

**MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT
REGULAR MEETING ~ BOARD OF TRUSTEES
May 28, 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].

**5:30 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.

(Closed Session – continued)

1. 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

EH12-13/79
EH12-13/80
EH12-13/83
EH12-13/84
EH12-13/86
EH12-13/87
EH12-13/88
EH12-13/89
EH12-13/97
EH12-13/100

MOTION
MOTION
MOTION
MOTION
MOTION
MOTION
MOTION
MOTION
MOTION
MOTION

B. SUSPENDED EXPULSION CONTRACTS

EH12-13/90
EH12-13/91
EH12-13/92
EH12-13/93
EH12-13/98
EH12-13/99

MOTION
MOTION
MOTION
MOTION
MOTION
MOTION

C. REINSTATEMENT

EH11-12/182

MOTION

2. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
(Government Code section 54957)

Title: Certificated Employee

MOTION

3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION: SUPERINTENDENT

DISCUSSION

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

PLEDGE OF ALLEGIANCE

MHS FFA.

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

♦ **MHS FFA Honorary Degree** – Bonnie Magill

PRESENTATION

♦ **Attendance & Discipline** – Jolie Carreon

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 May 14, 2013.

MOTION

2. CONSENT AGENDA

The Board is requested to approve the Consent Agenda items under **Categorical 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.

CATEGORICAL SERVICES

1. OVERNIGHT FIELD TRIP — LHS

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve an overnight field trip to San Jose, California for the LHS yearbook class to attend workshops on 7/23/13-7/26/13.

**CONSENT
AGENDA**

(Categorical Services/Item #1 – continued)

Background~

Lindhurst High School is requesting to take four students, with one MJUSD approved chaperone, to San Jose to attend “It’s All About You” workshops presented by The Yearbook Ladies. The students will be honing their skills in the art of yearbook by taking advanced classes in all areas of manufacturing a school’s memories. The school site has guaranteed that permission slips will be completed and supplemental insurance will be purchased.

Recommendation~

Recommend the Board approve the overnight field trip.

2. OUT-OF-STATE FIELD TRIP — MHS

CONSENT
AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve an out-of-state field trip for MHS to attend the Ashland Shakespeare Festival in Ashland, Oregon on 6/25/13-6/27/13.

Background~

Marysville High School is requesting to take eight students with six MJUSD approved chaperones to attend the Ashland Shakespeare Festival. The students will have the opportunity to attend six plays and participate in several acting workshops provided by the Oregon Shakespeare Festival. The school site has guaranteed that permission slips will be completed and supplemental insurance will be purchased.

Recommendation~

Recommend the Board approve the out-of-state field trip.

PERSONNEL SERVICES

1. CERTIFICATED EMPLOYMENT

CONSENT
AGENDA

Debra Ludeke, Speech Therapist/DO, probationary, 2013-14 SY
Pamela S. Shelton, Teacher/LHS, probationary, 2013-14 SY
Penelope Schrader-Rogers, Psychologist/DO, temporary, 2013-14 SY

2. CERTIFICATED LEAVE OF ABSENCE

CONSENT
AGENDA

Lindsay M. Vantress, Teacher/ELA, personal-child care, 2013-14 SY
Nicole B. Disney Pitts, from 100% Psychologist/DO, to 50% Psychologist with 50% Leave of Absence, 7/1/13
Sheena S. Fетters, Speech Therapist/DO, personal-child care, 5/17/13

3. CERTIFICATED RESIGNATIONS

CONSENT
AGENDA

Christie A. Stokman, Teacher/DO, other employment, 6/13/13
James W. Hunter, Teacher/JPE, retirement, 6/13/13
Morgan A. Williams, Teacher/OLV, personal reasons, 6/13/13
Sherri B. Sandoval, Coordinator of Student Services/DO, personal reasons, 6/30/13

(Personnel Services – continued)

4. CLASSIFIED RESIGNATIONS

**CONSENT
AGENDA**

Clifford A. Baker, High School Campus Security Officer/LHS, 6 hour,
10 month, retirement, 6/13/13

Michaela D. Dragos, After School Program Support Specialist/EDG, 6
hour, 10 month, continuing education, 6/13/13

Trevor G. Knudson, STARS Activity Provider/COR, 3.75 hour, 10 month,
personal, 5/17/13

Erin Mackey, Para Educator/MCK, 3.5 hour, 10 month, other
employment, 5/10/13

See Special Reports, Pages 1-11.

