

Santa Barbara School Districts

Board of Education Meeting Minutes

Regular Meeting – Tuesday, February 12, 2008

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

Board Members In Attendance

Laura Malakoff, Board President
Kate Parker, Vice President

Annette Cordero, Member
Nancy Harter, Member
Robert Noël, Member

REGULAR SESSION

A.1 Call to Order

Board president Malakoff called the meeting to order at 6:00 p.m.

A.2 Public Comment (related to closed session)

None

CLOSED SESSION

The board adjourned to closed session.

B.1 Public Employment (Government Code § 54957)

Title: assistant superintendent of business services

B.2 Liability Claim (Government Code § 54956.95)

Claimant: Kirk Peters

Agency claimed against: Santa Barbara School Districts

B.3 Liability Claim (Government Code § 54956.95)

Claimant: Student Transportation of America

Agency claimed against: Santa Barbara School Districts

B.4 Student Discipline (Education Code § 48918)

Expulsion case numbers: 07/08-32, 07/08-29, 07/08-38, and 07/08-18

REGULAR SESSION

The board returned to regular session at 7:07 p.m.

C.1 Pledge of Allegiance

Board president Malakoff led the pledge.

C.2 Spanish Translation

Alma Flores was present to provide Spanish translation.

C.3 Headsets for Hearing Impaired

Board president Malakoff announced headsets were available for the hearing impaired.

C.4 Announcement of Closed Session Action

Board president Malakoff announced the following:

Motion made by board member Harter to deny the Kirk Peters claim. Seconded by board vice president Parker.

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

Motion made by board member Harter to deny the Student Transportation of America claim. Seconded by board vice president Parker.

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

Motion made by board member Harter to conclude the unsuccessful search process for the business services position. Seconded by board vice president Parker.

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

C.5 Acceptance of Donations

Motion made by board member Cordero to accept with the gratitude the listed donations. Seconded by board member Harter.

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

C.6 Introductions, Proclamations, Presentations or Recognitions

Alejandra Gutierrez, Santa Barbara High School career center technician, introduced students of the Don Rider's Club. Students spoke on how their participation in the club has changed their lives.

Superintendent Sarvis introduced Nancy Weiss as the new food services director.

C.7 Superintendent's Report

- January 31, 2009 community stakeholders meeting, hosted by the city of Santa Barbara, to discuss youth violence prevention
- *Board Brief* of February 1, 2008
- The district did not qualify for the School Community Violence Prevention Grant
- Santa Barbara High School (SBHS) student, Tony Johnson, won the Santa Barbara International Film Festival's (SBIFF) high school 10-10-10 student film maker competition
- SBHS student, Michael Bagdasarian, won the SBIFF 10-10-10 student scriptwriting category
- Dos Pueblos High School's (DPHS) new tile wall
- DPHS' second place showing in the Science Bowl at Cal State Bakersfield
- Diversity Awareness Week
- SBHS's Volunteer Income Tax Assistance Program
- Harding Elementary School's Looking Good Santa Barbara Outstanding School Environment Program Award
- Coming school events
- Paul Turnbull, assistant superintendent of secondary education, will be Santa Ynez Unified School District's new superintendent, effective June 16, 2008

C.8 Student Report

- Santa Barbara High School's Jackie Zupsic and Brian Rowse gave the student report.

C.9 Public Comments

- Suzanne Pico spoke in favor of offering quality child care to Santa Barbara School District teachers and requested the board's authorization to distribute a survey to teachers to see if there is a need for it.
- Kathy Christman spoke in favor of offering quality child care to Santa Barbara School District teachers and requested the board's authorization to distribute a survey to teachers to see if there is a need for it.
- Monica Spear offered a collection of *Letters from the Heart* and *More Letters from the Heart* for the school libraries.

CONSENT AGENDA

Board vice president Parker pulled item D.1 for discussion later in the meeting. Board member Noël pulled item D.9 for discussion later in the meeting.

Motion made by board member Harter to approve all items on the consent agenda, with the exception of items D.1 and D.9. Seconded by board member Cordero.

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

D.1 Approval of Minutes – November 13, 2007 and November 15, 2007

Item pulled by board vice president Parker for discussion later in the meeting.

