

**MORGAN HILL UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION MINUTES**

November 13, 2018, 6:00 PM  
Closed Session 4:00 PM

**Attendance Taken at 4:05 PM:**

Present:

Gino Borgioli  
Mary Patterson  
Donna Ruebusch  
Ron Woolf

Updated Attendance:

David Gerard 4:19 PM  
Teresa Murillo 4:11 PM

**A. CALL TO ORDER**

**A.1. PUBLIC COMMENT ON CLOSED SESSION TOPICS**

**A.2. ADJOURN TO CLOSED SESSION**

**A.3. PUPIL PERSONNEL - Student discipline Education Code 48918 (c)(K-12)**

**A.4. LIABILITY CLAIMS - Governmental Code Section 54956.95**

**A.5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: one case**

**A.6. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to subdivision (a) of Government Code 54956.9**

**A.6.a. A Voice for Choice Advocacy, Inc., v. Morgan Hill Unified School District, et.al, Case No. 17CV316128**

**A.6.b. Santa Clara Superior Court Case No. 17CV319128; EL 17/18-001**

**A.6.c. Jane Doe 3 v. Morgan Hill Unified School District Claim No. 18CV333856**

**A.6.d. Morgan Hill Unified School District; San Jose Unified School District v. Peninsula Sports, Inc.; Does 1 through 50, Inclusive Case No. 18VC336443**

**A.6.e. Jane Doe, a minor, by and through her Guardian ad Litem, James Doe v. Morgan Hill Unified School District, and Roes 1-25 inclusive, Case No. 18CV335451**

**A.7. CONFERENCE WITH LABOR NEGOTIATOR**

**(Government Code 54957.6) Morgan Hill Classified Employees Association (MHCEA) and Morgan Hill Federation of Teachers (MHFT), Designated representative: Fawn Myers / Morgan Hill Educational Leaders Association (MHELA), Unrepresented employees, Designated representative: Steve Betando, and Superintendent, Designated representative: Karen Rezendes, Lozano Smith**

**A.8. CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code 54956.8)**

**A.8.a. Property: APNs 764-15-001 & 764-16-027 (80 West Central Ave.) Agency Negotiators: Steve Betando, Superintendent; Kirsten Perez, Assistant Superintendent; Phil Henderson, Orbach Huff Suarez & Henderson Negotiating Parties: Santa Clara County Valley Water District Under Negotiation: Price and terms of payment for temporary construction easement and potential purchase**

**A.8.b. Property: APNs 764-16-028 (Main @ Hale Avenue) Agency Negotiators: Steve Betando, Superintendent; Kirsten Perez, Assistant Superintendent; Phil Henderson, Orbach Huff Suarez & Henderson Negotiating Parties: Santa Clara County Valley Transportation Authority Under Negotiation: Price and terms of payment for potential purchase**

**A.9. PUBLIC EMPLOYEE-DISCIPLINE / DISMISSAL / RELEASE / REASSIGNMENT / COMPLAINT (Government Code 54957 and 54957.1)**

**A.10. PUBLIC EMPLOYEE APPOINTMENT (Government Code 54957)**

**A.11. PUBLIC EMPLOYMENT / PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code 54957) Title: Superintendent**

**A.12. RECONVENE TO PUBLIC SESSION**

**B. CALL TO ORDER / PLEDGE OF ALLEGIANCE**

*President Patterson called the meeting to order at 6:00 PM  
Conner Bass, Live Oak Senior led the Pledge of Allegiance*

**C. INTRODUCTION OF BOARD MEMBERS AND STAFF**

*Board members and staff seated around the dais introduced themselves.*

**D. RECOGNITIONS / PRESENTATIONS**

**D.1. Equity Item: Martin Murphy Theater Program**

*With the leadership of April Gaylord and financial support from the Live Oak Grant and extended day funds, Martin Murphy Middle School Students performed a skit titled Jenna and Chris by Phyllis Hansen. The following students participated in the skit: Zoe Balleria, Dylan Castro, Nadia Dominguez, Phyllis Hansen, Adam Meyberg, Miya Santos, and Annabelle Wicklander.*

