

**SANTEE SCHOOL DISTRICT
REGULAR MEETING
OF THE BOARD OF EDUCATION**

October 7, 2008
MINUTES

Douglas E. Giles
Educational Resource Center
9619 Cuyamaca Street
Santee, California

A. OPENING PROCEDURES

1. Call to Order and Welcome
President Bartholomew called the meeting to order at 7:00 p.m. and read the District Mission Statement.
Members present:
 Dan Bartholomew, President
 Dianne El-Hajj, Vice President
 Dustin Burns, Clerk
 Barbara Ryan, Member
 Allen Carlisle, Member
Administration present:
 Dr. Lisbeth Johnson, Superintendent and Secretary to the Board
 Bill Clark, Assistant Superintendent, Business Services
 Emily Andrade, Assistant Superintendent, Educational Services
 Minnie Malin, Director, Human Resources
 Linda Vail, Executive Assistant and Recording Secretary
2. President Bartholomew invited Cameron Bleyle, Adriana Hastings, and Trevor Walker, Carlton Hills students, to lead the members, staff and audience in the Pledge of Allegiance.
3. Approval of Agenda
It was moved and seconded to approve the agenda.
Motion: El-Hajj Second: Burns Vote: 5-0

B. REPORTS AND PRESENTATIONS

1. Superintendent's Report
 - 1.1. Developer Fees Collection Report
 - 1.2. Use of Facilities Report
 - 1.3. Enrollment Report
 - 1.4. Schedule of Upcoming Events
 - 1.5. Scheduled Dates for Principal Meetings and Student Forums for 2008-09
 - 1.6. Introduction of New Security GuardBill Clark introduced Terry Stasch, our security guard who will be patrolling the District each weeknight from 3:00-11:00 p.m. The security guard is an outcome of the Facilities Committee's recommendations. Mr. Stasch is prepared to also monitor the cameras when that part of the security is in place. He will also be collecting the daily deposits from the schools which will reduce our bank charges. Board members welcomed Terry.
2. Spotlight on Caring Schools: Diane Pace's Garden Service Learning Project at Carlton Hills
Emily Andrade shared administration wished to spotlight the wonderful service learning garden project in Diane Pace's class at Carlton Hills School. Each year students in Mrs. Pace's class grow and harvest sweet peas. After harvesting the flowers, students cut them and place them in vases decorated with a raffia bow. The flowers are sold and the income from the sales is used to pay the garden expenses with the remainder being donated to a charity selected by the students. President Bartholomew presented students, Cameron Bleyle, Adriana Hastings, and Trevor Walker, Mrs. Pace, and Instructional Assistant Janet Brent, with certificates of appreciation for their service learning project.
3. Presentation of the Board's Initial Proposal to Modify Articles of the Current Collective Bargaining Agreement Between Santee School District and Santee Teachers Association (STA)
4. Presentation of Santee Teachers Association (STA) Initial Proposal to Modify Articles of the Current Collective Bargaining Agreement Between Santee School District and STA

5. Presentation of the Board's Initial Proposal to Modify Articles of the Current Collective Bargaining Agreement Between Santee School District and California School Employees Association (CSEA), Chapter 557
6. Presentation of California School Employees Association (CSEA), Chapter 557 Initial Proposal to Modify Articles of the Current Collective Bargaining Agreement Between Santee School District and CSEA

Minnie Malin reported the initial proposals to negotiate the current collective bargaining agreements. Public hearings will be held at the next Board meeting.

C. PUBLIC COMMUNICATION

President Bartholomew invited members of the audience to address the Board about any item not on the agenda. There were no public comments.

D. CONSENT ITEMS

Items listed under Consent are considered to be routine and are all acted on by the Board with one single motion. President Bartholomew invited comments from the public on any item listed under Consent. There were no public comments.

