

**MINUTE RECORD of Madera Unified School District Board of Education
REGULAR BOARD MEETING HELD ON THE 8th DAY OF March, 2011**

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, March 8, 2011**, at 5:30 p.m.

ROLL CALL

Robert E. Garibay, President
Ricardo Arredondo, Clerk

Lynn Cogdill, Trustee
Michael Salvador, Trustee
Ray G. Seibert, Trustee
Maria Velarde-Garcia, Trustee

Absent: Jose Rodriguez, Trustee

Taylor Long, Student Board Representative, Madera High School
Omar Perez, Student Board Representative, Madera South High School

Kelly Porterfield, Acting Superintendent
Deborah A. Wood, Associate Superintendent, Educational Services
Jake Bragonier, Public Information Officer
Teri Bradshaw, Director, Fiscal Services
Mike Lennemann, Director, Human Resources
Robert Chavez, Chief Academic Officer
Darren Sylvia, Chief Academic Officer
Janet Morgan, Senior Administrative Assistant

Janet Grossnicklaus, Director, Curriculum, Instruction and Assessment
Rosalind Cox, Director, Facilities Planning and Construction
Barbara Gonzales, Director, Purchasing
Nichole Guerriero, Academic Coach
Kathy Niino, Academic Coach
Regina Diaz, Academic Coach
Erin Falke, Academic Coach
Nichole Walsh, Academic Coach
Raymond Selway, Academic Coach
Leonard Perez, Academic Coach
Cindy Ellis, Assessment Coordinator
Bert Puente, Assessment Coordinator
Marcus Sosa, Director, Student Services
Kent Albertson, Principal, Madera High School
Jeff Smith, Operations Supervisor
Marisa DiMauro, Director, Categorical Programs
Marvin Baker, Principal, Desmond Middle School
Alma DeLuna, Director, English Learners
MUSD Translator this evening: Esperanza Cuevas

Kathy Horn, MUTA President
Andi Albertson, CSEA President

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There were approximately 80 visitors/District employees in attendance.

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

President Garibay 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, Acknowledgement of Visitors and Media, and Invocation

President Garibay adjourned the Closed Session at 7:02 p.m. and reconvened the Regular Meeting by calling the Public Session to order at 7:07 p.m. President Garibay welcomed the visitors and asked Trustee Seibert to lead the flag salute. President Garibay asked Director David Simko of Truck Stop Ministries to lead the invocation. President Garibay explained the rules governing the Board meeting. The meeting was recorded on Audio File No. 19 -2010/11.

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

Acting Superintendent Porterfield reported the following:

- In closed session the Board approved an agreement accepting the resignation of a Teacher effective June 30, 2011, and whereby the employee will remain on a leave of absence for the remainder of the school year. The roll call vote was as follows: 5 Ayes and 2 Absent.
- In closed session the Board took action to issue a notice of Release of Temporary certificated employees, pursuant to Education Code Section 44954(b), effective at the end of the 2010-11 school year, and directed the Superintendent or his designee to send out appropriate legal notices. The roll call vote was as follows: 6 Ayes and 1 Absent.
- In closed session the Board took action to issue a Notice of Release and Reassignment to a Certificated Administrative Employee pursuant to Education code 44951, effective at the end of the 2010-11 school year. The roll call vote was as follows: 6 Ayes and 1 Absent.

5. Adoption of Agenda – Motion No. 123-2010/11

President Garibay 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.

President Garibay asked that Consent Agenda Item 8A6 be pulled for separate vote.

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

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

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Abstained: None

6. Student Board Representative Report

Taylor Long, standing in for Vikram Singh MHS Student Board Representative and Omar Perez MSHS Student Board Representative each presented highlights of activities at their respective campuses.

7. Communications

7A. Public Hearing

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

- Kathy Horn, MUTA President: addressed the work slow down taking place this week; commented on the many things teachers do for their students that are over and above classroom teaching.
- Evelyn Frechou, Campus Kettle teacher spoke about an instructional aide in her classroom that she understands may lose her position.
- Ignacio Magos, 2238 Dutra Way - will be coaching at Desmond, voiced his concern about students walking on Martin St. - a narrow street without sidewalks. Acting Superintendent Porterfield responded that MUSD has been working with the County and they are installing a "safe path of travel" this summer. Mr. Magos is asking for a temporary resolution to this issue. Mr. Porterfield stated that he will look into this.
- (unintelligible) (translated by Esperanza Cuevas) an Adult School student taking GED classes reported that on February 23rd while attending a night class someone broke her car window and took her stereo and everything inside the car. She is asking for someone to install a light in the middle parking lot for safety.

7B. Student and Staff Recognition

MUSD Transportation Safety Honor

Trustees Salvador and Cogdill, members of Madera Unified's Safety Committee presented a Certificate of Achievement issued by the California High Patrol through their Biennial Inspection of Terminals (BIT) program to Carl Garcia, Shop Supervisor and Jeff Smith, Operations Supervisor.

Desmond Book Collection Loan

Desmond Middle School Principal Marvin Baker was on hand to introduce Greg Desmond along with other members of the Jack G. Desmond family who announced the long-term loan of a 51-volume Harvard Classics collection to the Desmond Middle School library.

