

**MINUTE RECORD of Madera Unified School District Board of Education
REGULAR BOARD MEETING HELD ON THE 13TH DAY OF SEPTEMBER, 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, September 13, 2011**, at 5:30 p.m.

ROLL CALL

Robert E. Garibay, President
Ricardo Arredondo, Clerk

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

Azka Fayyaz, Student Board Representative, Madera High School
Cristal Rivera, Student Board Representative, Madera South High School

Gustavo Balderas, 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
Mike Lennemann, Director, Human Resources
Robert Chavez, Chief Academic Officer
Julia Reese, Chief Academic Officer
Janet Morgan, Senior Administrative Assistant

Hilda Garnica, Translator
Janet Grossnickalus, Director of Curriculum, Instruction and Assessment
Rosalind Cox, Director of Facilities Planning and Construction
Marisa DiMauro, Director of Categorical Programs
Barbara Gonzalez, Interim Director of Transportation, Director of Purchasing and Warehouse
Paul VanLoon, Director of Special Services
Sandon Schwartz, Principal, Madera South High School
Kent Albertson, Principal, Madera High School
Marcus Sosa, Director of Student Services
Alma DeLuna, Director of English Learners
Steve Thornton, BTSA TSA
Brett Moglia, Security Supervisor
Lupe Rodriguez, Director of Maintenance and Operations

Kathy Horn, MUTA President
Andi Albertson, CSEA President

There were approximately 50 visitors/District employees in attendance.

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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 6:50 p.m. and reconvened the Regular Meeting by calling the Public Session to order at 7:01 p.m. President Garibay welcomed the visitors and asked Trustee Salvador to lead the flag salute. President Garibay asked Pastor Tim Echevarria of New Harvest Christian Fellowship to lead the invocation. President Garibay explained the rules governing the Board meeting. The meeting was recorded on Audio File No. 04-2011/12.

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

Superintendent Balderas announced there were no reportable Closed Session actions.

5. Adoption of Agenda – Motion No. 32-2011/12

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.

Trustee Velarde-Garcia asked that item 8A7 be pulled for separate vote.

President Garibay asked that item 8A8 be pulled for separate vote.

It was moved by Trustee Salvador, seconded by Trustee Velarde-Garcia, and unanimously carried to adopt the Agenda as amended.

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

6. Student Board Representative Report

Cristal Rivera, Student Board Representative for Madera South High School and Azka Fayyaz, Student Board Representative for Madera High School each presented highlights of activities at their respective school sites.

7. Communications

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7A. Public Hearing

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

- Kathy Horn – MUTA President; commented that she and the CTA representative met this morning with the Superintendent and Mike Lennemann and they appreciate the opportunity to meet; asked for consideration in adding Madison to the air conditioning improvement program along with TJ (presented at last board meeting); thanked Kent Albertson and the MHS staff for allowing the Needham family to fundraise for their daughter; concerned about the small amount of money teachers get to run their classrooms each year – asked if the board could look at this; concerned about class size.
- Tim Echiverria, Pastor of New Harvest Christian Fellowship came to bring awareness regarding SB48 and noted there is a major campaign in California to get this back on the ballot; concerned about how this might affect our children; asked what MUSD intends to do when this is implemented; read from a handout of what the requirements of this bill would be.
- Tina Romero – 848 Royal Drive, Madera also spoke about SB48; asked the board to oppose the implementation of this bill; urges everyone to sign the petition when they are out over the next couple of weeks. Asked to be placed on the board agenda and if not asked if the district would hold a public meeting for public discussion/input.
- Steve Thornton, Teacher Support Services introduced Aaron Gilbert who is attending tonight's Board meeting and will be earning his Eagle Scout merit badge.
- Hilda Garnica translated for Martha Ramirez 26859 Ave 7 ½ La Vina parent who asked for a full time secretary bilingual secretary at La Vina (they only have a part time bilingual secretary).
- Ron Montoya, parent attended the budget meeting today in the District Office and spoke about the high salary of the two Associate Superintendent's and wondered if unallocated funds could be used to decrease Kindergarten class sizes.

