



**MINUTES OF THE REGULAR MEETING  
OF THE  
BOARD OF EDUCATION  
September 15, 2015  
Closed Session 6:00 p.m./Regular Meeting 7:00 p.m.**

**Board Members Present:** Mr. Joe Nava, President; Mr. George Neely, Vice-President; Mr. Ron Freitas, Clerk; Mr. Ron Heberle; Dr. Daryl Talken and Mr. Ralph Womack

**Board Member Absent:** Ms. Bonnie Cassel

**Administrative Staff:** Dr. Cathy Washer, Superintendent; Mr. Tim Hern, Associate Superintendent/CBO; and Mr. Mike McKilligan, Assistant Superintendent, Personnel

**Student Representatives:** Ms. Anna Knezovich, Bear Creek High School and Ms. Julia Coon, Tokay High School

**Meeting Recorder:** Ms. Lynn Aebi, Executive Assistant to the Superintendent

**Call to Order**

The meeting was called to order at 6:00 p.m. at the James Areida Education Support Center, 1305 East Vine Street, Lodi, CA.

**Public Comment on Closed Session Items**

No comments were received prior to Closed Session.

**Adjourn to Closed Session**

The Board adjourned to Closed Session.

**Reconvene Open Session**

The meeting was reconvened at 7:00 p.m. Attendance was recorded and President Nava led in reciting the Pledge of Allegiance. Attendees remained standing for a recorded rendition of the Star Spangled Banner performed by the 2<sup>nd</sup> period band class from Morada Middle School.

Mr. Nava asked for a moment of silence to honor Harvey E. Robins who passed away on August 26<sup>th</sup>. Mr. Robins was a two term Board of Education Member having served from 1996 to 2004.

**Closed Session**

President Nava reported on the following action taken in Closed Session:

○ **Non-Public School Students:**

Dr. Talken motioned, Mr. Womack seconded and the Board voted to approve the placement of Non-Public School Students #2015-16 Students #77, 78, 79, 80, 81 and 82, as follows:

Ayes:	Freitas, Heberle, Nava, Neely, Talken and Womack
Noes:	None
Absent:	Cassel
Abstain:	None

Motion carried

## **Superintendent's Report**

Dr. Washer reported that the Bear Creek High School athletic facilities/turf project has been completed. She announced that Good Day Sacramento will be broadcasting from Morada Middle School on Friday, October 2, featuring a story on their "Hats for Cancer" activity and fundraiser. Dr. Washer reported that the District is currently awaiting a decision from the Governor regarding the California High School Exit Exam (CAHSEE) and diplomas for students who have met all other requirements. This reflects a change in the state testing system and if approved would include students back to the beginning of the CAHSEE program's inception.

## **Recognition**

Debra Ladwig, President, California School Employees (CSEA), Chapter #77, presented the 2015 CSEA, Chapter #77 Employee of the Year Award to Marvel Bristow, Student Attendance Advisor, Child Welfare & Attendance Department.

## **Consent Agenda A, Routine Business**

Jeff Johnston, President, Lodi Education Association (LEA), asked to have item A-13 removed from Consent Agenda A.

Mr. Freitas motioned, Mr. Heberle seconded and the Board members voted to approve Consent Agenda A, Routine Business, as amended and as follows:

- Item A-1 Changes to the Adopted Budget
- Item A-2 Contracts List
- Item A-3 Purchase Order Detail Report
- Item A-4 Warrants
- Item A-5 Resolution 2015-40 Authorizing the Filing of the Notice of Completion (NOC) for the Prop. 39 JAESC HVAC Unit Replacement Project
- Item A-6 Resolution 2015-41 Authorizing the Filing of the Notice of Completion (NOC) for the Prop. 39 Lighting Retrofit Project at Tokay High, Plaza Robles, Henderson, Liberty, Lockeford, Victor and Dorothy Mahin Schools
- Item A-7 Resolution 2015-42 2014/2015 and 2015/2016 "Gann" Appropriations Limit
- Item A-8 Resolution 2015-43 Authorizing Participation in a Grant Opportunity to Help Fund the Replacement of Fuel Tanks on Fifteen Compressed Natural Gas (CNG) Powered Buses
- Item A-9 Minutes of the Regular Meeting, September 1, 2015
- Item A-10 Proposed Board Policy Revision – 5141.21
- Item A-11 2015-2016 Non-Public School Master Contract – Capitol Elementary
- Item A-12 Job Description for Work Experience Assistant Intern