8. Approval of Consent Agenda – Motion No. 124-2010/11

Document Numbers 246-2010/11 through 256-2010/11

Resolution Number 37-2010/11

Commercial Warrants, Exhibit A

Staffing Changes, Exhibit B

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Field Trip/Employee Conference Requests, Exhibit C

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

Ayes: Trustees Cogdill, Salvador, Seibert, Velarde-Garcia, Clerk Arredondo and President Garibay
Noes: None
Absent: Trustee Rodriguez
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 22, 2011

8A2. Request Adoption of Resolution No. 37-2010/11: approval of the January 31, 2011 Budget and Expense Transfer reports **RESOLUTION NO. 37-2010/11**

8A3. The Board of Trustees is request to accept the following donations:

- Cash donations to Madera High School, designated for MHS Robotics Program from the following entities:
 - Aqua Essentials Salon & Day Spa \$ 50.00
 - Floral Fantasy 25.00
 - Dr. Jason Keledjian 100.00
 - Madera Bike shop 20.00
 - Madera Kiwanis Club 1500.00
 - Madera Management Co. 100.00
 - MHS Robotics Boosters 4000.00
 - Madera Sunrise Rotary 500.00
 - Olsen Family Chiropractic 100.00
 - Monty B. Shultz, CPA 100.00
 - Kim Tordini 50.00
- A donation of \$319.00 by Nichole Morales through PG&E Campaign to Desmond Middle School designated for Mrs. Montgomery Gentry's class. **DOCUMENT NO. 246-2010/11**

8A4. Request Approval of Memorandum of Understanding between Madera Unified School District and California Schools Regional Center to administer the S3 Grant Survey in the spring of 2011 at Madera High School and Madera South High School. **DOCUMENT NO. 247-2010/11**

8A5. Request 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)

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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: 202799, 976988, 17213, 5646, 995721, 6941, 7142, 10185, 986589, 987193, 8344, 987734, 995625, 16592, 602288, 16916, 987292, 987438, 200355, 17497 and 20046

CONFIDENTIAL DOCUMENT NO. 248-2010/11

8A6. Request Approval of Commercial Warrant Listing

President Garibay advised that because several of his clients are included in the Commercial Warrant Listing as payees he must abstain from voting on this item. President Garibay then passed the gavel to Clerk Arredondo who called for a vote.

It was moved by Trustee Salvador, seconded by Trustee Seibert, and carried by majority to Approve the Commercial Warrant Listing

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

MOTION NO. 125-2010/11
DOCUMENT NO. 249-2010/11

8A7. Request Approval of the January 31, 2011 Student Body Statement of Club Trust Accounts

DOCUMENT NO. 250-2010/11

8A8. Request Approval of the January 31, 2011 Financial Report

DOCUMENT NO. 251-2010/11

8B. Human Resources Items

8B1. Approval of Staffing Changes and Coaches

DOCUMENT NO. 252-2010/11

8C. Approval of Field Trip/Employee Conference Requests

DOCUMENT NO. 253-2010/11

9. Old Business

9A. Second Reading and Request for Approval of new Board Policy 3260, revised Administrative Regulation 3260, and new Exhibit 3260

Associate Superintendent Wood presented a brief review of this item.

It was moved by Trustee Seibert, seconded by Trustee Velarde-Garcia, and carried by majority to Approve new Board Policy 3260, revised Administrative Regulation 3260, and new Exhibit 3260

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

**MOTION NO. 126-2010/11
DOCUMENT NO. 254-2010/11**

9B. Second Reading and Request for Approval of Revised Board Policy 5127 and Administrative Regulation 5127.

Associate Superintendent Wood presented a brief review of this item.

It was moved by Trustee Seibert, seconded by Trustee Cogdill, and carried by majority to Approve Revised Board Policy 5127 and Administrative Regulation 5127

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

**MOTION NO. 127-2010/11
DOCUMENT NO. 255-2010/11**

10. New Business

10A. Request Approval of the Second Interim Report

Acting Superintendent Porterfield provided a PowerPoint presentation of this report. The Board made comments and asked clarifying questions.

- Trustee Arredondo asked for an explanation of the \$20 million difference between two spreadsheets. Mr. Porterfield stated that he would get an additional explanation and provide that to the Board.
- Trustee Cogdill asked for a breakdown of administrator salaries and academic coach salaries. Mr. Porterfield will provide that breakdown of that as well.
- Kathy Horn, MUTA President addressed to the Jobs Bill money and stated that MUTA is still in negotiations for this money. Mrs. Horn also asked that the information being provided to Board be sent to MUTA as well

It was moved by Trustee Seibert, seconded by Trustee Salvador, and carried by majority to Approve the Second Interim Report as presented

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

**MOTION NO. 128-2010/11
DOCUMENT NO. 256-2010/11**

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- 10B.** Request Adoption of Resolution No. 38-2010/11 California Cash Reserve Program for 2011/12

Acting Superintendent Porterfield presented a brief overview of this item.