8. Approval of Consent Agenda – Motion No. 33-35-2011/12

Document Numbers 65-2011/12 through 76-2011/12

Resolution Number 06-2011/12

Commercial Warrants, Exhibit A

Staffing Changes, Exhibit B

Field Trip/Employee Conference Requests, Exhibit C

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

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

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

8A1. Approval of Regular Board Meeting Minutes of August 23, 2011

8A2. Adoption of Resolution No. 06-2011/12 **RESOLUTION NO. 06-2011/12**

8A3. Approval of Agreement with Axiom Management Advisors and Consultants for Mandate Reimbursement Services and Custom Site Services
DOCUMENT NO. 65-2011/12

8A4. Approval for grades 9-12 gymnastic trips **DOCUMENT NO. 66-2011/12**

8A5. Approval for Madera Unified School District California School Age Families Education Program (Cal-SAFE) to apply for a one time Mini-grant from First 5 of Madera County for the 2011-2012 school year **DOCUMENT NO. 67-2011/12**

8A6. Approval to accept donations **DOCUMENT NO. 68-2011/12**

8A7. 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: A-2011/12, 17698, 502653, 7279, 5465, 603886, and 302820

Trustee Velarde-Garcia explained that she must recuse herself from voting on this item due to a conflict of interest.

It was moved by Trustee Seibert, seconded by Trustee Salvador, and carried by majority to accept the findings, conclusions and recommendations as stated above.

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

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Abstained: None
Recused: Trustee Velarde-Garcia

**MOTION NO. 34-2011/12
CONFIDENTIAL DOCUMENT NO. 69-2011/12**

8A8. Approval of Commercial Warrant Listing

President Garibay explained that he must recuse himself from voting on this item due to a conflict of interest. He then passed the gavel to Clerk Arredondo who called for the vote.

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

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

**MOTION NO. 35-2011/12
DOCUMENT NO. 70-2011/12**

8B. Human Resources Items

8B1. Approval of Staffing Changes and Coaches **DOCUMENT NO. 71-2011/12**

8B2. Approval of Classified Job Description: Bus Driver Trainer/Dispatcher
DOCUMENT NO. 72-2011/12

8B3. Approval of Memorandums of Understanding between MUSD and Alview-Dairyland SD, Chawanakee USD, Chowchilla Elementary SD, Chowchilla Union High SD, Ezequiel-Tafoya Alvarado Academy, Golden Valley USD, and Madera COE, to provide Beginning Teacher Support and Assessment (BTSA) Induction
DOCUMENT NO. 73A-2011/12
DOCUMENT NO. 73B-2011/12
DOCUMENT NO. 73C-2011/12
DOCUMENT NO. 73D-2011/12
DOCUMENT NO. 73E-2011/12
DOCUMENT NO. 73F-2011/12
DOCUMENT NO. 73G-2011/12

8B4. Approval of Consultant Contract between Madera Unified School District and Kathleen Gorman from September 14, 2011 through June 30, 2012
DOCUMENT NO. 74-2011/12

8B5. Approval of Consultant Contract between Madera Unified School District and Janet Cook from September 14, 2011 through June 30, 2012
DOCUMENT NO. 75-2011/12

8C. Approval of Field Trip/Employee Conference Requests **DOCUMENT NO. 76-2011/12**

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9. Old Business

9A. Approval of the 2010-11 Financial Reports

Teri Bradshaw provided a PowerPoint review of the Financial Reports.

The Board made comments and asked clarifying questions.

It was moved by Trustee Salvador, seconded by Trustee Velarde-Garcia, and unanimously carried to approve the 2010-11 Financial Reports.

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

**MOTION NO. 36-2011/12
DOCUMENT NO. 77-2011/12**

7:15 PM – Public Hearing: School Facility Needs Analysis authorizing the levying of alternative school facility fees on residential development

The public hearing was opened by President Garibay at 7:55 p.m.