D.2 Approval of Additional Fundraising for 2007-08 for San Marcos High School and Santa Barbara High School

D.3 Approval of Santa Barbara High School Student Field Trips

D.4. Approval of Staff Travel: Out-of-State Travel and/or Expenses in Excess of \$500, dated February 4, 2008

D.5 Approval to Apply to the Hutton Foundation for a \$10,000 Grant to Support Cleveland Elementary School's Art Education

D.6 Adoption of Resolution No. 07/08-20, Approval of Pre-Kindergarten and Family Literacy Program Full Day Contract No. CPKF-7026 between the Santa Barbara School Districts' Child Development Program and the California Department of Education beginning June 1, 2007 through June 30, 2008

D.7 Adoption of Resolution No. 07/08-21, Approval of Pre-Kindergarten and Family Literacy Program Part Day Contract No. CPKP-7092 between the Santa Barbara School Districts' Child Development Program and the California Department of Education beginning June 1, 2007 through June 30, 2008

D.8 Adoption of Resolution No. 07/08-22, Approval of Pre-Kindergarten and Family Literacy Program Support Contract No. CPKS-7104 between the Santa Barbara School Districts' Child Development Program and the California Department of Education beginning June 1, 2007 through June 30, 2008

D.9 Approval of Recommended Personnel Action Items Dated February 12, 2008

Item pulled by board member Noël for discussion later in the meeting.

D.10 Approval of Competency Criteria and Tie Breaker Criteria used for Reduction in Particular Kind of Services and Adoption of Resolution No. 06/07-26

D.11 Approval of Commercial Warrant Register Sheets Dated January 25, 2008 through February 8, 2008

D.12 Approval of Purchase Order Report for the Period January 16, 2008 through February 5, 2008

D.13 Approval to Declare Equipment as Surplus to the Needs of the Districts

D.14 Approval of Change Order No. 10, Franklin Elementary School Library and Classroom Replacement

D.15 Acceptance of Completed Contract, ADA Improvements at La Colina and Goleta Valley Junior High Schools

D.16 Acceptance of Completed Contract, Santa Barbara High School Access to Eddie Mathews Field

D.17 Approval of Change Order No. 6, Santa Barbara High School, Campus Modernization Phase II, Bid Package A

ACTION AGENDA

E.1 Approval of Submission of Grant by the City of Santa Barbara for Las Positas Creek Restoration and Adams Schoolyard Habitat

David Hetyonk, director of facilities and operations, indicated with the board's approval the grant money would be used to fund a project where storm water coming from the Adams Elementary School area would be retained and treated in the golf course next to the school. Adams Elementary School students will be testing the water and creating water gardens. There is no fiscal impact to the district.

Motion made by board vice president Parker to approve the submission of a grant by the city of Santa Barbara for Las Positas Creek restoration and Adams Elementary schoolyard habitat. Seconded by board member Noël.

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

E.2 Adoption of Resolution No. 07/08-24, Resolution Opposing the Governor's Proposed 2008-09 Budget

Motion made by board member Cordero to adopt the resolution "Opposing the Governor's Proposed 2008-09 Budget". Seconded by board member Harter.

Board member Noël indicated he had a number of suggested changes to the language. Board member Harter withdrew her motion. Superintendent Sarvis requested board member Noël provide him with the suggested language changes.

No action was taken. Item was postponed for the next board meeting.

E.3 Board Action on a Request for a Supplemental Hearing: Student Expulsion Case Number 07/08-29

In the case of 07/08-29, a motion was made by board vice president Parker to approve the request for a supplementary hearing. Seconded by board member Harter.

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

E.4 Board Action on Student Expulsion Case Numbers 07/08-32, 07/08-38, and 07/08-18

In the case of 07/08-32, a motion was made by board member Harter to approve the findings and recommendations of the hearing panel through June 2008. Seconded by board member Cordero.

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

In the case of 07/08-18, a motion was made by board member Harter to approve the findings and recommendations of the hearing panel through June 2008. Seconded by board member Noël.

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

In the case of 07/08-38, a motion was made by board member Harter to uphold the findings and recommendations of the hearing panel through June 2008 and include connecting the student to an adult mentor. Seconded by board vice president Parker.

