

October 3, 2005

- A. Call to Order** The Board of Education of the Monterey Peninsula Unified School District met in regular session at 6:00 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 6:03 p.m.)
Resa Foss
Alan Haffa (arrived at 6:03 p.m.)
Regena Lauterbach
Shanda LeBoeuf (arrived at 6:15 p.m.)
Carlos E. Noriega
Marjorie Troutman
- Staff Members Present: Yvonne Despard
John Lamb
Carol Weesner
Tom Woodruff
- DLI/POM/NPS Representative Present: Cindy Rothstein
- Student Board Member Present: Curtis Kuwatani, Seaside HS
- Student Board Member Absent: Alivia Shorter, Monterey 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 6:02 p.m. to discuss the following:
1. Public Employee Appointment (Gov. Code section 54957)
*Elementary Principal
Administrator on Special Assignment*
 2. Conference with Labor Negotiator (Gov. Code section 54957.6)
*a. Agency Negotiator: John Lamb
Employee Organization: California School Employees Association
Monterey Bay Teachers Association*
 3. Conference with Labor Negotiator (Gov. Code section 54957.6)
*a. Agency Negotiator: John Lamb
Employee Organization: Unrepresented Employees
Assistant Superintendent – Curriculum & Instruction
Assistant Superintendent – Personnel Services
Director Support Services*
- E. Reconvene Open Session** The Board reconvened at 7:20 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 Student Board Member Curtis Kuwatani.

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.

In response to Board Member Eggers’ question about follow-up on a presentation from the parent group that supports the renovation of the Monterey High School field, Mr. Lamb said Chief Business Officer Tom Woodruff has been in contact with architects and that the item will be agendized at the October 24 meeting to consider an architect and what those services would entail.

Board Member Haffa said there might be consensus on the requests from the parent group to enhance fund raising opportunities.

It was the consensus that the item be brought up toward the end of the meeting under Board Member Request(s) for Information and/or Possible Future Agenda Items.

RESOLVED that the agenda be approved.

MSC	Lauterbach, Troutman
AYES:	6
NOES:	1 (Eggers)

President Foss acknowledged Monterey County Office of Education (MCOE) Board Trustee and Vice-President Harvey Kuffner in the audience.

I. Certificates/ Presentations/ Recognitions

- *1. Presentation Regarding Policy Update Services by the California School Boards Association (CSBA) – *Strategy 1*

Every district needs an accurate and up-to-date policy manual in order to govern effectively. Producing policies and regulations is a time consuming and daunting task. The MPUSD Board Policy manual contains policies that have not been revised since the mid-70’s. Approximately 800 school districts in California participate in services provided by the California School Boards Association (CSBA) relative to its policy update service. Board members received a presentation from CSBA Policy Update Services Assistant Director Bode Owoyele and Consultant Mark Dyer regarding services available to address District policy and policy related issues to include policy development, strategies for keeping the policy manual current, and policy access.

Mr. Lamb said the reality of utilizing the CSBA format will give the District an opportunity within a short time frame to have every policy legally compliant and up to date. He said it would be more expeditious and staff feels this is the best option to be legally compliant in something as important as policies and regulations.

MCOE Board Trustee and Vice-President Harvey Kuffner expressed his support and said the County participates in services offered by CSBA. He spoke about the benefits of the services offered to county offices and school districts, new and changing legislation, and the impact that they have on school districts.

Following a question and answer session from Board members and the public, it was the consensus to bring the item back at the next meeting for Action.

