



KERN HIGH SCHOOL DISTRICT

5801 Sundale Avenue
Bakersfield, CA 93309-2924
(661) 827-3154 FAX: (661) 827-3301

BOARD OF TRUSTEES

Regular Meeting
May 4, 2009

OFFICIAL MINUTES

PRELIMINARY

Call to Order

The May 4, 2009 Regular Meeting of the Board of Trustees of the Kern High School District was called to order at 6:20 p.m. by Board President, Joel Heinrichs, in Conference Room 'A' of the Administrative and Support Services Office, Kern High School District, 5801 Sundale Avenue, Bakersfield.

Members Present:

Joel Heinrichs, President
Ken Mettler, Vice President (*Arrived late to Closed Session*)
J. Bryan Batey, Clerk
Bill Perry, Member
Chad Vegas, Member (*Arrived late to Closed Session*)

Member(s) Absent:

None

Administrative Staff Member(s) Present:

Donald E. Carter, Superintendent
Dennis Scott, Associate Superintendent, Business
William R. Jones, Assistant Superintendent, Personnel
Joe Thompson, Associate Superintendent, Instruction
Rebecca A. Shipley, Administrative Assistant to the Board of Trustees and Superintendent

Administrative Staff Member(s) Absent:

None

Adoption of Agenda For Closed Session

Superintendent Carter announced no changes to the Closed Session agenda and asked for Board action to adopt. It was moved by Trustee Batey, seconded by Trustee Vegas and carried that the agenda for Closed Session be adopted.

Hearing of Citizens on Closed Session Agenda

President Heinrichs asked if any citizen was present who wished to address the Board of Trustees on any item to be considered in Closed Session. Hearing no request to make comments, the Board adjourned to Closed Session at 6:05 p.m.

ADJOURNMENT TO CLOSED SESSION

**Adjournment to
Closed Session**

The following Closed Session agenda items were considered by the Board of Trustees:

Discussion of Student Matters

- A. Student Expulsions and/or Reinstatement Report

Conference with Agency Labor Negotiator, William R. Jones, Regarding Collective Bargaining Agreement(s) with Employee Group(s)

Public Employee Administrative Appointments:

- A. Assistant Principal, Administrative Services, Independence High School
- B. Assistant Principal, Administration, Mira Monte High School
- C. Assistant Principal, Curriculum, Foothill High School
- D. Assistant Principal, Instruction, Highland High School
- E. Assistant Principal, Instruction, Mira Monte High School
- F. Assistant Principal, Instruction, North High School
- G. Assistant Principal, Instruction, South High School

ADJOURNMENT FROM CLOSED SESSION

**Adjournment from
Closed Session**

The Board of Trustees adjourned Closed Session at 7:02 p.m.

RECONVENING IN OPEN SESSION

**Reconvening in
Open Session**

The Board of Trustees reconvened in Regular Session at 7:08 p.m. in the Board Room of the Kern High School District Administrative and Support Services Office.

Flag Salute

Trustee Mettler led the Board of Trustees and members of the audience in the flag salute.

**Adoption of
Final Agenda**

It was moved by Trustee Vegas, seconded by Trustee Perry and carried that the Final Agenda be approved with changes as announced by Superintendent Carter.

**Approval of Minutes
from Regular Board
Meeting of March
30, 2009 and Special
Board Meeting of
April 20, 2009**

It was moved by Trustee Mettler, seconded by Trustee Perry and carried that the minutes from the Regular Meeting of March 30, 2009, and the Special Board Meeting of April 20, 2009 be approved as mailed.

REPORT FROM CLOSED SESSION

**Report from
Closed Session**

In Closed Session, Trustees approved the following administrative appointments:

- Kelly Hardin was appointed Assistant Principal of Administrative Services, Independence High School

DeVang Brahmhett was appointed Assistant Principal of Administration, Mira Monte High School

Scott Odlin was appointed Assistant Principal of Curriculum, Foothill High School

Patrick Blake was appointed Assistant Principal of Instruction, Highland High School

Debra Vigstrom was appointed Assistant Principal of Instruction, Mira Monte High School

Russell Shipley was appointed Assistant Principal of Instruction, North High School

Jason George was appointed Assistant Principal of Instruction, South High School

A Special Board of Trustees Meeting and Board Study Session has been scheduled for Friday, May 15, 2009 at 10:00 a.m.

**Student Expulsions
and/or
Reinstatements
Report**

It was moved by Trustee Mettler, seconded by Trustee Vegas and carried with a unanimous vote that all recommendations included in the Student Expulsions and/or Reinstatements Report be approved as presented to the Board of Trustees in Closed Session.

SUPERINTENDENT'S REPORT

**Recognition of Mary
Alice Orrin for
Outstanding Service
by California
Association of
Directors of
Activities (CADA)**

Mary Alice Orrin, Activities Director at Arvin High School, was recognized for receiving the "Outstanding Service Award" from the California Association of Directors of Activities (CADA). The criteria for receiving the Outstanding Service Award includes: 1) Participation in CADA as a member of an Area Council; service on a State Task Force; presenter at a State or Area Mini-Conference; or involvement in the Summer Spirit or Leadership Camp Program; 2) Outstanding contributions and leadership to the recipients own school activity program; and, 3) Service as a mentor for others who are involved in student activities. Ms. Orrin was selected by her peers and exemplifies the leadership so important to improving the quality of student activities in our schools and increasing the level of commitment of our students. On behalf of CADA, Superintendent Carter and Board President Heinrichs presented the award to Ms. Orrin.

