



# Davis Joint Unified School District

526 B Street, Davis, California 95616

J. Quezon Hammond, Superintendent *Governing Board*

(530) 757-5300 ext. 140

Gina Daleiden, President  
Tim Taylor, Vice President/Clerk  
Sheila Allen  
Richard Harris  
Susan Lovenburg

## **Board of Education** **MINUTES OF REGULAR MEETING** **April 16, 2009**

*The minutes are primarily intended to record Board actions and, as needed, its rationale and content to guide an understanding of legislative intent. Brief summaries of items heard at meetings may be included. The public comment section usually includes the speaker's name and the topic(s) he or she discussed.*

### **I. CALL TO ORDER**

President Daleiden called the regular meeting of the Board of Education of the Davis Joint Unified School District to order at 5:30 p.m. in Conference Room 15 at the Susan B. Anthony Administration Building at 526 B Street, Davis, California.

**Call to Order**

### **II. CLOSED SESSION**

The Board convened in closed session for the following purposes: 1) discussion and possible action on personnel listed on the Consent Calendar for personnel employment/status actions; 2) conference with agency negotiator, Kevin French, regarding collective bargaining for DTA and CSEA; and 3) conference with legal counsel for anticipated litigation, significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9, number of cases: (1).

**Closed Session**

### **III. INTRODUCTORY ITEMS**

**III-a.** The Board reconvened in open session at 7:11 p.m. in the Community Chambers at 23 Russell Boulevard, Davis, California.

**Open Session**

**III-b.** The Board recognized the following student representatives from Davis Senior High School who were "shadowing" Board members at this meeting: Saraf Nuwar, Katie Tinsley, and Tristan Tao (two other students will join later). As a patriotic observance, Member Allen requested the students to lead those in attendance in the Pledge of Allegiance.

**Patriotic  
Observance**

**III-c.** Board members present: Gina Daleiden, President  
Sheila Allen  
Richard Harris  
Susan Lovenburg  
Tim Taylor

**Roll Call**

Others present: James Hammond, Superintendent

Bruce Colby, Associate Superintendent – Business Services  
 Clark Bryant, Assistant Superintendent –Instruction and Elementary  
 Education  
 Kevin French, Associate Superintendent – Human Resources and  
 Secondary Education  
 Pam Mari, Director of Student Services  
 Mike Adell, Director of Facilities  
 Jim Herrington, CSEA President  
 Linda Winter, Board Recorder  
 Jeff Hudson, Enterprise reporter  
 Other Interested Citizens

**Roll Call  
 (continued)**

President Daleiden noted that student representative Charlotte Krovoza will be arriving later at the meeting, following a school-sponsored event at Davis Senior High School.

**III-d.** President Daleiden announced that there were no decisions made in closed session.

**Announcement  
 of Any Action  
 Taken in  
 Closed Session**

**III-e.** The agenda was presented for approval. Member Allen moved to approve the agenda as presented. Member Taylor seconded the motion.

**Approval of the  
 Agenda**

Ayes: Allen, Daleiden, Harris, Lovenburg, Taylor  
 Noes: None  
 Abstain: None

**III-f.** President Daleiden invited any community members interested in addressing the board on items not on the agenda, to do so at this time.

**Public  
 Comment and  
 Staff Comment**

- Hiram Jackson, member of the Superintendent’s Budget Advisory Committee, reported on the focus of discussions at the April 15 meeting, noting support for state propositions 1A through 1F on the upcoming state special election on May 19, and urged the community to support a “yes” vote.

President Daleiden invited staff members who wished to make comments, to do so:

- Jim Herrington, CSEA President, noted that the CSEA membership is in favor of state propositions 1A through 1F on the state special election on May 19.

**IV. CONSENT CALENDAR**

The Consent Calendar was presented for approval. Member Allen removed Item IV-c: Approval of Minutes for the April 2 Board meeting, for placement on the next meeting agenda, as well as IV-e: Approval of Special Day Class, Primary Grades K-3, for further discussion at this meeting.

