

BRAWLEY UNION HIGH SCHOOL DISTRICT
480 N. Imperial Avenue
Brawley, CA 92227

A G E N D A
Board Meeting
Wednesday December 12, 2012
BUHSD Board Room
Regular Board Meeting 6:00PM

A. OPENING

1. Call to Order and Roll Call
2. Certification of Compliance

To accommodate the requirement of Government Code Section 54954.2 in accordance with the Brown Act revisions, the agenda for the meeting was posted 72 hours prior to this meeting.
3. Pledge of Allegiance
4. Adoption of the Agenda
5. Reorganization of the Board
 - a. Election of President
 - b. Election of the Vice-President
 - c. Election of the Clerk

B. ACKNOWLEDGEMENTS & RECOGNITIONS

1. Elks Teens of the Month
2. Employees of the Month: Compassion
Classified: Janina Flores
Certificated: Jessica Teague

C. BOARD COMMENTS

D. PUBLIC COMMUNICATIONS

ADDRESSING THE BOARD OF EDUCATION - An individual or group representative may address the Board of Education on any agenda item or subject within its jurisdiction. Public comments will be allowed when each agenda item comes before the board for consideration. Speakers are requested to state their name and address prior to speaking to the Board. Not more than three minutes may be allotted to each speaker and no more than twenty minutes to each subject, except by consent of the Board of Education. The Board Members may question the speaker but there will be no debate or decision. The Superintendent may refer the matter to the proper department for review.

E. REPORTS & PRESENTATIONS

1. BUHS – Jenny Preece/Bryan Wood, Student Board Representatives
2. DVHS – Jessica Penuelas, Student Board Representative
3. Superintendent’s Report
 - a. Palmer Auditorium update Jimmy Sanders
 - b. AB 300 Jimmy Sanders
 - c. DSA closeout of completed projects Jimmy Sanders

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|----|---|---|
| d. | Update on Baseball Field/Wiest Field | Randy Smith/Tony Leon
Billy Brewer/Dr. Danielian |
| e. | Joint Board Meeting update | Dr. Danielian |
| f. | Revised Transportation Policy and Administrative Regulations 3540 | |

F. PUBLIC HEARINGS

G. CONSENT CALENDAR

All items under Consent Calendar are considered to be of a routine nature and are acted with one motion. Any recommendation may be removed from the Consent Calendar at the request of any Board Member and placed under Action/Discussion.

1. Minutes

The Superintendent recommends that the Board of Education approve the Minutes, as listed:

- a. Regular Meeting: November 14, 2012

2. Personnel Consent Items

- a. Approve Andy Magana as the Head Girls Soccer Coach
- b. Approve to hire Blanca Miramontes as the Part-time Attendance Clerk
- c. Accept Resignation from Ulysses Rodriguez as Part-time Security

3. Business and Finance Consent Items

- a. Approve payments of Commercial Warrants

4. Educational Consent Items

- a. Approve the trip request from Jennifer Fowlkes to attend the Implementing the Common Core Training on April 27, 2013 in Lake Tahoe. Funded by Title I.
- b. Approve the trip request for Jennifer Layaye to attend the Governor's Budget workshop on January 16, 2013 in Orange County. Funded by the District

H. ACTION/DISCUSSION

- 1. Motion to approve the 2nd and Final reading of CSBA Policy updates District Policies Series.

Superintendent requests the approval of the final reading of the CSBA Policy Updates from Series 3511.1 through 9231.

- 2. Motion to approve the Brawley Union High School District Annual and Five-Year Reportable Fees Report for Fiscal Year 2011-2012 in compliance with Government Code Section 66006 and 66001.

Superintendent recommends action to approve the BUHSD annual and five year reportable fees report that is a requirement for spending District Developer Fees.

- 3. Motion to approve the 2012-2013 First Interim Report.

Superintendent recommends the approval of the 2012-2013 First Interim Report.

4. Board Policy #7310: Naming of Facilities.

Community members request action on naming the old gym floor in honor of Captain Scott Pace.

5. Motion to approve the 2011-2012 Audit Report.

The Superintendent recommends the approval of the 2011-2012 audit report which includes no findings.

6. Motion to amend the Pivot Learning Partners Contract as the official DAIT Providers.

Superintendent requests the increase of \$28,475 to the original contract amount to Pivot Learning Partners.

FUTURE AGENDA ITEMS:

The Board of Trustees may suggest/request items for discussion and/or action at a subsequent Board Meeting.

- 1.

