



Established 1877 — Over 125 Years of Educational Success

Governing Board Members

Mr. Shane Nielson, President ~ Mr. Ben Fobert, Clerk ~ Dr. Chris Cunningham ~ Dr. Atul Khanna ~ Dr. James Hiramoto

**MEETING MINUTES OF THE GOVERNING BOARD**  
**WEDNESDAY, JUNE 24, 2009**

- I. Call to order at 6:00 P.M.
- II. Adjourn to Closed Session at 6:00P.M.
  - A. Public Employee Discipline/Dismissal/Release (GC 54957)
  - B. Public Employee Appointment / Employment. Title: Superintendent (GC 54957)
  - C. Conference with Labor Negotiators (GC 54957.6)
    - 1. Agency’s Designated Representative: Board President
    - 2. Unrepresented Employee: Superintendent
    - 3. Employee Organization: CSEA
- III. Reconvene to Open Session at 7:00 P.M.
- IV. Pledge of Allegiance – Mr. Shane Nielson, Board President lead us in the Pledge of Allegiance.
- V. Members Present: Chris Cunningham; Shane Nielson; Ben Fobert; James Hiramoto.  
Member Atul Khanna is absent.

Staff Present

Dale Hansen, Superintendent	Noel Balzarini, Executive Assistant
Debbie Burnette, Assist. Supt. Ed. Svcs.	Kim Parrott, Dir. Of Special Education
Alvina Keyser, Dir. Of Bus. Svcs.	Roxanne Felver, Payroll/Benefits
Rose Boynton, Librarian – LES	Signe McIntire, Transportation Dept.
Lindsey Keeton, Sp. Ed. Inst. Aide	Sandi Worrell, Teacher – WES

Others Present: Members of the staff and community were present.

- VI. Report of Action Taken in Closed Session, If Any: No Action Taken
- VII. Approval and/or Corrections to the Agenda. Superintendent Hansen requested to add three action items to the agenda and to move Item R. to the front of the action items:
  - XII. R. Consider/Approval of Nominating Assembly Member Joan Buchannan for the CSBA 2009 Outstanding Legislator of the Year
  - XII. S. Consider/Approval of the Contracts for Speech Pathology Services for the 2009-2010 School Year:
    - 1. East Bay Therapy – Bilingual Speech Pathology Services
    - 2. Educational Based Services (EBS) – Speech Pathology Services
  - XII. T. Consider/Approval of Houghton Mifflin English Language Arts Program Adoption for Grades K-5. This Item had a Motion to approve by: B.Fobert; SECOND BY: C.Cunningham to approve the agenda as ammended with AYES: 4; NOES: 0; ABSENT: 1 AK.
- VIII. Receiving of Public Comments:
 

Celeste Farron, parent/resident of MH, thanks the Board for their professional conduct and support of the LESD unification.
- IX. Consent Items for Consideration:
  - A. Approval of Governing Board Meeting Minutes:
    - 1. Regular Meeting – May 20, 2009
  - B. Approval of Warrants as Presented.
  - C. Approval of Budget Revisions as Presented.
  - D. Acceptance of Resignations:
    - 1. Wesley Miles Holland, Physical Education Teacher – WES
    - 2. Maria Bordanaro, Vice-Principal – BES
    - 3. Samantha Howard, 1:1 Special Education Instructional Aide – WES

- E. Approval of Agreement with Stanislaus County Superintendent of Schools for Hearing Conservation Services for the 2009-2010 School Year.
- F. Acceptance of Donation to the Bethany School: \$30 from Wells Fargo Foundation Educational Program – Asia Deleon  
Approval of Site AERIES Consultants: Thomas Lee, Traci Mitchell, & Irene Busuttill.  
Motion by: CCunningham, Seconded by: BFobert to approve all consent items with no discussion by the following vote: AYES: 4; NOES: 0; ABSENT: 1 AK Motion carried.

