

Santa Barbara School Districts

Board of Education Meeting Minutes

Regular Meeting – Tuesday, March 11, 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
Robert Noël, Member

Board Members Absent

Nancy Harter, Member

REGULAR SESSION

A.1 Call to Order

Board president Malakoff called the meeting to order at 6:15 p.m.

A.2 Public Comments (related to closed session)

None

CLOSED SESSION

The board adjourned to closed session.

B.1 Student Discipline (Education Code § 48918)

Supplemental hearing for expulsion case number 07/08-35

B.2 Student Discipline (Education Code § 48918)

Expulsion case numbers: 07/08-30 and 07/08-17

REGULAR SESSION

The board returned to regular session at 7:10 p.m.

C.1 Pledge of Allegiance

Board president Malakoff led the pledge.

C.2 Spanish Translation

Noemi Vasquez 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 indicated there was nothing to report from closed session.

C.5 Acceptance of Donations

Motion made by board vice president Parker to accept with gratitude the listed donations. Seconded by board member Noël.

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

C.6 Introductions, Proclamations, Presentations or Recognitions

Esteban Ortiz, president of the District English Language Advisory Committee (DELAC), presented the annual DELAC report as required by state law. Board member Cordero requested Michael Gonzalez, director of compliance and categorical programs, forward her an attendance list of schools participating in DELAC meetings and a list of parent complaints presented at DELAC meetings.

Cleveland Elementary School sixth-grade students presented a Maya Angelou poem on diversity.

C.7 Superintendent's Report

- California High School Exit Exam administered to tenth graders
- Physical fitness testing for fifth graders
- STAR testing
- Santa Barbara County Education Office Spelling Bee winners
- Dos Pueblos High School won the regional for Inspiration and Recognition of Science and Technology Robotics Competition
- Santa Barbara Junior High School and San Marcos High School celebrating their seventy-fifth and fiftieth birthdays, respectively
- Santa Barbara High School students participated in the Santa Barbara Fire Department's Teen Community Emergency Response Team certification course
- *Board Brief* of February 29, 2008
- Brian Tanguay's participation in the *Working Together to Protect Public Education* forum
- Coming school events

C.8 Student Report

- San Marcos High School student Leanna Azoury gave the student report.

C.9 Public Comments

- Raymond Macy spoke in favor of the theater arts program.
- Andrew Adams spoke in favor of the theater arts program.
- Georgia Macy spoke in favor of the theater arts program.
- David Holmes spoke in favor of the theater arts program.
- Denice Adams spoke in favor of the theater arts program.

CONSENT AGENDA

Board member Noël pulled item D.12 for discussion later in the meeting and proposed that E.4, E.5 and D.12 be considered together as they are all related to cuts. He requested that in the future, items having to do with cuts not be in the consent part of the board agenda.

Motion made by board member Cordero to approve all items on the consent agenda, with the exception of item D.12. Seconded by board vice president Parker.

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

D.1 Approval of Minutes – December 4, 2007; December 11, 2007; January 8, 2008; January 15, 2008; January 22, 2008; and January 29, 2008.

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

D.3 Approval of Student Field Trips for Dos Pueblos High School and San Marcos High School

D.4. Approval of Staff Travel: Out-of-State Travel and/or Expenses in Excess of \$500, dated March 3, 2008

D.5 Approval of Revision to Site Discretionary Block Grant Plan for Harding Elementary School

D.6 Approval to Apply for the Community-Based English Tutoring Program Funds for the 2008-09 School Year

D.7 Approval of Independent Service Agreement with Lindamood-Bell Learning Processes for a Special Education Student (Stu-CU) to Continue Services as per Individualized Education Program (IEP)

D.8. Approval of Independent Contract Agreement with Holdsambeck and Associates, Inc. (No. 2007/2008-113) to Provide Behavior Assessment and Recommendations for a Special Education Student per Individualized Education Program

D.9 Approval of Independent Service Agreement with Lindamood-Bell Learning Processes for a Special Education Student (Stu-LU) as per Joint Stipulated Resolution and Order OAH N20051230

D.10 Approval of Memorandum of Understanding of Cal-Pass

D.11 Approval of Recommended Personnel Action Items Dated March 11, 2008

D.12 Approval to Send Notice of Release to Temporary Teachers Effective End of 2007-08 School Year

