

**NOTICE**  
**REGULAR MEETING OF THE GOVERNING BOARD**  
**TRACY UNIFIED SCHOOL DISTRICT**

**DATE: TUESDAY, March 11, 2008**

**PLACE: DISTRICT EDUCATION CENTER  
BOARD ROOM  
1875 WEST LOWELL AVENUE  
TRACY, CALIFORNIA**

**TIME: 5:30 PM Closed Session  
7:00 PM Open Session**

**A G E N D A**

**1. Call to Order**

**2. Roll Call – Establish Quorum**

Board: G. Crandall, J. Feller, T. Guzman, T. Hawkins, K. Lewis, B. Swenson, J. Vaughn  
Staff: J. Franco, J. Mousalimas, C. Goodall, S. Harrison and B. Etcheverry.

**3. Closed Session: Opportunity to Address the Board Regarding Closed Session Items which follow. Closed session is limited to consideration of items specifically authorized under the Government Code and/or the Education Codes.**

**3.1 Educational Services:**

**3.1.1 Findings of Facts: #FF07-08/122, 125, 127, 130, 131, 132, 133**

**3.1.2 Application for Reinstatement: #AR07-08/30, 31, 32, 33, 34, 35, 36, 37**  
**Action: Motion\_\_\_; Second\_\_\_ . Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.**

**3.1.3 Application for Enrollment: #AFE#07-08/5, 6**  
**Action: Motion\_\_\_; Second\_\_\_ . Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.**

**3.2 Human Resources:**

**3.2.1 Consider Leave of Absence Request for Certificated Employee #UC-519,  
Pursuant to Article XX**

**Action: Motion\_\_\_; Second\_\_\_ . Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.**

**3.2.2 Consider Release of Probationary Classified Employee #UCL-110**  
**Action: Motion\_\_\_; Second\_\_\_ . Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.**

**3.2.3 Consider Public Employee/Employment/Discipline/Dismissal/Release**  
**Action: Motion\_\_\_; Second\_\_\_ . Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.**

**3.2.4 Conference with Labor Negotiator**  
Agency Negotiator: Jamie Mousalimas,  
Assistant Superintendent of Human Resources  
Employee Organization: CSEA, TEA

**4. Adjourn to Open Session**

**5. Call to Order and Pledge of Allegiance**

**6. Closed Session Issues:**

**6a** Action on Findings of Fact # FF07-08/122, 125, 127, 130, 131, 132, 133

**Action:** Motion \_\_\_; Second \_\_\_. **Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain \_\_\_.

**6b** Report Out of Action Taken on Application for Reinstatement: #AR07-08/30, 31, 32, 33, 34, 35, 36, 37

**Action: Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain \_\_\_.

**6c** Report Out of Action Taken on Application for Enrollment – AFE#07-08/5, 6

**Action: Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain \_\_\_.

**6d** Report Out of Action Taken on Consider Leave of Absence Request for Certificated Employee #UC-519, Pursuant to Article XX

**Action: Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain \_\_\_.

**6e** Report Out of Action Taken on Consider Release of Probationary Classified Employee #UCL-110

**Action: Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain \_\_\_.

**7. Approve Regular Minutes of February 12, 2008.**

**Action:** Motion \_\_\_; Second \_\_\_. **Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain- \_\_\_.

**Approve Regular Minutes of February 26, 2008.**

**Action:** Motion \_\_\_; Second \_\_\_. **Vote:** Yes \_\_\_; No \_\_\_; Absent \_\_\_; Abstain- \_\_\_.

1-6

7-15

**8. Student Representative Reports: None.**

**9. Recognition & Presentations:** An opportunity to honor students, employees and community members for outstanding achievement:

**9.1** Recognize Retiree

**9.2** Recognize and Congratulate the Tracy High School Varsity Wrestling Team for Capturing 1<sup>st</sup> Place in the San Joaquin Athletic Association League for 2008

**9.3** Recognize and Congratulate Darryl Rond, Tracy High School Varsity Wrestling Coach Who was Named the SJAA Wrestling Coach of the Year

**9.4** North School Site Update on Achievements & Activities

**9.5** Stein School Site Update on Achievements & Activities

**10. Hearing of Delegations:** Anyone wishing to address the Governing Board on a non-agenda item may be heard at this time. Presentations shall be held to a reasonable length, normally not to exceed five (5) minutes. If formal action is required, the item will be placed on a future agenda and action will be taken at a future date. If information or a report is requested, the request for it must also be submitted in writing to the superintendent. (Please complete a speaker's card at the secretary's desk).

This is a period in which members of the public may address the Board on any subject within the Board's jurisdiction that is not on the agenda. The Brown Act does not allow the Board to take action or discuss items which are not on the agenda. This is because other members of the public have not been notified through the agenda that the subject of the statement would be discussed at this Board meeting.

The Board may ask for the item to be placed on a future agenda, direct the speaker to a person who can help, or provide the speaker with the correct procedure to follow to address his/her problem. All speakers have a constitutional right to free speech. As a protective measure, we would like to remind you that if you say something which might give another

person the right to pursue legal recourse against you, there is a taped record of this meeting. This does not mean you cannot criticize employees of the District. However, we would suggest that you do it without using names. We would also suggest that you use the personnel complaint procedures. The board can only hear and address complaints which have been processed in line with the policy. We have copies of the policy and forms here, and staff will help you complete them.

Pg. No.

11. **Information & Discussion Items:** An opportunity to present information or reports concerning items that may be considered by Trustees at a future meeting.  
None.

12. **PUBLIC HEARING:** None.

13. **Consent Items:** Actions proposed for consent are consistent with the approved practices of the district and are deemed routine in nature. Trustees receive board agenda background information in advance of scheduled meetings and are prepared to vote with knowledge on the consent items.

**Action:** Motion\_\_\_; Second\_\_\_. **Vote:** Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_

**13.1 Administrative & Business Services:**

13.1.1 Accept Donations 16-17

13.1.2 Ratify Routine Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval 18-19

13.1.3 Ratify Measure E Related Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval 20-21

**13.2 Educational Services:**

13.2.1 Approve Overnight Travel for Tracy High School Mock Trial Team and Advisors to Attend the State Championship in Riverside, California, on March 28-30, 2008 22

**13.3 Human Resources:**

13.3.1 Accept Resignations/Retirements/Leaves of Absence for Classified, Certificated, and/or Management Employment 23

14. **Action Items:** Action items are considered and voted on individually. Trustees receive background information and staff recommendations for each item recommended for action in advance of scheduled meetings and are prepared to vote with knowledge on the action items.

**14.1 Administrative & Business Services:**

14.1.1 Certify 2008-2009 Fiscal Year Second Interim Report (Separate Cover Item, Report) 24-25

**Action:** Motion\_\_\_; Second\_\_\_. **Vote:** Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_.

14.1.2 Approve Substitution of R.B. Construction in Place of Don Lawley Company as the Demolition Subcontractor for McFadden Construction, Inc., on the Tracy High School, Science Building Modernization Project 26

**Action:** Motion\_\_\_; Second\_\_\_. **Vote:** Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_.

14.1.3 Approve Substitution of Steve Koppi Drywall in Place of Decorators, Inc., as the Gypsum Wallboard Subcontractor for McFadden Construction, Inc., on the Tracy High School, Science Building Modernization Project 27

**Action:** Motion\_\_\_; Second\_\_\_. **Vote:** Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_.

14.1.4 Approve F & H Construction's Guaranteed Maximum Price for the Construction of Kimball High School and Issue the Notice to Proceed (Report)

Action: Motion\_\_\_; Second\_\_\_. Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.

14.1.5 Certify Corrective Actions to the 2006-07 Findings and Recommendations and of the Independent Annual Financial Report (Separate Cover Item, Report)

Action: Motion\_\_\_; Second\_\_\_. Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.

