

BAKERSFIELD CITY SCHOOL DISTRICT

Regular Meeting of the Board of Education, Tuesday, February 27, 2007
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 Karen DeWalt.

Members Present: The following members were present:

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

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: 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.
31

Closed Session: A closed session was held from 6:05 to 6:27 p.m. for the purpose of the following:

- Public Employee Discipline/Dismissal/Release, pursuant to Government Code Section 54957.
- Public Employee Performance Evaluation, pursuant to Government Code section 54957: Superintendent.
- 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: 32 On motion by Mrs. Tafoya , seconded by Mr. Van Horne, 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. Randy Ranes, Director, Student Services.

Approval of Minutes: 33 On motion by Mrs. Tafoya, seconded by Mr. Van Horne, it was ordered by the affirmative vote of the members present that the minutes of January 23 and February 5, 2007, be approved.

- Hearings:
- >> Reverend Ishmael Kimbrough; Pastor H. T. Calhoun; Dr. Gonzalo Santos, Professor at CSUB; Casa Loma Parent Betty Hollinquest; and Supervisor Michael Rubio, all highlighted the good work that Principal Gwen Johnson has achieved at Casa Loma School and addressed concerns regarding her possible removal as principal of the school.
 - >> Carol Reichert, BETA President, asked the Board to take action to direct the District's bargaining team to discuss the transfer language and work out a settlement agreement for the teachers' contract by next Wednesday, March 7.
 - >> Mitch Olson, President of the Kern High Faculty Association, expressed his support of BCSD teachers and his disappointment that the District has not been able to settle a fair contract for its teachers.
 - >> Lisa Nichols, District parent, noted her support for the teachers at Evergreen School and stated that she does not want her children to lose their teachers; she further stated when the teachers are happy, the students are happy.
 - >> Michael Green, CTA Board Member and Valencia School District Teacher, noted that teachers are not in it for the money, but it is a matter of respect. He asked the Board to show their respect and settle a fair contract for the teachers of BCSD.
 - >> Bruce Hubble, Nichols Elementary School Student, said students need teachers to help us learn, we need to know who our teacher is so that we can feel safe and comfortable learning, and it helps if our teachers know our name.

>> Korrin Karas, Fremont Kindergarten Teacher and BETA Treasurer, addressed the Board regarding SB1133, the Quality Education Investment Act (QEIA). She noted that the district currently has 25 schools eligible for this funding and one out of every three schools will be chosen to participate.

Comments of
Board Members
and Staff:

Mrs. DeWalt

-Noted that she attended the wonderful junior high middle school concert last evening and thanked everyone who worked on the event.

Mrs. Tafoya

-Officially welcomed Don Vereen to the Board.

-Thanked everyone for attending the meeting and stated that we all want to settle a fair and equitable contract.

Mr. Vereen

-Thanked Reverend Calhoun for his support.

Mr. Lingo

-Acknowledged Nancy Olcott and Tracy Hicks, former and current principals of Pioneer School, and their staff for their success at Pioneer School. State Superintendent Jack O'Connell visited Pioneer School on February 7 and called it a model of improvement for other schools across California.

-Noted that he attended the junior high/middle school honor concert last evening. He said he was amazed at the talent that we have in our schools and what our teachers are able to do and encouraged everyone to attend future concerts.

-Acknowledged Jo Ann Merritt, Downtown School Kindergarten teacher, for receiving the 2007 International Reading Association Presidential Award for Reading and Technology.

-Shared a PowerPoint presentation on the BCSD-BETA 2006-07 Negotiations. In the presentation Mr. Lingo shared that

- The District and BETA are very close on salary and employee benefits (5.4% vs. 5.52%)
- They have agreed on an additional 1.38% devoted to increasing the district contribution for employee insurance benefits to \$12,356.04 annually.
- The one remaining issue is transfers.
- Currently, BCSD principals have limits on his/her ability to select among incoming teacher transfer applicants.
- SB1655 causes several concerns for the district:

- Effective January 1, 2007, teachers may not transfer into deciles 1-3 schools without the principal's consent.
- SB1655 invalidates seniority as criteria for teacher-requested transfers assigned after April 15 for all District schools.
- Of our 42 schools, 31 are in Deciles 1-3. The District does not believe that classroom teachers transferring to 11 schools should have different transfer rights than classroom teachers transferring to 31 schools.
- The District is expending substantial time and effort strengthening the collaborative development of grade level and subject area academic teams. This makes it more important than ever that the school principal, in consultation with teachers, has the ability to select among all applicants to fill vacant positions.
- Teachers need not fear involuntary transfers
 - Stated that the District cannot imagine anything more disruptive to its current team-building process now ongoing, than to transfer teachers from one school to another to improve student achievement.

