



SAN DIEGO UNIFIED SCHOOL DISTRICT
MEETING OF THE BOARD OF EDUCATION
TUESDAY, MARCH 29, 2011
4100 NORMAL STREET
SAN DIEGO, CALIFORNIA 92103

MINUTES

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 4100 Normal Street, San Diego, California on March 29, 2011.

Present: Members Barnett, Barrera, Beiser, and Evans

Absent: Jackson

- Call to Order President Barrera called the meeting to order at 2:00 p.m., in room 2249 and announced the matters to be considered in Closed Session.
- Adjourn to Closed Session President Barrera announced that the Board would be adjourning to Closed Session.
Kathryn Lackman, Tara Norton, Lisa Smith provided testimony to the Board regarding a personnel matter; Berta Macias provided testimony to the Board regarding a student matter.
- Call to Order President Barrera called the Open Session meeting to order in the Auditorium at 5:00 p.m., with all members present, except member Jackson, and introduced student representative to the Board, Nancy Sokhis, Patrick Henry High School. The Lincoln High School Army JROTC Color Guard presented the colors.
- Public Testimony Non-Agenda Items Josephine Cruz provided testimony regarding Sherman Elementary; Matthew Kahal, Geoffrey McCloud, Gloria Cooper, Sakeenah Shabazz, Marcos Tovar, Mayra Rodriguez, Amy Hunt, Ellen Breakespear-Rodgers, Karen Moffitt, Becky Breedlove, Ann MacDonald, Tara Howell, Laurie Roeder, Lydia Cooley, Mary Lou Baranowski, Mark Anderson, Lee Trahan, Suzanne Serafin, Ethel Larkin, Glenn Degler, Lisa Catanzarite, Emilio Guida, Fabian Marquez, Frank Wypychowski, Pamela Holzman, Ian Trahan, Ty Guzk, John Pisopia, Ed Yandall, Lance Wren, Robert Dorsey, Richard Kelly, Patricia MacIntyre, and Cindi Elrod, provided public testimony regarding budget issues; Francine Maxwell provided testimony regarding class size; and Sally Smith provided testimony regarding the fraud hotline.
- Student Presentation Student Presentation: San Diego Cluster (Area 3) – Sherman Elementary School: Overview of Parent Institute for Quality Education (PIQE) and Dual Language Program
Sherman Elementary students provided the student presentation.
- Admin. Assignments Administrative Assignments (Attachment C1) (Information)
Superintendent Kowba reported out the actions taken in closed session regarding administrative assignments.

Supt. Info

Report Superintendent Information Report (Attachment C2)

Adopt Agenda Motion by member Barnett, seconded by member Beiser to adopt the agenda was approved unanimously.

Consent Superintendent's Consent Agenda

Prior to the vote, items E.3., E.28., and E.35., were withdrawn from the Consent Agenda and item E.50., was withdrawn from the agenda. Motion by member Barnett, seconded by member Beiser to approve the revised Consent Agenda was approved unanimously.

Following all other items on the Board's agenda the Board considered the items removed from the Consent Agenda. Motion by member Barnett, seconded by member Evans to continue for 30 days item E.3., authorization to Perform Phase II Work and Authorization to Pay for Phase III Work Performed Pursuant to Agreement with Dolinka Group Regarding Redevelopment, for further review by the General Counsel, was approved unanimously.

David Page provided public testimony regarding item E.28., Consolidation Application, Parts I and II for funding Categorical Aid. Motion by member Barnett, seconded by member Barrera to adopt the resolution and approve the Consolidation Application, parts I and II for funding categorical aid was approved with member Beiser voting no.

Ethel Larkin and Glen Degler provided public testimony regarding item E.35., classification items. Motion by member Barnett, seconded by member Beiser to approve item E.35., classification items, was approved unanimously.

Curfew Sweep Presentation on Curfew Sweeps by Captain McKinney, San Diego Police Department (Attachment F1) Information Only

San Diego Police Department Captain McKinney provided information to the Board on Curfew Sweeps.

