

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

May 24, 2016

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.

Open Session agenda related documents and pages in Special Reports can be viewed on the MJUSD website [www.mjusd.com – Select: "Board" and "Agendas and Minutes"].

3:30 P.M. ~ OPEN SESSION
CONFERENCE ROOM #1

CALL MEETING TO ORDER

ROLL CALL

Mr. Bernard P. Rechts, President	_____
Mr. Glen E. Harris, Vice President	_____
Mr. Jim C. Flurry, Clerk	_____
Mr. Anthony Dannible, Trustee Representative	_____
Mr. Jeff D. Boom, Member	_____
Mr. Frank J. Crawford, Member	_____
Mr. Randy L. Rasmussen, 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 **MOTION**

5:00 P.M. ~ CLOSED SESSION
Conference Room #1

(Closed Session – continued)

2. LIABILITY CLAIM (Government Code 54956.95)

MOTION

Claimant: Shelley Mangini for Benjamin Mangini, a minor

Agency Claimed Against: Marysville Joint Unified School District

3. 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

EH15-16/67

MOTION

EH15-16/68

MOTION

EH15-16/70

MOTION

EH15-16/71

MOTION

EH15-16/72

MOTION

B. SUSPENDED EXPULSION CONTRACTS

EH15-16/65

MOTION

EH15-16/73

MOTION

RECONVENE TO OPEN SESSION

5:30 P.M. ~ REGULAR MEETING

Board Room

PLEDGE OF ALLEGIANCE

Glen Harris, Vice President to the Board of Trustees.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

STUDENT REPRESENTATIVE TO THE BOARD OF TRUSTEES

Michelle Yang, MCAA Student Representative to the Board of Trustees.

PRESENTATIONS

- ♦ **Student Services** — Jed Nunes
- ♦ **Facilities Update** — Cynthia Jensen/Travis Barnett/Ryan DiGiulio

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 5/10/16.

MOTION

2. CONSENT AGENDA

The Board is requested to approve the Consent Agenda items under **Educational Services, Purchasing Department, Facilities and Energy Management Department, Student Services, Child Development Department, Categorical Services, Maintenance, Operations, and Transportation, Personnel Services, and Business Services.** Please refer to details where these items are described fully.

MOTION

EDUCATIONAL SERVICES

1. TEXTBOOK APPROVAL

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. ¡Avancemos! Spanish 4

Recommendation~

Recommend the Board approve the textbook. See Special Reports, Pages 1-2.

**CONSENT
AGENDA**

2. MOU WITH THE SACRAMENTO COUNTY OFFICE OF EDUCATION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the MOU with the Sacramento County Office of Education (SCOE) in the amount of \$1,500 for one day of training on 8/12/16.

**CONSENT
AGENDA**

(Educational Services/Item #2 – continued)

Background~

This MOU will provide instructional support to single subject math teachers for developing instructional strategies to support struggling learners. The training is covered through LCAP funding.

Recommendation~

Recommend the Board approve the MOU. See Special Reports, Pages 3-4.

PURCHASING DEPARTMENT

1. RFP AUTHORIZATION — FUEL AND OIL

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve authorization to seek bid proposals for fuel and oil needs for the 2016-17 school year with language included for optional contract extensions.

Background~

There is a need to request proposals for annual fuel (gasoline and diesel) and oil needs for the Transportation Department. The original contract term would be for the 2016-17 school year. The aggregate term of the contract, including possible extensions, shall not exceed three years per California Education Code Section 17596.

Recommendation~

Recommend the Board authorize the district to proceed with seeking bid proposals.

2. AGREEMENT WITH SMILE BUSINESS PRODUCTS, INC. FOR A COPIER RENTAL AT FOOTHILL INTERMEDIATE SCHOOL

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with Smile Business Products, Inc. for a copier rental at Foothill Intermediate School in the amount of \$166.66 per month plus tax.

Background~

Foothill Intermediate School has requested to rent a high volume copier. The fee includes 10,000 copies/prints per month, all service, parts, and supplies except paper. Any overages would be charged at the rate of .0045 per copy/print. The minimum term of the rental is twelve (12) months beginning August 2016.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 5-6.

**CONSENT
AGENDA**

**CONSENT
AGENDA**

FACILITIES AND ENERGY MANAGEMENT DEPARTMENT

1. CONTRACT WITH B+A AT YOUR SERVICE FOR INSTALLATION OF PROGRAMMABLE THERMOSTATS AT MULTIPLE SCHOOL SITES

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the contract with B+A At Your Service to install 125 programmable thermostats at multiple school sites in the amount of \$7,585.