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

CONFERENCE AGENDA

F.1 Framework for Expenditure Reductions in the Current and Subsequent Two Fiscal Years

Eric D. Smith, interim assistant superintendent of business services, presented a general outline of the districts' plan on how to return to a positive certification and meet the state's three percent minimum reserve requirement for the 2008-09 school year. Mr. Smith will provide a targeted list with more specifics at a future board meeting. In the interim, the districts have implemented a spending freeze. He explained that all purchase requisitions and purchase orders placed prior to Monday February 4, 2008, will be reviewed by the accounting department and then processed by the purchasing department. All requisitions received after February 4, 2008, will be forwarded to the districts' interim assistant superintendent for business services for review. Mr. Smith indicated information regarding the spending freeze will be on the districts' web page.

Public Comment:

- Layne Wheeler spoke in favor of the board creating a contingency plan to backfill programs or personnel that may be eliminated due to the spending freeze.

Board member Harter indicated she would not encumber any surplus property to cover one-time expenses. She indicated she would like to see the possibility of creating a better process, where the board could respond immediately after the state adopts the budget and move faster to restore positions.

F.2 Public Hearing on the Santa Barbara Elementary and High School Districts' Updated/Revised Five-Year Deferred Maintenance Plans

Board president Malakoff opened the public hearing on the five-year deferred maintenance plans for the Santa Barbara School Districts.

Mr. Hetynk indicated the purpose of the report was so that the district could notify the state prior to the usual June report date of its intention to pay a portion of the planning personnel's salaries with deferred maintenance monies instead of bond funds. The state will notify the district if the request is approved or not.

Board president Malakoff closed the public hearing.

F.3 Report on the Status of Special Education

Robin Sawaske, assistant superintendent of elementary education, reported on the status of special education. Board member Harter requested a report regarding the discrepancy in the number of special education students with a specific learning disability in the secondary district versus students in the elementary district. She noted it was 74.37 percent higher than the elementary district. Ms. Sawaske reported the special education 2006-07 encroachment to the general fund was \$7,383,901, elementary and secondary combined. Special education transportation encroached in 2006-07 an additional \$277,544, elementary and secondary combined.

Public Comment:

- Layne Wheeler spoke of the shortage of speech and language teachers.

The board adjourned for a break.

Board member Harter requested item F.5 be reviewed before F.4. Board president Malakoff agreed.

F.5 Proposed Santa Barbara School Districts Discipline Guidelines and Dress Code

Michael Gonzalez, director of compliance and categorical programs, and Roxana Stern, San Marcos High School assistant principal, presented the Santa Barbara School Districts' discipline guideline and dress code. Mr. Gonzalez indicated after board approval, the Santa Barbara School Districts' discipline guidelines and dress code would become embedded in all school discipline guides and would be used by all administrators in determining appropriate consequences for discipline and education code violations. Board member Harter said it was important not to combine the junior high school (JHS) and high school

(HS) incidents, and emphasized the importance of communicating clearly to students, parents and staff that JHS and HS incidents would not be combined. Board president Malakoff requested adding random student searches for all second offenses. Board member Cordero disagreed with adding random student searches without advice from Mr. Blanchard, legal advisor to the district. Mr. Gonzalez indicated all of the recommendations in the Santa Barbara School Districts' discipline guidelines and dress code were sent to legal council for their review. Ms. Stern indicated principals support a two-strike process with more interventions after the first strike. Board member Noël stated it was important to have the Council of Alcohol and Drug Abuse present. Mr. Gonzalez will make sure they are in attendance at the next board meeting. Board vice president Parker requested the board policies that tie into the Santa Barbara School Districts' discipline guidelines and dress code be added to the guidelines. Ms. Stern indicated the new proposed guidelines will not allow for use of electronic devices during pass times, lunch break, and before or after school. Board member Harter stated that if the guidelines were approved, she would need assurance there was a commitment from staff to enforce no electronic device use. Board member Cordero did not agree with not allowing the use of electronic devices. Ms. Stern explained how I-pods and cell phones could be disruptive and provided examples. The Santa Barbara School Districts' discipline guideline and dress code will return to a future board meeting for further discussion.

F.4 Report on Automated External Defibrillators

Ms. Sawaske reviewed the board policy and administrative regulation relating to the defibrillators. She indicated the implementation plan is currently being developed by the district nurses and will be presented to the board as soon as it is completed.

