

**SANTA BARBARA SCHOOL DISTRICTS
BOARD OF EDUCATION**

Minutes of Regular Board Meeting
Tuesday, May 30, 2006

Call to Order- Meeting convened at 5:00 p.m.

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 Cordero.

Members Present:

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

Staff Present:

Brian Sarvis, Ed.D. Superintendent
Mary Stark, Assistant Superintendent Business Services
Jan Zettel, Assistant Superintendent Secondary Education
Robin Sawaske, Assistant Superintendent Elementary Education

Regular Session

A.1 Call to Order

Meeting was called to order by Board President Cordero.

A.2 Public Comments relating to closed session

None

Closed Session

The board adjourned to closed session to discuss the following:

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

Agency Designated Representative: Director of Personnel Kristine Robertson
Employee Organizations: California School Employees Association and Santa Barbara Teachers Association

B.2 Student Discipline (Education Code § 48918)

Expulsion cases: Numbers 05/06-62, 05/06-63, 05/06-74, and 05/06-77

The board returned from closed session at 7:02

C.1 Pledge of Allegiance

Was led by Dr. Sarvis

C.2 Spanish Translation

Mr. Rene Garcia introduced himself and stated he was available for translation

C.3 Headsets for Hearing Impaired

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

C.4 Announcement of Closed Session Action

Board President Cordero announced there was no action to report from closed session.

C.5 Introductions, Proclamations, Presentations and Recognitions

Dr. Sarvis recognized various Santa Barbara High School district students for receiving a variety of awards, ranging from outstanding community service and the Hispanic scholar award.

C.6 Superintendent's Report

Dr. Sarvis announced a number of events such as the joint city council meeting, a reception for district retirees, Roosevelt Elementary School, California distinguished school ceremony, the Waterford reception and the Dos Pueblos High School pool groundbreaking ceremony.

C.7 Student Board Member Report

None

C.8 Correspondence

None

C.9 Public Comments

- John Campanillo- requesting the board reconsider the termination of the JROTC Program

Consent Agenda

Board President Cordero announced that at Joanne Pulley's request, item D.5 was being withdrawn. Board Member Noël requested items D.8, D.10 and D.12 be pulled for discussion. Board Member Rodriguez requested item D.7 be pulled for discussion.

- D.1 Approval of Additional Fundraising for 2005-06 Santa Barbara Junior High School and Santa Barbara High School
- D.2 Approval of Student Field Trips – Santa Barbara High School
- D.3 Approval of Applications of the Santa Barbara School Districts (Santa Barbara Elementary School District and the Santa Barbara High School District) to Participate in the Community-Based English Tutoring (CBET) Program for the 2006-07 School Year
- D.4 Consent to Request Two One-Year Grants from Santa Barbara County's United Way to Fund Summer Pre-kindergarten Institute, Home Play Learning Kits, and A-OK Scholarship Support for 2006-07
- D.5 Approval of Revised Nonpublic, Nonsectarian School/Agency Services Master Contract and Individual Service. Item was withdrawn.
- D.6 Proposed Change to the 2006-07 Elementary Year-Round Calendar
- D.9 Extension of Employment Agreement for Superintendent of Schools
- D.11 Approval of 2006-07 Agreement with the Santa Barbara County Sheriff's Department
- D.13 Approval of Award of Contract Extension to Chase Bros. for Non-commodity Food and Supplies (Dairy/Juice)
- D.14 Acceptance of Labor Compliance Program Annual Report for Reporting Period April 1, 2005 through March 31, 2006 and Authorize Submittal to the Department of Industrial Relations
- D.15 Approval of Request of Schock Contracting Corporation to Withdraw Their Bid and Rejection of Remaining Bid for ADA Improvements at La Colina and Goleta Valley Junior High Schools
- D.16 Approval of Proposal from The Solis Group to Administer the Districts' Labor Compliance Program for Modernization-ADA Upgrades at Cleveland Elementary School