-Noted that we hope the mediation session on March 7th will produce an agreement that meets our mutual needs. The District's negotiating team has been directed to work as long and as hard as it takes to finalize these negotiations.

Report No. 1
BCSD Suspension
Report

Mr. Tim Fulenwider, Director of Learning Support, shared a PowerPoint presentation on the District's suspensions. He explained that the Directors of Learning Support were given the charge by the superintendent to conduct a suspensions analysis of the district. He reviewed their Conclusions, Actions, and Next Steps to provide assistance and support to school sites. Mr. Tate asked if the suspension code is still in affect and stated that he wants to reduce suspensions; but at the same time, he does not want to keep children in classrooms if they are misbehaving. Mrs. Tafoya stated that she believes it is important that the District is offering the support and resources to the staff at the schools. She said she looks forward to an annual report on the success of this program. 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 No. 2
Analysis of Quality
Education
Investment Act
(QEIA) SB 1133

Mr. Lingo complimented Korrin Karas on the great job she did reviewing QEIA and invited her to be a part of the BETA group that works with the district to review the criteria. He stated that the District will be meeting with principals and representatives of BETA to discuss the requirements of this bill. Mr. Lingo presented a PowerPoint presentation on the Quality Education Investment Act (QEIA) with a summary of the funding and requirements. He agreed that 25 District schools are eligible to apply for funding, but also noted that all but 5 of the 25 schools would require additional classroom buildings ranging in cost from \$72,000 to

\$2.6 Million. These buildings can be paid from these funds only during the first year. He also noted that State Facility Program eligibility will be affected unless further legislation is enacted. The additional classrooms needed to reduce class size for this program will decrease the District's facilities funding eligibility for new construction. Copy of Report No. 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. 3
Compton Plan for
Corrective Actions
Quarterly Report

Mrs. Kathy Hollis, State Appointed Trustee for Compton Junior High School, reviewed an executive summary of the Plan for Corrective Actions and Second Quarterly Report for Compton Junior High. She stated that she is very impressed with the dedication of the teachers and the principal at the school, and they are all very appreciative of the strong support they have received from the District administration. She believes they are in a good position to make academic improvement. Mrs. Hollis noted several challenges that Compton has faced this year; she highlighted the successes, and reviewed her recommendations for 2007-08. Copy of Report No. 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-1
Voted for CSBA
Delegate Assembly
34

On motion by Mrs. Tafoya, seconded by Mr. Tate, it was ordered by the affirmative vote of the members present that votes be cast for Rick Van Horne of Bakersfield City School District, Blaine Geissel of the Rosedale Union School District, and Dolores Whitley of the Panama-Buena Vista Union School District, and that the ballot be marked and signed. 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
Adopted Resolution
Confirming Costs of
Bond Sale
35

On motion by Mr. Van Horne, seconded by Mrs. Tafoya, it was ordered by the vote of the members present that the resolution confirming the actual costs of sale of the bonds at \$263,500 or less be adopted and take effect immediately upon adoption. 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 Nos.
A-3 through A-12;

Refer to Board Order 40, pages 6-8.

Report No. B-1
Approved Purchase
And Sale of Land
36

On motion by Mr. Van Horne, seconded by Mr. Vereen, it was ordered by the vote of the members present that the agreement for purchase and sale of land in the northeast and joint escrow instructions for the purchase of 41.49 acres (within former Assessor's Parcel Numbers 386-040-14 and 386-040-15 located in the City of Bakersfield) at a cost of \$6,347,970 be approved, and the superintendent be authorized to sign all papers pertaining to the sale. Report No. B-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.
B-2 and B-3; and
C-1 and C-2

Refer to Board Order 40, pages 6-8.

