

**MARYSVILLE JOINT UNIFIED SCHOOL DISTRICT
REGULAR MEETING ~ BOARD OF TRUSTEES
DECEMBER 11, 2012
MINUTES
DISTRICT BOARD ROOM
1919 B Street, Marysville, CA 95901**

Mr. Boom, President, called the meeting to order at 5:30 p.m.

Mr. Crawford was absent.

The Board adjourned to Closed Session at 5:31 p.m.

The Board reconvened to Open Session at 5:36 p.m.

1. STUDENT EXPULSIONS (Education Code Section 35146)

A. EXPULSIONS

#23164 Expulsions

On motion by Mr. Harris, seconded by Mr. Flurry, and carried with six yes votes, the Board followed the panel's recommendation on the following students:

**EH12-13/18
EH12-13/19
EH12-13/24
EH12-13/25
EH12-13/27
EH12-13/28
EH12-13/29
EH12-13/31**

The Board adjourned to Closed Session at 5:37 p.m.

The Board reconvened to Open Session at 5:38 p.m.

B. STIPULATED EXPULSIONS

**#23165 Stipulated
Expulsions**

On motion by Mr. Harris, seconded by Mr. Rechts, and carried with six yes votes, the Board followed the principal's recommendation on the following students:

**EH12-13/22
EH12-13/32**

The Board adjourned to Closed Session at 5:39 p.m.

The Board reconvened to Open Session at 5:40 p.m.

C. SUSPENDED EXPULSION CONTRACTS

**#23166 Suspended
Expulsion
Contracts**

On motion by Mr. Rechts, seconded by Mr. Miller, and carried with six yes votes, the Board followed the principal's recommendation on the following students:

**EH12-13/26
EH12-13/30
EH12-13/33**

(Closed Session – continued)

The Board adjourned to Closed Session at 5:41 p.m.

The Board reconvened to Open Session at 5:42 p.m.

D. REINSTATEMENTS

On motion by Mr. Flurry, seconded by Mr. Harris, and carried with six yes votes, the Board followed the Coordinator of Student Discipline's recommendation to reinstate the following students:

ODR12-13/01

EH10-11/94

EH11-12/80

EH11-12/108

EH11-12/124

EH11-12/130

EH11-12/146

EH11-12/171

EH11-12/190

EH11-12/194

#23167

Reinstatements

The Board adjourned to Closed Session at 5:43 p.m.

The Board reconvened to Open Session at 5:44 p.m.

D. REINSTATEMENT

On motion by Mr. Rechts, seconded by Mr. Flurry, and carried with six yes votes, the Board did not reinstate the following student and voted to continue at Alternative Education:

EH11-12/03

#23168

Reinstatement

The Board adjourned to Closed Session at 5:45 p.m.

The Board reconvened to Open Session at 5:46 p.m.

D. REINSTATEMENT

On motion by Mr. Rechts, seconded by Mr. Flurry, and carried with six yes votes, the Board followed the Coordinator of Student Discipline's recommendation to reinstate the following student:

EH11-12/33

#23169

Reinstatement

The Board adjourned to Closed Session at 5:47 p.m.

The Board reconvened to Open Session at 5:48 p.m.

D. REINSTATEMENT

On motion by Mr. Harris, seconded by Mr. Flurry, and carried with six yes votes, the Board approved the following student to return for spring semester on a suspended expulsion contract to MHS or Alternative Education depending on credits needed:

EH11-12/198

#23170

Reinstatement

The Board adjourned to Closed Session at 5:49 p.m.

The Board reconvened to Open Session at 6:04 p.m.

(Closed Session – continued)

A. EXPULSION

#23171 Expulsion

On motion by Mr. Flurry, seconded by Mr. Miller, and carried with five yes votes, the Board expelled the following student for the spring semester at MOA: [Mr. Harris voted no.]

EH12-13/23

The Board adjourned to Closed Session at 6:05 p.m.

The Board reconvened to Open Session at 6:06 p.m.

A. EXPULSION

#23172 Expulsion

On motion by Mr. Harris, seconded by Mr. Rechts, and carried with six yes votes, the Board expelled the following student for the fall semester and can return in the spring semester on a suspended expulsion contract:

EH12-13/14

The Board adjourned to Closed Session at 6:07 p.m.

The Board reconvened to Open Session at 6:14 p.m.

E. REVOKED SUSPENDED EXPULSION CONTRACT

**#23173 Revoked
Suspended
Expulsion Contract**

On motion by Mr. Harris, seconded by Mr. Rechts, and carried with six yes votes, the Board followed the principal's recommendation on the following student:

EH11-12/161

The Board adjourned to Closed Session at 6:15 p.m.

