

**MINUTE RECORD of Madera Unified School District Board of Education
REGULAR BOARD MEETING HELD ON THE 28th DAY OF OCTOBER, 2014**

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, October 28, 2014**, at 5:30 p.m.

ROLL CALL

Michael Salvador, President
Jose Rodriguez, Clerk

Ricardo Arredondo, Trustee
Lynn Cogdill, Trustee
Robert E. Garibay, Trustee
Ray G. Seibert, Trustee
Maria Velarde-Garcia, Trustee

Edward C. González, Superintendent
Victor Villar, Associate Superintendent of Educational Services
Sandon Schwartz, Assistant Superintendent Administrative and Support Services
Kent Albertson, Chief Human Resources Officer
Elizabeth Runyon, Chief Academic Officer
Teri Bradshaw, Director of Fiscal Services
Babatunde Ilori, Director of Performance Management and Internal Communications
Gladys A. Wilson, Senior Administrative Assistant

Tomas Galvan, Lead Information System Specialist
Rosa Baca, Interpreter

Steven Alexander, Director of Technology
Rosalind Cox, Director of Facilities, Planning & Construction Management
Susan Harautuneian, Director of Purchasing
Curtis Manganaa, Director of Maintenance and Operations
Marty Bitter, Director of District Athletics
Alma De Luna, Director of English Learners
Janet Grossnicklaus, Director of Curriculum, Instruction and Assessment
Dr. Rebecca Malmo, Director of Instructional Technology
Dr. Michael Mueller, Director of Student Services
Dr. Laura Tanner-McBrien, Director, Special Services
Dr. Marcheta Williams, Director of Visual and Performing Arts

Omar Jeronimo, Principal, Parkwood Elementary
Jesus Navarro, Principal, La Vina School
Kimberly Bitter, Principal, Monroe School
Isabel Guzman, Principal, Nishimoto School
Todd Lile, Principal, Madera South High School
Jesse Carrasco, Principal, Thomas Jefferson Middle School

David Holder, President, MUTA

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There were approximately 45 visitors/District employees in attendance.

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

President Salvador called the Public Session of the Board of Education to order at 5:30 p.m. President Salvador opened the floor to public comment on any item listed on the Closed Session Agenda.

David Holder, Madera, MUTA president, informed the Board of CTE and CTA professional development opportunities.

Seeing no others come forward President Salvador closed public comment.

2. Reconvene Public Session/Call to Order Regular Meeting

3. Roll Call, Pledge of Allegiance, Opening, Acknowledgement of Visitors, and Invocation

President Salvador adjourned the Closed Session at 6:45 p.m. President Salvador reconvened the Regular Meeting by calling the Public Session to order at 7:02 p.m. President Salvador asked Ms. Wilson to call the Roll of Trustees. President Salvador welcomed the visitors and asked Director of Performance Management and Internal Communications, Babatunde Ilori to lead the flag salute. President Salvador asked Pastor Randy Brannon of Grace Community Church to lead the invocation. President Salvador explained the rules governing the Board meeting. The meeting was recorded on Audio File No. 9-2014/15.

Trustee Garibay joined the meeting at 7:20 p.m.

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

Superintendent González announced that the Board had no reportable actions to report.

5. Adoption of Agenda – Motion No. 59 -2014/15

President Salvador 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 González requested the following changes to the agenda:

Remove Item No. 8B from the Agenda.

Remove Item No. 9A6 from the Agenda.

Amend item No. 9B1- Staffing List. We have added item No. 2 to Certificated New Position, removed Item No. 1 from Certificated Employment and added Evangelina Garcia to Certificated Employment.

Revise Item 11K, page 494. We have removed the paragraph under “Warranty” from the document.

Trustee Cogdill requested to move item 11L to the beginning of New Business on the agenda.

It was moved by Trustee Velarde-Garcia, seconded by Clerk Rodriguez, and carried by majority to approve the Consent Agenda with the modifications mentioned above.

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Ayes: Trustees Arredondo, Cogdill, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador
Noes: None
Absent: Trustee Garibay
Abstained: None

6. Student Board Representative Report

Justin Toney, Student Board Representative for Madera High School, and Mayeli Alvarado, Student Board Representative for Madera South High School, each presented highlights of activities at their respective school sites.