X. District Administrative Reports

- A. District Business & Cafeteria Report.....Mrs. Alvina Keyser  
Mrs. Keyser reported that the State rejected another budget. She attended a 3 hour presentation from School Services. They indicated that the budget situation is terrible. It is a very difficult time for borrowing money. Prop 98 is cutting revenue limits. The one time Federal money is helping. The District had to reduce classified staff. We have some flexibility with categorical funds. Our ADA has been reduced \$244 per student on 05/14/09, then another \$115 per ADA on 05/28/09. Next month we may have to do a TRANS (short term loan) to make payroll. We must adopt a budget by 06/30/09. The budget brought to you tonight may be changed up to 45 days if the State decides what the revenue limits will be. Many restricted resources have been moved to the unrestricted category to provide some relief to use towards education.
- B. District Educational Services Report..... Mrs. Debbie Burnette  
Assistant Superintendent Burnette reported the English/Language Arts pilot for 6<sup>th</sup> -8<sup>th</sup> grades is with Glencoe and Holt, and Houghton Mifflin for K-5<sup>th</sup> grades. The cost for the curriculum was unknown and we thought it was \$140-\$160 per student. However, if we had Houghton Mifflin already in our District, the cost will be about \$40 per student and free workbooks for the next 7 years.
- C. Report on District Facilities..... Mr. Dale Hansen  
Superintendent Hansen reported that our modernization funds were used at Lammersville School to replace doors that are not properly working. It was necessary to remove 2 eucalyptus trees that were unhealthy.
- D. District Enrollment Report..... Mr. Dale Hansen  
Superintendent Hansen reported that our enrollment projections at Wicklund dropped because of Kindergarten students returning to their home school, Bethany, due to lack of space.
- E. Review Pre-Unification Agreement by and Between Tracy Joint Unified School District and Lammersville Elementary School District.....Mr. Dale Hansen  
Superintendent Hansen thanked the Board for attending the TUSD Board meeting. It was nice to have Lammersville District residence in the audience. Harold Frieman, Shea Homes representatives, consultants, legal counsel, were also in attendance at this joint board meeting. At last night's TUSD Board meeting, they approved a resolution to move forward with the pre-unification agreement. On 08/11/09, TUSD will consider a unification petition.

XI. Governing Board Reports: No Governing Board Reports.

XII. Governing Board Action Items:

R. **Consider/Approval of Nominating Assembly Member Joan Buchanan for the CSBA 2009 Outstanding Legislator of the Year.**

Superintendent Hansen highly recommends Assembly Member Joan Buchanan for the CSBA 2009 Outstanding Legislator of the Year. During the State Allocation Board Hearing, Assembly Member Buchanan was a leader and strong representative of our District. She advocated for Lammersville and made many contacts within the State Allocation Board to help the State Allocation Board understand the unfortunate situation our District was in with an employee becoming severely ill during the time of our last construction project. She worked diligently with the District and believe her efforts were a key role in the understanding and successful outcome of the appeal. She is an asset and a true leader on behalf of public education. Her position as a former School Board member has truly helped her understand what a school district must encounter throughout the many obstacles public education is dealt.

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: JHiramoto with no discussion. This item was approved by the following vote: AYES:4; NOES:0; ABSENT:1AK. . ABSTAIN:0 Motion carried

A. **Consider/Approval of Governing Board Resolution 08-09-18 in Support of Unification of the Lammersville Elementary School District.**

This item had a MOTION TO APPROVE BY: JHiramoto; SECOND BY: CCunningham with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**B. Consider/Approval of Adjournment of Regular Governing Board Meeting to Public Hearing Regarding the 2009-2010 District Publication Budget and Acceptance of Categorical Funds Subject to Flexibility for 2008-09 and 2009-10.**

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: SNielson with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

President Nielson called the Public Hearing to order for the matter of the 2009-2010 LESD Budget – No public comments were made.

President Nielson called the Public Hearing to order for the matter of the acceptance of categorical funds subject to flexibility for 2008-09 and 2009-10 – No public comments were made.

**C. Consider/Approval to Closing Public hearing and Returning to the Regular Governing Board Meeting.**

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: SNielson with the following discussion: Trustee Cunningham would like to have a comma placed after “expenses” in paragraph #3 on page one. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried.

**D. Consider/Approval of 2009-2010 District Publication Budget.**

This item had a MOTION TO APPROVE BY: JHiramot; SECOND BY: BFobert with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**E. Consider/Approval of Governing Board Resolution 08-09-16 Accepting State Categorical Funds Subject to Flexibility Pursuant to SBX3 4 and Approving the Uses of Such Funds.**

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: CCunningham with no following discussion. This item was approved with the following vote: AYES:4; NOES: 0; ABSENT:1 AK; ABSTAIN: 0 Motion carried.

**F. Consider/Approval of Classified Re-Hires:**

1. 1:1 Special Education Aide – Client Specific, BES: Amy Salas
2. Special Education Instructional Aide, WES: Lindsey McIntire
3. Cafeteria Assistant, LES: Carmen Campos

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: Bfobert with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**G. Consider/Approval of Certificated Hires:**

4. Philip Halseth – Music Teacher, BES
5. Melinda Fontana - .5 FTE Resource Teacher, LES
6. Kerrie Glenn – 8<sup>th</sup> Grade Teacher, BES
7. Gina Chavez – 8<sup>th</sup> Grade Teacher, WES

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: CCunningham with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**H. Consider/Approval of Governing Board Resolution 08-09-17 Authorizing Temporary Loans Between Funds for the Fiscal Year 2009-2010.**

