

GARVEY SCHOOL DISTRICT

Rosemead, California

Minutes of Regular Meeting
September 27, 2012

The Garvey School District Board of Education met in regular session on September 27, 2012, at the Education Center, Rosemead, California.

CALL TO ORDER

The meeting was called to order at 6:32 p.m., by Board President Tony Ramos.

ROLL CALL

Present at the meeting were Mr. Bob Bruesch, Ms. M. Janet Chin, Mr. Henry Lo, Mr. Tony Ramos, Mr. John Yuen, (arrived at 6:48 p.m.), and Superintendent Dr. Sandra Johnson.

Also in attendance were Mr. Genaro Alarcon, Mr. Ron Murrey, Dr. Mary Suzuki, and Ms. Maria De La Cruz.

VISITORS PRESENT

Present as visitors were the persons listed on the attached Register of Attendance who signed the register and whose signatures were legible and which is hereby made an official part of these minutes.

PLEDGE OF ALLEGIANCE TO THE FLAG

Robert McEntire led the recitation of the Pledge of Allegiance.

SPECIAL RECOGNITION: None

COMMUNICATIONS/REPORTS FROM THE BOARD AND SUPERINTENDENT

Dr. Sandra Johnson indicated that a meeting was held this week with Becky Wetzel and the District School Leadership Team (DSLTL) as one of the requirements when a school is in corrective action. The DSLTL is composed of representative individuals in the District to review the District's Local Education Agency (LEA) Plan.

Bob Bruesch stated he visited four schools for their Back to School Night. Mr. Bruesch was impressed with the presentations especially those that were presented in English, Spanish, and Chinese.

Janet Chin stated she was very impressed with the Back to School presentations and that the children were excited about their laptops and this process is going very smoothly. Ms. Chin thanked Dr. Suzuki and some District staff that really worked hard with the assignment of laptops to 7th and 8th grade students.

Tony Ramos thanked everyone and the parents and students who attended the Board meeting tonight. He commended the District staff for their excellent job in the assignment of 1:1 laptops. Mr. Ramos welcomed Robert McEntire tonight and encouraged all members of Cabinet to continue to do an excellent job.

Dr. Sandra Johnson thanked all Board members for helping the District move forward. Ms. Johnson stated she looks forward to the coming years and success.

REPORTS AND INFORMATION ITEMS

- A. Dr. Mary Suzuki gave a report on the new requirements for the 2012-13 School Plans for Student Achievement. She presented an updated Single Plan for Student Achievement Template with changes being implemented in the Garvey School District as a requirement to Program Improvement (PI),

Year 3, and Corrective Action. Dr. Suzuki indicated that the District chose to institute and fully implement a new curriculum; appointed an outside expert, Becky Wetzel, and Dr. Frank Rodriguez; extended the school year/day; and implemented alternative governance for restructuring at Garvey and Temple Intermediate School.

Dr. Suzuki spoke of the required school-wide components for schools receiving Title I funds and the Action Plan required to complete other required components for schools on PI Year 1 and Year 2. As schools enter or exit PI status, Title I mandates Districts set aside ten percent of Categorical funds for professional development and one percent for parent involvement activities that are aligned with the Local Education Agency (LEA) Plan.

Dr. Suzuki spoke of Categorical funding considerations and indicated that the Single Plan for Student Achievement (SPSA) will be submitted for Board approval at the Board meeting on November, 2012.

Bob Bruesch asked if there was a correlation between pacing guides and the Treasures curriculum. Dr. Suzuki stated that the District's pacing guides looked at strengths and gaps in the Treasures curriculum and were based on the State standards.

Mr. Bruesch asked the Superintendent give at the next Board meeting a list of what individual schools are doing to increase collaboration time in relation to teachers being asked to take furlough days.

Janet Chin asked about the kinds of professional development being done in the District to account for the set aside funding. Dr. Suzuki gave specific examples of professional development in areas where students are struggling and the collaborative lesson plans developed to support these areas.

B. Budget Update Report given by Robert McEntire, Chief Business Officer.

Mr. McEntire gave important information regarding:

- Proposition 30 and Unrestricted Revenues
- Revenues vs. Expenditures
- Structural Deficit and Effects of Trigger Cuts
- Class Size Adjustment and CSR Funding
- Plan moving forward

Mr. McEntire listed the reasons for the needed initiatives and he gave a revenue analysis projecting the total revenues in the 2011-12 Unaudited Actuals, the 2012-13 Revised Budget, and the Revised Projections for 2014-15 with trigger cuts and without trigger cuts. He showed the comparison of declining revenues and expenditures from 2002-03 to 2014-15. Mr. McEntire showed the structural deficit with no trigger cuts and with trigger cuts. He stated that even if the Governor's Tax Initiative passes, we will still have less Unrestricted Fund Revenue, that the District has a structural budget deficit of \$2 million dollars and that if the Tax Initiative fails, the budget deficit will grow to \$4 million dollars.