Bill Jones of 915 Harvard Avenue, Madera, CA spoke concerning developers fees and asked to board to consider increasing the developer fees, not decreasing them.

President Garibay closed the public hearing at 7:58 pm.

10. New Business

10A. Adoption of a Resolution that approves the School Facility Needs Analysis authorizing the levying of alternative school facility fees on residential development

Kelly Porterfield introduced this item. The board was provided with 3 resolutions; one to decrease developer fees, one to increase developer fees and one to remain status quo. The board asked clarifying questions and discussed the pros and cons of raising/lowering developer fees.

It was moved by Trustee Cogdill, seconded by Trustee Rodriguez, and carried by majority to adopt Resolution 07-2011/12 to impose the current Level II fee amount of \$5.97 per square foot and Level III fee amount of \$11.94 per square foot without an increase following the effective date of this resolution and continuing for the period of one year.

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

**MOTION NO. 37-2011/12
RESOLUTION NO. 07-2011/12**

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11. Information and Reports

11A. Educational Services Report

AYP/API

Associate Superintendent Deborah Wood introduced Janet Grossnicklaus, Director of Curriculum, Instruction and Assessment who provided a PowerPoint presentation on AYP/API scores results. During the presentation the board made comments and asked clarifying questions.

AGB

Deborah Wood presented the Plan for Restructuring Year 4, 5, 5+ Program Improvement Schools for 2011-2012. The board asked clarifying questions regarding the changes in format for classroom observations and meeting dates. Following her presentation, Mrs. Wood asked the Board to commit to attending AGB meetings at either the elementary, middle or high school level.

Clerk Arredondo and Trustee Rodriguez will attend elementary level meetings.

Trustees Seibert and Salvador will attend high school level meetings.

President Garibay and Trustee Cogdill will attend middle school level meetings.

Kathy Horn cited the Brown Act when asking for copies of the printed presentation so that she can view the dates of classroom walk-through and AG Board meetings.

DIAP Accountability Report

CAO Robert Chavez presented a PowerPoint overview of the District Instructional Action Plan (DIAP) Accountability Report. Following his presentation Mr. Chavez responded to questions and comments made by the board.

11B. Business and Operations Update

No update tonight

11C. Human Resources

No report tonight

11D. Superintendent's Time

Superintendent Balderas thanked the Board for attending the Board Governance Workshop on August 30th and for their hard work and diligence. Mr. Balderas advised that the Board Governance handbook will be on the September 27th agenda for approval.

12. Announcements

Trustee Arredondo announced the Lincoln Elementary festival on Friday, September 16th and the Pershing Jog/Walk-Athon on Friday, September 21st.

Trustee Velarde-Garcia attended the recent cross country invitational and learned about a fundraiser being held on October 1st offering Zumba lessons for \$5.00.

13. Miscellaneous

Trustee Arredondo who is a member of the High Speed Rail Taskforce advised that a public comment hearing will be held at the Madera City Council chambers on Sept 15th.

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14. Advanced Planning

President Garibay made the following announcement:

Next Regular Board Meeting

Tuesday, September 27, 2011 at 7:00 p.m.

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

15. Suggested Future Agenda Items

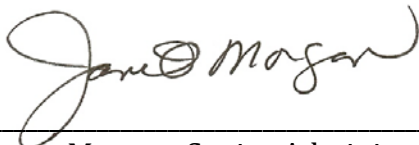
Trustee Cogdill asked for a vote at the next meeting allowing unions 5 minutes on the Board Agenda similar to what is allowed for the high schools. President Garibay stated that he would talk with Trustee Cogdill about this issue.

Trustee Salvador would like this board to take up the issue of the California Department of Corrections suggestion to change their Chowchilla facility from a women's to a men's prison. Trustee Salvador added that Madera Unified should support the City of Madera and the City of Chowchilla in their opposition to this due to the economic and social impact this would have on Madera County. Trustee Salvador would like a letter of opposition drafted to be approved at the September 27th meeting. Clerk Arredondo reminded everyone of the state re-entry facility proposed last year that would have been surrounded by Millview, Chavez, Martin Luther King and Sierra Vista.

