

PIEDMONT UNIFIED SCHOOL DISTRICT
Council Chambers, City Hall
120 Vista Avenue
Piedmont, California 94611

MINUTES OF
Regular Meeting of the Governing Board

June 9, 2010

CALL TO ORDER	Board President Gadbois called the meeting of the Board of Education to order at 5:05 p.m.
ESTABLISHMENT OF QUORUM	President Ray Gadbois, Vice President Roy Tolles; Board Members June Monach, Martha Jones, Rick Raushenbush
ADJOURN TO CLOSED SESSION	The Board adjourned to Closed Session at 5:06 p.m. to discuss: A. Public Employee Performance Evaluation: Superintendent (Government Code Section 54957) (5:00-6:00 p.m.) B. Confidential Student Matter Student Case #02-2009-10 1. Meeting with Parents and Board (6:00-6:30 p.m.) 2. Board Deliberation (6:30-7:00 p.m.) (Education Code Section 35146)
OTHERS PRESENT FOR CLOSED SESSION	Constance Hubbard, Superintendent (present for Item B, only) Randall Booker, Principal, Piedmont High School (present for Item B, only).
RECONVENE TO REGULAR SESSION	Board President Gadbois called the Regular Session of the Board of Education to order at 7:08 p.m. and led the Board and audience in the Pledge of Allegiance.
OTHERS PRESENT AT REGULAR OPEN SESSION	Constance Hubbard, Superintendent Michael Brady, Assistant Superintendent, Business Services Dr. David Roth, Assistant Superintendent, Educational Services
REPORT OF ACTION TAKEN IN CLOSED SESSION	None. President Gadbois announced that the Board would convene to Closed Session when the regular Board meeting has ended tonight to complete the discussion.
AGENDA ADJUSTMENTS	None
COMMUNICATIONS / ANNOUNCEMENTS	
Association of Piedmont Teachers (APT)	APT President Harlan Mohagen announced that it was a busy time of the year. She noted as she looked out at the faces of the retirees, what a testament it was of the District's ability to attract and retain exemplary employees. She thanked the retirees for their years of service in support of students.
California School Employees Association (CSEA)	CSEA Representative Ras Medura thanked and honored the retirees, also.
Associated Parent Clubs of Piedmont	None

Student Representative to the Board

Ally Leong, Student Representative to the Board, reported that:

- This is the second to the last week before school ends
- Last week was the Senior Awards night. It was fun for her to see so many seniors getting recognized and hearing of all their achievements
- Graduation is this coming Thursday, June 17, 5:00 p.m., with Grad Night to follow
- Tonight is the English Awards Night
- The Instrumental Concert is this week
- She attended the "Glee-style" A Capella review and it was well done
- She announced the results for the Associated Student Body elections. Chris White is the new President and Eric Huppert is the new Vice President. More service opportunities are planned for next year.

PERSONS REQUESTING TO SPEAK ON ITEMS NOT ON THE AGENDA None

Superintendent Announcements None

Board President Announcements None

PRESENTATIONS

A. Recognition of Outgoing Student Representative to the Board

On behalf of the Board, President Gadbois thanked outgoing Student Representative to the Board Ally Leong for her service to the Board and District. Her reports were informative and it was good to hear information from a student's perspective.

Ms. Leong stated that attending the Board meetings has really opened her eyes to all of the logistical challenges the Board faces on a regular basis. Students don't tend to think about the behind-the-scenes work that takes place and take it for granted. For example, when taking tests, students don't think about all the work Dr. Roth does in planning our curriculum. She said students reap all of the benefits of the Board's hard work and dedication. She is very grateful to have been able to attend this school system which is so abundant in resources. She also thanked the teachers and staff in the audience.

B. Recognition of 2010-11 Retirees, Certificated & Classified

Combined years of service of the retirees totaled 357.5 years! Retirees honored were as follows:

- Sandra Humphries, Administrative Assistant, District Office
- George Sterling, Head Custodian, Havens School
- Mary Wooster, Paraeducator, Havens School
- Helen Brainerd, Art Teacher, Piedmont High School
- Frederica (Fredi) Breuer, Resource Specialist/English Language, Wildwood School
- Miriam Friedkin, Spanish Teacher, Middle School
- Bethanie (Beth) Gilbert, English/Social Science Teacher, Millennium High School (*unable to attend*)
- Mike Humphries, P.E. teacher, coach, athletic director, High School (*unable to attend*)
- Jeanine (Jenny) Jackson-Paton, Teacher, Wildwood School

- Jeanne King, Resource Specialist, Havens School
- Jeff Matteson, Teacher, World History; World Cultures / Geography, High School
- Fredrica (Freddi) Robertson, Teacher, Havens
- Raynor (Randi) Voorhies, Librarian, Middle School
- Emily Zell, Teacher, Wildwood School

Each retiree received a gift from the Board. President Gadbois thanked the retirees for their years of service to the students and community of Piedmont.