**CONSENT
AGENDA**

(Facilities and Energy Management Department/Item #1 – continued)

Background~

The installation of 125 internet based programmable thermostats are a part of the approved energy efficiency measure in the Energy Efficiency Plan (EEP) by the California Energy Commission. They will be installed at various sites per the proposal in various portable classrooms. These internet based HVAC controls are programmed via the Maintenance and Operations office by our technicians, facilities staff, or via Capitol Energy Systems (the provider of the thermostats).

Recommendation~

Recommend the Board approve the contract. See Special Reports, Pages 7-27.

STUDENT SERVICES

1. AMENDED AGREEMENT WITH EATON INTERPRETING SERVICES, INC.

Purpose of the agenda item~

The purpose of the agenda item is to request the Board ratify the amended agreement with Eaton Interpreting Services, Inc. for the total amount not to exceed of \$6,000 for the term of the agreement that was approved at the 4/26/16 board meeting

Background~

Two amendments were made to the agreement. The first amendment is stating the purpose of the 4/26/16 agreement was to supersede the old agreement date ending on 6/30/16. The second amendment presented for ratification changes the effective date from 4/26/16 to 1/1/16 because some services have already rendered. Eaton will continue to provide ASL interpreting services under this agreement as requested by parents whose primary language is ASL. Interpreting services will be provided to the parent for their full participation in the IEP meeting process, Student Study Team meetings, and other necessary parent conferences as seen appropriate by school site staff.

Recommendation~

Recommend the Board ratify the amended agreement. See Special Reports, Pages 28-38.

**CONSENT
AGENDA**

CHILD DEVELOPMENT DEPARTMENT

1. AGREEMENT WITH MOBILE MODULAR PORTABLE STORAGE

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with Mobile Modular Portable Storage in the amount of \$18,050.

Background~

The Child Development Program is purchasing two 8 x 20 foot storage containers from Mobile Modular Portable Storage to replace dilapidated storage units at Kynoch Preschool and Cedar Lane Preschool. Two new 8 x 20 foot storage units will be purchased for Linda Preschool and Olivehurst Preschool. The storage units are scheduled for delivery 6/7/16-6/10/16.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 39-43.

**CONSENT
AGENDA**

CATEGORICAL SERVICES

1. GRANT AWARD NOTIFICATION AMENDMENT — EDUCATION FOR HOMELESS CHILDREN AND YOUTH

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board accept the Education for Homeless Children and Youth amended grant award notification in the amount of \$1,832, for a grand total of \$25,905.

Background~

This grant helps ensure that each homeless child and youth in the MJUSD has equal access to the same free, appropriate public education as other children and youth. These funds also ensure coordination of the district's efforts to protect the educational rights for children and youth experiencing homelessness according to the McKinney-Vento Homeless Education Assistance Improvement Act. This competitive grant award has been presented to the MJUSD for the first year of a three-year grant cycle. The district received the amended grant award notification on 5/5/16 stating to return the signed award to CDE by 5/15/16. It was determined to return the signed notification before being agendized for Board approval on 5/24/16 to avoid jeopardizing the funding.

Recommendation~

Recommend the Board accept the amended grant award notification. See Special Reports, Page 44.

MAINTENANCE, OPERATIONS, AND TRANSPORTATION

1. AMENDED CONTRACT WITH FREMOUW ENVIRONMENTAL SERVICES, INC. FOR THE COVILLAUD SCHOOL UNDERGROUND STORAGE TANK CONTENT REMOVAL

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda is to request the Board ratify the amended contract with Fremouw Environmental Services, Inc. for the Covillaud Elementary School underground storage tank in the amount not to exceed \$16,565.88 instead of the original contract amount of \$11,317.50 Board approved at the 4/26/16 board meeting.

Background~

This service removed the remaining fuel, triple rinse, clean tank, and dispose in drums. The tank size was originally anticipated to be 1,000-1,500 gallons, but the actual tank size is 2,500-3,000 gallons. Therefore, a larger amount of hazardous waste needed to be removed.

Recommendation~

Recommend the Board ratify the amended contract. See Special Reports, Pages 45-65.

