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MINUTES
REGULAR PUBLIC MEETING OF THE BOARD OF EDUCATION
SANDIEGO UNIFIED SCHOOL DISTRICT
AUDITORIUM, EUGENE BRUCKER EDUCATION CENTER
4100 NORMAL STREET
SANDIEGO, CA 92103

January 24, 2006

11:00 a.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>OPEN SESSION</u> (11:00 a.m., Room 2249)</p> <p>II. <u>Public Hearing: Matters to be Considered in Closed Session</u> (11:00 a.m., Room 2249)</p> <p>Francis Kleber, Evelin Hernandez and Cindy Jones addressed the board in public hearings regarding proposed student discipline.</p> <p>III. <u>CLOSED SESSION</u> (Room 2249)</p> <p>Closed session to conference with District's labor negotiator; to discuss employment of Site Special Education Administrator, Roosevelt Junior High, Principal, Mission Bay High; to discuss employee discipline dismissal release; to discuss public employee evaluation of Board Policy Analyst, Administrative Coordinator to the Board, Assistant to the Board I; to conference with District's legal counsel pursuant to Government Code Section 54956.9(a) [<u>Child Evangelism Fellowship v. Bersin, et al.</u>, U.S.D.C., Southern District Civil No. 05cv1166-IEG(WMc); <u>California Charter Schools Association, et al., v. San Diego Unified School District</u>, Superior Court Case No. GIC 858382]; to conference with District's real property negotiator pursuant to Government Code Section 54956.8; and student discipline.</p> <p>IV. <u>OPEN SESSION</u> (1:30 p.m., Auditorium)</p> <p>A. <u>PLEDGE OF ALLEGIANCE</u></p> <p>President Acle introduced student representatives: Jamielou Trajamo, Morse High School, and Ryan Reif, La Jolla High School.</p> <p>B. <u>REPORT ON CLOSED SESSION</u></p> | <p>President Acle called the meeting to order with all members present.</p> <p>President Acle adjourned the meeting to closed session.</p> <p>President Acle reconvened the meeting in open (public) session with all members present.</p> <p>President Acle reported that the Governing Board has been meeting in closed session regarding items listed on today's closed session agenda, and reported that no reportable actions were taken in the closed session.</p> |

MINUTES

January 24, 2006

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C. RECOGNITIONS AND PRESENTATIONS

Motion
Second
Ayes
Nays
Abstain

X
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X

1. Resolution in the Matter of the Recognition of February 6-10, 2006, as National School Counseling Week.

President Acle presented the Resolution to Earlene Dunbar and Chris Pare.

Adopt. See EXHIBIT C1 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

2. Resolution in the Matter of the Recognition of February 2006 as Black History Month.

President Acle presented the Resolution to Donna Marriott, Cynthia Larkin, Stan Murphy and Kathleen L. Gallagher.

Adopt. See EXHIBIT C2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
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X

3. Resolution in the Matter of the Recognition of February 13, 2006, as National African American Parent Involvement Day (NAAPID).

President Acle presented the Resolution to Melissa Whipple, Cheryl Johnson, Regina Patton, Walter Kudumu, Zoneice Jones and Brenda Lesane.

Adopt. See EXHIBIT C3 which is made a part of these minutes.

4. Recognition of Student Academic and Athletic Accomplishments.

President Acle, members of the Board and Superintendent recognized and congratulated students from schools for their academic and athletic accomplishments. See EXHIBIT C4 which is made a part of these minutes.

D. CONSENT ITEMS

Motion
Second
Ayes
Nays
Abstain

X
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X

Action by the Board of Education in "Adoption of Consent Calendar" at this point of the agenda means that all items appearing in this section (Section D.) 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 revised Consent Calendar.

Item D2e was withdrawn from the agenda and item D3h was discussed but remained on the Consent Calendar.

1. APPROVAL OF MINUTES

Motion
Second
Ayes
Nays
Abstain

X
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January 10, 2006, Regular Meeting

Approve and adopt minutes.

