

**MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT
REGULAR MEETING ~ BOARD OF TRUSTEES**

June 25, 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

DISCUSSION

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

EH12-13/94

EH12-13/95

**MOTION
MOTION**

(Closed Session/Expulsions – continued)

EH12-13/101
EH12-13/102
EH12-13/105
EH12-13/106
EH12-13/108
EH12-13/109

MOTION
MOTION
MOTION
MOTION
MOTION
MOTION

B. SUSPENDED EXPULSION CONTRACTS

EH12-13/82
EH12-13/103
EH12-13/104

MOTION
MOTION
MOTION

C. REINSTATEMENTS

EH12-13/12
EH12-13/23
EH12-13/24
EH12-13/31
EH12-13/38

MOTION
MOTION
MOTION
MOTION
MOTION

D. EXPUNGE EXPULSION RECORDS

EH12-13/23

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

PRESENTATION

- ♦ **Facilities** – Michal Healy

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.**

(Public Comments – continued)

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 agendaized for discussion or action, they are required to (1) submit a letter describing the issue to be agendaized 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 agendaize 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 28, 2013.

(absent: Anthony Dannible)

MOTION

Minutes from the special board meeting of June 4, 2013.

MOTION

2. CONSENT AGENDA

The Board is requested to approve the Consent Agenda items under **Superintendent, Educational Services, 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.

SUPERINTENDENT

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:

**CONSENT
AGENDA**

Background~

- ♦ New Play Areas – CLE (United Building Contractors, Inc.)
- ♦ Site Improvements – JPE (BRCO Constructors, Inc.)
- ♦ New Classroom Building – JPE (BRCO Constructors, Inc.)

Recommendation~

Recommend the Board approve the notices of completion. See Special Reports, Pages 1-3.

(Superintendent – continued)

2. FIRE SUPPRESSION SPRINKLER AND PUMP SERVICE RFP - AWARD

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board award the fire suppression sprinkler and pump inspection, testing, and certification request for proposal for the 2013-14 school year service.

Background~

Proposals were opened on 6/10/13 for required districtwide fire suppression service for sprinkler and pump systems. Two proposals were received. The scope of service includes performance of all annual and quarterly inspection/certification and testing of fire sprinkler systems and weekly, quarterly, and annual inspections/testing of two district fire pumps in accordance with current applicable National Fire Protection Association (NFPA) guidelines.

The term of the contract shall be for the period of 7/1/13-6/30/14. Terms of the proposal also include an option for annual contract extensions, if the district so chooses.

Recommendation~

Recommend the Board award to the apparent low qualified bidder, Voltage Specialists, for an annual cost of \$35,100 with additive labor rate option of \$90 per hour for requested and approved repairs, and five-year sprinkler inspection and FDC back flush at \$395 per valve.

Further recommend the Board allow the district to utilize any mutually agreed upon extensions, if the district so chooses. See Special Reports, Page 4.

3. APPROVE AGREEMENT WITH FIRST FIVE YUBA COMMISSION - YUBA COUNTY SCHOOL READINESS PROGRAM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with the First Five Yuba Commission (Yuba County School Readiness Program).

Background~

Staff has been working with the First Five Yuba Commission (First Five) regarding developing a contract which outlines First Five and MJUSD School Readiness programs for Cedar Lane, Ella, and Linda elementary schools.

This agreement represents the existing School Readiness Program for an additional two-year period effective 7/1/13-6/30/15 and outlines the funding and terms of the School Readiness Program. The Superintendent will monitor and review any changes prior to execution of the agreement. If there are any material changes to the agreement, it will be brought back to the Board for approval.

Recommendation~

Recommend the Board approve the contract. See Special Reports, Pages 5-49.

(Superintendent – continued)

4. BID AWARD — #14-1007 DAIRY AND JUICE 2013-14 SCHOOL YEAR

CONSENT
AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the bid award (#14-1007) for the dairy and juice vendor for the 2013-14 school year for the USDA National School Lunch Program.

