

January 12, 2004

**CALL TO ORDER**

The Board of Education of the Monterey Peninsula Unified School District met in regular session at 5:30 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 Lauterbach.

**ROLL CALL –  
ESTABLISHMENT OF  
QUORUM**

Board Members Present: Terri DeBono  
Robert Eggers  
Resa Foss  
Regena Lauterbach  
Shanda LeBoeuf (arrived at 5:45 p.m.)  
Carlos E. Noriega  
Marjorie Troutman

Staff Members Present: Jim Burnis  
Daniel Callahan  
Robert Costa  
Shelby Garrison  
John Lamb

DLI/POM/NPS Representative Present: Ron Graddy

Student Board Members Present: Michael Leonard, Monterey HS  
Andrew Mahone, Seaside HS

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

**PUBLIC COMMENTS**

No public comments were made at this time.

**CLOSED SESSION**

The Board adjourned to closed session at 5:31 p.m. to discuss the following:

- Conference with Labor Negotiator
  - a. *Agency Negotiator: Robert Costa*  
*Employee Organization: Monterey Bay Teachers Association*  
*California School Employees Association*
- Public Employee Discipline/Dismissal/Release
- Conference with Real Property Negotiator
  - Property: 190 Seeno Street, Monterey, CA*  
*Negotiating Parties: Daniel Callahan*  
*Under Negotiation: Term and Conditions*
- Public Employee Performance Evaluation
  - Superintendent of Schools*

**RECONVENE OPEN SESSION**

The Board reconvened at 6:50 p.m. to take the following action:

**PLEDGE OF ALLEGIANCE**

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

**REPORT ACTION TAKEN IN  
CLOSED SESSION, if any**

No reportable actions were taken in closed session.

**TAKE ACTION TO ITEMS THAT AROSE SINCE POSTING OF THE AGENDA AND APPROVE AGENDA AS PRESENTED (2/3 VOTE REQUIRED IF ANY ITEM IS ADDED TO AGENDA)**

No additional items were added since posting of the agenda.

After a brief discussion, it was the consensus of the Board to move Item O-2, Review Single Plan for Student Achievement, up on the agenda before the Action Items.

**PUBLIC HEARING**

Public Hearing Regarding Sufficient Textbooks or Instructional Materials, or Both, for Each Pupil in MPUSD

The public hearing to determine, through a resolution, as to whether each pupil in each school has, or will have prior to the end of the fiscal year, sufficient textbooks or instructional materials, or both, was opened at 6:52 p.m. No public comments were made.

The public hearing closed at 6:53 p.m.

**ACTION ITEM**

Appoint New Student Board Members

**RESOLVED** that Andrew Mahone be appointed as the Student Board Member for Seaside High School and Michael Leonard for Monterey High School for the second semester of the 2003-2004 school year.

MSC\* Noriega, Foss  
AYES: 7

**STUDENT BOARD MEMBER REPORTS**

Andrew Mahone reported on activities at Seaside High School including the winter ball, Week of Respect, Army JROTC activities, mock trial team, and school sports.

Michael Leonard reported on activities at Monterey High School including Monterey County Aids Project activities, the high school's upcoming 100 year celebration, academy awards, and the basketball homecoming game against Seaside High School.

**CERTIFICATES/ RECOGNITIONS/ PRESENTATIONS**

National Board Certification from the National Board for Professional Teaching Standards - Deborah Landon, Bay View School

Bay View School teacher Deborah Landon was recognized for being the recipient of the National Board Certification from the National Board for Professional Teaching Standards.

Commend and Recognize Pete Krasa for his Initiation of the Del Monte School Soundproofing Program

Retired MPUSD Regional Occupational Program (ROP) Coordinator Pete Krasa was recognized for his initiation of the soundproofing program at Del Monte School.

Acknowledge Outgoing California School Employees Association (CSEA) President Beth Costanza and Introduce Incoming CSEA President Anna Macaluso

Beth Costanza was acknowledged as outgoing California School Employees Association President and Anna Macaluso was introduced as the incoming CSEA President.

**CORRESPONDENCE**

Ms. Foss acknowledged correspondence from adult school teachers and from a teacher who thought her idea about a parcel tax or bond for health insurance was a good idea.

President Lauterbach acknowledged correspondence from Community Human Services, Citizens League for Progress, National Coalition Building Institute, Education Foundation for MPUSD, Race Against Cancer, NAACP Life Membership Awards Banquet invitation, calendar from the Ord Terrace School principal, and a Seaside High School parent regarding the "D" policy.

