

**SANTA BARBARA ELEMENTARY/HIGH SCHOOL DISTRICTS  
BOARD OF EDUCATION**

Minutes of Regular Board Meeting  
Tuesday, December 14, 2004

**Call to Order**

The Santa Barbara Elementary and High School Districts' Board of Education regular meeting was held in the Administration Center Board Room, 720 Santa Barbara Street, Santa Barbara, California, and called to order by Board President Nancy Harter.

**Members Present:**

Nancy Harter, President  
Robert Noël, Vice President  
Annette Cordero, Member  
Laura Malakoff, Member  
Lynn Rodriguez, Member

**Staff Present:**

Brian Sarvis, Ed.D., Interim Superintendent  
Mary Stark, Assistant Superintendent of Business Services  
Gerrie Fausett, Assistant Superintendent, Elementary Education  
Jan Zettel, Assistant Superintendent, Secondary Education  
David Hetyonk, Director, Facilities and Operations

Craig Price, Legal Counsel

**Regular Session - 5:00 p.m.**

**A.2 Administration of Oath of Office**

Interim Superintendent Brian Sarvis administered the Oath of Office to Annette Cordero, Nancy Harter, and Laura Malakoff

**A.3 Public Comments** (relating to closed session items only)

None

**A.4 Closed Session/Adjourn to Closed Session**

The Board adjourned to discuss the following matters in closed session:

- **Conference with Legal Counsel – Existing Litigation** (Government Code section 54956.9[a])  
Elizabeth Sorgman and Mary Jane Headlee v. Santa Barbara School Districts, et al.
- **Public Employee Discipline/Dismissal/Release** (Government Code section 54957): One Matter
- **Public Employment** (Government Code section 54957)  
Title: La Cumbre Junior High School Principal
- **Conference with Labor Negotiator** (Government Code sections 54957.6 and 3549.1)  
Agency designated representative: Interim Superintendent Brian Sarvis  
Employee organization: California School Employees Association
- **Student Discipline** (Education Code 48918)  
Expulsion Cases: Numbers 04/05-13 and 04/05-15 (Santa Barbara High School District).

**Return to Regular Session: 7:15 p.m.**

**Pledge of Allegiance**

The Pledge of Allegiance was led by Brian Sarvis and the National Anthem was sung by Onki Udijournal of La Colina Junior High School.

**Introductions, Proclamations, Presentations and Recognitions**

Dr. Sarvis recognized Assistant Superintendent of Elementary Education Gerrie Fausett, who is leaving her position and starting her new position as the superintendent of the Hope School District. Dr. Sarvis also recognized the retirement of Jolene Reed, coordinator of certificated personnel.

The La Colina Junior High School choir performed.

**Announcement of Closed Session Action**

None

**Spanish Translation**

Dr. Sarvis introduced Michael Gonzalez and stated Mr. Gonzalez would be available for translation, if needed.

**A.6 Administration of Oath of Office**

Interim Superintendent Brian Sarvis re-administered the Oath of Office to Annette Cordero, Nancy Harter, and Laura Malakoff.

**C.6 Student Board Member Report (taken out of order)**

Amanda Mangaser, Dos Pueblos High School student, Marie Herziger, Las Alturas/La Cuesta student, Angela Ontiveros, San Marcos/La Cuesta student, Briana Kinney, Middle College student, Shaunna Taylor, Dos Pueblos/La Cuesta student, Jennifer Hill, Dos Pueblos/La Cuesta student, Melissa Alvarez, Dos Pueblos/La Cuesta student, all made presentations regarding their success in their schools. Lynn Rodriguez thanked them for coming.

**B. Annual Organizational Meeting**

**B.1 Election of Officers – President and Vice President**

A motion was made to nominate Lynn Rodriguez as President.

Motion by Robert Noel  
Second by Annette Cordero  
Vote: 5-0

A motion was made to nominate Annette Cordero as Vice President.

Motion by Robert Noel  
Second by Nancy Harter  
Vote: 5-0

**E.1 Discussion of Process for Superintendent Selection** (taken out of order)

A presentation was made by Richard Loveall of the California School Boards Association regarding the superintendent selection process. Search can be conducted by private search firm, CSBA, County Education Office (usually only in the smaller districts), or by Districts' own human resource staff. Process options include (1) full search, (2) direct appointment of interim, or (3) a multi-step process in which: (a) community input is sought regarding desired superintendent criteria, (b) followed by an evaluation of the extent to which the interim fulfills the desired criteria, (c) with a decision made by the board to either hire the interim or proceed to a full search using the established criteria.

