

**MINUTES BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT
Regular Meeting, 5:00 P.M., Tuesday, November 29, 2011
4100 Normal Street, San Diego, CA 92103**

A regular meeting of the Board of Education of the San Diego Unified School District, County of San Diego, California was held at the Eugene Brucker Education Center on November 29, 2011.

Present: Members Barnett, Barrera, Beiser, Evans and Jackson

Absent: None

President Barrera called the meeting to order at 2:00 p.m., in room 2249, with all members present.

President Barrera reconvened the meeting in open (public) session at 5:00 p.m., with all members present.

A. Public Participation

The following individuals provided public testimony to the Board: Marti Emerald, Matthew Kalal, Pat Crowder, David Amos, John Pilch, Carol Fleming, Miss Carona, William Nakamura, Lisa Berlanga, Ann Ravitch, John Sivak, Kayla Sivak, Monica Ravitch, Britta Henry, Jorda Robertson, Marie Vieto, and Kevin Carlson regarding Patrick Henry High performing arts center; Sally Smith regarding Proposition S funds for football fields and expense of part-time ROP teachers; Anareli Calderon, Hermina Niebla, Guadalupe Aguirre, Ramces Alvarez, Luis Villanueva, regarding the proposed Mission Bay cluster school closures; Sargeant Goodpasture regarding counseling; and Jason Folkman regarding Crawford small schools.

B. Opening Ceremony

1. Roll Call

President Barrera introduced Luke Osorio, San Diego High School student representative to the Board.

2. Pledge of Allegiance

The Mira Mesa High School Air Force JROTC Color Guard presented the colors.

3. Student Presentation: Morse High School Chorus

The Morse High School Chores provided the student presentation to the Board.

C. Report of Closed Session Actions and Superintendent and Board Information Reports

1. Administrative Assignments (OE-5) None

2. Superintendent's Information Report (Attachment C2)

3. State and District Budget News Update

Superintendent Kowba and Chief Finance Officer Little provided information on the state and District budget.

D. Adopt Agenda

1. Adopt Agenda (GC-2)

Motion by member Jackson, seconded by member Beiser to adopt the agenda was approved unanimously.

E. Superintendent's Consent Agenda (Attachments E.1., through E.30.)

Item E.29., was withdrawn from the agenda. Prior to the vote on the Consent Agenda, Sally Smith provided public testimony regarding item E.4.; and Ethel Larkins regarding items E.20., E.21., E.24. Items E.20., E.21., and E.24., were removed from the Consent Agenda.

1. First Amendment to Agreement with Dannis Woliver Kelley to Provide Legal Advice and Representation Pertaining to Special Education Legal Matters; BUDGETED: YES, LITIGATION/SETTLEMENT EXPENSE/CONTRACT LEGAL SERVICES/SPECIAL ED (GC-2; OE-1)

2. Seventh Amendment to Agreement with Endeman Lincoln Turek & Heater LLP to Provide Legal Advice and Representation; BUDGETED: YES, LITIGATION/SETTLEMENT EXPENSE (GC-2; OE-1)

3. Fifth Amendment to Agreement with Sullivan Hill Lewin Rez & Engel to Provide Legal Advice and Representation Pertaining to General Matters; BUDGETED: YES, FACILITIES MANAGEMENT (GC-2; OE-1)

4. Field Trips; BUDGETED: N/A (OE-2)

5. Independent Contractor Agreements; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-2)6. Class of 2011 High School Graduates and Modifications to Prior Years' Graduation Lists; BUDGETED: N/A (OE-2)

7. Ratification of Agreement with Operation Samahan's Youth-2-Youth Center to Provide Services to District Students; BUDGETED: N/A (OE-2)

8. Ratification of Agreement with City Ballet of San Diego to Provide the "Discover a Dancer" Program to Students at Porter Elementary School; BUDGETED: YES, SITE DISCRETIONARY ALLOCATION FUNDS (OE-2)

9. Ratification of Agreement with Farallon Design to Provide "The Children's Rainforest Project" to Students at Euclid Elementary School; BUDGETED: YES, PRICE CHARITIES FUNDS (OE-2)

10. Ratification of Second Amendment to Agreement with San Diego State University Research Foundation to Reimburse the District for Staff Support Services at Hoover High School for Project GEAR UP; BUDGETED: YES, SDSU RESEARCH FOUNDATION COLLABORATIVE SITES (OE-2)

11. Ratification of Agreement with Brandman University to Provide Field Experience to Graduate Students in the School of Education's School Counseling Program; BUDGETED: N/A (OE-2)

12. Ratification of First Amendment to Agreements with High Tech Middle, International Center for Education and Sports (ICES) Education and Social Advocates for Youth (SAY) to Provide After School Education and Safety (ASES) Programs;

BUDGETED: YES, ASES TRADITIONAL GRANT FUNDS (OE-2)

