

**CULVER CITY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
ADOPTED MINUTES**

Meeting:	<u>Regular Meeting</u>	Date:	<u>September 13, 2011</u>
Place:	<u>District Administration Office</u>	Time:	<u>6:00 p.m. – Public Meeting</u>
	<u>4034 Irving Place</u>		<u>6:01 p.m. – Closed Session</u>
	<u>Culver City 90232</u>		<u>7:00 p.m. – Public Meeting</u>

Board Members Present

Scott Zeidman, Esq., President
Karlo Silbiger, Vice President
Katherine Paspalis, Esq., Clerk
Patricia Siever, Professor, Member
Steven Gourley, Member

Staff Members Present

Patricia W. Jaffe, Interim Superintendent
Ali Delawalla
Eileen Carroll

Call to Order

Board President Mr. Zeidman called the meeting of the Culver City Unified School District Board of Education to order at 6:00 p.m. The Board adjourned to Closed Session at 6:01 p.m. and reconvened the public meeting at 7:00 p.m. with all Board members in attendance. Mr. Dan O'Brien led the Pledge of Allegiance.

Report from Closed Session

Mr. Zeidman reported that the Governing Board met in Closed Session regarding issues listed on today's Closed Session agenda and announced that no reportable actions were taken.

8. Adoption of Agenda

It was moved by Mr. Zeidman to amend the September 13, 2011 agenda by moving item 11.1 to follow Item 8, Adoption of the agenda. Then Information Items 12.1 – 12.4 to follow Item 8, Adoption of the Agenda. Then move Item 15.1 to follow the Consent Items. The motion was seconded by Ms. Siever. The motion was unanimously approved to adopt the September 13, 2011 agenda as amended.

11. Public Recognition

11.1 Superintendent's Report

Mrs. Jaffe reported that the opening of school was great and everything went smoothly. She stated that she visited every classroom in the District and enrollment is better than expected. Mrs. Jaffe turned over the rest of her time to Leslie Adler, Executive Director of the Culver City Education Foundation. Ms. Adler and Mr. Dan O'Brien, also from the Education Foundation, gave the Board a brief update about the launch of their community-wide All for One campaign. The goal of the campaign is to raise one million dollars. They also showed the campaign video and Ms. Adler thanked Mr. O'Brien for producing the video. It will be shown during Back to School Night events. There will be an All for One rally on September 26, 2011 at 7:45 a.m. Mr. Zeidman stated that he would give his Board member stipend for the year towards the campaign. Ms. Siever stated that she would do the same.

12. Information Items

12.1 Special Education Presentation by Jonathan Read, Esq.

Mr. Jonathan Read, partner in the law firm of Fagen, Friedman & Fulfroost, presented an overview of Special Education compliance and the responsibilities of the District. Mr. Zeidman asked for clarification on what happens if the parent does not submit to an IEP. Mr. Read stated that ultimately then the student may not end up getting services. Mr. Read also spoke about dispute resolution, and answered additional questions from the Board. Amanda Copeland commented that Mr. Zeidman put on a fantastic "show" with a "high paid" attorney. She stated that the attorney has been paid more than one million dollars, and that it was time for some accountability from the District. Ms. Copeland presented a copy of the Public Records Act and stated that District has been refusing to give her records. Ms. Copeland proceeded to state that the numbers provided in the Unaudited Actuals were incorrect information provided by Mr. Delawalla. Ms. Copeland had used up her allotted time and refused to end her speech and take a seat until she was finished.

12.2 Presentation of the 2010-2011 Unaudited Actuals

Mr. Delawalla presented the 2010-2011 Unaudited Actuals to the Board. He reported that for the last three years the budget has been late from the state. He reviewed the 2009-2010 year in review which included cash flow, actions taken towards savings, ending balances, revenue enhancements, general fund contributions to other programs, summary of other funds, the 2010-2011 cash flow, multi-year projections, parcel tax expenditures and the 2010-2011 Personal Services Agreements (PSAs). Ms. Siever asked how many teachers were hired from the parcel tax funds. Mr. Delawalla stated that teachers were not hired from these funds, but retained. Ms. Siever stated her concerns about library media clerk, and asked about the difference in funding between the certificated and classified personnel. Mr. Silbiger asked about the legal fees and if the \$300,000 was higher or lower than what we usually spend. Mr. Delawalla stated it was lower. Mr. Silbiger asked if we budgeted about the same amount for legal fees as last year. Mr. Delawalla stated that he would need to review the First Interim Report. Mr. Gourley asked if, according to Mr. Delawalla's records, we did not reach the budgeted amount of \$500,000 with everything included such as attorney's fees. Mr. Delawalla confirmed. Mr. Gourley stated that the amount the District spent on special education is over what the federal government or state mandates. Mr. Delawalla confirmed and stated that the money comes from unrestricted general funds. Mr. Mielke stated that traditionally the budget is rather conservative. With the money saved he stated that the District could possibly rescind a furlough day. Further discussion ensued.

