

Santa Barbara School Districts

Board of Education Meeting Minutes

Special Meeting Tuesday, November 3, 2009

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

Board Members In Attendance

Annette Cordero, *Member*

Susan Deacon, *Member*

Robert Noël, *Member*

Board Members Absent

Kate Parker, *President*

H. Edward Heron, *Vice President*

REGULAR SESSION

A.1 Call to Order

Board member Cordero called the meeting to order at 6:00 p.m.

At the opening of the meeting, Superintendent Sarvis announced that the board of education needed to add an item not listed on the agenda for the purpose of appointing a president pro tempore to preside during the meeting, and that this constituted a need for immediate action. Legal counsel Craig Price announced that the need for action came to the board's attention after the agenda had already been posted, and that under the authority of Government Code 54954.2 (b)(2), the board will proceed with the meeting. When there are less than 2/3 of the members present, this requires a unanimous vote.

Motion made by board member Noël to approve board member Annette Cordero be president pro-tempore for the meeting. Seconded by board member Deacon.

Motion passed. Vote: 3-0

A.2 Public Comments (related to closed session)

- Kate Smith

CLOSED SESSION

The board adjourned to closed session at 6:05 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. 2009100221

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. 2009040829

B.3 Conference with Real Property Negotiators (Government Code §54956.8)

Property: 125 Calle Cesar Chavez, Santa Barbara, California

Agency negotiator: J. Brian Sarvis, Superintendent of Santa Barbara School Districts

Negotiating parties: Santa Barbara School Districts and City of Santa Barbara Redevelopment Agency

Under negotiation: Instruction to Negotiator regarding the terms of the acquisition of the Redevelopment Agency-owned property at 125 Calle Cesar Chavez, Santa Barbara.

REGULAR SESSION

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

C.1 Pledge of Allegiance

Board president pro tempore Cordero led the pledge

- **Spanish Translation**

Vivian Rodriguez was present to provide Spanish translation

- **Headsets for Hearing Impaired**

Board president pro tempore Cordero announced that headsets were available for the hearing impaired

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

Superintendent Sarvis introduced Casie Kilgore, principal of Franklin Elementary School, who was present with her fifth-grade students who performed a Santa Barbara Opera scene from Hansel and Gretel

Superintendent's Report

- Santa Barbara Community Academy
- *Board Brief*
- Upcoming events

C.2 Announcement of Closed Session Action

There was no reportable action taken

C.3 General Public Comment

- Ken Loch spoke about the economy
- Kate Smith spoke about school attendance residency

CONSENT AGENDA

Board member Noël moved to pull item D. 2 for discussion later in the meeting. Motion made by board member Deacon to approve the consent agenda. Seconded by board member Noël.

Motion passed. Vote: 3-0

D.1 Approval of Additional Fundraising for 2009-10 for Dos Pueblos High School and Santa Barbara High School

D.2 Approval of Staff Travel: Out-of-State Travel and/or Expenses in Excess of \$500, Dated, October 27, 2009

Motion made by board member Noël to approve the Staff Travel: Out of State Travel and or Expenses in Excess of \$500, dated October 27, 2009. Seconded by board member Deacon.

Motion passed. Vote: 3-0

D.3 Approval of Student Field Trip for San Marcos High School

D.4 Approval of Essential Program Component #4 Professional Development: Training on State/Board Approved Instructional Reading Language Arts Materials

D.5 Approval of Agreement with the Channel Islands YMCA/Santa Barbara Branch and La Cumbre Junior High School After-School Safety and Education Program for 2009-2010

ACTION AGENDA

E.1 Approval of Single Plans for Student Achievement for All Non-Charter Elementary and Secondary Schools

Public Comment

- Kate Smith
- Layne Wheeler

Motion made by board member Deacon to approve the Single Plans for student achievement for all non-charter elementary and secondary schools. Seconded by board president pro tempore Cordero.

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

This item will return to a future board meeting.

E.2 Second Reading and Adoption of Board Bylaw 9323 “Meeting Conduct”

J. Brian Sarvis, Ed.D., Superintendent, spoke about proposed adoption of Board Bylaw 9323, “Meeting Conduct.”

Public Comment

- Kate Smith

Motion made by board member Noël to adopt Board Bylaw 9232, “Meeting Conduct” as amended.

Seconded by board member Deacon.

Motion passed. Vote: 3-0

Second paragraph of Paragraph 5 to read as follows:

“Individual speakers are generally allowed three minutes to address the Board on each agenda or nonagenda item. The time may be reduced by the Board president. When a speaker wishes to comment on multiple items, his/her time may be limited so as not to interfere with the timely completion of the Board’s business, and in no event shall a speaker be allowed to speak to more than three agenda items at a single meeting, excluding public comments before closed session and excluding statutory public hearings at a single meeting. Since items on the Consent Agenda are considered in a single board action, comments from a single speaker on multiple items on the Consent Agenda are limited to a total of three minutes. The Board shall limit the total time for public comments on each item to 20 minutes. However, with Board consent, the president may increase or decrease the total time allowed for public comment on any item, and the time allowed for individual comments, depending on the number of persons wishing to be heard. Speakers may not give time to other speakers. The president may take a poll of speakers for or against a particular issue and may ask that additional persons speak only if they have something new to add.”

The board adjourned for a 15-minute break

E.3 Adoption of Resolution 09/10-22, Adoption of Intent to Convey Easement and Right of Way, Monroe Elementary School

This item will return to a future board meeting

E.4 Adoption of Resolution 09/10-23, Declaration of an Emergency and Approval to Make a Contract for Labor and Furnishing of Materials or Supplies, McKinley Elementary School Sewer Line Failure

David Hetyonk, director of facilities and operations, spoke about the adoption of resolution 09/10-23, Declaration of an Emergency, and approval to make a contract for labor and furnishing of materials or supplies, McKinley Elementary School sewer line failure.

Public Comment

- Layne Wheeler

Motion made by board member Deacon to adopt resolution 09/10-23, Declaration of an Emergency, and to approve the production of a contract for labor and furnishing of materials or supplies, McKinley Elementary School sewer line failure. Seconded by board member Noël.

CONFERENCE AGENDA

F.1 Update on Status of Special Education

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

F.2 Continuation of First Reading of Board Policies 4000 Series

Kris Robertson, Ed.D, director of personnel, and Elaine Alvarado, coordinator of classified personnel, spoke about board policies 4000 series.

G. Return to Consent Items Designated for Discussion

D.2

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 member Deacon spoke about the dedication ceremony for the Scott O'Leary stadium at Dos Pueblos High School. Also, she attended the "Schools for Sound Finance" seminar for schools that are in Basic Aid status. Board member Deacon spoke about the girls Water Polo team photo in a national magazine

J. Future Agenda Items

- Regular Meeting scheduled for November 10, 2009 will focus on the discussion of Cesar Chavez Charter School
- Joint Santa Barbara School Districts' Board and City of Goleta meeting on November 19th at 4:00pm at Dos Pueblos High School Library

K. Adjournment

There being no further business, the meeting was adjourned at 10:33 p.m.

Attest:

Annette Cordero, President Pro Tempore
Board of Education

Adopted by the Santa Barbara School Districts Board of Education

On: December 15, 2009
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