

MINUTES

REGULAR PUBLIC MEETING OF THE BOARD OF EDUCATION
 SAN DIEGO UNIFIED SCHOOL DISTRICT
 AUDITORIUM, EDUCATION CENTER
 4100 NORMAL STREET
 SAN DIEGO, CA 92103

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October 14, 1997

1:00 p.m.

					AGENDA ITEM	ACTION AUTHORIZED BY BOARD
Present	X	X	X	X	<p>ATTENDANCE AT THIS REGULAR PUBLIC MEETING (Board Members who arrive after meeting begins will be noted as "Present" at point in this agenda at which they arrive.)</p> <p>I. <u>CLOSED SESSION</u> (1:00 p.m., Room 2249)</p> <p>Closed session to consider the appointment, employment, dismissal, complaints against, or evaluation of performance of a public employee; to consider matters of student discipline; to discuss pending litigation with legal counsel as authorized by Government Code Section 54956.9(a) [<u>California School Employees Association v. Board of Education, San Diego Superior Court Case No. 707784; Apple v. San Diego Teachers Association CTA/NEA; San Diego Unified School District, U.S. District Court Case No. 96-1904 K JFS</u>] (b) and (c); and to discuss the Board's position regarding matters within the scope of representation under the Educational Employment Relations Act (EERA) and instruct the Board's designated representative.</p> <p>II. <u>OPEN SESSION</u> (2:30 p.m., Auditorium)</p> <p>A. <u>PLEDGE OF ALLEGIANCE</u></p> <p>President Ottinger introduced student representatives to the Board Maria Furan-Geyerman, University City High School and Amy Cihak, Scripps Ranch High School.</p> <p>B. <u>SUPERINTENDENT'S SPECIAL REPORT</u></p> <p>1. Spotlight on Success: "Pride Club" at Kroc Middle School, a self-esteem/academics program.</p> <p>Superintendent Pendleton introduced Judy Walker, principal, Cynthia Roberts, financial clerk, and former students from Kroc Middle School who provided Board members with a report on their participation in the "Pride Club."</p> <p>Members Sue Braun and Frances Zimmerman returned to the meeting.</p>	<p>President Ottinger adjourned the meeting to closed session at 1:00 p.m., with all members present.</p> <p>At 2:30 p.m., the Board reconvened in public session with all members present except Frances Zimmerman and Sue Braun.</p>
	X			X		

 These minutes of a meeting of the Board of Education of the San Diego Unified School District were approved as to legality and form by the GENERAL COUNSEL on 10/31/97 and approved and accepted by the BOARD OF EDUCATION on 11/4/97

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AGENDA ITEM

ACTION AUTHORIZED BY BOARD

B. SUPERINTENDENT'S SPECIAL REPORT

Motion X
Second X
Ayes X X X X X
Nays
Abstain

2. Resolution in the Matter of the Observance of the YWCA Week Without Violence, October 19-25, 1997.

Adopt. See EXHIBIT B which is made a part of these minutes.

Superintendent Pendleton introduced Janie Davis, YWCA Executive Director who accepted the resolution.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

3. Resolution in the Matter of the Observance of Red Ribbon Week, October 23-31, 1997.

Adopt. See EXHIBIT B which is made a part of these minutes.

Superintendent Pendleton introduced Jack Campana, Comprehensive Health and Physical Education Director, who accepted the resolution.

D. ADOPTION OF CONSENT CALENDAR

Motion X
Second X
Ayes X X X X X
Nays
Abstain

Action by the Board of Education in "Adoption of Consent Calendar" at this point of the agenda means that all items appearing in this agenda which have asterisks (*) in the right-hand column (which items constitute the "Consent Calendar") are adopted by one single motion unless a Member of the Board or the Superintendent request that any such item be removed from the "consent calendar" and voted upon separately. Generally, "consent calendar" items are matters which Members of the Board and the Superintendent concur are routine in nature and should be acted upon in one motion to conserve time and permit focus on other-than-routine matters on this agenda.

Approve and adopt Consent Calendar.

Board members discussed items H.18., and K.1.c., prior to the vote on the Consent Calendar.

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	<p>E. <u>REPORT ON LEGAL MATTERS</u></p> <p>1. Public report of action taken in Closed Session pursuant to Government Code Section 54957.1.</p> <p>2. Service of Summons and Complaint in the matter of <u>Crane Development Corporation, a California corporation v. San Diego Unified School District, et al.</u> (Municipal Court Case No. 595465) for alleged breach of contract and common counts.</p> <p>3. Service of Summons and Complaint in the matter of <u>Anwar I. Olivas, a minor, by and through Rosa Janopoulo his Guardian ad Litem; Rosa Janopoulo, as parent of plaintiff v. San Diego Unified School District, et al.</u> (Municipal Court Case No. 590647) for alleged damages occurring on or about April 29, 1996, at Serra High School.</p> <p>4. Service of Summons and Complaint in the matter of <u>Bertha L. Williams v. San Diego Unified School District, et al.</u> (Superior Court Case No. 713787) for alleged damages occurring on or about September 25, 1995.</p>	<p>None.</p> <p>Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against this lawsuit. See EXHIBIT E which is made a part of these minutes.</p> <p>Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against this lawsuit. See EXHIBIT E which is made a part of these minutes.</p> <p>Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against this lawsuit. See EXHIBIT E which is made a part of these minutes.</p>