- 1.1. **Approval of Minutes**
- 2.1. **Approval/Ratification of Travel Requests**
- 2.2. **Approval/Ratification of Revolving Cash Report**
- 2.3. **Acceptance of Donations**
- 2.4. **Adoption of Proclamation for National School Lunch Week**
- 2.5. **Approval of Uniform Complaint Quarterly Report Required by the Williams Settlement**
- 2.6. **Approval of Quarterly Financial Disclosure, SB 564**
- 3.1. **Acceptance and Filing of the Costs of Issuance Statements for the Santee School District General Obligation Bonds, 2006 Election, Series B, Series C, and Series D**
- 3.2. **Approval of Revised Energy Performance Award for Modernized Schools and HERS Testing Consultant**
- 3.3. **Ratification/Approval of Performance Auditor Contract Services and Audit Reporting Services for the Independent Citizens' Oversight Committee Capital Improvement Program**
- 3.4. **Approval of Hazardous Materials Consultant Services with Western Environmental and Safety Technologies, Inc. (WEST)**
- 3.5. **CDE Plan Check Fees for all State Funded Projects and Supplemental DSA Fees for DSA Reviews for Supplemental Grants**
- 4.1. **Approval of Memorandum of Understanding with San Diego Youth and Community Services--Community Assessment Team for Project PEACE**
- 4.2. **Approval of Memorandum of Understanding with San Diego Youth and Community Services--Mentoring for Project PEACE**
- 4.3. **Approval of Memorandum of Agreement with Harmonium Incorporated to Provide Diversion Services for At-Risk Students**
- 4.4. **Approval of Appointment for Parent Members for the Community Advisory Committee, East County Special Education Region**
- 4.5. **Approval of Agreement with YMCA of East County for the After School Education and Safety (ASES) Grant**
- 4.6. **Approval of Readmission of Expelled Students**
- 4.7. **Adoption of Proclamation Endorsing Drug Awareness Week, October 23-31, 2008**
- 5.1. **Personnel, Regular**
- 5.2. **(Pulled for separate consideration.)**

It was moved and seconded to approve Consent Items, with the exception of Item D.5.2., which was pulled for separate consideration.

Motion: Burns Second: Ryan Vote: 5-0

- 5.2. **Approval of New Probationary Teachers** (Pulled by Member Burns for separate consideration.)

Member Burns asked Mrs. Malin to introduce the teachers recommended for probationary status. Mrs. Malin introduced those in attendance. Member Burns moved approval, sharing how proud he was that his

sister is one of the new probationary teachers and he did not need to abstain because he receives no financial benefit from her employment. Member Ryan also had a family member receiving probationary status and reported she receive no financial benefit. President Bartholomew congratulated the new probationary teachers.

Motion: Burns **Second:** Ryan **Vote:** 5-0

E. DISCUSSION AND/OR ACTION ITEMS

President Bartholomew invited comments from the public on any item listed under Discussion and/or Action. There were no comments from the public.

1.1. State Budget Update

Bill Clark presented a summary of the State Budget. He said it is reported to be the worst economic times in US history. Although the Governor signed the state budget, it is a very gloomy picture. The Governor secured a rainy day fund to offset future deficits. Categorical funding is flat. There are no improvements in flexibility. Multi-year projects show a zero cola next year. The District has not been as greatly impacted as some and continues to show a positive balance and a healthy reserve. This year is the transition year for growth in enrollment and the .68% COLA should offset the additional costs for 6 additional teachers hired this year due to this growth. There is talk about mid-year reductions because the revenue projection will not materialize. Administration's proposal is to not bring in the categorical adjustment so we do not have to cut in mid-year.

Member Ryan has received alerts that the State cannot borrow money and may run out of cash in November. There is a great potential for mid-year cuts. Bill Clark reported the District has already received the TRANS funds and will need it this year.

Dr. Johnson said the remainder of the financial report will come back on November 4th with the budget revisions for adoption and a list of program needs for this school year.

1.2. Change in SELPA Allocations

Dr. Johnson reported that she recently chaired a SELPA sub-committee to look at the SELPA AB 602 funding allocations. The Grossmont High School District was concerned that they were not receiving funding as it is computed in other SELPAs. It was reported that a number of years ago it was determined the elementary districts needed the funding more and Grossmont agreed at that time. The Superintendents are looking at equalization, regional programs, and re-benching special disabilities and possibly re-calculating those amounts. Santee stands to gain with the proposed re-allocation in AB 602 funding because it is below the AB 602 average base. The regional programs budgets are in line. However, we stand to lose approximately \$200,000 with the special disabilities funding. The County CBO created charts on formula options which were provided to the Board. Some districts wish to keep the formula the same and because of the budgetary issues at this time those districts would not have the money lose this allocation if we recalculated the formula for re-allocation. The East County SELPA Supt will be voting on this in November. If the philosophy is to bring everyone to the base funding, no money should be re-allocated from districts at this time. Santee will benefit from re-allocation of equalization funding because we are below the AB 602 base. Dr. Johnson will be advocating that Santee not have re-allocation of special disabilities funding, at least the first year. There has been concern express that 8.5% of Grossmont students are identified as special education, more than other high school districts and maybe there is over identification. Dr. Johnson would like to see a moratorium on the equalization funding until we are out of the state budget crisis but Santee has only 1 vote.

