Call to Order

Public Comment – The public may address the Board concerning items that are scheduled for discussion during closed session only.

Adjourn to Closed Session

Conference with Labor Negotiators, Pursuant to Government Code 54957.6 – Superintendent Rami Muth, Assistant Superintendent David Robertson, and Chief Business Official Andi Stubbs, regarding MASA and Confidential/Supervisory Unit.

Pursuant to Government Code Section 54956.95 – Liability Claims
Claimant: Cynthia Lonergan
Agency Claimed Against: Martinez Unified School District

Pursuant to Government Code Section 54957 – Public Employee Performance Evaluation - Superintendent Goals

Reconvene for the Regular Meeting of the Board of Education

Report Out: Closed Session

Pledge of Allegiance

Approval of Agenda

Approval of Minutes: Regular Meeting of May 12, 2014 and the Special Meeting of May 19, 2014

Correspondence

Comments from Student Representative
11. **Employee Organization Reports**

11.1 **Martinez Education Association**

11.2 **California School Employees Association**

12. **Comments from PTA**

13. **Public Comments** – Under Government Code 54954.3, members of the public have the right to address the Board on any matter within the Board’s jurisdiction. However the Board may not take action on any non-agenda item. Individual speakers will be allowed three minutes to address the Board. Twenty minutes have been allocated for this portion of the agenda. Additional time is allowed at the end of the meeting if there was not enough time to speak during public comments.

14. **Staff/Board Comments/Reports:**

15. **Consent Calendar:** Approval of the Consent Calendar means that all items listed hereunder are adopted by a single motion unless a member of the Board or the Superintendent requests that any such item be removed from the Consent Calendar and voted upon separately.

15.1 **Resignation**

Mindy Shedrock, Typist Clerk I, Vicente Martinez High School, effective May 23, 2014
Janet Gricius, Typist Clerk I, John Muir Elementary, effective June 13, 2014
Stephanie Cotton, Adult Ed Secretary, Martinez Adult Education, effective June 1, 2014

15.2 **Employment of Certificated Personnel for the 2014-2015 School Year, effective August 20, 2014**

Amanda Moseley, Special Day Class Teacher, 1.0 FTE, Martinez Junior High
Michael Stewart, Math Teacher, 1.0 FTE, Alhambra High School
Alexis Brown, Special Day Class Teacher, 1.0 FTE, Martinez Junior High
Masina Tillo, Special Day Class Teacher, 1.0 FTE, John Swett Elementary
Jennifer Fennell, Social Studies Teacher, .60FTE, Alhambra High School *(Temporary for the 2014-2015 School Year)*
Francoise Contastin, Speech and Language Pathologist, .80 FTE, District Office

15.3 **Adjustments in Certificated Personnel Staffing for the 2014-2015 School Year, effective August 21, 2014**

Ashley Alves, Psychologist, District Office, increase FTE from .80 FTE to 1.0 FTE

15.4 **Reclassification of Classified Employees**

Pamela Totten-Webb, Transition Assistant, Range 28 to Range 30, effective July 1, 2013
Nadine Stewert, Transition Assistant, Range 28 to Range 30, effective July 1, 2013

15.5 **Adjustments in Classified Personnel**

Zonya Del Castillo, Para Educator Bilingual, 7.2 hours per day, Las Juntas Elementary reclassified to Parent Liaison/Translator, 8 hours per day, District Wide, effective July 1, 2014
Lilian Sevilla, Para Educator Bilingual, 6 hours per day, John Muir Elementary reclassified to Parent Liaison/Translator, 8 hours per day, District Wide, effective July 1, 2014
Patrick Walenter, Para Educator B, Martinez Adult Education, 2 hours per day changed to 2.80 hours per day effective May 19, 2014

15.6 Adjustment in Classified Personnel

Bruce Leslie, Bond Project Coordinator, District Office, increase FTE from .50 FTE to 1.0 FTE, effective July 1, 2014 – funding 90% Measure K and 10% General Fund