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E. REPORT ON LEGAL MATTERS

5. Service of Summons and Complaint in the matter of The Explorer Insurance Company v. San Diego Unified School District, et al. (Superior Court Case No. 713721) for alleged damages occurring on or about December 18, 1996 in the vicinity of State Route 163.

Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against this lawsuit. See EXHIBIT E which is made a part of these minutes.

6. Service of Summons and Complaint in the matter of John B. Evans, a minor, by John M. Evans, his Guardian Ad Litem v. San Diego Unified School District, et al. (Superior Court Case No. 714035) for alleged damages occurring on or about February 13, 1997, at Mira Mesa High School.

Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against this lawsuit. See EXHIBIT E which is made a part of these minutes.

7. Agreement, effective September 24, 1997 between San Diego Unified School District and Smith & Davis for services provided the District as Associate Counsel in the matter of Cunningham v. Pacific Bariatric Surgical Group, et al.; Hillcrest Surgical Medical Group, Inc., d.b.a. Pacific Bariatric Surgery Medical Group, Cross-Complainants v. San Diego Unified School District, Cross-Defendant (Superior Court Case No. 709577).

Approve agreement. See EXHIBIT E which is made a part of these minutes.

The Report on Legal Matters is approved as set forth.

Christina L. Dyer

CHRISTINA L. DYER
General Counsel

Motion X
Second X
Ayes X X X X X
Nays
Abstain

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F. BOARD MEMBERS' INFORMATION REPORTS,
DISCUSSION AND ACTION ITEMS

1. Grade Level Standards Progress Report.
(Lopez)

Member Ed Lopez provided Board members with a status report on grade level standards.

Bill Crane addressed the Board in public hearing regarding the above item.

2. Nomination to the Private Industry Council - San Diego Workforce Partnership, Inc. (formerly the San Diego Consortium and Private Industry Council). (Ottinger)

Motion X
Second X
Ayes X X X X X
Nays
Abstain

Approve nomination of Ron Ottinger to the San Diego Consortium Private Industry Council, San Diego Workforce Partnership, Inc., Policy Board. Approve. See EXHIBIT F which is made a part of these minutes.

3. Appointment of Superintendent's Search Committee(s). (Ottinger)

Motion X
Second X
Ayes X X X X X
Nays
Abstain

Judy Williams addressed the Board in public hearing prior to the vote on the above item.

Appoint Richard A. Collato, Malin Burnham, Alice B. Hayes, William Jones, and Ralph Ocampo to the Superintendent Search Committee. Approve. See EXHIBIT F which is made a part of these minutes.

4. Development of Board Policy Regarding Gifted and Talented Education. (Ottinger)

Motion X
Second X
Ayes X X X X X
Nays
Abstain

Approve recommendation that the Board of Education will appoint a Seminar Task Force and a GATE Task Force; revise recommendation 2 at page 2, to state, the GATE

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F. BOARD MEMBERS' INFORMATION REPORTS, DISCUSSION
AND ACTION ITEMS

4. Development of Board Policy Regarding Gifted and Talented Education. (Ottinger) (continued)

5. Sue Braun discussed boundaries and attendance options in the Dingeman Elementary School area.

Staff will review the matter and report back to the Board.

6. Sue Braun reported on her attendance at the Girl Scouts 85th Anniversary Celebration and Reunion.

7. Frances Zimmerman reported on her attendance at the Parent Institute for Quality Education 10th Anniversary Celebration.

8. John de Beck reported on his attendance at the kick-off event for the Point Loma 2000 Foundation.

9. Ron Ottinger reported on his attendance at a meeting with representatives of the Shared Decision Making Task Force.

10. Ron Ottinger reported on his attendance at the Planning, Assessment, Accountability and Development Division's Data Symposium.

11. Ron Ottinger reported on his attendance at the New Beginnings Celebration held October 10, 1997.

Task Force will be charged with the responsibility to recommend policy and testing procedures for determining cluster eligibility. Approve. See EXHIBIT F which is made a part of these minutes.