Dr. Johnson said regional programs in Santee break even and we do not want to subsidize another district's students when they come to our district for support. One Superintendent from the SELPA recommended pooling dollars to insure funding if there is a large influx of special needs students that come to a district. This is an anomaly and Dr. Johnson will vote against this approach for regional program funding.

In figuring the special disabilities funding, Santee has decreased in students with special disabilities. It was discussed that every year the SELPA should re-bench the number of students identified. Grossmont's count is increasing. Grossmont contends the elementary districts send the 8th graders to them identified with special disabilities but that contention is not confirmed. The SELPA could put in criteria for special disability students, basing funding on a percentage of student enrollment before this re-allocation is decided. Santee's current liability based on student numbers is approximately \$200,000.

Member El-Hajj asked if the Superintendents will vote on each issue separately. Dr. Johnson said yes. On October 16th the Superintendents will have discussions and make decisions about the way the funding is calculated now. In November, the Superintendents will vote. Grossmont is not interested in a "hold harmless" clause that pays over time and will probably contest that decision. There is law that says the money goes with the special disabilities students.

Member El-Hajj says we need to protect ourselves and join an alliance. Dr. Johnson believes that criteria need to be in place basing funding on a percentage of identified students. Member El-Hajj was perplexed at the high percentage of identified students in Grossmont. She asked if their students who had more than one disability might be counted twice. Dr. Johnson did not know about this.

Member Burns is concerned about losing the dollars right now in these difficult budgetary times. He believes we need to have the least financial impact possible and maybe as the State budget improves, discuss a better way to allocate funding. Dr. Johnson said if Grossmont has their way, all the elementary districts will lose money in one of these funding areas.

Member Bartholomew believes the equalization should occur. No one under the average should have to pay. Member Burns asked if Grossmont has thought about how taking funds away from the elementary districts will take away services to support them prior to entering high school. Member El-Hajj said Grossmont's identification seems to be a key issue.

Board Members agreed with the Superintendent's recommendations and directed her to proceed as per her analysis and recommendations to defray re-allocation during these budget times.

1.3. Board Policy Revisions Presentation

Dr. Johnson provided a report on the recommended revisions to Board Policies in category 0000, Concepts and Roles. Board members reviewed the recommended policy deletions and revisions. Member Ryan was concerned that Board Members would not have the opportunity to personally review all of the deletions, insertions, and revisions. Board Members are welcome to visit the District Office and review any or all of the revised policies. Dr. Johnson asked Board Members for direction on proceeding with the process of review of the remaining categories of revised policies. Board Members requested a chart, as was presented for the 0000 series but would like to have the chart prior to the Board meeting. Board Members will take the responsibility using the District website and GAMUT Online from CSBA to review policies being deleted or new CSBA policies being added. Board Members are also welcome to request to see a copy of the recommended revised policy. Dr. Johnson will bring another series of policies to the next Board meeting following the direction of the Board. Upon review, Board Members asked to remove the optional CSBA recommended policy on school based decision making.

1.4. Approval of Annual Appointment of Applicants to Board Advisory Committees and Formation of Special Education Board Advisory Committee

Dr. Johnson presented Administration's recommendation for Board Advisory Committee appointments from the applications received. Member Ryan believes applicants could possibly serve on more than one committee if they desired. Several applicants requested to serve on more than one committee and were recommended because most all of the committees meet on a monthly basis. Because all the vacancies were not filled, a second round of applications will be distributed.

Emily Andrade presented the recommended composition of the Special Education Advisory Committee. The committee, comprised of parents and staff, will meet monthly to discuss special education issues and work collaboratively to resolve concerns.

Member Carlisle mentioned there were two sets of spouses requesting to be on the committee. Mrs. Andrade is more concerned about not having representation from more of the schools. President Bartholomew believes in a situation where there are vacancies, both parents could be part of the committee. Member Burns suggested if both parents participate in the committee, the family would get only one vote. Board members believed that would be a good solution. Member Burns moved to approve the member appointment to the Board Advisory Committees and the Special Education Advisory Committee. Where there are more than one representative from a family on the Special Education Advisory Committee, each family would have one vote per family on committee recommendations.

Motion: Burns Second: Carlisle Vote: 5-0

2.1. Solar Project Update and Adoption of Resolution #0809-16, Authorizing the Execution of Lease Financing Documents in Connection with the Offering and Sale of Certificates of Participation Relating to the Solar Project

Bill Clark reported the District is in position for action on the Solar Project and is calendaring October 23rd for the lease financing, providing the conditions are met. John Tofflemire has met with each school site asking the staff and parents to review the placement designs and provide any input. The required percentage rate for successful financing has been recalculated from 5.15% to 6.2% because the District will be required to borrow less dollars after eliminating some items from the project.