2. AMENDED CONTRACT WITH COOK ENVIRONMENTAL SERVICES, INC. FOR COVILLAUD ELEMENTARY SCHOOL

CONSENT AGENDA

Purpose of the agenda item~

The purpose of the agenda is to request the Board approve the amended contract with Cook Environmental Services, Inc. for services at Covillaud Elementary School in the amount not to exceed \$12,662 instead of the original contract amount of \$10,769 Board approved at the 3/8/16 board meeting.

(Maintenance, Operations, and Transportation/Item #2 – continued)

Background~

The Underground Storage Tank (UST) at Covillaud Elementary School needs to be closed and filled in. The contractor will obtain UST permit, take and analyze soil samples, backfill the UST with cement, and prepare the closure report for submittal to the Yuba County Environmental Health. The tank size was originally anticipated to be 1,000-1,500 gallons, but the actual tank size is 2,500-3,000 gallons. Therefore, a larger amount of space needs to be filled with two-sack slurry.

Recommendation~

Recommend the Board approve the amended contract. See Special Reports, Pages 66-94.

3. CONTRACT WITH KIZ CONSTRUCTION FOR UPGRADES AT LHS CULINARY CLASSROOM

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the contract with Kiz Construction for upgrades in the Lindhurst High School culinary classroom in the amount of \$32,000.

Background~

The renovation will upgrade cabinets, walls, and electrical to accommodate new stainless steel countertops and appliances for classroom instruction. This will be funded by the Career Technical Education Incentive Grant.

Recommendation~

Recommend the Board approve the contract. See Special Reports, Pages 95-113.

4. CONTRACT WITH ALL RITE ROOFING INC. FOR LHS ROOF REPAIR

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the contract with All Rite Roofing Inc. for roof repair on the Lindhurst High School office in the amount not to exceed \$11,900.

Background~

The roof on the Lindhurst High School office has been leaking for ten plus years and is in need of major repair.

Recommendation~

Recommend the Board approve the contract. See Special Reports, Pages 114-130.

PERSONNEL SERVICES

1. CERTIFICATED EMPLOYMENT

**CONSENT
AGENDA**

Camille A. Bailey, Teacher/ELA, probationary, 2016-17 SY

Kendra M. Barrera, Teacher/MCAA, probationary, 2016-17 SY

Nicole McDaid-Morgan, Teacher/MCAA, probationary, 2016-17 SY

(Personnel Services – continued)

2. CERTIFICATED RESIGNATIONS

CONSENT
AGENDA

Joshlyn F. Baron, Teacher/YGS, personal reasons, 6/3/16
Kenneth C. Berry, Teacher/ELA-JPE, other employment, 6/3/16
Kacy M. Blenn, Teacher/MHS-DO, personal reasons, 6/3/16
Megan Damman, Teacher/ELA, personal reasons, 6/3/16
Jimmie R. Eggers, Principal/OLV, other employment, 6/30/16
Denae M. Moore, Teacher/MHS, personal reasons, 6/3/16
Jedsen Nunes, Director of Program Services/DO, other employment, 6/30/16
Erika E. Simpson, Teacher/YGS, personal reasons, 6/3/16

3. CLASSIFIED LAYOFF

CONSENT
AGENDA

Tina M. Hick, Personal Aide/JPE, 6 hour, 10 month, lack of work, 7/9/16

4. CLASSIFIED RESIGNATION

CONSENT
AGENDA

James A. Cary, Grounds-Maintenance Worker/DO, 8 hour, 12 month, personal, 5/13/16

See Special Reports, Pages 131-139.

5. QUARTERLY REPORT ON WILLIAMS UNIFORM COMPLAINTS

CONSENT
AGENDA

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the quarterly report on Williams Uniform Complaints (1/1/16-3/31/16) 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 140.

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. Brooke Olenski donated \$300 to the Shady Creek fund.
- b. Jeanette Frenzel donated \$30 to the Shady Creek fund.
- c. Pam Anderson donated \$50 to the Shady Creek fund.
- d. Bethel A.M.E. Church donated \$56 to the Shady Creek fund.
- e. Lois Zacharopoulos donated \$1,000 to the Shady Creek fund.
- f. Brown's Gas Company, Inc. donated \$1,500 to the Shady Creek fund.
- g. Kathy Olwald donated \$494.68 to the Shady Creek fund.
- h. Jeff Gingery donated \$500 to the Shady Creek fund.

(Business Services/Item #1 – continued)

B. MCKENNEY INTERMEDIATE SCHOOL

- a. Yuba Sutter Arts donated \$2,675 to the band program.

C. LINDHURST HIGH SCHOOL

- a. The Marysville Art Club donated \$1,000 to the softball team.

