MONTEBELLO UNIFIED SCHOOL DISTRICT  
Minutes of the Regular Meeting of the Board of Education  
February 1, 2018

The following members of the Board of Education were present:

Ms. Joanna Flores, President
Mr. Benjamin Cárdenas, Vice President
Dr. Lani Cupchoy, Clerk
Mr. Hector A. Chacon, Member
Mr. Edgar Cisneros, Member

Student representatives:
Selina Duran, Montebello High School
Omar Perez, Bell Gardens High School
Emilio Rochin, Applied Technology Center
Estevan Arce, Vail High School
Sofia Carmona, Schurr High School

The following members of the executive cabinet were present:

Dr. Anthony J. Martinez Interim Superintendent of Schools/Assistant Superintendent – Instructional Services
Dr. Angel E. Gallardo Assistant Superintendent, Human Resources
Ms. Marlene M. Pitchford Director, Classified Human Resources

Mr. Mark Skvarna, Fiscal Advisor from the Los Angeles County Office of Education, was present.

Mr. Rick Olivarez, legal counsel from Olivarez Madruga Lemieux & O’Neill, LLP, was present.

The meeting of the Board of Education was convened in regular session by President Flores at 6:00 p.m. and was opened with the Pledge of Allegiance.
Board of Education
Minutes, February 1, 2018

Dr. Cupchoy made the following motion, which was seconded by Mr. Cardenas:

**APPROVAL OF MINUTES**

That the Board of Education approve the minutes of the regular meeting held January 18, 2018, as they appear in unadopted copy distributed January 29, 2018.

President Flores called for a voice vote. All “aye” votes were received by the four board members present. President Flores declared the motion carried.

Mr. Chacon: Aye
Dr. Cupchoy: Aye
Mr. Cárdenas: Aye
Ms. Flores: Aye

Mr. Cisneros joined his colleagues in open session during the adoption of the agenda.

The agenda for the regular meeting of February 1, 2018, **ADOPTION OF AGENDA** was presented. The following requests for modifications were presented:

- Item 5-a, “Consider Approval of Contract for Specialized Legal Services – Artiano Shinoff Abed Blumenfeld Carelli Kostic Sleeth & Wade, APC,” – was tabled and is to be brought forward to the next regular Board of Education Meeting in closed session.
- Item 8-c, “Approval to Enter into Agreement with Group Delta, for Geotechnical Testing and Inspection Services for the Solar Installation Project at the New 2-Story Classroom Building at Cesar Chavez Elementary School,” – Item pulled from the agenda.

On motion of Mr. Cisneros, seconded by Mr. Chacon, the agenda was unanimously adopted as amended.

Mr. Chacon: Aye
Dr. Cupchoy: Aye
Mr. Cárdenas: Aye
Mr. Cisneros: Aye
Ms. Flores: Aye
**MUSD ATTENDANCE: STRATEGIES AND PRACTICES PRESENTATION**

Dr. Teresa Alonzo, Director of Administrative Services made a presentation to the Board of Education on the MUSD Attendance: Strategies and Practices. The Principals from the Best Attendance Schools also presented; Bandini Elementary School, Macy Intermediate School, and Vail High School was recognized for the Best Attendance for the first reporting period.

Mr. Cisneros offered to donate his February monthly stipend to the winning school of the 100% attendance on the 100th day of school, February 7, 2018. If multiple schools win he will also donate the following months.

[A copy of the presentation, “MUSD Attendance: Strategies and Practices,” is attached to the Official Minutes of the Board of Education meeting February 1, 2018, as pages 3a(1) through 3a(12).]

Representative from the Montebello Council Parent Teacher Association, was present.

SCHOOL SERVICE ORGANIZATIONS

Representatives from the MUSD Police Officers Association, Association of Montebello School Administrators, Montebello Teachers Association and the California School Employees Association, were present.

EMPLOYEE ORGANIZATIONS

**ITEM #9. “RESOLUTION NO. 27(2017-2018) BOARD TO APPROVE OR DENY THE DISCOVERY CHARTER SCHOOL-MONTEBELLO IN ACCORDANCE WITH EDUCATION CODE §47605(b)”**

Bibi Alvarado, Director-Elementary Education and Richard Gonzalez, legal counsel presented to the Board of Education an overview of the Findings of Fact on the Discovery Charter School-Montebello petition. The Board of Education shall either grant or deny the petition to establish a charter school in accordance with Education Code Section §47605(b).

The presentation included the following:

On December 13, 2017, the district received the “Discovery Charter School-Montebello” petition from Norma Moreno. A public hearing was held at the January 18, 2018, Board of Education Meeting, at which time it considered the level of support for the Petition by the community. Montebello Unified School District Staff and legal counsel reviewed the petition extensively.

A copy of the “Discovery Charter School-Montebello” petition is on file in the Superintendent’s Office.
The Five Reasons for Denial per Education Code Section §47605(b)

- The petition does not contain the number of signatures required by Education Code Section §47605(b);
- The Petitioners are demonstrably unlikely to successfully implement the program set forth in the petition;
- The charter school presents an unsound educational program for the students to be enrolled in the charter school;
- The petition does not contain an affirmation of each of the conditions described in Education Code Section §47605(b); or
- The petition does not contain reasonably comprehensive descriptions of all elements required.

EXHIBIT “A”
FINDINGS OF FACT

Petition Affirmations/Assurances Are Deficient

The Affirmations/Assurances set forth in the charter petition (“Petition”) of Discovery Charter School-Montebello (“Charter”) do not specifically identify all areas of state law it will follow and uphold. Specifically, the Petition fails to affirm that it shall adhere to the Unruh Civil Rights Act and other applicable law governed by the California Constitution and/or California statute. (Petition, pgs. 4-5.) Further, the Declaration of Compliance with the Affirmations/Assurances is not executed by Norma Moreno.

Petition Documents Containing Signatures are Insufficient

The Petition does not contain signatures that demonstrate that parents are meaningfully interested in enrolling their students at the Charter. The Petition only contains signatures from teachers who are meaningfully interested in teaching at the Charter. (Petition, Tab 6.) Moreover, the Cover Letter indicates that the “Charter plans to open in the fall of 2018 with about 300 Transitional Kindergarten through 4th grade students, and will grow to serve students in Transitional Kindergarten through 8th grade at full build-out.” (Petition, pg. 2.) Subsequently, the Petition reiterates that the proposed enrollment in the first year of the Charter term is estimated to be 300, grade levels will be Transitional Kindergarten through 4th grade, and that enrollment capacity is projected to be 540 students. (Petition, pgs. 23, 26, 30.) However, without signatures from parents who are meaningfully interested in enrolling their students at the Charter, the District is unable to confirm the proposed enrollment and grade levels.

No Single Location of Charter School

The Petition fails to identify a single charter school that will operate within the geographic boundaries of the District, as required by law. (Ed. Code § 47605(a)(1); Petition, pgs. 191-192.)
The Petition states:

“Discovery Charter School-Montebello will be located within the Montebello Unified School District boundaries at an address that is to be determined. Discovery Charter School-Montebello will identify and secure private facilities in the Montebello Unified School District boundaries and will only consider to seek facilities through a Proposition 39 as needed. Discovery Charter School-Montebello is currently working with consultants and realtors to identify school location.”

As established above, the Petition does not identify a single location within the District’s boundaries in accordance with the law.

The Charter Petition Must Contain a Reasonably Comprehensive Description of All Sixteen Required Elements of a Charter Petition

An analysis of whether the Petition provides a reasonably comprehensive description of all 16 elements is provided below:

Educational Program (Ed. Code, § 47605(b)(5)(A).)

Description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 23-110.) The Charter’s mission is to provide an integrated science, technology, engineering arts, and mathematics elementary school (STEAM). The Petition identifies its target student population as early childhood and middle school students (Transitional Kindergarten through 8th grade). However, placing elementary school students and middle school students together on the same single site may be developmentally inappropriate for the students’ social, emotional, and/or cognitive growth.

Additionally, the Petition provides that students, including students in Transitional Kindergarten, must attend the Charter from 7:50 a.m. to 3:10 p.m. However, the Petition fails to address any potential concerns relating to how extended time for students in Transitional Kindergarten will contribute to student exhaustion and underperformance. (Petition, pgs. 34-39.) It is unclear whether the Charter’s curriculum is developmentally appropriate and whether it will base Transitional Kindergarten instruction on developmental foundations.

On page 24 of the Petition, the Petition states that it will provide a high-quality STEAM-based education in a digital learning environment to empower students to meet and surpass grade level Common Core State Standards (CCSS). However, the Petition does not indicate whether the Charter will develop and nurture students and staff by creating conditions that promote rigor, relevance, and relationships. The daily schedule on pages 34-36 and the table on page 42 demonstrate that the Charter will not provide core instruction to English Learners. The daily schedule provides only Integrated English Language Development (ELD) through Science or Social Studies. (Petition, pg. 98.) However, there is no designated time on the Daily Schedule for the required Designated ELD to be implemented in addition to Integrated ELD.
The Petition also fails to explain if the Charter will re-engage students who are disengaged from their education. It is unclear what services, if any, will be provided to those students who do not wish to participate in experiential learning. Additionally, the Petition fails to provide detailed information regarding how its proposed Charter will academically outperform the same population that forms the basis of the proposed data set forth in the Petition.

Further, the Petition’s description regarding the Charter’s services to students with disabilities is insufficient. First, the Petition asserts that its description regarding how special education and related services shall be provided by the Charter is not binding. Instead, it asserts that the specific manner in which special education and related services shall be provided shall be set forth in a Memorandum of Understanding delineating the respective responsibilities of the Charter and the El Dorado County Special Education Local Plan Area (SELP). (Petition, pg. 105.) The fact that the SELPA would be located far away from the Charter sets up the Charter’s special education program to be underfunded and unmonitored at many levels. Second, the Charter does not reference Extended School Year, which is required, as an Individualized Education Plan (IEP) team decision, under the Individual Disability Educational Act (IDEA). The Petition also makes no mention of transportation being an Individualized Education Plan team decision for special education students. While the Petition states that the Charter will not discriminate against its students, the Charter fails to identify how it will serve its severely disabled population.

On Page 103, the Petition states that “If the school is unable to join the El Dorado SELPA, the parties will meet and enter into an alternate agreement for the provision and funding of services.” However, the Petition fails to define “parties” and “alternate agreement.” Further, the Petition does not explain how the Charter will provide special education and related services to its students, if the El Dorado SELPA does not accept the Charter as a member, and LACOE does not provide support as well. Additionally, while the special education budget allocates $20,000 for “Outside Special Education Experts,” this proposed amount is unrealistic given the current rate for contracted service providers. Therefore, the Petition fails to accurately describe how it will comply with applicable California and federal special education laws.

Moreover, even though the Petition only generally asserts that the Charter will comply with applicable special education laws and regulations, it fails to describe how it will do so and what its obligations would entail as a local educational agency. The Petition also misstates the “child-find” requirements related to special education; similarly, the Petition appears to require students to exhaust regular education programs and/or undergo the Response to Intervention (“RTI”) process and Student Success Team (“SST”) process prior to requiring the Charter to assess them, which is not legally defensible. (Petition, pg. 96.) The Petition broadly allows a teacher, administrator, parent, or guardian to refer students for SST consideration which potentially contributes to over-identification of students with disabilities. (Petition, pg. 94, 95.) The Petition also does not state that parent will be a member of the IEP team and participate in an IEP meeting for a special education student. (Petition, pg. 107.)

On page 116, the Charter proposes an integrated science, technology, engineering, arts, and mathematics (STEAM) elementary school initiating as a Transitional Kindergarten -4th grade school and built out as Transitional Kindergarten -8th but among these core subjects, the Charter only holds itself accountable for mathematics. On page 92, the Petition proposes a deficit model for assessment,
defining a summative goal for formative assessment. The proposal fails to articulate the mechanism by which assessment results drive instruction and individualization in the curriculum delivered.

