



PAJARO VALLEY UNIFIED SCHOOL DISTRICT MISSION STATEMENT

The Mission of the Pajaro Valley Unified School District is to educate and to support learners in reaching their highest potential. We prepare students to pursue successful futures and to make positive contributions to the community and global society.

JUNE 28, 2006 BOARD MEETING – REGULAR MEETING & POLICY WORKSHOP ADOPTED MINUTES

District Office - Boardroom
292 Green Valley Road
Watsonville, CA 95076

1.0 OPENING CEREMONY IN OPEN SESSION – 6:00 PM

1.1 **Call to Order**

President Gray called the meeting to order at 6:03 pm at the District Office at 292 Green Valley Road, Watsonville.

1.2 **Comments on Closed Session Items**

Ron Kinninger, community member, commented on his attendance to the June 15th meeting of the Personnel Commission. He is concerned about the process to select the third commissioner during closed session. There were two people proposed and the two commissioners could not agree on one candidate. Now it is up to the State Superintendent to make a selection. He presented information on Education Code 45249 for direction on the selection of the third commissioner. He noted that the current members are both former employees of the district and that one of the candidates is also a former employee of the district. He suggested writing a letter to the State Superintendent to request diversity and objectivity in his recommendation.

2.0 **CLOSED SESSION**

2.1

Public Employee Appointment: Certificated, Classified

New Hires

- 1 AVCI Teacher
- 2 Elementary Administrators
- 4 Elementary Teachers
- 3 Secondary Teachers
- 1 Site Coordinator
- 1 Special Services Specialist
- 3 Substitutes

Rehires

- 8 Elementary Teachers
- 1 Secondary Teachers

- 18 Site Coordinators
- 3 Special Services Specialists
- 1 TOSA

Transfer

- 1 Migrant Education Teacher
- 4 Secondary Teachers
- 2 Special Services Specialists
- 2 TOSA

Additional Assignments

None

Permanent Appointments

- 1 Office Assistant II

Extra Pay Assignment

- 13 District Office
- 38 Secondary Teachers

Leaves of Absences

- 1 Charter School Teacher
- 6 Elementary Teachers
- 7 Secondary Teachers
- 1 Accounting Specialist I
- 1 Instructional Assistant I – Special Education
- 1 Instructional Assistant II – Special Education

Resignations/Retirement

- 7 Elementary Teachers
- 2 Secondary Administrator
- 4 Secondary Teachers

Supplemental Service Agreements

None

Miscellaneous Action

- 1 Instructional Assistant I – Special Education
- 1 Office Assistant II
- 1 School Site Network Technician

Limited Term – Project

- 3 Bus Driver
- 24 Cafeteria Assistant
- 1 Cafeteria Cook/Baker
- 2 Cafeteria Manager I

- 2 Campus Safety Coordinator
- 2 Delivery Driver
- 4 Instructional Assistant II – Special Education
- 4 Office Assistant II
- 1 Office Manager
- 2 Warehouse Worker I

Limited Term - Substitute

- 1 Cafeteria Assistant
- 2 Custodian I
- 1 Instructional Assistant General
- 2 Instructional Assistant Migrant/Child Care

Provisional

- 1 Administrative Secretary I
- 1 School Site Network Technician

Exempt

- 10 Special Project – PUPILS
- 10 Yard Duty Supervisor

Students

- 26 Migrant OWE Student
- 3 Workability Student

Separations from Service

- 1 Administrative Secretary III
- 1 Custodian II

Rescinds

None

2.2 Public Employee Discipline/Dismissal/Release/Leaves

2.3 Negotiations Update

- a. CSEA
- b. PVFT
- c. Unrepresented Units: Management and Confidential
- d. SCAST

2.4 Claims for Damages

- a) Nora Merendón vs. PVUSD

2.5 Existing Litigation

2.6 Pending Litigation

2.7 Anticipated Litigation

2.8 3 Expulsions

3.0 OPENING CEREMONY – MEETING OF THE BOARD IN PUBLIC – 6:30 PM

President Gray called the meeting of the Board in public to order at 6:37 pm.

3.1 Pledge of Allegiance

Trustee Osmundson led the Board in the Pledge of Allegiance.

3.2 Welcome by Board President

Trustees, Rhea DeHart, Sandra Nichols, Karen Osmundson, Doug Keegan, Evelyn Volpa, Willie Yahiro, and President Sharon Gray were present.

4.0 ACTION ON CLOSED SESSION

2.4 Claims for Damages

a) Nora Merendón vs. PVUSD

Trustee Volpa moved to reject claim and to send notice of rejection to Nora Merendón. Trustee Keegan seconded the motion. The motion passed unanimously.

Action on Expulsions:

05-06-136 Trustee Volpa moved to approve the disciplinary action as recommended by the panel. Trustee Keegan seconded the motion. The motion passed 6/1/0 (Volpa dissented).

