

Durham Unified School District
Regular Meeting of the Board of Trustees
Tuesday, March 28, 2017
7:30 p.m.
(RETURN TO OPEN SESSION AT 7:30 P.M.)
District Boardroom
9420 Putney Drive, Durham, CA 95938

AGENDA

A. CALL TO ORDER

B. MOVE TO CLOSED SESSION

C. CLOSED SESSION

1. Conference with Labor Negotiators Agency designated representatives: Board President Ed McLaughlin, Unrepresented Employee(s): Superintendent (Government Code 54957.6)
2. Conference with Labor Negotiators Agency designated representatives: Superintendent Len Foreman
Employee Organizations: Administrative, CTA, CSEA, and Classified Confidential (Government Code 54957.6)
3. Public Employee Discipline / Dismissal / Release / Complaint (Government Code 54957)
4. Public Employee Performance Evaluation: Superintendent (Government Code 54957)
5. Public Employee Appointment/Employment Government Code Section 54957, Title: Superintendent

D. RETURN TO OPEN SESSION

E. PLEDGE OF ALLEGIANCE

F. REPORT OF ACTION TAKEN IN CLOSED SESSION

G. ORDER OF AGENDA

H. ITEMS FROM THE PUBLIC

The law allows the public to address the governing board on any school district matter, whether or not it is on the agenda, but the law prohibits action or discussion by the Board on non-agenda items.

*A person wishing to be heard by the Board shall first be recognized by the president and shall then proceed to comment as briefly as the subject permits. **Individual speakers shall be allowed three minutes to address the Board on each agenda or non-agenda item. The Board shall limit the total time for public input on each item to 20 minutes.** With Board consent, the president may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add. (BB 9323)*

I. DISTRICT REPORTS

- 1. Principals
- 2. Business Manager
- 3. Superintendent

J. ITEMS FROM THE BOARD

K. CONSENT AGENDA

Pages

- 1. Minutes of Regular Meeting March 13, 2017 1-4
- 2. Minutes of Special Meeting March 17, 2017 5

3. COACHES:

DIS Basketball Volunteers:

- 1. Carson Neely
- 2. Ellsese Mello Battitta
- 3. Joseph Messick

Softball:

- 1. Sammi Minter JV Paid Position
- 2. Bryan Parke JV Volunteer
- 3. Caitlyn Seymour JV Volunteer

Track:

- 1. Natalie Jones Paid Position
- 2. Dana Bill Volunteer
- 3. Gilbert Zamora Volunteer
- 4. Andrew McCutcheon Volunteer

Baseball:

- 1. Andrew Teats Volunteer

Golf:

- 1. Carson Hunt

Volleyball:

- 1. Dan Gellerman Varsity Paid Position

Fall 2017-2018 Football:

- 1. Brev Creech Defensive Coach and JV Coach, Paid
- 2. Phil Jones Varsity, Volunteer
- 3. Gran Riley Offensive Coach, Paid
- 4. Skip Riley Head Coach, Paid
- 5. Brenda Seegert Strength & Conditioning, Volunteer
- 6. Jason Slightom JV Offensive Coach, Volunteer

4. CLASSIFIED HIRES:

- Ashley Schaffert Special Educator Para Pro 5.75 hrs. 3-10-2017
- Kelly Warden Instructional Aide/Yard Duty 6.25 hrs. 3-06-2017

5. CERTIFICATED RESIGNATION:

- Stephanie Bohannon 6-2-2017

6. Field Trip Request

Pages

Location	Date of Event	School Site	
San Francisco – Spanish IV	April 19-20, 2017	DHS	6
Shady Creek Outdoor School Nevada City, CA	April 24-28, 2017	DIS	7
Honors Trip –Six Flags, Vallejo, CA	May 19, 2017	DIS	8
8 th Grade- Golfland/Sun Splash, Roseville, CA	June 1, 2017	DIS	9

L. DISCUSSION/ACTION ITEMS:

1. Announcement regarding Superintendent hiring.
2. Consideration/Approval of Board Policy 4127 Temporary Athletic Team Coaches. 10-12
3. Approve donation from Durham Community Foundation of \$2800 to David Hurd - inspection services, and \$7246.12 to Moloney Construction - concrete services, for the Stadium/Coliseum Phase II Project.