The Local Control Accountability Plan (LCAP) should reflect annual incremental actions, services and expenditures as well as anticipated progress that the Charter expects to achieve for each student group. The Petition does not reflect incremental growth, nor does it include subgroup growth. In fact, the Charter LCAP does not mention how it will review and update goals and how will it seek stakeholder engagement. Also, the Petition mentions California Assessment of Student Performance and Progress (CAASPP) and cites California State Standards, but the Petition makes no reference to Common Core in this part of the LCAP.

The Charter claims it will exceed the District’s reclassification rate by 5%, but the Charter is unclear as to comparison. (Petition, pg. 118.) The Petition states that “80% of students enrolled for full year will perform at ‘proficient’” (using the CASSPP results), but this is contrary given that the Charter identified Academic Performance Index (API) as the matrix for accountability. (Petition, pg. 123.)

The Petition also attempts to design its curricula and instruction based on “student needs” but the Charter fails to identify an objective method that improves student achievement overall. In addition, the Petition fails to identify who/what position is responsible for addressing Parent or Guardian Concerns and Complaints. (Petition, pg. 109.)

Additionally, the Petition fails to include measurable goals that will enable students to become self-motivated, competent, and lifelong learners. While the Petition proposes a “whole-class Socratic Seminar discussion,” the Petition makes no mention how teachers will be trained to resolve conflict.

With respect to the free after-school program mentioned in the Petition, the Charter states that it will apply for grants in order to provide the program. There are three components necessary for a funded after school program, however, there is no content explained in the Petition. A program or details of how the after-school program will operate are not referenced in the Petition. While the Petition states that “The school’s goal is to ensure all students can participate in a safe and supervised program after school,” that is the only goal mentioned in the Petition. Moreover, even if the Charter intends to offer the program funded by the After School Education and Safety (ASES) and 21st Century Grants, the hours listed for the program are not in compliance with applicable authority (after school program grantees are required to operate at least until 6:00 p.m. beginning immediately upon conclusion of the regular school day) and would not receive the competitive grants. (Petition, pg. 36-43.) Additionally, the Petition makes no mention of a before school program, summer program, and methods by which meals will be provided for students in compliance with state nutritional requirements.

Page 98 of the Petition states that students of limited English proficiency will receive the same academic content as those students who are native English speakers. While all instruction will be provided in English, the Petition does not indicate when a student’s primary language support will be provided to them as necessary.

As to how the Charter will be administered and/or governed, the narrative on page 27 and the table on page 29 of the Petition erroneously state that 22/23 District elementary and intermediate schools are designated as Program Improvement. Such statement is erroneous. Under the Every Student Succeeds
Act (ESSA) of 2015 and the state’s current accountability, neither the District nor any school require additional support or intervention as mandated by state and local indicators.

Moreover, the Petition fails to identify whether the Charter will employ special education credentialed teachers, psychologists, Speech and Language Pathologist, Occupational Therapist, Physical Therapist, Marriage Family Therapist, Adaptive Physical Education, Visually Impaired, Orientation and Mobility, and Deaf and Hard of Hearing staff mentioned. The Charter would be unable to provide students with a free appropriate public education (FAPE) as currently laid out by the Petition.

The Petition proposes a 90 minute math block described in the sample daily schedule an example of explicit instruction where students are part of the teacher directed whole-group lesson for the first 60 min. This sample daily schedule states that “math is modeled” suggesting a direct instruction approach. However, such approach is inconsistent with the Charter’s proposed approach to learning.

The Petition fails to mention Universal Access in Route to Intervention (RTI) section as well as reference to “rule-outs” which results in over identification of EL. (Petition, pg. 92.) Further, the Petition fails to identify any curriculum or innovative strategies for addressing dyslexia (Petition, pg. 95.)

**Measurable Pupil Outcomes (Ed. Code, § 47605(b)(5)(B))**

The Petition’s description of this element is found not to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 111-123.) In general, with regard to all goals identified in the Petition, Petitioners fail to provide any baselines for all goals.

The Petition states that the Charter will fulfill its goal of parent involvement in that at least 90% of parents will attend new family orientation and 100% of new families will receive a home-visit before the start of the school year. (Petition, pg. 115). It also states that parents “will be actively involved in [our] community.” (Petition, pg. 115). It is neither legal nor appropriate for a student to be excluded from a charter school or a school activity because a parent did not volunteer or make a financial contribution to their school. By compelling parent involvement, the Charter is essentially requiring a fee in violation of the California Constitution. Further, the Petition alleges that at least 90% of families will score the Charter as “satisfactory” on family surveys that are to be completed twice per year, which will measure level of parent satisfaction with the Charter’s educational program. (Petition, pg. 115.) However, the Petition fails to indicate how it will respond if parent satisfaction falls below 90%.

Further, the Petition arbitrarily states that students at every applicable grade level, including all subgroups, will score at a higher proficiency rate by at least 10% on the CAASPP in the areas of English Language Arts (ELA) and mathematics than local schools; and 5% above the CAASPP statewide assessment results in the areas of ELA and mathematics. (Petition, pg. 116.) In doing so, it fails to specifically demonstrate how those ambitious percentages were arrived. It is also uncertain how the expected annual measurable outcomes will be achieved as they are vague and are not all aligned with the stated goals. Additionally, the Petition states “based on areas of growth, school will provide necessary intervention at the individual and collective levels.” (Petition, pg. 116.) It is unclear what it means by “based on areas of growth,” though it is presumed it should have stated “based on areas where standard is not met.” Also, the Petition fails to identify the types of interventions the Charter will take should the standard not be met and how any interventions will be implemented across
the board. The Charter provides no analysis as to how to respond if the interventions do not significantly improve student achievement. Thus, it is unclear how the Charter will ascertain how academic growth will be demonstrated and academic progress will be made using the actions identified under this goal.

Moreover, the Petition states that 100% of EL will advance at least one performance level on the English Language Proficiency Assessments for California (ELPAC) each academic year. (Petition, pg. 117.) The Petition also alleges that the Charter’s reclassification rate will exceed the District’s reclassification rate by 5%. (Petition, pg. 118.) Again, without specifically demonstrating how these ambitious percentages were arrived, the Charter could potentially advance or re-classify students who may not be achieving the standard. While the Petition references the ELA framework and the overarching goals of ELA/Literacy and ELD instruction for students, there is no mention of the Integrated and Designated ELD that the Framework calls for in Program 2 – (ELA/ELD Basic Program) “must include materials necessary for designated ELD instruction.” (See Ch.12 of the ELA/ELD Framework.) Additionally, the Petition makes no indication of a differentiated textbook, instructional materials, supplies, and equipment that will be provided to English Learners. Even though the Charter proposes to use Techtcii.com and FOSS Next Generation Kits, the titles of the kits are not specified. The Petition does not state whether the Intermediate grades will be integrated specific for Earth Science, Life Science and Physical Science. (Petition, pg. 54.) The Petition does not provide assurances that its teachers will receive professional learning that will focus on research based instructional practices. While the Petition mentions that teachers will supplement inquiry-based learning with several strategies for a balanced approach to instruction, the Petition fails to adequately describe how it will strike that balance. (Petition, pgs. 79-80.)

Additionally, the Petition does not provide a plan for reporting attendance, even though District criteria require that it follow the same rules as the District. The process of how to effectively monitor absences is also excluded from the Petition and only mentions that the Charter will “conference” about trimester incentives. (Petition, pg. 119.)

By using assessment information to monitor students’ progress, teachers will be able to make the necessary modifications and adjustments to best support students. While the Charter’s LCAP uses API to measure growth: “We will achieve a Growth API of at least 800 or equivalent during our first eligible year.” This antiquated accountability system is inconsistent with Common Core State Standards. The goal of the Charter is not based on any objective recognized or alternate measure of student proficiency, but its goals are rather based on subjective comparison with the District and the state as benchmarks. (Petition, pg. 116.)

The Petition states that “Discovery Charter School-Montebello shall obtain parent/guardian consent to assess Discovery Charter School-Montebello students.” However, the Charter makes blanket statements for exemption, even though parents cannot exempt their child from an assessment of English Language Proficiency. And with this, the Petition does not define any alternate assessment to be used if parents elect to opt out of the ELPAC.

The Petition also states that it will maintain a suspension rate (no greater than 2%) and an expulsion rate (no greater than 1%) but fails to specify how it will maintain a low percentage especially when students commit mandatory expellable offenses. (Petition, pg. 121.)
Under the category of “Other Student Outcomes,” the Petition states that 80% of students enrolled at the Charter for a full academic year will receive a grade of “C” or better. (Petition, pg. 123.) The action is not tailored with the stated goal. The Petition fails to reasonably describe how this goal will be achieved as a result of the actions identified (i.e., “Principal will conduct annual inventory of instructional materials and immediate [sic] purchase of necessary resources”). (Petition, pg. 123.) Likewise, the same problems are wrought with the goal that 80% of students enrolled at the Charter for a full academic year will perform at “proficient” on the related state standardized tests. (Petition, pg. 123.)

**Note**

Note that this element requires measurable pupil outcome both schoolwide and for all groups of pupils served the charter school pursuant to Education Code section 52052(a)(3)(A). For the Charter, those groups include African American, Latino, and socioeconomically disadvantaged standards. To the extent that the outcomes above are meant to apply equally to each subgroup, the element is not met.

**Method for Measuring Pupil Progress (Ed. Code, § 47605(b)(5)(C))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 124-127.) The Petition indicates that the Charter will “seek to quickly identify students who may be low-achieving in the first weeks of the academic year, and will implement an early intervention program.” (Petition, pg. 124.) The Petition further indicates it will identify such students “through multiple measure assessments including Smarter Balanced interim assessments, diagnostic tests, and teacher-designed tests.” (Petition, pg. 124.) However, the Petition fails to identify how the proposed assessments and tests will capture a full understanding of the student’s achievement.

The Petition fails to provide specific objective measures to determine accountability for student progress. Although the Petition identifies several academic achievement measures to determine academic progress, the Petition presumably provides sole discretion to the Charter to pick a measure of academic achievement to determine its program success. Further, the Petition does not allow for the District’s input in determining which accountability measure the Charter utilizes.

Additionally, the Petition states that the results of these “multiple measures of student achievement will be used to evaluate progress” and that the Charter’s staff, led by the principal, will “collect, analyze and review the results of schoolwide assessments and recommend modifications, if they are needed, the school’s curriculum and other programs.” (Petition, pg. 125.) It also states that “[t]eachers will use standards-aligned formative assessments to continually monitor student progress and to make adjustment on the curriculum and instructions when such is necessary and appropriate.” (Petition, pg. 125.) However, the Petition fails to explain how the Charter intends to adjust the curriculum and instructions while complying with content standards and other applicable requirements.

Finally, the Petition states that the Charter will use a “School Information System, such as PowerSchool, to document, track, manage, and disseminate student data to appropriate parties, including mandated reporting (i.e., California Longitudinal Pupil Achievement Data System).” (Petition, pg. 125.) However, the Petition fails to specifically identify the “appropriate parties” and
makes no affirmation how student record disclosure will comport with all state and federal privacy
laws, including, but not limited to, the Family Educational Rights and Privacy Act (FERPA).

**Governance Structure (Ed. Code, § 47605(b)(5)(D))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to
meet the standard. (Petition, pgs.128-134.) The Petition does not adequately set forth how the
interests of different parties, including parents, will be represented and involved in the governance.
While the Bylaws state that the initial Board shall be comprised of parties as appointed by the
Incorporator, the District does not have an opportunity to provide any input on the selection of the
initial Board. (Bylaws, pg. 3; Section 6.03(a).) Since the initial Board shall serve in staggered terms,
initial Board members who were not elected according to the recruitment and selection process will sit
on the Board for a term much longer than others. This lack of oversight over the recruitment and
selection of the initial Board could result in the Charter failing to act in the best interest of students and
parents. (Petition, pg. 129.) Additionally, pages 133 and 134 describe an “SSC,” however, the
description provided does not function as described in law (federally funded programs versus LCAP).
(Petition, pg. 133-134.) Last, in the event of dissolution of the non-profit public benefit corporation,
the Bylaws do not identify the process for conducting any dissolution process.

