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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
SAN DIEGO, CA 92124

216

September 24, 2002

12:00 p.m.

					AGENDA ITEM	ACTION AUTHORIZED BY BOARD
Present	X	X	X	X	<p>ATTENDANCE AT THIS REGULAR PUBLIC MEETING (Board Members who arrive after meeting begins will be noted as "Present" at point in this agenda at which they arrive.)</p> <p>I. <u>OPEN SESSION</u></p> <p>II. <u>CLOSED SESSION</u> (12:00 p.m.)</p> <p>Closed session to discuss the evaluation of the Superintendent of Public Education.</p> <p>Member Zimmerman arrived at the meeting at approximately 12:25 p.m.</p> <p>III. <u>OPEN SESSION</u></p> <p>IV. <u>Public Hearing: Matters to be Considered in Closed Session</u> (1:30 p.m., Auditorium)</p> <p>None.</p> <p>V. <u>CLOSED SESSION</u> (Room 2249)</p> <p>Closed session to discuss the employment of Principal, Miller Elementary; Vice Principal, Language Academy; Principal, Lewis Middle; Secondary Site Mathematics Administrator; Secondary Site Literacy Administrator, Serra High; Secondary Site Literacy Administrator, Mira Mesa High; Secondary Site Literacy Administrator, Mann Middle; Secondary Site Literacy Administrator, Hoover High; to conference with District's legal counsel pursuant to Government Code Section 54956.9(a) [<u>San Diego Unified School District v. Knight, et al.</u>, Superior Court Case No. GIC 789220-1; <u>San Diego Unified School District v. Ly</u>, Superior Court Case No. GIC 787596-1; <u>California Department of Education v. San Diego Unified School District</u>, Superior Court Case No. GIC 770896] and (b); to conference with the District's real property negotiator pursuant to Government Code Section 54956.8, regarding Assessor Parcel Nos. 471-421-03 through 471-421-29; 471-422-01 through 471-422-04; 471-422-07 through 471-422-26; (Herbert Ibarra Elementary School site) properties located on Estrella Avenue, Polk Avenue, 49th Street, Orange Avenue, North 49th Street, and Winona Avenue; to conference with the</p>	<p>President Ottinger called the meeting to order at 12:00 p.m., with all members present except member Zimmerman. President Ottinger adjourned the meeting to closed session in Room 2249.</p> <p>President Ottinger reconvened the meeting in open (public) session for public hearings on student discipline. President Ottinger readjoined the meeting to closed session.</p>

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AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

V. CLOSED SESSION

District's labor negotiator regarding the following organizations: San Diego Education Association, California School Employees Association, representing OTBS, OSS, and Paraeducators, Administrators' Association, and the School Peace Officers Association; and to discuss student discipline.

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

A. PLEDGE OF ALLEGIANCE

President Ottinger introduced student representatives to the Board Andrew Roy, Madison High School and Rachel Williams, Crawford High School.

B. REPORT ON CLOSED SESSION

None.

C. RECOGNITIONS AND PRESENTATIONS

1. Resolution in the Matter of the Recognition of the 39th Annual Cabrillo Festival September 22-29, 2002.
(Time Certain: 3:05 p.m.)

President Ottinger presented the resolution to Angela Giglito, President, Cabrillo Festival, Inc., Donald Valadao, "Cabrillo," Amanda Da Roja, Miss Cabrillo Festival, Mary Giglito, President Emerita, Joe Varley, "Priest," and Terry Dimattio, Superintendent, Cabrillo National Monument.

2. Resolution in the Matter of the Recognition of September 15-October 15, 2002, as National Hispanic Heritage Month.
(Time Certain: 3:10 p.m.)

President Ottinger presented the resolution to Elsa Sevilla, Board Public Relations Director, MANA of San Diego.

3. Resolution in the Matter of the Recognition of September 23-27, 2002 as Yellow Ribbon Suicide Awareness and Prevention Week.
(Time Certain: 3:15 p.m.)

President Ottinger presented the resolution to Eileen Griffiths, President, Board of Directors, Light for Life Foundation.

President Ottinger reconvened the meeting in open (public) session at 3:00 p.m., with all members present.

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

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

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

Motion
Second
Ayes
Nays
Abstain

Motion
Second
Ayes
Nays
Abstain

Motion
Second
Ayes
Nays
Abstain

B R A U N	D E B E C K	L O T P E I N G E R	O T M E R A N	Z I M E R A N
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MINUTES

218

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED BY BOARD

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

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.

Prior to the vote on the above, items D2a1b, and D7f were removed from the Consent Calendar.

Approve and adopt revised Consent Calendar.

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

1. APPROVAL OF MINUTES

Special Meeting, June 30, 2002
Regular Meeting, July 9, 2002

Approve and adopt minutes.

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

2. BUSINESS OPERATIONS--Logistics

a. Procurement and Distribution Department

1. Contracts Proposed To Be Let:

Approve identification of the following companies as the apparent responsive and responsible low bidders on the bids designated; authorize execution of agreements between the San Diego Unified School District and the below listed companies, subject to compliance with conditions for execution of agreements:

a. Bid No. 23-41, Purchase of Building Glass and Putty. Apparent low bidder is Mirror, Shower, & Glass. Payment by agreement.

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

b. Bid No. 23-43, Purchase of Sports Equipment. Apparent low bidder is Sportime LLC. Reject the bid received from Sport Supply Group, Inc. (one lot). Payment by purchase order.

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

Mitch Labor and Ruben Agustin addressed the Board in public hearings prior to the vote on the above item.

c. Bid No. 23-44, Purchase of Hewlett Packard Printers, Supplies and Accessories. Apparent low bidders are GovConnection, Inc.; Micro Warehouse Gov/Ed Inc.; Networks Plus Technology Group; and Sehi Computer Products, Inc. Reject the bid received from CDW Government, Inc. (entire bid). Payment by purchase order.

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

2. Contract Proposed To Be Renewed:

Authorize renewal of contract with the following company authorize execution of agreement between the San Diego Unified School District and the below-listed company, subject to compliance with conditions for execution of agreement:

a. Contract No. 01-102 with Nelson Adams/GSI for the purchase of porcelain markerboards. Payment by agreement.

