

**San Diego Unified School District
Board of Education
MINUTES Regular Meeting, Tuesday, September 13, 2011
5:00 P.M., 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 September 13, 2011.

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

Absent: None

President Barrera called the meeting to order at 12:00 p.m., in room 2249.

Sally Smith provided public testimony to the Board regarding the Deputy General Counsel position.

President Barrera adjourned the meeting to closed session at 12:05 p.m.

President Barrera reconvened the meeting in open (public) session at 5:00 p.m., in the Education Center auditorium.

A. Public Participation

Paula Ingrunt provided public testimony to the Board regarding Chollas/Mead Elementary School Children's Initiative participation; and Sally Smith provided public testimony regarding field trips.

B. Opening Ceremony

1. Call to Order, Roll Call, Establish Quorum
2. Pledge of Allegiance
Kearny High School JROTC Color Guard presented the colors.

President Barrera introduced student representatives to the Board, Donner Goode, Patrick Henry High School and Erica Le, Crawford CHAMPS High School.

President Barrera requested a moment of silence in memory of Susanna Garcia, Chavez parent and advocate for students and parents.

3. Student Presentation: None

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

1. Administrative Assignments (OE-5)

Superintendent Kowba announced his recent management appointment. (Attachment C1)

2. Superintendent's Information Report (OE-4; OE-11) (Attachment C2)

Information Only

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.64.)

Sally Smith provided public testimony to the Board regarding items E.2., E.3.; Karen Childress-Evans provided public testimony regarding item E.3.; Becky Breedlove provided public testimony regarding item E.22.; Cecil Steppe, Lisa Maples, and Gerald Carroll provided public testimony to the Board regarding item E.52. Motion by member Jackson, seconded by member Evans to approve the revised Consent Agenda was approved unanimously.

1. Ratification of Agreement with Dannis Woliver Kelley to Provide Legal Advice and Representation Pertaining to General Legal Matters; BUDGETED: YES, LITIGATION/SETTLEMENT EXPENSE (GC-2; OE-1)
2. Second Amendment to Agreement with The Network to Provide Anonymous Fraud Reporting Hotline Services; BUDGETED: YES, CONTRACTED SERVICES (GC-2; OE-1)
3. Field Trips; BUDGETED: N/A (OE-2)
4. Independent Contractor Agreements; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-2)
5. Agreement with Champions to Provide After School Safety and Enrichment for Teens (ASSETS) Program Services at the San Diego High Educational Complex; BUDGETED: YES, 21st CENTURY CCLC ASSETS PROGRAMS GRANT FUNDS (OE-2)
6. Agreement with The Children's Initiative to Provide After School Safety and Enrichment for Teens (ASSETS) Program Technical Support Services at District High Schools; BUDGETED: YES, 21st CENTURY CCLC ASSETS PROGRAMS GRANT FUNDS (OE-2)
7. Agreement with Rescue Social Change Group to Provide After School Safety and Enrichment for Teens (ASSETS) Program Services at the Kearny High Educational Complex; BUDGETED: YES, 21st CENTURY CCLC ASSETS PROGRAMS GRANT FUNDS (OE-2)
8. Ratification of Agreement with Marina Village Conference Center to Provide Facility and Equipment Rental for Support of the Child Development Program; BUDGETED: YES, CHILD

DEVELOPMENT PROGRAM OFFICES –NEIGHBORHOOD HOUSE ASSOCIATION FUNDS (OE-2)

