



PAJARO VALLEY UNIFIED SCHOOL DISTRICT MISSION STATEMENT

The Mission of the Pajaro Valley Unified School District is to educate and to support learners in reaching their highest potential. We prepare students to pursue successful futures and to make positive contributions to the community and global society.

August 28, 2013 REGULAR BOARD MEETING

CLOSED SESSION – 6:00 p.m. – 7:00 p.m.
PUBLIC SESSION – 7:00 p.m.

DISTRICT OFFICE
Boardroom
292 Green Valley Road, Watsonville, CA 95076

NOTICE TO THE PUBLIC: PURSUANT TO SB 343, BOARD PACKET DOCUMENTS ARE AVAILABLE FOR YOUR REVIEW AT THE FOLLOWING LOCATIONS:

- Superintendent's Office: 294 Green Valley Road, Watsonville, CA (4th Floor)
- On our Webpage: www.pvusd.net

Notice to the Audience on Public Comment

Members of the audience are welcome to address the Board on all items not listed on this agenda. Such comments are welcome at the "Visitor Non-Agenda Items".

Members of the audience will also have the opportunity to address the Board during the Board's consideration of each item on the agenda.

Individual speakers will be allowed three minutes (unless otherwise announced by the Board President) to address the Board on each agenda item. **You must submit this card prior to the discussion of the agenda item you wish to speak to; once an item has begun, cards will not be accepted for that item.** For the record, please state your name at the beginning of your statement. The Board shall limit the total time for public input on each agenda item to 20 minutes. With Board consent, the President may increase or decrease the time allowed for public presentation, depending on the topic and the number of persons wishing to be heard. The President may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.

Note: Time allotment for each item is for the report portion only; it is not an anticipation of the total time for the discussion of the item.

We ask that you please turn off your cell phones and pagers when you are in the boardroom.

Please Note that Reporting out of Closed Session will Take Place AFTER Action Items.

1.0 CLOSED SESSION OPENING CEREMONY IN OPEN SESSION – 6:00 P.M.

- 1.1 Call to Order
- 1.2 Public comments on closed session agenda.

2.0 CLOSED SESSION (AND AFTER REGULAR SESSION IF NECESSARY)

- 2.1 Public Employee Appointment/Employment, Government Code Section 54957
 - a. Certificated Employees (see Attached)
 - b. Classified Employees (see attached)
- 2.2 Public Employee Discipline/Dismissal/Release/Leaves
- 2.3 Negotiations Update
 - a. CSEA
 - b. PVFT
 - c. Unrepresented Units: Management and Confidential
 - d. Substitutes – Communication Workers of America (CWA)
- 2.4 Claims for Damages
- 2.5 Pending Litigation
 - Settlement with One Certificated Employee
- 2.6 Anticipated Litigation
- 2.7 Real Property Negotiations

3.0 OPENING CEREMONY – MEETING OF THE BOARD IN PUBLIC - 7:00 P.M.

- 3.1 Pledge of Allegiance
- 3.2 Welcome by Board President
Trustees Kim De Serpa, Leslie DeRose, Maria Orozco, Karen Osmundson, Lupe Rivas, Jeff Ursino and President Willie Yahiro.
- 3.3 Superintendent Comments
- 3.4 Governing Board Comments/Reports (Limit to 1 minute per trustee)
 - Report on Standing Committees Meetings

4.0 APPROVAL OF THE AGENDA

5.0 APPROVAL OF MINUTES

a) Minutes for August 14, 2013

6.0 HIGH SCHOOL STUDENTS BOARD REPRESENTATIVES REPORT

7.0 VISITOR NON-AGENDA ITEMS

Public comments on items that are not on the agenda can be addressed at this time. The Board President will recognize any member of the audience wishing to speak to an item not on the agenda on a matter directly related to school business. The President may allot time to those wishing to speak, but no action will be taken on matters presented (Ed. Code Section 36146.6). If appropriate, the President or any Member of the Board may direct that a matter be referred to the Superintendent's Office for placement on a future agenda. Trustees may ask questions for clarity but cannot take action on these matters. (Please complete a card if you wish to speak.)

8.0 EMPLOYEE ORGANIZATIONS COMMENTS – PVFT, CSEA, PVAM, CWA 5 Min. Each

9.0 CONSENT AGENDA

Information concerning the Consent items listed above has been forwarded to each Board Member prior to this meeting for his/her study. Unless some Board Member or member of the audience has a

question about a particular item(s) and asks that it be withdrawn from the Consent list, the item(s) will be approved at one time by the Board of Trustees. The action taken in approving Consent items is set forth in the explanation of the individual item(s).

- 9.1 Purchase Orders August 8 - 21, 2013
The PO's will be available in the Superintendent's Office.
- 9.2 Warrants August 8 - 21, 2013
The warrants will be available in the Superintendent's Office.
- 9.3 Approve Program, Facilities and Services Agreement with Pajaro Valley Prevention and Student Assistance.
- 9.4 Approve Rejection of Bids for Playground Structure Installation.
- 9.5 Approve Selection of Solar Design Build Contract.
- 9.6 Approve Program, Facilities and Services Agreement with Pajaro Valley Prevention and Student Assistance.
- 9.7 Approve Williams Uniform Complaint Quarterly Report, April, May and June 2013. Number of Complaints: 1.

The administration recommends approval of the Consent Agenda.

10.0 DEFERRED CONSENT ITEMS

11.0 REPORT AND DISCUSSION ITEMS

- 11.1 Report and discussion on STAR Testing and PVUSD Test Results.
Report by Susan Perez, Director of Educational and English Language Services.
15 min. report; 5 min. discussion.
- 11.2 Report and discussion on Appointment and Terms of Commission Members (Merit Rule 3.1)
Report by Pam Shanks, Director of Classified Personnel. *5 min. report. 5 min. discussion.*
- 11.3 Report and discussion on Measure L Activities.
Report by Brett McFadden, CBO. *10 min. report; 5 min. discussion.*

12.0 ACTION ON CLOSED SESSION

13.0 UPCOMING BOARD MEETINGS/REMAINING BOARD MEETINGS FOR 2013

All meetings, unless otherwise noted, take place at the District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session begins at 6:00 pm; Open Session begins at 7:00 pm.