MINUTES

January 24, 2006

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Motion
Second
Ayes
Nays
Abstain

X X X X X

D. CONSENT ITEMS

2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

a. Agreement, effective February 15, 2006 through February 14, 2009, between the San Diego Unified School District and IMS Recycling Services, Inc. for the contracting of recycling services for obsolete, inoperable and salvaged computers, computer monitors, and televisions. The revenue to be received by the District is estimated to be \$60,000 annually. (Contract No. 56-62) (District Wide)

Approve. See EXHIBIT D2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

b. Agreement, effective July 1, 2006 through June 30, 2009, between the San Diego Unified School District and Sprint Nextel, Inc. for purchase of digital wireless telecommunications services and digital wireless telecommunications services with the "push-to-talk" (walkie-talkie) radio feature. The funds authorized to be expended under this Agreement will be a maximum of \$690,000 annually from District budgeted site identified general operating funds. (Contract No. 56-8) (Telecommunications Department)

Approve. See EXHIBIT D2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

c. First Amendment to Agreement, effective July 1, 2006 through June 30, 2007, between the San Diego Unified School District and Southwestern Bell Communications Services, Inc. dba SBC Long Distance to provide District wide long distance telephone services, to increase the rate for intrastate and interstate calls. Rate increases are as follows: Intrastate calls from \$0.035 per minute to \$0.036 per minute and interstate calls from \$0.031 per minute to \$0.032 per minute. The funds authorized to be expended under this Agreement will be a maximum of \$60,000 from District budgeted site identified general operating funds. (Contract No. 34-77) (Telecommunications Department)

Approve. See EXHIBIT D2 which is made a part of these minutes.

MINUTES

January 24, 2006

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

d. Second Amendment to Agreement, effective July 1, 2005 through June 30, 2006, between the San Diego Unified School District and Empower Solutions to provide software development, testing and implementation services to assist the District Information Technology Department in the deployment and implementation of the PeopleSoft software application for the District Wide Application (DWA). Second Amendment to Agreement adds additional services and increases expenditure amount by \$351,126, for a total amount of \$1,272,126. The additional funds authorized to be expended under this Agreement will be a maximum of \$351,126 from budgeted Information Technology Department Contract Professional Services funds. (Contract No. 45-77) (Information Technology Department)

e. Agreement for display of the Margaret Rocle painting "Celery" at Oceanside Museum of Art. The painting will be displayed at the art exhibition of paintings from the Works Progress Administration era at Oceanside Museum of Art from January 28, 2006 through March 19, 2006. (Contract No. 56-117) (Visual and Performing Arts Department)

f. Agreement, effective January 25, 2006 through January 24, 2007, between the San Diego Unified School District and Minert & Associates, Inc. to provide professional mobile, on-site and laboratory drug and alcohol testing of current, prospective and newly hired District employees. The funds authorized to be expended under this Agreement will be a maximum of \$50,000 from the District's Personnel Department's "Unrestricted" general budgeted funds. (Contract No. 56-67) (Human Resources Department)

Approve. See EXHIBIT D2 which is made a part of these minutes.

