

BAKERSFIELD CITY SCHOOL DISTRICT

Regular Meeting of the Board of Education, Tuesday, November 28, 2006  
Education Center - 1300 Baker Street, Bakersfield, California

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Regular Session: The regular session of the Board of Education was called to order at 4:15 p.m. by President Lillian Tafoya.

Members Present: The following members were present:  
Mrs. DeWalt  
Mrs. Tafoya  
Mr. Tate  
Mr. Van Horne

Absent: Mr. Weir

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  
Mrs. Sutton, Administrative Secretary

Recessed to Closed Session: 169 On motion by Mrs. DeWalt, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present to recess to closed session. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate and Mr. Van Horne. Noes: None. Absent: Mr. Weir.

Closed Session: A closed session was held from 4:20 to 6:20 p.m. for the purpose of the following:

- Conference with Real Property Negotiator: Scott Underhill pursuant to Government Code Section 54956.8 regarding various property locations identified in open session.
- Conference with Labor Negotiator, Michael Lingo, regarding negotiations with employee organizations, pursuant to Government Code Section 3549.1
- Public Employee Discipline/Dismissal/Release, pursuant to Government Code Section 54957.
- Discussion of Student Matters (*Administrative Hearing Panel recommendations and alternative school placement*), pursuant to Education Code Section 48918(c).

Reconvened to Regular Session: 170 On motion by Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the Board reconvene to regular session. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate and Mr. Van Horne. Noes: None. Absent: Mr. Weir.

The regular session of the Board of Education reconvened at 6:30 p.m.

Pledge to Flag: The Pledge of Allegiance was led by Pam Terrango.

Approval of Minutes: 171 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 October 24, 2006, be approved. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate and Mr. Van Horne. Noes: None. Absent: Mr. Weir.

Hearings: >> Reverend Calhoun, President Elect of the Kern County Conference of Ministers, addressed the Board regarding the vacancy that will be created on the Board when Mr. Weir takes his seat on the City Council. He requested that the Board appoint someone within the black community so that the Board will reflect the students of the black community and the issues of the community that need to be addressed.

>> Lisa Buckner, fifth grade teacher at Noble School, addressed the Board regarding the vacancy that will be created when Mr. Weir takes office as a City Council member.

>> Carol Reichert, BETA President, congratulated Jerry Tate and Karen DeWalt on their recent reelection and Ken Weir for his election to the City Council. She thanked Ed Herrera and Bill McDougale for their willingness to serve as a school board member and expressed her displeasure with the District's negotiating team and the District's use of an attorney for negotiations. She stated that BETA does not take declaring an impasse lightly.

Comments of Board Members and Staff: Mrs. Tafoya  
-Thanked Carol Reichert for her comments and her input.

Mr. Van Horne  
-Noted his respect for the outpour of support for teachers and expressed his hope that we can come to an agreement soon.

-Congratulated Sandra Yoon and The Bakersfield Californians' My First Book drive that brought in over 3,000 books for our libraries. Sandra Yoon gave credit to Ginger Moorehouse for coming up with the idea for the book drive.

Mrs. Tafoya

-Congratulated Jerry Tate and Karen DeWalt on their reelections. She also congratulated Mr. Weir and noted that he planned to attend the meeting this evening, but was stranded at the airport in Phoenix. She noted that Mr. Weir will attend the December Board meeting.

-Thanked everyone for their efforts in passing Measure G.

-Thanked the teachers for attending the meeting and noted that she knows what it is like to be a teacher, a principal and now a Board member and said she looks forward to working together.

Mr. Lingo

-Noted that Consent Item G-1 is administratively pulled from the agenda.

-Congratulated Beth Heisey, Library Media Specialist at Chipman Jr. High, for being selected by the CA Reading Association to receive the Margaret Lynch Service Award for exemplary contributions in the field of reading. He noted that Sandra Yoon received this award last year, and it is quite an honor for the district to have two recipients in two years.

-Added his appreciation to all the employees, parents and community members who worked together to pass Measure G and said that it is important that we continue to work together to meet the facility needs for our children. He noted that he and members of the Board spent time earlier in the day looking at possible school sites.

Report No. 1  
BCSD Nutrition  
and Wellness  
Improves Student

Debbie Wood, Health Services Coordinator, and Brenda Robinson, Food Services Director, presented a report on their departments joint efforts to improve student learning through nutrition and wellness. Mrs. Tafoya thanked both ladies for their excellent report and asked if there is a nutrition class offered through the District's Parent University Program. Debbie Wood explained that the class is being offered at community centers in the District. Mrs. Tafoya asked for a list of community partners who are helping on the advisory board. Copy of Report No. 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 Nos.  
A-1 through A-12,  
B-1 through B-4,  
C-1 and C-2

Refer to Board Order 176, pages 6 and 7.

Report No. E-1  
Approved

On motion by Mrs. DeWalt, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present that the personnel report

Certificated Personnel Report: 172 covering employments, changes, resignations, retirements, and extra-time for certificated employees be approved. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate, and Mr. Van Horne. Noes: None. Absent: Mr. Weir. 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: 173 On motion by Mrs. DeWalt, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present that the personnel report covering employments, suspensions, changes, resignations, retirements, short-term employments, and extra-time for classified employees be approved. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate, and Mr. Van Horne. Noes: None. Absent: Mr. Weir. 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.

