

# Santa Barbara School Districts

## Board of Education Meeting Minutes

Regular Meeting Tuesday, September 8, 2009

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

### Board Members In Attendance

Kate Parker, *President*

Annette Cordero, *Member*

H. Edward Heron, *Vice President*

### Board Members Absent

Robert Noël, *Member*

Susan Deacon, *Member*

## REGULAR SESSION

### A.1 Call to Order

Board president Parker called the meeting to order at 5:30 p.m.

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

- Kate Smith

## CLOSED SESSION

The board adjourned to closed session at 5:35 p.m.

### B.1 Conference with Legal Counsel – Existing Litigation

(Government Code § 54956.9(a)): Three matters:

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

1. OAH # TBA (SSID# 2106471025)
2. OAH# 2009040547
3. OAH# 2009040829

### B.2 Conference with Legal Counsel – Anticipated Litigation

Significant exposure to litigation pursuant to subdivision (b) of Government Code section 54956.9: Ten potential special education cases. Names Unspecified: Student confidentiality protected under Family Educational Rights and Privacy Act (FERPA) (20 U.S.C. § 1232(g); 34 CFR Part 99.

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

Agency designated representative: J. Brian Sarvis, Ed.D., Superintendent  
Employees: Management and Confidential

## 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

Esperanza Villegas 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**

Superintendent Sarvis introduced Amy Ransohoff to speak briefly about how things are going at San Marcos High School.

**Superintendent's Report**

- Enrollment figures
- President Obama's speech
- O'Leary Stadium at Dos Pueblos High School
- Influenza season
- *Board Brief*

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

In the matter of B.1, "Conference with Legal Counsel – Existing Litigation," motion made by board vice president Heron to approve the interim partial settlement agreement in case number 2009040547 involving payment of \$3,000 for an independent educational evaluation on behalf of the student. Seconded by board member Cordero.

Motion passed. Vote: 3-0 / Ayes: 3 (Parker, Cordero, Heron) / Noes: 0 / Absent: 2 (Noël, Deacon)

**C.3 General Public Comment**

- Shereen Khatapoush spoke about "Fighting Back" and youth service specialists

**C.4 Acceptance of Donations**

Motion made by board member Cordero to approve with appreciation the listed donations. Seconded by board vice president Heron.

Motion passed. Vote 3-0

**CONSENT AGENDA**

Motion made by board member Cordero to pull agenda item D.3 for a separate vote later in the meeting.

Board vice president moved to pull item D.13. Motion made by board member Cordero to approve the rest of the consent agenda. Seconded by board vice president Heron.

Motion passed. Vote: 3-0

**D.1 Approval of Minutes of August 18, 2009**

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

**D.3 Adoption of Resolution No. 2009/10-09, Approval of Pre-kindergarten and Family Literacy Program Support Contract No. CPKS-9095 Between the Santa Barbara School Districts' Child Development Program and the California Department of Education, Beginning July 1, 2009 through June 30, 2010**

Motion made by board member Cordero to adopt resolution number 2009/10-09, approval of pre-kindergarten and Family Literacy Program Support Contract No. CPKS-9095 between the Santa Barbara School Districts' Child Development Program and the California Department of Education beginning July 1, 2009 through June 30, 2010. Seconded by board vice president Heron.

Motion passed. Vote 3-0

**D.4 Approval of Agreement between the Santa Barbara School Districts' Child Development Program, Las Flores State Preschool, and the Santa Barbara County Education Office for the Period Beginning September 1, 2009 through June 2, 2010**

**D.5 Approval of Recommended Personnel Action Items Dated September 8, 2009**

**D.6 Approval of State Teacher's Retirement System (STRS) Earnings Exemption**

**D.7 Approval to Send Notice of Release to Temporary Teachers**

**D.8 Approval of Purchase Order Report for the Period August 19, 2009 through September 1, 2009**

**D.9 Award of CNS Bid #0910-001, Food Service Products and Supplies to Jordano's and All American Poly**

**D.10 Award of CNS Bid #0910-002, Food Service Mobile Van to Custom Sales & Service**

**D.11 Approval of Paid Commercial Warrant Register Dated August 27, 2009 through September 2, 2009**

**D.12 Approval of Change Order No. 15, Santa Barbara High School, Main Building Waterproofing**

**D.13 Approval of Revised Board Focus Goals for 2009-10**

This item will return to a future board meeting

At this time, the board considered agenda item G, "Return to Consent Items Designated for Discussion" and discussed agenda items D.3 and D.13

