

**Visalia Unified School District
Board of Education
MINUTES**

**OPENING
BUSINESS**

The March 8, 2011 Board meeting was called to order at 5:30 p.m. by President Bill Fulmer in the Board Room at the VUSD Educational Office Complex, 5000 West Cypress Avenue, Visalia. A quorum of the Board was present.

ATTENDANCE

	<u>Arrive</u>	<u>Leave</u>	<u>Absent</u>
Tim Chaney	5:30	8:50	
Rodney Elder	5:30	8:50	
William A. Fulmer	5:30	8:50	
Larry Jones	5:30	8:50	
Donna Martin	5:30	8:50	
Jim L. Qualls	5:30	8:50	
Charles Ulmschneider	5:30	8:50	
 Dr. Craig Wheaton, Superintendent	 5:30	 8:50	

Staff Members

Robert Gröeber, Assistant Superintendent, Administrative Services
Cindi Costa, Assistant Superintendent, Human Resources Development
Pam Ryan, Administrative Assistant, Superintendent's Office
Samuel Jung, Student Representative

CLOSED SESSION

President Fulmer identified the closed session topics listed below and called for public comment on the closed session items. There was none. The Board adjourned to closed session.

- 2.1 RECOMMENDED EXPULSIONS (Education Code Sections 48900, et. seq.)
- 2.2 RECOMMENDED SUSPENDED EXPULSIONS
- 2.3 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Government Code Section 54957)
- 2.4 CONFERENCE WITH LABOR NEGOTIATOR (Government Code Section 54957.6)
 - 1. Agency Negotiator: Cindi Costa
 - 2. Employee Organizations
 - 1. CSEA
 - 2. VUTA
 - 3. Management
- 2.5 CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: 1147 N. Mooney Blvd.-Green Acres Middle School Right of Way Dedication
Agency negotiator: Robert Gröeber
Negotiating parties: City of Visalia
- 2.6 PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957)
- Superintendent

EARLY BIRD SESSION

The Early Bird Session opened at 6:30 p.m.

STUDENT ACHIEVEMENT AWARDS

During the traditional school year, high school students are recognized by the Board for outstanding achievement in a specific area of curriculum. At this meeting, the Board honored outstanding students in Science and Business Education from the four comprehensive high schools. Students from Sequoia High School, Charter Alternatives Academy, and Visalia Charter Independent Study were recognized for Overall Achievement. The Visalia Adult School recognized a student in the medical field. (Encl. No. 1)

Sequoia High School

- Lysa Vuong (Overall Achievement)

Charter Alternatives Academy

- Raphael Arzate (Overall Achievement)

Visalia Charter Independent Study

- Erik Escobar (Overall Achievement)

Visalia Adult School

- Carol Metcalf (Medical)

El Diamante High School

- Meghan Simon (Business Education)
- Morgan Montelius (Science)

Golden West High School

- Kevin Christian (Business Education)
- Justin Dunn (Science)

Mt. Whitney High School

- Jessica VanDeventer (Business Education)
- Leah Schrumpf (Science)

Redwood High School

- Stephanie Chamberlain (Business Education)
- Philip Kingsford (Science)

REGULAR SESSION

The Board convened the regular Board meeting at 7:10 p.m. President Fulmer reported action that was taken in closed session. On a motion by Jim Qualls with a second by Tim Chaney, the Board voted Ayes: Chaney, Elder, Fulmer, Jones, Martin, and Qualls. Noes: Ulmschneider to take action to accept a resolution to non-reelect the following probationary employees pursuant to Education Code Section 44921.21: #14351; #14345; #14346; and #14382. Motion carried.

On a separate item, the Board also took the following action in closed session. On a motion by Jim Qualls and a second by Larry Jones, the Board voted unanimously to appoint Dr. Craig Wheaton to the position of Superintendent.

Tim Chaney led the Pledge of Allegiance.

ROUTINE ACTION

A revised Certificated Personnel Report (Enc. No. 4) was distributed before the meeting. The revision was made after the board agenda packet was printed and delivered.

Donna Martin pulled Routine Action Item 5.2.2- Certificated Personnel Report (Encl. No. 4).