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

Motion X
Second
Ayes X X X X X
Nays
Abstain

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

Motion X
Second
Ayes X X X X X
Nays
Abstain

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

2. BUSINESS OPERATIONS--Logistics

a. Procurement and Distribution Department

3. Amendments to Agreements:

a. Authorize amendments to Contract No. 12-11—Grocery and Nonconsumables; and Contract No. 12-12—Frozen Foods with Sysco Food Services of San Diego, to modify clauses regarding the delivery and invoicing instructions in the contracts.

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

4. Agreements of less than \$58,900 for materials, supplies, and services, or of less than \$15,000 for work to be done:

a. Approve Agreement No. 23-57, Pizza Slices Delivered, Ready-to-Serve, for a maximum of \$57,500, with Little Caesar's, commencing on October 1, 2002 through July 31, 2003.

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

5. Ratify purchase orders in excess of \$58,900 for materials, supplies, and services, or in excess of \$15,000 for work to be done, August 14-September 3, 2002, under contracts previously approved by the Board of Education.

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

6. Ratify purchase orders issued of less than \$58,900 for materials, supplies, and services, or of less than \$15,000 for work to be done, for the period August 14-September 3, 2002.

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

b. Business--Miscellaneous

1. Authorize purchase of material, equipment and supplies from various vendors, under terms, conditions, and prices set forth in the North County Educational Purchasing Consortium (district No. 23-45CP).

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

September 24, 2002

		R	E	M		September 24, 2002	AGENDA ITEM	ACTION AUTHORIZED BY BOARD
							D. <u>CONSENT ITEMS</u>	
							2. <u>BUSINESS OPERATIONS</u>--Logistics	
							b. <u>Business--Miscellaneous</u>	
Motion	X						2. Authorize purchase of digital copiers from Ikon Office Solutions (Contract No. 2002-10) against the North County Educational Purchasing Consortium (<u>district No. 23-45CP</u>). Payment by purchase order.	Approve. See EXHIBIT D2 which is made a part of these minutes.
Second			X					
Ayes	X	X	X	X	X			
Nays								
Abstain								
Motion	X						3. Authorize professional services agreement for consulting services to review and analyze the district's Workers' Compensation claims program under <u>Agreement No. P23-46</u> with Farley Consulting Services. Payment by agreement.	Approve. See EXHIBIT D2 which is made a part of these minutes.
Second			X					
Ayes	X	X	X	X	X			
Nays								
Abstain								
Motion	X						4. Authorize sole source purchase of Apple brand repair parts from Apple Computer, Inc. under <u>Agreement No. 23-54</u> , for Maintenance and Operations Department. Payment by agreement.	Approve. See EXHIBIT D2 which is made a part of these minutes.
Second			X					
Ayes	X	X	X	X	X			
Nays								
Abstain								
Motion	X						5. Authorize the sale of one school bus that is of no further use to the district to Immanuel Schools of Reedley, California. Sale is in accordance with Education Code Section 17546(b) and the district's Bus Replacement Program.	Approve. See EXHIBIT D2 SUMMARY which is made a part of these minutes.
Second			X					
Ayes	X	X	X	X	X			
Nays								
Abstain								

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

The Finance Section (D.3.) items consist of the following actions. Each action is authorized under the California Constitution or legal statutes and is in accordance with administrative rules and regulations. Detail information for all D.3. 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. Authorizes the transfer of appropriations within the PEER ASSISTANCE & REVIEW category of funds, at various sites and departments:

	To:(debit)	From:(credit)
1000 Certificated Personnel Salaries	\$19,441	
3000 Employee Benefits	1,775	
4000 Books Supplies		\$29,288
5000 Services Other Operating Expenses	8,072	
	=====	=====
Total:	\$29,288	\$29,288

This is an accumulation of two journals both of which were initiated at the school sites.

Approve.

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

B R A U N	D E B E C K	L O T B E I N G E R	O T T O M E R A N	Z I M E R A N
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MINUTES

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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

a. Transfer of appropriations.

2. Authorizes the transfer of appropriations at various sites and departments:

	To:(debit)	From:(credit)
1000 Certificated Personnel Salaries	\$15,474	
2000 Classified Personnel Salaries	9,227	
3000 Employee Benefits	3,873	
4000 Books and Supplies		\$41,044
5000 Services and Operating Expenses	7,680	
6000 Capital Outlay	4,526	
7000 Other Outgo	264	
	=====	=====
Total:	\$41,044	\$41,044

This item is the accumulation of 14 journals for which no major object group transfer amount detail, exceeds \$10,001 by journal voucher. The school sites initiated all 14 journals.

Approve.

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

- b. Resolutions to accept, budget, and spend income, in excess of that included in the adopted budget, are authorized by Education Code Section 42602. These resolutions provide the means by which boards 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 adoption of the resolution 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. GENERAL FUND, Interscholastic Athletics
(Fund AK) _____ \$30,387
Received from the varsity schools gate receipts as a payment to the San Diego Unified School District for athletics gate receipts.
2. GENERAL FUND, Schools Discretionary Fund
(Fund AU) _____ \$32,692
Received from various individuals and organizations as contributions to the San Diego Unified School District for instructional supplies.
3. GENERAL FUND, Bird Rock Parent Involvement
(Fund D3) _____ \$22,320
Received from the Parent Committee of Bird Rock Elementary School as a contribution for instructional experts and instructional supplies.
4. GENERAL FUND, Joint Use Outside Funded Project
(Fund YH) _____ \$36,500
Received from the City of San Diego as a payment to the Scripps Ranch High School for the improvement of buildings.