05-06-138 Trustee Volpa moved to approve the disciplinary action as recommended by the school and district administration. Trustee Keegan seconded the motion. The motion passed 6/1/0 (Yahiro dissented).

05-06-141 Trustee Volpa moved to approve the disciplinary action as recommended by the school and district administration. Trustee DeHart seconded the motion. The motion passed 6/1/0 (Yahiro dissented).

5.0 APPROVAL OF THE AGENDA

President Gray asked that the order of the agenda be flexible to accommodate the public hearings as they were publicized to take place at 7:00 pm.

Trustee DeHart moved to approve the agenda with President Gray's recommendations. Trustee Nichols seconded the motion. The motion passed unanimously.

6.0 APPROVAL OF MINUTES

Trustee DeHart moved to approve the minutes for June 14 minutes, with the correction that in the motions under Expulsions, Trustee Yahiro's vote be noted as a dissent, not as an abstention. She asked that the same correction be made to the May 24 approved minutes. Trustee Keegan seconded the motion. The motion passed unanimously.

7.0 SUGGESTIONS, COMMENTS, AND CONCERNS

7.1 Employee Organizations - PVFT, CSEA, PVAM and SCAS

Bobby Salazar, CSEA president, commented he was hopeful to sign contract for the union. He reported that the Personnel Commission had a meeting and that two names to fill the 3rd commissioner position were put forth. He's hopeful that the budget will allow for some sort of compensation for classified staff.

11.0 CONSENT AGENDA

Trustee Volpa moved approval of the consent agenda with the addition under 11.11 of blue sheeted items (5 Resignations/Separations from Service). Trustee Keegan seconded the motion and recognized

Carole Clarke for her generous donation of \$3,000 to PVUSD to support coordinators' completion of college work leading to a Bachelors Degree. The motion passed unanimously.

- 11.1 **Purchase Orders – 6/8/06 to 6/21/06**
- 11.2 **Warrants – 6/8/06 to 6/21/06**
- 11.3 **Accept, with gratitude, donation of \$3,000 from Carole Clarke to pay for District Migrant and Seasonal Head Start Coordinators to support the completion of college work leading to a Bachelors Degree.**
- 11.4 **Approve Second Reading of High School History – Social Science Instructional Materials for:
A) Watsonville High, and
B) Aptos High.**
- 11.5 **Approve Renaissance High School new History Social Science Book. First and Second Reading.**
- 11.6 **Approve Resolution #05-06-27, Update Authorized District Signatures on Record.**
- 11.7 **Approve 2006-2007 Carl D. Perkins Vocational Education Application.**
- 11.8 **Approve School Site Plans/Plan Updates for: Ohlone, H. A. Hyde, Lakeview, Starlight, Aptos Jr., Valencia, and Pacific Coast Charter.**
- 11.9 **Approve New School and AVCI Electrical and Data Project Bid Awards.**
- 11.10 **Approve Consolidated Application.**
- 11.11 **Certificated/Classified Approval (See Closed Session Agenda).**

12.0 DEFERRED CONSENT ITEMS

None.

Trustee Nichols moved to continue with items 13.3 and then 13.4. Trustee DeHart seconded the motion. The motion passed unanimously.

13.3 Report, discussion and possible action to approve Staff's Recommendation Regarding KidsPeak Charter School Petition.

Report by Dr. Gary Woods, Assistant Superintendent, North Zone.

Dr. Woods reported that their recommendation is based on the description and their failure to offer a comprehensive plan in the following required elements: I. Petition does not contain the required number of signatures; II. Petitioners are demonstrably unlikely to implement the program; III. Petition fails to contain reasonable comprehensive descriptions of any of the required elements of a charter petitions; IV. Petition fails to contain six of the required elements of required elements of a charter petition: a) description of the educational program; b) school's governance structure; c) qualifications to be met by school employees; d) procedures to be followed to ensure health and safety of students and staff; e) admission requirements; and f) procedures by which pupils can be suspended or expelled. For these findings, the staff recommends that the petition be denied.

Public comment:

Jessica Gillis, petitioner, would very much like to work with the district in developing a charter that would meet the needs described. If not, they will move on and appeal to the County Office of Education. She reported that the charter would change its plan to serve only K-8, not K-12. She asked for the Board to not make its decision at this time. The board participated with comments.

Trustee Volpa moved to approve the recommendation of the staff. Trustee Keegan seconded the motion. The motion passed unanimously.

13.4 Report, discussion and possible action to approve BCLAD Waiver.

Report by Kathryn Benson, Director of Human Resources.

Dorma Baker, Assistant Superintendent, Human Resources, reported that there are standards, NCBL and William Settlement requirements to be met. The deadlines to meet all the requirements have been too quick. The district has fully credentialed teachers who also have CLAD certification but who are still working to obtain their BCLAD. It is for this reason that the staff requests a BCLAD waiver.