		Comment
September	<ul style="list-style-type: none"> ▪ 11 ▪ 18 ▪ 25 	<ul style="list-style-type: none"> ▪ Unaudited Actuals ▪ MSHS Training
October	<ul style="list-style-type: none"> ▪ 9 ▪ 23 	
November	<ul style="list-style-type: none"> ▪ 13 	<ul style="list-style-type: none"> ▪
December	<ul style="list-style-type: none"> ▪ 11 Annual Organization Mtg. 	<ul style="list-style-type: none"> ▪ Approve 1st Interim Report

14.0 ADJOURNMENT

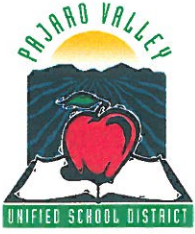
PAJARO VALLEY UNIFIED SCHOOL DISTRICT
CLOSED SESSION AGENDA
August 28, 2013

- 2.1 Public Employee Appointment/Employment, Government Code Section 54957
- a. Certificated Employees
 - b. Classified Employees

New Hires – Probationary	
1	Central Kitchen Manager
1	Library Media Technician
New Hires	
1	English Learner Specialist
4	Nurse
1	Psychologist
2	Resource Specialist
1	Speech & Language Specialist
22	Teachers
New Substitutes	
14	Substitutes
Promotions	
	None
Administrative Appointments	
1	Principal (Interim)
Transfers	
1	Teacher
Other	
1	Academic Coordinator
1	Administrator on Special Assignment
1	APE Instructor
1	Principal
1	Speech & Language Therapist
1	Teacher
1	Teacher on Special Assignment
Extra Pay Assignments	
2	Coach
1	Athletic Director
Extra Period Assignments	
	None

Leaves of Absence	
1	Counselor
1	Occupational Therapist
6	Teachers
1	Behavior Technician
1	Cafeteria Cook/Baker
1	Instructional Assistant – M/S
Retirements	
	None
Resignations/Terminations	
	None
Supplemental Service Agreements	
162	Teachers
Miscellaneous Actions	
1	Career Development Specialist I
1	Career Development Specialist II
1	Lead Custodian I
1	Lead Custodian II
2	Office Assistant III
Separations From Service	
1	Site Coordinator
4	Teachers
1	Instructional Assistant – General
1	Community Service Liaison II
Limited Term – Projects	
1	Attendance Specialist
43	Cafeteria Assistant
1	Cafeteria Cook/Baker
2	Campus Safety & Security Officer
2	Career Development Specialist I
1	Community Service Liaison I
1	Data Entry Specialist
36	Enrichment Specialist
2	Guidance Specialist
1	Instructional Assistant – Child Development
1	Library Media Technician

6	Office Assistant II
14	Office Assistant III
1	Office Manager
1	Office Manager High School
1	Student Data Specialist – Special Ed.
2	Student Information System Specialist
1	Translator
Exempt	
14	Childcare
14	Crossing Guard
4	Safety Monitor
14	Special Projects – MEES
2	Student Helper
31	Yard Duty
1	Yard Duty Monitor
Provisional	
1	Office Assistant II
1	Community Service Liaison I
Limited Term - Substitute	
12	Cafeteria Assistant
1	Campus Safety and Security Officer
1	Instructional Assistant – Child Development
2	Staff Accountant
1	Text Book Media Specialist
1	Warehouse Delivery Worker



August 14, 2013
REGULAR BOARD MEETING
UNADOPTED MINUTES
CLOSED SESSION – 6:30 p.m. – 7:00 p.m.
PUBLIC SESSION – 7:00 p.m.

DISTRICT OFFICE
Boardroom
292 Green Valley Road, Watsonville, CA 95076

1.0 CLOSED SESSION OPENING CEREMONY IN OPEN SESSION – 6:30 P.M.

1.1 Call to Order

President Yahiro called the meeting of the Board to order at 6:36 PM at 292 Green Valley Road, Watsonville, CA.

1.2 Public comments on closed session agenda.

None.

2.0 CLOSED SESSION (AND AFTER REGULAR SESSION IF NECESSARY)

2.1 Public Employee Appointment/Employment, Government Code Section 54957

- a. Certificated Employees
- b. Classified Employees

New Hires – Probationary	
1	Attendance Specialist
New Hires	
1	Activities Director
2	Athletic Directors
2	Counselors
22	Teachers
New Substitutes	
11	Substitutes
Promotions	
1	Cafeteria Manager II
1	Office Manager
Administrative Appointments	
3	<i>Academic Coordinator</i>
1	Assistant Director
3	<i>Assistant Principal</i>
1	<i>Principal, Interim</i>
1	<i>Program Coordinator</i>

Transfers	
	None
Other	
1	Inclusion Specialist
1	Program Director
5	Teacher
Extra Pay Assignments	
3	Coach
Extra Period Assignments	
	None
Leaves of Absence	
1	Accounting Operations Manager
2	Instructional Assistant – M/M
1	Instructional Assistant – M/S
1	Office Manager
1	Custodian II
1	<i>Site Coordinator</i>
Retirements	
1	<i>Custodian</i>
Resignations/Terminations	
	None
Supplemental Service Agreements	
1	CAHSEE Testing
2	Nurse
2	Psychologist
146	Teacher
Miscellaneous Actions	
1	Attendance Specialist
2	Cafeteria Assistant
1	Registrar
Separations From Service	
1	Behavior Technician
1	Instructional Assistant II – Special Education
2	Assistant Principal
1	Counselor
12	Teacher

Limited Term – Projects	
1	Administrative Secretary III
5	Campus Safety and Security Officer
1	Custodian II
2	Data Entry Specialist
1	Enrichment Specialist
2	Instructional Assistant – Migrant Child Development
1	Lead Custodian II
1	Lead Custodian III
1	Office Assistant I
1	Office Assistant II
2	Office Assistant III
1	Office Manager
1	Site Computer Support Technician
Exempt	
2	Childcare
1	Crossing Guard
24	Migrant OWE
10	Pupil
3	Yard Duty
Provisional	
1	Office Assistant I
Limited Term - Substitute	
16	Custodian
1	Groundskeeper

- 2.2 Public Employee Discipline/Dismissal/Release/Leaves**
- 2.3 Negotiations Update**
 - a. CSEA**
 - b. PVFT**
 - c. Unrepresented Units: Management and Confidential**
 - d. Substitutes – Communication Workers of America (CWA)**
- 2.4 Claims for Damages**
- 2.5 Pending Litigation**
- 2.6 Anticipated Litigation**
- 2.7 Real Property Negotiations**

3.0 OPENING CEREMONY – MEETING OF THE BOARD IN PUBLIC - 7:00 P.M.

President Yahiro called the meeting of the Board in public to order at 7:15 PM.