**Consent  
 Calendar**

As part of Consent Calendar Item IV-e, which was removed for further discussion, Member Allen noted that a Special Day Class (SDC) for primary grades K-3 is proposed in Davis to serve students who would otherwise be placed in an SDC in Woodland. For the 2009-10 school year, the number of students identified as benefiting from an SDC has increased, and Woodland is unable to accommodate these additional students. This proposed class in Davis will meet the needs of these students, and they will be mainstreamed as appropriate to their needs into general education classrooms with paraeducator support. The Board thanked all those involved in proposing a Special Day Class for primary students in Davis.

Member Allen moved to approve the Special Day Class for primary grades K-3, and Member Lovenburg seconded the motion.

Ayes: Allen, Daleiden, Harris, Lovenburg, Taylor

Noes: None

Abstain: None

A listing of approved Consent Calendar items follows:

- a. **Approval of Certificated Personnel Report No. 21-09**
- b. **Approval of Classified Personnel Report No. 21-09**
- c. Approval of minutes of the Board meeting of April 2, 2009 was removed for placement on the next meeting agenda.
- d. **Review of the District's Community-Based English Tutoring (CBET) Report for 2008-2009**
- e. Approval of Special Day Class, Primary Grades K-3 was removed for further discussion at this meeting.
- f. **Ratification of Contract with Sacramento Hearing Services Center, Inc. for 2009-2010**
- g. **Quarterly Report on Valenzuela/CAHSEE Lawsuit Settlement and Williams Uniform Complaints**
- h. **Adoption of Mitigated Negative Declaration for the DaVinci Charter Academy**
- i. **Acceptance of Gifts**

## **PRESENTATION/DISCUSSION/ACTION**

**V-a.** Superintendent Hammond noted that the Board approved the financing for the modernization of the Davis Senior High School stadium at the April 2<sup>nd</sup> meeting, and subsequently needs to consider Resolution No. 48-09 to award a preliminary design services agreement and approve forms relating to a lease-leaseback agreement to Brown Construction, Inc.

Director of Facilities Mike Adell presented an overview of the lease-leaseback process, involving issuance of a request for qualifications and proposals, the selection of an interview committee, the interview of three entities, and final selection of Brown Construction, Inc., a local corporation, as the primary lease-leaseback entity to enter into negotiations and execute the associated agreements.

## **Consent Calendar (continued)**

**Approve  
Resolution No.  
48-09 Awarding  
Preliminary  
Design Services  
Agreement for  
Stadium  
Upgrade Project  
and Approval of  
Form of Lease-  
Leaseback  
Agreement**

Mr. Adell briefly reviewed the following required agreements: Preliminary Design Services Agreement and contract documents for the Lease-Leaseback Agreement, which includes a site lease, facilities lease, and construction provisions. He noted that the agreements have been reviewed and approved by District legal counsel and have no impact on the General Fund. It is anticipated that the formal plans and the document for the guaranteed maximum price for Phase I of the stadium upgrade project will be presented to the Board for approval at the May 21 meeting.

President Daleiden noted that she served on the interview team, and confirmed the outstanding reputation of Brown Construction, Inc., which waives its profit and overhead costs. In response to Board inquiry, Mr. Adell emphasized that Phase I of the stadium project covers a new synthetic, all-weather track, a new artificial turf field, scoreboard, and energy-efficient lighting. Phase II covers accessible bleachers, bathrooms, concession buildings, and other amenities.

There were no public comments as part of this topic.

Member Taylor moved to approve Resolution No. 48-09 as presented, which authorizes the execution and delivery of the Preliminary Design Services Agreement, and authorizes the site lease, facilities lease, and other acts relating to the stadium upgrade project. Member Harris seconded the motion.