Motion to approve the consent agenda with the remaining items

Motion by Board Member Harter

Seconded by Board Member Rodriguez

Vote: 5/0

Action Agenda

E.1 Approval of Santa Barbara School Districts' Instruction for English Learners Master Plan

Robin Sawaske, assistant superintendent elementary education, presented the item. She stated the plan had been presented at a previous board meeting, at which time no changes had been requested. She requested board approval. Board Member Rodriguez inquired if the plan was similar to what other districts were adopting. Ms. Sawaske agreed and explained they had taken the very best sample and added education codes and other legal forms. Michael Gonzalez, director of compliance and categoricals, provided examples and details of what was added.

Motion to approve the Santa Barbara School Districts' Instruction for English Learners Master Plan
Motion by Board Member Harter
Seconded by Board Vice President Malakoff
Vote: 5/0

E.2 Appointment of Community Member to Fill Vacant Position on the Measure V Bond Oversight Committee (BOC)

David Hetyonk, director of facilities and operations, explained that the current BOC chair, Ms. Kaner, and a member at large, Mr. Kaner, were relocating to Florida and that the vice-chair, Mr. Larry Vranish, was retiring from the district. Mr. Hetyonk announced he was requesting that the board appoint Mr. Vranish, because of his lengthy experience, as a member at large of the Bond Oversight Committee.

Motion to appoint Mr. Vranish as a member at large of the Bond Oversight Committee.
Motion by Board Member Rodriguez
Seconded by Board Member Harter
Vote: 5/0

E.3 Board Action on Student Expulsion Case Numbers 05/06-62, 05/06-63, 05/06-74, and 05/06-77

In the case of 05/06-77, move to approve the findings and recommendations of the hearing panel
Motion by Board Member Harter
Seconded by Board Member Rodriguez
Vote: 5/0

In the case of 05/06-74, move to suspend the expulsion to allow the student to attend either of the other two high schools, not the home high school for the 06-07 school year, and allow the student to petition to return to his home school after term of suspended expulsion and completion of the rest of the rehabilitation plan.
Motion by Board Member Harter
Seconded by Board Member Rodriguez
Vote Ayes: 3 (Rodriguez, Harter, Noël); Noes: 2 (Malakoff, Cordero)

In the case of 05/06-63, move to uphold the findings and recommendations of the hearing panel
Motion by Board Member Rodriguez
Seconded by Board Member Harter
Vote: Ayes: 4 (Malakoff, Cordero, Rodriguez, Harter); Noes: 1 (Noël)

In the case of 05/06-62, move to uphold the findings and recommendations of the hearing panel
Motion by Board Member Rodriguez
Seconded by Board Member Harter
Vote: 5/0

Conference Agenda

F.1 Report on "Response to Intervention" Model for Regular Education and Special Education

Jo Anne Pulley, director of special education, presented the item. She introduced Rebecca Norton, a psychologist at McKinley Elementary School, and Dr. VanDerHayden, a professor from UCSB. Ms Norton guided the board through a presentation titled "Response to Intervention" (RTI). Her presentation included: an overview of RTI, its definition and rationale. Ms. Norton provided sample scores from students participating in RTI and the interventions used with these students. She explained how their scores increased. Questions from the board followed Ms. Norton's presentation. Questions included: funding, intervention training, implementation program, and number of participating students.

