

Santa Barbara School Districts

Kate Parker, *President*
H. Edward Heron, *Vice President*

Annette Cordero, *Member*
Robert Noël, *Member*
Susan Deacon, *Member*

Administration Center
720 Santa Barbara Street
Santa Barbara, CA 93101
<http://www.sbsdk12.org>

Board Meeting Agenda **Tuesday, September 8, 2009** **Regular Meeting** **Closed Session: 5:30 p.m.** **Regular Session: 7:00 p.m.**

Information for the Public

Esta orden del día de la reunión está disponible en español en la Oficina del Superintendente y en la página web de los distritos: www.sbsdk12.org

Order of Business

The regular meetings of the board of education begin at 7:00 p.m. in the Administration Center's Board Room on the second, fourth, and fifth Tuesday of each month. (Closed sessions are scheduled prior to the 7:00 p.m. regular session.) Special meetings are convened on an as-needed basis.

Estimated Time

The time at which an item is scheduled is an estimate only. The board may consider and act on an agenda item in a different order or an item may be considered earlier or later than the estimated time. Additionally, discussion of agenda items may be postponed to a future meeting. All persons interested in an item listed on the agenda are advised to be present throughout the meeting to insure that they are present when the item is called.

Public Comments

Public comments are welcome. Speaker cards may be turned in at any time before an agenda item is called. When addressing the board, please use the microphone and state your name. Each speaker is limited to three minutes or less. When a speaker wishes to comment on multiple items, his/her time may be limited so as not to interfere with the timely completion of the board's business. The total time allowed for public comment on any one item is 20 minutes. The times may be altered depending upon the number of speakers. Speakers may not give time to other speakers. Written comments may also be submitted. Comments on conference and action agenda items are taken during consideration of the item. There is a separate opportunity at the opening of the meeting for public comments on the consent agenda, other listed agenda topics, and on other matters not on the agenda but under the jurisdiction of the board. The board of education is not responsible for the content of statements made during public comment.

Accessibility

In compliance with the American Disabilities Act, if you need special assistance to participate in the meeting or need this agenda provided in a disability-related alternative format, please contact the Superintendent's Office at (805) 963-4338. Notification at least 48 hours prior to the meeting will assist the district to make suitable arrangements.

Broadcast

Check City TV Channel 18's website <www.citytv18.com> to confirm the broadcast date and time of all board meetings. Regularly scheduled board meetings are generally broadcast at 5:00 p.m. on the Saturday following the meeting. Special board meetings are scheduled on a space-available basis so the date/time is subject to change.

Official Posting of Board Agendas and Agenda Attachments

The official copy of the board of education agenda is posted at the main entrance of the Administration Office, Santa Barbara School Districts, 720 Santa Barbara Street, Santa Barbara, CA 93101. The agenda is posted 72 hours in advance of a regular board meeting. Agenda attachments are available for viewing in the Administration Office reception area or the Superintendent's Office before 5:00 p.m. on the Friday prior to a Tuesday board meeting. In the event of an emergency board meeting, the agenda is posted 24 hours in advance of an emergency meeting and the attachments are available for viewing in the Administration Office reception area.

As a service to Internet users, the board of education meeting agendas are posted on the districts' web site. Every effort is made to upload the information onto the website in a timely fashion. However, the official, time-sensitive posting of the agenda continues to be the posting that takes place at the Administration Office main entrance. Generally, the agenda attachments appear on the web on the Monday prior to a Tuesday board meeting.

An asterisk () indicates that there is an attachment to the item available in the rear of the Board Room.*

A. Regular Session – 5:30 p.m.

A.1 Call to Order

A.2 Public Comments

(Relating to closed session items only)

B. Closed Session – 5:35 p.m.

B.1 Conference with Legal Counsel – Existing Litigation

(Government Code § 54956.9(a)): Three matters:

Case Names Unspecified: Student confidentiality protected under Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232(g); 34 CFR Part 99.

1. OAH # TBA (SSID# 2106471025)
2. OAH# 2009040547
3. OAH# 2009040829

B.2 Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9: Ten potential special education cases. Names Unspecified: Student confidentiality protected under Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232(g); 34 CFR Part 99.

B.3 Conference with Labor Negotiator (Government Code §54957.6)

Agency designated representative: J. Brian Sarvis, Ed.D., Superintendent
Employees: Management and Confidential

C. Return to Regular Session – 7:00 p.m.

C.1 Opening of Meeting

- **Pledge of Allegiance**
- **Spanish Translation/Traducción en Español**
Spanish translation of today's meeting is available to the public. Please indicate if you wish translation. *Para la reunión de esta noche hay intérprete disponible para traducción al español. Por favor, indique si desea los servicios de interpretación.*
- **Headsets for the Hearing Impaired**
Headsets for the hearing impaired are available. Please indicate if you need a headset.
- **Introductions, Proclamations, Presentations, or Recognitions**
- **Superintendent's Report**
The superintendent and/or his designee may report about various matters involving the districts. There will be no board discussion except to ask questions, refer matters to staff, or make a brief announcement or brief report. No action will be taken unless listed on the subsequent agenda.