Background~

The Nutrition Services Department has solicited bids for dairy and juice items following the Federal Competitive Bid Procedures to obtain the best product, service, and price. The bid was sent to Crystal Creamery, Producers Dairy, Berkeley Farms, and Sysco Sacramento. The bid was publicized through the Appeal-Democrat on 5/24/13-5/31/13. The bid opening was at the District Office on 6/7/13 at 10:00 a.m. Bids were received from three vendors, Crystal Creamery, Producers Dairy, and Sysco Sacramento.

Recommendation~

Recommend the Board award for the dairy and juice vendor for the 2013-14 school year to Crystal Creamery. The award is based on the lowest quotation received, which met the specifications and requested items. See Special Reports, Pages 50-71.

5. BID AWARD — #14-1010 PRODUCE 2013-14 SCHOOL YEAR

CONSENT
AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the bid award (#14-1010) for the produce vendor for the 2013-14 school year for the USDA National School Lunch Program.

Background~

The Nutrition Services Department has solicited bids for produce items following the Federal Competitive Bid Procedures to obtain the best product, service, and price. The bid was sent to Rohrer Brothers, Trinity Fresh Food For Life, Sysco Sacramento, The FruitGuys, FreshPoint, and ProPacific Fresh. The bid was publicized through the Appeal-Democrat on 5/24/13-5/31/13. The bid opening was at the District Office on 6/7/13 at 10:00 a.m. Bids were received from four vendors, Rohrer Brothers, Sysco Sacramento, FreshPoint, and ProPacific Fresh. The bid packet submitted by The FruitGuys was delivered after the 10:00 a.m. deadline and was returned unopened. The bid from Sysco was excluded on the basis of not carrying all bid items, specifically staple items needed for weekly menus.

Recommendation~

Recommend the Board award for the produce vendor for the 2013-14 school year to ProPacific Fresh. The award is based on the lowest quotation received, which met the specifications and requested items. See Special Reports, Pages 72-100.

6. BID AWARD — #14-1009 BREAD 2013-14 SCHOOL YEAR

CONSENT
AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the bid award (#14-1009) for the bread vendor for the 2013-14 school year for the USDA National School Lunch Program.

(Superintendent/Item #6 – continued)

Background~

The Nutrition Services Department has solicited bids for bread items following the Federal Competitive Bid Procedures to obtain the best product, service, and price. The bid was sent to Earth Grains, The Danielsen Company, Sysco Sacramento, and US Foods. The bid was publicized through the Appeal-Democrat on 5/24/13-5/31/13. The bid opening was at the District Office on 6/7/13 at 10:00 a.m. Bids were received from two vendors, Earth Grains and Sysco Sacramento.

Recommendation~

Recommend the Board award for the bread vendor for the 2013-14 school year to Earth Grains. The award is based on the lowest quotation received, which met the specifications and requested items. See Special Reports, Pages 101-119.

7. BID AWARD — #14-1008 GROCERY, PAPER, & CHEMICAL SUPPLIES 2013-14 SCHOOL YEAR

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the bid award (#14-1008) for the grocery, paper, and chemical supply vendor for the 2013-14 school year for the USDA National School Lunch Program.

Background~

The Nutrition Services Department has solicited bids for grocery, paper, and chemical supply items following the Federal Competitive Bid Procedures to obtain the best product, service, and price. The bid was sent to The Danielsen Company, Sysco Sacramento, US Foods, and Waxie Sanitary Supply. The bid was publicized through the Appeal-Democrat on 5/24/13-5/31/13. The bid opening was at the District Office on 6/7/13 at 10:00 a.m. Bids were received from two vendors, The Danielsen Company and Sysco Sacramento.

