

BAKERSFIELD CITY SCHOOL DISTRICT

Regular Meeting of the Board of Education, Tuesday, August 22, 2006
Education Center - 1300 Baker Street, Bakersfield, California

Regular Session: The regular session of the Board of Education was called to order at 6:00 p.m. by President Lillian Tafoya.

Members Present: The following members were present:

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

Also present:

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

Recessed to Closed Session: On motion by Mr. Weir, seconded by Mr. Tate, 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 6:03 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 54957.6.
- Discussion of Student Matters (*Administrative Hearing Panel recommendations and alternative school placement*), pursuant to Education Code Section 48918(c).

Reconvened to Regular Session: On motion by Mr. Weir, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the Board reconvene to regular session.
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The regular session of the Board of Education reconvened at 6:30 p.m.

Pledge to Flag: The Pledge of Allegiance was led by Mr. Harry Chicklenis.

Approval of
Minutes:
139

On motion by Mrs. DeWalt, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present that the minutes of July 25, 2006, be approved.

Hearings:

- >> Mr. Rich Richardson, Stiern Middle School Counselor, questioned how students are to pass the required 8th grade constitution test if they do not have a social science class.
- >> Mrs. Carol Reichert, BETA President, thanked the Board on behalf of teachers for the \$500 classroom supply card. She asked the Board to reconsider consent agenda item B-1, which proposes to move \$3M from the general fund and place \$1.5M in a school building fund and \$1.5M in a fund for future retirement benefits. She stated that this money should be used to improve the teacher salary schedule. Mr. Lingo explained that the district has facility needs and building projects totaling \$220M. \$100M of the needed funds would be provided from the bond measure and the State would provide \$57M in matching funds, but the remaining funds needed for the projects would have to come out of district general funds. He also stated that according to GASB45, at some point the State will require districts to contribute to the unfunded liability of employee retirement benefits. Currently, employees with five years of service in the district are able to retire and have partial paid benefits until age 65. He noted that the money that is being transferred as part of consent agenda item B-1 is one-time money. The district does not bargain with one-time money, but only with on-going funds.
- >> Minister Wesley Crawford, Sr. referenced a letter he distributed to the Board and audience. He stated that a copy of the letter was sent to the Kern County Grand Jury along with a request that they investigate this Board and its hiring and promotion practices. He also stated that he is filing a complaint against the Board with the California Department of Education.

Comments of
Board Members
and Staff:

Mr. Tate

-stated that we had a fine opening of schools. He spoke to several teachers and they were pleased with the in-services provided by the district.

Mrs. DeWalt

-asked for an update on the sales of "Freight Train Running" book on the life of Buck Owens. Sandra Yoon, District Library Media Coordinator, reported that a book signing was held at two local stores on August 12 and received a lot of great press, and the book is still being considered for national publication.

Mrs. Tafoya

-thanked the entire district working force for the great school openings and noted that it takes everyone doing their part to have a successful opening.

Mr. Lingo

-noted that he believed we had a great beginning of school and he enjoyed going to several campuses.

-thanked the business services division and the leadership of Mike Taylor and Tom Ross and their staff for the behind-the-scenes services they provide. He noted that they worked on Fridays through the summer to get projects done for the opening of school.

Report Nos. A-3
through A-15, B-1
through B-4, and
C-1 through C-3

Refer to Board Order 144, pages 5 and 6.

Report No. A-1
Adopted Resolution
Establishing
Bond Oversight
Committee
Bylaws
140

On motion by Mr. Van Horne, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the resolution approving the Citizens' Bond Oversight Committee Bylaws, in connection with the election authorizing issuance of general obligation bonds at election to be held on November 7, 2006, be adopted. 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.

Report No. A-2
Approved
Citizens Bond
Oversight
Committee
Members
141

On motion Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the Citizens' Bond Oversight Committee members be approved. Mr. Lingo introduced the Citizens' Oversight Committee members: Mr. Harry Chicklenis, Mr. Phil Field, Mrs. Maria Herrera, Mrs. Stephanie Holladay, Mrs. Lori Hughes, Mr. Mike Turnipseed, and Rev. Donald Vereen. Mr. Harry Chicklenis thanked the Board members for trusting the committee to do what is best for the students in the Bakersfield City School District and for their openness in discussing the needs of the district and communicating those needs to the community. Copy of Report No. A-2 in the minutes file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Report No. E-1
Approved
Certificated
Personnel
Report:
142

On motion by Mr. Weir, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the personnel report and supplement No. 1 covering employments, leaves of absence, changes, resignations, retirements and extra-time for certificated employees be approved. Copy of Report No. E-1 in the minutes file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Report No. E-2
Approved
Classified
Personnel
Report:
143

On motion by Mr. Weir, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the personnel report and supplement No. 1 covering employments, changes, resignations, retirements and extra-time for classified employees be approved. Copy of Report No. E-2 in the minutes file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Mr. Van Horne asked if there is a timeframe for approving Consent Agenda item B-1. Mrs. Schallock explained that in order for the transfer of funds to be included in the 2005-2006 books, it must be approved at this meeting.