**Employee Qualifications (Ed. Code, § 47605(b)(5)(E))**

It is determined that the discussion regarding employee qualifications is not reasonably
comprehensive. (Petition pgs. 135-150.) The Petition fails to identify all general qualifications of all
employees, including teaching staff, non-certificated staff, instructional support staff, and non-
certificated administrative staff. Further, the Petition makes no expressed prohibition of the hire of any
person, in either a certificated or classified position, who has been convicted of a violent or serious
felony.

Although federal and state laws are cited in the Petition designating the Charter as an equal opportunity
employer, there is no clear process outlined as to how staff is recruited, interviewed and selected.
Furthermore, only 1 of the 7 proposed teachers will hold the required teacher credential/authorization to teach English Learners (CLAD or BCLAD). In fact, the Petition
produced a teacher signature by a person known as “Malcolm Heron.” However, and upon review,
there is no person “Malcolm Heron” that maintains a credential in the State of California. (Petition,
Tab 6.) The Petition only attaches evidence of credentialing by another person named “Malcom Heron”
which is inconsistent to what was signed.

Moreover, there is no evidence in the Petition that Charter employees will have collective bargaining
rights, nor any evidence or suggestion that they will be represented by the District’s current bargaining
units (i.e., Montebello Teachers Association or California Schools Employees Association).

**Health and Safety Procedures (Ed. Code, § 47605(b)(5)(F))**

The Petition’s description of this element is found to be reasonably comprehensive and meets the
standard. (Petition, pgs. 151-155.) However, it should be noted that the Charter does not have an
existing Staff/Student Harassment Policy to prevent, report and remediate any concerns about
discrimination and sexual harassment. Additionally, the Charter does not make specific reference to an adopted Child Abuse Policy.

**Racial and Ethnic Balance (Ed. Code, § 47605(b)(5)(G))**

The Petition’s description of this element is not found to be reasonably comprehensive and meets the standard. (Petition, pgs. 156-157.) While the Education Code requires assurance that the Charter will achieve racial and ethnic balance, the Petition only provides that it will “strive to achieve and maintain a racial and ethnic balance...” (Petition, pg. 156.). This falls short of the requirement.

**Admission Requirements (Ed. Code, § 47605(b)(5)(H))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 158-160.) The Petition improperly provides for admission preference to children of staff, Board members and founders, which suggests nepotism and favoritism, and, the Petition fails to present a rationale or justification for such preference. (Petition, pg. 160.)

**Annual Independent Financial Audits (Ed. Code, § 47605(b)(5)(I))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pg. 161.) The Petition does not identify the appropriate training and experience maintained by the Certified Public Accounting firm needed to conduct financial audits. Moreover, the Petition fails to identify the generally accepted accounting procedures that it intends to employ, and whether the District will play a role in the auditing process. In fact, the Petition fails to provide the District with a role in the selection process. (Petition, pg. 161.)

**Suspension and Expulsion Procedures (Ed. Code, § 47605(b)(5)(J))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 162-180.) The Petition fails to address the rights of students with disabilities as they pertain to discipline consistently with the Individual Disability Education Act and Education Code. For example, the Petition states that students with disabilities, who are suspended more than ten school days in a school year, may be subject to a change of placement and the student’s IEP would reflect this change. (Petition, pg. 178.) However, because this procedure is mandatory, it does not take into account the input of the IEP team and also fails to identify specifically who will participate in the decision-making process to change a student’s placement when the IEP team should do so under the law. Moreover, the Petition states the IEP Team will conduct a functional behavioral assessment and implement a behavioral intervention plan if the team determines that the conduct was a manifestation of the child’s disability. However, this rigid requirement is expected to cover all situations but fails to consider each student’s unique needs on a case by case basis. (Petition, pg. 178.)

**Employee Retirement System (Ed. Code, § 47605(b)(5)(K))**

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pg. 181.) The Petition fails to state the manner by which staff members of the Charter will be covered by the State Teachers’ Retirement System, the Public Employees’
Retirement System, or federal social security. The Petition does not illustrate a salary schedule, step and column graphs, nor which insurance carrier would cover prospective employers of the Charter. (Id.)

Public School Attendance Alternatives (Ed. Code, § 47605(b)(5)(L))

The Petition’s description of this element is found to be reasonably comprehensive and meets the standard. (Petition, pg. 182.)

Post-Employment Rights of Employees (Ed. Code, § 47605(b)(5)(M))

The Petition’s description of this element is found to be reasonably comprehensive and meets the standard. (Petition, pg. 183.) However, while the Charter does state that District employees who choose to leave the employment of the District to work at the Charter will have no automatic right to return to the District after employment by the Charter, the narrative regarding this topic does not clearly articulate that District employees need to remain for at least one year. (Id.)

Dispute Resolution Procedures (Ed. Code, § 47605(b)(5)(N))

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 184-185.) The Petition fails to set forth the process for handling internal disputes, for use by parents, students, volunteers, and/or staff. It only refers to the existence of a copy of the Charter’s policies and internal resolution process, which is not attached. (Petition, pg. 185.) The Petition also does not include an adequate statement regarding cost sharing. Additionally, the Petition only reflects a generic system of support for students and their families as well as foster youth and their families. (Petition, pg. 160).

Declaration that it shall be deemed the exclusive public school employer of its employees (Ed. Code, §47605(b)(5)(O))

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. The Petition fails to address this element entirely and therefore does not contain a reasonably comprehensive description required by law.

Closure Procedures (Ed. Code, §47605(b)(5)(P))

The Petition’s description of this element is not found to be reasonably comprehensive and fails to meet the standard. (Petition, pgs. 186-189.) In particular, the Petition fails to provide the District with any oversight abilities should the Charter close, thereby exposing the District to possible liabilities related to the Charter’s closure.
Miscellaneous Charter Provisions

The Petition fails to state that the District bears no responsibility for Charter violations including compliance issues arising under the IDEA, Section 504, Americans with Disabilities Act (ADA) and other applicable law.

Mr. Cardenas requested clarification from legal counsel regarding the location and Proposition 39. Mr. Richard Gonzalez, legal counsel informed the Board of Education that Proposition 39 Implementing Regulations only applies to schools that have been authorized by a governing body, Los Angeles County Office of Education, or other entities. Once approved the application needs to be submitted to the District asking for facilities and it is a year long process going back and forth. It would not apply to the August 2018 opening of the charter school. He mentioned that the time has lapsed and is no longer applicable.

Ten members of the audience addressed the Board of Education. Eight speakers expressed opposition to the charter school petition. Included in the ten audience members who addressed the Governing Board, were the President of the Montebello Teachers Association (MTA), and President of the California School Employees Association (CSEA), they expressed their concerns and opposition regarding the charter school petition. There were two audience members who addressed the Board of Education in favor of the charter school petition, included in the two audience members was Mr. Jose Salas, Board Secretary for the Legacy Public Charter Schools.

On motion of Mr. Chacon to reject and deny the Discovery of Charter Schools Item #9, seconded by Mr. Cisneros

Mr. Cárdenas made a subsequent motion to accept the Findings of Facts as presented by staff, Mr. Chacon accepted, and Mr. Cisneros accepted and seconded the motion.

Hector Chacon, Edgar Cisneros, Benjamin Cárdenas and President Joanna Flores, stated their concerns about the charter school petition.

Mr. Cárdenas made a subsequent motion to accept the Findings of Facts, seconded by Dr. Cupchoy.

President Flores called for a voice vote to accept the Findings of Facts. All “aye” votes were received. President Flores declared the motion carried by a 5-0 vote.

Dr. Cupchoy: Aye
Mr. Cárdenas: Aye
Ms. Flores: Aye
Mr. Cisneros: Aye
Mr. Chacon: Aye
Board of Education
Minutes, February 1, 2018

[A copy of the presentation, “Discovery Charter School-Montebello Petition Review,” is attached to the Official Minutes of the Board of Education meeting February 1, 2018, as pages 15a(1) through 15a(16).]

Dr. Martinez read the following recommendation:
Montebello Unified School District recommends that the petition be denied by the Board of Education based on the following:

• The petition proposes an unsound educational program;
• The petition fails to serve and address specialized populations;
• The petition does not contain reasonably comprehensive descriptions of all elements required under law

On motion of Mr. Chacon and seconded by Mr. Cisneros that the Board of Education deny the Discovery Charter School – Montebello petition.

President Flores called for a voice vote to deny the petition. All “aye” votes were received. Rick Olivarez, legal counsel declared the motion carried by a 5-0 vote.

Mr. Chacon: Aye
Mr. Cisneros: Aye
Ms. Flores: Aye
Mr. Cárdenas: Aye
Dr. Cupchoy: Aye

[A copy of Item No. 9 Resolution No. 27(2017-2018), “Board to Approve or Deny the Discovery Charter School-Montebello in accordance with Education Code §47605(b),” is attached to the Official Minutes of the Board of Education meeting February 1, 2018, as pages 15b(1) through 15b(2).]

CONSENT AGENDA – ITEMS WITHDRAWN FOR FURTHER DISCUSSION/ACTION

The following items, listed under the “Consent Agenda,” were withdrawn by members of the Board of Education for further discussion and/or separate action:

• Item 5-a, “Consider Approval of Contract for Specialized Legal Services – Artiano Shinoff Abed Blumenfeld Carelli Kostic Sleeth & Wade, APC”
• Item 9c-1, “Consider Approval of Employment Agreement for Superintendent of Schools”
CONSENT AGENDA

On motion of Mr. Cisneros, seconded by Mr. Chacon the following “consent agenda” resolutions were unanimously adopted:

Consent Agenda
Mr. Cisneros: Aye
Mr. Chacon: Aye
Dr. Cupchoy: Aye
Mr. Cárdenas: Aye
Ms. Flores: Aye

PURCHASE ORDER REPORT SUMMARY NO. 10(2017-2018)

That the Board of Education approve Purchase Order Report Summary No. 10(2017-2018) dated January 22, 2018, in the total amount of $380,352.82, it being certified all are in accordance with provisions of California Education Code and Policies of the Board of Education.

WARRANT REPORT NO. 6(2017-2018)

That the Board of Education approve Warrant Report No. 6(2017-2018) in the total amount of $33,589,348.05, certified to cover all warrants issued during the month of December 2017 and to cover only items having Board approval prior to release.

RECORD OF COLLECTIONS NO. 6(2017-2018)

That the Board of Education accept Record of Collections No. 6(2017-2018) in the total amount of $12,160,472.20, certified to cover all receipts issued during the month of November 2017.