Ayes: Freitas, Heberle, Nava, Neely, Talken and Womack  
Noes: None  
Absent: Cassel  
Abstain: None

Motion carried

The student preferential vote was unanimously aye.

**Item A-13 Lodi Education Association (LEA) Re-openers for the 2016-2017 Year**

Mr. Johnston noted that the LEA group is nearing the end of a three-year bargaining agreement. LEA would like to begin work on the successor agreement as soon as possible, with the intent of getting a settlement before the end of the school year.

Mr. Neely motioned, Mr. Heberle seconded and the Board members voted, as follows, to approve Consent Agenda A, Item A-13 Lodi Education Association (LEA) Re-openers for the 2016-2017 Year:

Ayes: Freitas, Heberle; Nava; Neely; Talken and Womack  
No: None  
Absent: Cassel  
Abstain: None

Motion carried

The student preferential vote was unanimously aye.

**Consent Agenda B – Student Discipline Cases**

Item B-1 Expulsion: Student #15/16-5-02  
Item B-2 Expulsion: Student #15/16-8-03  
Item B-3 Expulsion: Student #15/16-12-04  
Item B-4 Expulsion: Student #15/16-7-05  
Item B-5 Expulsion: Student #15/16-7-06  
Item B-6 Expulsion: Student #15/16-10-07  
Item B-7 Readmission: Student #14/15-8-02

Mr. Neely motioned, Dr. Talken seconded and the Board members voted to approve Consent Agenda B as presented, as follows:

Ayes: Freitas, Heberle, Nava, Neely, Talken and Womack  
Noes: None  
Absent: Cassel  
Abstain: None

Motion carried

**Other Action Items**

**Certification of 2014/2015 Unaudited Actuals Report**

Tim Hern, Associate Superintendent/CBO and Maria Fong, Controller, presented the item for Board consideration. Ms. Fong reported that the District has closed the books for 2014/2015. Discussion ensued.

**Public Comments**

Mr. Johnston commented on the ending fund balance and the amount of the reserve being kept by the District. He commented that the District is \$250,000 under the amount to trigger the contingency language and that the money transferred into the self-insurance fund is discretionary.

Susan Heberle, Community Member, related that it is difficult for those new to the education community to understand why teachers must use out of pocket money to purchase classroom supplies. She voiced concern that money be directed to classrooms.



Mr. Neely motioned, Mr. Womack seconded and the Board members voted to approve Certification of 2014/2015 Unaudited Actuals Report, as follows:

Ayes:	Freitas, Heberle, Nava, Neely, Talken and Womack	
Noes:	None	
Absent:	Cassel	
Abstain:	None	Motion carried

The student preferential vote was unanimously aye.

### **Reapproval of 2015-2018 Local Control and Accountability Plan (LCAP) Due to Technical Revisions**

Lisa Kotowski, Assistant Superintendent, Curriculum and Instruction, presented the report. The District's Local Control Accountability Plan (LCAP) was reviewed by the San Joaquin County Office of Education and returned for technical revisions.

Mr. Heberle questioned why some of the proposed revisions remain the same from the first year to the third year of the document, as what is true in year one might not necessarily be applicable to year three. Ms. Kotowski agreed, however, this is the precise direction that she has received from the San Joaquin County Office of Education.

