



MINUTES

BOARD STUDY SESSION

September 8, 2009

ORDER OF BUSINESS

A. OPENING

A.1 CALL TO ORDER

The meeting was called to order by Mrs. Marjorie A. Shipp, Board President, at 5:10 p.m., in the Board Room of the District Education Service Center, 501 South Santa Fe Avenue, Compton, CA 90221.

A.2 ROLL CALL

The following Members were present:

**Micah Ali
Fred Easter
Joel Estrada
Emma Sharif
Marjorie Shipp
Mae Thomas
Satra Zurita
Kaye E. Burnside
Oseas Chavaque
*Student Board Member***

A.3 PLEDGE OF ALLEGIANCE

Student Board Member, Oseas Chavaque led the Pledge of Allegiance to the Flag.

A.4 INVOCATION

Board Member, Joel Estrada rendered the invocation.

A.5 PUBLIC COMMENTS - CLOSED SESSION ITEMS

None.

MINUTES

Regular Meeting of the

Board of Trustees

COMPTON UNIFIED SCHOOL DISTRICT

September 8, 2009

B. CLOSED SESSION

08/09-019a

MOTION by *MR. ALI*, **SECOND** by *MRS. SHARIF* to recess to Closed Session to consider matters within the purview of the Brown Act. (Time: 5:12 p.m.), specifically:

- **PUBLIC EMPLOYEE APPOINTMENTS**
(Pursuant to Government Code Section 54957)
 - Associate Superintendents
 - Senior Directors
 - Directors
 - Chief Facilities Officer
 - Administrators
 - Deputy Superintendent
 - Communications Coordinator
 - Program Manager
 - Teachers
 - Principals
 - Assistant Principals
 - Intervention Support Coordinator
 - Program Coordinator of Recruiting Services
 - Special Education-Transition Coordinator
 - Principal - Special Assignment
 - Instructional Support Administrators
 - Interim Principal
 - Interim Senior Director
- **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/SUSPENSION/RELEASE/
NONREELECTION/NONREEMPLOYMENT/LEAVE/RESIGNATION**
(Pursuant to Government Code Section 54957)
- **CONFERENCE WITH LEGAL COUNSEL - (Existing Litigation)**
(Pursuant to Government Code Section 54956.9(a))
 - Compton Unified School District v. South Santa Fe Limited Partnership, et al. (LASC Case No. BC 297833)
(Case names unspecified: Disclosure would jeopardize service of process or existing settlement negotiations)
 - SEHO Case No. SN05-00684; OAH Case Nos. N2005110837 and N2005120325; and Federal District Court - Case Nos. CV05-8860 R and CV06-0555R (VBKx)
 - Case No. TC019060 - (Case Name unspecified: Disclosure would jeopardize service of process or existing settlement negotiations)
 - Case No. LASC Case No. TCO20906 - (Case Name unspecified: Disclosure would jeopardize service of process or existing settlement negotiations)
 - GKK Works v. Compton Unified School District (LASC Case No. BC372955)
 - Compton Unified School District v. GKK Works (LASC Case No. BC 415131)
 - Williams v. Compton Unified School District, Case No. 07K18595
 - USDC Case No. CV08-02819; OAH Case No. N2007070980
 - Case No. TS 011754
 - LITIGATION REPORT:
 - 1) LASC BC 363613; LASC BC 363711; USDC CV-06-4717 AHM; OAH Case No. N2005110596; OAH Case No. N2005090626; OAH Case No. N2007070013; LASC Case No. CK 14016; OAH Case No. N2007070980; OAH Case No. N2007070980; OAH Case No. N2007070285; Employee Nos. 4901065; 4900547; 4900714; 4800005; 4800513; 4901288
 - 2) VC07-5476; BC 368843; TC19128; BC362696; TC018829; TC01932; BC355746; TS008862; BC376304; BC374540; TC020906; TC021281; 07C01470; TC020599; BC306593; BC308127; TC019377
 - In the Matter of the Personnel Commission Appeal - Employee/Client Number 007665.1085
 - 3) Legal Matters Update - Michael Declues - Declues, Burkett & Thompson
 - 4) Superior Court Case No. 0753134JW
- **CONFERENCE WITH LEGAL COUNSEL - (Anticipated Litigation)**
(Significant exposure to litigation pursuant to Government Code Section 54956.9(b))
 - 4 Potential Cases
(Initiation of litigation pursuant to Government Code Section 54956.9(c))
 - 4 Potential Cases
 - 6 Potential Defendants
- **STUDENT EXPULSION**
 - None Scheduled