J. CLOSED SESSION

1. Student Discipline (Pursuant to Provisions of Education Code Section 48918(b)). Student Discipline/Expulsion Case No. 16057
2. Personnel matters relating to the appointment, employment, evaluation of performance, discipline or dismissal/release of public employee pursuant to Government Code § 54957.
3. Conference with Labor Negotiator (Pursuant to Provisions of Government Code Section 54957.6):
Agency Designated Representative: Dr. Hasmik Danielian
Employee Organization: Brawley Union High School District CSEA.
4. Anticipated Litigation
 - a. Significant Exposure to litigation pursuant to Government Code section 54956.9(b) – one case

K. RETURN TO OPEN SESSION

1. Report of action(s) taken during Closed Session.

L. ADJOURNMENT

In accordance with the Americans with Disability Act (ADA), the District will provide accommodations, with reasonable advanced notice, for any individual with a disability needing to participate in the Board meeting and/or access the information herein. Please contact Brawley Union High School District Superintendent's Office to request such accommodations. In accordance with the Brown Act revisions, public records relating to a Board meeting agenda item that are distributed to at least a majority of Board members less than 72 hours before a regular meeting, may be inspected by the public at the District Administrative offices during regular business hours (7:30a.m. to 4:30p.m.).

BRAWLEY UNION HIGH SCHOOL DISTRICT
480 North Imperial Avenue
Brawley, California 92227

BOARD OF EDUCATION MEETING
UNADOPTED MINUTES
REGULAR BOARD MEETING, DECEMBER 12, 2012

CALL TO ORDER AND ROLL CALL

1. The regular meeting of the Brawley Union High School District Board of Education was called to order by President Ralph Fernandez at 6:00 p.m. Wednesday, November 14, 2012 with the following members present for roll call: Trustee Noriega, Trustee Sassie, Trustee Dial, Trustee Fernandez and Trustee Garcia.

Administration: Dr. Danielian, Corey Caston, Jennifer Layaye, Simon Canalez, and Frances Terrazas.

2. **CERTIFICATE OF COMPLIANCE**

President Fernandez read the following statement: "To accommodate the requirement of Government Code Section 54954.2 in accordance with the Brown Act revisions, the agenda for the meeting was posted 72 hours prior to this meeting."

3. **PLEDGE OF ALLEGIANCE**

Mr. Sal Ortiz led the Pledge of Allegiance.

4. **ADOPTION OF THE AGENDA**

Trustee Noriega requested that item H-4 of the Action/Discussion: Board Policy #7310 Naming of Facilities be placed as item H-1. After reviewing the agenda, President Fernandez recommended moving the H-4 of the Action/Discussion of Board Policy #7310 after the Public Communications.

5. **REORGANIZATION OF THE BOARD**

- a. Election of President:

Trustee Sassie nominated Trustee Noriega as President, seconded by Trustee Dial and Trustee Fernandez declared Trustee Noriega President by acclamation.

- b. Election of the Vice-President:

Trustee Garcia nominated Trustee Sassie as Vice President, seconded by Trustee Fernandez. Trustee Fernandez moved to close nominations for Vice President and declared Trustee Sassie as Vice President by acclamation.

- c. Election of the Clerk:

Trustee Fernandez nominated Trustee Garcia as Clerk, seconded by Trustee Dial, President Noriega declared Trustee Garcia as Clerk of the Board by acclamation.

President Noriega thanked Trustee Fernandez for his leadership during his presidency and congratulated everyone.

Trustee Fernandez thanked everyone for entrusting him to be president during a seemingly long and fruitful year. He thanked Dr. Danielian for making his presidency a positive and smooth experience.

Trustee Garcia, thanked Trustee Fernandez for his leadership and stated the President Noriega has big shoes to fill.

Trustee Sassie thanked Trustee Fernandez for his guidance during her first year as Board Member.

Trustee Dial had no other comments to add.

ACKNOWLEDGEMENTS & RECOGNITIONS

1. Elk Teens of the Month for November 2012:
Hannah Landy
Michael Revelo
2. Employees of the Month: Compassion
Classified: Janina Flores
Certificated: Jessica Teague

BOARD COMMENTS

Trustee Fernandez announced the Career Fair was well attended. It was a pleasure to see all the different businesses and professionals present to our students. He hopes that the students will learn from the experiences of the presenters.

Trustee Garcia thanked Ms. Hardy and the staff involved with organizing the Career Fair; he stated that a lot of people worked hard to make this event successful.

