

**CHICO UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION**

**Special Session**

**Wednesday, May 12, 2010**

**5:00 p.m. Closed Session**

**6:00 p.m. Open Session**

**Pleasant Valley High School/Library**

**1475 East Avenue, Chico, CA 95926**

**AGENDA**

**5:00pm 1. CLOSED SESSION**

1. Public Employee Discipline/Dismissal/Release  
Per Government Code §54957

2. Conference with Legal Counsel  
Anticipated Litigation  
Significant exposure to litigation pursuant  
to Government Code Section 54956.9(b)  
One case

Attending:

Kelly Staley, Superintendent  
Bob Feaster, Assistant Superintendent  
Jan Combes, Assistant Superintendent  
Kim Kingsley Bogard, Attorney at Law

3. Update on Labor Negotiations  
Employee Organizations:

Representative:

CUTA

CSEA, Chapter #110

Kelly Staley, Superintendent  
Bob Feaster, Assistant Superintendent  
Jan Combes, Assistant Superintendent

**6:00pm 2. RECONVENE TO REGULAR SESSION**

1. Call to Order  
2. Report Action Taken in Closed Session (5 minutes)

**6:05pm 3. REPORTS FROM EMPLOYEE GROUPS (15 minutes)**

1. CSEA  
2. CUMA  
3. CUTA  
4. District

**6:20pm 4. CONSENT CALENDAR (5 minutes)**

1. EDUCATIONAL SERVICES
1. Consider Expulsion of Students with the following IDs: 36955, 37408, 41172, 42130, 50186, 57548, 70465
  2. Consider Expulsion Clearance of Students with the following IDs: 37884, 39857, 43947, 53574, 53942, 54349, 57998, 60473, 61683, 65840, 67796
  3. Consider Approval of the Field Trip Request for the CHS WEST Leadership Through Service Class to visit Parker and Lockwood Elementary schools in Oakland, CA from 05/13/10-05/16/10
  4. Consider Approval of the Field Trip Request for the Hooker Oak 5/6 Grade Class to visit the Full Belly Farm in Capay, CA from 05/18/10-05/19/10
  5. Consider Approval of the CAHSEE Waivers for Students with Disabilities
2. BUSINESS SERVICES
1. Consider Approval of CHS CTEFP Williams Theater Addition
  2. Consider Approval of CHS CTEFP Agriculture and Natural Resources Facilities Upgrade

**5. DISCUSSION/ACTION CALENDAR**

- 6:25pm 1. GENERAL
1. Information: A Report on the Status of Interscholastic Athletic Programs at both Chico High School and Pleasant Valley High School (Bob Feaster) (2 hours)
- 8:25pm 2. BUSINESS SERVICES
1. Discussion/Action: Consider approval of Resolution #1111-10, Amendment to Chico Unified School District Section 125 Cafeteria Plan (Scott Jones) (5 minutes)
- 8:30pm 3. HUMAN RESOURCES
1. Discussion/Action: Consider approval of Resolution #1109-10, Elimination of Classified Services (Bob Feaster) (5 minutes)
- 8:35pm 2. Discussion/Action: Consider approval of Resolution #1110-10, Elimination of Classified Services (Bob Feaster) (5 minutes)

8:40pm **6. ADJOURNMENT**

Jann Reed, President  
Board of Education  
Chico Unified School District

Posted: 05/07/10  
:mm

The Chico Unified School District Board of Education welcomes you to this meeting and invites you to participate in matters before the Board.

### **INFORMATION, PROCEDURES AND CONDUCT OF CUSD BOARD OF EDUCATION MEETINGS**

***No disturbance or willful interruption of any Board meeting shall be permitted. Persistence by an individual or group shall be grounds for the Chair to terminate the privilege of addressing the meeting. The Board may remove disruptive individuals and order the room cleared, if necessary. In this case, further Board proceedings shall concern only matters appearing on the agenda.***

#### **CONSENT CALENDAR**

The items listed on the Consent Calendar may be approved by the Board in one action. However, in accordance with law, the public has a right to comment on any consent item. At the request of a member of the Board, any item on the consent agenda shall be removed and given individual consideration for action as a regular agenda item. Board Bylaw 9322.

