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

October 11, 2005

12:00 p.m.

AGENDA ITEM

*Present

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.)

- I. OPEN SESSION** (12:00 p.m., Room 2249)
- II. Public Hearing: Matters to be Considered in Closed Session**
(12:00 p.m., Room 2249)
- III. CLOSED SESSION** (Room 2249)
- IV. OPEN SESSION** (3:00 p.m., Auditorium)
 - A. PLEDGE OF ALLEGIANCE**
 - B. REPORT ON CLOSED SESSION**
 - C. RECOGNITIONS AND PRESENTATIONS**
 - 1. Welcome and reception for Superintendent of Schools, Carl A. Cohn.
(Time Certain: 5:30 p.m.)

*NOTE: Action blocks which appear in the left-hand margin (Motion, Second, etc.) are included only as a convenience for the purpose of recording and preparation of the minutes of this meeting. The Board of Education reserves the right to take action on any agenda item regardless of whether that item has an action block. Agendas and major reports are posted on the internet at www.sandi.net

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PUBLIC HEARINGS: Consent and Open Items

To Address the Board on an Agenda Item: Members of the public wishing to address the Board must either call the Office of the Superintendent, Parent Support and Board Services Office at (619) 725-5634 by 10:00 a.m., on the day of the Board meeting or submit a "Public Hearing Request Form" to the Board Action Officer. You will be called on to speak at the point in the agenda immediately prior to the agenda item. Please note that "Public Hearing Request Forms will not be accepted after discussion of the item begins. Since some items may be taken quickly, a "Public Hearing Request Form" should be submitted at the beginning of the meeting. Agenda hearings are limited to a maximum of twenty minutes per consent and/or action item allowing for a maximum of ten minutes per opposing viewpoint and a maximum of three minutes per speaker. No deferral of speaker time is allowed.

Translation services are available by notifying the Parent Support and Board Services Office at (619) 725-5634 by noon Monday preceding the Tuesday meeting.

D. CONSENT ITEMS

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.

1. APPROVAL OF MINUTES

Regular Meeting, June 21, 2005
 Special Meeting, July 5, 2005
 Special Meeting, July 6, 2005

Motion
 Second
 Ayes
 Nays
 Abstain

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D. CONSENT ITEMS

2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

- a. Agreement, effective October 12, 2005, between the San Diego Unified School District and Budge-It Sign & Lighting for the furnishing and installation of an outdoor marquee light emitting diode (LED) message board for Serra High School. The funds authorized to be expended under this agreement will be a maximum of \$29,994.30 from site general operating funds. (Contract No. 56-36) (Serra High School). (EXHIBIT D2 SUMMARY/EXHIBIT D2)
- b. Agreement, effective October 12, 2005 through October 11, 2008, between the San Diego Unified School District and Mirror, Shower & Glass and Wolverine Glazing, Inc. for the purchase of aluminum windows and accessories. The funds authorized to be expended under this agreement will be a maximum of \$500,000 annually from maintenance and operations general budget. (Contract No. 56-32) (Maintenance & Operations Department). (EXHIBIT D2 SUMMARY/EXHIBIT D2)
- c. Agreement, effective October 12, 2005 through April 30, 2006, between the San Diego Unified School District and Barnes & Noble (Grossmont Center, La Mesa), Barnes & Noble (Hazard Center, San Diego), Barnes & Noble (Westview Parkway, San Diego), Borders Group, Inc. (Camino Del Rio North, San Diego), Casa del Libro A Specialty Bookstore, Creative Teaching Supplies d/b/a California Teachers Supplies, Eastman Educational Associates, Inc., Lakeshore Learning Materials, Okapi Educational Materials, Scholastic Book Fairs, Whoo's Smart Educational Materials, Yellow Book Road, and Yellow Book Road Too for the purchase of instructional materials and books for the BTSA Program. The funds authorized to be expended under this agreement will be a maximum of \$75,000 from BTSA Induction Program Funds. (Contract No. 56-29) (Beginning Teacher Support Assessment Department). (EXHIBIT D2 SUMMARY/EXHIBIT D2)
- d. Agreement, effective October 15, 2005 through October 14, 2007, between San Diego Unified School District and Ergocentrix to provide ergonomic consulting and training services for the District Risk Management Department on an "on call, as needed" basis. The funds authorized to be expended under this agreement will be a maximum of \$120,000 from the Risk Management Department's budgeted "Contract Workers Compensation Service" funds. (Contract No. 45-118) (Risk Management Department). (EXHIBIT D2 SUMMARY)
- e. Second Amendment to Agreement, effective November 13, 2002 through November 30, 2007, between San Diego Unified School District and Oracle USA, Inc. to purchase the PeopleSoft UPK software application from Oracle USA, Inc. in the additional amount of \$92,018.50, from DWA funds and amends the vendor name from PeopleSoft USA, Inc. to Oracle USA, Inc. Total amount authorized by this agreement is \$2,529,018.50. (Contract No. 23-78) (Information Technology Department). (EXHIBIT D2 SUMMARY)

