

November 21, 2005

- A. Call to Order** The Board of Education of the Monterey Peninsula Unified School District met in regular session at 6:03 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 Clerk Vice-President LeBoeuf.
- B. Roll Call – Establishment of Quorum**
- Board Members Present: Robert Eggers
Alan Haffa
Regena Lauterbach
Shanda LeBoeuf
Marjorie Troutman
- Board Member Absent: Resa Foss
Carlos E. Noriega
- Staff Members Present: Robert Costa
John Lamb
Carol Weesner
Tom Woodruff
- DLI/POM/NPS Representative Present: Cindy Rothstein
- Student Board Members Present: Alivia Shorter, Monterey HS
Curtis Kuwatani, Seaside HS
- The Clerk Vice-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 6:04 p.m. to discuss the following:
1. Student Issues
Consider Expulsion Cases #05/06-04 and #05/06-05
 2. Conference with Labor Negotiator (Gov. Code section 54957.6)
a. Agency Negotiator: Robert Costa
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
Monterey Bay School Administrators Association
Assistant Superintendent, Curriculum & Instruction
Assistant Superintendent, Personnel Services
Chief Business Officer
Director Support Services
- E. Reconvene Open Session** The Board reconvened at 7:15 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 Cindy Rothstein.

G. Report Action Taken in Closed Session, if any

No reportable actions were taken in closed session.

It was the consensus of the Board that Item Q-3 be moved up on the agenda after Item I-1.

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	Eggers, Haffa
AYES:	5
NOES:	0

I. Certificates/ Presentations/ Recognitions

*1. Update from Sacramento from the Legislative Perspective

John Laird, 27th District Assemblyman, provided an update on major programmatic and funding provisions in the budget recently passed by the Legislature and signed by the Governor as it related to his legislative work on education, and clarified questions from Board members. He distributed an information sheet regarding major K-12 education provisions and major special education budget provisions and highlighted the following:

- His staff has been assisting the District on some of the funding issues as it relates to the modernization program.
- He authored two pieces of Legislation
 - . AB 1385 – The Food for Schoolchildren Act
 - . AB 982 - Community College Health Fees
- He was named Chair of the Assembly Budget Committee a year ago.
- The leaders of the Assembly and the Senate have committed to pursuing full funding of the Governor's broken education promise to fully fund Proposition 98.
- The ballot measure (Prop 76) that the voters defeated with 62% of the vote would have taken \$38 billion out of education over ten years.
- A tax bill was brought forward to increase the upper income bracket by 1% and earmarked to fully fund Prop 98 education; in the end approximately \$700 million was added to education.
- Legislators who represent declining enrollment districts are trying to extend the average number of years for reimbursement purposes so it will soften the blow from the decrease in average daily attendance (ADA).
- The Governor said he'd like to work with the committee members in advance this year to incorporate some of the concerns in the first budget he proposes. Committee members have indicated that its top priority is fully funding Proposition 98.

Q. Reports
Strategy 1

*3. Feasibility Study for
Marina High School –
Strategy 6

On September 19, 2005, the Board authorized District staff to proceed with a feasibility study for a small comprehensive high school in Marina. Mr. Lamb said there is a need to create a high school in Marina as a result of the impending construction of 6,000 – 7,000 homes to be built over the next few years. He said 868 Marina high school students currently attend Monterey High School, Seaside High School, or Central Coast Continuation High School. Mr. Lamb said there is also an opportunity to attain up to \$50 million in state funding to help build a future high school and future elementary and middle schools if there is a high school establish in the area of the District where there is growth. He reviewed the feasibility study for possible implementation in August 2006, and clarified questions from Board members. Mr. Lamb also shared the following timeline:

Nov 21	Feasibility Report to the Board
Dec 5	Information item to the Board
Jan 9, 2006	Action Item to the Board
Jan 10 - Feb 10	Community meetings to be held at the four middle schools and high schools
	Interviews to be held for a school site administrator. Selection to be completed by 1/27/06
March 3	Parent commitment to having their students attend this new high school
March 13 - July 1	Site modifications to be completed utilizing developer fees
April 1 - June 1	Finalize plans to relocate students and staff at Central Coast High School to an appropriate facility
April 17 - June 1	Finalize staffing needs for new high school
April 1 - June 30	Order textbooks, instructional materials, supplies, and equipment
July 1 - Aug 1	Finalize room configurations, instructional plans, and calendar of activities for the year

Assistant Superintendent Carol Weesner spoke about the proposed small school model to include the curriculum, staffing, and block schedule; and clarified questions from Board members.