Approval or
Ratification
of the Consent
Agenda:

144

On motion by Mr. Tate, seconded by Mr. Weir, it was ordered by the affirmative vote of the members present that the following reports be approved, adopted or ratified:

- A-3 Gifts to Casa Loma, Stella Hills, and Wayside schools
 - Casa Loma:** one guitarron w/case, one vihuela w/case and 12 bow ties donated by FoodsCo/Ralphs Foundation
 - Stella Hills:** one guitarron w/case, one vihuela w/case and 12 bow ties donated by FoodsCo/Ralphs Foundation
 - Wayside:** seven tricycles and \$500 for student incentives donated by Tim Gurley of Golden Legacy Development Inc.
- A-4 Consultant services (*as amended*)
- A-5 Deny Claim for Damages to Person or Property
- A-6 Amendment No. 1 to Agreement with Cal State University Bakersfield -21st Century Community Learning Center Program
- A-7 Student Teaching Agreement with Cal State University Bakersfield -Elementary & Secondary – 2006-2007 School Year
- A-8 Work Site Placement and Sponsorship Agreement with AmeriCorps (CVCCAC) and the Kern County Superintendent of Schools
- A-9 Agreement with Davis Demographics & Planning, Inc. for Data Development Tasks & Student Projections
- A-10 School Bus Particulate Matter Retrofit Program Funding Agreement with the San Joaquin Valley Unified Air Pollution Control District
- A-11 Contract with Community Matters: Safe Schools/Healthy Students Initiative
- A-12 Contract with City of Bakersfield, Police Department: Safe Schools/Healthy Students Initiative
- A-13 Contract with Kern County Probation Department: School Safety and Violence Prevention Program
- A-14 Contract with Kern County Probation Department: Safe Schools/Healthy Students Initiative
- A-15 Contract with Boys and Girls Club: Safe Schools/Healthy Students Initiative
- B-1 Transfers of Funds from General Fund to Special Reserve Funds 20 & 40
- B-2 District Investments and Interest Earnings for the Quarter Ending June 30, 2006
- B-3 Increase in Daily Rate for Substitute Teacher
- B-4 Payment of warrants to vendors for the period August 23, 2006, through September 26, 2006
- C-1 Request to Approve Change Order Nos. 1, 2, and 3 for Munsey School Painting
- C-2 Request to Approve Change Order No. 1 for Stiern Middle School Concrete and Handrail Work
- C-3 Resolution Confirming Threshold for Use of Informal Bidding Procedures under the Uniform Public Construction Cost Accounting Act
- D-1 National School Lunch/Breakfast Agreement Renewal with the State Department of Education for 2006-2007 School Year

- E-4 Business, conference and workshop travel by Board of Education members, superintendent and assistant superintendents
- E-5 Variable Term Waiver to Assign Teachers with their Consent to Teach out of their Credentialed Area for the 2006-2007 School Year, in accordance with the provisions of Education Code 44268: Professional Preparation Program for the Clinical or Rehabilitative Services Credential
- E-6 Resolution to Assign Teachers with their Consent to Teach in Subject in which they have completed the necessary coursework, in accordance
- E-7 Resolution to Assign Teachers with their Consent to Teach in Subjects in which they have completed the necessary coursework, in accordance with the provisions of Education Code Section 44258.2
- E-8 Memorandum of Understanding with Bakersfield Elementary Teachers Association (BETA) regarding donation of sick leave to employee at Frank West School
- F-1 Administrative Hearing Panel action
- F-2 Interdistrict Agreements for Attendance
- G-2 Resolution to Declare Sufficient Materials under Education Code Section 60119, Fiscal Year 2006-2007
- G-3 English Language Development Program Adoption for Grades 4-6
- G-4 Professional Service Agreements with Teachscape for Longfellow, H. Mann, Pauly and Wayside Schools
- G-5 Contract with WestEd for a Professional Development Program for Site Leadership on Collaboration, Coaching, and Progress Monitoring
- G-6 Contracts with WestEd for Professional Services for Noble Elementary and Stiern Middle Schools
- G-7 Professional Services Agreement with ETS Pulliam for Emerson and Sequoia Middle Schools
- G-8 Agreement with Orange County Superintendent of Schools: Outdoor Science and Environmental Education – Cedar Crest
- G-9 Responsibility Agreement with Sacramento County Office of Education
for AB466 Professional Development and Instruction of Holt: Literature & Language Arts
- G-10 Resolution and Application for the 2006-2007 School Year Class Size Reduction Program
- G-11 Educational study trips, out-of-town - approval of standing list 2006-07
- G-12 Educational study trips, out of town
- G-13 Agreement for Saturday School with North Bakersfield Technology Institute and Migrant Education

Copies of reports are hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Recessed to
Closed Session:
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On motion by Mr. Weir, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present to recess to closed session. Mrs. Tafoya announced that the Board would not be taking action on any item in closed session and, therefore, would not be reporting out after adjourning.

Closed Session:

A closed session was held from 7:05 to 8:00 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 54957.6.

Adjournment:
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On motion by Mr. Weir, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the meeting be adjourned.

The meeting adjourned at 8:00 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, September 26, 2006.

ATTEST:
MR. MICHAEL D. LINGO
SUPERINTENDENT OF SCHOOLS

Clerk

ML/ld