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G. REPORT OF THE SUPERINTENDENT--General

1. Information report.
 - a. The next regular meeting of the Board of Education will be held on October 28, 1997 beginning with closed session at 11:00 a.m., in Room 2249 and the open (public) session beginning at 2:30 p.m., in the Education Center auditorium.
 - b. There will be a special meeting of the Board of Education on October 21, 1997 beginning at 3:00 p.m., in the Education Center auditorium.
 - c. The District Advisory Council for Compensatory Education Programs will meet on October 15, 1997 at 7:00 p.m., in the Birney Elementary School auditorium.
 - d. The Equity in Student Placement Oversight Committee will meet on October 20, 1997 at 4:30 p.m., in Room 2212 of the Education Center.
 - e. Reported on the Parent Institute for Quality Education 10th Anniversary Celebration.
 - f. Reported on the Kick-Off Event held today for volunteers in the Rolling Readers Program.

2. Amendment to Cooperative Agreement, effective September 1, 1997 through February 28, 1999, between the San Diego Unified School District and National Science Foundation, to stimulate dramatic improvement in (a) the quality of grade K-12 science and mathematics education and the use of technology to enhance mathematics and science instruction; (b) access to such instruction, and (c) student achievement. (Superintendent's Office)

3. Report on Special Education.
(Time certain: 3:00 p.m.) (Special Education)

Assistant Superintendent, Luis Villegas provided the Board with a verbal report on special education staffing and inservice activities.

* Approve. See EXHIBIT G which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

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Motion
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Ayes
Nays
Abstain

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G. REPORT OF THE SUPERINTENDENT--General

4. Ratification of Agreement, effective July 1, 1997 through June 30, 1998, between the San Diego Unified School District and Education Legislative Services, Inc., to provide federal legislative advocacy. (Legislative Office)

*

Approve. See EXHIBIT G which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
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H. REPORT OF THE SUPERINTENDENT--School Services

1. Expulsion of students from schools of the District.

That enforcement of the expulsions for the following students be suspended and as a condition of the suspended expulsions within the provisions of the Zero Tolerance Program, the students must enroll for a period of time not to exceed one year from the date of the suspended expulsions in the ALBA Program: Roberto Raul Gonzalez for violation of Education Code Section 48900(b); the following student must enroll in the Garfield (ORACLE) Program: Daniel Fleet for violation of Education Code Section 48900(b); upon completion of the suspended expulsions appropriate school placements will be determined by the Placement and Appeal Office.

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						H. <u>REPORT OF THE SUPERINTENDENT</u> --School Services	
Motion		X				2. Course of Study, K-12, 1997-98 Appendix.	* Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion		X				3. Fundraising Activity by Nonprofit Organizations. (Area III)	* Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion		X				4. Request from O'Farrell Community School to conduct a multiple-day field trip to Silver Strand State Beach, October 16-17, 1997. The purpose of the trip is interdisciplinary regarding water and coastal environment, as well as team building. (Area III)	* Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion		X				5. Replications of Effective Programs or Strategies to Prevent Youth Drug Use, Violent Behavior or Both project application, assurances, and resolution submitted under provisions of Title IV, Safe and Drug-Free Schools Program, for fiscal year 1997-98. (Comprehensive Health, Physical Education and Wellness)	* Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion		X				6. Agreement, effective October 10, 1997 through June 30, 1998, between San Diego Unified School District and EdITS/Educational and Industrial Testing Service provides for Career Occupational Preference System (COPS) individual student and district profiles, reports, and information for career and educational counseling for tenth grade students. (School to Career/Deputy Supt.)	* Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							

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H. REPORT OF THE SUPERINTENDENT--School Services

Motion
Second
Ayes
Nays
Abstain

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7. Agreement, effective October 14, 1997 through January 31, 1998, between San Diego Unified School District, Kathleen King, Muralist, and the Monroe "Bookie" Clark Awareness Project, for the painting of a mural at Monroe Clark Middle School which will involve the participation of Clark Middle School students. (Area IV)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

8. Agreement, effective July 1, 1997 through June 30, 1998, between San Diego Unified School District and Lynch Foundation for Vocational Education projects to provide supplementary funds for career related activities and support services for programs involving gender equity, single parents, nutrition, fitness and family literacy. (School to Career/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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X X X X X

9. Agreement, effective September 1, 1997 through August 31, 1998, between San Diego Unified School District and the San Diego Hall of Champions Sports Museum to implement an intramural sports program, including health education, at school sites. (Comprehensive Health, Physical Education and Wellness)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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X X X X X

10. Agreement, effective September 1, 1997 through June 30, 1998 (renewable through June 1999), between San Diego Unified School District and the Children's Dental Health Association of San Diego and the Children's Dental Health Center to establish a dental clinic at the Hoover Health and Social Services Center to provide dental care and dental education to students in the Hoover Cluster. (Comprehensive Health, Physical Education and Wellness/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

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H. REPORT OF THE SUPERINTENDENT--School Services

