

**Visalia Unified School District
Board of Education**

MINUTES

**OPENING
BUSINESS**

The meeting of July 16, 2002, was called to order at 5:30 p.m. in the Board Room, VUSD Educational Office Complex, 5000 West Cypress Avenue, Visalia, followed by the determination that a quorum was present.

ATTENDANCE

	<u>Arrive</u>	<u>Leave</u>	<u>Absent</u>
Rodney Elder	5:30	10:10	
Juan R. Guerrero	5:30	10:10	
Larry Jones	5:30	10:10	
Michael Lane	5:30	10:10	
Jim L. Qualls	5:30	10:10	
Robert Stephenson	5:30	10:10	
 Stan A. Carrizosa, Superintendent	 5:30	 10:10	
Renee Hill, Student Representative	7:00	8:00	

Staff Members

Mark Fulmer, Assistant Superintendent, Administrative Services
 Carlyn Lambert, Assistant Superintendent, Curriculum/Educational Services
 Kay Van Anandel, Assistant Superintendent, Human Resources Development
 Elizabeth Parker, Administrative Assistant, Superintendent's Office

CLOSED SESSION

President Stephenson identified the closed session agenda items listed below. He asked if there was public comment on any of the items. As there was none, the board convened into closed session.

1. Expulsions
2. Suspended Expulsions
3. Reinstatements
4. Reviews-Continued Expulsions
5. Conference with Labor Negotiator
 1. Agency Negotiator: Kay Van Anandel
 2. Employee Organizations
 1. VUTA
 2. CSEA
6. Public Employee Appointment
 1. Assistant Principal - La Joya Middle School
7. Conference with Legal Counsel - Existing Litigation
 1. Case No. 01-196544
 2. Case No. E 200102 H-0610-00-pe/370 A2 07314

**RECONVENE IN
OPEN SESSION**

The board reconvened in open session at 7:00 p.m. Mr. Jones lead the Pledge of Allegiance. Mr. Stephenson announced that no action was taken in closed session.

**PUBLIC
RECOGNITION /
PROCLAMATIONS
/ ACTION**

**STUDENT
ACHIEVEMENT**
Recognition of Golden
West High School
Students as Top
Finalists at the State
FFA Ornamental
Horticulture
Competition

Golden West Principal, Bob Cesena, presented Enclosure No. 1. He asked Bill Davis, FFA advisor at Golden West and coach of the Ornamental Horticulture team, to step forward. He then asked team members Lisa Vaca, Sharise Alvitre and Shanna Alvitre to join them at the podium. Team member, Israel Ramirez, was unable to attend tonight's meeting. The Ornamental Horticulture team was recognized for placing first in the state. Mr. Cesena then asked the students' parents to stand for recognition. Mr. Davis explained the competition that the students had gone through. The team will travel to Kentucky in October to compete nationally. The students received a plaque in recognition of their achievement.

At this point in the meeting, Superintendent Carrizosa announced that an additional information piece was provided at the board dais to be considered with Enclosure No. 20. Copies were also available for the public. The information had been inadvertently omitted.

**PUBLIC
COMMENT /
PUBLIC INTEREST
ANNOUNCE-
MENTS**

Carol Malafa, Freshman English and photography teacher at Mt. Whitney, reported that students from this year's English class submitted banners based on the theme, "You Reap What You Sow" in the Tulare County Fair. The students won several prizes for their banners including several cash prizes which were used to purchase comfortable seating in the classroom during those times of "concentrated reading." The students also applied for and received a grant through the Mt. Whitney PTA Association which was also used to purchase a couch and bean bag chairs. Mrs. Malafa explained that the National Education Association works to get all people to read and sponsors "Read Across America Day" based on Dr. Seuss books. She then presented Mr. Stephenson and Mr. Lane with Dr. Seuss ties she had purchased at the National Education Association Conference in Dallas, Texas, for their participation in reading Dr. Seuss books to her students this year. The students also wrote thank you notes to the two board members. Mrs. Malafa encouraged all of the board members to come and read to our students next year during "Read Across America Day." Mr. Stephenson thanked Mrs. Malafa for the gift from her class and said that he would like to come back next year.

Karen Pereira, a district parent, commended the board members for the job they are doing. She thanked Carlyn Lambert for the additional information on Enclosure No. 20 in tonight's packet. Mrs. Pereira expressed her concern about the Special Program Budget Object 43000's which includes materials, supplies, food for meetings, and grocery store purchases. She said that the expenditures are not being clearly delineated, but grouped together. Mrs. Lambert said that the 43000's have more to do with funds being used for classroom materials rather than the food categories.

