



SAN DIEGO UNIFIED SCHOOL DISTRICT  
MEETING OF THE BOARD OF EDUCATION  
TUESDAY, DECEMBER 11, 2007  
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 December 11, 2007.

Present: Members Acle, de Beck, Jackson, Lee and Nakamura.

Absent: None

- Call to Order President Acle called the meeting to order at 12:00 p.m. in Room 2249 and announced the matters to be considered in Closed Session.
- Adjourn to Closed Session President Acle announced that the Board would be adjourning to Closed Session. Bonnie Berry addressed the Board regarding a student matter. Colleen Francke and Erica Herrera addressed the Board regarding Balboa Elementary School. Marjorie Thomas, Ethel Daniels, and Shirley Weber addressed the Board regarding Valencia Park Elementary.
- Call to Order President Acle reconvened the meeting in Open Session in Room 2249.
- Report of Closed Session President Acle stated that the Governing Board had been meeting in Closed Session regarding matters listed on today's Closed Session agenda. Mr. Acle announced that no reportable actions were taken in Closed Session.
- Call to Order President Acle called the Open Session meeting to order in the Auditorium at 3:35 p.m., with all members present.
- Public Testimony Non-Agenda Items President Acle asked if there was anyone present who wished to address the Board on matters of school district business not listed on the agenda. Robert Sadler and Maria Overton addressed the Board regarding a construction project at Serra High School. Chuck Taylor addressed the Board regarding "Zach's Resolution" on driver education. Chris Lawrence addressed the Board regarding Earth Science courses. Sally Smith addressed the Board regarding the need for experienced principals in schools. John Lee Evans addressed the Board regarding the structure and Board meeting agenda items. Claudia Guzman addressed the Board regarding a school site issue.
- Pledge Madison High School JROTC presented the Colors and Mr. Acle introduced Adali Martinez, San Diego High School and Phylycia Willis, Lincoln High School student representatives to the Board. Mr. Acle welcomed all those persons present in the auditorium.
- Minutes It was moved by Member Lee, seconded by Member Jackson, that the minutes of the

Special Meeting, October 18, 2007, Special Meeting, October 20, 2007, Special Meeting October 29, 2007 and Regular Meeting, November 13, 2007 be approved. The motion carried, with Member de Beck absent during the vote on this item.

Resolution in the Matter of the Recognition of January 15, 2008, as the Birthday of Dr. Martin Luther King, Jr. (Attachment 5.a.)  
Luther King

It was moved by Member de Beck, seconded by Member Nakamura, to adopt the Resolution recognizing the Birthday of Dr. Martin Luther King, Jr. The motion carried with all voting yes.

Provisional Internship Permit  
Approval of Provisional Internship Permit for a teacher assigned to severe shortage areas.

It was moved by Member Lee, seconded by Member Jackson, approval of the Permit. The motion carried with Member de Beck absent during the vote on this item.

MOU Disaster Relief  
Adoption of Memoranda of Understanding between the San Diego Unified School District and San Diego Education Association (SDEA), California School Employees Association (CSEA) Chapter 788 - Office-Technical Business Services (OTBS), Chapter 759 – Paraeducators (PARA), and Chapter 724 Operations-Support Services (OSS), and San Diego City Schools Police Officers Association (POA) regarding disaster relief leave and additional personal necessity leave for employees adversely affected by the 2007 San Diego County fires, in accordance with Section 3547.5 of the California Government Code and Section 1031 of the Bylaws of the Board of Education. (Attachment 7.a.2.)

It was moved by Member Jackson, seconded by Member Lee, to approve the MOU regarding disaster relief leave. The motion carried with Member de Beck absent during the vote on this item.

MOU SDEA Visiting teacher Teachers with Pay  
Adoption of Memorandum of Understanding between the San Diego Unified School District and San Diego Education Association (SDEA) providing long-term visiting teachers pay for visiting teachers and Child Development Center visiting teachers for responding to absences as a result of the San Diego County fires of October 2007, in accordance with Section 3547.5 of the California Government Code and Section 1031 of the Bylaws of the Board of Education. (Attachment 7.a.3.)

It was moved by Member Jackson, seconded by Member Lee, to approve the MOU regarding visiting teachers pay. The motion carried with Member de Beck absent during the vote on this item.