Charles Ulmschneider pulled Routine Action Item 5.2.5-Memorandum of Understanding (MOU) for the Student Teaching Agreement Between Visalia Unified (VUSD) and University of Southern California (USC) (Encl. No. 7).

Tim Chaney pulled Routine Action Item 5.3.2-Inter-District Attendance Agreement Among Tulare County School Districts (Encl. No. 10).

Larry Jones moved to approve the remaining Routine Action Items, Encl. No. 1-13. Rodney Elder seconded the motion. Ayes: All. Motion carried unanimously.

Encl. No. 4-Certificated Personnel Report. For the record, Donna Martin clarified that the Lewis Martin III that was hired is not the Louis Martin she is married to. Donna Martin moved to approve Encl. No. 4. Jim Qualls seconded the motion. Ayes: All. Motion carried unanimously.

Encl. No. 7-Memorandum of Understanding (MOU) for the Student Teaching Agreement Between Visalia Unified School District (VUSD) and University of Southern California (USC). Charles Ulmschneider asked for clarification on who does and does not get paid the honorarium that is mentioned in the contract for Master Teachers and who picks the student teachers to go with which teachers. He is concerned about disparity and that it may cause resentment.

Cindi Costa, Assistant Superintendent-Human Resources Development, stated that not all universities include the honorarium as a part of their MOU, but USC does. It was not negotiated by VUSD. She stated that the best teachers are selected to be Master Teachers for student teachers. Those recommendations are a combination of input from the school site and also from the student teacher who may be from the area and knows where they would like to do their student teaching. There are no student teachers from USC at this time. This MOU also would cover any students who would do their primary observations at VUSD from USC in which case, no one receives an honorarium. VUSD has no students that are observing at this time. Mr. Ulmschneider asked if VUSD would have any student teachers next year from USC. Mrs. Costa answered that the district does not know at this time.

Charles Ulmschneider moved to approve Encl. No. 7. Jim Qualls seconded the motion. Ayes: All. Motion carried unanimously.

Encl. No. 10-Inter-District Attendance Agreement Among Tulare County School Districts. Tim Chaney asked for clarification regarding the mention of Exhibit A. Dr. Todd Oto, Area Superintendent, explained that when Exhibit A is completed, it will be a listing of schools that have come to a common agreement with regard to the nature of transfers, specifically, the way students may be returned to the home districts if they fail to make progress towards graduation, have poor attendance, or disciplinary issues. The law

changed and required districts to enter into very specific agreements in order for districts to reject or return students. Across Tulare County, districts are working towards agreements with the listing to be created as district boards approve this Interdistrict Attendance Agreement.

Superintendent Wheaton added that the listing may include other school districts outside Tulare County.

Tim Chaney moved to approve Encl. No. 10. Donna Martin seconded the motion. Ayes: All. Motion carried unanimously.

- 5.1 ADMINISTRATIVE SERVICES
 - 1. Warrant List – February 10, 2011 through February 18, 2011 (Encl. No. 2)
- 5.2 HUMAN RESOURCES DEVELOPMENT
 - 1. Classified Personnel Report (Encl. No. 3)
 - 2. Certificated Personnel Report (Encl. No. 4)
 - 3. Consultant Contracts (Encl. No. 5)
 - 4. Certification of Temporary Athletic Team Coach List for 2010-11 (Encl. No. 6)
 - 5. Memorandum of Understanding (MOU) for the Student Teaching Agreement Between Visalia Unified (VUSD) and University of Southern California (USC) (Encl. No. 7)
 - 6. Memorandum of Understanding (MOU) for the Student Teaching Agreement Between Visalia Unified School District (VUSD) and California State University, Fresno (Encl. No. 8)
- 5.3 INSTRUCTIONAL SERVICES
 - 1. Student Field Trip Requests (Encl. No. 9)
 - 2. Inter-District Attendance Agreement Among Tulare County School Districts (Encl. No. 10)
 - 3. Engagement Across the Curriculum Workshops (Encl. No. 11)
- 5.4 SUPERINTENDENT’S OFFICE
 - 1. Minutes of the Board Meeting of February 8, 2011 (Encl. No. 12)
 - 2. Minutes of the Special Board Meeting of February 15, 2011 (Encl. No. 13)

**PUBLIC COMMENT/
PUBLIC INTEREST
ANNOUNCEMENTS/
STATUS REPORTS/
ACTION** (as
applicable)
GENERAL PUBLIC
COMMENT

Public Comment

Gabriela Valle, who works with California Latinas for Reproductive Justice, was in attendance to support the group speaking from the Female Leadership Academy (FLA). She commended the Board for the work that has been done in reviewing and making the

necessary additions to the comprehensive sexual education curriculum upholding the health and well-being of students.

