# **METROPOLITAN EDUCATION DISTRICT**

Governing Board Meeting Minutes June 13, 2012

#### I. CALL TO ORDER/ROLL CALL CLOSED SESSION

The meeting of the Governing Board of the Metropolitan Education District was called to order by President Chang at 6:00 p.m., in CCOC Room 819, San Jose, California, for closed session.

#### All Members present, except when noted "absent:

Daniel Bobay Milpitas Unified School District
Jim Canova Santa Clara Unified School District

Cynthia Chang Los Gatos-Saratoga Union High School District

Richard Garcia
Diane Gordon
J. Manuel Herrera
San Jose Unified School District
Campbell Union High School District
East Side Union High School District

#### II. CALL TO ORDER/ROLL CALL REGULAR MEETING

The meeting of the Governing Board of the Metropolitan Education District was called to order by President Chang at 7:05 p.m., in CCOC Room 201, auditorium, San Jose, California.

#### III. REPORT OF CLOSED SESSION ACTIONS

President Chang reported no action was taken in closed session regarding the Superintendent's Evaluation; Pursuant to Government Code: 54957.6(f).

#### IV. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Vice President Bobay.

#### V. ADOPT AGENDA

<u>Superintendent Hay</u>: He asked the Governing Board to remove Item # 9 from the agenda and to move Item # 12 to Special Order of Business. He said Item # 9 was the Memorandum of Understanding with Palo Alto Unified. He said the JPA Executive Council (EC) expressed concerns and the EC asked to bring it back to them for further discussion prior to discussion at the MetroED Governing Board meeting.

MOTION: It was moved to adopt the agenda with staff recommendations. M/Herrera, S/Gordon; Vote: 6 Ayes, 0 No

#### VI. RECOGNITIONS/VISITORS

Superintendent Hay recognized the 2011-2012 Classified Employee of the Year, Teresa De Haro and presented her with a plaque and award. Superintendent Hay made the following remarks:

• Teresa De Haro has served the Metropolitan Education District for the past forty years beginning her career at the San Jose Adult Education Center in 1971. Following the consolidation of the adult education program in July 2011, Teresa moved to CCOC as the executive assistant to the CCOC Director. Teresa's work ethic and ability to professionally "move things" along has not only been an instant benefit to CCOC but has also been a motivation for others. Director John Fox compared her office presence to that of a star athlete on a team that through her own hard work and high level of cooperation is able to make others look good, feel good about themselves, and improve their outlook and performance. Teresa is an extraordinary person who allows everyone

to feel important and encourages all to participate. Every organization needs a person who is able to keep their eye on the target, is not easily distracted and knows what is important; Teresa DeHaro is definitely that individual.

<u>Teresa De Haro</u>: She thanked the Governing Board and staff for the honor and shared how much she has enjoyed working at MetroED and how she has enjoyed working this year with the dedicated, hard-working staff at CCOC.

#### VII. STUDENT REPORTS

None

## VIII. SPECIAL ORDER OF BUSINESS

Information Item 12: Governing Board Voting; Adult Education was heard at this time.

#### IX. PUBLIC COMMENTS

President Chang: She noted there were no requests to speak.

#### X. APPROVAL OF MINUTES

1. Action Item: Approval of Minutes of Special Board Meeting of May 2, 2012 and the Regular Board Meeting on May 9, 2012.

**MOTION**: It was moved to approve the Minutes of the Special Board Meeting of May 2, 2012 and the Regular Board Meeting on May 9, 2012. M/Garcia, S/Herrera; Vote: 6 Ayes, 0 No

#### XI. CONSENT CALENDAR

**MOTION**: It was moved to approve consent items # 2 through #11 with the removal of # 9 from the agenda. M/Garcia, S/Herrera; Vote: 6 Ayes, 0 No

#### **BUSINESS AND FINANCIAL FUNCTIONS**

\*2. Action Item: Approve Monthly Warrant Approval List

The Governing Board approved warrant registers: That the Governing Board approve the following warrant registers: #62013276-#62013323, May 3, 2012; #62013324-62013357, dated May 8, 2012; #62013358-#62013371, dated May 9, 2012; #62013372-#62013401, dated May 14, 2012; #62013402-#62013550, dated May 15, 2012; #62013551-#62013581, dated May 16, 2012; #62013582-62013635, dated May 22, 2012; #62013636-62013648, dated May 23, 2012; #62013649-#62013700, dated May 30, 2012.

\*3. Action Item: Approve Agreement for Fiscal Budget Services-School Services of California; \$2,220

The Governing Board approved the agreement for Fiscal Budget Services with School Services of California in the amount of \$2,220 plus actual expenses not to exceed \$2,400.

\*4. Action Item: Renew Legal Services Agreement with Lozano Smith, Effective 7/1/12

The Governing Board approved the agreement to renew legal services with Lozano Smith for the 2012-13 school year.

\*5. Action Item: Legal Services Agreement with Fagen, Friedman & Fulfrost, LLP, Effective 5/14/12

The Governing Board approved the agreement for legal services with Fagen, Friedman & Fulfrost, LLP effective 5/14/12.

## \*6. Action Item: Surplus Items

The Governing Board approved the surplus of CCOC textbooks and equipment, MAEP textbooks, and one tractor.

#### PERSONNEL FUNCTIONS

#### \*7. Action Item: Certificated Personnel

The Governing Board approved the five CTA teacher stipends, three AFT teacher stipends, two MAEP summer school teachers, and four CCOC summer school teachers for contracted job Corps classes.

### \*8. Action Item: Approve Extension of Medical/Dental Benefits for Laid Off Employees

The Governing Board approved the proposed two month benefits extension for district employees who will be receiving a layoff of their total employment due to staff reductions made in the 2012-13 school year.

## **INSTRUCTIONAL AND STUDENT FUNCTIONS**

# \*9. Action Item: Memorandum of Understanding (MOU) with Palo Alto Unified School District for student enrollment at CCOC for the 201-13 school year.

The Governing Board pulled this item from the agenda at the recommendation of Superintendent Paul Hay after discussions the previous day with the JPA Executive Council.

#### \*10. Action Item: San Jose Job Corps; Revised Agreement for Summer School

The Governing Board approved the revised agreement between San Jose Job Corps and MetroED for summer school classes at CCOC.

# \*11. Action Item: California Fire Fighter Joint Apprenticeship Training Committee (JATC) Agreement, 2012-2013

The Governing Board approved the California Fire Fighter JATC apprenticeship agreement for the 2012-2013 school year.

