

BAKERSFIELD CITY SCHOOL DISTRICT

Regular Meeting of the Board of Education, Tuesday, December 12, 2006
Education Center - 1300 Baker Street, Bakersfield, California

Regular Session: The regular session of the Board of Education was called to order at 5:50 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, Chief Business Official
Mrs. Driskill, Administrative Assistant
Mrs. Sutton, Administrative Secretary

Hearings: >> No one addressed the Board at this time.

Report No. A-1 Oath of Office The Oath of Office for Mrs. DeWalt and Mr. Tate was administered by Mr. Michael D. Lingo, Superintendent.

Report No. A-2 Nomination and Election of Officers: In accordance with the Education Code and District Policies and Procedures, President Tafoya asked for nominations for officers for the coming year.

Mrs. DeWalt Elected President: Mrs. DeWalt was nominated by Mr. Tate, with no other nominations being received, the chair called for a vote. It was ordered by the affirmative vote of the members present that Mrs. DeWalt be elected President of the Board of Education.
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Mr. Van Horne Elected President Pro Tem: Mr. Van Horne was nominated by Mr. Tate, with no other nominations being received, the chair called for a vote. It was ordered by the affirmative vote of the members present that Mr. Van Horne be elected President Pro Tem of the Board of Education.
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Mr. Tate Elected Clerk: 3 Mr. Tate was nominated by Mr. Tate, with no other nominations being received, the chair called for a vote. It was ordered by the affirmative vote of the members present that Mr. Tate be elected Clerk of the Board of Education.

Mrs. Tafoya Elected Clerk Pro Tem: 4 Mrs. Tafoya was nominated by Mr. Tate, with no other nominations being received, the chair called for a vote. It was ordered by the affirmative vote of the members present that Mrs. Tafoya be elected Clerk Pro Tem of the Board of Education.

Recessed to Closed Session: 5 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.

Mrs. DeWalt Presides

Closed Session: A closed session was held from 6:00 to 6:28 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.
- Discussion of Student Matters (*Administrative Hearing Panel recommendations and alternative school placement*), pursuant to Education Code Section 48918(c).

Reconvened to Regular Session: 6 On motion by Mr. Tate, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present that the Board reconvene to regular session.

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. Jimmy Ellis.

Approval of Minutes: 7 On motion by Mrs. Tafoya, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that the minutes of the regular and special meetings of November 28, 2006, be approved.

Hearings: >> Yolanda Espinosa, Stiern Middle School Teacher, addressed concerns regarding the District's negotiations and asked the Board to honor district teachers by settling their contract in a timely manner.

- >> Dan Brown, District teacher and BETA Bargaining Rep., noted concerns regarding the District's use of an attorney for bargaining with BETA and asked the Board to bargain in good faith with BETA.
- >> Michael Cunningham, Casa Loma Teacher, addressed concerns regarding the District's distribution of EIA funds and the per-student allotment for Casa Loma as compared to Downtown School. He asked for clarification on how these funds were distributed.
- >> Pam Baugher, District teacher and BETA Bargaining Rep., addressed concerns regarding the District's negotiating team and the lack of up-to-date financial documents to enable BETA to bargain effectively.
- >> Carol Reichert, BETA President, addressed concerns regarding the District's use of an attorney to handle bargaining with BETA and the lack of a settlement agreement.

Presentations: Mr. Lingo presented Mrs. Tafoya with an engraved clock in appreciation for her leadership as president of the Board of the Education this past year.

Mr. Lingo presented Mr. Weir with an engraved plaque in appreciation for his fourteen years of service as a Board member for the Bakersfield City School District and congratulated Mr. Weir on his election to the City Council.

Comments of Board Members and Staff:

Mr. Tate

- Congratulated Mrs. Tafoya on the outstanding job she did as Board President.
- Congratulated Mr. Weir on his election to the City Council and noted that he always respected what Mr. Weir had to say even when they didn't agree.

Mrs. Tafoya

- Congratulated Mr. Weir and thanked him for his service on the Board, read his letter of resignation, and noted that he will be missed.
- Commended the administration for their involvement in the PIQE Program and noted the commitment and compassion of Mrs. Salgado and Mr. Avilla, leaders of the program.
- Noted that she attended a health summit in Washington DC last summer and recently received a "Tool Kit for Hispanic Families" from the White House that she is providing for the District's use. Commended Ruth Holton and her department for preparing the presentation on "Our Commitment to Healthy Kids and Healthy Communities" that she shared at the summit and noted that it was selected for publication.

Mr. Weir

-Thanked everyone in the audience for making the effort to attend his very last Board meeting.

Mrs. DeWalt

-Congratulated Mr. Weir.

-Noted that she was able to be in Sacramento to see Jean Fuller get sworn in as Assemblywoman.

