

# Santa Barbara School Districts

## Board of Education Meeting Minutes

Regular Meeting Tuesday, September 22, 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 5:30 p.m.

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

None

### CLOSED SESSION

The board adjourned to closed session at 5:32 p.m.

- B.1 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. N 2009080606
- B.2 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. 7119851196
- B.3 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.4 Public Employment**  
Title: Associate Superintendent

### REGULAR SESSION

The board returned to regular session at 7:00 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**

Superintendent Sarvis introduced many of the districts' top scoring students who are either the highest scoring students district-wide at each grade level, or the highest scoring students at each school.

Next, Dr. Sarvis introduced Tim Schwartz, executive director of the Santa Barbara Education Foundation.

**Superintendent's Report**

- Back-to-school night at Santa Barbara Junior High School and Peabody Charter School
- Flu 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 member Noël to approve the settlement in case number N20090806 and to delegate authority to sign the service contracts as provided for in the settlement agreement. Cost to the school districts is \$55,100. Seconded by board vice president Heron.

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

In the matter of B.2, "Conference with Legal Counsel – Existing Litigation," motion made by board member Deacon to approve the final settlement in case number 7119851196 to provide compensatory special education services to the student and to pay the student's attorney fees. The fiscal impact to the districts is \$100,000. Seconded by board vice president Heron.

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

**C.3 General Public Comment**

None

**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: 5-0

**CONSENT AGENDA**

Motion made by board member Deacon to pull item D.2 for a separate vote later in the meeting. Board member Noël moved to pull items D.13, and D.14 for a separate vote. Board vice president Heron moved to pull item D.16 for a separate vote. Board member Deacon moved to approve the balance of the consent agenda. Seconded by board member Cordero.

Motion passed. Vote: 5-0

**D.1 Approval of Minutes of August 28, 2009**

**D.2 Approval of Additional Fundraising for the 2009-10 School-year for Dos Pueblos High School, Goleta Valley Junior High School, La Colina Junior High School, San Marcos High School, Santa Barbara Junior High School, and Santa Barbara High School**

Motion made by board member Deacon to approve the additional fundraising for the 2009-10 School-year for Dos Pueblos High School, Goleta Valley Junior High School, La Colina Junior High School, San Marcos High School, Santa Barbara Junior High School, and Santa Barbara High School. Seconded by board member Cordero.

Motion passed. Vote: 5-0

**D.3 Approval of Staff Travel: Out-of-State Travel and/or Expenses in Excess of \$500, Dated September 15, 2009**

**D.4 Approval of Revision to Board Policy 5117, "Interdistrict Attendance**

**D.5 Approval of Agreement with Santa Barbara City College for Placement at After School Education and Safety (ASES/A-OK) Program Sites of Selected Students Eligible for the Federal Work-Study Program**

**D.6 Approval of Contract with Family Service Agency of Santa Barbara to Provide Healthy Start Family Advocates for the Healthy Start and After School Education and Safety/A-OK (ASES/A-OK) Program at Adams Elementary School, Cleveland Elementary School, Franklin Elementary School, Harding Elementary School, and McKinley Elementary School for the 2009-10 School Year**

**D.7 Approval of Independent Contractor Agreement (2009/2010-304) with Dr. Carol Atkins to Conduct an Auditory Processing Evaluation for a Special Education Student**

**D.8 Approval of Independent Contractor Agreement (2009/2010-302) with Robert Patterson, Ph.D. to Conduct a Psycho-educational Evaluation for a Special Education Student**

**D.9 Approval of Request for Allowance of Attendance Due to Emergency Conditions**

**D.10 Approval of Recommended Personnel Action Items Dated September 22, 2009**

**D.11 Approval of the Student Teaching Agreements with Antioch University for the 2009-10 School Year**

**D.12 Approval of Agreement for Professional Services Between the Santa Barbara School Districts and Dr. Caryl J. Miller**

**D.13 Approval of Legal Services Contract Renewal with Liebert Cassidy Whitmore for the 2009-10 School Year**

Motion made by board member Noël to approve the legal services contract renewal with Liebert Cassidy Whitmore for the 2009-10 school year. Seconded by board member Cordero.  
Motion passed. Vote: 5-0

**D.14 Approval of Purchase Order Report for the Period September 2, 2009 through September 15, 2009**

Motion made by board member Noël to approve the purchase order report for the period of September 2, 2009 through September 15, 2009. Seconded by board vice president Heron.  
Motion passed. Vote: 5-0

**D.15 Approval of Memoranda of Understanding Between Orfalea Fund, Santa Barbara City College, and the Santa Barbara School Districts for s’Cool Gardens at Adams Elementary School, César Chavez Charter School, Cleveland Elementary School, Franklin Elementary School, and Open Alternative School**

**D.16 Approval of Contract Award to the Low Responsible Bidder for Portable Classroom Relocation at Washington Elementary School**

Motion made by board vice president Heron to approve the contract award to the low responsible bidder for portable classroom relocation at Washington Elementary School. Seconded by board member Noël.  
Motion passed. Vote: 5-0

**D.17 Approval of Award of RFP #SE0809-02 for Supplemental Nursing Services to Maxim Staffing Solutions**

**D.18 Approval of Paid Commercial Warrant Register Dated September 3, 2009 through September 9, 2009**

**D.19 Acceptance of Completed Contract for Swimming Pool and Gymnasium Building Renovations Phase II at San Marcos High School**

## **ACTION AGENDA**

**E.1 Second Approval of Measure I Parcel Tax Site Plans for Math, Science, and Technology for Adams Elementary School, Franklin Elementary School, Harding Elementary School, Home School of Santa Barbara, McKinley Elementary School, Monroe Elementary School, Roosevelt Elementary School, Washington Elementary School, and Santa Barbara Community Academy**

Robin Sawaske, associate superintendent, spoke about Measure I Parcel Tax Site Plans for Math, Science, and Technology for Adams Elementary School, Franklin Elementary School, Harding Elementary School, Home School of Santa Barbara, McKinley Elementary School, Monroe Elementary School, Roosevelt Elementary School, Washington Elementary School, and Santa Barbara Community Academy.