F.2 Report on the Proposed Wellness Policy, Section I – Physical Education (PE)

Jan Zettel, assistant superintendent secondary education, introduced the item. He explained that he was presenting the physical education section of the draft Wellness Board Policy and noted that the nutrition and health education

sections would be covered at a future meeting. Mr. Zettel presented a draft California School Board Association (CSBA) sample board policy, with citations and explained that the board would have to decide if they wished to proceed with the policy. Mr. Zettel reviewed for the board the Wellness Committee's recommendations concerning PE course credit, curriculum and instruction, improving and expanding PE in high schools, opportunities for PE before and after school. He also presented and reviewed the district's current policies concerning PE. Questions from the board followed his presentation. He stated he planned to present further nation-wide information regarding the Wellness Policy. Board Member Harter requested that information be presented through the Board Brief. Board Members shared their thoughts regarding the committee's recommendations. Board Member Rodriguez stated that it was important to provide general guidelines for each one of the recommendations presented. Board Member Harter noted it was essential to look into the actual appointment of a school health council, as described in the sample board policy, to implement the policy. Mr. Zettel requested recommendations be emailed to him. Board Member Rodriguez inquired if high schools students were able to take PE classes at Santa Barbara City College. Mr. Zettel stated he will look in to it and provide her with an answer.

The board adjourned for a 10 minute break.

F.3 Discussion of FY 2006-07 Budget Additions and Reductions

Dr. Sarvis began the discussion by explaining that this item was returning, once more, to request direction from the board on whether to proceed with reductions and/or additions. Ms. Mary Stark, assistant superintendent of business services, presented the item. She began with a report for the elementary district explaining the drop in the Average Daily Attendance (ADA) and the ADA decline due to transfers to charter schools. Ms. Stark reviewed the monies available and presented figures, as requested by the board, related to the costs of a 1% increase in the general fund budget reserve, the cost of a 1% employer tax to fund post employment retirement benefits, and the cost of 1% collectively bargained items. Ms. Stark then proceeded with a similar report for the high school district. Questions from the board followed her presentation. Board members agreed they would like to see district staff make various recommendations for cuts. Ms. Stark stated she could return with a list of programs that do "not carry themselves" and that "take money from the unrestricted general fund".

F.4 First Reading of Social Studies Textbook Adoption and Instructional Materials for Grades 7-12

Mr. Zettel presented the item. He explained that according to the state textbook adoption cycle, it was time to go through the adoption process for new social studies textbooks. He shared the list of current textbooks requiring board adoption and noted that he was also looking for new textbooks for various other courses and would present this information at a future board meeting. The Board questioned the funding source. Mr. Zettel will provide budget information next time this item is presented.

F.5 Board Discussion of Board Member Compensation and First Reading of Revision to Board Policy 9250, "Remuneration, Reimbursement and Other Benefits"

Dr. Sarvis presented the item. He reviewed the suggested changes and his thoughts connected to those changes. Board members shared their feelings concerning the suggested increase. Board Member Harter was concerned that the suggested \$24,000 was a lot of money, "when the budget is so tight". Board Member Rodriguez and Board President Cordero noted it was important to attract candidates because of election year, and that currently, there were not enough incentives.

F.6 Report on Initial Proposals to Open 2006-07 Negotiations by the California School Employees Association (CSEA)

Dr. Kris Robertson, director of personnel, introduced the item. She reminded the board that the CSEA had presented their intent to initiate negotiations in May and were now presenting their initial 2006-07 contract re-opener proposal. She explained that negotiations will commence with the re-opener proposal. The board had no questions for Dr. Robertson.

F.7 Report on Intent to Submit 2006-07 Re-opener Proposal by the Santa Barbara Teachers Association (SBTA)

Dr. Robertson introduced the item. She explained that with the proposal formalizes the SBTA's intent to commence 2006-07 negotiations. The board had no questions for Dr. Robertson.

F.8 Report on District Intent to Commence 2006-07 Negotiations with the California School Employees Association and with the Santa Barbara Teachers Association

Dr. Robertson introduced the item. She explained that the Santa Barbara School Districts were submitting their intent to initiate 2006-07 negotiations with both CSEA and SBTA. The board had no questions for Dr. Robertson.

