Motion No. 139-2009/10, Resolution No. 60-2009/10

- 10B.** First Reading of Textbook Adoption Recommendation for English Language Development (ELD) Reading, Grades 7-12

Debie Wood introduced Alma DeLuna to briefly give the Board a description of this item.

11. Information and Reports

- 11A.** After School Program Status Report -

Superintendent Stafford gave the Board a brief update regarding the District becoming a fiscal agent for the After School Program. He will give another update on this in June.

- 11B.** Quarterly Investment Portfolio Report of the Madera County Treasurer – Tax Collector pursuant to Government Code 53646 –

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Teri Bradshaw presented the report to the Board. There were no questions.

11C. Educational Services Report –

Debie Wood introduced Dana Eckman to give the Board a presentation on the Preschool Program and the benefits to Madera Unified students. Dana Eckman passed out information to the Board about the program. The Board and asked Ms. Eckman a few questions about the program.

11D. Business and Operations Update –

Mr. Porterfield briefly talked to the Board about a request by the Board at the April 27, 2010 Board meeting, regarding using local vendors as a preference. Mr. Porterfield will be sending out information on this item in the weekly packet.

12. Announcements

Katherine Robertson, Dixieland Teacher announced the school will be having a 98th Reunion Celebration on June 8th, 2010 from 5:00 p.m. – 7:30 p.m.

13. Miscellaneous

13A. Board Member Committee and Information Reports –

Trustee Goodwin shared her experiences with the Board about her attendance at the Jesse Owens Games. She praised this event and the people who helped organize it.

Trustee Arredondo shared some of the updated information about the re-entry facility he learned at the town hall meeting.

14. Advanced Planning

President Janzen made the following announcement:

Next Regular Board Meeting

Tuesday, May 25, 2010 at 7:00 p.m.

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

It was discussed and decided by the Board to change the regular scheduled meetings in June to the following:

June 15, 2010 from June 8, 2010

June 29, 2010 from June 22, 2010

These dates will be changed on the District website.

15. Suggested Future Agenda Items

None.

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16. Adjournment – Motion No. 140–2009/10

President Janzen adjourned the Public Session at 9:30 p.m.



Cheri Giddens, Administrative Assistant
to the Superintendent and Board of Trustees

Dated: May 11, 2010