C.2 Announcement of Closed Session Action

C.3 Public Comments

During this time, the board president will acknowledge requests to speak on the consent agenda, other listed agenda topics and on topics not on the agenda, but within the subject matter jurisdiction of the board. Comments on conference and action agenda items are taken at the time the item is considered. Each speaker shall be limited to a total of three or fewer minutes. Persons wishing to address the board are requested to complete a "Speaker Card" prior to this agenda item.

C.4 Acceptance of Donations

Resource person: Eric D. Smith, Deputy Superintendent

An asterisk () indicates that there is an attachment to the item available in the rear of the Board Room.*

The Board is asked to accept with appreciation the following generous donations:

Donor	Gift	Estimated Value
Franklin Elementary School		
Santa Barbara Foundation		
Anonymous Donor	Monetary donation for the art program.	\$117,712.00
Harding Elementary School		
Santa Barbara Foundation		
Anonymous Donor	Monetary donation for the art program.	\$134,952.00
McKinley Elementary School		
Craft Essentials	Framing materials for two large paintings.	\$218.51
Santa Barbara Foundation		
Anonymous Donor	Monetary donation for the art program.	\$129,961.00
San Marcos High School		
Club West Youth Track	Monetary donation for the track and field program.	\$200.00
Harding-Brown, Gregory and Carol	Monetary donation for the girls volleyball program.	\$1,000.00
Kinsella, John	Monetary donation for the girls tennis program.	\$1,500.00
Miley, Megan	Monetary donation for the track and field program.	\$200.00
Santa Barbara Easter Relays Committee	Monetary donation for the track and field program.	\$1,000.00
Walters, David and Nancy	Monetary donation for the girls tennis program.	\$500.00
Zelko, Steven	Monetary donation for the girls volleyball program.	\$1,000.00
Santa Barbara High School		
LindaWest.com	New music instruments and repair of used instruments.	\$4,600.00
Overeem, Jeffrey	Monetary donation for the football program.	\$250.00
Pickthorn, Janet	Monetary donation for the boys soccer program.	\$300.00
Multiple Schools/Programs		
All Saint's By the Sea	Monetary donation for the Mobile Waterford Program.	\$15,000.00
Deacon, Susan	Monetary donation for the Santa Barbara Elementary School District.	\$400.00
Mission Linen	Over 100 table linens for use during the teacher professional development days.	None Provided
Supporters of the Gifted and Talented Education (GATE) and Advanced Placement (AP) Programs	Monetary donation for the GATE and AP programs.	\$1,645.00
Wells Fargo Home Mortgage	Office furniture for the district administration building.	\$900.00
TOTAL		\$411,338.51

D. Consent Agenda – 7:30 p.m.

At this time the board will act on the items listed below. These items are considered to be routine and are normally approved by a single vote of the board without separate discussion in order to conserve time and permit focus on other matters on this agenda. Individual consent items may be removed and considered separately at the request of a board member or staff. The superintendent and staff recommend approval of all Consent Agenda items.

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► **General Consent Items**

D.1 Approval of Minutes of August 18, 2009*

D.2 Approval of Additional Fundraising for 2009-10 for Goleta Valley Junior High School, San Marcos High School, and Santa Barbara High School *

Resource person: Robin Sawaske, Associate Superintendent

Recommendation: It is recommended that the board of education approve the fundraising events for Goleta Valley Junior High School, San Marcos High School, and Santa Barbara High School.

► **Education and Instruction**

D.3 Adoption of Resolution No. 2009/10-09, Approval of Pre-kindergarten and Family Literacy Program Support Contract No. CPKS-9095 Between the Santa Barbara School Districts' Child Development Program and the California Department of Education, Beginning July 1, 2009 through June 30, 2010*

Resource persons: Robin Sawaske, Associate Superintendent

Susan Ashlock, Child Development Program Coordinator

Recommendation: It is recommended that the board of education approve resolution no. 2009/10-09, approval of pre-kindergarten and family literacy program support contract no. CPKS-9095 between the Santa Barbara School Districts' child development program and the California Department of Education, beginning July 1, 2009 through June 30, 2010.

Fiscal impact: Child development program will receive \$5,000 from the California Department of Education.