14.1.6 Approve Facility Names as Recommended by Screening Committees

Action: Motion\_\_\_; Second\_\_\_. Vote: Yes\_\_\_; No\_\_\_; Absent\_\_\_; Abstain\_\_\_.

15. **Board Reports:** An opportunity for board members to discuss items of particular importance or interest in the district.

16. **Superintendent's Report:** An opportunity for the superintendent to share matters of special interest or importance which are not on the board agenda and/or special presentations of district programs or activities.

17. **Board Meeting Calendar:**

17.1 April 8, 2008

17.2 April 22, 2008

17.3 May 13, 2008

17.4 May 27, 2008

17.5 June 10, 2008

17.6 June 24, 2008

18. **Upcoming Events:**

18.1 March 21-30, 2008

Spring Break, Traditional

18.2 March 21-24, 2008

Spring Break, YRE

18.3 May 26, 2008

No School, Memorial Day

18.4 May 31, 2008

Graduation: THS 8:30 a.m.; WHS 10:30 a.m.

If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability. To make this request, please telephone the Superintendent's Office at 209/830-3201. If any person with a disability needs a disability-related modification or accommodation, including auxiliary aids or services, he/she should also contact the Superintendent's Office at least 24 hours prior to the meeting.

**Minutes of  
Regular Meeting of the Governing Board  
For Tracy Unified School District  
Held on Tuesday, February 12, 2008**

- 5:30 PM:** President Vaughn called the meeting to order and adjourned to closed session.
- Roll Call:** Board: G J. Feller, T. Guzman, T. Hawkins, K. Lewis, J. Vaughn  
Absent: B. Swenson, C. Crandall  
Staff: J. Franco, J. Mousalimas, S. Harrison, C. Goodall, B. Etcheverry.
- 7:09 PM:** President Vaughn called the Tracy Unified School District Board of Education to order and led those present in the Pledge of Allegiance.
- Closed Session:** **6a** Action on Findings of Fact # FF07-08/71, 73, 74, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 98, 99, 100, 101, 103, 104, 105  
**Action:** Lewis, Guzman. **Vote:** Yes-5; No-0; Absent-2(Crandall, Swenson)  
**6b** Report Out of Action Taken on Application for Enrollment – AFE#07-08/4  
**Action:** **Vote:** Yes-5; No-0; Absent-2(Crandall, Swenson)  
**6c** Report Out of Action Taken on Consider Leave of Absence Request for Classified Employee #UCL-109, Pursuant to Article XXIII  
**Action:** Approved. **Vote:** Yes-5; No-0; Absent-2(Crandall, Swenson)
- Employees Present:** J. Cardoza, D. Wakefield, J. Jenson, K. Cowden, J. Wichman, P. Furtado, N. Kettner, G. Wells, L. Villasenor, J. Heerema, K. Fistolera, D. Cheeseman, M. Belasco, J. Viera, C. Johannes, D. Brockett, R. Soto, C. Andersen-Woo, R. Call, J. Carter, S. Sievers, D. Alfaro, J. Baca, M. Batrez, B. Maslyar, C. Wyant, J. Lopez, R. Nicolaysen, K. Inouye, C. Davenport, J. Cornish-Bowden, R. Garcia, M. Silveira, V. Carranza, B. Carter, R. Rios, V. Garcia, K. Walker, P. Hall, J. McVey, G. Krebbs, B. Willner
- Press:** J. Eddy, Tracy Press
- Visitors Present:** R. Cole, S. Rivas, D. Rosas, P. Holtz, L. Charles, B. Cortes
- Minutes:** **Approve Regular Minutes of January 22, 2008.**  
**Action:** Guzman, Hawkins. **Vote:** Yes-4; No-0; Absent-2(Crandall, Swenson); Abstain-1(Lewis).

**Approve Special Minutes of January 29, 2008.**

**Action:** Lewis, Guzman. **Vote:** Yes-5; No-0; Absent-2(Crandall, Swenson)

**Student  
Representative  
Reports:**

None.

**Recognition &  
Presentation:**

**9.1 Recognize Retiree**

Dr. Franco and President Vaughn presented Joe Vieira with a certificate. He has been with the district since 1998.

**9.2 Recognize Outstanding Employees of the Winter Term for the 2007-08 School Year**

The following employees of the term were recognized and presented with a certificate: Lucy Villasenor (K-5 classified); Debbie Brockett (6-8 classified); Jessica Baca (9-12 classified); Molly Batrez (K-5 certificated); Carol Wyant (6-8 certificated); Juan Lopez (9-12 certificated); Gloria Wells (classified management).

**9.3 Recognize and Congratulate 2006-2007 Cesar E. Chavez Memorial Student Winners Samantha Rivas, Isidro Rosas and Roxann Cole and their Teachers, Blanca Cortes, Linda Fresquez and Joy Cornish-Bowden.**

Assistant Superintendent of Educational Services, Dr. Sheila Harrison recognized Cesar Chavez student winners and their teachers. The purpose of this award is to provide recognition for students and their teachers in honor of the memory of Cesar Chavez. Dr. Franco and President Vaughn presented them with certificates.

**9.4 Congratulate and Recognize Stein High School Student Latawni Charles and her English Teacher Carrie Davenport for Winning a Creative Communications Poetry Contest**

Latawni Charles and teacher, Carrie Davenport were recognized. Latawni recited her poem "I'm just another sad love song".

Trustee Hawkins left the meeting at 7:45 p.m. and did not return.

**9.5 South West Park School Site Update on Achievements & Activities**

Principal Ramona Soto presented a DVD about direct instruction coaching. Teachers, Renee Rios, Vanessa Garcia and Kim Walker also contributed to the presented which showed lessons and teachers observing the lessons. A power point was also shown. SWP will become an elementary model school

for direct instruction. Schools from other districts will visit their site and observe.

#### **9.6 Poet Christian School Site Update on Achievements & Activities**

Principal, Bill Maslyar, presented power point on Poet Christian. He reviewed their AYP targets and API scores which increased from 738 to 746. He also reviewed their attendance percentages, staff development and school focus. He explained their visual and performing arts program and gave the dates of their upcoming performances. PC focuses on building a positive school community and getting parents involved with activities and assemblies.

#### **Hearing of Delegations**

10. TEA President, Steve Sievers, is aware that it takes a village to provide an education. They have come up with a platform of what they feel is appropriate and think they cuts should be as far away from the students as possible. Not one qualified teacher should be given notice. They do not believe in eliminating K-3 CSR, nor should class size be increased in grades 4-12. He realizes that everyone in the district is important, but they do not want any cuts to affect a teacher or student.

#### **Information & Discussion Items:**

##### **11.1 Administrative & Business Services:**

##### **11.1.1 Receive Report on Consolidated Application Waiver Request**

Associate Superintendent of Business Services, Dr. Casey Goodall, and Director of Finance, Reed Call, reviewed and explained the reasons for this waiver.

##### **11.1.2 Receive Report on 2008-09 District Budget**

Superintendent, Dr. James Franco reported that the District is extremely concerned about budget. We are expected to reduce 6-7 million dollars from our budget. We need to approve our budget in June and the state budget probably won't be approved until the fall. We are being as pro active as we can. The District Budget Advisory Committee which includes staff, board members, parents and community and the District Management Team and TEA and CSEA will provide formal input on suggested reductions. The Finance Department will review all suggestions. These decisions are painful as these are challenging times.

Associate Superintendent, Dr. Casey Goodall then presented a power point which reviewed the Governor's budget. He also explained the reduction process they would be implemented over the next few years. He reviewed the Fiscal Review Team's suggested list of reductions. Trustee Feller commented that any

and all reductions will eventually affect the students in some way.

Dr. Franco reviewed a power point showing the budget reduction process and timeline.