REVIEW & ACTION ITEMS

Seismic Safety Bond Program:

- 1) Approve Fee Proposal by Murakami-Nelson Architectural Firm for Construction Administration Services for the Wildwood Elementary School Seismic Safety Renovation Program

Superintendent Hubbard advised this item was tabled at the last Board meeting in order to further discuss a reduced fee. Murakami/Nelson's rates have not been increased for the past two years, and staff felt their rate reflects fair market value. Additionally, hourly rates are billed on an as-used basis, and project management will work with murakami/Nelson to minimize the number of billable hours to keep overall costs down.

It was moved by Board Member Monach and seconded by Vice President Tolles to approve the fee proposal by murakami/Nelson Architectural Firm to begin pre-construction services, construction administration and record drawings for the Wildwood Elementary School Project. The proposal is effective June 9, 2010 through August 30, 2011, at a total cost not to exceed \$287,900.

There was no one in the audience requesting to speak.

By voice vote, the motion passed unanimously.

Update on Negotiations of Facilities Use Agreement with the City of Piedmont; Board to Provide Direction to Staff for Next Steps

President Gadbois prefaced the issue, stating that a Board Workshop was held on May 25 to review the facilities policies, costs, revenues, and agreements that were in place. Goals and recommendations were included in the "Facilities Preservation Proposal" which was primarily focused on raising additional user-based fees to support the operations, maintenance and any replacement costs of District athletic facilities, to be maintained in the long-term by the community. The issue was tabled. Since that time, there has been debate on the "Facilities Preservation Proposal". The City has exchanged information; at the June 7th City Council meeting, this item was on their agenda along with a detailed report. Parent clubs and support organizations have been advised.

Additionally, President Gadbois has had conversations with Mayor Barbieri to see if some common ground could be found and a process for moving this forward in a collaborative way as a joint proposal. They came up with the idea of establishing a subcommittee, to include the Board President, Mayor, Superintendent and City Administrator to look at the proposals, analyze the numbers, figure out possible alternatives, solicit input from the various users, and come back to the respective boards (Council / School Board) with a proposal. The City Council met on Monday night and the mayor made the same recommendation, which was approved unanimously. President Gadbois is proposing the same.

Board Member Monach supports the recommendation for a joint proposal. She hopes that specific terms, in terms of scheduling, find ways to give the District some flexibility, given the growing demand for access to our facilities, to scheduling of the facilities.

Board Member Raushenbush was very pleased to see City Council and staff are renewing their commitment to the goals of setting aside money to fund necessary improvements to the District's athletic facilities and to extend to the City-owned facilities as well. Delay has an impact. He would urge the subcommittee to move quickly. What has changed between now and March 2nd is that we now have some actual numbers behind the proposals and know what the impact would be on the proposal as set forth in the "Facilities Preservation Plan". He heard these discussions would be held over the summer with an effort to try to have something in place for public review by the fall rather than stretching into next year. He is supportive of waiting, and looks forward to future subcommittee reports. Board Member Jones agreed.

Vice President Tolles added that we need to involve everyone in the process. Fees should be apportioned to the people who use the field, such as High School Boosters on behalf of PHS football. On the other hand, the process needs to be simple and transparent. The Piedmont Basketball Foundation feels they are not able to get enough court time.

President Gadbois shares the sense of urgency. The mayor and he are willing to work on this during the summer. He shares the financial goal that the facilities be maintained and that preparations are made for saving for future replacements. The secondary goal is to allocate use on a fair and reasonable basis for all users in the community.

Resident George Childs told the Council that the Board is very much in favor of working collaboratively. Yet whatever fee agreement is put together, do not turn this into another big bureaucracy.

It was moved by Board Member Monach and seconded by Board Member Jones to authorize President Gadbois and Superintendent Hubbard to work collaboratively and involve the appropriate stakeholders to develop a plan to preserve our communities' athletic facilities - both their useful life and their use and access.