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

Ms. Ross distributed information from sessions she attended at the California School Boards Association (CSBA) Annual Conference on educating military children, and a summary comparison of alternative financing techniques for school facilities.

Mr. Noriega distributed information from sessions he attended at the CSBA Annual Conference regarding the surplus property disposition process, and communicating with the community and employees regarding negotiations.

Ms. Troutman referred to Board member invitations to events from local organizations and said in the interest of economy, a Board member should pay their own way to the event instead of the District.

Ms. DeBono referred to an article in the local newspaper and said Ord Terrace School teacher Carla Wright has been named Outstanding Educator of the Year by the California Foundation for Agriculture in the Classroom.

President Lauterbach reported on her attendance at the CSBA Annual Conference and said the common theme was the need to accentuate the positive in the schools. She asked everyone to contact the Board if they know of a teacher or employee who is doing a great job at a school.

Dr. Callahan and a District team reported on a two-day conference they attended on leading constructive public engagement. Monterey Bay Teachers Association (MBTA) President Francine Stewart, CSEA President Anna Macaluso, California State University Monterey Bay Provost & Vice President for Academic Affairs Diane Cordero de Noriega (higher education representative), Board Member Terri DeBono, and Cabinet members provided an overview and their reflections related to the conference.

**SUGGESTIONS AND  
COMMENTS FROM  
VISITORS – NON-AGENDA  
MATTERS**

MBTA President Francine Stewart said the Health & Welfare Trust Executive Board will be holding a special Executive Board meeting on January 29, 9:00 a.m., in the District Office Board Room. She said the employee association presidents and the MBTA and CSEA negotiations teams will be in attendance, and that the invitation was extended to the Monterey Bay School Administrators Association (MBSAA) President. She also invited Board members to attend the meeting if they are available.

Carol Saxton, former MPUSD parent, spoke about her son with attention deficit disorder and said he passed his paramedic exam and is in internship. She commended Seaside High School Principal Bettye Lusk and Associate Superintendent John Lamb for their efforts with her son and said every child comes with a gift. As educators, it is their responsibility to unwrap the gift.

Student Board Member Andrew Mahone referred to his experiences as a military student, and said he was amazed to see widespread diversity and the amount of caring throughout MPUSD. He found that teachers and employees are like surrogate parents and insure that education is in the forefront of their life to become the leaders of tomorrow. Andrew thanked staff and community for helping them along the way.

Ms. Foss reported that the Monterey County Board of Education acknowledged retired MPUSD administrator Mae Johnson as 2003-2004 "Woman of Achievement" Award by Seaside and Professional Women, and thanked Mrs. Johnson for all she has done in behalf of the District.

**INFORMATION**

Item O-2 was moved up on the agenda.

Review Single Plan for Student Achievement

- La Mesa School
- Olson School

Principals from La Mesa and Olson elementary schools reviewed their Single Plan for Student Achievement and clarified questions from Board members. Areas highlighted included a review of their school goals and a plan of actions to be taken to raise the academic performance of students and improve the school's education program. Copies of the respective single plans were provided for review, and the item will be agendaized for action at the next meeting.

**ACTION ITEMS**

Review Board Meeting Calendar

Dr. Callahan said this item was placed on the agenda at Board member request due to conflicts in schedule.

President Lauterbach referred to a previous family commitment conflicting with two Board meetings and asked if the Board would consider changing the January 26 meeting to January 20, or changing the February 2 meeting to February 10, or she could participate via teleconferencing.

Dr. Callahan noted that February 9 is a holiday for classified employees and a non-student day. He said Facilities Utilization Committee meetings have been set for January 20 and February 10.

After a brief discussion, the following action was taken:

**RESOLVED** that the current schedule be left as is.

|                    |                     |
|--------------------|---------------------|
| MSC                | Noriega, Eggers     |
| AYES:              | 2 (Noriega, Eggers) |
| NOES:              | 5                   |
| Preferential Votes |                     |
| Ayes:              | 1 (Mahone)          |
| Noes:              | 1 (Leonard)         |

The motion died for lack of a majority vote.

**RESOLVED** that the February 2 meeting be moved to February 9.

|       |               |
|-------|---------------|
| MSC   | Foss, LeBoeuf |
| AYES: | 6             |
| NOES: | 1 (Noriega)   |

Nominate Board Representative to the Health & Welfare Trust Committee

Mrs. LeBoeuf nominated Mr. Noriega as Board representative to the Health & Welfare Trust Committee.