SPSA 2010-11 Single Plans for Student Achievement (SPSAs) and Categorical Budget Summaries for 24 Schools (Attachment F2)

Motion by member Evans, seconded by member Barnett to approve the SPSAs was approved unanimously.

Career Ready & College Prep Implementation of Career Ready and College Preparatory Task Force Recommendations (Attachment F3)

Chris Lawrence, Andrea Guerrero, Alberto Ochoa, Kevin Kennan, Bill Freeman, Becky Breedlove, Elizabeth Lou, and Pat Washington provided public testimony to the Board prior to the vote on the Career Ready and College Preparatory Task Force Recommendations.

Motion by member Barnett to approve recommendations 1, 2, and 5 died for lack of a second. Motion by member Barnett, seconded by member Beiser to approve recommendation 1, Align district graduation subject requirements with UC/CSU 'a-g' subject requirements was approved unanimously.

Motion by member Barnett, seconded by member Barrera to approve recommendation 2, to add career readiness graduation requirements, failed, no action taken in that members Barnett and Barrera voted yes and members Beiser and Evans voting no. Motion by member Barnett, seconded by member Beiser to refer recommendation 2 to the College Career Technical Education (CCTE) Task Force for further review and analysis and report back to the Board with a recommendation, was approved unanimously.

Motion by member Barnett to ask staff to provide a detailed analysis of the cost for recommendation 3, increase of credits required for graduation from 44 to 48 died for lack of a second.

Motion by member Beiser, seconded by member Evans to approve recommendation 4, Require new graduation requirements be implemented with the class of 2016, was approved with member Barnett voting no.

Motion by member Barnett, seconded by member Evans to approve recommendation 5, Encourage extra support for students earning D and F grades, was approved unanimously.

2011 Summer School 2011 General Education Summer School Program (Attachment F4)

Motion by member Evans, seconded by member Beiser to approve the Superintendent's recommended 2011 general education summer school program was approved with member Barrera voting no.

Textbooks Proposal for Purchase of District-Adopted Instructional Materials and Textbooks for the 2011-12 School Year (Attachment F5)

Motion by member Evans, seconded by member Beiser to approve the Superintendent's recommended instructional materials for 2011-12 was approved unanimously.

Girard Charter Charter Petition for Girard Charter Middle School (Attachment F6)

Cinda Doughty, David Yeager, Deirdre Alpert, Susan Wolking, and Lisa Berlanga provided public testimony to the Board prior to the Board action. Motion by member Barnett, seconded by member Barrera to approve the Girard Charter Middle School Petition for a three-year school term beginning on July 1, 2011 and expiring on June 30, 2014, with the conditions as recommended by staff and added that, 1) the Charter Board shall include a San Diego Unified School District Board of Education appointed representative, 2) the Charter be required to hold annual elections for board officers in which all parents (one vote per family) and employees shall participate, 3) the charter be restricted to three-year term, but if the charter meets the following two conditions by April 29, 2011, a five year term is approved, a) the Charter starts with reserves equal to one year's projected rent and b) the Charter "principal" will have a

record showing three years API improvement at his/her most recent academic assignment; and adoption of the staff report as the findings.

After discussion of the Board, President Barrera passed the gavel and moved an amendment to the motion, seconded by member Evans, to encourage the petitioners to work with staff to develop a process for a democratically elected Board for the Charter, within Education Code requirements, was approved unanimously.

The motion as amended and restated to approve the Girard Charter Middle School Petition for a three-year school term beginning on July 1, 2011 and expiring on June 30, 2014, with the conditions as recommended by staff and added that, 1) the Charter Board shall include a San Diego Unified School District Board of Education appointed representative and 2) the charter be restricted to three-year term, but if the charter meets the following three conditions by April 29, 2011, a five year term is approved, a) the Charter starts with reserves equal to one year's projected rent, b) the Charter "principal" will have a record showing three years API improvement at his/her most recent academic assignment, and c) encourage the petitioners to work with staff to develop a process for a democratically elected Board for the charter, within Education Code requirements; and adoption of the staff report as the findings, was approved unanimously.

