



## 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.

### JULY 26, 2006 REGULAR BOARD MEETING ADOPTED MINUTES

District Office - Boardroom  
292 Green Valley Road  
Watsonville, CA 95076

#### **1.0 OPENING CEREMONY IN OPEN SESSION – 6:00 PM**

##### **1.1 Call to Order**

President Gray called the meeting to order at 6:00 pm at the District Office at 292 Green Valley Road, Watsonville.

##### **1.2 Public comments on closed session agenda.**

None.

#### **2.0 CLOSED SESSION**

##### **2.1 Public Employee Appointment: Certificated, Classified**

###### **New Hires**

- 1 Charter School Teacher
- 2 District Office Teachers
- 7 Elementary Teachers
- 3 Secondary Teachers
- 1 Special Services Specialists
- 3 Substitutes

###### **Administrative**

- 2 District Office Administrator
- 2 Elementary Administrators
- 4 Secondary Administrators

###### **Rehires**

- 2 District Office Teachers
- 9 Elementary Teachers
- 17 Migrant Education Teachers
- 7 Secondary Teachers
- 5 Special Services Specialists

###### **Summer School**

- 18 Charter School Teachers

- 1 Counselor
- 231 Elementary Teachers
- 4 Head Teachers
- 8 Peer Coaches
- 92 Secondary Teachers

**Additional Assignments**

None

**Permanent Appointments**

- 1 Human Resources Technician
- 1 Office Assistant II

**Transfer**

- 1 Charter School Teacher
- 4 Elementary Teachers
- 3 Secondary Teachers

**Extra Pay Assignment**

- 8 Secondary Teachers

**Leaves of Absences**

- 1 Administrative Secretary II
- 1 Human Resources Technician
- 1 Instructional Assistant – General
- 2 Lead Custodian I
- 1 Office Manager
- 1 Safety & Loss Prevention - MGMT
- 1 Elementary Teacher
- 2 Secondary Teachers
- 1 Special Services Specialists

**Resignations/Retirement**

- 1 Adult Education Teachers
- 5 Elementary Teachers
- 1 Migrant Education Teachers
- 2 Secondary Administrator
- 6 Secondary Teachers
- 1 Special Services Specialists
- 1 Human Resources Director
- 1 Counselor

**Supplemental Service Agreements**

- 116 Teachers

**Miscellaneous Action**

- 1 Accounting Specialist II
- 1 Administrative Secretary I
- 2 Administrative Secretary II
- 2 Attendance Specialist
- 1 Computer Support Specialist II
- 1 Instructional Assistant – General
- 2 Instructional Assistant I – Special Education
- 1 Instructional Assistant II – Special Education
- 1 Library Media Technician
- 2 Office Assistant II
- 1 Office Manager

**Limited Term – Project**

- 23 Administrative Secretary II
- 12 Behavior Technician
- 49 Bus Driver
- 10 Campus Safety Coordinator
- 1 Custodian I
- 2 Guidance Specialist I
- 5 Health Services Assistant
- 24 Instructional Assistant I – Special Education
- 78 Instructional Assistant II – Special Education
- 15 Instructional Assistant – Migrant/Child Care
- 1 Interpreter Tutor/Sign Language
- 19 Library Media Technician

**Limited Term - Substitute**

- 16 Custodian I
- 5 Groundskeeper I

**Provisional**

None

**Exempt**

- 29 Babysitter
- 1 Lead School Crossing Guard
- 19 School Crossing Guard
- 4 Special Project – PUPILS
- 2 Yard Duty Supervisor

### **Students**

- 20 Migrant OWE Student
- 1 Student Helper

### **Separations from Service**

- 2 Behavior Technician
- 2 Custodian II
- 1 Instructional Assistant II – Special Education
- 1 Instructor/Driver
- 1 Office Assistant II

### **Rescinds**

- 1 Elementary Administrator
- 1 Special Services Specialist

## **2.2 Public Employee Discipline/Dismissal/Release/Leaves**

## **2.3 Negotiations Update**

- a. CSEA
- b. PVFT
- c. **Unrepresented Units: Management and Confidential**
- d. SCAST

## **2.4 Claims for Damages**

- a. **Kathryn Benson vs. PVUSD**

## **2.5 Existing Litigation**

## **2.6 Pending Litigation**

## **2.7 Anticipated Litigation**

## **3.0 OPENING CEREMONY – MEETING OF THE BOARD IN PUBLIC – 7:00 PM**

President Gray called the meeting of the Board in public to order at 7:03 pm.