The Board reconvened to Open Session at 6:16 p.m.

A. EXPULSION

#23174 Expulsion

On motion by Mr. Flurry, seconded by Mr. Dannible, and carried with six yes votes, the Board expelled the following student for the fall semester and can return in the spring semester on a suspended expulsion contract to SLHS:

EH12-13/20

The Board adjourned to Closed Session at 6:17 p.m.

The Board adjourned to Closed Session at 6:50 p.m.

PUBLIC COMMENTS PERTAINING TO CLOSED SESSION AGENDA ITEMS

The following addressed the Board:

- ◆ Alicia Wright (topic: negotiations)
- ◆ Amanda Bowman (topic: negotiations)
- ◆ Steve White (topic: negotiations)
- ◆ Robert Fremd (topic: negotiations)
- ◆ Mike Mason (topic: negotiations)
- ◆ Molly McKay (topic: negotiations)
- ◆ Debra Warner (topic: negotiations)
- ◆ Don Fry (topic: negotiations)
- ◆ Connor Oliver (topic: negotiations)
- ◆ Inge Schlusser (topic: negotiations)
- ◆ Jim Carpenter (topic: negotiations)
- ◆ Angela Stegall (topic: negotiations)

The Board recessed to the regular board meeting at 7:20 p.m.

The regular board meeting of the Board of Trustees was called to order by Jeff Boom, President, on Tuesday, December 11, 2012, at 7:25 p.m., in the Board Room.

Members Present: Messrs. Jeff Boom, Anthony Dannible, Bernard Rechs, Glen Harris, Jim Flurry, and Philip Miller

Members Absent: Mr. Crawford

Also Present: Dr. Gay Todd, Messrs. Mark Allgire, Ramiro Carreon, and members of the audience (approximately 17 people)

PLEDGE OF ALLEGIANCE

Mr. Flurry led the Pledge of Allegiance.

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION

There was no action to announce.

ANNOUNCE ELECTION RESULTS

Jeff Boom, President, announced the following election results from the 11/6/12 election pursuant to Election Code 15400:

◆ TRUSTEE AREA #2

Grand Total Results:

- Registration: 9,057 registered voters
- Ballots Cast: 5,462 votes
- Turnout: 60.31%
- Anthony Dannible: 1,680 votes
- Margie Markle: 1,597 votes

STUDENT REPRESENTATIVE TO THE BOARD OF TRUSTEES

Jordan Dean, MHS Student Representative to the Board of Trustees, was absent.

ANNUAL ORGANIZATIONAL MEETING OF THE BOARD OF TRUSTEES

The Board took action at the 11/13/12 board meeting that the Annual Organizational Meeting would be held on 12/11/12 at 6:30 p.m. The law requires the Board elect a President and Clerk from its members. The Board should also elect a Vice President and Trustee Representative to the Special Education Council.

The Superintendent presided over the election of the President. The President presided over the remaining elections and assumes responsibility of the meeting at that time.

PROCESS FOR NOMINATION OF OFFICERS:

- * There is not a second to nominate a person to stand for election.
- * After each nomination, the board member nominated will accept or decline.
- * A motion is not made to close nominations.

1. Election of President, Vice President, Clerk, and Trustee Representative to the Special Education Council

#23175 Elected Officers

Mr. Harris nominated Mr. Boom for President. Mr. Boom accepted. On motion by Mr. Harris, seconded by Mr. Rechs, and carried with six yes votes, Mr. Boom was elected President.

Mr. Harris nominated Mr. Crawford for Vice President. On motion by Mr. Harris, seconded by Mr. Flurry, and carried with six yes votes, Mr. Crawford was elected Vice President.

Mr. Rechs nominated Mr. Flurry for Clerk. Mr. Flurry accepted. On motion by Mr. Dannible, seconded by Mr. Rechs, and carried with six yes votes, Mr. Flurry was elected Clerk.

Mr. Miller nominated Mr. Rechs for Special Education Council. Mr. Rechs accepted. On motion by Mr. Flurry, seconded by Mr. Miller, and carried with six yes votes, Mr. Rechs was elected Trustee Representative.

2. Set Time, Date, and Place of Regular Meetings

#23176 Set time, date, and place of meetings

On motion by Mr. Harris, seconded by Mr. Rechs, and carried with six yes votes, the Board accepted the schedule of board meeting dates as shown in Special Reports. (Canceled meetings in 2013: 1/8/13, 4/9/13, 6/11/13, 7/9/13, 11/26/13, and 12/24/13).

