

BAKERSFIELD CITY SCHOOL DISTRICT

Special Meeting of the Board of Education, Tuesday, January 9, 2007
Education Center - 1300 Baker Street, Bakersfield, California

Special Session: The special session of the Board of Education was called to order at 5:40 p.m. by President Karen DeWalt.

Members Present: The following members were present:

Mrs. DeWalt
Mrs. Tafoya
Mr. Tate
Mr. Van Horne

Also present:

Mr. Lingo, Superintendent
Dr. Holton, Asst. Supt., Instruction
Dr. Jones, Asst. Supt., Academic Accountability and Improvement
Mrs. Schallock, Chief Business Official
Mrs. Driskill, Administrative Assistant

Hearings: >> Carol Reichert, BETA President, noted that the Fifth District Court of Appeals upheld the decision in the case that BETA filed against the District relating to the layoffs in 2003. She said it is time to move on from this lawsuit and no additional District money should be spent on this case. She also noted a concern that District administration has not involved BETA in the planning process for the High Priority Schools Grant Applications as required in Education Code Section 52055.62.

Recessed to Closed Session: On motion by Mr. Tate, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present to recess to closed session.

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Closed Session: A closed session was held from 5:45 to 6:27 p.m. for the purpose of the following:

- Public Employee Discipline/Dismissal/Release, pursuant to Government Code Section 54957.
- Conference with Labor Negotiator, Michael Lingo, regarding negotiations with employee organizations, pursuant to Government Code Section 3549.1.

- Conference with legal counsel – existing litigation: pursuant to Government Code Section 54956.9 (a), Bakersfield Elementary Teachers Association, CTA/NEA, on behalf of its affected members, vs. Bakersfield City School District, Governing Board of Bakersfield City School District, and Jean Fuller, Superintendent.

Reconvened to Special Session: 17 On motion by Mrs. Tafoya, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the Board reconvene to special session.

The special session of the Board of Education reconvened at 6:33 p.m.

Pledge to Flag: The Pledge of Allegiance was led by Mr. Jeff Gutierrez.

Report of Action Taken During Closed Session Mrs. DeWalt announced that in the recently concluded closed session, the Board authorized counsel to continue to pursue appellate review of the decision in the case of Bakersfield Elementary Teachers Association, CTA/NEA, on behalf of its affected members, vs. Bakersfield City School District, Governing Board of Bakersfield City School District, and Jean Fuller, Superintendent.

Hearings: >> Minister Wesley Crawford noted his concern that the Board has chosen to continue to pursue the lawsuit and take tax payer’s money away from students. He stated that it is time for a new voice on the Board.
 >> Bernard Anthony, newly elected President of the Bakersfield branch of the NAACP, stated that that part of the NAACP’s plan is to become more proactive in the community. He asked for an opportunity for someone from their organization to be considered for the Board vacancy and recommended Dr. Fred Haynes.

Report No. A-1 Approved Process For Filling Board Vacancy 18 Mrs. DeWalt reviewed the proposed process and timeline for filling the Board of Education vacancy. On motion by Mr. Tate, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present that the process and timeline for filling the Board of Education vacancy by a provisional appointment be approved. Copy of Report No. A-1 in the minutes file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Adjournment: 19 On motion by Mr. Van Horne, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the meeting be adjourned.

The meeting adjourned at 6:45 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, January 23, 2007.

ATTEST:
MR. MICHAEL D. LINGO
SUPERINTENDENT OF SCHOOLS

Clerk

ML/ld