

Monterey Peninsula Unified School District
Minutes
Regular Board Meeting

January 24, 2005

A. Call to Order

The Board of Education of the Monterey Peninsula Unified School District met in regular session at 5:33 p.m. on the above date at the Instructional Materials Center, 540 Canyon Del Rey, Del Rey Oaks, California.

The meeting was called to order by President Foss.

**B. Roll Call –
Establishment of
Quorum**

Board Members Present: Robert Eggers
Resa Foss
Alan Haffa
Regena Lauterbach
Marjorie Troutman

Board Members Absent: Shanda LeBoeuf
Carlos E. Noriega

Staff Members Present: Daniel Callahan
Robert Costa
Yvonne Despard
Jim Maxwell

DLI/POM/NPS Representative Present: Cindy Rothstein

Student Board Members Present: Christina Thomas, Monterey HS
Jonathan Wellman, Seaside HS
(arrived at 7:35 p.m.)

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

**C. Public Comments on
Closed Session Items**

No comments were made.

D. Closed Session

The Board adjourned to closed session at 5:35 p.m. to discuss the following:

1. Public Employee Discipline/Dismissal/Release (Gov. Code section 54957)
2. Public Employee Appointments – 2004/05 (Gov. Code section 54957)
Associate Superintendent
Assistant Superintendent
Principal
3. Conference with Labor Negotiator (Gov. Code section 54957.6)
 - a. *Agency Negotiator: Daniel Callahan*
Employee Organization: Unrepresented Employees
Associate Superintendent
Assistant Superintendent
 - b. *Agency Negotiator: Daniel Callahan*
Employee Organization: Monterey Bay School Administrators
Association
 - c. *Agency Negotiator: Robert Costa*
Employee Organization: Monterey Bay Teachers Association
4. Conference with Real Property Negotiator (Gov. Code section 54956.8)
Properties: • 190 Seeno Street, Monterey
• 251 Soledad Drive, Monterey
Negotiating Parties: Daniel Callahan
Under Negotiation: Terms and Conditions

- E. Reconvene Open Session** The Board reconvened at 7:04 p.m. to take the following action:
- F. Pledge of Allegiance** The Pledge of Allegiance to the Flag of the United States of America was led by Robert Eggers.
- G. Report Action Taken in Closed Session, if any** No reportable actions were taken in closed session.
- H. Take Action to Items That Arose Since Posting of the Agenda and Approve Agenda (2/3 Vote Required if Any Item is Added to the Agenda)** No additional items were added since posting of the agenda.
RESOLVED that the agenda be approved.
- | | |
|-------|---------------|
| MSC+ | Foss/Troutman |
| AYES: | 5 |
| NOES: | 0 |
- President Foss stated that Board Member LeBoeuf was ill and Board Member Noriega was out of the state.
- I. Certificates/ Presentations/ Recognitions**
- *1. Single Plan for Student Achievement for Del Rey Woods and Marshall Elementary Schools – *Strategy 3*
- Yvonne Despard, Director of Support Services, introduced Principal Steve Rosson of Marshall School and Principal Ken Griest of Del Rey Woods Elementary Schools. Short presentations were given and the principals answered Board member questions.
- Cindy Rothstein, military Liaison, said she worked with Marshall Elementary School on their Strategic Plan and indicated that it was a great experience.
- Board Member Haffa congratulated Del Rey Woods Elementary School for their progress and staff training.
- N. Action Items**
- *1. Appoint New Student Board Members – *Strategy 4*
- RESOLVED** that Jonathan Wellman be appointed as the Student Board Member for Seaside High School and Cristina Thomas for Monterey High School for the second semester of the 2004-2005 school year.
- | | |
|-------|-----------------|
| MSC+ | Troutman/Eggers |
| AYES: | 5 |
| NOES: | 0 |
- J. Student Board Member Reports**
- Cristina Thomas, reported on activities at Monterey High School including a food fair for the tsunami relief fund, basketball game, and mock trials.
- Jonathan Wellman reported on activities at Seaside High School during the past semester. He complemented former student Board member Tiffany Tyson for the wonderful job that she has done. He said scholastics are doing well, and informed the Board of events that had taken place.
- K. Communications**
- President Foss reviewed the invitations received including an invitation to the 100th year anniversary of Monterey High School, and the Monterey High School Art Academy reception at the Monterey Museum of Art. President Foss also reported that communications sent from parents were directed to the appropriate District level personnel.