- J. Student Board Member Reports** Curtis Kuwatani reported on activities at Seaside High School including homecoming activities, Halloween dance, fall sports senior night, island day, and college day for seniors.
- K. Communications** President Foss acknowledged letters of support relative to the Monterey High School field renovations, and an invitation to a math symposium.
- Board Member Lauterbach acknowledged e-mail from Kip Larkin, and reported on an art exhibit featuring artwork created at local adult centers and convalescent hospitals with the assistance of Monterey Adult School instructors; and Comcast Cares Day at Foothill School where Comcast employees and their families, along with Navy and Defense Language Institute students, donated volunteer hours of service to fix up the school including donating or rebuilding picnic tables, painting blackboards, painting lines in the playground, power washing the sidewalks, building planter boxes, and other projects to improve the school.
- (President Foss left the meeting at 7:57 p.m.)
- L. Suggestions and Comments from Members and Officers of the Board** Board Member Troutman reported that she read to Del Rey Woods School students as part of the Reading is Fundamental program, and reported on the results of Foothill School's Academic Performance Index report card that showed an increase of 25 points over last year.
- Board Member Lauterbach reported on the airing of a candidate forum hosted by the League of Women Voters on Access Monterey Peninsula (AMP), and reported that the AMP video person expressed concern about the District's preparedness for a major tragedy and communication among employees during a disaster.
- Board Member Noriega reported on California State University Monterey Bay's (CSUMB) First Annual Symposium of English as a Second Language Teachers where approximately 175 teachers from three local counties, including MPUSD teachers, examined strategies on how to best teach people with language acquisition challenges.
- (President Foss returned to the meeting at 8:02 p.m.)
- Board Member Haffa reported on the Monterey High School football game against Fremont Unified, and said the players, spectators, and staff adhered to the sportsmanship guidelines.
- Board Member LeBoeuf noted the work being done at Del Monte School by DMC Construction, said that DMC Construction employees in the area have been striking and picketing its construction projects, and asked if there is a policy of doing business with companies that have striking employees.
- Board President Foss referred to the math symposium that she shared earlier and provided Board members with more detailed information.
- (Curtis Kuwatani left the meeting at 8:06 p.m.)
- M. DLIFLC/POM/NPS Representative Report** Military Liaison Cindy Rothstein referred to the Military Child Education Coalition (MCEC) and reported that the District signed a memorandum of agreement with other school districts that support military installations and all children who transition between schools, developed a local national plan, and joined MCEC. Mrs. Rothstein also commended Enrollment Center staff for their support with military families, and expressed appreciation to Mr. Lamb for being open and easy to work with.

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

Judith Reese, retired MPUSD teacher, spoke about employee morale in the District and teachers moving to other districts. She felt the slash and burn mentality of District human resource management is contributing to the District's downward spiral, and that the people are used up, burned out, and discarded. Ms. Reese said teachers are coming in sick because there aren't enough substitutes to cover for them, and that management, certificated, and classified staff all are looking for a way out. Ms. Reese said the Board has a choice to continue exhausting its human resources or it can grow the District by feeding its people with respect, money, and support.

Debra Gramespacher, Seaside resident and Board Candidate for Trustee Area II, applauded the Board's efforts to improve the transparency of the finances within the District. She provided statistics compiled by the Education-Trust West Public Policy Foundation and spoke about the passage of an amendment to the California Education Code where expenditures per school site must now provide actual, rather than average, personnel costs. Ms. Gramespacher said the statistic compares the actual average salary of a teacher at a specific school site within MPUSD, and compares per school site the actual average and the debited average. She said additional information can be obtained on the Internet at www.hiddengap.org.

O. Action Items

- *1. Appoint Nominees to Trustee Area 1 and Trustee Area 3 – *Strategy 1*

RESOLVED that, in accordance with Education Code sections 5326 and 5328, Trustee Area 1 nominee Carlos E. Noriega be appointed to the Office of Governing Board Member, effective December 1, 2005, through November 30, 2009; and

BE IT FURTHER RESOLVED that Trustee Area 3 nominee Alan J.M. Haffa be appointed to the Office of Governing Board Member, effective December 1, 2005, through November 30, 2007.

MSC Eggers, LeBoeuf
AYES: 7
NOES: 0

2. Approve Administrative Appointment(s) – *Strategy 5*

RESOLVED that Laura Thorpe be appointed as Interim Principal at Bay View School, effective October 3, 2005.

