

MINUTES

REGULAR MEETING OF THE BOARD OF TRUSTEES

MONDAY, DECEMBER 10, 2012, 5:30 P.M.

Oakdale City Council Chambers
277 N. Second Avenue, Oakdale, CA

- CALL TO ORDER 1.1 The meeting was called to order at 5:34 P.M. by Board President Mike Tozzi.
- TRUSTEES PRESENT 1.2 Bill Dyer, Diane Gilbert, Mike House, Tina Shatswell and Mike Tozzi. Student Representative Madison Lane was present for Open Session.
- TRUSTEES ABSENT 1.3 None
- VISITORS PRESENT 1.4 Cameron Aprile, Maggie Banducci, Claudia Cabral, Rhonda Duarte, Larry Bonds, Stacy Graham, Tammy Kumanchik, Adam Lahey, Mark Mutoza, David Snyder, Reed Snyder, Russ Vorse
- CLOSED SESSION 2.0 Board President Tozzi adjourned the meeting into Closed Session at 5:47 p.m. Open Session reconvened at 6:30 p.m.
- PLEDGE OF ALLEGIANCE 3.0 Trustee Tozzi introduced Sierra View elementary students Daniel Creekmore, Grade 4, Magnolia Ferguson-Rice, Grade 5, and Kassidy Houck, Grade 6, who led the Pledge of Allegiance.
- ELECTION OF BOARD OFFICERS 12.1 As required each year, the annual organizational meeting of the Board was held, which included election of school board officers and a trustee representative to vote for members of the County Committee on School District Organization.

It was **M/S/C (Gilbert/Shatswell)** to nominate Mike Tozzi for President and the nomination was accepted. It was **M/S/C (Dyer/House)** to close nominations. Motions passed unanimously.

It was **M/S/C (Shatswell/House)** to nominate Diane Gilbert for Clerk and the nomination was accepted. It was **M/S/C (House/Dyer)** to close nominations. Motions passed unanimously.

It was **M/S/C (Dyer/House)** to nominate Tina Shatswell as Trustee Representative to vote for members of the County Committee on School District Organization. The nomination was accepted and motion passed unanimously.

- AUTHORIZATION OF SIGNATURES 12.2 The Board was asked to designate District Office employees authorized to sign orders and warrants in the name of the district, and designate an authorized representative of the district as:
- Superintendent Marc Malone
 - Assistant Superintendent Kristi Rapinchuk
 - Assistant Superintendent Terri Taylor
 - Chief Business Officer Susan Dyke
- It was **M/S/C (House/Shatswell)** to designate District Office employees named above as authorized to sign orders and warrants in the name of the district, and designate Superintendent Marc Malone as the authorized agent of the district. Passed unanimously.
- ACTION FROM CLOSED SESSION 4.0 Board President Tozzi reported that the Board voted (5-0) to approve the stipulated expulsion for Ed Code violations for student: **#12-13-04** for 48900 (a)(1), 48900 (a)(2), 48900 (k), 48915 (b)(1), and 48915 (b)(2) for Fall 2012 and Spring 2013.
- PUBLIC COMMENTS 5.0 President Tozzi opened the Public Comments portion of the agenda at 6:44 p.m. There being none, Public Comments closed at 6:44 p.m.
- TAMMY KUMANCHIK Tammy Kumanchik, OJHS and OHS Color Guard Coach, reported they took first place in marching and first place in auxiliary in a recent competition at Lincoln High School.
- Public Comments Closed at 6:45 p.m.
- APPROVE ORDER OF AGENDA 6.0 It was **M/S/C (Dyer/House)** to approve the order of agenda items for this meeting. All members voted in favor.
- ANNOUNCEMENTS, ROTARY DONATION 7.1 Assistant Superintendent Kristi Rapinchuk accepted a \$10,000 donation to the *Drive to Survive Program* from Ken Costner, Sunrise Rotary President. She reported that approximately 140 students a year go through the program, and that Sunrise Rotary has supported the program for the last 4-5 years.
- RECOGNITION, AMERICAN HERITAGE SCHOLARSHIP WINNERS 7.1 Oakdale High School students were presented with certificates recognizing American Heritage Scholarship Series Awards for essays on the topic of the 2012 presidential election and whether media influenced the voter's ability to make an informed decision.
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| - Emma Andreini | \$100.00 | - Janki Mistry | \$1,000 |
| - Hayley Benson | \$100.00 | - Madison Lane | \$1,500 |
| - Jonna Pagaduan | \$100.00 | - Chandni Mistry | \$1,500 |
| - Joshua Tanis | \$100.00 | - Elizabeth Erwin | \$2,000 |
| - Melissa Van Dyke | \$100.00 | | |
| - Sara Kim | \$500.00 | | |
| - Chris Ng | \$500.00 | | |