INFORMATIONAL ITEM

The following report was presented as information for members of the Board of Education:

• Suspensions of Pupils – Report dated December 2017 through January 2018

ATTENDANCE AT MEETINGS/WORKSHOPS/CONFERENCES

That the Board of Education authorize/ratify participation in the following meetings/workshops/conferences:

<table>
<thead>
<tr>
<th>ACTIVITY</th>
<th>AUTHORIZED PERSONNEL</th>
<th>FUNDING (ACTUAL AND NECESSARY EXPENSES UNLESS OTHERWISE STATED)</th>
<th>DIVISION</th>
</tr>
</thead>
<tbody>
<tr>
<td>All meetings listed below</td>
<td>Board Members</td>
<td>Advance authorized</td>
<td>Board of Education</td>
</tr>
<tr>
<td></td>
<td>Superintendent</td>
<td></td>
<td>Superintendent’s Office</td>
</tr>
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</table>
### MEETINGS

<table>
<thead>
<tr>
<th>School District</th>
<th>Participants</th>
<th>Date Range</th>
<th>Rate Details</th>
<th>Department</th>
</tr>
</thead>
<tbody>
<tr>
<td>Paramount Unified</td>
<td>Teresa Alonzo</td>
<td>February 2018</td>
<td>Release time only</td>
<td>Information Technology Services</td>
</tr>
<tr>
<td>School District</td>
<td>Classified</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Technology Meeting</td>
<td>Jonathan Chen</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Paramount, CA</td>
<td>Jesus Lara</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>February 2018</td>
<td>Yvonne Chau</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Math and ELA Data Teams</td>
<td>Certificated</td>
<td>Eastmont Intermediate</td>
<td>$45.00 per hour per person (up to 5 hours each) Title I</td>
<td>Instructional Services</td>
</tr>
<tr>
<td>Eastmont Intermediate</td>
<td>Up to 7 persons</td>
<td>February – March 2018</td>
<td></td>
<td></td>
</tr>
<tr>
<td>WORKSHOPS</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Los Angeles County Office of Education (LACOE)</td>
<td>Todd Macy</td>
<td>Downey, CA</td>
<td>$60.00 per person</td>
<td>Instructional Services</td>
</tr>
<tr>
<td>- Consolidated Application</td>
<td>Alvaro Frausto</td>
<td>February 2018</td>
<td>$50.00 advance authorized per person for registration Title I</td>
<td></td>
</tr>
<tr>
<td>Reporting System (CARS)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Downey, CA</td>
<td>Lizette Mejia</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>February 2018</td>
<td>-Classified</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Ivette Ramirez</td>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>School Services of California</td>
<td>Classified</td>
<td>Downey, CA</td>
<td>$240.00 per person</td>
<td>Business Services</td>
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<tr>
<td>The Basics of School Construction &amp; School</td>
<td>Up to 2 persons</td>
<td>February 2018</td>
<td>$215.00 advance authorized for registration General fund</td>
<td></td>
</tr>
<tr>
<td>Construction Accounting</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Downey, CA</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Los Angeles STEMposium East – STEMposium STEM Practices that Promote District & Campus High Performance Arcadia, CA February 2018

Leticia Garcia (WGE)

Certificated Maria Solis

Certificated Tiffany Uribe (WGE)

Project Lead The Way Core Training Refresher Workshop: Principles of Engineering Pomona, CA February 2018

Certificated Marilyn Cortez (SHS)

Certificated Garth Kline

Los Angeles County Office of Education (LACOE) – 2nd Annual LACOE Special Education Symposium Downey, CA March 2018

Bibi Alvarado (DO)

$165.00

$150.00 advance authorized for registration

S&C

CONFERENCES

New Tech Network National Spring Leadership Summit 2018

Stacey Honda (DO)

$694.00 per person

$550.00 advance authorized per person for registration

S&C

Bright Spots: How Learning from Our Successes Builds a Culture of Continuous Improvement Anaheim, CA February 2018

Leticia Alvidrez (ATC)

Certificated Jose Ornelas

Certificated Karen Clarke

Certificated Kim Dawson

Certificated Amy Korpal

Certificated Alex Valadez (ATC)

Spring CUE 2018 A National Conference Palm Springs, CA March 2018

Classified Jonathan Chen (DO)

Classified Jonathan Chalberg

$1540.00 per person

$599.00 advance authorized per person for registration and lodging

S&C

Information Technology Services
EMPLOYMENT OF CONSULTANTS

That the Board of Education authorize/ratify employment of the following consultants:

<table>
<thead>
<tr>
<th>MEETINGS/SERVICES</th>
<th>CONSULTANT</th>
<th>FUNDING</th>
<th>DIVISION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Professional Development on Research Based Writing</td>
<td>Nancy Fetzer Literacy Connections, Inc.</td>
<td>$1000.00 per day includes expenses (not to exceed 3 days) Title I</td>
<td>Instructional Services</td>
</tr>
<tr>
<td>Strategies to Help At-Risk Students</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Winter Gardens Elementary</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>February – April 2018</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Career &amp; Technical Education (CTE) Advisory Summit (Re)Defining the Goal: Providing True Career Readiness Professional Development for CTE teachers, staff, &amp; stakeholders Applied Technology Center High School April 2018</td>
<td>Kevin J. Fleming, Ph.D. D.B.A. Telos Educational Services</td>
<td>$5000.00 includes expenses CCPT Grant</td>
<td>Instructional Services</td>
</tr>
</tbody>
</table>

APPROVAL OF AGREEMENT – PRECISION EXAMS, LLC – MONTEBELLO UNIFIED SCHOOL DISTRICT CAREER TECHNICAL EDUCATION

That the Board of Education authorize the administration to enter into an agreement with Precision Exams, LLC for the purpose of providing professional software development evaluation services accessing an online data tracking system in order to record student information and programmatic data including attendance and student certification to MUSD Career Technical Education during the period of January 1, 2018 through June 30, 2019. The cost involved will not exceed $19,800.00 in this agreement will be funded through CCPT Grant.

A copy of the agreement is on file in the office of the Career and Technical Education.
APPROVAL OF MEMORANDUM OF UNDERSTANDING – LATINO KIDS HEALTH DBA LK HEALTH

That the Board of Education authorize the administration to enter into an agreement with Latino Kids Health dba LK Health and shall remain in effect unless terminated by either party, for the purpose of providing primary health care services (medical, dental, and behavioral health). Both parties agree that services rendered will be at no cost to either party.

A copy of the agreement is on file in the office of Secondary Education.

APPROVAL OF OVERNIGHT/OUT-OF-STATE SPECIAL STUDY TRIP – MONTEBELLO HIGH SCHOOL

That the Board of Education approve an overnight/out-of-state special study trip for thirteen (13) Montebello High School students and two (2) district chaperones to participate in the WorldStrides program to Reykjavik, Iceland from April 3-8, 2018. Transportation will be provided by commercial carriers. All expenses, including insurance, will be paid by individual students and donations.

APPROVAL OF OVERNIGHT/OUT-OF-STATE SPECIAL STUDY TRIP – MONTEBELLO HIGH SCHOOL

That the Board of Education approve an overnight or out-of-state special study trip for up to twenty-six (26) Montebello High School students and one (1) district chaperones to participate in the JAMZ Cheer National Championship at the Orleans Arena, Las Vegas, NV from February 22-25, 2018. Transportation will be provided by commercial carriers or students’ parents. All expenses, including insurance, will be paid by individual students, fundraisers and school ASB.

APPROVAL OF OVERNIGHT/OUT-OF-STATE SPECIAL STUDY TRIP – SCHURR HIGH SCHOOL

That the Board of Education approve an overnight special study trip for ten (10) Schurr High School students and two (2) district chaperones to participate in the Stanford Invitational Tournament, February 9–12, 2018 on the campus of Stanford University in Palo Alto, California. Transportation will be provided by commercial carrier. All expenses, including insurance, will be paid by individual students, school ASB and fundraisers.
AGREEMENTS – STUDENTS WITH DISABILITIES IN NONPUBLIC SCHOOLS
That the Board of Education enter into agreement with the following Nonpublic, Nonsectarian, State-approved schools/agencies and/or residential and educationally related intensive counseling services for the 2017-2018 school year to provide educational and related services, in accordance with the agreements on file in the office of the Director of Special Education.

Port View Preparatory
23705 Via del Rio
Yorba Linda, CA 92887

That the Board of Education enter into agreements to provide educational, residential and mental health related services for the following students in Nonpublic, Nonsectarian, or Nonpublic School associated with Residential Treatment Center State-approved school for the 2017-2018 school year. Funds to be paid from Special Education Tuition Account #25455, or Out of State Account #28799, Parent Travel/Expense Account #28800, Educationally Related (Mental Health) Related/Room and Board Account #068020/068021, in accordance with agreements on file in the office of the Director of Special Education.

<table>
<thead>
<tr>
<th>SCHOOL/AGENCY</th>
<th>PUPIL CODE</th>
<th>PUPIL NAME</th>
</tr>
</thead>
<tbody>
<tr>
<td>Port View Preparatory</td>
<td>A</td>
<td>(approx. $ 223.62/per diem)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SCHOOL/AGENCY</th>
<th>PUPIL CODE</th>
<th>PUPIL NAME</th>
</tr>
</thead>
<tbody>
<tr>
<td>23705 Via del Rio</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

REVISION OF BOARD BYLAW NO. 9270 – “CONFLICT OF INTEREST AND DISCLOSURE CODE” FOR MONTEBELLO UNIFIED SCHOOL DISTRICT
That the Board of Education approve the attached revision of Board Bylaw No 9270 – Conflict of Interest and Disclosure Code for Montebello Unified School District for final approval. [A copy of the revised Board Bylaw No. 9270, “Conflict of Interest and Disclosure Code” is attached to the Official Minutes of the Board of Education Meeting for February 1, 2018, as pages 21a(1) through 21a(3).]

APPROVAL TO ENTER INTO AGREEMENT WITH IMPERIAL ELECTRIC, FOR THE ELECTRICAL AND DATA LINES RELOCATION FOR THE COORDINATOR OFFICES IN THE FACILITIES DEVELOPMENT DEPARTMENT
That the Board of Education enter into an agreement with the lowest responsible bidder, Imperial Electric, Upland, California, for the Electrical and Data Lines Relocation for the Coordinator Offices in the Facilities Development Department. The estimated not to exceed cost for this agreement is $7,500.00. Funding would be provided by the Facilities Development General Fund and/or other approved applicable funding.

[A copy of the proposal with Imperial Electric for the Electrical and Data Lines Relocation is attached to the Official Minutes of the Board of Education meeting for February 1, 2018, as page 21b(1).]
AMENDMENT TO OWNER’S CONTINGENCY AMOUNT – APPROVAL TO ENTER INTO AGREEMENT WITH SANDALWOOD CONSTRUCTION, FOR BID NO. 17 (2017-2018) MODERNIZATION AT SCHURR HIGH SCHOOL

That the Board of Education authorize the District to amend the agreement with Sandalwood Construction, Cerritos, California, for Bid No. 17 (2017-2018) Modernization at Schurr High School. The estimated not to exceed fee for this project is $1,325,000.00 (inclusive of $50,000.00 owner’s contingency, if required). Funding to be provided by the State School Facility Program and/or other approved applicable funding. It is necessary to correct the contingency amount to $50,000.00 due to a clerical error.

RESOLUTION NO. 26 (2017-2018) DESIGNATING AN AUTHORIZED REPRESENTATIVE UNDER THE CALIFORNIA GOVERNOR’S OFFICE OF EMERGENCY SERVICES

That the Board of Education adopt the attached Resolution No. 26 (2017-2018) Designating an Authorized Representative for the California Governor’s Office of Emergency Services.

The attached universal resolution is effective for all open and future disasters up to three (3) years following the date of this approval.

[A copy of Resolution No. 26 (2017-2018), “Designating an Authorized Representative under the California Governor’s Office of Emergency Services,” is attached to the Official Minutes of the Board of Education meeting for February 1, 2018, as pages 22a(1) through 22a(2).]

APPROVAL TO FILL CITIZEN BOND OVERSIGHT COMMITTEE MEMBER VACANCIES AS PER CITIZEN BOND OVERSIGHT BY-LAWS SECTION 5.6

That the Board of Education approve the appointment of Citizens’ Bond Oversight Committee (CBOC) members Maria Teresa Hirsch, Active Bona-fide Taxpayer Organization, and Daniel Ramirez, Community At Large, in compliant with CBOC by-laws section 5.6.

CERTIFICATED EMPLOYMENT

That the Board of Education approve and ratify the action of the administration in employing the following persons in the positions and at the salary rates shown, effective as of the dates indicated.