15.7 Promotion of Classified Personnel

Tracey Yearick, Para Educator C, 5.5 hours per day, Martinez Junior High, promoted to Library Media Assistant, 5 hours per day, Las Juntas Elementary, effective August 25, 2014

15.8 Employment of Classified Personnel

Junimawaty Syah, Accountant, 8 hours per day, District Office, effective TBD
Antoinette Shaw, Typist Clerk III, 15 hours per week, Martinez Adult Education, effective May 22, 2014
Stephanie Cotton, Adult Ed Secretary, 9.5 hours per week, Martinez Adult Education, effective May 21, 2014
Clarissa Sheff, Para Educator A, 3.5 hours per day, John Muir Elementary, effective May 12, 2014 temporary until June 13, 2014

15.9 Employment of Classified Substitute Personnel

Jessica Lopez, Noon Duty, 1.5 hours per day, John Muir Elementary, effective May 19, 2014
Selicia Ashley, Noon Duty, 1.5 hours per day, John Muir Elementary, effective May 20, 2014

15.10 Stipend Assignments

<table>
<thead>
<tr>
<th>Alhambra High School Spring Athletics – Post Season Playoff Stipends</th>
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<tbody>
<tr>
<td>Paul Weibens</td>
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<tr>
<td>Paul Buccellato</td>
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<tr>
<td>Steve Sloper</td>
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<tr>
<td>Angela Paradise</td>
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<td>Kira McDonough</td>
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15.11 Student Waiver Request Regarding the California High School Exit Exam (CAHSEE)

Background: The California Education Code 60851 outlines the waiver process for students who take one or both parts of the CAHSEE with a modification and have received the equivalent of a passing score. Appropriate documentation has been verified by staff that the Alhambra High School students have met the requirements for the waiver request.
The students identified in the confidential paperwork given to the Board have met the three requirements outlined in Education Code Section 60851 (c):

1) “An individual education program adopted pursuant to the federal Individuals with Disabilities Act or a plan adopted pursuant to the Section 504 of the federal Rehabilitation Act of 1973 in place that requires accommodations or modifications to be provided to the pupil when taking the high school exit examination.

2) Sufficient high school level coursework either satisfactorily completed or in progress in a high school level curriculum sufficient to have attained the skills and knowledge otherwise needed to pass the high school exit examination.

3) An individual score report for the pupil showing that the pupil has received the equivalent of a passing score on the high school exit examination (350 or higher) while using the modification that fundamentally alters what the high school exit examination measures as determined by the State Board of Education.”

DOB: 12/19/94

15.12 Approval of Extended (overnight) Field Trip as presented in Exhibit A

15.13 Ratification of Contracts as presented in Exhibit B

School Services of California

15.14 Declaration of Surplus Equipment and E Waste as presented in Exhibit C

15.15 Declaration of Discarded Books as presented in Exhibit D

15.16 Warrant Registers as presented in Exhibit Y

16. Items for Board Consideration or Action

16.1 Public Hearing and Review of the 2014-15 Local Control and Accountability Plan (LCAP) (Audrey Lee) INFORMATION ITEM

Background: The state’s new funding formula requires that districts work with stakeholders to develop a Local Control and Accountability Plan (LCAP), beginning with the 2014-15 school year. District staff has held several meetings with key stakeholder groups in order to gain input that has informed the final draft of the plan. The MUSD Local Control Accountability Plan (LCAP) specifies the goals, actions, and expenditures and addresses the eight priority areas for all district TK-12 schools funded with the Local Control Funding Formula (LCFF).

The Governing Board must hold at least one public hearing to solicit the recommendations and comments of members of the public regarding the specific actions and expenditures proposed in the LCAP. The public hearing must be held at the same meeting as the annual budget public hearing. (Education Code Section 52062 (b)).

A second public meeting must be held after, but not on the same day as, the public hearing, during which the Governing Board adopts the LCAP. This meeting must also be the same meeting as that during which the Governing Board of the school district adopts a budget pursuant to paragraph (2) of subdivision (a) of Section 42127.
Staff Recommendation: Information only. The plan will be brought for action at the June 23, 2014 meeting. Copies of the LCAP are available at the District Office and on the District website.

