

METROPOLITAN EDUCATION DISTRICT
Board Meeting
April 12, 2006

MEETING MINUTES

REGULAR MEETING

The open session of the regular meeting of the Governing Board of the Metropolitan Education District was called to order by President Garcia at 6:00 p.m., Room 810 at the Central County Occupational Center, 760 Hillsdale Avenue, San Jose, CA 95136.

CALL TO ORDER

1. ROLL CALL

All Members present, except where noted.

Cynthia Chang, Los Gatos-Saratoga Union High School District
Ernie Dossa, Santa Clara Unified School District
Richard Garcia, San Jose Unified School District
Diane Gordon, Campbell Union High School District
Marsha Grilli, Milpitas Unified School District
Craig Mann, East Side Union High School District
Nicholas Valadao--CCOC Student Board Member - absent
Minerva Brand--MAEP Student Board Member - absent

2. DISCLOSURE OF "CLOSED SESSION" DISCUSSION ITEMS

3. ADJOURN TO CLOSED SESSION

Time: 6:02 p.m.; Closed Session adjourned at 7:00 p.m.

4. REGULAR MEETING (continued) _____ LOCATION

Regular session of the Board meeting reconvened at 7:02 p.m.

5. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Member Gordon

6. REPORT OF CLOSED SESSION ACTIONS

Cynthia Chang announced that during closed session the Board unanimously accepted the Superintendent's recommendation to hire the Director of Instruction and Accountability, Pamela Watson.

Superintendent Hallett commented that she comes with the background that we need and will bring a positive addition to our staff.

7. ADOPT AGENDA

Superintendent Hallett asked that item 14.2.1, Approve Authorization to Proceed for architectural services; approve Preliminary Facilities Assessment Report, be moved to "Special Order of Business", Item 9.

Motion to adopt agenda: Gordon, Second: Grilli, Vote: Unanimous

8. STUDENT BOARD MEMBERS' REPORTS

There were no student members present.

9. SPECIAL ORDER OF BUSINESS

14.2.1, Approve Authorization to proceed for architectural services; approve Preliminary Facilities Assessment Report"

Mark Bartos, CSS Architecture presented the preliminary facilities assessment report for Board approval.

Motion: That the Governing Board 1) approve the *Authorization to Proceed: Architectural and Project Management Services* for CSS Architects for preparation of the Preliminary Facilities Assessment Report and, 2) approve the Assessment Report as the Preliminary Facilities Master Plan for the CCOC campus, Grilli, Second Gordon, Vote Unanimous.

10. PUBLIC PRESENTATIONS & REPORTS

10.1 Public Comments

Cathy Jasper, President AFT (San Jose Federation of Teachers) presented to the Board regarding settlement of the district contract. She compared East Side's settlement of 3.85% against our district's offer of 3%. She noted that in past years the district has given the amount of COLA or more and that is not the case this year. She mentioned, too, that MAEP needs to attract young and bright teachers and that under the current salary structure, this is difficult to do. She introduced Lisa Munoz, an MAEP teacher, who described her working schedule which is very demanding and leaves no time for extra-curricular activities.

11.0 APPROVAL OF MINUTES

11.1 Action Item: Approval of Minutes of Regular Board Meeting, March 8, 2006.

Motion to approve minutes: Gordon, Second Grilli, Vote Unanimous.

12.0 CONSENT CALENDAR

Item 12.3.4, 2006-2007, Draft School Calendar, was pulled from the consent calendar by Superintendent Hallett and Item 12.3.1 Community Classroom Agreements was pulled from the consent calendar by Richard Garcia for discussion.

Motion to approve the revised consent calendar items: 12.1.1 through 12.2.6 and 12.3.2 through 12.3.3 Dossa, Second Gordon, Vote Unanimous.

Discussion of pulled consent items:

12.3.4 Action Item: 2006-07 Draft School Calendar

Superintendent Hallett asked that the Board consider changing the MAEP date of August 30 to August 28 as the MAEP Back to School. Member Garcia asked if our calendar was compatible with other district calendars. Superintendent Hallett said that we work with districts when planning our calendar; sometimes it is difficult to line up holidays and testing dates. We often lose ADA when the calendars cannot match.

Motion to approve School Calendar as revised: Grilli, Second: Garcia, Vote: unanimous.

12.3.1 Action Item: Community Classroom Agreements

Member Garcia asked about the number of agreements that we have and do we have enough for all of our students? Director Fox commented that we often stockpile the agreements as they are difficult to get and as of now, we have enough to cover our students. Garcia also asked why only one contract was included in the Board packet when there were 5 contracts being approved. Superintendent Hallett replied that the contract for each agreement is the same, just the name is changed.

Motion to approve the community classroom agreements: Garcia, Second: Grilli, Vote: unanimous.