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2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

- f. Third Amendment to Agreement, effective August 5, 2003 through September 14, 2006, between San Diego Unified School District and Waxie's Enterprises Inc., for the purchase of custodial and janitorial products. Amendment increases the annual expenditure from \$1,742,463.84 to \$1,781,465.05. The additional funds authorized to be expended under this Agreement will be a maximum of \$39,001.22 from general operating funds. (Contract No. 34-23) (District Wide Requirements Contract). (EXHIBIT D2 SUMMARY)
- g. First Amendment to Agreement, effective July 27, 2004 through February 28, 2006, between San Diego Unified School District and Building Restoration, Inc., to provide fire restoration services at Crawford High School. This amendment provides additional building demolition and reconstruction work on classrooms damaged by arson fire in July 2004 and increases the original maximum expenditure amount of \$1,000,000.00 by \$300,000.00 from budgeted County School Facility Funds. (Contract No. 45-49) (Facilities Management Department). (EXHIBIT D2 SUMMARY)
- h. Ratify Purchase Orders in excess of \$62,400 for materials, supplies and services, or in excess of \$15,000 for work to be done, for the period of August 29, 2005 through September 11, 2005, under contracts previously approved by the Board of Education. (Procurement & Contracts Department) (EXHIBIT D2)
- i. Ratify Purchase Orders issued of less than \$62,400 for materials, supplies, and services or of less than \$15,000 for work to be done, for the period of August 29, 2005 through September 11, 2005. (Procurement & Contracts Department) (EXHIBIT D2)

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3. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

- a. Ratification of contracts issued for no greater than \$62,400 for materials, supplies, and services, or of less than \$15,000 for public projects for work initiated during the period September 14, 2005 – September 26, 2005. (EXHIBIT D3)
- b. First Amendment to Agreement C45-011, effective October 12, 2004 through October 19, 2006, between San Diego Unified School District and Barrett-Robinson, Inc. to furnish and install toilet stall partitions at various district sites on an as-needed basis. (Future Repair and Replacement (9M) Fund) (EXHIBIT D3 SUMMARY)
- c. First Amendment to Agreement effective June 7, 2005 through May 31, 2007, between the San Diego Unified School District and R. J. Maus Architects (C-7239) to perform architectural services on an as-needed basis. This amendment is necessary to correct the principal architect’s hourly rates for the 2005 and 2006 terms, respectively. No additional funding is required. (EXHIBIT D3 SUMMARY)
- d. First Amendment to Agreement C45-079, effective May 25, 2005 through March 31, 2006 between the San Diego Unified School District and douglas e. barnhart to provide construction management services for classroom construction at Florence Griffith Joyner Elementary School in an amount not to exceed \$850,000. (Proposition MM Fund 2Z) (EXHIBIT D3 SUMMARY)
- e. Second Amendment to Agreement effective October 14, 2003 through October 14, 2006 between the San Diego Unified School District and Anderson Direct (C-7106) to perform professional mass mailing services on an as-required basis. This amendment will extend the term of the agreement for one additional year. No additional funding is required. (EXHIBIT D3 SUMMARY)
- f. Second Amendment to Agreement effective October 14, 2003 through October 14, 2006 between the San Diego Unified School District and Phoenix Direct Mail Services, C-7105, to perform professional mass mailing services on an as-required basis. This amendment is necessary to increase the consideration by an additional \$80,000, for a maximum of \$200,000 and extend the term of the agreement for an additional year. (Proposition MM Fund 2Z) (EXHIBIT D3 SUMMARY)
- g. Fourth Amendment to Agreement effective October 23, 2001 through July 23, 2006 between the San Diego Unified School District and Ann Drake, C-6308, to provide school move assistance on an as-needed basis. This amendment extends the term through July 23, 2006 and provides for a cost-of-living increase. No additional funding is required. (EXHIBIT D3 SUMMARY)

