

**Monterey Peninsula Unified School District  
Minutes  
Regular Board Meeting**

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**November 4, 2002**

The Board of Education of the Monterey Peninsula Unified School District met in regular session at 5:50 p.m., on the above date at the Instructional Materials Center, 540 Canyon Del Rey, Monterey, California.

The meeting was called to order by President Eggers.

Board Members Present: Robert Eggers  
Resa Foss (arrived at 5:54 p.m.)  
Regena Lauterbach  
Shanda LeBoeuf (arrived at 6:02 p.m.)  
Carlos E. Noriega (arrived at 6:10 p.m.)  
Marjorie Troutman  
Daniel Villa

Staff Members Present: Jim Burnis  
Daniel Callahan  
Robert Costa  
John Lamb  
Bob Riefe

DLIFLC & POM Representative Present: Ron Graddy

Student Board Members Present: William Rosenthal, Monterey HS  
Laurencia Walker, Seaside HS

The President declared that a quorum was present and the Board proceeded with the order of business.

No public comments were made at this time.

The Board adjourned to closed session at 5:52 p.m. and reconvened at 7:16 p.m. to take the following action:

The Pledge of Allegiance to the Flag of the United States of America was led by President Eggers.

No reportable actions were taken in closed session.

No additional items were added to the agenda.

#### **STUDENT BOARD MEMBER REPORTS**

Laurencia Walker reported on activities at Seaside High School including sports, school dance, college day for seniors at Monterey Peninsula College, presentations from various colleges to junior and senior students, and a food fair.

William Rosenthal reported on activities at Monterey High School including homecoming week and football game, fifth quarter dance, boys and girls cross country, and college day for seniors at Monterey Peninsula College. William also invited everyone to the upcoming football game between Monterey High School and Seaside High School.

(The student Board members left the meeting at 7:20 p.m.)

## COMMUNICATIONS

President Eggers acknowledged correspondence from concerned District Office staff regarding comments made about the District Office, and miscellaneous correspondence from Ed Source and Bill Simon.

## SUGGESTIONS AND COMMENTS FROM MEMBERS AND OFFICERS OF THE BOARD

Ms. Troutman said she and Mrs. Lauterbach met with Director John Ward and reported that all special education positions have been filled. She also reported on an African drumming class at the Monterey High School Art Careers Academy and a Colton Middle School honors breakfast that she and Mrs. Lauterbach attended.

Mrs. LeBoeuf referred to her recent surgery and recovery period and said she made calls to her constituent schools to apologize for not visiting. She said she has been keeping in touch with what's going on in the District through Dr. Callahan and various Board members.

Mrs. Lauterbach said some of the new Board members only received a section of Board policy and requested that the Board be given a hard copy of the entire policy. She indicated that she would be willing to duplicate the copies for Board members. Mrs. Lauterbach felt uncomfortable with some of the legal issues being discussed in closed session and requested that the Board have its legal counsel present at each session to make sure all the policies are being followed. She said she reviewed every agenda and minutes since she was elected to the Board and that it seemed that the Board is not progressing as far as she would like or maybe as the Board would like. Mrs. Lauterbach suggested that after January, the Board might want to look at having weekly meetings until they get some of the things done on the agendas that they would like to have done. She thanked Personnel Services Director Robert Costa and Monterey Bay Teachers Association President Rick Ziel for the joint letter regarding negotiations and suggested that the Board might want to look at requesting a similar update from Cabinet on a monthly basis so Board members can be kept abreast of who is being hired, if a department needs more people, and other information related to the District.

Ms. Foss reported on the Newspapers in Education conference sponsored by the Monterey County Herald and said she had an opportunity to interact with MPUSD middle school teachers. She reported that she saw District staff at a Read Naturally Conference at the County Office and said it was nice to know that there is still some funding for participation in workshops. Ms. Foss distributed information related to the Laws for Educators conference she recently attended with Mrs. Lauterbach.