**11.2 Educational Services:**

**11.2.1 Receive Update on Quarterly Williams Uniform Complaint Reports for Quarter Ending January 15, 2008**

Assistant Superintendent of Educational Services, Dr. Sheila Harrison reviewed the report.

**11.2.2 Receive Report on the Valenzuela Settlement Regarding CAHSEE Testing**

Director of Curriculum, Accountability and Continuous Improvement, Carol Anderson-Woo and Assistant Superintendent of Educational Services, Dr. Sheila Harrison, presented power point on the background and implementation of this settlement. This will require districts who receive funding for intensive instruction and services to offer services to students who did not pass the CAHSEE by the end of grade 12 and provides for oversight by the county.

Trustee Lewis left the meeting at 9:13 p.m.

Trustee Lewis returned to the meeting at 9:15 p.m.

**Public Hearing:**

**12.1** None.

**Consent Items:**

**Action:** Item 13.1.6 was pulled. Lewis, Guzman.

**Vote:** Yes-4; No-0; Absent-3(Crandall, Hawkins, Swenson)

**13.1 Administrative & Business Services:**

**13.1.1** Ratify Routine Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval

**13.1.2** Ratify Measure E Related Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval

**13.1.3** Approve Assembly Vendors and Site Assembly Utilization Calendars

**13.1.4** Accept Donations

**13.1.5** Accept the Annual Report on the Collection and Expenditure of Development Fees for Fiscal Year 2006-07

**13.1.6** Accept the 2006-07 Independent Annual Financial Audit and Performance Audit for Measure E General Obligation Bonds; and Approve and Award the Annual Financial and Performance Audits for the Fiscal Year Ending June 30, 2008



This was pulled from the consent and voted on separately.  
Peter Holtz gave a report.

Lewis, Guzman. **Vote:** Yes-4; No-0;

**Action:** Absent-3(Crandall, Hawkins, Swenson)

**13.2 Educational Services:**

**13.2.1** Approve Service Agreement for Nancy Fetzer to Provide Writing Strategies for Teachers at Poet-Christian School on August 6 or 13, 2008, September 16-19, 2008 and January 20-23, 2009

**13.2.2** Approve Overnight Travel for One Tracy High Student to Attend the CBDA All-State Honor Band in Fresno, CA on February 20-23, 2008

**13.2.3** Approve Service Agreement for Reverend Kyles to Speak on March 17-18, 2008, in Recognition of Black History Month at Tracy High School, Williams Middle School and IGCG

**13.3 Human Resources:**

**13.3.1** Approve Classified, Certificated and/or Management Employment

**13.3.2** Accept Resignations/Retirements/Leaves of Absence for Classified, Certificated, and/or Management Employment

**Action Items:**

**14.1 Administrative & Business Services:**

**14.1.1** Adopt Resolution No. 07-15 Finding That the Theater Complex at West High School Qualifies as a Categorical Exemption from California Environmental Quality Act

**Action:** Lewis, Guzman. **Vote:** Yes-4; No-0;  
Absent-3(Crandall, Hawkins, Swenson)

**14.1.2** Approve Permit with San Joaquin Council of Governments for Habitat Mitigation on Kimball High School Site

**Action:** Guzman, Lewis. **Vote:** Yes-4; No-0;  
Absent-3(Crandall, Hawkins, Swenson)

**14.1.3** Approve the City of Tracy Public Agenda Offsite Improvement Agreement for Kimball High School on Lammers Road South of 11<sup>th</sup> Street

Director of Facilities, Denise Wakefield, submitted revised agreements.

**Action:** As amended. Lewis, Guzman. **Vote:** Yes-4; No-0;  
Absent -3(Crandall, Hawkins, Swenson)

**14.1.4** Approve the City of Tracy Public Agency Deferred Improvement Agreement for Kimball High School on Lammers Road South of 11<sup>th</sup> Street

Director of Facilities, Denise Wakefield, submitted revised agreements.

**Action:** As amended. Lewis, Guzman. **Vote:** Yes-4; No-0;  
Absent-3(Crandall, Hawkins, Swenson)

- 14.1.5** Adopt Resolution No. 07-17 Intention to Form a School Facilities Improvement District  
**Action:** This item was pulled from the agenda. A legal description needs to be added.
- 14.1.6** Approve and Award the Contract for the Hawley Westlake Building Modernization and Classroom Conversion  
Lisa Vigil and Don Hughes, both members of the Carpenter Union, Local 25 spoke in support of McFadden Construction.  
**Action:** Lewis, Guzman. **Vote:** Yes-4; No-0; Absent-3(Crandall, Hawkins, Swenson)
- 14.2 Educational Services:**
- 14.2.1** Acknowledge Revisions to Administrative Regulation 1312.4 Williams Uniform Complaint Procedures  
**Action:** Guzman, Lewis. **Vote:** Yes-4; No-0; Absent-3(Crandall, Hawkins, Swenson)

**Board Reports:**

Trustee Lewis attended the fiscal review team meeting last Friday. There were a lot of ideas thrown around. One that was not on there was an incentive for ADA to generate more money. Trustee Feller appreciates Bill Maslyar for always showing enrollment and attendance and it is always upper most in his mind. Trustee Guzman participated on principal interviews and also attended the Hispanic College and Job Fair. He enjoyed the Tracy Area Honor Band concert and also attended The Learning Center board meeting. Trustee Vaughn participated in the student leadership conference at Tracy High on January 30th. Students met with leaders from the community. There will be a college fair on March 15<sup>th</sup> at West High put on by the San Joaquin College Exposition Coalition. It will feature some of the historically black colleges as well as some of our local colleges. The keynote speaker is from San Diego and will speak about getting through the application process.

**Superintendent Report:**

Dr. Franco attended the Every Student Succeeds Breakfast this morning. He thanked Paul Hall who helped recruit six students. He also attended the Latino College Fair and the district middle schools and the county honor band/choir concert. There were 41 participants from Tracy Unified. The Board will be busy reviewing reports from the naming the facilities committee. The Boundary Committee is also working hard on our new high school boundaries. He thanked James for helping with the student leadership conference.

**9:43 P.M.  
Adjournment.**

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Clerk

Date

**Minutes of  
Regular Meeting of the Governing Board  
For Tracy Unified School District  
Held on Tuesday, February 26, 2008**

- 5:30 PM:** President Vaughn called the meeting to order and adjourned to closed session.
- Roll Call:** Board: G. Crandall, T. Guzman, T. Hawkins, B. Swenson, J. Vaughn  
Absent: J. Feller, K. Lewis  
Staff: J. Franco, J. Mousalimas, S. Harrison, C. Goodall, B. Etcheverry.
- 7:06 PM:** President Vaughn called the Tracy Unified School District Board of Education to order and led those present in the Pledge of Allegiance.
- Closed Session:** **6a** Action on Findings of Fact # FF07-08/106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 120, 121, 126  
**Action:** Guzman, Swenson. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)  
**6b** Report Out of Action Taken on PE Exemption Request – WHS #1022522  
**Action:** **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)  
**6c** Report Out of Action Taken on Consider the Non-Reelection of Probationary Certificated Employees: #UC-519, #UC-520, #UC-521, #UC-522, #UC-523, #UC-524, #UC-525, #UC-526, #UC-527, #UC-527, #UC-528, #UC-529, #UC-530, #UC-531, #UC-532, #UC-533, Pursuant to Education Code Section 44929.21(b)  
**Action:** 520, 521, 523, 525, 526, 527, 528, 529, 530, 531 (Pulled 519, 522, 524, 532, 533) **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)
- Employees Present:** C. Minter, J. Cardoza, S. Prioste, B. Meyer, B. Borges, D. Cheeseman, G. Krebbs, V. Carranza, J. McVey, S. O'Hara-Jones, C. Hill, P. Hall, M. Belasco, K. Fistolera, P. Baird, Ms. Wills, T. Stutz, C. Lu, J. Sterling, M. Silveira, E. Bergrun, C. Souza, P. Henderson, R. Arroniz, L. Martinez, D. Schaf
- Press:** None.
- Visitors Present:** A. Bassett, J. & S. Dias, N. Dastgheyb, V. Bandy, B. McCarthy, J. Alvarado, D. Borges, K. Fraga, L. Thompson, S. Sharifi, F. Gerhart, C. Shepherd, K. Moreno, D. Castanares, J. Ortiz, L. Gamino, B. Calmes, R. mann, M. Slayton, L. Torma, E & S. Leles, Jacobo Family, R. Velasquez, M. Ramierz, C. Garamendi

