

Monterey Peninsula Unified School District
Minutes
Regular Board Meeting

January 23, 2006

- A. Call to Order** The Board of Education of the Monterey Peninsula Unified School District met in regular session at 5:33 p.m. on the above date at the Instructional Materials Center, 540 Canyon Del Rey, Del Rey Oaks, California.
- The meeting was called to order by President Noriega.
- B. Roll Call – Establishment of Quorum**
- Board Members Present: Robert Eggers
Alan Haffa
Regena Lauterbach
Bettye Lusk
Carlos E. Noriega
Helen B. Rucker
Marjorie Troutman
- Staff Members Present: Robert Costa
Yvonne Despard
John Lamb
Carol Weesner
- DLI/POM/NPS Representative Present: Cindy Rothstein
- Student Board Members Present: Jordan Huller, Monterey HS
Ester Hyun Yang, 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 5:35 p.m. to discuss the following:
- 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 President Noriega.
- 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)**
- Following a brief discussion, it was the consensus of the Board to move the following items up on the agenda:
- Items R-1 and Item J after Item I
 - Items O-1 and S-3 after Item P
- Board Member Eggers motioned and Board Member Haffa seconded that the agenda be approved with the changes noted.
- Board Member Troutman noted that Items T-1 through T-4 had been tabled the last two Board meetings due to the lateness of the meetings, and requested that they also be moved up on the agenda.

Following further discussion, it was the consensus of the Board that Items T-1 through T-4 be moved up on the agenda after Item S-3.

Board Member Eggers motioned and Board Member Haffa seconded to amended their motions to also move Items T-1 through T-4 up on the agenda after Item S-3.

No additional items were added since posting of the agenda.

RESOLVED that the agenda be approved with the changes noted.

MSC	Eggers, Haffa
AYES:	7
NOES:	0

**I. Certificates/
Presentations/
Recognitions** None

R. Action Items

- *1. Appoint New Student Board Members – *Strategy 4* The second semester student Board members were seated at this time. Monterey High School Principal Dan Albert and Activities Director Linda Frye introduced Jordan Huller, and Seaside High School Principal Sheila Keifetz introduced Ester Hyun Yang.

RESOLVED that Jordan Huller be appointed as the Student Board Member for Monterey High School and Ester Hyun Yang for Seaside High School for the second semester of the 2005-2006 school year.

MSC	Eggers, Rucker
AYES:	7
NOES:	0

J. Student Board Member Reports

Jordan Huller reported on activities at Monterey High School including the winter ball, Pennies for Patients fundraiser sponsored by the Leadership Class, and mock trial competition. He reported that the Associated Student Body Commissioner of Activities recently received a \$60,000 trustee academic scholarship to the University of California San Diego. Jordan referred to the California High School Exit Exam requirements and reported that 99% of the seniors have passed the test.

Ester Hyun Yang reported on activities at Seaside High School including the winter ball, blood drive, the establishment of a café by the French Club, the establishment of a National Honor Society (NHS) scholarship fund in honor of a former NHS student who served in the Marines, a field trip to tour Stanford University and see the Broadway version of the Lion King, and mock trial competition. Ester also shared a copy of the December edition of the school newspaper.

President Noriega referred to a comment he made at the last meeting regarding time limits and a sign-up sheet, and said he erred and misread a regulation. He said past practice will continue, and if there is a need to limit the time, he will get permission from the Board.

P. Public Hearing

*1. Public Hearing
on Cypress
Grove Charter
High School
Petition

On January 3, 2006, the Board received a petition for renewal from Cypress Grove Charter High School (CGCHS). The school was initially approved on February 5, 2001, for a term of five (5) years. In accordance with Education Code sections 47605 and 47607, the petition asks that the Board consider the renewal of its charter for another term of five (5) years. Pursuant to Education Code section 47605.6b, "No later than 30 days after receiving a petition, in accordance with subdivision (a), the governing board of the school district shall hold a public hearing on the provisions of the charter at which time the governing board of the school district shall consider the level of support for the petition by teachers employed by the district, other employees of the district, and parents." At this time, Superintendent Lamb introduced CGCHS Executive Director Walt Ferguson who facilitated a presentation regarding the high school.

