

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
December 9, 2008

A. INTRODUCTORY ITEMS

1. Call to Order

This meeting of the Board of Trustees was called to order at 5:00 p.m. by President Mary Muse in the Superintendent's office.

After letting those in attendance know the specific items to be discussed during Closed Session, and asking if anyone in attendance had any comments or questions regarding the Closed Session agenda, the Board entered Closed Session for discussion of the following items:

- a. Discuss hearing panel recommendations regarding possible orders to expel six students. Any action will be taken in public session during the Student Services section of the public portion of the board meeting. All appropriate actions will be taken to preserve the confidentiality and legal rights to privacy of the students. *(EC 35146, 48918[c])*
- b. Consider one recommendation to suspend an existing expulsion order from another school district.
- c. Consider eight student petitions for reinstatement into El Dorado Union High School District.
- d. Consider two requests for a California High School Exit Exam (CAHSEE) waiver.
- e. Discuss and take action about certificated and classified personnel listed in the consent agenda related to personnel action. *(GC 54954.5, 54957)*
- f. Conference with labor negotiators (agency negotiators for the Board are Asst. Superintendent Stevie Clark and Assoc. Superintendent Steve Luhrs) to discuss with the Board represented employees: Proposals from the **Faculty Association** regarding compensation package and other contract issues. *(GC 54957.6)*
- g. Conference with labor negotiators (agency negotiators for the Board are Asst. Superintendent Stevie Clark and Assoc. Superintendent Steve Luhrs) to discuss with the Board represented employees: Proposals from the **CSEA** regarding compensation package and other contract issues. *(GC 54957.6)*
- h. Conference with labor negotiators (agency negotiators for the Board are Asst. Superintendent Stevie Clark and Assoc. Superintendent Steve Luhrs) to discuss proposals from the El Dorado Managers Association (**EDMA**) regarding compensation package and working conditions. The Board entered Open Session at 6:02 p.m. in the Boardroom.

2. Pledge of Allegiance was led by Katie Paur.

At this point, Mr. Cary announced that Mrs. Muse and Mrs. Veerkamp, by virtue of being uncontested, were reelected to the EDUHSD Board of Trustees for another four year term. Mr. Cary administered the Oath of Office to Mrs. Muse and Mrs. Veerkamp.

3. Attendance
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| <u>Board Members Present</u>
Mary T. Muse
Lori Veerkamp
Madeline T. Restaino
Kirby L. Ehler
Timothy M. Cary | <u>D.O. Staff Present</u>
*Sherry J. Smith, Executive Secretary
Steve Luhrs, Associate Superintendent
Chris Hoffman, Associate Superintendent
Stevie Clark, Assistant Superintendent
Steve Volmer, Assistant Superintendent
Patty McClellan, Facilities Director
Sylvia Torres, Asst. to Superintendent |
| <u>Student Board Member</u>
Katie Paur | <u>Association Representatives</u>
Marc Moehlman, Faculty Association President
Sandy Hawkins, Classified Association Representative |
- *Absent
- Others
 Staff: 2
 Community Members: 9
4. Requests to change the agenda and approval of agenda.
 Mrs. Veerkamp moved to approve the agenda as presented. Seconded by Mr. Ehler. (Katie Paur, aye.) Motion unanimously carried (5-0).
5. Consent Agenda
 Mrs. Restaino moved to approve the following consent agenda items. Seconded by Mr. Ehler. (Katie Paur, aye.) Motion unanimously carried (5-0).
- a. Approval of Minutes of November 18, 2008, Board Meeting.
 - b. Approval of Commercial Warrants Report
 - c. Approval of Routine Certificated Personnel Action.
 - d. Approval of Routine Classified Personnel Action.
 - e. Acceptance of Updated Administrative Regulations 5111.1 and 5144.
 - f. Approval of Resolution 2008/08-21 for Employer Pickup.
 - g. Permission to Dispose of Obsolete/Unusable Furniture, Equipment, and Textbooks.
 - h. Approval for El Dorado High School Wrestling Team to Participate in an Instructional Trip:
 Wrestling Tournament, Reno, NV, December 28–30, 2008.
 - i. Approval for Oak Ridge High School Students to Participate in an Instructional Trip:
 Southern California College Tour, Santa Barbara, Los Angeles, San Diego, CA April 6–9, 2009.
 - j. CALSTRS Exemption certification for Emergency Employment of a Retired Member.

B. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

- a. Patrick Slean reported on activities at Shenandoah High School.
- b. Aislynn Mueller reported on activities at Oak Ridge High School.
- b. Kody Michael Quigley reported on activities at Ponderosa High School.
- c. Spencer Brutting reported on activities at Union Mine High School.

C. ACKNOWLEDGMENT OF CORRESPONDENCE

There was no correspondence to acknowledge.

D. INVITATION TO BARGAINING UNIT PRESIDENTS/DESIGNEES AND/OR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD (GC54954.3)

- a. Marc Moehlman, Faculty Association President, commented that he had been advised about a problem that some young teachers are having trying to deal with sexual harassment by students. The association will be working with CTA to get training on teacher's rights in the classroom and developing a list of can and can't do's. Mr. Moehlman also indicated that CTA's legal department is looking at the administrative regulation about driving and insurance coverage. The association believes it is wrong that the employee's insurance is primary. Mr. Moehlman further commented that the Forest Reserve was passed, and that the special education settlement was the bright spot in the budget. Mr. Moehlman will be attending the CTA conference.
- b. Sandy Hawkins, CSEA Representative, expressed appreciation for the district's conservative monitoring of the budget.

E. ANNUAL ORGANIZATION MEETING

1. Approval of Elected Positions:

Mr. Cary moved to reelect Mrs. Muse as Board President and Mrs. Veerkamp as Board Clerk. Mr. Ehler seconded the motion. The motion unanimously carried (5-0).

Mrs. Restaino moved to elect Mr. Cary as Board Representative to serve on El Dorado Schools Financing Authority (A JPA) (Mello-Roos), and Mrs. Muse as the Alternative Representative. Mr. Ehler seconded. The motion unanimously carried (5-0).

2. Mr. Cary moved to appoint Superintendent Smith as Executive Secretary to the Board. Mrs. Restaino seconded. The motion unanimously carried (5-0).
3. Mrs. Restaino moved to set the time, dates, and location of Board meetings, as per the 2009 Board Meeting document provided by District Administration: Regular Board Meetings will be held on the 2nd and 4th Tuesday of each month, unless otherwise determined by the Board. There will only be one Board Meeting in the months of August, November, and December. There will not be a Board Meeting in July, unless the Board of Trustees deems it necessary to hold a Special Meeting. Board Meetings will begin at 6:00 p.m. for Open Session and 5:00 p.m. for Closed Session, unless otherwise stipulated in the Board Agenda. Meetings will be held in the District Office Boardroom, unless otherwise designated by the Board. Mrs. Veerkamp seconded the motion. The motion unanimously carried (5-0).
4. The Board designated/appointed Board members to serve as representatives on the following Boards/committees:

- a. Mrs. Muse, as Board President, to serve on the El Dorado Union High School District Financing Corporation Board (COPS).
- b. Mrs. Veerkamp, as Board Clerk, to serve as Alternate Representative on the El Dorado Union High School District Financing Corporation Board (COPS).
- c. Mr. Ehler to serve as Representative on the El Dorado County School Boards Association.
- d. Mr. Ehler and Mrs. Veerkamp to serve as nonvoting members on the District's Budget Advisory Committee.
- e. Mrs. Veerkamp to serve as Board Representative and Mr. Ehler as Alternate Representative on the ROP-JPA Board.
- f. Mrs. Restaino to serve as Board Representative on the Shenandoah Charter School Advisory Committee.
- g. Mrs. Veerkamp and Mr. Ehler to serve as Board Representatives on the Career Technical Advisory Committee.
- h. Board Member Tim Cary has been designated through 2009 to serve as Representative to elect members of the County Committee for School District Reorganization. Mrs. Restaino will serve as Alternate Representative.