Margaret Navarrete also thanked Mrs. Lambert for the additional information on Enclosure No. 20. She said that some of the school plans were incomplete and that the schools were using an incorrect template. She commended those schools who had complete plans. Mrs. Navarrete listed her concerns by school. Mrs. Lambert addressed those concerns.

**BOARD MEMBER
REPORTS /
REQUESTS /
SUPERINTEN-
DENT'S REPORT**

School Ending	Miss Hill said that she had only four days of school left.
Miracle League	Mr. Elder reported that he had attended the Miracle League Groundbreaking Ceremony. He said that it was very moving and that he especially enjoyed the "Blues Brothers" presentation. He commended First Assembly Church for making the property available for the Miracle League.
Visit to Redwood Civics Classes	Mr. Qualls reported that he had visited a couple of Jack Hart's Civics classes at Redwood last week. He said the students wanted to talk about the district's policy on hats and the need for uniformity in the dress codes throughout our schools. Mr. Qualls suggested the students have Mr. Hart pull the policy and that they then meet with the students from the other high schools to discuss what would make it fair for all of the high schools. Mr. Qualls also toured El Diamante with the City Council. He was very impressed with the new high school.
Tour of El Diamante	
Redwood Civics Class	Mr. Lane reported that he also had visited Mr. Hart's Civics class. He said the topics of discussion were cell phones, parking, and the Pledge of Allegiance. Mr. Lane said that he was pleased to be able to tell the students about the cafeteria renovations that will be taking place at Redwood. He also thanked Bea Soxman for inviting the board members to attend the WIB 2002 Partner Recognition luncheon which he enjoyed very much. Futurist, Ed Barlow, spoke about the types of opportunities and challenges our society will be facing.
WIB 2002 Partner Recognition	Mr. Lane said that it was important that the district consider how the information could be applied to our district. In conclusion, Mr. Lane thanked Wells Fargo Bank for their \$5,000 donation for playground equipment at Riverbend School.
Wells Fargo Donation	
Miracle League	Mr. Guerrero said that he appreciated hearing from Mrs. Pereira and Mrs. Navarrete this evening. He said that he also enjoyed attending the groundbreaking for the Miracle League Field. He added that Mr. Stephenson is very involved in this project. Mr. Guerrero enjoyed the "Blues Brothers" performance at the event. With regard to the Workforce Investment Board, Mr. Guerrero spoke about the Futurist, Mr. Barlow, and the message he shared about the importance of building basic skills in our labor force. Last night Mr. Guerrero attended a meeting sponsored by the American Friends Service Committee and held at the Good Will Center. He said that he was there to alleviate the fears that are coming from INS "rounding up" undocumented aliens. Parents are concerned that their children might be taken. Mr. Guerrero said that what he saw at the meeting were children who are United States citizens. Today, Mr. Guerrero visited Mrs. Throne's Civic's class at Redwood. He said that he had good interaction with the students who asked about school board issues. Mr. Guerrero said that the students he saw were eager to learn and participate.
Workforce Investment Board	
American Friends Service Committee Meeting	
Redwood Civics Class	
Miracle Field Groundbreaking	Mr. Stephenson reported that he had the opportunity to attend the groundbreaking for the Miracle Field on Sunday. He said that he had been involved with the group for the past five months. The field will be a little league field for children in wheelchairs, using walkers, etc. The games will begin in the spring. Mr. Stephenson said that there are plans for a second field for adults with disabilities. He encouraged the district to get students involved.
El Diamante Opening	Mr. Carrizosa said that the grand opening of El Diamante High School is nearing. He said that as the district has worked with the BOAC to manage the budget for the facility, we have been successful at keeping the construction costs under budget and have used the contingency fund that was established in that account to restore many of the amenities that

were originally reduced or eliminated from the project. He commended everyone involved in the project.

Board Vacancy

The Superintendent reported that the district will be considering the process we will use to fill the board vacancy in Trustee Area 5. He explained how the trustee areas were configured. Candidates for the board must live in the respective trustee areas even though the election is held "at large."

ROUTINE ACTION
Motion No. 3

President Stephenson asked if there were any Routine Action Items the board wished to pull. Board Member Elder thanked Mrs. Pereira and Mrs. Navarrete for taking the time to address the board with their concerns. He encouraged anyone with questions on agenda items to feel free to ask them. He thanked staff for their professional follow-up when responding to questions from the public. President Stephenson announced that Item 7.1 8 (Encl. No. 9) would be tabled until the August 13th meeting. Mr. Jones asked that Item 7.1 2 (Encl. No. 3) be pulled for discussion. Mrs. Lambert asked that Item 7.4 2 (Encl. No. 20) be pulled so that she could further clarify the item.