MSC Eggers, Noriega
AYES: 7
NOES: 0

Mr. Lamb recommended that the Board approve the appointment of Florence Buchenroth as Administrator on Special Assignment for the remainder of the school year, effective October 3, 2005. He indicated that she will be paid at the operational range of a middle school assistant principal, there will be no impact on the General Fund, and that the difference will be funded with categorical monies to compensate her for the administrative supervisory skills needed to do the scope of her work.

RESOLVED that Florence Buchenroth be appointed as Administrator on Special Assignment for the remainder of the 2005-2006 school year, effective October 3, 2005.

MSC Troutman, Eggers
AYES: 7
NOES: 0

President Foss referred to the Teacher-in-Charge designation and said it might be an interesting discussion for a future agenda item, unless it is negotiable and then said she would pass that item to the negotiating team.

- *3. Approve Ratification of Change Order 5 for General Construction Project (Modernization) at Central Coast High School, Marina Vista, Olson, and Stilwell Elementary Schools for Bid Package G01-1C.2 – *Strategy 6*

Mr. Woodruff clarified questions from Board members relative to the modernization projects. In response to a question regarding the relocation of a greenhouse, Mr. Woodruff said he will follow up with the Facilities Planner and respond to the Board at a later date.

RESOLVED that the ratification of Change Order 5 for General Construction Modernization Package G01-1C.2 to increase DMC Construction, Inc., contract amount from \$4,239,222 to \$4,475,316 be approved.

MSC	Eggers, Noriega
AYES:	7
NOES:	0

- *4. Approve Ratification of Change Order 8 for General Construction Project (Modernization) at Foothill & La Mesa Elementary Schools for Bid Package G01-1C.1 – *Strategy 6*

RESOLVED that the ratification of Change Order 8 for General Construction Modernization Package G01-1C.1 to increase DMC Construction, Inc., contract amount from \$2,086,345 to \$2,159,976 be approved.

MSC	Eggers, Troutman
AYES:	7
NOES:	0

- *5. Approve Ratification of Change Order 33 for General Construction Project (Modernization) at Monterey High School for Bid Package G01-1B.2 – *Strategy 6*

RESOLVED that the ratification of Change Order 33 for General Construction Modernization Package G01-1B.2 to increase DMC Construction, Inc., contract amount from \$5,202,914.08 to \$5,211,000.08 be approved.

MSC	Eggers, Troutman
AYES:	7
NOES:	0

P. Consent Agenda

- 1. Approval of Consent Agenda - *Strategy 1*

Board Member Lauterbach pulled Consent Item 4 for discussion and Consent Item 7 for clarification. Following a brief discussion, it was the consensus to approve the Consent Agenda with the exception of Item 4.

RESOLVED that the Consent Agenda be approved with the exception of Consent Item 4.

- *1. Approve Minutes
- September 19, 2005
- *2. Approve/Ratify Personnel Items

3. 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
Crumpton School PTA	Crumpton School For science camp, P.E. equipment, field trips, and assemblies	\$8,000.00
Walter Colton School PTA	Walter Colton School For field trips	\$290.00
Monterey Bay Blues Festival	Fitch Middle School For the music program	\$500.00
Albertson's	Los Arboles Middle School For the librarian's salary	\$972.48
Mr. & Mrs. Charles Craft	Monterey High School For the Carmel Martin, Jr. Memorial Scholarship	\$250.00
Target	Monterey High School For instructional supplies	\$967.48
The William McCaskey Chapman and Adeline Dinsmore Chapman Foundation	Seaside High School For the GATE* program	\$24,000.00
Target	Seaside High School For instructional supplies	\$595.59

GATE-Gifted and Talented Education

- *4. ~~Approve Board Policies, Administrative Regulations & Exhibits~~
 - ~~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~~
- *5. Approve Submission and Implementation of a Bay Watershed Education and Training (B-Wet) Grant for Highland Elementary School (\$30,000)
- *6. Approve Williams Settlement Lawsuit Quarterly Report for July – September 2005
- *7. Declare and Celebrate Red Ribbon Week, October 23-31, 2005

MSC Lauterbach, Troutman
 AYES: 7
 NOES: 0

Support Services Director Yvonne Despard clarified questions from Board Member Lauterbach regarding Board Policy 5117.1 as it relates to priority based on residency outside of the District and residency inside the District.