F. FACILITIES SERVICES – ACTION/DISCUSSION ITEMS

There were no items for action or discussion under this section.

G. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

There were no items for action or discussion under this section.

H. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS

1. Approval of First District Certification of Interim Report for FY 2008-09 (SACS Form).

Mr. Luhrs advised that the Board is required by Education Code Section 42131 to certify the District's financial condition to the County Office of Education and State Department of Education. There are three possible certifications:

- a. Positive: We will meet our fiscal obligation this year and the next two fiscal years.
- b. Qualified: We may not meet our fiscal obligation. –or–
- c. Negative: We will not meet our fiscal obligation.

Mr. Luhrs assured the Board that a thorough analysis of the District's budget had been completed in support of the preparation of the Interim Report. A description of the analysis and changes in projected revenues and expenditures were fully explained in the report narratives. Mr. Luhrs also reviewed key points in the report. He added that the District believes there will be mid-year cuts, but will not know the full magnitude until mid-January or later.

Another purpose of the Interim Report is for District administration to review and to make revisions to the District's budget based upon updated income and appropriation information. El Dorado Union High School District submits interim reports to the Board of Trustees three times per year: (1) in December, using October data; (2) in February, using December data; and (3) in May, using March data. The First Interim Financial Report projects that the District will have a positive fund balance, which meets State standards for a District our size, at year end (6/30/09).

Mrs. Restaino moved that the Board of Trustees approve the positive Certification of the District's Interim Report. (Katie Paur, aye.) Mrs. Veerkamp seconded. The motion unanimously carried (5-0).

I. STUDENT SERVICES – ACTION/DISCUSSION ITEMS

1. Consideration of Student Disciplinary Matters Relating to Expulsions and/or Readmissions. (GC 54954.5[h]; EC 35146, 48918[c])

- a. Mrs. Veerkamp reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-21. The Board finds that Student #08-21 violated California Education Code Section 48900, parts (c), (j) and (k), as well as District Administrative Regulation 5144.1, parts C.3, C.10 and C.11.

Mrs. Veerkamp moved to: (1) order the expulsion of Student #08-21, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mrs. Restaino. The motion carried (5-0).

- b. Mrs. Veerkamp reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-22. The Board finds that Student #08-22 violated California Education Code Section 48915, parts (c)(3) and (a)(3), as well as District Administrative Regulation 5144.1, parts F.3.c. and F.2.c.

Mrs. Veerkamp moved to: (1) order the expulsion of Student #08-22, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mrs. Restaino. The motion carried (5-0).

- c. Mrs. Veerkamp reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-23. The Board finds that Student #08-23 violated California Education Code Section 48900, parts (c) and (k), as well as District Administrative Regulation 5144.1, parts C.3 and C.11.

Mrs. Veerkamp moved to: (1) order the expulsion of Student #08-23, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mrs. Restaino. The motion carried (5-0).

- d. Mrs. Veerkamp reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-24. The Board finds that Student #08-24 violated California Education Code Sections 48915, part (a)(2) and 48900, parts (a)(1) and (k), as well as District Administrative Regulation 5144.1, parts F.2.b., C.1.a. and C.11.

Mrs. Veerkamp moved to: (1) order the expulsion of Student #08-24, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mr. Ehler. The motion carried (5-0).

- e. Mrs. Restaino reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-25. The Board finds that Student #08-25 violated California Education Code Sections 48915 (c)(5), and 48900, parts (c) and (k), as well as District Administrative Regulation 5344.1, parts F.3.e., C.3 and C.11.

Mrs. Restaino moved to: (1) order the expulsion of Student #08-25, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- f. Mrs. Restaino reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-26. The Board finds that Student #08-26 violated California Education Code Section 48900, parts (c) and (k), as well as District Administrative Regulation 5344.1, parts C.3 and C.11.

