La Mesa-Spring Valley School District

Board of Education

February 15, 2011

Our Purpose

To Inspire Learning and Respect

Our Vision

La Mesa-Spring Valley School District is a community of life-long learners who engage in continuous improvement and contribute positively to a global society, within a safe learning environment

4750 Date Avenue
La Mesa, California 91941-5293
Phone: (619) 668-5700
FAX: (619) 668-4619

AGENDA
BOARD OF EDUCATION MEETING
LA MESA-SPRING VALLEY SCHOOL DISTRICT
REGULAR SESSION: Tuesday, February 15, 2011 - 7:00 P.M.
PLACE: Education Service Center, 4750 Date Avenue, La Mesa, CA

OPENING PROCEDURE

1. Call to Order
2. Pledge of Allegiance
3. Establishment of Quorum

MINUTES OF PREVIOUS MEETINGS — Action

1. February 1, 2011 (special)
2. February 1, 2011 (regular)

COMMUNICATIONS

APPROVAL OF AGENDA — Action

HEARING

1. Public Hearing – General Matters Regarding Education

REPORTS OF OFFICERS OF THE BOARD

1. Board Discussion regarding Definition of District Core Program — Information

HEARING (cont.)

2. Public Hearing – Matters Regarding the District Core Program

NEW BUSINESS

BUSINESS SERVICES

1. Approval of District Core Program — Action

SUPERINTENDENT

1. Approval of Reimbursement Agreement between the San Diego County Superintendent of Schools and La Mesa-Spring Valley School District to Fund Excess Costs for Mental Health Services — Action

2. Election of Representatives to the California School Boards Association Delegate Assembly, Region 17 — Action

BUSINESS SERVICES (cont.)

2.	Consent Calendar*	Action
	a. Ratification of Purchase Orders, Warrants, and Revolving Cash Fund Reimbursements	
	b. Award of Bid to Restore Roof at La Mesa-Spring Valley School District's Operations Center	
	c. Award of Bid for Special Education Play Area at Fletcher Hills Elementary School	
	d. Award of Contract for Purchase, Installation, and Maintenance of a Website and Community/Content Management System	
	e. Termination of Resident Security Agreement	
	f. Acceptance of SB 564 Financial Disclosure	

LEARNING SUPPORT

1.	Authorization to Conduct Student Excursion – Spring Valley Middle School Choir (Disneyland)	Action
2.	Authorization to Conduct Student Excursion – Spring Valley Middle School Band (San Diego State University)	Action

HUMAN RESOURCES RECOMMENDATIONS

1.	Standard Human Resources Recommendations	Action
2.	Resolution 10-11-22, Elimination and/or Reduction of Classified Positions	Roll Call Vote

ANNOUNCEMENTS, REPORTS, COMMUNICATIONS FROM THE BOARD

RECESS

CLOSED SESSION (Government Code 54957)

1. Negotiations Update – LMSV Teachers Association (GC 54957)

2. Negotiations Update – California School Employees Association (CSEA), Chapter 419 (GC 54957)

3. Negotiations Update – Administrators Association and Other Unrepresented Bargaining Groups (GC 54957)

4. Public Employee Discipline/Dismissal/Release (GC 54954.5)

ADJOURNMENT

* Items may be removed from the Consent Calendar for separate action.

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's Governing Board, please contact the office of the District Superintendent at 619-668-5700. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.

In compliance with Government Code Section 54957.5, non-exempt writings that are distributed to a majority or all of the Board of Education in advance of their meetings may be viewed at the Education Service Center located at 4750 Date Avenue, La Mesa, California 91941. In addition, if you would like a copy of any record related to an item on the agenda, please contact Barbara Martinez, Board Recording Secretary, at 619-668-5700, Ext. 6383 or e-mail: barbara.martinez@lmsvsd.k12.ca.us

Board of Education agendas and minutes are, by law, public documents. Please note the La Mesa-Spring Valley School District posts Board agendas and minutes on the Internet.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Brian Marshall**
Superintendent

ITEM NUMBER: **H-1 Public Hearing**
General Matters Regarding Education

A hearing session will be announced for anyone who wishes to address the Board on any topic relating to public education.

Each speaker who wishes to address the Board must complete a *Request to be Heard* card (located on the table near the entrance) and submit it to the President of the Board of Education or the Recorder prior to the opening of the meeting. Speakers shall be allotted no more than three (3) minutes each for their remarks. A yellow card will be shown when the speaker has one minute remaining and a red card when time is up.

Please note that Government Code 54952.2 prohibits the Board from taking action or discussing anything that is not on this agenda. Therefore, the Board will not be able to comment on any topic that is not on this evening's agenda.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **R-1 Reports of Officers of the Board**
Board Discussion regarding Definition of District Core Program

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At a special study session regarding the budget on February 1, 2011, the Board reviewed a proposed core program and took public input. The components of the proposed core program are listed below:

Elementary School

1. Class size in grades K- 3 at the legal maximum*
2. Grade configuration for elementary school to be kindergarten -6th grade (preschool-6th grade at elementary schools currently hosting preschool)
3. School Principal
4. 80% Principal at non-Title I schools with projected enrollment less than 600 students (SWS, NOR, LOMA, MAA)
5. 8-hour School Office Manager
6. 80% Office Manager non-Title I schools with projected enrollment less than 600 students (SWS, NOR, LOMA, MAA)*
7. 5-hour Health Technician (office health support)*
8. Reconfigure school library structure for savings*

Middle School

9. School Principal
10. Grade configuration of 7-8
11. 8-hour School Office Manager
12. 6-hour Health Technician*
13. 4-hour Library Media Technician*
14. 1 Counselor
15. 1 Counseling Office Support (Office Assistant II)

Maintenance, Operations & Facilities

16. Grounds maintenance down to a minimal rotation for a 36% savings*
17. Maintenance focus on safety, instructional necessity, critical repairs for a 23% savings*
18. Custodial services reduced for a 35% savings*

Transportation & Warehousing

19. Eliminate all non-mandated elementary transportation*
20. Reorganize warehouse for a 50% savings*

Child Nutrition Services & Extended School Services

21. Maximize direct charge to Child Nutrition and Extended School Services Departments for savings to general fund
22. Reorganize Extended School Services service model for a 10% savings*
23. Move accounting functions of Extended School Services to Fiscal Services for greater efficiency and cost savings of 35%*

Education Service Center

24. Lease space at Education Service Center Building
25. Restructure/Combine Information Systems and Instructional Technology Media Services Departments into one department for greater efficiency and cost savings of 10%*
26. Restructure Purchasing and Print Shop for greater efficiency and a cost savings of 30%*
27. Restructure Assistant Superintendents
28. Reduce non-mandated testing and support staff

Other Program and Considerations

29. Investigate Home School Program for greater efficiency and cost savings, including the potential of an Independent Study Charter School*
30. Investigate health insurance options (to be done by the District Insurance Committee)*
31. Investigate formation of a kindergarten - 8th grade school at the current sites of Kempton Elementary and La Presa Middle Schools (18-month timeline)

*subject to bargaining

Brian Marshall, Superintendent; and David Yoshihara, Assistant Superintendent, Business Services, will present the definition of the District core program and respond to clarifying questions.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Brian Marshall**
Superintendent

ITEM NUMBER: **H-2 Public Hearing**
Matters Regarding District Core Program

A hearing session will be announced for anyone who wishes to address the Board regarding the District Core Program.

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La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-1 New Business**
Approval of District Core Program

At a special study session regarding the budget on February 1, 2011, the Board reviewed a proposed core program and took public input. The components of the proposed core program are listed below:

Elementary School

1. Class size in grades K- 3 at the legal maximum*
2. Grade configuration for elementary school to be kindergarten -6th grade (preschool-6th grade at elementary schools currently hosting preschool)
3. School Principal
4. 80% Principal at non-Title I schools with projected enrollment less than 600 students (SWS, NOR, LOMA, MAA)
5. 8-hour School Office Manager
6. 80% Office Manager non-Title I schools with projected enrollment less than 600 students (SWS, NOR, LOMA, MAA)*
7. 5-hour Health Technician (office health support)*
8. Reconfigure school library structure for savings*

Middle School

9. School Principal
10. Grade configuration of 7-8
11. 8-hour School Office Manager
12. 6-hour Health Technician*
13. 4-hour Library Media Technician*
14. 1 Counselor
15. 1 Counseling Office Support (Office Assistant II)

Maintenance, Operations & Facilities

16. Grounds maintenance down to a minimal rotation for a 36% savings*
17. Maintenance focus on safety, instructional necessity, critical repairs for a 23% savings*
18. Custodial services reduced for a 35% savings*

Transportation & Warehousing

19. Eliminate all non-mandated elementary transportation*
20. Reorganize warehouse for a 50% savings*

Child Nutrition Services & Extended School Services

21. Maximize direct charge to Child Nutrition and Extended School Services Departments for savings to general fund
22. Reorganize Extended School Services service model for a 10% savings*
23. Move accounting functions of Extended School Services to Fiscal Services for greater efficiency and cost savings of 35%*