Lynn Rodriguez thanked Mr. Loveall and the board indicated they would discuss the matter at a subsequent meeting.

**B.2 Appointment of Representative and an Alternate to the County Committee on School District Organization**

Dr. Noel appointed as representative, and Annette Cordero as alternate.

Motion by Annette Cordero  
Second by Nancy Harter  
Vote: 5-0

**B.3 Designation of Secretary-Clerk and Assistant Secretary-Clerk**

Brian Sarvis is secretary-clerk to the Board of Education, and Mary Stark is designated as assistant secretary-clerk.

Motion by Nancy Harter  
Second by Lynn Rodriguez  
Vote: 5-0

**B.4 Designation of Authorized Signatories for School District Funds with the County Superintendent of Schools**

Action: No change.

**B.5 Designation of Date and Time of Regularly Scheduled Meeting**

Motion: That the present calendar be maintained as follows: Meetings to be held on the second and fourth Tuesday of each calendar month commencing at 7 p.m., with the exception of the months of August and December, during each of which there will be only one regularly scheduled meeting to be held on August 24 and December 14, respectively.

Vote: Passed unanimously

**B.6 Committee Appointments**

Public Comment: Arjun Sarkar

Santa Barbara County School Boards Association: Lynn Rodriguez  
Santa Barbara City College/School District Liaison Committee: Annette Cordero  
Santa Barbara Public Education Foundation: Laura Malakoff  
Measure V Bond Oversight Committee: Nancy Harter  
City of Santa Barbara Armory Committee: Dr. Robert Noel  
Gevirtz Research Center Liaison: Dr. Robert Noel

Craig Price, legal counsel, stated that the only committee that is a board committee governed by the Brown Act is the Measure V Bond Oversight Committee.

Motion by Nancy Harter  
Second by Annette Cordero  
Vote: 5-0

**C. Regular Session**

**C.1 Announcement of Closed Session Action**

No action taken.

**C.2 Approval of Minutes**

Motion: That the Board of Education approve the minutes of the November 23, 2004 and November 30, 2004 meetings.

Motion by Nancy Harter  
Seconded by Annette Cordero  
Vote: 4-0-1 (Abstain: Malakoff)

**C.3 Acceptance of Donations**

Motion: That the Board of Education accept with appreciation the donations to the schools and/or districts as listed in the agenda.

Motion by Lynn Rodriguez  
Seconded by Annette Cordero  
Vote: 5-0

**C.5 Superintendent's Report**

**C.7 Correspondence**

None

**C.10 Public Comments** (taken out of order)

David Sherin and Josue Sanchez – Dos Pueblos High School, J.R.O.T.C

**C.8 Board Brief**

Requests to receive the Board Brief should be made in the superintendent's office.

**C.9 Board Focus Goals**

The Board's Focus Goals are on the last pages of the Board Agenda.

**E. Conference Agenda**

Conference agenda items E.2 through E.6 will be addressed after the action agenda.

**Action Agenda**

**D.1 Second Reading and Adoption of Proposed Amendments to Board Policy 9361, “Meetings and Notice;” Board Policy 9362, “Board Meetings Outside District;” Board Policy 9363, “Annual Organizational Meeting;” and Repeal of Board Policy 8341**

Motion to approve by Nancy Harter  
Second by Robert Noel  
Vote: 5-0

**D.2 Second Reading and Adoption of Proposed Revisions to Board Policy 1330 and Administrative Regulation 1330, “Community Relations, Use of School Facilities”**

Motion to approve by Nancy Harter  
Second by Laura Malakoff  
Vote: 5-0

**D.3 Second Reading and Adoption of Proposed Revision to Board Policy 5145.21, “Student/Parent Protection Rights,” to Incorporate Education Code 51938(b) Tools to Measure a Pupil’s Health Behavior and Risks**

Motion to approve by Nancy Harter  
Second by Annette Cordero  
Vote: 5-0

**D.4 Approval of Field-Initiated School Engagement Grant, “Enhancing the School Engagement of At-risk Latino Students, Reducing Rates of Drop Out, Delinquency, and Academic Failure”**

Motion to approve by Robert Noel  
Second by Annette Cordero  
Vote: 5-0

**E.2 Report on the Tentative Agreement Between the Santa Barbara Teachers Association and the Santa Barbara School Districts for the 2004-05 School Year (taken out of order)**

Report provided by Brian Sarvis.

