

CALAVERAS UNIFIED SCHOOL DISTRICT  
P.O. Box 788  
San Andreas, CA 95249

**MINUTES  
BOARD OF TRUSTEES**

June 30, 2009

The meeting of the Calaveras Unified School District Board of Trustees was called to order at the District Administrative Offices at 5:30 p.m.

**MEMBERS PRESENT:** Sherri Reusche  
John Yerman  
Hank Nagle  
Evan Garamendi  
Zerrall McDaniel

**MEMBERS ABSENT:** None

**STAFF PRESENT:** Jim Frost  
Mark Campbell  
Mike Merrill  
Titia Farthing  
Vicki Becerra  
Jeanie Kancianich  
Amy Hasselwander  
Terri Henderson  
Ann Robinson  
Angela Oyervides  
Kimberly Osmanski-Potter

**OTHERS:** Parents, community members  
and other interested parties

**CALL TO ORDER**

The meeting was called to order at 5:30 p.m. with the Salute to the Flag & Roll Call.

**ANNOUNCEMENT OF CLOSED SESSION ITEMS**

Closed session items were announced as listed on the agenda.

**PUBLIC INPUT FOR THE GOOD OF THE DISTRICT**

None

**THE BOARD ADJOURNED INTO CLOSED SESSION**

**CLOSED SESSION**

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with CSEA (Gov. Code 54954.5)**

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with CUEA (Gov. Code 54954.5)**

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with Management/Confidential/Supervisory (Gov. Code 54954.5)**

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with Calaveras Area Substitute Teachers Association (Gov. Code 54954.5)**

**Public Employee Classified Discipline/Dismissal/Release: Jim Frost (Gov. Code 54957)**

**Superintendent's Contract (Gov. Code 54954.5)**

**OPEN SESSION**

Open session was called to order at 7:00 p.m. with the salute to the flag and roll call. All Board members present.

**OPEN SESSION: PUBLIC REPORT OF ACTION TAKEN IN CLOSED SESSION**

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with CSEA (Gov. Code 54954.5)** No action taken

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with CUEA (Gov. Code 54954.5)** No action taken

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with Management/Confidential/Supervisory (Gov. Code 54954.5)** No action taken

**Conference with Labor Negotiator: Jim Frost in regard to negotiations with Calaveras Area Substitute Teachers Association (Gov. Code 54954.5).** No action taken

**Public Employee Classified Discipline/Dismissal/Release: Jim Frost (Gov. Code 54957)** No action taken

**Superintendent's Contract (Gov. Code 54954.5)** MSC (5-0) to approve Superintendent Frost's exit contract with 100% health benefit coverage until age 65.

**CORRESPONDENCE**

None

**SUPERINTENDENT'S COMMENTS**

Mr. Frost took this opportunity to thank the Board for a most gratifying time as Superintendent. Serving as superintendent has been a great honor in his life; working with wonderful people, teachers, classified employees, and students. They all showed great dedication and hard work, and it has been an honor to work along side everyone. This board is unbelievable, as they ask all the right questions for all the right reasons. He thanked the board for their dedication, and said they are the glue holding the district together. He went on to say that public education is the last truly democratic leadership and this board has been terrific.

**PUBLIC INPUT FOR THE GOOD OF THE DISTRICT**

None

**ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA**

**MSC 4-1 (Garamendi voting no) to approve the Agreement for Special Contract Services with Pathways for the 2009/10 school year.**

**CONSENT AGENDA**

**MSC (5-0) to approve the consent agenda with the removal of Item H.**

A. Approval of Minutes

May 19, 2009

May 30, 2009

B. Routine Personnel

All Personnel

No item presented

**CONSENT AGENDA** (continued)

B. **Routine Personnel** (continued)

**Classified Personnel**

1. Approve employment of (7) summer school paraeducators
2. Approve employment of (2) summer school health aides
3. Approve employment of (2) summer swim head lifeguards
4. Approve employment of (1) summer swim manager
5. Approve employment of (6) summer swim lifeguards
6. Approve employment of one probationary office manager
7. Approve employment of (2) substitute yard duty
8. Approve employment of (2) substitute child care aides
9. Approve employment of (1) substitute paraeducator