16.2 Public Hearing and Review of the 2014-15 Budget (Andi Stubbs) INFORMATION ITEM

Background: California Education Code Section 1620 provides that, prior to adoption of the district budget, the MUSD Governing Board shall hold a public hearing. At the hearing, any taxpayer may appear and speak on the proposed Budget or any item therein. Law also requires that the public hearing for the district budget be held during the same meeting as the public hearing for the Local Control and Accountability Plan (LCAP).

The Board was provided with a draft budget packet prior to the meeting. The Board is asked to conduct a Public Hearing, and then review the 2014-15 Budget; which will be brought back for adoption during the Governing Board meeting on June 23, 2014. The 2014-15 Original Budget signifies a Positive Certification of its financial condition, based on the Governor's May Revise of the 2014-15 State Budget. The Positive Certification indicates that, based upon current projections, the District will meet its financial obligations for the current fiscal year and subsequent two fiscal years.

Additionally the district certifies that the 2014-2015 Budget includes expenditures outlined in the Local Control and Accountability Plan (LCAP). Copies of the draft budget are available at the District Office.

Staff Recommendation: Information only. The 2014-15 Budget will be brought for action at the June 23, 2014 meeting.

16.3 Review and Possible Adoption of Amended Integrated Pest Management (IPM) Board Policy and Budget as presented in Exhibit E (Rami Muth) INFORMATION AND POSSIBLE ACTION ITEM

Background: The Board will review the proposed revisions to the District’s IPM board policy, budget and recommendations from the IPM subcommittee. The plan and policies were reviewed at the February 24, 2014 Board meeting.

16.4 Elementary and Secondary School Safety and Security Plans as presented in Exhibit F (Andi Stubbs) INFORMATION ITEM

Background: On April 14, 2014, a staff report was presented on a District-wide 25-Year Facility Maintenance Plan which included details on recommended safety upgrades with estimated budget amounts. On May 12, 2014, the budget for the four elementary schools was presented in order to review access gates, hardware and security cameras options. A separate budget was also included for the secondary sites.

The Board will discuss the updated safety and security list to determine standard practices and needs. The budget and funding source will be discussed on June 16th.
16.5 Public Hearing (per AB 1200) Regarding Negotiated Compensation Increases for Martinez Education Association (MEA) as presented in Exhibit G (Andi Stubbs) INFORMATION ITEM

**Background:** There will be a public hearing (per AB 1200 and AB 2756) on the District’s disclosure of the cost to fund a negotiated salary settlement for the 2013-14 school year. The disclosure includes a salary increase retroactive to July 1, 2013 for the 2013-14 school year.

16.6 Ratification of Agreement between the Martinez Education Association (MEA) and the Martinez Unified School District (MUSD) (David Robertson) ACTION ITEM

**Background:** The Martinez Education Association (MEA) and the Martinez Unified School District (MUSD) have reached a tentative agreement. The District and the Association agree as follows regarding allocation of the above described funds to the bargaining unit: 5.7% in total compensation. 4% in salary effective 7/1/13, .83% in increased health and welfare costs, .4% Cash in Lieu, .37 Masters/Doc stipends and .1% in stipends. Agreement was ratified by the Martinez Education Association (MEA) on June 3rd, 2014.

16.7 Amendment No. 1 to LLB Agreement for Las Juntas Elementary Kitchen Modernization and Site Improvements as presented in Exhibit H (Andi Stubbs) INFORMATION AND POSSIBLE ACTION ITEM

**Background:** Board approved the Lease-Leaseback contract for the Las Juntas Elementary School, Kitchen Modernization and Site Improvements project in the amount of $1,485,177 on May 20, 2013.

The Board is asked to consider approval of Change Order No. 1 dated May 6, 2014 for work under the Site Improvement project. The change order was prepared by Quattrocchi Kwok Architects and is based on contract change cost amounts submitted by Broward Builders, Inc. the project contractor. Amendment No. 1 to the original Lease-Leaseback Contract for this project includes Change Order No. 1 and is also provided for Board review.