Dr. Callahan informed the Board that Jack O'Connell, State Superintendent of Public Instruction, will deliver the State of Education in California address at Seaside High School, on January 27, 1:00 p.m., in conjunction with the Superintendent's Annual Superintendent's Symposium.

L. Suggestions and Comments from Members and Officers of the Board

Board Member Troutman recommended a discussion on school closures as an Information item for the next Board meeting. She said this is the result of a San Juan School District presentation that she attended at the California School Boards Association Conference in December. Board Member Troutman said that this had reminded her of a discussion held previously about the need to have a board policy that would guide the District as to how one would go about closing a school in the future.

Board Member Lauterbach reported on her visitation to Fitch Middle School, Marshall School, and Colton School's academic breakfast.

President Foss reported that she attended an Association of California School Administrators (ACSA) conference that focused on special education and diversity. President Foss indicated that she spoke with some teachers from Marina schools who had attended a conference sponsored by the California Teachers Association (CTA) and ACSA.

Board Member Eggers challenged the local media to become more involved with public discussion about what the governor is proposing, and how it will affect District and state-wide education.

M. Suggestions and Comments From Visitors - Non-Agenda Matters

Helen Rucker, Seaside resident, informed the Board of upcoming events: renowned law school Dr. Lani Guinier will be speaking at CSUMB on January 28; and the February 5 NAACP Life Membership Banquet. Mrs. Rucker reminded that February is Black History Month. Mrs. Rucker asked if Board members were aware of KSBW's editorial position in reference to the recent action taken by the Board concerning Dr. Callahan, and hoped that the Board took note of their suggestions.

N. Action Items

- *2. Approve Strategic Plan Implementation for 2005-2006 – *Strategy 1 (tabled)*

President Foss said she brought the item forward at the request of consultant Annie Song-Hill who will be facilitating the Governance Team Workshop in February.

Board Member Troutman asked that the item be tabled for discussion until the Board retreat.

Board Member Eggers reminded the Board that tabling this item should have been discussed earlier in the meeting when action was taken to approve the agenda.

The item was tabled until February.

- *3. Approve Waiver for Students Needing Special Accommodations or Modifications per Their Individual Education Program or Section 504 Plan – *Strategy 3 (tabled)*

Support Services Director Yvonne Despard said that after a conversation with President Foss, the decision was made to pull the item and present it at the February 7, 2005 meeting as an Information Item.

- 4. Approve Superintendent Search – *Strategy 5*

Board Member Haffa asked if this needed to be discussed and why couldn't there be a resolution that a search be approved instead.

Board Member Eggers asked if this had been agendized because of a group or groups that would be giving a presentation regarding a superintendent's search.

President Foss said the item was placed on the agenda should the Board wish to act on it.

Board Member Eggers said then the direction would be to seek out presentations from a group or groups qualified to do superintendent searches and have those presentations come before the Board at a future meeting, and then go to the Board for action.

President Foss replied that the Board could resolve to do this, and then discuss some of the suggestions made by community members. She also reminded Board members that before discussion continued a motion had to be made.

Hearing no motion, the item was tabled.

Maria Buell, League of United Latin American Citizens (LULAC) President, said because it was on the agenda, she thought that there would be an opportunity for comments from visitors regarding the topic. She said that was the only reason she did not speak earlier.

President Foss clarified that because there was no motion, no discussion would be held.

Board Member Haffa stated that it might be beneficial to hear the public's opinion on this item.

Board Member Eggers said he would make the motion so that discussion could be held and then he would rescind the motion.