Recommendation~

Recommend the Board award for the grocery, paper, and chemical supply vendor for the 2013-14 school year to The Danielsen Company for weekly deliveries to all school sites for main grocery items and award Sysco Sacramento for specific line items for delivery to the Warehouse upon need. The award is based on the lowest quotation received and availability of key items, which met the specifications. See Special Reports, Pages 120-176.

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 textbooks for use in all high schools:

1. AP Edition Campbell Biology in Focus
2. Black Elk Speaks

Recommendation~

Recommend the Board approve the textbooks. See Special Reports, Pages 177-180.

(Educational Services – continued)

2. 2013 MIGRANT EDUCATION DISTRICT SUMMER PROGRAM AGREEMENT CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with the Butte County Office of Education/Migrant Education Summer School Program.

Background~

Migrant Education will contract with the MJUSD to provide a summer school program within the MJUSD. Reimbursement not to exceed \$19,007.98 for all services and will be made payable to the MJUSD Categorical Programs (Migrant Ed 1121)

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 181-185.

3. 2013-14 MIGRANT EDUCATION DISTRICT MOU SERVICE AGREEMENT CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the 2013-14 Migrant Education District MOU service agreement from 7/1/13-6/30/14.

Background~

The MJUSD has collaborated with the Migrant Education Program for over 20 years to provide supplemental educational services to the migrant students in the district. Some of the services include enrichment activities, summer school programs, academic and career counseling, leadership and higher education conferences, and work study experiences for migrant students in grades kindergarten through 12th grades.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 186-188.

4. 2013-14 AVID IMPLEMENTATION AGREEMENT CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the 2013-14 AVID implementation agreement for Lindhurst High School.

Background~

AVID Center is a non-profit corporation formed to strengthen and support the AVID community through: a focus on service to schools to ensure the quality implementation of the AVID College readiness System, national leadership in education, and innovation through current research.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 189-211.

(Educational Services – continued)

5. CONTRACT WITH THE BONANZA INN EVENT CENTER

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the contract with the Bonanza Inn Event Center for Professional Development Days to be held there on 8/12/13-8/15/13 in the amount of \$2,832.

Background~

Beginning with the 2013-14 school year, all MJUSD sites will be implementing a two-year plan to the required shift to the California Common Core State Standards. During the August 2013 Professional Development Days, *Mapping to the Core: Integrating the Common Core Standards into Your Curriculum* will be presented for all MJUSD certificated staff at the Bonanza Event Center.

Recommendation~

Recommend the Board approve the contract. See Special Reports, Pages 212-213.

CATEGORICAL SERVICES

1. 2013-14 SINGLE PLANS FOR STUDENT ACHIEVEMENT

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the 2013-14 single plans for student achievement.

Background~

The single plan for student achievement is a blueprint for student success that aligns school goals with categorical expenditures. The single plan is developed in conjunction with school site councils and parent input. It is reviewed annually.

Recommendation~

Recommend the Board approve the single plans for student achievement. (The plans are included in each board member's packet and available to review in the Superintendent's Office.)

2. OVERNIGHT FIELD TRIP — MHS ACADEMIC DECATHLON TEAM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve an overnight field trip to Lake Almanor, California for the MHS Academic Decathlon Team on 7/10/13-7/14/13.

Background~

Marysville High School is requesting to take the Academic Decathlon Team, along with one MJUSD employee and two MJUSD approved chaperones, to Lake Almanor. Team members will be reading their binders, drafting speeches, participating in team building activities, brainstorming fundraising ideas, creating next year's study schedule, asking/answering questions, and setting team goals for the upcoming Aca Deca competition season. 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.

(Categorical Services – continued)

3. OVERNIGHT FIELD TRIP — AMERICAN INDIAN EDUCATION PROGRAM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the overnight field trip to the Men and Boys Cultural Retreat in Lassen Volcanic National Park for the American Indian Education Program on 6/26/13-6/30/13.