14. Action Items**14.3 Business Items****14.3a Approval is Recommended for the 2010-2011 Unaudited Actuals**

It was moved by Ms. Siever and seconded by Mr. Gourley that the Board approve the 2010-2011 Unaudited Actuals as presented. The motion was unanimously approved.

12. Information Items – (cont.)**12.3 First Reading of New Board Policy 4033, Lactation Accommodation**

There were no revisions from the Board or audience members. The policy will be brought back for a second reading and approval.

12.4 First Reading of Revised Administrative Regulation 5117, Students – Interdistrict Attendance

Mr. Gourley suggested that all members send their revisions to Mr. Sotelo and have the Administrative Regulation brought back with all revisions included for a second reading. All Board members agreed.

9. Consent Agenda

Mr. Zeidman called the Consent Agenda and asked if any member of the audience or the Board wished to withdraw any item. Ms. Siever requested that item 9.1 be withdrawn. Ms. Siever commended Mrs. Leslie Lockhart and staff for providing the total amounts that are coming from particular funding sources. It was moved by Mr. Gourley and seconded by Ms. Siever to approve Consent Agenda Items 9.2 – 9.9 as presented. The motion was unanimously approved.

9.2 Purchase Orders

9.3 Acceptance of Gifts

9.4 Certificated Personnel Reports No. 3

9.5 Classified Personnel Reports NO. 3

9.6 Culver City Middle School Spring Brea Field Trip to Hawaii, March 24th through March 31st, 2012

9.7 Student Teacher Agreement between the Culver City Unified School District and California State University, Northridge

9.8 Resolution #2/2011-2012(HR), Teacher Education Code Approvals

9.9 Resolution #3/2011-2012(HR), Teacher Education Code Approvals

9.1 Approval is Recommended for the Minutes of Regular Meeting – July 12, 2011; and Minutes of Regular Meeting – July 26, 2011

Ms. Siever requested this item be withdrawn for the Minutes of July 12, 2011 in item 12.2. She requested that the last sentence be clarified so that it reads, Ms Siever asked for a change in the statement **regarding the use of “affirmative action.”** She stated that “affirmative action” cannot be used any longer. Mrs. Lockhart stated that her department was already in the process of removing the language. It was moved by Mr. Gourley and seconded by Ms. Siever to approve the Minutes of Regular Meeting – July 12, 2011 as amended; and Minutes of Regular Meeting – July 26, 2011 as presented. The motion was unanimously approved.

15. Board Business**15.1 Discussion on Brown Act**

Mr. Zeidman read a statement regarding an incident at a prior meeting where it was requested that a speaker’s microphone be turned off as she was speaking. He suggested that staff start updating all policies dealing with public communication, and asked for Board support. The Board unanimously agreed that they would like staff to start updating the policies. Mr. Gary Silbiger thanked the Board for bringing this topic up and offered the Board a few suggestions to make sure that they do not take away the public’s right to free speech, and also stay in compliance with the Brown Act. A few of the suggestions were 1) Brown Act Training and City Council may have free training; 2) Have the Board speak with the District’s attorneys; 3) Having the students have a practical experience that includes free speech; and 4) Having information regarding Free Speech on the website. Amanda Copeland stated that she loved everything that Gary Silbiger suggested. She stated that the Board did not become aware of the violation until they received a very stringent letter from Californians Aware. She invited the public to a Superior Court hearing regarding the special education corruption. Ms. Copeland stated that Mr. Zeidman was showing up to her court appearances to intimidate her and she was insistent that there was special education corruption. Mr. Gourley, responding to Ms. Copeland’s prior comments, stated that he has no evidence that Mr. Delawalla has forged or manipulated any financial or other information. He also spoke on the 6th Amendment which is the right to go to court by presenting accurate information and that is Mr. Zeidman’s right. Ms. Copeland persistently interrupted Mr. Gourley during his statement. Ms. Paspalis thanked Mr. Silbiger for speaking and thinks it is important to update the information. Ms. Siever also agreed that it was important to update the information.