Mr. Ferguson introduced his wife and co-founder Wendy Ferguson, who made opening comments and spoke about the inception of the school. She said she has been a volunteer for the past five years, and said even though the school hasn't grown in huge leaps and bounds, it has been a steady deep-rooted growth in the community.

Mr. Ferguson acknowledged the parental and community support in the audience, thanked the Board for endorsing the school the past four years, provided background information regarding the school, and reported on the first graduating class and political science day.

Former CGCHS teacher Lesley Call presented a powerpoint presentation on the school's profile to include information relative to who they are, student and community demographics, enrollment data, and how the school operates. She said over 24% of the students are federal or military students, 40% are from Seaside, and 23% from Marina. Ms. Call spoke about CGCHS being a member of the Central Coast Section (CCS), receiving a three-year Western Association of Schools and Colleges (WASC) accreditation, courses being A-G approved, steady increase in Academic Performance Index (API) scores, and California High School Exit Exam passing rates. She reviewed projected enrollment and said it is anticipated that the school will meet its cap of 400 students by the 2009-2010 school year.

A video that was created, directed, and produced by the CGCHS film class was presented. Ms. Call said it is their idea of what Cypress Grove is.

Parent representatives Mike Johnson and Carla Hitchcock spoke about their experiences with the school, said the school is an option for students in the community, urged the Board to keep the school as it is, and renew the charter.

At this time, Mr. Ferguson introduced Cathi Vogel, chief business officer and former superintendent, who spoke about the financial section presented with the petition.

Ms. Vogel presented the highlights of the school's multi-year strategic plan, outlined the following key variables for the next five years, and addressed other areas relative to the budget:

- Major student characteristics to include the number of students, socio-economic status of the students, and all other key variables associated with students that relates to the funding model.
- Staff characteristics to include teaching equivalents, and the number of staff and support people who will be assisting in the students' instructional services.
- The budget is predicated that the students take a 7-period day and the teachers teach a 5-period day.
- For all other areas of the budget, the funding basis by each individual component has been identified.

- Revenues are conservative in the projections. With the Governor's proposed funding for charter schools, the school will meet the requirements of a recommended reserve level by the end of the school year.
- There have been challenges relative to the business management of the charter school that is in the process of being resolved with assistance and collaborative on both parties.
- The financial plan is solid, and during the next five years the school will meet all legal requirements relative to the filing of timely audit reports, and provide accurate interim reports and budget reports.

Ms. Vogel said the school merits consideration and urged approval of the petition. She emphasized that the charter school and the team that developed the budget plan would like to meet and discuss any questions that arise relative to the plan, and pledged to continue to work with the District to demystify all aspects of the charter school's financial plan.

Carrie Smith, teacher, spoke about student activities at the school including mock trial, Model United Nations Conference, winter ball, and boys and girls sports. She distributed a petition for renewal signed by teachers who expressed interest in continuing to teach at the charter school next year, and thanked the Board for its support.

Stephanie Herrick, Monterey County Office of Education (MCOE) speech pathologist on behalf of the administration, parents, and teachers of the special education classes located at the Stilwell site, spoke in support of the CGCHS staff, its programs, and service learning students, and said they hope to have the opportunity to continue the partnership with the school.

Mr. Ferguson distributed letters of support from the following community members:

- Sam Farr, 17th District Congressman
- Ralph Rubio, Seaside Mayor
- Michael Houlemard, Fort Ord Reuse Authority Executive Officer
- Ron Johnson, Boys & Girls Clubs Vice President of Operations
- Gail Yulich, MCOE Autism Spectrum Disorders Program Principal
- Caprice Young, CEO and President of California Charter School Association

He spoke about building community and the school's collaboration with California State University Monterey Bay service learning students.

