

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

Minutes of Regular Board Meeting
Tuesday, April 25, 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
Lynn Rodriguez, Member

Members Absent:

Robert Noël, 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

Regular Session

A.1 Call to Order

Meeting was called to order by board President Cordero.

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

None

Closed Session/Adjourn to Closed Session

B.1 Conference with Legal Counsel -- Existing Litigation (Government Code Section 54956.9(a))

Name of Case: In the Matter of Matef Harmachis and the Santa Barbara School Districts, OAH Case No. L2005070016

B.2 Conference with Labor Negotiator (Government Code § 54957.6)

Agency designated representative: Annette Cordero, board president; unrepresented employee: superintendent

B.3 Consideration of CAHSEE Waiver for Graduation for Students with Disabilities (Education Code § 56101, 60851) Pupil names are unspecified under Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232(g)); 34 CFR Part 99; Education Code § 49073 et seq.

B.4 Student Discipline (Education Code § 48918)

Expulsion cases: Numbers 05/06-47, 05/06-51, 05/06-55, and 05/06-56

Return to Regular Session at 7:05 p.m.

C.1 Pledge of Allegiance

The Pledge of Allegiance was led by board President Cordero.

C.2 Spanish Translation

Mr. Rene Garcia introduced himself and stated he 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 the board took action from item B.1. The board conducted a closed session conference with legal counsel in the matter of Matef Harmachis and the Santa Barbara School Districts, Office of Administrative Hearings (OAH) Case No. L2005070016. By a vote of 4-0 (absent: Noël), the board directed legal counsel to institute court proceedings to review and overturn the determination of the administrative panel.

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 Lynn Rodriguez

Vote: 4-0

Absent: Board Member Noël

C.6 Introductions, Proclamations, Presentations and Recognitions

Dr. Sarvis presented plaques and congratulated the "Math Counts" team from Goleta Valley Junior High School for capturing first place at the chapter level for the seventh straight year. The team has moved to the southern California level of competition placing them in the top three at the state levels.

Dr. Sarvis introduced Billie Maunz, Scholarship Foundation of Santa Barbara's executive director. Ms. Maunz will be retiring on December 31 after 16 years. During the 16 years, the foundation has served 18,000 students, totaling \$49 million. A plaque was presented to Ms. Maunz and one for the foundation for commitment to youth.

C.7 Superintendent's Report

Dr. Sarvis stated State Superintendent of Public Instruction Jack O'Connell announced that Roosevelt Elementary School is a 2006 California Distinguished School. A small team from Roosevelt will be honored at Disneyland on May 26. Principal Donna Ronzone received a plaque given by the board. Ms. Ronzone gave a brief presentation about the three-step process.

Dr. Sarvis reported on the national discussion on immigration reforms. Principals and teachers have created opportunity for classroom and lunch time dialogue and meetings with student leaders. Dr. Sarvis reported there had been six student walk-outs at five schools, involving more than 1,500 students. A march is scheduled for May 1 after school beginning at Ortega Park.

Dos Pueblos High School's Economic Challenge team took first-, second-, and fifth-place at the Southern California's Economics Challenge of Woodbury University in Burbank on April 3. A four-member team won the state championship at California State San Bernardino on April 6. Teacher Roland Lewin and his award-winning team will be at the May 2 board meeting.

Dr. Sarvis stated the 51st annual Santa Barbara County Science Fair was held on April 21 at University of California at Santa Barbara (UCSB) and announced the top winners.

Dr. Sarvis announced that 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. In the next Board Brief Jan Zettel will report on what a secondary trimester calendar would look like to allow our schools to finish fall semester before winter break.

Dr. Sarvis reported on upcoming events at Adams Elementary School, Dos Pueblos High School, Santa Barbara Jr. High School, La Colina Jr. High School and San Marcos High School.

Dr. Sarvis stated on June 6, the Santa Barbara School Districts will be 140 years old. Dr. Sarvis reported on the history of Santa Barbara School Districts.

C.8 Student Board Member Report

None

C.9 Correspondence

None

C.10 Public Comments

- Michael Zoradi – Correction of statement he made from last board meeting regarding the cafeteria fund.
- Laura Wilson – Translation needs to be consistent between the schools and programs.
- Denice Adams – Regarding the program change at Santa Barbara High School to move the zero period.

Consent Agenda

Items D.4 and D.7 were pulled for further discussion.

Motion: Approval of all items on the consent agenda with the exception of items D.4 and D.7 to be pulled for further discussion later in the meeting.

Motion by Dr. Laura Malakoff

Seconded by Nancy Harter

Vote: 4-0

Absent: Dr. Robert Noël

Board Member Dr. Laura Malakoff announced two retirements. Joan Jamieson, principal at Santa Barbara Community Academy will be retiring after 17 years with Santa Barbara School Districts and Sandy Warren of Dos Pueblos High School will be retiring after 23 years with the school district.

