

BAKERSFIELD CITY SCHOOL DISTRICT

Minutes of the Regular Meeting of the Board of Education, Tuesday, December 9, 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 6:01 p.m. by President Van Horne.

Members Present: The following members were present:

Ms. DeWalt  
Mrs. Tafoya  
Mr. Tate  
Mr. Van Horne  
Mr. McDougle

Also present:

Mr. Lingo, Superintendent  
Dr. Holton, Asst. Supt., Instructional Support Services  
Dr. Jones, Asst. Supt., Academic Accountability and Improvement  
Mr. McClain, Chief Business Official  
Mrs. Driskill, Administrative Assistant  
Mrs. Sutton, Administrative Secretary III

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

Report No. A-1 Oath of Office The Oath of Office for Mr. McDougle, Mrs. Tafoya and Mr. Van Horne was administered by Mr. Michael D. Lingo, Superintendent/Secretary to the Board.

Report No. A-2 Nomination and Election of Officers: In accordance with the Education Code and District Policies and Procedures, President Van Horne asked for nominations for officers for the coming year. Ms. DeWalt nominated the following slate of officers:

1  
Jerry Tate, President  
Lillian Tafoya, President Pro Tem  
Karen DeWalt, Clerk  
Rick Van Horne, Clerk Pro Tem

With no other nominations being received, Mr. Van Horne called for a motion. On motion by Mr. McDougle, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present that the slate of officers for the Board of Education as nominated by Ms. DeWalt be elected.

Recessed to  
Closed Session: 2 On motion by Mr. Tate, seconded by Ms. DeWalt, it was ordered by the affirmative vote of the members present to recess to closed session.

Closed Session: A closed session was held from 6:10 to 6:29 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).

Mr. Tate Presides

Reconvened to  
Regular Session: 3 On motion by Mrs. Tafoya, seconded by Ms. DeWalt, 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 6:32 p.m.

Pledge to Flag: The Pledge of Allegiance was led by Olivia and Julia Garcia, third and second grade students from Cesar Chavez Science Magnet School.

Approval of  
Minutes: 4 On motion by Mr. Van Horne, seconded by Mr. McDougle, it was ordered by the affirmative vote of the members present that the minutes of November 25, 2008, be approved with the correction to page six.

Presentations: Mr. Tate presented Mr. Van Horne with an engraved gavel plaque in appreciation for his service as President of the Board of Education this past year.

Hearings: >> Michelle Johnson, BETA 2<sup>nd</sup> Vice President, congratulated Mr. McDougle on his election and Mrs. Tafoya and Mr. Van Horne on their reelection to the Board. She referred to the discussion from the last Board meeting regarding fidelity to the curriculum and understands that it means teachers must use the state approved books and materials during core instructional time, and because of this teachers have lost a lot of their freedom—freedom to bring in new literature from outside and introduce it during class time. Ms. Johnson stated that we still need to take time to broaden young minds, and there are many ways that we can do this together,

outside of the core curriculum time, and bridge the gap between the district, our students and community. She noted that BETA will be one of the sponsors for the upcoming Rowdy about Reading Program at California State University, Bakersfield, on January 31, which is the date of a daytime CSUB basketball game. They are also sponsoring a book drive in January to help promote the Read Across Bakersfield events scheduled for Sunday, March 1, 2009, and the Read Across America on March 2 where they will host the 12<sup>th</sup> Annual Read to Children Day. She said she hoped the BCSD and the Board will work with BETA to support these events and give our students more opportunities to learn the joy of reading.

- >> Pam Baugher, District Teacher, congratulated the reelected and newly elected Board members and Board officers. She said she wanted to follow-up on her comments from the last meeting regarding the rigidity of the curriculum program. She noted that last week her class spent 65 minutes getting the first step of the papier-mâché done and during this time, one of her most difficult students, one she thought she would have to send out of the room, did one of the best jobs and helped other students and even helped clean up. She said it was wonderful to have a fun activity that she could draw him into. She believes that there must be some way that the state or the district can allow teachers to flip schedules a little bit while still maintaining fidelity. She asked for a copy of anything written in the Ed. Code or state law that is requiring this rigidity or, if this is WestEd's interpretation or from the District level, then she requested to know that as well.

Comments of  
Board Members  
and Staff:

Mrs. Tafoya

-thanked Rick Van Horne for his leadership, congratulated Jerry Tate on his new presidency and welcomed Bill McDougle to the Board.

