

**MINUTES BOARD OF EDUCATION  
SAN DIEGO UNIFIED SCHOOL DISTRICT  
Regular Meeting, Tuesday, October 11, 2011  
4100 Normal Street, San Diego, CA 92103  
5:00 P.M., Eugene Brucker Education Center**

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 October 11, 2011.

Present: Members Barnett, Barrera, Beiser and Evans

Absent: Member Jackson

President Barrera called the meeting to order at 1:00 p.m., in room 2249, with all members present except members Barnett and Jackson.

### **A. Public Participation**

**Sally Smith provided public testimony regarding appointment/employment of personnel.**

**President Barrera adjourned the meeting to closed session at 2:05 p.m.**

**Member Barnett arrived at the meeting at approximately 2:30 p.m.**

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

**Evan DeMott provided public testimony regarding a student volunteer program; David Fernandez, Ethel Larkins, and Mary Richardson provided public testimony regarding budget reductions; Max Fang provided testimony regarding transportation; Jim Varnadore provided public testimony regarding security for the Education Center Auditorium; Sally Smith provided public testimony regarding parent rights; and Philip Liburd provided testimony regarding an area 1 cluster meeting.**

### **B. Opening Ceremony**

--Lincoln High School JROTC Color Guard presented the colors.

3. Student Presentation: Patrick Henry High School - Respect, Tolerance, and Cultural Proficiency Presentation

Students from Patrick Henry High School provided the student presentation to the Board.

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

1. Administrative Assignments (OE-5) (Attachment C1)

Superintendent Kowba announced his recent management appointments.

2. Superintendent's Information Report (OE-4; OE-11) (Attachment C3)

3. Superintendent Report on Personnel Assignments and Financial Assessment – Potential Mid-Year Reduction Strategy and 2012-13 Budget Development and District Fiscal Solvency Challenges (Attachment C3) Information Only

Superintendent Kowba provided an update on the 2012 budget development.

4. Board Information Reports

#### **D. Adopt Agenda**

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1. Adopt Agenda (GC-2)

Motion by member Beiser, seconded by member Evans to adopt the agenda was approved (member Jackson absent).

#### **E. Superintendent's Consent Agenda (Attachments E1 through E29)**

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Prior to the vote on the Consent Agenda, items E.11., and E.24., were withdrawn from the Consent Agenda. Motion by member Barnett, seconded by member Beiser to approve the revised Consent Agenda was approved (member Jackson absent).

1. Ratification of Agreement with Stutz Artiano Shinoff & Holtz APC to Provide Legal Advice and Representation Pertaining to Mandated Costs Hearings; BUDGETED: YES, FINANCE/MANDATED COSTS/CONTRACT LEGAL SERVICES (GC-2; OE-1)

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

3. Independent Contractor Agreements; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-2)

4. ITEM MOVED TO F.3.

5. Agreement with Young Audiences of San Diego to Provide A Dance, Theatre, and Visual Arts Program at Rowan Elementary School; BUDGETED: YES, PRICE CHARITIES GRANT AND J.P. MORGAN CHASE (OE-2)

6. Waiver Requests of the Requirement to Successfully Pass One or Both Subject Matter Parts of the California High School Exit Examination (CAHSEE); BUDGETED: N/A (OE-2)

7. Agreement with Point Loma Nazarene University to Provide On-Site Learning and Supervision for Counseling Graduate Students; BUDGETED: N/A (OE-2)

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

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

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

11. Classification Items; BUDGETED: YES, VARIOUS FUNDS (OE-5)

Sally Smith, Sylvia Alvarez, Ethel Larkins, and Sovey Knowles provided public testimony regarding item E.11. Following the discussion of all other items on the agenda, motion by member Barnett, seconded by member Evans to approve item E.11., classification item, failed, no action was taken, in that members Barrera and Beiser voted no and members Barnett and Evans voted yes.