3. Appoint Superintendent as Secretary to the Board of Trustees

#23177 Appointed Supt. as Secretary to Board

On motion by Mr. Flurry, seconded by Mr. Harris, and carried with six yes votes, the Board appointed the Superintendent as Secretary to the Board of Trustees.

4. Authorize Superintendent and Designees to Sign Warrants, Contracts, and other Documents

#23178 Authorized Superintendent and/or Designees to Sign Warrants

On motion by Mr. Harris, seconded by Mr. Dannible, and carried with six yes votes, the Board authorized the Superintendent and designees to sign warrants, contracts, and other documents.

PRESENTATION

- ♦ **MHS ROP Small Business Class and Student Alliance of Global Entrepreneurs (SAGE)**

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

The following addressed the Board:

- ♦ Michael Hahn (topic: Arboga School restroom doors)

SUPERINTENDENT'S REPORT

Gay Todd reported on the following:

- ♦ Yellow Ribbon Suicide Prevention presentations will be taking place all day on December 12, 2012 at MHS. The presentations are by Yuba County Probation, Victim, and Program Services.
- ♦ Reviewed with the Board the professional development sessions scheduled in January for teachers that will be taking place before the next scheduled board meeting. It was the consensus of the Board to proceed with the contracts and agenda for approval on 1/22/13.

SUPERINTENDENT

1. APPROVAL OF MINUTES

On motion by Mr. Rechs, seconded by Mr. Miller, and carried with six yes votes, the Board approved the following board meeting minutes: [Mr. Dannible abstained from voting.]

#23179 Approved Minutes

- ♦ Minutes from the regular board meeting of November 13, 2012.
- ♦ Minutes from the special board meeting of November 27, 2012.

2. ITEM PULLED FROM THE CONSENT AGENDA

Mr. Rechs pulled Item #2/Categorical Services

#23180 Item Pulled from the Consent Agenda

3. REVISED CONSENT AGENDA

On motion by Mr. Harris, seconded by Mr. Rechs, and carried with six yes votes, the Board approved the following items on the Revised Consent Agenda:

#23181 Approved Revised Consent Agenda

EDUCATIONAL SERVICES

1. MEMORANDUM OF UNDERSTANDING WITH THE SACRAMENTO COUNTY OFFICE OF EDUCATION (SCOE) - AGREEMENT #13-1154-2

#23182 Approved MOU

The Board approved the Memorandum of Understanding (MOU) with the Sacramento County Office of Education (SCOE), Agreement #13-1154-2, in the amount of \$6,600.

CATEGORICAL SERVICES

1. 2012-13 SINGLE PLANS FOR STUDENT ACHIEVEMENT

#23183 Approved Single Plans

The Board approved the following 2012-13 single plans for student achievement: MJUSD Child Development Program and MCAA.

2. OVERNIGHT FIELD TRIP — MCAA

Item Pulled

PERSONNEL SERVICES

1. CERTIFICATED EMPLOYMENT

Jennifer J. Dearing, Permit Teacher/LIN, permanent, 2012-13 SY

**#23184 Approved
Personnel Items**

2. CLASSIFIED EMPLOYMENT

Sandra Castelo, Para Educator/ARB, 2.5 hour, 10 month, probationary, 12/1/12

Randall K. Fisher, Custodian/Maintenance Worker/KYN, 8 hour, 12 month, probationary, 11/13/12

Patricia L. Gates, Intermediate School Secretary/YGS, 8 hour, 10 month, probationary, 11/26/12

Jesus Hernandez, Custodian/Maintenance Worker/LRE, 8 hour, 12 month, probationary, 11/13/12

Carol S. Soriano, Para Educator/ARB, 3.5 hour, 10 month, probationary, 12/1/12

Erika A. Staggs, Para Educator/ARB, 2.5 hour, 10 month, probationary, 12/1/12

Lyndy D. Tucker, Para Educator/ELA, 3.5 hour, 10 month, probationary, 11/5/12

Maryette A. Ussery, Para Educator/LRE, 3.5 hour, 10 month, probationary, 11/26/12

Luis S. Villanueva-Torres, Custodian/Maintenance Worker/MCK, 8 hour, 12 month, probationary, 11/19/12

3. CLASSIFIED RESIGNATIONS

Marcy L. Cote, Nutrition Site Manager III/MHS, 8 hour, 12 month, retirement, 1/11/13

Randall K. Fisher, Custodian/Maintenance Worker/LHS, 8 hour, 12 month, accepted another position within the district, 11/8/12