D.1 Approval of Minutes

D.2 Approval of Staff Travel – Out-of-State Travel and/or Expenses in Excess of \$500 dated April 25, 2006

D.3 Approval of Additional Fundraising for 2005-06 – Dos Pueblos High School and San Marcos High School

D.4 Approval of Revised Nonpublic, Nonsectarian School/Agency Services Master Contract and Individual Service

Was pulled for further discussion later in the meeting.

D.5 Approval of the June 2006 Prestige Carwash Fundraiser Requested by Franklin Children’s Center

D.6 Approval of the July 2006 Taffy’s Pizza Fundraiser Requested by Franklin Children’s Center

D.7 Approval to Upgrade the Santa Barbara School Districts’ Servers and Issue a Request for Proposal for the Student Information System

Was pulled for further discussion later in the meeting.

D.8 Approval of Recommended Personnel Action Items Dated April 25, 2006

D.9 Approval of Commercial Warrant Register Sheets for the Period April 6, 2006 through April 21, 2006

D.10 Approval of Purchase Order Report for the Period April 5, 2006 through April 18, 2006

D.11 Approval of Contract Award to Century Contractors Corporation for the Accessible Entry Ramp at Santa Barbara Junior High School

D.12 Approval of Change Orders One and Two, 30's Wing Parking Lot at Santa Barbara High School

D.13 Approval of Contract Award to Smith Electric Company for Campus Modernization Phase II, Bid Package A at Santa Barbara High School

Action Agenda

E.1 Approval of Supplemental Elings Aquatic Center Donation Agreement Between the Santa Barbara High School District and the South Coast Community Aquatic Center to Remove the Contingency of the Contract Award on April 11, 2006 for the Elings Aquatic Center Pool Project at Dos Pueblos High School

David Hetyonk presented the item. Mr. Hetyonk presented a modification of the donation agreement whereby the \$1,000,000 donated funds from Virgil Elings and Betty Wells would go through the South Coast Community Aquatic Center.

Motion: Approval of Supplemental Elings Aquatic Center donation agreement between the Santa Barbara High School District and the South Coast Community Aquatic Center to remove the contingency of the contract award on April 11, 2006 for the Elings Aquatic Center pool project at Dos Pueblos High School.

Motion by Nancy Harter

Seconded by Dr. Laura Malakoff

Vote: 4-0

Absent: Dr. Robert Noël

E.2 Presentation and Request for Approval of the Santa Barbara School Districts' Elementary and High School Independent Audit Reports for the Period Ending June 30, 2005

Brian Ruff, audit partner with the firm of Vavrinek, Trine, Day & Co. presented the item. Mr. Ruff reported on the audit reports for elementary and secondary districts and explained the differences between an unqualified and a qualified opinion.

Public Comments:

- Michael Zoradi – Comments on the wording from the auditor from the high school reports.

Dr. Sarvis commented on the importance of an external audit. Dr. Sarvis requested legal counsel Craig Price and Mr. Ruff to comment on lottery funds and categorical funds. Mr. Ruff clarified the procedures that all school district auditors follow. Craig Price gave an overview of the use of lottery funds.

Motion: Approval of the Santa Barbara School Districts' Elementary independent audit reports for the period ending June 30, 2005.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 4-0

Absent: Dr. Robert Noël

Motion: Approval of the Santa Barbara School Districts' Secondary independent audit reports for the period ending June 30, 2005.

Motion by Lynn Rodriguez

Seconded by Dr. Laura Malakoff

Vote: 4-0

Absent: Dr. Robert Noël

E.3 Approval of Board Resolution No. 05/06-32 Intent to Leave the Southern California ReLiEF Risk Management Pool and Accept Competing Insurance Proposals

Mary Stark presented the item. Ms. Stark recommended the board to approve the intent to withdraw the membership rates effective July 1, 2006 and accept competing insurance proposals.

Motion: Approval of board resolution no. 05/06-32 intent to leave the Southern California ReLiEF Risk Management Pool and accept competing insurance proposals.

Motion by Dr. Laura Malakoff

Seconded by Nancy Harter

Vote: 4-0

Absent: Dr. Robert Noël

E.4 Approval of Classified Layoffs Due to Lack of Funds

Coordinator of Classified Personnel, Elaine Alvarado presented the item. Ms. Alvarado stated the district is required by education code to notify classified employees of layoffs by April 29. Ms. Alvarado stated she was given proposed positions for possible elimination. Employees would be formally notified. Ms. Alvarado stated the funding comes from various site funds and feels confident that these positions may not have to be eliminated.

Motion: Approval of Classified Layoffs Due to Lack of Funds.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 4-0

Absent: Dr. Robert Noël

E.5 Approval of Adoption of Resolution No. 05/06-33 Week of the Immigrant May 1-7, 2006

Item was brought to the board by board President Annette Cordero to follow suit with the city of Santa Barbara. Ms. Harter stated the item needed more focus on students and their education. Board members agreed to reword the item and bring back to the next board meeting.