Trustee Tozzi commented that he had previously been one of the judges who has reviewed the anonymous essays, and noted the depth of work and quality of essays submitted.

ORGANIZATION
REPORT, OTA

- 8.1 Stacy Graham reported on being happy that Prop 30 passed, but knows it will not fix all problems. She reported she has had many conversations with Marc, Terri and Kristi, and even with the passage of Prop 30 they know that nothing can be reinstated right away, but teachers and schools have been doing with less for several years, teachers have been providing their own supplies and have been spending more time collaborating with other teachers to provide materials and their efforts to implement a common language and IS⁴ strategies, and as the year progresses and as we are looking at API's and providing for students, hopes there is a way to restore days and supplies to students.

ORGANIZATION
REPORT, CSEA

- 8.2 Mark Mutoza stated that he agreed with Stacy regarding the Passage of Prop 30, and reported he was in Sacramento the last three days at a CSEA Leadership Summit on how it will impact districts throughout California. He noted that we are not out of the woods yet, funding is coming, and we all need to work together to try to get through these hard times.

ORGANIZATION
REPORT, STUDENT

- 8.2 Madison Lane reported on activities at the high school which included the Football team winning the VOL Championship, Nor-Cal Regionals, and are now moving on to play in the state bowl game in southern California; Girls Water Polo made it to section finals and Girls Volleyball made it to Quarter finals; successful canned food drive with collection of 1,000 cans for Oakdale Community Sharing; toy drive starts this week for Community Sharing; ASB collected funds for victims of Hurricane Sandy; drama production of "Pinocchio"; CSF field trip and college tour of UC Davis and college readiness workshop; students and teachers are preparing for finals next week.

At the Junior High, the OHS/OJHS Concert Band and Holiday Choir Concerts are December 11 and 12; CJSF had a successful college tour of UC Davis; the attendance campaign continues; and junior high and high school students are involved in "Students Speaking Out" campaign, a program that empowers students to play their own part in keeping the community safe.

At elementary schools, Student Councils continue to meet monthly; Character Trait programs continue and this month's

character trait at Magnolia and Fair Oaks is Generosity, Cloverland is Teamwork, and Sierra View is Kindness.

Students and teachers are closing out the semester, preparing for finals and winter break, with the last day of classes December 21.

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| REMOVE ITEMS FROM CONSENT CALENDAR | 9.1 | Trustee Dyer requested removal of Item 9.6.1, from the Consent Calendar. |
| ADOPT CONSENT CALENDAR | 9.2 | It was M/S/C (House/Lane) to adopt the amended Consent Calendar as presented. Passed unanimously. |
| ADOPT MINUTES OF 11/5/12 AS PRESENTED | 9.3.1 | On adoption of the Consent Calendar, the board adopted minutes of its regularly scheduled meeting held Monday, November 5, 2012, as presented. |
| APPROVE INTERDISTRICT & ALLEN BILL REQUESTS | 9.4.1 | On adoption of the Consent Calendar, the board approved interdistrict attendance or Allen Bill transfer requests, 2012-13 school year, as presented. |
| ACKNOWLEDGE STUDENT DISCIPLINE REPORT, OCTOBER 2012 | 9.4.2 | On adoption of the Consent Calendar, the board acknowledged the Student Discipline Report for the month of October 2012, and Prior Two-Year Comparison, as presented. |
| APPROVE FIELD TRIP, MODEL UN CONFERENCE | 9.4.3 | On adoption of the Consent Calendar, the board approved the OHS Field Trip Request to the Model United Nations Conference at University of California, Davis, May 18-19, 2013, as presented. |
| APPROVE WARRANTS THRU 11/28/21, CYCLE I & II PAYROLL FOR NOVEMBER 2012 | 9.5.1 | On adoption of the Consent Calendar, the board approved district warrants prepared for payment through November 28, 2012, and Cycle I and II Payroll for November 2012, as presented. |
| APPROVE CONSULTANT AGREEMENTS | 9.5.2 | On adoption of the Consent Calendar, the board approved Consultant Agreements, as presented. |
| APPROVE ASB ACCOUNTS, OHS, OCTOBER 2012 | 9.5.3 | On adoption of the Consent Calendar, the Board approved Student Body Accounts, Oakdale High School, October 2012, as presented. |
| APPROVE ASB ACCOUNTS, OJHS, OCTOBER 2012 | 9.5.4 | On adoption of the Consent Calendar, the Board approved Student Body Accounts, Oakdale Junior High School, October 2012, as presented. |
| AUTHORIZE DISPOSAL OF OBSOLETE BOOKS & MATERIALS | 9.5.5 | On adoption of the Consent Calendar, the board authorized Disposal of Obsolete Books and Materials, as presented. |