Report No. E-1
Approved
Certificated
Personnel
Report:
37

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 and supplements No. 1, 2, 3 and 4 covering employments, cooperating teachers, 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:
38

On motion by Mrs. Tafoya, seconded by Mr. Vereen, it was ordered by the affirmative vote of the members present that the personnel report covering employments, dismissals, terminations, 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.

Report No. E-3
Received Initial
Proposal of BETA
for Bargaining
Reopeners
39

On motion by Mr. Van Horne, seconded by Mrs. Tafoya, it was ordered by the vote of the members present that the initial proposals of BETA for bargaining reopeners, pursuant to Article 13 of the current negotiated agreement between BCSD and BETA be received as a matter of record in compliance with Section 3547 of the Government Code. 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

>> Pam Baugher, Nichols Teacher and BETA Bargaining Representative, addressed concerns regarding Consent Agenda item A-6, Addition to Board Policy and Procedures, Section 500.54, Employment References. She asked that the policy be pulled and reconsidered.

Mrs. Tafoya noted that she has some questions on that item as well and asked that the item be pulled from the agenda.

Approval or
Ratification
of the Consent
Agenda:
40

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

A-3 Gifts to District and College Heights, Longfellow and Nichols schools
District: 42 Merriam-Webster dictionaries to be used for the District's Spelling Bee from Mr. Mike Russo; \$350 to the Stand Strong Academy and Mentoring Program from the Collins Foundation

- College Heights:** \$5,000 for Migrant students to attend Camp KEEP from the Bertha Rankin Trust
- Longfellow:** \$1,000 to the library from Mr. James Weddle
- Nichols:** \$150 from the will of Howard and Mamie Nichols
- A-4 **Addition** to Policies and Procedures, Section 400.57, Animals at School, **approved as a first reading on January 23, 2007**
- A-5 **Addition** to Policies and Procedures, Section 500.53, Teacher Qualifications Under the No Child Left Behind Act, **approved as a first reading on April 25, 2006**
- A-7 **Revision** to Policies and Procedures, Section 500.30, Personnel Files, **approved as a first reading on January 23, 2007**
- A-8 **Revision** to Policies and Procedures, Section 500.38, Sexual Harassment, **approved as a first reading on January 23, 2007**
- A-9 **Revisions** to Policies and Procedures, Section 605.12, Education for Foster Youth, **approved as a first reading on January 23, 2007**
- A-10 **Revisions** to Policies and Procedures, Section 605.13, Williams Uniform Complaint Procedures, **approved as a first reading on January 23, 2007**
- A-11 Consultant services
- A-12 Amendment to Agreement with Davis Demographics and Planning, Inc. for Data Development Tasks and Student Projections
- B-2 District Investments and Interest Earnings for the Quarter Ending December 31, 2006
- B-3 Payment of warrants to vendors for the period February 28, 2007, through March 27, 2007
- C-1 Request to File a Notice of Completion – New Relocatable Classrooms at Harris Elementary School
- C-2 Request to File a Notice of Completion – New Relocatable Classrooms at Stiern Middle School
- D-1 Request to Participate – Glendale Cooperative Bid #P-10 06/07 Multiple Awards for Curriculum Materials, Supplies, Equipment and Related Materials
- D-2 Request to Advertise for Bids – Food Service Equipment
- D-3 Request to Advertise for Bids – Music Instruments
- D-4 Request to Advertise for Bids – Band Uniforms
- D-5 Request to Advertise for Bids – School Buses
- E-4 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, Sections 80021 and 80021.1

- E-5 Variable Term Waiver to assign teachers with their consent to teach out of their credentialed area for the 2006-07 school year, in accordance with the provisions of Education Code 44268: Professional Preparation Program for the Clinical or Rehabilitative Services Credential
- E-6 Business, conference and workshop travel by Board of Education members, superintendent and assistant superintendents
- F-1 Administrative Hearing Panel action
- F-2 Interdistrict Agreements for Attendance
- G-1 Adoption of Report of Findings, Corrective Actions, and Executive Summary for Horace Mann Elementary – School Assistance and Intervention Team (SAIT)
- G-2 Consolidated Application for Funds for Educational Programs: School Site Plans, 2006-07 – Private Schools
- G-3 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:
41

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

The meeting adjourned at 8:12 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, March 27, 2007.

ATTEST:
MR. MICHAEL D. LINGO
SUPERINTENDENT OF SCHOOLS

Clerk

ML/ld