

# Santa Barbara School Districts

## Board of Education Meeting Minutes

Regular Meeting Tuesday, August 11, 2009

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

### Board Members In Attendance

Kate Parker, *President*

H. Edward Heron, *Vice President*

Susan Deacon, *Member*

Annette Cordero, *Member*

Robert Noël, *Member*

### REGULAR SESSION

#### A.1 Call to Order

Board president Parker called the meeting to order at 5:05 p.m.

#### A.2 Public Comments (related to closed session)

- Kate Smith

#### A.3 Appointment of Labor Negotiator for Management and Confidential Employees

Motion made by board president Parker to appoint Superintendent J. Brian Sarvis as labor negotiator.

Seconded by board vice president Heron.

Motion passed. Vote: 3-2 / Ayes: 3 (Heron, Parker, Deacon) / Absent: 2 (Cordero, Noel)

### CLOSED SESSION

The board adjourned to closed session at 5:15 p.m.

#### B.1 Student Discipline (Education Code §48918)

Expulsion case numbers: 09/10-01

#### B.2 Liability Claim (Education Code §54956.95)

Claimant: Jane Faulkner

Agency Claimed Against: Santa Barbara School Districts

#### B.3 Public Employee Discipline/Dismissal/Release (Government Code §54957)

#### B.4 Conference with Labor Negotiator (Government Code §54957.6)

Agency designated representative: Kristine Robertson, Ed.D., Director of Personnel

Employee organization: Santa Barbara Teachers Association

#### B.5 Conference with Labor Negotiator (Government Code §54957.6)

Agency designated representative appointed per item A.3: J. Brian Sarvis, Ed.D., Superintendent

Employees: Management and Confidential

#### B.6 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 7:08 p.m.

### **C.1 Pledge of Allegiance**

Board president Parker led the pledge.

- **Spanish Translation**

Vivian Rodriguez was present to provide Spanish translation.

- **Headsets for Hearing Impaired**

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

- **Introductions, Proclamations, Presentations or Recognitions**

Gabriela Rodriguez, program coordinator for Future Leaders of America, share information on their programs for youth in our area.

### **Superintendent's Report**

- Year-round schools; Santa Barbara Community Academy and Cleveland Elementary School are in session.
- STAR test results
- Professional development trainings
- Standards Aligned Instructional Leadership
- Math trainings
- Special education retreat
- Dr. Anthony Muahmmad
- Phil Levien
- Rebekah Sillars
- Pete Relis
- Dean Jensen
- *Board Brief*

### **C.2 Announcement of Closed Session Action**

In the matter of B.2, "Liability Claim," motion made by board vice president Heron to reject the claim based on insurance policy company recommendation. Seconded by board member Cordero.

Motion passed. Vote: 3-1-1 / Ayes: 3 (Parker, Heron, Cordero) / Absent" 1 (Noel) / Recusal: 1 (Deacon)

In the matter of B.6, "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: 4-1 / Ayes: 4 (Parker, Heron, Cordero, Deacon) / Absent: 1 (Noel)

### **C.3 General Public Comments**

- Joan Esposito spoke about an elementary school principal
- Karolyn Renard spoke about public comments
- Carmen Esquivel spoke about Spanish speaking audience
- Layne Wheeler spoke about the passing of two teachers; Dean Jensen and Pete Relis

### **C.4 Acceptance of Donations**

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

Motion passed. Vote: 5-0

### **CONSENT AGENDA**

Motion made by board member Noël to pull items D.9, and D.10. Associate Superintendent Robin Sawaske pulled D. 6 from consideration at this meeting. Board member Cordero moved to approve the balance of the consent agenda. Seconded by board member Deacon.