Education Service Center

24. Lease space at Education Service Center Building
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26. Restructure Purchasing and Print Shop for greater efficiency and a cost savings of 30%*
27. Restructure Assistant Superintendents
28. Reduce non-mandated testing and support staff

Other Program and Considerations

29. Investigate Home School Program for greater efficiency and cost savings, including the potential of an Independent Study Charter School*
30. Investigate health insurance options (to be done by the District Insurance Committee)*
31. Investigate formation of a kindergarten - 8th grade school at the current sites of Kempton Elementary and La Presa Middle Schools (18-month timeline)

*subject to bargaining

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board take any action deemed appropriate.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Brian Marshall**
Superintendent

ITEM NUMBER: **S-1 New Business**

Authorization to Enter into Reimbursement Agreement between the San Diego County Superintendent of Schools and La Mesa-Spring Valley School District to Fund Excess Costs for Mental Health Services

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On October 8, 2010, Governor Schwarzenegger unilaterally eliminated $133 million to fund mental health services to students with disabilities who require them pursuant to their Individual Education Programs (IEPs). Additionally, he eliminated $70 million in funding to the Department of Social Services for the room and board cost for these students who require placements in residential treatment facilities (RTC). Although the Governor suspended the AB 3632 mandate for County Mental Health to provide these services, federal IDEA law still mandates that all services pursuant to students' IEPs be implemented by the LEA.

While there are ongoing legal challenges to the Governor's action, it is necessary that these vital services to some of our most fragile students continue uninterrupted. To that end, each of the 42 school districts in San Diego County are being asked to approve a Reimbursement Agreement to fund the excess costs associated with the continuation of therapeutic services from October 8, 2010 to June 30, 2011, and for the room and board costs for district students in RTC placements from October 8, 2010 to February 28, 2011 through an auditor transfer of funds at the San Diego County Office of Education.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board authorize staff to enter into the attached Reimbursement Agreement between the San Diego County Superintendent of Schools and the La Mesa-Spring Valley School District to fund excess costs for mental health services pursuant to AB 3632 for District students who require these services outlined on their Individual Education Program (IEP).

1011661

REIMBURSEMENT AGREEMENT BETWEEN
LA MESA-SPRING VALLEY SCHOOL DISTRICT AND
THE SAN DIEGO COUNTY SUPERINTENDENT OF SCHOOLS

This Reimbursement Agreement ("Agreement") is made and entered into between the La Mesa-Spring Valley School District ("School District") and the San Diego County Superintendent of Schools ("SDCOE"), together with School District ("Parties").

WHEREAS, Government Code sections 7570 *et seq.* (also known as "AB 3632") shifts the state's obligation to counties and their county mental health agencies to provide an array of educationally-related mental health services, required by students with disabilities as determined by an individualized education program ("IEP");

WHEREAS, the State Legislature, in the Budget Act, provides federal Individuals with Disabilities Education Act ("IDEA") local assistance funding for the provision of educationally-related mental health services that are provided to students with disabilities as determined by an IEP pursuant to AB 3632 by transmitting the funds to county offices of education;

WHEREAS, in previous fiscal years the state has also provided General Fund support directly to the counties to provide an array of educationally-related mental health services to students with disabilities pursuant to an IEP;

WHEREAS, on October 8, 2010, the Governor of the State of California vetoed all state funding for educationally-related mental health services provided pursuant to AB 3632 and unilaterally declared the mandate on county mental health agencies to provide these services suspended;

WHEREAS, the Governor's authority to suspend the mandate on county mental health agencies to provide AB 3632 services is currently in dispute;

WHEREAS, the Legislature failed to appropriate state funds in the approximate amount of $70 million required by Welfare and Institutions Code section 18355 necessary to pay counties for the room and board costs for seriously emotionally disturbed students;

WHEREAS, on October 29, 2010, the State Superintendent of Public Instruction ("SPI") announced that the California Department of Education ("CDE") will continue to allocate $76 million in available federal IDEA funds to maintain essential mental health services for students with disabilities despite the Governor's unilateral suspension of mental health services for eligible students and his line-item veto of $133 million in mandate reimbursement for services provided by county mental health agencies;

WHEREAS, the SPI stated that the $76 million to be disbursed by the CDE will ensure mental health services that are included within a student's IEP, pursuant to the IDEA, are appropriately provided during the 2010-2011 fiscal year by county mental health agencies consistent with current statute;

WHEREAS, the federal IDEA funds are insufficient to entirely fund the AB 3632 services for the 2010-2011 fiscal year;

WHEREAS, SDCOE will be entering into a memorandum of understanding (which is sometimes referred to herein as the "Additional Cost MOU") with the County of San Diego Health and Human Services Agency Behavioral Health Division ("CMH") to: (1) facilitate the transfer of the federal IDEA funds from SDCOE to CMH which shall be used exclusively for the purpose of funding mental health services identified within an IEP, and for which expenses have been or will be incurred in fiscal year 2010-2011; and (2) to ensure the continuity of the provision of AB 3632 educationally-related mental health services to students with disabilities within the 42 San Diego County school districts; and

WHEREAS, the Parties have collaborated and enter into this Agreement for the purpose of facilitating and ensuring the continuity of the provision of AB 3632 educationally-related mental health services to students with disabilities within the School District who receive such services as part of their IEPs, unless and until further direction is provided by a court of competent jurisdiction, the Legislature or the Governor regarding the responsibility for the provision and funding for educationally-related mental health services.

NOW, THEREFORE, it is agreed as follows:

1. **AB 3632 Services.**

   a. SDCOE, on behalf of the 42 San Diego County school districts and through the Additional Cost MOU, agrees to reimburse CMH for the provision of AB 3632 educationally-related mental health services for eligible students, which may include, but are not limited to the following: attending IEP meetings, assessments, individual therapy, group therapy, collateral services, case management, medication management, intensive day treatment, day rehabilitation, residential placement, and any other mental health services (excluding room and board costs which are discussed in paragraph 2 below) ("AB 3632 Services") rendered from October 8, 2010 to June 30, 2011, that exceed the amount of federal funds allocated under the IDEA and distributed by CDE to SDCOE for AB 3632 Services, minus any funding and/or reimbursements CMH receives for AB 3632 Services. This amount shall be referred to as the "Additional Costs." The estimated Additional Costs for the School District range from $126,511 to $151,813, as described in Attachment A. This amount shall be referred to as the "School District's Additional Cost."

   b. SDCOE shall process an auditor's transfer to charge the School District for its portion of the Additional Costs paid to CMH by SDCOE (the School District's Additional Cost) pursuant to paragraph 1.a. above, for AB 3632 Services rendered by CMH to students residing within the School District's jurisdiction or for which they have responsibility for providing special education and related services under the IDEA and related state law upon receiving the accounting of expenditures provided by CMH to SDCOE and the School District pursuant to the Additional Cost MOU. The School District must verify the School District's Additional Cost within 20 days of receipt of the aforementioned accounting of expenditures at which time SDCOE will process the auditor's transfer for those charges. As

explained below, CMH will provide this accounting of expenditures two times for the 2010-2011 fiscal year and this information will reflect the costs of services, the amount and payment source of any offsets and the net cost for the reimbursement.

i. The first accounting of expenditures will cover the period of July 1, 2010 through October 31, 2010, and will be provided on or before January 14, 2011 by CMH to SDCOE and School District. The second accounting of expenditures will cover the period of November 1, 2010 through June 30, 2011, and will be provided on or before August 12, 2011 to SDCOE and School District.

ii. The accounting records will include for each student the following data: the school district of residence, as provided most recently in writing by the School District; the Service Function Code ("SFC") only of the services provided pursuant to Government Code section 7570 *et seq.*; the units of service; and the cost per unit. The student's name, date of birth, provider name, date of service, unit/minutes/mode, estimated cost per unit, and SFC in sufficient detail to enable SDCOE and School District to establish a link between the services claimed and the individual student's IEP. CMH will also provide SDCOE and the School District with invoices that reconcile with the figures on the accounting records at the same time the accounting of expenditures is provided to SDCOE, as described above.

c. As contemplated in Section C of the Additional Cost MOU, if the School District's Additional Cost exceeds the range described paragraph 1.a. above and Attachment A due to projected Medi-cal units not being realized for students already verified by the SDCOE and School District pursuant to paragraph 1.b. above, SDCOE shall process an auditor's transfer to charge the School District for its costs above this range upon receiving an invoice and report from CMH. CMH may issue this invoice and report as early as December 31, 2012, but by no later than June 30, 2014, thus SDCOE must process the auditor's transfer by no later than 5:00 p.m. on August 1, 2014. In that event, the School District shall reimburse SDCOE for that amount within 20 days of the School District's verification of the auditor's transfer. In the event the School District receives this documentation after 5:00 p.m. on August 1, 2014, the School District will have no obligation to reimburse SDCOE for any Additional Costs in excess of the range described in paragraph 1.a. above and Attachment A. The Parties understand and agree that any costs that exceed the School District's Additional Cost due to a student not being verified pursuant to paragraph 1.b. above is not the responsibility of the School District.