Mr. McEntire gave an example of one school's impact on class size funding by class size adjustments. At the next Board meeting, Mr. McEntire will be presenting an additional budget update with a two-year cash flow projection, the possible expenditure reductions to fix the structural deficit, and the possible additional reduction if the tax initiative(s) fail.

Henry Lo asked the impact of funding for both Proposition 30 and Proposition 38. Mr. McEntire stated that these will have a different timing and structure for the release of funds.

Bob Bruesch encouraged staff to come up with a list of possible ways to increase revenue in the future in order to balance the budget. Dr. Johnson noted a future Board workshop from a financial strategist to give the Board ideas on revenue enhancements.

Tony Ramos talked about increasing enrollment through a student exchange program. Dr. Johnson stated there are some ideas and proposals that are being discussed with the District's legal counsel.

Henry Lo asked about the impact of Proposition 31 on the District's budget. Mr. McEntire stated that there are some options being discussed with the City of Rosemead to fund such programs as crossing guards and in other areas of public safety. Mr. Lo spoke of other areas of focus on Propositions 30, 38, and 32. Dr. Johnson stated that she will bring more information to the Board regarding the upcoming propositions.

Bob Bruesch stated that there is a need for a specific Board policy to have money earmarked for teachers to participate in projects within the classroom through donated money. Tony Ramos asked Dr. Johnson and Mr. McEntire to do a follow-up and investigation of donations for use on special projects by our teachers.

REPORT FROM UNION REPRESENTATIVES

- **Garvey Education Association (GEA)**

Michael Drange, president of GEA, addressed the Board regarding GEA postcards in the mail; a parent letter regarding a response from the Superintendent; the proposed amendment and the proposed extension of the Superintendent's contract

Mr. Drange talked about the two furlough days that GEA had agreed upon and is still waiting for a response from the District and asked the Board to not renew the Superintendent's contract.

- **California School Employees Association (CSEA)**

Vickie Walker, president of CSEA, Chapter 292, addressed the Board stating that CSEA goes on record of opposing the proposed amendment and extension of the Superintendent's contract to September 2014; that GEA and CSEA have voted no confidence in the Superintendent and they have no confidence in the Board's ability to make sound and logical decisions.

REPORT FROM HEAD START REPRESENTATIVE: None

REPORTS FROM DISTRICT REPRESENTATIVES

- **Garvey Council PTA**

Joanna Monroy, PTA President, updated the Board on PTA's membership drive. She stated that new members will be able to sign up online. Ms. Monroy indicated that PTA has set up a buddy system as part of reviewing all PTA matters, and that all units are in good standing. Ms. Monroy stated that on August 23, 2012, PTA held its first meeting with principals where a list of program needs was identified for each school. Dr. Johnson thanked the Garvey Council PTA for their increased efforts..

- **Garvey Education Foundation:** None

HEARING OF PERSONS IN THE AUDIENCE

Mary Louise Anderson addressed the Board regarding loss of teacher collaboration.

Stephanie Gutierrez addressed the Board regarding support of smaller class sizes and in opposition of renewing the Superintendent's contract.

Michael Drange addressed the Board regarding the elimination of visual arts and 40 percent reduction of staff in the music department.

Liz Silva addressed the Board regarding response from the District to flyers distributed from the Garvey Education Association (GEA), the closure of three schools (Williams, Duff, and Marshall Schools), the need for a crossing guard at Del Mar and Marshall Streets, and she in opposition to renewing the Superintendent's contract.

Maureen Chin asked the Board to not renew the contract.

Michael Kenny addressed the Board in opposition of the Superintendent's contract.

Diane Drange addressed the Board in opposition to the renewal of the Superintendent's contract.

Jose Gutierrez addressed the Board about a recall for Ms. Chin and in opposition to the renewal of the Superintendent's contract.

Janet Chin gave a response to Mr. Gutierrez' comments and asked that any questions related to the M. Janet Chin Foundation be referred to the Superintendent.

Cecilia Losoya addressed the Board in opposition of approving the Superintendent's amended contract and extending the contract.

