

September 19, 2005

- A. Call to Order** The Board of Education of the Monterey Peninsula Unified School District met in regular session at 5:35 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 (arrived at 5:38 p.m.)
Resa Foss
Alan Haffa
Regena Lauterbach
Shanda LeBoeuf (arrived at 6:03 p.m.)
Carlos E. Noriega
Marjorie Troutman
- Staff Members Present: Robert Costa
Yvonne Despard
John Lamb
Carol Weesner
Tom Woodruff
- DLI/POM/NPS Representative Present: Cindy Rothstein
- Student Board Members Present: Alivia Shorter, Monterey HS
Curtis Kawatani, Seaside HS
- 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 public comments were made at this time.
- D. Closed Session** The Board adjourned to closed session at 5:36 p.m. to discuss the following:
1. Conference with Labor Negotiator (Gov. Code section 54957.6)
a. Agency Negotiator: Robert Costa
Employee Organization: California School Employees Association
Monterey Bay Teachers Association
- E. Reconvene Open Session** The Board reconvened at 7:03 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 Chief Business Officer Tom Woodruff.
- 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.
- It was the consensus that Item Q-4 be moved up after the Action Items.
- RESOLVED** that the agenda be approved.
- MSC Eggers, Noriega
AYES: 7
NOES: 0

**I. Certificates/
Presentations/
Recognitions**

- *1. Commend and Recognize Colonel Jeffrey S. Cairns, Garrison Commander, Presidio of Monterey, for Community Services to the Monterey Peninsula Unified School District
- Colonel Jeffrey S. Cairns, Garrison Commander of the Presidio of Monterey, was commended and recognized for his continuing interest and support for educational issues and initiatives to better serve all students in the Monterey Peninsula Unified School District. His personal initiative, encouragement, and participation displayed in the Marshall Elementary School Clean Up event was one example of his commitment to champion the cause of community involvement in public education. Colonel Cairns also supports and promotes the Partnerships in Education program which encourages voluntary partnership between MPUSD and regional military assets to enhance the educational experience of all children by providing human resources, private donations, and the use of facilities or equipment on a voluntary basis to enhance the schools' curriculum. The Board expressed its deep appreciation to Colonel Cairns continued efforts for the betterment of MPUSD students.
- *2. Recognize the Community Advisory Committee of the Monterey County Special Education Local Plan Area (SELPA) 2005 Outstanding Educator of the Year Award – Inge Hawk
- The Monterey County Community Advisory Committee for Special Education has established two awards to honor staff members whose efforts exemplify dedication to students with disabilities. Nominations for these awards may be made by parents, school staff, or community members, and should describe how the person has shown outstanding dedication to students receiving special education services. The awards are based on outstanding dedication, services, or excellence in the following four areas: (1) knowledge and skills in their field of expertise; (2) interpersonal skills; (3) individual responsiveness to need; and (4) level of commitment. At this time, Inge Hawk was recognized as the recipient of the Monterey County Special Education Local Plan Area (SELPA) Community Advisory Committee's Special Educator of the Year Award/Support Staff for 2005.
- *3. Update on the Current Funding and Possible Funding Sources for the Monterey High School Athletic Field Renovation
- This item was agendized at the request of the Board. At this time, Monterey High School administration, in connection with its PTSA and parents, presented an update on the current grant and private funding status for the future renovation of the athletic fields.
- Principal Dan Albert said the Monterey High School fields were built in 1922 and has never been renovated. He highlighted the following:
- There is no drainage except around the outside of the track
 - Twenty-one football games and five field hockey games will be played on the field this fall
 - The Maintenance Department performed minor renovations, leveled the field, and seeded it. Due to football players and Pop Warner practicing on the field, it is not in good condition. Of great concern is the lower field which is 80% dirt.
 - Monterey High School has secured approximately \$285,000 for the track and field renovation, but some of the grants have expiration dates attached to the funding:

Monterey Peninsula Foundation	50,000
City of Monterey Neighborhood Improvement Program	30,000
State of California Waste Management Grant	100,000
Granite Rock (resurface & install drainage)	60,000
Safeway	4,338
Private Donations	39,164
 - Approximately five years ago, a group of parents and contractors volunteered to paint the school, and now there is a group who would like to renovate the field and track.

