

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

Minutes of Regular Board Meeting
Tuesday, May 23, 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
Lynn Rodriguez, Member

Members Absent:

None

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

The board adjourned to closed session to hear the following matters:

B.1 Conference with Labor Negotiator (Government Code § 54957.6)

Agency Designated Representative: Annette Cordero, Board President
Unrepresented Employee: superintendent

B.2 Public Employment (Government Code section 54957)

Title: Dos Pueblos High School principal
Title: Santa Barbara Community Academy principal

B.3 Consideration of CAHSEE Waiver for Graduation for Students with Disabilities (Education Code § 56101, 60851) Pupil names are unspecified and are protected 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 05/06-54, 05/06-66, 05/06-67, and 05/06-72

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. Michael Gonzalez 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 announced that in closed session, under item B.1, the item was not complete and the item would be moved to later in the meeting.

Board President Cordero announced that under item B.2, a motion was made to support the decision of the superintendent to offer the position to Mark Swanitz as the new Dos Pueblos High School principal.

Motion by Dr. Robert Noël

Seconded by Lynn Rodriguez

Vote: 5-0

Board president Cordero announced that under item B.3, a motion was made to approve the waivers.

Motion by Nancy Harter

Seconded by Dr. Robert Noël

Vote: 4-0

Absent: Annette Cordero

Board president Cordero announced item B.4 would come later in the meeting.

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 Lynn Rodriguez

Seconded by Nancy Harter

Vote: 5-0

C.6 Introductions, Proclamations, Presentations and Recognitions

Daniel Archuleta, a San Marcos High School Spanish teacher introduced Prabhav Adhikari, a 4.0 student. Prabhav presented to the board his story of his education in the impoverished city of Kathmandu, Nepal. A plaque was presented to Prabhav in recognition of his dedication to his education.

Community Service awards were presented to Christy Prager of Dos Pueblos for 769 hours, Zoe Georgakis of Dos Pueblos for 764 hours, and Hanna Savage of San Marcos High for 1,032 hours of community service.

Amir Abo-shaer, leader of Dos Pueblos High School's Engineering Academy gave a presentation with the academy team to explain a robotic game and how the five-foot high, 150 lb. robot that was built by the academy. The academy participated in the game that was held in Atlanta where they won the Rookie Inspiration Award. The academy had six weeks to complete the robot. The board thanked the academy team for the great demonstration of how the robot works and how the game was played.

Dr. Sarvis announced the interim principal at Santa Barbara Community Academy at Ortega Street as Amy Alzina.

Dr. Sarvis announced Beatrice Cordeiro would return as principal at Washington Elementary School.

Dr. Sarvis announced that Santa Barbara School Districts would be celebrating the 140th anniversary on June 6

C.7 Superintendent's Report

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.

C.8 Student Board Member Report

None

C.9 Correspondence

None

C.10 Public Comments

- Gabe Cano – With Specialty Color Services, presented a check to the board for \$3,500 from an annual fundraiser.

Consent Agenda

Items D.3, D.4 and D.13 were pulled for further discussion.

Motion: Approval of all items on the Consent Agenda with the exception of items D.3, D.4, and D.13 to be pulled for further discussion later in the meeting and with the correction of the April 11 minutes.

Motion by Nancy Harter

Seconded by Dr. Laura Malakoff

Vote: 5-0

D.1 Approval of Minutes

D.2 Approval of Additional Fundraising for 2005-06 – Santa Barbara Junior High School, Dos Pueblos High School, and San Marcos High School

D.3 Approval of Applications of the Santa Barbara School Districts to Participate in the Community-Based English Tutoring (CBET) Program for the 2006-2007 School Year

Was pulled for further discussion later in the meeting.

D.4 Approval of Recommended Personnel Action Items Dated May 23, 2006

Was pulled for further discussion later in the meeting.