**Recognition of
Thomas S.
Cormack, Kern
Valley High School
Teacher, for
Selection as the 2009
Jim Burke
Education
Foundation
"Teacher of the
Year"**

Deleted from Final Agenda – Recognition postponed to the June 1st Board meeting.

**Report on 2009
Graduation
Ceremonies**

The 2009 Graduation Ceremonies schedule was reviewed with Trustees by Superintendent Carter. Superintendent Carter reported the ceremonies will be held beginning Tuesday, May 26, 2009 and continuing on through Friday, May 29, 2009.

**Recognition of S. C.
Anderson, Inc. For
Their Donation of
Scoreboards for
Independence High
School and Mira
Monte High School**

Superintendent Carter reported it was a pleasure to recognize a community and business leader who has been very supportive of the Kern High School District. Associate Superintendent Scott reported S. C. Anderson, Inc. has been a construction management company for the construction of several new high schools, and "...has assembled an excellent team for the district to work with and we are fortunate to have quality contractors in this community who can take on large projects like the Kern High School District has."

Steve Anderson reported it has been a pleasure to work with the Kern High School District for approximately 20 years, most recently working with the construction of Mira Monte High School. In carrying through the tradition of providing scoreboards for the new high schools, a new scoreboard has been donated for both Mira Monte High School and Independence High School. It is anticipated that the new scoreboards will be received and installed within the next six months. Independence High School principal, Willie Sandoval, spoke of being overwhelmed by the generosity of S. C. Anderson, Inc.. Mira Monte High School principal, Jaime Quinonez, also spoke of his appreciation for the "...most generous donation."

**Recognition of
Teresa Casallas for
Selection as Kern
County Teacher of
the Year**

Since 1972, California has had a program to recognize exemplary and highly qualified teachers who represent our students and our schools. Nominations are submitted through county offices of education to the state level competition. The purpose of the California Teachers of the Year Program is to pay tribute to the tireless efforts of outstanding teachers. Nomination forms for the Kern County competition were due on February 27th to the Kern County Superintendent of Schools Office. Ten outstanding high school teachers were selected by a Kern High School District committee as nominees for consideration for the state level competition. Those teachers were recognized at a reception on April 21, 2009, and include the following teachers from Kern High School District:

Ken Meyers	Arvin High School
Melanie Castro	Centennial High School
Scott Manzer	Foothill High School
Kathleen Bruce	Golden Valley High School
Darren Willis	Highland High School
Sue Glenn	Liberty High School
Marvin Bultman	Ridgeview High School
Judy Castro	Shafter High School
Art Sherwyn	Stockdale High School
Teresa Casallas	West High School

At the Kern County Teacher of the Year reception on April 21, 2009, Teresa Casallas was named one of the two Kern County Teacher of the Year award winners and will now represent Kern County at the State level competition. West High School Principal, Dean McGee, introduced Ms. Casallas to the Board of Trustees reported it was a pleasure to introduce one of the District's top teachers. "Her love for students is second to none. Her passion for science is inspirational for all." Ms. Casallas thanked Trustees for the recognition and talked about her pride in teaching. In addition to Ms. Casallas winning the nomination, a second Kern High School District teacher, Kathleen Bruce from Golden Valley High School, was named alternate in the competition and Superintendent Carter extended the District's congratulations to Mrs. Bruce.

Superintendent's Comments on District Activities

**Rising Star Award,
Jim Burke
Education
Foundation**

In 2006 the Jim Burke Education Foundation presented the first "Rising Star Award" to a nominated teacher for their commitment to excellence in the classroom. This award honors an academic teacher that has a minimum of two years of teaching/counseling experience, is employed full-time as a teacher, has worked with and particularly benefited students of average ability, and has provided outstanding service to his/her students, school and community. In 2006 the first award was presented to Matthew Regpala, mathematics teacher at Arvin High School. The 2007 award was presented to Jeremy Adams, an AP Government and AVID instructor at Bakersfield High School. The 2008 award was presented to Rebecca Farley, an English teacher at Foothill High School.

This past Tuesday evening, the 2009 "Jim and Bebe Burke Rising Star Award" was presented to Nathan Schultz, a mathematics teacher at Mira Monte High School. Mr. Schultz was presented with an engraved bowl and a \$250.00 contribution to Mira Monte High School.

**Recognition of
District Retirees,
June 1, 2009**

The annual June recognition of District retirees will begin with a reception at 6:15 p.m. prior to the start of the June 1, 2009 Regular Board of Trustees meeting. Following the reception, retirees will be officially recognized during the Open Session of the Board meeting.

**Update on Liberty
High School
Agriculture
Program**

An agriculture assignment including two periods of teaching agriculture has been successfully created at Liberty High School for the 2009-10 school year. The teacher of those two classes will share an agriculture assignment with the Regional Occupational Center.

