

Board of Education
Minutes of Regular Board Meeting
November 24, 2015
(ADOPTED: 12/08/15)

Open Session

1. CALL MEETING TO ORDER

Board President Danny Lau called the meeting to order at 6:00 p.m.

2. ROLL CALL

Present were Board members Danny Lau (*left the meeting at 8:15 pm*), Gunawan Alisantosa, Dan Bobay, Chris Norwood, Robert Nunez (*joined the meeting by phone from 3 Centerpoints Drive, La Palma, CA in closed session*) and Student Board Representative Alan Pham.

Also present were Superintendent Cary Matsuoka, Deputy Superintendent Cheryl Jordan, Assistant Superintendent Wendy Zhang and Executive Assistant Charito Cabantac (recording secretary).

3. APPROVAL OF THE AGENDA

Motion: Approve the agenda for the November 24, 2015 Board meeting.

M/S

Alisantosa/Norwood

Vote: 4-0

4. COMMENTS FROM THE PUBLIC

None

Closed Session

5. ADJOURN MEETING TO CLOSED SESSION

The Board moved to closed session at 6:02 p.m. to discuss/take action on the items listed on the closed session agenda. Mr. Nunez joined the meeting by phone from La Palma, CA.

Open Session

6. FLAG SALUTE

The Board reconvened in open session at 7:00 p.m. Mr. Lau led the Flag Salute.

7. REPORT OF ACTION(S) TAKEN IN CLOSED SESSION.

No action was taken in closed session.

8. COMMENTS FROM THE PUBLIC

Aude Jensen, an MHS parent, clarified the issue she raised about the high school's service learning program disallowing some types of service hours, which were once allowed to count toward student graduation requirement. She stated these changes are unfair for seniors who did not know they were coming and impacts students applications to colleges and universities. She suggested that the policy about community service be amended to make community service no longer a requirement for graduation.

9. BOARD GROUP AGREEMENTS

Board Policy 9001 Board Group Agreements was on the agenda for easy reference for members of the Board. There was no discussion.

10. SUPERINTENDENT'S REPORT

Mr. Matsuoka reminded the speakers to hold on to the microphone to make sure that they are heard by TV viewers even when they move away from the podium. He also reminded staff that the District is halfway through the Jack Emery Food Drive and encouraged everyone to participate in this year's food drive for the many needy families in Milpitas. December 8 is the deadline for the food drive this year, and the District Office's goal is 1,000 cans and \$1,000.00 in cash.

11. REPORTS

A. DRAFT ENVIRONMENTAL IMPACT (Draft EIR) PRESENTATION

Chris Dugan, Senior Project Manager with MIG/TRA Environmental Sciences, Inc. presented the McCandless Drive Elementary School Project Draft Environmental Impact Report (EIR) to the Board of Education. He presented information regarding the content of the EIR, the overall EIR process and timelines and answered Board members' questions.

The Draft EIR has recently been made available to agencies and the community for review and comment. The review period is from November 13 through December 28, 2015.

B. AB 104 SOUTH BAY CONSORTIUM FOR ADULT EDUCATION AND MILPITAS ADULT EDUCATION PROGRAM

The South Bay Consortium for Adult Education AB86 plan was approved by the state and partially funded through AB104. The plan is aligned to the outcomes described in AB104 to which consortium members are accountable. The plan describes the following:

- Identify gaps in educational services for adults;
- Determine pathways for success in college and career;
- Ensure alignment between community college and adult education systems; and
- Plan joint professional development.

The consortium's membership is composed of five adult schools (Campbell Adult and Community Education, East Side Adult Education, Milpitas Adult School, Santa Clara Adult Education, and Silicon Valley Adult Education) and two community college districts (San Jose Evergreen Valley Community College District and West Valley Mission College Community College District). Usha Narayanan, Principal, Milpitas Adult Education, and Cheryl Jordan, Deputy Superintendent, are the two SBCAE Charter Governance representatives for MUSD.

Deputy Superintendent Cheryl Jordan and Adult Ed. Principal Usha Narayanan presented the report on the work of the Consortium.