*The board adjourned for a 15-minute break*

## **ACTION AGENDA**

**E.1 Approval of End-of-Year Financial Statement Unaudited Actuals for Fiscal Year 2008-09**

Eric D. Smith, deputy superintendent, spoke about the end-of-the-year financial statement unaudited actuals for fiscal year 2008-09

This item will return to a future board meeting

The board next considered agenda item E.3.

**E.2 Approval of Resolution No. 2009/10-03 Delegation of Governing Board Powers/Duties Authorizing Cash and Budget Transfers per Education Code §35161 and Updated Authorized Signature Forms**

Eric D. Smith, deputy superintendent, spoke about resolution number 2009/10-03 of governing board powers/duties authorizing cash and budget transfers per Education Code §35161 Updated Authorized Signature Forms

Motion made by board vice president Heron to approve resolution no. 2009/10-03 Delegation of Governing Board Powers/Duties Authorizing Cash and Budget Transfers per Education Code §35161 and updated authorized signature forms. Seconded by board member Cordero.

Motion passed. Vote: 3-0

**E.3 Approval of Pilot Parking Fee Proposal for Major Sporting and Community Events**

Eric D. Smith, deputy superintendent, spoke about the pilot parking fee proposal for major sporting and community events

### **Public Comment:**

- Jennifer Miller
- Norm Clevenger
- Denice Fellows

Motion made by board vice president Heron to approve a pilot parking program for the Santa Barbara School Districts Administration Center parking lot for a six month trial period. Seconded by board member Cordero. Motion passed. Vote: 3-0

**E.4 Approval of Declaration of Need for Fully Qualified Educators for the 2009-10 School Year**

Kristine L. Robertson, Ed.D., director of personnel, spoke about the declaration of need for fully qualified educators for the 2009-10 school year.

This item will return to a future meeting

## **CONFERENCE AGENDA**

**F.1 Request to Speak to the Board of Education Regarding Pesticide Use at Santa Barbara School Districts' Schools**

Estelle Foster

**Public Comment:**

- Karolyn Renard
- Shelly Cobb

**F.2 Report on Integrated Pest Management**

David Hetyonk, director of facilities and operations spoke about integrated pest management

**Public Comment:**

- Karolyn Renard
- Karen Monson
- Cory Bream
- Kate Smith

**F.3 Update on Status of Special Education**

Tom Guajardo, executive director of special education, and Dr. Caryl Miller, interim director of special education, gave an oral presentation of the status of special education

**Public Comment:**

- Karolyn Renard
- Kate Smith

**F.4 Request by Karolyn Renard to Speak to the Board of Education Regarding her Allegation of “Unethical and Illegal Behavior of the Santa Barbara School Districts’ Administration that FCMAT (Fiscal Crisis Management & Assistance Team) has Refused to Deal With.”**

**Public Comment:**

- Kate Smith

**F.5 Discussion on the Prevention of Harassment by Students in Sports Programs**

Michael Gonzalez, Director of Student Services and Compliance, spoke about the prevention of harassment by students in sports programs

**Public Comment:**

- Cory Bream

**F.6 Report on Legal Expenses for 2008-09 and Plans to Reduce Expenses in the Future**

Eric D. Smith, deputy superintendent, spoke about legal expenses for the districts and plans to reduce expenses in the future

**Public Comment:**

- Kate Smith
- Karolyn Renard

**F.7 Update on Implementation of Parent-Pay Transportation**

This item will return to a future board meeting

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

D.3, D.13

**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**

- Dr. Sarvis mentioned that the Santa Barbara Education Foundation benefit concert on December 8, 2009 conflicts with the board of education organizational meeting scheduled on the same date in the evening

**J. Future Agenda Items**

- Special Meeting scheduled for September 10, 2009 at 6:00 p.m.

**K. Adjournment**

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

Attest:

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Kate Parker, President  
Board of Education

Adopted by the Santa Barbara School Districts Board of Education

On: \_\_\_\_\_

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