- APPROVE EMPLOYMENT 9.6.2 On adoption of the Consent Calendar, the board approved employment, as presented:
Loretta Bertao, Noon/Yard Duty, Sierra View,
Effective 12/04/12
Theresa Swilley, ASP Leader 1, Sierra View,
Effective 1/08/13
Mariia Thomason, ASP Leader 1, Magnolia,
Effective 11/27/12
Yvonne VanderVeen, SDC Instructional Aide, Jr. High,
Effective 11/13/12
- DISPOSITION OF ITEMS REMOVED FROM CONSENT, 9.6.1, ACCEPT RETIREMENT 10.0 Trustee Dyer, on behalf of the community and himself, sadly approved the request for retirement for Penny Muniain. It was noted she has been teaching for 41 years, and she will be recognized at the retiree reception preceding the Board meeting in May.

It was **M/S/C (Dyer/House)** to accept retirement of Penny Muniain, Teacher, Sierra View Elementary, Effective 6/30/13, as presented.
- REPORT, CSBA CONFERENCE 11.1 Board President Tozzi reported that he and Trustees Gilbert and Shatswell, and Superintendent Malone attended the recent California School Boards Association Annual Education Conference.

Trustee Shatswell reported that she attended the College and Career Readiness sessions, which talked about starting at the grammar school level, and there was a lot of information about starting sooner to prepare students academically and for parents to prepare financially. She also commended the district Transportation Department for maintenance of our school busses, noting she learned the cost of a new bus is \$185,000.

Trustee Gilbert attended a session by Jack O'Connell, former Superintendent of Public Instruction, who spoke on the politics of the Prop 30 Campaign. She also attended a session on Educational Foundations, which opened her eyes to possibilities.

Superintendent Malone reported he attended sessions on construction management, and reaffirmed the process we are currently moving through.

Trustee Tozzi attended a session on Social Media in Education, noting 95% of kids today use some form of

social media and learned that some districts set up a Twitter site for emergency information. He also attended sessions which covered ADHD and Bullying, and noted we are one of the few schools who have a student board member, and encouraged Madison to bring student issues to the Board.

APPROVAL, FIRST INTERIM
FINANCIAL REPORT 2012-13

- 12.4 Chief Business Officer Susan Dyke presented an overview of the First Interim Financial Report for 2012-13, which included Adopted Budget vs. First Interim, Three-Year Enrollment History, Multi-Year Projection, Reserves to Budget, Projected Cash Flow, and Deficits and Deferrals. She noted the 2013-14 Multi-Year Projection does not reflect funded COLA at this time, but does reflect Step and Column, and we still have a structural deficit. She also noted the 2014-15 Multi-Year Projection includes a 2.3% COLA as funded by statute.

In reviewing Reserves to Budget, she noted a 25% reserve for the current year and two years out and that at this time, with the amount of deferrals, we need to look at cash balance, which is about \$6.4 Million, which is only a 15% available reserve until the State repays deferrals. Projected cash flow is really erratic and shows how low cash gets until we get deferral payments. We are still dealing with 22% deficit funding by statute as opposed to what we really get.

She also noted the Governor's 2013-14 budget proposal will be released January 10, the Weighted Student Formula will be revisited for implementation in 2013-14, the Federal government decisions on sun-setting tax provisions could affect the 2013-14 economy and District budget, and the Second Interim will be prepared for activity through January 31 and reflect factors from the issues noted in the Multi-Year Projection.