2. **Room and Board Costs.**

a. SDCOE, on behalf of the School District, agrees to reimburse CMH for the room and board costs for eligible students with disabilities from October 8, 2010 through and including February 28, 2011 ("R&B Costs"), subject to verification.

R&B Costs are limited to the costs of food, shelter, daily supervision, and liability insurance with respect to a student. The projected estimated cost for the School District's R&B Costs is $68,870 as described in Attachment A. CMH will issue to SDCOE and the School District an invoice and report for the R&B Costs, which it will issue no later than May 31, 2011.

b. By June 30, 2011, SDCOE shall process an auditor's transfer to charge the School District for the R&B Costs pertaining to the students whom reside within their jurisdiction or for which they have responsibility for providing special education and related services under the IDEA and related state law. The School District must verify these R&B Costs within 20 days of receipt of the aforementioned invoice and report at which time SDCOE will process the auditor's transfer for these R&B Costs.

c. Beginning on March 1, 2011, the School District will be responsible for contracting with residential treatment facilities for R&B Costs pertaining to students whom reside within their jurisdiction or for which they have responsibility for providing special education and related services under the IDEA and related state law.

3. **Miscellaneous.**

a. **Termination.** Should a court of competent jurisdiction, the Legislature, or the Governor determine that the State Department of Mental Health and its local county mental health agencies are responsible for providing AB 3632 Services, this Agreement shall be null and void and SDCOE's obligation to reimburse CMH for the Additional Costs and R&B Costs shall terminate on the same date that it is determined that the State Department of Mental Health and its local county mental health agencies are responsible for providing AB 3632 Services. In such an event, CMH will immediately stop invoicing SDCOE for the Additional Costs and R&B Costs, and CMH shall reimburse SDCOE for such costs within 60 days of this event. Within 20 days from the date SDCOE receives these funds from CMH, SDCOE shall reimburse the School District for all costs School District has paid to SDCOE for the provision of AB 3632 educationally-related mental health services for eligible students prior to the effective date of such termination.

b. **Effective Date.** This Agreement shall not be effective unless and until both of the Parties execute this Agreement and their respective Governing Boards approve or ratify this Agreement.

c. **Indemnification.** SDCOE and the School District shall each defend, hold harmless and indemnify the other party, its governing board, officers, administrators, agents, employees, independent contractors, subcontractors, consultants, and other representatives from and against any and all liabilities, claims, demands, costs, losses, damages, or expenses, including reasonable attorneys' fees and costs, and including but not limited to consequential damages,

loss of use, extra expense, cost of facilities, death, sickness, or injury to any person(s) or damage to any property, from any cause whatsoever arising from or connected with its service hereunder, that arise out of or result from, in whole or in part, the negligent, wrongful or willful acts or omissions of the indemnifying party, its employees, agents, subcontractors, independent contractors, consultants, or other representatives.

This indemnity provision shall survive the term of this Agreement and is in addition to any other rights or remedies that SDCOE or the School District may have under law and/or this Agreement.

d. **Integration.** This Agreement represents the entire understanding of SDCOE and the School District as to those matters contained herein, and supersedes and cancels any prior oral or written understanding, promises or representations with respect to those matters covered hereunder. This Agreement may not be modified or altered except in writing signed by both parties hereto. This is an integrated Agreement.

e. **Laws and Venue.** This Agreement shall be interpreted in accordance with the laws of the State of California. If any action is brought to interpret or enforce any term of this Agreement, the action shall be brought in a state or federal court situated in the County of San Diego, State of California, unless otherwise specifically provided for under California law.

f. **Third Party Rights.** Nothing in this Agreement shall be construed to give any rights or benefits to anyone other than SDCOE, the School District and CMH.

g. **Severability.** The unenforceability, invalidity or illegality of any provision(s) of this Agreement shall not render the other provisions unenforceable, invalid, or illegal.

h. **Term.** Except as otherwise provided for herein, this Agreement shall cover the period of July 1, 2010 through and including June 30, 2011. This Agreement shall terminate as of the close of business on June 30, 2011, except as provided for in paragraph 3.a., above.

i. **Execution by Facsimile or in Counterparts.** This Agreement may be signed in counterparts and the signatures may appear on separate signature pages. A copy or an original, with all signatures attached, shall be deemed a fully executed Agreement. A facsimile version of any party's signature shall be deemed an original signature.

j. **Cooperation.** The Parties agree to cooperate fully in the execution of any and all additional documents and in the completion of any additional actions that may be necessary or appropriate to give full force and effect to the terms of this Agreement.

k. **Amendments.** The terms of the Agreement shall not be waived, altered, modified, supplemented or amended in any manner whatsoever except by written agreement signed by both Parties.

l. **Dispute Resolution.** Disagreements concerning the meaning, requirements, or performance of this Agreement shall first be brought to the attention of the other party in writing in an attempt to resolve the dispute at the lowest level. Any remaining disputes or disagreements may be resolved: (1) as voluntarily agreed to by the parties, (2) by equitable remedies, or (3) by other legal means.

m. **Execution.** The signatories of this Agreement or their designee shall be responsible for assuring the terms of this Agreement are implemented.

n. Neither party shall be deemed to be in default of the terms of this Agreement if either party is prevented from performing the terms of this Agreement by causes beyond its control, including without being limited to: acts of God; any laws and/or regulations of state or federal government; or any catastrophe resulting from flood, fire, explosion, or other causes beyond the control of the defaulting party. If any of the stated contingencies occur, the party delayed by *force majeure* shall immediately give the other parties written notice of the cause for delay. The party delayed by *force majeure* shall use reasonable diligence to correct the cause of the delay, if correctable, and if the condition that caused the delay is corrected, the party delayed shall immediately give the other parties written notice thereof and shall resume performance of the terms of this Agreement.

Neither party shall be liable for any excess costs if the failure to perform the Agreement arises from any of the contingencies listed above.

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o. By entering into this Agreement, the Parties are not waiving their respective rights to file claims and/or seek other appropriate relief as a result of Governor Schwarzenegger's unilateral suspension of mental health services for eligible students and his line-item veto in mandate reimbursement for services provided by county mental health agencies.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be duly executed by such Parties acting by their representatives being thereunto duly authorized.

This Agreement is entered into this ____ day of _____ 2011 by and between the undersigned parties.

LA MESA-SPRING VALLEY SCHOOL DISTRICT

_____
By (Authorized Signature)

_____
Name (Type or Print)

_____
Title

_____
Date

SAN DIEGO COUNTY SUPERINTENDENT OF SCHOOLS

_____
By (Authorized Signature)

Lora L. Duzyk
Name (Type or Print)

Assistant Superintendent for Business Services on behalf of Randolph E. Ward, County Superintendent, San Diego County Office of Education
Title

1-28-11
Date

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Attachment A
County Mental Health Services
Fiscal Year 2010-11

SELPA/Districts	AB 3632 Estimated Range of Additional Costs * Through June 30, 2011 Low		High	Estimated Room & Board ** October 8, 2010 Through February 28, 2011
East County SELPA				
Alpine	3,804	-	4,565	0
Cajon Valley	100,906	-	121,088	291,997
Dehesa	60	-	72	0
Grossmont	726,349	-	871,619	595,455
Jamul	7,429	-	8,915	0
La Mesa	126,511	-	151,813	68,870
Lakeside	41,148	-	49,377	44,870
Lemon Grove	21,611	-	25,934	25,820
Mountain Empire	18,098	-	21,718	0
Santee	71,810	-	86,172	30,265
Total East County SELPA	1,117,727	-	1,341,272	1,057,277
North Coastal SELPA				
Bonsall	3,537	-	4,244	0
Cardiff	0	-	0	0
Carlsbad	216,890	-	260,267	93,012
Del Mar	9,522	-	11,426	0
Encinitas	52,463	-	62,955	0
Fallbrook Union	14,687	-	17,624	0
Fallbrook High	16,514	-	19,817	79,170
Oceanside	286,409	-	343,690	377,070
Rancho Santa Fe	726	-	871	0
San Dieguito	359,208	-	431,050	244,550
San Marcos	199,577	-	239,492	84,455
Solana Beach	13,436	-	16,123	0
Vallecitos	0	-	0	0
Vista	386,892	-	464,270	305,382
Total North Coastal SELPA	1,559,860	-	1,871,831	1,183,639
North Inland SELPA				
Borrego Springs	1,993	-	2,392	0
Escondido Union	60,067	-	72,080	191,980
Escondido High	76,624	-	91,948	208,315
Julian Union	1,451	-	1,741	0
Julian High	106	-	127	0
Ramona	112,018	-	134,422	123,171
San Pasqual	5,715	-	6,857	0
Spencer Valley	0	-	0	0
Valley Center-Pauma	14,222	-	17,067	34,988
Warner	2,145	-	2,574	39,585
Total North Inland SELPA	274,341	-	329,209	598,039
South County SELPA				
Chula Vista	125,138	-	150,166	24,000
Coronado	11,345	-	13,614	0
National	40,966	-	49,159	0
San Ysidro	1,906	-	2,287	0
South Bay	16,391	-	19,669	0
Sweetwater	395,059	-	474,071	243,549
Total South County SELPA	590,805	-	708,966	267,549
Poway Unified	598,085	-	717,702	555,320
San Diego Unified	2,024,728	-	2,429,674	1,427,337
San Diego COE	1,250	-	1,500	0
Total Costs	6,166,794	-	7,400,153	5,089,161