-thanked the speakers for their comments and told Michelle Johnson that she supports what she is doing with literacy and thinks the activities are great.

-said she understands what Pam is saying about flexibility and noted that there is an incredible amount of artistic talent out there and it is sad when this talent is lost to graffiti and gangs, and it would be nice if we could channel this talent through art and music and things that turn kids on to school. However, she does understand that we are under strict mandates, but stated that she is hearing what Pam is saying.

Mr. McDougle

-added his congratulations to Mrs. Tafoya and Mr. Van Horne on their reelections.

-publicly thanked Brad Barnes and BETA for their recommendation and support.

-thanked Donny and Lyn Williams for their endorsement and support.

-acknowledged his wife Chris and daughter Jenny [in the audience] for their support and work on his campaign.

-thanked the voters for the honor that they have given him through his election to the Board and noted that this meeting is something of a homecoming for him as he and Lillian started teaching together at Chipman; he and Mike graduated from East High together; and Jerry Tate was his principal at Chipman Junior High during his career as a teacher, so he has worked with some already and is looking forward to working with Ms. DeWalt and Mr. Van Horne.

-stated that when someone takes a job in education, no matter what the job is, you take that job with an implied promise that you will do the best job that you can do to provide the best education for the students at the schools. Right now, there are some dark economic clouds hanging over education and everyone is probably familiar with the metaphor, if the only tool you have is a hammer, then every problem begins to look like a nail. To extend the metaphor, if the State only gives you scissors, you have to fight the feeling that you have to make cuts immediately. Said he hopes that we will work together to try to make the cuts as far from our most valuable resource in our schools, which is the people and the children. Mr. McDougle shared that his hope is that we will work as a team to get through these difficult times by maximizing our resources, pulling our talents and skills, and maintaining the educational quality of our schools, and fulfill that implied promise to each child.

Mr. Lingo

-congratulated Mike Stone and his staff for their work with the District's Oral Language Festival held this past Saturday, and acknowledged Casa Loma School for receiving the Best K-5 School Award; and Thorner School for receiving the Best K-6 School Award and Best Overall Team Award and congratulated principals Gwen Johnson and Wanda Bradford for a wonderful showing. Also, noted that the winners and their coaches are listed on the District's website.

-stated that there is nothing but bad news coming out of Sacramento regarding the State budget. The statutory requirement is that 45 days after December 1 the legislature must take action, if not, they can not take action on any other bill. Mr. Lingo thanked the employee groups for working with us and understanding that this is an unprecedented time for all of us.

-wished everyone a Merry Christmas and Happy New Year.

Report No. 1  
Horace Mann  
SAIT

The sixth and final monitoring report and executive summary for Horace Mann Elementary School Assistance and Intervention Team was provided for the Board's information.

Report No. 2  
Certification of  
Election Results

A report from the County Clerk's Office with the certification of the November 4, 2008, election results was provided for the Board's information.

Report Nos. A-4  
through A-8; B-1  
through B-4; C-1  
and C-2

Refer to Board Order 8, pages 6 through 8.

Report No. A-3  
DeWalt Elected  
as Trustee  
Representative  
Van Horne  
Elected as  
Alternate  
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Mr. Van Horne nominated Ms. DeWalt for Trustee Representative and with no other nominations being received, President Tate called for a vote. It was ordered by the affirmative vote of the members present that Ms. DeWalt be elected as Trustee Representative on the Kern County Committee on School District Organization. Ms. DeWalt nominated Mr. Van Horne as the alternate and with no other nominations being received, President Tate called for a vote. It was ordered by the vote of the members present that Mr. Van Horne be the alternate on the Kern County Committee on School District Organization. Copy of Report No. A-3 in the minutes file is hereby by made a part of the minutes of this meeting by reference as if fully set forth herein.

Report No. E-1  
Approved  
Certificated  
Personnel  
Report:  
6

On motion by Mr. Van Horne, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present that the personnel report and Supplements No. 1 and 2 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:  
7

On motion by Mr. Van Horne, seconded by Mrs. Tafoya, it was ordered by the affirmative vote of the members present that the personnel report and Supplement No. 1 covering employments, 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. G-1  
Public Hearing  
On SELPA

A public hearing was held at 6:55 p.m. to receive public comment regarding the District's Special Education Annual Service Plan and Annual Budget Plan. No one addressed the Board at this time.

Mr. Tate noted a correction in front of the Board to correct a typo on Consent Agenda item No. G-5.