Nicole Harrell, a participant of the FLA, a project of ACT for Women and Girls, thanked the Board for listening to the group in April, 2010, when they presented their findings and recommendations. The group was honored that the Board listened to their testimony and made changes within the district curriculum on sexual health and HIV/AIDS prevention. She distributed a draft of a resolution for Board members to consider adopting.

Sabrina Marquez, a senior at Redwood High School, stated that she was part of the FLA group that made the presentation to the Board in April 2010. Since additions to the curriculum have been made, she has personally spoken with teachers who had noticed positive changes immediately.

Superintendent Wheaton said that as he read through the draft of the resolution that he received before the Board meeting, it basically is the law and the district is doing what the resolution says. He stated that the district will continue to implement a quality program that provides training for teachers.

BY-TRUSTEE AREA
ELECTION PROCESS
UPDATE AND
ADOPTION OF
REVISED
REDISTRICTING
TIMELINE

Robert Gröeber, Assistant Superintendent-Administrative Services, presented the By-Trustee Area Election Process Update and recommended the adoption of the revised redistricting timeline which he reviewed. (Encl. No. 14) Since April 2009, the Board has been proactive in moving towards by-trustee area elections for the upcoming November 2011 Board of Trustee election. Mr. Gröeber reviewed the revised redistricting timeline. He stated that the district was notified today that the census data for 2010 is out, three weeks earlier than expected.

Superintendent Wheaton will be presenting the trustee area boundary options to many community groups and organizations in May and early June to ensure that the public has time to consider the options before the two June Board meetings where two public readings will take place.

Public Comment

Karl Kildow, President, Visalia Unified Teachers Association (VUTA), expressed concern over the tight timelines. He asked that with the census data being received today, could the timelines be moved up since there is only one school board meeting in July? Superintendent Wheaton stated that since the district received notice that the census data was released today, three weeks early, but the data information has not been calculated yet for district use. If the information is ready earlier than the proposed VUSD redistricting timeline, it would give district staff the opportunity to review with the community earlier as well. If more time is needed for the Board to make its decision, a special board meeting could be scheduled. An update for the by-trustee area election process will be a standing agenda item for each Board meeting to keep the Board informed of any new information.

Larry Jones moved to adopt the Revised Redistricting Timeline. Tim Chaney seconded the motion. Ayes: All. Motion carried unanimously.

BY-TRUSTEE AREA ELECTION DEMOGRAPHER AGREEMENT Mr. Gröeber presented the By-Trustee Area Election Demographer Agreement with National Demographics Corporation (NDC) for Board approval. (Encl. No. 15) NDC did the preliminary work for Tulare County and for the VUSD Trustee Area Boundary Committee in September 2009. This contract would complete the process with the 2010 Census Bureau data and include filing of the Board adopted boundaries with the Tulare County Elections Office. The amount of the agreement is \$11,475 plus optional elements as directed by the VUSD.

Rodney Elder moved to approve the agreement with National Demographics Corporation. Larry Jones seconded the motion. Ayes: All. Motion carried unanimously.

DISTRICT-WIDE GOALS – 2011-2012- FIRST READING Superintendent Wheaton reviewed the first reading of the District-Wide Goals for 2011-2012. (Encl. No. 16) The goals have been drafted to represent Board, staff, and community input. The annual on-going process starts in December with the mid-year review of goals for the Superintendent’s mid-year evaluation and was the basis for the Annual Organizational Study Session in January. From that point, the administrative process started with Cabinet and the leadership team of Principals to review the current goals and worked to modify them. The draft of the goals were taken to community meetings, such as PTA Council, DELAC, and the FORUM, to get their input. The goals guide the work for the next school year to align resources. The Board requested to add wording to reference student safety. The second reading will be brought before the Board for consideration of adoption on March 22.

