

McFARLAND UNIFIED SCHOOL DISTRICT

Board of Trustees

Marlin Isaacs
Kaye Breyer
David Arguello
Rey DeLeon
Jim Beltran



Gabriel McCurtis
Superintendent

REGULAR MEETING

September 13, 2011

BOARD MEETING PLACE

McFarland High School Multi-Purpose Room
259 Sherwood Avenue
McFarland, CA

Convene and Adjourn to Closed Session – 4:00 p.m.
Reconvene to Regular Session – 5:30 p.m.

- I. Call to Order
- II. Open Session
- III. Roll Call and Establishment of Quorum
- IV. Pledge of Allegiance
- V. Invocation
- VI. Presentation
 - A. New Teachers Introductions
 - B. Recognition (KA & BR) API /AYP Scores

VII. Public Communication

The public may address the Board concerning items that are scheduled for discussion during Closed Session only by completing the Community Input Request Form provided on the table at the entrance to the meeting room and submitting the form to the Executive Assistant prior to the Board adjourning to closed session.

VIII. Closed Session

- A. Public Employee Discipline, Dismissal/Release {G. C. 54957}
- B. Conference with Labor Negotiator (G.C. 54957.6)
 - Employee Organizations: MTA and CSEA
 - Labor Negotiator: Kim McManaman
- C. Conference with Legal Counsel – Existing Litigation
 - Case #2010100088
 - OAH No. 2011060594 – Settlement Agreement

- D. Student Expulsion/Readmittance
 - Student #1011-01– MHS – Readmittance

IX. Open Session

X. Report of Closed Session

XI. Action Items

- A. Revision and Approval of Agenda of September 13, 2011.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

- B. Approval of Minutes of August 11, 2011 (Regular Meeting).

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

- C. Consent Agenda

1. Approval of Warrant Registers
2. Approval of Interdistrict Agreements – 2011-2012
3. Approval of MHS Cross Country Overnight Trips-1. Invitational in Boise, Idaho Sept. 23-25, 2. Invitational in Portland, Oregon October 13-16 & 3. State Championships Nov. 25-26, 2011.
4. Approval of Agreement with Richard R. Ramos – Guest Speaker – Nov. 15, 2011
5. Approval of Substance Abuse Counseling Contract – 2011-2012
6. Approval of Child Development Agreement-Amendment 01 – 2011-2012
7. Approval of Agreement QES for District & Site Support – 2011-2012
8. Approval for Declaration of Need for Fully Qualified Educators
9. Approval of 2 – 3 1/2 hr. Bus Driver Positions
10. Approval of Part Time Campus Safety Supervisor

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XII. Information and Proposals

- A. Community Input

The public may address the Board regarding general school district matters. This is an opportunity for any member of the public to address the Board on matters pertaining to the school district that are not listed on the agenda. For items on the Agenda, the public will have an opportunity to address the Board when that item is acted upon. Unless otherwise determined by the Board, each person is limited to 3 (three) minutes. If a large number wish to speak on a specific item, there is a limit of 20 minutes total input on any item.

- B. Superintendent's Report

The Superintendent will report to the Board about various matters involving the District.

1. Attendance Report

C. Board Member/Student Board Member Reports

This is an opportunity for board members to report on conferences, workshops and other school/school board meetings attended as well as provide recognition/information about the schools. It is also an opportunity to calendar a conference, workshop, and/or meeting for future attendance.

D. Reports

1. McFarland Teachers Association (MTA)
2. California School Employees Association (CSEA)

E. Discussion (Possible Action for Adoption)

1. Board Protocols

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XIII. Action Items (cont'd)

XIV. Old Business

None

XV. New Business

A. Personnel Register

The personnel register is listed as one item. The Board can approve the entire register in one vote or can approve each employment, resignation, transfer, reassignment, etc., individually.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

B. Public Hearing – Disclosure of Sufficiency of Instructional Materials

Open: _____ **Close:** _____

In accordance with Educational Code Section 60119, the District discloses the extent to which textbooks and instructional materials were provided to all students, including English learners, in the district. At this time, the Board will open the public hearing and provide the public the opportunity to comment.