WITHDRAWN

Approve. See EXHIBIT D2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

Motion
Second
Ayes
Nays
Abstain

X X X X X

MINUTES

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January 24, 2006

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| | | | | | | D. <u>CONSENT ITEMS</u> | |
| | | | | | | 3. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Facilities Management | |
| Motion | | | | | X | a. Ratification of contracts issued for no greater than \$65,100 for materials, supplies, and services, or of less than \$15,000 for public projects for work initiated during the period January 1, 2006 through December 31, 2006. | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |
| Motion | | | | | X | b. Second Amendment to Agreement C34-047, effective February 1, 2004 through January 31, 2007, between San Diego Unified School District and Ramona Paving & Construction Corporation for asphalt repair and seal coating at various district sites on an as-needed basis. (Major Repair and Replacement Fund) | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |
| Motion | | | | | X | c. Ratification of Future Thurgood Marshall Middle School Change Order Nos. 00011C, 00015C, 00030C, 00031C, and 00032C to Contract C-7175 with SOLPAC, INC. dba Soltek Pacific for Western Swale and SWPPP work, wetlands restoration, and trailer relocation. These change orders increase the contract value in the amount of \$167,999 for a cumulative contract rate of 21.40%. (Proposition MM Funds) | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |
| Motion | | | | | X | d. Approval of Lincoln High School Change Order No. C00008 to Contract C-7193 with douglas e. barnhart, inc. for the replacement of a wheel chair lift with an elevator, including modifications to the building structure and necessary electrical services, at the Advanced Transportation and Design Workshop of Building 300. This change order increases the contract value in the amount of \$134,723 for a cumulative contract rate of 4.48%. (Proposition MM Funds) | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |
| Motion | | | | | X | e. Second Amendment to Agreement, effective February 11, 2004 through February 10, 2007, between the San Diego Unified School District and Mactec Engineering and Consulting, Inc. (C-7186) to provide geotechnical/soils inspection and construction materials testing and inspection consulting services and increase the consideration to a maximum of \$2,000,000, an increase of \$500,000. Funding will be Proposition MM Major Repair and Replacement Fund. | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |
| Motion | | | | | X | f. Ratification of individual change orders up to \$100,000, not to exceed a total of ten percent (10%) of the original contract value approved by the Chief Facilities Officer or Deputy Chief Facilities Officer, Facilities Management, for the period July 1 – December 31, 2005. | Approve. See EXHIBIT D3 which is made a part of these minutes. |
| Second | | | X | | | | |
| Ayes | X | X | X | X | X | | |
| Nays | | | | | | | |
| Abstain | | | | | | | |

MINUTES

January 24, 2006

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

3. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

Motion
Second
Ayes
Nays
Abstain

X X X X X

g. Notification to the Board of Education that Notices of Completion have been recorded in the San Diego County Recorder's Office by Facilities Management for the period of July 1 – December 31, 2005.

Approve. See EXHIBIT D3 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

h. Report on Bid Opening of December 15, 2005, for weed abatement and brush removal at various District sites on as as-needed basis (C56-046). Agreement, effective February 1, 2006 through January 31, 2007, between San Diego Unified School District and A & D Fire Protection, Inc. for the total pre-determined value of \$250,000. (General Maintenance and Operations Funds)

Approve. See EXHIBIT D3 which is made a part of these minutes.

Johnnie Colvin and William Merrill addressed the board in public hearings prior to the vote on the above item.

Motion
Second
Ayes
Nays
Abstain

X X X X X

i. Report on Bid Opening of December 8, 2005, for storage services for furniture, equipment and materials on as as-needed basis (C56-033). Agreement, effective February 1, 2006 through January 31, 2007 between San Diego Unified School District and Cor-O-Van for the total not-to-exceed value of \$200,000. (Proposition MM Fund)

Approve. See EXHIBIT D3 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

j. Report on Bid Opening of December 8, 2005, for electrical and technology upgrades at Adams and Bayview Terrace Elementary Schools – Phase II (C56-049). Agreement, effective January 25, 2006 through June 30, 2006 between San Diego Unified School District and Precision Electric, Inc. for the total base bid value of \$169,855. (Proposition MM Fund)

Approve. See EXHIBIT D3 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

k. Report on Bid Opening of December 9, 2005, for landscape improvements at Standley Middle and Torrey Pines Elementary Schools (C56-053). Agreement, effective January 25, 2006 through March 31, 2006 between San Diego Unified School District and Palm Engineering Construction, Inc. for the total base bid value of \$192,000. (Proposition MM Fund)

Approve. See EXHIBIT D3 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

L. Report on bid opening of December 13, 2005 for construction of the Burbank Elementary School (C-7212). Agreement, effective approximately February 14, 2006 through June 29, 2007, between San Diego Unified School District and Erickson-Hall Construction Co. for a base bid value of \$17,237,000.

Approve. See EXHIBIT D3 which is made a part of these minutes.

