

BAKERSFIELD CITY SCHOOL DISTRICT

Regular Meeting of the Board of Education, Tuesday, April 22, 2008  
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 6:00 p.m. by President Van Horne.

Members Present: The following members were present:

Ms. 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 Ms. DeWalt, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present to recess to closed session.  
45

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.
- 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: On motion by Mr. Tate, seconded by Mrs. Tafoya, it was ordered by the the vote of the members present to reconvene to regular session.  
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The regular session of the Board of Education reconvened at 6:32 p.m.

Pledge to Flag: The Pledge of Allegiance was led by Ms. Roberta Zapf.

Report of  
Closed Session  
Action

President Van Horne reported that during the recently concluded closed session, the Board voted to confirm multiple reassignments for the ensuing 2008/2009 school year as follows:

- reassignment of an elementary school principal to teacher unassigned;
- Interim Supervisor of ELL to Vice Principal at Mt. Vernon;
- Interim Vice Principal at Mt. Vernon to Academic Program Leader at Mt. Vernon; and
- Project Director of Safe Schools to Principal.

President Van Horne stated that the Board also directed the Superintendent or designee to send appropriate notices of the reassignments, and the vote of the Board was unanimous.

Approval of  
Minutes:  
47

On motion by Mrs. DeWalt, seconded by Mr. Vereen, it was ordered by the affirmative vote of the members present that the minutes of the regular meeting of March 25, 2008, be approved.

Hearings:

Chris Knight, District bus driver, discussed an issue relating to the number of hours on her bus route and the calculation of her proration for benefits.

Lyn Williams, CSEA President, spoke against the layoff of classified employees and asked the Board to postpone the vote on the resolution to reduce classified staff and to work with CSEA towards a fair and equitable solution.

Michael Noland, Labor Relations Representative for CSEA, shared his thoughts on the resolution regarding the reduction of classified staff on the Board agenda. He also asked the Board to postpone the vote on the resolution and work with CSEA on an equitable solution.

Lisa Buckner, 5<sup>th</sup> grade teacher at Noble School, voiced her complaint that the 4<sup>th</sup> and 5<sup>th</sup> grade math textbook overview is scheduled on May 14, which is "Day of the Teacher."

Carol Reichert, BETA President, asked the school board to adopt a resolution in opposition of the Governor's budget cuts to education. She also requested that the Board take another look at the MOU on consent agenda item E-10, regarding the teacher classroom supply cards and consider allowing teachers to use vendors other than GW School Supply or use these funds to offset other budget cuts or towards the cost of health premiums. She also requested that the consent agenda item A-3, revising the District's policy on Tuberculosis testing, be revised so as not allow any children to enter the district without a clean TB test.

Pam Baugher, Nichols teacher, also requested that the Board look at broadening the scope of where teachers can use the classroom supply dollars. She said by limiting the purchases to GW Supply, they have limited what teachers can buy. She would like to purchase books from Scholastic. Mrs. Baugher also addressed issues regarding the testing

protocols and the people coming through her classroom to observe during testing.

Comments of  
Board Members  
and Staff:

Mrs. Tafoya

-stated that she is in support of the resolution regarding the Governor's proposed budget cuts and also supports having a variety of vendors for the supply cards.

-noted that she attended the students' Folklórico performance at the Festival Juvenil Primavera directed by Sylvia Guzman of Juliet Thorner School. She noted that it was an exceptional program and her assistance has been requested to help expand the number of students who attend this event.

Mr. Vereen

-attended Washington Middle School's spring concert and also visited Mt. Vernon and Garza schools.

-noted that he will cut his visits back until after testing is completed.

Ms. DeWalt

-thanked all the teachers for all their hard work during testing.

Mr. Van Horne

-thanked everyone who helped with the district-wide track meet last week.

-asked teachers for clarification on what type of vendors they would like for the supply cards and noted that it could not be a general card that could be used to purchase anything. Pam Baugher said printing would be nice.

Mr. Lingo

-noted that he also attended the track meet last Thursday and thanked everyone who participated; especially all the teachers and coaches at the school sites who prepared the kids for the meet.

-reported that on May 8, he will be in San Diego as Carla Tafoya, Principal of Franklin School receives the NCUST Award, and on May 16, he will be in Anaheim to see Thorner and Downtown schools receive their Distinguished Schools Award. Noted that of the four schools in Kern County to receive the Distinguished School Award, two are from BCSD.

Report No. 1  
Quarterly Report  
Williams Act  
Requirements

A quarterly report on the Williams Act Requirement was provided for the Board's information. The report showed no complaints filed regarding instructional materials, teacher vacancy or misassignment or facilities for the period of January 1, 2008, through March 31, 2008.

