

# METROPOLITAN EDUCATION DISTRICT

## Governing Board Meeting Minutes October 10, 2012

### I. CALL TO ORDER

The meeting of the Governing Board of the Metropolitan Education District was called to order by President Chang at 6:35 p.m., in CCOC Room 210, auditorium, San Jose, California.

All Members present, except when noted "absent":

Daniel Bobay	Milpitas Unified School District – Arrived at 7:30 PM
Jim Canova	Santa Clara Unified School District
Cynthia Chang	Los Gatos-Saratoga Union High School District
Richard Garcia	San Jose Unified School District
Diane Gordon	Campbell Union High School District - Absent
J. Manuel Herrera	East Side Union High School District

Superintendent Hay: He noted that unfortunately neither Member Gordon nor the alternate from Campbell Union High School District would be able to attend the meeting.

### II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Member Canova.

### III. ADOPT AGENDA

**MOTION:** It was moved to adopt the agenda and move Item # 16, Interview Consultant Services Firms for a Superintendent Recruitment, up to Special Order of Business. M/Herrera, S/Garcia; Vote: 4 Ayes, 0 No, Absent 2 (Bobay, Gordon)

### IV. RECOGNITIONS/VISITORS

A. Acknowledgement of Visitors  
None

B. Acknowledgement of Honors and Awards

Superintendent Hay: He recognized MetroED Teacher-of-the-Year and MAEP Curriculum Specialist Shirley Atkins. Ms. Atkins was honored at the annual Santa Clara County Office of Education Teacher Recognition on September 27 at the Heritage Theatre in Campbell.

President Chang: She thanked Ms. Atkins for her commitment to education.

### V. STUDENT REPORTS

None

### VI. SPECIAL ORDER OF BUSINESS

President Chang: She announced the Governing Board would be hearing Item #16, Interview Consultant Services Firms for a Superintendent Recruitment, at this time in CCOC Room 211 and it was open to the public.

16. Action Item: Interview Consultant Services Firms for Superintendent Recruitment

HR Director Tom Mullin: He provided an overview of the process to interview the three firms selected by Governing Board ranking. He provided the Governing Board with ten questions to ask each firm

and noted he had explained to the representatives from the three firms there would be up to three minutes for an opening statement and 20 minutes for the interview. He also explained the firms would be brought into the room one at a time based on their arrival time at the meeting.

President Chang: She shared the questions would be rotated among the Board Members for each interview.

HR Director Tom Mullin: He introduced Ryan Ray, Corporate Director for Ray and Associates, Inc.

President Chang: She welcomed Mr. Ray to the interview and explained the process for the interview and the time allocated. The interview commenced for approximately 20 minutes.

HR Director Tom Mullin: He introduced Larry Aceves and Phil Quon from Leadership Associates.

President Chang: She welcomed Mr. Aceves and Mr. Quon and explained the process for the interview and the time allocated. The interview commenced for approximately 20 minutes.

HR Director Tom Mullin: He introduced Dr. Steve Goldstone and Dr. Donald Remley, partners from The Cosca Group.

President Chang: She welcomed Dr. Goldstone and Dr. Remley and explained the process for the interview and the time allocated. The interview commenced for approximately 20 minutes.

President Chang: She said the selection of the firm could be made this evening which would allow for the search process to begin earlier than outlined in the timeline.

Member Garcia: He shared a recent experience while serving on a jury and suggested the Board make a decision this evening by voting for the firm that will do the best job for MetroED. He said he would like to move to select Leadership Associates, see if there will be a second, and then vote on the motion. Member Herrera seconded the motion.

Member Canova: He said each home district board does things differently and it might be easier to do it this way; however, he would be more interested in the individual rankings of the three firms interviewed and do a straw poll as they do in Santa Clara Unified and see a consensus formed. He said he was not going to vote yes for the motion that is on the table right now and he was not prepared to do that now.

President Chang: She said since Leadership Associates has been proposed, each board member can share and she asked Member Garcia to share why he made the motion.

Member Garcia: He said Leadership Associates is familiar with the District and they have worked with each of the member districts, they know the area well, they show an experience working with ROPs, they recognize and commented on the differences between ROPs and regular school districts better than the other firms. He said they understand the obstacles to hire the superintendent and talked about the A-G requirements, the cost of living in this area, and the dilemma throughout the state for ROPs in general as well as did their homework and knew the potential of Los Gatos-Saratoga withdrawing from the JPA. He said they understood the stakeholders and went directly to students and others which were very inclusive. He also said the \$19,500 cost included everything and they are most familiar with MetroED.