Public Comment:

- Layne Wheeler requested district legal opinion regarding liability exposure for employees that might volunteer to use the defibrillators.

F.6 First Reading of Revised Board Policies on Business and Noninstruction Operations, 3000 Series

Postponed to a future board meeting.

Delete old policies:

BP 3000	Business Management Goals
BP 3001	Fiscal Accountability
AR 3001	Fiscal Accountability
BP 3230	Supplementary Financial Aid
AR 3230	Supplementary Financial Aid
BP 3271	Disposal of Surplus Property
BP 3292	Authority for Investment of Funds
BP 3293	Grant Development and Implementation
AR 3293	Grant Development and Implementation
BP 3310	Expenditures and Expending Authority
AR 3310	Purchasing Requisitions/Purchase Orders
BP 3311	Computer Hardware & Software Procurement
AR 3311	Computer Hardware & Software Procurement
BP 3312	Contracts
BP 3314.4	Purchase of Fluid Milk and Associated Dairy Products
BP 3315	Advertising for Bids
AR 3315	Advertising for Bids
BP 3326.2	Revolving Cash Funds
AR 3326.2	Revolving Cash Funds
BP 3326.3	Financing of Secondary School Band Uniforms
BP 3511	Water and Energy Conservation
AR 3511	Water and Energy Conservation
BP 3511.1	Hazard Communication Program
BP 3513.3	Tobacco-Free Schools
AR 3513.3	Tobacco-Free Schools
BP 3514.2	Integrated Pest Management
AR 3514.2	Integrated Pest Management
BP 3515.5	Workplace Violence
BP 3516	Emergencies and Disaster Preparedness Plan
AR 3516	Emergencies and Disaster Preparedness Plan
BP 3517.7	Control of Keys

AR 3517 Procedure Regarding Keys
 AR 3521.1 Priority of Work Requests
 AR 3521.2 Authorization of Work Requests
 BP 3541.26 Providing for a Reduction in the Cost of Bus Transportation for Needy Students within the High School District
 AR 3541.26 Providing for a Reduction in the Cost of Bus Transportation for Needy Students within the High School District
 AR 3542.1 Operation of Cafeterias
 BP 3542.421 Furnishing of Free Meals to Needy Pupils
 AR 3542.421 Furnishing of Free Meals to Needy Pupils
 E 3542.421 Furnishing of Free Meals to Needy Pupils
 BP 3542.5 Competitive School Food/Beverage Sales
 AR 3542.5 Competitive School Food/Beverage Sales
 BP 3550 Food Service/Child Nutrition Program
 AR 3550 Food Service/Child Nutrition Program
 BP 3553 Free and Reduced Price Meals
 AR 3553 Free and Reduced Price Meals
 BP 3554 Other Food Sales
 AR 3554 Other Food Sales
 BP 3581.1 Property Control
 AR 3581.1 Property Control and Elementary Standard Equipment Allowances
 AR 3581.2 Property Accounting and Control: Licensing, Registering and Record Keeping of District Vehicles
 BP 3581.4 Personal Use of District Equipment, Supplies, Materials and Facilities
 AR 3581.4 Personal Use of District Equipment, Supplies, Materials and Facilities
 BP 3585 Reimbursement for Loss, Destruction or Damage of Personal Property
 AR 3585 Reimbursement for Loss, Destruction or Damage of Personal Property
 BP 3586 Smoking at Districts' Facilities
 AR 3586 Smoking at Districts' Facilities

Replace with New or Revised Policies:

