

PIEDMONT UNIFIED SCHOOL DISTRICT  
Council Chambers, City Hall  
120 Vista Avenue  
Piedmont, California 94611

MINUTES OF

Regular Meeting of the Governing Board

September 13, 2006

CALL TO ORDER – CLOSED SESSION	Board President Lindenmayer called the meeting to order at 6:00 p.m.
ESTABLISHMENT OF QUORUM	President Ward Lindenmayer, Vice President June Monach, Board Member Ray Gadbois, Board Member Roy Tolles
BOARD MEMBER ABSENT	Cathie Geddeis (excused)
ADJOURN TO CLOSED SESSION	The Board adjourned to Closed Session at 6:01 p.m. to discuss:  A. Conference with Legal Counsel – Anticipated Litigation Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (1 item)
OTHERS PRESENT FOR CLOSED SESSION	Constance Hubbard, Superintendent Jan Tomsy, Attorney, Lozano Smith Law Firm
CALL TO ORDER – REGULAR SESSION	Board President Ward Lindenmayer called the Regular Session of the Board of Education meeting of September 13, 2006 to order at 7:08 p.m. and led the Board and audience in the Pledge of Allegiance.
OTHERS PRESENT AT REGULAR SESSION	Constance Hubbard, Superintendent Michael Brady, Assistant Supt., Business Services/Operations David Roth, Assistant Supt., Educational Services
Action Taken In Closed Session	None
Agenda Adjustments	None
COMMUNICATIONS / ANNOUNCEMENTS	
Association of Piedmont Teachers (APT)	None
California School Employees Association (CSEA)	None
Parent Clubs	None
Student Representative to the Board	Sophie Coysh, new Student Representative to the Board, was not able to be present tonight.
PERSONS WISHING TO SPEAK TO ANY ITEM NOT LISTED ON THE AGENDA	Parent Rachel Murrroy approached the podium, at which time Board President Lindenmayer advised that the Board would not be able to comment on any issue not on the agenda.  She spoke regarding the assault of her then 12 year-old son by another Middle School student on May 30, 2006. She realizes her attorney is

working with the school district regarding having this issue placed on the agenda for the next Board meeting, but she had questions that cannot wait.

It was her understanding that the boy(s) who had been arrested were suspended but she learned they were still in school. She said she urged the police department to put protocol in place to alert the District immediately day or night in the event of a violent crime to a student. She also urged the school district to send out a letter to notify all middle school parents and students so that they would be aware of a crime having been committed. Two other boys came forward to acknowledge that the same boy had brandished a knife on them on school grounds on previous occasions but were too frightened to come forward.

She felt her son was being retaliated against by the attacker because earlier that day, her son tried to intervene when the attacker was trying to push another student down some stairs.

She feels it is irresponsible to permit a juvenile charged with a felony to walk unaccompanied to and from Millennium High School so soon after assaulting and threatening three seventh grade boys. With such a close proximity [of Millennium High School] to the Middle School, the risks of retribution to a past victim or an assault on another student are unacceptable to them.

She displayed a copy of the *Promote Respect* brochure where it talks about being courageous and supportive of peers, and to say no to bullying and harassing. The students have been watching to see how the adults handle this situation. She is concerned that students will have learned that there isn't any point in being an upstander.

She ended by asking two questions:

- 1) as a City that overwhelmingly supported Measure E, Piedmont has already expressed its wish to make student safety its highest priority. What is the Board's policy regarding complete expulsion for violence and/or carrying an illegal weapon?
- 2) Given that roughly three percent of the boys in last year's 7<sup>th</sup> grade class is now known to have been threatened with an illegal weapon by this individual, what are the circumstances in the present case that justify suspending his expulsion?

Sheldon Crandall, long-time resident of Piedmont, felt it was unconscionable [not to expel the student] when he first heard about this incident. He has a grandson attending Havens and to think that if all of this is true, the student who attacked Rachel Murray's son does not belong in our schools; he has forfeited his right to attend Piedmont schools.

Richard Turner, recent resident of Piedmont, said he knows there is an issue being raised here about the child. He knows Rachel's side but he doesn't know the other family's side. The thing that appalls him is that the other families never called to apologize.

