

**MINUTES  
BOARD OF EDUCATION MEETING  
LA MESA-SPRING VALLEY SCHOOL DISTRICT  
REGULAR MEETING: June 1, 2010**

The meeting was called to order at 7:03 p.m. at the Education Service Center by the President, Dr. Turner.

The President led the Pledge of Allegiance to the Flag.

Board members present: Duff, Halgren, Turner

Board members absent: Baber, Winet

Staff members present on assignment: Bender, Marshall, Martinez, Yoshihara, Walker

It was moved by Duff, seconded by Halgren, and carried unanimously to approve the minutes of the regular meeting of May 18, 2010, as presented.

**COMMUNICATIONS**

A ROSE (Recognition of Outstanding Service to Education) Award, sponsored by the LMSV Educational Foundation, was presented to Christina Hicks, Parent, La Presa Middle and La Presa Elementary Schools; and President, Mt. Helix Council PTA by Debra Sands, Counselor, and Mike Allmann, Principal, La Presa Middle; Daleena Harker-Reid, Counselor, Kempton Elementary; and Peter Dean, Principal, La Presa Elementary.

Letter from Jr. Achievement commending the ESS Department for preparing students to visit the Junior Achievement BizTown event

Invitation to Casa de Oro Elementary School's 60<sup>th</sup> Anniversary Open House

2009-10 Third Interim Report

PowerPoint for the 2009-10 Third Interim Report

Memo from Claudia Bender, Assistant Superintendent, Human Resources, regarding a revision to Resolution 09-10-38, *Layoff and/or Reduction in Hours of Classified Employees*

**AGENDA**

It was moved by Duff, seconded by Halgren, and carried unanimously to approve the agenda as presented.

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ESTABLISHMENT OF QUORUM**

**MINUTES**

5/18/10 regular meeting, as presented

**COMMUNICATIONS**

ROSE Award – Christina Hicks

Jr. Achievement  
Commendation: ESS  
preparation for BizTown event

CDO 60<sup>th</sup> Anniversary  
Open House

3<sup>rd</sup> Interim Report

PowerPoint for 3<sup>rd</sup> Interim Rpt.

C. Bender, Asst. Supt., HR  
Revision to Resolution  
09-10-38

**AGENDA**

Approved as presented

**HEARING SESSION**

**HEARING**

The President announced a hearing for anyone who wished to address the Board on any topic relating to public education.

Jerry Lecko, Chairman, Citizens’ Bond Oversight Committee, expressed interest in speaking regarding Item B-4, regarding interfund transfers. The President announced she would call him to speak immediately prior to that item.

J. Lecko, Chairman, CBOC.  
Will speak at Item B-4,  
Interfund Transfers between  
District Gov’t. Funds

At 7:20 p.m. Mr. Winet arrived at the session.

Rhona Moore, Parent, Murdock Elementary and Parkway Middle Schools; and Chair, District Advisory Council, commended staff at these schools for their dedication to teaching and for making themselves available to her children

R. Moore, Parent, MUR/PKMS;  
DAC Chair  
Commendation: Staff at MUR  
& PKM for their dedication

**REPORTS OF OFFICERS OF THE BOARD**

**REPORTS**

The California Distinguished Schools Award identifies and honors those schools that have demonstrated educational excellence for all students and progress in narrowing the achievement gap. This year Casa de Oro, Rancho, Rolando and Sweetwater Springs Elementary Schools were invited to apply for the California Distinguished Schools Award. All four schools were selected as a California Distinguished School. Principals John Parsons, Casa de Oro; Andrew Smith, Rancho; Guido Magliato, Rolando; and Monica Robinson, Sweetwater Springs Elementary School presented the two practices highlighted in the application and responded to clarifying questions. The Board commended and congratulated the principals and staff at these schools.

CA School Recognition  
Program

**HEARING SESSION (cont.)**

**HEARING (cont.)**

The President announced a hearing for anyone who wished to address the Board on any topic relating to Categorical Flexibility Transfers for 2010-11. There being no one wishing to address the Board, the session was closed.

