

Wasco Union High School District
Board of Trustees
Regular Board Meeting
Boardroom NKVTC Room 4
January 13, 2011
6:00 p.m.
Adopted Minutes

I. Call to Order – 6:00 p.m.

A regular meeting of the Wasco Union High School Board of Trustees was called to order at 6:00 p.m. in the Boardroom by President Barry Braun.

Board Members Present

Mr. Barry Braun, President
Mr., Craig Fulwyler, Clerk
Mr. Jesse Acebedo

Mrs. Patricia Sanchez
Mr. Wayne Wallace

Administrators Present

Mrs. Elizabeth McCray
Mrs. Lori Albrecht
Mr. Rob Cobb

Mr. Joseph Elwood
Mr. Martin Lonza
Mrs. Patricia Rissi

Classified Management Present

Mr. Joe Salazar

Mr. John Yanez

Secretary Present

Mrs. Gracie Saldaña

Visitors

Mr. Freddy Alonso, Mrs. Lori Castillo, Ms. Lupe Cortez, Mr. Walt Desatoff, Mrs. Carla Dominguez, Mrs. Lori DeLaRosa, Jordan DeLaRosa, Mrs. Sandra Fisher, Mr. Gary Garcia, Mrs. Gabriela Gomez, Mrs. Martha Gomez, Mrs. Susan Hernandez, Mrs. Rhonda Jones, Mr. Anthony Leonis, Mr. David Lucas, Mrs. Mary Ann Lucas, Mr. Daniel Maldonado, Mrs. Gloria Medina, Ms. Vicki Newman, Mrs. Loretta Nelson, Mr. Michael Noland, Mrs. Martha Poe, Mr. Juan Ramos, Ms. Rena Ruddel, Mrs. Carmen Ruiz, Ms. Nellie Sanchez, Mr. John Sanford, Mrs. Stephanie Santa Cruz, Mr. Ross Shafer, Mrs. Alma Raya, Mr. Jose Rios, Mrs. Stephanie Santa Cruz, Ms. Alexis Stokes, Mrs. Diane Villagran, Mr. Donny Williams, Mr. Jeff Wymer and Mrs. Stephanie Wymer

Flag Salute

The flag was saluted.

II. Adopt Agenda

It was moved by Wallace and seconded by Acebedo to adopt the agenda as presented. Motion carried. Ayes: 5; Noes: 0; Absent: 0.

III. Public Comments

No Public Comments

IV. Executive Session

The meeting convened in executive session at 6:03 p.m.

Regular Session

The meeting reconvened in regular session at 7:20 p.m.

Announcement of Executive Session Actions

President Braun reported that during closed session the Board has given direction to the Superintendent.

V. Reading and Approval of Minutes

It was moved by Fulwyler and seconded by Acebedo to approve the minutes of the regular meeting of December 9, 2010. Motion carried. Ayes: 5; Noes: 0; Absent: 0.

VI. Public Hearing on Extension of SARC Posting

A public hearing was convened to certify the district's compliance with Education Code §60119 concerning the Extension of SARC Posting. Hearing no comments, the hearing was closed.

VII. Public Comments

Mr. Braun shared that the time allotted to any individual speaker is three (3) minutes. When numerous individuals wish to address the same issue, time will be limited to ten (10) minutes for the subject area. In case of numerous requests to address the same item, the Board President may select representatives to speak on each side of the item.