Long Term Substitute Teachers as needed for the 2017-2018 school year @ $200.00 per day:
Vanessa Jimenez Carolina Valdes

End Long Term Substitute Teacher assignment for the 2017-2018 school year:
Simon T. Dai Ernesto Vega
Additional assignments for 2017-2018 school year:

1/6 per Diem in lieu of prep period at SHS, effective 01/17/18 – 06/14/18, funded by Base:

<table>
<thead>
<tr>
<th>Name</th>
<th>Subject</th>
<th>Per Diem Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lulu Arregui</td>
<td>Spanish 1-2</td>
<td>$142.87</td>
</tr>
<tr>
<td>Carlos Avila</td>
<td>AVID</td>
<td>$138.53</td>
</tr>
<tr>
<td>Mar Canizares</td>
<td>Spanish 7-8</td>
<td>$142.27</td>
</tr>
<tr>
<td>Vanessa Favela</td>
<td>US History</td>
<td>$142.87</td>
</tr>
<tr>
<td>Daniel Gonzalez</td>
<td>Theatre 1-2</td>
<td>$142.87</td>
</tr>
<tr>
<td>Erik Greene</td>
<td>Art Fundamentals</td>
<td>$145.30</td>
</tr>
<tr>
<td>Jenaffer Hansen</td>
<td>Economics</td>
<td>$115.05</td>
</tr>
<tr>
<td>Rebecca Martinez</td>
<td>Spanish 1-2</td>
<td>$126.99</td>
</tr>
<tr>
<td>Jacqueline Montanez</td>
<td>Academic Decathlon</td>
<td>$122.66</td>
</tr>
<tr>
<td>Sonia Moreira</td>
<td>Spanish 1-2</td>
<td>$146.33</td>
</tr>
<tr>
<td>Jerry Ortiz</td>
<td>American Government</td>
<td>$142.87</td>
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<tr>
<td>Gabriela Plazas</td>
<td>Earth Science</td>
<td>$142.27</td>
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<tr>
<td>Dave Ramos</td>
<td>World History</td>
<td>$126.99</td>
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<tr>
<td>Mario Rizo</td>
<td>Chemistry</td>
<td>$124.87</td>
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<tr>
<td>William Schultheis</td>
<td>Geometry</td>
<td>$144.17</td>
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<tr>
<td>Kenneth Seto</td>
<td>Computers 1-2</td>
<td>$144.17</td>
</tr>
<tr>
<td>Enrique Sigala</td>
<td>Spanish 3-4</td>
<td>$151.38</td>
</tr>
<tr>
<td>Ami Szerencse</td>
<td>ERWC</td>
<td>$145.30</td>
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<tr>
<td>Jonathan Tuthill</td>
<td>Geology</td>
<td>$100.21</td>
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<tr>
<td>Eduardo Viramontes</td>
<td>Earth Science</td>
<td>$127.30</td>
</tr>
<tr>
<td>Desiree Galan</td>
<td>SH-Functional Lang. Arts II</td>
<td>$121.40</td>
</tr>
<tr>
<td>Nanette Guillou</td>
<td>SH-Functional Lang. Arts II</td>
<td>$153.80</td>
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<tr>
<td>Paul Chavez</td>
<td>E.D.</td>
<td>$146.60</td>
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<tr>
<td>Rose Anne Yu</td>
<td>SH-Functional Lang. Arts II</td>
<td>$112.55</td>
</tr>
</tbody>
</table>

1/6 per Diem in lieu of prep period at MHS, effective 01/17/18 – 06/14/18, funded by Base:

<table>
<thead>
<tr>
<th>Name</th>
<th>Subject</th>
<th>Per Diem Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shaun Kuri</td>
<td>WASC Coordinator</td>
<td>$126.18</td>
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</tbody>
</table>

1/6 per Diem in lieu of prep period at BGHS, effective 01/17/18 – 06/14/18:

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<tr>
<th>Name</th>
<th>Subject</th>
<th>Per Diem Rate</th>
<th>Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lydia Felix</td>
<td>Mathematics</td>
<td>$183.55</td>
<td>Title 1</td>
</tr>
<tr>
<td>Rosa García</td>
<td>Mathematics</td>
<td>$174.81</td>
<td>Title 1</td>
</tr>
<tr>
<td>Cathleen Quinonez</td>
<td>Mathematics</td>
<td>$148.73</td>
<td>Title 1</td>
</tr>
<tr>
<td>Mario Torres</td>
<td>Mathematics</td>
<td>$174.81</td>
<td>Title 1</td>
</tr>
<tr>
<td>Yesenia Banuelos</td>
<td>English</td>
<td>$148.73</td>
<td>Title 1</td>
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<tr>
<td>Suzie Carter</td>
<td>English</td>
<td>$174.81</td>
<td>Title 1</td>
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<tr>
<td>Guadalupe Cowley</td>
<td>English</td>
<td>$177.75</td>
<td>Title 1</td>
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<tr>
<td>Darlene Villalobos</td>
<td>English</td>
<td>$163.44</td>
<td>Title 1</td>
</tr>
<tr>
<td>Efren Graban</td>
<td>SDC - SH</td>
<td>$137.08</td>
<td>Base</td>
</tr>
</tbody>
</table>
Teachers will provide support to Instructional Leadership Team and attend bi-monthly after school meetings at ATC @ $45.00 per hour (NTE 30 hours per person) effective 12/08/17 – 06/15/18, funded by S & C:
Kimberly Dawson
Amy Korpal

Saturday School at GAE @ $129.00 per day (NTE 6 days per person) effective 01/18/18 – 06/15/18, funded by Base:
Michael Hernandez
Ricardo Ramirez
Nancy Torres

Saturday School at BAE @ $129.00 per day (NTE 6 days per person) effective 01/19/18 – 06/15/18, funded by Base:
Kristin Aguirre
Diana Gonzalez
Maria Morales-Del Valle
Patricia Sifuentes-Vasquez
Andrea Sandoval

Saturday School at ATC @ $129.00 per day (NTE 6 days per person) effective 01/17/18 – 06/15/18, funded by Base:
David Aguirre
Maria E. Oyarzabal
Alejandro Valadez

Saturday School at EAI @ $129.00 per day (NTE 6 days per person) effective 01/19/18 – 06/15/18, funded by Base:
Vanessa Dionne
David A. Hernandez
Jaime Horta
Monique Heble
Juvenal Nunez
Vivian Paramo
John Ramirez

After school tutoring at VHS @ $45.00 per hour (NTE 120 hours) effective 01/17/18 – 06/15/18, funded by Title 1:
Kim Kato

Independent Study Teacher at BAE @ $45.00 per hour (NTE 40 hours) effective 01/19/18 – 06/15/18, funded by Base:
Kristin Aguirre

Before and after school intervention tutoring for students at risk in ELA and mathematics at BVE @ $45.00 per hour (NTE 40 hours per person) effective 02/05/18 – 06/15/18, funded by Title 1:
Renee Agajanian
Jenny Kwan Damasco

TOSA will support teachers with at risk students to differentiate instruction for vocabulary development, math concepts and test preparations at BAE on Saturdays @ $45.00 per hour (NTE 20 hours) effective 02/24/18 – 03/24/18, funded by Title 1:
Kristin Aguirre

After school intervention to support at risk students, including ELLs, using supplemental programs NEWSELA and Readworks to differentiate instruction for vocabulary development at BAE @ $45.00 per hour (NTE 25 hours) effective 02/13/18 – 05/03/18, funded by Title 1:
Silvia Montenegro
Saturday intervention tutoring to support at risk students to differentiate instruction for vocabulary development, math concepts and test preparations at BAE @ $45.00 per hour (NTE 20 hours per person) effective 02/24/18 – 03/24/18, funded by Title 1:
Andrea Sandoval  Gabriela A. Dominguez  Mario A. Gonzalez
Maria Morales-Del Valle

After school tutoring for at risk students in English Language Arts and mathematics at CCE @ $45.00 per hour (NTE 30 hours per person) effective 02/05/18 – 04/13/18, funded by Title 1:
Susana Pardave-Burquez  Rosa Andrade  Aissa Hernandez
Lucia Cruz  Bridget Rojo

Teacher will support at risk students using Language Power to differentiate instruction for vocabulary development at BAE @ $45.00 per hour (NTE 25 hours) effective 02/13/18 – 05/03/18, funded by Title 1:
Andrea Sandoval

After school tutoring for students at risk in mathematics and English Language Arts at BGI @ $45.00 per hour (NTE 40 hours per person) effective 02/02/18 – 06/30/18, funded by Title 1:
Griselda Aranda  Jesus De La Cruz  Claudia Felix
Sara Franco  George Magana  Catheline Merilus
Yolanda Velasco

Teacher will provide supplemental Language Arts intervention strategies for at risk students including ELs at VHS @ $45.00 per hour (NTE 120 hours) effective 01/17/18 – 06/15/18, funded by Title 1:
Rosio Lizarraga

Teacher will revise and/or develop smarter goals to create interventions that will support students in closing the achievement gap at VHS @ $45.00 per hour (NTE 12 hours) effective 02/02/18 – 06/15/18, funded by Title 1:
Daniel Lopez

Teacher will revise and/or develop smarter goals to create interventions that will support students in closing the achievement gap at VHS @ $45.00 per hour (NTE 25 hours) effective 02/02/18 – 06/15/18, funded by Title 1:
Lynette Baltierrez

Adult Ed Teacher will be Los Angeles Regional Adult Education Consortium representative and support the adult education curriculum at MOA @ $45.00 per hour (NTE 80 hours) effective 12/13/17 – 06/15/18, funded by Adult Ed:
Kimberly Brendzaal

Adult Ed Teacher will be Los Angeles Regional Adult Education Consortium representative and support the adult education curriculum at MOA/FPA @ $45.00 per hour (NTE 80 hours) effective 12/13/17 – 06/15/18, funded by Adult Ed:
Ivette Barrios
Adult Ed Teacher will be Los Angeles Regional Adult Education Consortium representative and support the adult education curriculum at FPA @ $45.00 per hour (NTE 80 hours) effective 12/13/17 – 06/15/18, funded by Adult Ed:
De Anne Susino         Susan Ruiz Vargas         Judy Mc Fadden

After school tutoring for at risk students in English Language Arts and mathematics at LMI @ $45.00 per hour (NTE 30 hours per person) effective 02/02/18 – 06/15/18, funded by Title 1:
Lucia Espinoza        Maribel Gaspar             Elizabeth Gonzales
Jaime Gutierrez       Meichun Lin              Juana Rodarte
Floramic Torres

Teacher will analyze intervention data of at risk students and monitor academic progress to create intervention classes at LMI @ $45.00 per hour (NTE 20 hours per person) effective 01/19/18 – 06/15/18, funded by Title 1:
Monica Amador        Maribel Gaspar             Elizabeth Gonzales
Floramic Torres

Independent Study Teacher at LMI @ $45.00 per hour (NTE 120 hours) effective 02/02/18 – 06/15/18, funded by Base:
Diana Barrales

After school tutoring in mathematics at MHS @ $45.00 per hour (NTE 30 hours) effective 02/16/18 – 06/08/18, funded by Title 1:
Felix L. Alvarado

Before and after school tutoring in English at MHS @ $45.00 per hour (NTE 50 hours per person) effective 02/02/18 – 06/08/18, funded by Title 1:
Rafael Lopez          Arturo Sandoval

Saturday School teachers at MHS @ $129.00 per day (NTE 1 day per person) effective 02/03/18, funded by Base:
Rafael Lopez          Michael McKay             Alexzandra Mendoza
Elieil Rubio          Arturo Sandoval

Teachers will analyze, develop, implement and monitor site based initiatives for ELs, foster youth and Title 1 students at MAI @ $45.00 per hour (NTE 16 hours per person) effective 01/19/18 – 06/15/18, funded by S & C:
Kristeen Agliolo      Laura Ruby Diaz             Eva Evans
Christina Hernandez   Anna Khananian             Stephanie Nagel
Toni Protti           Jessica Zwaal

Independent Study Teacher at RPS @ $45.00 per hour (NTE 40 hours) effective 01/17/18 – 06/16/18, funded by Base:
Jeffrey Belt
**Saturday School Teachers at RPS @ $129.00 per day (NTE 10 days per person) effective 02/03/18 – 06/16/18, funded by Base:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rafael Murillo</td>
<td>Rocio Gomez</td>
<td>Llvia Maynez</td>
</tr>
<tr>
<td>Elizabeth Gasca</td>
<td>Gabriela Tao</td>
<td>Melissa Aguilar</td>
</tr>
</tbody>
</table>