Sandra O'Dell addressed the Board regarding the reduction of the honors program at Garvey Intermediate School and in opposition to increasing the Superintendent's salary.

Gail Hargrove addressed the Board regarding many classrooms at Garvey Intermediate with hot temperatures and overcrowded classrooms and the difficulties in placing students in P.E. classes.

Delia Duran addressed the Board regarding overcrowding of students and the reduction of programs in the District.

Connie Ho addressed the Board regarding the reduction of the Honors Program and the overcrowding of students in these reduced programs.

Ken Tang addressed the Board regarding a concern for this Board meeting being considered a regular meeting and not a special meeting.

Jean O'Dell addressed the Board regarding complaints and concerns from the Associated Student Body at Garvey Intermediate School. She spoke of not having proper work space and the student overcrowding during P.E. classes.

Rachel Reyes addressed the Board regarding Education Code 51100.8 and definition on the number of students that a resource teacher can have in a classroom. Ms. Reyes asked the Board to be proactive in providing the best education to students and to not renew or amend the Superintendent's contract.

Chuck Hurley addressed the Board regarding teachers' working conditions. He asked Board members to re-instate early Wednesday dismissals to benefit the children, the teachers, and the parents.

Larry Chang addressed the Board regarding low morale in the District, teacher collaboration, and in opposition to the renewal of Dr. Johnson's contract.

Roseanne Kohn expressed her disappointment in what is happening in the District and the decisions being made by the Board.

Pat Kasababian addressed the Board regarding a response from the Superintendent on the District's web site. She asked the Board to not give misinformation to the public.

PUBLIC COMMENT PERIOD FOR CLOSED SESSION AGENDA ITEMS: None

MOTION TO GO INTO CLOSED SESSION

On the motion of Henry Lo, seconded by Bob Bruesch, and carried by a vote of 5 to 0, the Board adjourned at 8:32 p.m. to closed session and addressed those items posted on the agenda.

RECONVENE INTO PUBLIC SESSION

The Board reconvened in public at 9:27 p.m.

REPORT OF ACTION TAKEN IN CLOSED SESSION

Tony Ramos indicated that the following action was taken during the closed session:

On the motion of Henry Lo, seconded by Bob Bruesch, and carried by a vote of 5 to 0, the Board voted to appoint Soledad Ramirez as Assistant Supervisor I, Family/Parent Engagement Services.

MOTION TO EXTEND THE MEETING

On the motion of Henry Lo, seconded by Tony Ramos, and carried by a vote of 5 to 0, the Board voted to waive the Board Bylaws and extend the meeting to 12:00 a.m.

CONSENT AGENDA

On the motion of Henry Lo, seconded by Tony Ramos, and carried by a vote of 5 to 0, the Board approved the Consent Agenda as indicated below:

A. Board/Superintendent

1. Approval of Minutes

The minutes of the following meeting are submitted for approval:
Regular Meeting – September 13, 2012

Bob Bruesch corrected the minutes, page 3, paragraph 3, last sentence, to read: "... that the Common Core Standards are based on process."
Approved.

2. Conference/Convention Attendance - Revised

It is recommended that the Board of Education approve requests for conference and convention attendance as presented. Approved.

3. Certification of Signatures

It is recommended that the Board approve the following certification of signatures as presented.
Approved.

4. Amendment to Contract with California Department of Education-California State Preschool Program
It is recommended that the Garvey School District Board of Education Approve the Amendment 1 – Contract with the California Department of Education – CSPP 2188 for Program Year 2012-13. Approved.
5. Additional Head Start slots – BARRAA 3A.
It is recommended that the Board of Education approve the 20 additional Head Start slots. BARRAA request 3A. Approved.
6. Additional Training & Technical Funding BARRAA 3B
It is recommended that the Board of Education approve the request for additional \$1,060 in Training and Technical funding from acquiring of 20 Head Start slots. Approved.
7. Collapse 20 LACOE State Preschool Slots BARRAA#4
It is recommended that the Board of Education approve the request BAR RAA#4 to collapse 20 LACOE State Preschool slots. Approved.

B. Human Resources

1. Personnel Assignment Order - Revised
It is recommended that the Board of Education approve the Personnel Assignment Report No. 12-13-06 as presented. Approved.

C. Learning Support Services

1. Contract with Foothill Family Services
It is recommended that the Board of Education approve the contract renewal for \$20,000 with Foothill Family Services to provide counseling services for high-risk students in the Garvey School District. Approved.

D. Business Services

1. Purchase Order Report
It is recommended that the Board of Education approve Purchase Order Report No.12-13-04 as presented. Approved.