Wasco Union High School District, California Teachers Association President, Sandra Fisher read a letter on behalf of John Albertson, former Wasco High School teacher: "Dear Madam and Board Members, I am writing concerning the refusal by you and administration in settling negotiations with the classified staff. Your position in this matter certainly does illuminate and clarify your disdain and disgust for those individuals whom make certain this school district functions effectively and efficiently so that students can obtain an education. Ignoring your parsimonious and offensive behavior, the classified staff has continued onward and upward, fulfilling their obligations of above and beyond contractual specifications. They are to be commended for their dedication and diligence as they have continued their contractual duties these past four months. You should be condemned for your scrooge like inveighs. For a Board Member to comment that with holding increase benefits costs is as descending as asinine someone viewing the killer kern and believing that the water below is as tranquil and serene as that on the top. Your self serving descending program has not endured you to the victims for your greediness, but had quite the opposite impact. Should you not return to the rightful owners and earners of the withheld monies increased benefits costs you are not adhering to past practices. As a member of the negotiation team for certificated personnel for many years predating the present administration and quote incentive monies pirated by the district were ultimately returned to the rightful owners, those who had earned them. Do the right thing, settle the contract and return the withheld income to the rightful parties. In a hundred years the acrimonious debate will be long forgotten, the genesis of the problem will be forgotten like a mid-summers night dream. What will not be forgotten will be whether or not you chose the right and just action. Will you be leaders and elected officials of integrity and honor or of opposite. Your legacy is now in your hands. You will decide how your leadership will be remembered and characterized".

Wasco Union High School District, California School Employees Association President, MaryAnn Lucas reported to the Board on behalf of CSEA. She shared that she is the new president for the Classified Association. She introduced the executive board for Classified as Vice President - John Sanford, Secretary - Diane Villagran, Treasurer - Stephanie Santa Cruz. She also shared that earlier this week we received the letter regarding negotiations and how things have been going. She reported that she was very

disturbed by the letter and complaint regarding labor representative Michael Noland. She stated that I too have been on negotiations, in contract negotiations for many, many years as an employee. Whether I am a classified employee or not, I have sat across the table with Board Members at one time, and also with your representative Mr. Anthony Leonis. Things do get heated sometimes, that's negotiations, that's part of it. But I never once left there taking anything personal. I always believe that that is the whole process of it and it seems like there is a perception that Mr. Noland is speaking on our behalf but I am here to assure you, everyone sitting here and others as a union and as a chapter, as your classified employees, no one speaks for us. We make our own decisions, we have advisement as you do as a District by Mr. Leonis and it is the same for us. But no one speaks for us, this has been a really, really tough year. But I am very proud to be a classified employee for Wasco High and I know that my fellow classified employees feel the same. We have a wonderful school and I hate for you to kill a gold mine cause you do have a gold mine here with your employees. I don't believe that there is one person here that has let this negotiation process take any effect on our students, our staff, our community and our parents. We continue to plug along and I am thankful to Mr. Albertson for writing that and I believe we have many teachers who feel the same way. I would love for this to be resolved tomorrow. And I know it may not be but I just want to let you know we are and we have total faith in Mr. Noland as our labor representative looking out for our best interest but he does not make our decisions no matter how tough they are, so I just want to leave you on that note.

Mr. Michael Noland, CSEA labor representative addressed the Board. He thanked MaryAnn and stated I will not talk about that because it is not personal. Never has been personal and I believe at every board meeting I have conducted myself as professional as possible and will maintain that. But what I did want to share with you is some of the back workings of the fact finding hearing that took place. You might or might not be aware that PERB sent a list of 45 names to the District and myself for us to pick a neutral. What we did, I got a letter from Tony Leonis, and out of the 45 names the District was comfortable with 5. He sent me those 5 names and said if you're comfortable with one of those 5 that's the ones they wanted to go. I sat back and thought about it a little bit and I thought, well I could go research the other 40 names that are on the list to see if I can get the best person that I think is going to fall down on our side. But I didn't, I said you know what, anybody, anybody outside of this school district once they hear the facts and go through the case, they will come to the same recommendation. The same position as this CSEA bargaining unit. I have full faith that anybody, I don't care where they come from or who they are, they will come to the same rationalization as we have. So I told Tony Leonis that Philip Tamoush would be acceptable to CSEA. We had the hearing, presented all the evidence and as I learned at the hearing, Philip Tamoush has done hundreds of these fact finding hearings. He is an attorney and has been in this field for many, many, many years. He heard all the evidence. He heard all the arguments and as you know and are aware, the recommendation of the fact finding panel is to in fact reimburse the employees the deductions that were made. As well as carve out the disputed matters and let them go to PERB for the appropriate legal remedy. We have been advocating that. You know we have been advocating that. I have said that at several, two, at least two board meetings that I can confirm by your own minutes. I have made that advocacy. And so within the fact finding hearing Carl Lang put together a dissenting opinion and I want to share with you. You probably don't have this but it was provided to Philip Tamoush cause the same dissenting opinion is the same arguments that Carl Lang made to the neutral and us after the fact finding hearing. So I just wanted to share with you a copy, so you kinda get the full picture of where we are. I got a phone call or actually, I called Tony Leonis last Friday. Talked with him in the afternoon about where we are going from here. He indicated to me that the District would be considering today both recommendations, or the recommendation and the last, best, final. And that