Lee Steinmetz, parent, provided information regarding the total project cost and a summary of secured funding, identified funding sources, and future funding. He highlighted the following:

- The total project cost for a synthetic field and an all-weather track is approximately \$1.8 million
- Secured funding includes grants, cash, in-kind services totaling approximately \$300,000
- Identified funding, but no solid commitments in terms of a contract include corporate "matching" fund (\$500,000) and cell-phone companies (\$200,000) for lights.
- Future funding includes a commitment from MPUSD, additional grants, and community fundraising (honor wall, game day events, special events, field & game sponsorships, restaurant/business promotions, PTSA fundraisers)
- The importance of a dollar amount commitment from MPUSD to make grant applications stronger
- Benefits include:
 - Financial
 - Increased revenues
 - Decreased maintenance costs
 - High return on investment ratio
 - School & Community Use
 - Physical education
 - After school programs
 - Community use
 - "Intangibles"
 - Mending fences
 - Sustaining enthusiasm
 - Creating a model of community partnership
 - Creating a culture of excellence

Mr. Steinmetz said the parents are here to accomplish the project, and urged the Board to support their endeavor in moving forward as soon as possible. He said the group is requesting a funding commitment, approval of a honor wall fund raising plan, and approval of business sponsorships to attach to the fencing.

Board Member Troutman suggested big thermometers placed in front of the District Office, Monterey High School, by Lake El Estero, and Window by the Bay to show progress on the fund raising efforts.

Board Member Lauterbach expressed support for the honor wall and sponsorship banners on the fences. In response to a question regarding the underground water, Mr. Albert said the water has been diverted from the American Disabilities Act (ADA) required elevator, but not away from the field.

Mr. Steinmetz said the \$1.8 million cost includes under field drainage and drain rock.

Board Member Eggers expressed support for the project and said now is the time to do it while the secured funding sources are still available so equity will be provided between the two high schools. He referred to cost savings as a result of the renovation of the lighting system throughout the District, noted that approximately \$38,000 a year is spent to maintain the field with the bulk of \$25,000 to water the field, and said if \$350,000 in Certificates of Participation (COP) were taken out, within a 10-year period, the cost saving will re-pay the COP and there will be no cost to the District out of the General Fund. Board Member Eggers said he would like to see the Board take a step further and provide funding out of the General Fund as well. He said if the community knows that the Board and District support the project, the group's ability to raise funds will increase greatly, as well as provide these same types of opportunities for other groups to do the same types of programs and projects at the elementary and high school level.

Board Member Noriega expressed support for the cell towers and the cell companies putting in the stadium lights. He referred to the ground water levels leaching through the bleachers and rising water table surface on the field and track, and suggested capturing the water and putting it into a cistern to irrigate the school for a cost savings. Because the District will be looking at the potential of a bond issue, he said that he would contact some of the developers to see if they could help Monterey enhance some of their fields.

Board Member LeBoeuf said it's all about equity, and encouraged the Board and staff to support the parents and people who are trying to get the renovation project accomplished.

Board Member Haffa expressed support for the artificial turf field and track renovation project, but questioned how it can be done at the best price possible so the Board can uphold its fiduciary responsibility to the people. He expressed concern that there is a dedicated and knowledgeable group of parents and volunteers, but there needs to be more District personnel involve in the costing out of the project, and at some point, the money that has been raised and other details. Board Member Haffa also expressed support for the honor wall and business sponsorships. He said he was prepared to say the District should commit funding, but not prepared without adequate input from the public to say that the monies should come from the General fund. He expressed concern about using COP because of the interest, and expressed support for additional public input and recommendations from staff.

Board members concurred with the need for public input and recommendations from staff.

Mr. Woodruff recommended that the Board consider authorizing staff to retain an architect and engineering firm to take a closer look at the numbers, develop a comprehensive engineering plan to accomplish the work, and provide less costly alternatives for Board consideration to give more thought to this project.

Mr. Steinmetz said even if the details aren't worked out, the main issue is having some kind of funding commitment so the group can go out to the community to say that the District is supporting the project.

J. Student Board Member Reports

Alivia Shorter reported on activities at Monterey High School including homecoming week activities, fall sports, a Student Council Installation Dinner, the hosting of four foreign exchange students, a student who will be honored by the Naval Postgraduate School (NPS) for his murals in respect to six astronauts who graduated from NPS, and fund raisers to support the Red Cross and its efforts with Hurricane Katrina.