* A range of estimated costs (net of Medi-Cal reimbursement offset and Federal IDEA funds of $4.4M) is provided for each district for 2010-11 for AB 3632 Additional Costs of services. The low range is based on actual net costs for 2009-10. The high range includes a 20% inflator for fee increases and/or changes in offsets. If the district did not have any costs in 2009-10, the 2010-11 cost would be $0. In all cases, the district must consider separately any new/additional students and/or services above the 2009-10 served. For districts with no costs reflected above under Additional Costs, a range of $0 to $5,000 has been entered in the MOU.

** Room and Board costs are for October 8, 2010 through February 28, 2011 only. Districts must also estimate their costs for March 1, 2011 through June 30, 2011. The cost estimate for Room and Board is based upon an October 2010 census. District costs may have increased or decreased since October 2010.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Brian Marshall**
Superintendent

ITEM NUMBER: **S-2 New Business**
Election of Representatives to the California School Boards Association Delegate Assembly, Region 17

The following individuals are candidates for the Region 17, San Diego County 2009 California School Boards Delegate Assembly:

Comischell Bradley-Rodriguez (Del Mar Union SD)
Twila Godley (Lakeside Union SD) *
Penny Halgren (La Mesa-Spring Valley SD) *
Sharon Jones (San Diego COE)
Douglas E. Luffborough, III (Chula Vista ESD)
Kelli Moors (Carlsbad USD) *
Janet Mulder (Jamul-Dulzura Union SD) *
Dawn Perfect (Ramona USD)
Barbara P. Rohrer (Valley Center-Pauma USD)
Barbara Ryan (Santee SD) *
Priscilla J. Schreiber (Grossmont Union HSD) *

* Incumbent candidates

Each Board submits one ballot. The Board may vote for up to eleven (11) individuals. Each Board may cast no more than one vote for any one candidate. The Board may also choose to vote for an individual whose name is not printed on the ballot. Election information is enclosed.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board elect representatives as desired.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2a New Business (Consent Calendar)**
Ratification of Purchase Orders, Warrants, and Revolving Cash Fund Reimbursements

---

Purchase orders and warrants issued since the last Board meeting will be available at the meeting for review by the Board.

The following are submitted for ratification:

I. Purchase Orders: A total of 121 purchase orders have been processed, numbered E22089 through E22209. These purchase orders total $181,883.52.

II. Warrants: A total of 225 warrants have been issued, dated January 20, 2011 through January 31, 2011. These warrants total $593,599.38.

III. Revolving Cash Fund Reimbursements: Five (5) checks have been processed, totaling $2,577.20.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board ratify these purchase orders, warrants, and revolving cash fund reimbursements.

LA MESA-SPRING VALLEY SCHOOL DISTRICT
REVOLVING CASH FUND REIMBURSEMENTS

In accordance with Education Code Sections 42800-42806, approval is requested for expenditures from the Revolving Cash Fund as listed:

Check Number	Date Issued	Payee	Purpose	Amount
1634	1/14/11	VOIDED	VOIDED	$0.00
1635	1/24/11	U.S. Postal Service	Stamps	$1337.60
1636	1/24/11	City of La Mesa Police Dept	Fingerprints	$15.00
1637	2/2/11	Carla A. Kerper	Payroll	$550.00
1638	2/2/11	Craig C. Knudsen	Payroll	$674.60

REVOLVING CASH FUND REIMBURSEMENTS
A TOTAL OF (5) CHECKS PROCESSED TOTALING $2,577.20

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2b New Business (Consent Calendar)**
Award of Bid to Restore Roof at La Mesa-Spring Valley School District's Operations Center

---

On January 18, 2011 at 2:00 p.m., the District opened bids to restore the roof at the District's Operations Center**.** Bids were advertised by the Purchasing Department in accordance with the law and distributed to twenty-five (25) bidders. Fourteen (14) bidders attended the mandatory bid walk. Nine (9) bids were received by the date and time specified in the bid documents as shown on the attached summary.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board award the bid to restore the roof at the District's Operations Center to the responsible bidder submitting the lowest responsive bid, Sylvester Roofing Co., Inc., in the amount of $72,711.

LA MESA-SPRING VALLEY SCHOOL DISTRICT
PURCHASING DEPARTMENT

RESTORE ROOF AT LA MESA-SPRING VALLEY SCHOOL DISTRICT'S OPERATIONS CENTER

BID NUMBER: FB3-10/11

BID DATE/TIME: JANUARY 18, 2011 @ 2:00 P.M.

BID SUMMARY

BIDDERS	GRAND TOTAL
A GOOD ROOFER, INC.	$86,555
BEST CONTRACTING SERVICES, INC.	$114,860
CABRAL ROOFING & WATERPROOFING CORP.	$114,472
COMMERCIAL AND INDUSTRIAL ROOFING CO., INC.	$82,888
EBERHARD BENTON ROOFING	$98,670
PREMIER ROOFING CALIFORNIA, INC.	$84,826
ROEJACK ROOFING, INC.	$134,800
ROOF CONSTRUCTION	$88,725
SYLVESTER ROOFING CO., INC.	**$72,711**

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2c New Business (Consent Calendar)**
Award of Bid for Special Education Play Area at Fletcher Hills Elementary School

---

On January 14, 2011 at 2:00 p.m., the District opened bids for the Special Education play area at Fletcher Hills Elementary School. Bids were advertised by the Purchasing Department in accordance with the law and distributed to twenty-six (26) bidders. Fifteen (15) bidders attended the mandatory bid walk. Eight (8) bids were received by the date and time specified in the bid documents as shown on the attached summary.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board award the bid for the Special Education play area at Fletcher Hills Elementary School to the responsible bidder submitting the lowest responsive bid, Zasueta Contracting, Inc., in the amount of $21,367.

LA MESA-SPRING VALLEY SCHOOL DISTRICT
PURCHASING DEPARTMENT

SPECIAL EDUCATION PLAY AREA AT
FLETCHER HILLS ELEMENTARY SCHOOL

BID: FB2-10/11

BID DATE/TIME JANUARY 14, 2011@ 2:00 PM

BID SUMMARY

BIDDERS	GRAND TOTAL
ANGUS ASPHALT, INC.	$24,499
ATOM INC.	$22,359
CCC	$30,000
FORDYCE CONSTRUCTION	$30,011
KC EQUIPMENT, INC.	$31,127.77
KIRK PAVING, INC.	NON-RESPONSIVE
SC SERVICES, INC.	$25,113.25
ZASUETA CONTRACTING, INC.	**$21,367**

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2d New Business (Consent Calendar)**
Award of Contract for Purchase, Installation, and Maintenance of a Website and Community/Content Management System

---

On January 14, 2011 at 4:00 p.m., the District opened proposals for purchase, installation, and maintenance of a website and community/content management system**.** Requests for Proposals (RFPs) were advertised by the Purchasing Department in accordance with the law and distributed to twenty-two (22) companies. Six (6) proposals were received by the date and time specified in the RFP documents. Two (2) proposals were non-responsive. Four (4) were reviewed and received a weighted score based on evaluation criteria. The top three (3) companies gave product demonstrations to a committee on February 4, 2011. The companies' scores are as shown on the attached summary.

The proposed costs for the purchase, installation, and maintenance of a website and community/content management system, Centricity2Core, can be broken down as follows:

- Software implementation: $15,190
  - This includes the first year's maintenance fee.
- Installation/Training: $600
  - This includes one (1) online technical training & one (1) online train-the-trainer session. An onsite migration specialist can be added for $4050 for 3 days.
- Yearly maintenance fee: $9,435
  - The first year is included in the implementation cost above.
- Yearly web hosting fee: $6,138
  - Web hosting is eligible for e-rate discounts and is covered by the District's Form 470 request for 2011-2016 for a web hosting service. The discounted cost to the District will be $6,138. Pre-discounted price is $20,460 per year, and our e-rate discount is approximately 70-72%.

The award points were based on two (2) criteria: written proposal and committee interview. The written proposal accounted for 50% of the points and committee interview 50%.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board award the contract for purchase, installation, and maintenance of a website and community/content management system to the company with the highest score meeting the specifications of the RFP, Schoolwires, Inc., in the amount of $98,542 over a five-year period.

