

**SAN DIEGO UNIFIED SCHOOL DISTRICT**

**Minutes of the Regular Meeting, 2:00 P.M.  
Tuesday, June 28, 2011  
4100 Normal Street  
San Diego, California 92103**

**A regular meeting of the Board of Education of the San Diego Unified School District, County of San Diego, California, was held in the Auditorium of the Eugene Brucker Education Center on June 28, 2011.**

**Present: Members Barnett, Barrera, Beiser, Evans, and Jackson**

**Absent: None**

**President Barrera called the meeting to order at 11:00 am in room 2249 and announced the matters to be considered in Closed Session.**

**President Barrera reconvened the meeting in open (public) session at 2:00 pm**

**A. Public Participation**

**Rosalvo Barbosa and Gus Chavez provide public testimony to the Board regarding Promise Charter School; Cynthia Perez-Pothier, Becky Breedlove, Andra Schmitt, Don Masse, and Steve Scheidle provided public testimony to the Board regarding budget items; and Jonathan Smith provided public testimony to the Board regarding Green Solutions Energy Management.**

**B. Opening Ceremony**

**Student Presentation: None**

**C. Report of Closed Session Actions and Superintendent and Board Information Reports**

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**1. Report on Closed Session**

**Superintendent Kowba reported that the Board in closed session had approved the appointment of area superintendents, Brenda Campbell, David Lorden, Shirley Wilson, Marian Phelps, Mitzi Merino, and Gilbert Guterrez, Jr.**

**2. Superintendent's Information Report (OE-4; OE-11) (Attachment C2)**

**D. Adopt Agenda**

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1. Adopt Agenda (GC-2)

Motion by member Jackson, seconded by member Beiser to adopt the agenda was approved unanimously.

### **E. Superintendent's Consent Agenda (Attachments E)**

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Prior to the vote on the Consent agenda, Ethel Larkin provided public testimony regarding item E9. Items E32, E40, and E49, were withdrawn from the Consent Agenda and items E1 and E7 were withdrawn from the agenda. Motion by member Beiser, seconded by member Jackson to approve the revised Consent Agenda was approved unanimously.

Following the completion of all other other items on the agenda, motion by member Evans, seconded by member Barnett to approve item E32, reclassifications for the Facilities Planning and Construction & Auxiliary Services reorganization, was approved with member Jackson voting no.

Motion by member Evans, seconded by member Barnett to approve item E40, agreement with Nestle Waters North America Inc., was approved with member Jackson voting no.

Motion by member Jackson, seconded by member Evans to approve E 49, agreement with West-Tech Contracting, Inc. for the removal or demolition of portable buildings and termination for convenience of agreement with Whillock Contracting, Inc for the removal or demolition of portable buildings, was approved unanimously.

### **F. Student Instructional Matters**

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1. Transitional Kindergarten Program; BUDGETED: YES, EARLY CHILDHOOD EDUCATION PROGRAMS (OE-2) (Attachment F1)

Motion by member Jackson, seconded by member Barnett to approve the Transitional Kindergarten Pilot for 2011-12 was approved unanimously.

### **G. Board Consent Agenda**

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1. Approval of Minutes: Regular Meetings, May 24, 2011, June 7, 2011; Special Meetings, May 31, 2011, June 2, 2011, June 14, 2011 (withdrawn)

Motion by member Jackson, seconded by member Evans to approve Regular Meeting minutes May 24, 2011, June 7, 2011, Special Meetings, May 31, 2011, June 2, 2011 was approved unanimously.

2. Annual Reenactment of Resolutions for the Conduct of District Business as Authorized Under Law for the 2011-12 School Year (GC-2) (Attachment G2)

Motion by member Jackson, seconded by member Evans to approve the annual reenactment of resolutions for the conduct of District business was approved unanimously.

3. Authorization to Excuse Board Member Absence

Motion by member Jackson, seconded by member Evans to approve member Jackson's absence from the June 14, 2011 special meeting was approved unanimously.