Motion passed. Vote: 5-0

### **D.1 Approval of Minutes of June 16, 2009; June 30, 2009; July 14, 2009; July 17, 2009**

**D.2 Approval of Additional Fundraising for 2009-10 for Goleta Valley Junior High School and Santa Barbara High School**

**D.3 Approval of Memorandum of Understanding Between the Santa Barbara School Districts and the Office of Academic Preparation at the University of California, Santa Barbara for Data Sharing**

**D.4 Approval of Memorandum of Understanding Between the Santa Barbara Secondary School District and the University of California, Santa Barbara Office of the President on Transcript Evaluation Services**

**D.5 Approval of Amended Contract with the California Department of Rehabilitation (2009/10 Contract #26631-Amendment #4)**

**D.6 Approval of Agreement Between the City of Santa Barbara, City of Goleta, Santa Barbara School Districts, and Police Activities League Regarding the Conduct of the Junior High Afterschool Sports Program for the 2009-10 School Year** This item was pulled and not considered at this meeting.

**D.7 Approval of an Independent Contractor Agreement (2009/2010-301) to Conduct an Adapted Physical Education Assessment for a Special Education Student**

**D.8 Acceptance of Williams Settlement Visits Report of Franklin, Harding, and McKinley Elementary Schools for the Period of April-June 2009**

**D.9 Approval of Recommended Personnel Action Items Dated July 9, 2009**

Motion made by board member Cordero to approve the recommended Personnel Action Items dated July 9, 2009. Seconded by board vice president Heron.

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

**D.10 Acceptance of the Recommended Lay-offs for California School Age Families Education (CalSAFE) Funded Positions for the 2009-10 School Year**

Motion made by board member Cordero to accept the recommended lay-offs for California school age families education (CalSAFE) funded positions for the 2009-10 school year. Seconded by board member Deacon.

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

**D.11 Approval of Purchase Order Report for the Period July 8, 2009 through August 4, 2009**

**D.12 Approval of Paid Commercial Warrant Register Dated July 6, 2009 through August 5, 2009**

**D.13 Approval of Resolution No. 2009/10-04 Approving the Tax Roll for the Santa Barbara Elementary District for the Measure I2008 Education Parcel Tax for the 2009-10 School Year**

**D.14 Approval of Resolution No. 2009/10-05 Approving the Tax Roll for the Santa Barbara Secondary District for the Measure H2008 Education Parcel Tax for the 2009-10 School Year**

**D.15 Approval of Change Order No. 10, Santa Barbara High School, Main Building Waterproofing**

**D.16 Approval of Change Order No. 11, Santa Barbara High School, Main Building Waterproofing**

**D.17 Approval of Change Order No. 12, Santa Barbara High School, Main Building Waterproofing**

**D.18 Approval of Change Order No. 3, Part 2, Campus Modernization Phase 1 Bid Package B and Americans with Disabilities Act Improvements at San Marcos High School**

**D.19 Approval of Change Order No. 4, Part 1, Campus Modernization Phase 1 Bid Package B and Americans with Disabilities Act Improvements at San Marcos High School**

**D.20 Approval of Change Order No. 5, Part 1, Campus Modernization Phase 1 Bid Package B and Americans with Disabilities Act Improvements at San Marcos High School**

## **D.21 Approval of Change Order No. 3B, Part 1, Campus Modernization Phase 1 Bid Package B and Americans with Disabilities Act Improvements at San Marcos High School**

### **ACTION AGENDA**

#### **E.1 Acceptance of the Fiscal Crisis & Management Assistance Team (FCMAT) Final Report on Special Education and Approval of Development of an Action Plan to Address FCMAT Recommendations, Including Approval of Recommended Additional Special Education Expenses**

Robin Sawaske, associate superintendent, spoke about the Fiscal Crisis & Management Assistance Team final report of special education and the development of an action plan to address the FCMAT recommendations, including approval of recommended additional special education expenses.

##### Public Comment

- Deborah Pentland
- Karolyn Renard
- Joan Esposito
- Layne Wheeler
- Cory Bream

Motion made by board member Cordero to accept that FCMAT has met its contractual obligation in providing the final report to Santa Barbara School Districts. Seconded by board member Noël.

Motion passed. Vote: 5-0

Motion made by board vice president Heron to convene a representative stakeholders group to review the categories of recommendations, consolidate any duplicates, identify responsible entities for implementation, and establish a suggested priority timeline. Seconded by board member Deacon. Board member Noël amended the motion to mandate that stakeholders self-select members of the stakeholders groups.

