



**September 23, 2009
REGULAR BOARD MEETING
ADOPTED MINUTES**

**DISTRICT OFFICE
BOARDROOM
292 Green Valley Road
Watsonville, CA 95076**

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

1.1 Call to Order

President De Rose called the meeting of the Board to order at 6:03 at 292 Green Valley Road, Watsonville, CA.

1.2 Public comments on closed session agenda.

Bobby Salazar, CSEA president, commented on the Limited Term Project of Office Assistants III, stating that the Personnel Commission had approved the job description knowing that there was no funding to fill the position. He said that the understanding had been that once the positions became available Office Assistants II would automatically move into the III position.

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	
3	Elementary Teachers
1	Secondary Teacher
1	English Language Department Teacher
16	Substitutes
New Hires – Probationary	
1	Instructional Assistant II
Rehires	
1	Elementary Teachers
6	Secondary Teachers
1	Education Services Teacher
1	Student Services Teacher
Administrative	
1	Assistant Principal (50%)
Promotions	
1	Attendance Specialist
Transfers	
	None

Extra Pay Assignments	
1	Secondary Teacher
Additional Assignments	
	None
Extra Period Assignments	
	None
Leaves of Absence	
2	Bus Drivers
1	Parent Education Specialist
1	Instructional Assistant II – Special Education
3	Secondary Teachers
2	Elementary Teachers
Separations From Service	
1	Instructional Assistants (Migrant Children Center)
2	Secondary Teachers
Retirements	
	None
Resignations/Terminations	
2	Secondary Teachers
Supplemental Service Agreements	
8	Elementary Teachers
Supplemental Service Agreements/After School Program	
	None
Miscellaneous Actions	
1	Attendance Specialist
2	Campus Safety Coordinator
1	District Support Technician
3	Instructional Assistants (General Education)
2	Instructional Assistants (Migrant Children Center)
1	Instructional Assistant II
2	Site Computer Support Technicians
1	Student Data Specialist
Limited Term – Projects	
7	Campus Safety Coordinator
1	Custodian I
36	Enrichment Specialist

36	Instructional Assistant (General Education)
2	Library Media Technician
17	Office Assistant II
6	Office Assistant III
4	Site Computer Support Technician
1	Staff Accountant
1	Testing Specialist II
Limited Term – Substitute	
3	Custodian I
1	Instructional Assistant I
1	Instructional Assistant II
1	Library Media Technician
2	Office Assistant II
Provisional	
1	Library Media Technician
Exempt	
1	Childcare
4	Instructional Assistants (Migrant Children Center)
13	Migrant Outside Work Experience
3	MEES
1	PUPILS
3	Workability I
2	Yard Duty Monitors
Rescinds	
1	Elementary Teacher
1	Secondary Teacher

2.2 Public Employee Discipline/Dismissal/Release/Leaves

2.3 Negotiations Update

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

2.3 Claims for Damages

- a. Adiene Diaz vs. PVUSD

2.5 Existing Litigation

- a. Conference with Legal Counsel Pursuant to Government Code § 54956.9: Ratification of Settlement Agreement Regarding OAH Case No. 2009080373), Expulsion #08-09-097 (July 21, 2009).

- 2.6 Pending Litigation
- 2.7 Anticipated Litigation
- 2.8 Real Property Negotiations
- 2.9 9 Expulsions

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

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

3.1 Pledge of Allegiance

Trustee Nichols led the Board in the Pledge of Allegiance.

3.2 Welcome by Board President

Trustees, Doug Keegan, Sandra Nichols, Karen Osmundson, Libby Wilson, Willie Yahiro, and President Leslie De Rose were present. Trustee Kim Turley was absent.

4.0 ACTION ON CLOSED SESSION

2.1 Public Employee Appointment/Employment, Government Code Section 54957

- a. Certificated Employees
- b. Classified Employees

Trustee Nichols moved to approve the personnel reports, with the addition of 1 Assistant Principal at 50% to the Certificated report. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

As a response to the concerns raised by Bobby Salazar regarding the OA III Limited Term Project positions, Albert Roman explained that the positions are funded using the allocated 3.5 hours for OA II at the sites.

2.4 Claims for Damages

- a. **Adiene Diaz vs. PVUSD**

Trustee Keegan reported that the Board rejected the claim for damages and to send notice of rejection to claimant.

2.5 Existing Litigation

- a. **Conference with Legal Counsel Pursuant to Government Code § 54956.9: Ratification of Settlement Agreement Regarding OAH Case No. 2009080373), Expulsion #08-09-097 (July 21, 2009).**

Trustee Keegan reported that the Board approved the settlement in the OAH Case No. 2009080373.