Motion
Second
Ayes
Nays
Abstain

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11. Agreement, effective October 1, 1997 through September 30, 1998, between San Diego Unified School District and Lauren Chin, Consultant to provide coordination of interagency stakeholders and develop a pilot program for managed health care. (Comprehensive Health, Physical Education, and Wellness/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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12. Agreement, effective October 1, 1997 through September 30, 1998, between San Diego Unified School District and Care at Home Corporation to provide specialized physical health care services to students with exceptional needs. (Comprehensive Health, Physical Education, and Wellness/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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13. Ratification of Agreement, effective July 1, 1997 through June 30, 1998, between San Diego Unified School District and Children's Hospital to support the salary and benefits of the Director of New Beginnings. (Comprehensive Health, Physical Education, and Wellness/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
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X

14. Agreement, effective September 3, 1997 through July 10, 1998, between San Diego Unified School District and the San Diego County Office of Education, Outdoor Education Program for use of Palomar Mountain Camp for the school year 1997-98. (Integration Programs/Area III)

* Approve. See EXHIBIT H which is made a part of these minutes.

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					H. <u>REPORT OF THE SUPERINTENDENT</u> --School Services		
Motion		X			15. Agreement, effective September 1, 1997 through August 31, 1998, between San Diego Unified School District and University of Phoenix, Center for Nursing Leadership to allow nursing students to have community health experience under the supervision of school nursing. (Comprehensive Health, Physical Education, and Wellness/Deputy Supt.)	*	Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X			
Nays							
Abstain							
Motion		X			16. Agreement, effective October 1, 1997 through September 30, 1998, between San Diego Unified School District and United States Department of Interior, Bureau of Indian Affairs, Office of Indian Education, Johnson O'Malley Program to provide American Indian parents a series of parent education workshops, college prep and vocational information to Johnson O'Malley eligible secondary students. (Parent Involvement/ Area III)	*	Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X			
Nays							
Abstain							
Motion		X			17. Amendment to agreement, effective September 2, 1996 through June 30, 1998, between San Diego Unified School District and Golden State Manor Nursing and Rehabilitation Center for enrolled students of Certified Nurse Assistant/Home Health Aide ROP classes. (School to Career/Deputy Supt.)	*	Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X			
Nays							
Abstain							
Motion		X			18. Agreement, effective October 15, 1997 through August 30, 1998, between the San Diego Unified School District and the Efficacy Institute, Inc., to provide consultation and presentations to parents, teachers, and administrators on meeting academic standards. (Integration Programs/ Area III)	*	Approve. See EXHIBIT H which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X			
Nays							
Abstain							

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H. REPORT OF THE SUPERINTENDENT--School Services

Motion
Second
Ayes
Nays
Abstain

19. Agreement, effective July 1, 1997 through June 30, 1998, between San Diego Unified School District and the San Diego County Superintendent of Schools to provide services in ROP programs serving adults of special populations under Carl D. Perkins Vocational and Applied Technology Education Act of 1990, Title II, Part C, SPI-Postsecondary Education/Adult, Section 232. (School to Career/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

20. Agreement, effective July 1, 1997 through June 30, 1998, between San Diego Unified School District and the California Department of Education under provision of the Carl D. Perkins Vocational Applied Technology Education Act of 1990, Title II, Part B, (PL 101-392). (School to Career/Deputy Supt.)

* Approve. See EXHIBIT H which is made a part of these minutes.

I. REPORT OF THE SUPERINTENDENT-Planning, Assessment, Accountability, and Development

Motion
Second
Ayes
Nays
Abstain

1. U.S. Department of Agriculture Provision 2 Impact on Title I Schools.

* Approve. See EXHIBIT I which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

2. Request to the California Department of Education for Waiver of Education Code Section 41601 for 1997-98 to Receive Extended Year Incentive Funds for Saturday Professional Development Days.

Approve. See EXHIBIT I which is made a part of these minutes.

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	B R E A U N E C K	D E B Z N K	L O P T I B I N G E R	Z I M M E R M A N		
					J. <u>REPORT OF THE SUPERINTENDENT--Human Resource Services</u>	EXHIBIT J SUMMARY is made a part of these minutes.
Motion		X			1. <u>Personnel Action Forms</u>	* Approve certified personnel action form nos. 000001 through 000988; classified nos. 000001 through 001531.
Second			X		Personnel action forms relating to certified and classified employee appointments, promotions, transfers, assignment changes, leaves of absence, and separations, all of which are dated October 14, 1997.	
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			2. <u>Appointment/Reassignment of Personnel</u>	Approve. See EXHIBIT J which is made a part of these minutes.
Second	X					
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			3. Resolution in the Matter of the reduction of classified services for the 1997-98 school year. (Operations-Support Services Unit)	Adopt. See EXHIBIT J which is made a part of these minutes.
Second	X					
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			4. Resolution in the Matter of the reduction of classified supervisor services for the 1997-98 school year. (Unrepresented)	Adopt. See EXHIBIT J which is made a part of these minutes.
Second	X					
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			5. Appointment of Ms. Moira Cahill, (Fulbright Exchange teacher from the United Kingdom) assigned to the School of Creative and Performing Arts for the 1997-98 school year. Ms. Cahill is replacing Ms. Guillermina Von Borstel.	* Approve. See EXHIBIT J SUMMARY which is made a part of these minutes.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			6. Approval to waive Education Code Section 44265 for Daniel J. Miller, a temporary certificated employee, to teach learning handicapped children.	* Approve. See EXHIBIT J SUMMARY which is made a part of these minutes.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						
Motion		X			7. Authorization for individuals listed on Exhibit J.7. to teach in limited assignment for the 1997-98 school year under an emergency limited assignment credential.	* Approve. See EXHIBIT J which is made a part of these minutes.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						