Trustee Volpa moved to approve the item. Trustee Keegan seconded the motion. Board members participated with comments. The motion passed unanimously.

At this point, the Board returned to item 7.0.

7.1 Employee Organizations - PVFT, CSEA, PVAM and SCAS (Continued)

Carolyn Savino, PVFT president, reported that the RSRA training is moving along; working closely with the organization in New York. The Union is working to have its own trainers as well. About 100 members are enrolled to attend the training in August. Three of the trustees have already registered to attend. She thanked Dr. Mays for believing in the teachers and in the students, for her insight on education reform and the partnership with the union. She reported the union is happy with the governor's budget; work to get the salary schedule more competitive needs to continue. The district does not have any trouble recruiting but retaining quality staff with the salary schedule is a challenge.

7.2 Governing Board Comments

Trustee DeHart commented she was delighted on the settlement of the budget, which appears that it will be ready in July 1st. Thanked John Laird for his work in chairing the committee and for the successful bipartisan effort.

Trustee Volpa commented on Mr. Kinninger's earlier mention of writing a letter to State Superintendent regarding the third position in the Personnel Commission. It would be important to have a short board meeting to draft and approve a letter on Friday. She offered a gift on behalf of the Board to Dr. Mays.

Trustee Osmundson commented on the well researched papers from Janet Johns and Gina Rodriguez regarding how the district is retaining children and whether the process is appropriate and fair. English Language Learners are retained at higher rates, as well as migrant children. She noted it is important to involve parents in the process. This would seem an appropriate agenda item.

Trustee Yahiro asked about Personnel Commission and what is transpiring with it. The board should not get involved but discussion on the process and clarification of our position with the State should take place. He supports having a special meeting to be proactive.

Trustee Keegan would also support idea of having a special meeting. He wants to ensure that the Board does have its position clearly and authoritatively stated for the State Superintendent.

7.3 President's Report

President Gray reported that they CSBA sent her an invitation to nominate the 2006 Outstanding Legislator of the Year. She mentioned Assemblyman Salinas, John Laird, and John Simitian. She asked board members to give their recommendation to the office of the superintendent so that a nominee is brought forward for approval at the following board meeting.

8.0 PUBLIC HEARING – APPROVAL OF 2006-2007 PROPOSED BUDGET

8.1 Report by Terry McHenry, Associate Superintendent, and Mary Hart, Dir. of Finance.

Mr. McHenry reported that the PVUSD is ending the year with a good ending balance, sufficient to carry the district through the next year; ADA has declined but it does not affect this year. The estimated ending balance is of \$12,591,010 for 05-06; it includes: Cash/Stores and Restricted Reserve of \$5,467,934; 3% Reserve of \$4,853,118; and Unappropriated Reserve of \$2,269,957. Final State budget is expected to be completed by June 30 or within a few days. The budget is based on COLA and revenue limit increases only, with no significant categorical changes. It is up to the governor and legislature to allocate the categorical funding. The district will have to adopt budget revisions within 45 days of signing based on actual State Budget.

Assumptions for the 2006-07 budget are based on the following revenue and expenditures: Revenue – 5.95% COLA, .89 Deficit Reduction, \$5,518 revenue limit, based on 05-06 P-2 ADA; Expenditures – Step and Column, 3.4% for teachers, Health and Welfare at 7%, and additions to support student achievement.

Mr. McHenry also presented a Multi Year Budget Multi Years Assumptions in Revenues and Expenditures, which includes ADA reduction of 100 in 07-08, adjusted revenue limits, adjusted salaries for step and column, adjusted healthy and welfare benefits, and continued additions for student achievement. The three year budget summary with increasing ending balances projected. The current budget is balanced for the next three years; to maintain, the district needs to curtail increases in benefits over 5%, to carefully allocate new one-time funds, and to balance any additional increase in compensation with additional revenue or adjustments in expenditures.

Mr. McHenry reported that there will be ongoing funding that will benefit Arts and Music (though not fully funded), 600 -700 thousands for counselors, and 1,000 random schools will receive an additional \$35,000 for Physical Education program. In addition, there are one-time funds that are expected, including Mandated Costs, Discretionary Block Grants (mostly focused in classrooms), Supplies and Equipment for arts, music, and PE, supplemental materials, and school garden supplies.

Mr. McHenry then went over specific budget details. In conclusion, he commented that the recommendation is to approve the budget as presented and to verify that District will make next year and the following two years with the required reserve level. He cautioned that the extra money expected to be received must be well focused for the benefit of students and it needs to be done in a timely manner so that the district is ready to spend it when it's allocated.

8.2 Board President Accepts Comments and Discussion from Board Members

Board participated with questions and comments.