**Minutes:**

**Approve Regular Minutes of February 12, 2008.**

**Action:** pulled – lack of quorum. **Vote:** None.

**Student  
Representative  
Reports:**

Tracy High: Alaina Bassett reported that the seniors are preparing for IB tests and orals in March. They are looking forward to spring break and the end of the quarter. In athletics, the spring sports have started practicing and hoping to end strong. Hoopla was a very successful week. The theme was "Out of this World". Last week was "I Care" week which included a hug contest and special cards and suckers were given away. They held a pie eating contest for FFA. At the end of this week BSU will perform in celebrating of Black History Month. The March Madness Basketball Tournament is coming up and they are also collecting pennies for patients. MORP is coming up and they are planning a 1950's sock hop theme. The Prom will have an oriental theme. New construction started work on the Hawley Westlake Building. Students need to arrive no later than 7:00 to get a prime parking spot in front of the school.

West High: Naficeh Dastgheyb apologized for missing last month's meeting due to illness. The Key club has collected 5,000 books and will have a book sale on Saturday, March 15<sup>th</sup> at Villalovoz School. The money raised will go to help build a library in Ethiopia. The Science Olympiad team will be competing this weekend at UOP. ASB celebrated National FFA week and held their first annual farmers market. Several clubs participated. The Senior Breakfast will be held on March 19 and tickets are being sold for \$8.00. This year's menu will be french toast, bacon, sausage, eggs, potatoes and fruit. Senior night will be Wednesday, May 14<sup>th</sup>. This year's prom will be held on April 19<sup>th</sup> and the theme is "A Night in the City. The cost is \$40.00. They need to sell 250 tickets by March 7th or the prom will have to be cancelled. Tickets for the Disneyland trip are on sale for \$200. The trip will be on May 15<sup>th</sup>. The MORP dance was cancelled, but in its place they are planning a fun night of movies and games. Spring sports have started. Both boys and girls basketball teams made it to playoffs and they are proud of their accomplishments. They are preparing for the 8<sup>th</sup> grade orientation. Slam Jam was a huge success. The football field turf is being installed and everyone is very excited about that.

Stein: Victoria Bandy reported that everything is going well at Stein and students are getting ready for graduation. They have been working on approving student attendance. Juan Lopez will be the interim assistant principal at South/West Park. Stein will miss Mr. Lopez. Students have visited the Expressions art show. The home economics class is studying about money and credit. The leadership class is fundraising for a field trip and tomorrow morning is their senior breakfast. There will be a financial aid workshop tomorrow night. The staff and students are having a great year.

Monte Vista: Celena Carrisosa, Faith Gerhart, Sahar Latifi and Prabjot Kaur presented a power point which reviewed academics, advanced

science, math honors, AVID, science Olympiad, whiz kids, science camp and award assemblies. Monte Vista has after school basketball and several lunchtime activities. They are involved in Relay for Life, Daffodil Days and are writing letters to the troops. They have several after school clubs such as Cesar Chavez club and WEB. They are preparing for red ribbon week, college week and mix it up.

Williams Middle School: Leadership students, Brittany Calmes and Rabaab Mann, gave an update on Williams Middle School. They have been busy with college week, spirit week and red ribbon week. They have a canned food drive for Brighter Christmas. They have many clubs such as chess, drama, weightlifting, dominos, crafts and AVID. This year is their third year of being a national AVID demonstration school. March 4th is demonstration day. They have also added a section to AVID. They will soon be visiting a CSU and UOP. They are planning a talent show in May and will give away cash prizes, medals and other awards. Birthday cards are sent to students. They will have an assembly for Black History Month. They thanked Ms. Simas for her help with their presentation.

#### **Recognition & Presentation:**

##### **9.1 Recognize and Congratulate Tracy High School Mock Trial Team for Capturing Top Honors at the 2008 San Joaquin County Mock Trial Competition.**

Assistant Superintendent of Educational Services, Dr. Sheila Harrison, introduced, mock trial team member, Brooke McCarthy, who presented the opening argument. Dr. Franco and President Vaughn presented certificates to coach Megan Farley, and mock trial team members. Coach Sawyer was unable to attend. This is the second year in a row that they have won. They also won in 2003 and 2005. Team members also took home the courtroom artist and journalism awards. The state competition will be in late March.

##### **9.2 Recognize and Congratulate County High School Honor Band, County Middle School Honor Band, County High School Honor Choir, County Middle School Honor Choir, Central Regional Honor Choir, California All-State Honor Choir, Northern California Honor Band and California All-State Honor Band TUSD Students for Their Outstanding Achievements**

Assistant Superintendent of Educational Services, Dr. Sheila Harrison, introduced a student in the visual and performing arts magnet at Tracy High who played a classical piece on the piano. Middle and high school students were presented with certificates for their achievement in band and choir.

Bill Meyer commented how much the arts show throughout the district. There were 40 students selected from the performing arts magnet, more

than any other high school in the county. He thanked the Board and administration for their financial and moral support to encourage students in the arts. He also encouraged the Board to vote in favor of the agenda item proclaiming the month of March as visual and performing arts month. He invited everyone to attend this year's activities. The art show begins March 4<sup>th</sup> at the DEC. March 5<sup>th</sup> is the drama/dance performance and March 13<sup>th</sup> is the music festival, after which the choir will leave for the airport to board a plane China. They will be representing the United States at the Olympics.

### 9.3 Bohn School Site Update on Achievements & Activities

This item was moved up on the agenda.

Principal, Charles Hill, introduced Mrs. Bergrun and her students who demonstrated the Language! Program. It is in its first year at Bohn. The students have made significant gains with this program. The students are very enthusiastic about the program and it has increased their confidence and self esteem.

### 9.4 Monte Vista School Site Update on Achievements & Activities

This presentation was given in the student reports.

Trustee Crandall left the meeting at 8:32 p.m.

Trustee Crandall returned at 8:34 p.m.

## Hearing of Delegations

10. CSEA President, Denise Cheeseman, commented on the budget cuts and appreciates that the district is looking for creative solutions. CSEA is not in favor of eliminating positions. They are in favor of the freeze and support taking one position at a time and evaluating District needs. She feels that there are alternatives that should be considered first before eliminating positions. Anything cut will affect the classrooms. Classified employees take the students to school, keep them safe, serve their lunches, provide clean schools, maintain grounds, keep facilities repaired, graffiti controlled and replace broken windows. We need to come up with good solutions.

Patrick Baird is a painter for the District. He was worked in the maintenance department for over 22 years. He passed out pictures of graffiti found on district property and also gave a copy of a letter from a teacher to the Board members. He believes the budget advisory committee should not proposal to eliminate the painters. The damage done by graffiti in minutes can take hours to fix or repair. The normal day starts at 7:00 a.m., but they get called on weekends and holidays because that is when graffiti happens. The goal is to get it off as soon as possible. He believes the department is understaffed.

Steve Wampler is here as a taxpayer and Tracy resident. He feels the State needs to come up with solutions because the District did not create this problem. He has personally known both of the painters for several years. He thinks they are hard working people. If these positions are eliminated, that work will fall back on the rest of the department which is already understaffed. He does not know where the cuts can be made from. Wherever possible you need to save for bad years in the future.