BUSINESS SERVICES

1. DONATIONS TO THE DISTRICT

**CONSENT
AGENDA**

Purpose of the agenda item~

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

A. MJUSD

- a. Gibbs Group, LLC donated 200 tape measures valued at \$2,000.

B. LINDHURST HIGH SCHOOL

- a. Fremont-Rideout Health Group donated \$100 to the music club.
- b. Jeffrey and Brandi Schwartz donated \$75 to the four memorial
scholarships: Beaman Hill, Judy Davis, Jason White, and Robert
Brens.
- c. Yuba Sutter CHP Squad Club donated \$200 to the Associated
Student Body.

❖ **End of Consent Agenda** ❖

OLD BUSINESS

There is no Old Business.

NEW BUSINESS

SUPERINTENDENT

1. **PUBLIC HEARING PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 4217 ET SEQ. REGARDING THE PROPOSED CONTRACT FOR LIGHTING RETROFIT AND HVAC CONTROLS**

HOLD PUBLIC HEARING

Purpose of the agenda item~

The purpose of the agenda item is to request the Board hold a public hearing pursuant to California Government Code Section 4217 et seq.

Background~

Section 4217.12(a) of the California Government Code authorizes the district to enter into a contract for energy services contracts if the Board finds the anticipated cost of the project will be less than the anticipated marginal cost of the energy that would have been consumed by the district in the absence of the project.

MOTION TO CLOSE PUBLIC HEARING

Recommendation~

Recommend the Board hold a public hearing. A motion is required to close the public hearing.

2. **RESOLUTION 2012-13/37 — FINDINGS AND APPROVAL OF ENERGY EFFICIENCY CONTRACT WITH TRANE U.S., INC.**

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the resolution for the findings of the energy efficiency audit and approve a contract with Trane U.S., Inc. (Trane) for a lighting retrofit and HVAC controls upgrade for Foothill Intermediate School and making findings required by Government Code Section 4217.12.

Background~

The MJUSD has worked with PG&E and Trane to participate in the PG&E On-Bill Financing (OBF) program for FHS. This is a PG&E program and allows energy improvements financed through PG&E and paid for by the district in an interest-free loan through the monthly utility bills over a period of time.

The funds must be used to purchase and install qualifying energy efficient equipment, and the monthly payment amounts are determined based on the estimated monthly savings from the new products. Both Trane and PG&E verify the savings prior to product installation.

The MJUSD plans to replace all interior and exterior lighting at FHS and add new programmable thermostats to the heating and air conditioning units.

Recommendation~

Recommend the Board approve the resolution and contract. See Special Reports, Pages 12-19. (The contract is included in each board member's packet and/or will be distributed at the board meeting and available to review in the Superintendent's Office.)

BUSINESS SERVICES

1. RESOLUTION 2012-13/38 — EDUCATION PROTECTION ACCOUNT

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the resolution and spending plan for Education Protection Account funds.

Background~

On 11/6/12, voters approved Proposition 30, *The Schools and Local Public Safety Protection Act of 2012*, which temporarily increases state sales taxes to generate revenue to support school funding. The approval of this proposition alleviated the need for further drastic funding reductions.

Education Protection Account (EPA) – Proposition 30 revenues are deposited into the newly created EPA which are then distributed to schools and identified for accountability purposes as Resource 1400 – Education Protection Account funds. EPA funds cannot be used for the salaries or benefits of administrators or any other administrative purpose.

