LOS BANOS UNIFIED SCHOOL DISTRICT
MINUTES OF THE REGULAR MEETING
OF THE BOARD OF EDUCATION
June 09, 2016

City Hall
Council Chambers

Mr. Parreira called the meeting to order at 6:00 P.M. — Call to Order

PRESENT: Mr. Areias, Mrs. Duffy , Mr. Falasco, Mr. Jones, Mr. Mueller, Mr. Parreira, Ms. Smith — Roll Call

Study Session

A study session was held at 6:00 p.m. for the Local Control Accountability Plan and the 2016-17 Budget.

A closed session was held prior to the beginning of the regular meeting for: — Closed Session
1. Student Discipline: Cases # 9168754871, # 5515833, # 3174324647, # 5503054, # 2174323915, # 5505929(8141775208), # 1502291
2. Conference with Legal Counsel – anticipated litigation Significant exposure to litigation pursuant to Government code section 54956.9(b)(2). One case.

The regular session was opened by Mr. Parreira at 7:04 P.M. — Regular Session

The audience was led in a Pledge of Allegiance by Mr. Randy Nocito, LBTA President. — Pledge to Flag

On motion by Member Falasco, seconded by Member Jones, Trustees approved the agenda with corrections to Consent Item B, D and E. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried. — Approval of Agenda

Public Forum

Mr. Julian Mancias, a Community Advocacy Coalition member, came forward and voiced concern about Member Areias' recent comments about the CAC. He stated that he found his comments aggressive and does not believe that they meet the criteria for a school board member. He stated that the CAC had written a demand letter to the District asking to be included on the hiring process. He stated that he feels Member Areias has failed the District as a Board Member.

Ms. Blanca Suarez came forward and voiced concern regarding a recent incident involving her daughter. She stated that she had met with both site and District administration regarding a health aide cutting her daughter's hair. She stated that she was not pleased with how the incident was handled and wanted the aide removed from the school site.

Ms. Ochoa came forward and stated that this issue should be addressed immediately and was concerned that the District allowed it to happen.

Ms. Patricia Ramos Anderson came forward and stated that the CAC and District met to discuss different ways the CAC can become involved in the hiring process. She stated that she finds Mr. Areias very disrespectful. She said that she may not live in the Los Banos Unified School District, but she is a tax paying citizen, scholarship donor and has the right to voice her opinion.

Mr. Aaron Barcellos came forward and stated that he was very concerned about the contract manager agreement that is on the agenda for approval. He requested that the item be removed for legal counsel review, before a decision is made. He stated that the manager chosen was used before by the District and asked if a background check

had been completed. He said that he does not agree with the Board's decision to use multi prime contract for the MSE project. He stated that four schools in the District were successfully built on lease leaseback agreements. He stated that as a tax payer he feels that public funds are not being spent wisely. He also addressed the statements regarding Mr. Areias, commenting that he has more integrity then anyone he knows.

2016 retirees: Ann Dominguez, Eileen Koch, Rebecca Sheets, Keith Weaver, Carole Wynne and Lydia Zepeda were recognized. — Recognition/ Introductions

Mr. Randy Nocito, LBTA President, came forward and thanked Trustees for their help and support while serving as LBTA President. He introduced the new LBTA President, Jason Walsh. Mr. Walsh came forward and thanked Mr. Nocito for his years of service, stating that it was an honor to have served with him. He announced the new LBTA officers and thanked his wife for her support. He stated that as the new LBTA President, he had three goals: to continue the great working relationship between the District and LBTA, make Los Banos Unified a great place to be a teacher and continue the ultimate goal of giving the students the best education possible. — LBTA Report

No Report — CSEA Report

Mr. Bubar reported that the District had four graduation ceremonies last week. He was able to attend two, reading the proclamation for Los Banos High School and Crossroads. He commented that we are hoping to have a successful summer school program, which starts next week. — Superintendent's Report

Mr. Allen Evans, project superintendent from the Architect firm of Mangini & Associates, came forward and provided an update on the new junior high. — Facilities Report