## **H. Operational Matters Reserved for the Board**

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1. Operations and Efficiency Ad Hoc Committee, Tiger Teams Update (Barnett and Beiser)

(Information Only)

2. Resolution to Ban the Use of Polystyrene Lunch Trays (Beiser) (Attachment H2)

Motion by member Beiser, seconded by member Jackson to adopt the resolution to Ban the Use of Polystyrene Lunch Trays was approved unanimously. Prior to the vote on the resolution, Ericka Swartz, Saskia Onggo, Justin Cervi, Victoria Mellow, Lexi Steigerwald, Sydney Werner, Micheline Wagnern, Sarah Staten, students from Vista Grande Elementary presented their research on polystyrene, and Cathy Calcagno, Lori Saldana, Ramon Partido, and Hugh Moore provided public testimony to the Board.

3. ITEM WITHDRAWN BY BOARD MEMBER: Appointment of Representative to the Proposition S Independent Citizens Oversight Committee (ICOC) (Jackson)

4. Human Resources Division Request to Waive Section 12.2.1, of the San Diego Education Association (SDEA) Collective Bargaining Agreement; BUDGETED: N/A (OE-5) (Attachment H4)

Motion by member Jackson, seconded by member Beiser to approve waiver of SDEA agreement, Section 12.2.1, was approved unanimously.

5. Adoption of District's Proposal to Administrators Association San Diego City Schools (AASD), Certificated Supervisor Unit, Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H5)

Motion by member Jackson, seconded by member Beiser to approve District's Proposal to AASD, certificated supervisor unit, was approved unanimously

6. Adoption of the District's Proposal to Administrators Association San Diego City Schools (AASD), Classified Supervisory Unit, Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H6)

Motion by member Jackson, seconded by member Beiser to approve District's Proposal to AASD, classified supervisory unit, was approved unanimously.

7. Adoption of the District's Proposal to San Diego Education Association (SDEA), Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H7)

Motion by member Jackson, seconded by member Evans to approve the District's Proposal to SDEA, was approved unanimously.

8. Adoption of the District's Proposal to California School Employees Association (CSEA), Chapter 724, Operations-Support Services (OSS), Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H8)

Dan Ortiz, Ethel Larkins, and Glen Degler provided public testimony to the Board regarding the District's Proposal to CSEA, OSS. Motion by member Evans, seconded by member Barnett to approve the District's proposal to CSEA, OSS, was approved unanimously.

9. Adoption of the District's Proposal to California School Employees Association (CSEA), Chapter 788, Office-Technical and Business Services (OTBS), Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H9)

Motion by member Jackson, seconded by member Evans to approve the District's proposal to CSEA, OTBS, was approved unanimously.

10. Adoption of the District's Proposal to California School Employees Association (CSEA), Chapter 759, Paraeducators (PARA), Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H10)

Motion by member Jackson, seconded by member Evans to approve the District's proposal to CSEA, PARA, was approved unanimously.

11. Adoption of the District's Proposal to San Diego Schools Police Officers' Association, Reduction in Force – Impact and Effects; BUDGETED: N/A (OE-5) (Attachment H11)

Motion by member Jackson, seconded by member Evans, to approve the District's proposal to San Diego Schools Police Officers' Association, was approved unanimously.

12. 2011-12 Furlough Days Memorandum of Understanding (MOU) with California School Employees Association (CSEA), Chapter 759, Paraeducators (PARA); BUDGETED: N/A (OE-5) (Attachment H12)

Motion by member Jackson, seconded by member Evans to approve the MOU with CSEA PARA, was approved unanimously.

13. 2011-12 Furlough Days Memorandum of Understanding (MOU) with San Diego Education Association (SDEA); BUDGETED: N/A (OE-5) (Attachment H13)

Motion by member Jackson, seconded by member Evans to approve the 2011-12 furlough days MOU with SDEA, was approved unanimously.