Action Items

- A. On the motion of Bob Bruesch, seconded by Tony Ramos, and carried by a vote of 5 to 0, the Board approved the second reading and approval of revisions to Board Policy 1312.3 – Uniform Complaint Procedures.

On the motion of Henry Lo, seconded by Janet Chin, and carried by a vote of 5 to 0, the Board approved the recommendation to waive the Board Bylaws regarding disclosure of student names for Action Item No. 17.B.

- B. On the motion of Janet Chin, seconded by Bob Bruesch, and carried by a vote of 5 to 0, the Board approved the recommendation to readmit student number 11-12-01 who has completed the rehabilitation plan satisfactorily.
- C. It is recommended that the Board of Education approves the amendment to the Superintendent's Contract as presented.

Erika Anderson, Garcia Calderon Ruiz LLP, addressed the Board regarding the latest information on legislation to reform public employee pensions. As a result, Dr. Sandra Johnson had to decide between choosing to suspend collecting retirement payments or remaining employed by the District. Ms. Anderson explained that her office conducted a comprehensive market study to determine comparable annual salaries for superintendents from 22 nearby districts. Garvey School District rated the lowest in salary by almost \$20,000 at \$148,000 followed by East Whittier School District at \$168,000, and Rosemead School District at \$169,131 (with less than 3,000 students).

Ms. Anderson recommended that the Board approve an increase of the Superintendent's salary by \$21,484 to a total of \$170,000 still leaving the salary as one of the lowest paid in local superintendent salaries. In addition, Ms. Anderson recommended the inclusion of other salary benefits similar to those of other management personnel, and to extend the term of the Superintendent's contract to September 2014.

Henry Lo asked why this discussion was being done in open session. Ms. Anderson stated that Government Code 54942 as recently amended calls for this discussion to be made in a regular Board meeting.

Board members entered into a lengthy discussion of the Superintendent's amended and extended contract.

Janet Chin moved, Tony Ramos seconded, to approve Action Item C as presented.

Bob Bruesch made a substitute motion, Henry Lo seconded to not change the Superintendent's contract and to offer an opportunity for Dr. Johnson to retire and to recruit her as a consultant for the next nine months.

Ms. Anderson stated that the Board should not be suggesting that the Superintendent be asked to do something that is illegal. She cited Education Code 35031.

John Yuen made a substitute motion, Henry Lo seconded, to adjourn to close session and discuss the matter of Action Item C.

The motion carried with a vote of 4 to 1 as follows:

Bob Bruesch	Yes
John Yuen	Yes
Tony Ramos	Yes
Henry Lo	Yes
Janet Chin	No

MOTION TO GO INTO CLOSED SESSION

On the motion of Bob Bruesch, seconded by Tony Ramos, and carried by a vote of 5 to 0, the Board adjourned at 10:25 p.m. to closed session and addressed those items posted on the agenda.

RECONVENE INTO PUBLIC SESSION

The Board reconvened in public at 10:52 p.m.

REPORT OF ACTION TAKEN IN CLOSED SESSION

Tony Ramos indicated that no action was taken during the closed session.

Action Items (Continued)

- C. It is recommended that the Board of Education approve the amendment to the Superintendent’s Contract as presented.

Bob Bruesch moved, Henry Lo seconded, to propose to the Superintendent to agree to retire and maintain her retirement income and agree to work for the District under a consultant contract so that her pay remains the same until June 2013.

The motion failed by a vote of 2 to 3 as follows:

Bob Bruesch Yes
John Yuen No
Janet Chin No
Henry Lo Yes
Tony Ramos No

John Yuen stated the reason for his “No” vote was that he felt that taking this motion was in violation of the law.

Janet Chin moved, Tony Ramos seconded, to approve Action Item C as presented.

The motion passed by a vote of 3 to 2 as follows:

Bob Bruesch No
John Yuen Yes
Janet Chin Yes
Henry Lo No
Tony Ramos Yes

- D. Janet Chin moved, Tony Ramos seconded, to approve the Superintendent’s Contract as presented. The motion carried by a vote of 3 to 2 as follows:

Bob Bruesch No
John Yuen Yes
Janet Chin Yes
Henry Lo No
Tony Ramos Yes

Bob Bruesch stated that he has information showing that tonight’s vote was taken in a direct violation of the Brown Act, with a serial meeting of the Board, because he became aware before tonight’s Board meeting of the outcome of this vote. He asked for an independent investigation from a legal point directed to the District Attorney’s Office regarding tonight’s vote. Mr. Bruesch indicated that two letters would be sent to the County and to the State regarding this matter.