The following students shared their experiences at Cypress Grove and expressed support for the renewal of the petition:

- Vince Pierce, student
- Johnny Geoghegan, Student Body President
- Ben Leisure, sophomore

Mr. Ferguson thanked the presenters, spoke about the school's learning model, and expressed CGCHS's willingness to continue working with the District to help all students. He expressed concern regarding the possible relocation of Central Coast High School to the Stilwell campus, and hoped if the establishment of a Marina High School moves forward, that the District will realize the impact it will have on the CGCHS program. Mr. Ferguson acknowledged a positive relationship with District office staff and the continuance of building those relationships. He spoke about challenges the school is facing with the District, and asked the Board to search deeply to find solutions to the issues. Mr. Ferguson recommended that the Board designate someone to serve as a charter school liaison, and that the charter schools be allowed to present periodic reports to the Board. He also suggested that a task force be established to address the needs of the charter school and District. Mr. Ferguson reaffirmed the request to extend CGCHS's charter for an additional five years.

(Ester left at 8:13 p.m.)

A recess was taken at 8:14 p.m. and the meeting reconvened at 8:22 p.m. to take the following action:

Due to the length of the agenda, President Noriega polled the number of people wishing to comment during the public hearing. Following a brief discussion, it was the consensus of the Board to hear public comment until 8:55 p.m.

The public hearing on the Cypress Grove Charter High School petition for renewal opened at 7:25 p.m.

The following students, parents, and community members shared their experiences and expressed their support for the Cypress Grove Charter High School petition for renewal:

- Tyler Vocolka, student
- Rick Heuer, community member
- Rob Sanders, parent
- Kathryn McKowen-Taves, parent
- Catherine Hertzberg, aunt of student
- Cindy Rothstein, for Presidio of Monterey Garrison Commander Jeffrey Cairns
- Cindy Rothstein, speaking as a community member
- Julie Posey, parent
- Ania Flatau, senior
- President of Parent Teacher Organization (PTO)
- Jasmine Hedwall, sophomore
- Lloyd Ferguson, junior
- Kathryn Horton, freshman
- Jillian Van Balen, student
- Dani Foster, freshman
- Sarah Mayden, freshman
- Maria Flatau, parent

Carlos Ramos, MPUSD volunteer, referred to an earlier petition for sponsorship by the Monterey Bay Charter School (MBCS). He said the Board raised the bar by asking whether MBCS received support from grassroots organizations that are trying to improve the options for the children in their respective communities. Mr. Ramos said diversity is defined laterally and vertically, and requested a percentage breakout of diversity as it relates to the students and teachers. He referred to a previous comment about keeping everything the same, and said in business you can't do business as you did yesterday. He asked the Board to continue to look at what MPUSD is about, look at the charter school's standards and determine whether the school has made the fiduciary and budgetary requirements, and ask what is it that the Board needs to know to help this petition.

Brad Hitchcock referred to Mr. Ramos' comments and said it is not just about money and business; it is about providing educational opportunities for the children. He said Cypress Grove is an option, and he urged the Board to renew the charter's petition.

Being there no other comments, President Noriega closed the public hearing at 8:54 p.m.

O. Consent Agenda

1. Approval of Consent Agenda - *Strategy 1* Board Member Eggers motioned and Board Member Lusk seconded that the Consent Agenda be approved as submitted.

Board Member Lauterbach requested that Item O-1.9 be pulled from the Consent Agenda, and that it be agendaized for the next meeting under Information. (Consensus of the Board)

Board Member Troutman requested that Items O-1.1 and O-1.10 be pulled for discussion.

Board Member Eggers motioned and Board Member Lusk seconded to amend their motion to approve the Consent Agenda with the exception of Consent Items 1, 9, and 10.

RESOLVED that the Consent Agenda be approved with the exception of Consent Items 1, 9, and 10.

