

**REGULAR MEETING OF THE  
SANTA MARIA JOINT UNION HIGH SCHOOL DISTRICT  
BOARD OF EDUCATION  
AUGUST 4, 2015**

**OPEN SESSION**

Mr. Tognazzini called the meeting to order at 5:30 p.m. The board immediately adjourned to closed session.

**RECONVENE IN OPEN SESSION**

Mr. Tognazzini called the meeting to order at 6:30 p.m. Dr. Garvin led the Flag Salute.

**ANNOUNCE CLOSED SESSION ACTIONS**

Mr. Tognazzini welcomed everyone. He called attention to the fact that the agenda is now available in Spanish and will be available at the meetings.

Dr. Richardson announced the closed session items. The board approved certificated and classified personnel actions as submitted and approved the recommendations on student matters. The board was updated on real property negotiations and had discussion with legal counsel.

**REPORTS**

**Superintendent's Report**

There will be a Ribbon Cutting and Opening Ceremony for the new building at Santa Maria High School on Saturday, August 29th at 10:00 a.m. It was best to move it back since school was beginning and so the mayor could attend.

There were several summer projects and Dr. Richardson thanked all the staff (especially the classified staff) that have worked on the campuses to make sure the work was completed. The projects included removal of the breezeway overhang at SMHS, resurfacing of the purple track at RHS and working on the roof of the RHS gym. Summer is two months now and it compresses the timetable for our crews to get this done and they have done a wonderful job.

The Bilingual Program is doing outreach with the Mixteco population. Mixteco is a different language from Spanish. Congratulations to Maria, to her staff and to the translators that are involved in that project.

He is looking forward to an exciting and peaceful school year.

**Board Member Reports**

Mr. Palera: He echoes what the Superintendent said. Summer has flown by and he knows there is a lot of work that goes on at the sites. Kudos to all of those that helped.

Dr. Karamitsos: She is excited for the start of the new year and the new programs. She hopes there is a speedy and quick resolution for the new CTE site. She will be more proactive in getting her site visits scheduled and getting them on the calendar.

Dr. Garvin: He is appreciative of all the photos in the board agenda and looks forward to all the updates. The Spanish Speakers are appreciative of the translators and the district is lucky to have them all participate and be so accommodating. There are a lot of folks comfortable speaking to the board.

Mr. Tognazzini: If you haven't seen the front of Santa Maria High School (the part facing Broadway), please go take a look. The landscaping looks great. He and Dr. Richardson ran into some people that attended SMHS and they were ecstatic at the way the school is looking. He is looking forward to the new school year and the exciting things that are happening.

### **ITEMS SCHEDULED FOR ACTION**

#### **INSTRUCTION**

##### **Textbook Review**

The following textbooks were presented to the Board of Education for preview. These textbooks are aligned with the common core.

##### ***SMHS International Language Department / Marianne Angel***

Title: Avancemos, Level 3  
Author: Gahala, Carlin, Heining-Boynton, Otheguy, Mondloch  
Publisher: Houghton Griffin Hartcourt  
Copyright: 2013

##### ***ERHS Visual & Performing Arts Department / Ricardo Gabaldon***

Title: Mariachi Music in America  
Author: Daniel Sheehy  
Publisher: Oxford University Press  
Copyright: 2006

Title: Music in Mexico  
Author: Alejandro Madrid  
Publisher: Oxford University Press  
Copyright: 2013

A motion was made by Dr. Garvin, seconded by Mr. Palera and carried with a 4-0 vote to preview the textbooks and approve them upon the second reading at the next board meeting.

**Quarterly Report on Williams Uniform Complaints**

Pursuant to Education Code Section 35186, the governing board of a school district must conduct a public hearing to report the quarterly report that was submitted in July 2015 on the Williams Uniform Complaints for the months of April- June 2015. Righetti High school reported 5 complaints on Instructional Material but these 5 complaints were resolved. No other site has reported complaints in the general subject areas of Textbooks and Instructional Materials, Teacher Vacancy or Misassignments, Facilities Conditions or Valenzuela/CAHSEE Intensive Instruction and Services.

Mr. Davis explained that the complaints were regarding the new tablet distribution to Home School Students. It has been resolved.

A public hearing was required. The public hearing was opened. There were no comments made. A motion was made by Dr. Garvin, seconded by Mr. Palera and approved with a 4-0 vote to approve the Williams Quarterly Report as presented.

**BUSINESS**

**Retention of Commercial Warrant Documentation**

In accordance with Education Code 42634, and the California Code of Regulations, Title 5, Sections 16025 and 16026, the district is required to provide complete support documentation for each commercial warrant presented to the County Office of Education for payment.