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

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

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

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

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

September 24, 2002

					AGENDA ITEM	ACTION AUTHORIZED BY BOARD
					D. <u>CONSENT ITEMS</u>	
					3. <u>BUSINESS OPERATIONS</u>--Finance	
					b. <u>Resolutions to accept, budget, and spend income.</u>	
Motion	X				5. GENERAL FUND, Chargers Champ Educators Award	Adopt. See EXHIBIT
Second			X		(Fund 5P)_____ \$5,000	D3 which is made a part
Ayes	X	X	X	X	Received from the San Diego Chargers Charities as	of these minutes.
Nays					contributions to the Rolando Park Elementary (\$2,500) and	
Abstain					O'Farrell Charter (\$2,500) schools as a certificated stipend.	
Motion	X				6. GENERAL FUND, Integration Bus Purchases	Adopt. See EXHIBIT
Second			X		(Fund AT)_____ \$27,150	D3 which is made a part
Ayes	X	X	X	X	Received from various individuals and organizations as	of these minutes.
Nays					payments to the San Diego Unified School District for	
Abstain					equipment replacement-pupil bus.	
Motion	X				7. GENERAL FUND, Sierra Club Foundation	Adopt. See EXHIBIT
Second			X		(Fund EN)_____ \$17,000	D3 which is made a part
Ayes	X	X	X	X	Received from the Sierra Club Foundation for the Youth in	of these minutes.
Nays					Wilderness Project at Kit Carson Elementary School.	
Abstain						
Motion	X				8. GENERAL FUND, Kearny Construction Academy	Adopt. See EXHIBIT
Second			X		(Fund HZ)_____ \$5,000	D3 which is made a part
Ayes	X	X	X	X	Received from the John S. Lyons Memorial Foundation as a	of these minutes.
Nays					contribution to the Kearny High School for an employee	
Abstain					outreach specialist.	
Motion	X				9. GENERAL FUND, Kearny Construction Academy	Adopt. See EXHIBIT
Second			X		(Fund HZ)_____ \$5,000	D3 which is made a part
Ayes	X	X	X	X	Received from the San Diego-Imperial Counties as a	of these minutes.
Nays					contribution to the San Diego Unified School District for	
Abstain					maintenance service requests.	
Motion	X				10. GENERAL FUND, Child Health Notification	Adopt. See EXHIBIT
Second			X		(Fund SD)_____ \$868	D3 which is made a part
Ayes	X	X	X	X	Received from the Department of Health Services for health	of these minutes.
Nays					screening of first graders entering the school district.	
Abstain						

September 24, 2002

					AGENDA ITEM	ACTION AUTHORIZED BY BOARD
					D. <u>CONSENT ITEMS</u>	
					3. <u>BUSINESS OPERATIONS</u>--Finance	
Motion	X				11. GENERAL FUND, Energy Education Grant	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		(Fund TP)_____ \$2,500	
Ayes	X	X	X	X	Received from the State and Consumer Services Agency as	
Nays					the Energy Education Grant to Twain Jr/Sr High School for a	
Abstain					consultant and supplies.	
Motion	X				12. GENERAL FUND, Donations Support-Visual and Performing Arts	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		(Fund UN)_____ \$1,000	
Ayes	X	X	X	X	Received from the Cush Automotive Charitable as a	
Nays					contribution to the Visual and Performing Arts for instructional	
Abstain					supplies.	
Motion	X				13. GENERAL FUND, Low Incidence Regionalization Donation	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		(Fund XB)_____ \$1,000	
Ayes	X	X	X	X	Received from the Lions Club of San Diego as payments to	
Nays					Project NEEDS for reimbursement of workshop registration	
Abstain					fees.	
Motion	X				14. BUILDING FUND, Proposition MM-Series 1	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		(Fund 2Z)_____ \$300	
Ayes	X	X	X	X	Received from various individuals and organizations as payments	
Nays					to the San Diego Unified School District for plan forfeitures.	
Abstain						
Motion	X				15. BUILDING FUND, Proposition MM-Series 1	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		(Fund 2Z)_____ \$12,845	
Ayes	X	X	X	X	Received from various individuals and organizations as	
Nays					payments to the San Diego Unified School District for plan	
Abstain					forfeitures and Proposition MM rentals.	
Motion	X				16. CHARTER SCHOOL FUND, Memorial Charter "Direct"	Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second			X		Fund Model	
Ayes	X	X	X	X	(Fund 3H)_____ \$1,130	
Nays					Received from the Research Triangle Institute as a contribution	
Abstain					to the Memorial Academy for instructional supplies.	

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

b. Resolutions to accept, budget, and spend income.

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

17. CHARTER SCHOOL FUND, Preuss Charter "Direct"
Fund Model
(Fund 3L) _____ \$4,193
Received from the Energy Funding Grant as an apportionment
for the Preuss UCSD Charter School.

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

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

18. CHARTER SCHOOL FUND, Charter School of San Diego
"Direct" Fund Model
(Fund 3M) _____ \$9,729
Received from the Energy Funding Grant as an apportionment
for the Charter School of San Diego.

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

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

19. CHARTER SCHOOL FUND, Explorer Charter "Direct" Fund
(Fund 3O) _____ \$3,750
Received from the Energy Funding Grant as an apportionment
for the Explorer Elementary Charter School.

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

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

20. CHARTER SCHOOL FUND, McGill Charter "Direct"
Fund Model
(Fund 3U) _____ \$3,750
Received from the Energy Funding Grant as an apportionment
for the McGill School of Success Charter School.

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

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

21. CHARTER SCHOOL FUND, Darnall Charter "Direct"
Fund Model
(Fund 3V) _____ \$5,105
Received from the Energy Funding Grant as an apportionment
for the Darnall E-Campus Charter School.

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

Motion
Second
Ayes
Nays
Abstain

X

X
X
X
X
X

22. SPECIAL RESERVE FUND, Balboa Stadium Fund
(Fund XY) _____ \$2,000
Received from various individuals and organizations as
payments to the San Diego Unified School District for site
improvements.