M. RETURN TO CLOSED SESSION

N. CLOSED SESSION

O. RETURN TO OPEN SESSION

P. REPORT OF ACTION TAKEN IN CLOSED SESSION

Q. NEXT BOARD MEETING DATE: April 19, 2017

R. ADJOURNMENT

Notes: *Agenda item documents are available for public inspection during regular business hours at the District Office.
 **Handout will be provided at the board meeting. If you require special accommodations to participate in the meeting, please advise Tina Blenn, District Secretary, 48 hours in advance at 895-4675 x227

Durham Unified School District
Regular Meeting of the Board of Trustees
Monday, March 13, 2017

6:00 p.m.

(RETURN TO OPEN SESSION AT 7:00 P.M.)

District Boardroom
9420 Putney Drive, Durham, CA 95938

MINUTES

A Regular Meeting of the Board of Trustees of The Durham Unified School District was held in the Durham Unified School District Board Room on March 13, 2017.

Trustees Present: Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam
Trustee Absent: None
Staff members present: Superintendent Leonard Foreman, District Secretary Tina Blenn, Business Manager Ron Sherrod, Principal Shirley Williams, Principal Jeff Kuhn, Principal Terry Bennett and School Psychologist/Director of Special Education Terry Quinto
Staff members absent: none

A. CALL TO ORDER

President Ed McLaughlin called the meeting to order at 6:00 p.m. in the Durham Unified School District Board Room.

B. MOVE TO CLOSED SESSION

C. CLOSED SESSION

D. RETURN TO OPEN SESSION

President Ed McLaughlin reconvened the meeting to open session at 7:10 p.m.

E. PLEDGE OF ALLEGIANCE was led by Trustee Kathy Horn

F. REPORT OF ACTION TAKEN IN CLOSED SESSION

No action taken

G. ORDER OF AGENDA

No change to the Agenda

H. ITEMS FROM THE PUBLIC

Anne Kuhn, Nicole Kuhn, Megan Sanchez, Elisa Sanchez, Megan Renner, Lorna Valdez, Alicia Rock, Nicole Rabo-Jarmush, Teresa Tolzmann and Alison Brigham addressed their concerns and support of educator, Stephanie Bohannon.

Harry Lindahl spoke on the 5 year cycle of budget and deficits and the need to address Durham Unified School District retention of educators.

I. DISTRICT REPORTS

1. Principals

Shirley Williams, DES Principal gave an update on the following:

CAASPP/State Assessments Update

3rd Grade VAPA performances

DES Gala March 24th, 2017

Professional Development

AVID Elementary tour: Luther Elementary in Live Oak, CA March 30, 2017

DES Garden Project: Waterlines in place

Enrollment: 463 students

Jeff Kuhn, DIS Principal gave an update on the following:

PEG papers have been graded

Medieval Feast Friday, March 31, 2017

Shady Creek Outdoor Education is the last week of April

Pat Riley has been nominated as the Certificated Teacher of the Year from DIS

SBAC testing the first two weeks of May

Enrollment: 232 students

Jeff Kuhn, Director of MOT gave an update on the following:

Hired a temporary driver, Suzan Hickman

Many field trips scheduled; busy organizing transportation

Thank you grounds staff for keeping our campus maintained

Terry Bennett, DHS Principal gave an update on the following:

Becky Bill is the Certificated Teacher of the Year at DHS

Professional Development continues on April 3, 2017

ASB hosted SCUD Saturday March 11, 2017

Camp Royal interviews March 15, 2017

Butte College Reg-To-Go March 15, 2017

Band to Disneyland March 23, 2017

Spring Band concert April 5 at 7pm

Spring Break April 10-14th!

Girls Basketball: SVL League Champions, Section Title and hosted the first round of State Playoffs at DHS.

Boys played Section playoff in Trinity

Wrestling finished another great year winning SVL League and Division 3 Section titles for the 7th time in 8 years!

Spring sports are in the process.