Public Comment: Aaron Solis

**D.5 Second Reading and Adoption of Proposed Board Policy 4132, “Classroom Expenses”**

Motion to approve by Robert Noel  
Second by Nancy Harter  
Vote: 5-0

**D.6 Nominations for California School Boards Association Delegate Assembly**

Board of Education nominated Nancy Harter, subject to her agreement to serve.

Motion by Annette Cordero  
Second by Robert Noel  
Vote: 5-0

**D.7 Board Action on Student Expulsion Case Numbers 04/05-13 and 04/05-15 (Santa Barbara High School District)**

04/05-13 Pupil to remain on Home Hospital. Move to approve findings and recommendations, with addition that student be sent to Dos Pueblos High School at beginning of new semester.

Motion by Nancy Harter  
Second by Robert Noel  
Vote: 5-0

04/05-15 Move to approve findings and recommendations.

Motion by Nancy Harter  
Second by Annette Cordero  
Vote: 5-0

**E. Conference Agenda (continued)**

**E.3 Report on Potential Budget Cuts to Fund Contract Tentative Agreement Costs**

Report presented by Mary Stark and discussed by Board of Education.

**E.4 Report on Fiscal Year 2003-04 First Interim Budget, Santa Barbara Elementary School District and Santa Barbara High School District**

Item presented by Mary Stark with Board discussion following. All reductions listed in E-3 are not reflected in the first interim budget report.

**E.5 Report on Deferred Maintenance Program Five-Year Plan**

Item presented by David Hetyonk.

**E.6 First Reading of Board Policy 1312.2 and Administrative Regulation 1312.2 Complaints Concerning Instructional Materials**

Item presented by Jan Zettel. Board question regarding previous removal and availability for different grade levels.

**F. Consent Agenda – 10:50 P.M.**

Motion: That the Board of Education approve the following items listed below.

Motion by Robert Noel  
Second by Annette Cordero  
Vote: 5-0

**F.1 Approval of Recommended Personnel Action Items dated December 14, 2004**

**F.2 Approval of Purchase Order Report for the Period November 17, 2004 through December 7, 2004**

**F.3 Approval of Commercial Warrant Register Sheets for the Period November 23, 2004 through December 10, 2004**

**F.4 Declaration of Miscellaneous Equipment as Surplus to the Needs of the Districts**

**F.5 Report of Annual Teacher Assignments with Approval of Teachers to Teach under Education Codes 44256(b), 44258.1, 44258.15(a), 44258.2, 44258.7(b), and 44263 and Adoption of Resolution Nos. 04/05-12 and 04/05-13**

**F.6 Approval of Contract with eSchool Solutions for SEMS Advantage with WebCenter, A Substitute Employee Management System**

Cost: \$29,144.00

Funding Source: \$24,445 (Categorical, Title II, and SIP funds) and \$4,699 unrestricted general funds

**F.7 Approval of Agreement for Nonpublic, Nonsectarian Agency Services: Renewal of Contract Between the Districts and Joyce M. Lunt**

**F.8 Approval of Contract with the California Department of Education for Instructional Materials**

**F.9 Approval of Change Order No. 5 for Goleta Valley Junior High School Modernization**

Cost: \$136,313.51

Funding Source: Measure V

**F.10 Approval of Change Order No. 1, Double Modular Classroom Upgrades at Peabody Charter School**

Cost: \$28,456.36

Funding Source: Measure I-98

**F.11 Approval of Architectural Services, Roosevelt Elementary School Lunch Shelters**

Cost: \$35,000

Funding Source: Measure R

**F.12 Approval of Expansion of Scope of Consultant Services Agreement, Keyser Marston Associates Inc.\***

Cost: \$35,000

Funding Source: 70% high school district and 30% elementary district unrestricted general funds

**Coming Events**

Nancy Harter announced that there would be several high schools holding their plays and that OAS was also having a play coming up. Board President Lynn Rodriguez announced that Harding School was holding a fundraiser.

**Board Comments**

None.

**Future Agenda Items**

None.

**Adjournment: 10:55 p.m.**

There being no further business, the meeting was adjourned at 10:55 p.m.

Attest:

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Lynn Rodriguez, President  
Board of Education

Adopted by Board of Education  
on January 11, 2005