3.1 Pledge of Allegiance

Trustee Rivas led the Board in the Pledge of Allegiance.

3.2 Welcome by Board President

Trustees Kim De Serpa, Leslie DeRose, Maria Orozco, Karen Osmundson, Lupe Rivas, Jeff Ursino and President Willie Yahiro were present.

3.3 Superintendent Comments

Superintendent Baker ceded this time to Assistant Superintendent Sharon Roddick.

Ms. Roddick updated the Board on Human Resources efforts and efficiency in filling positions. In addition, she spoke briefly about negotiations, noting that the district is looking forward to continuing negotiations in the fall.

3.4 Governing Board Comments/Reports (Limit to 1 minute per trustee)

- Report on Standing Committees Meetings

Trustee Osmundson reported on some activities she had attended.

Trustee Rivas welcomed all to the meeting. She noted that she attended the strawberry festival, an Early Childhood Education meeting and a Migrant Education meeting. She announced a meeting for the Cesar Chavez Democratic Club, noting that Lucia Villarreal would receive an award.

Trustee De Serpa welcomed students and faculty from Aptos High present for the robotic presentation. She said she participated in the 4th of July parade and enjoyed it.

Trustee DeRose stated she's looking forward to a new year. She reported that many students participated in the 5-week SAT preparation courses.

Trustee Orozco commented on the success of the School Summit, stating that she's looking forward to having all 7th graders coming to UCSC to collaborate. She announced an upcoming COPA meeting August 21 at Assumption Church at 7 PM; looking at bringing an early gang prevention program. She added that she'd met with AHS neighbors to listen to their concerns about the field.

4.0 APPROVAL OF THE AGENDA

Trustee DeRose moved to approve the agenda moving 12.3 before 12.1. Trustee Ursino seconded the motion. The motion passed unanimously.

5.0 APPROVAL OF MINUTES

a) Minutes for July 17, 2013

Trustee DeRose moved to approve the minutes. Trustee Rivas asked for a correction to the vote on action item 12.2 of the minutes, noting that she had abstained. Trustee DeRose amended her motion to include this correction to the minutes. Trustee Orozco seconded the motion. The motion passed 6/0/1 (De Serpa abstained).

6.0 POSITIVE PROGRAM REPORT

6.1 Aptos High School Robotics Team

Report by Susan Perez, Director, Educational and English Language Services.

Susan Perez introduced the Aptos Robotic team and Mr. Joe Manildi, the club's faculty advisor, to present.

Mr. Manildi commented on the reason for robotics and the benefits that students draw from being involved in this club.

Students commented on the process of the various competitions in which they participate and how students prepare and develop the Remotely Operated Vehicle (ROV). One of the competitions is sponsored by the Marine Advance Technology Education (MATE) Center. This year the team won the world championship for the 2nd year in a row.

AHS principal Casey O'Brien spoke about the efforts of volunteer teachers, parents and participating students to ensure the experience in these events is positive.

Susan Perez closed the presentation expressing her desire to have this type of clubs at all three comprehensive high schools and how this process relates to common core.

Board participated with comments and questions.

7.0 VISITOR NON-AGENDA ITEMS

The following advocated for increased salary for Child Development Department staff, addressing specific duties and responsibilities: Manuel Serrano, pre-school teacher; Lupe Fernandez, pre-school teacher; Nancy Zuñiga, parent; and Anita Silva, site supervisor.

Amy Mizuno, teacher, spoke about intervention programs and other reading programs at Mintie White, and requested that teachers be consulted when making decisions about programs changes.

Pablo Barrick, teacher, spoke about the benefits of smaller classrooms.

Darlene Wilcox, teacher, spoke in support of prep time for teachers and stated that Adult Education teachers also deserve a raise.

8.0 EMPLOYEE ORGANIZATIONS COMMENTS – PVFT, CSEA, PVAM, CWA 5 Min. Each

Jack Carroll, PVFT, spoke about the proposal in negotiation and his interpretation that the district's position is deceptive.

Olga de Santa Anna, PVAM, spoke of her staff's collaboration day. She noted that the leadership retreat was very positive and appropriate as the district embarks in this coming change. In closing she stated that early registration for students is taking place and classified staff have been working late to better serve the community.

9.0 CONSENT AGENDA

Trustee DeRose moved to approve the consent agenda. Trustee Orozco seconded the motion. The motion passed unanimously.

9.1 Purchase Orders July 11 – August 7, 2013

9.2 Warrants July 11 – August 7, 2013

9.3 Approve Student Teaching Agreements for 2013-14.

9.4 Approve Award Open Purchase Order Contracts for Food and Nutritional Services Bids.

9.5 Approve Fixture Upgrade Project for Four (4) Bathrooms for Watsonville Charter School of the Arts.

9.6 Approve One (1) Water Tank Site Improvement Project, Package #2 for Aptos High School.

9.7 Approve Additional of 25' x 40' Modular Classroom Building for Amesti Elementary School.

10.0 DEFERRED CONSENT ITEMS

None.

11.0 REPORT, DISCUSSION AND POSSIBLE ACTION ITEMS

11.1 Report, discussion and possible action to Approve Addition of September 18, 2013 Special Board Meeting for Migrant and Seasonal Head Start Training, 6:00 to 8:00 PM.

Report by Dorma Baker, Superintendent.

Superintendent Baker noted that this training is a requirement due to joint government responsibilities between the Board and the Migrant and Seasonal Head Start department's policy committee.

Trustee Rivas moved to approve this item. Trustee De Serpa seconded the motion. The motion passed unanimously.

12.0 REPORT AND DISCUSSION ITEMS

12.3 Report and discussion on Preventative Measures in the PVUSD.

Report by Murry Schekman, Assistant Superintendent, Secondary Education.