Curtis Kuwatani reported on activities at Seaside High School including the expansion of the Health Professions Academy with two new courses, students who will be recognized at the NPS during the mural and building ceremony, and homecoming week activities. Curtis also reported that the San Francisco 49ers awarded the first 2005 Charlie Wedemeyer Coach of the Week Award to Coach Avila, and the coach and Seaside High School football program will receive \$1,000 from the 49ers Foundation.

K. Communications

Mr. Lamb introduced newly appointed Marshall School Principal Bob Morgan, and acknowledged Marshall School parents in the audience.

President Foss acknowledged City of Monterey Mayor Dan Albert in the audience. She also acknowledged Trustee Area 2 Board candidates Debra Gramespacher, Bettye Lusk, and Helen Rucker in the audience, as well as incumbent Board members Lauterbach, LeBoeuf, and herself.

Board Member Eggers acknowledged correspondence from University of California Merced regarding a research project.

President Foss also acknowledged a questionnaire that she had received.

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

Board Member LeBoeuf announced that Colton School raised over \$4,000 toward Hurricane Katrina disaster relief efforts.

Board Member Eggers spoke about dog owners who aren't supposed to be walking their dogs on the field at Marina Vista School, and the amount of litter found in the area.

Board Member Haffa reported on the Monterey High School Student Council Installation Dinner that he attended with Board Members Lauterbach and Troutman.

Board Member Lauterbach referred to the installation dinner, and commended Student Board Member Alivia Shorter for her participation as Monterey High School Associated Student Body (ASB) President. She also reported on the board candidate forum that was sponsored by the Colton School PTA.

Board Member Troutman said she also attended the candidate forum. She inquired about the enrollment report and when it will be available.

President Foss acknowledged correspondence from Marshall School students expressing concern about construction work during school hours.

M. DLIFLC/POM/NPS Representative Report

Cindy Rothstein reported that she met Principal Bob Morgan at Marshall School, and that she looks forward to working with him on a full-day kindergarten program and fencing at the school. She also reported that the Presidio of Monterey website has added a "K-12 School Information" link on its website for military families that provides information regarding school liaison services and a future link to the MPUSD website.

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

Jeanne Turner, retired teacher, expressed concern that a fifth grade teacher resigned last week despite her students' high math scores because she could no longer use a state-adopted math book, and that the person making the decision did not come into the teacher's room nor consult the teacher before making the decision. She said Marshall is composed largely of military students and the math series used by the teacher is sequentially organized and allows a quick assessment of new students who enter during the school year. Ms. Turner said teachers are being pressured to teach children how to attain higher test scores, but there was a time when personal growth of students was also important. She said joy is replaced by pupil and teacher frustration with materials that don't work.

Ruthie Watts, Seaside resident, referred to new families moving to the Peninsula as a result of Hurricane Katrina, and said counseling services and tutorial programs are available by calling the NAACP office (394-3727) or her.

O. Action Items

- *1. Approve MPUSD Athletic Code of Conduct, MPUSD Safety and Sportsmanship Standards and Expectations, Game Management Plan for Fall Sports, and Board Policy 5130.4 - Athletic Code of Conduct - *Strategy 1*

RESOLVED that the proposed MPUSD Athletic Code of Conduct, MPUSD Safety and Sportsmanship Standards and Expectations, Game Management Plan for Fall Sports, and Board Policy 5130.4 – Athletic Code of Conduct be approved.

MSC	Lauterbach, Haffa
AYES:	7
NOES:	0

- *2. Approve Resolution #05/06-2: Resolution of Support for *Chemistry* Textbook, Seaside High School – *Strategy 3*

RESOLVED that Resolution 05/06-2: Resolution of Support for *Chemistry* Textbook, Seaside High School, be approved until 2006 when a new textbook will be adopted.

MSC	Eggers, Troutman
AYES:	7
NOES:	0

- *3. Approve 1.15% Increase to the Stone Soup Salary Schedule for the 2005-2006 School Year, Retroactive to July 1, 2005 – *Strategy 5*

RESOLVED that the 1.15% increase to the Stone Soup Salary Schedule for the 2005-2006 school year, retroactive to July 1, 2005, be approved.

MSC	Eggers, Noriega
AYES:	7
NOES:	0

(The student Board members left the meeting at 9:00 p.m.)

