

BAKERSFIELD CITY SCHOOL DISTRICT
Regular Meeting of the Board of Education
1300 Baker Street, Bakersfield, California
Tuesday, May 27, 2008.

Regular Session – 6:00 p.m.
Closed Session – 6:05 p.m.
Reconvene to Regular Session – 6:30 p.m.

I. CALL TO ORDER AND ROLL CALL

Mr. Van Horne, President _____	Mr. Tate _____
Mrs. DeWalt _____	Mr. Vereen _____
Mrs. Tafoya _____	

II. HEARINGS

Citizens may address the Board of Education at this time. Following recognition by the president, each speaker may have the floor for five minutes. Persons addressing the Board are requested to give name, address, and the group or organization they represent, if any, in order that an accurate record can be made in the minutes. Items not appearing on the agenda cannot, by law, be the subject of Board action. Such items may be placed on future agendas for full discussion and/or action.

III. CLOSED SESSION

A closed session will be held for the following purposes:

- 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).

Motion _____ Second _____ Vote _____

IV. RECONVENE TO REGULAR MEETING – 6:30 p.m.

Motion_____ Second_____ Vote_____

V. PLEDGE TO FLAG

VI. APPROVAL OF MINUTES

Minutes of the regular meeting of April 22, 2008.

Motion_____ Second_____ Vote_____

VII. PRESENTATIONS

*Public Recognition of students
for perfect attendance from Kindergarten through Eighth grade:
Diego Salas, Sierra Middle High School
Vanessa Rivera, Washington Middle School
Amara Lopez-Beltran, Compton Junior High School
Johnny Ortiz, Compton Junior High School
Jordan Dickson, Chipman Junior High School*

*Certificates of Service
for 25 – 40 Years
Presented to:
Certificated and Classified Employees*

To Our Visitors. . . .

Members of the public may place items on the agenda of any regular Board meeting. The items must be directly related to school district business. Requests for placement must be made in writing and delivered to the office of the District Superintendent not later than 12:00 noon on the sixth (6th) business day prior to the meeting. The position of the item on the agenda will be determined by the Superintendent, who may consult with the Board President on the matter. Items placed on the agenda by the public will be for information and discussion so that the Board may be advised of the views of the community. The Board reserves the right to place the item on the agenda of a subsequent meeting for action.

Members of the public may address the Board regarding items on the agenda as these items are taken up. Prior to the start of the meeting, persons wishing to speak will, on forms provided, indicate name, address, and item on which they intend to speak. If the matter is listed as an item for Board action, the Board will not take action until persons who have requested to speak have done so. Unless otherwise approved by the Board, the total time allotted to all persons wishing to speak to an item shall not exceed fifteen (15) minutes. In case of numerous requests to address the same item, the Board may select representatives to speak on each side of the item.

An individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact the Superintendent or designee in writing.

VIII. HEARINGS

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IX. COMMENTS OF BOARD OF EDUCATION AND STAFF

Board Members

Superintendent

X. REPORTS

1. BCSD Healthy Students—Addressing the issues of Student Health and Weight

XI. ACTION ITEMS

B. BUDGET AND FINANCE

B-1 Public Hearing on the Adoption of the Resolution to Increase Level I Developer Fees

A hearing will be held to receive public comments regarding the proposed adoption of the resolution to increase Level I Developer Fees (school facility fees), which is to become effective August 1, 2008.

B-2 Public Hearing on the Adoption of the Resolution to Levy and Collect Level II/III Developer Fees

A hearing will be held to receive public comment regarding the proposed adoption of the resolution to levy and collect Level II/III Developer Fees (school facility fees), which is to become effective May 28, 2008.

B-3 Resolution to Increase Level I Developer Fees

It is recommended that the Resolution: Level I (Basic) Developer Fee Adoption of School Facilities Fees be adopted.

Motion _____ Second _____ Vote _____

B-4 Resolution to Levy and Collect Level II/III Developer Fees

It is recommended that the Resolution: Level II/III Developer Fees Adoption of School Facilities Fees be adopted.

Motion _____ Second _____ Vote _____

C. BUILDINGS AND GROUNDS

C-1 Agreement for Purchase and Sale of Land and Joint Escrow Instructions

It is recommended that the agreement for purchase and sale of land and joint escrow instructions for the property at 700 and 714 Niles Street in the City of Bakersfield, CA (Assessor's Parcel Numbers 014-020-11 & 12) be approved and the superintendent be authorized to sign all papers pertaining to the sale.