you more than likely won't take action on anything until February 10th at your next Board Meeting. I talked with him about what the District's last, best and final offer is. He tended to stammer around a little bit and couldn't really come up with an appropriate answer at that time. But I got the jest of what he was saying. He was wanting to manipulate the last, best and final offer. To change the last best and final, to make it reflect the February Board Meeting. I very cordially informed him, Tony you can't do that, the district has two options. The first option is, you can accept and implement the recommendation of the fact finding panel, that's one option. The second option is you can implement your last, best and final offer. Your last, best and final offer was that, that was given to the fact finding hearing, to the officer, was a document that the District presented as evidence and within that document it has an effective date of December 1st. And I said, Tony you can't change the December 1st date that is your last, best and final. The Board, the timing of the Board, the agreement, you rejected it, blah, blah, blah, it doesn't matter. That is your last, best and final offer, that's what you have the ability to implement. Not some version of that. So I, he called me yesterday, he called me on Wednesday, actually it was on Tuesday, the 11th to reiterate his position and I again told him, no, no, no, no you have two options; recommendation or last, best which includes December 1st. And if in fact you go to December 1 then you need to give back the January, or the December deduction for January and November deduction for December. Those two deductions come back if in fact you implement the last, best and final offer. I'm not asking you or advocating you to implement the last, best and final offer. I would appreciate taking the high road and implementing the recommendation of the fact finding officer. I think it's appropriate, As far as I'm concerned he is your guy. You, Tony's the one who pulled him out of 45 names. He's the guy that was put forth, we accepted it. Did the hearing and presented all the evidence and this is what the result was. And I would hope that we could, all of us, take our own personal feelings, our own personal perceptions of what's going on and allow this outside party, this mutual person out here, who has been doing this for thirty plus years. Has done a hundred cases and allow him to put forth the recommendation and have you guys implement that. That's the best thing that could come out of this. It's not the Superintendent telling you, it's not Tony Leonis telling you, it's not Michael Noland telling you, it's Philip Tamoush. Somebody who's got lots, long history with this kind of stuff and understands what's going on. Its overriding issue I believe it was, came from some of the information we got during the hearing is that the question for him is should these employees, it's not about an agreement, it's not about whether or not you have a incentive to get people to come to resolution, it's not about that. It's about whether or not they should suffer over a legal argument. And his decision was no, absolutely not. There is no issue, no reason for them to suffer over a legal argument and I believe if you read the recommendation again it is clear that there was an agreement whether you want to accept it or not. There was an agreement on June 2nd over health and welfare benefits. So again I implore you, do the right thing. I, you might, I don't even know if there is a deduction gonna get made at the end of this month. I couldn't get an answer from the District whether or not that was going to occur. There already is a decision, you guys could implement your last, best, take it back to December 1 and we're done. We'll finish the rest of it through PERB, when that get's processed and we could be done with all this. But to not do that just continues to stoke the fire and continues to make folks come up and give letters like that. Makes folks feel bad and not appreciated. So again I implore you, do the right thing, return the funds. I, I'm not even going to say that, implement the last, no, implement the recommendation from the fact finding panel, that's what we all should do. Thank you.