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: BFobert with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**I. Consider/Approval of 2009-2010 Inter and Intra District Transfers As Listed**

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: JHiramoto with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**J. Consider/Approval of the Consolidated Application Part 1 for the 2009-2010 School Year.**

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: JHiramoto with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**K. Consider/Approval of Agreement for Consulting Services with Total School Solutions to Assist with the Selection of a Lease Lease-Back Agent for the Construction of Sebastian Questa Elementary School**

This item had a MOTION TO APPROVE BY: JHiramot; SECOND BY: BFobert with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**L. Consider/Approval of Agreement for Architectural Service with BFGC for the Bid/Lease Lease Back, Construction Administration, and Project Close-out for Sebastian Questa Elementary School**

This item had a MOTION TO APPROVE BY: JHiramoto; SECOND BY: SNielson with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**M. Consider/Approval to Hire the Recommended Agent for the Lease Lease-Back Agreement for Pre-Construction Services of Sebastian Questa Elementary School. This Contract will be Contingent on State Funding Release, and an Agreement with Shea Mountain House (An Entity of CAL PERS) to Advance, Interest Free, the Funds Necessary to Complete This Project. Superintendent Hansen Recommends F & H Construction.**

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: SNielson with no discussion. This item was approved with the following vote: AYES:4; NOES:0; ABSENT:1 AK. ABSTAIN:0 Motion carried

**Trustee Khanna joins the meeting – 8:04 P.M.**

**N. Consider/Approval of Hiring Nichols Melburg Rossetto for Architectural Services in the Development and Construction of Altamont Elementary School, Subject to Negotiations and State Funding Release.**

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: JHiramoto with no discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**O. Consider/Approval of the Agreement with Sage Institute Inc. to Coordinate and Facilitate the School District Reorganization Between Tracy Joint Unified School District and Lammersville Elementary School District**

This item had a MOTION TO APPROVE PENDING TUSD AGREEMENT TO USE TUSD DEVELOPER FEES JOINTLY FOR THIS CONTRACT BY: CCunningham; SECOND BY: BFobert with no further discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**P. Consider/Approval of Authorizing Superintendent to Seek a Director of Maintenance, Operations, and Transportation.**

This item had a MOTION TO APPROVE BY: JHiramoto; SECOND BY: BFobert with no discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**Q. Consider/Approval of Reduction of Classified Employee Services by Reducing the Hours of 19 Instructional Aide Employees.**

This item had a MOTION TO APPROVE BY: SNielson; SECOND BY: CCunningham with no discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**R. Moved up on the agenda.**

**S. Consider/Approval of the Contracts for Speech Pathology Services for the 2009-2010 School Year:**

**8. East Bay Therapy – Bilingual Speech Pathology Services**

**9. Education Based Service (EBS) – Speech Pathology Services**

This item had a MOTION TO APPROVE BY: BFobert; SECOND BY: CCunningham with no discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**T. Consider/Approval of Houghton Mifflin English Language Arts Program Adoption for Grades K - 5.**

This item had a MOTION TO APPROVE BY: CCunningham; SECOND BY: SNielson with no discussion. This item was approved with the following vote: AYES:5; NOES:0; ABSENT:0. . ABSTAIN:0 Motion carried

**XIII. Information and Discussion Items Reviewed:**

A. Annual Review of the School Facility Use Program: Superintendent Hansen is happy to report that \$30,000 was recovered in the 08-09 school year for facility use fees. All funds were directed back into facility repair and maintenance to keep our schools looking great. Great job to Roxanne and Dale Daly to properly compensate our employees who worked the events on weekends for overtime.

**XIV. Calendar of Events Were Reviewed:**

- A. Tuesday, June 23<sup>rd</sup> ..... Questa Project – Contractor Interviews
- B. Friday, July 3<sup>rd</sup>..... Independence Day Holiday Observed
- C. Wednesday, July 22<sup>nd</sup> ..... Regular Governing Board Meeting
- D. Wednesday, August 12<sup>th</sup>..... First Day of School

**XV. Adjourn to Closed Session at 8:18 P.M.**

MOTION BY: BFobert ; SECOND BY: AKhann; AYES: 5 ;NOES: 0 ; ABSENT: 0

XVI. Reconvene to Open Session: 9:00 P.M.

XVII. Adjournment of the Regular Meeting, May 20, 2009, at 9:00 P.M.

MOTION BY: SNielson ; SECOND BY: CCunningham; AYES: 5 ;NOES: 0 ; ABSENT: 0

Respectfully submitted,

\_\_\_\_\_, Secretary

Approved and ordered entered into the  
Proceedings of the District on July 22, 2009.

\_\_\_\_\_, Clerk