## SUGGESTIONS AND COMMENTS FROM VISITORS - NON-AGENDA MATTERS (none)

## ACTION ITEMS

MSC\* Troutman, Noriega

### **Establish Annual Organizational Meeting**

**RESOLVED** that the Board of Education establish Monday, December 2, 2002, as its annual organizational meeting date.

AYES: 7

### **Approve District's 2001-2002 Unaudited Actuals/2002-2003 Budgets**

Education Code 42100 requires that all school districts prepare and file, on an annual basis, unaudited actuals for the prior fiscal year. Chief Business Officer Jim Burnis highlighted sections of the unaudited actuals through June 30, 2002, and the 2002-2003 budgets approved by the Board on June 17, 2002, and clarified questions from Board members. He said a revised General Fund budget, incorporating final staffing adjustments and reflective of changes made after the State budget was approved by Governor Davis, will be presented to the Board at its November 18 meeting. At that time he said the Board can discuss the specifics of the budget as well as at an upcoming budget study session.

Mr. Villa referred to the \$4 million special education encroachment on the General Fund and said he would like to discuss the issue in terms of policies and what is happening in that area.

In response to the cost of demolition work at the former Officers Club, Mr. Burnis said he would provide Board members with the details.

Mrs. Lauterbach said she would like to meet with Mr. Burnis regarding Cal Card receipts.

**RESOLVED** that the District's 2001-2002 Unaudited Actuals and 2002-2003 Budget be approved and submitted to the Monterey County Superintendent of Schools.

AYES: 7

### **REPORTS**

Superintendent - Dr. Callahan reminded that November 5 is Election Day and that the passing of Proposition 47 (Kindergarten-University Public Education Facilities Bond Act of 2002) would result in approximately \$46 million of funding directly to the District.

President Eggers announced the following upcoming meetings that will be held at the District Office Board Room:

November 7	Special Board Meeting (strategic planning), 6:30 p.m.
November 12	Special Board Meeting (Superintendent's evaluation and goal setting), 7:00 p.m.
November 25	Special Board Meeting (budget study session and impact on cuts), 5:30 p.m.

DLIFLC/POM/NPS Representative - Mr. Graddy reported that a town hall meeting will be held on November 6, 7:00 p.m., at the Stilwell Community Center, and said the meeting is open to the public.

### **Cabrillo Family Resource Center Update**

At a previous meeting, Board members requested an update on activities at the Cabrillo Family Resource Center. The former Cabrillo School was closed at the conclusion of the 2001-2002 school year and the school site had been converted into a family resource center operated under the auspices of Adult Education. At this time Adult School Director Tad Kumagai, Early Childhood Coordinator Leslie Dye, and Health Services Coordinator Linda Pinkham co-presented the information on current activities at the center to include the number of adults participating in adult school services, the collaboration of services to the community, a video of a Halloween event that occurred at the school, and clarified questions from Board members.

Mr. Kumagai announced that a Parent University will be held on February 22 at the Embassy Suites and said this year's theme is keeping children and families safe. He said the event will include break-out sessions, child care, and round-trip transportation from the center to Embassy Suites.

## **INFORMATION/POSSIBLE ACTION**

### **Discussion Regarding Board Policy on Leases**

Dr. Callahan said it has come to his attention that there is a Board policy that states all leases and rentals will come to the Board for action. He said he brought the policy forward for Board discussion whether they wish to change the policy or whether they wanted to keep the policy as is and that each issue be brought to the Board as a closed session item, information, and subsequent action.

Mr. Villa expressed preference that a quick review of each lease and rental come before the Board.

Ms. Troutman, President Eggers, and Mrs. LeBoeuf concurred with Mr. Villa and said they would like to retain the current Board policy on leases and rentals.

Mrs. Lauterbach referred to previous agendas and said the specific properties need to be listed. She said that the Board needed legal counsel when looking at some of the Board policies. She felt with all the leases that the Board begin reactivating the 7-11 Committee and looking at their recommendations. She noted the Board took action to reactivate the committee at its June 3, 2002, meeting. Mrs. Lauterbach said the Peninsula is a very unique place where property is a very important commodity and that maybe the forefathers on the Board realized that it was important for a unanimous vote on what to do with District property. She concurred that the current Board policy should be kept the way it is. Mrs. Lauterbach had questions regarding the lease process and felt it was important as a new Board member that she should have the right to have legal counsel present when it comes to property issues.

President Eggers clarified the unanimous vote was on the sale of property. He said he didn't disagree that an attorney shouldn't be present in closed session, but there might be specific times when one is needed.

Mr. Noriega concurred that the policy be retained and said he would want legal counsel available to peruse the actual legal document before taking action. Beyond that, he felt that the Board shouldn't be wasting valuable money for discussion purposes and that the Board needs to respect the wisdom and knowledge of the Superintendent and his Cabinet.