The County Office of Education has agreed to allow the district's eligible for a discretionary audit of certain commercial warrants rather than an audit of one hundred percent (100%) of commercial warrants produced weekly. This option saves staff time producing copies as well as the cost of copies.

The terms of the agreement between the district and the County Office of Education are contained in a Memorandum of Understanding (MOU) on file at the District Support Services Center Business Office. This MOU is a renewal of an agreement originally entered into in March 2006.

A motion was made by Dr. Karamitsos, seconded by Dr. Garvin and a question was raised by Dr. Karamitsos. Are there any issues with the external auditors? Ms. Ortiz explained that there was not. The motion carried with a 4-0 vote.

**Public Hearing to Receive and Expend Educational Protection Account ("EPA") Funds – Resolution # 3-2015-2016**

Educational Protection Account "EPA" funds result from the passage of Proposition 30 "Temporary Taxes to Fund Education. Guaranteed Local Public Safety Funding" in November of 2012. As part of the requirements of the law, the money raised from the taxes was to be set aside in an "EPA" account. For the 2015-16 year, the CDE has indicated that EPA funds will be disbursed to school districts on a quarterly basis: September, December, March, and

June. As per the District's 2015-16 Adopted Budget, EPA funds are estimated to be \$10,695,661.

Prior to spending the funds, districts are required to hold a public meeting to discuss and approve the use of the EPA funds. Funds may be spent on virtually any allowable expense other than administrative expenses. For Santa Maria Joint Union High School District, it is proposed that the EPA funds be used for employee salaries, wages, and benefits in the functions deemed allowable under the law. In the months that funding is received, the EPA account will be charged for such allowable expenses. At the conclusion of the fiscal year, and as part of the District's year end closing process, a report showing the expenditure of the EPA funds will be posted, as required, on the District's website. It should be noted that these EPA funds are not "new" money; rather they represent a cut that was avoided with the passage of Proposition 30.

No public comments were made. A motion was made by Dr. Garvin, seconded by Dr. Kar-amitsos and carried with a 4-0 roll call vote to approve Resolution #3-2015-2016 regarding the use of EPA funding.

A Roll Call Vote was Required:

Mr. Tognazzini	Yes
Dr. Garvin	Yes
Dr. Karamitsos	Yes
Ms. Perez	Absent
Mr. Palera	Yes

**Approval of the replacement of Frank Schipper Construction with Vernon Edwards Constructors to perform Construction Services for the Performing Arts Center project at Pioneer Valley High School**

The Santa Maria Joint Union High School District ("District") has received DSA approval and the Board's direction to proceed with construction of a 298-seat auditorium project that will establish a Performing Arts Center at Pioneer Valley High School. In April 2015 the Board authorized a preconstruction agreement with Frank Schipper Construction following a competitive selection process involving the District's prequalified preconstruction/construction firms. To date, Schipper has produced preliminary cost estimates, value engineering options, and a preliminary construction schedule.

In June 2015, Frank Schipper Construction elected not to pursue entering into a Lease Lease-Back (LLB) agreement with the District to deliver the project. Subsequently, the District requested fee proposals, in the form of a Guaranteed Maximum Price (GMP) for LLB method of project delivery, from the two firms ranked after Schipper during the April 2015 selection process: Bernards Brothers Construction and Vernon Edwards Constructors.

Following receipt and verification of the GMPs, the District has determined that Vernon Edwards Constructors offers the most advantageous proposal and is recommending the selection of Vernon Edwards Constructors to perform construction services for the project.

Yuri Calderon from CFW presented information for agenda item #3 and agenda item #6. Frank Schipper has bowed out and they went through the competitive process and found another company that will use the Lease Lease-back program with the district. Both of the contractors came back and one was comparable to Frank Schipper. It was Vernon Edwards (which is the same company that built the new SMHS building). The project had already went to DSA so there are some issues but the site work has been done.

A motion was made by Dr. Garvin, seconded by Mr. Palera and approved with a 4-0 vote to approve Vernon Edwards Constructors' Guaranteed Maximum Price of \$8,797,444 to deliver the Performing Arts Center project at Pioneer Valley High School under the Lease Lease-back method of project delivery.

### **Exclusive Sales of Beverage Products**

The district requested proposals for the exclusive sales of beverage products on district properties from Coca-Cola, Pepsi, and 7-Up.

District Administration reviewed the proposals. A recap of the comparison of proposals was presented at the meeting. 7-Up Bottling Company offered the best proposal.

Dr. Karamitsos asked whether anyone has asked 7-Up or any of the bottling companies about assistance with the hydration stations. They could advertise on them. She also wanted to confirm that we are not selling sodas or energy drinks during the school day. Ms. Ortiz said that federal law prohibits us from selling sodas until thirty minutes after the school day ends and on weekends. The district does not sell energy drinks.