13. Recess

The Board recessed at 8:30 p.m. and reconvened at 8:40 p.m.

10. Awards, Recognitions and Presentations - None**11.2 Assistant Superintendents’ Reports**

Ms. Carroll provided an update on test scores. She stated that the middle school continues to be a PI (Program Improvement) school. El Rincon is also now a PI school. Ms. Carroll explained the courses of action that are being taken to address these issues.

11.3 Student Representatives’ Reports**Middle School Student Representative**

There was no representative from Culver City Middle School present.

Culver Park Student Representative

There was no representative from Culver Park High School present.

Culver City High School Student Representative/Student Board Member

Eliud Evans, Student Board Member, stated that the first week at the high school went very well. He reported on activities at Culver City High School, including the success of college night. He thanked Mr. Valverde for all of his hard work, and he thanked all of the colleges that attended. Mr. Evans also reported on the elections for the freshman and sophomore classes; and he provided an update on the sports teams.

11.4 Members of the Audience

Members of the audience spoke about:

- Anthony Parascandola stated, in response to prior comments from Ms. Copeland where she said that he was representing Mr. Zeidman in court, that he was at court to represent Mr. Ari Noonan. Ms. Copeland had brought a lawsuit against the news reporter and Mr. Parascandola was representing him against her alleged charges. During his statement Ms. Copeland continually interrupted him stating that she was sure that Mr. Zeidman or the District was paying him. Mr. Parascandola stated that Mr. Noonan was paying his fees.
- Todd Johnson, Chair of the Environmental Sustainability Committee, inquired about the improvements to Robert Frost Auditorium. Mrs. Jaffe stated that Mr. Delawalla will be providing an update on capital projects at the September 27th meeting. Mr. Zeidman asked to agendaize a full report from the committee. Mrs. Jaffe said that it could be on the September 27th agenda. Further discussion ensued about what information would be appropriate to discuss at the meeting.
- David Mielke stated that school got off to a great start, and that he was happy with Dylan Farris as the new principal at the high school. Mr. Mielke thanked Mrs. Lockhart for publicly thanking the unions for agreeing to take furlough days. He reported that the unions unanimously voted to support the All for One campaign. Mr. Mielke stated that he hopes everyone can treat each other with respect during this school year.
- Tom Oliva inquired about the athletic field expansion. He said that he tried to do some research about the expansion and only saw one item about moving the football field. The community would like a meeting to find out what is going on. Mr. Gourley stated that he also received phone calls regarding this issue. Mr. Silbiger stated he has also been contacted. Mr. Oliva suggested scheduling a public meeting to share plans and invite/notify people within 500 feet of the school. Mr. Gourley stated that the community that lives in the neighborhood could provide valuable information that could assist in the plans.
- Robert Zirgulis stated that he supports Culver City Education Foundation and that he previously supported Measure EE. He is puzzled on why he cannot get support on an oil tax initiative. He stated that he previously asked Mr. Gourley if he could get his signature in support and Mr. Gourley said no. Mr. Zirgulis asked Mr. Gourley if it was because he did not like him.

11.5 Members of the Board

Board Members spoke about:

- Mr. Gourley asked to agendaize a discussion about a resolution regarding an oil tax initiative. Ms. Siever and Mr. Silbiger agreed. Mr. Gourley said that he did say no to Mr. Zirgulis because this is the person that was supporting drilling in Baldwin Hills, and that he would not support anything that Mr. Zirgulis was behind.
- Mr. Zeidman stated that he read an e-mail from an upset parent regarding special education. Mr. Zeidman was attempting to speak on several occasions, but was continually interrupted by Ms. Copeland making accusatory statements. Board members asked repeatedly for Ms. Copeland to be quiet and allow Mr. Zeidman to finish his statement since she had her time to speak. Mr. Zeidman also spoke about the capacity in which the Board can make decisions. Audience members also were asking for Ms. Copeland to remain quiet while Mr. Zeidman tried to make his statement.
- Mr. Silbiger stated that he hoped everyone had a nice summer and he was glad that the schools got off to a great start. He thanked Mrs. Jaffe for the trainings to the Board and congratulated the District on the API scores. He is glad to hear that enrollment is higher than expected. Mr. Silbiger thanked Todd Johnson for his efforts. He stated that he was approached by Michelle Weiner regarding a learning garden that she has in Venice. He asked if there was a timeline on CBAC. Mrs. Jaffe stated that she is working on it and she will be putting out applications.
- Ms. Siever thanked Mr. Read for the report on special education. She asked for follow-up on getting a SELPA report on how the District can save money. Mrs. Jaffe stated that Ms. Jeanne Davis, SELPA Director, will be at the next Board meeting with a report. Ms. Siever stated that the Board needs to talk about prioritization on the parcel tax expenditures. She would like to see a report before funds are spent. She stated that she saw the STAR Report and extended congratulations to staff and