#### **STUDENT PARTICIPATION**

At the discretion of the Board President, student speakers may be given priority to address items to the Board.

#### **PUBLIC PARTICIPATION FOR ITEMS ON THE AGENDA (Regular and Special Board Meetings)**

The Board shall give members of the public an opportunity to address the Board either before or during the Board's consideration of each item of business to be discussed at regular or special meetings.

- Speakers will identify themselves and will direct their comments to the Board.
- Each speaker will be allowed five (5) minutes to address the Board.
- In case of numerous requests to address the same item, the Board may select representatives to speak on each side of the item.

#### **PUBLIC PARTICIPATION FOR ITEMS NOT ON THE AGENDA (Regular Board Meetings only)**

The Board shall not take action or enter into discussion or dialog on any matter that is not on the meeting agenda, except as allowed by law. (Government Code 54954.2) Items brought forth at this part of the meeting may be referred to the Superintendent or designee or the Board may take the item under advisement. The matter may be placed on the agenda of a subsequent meeting for discussion or action by the Board.

- Public comments for items not on the agenda will be limited to one hour in duration.
- Initially, each general topic will be limited to 3 speakers.
- Speakers will identify themselves and will direct their comments to the Chair.
- Each speaker will be given five (5) minutes to address the Board.
- Once 2 speakers have shared a similar viewpoint, the Chair will ask for a differing viewpoint. If no other viewpoint is represented then a 3<sup>rd</sup> speaker may present.
- Speakers will not be allowed to yield their time to other speakers.
- After all topics have been heard, the remainder of the hour may be used by additional speakers to address a previously raised issue.

#### **WRITTEN MATERIAL:**

The Board is unable to read written materials presented during the meeting. If any person intends to appear before the Board with written materials, they should be delivered to the Superintendent's Office or delivered via e-mail to the Board and Superintendent 10 days prior to the meeting date.

#### **COPIES OF AGENDAS AND RELATED MATERIALS:**

- Available at the meeting
- Available on the website: [www.chicousd.org](http://www.chicousd.org)
- Available for inspection in the Superintendent's Office prior to the meeting
- Copies may be obtained after payment of applicable copy fees

#### **AMERICANS WITH DISABILITIES ACT**

Please contact the Superintendent's Office at 891-3000 ex. 149 should you require a disability-related modification or accommodation in order to participate in the meeting. This request should be received at least 48 hours prior to the meeting in order to accommodate your request.

Pursuant to Government Code 54957.5, If documents are distributed to board members concerning an agenda item within 72 hours of a regular board meeting, at the same time the documents will be made available for public inspection at the Chico Unified School District, Superintendent's Office located at 1163 East Seventh Street, Chico, CA 95928 or may be viewed on the website: [www.chicousd.org](http://www.chicousd.org).

**TITLE:** CHS WEST Students Field Trip Request

Action: \_\_\_\_\_  
Consent:   X    
Information: \_\_\_\_\_

Date: May 12, 2010

Prepared by  
Kevin Dolan the Leadership through Service class at CHS

**Background Information:**

We will be traveling to East Oakland to visit and work with both Parker and Lockwood Elementary schools to improve their school. At Parker, we are planning to put up several murals on little tiles all over their hallway that the students themselves have decorated. They also have absolutely no shade, grass or trees anywhere on the school grounds and we are making plans to change that. At Lockwood, they have several garden boxes started that we hope to dress up and make more accessible and usable.. We will be partnering for these activities with the Cal Berkeley Women's Basketball Team

**Educational Implications**

Beyond the obvious team building and problem solving that accompanies such and undertaking, the educational implications stretch far beyond that. Working along side Division I athletes from all over the country should prove to open our eyes to new ideas and ways of life. In addition, The close contact and interaction with an inner city elementary school, its staff and students should enlighten us on ways to return to Chico and better serve our schools.