- *4. Award Contract for Forensic Audit of Modernization Program – *Strategy 1*

On September 6, 2005, the Board reviewed proposals regarding a forensic audit of the modernization program. The Board deferred making a decision in the event Facilities Consultant Rob Corley wished to submit a proposal. Chief Business officer Tom Woodruff reported that since that time, Gene Martin withdrew his proposal as of September 6. After speaking with Mr. Corley, it was felt that because he is not a certified public accountant or auditor, it would be inappropriate for him to submit a proposal that was responsive to the Request for Proposal (RFP) for a forensic audit. Mr. Woodruff said Mr. Corley would be available to review the modernization program as part of his current contract with the District, and that he proposes a report that would review what did occur or should have occurred, including oversight and management responsibilities. He would also recommend changes to prevent similar problems from happening in the future.

It was the consensus that the recommendations be approved in two parts: (1) to review the proposals; and (2) to award a contract based on the respective proposal.

Board Member Troutman moved and Board Member Eggers seconded that the Board review the proposals.

Board Member Foss said Mr. Corley would do a good job, but felt if the Board is going to make a statement that it is going to be accountable, the audit should be conducted by an outside firm and not by an employee of the District.

Board Member Eggers concurred with President Foss, and said there may be people who might feel that Mr. Corley would be biased towards the District. He said he still didn't know the rationale for spending up to \$29,000 for auditors. He felt there was enough information to figure out what went wrong and how to make sure it doesn't happen again.

Board Member Noriega said what the Board is looking for is not necessarily to put blame because the current and prior school boards have to share some of the blame. He felt that Mr. Corley is qualified to provide a review of the process, structure, and protocols necessary to prevent this will not occur in the future.

Board Member Haffa said he also felt confident that Mr. Corley could do a good job, but that he is also cognizant that there is a practical aspect and there is also a political dimension, and to fully gain public trust, it should be an independent outside firm for the audit and that it needs to be a CPA. Board Member Haffa said at some point, the District will be looking for monetary support and it will need the support of the community.

Board Member Lauterbach believed when you take a position on the Board you need to be accountable, and also expressed support for an audit to pave the way back to trust.

Board Member Troutman said the audit will be part of history and lay the background for future boards and the public to know that the Board can be accountable.

Board Member LeBoeuf said Mr. Corley would do an excellent job and he would be independent and objective. She expressed concern about the cost of a forensic audit and said do we really need someone from an outside company for this much money?

Board Member Noriega said Mr. Woodruff and staff have already spoken about the intense amount of staff time it would take to provide the documentation and review to be done for a forensic audit, and said it would severely hamper daily operations. He felt that Mr. Corley could provide the Board with the process, structure, and the protocol necessary, and he urged that the Board not spend the dollars and to think about the impact it will have on the Business Office.

RESOLVED that the Board review the proposals.

MSC	Troutman, Eggers
AYES:	7
NOES:	0

Board Member Haffa motioned and Board Member Troutman seconded to award the contract to Price, Paige & Company at a fee not to exceed \$29,000. He felt it was a more detailed proposal and that the staff who work for the company have the specialization needed and they were also recommended by staff.

Shauna Rowe, community member, distributed information to Board members and highlighted her rationale for a forensic audit. She said that she put a great time and effort into the rationale and spent over a year and a half working on it on her own time. Ms. Rowe said a lot of things have occurred that the public knows part of, not all of, and they need some explanation.

Helen Rucker said she hasn't read the report, but said if you trust Ms. Rowe and she's already done the report, why are you going to spend \$20,000 - \$30,000 for another report?

Board Member Haffa said he didn't know if everything presented in the public statement is true or not, but by doing an independent audit, the issue can be put to rest one way or another.

RESOLVED that the contract with Price, Paige & Company at a fee not to exceed \$29,000 be approved.

MSC	Haffa, Troutman
ROLL CALL VOTE:	Troutman – Aye Lauterbach – Aye Haffa – Aye Eggers – Noe Noriega – Noe LeBoeuf – Yes Foss – Yes

*5. Approve Feasibility Study for a New Small High School in Marina – *Strategy 6*

Mr. Woodruff said staff is asking the Board to authorize District staff to begin the feasibility of putting together a plan to build a new small high school, or starter high school, in the City of Marina. Steps include:

- Relocating the Central Coast High School program to another facility to be determined
- Designing a program and opening a small comprehensive high school
- Finalizing site selection for a permanent comprehensive high school
- Continuing coordination with the City of Marina, County, California State University Monterey Bay, and others for joint use opportunities
- Coordinating all actions with the Facilities Task Force, noting that in order to open the school for the fall of 2006, the new small high school will have proceed on a faster track than the committee is able to move forward.