Murry Schekman spoke about preventative measures and presented a list of activities and collaborations currently in place. He introduced staff for additional comments.

Kenya Edison of Student Services stated that the district treats discipline in a holistic way. Staff is working on long term solutions, looking at mitigating factors, and encouraging parental involvement.

Rich Moran, AHS Assistant Principal, reported on the Suspension Diversion program, where the goal is to create a safer educational, social and emotional environment at the school. He spoke of the philosophy of suspension diversion, which allows students to remain in school instead of taking them away from the academic setting by providing a sheltered environment with a therapeutic overtone.

Regarding the canine drug diversion program established at AHS as a pilot program in 2012-13, principal Casey O'Brien stated that the program went well, although there was some nervousness initially. The overall reaction from community has been positive. He added that middle school principals are excited to have this program at their site.

Board participated with questions and comments.

Public comment:

Evie Volpa, community member, commented that this is an important issue and elaborated about the idea of patrolling school sites brought to her by board president Yahiro. The idea, "PVUSD is all IN for Student Safety", the "IN" portion being identify and notify should be considered for implementation.

President Yahiro expanded on the proposed program where community volunteers would be trained by the Watsonville Police Department so that they know how to identify people who don't belong at a site.

Jenny Sarmiento, PVPSA CEO, spoke about the effectiveness of programs, such as Valor and Guiding Good Choices. She added that she hopes the collaborative efforts to assist students continue.

12.1 Report and discussion on 2013-14 District Budget: 45 Day Revision.

Report by Brett McFadden, CBO.

Brett McFadden reported that the intent of the report is to provide the board notification of any changes to its budget since the June 26 adoption. He noted that the interpretation of the budget is subject to direction and guidance from the County Office of Education. The COE has acknowledged that the 2013-14 is a transition year and, while the board and community have had financial information, it has not been incorporated into the budget until further direction from the state. He added that in order to

include revenues and expenditures in budget, the state has to issue object codes, which have not yet been issued. This information is expected to be received in December. In comparing the adopted budget from July to now, Mr. McFadden noted that there is an increase from LCFF in revenues as well as an increase in expenditures. He cautioned that these estimates are subject to change and updated estimates would be brought to the board in September. Mr. McFadden said that the challenge in identifying revenues is that there are no official state documents regarding revenues. Estimates continue to vary; the COE has noted that the district's estimates are reasonable but that it is important to be ready for changes or further guidance from the state. He added that this situation is not unique to PVUSD but that all districts in the state are going through it. Mr. McFadden reviewed the implementation of phase one reinvestment plan, which totals \$12 million, noting that this is the largest proposed salary increase and most comprehensive package that has been seen in the state to his knowledge.

Public comment:

Martha Vasquez, community member, spoke of her concerns for funding implementation of common core standards and about the interest incurred in reserves. Ms. Vasquez also asked that the district be sure that the reinvestment phases do not become an obstacle for people teaching the common core curriculum.

Jack Carroll, PVFT, spoke of his concern for the perceived lack of active planning from the board for use of new revenues.

Trustee De Serpa moved to continue the meeting through 11:30 pm. Trustee DeRose seconded the motion. The motion passed 6/0/1 (Ursino away from his seat).

12.2 Report and discussion on Update on Implementation of the Local Control Funding Formula (LCFF) as it Pertains to the District's 2013-14 Budget, and Development of Subsequent Local Control Accountability Plan (LCAP).

Report by Brett McFadden, CBO.

Brett McFadden began his report by stating that a critical piece of LCFF is LCAP. It is the first time that budgetary decisions are linked to student achievement. Staff has attended several workshops to understand this complicated process. The district has also proceeded with the implementation of common core and has been showcased as a regional leader in the matter. Mr. McFadden reviewed the eight-year phase-in recovery, which expects to have a budget that is balanced and that addresses the structural deficit. He presented a possible timeline for LCAP approval, starting in the fall of 2013 with initial guidance from the state, continuing in January 2014 with guidance from the state on spending LCFF funds, then release of LCAP template and accountability requirements in March 2014, expecting to complete a draft of LCAP that includes engaging the public for input, and finishing with board adoption of LCAP by the end of June 2014. Due to so many unknowns at this point, most districts have taken a conservative approach in their reinvestment and restoration plans.

Mr. McFadden addressed the issue of equity for students under the LCFF/LCAP, especially given the district's demographics. There are many civil rights and student advocacy organizations involved in dialogue regarding this issue, as well as education groups and districts at a local level. The Governor, State Board of Education or the Department of Education have not issued their perspective on this. The outcome of these debates will have significant ramifications for this district. Mr. McFadden noted that PVUSD's reinvestment actions carry risks as the state will require districts to clearly demonstrate how the equity issue is being addressed.

Public comment:

Jack Carroll, PVFT, noted that he had attended a training in LCFF and it is true that money follows the free and reduce lunch. He noted that increasing teacher prep time may benefit students and class size reduction will also aid in meeting the needs of these students. He added that an analysis of future reserves should take place.

Manuel Serrano, preschool teacher, thanked the CBO for all the information, noting that his peers are informed and not confused about the budget's situation.

Martha Vasquez, community member, requested that the district involves bargaining units and other stakeholders throughout the process.

Board continued with comments and questions.

13.0 ACTION ON CLOSED SESSION

2.1 Public Employee Appointment/Employment, Government Code Section 54957

a. Certificated Employees

Trustee DeRose moved to approve the certificated report with addition of 5 administrative appointments and 1 Site Coordinator under leaves of absence. Trustee Orozco seconded the motion. The motion passed unanimously.

b. Classified Employees

Trustee DeRose moved to approve the classified report with the addition of 1 custodian under retirement. Trustee Rivas seconded the motion. The motion passed unanimously.

14.0 UPCOMING BOARD MEETINGS/REMAINING BOARD MEETINGS FOR 2013

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		Comment
August	▪ 28	
September	▪ 11 ▪ 25	▪ Unaudited Actuals
October	▪ 9 ▪ 23	
November	▪ 13	▪
December	▪ 11 Annual Organization Mtg.	▪ Approve 1 st Interim Report

15.0 ADJOURNMENT

There being no further business to discuss, the meeting of the board was adjourned at 10:48 PM.

