

## MINUTES

### REGULAR MEETING OF THE BOARD OF TRUSTEES

MONDAY, MARCH 9, 2009, 5:45 P.M.

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

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|----------------------------|-----|---|
| CALL TO ORDER              | 1.1 | The meeting was called to order at 5:45 P.M. by President Mike Tozzi.   |
| TRUSTEES PRESENT           | 1.2 | Pam Antinetti, Bill Dyer, Mike House, Rick W. Jones, Mike Tozzi. Student representative Evan Boggs was present for Open Session.  |
| TRUSTEES ABSENT            | 1.3 | None  |
| VISITORS PRESENT           | 1.4 | Jeff Aprile, Toby Ayers, Maggie Banducci, Debra Boggs, Ryan Burghardt, Alex Dempsey, the Dempsey Family, Daniel Dunning, Esperanza Gutierrez-Jackson, Alexander Harris, Lissa Jones, Davia Kirkpatrick, Linda Kraus, Justin Myers, Isaac Palmer, Kyle Richardson, Kyle Ridenour, Becky Rodd, Kevin Sabo, Rachelle Savage, Claudia Spalding, Cheryl Thompson, and Carolyn Waggoner |
| CLOSED SESSION             | 2.0 | President Tozzi adjourned the meeting into Closed Session at 5:45 p.m. Open Session reconvened at 6:30 p.m.   |
| PLEDGE OF ALLEGIANCE       | 3.0 | Trustee Jones introduced Magnolia Elementary students: Wesley Allen, Grade 4, Jasmine Yong, Grade 5, and Chad Williams, Grade 6. These students led the Pledge of Allegiance and were awarded Certificates of Appreciation for their participation.   |
| ACTION FROM CLOSED SESSION | 4.0 | President Tozzi reported that in Closed Session the Board voted 5-0 to approve the stipulated expulsion agreement for student #08-09-08 for Violation of Education Code 48900 (b), 48900 (k), 48915 (a) (2), 48915 (b) (1) and 48915 (b) (2) for the remainder of the 2008-09 school year and the first semester of the 2009-10 school year.                                      |
| PUBLIC COMMENTS            | 5.0 | President Tozzi opened the Public Comments portion of the agenda at 6:39 p.m.   |

Carolyn Waggoner addressed the board regarding the difficult decisions they will be facing with the current economic situation, and expressed appreciation for the time, effort and thought the board is putting into this. She noted the district has made a lot of progress in academics, and encouraged the board to continue strong academic support in Oakdale. Ms. Waggoner remarked upon progress made in science, citing the OHS Science Olympiad team placing 3rd and OJHS team placing 4th in regional competition, and the need to continue to focus on science, especially for college bound students who need a stronger science background. She also commented on the need to continue to support GATE, and on Mrs. Combs' great work with students and other teachers. Trustee Tozzi noted the Board has agonized over the current budget situation, and appreciated her comments. Public Comments closed at 6:43 p.m.

APPROVE ORDER 6.0  
OF AGENDA

It was **M/S/C (Dyer/House)** to approve the order of agenda items for this meeting. All members present voted in favor.

RECOGNITION, 2009  
ACA DECA TEAM

7.1 OHS Academic Decathlon team members and Coach Lissa Jones were presented with plaques recognizing their ninth consecutive year as Stanislaus County Champions.

Superintendent Rich and board members expressed their pride in the team, and wished them well as they move on to compete at the state level this weekend.

ORGANIZATION  
REPORT, OTA

8.1 Linda Kraus followed up on announcements from the last meeting: OEF won the CTA State Gold award in the non-profit organization category and will be recognized at the CTA School Bell Awards Dinner on May 8 at Seasons Restaurant in Modesto, 5-9:00 p.m. Tickets can be purchased through John Arsenio (at OHS), and she will e-mail purchase information when available. Ms. Kraus announced the district recipients of School Bell Awards are Sierra View teacher Karyn Miller, and Magnolia teacher Nancy Osmundson. She also reported that OHS teacher Pete Simoncini made it to the 2nd level of the Horace Mann Award selection process, and is in the top three finalists for the state nomination.

Ms. Kraus reported she received Mr. Rich and Mr. Tozzi's RSVP's to attend the CTA Stanislaus Service Center Council School Board Dinner, March 31, 6:30 p.m. at On Broadway in Turlock, and looks forward to having them as her guests; she attended the first meeting of the Stanislaus Education Coalition, encouraged board members to attend in the future, and will forward future meeting notices.