Mr. Neely motioned, Mr. Heberle seconded and the Board members voted to approve Reapproval of 2015-2018 Local Control and Accountability Plan (LCAP) Due to Technical Revisions, as follows:

Ayes:	Freitas, Heberle, Nava, Neely, Talken and Womack	
Noes:	None	
Absent:	Cassel	
Abstain:	None	Motion carried

The student preferential vote was unanimously aye.

### **Personnel Matters**

Mike McKilligan, Assistant Superintendent, Personnel, presented Personnel Matters for Board consideration.

Mr. Neely motioned, Mr. Womack seconded and the Board members voted to approve Personnel Matters as presented, as follows:

Ayes:	Freitas, Heberle, Nava, Neely, Talken and Womack	
Noes:	None	
Absent:	Cassel	
Abstain:	None	Motion carried

### **Communications**

#### **Comments from Student Representatives**

Anna Knezovich, Bear Creek High School and Julia Coon, Tokay High School, presented reports from their respective high schools.

### **Comments from the Public**

Kimberly Day, Teacher, Lawrence Elementary School, spoke on behalf of the Transitional Kindergarten (TK) teachers in the District. She commented on the increased class size in TK classes and asked the Board to lower the class size back to 20.

Tammy Hudson, Teacher, Podesta Ranch Elementary School, spoke on Transitional Kindergarten class sizes and invited the Board to visit her classroom.

### **Comments from Employee Group Representatives**

John Hunt, President, Lodi Pupil Personnel Association (LPPA), thanked the Board for listening to the concerns of the Speech Language Pathologists and acknowledged that LPPA is pulling their grievance off the table.

Debra Ladwig, President, California School Employees Association (CSEA), Lodi Chapter #77, thanked the Board for the public recognition for Marvel Bristow, 2015 Employee of the Year for the chapter and for approval of the Work Experience Assistant Intern job description. She voiced concern regarding the diminished number of site custodial staff and referenced the Custodial Response Team (CRT). She asked that the Board consider adequate custodial coverage at the school sites.

Jeff Johnston, President, Lodi Education Association (LEA), cited the need for more transparency and communication on situations such as the increase in class size for Transitional Kindergarten and for issues such as the mold identification and remediation processes. Mr. Johnston asked that the Board listen to Ms. Ladwig's request for additional custodial help. He noted that the rodent problem at Lockeford School is also not being communicated effectively to employees. He asked that the Board invest in lateral leadership instead of vertical leadership, adding that we all need to work together to address such issues.

### **Comments from the Board**

Mr. Neely noted the District is behind in the staffing levels for custodial and clerical support. He thanked the District for the 1:1 Device Rollout. He asked that the topic of digital academies be added to the agenda for October 6<sup>th</sup>. He asked for a report of the Smarter Balanced Assessment Consortium (SBAC) and noted the success of Micah Muraoka, Teacher at Live Oak Elementary School. Mr. Neely thanked Dr. Washer for having the professional development opportunities in place and noted that Stockton USD offers teachers on-line professional development. Mr. Neely noted the situation involving Transitional Kindergarten needs to be reviewed. He attended ComedySportz at Tokay High School. He spoke regarding GOT Kids Foundation in an effort to provide information regarding the availability of grant awards for teachers and to announce the GOT Kids crab feed planned for January 6, 2016.

Mr. Womack congratulated Marvel Bristow for the award of CSEA Employee of the Year. He thanked Anna Knezovich, Student Representative, for her explanation of Rachel's challenge as it pertains to her school site. He commented on the great job by Maintenance & Operations staff in upgrades at Liberty High School.

Mr. Heberle congratulated Marvel Bristow on the award from CSEA. Mr. Heberle spoke regarding the need for communication between teachers and staff so teachers can prepare for changes such as the change in Transitional Kindergarten. He spoke of the need for custodial and M&O in terms of identifying



issues and correcting problems. Mr. Heberle noted that high school Future Farmers of America groups are gathering items and accepting monetary contributions for local residents of the devastating fires.