Member Herrera: He said he seconded the motion because in his ranking Leadership Associates were his first choice, The Cosca Group second, and Ray & Associates his third choice. He said Ray & Associates did a good job for East Side UHSD; however, he had trust in the team at Leadership Associates and edged out The Cosca Group in sensitivity to the population and understanding the cultural differences in the community. He said he thought it was important. He said any of the firms could do the search competently for the District. He said meeting the individuals involved with the

firms and listening to their answers and interacting with them made a difference. He said he is clearly in favor of Leadership Associates.

Vice President Bobay: He said he has had experience with Leadership Associates and they did work to create a team environment between the board and the team and worked very hard with Milpitas Unified to create a profile. He said his ranking was the same as Member Herrera's. He said one of the differences he noticed was the number of ROPs Leadership Associates had worked with and he noted The Cosca Group seems to have difficulty in the bay area.

Member Canova: He said Santa Clara Unified used Leadership Associates when they hired Dr. Plough and he felt they hired her in spite of Leadership Associates. He said he felt Leadership Associates was very heavy handed in steering his home board to candidates and he had a real problem with them during some of the interviews. He said even though he was not happy with some of the things that were done, Leadership Associates were his second choice and he would be comfortable with proceeding with the majority of the Board. He said he would want to be sure they did not conduct the search as they had done in Santa Clara and did not want them on their cell phones coaching candidates. He said his third choice was Ray & Associates, an impressive group, but he felt the firm was too big and the firm is out of state. He said he was impressed with The Cosca Group and ranked them first. He said he liked their answers regarding stakeholders and how they would get input and bring it to the Board in a public session. He said it was a weak area for Leadership Associates in Santa Clara's search process and he wanted to make sure this area would be addressed if Leadership Associates is hired. He said he was impressed with the process The Cosca group outlined with stakeholders and he said he could work with Leadership Associates; however, he would work with them differently for this search.

President Chang: She said she ranked Leadership Associates first due to their local connections, knowledge and experience. She said Los Gatos-Saratoga had used Leadership Associates for their search and she spoke with Member Canova and learned from his experience the importance of bringing stakeholders in and working with the board. She said she thought Leadership Associates would be open-minded and listen to the direction from the board. She said her home board was not impressed with the pool of candidates. She said she requested to see the resumes of all of the candidates and not just the names and they were open to providing this information for the board members to review. She said everyone has used a search firm and there has been a consensus among the board.

**MOTION**: It was moved and seconded to select Leadership Associates as the superintendent search firm. M/Garcia, S/Herrera; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

Superintendent Hay: He said it would be good to have a motion to enter into a contract with Leadership Associates and for two members of the Board to work with HR Director Tom Mullin and staff for the contract and search.

**MOTION**: It was moved to direct the Superintendent to enter into a contract with Leadership Associates, appoint President Chang and Member Garcia to work with administration on the superintendent search. M/Herrera, S/Bobay; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

## VII. PUBLIC COMMENTS

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

## VIII. APPROVAL OF MINUTES

### 1. Action Item: Approval of Minutes from the Regular Board Meetings of September 12, 2012.

**MOTION**: It was moved to approve the Minutes of the Regular Board Meeting of September 12, 2012. M/Herrera, S/Garcia; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

## XI. CONSENT CALENDAR

Superintendent Hay: He noted there was an amendment included for Item # 8 for Classified Personnel.

**MOTION**: It was moved to approve consent items # 2 through #13 and Item # 8 as amended. M/Herrera, S/Bobay; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

### **BUSINESS AND FINANCIAL FUNCTIONS**

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

The Governing Board approved the September warrants.

**\*3. Action Item: Donations Offered to the District**

The Governing Board approved the donations of law books and jury verdicts weekly from the San Francisco Law Library with a donors' estimated value of \$12,291.00 and various tools and miscellaneous items from Mrs. Blach with a donors' estimated value of \$250.00.

**\*4. Action Item: Surplus Items**

The Governing Board approved the surplus items listed in the board packet.

**\*5. Action Item: Change Order #001, Proposition 1D Fire Tower Prop Construction-Calstate Construction, Inc. - \$26,500 Credit**

The Governing Board approved change order #001 for the Fire Tower Prop in the credit amount of \$26,500.

**\*6. Action Item: Approve Agreement for Professional Inspections and Testing Services, Proposition 1D Fire Tower Prop Construction – HP Inspections, Inc. - \$12,645**

The Governing Board approved the agreement for professional services with HP Inspections, Inc. for \$12,645.

### **PERSONNEL FUNCTIONS**

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

The Governing Board approved the one (1) AFT new teacher for the evening Building Maintenance 3 – Electrical class.

**\*8. Action Item: Classified Personnel**

The Governing Board approved one (1) rehire, four (4) short term hourly extensions and (1) short term hourly classified employees.