The cost of all items in Change Order No. 1 total $82,933 – primarily for the subsurface soil issues detected during construction as an additional cost above the project allowance. The original budget for the work under this contract has increased from $1,485,177 to $1,568,110.

**Recommendation:** Approval of Amendment No. 1 to the Lease-Leaseback Agreement and associated Change Order No. 1 for the Site Improvement portion of the project.

16.8 Resolution of Acceptance No. 2014-19 and Notice of Completion: Las Juntas Elementary School Kitchen Modernization and Las Juntas Elementary School Site Improvements as presented in Exhibit I (Andi Stubbs) INFORMATION AND POSSIBLE ACTION ITEM

**Background:** The Board will be asked to approve the attached Resolution of Acceptance/Notice of Completion for the Kitchen Modernization and Site Improvements Projects at Las Juntas Elementary School (Measure K Bond Project, Phase I List). The work was completed by Broward Builders, Inc. All related expenditures came within budget for these projects.
Amendment No. 1 to LLB Agreement for Alhambra High School, Softball Field Renovation as presented in Exhibit J (Andi Stubbs) INFORMATION AND POSSIBLE ACTION ITEM

**Background:** Board approved the Lease-Leaseback contract for the Alhambra High School, Softball Field Renovation project in the amount of $560,000 on June 24, 2014.

The Board is asked to consider approval of Amendment No. 1 to the original Lease-Leaseback Contract for this project including Change Order No. 1 and Change Order No. 2 provided for Board review. Change Order No. 1 and Change Order No. 2 dated May 30, 2014 for additional work and additional scope under this contract. The change orders were prepared by RGM and Associates and are based on contract change cost amounts submitted by the project contractor, Jim Freethy Excavating, Inc.

The cost for all items in Change Order No. 1 for additional ADA parking stalls and path of travel totals $21,076.00 as additional costs above the project allowance. The cost for all items in Change Order No. 2 for Baseball Field Netting and Pole Replacement totals $57,007. The original budget for the work under this contract has increased from $560,000 to $638,083.

**Fiscal Impact:** Change Order No. 1 represents an increase in the amount of $21,076 to the original Board-approved softball field project budget of $660,000 (Fund 40). It is recommended that the Board approve this increase and the cost of Change Order No. 2 in the amount of $57,007, for a total of $78,083 to be charged to Fund 40. The expenses can be offset by the savings in the AHS stadium upgrades project, which came in approximately $100,000 under budget.

**Recommendation:** Approval of Amendment No. 1 to the Lease-Leaseback Agreement and associated Change Orders 1 and 2 of the project, to be charged to Fund 40 (Special Reserve for Capital Outlay).

Amendment No. 1 to LLB Agreement for Alhambra High School, Performing Arts Center Expansion as presented in Exhibit K (Andi Stubbs) INFORMATION AND POSSIBLE ACTION ITEM

**Background:** Board approved the Lease-Leaseback contract for the Alhambra High School, Performing Arts Center Expansion project in the amount of $2,170,821.00 on May 20, 2013.

The Board is asked to consider approval of Amendment No. 1 to the original Lease-Leaseback Contract for this project including Change Order No. 1 provided for Board review. Change Order No. 1 dated May 30, 2014 is for additional scope for the Chlorine Tank Enclosure under the Alhambra High School, Performing Arts Center Expansion. The change order was prepared by RGM and Associates and is based on a contract change cost amount for the work included in DSA CCD# RFP 01r2 submitted by the contractor, Broward Builders, Inc.

The cost of all items in Change Order No. 1 total $71,086.00 as an additional cost above the project scope. The original budget for the work under this contract has increased from $2,170,821.00 to $2,241,907.00.