Board Member Eggers motioned and Board Member Haffa seconded that a search for a superintendent be approved.

Maria Buell, LULAC President, chastised the Board for their decision, and said it was a decision guided only by emotions and not by facts. She urged the Board to revisit their decision. Ms. Buell said the Board should have focused on the long-term effect of keeping Dr. Callahan, and for the Board to listen, be wise, and make the right decision for the whole and not for the selected few. Ms. Buell said that the Board should have behaved like responsible individuals who put their personal issues to the side, and if the Board is unable to do that then don't take a vote on such a serious decision. She demanded that an explanation be given to the community, as well as a "Plan B" option.

President Foss pointed out that this item was on the Superintendent's Search and not on the item that was discussed, voted on, and reported on at the last closed session.

Helen Rucker, Seaside resident, said she appreciated President Foss's statement, but the action that was taken last week dictated this action and, in her opinion, could not be separated. She said that it was appalling that the District had reached this point and said when she spoke about the editorial from KSBW, she felt that the search would be difficult because there would be no confidence in coming to a district where the Board has micromanaged the District. She asked the Board to seriously consider whether an inside District group could do the search justice, because whoever you get to follow Dr. Callahan would have to fill some "big shoes."

Susan Woodward, MPUSD parent, asked if the Board considered that with a motion and second made, the vote was no, that it could not be brought back in the same way. She asked the Board to vote yes for a search and asked if there are any policies or administrative regulations for possible changes, that they be reviewed by the Board prior to any communication to the public during the search or transition period.

Kim Risenbichler, MPUSD parent, said that he believed that the decision had been made, and urged the District to move on.

Board Member Eggers said unless there was Board discussion, he would like to rescind his motion.

After rescinding his second, Board Member Haffa said that he wanted Board discussion.

Board Member Haffa motioned and Board Member Lauterbach seconded that a search for a superintendent be approved.

Board Member Haffa said that at this point, the Board could make a resolution without going into details about how it would be done. He said it was clear that there is still uncertainty in the community and that it needed to be made clear that a decision was made, although it wasn't easy; and that the Board couldn't continue to agonize about it and needed to move on. He said if passing the resolution was necessary to move on, then do it. He said the only reason he didn't want to act on it before was because he didn't think the Board was ready to decide how it would be done, and that he wasn't sure what the negative would be to not do it at the present time.

Board Member Troutman stated that she was not ready to start a superintendent's search yet, and wanted to discuss it at the next Board meeting.

Discussion continued on the superintendent's search and clarification of the motion.

President Foss commented that when the Board talks about a superintendent's search they are not talking about a particular vehicle, but searching for a new superintendent without any follow-through.

Board Member Eggers said in the past, the District brought superintendent searches to the Board with an understanding that the Board would hear presentations from various groups or individuals promoting their services to do a search. Board Member Eggers said he thought the motion was vague in how it was phrased, thus his question earlier. He said that the motion was not specific and in his opinion, it would be best to table the motion so that there would be no issues as to whether to bring it back or not and when it did come back, that it would be in a form that could be voted on. He felt that the public had the right to speak to the agenda item because in the first part of the agenda it allowed them to speak on non-agenda items so they probably waited patiently to address the agenda item, but because there was no action taken they weren't able to speak. He said it wasn't to create volatility, it was just to give the community an opportunity to speak before the Board and air their feelings.

Board Member Haffa said he was convinced and would withdraw his motion, but he said he needed to make the motion in order to hear an explanation. He said that he had hoped to hear some ideas about how the search should happen, not to revisit last week's decision. Board Member Haffa said that he hoped that when the search is agendized again, that people would come prepared with their ideas because the District needed to find ways to heal and he wanted to be able to include the community in the process.

Board Member Haffa rescinded his motion. Board Member Lauterbach rescinded her second.

O. Consent Agenda

1. Approval of Consent Agenda - *Strategy 1*

President Foss pulled Item 9 for discussion, and Board Member Troutman pulled Item 16.