RESOLUTION IN SUPPORT OF THE SUPERINTENDENTS’ INTER-LEAGUE COUNCIL CENTRAL SECTION CALIFORNIA INTERSCHOLASTIC FEDERATION POSITION STATEMENT Superintendents meet together as the Inter-League Council for the Central Section of the California Interscholastic Federation (CIF) hosted by VUSD three times a year. (Encl. No. 17) Each year the Superintendents take back to their Boards a resolution to adopt the position statement so that principals, athletic directors, and advisors all look at extra- and co-curricular activities and resist changes in league and section policies which further encroach upon classroom instructional time with regard to:

- Game start times/early release
- Finals week schedules
- State testing schedules
- Number of games per sport
- Number of matches per game
- Tournament schedules that encroach upon instructional time
- Playoff depth and brackets
- Season of sport
- Summer coaching/practices
- Travel and scheduling of non-league games and tournaments

Donna Martin moved to adopt the Resolution. Jim Qualls seconded the motion. Ayes: All. Motion carried unanimously.

BOARD MEMBER REPORTS/ Samuel Jung, Student Representative to the Board from El Diamante High School, gave a brief summary of the events that are taking place at each of the high schools. The Board members’ reports included the following:

SUPERINTEN- DENT'S REPORT

- Charles Ulmschneider
 - Visited DELAC, which included the election of District Language Advisory Council, and brushed up on his Spanish
 - Attended the Melba Beals inspirational presentation at LJ Williams Theater
 - Attended the VUSD Special Student Awards on February 15
 - Attended Property Advisory Committee
 - Attended Hispanic Advisory Committee
 - Ate at the Ranger Café and recommended
- Tim Chaney
 - Attended his first TCOVE board meeting as the VUSD representative. That board approved the lease of facilities to COS.
 - Has a special place in his heart for Valley Children's Hospital. Proud of students that dedicated their time to sell newspapers for Kids Day as a fundraiser for Valley Children's Hospital.
 - Looking forward to attending upcoming plays and musicals
- Jim Qualls
 - No report
- Larry Jones
 - No report
- Donna Martin
 - Congratulated Redwood High School and Green Acres Middle School for their first place win in the county-wide science Olympiad
 - Fact Findings: There is a constitutional guarantee for actual funding for schools. In recent years, the State has increased its reliance on the K-12 payment deferrals to avoid cuts. What this really means is that schools are not being paid the money that the State owes.
 - Other interesting facts: California pupil/staff ratios are among the highest in the nation; students per counselor, California is near the bottom; students per librarian, California is 50th; and students per school administrator, California is ranked 47th.
- Rodney Elder
 - For Kids Day, he thinks the entire Golden West High School student body was on the streets with bright orange vests collecting for the hospital
 - Commended La Joya and Valley Oak Middle Schools for their drama performances coming up
- Bill Fulmer
 - Toured the impressive LJ Williams Theater with Jerry Walkowiak and Steve Sweet
- Superintendent Wheaton
 - California School Boards Association (CSBA), as part of the district's membership, will be offering a study session on how to review and consider a charter petition from 6:00-7:00 p.m. before the regular March 22 board meeting
 - Melba Beals' presentation was a great piece of history that was in Visalia

- Met with Elane Geller, a holocaust survivor, when she spoke to high school students last week
- Attended Mt. Whitney’s Instructional Summit that meets every Friday morning before school working through the philosophy of education—now reading a book on grading
- Bob Burke, Mt. Whitney US History teacher, has recently been named Teacher of the Year by the San Joaquin Valley Council of Social Studies
- Will kick off Healthy Visalia’s “Walk With a VIP” series starting at 8:00 a.m. at Plaza Park to talk with him on what is happening in the community. In the future, you can walk with Lindsay Mann, Phil Cox, Bob Foster, Bob Link, and others
- Thanked the Board, staff, and community for making his initial year as the interim an enjoyable one and looks forward to the next few years.

**ADMINISTRATIVE
PANEL RECOM-
MENDATIONS/
ACTION**

EXPULSIONS

Rodney Elder moved to accept the Administrative Panel Recommendations for Expulsions Case No. 11-89 E, Case No. 11-90 E, Case No. 11-91 E, Case No. 11-92 E, Case No. 11-93 E, Case No. 11-94 E, Case No. 11-95 E, Case No. 11-96 E, Case No. 11-97 E, Case No. 11-98 E, Case No. 11-99 E, Case No. 11-100 E, Case No. 11-101 E, Case No. 11-102 E, Case No. 11-103 E, and Case No. 11-104 E. (Encl. No. 18) Donna Martin seconded the motion. Ayes: All. Motion carried unanimously.