BP 3000 Concepts and Roles
 BP 3001 Fiscal Accountability
 AR 3001 Fiscal Accountability
 E 3001 Fiscal Accountability
 BP 3100 Budget
 AR 3100 Budget
 AR 3110 Transfer of Funds
 BP 3111 Deferred Maintenance Funds
 BP 3220.1 Lottery Funds
 BP 3260 Fees and Charges
 AR 3260 Fees and Charges
 BP 3270 Sale and Disposal of Books, Equipment and Supplies
 AR 3270 Sale and Disposal of Books, Equipment and Supplies
 BP 3280 Sale, Lease, Rental of District-Owned Real Property
 AR 3280 Sale, Lease, Rental of District-Owned Real Property
 BP 3290 Gifts, Grants and Bequests
 BP 3300 Expenditures/Expending Authority
 BP 3311 Bids
 AR 3311 Bids
 BP 3312 Contracts
 BP 3312.2 Educational Travel Program Contracts
 AR 3312.2 Educational Travel Program Contracts
 BP 3314 Payment for Goods and Services
 AR 3314 Payment for Goods and Services
 BP 3314.2 Revolving Funds
 BP 3320 Claims and Actions Against the District
 AR 3320 Claims and Actions Against the District
 E 3320 Claims and Actions Against the District
 BP 3350 Travel Expenses
 BP 3360 Classroom Expenses
 BP 3400 Management of District Assets/Accounts
 AR 3400 Management of District Assets/Accounts
 BP 3430 Investing
 AR 3440 Inventories
 AR 3451 Petty Cash Funds
 BP 3452 Student Activity Funds
 BP 3460 Financial Report and Accountability
 AR 3460 Financial Reports and Accountability
 BP 3511 Energy and Water Conservation
 AR 3511 Energy and Water Conservation
 BP 3511.1 Integrated West Management
 AR 3511.1 Integrated West Management

AR 3512	Equipment
E 3512	Equipment
BP 3513.3	Tobacco-Free Schools
AR 3513.3	Tobacco-Free Schools
BP 3514	Environmental Safety
AR 3514	Environmental Safety
BP 3514.1	Hazardous Substances
AR 3514.1	Hazardous Substances
AR 3514.2,	Integrated Pest Management
BP 3515	Campus Security
BP 3515.2	Disruptions
AR 3515.2	Disruptions
BP 3515.4	Recovery for Property Loss or Damage
AR 3515.4	Recovery for Property Loss or Damage
BP 3515.5	Sex Offender Notification
AR 3515.5	Sex Offender Notification
AR 3515.6	Criminal Background Checks for Contractors
BP 3516	Emergencies and Disaster Preparedness Plan
AR 3516	Emergencies and Disaster Preparedness Plan
AR 3516.1	Fire Drills and Fires
AR 3516.2	Bomb Threats
AR 3516.3	Earthquake Emergency Procedure System
BP 3516.5	Emergency Schedules
BP 3517	Facilities Inspection
BP 3530	Risk Management/Insurance
AR 3530	Risk Management/Insurance
BP 3531	Reimbursement for Theft, Intentional Destruction or Damage to Personal Property
AR 3531	Reimbursement for Theft, Intentional Destruction or Damage to Personal Property
BP 3540	Transportation
AR 3540	Transportation
AR 3541	Transportation Routes and Services
AR 3541.1	Transportation for School-Related Trips
E 3541.1	Transportation for School-Related Trips
BP 3541.2	Transportation for Students with Disabilities
AR 3541.2	Transportation for Students with Disabilities
AR 3542	School Bus Drivers
BP 3550	Nutrition Service/Child Nutrition Program
BP 3551	Nutrition Service Operations/Cafeteria Fund
AR 3551	Nutrition Service Operations/Cafeteria Fund
BP 3553	Free and Reduced Price Meals
AR 3553	Free and Reduced Price Meals
BP 3554	Other Food Sales
AR 3554	Other Food Sales
BP 3580	District Records
AR 3580	District Records
BP 3600	Consultants

G. Return to Consent Items Designated for Discussion

D.1 Approval of Minutes – November 13, 2007 and November 15, 2007

Board vice president Parker indicated the November 15, 2007, board minutes listed board member Noël as absent when in fact he was present. He left during the last quarter of the meeting. Superintendent Sarvis will make the change.

Motion made by board member Harter to approve the November 13, 2007, and November 15, 2007, board minutes. Seconded by board member Cordero.

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

D.9 Approval of Recommended Personnel Action Items Dated February 12, 2008

Board member Noël indicated his question was previously answered.

Motion made by board member Harter to approve the personnel action items dated February 12, 2008. Seconded by board member Cordero.

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

H. Coming Events

Coming events were covered previously.

I.1 Board Correspondence

None.

I.2 Board Comments

None.

J. Future Agenda Items

- February 19, 2008, 5:00 p.m. board meeting, closed session only.

K. Adjournment

There being no further business, the meeting was adjourned at 10:45 p.m.

Attest:

Laura Malakoff, President
Board of Education

Adopted by the Santa Barbara School Districts Board of Education
On April 22, 2008

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