

SAN JOSE UNIFIED SCHOOL DISTRICT
855 Lenzen Avenue, San José, California

MINUTES
Regular Session Meeting
March 22 2007

The Board of Education met in Regular Session on March 22, 2007 in the Board Room, 855 Lenzen Avenue, San José, California. The following Board Members were present: Mr. Jorge González, President, Mrs. Pam Foley, Vice President, Mrs. Veronica Grijalva Lewis, Mrs. Leslie Reynolds, and Miss Rebecca Murday, Student Board Member. The following Board Members were absent: Mr. Richard Garcia, and Miss Rebecca Murday, Student Board Member. The following administrative staff members were present: Mr. Don Iglesias, Superintendent of Schools and Secretary to the Board of Education, Ms. Ann Jones, Chief Business Officer, Mrs. Rosa Molina, Assistant Superintendent and Dr. William Erlendson, Assistant Superintendent.

CALL MEETING TO ORDER

The Regular Session meeting was called to order by Board President, Mr. González, at 6:31 p.m., in the Board Room, at 855 Lenzen Avenue, San José, California. The pledge of allegiance was led by Mrs. Foley, Vice President.

ADOPT THE AGENDA

Mrs. Foley moved that the Board of Education adopt the agenda. Mrs. Reynolds seconded. Mr. Iglesias asked that the following amendments be made to the agenda:

FROM THE AGENDA OUTLINE:

1. PAGE 3, CLOSED SESSION AGENDA, ITEM 5 - Pull #9 Student Expulsion Case Number 06-07-048. Also pull this Case from PAGE 15, ITEM H.9.
2. PAGE 4, SPECIAL ORDER OF BUSINESS, ITEM IV - Recognition of Grant School CABE Award moved to April 5, 2007.
3. PAGE 10, ITEM IX.E.1. CONSTRUCTION AND IMPROVEMENT AGREEMENT WITH THE CITY OF SAN JOSE - Move item to after Special Order of Business.
4. PAGE 13, ITEM IX.F.9, FACILITIES & CONSTRUCTION CONSENT CALENDAR, - Add items 10 - 13 to Consent.
5. PAGE 14, FACILITIES AND CONSTRUCTION, ITEM IX.F.15 - Change funding source from Measure C/Scope D (59%) to Measure C Refinance (59%).

FROM THE MINUTES OF THE 3-8-07 BOARD MEETING::

1. PAGE 6, ORAL PETITIONS, Comments by Mrs. Janice Allen, President of SJTA, second paragraph, last sentence should read: Her reason is that SJTA has a "Demand to Bargain" on the table with the District regarding RTI.

The motion carried unanimously [Mr. Garcia - Absent].

SPECIAL ORDER OF BUSINESS**Recognition of Ms. Barbara Moore - California Association for the Gifted (CAG) Distinguished Service Award by Mrs. Rosa Molina**

Mrs. Molina introduced Mrs. Barbara Moore, a teacher at Williams Elementary School, who is the recipient of the 2007 CAG Distinguished Service Award and praised Mrs. Moore's commitment to providing appropriate education opportunities for all students and for the support she has given to Gifted and Talented Education (GATE). As an educational leader, Mrs. Moore models lessons, develops curriculum to share with other professionals, provides GATE certification workshops, and mentors new teachers in SJUSD and other districts. Mrs. Moore has been a guest presenter for GATE classes at Santa Clara University as well as the Santa Clara County Office of Education. This year Mrs. Moore's classroom will be part of the visitation during the CAG Conference in March. There were many District teachers in the audience, as well as former Erikson Principal, Mrs. Milly Powell, and current Williams Principal, Mrs. Karen Heverling, who all gave Mrs. Moore a round of applause. Mr. González then read a plaque which he presented to Mrs. Moore with his congratulations and best wishes. Mr. Iglesias reminded the audience that children "at risk" for not graduating are not just those who are not at grade level, but there is also a risk for high performing students. What makes the difference most of the time are: (1) great teachers, (2) subjects that they love taught by teachers who can engage the kids, and (3) activities. Mr. Iglesias thanked Mrs. Moore for her work as we want all of our kids to succeed.

Construction and Improvement Agreement with the City of San Jose

Mrs. Foley moved that the Board of Education approve a Construction and Improvement Agreement with the City of San José in the amount of \$2,150,000.00 for the installation of synthetic turf fields and the construction of a restroom/snack shack at Leland High School.

Budget Source: Measure F [Fund 213]

Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - Absent].

Ms. Jones asked to introduce some of the people who had worked so long and hard on this agreement and were here to answer any questions the Board might have, Mrs. Cynthia Bojorquez, Deputy Director of the City of San Jose Parks and Recreation Department, Mr. Bob Setterlund, Leland High School Principal, Ms. Chris Hansen, Leland High School Athletic Director, Mrs. Sonja Shurr, SJUSD Property Consultant, and Mrs. Marilyn Cleveland, Attorney for the District.

Mrs. Foley commented that this is a wonderful opportunity, and hopefully the first of many positive agreements with the City of San Jose for the joint use of our fields which benefits our community, our children, and everyone who lives in San Jose.