### **INSTRUCTIONAL AND STUDENT FUNCTIONS**

**\*9. Action Item: Williams Uniform Complaint Procedures Report**

The Governing Board approved the quarterly report on the Williams Uniform Complaint Procedures noting there were no complaints reported.

**\*10. Action Item: Appointment of CCOC Employer Advisory Boards**

The Governing Board approved the establishment of the 2012-13 Employer Advisory Board per Education Code Section 52302.2, appointed the persons named in the Board packet and authorized the Superintendent to appoint additional EAB members as necessary.

**\*11. Action Item: Carpenters Training Committee for Northern California Agreement CTCNC), Revised 2012-13**

The Governing Board approved the CTCNC apprenticeship revised agreement for the 2012-13 school year.

**\*12. Action Item: 2012-13 Memorandum of Understanding (MOU) with West Valley-Mission Community College District-Silicon Valley Stepping Stones SB70 Grant**

The Governing Board approved the 2012-13 Memorandum of Understanding with West Valley-Mission Community College District-Silicon Valley Stepping Stones SB70 Grant for \$76,173.00.

**\*13. Action Item: Approve MAEP Course Titles for 2012-13**

The Governing Board approved the list of course titles for the 2012-13 school year.

## **XII INFORMATION ITEMS**

**14. Information Item: MetroED 2011-12 Annual Report**

Althea Polanski: She said she was pleased to present the fifth annual report on MetroED to the Governing Board. The 2011-2012 Annual Report was specifically developed to provide a greater emphasis on CCOC students in action. The cover and contents were re-designed to focus on students and not the campus. We added four pages on the inside of CCOC students in action to highlight the opportunities for careers and college. We have also included our new slogan, "Preparing Students for Success." The annual report was mailed to 1,358 community members, legislators, elected officials, and businesses as well as sent electronically to another 2,498 who have requested to be on our e-mail list. We are currently discussing mailing the annual report to approximately 2,000 to 4,000 CCOC alumni and current student's homes.

President Chang: She asked how much the mailing costs would be for the additional mailing of 4,000.

Althea Polanski: She said for printing the report (approximately 2,400) and mailing, the cost was approximately \$1.60 per annual report. She estimated the cost of mailing 4,000 would be \$730.00 and printing would be another \$3,900. She said staff was reviewing the lists and did not have a firm number for an additional mailing at this time and the Superintendent and his Cabinet will be discussing the additional mailing and costs.

Board Members: Individuals commented the report was well done and it had been received in the mail at their homes.

Superintendent Hay: He said this was the fifth report Ms. Polanski has done and she does a super job.

President Chang: She said the report was well done and gets better each year.

Vice President Bobay: He asked if other stakeholders were included in the mailing, i.e. superintendents, etc.

Superintendent Hay: He said yes the superintendents, CBOs, instructional council members from the six districts as well as others we work with such as the community colleges, etc.

Althea Polanski: She said additional copies are printed to allow for mailing to our legislative advocate in Sacramento and review other lists to ensure it is widely distributed for the District.

**15. Information Item: Annual Legislative Report, 2012**

Superintendent Hay: He said this evening we have Nancy LaCasse our legislative advocate with School Services of California. He said each year the Board adopts legislative priorities and a contract is approved with School Services and we work with our legislative advocate to pursue the goals that are approved by the Board. Ms. LaCasse has come down from Sacramento to provide an update for the Board.

Nancy LaCasse: She said she was pleased to be here this evening and during the interview process she was able to review the entire annual report and she concurred it was very well done and helpful in assisting others to understand the incredible work MetroED is doing, especially during very difficult economic times. She wanted to share areas School Services worked on this year on the District's behalf per your legislative goals and to share some of the issues she sees coming up the next year and things the District needs to be prepared for.

She provided comparative information to share on Propositions 30 and 38 on the November ballot which are very critical to what happens to school finance next year. She said it is non-partisan, factual piece that details what each proposition does.

She said over the years, School Services has done a number of things for the District especially with funding including the Career Tech bond (Prop 1D) that provided funding for the building renovations on the campus as well as qualifying for deferred maintenance funding. She said the state economy has had a huge impact on career technical education. She said as was discussed last year, Regional Occupational Programs/Centers and adult education are in the Tier 3 flexibility category which allows school districts to use the money for any educational purpose until 2015. She said this puts a lot of pressure on the programs here at MetroED.