Consent  
Agenda  
Discussion

Mrs. Tafoya requested that we table item E-3, Business, conference and workshop travel by Board of Education Members, superintendent and assistant superintendents, for further study. She said at the last Board meeting there was concern about the financial picture, and it appears that things are bleaker this month. She said it was expressed by Board members at the last meeting that they wanted to cut out all travel, and that we may want to cut out all Board travel. She requested to have a study session on this item. Discussion followed on whether or not tabling the item would negate Dr. Jones' ability to register for the conference. Dr. Jones explained that the cost for the district on this item is for travel only; the registration is covered. Mrs. Tafoya said there is a bigger picture that we need to look at as there will be further things on the consent agenda in terms of travel. She said she had deadlines and registration last month as well, but we need to have some kind of study to determine what we are going to do as far as travel.

Mr. Tate said the high school district has a policy and procedure about travel for school board members—they cut it back. He asked that we look at what the high school district did and how it would affect us.

Mr. McDougle asked if the item is tabled, would Dr. Jones still be able to attend. Dr. Jones said he would need to call the county office and remove his name from the list. Ms. DeWalt stated that since the cost of this conference is being picked up and the travel expenses are minimal, this item should not be a problem, but said she will go along with whatever the Board decides. Mrs. Tafoya said she does not want to discuss the importance of this particular request, but wants to have a study session to determine what we are going to do regarding all future Board and superintendent travel. She said she does not care if we approve this one and then have a study session. Mr. Van Horne agreed that we should pass this one and then discuss further travel at a later date. Mrs. Tafoya withdrew her request to table item E-3.

Approval or  
Ratification  
of the Consent  
Agenda:

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

- A-4 **Revision** to Policies and Administrative Regulations, Section 500.16, Conference/Workshop and District Business Reimbursement for Members of the Board of Education and Staff, ***approved as a first reading on November 25, 2008***
- A-5 Gifts to Franklin and Pioneer Schools  
**Franklin:** \$1,630.20 from the Franklin Booster Club to be used for memory upgrades to computers in the Franklin Computer Lab  
**Pioneer:** \$251.39 from the Pioneer PTA for materials to construct cabinets for the library
- A-6 Short-term Consultant Services
- A-7 Signatures of Members of the Governing Board and persons authorized to sign warrants
- A-8 Basic Plan Document and Adoption Agreement for the District's 403(b) Plan
- B-1 Budget Revision for 2008-09
- B-2 Payments of warrants to vendors for the period December 10, 2008, through January 27, 2009
- B-3 Annual Audit for the Fiscal Year Ended June 30, 2008
- B-4 First Interim Report for 2008-09
- C-1 Request to Approve Change Order No. 4 – Eissler Elementary School Modernization (\$8,655.13)
- C-2 Request to Approve Change Order No. 2 – Chipman Junior High School Modernization (\$71,522.00)
- E-3 Business, conference and workshop travel by Board of Education Members, superintendent and assistant superintendents
- F-1 Administrative Hearing Panel Action
- F-2 Interdistrict Agreement for Attendance

- G-2 Agreement with Kern County Superintendent of Schools for AB430 Administrator Training (July 1, 2008 through June 30, 2009)
- G-3 Contract Amendment between Kern County Superintendent of Schools and Bakersfield City School District to amend the scope of work as External Provider for Voorhies School for the High Priority Schools Grant Program
- G-4 Private School Site Plan for 2008-09 for Our Lady of Guadalupe School for the State Consolidated Application for Funds for Educational Programs
- G-5 Annual Budget and Annual Service Plan for the District's Special Education Local Plan Area (SELPA) Program and Services as required by Education Code Section 56205(b) (1) and (2)
- G-6 Educational study trips, out-of-town
- G-7 California Department of Education, Child Development Services 2008-09 Instructional Materials Contract and Resolution Authorizing Personnel to sign

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

Memorial and  
Adjournment  
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Mr. Tate noted the recent death of Cindy Beirne, Clerk at Sequoia Middle School. Ms. Beirne has been an employee of the District for 18 years. 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 without further transaction of business in memory of Cindy Beirne.

The meeting adjourned at 7:05 p.m.

The next regular meeting of the Board of Education will be held on Tuesday, January 27, 2009.

ATTEST:  
MR. MICHAEL D. LINGO  
SUPERINTENDENT OF SCHOOLS

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Clerk  
ML/ld