Mr. Jones explained that Mr. Ron McCabe had been invited to speak to the Visalia Breakfast Rotary Club regarding the program at River Bend School. Mr. McCabe also shared with the Club what some of the needs are at the school. Wells Fargo Bank responded to the need for replacing the playground equipment and presented the district with a \$5,000 donation to go toward the project. This donation is part of a joint effort between the Visalia Breakfast Rotary Club, Wells Fargo Bank, and the district. Estimated cost of the project is \$25,000.

Mrs. Lambert responded to a question from Mrs. Navarrete earlier in tonight's meeting regarding the goal and function object codes of Houston School not being listed for two or three positions. Mrs. Lambert explained that the positions were included in the overall certificated budgets. She said that if there is a way to note them separately in the budget, it will be done.

On a motion by Guerrero and second by Qualls, excluding Enclosure No. 9 which was tabled until August 13, the remaining Routine Action Items were approved as follows:

- 7.1 ADMINISTRATIVE SERVICES
 - 1. Warrant List - June 16 through June 28, 2002 (Encl. No. 2)
 - 2. Acceptance of Donation from Wells Fargo Bank (Encl. No. 3)
 - 3. Authorization to Participate in IRS Code Section 457 Deferred Compensation Plan (Encl. No. 4)
 - 4. Resolution - Budgeted Transfers (Encl. No. 5)
 - 5. Resolution - Interfund Loans (Encl. No. 6)
 - 6. Change Order #1 - Irrigation Design and Installation (Encl. No. 7)
 - 7. Change Order #1 - Houston/Highland Elementary Schools Relocatable Classroom Project (Encl. No. 8)
 - 8. Change Order #14, El Diamante High School Project (Encl. No. 9)
 - 9. Substitution of Subcontractor on the Divisadero Middle School Modular Classrooms Project (Encl. No. 10)
 - 10. Request to Piggyback for CNG School Buses (Encl. No. 11)
 - 11. Request to Piggyback for School and Office Furnishings (Encl. No. 12)
 - 12. Approval of Bid 4428 - HVAC Filters (Encl. No. 13)
 - 13. Approval of Bid 4429 - Metal Building for El Diamante High School (Encl. No. 14)
- 7.2 AREA ADMINISTRATORS
 - 1. Student Field Trip Request(s) (Encl. No. 15)

- 7.3 AREA ADMINISTRATORS, 7-12/Adult
 - 1. Acceptance of Adult School Grant Award for English Literacy and Civics Education (Encl. No. 16)
 - 2. Agreement with Tulare County Health & Human Services for Placement and Retention of TulareWorks Participants (Encl. No. 17)
 - 3. Approval of Adult School Courses for 2002-2003 (Encl. No. 18)
- 7.4 CURRICULUM/EDUCATIONAL SERVICES
 - 1. English Language Acquisition Program Application (Encl. No. 19)
 - 2. School Plans: Conyer, Crestwood, Elbow Creek, Golden Oak, Goshen, Houston, Ivanhoe, Mineral King, Pinkham, Royal Oaks, Washington, Willow Glen (Encl. No. 20)
 - 3. School Plans: Golden West, Mt. Whitney, Redwood, Charter Alternative-Packwood, Sequoia (Encl. No. 21)
 - 4. School Plans: Divisadero, Green Acres (Encl. No. 22)
- 7.5 HUMAN RESOURCES DEVELOPMENT
 - 1. Classified Personnel Report (Encl. No. 23)
 - 2. Certificated Personnel Report (Encl. No. 24)
 - 3. Consultant Contracts (Encl. No. 25)
 - 4. Request to Attend Conference/Workshop (Encl. No. 26)
- 7.6 SUPERINTENDENT
 - 1. Minutes of the Regular Board Meeting of June 11, 2002 (Encl. No. 27)
 - 2. Minutes of the Special Board Meeting of June 18, 2002 (Encl. No. 28)

Ayes: all. Motion carried.

Mrs. Van Andel then asked Matt Shin, newly appointed assistant principal at La Joya Middle School, to stand. Mr. Stephenson welcomed Mr. Shin and read his professional biographical sketch for the group.

**ADMINISTRATIVE
PANEL RECOM-
MENDATIONS**

EXPULSIONS
Motion No. 4

On a motion by Qualls and second by Lane, the Administrative Panel Recommendations on Expulsion Case No. 03-01 E, Case No. 03-02 E, Case No. 03-03 E, Case No. 03-04 E, Case No. 03-05 E, and Case No. 03-06 E (Encl. No. 29) were approved. Ayes: all. Motion carried.