### XII. INFORMATION ITEMS

#### 12. Information Item: Governing Board Voting; Adult Education

#### This item was discussed under Special Order of Business at the beginning of the meeting.

<u>Superintendent Hay</u>: He introduced Megan Macy from the law firm of Lozano Smith to provide information relative to the Joint Powers Agreement, Section 11.5.2. He said previously, the Governing Board held a retreat where Members Chang and Garcia were present. He said Lozano Smith had provided information on their responsibilities and he asked them to come and speak on the adult education voting requirements after Member Garcia had requested clarification and bring it to the Governing Board for discussion.

She said she helped Harold Frieman prepare the information to talk with them several years ago and the question as she understands it this evening, is how do we handle the voting requirements since she understands only one district participates in the adult education programs. She said for JPAs, you are governed by two things generally; one is the government code section which governs JPAs which doesn't say too much but does say you can have an agreement on how you are going to run your business and the second piece is in your agreement where it talks about voting rights. She said there is provision 11.5.1 of your agreement that says the Governing Board shall act as a majority vote of its members pursuant to Ed Code Section 35164 and that Ed Code provision says every action item has to be approved by a majority of the membership of the Governing Board. She said it is a little different than other public agencies where it is a majority of a quorum. She said you also have a special provision which is 11,5,2 which relates to adult education programs. She read the section and then shared that if you read the two sections together with the underlying requirement there needs to be a majority of the members, it means that a majority of the board needs to approve an action item on an adult education program but if the members from the adult education programs are not in favor of the action, then the action would not pass. She said she understood in the past, there were additional members with adult education programs in the JPA. She said she would be happy to field any questions from the Governing Board.

<u>President Chang</u>: She said she understood in the past that East Side, Campbell, and San Jose had adult education programs and East Side left the JPA and then Campbell left with their adult education programs and now there is only San Jose.

Superintendent Hay: He said there was also Milpitas and Santa Clara and there were five districts that were part of the original administration of adult education programs through MetroED. He said three of them left the JPA, leaving San Jose and Campbell with adult education programs through MetroED. He said, two years ago, Campbell took back the operation of the adult education program which left MetroED with San Jose Unified.

<u>President Chang</u>: She said MetroED now only has San Jose Unified with an adult education program administered through MetroED.

<u>Macy</u>: She said functionally, you would still have to have a majority of the Governing Board to approve an item; however, if the San Jose representative was not in favor of the item, it would not pass according to your agreement.

<u>Member Garcia</u>: He asked what would happen if it was the other way around and the representative from San Jose approved the item and the majority vote was against the item.

<u>Macy</u>: She said that was a very good question. She said under the requirement that there needs to be a majority of the board that approves an item and it is somewhat open as to what section 11.5.2 says, and it is language if you ever do an amendment to the agreement that probably needs to be tighten up, she would recommend that.

Member Garcia: He said the reason he asked for clarification on the voting requirements was because when we had the workshop several years ago, the majority vote was not something we spent much thought as a majority of the districts had adult education programs in the JPA and it has begun to dwindle over the years and it is down to just one which is his district and he has been reminded on a number of occasions that he needs to be in favor of an issue for it to pass in spite of other members being against it. He said he didn't know if that was really true and if he voted against something and the other members voted for it or vice versa, did that mean the item would go down for defeat.

Macy: She said the way she would read the section in the agreement in the example of if it was a five to one vote and San Jose is the dissenting vote and the way she reads the agreement, the item would fail. She said on the flip side, if there was a one to five vote and San Jose was the

one vote in favor, because of section 11.5.1, you would still need a majority of the Governing Board in favor.

President Chang: She said this is something the Governing Board should review.

<u>Superintendent Hay</u>: He said about four years ago the Executive Council looked at a couple of sections of the JPA agreement that needed revisions or clarity and he thought this was the first one that was reviewed because of the confusion in the sections. He said he will be retiring; however, he thinks it would be something that the Governing Board would want to begin the process. He said he thought it was an appropriate thing to do to look at the joint powers agreement and make any revisions that may need to be done.

<u>Member Canova</u>: He said he wanted to be clear on this item and he said if there is something the San Jose representative feels strongly against, it would not move forward.

Macy: She said that is how she reads the section.

<u>Member Canova</u>: He said on the flip side, if there is something the representative from San Jose felt strongly about, San Jose would have to get enough support from the Governing Board for it to be approved.

<u>Macy</u>: She said that was correct and it is the piece that is less clear in the agreement but if you read section 11.5.1 and 11.5.2 together, that is the intent. She said the other thing she wanted to point out is that 11.5.2 is a moving target because of the way it is drafted because of the language referring to the district with a majority of the enrollment in the adult education programs.

<u>President Chang</u>: She said it is simple now that there is only one district with adult education programs as part of MetroED.

Macy: She concurred that it was simple at this time with only one district.

Member Gordon: She said this is a topic that has been discussed in her home district, not the laws, when Campbell still had adult education programs at MetroED. She said when you look at the agreement and how it reads; it should be worked out with San Jose Unified as they are our customer. She said what she would ultimately like to see happen is to see things brought to us that have already been agreed to by San Jose Unified. She said she thinks San Jose Unified has the right to drive, much like when we were talking about Hope Rehabilitation, do they want to keep the program and at that time it was no. She said she would like to see Member Garcia coming to the Governing Board and saying there have been on-going discussions and San Jose Unified is in favor of this because she said frankly she would not vote against anything her customer said they wanted for their district. She said that would be her thought when we start to refine this language.

<u>Member Garcia</u>: He said from a policy standpoint it would make no difference if it was his district or another district. He said it was a good way at looking at the problem. He said he wanted to thank her for her clarification and he just wanted to be very clear on this issue. He said he didn't foresee any problems as this board has always been consistent when we look at items that are the best for the district and he hasn't had any problems.

<u>President Chang</u>: She asked if there were any other questions and seeing none thanked Ms. Massey for her presentation.

### 13. Information Item: Quarterly Investment Report as of 03/31/2012

<u>President Chang</u>: She noted there were no questions relative to the Quarterly Investment Report as of 03/31/2012.

### 14. Information Item: Draft of Proposed 2012-13 Budgets

Superintendent Hay: He introduced Chief Business Officer Lynn Orong to provide the budget.