She said Governor Brown has a goal to overhaul school finance by establishing a weighted student funding (WSF) formula that attempts to make dollars more flexible in hopes the money will be spent more appropriately at the local level. She said there has been a huge focus on the WSF formula, but with the issues of the state economy, it was put on hold. She said there have been a lot of discussion and a number of stakeholders that came together raising the issue of direct funding for career technical and adult education. She noted all of these discussions are on hold until after the November election. She said it is expected that the governor will include in his January budget the same or a revised WSF funding formula. She said if propositions do not pass, schools will need to make cuts if they have not already budgeted for the potential loss of funds. She said School Services follows the economy very closely and UCLA economists say we are still in a very sluggish economy and it is not anticipated to see new dollars coming in for the next year.

Regarding the District's legislative priorities, we supported SB 275 which would have provided a new model for career technical education, similar to how this District operates. She said the bill went all the way to the last committee (Assembly Appropriations); however, the economics and calls from the school districts for more financial flexibility stalled the bill in the last fiscal committee.

She said there were about two dozen bills that were tracked on behalf of the District and took positions on about eight of the bills. She said the District's superintendent and CBO came to Sacramento and assisted to make sure local legislators were aware of how the WSF would impact the type of programs here at MetroED.

She said there are other issues that will come up in the next legislative session. One is the mandated costs block grants. The legislature adopted a proposal that established a block grant, but JPA ROCPs are not eligible to receive that block grant. She said School Services believes it

is a technical error, an oversight, and School Services will be pursuing legislation for others throughout the state that are JPAs to sponsor legislation to correct this oversight. She said she understands there is an issue with some of MetroED's prior mandates so School Services will begin a strategy for resolving that issue as well. She is not sure if it needs to be done legislatively or administratively.

She said the other issue has to do with MetroED's short-term borrowing capabilities. She said in the last budget, a trailer bill was approved that allows Charter Schools to join with county offices of education for a short-term loan (TRANS) pools and again, as an oversight, JPAs were not included. She said it is more than likely the interpretation will be the same as mandated costs and MetroED would not be eligible to seek a TRANS to assist cash flow issues resulting from all the deferrals of funds from the state.

President Chang: She said earlier it was mentioned about the WSF and it was her understanding the legislators had passed a bill to establish a commission (AB 18) and the governor vetoed it. She said the governor still firmly believes in his WSF.

Nancy LaCasse: She said that was correct and the governor put that in writing in his veto message that we do not need this bill, we have a proposal for WSF and he would like to pursue that.

Member Garcia: He said he was at a California School Boards Association (CSBA) conference this weekend and someone from CSBA was talking about the governor's explanation and said since he comes from a Jesuit background all decisions should be made locally and that is where he is coming from with his veto message. He said there is a standard line that he makes in all of his messages about keeping decisions locally.

Nancy LaCasse: She said she was not familiar with that philosophy but she did know the governor was very involved in promoting charter schools in Oakland, autonomy and local decision making. She said on the WSF, the legislature is not as enamored with that proposal as is the governor and there are discussions right now about alternatives to the WSF. She said the legislative analyst had come out with a proposal last year which establishes four or five mega block grants (instructional, etc.) other than the WSF. She said she expects in the coming year if we are not so immersed with everything on the fiscal side, we could have some good dialogue about some alternative ideas. She thinks there will be recognition that career tech needs its own dedicated funding source and she knows that SB 275 helped identify to the legislators that CTE is a base education program.

President Chang: She asked (with the governor strongly believing in the WSF), is there any indication about what or when this will happen?

Nancy LaCasse: She said the governor would like to get the WSF started right away and we are up against the 2015 timeline when categorical flexibility expires. She said the plan is to have something else in place when that happens. She said last year a lot of issues were raised and the State Board President Michael Kirst has been very instrumental in drafting his concept. She said a lot of meetings were held with school superintendents to finesse the plan so it looks like the Governor will be coming out with a new and improved WSF proposal in January 2013.

President Chang: She said in order to make the WSF a reality the governor still needs the cooperation of the legislators.

Nancy LaCasse: She said that was correct and the governor could do it in a budget trailer bill, include it in his January budget or the legislature could introduce a bill just so they can have a little more leverage with it. She said the legislature does not like the governor to have the leverage through the budget.

President Chang: She asked what the most recent polling was regarding propositions 30 and 38.

Nancy LaCasse: She said after today when the ads came out against proposition 30 it is difficult to know. She said what School Services reported, the governor's proposal is the only one polling at 51%. She said the last few days between the two campaigns over the last few days it is difficult to predict.

Superintendent Hay: He said for those who were not aware, Molly Munger released the beginning of a series of attack ads today on proposition 30.

Member Canova: He asked why she would do that. He said it is his understanding if both propositions pass, the one receiving the highest vote would pass and why would it be in the interests of one to attack the other one. He said would it not be smarter to put out the strengths of each proposition to get support for the measures.