- *1. ~~Approve Minutes~~
~~–January 9, 2006~~
- *2. Approve/Ratify Personnel Items
- *3. Ratify Purchase Orders from December 1- December 31, 2005
- *4. Ratify Warrant Register for December 1- December 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	Del Rey Woods School For instructional supplies	\$840.72
Del Rey Woods PTA	Del Rey Woods School For playground equipment	\$8,000.00
Clark Pinnacle Charity Golf Tournament	La Mesa School For instructional supplies	\$32,500.00
Clark Pinnacle Charity Golf Tournament	Marshall School For instructional supplies	\$32,500.00
Clark Pinnacle Charity Golf Tournament	Fitch Middle School For instructional supplies	\$13,000.00
Walter Colton PTA	Walter Colton School For the library program	\$301.14
Albertsons	Los Arboles Middle School For the librarian's salary	\$953.80
Linda J. Thompson, Antone Ara Bia Trustee	Monterey High School For the Antone Ara Bia Memorial Scholarship Fund	\$39,200.00
Monterey High Wrestling Booster Club	Monterey High School For the wrestling program	\$6,600.00
Richard Kanak & Shirley Dickson	Seaside High School For the Health Professional Academy program	\$250.00
George & Ruth Nye	Seaside High School For the Health Professions Academy program	\$400.00

- *6. Accept Available California Department of Education Child Development Contracts (Child Care \$173,000; State Preschool \$152,000; and Full State Preschool \$152,000)
- *7. Accept California Department of Education Funding for Instructional Supplies (\$3,690)
- *8. Approve the Submission and Implementation of the Tobacco-Use Prevention Education (TUPE) High School Tobacco Grant for Seaside and Monterey High Schools and Central Coast Continuation High School, Health Services (NTE \$114,595)
- ~~*9. Approve Architectural Master Contract~~
- ~~*10. Approve Out of State Trip, Seaside High School, February 11-18, 2006, to Washington, D.C.~~

MSC Eggers, Lusk
AYES: 7
NOES: 0

Board Member Troutman referred to the minutes of January 9, 2006 (Item O-1.1), and received clarification on a statement that Superintendent Lamb made at that meeting.

Board Member Troutman referred to the policy for approving out-of-state field trips (Item O-1.10) six months in advance. Superintendent Lamb reviewed the procedures and rationale for approving the out-of-state field trip request. There was brief discussion regarding the process for approval. Board Member Rucker referred to the annual field trips and suggested that those items be listed as one agenda item and submitted to the Board for approval.

(Jordan left the meeting at 8:59 p.m.)

RESOLVED that the Consent Agenda be approved Consent Items 1, and 10.

- *1. Approve Minutes
- January 9, 2006
- *10. Approve Out-of-State Trip, Seaside High School, February 11-18, 2006, to Washington, D.C.

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

S. Reports
Strategy 1

*3. Facilities Task Force
Report

On August 15, 2005, the Board received information about the formation of a facilities task force. That task force was designed to have broad-based representation from the schools and communities: one parent from each school site, one student from each high school, one community representative from each of the five cities selected by each mayor, one community representative from each trustee area selected by each trustee, and one representative from the bargaining groups and management team. The group was given the charge to develop a series of recommendations for Superintendent review and subsequent presentation to the Board in late January 2006. Superintendent Lamb referred to the District's Strategic Plan relative to developing and implementing means to ensure that the facilities meet the needs. In the Board packet was an interim report containing ten areas of findings and recommendations. At this time, he introduced Consultant Rob Corley who facilitated the work of the task force.

Mr. Corley acknowledged task force members in the audience, and said the task force has indicated they would like to be kept informed of how the recommendations will be implemented. He reviewed the scope of work and said the goal among the committee members was consensus of the core items and that the work represents a broad slice of the community. Mr. Corley said some task force members have requested that they be allowed to continue the work until completion and adoption of the Facilities Master Plan and fulfillment of any other tasks assigned by the Superintendent. He highlighted the following ten areas of findings, recommendations, and guiding principals:

1. Restoring Trust with the Community
2. Focus on Existing Schools as well as New Schools
3. Attracting and Retaining Enrollment
4. Proposed New High School in Marina
5. Recently Reconfigured Schools Need Attention
6. Boundary Changes
7. Reasons to Start Modernization Round 2
8. Surplus Properties
9. Future Bond Issue
10. Citizen Advice and Oversight

The following task force members shared their perspectives relative to the process:

Lara Thompson, Marshall School PTA President, spoke from the perspective of a military parent and said the District needs to compete with other districts and bring standards up relative to the appearance of the schools and curb appeal. She said the interim report highlights options that include working in partnership with the community and military. Ms. Thompson said parity is critical with facilities, as well as the restoration of trust with the community. She recommended more communication and transparency with the District, so they understand what the issues are. She said the military has a strong tradition of community involvement and volunteerism, and the more informed they are, the more they can be invested in the schools.