Motion _____ Second _____ Vote _____

E. PERSONNEL

E-1 Certificated Personnel Report

Employments, re-employments, cooperating teachers, changes, extra-time and supplements are submitted for certificated employees. It is recommended that the personnel report for certificated employees be approved. [Exhibit E-1]

Motion _____ Second _____ Vote _____

E-2 Classified Personnel Report

Employments, dismissals, terminations, changes, resignations, retirements, extra-time and supplements are submitted for classified employees. It is recommended that the personnel report for classified employees be approved. [Exhibit E-2]

Motion _____ Second _____ Vote _____

E-3 Presentation of Initial Proposals of California School Employees Association, Chapter #48, for Bargaining Reopeners

It is recommended that the initial proposals of CSEA for bargaining reopeners, pursuant to Article 21 of the current negotiated agreement between BCSD and CSEA, be received as a matter of record in compliance with Section 3547 of the Government Code.

Motion_____ Second_____ Vote_____

E-4 Presentation of Initial Proposal by Laborers' International Union of North America (L.I.U.N.A.), Local 220, for Contract Negotiation

It is recommended that the initial proposals of L.I.U.N.A. for contract negotiation be received as a matter of record in compliance with the public notice provisions of the Government Code Section 3547

Motion_____ Second_____ Vote_____

XII. CONSENT AGENDA

It is recommended that the following reports be approved, adopted or ratified:

	<u>Exhibit</u>
A-1 Addition to Policies and Procedures, Section 800.10, Architectural and Engineering Services, as a first reading	A-1
A-2 Addition to Policies and Procedures, Section 800.11, Site Selection and Development, as a first reading	A-2
A-3 Addition to Policies and Procedures, Section 800.12, Facilities Financing, as a first reading	A-3
A-4 Addition to Policies and Procedures, Section 800.13, Developer Fees, as a first reading	A-4
A-5 Deletion to Policies and Procedures, Section 800.9, The California Environment Quality Act (CEQA) of 1970, as a first reading	A-5
A-6 Deletion to Policies and Procedures, Section 800.2, New School Plants, as a first reading	A-6
A-7 Deletion of Policies and Procedures, Section 800.1, School Sites, as a first reading	A-7
A-8 Revision to Policies and Procedures, Section 603.20, Tuberculosis Testing, as a first reading	A-8

Consent Agenda Continued)

A-9	Revision to Policies and Procedures, Section 500.20, Health Benefits, as a first reading	A-9
A-10	Gifts to Chavez, Franklin, Garza and Longfellow schools Chavez: \$150 to purchase library books donated by Bakersfield Republican Women Franklin: Harry Potter Series books valued at \$100 donated by Teresa Rimmer Garza: \$150 to purchase library books donated by Bakersfield Republican Women Longfellow: Small violin donated by Deborah Nystrom	A-10
A-11	Short-term Consultant Services	A-11
A-12	Agreement between Bakersfield City School District and Cal Poly Pomona Foundation, Inc. for the Youth Entrepreneurship Training Program (July 20-25, 2008)	A-12
A-13	Resolution Opposing the Proposed 2008-2009 State Budget	A-13
A-14	Renewal of Memorandum of Understanding with Kern Regional Center for the Foster Grandparent Program at Eissler, McKinley, and Rafer Johnson Children’s Center for 2008-2009 (August 1, 2008, through July 31, 2009)	A-14
A-15	Memorandum of Understanding between the Kern County Superintendent of Schools and the Bakersfield City School District for Elementary Community School Services (2008-2009 School Year)	A-15
A-16	Agreement with Schools Legal Services for Professional Services for Developer Fee and Other Matters (2008-2009 School Year)	A-16
A-17	Community Classroom Agreement with the Kern High School District (2008-2009 School Year)	A-17
A-18	Agreement for Professional Services between the Bakersfield City School District and Miller Brown & Dannis, Attorneys at Law (July 1, 2008, through June 30, 2009)	A-18
A-19	Agreement for Services with Central Valley Occupational Medical Group, Inc. to conduct the Worker’s Compensation Return-to-Work Program (2008-2009 School Year)	A-19
A-20	Agreement for Employment Entrance Examination Provider Services with Central Valley Occupational Medical Group, Inc. (July 1, 2008, through June 30, 2009)	A-20

Consent Agenda Continued)