Trustee Sassie congratulated students and staff members who were recognized, and she also thanked those involved in making the Career Fair a success. Her report included attending the CSBA Annual Conference in San Francisco and participating in the Voting Right Act and its system; the CIF session which stressed the importance of parent engagement training; the attendance training where she learned that 95% of student attendance was not okay and that the Board should review the attendance policy and set standards/expectations.

Trustee Dial stated that it has been a year since Dr. Danielian was hired and stated that hiring a superintendent is the most important job of the Board. Since Dr. Danielian's arrival, the district has had focus on academic excellence and drive to hold everyone accountable. She thanked the Board for working together as a team to provide a high

quality education for our students. Trustee Dial commended Dr. Danielian in striving to make excellence the hallmark of our district and advocating that OK is not Ok. Trustee Dial stated her appreciation for the teamwork that goes into preparing our students and community for the future.

President Noriega stated that participating in the CSBA Conference is a learning experience and thanked Dr. Danielian for her support and for creating a positive working environment for our students and staff.

Dr. Danielian stated that it has been both an honor and a pleasure to work for a Board of Education that has such high expectations and is truly supportive of her efforts to establish and promote a culture of excellence. She credited the dedicated and outstanding staff, administrators, and involved parents for working together to improve student achievement.

PUBLIC COMMUNICATIONS:

Senior Project – a group of seniors reported that they have been collecting canned food as part of their senior project on “Making a Difference” and asked the Board to participate in donating food. They reported that part of their project was to have a contest between classes and they were happy to report that Mr. Lopez’s class had collected the most canned foods.

Mr. Jack Greer reported that he was serving on the newly-formed Health Advisory Council that Dr. Danielian has established. He stated that he was also working with Assemblymen Perez and staff to amend Education Code 49423 which states that only California physicians can prescribe medication. He is requesting that the Board of Trustees support a bill or Resolution at a future meeting which allows the administration of drugs prescribed by non-California licensed doctors to be used by students who live close to the border or who come from out of state. Mr. Greer commended Dr. Danielian and her staff for their dedication to the students and the community.

Brenda Lopez-Ramos, alumni Class of 1997, requested that the Board consider naming of the Old Gym Floor in honor of Captain Scott Pace without waiting a year.

Mrs. Grant stated that they had been residents of Brawley for the past 23 years and the community had been united in expressing its grief over the loss of Scott Pace. Mrs. Grant expressed her dissatisfaction with the Board’s inaction in naming the Gym floor in honor of Captain Scott Pace. She insisted on doing so right away instead of waiting for a year.

President Noriega stated that at the time Policy #7310 was adopted, it seemed like a good policy. However, policy cannot be changed on the spot, it requires two readings and we will stay within policy. President Noriega read a letter addressed to the Board on behalf of Jason M. Brooking Class of 1997.

Trustee Garcia stated that he was against changing the policy, but after further review of the policy, he believes that this situation could fall under an Extra-Ordinary circumstance.

Trustee Sassie stated that the policy meets the memorial criteria and the district should stay within policy and wait a year.

Trustee Dial stated that as a Board, we needed to follow policy and she has no desire to change the policy. She believes that the policy was created for a reason.

Trustee Fernandez stated that not only does Captain Scott Pace deserve to be honored, but so do many other fallen students. He suggested that the Board consider remaining the old gym to the "Memorial Gym".

Dr. Danielian asked Mr. Canalez to share with the Board a new development that had occurred in partnership with the U.S. Army as it pertained to Captain Scott Pace. Principal Canalez stated the U.S. Army was going to sponsor a banner to be displayed in the Old Gym in honor of Scott Pace. During a home basketball game in Scott's honor, Scott's jersey will also be retired. Mr. Brewer reported that Scott Pace's family will also be present at the game.

Debra Owen stated that the Board was missing the point on the request of the community and that it was insulting that instead of naming the court in his honor, a banner with Scott's name would be placed in the Old Gym. She stated that it was a nice gesture. However, it is not what the community is requesting. She also stated that the conversation was very confusing, and needed clarification whether the Board was considering following policy and waiting a year and then naming the gym after Scott Pace or not consider it at all?

Dr. Danielian clarified that the banner was not meant to be in lieu of naming the old gym floor in honor of Scott Pace. It was simply shared as an informational item for the Board and the community.

4. Board Policy #7310: Naming of Facilities.

This item was moved for discussion during the public comments.

Trustee Fernandez made a motion to table Naming of the Old Gym Floor in honor of Captain Scott Pace until June 2013 Board Meeting. Motion was seconded by Trustee Dial and carried unanimously.

