



**MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF EDUCATION
April 19, 2011**

PLACE	James Areida Education Support Center, 1305 E. Vine Street, Lodi
TIME	Closed Session: 6:00 p.m.; Regular Meeting: 7:00 p.m.
CALL TO ORDER	The meeting was called to order at 6:00 p.m. There were no public comments on closed session items and the Board adjourned to Closed Session
RECONVENE	The meeting was reconvened at 7:05 p.m. Attendance was recorded and the President led in reciting the Pledge of Allegiance.
PRESENT	<u>Board Members:</u> Mr. George Neely, President; Ms. Bonnie Cassel, Vice-President; Mr. Joe Nava, Clerk; Mr. Michael Abdallah; Mr. Ken Davis; Ms. Ruth Davis; Mr. Ron Heberle <u>Administrators:</u> Dr. Cathy Washer, Superintendent; Mr. Mike McKilligan, Assistant Superintendent, Personnel; Mr. Tim Hern, Chief Business Officer; Mr. Art Hand, Assistant Superintendent, Facilities and Planning <u>Student Representatives:</u> Ms. Melanie Lim, Bear Creek High School and Mr. Brandon Le, McNair High School <u>Recorder:</u> Ms. Lynn Aebi, Executive Assistant
CLOSED SESSION	Action taken in closed session was reported as follows:
Student Matters	Motion was made by Mr. Abdallah, seconded, and carried unanimously to approve the placement of Non-Public School Student 2010-11 #134. Motion was made by Mr. Abdallah, seconded, and carried unanimously to approve the placement of Non-Public Agency Student 2010-11 #35.
Anticipated Litigation	Motion was made by Mr. Abdallah, seconded, and carried unanimously to reject Claim #447771.
Existing Litigation	Motion was made by Mr. Abdallah, seconded, and carried unanimously to approve a settlement on Claim #IN 2011-02.
RECOGNITIONS	Students from Ms. Parodi's sixth grade class at Mosher Elementary School made a presentation to Dr. Washer, thanking her for reading to them on "Read Across America Day," and giving each student a copy of the book. Dr. Douglas and Ms. Pennington recognized schools meeting all school-wide and subgroup API growth targets and AYP targets for 2010. Schools with an API of 800 or higher were also recognized.
ACTION ITEMS	Ms. Davis requested the removal of Item A-1 Changes to the Adopted Budget. Mr. Jeff Johnston, President, LEA, requested the removal of Item A-3 Purchase

Consent
Agenda A -
Routine Business

Orders. Motion was made by Mr. Abdallah, seconded, and carried unanimously to approve the amended consent agenda as follows:

- A-2 Contracts
- A-4 Warrants
- A-5 Minutes of the April 5, 2011, Regular Board Meeting
- A-6 Resolution 2011-39 Establishing a New Special Revenue Fund (Fund 10) for Special Education Pass-Through Funds
- A-7 Construction Project Change Orders
- A-8 Resolution 2011-40 Live Oak Elementary Renovation Project – Certification of Guaranteed Project Cost and Authorization to Begin Work
- A-9 Resolution 2011-41 Authorizing the Filing of the Notice of Completion (NOC) for the Painting at Lois E. Borchardt and Julia Morgan Elementary Schools Project

The student representatives' preferential vote was unanimously aye.

Changes
to the
Adopted Budget

Ms. Davis referenced Item #4, Increase Medicaid Administrative Activities Billing (MAA), asking the amount paid. Mr. Hern responded that MAA dollars are received in arrears for claims the District has made for MAA. Motion was made by Mr. Nava, seconded, and carried unanimously to approve Item A-1 Changes to the Adopted Budget. The student representatives' preferential vote was unanimously aye.

Mr. Neely complimented Dr. Washer and staff for identifying \$400,000 by decreasing various unrestricted JAESC budgets in accordance with the JAESC Division/Department Manager's Expense Reduction Plan.

Purchase
Orders

Mr. Johnston questioned the \$200,000 paid to Kingsley, Bogard and Thompson, LLC, for February and March. He noted that LEA does not engage an attorney when at the table for negotiations and suggested the District do the same. Mr. Hern explained that the referenced purchase orders are open-ended to pay anticipated costs over periods of time. Following brief discussion, motion was made by Mr. Nava, seconded, and carried unanimously to approve Item A-3 Purchase Orders. The student representatives' preferential vote was unanimously aye.

