

UNAPPROVED AGENDA

MENDOTA UNIFIED SCHOOL DISTRICT REGULAR BOARD OF TRUSTEES MEETING MENDOTA HIGH SCHOOL LIBRARY

FEBRUARY 27, 2013 – 6:30 P.M.

AGENDA

PLEASE NOTE: *DESIGNATED TIMES FOR CONFERENCE/DISCUSSION ARE ESTIMATES

In compliance with the Americans with Disabilities Act, those requiring special assistance to access the Board meeting room, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact any Board member at (559) 655-4942. Notification at least forty-eight (48) hours prior to the meeting will enable the Board to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids, or services.

Public materials are available for public inspection at 115 McCabe Avenue, Mendota, CA 93640.

1.0 CALL TO ORDER

2.0 ROLL CALL

- | | |
|---------------------|------------------|
| 1. Lupe Flores | 5. Diana Toscano |
| 2. Ismael Herrera | 6. Jesus Zavala |
| 3. Isabel Maldonado | 7. Jose Zavala |
| 4. Araceli Perez | |

3.0 FLAG SALUTE: Esmeralda Luna and Jesus Avila, students at Mendota Junior High will lead in the Pledge of Allegiance.

**4.0 APPROVAL OF THE MINUTES FOR: JANUARY 9, 2013
JANUARY 23, 2013**

5.0 APPROVAL OF THE AGENDA FOR: FEBRUARY 27, 2013

(Additions to the Agenda: the Board may add an item to the agenda if, upon a two-thirds vote, the Board determines that there is a need for immediate action on the matter and the need came to the attention of the District after the posting of this agenda.)

6.0 POTENTIAL CONFLICTS OF INTEREST

(Any Board Member who has a potential conflict of interest may now identify the item and recuse himself or herself from discussing and voting on the matter.) [FPPC § 87105]

7.0 CLOSED SESSION

(a) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 – Two potential actions regarding school sites

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(b) **CONFERENCE WITH LEGAL COUNSEL AND REAL PROPERTY NEGOTIATORS**

NEGOTIATORS: Jerry Suich, Oxbridge Development, Inc., Paul Bunton, BCA Architects, Mike Crass, Superintendent

REAL PROPERTY: Assessor Parcel Numbers

013-380-18S through -25S; 012-160-39 & 013-061-15; 013-431-011S through -26S; 013-432-01S through - 10S; 013-433-01S through-12S; 013-434-01S through - 15S; 012-190-56ST (portion)

(c) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

NEGOTIATORS: Ken Price, District Counsel, Glen Wall & Mike Crass, MUSD

REAL PROPERTY: Assessor Parcel Numbers – 012-210-03t (Mendota Community Center/Mendota Unified School District) & 012-190-39t (Mendota Continuation High School/Fresno County Housing Authority).

TRUSTEES PRESENTATION AND RECOGNITION

Board Presentation and Recognition is for the purpose of recognizing district staff, students, parents and community organizations for exemplary services on behalf of our students.

TRUSTEE'S COMMUNICATIONS

Board Communication provided for the purpose of sharing school-related activities, school visitations, conferences attended, or meetings scheduled.

HEARING SECTION

OPPORTUNITY FOR CITIZENS TO ADDRESS THE BOARD:

Forms are provided for those wishing to address the Board on which may be written the subject of their remarks. The forms should be given to the secretary prior to the meeting. In accordance with District Policy, citizens are asked to keep their comments to four (4) minutes or less.

a) New Elementary School

- (i) **Public Hearing Regarding Site Selection Standards.** Pursuant to Education Code Section 17211, public comment is to be received on the District's evaluation of the proposed School Site C using the Site Selection Standards established by the State Department of Education, California Code of Regulations, Title 5, Sections 14010, *et seq.*
- (ii) **Public Hearing Regarding Project Proximity to Mendota Airport.** Pursuant to Education Code Section 17215, public comment is to be received on the District potentially acquiring property (Site C) located within two nautical miles of an airport runway, and the California Department of Education and Department of Transportation's letters to the District regarding such acquisition.
- (iii) **Project Approval.** Consideration of a Resolution approving the development of New Elementary School No. 3 on Site C and authorizing staff to take those steps necessary to acquire the property.

RECOMMENDATION: Approval.