**Update on H1N1
Virus, Influenza
Preparedness**

Alan Paradise, Director of Pupil Personnel Services, gave Trustees an update on preparedness for the H1N1 virus. To ensure the Kern High School District is prepared, Mr. Paradise reported the District has been working closely with the Kern County Department of Public Health since H1N1 concerns first surfaced a week ago. The District has focused efforts on providing students, staff and the community we serve with prevention information. Those efforts have included:

1. Distribution to every campus, in both English and Spanish, informational flyers that address H1N1 and preventative hygiene practices.
2. Posting on the Kern High School District's web page H1N1 informational brochures in English and Spanish.
3. Posting on the Kern High School District's web page a link from the U. S Department of Education that offers *Answers to Frequently Asked Questions* about H1N1 and schools.
4. An ongoing and open line of communication between the District's nurses and their counterparts with the Kern County Department of Public Health has been established.
5. Health Assistants, or their designee, have been provided information about H1N1 symptoms and are carefully screening students that come to the office exhibiting these symptoms.
6. Office personnel have been instructed to carefully screen any calls of an H1N1 nature and forward that information quickly and accurately to the designated site administrator.
7. Absences resulting from parents who wish to keep their children home as a precautionary measure are not deemed unexcused absences.

8. The Kern High School District is maintaining rigorous sanitation practices at every site for classrooms and bathrooms.

In closing Mr. Paradise reported that currently there are no suspected or confirmed cases of H1N1 in the Kern High School District or Kern County. Should the situation change, the District has in place a structured line of communication with the Kern County Department of Public Health. Decisions regarding student exclusion and school closures will be made by the Kern County Department of Public Health in close consultation with Superintendent Carter.

**Update on Kern
High School District
2009-2010 Budget**

A update on the Kern High School District 2009-10 budget was presented by Superintendent Carter with the following key points:

- There has been a reduction in the District's Revenue Limit for current year of \$4.8 million and an additional reduction of \$2.3 million for 2009-10.
- Categorical programs have been cut by 15% in current year and will see an additional 5.0% cut in 2009-10.
- There is some flexibility with 'Tier 3' categorical programs.
- Total reduction of \$22.5 million from the 2008-09 adopted budget.
- Increase in reports statewide that the February 20th budget should be viewed as a best case scenario.
- The Legislative Analyst's Office (LAO) predicts a further decline in state revenues.
- The Legislative Analyst's Office also estimates a decline in the Proposition 98 guarantee of \$3.6 billion for 2009-10 (\$600 ADA).
- Personal income tax revenues through April 30, 2009 are tracking short of budget projections by approximately \$1.0 billion.
- Revenues from sales tax and corporate tax are also running behind budget projections (by approximately \$800 million through February).
- Local property tax contribution to education is projected to decline by 10.3% for 2009-10.
- Failure of Measure 1C on the May 19th election would result in an immediate \$5.0 billion shortfall for 2009-10.
- Failure of the passage of Measures 1A and 1B could result in revenue shortfalls in future years.
- Funding for Measure 1B is dependent on the passage of Measure 1A.
- There is little hope for new revenues or new borrowing; therefore, solutions are likely to be in the form of cuts.
- A major concern is whether the State will continue passing its 'cash flow' issues to local school districts.
- The Governor's May Revise has now been postponed until June 8 2009.
- The February 20th budget package includes authority for the Governor to modify the 200-10 budget without legislative approval.
- The Kern High School District must adopt its 2009-10 budget by June 30, 2009.
- There is a possibility of a second round of cuts for 2009-10 by school districts throughout the State.

The funds which will be forwarded through the federal government as part of the American Recovery and Reinvestment Act (ARRA) funds.

Title 1

There will be an estimated income of \$6.2 million for the Kern High School District to be spent over the next two years. The final amount has yet to be announced. Funds cannot be used for general fund purposes. It is also possible that the State may pull back state contributions as a result of these ARRA funds for Title 1.

ARRA (IDEA)

This may provide an estimated \$6.9 million to the Kern High School District to be spent over the next two years with the final amount yet to be determined. Funds cannot be used for general fund purposes, and it is also possible that the State may pull back State contributions as a result of the ARRA funds for IDEA. The ARRA money is one-time money to be spent over two years.

SFSF

The application on behalf of the Kern High School District was mailed on April 27, 2009. Notification was expected April 30, 2009, but is now delayed until mid-May. The SFSF funds should not be viewed as funds to rescind cuts already planned for 2009-10. In light of the State's deteriorating fiscal situation, many educational financial experts are advising that these funds should be viewed as a means to postpone future budget cuts for 2009-10 and 2010-11.

In closing, Superintendent Carter reported the District will continue to closely monitor the dynamic political and economic environment and will keep the Board of Trustees informed. In addition, lobbying efforts with decision makers in Sacramento will continue in an attempt to make them aware that the K-14 public education is not the cause of the State's structural deficit and has already taken a disproportionate reduction in funding.

COMMUNICATIONS

Communications

No communications were shared with Trustees at the Board meeting. Superintendent Carter reported that all communications received for the Board of Trustees have been forwarded to the Trustees under separate cover.

HEARING OF CITIZENS

Hearing of Citizens

No general requests to address the Board of Trustees were submitted.

**Presentation by the
Kern County Bar
Association**

Kathryn Bennett, a member of the Kern County Bar Association Charitable Foundation and a practicing attorney with Klein Wegis, DeNatale, et al, was present at the Board meeting and talked about the goals of the Foundation. "In the past, we've been a sponsor of the Open Doors to Federal Courts and the annual Kern County Mock Trial competition." She talked about how recent presentations to students revealed that many students do not realize the impact of what happens legally when they turn 18 years old. The Kern County Bar Association has produced a professional quality DVD entitled "You're 18? You're An Adult!" about the legal changes that occur when a teenager reaches the age of 18 and assumes the rights and responsibilities of an adult. The Foundation desires to present five DVDs to each public and private high school in Kern County, with the intention that the video will be distributed to government and economics teachers, and viewed by every high

school senior. Copies of the 43-minute DVD were presented to each Trustee. “We want each of the government and economics teachers to have a copy to use when and where they feel it is appropriate within the curriculum. It has been edited by the Kern County Superintendent of Schools Office and was televised by the Kern Educational Television Network.” Trustees expressed their appreciation to the Kern County Bar Association Charitable Foundation.