C. Approval of Resolution #1112-02 Regarding the Sufficiency of Instructional Materials

In order to be eligible to receive Instructional Materials funds, the governing board of each District is required to hold an annual public hearing and adopt a resolution stating whether each pupil in the district has sufficient textbooks or instructional materials in specified subjects consistent with the content and cycles of the curriculum frameworks adopted by the state board as well as required by the Williams Settlement. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

D. Approval of Unaudited Actuals for 2010-2011 School Year

All financial closing entries have been made relating to the 2010-2011 school year. The Unaudited Actuals for the 2010-2011 school year are hereby presented to the board for approval. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

E. Approval of Resolution #1112-03 Appropriations (GANN Limit)

The Limit on Government spending, which also became known as Gann Appropriation Limits or simply Gann Limits, applies not only to the State of California, but also to cities, counties, and special districts, as well as to school districts and county offices of education. The annual approval of the District's appropriations limit is calculated and presented to the board for approval. The board is also presented with an article delineating Gann Limit Calculations and its relation to the District. (Pending Completion). Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

F. Approval to Utilize a Piggyback Contract with Sierra School Equipment Co to purchase furniture and equipment Sierra School Equipment Co to purchase furniture and equipment

The Arvin Union School District went out to bid for School Furnishings, Office Furniture and Accessories. The piggyback bid (Bid #08-04-A4554) identifies the discounts allowed by manufacturer for furniture and equipment delivered and installed. It is recommended that McFarland Unified School District utilize the piggyback contract with Sierra School Equipment Co. as a vendor for upcoming furniture and equipment purchases.

FUNDING SOURCE: 25-0000-0-6500-00-0000-8500-007-00-000-8531. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

G. Approval of 2010-2011, 2011-2012, & 2012-2013 Ending Fund Balance Flexibility

The enacted state budget authorizes school districts to transfer Tier III categorical ending fund balances that accrued as of June 30, for any educational purpose in either 2010-2011, 2011-2012, & 2012-2013 to the general fund (RS 01-0000. Tier III revenue is also authorized as flexible. The exceptions to this transfer authority include the following programs: Economic Impact Aid (EIA), Home to School Transportation, Quality Education Investment Act (QEIA), and Special Education. CDE will allow districts to use Object 8997 for the purpose of ending fund balance shifts and Object 8998 for the purpose of the Tier III transfers. In accordance with SBX3 4(Chapter 12/2009), the Governing Board of McFarland Unified School District has held a public hearing to seek input and take testimony from the public in regard to proposed transfer of certain categorical funds as presented on Attachment 1. Staff recommends that the Board of Education approve the transfers as proposed. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

H. Approval of New/Revised Board Policies – First Reading

New/Revised Board Policies are being presented in order to insure current District Policy. Approval of First Reading is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

I. Approval to Let the Superintendent Sign the Notice of Completion for the Central Kitchen Once Completed

The Notice of Completion needs to be filed 10 days after the Certificate of Occupancy is received from the City. We expect to receive this certificate within the next week. Once the Central Kitchen has been completed and the District has taken occupancy of the entire building we will determine the date and then file the Notice. The Notice of Completion certifies that the project is complete. This Notice must be filed with the County Recorders Office. Approval is requested to allow the Superintendent to sign the Notice upon completion.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

J. Approval of the 2011-2012 Class Size Reduction Application

K-3 Class Size Reduction (CSR) provides funds to school districts and charter schools that reduce one or more classes to 20 pupils per certificated teacher. Classes must be reduced following a grade-level priority; first grade, then second grade, then third grade or Kindergarten or both. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XVI. Advance Planning

A. Future Meeting Dates

- 1. Regular Board Meeting – October 11, 2011 at 4:00 p.m. at MHS Multipurpose Room

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XVII. Adjournment

Time: _____

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

Notice: If documents are distributed to board members concerning an agenda item within 72 hours of a regular board meeting, such documents will be made available for public inspection at the same time at the front desk of the McFarland Unified School District Office located at 601 Second Street, McFarland, CA 93250.

McFARLAND UNIFIED SCHOOL DISTRICT
BOARD MEETING MINUTES
August 11, 2011

The Regular Meeting of the McFarland Unified School District Board of Trustees was held on Thursday, August 11, 2011, at the McFarland High School Multipurpose Room. The meeting was called to order by Board President at 4:00 p.m.

ROLL CALL Marlin Isaacs, President
Kaye Breyer, Vice President
David Arguello, Clerk
Jim Beltran, Member

Absent: Rey DeLeon, Member

Staff Present: Gabriel McCurtis Irene Melendez Kim McManaman
Ambelina Garcia Liz Smith David Lopez
Sandra Espinoza Lori Schultz Ty Bryson
Raul Murrieta Josh Rogers Louie Gomez
Smith Efada Maria Perez Teresa Arvizu
Albert Melendez Fernando Fernandez Melissa Melendez
Eric Garcia Valerie Garcia Mayela Medina
Cynthia Arismendez Anell Chavez Others

Community Present: Marco Padilla Susana Beltran Roy Gonzalez
Alicia Puentes Others

Roll Call and Establishment of Quorum

Pledge of Allegiance – David Arguello

Invocation – Louie Gomez

Public Communication

Cheri Pennywitt addressed the Board regarding a Readmittance matter.

