

ADOPTED MINUTES
El Dorado Union High School District
BOARD OF TRUSTEES
Regular Board Meeting
JUNE 22, 2010

A. INTRODUCTORY ITEMS

1. Call to Order

This meeting of the Board of Trustees was called to order at 5:00 p.m. by Board 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 order(s) to expel one student. 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 student. *(EC 35146, 48918[c])*
- b. Consider two stipulations to suspended expulsion and settlement agreement.
- c. Consider approval of four stipulations and settlement agreement.
- d. Consider approval of NPS/NPA Master Contract and Individual Service Agreement.
- 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)*

The Board reentered Open Session at 6:08 p.m. in the District Boardroom.

2. Pledge of Allegiance was led by Chris Moore.

3. Attendance

Board Members

Mary T. Muse
Lori Veerkamp
Madeline T. Restaino

D.O. Staff

*Sherry J. Smith, Executive Secretary
Steve Luhrs, Associate Superintendent
Chris Hoffman, Associate Superintendent

Kirby L. Ehler
Timothy M. Cary

*Stevie Clark, Assistant Superintendent
Steve Volmer, Assistant Superintendent
Patty McClellan, Director
*Jim Hall, Director
Lisa Garrett, Director
Sylvia Torres, Asst. to Superintendent

Association Representatives

Pat Manthey, Classified Association President
Marc Moehlman, Faculty Association President

*Absent

Others

Staff: 0
Community Members: 0

4. Requests to change the agenda and approval of agenda.
Mrs. Veerkamp moved to approve the agenda. Mrs. Restaino seconded. The motion unanimously carried (5-0).

5. Consent Agenda
Mr. Cary moved to approve the Consent Agenda items. Mrs. Restaino seconded. The motion unanimously carried (5-0).
 - a. Approval of Minutes of June 8, 2010, Board Meeting.
 - b. Approval of Commercial Warrants Report (copy available at District Office).
 - c. Approval of Routine Certificated Personnel Action.
 - d. Approval of Routine Classified Personnel Action.
 - e. Approval of Resolution No. 2009/10-31 Declaring an Election be Held in its Jurisdiction, Consolidation with Other Districts, and Requesting Election Services.
 - f. Annual Review of Intradistrict Open Enrollment Process { BP/AR 5116.1}.
 - g. 2009–10 School Transfer Data.
 - h. Destruction of Records {Student Services}.
 - i. Ratify Actions Taken by the Superintendent Under Delegated Authority.
 - j. Approve Purchase of Portable from Portable Facilities Leasing, Inc.
 - k. Approve Purchase of Four Portables from EFC Enterprises, Inc.
 - l. Monthly Report of Developer Fees Collected.
 - m. Approval of Resolution No. 2009/10-32 in Support of Robles-Wong v. California, Litigation Challenging the State's School Finance System.
 - n. Approve and Adopt Organizational Resolution No. 2009/10-33 Authorizing Designated Agents to Sign Documents on Behalf of El Dorado Union High School District; Resolution No. 2009/10-34 Authorizing Agents to Order Electronic Warrant and/or Journal Entry Between Various Funds and Accounts, and Sign the Updated Certification of Signatures.
 - o. Permission to Dispose of Obsolete/Unusable Furniture, Equipment, and Textbooks.
 - p. Delegate Authority to the Superintendent to Approve or Reject Bids, Award Consulting and Construction Contracts, Approve Change Orders, Approve Utility Easements, and

Renew Portable Leases from June 23, 2010 through August 24, 2010.

- q. Award of Bid for Parking Lot Pavement, Shenandoah High School.
- r. Award of Bid for Reroof of Six Portable Classrooms at Ponderosa High School.
- s. Approval for Ponderosa High School Future Farmers of America (FFA) Officers to Participate in an Instructional Trip: FFA Officer Retreat, Lake Tahoe, July 26–28, 2010.
- t. Approval for Ponderosa High School Future Farmers of America (FFA) to Participate in an Instructional Trip: National FFA Convention and Post Convention Trip, Indianapolis and Washington, D.C., October 20–26, 2010.
- u. Information on District Schools and the Accreditation Process Through the Western Association of Schools and Colleges (WASC).
- v. Submission of California Department of Education's 2010–11 Application for Funding Categorical Aid Programs, Part 1.

B. RECOGNITION OF SPECIAL CONTRIBUTIONS AND ACHIEVEMENTS

There were no recognitions made at this meeting.

C. ACKNOWLEDGMENT OF CORRESPONDENCE

There was no correspondence for acknowledgement.

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

Mr. Moehlman shared he attended the CTA State Council meeting which covered everything from financing of education to CALSTRS and the pension system. Mr. Moehlman announced CTA is endorsing Jerry Brown for Governor.

E. SUPERINTENDENT'S COMMENTS

Superintendent Smith was not in attendance.

F. FACILITIES SERVICES – ACTION/DISCUSSION ITEMS

This session was not needed.

G. EDUCATIONAL SERVICES – ACTION/DISCUSSION ITEMS

1. Approval of Proposed Textbook Recommended for Adoption for 2010–11.

Each year, the El Dorado Union High School District adopts textbooks for new courses and classes which have revised their courses of study in accordance with the adoption cycle. Legislation enacted in the 2008–09 school year made instructional material funding flexible and delayed the adoption cycle through the 2013–14 school. While the adoption cycle was delayed, school districts are still responsible for providing adequate instructional materials in the core subject areas.

Associate Superintendent Chris Hoffman presented this item. He indicated that for the 2010–11 school year, textbooks were only being recommended for adoption in California Natural Resources 1. The California Natural Resources 1 course was approved by the Board of Trustees last spring, but instructional staff did not require the textbooks until 2010–11. The new curriculum

aligns with the District and State content standards and staff participated in the evaluation of the textbook.