**REPORTS OF OFFICERS OF THE BOARD (cont.)**

**REPORTS (cont.)**

The District’s 2009-10 Third Interim Report was updated reflecting the latest information since the Second Interim Report was presented to the Board on March 2, 2010. The 2009-10 revenues and expenditures were revised using the latest information provided by the California Department of Education, School Services, and the San Diego County Office of Education. It was reported that by the end of June 2010 the state has deferred 25 percent of all payments. There was discussion regarding 2010-11 cash flow issues and deferrals from the state. The Proposed Budget will be submitted to the Board for final approval on June 15, 2010 and the Adopted Budget will be submitted to the Board for final approval on June 29, 2010. David Yoshihara, Assistant Superintendent, Business Services, presented additional information on the budget and responded to clarifying questions.

2009-10 Third Interim Report

**NEW BUSINESS**

It was moved by Halgren, seconded by Duff, and carried unanimously to adopt Resolution 09-10-34, Approving Categorical Flexibility Transfers for 2010-11.

It was moved by Duff, seconded by Halgren, and carried unanimously to approve the Budget Study Committee Recommendations.

It was moved by Duff, seconded by Halgren, and carried unanimously to approve the 2009-10 Third Interim Report.

Resolution 09-10-35, Temporary Interfund Transfers Between District Governmental Funds

Jerry Lecko, Chair, Citizens’ Bond Oversight Committee, stated the Superintendent attended a special CBOC meeting where he presented a proposed resolution and explained that school districts are permitted to take short-term loans from any fund, including Fund 21 (Proposition M), as necessary. Mr. Lecko expressed concern that a precedent may be set regarding this action, although the CBOC supported the resolution before the Board in light of the severe economic crisis and multiple apportionment deferrals that have been inflicted by the State of California.

There was discussion regarding the resolution in the Board packet being different from the one presented to CBOC. The resolution presented to CBOC contained specific language regarding Fund 21 (Prop M) and there was a question if CBOC would have supported the resolution without specific Fund 21 language and the importance of being transparent with the public about what the District is doing. There was additional conversation that the resolution in the Board packet allows the Superintendent to conduct business as required and transfer from any fund as necessary. A memo from the Superintendent to the Board reiterated the original draft resolution.

It was moved by Halgren, seconded by Duff and approved with the following vote to modify and adopt Resolution 09-10-35, as presented to the CBOC, specifically identifying Fund 21 (Proposition M), adding the following language:

*WHEREAS, Fund 21 will be the last fund borrowed against and the first to be repaid; and*

*WHEREAS, upon receipt of TRANS funds, anticipated to be received on July 1, 2010, Fund 21 will be immediately repaid.*

Ayes: Duff, Halgren, Turner; Noes: Winet; Absent: Baber

It was moved by Halgren, seconded by Duff, and carried unanimously to approve the following:

Purchase Orders D13447 through D13528 totaling \$182,189.95

Warrants May 7, 2010 through May 19, 2010 totaling \$741,484.14

**NEW BUSINESS**

**Res. 34, Approving Categorical Flexibility Transfers for 2010-11**  
Adopted

**Budget Study Committee Recommendations**  
Approved

**2009-10 Third Interim Rpt.**  
Approved

**Res. 35, Interfund Transfers**

J. Lecko, Chairman, CBOC  
Interfund transfers

**Res. 35, Temporary Interfund Transfers between Governmental Funds**  
Adopted

**Consent Calendar**  
Approved

Purchase Orders

Warrants

Expenditures in the amount of \$10.00

Revolving Cash Fund  
Reimbursements from the  
General Fund

There have been no travel requests since the last Board meeting.