Ayes: Allen, Daleiden, Harris, Lovenburg, Taylor

Noes: None

Abstain: None

**V-b.** Mike Satre, President of the Blue and White Foundation at Davis Senior High School, thanked the Board and community for supporting the vision and leadership of the fundraising efforts to upgrade the stadium complex. He invited founding president, Lynn Yackzan, to join him at the podium and thanked her for her visionary efforts begun in 2002. Mr. Satre reviewed the draft fundraising plan, which included the purpose and goals, funding overview, donation recognitions, transfer of funds, and specific gift and sponsorship opportunities.

Members of the Foundation presented a \$100,000 check to the Board, representing the first installment toward its \$1.5 million fundraising goal. The Foundation will be seeking grants, cash donations, gifts-in-kind materials, and donations from those interested in naming rights for the stadium complex as a whole, as well as various components in accordance with existing Board policy on naming facilities. Members of the Foundation distributed white T-shirts featuring the fundraising campaign slogan, "Back on Track."

The Board thanked the Foundation for its fundraising donation, and commended the partnership efforts of the community. In response to Board comments, Superintendent Hammond clarified that the Foundation is aware of naming limitations relative to Board policies, with many safeguards in place as fundraising efforts go forward. The Board noted its comfort with current Board policies consistent with the Foundation's fundraising efforts. Member Allen moved to accept the donation from the Blue and White Foundation for Phase

**Approve  
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Awarding  
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Approval of  
Form of Lease-  
Leaseback  
Agreement  
(continued)**

**Update from  
the Davis High  
School Blue  
and White  
Foundation  
Regarding  
Fundraising  
Plans and  
Donation to the  
Stadium  
Upgrades  
Project – Phase  
I**

I of the Davis Senior High School Stadium Project, in the amount of \$100,000, and approve the draft fundraising plans as amended from 2007. Member Taylor seconded the motion. It was noted that a final version of the plan would be presented to the Board for approval at the May 7 meeting.

Ayes: Allen, Daleiden, Harris, Lovenburg, Taylor

Noes: None

Abstain: None

At this time, 8:15 p.m., the student representatives “shadowing” the Board members left the City Council Chambers. Student representative Charlotte Krovoza, arriving late, took her seat at the dais.

**V-c.** As members of the District’s Green Schools Subcommittee, Members Harris and Taylor, along with student representative Krovoza, presented recent efforts to promote more efficient buildings, the use of renewable energy resources, and water conservation throughout the school sites and other district facilities, as well as other steps to reduce environmental impacts and resource consumption. Member Harris noted that the Subcommittee’s goal is to involve the public, city of Davis officials, staff at all sites, and students.

Brian Donnelly, teacher at Harper Junior High and District liaison to the Green Schools Subcommittee, presented an overview of upcoming activities in May, with a culminating showcase on May 23 from 10:00 to 1:00 at Central Park, involving school site activities and displays/events from the following partnerships: AYSO soccer, city of Davis, Davis Bicycles!, Davis Bike Collective, Davis Energy Group, PG&E, RISE and Farm-to-School Connection, TREE Davis, and UCD Project Compost. Mr. Donnelly also shared school profiles, website connections, and brochures which were given to Board members.

Member Taylor emphasized the concept of partnerships, noting the city of Davis’s involvement in the MOU for the Grande Avenue site. He thanked those involved in the environmental review required by the city, and efforts of the District’s real estate consultant, Mr. Tom Lumbrazo. Pam Mari, Director of Student Services, noted the District’s recent efforts to reduce the use of paper by having procedures and forms available online. Others addressing the Board on partnership efforts were: John Mott Smith, Mayor Pro Tem Don Saylor, Kimberly Vincent (City of Davis Parks and General Services), Ruth Williams (TREE Davis), Shipley Walters (Davis Bike Club), James Moranti (PG&E), Brennan Bird (UCD Project Compost), Dorothy Peterson (student/school garden projects), and Richard Casias (Davis RISE program). Mr. Saylor and the Board members encouraged the public to support May as “bike month” and to log personal miles at [Mayisbikemonth.com](http://Mayisbikemonth.com) for the school district. Student representative Krovoza requested consideration of additional bike racks for parking at the high school stadium.

