



## 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.

### OCTOBER 11, 2006 REGULAR BOARD MEETING ADOPTED MINUTES

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

#### Notice to the Audience on Public Comment

Members of the audience are welcome to address the Board on all items not listed on this agenda. Such comments are welcome at the "Visitor Non-Agenda Items".

Members of the audience will also have the opportunity to address the Board during the Board's consideration of each item on the agenda.

Individual speakers will be allowed three minutes (unless otherwise announced by the Board President) to address the Board on each agenda item. Note that speaker cards will not be accepted by the president once discussion on an agenda item has begun. **For the record, please state your name at the beginning of your statement.** The Board shall limit the total time for public input on each agenda item to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The President may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.

**We ask that you please turn off your cell phones and pagers when you are in the boardroom.**

#### 1.0 CLOSED SESSION OPENING CEREMONY IN OPEN SESSION – 6:00 PM

##### 1.1 Call to Order

President Gray called the meeting of the Board to order at 6:03 pm at 292 Green Valley Road, Watsonville, CA.

##### 1.2 Public comments on closed session agenda.

None.

#### 2.0 CLOSED SESSION

##### 2.1

##### **Public Employee Appointment: Certificated, Classified**

##### **New Hires**

- 1 Charter School Teachers
- 4 Elementary Teachers
- 4 Substitutes

**Administrative**

- 1 Elementary Administrator
- 1 New School Administrator

**Promotion**

- 2 Instructor/Driver

**Rehires**

- 3 Elementary Teachers

**Permanent Appointments**

- 2 Instructional Assistant I – Special Education
- 5 Instructional Assistant II – Special Education

**Transfer**

- 2 Elementary Teachers

**Extra Pay Assignment**

None

**Extra Period Assignments**

- 2 Secondary Teachers

**Leaves of Absences**

- 1 Instructional Assistant I – Special Education
- 2 Instructional Assistant II – Special Education
- 1 Elementary Administrator
- 4 Elementary Teacher
- 1 Secondary Teacher

**Resignations/Retirement/Separations From Service**

- 1 Behavior Technician
- 1 Secondary Teacher

**Supplemental Service Agreements**

- 13 Teachers

**Miscellaneous Action**

- 1 Office Assistant II

**Limited Term – Project**

- 2 Administrative Secretary II
- 1 Campus Safety Coordinator
- 6 Enrichment Specialist
- 1 Instructional Assistant II – Special Education
- 2 Instructional Assistant – General
- 1 Instructional Assistant – Migrant/Child Care
- 1 Office Assistant II

- 1 Piano Accompanist
- 1 Warehouse Worker II

**Provisional**

- 1 Instructional Assistant – General
- 2 Office Assistant I
- 1 Office Assistant II

**Additional Assignments**

None

**Limited Term - Substitute**

- 1 Campus Safety Coordinator
- 5 Custodian
- 1 Delivery Driver
- 3 Instructional Assistant II – Special Education
- 2 Instructional Assistant I – Migrant/Child Care
- 1 Office Assistant II

**Exempt**

- 5 Special Project – MEES
- 1 Special Project – PUPILS
- 1 SS/HS Yard Duty Monitor
- 3 Yard Duty

**Students**

- 8 Migrant OWE Student

**Rescinds**

- 1 Secondary Teacher

**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. Olaya Hernandez vs. PVUSD
- b. Sandra Gonzalez vs. PVUSD

**2.5 Existing Litigation**

**2.6 Pending Litigation**

**2.7 Anticipated Litigation**

**2.8 7 Expulsions**

### **3.0 OPENING CEREMONY – MEETING OF THE BOARD IN PUBLIC – 7:00 PM**

President Gray called the meeting of the Board in public to order at 7:12 pm.

#### **3.1 Pledge of Allegiance**

Trustee Yahiro 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.

#### **3.3 Student Recognition**

The Board, administration, principals, teachers and families recognized the following students:

- *Jonathan Carmona – Amesti Elementary School*
- *Maria Martinez Rodriguez – Ann Soldo Elementary School*
- *Madelynn Welty – Mar Vista Elementary School*
- *Alejandra Pacheco – Alianza Charter School*

Jena Bartlett of the Register Pajaronian and Tila Guerrero of McDonald's offered each student some tokens of recognition.

### **4.0 ACTION ON CLOSED SESSION**

#### **2.9 Claims for Damages**

- a. **Olaya Hernandez vs. PVUSD**
- b. **Sandra Gonzalez vs. PVUSD**

Trustee Keegan moved to reject claim under 2.4 a and to send notice of rejection to claimant, Olaya Hernandez. Trustee Nichols seconded the motion. The motion passed unanimously.

Trustee Keegan moved to reject claim under 2.4 b and to send notice of rejection to claimant, Sandra Gonzalez. Trustee Nichols seconded the motion. The motion passed unanimously.