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for McKinley Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 5-0

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Monroe Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 4-1 / Ayes: 4 (Cordero, Parker, Deacon, Heron) / Noes: 1 (Noël)

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Roosevelt Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 4-1 / Ayes: 4 (Cordero, Parker, Deacon, Heron) / Noes: 1 (Noël)

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Washington Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 4-1 / Ayes: 4 (Cordero, Parker, Deacon, Heron) / Noes: 1 (Noël)

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Adams Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 5-0

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Franklin Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 5-0

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Harding Elementary School. Seconded by board vice president Heron.  
Motion passed. Vote: 4-1 / Ayes: 4 (Cordero, Parker, Deacon, Heron) / Noes: 1 (Noël)

Motion made by board member Cordero to approve Measure I Parcel Tax Site Plans for Math, Science, and Technology for Home School Santa Barbara. Seconded by board member Deacon.  
Motion passed. Vote: 4-0-1 / Ayes: 4 (Cordero, Parker, Deacon, Heron) / Abstained: 1 (Noël)

## **E.2 Approval and Adoption of Revised Board Focus Goals for 2009-10**

J. Brian Sarvis, Ed.D., superintendent, spoke about the revised Board Focus Goals for 2009-10

### **Public Comment:**

- Kate Smith

Motion made by board member Cordero to approve and adopt as amended the revised Board Focus Goals for 2009-10. Seconded by board member Deacon.  
Motion passed. Vote: 5-0

## **E.3 Report of Annual Teacher Assignments and Approval of Resolutions 09/10-11 and 09/10-12**

Kristine L. Robertson, Ed.D., director of Personnel, spoke about the report of annual teacher assignments and approval of resolutions 09/10-11 and 09/10-12

Motion made by board vice president Heron to approve the report of annual teacher assignments and approval of resolutions 09/10-11 and 09/10-12. Seconded by board member Deacon.  
Motion passed. Vote: 5-0

## CONFERENCE AGENDA

### **F.1 Report on Student Achievement Performance on Academic Performance Index (API) and Adequate Yearly Progress (AYP)**

Davis Hayden, Ph.D., director of technology, research, and evaluation, spoke about the report on Student Achievement Performance on Academic Performance Index (API) and Adequate Yearly Progress (AYP)

### **F.2 Report on Plan to Offset One-time Revenue Reduction of \$3.4 Million from State of California**

Eric D. Smith, deputy superintendent, spoke about the report on plan to offset one-time revenue reduction of \$3.4 million from the State of California.

#### **Public Comment:**

- Layne Wheeler

Motion made by board vice president Heron to approve the plan to offset one-time revenue reduction of \$3.4 million from the State of California. Seconded by board member Cordero.

Motion passed. Vote: 5-0

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

#### ***This item was taken out-of-order and heard after item F.1***

Tom Guajardo, executive director of special education, and Dr. Caryl Miller, interim director of special education, spoke about the status of special education

#### **Public Comment:**

- Cathy Abarca
- Kate Smith

*The board adjourned for a 10-minute break*

RETURN TO ITEM F.2

### **F.4 Report on California Partnership for Achieving Student Success (CAL-PASS)**

Cynthia White, Ph.D., director of curriculum and categoricals, spoke about report on California Partnership for Achieving Student Success (CAL-PASS)

### **F.5 Report on Possible Waiver of Unused Site Fees for Hidden Valley and Tatum Properties**

Eric D. Smith, deputy superintendent, spoke about the report of possible waiver of unused site fees for Hidden Valley and Tatum properties

### **F.6 Report on Sustainability Initiatives**

This item will return to a future meeting

### **F.7 Report on Status of Santa Barbara School Districts' Truancy Program**

Michael Gonzalez, director of student services and compliance, spoke about the report on the status of Santa Barbara School Districts' truancy program

#### **Public Comment:**

- Kate Smith

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

D.2, D.13, D.14, D.16

### **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 Heron commented on the Noozhawk article on Tom Guajardo, executive director of special education. Mr. Heron attended the recent “Day of Caring” sponsored by the United Way. Mr. Heron commented on hearing board president Parker on a recent radio interview.
- Board member Noël commented that he was pleased that La Cumbre Junior High School broke 800 in recent test scores.

**J. Future Agenda Items**

- Board member Deacon suggests looking at the districts’ re-hiring process of teachers to possibly implement the process sooner rather than later so as to be more competitive with other school districts that, at times, re-hire sooner than Santa Barbara School Districts do.
- Possible dates in November 2009 for a future joint meeting with City of Goleta.
- Education Foundation benefit concert date is in direct conflict with the Santa Barbara School Districts’ annual organizational meeting of December 8, 2009. Proposal to come to the board of education that the organizational meeting be rescheduled to another date in December.

**K. Adjournment**

There being no further business, the meeting was adjourned at 10:44 p.m.

Attest:

\_\_\_\_\_  
Kate Parker, President  
Board of Education

Adopted by the Santa Barbara School Districts Board of Education

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

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