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

September 24, 2002

	AGENDA ITEM				ACTION AUTHORIZED BY BOARD
	D. <u>CONSENT ITEMS</u>				
	3. <u>BUSINESS OPERATIONS</u>--Finance				
	b. <u>Resolutions to accept, budget, and spend income.</u>				
Motion	X				Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second		X			
Ayes	X	X	X	X	
Nays					
Abstain					
	23. PUPIL TRANSPORTATION, Pupil Transportation Equipment Fund (Fund YT) \$87,200 Received from various individuals and organizations as payments to the San Diego Unified School District for equipment replacement-pupil bus.				
Motion	X				Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second		X			
Ayes	X	X	X	X	
Nays					
Abstain					
	24. SPECIAL RESERVE FUND, Property Management Fund (Fund ZV) \$10,000 Received from the Centex Homes as a payment to the San Diego Unified School District for site acquisition-other costs.				
Motion	X				Adopt. See EXHIBIT D3 which is made a part of these minutes.
Second		X			
Ayes	X	X	X	X	
Nays					
Abstain					
	25. GENERAL FUND, General Operations (Fund N/A) \$172,386 This adoption is for the accumulation of 64 journal vouchers containing line items less than \$10,001.				

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

c. Independent Contractor Services Agreement

Payment for consultant services for school year 2001-2002 and 2002-2003 for which funds were included in the 2001-2002 and 2002-2003 budget and containing serial numbers 0924-01 through 00924-50.

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

d. Special Education

1. Authorizes the payment of \$325.00 to Angela Kilman, PhD per IEP team agreement SN020585048. This is to pay for group speech therapy for a special education student during June 2002.

Approve.

2. Authorizes the payment of \$2,062.27 to Mina Hunt per settlement agreement SN01-00725. This is to reimburse a parent of a special education student for day care, a comprehensive assessment, tutoring, instructional supplies and mileage from March 2000 through April 2002.

Approve.

3. Authorizes the payment of \$962.10 to Rebecca Turley per IEP team agreement SN031595053. This is to reimburse a parent for speech therapy compensatory services and mileage for transporting a special education student from February through June 2002.

Approve.

4. Authorizes the payment of \$200.00 to Bonnie Tierney per IEP team agreement SN031595053. This is to pay for an educational evaluation of a special education student on July 5, 2002.

Approve.

5. Authorizes the payment of \$3,900.00 to Carrie Rea per settlement agreement dated June 28, 2002. This is to reimburse a parent of a special education student for treatment sessions during July and August 2002.

Approve.

6. Authorizes the payment of \$13.50 to Springall Academy per IEP team agreement SN071486-028. This is payment for a bus pass for a special education student during July 2002.

Approve.

7. Authorizes the payment of \$31,540.50 to Kathleen Estey per Interim Agreement SN00-001668. This is to reimburse a parent for nonpublic school tuition, transportation, psychological evaluation and speech and language assessment for a special education student from July 2000 through April 12, 2001.

Approve.

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

Motion
Second
Ayes
Nays
Abstain

X
X X X X X

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

3. BUSINESS OPERATIONS--Finance

d. Special Education

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

8. Authorizes the payment of \$168.00 to the Institute for Effective Education per IEP team agreement SN120486381. This is to pay for nonpublic school transportation for a special education student during the month of May 2002.

Approve.

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

9. Authorizes the payment of \$425.00 to Hein Speech-Language Pathology, Inc. per IEP team agreement SN021483524. This is payment for speech language therapy for a special education student during July 2002.

Approve.

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

10. Authorizes the payment of \$45,631.71 to Michael S. Cochrane per Court Case No. 02-CV-0197-L (CGA). This is payment for legal services for a special education student from January 25, 2000 through September 1, 2001.

Approve.

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

11. Authorizes the payment of \$24,500.00 to Eric and Frank Freedus per Superior Court Case No. 02-CV-0335-L (POR). This is to pay legal services for a special education student from October 10, 2000 through July 8, 2002.

Approve.

e. Other Financial Matters.

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

1. Authorize the payment of \$24,055.00 to the California Department of Education for funds received by the San Diego Unified School District in excess of the amount the Healthy Start Planning Grant actually earned.

Approve.

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

2. Resolution to establish the estimated 2002-2003 appropriations limit and the actual 2001-2002 appropriations limit in accordance with Article XIII-B of the California Constitution.

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

Motion X
 Second
 Ayes X X X X X
 Nays
 Abstain

3. Assignment of payments from Mr. Beanbag to EvergreenFunding Corporation from August 7, 2002 until further notice.

Approve.

B R A U N	D E B E C K	L O T P E I N G E R	O T M E R M A N	Z I M E R M A N
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MINUTES

231

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED BY BOARD

					D. <u>CONSENT ITEMS</u>	
					3. <u>BUSINESS OPERATIONS</u>--Finance	
					e. <u>Other Financial Matters</u>	
Motion	X				4. Authorize the payment of membership dues in the amount of \$640.00 to the California Council of School Attorneys for attorneys in the Office of General Counsel.	Approve.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						
Motion	X				5. Authorize the payment of membership dues in the amount of \$496.02 to the American Bar Association for General Counsel, Jo Anne SawyerKnoll and Assistant General Counsels, Ricardo Soto and Tad Parzen.	Approve.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						
Motion	X				6. Authorize the payment of membership dues in the amount of \$125.00 for General Counsel, Jo Anne SawyerKnoll to the Lawyer's Club of San Diego.	Approve.
Second			X			
Ayes	X	X	X	X		
Nays						
Abstain						

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

4. BUSINESS OPERATIONS--Information Technology

No agenda items.

D. CONSENT ITEMS

5. BUSINESS OPERATIONS--Business/Risk Management

No agenda items.

B R A U N	D E B E C K	L O T P E I N G E R	O T M E R M A N	Z I M E R M A N
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MINUTES

233

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

D. CONSENT ITEMS

6. INSTITUTE FOR LEARNING

- a. 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 2003 and must enroll in the ALBA program: case no. 03-0003 for violation of Education Code Section 48900(m); deny reinstatement of case no. 02-0343 and place in Summit Program until Spring 2003. Upon completion of the suspended expulsions appropriate placements will be determined by the Placement and Appeal office.