Mrs. Reynolds complimented everybody who had worked so hard on this project and thanked Mrs. Nancy Pyle for bringing this to fruition. Mrs. Reynolds said that this is a great opportunity for the Leland community and Almaden as a whole. She appreciated all the efforts that went toward this project.

Mrs. Lewis said that she had done a complete "turn around" in her thoughts and feelings about this project. She thanked Mrs. Sonja Shurr for the time that she had spent answering Mrs. Lewis' concerns. Mrs. Lewis stated that, if this agreement is followed, it will be one of the best things that she has seen to benefit the community.

Mr. González commented that this is the kind of example that we need to set for other public entities of the collaboration which is so important to our neighborhoods and especially for our youth. He compared this collaboration to dancing. For a while, we were stepping on each other toes, but now we are gliding across the dance floor.

ANNOUNCEMENTS AND REPORTS

Announcements and Reports by Board Members, Superintendent and Student Board Member (ORAL & WRITTEN)

Mrs. Reynolds reported that she had spent a lot of time at Leland over the last two weeks. On March 17, she attended the Leland Blue and Gold Auction Fundraiser at the Marriott. The school raised over \$31,000 which will go towards replacing the bleachers in the Pat Tillman Stadium at Leland.

She also attended the Santa Clara School Board Association's annual Legislative Brunch which seems to get bigger every year. Several legislative members kept to the script and spoke to education issues, including Senator Joe Simitian, Senator Elaine Alquist, and Assembly person Sally Liber. The Board president, Mr. Jorge González. and Superintendent Don Iglesias were also in attendance.

Mrs. Reynolds also met with District 10 Council Member, Nancy Pyle, and Almaden Times Editor, Julie Barry, to discuss the Leland soccer fields proposal that was approved by the City Council. She attended the Leland stadium lights meeting as well as the Special Session Board Meeting on March 19th.

Mrs. Lewis remarked that, like Mrs. Reynolds, she had attended many meetings during the last two weeks. She attended the Stadium Lighting Meetings at Willow Glen, Leland, Gunderson, and Pioneer High Schools and will attend the one additional Stadium Lighting Meeting next week. Mrs. Lewis also attended the Community Conversations at the District Office and also at Gunderson High School.

One of the highlights of the past two weeks was going to John Muir Middle School to participate in the Mayor of Dublin, Ireland's visit. The Mayor wanted to see a school that had integrated technology into the curriculum and he was very impressed with John Muir. Students met with the Mayor and his group. All of them represented SJUSD very well. Teachers, staff, district representatives and Mrs. Lewis all met for lunch. It was lucky that the weather was beautiful and the Mayor was able to do some sight-seeing in the area. This was a great opportunity to showcase John Muir Middle.

Mrs. Lewis also attended the District Parent Education Conference, the Strategic Planning Meeting, and the Special Session Board Meeting. She also took part in the California Distinguished School's visit to Pioneer, and participated in the conversation and interview with the teachers and parents.

Mrs. Foley also had a very busy two weeks. This is enrollment time and all the middle and high school students and parents have started getting information on their placement. Mrs. Foley's daughter was thrilled that she got her neighborhood school, Willow Glen Middle. Some of her friends, however, were on the waiting list. Mrs. Foley thanked Mr. Bob Gonzales, Director of Student Assignment and his staff, particularly Rosie and Diane, who helped her walk through the issues of enrollment. Rosie worked very hard to find answers for Mrs. Foley although Bob was out of the office and it was after 5 p.m. She and Diane provided exemplary customer service and Mrs. Foley went back the next day to give her a Starbucks' card.

Mrs. Foley announced that she has been appointed as one of three or four school board member representatives to the City Schools Collaborative which is put together by Mayor

Chuck Reed. In line with that, the Mayor asked for input on the superintendents’ wish list for City partnership. SJUSD Superintendent Iglesias was the first to come forward with a great list which would be beneficial to all schools. Clearly, Mr. Iglesias is well respected by his peers. Mrs. Foley thanked Mrs. Carol Myers, former Board member, for her continued support of Willow Glen High School. She attended the Texas Hold ‘Em Event and she played poker for the first time and went “all in” and “lost it all” but noted that was the purpose of a fund raiser.

Mr. Iglesias acknowledged the Human Resources staff for all their hard work around the teacher recruitment. He particularly thanked Mrs. Barbara Lepiane, Director, and Mr. James Lovelace, Manager, for their efforts. In addition, District principals helped with the recruitment. Mr. Iglesias said that Mr. Lovelace must have arrived at 6 am with his big Lincoln and a sign advertising San Jose Unified. We have invited parents from our school district who have a BA degree or a teaching credential to sign up as substitutes or even become a teacher. A credential representative from the County was there to answer questions. Mr. Iglesias thanked Mr. Lovelace again for such a very well-organized event.