Mr. Braun shared that the Board will carefully weigh the comments and the recommendation of the fact finder and will be taking action at our next Board Meeting, that meeting will be on February 10th.

VII. Items From Board Members

Mr. Jesse Acebedo reported to the Board regarding the Student Leadership. The Student Leadership students will be going to Centennial High School on the 20th of January.

Mr. Craig Fulwyler reminded the Board about the Kern County School Board Association Meeting on January 31st. The entertainment for the evening will be provided by the Wasco High School Steel Drum Band.

Mr. Wayne Wallace shared with the Board that due to personal issues he has not been able to attend any of the sporting events. He asked Mr. Lucas how the Basketball Teams are doing. Mr. Lucas reported that he has not watched a lot of the boys games but the girls teams last night, varsity team was in a close battle with South. He thought they were going to win the game but ended up losing by two points. JV won by a big margin. They are competing and having fun. Mr. Elwood reported that the boys varsity lost to South in overtime.

Mr. Braun reported that a webinar was held today in the Boardroom sponsored by the California School Board Association regarding the Governors budget and on other fiscal things going on in the State. We will continue over the next several years to deal with the fiscal constrains that are binding us. So if your Board gets a little bit more anxious in regards to the spending that is part of the reason. It's interesting when the State Budget is looked at Education constitutes something like 40%+ of the State Budget but when it comes time to do cuts, education takes well over its fair share. One of the things that is a disadvantage to us is that we have always figured out a way to do it with less. As a result we have been squeezed a little more. Education is an investment; we need to continue to educate our kids so that they can fill the work force that is out there. There are jobs out there but we just don't have the people ready to take them. The webinar was encouraging on one front but it was a little discouraging on the other. We will continue to plug along, I am thankful for the people that entered this Board way before my time and established the kind of fiscal frugality that they did. This has placed us in a very rare environment of school districts. A lot of school districts have to submit to State interventions some school districts that think they can meet their obligation this year but they are not so sure for the next two years. We can. There have been a lot of Board Members before our time that set that pace and I am hoping that when each of us part from this Board we will leave this School District in as a healthy condition that we took it.

VIII. Reports

1. Mrs. Mary Ann Lucas reported on behalf of Edith Becerra, the Student Body. She reported on the Leaders In Life Conference, we have three students from Wasco High on the Committee. The Conference is held in March with over 3,000 students in attendance. We have some great kids here at Wasco High with true leadership. The students that I nominated and were selected for this committee are Abigail Wheeler, Hector Delgado and Jorge Zuniga. Our first winter rally is on the 21st. In honor of our Health Club, Robin Mangarin of channel 17 host a show called To Your Health. She is going to come out and video tape the rally and our Health Club. Eduardo Medina your ASB President will be co-hosting with Robin Mangarin. We themed the rally for next Friday as the "Fit and Furious". The winter formal will be on January 29, 2011 at the Moorea Banquet Center. The theme this year is "A Night in Wonderland".
2. Mr. Fulwyler introduced Mr. Gary Garcia who reported on behalf of the North Kern Vocational Training Center. He shared that the NKVTC Board now has a

new Board Member by the Name of Jim Beltran from McFarland. He also works at Delano High School. The budget is pretty much the same thing as Barry mentioned, it is a waiting game.

3. Mrs. McCray introduced Mr. Ross Shafer, Head Counselor who gave a presentation to the Board on the Wasco Union High School District Counseling Plan. Mr. Shafer shared information with the Board regarding the many different types of counselor contacts with students, parent conferences and outreach to parents, starting a parent club, parent project, classroom presentations, focal students, career planning and scholarship advisement.