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3. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

- h. Sixth Amendment to Agreement, effective November 27, 2001 through October 31, 2006, between San Diego Unified School District and Jeter, Cook & Jepson Architects, Inc., doing business as JCJ/Blackman Architects, Inc. (formerly Wheeler-Wimer-Blackman & Associates, Inc.), C-6342, to provide professional architectural services on an "as required" basis. This amendment extends the term of agreement one additional year. No additional funds are required. (EXHIBIT D3 SUMMARY)
- i. Report on Sole Source procurement of Progressive Design Playgrounds equipment for Jefferson Elementary School, C56-030. Agreement, effective October 12, 2005, between San Diego Unified School District and Progressive Design Playgrounds for furnishing and installation of playground equipment at Jefferson Elementary School. Agreement value up to \$55,000.00 from Proposition MM (2Z) fund. (EXHIBIT D3 SUMMARY)
- j. Report on Sole Source procurement of Gametime playground equipment for Andersen Elementary School, C56-031. Agreement, effective October 12, 2005, between San Diego Unified School District and Linnert Builders for furnishing and installation of playground equipment at Andersen Elementary School. Agreement value up to \$111,000.00 from Proposition MM (2Z) fund. (EXHIBIT D3 SUMMARY)
- k. Agreement C56-021 with 3D/International, Inc., effective November 15, 2005 through November 14, 2007, to perform Senate Bill 6, Williams Settlement assessment services and ongoing software updates, technical support and training for COMET software system for Maintenance and Operations Department. Agreement value not to exceed \$150,000.00 (Major Repair and Replacement (9M) fund. (EXHIBIT D3 SUMMARY)
- l. Correction of C-7259 approved September 13, 2005, item no. D.3.r. Report on Bid Opening of August 30, 2005 for the Masonry for the New Lincoln High School Classroom Buildings Project (C-7259). Agreement, effective September 26, 2005 through October 15, 2006 between San Diego Unified School District and New Dimensions Masonry, Inc. Corrects base bid value from \$954,000.00. to \$954,880.00 (Proposition MM Fund 2Z) (EXHIBIT D3 SUMMARY)
- m. Authorize the payment of \$127,324 as settlement of claim by C. E. Wylie Construction Company for O'Farrell Community School and San Diego School of Creative and Performing Arts Modernization project, C-6557. (Proposition MM Fund 2Z) (EXHIBIT D3 SUMMARY)
- n. Approval of Future Thurgood Marshall Middle School Change Order No. 025C to Agreement C-7175 with SOLPAC, INC dba Soltek Pacific for additional extended overhead charges due general contractor for project delays caused by the unexploded ordnance investigation. This change order increases the contract value in the amount of \$137,650.00 for a cumulative contract rate of 13.20%. (Proposition MM Fund 2Z) (EXHIBIT D3 SUMMARY)

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3. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