- Approximately 300 students will be the first to attend Marina High School
 - 180 9th graders
 - 120 10th graders
- It is the intent to offer a program consistent with the needs of all students
- A schoolwide Middle Years Program (MYP) under the umbrella of the International Baccalaureate (IB) program will be offered that will provide a framework of academic challenge and life skills for students in grades 9-10, and prepare them for the more rigorous IB Diploma program that serves students in grades 11-12.

- Each student will be enrolled in coursework that will fulfill the CSU/UC A-G requirements.
- Within the model will be an “academy” for a group of 9th graders who might aspire to enroll in full IB or Advanced Placement (AP) course offerings during their 11th and 12th grade years.

Chief Business Officer Tom Woodruff spoke about the financial feasibility cost projection for a school of 300 students. He said in California, new school construction is a 50-50 prospect, where the state funds 50% of the money and the District receives the other 50% from local contributions or local sources. Because MPUSD is in declining enrollment, it doesn't qualify for state eligibility for new construction funding because it is unable to demonstrate any growth in the District. Mr. Woodruff said one option that the state makes available is to create a high school attendance area that will be having some growth, and thereby establishing eligibility for state money based on that high school attendance area. He said this is why staff is recommending that the Board look at beginning a small high school in Marina, establishing eligibility for state money, and then filing applications for new construction eligibility. Mr. Woodruff also expressed concern that the Kindergarten-University Public Education Facilities Bond Act of 2002 (Proposition 47) is being used by districts that are growing quickly and that the state might run out of funding by the 2007-2008 school year. He said there is about a one-year window to get the school started and to establish eligibility for state funding for at least 50% of the school's construction. Mr. Woodruff shared a three-step cost assumption, increases in marginal costs that the District could occur, and a budget taking into account the recommended staffing projection for the school.

Board Member Lauterbach requested a definition of a comprehensive high school.

Board Member Haffa suggested that a formal definition of a comprehensive high school be presented at the next meeting. He expressed support for the plan and said in the long run, there will be three smaller high schools that will produce better results and better student learning. He expressed support for the International Baccalaureate, the Middle Years Program approach, and block scheduling. Board Member Haffa expressed interest in the counselor/teacher concept and requested additional information regarding the two half-time administrators' model.

Board Member Eggers concurred with Board Member Haffa and referred to new ADA needed to support the school. In response to his question whether the District will be looking at bringing in 200 Marina students and advertising out to the public to bring in the new ADA, Mr. Lamb said the school is to serve students in Marina and to develop an initial plan so the City of Marina can have a small comprehensive high school while waiting for time to build the bigger high school. Mr. Lamb felt the school could expand to 450 students within the first year and still keep the block schedule. He indicated that retrofitting the classrooms will not be extensive, and that the critical issue is to gain additional ADA outside of the District.

City of Marina Mayor Ila Mettee-McCutchon said she was pleased that a high school attendance area in Marina is being established so matching funds can be obtained from the state. She said the Marina City Council approved a memorandum of understanding (MOU) to work with the District toward this goal at its last meeting, and that the Council reiterated that the interest and primary concern is academic excellence in Marina. Mayor Mettee-McCutchon expressed optimism that there will be the number of students the District is seeking. She said of utmost importance is that the academic excellence at Monterey and Seaside high schools not be diminished and that there be equal academic excellence for all students. She said the rapid development in Marina will produce the anticipated developer fees and that she appreciated the efforts done. Mayor Mettee-McCutchon said the challenges for the City of Marina are to cooperate in the MOU, resolve any issues with vehicular and pedestrian access to the school, and to assist in any way to provide information to the parents who are interested in having their students attend Marina High School and to be good neighbors.

Ruby Cohan, Marina parent, said this is a long-time coming and that she is encouraged with what she heard. She said it is an exciting solution and the District will find that the Marina community will be supportive. She encouraged meeting with focus groups of parents to look for ideas and solutions.

J. Student Board Member Reports

Curtis Kuwatani reported on activities at Seaside High School including a JROTC program speaker, canned food drive, Interact Club, Rotary Club presentation, a production by the drama students, senior applications to University of California and California State University campuses, Central Coast Section (CCS) highlights, and the football team's victory against Monterey High School.

Alivia Shorter reported on activities at Monterey High School including the transition from fall to winter sports, CCS playoffs, mock trial team, Remotely Operated Vehicles (ROV) Club, Key Club volunteer opportunities, Associated Study Body holiday food drive, and drama winter productions.

K. Communications

Board Member Lauterbach acknowledged an e-mail she received from Michael Mast concerning the Monterey High School football field.