**Fiscal Implications:**

The church we would be staying at is of no cost to us and it also provided with a kitchen so we wouldn't need to go out for meals every day. As a group we could put money together to buy groceries and everything we would need to cook our meals together. We are also asking for as much donations as we can to pay for the equipment we'll need at both of the elementary schools.

RECEIVED

CHICO UNIFIED SCHOOL DISTRICT

1163 East Seventh Street  
Chico, CA 95928-5999  
(530) 891-3000

4.1.3.  
Page 2 of 3

APR 20 2010

FIELD TRIP REQUEST

TO: <sup>SUPPLEMENTAL FILE</sup> ~~CUSD Board of Education~~  
CHICO UNIFIED SCHOOL DISTRICT

Date: April 19, 2010

FROM: Kevin Dolan

School/Dept.: Chico High School

SUBJECT: Field Trip Request

Request is for Chico High WEST students

(grade/class/group)

Destination: Oakland, CA

Activity: Leadership Through Service

from May 13, 2010 / 4:30 AM

to May 16, 2010 / Noon

(dates) / (times)

(dates) / (times)

Rationale for Trip: To help East Oakland elementary schools (See attached flyer)

We will be doing work at Parker Elementary and Lockwood Elementary Schools

Number of Students Attending: 20 Teachers Attending: 1 Parents Attending: 4

Student/Adult Ratio: 4:1

Transportation: Private Cars X CUSD Bus \_\_\_\_\_ Charter Bus Name \_\_\_\_\_

Other: \_\_\_\_\_

All requests for bus or charter transportation must go through the transportation department - NO EXCEPTIONS.

ESTIMATED EXPENSES:

Fees \$ 0 Substitute Costs \$ 0 Meals \$ 0

Lodging \$ 0 Transportation \$ 0 Other Costs \$ \_\_\_\_\_

ACCOUNT NAME(S), NUMBER(S) and AMOUNT(S):

Name \_\_\_\_\_ Acct. #: \_\_\_\_\_ \$ \_\_\_\_\_

Name \_\_\_\_\_ Acct. #: \_\_\_\_\_ \$ \_\_\_\_\_

Requesting Party



Site Principal

Date

4/19/10



Approve/Minor



Do not Approve/Minor

or

Recommend/Major

or

Not Recommended/Major

(If transporting by bus or Charter)