Dorma Baker, Superintendent



PAJARO VALLEY UNIFIED SCHOOL DISTRICT

Board Agenda

Item No: 9.4

Date: August 28, 2013

Item: Rejection of Bids for Playground Structure Installation

Overview: As a part of the Measure L Bond Program, new play structures are planned for 10 elementary school sites in the District. On April 10, 2013 the Board approved budgets for these projects and on July 17, 2013, the Board approved the selection of the playground equipment. Plans were prepared by the Architects for the projects, approved by the Division of the State Architect and issued for bid. The work was grouped into 3 construction contracts, one for each of the work areas as follows:

North Area

Bradley Elementary

Central Area

Amesti Elementary
Calabasas Elementary
Freedom Elementary
HA Hyde Elementary
Radcliff Elementary
Starlight Elementary

South Area

Hall District Elementary
Ohlone Elementary
MacQuiddy Elementary

Bids were received on Friday, August 2, 2013, for the Central Area project and on Tuesday, August 6, 2013, for the North and South area projects. The results of the bids are listed on the attachment.

There were irregularities with the single bid for the South Area and it was deemed non-responsive.

Due to the bid overages and the irregularities staff recommends rejecting all the bids, restructure scope, and rebid the projects.

Recommendation: Reject all bids for the three projects and direct staff to rebid the projects.

Budget Considerations:

Funding Source: Measure L Bond

Budgeted: Yes: ☒ No: ☐

Amount: NA

Prepared By

Richard Mullikin, Director, Maintenance, Operations and Facilities

**Superintendent's
Signature:**

Dorma Baker, Superintendent

Attachment to Board Agenda Item Number:

Board Meeting Date: August 28, 2013

Staff recommends that the Board reject all bids and direct staff to rebid the projects.

Play Structure Project Bids

AREA	BIDS REC'D	PROJECT ESTIMATE	LOW BID	CONTRACTOR	PERCENT OVER
North	5	\$54,374	\$117,000	Earthworks Paving Contractors	0.46
Central	3	\$220,870	\$390,877	Villa and Sons Enterprises	0.57
South	1*	\$225,000	\$347,000	Earthworks Paving Contractors	0.65

Staff recommends that the Board reject all bids and direct staff to rebid the projects.

* Bid



Board Agenda Backup

Item No: 9.5

Date: August 28, 2013

Item: Approval of the Selection of Solar Design Build Contractor

Overview: As a part of the Measure L Bond Program approved by voters on November 6, 2012, solar photovoltaic projects have been identified for 6 District sites. These sites are Aptos High School, Pajaro Valley High School, Watsonville High School, Rolling Hills Middle School, Bradley Elementary School and Hall District Elementary School. Newcomb Anderson McCormick Consulting Engineers was retained by the District to analyze these projects and prepare a technical Request for Proposals (RFP) for the design and construction of the systems. The RFP was issued on July 9, 2013, to 24 solar vendors. Proposals were received from 3 vendors on August 6, 2013. One of the submitted proposals was deemed to be non-responsive and was not considered in the selection process. Interviews were conducted with the two remaining vendors, SunPower Corporation and Borrego Solar Systems on August 19, 2013. The interview panel consisted of District staff Richard Mullikin, Director of Maintenance Operations and Facilities, Paul Anderson, Planning Supervisor, and Steve Okamura, Energy Education Manager; Gene Ely, Bond Program Manager; Russell Driver and Cary Croopnick, Newcomb Anderson McCormick; and Tom Kelly with Kyoto USA. Based on the submittals, the interviews and recommendations from the District's solar advisors, SunPower Corporation was determined to provide the District with the best value for the solar projects.

Recommendation: It is recommended that the Board approve SunPower Corporation as the District's solar design-build contractor and direct staff to enter into contract negotiations for the installation of solar systems at the six identified District sites. Approval of the contract and the budget will follow after contract negotiations are concluded.


Budget Considerations:

Funding Source: Measure L Bond Funds


Budgeted: Yes: ☒ No: ☐

Amount: NA

Prepared By:


Richard Mullikin, Director of Maintenance, Operations & Facilities

Superintendent's Signature:


Dorma Baker

Pajaro Valley Unified School District

Solar PV Generation Facility – Proposal Evaluation

6. Recommendation

NAM believes that both vendors are capable of delivering the specified PV solar system to PVUSD. However, NAM is recommending SunPower's proposal to the District for several reasons:

- SunPower has strong qualifications and provided a long list of projects in a California school setting. They have deep DSA experience and expertise doing similar pre-approved carport projects.
- Of the two proposals, SunPower's proposal offers a slightly smaller system with a lower construction costs. While the system is smaller than Borrego's, SunPower's base case options still provide the target generation requested in the District's RFP and the systems will cumulatively generate the highest net operating cash flow. If desired, the District could negotiate with SunPower to build a larger system and further explore alternative layouts that would generate additional General Fund savings.
- Pending the approval of virtual-net-metering SB 594, SunPower's alternate options could provide additional utility bills savings and installation costs would decrease.
- SunPower's solution may offer additional bill savings based on decreased degradation guarantees in their module warranty. This is modeled in Appendix B.
- SunPower is assigning high-level individuals to the project and have submitted quality individual resumes.

Regardless of which proposer is ultimately selected, there is a need to finalize system sizes and configurations during the contract negotiation process. This is likely to result in changes to proposed capacities in either of the proposals. It is our view that the SunPower offering will deliver additional savings at the conclusion of that process.

NAM's recommendation is meant to advise PVUSD's final decision and should be viewed as a third party opinion to assist in the final choice made by the District.



PAJARO VALLEY UNIFIED SCHOOL DISTRICT



Board Agenda Backup

Item No: 9.6

Date: August 28, 2013

Item: Approve Program, Facilities and Services Agreement with Pajaro Valley Prevention and Student Assistance for 2013-14.

Overview:

Pajaro Valley Prevention and Student Assistance (PVPSA) is a not-for-profit public agency that works with the district to support various programs within the district for our students. The contract attached lists the various programs and services the two agencies work on collaboratively.