**SUSPENDED
EXPULSIONS**
Motion No. 5

On a motion by Elder and second by Qualls, the Administrative Panel Recommendations on Suspended Expulsion Case No. 03-01 SE, Case No. 03-02 SE and Case No. 03-03 SE (Encl. No. 30) were approved. Ayes: all. Motion carried.

REINSTATEMENTS
Motion No. 6

On a motion by Qualls and second by Elder, the Administrative Panel Recommendations on Reinstatement Case No. 03-01 R, Case No. 03-02 R, Case No. 03-03 R, Case No. 03-04 R, Case No. 03-05 R, Case No. 03-06 R, Case No. 03-07 R, Case No. 03-08 R (Encl. No. 31) were approved. Ayes: all. Motion carried.

**REVIEWS
CONTINUED
EXPULSIONS**
Motion No. 7

On a motion by Lane and second by Guerrero, the Administrative Panel Recommendations on Reviews-Continued Expulsion Case No. 03-01 RCE, Case No. 03-02 RCE, Case No. 03-03 RCE, Case No. 03-04 RCE, Case No. 03-05 RCE, and Case No. 03-06 RCE (Encl. No. 32) were approved. Ayes: all. Motion carried.

**GENERAL
AGENDA**

Review / Public Input /

Board Discussion /

ACTION

AUTHORIZATION
TO SELL CERTAIN
REAL PROPERTY
Motion No. 8

Darrel Pyle presented Enclosure No. 33, which included two resolutions which, if approved, will begin the process of notifying public entities that the district intends to sell its Beech Street property and a portion of its Burke Street property. If no public entity expresses interest in purchasing the property within 60 days of this notification, the property can be sold to private individuals. The properties are currently zoned for single family dwellings. Hopper and Associates appraised the properties. Proceeds from the sales would be used for future acquisition of school properties. Where money from the bond was used to purchase the properties, those proceeds would go back into the bond fund. Superintendent Carrizosa added that for properties that have been identified as potential parcels for sale, a thorough property inventory has been done and that the properties are truly excess and do not put into jeopardy any of the property the district will need for potential school sites. On a motion by Guerrero and second by Lane, and a roll call vote, the board approved the authorization to sell the properties. All ayes. Motion carried.

RESOLUTION
RENDERING
LOCAL ZONING
ORDINANCES
INAPPLICABLE TO
NORTHWEST
ELEMENTARY
SCHOOL
Motion No. 9

Dr. Fulmer said that for the last year and one-half, the district has made an effort to ensure that we work closely with the City planning staff and, where possible, pursue the conditional use permit process. He added that as a public school district we do have the option for certain restricted uses, i.e., instructional space to exempt ourselves from the process. Enclosure No. 34 was an exemption based on timing matters. The district continues to work with the City to ensure that we meet their requirements for road and street development and that we conform to their zoning ordinances. On a motion by Jones and second by Guerrero, Enclosure No. 34 was approved. Ayes: all. Motion carried.

OPTIONS FOR
EXPANSION OF
OPERATIONS I,
TRANSPORTATION
FACILITY
Motion No. 10

Mr. Terry White presented Enclosure No. 35, options for expansion of Operations I, Transportation Facility. Mr. White said that the district needs to build a new transportation facility and is asking for the board's approval to proceed with formal discussions and negotiations with the property owner. A committee comprised of representatives of Teter Consultants, Quad-Knopf, the district's alternative fuel consultant and Mr. White, developed three options that were presented to the board. The options either meet the needs of the district or requirements of the approved grant for the public accessible compressed natural gas fueling facility. Mr. White reported that the district currently fuels its buses off-site about two miles from the transportation facility, for a cost of about \$4,000 to \$6,000 per bus per year. The purchase of five additional compressed natural gas school buses, approved at a previous meeting, will add approximately \$80,000 to the cost of fueling off-site, including the number of miles, travel time, drivers' salaries, etc. The district will now own 21 CNG buses. Mr. White added that the district has been approved for grants totaling approximately \$750,000 that includes \$100,000 from the City to install and build a compressed natural gas fueling facility.

Mr. Stewart Powell of Quad-Knopf presented three options for the board's consideration of a CNG facility. Following the presentation, input from Mr. Knopf, and a lengthy discussion by the board indicating a preference for Option C, on a motion by Lane and second by Qualls, approval was given to proceed with formal discussions/negotiations with the property owner, including an appraisal of the proposed additional property, and the development of a purchase agreement with the property owner. Ayes: all. Motion carried.