students. Ms. Siever asked about the student populations at the high school. Mrs. Jaffe stated that sections were being added to lower class size. The class size will be around thirty. Ms. Siever stated that she was glad to be back. Three other Board members agreed to support her request to see the parcel tax expenditures.

- Ms. Paspalis reported on her attendance at the school campus clean-up events that took place prior to school starting, and she confirmed that most of the schools have a gardening program. She stated she was looking forward to a positive year. Ms. Paspalis does not think that as a Board they should be endorsing any one candidate for the school Board.
- Mr. Gourley stated that he has always told the truth. He apologized to Mr. Mielke and to Mr. Zirgulis for his statements during the meeting. He stated that one thing he has learned is that there are people that are evil and liars. He has always found Mr. Zeidman to be a peaceful and kind man and is happy to support him. Mr. Gourley stated that he applauds the test scores, but they are arbitrary and we should not be slaves to them.

14. Action Items – (cont.)

14.1 Superintendent's Items - None

14.2 Education Services Items

14.2a Approval is Recommended for the Supplemental Education Services 2011-2012 Master Contract (pursuant to the No Child Left Behind Act, Section 1116 (e)) and Delegation of Authority to Superintendent or Representative to Enter into Contracts with Supplemental Educational Services (SES) Providers

It was moved by Ms. Siever and seconded by Ms. Paspalis that the Board approve the Supplemental Education Services 2011-2012 Master Contract (pursuant to the No Child Left Behind Act, Section 1116 (e)) and Delegation of Authority to Superintendent or Representative to Enter into Contracts with Supplemental Educational Services (SES) Providers as presented. The motion was unanimously approved.

14.3 Business Items

14.3b Approval is Recommended for the Notice of Completion of Bid #190.11 – Roof Replacement

George Laase asked if this item was for three various school sites. Ms. Paspalis stated that she was sure Mr. Delawalla could provide the information at the next meeting since Mr. Delawalla had to leave the meeting early. It was moved by Ms. Paspalis and seconded by Mr. Gourley that the Board approve the Notice of Completion of Bid #190.11 – Roof Replacement as presented. The motion was unanimously approved.

14.3c Approval is Recommended for Award of Bid #T-191.01 – Pupil Transportation

It was moved by Ms. Siever and seconded by Ms. Paspalis that the Board approve the Award of Bid #T-191.01 – Pupil Services as presented. The motion was unanimously approved.

14.3d Approval is Recommended for Resolution #4/2011-2012 – Gann Limit Calculation

Mr. Gourley stated that this item is a full waste of time. It was moved by Ms. Siever and seconded by Mr. Silbiger to approve Resolution #4/2011-2012 – Gann Limit Calculation as presented. The motion was approved with a vote of 3 – Ayes and 2 – Nays by Ms. Paspalis and Mr. Gourley.

14.4 Personnel Items

14.4a Approval is Recommended for the Emergency Permit, Declaration of Need for Fully Qualified Educators

It was moved by Ms. Siever and seconded by Ms. Paspalis that the Board approve the Emergency Permit, Declaration of Need for Fully Qualified Educators as presented. The motion was unanimously approved.

15. Board Business – (cont.)

15.2 Discussion Regarding Facilities Use

Mr. Silbiger stated that he had received a request for the PTA groups to receive a second day of fundraising without fees. Mr. Silbiger asked that it be agendaized at the next meeting.

Adjournment

There being no further business, it was moved by Mr. Gourley, seconded by Ms. Siever and unanimously approved to adjourn the meeting. Board President Mr. Zeidman adjourned the meeting at 9:33 p.m. in memory of the victims and their families of the September 11th attacks.

Approved: _____
Board President

Superintendent

On: _____
Date

Secretary