Teri Penko, Olson and Los Arboles Middle School parent, spoke about the condition of the facilities, and said the buzz word throughout the task force is "parity." She said across the Board the sites are in dire need of attention, updating, remodeling, and reconfiguration. Ms. Penko said it is time to be proactive and look to the future. She said the task force has given clear, action steps to guide the Board. She urged the Board to apply their forward thinking vision to the recommendations of the committee, trust staff, recreate the 7-11 Committee and follow through with their suggestions, visit sites, and talk to principals and staff. Ms. Penko said as a team, a lot can be accomplished.

Elizabeth Panetta, Bay View School parent, said she felt positive about her experience on the task force and believed that an important dialogue was established among parents and community leaders in the District. She said the group is anxious to find ways to give MPUSD students the best school experience possible, and that her optimism about the future of MPUSD is a direct reflection of her experience on the task force. Ms. Panetta said the task force looks forward to Board response.

At this time, the floor was opened for Board and staff questions and public comment.

Superintendent Lamb said what has been presented is a well rounded, global interim report, and that staff looks forward to direction from the Board relative to next steps. He said copies of the interim report will be made available at the next Peninsula Governance Collaborative, and will be shared with others as well.

There was brief discussion regarding the best format to review each recommendation in depth, develop a timeline, and begin a possible cost analysis for implementation.

Board Member Eggers suggested a Board study session and to invite the task force members and public to interact with the Board.

Board Member Haffa concurred with Board Member Eggers, and also expressed the importance of continuing the task force's work. He urged staff to keep in mind the balance of the group and to reexamine the representation if a member is not able to continue.

Following a brief discussion, it was the consensus of the Board to set a special Board meeting on Monday, February 27, 6:30 – 9:00 p.m., at the Instructional Materials Center.

Superintendent Lamb said Recommendation 1.5 to provide complete agendas with support documents on the website will be in effect by next week. He referred to Recommendation 8.1 relative to the re-establishment of a 7-11 Committee, and said if directed by the Board, an Information item can be agendized on February 6 followed by subsequent action on February 21.

Board members expressed appreciation to the task force and staff for their efforts.

Task force member Mariphil Romanow-Cole thanked Mr. Corley for his work in facilitating the meetings.

Public Comment:

John McCutcheon, Marina resident and California State University Monterey Bay (CSUMB) employee, commended the task force for a good report, but said he didn't see the depth that will be needed to make decisions. He referred to the buildings by Imjin Parkway being torn down and replaced by new housing, and the summer groundbreaking of 492 CSUMB affordable and workforce housing units that will be completed and occupied in a year. As the task force and staff continues its work, he asked that they look at the demographics of the existing school sites in the northern part of the District and address the infrastructure to support the new developments. He referred to the potential establishment of a high school district in Marina that would provide an opportunity for additional state funding not just for the high school, but elementary and middle schools. He spoke about the recommended actions relative to no new portables and the goal to remove all portable classrooms in the District. Mr. McCutcheon asked if the District does not seek funding to build additional classrooms, what will happen to the children who come from the new developments, because the District is already accommodating its students in portable classrooms?

Richard Grahman said this is a great first step, but the heavy lifting has yet to be done. He spoke about the need for criteria for the closing and opening of schools, the establishment of guidelines for attendance boundaries, and who will do the work. Mr. Grahman said the report is a good capture of the needs, but lacks how do you get there.