13. Ratification of Agreement with the San Diego County Superintendent of Schools to Provide Funding for After School Education and Safety (ASES) Programs; BUDGETED: YES, AFTER SCHOOL EDUCATION AND SAFETY GRANT FUNDS (OE-2)

14. Agreement with Lawrence Cooper, M.D. to Provide Visual Examinations and Diagnostic Evaluations for District Students; BUDGETED: YES, MEDICAID/MAA FUNDS (OE-2)

15. Special Education Payment Authorizations; BUDGETED: YES, SPECIAL EDUCATION AND GENERAL FUNDS (OE-2)

16. Quarterly Report on Uniform Complaints Received Pursuant to Williams/Valenzuela Settlement Legislation: BUDGETED: N/A (OE-2; OE-5; OE-9)

17. Student Expulsions; BUDGETED: N/A (OE-3)

18. Student Readmits; BUDGETED: N/A (OE-3)

19. Ratification of Certificated and Classified Personnel Actions; BUDGETED: YES, VARIOUS FUNDS (OE-5)

20. Agreement with Jones, Roach, and Caringella to Provide Real Estate Appraisal of Federally-Owned Land within District Boundaries; BUDGETED: YES, FINANCE DIVISION FUNDS (OE-7)

Motion by member Barrera, seconded by member Evans to approve item E.20., agreement with Jones, Roach, and Caringella, was approved (member Beiser was out of the room during the vote on this item).

21. Disclosure of District Investments and Cash on Hand for Quarter Ending September 30, 2011; BUDGETED: N/A (OE-7)

Motion by member Barrera, seconded by member Jackson, to approve and disclosure of District investments and cash on hand, was approved (member Beiser was out of the room during the vote on this item).

22. Accept, Budget, and Spend Summary for August 1 through October 31, 2011; BUDGETED: YES, VARIOUS FUNDS (OE-7)

23. Transfer of Appropriations Summary for August 1 through October 31, 2011; BUDGETED: YES, VARIOUS FUNDS (OE-7)

24. Purchase Orders Less than \$78,900 for Supplies, Materials, Apparatus, Equipment and Non-Construction Services; and Purchases of Less than \$15,000 for Construction Services for the Month of October 2011; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-7)

Motion by member Barrera, seconded by member Evans, to approve item E.24., purchase orders less than \$78,900 and purchases of less than \$15,000, was approved (member Beiser was out of the room during the vote on this item).

25. First Amendment to Agreement with Air & Building Sciences, Inc. for Environmental Monitoring Services; BUDGETED: YES; PPO RESTRICTED MAINTENANCE FUNDS (OE-9)

26. Agreement with Logans Marketing for Concrete, Concrete Pumping, Concrete Tools, and Miscellaneous Concrete

Products; BUDGETED: YES, ONGOING AND MAJOR MAINTENANCE FUNDS (OE-9)

27. Agreement with Adams Mallory Construction Co., Inc. to Construct a Bus Turnaround and Site Improvements at Millennial Tech Middle School; BUDGETED: YES, DEVELOPER FEES & STATE SCHOOL FACILITIES FUND (OE-9)

28. Agreement with Schoolhouse Services to Provide a Developer Fee Justification Report to Support School Impact Fees at District Sites, BUDGETED: YES, PROPERTY MANAGEMENT FUNDS (OE-9)

29. Agreement with Zoological Society of San Diego for Use of District Portables on Portion of Roosevelt Middle School; BUDGETED: N/A (OE-9)

30. Agreement with Salsa Labs to Provide Online District Legislative Advocacy Services; BUDGETED: YES, BOARD OF EDUCATION CONTRACTED SERVICES FUNDS (GC-2)

F. Student Instructional Matters

1. Public Hearing on Annual Review of the Regional Occupational Program (ROP) Enrollment and Adoption of the Recruitment Plan; BUDGETED: N/A (OE-2) (Attachment F1)

Motion by member Jackson, seconded by member Beiser to approve the ROP recruitment plan, was approved unanimously.

G. Board Consent Agenda

1. Approval of Minutes: Special Meetings, October 18, 2011, Joint Meeting with San Diego Community College District Board, October 18, 2011, October 25, 2011

Motion by member Evans, seconded by member Jackson to approve regular and special meeting minutes was approved unanimously.

2. Revisions to Annual Resolution Regarding Authorized Signers of Warrants and Checks (Attachment G2)

Motion by member Evans, seconded by member Jackson to approve revised resolution regarding authorized signer of warrants and checks was approved unanimously.

3. Ratification of Revisions to Board Governance Policy Statements Goals for Student Achievement (GSA)-2 Academics, Section 2.5 and GSA-4 Citizenship Development, Section 4.1.5 (GC-2) (Attachment G3)

Motion by member Evans, seconded by member Jackson to approve revisions to GSA-2 and GSA-4, was approved unanimously.

4. Authorization to Excuse Board Member Absence (Attachment G4)

Motion by member Evans, seconded by member Jackson to approve and authorize absences and members Beiser and Jackson from November 15, 2011 meeting was approved unanimously.