Mrs. McCray encouraged the Board to contact Mr. Elwood and Mr. Lonza set up a time to tour Wasco High and Independence High classrooms.

Mrs. McCray reported on enrollment. She stated last year's enrollment for the district was 1735 with 1557 students at Wasco High and 178 students at Independence High. Last month the district was at 1727 with 1512 students at Wasco High School and 215 students at Independence High School. This month the district is at 1703 students in the district with 1505 students at Wasco High and 198 students at Independence High.

IX. Discussion and Action

1. It was moved by Acebedo and seconded by Fulwyler to approve the personnel items. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
 - a. Approval of Resignation of Balbina Sanchez, Certificated Staff
 - b. Approval of Resignation of Kelly Skinner, Classified Staff
 - c. Approval of CAHSEE prep teachers;
 1. Sonya Brackley
 2. Charmae Woods
 - d. Approval of Wanda McClain, Cafeteria Assistant – 2 hours
 - e. Approval of Substitute Cafeteria Assistants
 1. Sor Juana Garcia
 2. Veronica Elizondo
 3. Robin Pearson
 4. Adriana Ruelas
 - f. Approval of Guadalupe Cortez, ASB Concession Supervisor
 - g. Approval of ASB Student Workers
 1. Edith Becerra
 2. Patrick McCurdy
 - h. Approval of Athletic Coaches
 1. Approval of the following Baseball Coaches:
 - a. Angelo Montez, Walk On - Volunteer
 - b. Jeff Wedel, Walk On - Volunteer
 2. Approval of the following Softball Coach
 - a. Tom Proffitt, Walk On - Volunteer
2. It was moved by Fulwyler and seconded by Wallace to approve the Submission of Quarterly Report on Williams Uniform Complaints. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
3. It was moved by Wallace and seconded by Acebedo to approve the Wasco High School Campus Power Upgrade Bid. Motion carried. Ayes: 5; Noes: 0; Absent: 0.

4. It was moved by Fulwyler and seconded by Wallace to approve the Curriculum Course of Study/Adoption. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
5. It was moved by Acebedo and seconded by Fulwyler to approve the Instructional Material to be donated to Wasco High School Library. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
6. It was moved by Fulwyler and seconded by Acebedo to approve the Waiver by the State Board of Education requesting an Extension of the Deadline for Posting the School Accountability Report Cards (SARC). Motion carried. Ayes: 5; Noes: 0; Absent: 0.
7. It was moved by Acebedo and seconded by Wallace to approve the Interdistrict Transfer Requests. Motion carried. Ayes: 5; Noes: 0; Absent: 0, Abstain: 0.
8. It was moved by Wallace and seconded by Fulwyler to approve the Facilities Request. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
9. It was moved by Acebedo and seconded by Wallace to approve the Field Trips. Motion carried. Ayes: 5; Noes: 0; Absent: 0.
10. It was moved by Fulwyler and seconded by Acebedo to approve the Donations. Motion carried. Ayes: 5; Noes: 0; Absent: 0.

X. Discussion and Information

1. Classified Management Director-Business Services Job Description was introduced for the Board's review.

XI. Claims, Transfers and Accounts

It was moved by Fulwyler and seconded by Wallace to approve the claims, transfers and accounts for Batches 44, 45, 46, 47, 48, 49, 50, 51, 52, 54 and Payrolls in the amount \$ 1,575,636.93 Motion carried. Ayes: 5; Noes: 0; Absent: 0.

XII. Adjournment

It was moved by Acebedo and seconded by Wallace to adjourn the meeting. Motion carried. Ayes: 5; Noes: 0; Absent: 0. Meeting adjourned at 8:44 p.m.

Any materials required by law to be made available to the public prior to a meeting of the Board of Trustees of the District can be inspected at the following address during normal business hours: District Office, 2100 Seventh Street, Wasco, CA 93280. An individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact the Superintendent's Office.