RESOLVED that the Consent Agenda be approved with the exception of Items 9 and 16.

- *1 Approve Minutes
 - April 20, 2004
 - April 22, 2004
 - May 17, 2004
 - May 29, 2004
 - June 21, 2004
 - January 10, 2005
- *2. Approve/Ratify Personnel Items
- *3. Ratify Purchase Orders from November 1, 2004 to November 30, 2004
- *4. Ratify Purchase Orders from December 1, 2004 to December 31, 2004
- *5. Ratify Warrant Register for November 1, 2004 to November 30, 2004
- *6. Ratify Warrant Register for December 1, 2004 to December 31, 2004
- 7. Approve Gifts to the District

(Board Policy requires that all gifts to the District in excess of \$250 of value be officially accepted by the Board of Education.)

| From | To/Purpose | Amount |
|---|---|------------|
| Colton School PTA | Colton K-8 School Salary for library aide | \$5,000.00 |
| Albertson's | King K-8 School For instructional supplies | \$387.93 |
| Parents of Students of King School | King K-8 School For field trips and instructional supplies | \$2,372.50 |
| Monterey High School Wrestling Booster Club | Monterey High School For the wrestling program | \$6,600.00 |
| Schwab Fund for Charitable Giving | Monterey High School For instructional supplies | \$1,000.00 |
| Wells Fargo Bank | Central Coast High School For sports and student government activities | \$1,500.00 |

- *8. Approve 2004-2005 Statement of Assurance for Pupil Textbook and Instructional Materials Incentive Program
 - *9. ~~Approve Out-of-State Trip, Seaside High School, to Washington, D.C., February 11-19, 2005~~
- Approve Out-of-State Trip for Thirty-Five (35) Walter Colton Eighth Graders, March 14-18, 2005 (Spring Recess) to Washington, D.C
- Approve Walter Colton School Out-of-Country Trip to Nanao, Japan, October 2005
- Reject Claim Against the District - #P0405-1

Approve the Preparation and Implementation of the Grant Application to the U.S. Tennis Association (USTA) Tennis and Education Foundation Awards Grants Program for the Under the Big Top After School Program at Crumpton, Del Rey Woods, Marina Vista, Highland, and Ord Terrace Elementary Schools; King K-8 School; and Fitch and Los Arboles Middle Schools – Health Services (Eight (8) grants of \$1,500 NTE \$12,000)

Approve the Preparation and Implementation of the Tobacco-Use Prevention Education (TUPE) High School Tobacco Grant for Seaside and Monterey High Schools; and Central Coast Continuation High School – Health Services (NTE \$118,050)

Approve Board Policy 7345 – Community, Uniform Complaint Procedures

~~*16. Approve the Submission and Implementation of a 2004-2005 Monterey County Workforce Investment Act, Title I, Youth Funding for Follow-Up Services for Youth At Risk (\$47,600.00)~~

Approve the Submission and Implementation of a 2004-2005 Monterey Work Workforce Investment Act, Title I, Youth Funding for Tutorial Services for Youth At Risk (\$47,600.00)

MSC+ Eggers/Foss
AYES: 5
NOES: 0

President Foss said she pulled Item 9 because it was not the Board's policy to approve out-of-state trips without significant notice. She suggested that the District review with the principals and teachers that there were timelines that had to be met.

RESOLVED that Consent Agenda Item 9, the Out-of-State Trip, Seaside High School, to Washington, D.C., February 11-19, 2005, be approved.

MSC+ Eggers/Haffa
AYES: 5
NOES: 0

Board Member Troutman requested clarification on the date of submission for Item 16.

Yvonne Despard, Director of Support Services, clarified Board Member Troutman's question regarding the date of implementation and funding.

RESOLVED that Consent Agenda Item 16, Approve the Submission and Implementation of a 2004-2005 Monterey County Workforce Investment Act, Title I, Youth Funding for Follow-Up Services for Youth At Risk (\$47,600.00) be approved.