The Board thanked all partners of the Green Schools Subcommittee, and Member Harris moved to approve Resolution No. 47-09, declaring the month of May as “Green Schools Month.” Member Taylor seconded the motion.

**Update from the Davis High School Blue and White Foundation Regarding Fundraising Plans and Donation to the Stadium Upgrades Project – Phase I (continued)**

**Green Schools Report/Overview and Approval of Resolution No. 47-09 Recognizing May as Green Schools Month**

Ayes: Allen, Daleiden, Harris, Lovenburg, Taylor  
Student Preference Vote in Favor: Charlotte Krovoza  
Noes: None  
Abstain: None

**Green Schools Report and Approval of Resolution No. 47-09 Recognizing May as Green Schools Month (continued)**

**V-d.** Clark Bryant, Assistant Superintendent of Instructional Education, presented the recommended instructional materials for Spanish V and discussed the process that led to the recommendation for A Toda Vela, by Herrera, Carmen and Paul Lamon Tagne. Dr. Bryant noted that members of the adoption committee reviewed and evaluated the materials, which are available for public review through the school sites and the District Office. These instructional materials will be brought back at a future Board meeting for approval.

**Instructional Materials Presentation: Spanish V**

**V-e.** Board members discussed several potential topics for an upcoming joint City Council and DJUSD Board of Education meeting. After discussing several suggestions, it was decided that the two topics to move forward would be an update on land assets, and safe crossings on Olive Drive. An alternate topic would be gang activities/vandalism and use of the School Resource Officer services. Superintendent Hammond confirmed that he would work with the city to put together an agenda for the joint meeting.

**Discussion on Possible Agenda Items for the Joint City Council/ Board of Education Meeting**

**VI. ANNOUNCEMENTS**

**VI-a.** Associate Superintendent for Business Services Colby announced that the District is currently negotiating with Bank of America for private placement funding for the high school stadium project. He stated that an update would be provided at the next Board meeting.

**Announcements from Board members and/or Staff**

Student representative Krovoza announced the Tony Fields Performance on April 17 and 18 at 7:00 p.m. at the IPAB facility at the high school.

**VI-b.** There were no superintendent announcements or reports at this time.

**Superintendent's Report**

**VII. UPDATE ON TENTATIVE BOARD CALENDAR**

**VII-a.** Member Lovenburg requested that the Tentative Board Calendar be made available to the Board. Superintendent Hammond confirmed that he would get that information to all Board members as soon as possible.

**Update on Tentative Board Calendar**

Member Allen requested that the contract with the Child Development Center be placed on an upcoming meeting agenda. Member Lovenburg requested a resolution or letter in support of propositions 1A through 1F on the state special election on May 19, either as a Consent Calendar or discussion item. Other Board members asked for the rationale relative to the lack of support for proposition 1A by the California School Boards Association (CSBA).

**VIII. DATE, TIME, AND PLACE OF NEXT SCHEDULED MEETING**

The next regular meeting of the Board of Education is scheduled for May 7, 2009. The Board will convene in open session, and immediately thereafter adjourn to closed session at 5:30 p.m. in the Susan B. Anthony Administration Building at 526 B Street, Davis, California. The Board will reconvene in open session at approximately 7:00 p.m. in the Community Chambers at 23 Russell Boulevard, Davis, California.

**Date, Time,  
and Place of  
Next  
Scheduled  
Meeting**

**IX. ADJOURNMENT**

The meeting was adjourned at 9:35 p.m.

**Adjournment**

\_\_\_\_\_  
Gina Daleiden, President

\_\_\_\_\_  
J. Quezon Hammond, Secretary

*These minutes were approved at the Board meeting on:* \_\_\_\_\_