REPORTS

Reports of District Organizations

**Kern High Teachers
Association**

Mitch Olsen, thanked Trustees for their support of the Day of the Teacher Proclamation and invited Trustees to a special event at Yokuts Park from 4-7 p.m. on Wednesday, May 13. He also extended the Association’s congratulations to those teachers who have been nominated for special awards.

**Counselors’
Association**

No report.

**California School
Employees Assoc.,
Chapter #81**

No report.

**California School
Employees Assoc.,
Chapter #747**

No report.

**Management
Advisory Council**

No report.

**Skilled Trades
Union**

Absent.

Supervisory Union

Absent.

BOARD OF TRUSTEE REPORTS, INQUIRIES AND/OR ITEMS FOR ACTION

**Board of Trustee
Reports and/or
Inquiries**

No comments.

SUPERINTENDENT’S OFFICE

**Approval of
Proclamation
Naming Week of
May 17-23, 2009 as
Classified School
Employee Week in**

Over 2,000 classified school employees provide valuable services to the schools and students of the Kern High School District, as well as contributing to the establishment and promotion of a position instructional environment. They serve a vital role in providing for the welfare and safety of the District’s students and strive for excellence in all areas. In 1986, Senate Bill 1552 decreed the third week of every May as statewide Classified School Employee Week resulted from legislation sponsored by CSEA. Two years later, it was adopted as California

**the Kern High
School District**

Senate Bill 1552 and decreed to be an official recognition of classified school employees. The union represents close to 230,000 classified employees in California. Classified professionals include secretaries, custodians, para-educators, bus drivers, clerks, warehouse workers and many other support employees in California's schools and community colleges. It was moved by Trustee Mettler, seconded by Trustee Vegas and passed with a unanimous vote that a Proclamation Naming Week of May 17-23, 2009 as Classified School Employee Week in the Kern High School District be approved. A copy of the approved Proclamation is on file with these official minutes. In recognition of this special week, schools and District departments will plan special events to recognize the classified employees for their efforts.

**Approval of
Proclamation
Naming May 13,
2009 as "Day of the
Teacher" in the
Kern High School
District**

This year's Day of the Teacher theme is "*California Teachers: Standing Up For A Better Tomorrow*". California teachers set the standards for excellence every day. This year's theme was selected to emphasize the need to stand up for schools, teachers and students in the face of severe budget cuts. More than 27,000 educators have received layoff notices so far this year. This year's event marks the 27th anniversary of the day established to give special recognition to teachers for their contributions to education and the lives of California's children. Day of the Teacher arose out of legislation co-sponsored by the California Teachers Association and the Association of Mexican American Educators. Senator Joseph Montoya authored the bill and it was adopted in 1982 as Senate Bill 1546. This year's theme was selected to emphasize that California teachers make daily differences in their classrooms.

It was moved by Trustee Batey, seconded by Trustee Perry and unanimously carried to approve a Proclamation Naming May 13, 2009 as "Day of the Teacher" in the Kern High School District. A copy of the approved Proclamation is attached for additional information.

**Student Enrollment
and Potential
Boundary
Adjustments**

Superintendent Carter reported that a Board Study Session would be held following the Special Board Meeting scheduled for Friday, May 15, 2009. The focus of the Study Session will be to review current school enrollment and consider potential boundary adjustments for the 2010-2011 school year. The Special Meeting and Board Study Session will begin at 10:00 a.m. and will be held in the Board Room.

INSTRUCTIONAL SERVICES

**Report to Board of
Trustees Regarding
Senior Attendance
Guidelines**

Associate Superintendent Thompson reported the Kern High School District will implement new Senior Attendance Guidelines next year that encourage seniors to attend classes on a regular basis. This is because of the increased number of unexcused absences/cuts for seniors over the past several years. It has long been determined that students who attend school regularly have a higher grade point average as well as a higher graduation rate than those students who miss 10 or more class periods. Beginning with the 2009-2010 school year, the following guidelines will be in effect for all seniors:

- I. **Level 1** - 10 period cuts:
When a student has accumulated 10 cuts (unexcused absences) for one or more classes, a warning letter will be mailed to the student's parent or guardian as well as a phone call to the parent or guardian to discuss the consequences of additional cuts.
- II. **Level 2** - 20 period cuts:
When a student has accumulated 20 period cuts for one or more classes the student and parent/guardian will be required to meet with the student's counselor. The

parent and student will also be required to sign a letter stating that additional cuts could result in the student not being permitted to participate in senior activities as well as the Commencement ceremony.

III. **Level 3** - 30 period cuts:

The principal or assistant principal will meet with the parent and student to inform the student and parent that with additional cuts, the student will not be permitted to participate in the Commencement ceremony.

IV. **Level 4** - 30+ cuts:

Parent and student will receive a letter stating that the principal has removed the student's name from the Commencement ceremony.

One of the primary goals of the Kern High School District is not only to provide students with the necessary skills and knowledge to become self-sufficient but also to prepare them to be good citizens with a strong work ethic. The Kern High School District believes that good attendance is crucial to the success of all of our students.