**RESOLVED** that the Board nominate Carlos E. Noriega to the Health & Welfare Trust Committee.

|       |   |
|-------|---|
| AYES: | 7 |
|-------|---|

Approve Resolution 2003-2004-3: Approving Assignment of Delinquent Tax Receivables to the Monterey County Education Delinquent Tax Finance Authority

**RESOLVED** that the Board of Education approve the attached resolution Approving Assignment of Delinquent Tax Receivables to the Monterey County Education Delinquent Tax Finance Authority for fiscal years 2003, 2004, and 2005; and authorizes the Chief Business Officer to execute the appropriate documents be approved.

|       |                  |
|-------|------------------|
| MSC   | Noriega, LeBoeuf |
| AYES: | 7                |

Approve Ratification of Change Order 1 for the Re-Roofing Project (Modernization) at Seaside for Bid Package 1

**RESOLVED** that Change Order 1 for Re-Roofing Modernization Bid Package 1 at Seaside increasing the contract amount from \$956,889 to \$958,642, be ratified.

|       |                 |
|-------|-----------------|
| MSC   | Eggers, LeBoeuf |
| AYES: | 7               |

(Michael Leonard left the meeting at 8:25 p.m.)

Approve Ratification of Change Orders 1-4 for Abatement Projects (Modernization) at Various Schools for Bid Package 1

This item was pulled from the agenda and will be brought back at a subsequent meeting.

Approve Ratification of Change Orders 27-32 for Modernization Phase 1A General Construction

Chief Business Officer Jim Burnis distributed a revised annotation and clarified questions from Board members.

**RESOLVED** that Change Orders 27-32 for Modernization Phase 1A General Construction increasing the contract amount from \$6,606,545 to \$6,850,072, be ratified.

MSC Eggers, Troutman  
AYES: 7

Discuss Budget Freeze for Non-Essential Expenditures

Dr. Callahan said this item was placed on the agenda at Board member request.

For discussion purposes, Mr. Noriega motioned and Mrs. LeBoeuf seconded to freeze budget expenditures for non-essential items.

Mr. Noriega requested clarification why this item was on the agenda? He said the Superintendent, Chief Business Officer, and Business Department have a process in place, and the agenda item infers a lack of trust from Cabinet to do what is essential in terms of making recommendations to the Board.

Ms. Foss referred to the Board's and Superintendent's budgets and other budgets with discretionary funds. She said if the Board is talking about \$2 million in cuts, the intent is to discuss whether to look at the budget after a budget study session and stop spending in the areas that are discretionary, but don't impact the classroom.

Ms. Troutman expressed concern about the amount of money spent through the Board's and Superintendent's discretionary funds for conferences, workshops, and consultants. She said there is a need to look at the Board's and Superintendent's budgets to determine whether to freeze/discontinue spending on conferences, workshops, and consultants, or qualify which ones the Board feels could logically and realistically be eliminated from or allowed into the budget to save money.

Mrs. LeBoeuf felt the Board is doing a good job at policing itself and the Superintendent's budget and expenditures. She referred to the Grand Jury report recommendation for school boards to attend training to enhance and better understand their roles and responsibilities. Mrs. LeBoeuf said the Board needs to be more stringent about looking at ways they can eliminate items from their budget.

Mr. Eggers suggested for staff to come back with recommendations on where the District can save in areas that don't impact the classrooms.

Ms. DeBono said the freeze should just be for the remainder of the school year. She felt it is a good, first step in gearing up for the \$2 million in cuts and makes a statement that the Board is tightening the belt.

President Lauterbach said Board members are models of the District and should model the behavior.

Mr. Burnis referred to the General Fund unrestricted part of the budget (approximately \$56 million). He said 91% of that amount (\$51 million) is people and that the Board will have a difficult time deciding what are non-essential expenditures should someone choose to leave a position that is currently budgeted. Mr. Burnis said a good portion of the balance (9%) is utilities. Aside from the cuts made that the Board is aware of, there were also cuts that have been made when the Business Office developed the current budget. He said every line item was examined and reduced where they thought there were more dollars budgeted than

were necessary. He said approximately 95% of the line items were reduced, and staff will continue to do that as next year's budget is built. Mr. Burnis said he understands the political reasons to make these kinds of statements, but the pragmatic part would be extremely difficult to implement. He noted that \$2 million is 4% of the budget.