- o. Report on Bid Opening of September 21, 2005 for the Plumbing and Fire Sprinklers for the New Normal Heights Elementary Classroom Buildings Project. (C-7276). Agreement, effective October 14, 2005 through May 31, 2006, between San Diego Unified School District and Davis Mechanical Systems for the base bid value of \$455,355. (Proposition MM Fund 2Z) (EXHIBIT D3)
- p. Report on Bid Opening of September 21, 2005 for the Drywall, Framing, Insulation and Painting for the New Normal Heights Elementary Classroom Buildings Project. (C-7277). Agreement effective October 14, 2005 through May 31, 2006, between San Diego Unified School and The Augustine Co. for the base value bid of \$1,897,888. (Proposition MM Fund 2Z) (EXHIBIT D3)
- q. Report on Bid Opening of September 21, 2005 for the Flooring, Tile and Carpet for the New Normal Heights Elementary Classroom Buildings Project. (C-7280). Agreement effective October 14, 2005 through May 31, 2006, between San Diego Unified Schools and Spectra Contract Flooring for the base value of \$331,887. (Proposition MM Fund 2Z) (EXHIBIT D3)
- r. Report on Bid Opening of September 21, 2005 for the Finish Carpentry for the New Normal Heights Elementary Classroom Buildings Project. (C-7281). Agreement effective October 14, 2005 through May 31, 2006, between San Diego Unified School and Institutional Cabinet & Mill, Inc., for the base value of \$325,238.00 (Proposition MM Fund 2Z) (EXHIBIT D3)
- s. Report on Bid Opening of September 21, 2005 for the Windows and Glazing for the new Normal Heights Elementary Classroom Building Project. (C-7282). Agreement, effective October 14, 2005 through May 31, 2006, between San Diego Unified School District and Wolverine Glazing for the base bid value of \$394,394.00 (Proposition MM Fund 2Z) (EXHIBIT D3)
- t. Report on Bid Opening of September 21, 2005 for the Mechanical and HVAC for the New Normal Heights Elementary Classroom Buildings Project. (C7283). Agreement, effective October 14, 2005 through May 31, 2006, between San Diego Unified School District and Davis Mechanical Systems for the base bid value of \$995,975.00. (Proposition MM Fund 2Z) (EXHIBIT D3)
- u. Report on Bid Opening of September 21, 2005 for the Electrical for the New Normal Heights Elementary Classroom Buildings Project. (C-7284). Agreement, effective October 14, 2005 through May 31, 2006, between San Diego Unified School District and The Augustine Company for the base value of \$685,901.00. (Proposition MM Fund 2Z) (EXHIBIT D3)

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3. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

- v. Report on Bid Opening of September 21, 2005 for the Specialties for the New Normal Heights Elementary Classroom Buildings Project. (C-7285). Agreement, effective October 14, 2005 through May 31, 2006, between San Diego Unified School District and Fordyce Construction Inc. for the base value of \$162,954.00. (Proposition MM Fund 2Z) (EXHIBIT D3)
- w. Report on Bid Opening of September 28, 2005 for the Carpentry Woodwork & Casework for the New Lincoln High School Classroom Buildings Project. (C-7260). Agreement, effective October 12, 2005 through October 15, 2006, between San Diego Unified School District and Advance Lab Concepts, Inc. for the base value of \$919,400.00 (Proposition MM Fund 2Z) (EXHIBIT D3)

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4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

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.