2.9 9 Expulsions

Action on Expulsions

Trustee Osmundson moved to approve the District Administration recommendation for the following student cases:

- 09-10-003**
- 09-10-004**
- 09-10-005**
- 09-10-007**
- 09-10-011**
- 09-10-016**
- 09-10-017**
- 09-10-019**

Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

Trustee Osmundson moved to approve the Administrative Panel recommendation for the following student case:

09-10-008

Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

5.0 APPROVAL OF THE AGENDA

Trustee Wilson moved to approve the agenda, noting that item 14.2 was incorrectly noted on the back-up as number 13.2. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

6.0 APPROVAL OF MINUTES

a) Minutes of September 9, 2009

Trustee Yahiro moved to approve the minutes for September 9, 2009. Trustee Wilson seconded the motion. The motion passed 6/0/1 (Turley absent).

7.0 HIGH SCHOOL STUDENTS BOARD REPRESENTATIVES REPORT

Student trustees Roberto Flores, of Pajaro Valley High School, Gabriel Medina and Melane Olmeda, of Watsonville High School, were present to report to the Board on activities, events and sports taking place at their sites.

Board President closed the regular Board meeting and opened the Public Hearing.

8.0 PUBLIC HEARING: RESOLUTION #09-10-05, SUFFICIENCY OF INSTRUCTIONAL MATERIALS K-12 AND SCIENCE LABORATORY EQUIPMENT FOR GRADES 9-12.

8.1 Report by Cathy Stefanki, Assistant Superintendent, Educational Services.

Cathy Stefanki reported that Education Code 60119 requires the district holds a public hearing on the sufficiency of textbooks. Information indicates that all schools have sufficient textbooks for students in all curriculum areas. In addition, the district had 19 Williams visitations at all schools affected by the Williams settlement. In terms of science equipment, every Science Department Chair at the four high schools was contacted to ensure compliance in sufficiency of science laboratory equipment.

8.2 Public comment

None.

8.3 Board questions and comments

None.

Board President closed the Public Hearing and resumed the regular Board meeting.

9.0 VISITOR NON-AGENDA ITEMS

Bill Beecher, community member, commented on the difficulty of cutting 11 million; jobs may need to be cut or benefits and wages may need to be reduced. Classified employees may be hit harder if PVFT doesn't rethink their position.

Sylvia Gomez, Lilia Salgado, and Irene Fernandez expressed their concern regarding transportation from 789 Green Valley Road, noting that the stop is too far for the children to walk and be safe.

Peter Nichols, community member, commented on what he perceives as an anger management problem a trustee has displayed on a number of occasions.

10.0 EMPLOYEE ORGANIZATION COMMENTS – PVFT, CSEA, PVAM, SCAST 5 Min. Each

Francisco Rodriguez, PVFT president, commented on negotiations, noting that a mediation session took place and that PVFT is looking forward to the review of the district's counter proposal. He invited all to a rally at the plaza to address the ballot initiation for November 10 that will address the 2/3 requirement for passing a state budget.

Bobby Salazar, CSEA president, was glad that the OA III was addressed at the beginning of the meeting. He requested a list of staff who have been contacted to fill the OA III positions available. The chapter had a meeting and discussed the parcel tax; the membership approved the process.

Albert Roman noted that he would provide the documentation requested by Bobby Salazar.

Michael Jones, PVAM president, concerned about the latest phase of the budget crisis. Currently, the schools are experiencing the results of the most recent budget crisis; it is difficult to imagine what additional cuts will look like. PVAM's proposal for sharing the sacrifice will help the budget with \$5 million. PVAM rejects the concept of employee pay reduction being greater for one group than other.

11.0 CONSENT AGENDA

Trustee Wilson moved to approve the consent agenda. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

11.1 Purchase Orders September 3 - 16, 2009

11.2 Warrants September 3 - 16, 2009

11.3 Approve Resolution 09-10-06, Child Development Contract, Child Development Department PreKindergarten and Family Literacy Program Support.

11.4 Approve Award of Re-vegetation Project for Aptos High School.

11.5 Approve the Middle School/Junior High School After School Sports Program "Donate for Play" Proposal.

11.6 Approve Provisional Internship Permit for Steven Hoy, Robert Hubert and Carmen Becerra.

11.7 Approve Migrant & Seasonal Head Start Community Assessment Update for 2010-2011, Part of M&SHS Refunding Application for Grant Period March 1, 2010 – February 28, 2011.

11.8 Approve Award of Contract for Office/Classroom Supplies, RFP #002-09/10.

12.0 DEFERRED CONSENT ITEMS

None.

13.0 REPORT AND DISCUSSION ITEMS

13.1 Report and discussion on STAR and Other Achievement Test Results.

Report by Cathy Stefanki, Assistant Superintendent, Educational Services.