CBO Lynn Orong: She provided a PowerPoint presentation of the 2012-2013 budget and explained the process for developing the budget and the issues relative to the Governor's proposals for educational funding. She said the May revision of the budget was heavily dependent upon the passage of the Governor's tax initiative passing in November. She said the passage of the initiative would include the Weighted Student Formula which would eliminate most of the categorical funds including ROCP and adult education. She said failure of the initiative would initiate more reductions for K-14 education including the cancellation of the \$2.8 billion deferrals. She said the Legislative Analyst Office review of the May revise is very thorough. She said there are budget challenges for MetroED. She said there is a reduction of 43% for WIA funds that translates into \$427,000 in reduced revenue which effects adult education severely. She also said there is the volatility of excess property taxes and the District does not know what they will be until they are received and they have been on a declining trend. She said also, for 2013-2014, with the notification from Los Gatos-Saratoga withdrawing from the JPA is also a decrease in revenue in the multi-year projections. She said there are also increases in expenses which includes salaries but only for step and column and the District's contribution into the health and welfare benefits by an annual percent each year. She said there is also inflation which drives up costs for services, materials, goods, and supplies. She said in order to maintain the quality core classes and remain solvent, reductions have to be made. She shared the net loss of 10.5 FTEs due to the layoffs and retirements that occurred and that were presented to the Governing Board previously. She said we want to thank CalWORKs for providing funds for materials and enrollment fees and supporting some personnel costs in administration and instructional positions.

<u>President Chang</u>: She said the information was for the coming year and she asked what the projections were for subsequent years.

CBO Orong: She said the funding is flat for the subsequent years and there have been some issues with funding for CalWORKs going down; however, they have proposed to make some contributions as we move forward. She said there have been some major changes in funds for the 2012-13 years including instructor retirements, reviewing classes, and facility projects. She said administration continues to review classes, enrollment, and the cost effectiveness as we move forward. She said a benefit for the District will be the ability to offer Title IV grants for students to attend classes to assist with fees. She shared in the multi-year projections, with continued deficit spending, the projections continue to decline as we move forward. She shared the program needs for adult education with the retirement of Director Karp and holding the position vacant for the coming year. She also shared the declining funds for adult education based on deficit spending on the multi-year projections. She also shared that reserves are going down and it will cause issues with meeting half of the annual payroll cost and meeting the obligations to vendors. She said she thinks this explains why we are making some serious reductions at this time. She said MetroED is still able to meet the financial obligations for the following year and the two following years. She said the final budget will be brought to the Governing Board on June 27 for final adoption.

<u>President Chang</u>: She said the first section of the budget there are a number of items that are blank and she said the question is a yes or no and it is blank.

<u>CBO Orong</u>: She said we are still able to meet our obligations and this is the same SAS form that is used for districts and it is automatically filled out based on the information that is presented. She said it will skip over some items as they do not apply to us as a JPA. She said we also do not have the option to put in "not applicable."

President Chang: She said there are areas that remain blank that are universal and could be answered.

<u>Superintendent Hay</u>: He said that Keiko Mizuno did not have time to complete some of the forms prior to distribution of the budget document. He recommended this move forward knowing that the completed forms would be included in the final budget for adoption for the June 27 meeting.

<u>President Chang</u>: She said the information would be completed for final budget adoption.

<u>CBO Orong</u>: She said that was correct; however, it is done automatically depending on the information submitted and as a District we cannot make changes to this part of the report. She said this provides the Governing Board with the knowledge that the District can meet the obligations because we are not able to go in and change the forms.

<u>President Chang</u>: She said on page 7 of 16 of the executive summary, we use to have the breakdown of overhead expenses 65% and 35% and now it state it is 79% and 21% between the general fund and adult education.

CBO Orong: She said this has been the breakdown for this year and it will continue for next year.

President Chang: She asked how often this is reviewed and how long this breakdown of 79/21 has been used.

Superintendent Hay: He said it has been two years.

<u>President Chang</u>: She asked if administration was going to review this breakdown and see if it is still reflective of what the costs are for overhead expenses.

CBO Orong: She said it will be reviewed for 2013-14 and will be in effect for the coming year.

<u>Superintendent Hay</u>: He said it will be reviewed during the coming year.

<u>President Chang</u>: She said another item she discussed with Superintendent Hay earlier today was the multi-year projections and the total revenue. She said she knows the Los Gatos-Saratoga JUHSD might withdraw and the net effect is about \$200,000 per year and why is it not reflected in the multi-year projections.

<u>Superintendent Hay</u>: He said for the 2013-14 and 2014-15, we have extracted all the numbers that relate to Los Gatos-Saratoga out of the projections which includes the revenue coming in as well as the payments going back out to the districts for support of the ROP classes at their high schools. He said the reason you don't see a reflection in corresponding revenue is because with School Services dartboard is that they are recommending we consider a 2.4% COLA for 2013-14 and 2.7% COLA for 2014-15 and the income from those two COLAs offsets, somewhat, the loss from Los Gatos-Saratoga for those two years.

<u>President Chang</u>: She said those COLAs are just estimated and the superintendent said that was correct.

<u>Superintendent Hay</u>: He said our policies and procedures are that we follow the recommendations of the School Services Dartboard and that is what they say the projections will be for the following two years. He said most districts use the system of the dartboards.

Member Canova: He asked in reference to Los Gatos-Saratoga pulling out and why it is sort of hanging out there in the future as a question mark and is it just a complete unknown, is it a 50/50 thing, why is this question mark just hanging out there.

<u>Superintendent Hay</u>: He said it is a process issue at this point. He said the way it works is the district that is intending on withdrawing must issue a preliminary notice to the district by March 31 and that preliminary notice was approved by the Los Gatos-Saratoga Board of Trustees and

delivered to MetroED by March 31. He said he thinks it is referred to as a final notice in the JPA agreement, must be delivered to the district by June 30, three months later, for the following year. He said the process actually takes 15 months to occur. He said there is a whole year to continue to operate and at that point the district officially withdraws effective July 1, 2013. He said in the meantime, between March 31 and June 30, there is a dispute resolution process that we go through. He said we added a step to the dispute resolution process which included a meeting of the CBOs of the two organizations to discuss the reasons for doing it and if there was anything MetroED could do to prevent them from withdrawing. He said MetroED does not want them to withdraw. He said subsequently there were two meetings him and the Los Gatos-Saratoga Superintendent, Bob Mistele, and we came to an agreement in all three of those meetings that it was not so much the cost but it was that they are not utilizing the center so that they are getting the full value out of it. He said, in effect, they are contributing \$260,000 to support the center but they are only sending between 12 and 15 students and when you calculate the cost per student it is quite high. He said if they double or triple the number of students they send to the center and Superintendent Mistele acknowledged this, then they would be getting the value out of the program. He said the next step is to take the matter to the Executive Council and the EC met yesterday had the discussion and there was not much to decide. As the superintendent pointed out it is not something resolvable but we are following the process and procedure in the JPA. He said the superintendent recognized that there was not going to be any resolution to this at that level. He said the last step, if it is necessary, is an appeal to the MetroED Governing Board but there is nothing to appeal and he agreed to that. He said the next step and the reason it is still hanging out there is because Los Gatos-Saratoga has not made the final decision to issue the actual notice.