Public Comments:

- Denice Adams – Encouraged board members to defer the matter and learn facts before taking position.
- Dr. Marisela Marquez – City will come together to discuss the voices who have helped to build the community.
- Nestor Hernandez – In support of current immigration legalization.
- Carl Gutierrez-Jones – Happy with how the district has reacted to the concerns by students.
- Lisa Sherratt Valencia – Working with special education children and honored to be able to allow different opportunities.
- Rosanne Crawford – Questions the timing.

E.6 Board Action on Student Expulsion Case Numbers 05/06-47, 05/06-51, 05/06-55, and 05/06-56

Motion: To approve the findings and recommendations of the hearing panel in the case of 05/06-55.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 4-0

Absent: Dr. Robert Noël

Motion: To approve the findings and recommendations of the hearing panel in the case of 05/06-56.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 4-0

Absent: Dr. Robert Noël

Motion: To approve the findings and recommendations of the hearing panel in the case of 05/06-47.

Motion by Lynn Rodriguez

Seconded by Nancy Harter
Vote: 4-0
Absent: Dr. Robert Noël

Motion: In the case of 05/06-51 move to uphold the findings and recommendations of the hearing panel; to suspend the expulsion and may allow the student to remain on independent study for the remainder of the semester, subject to the staff meeting with the family.

Motion by Lynn Rodriguez
Seconded by Nancy Harter
Vote: 4-0
Absent: Dr. Robert Noël

Break – 15 Minutes

Further closed session announcement

Board President Cordero stated an action was taken on item B.3 in closed session. Ms. Cordero stated the board approved a list of students who qualify for the CAHSEE waiver for graduation for students with disabilities. The student's names were unspecified and protected under family education rights and privacy act. The vote was 4-0 (Absent: Dr. Robert Noël) for each waiver.

Conference Agenda

F.1 Report on Progress of the Facilities Master Plan Update

Pat Saley presented the item and gave a brief report on the progress of the Facilities Master Plan. Ms. Saley discussed what the Ad Hoc Committee suggests as goals and priorities for the Facilities Master Plan Update. Ms. Saley stated in the fall there will be a public hearing for the preliminary report and in May for the interim report.

F.2 Request to Address the Board Regarding the Gifted and Talented Education (GATE) Program by Denise Adams, President of SAGE

Denise Adams presented the item. Ms. Adams stated Supporters of Advanced and GATE Education (SAGE) came to encourage and improve public education, parent education, and software program evaluation and analysis of student outcomes. Ms. Adams asked the board to consider how to improve and fund services for Gifted and Talented Education (GATE).

F.3 Request to Address the Board Regarding the Gifted and Talented Education (GATE) Program by Lee McCoy, GATE Parent and District Advisory Council Delegate from San Marcos High School

Moved to the next board meeting.

F.4 Report on GASB 45 Actuarial Valuation Study on Other Post Employment Benefits (OPEB) – Districts' Post Retirement Health Benefits Liability

Director of Fiscal Services, Robert Wolfe introduced Mr. Bradley Au with Aon Consulting for a presentation to report on GASB 45 Actuarial Valuation Study on Other Post Employment Benefits (OPEB) Districts' post retirement health benefits liability. Mr. Au summarized the results for the elementary and high school districts on an individual and combined basis.

F.5 Board Discussion and Direction on Potential Budget Additions or Reductions

Assistant Superintendent of Business Services, Mary Stark presented the item. Ms. Stark discussed the Multi-Year Projections based on various assumptions for the current two fiscal years. Ms. Stark stated that the 3% minimum reserve is projected to be met for each district. Ms. Stark stated she would expand the list of programs that are not fully funded and bring it back to the board with what a 1% and a 2% increased reserve would look like.

Board President Cordero announced that it was after 10:30 p.m. and the meeting would proceed.

The board moved back to the Consent Agenda for the two items that were pulled.

D.4 Approval of Revised Nonpublic, Nonsectarian School/Agency Services Master Contract and Individual Service

Director of Special Education, Joanne Pulley presented the item and stated the item is brought to the board to approve the revision to the Nonpublic, Nonsectarian School/Agency Services Master Contract. The revision is to remove SELPA and replace it with Santa Barbara School Districts' and change the signature line.

Ms. Harter requested the item be brought back for approval with more discussion about the insurance.

D.7 Approval to Upgrade the Santa Barbara School Districts' Servers and Issue a Request for Proposal for the Student Information System

Dr. Davis Hayden presented the item and stated this is a request for proposal. Ms. Harter stated she would like to see bids for upgrading the servers. Dr. Hayden replied that the approximate bid from Dell would be \$62,168. This item will be brought back to the next board meeting with further discussion about the costs.

Coming Events

The next regular board meeting will be held Tuesday, May 9, 2006.

Staff appreciation for Santa Barbara School Districts' employees will be held May 4, 2006.

Board Comments

None

Future Agenda Items

Items D.4 and D.7 from tonight's meeting will be brought back to the next meeting.

Adjournment

There being no further business, the meeting adjourned at 11:20 p.m.

Attest:

Annette Cordero, President
Board of Education

Adopted by Board of Education
on June 27, 2006