Director of Transportation

Date

IF MAJOR FIELD TRIP



Director of Educational Services

4-19-10



Recommend



Not Recommended



Approved

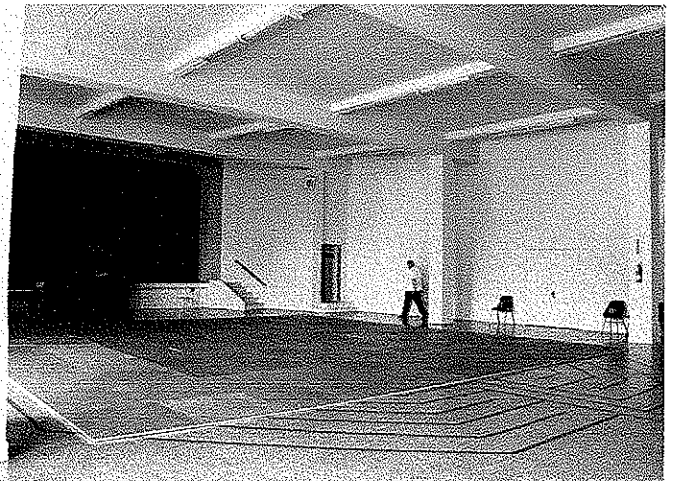


Not Approved

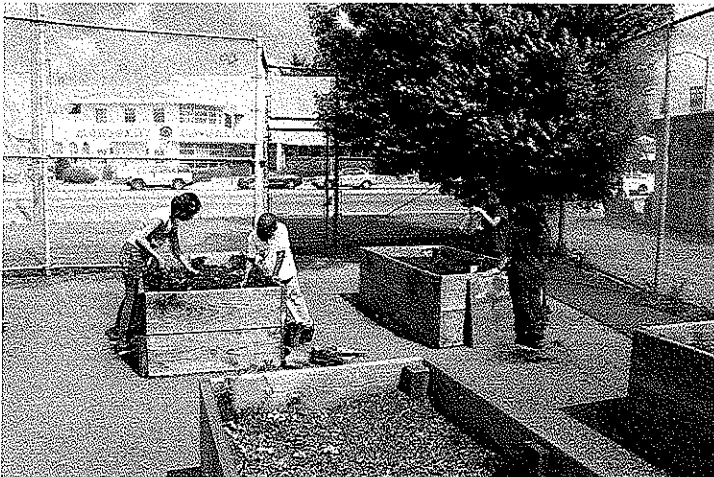
Board Action

Date

# LEADERS TO OAKLAND



We will leave for Oakland May 13<sup>th</sup> afterschool and return May 16<sup>th</sup>.



## Lockwood

We will help to enhance their garden boxes by planting foliage and decorating the crates with art murals. We will also create a protective barrier from the street by weaving milk cartons into the chain link fence.

## Parker

We will build a structure on the playground for the children to have shade, and also on the rooftop garden for their vegetables. Our main project will be orchestrating a tile mural down this hallway. Students and staff will be given a tile to decorate themselves.



**PROPOSED AGENDA ITEM:** Field Trip to Full Belly Farms

**Prepared by:** Denise Findlay

☒ Consent

**Board Date** May 12, 2010

☐ Information Only

☐ Discussion/Action

**Background Information**

We are planning a field trip to the Full Belly Farms, which is an organic, sustainable farm near Capay in Yolo County. We chose to go to full Belly Farms because this 5/6 class has been studying chemistry/physical science involving elements critical to sustaining life. We have also been investigating how these elements are involved and function in a variety of human body systems such as the digestive system, respiratory system, circulatory system and excretory system. This field trip is the culminating activity that integrates these aspects of chemistry and biology: why we, as humans, need certain elements; how these elements are ingested and used by the human body; and how the elements in pesticides and artificial additives in food can impact human body systems.

**Education Implications**

In conjunction with the science units described above, the students have also been investigating the nutritional aspects of food, food portions and how food is processed and arrives in stores. Students are keeping a food journal to keep track of their daily intake, and they are also learning about how food transported from South America or even farther away impacts the environment. These units of instruction follow the 5th grade science standards for the State of California. The goal of these units and field trip is to help students understand their own eating habits, the impact of chemical elements on their food, and the kinds of elements and nutrition that are healthy and sustainable. Hopefully, this will lead to healthy habits for a lifetime.

**Fiscal Implications**

The fiscal implications for the District are none. All money will be earned through fundraising or donations from parents.

**Additional Information**

This is an opportunity for students to see the connection between science, especially biology and environmental science, and how they lead their lives in terms of healthy choices for both themselves and the environment.

**RECEIVED****CHICO UNIFIED SCHOOL DISTRICT**1163 East Seventh Street  
Chico, CA 95928-5999  
(530) 891-30004.1.4.  
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APR 19 2010

**FIELD TRIP REQUEST**EDUCATIONAL  
SERVICES**TO: CUSD Board of Education****Date: March 2, 1010****FROM: Denise Findlay****School/Dept.: Hooker Oak K-8 School****SUBJECT: Field Trip Request**Request is for Field Trip- Denise Findlays 5/6 grade class  
(grade/class/group)Destination: Full Belly Farm : Capay California Activity: Learn about sustainabilityfrom 5/18/10/8:15 a.m. to 5/19/10 /3 P.M.  
(dates) / (times) (dates) / (times)Rationale for Trip: Nutrition/how chemicals impact health- 5<sup>th</sup> grade science.Number of Students Attending: 34 Teachers Attending: 1 Parents Attending: 10