January 24, 2006

| AGENDA ITEM | Action Authorized By Board |
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| <p>D. <u>CONSENT ITEMS</u></p> <p>4. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Financial Operations</p> <p>The Finance Section (D.4.) items consist of actions authorized under the California Constitution or legal statutes and is in accordance with administrative rules and regulations. Detail information for all D.4. items is available in the Budget Department.</p> <p>a. <u>Transfer of appropriations</u> between major expenditure classifications is authorized at any time by written resolution of the Board of Education filed with the county superintendent of schools and the county auditor. A resolution providing for the transfer between classifications must be approved by a majority of the members of the governing board (Education Code Section 42600). Major expenditure classifications are as follows:</p> <ul style="list-style-type: none"> 1000 Certificated Personnel Salaries 2000 Classified Personnel Salaries 3000 Employee Benefits 4000 Books and Supplies 5000 Services and Operating Expenses 6000 Capital Outlay 7000 Other Outgo 9000 Reserves <p>No agenda items.</p> <p>b. <u>Actions to accept, budget, and spend income</u>, in excess of that included in the adopted budget, are authorized by Education Code Section 42602. These actions provide the means by which the board of education can access income which becomes available to them after they have adopted a final budget. When such added income is available and a majority of the board is in agreement as to its use, the action to accept, budget, and spend the income is a routine action. It increases the budgeted appropriations in the amount of the added income and authorizes the expenditure of that income for the purposes designated in the resolution and supporting budget. The following items represent such resolutions for the purposes stated below:</p> <p>No agenda items.</p> | |

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January 24, 2006

| | | AGENDA ITEM | Action Authorized By Board |
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D. CONSENT ITEMS

4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

Motion
Second
Ayes
Nays
Abstain

X
X
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X

c. Independent Contractor Services Agreement.
Payment for consultant services for school year 2005-2006 for which funds were included in the 2005-2006 budget and containing serial numbers 01-24-01 through 01-24-01.

Approve. See EXHIBIT D4 which is made a part of these minutes.

d. Special Education.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

1. Authorizes the payment of \$125.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN070992-574. This is payment for vision therapy for a special education student during the month of December 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

2. Authorizes the payment of \$250.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN080589-026. This is payment for vision therapy for a special education student during the months of November and December 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

3. Authorizes the payment of \$500.00 to Drs. Daniel & Davis Optometry per IEP team agreement SN090396-030. This is payment for vision therapy for a special education student during the months of November and December 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

4. Authorizes the payment of \$2,200.00 to Thomas Nelson per a resolution agreement SN091691-639. This is payment for attorney fees for a special education student from October through December 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

5. Authorizes the payment of \$6,885.00 to Terry & Tim Darton per a resolution agreement SN101988-287. This is payment for speech-language therapy, neuropsychological assessment and tuition fees for a special education student from March through September 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
X
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6. Authorizes the payment of \$3,250.00 to Ava Weitzen per a final mediation agreement SN2005-080130. This is payment for attorney fees for a special education student from September through December 2005.

Approve.

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January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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D. CONSENT ITEMS

4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

d. Special Education

Motion
Second
Ayes
Nays
Abstain

7. Authorizes the payment of \$11,250.00 to Jeannie & Dennis O’Conner per a resolution agreement SN111989-419. This is to reimburse the parents of a special education student for nonpublic school tuition during the 2005-06 school year.

Approve.

Motion
Second
Ayes
Nays
Abstain

8. Authorizes the payment of \$750.00 to Dana Dean Optometry per IEP team agreement SN051196-023. This is payment for vision therapy for a special education student during the month of November 2005.

Approve.

Motion
Second
Ayes
Nays
Abstain

9. Authorizes the payment of \$1,968.00 to Pioneer Day School and Learning Center per IEP team agreement SN060988-706. This is payment for a one-on-one aide assistant and mileage for a special education student for the month of November 2005.

Approve.

e. Other Financial Matters.

Motion
Second
Ayes
Nays
Abstain

1. Resolution in the matter of purchasing tax-sheltered annuity contracts, specifically with Wachovia Securities.

Adopt. See EXHIBIT D4 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

2. Authorize the payment of stipend as identified for the Intel Grant Project personnel. Danine Ezell, Project Coordinator 2004-2005 school year \$5,000.00. In accordance with the Intel Grant requirements, Ms. Ezell's stipend constitutes 100% of her work as project coordinator and completes her payment for the 2004-2005 school year.