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Regular Meeting of the

Board of Trustees

COMPTON UNIFIED SCHOOL DISTRICT

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B. CLOSED SESSION

(Continued)

08/09-019a

MOTION by *MR. ALI*, **SECOND** by *MRS. SHARIF* to recess to Closed Session to consider matters within the purview of the Brown Act. (Time: 5:12 p.m.), specifically:

(Continued)

• **CONFERENCE WITH LABOR NEGOTIATORS**

(Pursuant to Government Code Section 54957.6)

Agency Designated Representatives: *Mr. Barrett K. Green*
Byron Isaac

Employee Organizations: *California School Employees Association*
American Federation of Teachers
Police Officers' Association
Service Employees International Union
Compton Education Association

Agency Designated Representatives: *Mr. Barrett K. Green*
Byron Isaac

Unrepresented Employee(s): *Certificated/Classified Management*
Nonrepresented Classified
Deputy Superintendent
Associate Superintendents
Superintendent
Chief Facilities Officer

• **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

(Pursuant to Government Code Section 54957)

- *Superintendent*
- *Deputy Superintendent*
- *Associate Superintendents*

• **PUBLIC EMPLOYEE COMPLAINTS**

VOTE ON MOTION TO RECESS TO CLOSED SESSION

MOTION CARRIED

B. OPEN SESSION

08/09-019b

MOTION by *MRS. SHARIF*, **SECOND** by *MR. EASTER* to reconvene into Open Session – Time: 6:58 p.m.

VOTE ON MOTION TO RECONVENE INTO OPEN SESSION

MOTION CARRIED

• **Report Out of Closed Session**

(Pursuant to Govt. Code Section 54957.1)

Board President Marjorie Shipp read the report out of Closed Session.

(A copy of which will be appended as part of these minutes.)

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Regular Meeting of the

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COMPTON UNIFIED SCHOOL DISTRICT

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C. COMMUNICATIONS

C.1 SUPERINTENDENT'S REPORT

- Review of 2008/2009

- A look ahead to 2009/2010

- Context for Discussion Items

Superintendent Burnside reported on the instructional program; informed the community of the new Meeting format; explained that the first meeting of each month the Board would conduct a Work Study Session, the 2nd meeting of the month the Board would take action on items discussed during the study session and from time-to-time may address exception items; commented on programs for the District's English Only students, Project Seed, (an algebra program), Adequate Yearly Progress (AYP), Academic Performance Index (API), Budgeted funding for specific consultant related programs/instructions and the Opening of Schools Report.

D. DISCUSSION ITEMS

Presentation

D.1 Response to Intervention/Instruction (RtI) - William Tollestrup, Elk Grove USD

Comment: The District was awarded a CalSTAT Technical Assistance Grant for \$4,000 to hire Mr. William Tollestrup as the RtI Consultant to train specified administrative and teacher groups on the process of support in schools implementing RtI. Mr. Tollestrup is from Elk Grove USD, the model RtI district that has no program improvement schools.

Recommendation: Approval to accept the staff development grant from CalSTAT and to ratify a consultant agreement with Mr. William Tollestrup at the September 22, 2009 Board Meeting. It is important not to lose the grant funding for this professional development that can only be used for these purposes.