Student/Adult Ratio: \_\_\_\_\_

Transportation: Private Cars X CUSD Bus \_\_\_\_\_ Charter Bus Name \_\_\_\_\_  
Other: \_\_\_\_\_**All requests for bus or charter transportation must go through the transportation department - NO EXCEPTIONS.****ESTIMATED EXPENSES:**Fees \$Farm visit- \$500 Substitute Costs \$ \_\_\_\_\_ Meals \$ 900  
Lodging \$Campsite 230 Transportation \$ \_\_\_\_\_ Other Costs \$ \_\_\_\_\_

ACCOUNT NAME(S), NUMBER(S) and AMOUNT(S): Parent Donations

Name \_\_\_\_\_ Acct. #: \_\_\_\_\_ \$ \_\_\_\_\_

Name \_\_\_\_\_ Acct. #: \_\_\_\_\_ \$ \_\_\_\_\_

Denise M Findlay 4-14-10  
Requesting Party DateSue Hegeler 4-16-10 ☐ Approve/Minor ☐ Do not Approve/Minor  
Site Principal Date or  
Recommend/Major Not Recommended/Major  
n/a \_\_\_\_\_  
Director of Transportation Date (If transporting by bus or Charter)**IF MAJOR FIELD TRIP**Joe Parry 4-16-10 ☒ Recommend ☐ Not Recommended  
Director of Educational Services Date☐ Approved ☐ Not Approved  
Board Action Date



**PROPOSED AGENDA ITEM:** Approval of CAHSEE Waivers for Students with Disabilities

Prepared by: Michael Morris

☒ Consent

Board Date: 5-12-10

☐ Information Only

☐ Discussion/Action

**Background Information**

Students with disabilities who take the California High School Exit Exam (CAHSEE) with modification (for example, using a calculator on the math test or having the English Language Arts test read aloud) receive an invalid score on the test. The school board may grant a waiver of the requirement to pass the CAHSEE under certain conditions.

A waiver is only required for students who:

- 1) Took one or both portions of the CAHSEE with a modifications AND
- 2) Attained the equivalent of a passing score (350 or more points) on the CAHSEE.

At the parent or guardian's request, a school principal shall submit a request for a waiver of the requirement to successfully pass the high school exit examination to the governing board of the school district.

**Educational Implications**

If a student takes one or both portions of the CAHSEE with modifications and receives a passing score (350 or higher), s/he is eligible for a waiver of the requirement to pass the California High School Exit Exam. All other graduation requirements must be met.

**Fiscal Implications**

None

**TITLE: Bid Approval – CHS CTEFP Williams Theater Addition**

Action \_\_\_\_\_  
Consent   X    
Information \_\_\_\_\_

May 12, 2010

Prepared by: *Michael Weissenborn, Facilities Planning/Construction Manager*

**Background information**

In August of 2007, Chico Unified School District submitted a Career Technical Education Facilities Grant Application for the Chico High School Arts, Media and Entertainment Industry (AMEI) CTE Restructuring Plan. The major components of construction are: the addition of a sound booth and teaching station area to the rear of the Williams Theater and the installation of live/production sound and video systems to facilitate instruction. Additionally, the existing AMEI building will be reconfigured acoustically treated and lighting and HVAC systems will be added. The District received bids from eight contractors ranging from \$313,000 to \$499,750.

**Educational Implications**

This project consists of the construction of a multimedia production technology platform that will facilitate certification-level training in all three AMEI Industry Sector programs: Media and Design Arts, Production/Managerial Arts and Performing Arts.

**Fiscal Implications**

50% of this project will be funded by a School Facilities Program Career Technical Education Funding Grant, and 50% will be matched with Measure A Bond funds.

**Recommendation**

Bids for the project were opened on Tuesday, April 27, 2010. Pending approval, the project is scheduled to begin during the summer of 2010. Therefore, it is requested that the Board of Education grant authorization to the Superintendent to award the project to Modern Building Company who was the lowest responsive bidder, for the amount of \$313,000.00.