MOU SDEA Evaluations  
Adoption of Memorandum of Understanding between the San Diego Unified School District and San Diego Education Association (SDEA) extending the excessing process and certificated evaluations timelines due to the District's closure as a result of the San Diego County fires of October 2007, in accordance with Section 3547.5 of the California Government Code and Section 1031 of the Bylaws of the Board of Education.

(Attachment 7.a.4.)

It was moved by Member Jackson, seconded by Member Lee, to approve the MOU regarding certificated evaluation timelines. The motion carried with Member de Beck absent during the vote on this item.

Adopt  
Tentative  
Agreement  
SDEA

Adoption of the Tentative Agreement between the San Diego Unified School District and the San Diego Education Association (SDEA), as the exclusive representative of the Certificated Bargaining Unit, for the 2007-08 reopener negotiations of Article 7 – Wages and Article 9 – Health and Welfare, in accordance with Section 3547.5 of the California Government Code and Section 1031 of the Bylaws of the Board of Education. (Attachment 7.a.5.)

Michael Goldwater, Linda Johnson, Larry Isom, Kathy Deacon, Ethel Larkin and Camille Zombro provided public testimony on item 7.a.5.

agreement  
item.

It was moved by Member Jackson, seconded by Member Lee, to adopt the tentative with SDEA. The motion carried with Member de Beck absent during the vote on this item.

SAIT

Acceptance of School Assistance and Intervention Team (SAIT) Third Progress Reports for Marshall Elementary School, Mann School of Expedition, and Roosevelt Middle School. (Attachment 7.b.1.)

It was moved by Member Jackson, seconded by Member Nakamura acceptance of the progress reports. The motion carried with Member de Beck absent during the vote on this item.

Promotion/  
Retention  
Plan

District Promotion/Retention Plan: A System of Interventions to Support Student Learning. (Attachment 7.b.2.a.)

Informational report presented to the Board. This item will be on a future meeting agenda for action.

Revisions  
Grade 8

Revisions to Grade 8 Promotion/Retention Policy. (Attachment 7.b.2.b.)

Promotion/  
Retention  
Policy

Norma Trost, Denis Lobo, Eric Kangas, John Evans, Camille Zombro and William Penick addressed the Board prior to the vote on the Revisions to Grade 8 Promotion/Retention Policy.

It was moved by Member Lee, seconded by Member Nakamura to approve the proposed revisions to the Grade 8 Promotion/Retention Policy. The motion carried with Member Jackson voting no.

Board  
Policy  
Changes

Approval of changes to Board Policies F-2600 and H-3500 and Administrative Procedures 4255 and 6156 regarding parental notification and early release of students to obtain confidential medical services. (Attachment 7.b.3.)

Andrea Gerrero, Debbie Fritsch, Vince Hall, Jennifer Small, Mark Niblack and Kathy Ryan provided public testimony on the proposed changes to Board Policies.

Motion by Member Jackson, seconded by Member Nakamura to revise Proposed Policy F-2600(a), Option A to state, "... the nurse and/or counselor shall be available to meet and confer with the student to provide support and guidance as appropriate. The nurse and/or counselor may also work with the student in a non-coercive manner to facilitate and encourage disclosure by the student to her parents or guardians, unless the nurse or counselor has reasonable cause to believe that disclosure would present a clear and present danger to the health, safety, or welfare of the minor student." The motion failed, all members except Member de Beck who was absent during the vote, voting no.

This item will be brought back to the Board at a later date.

2008-09 Title I Eligibility and Ranking 2008-09 Plan for Title I Eligibility Ranking and Participation (First Reading). (Attachment 7.b.4.)

David Page, Diane Haney, and William Penick addressed the Board regarding the 2008-09 Plan for Title I Eligibility Ranking and Participation prior to the discussion on this item.

Washington Elementary School Update. (Attachment 7.b.5.)

Anabel Mendieta, Mark Schwartz, Nicolas Watson, Susan Wills, Maelin Levine, Todd Ruth, William Moran, Jeannie Heffley, Susan Victor, Maria Puente, Angela Velasquez, Bruce Husson, Stacy Chiang, Camille Zombro, Marion Snell, Nancy Loevinger, Nancy Scull, Mike Havluciyar, Carmela Rios, Jasmine Ramirez, Anabel Schultz, Fran Pillersdorf, Eric Birnbaum, Elaine Reyes, Marianna Moran, Fernando Acosta, Martha Antunez, Marc Capitelli, Lori Ryan, and Graham Russo addressed the Board regarding Washington Elementary School and the Harborside Program.