D.5 Intent to Submit 2006-07 Re-opener Proposal by the California School Employees Association

D.6 Approval of Commercial Warrant Register Sheets for the Period May 9, 2006 through May 19, 2006

D.7 Approval of Purchase Order Report for the Period May 3, 2006 through May 17, 2006

D.8 Approval of Award of Contract Extension to Jordanos for Non-Commodity Food and Supplies (Non-Dairy/Juice)

D.9 Approval of Proposal from Class Leasing, Inc. for the Purchase of a Refurbished Re-locatable Restroom at San Marcos High School

D.10 Approval of Proposal from The Solis Group to Administer the Districts Labor Compliance Program for ADA Upgrades at Harding Elementary School

D.11 Approval of Proposal from Modtech Manufacturing and Construction for the Purchase of a Re-locatable Restroom at Peabody Charter School

D.12 Approval of Proposal from The Solis Group to Administer the Districts Labor Compliance Program for Campus Modernization Phase 2, Bid Package A at Santa Barbara High School

D.13 Acceptance of Completed Contract, 30's Wing Parking Lot at Santa Barbara High School

Was pulled for further discussion later in the meeting.

Action Agenda

E.1 Approval of Resolutions 05/06-30 Santa Barbara Elementary School District and 05/06-31 Santa Barbara High School District, Providing for the Borrowing of Funds for FY 2006-07 and Requesting and Authorizing the Issuance and Sale of Tax Revenue Anticipation Notes

Motion: Approval of Resolutions 05/06-30 Santa Barbara Elementary School District and 05/06-31 Santa Barbara High School District, providing for the borrowing of funds for FY 2006-07 and requesting and authorizing the issuance and sale of tax revenue anticipation notes.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

As recommended by legal counsel, the motion was withdrawn and deferred to a future meeting for appropriate language of the agenda item for the reason that they are no longer separate districts.

E.2 Adoption of Resolution No. 05/06-45 to Tape Record Closed Session Proceedings

Dr. Sarvis stated the item has been discussed in a previous board meeting and is being brought back to the board for approval.

Motion: Adoption of Resolution No. 05/06-45 to tape record closed session proceedings.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 5-0

E.3 Public Hearing on Intent to Convey Easement and Right of Entry for Improvements to State Route 225 at McKinley Elementary School and Approval of Right of Way Contract with the State of California Department of Transportation

Mr. Hetyonk stated the easement is about 36 fee long and requests the board to approve the item.

Motion: Approval of public hearing on intent to convey easement and right of entry for improvements to State Route 225 at McKinley Elementary School and approval of right of way contract with the state of California Department of Transportation.

Motion by Nancy Harter

Seconded by Dr. Laura Malakoff

Vote: 5-0

E.4 Second Reading of New Board Policies on Board Bylaws 9000 Series

Motion: Approval of second reading of new board policies on Board Bylaws (BB) 9000 series, not to include BB 9005, BB 9250, and BB 9400 for further discussion and approval.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 5-0

Board member Dr. Noël made a motion to change BB 9005(a) [(a) refers to page one of the board bylaw] , number seven, to add "and insist that management refrain from performing policy making functions" after the word "staff". Motion died for lack of second.

Board Member Dr. Noël requested to eliminate the word "collective" in BB 9005(b) [(b) refers to page two of the board bylaw] and make a change in number six to remove the word "collective" and replace the word "their" in place of "the Board's".

Motion: Approval of BB 9005.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 5-0

Board Member Rodriguez suggested pulling BB 9250 due to previous discussion regarding the board compensation. Board Member Harter requested approval of the item as it stands and to bring it back at the next board meeting.

Motion: Approval of BB 9250.

Motion by Lynn Rodriguez

Seconded by Nancy Harter

Vote: 5-0

Board Member Dr. Noël suggested BB 9400(a) [(a) refers to page one of the board bylaw] be changed in the second paragraph to strike “relationships among board members” and to remove the last clause in paragraph four after “instrument”.