Drew Bendon, Havens parent, stated he was disappointed with the decision of the City Council to allow the Havens students to use the

tennis courts rather than the playground at Havens. He is disappointed because he feels the interests of 40 people outweighed the interests of several hundred others, and that the principal at Havens seemed to have been caught off-guard with the time schedule.

He attended the Special City Council meeting regarding Civic Center planning. The City has its own time plan separate from the school district. This is an opportunity for all of us to improve the Civic Center area and rethink how we use our space. He hopes the process will be as open and public as possible.

Superintendent Announcements

None

Board President Announcements

President Lindenmayer announced the upcoming events:

- September 21<sup>st</sup> at 7:00 p.m. is the Piedmont High School Back to School night
- The Piedmont Diversity Committee film, "Homeless in Paradise, will be shown at the Ellen Driscoll Theater on Thursday, September 21, 7:00 p.m. (6:30 p.m. reception)
- Saturday, September 16 is a non-league High School football game in Truckee, 1:00 p.m.
- Thursday, September 16, are non-league High School football games at Justin Sienna in Napa; 4:30 p.m. for JV and 7:00 p.m. for Varsity

#### PRESENTATIONS

Representatives from each school site will make a presentation regarding the beginning of the 2006-07 school year.

Havens Principal Tery Susman introduced second grade teacher Megan Pillsbury and two of her students, Shannon Baack and Scott Moek. The students felt the temporary classrooms were "roomy and refreshing". Parents were introduced.

Students Jacob Zimmerman, Kevin Wu, Sydney Partos, Rachel Moes, Kiera Sullivan, and Emma Grove from the safety squad at Wildwood School talked about their duties and why they liked it. Parents were introduced.

Lisa Joyce, parent volunteer for the grounds and garden at Beach School, introduced student Natalie Godfrey who works on the edible garden project.

Piedmont Middle School Principal Jeanne Donovan, said it was a very smooth first day of school. The Back to School Night was a great success. Dan Bonnin, Assistant Middle School Principal, introduced the new student body president for the Middle school, Ollie Ramsey, who talked about: the kickoff for magazine sales; the school news is in its second year; and "Rockapella" is a new vocal music class this year. Some important events coming up are the 7<sup>th</sup> grade annual Medieval Banquet (October 5) and the 7<sup>th</sup> and 8<sup>th</sup> grade Welcome Back Dance (October 29). Community services trips to Piedmont Gardens will start tomorrow and are held once a month.

Piedmont High School Principal Randall Booker announced that 505 families utilized the online walk-through enrollment; and a comprehensive 9th grade orientation was held; a drastic change in upgrade to overall technology hardware and software applications in the classrooms was performed, which included: 53 laptop computers, 28 classroom ceiling-

mounted LCD projectors, and wireless access points throughout the campus to make the campus truly wireless. The Date Rate Prevention Assembly was presented for the 9<sup>th</sup> grade class in tandem with the Parents Club. A *Welcome Back* Dance was added this year, and athletics are in full swing. He then introduced Associated Student Body President Vivian Chan.

Vivian shared that she attended her first Parents Club meeting; she talked about the 9<sup>th</sup> grade Orientation; the first week of school was "Welcome Week"; the ASB sponsored the Welcome Back Dance. Last Friday was the first football game of the year against Campolindo. Last Monday was the five-year anniversary of 9/11. She and the Vice President made a brief announcement and held a moment of silence. Taps was performed and white ribbons were sold at lunch. The Fall Sports Rally will be held this Friday. Next week kicks off the Senior Picnic on Monday followed by Club Day on Tuesday where new members are recruited to various school clubs. Thursday, September 21 is the High School Back to School Night starting at 7:00 p.m.

Jamie Adams, Principal of Millennium High School, talked about the American Sign Language I and II classes being offered this school year. The WASC evaluation self-study preparation is starting. The Back to School Night was successful. A team-building event was held for students, which was also successful.

Karen Gnusti, Director of Adult Education and Alternative Education, introduced Adult Education student "Lillie" who is in one of the English As A Second Language classes. Lillie said she has learned a lot of English at Adult School and she is very happy.

Superintendent Hubbard announced the new reorganization of administrator positions for 2006-07:

Brooke Zimmerman as Director of Student Services; Karen Gnusti as Director of Adult Education and Alternative Education; Michael Brady as Assistant Superintendent for Business Services, and David Roth as Assistant Superintendent of Educational Services.