At this point, Council Person Nancy Pyle arrived and Mr. González welcomed her and told her that the Board had approved the Agreement with the City of San Jose. Mr. González also thanked Mrs. Pyle for all of her efforts and invited her to come up and address the Board. Mrs. Pyle thanked the Board for their vote and also for their wonderful staff. She said that she could not asked for anyone better than Ms. Jones, Mrs. Shurr, Mr. Iglesias, Mrs. Reynolds and Mrs. Lewis. It was a wonderful way to show the community that we have a “win, win” situation and a prototype for the City. Several Council members have expressed an interest in a similar agreement in their respective districts. Mrs. Pyle called the agreement a historical event and wanted the Board to know how much she appreciated it.

Mr. González reported that he had attended the Legislative Brunch and found it to be very interesting. He reported seeing the power of education as being the number one item in the State budget, and it being important that we keep it as number one. It feels that perhaps we are moving towards our elected officials acting for the common good of the entire State. He feels we need to hold them to their promises. That is the positive spin that Mr. González got at the Legislative Brunch.

Mr. González also attended a two and a half day conference on “Undoing Racism” for the County of Santa Clara. Mr. Gonzalez was amazed how much racism is still around, not by design but mostly by force of habit. He felt the conference was very interesting and informative.

ORAL PETITIONS

Mr. González opened Oral Petitions at 6:57 p.m.

Mr. John Poch, After School All Stars, told the Board that there are eighteen (18) reasons why our after school programs are so successful in SJUSD. He then listed the eighteen principals of the schools that have After School All Stars Programs:

- | | | |
|-----------------------|--------------------------|---------------------|
| Mr. Miguel Montes | Dr. Lisa Gonzales | Ms. Carol Garcia |
| Mrs. Linda Herschbach | Mr. Carlos Acosta | Ms. Diane Hemmes |
| Ms. Janis Hubbs | Ms. Cecilia Barrie | Mr. Adam Escoto |
| Mr. Al Rosell | Ms. Milly Colon-Arellano | Ms. Erin Green |
| Ms. Maria Evans | Ms. Lisa Aguerria-Lewis | Ms. Dorothy Kennedy |
| Ms. Shannon McGee | Mr. John Tavella | Dr. Robert Perez |

The are wonderful leaders at their sites and, despite, the challenges, they are very receptive to all the agencies with which they work. Mr. González thanked Mr. Poch for coming to the meeting and sharing his thoughts.

Mrs. Carrie Genise, parent of a pre-kindergarten student, asked the Board to vote down the proposed amendment to Administrative Regulation 5111 regarding early enrollment for kindergarten. Mrs. Genise’s daughter will miss the deadline but she and her daughter’s preschool teachers feel that she is ready for kindergarten. There are five other children on the District’s list for early entry to kindergarten. She would like the Board to continue with the program for at least one more year. She thanked the Board for considering her point of view.

Mr. González closed oral petitions at 7:04 p.m.

MINUTES

Approval of Minutes of Regular Session Meeting held March 8, 2007

Mrs. Reynolds moved that the Board of Education approve the minutes, as amended, of the March 8, 2007 regular session meeting. Mrs. Foley seconded. The motion carried unanimously [Mr. Garcia - absent].

CONSENT CALENDAR

Mrs. Reynolds moved that the Board of Education approve the Consent Calendar. Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - absent].

[Superintendent’s Office]

Acceptance of Gifts

With thanks, gifts to the District.

[Superintendent’s Office] - [Human Resources]

Administrative, Elementary/Secondary Certificated Personnel Actions

The Administrative, Elementary/Secondary Certificated Personnel Actions as specified.

Classified Personnel Actions

The Classified Personnel Actions as specified.

Non-Regular Hourly Employment Agreements \$25,000 or less

The following Non-Regular Hourly Employment Agreements for \$25,000 or less for the 2006-2007 school years.

<u>Name</u>	<u>Service Provided</u>	<u>Amount</u>	<u>Funding/Location</u>
1. Argabright, Kathleen	Provide coaching & peer assistance to PAR teacher	\$ 800.00	(061) PAR/Schallenberger
2. Carrillo, Carolina	Provide 4/5 release in P.E.	\$ 3500.00	(031) 4/5 Release/River Glen
3. Coberly, Rachale	Yard supervision	\$ 450.00	(031) Yard Duty/Allen @ Steinbeck
4. Pang, Verity	Secondary tutor in Homework Center	\$ 150.00	(061) Homewk Ctr/Lincoln

5. Portillo Enriquez, Rosa	Yard supervision	\$ 550.00	(031) Prog 004/ Bachrodt
6. Ramos, Rosie	Babysit during Parent Ed. classes or Family Involvement meetings	\$ 340.00	(061) Title I/ Grant
7. Thunen, Toni	Academic & college counsel to 10th grade students	\$10,000.00	(061) Carl Perkins/ Pioneer

AMENDMENTS:

1. Cortez, Alicia: Amend the action taken at the 1/18/07 Board meeting to indicate the Non-Regular Hourly Employment Agreement between Grant and Alicia Cortez to provide outreach consulting in the amount of \$11,440.00 rather than \$7,370.00, funding source Title I.