Ms. Kraus expressed appreciation for the way the district continues to communicate and keep informed, and hoped to be able to come to some kind of agreement before lay-off notice distribution, but are unfortunately at a standstill until more information is available on state and federal funds. She announced the State Day of Action on March 13 to recognize and heighten awareness of statewide impacts of layoffs and budgets cuts to K-12 schools. Ms. Kraus also noted the state's appalling current ranking as 47th in per pupil ADA funding, with potential to soon be ranked 52nd, and encouraged everyone to contact legislators to provide more funding for education.

ORGANIZATION REPORT, CSEA	8.2	None
ORGANIZATION REPORT, STUDENT	8.3	Evan Boggs reported on activities at the high school: Week for a Better World this week, OHS junior Korinne Baxter winning the Junior Miss Contest, Mr. Mustang contest (March 20), OHS Science Olympiad team taking 3rd place at the regional competition and going on to the state competition, OHS Aca Deca team competing in the state finals this weekend, CAHSEE testing, and Occupational Olympics (March 24).
REMOVE ITEMS FROM CONSENT CALENDAR	9.1	There were no requests to remove items from the Consent Calendar.
ADOPT CONSENT CALENDAR	9.2	It was <b>M/S/C (Dyer/House)</b> to adopt the Consent Calendar as presented. Passed unanimously.
ADOPT MINUTES OF 2/9/09 AS PRESENTED	9.3.1	On adoption of the Consent Calendar, the board adopted minutes of its regularly scheduled meeting held Monday, February 9, 2009, as presented.
APPROVE INTERDISTRICT TRANSFER & ALLEN BILL REQUESTS, 2008-09 & 2009-10	9.4.1	On adoption of the Consent Calendar, the board approved interdistrict attendance transfer and Allen Bill requests, 2008-09 and 2009-10 school year, as presented.
ACKNOWLEDGE STUDENT DISCIPLINE REPORT, FEBRUARY 2009	9.4.2	On adoption of the Consent Calendar, the Board acknowledged the Student Discipline Report for the month of February 2009, and Prior Two-Year Comparison, as presented.
APPROVE 2009/10 CALENDAR	9.4.3	On adoption of the Consent Calendar, the board approved the 2009/10 Student Traditional Track Calendar, as presented.
APPROVE 2009 SUMMER SCHOOL CALENDAR	9.4.4	On adoption of the Consent Calendar, the board approved the 2009 Summer School Calendar, as presented.

- APPROVE CBET APPLICATION 9.4.5 On adoption of the Consent Calendar, the Board approved Community Based English Tutoring Application Form, as presented.
- APPROVE WARRANTS THRU 2/26/008, CYCLE I AND CYCLE II PAYROLL FOR FEBRUARY 2009 9.5.1 On adoption of the Consent Calendar, the board approved district warrants prepared for payment through February 26, 2009, and Cycle I and Cycle II Payroll for February, 2009, as presented.
- APPROVE ASB ACCOUNTS, OHS, JANUARY 2009 9.5.2 On adoption of the Consent Calendar, the Board approved Student Body Accounts, Oakdale High School, January 2009, as presented.
- APPROVE ASB ACCOUNTS, OJHS, JANUARY 2009 9.5.3 On adoption of the Consent Calendar, the Board approved Student Body Accounts, Oakdale Junior High School, January 2009, as presented.
- APPROVE SUMMER SCHOOL PRINCIPAL SPLIT ASSIGNMENT 9.6.1 On adoption of the Consent Calendar, the board approved the 2009 Summer School Principal Split Assignment Between Diana Crofts and Dennis Hitch, as presented.
- ACCEPT RESIGNATION 9.6.2 On adoption of the Consent Calendar, the board accepted resignations, as presented:  
Jorge Ruelas, English Teacher, Oakdale High  
Jess Watson, History Teacher, Oakdale High
- REPORT, MAGNOLIA SITE PLAN 11.1 Principal Julie Minabe presented an overview of the Magnolia Single Plan for Student Achievement, reviewing Demographics and Data, STAR Test Results, Site Plan Goals, Vision and Mission, Community & Family Support & Involvement, ways in which they address the needs of students, provide meaningful learning opportunities and deliver well-rounded curriculum, school wide goals and strategies for change.
- REPORT, FAIR OAKS SITE PLAN 11.2 Principal Dave Kindred presented an overview of the Fair Oaks Single Plan for Student Achievement, reviewing Vision and Mission, Demographics and Data, Site Plan Goals, Future Plans, Achievements, Communication, Technology, After School Program Academic Programs and Enrichment Activities, Student Council, Parent Teacher Association, Journalism/Yearbook, Recognizing Student Achievement and Site Highlights.
- REPORT, FIRST READING, BOARD POLICY UPDATE, 3000 SERIES 11.3 Marc Malone, Assistant Superintendent of Human Resources, presented updated board policies and administrative regulations, Business Services, 3000 Series, for first reading.

