



MINUTES OF THE REGULAR MEETING  
OF THE  
BOARD OF EDUCATION  
August 23, 2011

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PLACE	James Areida Education Support Center, 1305 E. Vine Street, Lodi
TIME	5:30 p.m. Closed Session; 7:00 Regular Meeting
CALL TO ORDER	The meeting was called to order at 5:30 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	<p><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</p> <p><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</p> <p><u>Recorder:</u> Mrs. Lynn Aebi, Executive Assistant</p>
CLOSED SESSION	Mr. Neely announced that the Board would return to closed session following the regular meeting.
SUPERINTENDENT'S REPORT	Dr. Washer presented a report highlighting the new school year and updated the Board on activities and events throughout the District.
PUBLIC HEARING	Mr. Neely declared open the Public Hearing: Categorical Exemption for the Relocation of Six Relocatable Buildings to Henderson Community Day School Project. There were no comments and the hearing was declared closed.
ACTION ITEMS Consent Agenda A - Routine Business	Mr. Neely removed Item A-1 Changes to the Adopted Budget, from the Consent Agenda. Ms. Davis requested the removal of Item A-2 Contract List, and Item A-8 Construction Project Change Orders; Mr. Davis requested the removal of Item A-3 Warrants; and, Mr. Heberle requested the removal of Item A-9 Approval of the Green Tech Academy High School Education Specifications.

Motion was made by Mr. Nava, seconded, and carried unanimously to approve Consent Agenda A – Routine Business, as amended:

- A-4 Purchase Orders
- A-5 Minutes of the August 2, 2011, Regular Board Meeting
- A-6 Minutes of the August 16, 2011, Special Board Meeting
- A-7 Minutes of the August 16, 2011, Study Session
- A-10 Resolution 2011-71 Relocation of Six Relocatable Buildings to Henderson Community Day School Project
- A-11 Resolution 2011-72 Authorizing the Filing of the Notice of Completion (NOC) for the Paving Replacement at Various Sites Project
- A-12 Resolution 2011-73 Categorical Exemption for the Relocation of Six Relocatable Buildings to Henderson Community Day School Project
- A-13 Resolution 2011-74 Authorizing the Filing of the Notice of Completion (NOC) for the Heritage Elementary School Interior Painting Project

Changes to the Adopted Budget

Mr. Neely announced that the District’s budget was approved by the County for the next three years and commended Mr. Hern on his first budget for the District. Motion was made by Mr. Nava, seconded, and carried unanimously to approve Item A-1 Changes to the Adopted Budget.

Contract List

Ms. Davis inquired as to why Joe Serna Jr. Charter School had funds available for a band instructor. Ms. Pennington responded that because Serna is a Charter School they have flexibility which other schools do not. Motion was made by Mr. Nava, seconded, and carried unanimously to approve Item A-2 Contract List.

Warrants

Mr. Davis spoke of the warrant for Atkinson, Andelson, Loya, Ruud, Roma, stating that he feels the attorney over-reached her scope of the investigation and, therefore, he does not want to pay her for her work. Mr. Neely agreed, but stressed the importance of the District paying its bills. Motion was made by Mr. Nava, and seconded, to approve Item A-3 Warrants. The vote on the motion was as follows.

Ayes: Abdallah, Cassel, Heberle, Nava, Neely

Noes: K. Davis

Abstain: R. Davis

Motion carried

Construction Project Change Orders

Ms. Davis asked for clarification on the two attachments. Mr. Hand responded that because pavers were on the street, additional work was done. Motion was made by Mr. Nava, seconded, and carried unanimously to approve Item A-8 Construction Project Change Orders.

Green Tech Academy High School Education Specifications

Mr. Heberle stated that although he believes in the green academy type of instruction, he has concerns that the Green Tech Academy as a whole could be a drain or distraction to solving existing problems in the District. Ms. Davis expressed similar concerns. Following discussion, motion was made by Mr. Nava, and seconded, to approve Item A-9 Approval of the Green Tech Academy High School Education Specifications. The vote on the motion was as follows:

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

Consent Agenda B - Student Discipline Cases

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

Item B-1 Readmission: Student #08/09-7-32  
Item B-2 Readmission: Student #09/10-8-27

OTHER ACTION ITEMS Appointment of Members to the Surplus Property Advisory Committee - Clements School

Mr. Hand reported that the Board Subcommittee reviewed the 14 applications received and is now recommending nine of the applicants to be appointed to serve on the committee. Motion was made by Mr. Nava, seconded, and carried unanimously to appoint the following individuals to serve on the Surplus Property Advisory Committee – Clements School: Maira Aguirre, Ray Engel, Donald Gibson, Sandra Hale, David Ingram, C. Edward Jones, Elaine McCarty, Joe Mehrten, and, Jennifer Warmerdam.