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

6. INSTITUTE FOR LEARNING

Motion	X					b. Agreement, effective October 1, 2002 through June 1, 2003, between the San Diego Unified School District and City Moves!, to provide professional development to elementary arts teachers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					c. Agreement, effective October 1, 2002 through June 1, 2003, between the San Diego Unified School District and Young Audiences of San Diego, to provide professional development to elementary arts teachers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					d. Agreement, effective October 1, 2002 through June 1, 2003, between the San Diego Unified School District and La Jolla Playhouse, to provide professional development to elementary arts teachers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					e. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and the San Diego County Office of Education for staff from the Write Institute to provide training and resource materials to lead district trainers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					f. Agreement, effective September 30, 2002 through June 6, 2003, between the San Diego Unified School District and Mardi A. Gale to provide professional development and coaching on strategies, planning, and assessment to math teachers at Gompers Secondary School.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					g. First Amendment to Agreement, effective July 1, 2001 through June 30, 2003, between the San Diego Unified School District and the San Diego Workforce Partnership Inc. (SDWP) to provide Youth @ Work services to Gompers Secondary, San Diego, and Lincoln High Schools.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					h. Agreement, effective September 24, 2002 through June 30, 2003, between the San Diego Unified School District and the Pulliam Group to provide instructional and technical consultation services regarding the Joint Intervention Agreement with the California Department of Education concerning San Diego High School.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					i. Ratification of Agreement, effective September 1, 2002 through June 30, 2003, between the San Diego Unified School District and San Diego Reads to provide services and support for adults enrolled in the Business and Computer Applications ROP course at King and Balboa Elementary Schools.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

6. INSTITUTE FOR LEARNING

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

j. Ratification of Agreement, effective July 1, 2002 through June 30, 2003, between the San Diego Unified School District and San Diego Community College District to provide services to high school students transitioning to community colleges and the work world.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

k. Ratification of Agreement, effective June 1, 2002 through August 30, 2002, between the San Diego Unified School District and YMCA of San Diego County, Youth and Family Services Department to provide grant administration and monitoring to the Balboa Park 21st Century Community Learning Centers at Birney and Washington Elementary Schools, and Roosevelt Middle School.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

l. Ratification of Agreement, effective September 11, 2002 through June 30, 2003, between the San Diego Unified School District and NASH & Associates to prepare grant application proposals to the Centers for Disease Control and Prevention School Health Programs; California Department of Education and Agriculture; and Safe and Drug-Free Schools/Alcohol Prevention program.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

m. Course of Study, K-12, 2002-2003 Edition.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

n. Request from Biliteracy and English Learner Support Unit, Literacy Department, on behalf of grade 9-12 students at various schools, to conduct a multi-day, out-of-country field trip to Paris and Toulouse, France, on April 12-30, 2003, to participate in the 2003 France Home Stay/Study Exchange.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

o. Ratification of request from Encanto Elementary School to conduct a multi-day field trip to The Wild Animal Park, Escondido, California, on September 24-25, 2002, to participate in an education sleepover activity.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

p. Agreement, effective September 24, 2002 through June 30, 2008, between the San Diego Unified School District and Houghton Mifflin Company specifying terms for the implementation of instructional materials entitled, *Houghton Mifflin Reading California* for Language Arts K-6.

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

6. INSTITUTE FOR LEARNING

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

q. Agreement, effective September 24, 2002 through June 30, 2003, between the San Diego Unified School District and the San Diego County Office of Education to implement the San Diego Regional Consortium California 21st Century Community Learning Centers Program.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

r. Ratification of Agreement, effective July 1, 2002 through June 30, 2003, between the San Diego Unified School District and Special Care Center, a nonsectarian school or agency providing special education and/or related services authorized by Education Code Sections 56365-56366.5.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

s. Agreement, effective October 1, 2002 through June 30, 2003, between the San Diego Unified School District and the San Diego Workforce Partnership Inc. (SDWP) to provide employer outreach services for San Diego High School.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

t. Ratification of Agreement, effective August 6, 2002 through June 30, 2003, between the San Diego Unified School District and San Diego Workforce Partnerships Inc. (SDWP) to provide management of the employer intermediary services.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

u. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and Just For the Kids - California/National Center for Educational Accountability to provide District California Standards Test data to support a statewide pilot web site project to track student academic performance in volunteer districts.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

v. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and ERAS/ Educational Research and Services to provide Career Occupational Preference System (COPS) career interest assessments for high school students.

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

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X X X X X

w. Ratification of Agreement and Resolution, effective July 1, 2002 through June 30, 2003, between the San Diego Unified School District and the State of California, Department of Education, Child Development Division to provide continued funding for 40 State Preschool Programs.

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

September 24, 2002

						AGENDA ITEM	ACTION AUTHORIZED BY BOARD
						D. <u>CONSENT ITEMS</u>	
						6. <u>INSTITUTE FOR LEARNING</u>	
Motion	X					x. Ratification of Agreement and Resolution, effective July 1, 2002 through June 30, 2003, between the San Diego Unified School District and the State of California, Department of Education, Child Development Division to provide funding for Child Development Centers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					y. Ratification of Agreement, effective May 1, 2002 through June 30, 2003, between the San Diego Unified School District and the State of California, Department of Education, Child Development Division to provide funding to support Child Care and Development Programs serving infants and toddlers ages birth to three years.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					z. Ratification of Agreement, effective May 1, 2002 through June 30, 2003, between the San Diego Unified School District and the State of California, Department of Education, Child Development Division to provide funding for Child Care and Development Programs safe playgrounds for infants and toddlers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					aa. Ratification of Agreement and Resolution, effective July 1, 2002 through June 30, 2003, between the San Diego Unified School District and the State of California, Department of Education, Child Development Division to provide funding for 26 Child Development Centers.	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							
Motion	X					bb. Ratification of Agreement, effective July 1, 2002 through June 30, 2005, between the San Diego Unified School District and the University of California to provide services through the Center for Research on Educational Equity, Assessment, and Teaching Excellence (CREATE).	Approve. See EXHIBIT D6 which is made a part of these minutes.
Second			X				
Ayes	X	X	X	X	X		
Nays							
Abstain							

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

7. FACILITIES MANAGEMENT

- a. Agreements of less than \$58,900 for materials, supplies, and services, or less than \$15,000 for work to be done:

Motion X
Second
Ayes X X X X X
Nays
Abstain

1. Ratify Contract C-6677 with Tetra Tech EM Inc. to provide recycling program support to San Diego City Schools at a cost not to exceed \$56,000, effective, October 2002 through January 2003. Funding will be provided on a project-by-project basis.