ADOPT RESOLUTION #08-09-11, 12.1  
REDUCTION OF SERVICE,  
CERTIFICATED LAYOFF

Assistant Superintendent Malone presented this resolution for reduction or discontinuance of particular kinds of service due to state budget constraints and the possible necessity to reduce district budget expenditures of certificated salaries. Mr. Malone explained that the district is taking steps to notify 7 elementary teachers and 2 counselors of potential layoffs by March 15. The district's intention is to bring all employees back for the next school year, but we need to take this measure in case the budget situation warrants reduced expenditures.

Linda Kraus addressed the Board as the representative of the employees who will be receiving pink slips, and stated the government needs to take a serious look at the numbers of layoffs being reported in the newspaper. Ms. Kraus also commented on teachers being asked to do more with less, and is very sad this situation has come to this district, particularly for the affect this will have on students' education. Ms. Kraus urged everyone to call, write, and demand legislators do the appropriate thing for our students.

In response to a question from Trustee Tozzi about the federal stimulus plan and potential impact on the district, Mr. Hern reported on attending the budget workshop in Sacramento last Thursday. Mr. Hern noted that the restricted federal dollars for Title 1 and Special Ed are a two-year package, and would not be on-going long-term funds. While it is possible to move some things around for the next two years to address some needs, we don't know what we will actually receive from the state of these federal dollars and cannot budget additional federal dollars at this time.

Mr. Hern noted the district is looking at about \$2.4 Million reduction of expenditures for next fiscal year, and while the district is looking at possible cuts across the board, with over 80% of the budget going toward people's salaries, there is a very limited amount of reductions that will not impact people.

In response to a question from Trustee Tozzi about the number of certificated notices, Mr. Malone explained that with retirements, resignations, and through attrition, we will be able to meet needs and balance the budget. It was noted there will be an impact on K-6 as notices become effective, and we are not sure what will happen

with class size reduction. Superintendent Rich noted this action is a precautionary step to make sure we are fiscally sound, that the deadline for certificated layoff notifications is March 15 while the classified deadline is a 45-day notice, and will talk to the board about potential classified notices at a future meeting.

Board members expressed their sadness at having to take this step, especially with the huge strides made in all areas in the district in recent years, but felt it was the prudent action to take this preventive measure to protect the district and be in a good fiscal position.

Linda Kraus addressed the Board to ask if a decision has been made on proposed reductions that had been brought to the board at the budget workshop. Superintendent Rich responded that no final decision has been made and no formal action has been taken on budget cuts, but conceptual decisions have been made. As far as the list of budget reductions, the board will be prudent and see how deeply we have to go, and needs to provide adequate notification with pink slip notices. Mr. Rich noted that the district doesn't want to cause panic, but also doesn't want to be unprepared.

It was **M/S/C (Dyer/House)** to adopt Resolution #08-09-11, Reduction or Discontinuance of Service (Certificated Layoff). A Roll Call Vote was taken with all members voting in favor.

**ADOPT RESOLUTION #08-09-12, 12.2  
RETIREMENT INCENTIVE**

Assistant Superintendent Malone presented this early retirement incentive for approval. Mr. Malone explained that by implementing this "Golden Handshake" provision of the OTA contract, we will have fewer layoffs because we are able to have more retirements, and because those retiring are at the highest salary schedule. Mr. Malone stated that we would probably have twice the number of layoffs if we did not offer this retirement incentive.

Trustee Jones felt it would be appropriate to reference the contract article in the resolution. Mr. Malone explained that this resolution was adopted by legal counsel, and that the contract article is referenced in the cover memo.

It was **M/ (Jones)** to reference the contract section in the resolution. Motion died for lack of a second.

It was **M/S/C (House/Antinetti)** to adopt Resolution #08-09-12, Retirement Incentive, as presented. A Roll Call Vote was taken with all members voting in favor.

APPROVAL OF  
SECOND INTERIM  
REPORT, 2008-09

- 12.3 Assistant Superintendent Hern presented an overview of the Second Interim Report, reviewing Reserves and Ending Fund Balance, Multi-Year Assumptions based on the Governor's budget, Multi-Year General Fund Balances with reserves of 5% or 4% for Economic Uncertainty, Conclusion on Reserves, and Concerns about Categorical Funds, Enrollment and Deferred Revenue.