Mr. Hoffman advised that a public hearing on the proposed textbook was required prior to the Board's consideration on adoption of the California Natural Resources 1 textbook. Mrs. Muse opened a public hearing and asked for public comments. There being no public comments, she closed the public hearing and returned the matter to the Board for discussion and vote. Mrs. Restaino moved to approve the adoption of the California Natural Resources 1 textbooks. Mr. Ehler seconded. The motion unanimously carried (5-0).

H. BUSINESS SERVICES – ACTION/DISCUSSION ITEMS

1. Public Hearing Concerning Tier III Program Funds Flexibility.

The 2009/10 California State Budget and SBX3 4, Chapter, 12, Statutes of 2009, authorized school districts to use funding received from the State for Tier III programs for any educational purpose to the extent permitted by federal law. The flexibility to use funds from these programs is authorized for 5 years from 2008–09 through 2012–13 by Education Code 42605.

The Enacted 2009–10 California State Budget reduces funding to education by \$8.6 billion. Education Code 42605 provides school districts the flexibility to use funds from Tier III programs for other educational programs as deemed necessary.

Mr. Luhrs, Associate Superintendent of Educational Services, presented this item and advised on the need for a public hearing to receive public comments concerning the utilization of \$4.5 million in Tier III Funds and continuance of the District to use these funds with full flexibility. Mrs. Muse opened a public hearing and asked for public comments. There being no public comments, Mrs. Muse closed the public hearing and asked for further discussion and vote by the Board. Mrs. Restaino moved to authorize the utilization of Tier III Funds to maximize educational program stability across all El Dorado Union High School District programs. Mr. Ehler seconded. The motion unanimously carried (5-0).

2. Budget Inspection, Public Hearing, and Adoption of the 2010-11 Proposed Budget.

Education Code section 42127(a)(2) requires that school districts adopt an annual budget no later than July 1 of each year. Education Code section 42127(e) requires school districts revise their adopted budget no later than September 8th of each year to reflect changes in projected income or expenditures that become known after the annual budget is adopted. No later than 45 days after the Governor signs the annual Budget Act, Education Code section 42124(l)(4) requires school districts to make budgetary changes necessary to reflect new information included in the State budget. Mr. Luhrs presented this item, explaining that as a result of these requirements, staff will be closely monitoring developments in Sacramento as well as revising the District's budget projections over the summer and, hopefully, will bring a revised budget to the Board no later than the first Board meeting in September.

Mr. Luhrs provided an overview of the 2010-11 Proposed Budget. Most significant were Mr. Luhrs' statements that District revenue is dropping by an additional \$1.3 million, and that we can expect more cuts from the state. Despite the loss of revenue, the District's continues in good

fiscal health. We expect to finish next year with a \$7 million reserve. In 2011-12 the projections indicate a \$2 million reserve. Budget shortfalls are projected in 2012-13, for which the District is now planning. In response to the diminishing revenue and state cuts, the District has cut \$6 million from its budget. However, total District revenues have been reduced by \$12 million. The Board thanked Mr. Luhrs for the presentation. Mrs. Muse commented that she would like to have seen the revenue of enrollments and how the District is meeting the needs of students.

Mrs. Muse opened a public hearing for comments from the public. There being no public comments, Mrs. Muse closed the hearing and returned the matter to the Board of Trustees. Mrs. Restaino moved to adopt the Proposed 2010-11 Budget. 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. Restaino moved to adopt the Stipulation to Suspended Expulsion and Settlement Agreement as the Findings of Fact, Conclusions and Order of the Board of Trustees regarding the expulsion of Student #09-62 and Student #09-63. Mrs. Veerkamp seconded. Motion carried (5-0).
- b. Mr. Ehler moved to adopt the Stipulation to Expulsion and Settlement Agreement as the Findings of Fact, Conclusions and Order of the Board of Trustees regarding the expulsion of Student #09-64, Student #09-65, Student #09-66 and Student #09-68. Mrs. Restaino seconded. Motion carried (5-0).
- c. Mr. Ehler moved to adopt 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 Students #09-67. Mrs. Restaino seconded. Motion carried (5-0).

J. HUMAN RESOURCES – ACTION/DISCUSSION ITEMS

1. Resolution No. 2009/10-35 Reducing 1.0 Classified FTE.

Mr. Luhrs presented this item in Mrs. Clark's absence. Mr. Luhrs shared that services within the classification of Fiscal Technician no longer meet the needs of the Regional Occupational Program (ROP) and the District. Due to the reduction of this particular kind of service, the Board was asked to approve Resolution No. 2009/10-35 calling for the reduction of classified service. The reduction of this particular kind of service will not result in a layoff.

Mr. Cary moved to approve Resolution No. 2009/10-35 reducing 1.0 Classified FTE. Mr. Ehler seconded. The motion unanimously carried (5-0).

K. OTHER – ACTION/DISCUSSION ITEMS

This session was not needed.

L. ANNOUNCEMENTS BY BOARD AND CABINET, IF NEEDED.

Mr. Luhrs commented on the loss of Director of Fiscal Services Chris Cox and her replacement Marti Zizek.

Thanks were expressed to all for their hard work, and wishes extended for enjoyable summer vacations.

M. CLOSED SESSION

This session was not needed.

N. OPEN SESSION

1. Report closed session action. (GC54957.1)

Mrs. Muse reported that the Board of Trustees considered and approved the NPS/NPA Master Contract and Individual Service Agreement for 2010-11 during their Closed Session.

O. ADJOURNMENT

There being no further business, Mrs. Muse adjourned the meeting at 6:55 p.m.

Sherry J. Smith
Executive Secretary to the Board of Trustees