



## KERN HIGH SCHOOL DISTRICT

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

# BOARD OF TRUSTEES

Regular Meeting  
June 22, 2009

## OFFICIAL MINUTES

### PRELIMINARY

#### Call to Order

The June 22, 2009 Regular Meeting of the Board of Trustees of the Kern High School District was called to order at 5:15 p.m. by Board President, Joel Heinrichs, in Conference Room 'B' of the Administrative and Support Services Office, Kern High School District, 5801 Sundale Avenue, Bakersfield.

#### Members Present:

Joel Heinrichs, President (*Present for Open Session only*)  
Ken Mettler, Vice President  
J. Bryan Batey, Clerk  
Bill Perry, Member

#### Member(s) Absent:

Chad Vegas, Member

#### 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 one change to the Closed Session agenda (deletion of the item for the appointment of the Frontier High School Dean of Students) and asked for Board action to adopt. It was moved by Trustee Batey, seconded by Trustee Perry 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 5:15 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
- B. Appeal to the Governing Board of a Decision concerning a Challenge to the Content of Student Record(s): (One Case) *Education Code Section 49070*

**Public Employee Administrative Appointments:**

- A. Principal, Frontier High School

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

**Closed Session to Consider and Take Action on Proposed Notice of Reassignment to Certificated Administrators: Four (4) Certificated Administrators**

**ADJOURNMENT FROM CLOSED SESSION**

**Adjournment from  
Closed Session**

The Board of Trustees adjourned Closed Session at 6:15 p.m.

**SUPERINTENDENT'S FIRST IN CLASS RECEPTION**

**Superintendent's  
First in Class  
Reception**

A special reception was held on the lawn in front of the District Office to recognize those students who graduated first in their high school's graduating Class of 2008. Formal recognition followed during the Open Session of the Board meeting.

**RECONVENING IN OPEN SESSION**

**Reconvening in  
Open Session**

The Board of Trustees reconvened in Regular Session at 7:05 p.m. in the Board Room of the Kern High School District Administrative and Support Services Office.

**Flag Salute**

Superintendent Carter led the Board of Trustees and members of the audience in the flag salute.

**Adoption of  
Final Agenda**

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

**Approval of Minutes  
from Regular Board  
Meeting of June 1,  
2009**

It was moved by Trustee Batey, seconded by Trustee Perry and carried that the minutes from the Regular Meeting of June 1, 2009 be approved as mailed.

## REPORT FROM CLOSED SESSION

### Report from Closed Session

In Closed Session, Trustees approved the following administrative appointments:

- Jay Sullivan was appointed Principal of Frontier High School, effective July 1, 2009.

In Closed Session, the Superintendent reported and recommended that four District administrators be given notice of reassignment for the 2009-2010 school year. The four administrators did not appear to address the Board of Trustees on this matter. It was moved by Trustee Batey, seconded by Trustee Perry in Closed Session that the four identified administrators be given notice of reassignment for the 2009-2010 and subsequent school years in accordance with Education Code Section 44951. The motion passed unanimously in Closed Session.

### Student Expulsions and/or Reinstatements Report

It was moved by Trustee Mettler, seconded by Trustee Perry 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

### Presentation of 2009 Superintendent's First in Class Awards

Superintendent Carter welcomed everyone to the Kern High School District Superintendent's 2008 First In Class Awards and commented this is the fourth year the District has presented these awards. "It has truly become an evening I and many others look forward to. The students we are honoring tonight are the Kern High School District's best and brightest and we are pleased to provide some portion of the recognition they deserve for what is one of the most remarkable accomplishments in all of education. The Superintendent's First In Class Award recognizes those students who achieved the highest grade point average - or GPA - of any student in their school's graduating class. The average GPA of the student's we are honoring tonight is 4.49. Speaking in strictly educational terms, that's pretty good. The highest possible GPA is 4.50. A grade point average of 4.50 can only be achieved by earning an "A" in every class while also taking the maximum number allowed Advanced Placement (AP), Honors or International Baccalaureate (IB) classes - 16 semesters. Of tonight's 44 First In Class Award recipients, 38 achieved the highest possible grade point average of 4.50."