Following a comment by Vice President Tolles, the Board unanimously approved the motion.

Adopt Resolution 20-2009-10, "Resolution in Support of Robles-Wong v. California Litigation Challenging the State's School Finance System"

The California School Boards Association Legal Alliance and others have filed against California's unconstitutional school finance system by adopting a resolution. Robles-Wong v. California "seeks to remedy the broken school finance system by (1) declaring it unconstitutional and (2) requiring State lawmakers to uphold their constitutional duty to design and implement a school finance system that provides all students equal access to the required education program". The resolutions submitted by various districts demonstrates grassroots support for this crucial legal action.

Superintendent Hubbard advised that, in the last ten years, community support of our budget has grown from eight percent of the total budget to thirty percent. That is how much the state and federal resources have reduced their funding. A similar resolution is represented by 5-6 districts up and down the state. This is a formal stand.

It was requested by Board Member Raushenbush and Board Member Jones that wording in paragraph #7 be changed, to which the Board agreed.

George Childs was concerned that this lawsuit will become an expensive court issue, with possible financial backlash against school districts publicly giving their support.

It was moved by Board Member Raushenbush and seconded by Board Member Monach to adopt Resolution 20-2009-10, "Resolution in Support of Robles-Wong v. California Litigation Challenging the State's School Finance System".

The Board was polled and the motion passed unanimously.

Possible Reorganization of the Board of Education

Superintendent Hubbard advised that, during election years, the Board reorganizes in the month of the election (now February), and annually, every July. The reorganization is the time when a Board President, Vice President and Secretary to the Board are elected.

For this year, Roy Tolles, current Vice President and traditionally proposed President-elect, will not be available for the June 23rd, July 14th or August 25th Board meetings, for which he is being excused. After research of the Piedmont City Charter and discussion with the City Clerk, there is nothing to preclude the Board from moving the reorganization to an earlier or later meeting. Current President Gadbois will also not be available for the June 23rd meeting. He felt it is a good idea for all Board members to be present at the reorganizational meeting.

President Gadbois asked Board Member Monach, who was the former Board President before him, to chair the June 23rd Board meeting, which she has consented to do. President Gadbois will then act as Board President for the July 14th and August 25th Board meetings, and the reorganization can be held in September when all Board members are present.

The Board has the option of taking action this evening with a later effective date, or to schedule the reorganization as part of the July 14, 2010 Board meeting. The Board consensus was to conduct the reorganization at the Board meeting of September 14th, as opposed to having a Special Board Meeting in July.

Board Committee Assignments information for the Student Directory will be worked on so the information can be submitted on time to the Piedmont Educational Foundation.

REVIEW & DISCUSSION ITEMS
Continue Discussion of 2010-11 District Goals

Discussion first began at the regular meeting of May 12, 2010 and has been ongoing. A Special Board Meeting-Open Session was

held on Wednesday, June 2, 2010, 7:30-9:30 p.m., to further discuss and to receive public input. The 2009-10 Goals adopted by the Board on July 8, 2009; the updated version of the draft District Goals for 2010-11 from the May 25, 2010 Special Board Meeting; the updated Action Plan presented at the Board meeting of April 28, 2010; and the "Shaping Our Future Initiative" material also presented at the April 28, 2010 Board meeting were provided for this meeting.

Superintendent Hubbard took notes from the Budget Advisory Committee meeting of June 8th. The meeting was well attended. The group provided some additional thoughts to consider, which she provided to the Board and which were discussed.

The Board will pass on any other changes to Board Member Monach to incorporate.

There was no one from the public wishing to speak on this issue.

The goals will be brought back for adoption on the Consent Calendar at the June 23 Board meeting and reintroduced to the public as an Information item at a September Board meeting.

Discussion of Preliminary 2010-11 District Budget

Assistant Superintendent Brady advised that the background information provided in the Board agenda packet is essentially a notice of the impact of the May Revise. The deficit factor recalculations were stated back in January and validated at the May Revise Workshop. They were anticipated and included in the District's budget development. There are still some variables; one of which is the calculation of the revenue limit where the District continues to get varying signals. The District will await the final budget once it is passed by the State. The preview of the 2010-11 budget will be out next week, along with the consistency of message for the 2011-12 shortfall of \$1.4 million that we need to identify in 2010-11 and then as much as up to \$4 million as a shortfall in 2012-13.