Rick Heuer, Facilities Task Force member, noted it is an interim report and that the task force wanted to do the heavy lifting beginning day one and provide a detailed, comprehensive master plan. He said data is still being pulled together by staff, and is the reason why many task force members indicated a willingness and desire to continue the work. Mr. Heuer said because of the timeline, it was important to get to the Board the level of information they had.

Kathie Buaya, Facilities Task Force member, said she was amazed about the passion of everyone involved, said MPUSD is no longer one big community, and believed that bringing the communities together was important. She said the group concurred about the need for small oversight committees for issues that need to be addressed, and she expressed appreciation for the efforts and contributions that each task force member brought to the table.

T. Information

- *1. Review Board Policy 1300 – Internal Board Policies, Individual Board Members

Superintendent Lamb reviewed the changes relative to Board member's absences and compensation made by the Board Policy Subcommittee. He said the changes specify what compensation and attendance expectations will be, possible reasons for excused absences, and a process for Board member credit for absence.

Board Member Eggers requested a sample California School Boards Association (CSBA) policy relative to Board compensation and attendance and any other agendized policies prior to voting on the item. He noted that the Board is working with CSBA to revise its policies.

Superintendent Lamb said he will provide Board members with CSBA sample policies that speak to the four policies agendized for Information.

Board Member Troutman said CSBA doesn't have anything equivalent to the Subcommittee's proposed policy on Board compensation and absences, nor anything related to recruitment and hiring. She said they are unique for MPUSD.

Board Member Haffa expressed appreciation for the work of the Board Policy Subcommittee, and asked if it makes sense to have the kind of detail that the proposed policy states for absences. He said it will create a situation where the Board President or Superintendent will be put in an awkward situation as far as having to enforce it. Board Member Haffa said the public votes the Board into office, so if a Board member is absent frequently, the public should hold that Board member accountable. He indicated that he would also like to review the Monterey County Office of Education (MCOE) Board policy on absences.

Superintendent Lamb referred to current wording on the policy that has not been enforced, and said the subcommittee felt this might be the time to enforce the current policy or modify it so it can be followed.

Board Member Lauterbach, a member of the subcommittee, said the rationale is there have been great absences on the Board, and felt it needed be addressed.

It was the consensus that staff be directed to provide Board members with a copy of the MCOE Board policy that relates to absences, as well as provide CSBA sample policies for this item and the other three policies that are being brought to the Board for Information at this time.

- *2. Review Board Policy 4111 – Personnel – Recruitment/Hiring & Compensation of Cabinet Personnel

Assistant Superintendent Robert Costa said Board Policy 4111 was reviewed by the Board Policy Subcommittee, and said it is a major revision addressing the recruitment/hiring and compensation of Cabinet personnel. Mr. Costa said CSBA has a policy regarding the recruitment of contracted employees, but is not as finite as the proposed policy.

- *3. Review Board Policy 5117 – Students, Interdistrict Transfers

Support Services Director Yvonne Despard said Board Policy 5117 was previously reviewed by the Board Policy Subcommittee and taken to the Board for Information, and sent back to the subcommittee for revisions. She noted revisions made included updated reasons for the revocation of an interdistrict transfer. She said CSBA has a sample policy on interdistrict transfers that does not go into as much detail as the proposed District policy.

In response to a question regarding families moving into the District and lack of verification of future change of residence, Superintendent Lamb clarified this policy is not for new enrollees, and that it addresses a student moving to a home in another school attendance area.

- *4. Review Board Policy 5131 – Students, Conduct – Anti-Bullying Policy

Superintendent Lamb said Board Policy 5131 was reviewed by the Board Policy Subcommittee and is being brought to the Board for input.

Following a brief discussion, it was the consensus that the following revisions to the policy be made:

- Page 1, second line, re-insert "and safe."
- Page 2, Enforcement of Standards, change "expected" to "required."
- Page 2, Enforcement of Standards, after first sentence add "Employees are also required to file a written report with their immediate supervisor."

K. Communications

Board Member Lauterbach acknowledged letters from parents and students from the Concerned Citizens for Ord Military Community.