**Basic Textbook
Adoption for the
2009-2010 School
Year**

A list of new textbooks to be used beginning with the 2009-2010 school year have been evaluated and selected by subject area teacher committees at the individual schools. They have also been reviewed and approved by the District Textbook Review Committee. The new textbooks to be adopted will be on display in the Office of Instruction for public inspection until the June 1, 2009 Regular Meeting when Trustees will be asked to take action to adopt the recommendations of the committee.

**Report on Western
Association for
Schools and Colleges
(WASC) Self Study
Report for Nueva
Continuation High
Schools**

A copy of the WASC (Western Association of Schools and Colleges) Accreditation Self-Study Reports for Nueva Continuation High School was presented to each Trustee and a copy of each report is on file in the Instruction Division.

**Report on Western
Association for
Schools and Colleges
(WASC) Mid-Term
Report for
Ridgeview High
School and South
High School**

A copy of the WASC (Western Association of Schools and Colleges) Accreditation Mid-Term Reports for Ridgeview High School, and South High School was presented to each Trustee and a copy of each report is on file in the Instruction Division. Each of the above schools is undergoing their WASC Accreditation three-year mid-term review this year.

Courses of Study

Courses of Study for Arvin, Bakersfield, Centennial, East Bakersfield, Foothill, Golden Valley, Highland, Kern Valley, Liberty, Mira Monte, Nueva Continuation, Ridgeview, Shafter, Summit Continuation, Vista Continuation, Vista West Continuation, and West high school, and the Continuation High Schools in general were presented to the Board of Trustees for information only. The courses of study will be on file in the Division of Instruction and available for public inspection until the next regular Board of Trustees meeting, when they will be presented for action to approve.

PERSONNEL SERVICES

**PUBLIC HEARING
on Laborers Local
220, Supervisors
Unit, 2009-2012
Initial Agreement
Proposal**

The Laborers Local 220, Supervisors Unit, presented their Initial Contract Proposal for 2009-2012 to the Board of Trustees at its Regular Meeting of March 30, 2009. In accordance with District policy and the Education Code, the Exclusive Representative of the Laborers Local 220, Supervisors Unit, will provide a sufficient number of legible copies for all trustees, members of the management negotiating team and one or more copies to be filed for public inspection. A Public Hearing was declared open at 8:05 p.m. by Board President Heinrichs to receive public comments. No requests were received and the Public Hearing was declared closed at 8:06 p.m.

**Adoption of
Resolution to
Eliminate Certain
Classified Positions**

Due to the significant reductions in State funding and a projected decline in student enrollment for 2009-2010, as well as the elimination of the Community Classroom component from the Regional Occupational Center, it is necessary to eliminate a 12.92 full-time equivalency (F.T.E.) in the District's Transportation Department, as follows:

Bus Driver	8.45 FTE
Driver Instructor I	2.00 FTE
Operators Supervisor	1.00 FTE
Transportation Assistant	1.47 FTE

It was moved by Trustee Batey, seconded by Trustee Perry and carried with a unanimous vote to approve the Resolution as submitted.

**Receipt of
California School
Employees
Association (CSEA),
Unit #81, 2009-2012
Initial Agreement
Proposal**

California School Employees Association (CSEA), Chapter #81, presented their Initial Agreement Proposal formally to the Board of Trustees through presentation to the Superintendent's Office on Friday, May 1, 2009. In accordance with District policy and the Education Code, the Exclusive Representative will provide a sufficient number of legible copies for all trustees, members of the management negotiating team, and one or more copies to be filed for public inspection.

**Adoption of
Resolution
Eliminating Services
of Certain
Certificated
Employee(s) for the
2009-2010 School
Year**

It was moved by Trustee Vegas, seconded by Trustee Perry and unanimously carried that the Board of Trustees adopt in its entirety, as its decision (to become effective May 15, 2009), the Proposed Decision of the Administrative Law Judge terminating the employment of certain certificated employees in the layoff hearing process. The Board of Trustees further resolves that the Superintendent is instructed to notify each such employee prior to May 15, 2009 that the employee's services will not be required for the 2009-2010 school year.

**Receipt of
Counselors
Association 2009-
2012 Initial Meet
and Confer Proposal**

The Counselors' Association has presented their Initial Agreement Proposal to the Board of Trustees through presentation to the Division of Personnel. In accordance with District policy and the Education Code, the Exclusive Representative will provide a sufficient number of legible copies for all trustees, members of the management negotiating team, and one or more copies to be filed for public inspection.

BUSINESS SERVICES

**PUBLIC HEARING
on the Transfer of
June 30, 2008
Categorical Fund
Ending Balances
and Current Year
Categorical Funds
to the Kern High
School District
General Fund and
the Kern High
School District
Charter Fund**

The February 20,2009 adopted state budget gave the Kern High School District, among other state school districts, the flexibility to transfer categorical fund ending balances and current year categorical funds to general fund and the District's charter fund. Legislation adopted in February requires that the governing board hold a public hearing prior to adopting the related resolutions.

A Public Hearing was declared open at 8:10 p.m. by Board President Heinrichs to receive public comments. No requests were submitted and the Public Hearing was declared closed at 8:11 p.m.

**Adoption of
Resolution
Approving
Transfers of June
30, 2008 Categorical
Fund Balances to
Unrestricted
General Fund**

It was moved by Trustee Batey, seconded by Trustee Mettler and carried with a unanimous vote that the Board of Trustees approve the Resolution Authorizing Transfers of June 30, 2008 Categorical Fund Balances to Unrestricted General Fund.