7. Communications

A. Student and Staff Recognition
None.

B. Public Hearing

President Salvador opened the floor to public comment on any item not listed on the Agenda.

Ana Mendoza, Madera, thanked the Board and Superintendent González for the support of the GATE programs and requested accessibility to AR programs at all sites.

Seeing no others come forward President Salvador closed Public Hearing.

8. Information and Reports

- A. Educational Services
- Madera South High School Murals
Superintendent González introduced Chief Academic Officer, Elizabeth Runyon. Chief Academic Officer introduced Todd Lile, Madera South High School Principal. Mr. Lile and Mrs. Runyon gave a presentation titled "Madera South Mural Proposal 2014-15."
- B. Fiscal Services
- School Site Budget Comparison **PULLED**
- C. Performance Management and Internal Communication
- LCFF Update on Identification of Low Income Students
Superintendent González introduced Babatunde Ilori, Director of Performance Management and Internal Communication who gave a presentation titled "Low Income Student Identification Update." Mr. Ilori answered questions from the Board. Todd Lile, Principal, Madera South High School, also answered questions from the Board.
- D. Superintendent's Time
Superintendent González informed the Board he spent a day last week at Madera High and Madera South high schools. Superintendent González started his day at 6:08 a.m. riding a school bus. Trustees Velarde-Garcia and Rodriguez and some Board

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candidates also joined Superintendent González on this day. Superintendent González invited the Board to accompany him on his visit to Madera South High School this Thursday. Superintendent González informed the Board that the wrestling program at the elementary level has started.

9. Approval of Consent Agenda – Motion No. 60-2014/15

Document Numbers 121 -2014/15 through 133-2014/15

Resolution No. 19– 2014/15

Staffing Changes, Exhibit B

Field Trips/Conference Requests, Exhibit C

President Salvador opened the item for public comment. Seeing no one come forward President Salvador closed public comment and brought the item to the Board for questions and comments.

It was moved by Trustee Velarde-Garcia, seconded by Trustee Arredondo, and unanimously carried to approve the Consent Agenda.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

Absent: None

Abstained: None

9A. Routine Business Transactions, Annual Renewal of Programs, Bids, Agreements, Notices of Public Hearings, and Proclamations:

1. Approval of Regular Board Meeting Minutes of October 14, 2014.
2. Adoption of Resolution No.19-2014/2015:August 31, 2014 Budget and Expense Transfer Reports.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

Absent: None

Abstained: None

RESOLUTION NO. 19-2014/15

3. Approval of Valenzuela/CAHSEE Lawsuit Settlement Quarterly Report on Williams Uniform Complaints for July through September 2014.
DOCUMENT NO. 121-2014/15

4. Approval of Memorandum of Understanding between California School Employees Association and the Madera Unified School District regarding salary range placement for various positions.
DOCUMENT NO. 122-2014/15

5. Approval of agreement between Madera Unified School District and Troxell to purchase 126 Aver TabchargeCT2 Charge-only carts utilizing Contract Number NCPA #01-06.
DOCUMENT NO. 123-2014/15

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6. Approval to apply for the Agricultural Career Technical Education Incentive Grant Application for Specialized Grant Funding to be completed between July 1, 2014 - June 30, 2015.

PULLED

7. Approval of Master Contract Service Agreement between Madera Unified School District and Creative Alternatives, Inc./Grace Bishop School for a nonpublic placement for 2014-2015 school year

DOCUMENT NO. 124-2014/15

8. 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: 301508, 1002148, 403953, 503114, 401110, 8489, B-2014/15, 202744, 303571, 301394, 20317, 200119, 16543, 1001654, 15790, 601288, 200264, 202799, 401572, 303702, 2259, 202824, 201882, 302541, 301530, 200550, 602854, 1004857, 1010372, 17228 and 203118.

CONFIDENTIAL DOCUMENT NO. 125-2014/15

9. Approval of August 31, 2014 Student Body Statement of Club Trust Accounts

DOCUMENT NO. 126-2014/15

10. Approval of September 2014 Payroll Payment Order.

DOCUMENT NO. 127-2014/15

11. Approval of August 31, 2014 Financial Report.

DOCUMENT NO. 128-2014/15

9B. Human Resources Items

1. Approval of Staffing List 10-28-14.

DOCUMENT NO. 129-2014/15

2. Approval of Job Description for Gang Prevention Officer.

DOCUMENT NO. 130-2014/15

3. Approval of Job Description for Construction Project Coordinator.

DOCUMENT NO. 131-2014/15

4. Approval of Memorandum of Understanding between Madera Unified School District, Lead Agency for the BTSA Induction Consortium, and Central Valley Opportunity Center (CVOC).