Fiscal Impact: *California Service for Technical Assistance and Training (CalSTAT)/Napa County of Education State Personnel Technical Development Grant, income to the District in the amount of \$4,000.*

Dr. Gunn-Marie Hansen, Associate Superintendent, High Schools, introduced Mr. William Tollestrup who provided an extensive overview regarding Response to Intervention (RtI) and addressed questions and concerns raised by the Board.

09/10-020

MOTION by *MR. ESTRADA*, **SECOND** by *MRS. SHARIF* to extend the time of the Board of Trustee Meeting for one hour (Until 11:17 p.m.).

MOTION CARRIED

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D. DISCUSSION ITEMS

(Continued)

D.2 Consultant - Norma Lemoine

Comment: Dr. Norma Lemoine developed a comprehensive, research-based program designed to address the acquisition of school language, literacy and learning in students for whom Standard English is not native. Dr. Lemoine's work with our teachers and principals will focus on the following topics: Culturally Relevant and Responsive Pedagogy, Linguistically Responsive Instruction for Standard English Learners and Instructional Strategies for Facilitating Culturally and Linguistically Responsive Teaching. This staff development is necessary to continue to increase the achievement of all students through differentiated instruction, based on students' specialized needs, and to support teachers in their efforts to meet the needs of all students.

Recommendation: We request that the Board of Trustees give this proposal consideration and approve Dr. Norma LeMoine's contract on September 22, 2009.

Fiscal Impact: *Professional Development Block Grant, not to exceed \$12,000.*

No Discussion

Presentation D.3 Consultant - Project SEED

Comment: Project SEED is a non-profit organization which employs specially trained mathematicians and scientists who use a highly successful, interactive, Socratic, group-discovery method of instruction to teach algebra and conceptual mathematics to elementary and middle school students to raise their achievement levels and academic confidence and prepare them for success in algebra and beyond. It provides the readiness for Algebra and will increase the number of students taking Algebra 1, therefore, ready for a four (4) year college.

Recommendation: It is recommended that consultant, Project SEED, is approved to provide services to the middle schools in CUSD and be ratified at the September 22, 2009 Board Meeting as to not delay instruction to students.

Fiscal Impact: *SLIBG Budget, not to exceed \$525,000.*

Dr. Donald Evans, Associate Superintendent, Middle Schools, provided a brief summary of the Tier 2 Response to Intervention program and introduced Caroline Clark, Director, Project Seed, Ms. J. Adams, T. Hill (teachers) and students from Davis Middle School. Project SEED is an interactive group-discovery method to engage students in higher order thinking, problem solving skills and to learn mathematical concepts. Mrs. Clark and the students provided a presentation using the Socratic style.

Board Member Estrada requested that the consultant provide comments from and surveys conducted by teachers and requested feedback from parents as to whether they have noticed a change in their children as a result of their participation in the program.

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D. DISCUSSION ITEMS

(Continued)

Presentation D.3 Consultant - Project SEED - *(Continued)*

Parent (*Unidentified Speaker*) responded that there has been a noticeable difference in her child since participating in the program.

Board Member Easter requested to see students testing; a progress report (of each student) on the standardized test; feedback from teachers about the success of the program; and inquired about capacity building among teachers.

Deborah Willard, Interim Associate Superintendent, Business and Administrative Services, provided an explanation about the program's funding source; stated that the program was funded by the State of California; and clarified that the District would be receiving special funding to be added to the 2007/2008 funding base for the purpose of improving students' math skills.

Student Board Member, Oseas Chavaque, commented on the benefits of the program from a student's perspective.

E. PUBLIC COMMENTS - AGENDA & NON AGENDA ITEMS

- **MARY L. EDWARDS**, 4323 E. Rosecrans Avenue, Compton, CA 90221 Announced a Back-to-School event on August 29, 2009; thanked Board President, Marjorie Shipp, Board Members, Emma Sharif and Joel Estrada; staff members, Dr. Joe Buenavista and Jewel Forbes for their assistance; reported that the event will be held annually; and announced that the CDC will be adopting a school at Foster Elementary School on September 18, 2009, at 1:00 p.m.