Mr. Nava mentioned Sophie Chen, Tokay High School, as a National Merit Scholar semifinalist. He announced Reese Elementary School music teacher David Shorts has received a \$2,000 grant as part of the 2015 Unsung Heroes award campaign. The Unsung Heroes program awards grants to K-12 teachers nationwide to highlight their teaching methods, educational projects and ability to influence their students.

#### **Comments from the Superintendent**

No further comments.

#### **Reports**

##### **Positive Behavior Interventions and Supports (PBIS) and Behavior Intervention Classes**

The report was presented by: Dawn Vetica, Assistant Superintendent, Secondary Education; Enrique Avalos, Coordinator of Positive School Climate; Bill Atterberry, Principal, Bear Creek High School; Lisa Deeter, Teacher, Bear Creek High School; and Ren Pham-Peck, Counselor, Bear Creek High School.

Mr. Atterberry explained that the Bear Creek behavior intervention class is part of a system of intervention goals. The positive intervention goals include Rachel's Challenge, athlete grade checks and behavior intervention classes. From 2013/2014 to 2014/2015 there has been a significant change in the number of home suspensions, as in-school suspensions have gone up and home suspensions have dropped. Ms. Deeter explained the restorative circles and restorative conference classes. Ms. Pham-Peck explained that after progress reports, staff looked at students' grades from last year to this year and tried to connect the students with different programs to improve grades. Mr. Atterberry noted the emphasis on intervention for freshman students.

#### **Public Comments**

Dr. Scott Keithley, Community Member

##### **Update of Work with Community Members to Improve Academic Achievement of Black/African American Students**

As a result of responses on the CA Healthy Kids survey and because suspension and expulsion rates are higher for this student population, a plan is needed to address concerns and improve academic achievement. Dr. Washer introduced the current steering committee and outlined the plan to improve student success at school. The committee will further identify the issues via a student survey and data analysis. Based on the identified areas of need, a plan will be developed that may include mentoring, tutoring, connecting students to school, career awareness/exploration and goal setting. The committee seeks to engage the community and parents in the process. As to the question of cost, Dr. Washer noted cost is not reflected in the report, as the plan has not yet been developed.

#### **Public Comments**

Lisa Wilkins, Vice President, Lodi Education Association (LEA)

## **Board Discussion**

### **Addressing Mold Issues in School Facilities**

Mr. Neely asked for information related to the current situation at Julia Morgan Elementary School and that the superintendent be included in the mold reporting procedures as to expedite the process. Warren Sun, Senior Director of Operations, provided information related to classroom involvement, testing procedures, timeframe, and the District's approach through preventative maintenance. Mr. Hern added that the District has one of the most aggressive mold standards in the state and probably the highest in the valley.

Mr. Heberle inquired as to a District procedural manual. Mr. Sun noted one has been completed and is currently under review by our advisors. Discussion ensued. The reporting process was discussed.

Mr. Freitas asked that those reporting situations contact their site principal, M & O Department, superintendent and Board. Going forward, he stated there should be communication to teachers as to what is going on in their classrooms as well as a meeting that parents and teachers can attend at the school site. Mr. Nava asked for assurance that the District be proactive.

### **Public Comments**

Jenee Squires; Community Member; Carla Waddoups, Community Member; Bobbie Mota, Teacher, Julia Morgan Elementary School; Susan Heberle, Community Member; Kelly Hansston, Teacher, Julia Morgan Elementary School; Sue Kenmotsu, Teacher, Julia Morgan Elementary School; Karen Paulsen, Teacher, Julia Morgan Elementary School; Jennifer Moreno, Community Member; Claudine Stanbridge, Teacher, Heritage Elementary School; and Lorraine Josol, Teacher, Julia Morgan Elementary School

## **Board Advisory Committee Reports**

No reports were given.

## **Future Agenda Items**

Mr. Heberle asked for an agenda item outlining the District's plan for the STEM (Science, Technology, Engineering and Mathematics) program.

## **Adjournment**

The meeting adjourned at 10:34 p.m.

  
Clerk of the Board

  
President of the Board