

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

Minutes of Regular Board Meeting
Tuesday, January 24, 2006

Call to Order

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

Members Present:

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

Members Absent:

Lynn Rodriguez, Member

Staff Present:

Brian Sarvis, Ed.D., Superintendent
Jan Zettel, Assistant Superintendent Secondary Education
Robin Sawaske, Assistant Superintendent Elementary Education
David Hetyonk, Director Facilities & Operations
Mary Stark, Assistant Superintendent of Business Services

Craig Price, Legal Counsel

A.2 Public Comments (relating to closed session items only)

None

B Closed Session/Adjourn to Closed Session

B.1 Conference with Legal Counsel – Existing Litigation

(Government Code § 54956.9(a))
In the Matter of Matif Harmachis and the Santa Barbara School Districts

B.2 Public Employee Discipline/Dismissal/Release (two matters)

(Government Code § 54957(b)(1))

B.3 Student Discipline

(Education Code § 48918)
Expulsion Cases: Numbers 05/06-16, 05/06-23, 05/06-28, 05/06-32

Return to Regular Session at 7:08 p.m.

C.1 Pledge of Allegiance

The Pledge of Allegiance was led by Brian Sarvis, Ed.D., Superintendent.

C.2 Spanish Translation

Board President Cordero asked Lucinda Aragon to introduce herself and stated she was available for translation if required.

C.3 Headsets for Hearing Impaired

Board President Cordero announced that headsets were available in the boardroom for the hearing impaired.

C.4 Announcement of Closed Session Action

Board President Cordero stated that there was one item to report out of closed session. Ms. Cordero stated that the board voted to approve the release of a temporary certificated employee.

Motion by Laura Malakoff

Seconded by Nancy Harter

Vote: 4-0

C.5 Acceptance of Donations

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

Motion by Nancy Harter

Seconded by Dr. Noël

Vote: 4-0

Dr. Noël stated that a donation was made by Ellen and Rob Bradley in conjunction with colleagues at UCSB Arts and Lecture Program who had a distinguished musician critique a combined high school group that performs jazz. Their name is "Naturally Sharp". Dr. Noël thanked them for helping students.

Ms. Cordero stated that the total of donations so far this school year is \$1,563,737.97. Ms. Cordero expressed great appreciation for all of the donations.

C.6 Introductions, Proclamations, Presentations and Recognitions

Dr. Sarvis stated that Ms. Sawaske would give a brief presentation on early open enrollment.

Dr. Sarvis stated that junior high schools are preparing for their 6th grade open houses.

Dr. Sarvis stated that kindergarten registration week is January 30th through February 3rd. Dr. Sarvis announced that Ms. Sawaske and Carol Nevarez, Franklin principal, would provide a brief announcement about kindergarten enrollment.

Ms. Sawaske stated that early open enrollment began after winter break in January and would end on March 1st. Kindergarten registration is January 30th through February 3rd. The schools reserve one week during kindergarten registration for activities such as tours and open houses.

Carol Nevarez stated that schools encourage parents to pick their enrollment packets up in the front offices, which are open from 7:30 a.m. – 4:00 p.m. Students must be born on or before December 2, 2001 to qualify for enrolling in kindergarten. Some of the documents needed would be a birth certificate, updated immunizations and physical examination records, and proof of residency. Ms. Nevarez stated that all kindergarten programs implement 20-1 class-size reduction.

C.7 Superintendent's Report

Dr. Sarvis stated that the next board meeting would be held at Santa Barbara High School at 4:00 p.m. on January 31st to include a presentation on the school's academies.

Dr. Sarvis announced on the second and fourth Friday of each month, the superintendent's office issues a report to the board called the *Board Brief*. This is a collection of reports and articles on school and 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. A list of the topics included in the last *Board Brief* is attached at the end of the agenda. Dr. Sarvis stated that two items in the last *Board Brief* dated January 13th included the revised Independent P.E. Guidelines and a report on the investigation of the power failure at Dos Pueblos High School.

Dr. Sarvis stated that management has been going through a state-mandated two-part sexual harassment training. One module was completed online. The balance of the training would be completed at a February management meeting.