[Division of Instruction]

Approval of Field Trips

The field trips for elementary and secondary students for the 2006-07 school year as specified.

Quality Education Investment Act (QEIA) Grant Application

Quality Education Investment Act Grant Application being submitted for: Bachrodt, Anne Darling, Empire Gardens, Galarza, Gardner, Lowell Olinder and Washington Elementary Schools and Peter Burnett Middle School for the 2006-07 school year.

[Administrative Services] - [Maintenance & Operations]

Amend Contract with California Roofing, Inc

Amended contract with California Roofing, Inc. from \$20,00.00 to \$40,000.00 for repairs and replacement of roofs as needed by the Maintenance Department for the school year 2006-2007 on an as needed basis.

Budget Source: Maintenance [Fund 061]

Amend Contract with Fredericks's Carpet

Amended contract with Frederick's Carpet from \$50,000.00 to \$60,000.00 for the purchase, installation, demolition and removal of carpet and linoleum as needed by the Maintenance Department for the school year 2006/2007 on an as needed basis.

Budget Source: Maintenance [Fund 061]

Contract with Vavrinek, Trine, Day & Co., LLP (ACTION)

Contract with Vavrinek, Trine, Day & Co., LLP, C.P.A. Auditors, at a fee not to exceed \$98,500 as District auditors for the fiscal year ending June 30, 2007.

Budget Source: Fiscal Services - Basic Financial Statement [Fund 031] \$90, 625
Fiscal Services - Measure F Audit [Fund 031] \$7,875

[Administrative Services]- [Purchasing]

Independent Contractor Agreements for \$25,000 or less

The following Independent Contractor Agreements for \$25,000 or less for the 2006-2007 school year.

<u>Name</u>	<u>Service Provided</u>	<u>Amount</u>	<u>Funding/Location</u>
1. Air-Gen, Inc.	Maintenance & repair of the generator	\$ 3,323.48	(061) Maint./ Maintenance
2. All Stars	All Stars sports middle school coaches	\$ 3,300	(031) Mandated Cost/ River Glen
3. Almaden Valley Counseling Services	Counseling services	\$ 1,750	(061) Site Prog. Local Support/ Williams
4. Bye, Thomas J. Ph.D.	Consultant to conduct an evaluation of English Learner Programs	\$19,000	(061) LEP, Magnet, Desegregation/ SJH
5. California Tomorrow	Conduct an EL student inquiry project	\$22,500	(061) EIA-LEP/ Bilingual
6. Excelanation	Assemblies: "Persevere to Victory"	\$ 600	(061) Fundraiser/ Trace
7. Fortune Telecommunications	Provide/install (4) CAT SE wire run from MDF to office using pathway alongside of building	\$ 700	(061) Maintenance/ Maintenance
8. Gold, Norman C. -- Norm Gold Assoc.	Presentation on successful bilingual schools study	\$ 1,500	(061) EIA-LEP/ Bilingual
9. Happy Birds Performing Parrot Show	Performance done by six parrots	\$ 275	(061) GATE Donation/ Terrell
10. Olivadoti, Victoria	Speak to GATE parents	\$ 700	(061) GATE/ Booksin
11. Parents Helping Parents	Provide assistive technology assessments	\$10,000	(062) Special Ed./ Special Ed.
12. Parker, Dennis	Workshop for parents & teachers	\$ 500	(061) Title I Goal 1/ Anne Darling
13. Positive Impact, LLC	Design & facilitate the pre-visioning process for SJH & Gunderson	\$15,000	(031) Instructional Technology/ Ext. Prog.
14. Real Inspiration, Inc. -- Hawkins, Keith	Presenter: Career Day	\$ 8,000	(061) Deseg. / WGH
15. Schwartz, David	Assembly: author	\$ 3,500	(031) Student Body Funds/ Graystone
16. Susan Kovalik & Associates, Inc.	Presentation: Safe emotional environment	\$ 2,700	(061) SLIBG/ Schallenger
17. UC Santa Cruz Educational Partnership Center	Increase student achievement & college-going culture	No Cost	N/A -- No Cost/ Gunderson
18. UC Santa Cruz Educational Partnership Center	Increase student achievement & college-going culture	No Cost	N/A -- No Cost/ SJH
19. UC Santa Cruz Educational Partnership Center	Increase student achievement & college-going culture	No Cost	N/A -- No Cost/ WGH
20. Wildlife Associates	Presentation on wildlife	\$ 725	(031) PTA/ Terrell

AMENDMENT:

21. Minero, Donovan

Amend the action taken at the January 18, 2007 board meeting to indicate independent contractor agreement between Bret Harte Middle School and Donovan Minero in the amount of \$2,200 rather than \$2,000 to provide DJ services, funding source (031) ASB.

VOTE ON THE MOTION

The motion carried unanimously [Mr. Garcia - Absent].