There was brief discussion on the location of the high school and an understanding at this point in time that the current location on Salinas Road and Reservation Road is the site designated by the City, donated at no cost, unless mitigating issues are found.

Staff clarified that the Board is only approving the feasibility of starting a new comprehensive high school for the fall of 2006, to obtain state funding to be able to build the high school and future elementary and middle schools as well.

Board Member Eggers concurred that the Board has not discussed any other site but the Salinas Road/Reservation Road site as a permanent high school site.

In response to the relocation of students enrolled at Central Coast High School, Ano Nuevo, and the Independent Study Program, Mr. Lamb said the Ano Nuevo program was decentralized at the end of last school year and the Independent Study Program has already been relocated. Regarding Central Coast High School students, Mr. Lamb said there is no pre-determined site at this time, but there are several options for Board consideration.

Board Member Noriega said 300-500 students will come from Seaside High School that has a budget for the ancillary programs including football, basketball, and a gym. He said if it's going to take 3-7 years to build a high school, he didn't want the Marina students disenfranchised and not have an opportunity to participate in extracurricular activities. He also hoped that the District will consider a K-8 school or another configuration so the Central Coast facility can be used after the new permanent high school is built.

Board Member Haffa said he supports the motion and understands the need to expedite the process. He anticipates a long-term plan coming from the Facilities Committee that will include a particular site. He clarified that Board members have discussed other sites.

President Foss expressed concern about the 2006 timeline and how much it will cost to staff a new high school. She asked instead of relocating Central Coast High School in one year, can it be done in two years so the students would know who is going to go and when they are going to go?

RESOLVED that District staff be authorized to proceed with a feasibility study for a new small comprehensive high school in the Marina area.

MSC Noriega, Haffa
AYES: 7

- *6. Approve Ratification of Change Orders 4,5,6 & 7 for General Construction Project (Modernization) at Larkin & Foothill Elementary School for Bid Package G01-1C.1
– *Strategy 6*

Mr. Woodruff said the change orders were implemented prior to the school being converted to a leased site for the Defense Language Institute. He said the Office of Public School Construction (OPSC) will recommend to the State Allocation Board that the District receive restored commensurate value grants (pupil grants) for both school, and said the law for receiving the apportionment for modernization grants is if the school was being used for K-12 programs at the time the District qualified for the grants.

RESOLVED that the ratification of Change Orders 4,5,6 & 7 for General Construction Modernization Package G01-1C.1 at Larkin & Foothill Elementary School to increase DMC Construction, Inc., contract amount from \$2,086,345.00 to \$2,132,060.00, be approved.

MSC Troutman, Eggers
 AYES: 7
 NOES: 0

- *7. Approve Ratification of Change Orders 30, 31 & 32 for General Construction Project (Modernization) at Monterey High School for Bid Package G01-1B.2 – *Strategy 6*

In response to President Foss’s question how the change orders could be 22% in addition to the contracted amount and will the District be seeking compensation, Mr. Woodruff stated that the cost overruns were the lower field, the elevator, and water to be mitigated. He said the engineering and architectural plans weren’t properly prepared, and when the contractor came on site, it was noted there were substantial errors in the architectural plans. Mr. Woodruff said the District is seeking compensation and noted both Monterey High School and Seaside High School are problematic with respect to their architectural design.

Facilities Planner Charlie Van Meter added that a further contract was awarded to DMC Construction, Inc., for the modernization of nine restrooms to finalize all of the restrooms.

Regarding questions about the football field and whether dollars from modernization can be used to address the water table level and flooding of the field and track; and whether it is possible within the framework of the project to re-work it so the water can be collected into a cistern, staff responded:

- Modernization can only be used for buildings.
- If water needs to be moved from building foundations to prevent erosion and foundation damage, modernization monies can be used.
- There needs to be a distinction between water that is collecting and shedding from the athletic fields vs. water that is collecting from building foundations.
- Because of the high school’s topography, an elevator is needed for handicapped students to get to the field. The change order is to move water away from the elevator shaft.
- With respect to a cistern, assuming the District created some kind of water reclamation using modernization dollars, that is something that will need to be discussed with the OPSC. It was noted that it would be on public property and any system would have to be approved by the Department of State Architect and other agencies.

(Board Member Eggers left the meeting at 9:45 p.m.)

RESOLVED that the ratification of Change Orders 30, 31 & 32 for General Construction Modernization Package G01-1B.2 at Monterey High School to increase DMC Construction, Inc., contract amount from \$5,101,667.08 to \$5,202,914.08, be approved.