Dr. Sarvis stated that there are a number of events throughout the district including:

- PTA's *Reflections Reception* exhibition and awards ceremony will be held on Friday, January 27 at 6:00 p.m. at the Arts Alive Creativity Center. Students in grades K-12 answered the question, "I wonder why..." in the mediums of fine art, photography, music and literature.
- Harding Elementary School students will perform *Harding Salutes Broadway* on January 31 at 6:30 p.m. in the auditorium.
- Santa Barbara High School's *Career Day* will be held on February 1st from 8:00 a.m. to noon.
- Diversity and Equity Awareness Week begins February 6 at the high schools and February 13 at our junior high schools.
- Santa Barbara schools *Strings Festival* will be performed at the San Marcos High School auditorium February 9th at 7:00 p.m.

C.8 Student Board Member Report

None

C.9 Correspondence

None

C.10 Public Comments

None

Return to Regular Session

General Consent Items

Dr. Sarvis stated that the award of the E-Rate bid (consent agenda item D.6) should go to COX and the amount matches the amount shown in the attachments.

Motion: Approval of all items on the Consent Agenda.

Motion by Nancy Harter

Seconded by Dr. Noël

Vote: 4-0

D.1 Approval of Minutes

D.2 Approval of Staff Travel — Out-of-State Travel and/or Expenses in Excess of \$500, dated January 24, 2006

D.3 Approval of Additional Fundraising for 2005-06 — Santa Barbara Junior High School, Dos Pueblos High School, and San Marcos High School

D.4 Adoption of Resolution No. 05/06-18, Approval of Contract No. CIMS-5631 with the California Department of Education for Instructional Materials

D.5 Approval to Develop and Submit a Three-Year Funding Grant Proposal for FY 2006-07 to FY 2008-09 to the First 5 Santa Barbara County Children and Families Commission

D.6 Approval of E-Rate Bid for Internet Connections and WAN Connections

D.7 Approval of Recommended Personnel Action Items Dated January 24, 2006

D.8 Approval of Commercial Warrant Register Sheets for the Period January 13, 2005 through January 20, 2006

D.9 Spectrum Management Solutions Contract Agreement for Accounting Data Reconstruction for Measure V and I-98 Bond Projects

D.10 Approval of Purchase Order Report for the Period January 5, 2006 through January 17, 2006

D.11 Approval of Award of Contract to Pat McCarthy Construction Incorporated for Modernization/ADA Upgrades at Cleveland Elementary School

D.12 Approval of Change Order No. 3, Franklin Elementary School Library and Classroom Replacement

D.13 Approval of Award of Contract to SBS Corporation and Rejection of Bid Protest Submitted by Schock Contracting Corporation Regarding Americans With Disabilities Act Upgrades at Harding Elementary School

D.14 Approval of Award of Contract to Century Contractors Corporation for ADA Upgrades at Roosevelt Elementary School

D.15 Approval of Change Order No. 8 for Goleta Valley Junior High School Modernization

Action Agenda

E.1 Approval of Recommended Redistribution of FY 2004-05 Cafeteria Fund Adjustment and Reimbursement to the Unrestricted General Funds of the Districts

Dr. Sarvis stated that the board was given a revised memo dated January 24, 2006.

Mary Stark presented the item to the board to review the Cafeteria Fund, also known as Nutrition Services, for action. Ms. Stark stated that the \$500,000 shortfall for operations and equipment that had been projected by consultant Larson was actually \$515,000. A \$250,000 audit error had also been determined by the consultant.

Ms. Harter inquired about the possibility of any recommendations for changing the bell schedules or length of lunch time to directly address the number of meals served or sold. Ms. Stark stated that it would be discussed and would need to check with the state.

Motion: Approval of the transfer of the adjustment of the Cafeteria Fund from the elementary district unrestricted general fund in the amount of \$229,500 to the high school unrestricted general fund and direct that the reimbursements received be prorated back to the funds at a 70/30 payment rate.

Motion by Nancy Harter

Seconded by Laura Malakoff

Abstain: Dr. Noël

Vote: 3-0-1 abstention

Item E.7 was taken out of order, per board consensus.