Consent
Agenda B -
Student
Discipline Cases

Motion was made by Mr. Nava, seconded, and carried unanimously to approve Consent Agenda B – Student Discipline Cases:

- B-1 Expulsion: Student # 10/11-8-67
- B-2 Expulsion: Student # 10/11-10-68
- B-3 Expulsion: Student # 10/11-8-69
- B-4 Expulsion: Student # 10/11-7-70
- B-5 Expulsion: Student # 10/11-9-71
- B-6 Expulsion: Student # 10/11-8-72
- B-7 Expulsion: Student # 10/11-9-73
- B-8 Expulsion: Student # 10/11-11-74

OTHER
ACTION ITEMS
Proposal to
Expand Katnich

Dr. David Wax, Administrative Director, Student Services/SELPA, and Mr. Allan Dosty, Principal, Katnich Community Day School, presented information on the identified need for expansion of the new Katnich Community Day School (CDS) program. A proposal to move the program to the Turner Elementary School Site

Community Day School

was presented for the purpose of expanding the program and providing additional revenue to the District.

Discussion was held with regards to the need for a program for this group of students. Concerns were expressed by Mr. Bill Bishofberger and Mr. Bill Dunn, residents of the Turner School community, with regards to traffic, property vandalism, parking and bus issues. Following brief discussion, motion was made by Mr. Nava, seconded, and carried unanimously to table the Proposal to Expand Katnich Community Day School (CDS) Program in order to address the concerns of the community before voting. The student representatives' preferential vote was unanimously aye.

Transportation Stop

Mr. Hern reported that, at the request from a parent group, staff has researched adding a transportation stop on Highway 12 at an annual cost to the District of \$12,758.84. Mr. Carlos Garcia, Director of Transportation, explained the hub system and detailed the budget restraints. Members of the audience expressed their concern for the safety of their children in crossing Highway 12 and their inability as parents to work and transport their children. Discussion was held and ideas for resolution discussed. It was noted, however, that the current arrangement was a compromise to eliminating transportation for all students.

Motion was made by Mr. Heberle, and seconded, to accept staff's recommendation to not approve a transportation stop during this time of budget crisis. The vote on the motion was as follows:

Ayes: Cassel, R. Davis, Heberle, Neely
Abstain: K. Davis, Nava, Abdallah

Motion carried

The student representatives' preferential vote was unanimously aye.

School Closure - Clements Elementary School

Due to a possible conflict of interest, Ms. Cassel recused herself from discussion on the proposed closure of Clements Elementary School. Dr. Washer outlined the proposal as a recommendation by staff and the Superintendent's Budget Advisory Committee, with a savings to the District of \$102,312. The Lockeford School expansion project will accommodate K-7 students from the Clements area.

Motion was made by Mr. Nava, and seconded, to approve the closure of Clements Elementary School, beginning with the 2011-12 School Year. The vote on the motion was as follows:

Ayes: Abdallah, K. Davis, R. Davis, Heberle, Nava, Neely
Abstain: Cassel

Motion carried

The student representatives' preferential vote was unanimously aye.

Revision of Board Policies and Rules

In order to allow for further public review, motion was made by Mr. Neely, seconded, and carried unanimously to table the Revisions to Board Policies and Revisions, to be returned as a Report item on May 3, 2011.

The student representatives' preferential vote was unanimously aye.

PERSONNEL MATTERS

Motion was made by Mr. Nava, seconded, and carried unanimously by a roll call vote to approve the Certificated and Classified Personnel Matters as presented.

REPORT Career and Technical

Mr. Bill Atterberry, Principal, Lincoln Technical Academy/Adult Education, and Ms. Tamara Somera, Vice-Principal, ROP/Career Center, presented the report on Career and Technical Education (CTE). Teachers and students