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- (iv) **Public Hearing Regarding Adoption of Resolutions of Necessity & Adoption of Resolutions.** Pursuant to Code of Civil Procedure Section 1245.235, the Board is holding a public hearing to consider the proposed Resolutions of Necessity for Site C. The Board only need hear from those persons that filed a written request to be heard on this matter. After closing the public hearing, the Board may consider adopting the Resolutions of Necessity to commence Eminent Domain actions on behalf of the District for both properties described below (collectively, Site C). The Board must adopt each Resolution of Necessity with a 2/3rds vote.

Site C: Assessor's Parcel Numbers 013-431-01S through 013- 431-26S, 13-432-01S through 013-432-10S, 01 431-01S through 013-433-12S, and 013-434-01S through 013-434-15S; and further identified as lots 1 through 63 of Tract No. 5491, Hacienda Gardens Phase 4, in the City of Mendota,

County of Fresno, California, which is vacant land constituting 14.20 acres (the "Hacienda Gardens Property"); and, a portion of Outlot A of Tract No. 4230, Hacienda Gardens, Phase 2, in the City of Mendota, County of Fresno ("Outlot A Property")

BOARD OF EDUCATION STUDY AND STAFF REPORTS

District Staff will present STAFF REPORTS and BOARD STUDY SESSIONS materials to the Board of Education.

Update on Various Grants Submitted & Grant Opportunities

Update Agreement Between MUSD and West Hills Community College/Measure Q

Update on Custodial Safety

Presentation on Art Instruction School

California Consulting

M.Crass/P.Lopez

Robert Salinas

Jorge Arreola

SUPERINTENDENT'S REPORT

The Superintendent's Report is provided for the purpose of making announcements, scheduling meetings and study sessions, conference summaries and other information to keep the Board of Education abreast of the operations of the School District.

- 8.0 **APPROVAL OF CONSENT ITEMS:** Items 8.0 through 13.4 All items shall be considered as Consent Agenda and voted on by a single motion unless withdrawn by a Trustee or Superintendent for separate action.

There is no discussion of these items prior to the Board vote unless a member of the Board or Staff requests specific items be discussed and/or removed from the Consent Agenda.

- 9.0 **SUPERINTENDENT**

10.0 **BUSINESS SERVICES**

- 10.1 Approval of warrants: **NONE**

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- 10.2 Approval of payment to Lozano Smith, LLP for legal services rendered not-to exceed \$4,748.50.
- 10.3 Approval of payment to Baker Manock & Jensen for legal services rendered not-to exceed \$7,162.90.

11.0 **CURRICULUM**

12.0 **ADMINISTRATIVE SERVICES**

- 12.1 Approval for Pumas Soccer Team to use the McCabe Elementary Soccer field for practice and games from January 27, 2013 – January 27, 2014. Pumas Soccer Team will adhere with all Mendota Unified School District guidelines, policies and procedures.
- 12.2 Approval for TutorWorks to use a classroom at McCabe Elementary 2 additional days (first request approved and submitted February 13, 2013).
- 12.3 Approval for Rivers of Living Waters Christian Church to use the Mendota High School Cafeteria on April 12, 2013 from 5:00 p.m. to 10:00 p.m. and April 13, 2013 from 7:00 a.m. to 2:00 p.m. for their Women's Conference. Rivers of Living Waters Christian Church will adhere with all Mendota Unified School District guidelines, policies and procedures.
- 12.4 **RESOLUTION #169-1213**; Resolution of the Mendota Unified School District Board Of Trustees approving the New Elementary School Project and site. **ROLL CALL VOTE:**
A. Perez _____; **Jesus Zavala** _____; **D. Toscano** _____; **I. Maldonado** _____;
I. Herrera _____; **L. Flores** _____; **Jose Zavala** _____.

13.0 **PERSONNEL**

- 13.1 Approval to hire Christina Castillo as 5th grade teacher (QEIA) at McCabe Elementary as recommended by the Interview Panel.
- 13.2 Approval to hire Richard Garcia as Migrant Summer School Principal as recommended by the Interview Panel.
- 13.3 Accept the letter of resignation from Mona Maldonado effective February 4, 2013
- 13.4 Approval to hire Jose Reyes as Varsity Baseball Coach at Mendota High School as recommended by the Interview Panel.

14.0 **CLOSED SESSION**

- 14.1 **GOVERNMENT CODE SECTION 54957**
PUBLIC EMPLOYEE
EMPLOYMENT/APPOINTMENT/DISCIPLINE/DISMISSAL/RELEASE

14.2 The board will consider the following expulsion:

Case# 0213-9096

Case# 0213-131252

15.0 **RECONVENE INTO OPEN SESSION**

16.0 **ADJOURNMENT**