DOCUMENT NO. 132-2014/15

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9C. Field Trip/Employee Conference Requests

1. Approval of Employee Conference Requests- 10/28/14.

DOCUMENT NO. 133-2014/15

10. Old Business

- A. Second Reading and approval of revised Board Policies, Administrative Regulations- Fiscal Services.

Superintendent González requested approval of the revised Board Policy 3260 and Administrative Regulations 3260 and 3460.

President Salvador opened the item for public comment.

Seeing no one come forward President Salvador closed public comment and brought the item back to the Board for questions and comments.

It was moved by Trustee Garibay, seconded by Clerk Rodriguez, and unanimously carried to approve the revised Board Policies, Administrative Regulations for Fiscal Services.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador
Noes: None
Absent: None
Abstained: None

MOTION NO. 61-2014/15
DOCUMENT NO. 134-2014/15

12. New Business

Item 11L was discussed at this time.

- A. Adoption of Resolution No. 20-2014/15 approving the purchase of real property for new elementary school site.

Superintendent González requested adoption of this resolution. Superintendent González introduced Sandon Schwartz, Assistant Superintendent of Administrative and Support Services who presented this item and answered questions from the Board. Superintendent González acknowledged the presence of Eric Fleming, Chief Administrative Office at Madera County.

President Salvador opened the item for public comment. Seeing no one come forward President Salvador closed public comment and brought the item to the Board for questions and comments.

It was moved by Trustee Seibert, seconded by Clerk Rodriguez and unanimously carried to adopt Resolution No. 20-2014/15 approving the purchase of real property for new elementary school site.

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Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk
Rodriguez, and President Salvador
Noes: None
Absent: None
Abstained: None

**MOTION NO. 62-2014/15
RESOLUTION NO. 20-2014/15**

- B. Adoption of Resolution No. 21-2014/15 approving the issuance and sale of general obligation bonds to refinance the District's outstanding Election of 2002, Series 2005, 2006 and 2007 General Obligation Bonds.

Superintendent González requested adoption of this resolution. Superintendent González introduced Sandon Schwartz, Assistant Superintendent of Administrative and Support Services who gave a presentation titled "Outstanding G.O. Bond Refunding." Mr. Schwartz answered questions from the Board. Bruce Kerns, Bruce Kerns, Managing Director of Stifel Nicolaus also answered questions from the Board.

President Salvador opened the item for public comment.

Seeing no one come forward President Salvador closed public comment and brought the item to the Board for questions and comments.

It was moved by Trustee Velarde-Garcia, seconded by Trustee Seibert and unanimously carried to adopt Resolution No. 21-2014/15 approving the issuance and sale of general obligation bonds to refinance the District's outstanding Election of 2002, Series 2005, 2006 and 2007 General Obligation Bonds.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk
Rodriguez, and President Salvador
Noes: None
Absent: None
Abstained: None

**MOTION NO. 63-2014/15
RESOLUTION NO. 21-2014/15**

- C. First Reading of Revised Board Bylaws 9223 - Filling Vacancies

Superintendent González recommended the first reading of this Board Bylaw.

- D. First Reading of Revised Exhibit 1 9323.2 – Actions by the Board

Superintendent González recommended the first reading of this Exhibit.

Trustee Cogdill requested at this time information on policies regarding medication dispensing and seclusion and restraining of students. Dr. Laura Tanner-McBrien answered questions from the Board.

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- E. First Reading of Revised Administrative Regulation for Administrative & Support Services

Superintendent González introduced Administrative Regulation 3554. Sandon Schwartz, Assistant Superintendent of Administrative and Support Services answered questions from the Board.

- F. First Reading of Revised Board Policy for Administrative & Support Services

Superintendent González introduced Sandon Schwartz, Assistant Superintendent of Administrative and Support Services who gave a brief presentation on Board Policy 1330 and staff recommendations.