MSC Eggers, Troutman
 AYES: 6 (Board Member Eggers was absent during the vote)

A recess was taken at 9:37 p.m. and the Board reconvened at 9:50 p.m. to take the following action:

*4. Monthly Modernization Update

The Board has requested a monthly status report on the District's modernization projects. Mr. Woodruff highlighted project detail cost summaries, construction schedule status, and a narrative on project scope and status on work being accomplished and any concerns. At this time, staff highlighted and commented on the following areas and clarified questions from Board members:

- Both high schools have issues with their sanitary sewer and are being addressed.
- In response to why deferred maintenance can't be used to correct the problems vs. modernization or COP, modernization is a better funding source to protect the deferred maintenance dollars. Both schools not only have existing dollars under their current grants; they are also eligible for commensurate value grants.
- In response to whether any other potential problems have been discovered, they are at an end with the exception of finding undiscovered work at Marshall School. The only roofing concern is the condition of Hayes School.
- Four projects are in the process of being closed: Del Monte, Foothill, La Mesa, and Larkin. There are seven active accounts and they will be closed out soon.
- Repair on blockages and breaks in the high school sewers will be contracted out during fall recess. No portable toilets will be used at the high schools. The work in the last classroom structure at Marshall will be completed during fall recess. Some projects were bumped ahead of school.
- When the 24 projects are completed, the District will no longer need the services of 3D/International.

Board Member Haffa referred to page 4 of the report and requested additional information about rehabilitation funds and the stipulations.

P. Consent Agenda

1. Approval of Consent Agenda - *Strategy 1*

Board Member Lauterbach pulled Consent Item #8.

Board Member Troutman pulled Consent Item #3.

RESOLVED that the Consent Agenda be approved with the exception of Consent Item #3 and Consent Item #8.

- *1. Approve Minutes
- September 6, 2005
- *2. Approve/Ratify Personnel Items
- *3. Ratify Purchase Orders from August 1, 2005 to August 31, 2005
- *4. Ratify Warrant Register for August 1, 2005 to August 31, 2005

5. 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
Lifetouch National School Studios	Marshall School For instructional materials	\$1,126.37
Lifetouch National School Studios	Olson School For the librarian's salary	\$958.56
Lifetouch National School Studios	Los Arboles Middle School For the librarian's salary	\$371.15
Los Arboles Middle School PTSA	Los Arboles Middle School For the librarian's salary	\$20,796.20

- *6. Approve the Submission and Implementation of the Early Mental Health Initiative (EMHI) Grant for Olson, Crumpton, and Bay View Elementary Schools, Health Services (NTE \$58,000)
- *7. Approve Out-of-State Trip for 40 Colton School 8th Graders to Washington, D.C., March 13-17, 2006
- ~~*8. Approve Resolution 05/06-1: Resolution Regarding Sufficiency of Instructional Materials for the 2005-2006 School Year~~
- *9. Reject Claim Against the District - #PL0506-2

MSC Lauterbach, Troutman
 AYES: 7
 NOES: 0

Assistant Superintendent Carol Weesner clarified Board Member Lauterbach's questions regarding sufficiency of textbooks for the 2005-2006 school year and said each student in each school has the textbooks in the core academic areas. She added with the way the state of sufficiency reads, the District also complies with all of the insufficiencies in the Williams report.

In response to Board Member Troutman's question about the purchase orders including items that are 2-3 years old, Mr. Woodruff clarified that the report that was distributed to the Board was incorrect. He noted the document is from the County's Financial Management System and every three years the County repeats purchase order numbers and that the particular report given to Board members co-mingled purchase orders from the 2001-2002 school year with the 2005-2006 school year. Mr. Woodruff said the corrected report is available.

RESOLVED that Consent Item #3 and Consent Item #8 be approved.

- *3. Ratify Purchase Orders from August 1, 2005 to August 31, 2005
- *8. Approve Resolution 05/06-1: Resolution Regarding Sufficiency of Instructional Materials for the 2005-2006 School Year

MSC Troutman, Eggers
 AYES: 7
 NOES: 0

Q. Reports
Strategy 1

1. Committees/
Conferences

- Community Human Services Project No report
- Mission Trails Regional Occupational Program Mr. Lamb attended the ROP executive meeting with Adult Education Director Ann Kilty and ROP Coordinator Elmer Canady.
- Head Start Liaison to County Office No report.
- Board Policy Subcommittee Board Member Troutman reported that the Board will be reviewing three policies this evening. The subcommittee is also working on a bullying policy, and there will be a discussion regarding a possible presentation by the California School Boards Association regarding its policy update service.