PPO Report Physical Plant Operations Task Force Second Quarterly Information Report. (Attachment 7.c.)

Phil Stover of the Portolan Group addressed the Board regarding the Physical Plant Operations Task Force Report prior to the discussion on this item.

2007-08 First Interim Financial Report Approval of the Fiscal Year 2007-08 First Interim Financial Report in Compliance with Education Code Section 42130. (Attachment 7.d.1.)

Member Nakamura moved, seconded by Member Lee approval of the 2007-08 First Interim Financial Report. The motion carried with Member Acle voting no, and Member de Beck absent during the vote on this item.

Annual Financial Statements Annual Financial Statements for Fiscal Year 2006-07 presented by External Auditor, Vicenti Lloyd & Stutzman (VLS). Linda Saddlemire, and Tina Henton representing VLS, presented the Auditor's Report and Dan McAllister, Chair, Audit & Finance Committee presented the committee's response to the auditor's report. (Attachment 7.d.2.)

Member Nakamura moved, seconded by Member Lee approval of the Annual Financial Statements for Fiscal Year 2006-07. The motion carried with all voting yes.

Consent from Calendar Prior to the vote on the Consent Calendar, items 8.a.4., and 8.c.11.-8.c.14. were removed from the Consent Calendar. Motion by Member Jackson, seconded by Member Lee to approve the revised Consent Calendar. The motion was approved with all voting yes except Member de Beck who was absent during this item.

Item 8.a.4., Agreement with Dr. Thomas H. Olson, motion by Member Nakamura, seconded by Member Lee to delay action and refer issue to Superintendent-Elect, Terry Grier. There was no action taken as Members Nakamura and Lee voted yes and Members Aclé and Jackson voted no. Member de Beck was absent during this item.

Motion by Member Jackson to approve the agreement with Dr. Thomas H. Olson died for lack of a second.

Items 8.c.11. through 8.c.14., amendments to architectural contracts, motion by Member Nakamura, seconded by Member Lee to approve items 8.c.11. through 8.c.14. The motion passed with Member Jackson voting no and Member de Beck absent during this item.

Supt's Items Administrative Assignments The Superintendent of Schools presented the following recommendations: (Attachment 9.a.)

Member Jackson moved, seconded by Member Lee approval of the Administrative Assignments in Group A. The motion passed with all voting yes.

Motion by Member Jackson, seconded by Member Lee the Administrative Appointment in Group B. The motion passed, with Member Nakamura voting no.

Student Expulsions Member Jackson moved, seconded by Member Lee, approval of the Student Expulsions. The motion passed with Member de Beck absent during the vote on this item. (Attachment 9.b.)

Student Readmits None.

Unfinished Business None

New None

Business

Board Member Items Appointment of Meghann Hughes to the Community Advisory Committee for Special Education.

Member Nakamura moved, seconded by Member Jackson the approval of the appointment of Meghann Hughes. The motion carried with Member de Beck absent during the vote on this item.

ICOC Reappointment Reappointment of Leon Brooks and Jesus Garcia to the Independent Citizens Oversight Committee (ICOC) for a three year period ending December 2010.

Member Jackson moved, seconded by Member Nakamura approval of the appointments. The motion carried with Member de Beck absent during the vote on this item.

Supt. Search Update President Acle reported that the Board was continuing the process to select a Superintendent for San Diego Unified School District.

Report on Special Board Meeting Report on Special Board Meeting held November 26, 2007 with Bill Attea, Hazard, Young Attea & Associates on the Role of a Board Member, Board President, and the Superintendent, and Board Goals. (Attachment 12.e.)

Member Lee moved, seconded by Member Nakamura to carry these items forward to a future meeting. The motion carried with Member de Beck absent during the vote on this item.

Readoption of Bylaws Annual Readoption of the Bylaws of the Board of Education. (Attachment 12.f.)

Member Lee moved, seconded by Member de Beck readoption of the Bylaws. The motion carried with all voting yes.

Annual Organization of Board of Education Annual Organization of the Board of Education pursuant to Education Code Section 35143 for the period December 12, 2007 through December 9, 2008. (Conduct election for President and Vice President) (Attachment 12.g.)