Member Canova: He said they have up to June 30 to issue the notice.

Superintendent Hay: He said that was correct and he understood it will be discussed at their meeting on June 19, their last meeting of the fiscal year for them, and they will address the issue at that time. He said if we assume they will give actual notice, the next step would be for the two districts to agree on someone who is going to do an inventory and evaluation of all the assets of the district. He said it would be everything from pencils and pens to tables and everything else, the land and equipment, improvements and once that appraisal is complete and Los Gatos-Saratoga has to pay the cost, the value of the organization is determined as of that date, then their proportionate ownership share which is 7.7%, which is what they invested in the facility in 1968, that amount would be determined. He said Los Gatos-Saratoga can't get the money but it is determined and it is on the books as a liability to MetroED, and you would put it on your books as a long-term receivable. He said at the end of the year, they can still come back and rescind their final notice or at any time during that year. He said this has not been a contentious process with Los Gatos-Saratoga.

<u>President Chang</u>: She said she understood there had been discussions about seeing if there were ways to increase the participation during the coming year at the center.

<u>Superintendent Hay</u>: He said that was correct and Superintendent Mistele has said whether or not the Los Gatos-Saratoga Board decides to issue a final notice, and neither of us know what will happen; however, Superintendent Mistele is going to recommend the withdrawal, he was going to make a strong effort at Los Gatos High School to get as many students as they can to attend the center.

<u>Member Canova</u>: He said that Superintendent Mistele was going to recommend to do the notice to his board and simultaneously get more students to attend the center and if he is successful at getting more students to the center, he asked if that would set the stage to rescind the notice.

President Chang: She said the dilemma was if you are telling your community that you are withdrawing and you are registering for CCOC, it becomes a problem. She said she thinks it could be possible and we had an MOU with Palo Alto that was pulled so there may be other options. She said she has been on the MetroED Board since 2001, eleven years, and she sees

the value of this district and the impact on the students and it is unfortunate we only send about 30 students that cost us about \$20,000 per student. She said when the money was not as tight, people were not paying as much attention and now there are only two more flex years when the state allowed the flex of the ROP monies. She said she recused herself from voting.

Member Canova: He said it was of course Los Gatos-Saratoga's decision but he said knowing the value maybe it was better to get more students here then taking out this long drawn out process.

<u>President Chang</u>: She said what her home district was following the process outlined in the JPA agreement in terms of the process, and there is no legal action being taken. She said it is just going through the due process.

Member Gordon: She said it may seem to be contradictory at first glance to say you are going to leave and try to increase enrollment, sometimes people appreciate things more when they think they are going to go away. She said she was not saying that was what Los Gatos-Saratoga was doing, but I think they are trying to cover their bases and give the appropriate notices, and if they can get the enrollment up to a level that is satisfactory to them as was said, they have the option to change their mind. She said she wished them luck and it is what we would all hope for and she said that is what she would do if she was trying to market or package, she would say, you know we have this terrific program and it is going to go away and we need to move students into this program.

<u>Superintendent Hay</u>: He said once again it is not contentious, and he saw it was not contentious with the other superintendents in the JPA at the EC meeting.

President Chang: She said it is not contentious at the board level either.

<u>Member Gordon</u>: She said it is unfortunate the process is called dispute resolution and in case there isn't one and it is just a matter of having to go through the process.

Superintendent Hay: He said Los Gatos-Saratoga would flex the money for two years and we are all making some wild assumptions here that flexibility will end, the weighted student formula does not go into effect as proposed by the Governor and then everything is off the table, and at the end of flex funding for ROCPs will continue in some form. He said if it continues as it is currently written, it creates some dilemma for the country superintendent and board of education as they have to approve. He said in order for Los Gatos-Saratoga to continue getting ROP money after flex ends, they have to be a member of a JPA or a county ROP and if they don't, they lose the money and then the money has to go back and be spent on ROP type activities. He said Superintendent Mistele told him that Los Gatos was having some discussions with North County ROP and, if the transfer occurs, it has to be approved by the State Board of Education and he believes the County Superintendent. He knows that, in the past, CDE has had a concern with this because, (with the exception of the period of flexibility) the revenue limit per ADA formula at North County ROP is considerably higher than ours is and so the dollar amount going into Los Gatos-Saratoga doesn't quite fit into that model. He said they will have to figure it all out.

<u>President Chang</u>: She said at that time Los Gatos-Saratoga could request to come back into the JPA which is another option.

Superintendent Hay: He said they could always ask to come back.

<u>President Chang</u>: She said at this point when we do our budget projections that we take this into consideration.

<u>Superintendent Hay</u>: He said he doesn't know if the Governing Board fully understands what happened with Los Gatos-Saratoga. He said Los Gatos-Saratoga is a basic aid district and they do not have a lot of money coming in for categorical programs, as compared to some of the other

districts like Santa Clara and Campbell. He said that when the state calculated the basic aid district fair share, the only place they could take the money from was the categorical funding. It turns out that it was all of it for Los Gatos-Saratoga. He said other basic aid districts had a larger base and it was not pushing into their general fund.

President Chang: She asked if there were any other questions for the budget.

<u>Superintendent Hay</u>: He said if there were any other questions between now and the adoption on June 27, he said to please contact CBO Orong so we can answer those questions.

### 15. Information Item: Legislative Update

<u>Superintendent Hay</u>: He said he didn't have much to add to the board packet as the discussions at the state have been on the Governor's May Revise and what will happen to the budget. He said there should be a budget by midnight Friday. He said if the budget is not passed, the legislators begin losing pay until a budget is passed. He said the Assembly and Senate Budget Committees, who don't need any Republicans to pass a budget, have come up with a plan that is close to the Governor's and he said the good news is that they are not implementing the Governors Weighted Student Formula, which is off the table at this point.

<u>Member Canova</u>: He asked if the threat of a pay cut for legislators causes us to have less quality on what is agreed upon by the legislators.

<u>Superintendent Hay</u>: He said he doesn't think so and it is because of the change to a majority from two-thirds to pass a budget.

## 16. Information Item: First Reading: Board Policies; Tri-Annual Update

<u>Superintendent Hay</u>: He said the policies are recommended by the California School Boards Association and it includes a summary sheet of the changes. He said the administrative regulations have been adopted by Cabinet and the policies are being brought for a first reading and the policies will be brought back for adoption at the June 27 meeting.

<u>President Chang</u>: She asked if the superintendent could refresh her memory on how the process works. She knows there is someone from CSBA that works with MetroED and who is the staff person from MetroED who works on this.