PUBLIC AGENDA ITEMS: None

FUTURE MEETINGS

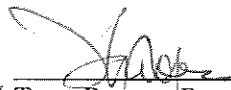
The following are future Board meetings and agenda topics. Public session will begin at 6:30 p.m., and closed session to begin at 7:00 p.m.

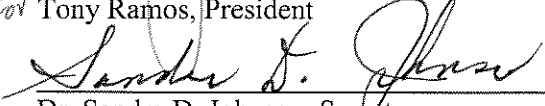
Meeting Date	Agenda Topic
October 4, 2012	

October 25, 2012	
November 15, 2012	
December 13, 2012	

ADJOURNMENT

There being no additional items, the meeting was adjourned at 10:59 p.m.


for Tony Ramos, President


Dr. Sandra D. Johnson, Secretary

**REGISTER OF ATTENDANCE AT GARVEY SCHOOL DISTRICT
BOARD OF EDUCATION REGULAR MEETING**

Bob	Kelly Ho
Peggy Adamas	Cindy Hsu
Ozzie Aguirre	David Huerta
Lola Alano	Tu Cam Huynh
Marie Alexandre	Kevin Huynh
Pedro Almoraz	Connie Jameson
Richard Alvarez	Dian Jiao
Sandra Armenta	Minerva Jimenez
Mary Louise Anderson	Ke Lee Jou
Minh Anderson	Pat Kasababian
Paul Anian	Mike Kenny
Susie Arroyo	Nancy Kugler
Thi Bui	Annie Lam
Susan Byard	Sally Lam
Cathie Camacho	Yadira Lard
Erika Castillo	Angela Lee
Roberto Castillo	Brandon Lee
An Chac	Christine Lee
Larry Chang	Elizabeth Lee
Brinda Lee Chavez	Helen Leung
Edward Chavez	Sue Lee Leung
Mei Chau	Helen Lo
Kay Chen	May Lo
Irene Chew	Mario Lopez
Maureen Chin	Cecilia Losoya
Jennifer Chu	Kristie Lu
Kathleen Coad	Sammi Loung
Britney Conner	Jeff Ludecke
Zoila Cordon	Becky Luo
Adriana De Leon	Emily Ly
Olivia De Leon	John Ly
Elise Dang	Jolene Ly
Gina Dialani	Laura Mac
Johnnie M. Douglas	Gema Macias
Diane Drange	Lupe Maciel
Javier Duran	Frank Maier
Valeria Duran	Raymond Martinez
Claudia Espinoza	Garrett Matsumoto
Griselda Flores	Lcy S. Middleton
Eugenia Gainor	Jana Miranda
Luis Gallardo	Joana Monroy
Jenny Gip	Celia Moreno
Ph Hwa Goh	Cecilia Muro
Gloria C. Gonzalez	Debbie Nakamura
Cornie Goubert	Les Nakasaki
Stephanie Gutierrez	Julie Nava
Jose Hernandez	Mercedes Negrete
Melinda Hernandez	Elizabeth Nguyen
Josie Herrera	Julia Nguyen

Lisa Nguyen
Phuong Nguyen
Alice Nishimoto
Sandra O'Brien
Sandra R. O'Dell
Chris Oda
Scott Osborn
John Peng
Andreana C. Perez
Jackson Pham
Mara Porras
Kim Potras
Cao Man Qian
Julia Ram
Melissa Ram
Fermina Raymundo
Rosa Reyes
Rachel Reyes-Aceytuno
Pam Riley
Crystal Rodriguez
Sylvia E. Rodriguez
Gabriela Romero
Suzana Romo (Maria)
Laura Sakamoto
Janet Sauber
Angelina Saulino
Alayna Sato
John Sau
Elizabeth C. Silva
Greta Smith

Chris Spitler
Gwen Tambe
Jasmine Tang
Ken Tang
Leann Tang
Teresa Tang-Quick
Veronica Tellez
Sanya Namboun Terracina
Lynette Thomas
Tran Tien
Betty Tran
Kathy Trem
Brandon Trien
Brenda Trien
Sidney Trien
Emily Truong
Mony Ung
Manuel J. Vargas
Maria Irma Vasquez
Frank Villagomez
Karla Villarroel
Henry Vo
Vickie Walker
Christopher Wallace
Hank Wang
Denise Williams
Cathy Yamasaki
Kevin Yan
Symphony Yang
Susan Yip