- a. Transfer of appropriations 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:

- 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

- 1. Summary of transfers for June 30, 2005. (EXHIBIT D4)

- b. Actions to accept, budget, and spend income, 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:

- 1. Summary of accept, budget and spend income for June 30, 2005. (EXHIBIT D4)

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4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

- 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 10-11-01 through 10-11-01. (EXHIBIT D4)
- d. Special Education.
 - 1. Authorizes the payment of \$560.00 to Dr. Lynne Thrope per IEP team agreement SN031197-201. This is payment for reading therapy for a special education student from March through May 2005.
 - 2. Authorizes the payment of \$180.00 to Hein Speech-Language Pathology per IEP team agreement SN012594-054. This is payment for speech and language services for a special education student during the month of August 2005.
 - 3. Authorizes the payment of \$2,400.00 to Marc D. Lewkowicz per IEP team agreement SN111397-252. This is payment for a neuropsychological assessment for a special education student from June through August 2005.
 - 4. Authorizes the payment of \$3,700.80 to Coyne & Associates Education per IEP team agreement SN071994-023. This is payment for one-on-one assistant services and supervision for a special education student during the month of August 2005.
 - 5. Authorizes the payment of \$1,069.25 to Kirk Texeira per mediation agreement SN03-00938. This is to reimburse the parent of a special education student for one-on-one assistant services and mileage for the assistant during the month of September 2005.
 - 6. Authorizes the payment of \$5,687.50 to Mitchel D. Perlman per mediation agreement MO05-00058. This is payment for participation in an IEP development meeting for a special education student from May through September 2005.
 - 7. Authorizes the payment of \$4,937.50 to Ed and Paula Dawson per mediation agreement SN04-03054. This is to reimburse the parents of a special education student for tuition, behavior modification therapy and one-on-one assistant services from March through May 2005.
 - 8. Authorizes the payment of \$5,049.06 to Banyan Tree Learning Center per a settlement agreement SN121490-196. This is payment for educational assessment and one-on-one aide services for a special education student during the month of August 2005.
 - 9. Authorizes the payment of \$1,711.50 to Pioneer Day School and Learning Center per IEP team agreement SN060988-706. This is payment for speech and language therapy and one-on-one assistant services for a special education student during the month of June 2005.

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4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

d. Special Education.

10. Authorizes the payment of \$2,702.50 to School Options per an interim agreement SN012594-054. This is payment for a clinical assessment for a special education student during the month of August 2005.
11. Authorizes the payment of \$4,500.00 to Mitchel D. Perlman per mediation agreement SN04-03054. This is payment for psycho-educational assessment for a special education student from June through September 2005.
12. Authorizes the payment of \$306.99 to Michael McGuire per IEP team agreement SN112588-132. This is to reimburse the parent of a special education student for expenses incurred at a residential treatment center during the months of April and July 2005.
13. Authorizes the payment of \$1,200.00 to Chris Hagen per IEP team agreement SN071692-108. This is payment for team training development, conference and observation services for a special education student during the month of August 2005.
14. Authorizes the payment of \$9,785.50 to Dayna and Todd Hoff per mediation agreement SN04-1986. This is to reimburse parents for speech and language therapy, assessment, supervision and tuition for a special education student during the months of May and June 2005.
15. Authorizes the payment of \$3,500.00 to Ava Weitzen per mediation agreement SN05-01818. This is payment for attorney fees for a special education student during the months of July and August 2005.
16. Authorizes the payment of \$3,900.00 to Ava Weitzen per mediation agreement SN05-01691. This is payment for attorney fees for a special education student from June through August 2005.
17. Authorizes the payment of \$57,965.26 to Eric Freedus, Attorney at Law per order agreement SN070992-299. This is payment for attorney fees for a special education student from August 2003 through July 2005.
18. Authorizes the payment of \$34,266.19 to Lucio and Debra Cervantes per order agreement SN070992-299. This is to reimburse the parents of a special education student for tuition, mileage, expert testimony fees and assessments from April through June 2004.
19. Authorizes the payment of \$19,785.00 to Mark and Paule Sterm per mediation agreement SN05-01104. This is to reimburse parents for attorney fees and tuition for a special education student for the school year 2004-2005.

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4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

d. Special Education.

20. Authorizes the payment of \$1,250.00 to Community Coaching Center per IEP team agreement SN070992-574. This is payment for summer school for a special education student during the months of July and August 2005.