Recommendation: Approval of the annual agreement between the district and PVPSA

Budget Considerations: N/A

Funding Source:

Budgeted: Yes: ☒ No: ☐

Amount: \$ 275,518

Prepared By: Jenny Sarmiento

Superintendent's Signature: Dorinda Bot

Pajaro Valley Prevention and Student Assistance

2013-2014 Estimated Contract Summary

Source/Contract	Projected Award	Period	General Objectives	Other Requirements/ Restrictions/Information
Student Assistance Program -- Kids' Korner Elementary and Secondary SAP	\$155,518	7/1/13-6/30/14	Provide elementary and secondary schools with MFT and/or MSW intern counselors, including supervision and training	
VALOR Program	\$100,000	7/1/13-6/30/14	Counseling and support services to expelled/at-risk youth	
SELPA	\$20,000	7/1/13-6/30/14	Provide counseling services to elementary and secondary schools	
Total:	\$275,518			
PVPSA provides additional resources to PVUSD through other grant awards. These include Community Mental Health, Drug Medi-Cal services and other prevention and intervention services.				

PROGRAM, FACILITIES AND SERVICES AGREEMENT

This AGREEMENT is made effective July 1, 2013, by and between PAJARO VALLEY UNIFIED SCHOOL DISTRICT, a California governmental entity (hereinafter "District"), and PAJARO VALLEY PREVENTION AND STUDENT ASSISTANCE, INC., a California not-for-profit public benefit corporation (hereinafter "PVPSA"), who mutually agree as follows:

1. RECITALS.

- a) PVPSA Status: PVPSA is a not-for-profit public benefit corporation which has applied and received recognition as tax exempt under Internal Revenue Code Section 501(c)(3) and comparable sections of the California Revenue & Taxation Code, Attached as Exhibit "A".
- b) Activities and Programs: The District and PVPSA wish to have PVPSA operate the following programs under a contract with the District during the fiscal year which shall begin July 1, 2013, and end on June 30, 2014.
 - 1) Secondary Student Assistance Program;
 - 2) Kid's Korner Elementary Student Assistance Program;
 - 3) VALOR Program;
 - 4) Other programs and activities as mutually agreed upon by the parties to this agreement.
- c) In order to continue such programs and develop new programs, the parties also intend to enter into this Agreement for the furnishing of certain facilities and services which the District and PVPSA agree are essential to the successful operation of such programs.

2. CONTRACT.

Commencing July 1, 2013, PVPSA shall operate all the programs listed on Exhibit "B" hereto attached, as an independent contractor for the District, upon all of the terms and conditions set forth herein.

3. APPROVAL OF PROGRAMS.

- a) Approval of Trustees: Prior to the commencement or continuance of any program under this Agreement, its operation in the District shall have been approved by the District's Board of Trustees ("Trustees") or by the person or persons within the Administrative Staff of the District ("Staff") to whom the Trustees have delegated such responsibility.
- b) Approval by Outside Agencies: In addition to approval at the District level, all programs and proposed programs subject to this Agreement that are funded by outside agencies shall be approved by such agencies prior to the commencement or continuance of their operations in the District.

4. FUNDING OF PROGRAMS.

Prior to the commencement or continuance of any program subject to this Agreement that is dependent upon funding sources from the District or controlled by the District, PVPSA shall have received funding approval from the District, either through its normal budget process or through such extra-ordinary funding processes as the District shall from time to time establish. For the fiscal year 2013-

2014, the District shall contribute **\$155,518 (one hundred fifty five thousand, five hundred eighteen dollars)** as shown on Exhibit "B".

Of this amount, \$39,576 shall be paid directly to the County of Santa Cruz Mental Health Department to be used as "matching funds" required for the administration of the Early Periodic Screening, Diagnosis and Testing (EPSDT) Program conducted by PVSPA under a contract with the County Mental Health Agency.

PVPSA shall be responsible for preparation of all applications and/or grant proposals which are to be submitted to outside agencies.

5. OPERATION OF PROGRAMS

PVPSA shall keep the District informed of the operation of all programs through such reporting procedures as are agreed upon the parties to this Agreement. At least once each year, PVPSA shall prepare a formal report to the District and the Trustees concerning programs that are subject to this Agreement.

6. EVALUATION OF PROGRAMS.

All programs that are subject to evaluation shall be evaluated at the level required by any agency which funds such program. PVPSA shall be responsible for maintaining all records and preparing all reports which shall be required as part of the evaluation process.

7. CONSIDERATION.

As consideration for its services hereunder, PVPSA shall receive the following compensation:

- a) Outside Agency Funding: As to programs which are subject to direct funding by outside agencies, PVPSA shall receive such funds as are or may be committed by such agencies for such program activities;
- b) District Funding: As to programs which are funded by the District from unrestricted funds, including unrestricted lottery funds, PVPSA shall receive such funds as have been agreed upon for such programs by the parties to this Agreement. For the fiscal year 2013-2014, the programs and the funding thereof shall be set forth also on Exhibit "B".
- c) PVPSA will participate in the Medi-Cal Administrative Activities (MAA) program, such as Medi-Cal outreach and planning assistance with Medi-Cal eligible participants.

In order to ensure the health and well being of the target population, PVPSA shall understand and provide basic health and benefit information and perform health advocacy with targeted individuals and families being served through an agreement with the County Health Services Agency. Outreach activities may include information about local health and Medi-Cal services that will benefit individuals and families in order to allow them to lead healthy and productive lives.

PVPSA staff may explain benefits derived from accessing local health, mental health and substance abuse services and encourage/assist families to utilize these services to meet their identified needs. PVPSA staff shall be knowledgeable regarding available health and Medi-Cal services, locations of provider sites, and how families can access needed services. PVPSA staff shall assist families to understand and explain very basic Medi-Cal, Healthy Families and other insurance information or will be able to direct clients to sites where such information can be accessed. PVPSA staff may assist families where needed to apply for and access health related programs and services. Staff activities may include outreach, information, referral, access and eligibility assistance, assistance with transportation, and program planning in order for clients to access Medi-Cal related eligibility, provider services and care.