**Information &  
Discussion Items:**

**11.1 Administrative & Business Services:**

**11.1.1 Receive Update on High School Attendance Boundary**

Dr. Franco stated that the proposal tonight is the recommendation from our boundary committee. We will be opening our 3<sup>rd</sup> high school. The committee consisted of various representatives from Tracy Unified School District, Jefferson School District, Lammersville School District and Banta School District.

Trustee Hawkins left the meeting at 8:48 p.m.  
Trustee Hawkins returned to the meeting 8:50 p.m.

Associate Superintendent for Business Services, Dr. Casey Goodall, presented a power point that reviewed the criteria in the board policy. He presented the committee's proposed map of attendance areas for West High, Tracy High and Kimball High. There will be public meetings held on March 5<sup>th</sup>, 12<sup>th</sup>, 19<sup>th</sup> and April 2<sup>nd</sup>. Comments and suggestions will be reviewed by the committee and a final proposal will be submitted to the Board.

Dr. Franco reported that the staff has been working diligently on an educational plan for Kimball High School. He also announced that Cheryl Domenichelli will be the new principal of Kimball High School. She is currently an Assistant Principal at Deer Valley High.

**11.1.2 Receive Report on Governor's Budget Proposal**

Associate Superintendent of Business Services, Dr. Casey Goodall, gave a short update on the status of the budget. The state's shortfall is up to 16 billion. Superintendent Franco reported that the District Budget Advisory Committee met last Thursday night and received information on how a school budget worked. The next meeting will be on February 28<sup>th</sup> and they will look at some cost planning ideas. Next Thursday, management team will also be looking at ideas. In May, we will present a list to the Board and have you prioritize the list. We need to reduce

total expenditures so that our budget is approved so that we are not under county scrutiny.

**11.2 Educational Services:**

**11.2.1 Receive Report on Migrant Education's Experience in Democracy Academy**

No report was given. The Board reviewed the documents submitted in the agenda.

**Public Hearing:**

**12.1 Administrative & Business Services:**

**12.1.1 Open Public Hearing Regarding the Tracy Unified School District Storm Water Management Plan**

Hearing was opened at 9:10 p.m.

No comments were made. The hearing was closed at 9:11 p.m.

**Consent Items:**

**Action:** Crandall, Hawkins (Except item 13.1.6)

**Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)

Item 13.1.6 **Action:** Hawkins, Swenson

**Vote:** Yes-4; No-0; Absent-2(Feller, Lewis); Abstain-1(Crandall)

**13.1 Administrative & Business Services:**

**13.1.1 Ratify Routine Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval**

**13.1.2 Ratify Measure E Related Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval**

**13.1.3 Approve Accounts Payable Warrants Reports for January, 2008 (Under Separate Cover)**

**13.1.4 Approve Revolving Cash Fund Reports for January, 2008**

**13.1.5 Approve Monthly Budget Adjustment Report-January, 2008**

**13.1.6 Adopt Resolution No. 07-21 to Excuse Meeting Absence of Board Member**

(This item was voted on separately)

**13.2 Educational Services:**

**13.2.1 Approve Overnight Travel for Three Tracy High School Science Students and One Chaperone to Participate in the Junior Science and Humanities Symposium in Monterey, CA, on March 13-15, 2008**

**13.2.2 Ratify Service Agreement with San Joaquin County Office of Education for Artist David Vallejo to Provide Artist in Residence to George Kelly Elementary School First Grade Classes on February 5, 12, 19 and 26, 2008**

**13.2.3 Approve Overnight Travel for West High School Dance Team to Attend USA Nationals Competition, March 6-8, 2008 in**



Anaheim, California

- 13.2.4 Approve Overnight Travel for West High School Black Student Union to Attend the United Black Student Unions of California Annual Convention in San Jose, California, March 14-16, 2008
- 13.2.5 Approve Overnight Travel to Concord for West High School Future Business Leaders of America Students to Attend the Central Section Leadership Conference, February 29 – March 1, 2008
- 13.2.6 Approve Service Agreement for Nancy Fetzner to Provide Four Full Days of Coaching for Teachers in Writing Strategies at Central School
- 13.1.7 Approve Participation in the State Summer School Program for 2008
- 13.3 **Human Resources:**
  - 13.3.1 Approve Classified, Certificated and/or Management Employment
  - 13.3.2 Accept Resignations/Retirements/Leaves of Absence for Classified, Certificated, and/or Management Employment
  - 13.3.3 Approve Service Agreement with Damio Towkaniuk (Tracy High) for the 2007-2008 Track Season
  - 13.3.4 Approve Service Agreement with Dori Simson (West High) for the 2007-2008 Girls' Sophomore Basketball Season
  - 13.3.5 Approve Service Agreement with Melanie Doyle (Tracy High) for the 2007-2008 Pep Squad

**Action Items:**

- 14.1 **Administrative & Business Services:**
  - 14.1.1 Adopt Resolution No. 07-16 Authorizing the Imposition and Collection of Increased Developer Fees  
**Action:** Hawkins, Crandall. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)
  - 14.1.2 Approve Substitution of Sutter Foam & Coating with a Replacement Contractor as the Roofing Subcontractor for Tracy High School 40 Classroom Building  
**Action:** Swenson, Hawkins. **Vote:** Yes-5; No-0; Absent-2(Lewis, Feller)
  - 14.1.3 Cast Ballot for CSBA 2008 Delegate Assembly Election  
**Action:** Hawkins, Crandall. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)
  - 14.1.4 Adopt Resolution No. 07-17; Intention of Tracy Unified School District Board of Education to Form a School Facilities Improvement District  
**Action:** Crandall, Guzman.  
**Vote:** Yes-4; No-1(Swenson); Absent-2(Feller, Lewis)
  - 14.1.5 Authorize the Associate Superintendent for Business Services to Enter Into an Agreement with MyLunchMoney.Com to Allow Online Payment for Meals  
**Action:** Guzman, Swenson. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)

**14.1.6** Adopt Resolution No. 07-20 on Governor's Proposed 2008-09 Budget  
**Action:** Crandall, Guzman. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)

**14.2 Educational Services:**

**14.2.1** Adopt Resolution No. 07-18 Establishing March as "Arts in Education Month"  
**Action:** Guzman, Crandall. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)  
This item was moved up in the agenda

**14.3 Human Resources:**

**14.3.1** Adopt Resolution No. 07-14 Authorizing Teachers to Teach Outside Their Major/Minor  
**Action:** Guzman, Swenson. **Vote:** Yes-5; No-0; Absent-2(Feller, Lewis)  
**14.3.2** Adopt Resolution No. 07-19 Authorizing Administrative Reassignments Effective the 2008-09 School Year  
**Action:** Guzman, Swenson. **Vote:** Yes-5; No-5; Absent-2(Feller, Lewis)

**Board Reports:**

Trustee Crandall stated that the last budget cuts that he went through were very difficult. He appreciates the comment made earlier that the District did not create this problem. No one wants to cut a job. He will do everything he can do to make sure that doesn't happen. He will fight for everyone who has a job at the district. This district and cabinet goes out of their way to get community input. We will listen to the comments and do the best we can. Trustee Hawkins agreed with what Trustee Crandall stated. Casey and all the employee groups are great to work with. We still have positions from last time that we haven't filled. He thanked Casey and Jim for the job they are doing. Trustee Swenson passed. Trustee Guzman also feels the same. The District does so much in trying to get the community involved. You don't see this happen in other districts. Tonight you see what happens when you have community behind your school. We have great kids and wonderful awards. Tip of the hat to Jim and staff for the hard work they are doing. He also thanked Jessica for the resolution opposing the budget. Everyone should be sending messages to the state. Schools are important. Trustee Vaughn also believes the same. It is good to see the community working together in this tough time and he encourages everyone to go online to the district website and download forms and send them in. You can make a difference. The college fair for all students will be at West High on March 15<sup>th</sup> from 10-2. There will be representatives from CSUs, UCs and historically black colleges. They will also have parent empowerment workshops. Good valuable information will be shared.