Consent items approved:

Approved March Board Warrant Approval List

Authorized to file amended Extreme Hardship Funding for transformer replacement project

Approved agreement for environmental consulting and management services for the CCOC building 700 reconfiguration project

Approved Amended Budget Development Guidelines for 2006-07 Budget

Approved lowest responsive bid for replacement of seven transformers on the MetroED Hillsdale Avenue Campus

Approved \$524,700 construction contract with Dynalectric for replacement of CCOC transformers

Approved New Administrative Job Description: Assistant Superintendent, Business & Operations

Approved New Administrative Job Description: Facilities Manager
Approved Revised CSEA Job Descriptions: Site Registrar and Program Registrar
Classified Personnel
Certificated Personnel
Administrative Personnel

12.3.1 Action Item: Community Classroom Agreements – **Removed from Consent for discussion.**

Personal Interest Classes

Williams Uniform Complaint Procedures Report

12.3.4 Action Item: 2006-07 Draft School Calendar -- **Removed from Consent for revision of calendar date.**

13.0 INFORMATION ITEMS

13.0.1 Information Item: P2 Attendance Update and Annual Projections

CBO Paul Hay presented the P2 attendance update and annual projections.

14.0 ACTION ITEMS AND REPORTS

14.0.1 Action Item: 2005-2006 District Goals Final Progress Report

Superintendent Hallett noted that Jan Dreier has put together a report of our 2005-06 Goals final report which we bring to the Board at this time of year. The mid-term report was presented to the Board in January. The 2006-07 Goals will be brought to the Board in May or June. The Cabinet has worked to include additional measurements and accountability measures into our new goals.

Jan Dreier presented highlights of the 2005-2006 District Goals final progress report.

Motion: That the Governing Board approve the 2005-06 District Goals Final Progress Report and authorize the Superintendent to take any necessary actions Grilli, Second Gordon, Vote unanimous.

14.1 BOARD AND ADMINISTRATIVE FUNCTIONS

14.1.1 Action Item: Second Reading: Adopt Board Policies 5000's
Students

Gordon asked for discussion of AR 5111.1, Residency Criteria #5, "High school students and adults who reside within the six participating school districts that comprise the Metropolitan Education Joint Powers Agency are eligible for admission to Central County Occupational Center (CCOC). High school juniors and seniors have priority enrollment in daytime classes offered at CCOC." Diane asked if the intent was to include students who reside within the districts or those who attend the district schools. Superintendent Hallett said the intent is to limit attendance to those students living within the attendance areas of the six districts.

Member Chang asked about inter-district transfers; do we want to disallow these students from attending. Superintendent Hallett suggested that perhaps we need to re-write BP 5111 and AR 5111.1, Criteria #5.

Motion: That the Governing Board adopt the revised Governing Board Policies series 5000's regarding students except for BP 5111 and AR 5111.1, Residency Criteria #5: Dossa, Second Garcia, Vote unanimous.

14.1.2 Action Item: Second Reading: Adopt Board Policies 1000's
William Uniform Complaint Procedures

Garcia said that he could not discern which parts of the Board Policy had been revised, so he was unable to approve the second reading. All Members agreed that the policy need to be brought back to the next meeting with the changed policy areas indicated.

14.1.3 Action Item: Adopt Resolution #8-04-12-06, California Day of the Teacher

Motion: That the Governing Board adopt Resolution #08-04-12-06 and proclaim May 10, 2006 as California Day of the Teacher. Roll Call: Mann, aye; Dossa, aye; Grilli, aye; Gordon, aye; Garcia, aye; Chang, aye. Vote: 5 aye, 0 no; 0 abstentions; 0 absent.

14.2 BUSINESS AND FINANCIAL FUNCTIONS

14.2.1 Action Item: Approve Authorization to Proceed for architectural services; Approve Preliminary Facilities Assessment Report This item was moved to "Special Order of Business", agenda item #9.

14.2.2 Action Item: Capitol High School funding model; authorization to form a Charter School Study Committee for Capitol High School

Motion: That the Governing Board authorize the Superintendent to: 1) Renegotiate with the JPA participating districts the Capitol High School funding model such that the program recovers all its costs, including indirect costs, and; 2) Appoint a study committee to evaluate the possibility and ~~impacts of converting~~ **option of funding** Capitol High School to a Charter School Garcia, Second: Grilli, Vote: unanimous.

Discussion: Superintendent Hallett noted that Capitol High School is an excellent program and we need to find an alternative way to fund it. One of the options to look at, as recommended by the Budget Advisory Committee, is the charter school option. This is a charter school within our six districts, not from without.

Member Garcia said that he would like us to look at other options; the other districts could consider increasing their attendance. Member Garcia said that he will not be supporting the charter school option.

Member Chang asked about the timeline. CBO Paul Hay responded that the hope is to finalize by December 2006 so that the new funding model would begin in the 2007-08 school year.

Member Garcia asked who would be on the committee to evaluate the Charter School option. Superintendent Hallett said that each of the six JPA districts need to be represented and others, if necessary, to be determined.

Member Gordon said she agreed that the charter school impact needed to be studied, and also other options investigated.

14.2.3 Action Item: Monthly Budget Update

Motion: That the Governing Board approve the budget changes included in the Monthly Budget Update for the period ended 3/31/06 Garcia, Second Dossa, Vote unanimous.