The relationship that PVPSA has with Medi-Cal eligible families is recognized and supported by the Health Services Agency. It is further recognized that PVPSA possesses expertise in identifying, assessing and case managing the health care needs of Medi-Cal eligible families and children being served. In order to take advantage of this expertise and relationship, PVPSA costs supported by this agreement may be used as the basis of participation in federal, state and local leveraging programs. Such participation may include appropriate staff training; reporting and documentation of eligible activities supported by contract funds, and associated staff and overhead costs. Reporting may include written documentation associated with service delivery and related costs, and/or the tracking of staff time through time survey instruments.

PVUSD/PVPSA Program, Facilities and Services Agreement
Fiscal Year 2013-14

Purpose and Responsibilities

1. Bring potential eligible individuals into the Medi-Cal program for purposes of determining Medi-Cal eligibility.
2. Bring Medi-Cal enrollees into Medi-Cal services.
3. Bring the target population into health care services to include
 - a. Campaigns directed towards bringing specific high-risk populations into health care services;
 - b. Telephone, walk-in or drop-in services for the purpose of informing or referring persons, including Medi-Cal enrolled, to Medi-Cal covered services; and
 - c. Conducting Medi-Cal specific information and referral activities included as subset of a broader general health education program.
4. Assisting with the Medi-Cal/Healthy Families application process by;
 - a. Explaining the eligibility rules and process to prospective applicants;
 - b. Assisting an applicant to fill out the application;
 - c. Gathering information related to the application and eligibility determination/redetermination process; and
 - d. Providing necessary forms and packaging in preparation for actual eligibility determination.
5. Arranging or providing transportation of clients to Medi-Cal covered services, and if medically necessary, accompanying clients to these services.

6. Develop resource directories, prepare Medi-Cal data reports, conduct needs assessments and prepare proposals for expansion of Medi-Cal services.
7. Assist the agency and Local Governmental Agency (LGA) in overseeing, documenting and accounting for MAA activities.

8. TELEPHONE SYSTEM.

The programs to be operated by PVPSA under this Agreement will be conducted as part of an overall educational program of the District, in many cases directly on the school sites of the District. It is therefore understood and agreed that programs will be conducted more efficiently if the telephone system of PVPSA is integrated with the general telephone system of the District. To accomplish this, the District shall arrange within its existing telephone system to have a sufficient number of telephone lines dedicated to the use of PVPSA, in which case PVPSA shall pay directly to the carrier the cost charged for such dedicated lines.

9. TRANSFER OF FUNDS.

PVPSA is a California not-for-profit public benefit corporation which has applied for and received recognition as tax-exempt under Internal Revenue Code, Section 501(c)(3). Nothing contained herein shall relieve PVPSA from its duties as a recipient of funds to account for such funds in a manner satisfactory to the District and to the agencies or other sources of such funds.

10. ANNUAL AUDIT

PVPSA will conduct an independent financial audit as required under the U.S. Office of Management and Budget (OMB) Circular 1-133. A copy of the completed audit will be provided to the PVUSD Director of Finance.

11. OBLIGATIONS OF PVPSA.

- a) **Obligation to Perform:** PVPSA shall devote the time and efforts of such personnel as may be necessary to carry out each of the programs which are the subject of this Agreement, in accordance with the requirements of each program as established by the agency funding such program or the District or both. PVPSA shall not be required to operate any program unless PVPSA determines that the funding available for such program is sufficient in accomplishing its stated goals and objectives.
- b) **Employee Compensation and Equipment:** PVPSA shall be responsible for the compensation of all its agents, servants and employees and shall supply all tools and equipment necessary for the performance of their services hereunder.
- c) **Fingerprint and TB Clearance:** All PVPSA employees who provide direct services to students will have received fingerprint clearance and a negative TB test prior to contact with students.

12. LIMITATIONS OF LIABILITY.

- a) **Impossibility and Impracticality:** PVPSA shall not be liable for the disruption, suspension or termination of any of the services herein when such service

disruptions, suspensions or terminations are caused by illness, natural disaster(s), political insurrection(s), or other unanticipated cause(s).

- b) Defense and Indemnity: PVPSA shall not be liable for any action or inaction taken by any officer, employee, agent, or representative of the District. The District shall defend and indemnify PVPSA, its officers, servants, employees, agents or representatives in any claim brought by any third party as a result of actual or alleged actions or inactions taken, directly or indirectly, by any officer, servant, employee, agent or representative of the District.

13. LIABILITY INSURANCE.

PVPSA agrees to carry and maintain during the entire term of this Agreement comprehensive general liability insurance, professional liability insurance and automobile insurance in an amount not less than one million dollars (\$1,000,000) per occurrence. Such insurance shall be written by an insurance carrier satisfactory to the District and shall include the District as "Additional Insured." Such insurance shall not be cancelled, limited, or allowed to expire without renewal until after thirty (30) days written notice has been provided to the District.

14. WORKERS' COMPENSATION INSURANCE.

PVPSA shall carry Workers' Compensation insurance covering the employees of PVPSA under this agreement.

15. CERTIFICATE OF INSURANCE.

PVPSA shall deliver to the District evidence of insurance, as outlined in items 12, 13 and 14 of this Agreement, on an insurance industry approved form, within thirty (30) days after execution of this Agreement.

16. NON-ASSIGNABILITY.

Neither this Agreement nor any duties or obligations hereunder may be assigned by either party to this Agreement without the written consent of the other party.

17. TERM OF AGREEMENT.

This Agreement shall commence on July 1, 2013, and shall continue until June 30, 2014, unless it is terminated earlier than that date by either party or both parties to this Agreement in accordance with Part 17 as set forth below.

18. EARLY TERMINATION OF AGREEMENT.

- a) *Notice of Requirement:* Either party to this Agreement may terminate this Agreement without cause by providing the other party with prior written notice delivered in person or by first class mail no less than one hundred twenty (120) days prior to the effective date of such termination.
- b) *Compensation Upon Early Termination:* In the event of early termination by the District, the District shall compensate PVPSA for all work done by PVPSA and for all costs incurred by PVPSA prior to the effective date of said early termination and in reliance thereon.

19. PVPSA'S BOARD OF DIRECTORS.

Attached hereto as Exhibit "C" is a list of PVPSA's Board of Directors showing the category of each member, the agency which is responsible for the selection of certain members, and the names of those persons who are presently acting as such members.