LA MESA-SPRING VALLEY SCHOOL DISTRICT
PURCHASING DEPARTMENT

PURCHASE, INSTALLATION, AND MAINTENANCE OF A WEBSITE AND COMMUNITY/CONTENT MANAGEMENT SYSTEM

RFP NUMBER: RFP 02-10/11

RFP DATE/TIME: JANUARY 14, 2011 @ 4:00 P.M.

SUMMARY

VENDORS	Points for written proposal	Points for committee interview	Grand Total Points
CAMPUS EAI CONSORTIUM	62.3	Not part of top 3 for interview	62.3
INTERACTIVE EDUCATIONAL SERVICES, INC.	NON-RESPONSIVE	NON-RESPONSIVE	NON-RESPONSIVE
SCHOOL in SITES	87.7	69.77	157.47
SCHOOLWIRES, INC.	80.95	93	**173.95**
SHARPSCHOOL INC.	NON-RESPONSIVE	NON-RESPONSIVE	NON-RESPONSIVE
THiNQ ED	82.85	66.31	149.16

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2e New Business (Consent Calendar)**
Termination of Resident Security Agreement

On November 18, 2003 the Board approved a Resident Security Agreement with Patricia Martinez under Education Code Section 39610.5, which authorizes the District to make available a mobile home site on District property and enter into an agreement permitting a resident to live on the site in exchange for furnishing security services to reduce incidents of vandalism and theft on District property.

The Agreement provides that either party may terminate the Agreement upon thirty days written notice. At this time the District desires to terminate the Agreement.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board approve the termination of the Resident Security Agreement with Patricia Martinez.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **David Yoshihara**
Assistant Superintendent, Business Services

ITEM NUMBER: **B-2f New Business (Consent Calendar)**
Acceptance of SB 564 Financial Disclosure

Orange County's 1995 bankruptcy prompted new local agency financial reporting requirements under Senate Bill 564 (Chapter 783, Statutes of 1995). SB 564 added Government Code Section 53646, which requires school and community college districts to disclose the following types of investments:

a) Investments in the Local Agency Investment Fund
b) Investments in the San Diego Treasury Investment Pool
c) Federal Depository Insurance Commission accounts in banks and savings and loans

Government Code Section 53646(b) requires the chief fiscal officer of each local agency to render a report regarding public disclosures to the Governing Board and chief administrative officer, and to transmit that report with attachments to the Governing Board at a public meeting.

In accordance with the requirements of SB 564, the attached Investment Disclosure Report and exhibits are provided to the Board and Superintendent:

- Investment Disclosure Report –December 31, 2010
- Exhibit A – Fund Summary, San Diego County Treasury Investment Pool
- Exhibit B – Operating Accounts – Mission Federal Credit Union

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board accept the SB 564 Financial Disclosure.

LA MESA - SPRING VALLEY SCHOOL DISTRICT
INVESTMENT DISCLOSURE REPORT
AS OF DECEMBER 31, 2010

Pursuant to Government Code Section 53646, the Board and Superintendent are hereby

invested as indicated below and shown in detail on the attached exhibits. This portfolio complies with the current statement of investment policy.

INVESTMENT CATEGORY

A. San Diego County Treasury Investment Pool		$	17,449,206
B. Mission Federal Credit Union		$	542,328
	TOTAL	$	17,991,534

I, Brian Marshall, Superintendent of the La Mesa-Spring Valley School District, hereby certify the information contained in this report, including the attachments, is accurate and correct to the best of my knowledge.

Brian E. Marshall, Superintendent

LA MESA - SPRING VALLEY SCHOOL DISTRICT
FUND SUMMARY
SAN DIEGO COUNTY INVESTMENT POOL
AS OF DECEMBER 31, 2010

Fund Title	Fund Number	Balance
General Fund	03-06 - 414901-55956	$ 11,543,188
Child Development	12-06 - 414906-55965	130,977
Cafeteria	13-00 - 414904-55962	111,709
Deferred Maintenance	14-00 - 414912-55968	289,178
Special Reserve - Opt Out	17-42 - 414942-55972	942,149
Building (Prop M)	21-10 - 414910-55967	1,568,282
Capital Facilities AB 2068/Developer Fees	25-19 - 414919-55971	646,507
County Facilities Fund	35-00 - 414946-55977	
Special Reserve - Capital Outlay	40-00 - 414902-55959	1,213,671
Enterprise - ESS / SmartSteps Preschool	63-00 - 414922-55957	1,003,545
Total Investment - San Diego County Treasury Investment Pool:		**$ 17,449,206**

EXHIBIT A

LA MESA-SPRING VALLEY SCHOOL DISTRICT
MISSION FEDERAL CREDIT UNION CHECKING ACCOUNTS
AS OF DECEMBER 31, 2010

ACCOUNT NAME	ACCT NUMBER	BALANCE	GL ACCT
CASH CLEARING ACCOUNTS			
ESS Cash/Check Payments	51000807	$ 14,756.19	63-00-9010-000-9120-001
Transportation	51000850	543.50	06-00-7230-000-9120-000
Cafeteria	51000806	43,155.06	13-00-5310-000-9120-000
District Cash Clearing	51000804	138,897.58	03-00-0000-000-9120-000
ESS Bank Card Payments	91062960	63,477.27	63-00-9010-000-9120-002
		$ 260,829.60	
REVOLVING CASH ACCOUNTS			
District	51000805	$ 14,220.67	03-00-0000-000-9130-000
Purchasing Card	91074611	20,354.40	03-00-0000-000-9130-001
		$ 34,575.07	
EXTERNAL ACCOUNTS			
ASB	51000808	206,038.90	n/a
Camp Cash Clearing	51000809	500.15	n/a
Peter Pan Jr. Theater RCF	51000849	38,849.80	n/a
Script Clearing	51000810	1,534.06	n/a
		$ 246,922.91	
Grand Total of All Account Balances:		**$ 542,327.58**	

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Karen Walker, Ed.D.**
Assistant Superintendent, Learning Support

ITEM NUMBER: **LS-1 New Business**
Authorization to Conduct Student Excursion - Spring Valley Middle School Choir (Disneyland)

Spring Valley Middle School's Choir has been chosen to participate in Disneyland's Magic Music Days music and theater workshops. The musical workshop, "Tune In!" allows students to interact with Disney clinicians while learning the integral role music plays at the Disneyland Resort and in Disney films. "Academy Acting" provides students with the building blocks of basic theater, performance and storytelling.

Sixty-five students, director Unison Goody, and seven chaperones will leave Spring Valley Middle School at 7:00 a.m. on Wednesday, March 2, and proceed to Disneyland. Following the workshop the students, advisor, and chaperones will spend the remaining time at the park. Students will return to Spring Valley Middle School at 9:00 p.m. Transportation for this activity will be provided by a District bus.

ADMINISTRATIVE RECOMMENDATION

It is recommended authorization be granted to conduct this student excursion.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Karen Walker, Ed.D.**
Assistant Superintendent, Learning Support

ITEM NUMBER: **LS-2 New Business**
Authorization to Conduct Student Excursion – Spring Valley Middle School Band (San Diego State University)

Spring Valley Middle School Band is requesting approval to participate in the San Diego State University Band Festival on Saturday, March 26. Middle School bands from throughout the county will compete for top honors.

Seventy-seven band members will be accompanied by their parents and director, James Villegas. Parents will provide transportation for their own student. Fees for this excursion will be paid through donations and the band's ASB account.

ADMINISTRATIVE RECOMMENDATION

It is recommended authorization be granted to conduct this student excursion.

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Claudia Bender**
Assistant Superintendent, Human Resources

ITEM NUMBER: **HR-1 Human Resources Recommendations**
Standard Recommendations

The Human Resources recommendations which are attached for consideration at the February 15, 2011, Board of Education meeting are standard.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board approve the standard Human Resources recommendations, as attached.