Special
Education
Local
Plan

Public Hearing and Approval of the 2010-11 Annual Service and Budget Plans for the Local Plan for Special Education (Attachment F7)

Motion by member Evans, seconded by member Barrera to approve the 2010-11 Annual Service and Budget Plans for the Local Plan for Special Education was approved unanimously.

Minutes

Motion by member Barnett, seconded by member Evans to adopt and approve Minutes of Special Meetings, February 10, 2011, February 19, 2011, February 22, 2011, and Regular Meeting, February 15, 2011 was approved unanimously.

Motion by member Barnett, seconded by member Evans to excuse member Jackson from the March 29, 2011 regular meeting was approved unanimously.

General
Counsel

Employment Agreement for General Counsel (Attachment G3)

Motion by member Barnett, seconded by member Evans to approve the employment agreement for General Counsel, Larry Schoenke, was approved unanimously.

Tiger
Teams

Operations and Efficiency Ad Hoc Committee, Tiger Teams Update (Barnett and Beiser) (Information Only)

Board Trustees Barnett and Beiser provided an update on the work of the Tiger Teams.

Meeting
Schedule

Scheduled of Board of Education Meetings, July-December 2011 (Attachment H2)

Motion by member Evans, seconded by member Barrera to approve the July-December 2011 schedule was approved unanimously.

Personnel Resolution Delegating Authority to Superintendent to Make Personnel Appointments
Appointment (Attachment H3)
Delegation

Bruce McGirr provided public testimony to the Board prior to the vote on the personnel appointment delegation.

President Barrera passed the gavel in order to move that item H3 be tabled to the April 12, 2011 meeting, died for lack of a second.

Motion by member Barnett, seconded by member Beiser to adopt the resolution delegating authority to the superintendent to make all personnel appointments except that the General Counsel will be jointly appointed by the Board and the Superintendent, as described in Barnett alternate version2 resolution. An amendment to the motion was made by member Evans, seconded by member Beiser, to add that Cabinet level appointments would be appointed by the Superintendent subject to approval of the Board; and the Board and Superintendent would jointly appoint the Deputy Superintendent, Academics, Deputy Superintendent, Business, the General Counsel, and the Board Services Director, was approved with member Barnett voting no. The motion as amended to delegate to the Superintendent all personnel appointments except Cabinet level appointments will be appointed by the Superintendent subject to approval of the Board; and the Board and Superintendent would jointly appoint the Deputy Superintendent, Academics; Deputy Superintendent, Business; the General Counsel and the Board Services Director, was approved with member Barnett voting no.

Restoration of Services to Students (Barrera) (Attachment H4)
Restoration of Services

The following individuals provided public testimony to the Board regarding restoration of services: Lisa Alonso, Lucille Park, Sally Tom, Kristin Blackman, Becky Breedlove, Bill Freeman, and Camille Zombro.

Motion by member Barrera, seconded by member Beiser to direct that the \$7.3m in CCDC funds freed up by the Board's previous action on item I4, be used specifically to fund general education programs within the CCDC redevelopment area and the adjacent neighborhoods to fund programs currently funded by the general fund, and then with the \$7.3m being freed up from the general fund, use those funds to immediately restore in the 2011-12 budget some K-3 positions; and rescind the March 10 action of the Board to eliminate up to 30 FTE of administrative positions and the 200 plus additional notices sent to non-administrative staff, teachers, using the additional administrative savings newly identified by staff in the amount of \$3.2m to restore some of the VAPA and school nursing programs. Following discussion of the Board the motion was withdrawn.

Motion by member Barrera, seconded by member Beiser to direct that the \$7.3m in CCDC funds freed up by the Board's previous action on item I4, be used specifically within the CCDC redevelopment area and the adjacent neighborhoods to fund programs currently funded by the general fund, and then with the \$7.3m being freed up from the general fund, use those funds to immediately restore in the 2011-12 budget some K-3 positions. Members Barrera and Beiser voted yes and members Evans and Barnett voted no. No action was taken on the motion in that

it did not receive a majority affirmative vote, the motion fails.

Motion by member Evans, seconded by member Barrera to direct the Superintendent to earmark the CCDC funds for educational programs in the designated area and direct staff to continue working to review all funds, CCDC, state and federal, to find funds to restore positions, teachers, nurses, etc. Following discussion of the Board, the motion was withdrawn.