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MINUTES

October 14, 1997

AGENDA ITEM

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ACTION AUTHORIZED
BY BOARD

					J. <u>REPORT OF THE SUPERINTENDENT</u> --Human Resource Services	
Motion	X				8. Ratification of student teaching agreement, effective July 1, 1997, between the San Diego Unified School District and California State University, San Marcos.	* Approve. See EXHIBIT J which is made a part of these minutes.
Second		X				
Ayes	X	X	X	X		
Nays						
Abstain						
Motion	X				9. Agreement between the San Diego Unified School District and CMI-The Negotiations Group, to provide facilitation services.	* Approve. See EXHIBIT J which is made a part of these minutes.
Second		X				
Ayes	X	X	X	X		
Nays						
Abstain						
Motion	X				10. Agreement, effective October 1, 1997, through December 5, 1997, between the San Diego Unified School District and the California School Employees Association for reimbursement for compensation and benefits paid to Sandra Pagliai while rendering service to the Association.	* Approve. See EXHIBIT J which is made a part of these minutes.
Second		X				
Ayes	X	X	X	X		
Nays						
Abstain						
Motion	X				11. Agreement, effective October 1, 1997, through December 5, 1997, between the San Diego Unified School District and the California School Employees Association for reimbursement for compensation and benefits paid to Audrey Burns while rendering service to the Association.	* Approve. See EXHIBIT J which is made a part of these minutes.
Second		X				
Ayes	X	X	X	X		
Nays						
Abstain						
					12. Public disclosure of the major provisions and costs associated with the Amendment to the 1995-98 Collective Negotiations Contract by and between the San Diego Unified School District and the San Diego Teachers Association, Visiting Teachers' Salary Schedule, in accordance with Section 3547.5 of the California Government Code.	See EXHIBIT J which is made a part of these minutes.

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ACTION AUTHORIZED
BY BOARD

Motion
Second
Ayes
Nays
Abstain

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J. REPORT OF THE SUPERINTENDENT--Human Resource Services

13. Amendment to the 1995-98 Collective Negotiations Agreement by and between the San Diego Unified School District and the California School Employees Association, Visiting Teachers' Salary Schedule, in accordance with Section 3547.5 of the California Government Code and Section 1028 of the Bylaws of the Board of Education.

(This item is subject to the collective negotiations process under the Educational Employment Relations Act. Members of the public are welcome to express their views thereon.)

Approve. See EXHIBIT J which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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X

14. Change, effective October 1, 1996, the salary grade for the following job class on the Management Salary Schedule:

<u>Job Class</u>	<u>Salary Grade</u>
From: Placement and Appeals Program Manager	12
To: Placement and Appeals Program Manager	13

Budgeted funds are available, and no new positions are required.

* Approve. See EXHIBIT J SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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X

15. Establish, effective May 2, 1996, the following job class on the Office-Technical and Business Services Salary Schedule:

<u>Job Class</u>	<u>Salary Grade</u>
Attendance Accounting Specialist	35

Budgeted funds are available, and no new positions are required.

* Approve. See EXHIBIT J SUMMARY which is made a part of these minutes.

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ACTION AUTHORIZED
BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

EXHIBIT K SUMMARY is made a part of these minutes.

1. Business-Buildings and Grounds

President Ottinger opened the public hearings. There being no requests for public hearing, President Ottinger closed the public hearings.

a. PUBLIC HEARING on the proposed dedication to the San Diego Gas & Electric Company of an easement and right-of-way aerial electric facilities and appurtenances for the transmission and distribution of electricity over a portion of Wilson Middle School as provided in the Resolution of Intention adopted by the Board of Education at its regular meeting on September 23, 1997.

Adopt. See EXHIBIT K which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

b. Resolution in the Matter of Dedicating to the San Diego Gas & Electric Company an easement and right-of-way for aerial electric facilities and appurtenances for the transmission and distribution of electricity over property owned by the San Diego Unified School District, pursuant to Education Code 39540, et seq. (portion of Wilson Middle School).

(This item requires four votes.)