Enrollment: 296 students

Comment from the Board:

President, Ed McLaughlin asked if the Girls Basketball team could come to the next Board Meeting for much deserved recognition

Trustee Horn, continued on those sentiments, adding the Board should recognize all athletic teams and academic teams for their success as well.

2. Business Manager Ron Sherrod gave an update on the following:
Working on the Budget

3. Superintendent Len Foreman gave an update on the following:

Superintendent Foreman reported the interviewing procedure for DUSD Superintendent will continue this Friday, March 17 at 8 am. There will be 6 candidates to participate in the personal interview process.

Superintendent Foreman also said that his wife will be having surgery at the end of March and he will be home, attending to her.

J. ITEMS FROM THE BOARD

No items from the Board of Directors

K. CONSENT AGENDA

On a motion by Kathy Horn and seconded by Todd Southam, the Board approved the Consent Agenda with a vote of 5 ayes and 0 nays.

Vote as follows:

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

L. DISCUSSION/ACTION ITEMS:

1. Approval of Resolution #17-08 Reducing / Laying Off Particular Kinds of Certificated Employee Services was made by a motion from Kathy Horn and seconded by Todd Southam. This resolution was passed with a vote of 5 – 0.

Vote as follows:

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

2. The Board approved the DUSD Safety Plan with a motion by Todd Southam and seconded by Alex DuBose. The DUSD Safety Plan was passed with a 5-0 vote.

Vote as follows:

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

3. The DUSD Board approved the Self-Insured Schools of California contract by a motion from Kathy Horn and seconded by Todd Southam. Discussion: Kathy Horn requested further research and information on different insurance plans. Vote Called: This motion passed by a 5-0 vote.

Vote as follows:

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

4. Donation from Durham Community Foundation of \$1,761.26 for the Stadium/Coliseum Phase II Project was approved with a motion by Alex DuBose and seconded by Lance Smith. This motion passed with a 5-0 vote.

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

5. The DUSD Board approved the Allowance of Attendance due to Emergency Conditions Waiver on a motion by Todd Southam and seconded by Kathy Horn. This motion passed with a 5-0 vote. Trustee Horn commented on the excellence of DUSD management during this emergency.

Ayes: 5 Alex DuBose, Kathy Horn, Ed McLaughlin, Lance Smith and Todd Southam

Nays: None

Abstained: None

Absent: None

M. RETURN TO CLOSED SESSION: Called by Trustee Horn at 8:05 p.m.

N. CLOSED SESSION

O. RETURN TO OPEN SESSION

The Board meeting did not reconvene following this session.

P. REPORT OF ACTION TAKEN IN CLOSED SESSION

There was no action taken during this session.

Q. NEXT BOARD MEETING DATE: April 19, 2017

R. ADJOURNMENT at 8:30 p.m.

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Durham Unified School District
Special Meeting of the Board of Trustees
Friday, March 17, 2017
5:00 p.m.
 District Boardroom

Minutes

A Special meeting of the Board of Trustees of the Durham Unified School District was held in the Durham Unified School District Board Room (closed session) on Friday, March 17, 2017.

Trustees Present: Kathy Horn, Ed McLaughlin, Todd Southam and Lance Smith
 Trustees Absent: Alex DuBose

A. CALL TO ORDER

President Ed McLaughlin called the meeting to order at 5:00 p.m. in the District Board Room.

B. MOVE TO CLOSED SESSION

C. CLOSED SESSION

1. Public Employee interview and possible appointment: Superintendent

D. PLEDGE OF ALLEGIANCE

Trustee, Lance Smith led the Pledge of Allegiance.

E. REPORT OF ACTION TAKEN IN CLOSED SESSION

President Ed McLaughlin announced that the Board has made a tentative selection of the new Superintendent.

F. ITEMS FROM THE BOARD

There were no comments from the Board

G. NEXT BOARD MEETING DATE:

Tuesday, March 28, 2017 at 7:30 p.m.

H. ADJOURNMENT

President Ed McLaughlin adjourned the meeting at 10:30 p.m.