TOSA will disaggregate data of at risk students to formulate an effective intervention program at RPS @ $45.00 per hour (NTE 40 hours) effective 02/02/18 – 03/27/18, funded by Title 1:

Lorena Guerrero

**After school tutoring for at risk students in reading and mathematics at MGE @ $45.00 per hour (NTE 30 hours per person) effective 02/05/18 – 04/20/18, funded by Title 1:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Melissa Aguilar</td>
<td>Lander Espinosa</td>
<td>Rosa Hernandez</td>
</tr>
<tr>
<td>Aide Lara</td>
<td>Norma Trejo</td>
<td>Erica Vidrio</td>
</tr>
<tr>
<td>Oscar Vidrio</td>
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</tr>
</tbody>
</table>

**After school intervention tutoring for at risk students in mathematics at LME @ $45.00 per hour (NTE 27 hours per person) effective 02/05/18 – 04/13/18, funded by Title 1:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sandra DeLara</td>
<td>Guadalupe Ina</td>
<td>Lissa Vasquez Taylor</td>
</tr>
<tr>
<td>Elizabeth Wilkerson</td>
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</tbody>
</table>

**After school intervention tutoring for at risk students in Spanish Language Arts at LME @ $45.00 per hour (NTE 27 hours per person) effective 02/05/18 – 04/13/18, funded by Title 1:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Norma Aguilar</td>
<td>Minda Brown</td>
</tr>
</tbody>
</table>

**After school intervention tutoring for at risk students in English Language Arts at LME @ $45.00 per hour (NTE 27 hours) effective 02/05/18 – 04/13/18, funded by Title 1:**

Barbara Duran

**Saturday School Teacher at LME @ $129.00 per day (NTE 5 days) effective 01/20/18 – 06/30/18, funded by Base:**

Guadalupe Ina

**After school tutoring for at risk students in mathematics and Language Arts at MOI @ $45.00 per hour (NTE 20 hours per person) effective 02/05/18 – 04/13/18, funded by Title 1:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Eugenia Lopez</td>
<td>Edgardo Paat</td>
</tr>
</tbody>
</table>

**Saturday Academy tutoring for at risk students in mathematics at MOI @ $45.00 per hour (NTE 15 hours) effective 02/05/18 – 04/13/18, funded by Title 1:**

Kimiko Uyeda

**After school tutoring for at risk students in English Language Arts at WGE @ $45.00 per hour (NTE 30 hours per person) effective 02/05/18 – 03/27/18, funded by Title 1:**

<table>
<thead>
<tr>
<th>Name</th>
<th>Name</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rosie Becerra-Davies</td>
<td>Alma Gutierrez</td>
<td>Velia Hernandez</td>
</tr>
<tr>
<td>Maria Solis</td>
<td>Christa Spinelli</td>
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</tr>
</tbody>
</table>
HOSA – Jump at MOI @ $45.00 per hour (NTE 10 hours per month) effective 01/17/18 – 06/30/18, funded by S & C:
Karina Aragon

After school tutoring to meet the needs of identified at risk students at WIE @ $45.00 per hour (NTE 20 hours per person) effective 02/02/18 – 04/27/18, funded by Title 1:
Veronica Alatorre-Perea Roxana Arrezola Vicente Banuelos
Diane Bixler Velcy Cabral-Frias Gloria Cunningham
Idolina Esparza Maria Isabel Estrada Mary Ann Flores
Marisol Frausto Sonia Garces Claudia Hernandez
Luisa Monteoya-Navar Christina Retana Aura Rodriguez
Sandra Scharf

Saturday School Teacher at WAE @ $129.00 per day (NTE 8 days per person) effective 01/17/18 – 06/15/18, funded by Base:
Rosa Robles Rita Oyola Blanca Moreno
Antonio Carrillo, Jr. Ramon Verduzco

Independent Study Teacher at WIE @ $45.00 per hour (NTE 40 hours effective 12/12/17 – 06/15/18, funded by Base:
Josefina Perez

Saturday School Teachers at WIE @ $129.00 per day (NTE 10 days per person) effective 12/12/17 – 06/15/18, funded by Base:
Roxana Arrezola Bonnie Tom

Home Instructor at CDS @ $45.00 per hour (NTE 5 hours per student/week and 4 students) effective 12/01/17 – 06/14/18, funded by Base:
Debbie Roberts

Teachers will coordinate the Physical Fitness Test at their site @ $45.00 per hour (NTE 3 hours per person) effective 02/02/18 – 06/15/18, funded by S & C:
Marizol Adan Giovanni Alvarenga Noemy Barrera
Angel Benavides James Chaves Gloria Cunningham
Liliana Del Real Jesus Mancilla Mike Montoya
Sandra Orozco Vidal Quezada Jose F. Sandoval
Patricia Sifuentes-Vasquez Maria Solis Wei Wei Tsui
Oscar Vidrio

Teachers will coordinate the Physical Fitness Test at their site @ $45.00 per hour (NTE 5 hours per person) effective 02/02/18 – 06/15/18, funded by S & C:
Andres Guzman Rene Llamas Ruby Lopez
Christopher Olivo Jordan Robert Jorge Salas Ortiz
Marisol Sotelo
Teachers will coordinate the Physical Fitness Test at their site @ $45.00 per hour (NTE 8 hours per person) effective 02/02/18 – 06/15/18, funded by S & C:
Adriana Estrada          Maria Flores          Joey Jordan
Jon Kawaharada            Brian Zavala

Teachers will facilitate access to instructional materials and assess students completing online courses at VHS @ $45.00 per hour (NTE 60 hours per person) effective 01/18/18 – 06/15/18, funded by S & C:
Ruby Huerta            Daniel Lopez

After school tutoring for Title I Alternative Supports at various sites @ $45.00 per hour (NTE 40 hours per person) effective 02/05/18 – 04/20/18, funded by Title 1:
Kristin Aguirre       Elizabeth Contreras       Elizabeth Dominguez
Patricia Domingo     Lorena Guerrero          David A. Hernandez
Karen Ho              Lawrence Mc Kiernan       Mireya Murillo
Jayne Roman Perez     Bonnie Tom            Corina Villaraigosa

After school tutoring for Title I Alternative Supports at various sites @ $45.00 per hour (NTE 40 hours per person) effective 02/05/18 – 04/20/18, funded by Title 1:
Helene Abbasi          Melissa Aguilar         Marisela Aguirre
Carmen Alcazar       Antoinette Alfaro       Magdalena Arellano
Valerie Arguello     Roxana Arrezola         Kimberly Arvizu
Cynthia Avila-Viera  Felicitas Caballero     James Chaves
Luis Cobian           Brenda Cuevas           Luke Dever
Vanessa Dionne       Nicole Echencron         Mercedes Elisaldez
Rebecca Escalante    Claudia Felix           Sara Franco
Richard Franco       Edward Garcia           Imelda Garcia
Matilde Garcia       Omar Garcia             Nicole Garman
Rocio Gomez          Elizabeth A. Gonzales       Elizabeth Gonzalez
Mario Gonzalez       Marlene Gonzalez         Javier Hernandez
Michael Hernandez    Camelia Herrera          Christopher Johnson
Lily Jung-Rose       Brenda Kelly             Jonathan Kim
Myrna Lua            Leticia Machuca          George Magana
Mary Marin           Jorge Marquez            Alicia Mayen
Rosa Medina          Blanca Medina           Catheline Merilus
Marian Mgrdichian    Angelica Munoz           Rafael Murillo
Kenneth Ortiz        Vivian Paramo            Christina Paz
Toni Protti          Blanca Ramirez           John Ramirez
Monica Ramirez-Tamayo       Molly Ramos         Alicia Ramos
Christina Retana     Juana Rodarte            Sonny Rodriguez
Sandra Saghera       Peace Samora             Lydia Sedano
Victoria Sierra      Jorge Torres             Nancy Torres
Tiffany Uribe         Marlene Valenzuela       Yolanda Velasco
Joanna Velez          Pedro Villalobos         Silvia Viramontes
Jessica Zwaal


Salary Changes

<table>
<thead>
<tr>
<th>Name</th>
<th>From</th>
<th>To</th>
<th>Eff. Date</th>
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<tbody>
<tr>
<td>Jaime Q. Gutierrez</td>
<td>$72,103.54</td>
<td>$75,464.92</td>
<td>01/17/18</td>
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<tr>
<td>Sarah Jane Mecklenburg</td>
<td>$49,798.13</td>
<td>$56,531.25</td>
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<tr>
<td>Jessica Mejia</td>
<td>$88,453.93</td>
<td>$91,815.30</td>
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<tr>
<td>Maria E. Ramos**</td>
<td>$94,047.58</td>
<td>$94,397.58</td>
<td>07/01/14</td>
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<tr>
<td>Jonathan Woo</td>
<td>$81,780.33</td>
<td>$83,461.86</td>
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Assignment Changes

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<tbody>
<tr>
<td>Agustina Arellano</td>
<td>Substitute Teacher @ D.O.</td>
<td>TK Teacher @ WGE</td>
<td>01/16/18</td>
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<tr>
<td></td>
<td>$160.00 Daily Rate</td>
<td>$59,124.91</td>
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<tr>
<td>Mercedes Dimas</td>
<td>Substitute Teacher @ D.O.</td>
<td>Teacher @ BGE</td>
<td>01/16/18</td>
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<tr>
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<td>$160.00 Daily Rate</td>
<td>$80,244.88</td>
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<tr>
<td>Gilbert Gomez***</td>
<td>Teacher @ MHS</td>
<td>Contract Independent</td>
<td>01/17/18</td>
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<td></td>
<td>Studies Teacher @ MHS</td>
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</tr>
<tr>
<td>Adriana I. Gonzalez</td>
<td>Substitute Teacher @D.O.</td>
<td>Teacher @ GWE</td>
<td>01/16/18</td>
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<tr>
<td></td>
<td>$160.00 Daily Rate</td>
<td>$63,254.00</td>
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<tr>
<td>Carlos M. Munoz****</td>
<td>Teacher on LOA @ MOI</td>
<td>Teacher @ VHS</td>
<td>01/16/18</td>
</tr>
<tr>
<td>Mario A. Rodriguez</td>
<td>Substitute Teacher @ D.O.</td>
<td>Teacher @ RPS</td>
<td>01/16/18</td>
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<tr>
<td></td>
<td>$160.00 per day</td>
<td>$59,474.00</td>
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**Correction in Masters
***Assignment Change Only
****Location change only

CERTIFICATED LEAVES OF ABSENCE

That the Board of Education approved and ratify the requests for leaves listed below and as of the close of business on the dates indicated.

Leave of Absence

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Site</th>
<th>Eff. Date</th>
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</thead>
<tbody>
<tr>
<td>Cynthia Correa</td>
<td>Teacher</td>
<td>JGE</td>
<td>01/16/18</td>
</tr>
<tr>
<td>Beatriz A. Orozco</td>
<td>Teacher</td>
<td>GAE</td>
<td>12/20/17</td>
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Returning From Leave of Absence

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<tr>
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<th>Site</th>
<th>Annual Salary</th>
<th>Eff. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cesar Perez</td>
<td>Teacher</td>
<td>BGH</td>
<td>$102,683.30</td>
<td>01/15/18</td>
</tr>
<tr>
<td>Kathryn B. Placencia</td>
<td>Teacher</td>
<td>MHS</td>
<td>$ 85,082.18</td>
<td>12/28/17</td>
</tr>
<tr>
<td>Juvenal J. Nunez</td>
<td>Teacher</td>
<td>EAI</td>
<td>$100,002.61</td>
<td>01/08/18</td>
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That the Board of Education approve the attached 2018-19, 2019-20, 2020-21 academic school calendars for TK-12, adult education and the head start program reflecting the work year for certificated employees and instructional days for students, as presented.

[A copy of the “Academic School Calendars for 2018-2019, 2019-2020, 2020-2021,” are attached to the Official Minutes of the Board of Education meeting for February 1, 2018, as pages 31a(1)through 31a(9).]