<u>Superintendent Hay</u>: He said Michelle Alaimo is the one who handles the paperwork and makes sure the summary sheet is prepared for the Governing Board. He said the administrative regulations are brought to Cabinet for a first reading and discussion and most of them are boiler plate due to new laws that were passed and change pieces of the Ed Code that we have to comply with.

#### XIII. ACTION ITEMS AND REPORTS

# **BOARD AND ADMINISTRATION FUNCTIONS**

## 17. Action Item: Approve MetroED Goals & Objectives for 2012-13

<u>CBO Orong</u>: She said the information was presented at a previous meeting and there were no requests to make any changes from the Governing Board and it is being brought forward for action and approval.

**MOTION**: The Governing Board moved to approve the MetroED Goals & Objectives for 2012-13. M/Garcia, S/Herrera

Member Gordon: She said she was not going to support this in its current form and she has been consistent in her objection to item 3.2. She said as an elected official for Campbell Union High School District, she does not believe it was the intention of the voters of her community to allow a separate entity to tax them.

<u>President Chang</u>: She said do you want to read item 3.2, it is on page four which states to secure future facility funding options for JPA ROCPs to be included in future bonding for construction and for bonding authority.

Member Gordon: She said that was correct and she knows it has been stated that we would never move forward unless we had a unanimous agreement of the districts. She said it was frankly similar to what was said regarding the funding model. She said promises and commitments were made over the years that there would be a resolution of that and it would be unanimous. She said when we had difficulty reaching an agreement, we referred to the master business agreement and said we don't have to be unanimous and proceeded to not honor promises and commitments that were made. She said her district has serious concerns because they have no doubt that at the end of the day if there cannot be an agreement between the districts as far as a bond, especially if it is Campbell, we believe we will be thrown under the bus again. She said she could not in good conscience support this item.

<u>President Chang</u>: She said she wanted to echo Member Gordon and she shared some of her concerns when this item came up before.

Member Canova: He said he would vote for this item and he has some of the same concerns. He said he had an interesting conversation with his superintendent the other day regarding this topic. He said their concerns were a little different than Member Gordon and said when we are putting out a parcel tax for our voters, there were concerns state-wide by superintendents that it could hurt districts going out for parcel taxes and bond measures. He said the reason he doesn't feel strongly enough to vote against this is that it is obviously not something we have resolved to do. He said at this time it is a lobbying effort and if in fact it ever became a reality for the legislators to give bonding authority at this level, it would be very doable that this organization could work in harmony with its members to make sure there is no conflict. He said as an internal optimist, he would think that this organization would not do anything that would be in conflict with the districts and be negative to each of the individual members in terms of whatever they might be pursuing on an upcoming ballot. He said it was something his superintendent felt strongly about.

<u>President Chang</u>: She said her understanding was that each district has a limit to our bonding capacity and she understands we want to have the ability to renovate the facilities as other districts. She said she would vote for this item if this goal is taken out. She said hopefully we will be in harmony but what happens if four districts say okay and two said no and based on what we heard from the attorney earlier, majority rules.

<u>Superintendent Hay</u>: He said, per the JPA agreement, it had to be 6-0 to move forward with a bond.

<u>Vice President Bobay</u>: He said he had to agree with Member Gordon on this issue. He said his district just went into a bond election in Milpitas and it looks like the city may go as well and as was said the bond capacity could be a limiting factor.

<u>Superintendent Hay</u>: He provided some background. He said the joint powers agreement states that the JPA is authorized to do bonds, and the six districts have already agreed to that. He said the Ed Code basically says the same thing. However, there is a quirk in the Ed Code where it says school districts can go for bonds. Unless the code specifically defines a JPA ROCP as a school district, then the authority is not applicable to the JPA. This is what was fixed when we changed Ed Code to allow the MetroED to qualify for deferred maintenance funding. He said that, for bonding authority that is the piece in the Ed Code that needs to be corrected. He said that

conversations were held at five consecutive Executive Council meetings and when we asked for their recommendation prior to coming to the Governing Board, understanding that we are not going out for a bond, all we are doing is correcting a technical piece in the Ed Code in case, for the future, the districts who are running this organization decide they want to go for a bond. He said this is about giving choice to the districts to make that decision, it has to be unanimous and it has to be 6-0. He said after asking the superintendents for their recommendation, as the EC is advisory to the MetroED Superintendent, three said yes and three said no in 2010. He said he came to this Board and were aware of the recommendation of the superintendents and it was approved as part of the legislative program by a vote of 6-0 to move forward and it has been policy for this District for the legislation sessions in 2010, 2011, and 2012. He said, if the Board chooses to withdraw this as a goal, he would be okay with that and we will go to the legislators and tell our lobbyist to take that out. He said the legislative priorities for 2012-13 will be coming to the Board for review in August or September. He said he does believe that the facilities here over time will continue to decay and there needs to be a willingness and the where with all from the districts to maintain these facilities. He said the deferred maintenance money will not do it and we are spending \$20 million now to upgrade most of the buildings. He said this is something he would like the Board to consider.

Member Herrera: He said there seems to be a need for a more wide-ranging discussion and rather than go more deeply into that at this time because it is not going to resolve itself tonight, he wondered if an amendment to the motion was in order to adopt these goals and objectives with the exception of 3.2. He said this does not prohibit us from further discussing this at other meetings. He said he doesn't fully understand the downside that is being expressed and he certainly understands we have to be able to provide for the upkeep of these facilities in the future and rather than try to resolve that now, is an amendment proper at this time?

<u>Superintendent Hay</u>: He said he would say yes and Member Herrera was correct that this requires a deeper discussion. He said staff will be coming back with legislative priorities; this year's legislative program is done and there was no opportunity to address this issue. He said the opportunity will be when the state puts together a new facilities bond which would go on the November 2014 ballot, so there is plenty of time for discussion and review. He said he just wanted to foreworn the Board as representatives of your districts that you have facilities at MetroED that will need some attention over time.

<u>Member Herrera</u>: He said he sees merit in what the superintendent is saying and he wants to understand better what the objections are and it will not be tonight. He offered an amendment to the motion to adopt with the exception of 3.2. He asked if an amendment to a motion require a second and the superintendent answered affirmatively.

<u>Member Garcia</u>: He said prior to voting on this amendment, he thinks any action regarding bonding would require a unanimous vote of the Board is the safeguard. He said if it didn't have one member's vote it would fail and he said it would be the safeguard and he was ready to move forward with the motion as presented.

Member Canova: He said he agreed with Member Garcia.