**TITLE: Bid Approval – CHS CTEFP Agriculture and Natural Resources  
Facilities Upgrade**

Action \_\_\_\_\_  
Consent   X    
Information \_\_\_\_\_

May 12, 2010

Prepared by: *Michael Weissenborn, Facilities Planning/Construction Manager*

**Background information**

In January of 2008, Chico Unified School District submitted a Career Technical Education Facilities Grant Application for the Chico High School Agriculture and Natural Resources Facilities Upgrades. The major components of construction are: the addition of a covered (all-weather) work area which includes concrete, lighting, and electrical, reconfiguration of the existing classroom space, the removal of asphalt and replacement with concrete paving, the removal and replacement of the electrical and irrigation system in the greenhouse and the re-siding of Greenhouse Number 3. The District received bids from nine contractors ranging from \$183,333 to \$245,736.

**Educational Implications**

The overall goal of this project is to restructure the current Agriculture program into six career pathway programs (Agriscience, Plant Science, Agricultural Business, Agricultural Mechanics, Animal Science and Ornamental Horticulture).

**Fiscal Implications**

50% of this project will be funded by a School Facilities Program Career Technical Education Funding Grant, and 50% will be matched with Measure A Bond funds.

**Recommendation**

Bids for the project were opened on Tuesday, April 27, 2010. Pending approval, the project is scheduled to begin during the summer of 2010. Therefore, it is requested that the Board of Education grant authorization to the Superintendent to award the project to R & R Horn who was the lowest responsive bidder, for the amount of \$183,333.00.

PROPOSED AGENDA ITEM: A Report on the Status of Interscholastic Athletic Programs at both  
Chico High School and Pleasant Valley High School

Prepared by: Bob Feaster, Assistant Superintendent, Human Resources

☐ Consent

Board Date May 12, 2010

☒ Information Only

☐ Discussion/Action

**Background Information**

This will be a report to the Board and the community about the status of the interscholastic athletic programs at Chico High School and Pleasant Valley High School. Topics to be covered include:

- Participation Rates
- Title IX Compliance
- Funding
- Transportation
- Code of Conduct
- Facilities

Educational and fiscal implications will be discussed.

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**PROPOSED AGENDA ITEM:** Resolution 1111-10, Amendment to Chico Unified School District Section 125 Cafeteria Plan

Prepared by: Scott Jones, Director-Fiscal Services

       Consent

       Information Only

Board Date: May 12, 2010

  X   Discussion / Action

**Background Information**

An IRS Section 125 "Cafeteria Plan" refers to a specific Internal Revenue Service code section authorizing entities to have certain qualifying medical and dependent care expenses run through payroll as pre tax items on an employee's paycheck. The result for the employee is higher take home pay. The District has previously adopted Cafeteria Plans for its Management, Confidential, and CSEA unit members in 1996 and more recently in 2005 for CUTA unit members.

The Maximum Annual Contribution per employee authorized by the District has been \$2,000 since the initial adoption of the Plans. The cost of medical insurance premiums, out of pocket deductibles, co-pays, co-insurance and medical claims has all increased over the years due to relatively high medical industry inflation without a corresponding increase in the Maximum Annual Contribution amount.

Recent changes in federal law pertaining to H.R. 3590, the Health Care and Education Affordability Reconciliation Act of 2010 limits the Cafeteria Plan Maximum Annual Contribution amount to \$2,500 in January, 2013, therefore the recommendation to help offset Chico Unified's inflation over the years is to set the maximum to the upcoming federal limit of \$2,500.

**Educational Implications**

N/A

**Fiscal Implications**

There is a small risk of an employee designating the entire \$2,500 maximum, submitting receipts for full reimbursement in the beginning of the year; then terminating employment early in the year - prior to the employee monthly checks fully reimbursing the full \$2,500. This has happened with a handful of employees since 1996. The Cafeteria Plan checking account has sufficient funds to accommodate this minor risk since unused annual employee balances remain with the district in the account.

