

**MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT
REGULAR MEETING ~ BOARD OF TRUSTEES
May 14, 2013
AGENDA
DISTRICT BOARD ROOM
1919 B Street, Marysville, CA 95901**

The agenda for board meetings can be made available upon request in a format appropriate for a person with a disability. If you are an individual with a disability who needs special accommodations to participate, please call 749-6101 at least 48 hours in advance. Accommodations may include but are not limited to interpreters, parking, and accessible seating.

Related documents on the Open Session agenda (pages in special reports) can be viewed on the MJUSD website [www.mjusd.com - Select "School Board", "Agenda and Minutes", "Agenda" and then you can select the board meeting date].

**4:00 P.M. ~ OPEN SESSION
CONFERENCE ROOM #1**

CALL MEETING TO ORDER

ROLL CALL

Mr. Jeff D. Boom, President	_____
Mr. Frank J. Crawford, Vice President	_____
Mr. Jim C. Flurry, Clerk	_____
Mr. Bernard P. Rechts, Trustee Representative	_____
Mr. Tony Dannible, Member	_____
Mr. Glen E. Harris, Member	_____
Mr. Philip R. Miller, Member	_____

**CLOSED SESSION
CONFERENCE ROOM #1**

The Board strives to commence open session in a timely manner. To achieve this goal, the Board may be required to continue closed session at the conclusion of the open session agenda. In such cases, the Board will diligently seek to address all matters requiring the attendance of students and parents (e.g. student expulsion/reinstatement and enrollment matters) prior to reconvening in open session. Pursuant to Government Code Section 54954.3, members of the public shall be given the opportunity to address the Board on closed session agenda items prior to the Board's consideration of the item. Typically, this opportunity will occur immediately prior to the Board's consideration.

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: SUPERINTENDENT [no action]

(Closed Session – continued)

2. MATTERS PERTAINING TO STUDENTS (Education Code section 35146)

(The Board will hear cases in closed session and return to open session to take action.)

A. EXPULSIONS

EH12-13/71

MOTION

EH12-13/72

MOTION

EH12-13/73

MOTION

EH12-13/74

MOTION

EH12-13/75

MOTION

EH12-13/76

MOTION

EH12-13/77

MOTION

EH12-13/78

MOTION

EH12-13/85

MOTION

B. SUSPENDED EXPULSION CONTRACTS

EH12-13/81

MOTION

EH12-13/82

MOTION

C. REINSTATEMENTS

EH11-12/141

MOTION

EH11-12/149

MOTION

D. EXPUNGE EXPULSION RECORDS

EH09-10/159

MOTION

RECONVENE TO OPEN SESSION
6:30 P.M. ~ REGULAR MEETING
Board Room

PLEDGE OF ALLEGIANCE

Frank Crawford, Vice President to the Board of Trustees.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

STUDENT REPRESENTATIVE TO THE BOARD OF TRUSTEES

Tamara Gresham, MCAA Student Representative to the Board of Trustees.

RECOGNITION

♦ **A+ School Community Partner:**

ELA: **Bayside Plumas Lake Church**

♦ **A+ Employees:**

ELA: **Classified – Giselle Ferreira**

ELA: **Certificated – Nikki Greminger**

SCHOOL REPORT

Ella Elementary School — See Special Reports, Pages 1-2.

PRESENTATION

♦ **DELAC – Cesar Gomez, DELAC Chairperson**

COMMENTS FROM BOARD MEMBERS

OPPORTUNITY FOR EMPLOYEE ORGANIZATIONS TO ADDRESS THE BOARD

- ♦ **Marysville Unified Teachers' Association**
- ♦ **Operating Engineers Local Union #3**
- ♦ **California School Employees' Association #326 and #648**
- ♦ **Association of Management and Confidential Employees**
- ♦ **Supervisory Unit**

PUBLIC COMMENTS

Persons wishing to address the Board are requested to fill out a "Public Comments" card before the start of the meeting and give it to the secretary, board president, or superintendent. The public may address topics not on the agenda during this section of the agenda or ask they be heard during a specific agenda item. **Comments are limited to a maximum of three minutes per speaker — 20 minutes total time for public input on each item per Board Bylaw 9323.**

The Ralph M. Brown Act prevents the Board of Trustees from responding to these comments with the exception of clarifying questions. The California Government Code, Section 54954.2.a states, "No action or discussion shall be undertaken on any item not appearing on the posted agenda, except that members of a legislative body or its staff may briefly respond to statements made or questions posed by persons exercising their public testimony rights under Section 54954.3"

How do I get an item placed on a meeting agenda for discussion?