14. Tentative Agreement with San Diego Education Association (SDEA) Regarding Impact and Effects of Layoffs; BUDGETED: N/A (OE-5) (Attachment H14)

Motion by member Jackson, seconded by member Evans to approve the tentative agreement with SDEA regarding layoffs, was approved unanimously.

15. Proposed Process for Redistricting of Board Member Districts (Attachment H15)

Motion by member Jackson, seconded by member Barnett, to direct staff to immediately send out a Request for Proposal (RFP) for a firm to provide district support and expertise with redistricting matters, establish a Citizens' Committee to oversee the operation consisting of five members, one appointee per Board member, and expedite the process in order to meet the October 1, 2011, was approved with member Barnett voting no.

Motion by member Barrera, seconded by member Evans to have Board members provide their nominees to the Redistricting Committee by the end of the week for approval by the Board at next meeting, was approved unanimously.

## **I. District Operations**

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1. Public Hearing and Adoption of the 2011-12 District Budget and Resolution to Certify Fiscal Solvency for the Subsequent Two Years (OE-6) (ITEM WILL NOT BE HEARD BEFORE 5:00 P.M.) (Attachment I1)

Rachel Rivera, Marissa Ramirez, Troy Ang, Bey Ling Sha, Amy Monroe, Michael Cook-Johnson, Heather Polen-Johnson, Kathryn Mead, Carrie Jiampa, and Rosario Ortiz provided public testimony to the Board regarding the budget.

Motion by member Jackson, seconded by member Evans to adopt the 2011-12 District budget and resolution to certify fiscal solvency for the subsequent two years, was approved with member Beiser voting no.

2. Governmental Accounting Standards Board (GASB) Statement 54 Resolutions, Policies and Procedures; BUDGETED: N/A (OE-6) (Attachment I2)

Motion by member Jackson, seconded by member Evans to approve the GASB 54 Statement, Resolutions, Policies and Procedures, was approved with member Beiser voting no.

3. Human Resources Monthly Update - Review of May Data; BUDGETED: N/A (OE-5) (Information Only)

4. Public Hearing and Resolution to Dedicate an Easement and Right-of-Way upon District-Owned Property (portion of Hoover High School site) to the City of San Diego (4 Votes Required); BUDGETED: N/A (OE-9) (Attachment I4)

Motion by member Evans, seconded by member Beiser to adopt the resolution dedicating an easement (portion of Hoover High) to City of San Diego, was approved unanimously.

5. Resolution of Intent to Sell District-Owned Property, Located at Fairbrook Road and Rue Fontenay in Scripps Ranch 92131 (Requires 4 votes); BUDGETED: N/A (OE-10) (Attachment I5)

Motion by member Beiser, seconded by member Evans to adopt the resolution of intent to sell property located at Fairbrook Road was approved unanimously.

6. Authorization to Negotiate a Joint-Use Agreement with Little Italy Association Regarding Off-Leash Dog Park on Land Adjacent to Washington Elementary School and Exception to Administrative Procedure 5150 in Order to Proceed with Agreement; BUDGETED: N/A (OE-9) (Attachment I6)

Motion by member Evans, seconded by member Barrera to approve authorization to negotiate a joint-use agreement with the Little Italy Association, was approved with member Jackson voting no.

7. Public Hearing on Categorical Flexibility Transfers and Authorization to Use Funds for 2011-12 Flexible Categorical Programs: BUDGETED: YES, CATEGORICAL FUNDS (OE-2; OE-6) (Attachment I7)

Motion by member Evans, seconded by member Barrera to approve categorical flexibility and authorize use of funds for 2011-12 flexible categorical programs, was approved with member Jackson voting no.

## **J. Public Participation**

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**Teri Ang and Lindsey Kovelant provided public testimony to the Board regarding budget issues.**

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## **K. Recess**

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**L. Informal Debriefing: Meeting and Process**

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**The Board members debriefed the meeting.**

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**M. Adjourn**

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**President Barrera adjourned the meeting at 5:45 p.m. The next regular meeting will be held on July 5, 2011.**

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**Board Action Officer**

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