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

D.13 Approval of Commercial Warrant Register Sheets Dated February 25, 2008 through March 6, 2008

D.14 Approval of Purchase Order Report for the Period February 20, 2008 through March 4, 2008

D.15 Approval to Declare Equipment as Surplus to the Needs of the Districts

D.16 Approval of Herbicide Use at Dos Pueblos High School, Fusilade II

D.17 Approval of Proposal from Flowers & Associates for Engineering Services for Pavement Rehabilitation at Adams Elementary School

D.18 Acceptance of Completed Contract, Gas Line Replacement at Adams Elementary School

D.19 Approval of Change of Funding Source and Acceptance of Completed Contract, Play Area Renovations at Harding Elementary School

D.20 Approval of Proposal from Flowers & Associates for Engineering Services for Pavement Rehabilitation at Peabody Charter School

D.21 Approval of Change Order No. 5, Pavement Rehabilitation at La Colina Junior High School

D.22 Approval of Proposal for Engineering Services from Ehlen Spiess & Haight, Inc. for Dos Pueblos High School Column Weld Repairs

D. 23 Approval of Award of Contract to Nye & Nelson, Inc. for ADA Phase II, Bid Package B at Dos Pueblos High School

D.24 Termination of Contract with Cannon Associates for Construction Consultant Services

D.25 Approval of Change Order No. 2, Access Gate at Roosevelt Elementary School

ACTION AGENDA

E.1 Negative Certification of the Second Interim Financial Report

Eric D. Smith, deputy superintendent, presented the second interim financial report, which covered financial transactions from July 1, 2007 through January 31, 2008. The Santa Barbara School Districts will not meet the state required three percent reserve. Mr. Smith explained the ramifications of a negative certification would be that the districts' rating would be hurt if for example, the districts were to issue some type of debt, such as a series of general obligation bonds, and the Santa Barbara County Education Office could exercise more control over the districts.

Public Comments:

- David Holmes spoke in opposition to eliminating performing arts teacher positions.
- Frank Anderson spoke in favor of deferring any more building expenses in order to keep teachers employed.

Board member Noël requested further information regarding the unmet criterion standards in the second interim report. Mr. Smith will provide further information through a *Board Brief*.

Motion made by board vice president Parker to approve the negative certification of the second interim report. Seconded by board member Cordero.

Motion passed. Vote: 3-0-1-1/ Ayes: 3 (Cordero, Malakoff, Parker) / Noes: 0 / Abstain: 1 (Noël) / Absent: 1 (Harter)

Board member Noel indicated he abstained because he needed a better understanding of the criterion standards.

E.2 Approval of the Santa Barbara School Districts' Independent Audit Report for the Period Ended June 30, 2007

The auditing agency's representative was unable to attend. Item was postponed to a future board meeting.

E.3 Approval of Godbe Research to Perform a Community Opinion Survey Regarding Viability of a Proposed Parcel Tax

The committee recommended the approval of Godbe Research to conduct a parcel tax survey. Brian Godbe, Godbe Research president, presented information to the board on his company's experience with parcel tax surveys.

Public Comments:

- Layne Wheeler spoke in favor of a parcel tax.
- Lanny Ebenstein spoke in favor of approving the proposal from Godbe Research.
- Frank Anderson spoke in favor of a parcel tax survey and requested the board assess the impact of adding the parcel tax to an August ballot rather than a November ballot.

Board member Noël indicated he was concerned about the spending freeze and was reluctant to approve the expenditure before seeing the list of budget cuts.

Motion made by board member Cordero to approve Godbe Research to perform a community opinion survey regarding the viability of a parcel tax, and have the survey not state how the parcel tax might be distributed, and approve the larger number of interviews. Seconded by board vice president Parker
Motion passed. Vote: 3-1-1/ Ayes: 3 (Cordero, Malakoff, Parker) / Noes: 1 (Noël) / Absent: 1 (Harter)

E.4 Approval to Notice Probationary Teachers Effective End of 2007-08 School Year

Board member Noël requested item E.4, E.5 and D.12 be considered together.

E.5 Approval of Reduction in Particular Kinds of Services and Adoption of Resolution No. 07/08-28

Kris Robertson, director of personnel, reviewed the process that was followed in order to arrive to the recommended list of reductions of particular kinds of services. She indicated the adoption of the resolution was an annual process.