Notes:

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FIELD TRIP REQUEST

Date Submitted: March 3, 2017

School Site: D.H.S. Program: Spanish IV Seat Count: 31

Requesting Party: S. Contreras Phone: 530.566.4763 cell: same

Purpose of Trip: See murals

Date of Trip: April 19-20 Day of Week: Wed. and Thurs.

Contact Name: S. Contreras cell: same

TYPE OF TRANSPORTATION REQUESTED

School Bus Charter District Van Parent Driver

Have DMV records been checked for parent driver yes no

Destination: San Francisco

Address: Various City: _____ State: _____

Scheduled Departure Time: 7:00 a.m. Scheduled Return Time: 5:00 p.m.

Mileage 360 Board approval needed yes no

Payment Method: _____ ASB Funds _____ PTS _____ Budget Transfer

students

APPROVALS:

Principal: [Signature]

Superintendent: [Signature]

Date: 3/15/17

Date: 3/14/17

DURHAM UNIFIED SCHOOL DISTRICT

FIELD TRIP REQUEST

Date Submitted: 3/1/17
 School Site: DIS Program: 6th Grade Seat Count: 72+
 Requesting Party: 6th Grade Phone: 895-4690 Cell: _____
 Purpose of Trip: Shady Creek Outdoor School - Environmental Camp
 Date of Trip: April 24-28, 2017 Day of Week: M-F
 Contact Name: Karla Rigsbee Cell: _____
Deena Crete
Jacqueline Lincoln

TYPE OF TRANSPORTATION REQUESTED

School Bus Charter District Van Parent Driver

Have DMV records been checked for parent driver yes no

Destination: Shady Creek Outdoor School

Address: 18601 Pathfinder Way City: Nevada City State: CA

Scheduled Departure Time: 4/24 8:30 Scheduled Return Time: 4/28 12:00

Payment Method: ASB Funds PTS Budget Transfer

APPROVALS:

Principal: [Signature] Superintendent: [Signature]
 Date: 3/1/17 Date: 3/7/17

DURHAM UNIFIED SCHOOL DISTRICT
FIELD TRIP REQUEST

Date Submitted: 3/1/17
School Site: DIS Program: 6/7/8 Honors Seat Count: 120-130
Requesting Party: E. Voris Phone: 895-4690 Cell: _____
Purpose of Trip: 6th, 7th, 8th Grade Honors Field Trip
Date of Trip: May 19, 2017 Day of Week: Friday
Contact Name: Elaine Voris Cell: _____

TYPE OF TRANSPORTATION REQUESTED

School Bus Charter District Van Parent Driver

Have DMV records been checked for parent driver yes no

Destination: Six Flags Discovery Kingdom

Address: 1001 Fairgrounds Dr City: Vallejo State: CA

Scheduled Departure Time: 8:30am Scheduled Return Time: 8:00pm

Payment Method: ASB Funds PTS Budget Transfer

APPROVALS:

Principal: [Signature] Superintendent: [Signature]
Date: 3/1/17 Date: 3/7/17

DURHAM UNIFIED SCHOOL DISTRICT
FIELD TRIP REQUEST

RECEIVED
MAR 09 2017
BY: TB

Date Submitted: 3/8/17
School Site: DIS Program: 8th Grade Seat Count: 79
Requesting Party: E. Voris Phone: 895-4690 Cell: _____
Purpose of Trip: 8th Grade Promotion Field Trip
Date of Trip: June 1, 2017 Day of Week: Thursday
Contact Name: _____ Cell: _____

TYPE OF TRANSPORTATION REQUESTED

School Bus Charter District Van Parent Driver

Have DMV records been checked for parent driver yes _____ no _____

Destination: Golfland SunSplash

Address: 1893 Taylor Road City: Rosville State: CA

Scheduled Departure Time: 8:30 am Scheduled Return Time: 6:00 pm

Payment Method: ASB Funds PTS Budget Transfer

APPROVALS:

Principal: [Signature] Superintendent: [Signature]

Date: 3/8/17 Date: 3/5/17

Durham SD | BP 4127 Personnel

Temporary Athletic Team Coaches

The Governing Board desires to employ highly qualified coaches for the district's sports and interscholastic athletic programs in order to enhance the knowledge, skills, motivation, and safety of student athletes.