**Certificated Personnel**

1. Approve employment of (2) Special Education temporary summer school teacher
2. Approve employment of (1) probationary Special Education teacher
3. Approve employment of (1) probationary Math teacher
4. Approve employment of (1) summer school temporary speech therapist
5. Approve employment of (1) summer school temporary teacher
6. Approve employment of (1) elementary track coach
7. Approve employment of (1) substitute preschool Associate teacher
8. Approve employment of (1) substitute child care instructor

**Management/Confidential/Supervisory**

1. Approve FMLA for one permanent Principal

C. **Approval, Vendor Warrant Listing**

The Vendor Warrant listing from May 12, 2009, through June 23, 2009, is presented for approval. ***Members of the board have been provided with a copy of this document; it is available for review in the District Office.***

D. **Approval of Donations** (Michael Merrill, Assistant Superintendent for Fiscal Services)

(See attached list)

E. **Approval, Payment Disbursements/Bond Project,** (Michael Merrill, Assistant Superintendent for Fiscal Services)

Payment Disbursements for our Bond Project are presented for approval.

F. **Rejection of Claim: Acosta**

A Claim has been filed against the district on behalf of student who was injured at Jenny Lind Elementary on May 13, 2009. It is the recommendation of the District's property and liability claims administrator to reject the claim and begin the statute of limitations deadline.

G. **Authorization, American Fidelity Section 125 Flexible Benefit Plan**

American Fidelity Assurance Company has administered the District's Section 125 Plan since April 1995. A Section 125 Flexible Benefit Plan allows employees to pre-tax their share of health and welfare benefits as well as participate in medical and dependent care reimbursement programs and participation in a Health Savings account for eligible individuals, all within the requirements of Section 125 of the Internal Revenue code, It is recommended that the Board authorize the continuance of the Section 125 Flexible Benefit Plan for CUSD employees through the American

**CONSENT AGENDA** (continued)

**G. Authorization, American Fidelity Section 125 Flexible Benefit Plan** (continued)  
Fidelity Assurance Company. The new plan year will begin on October 1, 2009 and end September 30, 2010.

**H. Approval, Agreement for Special Contract Services with Pathways for the 2009/10 School Year**

Approval is requested for the Agreement for Special Contract Services with Pathways for the 2009/10 school year to include staff development and support for "Math Matters:

**I. Approval, Amendment of Agreement for Special Contract Services with Sheri Noble for the 2008/09 School Year**

Approval, Amendment of Agreement for Special Contract Services with Sheri Noble for the 2008/09 school year as her contract should have been for 595 hours instead of the previously approved contract for 540 hours.

**J. Approval, Agreement for Special Contract Services with Sheri Noble for the 2009/10 School Year**

Approval is requested for the Agreement for Special Contract Services with Sheri Noble for the 2009/10 school year for the Rail Road Flat Preschool.

**K. Approval, Agreement for Special Contract Services with Denise Parker for the 2009/10 School Year**

Approval is requested for the Agreement for Special Contract Services with Denise Parker for the 2009/10 school year for the Rail Road Flat Preschool.

**L. Approval, Ag Incentive Grant for 2009/10 School Year**

Board approval is requested to approve the Ag Incentive Grant Application for 2009/10.

**PERSONNEL**

**Certificated Report**

Karen Wallace, CUEA Representative was absent but sent a letter that read: Mr. Frost, thank you for your continuous support to us and the children we teach. We are thankful that Mark Campbell already has many of those same traits as you do. Goodbye to Jim Frost and Welcome to Mark Campbell.