Report No. E-3 Adopted Resolution Regarding Reduction of Classified Staff 174 On motion by Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the resolution regarding Reduction of Classified Staff, due to lack of work and/or lack of funds pursuant to Education Code Sections 45114, 45115, 45117, 45298, and 45308, and Section 11.1 of the negotiated agreement between the District and the California Schools Employees Association, Chapter 48, be adopted. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate, and Mr. Van Horne. Noes: None. Absent: Mr. Weir. Copy of Report No. E-3 is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Report No. E-4 Adopted Resolution Assigning Teachers With their Consent To Teach 175 On motion by Mr. Van Horne, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the resolution to assign teachers with their consent to teach subjects in which they have completed the necessary coursework, in accordance with the provisions of Title 5, Regulations Section 80021 and 80021.1, be adopted. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate, and Mr. Van Horne. Noes: None. Absent: Mr. Weir. Copy of Report No. E-4 is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.

Approval or Ratification of the Consent Agenda: 176 On motion by Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the following reports be approved, adopted or ratified:  
A-1 **Revision** to Policies and Procedures, Section 100.61, Conflict of Interest Code, **approved as a first reading on October 24, 2006**  
A-2 Gifts to Chavez, Downtown, Harding, and Roosevelt Schools: **Chavez:** \$1,000 to purchase track and field equipment donated by Marion & Shirley Collins of Mesa Marin Raceway/Collins Foundation

**Downtown:** \$500 to purchase library books for the 7<sup>th</sup> & 8<sup>th</sup> grade students donated by Bakersfield West Rotary Foundation

**Harding:** \$8,010.93 to purchase musical instruments donated by Harding PTA

**Roosevelt:** \$4,145 to be used for Camp Keep Scholarships & Reading Support Program donated by Aera Energy, LLC

- A-3 Consultant services
- A-4 Establish Date for Annual Organizational Meeting
- A-5 Reject claim for damages to person or property – Michelle Papasergia
- A-6 Reject claim for damages to person or property – Audra Etheridge
- A-7 Reject claim for damages to person or property – Megan Moreno
- A-8 Reject claim for damages to person or property – Lynn Sonner
- A-9 Agreement with California State University Bakersfield for Federal Work-Study (America Reads/Counts Tutoring Program)
- A-10 Amendment to Work Site Placement and Sponsorship Agreement with AmeriCorps (CVCCAC) and Kern County Superintendent of Schools
- A-11 Consultant Services Agreement with Young Audiences of Kern County for the 2006-2007 School Year
- A-12 Template Letter of Agreement with KaBOOM! Organization and Bakersfield City School District
- B-1 Payment of warrants to vendors for the period November 29, 2006, through December 12, 2006
- B-2 District Investments and Interest Earnings for the Quarter Ending September 30, 2006
- B-3 Cal-Card Participation
- B-4 Resolution to Request the Kern County Auditor to Release the Excess of Impound Local Tax Revenues
- C-1 Request to Award Contract – New Stage and Multi-Purpose Flooring Work at Stiern Middle School
- C-2 Request to participate in Los Banos Unified School District's Cooperative Bid #0405-100 for DSA Portable Classroom
- E-5 Amendment to the Contract for the Assistant Superintendent of Instructional Services
- E-6 Business, conference and workshop travel by Board of Education members, superintendent and assistant superintendents
- E-7 Memorandum of Understanding with the Bakersfield Elementary Teachers Association regarding donation of sick leave for a certificated employee at Stiern School
- E-8 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/Rehabilitative Services Credential

- E-9 Variable Term Waiver to Assign Teachers with their Consent to Teach subjects in which they have completed the necessary coursework in accordance with the provisions of Title 5, Regulations, Section 80024.1
- F-1 Administrative Hearing Panel action
- F-2 Interdistrict Agreements for Attendance
- G-2 Supplemental Services Independent Contractor Agreement with Club 21 In-House Tutoring Services, Inc.
- G-3 Supplemental Services Independent Contractor Agreement with Kumon North America
- G-4 Supplemental Services Independent Contractor Agreement with Professional Tutors of America
- G-5 Supplemental Services Independent Contractor Agreement with The Voice Empowered Technology Organization (VETO)
- G-6 Supplemental Services Independent Contractor Agreement with Smart Kids Tutoring & Learning Center, Inc.
- G-7 Supplemental Services Independent Contractor Agreement with Project IMPACT
- G-8 Supplemental Services Independent Contractor Agreement with Mathnasium of Bakersfield
- G-9 Supplemental Services Independent Contractor Agreement with Learning Fun Center
- G-10 Supplemental Services Independent Contractor Agreement with Education Station, LLC
- G-11 Supplemental Services Independent Contractor Agreement with Extreme Learning, Inc.
- G-12 Supplemental Services Independent Contractor Agreement with A+ Educational Centers
- G-13 Supplemental Services Independent Contractor Agreement with ABC Phonetic Reading School, Inc.
- G-14 Supplemental Services Independent Contractor Agreement with Academic Tutoring Services, Inc.
- G-15 Supplemental Services Independent Contractor Agreement with ACE Tutoring Services, Inc.
- G-16 Supplemental Services Independent Contractor Agreement with ATS Project Success
- G-17 Supplemental Services Independent Contractor Agreement with Carney Educational Services
- G-18 Contract with WestEd for School Assistance and Intervention Team (SAIT) Services for Horace Mann School
- G-19 California Department of Education, Child Development Services, Instructional Materials Contract CIMS-6132 for 2006-07
- G-20 Memorandum of Understanding to provide AmeriCorps First 5 Kern Services
- G-21 Educational study trips, out of town

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

Adjournment:

177

On motion by Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the affirmative vote of the members present that the meeting be adjourned. Ayes: Mrs. DeWalt, Mrs. Tafoya, Mr. Tate, and Mr. Van Horne. Noes: None. Absent: Mr. Weir.

The meeting adjourned at 7:08 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, December 12, 2006.

ATTEST:

MR. MICHAEL D. LINGO  
SUPERINTENDENT OF SCHOOLS

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Clerk

ML/ld