<p>Report No. A-1          Adopted Resolution          Reduction of          Classified Staff  <u>48</u></p>	<p>On motion by Mr. Tate, seconded by Mrs. DeWalt, it was ordered by the vote of the members present that the resolution regarding the reduction of classified staff be adopted. Copy of Report 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.</p>
<p>Report Nos.          A-2 through A-12;          B-1; C-1 through          C-4; and D-1</p>	<p>Refer to Board Order 53, pages 5 through 7.</p>
<p>Report No. E-1          Approved          Certificated          Personnel          Report:  <u>49</u></p>	<p>On motion by Mrs. Tafoya, seconded by Ms. DeWalt, it was ordered by the affirmative vote of the members present that the personnel report and Supplement No. 1 and 2 covering employments, re-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.</p>
<p>Report No. E-2          Approved          Classified          Personnel          Report:  <u>50</u></p>	<p>On motion by Ms. DeWalt, 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, dismissals, terminations, changes, resignations, retirements, and extra-time, for classified employees be approved. Copy of Report No. E-2 in the minutes file file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.</p>
<p>Report No. E-3          Adopted Response          BETA Proposals          Proposals  <u>51</u></p>	<p>On motion by Mrs. Tafoya, seconded by Ms. DeWalt, it was ordered by the affirmative vote of the members present that the response of the Board of Education of the Bakersfield City School District to the initial proposals of the Bakersfield Elementary Teachers Association for bargaining reopeners be adopted.</p>
<p>Report No. E-4          Adopted          Declaration of          Need for Fully          Qualified Educators  <u>52</u></p>	<p>On motion by Mr. Tate, seconded by Ms. DeWalt, it was ordered by the affirmative vote of the members present that the Declaration of Need for Fully Qualified Educators, in accordance with the provisions of Education Code Section 44225 (d) and (g), and 44300, be adopted. Copy of Report No. E-4 in the minutes file is hereby made a part of the minutes of this meeting by reference as if fully set forth herein.</p>
<p>Pulled Consent          Agenda Items          A-3 and E-10</p>	<p>Mr. Lingo noted an amendment to Consent Agenda Item G-9 to add a field trip for McKinley. Mr. Van Horne indicated that he would like Consent Agenda item A-3 pulled. Mrs. Tafoya requested that we revisit Consent Agenda Item E-10.</p>

Approval or  
Ratification  
of the Consent  
Agenda:

53

On motion by Ms. DeWalt, seconded by Mr. Vereen, it was ordered by the affirmative vote of the members present that the following reports be approved, adopted, or ratified with the exclusion of item A-3 and E-10, and including the amendment to item G-9.

A-2 **Revision** to Policies and Procedures, Section 400.28, Education for English Language Learners, ***approved as a first reading on March 25, 2008***

A-3 **Revision** to Policies and Procedures, Section 603.20, Tuberculosis Testing, ***approved as a first reading on March 25, 2008 (item pulled from agenda)***

A-4 **Revision** to Policies and Procedures, Section 602.9, After School Programs, ***approved as a first reading on March 25, 2008***

A-5 **Revision** to Policies and Procedures, Section 605.3, Uniform Complaint Procedures, ***approved as a first reading on March 25, 2008***

A-6 Short-term Consultant Services

A-7 Agreement between BCSD and Cal State University, Bakersfield, for The Clinical Internship—School Nurse Program (July 1, 2008 through June 30, 2011)

A-8 Resolution Designating Classified School Employee Week as May 19-23, 2008

A-9 Resolution Designating Day of the Teacher as May 14, 2008

A-10 Request to Adopt a California Environmental Quality Act (CEQA) Exemption Resolution for the College Heights Elementary School Quality Education Investment Act (QEIA) Modular Classroom Project

A-11 Request to Adopt a California Environmental Quality Act (CEQA) Exemption Resolution for the Jefferson Elementary School Quality Education Investment Act (QEIA) Modular Classroom Project

A-12 Request to Adopt a California Environmental Quality Act (CEQA) Exemption Resolution for the Munsey Elementary School Quality Education Investment Act (QEIA) Modular Classroom Project

B-1 Payment of warrants to vendors for the period April 23, 2008 through May 27, 2008

C-1 Request to File a Notice of Completion for Downtown School Seventh Grade Relocated Classroom

- C-2 Request to Approve Change Order Requests from PARC Environmental for Asbestos Abatement and Lead Removal for Eissler School Modernization
- C-3 Request to Award Contract for Garza School HVAC (Heating, Ventilation and Air Conditioning) Replacement to lowest responsible bidder
- C-4 Use of Education Center Auditorium by LQ's Performing Arts Center on Sunday, May 18, 2008
- D-1 Request to Advertise Dairy Products and Related Items Bid for the 2008-2009 School Year – Department of Food Services
- E-5 Business, conference and workshop travel by Board of Education members, superintendent and assistant superintendents
- E-6 Employment of Substitute Teachers on CBEST Waivers
- 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 44256(b)
- E-8 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-9 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 44263
- E-10 Memorandum of Understanding between the Bakersfield City School District and the Bakersfield Elementary Teachers Association, signed on March 25, 2008, regarding vendor account cards for classroom supplies (*item pulled from agenda*)
- E-11 Memorandum of Understanding between the Bakersfield City School District and the California School Employees Association, Chapter #48 regarding Donation of Sick Leave for an employee in the Office of Assistant Superintendent, Instructional Support
- E-12 Memorandum of Understanding between the Bakersfield City School and the California School Employees Association, Chapter #48, regarding Donation of Sick Leave for an employee in the Purchasing Department
- F-1 Administrative Hearing Panel action
- F-2 Interdistrict Agreements for Attendance

- G-1 Contract with WestEd for Additional On-Site Professional Development for 2007-2008 School Year (May 1 through June 30, 2008)
- G-2 Due Process Settlement Agreement Regarding Special Education OAH Case #N2008040035
- G-3 Individual Service Agreement with The Center for Behavior Research and Education for the 2007-2008 School Year (April 23 through June 30, 2008)
- G-4 Parent Involvement School Policies
- G-5 Certificate of Participation in the Community Based English Tutoring Program for the 2007-2008 School Year
- G-6 Recommendation for Closure of the Three R's Achievement Academy at the end of the 2007-2008 School Year
- G-7 Agreement with Action Learning Systems to Provide Professional Development for SB 472 Training between June 1, 2008 and May 31, 2009
- G-8 Camp K.E.E.P. Agreements for the 2008-09 School Year
- G-9 Educational study trips, out of town (*as amended*)

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

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

The meeting adjourned at 7:16 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, May 27, 2008.

ATTEST:  
 MR. MICHAEL D. LINGO  
 SUPERINTENDENT OF SCHOOLS

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Clerk  
 ML/ld