Mr. Mueller – No report, Ms. Smith reported that she attended the Pacheco High graduation, congratulated the graduates and hopes they continue their education in whatever field they choose. Ms. Duffy congratulated all graduates. Mr. Jones was unable to attend graduation this year, but congratulated all graduates and wished them success. Mr. Falasco congratulated all graduates and stated that graduation is his favorite event to attend as a Board Member. Mr. Areias congratulated all graduates and wished them success in the future. He stated that he was surprised to receive a letter from the CAC issuing a recall against him. Mr. Areias addressed the accusations the CAC made in the letter and commented on the many concerns he has regarding recent Board decisions. Mr. Parreira congratulated all graduates and applauded secondary staff for all of the hard work that goes into planning a graduation. He wished everyone a great summer. — Trustee Reports

Mr. Paul Enos, Assistant Superintendent of Secondary Education and Ms. Paula Mastrangelo, Assistant Superintendent of Elementary Education provided information on the final draft of the Local Control Accountability Plan (LCAP). Mr. Parreira opened a public hearing at 8:01 PM to receive comments from the public on the Local Control Accountability Plan. No one came forward and the hearing was closed at 8:01 PM. The LCAP is slated for adoption at a special Board meeting on June 16, 2016. — LCAP Hearing

Mr. Don Laursen, Director of Fiscal Services, presented information on the 2016-17 proposed budget. Mr. Parreira opened a public hearing at 8:02 PM to receive comments from the public on the budget; no one came forward and the public hearing was closed at 8:02 PM. The budget is scheduled for adoption at a special meeting on June 16, 2016.	2016-17 Budget Adoption
Ms. Paula Mastrangelo, Assistant Superintendent of Elementary Education, provided an informational report on the Cal200 Settlement.	Cal200 Report
Mr. Parreira opened a public hearing at 8:05 P.M. to receive input from interested parties on the adjustment to Level I and commercial developer fees. There were no public comments and the hearing was closed at 8:06 P.M. On a Motion of Member Jones, seconded by Member Falasco, Trustees adopted Resolution #20-16, approving an increase in Level I residential fees from $4.23 to $4.80 per square foot, and from $0.54 to $0.56 per square foot for commercial fees effective June 9, 2016. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	Level I and Commercial Developer Fees
Mr. Parreira opened a public hearing at 8:08 P.M. regarding the findings of the April 2016 School Facility Needs Analysis. Mr. Aaron Barcellos came forward and asked the Board how may permits had been issued. He also encouraged the Board to exercise due diligence in regards to mitigation agreements. No one else came forward and the hearing was closed at 8:12 P.M. On a Motion of Member Jones, seconded by Member Falasco, Trustees adopted Resolution #21-16 accepting the findings of the School Facility Needs Analysis and increasing residential fees from $4.23 to $4.80 per square foot, effective immediately. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	School Facility Needs Analysis, Level II Developer Fees
On motion by Member Jones, seconded by Member Mueller, Trustees adopted Resolution #16-16 as required by legislation that established the Education Protection Account. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	Education Protection Account
On motion by Member Jones, seconded by Member Mueller, Trustees adopted Resolutions #22-16, #23-16, #24-16, #25-16, #26-16 and #27-16 approving identified certificated staff to teach outside of their credential authorization per Education Code #44258.3 and Section #44258.7 C & D. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	Authorization of Teaching Assignments
On motion by Member Jones, seconded by Member Falasco, Trustees approved the Provisional Internship for: Mendez, Maria– Science, Biology – Los Banos High School, Guzman, Erica – Elementary Teacher – Lorena Falasco Elementary, Mondragon, Alyssa – Elementary Teacher – Miano Elementary, Meza, Nicole – Special Education Teacher – District Wide, Wood, Kiersten – Special Education Teacher – Henry Miller Elementary, Godinez Garcia, Leticia – Special Education Teacher – Los Banos Junior High. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	Provisional Internship Permit

