

Santa Barbara School Districts

Board of Education Meeting Minutes

Regular Meeting – Tuesday, January 9, 2007

720 Santa Barbara Street Santa Barbara, CA 93101 (805) 963-4338 www.sbsdk12.org

Board Members In Attendance

Nancy Harter, Board President
Laura Malakoff, Vice President

Annette Cordero, Member
Kate Parker, Member
Robert Noël, Member

REGULAR SESSION

A.1 Call to Order

Board president Nancy Harter called the meeting to order at 5:00 p.m.

A.2 Appointment of Labor Negotiator (Government Code § 54957.6)

Motion made by board member Cordero to appoint board president Harter as the designated representative to meet and confer with Superintendent Sarvis regarding compensation and benefits to his contract. Seconded by board vice president Malakoff.

Motion passed. Vote: 4-0-1 / Ayes: 4 (Parker, Cordero, Malakoff, Harter) / Noes: 0 / Absent: 1 (Noël)

Board member Noël entered the proceedings.

A.3 Public Comment

None

CLOSED SESSION

The board adjourned to closed session.

B.1 Conference with Labor Negotiator (Government Code § 54957.6 and 3549.1)

Agency designated representative: Director of Personnel Kristine Robertson

Employee Organizations: California School Employees Association (CSEA) and Santa Barbara Teachers Association (SBTA)

B.2 Conference with Legal Counsel-Existing Litigation (Government Code § 54956.9 (a))

Student Case Numbers: OAH No. N2006100163 and OAH No. N2006100424

B.3 Conference with Labor Negotiator (Government Code § 54957.6)

Agency designated representative: Nancy Harter, Board President

Unrepresented Employee: Superintendent

B.4 Student Discipline (Education Code § 48918)

Expulsion cases: Numbers 06/07-20, 06/07-27, and 06/07-29

REGULAR SESSION

The board returned to regular session at 7:03 p.m.

C.1 Pledge of Allegiance

Board president Harter led the pledge.

C.2 Spanish Translation

Ms. Vivian Rodriguez was on hand to provide Spanish translation.

C.3 Headset for Hearing Impaired

Board president Harter announced that headsets for the hearing impaired were available.

C.4 Announcement of Closed Session Action

Board president Harter announced that the board voted unanimously, motion made by board member Cordero, seconded by board vice president Malakoff, to extend the superintendent's contract for an additional year and his salary will reflect a step increase as per the original contract.

C.5 Introduction, Proclamations, Presentations and Recognitions

Superintendent Sarvis thanked board member Cordero for her leadership as president of the Board of Education during the past year.

Principal Veronica Rogers introduced a group of students from Goleta Valley Junior High School who performed songs from their recent production of *Got Broadway!*

C.6 Superintendent's Report

- Death of Washington Elementary School Principal Beatrice Cordeiro
- Open enrollment
- Transfers
- *Board Brief*, December 15, 2006
- Microsoft settlement
- Class size in the Oxnard Elementary District
- San Marcos High School's Phil Levien's sheltered theater featured in the California Teacher Association magazine
- San Marcos High School Fundraising for "Kids Helping Kids."
- String Festival at La Cumbre Junior High in February 2007
- Career Day at Dos Pueblos High School
- Performance of the honor band at La Cumbre Junior High in March 2007
- *The Princess and the Pea* at La Colina Junior High
- *Fiddler on the Roof* at Goleta Valley Junior High

C.7 Student Report

None.

C.8 Correspondence

None.

C.9 Public Comments

- Tiare Dodson spoke in opposition to moving Santa Barbara Community Academy (SBCA) to La Cumbre Junior High.
- Laura Baker spoke in opposition to moving SBCA to La Cumbre Junior High and noted that, even though the board had directed Ms. Saley to include costs in her Facilities Master Plan Update the topic was not covered.
- Luther Lewis requested the document that he sent to the board members be placed in public records and a copy be handed to Pat Saley.

CONSENT AGENDA

Board vice president Malakoff requested item D.12 be pulled for discussion. Robin Sawaske, assistant superintendent elementary education, withdrew item D.4.

Motion made by board vice president Malakoff to approve all but items D.4 and D.12 in the consent agenda. Seconded by board member Cordero.

Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

D.1 Approval of Minutes – October 24, 2006

D.2 Approval of Staff Travel – Out-of-State Travel and/or Expenses in Excess of \$500 Dated January 9, 2007

D.3 Approval of an Independent Contractor Agreement with Karen Schnee

D.4 Approval of Agreement for Therapy Services with Progressus Therapy, Inc.
Item withdrawn by Ms. Sawaske.

D.5 Approval of Independent Contractor Agreement with Nancy Bagshaw-Kurtzer

D.6 Approval of Recommended Personnel Action Items Dated January 9, 2007

D.7 Approval of Pat Morales to Cover as Principal for Beatrice Rubio-Cordeiro at Washington Elementary while Mrs. Rubio-Cordeiro is on Medical Leave. Approval of a State Teachers' Retirement System (STRS) Earning Exemption for Mrs. Morales

D.8 Approval of Purchase Order Report for the Period December 6, 2006 through January 2, 2007

D.9 Approval of Proposal from Flowers & Associates, Inc. for Engineering Services for Pavement Rehabilitation at Peabody Charter School

D.10 Approval of Proposal from Flowers & Associates, Inc. for Engineering Services for Pavement Rehabilitation at La Colina Junior High School

D.11 Acceptance of Completed Contract, Track Surface Replacement at Dos Pueblos High School

D.12 Approval of Proposal from Pacific Material Laboratory for Engineering Services for Eight New Classrooms at San Marcos High School

Item pulled by board vice president Malakoff for discussion later in the agenda.