Mr. Lingo

-Thanked Sarah Baron for her work on the Teddy Bear Picnic fundraiser and noted that the Ed Foundation received \$27,500 from that event.

-Noted that the Buck Owens book prepared as an Education Foundation fundraiser has almost sold out.

-Shared a report on the District's efforts in negotiations with BETA; noted that after eight meetings, BETA's proposal on record at the time they declared an impasse consisted of substantive changes in seven articles with an annual cost of \$14.9 Million. He further noted that because BETA declared impasse requesting a mediator, BETA must initiate contact with the District to request resumption of face-to-face bargaining. The District would prefer a settlement before winter break.

Report No. 1
Certification of
Election Results

A report on the certification of the November 7, 2006, election was presented for the Board's information.

Report No. A-3
Van Horne elected
As Trustee
Representative
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On motion by Mr. Tate, seconded by Mr. Weir, it was ordered by the affirmative vote of the members present that Mr. Van Horne be elected as Trustee Representative and that Mrs. Tafoya be the alternate. Copy of Report No. A-3 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-4
Van Horne
Nominated for
CSBA Delegate
Assembly
9

On motion by Mrs. Tafoya, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that Mr. Van Horne be nominated for the California School Boards Delegate Assembly, Subregion 12-B, for 2007. Copy of Report No. A-4 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. B-1
Public Hearing
CSEA Agreement
Summary
10

A public hearing was held at 7:15 p.m. to receive public comment regarding the Agreement Summary between the Bakersfield City School District and the California School Employees Association, Chapter #48. No one addressed the Board at this time.

Report Nos. A-5
through A-8, and
B-2 through B-6

Refer to Board Order 14, pages 5 and 6.

Report No. E-1
Approved
Certificated
Personnel
Report:
11

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

Report No. E-2
Approved
Classified
Personnel
Report:
12

On motion by Mrs. Tafoya, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present that the personnel report covering employments, changes, resignations, retirements, extra-time, and leaves of absence 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.

Report No. E-3
Ratified CSEA
Agreement
13

On motion by Mr. Van Horne, seconded by Mr. Weir, it was ordered by the affirmative vote of the members present that the negotiated agreement between the Bakersfield City School District and the California School Employees Association, Chapter #48, signed on November 9, 2006, for the 2006-07 school year, be ratified. Copy of Report No. E-3 in the minutes file 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:
14

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

A-5 Gifts to Casa Loma, Longfellow, Pauly, Sierra, Thorner and Williams schools:

Casa Loma: Library books for grades K-5, donated by *The Bakersfield Californian's My First Library drive*

Longfellow: Library books for grades K-5, donated by *The Bakersfield Californian's My First Library drive*

Pauly: Library books for grades K-5, donated by *The Bakersfield Californian's My First Library drive*

Sierra: Library books for grades 6-8, donated by *The Bakersfield Californian's My First Library drive*

A-6 Consultant services

- A-7 Deny Claim for Damages to Person or Property – Ernesto Miguel Soto, Jr.
- A-8 Signatures of Members of the Governing Board and Persons Authorized to Sign Warrants
- B-2 Annual Audit for the Fiscal Year Ended June 30, 2006
- B-3 First Interim Report for 2006-2007
- B-4 Budget Revision for 2006-2007
- B-5 Resolution regarding Annual Accounting of Development Fees for the 2005-2006 Fiscal Year
- B-6 Payment of warrants to vendors for the period December 13, 2006, through January 23, 2007
- D-1 Award of Bid – Paper Products (#BD0611-1)
- D-2 Award of Bid – Toner, Ink Cartridges, and Printer Supplies (#BD0611-2)
- E-4 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 Section 44263
- E-5 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-6 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 44256(b)
- F-1 Administrative Hearing Panel action
- G-1 California Department of Education, Child Development Services, 2006-2007 State Preschool Contract
- G-2 District-wide Library Plan Update for 2006-2007
- G-3 Club Z! In-Home Tutoring Services, Inc. – Supplemental Services Independent Contractor Agreement (*Amendment to Vendor Name*)
- G-4 Paradigm Learning Centers – Supplemental Services Independent Contractor Agreement
- G-5 National Farm Workers Services Center, Inc. - Supplemental Services Independent Contractor Agreement
- G-6 Bright Futures Learning Center - Supplemental Services Independent Contractor Agreement
- G-7 Brain Hurricane, LLC – Supplemental Services Independent Contractor Agreement
- G-8 Bright Sky Learning – Supplemental Services Independent Contractor Agreement
- G-9 Consolidated Application for Funds for Educational Programs: School Site Plans for 2006-07
- G-10 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:
15

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

The meeting adjourned at 7:19 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