DECLARATION OF
NEED FOR CBEST
FOR 30-DAY
SUBSTITUTE
TEACHERS

Mrs. Van Anandel reported that Enclosure No. 36 was an agenda item that is brought to the board on an annual basis for approval. Teachers must hold a bachelor's degree as well as pass the California Basic Education Skills Test (CBEST). The Commission on Teacher Credentialing allows for a one-year waiver on the CBEST for a day-to-day substitute as long as they hold the bachelor's degree. The district requires individuals seeking a waiver to sign

Motion No. 11

an agreement acknowledging that they will take and pass the CBEST during the one-year term of the waiver. Out of the 30 requests for a waiver this past year, only two individuals did not pass the CBEST. On a motion by Elder and second by Guerrero, the board approved the declaration. Ayes: all. Motion carried.

FILLING BOARD
VACANCY BY
PROVISIONAL
APPOINTMENT
Motion No. 12

Superintendent Carrizosa opened discussion on Enclosure No. 37. He said that as per board direction at the last meeting, staff had put together an action item for the board's consideration to make a provisional appointment to fill the vacancy in Trustee Area 5. The authority for the board to make the appointment is stated in Education Code Section 5091. The board acted at the previous meeting to reject a resolution to consider holding an election to fill the vacancy. Included in the enclosure was a proposed draft of a procedural outline, timeline, and a format for a special board meeting agenda to conduct a public selection of a new provisional appointee. The board will have until August 27 to make the appointment. If the board has not done so by that time, the county superintendent of schools will make the appointment. Mr. Carrizosa reviewed the steps to accomplish a provisional appointment.

President Stephenson opened the session to public comment. Fred Speckman, a district teacher, thanked the board for deciding against an election which would have cost the district a substantial amount of money. He said in talking with other teachers, many have expressed the hope that the board will choose carefully and that the appointee would be one who is an advocate for students and does not have "another agenda." He commended the plan to fill the vacancy as presented tonight by Mr. Carrizosa.

With regard to a recent newspaper article, Mr. Jones clarified that only the board members will be making the appointment to fill the vacancy. The Superintendent will not be voting on the appointment. A lengthy discussion then took place by the board with regard to the outline, timeline, and agenda order being considered. Changes were made as directed by the board. The importance of seeking questions from the public, CSEA and VUTA for the candidates to answer was discussed. The board also discussed having a third party, someone who would not have a vested interest in the appointment to the board, facilitate the meeting. Anyone seeking information regarding the process the district will follow or who wishes to submit candidate questions was asked to contact the Superintendent's Office.

On a motion by Qualls and second by Elder, the board accepted the procedural outline and agenda, including tonight's changes, for a special board meeting on August 19 to appoint a new board member. The provisional appointee will hold this seat until the expiration of the elected term of the vacancy which will be the first Friday in December 2003. Mr. Guerrero asked that in the future the district research the boundaries of Trustee Area 5 to ensure that representation of students is equitable. Mr. Jones interjected that with regard to the trustee areas, the district is unified and the board members are advocates for all schools and all children, not just those who reside in their trustee area. Mr. Guerrero said that he recognizes this, but would like to see the study done.

RESOLUTIONS
AUTHORIZING THE
SALE OF THE
REMAINING \$10
MILLION OF
MEASURE G
BONDS
Motion No. 13

Darrel Pyle reported that, as directed by the board at the June 25 meeting, staff has refined documents which establish the approval necessary to sell the remaining \$10 million of the Measure G bonds (Encl. No. 38). The district has also received confirmation from County Counsel to move forward as described in the enclosed resolutions. If the board acts tonight to move forward with the sale, the \$10 million will be deposited in the district's bond fund on or about August 29, 2002, to allow for bills to be paid to our contractors for the construction of the northwest elementary school. A draft of the preliminary official statement for the board's reading was also included in tonight's packet. Mr. Pyle said that the documentation included in Enclosure No. 38 was all that was necessary to facilitate the sale of the bonds. Mr. Stephenson stated that this item has been discussed at both a study session and at the June 25 board meeting and called for a vote. On a motion by Qualls and

second by Lane, and a roll call vote of the board, the resolutions were approved. Ayes: all.
Motion carried.

ADJOURNMENT

The meeting was adjourned at 10:01 p.m.

NEXT MEETING

The next regularly scheduled Board Meeting will be August 13, 2002, at 5:30 p.m. in the Board Room at the VUSD Educational Complex located at 5000 West Cypress Avenue, Visalia.

Respectfully submitted,

Larry C. Jones
Clerk

Stan A. Carrizosa
Superintendent/Secretary