E.7 Approval of FY 2005-06 Interim Budget Report for the Districts, Multi-Year Projections, and Positive Certifications of Financial Condition

Mary Stark presented that item. Ms. Stark stated that there would be an assumption of a 1% reduction in enrollment for 2006-07 and a 2% reduction for 2007-08 in the elementary district. Ms. Stark reduced two FTE certificated staff positions for 2007-08 to reflect the declining enrollment. Ms. Stark stated that there could be staffing reductions in classified as well. Ms. Stark stated there would be no COLA projected for fiscal year 2006-07 and 2007-08 salaries. The 2006-07 budget will be further discussed at the next board meeting. Ms. Stark included \$500,000 into the 2006-07 budget for upgrades on the administrative building that would be funded out of unrestricted general funds.

Note: The vote on item E.7 was taken after reviewing item E.2.

Motion: Approval of FY 2006-07 Interim Budget Report for the Districts, Multi-Year Projections, and Positive Certifications of Financial Condition.

Motion by Nancy Harter
Seconded by Laura Malakoff
Abstain: Dr. Noël
Vote: 3-0-1 abstention

E.2 Approval of Public Disclosure of Costs and Three-Year Budget Projections for FY 2005-06 Tentative Agreements (AB 2756)

Mary Stark presented the item and stated that this was an update from the last board meeting. The presentation on the elementary district included a recap of the costs and available funding sources that would include budget finding sources and recommended reductions for FY 2005-06, 20056-07 and 2007-08 for the development of the multi-year projections.

Motion: Approval of Public Disclosure of Costs and Three-Year Budget Projections for FY 2005-06 Tentative Agreements (AB 2756) for the elementary district.

Motion by Nancy Harter
Seconded by Laura Malakoff
Abstain: Dr. Noël
Vote: 3-0-1 abstention

Ms. Stark presented the secondary district to the board and stated that there is \$155,000 unrestricted available in lottery and is the recommendation as well.

Motion: Approval of Public Disclosure of Costs and Three-Year Budget Projections for FY 2005-06 Tentative Agreements (AB 2756) for the secondary district.

Motion by Nancy Harter
Seconded by Laura Malakoff
Abstain: Dr. Noël
Vote: 3-0-1 abstention

E.3 Approval of the Collective Bargaining Agreement between the Santa Barbara School Districts and the Santa Barbara Teachers Association for 2005-08 School Years

Dr. Sarvis presented the item and stated that the salary schedule would be adjusted by 3% on March 1st and one additional percent on July 1st for certificated staff.

Motion: Approval of the Collective Bargaining Agreement between the Santa Barbara School Districts and the Santa Barbara Teachers Association for 2005-08 School Years.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

E.4 Approval of the Tentative Agreement for Health and Welfare and Wages between California School Employees Association and the Santa Barbara School Districts for 2005-2008 School Years

Dr. Sarvis presented the item and stated that the salary would be the same as certificated with 3% on March 1st and 1% on July 1st.

Motion: Approval of the Tentative Agreement for Health and Welfare and Wages between California School Employees Association and the Santa Barbara School Districts for 2005-2008 School Years.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

E.5 Approval of 2006-07 Calendars for Elementary, Secondary, and Year-Round Schools

Motion: Approval of 2006-07 Calendars for Elementary, Secondary, and Year-Round Schools
Conference Agenda.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

Conference Agenda

F.1 Update on Tatum and Hidden Valley Feasibility Analysis by UniDev

Peter Smirniotopoulos, vice president and senior project manager of UniDev, gave a presentation to discuss the third report on the status of the UniDev Feasibility Analysis for the school districts Hidden Valley and Tatum properties. Mr. Smirniotopoulos stated that they conducted a randomly selected focus group of Santa Barbara School District employees. A written census survey was developed and tested with 452 surveys returned. Mr. Smirniotopoulos summarized the focus group's conclusions. Mr. Smirniotopoulos stated that living in Santa Barbara is desirable, but housing affordability is a significant concern. Housing issues have negative impacts on employees and families as well as employment. The focus group determined that employees are willing to accept trade offs in order to buy affordable housing and employees are interested in workforce housing. Mr. Smirniotopoulos stated that the next steps are to reengage leadership of the employees unions as part of an outreach process. UniDev will conduct a randomly selected sampling survey to get more statistically valid answers. All reports are posted on the school district website.