Superintendent Carter continued to report that winning a First in Class Award is even more remarkable given the broad array of subject matter these students have mastered. The entrance requirements of the nation's major colleges and universities require student mastery in a wide array of subject matter including math, English, social studies, science, fine arts and a number of other areas. The graduation requirements established by our Board of Trustees are similarly diverse and demanding. Granted, there are people who have a gift for science and for them an A in a science course may not be that difficult. And, there are people who have a gift for writing and for them an A in an English course may not be that difficult. And indeed, there are people who have a gift for math or a gift for history or a gift for music. Those recognized as part of the First in Class awards ceremony achieved excellence not just in those areas for which they have a gift but also in those areas to which they may not be naturally predisposed. The First In Class Award presented recognizes not just excellence in one area, but in all academic areas. First In Class Award recipients have not only demonstrated excellence in a broad array of subject areas, they have done so over an extended period of time. First In Class Awards are based on student performance in the

sophomore, junior and senior years. Obviously, success their freshman year was a precursor to success in those ensuing years. The students we are honoring tonight have not only demonstrated excellence of the highest order in a broad array of subject areas, they have sustained this excellence through a four year gauntlet of increasingly rigorous mental, physical and emotional challenges. They've done their homework every night, studied for tests every week, and worked tenaciously on science and other term projects day in and day out for four very long, very challenging, very competitive years.

Superintendent Carter stated, "This is why I believe the First In Class Awards we are presenting tonight also recognize people of character. Those we honor tonight have demonstrated their ability to sustain grace under pressure through a very intense, extensive competition, and bring their very best to each and every test of their abilities. Such people are precious to this community and to this country. Competition is a fact of life. In the business world, competition is a way of life. Those you see here tonight have not just survived but prevailed in one of the most intense, extensive and lengthy competitions life has to offer. That bodes well for our community and our country. It is my belief that such remarkable young people should not just be identified but accorded some form of reward for this remarkable achievement. The logo of the Kern High School District contains its motto, "Tradition of Excellence." It also contains the image of a torch whose flame symbolizes that excellence. The graduates we are honoring tonight are the ultimate keepers of the Kern High School District flame of excellence. They deserve the best the District can provide.

As a public agency, it is inappropriate for the Kern High School District to award scholarships using public funds. To recognize these students appropriately, we turned to the community for the funding required to provide a financial component to this award. Thanks to the generous support of those listed on the back of your program, we are able to provide each First In Class Award recipient a \$1,000 scholarship. We will also be presenting a plaque to the students and a plaque their parents. I am very grateful to these donors and on behalf of our District Trustees thank them for their generous support of this effort. Please join me in publicly recognizing these community supporters. Finally, I would like to suggest that these First In Class Awards recognize not only remarkable young people, but remarkable parents as well. A primary ingredient in educational success is parental involvement. Such involvement can take many forms. Students learn at school of course but much of their learning takes place at home. The parents here tonight provided a home in which their children could succeed in school. That is not easy. We all have demands to face and pressures with which to contend. Managing those demands and pressures in such a way that a home provides a nurturing environment in which educational success can grow is a parental achievement that deserves recognition as well.

On behalf of the Superintendent, Board President Heinrichs and Superintendent Carter presented each student recipient with an engraved plaque and presented each parent with an engraved photo plaque. The following students were recognized as graduating first in their high school's Class of 2009:

<b>Student's Last</b>	<b>Student's First</b>	<b>School Site</b>
Barlow	Matthew L.	Kern Valley
Barlow	Ryan	Kern Valley
Barton	Kimberly M.	Frontier
Bermudez	Jose A.	East Bakersfield
Bertrand	Annelise M.	Foothill

Chan	Derrick A.	Highland
Coleman	Nathan C.	Liberty
Cooper	Shannon D.	Bakersfield
Davies	James A.	Liberty
Estrada	Mayra	Golden Valley
Frame	Grant T.	Frontier
Gonzalez	Alejandro J.	North
Gonzalez	Alexander P.	Shafter
Greenwood	Laura M.	Liberty
Haghighi	Ali R.	Stockdale
Hiebert	Michael R.	Shafter
Hinson	Maxwell S.	Liberty
Hughey	Stevie	Frontier
Hussain Zahid	Sofia	Highland
Kannappan	Deepa	Stockdale
Lampela	Taylor M.	Stockdale
Laverty	Allison L.	Liberty
Lillie	Dana M.	Liberty
Morea	Matthew T.	Bakersfield
Novins	Joshua A.	Centennial
O'Sullivan	Conor C.	Stockdale
Pham	Vincent T.	Ridgeview
Picato	Ernest D.	Centennial
Picazo	Elias N.	Shafter
Rodgers	Matthew D.	Highland
Rowe	Benjamin L.	Liberty
Seward	Meryl A.	South
Simonson	Caylynn C.	Centennial
Stearns	Grace	Stockdale
Szablowski	Evan R.	Stockdale
Tomlinson	Steven C.	Stockdale
Towe	Joseph A.	South
Urata	Sarah M.	West
Vu	Katherine H.	Centennial
Williams	Brian M.	Frontier
Wittenberg	Elizabeth E.	Shafter
Wittenberg	Grant C.	Shafter
Wittenberg	Joshua A.	Shafter
Zuniga	Evelyn L.	Arvin