In June 2015 the California Adult Education Block Grant was approved to provide dedicated funding to the consortium, and each year all funding to adult education must be aligned to the local regional plans, and demonstrate evidence in meeting the outcomes of AB 104:

- Increase number of adult learners served
- Increase number of adult learners who demonstrate increased competency in literacy, career, high school equivalency, and post secondary educational programs.

The work of the consortium will greatly impact Milpitas' community of adult learners as services will be increased through alignment and transitional pathways between adult schools and community colleges. There is excitement about the work ahead as it will not only increase learning and career opportunities for Milpitas adult learners, but it will deepen parent engagement in MUSD's pre-K-12 schools. Additionally, it will provide a better network of transitional programs for Milpitas students exiting correctional facilities in Santa Clara County.

Board members appreciated the report and the work the consortium does for the community.

C. A RECOMMENDATION FOR HIGH SCHOOL CONFIGURATION IN MUSD

Superintendent Matsuoka reported on the series of stakeholders meetings over the course of the last three months about the configuration of high schools in MUSD. At each meeting, data was presented about the projected population for the city of Milpitas (115,000), the future number of high school students (5,400), and the data that shows that on average, 45,000 residents produces a high school of about 2,000 students. The overwhelming and consistent response from all stakeholder groups is to plan for a second high school in the district.

Stakeholder group meetings were held on:

9/15/15 - MHS PTA, parents, community members

10/14/15 - MHS all staff meeting

10/15/15 - CBAC

10/19/15 - Rotary Club of Milpitas

10/19/15 – All MUSD staff, after school meeting

10/19/15 – Community meeting, 7 pm

10/29/15 – Community meeting, 9 am

Over the course of all the meetings, over 100 community members provided input and 150 staff members at MHS were present on October 19th. The primary themes that emerged about the need for two high schools were:

In a large high school of 3,000 or more, students can get lost amidst the size of the school.

Traffic along Escuela Parkway is already bad, having a high school of 4,000 or more would be gridlock.

There is no more land for parking at MHS.

MHS food service facilities were built for a school of 1,800, and it is difficult to feed 3,000 students in one lunch period.

Land is running out at MHS to build more classroom facilities – we would need to go vertical.

There is a space limitation in programs that require specialized facilities – ceramics, dance, laboratory sciences, etc.

Many questions were raised during the meetings about how we would plan for a second high school. Here are some frequently asked questions and answers to them:

Are we going to build a second comprehensive high school? At some point in the future, we will need a second comprehensive high school. We will need to purchase a large parcel of land, ideally 40 acres.

Where will we put a second high school in the meantime? The most logical location is to open a high school at the former Samuel Ayer site. We currently own 10 acres of land and have existing buildings to work with.

How will attendance boundaries work with two high schools? Once we have two comprehensive high schools, we can establish geographical attendance boundaries. Until then, a second high school will be a school of choice where students apply to attend.

If a second high school does not start out as a full comprehensive program, how will the program be designed? This will be thoughtful process with stakeholder input, where we strike a balance between creating an attractive program, but avoid creating a magnet or

elite school.

If students attend a second high school, can they participate in after-school athletics at MHS? Yes, CIF rules allow for students attending a non-comprehensive high school to play for a district comprehensive high school.

How would going to a 7-period day at MHS be helpful? The staff is considering a 7 period day where students still take 6 periods, but in either an earlier 1-6 schedule, or periods 2-7 schedule. This will alleviate the traffic problems at the beginning and end of the school day and gives the school over 100 class periods from a room utilization standpoint.

What facility improvements will take place at MHS if the district pursues a second high school? We need to solve major facility needs for physical education classroom space, food service, performing arts, science laboratory classrooms, lighting, more outdoor seating, and underground utilities.

Student Board member Alan Pham inquired about the meaning of “comprehensive high school.” Superintendent Matsuoka replied that it means the HS offers every course and all the electives plus art, music, practical arts and that the school has a full athletics program after school, performing arts, etc.