Superintendent Hubbard said there was a clear understanding about the budget and multi-year projections that was discussed at the recent Budget Advisory Committee meeting. Notes were taken and distributed. It is anticipated that notes will be taken at future Budget Advisory Committee meetings. A communications piece is being worked on to send out to employees. Regular meetings are being held with the employee groups.

Board Member Jones said a good discussion came up during the meeting regarding communications to be sent out and that the District could communicate better by stating what the message actually is, such as: there is a fiscal problem in the coming few years and we want:

- More private donations?
- More parcel taxes?
- More ideas on what to cut so that we don't need more money?
- Targeted donations to sustain particular programs?

And/or,

- Here's Plan A. Here is what will go first. Do you want to donate to save those programs? (this method has been done

in the past)

Superintendent Hubbard said the Administrators' team will be working on various scenarios in June.

Budget discussion by the Board continued.

Board Member Raushenbush is concerned about the shortage of administrative staff. How long can administrators be stretched to do all they can do? What has to happen if the Board decides it is not tolerable for administrative staff to have such an excessive burden? For instance, if the Board decided another administrative person is needed in 2010-11, how does that get added to the budget? Superintendent Hubbard said the budget is being built now, and a request such as that could be done at a later date. President Gadbois said this is a topic the Board needs to discuss. A communications consultant or some type of communications vehicle was also brought up at the recent Budget Advisory Committee meeting.

President Gadbois talked about having a Board Budget Workshop in the fall to discuss budget needs and where the Board feels there is a desperate need and what are the big choices the Board might need to make in order to balance the budget, in addition to solving the desperate need. He would also like to see a timeline at the June 23 or July 14th Board meeting that specifically says:

- Over the summer, we are going to do "X"
- In September, we are going to present a range of options
- Conduct a Board workshop
- See how this synchronizes with the negotiations timeframe

Superintendent Hubbard said staff will work together to develop the information, one of which is communications.

Board Member Raushenbush would like to see an assessment of what everyone does; where is staff overwhelmed, and recommendations for where help is needed. It is not of long-term help to lose valuable administrative personnel.

Resident George Childs commented that how the District communicates information to him, as a member of the public, is as important as the "what" and the "why". Use care in how words are communicated out to the community.

APT President Harlan Mohagen added that ongoing discussions with the District will be looking at different proposals and the employee groups understand the urgency of the situation. A Budget Advisory Committee member mentioned that the committee at-large does not see where the District is making cuts. A lot of what employee groups do is "hidden" so that it does not impact the students. However, by doing this, the community cannot see what sacrifices are really being made. How can the District make the community see what employees are going through, such as not having enough custodial staff to pick up the garbage every day – without sounding self-serving?

Board Member Jones commented that the local expectations are growing even though the "pot" is diminishing. While State dollars are going down and local dollars are going up, there is also staff effort going up. It's all three of those pieces that make the District able to continue on.

INFORMATION

Sale of Bond Anticipation Notes (BANs)

Assistant Superintendent Brady advised that the financial advising firm of Kelling, Northcross & Nobriga notified the District that the competitive bidding process for the District 2010 General Obligation Bond Anticipation Notes (BANs) conducted on May 25, 2010 resulted in the acceptance of a "best responsible bidder". The official closing of certification will take place on June 8. The bid amount is for \$11,997,665.40 at an interest rate of 3.740%. The District is still continuing to look into its eligibility for the next round of QSCBs (Qualified School Construction Bonds).

CORRESPONDENCE

The following communications were received by the Board:

- 5 emails received regarding District Goals
- 3 emails received on the Facilities Preservation Proposal
- 1 email received regarding an elementary teacher
- 2 emails received regarding facilities use

Other Board Members indicated they had received a variety of emails about the Facilities Preservation Proposal.

BOARD REPORTS

Board Member Raushenbush attended the Piedmont Appreciating Diversity Committee function, which was very nice.

Board Member Monach attended the Piedmont High School Senior Awards Assembly.

CONSENT CALENDAR: ACTION ITEMS

Superintendent Hubbard requested to pull Item A, "Adopt Regular Board Meeting Minutes of May 26, 2010" from the Consent Calendar. Discussion ensued about the detail necessary in the preparation of Board minutes, when there is a DVD available to watch and computer video streaming.