Approve.

MINUTES

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January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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Motion
Second
Ayes
Nays
Abstain

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D. CONSENT ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Human Resources

a. Personnel Action Forms

Approve certificated and classified personnel actions processed by the Human Resource Services Division between the dates of January 7, 2006, through January 20, 2006, including: hires, re-hires, promotions, transfers, terminations, payrate changes, and assignment changes.

Approve. See EXHIBIT D5 SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

b. Establish, effective July 1, 2004, a new management job class, Manager, Materiel Control, at salary grade 024 on the Management Salary Schedule.

Approve. See EXHIBIT D5 SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

c. Abolish, effective July 1, 2004, the Materiel Control Specialist job classification, at salary grade 025 on the Supervisors' Salary Schedule.

Approve. See EXHIBIT D5 SUMMARY which is made a part of these minutes.

January 24, 2006

| AGENDA ITEM | Action Authorized By Board |
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| <p>D. <u>CONSENT ITEMS</u></p> <p>6. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Instructional Support</p> <p>a. Expulsion of students from District Schools. (Placement/Appeal)</p> | <p>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 following student is on suspended expulsion until Spring 2006 and must enroll in the ALBA program: 06-0061 for violation of Education Code Sections 48900(a)(1) and 48900(a)(2); the following students are on suspended expulsion until Fall 2006 and must enroll in the ALBA program: 06-0262 for violation of Education Code Sections 48915(a)(1), 48900(a)(1) and 48900(a)(2); 06-0226 for violation of Education Code Sections 48915(a)(5), 48900(a)(1) and 48900(a)(2); 06-0280 for violaton of Education Code Sections 48915(a)(2) and 48900(b); 06-0271 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0264 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0286 for</p> |

January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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D. CONSENT ITEMS

6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

a. Expulsion of students from District Schools. (Placement/Appeal)

violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0282 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0265 for violation of Education Code Sections 48900(a)(1) and 48900(a)(2); 06-0248 for violation of Education Code Sections 48915(a)(3) and 48900(c); 06-0232 for violation of Education Code Sections 48915(a)(3) and 48900(c); 06-0270 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0234 for violation of Education Code Sections 48915(a)(3) and 48900(c); 06-0273 for violation of Education Code Section 48900(g); the following students are on suspended expulsion until Fall 2006 and must enroll in the Summit program: 06-0269 for violation of Education Code Section 48900(g); 06-0275 for violation of Education Code Section 48900(g); 06-0257 for violation of Education Code Section 48900(k); 06-0274 for violation of Education Code Section 48900(g); 06-0267 for violation of Education

January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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D. CONSENT ITEMS

6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

a. Expulsion of students from District Schools. (Placement/Appeal)

Code Sections 48915(a)(2), 48900(b) and 48900(f); 06-0244 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0223 for violation of Education Code Sections 48915(a)(5), 48900(a)(1) and 48900(a)(2); the following students are expelled until Fall 2006 with placement at Summit: 06-0245 for violation of Education Code Sections 48915(c)(1), 48915(a)(2) and 48900(b); 06-0252 for violation of Education Code Sections 48915(c)(4) and 48900(n); 06-0239 for violation of Education Code Sections 48915(c)(2), 48915(a)(2) and 48900(b); 06-0030 for violation of Education Code Sections 48915(c)(4) and 48900(n); 06-0243 for violation of Education Code Sections 48915(c)(1), 48915(a)(2) and 48900(b); the suspended expulsions of the following students are revoked and the students are expelled until Spring 2006 with placement at Summit: 06-0317 for violation of Education Code Section 48900(k); 06-0315 for violation of Education Code Section 48900(f); the suspended

January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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D. CONSENT ITEMS

6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

a. Expulsion of students from District Schools. (Placement/Appeal)

expulsion of the following student is revoked and the student is expelled until Fall 2006 with placement at Summit: 06-0288 for violation of Education Code Section 48900.4; the following student is on suspended expulsion until Spring 2006 and must enroll in Scripps Ranch High School: 06-0242 for violation of Education Code Sections 48915(a)(5), 48900(a)(1) and 48900(a)(2); Upon completion of the suspended expulsions and expulsions appropriate placements will be determined by the Placement and Appeal office.