END OF CONSENT CALENDAR

ACTION ITEMS AND REPORTS

SUPERINTENDENT'S OFFICE

Report of Mr. Don Iglesias, Superintendent of Schools

Mr. Iglesias reported that Brigid McGrath Massie had facilitated a Customer Service Training with our custodians and Grounds staff. The focus of the training was what good customer service looks like. We are all part of the team and all share the responsibility for good customer service. Ms. McGrath also reminded the participants that it only takes eight (8) seconds for a customer to feel ignored and that eye contact is very important.

Mr. Iglesias also attended the Morgan Center Luncheon where San Jose Unified School District was recognized for their unusual partnership with the Morgan Center. Mr. Iglesias thanked everyone involved especially Mrs. Michele Syth, Director of Special Education, and Mrs. Rosa Molina, Assistant Superintendent.

Mr. Iglesias met with Jim Helmer, Head of Transportation for the City of San Jose, to discuss Mayor Chuck Reed's plan to bring solar busses to San Jose. One of the proposals is with a company in Denver, Colorado that manufactures 18 passenger solar school busses. The state-of-the-art busses would be complete with a solar panel on the roof and battery backup. Mrs. Reynolds wanted to know if the solar busses would have seat belts. Mr. González answered that solar busses do not get into accidents and Mr. Iglesias assured Mrs. Reynolds that they would have seat belts.

Revised SJAA Job Descriptions

Mrs. Reynolds moved that the Board of Education approve the revised job descriptions for administrative positions:

Director, Secondary Education Services
Director, Elementary Education Services
Director, Special Education
Manager, Technology Services/Training and Support

Budget Source: Unrestricted General [Fund 031]

Mrs. Foley seconded. The motion carried unanimously [Mr. Garcia - Absent].

Revised SJAA Job Descriptions

Mrs. Foley moved that the Board of Education approve the revised job descriptions for administrative positions:

Director, Educational Accountability
Manager, Health/Family Support

Budget Source: Unrestricted General [Fund 031]

Mrs. Reynolds seconded. The motion carried unanimously [Mr. Garcia - Absent].

Range Change for CSEA Position - Attendance Analyst

Mrs. Reynolds moved that the Board of Education approve the Range Change for the Attendance Analyst from Range 32a to Range 34 effective July 1, 2006.

Budget Source: Unrestricted [Fund 031]

Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - Absent].

New CSEA Position - Healthy Start Program Assistant

Mrs. Reynolds moved that the Board of Education approve the new CSEA position for Classified Personnel:

Healthy Start Program Assistant Range 22

Budget Source: Restricted - Desegregation [Fund 061]

Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - Absent].

New CSEA Position - Language Assessment Data Technician

Mrs. Reynolds moved that the Board of Education approve the new CSEA position for Classified Personnel:

Language Assessment Data Technician Range 22

Budget Source: Restricted - Desegregation [Fund 061]

Mrs. Foley seconded. The motion carried unanimously [Mr. Garcia - Absent].

Revised CSEA Job Description and Range Change - Language Tester

Mrs. Reynolds moved that the Board of Education approve the Range Change for the Senior Contract Specialist from Range 32a to Range 34 effective July 1, 2006.

Budget Source: Restricted [Fund 061 - Deseg]

Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - Absent].

Range Change for CSEA Position - Senior Contract Specialist

Mrs. Reynolds moved that the Board of Education approve the Range Change for the Senior Contract Specialist from Range 32a to Range 34 effective July 1, 2006.

Budget Source: Unrestricted [Fund 031]

Mrs. Foley seconded. The motion carried unanimously [Mr. Garcia - Absent].

BOARD OF EDUCATION

Mrs. Reynolds assured Mrs. Genise that the Board did take her comments to heart. She said that she often heard from teachers that early admission can pose problems. She acknowledged that there are unique circumstances, but said she felt the child will always be a year behind and a year in the life of a child is huge. She said, speaking from experience, that her own daughter was on the cusp and that she had decided to hang on for one more year and felt it was the best decision that she could have possibly made. She again assured Mrs. Genise that she had been heard.

Revision to Administrative Regulation 5111 Student Admission (SECOND READING)

Mrs. Foley moved that the Board of Education approve the proposed revisions to Administrative Regulation 5111 Student Admission: Early Entry to Kindergarten.

Mrs. Lewis seconded. The motion carried unanimously [Mr. Garcia - Absent].

DIVISION OF INSTRUCTION**Report by Mrs. Rosa Molina, Assistant Superintendent, Instructional Services**

Mrs. Molina reported that work is underway with the Secondary Special Education Task Force. The first meeting was held today and generated much good discussion and everyone acknowledged that there is lots of work ahead. Mrs. Molina acknowledged Mrs. Michele Syth, Director, and Ms. Kaia Hamilton, Manager, who are working diligently along side general and special education teachers and SJTA leadership to create a new program for our young people at the secondary level to receive the special education services that they require. These meetings will continue over the course of the next two months with a goal of having a plan to the Board by the end of May. Mrs. Molina again thanked Mrs. Syth and Ms. Hamilton for their hard work and announced that Mrs. Syth's birthday is tomorrow.