#### REVIEW & ACTION ITEMS

Update On General Obligation (G. O.) Bond Measure "E" In Connection With the Seismic Risk Reduction Program Projects; Information and Possible Direction/Action by Board to Superintendent (Superintendent Hubbard)

A Request for Proposals (RFP) for Program Management Services was published. There were 17 proposals submitted and finalists were narrowed to four. At the last meeting, the Board authorized the Superintendent to enter into contract negotiations with Capital Management Program, Inc. (CPM) for program management services to the District. A finalized contract is now ready for approval.

CPM President Jay Davison stated his firm was honored to be chosen. Their firm focuses almost solely on public school work in California. He had been asked why their agreement is not based on a percentage of the construction.

#### 1. Program Management Services Contract (Action)

The anticipated approval of a contract with Capital Management Services (CPM) to provide program management services for the implementation of projects as approved in Measure E.

Although sometimes architectural agreements are based on a percentage of the construction and sometimes construction management agreements are, very seldom are program project management or planning agreements. Their firm uses a different model, which is: they try to figure out the scope of work that needs to be done, how much time it will take to do it, what the hourly rate is applied at that time, and put that number in the agreement, but the agreement is structured as an hourly reimbursable

agreement, which is at the District's discretion. They try to figure out with staff what all of the possible scope of work is. They do not have a philosophy of coming back to Boards for additional money every month.

David Burke would be the contact liaison person. He added that David is educated, trained and licensed as a planner; he has worked in the school business exclusively for the last 20 years. He has been a Facilities Director for a small school district so he has seen this business from both sides.

Superintendent Hubbard added that, as part of the CPM agreement, it is placed within the agreement that the CPM identified the persons who will be working with the District continuously.

Board Member Gadbois said he can see how much the budgeting and accounting work is going to be needed and he is glad to see it included.

There was no one from the public requesting to speak.

It was moved by Vice President Monach and seconded by Board Member Gadbois to award the contract for Project Management Services to Capital Program Management, Inc.

The motion passed as follows:

AYES:	Lindenmayer, Monach, Gadbois, Tolles
NOES:	None
ABSTAIN:	None
ABSENT:	Geddeis

Communications/Public Engagement  
(Information)

Vice President Monach, as a Board subcommittee member for the Public Engagement Process, announced a community meeting on Thursday, October 12, from 7:00-9:00 p.m. at the Piedmont Community Hall. The purpose of the meeting will be to provide information; members of the community will have an opportunity to meet the program management team, learn about accomplishments to date, what to look ahead for in terms of the next phase of program planning; and to have citizens be able to ask questions of District officials and the program management team.

The designated web-site is still being worked on; in order to get news and updates in a more timely way before the web site is available, the subcommittee is asking interested persons to contact the District web site at [www.piedmont.k12.ca.us](http://www.piedmont.k12.ca.us) to sign up for email and e-news directly. Information will also be released on a regular basis via school newsletters.

Update on Havens Temporary  
Housing Project (Information)

An updated packet of information on Havens (also placed on the public information table) was reviewed by Superintendent Hubbard. District staff has worked very hard keeping track of all bond expenditures; a data base has been established.

The City was very helpful in coordination of issues.

The original budget for the Havens portable housing project was projected at \$1,328,000 and the actual cost was \$1,380,000. The District is actually not "over budget" because the decision to do permanent work at this time rather than two years from now saved the District

approximately \$184,000 (permanent work: electrical, fire alarm panel, fence modification, underground boring for the transformer).

Board Member Tolles inquired about the revised design entrance on Vista. The final approval on the design revision is expected to be approved by the Fire Department tomorrow, the Superintendent advised.

#### REVIEW & DISCUSSION ITEMS Discuss District Goals for 2006-07

Revisions were made to the original proposed District Goals. Community members were thanked for their input to the Board.

Vice President Monach felt the District Goals should focus on promoting respectful communications, dialogue and interactions that will create a climate for a more open exchange of information and better informed decision-making. This would be a strategy to employ throughout all of the goals. Board Member Tolles also felt that the Goals should be reflective of the values of the community.