9. Agreement with Nicodemus Watts, M.D., for Direct Psychiatry Services to District Students with Mental Health Needs, BUDGETED, YES, MENTAL HEALTH RESOURCE CENTER FUNDS (OE-2)
10. Ratification of Agreement with San Diego Community College District to Support the Development of Curriculum and Career Exploration Teaching Aids for Seventh and Eighth Grade Students; BUDGETED: YES, SB 70 CAREER TECHNICAL EDUCATION/ECONOMIC AND WORKFORCE DEVELOPMENT COMMUNITY COLLABORATIVE GRANT FUNDS (OE-2)
11. Ratification of Agreement with Regents of the University of California Irvine for Professional Development for Teachers; BUDGETED, YES, IMPROVING TEACHER QUALITY GRANT FUNDS (OE-2)
12. Ratification of Agreement with San Diego County Student Opportunity and Access Program (CAL-SOAP) Consortium to Provide Dedicated Staffing and Support; BUDGETED: YES, CAL-SOAP FUNDS (OE-2)
13. Ratification of Agreement with University of California San Diego to Provide Qualified Staff and Services to Support the Implementation of the Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP 06); BUDGETED: YES, PROJECT GEAR UP (OE-2)
14. Ratification of Agreement with University of California San Diego to Provide Qualified Staff and Services to Support the Implementation of the Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP 08); BUDGETED: YES, PROJECT GEAR UP (OE-2)
15. Special Education Payment Authorizations; BUDGETED: YES, SPECIAL EDUCATION AND GENERAL FUNDS (OE-2)
16. Agreement with San Diego State University for Advanced Studies Certification Classes; BUDGETED: YES, ADVANCED STUDIES DEPARTMENT (OE-2)
17. Quarterly Report on Uniform Complaints Received Pursuant to Williams/Valenzuela Settlement Legislation; BUDGETED: N/A (OE-2; OE-4; OE-5; OE-9)
18. Student Expulsions; BUDGETED: N/A (OE-3)
19. Student Readmits; BUDGETED: N/A (OE-3)
20. Agreement with San Diego State University to Provide Student Nursing Field Experience Program; BUDGETED: N/A (OE-3)
21. Classification Items; BUDGETED: YES, VARIOUS FUNDS (OE-5)
22. Ratification of Certificated and Classified Personnel Actions; BUDGETED: YES, VARIOUS FUNDS (OE-5)

23. Ratification of Multiple On-Loan Agreements for Certificated and Classified Staff to Keiller Leadership Academy, Gompers Preparatory Academy Charter Schools, and Museum School; BUDGETED: YES, REIMBURSEMENT BY CHARTER SCHOOLS (OE-5)
24. Resolution to Establish the Estimated 2011-12 Appropriations Limit; BUDGETED: N/A (OE-6)
25. Agreement with Pacific Portfolio Consulting, LLC for Tax Sheltered Annuity Plan Administration Services; BUDGETED: YES, GENERAL OPERATIONS/ POSITION ALLOCATION FUNDS (OE-6)
26. Authorization to Purchase Various Gasoline and Diesel Fuels from Petro-Diamond and Falcon Fuels Inc. through Use of the North County Educational Purchasing Consortium; BUDGETED; YES, STORES REVOLVING FUNDS (OE-6)
27. Agreement with Dion International Trucks, LLC to Provide Parts and Labor for Non-Warranty Maintenance and Repairs to the District's Fleet of School Busses and Large Trucks; BUDGETED: YES, PUPIL TRANSPORTATION OPERATING FUNDS (OE-7)
28. Agreements with Multiple Vendors for Instructional Materials and Teaching Aids; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-7)
29. Ratification of Agreement with School Services of California to Provide Fiscal and State-Mandated Cost Informational Services; BUDGETED: YES, GENERAL FUND/FINANCE DIVISION (OE-7)
30. 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 Months of June 2011 and July 2011; BUDGETED: YES, VARIOUS SITE IDENTIFIED FUNDS (OE-7)
31. Disclosure of District Investments and Cash on Hand for Quarter Ending June 30, 2011; BUDGETED: N/A (OE-7)
32. Accept, Budget, and Spend Income Summary for June 2011; BUDGETED: YES, VARIOUS FUNDS (OE-7)
33. Transfer of Appropriations Summary for June 2011; BUDGETED: YES, VARIOUS FUNDS (OE-7)
34. Ratification of Third Amendment to Agreement with Dotworkz to Provide Surveillance Camera Maintenance; BUDGETED: YES, SCHOOL POLICE SERVICES FUNDS (OE-9)
35. Agreements with Multiple Vendors for the Recycling of Scrap Metal; BUDGETED: N/A, REVENUE TO THE DISTRICT (OE-9)
36. Additional Authorization for the Purchase of Decomposed Granite, Masonry Sand, and Plaster Sand; BUDGETED: YES, ONGOING AND MAJOR MAINTENANCE FUND (OE-9)