21. Authorizes the payment of \$600.00 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 August 2005.

22. Authorizes the payment of \$4,454.00 to Jill Weckerly per IEP team agreement SN011589-316. This is payment for a psychological assessment for a special education student from July through September 2005.

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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 September 26, 2005, through October 7, 2005, including: hires, re-hires, promotions, transfers, terminations, payrate changes, and assignment changes. (EXHIBIT D5 SUMMARY)

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6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

- a. Agreement, effective October 12, 2005 through May 31, 2008, between San Diego Unified School District and WestEd to provide to Euclid Elementary School the services of School Assistance and Intervention Teams as required by the Public School Accountability Act: Immediate Intervention/Underperforming Schools Program (E.C. 52053-52055). Amount of funding not to exceed \$75,000.00 funded by School Assistance and Intervention. (Standards, Assessment and Accountability) (EXHIBIT D6)
- b. Agreement, effective October 12, 2005 through September 30, 2006, between San Diego Unified School District and WestEd to provide assistance in implementation of the Comprehensive School Reform Grant at Porter Elementary School. Amount of funding not to exceed \$42,500.00 funded by CSR Grant Funds. (EXHIBIT D6)
- c. Agreement, effective October 12, 2005 through October 12, 2006, between San Diego Unified School District and County of San Diego Health and Human Services Agency's San Diego Regional Immunization Registry (SDIR) to facilitate the sharing of immunization data to help ensure timely immunization of children and adults in San Diego County. There is no cost to the District. (Student Services) (EXHIBIT D6)
- d. First Amendment to Agreement, effective October 12, 2005 through August 9, 2006, between San Diego Unified School District and Apple Computer Inc. to add Mann Middle School Complex as a pilot site for web-based services provided to the Educational Technology Department and its participating pilot school sites (Cherokee Point, Ibarra, Porter, Crawford-CHAMPS, Kearny-Digital Media, San Diego-SciTech, and Mann Middle Complex). There is no cost to the District. (Educational Technology) (EXHIBIT D6)
- e. Authorization to submit to the California Department of Education Specific Waiver Request for the San Diego Center for Children to waive Education Code section 56101. The waiver will allow expansion of nonpublic school services by opening the Creative Learning Academy. The school will serve Level 14 students residing in the Jack and Carol Clark Adolescent Center and ensure that these students have access to services and instruction appropriate to meet their needs as currently specified in their individualized education program (IEP). (Special Education) (EXHIBIT D6)
- f. Agreement, effective October 11, 2005 through June 30, 2006, between San Diego Unified School District and the San Diego Association of Governments (SANDAG) to provide evaluation services to the District Mental Health Resource Center regarding their Title V - Multisystemic Therapy contract to purchase evaluation services required by the California State Corrections Standards Authority. Amount of funding not to exceed \$43,000 funded by San Diego County Probation Department. (Student Services) (EXHIBIT D6)

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6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

- g. Termination of Agreement, effective October 9, 2005, between San Diego Unified School District and Link Consulting. Agreement provided for evaluation services to the Early Link/School Readiness Program. (Student Services) (EXHIBIT D6)
- h. Request for Approval of Interdivisional Curriculum Committee Recommendations of three requests to conduct pilot courses and fifteen requests to change the Uniform Course File. (Instruction and Curriculum) (EXHIBIT D6)
- i. Expulsion of students from District Schools. (Placement/Appeal)

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7. OFFICE OF SUPERINTENDENT--Deputy Superintendent

- a. Approval of various elementary, middle and secondary school field trips and related travel agency agreements. (EXHIBIT D7)

8. OFFICE OF SUPERINTENDENT--Chief of Staff

No agenda items.

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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:

No agenda items.

- 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.