President Chang: She said she was at a Silicon Valley Leadership Educator Summit and Molly Munger was there and clearly she is someone with an ego but she made good points with her presentation. She said if she is looking out for public education it is very disappointing that she is launching attack ads on proposition 30.

Member Herrera: He asked if anyone had actually seen the ads and what the content of the ads were and are they actually attacks.

Superintendent Hay: He said he had seen the ads and they are actual attack ads. He said they are attacking proposition 30 and saying it is misleading and also attacking the legislature and that what they are saying is misleading; that legislators are going to put the money into education on one side and take it back on the other side.

President Chang: She asked if the strategy would be for people who do not vote for proposition 30 they would vote for proposition 38.

Nancy LaCasse: She said that is what the ad says at the end.

Superintendent Hay: He said Michael Kirst, President of the State Board of Education, who by the way is the author of the WSF, is a Stanford Professor and he, along with Senator Steinberg, authored a letter asking Molly Munger to back off and this was Ms. Munger's answer. He said there were a number of signers on the letter but this situation is getting very confrontational.

Member Herrera: He said it is too bad and he had signed on earlier as an endorser of proposition 38 believing the strategy was to support both propositions and both would succeed and the one with the highest would be implemented. He said he is not at all comfortable supporting proposition 38 based on an attacking strategy against 30.

Vice President Bobay: He asked if proposition 30 fails, do you think the governor will use that to push the WSF to create equity across the districts in the state.

Nancy LaCasse: She said it is hard to know; however, the latest rumors are that there may be a backup plan if proposition 30 fails and there is a way to preserve education funding at some level. She said you are right, the question is, where will the money come from? It would have to come from other segments of the budget including health, prisons or more manipulation of deferrals, which will put districts in even a more precarious situation with cash flow.

Vice President Bobay: He said the funding for districts is not equal throughout the state.

Nancy LaCasse: She said it was very unclear what will happen. She said School Services has recommended that districts budget for the cuts and we do not know if there is a plan B.



Superintendent Hay: He said that MetroED has been successful in Sacramento because the District has chosen to have its own legislative advocate on an ongoing basis and having a focus on a legislative program every year for MetroED and ROCPs. He said he felt it was very important the Board continue with that going forward because a lot of what we are able to do in Sacramento is based on increasing the knowledge of the elected officials and their staffs about ROCPs and CCOC in particular. He said that it took three years to get a bill through the legislature to allow JPA ROCPs to qualify for modernization funding. Unfortunately, the governor vetoed the bill. 3-4 years is fairly normal for a bill or concept to work its way through the legislature. In the modernization situation, the senator pro-tem and staff in the governor's office acknowledged that we had school facilities that needed modernization support, so they included JPA ROCPs in Proposition 1D. He said this has allowed us to get over \$10 million for renovations for the facilities and new equipment. He said it is important to be there constantly educating the legislators and their staffs. He said that over half of the state assembly this next year will be new as well as many new senators. He said the legislative session is a two year duration, and it will be very challenging to educate people who know nothing about career technical education and CCOC.

President Chang: She said for district board members there is the California School Boards Association (CSBA) that has training programs. She asked what kind of training the new legislators have when they begin their terms.

Nancy LaCasse: She said they do have an orientation; however, she did not know the particulars. She said the legislators also have an annual retreat which is over several days as well as ethics training. She said the legislators rely on their staff, committee staff, legislative advocates, superintendents, and board members to be educated about issues. He said it is an education process and Superintendent Hay does a very good job of doing this for MetroED. She said when Paul Hay comes to Sacramento, the legislators know him and she said that is what it is going to take. She said when there is an issue it is important to talk to your local legislators explaining the issues.

Vice President Bobay: He said as a newer member of this Board, he said there is no training for JPAs or ROPs and it has been a great learning experience being a part of the Board. He said this Board does need to stay on top of educating the legislators and being part of the process or we will see the funding go away.

Superintendent Hay: He said that is exactly what they did with the professional development block grant, the mandated cost reimbursement, and the ability to join with county offices of education in TRANS. He said if you are not right there knocking on the door saying don't forget us, then they do.

President Chang: She thanked Nancy LaCasse for coming and providing a great report as well as the legislative advocacy for MetroED.

### **XIII. ACTION ITEMS AND REPORTS**

#### **BOARD AND ADMINISTRATION FUNCTIONS**

##### **16. Action Item: Interview Consultant Services Firms for Superintendent Recruitment**

This item was heard and action taken under Special Order of Business at the beginning of the meeting. Please refer to page 1 and 2 of the minutes for specific actions.