**Adoption of
Resolution
Approving
Transfers of
Categorical Funding
Received in 2008-
2009 to Unrestricted
General Fund**

It was moved by Trustee Batey, seconded by Trustee Mettler and carried with a unanimous vote that the Board of Trustees approve the Resolution Authorizing Transfers of Categorical Funding Received in 2008-2009 to Unrestricted General Fund.

**Adoption of
Resolution
Approving
Transfers of June
30, 2008 Categorical
Fund Balances to
Unrestricted
Charter School
Fund**

It was moved by Trustee Batey, seconded by Trustee Mettler and carried with a unanimous vote that the Board of Trustees approve the Resolution Authorizing Transfers of June 30, 2008 Categorical Fund Balances to Unrestricted Charter School Fund.

**Adoption of
Resolution
Approving
Transfers of
Categorical Funding
Received in 2008-09
to Unrestricted**

It was moved by Trustee Batey, seconded by Trustee Mettler and carried with a unanimous vote that the Board of Trustees approve the Resolution Authorizing Transfers of Categorical Funding Received in 2008-2009 to Unrestricted Charter School Fund.

**Charter School
Fund**

**Appointment of New
Committee
Members to
Citizens' Oversight
Committee for the
Kern High School
District's Measure N
(2004) Pursuant to
Education Code
§15278 and §15282**

In January 2005, the Board of Trustees established a Citizens' Oversight Committee and appointed members pursuant to Education Code §15278 and §15282. It was moved by Trustee Mettler, seconded by Trustee Perry and unanimously carried to approve the appointment of the following members to the Citizens' Oversight Committee:

<u>Name</u>	<u>Representing</u>	<u>Term</u>
Dave Ewert	Parent/Parent-Teacher Organization	2-Year Term
Tom Good	Senior Citizens Group	2-Year Term
Terry Kropp	Community Member	2-Year Term
Rolly Rhodes	Community Member	2-Year Term
Tim Rushing	Kern Taxpayers' Association	2-Year Term
Rick Williams	Community Member	2-Year Term
Keith Wolaridge	Business Community	2-Year Term
Tony Mario	Parent/Guardian	Continuing

**CLOSE 30-DAY
PUBLIC REVIEW
PERIOD For the
Initial
Study/Mitigated
Negative
Declaration (MND)
for the Construction
and Operation of a
New Continuation
High School 2004-1**

Board President Heinrichs closed the 30-day Public Review Period for the Initial Study/Mitigate Negative Declaration (MND) for the Construction and Operation of a New Continuation High School 2004-1 at 8:16 p.m. Rick Ruiz, Director of Business Services, reported the Kern High School District has received comments from the City of Bakersfield, and those comments have been forwarded to Quad Knopf, Inc., the project consultants. Quad Knopf will review and incorporate these comments and the responses.

ADMINISTRATIVE REPORT

*Items required by law and/or items in accordance with the District
Administrative Code and/or the Education Code*

**Administrative
Report**

Board President Heinrichs called for the motion to adopt the Administrative Report as presented. It was moved by Trustee Vegas, seconded by Trustee Mettler and carried with a unanimous vote that all items on the Administrative Report be approved as presented.

Superintendent's Office

No Items

Instructional Services

1. Approval of the courses of study on the attached list. These courses of study have been on file in the Office of Instruction and available for public inspection since the last board meeting.

2. Approval of Bakersfield Adult School's 2008-2009 Categorical Program/Contract Monitoring Review of their Child Care Center from the California Department of Education. The annual report is a self-evaluation of the Child Care Program at Bakersfield Adult School.
3. Approval of the following short term consultants:
 - **Ron Rohac** to provide individual and in-depth assistance with lesson planning, group activities, instructional strategies and assessments specifically geared toward the needs of Arvin High School's teachers and students that measure and assist EL students learning in the content areas. *Funding Source: Categorical/Title I/Arvin High School*
 - Retroactive approval for **Jennifer Johnson**, from Bakersfield College Allied Health, for consulting at the Health Science Educator's Institute in San Diego for East Bakersfield High School as part of an agreement in the Health Careers Enhancement Grant for the California Department of Education. *Funding Source: Categorical/Health Science Grant/East Bakersfield High School*
 - **Learning Keys, LLC** to present two training sessions to develop mastery of the Data Walk program to West High School, South High School, Golden Valley High School and Ridgeview High School. *Funding Source: Categorical/Quality Education Investment Act (QEIA)*
4. Approval of the following out of area trips:
 - **Arvin High School** Health Occupation Students of America (HOSA) to travel to Nashville, Tennessee on June 23-28, 2009 to participate in the National Leadership Conference.
 - **Bakersfield High School** Forensics team to travel to Birmingham, Alabama on June 13-20, 2009 to compete in the National Forensics Tournament.
 - **Centennial High School** Forensics team to travel to Birmingham, Alabama on June 13-20, 2009 to compete in the National Forensics Tournament.
 - **Frontier High School** Forensics team to travel to Birmingham, Alabama on June 13-20, 2009 to compete in the National Forensics Tournament.

All of the necessary information (itinerary, travel arrangements, cost, etc.) have been provided in accordance with District Extra-Trip guidelines.