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

c. Acceptance of grant and authorize the assistant superintendent, Business Services Division, to enter into an agreement with the United States Department of Transportation, Federal Aviation Administration, for the planning of sound attenuation construction at Point Loma High School.

* Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

d. Release to DM Erickson Construction Company of funds held in escrow pursuant to Section 22300 of the Public Contract Code in conjunction with Contract C-5240 for the construction of portable classroom buildings/Portable Contract #79/Portion No. 1 (Portable Moves/Other Construction Fund YW).

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

1. Business-Buildings and Grounds

Motion
Second
Ayes
Nays
Abstain

e. Release to DM Erickson Construction Company of funds held in escrow pursuant to Section 22300 of the Public Contract Code in conjunction with Contract C-5210 for construction of Zamorano Annex (Portable Moves/Other Capital Projects Fund YW).

* Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

f. Release to DM Erickson Construction Company of funds held in escrow pursuant to Section 22300 of the Public Contract Code in conjunction with Contract C-5154 for the construction of portable classroom buildings/Portable Contract #77 (Class Size Reduction Fund DB).

* Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

g. Escrow agreement between the San Diego Unified School District, DM Erickson Construction Company, and First Pacific National Bank and authorize the director, Facilities Development Department, to execute this agreement (Portable Classroom Buildings/Contract #79/Portion No. 2, Contract C-5240).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

h. Change Order No. 1 to Contract C-5301 with PDS Construction for the concrete pavement joint sealing and repair at the School Support Services Facility involving an added contract cost of \$3,200 (Proposition Y Preconstruction Fund ZW).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

i. Change Order No. 6 to Contract C-5132 with Designed Building Systems, Inc. for the construction of two-story relocatable classroom buildings involving an added contract cost of \$8,073.90 (Proposition O Funds).

* Approve. See EXHIBIT K which is made a part of these minutes.

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

1. Business-Buildings and Grounds

Motion
Second
Ayes
Nays
Abstain

j. Change Order No. 1 to Contract C-5292 with Jenal Engineering Corporation for the upgrade and modifications of sump installation and repipe at the Transportation Department involving an added contract cost of \$30,547 (Portable Moves/Other Construction Fund YW).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

k. Change Order No. 1 to Contract C-5189 with douglas e. barnhart, inc. for the construction of Garfield High School involving an added contract cost of \$17,951 (Property Management Fund ZV).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

l. Change Order No. 1 to Contract C-5303 with Sim J. Harris Company for the pavement/playground improvements at Mann Middle School involving an added contract cost of \$5,323.21 (Portable Moves/Other Construction fund YW).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

m. Change Order No. 17 to Contract C-5042 with Taylor Ball of California, Inc. for the construction of Kimbrough Elementary School involving an added contract cost of \$49,104 (Proposition O Funds).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

n. Change Order No. 2 to Contract C-5232 with DM Erickson Construction Co. for technology upgrade and modernization at Kroc, Muirlands and Standley Middle Schools involving an added contract cost of \$26,676 (Proposition O Funds).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

o. Change Order No. 5 to Contract C-5177 with douglas e. barnhart, inc., for construction of Marshall Middle School involving an added contract cost of \$11,394 (Proposition O Funds).

* Approve. See EXHIBIT K which is made a part of these minutes.

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

1. Business-Buildings and Grounds

Motion
Second
Ayes
Nays
Abstain

p. Final acceptance of Contract C-5303 with Sim J. Harris Company for the pavement/playground improvements at Mann Middle School and instruct the Facilities Development Department director, Business Services Division, to file the Notice of Completion.

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

q. Final acceptance of Contract C-5301 with PDS Construction for the Portland cement concrete pavement joint sealing and repair at the School Support Services Facility and instruct the Facilities Development Department director, Business Services Division, to file the Notice of Completion.

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

r. Final acceptance of Contract C-5132 with Designed Building Systems, Inc. for the construction of two-story relocatable classroom buildings and instruct the Facilities Development Department director, Business Services Division, to file the Notice of Completion.

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

s. Final acceptance of Contract C-5292 with Jenal Engineering Corporation for the upgrades and modifications of sump installation and repipe at the Transportation Department and instruct the Facilities Development Department director, Business Services Division, to file the Notice of Completion.

* Approve. See EXHIBIT K which is made a part of these minutes.

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

1. Business-Buildings and Grounds

Motion X
Second X
Ayes X X X X X
Nays
Abstain

t. Final acceptance of Contract C-5042 with Taylor Ball of California, Inc. for the construction of Kimbrough Elementary School and instruct the Facilities Development Department director, Business Services Division, to file the Notice of Completion.

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

u. Acceptance of surety bond from Skidmore Contracting Corporation for release of funds withheld by San Diego Unified School District from Contract C-5041 (Parks Elementary School).

* Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

v. Reduction of withholding retention funds for Contract C-5044 with douglas e. barnhart, inc. for the construction of Clark Middle School.

* Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

w. Lease and Potential Sale of an Undeveloped Portion of Montgomery Middle School and Resolution in the Matter of Intention to Lease to The City of San Diego Real Property Owned by the San Diego Unified School District (portion of Montgomery Middle School site).

Approve. See EXHIBIT K which is made a part of these minutes.

(This item requires five votes.)

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AGENDA ITEM

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BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

2. Business-Equipment and Supplies

a. Contracts Proposed To Be Let:

Approve identification of the following companies as the apparent responsive and responsible low bidder on the bid designated; authorize execution of agreement between the San Diego Unified School District and the below listed company, subject to compliance with conditions for execution of agreement:

1) Bid No. 78-130, School Bus Service, Various Sizes. Apparent low bidder is Santa Barbara Transportation. Payment by direct pay.

2) Bid No. 78-168, Purchase of Dual Purpose Bond Paper. Apparent low bidder is Xerox Corporation. Payment by purchase order.

b. Contract Proposed To Be Renewed:

Authorize renewal of contract with the following companies; authorize execution of agreements between the San Diego Unified School District and the below listed companies, subject to compliance with conditions for execution of agreements:

1) Contract No. 78-11 with Corporate Express; Crown Paper Converting, Inc.; JC Paper; Office Depot Business Services Division; and Spicers Paper, Inc. for purchase of tag, index, chip, bristol boards and miscellaneous papers. Payment by purchase order.

Motion
Second
Ayes
Nays
Abstain

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Motion
Second
Ayes
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Abstain

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Motion
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Ayes
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Approve. See EXHIBIT K which is made a part of these minutes.

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Approve. See EXHIBIT K which is made a part of these minutes.

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Approve. See EXHIBIT K which is made a part of these minutes.

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BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

2. Business--Equipment and Supplies

c. Contract Proposed To Be Rejected:

- 1) Authorize rejection of the offer received for Bid/Contract No. 78-141, Roadway Expansion at Kennedy Elementary School, in order to revise specifications and rebid at a later date.

* Approve. See EXHIBIT K which is made a part of these minutes.

d. Ratification of direct pay agreements and purchase order of less than \$50,000 for materials or supplies, or of less than \$15,000 for work to be done:

1) Direct Pay:

- 78-62 Industrial Gas Cylinder Rental and Gas Refill (\$6,000)
- 78-95 Maintenance of Kodak Copier at Knox Elementary School (\$8,000)
- 78-125 Purchase and Delivery of Superpops to Hickman Elementary School (Amendment to Contract; increase of \$50 for DPA total of \$400)
- 78-157 Rental of Postage Meter and Scale for Henry High School (\$878)
- 78-194 Repair of Hydraulic Systems for Fleet Maintenance Unit (\$5,000)

* Approve.

2) Purchase Order:

- 78-177 Purchase of Index Cards (\$31,200)

* Approve.

e. Ratification of purchase orders in excess of \$50,000 for materials or supplies, issued for the period September 3-23, 1997, for contracts approved by the Board of Education.

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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Motion
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Ayes
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Motion
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BY BOARD

K. REPORT OF THE SUPERINTENDENT--Business Services

2. Business--Equipment and Supplies

f. Purchase orders issued for the period
September 3-23, 1997.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

* Approve. See EXHIBIT K which is made a part of these minutes.

g. Purchase order change notices for the period
September 8-26, 1997.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

* Approve. See EXHIBIT K which is made a part of these minutes.

3. Business--Miscellaneous

a. Change Order No. 3 to Contract P67-138-50 with West Coast Air Conditioning, Inc. for the equipment installation at Brooklyn, Emerson, Euclid, Logan, McKinley, and Miller Elementary Schools; Hoover, La Jolla, Mira Mesa, Mission Bay, Point Loma, and Serra High Schools; and Revere Center involving an added contract cost of \$23,391.00 (Facilities Improvement Program RR Funds).

Motion X
Second X
Ayes X X X X X
Nays
Abstain

* Approve. See EXHIBIT K which is made a part of these minutes.

b. Agreement with Take A Break Vending Services to provide various vending machines for the Education Center.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

* Approve. See EXHIBIT K which is made a part of these minutes.

c. Amendment to agreement with Presidium, Inc. previously known as HCM Claim Management Corporation, to reflect corporate name change.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

* Approve. See EXHIBIT K which is made a part of these minutes.

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K. REPORT OF THE SUPERINTENDENT--Business Services

3. Business--Miscellaneous

Motion
Second
Ayes
Nays
Abstain

d. Accommodating Class Size Reduction (CSR)
Grades K and 3 at Parks Elementary School.

Approve. See EXHIBIT K which is made a part of these minutes.

e. Status Report on Facilities Adjustments for 1997-98 Fall Enrollment.
(For information only)

See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

f. Ratification of emergency action to contract for the removal and replacement of roofing material of five buildings at Jerabek Elementary School pursuant to provisions of Public Contract Code Section 20113.