APPROVAL OF MEMORANDUM OF UNDERSTANDING – UNIFORMS FOR BUS DRIVERS

That the Board of Education approve the attached Amended Memorandum of Understanding between Montebello Unified School District and California School Employees Association, Montebello Chapter 505 adding Article 21.8, Uniforms for regular full-time employees in the bus driver position, as presented.

[A copy of the “Memorandum of Understanding – Uniforms for Bus Drivers,” are attached to the Official Minutes of the Board of Education meeting for February 1, 2018, as pages 31b(1)through 31b(3).]

CLASSIFIED PERSONNEL EMPLOYMENT

That the Board of Education approve and ratify the action of the administration in employing the following persons in the positions and at the salary rates shown, effective as of the dates indicated.

Accountant, Permanent, Out of class, Assuming all duties of vacant position, Not to exceed 8 hrs. per day, funded by Base, DO, B538-00, $4,549.00, Effective: 01/23/18 - 06/30/18
Alycia L. Reyes

Accounts Payable Supervisor, Permanent, 5% Out of class, Assuming some higher duties, Not to exceed 8 per day, funded by Base, DO, D809-06, $5,570.25, Effective: 01/01/18 - 03/30/18
Laura Simmons

Campus Security Officer, Permanent, Overtime Assignment, AYSO Soccer Saturday events, Not to exceed 12 hrs. total, funded by Base, LMI, B368-05, $21.52 per hr., Effective: 09/09/17 - 01/01/18
Arthur R. Munoz

Carpenter, Permanent, Out of class, Assuming all duties of vacant position, funded by RMA, DO, 7478-06, $5,528.83, Effective: 11/01/17 - 12/30/17
John Nieto
Carpenter, Permanent. Out of class. Assuming all duties of vacant position, funded by RMA, DO, 7478-06, $5,529.83, Effective: 02/02/18 - 06/30/18

John Nieto

Child Adjustment Assistant, Permanent. Additional Assignment. Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, WAE, W298-06, $20.45 per hr., Effective: 02/05/18 - 04/20/18

Mary Louise Hernandez

Custodian I, Permanent. Overtime Assignment. AYSO Soccer weekend events. Not to exceed 4 hrs. day, funded by Base, LMI, B318-04, $17.21 per hr., Effective: 09/09/17 - 01/01/18

Steven Chavez

Custodian I, Permanent. Overtime Assignment. AYSO Soccer Sunday event. Not to exceed 4 hrs. total, funded by Base, LMI, B328-02, $16.78 per hr., Effective: 10/22/17 - 10/22/17

Adrian Ramirez

Custodian I, Permanent. Overtime Assignment. Maple Ave. School Holiday. Not to exceed 1 hr. total, funded by Base, MHS, 2328-06, $21.20 per hr., Effective: 12/15/17 - 12/15/17

Albert Chavez

Custodian I, Permanent. Overtime Assignment. Maple Ave. School Holiday. Not to exceed 1 hr. total, funded by Base, MHS, 5328-06, $22.16 per hr., Effective: 12/15/17 - 12/15/17

Scott Frees

Custodian I, Permanent. Overtime Assignment. Maple Ave. School Holiday. Not to exceed 1 hr. total, funded by Base, MHS, B328-01, $15.97 per hr., Effective: 12/15/17 - 12/15/17

David Diaz De Leon

Executive Assistant II - Confidential. Permanent. Out of class. Assuming all duties of vacant position. Not to exceed 8 hrs. per day, funded by Base, DO, M831-05, $5,790.67, Effective: 01/01/18 - 06/30/18

Silvia Borrego

Grounds Maintenance Worker II, Permanent. Overtime Assignment. Youth football Saturday events. Not to exceed 4 hrs. total, funded by Base, BGH, 7368-06, $24.79 per hr., Effective: 09/09/17 - 10/28/17

Manny C. Rios


Manny C. Rios
Grounds Maintenance Worker II, Permanent, Overtime Assignment, Dance recital, Not to exceed 5 hrs. total, funded by Base, BGH, 7368-06, $24.79 per hr., Effective: 12/02/17 - 12/02/17
Manny C. Rios

Grounds Maintenance Worker II, Permanent, 5% Out of class, Assuming some higher duties, funded by Base & RMA, DO, B368-06, $3,920.00, Effective: 02/02/18 - 06/30/18
Luis Angel Cano

Instructional Assistant Early Childcare Education, Probationary, Not to exceed 3.75 hrs. per day, funded by HSO, BVE, B298-00, $1,174.81, Effective: 02/05/18
Krystal N. Aparicio  Ivan R. Cervantes

Instructional Assistant Early Childcare Education, Probationary, Not to exceed 3.75 hrs. per day, funded by HSO, SUE, B298-00, $1,174.81, Effective: 03/05/18
Maria Tapia

Instructional Assistant Early Childcare Education, Probationary, Not to exceed 3.75 hrs. per day, funded by HSO, WAE, B298-00, $1,174.81, Effective: 02/05/18
Eva Travi

Instructional Assistant Special Education, Permanent, Additional Assignment, Assist with interventions for at risk students in ELA & Math, Not to exceed 34 hrs. total, funded by Title I, BVE, Q288-06, $18.83 per hr., Effective: 02/05/18 - 06/15/18
Rosalie Valentino

Instructional Assistant Special Education, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 40 hrs. total, funded by Title I, BVE, Q288-06, $18.83 per hr., Effective: 02/05/18 - 04/20/18
Rosalie Valentino

Instructional Assistant Special Education, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 40 hrs. total, funded by Title I, LMI, W288-06, $19.98 per hr., Effective: 02/05/18 - 04/20/18
Maria Jovita Cervantes

Instructional Assistant Special Education, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 40 hrs. total, funded by Title I, LMI, Y288-06, $20.56 per hr., Effective: 02/05/18 - 04/20/18
Adda Watkins
Instructional Assistant Special Education, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 40 hrs. total, funded by Title I, MGE, W288-06, $19.98 per hr., Effective: 02/05/18 - 04/20/18
Edgar Morales

Instructional Assistant Special Education, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 40 hrs. total, funded by Title I, WIE, W288-06, $19.98 per hr., Effective: 02/05/18 - 04/20/18
Xochitl Manriquez

Library Media Assistant, Limited Term, Not to exceed 6 hrs. per day, funded by S&C, BAE, T308-01, $14.18 per hr., Effective: 02/11/18 - 06/02/18
Daniel Inzunza

Library Media Assistant, Permanent, Additional Assignment, afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, BGI, R308-06, $20.35 per hr., Effective: 02/05/18 - 04/20/18
Salvador Guzman

Library Media Assistant, Permanent, Additional Assignment, afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, EAI, R308-06, $20.35 per hr., Effective: 02/05/18 - 04/20/18
Sylvia Williams

Library Media Assistant, Limited Term, Not to exceed 6 hrs. per day, funded by S&C, GAE, T308-01, $14.18 per hr., Effective: 03/09/18 - 06/14/18
William Gamez

Library Media Assistant, Limited Term, Not to exceed 6 hrs. per day, funded by S&C, JGE, T308-01, $14.18 per hr., Effective: 02/01/18 - 05/24/18
Patricia N. Block

Library Media Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, MGE, W308-06, $20.93 per hr., Effective: 02/05/18 - 04/20/18
Teresa M. Rincon

Library Media Assistant, Limited Term, Not to exceed 6 hrs. per day, funded by S&C, PHE, T308-01, $14.18 per hr., Effective: 02/12/18 - 06/05/18
Doris Sachiyie Kojima

Library Media Assistant, Limited Term, Not to exceed 6 hrs. per day, funded by S&C, SUI, T308-01, $14.18 per hr., Effective: 02/16/18 - 06/07/18
Celina M. Armenta
Library Media Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, WIE, W308-06, $20.93 per hr., Effective: 02/05/18 - 04/20/18
Bonnie S. Zamora

Maintenance Worker Mechanical, Permanent, 5% Out of class, Assuming some higher duties, funded by RMA, DO, 4438-06, $4,872.33, Effective: 02/02/18 - 06/30/18
Raul Mora

Nutrition Services Assistant I, Permanent, Limited Term, Increase in hrs., Not to exceed 6.5 hrs. per day, BGH, funded by Nutrition Services, Q228-06, $1,056.75, Effective: 01/16/18 - 06/15/18
Maria C. Guerra

Nutrition Services Assistant III, Out of class, Assuming all duties for higher level position, Not to exceed 6.5 hrs. per day, funded by Nutrition Services, BGH, Q228-06, $1,232.88, Effective: 01/16/18 - 06/15/18
Annette P. Perales

Painter, Permanent, Out of class, Assuming all duties of vacant position, funded by RMA, DO, B478-00, $3,919.00, Effective: 02/02/18 - 06/30/18
Oscar Quezada

Payroll & Benefits Services Manager, Probationary, Not to exceed 8 hrs. per day, funded by Base, DO, H698-04, $8,594.00, Effective: 02/02/18
Roy B. Castillo

School Police Dispatcher, Permanent, Overtime Assignment, Not to exceed 200 hrs. total, funded by S&C, DO, B418-03, $20.99 per hr., Effective: 01/01/18 - 06/30/18
Raymond Miramontes

Senior Office Assistant, As Needed, Additional Assignment, Workshops once a month, Not to exceed 20 hrs., funded by Title I, CCE, T348-01, $15.66 per hr., Effective: 10/20/17 - 5/4/2018
Maria Castro-Perez

Senior Office Assistant, Permanent, Additional Assignment, Clerical coverage during winter break, Not to exceed 8 hrs. per day, funded by S&C, MHS, B348-02, $17.64 per hr., Effective: 01/10/18 - 01/12/18
Karla Aguilar Flores

Senior Office Assistant, Permanent, Additional Assignment, Assist with parent education/training, Not to exceed 4 hrs. per month, funded by Title I, MHS, B348-02, $17.64 per hr., Effective: 02/01/18 - 06/14/18
Gabriela Reyes
Special Education Case Worker, As Needed, Not to exceed 7 hrs. per day, funded by Special Ed., DQ, T298-01, $13.83 per hr., Effective: 01/22/2018 - 6/15/2018
Elizabeth A. Hernandez

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, BAE, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/20/18
Brian Mendoza

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, BGE, Q298-06, $19.29 per hr., Effective: 02/05/18 - 04/20/18
Ana Sotelo

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, BGI, R298-06, $19.87 per hr., Effective: 02/05/18 - 04/20/18
Bartolome Carrillo

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, BVE, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/20/18
Diana Ortiz

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, CCE, Y298-06, $21.02 per hr., Effective: 02/05/18 - 04/20/18
Karla Flores

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, EAI, B298-06, $19.00 per hr., Effective: 02/05/18 - 04/20/18
Maria T. Valdez

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, FRE, B298-04, $17.21 per hr., Effective: 02/05/18 - 04/20/18
Veronica Yanez

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring, Not to exceed 6 hrs. per week, funded by Title I, GAE, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/20/18
Jessica Sloan
Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, JGE, Q298-06, $19.29 per hr., Effective: 02/05/18 - 04/20/18
Anush M. Rush

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, LME, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/20/18
Kristal Ruiz

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, PHE, Y298-06, $21.02 per hr., Effective: 02/05/18 - 04/20/18
Matilde Barrera

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, RPS, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/20/18
Diana Garay

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, SUE, B298-06, $19.00 per hr., Effective: 02/05/18 - 04/20/18
Eric Carlin

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutorial to assist with I-Ready technical issues. Not to exceed 40 hrs. total, funded by Title I, SUI, B298-02, $15.58 per hr., Effective: 02/05/18 - 04/18/18
Diana Bucio

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, WAE, W298-06, $20.45 per hr., Effective: 02/05/18 - 04/20/18
Maria Cordero

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed 6 hrs. per week, funded by Title I, WGE, Q298-06, $19.29 per hr., Effective: 02/05/18 - 04/20/18
Evelyn Del Carmen Baeza