### **3.1 Pledge of Allegiance**

Trustee Yahiro led the board in the Pledge of Allegiance.

### **3.2 Welcome by Board President**

Trustees, Rhea DeHart, Sandra Nichols, Karen Osmundson, Doug Keegan, Evelyn Volpa, Willie Yahiro, and President Sharon Gray were present.

President Gray commented that it was the intention of the Board to finish the meeting by 9:30 pm.

## **4.0 ACTION ON CLOSED SESSION**

Trustee Keegan reported that the board approved, with one abstention, to reject claim under 2.4 a., Kathryn Benson vs. PVUSD, and to send notice of rejection.

## **5.0 APPROVAL OF THE AGENDA**

Trustee DeHart moved to approve the agenda. Trustee Keegan seconded the motion. The motion passed unanimously.

## **6.0 APPROVAL OF MINUTES**

a) Trustee Nichols moved to approve June 28, 2006 board minutes. Trustee DeHart seconded the motion. The motion passed unanimously.

b) Trustee Volpa moved to approve June 30, 2006 board minutes. Trustee Keegan seconded the motion. The motion passed 5/0/2 (Nichols, DeHart abstained)

## **7.0 VISITOR NON-AGENDA ITEMS**

Steve Peterson, parent, community group has form, Community Oversight for Student Achievement, COSA, to help elect board members. COSA is looking for community members who are interested in student achievement to run for board members. COSA will continue to monitor school board meetings to ensure focus on student achievement.

Marilyn Garret, former teacher, concerned about student health, specifically in regards to the hazards of wireless technology. Read from a study from England that focused on health hazards caused by wireless systems. Distributed to the board a fact sheet on wireless systems and asked for this item to be placed on the agenda.

## **8.0 EMPLOYEE ORGANIZATION COMMENTS (PVFT, CSEA, PVAM, SCAST) 5 Min. Each**

Bobby Salazar, CSEA president, commented that agreements with the district should be followed and the district should continue to discuss important issues, such as salaries. In the next couple of months, the union will be coming to the district to request the same salary increases that teachers will receive.

## **9.0 CONSENT AGENDA**

Trustee Volpa moved to approve consent agenda, pulling 9.3 to defer items, and adding blue sheet items to item #9.9 (Resignations/Separation from Service – 1 Human Resources Director, 1 Counselor, 1 Elementary Teacher, 1 Secondary Teacher, 1 Secondary Administrator; Administrative – 1 District Office Administrator, 1 Secondary Administrator). Trustee Nichols asked for 9.6 to be deferred. Trustee Volpa amended her motion to include trustee Nichols' request. Trustee Keegan seconded the motion. The motion passed unanimously.

**9.1 Purchase Orders – 6/22/06 to 7/19/06**

**9.2 Warrants – 6/22/06 to 7/19/06**

**9.3 Approve, with gratitude, donation from Paula Berman and Pacific Espresso of a discount of \$4,404 towards the purchase of an espresso machine for SELPA.**  
This item was deferred.

**9.4 Approve Office/Classroom Supply Contract Renewal for 2006/2007 Year.**

**9.5 Approve Memorandum of Understanding (MOU) between Pacific Coast Charter School and PVUSD.**

**9.6 Approve Board Bylaws 9000 (Role of the Board), 9005 (Governance Standards), 9010 (Public Statements), 9011 (Disclosure of Confidential/Privileged Information), and 9100 (Annual Organization Meetings). Second Reading.**  
This item was deferred.

**9.7 Approve 2004-05 School Accountability Report Cards (SARCs).**

**9.8 Approve School Plans/Plans Updates for: EA Hall, Watsonville High School, New School, Rolling Hills, Aptos High School, Renaissance High, Summit Academy.**

**9.9 Certificated/Classified Approval (See Closed Session Agenda).**

## **10.0 DEFERRED CONSENT ITEMS**

**9.3 Approve, with gratitude, donation from Paula Berman and Pacific Espresso of a discount of \$4,404 towards the purchase of an espresso machine for SELPA.**

After some clarification that indicated that the espresso machine was for a class project and that additional funds would be from SELPA's equipment or supplies, trustee Volpa moved to approve this item. Trustee Keegan seconded the motion. The motion passed unanimously.