A-21	Resolution authorizing the superintendent to make application and secure funding under Prop. 1-A Replacement Grant to replace four school buses through the San Joaquin Valley Unified Air Pollution Control District	A-21
A-22	Letter of Understanding between California State University, Bakersfield and Bakersfield City School District for the Intensive Writing Academy (May 29, 2008, through July 11, 2008)	A-22
A-23	Agreement for Employment Entrance Examination provider with Functional Ergonomics and Irene Sanchez, M. D. (July 1, 2008, through June 30, 2009)	A-23
B-5	District Investments and Interest Earnings for the Quarter Ending March 31, 2008	B-5
B-6	Payment of warrants to vendors for the period May 28, 2008, through June 24, 2008	B-6
C-2	Request to File a Notice of Completion – One New Relocatable Classroom for Downtown School Eighth Grade	C-2
C-3	Request to Approve Change Order No. 2 – Nichols Elementary School Modernization	C-3
C-4	Request to Approve Change Order No. 1 – Curran Middle School Modernization	C-4
C-5	Request to Participate in the San Gabriel Unified School District Cooperative Bid #16-04/05 for Portable Classrooms – Awarded to Silver Creek Industries, Inc.	C-5
C-6	Contract for Services with School Facility Consultants of Sacramento to represent the District with Pertinent State Regulatory Agencies (July 1, 2008, through June 30, 2009)	C-6
C-7	Five Year Plan for the Deferred Maintenance Program for submission to the State Allocation Board/Office of Public School Construction	C-7
C-8	Ground Space Lease Agreement with Community Action Partnership of Kern for “HomeBase Socialization Site” at Roosevelt School (July 1, 2008, through June 30, 2009)	C-8
C-9	Ground Space Lease Agreement with Community Action Partnership of Kern for Head Start Programs at Casa Loma, Franklin, Hills, Rafer Johnson Children’s Center, Noble, Pauly, Pioneer, Voorhies and Williams schools (July 1, 2008, through June 30, 2009)	C-9

(Consent Agenda Continued)

D-1	Food Service Agreement between Bakersfield City School District and Our Lady of Guadalupe School (July 2, 2008, through June 30, 2009 School Year)	D-1
D-2	Award of Bid for Paper Products - #BD0805-1 to the responsive low bidders on specific line items	D-2
D-3	Request to Advertise Bakery Products and Related Items Bid for the Department of Food Services (2008-2009 School Year)	D-3
D-4	Request to Award Contracts for Asphalt-Slurry Work at Various School Sites within the District	D-4
D-5	Request to Award the Dairy Products and Related Items Bid for the Department of Food Services (2008-2009 School Year)	D-5
E-5	Memorandum of Understanding between the Bakersfield City School District and the California School Employees Association, Chapter #48, Regarding Summer Pilot Program (June 9 through July 25, 2008)	E-5
E-6	Memorandum of Understanding between the Bakersfield City School District and the Bakersfield Elementary Teachers Association regarding Donation of Sick Leave for an employee at Longfellow School	E-6
E-7	Business, conference and workshop travel by Board of Education members, superintendent and assistant superintendents	E-7
E-8	Variable Term Waiver to assign teachers with their consent to teach out of their credentialed area for the 2007-2008 school year, in accordance with the provisions of Education Code 44268: Professional Preparation Program for the Clinical or Rehabilitative Services Credential	E-8
E-9	Memorandum of Understanding between the Bakersfield City School District and the Bakersfield Elementary Teachers Association regarding Donation of Sick Leave for an employee at Hort	E-9
E-10	Memorandum of Understanding between the Bakersfield City School District and the California School Employees Association, Chapter #48 regarding supply cards for eligible activity leaders	E-10
F-1	Administrative Hearing Panel Action	F-1
F-2	Interdistrict Agreements for Attendance	F-2
G-1	Settlement Agreement of Due Process regarding Special Education in the case OAH NO. N2007060015	G-1

(Consent Agenda Continued)

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| G-2 | California Department of Education, Child Development Division,
2007-2008 Annual Program Self-Evaluation for CPRE Contract
(Pre-K and Family Literacy) | G-2 |
| G-3 | California Department of Education, Child Development Division,
2007-2008 Annual Program Self-Evaluation for CPKP (State Preschool) | G-3 |
| G-4 | Service Contract with ProCare Therapy, Inc., to provide Occupational
Therapy Diagnostic Services (July 1, 2008, through June 30, 2009) | G-4 |
| G-5 | Agreement with Pam Maxwell to provide Physical Therapy Services
(July 1, 2008, through June 30, 2009) | G-5 |
| G-6 | Agreement with Kern Regional Center for Early Start Infant
Development Services (July 1, 2008, through June 30, 2009) | G-6 |
| G-7 | Educational study trips, out of town | G-7 |
| Motion_____ Second_____ Vote_____ | | |

XIII. MEMORIAL AND ADJOURNMENT

The Board of Education sadly notes the recent death of Kristen Reese, teacher at Nichols Elementary School. Ms. Reese has been a teacher with the district since August of 1988.

It is recommended that the meeting adjourn in memory of Kristen Reese with no further transaction of business.

The meeting is adjourned at _____ p.m.

Motion_____ Second_____ Vote_____

The next regular meeting of the Board of Education will be held on Tuesday, June 24, 2008.