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January 24, 2006

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| | | | | | D. <u>CONSENT ITEMS</u> | |
| | | | | | 7. <u>OFFICE OF SUPERINTENDENT</u>--Deputy Superintendent | |
| Motion | | | | X | a. Approval of various elementary, middle and secondary school field trips and related travel agency agreements. | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |
| Motion | | | | X | b. Agreement, effective January 25, 2006 through July 21, 2006, between the San Diego Unified School District and Voice Empowered Technology Organization (VETO), a state-approved Supplemental Education Services (SES) provider, to offer free after school tutoring services to qualifying students at schools in Program Improvement Year 2 and beyond. Amount of funding not to exceed \$2,376,062 funded by Title I. (Teacher Preparation and Support) | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |
| Motion | | | | X | c. Appointment of members to the Career Technical Education Advisory Committee. | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |
| Motion | | | | X | d. First Amendment to Agreement, effective November 9, 2005 through June 30, 2006 between the San Diego Unified School District and National Even Start Association (NESA) to provide literacy support services to preschool children and their parents at nineteen School Readiness sites. Amount of funding not to exceed \$254,318 (this amendment does not change the amount of funding, but reallocates \$2,700 to provide additional student and parent materials) funded by First 5 Commission of San Diego. (Student Services) | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |
| Motion | | | | X | e. Agreement, effective January 30, 2006 through August 14, 2006, between the San Diego Unified School District and Hoffman Clark & Associates to provide evaluation services for the Alcohol Abuse Reduction Grant. Amount of funding not to exceed \$30,000 funded by Alcohol Abuse Reduction Grant. (Student Services) | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |
| Motion | | | | X | f. Agreement, effective February 6, 2006 through September 30, 2011, between the San Diego Unified School District and National Academy Foundation (NAF) to continue the Academy of Information Technology at Hoover High School, the Academy of Finance at San Diego High School of Business, the Academy of Hospitality and Tourism and the Academy of Finance at Scripps Ranch High School and the Academy of Information Technology at Serra High School. Amount of funding not to exceed \$1,000 annually funded by Carl Perkins Vocational and Technical Education Act. (School-to-Career) | Approve. See EXHIBIT D7 which is made a part of these minutes. |
| Second | | | X | | | |
| Ayes | X | X | X | X | | |
| Nays | | | | | | |
| Abstain | | | | | | |

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January 24, 2006

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Motion
Second
Ayes
Nays
Abstain

X
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D. CONSENT ITEMS

7. OFFICE OF SUPERINTENDENT--Deputy Superintendent

g. Termination of Agreement, effective December 31, 2005, between the San Diego Unified School District and Home Start, Inc. Agreement provided Parent-Child Interaction Training (PCIT) and Supervision. (Student Services)

Approve. See EXHIBIT D7 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
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X

h. Agreement, effective January 25, 2006 through June 30, 2007, between the San Diego Unified School District and University of San Diego/School of Leadership and Education Sciences to allow students to receive counseling field practicum experience at select district schools during the 2005-06 and 2006-07 school years. There is no cost to the district. (Student Services)

Approve. See EXHIBIT D7 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

i. Agreement, effective January 25, 2006 through June 30, 2006, between the San Diego Unified School District and Kaplan, K12 Learning Services. Through this agreement and in compliance with Assembly Bill (AB) 128, KAPLAN will provide "CAHSEE Success" instructional materials and diagnostic tests for district-identified students in the class of 2006 to ensure higher passing rates on the California High School Exit Examination (CAHSEE). KAPLAN will also train district teachers in the use of "CAHSEE Success" instructional materials, conduct an overview session for principals of "CAHSEE Success," and conduct a three-hour seminar for principals on coaching teachers in the use of the Kaplan materials. Amount of funding not to exceed \$135,000 funded by AB128, Title III.

Approve. See EXHIBIT D7 which is made a part of these minutes.