President Barrera passed the gavel and moved, seconded by member Barnett, to rescind the 30 FTE administrative positions added to the PKS resolution on March 10 and the 200 plus additional non-administrative, teacher, layoff notices issued was approved unanimously.

President Barrera passed the gavel and moved, seconded by member Beiser to take the \$3.2m newly identified by staff in additional central savings and use those funds to immediately restore some combination of VAPA resource teachers, nurses, and counselors and the Superintendent will come back to the Board with specifics of the restoration plan, was approved with member Barnett voting no.

Promise & Tubman Promise and Tubman Charter Schools Board of Directors (Barrera) (Attachment H5)

President Barrera passed the gavel and moved, seconded by member Beiser, to direct the Superintendent to work with all key stakeholders in the Promise and Tubman Charter School communities to establish a process for a democratically elected Board of Directors, was approved unanimously.

Lisa Berlanga, Lidia Scinski, Sherri Wallace, Lola Simeon-Nanchmann, Dercell Eubanks, Marissa Drago, Rosaline Gonzales, Janelle Torres, Linida Torres, David Rios, Jose Villaescuz, Paul Liedman, Paulina Juarez, Gabina Ramirez, and David Villaescuz provided public testimony to the Board prior to the vote on the above item.

Finance Human Resources and Finance Monthly Updates: Review of February Data (Attachment I1) (Information Only)

Chief Finance Officer Ron Little reported on the February Data.

Prop S Audits Proposition S Financial and Performance Audits for Fiscal year 2010 (Attachment I2)

Motion by member Barnett, seconded by member Beiser to approve the acceleration of track and artificial turf football field installations at Kearny, Mission Bay, Serra, and University City high schools; and the acceleration of 11, whole-site modernization projects at the following sites: Foster, Franklin, Jerabek, Lee, Miller, Miramar Ranch, Oak Park, Penn, and Perry Elementary Schools, Scripps Ranch High School, and Iftin Charter at the Jackson Elementary site, was approved unanimously.

Downtown Library School Funding Options for the Downtown Library/School Project (Attachment I4)

Motion by member Barnett, seconded by member Beiser to fund the downtown library school project with Proposition S funds instead of CCDC funds was approved unanimously.

Elizabeth Nagy provided public testimony to the Board prior to the vote on the above item.

Charter Final Offers for Allocation of Facilities for Charter Schools under Proposition 39
School (Education Code Section 47614) for the 2011-12 School Year (Attachment I5)
Facilities

The following individuals provided public testimony to the Board prior to the vote on the final offers for facilities under Proposition 39: Lisa Berlanga, Esther Omogbehin, Susan Fahey, Courtney Young, Carrie Pierce, Cynthia Miranda, Lourdes Rodriguez, Brandi Woods, DeAnte Jones, Christine Kuglen, Ayaan Ahmed, Nimo Hadji, Nacario Wilson, Abdirisak Yusuf, Ms. Woods, and Maslah Yusuf.

Motion by member Barnett, seconded by member Barrera to accept and approve the staff recommendations for final offers of Charter school facilities and direct staff to continue to discuss with Charters the issue of co-location outside of Proposition 39 offers; and direct staff that the rental charge should not be more than the Charter is currently paying at their private location, was approved unanimously.

OE-10 Operational Expectations Monitoring Report, OE-10, Asset Protection (Attachment I6)
Asset

Motion by member Beiser, seconded by member Evans to approve the monitoring report for OE-10 Asset Protection as compliant with exceptions at section 10.4 was approved unanimously.

Public Gerry Knuppel, Lori Schmersal and Rick Jackson provided public testimony to the Board
Testimony regarding budget issues.

Debrief Board members debriefed the meeting.

ADJOURNMENT

President Barrera adjourned the meeting at 11:35 p.m. The next regular meetings of the Board of Education will be held on Tuesday, April 12, 2011 in the Eugene Brucker Education Center, 4100 Normal Street, at 2:00 p.m., closed session and 5:00 p.m., open (public) session.

Board Action Officer