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

13. Agreement with Contract Paper Group, Inc. for Xerographic Paper; BUDGETED: YES, WAREHOUSE REVOLVING FUND (OE-7)

14. Agreements with Multiple Vendors for Locking Hardware; BUDGETED: YES, ONGOING AND MAJOR MAINTENANCE FUND (OE-9)

15. Agreements with Multiple Vendors for Refrigeration and Heating, Ventilation, and Air Conditioning (HVAC) Equipment and Supplies; BUDGETED; YES, ONGOING AND MAJOR MAINTENANCE FUND (OE-9)

16. Agreement with Mirror, Shower, and Glass for Glass, Mirror, and Putty; BUDGETED: YES, MAJOR AND ONGOING MAINTENANCE FUND (OE-9)

17. First Amendment to Agreement with Aurora Industrial Hygiene for Construction Safety and Industrial Hygiene Services; BUDGETED: YES, PROPOSITION S AND STATE SCHOOL FACILITIES FUNDS (OE-9)

18. First Amendment to Agreement with The Kleinfelder Group, Inc. to Provide Geotechnical Engineering Services; BUDGETED: N/A (OE-9)

19. Second Amendment to Agreement with Sillman Wright Architects for Professional Architectural Services; BUDGETED: YES; STATE SCHOOL FACILITIES FUNDS (OE-9)

20. Agreement with Club One Inc. and Frog's Fitness for Use of Swimming Pool and Facilities by Mira Mesa High School Water Polo Teams; BUDGETED, YES, INTERSCHOLASTIC ATHLETICS (OE-9)

21. Agreements with the Mission Valley and Toby Wells YMCAs of San Diego County for Use of Swimming Pools and Facilities by District Students; BUDGETED: N/A (OE-9)

22. Authorization to Purchase Computer Server Hardware, Software, Warranties and Services by Utilizing the North County Educational Purchasing Consortium Award to Hyphenet and the Western States Contracting Alliance (WSCA) Award to Dell Marketing, L.P.; BUDGETED: YES, INFORMATION TECHNOLOGY SUPPORT SERVICES FUNDS (OE-7; OE-8)

23. Ratification of Agreement with the County of San Diego Health and Human Services Agency to Provide Workspace at Four County Facilities for the San Diego Adolescent Pregnancy and Parenting Program (SANDAPP); BUDGETED: N/A (OE-2)

24. Ratification of Agreement with San Jose State University to Provide Clinical Practicum and/or Internship Experience for Occupational Therapy Interns; BUDGETED: N/A (OE-2)

Becky Breedlove provided public testimony to the Board regarding item E.24. Following the discussion of all other items on the agenda the Board discussed item E.24. Motion by member Barnett, seconded by member Evans to approve item E.24., was approved (member Jackson absent).

25. Agreement with James Marshall Consulting, Inc. to Provide External Evaluator Services to Coordinate and Administer the Evaluation Component of the District's Tobacco Use Prevention Education (TUPE) Grant; BUDGETED: YES; TOBACCO USE PREVENTION EDUCATION GRANT GRADES 6-12 (OE-2)

26. Ratification of Agreements with New Haven Youth and Family Services for Special Education Services; BUDGETED: N/A (OE-2)

27. Agreement with San Diego State University Research Foundation on Behalf of the National Center for Urban School Transformation to Provide Advancing Principal Leadership in Urban Schools Program for the Crawford High Educational Complex; BUDGETED: YES, CRAWFORD HIGH EDUCATIONAL COMPLEX DISCRETIONARY FUNDS (OE-2)

28. Ratification of Agreement with Kaplan College to Provide a program for Training College Students in the Area of Community Health Nursing; BUDGETED: N/A (OE-2)

29. Ratification of Agreement with Family Health Centers of San Diego to Provide School Health Clinics on District Property and via Their Mobile Medical Unit for District Students; BUDGETED: N/A (OE-2)

## **F. Student Instructional Matters**

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1. Item withdrawn by staff.

2. Resolution in Support of San Diego Unified School District's Participation in the City Heights Partnership for Children  
(Attachment F2)

Tad Parzen, Rosi Rangel, Seng Vo, Hilda Rodriguez, Donna Potter, Joe Austin, Bob Ross, Doug Sawyer, Nancy Gudino, Captain Lawrence McKinney, Rudy Johnson, Paula Ingram, Rene Santiago, and Zara Marselian provided public testimony to the Board regarding item F.2.

Motion by member Beiser, seconded by member Evans to adopt the resolution in support of District participation in the City Heights Partnership for Children was approved (member Jackson absent).

3. Ratification of Grant Agreement with The California Endowment, Monroe Clark Middle School Health Clinic Remodel Project, and Agreements with La Maestra Family Clinic, Inc., and San Diego Family Care

dba Mid-City Community Clinic to Provide School-Based Health Clinic at Monroe Clark Middle School; BUDGETED: YES, PRICE CHARITIES GRANT AND J.P.MORGAN CHASE (OE-2) (Attachment F3)

Jim Varnadore provided public testimony to the Board regarding item F.3. Motion by member Barnett, seconded by member Evans to ratify the grant agreement with the California Endowment was approved (member Jackson absent).