Member Carlisle said there is now an 8 year extension on the federal tax credits, which relieves some of the pressure, although there is still time sensitive issues for rebates. Member Burns fully supports solar power but is still concerned with the long term borrowing. He does not support the cost and would be more comfortable if a prototype school was completed first.

Mr. Clark said the market is quite volatile but we are still within the parameters for successful financing. He would like to bring a project schedule to share with the Board demonstrating the completion in phases. Mr. Clark proposed the District Office as an exhibit site. Mr. Clark requested the Board adopt Resolution #0809-16 to approve the form and execution of lease financing documents in connection with the offering and sale of the COPs for the Solar Project. Member Carlisle moved to adopt Resolution #0809-16.

Motion: Carlisle Second: EL-Hajj Vote: 3-2 (Burns/Ryan no)

3.1. Architect Selection and Contract Approval for Phase 1 and 2 Work

Bill Clark introduced the Trittipio architect team, who was recommended to serve as the architect for the Capital Improvement Program/Modernization. He said their plan is thorough in detail in coming in to complete our projects. The team, consisting of Debi Vaughn-Cleff, Robert Webb, and Jim Chase, shared some of the highlights of their firm and experience they have in school construction. They specialize in K-12 education projects and believe they can provide what is expected by the Board. Having previous experience in transitioning architect services and they plan to develop a seamless transition, with as little disruption as possible. Trittipio also has had extensive experience working with Barnhart Inc. and experience with multiple growth projects such as ours. Ms. Vaughn-Cleff said it was important to have a project that would work for our Board. They have worked successfully on projects in many Districts, including Rancho Santa Fe, and welcome highly involved Boards. They will also assist the District to look for every dime they can find to help fund the modernization program.

Member El-Hajj asked if they believe the project costs they have presented are close at this time. Ms. Vaughn-Cleff said she believes, with the information the District provided, the numbers are very close.

Member Burns appreciated the opportunity to meet the architect team on October 6th. He believes communication is essential for this project and asked Trittipio staff to communicate with staff, especially if something is requested by the Board that will require additional costs so the Board will know.

President Bartholomew asked if the broad language of the Memorandum of Understanding (MOU) would provide the District protection against potential misunderstandings. Bill Clark said the MOU is interim for only 2 to 3 weeks to allow Trittipio to work out logistics and negotiate with our current consultants, and then move forward with an agreement which is designed to accommodate the lease-leaseback methodology. President Bartholomew asked if during that period of time with only a MOU, the District would be protected against undefined charges.

Mr. Garfield agreed with Mr. Bartholomew's concerns and said the MOU is designed to be in force for only a very short time. He said a "not-to-exceed" figure could be included in the MOU and the hours should be monitored to not allow unlimited hours. A defining of the work will be done while the MOU is in place. Mr. Garfield believes the risks are fairly minor if all parties have an understanding of what work will be done during that period of time.

Member El-Hajj asked if there was another way to limit the exposure and suggested an expiration date on the MOU. Member Burns would like a "not to exceed" amount and an expiration date included in the MOU. President Bartholomew would like a hard date for the term of the MOU which would also provide an incentive to get a contract in place.

Member Carlisle asked if there is an obligation under the MOU to enter into a long term contract. Mr. Garfield said no, the MOU does not compel the District to enter into a long term contract. Member Carlisle said, although he did not support the termination of the previous architect, he wants to make sure the District has a good agreement in place.

Debbie Vaughn-Cleff said it is in Trittipo's best interest to get a contract in place and signed as well and their staff will want to move forward as quickly as possible. Trittipo would be fine with a two week limit on the MOU. Mr. Garfield said a two week term would be a good timeline for the MOU. Mr. Clark would prefer three weeks to allow the architect firm and the District to work with the engineering firm.

Member El-Hajj moved to ratify the selection of Trittipo Architecture and Planning for modernization and execute the necessary documents, which includes a MOU that will expire at the end of the business day on October 28, 2008 and gave administration direction to move forward with a contract to return to the Board on November 4, 2008.

Motion: El-Hajj Second: Ryan Vote: 5-0

3.2. Joint Use Funds

Bill Clark presented the State School Facilities joint use grant fund received by the District and said it was exciting to see the funds begin to materialize. The funds are currently held in an account with the County Treasurer. Member Burns moved to accept the release of joint use grant funds from the State School Facilities Funding Program to support joint use projects in the amount of \$4,084,930.