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

Board Member Troutman referred to articles in the local newspaper and said so often it downplays the achievement of the Seaside schools. She commended the efforts of the Seaside schools' staff and noted the growth and progress at each school. Board Member Troutman said Seaside Mayor Ralph Rubio has been visiting schools to talk about the efforts principals are making to communicate with the various communities, and that maybe the local newspaper can help communicate that.

Board Member Lauterbach referred to Board Member Haffa's article in the local newspaper regarding No Child Left Behind Act, and said it was excellent. She reported that she met with Trustee Area 3 candidate Richard Grahman over some of the issues that were a part of his campaign, and expressed appreciation that he shared some of his concerns regarding the District.

Board Member LeBoeuf, a Monterey County AIDS Project board member, reported that the AIDS quilt will be displayed at the Monterey Conference Center on November 30 thru December 2, and that a feast for AIDS will be coming up in December.

M. DLIFLC/POM/NPS Representative Report

Cindy Rothstein reported on a meeting relative to Public Law (PL) 874 where Mr. Lamb and Mr. Woodruff provided information on impact aid. She also reported that the next Local Action Plan Team meeting will be held on November 29 to address the transition issues of all students.

(The student Board members left at 8:29 pm.)

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

Director Pat Kelly of the Residential Communities Privatization of Military Housing Project at Hayes Park and Jason Clark of Pinnacle Realty provided background information relative to the renovation, replacement, and construction of military family housing communities located at the Ord Military Community at former Fort Ord and La Mesa Village in Monterey to serve the population of service members and their families assigned to the Presidio of Monterey, Naval Postgraduate School, and the Defense Language Institute. They reported that Clark Pinnacle has been involved in small projects at some of the schools in terms of providing labor and materials to upgrade the general appearance of some of the surrounding areas. On November 18, a Clark Pinnacle Charity Golf Tournament was held benefiting schools impacted with the students of military families. Over \$90,000 was raised by the players, sponsors, and community, and Clark Pinnacle was able to present \$32,500 to La Mesa Elementary, \$32,500 to Marshall Elementary, \$13,000 to Fitch Middle, and \$5,000 to the Boy Scout Troop #135 located on the former Fort Ord.

Walt Ferguson, Director of Cypress Grove Charter High School, expressed support for a new high school in Marina, said the proposed model works, and that the charter school has used similar ideas and themes throughout its curriculum infusing the arts as a connector. He invited Board members to their December 3 dance performance.

Ewalker James, Citizens League for Progress President, referred to the Clark Pinnacle Charity Golf Tournament fund raising efforts for La Mesa, Marshall, and Fitch Middle schools, and suggested that the school PTAs and the Education Foundation for MPUSD approach the developers and business partners for donations to support District programs. Mr. James referred to Assemblyman Laird's update on proposals and bills that come before the state assembly, and encouraged that the District invite him on a quarterly or semi-annual basis to present an update on legislation that will greatly affect the school districts, citizens, and the students in the community.

N. Student Issues

- *1. Consider Expulsion Case 05/06-04

RESOLVED that the student in Expulsion Case 05/06-04 be expelled from schools in the Monterey Peninsula Unified School District; and

BE IT THEREFORE RESOLVED that the expulsion be suspended in accordance with the stipulations set forth by the Board of Education.

MSC Troutman, Eggers
AYES: 5
NOES: 0

- *2. Consider Expulsion Case 05/06-05

RESOLVED that the student in Expulsion Case 05/06-05 be expelled from schools in the Monterey Peninsula Unified School District for the remainder of the 2005-2006 school year; and

BE IT THEREFORE RESOLVED that the student may be considered for readmission in accordance with the stipulations set forth by the Board of Education.

MSC Eggers, Haffa
AYES: 5
NOES: 0

O. Action Items

- *1. Approve Resolution of Appreciation for Outgoing Board Members

RESOLVED that the Board adopt resolutions in recognition of the outstanding services of Trustees Resa Foss and Shanda LeBoeuf.

MSC Eggers, Lauterbach
AYES: 5
NOES: 0

- *2. Approve Resolution of Appreciation for Outgoing Board President

RESOLVED that the Board adopt a resolution of appreciation for Resa Foss for outgoing Board President.

MSC Eggers, Troutman
AYES: 5
NOES: 0

- *3. Establish Annual Organizational Meeting – *Strategy 1*

RESOLVED that the Board of Education establish Monday, December 5, 2005, as its annual organizational meeting date.