- c. First Amendment to Agreement, effective November 1, 2004 through December 31, 2006, between San Diego Unified School District and Higgs, Fletcher & Mack, LLP, to provide legal services to District in general legal and litigation matters. Amendment adds \$1,500,000.00 to agreement. Total agreement amount not to exceed \$2,500,000.00 funded by Risk Management/Liability Insurance Fund/Claims Settlement Payments/Enterprise/Liability Insurance Fund. (General Counsel) (EXHIBIT D9)

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AGENDA

October 11, 2005

AGENDA ITEM

E. ACTION/INFORMATION ITEMS

1. OFFICE OF SCHOOL SITE SUPPORT - Business Operations

No agenda items.

2. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

a. No agenda items

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AGENDA

October 11, 2005

AGENDA ITEM

Motion
 Second
 Ayes
 Nays
 Abstain

E. ACTION/INFORMATION ITEMS

3. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

- a. Independent Contractor Services Agreement
 Payment for consultant services for school year 2005-06 for which funds were included in the 2005-06 budget and containing serial numbers 10-11-02 through 10-11-03. (EXHIBIT E3)
- b. Disclosure of District Investments and performance for the quarter ending June 30, 2005. (EXHIBIT E3)

Motion
 Second
 Ayes
 Nays
 Abstain

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

- a. Appointment/Reassignment of Personnel
 (EXHIBIT E4)

October 11, 2005

AGENDA ITEM

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

- a. Ratification of The Western Growers Charitable Foundation grant application 2005-2006. The Western Growers Charitable Foundation has invited educational facilities to apply for Growing With Children grants to fund school gardens. Fulton Elementary Literacy Through Technology Magnet School proposes to apply for funding for a Growing With Children grant, to be used for materials needed to expand an existing garden. The project will address life science as it relates to gardening. The funding for this project will be provided by the Western Growers Charitable Foundation for a total grant award of \$1,500.00. Ratification is required due to submittal of grant application prior to board approval due to grant application deadlines. (Resource Development) (EXHIBIT E5)
- b. Ratification of Second Amendment to Agreement, effective July 1, 2004 through June 30, 2005, between San Diego Unified School District and EBS Healthcare Therapy Services to provide speech and language services to district children with special needs and provide consulting services to district staff. Amount of funding not to exceed \$1,761,406.00 funded by Special Education Programs/Regular Year. Ratification due to contractor submitted additional invoices for payment exceeding original contract amount. (Special Education) (EXHIBIT E5)
- c. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and SeaStar-The School for Neuroeducation dba SeaStar Brain Injury Foundation, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$80,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees being received by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)
- d. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and The Institute for Effective Education - Urban Skills Center, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$500,000.00 funded by Special Education Programs/Regular Year. Ratification due to the NPS/NPA schedule of approved fees being received by the District in late June 2005. After preparing the master contract and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)
- e. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and The Institute for Effective Education - Children's Workshop, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$500,000.00 funded by Special Education Programs/Regular Year. Ratification due to the NPS/NPA schedule of approved fees being received by the District in late June 2005. After preparing the master contract and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
 Second
 Ayes
 Nays
 Abstain

October 11, 2005

AGENDA ITEM

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

Motion
Second
Ayes
Nays
Abstain

f. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and Comprehensive Educational Services, Inc. DBA: A.C.E.S., a provider of special education and/or related services to students with special needs. Amount of funding not to exceed \$500,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees being received by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

Motion
Second
Ayes
Nays
Abstain

g. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and Training Education & Research Institute (TERI), Inc.--The School, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$125,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees being distributed by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

Motion
Second
Ayes
Nays
Abstain

h. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and Banyan Tree Learning Center, a provider of special education and/or related services to students with special needs. Amount of funding not to exceed \$500,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees being received by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

Motion
Second
Ayes
Nays
Abstain

i. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and The Institute for Effective Education - Aim High Program, a nonpublic, nonsectarian school, to provide educational services to a student with special needs. Amount of funding not to exceed \$35,000.00 funded by Special Education Programs/Regular Year. Ratification due to the NPS/NPA schedule of approved fees being received by the District in late June 2005. After preparing the master contract and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