The following individuals spoke in support of establishing curriculum to include Slavery being taught in the District based on AB 3216.

- **MOLLIE M. BELL**, 2100 West 158th Street, Compton, CA 90220
- **STEVE TAYLOR**, 1840 N. Tupani Street, Anaheim, CA
- **MARY RANDALL**, 13940 Paramount Bl., Paramount, CA 90723
(Requested that her time be deferred to Steve Taylor)
- **STEVEN BROOKS**, 8708 Inglewood Avenue, Inglewood, CA
- **R.W. AQUIL (Kwanza Man)**, No Address provided
- **TED HAYES**, No Address provided

- **AARON BARBEE**, District Employee, 160 West Dameron Street, Long Beach, CA 90805
Reported that he has been a District employee for 21 years; that he has been off due to an accident; that he has been released to return to work and may perform limited duty assignments; stated that he has been placed on a re-appointment list; that he has not received help regarding re-employ; and requested assistance from the Board.

Superintendent Burnside requested that Mr. Barbee meet with Rick Werlin, Human Resources Department.

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E. PUBLIC COMMENTS - AGENDA & NON AGENDA ITEMS

(Continued)

- **MARIA VILLAREAL**, 609 W. Beach, Compton, CA
Expressed concern about Washington Elementary School; reported that on the first day of school there was evidence of blood on/around the drinking fountains; that the fountains needed to be cleaned and properly sanitized; complained about the construction project at the school site; stated that there was confusion as to the dismissal time; commented about the disrespect that was displayed by the Board at the previous meeting; and that a statement made referencing "My People" has caused a division in the District.

It was the consensus of the Board to briefly recess for 15 minutes to establish order. The time being: 9:15 p.m.

The Board Meeting Reconvened from a brief recess. The time being: 9:30 p.m.

- **ROCKEY THOMPSON**, No Address Provided.
Requested that his three minutes be deferred to Carolyn Richie.
- **CAROLYN RICHIE**, President, AFT, 121 N. Long Beach Blvd., Compton, CA 90221
Inquired about the cost for principal coaches; reported that Mikara Davis-Soloman and Cheryl Ward, who serve as coaches are friends of the Superintendent and District employees; expressed concern about favoritism exhibited in the District and commented about the lack of respect displayed by Rick Werlin, Human Resources Department.
- **REGINA POWER**, No Address Provided.
Requested that her three minutes be deferred to Carolyn Richie.
- **CAROLYN RICHIE**, President, AFT, 121 N. Long Beach Blvd., Compton, CA 90221
Inquired as to whether the Board has given Rick Werlin the authority to serve in a decision- making capacity on their behalf.

Superintendent Burnside requested that Carolyn Richie schedule an appointment to discuss her concerns.
- **JERRY BYOUS**, No Address Provided.
Requested that his three minutes be deferred to Ron Bennett.
- **RON BENNETT**, No Address Provided.
Announced that the Coalition of Unions have assembled a slate of board members that they will be endorsing for the upcoming CUSD Board of Trustee election in November.

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E. PUBLIC COMMENTS - AGENDA & NON AGENDA ITEMS

(Continued)

- **JOHN TRAMMELL, 2307 N. Slater, Compton, CA**
Expressed disappointment about previous comments made by Board Meeting attendees; and stated that such comments were causing a divide within the community.

D. DISCUSSION ITEMS

(Continued)

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*It was the consensus of the Board to adjust the agenda and receive the Budget 101 Presentation (Agenda Item D.5)*  
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Presentation D.5 Budget 101

Comment: To provide Board Members with a clear understanding of a school district budget.