<u>Member Gordon</u>: She said she is hearing it is going to require a majority but she has not been told where that is, unanimous vote, and in the previous discussion on the other issue we were told it was unanimous and then it changed. She said she would be willing to continue to discuss the item as recommended by Member Herrera but, absent some additional documents and information, she would not support the original motion.

<u>Member Canova</u>: He said he agreed with Member Garcia and it has been made clear to him, it is a lobbying effort that has to be successful to provide us with the option to do this, but what has been provided to him clearly that if all of this occurred it would require a unanimous vote. He said that is the safeguard, a unanimous vote, and that seems to be the difference of opinion and some members of this body don't seem to believe this.

<u>President Chang</u>: She said she would want to see something in writing in terms of a unanimous vote. She said it makes a difference if it is unanimous or majority and it could be changed.

<u>Superintendent Hay</u>: He said it could only be changed by a unanimous vote as it would be an amendment to the JPA agreement.

Member Garcia: He called for the question.

Superintendent Hay: He said it was 6.2.6 of the JPA agreement and he asked if he had spoken out of turn.

Member Garcia: He said he had called for the question and to take the vote.

<u>Superintendent Hay</u>: He said the vote would be on the amendment to the motion first. He said there are two ways to deal with an amendment; the maker of the motion and the second accept the change, which Member Garcia has not, or you vote on the amendment and then you vote on the original motion.

<u>Member Herrera</u>: He said the reason he would be supporting the amendment is that two members of the Board and the Board President require additional information and have reservations and it can be revisited at a future meeting.

**MOTION**: The Governing Board moved to amend the original motion by Member Garcia to adopt the MetroED Goals & Objectives for 2012-13 with the removal of Objective 3.2 under the Superintendent's Office. M/Herrera, S/Gordon; Vote: 4 Ayes, 2 No (Garcia, Canova)

**MOTION**: The Governing Board moved to approve the MetroED Goals & Objectives for 2012-13 with the removal of Objective 3.2 under the Superintendent's Office. M/Garcia, S/Herrera; Vote: 4 Ayes, 2 No (Garcia, Canova)

<u>President Chang</u>: She said the goals and objectives for 2012-13 have been passed with the exception of 3.2. She said that this item is not dead.

<u>Superintendent Hay</u>: He asked for some guidance from the Board; he said everyone has a copy of the Joint Powers Agreement at your place at the dais section 6.2.6 states that applying for and obtaining school construction funds, issuing school bonds, and participating in state bond measures pursuant to the Education Code...without the unanimous vote of the Board. He said if we could put that issue to rest, it is a unanimous vote of the Governing Board. He said in August or September, staff will be coming back to you with a proposed program for the new legislative year for 2013-14 and that would be an appropriate time to continue this discussion.

Member Canova: He said the vote being unanimous is quite clear.

<u>President Chang</u>: She said that is what we will do; continue the discussions when the legislative program returns to the Governing Board for adoption.

<u>Superintendent Hay</u>: He asked if that was acceptable to the Governing Board to have that discussion at that time.

<u>Vice President Bobay</u>: He said that would be acceptable and he said there would need to be some input from the Executive Council.

President Chang: She said there are now new people on the Executive Council.

<u>Superintendent Hay</u>: He said there are new people on the Executive Council and based on the meeting yesterday, the vote could be different for doing a technical change and 6-0 against going out for a bond. He said it would be discussed with the Executive Council and brought back.

<u>President Chang</u>: She said that was a good point and the superintendents should have discussion.

<u>Vice President Bobay</u>: He said it should include how we are going to pay for the maintenance of the buildings.

<u>Superintendent Hay</u>: He asked if the Governing Board wanted to have that conversation. He said it would not be part of the legislative program and not the focus of the particular Board item.

<u>Vice President Bobay</u>: He said it would be part of the bond and how we are going to pay for the facilities.

<u>Superintendent Hay</u>: He said it could include other ways of funding that particular issue like general fund monies and every district participates in some way and he said that is exactly how we funded our match for the Prop 1D renovations. He said there are other ways and he thinks the districts could include MetroED if they went out for a bond as a proportionate contribution to the facility.

President Chang: She asked if we can issue certificate of participation.

<u>Superintendent Hay</u>: He said you can do that but he thinks that is another area that requires a unanimous vote and it is a long-term loan.

President Chang: She said it is self-financed to issue a COP versus going out to tax the residents.

<u>Superintendent Hay</u>: He said that repayment of the COP would have to come out of the District's general fund.

#### 18. Action Item: Organization of Administrative Staff for 2012-13

<u>Superintendent Hay</u>: He said it is the responsibility of the superintendent to organize the administrative staff to fulfill the District's vision and goals subject to ratification by the Governing Board. He said the proposed organizational chart for 2012-13 is being presented and in the board packet there are two charts with the changes for example, Dan Gilbertson being replaced by Tom Mullin and under adult education Sylvia Karp's position as Director moved into a vacancy, Suzi Glass from Assistant Principal to Principal, and a new position for an assistant principal for four days a week, five hours in the evening for adult education. He said for Facilities Manager, Lenzo Pittman has retired and Scott Hall our CCOC Electrical Maintenance instructor has accepted the position. He said there is a vacant position for CCOC Assistant Principal and a recommendation to fill the position will be brought at the next meeting.

<u>President Chang</u>: She asked for a motion to approve the administrative organizational structure as recommended by the superintendent. She said there is a request to speak prior voting on the motion.

<u>Kathy Jasper</u>: She is AFT President and she spoke regarding the assistant principal position for adult education. She said if you approve the organizational chart you are approving a night supervisor for the evening position. She said she wanted to make sure the Board understood what those ramifications were. She said if you look at the Board agenda under minutes, page six, when it was discussed previously, at the bottom of page six, she read from the minutes. She said it is the belief of the other union presidents when we are looking at saving classes and positions and one of the suggestions we feel would help is a night supervisor who has been at

CCOC, Bill Connolly, and the program has been declining. She said they feel he could be the night supervisor for MAEP as well and save money for the district.

<u>Superintendent Hay</u>: He said the process starts with the job description for a new position which was approved at the last meeting. He said the next step is to approve the organizational chart with the position in it. He said we have not hired anyone into the position. He said the Board will approve the hiring of someone at the next meeting if the organizational structure is approved this evening. He said administration will bring someone to the Board to fill that position commencing July 1. He said what we said in the minutes is accurate and what we are doing.

<u>Member Herrera</u>: He said he was not sure he fully understood the comments from Kathy Jasper but it seemed she was suggesting that we could achieve administrative functions and save money. He said the question was if the superintendent was aware of that suggestion and has it been considered.