8.3 Board President Accepts Comments from the Public

Bernard Feldman, community member, evaluating and critiquing a budget is complex, but asked that the board takes into consideration the professional consultant's finding of this district's expenditure of 22% in administration in comparison to the average 13%. When the new superintendent is sought, he asked, make sure that they don't administer the district through the way of an administrative empire.

8.4 Board President closes public hearing on this item and opens second public hearing

President Gray closed this public hearing and opened the second public hearing.

9.0 PUBLIC HEARING – RESOLUTION #05-06-26, ADOPTION OF SCHOOL FACILITIES NEEDS ANALYSIS, ADOPTION OF FINDINGS THEREON, AND ADOPTION OF ALTERNATIVE SCHOOL FACILITIES FEES PURSUANT TO GOVERNMENT CODE SECTION 65995.5 AND 65995.7.

9.1 Report by Terry McHenry, Associate Superintendent

5 Min.

Mr. McHenry reported that the Pajaro Valley School District Facilities Needs Analysis concluded that SB50 permits the district to assess Level 2 fees of \$4.11 per square foot. The increase would take effect immediately upon adoption and would remain in effect for one year. The resolution would also authorize the Board to implement a Level 3 fees of \$8.27 per square foot if the circumstances permitting Level 3 arise. The recommendation of the administration is to adopt this resolution of school facilities needs analysis, to adopt the finding thereon and adopt the alternative school fees.

9.2 Board President Accepts Comments and Discussion from Board Members

Board participated with comments.

9.3 Board President Accepts Comments from the Public

None.

9.4 Board President closes public hearing on this item and resumes regular board meeting

President Gray closed the public hearing and resumed regular board meeting.

10.0 VISITOR NON-AGENDA ITEMS

Rodney Brooks, community member, read from a Register Pajaronian article, where, he alleges, local columnist Mr. Peter Nichols insinuates that the superintendent's resignation caused his wife not to win the election for County Superintendent.

Karin Estess, community member, thanked the board for the willing to look more closely at the Personnel Commission process. Candidate Gary Smith would be in compliance with the government code and more appropriate. She expressed her appreciation to Dr. Mays for her success and the difference she made at PVUSD.

13.0 ITEMS SCHEDULED FOR POSSIBLE ACTION

13.1 Report, discussion and possible action to approve 2006-2007 Proposed Budget.

Report given by Terry McHenry, Associate Superintendent and Mary Hart, Director of Finance, under Item #8.1.

Trustee Keegan moved to approve this item. Trustee DeHart seconded the motion. The motion passed unanimously with thanks to the administration for such a comprehensive presentation.

13.2 Report, discussion and possible action to approve Resolution #05-06-26, Adoption of School Facilities Needs Analysis, Adoption of Findings thereon, and Adoption of Alternative School Facilities Fees Pursuant to Government Code Section 65995.5 and 65995.7.

Report given by Terry McHenry, Associate Superintendent under Item #9.1.

Trustee Volpa moved to approve this item. Trustee DeHart seconded the motion. The motion passed unanimously.

14.0 POLICY WORKSHOP

14.1 Review and Possible Action to Approve First Reading of Board Bylaws, 9000's Section.

The Board began the study session of Board Bylaws, 9000 series. They looked at each section in order and made recommended changes based on current practice as well as on existing board bylaws.

Code 9000 – Role of the Board

Trustee Nichols move to approve Code 9000 with the Board's recommended changes as a first reading. Trustee DeHart seconded the motion. The motion passed 6/1/0 (Yahiro dissented).

Code 9005 – Governance Standards

Trustee Nichols moved to approve Code 9005 with the Board’s recommended changes and additions as a first reading. Trustee Keegan seconded the motion. The motion passed unanimously.

Code 9010 – Public Statements

Trustee Nichols moved to approve Code 9010 with the Board’s recommended changes as a first reading. Trustee Keegan seconded the motion. The motion passed unanimously.

Code 9011 – Disclosure of Confidential/Privileged Information

The Board took no action in this item. The Board requested further clarification from CSBA on item 2 of 9011 (b).

Code - 9100 – Organization

Trustee Volpa moved to approve Code 9100 with the Board’s recommended changes as a first reading. Trustee Keegan seconded the motion. The motion passed 5/2/0 (Nichols, DeHart dissented).

15.0 UPCOMING BOARD MEETINGS

Trustee Volpa requested a special board meeting on Friday, June 30th, to discuss and possibly draft a letter to State Superintendent regarding the Personnel Commission’s vacant position.

Five members of the Board noted they would be available to participate at the meeting on Friday at 1:00 pm in the Superintendent’s office.

15.1 Wednesday, July 26, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00pm Open Session 7:00pm.

15.2 Wednesday, August 9, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00pm Open Session 7:00pm.

16.0 ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 10:25 pm.

Secretary