Personnel Services

1. Personnel Report: Approval of the personnel transactions as indicated in the Personnel Report for May 4, 2009, a copy of which is on file with these official minutes.

Business Services

1. ~~Approval to accept the donation of a Hewlett Packard Office Jet G85 printer scanner, fax machine from Connie Bensusen to be used as a learning tool within the Regional Occupational Center programs. Deleted from Final Agenda.~~
2. Approval to accept the donation of a 1997 Pontiac Firebird from Ben Tipton to be used as a learning tool in the Auto Technology and Auto Body programs at the Regional Occupational Center.

3. ~~Approval to accept the donation of 15 welding hoods from Mobile Ag and Industrial Supply to be used in the welding program at the Regional Occupational Center. Deleted from Final Agenda.~~
4. Approval to accept a donation of a Nevco scoreboard, model 7530, from S.C. Anderson, Inc., for the football stadium at Independence High School
5. Approval to accept a donation of a Nevco scoreboard, model 7530 from S. C. Anderson, Inc., for the football stadium at Mira Monte High School
6. ~~Approval to accept a grant in the amount of \$4,000.00 from the Kern County Women's and Girls' Fund to be awarded to Foothill High School. The award will fund an innovative program ensuring that a minimum of 50% of Foothill's targeted African American freshmen, sophomore and junior girls will successfully complete the A-G requirements and that a replicable model for completion of A-G requirements by African American female graduates will be shared with the Kern High School District central office and eight other Kern High School District schools during the 2009-2010 school year. Deleted from Final Agenda~~
7. Authorization to enter into an agreement with the County of Kern for Truancy Reduction Services from July 1, 2009 through June 30, 2010. The Government Code, the Penal Code and the Welfare and Institutions Code authorize County law enforcement personnel to cooperate with school districts in activities designed to prevent juvenile delinquency and truancy, including the identification of students who are "At Risk due to attendance and/or related drug problems.
8. Quarterly Report of Investments. (Under Separate Cover)
9. Approval of Kern High School District/Bakersfield Adult School application for continued funding for the Carl D. Perkins Vocational and Technical Education Act of 1998 through the California Department of Education for the 2009-2010 school year. The proposed agreement will provide supplemental grand funds to provide direct student support; and to improve, enhance or expand Career Technical Education opportunities for adult students. (Under Separate Cover)
10. Approval of Amendment No. 1 for Grant Agreement between Kern High School District and California Department of Education. The proposed amendment will provide additional funds of \$27,922.00 through the Workforce Investment Act, Title II: Adult Education and Family Literacy Act and English Literacy programs for the 2008-2009 school year. The new total grant amount is \$1,004,254.00.
11. Authorization to enter into Training Provider Contract Application between Kern High School District/Regional Occupational Center and State of California/Employers' Training Resource Workforce Investment Act. The proposed contract application will provide training for 2009 adult summer programs in Diesel/Ag Mechanics, Auto Technology, Mobile Air Conditioning/Electrical Wiring, Welding, and Welding 2/Metal Fabrication. (Under Separate Cover)
12. Authorization and resolution to enter into an agreement between Kern High School District and Project Lead the Way, Inc. (PLTW, INC.). The proposed agreement will

provide high school engineering and technology curricula software programs for Centennial High School.

13. Authorization to enter into Employment Program Training Agreements between Kern High School District/Bakersfield Adult School and the following facilities. The proposed agreements will provide training for Miscellaneous Service classes for the 2008-2009 school year.
 - a. Arthritis Association of Kern County
 - b. Birrieria Lalos
 - c. Boy's and Girl's Club of Kern County
 - d. Chuck E. Cheese
 - e. Community Action Partnership of Kern-2-1-1 of Kern County
 - f. Community Action Partnership of Kern
 - g. El Jaguar
 - h. Law Offices of Emilio Huerta
 - i. Mendez Medical Center
 - j. O'Leary's Office Products
 - k. Hansa M Pantel, M.D.
 - l. Red Lion Hotel – Bakersfield

14. Authorization to enter into facility agreements between Kern High School District/Bakersfield Adult School "F" Street and the following facilities. The proposed agreements will provide training for Medical Assistance program for the 2008-2009 school year:
 - a. Drs. Bhogal, Klupsteen and Patel
 - b. Drs. Arun and Ambika Softa

15. Authorization to enter into facility agreements between Kern High School District/Bakersfield Adult School "F" Street and FAAST Pharmacy. The proposed agreement will provide training for the Pharmacy Technician classes for the 2008-2009 school year.

16. Authorization to extend Bid No. 2243 – District-Wide Purchase of Carbonated, Non-Carbonated Beverages and Paper Goods with Pepsi Group, LLC D/B/A The Pepsi Bottling Group at their proposed extension pricing. This would be the second year of a potential five year contract. Pepsi Bottling Group proposed a 3.0% increase for Direct Delivery and Paper Goods and a 0.0% increase for Vending Pricing or Commissions.

17. Ratification of recordation of the Notice of Completion for Bid No. 2044 – Independence high School (Comprehensive High School No. 2-2004): Fire Sprinklers. This Notice of Completion recorded on April 7, 2009.

