

**Durham Unified School District  
Regular Meeting of the Board of Trustees  
January 12, 2009 5:00 p.m.  
Board Room**

**MINUTES**

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The regular meeting of the Board of Trustees of the Durham Unified School District was held in the board room of the Durham Unified School District on January 12, 2009.

Trustees present: Dona Bertain, Mark Kimmelshue, Greg Sohnrey, Greg Johnson, and Bob Bultema  
Trustees absent: None  
Also present: Barbara Gaskin, Connie Cavanaugh

**A. CALL TO ORDER**

President Dona Bertain called the meeting to order at 5:00 p.m. There were no members of the public present at this time, so no public comments were made at this point.

**B. MOVE TO CLOSED SESSION**

President Dona Bertain moved the meeting to closed session at 5:01 p.m.

**C. CLOSED SESSION**

The Board of Education went into closed session for: Public Performance Evaluation: Superintendent (Government Code 54957)

**D. RETURN TO OPEN SESSION**

President Dona Bertain returned the meeting to open session at approximately 7:03 p.m.

**E. REPORT OF ACTION TAKEN IN CLOSED SESSION**

President Dona Bertain reported that no action had been taken in closed session.

**F. PLEDGE OF ALLEGIANCE**

High School Principal Kevin Martin introduced 12<sup>th</sup> Grade student Brandon Draper who is President of the Industrial Arts Club and a student of Teacher Wes Bill showed all those present a flag that was a class project. Brandon explained how it was designed and then completed. Brandon then led the pledge of allegiance.

**G. PRESENTATION BY AUDITOR ON 2007-2008 AUDITED FINANCIAL STATEMENTS \***

Auditor Ruthie Allen from Tittle and Company went through several pages in the audit and stated that DUSD received an unqualified audit, which is the best. There were no errors.

**H. ITEMS FROM THE BOARD**

**1. Protocol for Board Meetings**

President Dona Bertain explained the protocol we will be following for board meetings. She explained that we have podium in the board room where those wishing to address the board may do so. She said that our board bylaw sets a 3 minute limit on each speaker on a particular subject and that a 20 minute limit is called for in that bylaw for each discussion item. She asked those speaking to the board to try and be cognizant of those times in order to have the meetings flow more.

**I. DISTRICT REPORTS:**

**1. Student**

No student representative was present to give the student report

**2. School Principals**

Principals from all three sites shared what was going on at their sites.

3. *Business Manager*

Connie Cavanaugh stated that she and the superintendent would be attending a meeting in Sacramento on a budget update and that she would bring back the news to the district.

4. *Superintendent*

Superintendent Barbara Gaskin noted that the Rotary Crab feed would be held on the 24<sup>th</sup> and that tickets were available at \$40 per person.

J. *ITEMS FROM THE PUBLIC*

President Dona Bertain stated that the wording on future regular board meeting agendas would change to reflect that applicable portion of our board bylaw BB9323 regarding public participation which states:

*At a time so designated on the agenda, members of the public may bring before the Board, at a regular meeting, matters that are not listed on the agenda. The Board may refer such a matter to the Superintendent or designee or take it under advisement, but shall not take action at that time except as allowed by law. The matter may be placed on the agenda of a subsequent meeting for action or discussion by the Board. (Education Code 35145.5, Government Code 54954.2)*

*Without taking action, Board members or district staff members may briefly respond to statements made or questions posed by the public about items not appearing on the agenda. Additionally, on their own initiative or in response to questions posed by the public, a Board or staff member may ask a question for clarification, make a brief announcement, or make a brief report on his/her own activities. (Government Code 54954.2)*

*Furthermore, the Board or a Board member may provide a reference to staff or other resources for factual information, ask staff to report back to the Board at a subsequent meeting concerning any matter, or take action directing staff to place a matter of business on a future agenda. (Government Code 54954.2)*

Durham Little League presented a thank you letter to the board and would like to report on the league from time to time.

A question was asked if there was any protocol to how items were in order on the agenda. Dona Bertain addressed this question and stated that it could be one of the items on the work study session. That at this point items were placed according to if we have a speaker presenting, etc.