MSC+ Troutman/Eggers
AYES: 5
NOES: 0

President Foss acknowledged ROP Coordinator Elmer Canady as the person filling in for the Mock Trials and appreciated the efforts that he went to coach the team at the last minute for competition.

P. Reports
Strategy 1

Routine status reports and announcements regarding campus activities, meeting schedules, conferences attended, and recent developments from:

1. Committees/
Conferences

Community Human Services Project – No Report

Mission Trails Regional Occupational Program - Elmer Canady, Regional Opportunity Program (ROP) Coordinator, said that the ROP meeting was an effective meeting and was representative of County.

Head Start Liaison to County Office - President Foss said there will be a meeting in March for delegate agencies of Head Start. As soon as a date has been confirmed President Foss will let Board members know.

Board Policy Subcommittee - Board Member Troutman reported that the Uniform Complaint Procedures Policy in reference to the Williams' issue was completed. She said the subcommittee will be completing the intradistrict transfer policy which would include a statement of intent for boundary changes by the next meeting. Also, recruitment and selection of Cabinet members and three other policies would be completed when time allows.

2. Superintendent's
Report

Dr. Callahan reviewed a number of items that he wanted Board direction. They were:

- Governance retreat for the Governance Team
- Cabinet/administrative openings
- Facilities Siting group
- Construction and Engineering Academy
- Peninsula Governance Collaborative: Who should lead/facilitate?
- Facilities Financing presentation scheduled for February 16
- High school redesign efforts
- Strategic Plan implementation
- Definition of Trust

Board Member Troutman said she wanted to move forward on the Construction and Engineering Academy.

President Foss clarified Dr. Callahan's question saying that he wanted to know if the people doing it now were to continue. If there was no reason to make any changes unless there was a particular item, the Board expected life to go on. She said that Dr. Callahan was doing a fine job in a lot of the items.

Dr. Callahan asked if he should continue doing all of the items and was that the Board's direction?

President Foss said unless there was something that the Board had a question on, Dr. Callahan was to continue as he has done in the past, unless there was something that Dr. Callahan would not like to do, in which case the Board would be happy to assist him in any way.

Board Member Eggers said that because there were only five Board members present, he wanted to know if there was a way to discuss the items. He said with only five Board members, it was not fair to the two Board members not present to decide how, when, where, and who would deal with the items specifically. He suggested bringing back the topic for discussion at the next Board meeting.

In reference to the Governance Retreat, Cindy Rothstein was invited to attend along with the Board members and Dr. Callahan. More information will be shared at the next meeting.

3. DLIFLC/POM/NPS Representative
Cindy Rothstein informed the Board that there were resources available to families who had members in the National Guard or reserve units who were deployed or would be deployed. Those interested in receiving the support service should contact her and she would direct them. She said there was also an online source, Army One or Military One.

Mrs. Rothstein touched on Action Team 3, of which she participated as well as sitting on Bay View's, Marshall's, Crumpton's, and Fitch's strategic planning teams. She said a lot of research and effort was put into strategic planning.

Q. Information

- *1. Adult Education
Emergency Medical
Technician Course
Outline – *Strategy 3*
Yvonne Despard, Director of Support Services, reviewed the course outline and answered Board members' questions.

- R. Board Member Request(s) for Information and/or Possible Future Agenda Items**
- Board Policy for school closures (Information)
It was the Board's consensus to direct the subcommittee to look into the policy and to bring back for open discussion.
 - Special Education Waiver for Students Needing Special Accommodations/ Modifications (Information) for first meeting in March
 - Access Monterey Peninsula (AMP) (Information)

- S. Board Self-Evaluation, as Applicable**
None.

- T. Closed Session**
There was no need for the Board to go back into closed session.

- U. Adjournment**
The meeting was adjourned at 8:45 p.m. in memory of Michael Dinner, former Foothill parent.

Respectfully submitted,

Daniel Callahan, Ph.D.
Executive Secretary

DC/mg
^Defense Language Institute Foreign Language Center, Presidio of Monterey & Naval Postgraduate School
+Motion/Second/Carried