Travel

Award of bid for concrete flatwork, ramps, stairs and handrails  
at Fletcher Hills Elementary School

Concrete bid at FLH

Award of bid for lower emission school bus retrofit project

Bid for bus retrofit project

Approval of change order for playground installation at Fletcher  
Hills Elementary School, Bid #FB4-09/10

Change order for playground  
installation at FLH

Authorization to Return Leased Equipment to Xerox  
Corporation

Return Xerox equipment

Rejection of Claim – Student at Maryland Ave. Elementary  
School

Claim rejection – MAA

It was moved by Halgren, seconded by Duff, and carried unanimously to  
adopt Resolution 09-10-36, Temporary Transfer of Funds from the San  
Diego County Auditor and the County Treasurer

**Res. 36, Fund Transfer from  
S.D. County Auditor &  
County Treasurer**  
Adopted

It was moved by Duff, seconded by Halgren, and carried unanimously to  
adopt Resolution 09-10-37, Designating Persons to Prepare and Submit  
Documents Pertaining to Impact Aid Under PL 874

**Res. 37, Persons  
Preparing/Submitting  
Documents Pertaining to  
Impact Aid**  
Adopted

It was moved by Duff, seconded by Halgren, and carried unanimously to  
accept the following gifts with thanks: \$2285 from Avondale Elementary  
School PTA to Avondale Elementary to be used for study trips; and \$700  
from Mark & Lorraine Kelly, Parents, La Mesa Middle School, to be  
used for the band and orchestra programs.

**Gifts – AVO & LMMS**  
Accepted with thanks

It was moved by Duff, seconded by Halgren, and carried unanimously to  
authorize staff to enter into an Agreement with Orange County  
Department of Education for Medi-Cal Administrative Activities

**Agmt. w/Orange County  
Dept. of Ed for Medi-Cal  
Administrative Activities**  
Authorized

It was moved by Duff, seconded by Halgren, and carried unanimously to  
authorize staff to enter into a Special Education Master Contract with  
Banyan Tree Learning Centers

**Sp. Ed. Master Contract with  
Banyan Tree Learning Ctrs.**  
Authorized

**HUMAN RESOURCES RECOMMENDATIONS**

**HR RECOMMENDATIONS**

It was moved by Halgren, seconded by Duff, and carried unanimously to  
approve standard Human Resources recommendations.

**Human Resources  
Recommendations**  
Approved

It was moved by Duff, seconded by Halgren, and carried unanimously to  
adopt Resolution 09-10-38, Layoff and/or Reduction in Hours of

**Res. 38, Layoff/Reduction in  
Classified Hours**

Classified Employees as revised, changing the effective date to 7/23/10, allowing 45 days notice to Classified employees.

Adopted as revised

It was moved by Winet, seconded by Duff, and carried unanimously to authorize staff to Implement an Early Retirement Incentive Program for Classified Non-Management Employees and Classified Supervisors and Enter into a Contract with Public Agency Retirement Services (PARS)

**Early Retirement Incentive  
for classified non-mgmt. and  
classified supervisors/  
Contract with PARS**  
Authorized

### **ANNOUNCEMENTS, REPORTS, COMMUNICATIONS FROM THE BOARD**

Mr. Duff announced Kathleen Brand, a teacher at La Mesa Middle School, took a group of students to the American Legion building on May 21 where they cleared and organized the area and re-made a bench, doing a great job.

At 9:20 p.m. the President announced a recess.

### **CLOSED SESSION**

At 9:30 p.m. the President called for a closed session to discuss negotiations update – LMSV Teachers Association; negotiations update – California School Employees Association (Chapter 419); negotiations update – Non-represented Employees Groups; and conference with legal counsel – anticipated litigation. The Superintendent; Board; and Assistant Superintendents Business, Human Resources and Learning Support adjourned to the session, which was held in the Boardroom.

The President reconvened the meeting at 9:46.

It was announced the following action was taken in closed session: It was moved by Halgren, seconded by Winet and carried unanimously, with Baber absent, to approve a settlement agreement with the named parent in the amount of \$12,825.50, \$4800.00 for attorney costs and up to the remaining balance to be paid for comprehensive education services, upon submittal of invoices.”

The meeting was adjourned at 9:47 p.m.

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Brian Marshall, Secretary to the Board of Education

Approved and ordered into the proceedings of the District at the next regular meeting of the Board of Education to be held June 15, 2010.

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Bill Baber, Clerk of the Board of Education