**Resolution 1111-10**

**RESOLUTION OF THE CHICO UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES  
Amending  
CHICO UNIFIED SCHOOL DISTRICT SECTION 125 CAFETERIA PLAN**

By action of the Board of Trustees of **Chico Unified School District** taken as of May 12, 2010, the following resolution was duly adopted:

NOW, THEREFORE, BE IT RESOLVED, that the Chico Unified School District Board of Trustees does hereby adopt the Summary of Material Modifications to the Summary Plan Description of Chico Unified School District Section 125 Cafeteria Plan as follows:

**Summary of Material Modification:**

**The Health Care Flexible Spending Account:** Maximum Annual Contribution Amount any Employee may elect shall be raised from **\$2,000 to \$2,500 for the Plan Year starting July 1, 2010.**

It is the intent of the Board of Trustees that all contracts, plans, policies, and other legal documents be amended to reflect this change. All rights and coverage shall remain the same.

RESOLVED, that full power and authority are hereby conferred upon the Superintendent of the Chico Unified School District to execute amendments to such Plan within the general intent and purpose thereof in order that the Plan shall qualify under the provisions of Section 125 of the Internal Revenue Code of 1986, as amended.

AYES:  
NOES:  
ABSTENTIONS:  
ABSENT:

DATED this 12<sup>th</sup> day of May, 2010.

I HEREBY certify that the foregoing is a true and exact copy of the resolution adopted by the Board of Trustees and that said resolution has not been amended, modified, or revoked and is still in full force and effect.

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Clerk of the Governing Board  
Of the Chico Unified School District

PROPOSED AGENDA ITEM: **Resolution #1109-10/Elimination of Classified Services**

Prepared by: Bob Feaster, Assistant Superintendent, Human Resources

- ☐ Consent
- ☐ Information Only
- ☒ Discussion/Action

Board Date: May 12, 2010

**Background Information:**

The District no longer has the funds to support the position(s) noted in the resolution.

**Educational Implications:**

None.

**Fiscal Implications:**

The District will save the cost of these positions.

**Recommendation:**

Approval of resolution #1109-10

CHICO UNIFIED SCHOOL DISTRICT  
1163 East Seventh Street  
Chico, California 95928-5999  
(530) 891-3000

**RESOLUTION 1109-10  
RESOLUTION OF THE GOVERNING BOARD  
OF THE CHICO UNIFIED SCHOOL DISTRICT**

**ELIMINATION OF CLASSIFIED SERVICES AND  
ORDERING LAYOFFS IN THE CLASSIFIED SERVICE  
FOR THE 2009-2010 SCHOOL YEAR**

WHEREAS Education Code section 45308 provides for the layoff and reemployment of classified employees due to a lack of work and/or lack of funds, and,

WHEREAS the Superintendent of the Chico Unified School District (District) has advised the District's Governing Board (Board) that there is a lack of funds to maintain the following position(s) and that the Board should consider the elimination of the following position(s):

Classification	Full-Time Equivalent	Site/Program
Instructional Assistant	0.4000	McManus/Categorical
Office Assistant	0.5000	AFC/3206
Health Assistant	0.2500	AFC/General

WHEREAS the District and the California School Employees Association, Chico Chapter 110 (CSEA) executed a Collective Bargaining Agreement (Agreement) effective July 1, 2007 through November 15, 2010. The CSEA's covered unit members, as defined in the Agreement, include those holding the positions described herein.

WHEREAS Article 1, Section 1.5.1 of the Agreement recognizes the authority of the District to make decisions to eliminate services and layoff therefrom.

WHEREAS Article 4 of the aforesaid Agreement covers layoff and reemployment and specifically provides that said Article includes all of the impact and effects of any layoff, demotion and/or reemployment for unit members and is thus a waiver to further bargain the effects of any specific decision to eliminate services and layoff therefrom, except as provided therein.

WHEREAS CSEA has been apprised of the contemplated elimination of services described herein in order to afford it the opportunity to exercise its rights under the Agreement.

NOW, therefore, be it resolved the Board has this date adopted the Superintendent's recommendations and ordered a reduction of classified services, and it appears to the Board that due to a lack of funds it is necessary to eliminate certain classified position(s) and to layoff affected employee(s) hereinabove set forth.

BE IT FURTHER RESOLVED that the Board authorizes the District Superintendent to give notice to the affected classified employee(s) of the layoff in accordance with Education Code Sections 45117 and 45308 and pursuant to Article 4 of the current collective bargaining agreement and pursuant to Merit System rules, such notice to be given at least forty-five (45) working days prior to the effective date of each layoff as set forth above.