D. MARYSVILLE CHARTER ACADEMY FOR THE ARTS

- a. James Cole donated a large iron gold mirror valued at \$200.

2. AGREEMENT WITH MY NAME MY STORY

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with My Name My Story for a leadership training to be held on 9/19/16 with 30 leadership students and a workshop on 9/20/16 with 120 students at McKenney Intermediate School in the amount of \$1,290.

Background~

This training and workshop is designed to empower students with the skills of a change maker. Students participate in activities that explore their passion and purpose and connect it to taking action. They learn not only how to inspire empathy through storytelling, but how to use empathy and their unique talents to drive change on their school campus. This will be funded from TUPE grant funds: 01-6690-0-1110-1000-4300-137-6306.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 141-142.

3. AGREEMENT WITH FAGEN FRIEDMAN & FULFROST LLP

**CONSENT
AGENDA**

Purpose of the agenda item~

The purpose of the agenda item is to request the Board approve the agreement with Fagen Friedman & Fulfroft LLP for fiscal year 2016-17 legal services effective 7/1/16.

Background~

The legal firm Fagen Friedman & Fulfroft LLP specializes in providing legal services to California public school districts. All fees are included in the agreement under the "Professional Rate Schedule". Funding for services will be dependent on subject area, but will be primarily out of the general fund.

Recommendation~

Recommend the Board approve the agreement. See Special Reports, Pages 143-146.

❖ **End of Consent Agenda** ❖

NEW BUSINESS

FACILITIES AND ENERGY MANAGEMENT DEPARTMENT

1. BID AWARD — LINDHURST SHADE CANOPY (PROJECT 8173)

MOTION

Purpose of the agenda item~

The purpose of the agenda item is to request the Board award a contract based on competitive bid for the Lindhurst shade canopy project to the lowest qualified bidder, United Building Contractors, Inc., for \$64,880.

Background~

Bids were opened at the district office on 5/3/16 at 2:00 p.m. for the Lindhurst shade canopy project. A bid was received from a pre-qualified general contractor as follows:

- *United Building Contractors, Inc.* \$64,880 ***LOW BIDDER***

The scope of services includes, but not limited to, the following: installation of one 24 x 60 shade canopy which is subject to DSA inspections and special testing, inspections by Mid Pacific Engineering, Inc., and removal and installation of one drinking fountain.

Work is to begin upon receipt of all necessary bonds and insurances and is estimated to begin on 6/6/16 and be substantially complete on or before 7/27/16. Closeout will follow in the fall of 2016.

The liquidated damage sum is \$1,500 for each calendar day in excess of the established completion date that the work remains uncompleted. Proper detours and barricades will be in place through the duration of the project to ensure safety compliance. This project is funded from general fund one-time dollars (fund 1).

Recommendation~

Recommend the Board award the Lindhurst shade canopy project to the lowest qualified bidder, United Building Contractors, Inc., for \$64,880 and approve the contract for services and the general condition's agreement. (The general condition's agreement can be reviewed in the Facilities and Energy Management Department). See Special Reports, Pages 147-152.

BUSINESS SERVICES

1. BOARD POLICY 3311 - BIDS

HOLD PUBLIC HEARING

Purpose of the agenda item~

The purpose of the agenda item is to request the Board hold a public hearing regarding the amendments to Board Policy 3311 (Bids).

Background~

By approving these amendments provided by CSBA, it will incorporate language from Resolution 2015-16/23 (Uniform Public Construction Cost Accounting Act), which was Board approved on 4/26/16, to align with BP 3311. Accompanying BP 3311 is AR 3311 with amendments, the old BP and AR 3311 approved on 3/11/08, and the UPCCAA resolution.

MOTION TO CLOSE PUBLIC HEARING

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 amendments to BP 3311. See Special Reports, Pages 153-178.

MOTION TO APPROVE AMENDMENTS TO BP 3311

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

[illegible]

SCHOOL BOARD MEETING FORMAT

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*. 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.

To provide the public with information regarding agenda items being considered by the Board of Trustees, a public notice is published as follows:

- * Posted on the MJUSD district website at www.mjusd.com.
- * Posted on the Public Notice Bulletin Board at the MJUSD District Office at 1919 B Street, Marysville, CA 95901 [located in the hallway outside the Superintendent's Office, Room 101].
- * Emailed to all employees of the district, the Appeal-Democrat, and KUBA.

Agenda
5/24/16