MSC Eggers, Lauterbach
AYES: 5
NOES: 0

- *4. Approve Contracts for Assistant Superintendents (Personnel Services and Curriculum & Instruction) , Chief Business Officer, and Director Support Services – *Strategy 5* **RESOLVED** that the contracts for the Assistant Superintendent of Personnel Services, Assistant Superintendent of Curriculum & Instruction, Chief Business Officer, and Director of Support Services be approved.
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| | MSC | Lauterbach, Eggers |
| | AYES: | 5 |
| | NOES: | 0 |
- *5. Approve Ratification of Change Order 7 for Re-Roofing Project (Modernization) for Bid Package 5 – *Strategy 6* **RESOLVED** that the ratification of Change Order 7 for Re-Roofing Project (Modernization) for Bid Package 5 of a credit of \$2,000 be approved.
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| | MSC | Eggers, Haffa |
| | AYES: | 4 (Board Member Eggers wasn't present during the vote) |
| | NOES: | 0 |
- *6. Approve Ratification of Change Order 36 for General Construction Project (Modernization) at Monterey High School for Bid Package G-1-1B.2 – *Strategy 6* **RESOLVED** that the ratification of Change Order 36 for General Construction Project (Modernization) at Monterey High School for Bid Package G-1-1B.2 to increase DMC Construction, Inc., contract amount from \$5,343,495 to \$5,354,379.08 be approved.
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| | MSC | Eggers, Troutman |
| | AYES: | 5 |
| | NOES: | 0 |
- *7. Approve Ratification of Change Order 7 for General Construction Project (Modernization) at Central Coast High School, Cabrillo, Marina Vista, Olson, and Stilwell Elementary Schools for Bid Package G01-1C.2 – *Strategy 6* **RESOLVED** that the ratification of Change Order 7 for General Construction Project (Modernization at Central Coast High School, Cabrillo, Marina Vista, Olson, and Stilwell Elementary Schools for Bid Package G01-1C.2 of a credit of \$30,884, be approved.
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| | MSC | Lauterbach, Troutman |
| | AYES: | 5 |
| | NOES: | 0 |

P. Consent Agenda

1. Approval of Consent Agenda - *Strategy 1* **RESOLVED** that the Consent Agenda be approved as submitted.
- *1. Approve Minutes
- November 7, 2005
 - *2. Approve/Ratify Personnel Items
 - *3. Ratify Purchase Orders from October 1, 2005 to October 31, 2005
 - *4. Ratify Warrant Register for October 1, 2005 to October 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
Marina del Mar School PTA	Marina del Mar School For field trips	\$1,400.00
Robert A. Night	Marina del Mar School For field trips for the special education class	\$1,000.00
Lifetouch National School Studios	Marina del Mar School For instructional supplies	\$417.60
David Addleman	Walter Colton School for classroom needs	\$500.00
Monterey Peninsula Foundation's Youth Fund	Monterey High School For football team uniforms	\$5,000.00
Monterey Peninsula Foundation's Youth Fund	Monterey High School For field hockey team uniforms	\$3,500.00
Ramco Ramirez Construction	Monterey High School For instructional supplies	\$700.00
Big Sur International Marathon	Seaside High School For the Health Professions Academy	\$1,250.00

- *6. Accept the Continued Funding for the Child Development Programs and Authorize Designated Personnel to Sign Contract Documents for Fiscal Year 2006/2007 (\$2,742,225)
- *7. Approve the Submission and Implementation of the Enhancing Education Technology Competitive Grant for Bay View, Crumpton, Del Rey Woods, Foothill, Highland, La Mesa, Marina del Mar, Marina Vista, Marshall, Olson, and Ord Terrace Elementary Schools (\$504,000)
- *8. Approve Out of State Trip, Los Arboles Middle School, Washington D.C, Philadelphia, New York, and Boston, June 6-13, 2006
- *9. Authorize School Facilities Consultant Agreement with Williams & Associates
- *10. Approve Demographic/Planning System Update

MSC Eggers, Haffa
 AYES: 5
 NOES: 0

Q. Reports
Strategy 1

1. Committees/
 Conferences

- Community Human Services Project No report.
- Mission Trails Regional Occupational Program Board Member Lauterbach reported that a meeting will be held next month.
- Head Start Liaison to County Office Board Member LeBoeuf reported that she will have an update included in a future Board letter.

- Board Policy Subcommittee
Board Member Troutman reported that the subcommittee has been working on a bullying policy, reviewed BP 5117 on interdistrict transfers, tabled work on a policy addressing high school graduation requirements for special education students pending new legislation, reviewed BP 4111 on recruitment, hiring, and compensation for Cabinet personnel, and reviewed BP 1300 on internal board policies relative to board absences and compensation of Board members.
- Monterey County School Boards Association
No report.
- Special Education Joint Powers Board
Board Member Troutman reported that the next meeting date might be scheduled.
- Subcommittees to the Cities of Marina, Monterey, Seaside, Del Rey Oaks, and Sand City
Board Member Lauterbach reported that she and Mr. Lamb met with City of Monterey representatives regarding the Monterey High School football field and the drainage at Colton School.