F.9 Discussion of Campaign Contribution and Spending Limits for Board Member Elections

Dr. Sarvis presented the item. He explained that he requested that Mr. Craig Price, district legal counsel, investigate and provide information regarding campaign contributions and spending limits. Mr. Price stated the information collected was in memo format, previously distributed to board members, and that he would briefly review it. He explained that school districts are allowed to establish, by resolution, limits for campaign contribution and expenditure and his memo provides examples of how other districts have handled this. Mr. Price noted that, in addition to resolutions, other districts have used the power of the education code to basically take the state law that governs campaign contributions and voluntary campaign expenditure limits and incorporate it to their code structure. Dr. Sarvis reminded the board that the board's original question was whether the board had the authority to limit the contributions and expenditures, and the answer was "yes".

Questions and comments from the board followed Mr. Price's presentation. Board Member Harter requested same information, but from more comparable districts be compiled, and noted that the districts mentioned were much smaller than Santa Barbara.

Public Comment:

- Lanny Ebenstein- concerned about limiting expenditures and contributions, bad direction to move to, more investigation should be done before any action is taken

Board President Cordero clarified that, contrary to Mr. Ebenstein's comment, no actual limit has been set, and that a \$5,000 limit is not being discussed. Board members agreed that more information and further discussion was needed.

Board President Cordero announced that it was after 10:30 p.m. and she was not prepared to take on another item; therefore, item F.10 was pulled and will be placed on a future agenda. Board Member Noël requested that when item F.10 returns, it be placed at an earlier time to accommodate speakers.

F.10 Update on Developments and Thinking Regarding the Santa Barbara Community Academy for 2006-07

Item pulled

Consent Agenda (items previously pulled)

D.7 Approval of Request for Allowance of Attendance Because of Emergency Conditions

Board Member Rodriguez requested clarification regarding the fiscal impact. Mr. Zettel explained that the district would be receiving additional ADA, based on estimated attendance.

Motion to approve the request for allowance of attendance because of emergency conditions

Motion by Board Member Rodriguez

Seconded by Board Member Harter

Vote: 5/0

D.8 Approval of Safe Schools Grant Funding for 2006-07

Board Member Noël requested clarification regarding cost and funding. Mr. Zettel explained that there is no cost to the general fund, all are categorical monies.

Motion to approve the Safe Schools Grant Funding for 06-07

Motion by Board Member Harter

Seconded by Board Vice President Malakoff

Vote: 5/0

D.10 Audit Review and Acceptance and Report of Corrective Actions for the Santa Barbara School Districts' Independent Audits for the Period Ended June 30, 2005

Board Member Noël noted that he was not in attendance when the audit was presented to the board and, therefore, he did not have the opportunity to ask questions from the auditors. For that reason, he wished to vote against this item.

Motion to approve the Audit Review and Acceptance and Report of Corrective Actions for the Santa Barbara School Districts' Independent Audits for the period ended June 30, 2005

Motion by Board Member Harter

Seconded by Board Vice President Malakoff

Vote: Ayes: 4 (Rodriguez, Harter, Malakoff, Cordero); Noes: 1 (Noël)

D.12 Approval of Award of Contract Extension to Greenkeeper for Landscape Maintenance at La Colina Junior High School

Board Member Noël inquired regarding a funding source for the greenkeeper. Mr. Hetyonk explained that the district invoices the City of Santa Barbara for the entire cost of the greenkeeper and their payment goes back into the general fund maintenance.

Motion to approve the award of contract extension to greenkeeper for landscape maintenance at La Colina Junior High School

Motion by Board Member Harter

Seconded by Board Vice President Malakoff

Vote: 5/0

G. Coming Events

Dr. Sarvis noted there was no scheduled board meeting for the following Tuesday and that there was a meeting the Friday after.

H. Board Comments

None

I. Future Agenda Items

Board Member Harter requested a discussion regarding air soft guns and discouraging students from taking them to school be placed on a future agenda. Board Member Rodriguez seconded her request.

J. Adjournment

There being no further business, the meeting was adjourned at 10:48 p.m.

Attest:

Annette Cordero, President
Board of Education

Adopted by Board of Education
on August 22, 2006