##### **17. Action Item: Approve Contract for Consulting Services to Develop a New JPA Funding Model-School Services of California-\$22,000**

Superintendent Hay: He said at the July 25 Executive Council meeting, the superintendents and he agreed with them, wanted to move forward with a new funding model that addressed

equalization issues, including how we fund capital outlay needs at the center going forward and discussion regarding a policy for allowing non-JPA and district students to come to the center. He said they, and he, wanted to move forward and do it this year. He said subsequent to that meeting our CBO became ill and has not been able to participate. It is a very CBO focused discussion that has to be held. He said he does not have the resources without the CBO to make this happen. He said this was discussed at the September Board meeting and the Board was supportive of having School Services to come in and assist in moving the process forward. He said in the packet this evening is the contract and he would be happy to answer any questions.

Vice President Bobay: He said he sees a fee of \$19,600 and then an amount of \$22,000 and asked for clarification.

Superintendent Hay: He said the contract is for \$19,600 plus expenses. He said until we have the first meeting with the Executive Council and get direction to understand the scope and number of meetings School Services will need to participate, the expenses are an estimate. He said he thinks he can keep the amount under \$22,000.

President Chang: She said the contract states it is \$250 per hour and an estimated cost of \$22,000; however, there is no CAP and it depends on the number of hours.

Superintendent Hay: He said we do not know the scope. He said the process of equalization has been going on for over ten years. He said there were early meetings where the discussions were to move forward and at those points it seemed like a simple thing to do. He said unfortunately as we went through the process, there were winners and losers. He said as a result there had to be negotiation and compromise. He said there were two steps to equalization since he started. He said the first had to do with the rate that was paid back to the participating districts for their ROP and there were three different amounts that didn't make any sense and it was equalized. He said the second part was to finish the equalization by using growth ADA provided by the state to build up the programs that needed to be built up, while holding the other districts harmless. He said it was a four year process and two years into the process the state said there will be no more growth (in 2008) and, by the way, the 96 ADA we gave you for last year will be taken away retroactively. He said we had to stop the equalization process. He said throughout this period of time the process became confrontational and emotional at various times and threats from one district or another to pull out of the JPA. He said right now MetroED has some resources to move the process along and that is Excess Property Taxes. He said even with that there will be losers and winners. He said if we don't use the Excess Property Taxes and move in another direction to equalize, there will definitely be winners and losers. He said that is not what he would like to see happen and he believes districts should be held harmless as much as we can. He said some districts have already given up quite a lot financially making this happen and he doesn't want to see them punished any further. He said when everyone agreed that we could accomplish equalization, he doesn't know if it can be done; however, he thinks by bringing in some from the outside will give him the people resources he will need and his goal is to have this matter resolved before he retires. He said we are already 30 days behind where he had hoped to be. He said getting a meeting of all the Board Members, participating district superintendents, and CBOs together for a joint meeting has dragged out 60 days further than he had hoped. He said he is concerned that without a CBO or School Services he is in a difficult position to get this accomplished. He said with School Services being an unbiased second party, it will assist in keeping the discussions focused and confrontational possibilities down. He said he feels a sense of urgency and even getting School Services on board, we still need to get the participating district superintendents together to provide direction.

Member Canova: He said he spoke with Superintendent Hay earlier and said he would be voting no but as a happy dissenter. He said he recognizes the timelines and the difficulties in getting everyone's schedule on the same page. He said he spoke with his home district superintendent, Bobbie Plough, today and she agrees going with School Services ultimately makes sense but her complaint was that she wanted to have, even if it was an email communication, her input in going in this direction and it was a missing piece for her. He said she recognizes it is a monumental

task to get everyone together but she suggests using other means including email which she would be happy with. He said he would be voting no on this but he recognizes both sides of the issue and has to respect Bobbie Plough's concerns.

President Chang: She said this is something where the time if of the essence and we need to move forward and the Board did have a discussion regarding these services and gave direction to the superintendent to move forward with a contract with School Services. She said the superintendent would follow up with Dr. Plough on her concerns and the positions and rationale behind it.

**MOTION:** The Governing Board moved to approve the contract with School Services of California for professional services for an estimated total cost of \$22,000. M/Garcia, S/Herrera; Vote: 4 Ayes, 1 No (Canova), 1 Absent (Gordon)

Superintendent Hay: He said he has already had conversations with Superintendent Gaffney and he will communicate to the other superintendents and CBOs as well as copy the Board.

**18. Action Item: Annual CALCP/CAROCP Conference**

Superintendent Hay: He said this is an annual conference all about career technical education and ROPs. He said last year two board members attended and Member Garcia has indicated he would like to attend and he is requesting Board approval.

Member Garcia: He said he has gone to this conference and it is very helpful to provide the education that we need regarding ROPs. He said it is very different than the CSBA and he would encourage others to try to attend next year as it is a focused conference.