Raul Murrieta addressed the Board regarding Leadership Concerns and direction of MUSD.

Mayela Bujanda Medina addressed the board regarding possible misinformation.

Susana Beltran, a parent, addressed the board with concerns regarding MMS & KA gate issues at each school.

Roy Gonzalez addressed the Board with concerns regarding student concerns.

Closed Session

The board adjourned to Closed Session at 4:02 p.m.

Open Session

The board re-convened to Open Session at 5:00 p.m.

Report of Closed Session

- A. No Action
- B. No Action
- C. No Action
- D. In Closed Session, the Board took action to: Settlement Agreement and General Release (Public Employment Relations Board, Chare No. LA-CE-5420-E), pursuant to Education Code Section 44929.21 (b), The District agrees to pay a 5% salary differential, to be effective at the start of the 2011-2012 school year, to the following Special Education Instructional Aides as an additional compensation for providing services to moderately to severely mentally retarded students. Employee #2274, #2164 & #2341. In addition, the District agrees to pay employee #2341 & 2164 an additional stipend of \$200 each as an additional compensation for providing services to moderately to severely mentally retarded students during the 2010-2011 school year. Motion made by David Arguello, seconded by Jim Beltran. Motion carried by a 4-0 vote with 1 Absent.
- E. Student Expulsion/Readmittance:
 - 1. Student #0910-51 – MLC – Motion made by Jim Beltran, seconded by David Arguello to Readmit Student #0910-51 to San Joaquin High School with stipulations. Motion carried by a 4-0 vote.
 - 2. Student #1011-02 – MHS – Motion made by David Arguello, seconded by Kaye Breyer to Readmit Student #1011-02 to San Joaquin High School with stipulations. Motion carried by a 4-0 vote.
 - 3. Student #1011-07 – MMS – Motion made by David Arguello, seconded by Jim Beltran to Readmit Student #1011-07 to McFarland Middle School with Stipulations. Motion carried by a 4-0 vote.

Action Items

- A. Revision and Agenda Approval of Agenda of August 11, 2011.

Motion made by Jim Beltran, seconded by David Arguello to approve the Agenda of August 11, 2011. Motion carried by a 4-0 vote.

- B. Approval of Minutes of June 14, 2011 (Regular Meeting) & June 28, 2011 (Special Meeting) and July 26, 2011 (Study Session).

Motion made by Jim Beltran, seconded by Kaye Breyer to approve the minutes of June 14, 2011 (Regular Meeting) & June 28, 2011 (Special Meeting) and July 26, 2011 (Study Session). Motion carried by a 4-0 vote.

- C. Consent Agenda

- 1. Approval of Warrant Registers
- 2. Approval of Interdistrict Agreements – 2011-2012
- 3. Approval of *Revised* KCSOS Technology Services Agreement – 2011-2012
- 4. Approval of Agreement - School Services of CA for Fiscal Budget Services-2011-2012

5. Approval of Personal Services Agreement with Richard Thome – 2011-2012
6. Approval of Agreement for Legal Services – Lozano Smith
7. Approval of Memo of Understanding – SCCOE SchoolPlan – 2011-2012
8. Approval of Agreement – SchoolCity, Inc. – 2011-2012
9. Approval of Agreement between Kern County Superintendent of Schools Office the Kern County Consortium SELPA and McFarland Unified School District – 2011-2012
10. Approval of Consultant Agreement (Interim MOT Director)-KCSOS
11. Approval of Agreement for High Intensity English Language Academy K-12th Grades for Kevin Clark – 2011-2012
12. Approval of Reinstatement of Certificated Positions
13. Approval of AVID Jr./Sr. College Overnight Trip – Sept. 23-24, 2011
14. Approval of Tentative Agreement with CSEA- Health & Welfare Benefits-2011-2014
15. Approval of Tentative Agreement with MTA – Health & Welfare Benefits-(pending ratification) – 2011-2012
16. Approval of Revised – 2011-2012 Budget. Budget revised to comply with AB114

Motion made by David Arguello, seconded by Kaye Breyer for approval of the Consent Agenda items as presented. Motion carried by a 4-0 vote.

Information and Proposals

Community Input

Marcos Padilla, addressed the Board with concerns regarding comments made by the Supt.

Alicia Puentes, a parent, addressed the Board with concerns regarding her child.

Superintendent's Report

Superintendent McCurtis addressed the Board.