If members of the public wish to have an item agendized for discussion or action, they are required to (1) submit a letter describing the issue to be agendized in as much detail as possible; (2) speak with the board president or other board members, or; (3) speak with the superintendent. In all cases, the request must be received no less than nine business days prior to a board meeting. The Board will determine how and when to agendize the request. The Board may not legally place an item on the agenda at a meeting except in emergency situations or where immediate action must be taken [Government Code Sections 54954.2.b.(1) and (2)].

SUPERINTENDENT'S REPORT

SUPERINTENDENT

1. APPROVAL OF MINUTES

Minutes from the regular board meeting of April 23, 2013.

MOTION

2. CONSENT AGENDA

The Board is requested to approve the Consent Agenda items under **Superintendent, Educational Services, Personnel Services, and Business Services**. Please refer to details where these items are described fully.

MOTION

All items on the Consent Agenda are considered routine or have been discussed before this meeting. Should any member of the Board desire to pull from the Consent Agenda any item for discussion, please do so. Those items pulled will be discussed individually.

SUPERINTENDENT

1. 2013-14 CIF/GOLDEN EMPIRE LEAGUE REPRESENTATIVES

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board appoint the following representatives to the California Interscholastic Federation/Golden Empire League for the 2013-14 school year:

- Bob Eckardt, Principal of Lindhurst High School
- Bob Jensen, Athletic Director of Lindhurst High School
- Christine Vahldick, Assistant Principal of Lindhurst High School (alternate)
- Gary Cena, Principal of Marysville High School
- David Chiono, Athletic Director of Marysville High School
- David Gray, Assistant Principal of Marysville High School (alternate)
- Shevaun Mathews, Assistant Principal of Marysville High School (alternate)

Background~

State law indicates it is the responsibility of local boards of education to approve representatives to the CIF. CIF is primarily an organization of principals. Only school or school district personnel can vote on any CIF item at a league, section, or state level.

Recommendation~

Recommend the Board approve these appointments as the school representatives to CIF. See Special Reports, Pages 3-5.

2. 2013-14 AMERICAN INDIAN EDUCATION PROGRAM'S TITLE VII PROGRAM APPLICATION

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the 2013-14 American Indian Education Program's Title VII Program application.

Background~

The program provides supplemental education services to American Indian students enabling them to become literate, functional, and well-balanced citizens. The Title VII Program is federally funded through the U.S. Department of Education. No district funds are allocated to support this program.

Recommendation~

Recommend the Board approve the program application. See Special Reports, Pages 6-28.

EDUCATIONAL SERVICES

1. TEXTBOOK APPROVAL

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the following textbook for use in all high schools:

1. Their Eyes Were Watching God

Recommendation~

Recommend the Board approve the textbook. See Special Reports, Pages 29-30.

PERSONNEL SERVICES

1. CERTIFICATED EMPLOYMENT

Denae M. White, Teacher/MHS, probationary, 2013-14 SY

CONSENT
AGENDA

2. CERTIFICATED RESIGNATIONS

Andrea M. Mejia, Teacher/MCAA, personal-child care, 6/13/13

Cheryl L. Vieira, Teacher/BVS, retirement, 6/14/13

Dorothy J. Finch, Teacher/KYN, retirement, 6/13/13

Francelia I. Zito, Teacher/BVS, retirement, 6/14/13

Karan Curbow, Teacher/ARB, retirement, 6/13/13

Melyssa B. Ehnstrom, Teacher/LHS, personal-child care, 6/13/13

Steven T. Fleischman, Teacher/LHS, retirement, 6/13/13

CONSENT
AGENDA

3. CERTIFICATED LEAVE OF ABSENCE

Krishna Domingo, from 100% Teacher/LIN, to 80% Teacher with 20%
Leave of Absence, 8/19/13

CONSENT
AGENDA

4. CLASSIFIED RESIGNATIONS

Christina M. Brokenbrough, Preschool Para Educator/MCC, 3.5 hour,
12 month, personal, 4/19/13

Karen M. Rife, Para Educator/YGS, 6 hour, 10 month, retirement, 5/6/13

Raymond Douglas Swift, Categorical Specialist/DO, 3.75 hour,
Accounting Technician/DO, 3.75 hour, 12 month, retirement, 6/30/13

CONSENT
AGENDA

See Special Reports, Pages 31-40.