(Andrew Mahone left the meeting at 8:46 p.m.)

Mr. Noriega said the Board is trying to build trust, and by questioning what is non-essential is questioning the Superintendent and his Cabinet as to whether they are doing their job. The political message that is being sent to the community and staff is that the Board is lowering themselves to be micromanagers and tie the work of the Superintendent and his Cabinet. He said they have a serious responsibility, and their commitment to the community is what can we do best to continue the job of education and literacy in the District. Mr. Noriega felt it is a slap in the face to them. Mr. Noriega said the Board deals with policy and that the discussion has gone further than it should.

Ms. Foss said it is the Board's job to set policy, but takes seriously what Mr. Burnis said that it's more of a gesture of good faith that she had in mind with the Board's and Superintendent's budgets. She said she had no problem if Mr. Noriega wanted to withdraw his motion and to table the item.

Mr. Noriega and Mrs. LeBoeuf withdrew their motions.

**CONSENT AGENDA**

Approval of Consent Agenda

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

1. Approve Minutes

December 15, 2003, Regular Board Meeting

2. Approve/Ratify Personnel Items
3. Approve Gifts to the District

| From                                   | To/Purpose  | Amount      |
|--|---|-------------|
| Safeway Companies                      | Del Rey Woods School<br>For the student incentive program                 | \$1,543.20  |
| Washington Mutual Bank                 | Marina del Mar School<br>For inservice training                           | \$344.75    |
| Marina Vista Science Camp Booster Club | Marina Vista School<br>For the 5 <sup>th</sup> grade science camp program | \$10,440.00 |
| Budgettext-College                     | Marina Vista School<br>For the student incentive program                  | \$264.40    |
| Fitch Middle School PTSA               | Fitch Middle School<br>For football and volleyball uniforms               | \$900.00    |

4. Approve Single Plan for Student Achievement
  - Marshall School
  - Ord Terrace School
5. Approve the Process for Acquisition for K-12 School Libraries
6. Accept the Mission Trails ROP WorkAbility I Grant for the 2003-2004 School Year (\$118,580)
7. Accept the 2003-2004 Remaining Healthy Start Funding for Del Rey Woods School for Five-Year Healthy Start Operational Grant (\$200,000)

8. Approve Out-of-State Trip for 70 Colton Middle School 8<sup>th</sup> Grade Students, March 15-19, 2004 (Spring Recess), Washington, D.C.

MSC Troutman, LeBoeuf  
AYES: 7

## REPORTS

Board Member  
Committees/Conferences

Mrs. LeBoeuf reported on the Business Advisory Committee meeting and said the group will be meeting every other Wednesday until the end of February to find substantive ways to eliminate solid items from the budget for Board consideration.

Ms. Foss referred to the military coalition information and suggested that the topic be agendized to discuss whether it is cost effective.

Superintendent's Report

Dr. Callahan shared successes at the schools and provided a progress report on increasing the level of communication about MPUSD throughout the District through Access Monterey Peninsula.

DLIFLC/POM/NPS Representative

Mr. Graddy distributed a summary of the activities of the Monterey County Children's Council for fiscal year 2002-2003 and information regarding school transcript translation services.

## INFORMATION

Review Board Policy 1420 -  
Internal Board Policy, Conduct of  
Meetings

Board members reviewed Board Policy 1420 – Internal Board Policy, Conduct of Meetings. This item will be brought back for action at the next meeting.

Discussion of Future School Sites  
in Marina

At the last meeting, the identification of fall 2009 as a tentative date for opening a new Marina high school was agendized for discussion. The item was tabled because the two Marina Board representatives were not present for their input, and it was re-agendized at Board member request for a brief historical perspective and discussion that would lead to some conclusion from the Board about the opening of a high school in Marina at some point. Dr. Callahan said the conversation at the November 24, 2003, Peninsula Governance Collaborative involved a tentative opening date of the fall of 2009. That date would move in one direction or the other depending on whether students and houses arrive more quickly in Marina or whether they are much slower in arriving. Dr. Callahan provided Board members with information that was discussed at the November 24 Collaborative including the conversation revolving around the establishment of a tentative date for the opening of a new high school within the Marina attendance area.

Mr. Eggers noted the agenda item had changed, and given the time frame, there is no opportunity for a full presentation. He recommended that a Board Study Session be set in April or May and that the Board direct administration to invite the Marina Planning Commission staff and the housing developers for full discussion and collaboration with the Board, developers, planning staff, and public. In keeping with the Board's commitment to build trust both internally and externally, Mr. Eggers urged the Board to stand firm on a tentative date or wording to the effect if current projections for growth in the northern portion of the District materialize, the school board is committed to opening a third high school in Marina as funding allows.