Trustees discussed the options presented by staff. Mr. Schwartz answered questions from the Board. Board requested that this item be brought back to the Board at the December 9 Board meeting.

- G. First Reading of Revised Board Policies, Administrative Regulations, and Exhibits for Educational Services Department

Superintendent González recommended first reading of these policies.

- H. First Reading of revised Board Policies, Administrative Regulations, and Exhibits – Human Resources

Superintendent González recommended first reading of these policies.

- I. Request Approval of Collective Bargaining Agreement between the Madera Unified School District and the Madera Unified Teachers Association for July 1, 2013 through June 30, 2016.

Superintendent González requested approval of this item.

President Salvador opened this item for public comment.

Bill Coate, Madera, requested comparison with neighboring school districts. Staff will provide the information.

Seeing no others President Salvador closed public comment and brought the item back to the Board for questions and comments.

It was moved by Trustee Rodriguez, seconded by Trustee Garibay, and unanimously carried to approve the Collective Bargaining Agreement between the Madera Unified School District and the Madera Unified Teachers Association for July 1, 2013 through June 30, 2016.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

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Absent: None

Abstained: None

**MOTION NO. 64-2014/15
DOCUMENT NO. 135-2014/15**

- J. Request Approval of Collective Bargaining Agreement between the Madera Unified School District and the Madera Adult Educators for July 1, 2014 through June 30, 2016.

Superintendent González requested approval of this item.

President Salvador opened this item for public comment. Seeing no one come forward President Salvador closed public comment and brought the item back to the Board for questions and comments.

It was moved by Trustee Velarde-Garcia, seconded by Clerk Rodriguez, and unanimously carried to approve the Collective Bargaining Agreement between the Madera Unified School District and the Madera Adult Educators for July 1, 2014 through June 30, 2016.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

Absent: None

Abstained: None

**MOTION NO. 65-2014/15
DOCUMENT NO. 136-2014/15**

- K. Request Approval of Consulting Agreement between Madera Unified School District and MJT Technologies

Superintendent González requested approval of this item. Superintendent González introduced Babatunde Ilori, Director of Performance Management and Internal Communication and Steven Alexander, Director of Technology. Mr. Ilori and Mr. Alexander gave a presentation titled “Benefits of a Data Warehouse” and responded questions from the Board. Consultant Eric Tilton with MJT Technologies was present at the meeting and also answered questions from the Board.

President Salvador opened this item for public comment. Seeing no one come forward President Salvador closed public comment and brought the item back to the Board for questions and comments.

It was moved by Trustee Velarde-Garcia, seconded by President Salvador, and unanimously carried to approve the Consulting Agreement between Madera Unified School District and MJT Technologies.

Ayes: Trustees Arredondo, Cogdill, Garibay, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

Absent: None

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Abstained: None

**MOTION NO. 66-2014/15
DOCUMENT NO. 137-2014/15**

L. Discussion and Consideration of Censure Action Against Board Member

This item was discussed at the beginning of New Business.

Trustee Garibay asked whether more than four Trustees were contacted. President Salvador responded that was not the case.

President Salvador read an email dated October 15, 2014 from Superintendent González that was sent to District's legal counsel, Kevin Dale with a title "Threat." Clerk Rodriguez was also copied in the email. In the email Superintendent González reported a phone conversation with Trustee Cogdill and the profanity used by Trustee Cogdill towards Superintendent González. Superintendent González also felt his employment was threatened by Trustee Cogdill.

Trustee Cogdill stated that it takes four votes to fire a Superintendent. President Salvador expressed his concerns on how the Board treats its employees. Trustee Arredondo stated the Board adopted a Governing Board Handbook in 2011 that includes roles and responsibilities of the Board. Trustee Arredondo stated that on one occasion Trustee Cogdill called another Board member "a liar." Trustee Arredondo referred to the actions of Trustee Cogdill as those of a "bully." Clerk Rodriguez stated that the language used by Trustee Cogdill does not represent him or the District and it needs to be stopped. Trustee Velarde-Garcia requested clarification and asked about recording Closed Session meetings. Kevin Dale, attorney with the firm Atkinson, Andelson, Loya, Ruud and Romo stated that typically recording of Board Closed Session only happens when there is a court order but it is up to the Board. Trustee Garibay stated recording could be a "death sentence" for the Board. Trustee Seibert stated Trustee Cogdill has not been a team member and his behavior has been embarrassing to the Board in the last four years. Trustee Garibay was not in agreement to censure Trustee Cogdill. Trustee Velarde-Garcia requested that a letter be sent to Trustee Cogdill instead of issuing a Resolution to Censure Against Trustee Cogdill. Trustee Arredondo moved to implement a Board Resolution on Censure.