On motion by Member Jones, seconded by Member Mueller, Trustees approved Award of California Multiple Award Schedule (CMAS) Contract for the Pacheco High School Synthetic Turf Fields Project to FieldTurf USA, Inc. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried	Award of CMAS Contract
On motion by Member Jones, seconded by Member Falasco, Trustees approved low bid for the site construction work for the Pacheco High School Synthetic Turf Fields Project to Goodland Landscape Construction, Inc. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried	Bid Award: PHS Synthetic Turf Fields
On motion by Member Falasco, seconded by Member Mueller, Trustees approved a change order to add seal coating to the parking lot, ball court, & fire lane as noted at Creekside Jr. High School. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried	Change Order: Creekside Junior High School
On motion by Member Mueller, seconded by Member Falasco, Trustees approved renewal or the 2016-17 Contract #CSPP-6275 between the California Department of Education and LBUSD for the California Preschool Program: and adopt Resolution # 28-16, authorizing designated personnel to sign contract documents. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes; 0; Absent: 0. Motion carried.	Contract Renewal: California State Preschool Program
On motion by Member Mueller, seconded by Member Falasco, Trustees approved renewal or the 2016-17 Contract #CPKS-6047 between the California Department of Education and LBUSD for the Pre-Kindergarten Family Literacy Program Support: and adopt Resolution # 29-16, authorizing designated personnel to sign contract documents. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	Contract Renewal : Pre-Kindergarten & Literacy Support
On motion by Member Falasco, seconded by Member Jones, Trustees approved to amend the contract for the Assistant Superintendent to reflect a salary increase to the level of Acting Superintendent, and to clarify the salary adjustments for the Assistant Superintendent for the 16-17, and 17-18 school years which were inadvertently omitted from the second contract amendment and to provide the same salary increase as was given to the other management and certificated employees. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	Acting Superintendent Contract
On motion by Member Jones, seconded by Member Mueller, Trustees declared their intent to adopt the following new courses: *Foundations of Integrated Math (course #2201)* and *Foundations of High School Math (course #2202.* Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	New Course Adoptions (1st Reading)
On motion by Member Falasco, seconded by Member Mueller, Trustees declared their intent to adopt the following new courses: *Culinary Arts II (course #8361).* Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	New Course Adoptions (1st Reading)
On motion by Member Jones, seconded by Member Falasco, Trustees declared their intent to adopt the course title change to *Ag Power Mechanics* and *Ornamental Horticulture*. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried.	Course Title Change

Member Mueller asked for the removal of Item I-12 on the Consent Calendar. Member Smith asked for the removal of Item B-1 on the Consent Calendar. On motion of Member Mueller, seconded by Member Falasco, Trustees approved the Consent Calendar as amended. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.

CONSENT CALENDAR

Trustees approved minutes of the regular meeting held on: April 7, 2016, April 14, 2016 and April 26, 2016.