1. Standard Human Resources Recommendations – February 15, 2011

CERTIFICATED:

Approval of Leave of Absence:

Powers, Katherine E.	Teacher (moving from area)	06/13/11 – 06/15/12

Approval of Extension of Leave of Absence:

Boortz, Christina A.	Teacher (employment elsewhere)	06/13/11 – 06/15/12
Reisenfeld, April J.	Teacher (child rearing)	06/13/11 – 06/15/12

Approval of Change of Classification:

Magor, Nancy M.	From: IV-23	To: V-23	02/01/11

Approval of Rehire from 39-Month Reemployment List:

Smith, Scott	Resource Teacher	IV-6	01/31/11 – 06/10/11

Approval of Contract Revision: (From Temporary to Regular Contract Status):

Castillo, Krystal N.	Teacher	08/10/10 – 06/10/11
Chalco, Veronica	Teacher	01/03/11 – 06/10/11
Demuth, Nicole M.	Teacher	08/10/10 – 06/10/11
Duncan, Nicole D.	Teacher	08/10/10 – 06/10/11
Fleming, Emily M.	Teacher	08/10/10 – 06/10/11
Neill, Margaret E.	Teacher	08/10/10 – 06/10/11
Rice, Meaghan E.	Teacher	08/10/10 – 06/10/11
Shuruk, Francesca D.	Teacher	08/10/10 – 06/10/11
Tavolazzi, Nicole	Teacher	08/10/10 – 06/10/11
VanWulven, Karen G.	Teacher	08/10/10 – 06/10/11
Zarzan, Cary E.	Teacher	08/10/10 – 06/10/11

CLASSIFIED:

Approval of Employment:

Covarubias, Ariana C.	Extended School Services Attendant	$10.18/hr	01/31/11
Ketterer, Crystal L.	Playground Attendant	$8.85/hr	01/21/11
Lefstein, Caitlin E.	Extended School Services Attendant	$10.18/hr	01/31/11
MacDonald, Brittanie S.	Playground Attendant	$8.85/hr	01/13/11
Millsap, Michelle R.	Student Helper	$10.16/hr	01/18/11
Nava, Laura	Extended School Services Assistant Leader	$13.39/hr	01/19/11
Schmidt, Stephanie R.	Extended School Services Attendant	$10.18/hr	01/31/11
Specht, Carly M.	Extended School Services Attendant	$10.18/hr	01/31/11
Tank, Surbhi	Playground Attendant	$8.85/hr	01/21/11
Cook, Chloe N.	Extended School Services Attendant	$10.18/hr	01/31/11

Approval of Leave of Absence:

Hernandez, Eric R.	Groundskeeper (family responsibilities)	01/18/11 – 03/11/11

Approval of Return from Leave of Absence:

Eaton, Kristy L.	Paraprofessional – Special Education	02/01/11

Approval of Rehire from 39-Month Reemployment List:

Wall, Karyn L.	From:	School Office Assistant	34-F+	03/01/11
	To:	School Office Manager	56-F	

LECTURER/PRESENTER, SHORT-TERM EMPLOYMENT: (Enclosed)

Academic Chess/T. Hogue	After-School Program (Fletcher Hills)	03/01/11 – 06/10/11
Academic Chess/T. Hogue	After-School Program (Highlands)	03/01/11 – 06/10/11
Academic Chess/T. Hogue	After-School Program (Northmont)	03/01/11 – 06/10/11
Flint, Meagan	Short-Term Employment (Fletcher Hills)	02/07/11 – 06/10/11
Gwinnup, Judy	Lecturer/Presenter (Special Education)	02/16/11 – 06/30/11
Walkowiak, Kathy	Short-Term Employment (REVISED)	11/04/10 – 03/15/11

La Mesa-Spring Valley School District
GOVERNING BOARD AGENDA
February 15, 2011

PREPARED BY: **Claudia Bender**
Assistant Superintendent, Human Resources

ITEM NUMBER: **HR-2 Human Resources Recommendations**
Resolution 10-11-22, Elimination and/or Reduction of Classified Positions

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ROLL CALL VOTE

The attached Resolution 10-11-22 authorizes the elimination of three (3) classified positions. These eliminations will be effective April 4, 2011.

The District has been deficit spending and must take steps to close the gap between revenues and expenditures. The Extended School Services (ESS) Department proposes restructuring the department to increase efficiency and save money. The District met with CSEA Chapter 419, and their negotiating team acknowledged the District's right to restructure, and the effects and impact of the restructuring were discussed.

The elimination of three (3) ESS Team Lead positions, and the subsequent addition of two (2) ESS Supervisors, will provide flexibility in the department. Supervisors are able to work various schedules and can direct and evaluate personnel.

The Personnel Commission revised the Job Description of ESS Supervisor at its January 24, 2011 meeting. The revised job description will provide promotional opportunities for incumbent ESS Team Leads as well as other ESS staff.

The three incumbent ESS Team Leads may exercise their bumping rights to an ESS Leader (school site) position, or be laid off.

ADMINISTRATIVE RECOMMENDATION

It is recommended the Board adopt the attached resolution to eliminate three (3) classified positions pursuant to the District Rules and Regulations and applicable provisions of the Education Code of the State of California.

La Mesa-Spring Valley School District

RESOLUTION 10-11-22

ELIMINATION AND/OR REDUCTION OF CLASSIFIED POSITIONS

On Motion of Member _____, seconded by Member _____, the following resolution is adopted:

WHEREAS, when a bona fide reduction or elimination of funds or services occurs within a school district, classified employees shall be subject to lay off for either lack of work or lack of funds, and

WHEREAS, the District has been deficit spending and unfortunately must take steps to close the gap between revenues and expenditures, and

WHEREAS, the Extended School Services (ESS) department proposes restructuring the department to increase efficiency and save money, and

WHEREAS, due to lack of funds and/or work the Board finds it is in the best interest of this school district that, as of April 4, 2011, certain services now being provided by the District be reduced or discontinued by the following extent:

Extended School Services Team Lead	3 at 8 hours/12 months – eliminate

NOW, THEREFORE, BE IT RESOLVED as of the 4th day of April 2011, three (3) classified positions of the La Mesa-Spring Valley School District be eliminated to the extent set forth above.

PASSED AND ADOPTED by the Board of Education of the La Mesa-Spring Valley School District of San Diego County, California, this 15th day of February, 2011, by the following vote:

AYES:

NOES:

ABSTAINED:

ABSENT:

STATE OF CALIFORNIA)
) SS
COUNTY OF SAN DIEGO)

I, Brian Marshall, Secretary to the Board of Education of the La Mesa-Spring Valley School District of San Diego County, California, do hereby certify the foregoing is a full, true, and correct copy of a resolution adopted by said Board at a Regular meeting held on the 15th of February, 2011.

_____
Brian Marshall
Secretary to the Board

MINUTES
BOARD OF EDUCATION MEETING
LA MESA-SPRING VALLEY SCHOOL DISTRICT
SPECIAL MEETING: February 1, 2011

The meeting was called to order at 4:00 p.m. at the Education Service Center by the President, Mr. Winet.

CALL TO ORDER

The President led the Pledge of Allegiance to the Flag.

PLEDGE OF ALLEGIANCE

Board members present:	Baber, Duff, Halgren, Turner, Winet
Board members absent:	None
Staff members present on assignment:	Bender, Marshall, Martinez, Yoshihara, Walker

ESTABLISHMENT OF QUORUM

AGENDA

AGENDA

It was moved by Halgren, seconded by Duff, and carried unanimously to approve the agenda as presented.

Approved as presented

COMMUNICATIONS

COMMUNICATIONS

Copy of the Budget Study Committee Recommendations PowerPoint

Budget Comm. PowerPoint

HEARING SESSION

HEARING

Cheryl Craig, 6th-grade teacher, La Presa Middle School, expressed concern with 6th-grade moving to the elementary schools and spoke of the benefits of a middle school math program.

C. Craig, teacher, LPMS
Moving 6th grade

Jennifer Bradford, 6th-grade teacher, La Presa Middle School, expressed concern about moving 6th grade to the elementary schools and the fact that it cannot be easily restored.

Jennifer Bradford, teacher, LPMS
Moving 6th grade

Paul Schnaubelt, President, Teachers Association, shared that, due to the state budget crisis, the associations have provided $2.2 million to the District from the Opt-Out fund (Fund 17) and will give another $1.1 million this year. He urged the Board to adopt enough of the proposal to ensure the livelihood of the staff.

P. Schnaubelt, President, Teachers Association
Budget Study Committee Recommendations

REPORTS OF OFFICERS OF THE BOARD

REPORTS

The President introduced Budget Study Committee members. Background was given on the national and state outlook, highlights from the Governor's Budget and how it affects La Mesa-Spring Valley, and defining the core program. Previously, the Budget Study Committee approached the problem by trimming existing programs. A subcommittee was formed to create a model of a core/base program designed to set the base level going forward and increase efficiency throughout the system.

Budget Study Committee Recommendations

Budget Study Committee Recommendations (cont.)

The proposed core program included: elementary class size returning to pre-CSR levels; Principals and School Office Managers at non-Title I schools to be 80 percent; 5-hour Health Technician; reconfigure structure of libraries; a K-6 configuration; Grounds staff down to minimal rotation; Maintenance to focus on safety, instructional necessity and critical repairs; custodial reduced to cleaning only, teaming for evening staff and summer levels reduced; no non-mandated transportation; warehouse to be reorganized and funding mechanisms for warehouse and transportation to be maximized; maximize direct charges to Child Nutrition and Extended School Services; ESS to restructure service model; generate revenue via leasing at Ed Center; restructure Instructional Technology/Media Services and Information Systems into single department; restructure Purchasing and Print Shop; reduce non-mandated testing and support staff associated with assessment; elimination of Home School or reconfigure to Independent Study Charter; investigate health care options; investigate K-8 site at Kempton/La Presa Middle School; and continue 175-day instructional calendar, work days/furloughs, and brown-out/black-out periods.