D.4 Approval of Agreement Between the Santa Barbara School Districts' Child Development Program, Las Flores State Preschool, and the Santa Barbara County Education Office for the Period Beginning September 1, 2009 through June 2, 2010*

Resource persons: Robin Sawaske, Associate Superintendent

Susan Ashlock, Child Development Program Coordinator

Recommendation: It is recommended that the board of education approve the agreement between the Santa Barbara School Districts' child development program, Las Flores State Preschool, and the Santa Barbara County Education Office for the period beginning September 1, 2009 through June 2, 2010.

Fiscal impact: Lease payments of \$160 per month paid by the Santa Barbara County Education Office to the Santa Barbara School Districts' child development program September 1, 2009 through June 2, 2010.

► **Personnel**

D.5 Approval of Recommended Personnel Action Items Dated September 8, 2009*

Resource persons: Kristine L. Robertson, Ed.D., Director of Personnel

Elaine Alvarado, Coordinator of Classified Personnel

Recommendation: It is recommended that the board of education approve the recommended personnel actions dated September 8, 2009.

D.6 Approval of State Teacher's Retirement System (STRS) Earnings Exemption*

Resource person: Kristine L. Robertson, Ed.D., Director of Personnel

Ann Peak, Personnel Analyst – Certificated (Conf.)

Recommendation: It is recommended that the board of education approve the STRS exemption for Carlo Logan, Orientation and Mobility Specialist.

D.7 Approval to Send Notice of Release to Temporary Teachers*

Resource person: Kristine L. Robertson, Ed.D., Director of Personnel

Ann Peak, Personnel Analyst – Certificated (Conf.)

Recommendation: It is recommended that the board of education consent to the release of particular temporary teachers due to enrollment and give notice as required by Education Code 44954.

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► **Business and Finance**

D.8 Approval of Purchase Order Report for the Period August 19, 2209 through September 1, 2009*

Resource person: Brian Tanguay, Purchasing Coordinator

Recommendation: It is recommended that the board of education approve the purchase order report for the period August 19, 2009 through September 1, 2009.

Fiscal impact: The dollar amount and applicable budget for each purchase order is listed in the attachment. For purposes of clarity, District 17 refers to the elementary district and District 31 refers to the secondary district.

Funding source: The funding source for each expenditure is noted in the attachment.

D.9 Award of CNS Bid #0910-001, Food Service Products and Supplies to Jordano's and All American Poly*

Resource person: Brian Tanguay, Purchasing Coordinator

Recommendation: It is recommended that the board of education award bid #0910-001, Food Service Products and Supplies to Jordano's and All American Poly.

Fiscal impact: Potential savings, depending on usage, of approximately \$10,000 to Fund 13 over the course of the 2009-10 school year.

D.10 Award of CNS Bid #0910-002, Food Service Mobile Van to Custom Sales & Service*

Resource person: Brian Tanguay, Purchasing Coordinator

Recommendation: It is recommended that the board of education award bid #0910-002, Food Service Mobile Van to Custom Sales & Service.

Fiscal impact: \$85,000 from the Orfaea Foundation Grant, elementary district, cafeteria fund. \$40,742 from American Recovery and Reinvestment Act funds, elementary district, cafeteria fund. Total investment: \$125,742.00.

D.11 Approval of Paid Commercial Warrant Register Dated August 27, 2009 through September 2, 2009*

Resource person: Meg Jetté, Director of Fiscal Services

Recommendation: It is recommended that the board of education approve the commercial warrant register dated August 27, 2009 through September 2, 2009.

Fiscal impact: \$1,515,196.94

Funding source: Various district funds

► **Facilities**

D.12 Approval of Change Order No. 15, Santa Barbara High School, Main Building Waterproofing *

Resource person: David J. Hetyonk, Director of Facilities and Operations

Recommendation: It is recommended that the board of education approve the change order no. 15, Santa Barbara High School, main building waterproofing.

Fiscal impact: \$36,013.31 cost of this change order. With this change, the new contract sum is \$912,036.60

Funding source: Secondary deferred maintenance (Fund 14) and developer fees (Fund 25)

► **Board of Education**

D.13 Approval of Revised Board Focus Goals for 2009-10*

Resource person: J. Brian Sarvis, Ed.D., Superintendent

E. Action Agenda – 7:35 p.m.

E.1 Approval of End-of-Year Financial Statement Unaudited Actuals for Fiscal Year 2008-09*

Resource person: Eric D. Smith, Deputy Superintendent

7:35 p.m. / 20 mins.

Recommendation: It is recommended that the board of education approve the 2008-09 end-of-year financial statement unaudited actuals.

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E.2 Approval of Resolution No. 2009/10-03 Delegation of Governing Board Powers/Duties Authorizing Cash and Budget Transfers per Education Code §35161 and Updated Authorized Signature Forms* 7:55 p.m. / 10 mins.