Patricia L. Gates, Secondary Student Support Specialist/YGS, 6 hour, 10 month, accepted another position within the district, 11/16/12

Hope A. Ithurburn, Intermediate School Secretary/YGS, 8 hour, 10 month, personal, 11/23/12

Elma T. Srock, Para Educator/YGS, 3.5 hour, 10 month, personal, 11/2/12

Shawna L. Williamson, Accounts Payable/Receivable Clerk/DO, 8 hour, 12 month, personal, 11/16/12

BUSINESS SERVICES

1. DONATIONS TO THE DISTRICT

The Board accepted the following donations:

**#23185 Accepted
Donations**

A. LINDA ELEMENTARY SCHOOL

- a. Al's Fifth Street Shell donated a basket valued at \$42.
- b. Les Schwab donated a basket valued at \$40.
- c. Riebes Auto Parts donated a basket valued at \$75.

B. LOMA RICA ELEMENTARY SCHOOL

- a. See Special Reports, Page 15.

2. NOTICE OF COMPLETION

The Board approved the following notice of completion:

**#23186 Approved
Notice of
Completion**

- ♦ Edgewater Elementary School – Portable Buildings P14-P18
(United Building Contractors, Inc.)

(Business Services – continued)

3. 2011-12 DEVELOPER FEE REPORT

The Board approved the 2011-12 developer fee report.

**#23187 Approved
Report**

❖ **End of Consent Agenda** ❖

ACTION TAKEN ON ITEM PULLED FROM THE CONSENT AGENDA

ITEM PULLED FROM THE CONSENT AGENDA

Mr. Rechs pulled Item #2/Categorical Services

CATEGORICAL SERVICES

2. OVERNIGHT FIELD TRIP — MCAA

On motion by Mr. Rechs, seconded by Mr. Harris, and carried with six yes votes, the Board approved the overnight field trip for MCAA on 6/6/13-6/9/13 to Monterey and Santa Cruz.

**#23188 Approved
Field Trip**

OLD BUSINESS

There was no Old Business.

NEW BUSINESS

SUPERINTENDENT

**1. HOLD PUBLIC HEARING CONCERNING CHARTER EXTENSION/
RENEWAL PETITIONS FOR PARAGON COLLEGIATE ACADEMY**

(reagendized from the 7/24/12 board meeting.)

The Board held a public hearing regarding the petition for extension/renewal submitted by Paragon Collegiate Academy (PCA).

**#23189 Held
Public Hearing**

On motion by Mr. Flurry, seconded by Mr. Dannible, and carried with six yes votes, the Board closed the public hearing.

**#23190 Closed
Public Hearing**

**2. ONE YEAR CHARTER EXTENSION FOR PARAGON COLLEGIATE
ACADEMY**

(reagendized from the 8/28/12 & 9/25/12 board meetings.)

On motion by Mr. Rechs, seconded by Mr. Flurry, and carried with six yes votes, the Board accepted the one year charter extension request made by Paragon Collegiate Academy (PCA).

**#23191 Accepted
One Year
Extension**

**3. FIVE YEAR CHARTER RENEWAL FOR PARAGON COLLEGIATE
ACADEMY**

This item was pulled.

**#23192 Item
Pulled**

PERSONNEL SERVICES

1. **TENTATIVE AGREEMENT WITH ASSOCIATION OF MANAGEMENT AND CONFIDENTIAL EMPLOYEES (AMACE)** #23193 Approved
TA
On motion by Mr. Rechs, seconded by Mr. Flurry, and carried with six yes votes, the Board approved the Tentative Agreement (TA) between the Marysville Joint Unified School District (District) and the Association of Management and Confidential Employees (AMACE) in the amount of one point six four percent (1.64%) one-time, off-salary schedule payment based on current year annual base wage of each eligible employee.
2. **TENTATIVE AGREEMENT WITH OPERATING ENGINEERS LOCAL UNION #3 (OE3)** #23194 Approved
TA
On motion by Mr. Rechs, seconded by Mr. Harris, and carried with six yes votes, the Board approved the Tentative Agreement (TA) between the Marysville Joint Unified School District (District) and the Operating Engineers Local Union #3 (OE3) in the amount of one point six four percent (1.64%) one-time, off-salary schedule payment based on current year annual base wage of each eligible employee.
3. **TENTATIVE AGREEMENT WITH SUPERVISORY UNIT (SUPERVISORS)** #23195 Approved
TA
On motion by Mr. Harris, seconded by Mr. Dannible, and carried with six yes votes, the Board approved the Tentative Agreement (TA) between the Marysville Joint Unified School District (District) and the Supervisory Unit (Supervisors) in the amount of one point six four percent (1.64%) one-time, off-salary schedule payment based on current year annual base wage of each eligible employee.
4. **TENTATIVE AGREEMENT WITH CSEA CHAPTER #326 (CSEA326)** #23196 Approved
TA
On motion by Mr. Flurry, seconded by Mr. Miller, and carried with six yes votes, the Board approved the Tentative Agreement (TA) between the Marysville Joint Unified School District (District) and the California School Employees Association Chapter #326 (CSEA326) in the amount of one point six four percent (1.64%) one-time, off-salary schedule payment based on current year annual base wage of each eligible employee.
5. **TENTATIVE AGREEMENT WITH SUPERINTENDENT AND ASSISTANT SUPERINTENDENTS (CABINET)** #23197 Approved
TA
On motion by Mr. Rechs, seconded by Mr. Dannible, and carried with six yes votes, the Board approved the Tentative Agreement (TA) between the Marysville Joint Unified School District (District) and the Superintendent and Assistant Superintendents (Cabinet) in the amount of one point six four percent (1.64%) one-time, off-salary schedule payment based on the 2010-11 annual salary of each Cabinet employee.