Student Assessment Assistant, Permanent, Additional Assignment, Afterschool tutoring. Not to exceed. Not to exceed 6 hrs. per week, funded by Title I, WIE, Q298-06, $19.29 per hr., Effective: 02/05/18 - 04/20/18
Martin Vasquez
RESIGNATION/RELEASE/RETIREMENT OF CLASSIFIED PERSONNEL

That the Board of Education ratify the separation of the following persons effective with the close of business on the dates indicated.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position and Status</th>
<th>Site</th>
<th>Eff. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Octavio H. Torres</td>
<td>Attend. Officer, LT</td>
<td>JGE</td>
<td>12/30/17</td>
</tr>
<tr>
<td>Debra J. Cardona</td>
<td>Campus Security Officer, As Nd.</td>
<td>DO</td>
<td>11/22/17</td>
</tr>
<tr>
<td>Elizabeth Frometa</td>
<td>Inst. Asst. ECE, Perm.</td>
<td>WAE</td>
<td>12/22/17</td>
</tr>
<tr>
<td>Imari Marin</td>
<td>Nutri. Serv. Asst. I, Perm.</td>
<td>BGE</td>
<td>12/04/17</td>
</tr>
<tr>
<td>Carmela T. Sandoval</td>
<td>Nutri. Serv. Asst. I, Perm.</td>
<td>BGH</td>
<td>12/31/17</td>
</tr>
<tr>
<td>Silvia Araujo</td>
<td>Nutri. Serv. Asst. I, Perm.</td>
<td>DO</td>
<td>11/17/17</td>
</tr>
<tr>
<td>Amada C. Gonzalez</td>
<td>Office Assistant, Perm.</td>
<td>BGH</td>
<td>12/18/17</td>
</tr>
<tr>
<td>Sharon Habib-Del Rosario</td>
<td>Payroll &amp; Benefits Mgr., Prob.</td>
<td>DO</td>
<td>01/16/18</td>
</tr>
</tbody>
</table>

NON-CLASSIFIED PERSONNEL EMPLOYMENT

That the Board of Education approve and ratify the action of the administration in employing the following persons in the position and at the salary rate shown, effective as of the dates indicated.

ASB Bookkeeper, funding by Ext. Day Prog., ATC, T020-01, Stipend, $1,184.00, Effective: 02/02/18
Isabel Hernandez

Avid Tutor, Not to exceed 6 hrs. per day, funded by S&C, MHS, T010-01, $12.05 per hr., Effective: 02/05/18
Roberto Zuniga

Avid Tutor, Not to exceed 6 hrs. per day, funded by S&C, SU1, T010-01, $12.05 per hr., Effective: 02/05/18
Daniel Gonzalez

School Site Webmaster, funded by S&C, ATC, T020-01, Stipend, $1,184.00, Effective: 02/02/18
Ada Merino

School Site Webmaster, funded by California Career Pathways Trust, BGH, T020-01, Stipend, $1,184.00, Effective: 01/17/18
Javier Ortiz

School Site Webmaster, funded by S&C, MPE, T020-01, Stipend, $1,184.00, Effective: 09/15/17
Rosa Aguilera
Site Webmaster, funded by S&C, DO, T020-01, Stipend, $1,184.00, Effective: 01/17/18
Imelda Rendon

Walk-on Coach, LD Head Boys Basketball, funded by Ext. Day Prog., MHS, T020-01, Stipend, $2,843.00, Effective: 11/20/17
Arthur Abrantes

Yard Supervision Aide, Not to exceed 3.75 hrs. per day, funded by S&C, BGE, T010-01, $12.05 per hr., Effective: 02/02/17
Elizabeth Garcia Campos

Yard Supervision Aide, Not to exceed 4 hrs. per day, funded by S&C, LME, T010-01, $12.05 per hr., Effective: 01/16/18 (Correction to effective date)
Adriana Chacon

CLASSIFIED PERSONNEL LEAVES OF ABSENCE
That the Board of Education approve and ratify the request for leaves listed below and as of the close of business on the dates indicated.

<table>
<thead>
<tr>
<th>Name</th>
<th>Position and Status</th>
<th>Site</th>
<th>Eff. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Juan Roman</td>
<td>Custodian I, Perm.</td>
<td>RPS</td>
<td>12/15/17</td>
</tr>
<tr>
<td>Ana Aguilar</td>
<td>Nutri. Serv. Asst. III, Perm.</td>
<td>GWE</td>
<td>01/03/18</td>
</tr>
</tbody>
</table>

Return from Leave of Absence:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position and Status</th>
<th>Site</th>
<th>Eff. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Musette Chan</td>
<td>Acct. Tech. II, Perm.</td>
<td>DO</td>
<td>01/15/18</td>
</tr>
</tbody>
</table>

CONTRACTS FOR HOUSING OF ADULT EDUCATION CLASSES 2018-2019
That the Board of Education authorize the administration to contract with the Eastmont Community Center for the use of part of their facility for adult education purposes during the 2018-2019 school year at a total cost not to exceed $650 per calendar month to be paid from the Adult Education budget; and

That the Board of Education authorize the administration to contract with Seventh Day Adventist Church for adult education purposes during the 2018-2019 school year at a total cost not to exceed $825 per calendar month to be paid from the Adult Education budget; and

That the Board of Education authorize the administration to contract with Primera Iglesia Bautista Hispana de Montebello for adult education purposes during the 2018-2019 school year at a total cost not to exceed $700 per calendar month to be paid from the Adult Education budget.
ITEMS WITHDRAWN FROM THE CONSENT AGENDA BY BOARD MEMBER(S) FOR FURTHER DISCUSSION AND/OR SEPARATE ACTION

ACTION ITEM 5-A
CONSIDER APPROVAL OF CONTRACT FOR SPECIALIZED LEGAL SERVICES – ARTIANO SHINOFF ABED BLUMENFELD CARELLI KOSTIC SLEETH & WADE, APC

Mr. Cisneros and Mr. Mark Skvarna, Fiscal Advisor requested for this item to be pulled for separate discussion.

The Board of Education discussed action item 5-a, "Consider approval of contract for Specialized Legal Services – Artiano Shinoff Abed Blumenfeld Carelli Kostic Sleeth & Wade, APC."

Mr. Cisneros made the following motion, which was seconded by Mr. Chacon:

That the Board of Education table item 5-a. “Consider Approval of Contract for Specialized Legal Services- Artiano Shinoff Abed Blumenfeld Carelli Kostic Sleeth & Wade, APC,” for discussion at the next regular board meeting closed session.

President Flores called for a voice vote. All “aye” votes were received. President Flores declared the motion carried.

    Mr. Cárdenas: Aye
    Mr. Chacon:  Aye
    Ms. Flores:  Aye
    Mr. Cisneros: Aye
    Dr. Cupchoy:  Aye

Mr. Skvarna, Fiscal Advisor expressed his appreciation that item 5-a was tabled. He informed the Board of Education that he just received a copy of this item. If this item would not have been tabled for discussion at the next Board of Education meeting, he would have had to recommend stay and rescind on this action item based that it was presented without a financial cap and it is wide open.

ACTION ITEM 9C-1
CONSIDER APPROVAL OF EMPLOYMENT AGREEMENT FOR SUPERINTENDENT OF SCHOOLS

Rick Olivarez, legal counsel presented to the Board of Education that only an amendment was made to Dr. Anthony Martinez’s contract to delete the Interim off his title. There will be no salary increase. All other terms in his existing contract will remain the same.

Mr. Cisneros made a motion and Dr. Cupchoy seconded the motion that the Board approve the Amendment #1 to Dr. Martinez’s Contract of Employment.

President Flores called for a voice vote. All “aye” votes were received. President Flores declared the motion carried.
Mr. Cárdenas: Aye
Mr. Chacon: Aye
Ms. Flores: Aye
Mr. Cisneros: Aye
Dr. Cupchoy: Aye

[A copy of the “Amendment #1 to Contract of Employment for Assistant Superintendent of Instructional Services/Interim Superintendent of Schools,” is attached to the Official Minutes of the Board of Education meeting for February 1, 2018, as pages 41a(1)through 41a(5).]

BOARD OF EDUCATION MEMBERS’ REQUESTS

The Board of Education members requested information from the staff to be discussed, researched or placed on future agendas.

On motion of Mr. Chacon seconded by Mr. Cárdenas, and unanimously carried, (Joanna Flores, Benjamin Cárdenas, Lani Cupchoy, Hector Chacon, Edgar Cisneros), the regular meeting of the Board of Education was recessed at 8:24 p.m. to a Closed Session for discussion of the following:

Closed Session Agenda:

a) Closed Session pursuant to Government Code §54956.9(d)(1) - Conference with legal counsel – Existing Litigation
   •MUSD v. American Reclamation (Los Angeles Superior Court Case No. BC610857)
   •Cal200 v. Apple Valley Unified, et al. (San Francisco Superior Court Case No. CPF15-514477)
   •Compromise and Settlement Agreement: 153827 v. MUSD, OAH Case No. 2017-11-0562
   •Compromise and Settlement Agreement: 153826 v. MUSD, OAH Case No. 2017-11-0550
   •Compromise and Settlement Agreement: 158609 v. MUSD, OAH Case No. 2017-12-0372

b) Closed Session under Govt. Code §54957.6 – Conference with Labor Negotiators
   Agency Designated Representative: Angel E. Gallardo, Ed.D.
   Employee Organizations: Montebello Teachers Association
                            California School Employees Association
                            All Unrepresented Employees

   Agency Designated Representative: Marlene M. Pitchford
   Employee Organizations: California School Employees Association
                            Montebello Unified School District Police Officers Association

RECESS TO CLOSED SESSION – 8:24 P.M.
c) Closed Session under Govt. Code §54957(b)(1) – Personnel Matters

   Public Employment
   Title: Chief Business Officer

   Public Employment
   Title: Director of Fiscal Services

   Public Employment
   Title: Director, Maintenance, Operations and Facilities Development

   Public Employment
   Title: Transportation Manager

d) Closed Session pursuant to Government Code § 54956.9(d)(4) - Conference with Legal Counsel - Anticipated Litigation

   Initiation of litigation: One (1) potential case

The Board of Education was convened in Closed Session by the president, Ms. Flores, at 8:30 p.m. The matters requiring consideration were discussed.

The meeting of the Board of Education was reconvened in regular session by President Flores at 9:57 p.m.

Mr. Rick Olivarez, legal counsel from Olivarez Madruga Lemieux & O’Neill, LLP, reported out the following from closed session:

The Board recessed into closed session, all members being present, with the exception of Board Member Chacon.

a) With respect to MUSD v. American Reclamation, the Board took final action on a vote of 4 to 0 to settle this litigation. The settlement agreement is now a public record. Therefore, if a member of the public requests a copy of the settlement agreement, a copy must be provided upon request.

   • With respect to Cal 200 v. Apple Valley Unified, the Board did not discuss this item. Therefore, there is nothing further to report.
With respect to the three Compromise and Settlement Agreements, the Board took final action on a vote of 4-0 to settle these matters. All three settlement agreements are now public records. Therefore, if a member of the public requests a copy of one or all of these settlement agreements, copies must be provided upon request.

b) With respect to Conference with Labor Negotiators, the Board received a briefing from staff; direction was given; but no final action was taken.

c) With respect to the Personnel Matters listed on the agenda; the Board receiving a briefing from District staff on all four positions; Direction was given; but no final action was taken.

d) With respect to Conference with Legal Counsel – Anticipated Litigation, the Board did not discuss this item. Therefore, there is nothing further to report.

ADJOURNMENT

On motion of Dr. Lani Cupchoy, seconded by Joanna Flores, and unanimously carried by the four board members present, (Joanna Flores, Benjamin Cárdenas, Lani Cupchoy, and Edgar Cisneros), the regular meeting of the Board of Education was adjourned at 9:58 p.m. to the next regular meeting scheduled Thursday evening, February 15, 2018, at 6:00 p.m.

Attested: President

Approved: Secretary