H. Operational Matters Reserved for the Board

1. Staff Recommendations in Response to the Title I Tiger Team Recommendations and Operations and Efficiency Ad Hoc Committee Recommendations (Barnett and Beiser) (Attachment H1)

The following individuals provided public testimony to the Board regarding item H.1., Amy Redding, Frank Engle, Imani Robinson, David Page, William Pennick, and Edith Smith.

Motion by member Barnett, seconded by member Beiser to ask the Tiger Team members to continue to meet with District staff to work towards areas of mutual agreement and provide the Board with alternative recommendations where possible, was approved unanimously.

2. Superintendent Recommendations Regarding Allocation of Title I Central Funds to School Sites (Attachment H2)

The following individuals provided public testimony to the Board regarding item H.2., Valentina Hernandez, Bounhong Khommarath, Si Si Aye, Dr. Samly Maat, and Michelle Harris.

Motion by member Evans, seconded by member Beiser to approve recommendation of the Superintendent to continue most centrally funded services except:

- If the PI Choice transportation allocation is reduced, it should be no less than 8 percent
- Discontinue 3 unfilled Pupil Advocate positions in Race/Human Relations and Advocacy (\$238,938)
- Discontinue Title I funding for intern support (\$198,916)
- Use the allowable 1 percent (from 20 percent PI set-aside) for SES administration (\$437,537)
- Total funding for reallocation: \$875,391

Following discussion of the Board of items H.2., H.3., and H.4., the above motion was withdrawn. Motion by member Barnett, seconded by member Barrera to direct staff to develop a Pilot Project for centrally allocating \$2 million in additional Title 1 funds to up to 20 high poverty Title 1 schools, 75 percent and above. Funds would be used for programs that specifically target improving student achievement with clear measurements; funding would come from \$1 million in central funds, and \$1 million in Title 1 funds from the 40-75 percent Title 1 allocations; and staff to come back to the Board in January with recommendations for Board action, was approved unanimously.

3. Proposal to Continue Current 2011-12 Thresholds for Title I School Allocations (Evans) (Attachment H3)

Motion by member Evans, seconded by member Beiser, to continue current 2011-12 thresholds for Title 1 school allocations was approved with members Barrera and Jackson voting no.

4. Title I School Funding Threshold Increase: Five-Year Phasing, Second Reading; BUDGETED: N/A (OE-2) (Attachment H4)

The following individuals provided public testimony to the Board regarding items H.3., and H.4., Michelle Bryant, Yisela Verduzco, Francisca Salcedo, Trini Garcia, Duane McClaron, Maureen Hancock, Scott Lindbeck, Julie Harris, Sara Dowda, Traonte Scales, Sammie Scales, Julie Gushaw, Sara Gurling, Patricia Palma, Ramon Espinal, Pat Washington, David Page, Duan Walker, Listy Gillingham, Sally Smith, Rich Thesing, Brad Callahan, Chipu Makeakeva, Mary Kay Shibley, Lisa Berlanga, Nadia Gumbuyan, Michael Poltorak, Philip Liburd, Azalia Nieves, Whitney Arnold, Gerald Brown, Guadalupe Gutierrez, and William Pennick.

Motion by member Jackson, seconded by member Barrera to approve the five year phasing of Title 1 school funding

threshold increase. Following action on item H.3., above the motion was withdrawn.

Motion by member Barnett, seconded by member Jackson, to direct staff to investigate school site recruitment, enrollment and disenrollment practices of Title 1 students prior to and after fourth Friday official enrollment date, was approved unanimously.

5. Proposed Revisions to Board Bylaws (Attachment H5)

Motion by member Barnett, seconded by member Evans to approve revisions to Board Bylaws to require an individual Board member have a second Board member's approval to agendize an item, was approved with member Jackson voting no.

I. District Operations

1. Human Resources Monthly Update; BUDGETED: N/A (OE-5; OE-6) (Attachment I1) Information Only

2. ITEM WITHDRAWN BY STAFF.

3. ITEM WITHDRAWN BY STAFF.

4. Operational Expectation Monitoring Report, OE-4, Democratic Engagement of Stakeholders; BUDGETED: N/A (GC-6) (Attachment I4)

Motion by member Jackson, seconded by member Beiser to approve OE-4 as compliant, was approved unanimously.

5. Operational Expectations Monitoring Report, OE-5, Personnel Administration; BUDGETED: N/A (GC-6) (Attachment I5)

Motion by member Evans, seconded by member Beiser, to approve OE-5 as compliant with exceptions at sections 5.3, 5.9, 5.10, 5.11, 5.12, and 5.13, was approved unanimously.

J. Public Participation - None

K. Recess

L. Informal Debriefing: Meeting and Process

M. Adjourn

President Barrera adjourned the meeting at 9:25 p.m.

Cheryl Ward, Board Action Officer

These Minutes Adopted by the Board at a regular meeting

of the Board held on _____