BUSINESS SERVICES

1. **APPROVAL OF LEASE LEASEBACK CONTRACT(S) FOR ARBOGA, CEDAR LANE, DOBBINS, LINDHURST, AND SOUTH LINDHURST SCHOOL SITES** #23198 Approved
LLB
On motion by Mr. Rechs, seconded by Mr. Harris, and carried with six yes votes, the Board approved the following lease leaseback (LLB) contract(s) for construction project(s) using a Guaranteed Maximum Price (GMP):

(Business Services/Item #1 – continued)

South Lindhurst Alternative Education High School: Portable Relocation; Lindhurst High School: Ag Storage Building; Multi-Site: Arboga, Cedar Lane, and Dobbins Elementary Schools – Fencing

Scope: Relocation of two portable classroom buildings from Cedar Lane to South Lindhurst, construction of building pads, installation of underground utilities, fencing removal and replacement, clean up at Cedar Lane and related site work. Construction of a new 600 square foot storage building, which includes electrical and low voltage for lighting, power, and fire alarm needs. Security cameras will be installed to provide security coverage to the Ag area. Also included is related site work. Installation of new black vinyl coated chain link fence at Arboga, Cedar Lane, and Dobbins, including removal of deteriorating galvanized chain link fence and related site work as will be required for a complete and functional project.

RFP Response: \$578,320 (Broward Builders)
\$592,213 (Lamon Construction)
\$663,146 (BRCO Constructors)

Proposed LLB Entity: Broward Builders (Woodland)

Added Scope: \$23,343 - Certain items were not included in the plans reviewed in the RFP process. These items include, but are not limited to: added scope required by DSA, (e.g. an additional gate at Cedar Lane and additional kick plates at all gates), allowances for trenching and for a new wood foundation. Trenching may encounter existing shallow utilities and the existing wood foundation at the portables may or may not be in good condition.

Proposed GMP: \$601,663

The Facilities Department conducted a review of the response to the Request for Proposal (RFP) to determine that all scope items have been captured and that project scope and intent is thoroughly understood for this project by the proposed LLB Entity.

This project will not require a "Preconstruction Services Agreement"; however, the Facilities Department and the Design Team have been working collaboratively for Quality Assurance/Quality Control/Value Engineering (QA/QC/VE). The QA/QC/VE process identified a number of site and design issues with potential cost impacts such as the location of existing underground utilities that would interfere with proposed utilities. This project includes a 10% district owned contingency for unforeseen conditions.

Completion: March 2013

(Business Services – continued)

2. 2012-13 FIRST INTERIM BUDGET

On motion by Mr. Rechts, seconded by Mr. Harris, and carried with six yes votes, the Board approved the 2012-13 First Interim Budget for the period ending 10/31/12.

**#23199 Approved
Budget**

BOARD OF TRUSTEES

1. REINSTATING CLASSIFIED POSITIONS

This item was pulled and will be rescheduled.

**#23200 Item
Pulled**

The board meeting was closed in memory of Wayne Shatswell.

The regular board meeting adjourned at 8:21 p.m.

The Board returned to Closed Session at 8:34 p.m.

ADJOURNMENT

The Board adjourned at 9:18 p.m.


Lisa Mejia
Recording Secretary

12/11/12 Minutes

Minutes will be Board approved at the next regular board meeting scheduled for 1/22/13.