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

Motion X
Second
Ayes X X X X X
Nays
Abstain

- b. Resolution in the Matter of Intention to Dedicate to The City of San Diego an easement and right of way for a Cathodic Protection Device including incidents and appurtenances over, under, upon, along and across property owned by the San Diego Unified School District, pursuant to Education Code Section 17556, et seq. (portion of Scripps Ranch High School site). (This item requires 4 votes.)

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

Motion X
Second
Ayes X X X X X
Nays
Abstain

- c. Resolution in the Matter of Intention to Dedicate to The City of San Diego an easement and right of way for a water main or mains including incidents and appurtenances over, under, upon, along and across property owned by the San Diego Unified School District, pursuant to Education Code Section 17556, et seq. (portion of Scripps Ranch High School site). (This item requires 4 votes.)

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

Motion X
Second
Ayes X X X X X
Nays
Abstain

- d. Resolution in the Matter of Intention to Dedicate to The City of San Diego an easement and right of way for a water main or mains including incidents and appurtenances over, under, upon, along and across property owned by the San Diego Unified School District, pursuant to Education Code Section 17556, et seq. (portion of Scripps Ranch High School site). (This item requires 4 votes.)

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

7. FACILITIES MANAGEMENT

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

e. Lost Rent Agreements between the San Diego Unified School District and the following owners of property situated within various new school sites currently being acquired by the district. (Proposition MM Fund 2Z)

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

1. Samath and Antonia Seng, owners of 4174-4178 Winona Avenue, San Diego, CA 92105 (Ibarra Elementary School).
2. Anthony Van Dang, owner of 4179-81 49th Street., San Diego, CA 92105 (Ibarra Elementary School).
3. Sierra Clinic, Inc., a Nevada Corporation, owners of 4159 Estrella Avenue, San Diego, CA 92105 (Ibarra Elementary School).
4. Santosh K. Arya and Saroj Arya, owners of 3777-81 39th Street, San Diego, CA 92105 (Cherokee Point Elementary School).

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

f. Categorical Exemption for Conversion of MacDowell Elementary School to a Creative, Performing, and Media Arts Middle School in compliance with Section 15314 of the California Environmental Quality Act of 1970 and authorization to file the Notice of Exemption with County Clerk of San Diego, California.

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

Dorothy Jensen addressed the Board in public hearing prior to the vote on the above item.

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

g. Authorize the payment of \$676.93 as settlement of claim by National Direct Mailing Corp. (Proposition MM Fund 2Z)

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

h. Final acceptance of Contract C12-039-KA with I.E. Pacific, Inc. to repair hydraulic damage at O'Farrell Community School and authorization for the chief operating officer, Facilities Management, to file the Notice of Completion.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

i. Contract renewal with Watkins Contracting, Inc. for asbestos abatement of floor tile on an as-needed basis. (Deferred Maintenance ZM Fund)

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

7. FACILITIES MANAGEMENT

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

j. Agreement C-6699 with Virgil (Don) Barela for network/ computer support on an as-needed basis. (Proposition MM Fund 2Z)

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

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

k. Agreement C-6700 with Hosea Ivey for technology services on an as-needed basis. (Proposition MM Fund 2Z)

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

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

l. First Amendment to Agreement C-6342 with Wheeler Wimer Blackman & Associates for architectural services.

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

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

m. First Amendment to Architect's Contract 01-153-50AC with Zagrodnik + Thomas Architects LLP for the paving and drainage improvements at Florence, Hage, Kumeyaay, and Ocean Beach elementary schools. (Proposition MM Fund 2Z)

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

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

n. First Amendment to Agreement C-6243 with Latino Builders Industry Association for professional consulting services on an as-needed basis. (Proposition MM Support Fund 2X)

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

Motion
Second
Ayes
Nays
Abstain

X				
		X		
X	X	X	X	X

o. Second Amendment to Architect's Contract C-5703 with Trittipio & Associates for the Phase 2 Expansion at Marshall Middle School. (Proposition MM Fund 2Z)

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

7. FACILITIES MANAGEMENT

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

p. Ground Lease between the La Jolla High School Facilities Expansion Foundation (Foundation) and the San Diego Unified School District wherein the Foundation is constructing an Aquatics Facility on a portion of the La Jolla High School site owned by the district. This Ground Lease is a companion agreement to the License Agreement between the district and the Foundation. District will lease the ground for the Aquatics Facility to the Foundation, and Foundation will grant the district a license to use the Aquatics Facility.

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

q. Authorize the chief operating officer, Facilities Management, to accept the offers made by the owners of two parcels of land for the sale of such parcels for the future Herbert Ibarra Area Elementary School; and to enter into escrow, execute documents, and make related expenditures necessary to complete such purchases. (Proposition MM Fund 2Z)

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

r. License Agreement between the La Jolla High School Facilities Expansion Foundation (Foundation) and the San Diego Unified School District. This license agreement is a companion agreement to the Ground Lease whereby the district will lease the property under the La Jolla High School Aquatics Facility to the Foundation. By this License Agreement, Foundation grants a license to the district for use of the Aquatics Facility. (General Operations Funds)

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

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

s. Report on Bid Opening of September 5, 2002 for the Brooklyn/Kimbrough Area Demolition Project. (Proposition MM Fund 2Z)

Award contract to Whillock Contracting, Inc., in base bid amount of \$412,470.58. Approve. See EXHIBIT D7 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X

X X X X X

t. Report on Bid Opening of September 4, 2002 for the DePortola/Farb/Serra Modernization Project. (Proposition MM Fund 2Z)

Award contract to SOLPAC, Inc., dba Soltek Pacific in base bid amount of \$11,990,000. Approve. See EXHIBIT D7 which is made a part of these minutes.