Motion: Approval of BB 9400 with the recommended changes.

Motion by Dr. Robert Noël

Seconded Nancy Harter (stating only to approve the change made to the fourth paragraph)

Per board consensus, the motion was withdrawn.

Motion: Approval of changes to paragraph four in BB 9400.

Motion by Dr. Robert Noël

Seconded Nancy Harter

Vote: 5-0

Motion: Approval of a change in second paragraph to remove “relationships” and replace it with “civility” and to remove the word “self” in BB 9400(b) [(b) refers to page two of the board bylaw].

Motion by Dr. Robert Noël

Seconded Nancy Harter

Vote: 5-0

The board adjourned for a 15 minute break.

E.5 Adoption of Resolution No. 05/06-46 to Repeal Pre-Existing 9000 Series Board Bylaws and 8000 Series Board Policies

Motion: Adoption of Resolution No. 05/06-46 to Repeal Pre-Existing 9000 Series Board Bylaws and 8000 Series Board Policies.

Motion by Rodriguez

Seconded by Harter

Vote: 5-0

E.6 Board Action on Student Expulsion Case Numbers 05/06-54, 05/06-66, 05/06-67, and 05/06-72

Motion: In the case of 05/06-54, move to postpone this case in order to gather more information.

Motion by Dr. Robert Noël

Seconded by Nancy Harter

Vote: 5-0

Motion: To approve the findings and recommendations of the hearing panel in the case of 05/06-67 for the remainder of the current semester and pending the results of the multi interagency services coordinator (MISC) evaluation, reconsider the student’s placement for the fall semester.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Per board consensus, the motion was withdrawn.

Motion: Approval in the case of 05/06-67, to uphold the findings and recommendations of the administrative hearing panel. The student can continue in individual home instruction for the remainder of this semester and for

the next semester to make a recommendation for placement based on consultation with the MISC team and to include all of the other recommendations.

Motion by Annette Cordero

Seconded by Nancy Harter

Vote: 5-0

Motion: To approve the findings and recommendations of the hearing panel in the case of 05/06-66.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 5-0

Motion: Approval in the case of 05/06-72, to uphold the findings and recommendations of the administrative hearing panel. The student can continue in individual home instruction for the remainder of this semester and to include all of the other recommendations. The student may not return to home school next semester.

Motion by Nancy Harter

Seconded by Lynn Rodriguez

Vote: 5-0

Conference Agenda

Per board consensus item F.1 would be discussed after item F.3.

F.2 Request to Address the Board Regarding the Gifted and Talented Education (GATE) Program by Lee McCoy

Moved to the next board meeting.

F.3 Report on the Governor's May Revise of the 2006-07 State Education Budget and its Impact on the Districts

Director of Fiscal Services, Robert Wolfe presented the item. Mr. Wolfe gave a PowerPoint presentation to the board for discussion of the May Revise. Mr. Wolfe presented a chart to show how elementary and secondary is doing vs. attendance. Mr. Wolfe stated the enrollment is up in all three charter schools with the remainder of the district at a decline. The presentation focussed on the impact of the changes to the K-12 education portion of the state budget and the impact on the Santa Barbara School Districts.

F.1 Second of Two Public Forums for Community Input on Future School Calendar Development for the Elementary and Secondary Schools

Director of Personnel, Dr. Kristine Robertson presented the item and stated the item was brought forward to give the community a second opportunity for input.

Public Comments:

- Dwayne Eacret – Requesting action to review attendance figures before and after the change.
- Anne Crowe – Approves the two weeks of Spring breaks. Family is very happy with the breaks.

Board Member Harter clarified why the district has these forums which is to decide what the priorities are and to get feedback from the community.

Assistant Superintendent of Elementary Education, Robin Sawaske stated there was discussion at the last Elementary Parent Advisory Committee about the calendar. The main concerns were with the Santa Barbara City College calendar and the Advanced Placement Testing Schedule. Ms. Sawaske stated that there were concerns with families being split and that most of the parents at the committee meeting liked the three weeks at winter break.