Prior to the election of officers, Larry Isom, Kathy Deacon and Michael Goldwater provided public testimony supporting Member Jackson as President.

President Acle called for the casting of votes by ballot for election of President of the Board of Education. On ballots 1 through 3 no member received a majority of the votes of the Board. On the fourth ballot, member Katherine Nakamura received the votes of a majority of the Board. Board Action Officer Cheryl Ward declared that member Katherine Nakamura had been elected President of the Board of Education to serve for the period December 12, 2007 through December 9, 2008. (Attachment 12.g.)

President Acle called for the casting of votes by ballot for the election of Vice President of the Board of Education. On the first ballot, member John de Beck received the votes of a majority of the Board. Board Action Officer Cheryl Ward declared that member John de Beck had been elected Vice President of the Board of Education to serve the period December 12, 2007 through December 9, 2008.

Public Testimony President Acle asked if there was anyone present who wished to address the Board on matters of school district business not listed on the agenda.

the Dan Courtney addressed the Board regarding the former Scripps Elementary School site. Mshinda Nyofu, Maria Avila Canchola, Matilde Antunez and Nancy Cruz addressed the Board regarding JROTC programs and Lincoln High School. Kathy Deacon addressed the Board regarding the history of salary overpayments and contract language. Larry Isom addressed the Board and thanked Dr. Cohn for his service to the District.

Adjourn to Closed Session President Acle announced that the Board would be adjourning to Closed Session in Room 2249.

Call to Order Having completed the Closed Session, President Acle reconvened the meeting in Open Session in Room 2249.

Report of Closed Session President Acle stated that the Governing board had been meeting in Closed Session regarding matters listed on today's Closed Session agenda and wished to announce that no reportable actions were taken in closed session.

Adjournment President Acle adjourned the closed session meeting at 10:55 p.m., to be reconvened on Thursday, December 13, 2007 at 1:00 p.m., in Room 2249 at 4100 Normal Street, San Diego.

Closed Session On December 13, 2007 the Board reconvened the meeting in closed session. The closed session meeting was adjourned to Monday, December 17, 2007 at 3:30 p.m., in Room 2249 at 4100 Normal Street, San Diego.

On December 17, 2007 the Board reconvened the meeting in closed session. The closed session meeting was adjourned to Thursday, December 20, 2007 at 10:00 a.m., in Room 2249 at 4100 Normal Street, San Diego.

On December 20, 2007 the Board reconvened the meeting in closed session. The closed session meeting was adjourned to Thursday, December 27, 2007 at 10:00 a.m., in Room 2249 in Room 2249 at 4100 Normal Street, San Diego. The December 27, 2007 closed session meeting was changed to Friday, January 4, 2008 at 10:00 a.m., in Room 2249 at 4100 Normal Street, San Diego. The January 4, 2008 closed session meeting was changed to Wednesday, January 9, 2008 at 10:00 a.m., in Room 2249 at 4100 Normal Street, San Diego. The January 9, 2008, 10:00 a.m., meeting time was changed to 3:00 p.m.

The Board reconvened the meeting in closed session at 3:00 p.m., on January 9, 2008. The closed session meeting was adjourned to Friday, January 11, 2008 at 3:00 p.m., in Room 2249 at 4100 Normal Street, San Diego. The Friday, January 11, 2008 closed session meeting at 3:00 p.m., was changed to begin at 11:00 a.m.

The Board reconvened the closed session meeting on Friday, January 11, 2008 at 3:00 p.m. The closed session meeting was adjourned to Thursday, January 17, 2008 at 3:00 p.m., in Room 2249 at 4100 Normal Street, San Diego. The January 17, 2008 closed session meeting at 3:00 p.m., was changed to Wednesday, January 16, 2008 4:00 p.m., and was changed to January 17, 2008 at 2:00 p.m., in Room 2249 at 4100 Normal Street, San Diego. The January 17, 2008 meeting at 2:00 p.m., was not convened. The closed session meeting adjourned on December 11, 2007 and reconvened on the dates noted above was adjourned on Friday, January 11, 2008.

#### ADJOURNMENT

President Nakamura adjourned the meeting on Friday, January 11, 2008. The next regular meeting of the Board of Education will be held on Tuesday, January 22, 2008 in the Eugene Brucker Education Center, 4100 Normal Street, at 12:00 (noon).

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Board Action Officer