(Board Member Eggers left the meeting at 8:41 p.m.)

Board Member Noriega referred to Board Policy 5117 and previous discussion regarding the deletion of wording related to priority being given to enhance racial balance, and reiterated that it is a positive statement indicating that the District is sensitive to race, diversity, and culture, and that it makes a good stand with the community.

Board Member LeBoeuf said over the last 20 years, the District has been a minority majority District, felt the issue is moot due to the diversity in the schools, and that it is something that has already taken place.

Board Member Haffa concurred, referred to the presentation by CSBA, and questioned whether it wouldn't behoove the Board to table the vote and get input from CSBA whether other minority majority districts have similar policies or whether they've made changes.

Mr. Lamb said Monterey County is a minority majority county, and that the reality within the District and schools is that the balance today is a minority balance. To include a statement that the District will accept transfers to enhance racial balance is not something that is feasible to do just numerically. He said the District embraces diversity and the reality of what is seen in the District and in the County.

(Board Member Eggers returned to the meeting at 8:46 p.m.)

Helen Rucker, Seaside resident and Board Candidate for Trustee Area II, referred to the Administrative Regulations for Board Policy 5117.1 relative to the denial of a transfer request if it is determined that the cost of education for the pupil would exceed the amount of additional state aid received as a result of a transfer, and asked how the cost of education for the pupil would be determined, and if that cost would be calculated on the basis of the information shared by Ms. Gramespacher earlier in the meeting.

President Foss asked what impact would that have on special education students.

County Board Member Kuffner referred to the discussion regarding racial balance and new developments in the northern section of the District. He said the District doesn't know what the racial balance of the schools in those areas will be, and said it won't do any harm to leave the statement as it is.

Mrs. Despard indicated ethnicity isn't mentioned on transfer requests, so it would be difficult to give priority unless the process is changed.

Board Member Noriega suggested that the item be tabled pending a decision on whether action will be taken on policy update services offered by CSBA.

TABLE Board Policies

Following further discussion, the following action was taken:

RESOLVED that the following Board Policies, Administrative Regulations & Exhibits be tabled until CSBA has a chance to work with the Board.

- 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

MSC Eggers, Haffa
AYES: 4
NOES: 3 (Lauterbach, LeBoeuf, Troutman)

Q. Reports
Strategy 1

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| 1. Committees/
Conferences
- <i>Strategy 1</i> | - Community Human Services Project | No report. |
| | - Mission Trails Regional Occupational Program | President Foss reported that the next meeting will be held later in the month. |
| | - Head Start Liaison to County Office | Board Member LeBoeuf reported on her meeting with the Parent Committee and Head Teacher, and said she provided a copy of the Head Start budget to Board members. |

- Board Policy Subcommittee Board Member Troutman reported that the Subcommittee is revising the compensation section of Board Policy 1300; and working on the Board policy workshop presentation.
- Monterey County School Boards Association No report.

Board Member Noriega commented on the upcoming California School Boards Association Annual Conference and said there will be a strand for student Board members, and asked if the Board would be interested in sending one of the student Board members to participate.

Following a brief discussion, it was the consensus for staff to follow up on the item.
- Special Education Joint Powers Board Board Member Troutman reported that the next meeting will be held later in the month.
- Subcommittees to the Cities of Marina, Monterey, Seaside, Del Rey Oaks, and Sand City President Foss reported that a meeting with the City of Seaside Mayor and City Manager, Seaside Principals, and Trustee Area II Board members has been set for October 26.

2. Superintendent's Report
- *Strategy 1*

Report on 9/26/05 Facilities Task Force Meeting – Mr. Lamb and Facilities Consultant Rob Corley reported on the September 26 Facilities Task Force meeting and clarified questions from Board members. Approximately 38 people were in attendance and the minutes of the meeting will be made available upon completion. Mr. Corley indicated that there was energy in the room and a variety of points of view were heard. He said there is concern from parents about how the schools are run, how they appear, and student experience. Mr. Lamb said the next meeting was re-scheduled from October 10 to October 17, 6:30 – 8:30 p.m., at the Instructional Materials Center.