In addition to letters received from the Concerned Citizens for Ord Military Community, Board Member Lusk acknowledged an invitation to the Colton Honors Breakfast, communication from a Seaside High School teacher relative to community work with health professions personnel, and Clark Pinnacle relative to its \$13,000 donation to the JROTC program for equipment replacement and the establishment of a scholarship fund for students entering JROTC in college.

In addition to letters received from the Concerned Citizens for Ord Military Community, President Noriega acknowledged a thank you letter from NAACP relative to his involvement with the Rosa Parks event and Board member participation in the Martin Luther King march and celebration, e-mail from the Olson PTA President expressing support for a Marina high school, minutes from the last Special Education Local Plan Area meeting, and California School Employees Association election results.

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

None.

M. DLIFLC/POM/NPS Representative Report

Cindy Rothstein reported on the first day of Marshall School's full-day kindergarten program at Porter Youth Center, and the partnering of Marshall School and the Porter Youth Center for an after school homework lab.

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

Ewalker James, Seaside resident, reminded that the month of February is Black History Month and spoke about upcoming activities in the schools and community. He also provided Board members with information regarding a February 16 Tribute to Black History sponsored by the Seaside Cultural Arts Group.

Q. Student Issues

(Board Member Lusk left the meeting at 10:30 p.m.)

- *1. Consider Expulsion Case 05/06-08

RESOLVED that the student in Expulsion Case 05/06-08 be expelled from schools in the Monterey Peninsula Unified School District for the remainder of the 2005-2006 school year; and

BE IT FURTHER 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:	6 (Board Member Lusk was not present during the vote)
NOES:	0

(Board Member Lusk returned to the meeting at 10:32 p.m.)

- *2. Consider Expulsion Case 05/06-09

RESOLVED that the student in Expulsion Case 05/06-09 be expelled from schools in the Monterey Peninsula Unified School District; and

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

MSC	Troutman, Eggers
AYES:	7
NOES:	0

- *3. Consider Readmittance Case 04/05-03

RESOLVED that the student in Expulsion Case 04/05-03 be readmitted to schools in the Monterey Peninsula Unified School District.

MSC	Eggers, Lusk
AYES:	7
NOES:	0

R. Action Items

- *2. Accept Annual Audit
– Fiscal Year 2004-
2005 – *Strategy 1*

In accordance with Education Code 41020, an annual audit is required of all district funds by a state-approved auditing firm and that such audit shall be presented to and accepted by the Governing Board.

Steve Wescoatt, representing the firm of Perry-Smith, LLP, Certified Public Accountants, reviewed the 2004-2005 audit and clarified questions from Board members regarding the audit findings and recommendations. He noted the added number of procedures the audit firms are now required to do, and said the audit guide continues to expand and put pressure on district staff to be aware of new laws and regulations in new areas. Mr. Wescoatt said for the 2005-2006 audit, there have been even more new requirements added to the audit guide with respect to charter schools; and the 2006-2007 audit guide will have additional requirements with respect to personnel and teacher contracts. He said if staff is not aware of the new requirements, it may result in an audit finding.

(Board Member Eggers left the meeting at 10:38 p.m.)

Board Member Lauterbach referred to previous audits and noted the same recommendations and findings, in particular vacation accrual.

President Noriega expressed similar concerns, and in speaking to the Chief Business Officer, he said it came down to lack of staff. He suggested that staff be asked to come up with a plan on how to address this issue and provide benchmarks. He said the Board should also determine if it is time to audit what responsibilities are at the District Office, and is there staff to do all of those responsibilities?

Assistant Superintendent Personnel Services Robert Costa said vacation accruals have exceeded Board Policy, and are primarily custodial staff. Principals have been asked to develop a plan that would allow custodians to take vacation days throughout the year and burn off the excess days.

(Board Member Eggers returned to the meeting at 10:42 p.m.)

In response to Board Member Rucker's concern regarding the number of carryover findings from year to year, Mr. Westcoatt said one of the big issues is turnover in staff, particularly in the Business Office. He said it is difficult to develop a comprehensive plan and affects all of the operations in the District.