B R E A K

Return to Action Agenda

E.6 Board Consideration of Possible District Unification and Approval or Rejection of Petition to Initiate Unification

Craig Price gave a PowerPoint presentation on the revenue comparison and stated that unified district would gain 2.5 million dollars in annual revenue. However, because of reduced COLA increases in the future, the amount of total revenue in a unified district would be decreased after approximately 8-9 years. After, 8-9 years, total revenue would be greater if the district would remain a common administration district. Mr. Price also stated that School Services recommended if moving towards unification, not to move too rapidly or the school district would risk losing our remaining eligibility for equalization aid.

Dr. Sarvis stated that when considering the long-term affects of the reduced COLA and the equalization aid, Dr. Sarvis recommends not to pursue the petition for unification at this time.

Motion: To move that the board reject at this point in time the petition to initiate unification.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

E.8 Approval of Variable Term Waiver Credentials for Holly Suda, Speech/Language Pathologist; Dana Liss, Math Teacher, and Cosima Celmayster, Counselor

Dr. Kristine Robertson presented the item. Dr. Robertson stated that teachers that do not meet certain requirements have to be placed on a variable term waiver. Dr. Robertson requests approval for these three individuals.

Motion: Approval of Variable Term Waiver Credentials for Holly Suda, Speech/Language Pathologist; Dana Liss, Math Teacher, and Cosima Celmayster, Counselor.

Motion by Nancy Harter
Seconded by Laura Malakoff

Vote: 4-0

E.9 Report of Annual Teacher Assignments with Approval of Teachers to Teach Under Education Codes 44256(b), 44258.1, 44258.15(a), 44258.2, 44258.17(b), 44263 and 44831, and Adoption of Resolutions 05/06-20 and 05/06-21

Dr. Kristine Robertson presented the item. Dr. Robertson stated annually a report be made to the Board of Education on verifying the legality of each teacher's assignment as an action item. The board was presented with Education Codes and the teachers teaching under the provisions of the codes. Dr. Robertson recommended approval of the teacher assignments under the Education Codes that were presented before the board.

Motion: Approval of Report of Annual Teacher Assignments with Approval of Teachers to Teach Under Education Codes 44256(b), 44258.1, 44258.15(a), 44258.2, 44258.17(b), 44263 and 44831, and Adoption of Resolutions 05/06-20 and 05/06-21.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

E.10 Declaration of Need for Fully-Qualified Educators — 2005-06

Dr. Kristine Robertson presented the item. Dr. Robertson stated that this is a request that the district certify that we have conducted searches for qualified employees. If a suitable teacher is not available, the district makes a reasonable effort to recruit an individual who is scheduled to complete initial preparation within 6 months of the hire date, and a candidate who qualifies and agrees to participate in an approved internship program.

Motion: Approval of Declaration of Need for Fully-Qualified Educators — 2005-06.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

E.11 Board Action on Student Expulsion Case Numbers 05/06-16, 05/06-23, 05/06-28, and 05/06-32

Motion: Approval of the findings and recommendations of the hearing panel in the case of 05/06-23.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

Motion: Approval of the findings and recommendations of the hearing panel in the case of 05/06-32.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

Motion: Approval of the findings and recommendations of the hearing panel in the case of 05/06-16.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

Motion: Approval of the findings and recommendations of the hearing panel in the case of 05/06-28.

Motion by Nancy Harter
Seconded by Laura Malakoff
Vote: 4-0

Coming Events

January 30th Jack O'Connell will be visiting South Coast school board members at a dinner.

February 9th the Santa Barbara School Boards Association will be hosting their annual dinner at the Marriott in Buellton. Celeste Darga, county teacher of the year and teacher at Washington Elementary, will be presenting.

Board Comments

None

Future Agenda Items

Dr. Sarvis recommended at a special meeting, to schedule an item for Board Bi-laws and the Board Focus Goals on March 7th.

Adjournment

There being no further business, the meeting adjourned at 10:25 p.m.

Attest:

Annette Cordero, President
Board of Education

Adopted by Board of Education
on _____