It was **M/S/C (Gilbert/Dyer)** to approve the First Interim Financial Report, as of October 31, 2012, for fiscal year 2012-13, and certify that the district is able to meet its financial obligations. Passed unanimously.

APPROVAL, FACILITY
PROGRAM MANAGEMENT
R. HOLCOMBE

- 12.4 Superintendent Malone reported that the district has relied on program management and construction management of facilities by Ron Holcombe of Pacific Program Management for Educational Facilities, and would like to renew, revise and extend the contract with Mr. Holcombe to include the prioritized list of

facilities projects. He noted this contract is at a reduced rate, and that Mr. Holcombe is helping us to build a construction team within our district.

Trustee Dyer noted he was unclear about the “or” statement in the first paragraph on pricing matrix. It was noted that the Board had previously approved the pricing matrix that is currently in force, and varies between big and small projects, and the “or” statement states the fees shall be reduced by 50% or one half of contract values.

It was **M/S/C (Shatswell/House)** to approve Facility Program Management Contract Modification, Renewal and Extension with Ron Holcombe, Pacific Program Management for Educational Facilities. Passed 5-0; Ayes: Gilbert, House, Shatswell, Tozzi, Lane (Advisory); Abstained: Dyer.

APPROVAL, RFQ FOR ARCHITECT, CENTRAL KITCHEN PROJECT & MULTI-PURPOSE ROOM

- 12.5 Superintendent Malone presented this request for qualifications and proposal for professional architectural design services for new construction for the Central Kitchen and associated site work and Multi-Purpose Rooms at Cloverland and Fair Oaks.

It was **M/S/C (Dyer/Gilbert)** to approve Request for Qualifications for Architect, Central Kitchen Project and Multi-Purpose Room. Passed unanimously.

APPROVAL, RFQ FOR LEASE-LEASE BACK SERVICES, CENTRAL KITCHEN PROJECT

- 12.6 Superintendent Malone presented this request for statements of qualifications and proposal for Lease-Lease Back services for the new Central Kitchen and associated site work.

Mr. Holcombe said the purpose of Lease-Lease Back is to engage a contractor to help in design, that general contractors in the area know the market and materials, and that this is the most efficient method to coordinate a contractor and architect up front. They will come back to the Board with a final contract and fixed sum of money, with an approved set of plans and known costs. Ron will keep the Board informed of what is going on.

It was **M/S/C (Gilbert/Dyer)** to approve Request for Statements of Qualifications and Proposal for Lease-Lease Back Services for New Central Kitchen and Associated Site Work. Passed unanimously.

INFORMATION

Superintendent Malone reported on recent successes at Lincoln High School with the recent Band and Color Guard competitions, and the Football Team winning the CIF Section Championship and going on to win the NorCal Championship. He reported that the Football team will travel to the Home Depot Center in Carson this weekend to play in the State Bowl Game for the DII Championship. He noted the CIF funds the cost of transportation, lodging and food for the team, and handles much of the arrangements to make sure this is a memorable event for coaches and players.

- 13.1 OHS/OJHS Concert Band & OJHS Jazz Band, Magnolia, December 11, 7:00 p.m.
- 13.2 OHS/OJHS Holiday Choir Concert, OHS Theater, December 12, OJHS @ 6:00 p.m. and OHS @ 7:30 p.m.
- 13.3 Elementary Choir Concert, Magnolia, December 13, 6:00 (Grade 3) & 7:30 p.m. (Intermediate)
- 13.4 Elementary Bands and Steel Band Concert, OJHS Gym, December 18, 7:00 p.m.
- 13.5 Grade 7-12 Minimum Day, December 19 & 20
- 13.6 K-12 Minimum Day, December 21
- 13.7 Schools Closed for Winter Break: December 24, 2012 - January 4, 2013
- 13.8 Furlough Day, No School/Sites Closed, January 7

ITEMS FOR NEXT AGENDA

- 14.1 Approval of Graduation Dates and Board Assignments
- 14.2 Quarterly Report on Williams Settlement Complaints
- 14.3 Update on Volz Scholarship in February

ADJOURNMENT

- 16.0 The meeting adjourned at 7:49 p.m.