5. QUARTERLY REPORT ON WILLIAMS UNIFORM COMPLAINTS

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the third quarterly report for 1/1/13-3/31/13 on Williams Uniform Complaints as a way of publicly reporting out the data contained within the report.

Background~

Consistent with Education Code 35186(d), the Superintendent or designee shall report summarized data on the nature and resolution of all complaints to the Board and the County Superintendent of Schools on a quarterly basis. The report shall include the number of complaints by general subject area with the number of resolved and unresolved complaints. As outlined in statute, these summaries shall be publicly reported on a quarterly basis at a regularly scheduled board meeting.

Recommendation~

Recommend the Board approve the quarterly report. See Special Reports, Page 41.

CONSENT
AGENDA

6. NEW POSITION — SCHOOL TECHNOLOGY LEAD

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve a new position, School Technology Lead, designed to meet the needs of district schools.

CONSENT
AGENDA

(Personnel Services/Item #6 – continued)

Background~

As needs of the district/schools continue to mount, while anticipating Common Core requirements, we have developed a position through this proposed job description intended to meet the needs of students, teachers, and staff. This site-funded position would assist students and school personnel to incorporate technological hardware and software into daily instruction. While it is not expected that all school sites would fund such a position, it does provide schools with an option, as teachers navigate and mitigate Common Core and other curricular needs, which place a greater emphasis on technology. The employee in this position will be represented by Operating Engineers Local Union #3, while placed on Range 20.

Recommendation~

Recommend the Board approve the position. See Special Reports, Pages 42-43.

BUSINESS SERVICES

1. NOTICES OF COMPLETION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the following notices of completion:

Background~

- ♦ Paving & Fencing – LIN (Lamon Construction Co., Inc.)
- ♦ Paving & Site Improvements – Multi-Site (Lamon Construction Co., Inc.)

Recommendation~

Recommend the Board approve the notices of completion. See Special Reports, Pages 44-45.

2. DONATIONS TO THE DISTRICT

Purpose of the agenda item~

The purpose of the agenda item is to request the Board accept the following donations:

A. LINDA ELEMENTARY SCHOOL

- a. Brown's Gas Company donated \$3,449.48 to the sixth grade Shady Creek fund.
- b. Shoshana Leah donated \$25 to the sixth grade Shady Creek fund.

❖ **End of Consent Agenda** ❖

OLD BUSINESS

There is no Old Business.

**CONSENT
AGENDA**

**CONSENT
AGENDA**

NEW BUSINESS

PERSONNEL SERVICES

1. **RESOLUTION 2012-13/34 — CLASSIFIED SCHOOL EMPLOYEES APPRECIATION WEEK**

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the resolution recognizing and honoring the contributions of the district's classified school employees in promoting our commitment to positive student growth through education.

Background~

The week of 5/20/13-5/26/13 has been designated as Classified School Employees' Week in California by the California School Employees Association and the California State Legislature. We want to acknowledge our appreciation by passing this resolution.

Recommendation~

Recommend the Board approve the resolution. See Special Reports, Page 46.

BUSINESS SERVICES

1. **PUBLIC HEARING FOR DRAFT INITIAL STUDY AND MITIGATED NEGATIVE DECLARATION FOR THE EVELYN PROPERTY ADDITION TO LINDHURST HIGH SCHOOL**

HOLD PUBLIC HEARING

Purpose of the agenda item~

The purpose of the agenda item is to request the Board hold a public hearing concerning the draft Initial Study and Mitigated Negative Declaration for the Evelyn property addition to Lindhurst High School.

Background~

The district is circulating a draft Initial Study and Mitigated Negative Declaration for the Evelyn property addition to Lindhurst High School dated April 2013. The required review period began 5/8/13 and ends 6/8/13.

