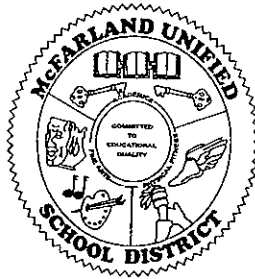


McFARLAND UNIFIED SCHOOL DISTRICT

Board of Trustees

Marlin Isaacs
Kaye Breyer
David Arguello
Rey DeLeon
Jim Beltran



Gabriel McCurtis
Superintendent

REGULAR MEETING

August 11, 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. 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.

VII. 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 – Anticipated Litigation
 - Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: 1 potential case
- D. Conference with Legal Counsel – Existing Litigation
 - Case #2010100088
 - Charge No. LA-CE-5420-E – Settlement Agreement

McFarland Unified School District
601 Second Street
McFarland, CA 93250

Agenda – August 11, 2011
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- E. Student Expulsion/Readmittance
- Student #0910-51 – MHS – Readmittance
 - Student #1011-02 – MHS – Readmittance
 - Student #1011-07 – MMS – Readmittance

VIII. Open Session

IX. Report of Closed Session

X. Action Items

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

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

- 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 _____ Second _____ Ayes _____ Nays _____ Abstain _____

XI. 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 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. Summer School – Sandra Espinoza
2. McFarland Teachers Association (MTA)
3. California School Employees Association (CSEA)
4. Williams Act Uniform Complaints Quarterly Report – Irene Melendez

XII. Action Items (cont'd)

XIII. Old Business

None

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

This resolution must be adopted in order to certify the approval of the Governing Board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2011-2012. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

- C. Disclosure and Disposition of Surplus Items

In accordance with Board Policy #3270, when district owned equipment, supplies, books, etc., become unusable, obsolete, or no longer needed, the items can be declared surplus and sold or disposed of by the Superintendent. Attached is a list of items that the Board is asked to declare as surplus or unusable. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

- D. Approval to Determine Value of Surplus Items

Per Education Code 17545-17550, by unanimous vote, the Board can make a determination that if the surplus items' value per lot or per item does not exceed the sum of \$2,500, they can be sold privately, donated or discarded. The surplus lists approved at the 6/14/11 & 8/11/11 Board meetings would fall within these guidelines. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

Approval is requested to proceed with the increased scope of work associated with the MHS gym floor project. The scope of work will include a new wood athletic floor, new bleachers with increased capacity and hand rails, HVAC unit, fire alarm system, removal of stage, new scoreboards, interior walls painted, etc. Approval is requested to utilize Fund 40 for \$300,000. The balance will be funded with Developer Fees due to the increase in capacity.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

This Change Order reflects District-requested changes within the Kitchen Equipment agreement with Kamran Company. This Change Order consists of a cost of \$286.22 for extra work and a credit of \$2,554.35 for items returned. The net credit for this Change Order is \$2,268.13. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

Approval is requested for Work Authorization #11 with Taylor Teter Partnership. The Master Agreement with Taylor Teter for architectural services is dated October 15, 2008. This authorization is for the gym floor replacement project at McFarland High School and replaces Work Authorization #8 previously approved. The district would like to replace the existing rubber athletic floor with a new athletic wood floor. The sports floor replacement project involves a variety of revisions (stage removal, increase in bleachers, HVAC, scoreboards, fire alarm, etc.) to the facility to accommodate the new floor system and required DSA approval. The project has a not to exceed cost of \$1 million dollars. This work authorization shall be a fixed fee of \$70,100 and is not to exceed without written authorization from the district. Approval is requested to utilize Fund 40.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

The 2-Story Classroom Building @ MHS has been completed and the District has taken occupancy of the entire building effective August 10, 2011. The Notice of Completion certifies that the project is complete. This Notice must be filed with the County Recorders Office. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

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

The County of Kern went out to bid for Copy Machines. The piggyback bid identifies the discounts allowed by manufacturer for copy machines delivered and installed. It is recommended that McFarland Unified School District utilize the piggyback contract with American Business Machines as a vendor for upcoming copy machine leases. Funding Source: General Fund. Approval is requested.