**Classified Report**

Terry Henderson, CSEA President, reported everyone is off for summer recess and the union has not met since voting on the Tentative Agreement on tonight's agenda. She noted that three union members will be attending the conference in August.

**All Personnel**

No item presented

**Classified Personnel**

**Adoption , Resolution No. 2008/09-26. General Liability Coverage for Volunteers**

As labor code 3364.5 excludes volunteers from being considered employees, volunteers are not eligible to receive workers' compensation benefits. Rather, approved volunteers on file with the District Office in accordance with District regulations and policy shall be covered by the District's Liability insurance plan.

**MSC (5-0 ) to adopt Resolution No. 2008/09-26, General Liability Coverage for Volunteers**

**PERSONNEL** (continued)

**Classified Personnel** (continued)

**Approval, Tentative Agreement with CSEA, Chapter #405 and CUSD**

Approval is requested for the Tentative Agreement with CSEA, Chapter #405 and CUSD for the Effects of Layoff and Position Restoration for the 2009/10 school year. CSEA has ratified the Tentative Agreement and it is presented for board approval.

**MSC (5-0) to approve Tentative Agreement with CSEA, Chapter #405 and CUSD for the Effects of Layoff and Position Restoration for the 2009/10 school year**

**Certificated Personnel**

**Approval, Request for Reduction of Work Schedule for Tanya Kiernan, Counselor**

Ms. Kiernan, counselor, is requesting a reduction of her work year schedule to 3.5 days per week for the 2009/10 school year.

**MSC (5-0) to approve the request for Reduction of Work Schedule for Tanya Kiernan, counselor for the 2009/10 school year.**

**Management/Confidential/Supervisory**

No item presented

**CURRICULUM AND INSTRUCTION**

**Approval, Consolidated Application for Funding Categorical Programs for the 2009/10 School Year, Part 1**

Approval is requested to approve the consolidated application for funding categorical programs for the 2009/10 school year, Part 1, as presented.

**MSC (5-0) to approve the Consolidated Application for Funding Categorical Programs for the 2009/10 School Year, Part 1, as presented.**

**BUSINESS**

**Adoption, Resolution No. 2008/09-27, To Establish Temporary Interfund Transfers of Special or Restricted Fund Monies**

This resolution would establish temporary borrowing between funds in order to close Fiscal Year 2008/09.

**MSC (5-0) to adopt Resolution No. 2008/09-27, To Establish Temporary Interfund Transfers of Special or Restricted Fund Monies**

**Adoption, Resolution No. 2008/09-28, Reducing the Restriction of Excess Reserves for Specific Purposes**

This resolution reduces the GASB45 OPEB Contribution that was designated in Resolution 2008/09-10.

**MSC (5-0) to adopt Resolution No. 2008/09-28, Reducing the Restriction of Excess Reserves for Specific Purposes**

**Adoption, Resolution No. 2008/09-29, Authorizing Restricted Tier III Categorical Program Fund Flexibility**

This resolution covers program flexibility outlined in SBX3 4 for fiscal years 2008/09 through 2012/2013.

**MSC (5-0) to adopt Resolution No. 2008/09-29, Authorizing Restricted Tier III Categorical Program Fund Flexibility**

**Adoption, Resolution No. 2008/09-30, In the Matter of The Current State Budget Funding Crisis**

This resolution addresses the concern that state funding reductions may necessitate consideration of reduction of 2009/10 salaries for represented and non-represented employees. In light of this, the Calaveras Unified School District needs to take precautionary measures for the 2009/10 school year by the adoption of this resolution.

**MSC (5-0) to adopt the Resolution No. 2008/09-30, In the Matter of the Current State Budget Crisis**

**BUSINESS** (continued)

**Adoption, Resolution No. 2008/09-31, To Certify the Approval of the Governing Board to enter into this Transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2009/10**

This resolution Names the Superintendent and Assistant Superintendent and the Administrator for Preschool to sign documents with the California Department of Education for the Preschools located at West Point Elementary, San Andreas Elementary and Jenny Lind Elementary.