20. ATTORNEY FEES.

In case any litigation is commenced with respect to this Agreement, the prevailing party shall be entitled to recover from the other party, in addition to amounts found due and owing, costs of suit and reasonable expenses and fees, including reasonable attorney's fees, incurred by the prevailing party in such litigation, all to be taxed as costs and included in any judgment rendered.

21. ACCEPTANCE OF AGREEMENT.

This Agreement will be deemed accepted as written and work will commence upon the execution thereof when signed by the parties hereto. Any modification of or additions to this Agreement must be in writing and must be signed by the parties hereto.

22. ENTIRE AGREEMENT.

This Agreement incorporates all of the terms, conditions, restrictions and covenants between the two parties hereto. All prior and/or contemporaneous agreements between the parties hereto are hereby integrated into and included within the terms of this Agreement.

PVUSD/PVPSA Program, Facilities and Services Agreement
Fiscal Year 2013-14

Executed at Watsonville, California on _____, 2013.

PAJARO VALLEY UNIFIED SCHOOL DISTRICT	PAJARO VALLEY PREVENTION AND STUDENT ASSISTANCE, INC.
By: _____ Dorma Baker, Superintendent	By: _____ Jenny Sarmiento, Chief Executive Officer
	By: _____ Silvia Diaz, Chief Financial Officer



PAJARO VALLEY UNIFIED SCHOOL DISTRICT

Board Agenda Backup

Item No: 9.7

Date: August 28, 2013

Item: **Williams Uniform Complaint Quarterly Report
(April, May and June, 2013)**

Overview and Rationale: All school districts have been required to adopt a complaint system as a part of the Williams Settlement.

On a quarterly basis, Williams' complaints must be reported to the board and the county superintendent. The report must include the number and types of complaints received and how they were corrected.

During this quarter there was one topic with 30 parent forms (Williams Complaints) filed. The restrooms at the source of the complaint are in process of repairs.

Recommendation: Approve Williams Quarterly Report as Submitted.

Prepared By: Sharon Roddick, Assistant Superintendent, HR

Superintendent's Signature:

Dorom Bol

**QUARTERLY DISTRICT STATUS REPORT OF UNIFORM COMPLAINTS
TO THE COUNTY SUPERINTENDENT OF SCHOOLS
QUARTER ENDED JUNE 2013**

DISTRICT: Pajaro Valley Unified School District Date Reported to District Governing Board: August 28, 2013

I. INSTRUCTIONAL MATERIALS

A) Insufficient text books or instructional materials in classroom:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

B) Insufficient textbooks or instructional materials to take home:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

C) Textbooks or instructional materials in poor or unusable condition:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

II. TEACHER VACANCY OR MISASSIGNMENT

A) No assigned certified teacher at beginning of semester:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

**B) Teacher lacking credentials or training to teach English Language Learners (ELL) with
More than 20% Ell in class:**

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

D) Teacher instructing class lacking subject matter competency:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
0		

- Explanation: _____

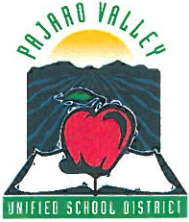
III. FACILITIES

A) Conditions pose an emergency or urgent threat to the health or safety of students/staff:

# of Complaints	# of Complaints Resolved	# of Complaints Unresolved*
1 item w/ 30 parent forms submitted regarding restrooms at WCSA	All – district is in process of restroom improvements.	



PAJARO VALLEY UNIFIED SCHOOL DISTRICT



Board Agenda Backup

Item No: 11.1

Date: August 28, 2013

Item: State Testing and PVUSD Results

Overview: The Director of Educational and English Learner Services and Coordinator of Research, Accountability, and Assessment will present an overview of our most recent California Standards Test Results.

Recommendation: Report and discussion item only.

Budget Considerations: N/A

Funding Source:

Budgeted: Yes: ☐ No: ☐

Amount:

Prepared By: Susan Pérez, Director of Educational and English Learner Services

Superintendent's Signature: Dorinda Bol



Board Agenda Backup

Item No: 11.2

Date: August 28, 2013

Item: Appointment and terms of Commission Members (Merit Rule 3.1)

Overview: The Personnel Commission Merit Rules 3.1 A require that on or about September 1st of each year, the Director of Classified Personnel notify the Board of Education and the recognized classified employee organization of the name and home address of the Commissioner whose term will expire. The notification will also provide the name of the appointing authority, and the procedures to be followed in filling the upcoming vacancy.

As of noon, December 1, 2013 the term will expire for:

Name:	Sharon Gray
Address:	1 Gray Way Watsonville, CA 95076
Appointing authority:	CSEA nominated Commissioner

In accordance with Personnel Commission Rule 3.1 C, by September 30th, CSEA having authority to nominate the classified employees' appointee to the Commission shall publicly submit the name of the person it wishes to appoint to the Commission. At a board meeting to be held after thirty (30) and within forty-five (45) days of the date the employees' nominee was submitted to the Board, the Board shall hold a public hearing to provide the public, employees, Board, District Administration, and employee organizations the opportunity to express their views on the qualifications of the person nominated by CSEA for appointment. The board shall appoint the nominee, unless the classified employees voluntarily withdraw the name of the nominee and submit the name of a new nominee. In the latter case, the Board shall then appoint the new nominee. The public hearing will take place at a future Board meeting.

Prepared By: Pam Shanks, Director of Classified Personnel

Superintendent's Signature:

Dorm Bork



PAJARO VALLEY UNIFIED SCHOOL DISTRICT



Board Agenda Backup

Item No: 11.3

Date: August 28, 2013

Item: Update on Measure L Activities

Overview: On November 6, 2012 the voters of the District passed Measure L to modernize and improve the facilities in the District. This report will update the Board on the activities that have taken place since during the summer months. The update will include information on:

- Quick start projects;
- Technology projects;
- Safety projects;
- Long term projects;
- Program Standards.

Recommendation: Report and discussion item only.

Budget Considerations:

Funding Source:

Budgeted: Yes: ☐ No: ☒

Amount: \$

Prepared By: Brett W. McFadden, Chief Business Officer
Richard Mullikin, Director of Maintenance Operations and Facilities
Dennis L. Dunston, TSS, Bond Program Manager

Superintendent's Signature: Dorma Baker
Dorma Baker