President Chang: She said she attended last year and she would encourage others to go and asked Member Garcia to share information in December after the conference.

**MOTION:** The Governing Board authorized reimbursement of expenses as noted in the District's Travel & Conference Procedures (estimated at \$1,950) for any MetroED Governing Board member who attends the annual CALCP/CAROCP conference to be held on November 14-16, 2012. M/Bobay, S/Herrera; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

**19. Action Item: Second Reading: Board Policies; Tri Annual Update**

**MOTION:** The Governing Board adopted the updated Board policies as presented in the Board packet. M/Garcia, S/Herrera; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

**BUSINESS AND FINANCIAL FUNCTIONS**

**20. Action Item: Monthly Budget Update**

Superintendent Hay: He said there is a transfer of \$50,000 from the General Fund to the Special Reserve Fund for potential liability costs for mandated costs which was discussed earlier with Nancy LaCasse where the state has decided we are not a school district for mandated cost purposes and must file as a local educational agency (LEA). LEAs do not get reimbursed for collective bargaining costs, which is the largest claim we have each year. Hence, our claims for the last three years were denied and MetroED will need to pay it back when a bill is received.

**MOTION:** The Governing Board approved the changes listed in the Monthly Budget Update for the period ended September 30, 2012. M/Bobay, S/Canova; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

21. **Action Item: Change Order #002, CCOC Building 600 Modernization-Swenson & Associates-\$67,768**

Superintendent Hay: He said he has been told this is the second and final change order for the building 600 modernization. He said the building is occupied and being utilized and the details are included in the packet.

**MOTION:** The Governing Board approved change order #002 for CCOC building 600 in the amount of \$67,768 between MetroED and Swenson & Associates. M/Herrera, S/Garcia; Vote: 5 Ayes, 0 No, 1 Absent (Gordon)

**XIV. EXECUTIVE REPORT/ADMINISTRATIVE REPORTS**

MAEP Principal Suzi Glass

- Shirley Atkins was honored at the Santa Clara County Office of Education Teacher of the Year recognition at the Heritage Theatre in Campbell was a wonderful ceremony.
- To date, there are four high school graduates and several GED completers and it is one of the first times she could remember this happening so early in the year. She said several started last year and MAEP began a fast-track GED Lab.
- There are four Accounting Clerk completers that usually finish at the semester and several students have been able to move through the classes.
- On Tuesday, there were two adult education visitors from Copenhagen, Denmark and the issues they face are much different than here. She said the population of the country is the same as the Bay Area. She said they receive a small salary and with their tax rate, everyone is guaranteed an education up through the university level if they choose. She said as far as teachers and they are a small organization they have difficulty getting textbooks for adults and we in awe of the textbooks we have here at MAEP. She said they were very impressed with both the CCOC and MAEP programs.

Member Garcia: He said he met with a person who works with veterans who have PTSD from Iraq and Afghanistan and the veterans are having problems with PTSD, housing, work, and he was trying to get a better understanding of what is available. He said it is very fragmented to find services. He said part of the problem is the veterans not being used to seeking assistance. He asked how MetroED is doing in recruiting veterans.

Superintendent Hay: He said we have had inquiries from veterans who were interested. He said the key is work2future and NOVA and a process in place to get veterans to MetroED with support services. He said posters are up in veteran hospitals and a number of locations.

Member Garcia: He asked if we had identified the problem of why we are not getting veterans to avail themselves of the training. He said we know there are veterans that could utilize the services and if there are ways we can assist them.

Superintendent Hay: He said many of the veterans are going to the community colleges or college.

President Chang: She said here at MetroED we would be able to provide them more hands-on skills than at a community college.

Superintendent Hay: He said the services are free and he said that might scare some people away, as it may not seem as though these are valuable services.

Member Garcia: He said could we possibly charge them and they could use the GI Bill. He said if you provide the services for free they don't come or call and if you charge them even \$10 for \$99 worth of service they show up every week and be on time.

Superintendent Hay: He said that might be what needs to be done.

Vice President Bobay: He said maybe it would be possible to arrange some tours through the Veterans Administration.

Superintendent Hay: He said he will be speaking to work2future and NOVA in the next week but it has not generated any veterans for the program. We are also in the process of getting approval of GI Bill as well as Title IV for Pell Grants and Stafford Loans, which should occur right after the first of the year.