#### ***Action on Expulsions***

06-07-011 Trustee DeHart moved to approve the disciplinary action as recommended by the administrative panel. Trustee Nichols seconded the motion. The motion passed unanimously.

06-07-013 Trustee DeHart moved to approve the disciplinary action as recommended by the school and district administration. Trustee Nichols seconded the motion. The motion passed unanimously.

06-07-015 Trustee DeHart moved to approve the disciplinary action as recommended by the district administration. Trustee Nichols seconded the motion. The motion passed 5/2/0 (Yahiro, Volpa dissented).

06-07-017 Trustee DeHart moved to approve the disciplinary action as recommended by the school and district administration. Trustee Nichols seconded the motion. The motion passed 6/1/0 (Yahiro dissented).

06-07-018 Trustee DeHart moved to approve the disciplinary action as recommended by the school and district administration. Trustee Nichols seconded the motion. The motion passed 6/1/0 (Yahiro dissented).

06-07-020 Trustee DeHart moved to approve the disciplinary action as recommended by the school and district administration. Trustee Nichols seconded the motion. The motion passed 5/2/0 (Yahiro, Volpa dissented).

06-07-021 Trustee DeHart moved to approve the disciplinary action as recommended by the school and district administration. Trustee Nichols seconded the motion. The motion passed 5/2/0 (Yahiro, Volpa dissented).

#### **5.0 APPROVAL OF THE AGENDA**

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

#### **6.0 APPROVAL OF MINUTES**

Trustee DeHart moved to approve the minutes for September 27, 2006. Trustee Volpa seconded the motion, correcting the language in her comments under 16.0. The motion passed unanimously.

#### **7.0 HIGH SCHOOL STUDENTS BOARD REPRESENTATIVES REPORT**

None.

#### **8.0 VISITOR NON-AGENDA ITEMS**

Jane Barr, community member, concerned that some trustees were unaware that the board had adopted the Governing Board Standards in 2000. Trustees should be aware of the adopted standards and knowingly abide by its recommended conduct.

Sue Raney, concerned citizen, asked if the district would abide by the City set distances of the wireless towers .

Marilyn Garrett, community member, referred to a book titled Toxic Sludge is Good for You and read an excerpt from it. She commented on her experience with items that have been proven to be unhealthy, including cigarette smoke, asbestos, and methyl bromide; now the threat is wireless technology.

Cheri Alderman, teacher at PVUSD, commented that she was assigned to teach Social Studies and Ramp-Up, although she does hold an appropriate credential, she feels she is not qualified. This position is not the best for her and the students will be affected by this misplacement, she said.

#### **9.0 EMPLOYEE ORGANIZATION COMMENTS – PVFT, CSEA, PVAM, SCAST 5 Min. Each**

Bobby Salazar, CSEA president, congratulated all students being recognized. He reminded the Board that there will be a commissioners' conference this coming weekend. He noted that the union is in process of setting a date for negotiations. He thanked everyone for the good work.

#### **10.0 CONSENT AGENDA**

Trustee Volpa moved to approve the consent agenda, adding blue sheet item (Resignation/Separation from Service: 1 Secondary Teacher) to item 10.8. Trustee Keegan seconded the motion and thanked Mr. Haroldsen for the kind donation to H.A. Hyde School. The motion passed unanimously.

##### **10.1 Purchase Orders – 9/21/06 to 10/4/06**

##### **10.2 Warrants – 9/21/06 to 10/4/06**

##### **10.3 Approve board bylaws section 9000's series, sections 9323 (Meeting Conduct) and 9323.2 (Actions by the Board, Bylaw and Exhibit). Second Reading.**

##### **10.4 Approve, with gratitude, \$2,000 dollar donation from Mr. Mark Haroldsen to H.A. Hyde Elementary School.**

- 10.5 Approve teacher internship agreement with Santa Clara University.
- 10.6 Approve notice of completion for the Landmark Elementary School Earth Retaining Slope Project (Wall #4).
- 10.7 Approve notice of completion for the Watsonville High School Campus Wide Complete Fire Alarm Up-Grade.
- 10.8 Certificated/Classified Approval (See Closed Session Agenda).

**11.0 DEFERRED CONSENT ITEMS**

None.

**12.0 ITEMS SCHEDULED FOR POSSIBLE ACTION**

**12.1 Report, discussion and possible action to approve Job Description for Assistant Director of Technology Services. First Reading.**

*Report by Dorma Baker, Assistant Superintendent, Human Resources.*

Dorma Baker reported that the position is intended to replace an already existing position so financial impact to the district will be very little.

Terry McHenry noted that this position is replacing the Network Engineer and the salary range will be perhaps one higher than the current position has.

Board members participated with comments.