SJUSD has received a grant from the Lucille Packard Foundation. Mrs. Marsha Newey, a retired Manager who is working for the District on a contract, is always on the lookout for funding opportunities and this one is wonderful. The grant will help us with additional nurse time for some of our schools that are associated with our Health Centers such as San Jose High School and Washington. We are hoping that this will help District staff meet the needs of many of our uninsured youth.

This is a busy time of year as Mrs. Molina and other staff prepare for the weeks of testing that are ahead. Tenth graders recently took the CAHSEE and schools are preparing for the APRENDA, the Spanish Standards Test, and the California

Standards Test. Mrs. Molina asked that everyone be kind to Dr. Aaron Buchanan and his team as they are working hard to keep all the plates spinning and we appreciate all their hard work.

Also, today Mrs. Molina, Mrs. Rose Bedard, Mrs. Judy Galindo and Mrs. Linda Ferdig-Riley were invited to visit the Professional Culinary Institute on Hamilton Avenue. It was an exciting visit as we continue to explore educational options for our students. We have had an excellent relationship with CCOC and our students are learning about this potential career choice. She thanked the Professional Culinary Institute staff for the excellent tour and lunch.

Mrs. Reynolds asked when parents can anticipate receiving the results of the CAHSEE test which was just given. Dr. Buchanan replied that the results should be available in mid-May.

EDUCATIONAL ACCOUNTABILITY AND COMMUNITY DEVELOPMENT

Report by Dr. William Erlendson, Assistant Superintendent, Educational Accountability and Community Development

Dr Erlendson reported on the Community Conversations. We have had all three and this is the first time we have had 100% participation by all of our schools. Over four hundred (400) participants gave the highest rating ever for a Community Conversation--3.8 out of a possible rating of 4.0. Dr. Erlendson reported that the participants felt the topic (customer service) was very relevant and they created next steps which included:

- | | |
|---|---------------------------------|
| Signage around the schools | Identification badges for staff |
| Publishing frequently asked questions for parents | Introducing classified staff |

Dr. Erlendson praised Mrs. Sheryl Stroh for all of her hard work organizing this event.

Horace Mann and Olinder Elementaries have been awarded the Glen Hoffman Award for Horace Mann's "The Husky Way" and Olinder's "I Care" Programs. Both schools won by showing significant improvement and we are very proud of their efforts.

Dictionary Day is approaching and this program provides dictionaries for all of our third grade students. He is looking for volunteers for April 2nd from 8 am to 2 pm to do a well scripted lesson and deliver the books to the third graders. Dr. Erlendson invited all interested persons to contact Mrs. Karen Fuqua about this rewarding program.

ADMINISTRATIVE SERVICES

Report by Ms. Ann Jones, Chief Business Officer, Administrative Services

Solar Energy Proposal

- Mr. Ty Williams
Ms. Lindsey Corbin
Mr. Jim Kolzelka**

Ms. Jones told the Board that her report would include a status report on the solar energy proposal. Previously the Board has received information about this program and staff has spent the last six months developing the scope of the program with Chevron Energy Solutions (CES).

Mr. Williams began his presentation with an Outline of the items to be covered: which included:

- Solar Program Goals
- Program Development
- Phase I Development ≠ Scope
 - Performance Guarantee
 - Maintenance and Operations
- Phase I Financial Summary
- The Team
- Procurement
- Solar Program Benefits
- Next Steps

The goals of the solar program are aligned with the District Vital Few Priorities and promote operational effectiveness and fiscal responsibility. Pursuant to the Board's 2006-07 goal to reduce utility costs, the staff has worked to develop a 5 Megawatt solar installation with CES. The District has been exploring solar energy for the past six years and we now believe that it is cost effective to proceed with an installation of solar panels. The approach is a balance of roof top installations and shade structure installations. Rooftop installation which require extensive retrofit are not cost effective nor are the installation of small rooftop systems.

There are three ownership structure options:

Traditional - District owns system via 20 year tax exempt lease purchase with an initial expenditure of \$18 million.

Third Party - Third party owns equipment. District makes payment based on electricity generated for 20 years.

Pre Paid Third Party - District maximizes savings by prepaying third party for the power generated.

The recommended approach will be a combination of rooftop and solar shade structures at Gunderson and San Jose High and solar shade structure installations only at Pioneer and Leland. All District sites will share equally in the energy savings. Some sites due to roof structure, size of parking lot, number of large trees do not lend themselves to this type of installation.

Mr. Pat Day, Director of Procurement and Contract Management, reviewed the Performance Guarantee. Solar is a proven technology and the modules are guaranteed for 20 years. CES will be the single point of contact and have responsibility for the system and site maintenance.

Mr. Williams discussed the CES team which includes Ms. Lindsey Corbin, who has a degree in Geography and pursued a cross country promotion of alternative fuels on a school bus powered by waste vegetable oil, and who chose to work for Chevron because she believes them to be the most powerful change agent maximizing the impact of her environmentalist efforts. Also on the team are Jim Kozelka, Project Manager, and Raphael Varieris, Project Engineer.

Mr. Day explained the Government Code 4217 related to energy procurement and the solar program benefits which include:

- Economic Leadership - Promotion of financial stability through a savings of \$30 M
- Environmental Stewardship - it is equivalent to planting 1,000 acres of trees annually and 25,000 acres over the life of the program.