**D.2. Recognition of outgoing Board Trustees Gino Borgioli, David Gerard, Donna Ruebusch and Ron Woolf**

*President Patterson and the Board of Education recognized outgoing Board of Trustees for their service.*

*The following individuals addressed the Board:*

*Jim Levis spoke on behalf of himself and Claudia Rossi, Santa Clara County Board Trustee thanking individual Board Members for their commitment to MHUSD.*

*Pam Torisi, former employee and Union President thanked individual Board Members for their service.*

*Brian Sullivan, Community Member thanked all members of the Board for their service.*

*Bob Benevento, former Board Trustee thanked President Patterson for her leadership and thanked individual Trustees for their service friendship and guidance, time and efforts.*

**E. ADOPTION OF AGENDA / APPROVAL OF CONSENT CALENDAR**

**Motion Passed:** Passed with a motion by Gino Borgioli and a second by Ron Woolf.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

## **F. APPROVAL OF MINUTES**

### **F.1. Approve the minutes from the Regular Board meeting of October 16, 2018**

**Motion Passed:** Passed with a motion by Ron Woolf and a second by Gino Borgioli.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

## **G. PUBLIC COMMENT / COMMUNICATIONS**

## **H. COMMUNICATIONS**

### **H.1. Closed Session Action Report (Government Code 54957.1)**

### **H.2. Report: Student Board Member**

*Alexis Munson, Student Board Member reported the following events at Live Oak High School; club food day on October 28, playoff game on Friday, participating in canned food drive, and annual giving tree through ASB.*

### **H.3. Reports: Superintendent / Staff**

*Superintendent Betando reported the district participated in the Great Shake Out, October 19<sup>th</sup> attended the Community Assets Builders meeting, Teacher of the Year recognition, quarterly School Link Services, screening of Back Pack Full of Cash and College Day at Ann Sobrato High School.*

*Assistant Superintendent Fawn Meyers introduced Lanae Bays, the new Communications Coordinator.*

### **H.4. Reports: Board Members**

*Trustee Ruebusch congratulated new Trustee Candidates and thanked individuals for their support throughout her time as Trustee. Trustee Woolf reflected on his time as Trustee and thanked teachers, admin and staff for all the time they put into their jobs. Trustee Gerard also reflected back on his time as Trustee and spoke about the honor and privilege it has been to have served. Trustee Borgioli thanked the public for having faith in him and thanked the teachers for all their hard work. President Patterson reported she completed the Masters in Governance (MIG) trainings.*

### **H.5. Reports: Employee Groups: Morgan Hill Classified Employee Association / Morgan Hill Federation of Teachers / Morgan Hill Educational Leaders Association**

*Morgan Hill Classified Employees Association President Danielle Nunes, Thanked the outgoing Trustees for their service.*

*Morgan Hill Federation of Teachers Vice President Teresa Colbert, announced the ratification of the MHFT contract and thanked everyone involved. Ms. Colbert thanked the outgoing board for time and commitment and wished them the best of luck.*

*Morgan Hill Educational Leaders Association President Patrick Buchser, reported members attending the TK/K Roundup, teacher conferences, fundraisers at school sites and a presentation on Omnivores Dilemma by Director of Food Services, Michael Jochner.*

### **H.6. Calendar: Upcoming events**

## **I. CONSENT ITEMS**

### **I.1. BUSINESS SERVICES**

#### **I.1.a. Approve declaration of obsolete and sale of surplus equipment**

**I.1.b. Approve three year lease agreement with Live Oak Emerald Regime for the Auditorium at Britton Middle School**

**I.1.c. Delegation of authority to award of Britton Middle School increment 1, phase 2**

**I.1.d. Approve delegation of authority to award a contract for Live Oak woodshop classroom Heating, Ventilation, and Air Conditioning (HVAC) installation**

## **I.2. EDUCATIONAL SERVICES**

**I.2.a. Adopt resolution to approve the 2018-2019 Child Development Services Agreement Amendment with the California Department of Education for California State Preschool Program CSPP-8570**

