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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

October 11, 2005

12:00 p.m.

AGENDA ITEM

Action Authorized
By Board

Present

X X X X X

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)

President Acle called the meeting to order with all members present.

II. Public Hearing: Matters to be Considered in Closed Session (12:00 p.m., Room 2249)

None.

III. CLOSED SESSION (Room 2249)

Closed session to conference with District's labor negotiator; to conference with District's legal counsel pursuant to Government Code Section 54956.9(a)[Child Evangelism, et al., v. Bersin, et al., (USDC Case No. 05CV1166IEG (WMc); YMCA et al., v. San Diego Unified School District, et. al., Superior Court Case No. GIC 830010]; and to discuss student discipline.

President Acle adjourned the meeting to closed session.

IV. OPEN SESSION (3:00 p.m., Auditorium)

President Acle reconvened the meeting in open (public) session at

A. PLEDGE OF ALLEGIANCE

President Acle introduced student representatives to the Board: Jillian Kystad from Henry High School and Hung Pham from Hoover High School.

B. REPORT ON CLOSED SESSION

The Governing Board met in closed session regarding items listed on the closed session agenda. Actions taken in closed session are reported in writing and the written report forms are available from the Board Action Officer. After today's meeting, the report forms will continue to be available for public inspection from the Board Action Officer.

Officer.

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AGENDA ITEM

Action Authorized
By Board

C. RECOGNITIONS AND PRESENTATIONS

1. Welcome and reception for Superintendent of Schools, Carl A. Cohn.
(Time Certain: 5:30 p.m.)

President Acle adjourned the meeting to the reception on the lawn.

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.

Approve and adopt Consent Calendar.

1. APPROVAL OF MINUTES

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

Approve and adopt minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

Motion
Second
Ayes
Nays
Abstain

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AGENDA

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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).

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

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

2. OFFICE OF SCHOOL SITE SUPPORT--Business Operations

Motion
Second
Ayes
Nays
Abstain

X
X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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).

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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)

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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)

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

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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

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.

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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)

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

Motion
Second
Ayes
Nays
Abstain

X
X
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X

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.

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

Motion
Second
Ayes
Nays
Abstain

X
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X

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)

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

Motion
Second
Ayes
Nays
Abstain

X
X
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X

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.

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

Motion
Second
Ayes
Nays
Abstain

X
X
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X

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)

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

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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 X

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.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

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.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

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.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

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.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

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.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

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)

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

AGENDA

October 11, 2005

					AGENDA ITEM					Action Authorized By Board	
	A C L E	D E B E C K	J A E S O N	L E C T U R E	N A K A M U R A						
						D. <u>CONSENT ITEMS</u>					
						3. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Facilities Management					
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.
Motion Second Ayes Nays Abstain	X 	X X X X X	X X X X X	X X X X X	X X X X X	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)				Approve. See EXHIBIT D3 which is made a part of these minutes.

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

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.

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

Motion
Second
Ayes
Nays
Abstain

X
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X
X
X

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.

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

Motion
Second
Ayes
Nays
Abstain

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

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.

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

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.

Approve.

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.

Approve.

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.

Approve.

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.

Approve.

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.

Approve.

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.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X
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Motion
Second
Ayes
Nays
Abstain

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Motion
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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

d. Special Education

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

4. OFFICE OF SCHOOL SITE SUPPORT--Financial Operations

d. Special Education

Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion						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.	Approve.
Second		X					
Ayes	X	X	X	X	X		
Nays							
Abstain							

AGENDA

October 11, 2005

A C L E D E B E C K J A E K S O N L E C E N A K A M U R A	AGENDA ITEM	Action Authorized By Board
Motion Second Ayes Nays Abstain Motion Second Ayes Nays Abstain	<p>D. <u>CONSENT ITEMS</u></p> <p>4. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Financial Operations</p> <p>d. <u>Special Education</u></p> <p>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.</p> <p>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.</p>	<p>Approve.</p> <p>Approve.</p>

AGENDA

October 11, 2005

	AGENDA ITEM	Action Authorized By Board
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Motion
Second
Ayes
Nays
Abstain

		X			
	X	X	X	X	X

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.

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

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

D. CONSENT ITEMS

6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X

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)

Approve. See EXHIBIT D6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X

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.

Approve. See EXHIBIT D6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X

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)

Approve. See EXHIBIT D6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X

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)

Approve. See EXHIBIT D6 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X

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)

Approve. See EXHIBIT D6 which is made a part of these minutes.

AGENDA

October 11, 2005

A C L E	D E B E C K	J A B R U A R Y	L E B E R Y	M A R C H	N A P R I L	M A Y	J U N E	J U L Y	A U G U S T	S E P T E M B E R	O C T O B E R	N O V E M B E R	D I C E M B E R	J A N U A R Y	F E B R U A R Y	M A R C H	A P R I L	M A Y	J U N E	J U L Y	A U G U S T	S E P T E M B E R	O C T O B E R	N O V E M B E R	D I C E M B E R	A C T I O N	A U T H O R I Z E D	B Y	B O A R D	
AGENDA ITEM																								Action Authorized By Board						
Motion Second Ayes Nays Abstain	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	<p>D. <u>CONSENT ITEMS</u></p> <p>6. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Instructional Support</p> <p>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)</p> <p>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)</p> <p>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)</p>	<p>Approve. See EXHIBIT D6 which is made a part of these minutes.</p> <p>Approve. See EXHIBIT D6 which is made a part of these minutes.</p> <p>Approve. See EXHIBIT D6 which is made a part of these minutes.</p>