Minutes

Appointment: Apodaca, Ralph – Physical Education Teacher, Los Banos Junior High –effective 2016/17 School Year, Barco, Heather – Psychologist, District Wide- effective 2016/17 School Year, Benson, Ilana – 4th Grade Teacher, Henry Miller Elementary - effective 2016/17 School Year, Bencomo, Antonio – Assistant Principal, LBHS - effective 2016/17 School Year, Bourbon, Amanda – Kindergarten Teacher, Lorena Falasco Elementary- effective 2016/17 School Year, Bravo, Carmen – 4th Grade Teacher, Los Banos Elementary - effective 2016/17 School Year, Couch, Sara – Learning Director, Creekside Junior High- effective 2016/17 School Year, Cabral, Alexi – Science Teacher, Los Banos Junior High - effective 2016/17 School Year, Cavazos, Danielle – Music Teacher, Los Banos High School - effective 2016/17 School Year, Eagleton, Zack – Science Teacher, Los Banos Junior High - effective 2016/17 School Year, Guzman, Erica - 6th Grade Teacher. Lorena Falasco Elementary - effective 2016/17 School Year, Montemurro, Paul – Math Teacher, Creekside Junior High - effective 2016/17 School Year, Pena, Fernando – Math Teacher, Creekside Junior High - effective 2016/17 School Year, Stoops, Christina – 4th Grade Teacher, Westside Elementary - effective 2016/17 School Year, Yasin-Gurgen, Leila – Assistant Principal, Miano Elementary - effective 2016/17 School Year, Dias, Zelda – Learning Director, Los Banos High School - effective 2016/17 School Year, Ortiz, Kim – Special Education Teacher, District Wide- effective 2016/17 School Year, Sanchez, Annabel- Kindergarten Teacher, Miano Elementary- effective 2016/17 School Year, Tristan, Rose – Special Education Teacher, District Wide- effective 2016/17 School Year, Resigned: Atkins, Patrick – Assistant Superintendent Human Resources, District Office - effective 6/30/2016, Mendez, Ashley – Pre School Teacher – effective 06/30/2016, Montemurro, Paul – Principal, Los Banos Elementary- effective 06/30/2016, Houck, Michelle – English Teacher, Los Banos High School - effective 06/30/2016, Haworth, Kara – Science Teacher, Pacheco High School - effective 06/30/2016, Wali, Raquel – Special Education Teacher, Los Banos Junior High – effective 6/30/16, <u>New Hires</u>: Hernandez, Beatrice, Pre-School, Instructional Aide (4.0 Hrs), Parras, Isabel, Pre-School, Instructional Aide (4.0 Hrs), <u>Appointments</u>: Ornelas, Jessica – CJHS, Instructional Aide I (7.0 Hrs), <u>Promotional:</u> Rivera, Alma – LBJH, Bilingual Clerk Typist (8.0 Hrs), Sotelo, Edith – LEAP, Program Leader (6.0 Hrs), Tovar, Ruth – DW, Bilingual Community Liaison, <u>Retired:</u> Zepeda, Lydia – Pre-School, Instructional Aide – Effective 6/3/16, <u>Resigned</u>: Menezes, Jeanette – LBHS, Behavior Support Aide – Effective 6/3/16.

Personnel Actions

The monthly Fiscal Report was submitted for Board information.

Fiscal Report

Trustees approved the revised list of administrative contracts for 2016-17.

Administrative Contracts

Trustees approved the revised 2016-17 holiday schedule for Management, Supervisory and Confidential employees.

Holiday Schedule

Trustees approved the inflation adjustment factor of an additional 2.79% to all appropriate fees outlined in all School Impact Mitigation Agreements and that the same inflation adjustment be applied to all future developer School Impact Mitigation Agreements.

Mitigation Agreement Inflation Factor

Trustees approved the updates to the Kindergarten report card as submitted.

Kindergarten Report Card

The Board designated Veli Gurgen, LBHS Principal; Joseph Barcellos, LBHS Athletic Director; Ms. April Latta, LBHS Learning Director; Dan Sutton, PHS Principal; Charles Pikas, PHS Athletic Director and Daniel Elizalde, PHS Assistant Principal as the District's California Interscholastic Federation (C.I.F.) league representatives for 2015-2017.

Designation of CIF League Representatives

Trustees approved the following agreements/contracts:

Agreements/ Contracts

1. MCOE, 2016-17 Media Services
2. MCOE, Lease Agreement, Special Ed Classrooms
3. Valley Community School, student lunches
4. Atkinson, Andelson, Loya, Rudd & Romo, hourly legal services
5. Agreement, Lane Engineers, Inc. Storm Water Pollution Prevention Plan
6. Proposal, Brandon Leach, inspection services
7. Proposal, DC Inspections Inc., in plant welding inspection services
8. Proposal, Technicon Engineering Services, Inc., testing services
9. Agreement, Jim Womack-Inspector of Record PHS Culinary Project
10. Agreement, Jim Womack-Inspector of Record MSE Addition Project
11. Agreement, Jim Womack-Inspector of Record PHS Play Fields Project
12. Removed
13. Tom Neeb, Expulsion Services
14. MCOE, Jack L. Boyd Outdoor School (WUES)