The work of the *Promote Respect* Committee is also intertwined as a key component and value that is included in the expectations and mission statement.

Superintendent Hubbard advised that goal planning for 2007-08 will begin at the March-April 2007 Board meetings to coincide with the budget development process and parcel tax assessment hearings.

Board discussion ensued regarding refinement of the goals.

Following a final draft of the Goals, it is anticipated that the 2006-07 District Goals will be adopted at the Board meeting of September 27, 2006.

#### Report on 2005/2006 Accountability Progress Report (API)

Dr. David Roth, Assistant Superintendent for Educational Services, reported on the Adequate Yearly Progress (AYP) and API (Academic Performance Index, both of which are linked to STAR testing. STAR testing is a significant part of the District's assessment effort but is not the only means.

Piedmont Unified School District students perform among the top Unified School Districts in the State. He will now be able to look at result data to see what information can be gleaned that may form our decisions around developing curriculum and intervention programs, in conjunction with all of the other assessments conducted in the District. The only area where the District did not meet AYP is, when we pool together the entire population of students with disabilities, the District did not quite meet the participation rate, but our students as a group perform much higher than the State standard and better than most public schools as a sub-group. Although all parents are encouraged to have their student(s) participate in the STAR testing, most of the non-participation is by students whose parents request that they not participate.

There was no one from the audience requesting to speak on this issue.

#### CORRESPONDENCE

Board President Lindenmayer advised that input regarding District goals was received from community members, along with other correspondence related to student discipline.

#### BOARD REPORTS

Board Member Tolles attended the Havens Back to School night; the

Wildwood Parents Club Board meeting, Havens Parents Club Board meeting and the first monthly PRAISE meeting. He missed the Beach Parent Organization meeting due to a scheduling conflict.

Board Member Gadbois attended the Back to School night for Wildwood, the Middle School and Havens. He was impressed with what the teachers have done to make the portable classrooms warm, interesting and comfortable. He also attended the Parent Club meeting for Piedmont Middle School, where he discussed draft goals and bond project information.

Vice President Monach attended all three elementary Back to School nights, and agreed with Board Member Gadbois that the Havens portables looked just like the regular classrooms. She, Board Member Gadbois and Superintendent Hubbard have met regarding the public engagement process; and she attended the first *Promote Respect* planning meeting.

President Lindenmayer attended the Millennium Back to School night and a couple of Parent Club meetings. He attended the High School's first football game of the season. He added that he has received several unsolicited remarks from Havens parents regarding their pleasure with the portable classrooms.

CONSENT CALENDAR:  
ACTION ITEMS

Resident George Childs requested a brief overview of the special education reimbursements – what are these expenditures about and how are they funded.

Assistant Superintendent Roth advised that all of the services are required as part of certain students' Individual Education Plans (IEPs). There are some students the District cannot serve in its program, such as students with severe emotional and/or developmental difficulties. Federal and State Law mandate that, regardless of whether or not the District has the program, it is required to provide a free and appropriate education for them. The services are funded by Federal and State monies, and General Fund monies.

Board Member Gadbois pointed out the actuarial study shown on the Consent Calendar, which is important to address financial dealings in the future. He also pointed out that a near-future Board workshop will address the Special Education Program for anyone interested in attending.

It was moved by Vice President Monach, and seconded by Board Member Gadbois to approve the Consent Calendar as presented.

The motion passed as follows:

AYES: Lindenmayer, Monach, Gadbois, Tolles  
NOES: None  
ABSTAIN: None  
ABSENT: Geddeis

Items approved on the Consent Calendar were as follows:

- A. Approve Personnel Action Report
- B. Approve District Financial Report for Month of August, 2006

- C. Approve Agreement Between District and **Total Compensation Systems** to provide consulting services for actuarial study for compliance with the Government Accounting Standards Board (GASB) as they relate to reporting of District employee post employment benefit liability effective September 14, 2006, through September 27, 2006, at a total cost not to exceed \$3,600.00.