Public Comments:

- David Holmes spoke in opposition to adopting resolution number 07/08-28
- Layne Wheeler encouraged the board to make budget cuts as far away from the classrooms as possible

In regard to noticing probationary teachers, as listed under item E.4, Ms. Robertson, indicated the notices needed to go out by law and could later be rescinded.

Motion made by board vice president Parker to approve the reduction in particular kinds of services and adopt resolution number 07/08-28, and to approve the notice to probationary teachers effective the end of the 2007-08 school year. Seconded by board member Cordero.

Motion passed. Vote: 3-1-1/ Ayes: 3 (Cordero, Malakoff, Parker) / Noes: 1 (Noël) / Absent: 1 (Harter)

D.12 Approval to Send Notice of Release to Temporary Teachers Effective End of 2007-08 School Year

Motion made by board vice president Parker to approve sending notices of release to temporary teachers. Seconded by board member Cordero.

Motion passed. Vote: 3-1-1/ Ayes: 3 (Cordero, Malakoff, Parker) / Noes: 1 (Noël) / Absent: 1 (Harter)

Board president Malakoff announced it was past 10:30 p.m. and the board meeting would continue.

E.6 Approval of Paid Meal Price Increase for 2008-09 School Year

Nancy Weiss, director of nutrition services, indicated the increase in the price of meals would bring in approximately an \$31,000 in revenue.

Motion made by board vice president Parker to approve the paid meal price increase and to revisit an increase in the adult meal price for next year. Seconded by board member Cordero.

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

E.7 Approval of Safe School Plans

Mr. Gonzalez presented the Safe School Plans for elementary, junior high, and high schools for the board's approval. Memoranda of Understanding between the district and the charter schools require the presentation of Safe School Plans, even though the law does not require them, therefore, plans for charter schools were also presented. Board vice president Parker indicated there was no communication plan in the Safe School Plans and asked who is responsible for calling the administration offices in case of an emergency. She also noted some confusion between drop and lock, shelter in place, and red code lock down in the elementary plans. Mr. Gonzalez indicated the districts have worked with all major emergency response agencies in the city and to date there is no central communication plan. The districts have made it clear to the city that there is a need for central communication. Mr. Gonzalez stated call-out systems at all schools are necessary. Board member Cordero requested a comprehensive list of priorities of safety needs at school sites. She suggested tabling the use of parcel tax for the purchase of safety needs for a future meeting and suggested including it in the survey list for a possible parcel tax. She agreed there was a need for a communication plan, especially for the non-English speaking community. Board member Cordero indicated she would like to see a discussion of prevention programs in the plans, and not so much emphasis on board policies. Mr. Gonzalez stated the reference to board policies was a requirement.

Motion made by board vice president Parker to approve the Safe School Plans. Seconded by board member Cordero.

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

E. 8 Board Action on Student Expulsion Case Number 07/08-35 Based Upon Supplemental Hearing in Closed Session

In the case of 07/08-35, a motion was made by board member Cordero to uphold the findings and recommendations of the hearing panel. Seconded by board vice president Parker.
Motion passed. Vote: 4-0-1/ Ayes: 4 (Cordero, Malakoff, Noël, Parker) / Noes: 0 / Absent: 1 (Harter)

E.9 Board Action on Student Expulsion Case Numbers 07/08-30 and 07/08-17

In the case of 07/08-30, a motion was made by board member Cordero to uphold the findings and recommendations of the hearing panel. Seconded by board vice president Parker.
Motion passed. Vote: 4-0-1/ Ayes: 4 (Cordero, Malakoff, Noël, Parker) / Noes: 0 / Absent: 1 (Harter)

In the case of 07/08-17, a motion was made by board member Cordero to uphold the findings and recommendations of the hearing panel. Seconded by board vice president Parker.
Motion passed. Vote: 3-0-1-1/ Ayes: 3 (Cordero, Malakoff, Parker) / Noes: 0 / Abstain: 1 (Noël) / Absent: 1 (Harter)

F. Return to Consent Items Designated for Discussion

Item D.12 was covered after item E.5.

G. Coming Events

Coming events were covered previously.

H. Board Comments and Correspondence

None.

I. Future Agenda Items

- Audit committee

J. Adjournment

There being no further business, the meeting was adjourned at 11:25 p.m.

Attest:

Laura Malakoff, President
Board of Education

Adopted by the Santa Barbara School Districts Board of Education
on June 24, 2008

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