Board member Bobay stated that he was part of the Board that said “no” to building another comprehensive high school because of the high cost. He felt that in addition to building costs, duplication of staff and services do not seem realistic. He does want the district to look at different ways to deliver education, the most viable would be working with the City to open Ayer High School, which leaves the question of relocating Cal Hills. Another option would be to look at relocating Pomeroy to other sites, such as the Murphy site and use Pomeroy to expand MHS.

Board member Norwood asked if any research has been done on what school districts or cities are doing to deliver high school education besides moving to a second comprehensive high school or looking to expand existing high school facilities. Superintendent Matsuoka replied that he had no time to research what is going on in other public school districts and cities, but is curious about the movement going on in the nation in little pockets, such as Project XQ that deals with the question of how to design the high school for the 21st century. Comprehensive HS are expensive to build and expensive to run, so perhaps the 21st century environment needs a different kind of setting and it could involve on-line instruction where the students do not have to be in a building all day. There will be a lot of Ed. Code questions, but it is an interesting idea.

Board member Alisantosa shared his experience as a middle school student in Indonesia where schools were shared between elementary grades and middle school students. He said it is time to start thinking outside of the box.

Mr. Norwood would like to discuss with the community groups the idea of hybrid schools to give them some insight into what is available and what other possibilities there are. He would like to look into the Education Code as to what it would allow classes to take place, etc.

Board member Nunez said he agrees with everything that has been said. He said we still need to spend money but spend it in a different way. The best way to deliver education is what we should be looking for. At the community members' meeting, it is clear that they want us to re open Ayer. Mr Nunez wanted the district to partner with the City to open Ayer and start developing stakeholder groups and prepare them to look at what is next for education. The district should also continue looking at land and properties that we now have and look at possible uses.

Superintendent Matsuoka summarized what he heard the Board asked him to move forward on:

- 1) determine the appropriate investments in MHS to be guided by the Facility Master Plan, which identifies the most important needs. This needs to be the largest investment financially for the next bond.
- 2) find out what it would take to re-open Ayer High School as a high school campus. Start dialogue with the City on re-opening Ayer.

Mr. Matsuoka stated that the District's challenge is to make the short term investments without over committing dollars into facilities that are not in the future places of enrollment growth. The growth, he believes, will happen in the mid-town area, some will happen along Milpitas Blvd., and transit growth will continue to move north and that's where we need land and facilities.

- 3) While the Ayer facility is 60 years old, the program that will be happening inside does not have to be the current model. It would be anything we dream and create it to be.

Board members thanked the Superintendent for starting and continuing this dialogue with the Board.

12. ACTION/DISCUSSION

A. SCHOOL FACILITIES NEEDS ANALYSIS AND CONSIDERATION OF ADOPTION OF ALTERNATIVE SCHOOL FACILITY FEES – RESOLUTION 2016.15

At the October 13, 2015 board meeting, a consultant from Jack Schreder and Associates, Inc. presented the Level 2 Justification Study Results. The Board authorized staff to proceed in the process.

The school facility fee for the District is currently \$3.36 per square foot of assessable space for residential construction. A School Facilities Needs Analysis has been prepared and the District is justified in collecting \$4.28 per square foot.

In accordance with law, a public hearing will be held at this meeting and the Board will be asked to adopt Resolution 2016.15 approving a school facilities needs analysis, adopting alternative school facility fees in compliance with Government Code sections 65995.5, 65996.6 and 65995.7, and making related findings and determinations.

Motion: Open the public hearing
M/S Alisantosa/Norwood Vote: 5-0 (Roll Call Vote)

There were no speakers.