Motion: Burns Second: El-Hajj Vote: 5-0

3.2. Utility Research and Supplemental Survey Work for Chet F. Harritt Ball Field and/or Addition

Bill Clark reported on the logistics for the lighting, electrical, and site placement for the relocation of the ball fields and the building addition at Chet F. Harritt. He requested Board approval for supplemental topographic survey work and utility location research so the work can proceed.

Member El-Hajj moved to approve the supplemental topographic survey work and utility location research for the continued design and completion of construction documents of the Chet F. Harritt ball fields and 2 story 10 classroom addition projects.

Motion: El-Hajj Second: Carlisle Vote: 5-0

4.1. Special Education Outcomes for 2008-09

Emily Andrade presented a draft letter to parents of special education students and a parent survey. The survey was developed at the direction of the Board. Board members provided input on the parent survey. Their input included concerns about questions in a format allowing parents to argue against the item. They suggested refraining from "do you think" or "is it your opinion that". Member El-Hajj said the questions were very comprehensive. Member Burns asked if there is a question that addresses the parents' concern about moving students from school to school. Mrs. Andrade shared that questions #13 addressed that concern.

Mrs. Andrade shared that administration will be visiting schools in North County next week looking at "learning resource center" models. Member Ryan moved to approve the letter and survey to be mailed home to all special education parents.

Motion: Ryan Second: Burns Vote: 5-0

5.1. Adoption of Resolution No. 0809-15 to Reduce the Work Hours of Identified Classified Employee

Minnie Malin presented administration's recommendation to adopt resolution No. 0809-15 to decrease the hours of a one-on-one Special Education Instructional Assistant per the student's current IEP. This IA serves a Lemon Grove student being served in Santee. Member Burns moved to adopt resolution No. 0809-15 to reduce the work hours of the identified classified employee.

Motion: Burns Second: Ryan Vote: 5-0

F. BOARD POLICIES AND BYLAWS

1. First Reading

1. Board Policy Annual Review:

BP 1312.1	Complaints Concerning District Employees
BP 4116	Probationary/Permanent Status
BP 4315.1	Competence in Evaluation of Teachers
BP 5117	Intradistrict Open Enrollment
BP 6145	Extracurricular and Cocurricular Activities

The listed Board Policies were presented to the Board for the required annual review. Member Ryan said BP 1312.1 Complaints Concerning District Employees does not say that a person can speak publically about an employee at a Board meeting, which was prohibited in the past. She asked administration to see if CSBA addresses this issue to determine if the policy needs to be revised. The policies will return for a second reading.

G. BOARD COMMUNICATION

Member Ryan thanked Linda Vail, Minnie Malin, Stephanie Pierce, and other District staff members who walked in the Shamu Walk for Children's Hospital for their support.

Member Burns visited Pepper Drive and Prospect Avenue Schools. He shares the principal at Prospect Avenue has informed the students about their student achievement and helped them to be a part of the success. A student approached him and was wearing a rubber bracelet that said "pride" and shared how proud she was of their API. Member Burns would like to purchase teal colored "pride" bracelets for all of the students at Prospect Avenue to support their excitement and success. Board members all agreed that would be great. Linda will work with Principal Cheryl Bowen to purchase bracelets for the students.

President Bartholomew asked Board members who would be attending the Chamber of Commerce Awards. All Board members will attend. Linda will reserve tables.

President Bartholomew said he believes it would be advantageous for the Board and Superintendent to have a collaborative strategy session in the near future. The Board has had to make many big decisions and, with consideration of each member's philosophical beliefs, sometimes they do not all agree. This is also a transition period with Dr. Johnson's announcement of retirement. He is open to suggestions on the content and asked Board members to send him any desired agenda topics. Member Burns believes that there will be a time that the Board will also need to meet with Executive Council during the transition period. The Board said they would meet with Dr. Johnson first and then have a meeting with Executive Council.

H. CLOSED SESSION

President Bartholomew announced that the Board would meet in closed session for:

- 1. Public Employee Discipline/Dismissal/Release (Govt. Code § 54957)**
- 2. Conference with Labor Negotiator (Govt. Code § 54956.8)**
Agency Negotiator: Minnie Malin, Director, Human Resources
Employee Organizations: Santee Teachers Association
California School Employees Association
Purpose: Negotiations
- 3. Evaluation of Public Employee**
Superintendent

The Board entered closed session at 10:15 p.m.

I. RECONVENE TO PUBLIC SESSION

The Board reconvened to public session at 11:10 p.m. No action was reported.

J. ADJOURNMENT

The October 7, 2008 regular meeting adjourned at 11:10 p.m.