<u>Superintendent Hay</u>: He said it was one of the first things we considered. He said we met with Director Karp and Director Fox and talked about their programs and what their needs were for the night program and where we were going with those for the future. He said we have a need at MAEP to have someone who is in charge at night. He said the night program is as full as the morning program. He said for CCOC, Mr. Connolly has been with us for some time and the evening program has diminished.

<u>Director Fox</u>: He said Kathy Jasper is correct that we have seen some decline in the enrollment but we have worked very hard in the last couple of months putting new programs together for the new year. He said there will be a solar program that did not run last year, there will be three automotive programs, a Culinary Program, Law Enforcement for Security Guards, Forensics, and Business Law that didn't run last year. He said the programs in the evening are set up to pay for themselves and provide opportunities for the community. He said if flexibility ends and ADA is returned, it would help greatly and he knows the superintendent is working hard for Title IV accreditation that would assist community members to pay for the classes. He said the decline has not been due to interest but the tuition-based program. He said he thinks it would be a hardship for Mr. Connolly to take on the extra work. He said he thinks it is two jobs.

<u>Director Karp</u>: She said the adult education program is serving about 2,300 students and running the program with one principal and no help in the evening would be difficult. She said the evening position would provide supervision and administrative support to students and staff and will do some of the tasks the principal will not be able to manage during the day. She said it is a position that will support the principal and we are providing five different programs for the students, four academic and one career technical program and we need someone who can support academic programs.

Member Garcia: He said he appreciated the feedback from staff; however, he had a question. He said he had a real problem when at a board meeting we have staff coming before us and asking us to make decisions on personnel matters when that is not our job. He said he was not going to point fingers at AFT or administration; however, he thinks they are both responsible for not flushing this out before this evening's meeting and he hoped that would not continue because it was not their job to make decisions on personnel matters. He said we do owe it to the staff and the students to see that we are making the right decision but we shouldn't be making this decision at this meeting. He said this should have been discussed and if at the last minute you talked with the superintendent, come to us that we have presented this idea and the superintendent would have given us some feedback and information. He said he just hopes these decisions get resolved before the board meeting.

Member Herrera: He said he shared your summary; however, he took it a little differently. He said in his asking the superintendent was aware of it and had it been considered, he was not looking for a justification, he said it was more of a process question. He said when the superintendent said yes that it had been considered and he was aware of the option, he was

done. He said he is not going to do the superintendent's job and he is not in the position to evaluate or second guess the decision of administration. He said that is the general stance and also as a policy maker, he wants to support an organization and culture where this type of communication is occurring as Member Garcia suggested. He said if for some reason it hasn't, he said it was entirely appropriate for someone to come to the microphone as Kathy Jasper did if it hadn't been heard before and to make the Board aware of it so he could ask the question for example, are you aware of it. He said it is a balancing thing and he would certainly not develop a board process or procedure where we are second-guessing management based on not having all the information.

<u>Superintendent Hay</u>: He said to address the issues directly; administration reviewed the issue in great depth and chose not to go in that direction and we did meet with Kathy Jasper and she suggested we take another look at the option and administration did, and held another discussion and made the decision to move forward with the recommendation this evening. He said as recent as today, the administration had talked with Kathy Jasper and Rosalie Ruiz from CSEA. He said there has been on-going communication about this particular issue and Kathy Jasper has made her position abundantly clear on multiple occasions.

President Chang: She asked if there was further discussion and if not she called for the vote.

**MOTION**: The Governing Board approved the organizational structure of administrative staff for 2012-13. M/Herrera, S/Gordon; Vote: 6 Ayes, 0 No

### 19. Action Item: Biennial Review of Board Bylaw 9270

<u>Superintendent Hay</u>: He said we are required by law to review conflict of interest codes every two years and there is a requirement to review by the Governing Board.

**MOTION**: The Governing Board reviewed and approved the Biennial Review of Board Bylaw 9270. M/Gordon, S/Garcia; Vote: 6 Ayes, 0 No

## **BUSINESS AND FINANCIAL FUNCTIONS**

## 20. Action Item: Monthly Budget Update

<u>Superintendent Hay</u>: He said it was provided in the board packet and there were very few adjustments to be made.

**MOTION**: The Governing Board approved the budget changes included in the monthly budget update for the period ended June 13, 2012. M/Herrera, S/Garcia; Vote: 6 Ayes, 0 No

## PERSONNEL FUNCTIONS

# 21. Action Item: Approve Resolution #14-06-13-12 to Reduce or Reassign Classified Workforce

<u>HR Director Gilbertson</u>: He said as was presented in the budget presentation, we are facing budget reductions again for the coming year primarily impacting our adult education program. He said as in the past these reduction are impacting our staff levels. He said in April we brought the certificated staff reductions for the coming year and tonight we are bringing the resolution for classified staff. He said as noted in the board item, we are proposing a reduction of 5.8 FTEs classified reductions. He said we are still in the process of negotiating the impacts of these reductions with CSEA.

<u>President Chang</u>: She asked for a motion to approve the resolution and noted there were members of the public that wished to speak on this item.

Rosalie Ruiz: She said she was the President of CSEA, Chapter 227, and also a 28 year employee of MetroED. She said that fighting for CSEA jobs is very important to her and the proposed reduction and elimination of classified positions this evening concern them because it is due to a reduction of funds; however, we hired two administrators to replace one administrator this spring and we are looking at hiring a part-time evening administrator. She said we do not need any more administrative positions while we are eliminating classified positions. She asked the board to look for other options besides cutting jobs and eliminating positions. She said CSEA believes that we need to keep people employed and that need has never been stronger and she asked to rethink and do the responsible and fair thing and do not approve these cuts.

Maria Cisneros: She said she is a member of Chapter 227 and has worked over 22 years at MAEP and said she loves her job. She said every time there are budget problems classified staff are cut and we have a lot of people in administration. She asked how administration will run the school when there is no one left to work for them. She said you are hiring more administrative staff and we are going to lose a person in her office which makes it hard to run an efficient office to give good, complete, adequate work to get the students into class. She said you can't keep cutting classified back and you need to hear us. She said you can't keep hiring and making the school beautiful and spending money on buildings. She said to we have to constantly improve the buildings and grounds, she said please do not cut any more people and to find other ways to find money. She said we need to find ways to meet the needs of the community.