D.13 Approval of Proposal from Buena Resources, Inc. to Provide Groundwater Monitoring Services at Santa Barbara High School

D.14 Approval of Proposal from Samadzadeh Inspection Services for Division of State Architect Inspection Services, ADA Upgrades at McKinley Elementary School

D.15 Approval of Proposal from Samadzadeh Inspection Services for Division of State Architect Inspection Services, ADA Upgrades at Washington Elementary School

D.16 Approval of Change Order No. 1, Accessible Entry Ramp, Santa Barbara Junior High School

D.17 Acceptance of Completed Contract, ADA Transition Project at Dos Pueblos High School

D.18 Approval of Facilities Use Agreement with University of California, Santa Barbara for San Marcos High School during Gym Renovation

ACTION AGENDA

E.1 Second Reading and Adoption of Board Policy and Administrative Regulation 3516, Emergencies and Disaster Preparedness Plan

Board president Harter requested a schedule of trainings listed under the Administrative Regulation, item 2A. Superintendent Sarvis will provide her with a copy.

Motion made by board member Cordero to approve Board Policy and Administrative Regulation 3516, Emergencies and Disaster Preparedness Plan. Seconded by board member Parker.
Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

E.2 Board Action on Student Expulsion Case Numbers 06/07-20, 06/07-21, 06/07-27 and 06/07-29

In the case of 06/07-27, a motion was made by board member Cordero to defer action pending a referral for assessment and should the assessment warrant it, implement an individual education plan and manifestation. Seconded by board member Noël.

Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

In the case of 06/07-29, a motion was made by board member Cordero to uphold the findings and recommendations of the hearing panel. Seconded by board vice president Malakoff.

Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

In the case of 06/07-20, a motion was made by board member Cordero to uphold the findings and recommendations of the hearing panel. Seconded by board vice president Malakoff.

Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

CONFERENCE AGENDA

F.1 Report on Santa Barbara High School Request to Fundraise for a New Faculty Library on the Santa Barbara High School Campus

Mr. Paul Turnbull, principal of Santa Barbara High School, indicated that he was seeking board approval to commence fundraising for a faculty library. He noted that staff currently have no where to meet. David Hetyonk, director of facilities and operations, explained that the fundraising would cover all of the costs related to the project and that the estimated cost would include all engineers, architects, and inspection costs. Board member Cordero requested district staff keep Mr. Turnbull informed of the construction timeline.

F.2 Update on Measure I-98 Funding and Construction Projects

Mr. Hetyonk presented a renewed Measure I-98 Program Evaluation and Review Technique (PERT) chart and an ending fund balance as of November 30, 2006. He indicated he would like to update the board again after Franklin Elementary School's "Americans with Disabilities Act" (ADA) work was awarded and at that time he may have an I-98 remaining dollar amount.

F.3 Update on Measure V Funding and Construction Projects

Mr. Hetyonk presented an updated Measure V PERT chart, financial analysis summary, and status of state matching funds. He pointed out that the financial report did not include interest and that it was very likely that there would be enough money to complete all of the board-identified priority projects.

Board adjourned for a ten-minute break.

F.4 Presentation and Discussion of Proposed High School Charter School

Board member Noël presented the item and noted that the work he had done in regard to proposed American Charter High School had been done as Bob Noël, an individual, and not as a board member. Board member Noël indicated that he contracted a consultant with his own money and prepared the proposal for which he received a start-up grant of \$405,000. The charter school would consist of three programs: (1) a construction technology institute, (2) a public safety and emergency preparedness academy, and (3) an advanced studies prep program. Board member Noël indicated that he would be part of the charter school board, but would remove himself from it if a conflict of interest issue arose. He noted that the school needs a minimum of 20 students and should be open by the end of September 2007. Board member Noël noted that he may return with the petition in February for action and explained that after the petition is presented, the board had 30 days to hold a public hearing, and 60 days to make a decision.

Public Comments

- Lynn Rodriguez spoke in opposition to a high school charter school.
- Leslie Meadowcroft spoke in support of high school charter school.

CONSENT AGENDA

The board returned to consent items pulled earlier in the meeting.

D.12 Approval of Proposal from Pacific Material Laboratory for Engineering Services for Eight New Classrooms at San Marcos High School

Board vice president Malakoff requested clarification regarding the use of engineering services. Mr. Hetyonk explained that it was necessary to have a soil engineer check the condition of the soil and make recommendation so the architect could work on the design. Board vice president Malakoff requested the district be green friendly. Mr. Hetyonk noted he had already had this discussion with the architect.

Motion made by board vice president Malakoff to approve the proposal from Pacific Material Laboratory for Engineering services at San Marcos High School. Seconded by board member Cordero.

Motion passed. Vote: 5-0 / Ayes: 5 (Parker, Noël, Cordero, Malakoff, Harter) / Noes: 0

G. Coming Events

Superintendent Sarvis announced the following:

- Brown Act workshop, Wednesday, January 17, 2007 at Santa Barbara Bank & Trust on Anapamu Street
- Friday, January 19, 2007 10:00 a.m. discussion of board policies series 0000
- Friday, January 19, 2007 joint Board of Education and Santa Barbara City Council meeting at 1:30 p.m.

H. Board Comments

None.

I. Future Agenda Items

None.

J. Adjournment

There being no further business, the meeting was adjourned at 9:58 p.m.

Attest:

Nancy Harter, President
Board of Education

Adopted by Board of Education
on March 13, 2007

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