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

Motion
Second
Ayes
Nays
Abstain

		X			
	X	X	X	X	X

D. CONSENT ITEMS

6. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

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

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 students are on suspended expulsion until Spring 2006 and must enroll in the ALBA program: 06-0006 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0010 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0008 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0009 for violation of Education Code Sections 48915(a)(2) and 48900(b); the following students are on suspended expulsion until Spring 2006 and must enroll in the Summit program: 06-0001 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0002 for violation of Education Code Sections 48915(a)(2) and 48900(b); 06-0007 for violation of Education Code Sections 48915(a)(2) and 48900(b); the following student is on suspended expulsion until Fall 2005 and must enroll

AGENDA

October 11, 2005

AGENDA ITEM	Action Authorized By Board
<p>D. <u>CONSENT ITEMS</u></p> <p>6. <u>OFFICE OF SCHOOL SITE SUPPORT</u>--Instructional Support</p> <p>i. Expulsion of students from District Schools. (Placement/Appeal)</p>	<p>in the ALBA program: 05-0357 for violation of Education Code Sections 48915(a)(2) and 48900(b); the following student is expelled until Fall 2006 and must enroll in the ALBA program: 06-0021 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.</p>

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

Motion
Second
Ayes
Nays
Abstain

D. CONSENT ITEMS

7. OFFICE OF SUPERINTENDENT--Deputy Superintendent

- 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.

X
X
X
X
X

8. OFFICE OF SUPERINTENDENT--Chief of Staff

No agenda items.

AGENDA

October 11, 2005

A C L E	D E B E C K	J A C E S O N	L E C E	N A K A M U R A
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AGENDA ITEM

Action Authorized
By Board

D. CONSENT 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:

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)

Approve. See EXHIBIT D6 which is made a part of these minutes.

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

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

E. ACTION/INFORMATION ITEMS

1. OFFICE OF SCHOOL SITE SUPPORT - Business Operations

No agenda items.

2. OFFICE OF SCHOOL SITE SUPPORT--Facilities Management

No agenda 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.

b. Disclosure of District Investments and performance for the quarter ending June 30, 2005.

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

a. Appointment/Reassignment of Personnel

Motion
Second
Ayes
Nays
Abstain

X
X
X
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X

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

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

None.

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X X X X X

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)

Approve. See EXHIBIT E5 which is made a part of these minutes.

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

Motion
Second
Ayes
Nays
Abstain

X X X X X

E. ACTION/INFORMATION ITEMS

5. OFFICE OF SCHOOL SITE SUPPORT--Instructional Support

- 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)

Jeff Nelson addressed the Board in public hearing prior to the vote on the above item.

Approve. See EXHIBIT E5 which is made a part of these minutes.

AGENDA

October 11, 2005

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AGENDA ITEM	Action Authorized By Board
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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.

AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

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.

Approve. See EXHIBIT G2 which is made a part of these minutes.

3. Schedule of Public Board of Education Meetings January - June 2006.

Approve. See EXHIBIT G3 which is made a part of these minutes.

4. Resolution in the Matter of Opposition to Proposition 74 - Public School Teachers: Waiting period for permanent status. (Jackson)

Motion to approve Resolution to oppose Proposition 74. The item fails. See EXHIBIT G4 which is made a part of these minutes.

5. Resolution in the Matter of Opposition to Proposition 75 - Public Employee Union Dues: Restrictions on political contributions: Employee consent requirement. (Jackson)

Motion to approve Resolution to oppose Proposition 75. The item fails. See EXHIBIT G5 which is made a part of these minutes.

6. Resolution in the Matter of Opposition to Proposition 76 - State funding and school funding limits. (Jackson)

Motion to approve Resolution to oppose Proposition 76. Approve. See EXHIBIT G6 which is made a part of these minutes.

Kandi Nieto, Jane Bausa, Terry Pesta, Lace Watkins, Jesus Montana, Dorene Dias Pesta, and Larry Isom addressed the Board in public hearings on items G.4-G.6. above prior to the vote.

Motion
Second
Ayes
Nays
Abstain

X X X X X
X X X X X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X X X X X
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Motion
Second
Ayes
Nays
Abstain

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Motion
Second
Ayes
Nays
Abstain

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Motion
Second
Ayes
Nays
Abstain

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AGENDA

October 11, 2005

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AGENDA ITEM

Action Authorized
By Board

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

1. Kent Tartt and Angela Kinlaw addressed the Board in public hearings regarding Crawford High School and their start time.
2. Aurora Cudal addressed the Board in public hearing regarding a new magazine, Southbay Times.
3. Sam Atatta addressed the Board in public hearing regarding education reform.
4. Sheila Politi addressed the Board in public hearing regarding an employment matter at Clairemont High School.
5. Jacquelyn Meshack addressed the Board in public hearing regarding Roosevelt Middle School.

I. ADJOURNMENT

Legality and Form
Approved:

TAD SETH PARZEN
General Counsel

2005-06 Series No. 13

Cheryl Ward
Board Action Officer

Respectfully submitted,

CARL COHN
Superintendent

Approved:

LUIS ACLE
President of Board