Following further discussion, it was the consensus of the Board that staff be directed to come back with a progress report by the first meeting in April.

At this time, President Noriega opened the floor for public comment.

Rick Heuer said he was struck by two items of the audit --- the carryover findings and the District's methodology for average daily attendance (ADA) and enrollment. He wanted to know what methodology was done in order to come up with the estimates, and suggested that the District may need to look at a way that is more realistic so planning for the future will be easier.

Carlos Ramos referred to recommendations to the Board that were made by a business committee prior to the terms of Board Members Haffa, Lusk, and Rucker. He said the Board wouldn't have been boxed into certain situations today if they accepted the input of the committee. Mr. Ramos spoke about a forensic, rhetorical-type audit of the leadership of the past two to three Board presidents, and said it might be part of the context that will shed more light, so the Board can move forward and not make those same mistakes. Mr. Ramos urged the Board to listen to community committees, not go in a different direction, and to move forward.

RESOLVED that the annual audit, as conducted by the firm of Perry-Smith, for fiscal year July 1, 2004 to June 30, 2005, be accepted and forwarded to the County Office and State.

MSC Eggers, Haffa
 AYES: 7
 NOES: 0

*2. Approve Resolution #05/06-3: Deny Monterey Bay Charter School Petition – *Strategy 3*

At the January 9, 2006, meeting, the Board took action to deny the Monterey Bay Charter School Petition for Sponsorship. Attached to the agenda was a response from District staff related to the Monterey Bay Charter School's notes and responses to the Superintendent's report on the Monterey Bay Charter School Proposal. Due to a clerical oversight, the Board was not presented with a formal resolution to deny the petition for sponsorship at its January 9 meeting.

RESOLVED that Resolution #05/06-3: Deny Monterey Bay Charter School Petition be approved.

MSC Rucker, Lusk
 AYES: 7
 NOES: 0

S. Reports - *Strategy 1*

1. Committees/
 Conferences

- Community Human Services Project No Report.
- Mission Trails Regional Occupational Program No Report.
- Head Start Liaison to County Office No Report.
- Board Policy Subcommittee No Report.
- Monterey County School Boards Association No Report.
- Special Education Joint Powers Board Board Member Troutman reported on the January 19 Special Education Joint Powers Board meeting and the second reading of the transfer of Monterey County Office of Education (MCOE) special education programs to MPUSD.

 In response to Board Member Eggers' question about MPUSD having a public hearing before the MCOE special education programs are transferred to the District, Superintendent Lamb said the District has not entered into any formal discussions. It is anticipated that a recommendation will be brought to the Board in February. He said anything that has been discussed with the County has been informal and the issues relative to the possible transfer are still in the process of being clarified.
- Subcommittees to the Cities of Marina, Monterey, Seaside, Del Rey Oaks, and Sand City No Report.

2. Superintendent's Report

Superintendent Lamb reminded that State Superintendent of Public Instruction Jack O'Connell will be holding a forum at the Instructional Materials Center on January 25. He also reported on a potential visit by the Governor to Seaside High School to speak on his bond measure for \$1 billion for career tech programs. He said the tentative event will be held on January 27 and that he will share the details as soon as it becomes available.

- U. Board Member Request(s) for Information and/or Possible Future Agenda Items** Board Member Haffa requested a report on alternatives for 2006-2007 legal services, to include the potential cost savings from hiring a full-time staff attorney to reduce the dependence on the use of consultants.
Board Member Lusk requested a report on intervention programs that will support students who are on a fast track to expulsion. She spoke about inviting someone to speak to the Board at a future meeting.
- V. Board Self-Evaluation, as Applicable** None.
- W. Closed Session** There was no need for the Board to go back into closed session.
- X. Adjournment** The meeting adjourned at 11:05 p.m. in memory of retired teacher Lorraine Burton; former MPUSD Board member Mary Lou Stutzman; and Linda McGee, wife of La Mesa School Head Custodian Will McGee.

Respectfully submitted,

John Lamb
Executive Secretary

JL/jif

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