Patty Wilson stated that she is in support of naming the old gym after Scott Pace. The community is requesting that the Board acknowledge the consideration of naming the Old Gym floor in honor of Scott Pace.

Mr. Phil Grant stated that it is an Extra-Ordinary situation and that there is no reason to wait a year.

Sal Ortiz stated that the community has lots of support and passion. However, he supports and commends the Board's decision to follow policy and wait a year.

President Noriega thanked everyone for their comments and concerns and stated that making decisions is not an easy task. She further stated that at this time, the Board was asking the community to wait until June 2013.

REPORTS & PRESENTATIONS

Bryan Wood, BUHS Student Board Member reported on the following:

- Career Day – All students had the opportunity to attend three difference presentations
- Band performances
- Drama Club performance
- Winter sports
- Canned food drive
- CAHSEE workshops

Jessica Penuelas, DVHS Student Board Member, reported on the following:

- Career Day – DVHS students also attended Career Day presentations
- Parent conferences
- Transitions to BUHS
- Professional Development trainings

Superintendent's report included the following:

- a. Jimmy Sanders reported that the damage to Palmer was cosmetic. He said what was needed is cosmetic repairs to the ceiling, and that there was no structural damage done to the facility. The entire ceiling structure needs to come down and be replaced with something lightweight. He warned the Board that taking the heavy plaster down could cause other structural damage. He hopes to have approval from DSA and OPSC by the end of the school year.
- b. Jimmy Sanders also made a presentation explaining AB300, a law affecting the Division of State Architect (DSA) that puts all school buildings constructed before 1976 on a list that says there is a potential risk from earthquakes. Mr. Sanders explained that most of the BUHS campus was built before 1976, including the Junior College Building and Palmer Auditorium. The Junior College Building had a full seismic retrofit in 1984 with the remodel and come out from the earthquake swarms last August without damage.
- c. Jimmy Sanders' last report included his firm's follow up with the Office of Public School Construction (OPSC) as well as the DSA. OPSC is the government agency that could provide BUHSD with Seismic Mitigation Program which will pay for 50% of the cost. By keeping them involved upfront, it will expedite the very lengthy process. However, process must be followed, and reported that it would be premature to establish a timeline for this construction and that they would do everything possible to replicate that same historic look.

- d. Randy Smith, Tony Leon and Billy Brewer – Expressed gratitude to community members. The Abatti family, Mr. Rubio, and Mr. Singh, the ROP landscaping and maintenance crew contributed to some repairing and upgrading to the Wiest Field.

Randy Smith reported that there is a safety concern with the field and its use. He stated that the field that is owned by the city is being used for events by the community for multiple purposes which in return causes damage to the infield.

President Noriega asked that Thank You letters be sent out to the community members who have donated their time and money to the baseball field.

Dr. Danielian stated that she will take care of the Thank You letters.

Debra Owen thanked the Board, staff, City of Brawley and the community for making a difference and helping improve the baseball field. She stated that communication is very important between the City of Brawley and BUHSD.

Mr. Canalez stated that it took collaboration and effort to maintain the baseball field.

- e. Dr. Danielian reported on the following items:
- The tentative joint Board Meeting scheduled for February 6, 2013 at Westmorland Union Elementary School District.
 - The 9th grade transition plan developed by the counselors for all feeder school districts; also a flyer describing all the extra and co-curricular activities available to the students.
 - Allison Nilson reported that due to the Federal requirements the food services application data base cannot be shared by two different school districts. However a hard copy of the application could be shared.
 - Transportation department: Tony Leon and Freddy from the BESD met and realized that currently there are no mutual routes. However, they will continue working together to review the routes and determine needs.
 - Mr. Canalez has scheduled articulation with feeder school districts for January 2013. Dr. Danielian reported that she would be having a parent meeting in Westmorland on December 15th. Mrs. Trevino will also schedule a meeting with the feeder schools.
- f. Dr. Danielian presented a preliminary Transportation Administrative Regulations/Guidelines for school and district sponsored events. President Noriega requested more information and recommended revisions be provided at the January Board Meeting.

Trustee Garcia expressed a concern regarding charging the volunteers for the TB Test, Drug Testing and Fingerprinting.

Dr. Danielian will provide more information at the next meeting.