Trustee DeHart moved to approve this item as a first reading with the understanding that this will come back to the Board with salary information. Trustee Nichols seconded the motion. The motion passed unanimously.

**12.2 Report, discussion and possible action to approve to Submit a Proposal to Operate the Mello Center.**

*Report by Terry McHenry, Interim Superintendent.*

Terry McHenry offered some background information on the Mello Center, which was established with the generosity of Mr. Mello in 1990. At that time, a Joint Powers Agency (JPA) was established to oversee the function of the center. The purpose of the theatre is to be a school auditorium and a performing arts theatre. He reported on the current Mello operation, handled by PVUSD staff and the Pajaro Valley Performing Arts Association (PVPAA) with agreement by the JPA. The needs of the center include full time facility management, an effective and balanced scheduling, promotions for wide range of high quality community events, and efficient ticket sales. He noted that PVUSD can effectively operate the Mello Center as it has the ability to manage the facility, to schedule, to handle the technical theatre operation, promote community events, offer ticket sales through website and at the local box office, create and serve as an advisory group to oversee promotion and scheduling of community, and can ultimately manage it with no added cost to PVUSD.

Mr. McHenry explained that the JPA Board meets on October 23 and that the District can prepare a proposal to operate the Mello Center to present at that meeting. He asked the board to approve the District to prepare such proposal.

The Board participated with comments and questions.

Trustee Yahiro moved to have the District meet with the City to let them know of the intention to control the Mello Center. Trustee Volpa Seconded the motion.

The Board participated with additional comments and questions.

Trustee Yahiro changed his motion and moved to approve the staff's recommendation. Trustee Volpa amended her second. The motion passed unanimously.

**12.3 Report, discussion and possible action to Announce Appointment or Reappointment of Board Representative to Personnel Commission.**

*Report by Dorma Baker, Assistant Superintendent, Human Resources.*

Dorma Baker reported that the first step in the process to appoint a Board Representative to the Personnel Commission is to announce that the Board is intending to reappoint Maryann Gomez. The next step in the process is to bring the item back to the Board after 30 days at which time the Board can reappoint or consider other candidates that may express their interest in the interim.

Public comment:

Jane Barr, community member, supports the reappointment of Maryann Gomez.

Trustee Osmundson moved to approve the Board's intent to reappoint Maryann Gomez as the Board's representative to the Personnel Commission. Trustee Keegan seconded the motion. The motion passed unanimously.

**12.4 Report, discussion and possible action to approve Williams Settlement Uniform Complaint Quarterly Report.**

*Report by Dorma Baker, Assistant Superintendent, Human Resources.*

Dorma Baker reported that there were no complaints. She explained that there are a variety of complaints but none that meet the appropriate criteria to qualify them as Williams complaints.

Trustee Keegan moved to approve this item. Trustee Nichols seconded the motion. The motion passed unanimously.

**13.0 REPORT AND DISCUSSION ITEMS**

**13.1 Report and discussion on Wireless Technology.**

*Report by Tim Landeck, Director of Technology.*

Tim Landeck reported that the wireless technology currently at PVUSD includes 200 cell phones, various remote control devices, AM/FM radios, and about 400 Wireless Access Points (WAPs) for mobile computing throughout the district's facilities. He explained that there are many devices that emit some form radiation and that wireless it is a predominant form of technology. He noted that the strength of devices varies from 48,000 watts (i.e. cell tower) to under 1 watt (i.e. garage door opener). The wireless internet initiative, he reported, includes a recommendation that the state parks include a WAP "hot spot", a 35-City Bay Area Wireless Network (not coming into Watsonville but stopping in Santa Cruz), 64% of college campuses have extensive wireless coverage, and some cities are to roll out complete coverage of city. There is wireless technology in the homes, in coffee shops, the City of Watsonville and Salinas Police Departments. The City of Watsonville requires that a cell tower be 1500 feet away from a school facility; Santa Cruz City and the County of Santa Cruz have no specific requirements on cell tower location in relationship to schools. Many other agencies in the surrounding area offer wireless internet. He said that PVUSD is within FCC guidelines.

Cheri Alderman, teacher, asked that a wireless computer be not placed on her room. Has been reading about the hazards of wireless technology and was shocked to find that many people do not want to know about it. She read a bit from an article and from a letter from Alan Pagano, Superintendent of a district in the area, regarding the hazards of wireless technology.

Marilyn Garrett, community member, reminded all that communication before wireless technology was just as effective. About 3% of the population is hyper-electric sensitive and can be harmed with the emissions of wireless devices. She offered the myths and facts of items such as computers, and how those can emit biologically damaging radiation.

Sue Raney, Aptos resident, lives near a wireless tower that is also near Aptos Jr. High, would like to be sure that any proposed towers meet the 1500 feet parameter set by the City. She noted that when there are indications of something being adverse to health, the risks of not doing anything may be greater than those of doing something.