Recommendation: None

Fiscal Impact: None

Deborah Willard acknowledged Glinda Martin, Senior Director, Fiscal Services; Dr. Charlene Sheppard, Consultant, and Business and Administrative Services staff for their assistance with the presentation; commented that the department has experienced a significant reduction in staff due to staff changes; reported that a ratification regarding staffing would be forthcoming for the Board's consideration; provided a detailed overview of the Budget that included complete explanation of various funding accounts; Restricted / Unrestricted Funds, and information pertaining to the General Fund budget format; Estimated and Actuals versus Unaudited Actuals (presented on June 30, 2009); provided an updated on the 2009/2010 State Budget Amendment and its impact to the District; announced that the District would be conducting an Average Daily Attendance (ADA) Drive to ensure that all students are attending classes, as it is CUSD's source of income; reported that the budget freeze would continue; that extra duty assignments and overtime would be closely monitored; and responded to questions and concerns raised by the Board.

Board Member Ali inquired about Targeted Instructional Improvement Grant (TIIG) and whether there was a record as to how funds have been spent.

Deborah Willard agreed to provide the Board with the requested information.

Board Member Sharif expressed concern about CUSD students who are attending schools in other school districts; requested that staff provide a report to the Board; that the information reflect the reason(s) why student have left the District; and the percentage of students who attend school outside of the District.

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Regular Meeting of the

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D. DISCUSSION ITEMS

(Continued)

Board Member, Satra Zurita left the Dias at 10:25 p.m. and did not return.

Board Member Thomas asked about the freeze on overtime.

Deborah Willard explained that overtime will be closely monitored; and approved at the Cabinet level to ensure that it is absolutely necessary.

Board Member Thomas stated that there is no freeze on overtime; that it should not be stated that a "Budget Freeze Continues" when overtime is still being given; asked about the vacant positions; stated that the District was still hiring consultants; but were no classified or certificated positions open.

Deborah Willard explained that with savings through attrition, the District is attempting to determine whether or not job duties could be performed without filling certain positions; but that there were key positions that must be filled.

Board Member Ali expressed concern about meals and travel; and suggested that consideration be given to discontinuing meals at various meetings.

Superintendent Burnside stated that meals would not be served at meetings unless it is for students and/or parents; and unless the meetings were an all-day event that extend past a certain hour(s).

Deborah Willard agreed to distribute the Bulletin that provides information regarding the Budget Freeze in the Friday memo.

Board Member Estrada suggested that staff look into a volunteer crossing guard program; requested that there be a system in place to track the expenses (meals) that the District has incurred; and that the Board give consideration to eliminating meals served during Board Meetings.

Board Member Thomas stated that she was not against cutting out meals; that some members come from work to the Board Meetings; but that too much food is usually prepared.

It was the consensus of the Board to recess to allow the Videographer to change the recording tape – Time: 11:40 p.m.

The Board reconvened from a brief break - Time: 11:42 p.m.

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D. DISCUSSION ITEMS

(Continued)

Presentation D.4 2009 Accountability Essentials Report

Comment: The presentation will provide the Board with information on 2009 standardized student test results and the Accountability Progress Reporting (APR), California Department of Education's (CDE) comprehensive accountability system which monitors the academic achievement of public schools. This accountability system, based on both state and federal requirements, provides student academic performance and growth data with API, AYP and PI reports.

Recommendation: CUSD continues to monitor the academic achievement of all schools by utilizing the most currently available student performance and growth data to make informed educational and fiscal decisions ensuring that every student has an equitable, high quality elementary and secondary education.

Fiscal Impact: *None*

No Discussion

D.6 Resolution No. 09/10-04 "GANN LIMIT" for 2009/10 Fiscal Year

Comment: Gann Limit prohibits spending excess cash. The goal of Proposition 13 of 1978 was to cut local property taxes. A Draft was created as a spending-limit initiative to restrict growth of tax-funded programs and services. The adoption of the Gann Appropriation Limit is an annual requirement. The Gann Limit calculation begins with the total forecasted General Fund Revenue for Fiscal Year of 2009/2010.

Recommendation: Adoption of Resolution.