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XV. Advance Planning

A. Future Meeting Dates

- 1. Regular Board Meeting -- September 13, 2011 at 4:00 p.m. at MHS Multipurpose Room

Motion _____ Second _____ Ayes _____ Nays _____ Abstain _____

XVI. 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
June 14, 2011

The Regular Meeting of the McFarland Unified School District Board of Trustees was held on Tuesday, June 14, 2011, at the McFarland High School Multi-Purpose 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
Rey DeLeon, Member
Jim Beltran, Member

Staff Present:
Gabriel McCurtis Irene Melendez Kim McManaman
Sandra Espinoza Ty Bryson Smith Efada
Maria Perez Louie Gomez Ambelina Garcia
Raul Murrieta Sandy Hannah Liz Smith
Josh Rogers Javier Ruiz Albert Melendez
David Braudrick Juan Gonzalez Maggie Gore
Ofelia Garibay Melissa Melendez George Silva
Numerous Others

Community Present:
Jeff Foy Robert Thornton Marcos Padilla
Others

Roll Call and Establishment of Quorum

Pledge of Allegiance – Jim Beltran

Invocation – Louie Gomez

Presentation

A. Retiree Lynn Hendricks was not in attendance to receive her Retirement plaque and Certificate for her years of service to McFarland Unified School District.

Public Communication

Juan Gonzalez addressed the board regarding layoffs.

George Silva addressed the board regarding layoffs.

Raul Murrieta addressed the board regarding charges to clubs.

Closed Session

The board adjourned to Closed Session at 4:10 p.m.

Open Session

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

Report of Closed Session

A. – C. Nothing to report

D. Student Expulsion/Readmittance

1. Student #1011-19 – MHS – Motion made by Rey DeLeon, seconded by Kaye Breyer to Suspend Expulsion with Stipulations for student #1011-19. Motion carried by a 5-0 vote.
2. Student #1011-20 – MHS – Motion made by Rey DeLeon, seconded by David Arguello to Suspend Expulsion with Stipulations for student #1011-20. Motion carried by a 5-0 vote.
3. Student #1011-21 – MMS – Motion made by Rey DeLeon, seconded by Jim Beltran to Suspend Expulsion with Stipulations for student #1011-21. Motion carried by a 5-0 vote.
4. Student #1011-22 – MHS – Motion made by Rey DeLeon, seconded by David Arguello to Expel student #1011-22. Motion carried by a 5-0 vote.
5. Student #1011-23 – MMS – Motion made by David Arguello, seconded by Jim Beltran to Expel student #1011-23. Motion carried by a 5-0 vote.
6. Student #1011-06 – MHS – Motion made by David Arguello, seconded by Rey DeLeon to Readmit student #1011-06 to San Joaquin High School. Motion carried by a 5-0 vote.
7. Student #1011-10 – MMS – Motion made by Rey DeLeon, seconded by Jim Beltran to Readmit student #1011-10 to San Joaquin High School. Motion carried by a 5-0 vote.

Action Items

A. Revision Approval of Agenda of May 10, 2011.

Revision to agenda item 12 Approval of Job Description-was revised to Coordinator Student Activities. Motion made by David Arguello, seconded by Rey DeLeon, to approve the Agenda of June 14, 2011 with the revision. Motion carried by a 5-0 vote.

B. Approval of Minutes of May 10, 2011 (Regular Meeting).

Motion made by Kaye Breyer seconded by David Arguello, to approve the minutes of May 10, 2011, (Regular Meeting). Motion carried by a 5 - 0 vote.

C. Consent Agenda

1. Approval of Warrant Registers
2. Approval of Interdistrict Agreements – 2011-2012
3. Approval of Agreement with School Innovations & Advocacy for Professional Services
4. Annual Approval of Designation of CIF Representatives to League
5. Approval of Speech Language Pathologist for Extended Year
6. Approval of Program Self-Evaluation – Fiscal Year 2010-2011
7. Approval of District Business Office Systems Agreement – KCSOS – 2011-2012
8. Approval of Renewal for Legal Services with Schools Legal Service - 2010-2011
9. Approval of Agreement with Total School Solutions for Second Year DAIT Services for the 2011-2012 school year.
10. Approval of MHS Football Team Day & Overnight Camps – June 29-30, 2011 & July 19-21, 2011.
11. Approval of Ag Incentive Grant Application – 2011-2012
12. Approval of Job Description – Coordinator-Athletics and Student Activities
13. Approval of Agreements for Consultant Services – Esperanza Gomez -2011-2012
14. Approval of Agreement with Delano Union School District – National Breakfast Program - 2011
15. Approval of Consolidated Application for Funding Categorical Programs Part 1 – 2011-2012
16. Approval of Carl D. Perkins Career and Technical Education Application for 2011-2012 Funding.
17. Approval of CELDT Administration Master Contract

Motion made by David Arguello, seconded by Kaye Breyer to approve the Consent Agenda items 1-8 & 10-17 as presented. Motion carried by a 5-0 vote. Item #9 was approved by a 4-1 vote.