#### CCOC Director Fox

- Jeff Schmidt, Video Production instructor and his students are working on commercials for the Small Business class who will be selling items for Halloween as they do each year. He said the commercials will be shown on the monitors in The Hub.
- Jeff Schmidt will also be attending CALCP/CAROCF conference in Rancho Mirage and he will be doing a presentation on technology as well as a panel with Assistant Principal Sylvia Evans, Baking & Catering instructor Jan Joseph, and Culinary Arts instructor Nancy Joseph on partnerships.
- Jeff Schmidt has also been invited to be a part of the US Navy Distinguished Visitor program and he accepted the invitation to visit the USS Nimitz on October 29.
- Jeff Schmidt is an Adobe Lead Educator and as part of this partnership he is allowed to have up to \$25,000 of software.
- Students have been receiving 16 hours of training last week and this week on Hazardous Material handling and it is one of the certificates they can earn.
- Alice Rodriguez, Office Administrative Assistant instructor, has two students from CalWORKs get jobs. He said one is working at the Clerk of the Board of Santa Clara County and one is a warehouse supervisor in Phoenix, Arizona. She is also doing a payroll project in class and the students need to take deposits, reconcile the accounts and there are supplies that students can purchase with fake money. He said many of these students and adult students have never received a paycheck and they do not understand deductions and how people are paid.
- He said on Tuesday evening, Peer Court was held with Judge Beth McGowan was presiding over the juvenile cases and she said the historic bench came out of her courtroom. He said Judge Loftus was here as well as David Yamasaki, Executive Director.
- The Employer Advisory Board meeting will be held on Thursday evening, October 11. He said there will be two major goals for the meeting to get more involvement in the community and get more information on curriculum and then have a second meeting on April 4.
- The Health Occupations class held a blood drive over the last two days that had a lot of students and staff participating.

#### Superintendent Hay:

- He said at the dais is a document 'We have Adopted the Common Core State Standards, Now What'. He said there are a number of these papers out there; however, Michael Kirst, President of the State Board of Education, sent this to every superintendent in the state to read it and pay attention to it.
- He is on the CSBA Superintendent's Advisory Council and he will be attending a meeting tomorrow in Sacramento and there are two things of interest to MetroED; Linked Learning and the Weighted Student Formula. He said CSBA is trying to fine tune their position as they move into next year regarding the governor's proposals. He said the areas are transportation, adult education and ROCP funding. He said these are unique areas that don't quite fit into the WSF model and we will be providing our input to influence keeping ROCP and adult education funding separate.

## **XV. BOARD COMMENTS**

#### Member Canova

- He said he would be riding a bicycle for 100 miles in Austin, Texas on Sunday, October 21 for LiveStrong. He said he has never been to Austin so he is looking forward to it.
- He asked Superintendent Hay when he landed on the aircraft carrier, how long was his stay on the carrier.
- Superintendent Hay said it was 24 hours on the carrier.

#### Vice President Bobay

- He said his paperwork was in to participate in the Distinguished Educator visit with the US Navy.
- Superintendent Hay said if you have not had the paperwork in to Chuck Roeder, please let Althea Polanski know. He said a board member does not need to commit to a particular day; however, if Mr. Roeder gets the allocations he has said MetroED Board Members will be at the top of the list.

#### President Chang

- She said she enjoyed the teacher's recognition evening and we are very fortunate to have those teachers in the area. She spoke with the founder of the event that was begun 35 years ago with her husband who has passed away; however, she continues it with the assistance of her daughter.
- She asked if the annual report was sent out to her home board members and the superintendent said yes. She said the report was excellent.
- She asked about the status of the joint meeting and asked the Board Members to go back and speak with their superintendents and CBOs to respond.

Althea Polanski: She said out of the 18 only 11 have responded and there has been no consensus for any of the dates provided.

Superintendent Hay: He said he is thinking that we need to bifurcate the groups. He said it begins with a presentation and then a conversation needs to be held with the superintendents and CBOs on what direction we need to go. He said School Services will not be able to facilitate without that direction. He said it is ideal to have everyone in the same room at the same time to ask questions. He said we could do an early session for the Board prior to an upcoming Board meeting. He said he would schedule a separate meeting with the superintendents and CBOs as well as invite them to the Board Meeting.

President Chang: She said if we have an early session, we would have the six Board Members in attendance unless someone is not able to make it. There was a consensus to have an early session for the Board and separate meeting for the superintendents and CBOs.

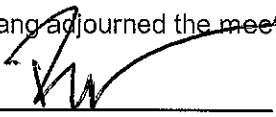
President Chang: She wanted to take the opportunity to thank Althea Polanski and Tom Mullin for their assistance in setting up the interview process for the superintendent search firms and she said it was done in good order and the Board has made a good choice.

## **XVI. OTHER MEETINGS**

President Chang: She noted the next regular meeting will be on November 14, 2012 at 7:00 PM with closed session at 6:00 PM if needed.

## **XVII. ADJOURNMENT**

President Chang adjourned the meeting at 9:40 PM.

  
Richard Garcia, Clerk of the Board