It was noted that the district will need to continue to reduce expenditures, that the reserve is based on expenditures, not revenue, and that the district needs to take steps to ensure it does not go below a 3% reserve. It was also noted that monthly payroll for the district is \$2.2 Million, February Apportionment and Class Size Reduction Revenue may be deferred from February to July, and July and August Apportionment to October. Mr. Hern reviewed the TRANs (Tax Revenue and Anticipation Notes) approved by the Board at the last meeting to allow us to borrow cash if needed to make payroll and to have adequate cash flow.

It was also noted another source of revenue has been county property taxes in April and December, but they anticipate those will be lower with the current economic downturn, that the district will not be earning as much interest on accounts as it has in the past, most categorical funds will be reduced by 20% next year, and if current enrollment trends continue, we anticipate a decline by about 20 ADA per year.

It was **M/S/C (Jones/House)** to Approve the Second Interim Report and Positive Certification for Fiscal Year 2008-09. Passed unanimously.

ADOPTION,  
BP/AR 2000 SERIES

- 12.4 Assistant Superintendent Malone presented updated board policies/administrative regulations, Administration, 2000 Series, for second reading and adoption. Trustee Dyer commented on the volume of material to review, and stated that he would be more comfortable having more time to review these updated policies prior to approval.

Trustee Jones commented that many of the policies tend to be pretty boilerplate, but could have more specific comments to tailor to our district. Mr. Malone noted that many of the updated policies have been kept more generic to more easily update as we receive future CSBA updates, but as we get into the 5000 and 6000 series the Board will see updated policies that are more tailored to our district.

It was **M/S/C (Dyer/Jones)** to postpone the Second Reading and Adoption of Updated Board Policies & Administrative Regulations, Administration, 2000 Series, to allow more time to review. Passed unanimously.

In response to a question from Trustee Jones about who would be monitoring policies, Superintendent Rich explained that it would depend on what area the policy falls under, Assistant Superintendent Shook would monitor Curriculum & Instruction, Assistant Superintendent Malone would monitor Human Resources, etc.

ADOPTION, BP/AR 6179,  
SUPPLEMENTAL INSTRUCTION

12.5 Superintendent Rich presented updated board policies/administrative regulations, BP/AR 6179, Supplemental Instruction, for second reading and adoption.

It was **M/S/C (Dyer/Jones)** to postpone the Second Reading and Adoption of Updated Board Policies & Administrative Regulations, BP/AR 6179, to allow more time to review. Superintendent Rich and Assistant Superintendent Malone stated that if this item is postponed until April, we may be up against a deadline to approve, and would like to have this policy approved and in place prior to the CPM visit. Motion failed (1-5): Aye: Dyer; Nay: Antinetti, House, Jones, Tozzi, Boggs.

It was **M/S/C (House/Antinetti)** to approve second reading and adoption, Board Policy Update, BP/AR 6179, Supplemental Instruction, as presented. Passed (5-1): Aye: Antinetti, House, Jones, Tozzi, Boggs; Nay: Dyer

INFORMATION

13.1 Update on Budget Workshop – Mr. Rich reported he, Mr. Hern and Ms. Dyke attended the state budget workshop last Thursday, learned we should not count on federal dollars just yet, we have more information on categorical fund balances we will be able to sweep, and the budget picture will change in June but it is not encouraging.

- 13.2 Band-O-Rama, March 10, OJHS Gym, 7:00 p.m.
- 13.3 OHS/OJHS Choral Concert, March 11, OHS, 6:00 & 7:30 p.m.
- 13.4 Oakdale Lion's Club Breakfast, March 22, 7:00 a.m.  
– Noon, New Gene Bianchi Community Center
- 13.5 Trustee Dyer noted the Occupational Olympics will be held at the Stanislaus County Fairgrounds on March 24.
- 13.6 Superintendent Rich commented on the positive events and activities that continue to occur in the district, citing his recent attendance at the Science Olympiad, GATE Super Saturday, Sports Boosters Dinner, and encouraged attendance at student events.

## ITEMS FOR NEXT AGENDA

- 14.1 Recognition of OHS Science Olympiad Team
- 14.2 English Learner Report
- 14.3 Report on Oakdale Junior High Site Plan: Meeting the Educational Needs of Students
- 14.4 Valenzuela/Williams Quarterly Report
- 14.5 Report on Adult Education
- 14.6 Projects Update
- 14.7 Scholarship Process

## ADJOURNMENT

- 16.0 The meeting adjourned at 8:55 p.m.