- Positive public recognition - we will be one of the largest solar districts in the U. S.
- Potential for numerous educational opportunities at the discretion of the District

Next steps include the completion of the Comprehensive Energy Analysis and presentation of the final Phase I Program numbers and request for Board authorization to negotiate the Implementation Contract with CES at the April 5th Board Meeting.

On May 17, the negotiated contract will be provided for informal Board review. On May 24th, at the Board meeting, the executed contract will be presented for the Board's consideration.

The Board members had many questions which Mr. Williams answered. Mr. Iglesias suggested that we contact staff at the San Diego City Schools who have done some work around solar energy although the application is different. We might be able to learn something about their experience. Mr. Williams agreed that this was a great idea. Mr. González thanked Mr. Williams and Mr. Day for all their hard work and summed it all up by adding "sun worshipers are united"!

Anne Darling Lease-Leaseback Escrow Account

Mrs. Reynolds moved that the Board of Education authorize the following personnel to open an escrow account with Five Star Bank, and transact business on that account as required by the Lease-leaseback agreement.

Fiscal Services:
 Rosemarie Pottage
 Ada Poon

Mrs. Foley seconded. The motion carried unanimously [Mr. Garcia - Absent].

FACILITIES and CONSTRUCTION

FACILITIES and CONSTRUCTION CONSENT CALENDAR

Mrs. Reynolds moved that the Board of Education approve the Facilities and Construction Consent Calendar (Items IX.F.1 through IX.F.13). Mrs. Foley seconded.

Change Order for Contract No. 9819C

Change Order, amending the contract amount for Contract No. **9819C Delgado Electric, Inc. (Project 9619)**

Bret Harte Modernization

Change Order No. 3	\$15,824.70
Change Order No. 4	\$13,597.69

Summary

Original Contract	\$164,000.00
Previous Approved Change Orders	\$ 13,033.03
Change Order No.3 & 4	\$ 29,422.39
Adjusted Original Contract Sum	\$ 206,455.42

Budget Source: Measure F [Fund 213]

Change Order for Contract No. 9818C

Change Order, amending the contract amount for Contract No. **9818C Ciari Plumbing & Heating, Inc. (Project 9619)**

Bret Harte Middle School Modernization

Change Order No. 2 \$19,475.34

Summary

Original Contract	\$354,648.00
Previous Approved Change Orders	\$ 26,314.55
Change Order No.2	\$ 19,475.34
Adjusted Original Contract Sum	\$400,437.89

Budget Source: Measure F [Fund 213]

Amendment No. 1 to Architectural Services Contract with Bill Gould Design

Amended contract amount with Bill Gould Design from \$27,000.00 to \$46,000.00 for increased scope in the provision of architectural services for the special education portable project at **Canoas an Williams Elementary School**. (Project 9638)

Budget Source: Measure F [Fund 213]

Termination of Contract with Kitchell CEM (ACTION)

Termination of the contract for convenience with Kitchell CEM for construction management services for the **Willow Glen High School** modernization project. (Project 9709)

Budget Source: Measure F [Fund 213]

Termination of Contract with Kitchell CEM

Termination of the contract for convenience with Kitchell CEM for construction management services for the **San Jose High School** modernization project. (Project 9622)

Budget Source: Measure F [Fund 213]

Contract with BFGC Architects

Contract with BFGC Architects in the amount of \$405,600.00 to provide design services as required for the modernization project at **Gunderson High School**. (Proj. #9909)

Budget Source: Measure F [Fund 213]

Delegation of Authority to Approve Bids - Education Code Section 17604

Delegate authority to the Superintendent or his designee to award bids to a responsible bidder submitting the lowest responsive bid meeting the specifications, per Education Code Section 17604, for the Specialized Instructional Program project at **San Jose High School** to be ratified by the Board of Education at the next appropriate Board Meeting. (Project #9610).

Delegation of Authority to Approve Bids - Education Code Section 17604

Delegate authority to the Superintendent or his designee to award bids to a responsible bidder submitting the lowest responsive bid meeting the specifications, per Education Code Section 17604, for the modernization project at **Burnett Middle School** to be ratified by the Board of Education at the next appropriate Board Meeting. (Project #9703).

Delegation of Authority to Approve Bids - Education Code Section 17604

Delegate authority to the Superintendent or his designee to award bids to a responsible bidder submitting the lowest responsive bid meeting the specifications, per Education Code Section 17604, for the modernization project at **Williams Elementary School** to be ratified by the Board of Education at the next appropriate Board Meeting. (Project #9708).