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

7. FACILITIES MANAGEMENT

Motion X
Second
Ayes X X X X X
Nays
Abstain

- u. Report on Bid Opening of September 6, 2002 to furnish and install an irrigation system at Madison High School. (Major Repair and Replacement Fund 9M)

Award contract to 3-D Enterprises in base bid amount of \$716,000. Approve. See EXHIBIT D7 which is made a part of these minutes.

Motion X
Second
Ayes X X X X X
Nays
Abstain

- v. Report on Bid Opening of September 6, 2002 to furnish and install an irrigation system at Mission Bay High School. (Major Repair and Replacement Fund 9M)

Award contract to A & B Landscaping in base bid amount of \$477,783. Approve. See EXHIBIT D7 which is made a part of these minutes.

Motion X
Second
Ayes X X X X X
Nays
Abstain

- w. Report on Bid Opening of September 9, 2002 for landscape improvements at Serra High School. (Proposition MM Site Discretionary Fund 9C)

Award contract to A & B Landscaping in base bid amount of \$53,666. Approve. See EXHIBIT D7 which is made a part of these minutes.

B R A U N	D E B E C K	L O P E Z	O T I N G E R	Z I M E R M A N
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MINUTES

243

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED BY BOARD

D. CONSENT ITEMS

8. OFFICE OF THE SUPERINTENDENT--General Counsel

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

1) Service of Summons and Complaint in the matter of Emilio Castellero, a minor, by and through his Guardian ad Litem, Rosa Larios v. San Diego Unified School District, et al., Superior Court Case No. IC 789708 for alleged personal injuries occurring on June 25, 2001.

- b. Amendment of the District Conflict of Interest Code.

Approve. See EXHIBIT D8 which is made a part of these minutes.

Approve. See EXHIBIT D8 which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

9. OFFICE OF THE SUPERINTENDENT--Communications and Community Relations

- a. Second Amendment to Agreement, effective December 11, 2001 through November 30, 2002, between the San Diego Unified School District and the San Diego County Superintendent of Schools/ County Office of Education to enable staff to install and test the necessary equipment to televise Board of Education meetings in-house.
- b. Resolution in the Matter of the Recognition of October 19-27, 2002 as Red Ribbon Week.

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

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

10. OFFICE OF THE SUPERINTENDENT--Chief of Staff

- a. Agreement, effective October 1, 2002 through September 30, 2004, between the San Diego Unified School District and Birdsall, Wasco & Associates, Inc., to provide state legislative advocacy.

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

Motion
Second
Ayes
Nays
Abstain

X

 X X X X X

Motion
Second
Ayes
Nays
Abstain

X

 X X X X X

Motion
Second
Ayes
Nays
Abstain

X

 X X X X X

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

D. CONSENT ITEMS

11. OFFICE OF THE SUPERINTENDENT--Human Resource Services

a. Personnel Action Forms

Personnel action forms relating to certificated and classified employee appointments, promotions, transfers, assignment changes, leaves of absence, and separations, all of which are dated September 24, 2002.

Approve certificated personnel action form nos. 1 through 1,197; classified nos. 1 through 840. Approve.

b. Ratification of Agreement, effective August 27, 2002 through November 30, 2002, between the San Diego Unified School District and the California Department of Education for the on-loan professional services of Nancy Harris, a certificated employee.

Approve. See EXHIBIT D11 which is made a part of these minutes.

c. Establish, effective September 24, 2002, the following job class on the Management Salary Schedule:

Job Class

Salary Grade

Specialist, English Language Learner Support

8

Approve. See EXHIBIT D11 SUMMARY which is made a part of these minutes.

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

Motion
Second
Ayes
Nays
Abstain

X				
X	X	X	X	X

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MINUTES

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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

E. ACTION/INFORMATION ITEMS

1. BUSINESS OPERATIONS--Logistics

No agenda items.

2. BUSINESS OPERATIONS--Finance

- a. Report on final State Budget, 2002-03.

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

September 24, 2002

AGENDA ITEM					ACTION AUTHORIZED BY BOARD
				<p>E. <u>ACTION/INFORMATION ITEMS</u></p> <p>3. <u>BUSINESS OPERATIONS</u>--Information Technology</p> <p> No agenda items.</p>	
				<p>E. <u>ACTION/INFORMATION ITEMS</u></p> <p>4. <u>BUSINESS OPERATIONS</u>--Business/Risk Management</p> <p> No agenda items.</p>	

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

E. ACTION/INFORMATION ITEMS

5. INSTITUTE FOR LEARNING

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

a. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and Rosalie Franzese to provide consultant services for the planning and presentation of training sessions for teachers.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

b. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and A.U.S.S.I.E. Inc., for consultant services of Joan Turner to provide curriculum-writing and staff developer/peer coach training.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

c. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and Katherine Casey to provide consultant services for the planning and presentation of training sessions for teachers.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

d. Agreement, effective September 25, 2002 through June 30, 2003, between the San Diego Unified School District and Amy Ludwig VanDerwater to provide consultant services for the planning and presentation of training sessions for teachers.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

e. Agreement, effective October 1, 2002 through June 30, 2003, between the San Diego Unified School District and Marilyn Burns Education Associates to provide professional development at Taft Middle School.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

f. Agreement, for services to be provided on September 27, 2002, between the San Diego Unified School District and Marilyn Burns Education Associates to provide professional development to 192 participants of the Learning Communities Project, Grades K-12.

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

g. Special Education Programs Department Final Status Report of School Year 2001-2002.

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

Motion
Second
Ayes
Nays
Abstain

X
X
X
X
X

h. Implementation of No Child Left Behind (NCLB)-Mandated Program Improvement School Choice and Supplemental Services, and Establishment of Supplemental Services Eligibility Criteria.

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

ZIMMERMAN	LOTTINGER	DEBECK	BRANN
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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED BY BOARD

Motion
Second
Ayes
Nays
Abstain

E. ACTION/INFORMATION ITEMS

5. INSTITUTE FOR LEARNING

- i. Joint Intervention Agreement between the State and District Regarding Mann Middle School and San Diego High School: September 2002 Quarterly Report.