**Superintendent Report:**

Dr. Franco thanked the Board for their inspirational comments. Reductions are necessary to remain solvent without seriously impacting the students. He complimented West High for having Congressman McNerney address the students. The next board meeting is March 11<sup>th</sup>. We have many staff

members working with Lawrence Livermore Lab and we received a call from their Communication Specialist. We will have a special surprise on Tuesday, March 11<sup>th</sup>. Go to website and download letters and contact your Legislators. Public schools are important and need proper funding. Get the message to Sacramento.

**9:31 PM**

**Adjournment.**

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Clerk

Date



**TRACY**  
UNIFIED SCHOOL DISTRICT

# BUSINESS SERVICES MEMORANDUM

**TO:** Dr. James C. Franco, Superintendent  
**FROM:** Dr. Casey Goodall, Associate Superintendent for Business  
**DATE:** February 26, 2008  
**SUBJECT:** Accept Donations

**BACKGROUND:** In order to assist the various school sites and departments in the District with the continued effort to enhance the educational, technological, health, and environmental needs of our students and staff, the following funds, materials, supplies, and/or equipment are to be considered for acceptance as donations:

1. Tracy Unified School District: From: Lawrence Livermore National Security, LLC (LLNS), Attn: Ann Willoughby, Public Affairs Office, Manager, Community & Education Programs, P.O. Box 808, L-797, Livermore, CA 94551. Donation: \$25,000.00 (check/in process). The donation is a one-time gift to the Tracy Unified School District for K-12 science, technology, engineering, a/o math education. This donation was facilitated by Donna Sonnenburg, Director, Instructional Media Services and Curriculum, TUSD.
2. Tracy Unified School District: From: Tracy Hospital Foundation, Attn: Missy Howard, Fund Development Coordinator, 1420 N. Tracy Blvd., Tracy, CA 95376. Donation: \$11,375.00 (\$1,625.00/school), (check no. 0945). The funding is being provided to the TUSD in order to help various schools succeed with the coordination and implementation of the CATCH program (Coordinated Approach to Child Health). CATCH is an integrated classroom program which supports and develops the physical health and skills of the students in a classroom setting. The allocation has been designated for Bohn, Central, Freiler, Kelly, Villalovoz, McKinley, and Hirsch Elementary Schools.
3. Tracy Unified School District/Bohn Elementary School: From various contributors: Target, Louis Bohn Parent Teacher Organization, Albertsons, International Vending. Total donations and contributions: \$1,503.59.

**RATIONALE:** Acceptance is recommended in order to meet the District's strategic goals and to enhance and benefit the educational experiences of the students of the Tracy Unified School District.

This agenda item meets Strategic Goal #2 – Create a quality and effective learning environment for all students.

**FUNDING:** Sites and departments of the District will incur responsibilities and costs associated with (some) of the donations which include, but are not limited to, supplies, repairs, maintenance of equipment, disposal/re-cycling. All items accepted by the Board of Trustees of the Tracy

Unified School District are directed to the District's warehouse through the Materials Management Department for inclusion on the inventory list, marking for distribution and identification prior to site or department use or placement. All items needing inspection prior to installation or use are scheduled through the Materials Management and Operations and/or the Facilities Development Departments and budgeted accordingly. All technology items are reviewed and approved by the Director of Information Services and Educational Technology, prior to Board presentation.

**RECOMMENDATION:** Accept the generous donations from the various individuals and businesses mentioned above with thanks and appreciation from the staff and students of the Tracy Unified School District.

Prepared by: Catherine Lyons, Administrative Assistant to the Associate Superintendent for Business Services.



# BUSINESS SERVICES MEMORANDUM

**To:** Dr. James C. Franco, Superintendent  
**From:** Dr. Casey J. Goodall, Associate Superintendent for Business Services  
**Date:** January 29, 2008  
**SUBJECT:** Ratify Routine Expenditures and Notice of Completions Which Meet Criteria for Board review and Approval

**BACKGROUND:** To be valid or to constitute an enforceable obligation against the district, education code 17604 requires that all contracts must be approved and/or ratified by the board of trustees. This requirement is met in several different ways, depending on the value of the requisition, the types of services or materials being procured, and the advance notice staff has in procuring the services or materials. Routine requisitions less than \$5,000 are ratified on the consent calendar when the board approves the warrants list. Except when specific exceptions are detailed in board policies and procedures, requisitions greater than \$15,000 are submitted as action items for board pre-approval. Also, Special Services and advice in financial, accounting, engineering, legal or administrative matters pursuant to Government Code 63060 meet the requirements.

Routine requisitions between \$5,000 and \$15,000, and requisitions greater than \$15,000 which meet specific criteria, may be ratified on the consent calendar by board approval of a summary list, more detailed than the warrants listing. This may also include ratification of "Notice of Completion" of construction projects.

**RATIONALE:** The attached summary of these requisitions with related support documentation details financial obligations greater than \$5,000 but which meet the criteria to be ratified in this format. The summary is organized alphabetically so that the project's back-up material is identified with the same letter in the lower left hand corner.

**FUNDING:** Per attached summary of requisitions.

**RECOMMENDATION:** Ratify Routine Expenditures and Notice of Completions Which Meet Criteria for Placement on Consent Agenda

Prepared by: Dr. Casey J. Goodall, Associate Superintendent of Business Services

**BUSINESS SERVICES  
FACILITIES DEVELOPMENT DEPARTMENT  
SUMMARY OF SERVICES**

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A. Vendor: R.G.M. and Associates  
Site: Tracy High Parking Lot, Tracy High School, Switchgear, Central/  
Williams Portables and Central Williams fire & Intrusion Alarms.  
Item: Agreement  
Services: Providing services for Labor Compliance  
Cost: \$12,229.00 (Not to exceed)  
Project Funding: Local Bond Funds and SSBF and Developer Mitigation Fees



**TRACY**  
UNIFIED SCHOOL DISTRICT

# BUSINESS SERVICES MEMORANDUM

**To:** Dr. James C. Franco, Superintendent  
**From:** Dr. Casey J. Goodall, Associate Superintendent for Business Services  
**Date:** February 29, 2008  
**SUBJECT:** Ratify Measure E Related Expenditures and Notice of Completions Which Meet Criteria for Board Review and Approval

**BACKGROUND:** To be valid or to constitute an enforceable obligation against the district, education code 17604 requires that all contracts must be approved and/or ratified by the board of trustees. This requirement is met in several different ways, depending on the value of the requisition, the types of services or materials being procured, and the advance notice staff has in procuring the services or materials. Routine requisitions less than \$5,000 are ratified on the consent calendar when the board approves the warrants list. Except when specific exceptions are detailed in board policies and procedures, requisitions greater than \$15,000 are submitted as action items for board pre-approval. Also, Special Services and advice in financial, accounting, engineering, legal or administrative matters pursuant to Government Code 63060 meet the requirements.

Routine requisitions between \$5,000 and \$15,000, and requisitions greater than \$15,000 which meet specific criteria, may be ratified on the consent calendar by board approval of a summary list, more detailed than the warrants listing. This may also include ratification of "Notice of Completion" of construction projects.

**RATIONALE:** The attached summary of these requisitions with related support documentation details financial obligations greater than \$5,000 but which meet the criteria to be ratified in this format. The summary is organized alphabetically so that the project's back-up material is identified with the same letter in the lower left hand corner.