Mrs. Restaino moved to: (1) order the expulsion of Student #08-26, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- g. Mrs. Restaino reported that the Board of Trustees adopts the Findings of Fact, Conclusions, and Recommended Order of the Administrative Panel as the Findings of Fact, Conclusions, and Order of the Board of Trustees regarding the expulsion of Student #08-27. The Board finds that Student #08-27 violated California Education Code Section 48900, parts (c) and (k), as well as District Administrative Regulation 5344.1, parts C.3 and C.11.

Mrs. Restaino moved to: (1) order the expulsion of Student #08-27, and (2) designate the term of expulsion as the first and second semesters of the 2008-09 school year, (3) suspend the expulsion for the second semester of the 2008-2009 school year, and (4) grant probationary student status in the schools of the District. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- h. Mrs. Restaino reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-H to the schools of the district.

Mrs. Restaino moved to readmit Student #08-H. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- i. Mrs. Restaino reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-I to the schools of the district.

Mrs. Restaino moved to readmit Student #08-I. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- j. Mr. Ehler reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-J to the schools of the district.

Mr. Ehler moved to readmit Student #08-J. Seconded by Mr. Cary. The motion carried (5-0).

- k. Mr. Ehler reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-K to the schools of the district.

Mr. Ehler moved to readmit Student #08-K. Seconded by Mrs. Restaino. The motion carried (5-0).

- l. Mr. Ehler reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-L to the schools of the district.

Mr. Ehler moved to readmit Student #08-L. Seconded by Mrs. Restaino. The motion carried (5-0).

- m. Mr. Ehler reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-M to the schools of the district.

Mr. Ehler moved to readmit Student #08-M. Seconded by Mrs. Restaino. The motion carried (5-0).

- n. Mr. Cary reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-N to the schools of the district upon completion of her community service hours.

Mr. Cary moved to readmit Student #08-N. Seconded by Mrs. Veerkamp. The motion carried (5-0).

- o. Mr. Cary reported that the Board of Trustees adopts the Findings and Recommendation for the full readmission of Student #08-O to the schools of the district.

Mr. Cary moved to readmit Students #08-O. Seconded by Mr. Ehler. The motion carried (5-0).

2. Consider Recommendation of CAHSEE Waiver Requests.

- a. Mr. Cary moved to approve the California High School Exit Exam Waiver Requests for Students No. CEEW0708-20 and CEEW0708-21. Mr. Ehler seconded. The motion carried (5-0).

J. PERSONNEL SERVICES – ACTION/DISCUSSION ITEMS

There were no items for action or discussion under this section.

K. OTHER – ACTION/DISCUSSION ITEMS

1. Consideration of Nominations for the El Dorado County Boards Association Annual Dinner Awards.

Mrs. Restaino moved to nominate the District's Measure Q Committee for the El Dorado County Boards Association Annual Awards under Category 3: Corporate or Community Member/organization. The Board appointed Mrs. Smith to prepare and submit the nomination on their behalf.

L. ANNOUNCEMENTS BY BOARD AND CABINET, IF NEEDED.

Mr. Hoffman acknowledged his first half-year in the District and thanked everyone for all their hard work. On a personal note, his 5th grade son has made the school basketball team. Things are good.

Mrs. Clark thanked everyone for a great 2008 and wished everyone a great 2009.

Mr. Luhrs stated that he was glad band competitions are over.

Mrs. Torres mentioned that the El Dorado County Boards Association Awards Dinner will be held on January 22. She asked that Board Member let her know if they plan to attend.

Mrs. Muse commented how amazing it is that everyone across the board—students, staff, administration--continue to be up-beat, even with all the unknowns in the budget.

M. CLOSED SESSION

This session was not needed.

N. OPEN SESSION

There was no action to report from Closed Session.

O. ADJOURNMENT

There being no further business, the meeting was adjourned at 7:04 p.m.

Sherry J. Smith
Executive Secretary