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January 24, 2006

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

8. OFFICE OF SUPERINTENDENT--Chief of Staff

No agenda items.

9. OFFICE OF THE BOARD OF EDUCATION

- a. Refer to General Counsel; authorize filing of an Answer or other responsive pleading and authorize such action as necessary in defending against the following lawsuit:

1) Service of Summons and Complaint in the matter of California Charter Schools Association v. San Diego Unified School District, et al. (Case No. GIC 858382) addressing issues concerning charter schools KIPP Adelante Preparatory Academy and Fanno Academy under Proposition 39 (Charter Schools Act).

- b. Refer to General Counsel; authorize filing of an Answer or other responsive pleading; authorize the filing of a cross-complaint for express indemnity, implied indemnity, equitable indemnity, apportionment, breach of contract, and declaratory relief; and authorize such action as necessary in defending against the above-lawsuit, including, but not limited to, tender of defense and indemnity from general contractor and/or its surety:

No agenda items.

Approve. See EXHIBIT D9 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

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January 24, 2006

| | AGENDA ITEM | Action Authorized By Board |
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E. ACTION/INFORMATION ITEMS

1. OFFICE OF SCHOOL SITE SUPPORT - Business Operations

No agenda items.

2. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

a. Resolution in the Matter of Intention to Dedicate to San Diego Gas & Electric Company an easement and right of way in, upon, over, under and across land to erect, construct, reconstruct, replace, repair, maintain and use guy poles and/or anchors and connecting wires on property owned by the San Diego Unified School District, pursuant to Education Code Section 17556, et seq. (portion of Point Loma High School site). The easement excludes digital, cellular or other mobile communication infrastructure. There is no expense to the District for this easement.
(This item requires 4 votes.)

Adopt. See EXHIBIT E2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

b. Resolution in the Matter of Intention to Dedicate to San Diego Gas & Electric Company an easement and right of way in, upon, over, under and across land to erect, construct, change the size of, improve, reconstruct, relocate, repair, maintain and use underground facilities and appurtenances for the transmission of electricity and for communication facilities and appurtenances on property owned by the San Diego Unified School District, pursuant to Education Code Section 17556, et seq. (portion of de Portola Middle School site). The easement excludes digital, cellular or other mobile communication infrastructure. There is no expense to the District for this easement.
(This item requires 4 votes.)

Adopt. See EXHIBIT E2 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

c. Fourth Amendment to the Agreement of Purchase and Sale By and Between San Diego Unified School District (“Seller”) and Home Depot U.S.A., Inc. (“Buyer”) for the Copley Drive property. The fourth amendment will provide, at Home Depot’s option, two additional 30-day extension increments to close of escrow at a cost to Home Depot of \$150,000 per extension.

Approve. See EXHIBIT E2 which is made a part of these minutes.

MINUTES

January 24, 2006

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E. ACTION/INFORMATION ITEMS

3. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

a. Independent Contractor Services Agreement.
Payment for consultant services for school year 2005-2006 for which funds were included in the 2005-2006 budget and containing serial numbers 01-10-02 through 01-10-06.

Approve. See EXHIBIT E3 which is made a part of these minutes.

b. Title I Eligibility Ranking, Participation and Budget Allocation 2006-07.

Debra Redenbaugh and David Page addressed the board in public hearings prior to the vote on the above item.

Approve. See EXHIBIT E3 which is made a part of these minutes.

4. OFFICE OF SCHOOL SITE SUPPORT--Human Resource Services

a. Appointment/Reassignment of Personnel
(EXHIBIT E4)

Approve. See EXHIBIT E4 which is made a part of these minutes.

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

No agenda items.