**SUSPENDED
EXPULSIONS**

Jim Qualls moved to accept the Administrative Panel Recommendations for Suspended Expulsions Case No. 11-37 SE, Case No. 11-38 SE, Case No. 11-39 SE, Case No. 11-40 SE, and Case No. 11-41 SE. (Encl. No. 19) Donna Martin seconded the motion. Ayes: All. Motion carried unanimously.

GENERAL AGENDA

Review/Public Hearing/

Public Input/

Board Discussion/

ACTION (as applicable)

**2010-11 SECOND
INTERIM
FINANCIAL
REPORT**

Christine Statton, Chief Financial Officer, presented the 2010-11 Second Interim Financial Report. (Encl. No. 20) In accordance with Education Code 33127, the Board is required to certify by March 15 for the financial period of July 1, 2010 through January 31, 2011, whether the district will be able to meet its financial obligations through the current fiscal year and two subsequent years. The report included:

- Changes to major assumptions
- Budgeted revenues and expenditures
- General Fund unrestricted and restricted summary
- State budget update

The multiyear projection shows the district making the required reserve in 2012-13. It assumes 1.8% COLA for 12-13 and a 6% increase in health and welfare benefit costs. VUSD assumed a growth of 25 ADA for 2011-12 and 2012-13. The district shows “positive” for the current year and the next two years.

Tim Chaney moved to approve the 2010-11 Second Interim Financial Report. Donna Martin seconded the motion. Ayes: All. Motion carried unanimously.

EMPLOYMENT
AGREEMENT:
SUPERINTENDENT

Assistant Superintendent-Human Resources Development, Cindi Costa, summarized the employment agreement with the Superintendent. (Encl. No. 21) The Board has conducted their annual evaluation of the Interim Superintendent, soon to be Superintendent. In accordance with Board policy, the Board held a mid-year review of the Superintendent’s progress on the district goals and objectives and will conduct a year-end review and evaluation. The Board will prepare a written document reflecting this evaluation that will be presented to the Superintendent and placed in his official personnel file.

Mrs. Costa reviewed the contract:

- Three-year contract for the position of “Superintendent”, a change from the previous contract for “Interim Superintendent”, which begins July 1, 2011 and ends June 30, 2014
- All terms and conditions of the Superintendent’s employment agreement remain the same as in previous Superintendent contracts. There is some additional clarifying language on eligibility for retiree benefits.
- Effective July 1, 2001, the Superintendent will be placed on Step 1 on the Board approved Superintendent’s base salary schedule. The Superintendent’s salary schedule will be adjusted annually with the same cost of living adjustment (COLA) approved by the Board for all other management staff in the district
- The Superintendent will be afforded health and welfare benefits consistent with all other district management staff including medical, dental, vision, employee assistant benefits, and term life insurance including retiree benefits
- This contract is subject to an annual review and renewal process

President Bill Fulmer noted that the previous Superintendent stated many times that VUSD has the lowest paid Superintendent for a district this size in the State of California.

Public Comment

Karl Kildow, President, VUTA, stated that on behalf of the association, they believe this was a good move by the school board. He requested a copy of the contract for the bargaining unit.

Board comments:

- ❖ Charles Ulmschneider stated the Dr. Wheaton is doing a great job and the vote was unanimous to appoint him as Superintendent. He does have some issues with the contract. Without bringing them out right now, he requested tabling the employment agreement to have a chance for some of the clarifications

concerning the language in it. He wanted to speak to the district's attorney who works for and with the Board on this particular issue. He is asking for a little more time. He is recovering from a bad cold which he picked up reviewing the agenda last week and needs more time.

President Fulmer said that there is a motion to table. There was no second to the motion. Motion failed.

Jim Qualls moved to approve the Superintendent's Employment Agreement. Larry Jones seconded the motion. Ayes: Chaney, Elder, Fulmer, Jones, Martin, and Qualls. Noes: Ulmschneider. Motion carried.