Ms. Foss concurred with keeping the present policy. She added there is a need to schedule a systematic review of all Board policies and suggested that it might be a topic for discussion at the organizational meeting.

President Eggers said the Board Policy Subcommittee is in the process of reviewing policies to bring to the total Board for review and action.

Mrs. LeBoeuf suggested an update and discussion on the Tarp Flats property.

## **INFORMATION ITEMS REQUIRING BOARD ACTION AT A FUTURE MEETING (none)**

### **CONSENT AGENDA**

MSC Troutman, LeBoeuf

In response to Mrs. Lauterbach's questions regarding the Los Arboles Middle School re-roofing project, Mr. Burnis provided an update and reviewed the process for selecting the firm to re-roof the school.

Mrs. Lauterbach referred to page 2 of the October 28, 2002 minutes and requested that her statement about a possible closed session violation be reflected between the comments made by Mr. Noriega and President Eggers (in italics):

"Mr. Noriega said it is an issue of being fair and equitable and loyal to the Superintendent that the Board hired. He said there was a consensus in a meeting where the Board directed him to do something. He felt there is a need to support the Superintendent when needed and that he only wanted to set the record straight.

*Mrs. Lauterbach noted that Mr. Noriega needed to be careful of the law of closed session.*

President Eggers concurred with Mr. Noriega and supported an editorial to the media to set the record straight. He said at a previous meeting, he announced that the process began in June."

**RESOLVED** that the Consent Agenda be approved as submitted.

- Approve Minutes
  - October 28, 2002 Regular Board Meeting
- Approve/Ratify Personnel Items
- Approve Gifts to the District

From	To	Amount	Purpose
Monte Vista School PTA	Monte Vista School	\$3,871.94	Reimbursement for Excel math materials
Big Sur Marathon	Colton Middle School	\$3,100.00	Music and science departments
Colton Middle School PTA	Colton Middle School	\$855.42	Instructional supplies
Monterey County Benevolent Foundation	King Middle School	\$5,000.00	Instructional supplies
Target Stores	Seaside High School	\$958.51	Instructional supplies

- Approve the Preparation and Submission of a Specialized Secondary Program (SSP) Grant for Monterey High School (planning year \$35,000 and three years of program implementation totaling \$225,000)
- Award Bid for Re-Roofing Project (Seaside High School and Instructional Materials Center)

AYES: 7

**SUGGESTIONS AND COMMENTS FROM MEMBERS AND OFFICERS OF THE BOARD**

President Eggers reported on a successful Marina Halloween Festival and said the proceeds will go back to the Marina schools.

**BOARD MEMBER REQUEST(S) FOR INFORMATION AND/OR POSSIBLE FUTURE AGENDA ITEM**

Ms. Troutman referred to the minutes of several Board meetings and reiterated the importance of reactivating the 7-11 Committee as soon as possible. She said there is a definite interest to reactivate and make some changes.

Dr. Callahan said it would be helpful to agendize the item so there is a clear discussion about what it is that the Board wants to do. He said if there's an interest in disposing of surplus property or determining what that is, there is a significant input of staff time to reactivate the 7-11 Committee and with limited resources he wanted to make sure they are deployed in the right order. He said he didn't know of any property right now that the District is looking to dispose and said the closed K-5 facilities have been fully reutilized. He said the committee in terms of surplus property may need to be reactivated, but it might be something that could wait until spring.

After further discussion, it was the consensus of the Board to agendaize the reactivation of the 7-11 Committee for discussion at the November 18 meeting.

Mrs. Lauterbach suggested a discussion on the school calendar and referred to a report that was to be prepared from a retired administrator.

## ADJOURNMENT

MSC Troutman, Noriega

Mrs. Lauterbach noted that the adjournment was not read aloud at the conclusion of the October 28 meeting.

President Eggers acknowledged and read the following into the minutes:

**RESOLVED** that the meeting be adjourned in memory of teacher Barbara Johnson-Motley, currently assigned to Ord Terrace School, and previously to Manzanita School, King Middle School, and Del Rey Woods School; retired Del Rey Woods School teacher Pauline McDaniel; and Marian Evans, sister of purchasing clerk Carolyn Davi.

TIME: 9:18 p.m.

AYES: 7

Respectfully submitted,

Daniel Callahan  
Executive Secretary

DC:jif  
\*MSC-Motion/Second/Carried