CONSENT CALENDAR

1. Minutes

- a. Regular Board Meeting: November 14, 2012

2. Personnel Consent Items

- a. Approve Andy Magana as the Head Girls Soccer Coach
- b. Approve to hire Blanca Miramontes as the Part-time Attendance Clerk
- c. Accept resignation from Ulysses Rodriguez as part-time Security

3. Business and Finance Consent Items

- a. Approve payments of Commercial Warrants

4. Educational Consent Items

- a. Approve the trip request from Jennifer Fowlkes to attend the “Implementing the Common Core Training” on April 27, 2013 in Lake Tahoe. Funded by Title I.
- b. Approve the trip request for Jennifer Layaye to attend the Governor’s Budget workshop on January 16, 2013 in Orange County. Funded by the District

Motion was made by Trustee Sassie, seconded by Trustee Dial and carried unanimously to approve the Consent Calendar.

ACTION/REPORTS

1. Motion to approve the Final reading of CSBA Policy updates District Policies Series 3511.1 through 9231.

Motion was made by Trustee Fernandez, seconded by Trustee Garcia and carried unanimously to approve the Final reading of CSBA Policy updates District Policies Series 3511.1 through 9231.

2. Motion to approve the Brawley Union High School District Annual and Five-Year Reportable Fees Report for Fiscal Year 2011-2012 in compliance with Government Code Section 66006 and 66001.

Motion was made by Trustee Fernandez, seconded by Trustee Dial and carried unanimously to approve the BUHSD Annual and Five-Year Reportable Fees Report for Fiscal Year 2011-2012 in compliance with Government Code Section 66006 and 66001

3. Motion to approve the 2012-2013 First Interim Report.

Jennifer Layaye made a presentation on the First Interim Report.

Motion was made by Trustee Sassie, seconded by Trustee Garcia and carried unanimously to approve the 2012-2013 First Interim Report as presented.

5. Motion to approve the 2011-2012 Audit Report.

Motion was made by Trustee Fernandez, seconded by Trustee Garcia and carried unanimously to approve the 2011-2012 Audit Report.

6. Motion to amend the Pivot Learning Partners Contract as the official DAIT Providers.

Motion was made by Trustee Fernandez, seconded by Trustee Dial and carried unanimously to amend the Pivot Learning Partners Contract as the official DAIT Providers.

I. FUTURE AGENDA ITEMS:

The Board of Trustees may suggest/request items for discussion and/or action at a subsequent Board Meeting.

1. Transportation Administrative regulation – fees for volunteers.
2. Review Board Protocols/Board Self Evaluation
3. Review Governance Calendar
4. Discussion of District office relocation

J. CLOSED SESSION

1. Student Discipline (Pursuant to Provisions of Education Code Section 48918(b)). Student Discipline/Expulsion Case No. 16057.
2. Personnel matters relating to the appointment, employment, evaluation of performance, discipline or dismissal/release of employees pursuant to Government Code § 54957.
3. Conference with Labor Negotiator (Pursuant to Provisions of Government Code Section 54957.6):
Agency Designated Representative: Dr. Hasmik Danielian
Employee Organization: Brawley Union High School District CSEA.
4. Anticipated Litigation
 - a. Significant Exposure to litigation pursuant to Government Code section 54956.9(b) – one case

K. RETURN TO OPEN SESSION: Report of action(s) taken during Closed Session.

1. Motion to accept or deny the Pupil discipline and expulsion matters pursuant to Education Code §48918(c). Student Discipline/Expulsion Case No 16057.

Motion was made by Trustee Garcia, seconded by Trustee Sassie and carried unanimously to accept the Pupil discipline and expulsion matters pursuant to Education Code §48918(c). Student Discipline/Expulsion Case No 16057.

2. Personnel matters relating to the appointment, employment, evaluation of performance, discipline or dismissal/release of employees pursuant to Government Code § 54957.

The Board voted to take the following action:

Moved by Trustee Sassie, seconded by Trustee Fernandez, to accept and adopt the findings and recommendations of the Board appointed hearing officer in this matter and accordingly dismiss from employment a classified employee who served as a Counseling Center Receptionist Adela Solis, effective immediately. The roll call vote was as follows:

Ayes: Trustee Fernandez, Trustee Garcia, Trustee Sassie, and Trustee Dial

Abstained: Trustee Noriega

L. ADJOURNMENT

Motion was made by Trustee Sassie, seconded by Trustee Dial and carried unanimously to adjourn meeting at 10:10pm.

Helen Noriega, President

Rusty Garcia, Clerk

Brawley Union High School District Board of Education Minutes – Board Meeting held on December 12, 2012 at BUHSD Board Room at 6:00p.m.

Approved by the Board