President Foss suggested also checking with a local consultant who has worked with local districts to update their policy books.
- Monterey County School Boards Association It was the consensus that Board Member Eggers serve as representative to the Monterey County School Boards Association.
- Special Education Joint Powers Board No report.
- Subcommittees to the Cities of Marina, Monterey, Seaside, Del Rey Oaks, and Sand City Mr. Lamb reported that Trustee Area 2 Board members will be meeting with the City of Seaside Mayor and City Manager, and Seaside school principals on Wednesday, October 26, 4:00 p.m., in the Del Rey Woods School library.

2. Superintendent's
Report

- Letter to FORA - Mr. Lamb shared a letter that he wrote to the Fort Ord Reuse Authority (FORA) Executive Director in response to an offer for a parcel of land located on the south side of Inter-Garrison Road. He said the District's intent would be to use a portion of the parcel as a future elementary or middle school site which would require 30 net usable acres cleaned to state of California site standards. Mr. Lamb said the District is also interested in exploring joint use with adjacent uses on the parcel, and that should no other site be found for a new high school site to serve Marina and adjacent areas to the former Fort Ord, this parcel may be considered for a new high school site which will require a minimum of 55 usable acres cleaned to state of California school site standards. Mr. Lamb said this is a "no strings" offer and would be completed by January 2008. He said Mr. Woodruff, Mr. Corley, and he met with the Executive Director to review the offer and the District was asked to prepare a letter. Mr. Lamb said as the District moves through the details with FORA, additional information will be presented to the Board.

(Board Member Eggers left the meeting for the evening at 10:20 p.m.)

It was the consensus of the Board to extend the meeting to 10:45 p.m.

- Status Update on Facilities Task Force – Mr. Lamb provided a progress report on the District Task Force to develop a Facilities Master Plan. He said the Superintendent’s Office is in the process of confirming the task force members, and that the first meeting will be held on Monday, September 26, 6:30 – 8:30 p.m., at the Instructional Materials Center. He distributed a list of representatives, meeting schedule, and copies of letters that were sent to the representatives and mayors. He announced that Facilities Planner Rob Corley will serve as the external facilitator, and that he will present the charge to the group and then leave for the Peninsula Governance Collaborative that will begin at 7:00 p.m. in the District Office Board Room.

3. Report on Management Evaluations

The following report was agendized at the request of the Board.

Assistant Superintendent Robert Costa provided a report on the process that will be used to evaluate certificated and classified managers, and said certificated employees by law are required to be evaluated a minimum of every other year. The following processes were highlighted in his report:

- Cabinet has established a pre-evaluation conference meeting and pre-evaluation forms that are completed by each certificated site administrator that will cover the key areas they will be assessed: budget, curriculum, instruction, personal management, and contract management. Each area is linked to the Association of California School Administrators (ACSA) standards that were developed by the organization.
- Each Cabinet member is responsible for a certain number of management staff, and will be sharing and providing feedback to the primary evaluator so that there is a holistic perspective on the overall performance of the administrator.
- If the District intends to non-employ a certificated administrator the following year, a March 15 notice is required. For classified managers, a release notice will be 30 days prior to the last day of paid service.
- All evaluations will be given to the Superintendent for review. Cabinet will periodically meet with the Superintendent regarding overall performance of the respective administrators they evaluate. Any certificated or classified manager in which a concern is felt will be brought to the attention of the Superintendent, and the Superintendent will provide guidance and direction on how to pursue a professional development plan to remedy the shortcomings identified for a particular administrator.
- In the event the District chooses not to take action, unless an administrator is notified by June 29 of a change in assignment, the assignment held previously automatically rolls to the next year.
- If the Superintendent loses confidence in any employee, an earlier release than March 15 can be pursued, and is generally done by mutual agreement.

Mr. Costa said an evaluation is a tool used to help people grow, and that the portrayal of the performance must be truthful and honest. Management does not receive interim evaluations. He said the monitoring system throughout the year will be constructed between Cabinet at weekly meetings or feedback to the Superintendent. Mr. Costa said Cabinet is still in the process of finalizing the evaluation tool.