Cathy Stefanki presented the STAR testing results along with other achievement data for the 2008-09 school year. She focused on the progress on Adequate Yearly Progress (AYP) and the Academic Performance Index (API). She provided API comparison charts for the District, the County and the State and mentioned the schools in the District who grew double digits in their API. She presented specific information related to AYP as well, including an ethnicity results comparison in Math and English Language Learners. Cathy presented information regarding the California High School Exit Exam, Advance Preparatory exams, and SAT I and II.

In conclusion, she mentioned that Radcliff had successfully met their AYP target growth in two consecutive years, achieving the highest growth in the district in the last year. Their achievement qualifies the school to be a Safe Harbor School. Ulli Kummerow and Brooke Hofkins were present.

Board participated with comments and questions.

14.0 REPORT, DISCUSSION AND POSSIBLE ACTION ITEMS

14.1 Report, discussion and possible action to approve resolution #09-10-05, Sufficiency of Instructional Materials and Science Laboratory Equipment for Grades 9 -12. *Report given under item 8.1.*

Trustee Wilson moved to approve this item. Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent).

14.2 Report, discussion and possible action to approve District response to Grand Jury Report.

Report by Mary Hart, Associate Superintendent.

Dorma Baker, Superintendent, reported on the process for responding to the Grand Jury report. She went over the report, highlighting the areas where the district disagreed with the findings and the reason behind the disagreement. In addition, the Grand Jury had made recommendations which the District was to respond to as “implemented,” “not implemented,” or “will not implement.” She further clarified that the response to the Tale of a SERP was done in a way to demonstrate the district’s fiscal responsibility. She noted that some trustees had questions and or comments and addressed them on her report. She mentioned that the response was written by staff but was reviewed by legal counsel.

An area of discussion had to do with the specific requirements of the SERP that was offered to certificated staff. Trustee Nichols noted that she had asked if the criteria included full time services and she had received a “yes” response by the Assistant Superintendent. She recommended that the response by the district was that it “partially” agreed based on the fact that trustees had voted with the understanding that it was for full time employment.

Public comment:

Peter Nichols, community member, commented that the information that was not provided to the Board should not be considered confidential as they are salaries and those are not confidential. He suggested that savings for the District from that SERP should be verified.

Sylvia Previtali, community member, commented on the issuance of SERP to former superintendent, Dr. Mary Anne Mays, noting that it may be a blatant misuse of public funds as Dr. Mays was already retired when SERP was offered to her.

Board participated with comments.

Trustee Keegan moved to approve the response to the Grand Jury report with the formatting changes to the responses to the findings that are required and the addition of the statement that the criteria is the same as that offered to management and teachers to item #3. Trustee De Rose seconded the motion.

Trustee Nichols made a motion to amend trustee Keegan’s motion to include the following: In item #4, insert the word “partially” between the phrase “District Agrees,” and to insert the following sentence: “Prior to approving the resolution, the Board was told by the Associate Superintendent that service had to be full time.” Trustee Osmundson seconded the motion. The motion failed 2/4/1 (Keegan, De Rose, Wilson, Yahiro dissented; Turley absent.)

The Board voted on Trustee Keegan’s original motion and the motion passed 4/2/1 (Nichols, Osmundson dissented; Turley absent).

15.0 GOVERNING BOARD AND SUPERINTENDENT COMMENTS/REPORTS

Trustee Yahiro commented on the passing of Mr. Brian Odem.

Trustee Wilson commented on the AHS held homecoming parade.

Trustee De Rose commented on the success of back to school nights.

Dorma Baker thanked Cathy Stefanki for the presented data on testing and achievement as it showed a balance in being realistic and what still needs to happen.

16.0 UPCOMING BOARD MEETINGS/REMAINING BOARD MEETINGS FOR 2009

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.

Dorma Baker announced that the initial staff and community meeting to inform on the budget and to seek input was set for October 6 at Pajaro Middle School. There will be two other meetings happening as soon as possible; one in the northern part of the district and one more centrally located.

Trustee Wilson moved to approve the following meetings and add to the Board schedule:


- November 4 – Study Session on Budget
- December 2 – Study Session on Budget
- December 16 – Regular Meeting to approve Interim Report

Trustee Keegan seconded the motion. The motion passed 6/0/1 (Turley absent)

		Comment
October	<ul style="list-style-type: none"> ▪ 14 ▪ 28 	
November	<ul style="list-style-type: none"> ▪ 18 	
December	<ul style="list-style-type: none"> ▪ 9 Annual Organization Mtg. 	<ul style="list-style-type: none"> ▪ Approve 1st Interim Report

17.0 ADJOURNMENT

There being no further business to discuss, the meeting was adjourned at 9:38 pm.



Dorma Baker, Superintendent