Ms. Troutman suggested a study session earlier than April or May, and to involve the Facilities Utilization Committee.

Mr. Eggers said the rationale for scheduling the study session during April or May is so the Board can focus their attention to the budget cuts. He acknowledged one of the developer groups in the audience and requested input on the study session date.

Bob Schaeffer, developer, said a study session in April or May will work and his firm welcomed the opportunity to provide a complete presentation and bring their planning representatives to listen to Board input.

Mr. Noriega said the projections from the Association of Monterey Bay Area Governments (AMBAG) are not yet available and what type of students they are anticipating. He referred to the build out of homes and anticipated future enrollment. He said there will also be a tremendous need for a middle school before a high school and that it takes approximately 4-5 years to get a school constructed. If a tentative date is set, it will be in the minds of the community as well as the entire District.

Ms. Foss referred to some misconceptions at a Marina City Council meeting she attended. She concurred with Mr. Eggers for a study session to include the city council. Ms. Foss spoke about the reconfiguration of existing Marina facilities and a possible Mello-Roose district. She wanted to reassure every citizen in Marina that the Board wants to give them the best possible schools, but there are a lot of unanswered questions about where the funding is coming from and the process to build a new school.

Mr. Eggers said the District isn't taking a big step by setting a tentative date, but by publicly saying the Board is not ready to commit after we, as a District, have already committed that date, is going to be taking a big step backwards between the relationship between the District and the City.

Dr. Callahan said the Board can't wait to figure out how a new high school will be funded and then establish a date. With respect to the Facilities Utilization Committee coming forward with a recommendation, he said that is not the charge that the Board gave to that committee. It is an ad hoc version of the Superintendent's Advisory Committee that was established to determine facilities utilization for the 2004-2005 school year. Dr. Callahan said there will be some configurations recommended to the Board from that committee that may ultimately mitigate the needs for some of the intermediate solutions. He referred to a need for another middle school and the build out of Armstrong Ranch and East Garrison. He said staff has a responsibility for continuing the dialogue and what area is most appropriate for an elementary school site for that development. Dr. Callahan said the earliest projections about a high school population in Marina, not including Armstrong Ranch, is 2,200 high school students living in Marina at a .7 loading factor. He emphasized there is nothing that locks the development timetable down by identifying a tentative date, but there is a great deal, politically, to lose by not doing so. He asked for direction from the Board in terms of the next agenda and how the Board wants to address this item.

#### Discuss Board Meetings

- Parliamentarian
- Starting Time

At a previous meeting, Ms. Foss suggested the appointment of a Board parliamentarian.

President Lauterbach expressed support and recommended that Mr. Eggers to serve as parliamentarian.

In response to Mr. Noriega's and Mr. Eggers's support for the Board President to attend the CSBA Board President's Workshop and the Brown Act Workshop in February to keep apprised of yearly changes and network with other Board Presidents as resources for feedback, President Lauterbach said she attended last year's workshops and did not wish to spend District funds.

There was brief discussion on Board meeting starting times. It was the consensus to begin closed session at 5:00 p.m., followed by the open meeting at 6:30 p.m., and that the item be brought to the next meeting for Action.

#### Discuss Policy Revision Process

Due to the lateness of the hour, this item was tabled to the next meeting.

**SUGGESTIONS AND  
COMMENTS FROM MEMBERS  
AND OFFICERS OF THE  
BOARD AND  
BOARD MEMBER REQUEST(S)  
FOR INFORMATION AND/OR  
POSSIBLE FUTURE AGENDA  
ITEMS**

It was the consensus to set a Special Closed Session on Thursday, February 5, 2004, 5:30 p.m., District Office Board Room, to discuss the Superintendent's evaluation.

Requests for information and/or possible future agenda items

- Discuss term of Health & Welfare Trust Board representative and appoint alternate
- Access Monterey Peninsula and how to reach to the cities that don't have access to the TV station
- Review of Open House schedule
- Update on partnership with Monterey Peninsula College
- Vote of a tentative date for the high school in Marina

President Lauterbach distributed an evaluation form to Board members.

**ADJOURNMENT**

The meeting adjourned at 10:20 p.m.

Respectfully submitted,

Daniel Callahan, Ph.D.  
Executive Secretary

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