

Santa Barbara School Districts

Board of Education Meeting Minutes

Regular Meeting Tuesday, May 12, 2009

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

Board Members In Attendance

H. Edward Heron, *Vice President*
Robert Noël, *Member*

Annette Cordero, *Member*
Susan Deacon, *Member*

Board Members Absent

Kate Parker, *President*

REGULAR SESSION

A.1 Call to Order

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

A.2 Public Comments (related to closed session)

None

CLOSED SESSION

The board adjourned to closed session at 6:05 p.m.

B.1 Student Discipline (Education Code §48918)

Expulsion case numbers: 08/09-57 and 08/09-59

B.2 Approval/Denial of Applications for Interdistrict Transfers

Santa Barbara Elementary School District (Education Code §§ 46600-46611)

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.

Number of IDT Appeals: 9

B.3 Conference with Legal Counsel – Existing Litigation (Government Code § 54956.9(a))

Case Name Unspecified: Student confidentiality protected under Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232(g)); 34 CFR Part 99.

Case or File No. N2008100746

B.4 California High School Exit Examination (CAHSEE) Waiver for Graduation for Students with Disabilities (Education Code §56101, 60851)

The board of education reviewed and considered a list of students who qualify for the California High School Exit Exam Waiver, and approved each request as appropriate. 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.

REGULAR SESSION

The board returned to regular session at 7:00 p.m.

C.1 Pledge of Allegiance

Board vice president Heron led the pledge.

- **Spanish Translation**

Vivian Rodriguez was present to provide Spanish translation.

- **Headsets for Hearing Impaired**

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

Introductions, Proclamations, Presentations or Recognitions

Student and cast members from San Marcos High School's play "Man of La Mancha" spoke about the success of their play.

Superintendent's Report

- Jesusita Fire
- FCMAT Letter
- *Board Brief*
- Employee Appreciation Day
- Upcoming events

Student Report – La Cuesta Continuation High School

- Maria Garcia and Lupita Valdez

C.2 Announcement of Closed Session Action

In the matter of B.2 "Approval/Denial of Applications for Interdistrict Transfers - Santa Barbara Elementary School District," motion was made by board member Noël to grant appeals in three cases and to deny six appeals for transfer. Seconded by board member Deacon.

Motion passed. Vote: 4-0-1 / Ayes: 4 (Deacon, Cordero, Heron, Noël) / Absent: 1 (Parker)

In the matter of B.4 "California High School Exit Examination (CAHSEE) Waiver for Graduation for Students with Disabilities," motion made by board member Cordero to approve the waivers as presented. Seconded by board member Deacon.

Motion passed. Vote: 4-0-1 / Ayes: 4 (Deacon, Cordero, Heron, Noël) / Absent: 1 (Parker)

C.3 General Public Comment

- Maureen O'Hagan spoke about Associated Student Body bookkeeper fees
- Kelly Rosemond spoke about Associated Student Body bookkeeper fees
- Arumi Salmoron-Bello spoke about Associated Student Body bookkeeper fees
- Elly Iverson spoke about Associated Student Body bookkeeper fees
- Camille Phillips spoke about Associated Student Body bookkeeper fees
- Kate Smith spoke about Propositions 1A and 1B
- Brian Joseph spoke about Associated Student Body bookkeeper fees

C.4 Acceptance of Donations

Motion was made by board member Cordero to approve with appreciation the listed donations. Seconded by board member Deacon.

Motion passed. Vote: 4-0

CONSENT AGENDA

Item D.13 was removed from the agenda and will return to a future board meeting. Board member Cordero moved to pull items D.5 and D.6 for consideration later in the meeting. Board member Noël moved to pull items D.4 and D.10 for consideration later in the meeting. Board member Cordero moved to approve the balance of the consent agenda. Seconded by board member Noël.

Motion passed. Vote: 4-0

D.1 Approval of Additional Fundraising for 2008-09 for Dos Pueblos High School, Santa Barbara High School, and Santa Barbara Junior High School

D.2 Approval of Staff Travel: Out-of-State Travel and/or Expenses in Excess of \$500, Dated May 5, 2009

D.3 Adoption of Resolution No. 08/09-37, Approval to Relinquish the Extended Day Care (Latchkey) Contract Between the Santa Barbara School Districts' Child Development Program and the California Department of Education at the End of the 2008-09 Fiscal School Year

D.4 Approval of Recommended Personnel Action Items Dated May 12, 2009

Motion made by board member Cordero to approve the recommended personnel action items dated May 12, 2009. Seconded by board member Deacon.

Motion passed. Vote: 3-0-1 / Ayes: 3 (Heron, Deacon, Cordero) / Absent: 1 (Noël)

D.5 Approval of Resolution 08/09-42 to Adopt Administrative Law Judge Decision on Certificated Layoffs

Motion made by board member Deacon to adopt administrative law judge decision on certificated layoffs. Seconded by board vice president Heron. Board member Cordero recused herself from the vote.

Motion passed. Vote: 2-1-1 / Ayes: 2 (Heron, Deacon) / Recusal: 1 (Cordero) / Absent: 1 (Noël)

D.6 Approval of Increase in Salary Range of Internal Auditor Position

Motion made by board member Deacon to approve the increase in the salary range for the internal auditor position. Seconded by board member Cordero.

Motion passed. Vote: 3-0 / Ayes: 3 (Heron, Deacon, Cordero) / Absent: 1 (Noël)

D.7 Approval of Paid Commercial Warrant Register Dated April 24, 2009 through April 30, 2009

D.8 Approval of Purchase Order Report for the Period April 22, 2009 through May 5, 2009

D.9 Approval of Award of Custodial Bid P0809-01 to Unisource Maintenance Supply and e-Poly Star

D.10 Approval of the 2009-10 Community-Based English Tutoring Program Application for the Santa Barbara High School District

Motion made by board member Cordero to approve the 2009-10 community-based tutoring program application for the Santa Barbara High School district. Seconded by board member Deacon.