1. Superintendent McCurtis asked Assistant Superintendent Kim McManaman to give a brief update of the Administrative Advance attended by all the Management Staff the previous week. She stated that some of the areas covered in the Administrative Advance were Employee Discipline Procedures, Budget, Teacher Trainings & ASB Procedures to name a few.
2. She also added that the Welcome Back Breakfast Staff Meeting was held on Wednesday morning for Certificated and Classified Staff. New Staff members were introduced and a powerpoint presentation was given.
3. She added that today was the first day of school and students were back in session.

Attendance

Superintendent McCurtis stated that the monthly total for month 11 was at 3243 with the previous month at 3247 and one year ago there were 3229 students.

Board Member Reports

Jim Beltran – Stressed the need to maintain the team concept for the kids and people of McFarland. There are lots of issues at hand.

David Arguello – We are starting a new year. Let's make it a great year.

Kaye Breyer – She attended the Ribbon Cutting at the new Central Kitchen. It will be operational soon and has been needed for many years. It was wonderful.

Marlin Isaacs – He asked regarding Student Board Members and how soon they will be on the board.

Reports

1. Summer School – Sandra Espinoza gave a summer school presentation which included some of the summer school teachers. Each teacher gave input on the different successful teaching strategies used for summer school that could also be implemented in daily elementary school classrooms shown in the powerpoint presentation. The Summer School Staff present were: Maria Perez – Principal, Teachers Patty Carrillo, Enrique Osuna, Monica Marroquin & Eric Garcia.

2. MTA – Raul Murrieta had concerns/comments regarding Leadership and the criteria for Leadership & regarding SIG Improvement.

3. CSEA - None

Old Business

None

New Business

A. Personnel Register

Motion made by Kaye Breyer, seconded by David Arguello to approve the Personnel Register as presented. Motion carried by a 4-0 vote.

B. Approval of Resolution #1112-01 – Child Development Agreement – Preschool Program for 2011-2012

Motion made by David Arguello, seconded by Kaye Breyer to approve Resolution #1112-01 Child Development Agreement – Preschool Program for 2011-2012. Roll Call Vote: Jim Beltran – Aye, David Arguello – Aye, Kaye Breyer – Aye & Marlin Isaacs – Aye. Motion carried by a 4-0 roll call vote.

C. Disclosure and Disposition of Surplus Items

Motion made by David Arguello, seconded by Jim Beltran for approval of Disclosure and Disposition of Surplus Items. Motion carried by a 4-0 vote.

D. Approval to Determine Value of Surplus Items

Motion made by David Arguello seconded by Kaye Breyer for approval to Determine Value of Surplus Items. Motion carried by a 4-0 vote.

E. Approval to Proceed with MHS Gym Floor Replacement and Increased Scope of Work

Motion made by David Arguello, seconded by Jim Beltran for approval to Proceed with MHS Gym Floor Replacement and Increased Scope of Work. Motion carried by a 4-0 vote.

F. Approval of Change Order #2 for the Central Kitchen Project

Motion made by David Arguello, seconded by Kaye Breyer for approval of Change Order #2 for the Central Kitchen Project. Motion carried by a 4-0 vote.

G. Approval of Work Authorization #11 with Taylor Teter Partnership (replaces #8)

Motion made by Jim Beltran, seconded by David Arguello for approval of Work Authorization #11 with Taylor Teter Partnership (replaces #8). Motion carried by a 4-0 vote.

H. Approval of Notice of Completion for the 2-Story Classroom Building at McFarland High School

Motion made by Jim Beltran, seconded by David Arguello for approval of Notice of Completion for the 2-Story Classroom Building at McFarland High School. Motion carried by a 4-0 vote.

I. Approval to Utilize a Piggyback Contract with County of Kern to Lease Copy Machines.

Motion made by Kaye Breyer, seconded by Jim Beltran for approval to Utilize a Piggyback Contract with County of Kern to Lease Copy Machines. Motion carried by a 4-0 vote.

Advance Planning

Motion made by Jim Beltran, seconded by David Arguello to approve the Regular board meeting date of September 13, 2011 at 4:00 p.m. at MHS Multipurpose Room and the Study Session Meeting date of September 6, 2011 at 4:00 p.m. at D.O. Conference Room. Motion carried by a 4-0 vote.

Adjournment

Motion made by David Arguello, seconded by Kaye Breyer to adjourn the meeting. Motion carried by a 4-0 vote.

Board President adjourned the meeting at 6:45 p.m.

Respectfully Submitted:

Gabriel McCurtis, Secretary to the Board

Marlin Isaacs, Board President

Kaye Breyer, Vice President

David Arguello, Clerk

ABSENT
Rey DeLeon, Member

Jim Beltran, Member