R. Information

*1. Opportunity School/Cost

This item was agendaized at the request of the Board.

Assistant Superintendent Carol Weesner said that she and Mr. Woodruff worked together on coming up with what it would cost to replicate an opportunity school similar to models in the past. Since leaving the Central Coast High School site three years ago, she said one model used in 2003-2004 was utilizing a teacher in a classroom at Colton School and one classroom at Fitch Middle School. In 2004-2005, two long-term substitutes were housed at Monterey High School in the former NJROTC building and operated the last 15 weeks of school. She said this year, concerns from middle school principals and counselors regarding the need for an opportunity school have been expressed, and there are some students who are in need of an alternate placement. Mrs. Weesner said the schools are currently addressing the issue, but it's just a matter of time before there won't be enough room in the respective school offices to house the students who have challenges on the mainstream campus. At this time, staff highlighted and commented on the following areas and clarified questions from Board members:

- For an entire year program, the cost is approximately \$185,000 to include two teachers who will have between 12-15 students to accommodate approximately 30 students.
- Students will be transported to the school unless they live within walking distance
- There is no concrete plan as to where the school will be located pending Board direction to move forward, but there are some available classrooms at middle school sites.

In response to a question whether this item should be brought back for action at a future meeting, President Foss said she understood that this item will come back when the Board receives information on the total budget and that it will come back as part of some options.

Board Member LeBoeuf expressed support for the reinstatement of the program. She said it's a positive program and children will be able to continue their education.

*2. Review Board Policies, Administrative Regulations & Exhibits

At this time, the following Board policies were reviewed.

- BP & AR 5117 – Students, Interdistrict Transfers
- BP & AR 5117.1 – Students, Interdistrict Transfers Based on Employment
- BP, AR & E 5118.3 – Students, Transfer for Adjustment Purposes

In response to a question why the wording "Transfers that enhance racial balance in MPUSD shall be given priority" was deleted from BP 5117 and BP 5117.1, Mr. Lamb indicated that the District is approximately 37% non-minority and recognizes the fact that there is inclusion opportunity for everyone regardless of being minority or majority. He said the feeling of the Board Policy Subcommittee was that it was a non-factor and that the only real exclusion is site capacity, and that the multitude of diversity throughout the District is recognized.

Mrs. Rucker said the school district has become more minority populated, and there are less majority students due to birth rate and those leaving the District to attend private and charter schools. She said she didn't know if the District has an influence in terms of who leaves the District, but said when she noticed the statement was taken out of the policy she hoped that the District wasn't doing anything that would push it into becoming an inner city school district.

President Foss said the District has made it appealing and available for charter and private school students to come back to the District, and that it is the goal of the Board

to provide programs that will attract these students back.

Support Services Director Yvonne Despard said all students are accepted if there is space available, and the District also approves interdistrict transfers for students leaving the District as well. She said charter schools supersede the whole process. If a student chooses to enter a charter school on an intradistrict, they don't need to do any paperwork. An interdistrict also doesn't need to do any paper work so it is difficult to track as well. Mrs. Despard felt that the policy invites student to the District. She noted that on the interdistrict transfer form, a student needs to be released from the district where he/she resides and there is nothing on the form that determines ethnicity.

Board Member Noriega said he has no problem with leaving the statement in because it makes a statement that the District is sensitive to the fact that it recognizes its diversity and makes a positive statement to anyone who comes into the community that MPUSD is sensitive to race, diversity and culture.

Board Member LeBoeuf said based on the previous comments, the item should go back to the subcommittee for re-working to satisfy and address the line.

Mr. Lamb suggested that the item be brought back to the Board for action, and the Board can vote whether to keep the statement in or not. He reiterated that the interdistrict forms do not list ethnicity, and the only variable is site capacity because MPUSD is a declining enrollment district.

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| S. Board Member Request(s) for Information and/or Possible Future Agenda Items | None. |
| T. Board Self-Evaluation, as Applicable | None. |
| U. Closed Session | There was no need for the Board to go back into closed session. |
| V. Adjournment | The meeting adjourned at 10:52 p.m. in memory of retired English as a Second Language Teacher Rene Palmer-Dolk; and Donna Glacken, wife of Marina Vista Elementary School/Central Coast High School custodian Howard Glacken. |

Respectfully submitted,

John Lamb
Executive Secretary

JL/jif

^Defense Language Institute Foreign Language Center, Presidio of Monterey & Naval Postgraduate School

+Motion/Second/Carried