The goal was to minimize impact to student learning. It was noted that many recommendations are still subject to bargaining. David Yoshihara, Assistant Superintendent, Business Services, presented the Budget Study Committee Recommendations and responded to clarifying questions.

PUBLIC COMMENTS

PUBLIC COMMENTS

M. Rafferty, EC Magazine
6th grade move

Miriam Rafferty, Reporter, East County Magazine, expressed a suggestion regarding rotating 6th graders.

C. Hicks, parent, Mt. Helix Council PTA President
Commended teachers

Christina Hicks, parent and Mt. Helix Council PTA President, stated the District has a great group of teachers and, on behalf of parents, thanked them for everything they do for children.

J. Steiger, BSC Member
Contacting Sacramento

Jay Steiger, member of the Budget Study Committee, expressed his appreciation to teachers, staff and administration. He encouraged stakeholders to contact their legislators in Sacramento.

C. Bishop, teacher
Budget crisis

Cynthia Bishop, is a 10-year teacher who will be receiving a pink slip. She noted that four people most removed from the classroom are making the most money and urged the Board to get to the bare bones minimum.

C. Wood, parent, PKMS
Budget crisis

Carrie Wood, teacher and parent of students at Parkway Middle School, expressed disappointment there will be no 6th-grade camp and noted that if 6th grade is moved to elementary, there would be no electives, such as Spanish.

L. Phillips, Paraprof., RAN
Budget crisis

Lori Phillips, Paraprofessional, Rancho Elementary School, expressed disappointment that she was planning to go back to school and become a teacher, but will now need to reevaluate her decision.

E. Fleming, teacher, PKMS
Budget crisis

Emily Fleming, teacher, La Presa Middle School, expressed concern that, after 7 years, she will receive a layoff notice and noted that temporary teachers are not mentioned as part of the layoff group.

An unidentified classroom parent and PTA member stated that she volunteers full time, as there are not enough teachers. She noted that it is important to inform parents of the District's budget crisis.	Classroom parent/volunteer Budget crisis
Bill Rose, retired teacher, Spokane area, questioned the Superintendent regarding classified deadlines.	B. Rose, retired teacher Classified deadlines
Lori Wilcox, teacher, Highlands Elementary School, expressed concern if she were to receive another pay cut.	L. Wilcox, teacher, Highlands Budget crisis
Annette Anderson, a 10-year employee, noted that behind every smooth-running school is an office of hard-working classified employees.	A. Anderson, classif. employee Budget crisis
Janet Coover, Counselor, noted that counselors who were hired in 1987 will be receiving layoff notices and expressed appreciation that counselors were included in the core program.	J. Coover, Counselor Budget crisis
Pam Burns announced this is her second year at Home School. Although these students do not fit into a regular classroom, they are extraordinary children and she encouraged the Board to streamline this program in order to keep it.	P. Burns, teacher, Home School Home School program
Patricia Buckley, Library Media Technician and parent of students at Murdock Elementary School, expressed the importance of school libraries at elementary schools.	P. Buckley, Library Media Tech/parent, MUR Importance of libraries
Cindy Vitas, teacher, La Mesa Middle School, expressed the hope, if 6th grade moves to the elementary level, that the core program and PLCs developed at the middle school will not be dismantled.	C. Vitas, teacher, LMMS Middle school core program
Jerry Lecko, community parent and current Chair of CBOC, encouraged the Board, Teachers Association and District Advisory Council to reach out to the community, possibly joining with other districts, to educate parents of the needs of the District.	J. Lecko, Chair, CBOC Community awareness
Lori Powell, teacher, La Mesa Middle School, expressed the belief that teachers are meeting the needs of children better in the middle school environment.	L. Powell, teacher, LMMS Meeting needs of children
Debbie Crouse, teacher at K-1 for 29 years, expressed the opinion that children haven't noticed there is anything wrong because of the dedication of the teachers.	D. Crouse, teacher, MUR Budget crisis
Sue Youngflesh, School Office Manager, Parkway Middle School, invited the Board to a middle school to see the 6th-grade curriculum in action before they make any decision to cut programs such as extracurricular or physical education.	S. Youngflesh, SOM, PKMS 6th grade curriculum
Janet Coover, Counselor, La Mesa Middle School, stated she has seen the programs at three of our middle schools and knows there are great transitional programs in place for 6th graders. She suggested the Board read, *Caught in the Middle,* which provides data that supports having 6th graders in middle school is the right thing to do for children.	J. Coover, Counselor, LMMS Middle school transition pgms.

Brenda Keagy, School Office Manager, La Mesa Middle School, expressed the hope that the Board will consider the needs of Principals and School Office Managers who may be reduced to 80 percent. Classified members do not receive any extra support, such as volunteers, to do their jobs.

B. Keagy, SOM, LMMS
Reduction of Principals and School Office Managers

The President thanked those for their participation and asked the associations for their perspective on the presentation.

Anna Bongard, President, CSEA Chapter 419, stated the difficult goal was to come up with a plan that would allow a child to learn without a lot of money.

A. Bongard, Pres., CSEA
Goal of Budget Study Committee

Paul Schnaubelt, President, Teachers Association, explained the question asked was how to follow the learning and that this was an opportunity to reinvent ourselves. He further stated there was no reason why those furthest from the classroom made the most money and proposed principals receive teacher pay plus 20 percent.

P. Schnaubelt, Pres., Teachers Association
Process of Budget Study Committee

The Superintendent stated that, although the process was difficult, he is proud our District has come up with program modifications in a way that allows everyone to express their concerns and is respectful of each other. He further stated this open forum allows the Board to gauge their constituents and staff.

B. Marshall, Superintendent
Respectful process

The Board expressed their appreciation to the Budget Study Committee for their work and to everyone who contributes to the education of children. They also thanked staff and parents for understanding the difficult decisions they need to make.

Board appreciation

The President added that 90 percent of the funds we have are compensation and benefits; therefore, the only way to obtain cuts is through either staff cuts or salary and benefit cuts. Our greatest resource is our people and our District and leaders have led by example, noting the Superintendent has taken the greatest salary decrease of any superintendent in the county. Decisions of the Board need to be made quickly, allowing people to make other plans if they need to.

President comments

At 6:20 p.m. the President adjourned the meeting until the regular meeting at 7:00 p.m. this evening.

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Brian Marshall, Secretary to the Board of Education

Approved and ordered into the proceedings of the District at the next regular meeting of the Board of Education to be held February 15, 2011.

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Bob Duff, Clerk of the Board of Education

MINUTES
BOARD OF EDUCATION MEETING
LA MESA-SPRING VALLEY SCHOOL DISTRICT
REGULAR MEETING: February 1, 2011

The meeting was called to order at 7:07 p.m. at the Education Service Center by the President, Mr. Winet.

CALL TO ORDER

The President led the Pledge of Allegiance to the Flag.

PLEDGE OF ALLEGIANCE

Board members present:	Baber, Duff, Halgren, Turner, Winet
Board members absent:	None
Staff members present on assignment:	Bender, Marshall, Martinez, Yoshihara, Walker

ESTABLISHMENT OF QUORUM

It was moved by Halgren, seconded by Duff, and carried unanimously to approve the minutes of the regular meeting of January 18, 2011, as presented.

MINUTES
Approved as presented

COMMUNICATIONS

COMMUNICATIONS

E-mail from Tina Sardina, Principal, Fletcher Hills Elementary School, commending Chris Benker, Director, Maintenance, Operations & Facilities; and Scott Leslie, Skilled Maintenance Worker, for facilitating carpet and tile installation and repair in their auditorium

T. Sardina, Principal, FLH
Commendation: C. Benker & S. Leslie, Maint. Dept.

Letter from South Bay Union School District announcing officers and meeting dates

So. Bay Union School District
Officers & meeting dates

Letters from the following districts supporting candidates for the CSBA Region 17 Delegate Assembly: Lakeside Union School District, Chula Vista Elementary School District, Valley Center-Pauma Unified School District, and Santee School District

Letters from Lakeside USD, Chula Vista ESD, Valley Center-Pauma USD & Santee SD supporting candidates for CSBA Delegate Assembly

Memo from Claudia Bender, Assistant Superintendent, Human Resources, regarding a correction to HR-1, Standard Recommendations

C. Bender, Asst. Supt., HR
Correction to HR-1, Standard HR Recommendations

Memo from Karen Walker, Assistant Superintendent, Learning Support, regarding Spring Valley Middle School students participating in the Science Olympiad

K. Walker, Asst. Supt., LS.
SVMS students participating in Science Olympiad

Memo from Karen Walker, Assistant Superintendent, Learning Support, regarding Bancroft Elementary School Subgroups

K. Walker, Asst. Supt., LS
Bancroft Subgroups

Letter from San Diego County Office of Education regarding the 2010-11 First Interim Report

SDCOE letter regarding 2010-11 First Interim Report

Invitation to a reception for elected officials at UC San Diego

Invitation from UCSD

AGENDA

AGENDA

It was moved by Baber, seconded by Duff, and carried unanimously to approve the agenda as amended, pulling Item HR-4, *Res.10-11-20, Elimination and/or Reduction of Classified Positions*; and adding a public hearing under New Business to discuss Highwood Park.