**Recommendation:** Approval of Amendment No. 1 to the Lease-Leaseback Agreement and associated Change Order No. 1 for the Alhambra High School, Performing Arts Center Expansion project.
16.11 **Review and Adoption of Resolution No. 2014-21 In the Matter of Ordering Regular Governing Board Elections; Specifications of the Election Order** as presented in Exhibit L (Rami Muth) **INFORMATION AND POSSIBLE ACTION ITEM**

A consolidated election is required in this District on November 4, 2014. Not later than July 7, 2014, a resolution specifying the date and purpose of the election must be delivered to the County Superintendent of Schools and the County Registrar-Elections Department. Adoption of this Resolution meets the necessary deadlines.

16.12 **Proposed Changes in Administrative Regulations Regarding Inter-district Transfers** (Helen Rossi) **INFORMATION ITEM**

**Background:** The parent employment provision for student residency is a component of Ed. Code 48204 b and is referred to as the Allen Bill. The Allen Bill is separate from the inter-district transfer provision. Unlike inter-district transfers, Allen Bill transfers deem a student a District resident for the remainder of the student’s K-12 schooling. Under this provision a student does not need to reapply for attendance in subsequent years as long as a parent or guardian remains employed within District boundaries. The District is also responsible for validating the continued employment within the boundaries each year.

Current practice in Martinez, including Allen Bill transfers, requires students to reapply annually. This provision allows the District to verify that the employment status of the parents/guardians remains within the District boundaries. Staff is recommending that AR 5117 and AR 5111.1 be modified to reflect current practice and cease the admission of Allen Bill transfers effective immediately. AR 5111.12 provides new language and regulation regarding work-related transfers which includes admission under the standard inter-district acceptance policy with provisions for students of parents who are employed by the MUSD.

16.13 **Technology Appropriate Use Policy Revision** as presented in Exhibit M (Max Eissler) **INFORMATION ITEM**

**Background:** The Martinez Unified Cabinet and Technology Advisory Committee are proposing revisions to the Board Policy, Administrative Regulation and Exhibit associated with 6163.4, student use of technology. The updated Appropriate Use Policy reflects changes in the use of technology in education and planned future use of technology, such as allowing “bring-your-own-device” usage on the district network. As part of this change, parents and students will no longer be offered the option to “opt out” of technology use. This policy will be incorporated in the parent’s annual rights notification as well as in student handbooks/planners. The policy has been reviewed by the District’s Legal Counsel and Administrative Counsel, and was posted to the district website and various social media outlets for public review and comment.

16.14 **Secondary Math Adoption: Pearson** as presented in Exhibit N (Audrey Lee) **INFORMATION AND POSSIBLE ACTION ITEM**

**Background:** Director of Curriculum and Educational Technology Audrey Lee will present information on the curriculum that has been chosen by the Math Department to adopt for the 2014-15 school year. This curriculum was approved by CAC on May 6, 2014 and June 3, 2014 and is being presented to the Governing Board for information. If approved, this curriculum will be in place for the 2014-15 school year.
16.15 **Instructional Materials: Character Development & Leadership** as presented in Exhibit Q (Audrey Lee) **INFORMATION ITEM**

**Background:** Director of Curriculum and Educational Technology Audrey Lee will present information on a new curriculum for 6th-12th grade leadership programs. This research-based curriculum is designed to improve the character and leadership traits among high school middle school, and alternative school students. This curriculum was approved by CAC on May 6, 2014 and is being presented to the governing board for information. If approved, this curriculum will be in place for the 2014-15 school year.

16.16 **New Proposed Course: Computer Systems** as presented in Exhibit P (Audrey Lee) **INFORMATION ITEM**

**Background:** Director of Curriculum and Educational Technology Audrey Lee will present information on a new elective course for the 2014-15 school year at Martinez Junior High called Computer Systems. This course was approved by CAC on May 6, 2014 and is being presented to the governing board for information. If approved, this course will be offered for the 2014-15 school year.

16.17 **Instructional Materials: Careers in Teaching** as presented in Exhibit Q (Audrey Lee) **INFORMATION ITEM**

**Background:** Director of Curriculum and Educational Technology Audrey Lee will present two new books for use in the Careers in Teaching course beginning in the 2014-15 school year, Foundations of Education and Those Who Can, Teach. This curriculum was approved by CAC on May 6, 2014 and is being presented to the governing board for information. If approved, this curriculum will be in place for the 2014-15 school year.