Background~

The American Indian Education Program is requesting to take students, along with three MJUSD approved chaperones, to the Men and Boys Cultural Retreat in Lassen Volcanic National Park. Students and staff will have the opportunity to participate in cultural exchanges. In addition, a father/son workshop on tool making from bone and various aspects of tribal life and history will be explored. The program has guaranteed that permission slips will be completed and supplemental insurance will be purchased.

Recommendation~

Recommend the Board approve the overnight field trip.

4. OVERNIGHT FIELD TRIP — AMERICAN INDIAN EDUCATION PROGRAM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the overnight field trip to the Sacramento Zoo for the American Indian Education Program on 7/26/13-7/27/13.

Background~

The American Indian Education Program is requesting to take students, along with two MJUSD approved chaperones, to an overnight safari at the Sacramento Zoo. This fun-filled educational evening will guide participants through all the nighttime the zoo has to offer. The safari is a perfect opportunity to see animal behaviors that the students have never seen before, watch safari leaders give special animal feedings, help make one of the animal's special treats, and listen to the sounds of the wild before falling asleep under the stars. After an indulgent breakfast, students will visit the Sacramento Exploratorium before heading home. The program has guaranteed that permission slips will be completed and supplemental insurance will be purchased.

Recommendation~

Recommend the Board approve the overnight field trip.

PERSONNEL SERVICES

1. CERTIFICATED EMPLOYMENT

**CONSENT
AGENDA**

Jeffrey B. Ahlberg, Teacher/JPE, temporary, 2013-14 SY

Anne P. Anderson, Teacher/YGS, probationary, 2013-14 SY

Deniz Y. Asaner, Teacher/YGS, probationary, 2013-14 SY

Jennifer J. Bradford, Teacher/CLE, temporary, 2013-14 SY

Michelle A. Higgins, Teacher/MHS, probationary, 2013-14 SY

Genese R. Jones, Teacher/CLE, probationary, 2013-14 SY

Jedsen M. Nunes, Director, Program Specialist/DO, probationary, 2013-14 SY

(Personnel Services/Item #1 – continued)

Kayla C. Raymond, Teacher/ELA, temporary, 2013-14 SY
Julia D. Siegle, Teacher/OLV, probationary, 2013-14 SY
Samantha Slack, Teacher/OLV, temporary, 2013-14 SY
Amy L. Tice, Teacher/JPE, probationary, 2013-14 SY
Katherin N. Uebner, Teacher/CLE, temporary, 2013-14 SY
Jessica L. Wells, Teacher/YGS, probationary, 2013-14 SY

2. CERTIFICATED RE-ASSIGNMENTS

CONSENT
AGENDA

Jodi D. Chisler, Teacher/OLV, to Teacher/JPE, temporary, 8/16/13
Geoff S. Griffin, Teacher/COV, to Teacher/OLV, permanent, 8/16/13
Jennifer L. Landrum, Teacher/OLV, to Teacher/COV, permanent,
8/16/13
Sarah K. Moffitt, Teacher/LHS to Teacher/MHS, permanent, 8/16/13
Erika E. Simpson, Teacher/CLE, to Teacher/YGS, permanent, 8/16/13
Kathryn M. Woodward, Teacher/LHS to Teacher/DO, permanent,
8/16/13

3. CERTIFICATED RESIGNATIONS

CONSENT
AGENDA

Katherine E. Decicco, Teacher/OLV, personal, 6/13/13
Teresa L. Evans, Teacher/YFS, personal, 6/13/13
Tammi J. Gerrald, Psychologist/DO, other employment, 6/30/13
Hilke R. Sligar, Teacher/MHS, retirement, 6/13/13
Jeffrey E. Smith, Teacher/MCK, other employment, 6/13/13
Teresa A. Talbott, Speech Therapist/DO, other employment, 6/13/13
John W. Tyler, Teacher/Alternative Ed, personal, 6/13/13
Catherine A. Volmer, Teacher/YGS, personal, 6/13/13