**MSC (5-0) to adopt Resolution No. 2008/09-31, To Certify the Approval of the Governing Board to enter into this Transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel to sign contract documents for Fiscal Year 2009/10**

**Approval, Professional Services Agreement for Administration of TB Skin Tests**

This is the annual agreement between the district and the Calaveras County Health Department to provide district employees with TB skin tests. The new fee for the 2009/10 fiscal year will be \$17 per skin test. Approval is requested.

**MSC (5-0) to approve the Professional Services Agreement for the Administration of TB Skin Tests with the Calaveras County Health Department**

**At this time, Chairman John Yerman, closed the Open Session of the Board Meeting and Opened a Public Hearing on Tier III Flexibility Categorical Programs for the 2008/09 through 2012/2013.**

Assistant Superintendent, Mike Merrill, presented an overview and was available for discussion.

**There was no discussion**

**Mr. Yerman then Opened a Public Hearing on the 2009/10 Calaveras Unified School District Budget**

Assistant Superintendent, Mike Merrill, presented the overview on the 2009/10 Calaveras Unified School District Budget

**The Board thanked Mr. Merrill and his staff for all their hard work in putting the budget together.**

**Chairman, John Yerman, closed the Public Hearings and Re-Opened the Board meeting.**

**Adoption of 2009/10 Calaveras Unified School District Budget, Criteria and Standards**

**MSC (5-0) to adopt the Calaveras Unified School District Budget, Criteria and Standards for the 2009/10 School Year**

**POLICY AND REGULATIONS**

**First Reading**

1. BP 6115, Ceremonies and Observances
2. BP 6162.51, Standardized Testing and Reporting program
3. BP 6164.4, Identification and Evaluation of Individuals for Special Education

**Second Reading and Adoption**

**MSC (5-0) to adopt second reading and adoption policies 1-4**

1. BP 4131, Staff Development
2. BP 5116.1, Intradistrict Open Enrollment
3. BP 5131, Conduct
4. BP 5145.12, Search and Seizure

**Administrative Regulations/Exhibits**

1. AR 6115, Ceremonies and Observances
2. AR 6162.51, Standardized Testing and Reporting Program
3. AR 6162.52, High School Exit Exam

**COMMENTS FROM BOARD MEMBERS**

Mr. Yerman recanted his story of how thirteen years ago in Kathy Northington's office at Valley Springs Elementary, Mr. Frost asked him about running for the School Board. Mr. Yerman said he owes Jim Frost for his growth as a board member and thanked him.

Mrs. McDaniel said it has been a pleasure to work with Jim Frost and thanked him for the leadership he brought to this district, and his unselfish mentoring of our administrators. This will make a very easy transition in leadership. She said we will miss you.

Mrs. Reusche thanked Mr. Frost for his leadership, mentoring, friendship, and allowing her to participate in the Legislative arena through the school board. She said serving seventeen years as a Superintendent is just not heard of today. You will definitely be missed.

Mrs. Garamendi said Mr. Frost was Superintendent when she was a classroom teacher, and thanked him for serving an extra year at the board's request.

Mr. Nagle said he sees the district in good shape while there is a fire storm around us. He went on to say we are stronger as a district than ever before. He told Mr. Frost that his legacy would live on. He also feels good about the transition with Mark Campbell as the new Superintendent and Mike Merrill as the Assistant Superintendent. He is grateful for their integrity, honor and leadership.

Mr. Frost said he feels good about our future and told the board he has worked in many districts, but this one is the best.

**PUBLIC COMMENTS**

**NEXT MEETING AND ADJOURNMENT**

The next regular meeting of the Board will be held on Tuesday, July 21, 2009, 6:00 p.m. at the District Administrative Offices.

**ADJOURNMENT**

The meeting was adjourned at 8:30 p.m.

---

James L. Frost, Superintendent