Every dollar of EPA funds received is a reduction to the district's state general purpose revenue limit funding. EPA funds and revenue limit funds combined equal the same dollar amount as the revenue limit funds before Proposition 30 was passed. The district will not receive any additional funds during 2012-13 due to the EPA.

Recommendation~

Recommend the Board approve the resolution and spending plan for Education Protection Account funds. See Special Reports, Pages 20-30.

2. RESOLUTION 2012-13/39 — APPROVAL OF TIER III CATEGORICAL FLEXIBILITY TRANSFERS RELATED TO THE APPROVAL OF THE 2013-14 ADOPTED BUDGET

HOLD PUBLIC HEARING

Purpose of the agenda item~

The purpose of the agenda item is to request the Board hold a public hearing soliciting testimony from the public to discuss the use of flexibility transfers related to the approval of the 2013-14 adopted budget and approve the resolution.

Background~

A public hearing relating to the use of 2013-14 Tier III state categorical funds Education Code §42605 grants districts flexibility in Tier III categorical programs and authorizes districts to use these funds for any educational purpose. Local educational agencies that use the flexibility provision of this section shall be deemed to be in compliance with the program and funding requirements contained in statutory, regulatory, and provisional language. As a condition of receipt of the funds, the governing board is required, at a regularly scheduled open public hearing held prior to and independent of a meeting where the governing board of the district adopts the annual budget, to take testimony from the public, identify any program that is proposed to be closed, discuss, approve or disapprove the proposed use of funding and make explicit the purposes for which the funding will be used.

MOTION TO CLOSE PUBLIC HEARING

(Business Services/Item #2 – continued)

For the proposed use of 2013-14 Tier III state categorical funds, the Board should consider approval of the proposed uses of the 2013-14 Tier III state categorical funds as identified on the “Tier 3 Categorical Programs General Fund” list and approve the resolution.

**MOTION TO
APPROVE
RESOLUTION**

Essentially, this process allows the district to transfer funds from restricted state categorical programs, with certain exceptions, to the unrestricted general fund. The intent is to allow districts to use formerly restricted categorical funds to “backfill” cuts to unrestricted budgets, principally the revenue limit. The transferred funds can be used for any educational purpose.

All programs shown on the list, with no amount entered in the column “2013-2014 for Intended Purpose” were considered “closed” in prior fiscal years.

Recommendation~

Recommend the Board hold a public hearing. A motion is required to close a public hearing. A motion is also required to approve the resolution regarding the use of flexibility transfers related to the approval of the 2013-14 adopted budget. See Special Reports, Pages 31-37.

3. PRESENTATION OF INFORMATIONAL THIRD INTERIM BUDGET FOR THE GENERAL FUND

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board review and approve the district’s informal third interim budget for the general fund.

Background~

As required by state law, the Board of Trustees of each school district must certify as to the financial condition of their district by reviewing two interim reports each fiscal year. The second interim report included actual revenue and expenditure information for the period 7/1/12-1/31/13 and a revised budget. The second interim report document, certification page, supplementary schedules, and an explanatory cover letter were previously approved by the Board with a positive certification.

The district may, but is not required to, present a third interim report to the Board. A third interim report is required if a district has other than a positive certification. This informal third interim report for the general fund does not include all of the required forms and schedules and is intended to give the Board an update on the status of the district’s general fund budget. This report also includes budget revisions since the second interim budget.

Recommendation~

Recommend the Board review the third interim budget and approve the budget revisions. (The third interim budget is included in each board member's packet and available to review in the Superintendent’s Office.)

4. PRESENTATION OF MAY REVISE INFORMATION

Purpose of the agenda item~

Background~

Recommendation~

CLOSED SESSION - *continued if needed*

ADJOURNMENT

NEXT REGULAR BOARD MEETING – June 25, 2013 – 6:30 P.M. – DISTRICT BOARD ROOM

What is a School Board Meeting?

Notification of Meetings

Agenda
5/28/13