18. Ratification of recordation of the Notice of Completion for Mira Monte High School. This Notice of Completion recorded on April 7, 2009 for the following contracts:
 - a. Bid No. 1808 - Onsite Underground
 - b. Bid No. 1812 - Landscaping and Irrigation
 - c. Bid No. 1813 - On and Offsite Concrete and Reinforcement
 - d. Bid No. 1814 - Structural Concrete and Reinforcement

- e. Bid No. 1815 - Structural Steel, Miscellaneous Iron, and Metal Deck
 - f. Bid No. 1816 - Rough Carpentry
 - g. Bid No. 1817 - Reinforced Unit Masonry
 - h. Bid No. 1818 - Plumbing
 - i. Bid No. 1819 - Electrical Systems
 - j. Bid No. 1821 - Fire Sprinkler System
 - k. Bid No. 1822 - Finish Carpentry
 - l. Bid No. 1823 - Additional Library Shelving
 - m. Bid No. 1824 - Chain Link Fencing & Gates
 - n. Bid No. 1825 - Cold Formed Metal Framing and Gypsum Wallboard
 - o. Bid No. 1826 - Lath and Plaster
 - p. Bid No. 1827 - Architectural Woodwork
 - q. Bid No. 1828 - Overhead Coiling Doors
 - r. Bid No. 1829 - Aluminum Entrances and Storefront, Glass and Glazing, Skylights and Mirror
 - s. Bid No. 1831 - Telescoping Bleachers
 - t. Bid No. 1833 - Auditorium and Theater Seating
 - u. Bid No. 1834 - Roofing
 - v. Bid No. 1835 - Insulation
 - w. Bid No. 1836 - Acoustical Ceilings
 - x. Bid No. 1837 - Painting and Special Coatings
 - y. Bid No. 1838 - Storage Shelving
 - z. Bid No. 1840 - Mobile Storage Shelving System
 - aa. Bid No. 1842 - Metal Lockers
 - bb. Bid No. 1843 - Intelligent Fire Alarm Detection System
 - cc. Bid No. 1844 - Wood Flooring
 - dd. Bid No. 1845 - Tile
 - ee. Bid No. 1846 - Resilient Flooring and Carpeting
 - ff. Bid No. 1848 - Stage Curtains
 - gg. Bid No. 1849 - Sound Panels
 - hh. Bid No. 1850 - Toilet Partitions and Accessories
 - ii. Bid No. 1851 - Fiber Reinforced Panels
 - jj. Bid No. 1852 - Signage
 - kk. Bid No. 1853 - Markerboards and Tackboards
 - ll. Bid No. 1854 - Projection Screens
 - mm. Bid No. 1855 - Window Treatments
 - nn. Bid No. 1858 - Food Service Equipment
 - oo. Bid No. 1859 - Sports Equipment
 - pp. Bid No. 1860 - Playground Equipment
 - qq. Bid No. 1863 - Traffic Signal
 - rr. Bid No. 1870 - Paving Package Number 2
 - ss. Bid No. 1871 - Paving Package Number 3
 - tt. Bid No. 1873 - Offsite Sewer Line
 - uu. Bid No. 1874 - Offsite Electrical, Phone, and Cable Utilities
 - vv. Bid No. 1875 - Test and Balance of HVAC Systems
 - ww. Bid No. 1876 - Offsite Water and Gas Utilities
19. Approval of Change Order No. 7 for Bid No. 1610 – District Office Records Retention Facility:
Contractor: Davis Moreno Construction, Inc.
Original Contract Amount: \$ 2,796,000.00

Adjusted Contract Amount: \$ 2,916,074.37
 This Increase: \$ 5,969.43
 New Total: \$ 2,922,043.80

20. Approval of Change Order No. 28 for Mira Monte High School (Comprehensive High School No. 1-2004) Portion Two for a total of \$1,965.65, as follows:

a. Bid No. 1820-07 – HVAC, DDS/EMS and Flashing
 Contractor: American Incorporated
 Original Contract Amount: \$ 8,790,000.00
 Adjusted Contract Amount: \$ 8,584,155.76
 This Increase: \$ 1,965.65
 New Total: \$ 8,586,121.41

21. Approval of Change Order No. 9 for East Bakersfield High School Modernization 2005 for a total of \$4,750.30, as follows:

a. Bid No. 1937-03 (Modernization) – Building Concrete
 Contractor: Tumblin Company
 Original Contract Amount: \$ 28,800.00
 Adjusted Contract Amount: \$ 74,850.27
 This Increase: \$ 4,750.30
 New Total: \$ 79,600.57

22. Award of Bid No. 1943 – East Bakersfield High School Modernization 2005: Site Demolition & Earthwork for Phase 2 to The Aleco Corporation in the total base bid amount of \$127,000.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>TOTAL BID AMOUNT</u>
Housley Demolition	\$188,500.00
Valley Tree & Construction	\$192,000.00
Lockwood General Engineering	\$234,363.00

23. Award of Bid No. 1944 – East Bakersfield High School Modernization 2005: Asphalt Paving for Phase 2 to Valley Tree & Construction in the total base bid amount of \$144,900.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>TOTAL BID AMOUNT</u>
Lockwood General Engineering	\$169,944.00
Kern Asphalt Paving & Sealing Co., Inc.	Bid found non-responsive
Burtch Construction, Inc.	Bid found non-responsive

24. Reject all bids for Bid No. 2294 – District-Wide Annual Contract for Asbestos Abatement. Staff will review and redefine the scope of work for the project. Authorization to resolicit bids for this project at a future date.

ADJOURNMENT

Adjournment

President Heinrichs adjourned the Regular Meeting of May 4, 2009 at 8:25 p.m.

Joel Heinrichs, President

J. Bryan Batey, Clerk

JH/JBB:bs