4. CLASSIFIED PROMOTION

CONSENT
AGENDA

Christopher E. Zunino, Assistant Project Manager/DO, 8 hour, 12 month,
to Construction Manager I/DO, 8 hour, 12 month, probationary, 6/1/13

5. CLASSIFIED RECLASSIFICATION

CONSENT
AGENDA

Patricia L. Bennett, Indian Education Supervisor/DO, 8 hour, 10.25 month,
to Indian Education Secretary/DO, 8 hour, 10 month, 6/17/13
Melissa X. Vang, Data Facilitator/ELA, 8 hour, 10.25 month, to School
Technology Lead/ELA, 8 hour, 10.25 month, 8/19/13

6. CLASSIFIED RESIGNATIONS

CONSENT
AGENDA

E. Anne Murdoch-Walker, Personal Aide/LRE, 5.5 hour, 10 month,
retirement, 8/10/13
Ziana L. Ramsey, After School Program Support Specialist/KYN, 6 hour,
10 month, personal, 6/4/13
Marcella C. Rice, Personal Aide/ELA, 4.33 hour, 10 month, retirement,
6/13/13
Emmeline M. Sferle, STARS Activity Provider/KYN, 3.75 hour, 10 month,
personal, 6/13/13
Hannah M. Smith, STARS Activity Provider/KYN, 3.75 hour, 10 month,
personal, 6/13/13
Mike J. Tomasini, STARS Activity Provider/JPE, 3.75 hour, 10 month,
personal, 6/13/13

See Special Reports, Pages 214-227.

(Personnel Services – continued)

7. 2013-14 MOU WITH TRI-COUNTY BTSA CONSORTIUM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the Memorandum of Understanding (MOU) with the Tri-County Beginning Teacher Support and Assessment Program (BTSA) and the partnering Local Education Agency, Sutter County Superintendent of Schools Office (SCSOS).

Background~

Approval of this MOU will enable the district's BTSA participating teachers to receive support and services necessary to clear their teaching credentials, while also receiving the essential support and services as they develop as effective teachers.

This MOU will enable the formal working relationship between the parties of agreement to continue, while setting forth the operative conditions which govern this partnership. SCSOS and the district will form a partnership in providing and coordinating services as part of the Tri-County BTSA Induction Program.

Recommendation~

Recommend the Board approve the MOU. See Special Reports, Pages 228-232.

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. LINDA ELEMENTARY SCHOOL

- a. Pete's Music Center donated an amplifier valued at \$250.
- b. California Olive and Vine donated \$10 to the Jog-a-Thon fundraiser.
- c. Luxem Design and Construction donated \$25 to the Jog-a-Thon fundraiser.
- d. Mahnaz Sodiry Pourian donated \$500 to the Jog-a-Thon fundraiser.

B. LINDHURST HIGH SCHOOL

- a. Alpha Sigma Omega donated \$500 to C.A.P.S. (Coalition to A.P. Students).
- b. Miles Smith donated \$100 to C.A.P.S. (Coalition to A.P. Students).

C. INDIAN EDUCATION PROGRAM

- a. See Special Reports, Page 233.

❖ End of Consent Agenda ❖

OLD BUSINESS

SUPERINTENDENT

(reagendized from the 5/28/13 board meeting)

1. **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 234-246.

NEW BUSINESS

SUPERINTENDENT

1. **RESOLUTION 2012-13/40 — ADOPT THE MITIGATED NEGATIVE DECLARATION AND APPROVE THE LINDHURST HIGH SCHOOL ACCESS PROJECT**

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the resolution regarding the final Initial Study/Mitigated Negative Declaration (ISMND) for the Lindhurst High School Access Project and the final ISMND document.

Background~

The district circulated a draft ISMND – Lindhurst High School Access Project dated April 2013. The required review period began 5/9/13 and ended 6/8/13.

(Superintendent/Item #1 – continued)

The Board held a public hearing concerning the draft ISMND at the 5/14/13 board meeting. No members of the public addressed the Board with written and/or verbal comments concerning the document. No additional written comments were received during the comment period.