16.18 **Resolution No. 2014-22 Regarding the Education Protection Account (EPA)** as presented in Exhibit R (Andi Stubbs) **INFORMATION AND POSSIBLE ACTION ITEM**

**Background:** The passage of Proposition 30 on November 6, 2012 added Article XIII, Section 36 to the California Constitution effective November 7, 2012. Article XIII, Section 36(e) requires the creation in the state General Fund of an Education Protection Account (EPA) to receive and disburse the revenues derived from the incremental increases in taxes imposed by the passage of Proposition 30. K-14 local agencies have the sole authority to determine how the funds received from the EPA are spent, with the following provisos: a) the spending plan must be approved by the governing Board during a public meeting; b) EPA funds cannot be used for administrative salary/benefits, or any other administrative costs; and c) each LEA must publish on its website an accounting of how much money was receive from the EPA and how the funds were expended.

16.19 **Public Hearing and Review of the Developer Fee Justification Study (April 24, 2014), and Resolution No. 2014-20 in the Matter of Increasing School Facilities Fees as Authorized by Government Code Section 65995** (Resolution is presented in Exhibit S) (Andi Stubbs) **INFORMATION ITEM**

**Background:** The District is currently eligible to charge the higher "Level 2" developer fees for residential and commercial construction, as per a Resolution adopted by the Board on March 24, 2014; however, a study must be conducted to adjust "Level 1" fees each year, so that the most current "Level 1" rate approved by the State Allocation Board
can be charged should the district ever lose "Level 2" eligibility. The Developer Fee Justification Study dated April 24, 2014, provides verification that the district may raise its "Level 1" fees from $3.20 to $3.30 for residential construction, and from $0.51 per square foot to $0.54 for commercial/industrial construction. The study was prepared for the district by Jack Schreder and Associates.

Staff Recommendation: This item is for information only. The resolution will be brought back for Board action on June 23, 2014.

16.20 2014-15 Food Services Management Company Contract (Andi Stubbs) INFORMATION ITEM

Background: The District’s contract with Sodexo, a food services management company, expires at the end of the current fiscal year. An RFP was issued for a food services management company for the 2014-15 school year. Proposals were due in the District Office on Thursday June 5th. A district committee reviewed the proposals received and will recommend one of the firms to the Board for consideration of approval.

Staff Recommendation: Information only. Contract to be brought back for approval on June 23, 2014.

16.21 Approval of Changes to the SELPA Local Plan (Rami Muth) INFORMATION AND POSSIBLE ACTION ITEM

Background: On December 18, 2013, Dr. Joseph A. Ovick notified the Contra Costa SELPA that Contra Costa County Office of Education would cease to be the Administrative Unit for the SELPA effective June 30, 2014. California Education Code requires that a SELPA have an Administrative Unit; therefore, the AU responsibilities must transfer to another LEA. Byron Union School District has agreed to be the SELPA Administrative Unit effective July 1, 2014.

Accordingly, the following changes have been made to the Local Plan:
· References to Contra Costa County Office of Education as AU changed to Byron Union School District (pages 26, 31, 41 & 45)

16.22 Review of Job Description: Teacher on Special Assignment - College and Career Pathways Focus as presented in Exhibit T (Rami Muth) INFORMATION ITEM

Background: This is a temporary position that is grant funded. Under the direction of the Director of Student Services and Secondary Support, the TSA supports the District's mission of supporting all students to be college and career ready and the building of college and community partnerships. The primary function of this position will be the implementation of the Diablo Gateways Innovation Career Pathways Trust Grant.

17. Additional Comments from the Public (This item is applicable only if there was insufficient time for all speakers under “Public Comments”.)

18. Comments from the Superintendent, Board Members and Future Agenda Items

19. Adjournment – The next Regular Meeting of the Board of Education will be June 23, 2014 and there will be a Special Discussion Meeting June 16, 2014.