Fiscal Impact: *None*

No Discussion

D.7 2008/2009 Unaudited Actuals

Comment: The Unaudited Actuals is a report showing all revenues and expenditures for fiscal year 2008/09. The revenues and expenditures reflected in this report are the final numbers with which the fiscal year is closed. The report is submitted to the Los Angeles County Office of Education and to the California Department of Education.

Recommendation: Approval of the Unaudited Actuals, Revenue and Expenditure Report and authorization to file document with the Los Angeles County Office of Education and State Superintendent of Public Instruction, California Department of Education.

Fiscal Impact: *None*

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Regular Meeting of the

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D. DISCUSSION ITEMS

(Continued)

D.8 Opening of Schools Report

Comment: Each school year Board Members are provided a comprehensive summary on the "Opening of School". The August 31, 2009 Open School report will focus on enrollment data, free-reduced lunch applications and status, facilities project completion and readiness, Williams' compliance, employee placement and status. Board Members will have the opportunity to ask questions about specific areas of associated with school opening.

Recommendation: For information only.

Fiscal Impact: *None*

No Discussion

MOTION by *MR.EASTER*, **SECOND** by *MRS. SHARIF* to approve Item Nos. 09/10-5003 and 09/10-5004.

F. BUSINESS/CONSENT ITEMS

09/10-5003

F.1 Resolution No. 09/10-04 "GANN" Limit for 2009/2010 Fiscal Year

Comment: Gann Limit prohibits spending excess cash. The goal of Proposition 13 of 1978 was to cut local property taxes. A Draft was created as a spending-limit initiative to restrict growth of tax-funded programs and services. The adoption of the Gann Appropriation Limit is an annual requirement. The Gann Limit calculation begins with the total forecasted General Fund Revenue for Fiscal Year of 2009/2010.

Recommendation: Adoption of Resolution.

Fiscal Impact: *None*

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MOTION by *MR.EASTER*, **SECOND** by *MRS. SHARIF* to approve Item Nos. 09/10-5003 and 09/10-5004.

(Continued)

F. BUSINESS/CONSENT ITEMS

(Continued)

09/10-5004 E.8 2008/2009 Unaudited Actuals

Comment: On or before September 15, 2009, the Board must approve the 2008/2009 Unaudited Actuals based on the Educational Code Section 42100, "..... the governing board of each district shall approve an annual statement of all receipts and expenditures of the District for the preceding fiscal year and shall file the statement with the county superintendent of schools."

Recommendation: Approval of the Unaudited Actuals, Revenue and Expenditure Report, and authorization to file document with the Los Angeles County Office of Education and State Superintendent of Public Instruction, California Department of Education.

Fiscal Impact: *None*

VOTE ON MOTION TO APPROVE Item. 09/10-5003 and 09/10-5004.

MOTION CARRIED

F. COMMENTS OF THE BOARD OF TRUSTEES AND SUPERINTENDENT

- **BOARD MEMBER ALI** requested that the meeting adjourn in memory of David Whiteside, Campus Security Assistant at Lincoln Elementary School.
- **BOARD MEMBER THOMAS** requested that the meeting adjourn in memory of Mary B. Henry, former CUSD Board of Trustees President, Board Member and Civil Rights Activist; and Nettie Beatrice Phillips. Board member Thomas also recommended that all resolutions from the Board of Trustees should be signed by each member.

G. THE NEXT SCHEDULED BOARD OF TRUSTEES MEETING

Education Service Center Board Room - September 22, 2009

MINUTES

Regular Meeting of the

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COMPTON UNIFIED SCHOOL DISTRICT

September 8, 2009

09/10-9003

ADJOURNMENT

MOTION by *MR. ESTRADA*, **SECOND** by *MR. ALI* to adjourn the Regular Meeting of the Board of Trustees - the time being 12:05 a.m. (September 9, 2009).

A moment of silence was observed in memory of David Whiteside; Mary B. Henry, and Nettie B. Phillips.

Respectfully submitted:

Kaye E. Burnside, Ed. D.
Superintendent

/bmt