Jerry McMullen, Aptos resident, lives near Aptos Jr. High, concerned about the wireless affects of the towers and antennae near residential areas and schools. He asked the board to consider the effects of radiation on our students. Also request that the 1500 feet is enforced.

Bruce Bishop, engineer, experienced in RF design and antennae design. His company every day tests wireless devices' performance and sensitivity, and noted that the measure of power levels of antennae mounted directly over their building is minimal: 1/1,000,000<sup>th</sup> of a watt.

The board participated with comments and questions.

### **13.2 Report and discussion on Reclassification of English Learners to Fluent English Proficient.**

*Report by Ylda Nogueta, Assistant Superintendent, South Zone, and Sylvia Mendez, Director of Federal and State Programs.*

Ylda Nogueta reported that reclassification is the process through which students who have been identified as English Learners (EL) are reclassified to fluent English proficient. The State Board of Education has established following four reclassification criteria based on Education Code: 1) Assessment of English Language Proficiency using the CELDT; 2) Teacher evaluation of a student's academic performance; 3) Parent opinion and consultation; and 4) Comparison of performance in basic skills using CST scores. Assessment of student proficiency, use CELDT,

Sylvia Mendez presented and explained the form used for reclassification, which includes the 4 reclassification criteria. This form is used for students 2<sup>nd</sup> – 12<sup>th</sup> grades only. Mrs. Mendez pointed out that redesignation rates show a slight growth each year. She noted that PIE (Parallel Instruction in English) is a program used by sites and it was developed to give explicit skills that have to be taught in English that are not transferable to learning to read in Spanish.

Mrs. Nogueta explained that a student classified as an EL one who does not speak English, whose native language is not English or who is not able to perform in an English environment. She presented a sheet with information as to the percentage of ELs' at each school, including Kinder and 1<sup>st</sup> grade. In terms of next steps, schools have identified students who will be reclassified this year. The District wants the percentage of reclassified students to be much higher. For this, the district has to focus and train on reading and academic language development.

The Board participated with questions and comments.

## **14.0 POLICY REVIEW**

### **14.1 Review and Possible Action to Adopt Revisions to Board Bylaws, 9000's Series, Sections 9000, 9200, 9310, 9311, 9312, 9313, 9314, 9320 & E 9320.**

Board decided to table this item until Board Bylaw 9005, Governance Standards is brought back for discussion.

## **15.0 GOVERNING BOARD COMMENTS**

Public Comment

Antonio Rivas, Watsonville City Mayor, spoke about some concerns by the Police Department and the City Council in the community regarding violence at PVHS and RHMS. Meetings have been held with the Superintendent and a couple of board members but the problems have not stopped. Some of the students will be arrested and there will be consequences. Need more forceful discipline to mitigate the problem. Requested the cooperation from all district administration and board members to be able to prevent this problem in the community.



Trustee Volpa requested a Friday Update from Student Services on discussions have taken place in the County regarding students' behavior. Would like reports on what's going on in the schools with students behaving wrong. She noted that Aptos High construction is looking good and really coming along.

Terry McHenry noted that the Green Valley corridor has seen more students and things that were not anticipated. However, he stated, it is not just PVUD students; there are a variety of people involved, including young men who are not part of any school. The district agreed to put in more staff to alleviate the situation; at least one administrator in the parking lot. Educational programs at PVHS and RHMS as well as parent meetings are taking place. We have been as proactive as possible.

Trustee DeHart attended an AgFocus class and looked at the contributions of all the ethnic groups to the Pajaro Valley. She will be attending a Progressive Dinner that supports this AgFocus on October 21<sup>st</sup>.

Trustee Nichols commented that she went to see the progress of construction at AHS.

Trustee Osmundson reported that she broke up a fight by two students at PVHS. Wondering what is causing those quarrels. Working on a resolution regarding the raids that occurred a while ago and hopes to put that on the agenda fairly soon. Also would like to see an item on the hazardous effects of wireless devices on health.

Trustee Yahiro supports having a safety item on the agenda. WHS and the possibility of them having to house returning students from PVHS is an issue that needs to be addressed as well.

Trustee Volpa commented that we used to have agenda items and how they would tie to district goal to understand how it relates to education; she suggested considering reinstating that practice.

**16.0 UPCOMING BOARD MEETINGS/REMAINING BOARD MEETINGS FOR 2006**

**16.1 Wednesday, October 25, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00 pm Open; Session 7:00 pm.**

**16.2 Wednesday, November 8, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00 pm; Open Session 7:00 pm.**

**16.3 Wednesday, December 6, Annual Organizational Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00 pm; Open Session 7:00 pm.**

**17.0 ADJOURNMENT**

There being no further business to discuss, the Board meeting was adjourned at 10:20 pm.

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Secretary