It was moved by Trustee Seibert, seconded by Trustee Cogdill, and carried by majority to Adopt Resolution No. 38-2010/11 California Cash Reserve Program for 2011/12

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

**MOTION NO. 129-2010/11
RESOLUTION NO. 38-2010/11**

- 10C.** Request Adoption of Resolution No. 40-2010/11 regarding the Reduction or Discontinuance of Particular Kinds of Service (Certificated Layoff) Director of Human Resources Mike Lennemann provided a brief PowerPoint of presentation covering this item and Resolution No. 42-2010/11 (Item 10E).

The Board made comments and asked clarifying questions.

Kathy Horn, MUTA President made comments about some of the positions on the list.

It was moved by Trustee Seibert, seconded by Trustee Salvador, and carried by majority to Adopt Resolution No. 40-2010/11 regarding the Reduction or Discontinuance of Particular Kinds of Service (Certificated Layoff)

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

**MOTION NO. 130-2010/11
RESOLUTION NO. 40-2010/11**

- 10D.** Request Adoption of Resolution No. 41-2010/11 that declares the week of March 6 through March 12, 2011 as the Week of the School Administrator in Madera Unified School District

Following a brief presentation of the Resolution, President Garibay called for a vote.

It was moved by Trustee Salvador, seconded by Trustee Seibert, and carried by majority to Adopt Resolution No. 41-2010/11 that declares the week of March 6 through March 12, 2011 as the Week of the School Administrator in Madera Unified School District

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

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Absent: Trustee Rodriguez
Abstained: None

MOTION NO. 131-2010/11
RESOLUTION NO. 41-2010/11

- 10E.** Request Adoption of Resolution No. 42-2010/11 Regarding the Layoff of Employees in the Child Development Program

Mr. Lennemann briefly commented on this item and noted it had been covered in his presented of Item 10C above.

It was moved by Clerk Arredondo, seconded by Trustee Salvador, and carried by majority to Adopt Resolution No. 42-2010/11 Regarding the Layoff of Employees in the Child Development Program

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

MOTION NO. 132-2010/11
RESOLUTION NO. 42-2010/11

11. Information and Reports

11A. Educational Services Report

Elementary and Secondary EDI Coaching Report

Associate Superintendent Wood introduced EDI coaches Nichole Guerriero, Kathy Niino, Regina Diaz, Erin Falke, Nichole Walsh, Raymond Selway, and Leonard Perez, who then presented a PowerPoint and video presentation.

Mrs. Wood made closing comments and then opened the floor for questions and comments from the board.

CIF and Charter Schools

Chief Academic Officer Darren Sylvia provided a PowerPoint presentation of this item and provided staff's recommendation to not allow students attending schools outside of Madera Unified School District to participate in sports or other co-curricular activities. Following his presentation Mr. Sylvia asked for direction from the Board.

Following discussion by the Board it was determined that the majority of the Board is in support of staff's recommendation.

11B. Business and Operations Update

Acting Superintendent Porterfield responded to Trustee Cogdill's earlier question regarding non-represented management.

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- Certificated non-represented management salaries portion of the \$65,325,044 is roughly \$1.4 million, or 1% of total expenditures. Trustee Cogdill responded that his figures show for 52 of the top administrators equals \$4,270,000 and \$1.2 million for 15 job coaches. Mr. Porterfield asked Trustee Cogdill to have his list with him so he can go over it with Trustee Cogdill.
- Mr. Porterfield then addressed Trustee Arredondo's question about the \$20million and outlined the difference between "actual" and "budgeted" expenses.

12. Announcements

Darren Sylvia announced the WASC review at Furman High School next week with the orientation on Sunday.

Accreditation for Adult School and Eastin-Arcola High School are in process.

13. Miscellaneous

Trustee Seibert reported that he attended AGB at Martin Luther King Middle School on Monday. This is last one for the year and he noted marked improvement in school environment. Trustee Seibert commended Principal Paul Van Loon on his hard work and the positive improvement at this site.

Clerk Arredondo commented on the Safety First program spearheaded by Ralph Hunter – crossing guard program. Clerk Arredondo stated this is a good program and we need it at other sites. Clerk Arredondo asked the Board and staff to consider some type of outreach to Mr. Hunter and help get this program started at more of our school sites. Mr. Porterfield will contact Mr. Hunter to begin the process of collaboration.

14. Advanced Planning

President Garibay made the following announcement:

Next Regular Board Meeting:

Tuesday, March 22, 2011 at 7:00 p.m.

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

15. Suggested Future Agenda Items

Trustee Cogdill stated that under Ed. Code 45225.1 charter bus drivers need to be fingerprinted if they are transporting students. Mr. Porterfield responded that if the students are accompanied and supervised on the trip by someone who has been fingerprinted – usually a teacher or other MUSD staff, then the driver is not required to be fingerprinted.

16. Adjournment – Motion No. 133-2010/11

President Garibay adjourned the Public Session at 10:10 p.m. and announced the Board would be immediately adjourning to closed session. President Garibay advised there would be no reportable actions from the brief closed session.

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President Garibay adjourned closed session at 10:25 p.m.



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

Dated: March 8, 2011