Reese Thompson gave an update about the status of the hydration stations. They have installed some and have purchased more to install. There is one at the small gym at SMHS. Plant managers have been involved to select areas to install them.

A motion was made by Dr. Karamitsos, seconded by Dr. Garvin and approved with a 4-0 vote.

### **2015-2016 Budget Revisions – Appendix C**

Education Code Section 42127 (i) (4) specifies that within 45 days of the State Adopted Budget, the district shall make available for public review any revision in revenues and expenditures, and the Governing Board take action for approval.

On June 24, 2015, Governor Brown signed into law the State's 2015-2016 budget. Items in the final budget included a decrease in one-time Discretionary Funding an increase in Lottery Funding, and new one-time restricted funding for our "Educator Effectiveness Program".

Brenda Hoff presented a PowerPoint explaining the 45-day budget revision. Significant shifts between the lines but bottom line change is not that significant. New is the Educator Effectiveness Grant. We have three years to spend it and the amount we receive is based on the CALPADS information (using last year's teacher information).

Dollar amounts are listed in Appendix C. A motion was made by Dr. Karamitsos, seconded by Mr. Palera and carried with a 4-0 vote to approve the revision to the 2015-2016 Budget.

**Approve the Guaranteed Maximum Price proposal in the amount of \$8,797,444 by Vernon Edwards Constructors to construct the Performing Arts Center project at Pioneer Valley High School under the Lease Lease-back method of project delivery**

The Santa Maria Joint Union High School District (“District”) has received DSA approval and the Board’s direction to proceed with construction of a 298-seat auditorium project that will establish a Performing Arts Center at Pioneer Valley High School.

In June 2015, Frank Schipper Construction elected not to pursue entering into a Lease Lease-back (LLB) agreement with the District to deliver the project. Subsequently, at the District’s invitation, Vernon Edwards Constructors provided a fee proposal to the District, in the form of a Guaranteed Maximum Price (GMP) for LLB method of project delivery, on July 27. The GMP provides a total, all-in cost for delivering the Performing Arts Center project of \$8,797,444.

Vernon Edwards’ GMP proposal was reviewed by the District and its program manager Caldwell Flores Winters, Inc. and deemed acceptable to the approved project budget. The District thus recommends the approval of Vernon Edwards’ GMP for a total, all-in price of \$8,797,444.

Yuri Calderon from CFW spoke about this agenda item and agenda item #3. Dr. Karamitsos asked if there is cost that we can recoup. Mr. Calderon explained that they are increasing the amounts of grants that they are submitting to the project and setting up a program reserve in the anticipation that we have changes. They are looking at other components as well.

A motion was made by Dr. Garvin, seconded by Dr. Karamitsos and carried with a 4-0 vote to approve Vernon Edwards Constructor’s Guaranteed Maximum Price of \$8,797,444 to deliver the Performing Arts Center project at Pioneer Valley High School under the Lease Lease-back method of project delivery.

**CONSENT ITEMS**

A motion was made by Dr. Garvin, seconded by Dr. Karamitsos and carried with a 4-0 roll call vote to approve the consent items as presented.

**ROLL CALL VOTE:**

Mr. Tognazzini	Yes
Dr. Garvin	Yes
Dr. Karamitsos	Yes
Ms. Perez	Absent
Mr. Palera	Yes

**REPORTS FROM EMPLOYEE ORGANIZATIONS**

Tami Contreras/CSEA: The Faculty Association asked her to speak on their behalf. The FA and District will be negotiating on August 27<sup>th</sup>. They are looking forward to that. She also shared that she and Stacy Newby attended the CSEA annual meeting. Since being elected president she has tried to build bridges and feels that they have been successful at doing so but feels that they have reached a stumbling block. Please do not take this as naivety. She wanted to end on a positive note that they are encouraged by the filling of new positions and hiring of staff.

**OPEN SESSION PUBLIC COMMENTS**

Dax Balzer: He said he was clearing up confusion. He is leaving because of the Board and administration. He heard that the district won't replace him. That will hurt the CTE programs. He is disappointed in the Board and disappointed in himself for leaving.

**ITEMS NOT ON THE AGENDA**

There were no items discussed that were not on the agenda.

**NEXT MEETING DATE**

Unless otherwise announced, the next regular meeting of the Board of Education will be held on September 8, 2015. Closed session begins at 5:30 p.m. Open session begins at 6:30 p.m. The meeting will be held at the District Support Services Center.

**FUTURE REGULAR BOARD MEETINGS FOR 2015**

Tuesday, October 13, 2015  
Tuesday, November 10, 2015  
Tuesday, December 8, 2015

**ADJOURN**

The meeting was adjourned at 7:14 p.m.