**FUNDING:** Per attached summary of requisitions.

**RECOMMENDATION:** Ratify Measure E Related Expenditures and Notice of Completions Which Meet Criteria for Placement on Consent Agenda

Prepared by: Dr. Casey Goodall, Associate Superintendent of Business Services



**BUSINESS SERVICES  
FACILITIES DEVELOPMENT DEPARTMENT  
SUMMARY OF SERVICES**

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A. Vendor: Joseph Titone  
Site: Tracy High School – 40 Classroom Building  
Item: Agreement  
Services: Inspection Services for Tracy High  
Cost: \$12,000.00 (Not to exceed per month)  
Project Funding: Local Bond Funds and State School Building Fund (SSBF)  
\* Interviewed and placed on Districts short list of DSA inspectors December 21, 2005.

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B. Vendor: Hazard Management Services, Inc.  
Site: Tracy High School – Modernization  
Item: Agreement  
Services: Environmental Survey  
Cost: \$12,702.00  
Project Funding: Local Bond Funds and State School Building Fund (SSBF)

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# EDUCATIONAL SERVICES MEMORANDUM


**TO:** Dr. James C. Franco, Superintendent  
**FROM:** Dr. Sheila Harrison, Assistant Superintendent of Educational Services  
**DATE:** February 29, 2008  
**SUBJECT:** Approve Overnight Travel for the Tracy High School Mock Trial Team and Advisors to Attend the State Championship in Riverside, CA, on March 28-30, 2008

**BACKGROUND:** The Tracy High School Mock Trial Team consisting of nineteen students, one Advisor, and one Coach will travel to Riverside, CA, for the State Championship. The Tracy High School team has earned first place in Mock Trial for San Joaquin County and has advanced to the state level of competition.

**RATIONALE:** The Mock Trial competition involves students in playing the roles of attorneys and witnesses in a courtroom presentation. This competition involves aspects of drama, debate, and critical thinking. The San Joaquin County Office of Education, in cooperation with other counties throughout the state, organizes and underwrites this program. This aligns with Strategic Goal #4 (Developing the Whole Student).

**FUNDING:** Lodging and transportation costs will total approximately \$6000.00-\$6500.00. The San Joaquin Office of Education will reimburse costs up to \$2500.00 and will also pay for entry fees. The Tracy Unified School District and Tracy High School will split the remaining costs of lodging and transportation. Meals will be an individual responsibility for each student. Advisor meals will be paid by the District (approximately \$400.00).

**RECOMMENDATION:** Approve Overnight Travel for the Tracy High School Mock Trial Team and Advisors to attend the State Championship in Riverside, CA, on March 28-30, 2008.

**Prepared by:** Mr. Pat Anastasio, Tracy High School Principal  




**TRACY**  
UNIFIED SCHOOL DISTRICT

# HUMAN RESOURCES MEMORANDUM

**TO:** Dr. James Franco, Superintendent  
**FROM:** James Mousalimas, Assistant Superintendent of Human Resources  
**DATE:** February 29, 2008  
**SUBJECT:** Accept Resignations/Retirements/Leave of Absence for Classified, Certificated, and/or Management Employment

## BACKGROUND:

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
Mike Thiel Math	West High	02/22/08	Personal
Monica Brown Special Day Class	Kelly	6/25/08	Personal
Daw Mya Khin Science	West High	5/30/08	Personal
Terry Lee Math	West High	5/30/08	Personal

## CERTIFICATED RESIGNATION

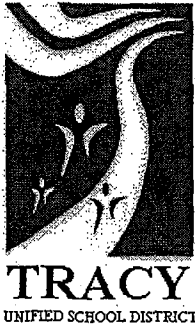
## BACKGROUND:

<u>NAME/TITLE</u>	<u>SITE</u>	<u>EFFECTIVE DATE</u>	<u>REASON</u>
Merritt, Lincy Bus Driver	Transportation	03/06/08	Personal

## CLASSIFIED RESIGNATION

**RECOMMENDATION:** Accept the Resignations/Retirements/Leaves of Absence for Certificated, Classified and/or Management Employees

**Prepared by:** James Mousalimas, Assistant Superintendent of Human Resources



# BUSINESS SERVICES MEMORANDUM

**To:** James Franco, Superintendent  
**From:** C. Goodall, Assistant Superintendent for Business  
**Date:** February 29, 2007  
**SUBJECT:** Certify 2008-2009 Fiscal Year Second Interim Report

**BACKGROUND:** Education Code Section 42130 and 42131 require that the superintendent of each school district shall submit two reports to the governing board of the district during each fiscal year. The first report shall cover the financial and budgetary status of the district for the period ending October 31. The second report shall cover the period ending January 31. Both reports shall be approved by the district governing board no later than 45 days after the close of the period being reported. All reports required by this subdivision shall be in a format or on forms prescribed by the Superintendent of Public Instruction, and shall be based on standards and criteria for fiscal stability adopted by the State Board of Education pursuant to Section 33127. The reports, and supporting data, shall be maintained and made available by the school district for public review.

The governing board of each school district shall certify, in writing, within 45 days after the close of the period being reported, whether or not the school district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the subsequent fiscal year.

In addition to the AB1200 oversight responsibilities generated in 1992, additional oversight responsibilities were added in 2004 with AB2756 which includes the additional requirement that the Tracy Unified School District board review and report the assumptions supporting the multiple year projections. The review associated with these two levels of review will be included with the First and Second Interim Report documents.

This report is generated at a time of enormous uncertainty. After completing one round of mid-year cuts, effectively eliminating half of a \$16 billion budget shortfall, the legislature is contemplating whether a second round may be required once the April 15<sup>th</sup> tax filing date has passed and state revenues are more accurately projected. A late State budget is almost certainly guaranteed, but even more troubling, school districts have little idea what form the budget may take. Tracy Unified School District is operating on the assumption that \$7.2 million of ongoing funds must be trimmed from future year budgets. A process is in place for identifying and adopting those reductions in June.

Prior to formally adopting a set of cuts, Tracy Unified reflects a qualified certification of the Second Interim Report, one in which the District can meet the current year of financial obligations, but can not meet the two subsequent years of obligations. Following the

budget reduction process used in earlier years, the District projects a positive review in which the district will be able to meet current obligations and those of two future years.

**FUNDING:** The second interim report generates no cost. It is merely a reporting of all projected revenues and expenses in the current and next two fiscal years. This report and the actions required to implement the changes will ensure the district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the subsequent three fiscal years.

**RECOMMENDATION:** Certify 2008-2009 Fiscal Year Second Interim Report



# BUSINESS SERVICES MEMORANDUM

**TO:** Dr. James C. Franco, Superintendent  
**FROM:** Dr. Casey J. Goodall, Associate Superintendent for Business  
**DATE:** March 3, 2008  
**SUBJECT:** Approve Substitution of R.B. Construction in place of Don Lawley Company as the Demolition Subcontractor for McFadden Construction, Inc. on the Tracy High School – Science Building Modernization Project.

**BACKGROUND:** On February 5, 2008 McFadden Construction, Inc. submitted the apparent low bid for the Tracy High School – Science Building Modernization Project; an agreement was signed on February 12, 2008 awarding the project to McFadden Construction.

On February 15, 2008, the District received a letter from McFadden Construction requesting substitution of the subcontractor listed as the demolition subcontractor, Don Lawley Company. The reason provided was that Don Lawley Company was not properly licensed pursuant to the California Contractors License Law which was determined after McFadden Construction's bid was submitted to the District. McFadden Construction requests substituting Don Lawley Company with R.B. Construction.

**RATIONALE:** Prime Contractor can request substitution based on the Public Contract Code 4107.6; subcontractor listed in the bid, is not licensed pursuant to the California Contractors License Law.