4. Item moved to November 1, 2011 Board Agenda.

5. Agreement with Mira Mesa High School Community Schools to Establish a Community-Based Reform Model School; BUDGETED: N/A (OE-2; OE-4) (Attachment F5)

Scott Giusti, Mike Mayhew, Bob Turner, Mr. Phillips, and Catherine Cox provided public testimony to the Board regarding item F.5. Motion by member Evans, seconded by member Beiser to approve the agreement with Mira Mesa High School Community Schools was approved (member Jackson absent).

## **G. Board Consent Agenda**

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1. Approval of Minutes: Regular Meetings, September 6, 2011, September 13, 2011, Special Meeting, July 19, 2011, September 20, 2011, September 27, 2011 (Attachment G1)

Motion by member Evans, seconded by member Barnett to approve the regular and special meeting minutes was approved (member Jackson absent).

2. Proclamation Recognizing Delores Jacobs (Beiser) (Attachment G2)

Motion by member Beiser, seconded by member Evans to approve the proclamation recognizing Delores Jacobs, was approved (member Jackson absent).

## **H. Operational Matters Reserved for the Board**

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1. ITEM WITHDRAWN BY BOARD MEMBERS AND STAFF

2. ITEM WITHDRAWN BY STAFF: Second Amendment to Employment Agreement with Chief Financial Officer; BUDGETED: YES, FINANCE OFFICE GENERAL FUND (OE-5)

3. Schedule of Board of Education Meetings, January through June 2012 (Attachment H3)

Motion by member Evans, seconded by member Barnett to approve the scheduled of meetings January through June 2012 was approved with member Barrera, Barnett and Evans voting yes and member Beiser voting no (member Jackson absent).

4. ITEM WITHDRAWN BY BOARD MEMBER

5. ITEM WITHDRAWN BY BOARD MEMBERS

6. Authorization to Excuse Board Member Absence

Motion by member Barnett, seconded by member Evans to approve and authorize absence of member Jackson from the October 4 and October 11, 2011 meetings was approved (member Jackson absent).

## **I. District Operations**

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1. Submission of a Request for Allowance of Attendance at San Diego Unified School District on September 9, 2011, Due to Emergency Conditions - Southern California Power Outage; BUDGETED: YES (OE-2) (Attachment I1)

Motion by member Evans, seconded by member Beiser to approve submission of request for allowance of attendance was approved (member Jackson absent).

2. Public Hearing and Resolution of Intent to Dedicate an Easement and Right-of-Way, to San Diego Gas & Electric, upon District-Owned Property (portion of Commercial Street Property)—REQUIRES 4 VOTES; BUDGETED: N/A (OE-9) (Attachment I2)

Motion by member Evans, seconded by member Barnett to adopt the resolution of intent to dedicate an easement to SDG&E, portion of Commercial Street Property, was approved (member Jackson absent).

3. High Bidder and Auction Results for District-Owned Property Located at Fairbrook Road and Rue Fontenay and Agreement of Purchase of Sale with High Bidder Ryland Homes of California, Inc.—REQUIRES 4 VOTES; BUDGETED: N/A (OE-10) (Attachment I3)

Motion by member Evans, seconded by member Barrera, to approve agreement with Ryland Homes of California, Inc., was approved (member Jackson absent).

4. Agreement of Purchase of Sale with San Diego Community College District (SDCCD) for District-Owned Property, Located at 3900 Armstrong Street—REQUIRES 4 VOTES; BUDGETED: N/A (OE-10) (Attachment I4)

Motion by member Evans, seconded by member Beiser to approve the agreement of purchase with the San Diego Community College District. Following discussion of the Board, the motion was withdrawn and the item was carried over to the October 25, 2011 meeting.

5. Report on Disposition of Certain Excess Real Properties; BUDGETED: N/A (OE-10)

Jim Varnadore and Cynthia Conger provided public testimony to the Board regarding disposition of real property. Following discussion of the Board, the item was carried over to the October 25, 2011 meeting.

## **J. Public Participation**

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**Mike Goldwater provided public testimony to the Board regarding qualifications of employees.**

## **K. Recess**

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## **L. Informal Debriefing: Meeting and Process**

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**M. Adjourn**

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**President Barrera adjourned the meeting at 8:15 p.m.**

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**Cheryl Ward, Board Action Officer**

**These Minutes Adopted by the Board at a regular meeting  
of the Board held on \_\_\_\_\_**

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