Information and Proposals

Community Input

Ofelia Garibay addressed the board with a letter regarding a personal issue which Marcos Padilla proceeded to read to the board members on her behalf.

Superintendent's Report:

Superintendent McCurtis addressed the board.

1. Supt. McCurtis stated that the monthly total was 3247 students enrolled for the month. Last month there were 3267 and one year ago there were 3243 students.
2. Facility Projects Update – Jeff Foy – SC Anderson and Robert Thornton – Taylor Teter gave an update on the facility projects currently being worked on. Supt. McCurtis added that he, Jeff and Ambelina will be going to Sacramento to meet with the State Allocation Board regarding some funds that may be released to the district.
3. Budget Update - None

Rey DeLeon – None

Jim Beltran – None

David Arguello – None

Marlin Isaacs – None

Kaye Breyer – Stated that she was very impressed with the number of students who will be attending college in the fall. She was also excited with the amount of scholarships and monies received by MHS Seniors who will be attending the many different universities

Reports

1. McFarland Teachers Association (MTA) – MTA President Raul Murrieta addressed some concerns to the board members.
2. California School Employees Association (CSEA) – None

Old Business

- A. Approval of New/Revised Board Policies – Second Reading

Motion made by Rey DeLeon, seconded by Jim Beltran for approval of second reading of board policies. Motion carried by a 5-0 vote.

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 5-0 vote with the Exception of: Section 3. Other Actions B. Termination/Layoffs which was approved by a 3-2 vote.

B. Approval of Special Education Local Plan Area Amendment.

Motion made by Rey DeLeon, seconded by Jim Beltran to approve the Special Education Local Plan Area Amendment. Motion carried by a 5-0 vote.

C. Approval of Resolution #1011-16 Elimination/Reduction of Certain Confidential/Classified Services.

Motion made by Kaye Breyer, seconded by David Arguello for approval of Resolution #1011-16 Elimination/Reduction of Certain Confidential/Classified Services. Roll Call Vote: Rey DeLeon – No, Jim Beltran – No, David Arguello – Aye, Marlin Isaacs – Aye & Kaye Breyer – Aye. Motion carried by a 3-2 roll call vote.

D. Approval of Variable Term Waiver Request for Susana Bustillo, Speech Pathologist for the 2011-2012 School Year.

Motion made by David Arguello, seconded by Jim Beltran for approval of Variable Term Waiver Request for Susana Bustillo, Speech Pathologist for the 2011-2012 School Year. Motion carried by a 5-0 vote.

E. Approval of Change Order #1 for the Central Kitchen Project

Motion made by Rey DeLeon, seconded by David Arguello for approval of Change Order #1 for the Central Kitchen Project. Motion carried by a 5-0 vote.

F. Approval of Change Order #1A for the Central Kitchen Project

Motion made by Rey DeLeon, seconded by David Arguello for approval of Change Order #1A for the Central Kitchen Project. Motion carried by a 5-0 vote.

G. Approval of Resolution #1011-17 Authorizing a Temporary Borrowing from the Kern County Board of Education.

Motion made by Rey DeLeon, seconded by David Arguello for approval of Resolution #1011-17 Authorizing a Temporary Borrowing from the Kern County Board of Education. Roll Call Vote: Rey DeLeon – Aye, Jim Beltran – Aye, David Arguello – Aye, Marlin Isaacs – Aye & Kaye Breyer – Aye Motion carried by a 5-0 vote.

H. Approval of Disclosure and Disposition of Surplus Items

Motion made by Rey DeLeon, seconded by Jim Beltran to approve the disclosure and disposition of surplus items. Motion carried by a 5-0 vote.

Advance Planning

Motion made by Rey DeLeon, seconded by David Arguello to approve the following meetings:

1. Special Board Meeting date of June 28, 2011 at 4:00 p.m. at the District Office Conference Room.
2. Special Board Meeting date of July 26, 2011 at 4:00 p.m. at the District Office Conference Room.
3. Regular Board Meeting date of August 9, 2011 at 4:00 p.m. at MHS Multipurpose Room.

Motion carried by a 5-0 vote.

Adjournment

Motion made by David Arguello, seconded by Rey DeLeon to adjourn the meeting. Motion carried by a 5-0 vote.

Board President adjourned the meeting at 6:25 p.m.

Respectfully Submitted:

Gabriel McCurtis, Secretary to the Board

Marlin Isaacs, Board President

Kaye Breyer, Vice President

David Arguello, Clerk

Rey DeLeon, Member

Jim Beltran, Member