MOTION TO CLOSE PUBLIC HEARING

The Board should open a public hearing concerning the draft Initial Study and Mitigated Negative Declaration. Members of the public can then address the Board with written and/or verbal comments concerning the document. Upon completion of the public hearing, the Board should direct their questions and/or comments, if any, to staff.

The draft Initial Study and Mitigated Negative Declaration is scheduled for review and possible approval at the 6/25/13 meeting of the Board of Trustees.

Recommendation~

Recommend the Board hold a public hearing. A motion is required to close the public hearing. (The report is included in each board member's packet and available to review in the Superintendent's Office.)

(Business Services – continued)

2. APPROVAL OF LEASE LEASEBACK CONTRACT(S) FOR CONSTRUCTION OF A NEW CLASSROOM BUILDING AND SITE IMPROVEMENTS AT ELLA ELEMENTARY SCHOOL

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the lease leaseback (LLB) contract(s) for construction project(s).

Background~

District staff has been working with our design team and general contractors for construction of various projects. The following project is ready to proceed with LLB contracts, as explained further below, using a Guaranteed Maximum Price (GMP):

Ella Elementary School – New Classroom Building and Site Improvements

Scope: Construction of a new two story classroom building, parking lot, and a bus loop.

RFP Response: \$8,506,740 (Broward Builders, Inc.)
\$8,821,782 (Roebbelen Contracting, Inc.)
\$8,961,972 (Carter Kelly, Inc.)
\$9,354,629 (BRCO Constructors, Inc.)

Proposed LLB Entity: Broward Builders, Inc.

Proposed GMP: The Facilities Department has conducted a review of the RFP responses to determine the LLB entity for this project. The LLB entity, using a “Preconstruction Services Agreement” will work collaboratively with the Facilities Department and the Design Team during an extensive Quality Assurance/Quality Control/Value Engineering (QA/QC/VA) preconstruction activity process. After completion of this process, the GMP will be finalized and construction contracts will be executed (including a 10% district owned contingency for unforeseen conditions).

After conclusion of the QA/QC/VA process, staff expects the GMP to be less than the amount shown above. If the ultimate GMP is greater than \$8,506,740, staff will return to the Board for an updated approval. In addition, staff will not sign the LLB contract(s) with Broward Builders, Inc. until the completion of the QA/QC/VA process and the calculation of a revised GMP. If staff and Broward Builders, Inc. cannot agree on a revised GMP, staff may request revised proposals from all four (or other) general contractors listed above. If this event occurs, staff will return to the Board for an updated approval.

(Business Services/Item #2 – continued)

Funding Source: Construction Funds (Fund #23 Measure P). Staff anticipates the district will receive approximately \$3.2 million in state matching funds for this project. If this project does not commence by July 2013, this funding eligibility is expected to expire.

Cash flow projections indicate funds from the Capital Facilities Fund (#25 Developer Fee Fund) will be needed to complete the project. Staff recommends any funds required from the Capital Facilities Fund be reimbursed with the issuance of future General Obligation Bond funds.

Completion: August 2014

Recommendation~

Recommend the Board approve the listed project and corresponding lease leaseback contract(s). (The contracts will be available to review in the Facilities Department).

CLOSED SESSION - *continued if needed*

If the Board did not complete all items on the closed session agenda, they will continue closed session.

ADJOURNMENT



NEXT REGULAR BOARD MEETING – May 28, 2013 – 6:30 P.M. – DISTRICT BOARD ROOM

SCHOOL BOARD MEETING FORMAT

What is a School Board Meeting?

A School Board Meeting is the normal business meeting of the governing board at which district business is conducted. It is not a public meeting where questions and discussion come from the audience. Members of the audience may address their comments to the Board during the *time at which the Board is discussing the agenda item*. A five minute time limit will be imposed *except for special presentations approved in advance*.

Notification of Meetings

To provide the public with information about what will be on each board meeting agenda, a public notice is published in the newspaper on the Thursday prior to a regularly scheduled board meeting listing items of interest being considered by the Board. In addition, a copy of every board meeting agenda is posted at all schools, sent to each school PTA President and School Site Council Chairperson, posted on the district website, and available for review at the following locations: District Office “Public Notice Bulletin Board,” Yuba County Library, and the Chamber of Commerce.

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