Motion
Second
Ayes
Nays
Abstain

j. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and The Institute for Effective Education - Marjorie Cook Center, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$1,000,000.00 funded by Special Education Programs/Regular Year. Ratification due to the NPS/NPA schedule of approved fees being received by the District in late June 2005. After preparing the master contract and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

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AGENDA

October 11, 2005

AGENDA ITEM

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

k. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and North Valley School Inc./Eagle Valley Campus, San Bernardino, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$50,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees being received by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

L. Ratification of Agreement, effective July 1, 2005 through December 31, 2005, between San Diego Unified School District and Training Education & Research Institute (TERI), Inc.-- The Learning Academy, a nonpublic, nonsectarian school, to provide educational services to students with special needs. Amount of funding not to exceed \$125,000.00 funded by Special Education Programs/Regular Year. Ratification due to the nonpublic school/nonpublic agency schedule of approved fees received by the District in late June 2005. After preparing the master contract agreement and obtaining signatures, October 11, 2005, is the first available board date. (Special Education) (EXHIBIT E5)

m. Ratification of Building Support for School Mathematics program grant application 2005-06. The program will provide training to support parents and the community as well as site professional development in mathematics. The Mathematics Department plans to build a system-wide infrastructure at every site. Leadership teams comprised of site administration and teachers receive training to support the implementation of the mathematics professional development for teachers and mathematics workshops for parents at their site. Amount of funding not to exceed \$50,000.00 funded by the Intel Foundation. Ratification due to grant application deadline prior to board approval. (Resource Development) (EXHIBIT E5)

Motion
Second
Ayes
Nays
Abstain

Motion
Second
Ayes
Nays
Abstain

Motion
Second
Ayes
Nays
Abstain

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AGENDA

October 11, 2005

AGENDA ITEM

E. ACTION/INFORMATION ITEMS

6. OFFICE OF THE SUPERINTENDENT--Deputy Superintendent

No agenda items.

7. OFFICE OF THE SUPERINTENDENT--Chief of Staff

No agenda items.

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AGENDA

October 11, 2005

AGENDA ITEM

F. SUPERINTENDENT'S REPORT

1. Information report.

G. BOARD MEMBER ITEMS

1. Board Member Reports.
2. Revised Schedule of Public Board of Education Meetings October - December 2005. (EXHIBIT G2)
3. Schedule of Public Board of Education Meetings January - June 2006. (EXHIBIT G3)
4. Resolution in the Matter of Opposition to Proposition 74 - Public School Teachers: Waiting period for permanent status. (Jackson) (EXHIBIT G4)
5. Resolution in the Matter of Opposition to Proposition 75 - Public Employee Union Dues: Restrictions on political contributions: Employee consent requirement. (Jackson) (EXHIBIT G5)
6. Resolution in the Matter of Opposition to Proposition 76 - State funding and school funding limits. (Jackson) (EXHIBIT G6)

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
 Second
 Ayes
 Nays
 Abstain

Motion
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 Ayes
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Motion
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Motion
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AGENDA

October 11, 2005

AGENDA ITEM

H. PUBLIC HEARINGS: New Matters (Time Certain: 5:00 p.m.)

To Address the Board On A New Matter (an item not on the agenda)

Members of the public wishing to address the Board on a new matter must either call the Office of the Superintendent, Parent Support and Board Services Office at (619) 725-5634 by 10:00 a.m., on the day of the Board meeting or submit a "Public Hearing Request Form" to the Board Action Officer prior to the beginning of "Public Hearings: New Matters." New Matters Hearings are limited to a maximum of fifteen minutes per item with a maximum of three minutes per speaker. No deferral of time is allowed.

Translation services are available by notifying the Parent Support and Board Services Office at (619) 725-5634 by noon Monday preceding the Tuesday board meeting.

I. ADJOURNMENT

Motion
Second
Ayes
Nays
Abstain

APPROVED:

Luis Acle, President
Board of Education

Carl A. Cohn
Superintendent of Schools