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

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

Motion
Second
Ayes
Nays
Abstain

Motion
Second
Ayes
Nays
Abstain

E. ACTION/INFORMATION ITEMS

6. FACILITIES MANAGEMENT

- a. Resolution in the Matter of Intention to offer an option to lease and to lease real property belonging to the San Diego Unified School District and Notice Inviting Lease of same (former Maintenance facility site located at Commercial Street and Irving Avenue). (This item requires 4 votes.)
(Time Certain: 5:00 p.m.)

Prior to the vote on the above item Carolyn Smith, Connie Zuniga, Gale Walker, Vincent Noto, Angela Robles, James Justus, Estela Rubalcaba Klink, Clyde Fuller, Ben Hueso, Laura Campa, Juan Ulloa, Maxine Wilson, Michael Dean Collier, Elvida Mendez, Genoveva Aguilar, Hays Witt, Norma Chavez, Luis Garcia, Mateo Camarillo, Brad Wiblin, Ann Marie Haney, Bruce Coons, Vivian Toscano, Andres Torres, Alfredo Hueso, and Virginia Gomez addressed the Board in public hearings.

- b. Presentation of the Proposition MM Independent Annual Audit for the fiscal year ended June 30, 2001 as required under the provisions of the voter approved ballot measure.
(Time Certain: 4:00 p.m.)

Gil Johnson, Chair, Independent Citizens' Oversight Committee and Hank Kilmar, Chair, Reports and Audits Subcommittee, Independent Citizens' Oversight Committee, presented the audit of Proposition MM projects to the Board.

The motion failed in that the resolution of intent to offer an option to lease real property requires four affirmative votes to pass. See EXHIBIT E6 which is made a part of these minutes.

Prior to the vote above and during the discussion of the item, motion made to end discussion and call for the question. The motion failed.

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

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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

E. ACTION/INFORMATION ITEMS

**7. OFFICE OF THE SUPERINTENDENT--Office of General
Counsel**

No agenda items.

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MINUTES

252

September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

Motion
 Second
 Ayes
 Nays
 Abstain

X

 X
 X
 X
 X
 X

E. ACTION/INFORMATION ITEMS

8. OFFICE OF THE SUPERINTENDENT--Communications and Community Relations

No agenda items.

9. OFFICE OF THE SUPERINTENDENT--Chief of Staff

- a. Application for approval of the amended charter for Promise Charter School to change the governance structure of the charter school.
(Time Certain: 4:30 p.m.)

Eva Cross addressed the Board in public hearing prior to the vote on the above item.

Approve. See EXHIBIT E9 which is made a part of these minutes.

September 24, 2002

					AGENDA ITEM	ACTION AUTHORIZED BY BOARD
					E. <u>ACTION/INFORMATION ITEMS</u>	
					10. <u>OFFICE OF THE SUPERINTENDENT</u>--Human Resource Services	
					a. <u>Appointment/Reassignment of Personnel</u>	Approve appointment of management personnel in group 1. Approve. See EXHIBIT E10 which is made a part of these minutes.
Motion			X			
Second	X					
Ayes	X	X	X	X		
Nays						
Abstain						
						Approve appointment of management personnel in group 2. Approve. See EXHIBIT E10 which is made part of these minutes.
Motion			X			
Second	X					
Ayes	X		X	X		
Nays		X				
Abstain				X		
						Approve appointment of management personnel in group 3. Approve. See EXHIBIT E10 which is made a part of these minutes.
Motion			X			
Second	X					
Ayes	X		X	X		
Nays		X				
Abstain						
					b. Presentation of the Initial Proposal by the San Diego Unified School District to negotiate with the California School Employees Association, Chapter 724, as the exclusive representative of the Operations-Support Services bargaining unit, on the collective negotiations contract between the San Diego Unified School District and the Operations-Support Services bargaining unit, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education.	See EXHIBIT E10 which is made a part of these minutes.
					This item is subject to the collective negotiations process under the Educational Employment Relations Act. Members of the public are welcome to express their views thereon.	
					c. Presentation of the Initial Proposal by the California School Employees Association, Chapter 788, as the exclusive representative of the Office-Technical and Business Services bargaining unit, on the collective negotiations contract between the San Diego Unified School District and the Office-Technical and Business Services bargaining unit, in accordance with Section 3547.5 of the California Government Code and Section 1029 of the Bylaws of the Board of Education.	See EXHIBIT E10 which is made a part of these minutes.
					This item is subject to the collective negotiations process under the Educational Employment Relations Act. Members of the public are welcome to express their views thereon.	

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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED
BY BOARD

E. ACTION/INFORMATION ITEMS

10. OFFICE OF THE SUPERINTENDENT--Human Resource Services

- d. Resolution on Termination of the 401(a) Plan and Trust Agreement of the San Diego Unified School District 401(a) Plan for Operations-Support Services and Office-Technical and Business Services Bargaining Unit Employees.

WITHDRAWN at the joint request of staff and representatives of the Operations-Support Services and Office-Technical and Business Services Bargaining units. See EXHIBIT E10 which is made a part of these minutes.

B R A U N	D E B E C K	L O T P E I N G E R	O T T I N G E R	Z I M E R M A N
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September 24, 2002

AGENDA ITEM

ACTION AUTHORIZED BY BOARD

Motion
Second
Ayes
Nays
Abstain

F. SUPERINTENDENT'S REPORT

1. Information report.

G. BOARD MEMBER ITEMS

1. Board Member Reports.
2. Association of California Urban School Districts (ACUSD) 2002-03 Membership. (Ottinger)

H. PUBLIC HEARINGS: New Matters (7:00 p.m., or at the conclusion of all other business, whichever occurs earlier)

1. Kathy Deacon addressed the Board in public hearing regarding safe transportation.

I. ADJOURNMENT

Motion to not join the ACUSD for 2002-03. Approve.

President Ottinger adjourned the meeting at 7:25 p.m.