**9.6 Approve Board Bylaws 9000 (Role of the Board), 9005 (Governance Standards), 9010 (Public Statements), 9011 (Disclosure of Confidential/Privileged Information), and 9100 (Annual Organization Meetings). Second Reading.**

Trustee Nichols corrected that item 9011 (Disclosure of Confidential/Privileged Information) was not approved as a first reading but tabled until further clarification was obtained. This item is also scheduled for discussion and possible action for today's meeting. With this correction, trustee Nichols moved to approve board bylaws 9000, 9005, 9010, and 9100. Trustee DeHart seconded the motion. The motion passed unanimously.

## **11.0 ITEMS SCHEDULED FOR POSSIBLE ACTION**

**11.1 Report, discussion and possible action to approve Increase of High School Meal Prices. Report by Sue Brooks, Director of Food Services.**

Terry McHenry explained that the meals program at the high schools is not self-sustaining; he also noted that students are already spending \$3.00 for a-la-carte items.

Board participated with questions and comments.

Trustee Volpa moved to approve increasing high school meal prices to \$3.00. Trustee Keegan seconded the motion. The motion passed unanimously.

**11.2 Report, discussion and possible action to approve the naming of the Community Day Middle School.**

**Report by Dr. Gary Woods, Assistant Superintendent, North Zone.**

Dr. Woods reported that this process has been going on since January to allow interested parties to contribute their suggestions.

Jack Sherman, principal of this school, reported on the naming process and timeline. The committee was comprised of a student, a staff member, a parent, and two community members; they met on a regular basis. On April 24, the committee made recommendations for naming the school, including: Alex Solano, Summit Academy, The Pink Church, La Pink Iglesia, Madison Community, and Downtown Community School. He offered rationale for each of the submitted names.

Dr. Woods reported on how the votes were counted. The first time voting, students selected the name of Downtown Community School. The advisory committee recommended Summit Academy and Alex Solano. A second vote from students showed that Summit Academy was the preferred choice, with Alex Solano being second.

Board participated with comments and recommendation; trustee Yahiro suggested the name Alex Solano Summit Academy and Trustee Osmundson suggested to make it shorter by calling it Solano Summit Academy.

Trustee Osmundson moved to name the school Solano Summit Academy. Trustee Yahiro seconded the motion.

Board participated with additional comments.

The motion passes unanimously.

**11.3 Report, discussion and possible action to approve Board Policy #6112, Establishing an Early Primary Program as part of Extended Day Kindergarten. First Reading.**  
*Report by Ylda Nogueta, Assistant Superintendent, South Zone.*

Ylda Nogueta reported that effective January 1, 2005, Education Code 3702 was revised to allow school districts to offer extended day kindergarten programs at some but not all of the schools in the district without a general waiver. School districts offering extended day kindergarten must have their school board adopt the Early Primary Program. The program must have an established curriculum and articulation between this program and kindergarten. There is no effect on teachers' contract as their instructional day will not be extended. This legislation also gives parents an option to send their child to a school offering extended day in kindergarten. The program can be extended up to 4 hours as long as it doesn't go over the primary programs hours.

The board participated with comments and questions.

Trustee Keegan moved to approve board policy 6112 Extended Day as a first reading. Trustee DeHart seconded the motion. The motion passed unanimously.

**11.4 Report, discussion and possible action to approve Resolution #06-07-01, Classified Layoffs.**

*Report by Kathryn Benson, Director of Human Resources.*

Kathryn Benson reported that the timeline to notify classified layoff employees was extended from 30 to 45 days. The positions on the recommendation are mostly categorical. Staff in these positions will have the opportunity to shift into other positions which are currently vacant or participate in a bumping process.

Trustee DeHart moved to approve Resolution #06-07-01. Trustee Keegan seconded the motion. The motion passed unanimously.

**11.5 Report, discussion and possible action to approve Williams Quarterly Complaint Report with Zero Complaints.**

*Report by Terry McHenry, Interim Superintendent. 1 Min.*

Kathryn Benson reported that there no complaints for the quarter ending in June 2006.

Public Comment:

Abel Mejia, teacher, commented that he had submitted two complaints in June. One regarding heating in his classroom, which he stated was being addressed. The second was regarding sufficiency of textbooks under the Williams Settlement. He noted that he had not yet received assurances that his students would receive appropriate textbook materials in Spanish, materials that would be comparable to English ones.