It was moved by Board Member Jones and seconded by Board Member Raushenbush to approve the Consent Calendar, with the removal of Item A. The Consent Calendar items were as follows:

- B. Approve Personnel Action Report
- C. Approve Agreement Between District and Fagen Friedman & Fulfroost Law Firm for Professional Legal Services, effective July 1, 2010 through June 30, 2011, with no increase in hourly rates
- D. Approve Overnight Field Trip for PHS Girls' Softball Team to participate in North Coast Section tournament, McKinleyville, May 25-27, 2010
- E. Adopt Schedule of Regular Board Meetings for 2010-11
- F. Approve Warrant Lists Dated June 1 and June 8, 2010 for Goods & Services Rendered for the Months of April and May, 2010
- G. Approve Financial Report of the District for the Month of May 2010
- H. Accept Report from Structural Peer Reviewer Ted Zsutty,

Regarding Beach Elementary School 90% Construction Documents

The Structural Peer Reviewer provided a second opinion and concurs with the 90% construction documents submitted by R.P. Gallagher Associates

Master Contracts and Individual Service Agreements:

- I. Approve one Master Contract and one Individual Service Agreement with Speech, Inc., to provide ESY speech/language therapy for one student, effective June 21, 2010 through July 16, 2010, at a total cost not to exceed \$1,350.00. Funding Source: Special Education
- J. Approve one Master Contract and one Individual Service Agreement with Milestones, to provide ESY therapy for one student effective June 21, 2010 through August 31, 2010, at a total cost not to exceed \$6,281.00. Funding Source: Special Education
- K. Approve one Master Contract and one Individual Service Agreement with ACT, to provide ESY augmentative communication therapy for one student, effective June 21, 2010 through August 31, 2010, at a total cost not to exceed \$3795.00. Funding Source: Special Education
- L. Approve one Individual Service Agreement with Speech, Inc., to provide ESY speech/language therapy for one student, effective June 21, 2010 through August 31, 2010, at a total cost not to exceed \$2,970.00. Funding Source: Special Education
- M. Approve one Individual Service Agreement with Behavior Analysts, to provide behavior therapy for one student, effective May 3, 2010 through June 30, 2010, at a total cost not to exceed \$6,960.00. Funding Source: Special Education
- N. Approve one Master Contract and one Individual Service Agreement with Behavior Analysts, to provide behavior therapy for one student effective July 1, 2010 through September 30, 2010, at a total cost not to exceed \$4,680.00. Funding Source: Special Education

Consultant Services Contracts:

- O. Approve one Consultant Services Contract with Star Fish Therapies/Stacy Menz, to provide ESY physical therapy for one student, effective June 21, 2010 through August 31, 2010, at a total cost not to exceed \$4,500.00. Funding Source: Special Education
- P. Approve one Consultant Services Contract with Judy Lariviere, to provide ESY program coordinator services for one student, effective June 21, 2010 through August 31, 2010, at a total cost not to exceed \$7260.00. Funding: Special Education

Parent Reimbursement:

- Q. Approve reimbursement to parents of one student for an independent educational evaluation in the amount of \$2,145.00. Funding: Special Education

FUTURE BOARD AGENDA ITEMS

Future Board Agenda items are shown below and are subject to change:

- Appoint Members to Seismic Safety Bond Program Citizens' Oversight Committee (Jun 23)
- **Conduct Public Hearing, Adopt 2010-11 District General Fund Budget and All Budgets Operated by the District (June 23)**
- First Reading of Special Education-Related Board Policies (Jul)
- English Learner Master Plan (Jul)
- Lease/Lease-back Agreement for Seismic Safety Renovation Project of Wildwood Elementary School (Jul/Aug)
- Reorganization of Board of Education (Jul 14)
- Review of Tentative Board Committee Assignments (Jul 14)
- Adopt Board Committee Assignments (Aug)
- Board Workshop on Interdistrict Transfers (TBD)
- Review of Board Bylaws (Section 9000) (TBD)

A Board Workshop on Budget Issues, to be determined, and Reorganization of the Board in September was noted to be added.

Convene to Closed Session

The Board convened to Closed Session at 10:15 p.m. to continue discussion of Closed Session Agenda Item B.

Reconvene to Open Session

The Board reconvened to Open Session at 10:54 p.m.


Report of Action Taken in Closed Session

None

Adjournment

There being no further business, and with no objections by the Board, President Gadbois adjourned the meeting 10:55 p.m.

RAY GADBOIS, Board President
Piedmont Unified School District
Board of Education



CONSTANCE HUBBARD
Secretary, Piedmont Unified School District
Board of Education

Signed by:



JUNE MONACH, Acting Board President
On June 23, 2010, Date of Adoption of Minutes