Trustees approved the following overnight/out-of-state travel:

Travel

1. LBJH Teacher, Kagan Secondary Math Conference, Orlando, FL, July 11-13, 2016
2. LBJH/CJH MESA Teachers, CSTA Annual Conference, July 10-12, 2016
3. LBJH Tchrs/Stu, National MESA Prosthetic Arm Competition, Ogden, UT, June 21-26, 2016
4. HME Teacher, Kagan Leadership Academy, Orlando, FL, July 11-15, 2016
5. HME Teacher, Kagan Leadership Academy, Orlando, FL, July 15-20, 2016

Trustees approved the removal and disposal of obsolete electronic equipment

Obsolete Equipment

Trustees approved the warrants for payment.

Warrants

There was a main motion by Member Mueller, seconded by Member Areias requesting a study session to review the OP Development, Inc. manager agreement for the MSE addition project. There was a substitute motion by Member Jones, seconded by Member Falasco, requesting to have Mr. Bubar research the cost of construction manager agreement and discuss the cost of the agreement with Mr. Opinski from OP Development, Inc. at the June 16, 2016 special board meeting. The vote on the substitute motion was: Ayes: Falasco, Jones; Noes: Areias, Duffy, Mueller, Parreira, Smith; Absent: 0. Motion failed. The main motion was brought back and Trustees agreed to hold a study session at the July 21, 2016 Board Meeting. Ayes: Areias, Duffy, Mueller, Parreira, Smith; Noes: Falasco, Jones; Absent: 0. Motion carried.	Consent Calendar Item I-12
Member Smith asked for the removal of the appointment of Leila Yasin-Gurgen on Item B-1 of the Consent Calendar. Member Smith requested a closed session item on the June 16th Special Board Meeting to discuss the appointment of Leila Yasin-Gurgen as Assistant Principal, Miano Elementary. Ms. Yasin-Gurgen came forward and requested that the discussion take place during open session rather then closed session. On motion by Member Areias, seconded by Member Mueller, Trustees agreed to hold a closed session discussion at the June 16th meeting regarding the appointment allowing Ms. Gurgen-Yasin to address the Board at that time and approved the Consent Calendar Item B-1 as amended. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes: 0; Absent: 0. Motion carried	Consent Calendar Item B-1
Student Discipline, Case # 9168754871, # 3174324647 and # 2174323915: On motion by Member Jones, seconded by Member Falasco, Trustees expelled the students for the 1st semester of the 2016-17 school year. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	Reporting Closed Session Action
Student Discipline, Case # 5515833 and # 5503054: On motion by Member Jones, seconded by Member Falasco, Trustees expelled the students through the end of the 1st trimester of the 2016-17 school year. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	
Student Discipline, Case #5505929 (8141775208): On motion by Member Jones, seconded by Member Falasco, Trustees expelled the student through the fall semester with the expulsion being suspended, thus allowing the student to return to Pacheco High School on a behavior contract. If the student violates the behavior contract the student will be immediately referred to Valley Community School to complete the remainder of the expulsion. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	
Student Discipline, Case # # 1502291: On motion by Member Jones, seconded by Member Falasco, Trustees expelled the student for a calendar year, through June 9, 2017. Ayes: Areias, Duffy, Falasco, Jones, Mueller, Parreira, Smith; Noes 0; Absent: 0. Motion carried.	
Conference with Legal Counsel – anticipated litigation Significant exposure to litigation pursuant to Government code section 54956.9(b)(2). One case. No Action	

1. Member Falasco asked for a traffic study at Westside Union Elementary and requested a crosswalk on L Street to the entrance to the school office. 2. Member Jones requested a discussion on the increase in student marijuana use and alternative ways to handle the problem.	Discussion, Information, and Future Agenda Items
The meeting was adjourned by Mr. Parreira at 9:00 P.M.	Adjournment

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SECRETARY