A request was made that if the board goes into closed session, that approximately 30 minutes before they are ready to report back a sign be put on the door so that the public knows when to return for the report out of closed session. There was also a question regarding how many students in the district are home-schooled. Dona Bertain stated she would look into this and it would be reported back at the February 9 meeting of the board.

A question was posed to the board asking if there was any action taken on the vote of no

confidence or when it could be expected. Dona Bertain stated no action had been taken yet. Board trustee Mark Kimmelshue stated that the members of the board are working on evaluating the superintendent at this time.

CSEA President Lauren Mullarkey stated that the yard duty position has been filled and they are working on negotiations.

DUTA President Traci Gamble stated there has been no DUTA meeting since December 15. She attended a Regional CTA Dinner last Monday and that there is a \$495K deficit in COLA and that they needed to come up with \$783,980 this year above the \$495K and that they would need \$879,978 next year. There would be a \$735 cut per child this year and \$825 next year. She also stated the need for looking into grant writing.

Traci Gamble stated that in looking at enrollment data for the last 15 years, she found that every class has grown except for third grade.

Durham Elementary Principal Bobbi Abold asked everyone to recruit kindergartners and that kindergarten registration begins on the 20<sup>th</sup> of next month.

*K. CONSENT*

On a motion by Mark Kimmelshue and seconded by Bob Bultema, the consent agenda was approved unanimously as agendized.

*L. DISCUSSION/ACTION ITEMS*

*1. Approval of 2007-08 Audited Financial Statements*

On a motion by Mark Kimmelshue and seconded by Greg Sohnrey, the 2007-08 Audited Financial Statements were unanimously approved.

*2. Discuss Work Study Session on January 15, 2009*

*3. Discuss Preferences for the 2009-2010 School Calendar*

Superintendent Barbara Gaskin presented three models drafted to represent the input thus far on the calendar survey. In presenting these to the public, dates for fair weeks and finals were a concern for serious consideration in drafting our next year's calendar.

DUTA President, Traci Gamble offered to bring this to her group for discussion and reporting back to the principals.

*4. Enrollment Update*

Business Manager Connie Cavanaugh presented the latest enrollment summary update.

As of October 1 we have gained 10 students overall. Compared to the October the year before, we are only down 10 students.

*5. Update on Intervention Program*

Elementary School Principal Bobbi Abold presented a report on the RTI (Response to Intervention) Model which is inclusive of all students at her site. GATE needs to be added in as well as looking at math interventions. While some interventions are going on at present we need to look at what was cut, how it was cut, and where the funds are from the programs cut because of funding last year. Bobbi Abold along with Connie Cavanaugh will work in putting a monetary value to what was lost in intervention and report back to the board.

Greg Blake and Kevin Martin will report back with tangible information regarding the budget on their interventions at the February 9 meeting.

Superintendent Barbara Gaskin stated that in tracking students in 8<sup>th</sup> grade there were 29 students with an F grade that when they hit ninth grade the number went down to 7 with an F grade.

6. *Recent Salary Placement Review (at request of and supplied documents provided by David Coffee)*

David Coffee asked the board to consider rectifying salary levels and placements to reflect current experience levels and credentials held, to recoup monies, and to eliminate district office positions, as well as to take away the extra 5 paid days to administrators. This agenda item will be placed on the February 9<sup>th</sup> agenda for further consideration.

7. *Williams Complaint Quarterly Report*

There were no complaints to be reported.

8. *Resolution #09-01: Approving Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim Settlement and waiving rights to file any claim regarding the Hughes Bill statute and regulations in the future.*

Jamie Batha presented the background on this item stating it would bring more money into the district. On a motion by Greg Johnson and seconded by Bob Bultema, this resolution was approved unanimously.

9. *Board Policies: Update BP/AR 6164.4 Instruction: Identification of Students for Special Education – First Reading*

There were no changes at this time. This item will be brought back before the board for a second reading at the February 9 meeting.

M. *ADJOURNMENT*

On a motion by Mark Kimmelshue, seconded by Greg Sohnrey, and approved unanimously, the meeting was adjourned at approximately 9:58 p.m.