President Garibay asked Clerk Arredondo and Trustee Salvador to identify the negative impact, gather information and bring that to staff to draw up a letter.

16. Adjournment – Motion No. 38-2011/12

President Garibay adjourned the Public Session at 10:22 p.m.



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

Dated: September 13, 2011

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**MINUTES OF SEPTEMBER 13, 2011
MOTION NO. 33-35-2011/12
DOCUMENT NOs. 65 -2011/12 through 76-2011/12
RESOLUTION NO. 06-2011/12**

**Recapitulation of Business Transactions and Warrants – Exhibit A
Staff Changes and Coaches – Exhibit B**

Items listed under the Consent Agenda are considered to be routine and are acted on by the Board of Trustees in one motion. There is no discussion of these items prior to the Board, staff, or the public request for specific items to be discussed and/or removed from the Consent Agenda. Each item on the Consent Agenda approved by the Board of Trustees shall be deemed to have been considered in full and adopted as recommended.

**EXHIBIT A – CONSENT CALENDAR
APPROVAL OF WARRANTS – MOTION NO. 35-2011/12
DOCUMENT NO. 70-2011/12**

BUSINESS TRANSACTIONS	
APPROVAL OF COMMERCIAL WARRANTS	
BOARD DATE: September 13, 2011	
FUND	AMOUNT
01 GENERAL FUND	\$3,422,470.31
11 ADULT EDUCATION	\$20,225.70
12 CHILD DEVELOPMENT	\$3,774.36
13 CAFETERIA	\$5,581.10
14 DEFERRED MAINTENANCE	\$87,557.14
15 PUPIL TRANS EQUIP	\$0.00
17 STONE SCHLRSHP TRUST	\$0.00
21 BUILDING FUND-BOND PROCEEDS 2003	\$0.00
25 DEVELOPERS' FEES	\$0.00
26 PRISON MITIGATION FEES	\$0.00
30 STATE SCHOOL BLDG	\$0.00
31 REFURBISHMENT	\$0.00
32 ROOF REPLACEMENT	\$0.00
35 COUNTY SCHOOL FACILITIES FUND	\$0.00
40 SPECIAL RESERVE	\$1,281.57
41 BUILDING FUND	\$0.00
42 AG FARM BUILDING FUND	\$0.00
43 C.O.P. SPEC. RESERVE	\$0.00
49 SPEC RESERVE/REDEV AGENCY	\$0.00
53 STATE SCH LOAN REPAY	\$0.00
54 LEASE/PUR OVERRIDE	\$0.00
56 C.O.P. DEBT SERVICE	\$0.00
67 INSURANCE RESERVE	\$0.00
73 MUSD TRUST FUND	\$2,000.00
74 ATHLETIC FUND	\$0.00
TOTAL ALL FUNDS	\$3,542,890.18
PAYROLL	
08/31/11 & 09/07/11 PAYROLLS (INCL'S PD BENEFITS)	
01 GENERAL	\$9,528,671.15
11 ADULT EDUCATION	\$73,506.99
12 CHILD DEVELOPMENT	\$90,658.38
13 CAFETERIA	\$318,413.48
25 DEVELOPER FEES	\$12,849.99
35 SCHOOL FACILITIES FUND	\$187.02
74 ATHLETIC FUND	\$0.00
PAYROLL TOTAL ALL FUNDS	\$10,024,287.01
BY: MELANIE SERROS, ACCOUNTS PAYABLE	
9/6/2011	
BY: JANET PAVLOVICH, POSITION CONTROL	
9/20/2011	

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EXHIBIT B – CERTIFICATED HUMAN RESOURCES ITEMS
MOTION NO. 33 -2011/12
DOCUMENT 71-2011/12