Approved as amended

HEARING SESSION

HEARING

The President announced a hearing for anyone who wished to address the Board on any topic relating to public education.

Christina Hicks, parent of students at Kempton Elementary and La Presa Middle Schools, encouraged the Board to visit each site to see the different impacts the proposed reductions would have at each site.

C. Hicks, parent, KEM/LPM
Budget impacts

Pam Burns, Vice President, Teachers Association, requested an explanation of a travel item for non-employees. It was explained private schools using their Title I funds are required to go through their local education agency.

P. Burns, VP, Teachers Assn.
Travel clarification

Janice Gilmore-See, District Librarian, stated library restructuring would impact both students and teachers and that research shows library service is connected to student success.

J. Gilmore-See, Dist. Librarian
Library restructuring

Aaron Landau, Vice President, La Mesa Historical Society and member of the Centennial Committee, invited the Board to participate in La Mesa's 100th Anniversary in 2012 in any way they may be able. He further stated that Jim Newland, La Mesa's resident historian, is planning to write a book about La Mesa-Spring Valley School District using photo archives. The Committee is also planning an essay contest.

A. Landau, VP, La Mesa Historical Society
La Mesa's Centennial

Jay Steiger, District parent and PTA officer, stated libraries provide many benefits to all children. In an effort to foster more community awareness of the budget crisis, he invited any interested PTAs to sponsor parent education meetings.

J. Steiger, parent/PTA officer
Libraries/community budget awareness

Lisa Stewart, parent of students at Murdock Elementary and Spring Valley Middle Schools, suggested the District develop non-state revenue streams and explore a model like Partners in Education.

L. Stewart, parent, MUR/SVMS
Non-state revenue streams

REPORTS OF OFFICERS OF THE BOARD

REPORTS

As a Year Four Program Improvement School, Kempton Elementary School is required to develop a plan for alternative governance or restructuring for next year. The overarching goal of the restructuring plan is to improve student achievement through a consistent, systematic approach in the following areas: Professional Learning Communities, Good First Instruction, Assessment, Intervention, Nonfiction Writing, and English Learners. Karen Walker, Assistant Superintendent, Learning Support; Elisa Holston, Principal; and Guiding Coalition members, Kempton Elementary School, presented Kempton's plan for restructuring and answered clarifying questions.

Kempton Restructuring

HEARING SESSION

HEARING SESSION

Kathleen Brand, parent, provided a background on her proposed plans for Highland Park.

K. Brand, parent
Highland Park plans

NEW BUSINESS

NEW BUSINESS

It was moved by Halgren, seconded by Turner, and carried unanimously, as amended, to endorse a study to create native habitat areas in Highwood Park. In addition, the Board encouraged the La Mesa City Council to work with Kathleen Brand, parent, and share the Highwood Park Development Plan with all interested parties, and directed the Joint Development Steering Committee to develop an MOU, if necessary. Superintendent to write letter informing the City of Board's action.

Study for native habitat in Highwood Park
Approved as amended

It was moved by Duff, seconded by Halgren, and carried unanimously to approve the following:

Consent Calendar
Approved

Purchase Orders E21913 through E22088 totaling $235,206.11

Purchase Orders

Warrants January 7, 2011 through January 19, 2011 totaling $540.379.36

Warrants

Expenditures in the amount of $0

Revolving Cash Fund
Reimbursements from the General Fund

As attached.

Travel

It was moved by Duff , seconded by Halgren, and carried unanimously to accept the following gifts with thanks: A field trip grant in the amount of $700.00 from Target Stores to Kempton Elementary School teacher Jana Wilson to be used for a study trip to the Children's Museum; a Steinway-Essex piano valued at $6,000.00 from the Naomi L. Stein Music Education Foundation to Lemon Avenue Elementary; and $1980.00 from Murray Manor Elementary School PTA to Murray Manor Elementary for 4th-grade classes to participate in the Marine Floating Sea Lab study trip.

Gifts – KEM, LEA and MUM
Accepted with thanks

It was moved by Duff, seconded by Turner, and carried unanimously to ratify student excursion – Spring Valley Middle School to the San Diego Opera.

Student excursion – SVMS
Ratified

It was moved by Turner, seconded by Duff, and carried unanimously to authorize staff to conduct student excursion – Spring Valley Middle School Band to Disneyland.

Student excursion – SVMS Band
Authorized

It was moved by Duff, seconded by Turner, and carried unanimously to authorize staff to conduct student excursion – Kempton Elementary School to San Diego Jr. Theater.

Student excursion – KEM to San Diego Jr. Theater
Authorized

It was moved by Halgren, seconded by Turner, and carried unanimously to authorize staff to conduct student excursion – Murdock Elementary School to San Juan Capistrano.

Student excursion – MUR to San Juan Capistrano
Authorized

It was moved by Turner, seconded by Halgren, and carried unanimously to authorize staff to enter into a Special Education Master Contract with Sierra Academy.

Special Education Master Contract w/Sierra Academy
Authorized

HUMAN RESOURCES RECOMMENDATIONS

It was moved by Baber, seconded by Halgren, and carried unanimously to approve standard Human Resources recommendations as amended to include five additional Lecturer/Presenter and/or Short-Term Employment forms.

Human Resources Recommendations
Approved as amended

It was moved by Baber, seconded by Duff, and carried unanimously to approve Teacher Assignment per Education Code Section 44258.3 (Barbara Staufenbeil to teach one period of Physical Education, 6th grade, at Spring Valley Middle School).

Teacher Assignment
Approved

It was moved by Halgren, seconded by Duff, and carried unanimously to authorize staff to enter into a Contract with Professional Placement Resources for an Occupational Therapist.

Contract with Professional Placement Resources for OT
Authorized

Resolution 10-11-20, Elimination and/or Reduction of Classified Positions.

Res. 10-11-20
PULLED FROM AGENDA

It was moved by Baber, seconded by Halgren, and carried unanimously to adopt Resolution 10-11-21, Establish Criteria to Determine the Order of Lay Off and Re-employment for those Certificated Employees with the Same First Date of Paid Probationary Service.

Res. 21, Criteria to Determine Order of Lay Off/Re-employment for Certificated
Adopted

It was moved by Halgren, seconded by Baber, and carried unanimously to authorize staff to Establish Salary Schedule for Certificated Employees – School Nurses.

Salary Schedule for School Nurses
Authorized

ANNOUNCEMENTS, REPORTS, COMMUNICATIONS FROM THE BOARD

Mr. Duff announced he attended a City of La Mesa community meeting, where much of the discussion involved the areas around the schools and *Safe Routes to School.*

Mr. Duff noted he was present at a meeting called by Supervisor Dianne Jacob at the Spring Valley Elementary site to discuss forced prostitution of girls ages 12-17. Several school boards and law enforcement also were present.

Mr. Duff stated that discussion at the last Citizens' Bond Oversight Committee centered on Prop M playgrounds at the elementary schools. All have been completed and closeout with DSA is pending. Contact with several media sources has been made for publicity. Amount to closeout Prop M is approximately $1.4 million and it is anticipated funds will be exhausted by January 2012.

Mr. Duff additionally noted Superintendent Marshall presented the plaque with Resolution 10-11-16, Honoring Naomi Stein to the family on Saturday at Lemon Avenue Elementary. Many District teachers, administrators and students from generations back were in attendance.

Mr. Baber announced that, regrettably, a soils test on the land the City of La Mesa was looking at for a community garden across from Maryland Avenue Elementary found that was inappropriate. Other sites are being looked at.

Mr. Baber announced he, the Superintendent and Assistant Superintendent, Learning Support recently met with Congressman Duncan Hunter to discuss issues relating to education.

Dr. Turner announced the CSBA Board of Directors met in January regarding the Executive Director position. They expect to make a decision by the end of February.

At 8:50 p.m. the President announced a recess.

CLOSED SESSION

At 9:06 p.m. the President called for a closed session to discuss Negotiations Update – LMSV Teachers Association; Negotiations Update – California School Employees Association (CSEA), Chapter 419; Negotiations Update – Administrators Association and Other Unrepresented Bargaining Groups, and conference with legal counsel – anticipated litigation (one case). The Superintendent; Board; and Assistant Superintendents Business, Human Resources and Learning Support adjourned to the session, which was held in the Boardroom.

The meeting was adjourned at 10:06.p.m.

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Brian Marshall, Secretary to the Board of Education

Approved and ordered into the proceedings of the District at the next regular meeting of the Board of Education to be held February 15, 2011.

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Bob Duff, Clerk of the Board of Education