14.2.4 Action Item: Ratify final Settlement Agreement and Mutual Release regarding a rent dispute with Capitol Auto Mall, LLC

Motion: That the Governing Board ratify the Settlement Agreement and Mutual Release between the Metropolitan Education District and Capital Auto Mall LLC Grilli, Second Dossa, Vote 5 aye, 1 no (Garcia).

Discussion:

CBO, Paul Hay said that this is a complicated issue and has been going on for several years. There has been a legal dispute over what was to be considered as rent payments. We agreed to settle the dispute for \$200,000. A portion of this will go to pay the legal fees and the remainder will be to establish an endowment fund for student organizational expenses.

Member Garcia: On legal issues I would like to have a discussion in closed session with an attorney present. I feel uncomfortable approving the amendment without legal counsel. Superintendent Hallett said that the issue was originally brought to closed session. This was written by our attorney and having attorneys in closed session becomes expensive for the district.

Member Dossa said that this has been going on too long. I believe that they owe us more money, but it is time to end the dispute; we need to go on.

Member Mann said that he agreed that we should have an attorney's opinion, but that he would agree with his colleague, Dossa that we need to move forward.

Member Grilli said that she was comfortable with moving on.

CBO Hay said that the changes to the document are noted on the Board documents; these do not change the basic tenants of the agreement, just provides more elasticity.

Superintendent Hallett commented that he would like the Board to approve the amendment as it is.

CBO Hay asked if the Board would like to have a letter from the attorney; Hay agreed to do this.

Member Gordon asked if the endowment ought to include funding students in programs such as Law Enforcement, who may not be able to afford the cost of the uniform.

Member Chang asked if earmark these funds for competitions are we limiting ourselves so that if other needs surface can we fulfill them.

Director Fox said that there is a fund at CCOC that is used for items such as purchasing uniforms for needy students, and it currently has a balance of about \$1600.

CBO Hay said that in the past regional competitions have been funded by special fund raising events which have not always covered the costs. The District wants to support these activities, which is why the endowment fund was established. If at some time we have additional needs, we can re-write the procedure.

14.2. Action Item: Adopt Resolution #09-04-12-06 establishing an Endowment investment to support student participation in regional and national competitions

Motion: That the Governing Board adopt Resolution #09-04-12-06 establishing an endowment investment to support participation by Central County Occupational Center (CCOC) students in regional and national vocational competitions. Roll call: Chang, yes; Garcia, yes; Gordon, yes; Grilli, yes; Dossa, yes; Mann, yes. Yes votes: 6; no votes 0; abstentions 0; absences 0.

14.3 PERSONNEL FUNCTIONS

14.4 INSTRUCTIONAL AND STUDENT FUNCTIONS

15.0 EXECUTIVE REPORT/ADMINISTRATIVE REPORTS

Assistant Superintendent Jan Dreier reported to the Board on departmental items of significance:

- Awards from the CCOC Robotics competitions and Skills USA medals were displayed and passed to Members to view.
- The Members were presented with an invitation to attend the MAEP Achievement Recognition Ceremony on May 3 in the auditorium

- Middle school students, organized by Rotary, visited CCOC and wrote thank you letters; samples were given to Members.

Superintendent Tim Hallett reported significant information to the Governing Board on topics not on the agenda:

- On April 27, 8:15, at CCOC Leslie Bar-Ness from the Governor’s SF District Office will be touring the campus. We are hoping that this will be a visit that will encourage the Governor to visit at a later time. Members are invited to attend – come to the Superintendent’s Office.
- CCOC has been holding a letter writing campaign to Maria Shriver. The letters will be sent to her with an invitation to visit CCOC.
- Tim referred to an excellent article “Dropout Nation” from *Time Magazine*, April 17, 2006 and highly encouraged the Board to read the article.

16.0 BOARD COMMENTS

Member Garcia: Referred to a conversation that he had with Bill Erlandsen, San Jose Unified School District regarding a project with the Irvine and Melinda & Bill Gates foundations that would integrate A-G credits into Career Technical Education. Mr. Garcia said that he was excited about the project and that something like this would get the community to recognize the value of CCOC.

Member Grilli thanked Superintendent Hallett and CBO Paul Hay for attending and presenting to the Milpitas Board at their last meeting.

Member Gordon thanked Superintendent Hallett for attending their Board meeting last month. She said that was the evening the telescope was unveiled, and when the weather begins to cooperate, the students would be able to get better use.

17.0 Advanced Planning

MAEP Achievement Recognition Ceremony, May 3, 2006, CCOC Auditorium	6:00 pm
CCOC Car Show, May 12, 2006, CCOC parking lot	5:00 pm
CCOC Awards Ceremony, May 19, 2006 CCOC back lawn area	6:00 pm
MAEP Graduation, June 13, 2006 CCOC back lawn area	6:30 pm

18.0 Other Meetings

Regular Meeting, May 10, 2006	Closed Session	6:00 pm
	Open Session	7:00 pm
Instructional Council, April 5, 2006, RM 406		4:00 pm
Budget Advisory Committee, April 25, 2006, RM 406		4:00 pm

19.0 ADJOURNMENT

President Chang adjourned the meeting at 8:55 p.m.

Marsha Grilli, Clerk/date