East Garrison Development. Mr. Lamb announced that the County Supervisors will be considering the approval of the development plan for East Garrison. He referred to information provided to Board members indicating that the District did not need a school site and the Environmental Impact Report. Mr. Lamb said further conversation ensued in March 2005 and at that point in time, a secondary site was offered by the developers. Mr. Lamb said the site is still available; however, when Phase II is developed, another site opportunity has been offered to the District. Mr. Lamb said he will be attending the meeting to express support for the developers, Urban Community Partners, acknowledge the hard work and good relationship developed, and state that the District looks forward to working with them to obtain a school site in Phase II. Mr. Lamb added that the District may be re-visiting the concept of the site that is available in Phase I, and at some point in time, staff will bring a recommendation for Board review.

Board Member Noriega said it needs to be made clear that the District will need a school as soon as possible in that area.

*3. Potential Financing Program for New School Facilities in Developing Areas - *Strategy 6*

City officials and others in the community have asked for clarification of District assumptions regarding new schools and means of funding future projects. At this time, staff asked for additional Board discussion of the 20 assumptions presented at an earlier Board meeting.

Mr. Woodruff said this item was previously presented to the Board, and it was re-agendized to clarify additional questions. He reported on a meeting with the developers for the City of Marina and East Garrison projects, and said it was a very positive meeting. He said they are interested in the District moving forward with its financing plan.

Mr. Lamb said it is imperative that this particular topic warrants a serious amount of time for dialog and discussion, questioning, and review. He suggested either a regular Board meeting dedicated to the topic or set a special Board meeting. He said the Board will need to make some sort of firm commitment and/or decision no later than the end of December or beginning of January, as the decision will drive everything that will need to be done.

Bob Schafer, representing Marina Community Partners and developer of the University Villages Project, said the meeting was collegial, and that the developers expressed interest in having quality schools in their development areas. He announced that demolition within the University Villages project has officially begun and it is anticipated that new home construction will occur in mid-2006 with people moving in mid-2007. Mr. Schafer also stated that the Marina Heights project has been doing demolition work the past couple of months, and reiterated that this is an issue of overriding concern and importance to the entire District. He suggested that future items regarding new school facilities in developing areas be agendized earlier in the evening to allow more public participation, so the Board will receive more input about how the community feels about the issues.

Following discussion and clarification from staff regarding the terms of the funding options, school configurations, funding model, the role of the Facilities Master Plan Task Force, a bond measure, funding to build the schools, Level I developer fees and the collection of Level II developer fees, joint use opportunities, and a possible starter school at the Central Coast site, Board Member Haffa expressed support for a special Board meeting and to invite the Task Force, community-at-large, developers, and city partners to participate in the discussion.

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| R. Information | None |
| S. Board Member Request(s) for Information and/or Possible Future Agenda Items | <p>Follow-up on the presentation by Lee Steinmetz (September 19 meeting) regarding the renovation of the Monterey High School athletic field and track to include Board commitment on the project and approval for future fund raising efforts. (Eggers)</p> <p>Future Action item to direct staff to coordinate a tabletop emergency mock and a mock disaster simulation with the allied agencies in the area. (Noriega)</p> <p>Update on America's Choice program and update on Strategic Plan (LeBoeuf)</p> <p>Consideration of 1.15% salary increase for Cabinet members, similar to what other employees received this past year. (Haffa)</p> <p>Dates for a special Board meeting to address housing and financing issues, school building financing issues, and a presentation regarding the School Attendance Review Board – SARB (Noriega)</p> <p>Action item to consider contracting out for policy update services (Foss)</p> |
| 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 10:14 p.m. |

Respectfully submitted,

Robert Costa
Acting Executive Secretary

JL/jif

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

+Motion/Second/Carried