Resolution 2011-69

Mr. McKilligan reported that the resolution has been amended to reflect staff’s recommendation to eliminate one Speech Language Pathologist Assistant (SLPA) position rather than four positions as previously presented. Following discussion by the board and comments from the audience, motion was made by Mr. Nava, and seconded, to approve Resolution 2011-69 Elimination of Classified Staff Due to Lack of Work and/or Funds. The vote on the motion was as follows:

Ayes: Abdallah, Heberle, Nava, Neely  
Noes: Cassel, K. Davis, R. Davis  
Motion carried

Contract for Employment of Superintendent

Mr. Neely presented the Contract for Employment of the Superintendent, recommending that the Board take action on the extension of the contract in a show of support to Dr. Washer in that she has the trust and backing of the Board. Motion was made by Mr. Nava, and seconded, to approve the Contract for Employment of the Superintendent, as presented. The vote on the motion was as follows:

Ayes: Abdallah, Cassel, R. Davis, Heberle, Nava, Neely  
Noes: K. Davis  
Motion carried

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.

COMMUNICA-  
TIONS  
Comments  
from the  
Public

Ms. Maria Cervantes, Principal, Heritage Elementary School, addressed the Board regarding concerns she and members of her staff have on the increase of vandalism to the school and gang activity in the area. She commented on the need for support for the students, their families and staff members. She reported that she is working with the Chief of Police to establish a community forum and urged Board members to attend.

Ms. Martha Snider, teacher, Christa McAuliffe Middle School, spoke on the idea of being an education destination.

Comments  
from Employee  
Group Reps.

Ms. Paula Calderon, President, California School Employees Association (CSEA), introduced herself as the new President, stating that CSEA is committed to working with the Board and staff to provide the best opportunities for students and employees.

Mr. Jeff Johnston, President, Lodi Education Association (LEA), expressed his pleasure at the District's efforts to notify recalled teachers in a timely fashion. He reported that negotiations will begin soon and invited Board members to attend. He thanked Mr. Hern, Ms. Fong, and Ms. Murnan for their help in working with the LEA health benefits team. He expressed his appreciation to Dr. Washer, Dr. Douglas and Ms. Pennington in promoting the LEA professional development opportunity.

Comments  
from Board  
Members

Mr. Heberle reported on the District/Chamber Partners in Education (PIE) meeting. He commented on the importance of supporting things in the District that work well and fixing things that do not. He asked that a report on improving student success be agendaized for a future meeting.

Mr. Nava thanked Ms. Cervantes for her report on Heritage School and offered his support. He reported on his visits to several schools.

Ms. Cassel welcomed Ms. Calderon. She thanked Ms. Cervantes for her comments and expressed her commitment to stay close to Heritage.

Ms. Davis reported on her positive visits to several school sites and announced her plans to visit all schools this year.

Mr. Abdallah commented on attending back-to-school nights and his happiness in seeing many parents participating. He thanked Mr. Hand and staff for taking care of jobs that were brought to their attention.

Mr. Davis spoke of the alleged issue of grade changing and the resulting investigation, stating that at no time did he ask anyone to go against District policy. He also spoke of the negative effect the situation has had on his foundation as well as on Humphreys College.

	Mr. Neely thanked Ms. Cervantes for her comments and offered his full support. He spoke to the topics of the Green Tech Academy and addressing concerns, the development of a strategic plan, and the question of moving to K-8 schools District-wide.
Comments from the Superintendent	Dr. Washer thanked the Board for the extension of her contract and expressed her appreciation for their confidence in her abilities.
Secondary and Elementary Enrollment Report	A report was presented on the process of enrollment and staffing in the first weeks of the school year. A timeline of events was reviewed and a chart showing class sizes as of the most recent enrollment counts at all grade levels was presented. Strategies for supporting teachers of combination classes in the elementary schools were also shared. Discussion followed the report.
BOARD ADVISORY COMMITTEE REPORTS	Mr. Heberle reported on the August 4 <sup>th</sup> meeting of the Board Subcommittee to Research In-House Legal Counsel in order to save on legal fees. Mr. Nava requested information from Ms. Dawn Vetica, Principal, ASES Program, for Stockton Parks and Recreation.
CLOSED SESSION	The Board adjourned to Closed Session at 10:34 p.m.
RECONVENE	Action taken in closed session was reported as follows:  Motion was made, seconded, and carried unanimously to approve the Placement of Non-Public Agency Students 2011-12 #'s 27 and 28.
ADJOURN	The meeting was adjourned.

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Clerk of the Board

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President of the Board