CERTIFICATED LEAVES OF ABSENCE

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Babette Jaire	Teacher	Special Services	10/21/11, 01/27/11, 03/23/12	Class II Professional Leaves (CTA State Council)
2. Dan Okamura	Teacher	Various	09/19/11	Class II Professional Leave (CTA Rural Issues Advisory Committee)

CERTIFICATED SEPARATIONS

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Nicolet Diaz	TSA (46% FTE)	Jefferson	08/23/11	Resignation

CERTIFICATED NEW POSITION

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
None				

CERTIFICATED EMPLOYMENT

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Carol Sullivan	Teacher	MSHS	2011/2012	Replacement
2. William Wolf	Teacher	Desmond	2011/2012	Replacement
3. Debra Smutny	TSA (46% FTE)	Nishimoto	2011/2012	Replacement
4. Chelsie Copeland	Teacher	Lincoln	2011/2012	Replacement
5. Alice Badorine	TSA (46% FTE)	Howard	2011/2012	Replacement

CERTIFICATED OTHER

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Shannon Capshew	Vice Principal	Madison	2011/2012	Declined Position

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EXHIBIT B - CLASSIFIED HUMAN RESOURCES ITEMS
MOTION NO. 33 -2011/12
DOCUMENT 71-2011/12

CLASSIFIED LEAVES OF ABSENCE

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Andi Albertson	Bus Driver	Transportation	10/01/11-10/01/12	Personal Leave

CLASSIFIED SEPARATIONS

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Justification</u>
1. Ellen Flores	Paraprofessional Aide	Special Services	10/31/11	Retirement (19 Yrs.)

CLASSIFIED NEW POSITION

<u>Name</u>	<u>Justification</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Hours</u>
None					

CLASSIFIED EMPLOYMENT

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Hours</u>	<u>Justification</u>
1. Elvira Gil	Paraprofessional Aide	Preschool	2011/2012	3.50	Replacement
2. John Arellano	Equipment Manager	MSHS	2011/2012	8.00	Replacement
3. Maria Gonzalez	Secretary	LaVina	2011/2012	3.00	New Position (General Funding)
4. Daniel Loera	Bus Driver	Transportation	2011/2012	5.00	Replacement

CLASSIFIED OTHER

<u>Name</u>	<u>Assignment</u>	<u>Site</u>	<u>Effective Date(s)</u>	<u>Hours</u>	<u>Justification</u>
None					

COACHES

1. See Attached List

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**EXHIBIT B – HUMAN RESOURCES ITEMS – COACHES
MOTION NO. 33 -2011/12
DOCUMENT 71-2011/12**

Last Name	First Name	Site	Sport	Year
Valdivia	Juan	La Vina	Girls Volleyball	2011/2012
Valdivia	Gloria	La Vina	Boys Volleyball	2011/2012
Gunter	Kathleen	La Vina	Boys Volleyball	2011/2012
Colunga	Sam	La Vina	Girls Volleyball	2011/2012
Rivera	Jesus	Millview	Boys Volleyball	2011/2012
Moradian	Amanda	Millview	Girls Volleyball	2011/2012
Marino	Anthony	Pershing	Boys Volleyball	2011/2012
Atherton	Monique	Pershing	Girls Volleyball	2011/2012

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**EXHIBIT C – FIELD TRIPS/EMPLOYEE CONFERENCE REQUESTS
MOTION NO. 33 -2011/12
DOCUMENT 76-2011/12**

Date	School	Name	Field Trip # Students	Location	Funding Source/ Cost	Vehicle Type
10/17/11	Eastin Arcola	Najarian /Morales	Cal-Safe students to Fresno Chaffee Zoo 30 students—11 adults	Fresno, CA	EA / Cal-Safe \$326	School Bus
5/24/12 to 5/25/12	MHS / MSHS	Murrietta	Seniors to Grad Night Trip 540 Students—20 adults	Valencia, CA	\$3000 Transport ation \$0 Lodging	Perkins/FFA FFA