- 2. Superintendent's Report
Mr. Lamb referred to the Clark Pinnacle Charity Golf Tournament and applauded the sponsors for the efforts they made to support those schools. With the assistance of Clark Pinnacle, he reported there will be new playground equipment in place at Marshall School after the first of the year, and that spare playground equipment from Larkin and Del Monte schools will be placed in the kindergarten playground area at Marshall. With the assistance of Presidio of Monterey Garrison Commander Colonel Jeffrey Cairns and military school liaisons Cindy Rothstein and Ron Graddy, Mr. Lamb said there have been discussions about a lease agreement to use a kindergarten classroom at the Porter Youth Center, which would allow Marshall School to have an all-day kindergarten class. Mr. Lamb said if the remaining details can be worked through, all MPUSD elementary schools will offer an all-day kindergarten class beginning second semester.

R. Information

- *1. Review Proposed Schedule of Board of Education Meetings – *Strategy 1*
At the annual organizational meeting in December, the Board of Education establishes its calendar of meetings for the year. Board meetings have been typically held on the first and third Mondays, unless otherwise designated. Closed session begins at designated times with the regular meeting at 7:00 p.m., at the Instructional Materials Center. At this time, the Board review the meeting dates for the period of December 1, 2005, through November 30, 2006. Because no changes were noted, this item will come back for action at the December 5 Organizational meeting.

Board Member Eggers indicated that Board Member Noriega suggested instead of holding two regular meetings a month and having them begin at 5:30 p.m., that one all-day meeting be set each month during the workday.

Board Member Haffa said it may be difficult for those who work during the day.

Board Member Lauterbach said it will be a change for people in the audience who have jobs, and they won't be able to attend the meetings.
- *2. Review California High School Exit Exam (CAHSEE) Implications for December 2005 Graduates – *Strategy 3*
State law, enacted in 1999, required that the California High School Exit Exam (CAHSEE) standards be put in place. The CAHSEE requirement for graduation goes into effect for the class of 2006. Assistant Superintendent Carol Weesner said students who have met graduation requirements prior to the 2005-2006 school year have not been held accountable to passing the CAHSEE. She referred to current "fifth-year seniors" who were seniors in 2004-2005 and matriculating at a high school or adult school as MPUSD students work on fulfilling their graduation requirements. She said the State Department has granted school boards the option to award diplomas to these students without holding them accountable to passing the test, if they fulfill all other local graduation requirements prior to December 31, 2005. She noted if they don't complete all of the requirements and their graduation date is

pushed back to the class of 2005-2006, they will be held accountable for passing the CAHSEE exam. Mrs. Weesner said there are approximately 15-20 students who could qualify under this opportunity. This item will come back for action at the next meeting.

- *3. Receive Petition from Monterey Bay Charter School – *Strategy 2*

Education Code section 47605 requires school districts to consider becoming the charter district for proposed new charter schools within their district. At this time, the Monterey Bay Charter School (MBCS) presented a petition to the District and asked the Board to consider becoming the local educational agency which would charter their school. Mr. Lamb indicated that the Board received a copy of the petition and that Director David Hill will be making a brief presentation to the Board. He noted once the Board receives the petition, there is a 60-day period where the Board must approve or deny approval of the petition. Mr. Lamb announced that a public hearing relative to the petition will be held on December 5.

Mr. Hill provided background information and a history of the school. Cassandra Gallup, Chair of the Charter Committee that drafted the petition, spoke about the key elements of the petition. Teacher Howard Schragger presented a video emphasizing the key elements of Waldorf methods education, and an information sheet was distributed. Monterey Bay Charter School parents, teachers, and staff were acknowledged in the audience. Questions from Board members were clarified following the presentation.

Board Member Haffa said he would like to see at the next meeting information regarding ethnic diversity/demographics and Academic Performance Index (API) scores.

Mr. Hill referred to ethnic diversity and said there is a plan to recruit students throughout the District. He said there are no API scores, but the school calculated its scores through the State Department website and said grades 2-6 would have an API equivalent of 692 and the 7th and 8th graders a score of 755 if the school had an official API.

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 9:55 p.m. in memory of retired teacher Norman Larson; former Foothill School student Catherine "Rosie" Patania; and the mother of Del Rey Woods School teacher John Colombo.

Respectfully submitted,

John Lamb
Executive Secretary

JL/jif

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