37. First Amendment to Agreement with Donald D. Diffenbaugh Construction, Inc. to Repair and Replace Roofing on Portable and Permanent Buildings As Needed; BUDGETED: YES, VARIOUS FUNDS (OE-9)
38. Ratification of Notices of Completion; BUDGETED: N/A (OE-9)
39. Change Order with Fordyce Construction Company for the Excavation and Removal of Hard Soil Affecting the Installation of Trees, Bench and Table Footings, Drains, and Irrigation Lines at the MacDowell (Innovation Middle School) Landscape Project; BUDGETED: YES, STATE SCHOOL FACILITIES FUNDS (OE-9)
40. Change Order with Whillock Construction Company for the Extension of a Sub-Drainage System at the Patrick Henry High School Softball Field Remediation Project; BUDGETED: YES, STATE SCHOOL FACILITIES FUNDS (OE-9)
41. Agreement with Dick Miller, Inc. to Provide Slope and Drainage Improvements at Montgomery Middle School; BUDGETED: YES, MAJOR REPAIR AND REPLACEMENT (OE-9)
42. Fourth Amendment to Agreement with Mactec Engineering and Consulting, Inc. to Formally Accept Firm Name Change to AMEC E&I, Inc.; BUDGETED: YES, PROPOSITION S FUNDS (OE-9)
43. Second Amendment to Agreement with Parsons Constructors, Inc. to Provide Project Stabilization Agreement (PSA) Assistance; BUDGETED: YES, PROPOSITION S FUNDS (OE-9)
44. Agreement with Sierra Pacific West, Inc. to Construct a Student Drop-Off Zone at Marshall Elementary School; BUDGETED: YES, PROPOSITION S FUNDS (OE-9)
45. Agreement with SOLPAC CONSTRUCTION, INC. dba Soltek Pacific Construction Company to Furnish and Install a Heating Ventilation and Air Conditioning (HVAC) Chiller and Provide Site Improvements at Mead Elementary School; BUDGETED: YES, PROPOSITION S FUNDS (OE-9)
46. Agreement with Straight Line General Contractors, Inc. to Provide Modernization of the Food Services Facility and Site Improvements at Fulton Elementary School; BUDGETED: YES, STATE SCHOOL FACILITIES FUNDS (OE-9)
47. Rejection of All Bids to Furnish and Install Theatre Lighting and Controls for the Motion Picture Industries Construction Project at Point Loma High School; BUDGETED: N/A. (OE-9)
48. Rejection of Bid to Fabricate and Install Custom Console Casework for the Motion Picture Industries Construction Project at Point Loma High School; BUDGETED: N/A (OE-9)
49. Agreement with Emerald Data Solutions, Inc., to Continue the Web-Based Document Management System (BoardDocs) for Board of Education Meetings; BUDGETED: YES, BOARD OF EDUCATION, CONTRACT SERVICES (GC-2)