Upon approval, a “Notice of Determination” is filed with the Yuba County Clerk/Recorder and the State Clearinghouse.

Recommendation~

Recommend the Board approve the resolution, direct staff to file a “Notice of Determination”, and perform related administrative tasks. See Special Reports, Pages 247-249.

2. APPROVAL OF LEASE LEASEBACK CONTRACT(S) FOR CONSTRUCTION OF FOUR CLASSROOMS AT SOUTH LINDHURST HIGH SCHOOL, SOFTBALL NETTING AT MARYSVILLE HIGH SCHOOL, AND SOCCER NETTING AT JOHNSON PARK 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):

♦South Lindhurst High School – Classroom Removal and Replacement

♦Marysville High School – Softball Field Netting

♦Johnson Park Elementary School – Soccer Field Netting

Scope: Demolition of three portable classrooms and construction of four portable classrooms and associated site work at South Lindhurst. The installation of softball foul line netting along first and third base at Marysville High School. The installation of soccer ball netting along the west property line at the Johnson Park Elementary School field.

RFP Response: \$506,313 BRCO Constructors, Inc.
\$528,082 Broward Builders, Inc.
\$573,183 Lamon Construction Co., Inc.

Proposed LLB Entity: BRCO Constructors, 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/VE) 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/VE process, staff expects the GMP to be less than the amount shown. If the ultimate GMP is greater than the amount approved, staff will return to the Board for an updated approval. In addition, staff will not sign the LLB contract(s) with the contractor until the completion of the QA/QC/VE process and the calculation of a revised GMP. If staff and the contractor cannot agree on a revised GMP, staff may request revised proposals from all three (or other) general contractors listed above. If this event occurs, staff will return to the Board for an updated approval.

Funding Source: Construction Funds (Fund #23 Measure P)

Completion: August 2013

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).

PERSONNEL SERVICES

1. SIDE LETTER AGREEMENT WITH MUTA REGARDING THE NEW TRANSITIONAL KINDERGARTEN (TK) PROGRAM

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the Side Letter Agreement (Agreement) between the Marysville Joint Unified School District (District) and the Marysville Unified Teachers Association (MUTA).

Background~

On 6/5/13, representatives for the district and MUTA reached an agreement intended to establish provisions for certificated employees within the new Transitional Kindergarten (TK) program. Through its “demand to bargain” impacts and effects of a new program, the set provisions will not be incorporated into the current Collective Bargaining Agreement (CBA), but will remain in effect, unless modified by mutual agreement of the parties or the program is canceled by the district. In keeping with the current provisions of the CBA, TK program work year, hours of employment, instructional day, and class size shall remain the same as that for other kindergarten teachers, unless specified in this agreement.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 250-263.

1. APPROVAL OF THE 2013-14 ADOPTED BUDGET

HOLD PUBLIC
HEARING

The purpose of the agenda item is to request the Board hold a public hearing to review the district's 2013-14 adopted budget.

Background~

As required by AB 1200, single budget adoption cycle, the Board of Trustees of each school district must adopt a budget prior to July 1st. The adopted budget includes estimated revenue and expenditure information for the period 7/1/13 through 6/30/14 and is compared to the 2012-13 "estimated actuals." The adopted budget document certification page, supplementary schedules, and explanatory cover letter are included for review.

MOTION TO
CLOSE PUBLIC
HEARING

The district's adopted budget must be reviewed using criteria and standards established by the state. The Superintendent, or designee, certifies that the review has been conducted for the adopted budget. The criteria and standard forms must accompany the adopted budget when it is submitted to the Board of Trustees for review.

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 district's 2013-14 adopted budget, supplementary schedules, and criteria and standards review. (The budget is included in each board member's packet and available to review in the Superintendent's Office.)

MOTION TO
APPROVE
BUDGET

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 – July 23, 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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