President Salvador opened this item for public comment.

Ana Mendoza, Madera, expressed her agreement in not using inappropriate language but supported Trustee Cogdill for supporting her.

President Salvador closed public comment and brought the item back to the Board for further discussion.

After more discussions President Salvador asked the Board to vote on preparing a Resolution to Censure Action Against Trustee Cogdill. The vote was as follows:

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Ayes: Trustees Arredondo, Seibert, Clerk Rodriguez, and
President Salvador

No: Trustees Cogdill, Garibay, Velarde-Garcia

Kevin Dale, answered questions from the Board.

The Board directed attorney Kevin Dale to prepare a Resolution to Censure Against Trustee Cogdill. This item will be presented to the Board at the November 18, 2014 Board meeting.

M. Request Approval of Commercial Warrant Listing

Trustee Garibay requested to be recused from discussion and voting of this item.

Superintendent González requested approval of this item.

President Salvador opened the item for public comment. Seeing no one come forward, President Salvador brought the item back to the Board for questions and comments.

It was moved by Trustee Rodriguez, seconded by Trustee Velarde Garcia, and carried by majority to approve the Commercial Warrant Listing.

Ayes: Trustees Arredondo, Cogdill, Seibert, Velarde-Garcia, Clerk Rodriguez, and President Salvador

Noes: None

Absent: Trustee Garibay

Abstained: None

MOTION NO. 67-2014/15
DOCUMENT NO. 138-2014/15

12. Announcements

President Salvador made the following announcements:

The District Career Technical Education Advisory Committee meeting will take place on November 5 at 6:00 p.m. in MUSD Boardroom.

The Wellness Committee meeting will take place on November 12 at 6:00 p.m. in the Child Nutrition Conference room.

Superintendent González made the following announcements:

I have been invited to give a presentation on the German Skills Initiative at tomorrow's Compact meeting at 9:00 a.m. I will also be presenting to the Interagency committee on November 6 at 3:30 p.m. Both meetings take place at Madera County Office of Education.

I will be attending the ACSA State Urban Education Committee meeting in San Diego on November 5.

I will be attending the RTM Educational Congress in Texas on November 16 through November 18 therefore I won't be in attendance at the November 18 Board meeting.

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Trustee Rodriguez reported his experience at the Day in the Life of a High School Student and expressed his desire to have more events like this at least once a year.

13. Miscellaneous

A. Board Member Committee and Information Reports

None.

13. Advanced Planning

President Salvador made the following announcements:

Next Regular Board Meeting

Tuesday, November 18, 2014 at 7:00 p.m.

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

14. Suggested Future Agenda Items

Trustee Garibay requested an update on the building fund be presented at the December Board meeting.

Trustee Cogdill requested information on CPR and certification. Trustee Cogdill also requested information on seclusion and restraining of students.

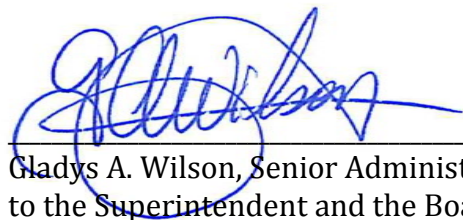
Trustee Velarde-Garcia attended a Heal Zone forum and learned that Valley Children's Hospital received over 1.2 million dollars in grants to partner with schools to educate parents on diabetes. She requested staff contact Valley Children's Hospital to find out if our district was among the partnering districts.

Trustee Rodriguez requested information on how we meet the translation needs to our Mizteco communities.

President Salvador asked the audience to exercise their right to vote on November 4.

15. Adjournment – Motion No. 68-2014/15

President Salvador adjourned the Public Session at 10:00 p.m.



Gladys A. Wilson, Senior Administrative Assistant
to the Superintendent and the Board of Trustees

Dated: October 28, 2014