50. Agreements with Multiple Vendors for Modular and Office Furniture; BUDGETED: YES, VARIOUS SITE SPECIFIC FUNDS (OE-7)
51. Fourth Amendment to Agreement with York Insurance Service Group, Inc. - California to Provide Third Party Administration Services for the District's Self-Insured Workers' Compensation Program; BUDGETED: N/A (OE-10)
52. Naming of Gompers Field; BUDGETED: N/A (OE-4)
53. ITEM WITHDRAWN BY STAFF: Multiple Agreements with Pearson Education, Inc. for Implementation of Learning Teams Services at District Schools; BUDGETED: YES, TITLE I ARRA AND SIG FUNDS (OE-2)
54. Ratification of Agreement with Sublime Learning to Provide Professional Development On Integrating Universal Design For Learning's (UDL) Guiding Principles With Kurzweil 3000; BUDGETED: YES, IDEA STIMULUS SPECIAL EDUCATION PROGRAM FUNDS (OE-2; OE-5)
55. Agreement with Pearson Curriculum Group to Provide Enhanced Professional Development in Problem-Based Interactive Learning and Effective Use of Technology; BUDGETED; YES, DEPARTMENT OF DEFENSE EDUCATIONAL ACTIVITIES OPERATION STUDENT ACHIEVEMENT GRANT FUNDS (OE-2)
56. ITEM WITHDRAWN BY STAFF--MOVED TO SEPTEMBER 27, 2011 AGENDA: Ratification of Agreement with Library Video Company dba SAFARI Montage to Provide Web-Based Curriculum Management and Digital Content Server and Software Licenses; BUDGETED: YES, INTEGRATED TECHNOLOGY SUPPORT SERVICES FUNDS (OE-2; OE-8)
57. First Amendment to Agreement with Oracle USA, Inc. to Update Licensing Metrics; BUDGETED: N/A (OE-8)
58. Ratification of Agreement with Gartner, Inc. to Provide Analysis and Review of the District's Technology Initiatives; BUDGETED: YES, STATE SCHOOLS FACILITIES FUND (OE-8)
59. Agreement with Math for America San Diego at the University of California San Diego to Provide Professional Development Services for Mathematics Teachers at Morse and Mira Mesa High Schools; BUDGETED: YES, TITLE II FUNDS (OE-2)
60. Agreement with After-School All-Stars Greater San Diego to Develop and Administer Enrichment Programs and Services at Mission Bay High School; BUDGETED: YES, 21st CENTURY CCLC ASSETS PROGRAM GRANT FUNDS (OE-2)
61. ITEM WITHDRAWN BY STAFF: Agreement with Safe and Civil Schools to Provide Positive Behavior Interventions and Supports (PBIS) Services; BUDGETED: YES, TITLE I ARRA (OE-2)

62. Ratification of Master Agreement with San Diego State University (SDSU) for District to Provide Supervised Field Experience to SDSU Graduate and Undergraduate Students; BUDGETED: NON-APPLICABLE (OE-2).

63. Agreement with Command Navy Region Southwest, Child and Youth Support Program to Provide Support for Children of Military Personnel; BUDGETED: N/A (OE-2)

64. Agreement with Commander Navy Region Southwest, School Liaison Officer Program to Provide a Point-of-Contact at District Schools for Children of Military Personnel; BUDGETED: N/A (OE-2)

F. Student Instructional Matters

1. ITEM WITHDRAWN BY STAFF

2. 2011 Standardized Testing and Reporting (STAR) Program and California High School Exit Exam (CAHSEE) Grade 10 Census Report; BUDGETED: N/A (OE-2) (Attachment F2)

Information Only.

G. Board Consent Agenda

1. Approval of Minutes: Regular Meetings, July 5, 2011, July 12, 2011; Special Meeting, August 2, 2011

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

2. Change Designation of Representative on the Community Advisory Committee for Special Education (CAC); BUDGETED: N/A (GC-5) (Attachment G2)

Motion by member Jackson, seconded by member Evans to approve change of designation for a CAC member was approved unanimously.

H. Operational Matters Reserved for the Board

1. Operations and Efficiency Ad Hoc Committee, Tiger Teams Update (Barnett and Beiser)

Information Only

2. 2011-12 Furlough Days Memorandum of Understanding (MOU) with California School Employees Association (CSEA), Chapter 724, Operations Support Services (OSS); BUDGETED: N/A; (OE-5) (Attachment H2)

Motion by member Jackson, seconded by member Beiser to approve MOU with CSEA for OSS unit was approved unanimously.

3. 2011-12 Furlough Days Memorandum of Understanding (MOU) with California School Employees Association (CSEA), Chapter 788, Office-Technical and Business Services (OTBS); BUDGETED: N/A (OE-5) (Attachment H3)

Motion by member Jackson, seconded by member Beiser to approve the MOU with CSEA for OTBS unit was approved unanimously.