Terri DiSalvo: She said she has worked here 20 years and is part of CSEA and a classified worker. She said she has looked over budgets and she knows we are in a state of crisis and cuts need to be made; however, once again classified is being chopped at and it doesn't seem fair to her or a lot of the classified employees. She said there are three curriculum specialists and site supervisors that are available and could work evenings. She said there are no reductions to adult education curriculum specialists or supervisors, no reductions to confidential employees, no reduction to CalWORKs site representatives and the budget is \$611,223. She said she didn't understand why some of that CalWORKs money couldn't be used to help support classified staff that shares in the work but doesn't share in the funds. She said we support the CalWORKs students and there are other funds classified are not privy to and she doesn't understand why. She said she doesn't understand why we are always the last, always the lowest paid and she doesn't see the fairness or understand. She said she doesn't understand why we are always cut, she said she knows Sylvia Karp is retiring and that is wonderful.

<u>President Chang</u>: She thanked the speakers for their input and called for a roll call vote as it was a resolution.

**MOTION**: The Governing Board approved Resolution #14-06-13-12 to eliminate the equivalent of 5.80 FTE classified positions. M/Gordon, S/Herrera; Roll Call Vote: 6 Ayes, 0 No

<u>President Chang</u>: She said Member Canova mentioned that he hoped things will change before the steps are taken and this is the first step in the process.

<u>Superintendent Hay</u>: He said there is another step in the process which includes bumping and the impacts of the reductions.

President Chang: She said the Board does value the contributions of the classified employees.

#### XIV. EXECUTIVE REPORT/ADMINISTRATIVE REPORTS

#### MAEP Director Karp

 There were 62 student graduates at the adult education graduation on June 6. She said as mentioned earlier, people appreciate things more when they think something is going way.
 She said many students feared the program would go away and after spending so much time

- trying to achieve their goal that 84% of the graduates attended the ceremony. In the past, the attendance has been about 50%.
- She shared there are several summer classes continuing for CalWORKs as the students need to attend all year (100% funded by CalWORKs) in Microsoft Applications, Medical Assisting Clinical Review and two classes at S.T.E.P.S. on Senter Road.
- She said S.T.E.P.S. is the transition class to teach students study and employment skills while waiting for an opening in a regular class at MAEP.

## **CCOC Director Fox**

- He said next Wednesday, June 20, at 6:00 PM will be the first orientation barbecue for new and returning students and their parents and he invited the Governing Board.
- He said the annual car show netted approximately \$10,000 for SkillsUSA.
- Member Garcia asked about the veteran's initiative and how they will know what openings there are for classes. Mr. Fox said he hoped to have veterans attending when classes begin in mid-August and they will be able to register on-line.
- Superintendent Hay said the on-line registration has been developed for work2future and NOVA. Also, work2future is working on a kick-off at the City of San Jose; brochures have been printed and distributed; and the memorandums of understanding will be brought to the Governing Board for approval.

# Superintendent Hay:

- He said the JPA Executive Council met yesterday (June 12) to consider the appeal of Los Gatos/Saratoga JUHSD notice of intent to withdraw from the JPA. He noted Superintendents present were LGSJUHSD Bob Mistele; SCUSD Bobbie Plough; MUSD Cary Matsuoka; ESUHSD Dan Moser; CUHSD Rhonda Farber; incoming superintendent Pat Gaffney. SJUSD Superintendent Vince Matthews was unable to attend due to other commitments. Other items covered included the MOU with Palo Alto USD for 2012-13 and scheduling a meeting of the Executive Council in July to discuss MetroED's policy related to students from other agencies attending CCOC.
- The following items were available for the Governing Board at the dais:
  - 2012-13 Proposed Budget PowerPoint
  - o DRAFT, Adult Education Class Schedule for 2012-13
  - o Adult Education Graduation Program
  - Copies of Yearbook Pages for the district high schools
  - o Joint Powers Agreement
  - o Brown Act Update for 2011; Prepared by Lozano Smith
  - LAO Analysis of the Governor's May Revise
  - o EdSource Report: At Risk: Adult Schools in California
  - Westmont HS Article about CCOC Student Victoria Aguilar and Peer Court
  - CSBA Comparative of the two tax increase initiatives

#### XV. BOARD COMMENTS

## Member Herrera:

He said East Side Superintendent Dan Moser will be ending his career at the end of this
month and beginning July 1 we will be working with our new superintendent, Chris Funk,
currently Assistant Superintendent at San Jose Unified.

# Member Canova

• He said in reference to the superintendent referencing the Executive Council meeting in July, he had the opportunity to speak with his superintendent, Dr. Bobbie Plough, and she was excited about the meeting and she expressed that our district is enthusiastic about the programs at the campus here. She said regarding the Palo Alto issue; we need to find a way that makes sense as we move forward. He said we have districts that have fairly new superintendents, it would be a good time to do this meeting and get clarity on this organization with this board as well as we move forward. He said this is a valuable

organization and he wants it to survive. He also said he appreciated the brown act update and he will be utilizing it at his home district due to issues that are taking place.

#### Clerk Garcia:

He said as much as San Jose Unified doesn't want to lose Chris Funk because he was a great assistant superintendent, he is very happy for East Side and he will do a great job and a go getter and he thinks there will be some more good things happening at East Side. He said he attended the adult education graduation which was great and he commended Sylvia Karp on her speech. He said it was good to see the students graduating with so much enthusiasm and again it was the best graduation he attended this year. He said it is hard to make cuts after seeing the graduation.

### Vice President Bobay:

He apologized for being unable to make the adult education graduation and noted that
Milpitas Unified passed their bond. He said it was a big step forward to the buildings that
need a lot of work in the district as well as upgrading classrooms and implementing the new
education structure. He said we need to communicate a little better and from his perspective
he needs to take more information to his board that happens here at MetroED.

# President Chang

- She said she attended the CSBA Delegate Assembly on May 19 and May 20. She said they reviewed the recommendation by the board on pension reform and initiatives. She said there were discussions to support both tax initiatives, one or none. She said they voted around two-thirds to support both initiatives because it is the right thing to do.
- She said on the afternoon of May 20, she attended the Linked Learning Task Force meeting and a representative from the California Department of Education who also serves on his local board was very excited about what he has seen at MetroED when he visited.
- She attended the adult education graduation on June 6 and it was very enjoyable. She said the success of our graduates is due to our teachers, classified staff, and administration and the board. She said it is a team effort and it was great to see the 62 graduates.
- She said on June 7, she said she went with Leslie Reynolds from San Jose Unified to visit
  Assembly Member Jim Beall who is leaving the assembly and running for senate. She said
  we expressed our concerns on the budget and he is very supportive of schools; however, we
  wanted to send a strong message that we needed his assistance.

#### XVI. OTHER MEETINGS

President Chang: She noted the next regular meeting will be on June 27, 2012 at 7:00 PM with closed session at 6:00 PM.

#### XVII. ADJOURNMENT

President Chang adjourned the meeting at 9:15 PM.

Richard Garcia, Clerk of the Board