**Consultant Services Contracts**

- D. Approve one Consultant Services Contract with **Educational Services Associates**, to provide tutoring for one high school student, effective July 1, 2006 through June 30, 2007 at a total cost not to exceed \$1,560.00. Funding Source: Special Education
- E. Approve one Consultant Services Contract with **Welcome Transport**, to provide transportation for one adult education student, effective July 1, 2006 through June 30, 2007 at a total cost not to exceed \$10,800.00. Funding Source: Special Education
- F. Approve one Consultant Services Contract with **Maria Antoneidis**, to provide speech and language therapy for one elementary student, effective July 1, 2006 through June 30, 2007 at a total cost not to exceed \$5,000.00. Funding Source: Special Education
- G. Approve one Consultant Services Contract with **Helen Miller**, to provide assistive technology services for one middle school student, effective July 1, 2006 through June 30, 2007 at a total cost not to exceed \$1,250.00. Funding Source: Special Education
- H. Approve one Consultant Services Contract with **Helen Miller**, to provide assistive technology services for one middle school student, effective July 1, 2006 through June 30, 2007 at a total cost not to exceed \$1,250.00. Funding Source: Special Education

**Individual Service Agreements/Master Contracts**

- I. Approve one Individual Service Agreement and one Master Contract with **Pathway School**, to provide basic educational services for one high school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$71,515.00. Funding Source: Special Education.
- J. Approve two Individual Service Agreements and one Master Contract with **Raskob Day School**, to provide basic educational services for two elementary school students, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$30,600.00. Funding Source: Special Education
- K. Approve one Master Contract with **The Speech Pathology Group**, to provide one speech and language therapist to serve district high school and elementary students, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$49,000.00. Funding Source: Special Education
- L. Approve one Individual Service Agreement and one Master Contract with **Deborah Burns-McClosky**, to provide speech and language services to one elementary student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$3,744.00. Funding Source: Special Education
- M. Approve two Individual Service Agreements and one Master Contract with **Dori Maxon**, to provide assistive technology to one elementary student and physical therapy consultation to one pre-school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$3,140.00. Funding Source: Special Education
- N. Approve one Individual Service Agreement and one Master Contract with **Children's Learning Center**, to provide basic educational services to one high school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$36,546.00. Funding

Source: Special Education

**Reimbursements**

- O. Approve reimbursement to parents of one middle school student for basic educational services provided by River View School, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$25,000.00. Funding: Special Education
- P. Approve reimbursement to parents of one elementary school student for basic educational services provided by Raskob Day School, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$10,355.00. Funding: Special Education
- Q. Approve reimbursement to parents of one high school student for non-public travel expenses, at a total cost not to exceed \$1,092.00. Funding: Special Education
- R. Approve reimbursement to parents of one high school student for basic educational services provided by Eagle Hill School, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$20,000.00. Funding: Special Education
- S. Approve reimbursement to parent of one high school student for basic educational services provided by Orion Academy, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$26,000.00. Funding: Special Education
- T. Approve reimbursement to parents of one pre-school student for services provided by Linguistic Alternatives, a non-public agency, at a total cost not to exceed \$285.00. Funding: Special Education
- U. Approve reimbursement to San Mateo County Office of Education for intra-SELPA services provided to one elementary school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$3,907.48. Funding: Special Education
- V. Approve reimbursement to parents of one elementary school student for services provided by Oak Hill School, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$60,000.00. Funding: Special Education
- W. Approve reimbursement to parents of one elementary school student for services provided by Standbridge Academy, a non-public school, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$60,000.00. Funding: Special Education
- X. Approve reimbursement to parents of one high school student for non-public transportation costs, at a total cost not to exceed \$2,500.00. Funding: Special Education
- Y. Approve reimbursement to Albany Unified School District for basic educational services provided to one high school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$32,000.00. Funding: Special Education
- Z. Approve reimbursement to Palo Alto Unified School District for basic educational services provided to one high school student, effective July 1, 2006 through June 30, 2007, at a total cost not to exceed \$40,000.00. Funding: Special Education
- AA. Approve reimbursement to F.L. Chamberlain School, a non-public school, for basic educational services provided to one high school student, at a total cost not to exceed \$4,898.68. Funding: Special Education

ADJOURNMENT

There being no further business, and with no objections by the Board, the meeting was adjourned at 9:43 p.m.

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WARD LINDENMAYER, Board President  
Piedmont Unified School District  
Board of Education

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CONSTANCE HUBBARD, Superintendent  
Secretary, Piedmont Unified School District  
Board of Education