Motion
Second
Ayes
Nays
Abstain

X
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Motion
Second
Ayes
Nays
Abstain

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Motion
Second
Ayes
Nays
Abstain

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January 24, 2006

| | | AGENDA ITEM | Action Authorized By Board |
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E. ACTION/INFORMATION ITEMS

6. OFFICE OF THE SUPERINTENDENT--Deputy Superintendent

Motion
Second
Ayes
Nays
Abstain

X
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X

a. Ratification of First Amendment to Agreement, effective July 1, 2004 through June 30, 2005, between the San Diego Unified School District and Dr. John P. Fitzpatrick, O.D. to provide vision therapy assessments to children with special needs and provide consulting services to district staff in compliance with state and federal laws and regulations. Amount of funding not to exceed \$50,000 (this amendment adds \$25,000). Ratification due to contractor submitted additional invoices for payment exceeding original contract amount. (Special Education)

Approve. See EXHIBIT E6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

b. Ratification of Agreement, effective July 1, 2005 through December 31, 2006, between the San Diego Unified School District and San Diego County Office of Education (SDCOE) to operate San Diego's "6 to 6" Extended Day Programs at the following cohort 2 schools: Chollas/Mead Elementary, Preuss Model School, Promise Charter, and Washington Elementary School. Amount of funding not to exceed \$235,592 funded by 21st Century Community Learning Center (CCLC) state grant. Ratification due to the District had been waiting for contract documents to arrive from SDCOE. (Teacher Preparation and Support)

Approve. See EXHIBIT E6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
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X

c. Ratification of Agreement, effective July 1, 2005 through December 31, 2006, between the San Diego Unified School District and San Diego County Office of Education (SDCOE) to operate San Diego's "6 to 6" Extended Day Programs at the following cohort 3 schools: Alcott, Baker, Balboa, Bayview Terrace, Bethune, Cabrillo, Dana, Darnall, Doyle, Fletcher, Florence, Foster, Fulton, Garfield, Grant, Hawthorne, Johnson, Kennedy, King, King/Chavez, Mason, McKinley, Sequoia, Spreckels, Toler, Vista Grande, Walker, and Zamorano Elementary Schools and Roosevelt Middle School. Amount of funding not to exceed \$2,273,097.26 funded by 21st Century Community Learning Center (CCLC) state grant. Ratification due to the District had been waiting for contract documents to arrive from SDCOE. (Teacher Preparation and Support)

Approve. See EXHIBIT E6 which is made a part of these minutes.

MINUTES

January 24, 2006

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AGENDA ITEM

Action Authorized
By Board

E. ACTION/INFORMATION ITEMS

7. OFFICE OF THE SUPERINTENDENT--Chief of Staff

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

a. Adoption of the Tentative Agreement between the District and the San Diego Education Association as the exclusive representative for all employees in the Certificated Bargaining Unit for the 2005-2006 reopener negotiations of Article 7 – Wages and Article 9 – Health and Welfare, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education.

Approve. See EXHIBIT E7 which is made a part of these minutes.

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.

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

b. Adoption of the Tentative Agreement between the District and the California School Employees Association, Chapter 788 as the exclusive representative of the Office-Technical and Business Services bargaining unit for the 2005-2006 reopener negotiations of Article 7 – Wages and Article 9 – Health and Welfare, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education.

Approve. See EXHIBIT E7 which is made a part of these minutes.

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.

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

c. Adoption of the Tentative Agreement between the District and the California School Employees Association, Chapter 724 as the exclusive representative of the Operations Support Services bargaining unit for the 2005-2006 reopener negotiations of Article 7 – Wages and Article 9 – Health and Welfare, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education.

Approve. See EXHIBIT E7 which is made a part of these minutes.

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.

Ethel Larkins addressed the board in public hearing prior to the vote on the above item.

January 24, 2006

AGENDA ITEM

Action Authorized
By Board

F. SUPERINTENDENT'S REPORT

1. Information report.

G. BOARD MEMBER ITEMS

1. Board Member Reports.

H. PUBLIC HEARINGS: New Matters (To be heard at the end of the meeting.)

1. Andres Bordes and Kim Signoret-Paar addressed the Board in public hearings regarding the lease of Decatur Elementary School site.

I. ADJOURNMENT

President Acle adjourned
the meeting at 4:45 p.m.

Legality and Form
Approved:

THEODORE A. BUCKLEY
Deputy General Counsel

2005-06 Series No. 21

Cheryl Ward
Board Action Officer

Respectfully submitted,

CARL A. COHN
Superintendent

Approved:

LUIS ACLE
President of Board