CSBA REVISION TO
MANDATED AR
1312.4-WILLIAMS
UNIFORM
COMPLAINT
PROCEDURES-
SECOND AND FINAL
READING (Encl. No.
22)

Superintendent Wheaton stated that Encl. Nos. 22-39 are the second and final reading of the revised Board policies that were summarized at the first reading for the Board at the February 22 meeting. The revisions were reviewed by district staff and the Board Policy Committee.

There were no public or Board comments.

Larry Jones moved to approve the revisions to the Board policies in Encl. Nos. 22-39. Donna Martin seconded the motion. Ayes: All. Motion carried unanimously.

VUSD STAFF
REVISION TO BP
2123-EVALUATION
OF THE SUPERIN-
TENDENT-SECOND
AND FINAL
READING
(Encl. No. 23)

CSBA REVISION TO
MANDATED AR
3311 – BIDS –
SECOND AND FINAL
READING
(Encl. No. 24)

CSBA REVISION TO
MANDATED BP
4020 – DRUG AND
ALCOHOL FREE
WORKPLACE –
SECOND AND FINAL
READING
(Encl. No. 25)

CSBA REVISION TO
MANDATED AR
4112.23 – SPECIAL
EDUCATION STAFF-
SECOND AND FINAL
READING
(Encl. No. 26)

CSBA REVISION TO
MANDATED AR
4117.11/4317.11 –
PRERETIREMENT
PART-TIME
EMPLOYMENT –
SECOND AND FINAL
READING
(Encl. No. 27)

CSBA REVISION TO
BP AND MANDATED
AR 5113.1- CHRONIC
ABSENCE AND
TRUANCY –SECOND
AND FINAL
READING
(Encl. No. 28)

CSBA REVISION TO
BP 5117 – INTER-
DISTRICT
ATTENDANCE –
SECOND AND FINAL
READING
(Encl. No. 29)

CSBA REVISION TO
BP 5118 – OPEN
ENROLLMENT ACT
TRANSFERS–
SECOND AND FINAL
READING
(Encl. No. 30)

CSBA REVISION TO
BP 5141.21 –
ADMINISTERING
MEDICATION AND

MONITORING
HEALTH
CONDITIONS –
SECOND AND FINAL
READING
(Encl. No. 31)

CSBA REVISION TO
MANDATED BP
5141.3 – HEALTH
EXAMINATIONS –
SECOND AND FINAL
READING
(Encl. No. 32)

CSBA REVISION TO
BP 5141.31 –
IMMUNIZATIONS –
SECOND AND FINAL
READING
(Encl. No. 33)

CSBA REVISION TO
BP 6011– ACADEMIC
STANDARDS –
SECOND AND FINAL
READING
(Encl. No. 34)

VUSD STAFF
REVISION TO BP
6158 – INDEPEN-
DENT STUDY –
SECOND AND FINAL
READING
(Encl. No. 35)

CSBA REVISION TO
MANDATED AR
6159 –
INDIVIDUALIZED
EDUCATION
PROGRAM –
SECOND AND FINAL
READING
(Encl. No. 36)

CSBA REVISION TO
BP 6161.1 –
SELECTION AND
EVALUATION OF
INSTRUCTIONAL
MATERIALS –
SECOND AND FINAL
READING
(Encl. No. 37)

CSBA REVISION TO
BP 6164.4 –
IDENTIFICATION
AND EVALUATION
OF INDIVIDUALS
FOR SPECIAL
EDUCATION –
SECOND AND FINAL
READING
(Encl. No. 38)

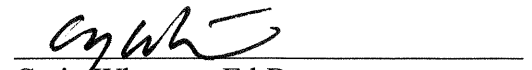
VUSD STAFF
REVISION TO BB
9123 – CLERK –
SECOND AND FINAL
READING
(Encl. No. 39)

ADJOURNMENT The meeting was adjourned at 8:50 p.m.

NEXT MEETING The next regularly scheduled Board meeting will be held on Tuesday, March 22, 2011, at 5:30 p.m. in the Board Room at the VUSD Educational Complex located at 5000 West Cypress Avenue, Visalia (unless otherwise posted).

Respectfully submitted,


Rodney Elder
Clerk


Craig Wheaton, Ed.D.
Superintendent