Change Order for Contract No. 9533C

Change Order, amending the contract amount for Contract No. **9533C SPL Integrated Solutions (Project 9530)**

Gunderson High School SIP

Change Order No. 3 \$46,367.48

Summary

Original Contract	\$495,000.00
Previous Approved Change Orders	\$ 56,669.22
Change Order No.3	\$ 46,367.48
Adjusted Original Contract Sum	\$598,036.70

Budget Source: Measure F [Fund 213]

Change Order for Contract No. 9846C

Change Order, amending the contract amount for Contract No. **9846C Hung Construction (Project 9617)**

Terrell Modernization/Admin

Change Order No. 4 \$5,239.25

Summary

Original Contract	\$820,000.00
Previous Approved Change Orders	\$ 64,557.90
Change Order No.4	\$ 5,239.25
Adjusted Original Contract Sum	\$889,797.15

Budget Source: Measure F [Fund 213]

Change Order for Contract No. 9802C

Change Order, amending the contract amount for Contract No. **9802C Hung Construction (Project 9552)**

Lincoln High School Modernization

Change Order No. 5 \$36,223.00

Summary

Original Contract	\$1,170,000.00
Previous Approved Change Orders	\$ 143,400.00
Change Order No.5	\$ 36,223.00
Adjusted Original Contract Sum	\$1,349,623.00

Budget Source: Measure F [Fund 213]

Additional Service for HMC Architects

Additional Service, amending the scope of work and contract amount for HMC Architects for the multi-admin building project at **Anne Darling Elementary School** to \$1,228,518.00. (Project 9421/9616).

Multi-Admin Building

ASA No. 9 \$20,445.00

Summary

Original Contract	\$975,037.00
Previous Approved ASAs	\$233,036.00
ASA No. 9	\$ 20,445.00
Adjusted Original Contract Sum	\$1,228,518.00

Budget Source:	Measure F	[Fund 213]	92%
	Measure C/Scope D	[Fund 212]	08%

VOTE ON THE MOTION

The motion carried unanimously. [Mr. Garcia - Absent].

END OF FACILITIES AND SCHOOL CONSTRUCTION CONSENT CALENDAR

Contract with Kitchell CEM

Mrs. Foley moved that the Board of Education approve a contract with Kitchell CEM in the amount of \$1,000,816.00 to provide construction management services as required for the modernization and science project at **Willow Glen High School** (Project 9709).

Budget Source:	Measure F	[Fund 213]	39%
	Measure C Refinance	Fund 212]	61%

Mrs. Reynolds seconded. The motion carried unanimously. [Mr. Garcia - Absent].

Contract with Kitchell CEM

Mrs. Reynolds moved that the Board of Education approve a contract with Kitchell CEM in the amount of \$1,248,793.00 to provide construction management services as required for the modernization and science project at **San Jose High School** (Project 9622)

Budget Source:	Measure F	[Fund 213]	41%
	Measure C Refinance	[Fund 212]	59%

Mrs. Foley seconded. The motion carried unanimously. [Mr. Garcia - Absent].

CALIFORNIA HIGH SCHOOL EXIT EXAM (CAHSEE) WAIVER REQUEST

The Board has reviewed in Closed Session the request to waive the California High School Examination for the students discussed. The Board of Education will now take final action on this request.

Mrs. Foley moved that the Board of Education approve all three waiver requests in one motion. Mrs. Lewis seconded. The motion carried unanimously. [Mr. Garcia - Absent].

Student Waiver Number 2007-27

AYES:	Foley, González, Lewis, Reynolds
NOES:	None
ABSENT:	Garcia
ABSTENTIONS:	None

Student Waiver Number 2007-28

AYES:	Foley, González, Lewis, Reynolds
NOES:	None
ABSENT:	Garcia
ABSTENTIONS:	None

Student Waiver Number 2007-29

AYES:	Foley, González, Lewis, Reynolds
NOES:	None
ABSENT:	Garcia
ABSTENTIONS:	None

STUDENT DISCIPLINE

The Board of Education has held hearings in Closed Session to consider the recommendation of the Administrative Hearing Panel to expel the students discussed. The Board of Education will now take final action on these student expulsion cases.

1. Student Expulsion Case Number 06-07-039

AYES:	Foley, González, Lewis, Reynolds
NOES:	None
ABSENT:	Garcia
ABSTENTIONS:	None

2. Student Expulsion Case Number 06-07-040

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

3. Student Expulsion Case Number 06-07-041

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

Mrs. Lewis moved to Suspend the Expulsion for Case Number 06-07-041. There was no second and the motion died.

4. Student Expulsion Case Number 06-07-042

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

5. Student Expulsion Case Number 06-07-043

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

6. Student Expulsion Case Number 06-07-044

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

7. Student Expulsion Case Number 06-07-045

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

8. Student Expulsion Case Number 06-07-047

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

9. Student Expulsion Case Number 06-07-049

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

10. Student Expulsion Case Number 06-07-050

AYES: Foley, González, Lewis, Reynolds
NOES: None
ABSENT: Garcia
ABSTENTIONS: None

REPORT OF ACTION TAKEN IN CLOSED SESSION- March 22, 2007

Mr. Iglesias reported that the Board of Education approved appointments, reclassifications, retirements, and resignations.

ADJOURNMENT

Mrs. Foley moved to adjourn the meeting. Mrs. Reynolds seconded. The motion carried unanimously. The meeting was adjourned at 7:57 p.m.