**I.2.b. Ratify contract for Special Education Services for 2018-19 in the amount of \$140,800**

**I.2.c. Approve travel for the Live Oak High School Senior Class to attend Universal Studios in Universal City, California**

**I.2.d. Approve travel for Ann Sobrato High School Future Farmers of America (FFA)**

**I.2.e. Approve travel for eighteen members of the Live Oak High School Future Farmers of America (FFA) to attend the Made for Excellence/Advanced Leadership Academy Conference in Monterey, California**

## **I.3. HUMAN RESOURCES**

**I.3.a. Adopt resolution to approve education code assignments per section 44865**

**I.3.b. Approve job description for Yard Duty**

**I.3.c. Approve personnel action to employ, re-employ, promote, reassign, accept resignation, accept retirement, and authorize related compensation**

## **I.4. SUPERINTENDENT**

**I.4.a. Establish the board's organizational meeting for December 4, 2018, to be held at 15600 Concord Circle, Morgan Hill at 6:00 pm and notify the county superintendent of schools and all board members**

## **J. GENERAL BUSINESS - PUBLIC SESSION ITEMS FOR BOARD DISCUSSION**

**J.1. Approve 2018-19 First Interim budget for the restricted non-general funds as reported in the Standardized Account Code Structure (SACS) report**

*Fiscal Director Victoria Knutson, presented the districts fiscal year financial report certifying the district's ability to meet its financial obligations. These reports examine the district's enrollment, spending pattern, fund balance, and reserve for economic uncertainties.*

**Motion Passed:** Approve as submitted Passed with a motion by Donna Ruebusch and a second by Gino Borgioli.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

## **J.2. Integrated Pest Management**

*Facilities Director Anessa Espinosa, presented information on the District's Integrated Pest Management (IPM) program and how it is administered in the District.*

### **J.3. Update on Measure G Bond Projects**

*Director Construction/Modernization Casino Fajardo, presented the Board of Education approved Series B preliminary project list. The \$80 million in proceeds from Series B were broken into five main categories:*

- *Britton Middle School reconstruction*
- *Nordstrom Elementary multi-use room and portable replacement*
- *Jackson Academy of Math and Music new multi-use room/gym*
- *Technology infrastructure and instructional technology replacement*
- *Construction management*

*Of the \$80 million series bond funds, \$9,680,042 has been spent for a total of 12% of Series B as of October 31, 2018. Mr. Fajardo presented the budget status for the approved projects and recommendations for additional projects as a result of any project savings.*

### **J.4. CAASPP Report**

*Director Curriculum, Instruction, and Assessment Glen Webb, provided the Governing Board with an update on the 2018 results for the California Assessment of Progress and Performance (CAASPP). The presentation addressed the following areas of interest: Gain perspective of the current status of the SBAC test and how to use the data in the most credible and reliable manner. Understand our areas of strengths and challenges as indicated by our CAASPP scores and validated with multiple measures. Understand how our current actions correlate to challenges as revealed by data.*

### **J.5. California School Boards Association (CSBA) Delegate Assembly call for nominations**

*The Board of Education nominated President Patterson for CSBA Delegate Assembly.*

### **J.6. Approve travel for Superintendent to attend the California School Boards Association Annual Education Conference and Trade Show from November 29 - December 1, 2018.**

**Motion Passed:** Approve as submitted Passed with a motion by Ron Woolf and a second by Donna Ruebusch.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

### **J.7. Approve Assistant Superintendents' employment contracts**

**Motion Passed:** Approve as submitted Passed with a motion by Ron Woolf and a second by Donna Ruebusch.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

### **J.8. Approve Superintendent's employment contract**

**Motion Passed:** Approve as submitted Passed with a motion by Ron Woolf and a second by Donna Ruebusch.

Yes Gino Borgioli  
Yes David Gerard  
Yes Teresa Murillo  
Yes Mary Patterson  
Yes Donna Ruebusch  
Yes Ron Woolf

### **J.9. New business: future agenda items / recognitions**

**K. PUPIL DISCIPLINE**

**L. ADJOURNMENT**

*The meeting was adjourned at 9:28 PM.*

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Superintendent