Motion: Close the public hearing
M/S Alisantosa/Norwood Vote: 5-0 (Roll Call Vote)

Motion: Adopt Resolution 2016.15 approving the Level 2 alternative school facility fees for residential developments in the amount of \$4.28. This fee is effective for one year beginning November 25, 2015.
M/S Bobay/Alisantosa Vote: 5-0 (Roll Call Vote)

B. PUBLIC HEARING AND DISCLOSURE OF MILPITAS TEACHERS ASSOCIATION'S COLLECTIVE BARGAINING AGREEMENT

On November 4, 2015 negotiations were concluded between the District and the Milpitas Teachers Association (MTA) on compensation for 2015-16. On November 20, 2015, MTA unit members ratified the Tentative Agreement (TA) between MUSD and the Association. The TA is being presented to the Board for its consideration and approval. The language of the current Collective Bargaining Agreement remains the same except for changes as indicated in the TA dated November 4, 2015. A public hearing has been scheduled for tonight in compliance with law.

Motion: Open the public hearing
M/S Alisantosa/Norwood Vote: 5-0 (Roll Call Vote)

Aude Jensen inquired how she can view documents such as this before the meeting. Mr. Matsuoka that it is in the Board Agenda that is posted on the MUSD website the Friday before a Board meeting.

Motion: Close the public hearing
M/S Alisantosa/Norwood Vote: 5-0 (Roll Call Vote)

Item 14 below)

- G. Donation from Lyon Management Group, Inc. – **Item pulled for discussion (See Item 15 below)**

14. BIOPATH'S PROPOSAL FOR BIOREMEDIATION OF PCBs AT THE McCANDLESS SITE

The Superintendent asked to pull this item because it is the proposal to remediate the PCBs at the McCandless site and the cost of \$615,000 a significant amount. He commented that in multiple meetings with the Milpitas City Manager, he was assured that the City is going to take care of this cost and will deduct it from the cost of the land when we get to that point.

Motion: Accept BioPath's proposal for bioremediation of PCBs at the McCandless site
M/S Bobay/Norwood **Vote: 4-0 Roll Call Vote**
Mr. Lau was absent for the vote

15. DONATION FROM LYON MANAGEMENT GROUP INC.

Mr. Nunez asked to pull this item so he could comment.

Lyon Management Group is the developer that is building the homes, apartments, hotels and others around the new school on McCandless. They provided \$30,000 to the school district, even if they did not have to, after getting its permit to build. It is important to know that this is what we would be doing with developers prior to them getting their permits approved. This amount will go to the Family Resource Center at Randall School, and we were able to take that \$30,000 and get a commitment from the Health Trust and First 5 for an additional \$300,000 for the Family Resource Center.

Motion: Accept the \$30,000 donation from Lyon Management Group Inc.
M/S Nunez/Norwood **Vote: 4-0 Roll Call Vote**
Mr. Lau was absent for the vote

16. BOARD COMMUNICATIONS/REQUESTS

Student Board Representative Alan Pham reported on school and student activities. At MHS students are currently planning for their Christmas at the Park. Students are also working on Winter Wishes fundraising for needy students. Alan attended California Association of Directors of Activities on an event held recently. They had lot of good speakers and workshops and he learned a lot about lively school activities and publicity things that MHS can implement to increase school spirit.

Board member Norwood reported attending various activities within the school district. He spoke before the Future Business Leaders of America, a group of MHS students interested in what it would take to be a future business leader. Today, he visited Diana Orlando's class at Pomeroy where he had the chance to read to first graders. He visited Adult Ed. classrooms and talked to the students.

Board member Nunez reported attending MHS football games and will be there to attend Friday's game.


Board member Dan Bobay talked about receiving a number of complaints from students, parents, and teachers. He said he is very concerned about what is happening at Milpitas High School, documented those complaints in a letter, and passed a copy of the letter to the Superintendent and Board members for their consideration.

Board member Alisantosa reported attending the ground breaking ceremony for the joint use building on the Russell MS campus. Last week he attended a Kiwanis fundraising dinner at the Outback Steak House and a Milpitas Sister Cities Commission meeting.


17. DATES OF FUTURE BOARD MEETINGS/ADJOURNMENT

After reading the dates of future meetings, the meeting adjourned at 9:30 p.m.

Respectfully submitted,


Cary Matsuoka
Superintendent and Board Secretary

Attested:


Clerk of the Board

Minutes prepared by Charito Cabantac