Board expressed their concerns for the lack of response to the complaints.

Ylda Nogueta stated that the complaint was received and that staff was working to remedy them.

Mr. McHenry noted that any facilities requests are handled by the Maintenance and Operations department; these requests are not considered to go under the Williams Act.

Kathryn Benson also clarified that a complaint may not qualify for the criteria under Williams Act, which is very specific. Both of these items brought forward by the speaker did not qualify under the Williams Act.

Board participated with comments and questions.

Trustee Volpa moved to approve this item and requested a report on what happened to the textbook complaint mentioned by the public speaker. Trustee Keegan seconded the motion. The motion passed unanimously.

#### **11.6 Report, discussion and possible action to approve Cesar Chavez Day.**

##### ***Report by Terry McHenry, Interim Superintendent.***

Terry McHenry reported that there were two options to consider in this proposed item. It can be a Non-School Day, which would be at no cost to the District, or it can be an additional Holiday at an \$87,000 cost to the district. The day would be Friday or Monday, depending on which is closest to March 31<sup>st</sup>.

Board participated with comments and questions.

Trustee Yahiro moved to honor Cesar Chavez on that Friday in schools that opt to do it. Trustee Volpa seconded the motion. A roll call vote was taken and the motion failed 3/4 (Osmundson, Keegan, DeHart, Nichols dissented).

Trustee Keegan moved to keep the day as a school day and to establish what is under the law: call it the Cesar Chavez Day of Service and Learning, which can be set aside in honor of Chavez and to direct all schools in the district to have programs to honor Chavez and that teach about the Farm Labor movement in the United States. Trustee DeHart seconded the motion. A roll call vote was taken and the motion passed 5/2 (Yahiro, Volpa dissented).

#### **11.7 Report, discussion and possible action to approve CSEA's Nomination of Legislator of the Year.**

##### ***Report by Terry McHenry, Interim Superintendent.***

Trustee DeHart nominated John Laird as a Legislator of the Year for CSBA. Trustee Keegan seconded the motion.

The Board participated with comments.

A roll call vote was taken and the motion passed 6/1 (Volpa dissented).

### **12.0 REPORT AND DISCUSSION ITEMS**

#### **12.1 Report and discussion on District's Risk Management Program.**

##### ***Report by Terry McHenry, Interim Superintendent.***

Terry McHenry reported on how this is a report that should be brought to the Board on a regular basis, according to our policy. However, this has not been done in the past. He proceeded to report on the major risk management programs, which include Property and Liability, Fringe Benefits, Workers Compensation, and Construction. Currently, the district contracts for Property and Liability with Northern California Relief Joint Powers Agency (JPA), which offers a lower deductible, a premium of \$100,000 lower per year, and better coverage determined by people. He reported on how the JPA works. He has been on the Executive Committee of Northern California Relief JPA for 5 years, which gives the district an advantage of what is covered and better savings in premium of over \$1 million dollars with better coverage and good legal counsels. He reported on Safer JPA, which gives the district buying power to purchase excess insurance by combining ADA and property coverage in organizations of the Northern California Region. In regards to Fringe Benefits, he reported that the district is self-insured with Blue Cross Plan, using Coastal Health Care. Mr. McHenry was invited to be part of the Board of Directors for Coastal Health and has been there for 4 years. Workers

Compensations program has reduced and controlled district claims. The district is self insured for claims up to \$500,000 and use SAWCXII JPA for excess coverage. The district has the option of having an Owner-Controlled Insurance Program in construction, or to belong to the SEWUP JPA. The District belongs to the SEWUP JPA, which saves about \$3 million to date.

He concluded that the program altogether had saved the district over \$6 million in insurance in eight years. He suggested that the new Associate Superintendent be involved as much as possible with these organizations to ensure that district continues with certain advantages.

The board thanked Mr. McHenry for the report and for his efforts to save the district money.

### **13.0 POLICY REVIEW**

#### **13.1 Review and Possible Action to Adopt Board Bylaws, 9000's Series, Sections 9011, and 9100 – 9270 (Organization and Limits of Board Member Authority). First Reading.**

##### ***Bylaw 9011 – Disclosure of Confidential/Privileged Information***

This item was tabled for a future meeting pending further clarification.