F.4 Discussion of Gang Violence

Board Member Dr. Noël brought the item to the board to address concerns about gang violence with students. Dr. Noël was concerned after reading a newspaper article about a stabbing during school hours. Dr. Noël made suggestions of possible security at the Metropolitan Transit Center, making Santa Barbara High School a closed campus during school hours, or metal detectors.

Santa Barbara High School Principal, Paul Turnbull stated he approves the idea of a closed campus but only after the kitchen is completed which could take one year or more to complete. Mr. Turnbull stated that currently there is campus security assigned throughout the campus but not in the building. The assistant principals are generally in the building but not always in all places that are needed.

Detective Segall with the Santa Barbara Police Department was available for comment. Detective Segall stated the stabbing Dr. Noël referred to happened during a minimum day. Detective Segall stated that various schools let out at the same time and students come together at the transit center. There has been increased police coverage before and after school around the area of the transit center. Detective Segall stated that recent gang incidents have not been student related.

Per board consensus the item will be brought back for further discussion about additional security and the costs related to it.

The board moved to the consent agenda to discuss the items pulled.

D.3 Approval of Applications of the Santa Barbara School Districts to Participate in the Community-Based English Tutoring (CBET) Program for the 2006-2007 School Year

Board Member Dr. Noël pulled the item to inquire about any negative impacts on the budget. Assistant Superintendent of Secondary Education, Jan Zettel replied that there would not be any negative impacts.

Motion: approval of applications of the Santa Barbara School Districts to participate in the Community-Based English Tutoring (CBET) Program for the 2006-2007 School Year.

Motion by Nancy Harter

Seconded by Dr. Laura Malakoff

Vote: 5-0

D.4 Approval of Recommended Personnel Action Items Dated May 23, 2006

Board Member Dr. Noël pulled the item to inquire about an item under Stipends and an item under Hourly Employment in regards to the funding. Dr. Robertson commented on the items that Dr. Noël addressed. Dr. Sarvis stated that the funding is appropriate.

Motion: Approval of recommended personnel action items dated May 23, 2006.

Motion by Lynn Rodriguez

Seconded by Nancy Harter

Vote: 5-0

D.13 Acceptance of Completed Contract, 30's Wing Parking Lot at Santa Barbara High School

Board Member Dr. Noël pulled the item to inquire whether the parking lot is a faculty lot.

Director of Facilities and Operations, David Hetynk stated he was not sure of the assignment of the lot but stated it is not only for repaving, but also to stabilize the hillside, provide utilities for portables for interim housing that would be placed there during the modernization phase.

Motion: Acceptance of completed contract, 30's wing parking lot at Santa Barbara High School.

Motion by Nancy Harter

Seconded by Dr. Robert Noël

Vote: 5-0

Coming Events

- Joint city council and Santa Barbara school board meeting to be held June 9, 2006.
- Ground breaking for the Dos Pueblos High School pool complex will be June 9, 2006.
- Santa Barbara School Districts' 140th anniversary celebration will be held June 6, 2006.
- The next regular board meeting will be held May 30, 2006.

Board Comments

Board Member Rodriguez stated there would be only one board meeting during July, on the 11. Ms. Rodriguez stated she would not be present at the August 8th board meeting.

Board President Cordero stated the board would adjourn into closed session and would return to report out.

The board reconvened into closed session.

Board President Cordero stated that under it B.1, the board authorized the one year extension of the superintendents expiration date until June 30, 2009.

Motion by Lynn Rodriguez

Seconded by Nancy Harter

Vote: 5-0

Board President Cordero stated an amendment to the current contract would be brought back for approval on next weeks agenda. No other terms of the contract have been changed.

Future Agenda Items

None

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 June 27, 2006