(cf. 6142.7 - Physical Education and Activity)

(cf. 6145.2 - Athletic Competition)

The Superintendent or designee may employ a certificated or non-certificated employee, other than a substitute employee, to supervise or instruct interscholastic athletic activities as a temporary employee in a limited assignment capacity. (5 CCR 5590)

(cf. 4121 - Temporary/Substitute Personnel)

When hiring a person to fill a position as a temporary athletic team coach, the position shall first be made available to qualified certificated teachers currently employed by the district. (Education Code 44919)

All coaches shall be subject to Board policies, administrative regulations, and California Interscholastic Federation bylaws and codes of ethical conduct.

Parents/Guardians and siblings of student athletes will not be assigned coaching responsibilities within the program in which their son or daughter is participating.

(cf. 4118 - Suspension/Disciplinary Action)

(cf. 4218 - Dismissal/Suspension/Disciplinary Action)

(cf. 5131.1 - Bus Conduct)

(cf. 5131.63 - Steroids)

Non-certificated coaches have no authority to give grades to students. (5 CCR 5591)

(cf. 5121 - Grades/Evaluation of Student Achievement)

Qualifications

The Superintendent or designee shall establish qualification criteria for all athletic coaches in accordance with law and district standards. These criteria shall ensure that coaches possess an appropriate level of competence, knowledge, and skill.

Any non-certificated employee or volunteer who works with students in a district-sponsored interscholastic athletic program shall, prior to beginning his/her duties, obtain a Department of Justice and Federal Bureau of Investigation criminal background check through the district. (Education Code 49024)

An individual who possesses a current Activity Supervisor Clearance Certificate from the Commission on Teacher Credentialing, issued prior to July 9, 2010, shall have satisfied district requirements for the criminal background check. (Education Code 49024)

(cf. 1240 - Volunteer Assistance)

(cf. 4112.5/4312.5 - Criminal Record Check)

(cf. 4112.62/4212.62/4312.62 - Maintenance of Criminal Offender Records)

(cf. 4212.5 - Criminal Record Check)

Legal Reference:

EDUCATION CODE

35179-35179.7 Interscholastic athletics

44010 Sex offense

44011 Controlled substance offense

44332-44332.5 Temporary certificates

44424 Conviction of a crime

44808 Liability when students are not on school property

44919 Classification of temporary employees

45125.01 Interagency agreements for criminal record information

45347 Instructional aides subject to requirements for classified staff

45349 Use of volunteers to supervise or instruct students

49024 Activity Supervisor Clearance Certificate

49030-49034 Performance-enhancing substances

49406 Examination for tuberculosis

CODE OF REGULATIONS, TITLE 5

5531 Supervision of extracurricular activities

5590-5596 Duties of temporary athletic team coaches

COURT DECISIONS

CTA v. Rialto Unified School District, (1997) 14 Cal. 4th 627

San Jose Teachers Association, CTA, NEA v. Barozzi, (1991) 230 Cal.App.3d 1376

Management Resources:

CSBA PUBLICATIONS

Steroids and Students: What Boards Need to Know, Policy Brief, July 2005

A School Board Member's Guide to CIF and Interscholastic Sports, 1997

CALIFORNIA INTERSCHOLASTIC FEDERATION PUBLICATIONS

Pursuing Victory with Honor, 1999

California Interscholastic Federation Constitution and Bylaws

COMMISSION ON TEACHER CREDENTIALING CODED CORRESPONDENCE

10-11 Information on Assembly Bill 346 Concerning the Activity Supervisor Clearance Certificate (ASCC), July 20, 2010

WEB SITES

CSBA: <http://www.csba.org>

California Athletic Trainers' Association: <http://www.ca-at.org>

California Department of Education: <http://www.cde.ca.gov>

California Interscholastic Federation: <http://www.cifstate.org>

Commission on Teacher Credentialing: <http://www.etc.ca.gov>

National Athletic Trainers' Association: <http://www.nata.org>