##### ***Bylaw 9110 – Terms of Office***

Trustee Nichols moved to approve bylaw 9110 with the Board's recommended changes as a first reading. Trustee DeHart seconded the motion. The motion passed unanimously.

At 9:35 pm President Gray reminded the board that it was intended to finish the meeting at 9:30 pm and that there were remaining items on the agenda to discuss.

### **14.0 GOVERNING BOARD COMMENTS**

Trustee Volpa commented about her concern for the time limit of 9:30 pm since trustees already have Wednesdays to dedicate to board issues. She hoped to be able to take advantage of the time that we have scheduled to be at this meeting to continue to work on board bylaws. She noted that she cannot make it on Saturdays to complete board bylaws.

Trustee Osmundson agreed with Trustee Volpa and hoped that the meeting could continue.

Trustee DeHart made a motion to continue meeting until 10:30 pm. Trustee Volpa seconded the motion. The motion passed 6/1 (Gray dissented).

President Gray left the meeting at 9:35 pm and asked Vice President Nichols to lead the meeting.

Vice president Nichols returned to discussion Policy Review item.

### **13.0 POLICY REVIEW (Continued)**

#### ***Bylaw 9121 – President (Officers)***

Trustee Volpa moved to approve bylaw 9121 with the Board's recommended changes as a first reading. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Gray absent).

#### ***Bylaw 9122 – Secretary (Officers)***

Trustee Volpa moved to approve bylaw 9122 with the Board's recommended changes as a first reading. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Gray absent).

#### ***Bylaw 9123 – Clerk (Officers) – Changed to Vice President/Clerk***

Trustee DeHart moved to approve bylaw 9123 with the Board's recommended changes as a first reading. Trustee Osmundson seconded the motion. The motion passed 6/0/1 (Gray absent).

***Bylaw 9124 – Attorney (Officers)***

Trustee Volpa moved to approve bylaw 9124 as is as a first reading. Trustee DeHart seconded the motion. The motion passed 6/0/1 (Gray absent).

***Bylaw 9130 – Board Committees***

Trustee Volpa moved to approve bylaw 9130 with the addition of a note box explaining the relation of board committees and following brown act rules. Trustee DeHart seconded the motion. The motion passed 5/0/2 (Yahiro stepped away from his seat; Gray absent)

***Bylaw 9140 – Board Representatives***

Trustee DeHart moved to approve bylaw 9140 with the Board’s recommended changes as a first reading. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Gray absent)

***Bylaw 9150 – Student Board Members***

This item was tabled for a future board meeting.

**14.0 GOVERNING BOARD COMMENTS (Continued)**

Trustee Keegan requested information on the third member of the Personnel Commission. Kathryn Benson explained that the office of Jack O’Connell has not yet made their appointment. Trustee Keegan recognized the hard work Kathryn has done and all the contributions she’s made to the district.

Trustee Osmundson thanked Kathryn Benson for her dedication to the district.

Trustee Yahiro reported he and Trustee DeHart attended the High School summer school graduation. He would like to see summer school offered to all students who are interested in attending. He spoke of his concern for the lack of use of the athletic fields at the sites; suggested that the school/district have more control over fields in the schools. It is important to consider the requests from public members for agenda items. Commented on how this board at this meeting required that all schools provide information on Cesar Chavez and noted that this action could open the door for additional suggested required programs at the school sites.

Trustee DeHart enjoyed attending the summer school graduation ceremonies. She and other staff members attended the agriculture dinner, to which the State Secretary of Education attended. Some trustees attended the 4<sup>th</sup> of July parade, which was enjoyable.

**15.0 UPCOMING BOARD MEETINGS**

Terry McHenry, on August 9 we need to have a budget revision presentation. On August 23<sup>rd</sup>, there will be a focus on academics, test scores should be available then. The LEA plan, which has been revised by staff throughout the summer, will also be brought forward for approval.

Board bylaws will continue to be presented in sections at each board meeting.

15.1 Wednesday, August 9, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00pm Open Session 7:00pm.

15.2 Wednesday, August 23, 2006, Regular Board Meeting, District Office Boardroom, 292 Green Valley Road, Watsonville, CA. Closed Session 6:00pm Open Session 7:00pm.

**16.0 ADJOURNMENT**

There being no further items to discuss, the meeting was adjourned at 10:50 pm.

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Secretary