4. Tentative Agreement with California School Employees Association (CSEA), Chapter 724, Operations Support Services (OSS) – Impact and Effect of Layoffs; BUDGETED: N/A (OE-5) (Attachment H4)

Motion by member Jackson, seconded by member Beiser to approve Tentative Agreement with CSEA for OSS unit was approved unanimously.

5. Exceptions to 2011-12 Furlough Days Memorandum of Understanding (MOU) with California School Employees Association (CSEA), Chapter 724, Operations Support Services (OSS); BUDGETED: N/A (OE-5) (Attachment H5)

Motion by member Jackson, seconded by member Beiser to approve MOU with CSEA for OSS unit was approved unanimously.

6. Redistricting Advisory Committee (RAC) Recommendations and Resolution; BUDGETED: N/A (OE-4) (Attachment H6)

Motion by member Jackson, seconded by member Evans to approve the RAC recommended Board subdistrict boundary map approved at the RAC meeting on September 9, 2011 and adopt the resolution was approved unanimously.

7. ITEM WITHDRAWN BY BOARD MEMBER

8. Closed Session Agenda Posting and Distribution (Attachment H8)

Motion by member Jackson, seconded by member Beiser to direct staff to post the agenda for closed session meetings on the District website, was approved unanimously.

I. District Operations

1. Agreement with Brighten A Life for Development of Green Schoolhouse Project at Kearny High Educational Complex; BUDGETED: YES, PROP S (OE-9) (Attachment I1)

Marshall Zotara and Barbara Carpenter provided public testimony to the Board regarding the Green Schoolhouse project at the Kearny High Complex. Motion by member Barnett, seconded by member Evans to approve the agreement with Brighten a Life for Development of the Green Schoolhouse Project at Kearny High was approved with member Jackson voting no.

2. School Closure/Realignment Recommendations; BUDGETED: N/A (OE-9) (Attachment I2)

Becky Breedlove and Amy Monroe provided public testimony to the Board regarding the school closure/realignment report.

Motion by member Jackson to approve recommendation 2, Authorize that community discussion begin in nine clusters related to school closures. The clusters are listed in the accompanying PowerPoint presentation (Mission Bay, Clairemont, Crawford, Henry, Hoover, Kearny, Madison, Morse, Serra, Point Loma, atypical schools). Additional community discussions will be held with these and other clusters related to grade level changes, movement of programs and recommendations for new programs/schools to be created/built should funds be available for the same, after the criteria is established by the Board, died due to lack of a second to the motion.

Motion by member Barnett, seconded by member Evans to approve recommendations 1, 2, and 3. Following discussion of the Board and staff the motion was changed to approve recommendations 1 and 2, 1) Authorize the committee to continue its work towards the right-sizing of schools, programs and grade level configurations, taking into consideration the input of the cluster communities; and 2) Authorize that community discussion begin in nine clusters related to school closures. The clusters are listed in the accompanying PowerPoint presentation (Mission Bay, Clairemont, Crawford, Henry, Hoover, Kearny, Madison, Morse, Serra, Point Loma, atypical schools). Additional community discussions will be held with these and other clusters related to grade level changes, movement of programs and recommendations for new programs/schools to be created/built should funds be available for the same, with Administrative Procedure 3113 as the criteria and all area superintendents to be members of the committee, was approved unanimously.

J. Public Participation

Becky Breedlove provided public testimony to the Board regarding building projects; Jo Ellen Archer provided public testimony regarding the power outage and transportation services.

K. Recess

L. Informal Debriefing: Meeting and Process

M. Adjourn

President Barrera adjourned the meeting at 8:15 p.m., to closed session.

President Barrera reconvened the meeting in open (public) session at 9:05 p.m.

President Barrera adjourned the meeting at 9:05 p.m.

Cheryl Ward, Board Action Officer

These Minutes Adopted by the Board at a regular meeting

of the Board held on _____