Resource person: Eric D. Smith, Deputy Superintendent,

*Recommendation: It is recommended that the board of education approve the Resolution No. 2009/10-03 Delegation of Governing Board Powers/Duties authorizing cash and budget transfers per Education Code §35161 and updated authorized signature forms.**

E.3 Approval of Pilot Parking Fee Proposal for Major Sporting and Community Events* 8:05 p.m. / 20 mins.

Resource person: Eric D. Smith, Deputy Superintendent

Recommendation: It is recommended that the board of education approve a contract for parking services with Signature Parking and provide staff direction as to type of implementation (full, partial, phased-in over time, etc.) it desires.

E.4 Approval of Declaration of Need for Fully Qualified Educators for the 2009-10 School Year* 8:25 p.m. / 5 mins.

Resource person: Kristine L. Robertson, Ed.D., Director of Personnel

Recommendation: It is recommended that the board of education approve as an action item (per the Commission on Teacher credentialing), the Declaration of Need for Fully Qualified Educators for the 2009-10 school year and pass the attached resolution number: 09/10-10

F. Conference Agenda – 8:30 p.m.

Conference items may recognize people and programs, provide reports, request operational actions, discuss proposals or make recommendations. The board may comment, provide direction or take action on these items. Generally, items requiring action will be placed on a following action agenda.

F.1 Request to Speak to the Board of Education Regarding Pesticide Use at Santa Barbara School Districts' Schools 8:30 p.m. / 10 mins.

Estelle Foster

F.2 Report on Integrated Pest Management * 8:40 p.m. / 10 mins.

Resource person: David Hetyonk, Director of Facilities and Operations

BREAK – 15 minutes

F.3 Update on Status of Special Education 9:05 p.m. / 10 mins.

Resource person: Tom Guajardo, Executive Director of Special Education

F.4 Request by Karolyn Renard to Speak to the Board of Education Regarding her Allegation of "Unethical and Illegal Behavior of the Santa Barbara School Districts' Administration that FCMAT (Fiscal Crisis Management & Assistance Team) has Refused to Deal With." 9:15 p.m. / 10 mins.

Karolyn Renard

F.5 Discussion on the Prevention of Harassment by Students in Sports Programs* 9:25 p.m. / 20 mins.

Resource person: Michael Gonzalez, Director of Student Services and Compliance

F.6 Report on Legal Expenses for 2008-09 and Plans to Reduce Expenses in the Future* 9:45 p.m. / 20 mins.

Resource person: J. Brian Sarvis, Ed. D., Superintendent

F.7 Update on Implementation of Parent-Pay Transportation* 10:05 p.m. / 10 mins.

Resource person: Eric D. Smith, Deputy Superintendent

G. (If Needed) Return to Consent Items Designated for Discussion – 10:15 p.m.

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H. Coming Events – 10:20 p.m.

This agenda item allows the superintendent or individual board members to announce coming events. No action will be taken.

I. Board Comments and Correspondence – 10:25 p.m.

This agenda item allows board members the opportunity to discuss items of general interest, provide a reference or other resource to staff, ask for clarification or request staff to report to the board on a certain matter. No action will be taken. Individual board members may also have received correspondence that they want to share with the board, staff, and the public.

J. Future Agenda Items – 10:30 p.m.

This agenda item allows board members to direct staff to place a matter of business on a future agenda.

K. Adjournment – 10:35 p.m.

Regular Board Meeting: Tuesday September 22, 2009 at 7:00 p.m.

Summary – Board Brief

On a bi-monthly basis, the superintendent provides the board with a report called the **Board Brief**. This is an informational report about school district matters. A copy of the report is available for the public to read in the reception area of the District Office. Anyone who would like a copy of the report should contact the Superintendent's Office. Below is a list of the topics included in the last issue of the **Board Brief**.

August 28, 2009

- 1. Educational Services**
 - Special Education Student California High School Exit Exam (CAHSEE) Waivers
 - No Child Left Behind for High Schools
 - New Revisions to the Santa Barbara School Districts' Transfer Policies
- 2. Personnel**
 - Report on Retirees and Economical Benefits
 - Recommendation on the Release of Questions Used in Interviewing the Executive Director of Special Education
- 3. Fiscal Services**
 - Santa Barbara County Education Office Approval of Fiscal Year 2009-10 Adopted Budget
 - Report on 2009-10 Santa Barbara Education Foundation Fund Management Agreement with Harding Elementary School for Bower Foundation Funds
 - Update on 2009-10 Adopted State Budget
- 4. Facilities and Operations**
 - Approval of Change Order No.1, Americans with Disabilities Act Stage Lift at McKinley Elementary School

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