The Board authorizes and directs the Superintendent to carry forth all layoff proceedings resulting from the elimination of position(s) ordered herein above, including proceedings for layoff provided by the exercise of displacement rights and to service layoff notices to employees



affected thereby. Where an employee displaces an employee holding a position in another class, the Superintendent is hereby authorized and directed to carry forth layoff proceedings resulting therefrom and to serve layoff notices to employees affected thereby. All such layoffs shall be as of the designated effective date, forty-five (45) working days from notices of layoff.

In the event that an employee affected by the layoff proceedings authorized by this resolution chooses to retire or resign from District service, or other appropriate resolution is made, the Superintendent is authorized to rescind the layoff.

PASSED AND ADOPTED at a meeting of the Governing Board of the Chico Unified School District of Butte County on May 12, 2010.

AYES:  
NOES:  
ABSTENTIONS:  
ABSENT:

DATED this 12<sup>th</sup> day of May, 2010.

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Clerk of the Governing Board of the  
Chico Unified School District

PROPOSED AGENDA ITEM: **Resolution #1110-10/Elimination of Classified Services**

Prepared by: Bob Feaster, Assistant Superintendent, Human Resources

- ☐ Consent
- ☐ Information Only
- ☒ Discussion/Action

Board Date: May 12, 2010

**Background Information:**

The District no longer has the funds to support the position(s) noted in the resolution.

**Educational Implications:**

None.

**Fiscal Implications:**

The District will save the cost of these positions.

**Recommendation:**

Approval of resolution #1110-10

**RESOLUTION 1110-10**  
**RESOLUTION OF THE GOVERNING BOARD**  
**OF THE CHICO UNIFIED SCHOOL DISTRICT**  
**ELIMINATION OF CLASSIFIED SERVICES AND**  
**ORDERING LAYOFFS IN THE CLASSIFIED SERVICE**  
**FOR THE 2009-2010 SCHOOL YEAR**

WHEREAS, due to lack of work and/or lack of funds, this Board hereby finds that it is the best interest of the Chico Unified School District that, as of the 12<sup>th</sup> day of May, 2010, certain services now being provided by said School District be reduced or discontinued by the following extent:

Elimination of the following position(s):

Classification	Full-Time Equivalent	Site/Program
Parent Classroom Aide-Restricted	0.3750	McManus/Categorical

NOW, THEREFORE, BE IT RESOLVED that as of the 30<sup>th</sup> day of June, 2010, one classified position(s) of the CHICO UNIFIED SCHOOL DISTRICT be reduced or discontinued to the extent hereinabove set forth.

BE IT FURTHER RESOLVED that the Superintendent of this School District be and hereby is authorized and directed to give notice of termination of employment to affected classified employee(s) of this School District pursuant to Merit System rules and regulations and applicable provisions of the Education Code of the State of California not less than 45 days prior to the effective date of layoff as set forth above.

The Board authorizes and directs the Superintendent to carry forth all layoff proceedings resulting from the elimination of position(s) ordered herein above, including proceedings for layoff provided by the exercise of displacement rights and to service layoff notices to employees affected thereby. Where an employee displaces an employee holding a position in another class, the Superintendent is hereby authorized and directed to carry forth layoff proceedings resulting therefrom and to serve layoff notices to employees affected thereby.

In the event that an employee affected by the layoff proceedings authorized by this resolution chooses to retire or resign from District service, or other appropriate resolution is made, the Superintendent is authorized to rescind the layoff.

The foregoing RESOLUTION was passed and adopted at a meeting of the Board of Trustees of the CHICO UNIFIED SCHOOL DISTRICT on the 12<sup>th</sup> day of May, 2010, by the following vote to wit:

AYES:  
NOES:  
ABSTENTIONS:  
ABSENT:

DATED this 12<sup>th</sup> day of May, 2010.

\_\_\_\_\_  
Clerk of the Governing Board  
of the Chico Unified School District