Approve. See EXHIBIT K SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

g. Agreement between the San Diego Unified School District and Katz & Associates, Inc. to provide assistance to the district in the public education process of developing the Long-Range Facilities Master Plan (Facilities Assessment Fund).

* Approve. See EXHIBIT K which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

h. Amendment to Agreement C-5306 between the San Diego Unified School District and The Primacy Group (Facilities Assessment Fund).

* Approve. See EXHIBIT K which is made a part of these minutes.

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Motion	X					L. <u>REPORT OF THE SUPERINTENDENT</u> --Finance	EXHIBIT L SUMMARY is made a part of these minutes.
Second		X				1. There are no transfers of budgeted appropriations between major state expenditure classifications at this time.	
Ayes	X	X	X	X	X	2. There are no accept, budget, and spend adoptions at this time.	
Nays						3. <u>Consultant Services Agreements</u>	Approve. See EXHIBIT L which is made a part of these minutes.
Abstain						Payment for consultant services for school year 1997-98 for which funds were included in the 1997-98 budget and containing serial numbers 101497-01 through 101497-25.	
Motion			X			4. Authorizes the contract with Personnel Data Systems (PDS) for professional services and implementation of the new Human Resource Management System. Contract not to exceed \$150,000.	* Approve. See EXHIBIT L which is made a part of these minutes.
Second	X						
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion			X			5. Authorizes the payment of \$879.38 to the parent of a special education student per special education mediation agreement SN118-97.	* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.
Second	X						
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion			X			6. Authorizes the payment of \$375.00 to the parent of a special education student per special education mediation agreement SN604-97.	* Approve. See EXHIBIT L summary which is made a part of these minutes.
Second	X						
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion			X			7. Authorizes the payment of \$1,292.00 to the parent of a special education student per special education mediation agreement SN1058-96.	* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.
Second	X						
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion			X			8. Authorizes the payment of \$5,000.00 to the Lovaas Institute for Early Intervention per a special education mediation agreement.	* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.
Second	X						
Ayes	X	X	X	X	X		
Nays							
Abstain							

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L. REPORT OF THE SUPERINTENDENT--Finance

	B R A U N	D E C K	L O P E Z	O T T I N G E R	Z I M E R M A N
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					
Motion		X			
Second	X				
Ayes	X	X	X	X	X
Nays					
Abstain					

17. Authorizes the payment of \$16,455.25 to the New Haven Home non-public school.

18. Authorizes the payment of \$11,458.06 to Special Care a non-public school and agency.

19. Statement of Cash on Hand for Period Ending July 31, 1997.

20. Statement of Cash on Hand for Period Ending August 31, 1997.

21. Authorization of the contract for the 1997/98 fiscal year between the San Diego Unified School District and School Services of California, Inc.

22. Refund due to the California Department of Education.

23. Assign payments from KLM Bioscientific to United California Factors.

24. Resolution authorizing the purchase by the district of tax-sheltered annuity contracts offered by Owen-Joseph Securities, Inc.

* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.

* Approve. See EXHIBIT L which is made a part of these minutes.

* Approve. See EXHIBIT L which is made a part of these minutes.

* Approve. See EXHIBIT L which is made a part of these minutes.

* Approve. See EXHIBIT L which is made a part of these minutes.

* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.

* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.

* Adopt. See EXHIBIT L which is made a part of these minutes.

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MINUTES

October 14, 1997

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

L. REPORT OF THE SUPERINTENDENT--Finance

Motion X
Second X
Ayes X X X X X
Nays
Abstain

25. Resolution of the Board of Education of the San Diego Unified School District approving the issuance of 1997-98 Tax and Revenue Anticipation Notes, Series B.

* Adopt. See EXHIBIT L which is made a part of these minutes.

Motion X
Second X
Ayes X X X X X
Nays
Abstain

26. Authorizes the payment of \$6,000.00 to the attorney of the parents of a special education student per special education mediation agreement SN118-97.

* Approve. See EXHIBIT L SUMMARY which is made a part of these minutes.

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October 14, 1997

AGENDA ITEM	ACTION AUTHORIZED BY BOARD
<p>M. <u>PUBLIC HEARINGS ON NEW MATTERS</u></p> <p>1. Regina Parker addressed the Board in public hearing regarding enrollment of her son.</p> <p>Staff will investigate the matter further and call Ms. Parker regarding her enrollment options.</p> <p>N. <u>ADJOURNMENT</u></p>	<p>President Ottinger adjourned the meeting at 5:45 p.m.</p>

Legality and Form
Approved:

CHRISTINA L. DYER
General Counsel

1997-98 Series No. 11

Cheryl L. Ward
Recording Secretary

Respectfully submitted,

BERTHA O. PENDLETON
Superintendent

Approved:

RON OTTINGER
President of Board