**FUNDING:** No funding necessary for this agenda item.

**TIMING:** The proposed changes will become effective upon approval of the Board.

**RECOMMENDATION:** Approve Substitution of R.B. Construction in place of Don Lawley Company as the Demolition Subcontractor for McFadden Construction, Inc. on the Tracy High School – Science Building Modernization Project

**Prepared by:** Denise Wakefield, Director of Facilities Development



# BUSINESS SERVICES MEMORANDUM

**TO:** Dr. James C. Franco, Superintendent  
**FROM:** Dr. Casey J. Goodall, Associate Superintendent for Business  
**DATE:** March 3, 2008  
**SUBJECT:** Approve Substitution of Steve Koppi Drywall in place of Decorators, Inc. as the Gypsum Wallboard Subcontractor for McFadden Construction, Inc. on the Tracy High School – Science Building Modernization Project.

**BACKGROUND:** On February 5, 2008 McFadden Construction, Inc. submitted the apparent low bid for the Tracy High School – Science Building Modernization Project; an agreement was signed on February 12, 2008 awarding the project to McFadden Construction.

On February 28, 2008, the District received a letter from McFadden Construction requesting substitution of the subcontractor listed for the gypsum wallboard, Decorators, Inc.; the reason stated that Decorators, Inc. would not sign an agreement with McFadden Construction. McFadden Construction requests substituting Decorators, Inc. with Steve Koppi Drywall.

**RATIONALE:** Prime Contractor can request substitution based on the Public Contract Code 4107.1; subcontractor listed in the bid, after having had a reasonable opportunity to do so, fails or refuses to execute a written contract for the scope of work specified in the subcontractor's bid and/or at the price specified in the subcontractor's bid.

**FUNDING:** No funding necessary for this agenda item.

**TIMING:** The proposed changes will become effective upon approval of the Board.

**RECOMMENDATION:** Approve Substitution of Steve Koppi Drywall in place of Decorators, Inc. as the Gypsum Wallboard Subcontractor for McFadden Construction, Inc. on the Tracy High School – Science Building Modernization Project.

**Prepared by:** Denise Wakefield, Director of Facilities Development



# BUSINESS SERVICES MEMORANDUM

**TO:** Dr. James Franco, Superintendent  
**FROM:** Dr. Casey Goodall, Associate Superintendent for Business  
**DATE:** February 29, 2008  
**SUBJECT:** **Approve F&H Construction's Guaranteed Maximum Price for the Construction of Kimball High School and Issue the Notice to Proceed**

**BACKGROUND:** On March 27, 2007 the Board approved staff to enter into an Agreement for the reuse of high school plans for the Kimball High School project based on the Lease-Lease Back delivery method with the general contractor F&H Construction. The architect, Urban Ernst Design Group moved forward with developing plans and specifications for the site. Plans and specifications were submitted to the Division of the State Architect (DSA) for review and approval. The final plans were approved by DSA on September 26, 2007.

Staff continued to work on site acquisition and the Agreements with the City of Tracy to finalize the offsite improvements needed. The District took official possession of the property on December 1, 2007. The City's Offsite Improvement Agreement and the Deferred Improvement Agreement were approved by the TUSD Board at the February 12, 2008 meeting and will be presented by City staff at their March 18, 2008 City Council meeting. The Board also approved a Resolution approving the facilities lease, site lease and general and supplementary construction conditions for the acquisition of the Kimball High School facility with F&H Construction on November 13, 2007. F&H advertised for sub contractor trade bids in January, due to the likelihood that the bid climate is generally better after the holiday season and that construction would not be able to start until March when the weather would be most favorable.

**RATIONALE:** Bids from the various trade contractors were received by F&H Construction on February 21, 2008. Following the bid openings, F&H has the opportunity to review the bids for adequacy and check to verify the work that was indicated in the scope of work was included in the bid prices. Due to the way the Lease-Lease Back project delivery method is negotiated with the District, F&H has the opportunity to value engineer portions of the project before presenting the final Guaranteed Maximum Price (GMP). The final GMP will be submitted to the Board at the March 11, 2008 meeting.

**FUNDING:** This project is funded by Local Bond Funds and the State School Building Program.

**RECOMMENDATION:** **Approve F&H Construction's Guaranteed Maximum Price for the Construction of Kimball High School and Issue the Notice to Proceed**

**Prepared by:** Denise Wakefield, Director of Facilities





# BUSINESS SERVICES MEMORANDUM

**To:** James Franco, Superintendent

**From:** Casey Goodall, Assoc. Superintendent for Business

**Date:** February 29, 2008

**SUBJECT:** Certify Corrective Actions to the 2006-07 Findings and Recommendations of the Independent Annual Financial Report

**BACKGROUND:** The board was presented with the annual external audit in January. The audit included a number of findings. Each year the Superintendent is required to certify that all corrective actions to the annual external audit have been reviewed and filed by the district's Governing Board. The Superintendent is also required to assure that corrective procedures have been implemented and will be used in the ensuing years.

**RATIONALE:** The attached forms document the corrective actions to the audit findings.

**FUNDING:** None.

**RECOMMENDATION:** Certify Corrective Actions to the 2006-07 Findings and Recommendations of the Independent Annual Financial Report

Prepared by: Casey Goodall, Assoc. Superintendent for Business Services



# BUSINESS SERVICES MEMORANDUM

**TO:** Dr. James Franco, Superintendent  
**FROM:** Dr. Casey Goodall, Associate Superintendent for Business  
**DATE:** February 29, 2008  
**SUBJECT:** Approve Facility Names as Recommended By Screening Committees

**BACKGROUND:** During the Board meeting of November 27<sup>th</sup>, the Superintendent was directed to convene a screening committee to consider names for several District facilities at the two comprehensive High Schools in accordance with Board Policy and Administrative Regulation 7310.

As per the Board Policy 7310, the Superintendent appointed two different screening committees, one to consider names for Tracy High School Facilities, and a separate committee to consider names for West High School Facilities.

The Tracy High School committee was comprised of the Superintendent, the Tracy High School Principal, the Tracy High School Athletic Director, the Student ASB President, and three community members. The West High School Committee was comprised of the Associate Superintendent for Business Services, the West High School Principal, the West High School Athletic Director, the Student ASB President, three community members, and City Council Member Steve Abercrombie. Mr. Abercrombie acted as a representative of the Tracy City Council who, as joint owners of the West High School pool, took part in naming said pool.

Citizens, board members, students and school personnel were invited to submit names for consideration. Invitations were publicly noticed in the Tracy Press, Tri-Valley Herald, and the San Joaquin Record.

## **RATIONALE:**

The two committees met on February 25, 2008. Each committee member read the backup information provided in support of each recommended name. The committees then considered and ranked each of the names recommended for each facility. In addition, the committees considered and ranked the recommendation that no name be assigned each facility, thus leaving the option to honor future persons who will make long-term, outstanding contributions to the school district, county, or community.

The final committee rankings were as follows:

**Tracy High Field**

Peter B. Kyne Field  
Schneider Field  
Nick Eddy Field  
George L. Parker Track & Field  
No Name/No Change  
Hurley Field  
Veterans' Field  
Veterans' Memorial  
Yokuts Field

**Tracy High Stadium**

Wayne Schneider Stadium  
Schneider Stadium  
Peter B. Kyne Stadium  
No Name  
Nick Eddy Stadium  
George Parker Stadium  
Coach John Hurley Stadium  
Yokuts Stadium

**WHS Pool**

Pinkie Phillips Aquatic Center  
A. R. Souza Pool  
Yokuts Pool  
No Name

**WHS Stadium**

Steve Lopez Stadium  
No Name  
A.R. Souza Stadium  
Yokuts Stadium

**WHS Field**

No Name  
A.R. Souza  
Yokuts Field

**FUNDING:** There is no cost to name these facilities.

**RECOMMENDATION:** Approve Facility Names as Recommended By Screening Committees.