Motion passed. Vote: 3-0-1 / Ayes: 3 (Heron, Deacon, Cordero) / Absent: 1 (Noël)

D.11 Denial of Bid Protest by Smith Electric Service and Approval of Contract Award to Dahl Air Conditioning, Inc. for Child Development Heating, Ventilating, and Air Conditioning (HVAC) Replacement at Peabody Charter School

D.12 Acceptance of Completed Contract, Santa Barbara Charter School Playground Site Improvements

D.13 Approval of Contract Award to Lack Construction for Portable Classroom Relocation at Washington Elementary School

ACTION AGENDA

E.1 Action on Military Uniforms at High School Graduation

Robin Sawaske, associate superintendent, spoke about current board policy regarding garments worn at graduation ceremonies.

Dr. Sarvis, superintendent, read aloud a letter from board president Parker who was absent from the proceeding.

Motion made by board member Deacon to accept the proposed changes to the current board policy number 5127 to bring into alignment with the pending Assembly Bill 1463. Seconded by board member Cordero. Motion passed. Vote: 4-0

E.2 Approval of La Cuesta Facilities Plan Follow-up Report

Robin Sawaske, associate superintendent, spoke about La Cuesta Continuation High School Facilities Plan.

Board member Cordero moved to approve the proposal for the 2009-10 La Cuesta Continuation High School Facilities Plan, with the exception of the bridge component. Seconded by board member Deacon.

Motion passed. Vote: 4-0

E.3 Appointment of Community Members to Fill Vacant Positions on the Measure V Bond Oversight Committee

David Hetyonk, director of facilities and operations, spoke about two possible candidates to fill vacant position on the Measure V Bond Oversight Committee.

Motion made by board member Noël to appoint Nancy Harter to fill the vacant position on the Measure V Bond Oversight Committee. Seconded by board member Deacon.

Motion passed. Vote: 4-0

E.4 Approval of a Measure H2008 Parcel Tax Citizens' Oversight Committee Applicant

David Hetyonk, director of facilities and operations, spoke about possible applicants to the Measure H 2008 Parcel Tax Oversight Committee.

Motion made by board by board member Cordero to appoint Jean Reiche to serve on the Measure H 2008 Parcel Tax Citizen's Oversight Committee. Seconded by board vice president Heron.

Motion passed. Vote: 3-1 / Ayes: 3 (Heron, Deacon, Cordero) / Noes: 1 (Noël)

The board adjourned for a break

Board member Noël left the proceeding.

E.5 Approval of Resolution No. 08/09-41 Recognizing Santa Barbara School Districts' Day of the Teacher

Dr. Kristine Robertson, director of personnel, spoke about resolution number 08/09-41 recognizing Santa Barbara School Districts' *Day of the Teacher*.

Board member Cordero moved to approve resolution number 08/09-41 recognizing Santa Barbara School Districts' *Day of the Teacher*. Seconded by board member Deacon.

Motion passed. Vote: 3-0-1 / Ayes: 3 (Heron, Deacon, Cordero) / Absent: 1 (Noël)

Public Comment

- Layne Wheeler

E.6 Approval of Resolution No. 08/09-39 Recognizing Santa Barbara School Districts' Classified School Employee Week

Dr. Kristine Robertson, director of personnel, spoke about resolution number 08/09-39 that recognizes Santa Barbara School Districts' classified school employee week.

Public Comment

- Angela Padilla
- Layne Wheeler

Board member Cordero moved to approve resolution number 08/09-39 that recognizes Santa Barbara School Districts classified school employee week. Seconded by board member Deacon.

Motion passed. Vote: 3-0-1 / Ayes: 3 (Heron, Deacon, Cordero) / Absent: 1 (Noël)

E.7 Board Action on Student Expulsion Case Number: 08/09-57 and 08/09-59

In case number 08/09-57, motion made by board member Deacon to approve the recommendation of the administrative hearing panel of a stipulated one school year expulsion. Seconded by board vice president Heron.

Motion passed. Vote: 2-1-1 / Ayes: 2 (Heron, Deacon) / Noes: 1 (Cordero) / Absent: 1 (Noël)

In case number 08/09-59, motion made by board member Deacon moved to approve the recommendation of the administrative hearing panel of a stipulated one school year suspended expulsion. Seconded by board vice president Heron.

Motion passed. Vote: 2-1-1 / Ayes: 2 (Heron, Deacon) / Noes: 1 (Cordero) / Absent: 1 (Noël)

CONFERENCE AGENDA

F.1 Annual Report on English Learner Students (2008-09)

Davis Hayden, Ph.D., director of research, evaluation, and technology, spoke about the annual report on English learner students.

Public Comment

- Layne Wheeler

F.2 Report on Vandalism Costs

David Hetyonk, director of facilities and operations, spoke about vandalism costs in the districts.

G. Return to Consent Items Designated for Discussion

Items D.4, D.5, D.6, D.10

H. Coming Events

The Superintendent announced a number of upcoming school events during the *Superintendent's Report* delivered earlier in the meeting.

Board vice president offered his compliments to the districts on the handling of the emergency situation regarding the Jesusita Fire.

I. Board Comments and Correspondence

I. Future Agenda Items

Santa Barbara School Districts has a list of upcoming agenda items published regularly in the *Board Brief*.

J. Adjournment

There being no further business, the meeting was adjourned at 10:07 p.m.

Attest:

H. Edward Heron, Vice President
Board of Education

Adopted by the Santa Barbara School Districts Board of Education

On: June 9, 2009

mh