Seconded by board vice president Heron.

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

Motion made by board member Deacon to amend the board's previous action of elimination of the third program specialist (item H) as enacted at June 16, 2009 board meeting, to include hiring the third program specialist with funding from the IDEA fund from American Recovery and Reinvestment Act. Seconded by board vice president Heron.

Motion passed. Vote: 3-2 / Ayes: 3 (Parker, Deacon, Heron) / Noes: 2 (Cordero, Noël)

Motion made by board member Cordero to provide staff and parent training, including procedural guidebooks in the amount of \$40,000 over one year. Seconded by board member Deacon.

Motion passed. Vote: 5-0

#### **E.2 Approval of the Development of a Memorandum of Understanding with the City of Santa Barbara to Contract for Crossing Guards and Approval of Funding of Crossing Guards for Partial School Year Coverage for the 2009-10 School Year**

Motion made by board member Noël to approve the development of a memorandum of understanding with the City of Santa Barbara for crossing guards and approval for funding of crossing guards for partial school year coverage for the 2009-10 school year. Seconded by board member Cordero.

Motion passed. Vote: 5-0

#### **E.3 Action on Student Expulsion Case Numbers: 09/10-01**

In the matter of expulsion case number 09/10-01, motion made by board vice president Heron to accept the stipulated one-school year recommendation. Seconded by board member Deacon.

Motion passed. Vote: 3-2 / Ayes: 3 (Parker, Deacon, Heron) / Abstained: 2 (Cordero, Noël)

### **CONFERENCE AGENDA**

#### **F.1 Update on Fiscal Year 2009-10 State Education Budget**

Eric D. Smith, deputy superintendent, spoke about the updated information regarding the 2009-10 state education budget.

**F.2 First Reading of Proposed Changes to Board Policies and Administrative Regulations Pertaining to Interdistrict Transfers in the Santa Barbara Secondary and Elementary School Districts Including Review of Proposed New Board Policy 5117, “Interdistrict Attendance”**

Robin Sawaske, associate superintendent, spoke about proposed changes to board policies and administrative regulations pertaining to interdistrict transfers in the Santa Barbara Secondary and Elementary districts including review of proposed new board policy 5117, “Interdistrict Attendance.”

**F.3 First Reading of Proposed Changes to Board Policies and Administrative Regulations Pertaining to Santa Barbara School Districts’ Residency Requirements, Including Review of Proposed New Board Policy and Administrative Regulation 5111.1, “District Residency,” and Board Policy and Administrative Regulation 5111.12, “Residency Based Upon Parent/Guardian Employment”**

Robin Sawaske, associate superintendent, spoke about proposed changes to board policies and administrative regulations, including review of proposed new board policy and administrative regulation 5111.1, “District Residency,” and board policy and administrative regulation 5111.12, “Residency Based Upon Parent/Guardian Employment”

Board member Noël left the proceeding.

**F.4 Report on Medical Marijuana Dispensaries in Santa Barbara**

Bud Andrew, administrator, safety, welfare, and attendance, spoke about medical marijuana dispensaries in Santa Barbara.

**Public Comment**

- Mike Jordan

**G. Return to Consent Items Designated for Discussion**

D.9, D.11

**H. Coming Events**

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

**I. Board Comments and Correspondence**

Board vice president stated that he has attended the Harding Elementary School’s Farmer’s Market. He attended Goleta Valley Junior High School’s technical advances transpiring in two classrooms in preparation of READ 180 curriculum. He and Mrs. Deacon attended a service-learning conference in Carpinteria. Mr. Heron also attended a wellness committee meeting to learn about healthy foods in the schools.

**J. Future Agenda Items**

- Special meeting on Tuesday, August 18, 2009.

**K. Adjournment**

There being no further business, the meeting was adjourned at 11:20 p.m.

Attest:

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Kate Parker, President  
Board of Education

Adopted by the Santa Barbara School Districts Board of Education

On: 8/25/09  
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