Education	participated in the report, sharing their experiences. The report encompassed the scope, challenges, and opportunities of the CTE program within the District. Discussion was held among Board members, staff, and members of the audience following the presentation.
COMMUNICATIONS Comments from Student Reps.	Student representatives Ms. Melanie Lim, Bear Creek High School, and Mr. Brandon Le, McNair High School, reported on activities and events at their respective schools.
RECESS	The meeting recessed from 9:50 to 10:00 p.m.
COMMUNICATIONS Comments from the Public	<p>The following members of the public addressed the Board regarding the reduction of school counselors by 14, asking them to reconsider reducing the number of counselor lay-offs:</p> <p>Mr. Lyndon Blodgett, counselor, Lodi High School Ms. Paula Ogden, teacher, Morada Middle School Ms. Amy Witsaman, counselor, McAuliffe Middle School Ms. Terra Lynn, counselor, McAuliffe Middle School Mr. Terry Martin, retired police officer/SRO, Lodi Middle School Ms. Catherine Manassero, retired teacher/counselor Ms. Dyannah Pace, counselor, Middle College High School/Independence School Ms. Erica Contreras, counselor, Lodi Middle School Ms. Carole Burnis, counselor, Lodi Middle School Students: Bear Creek High School (6)</p> <p>Ms. Susan Heberle, 1440 Iris Drive, Lodi, referenced the Williams Act, stating that students should not have to wait until the fifth week of school to fill teacher vacancies. She also referenced the potential threat to students working in overcrowded laboratories and suggested a change in policy to allow for students to assist as TA's and lab assistants.</p>
Comments from Employee Group Reps.	<p>Ms. Joni Kort, President, Lodi Pupil Personnel Association (LPPA), spoke in support of school counselors. She reported on jobs performed by her and two of her colleagues, which include writing grants and working closely with students with disabilities.</p> <p>Mr. Jeff Johnston, President, Lodi Education Association (LEA), invited Board Members to attend a march in Sacramento on Friday, May 13, with a strong message to state legislators. He commented on his displeasure with this time of year and the turmoil it represents.</p>
Comments from Board Members	<p>Mr. Abdallah expressed his appreciation of those individuals who spoke in support of school counselors and other positions. He asked for help from the audience and staff in identifying areas that 'can' be cut in order to keep schools running.</p> <p>Mr. Davis announced that May 14 – 16, as many as 500 Board members throughout the state will be meeting in Sacramento for the annual Legislative Action Conference with California School Board Association (CSBA).</p> <p>Mr. Neely reported on a letter from Dr. Mick Founts, County Superintendent, acknowledging the issuance of a positive certificate upon completion of the review of the District's 2010-11 Second Interim Financial Report. Mr. Neely cited the</p>

structural imbalance facing the District and commented on the importance of lobbying legislators to not suspend Proposition 98 and to place a cap on the \$350.

Comments
from the
Superintendent

Dr. Washer reported on the activities of Partners of Education in sending out teams of community members and business owners to Lodi and Tokay High Schools to provide job workshops for seniors. She announced the first meeting of the Anti-Bullying Committee with participation from teachers, counselors, administrators, two police officers, and a business owner.

REPORTS
Policy 6142.7
Physical Education
and Activity

Dr. Douglas reported that he and Dr. Washer met with 14 PE teachers to get feedback and hear concerns regarding a proposed revision to Board Policy 6142.7 Physical Education and Activity which pertains to allowing PE credit for athletic participation. He explained that in order to provide a comprehensive policy and develop any needed procedures, staff recommends forming a committee to work on this policy.

Following discussion, Dr. Douglas asked for Board direction to suspend the portion of the policy that deals with exemptions, as it is not currently being adhered to. The Board was in agreement for a committee to be formed and the exemption portion of the policy suspended during the time the committee is researching the policy. The revised Policy will be returned to the May 3, 2011, Board meeting for adoption.

Draft Revision
to Board
Policy 1325

Mr. Hand presented a follow-up report dealing with issues of Policy 1325 Advertising Promotion, title revised to "Allowing Outside Private Organizations to Advertise at District School Sites and Websites." Mr. Hand detailed limitations set forth in the policy on advertising and identified procedures to be followed for advertising. Staff responded to questions and comments, and the Board directed staff to move forward with the policy revision.

Update on
Budget
Reduction
Plan

Dr. Washer reported on progress to-date with the Budget Reduction Plan. She announced that the Superintendent's Budget Advisory Committee (SBAC) has completed their work and will bring their report to the Board on May 3, 2011. She reported that submitted ideas and suggestions for budget reductions are being reviewed by Cabinet and will be provided to the Board for consideration at the May 7, 2011, Study Session.

ADJOURN

The meeting adjourned at 11:25 p.m.

Clerk of the Board

President of the Board