**Recognition of  
Frontier High**

The Board of Trustees recognized the Frontier High School Varsity Boys' Track & Field Team for their 1<sup>st</sup> place win at the State Championship held June 5-6, 2009 at Veterans

**School Track Team  
for State  
Championships**

Memorial Stadium on the campus of Buchanan High School in Clovis, California. Team members recognized included:

Caleb Barger (400m dash, 800m run, 1600m run, 4 x 400m relay)  
Nick Baron (Pole Vault, Long Jump, High Jump)  
Alex Carmichael (Pole Vault, Discus, Shot Put)  
Matt Darr (Discus, Shot Put)  
Nathan Despain (Discus, Shot Put)  
Garrett Dickey (Discus, Shot Put)  
Ian Driskill (Discus, Shot Put, 100m dash)  
Zach Ferrenberg (Discus, Shot Put)  
Eric Folweiler (Discus, Shot Put)  
Michael Heathcott (Long Jump, Triple Jump)  
Nolan Mearse (Long Jump, Triple Jump, 200m dash, 4 x 400m relay)  
Jacob Rutledge (Discus, Shot Put)

Trustees also expressed appreciation and commendation to coaches: David Gaeta, Romy Greenwood, Robert Nunez, Jeff Caneta, Cliff Bolton and John Richardson. Coach Dave Gaeta reported "...winning a state title is truly something special. Something I'd like to get back again next year."

**Recognition of  
Frontier High  
School Student,  
Matt Darr, for Dual  
State Championship  
in Track**

Frontier High School student, Matt Darr, was recognized for a dual state championship 1<sup>st</sup> place win at the State Track and Field Championship. Matt won first place in the state in the Shot Put and Discus Throw competition. In addition, he has been nominated for the Gatorade Player of the Year award, a distinguished honor.

**Recognition of  
Shafter High School  
Student, Anastasia  
Jelmini, for Dual  
State Championship  
in Track**

Shafter High School Student, Anastasia Jelmini, was recognized for a dual state championship 1<sup>st</sup> place win at the State Track and Field Championship. Anastasia ("Ana") was awarded a 1<sup>st</sup> place win in both Discus and Shot Put, an accomplishment which has only been accomplished by three other girls, the last of which was in 1998. Miss Jelmini qualified for the 2008 Olympic Team Trials with the 19<sup>th</sup> best discus throw in the country. Her shot put throw of 49' 2.5" was the best in California and ranks 5<sup>th</sup> in the nation. Coached by Matt Godbehere, Miss Jelmini also carries a 3.94 cumulative grade point average. Ana thanked community of Shafter and her parents for their support and role modeling. She also thanked her coaches for always being great and being there.

**Recognition of  
Foothill High School  
student, Christopher  
Schwartz, for State  
Championship in  
Track**

Foothill High School student, Christopher Schwartz, was recognized for a first place win in the 3200 Meter at the recent State Track and Field Championships. Christopher is a three-time CIF State Qualifier, 2008 SEYL League Runner of the Year, and carries a 3.20 grade point average. He will be transferring to California Polytechnic Institute in San Luis Obispo next fall on a Cross Country/Track scholarship. Principal Brenda Lewis reported this is the third time to have the opportunity to come before Board and recognize Christopher for his accomplishments. "He is an outstanding young man." Coach Paul Contreras reported he has coached Christopher for several years, and commented on what a special athlete he is. Christopher thanked the Trustees, his coaches and Principal Lewis for providing recognition for his state award.

**Superintendent's Comments on District Activities**

**Spring Sports 2008-09 Team Accomplishments**

Superintendent Carter shared the following accomplishments from Kern High School District athletic teams during the Spring sports season:

Baseball

Stockdale High School, Boys' Baseball, CIF Central Section Division Champions

Golf

Centennial High School, Boys' Golf Team, CIF Central Section Division Champions

Swimming/Diving, CIF Central Section

Centennial High School student, Bryce Ogden, Diving Champion

Frontier High School student, Stevie Hughey, Girls' 100-Yard Breaststroke

Frontier High School student, Randy Aakhus, 200 IM champion

CIF Central Section Track and Field Champions

Frontier High School student, Matt Darr, Shot Put and Discus

Frontier High School student, Taylor Jackson, 300 meter hurdles champion

Foothill High School student, Chris Schwartz, 1600 and 3200 champion

Ridgeview High School student, Johnny Carter, Triple Jump Champion

Ridgeview High School student, Jerrid Lewis, 800 Meters Champion

Ridgeview High School student, Isaiah Purvis, 200 Meters Champion

Shafter High School student, Ana Jelmini, Shot Put/Discus Champion

State Track and Field Champions

Frontier High School Boys' Track and Field Team

Frontier High School student, Matt Darr, Shot Put and Discus

Foothill High School student, Chris Schwartz, 3200 Meters

Shafter High School student, Ana Jelmini, Shot Put and Discus

**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**

Several requests to address the Board of Trustees were submitted regarding the potential elimination of JV sports for the 2009-2010 Kern High School District budget:

Mary Bradford, parent and teacher in the Kern High School District, offered her support for the JV sports program. "I see the students who struggle to stay in school, who do their homework, in order to keep participating in the sports program. I know the budget from personal experience. We, as parents and coaches, desire to find alternative methods so we don't have to cut it from the budget."

Julie Dodge reported she was there on behalf of parents and students who want to play high school volleyball. She talked about the extensive effort and money they have put into the club sports program. “For us, it has been one of my daughter’s greatest dream to play high school volleyball.”

Paul Golla talked about the extensive athletic opportunities available to students in Bakersfield. He encouraged finding a way to keep the JV sports going without a budget, even if it means someone losing their job.

Marcus Hackler asked why JV sports was targeted and if other programs had been considered for reduction or eliminations. He also asked for the ability to review all of the extra-curricular programs. He talked about the summer school programs which will be kept for those who did not succeed in the regular program, but yet there is a recommendation to cut programs for those students who do work hard and succeed. “I believe we have been blatantly hood-winked by your actions. We have a weekend to get people together to come out and speak in support of the JV programs. We elect you as our officials to be our voice. Why is it now that our officials have adopted the attitude, that if there isn’t any money, the program cannot exist.” He spoke in favor of speaking “outside the box” to save programs in this county.

Cecile Shanklin reported this was a very emotional issue for her, and spoke against the elimination of JV sports. She encouraged changes that would benefit everyone – such as offering JV sports as a club program.

Leonard Walsh echoed some of the comments from previous speakers, and also talked about the needy students who don’t have the resources, especially financial, to raise funds in order to play sports.

Stacy Wingate – asked Trustees to consider other options besides elimination of JV sports. She also spoke about the hidden costs if an athletic program is eliminated. “Please don’t take away the options for participating in sports.”

Kurt Wingate reported he was one of the District’s biggest supporters, having been a physical therapist for over 25 years. “Our human bodies need time to develop, and some need more time than others. A lot of people, and the majority of athletes, need time to develop not only physically, but also mentally. If we take out the JV option, we as a District are going to fall so far behind the curve when you are talking about competing with the Fresno and LA schools just from a performance standpoint. The choice for many of our athletes is going to be to give up.”

Paul Gappmayer commented his son attends Liberty High School and that he is an educator. He suggested mandatorily assigning administrators to one day a week as a coach. “It would free up money.”

Ernest Morse commented, “My approach to this thing is from the standpoint from the U. S. Constitution...establishing justice. When you cut the budget, the justice should always be in favor of the students.”

Trustee Responses

Trustee Batey reported the Kern High School District does offer a comprehensive high school education. "Some speakers have implied that we haven't looked at every potential budget area. Every single area that is cut hurts and disadvantages students. When we cut summer school, it hurts the kids that are most at risk. When we increase class size, that hurts the kid in the classroom. When we cut transportation, that hurts the student who doesn't have a car or parent to take them to school. We are looking at these cuts across the board. Teachers are being asked to work harder and teach more kids." He spoke in favor of working with parent groups to see if the three programs could be offered within the reduced budget and staffing.

Trustee Perry reported Trustees do not want to have to cut, but reductions do have to be made. He talked about the importance of having immature youth benefit from the JV sports programs.

**REPORTS**

**Reports of District Organizations**

**Kern High Teachers Association**

No report.

**Counselors' Association**

No report.

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

Bill Burdick, President of the California School Employees Association Chapter #81, reported he expressed concern about the educational opportunities that students will be able to receive given the current budget situation. "I know within Chapter #81, there have been 150 employees affected, with approximately two dozen employees without a job this coming fall. Many others have had their hours reduced and now will have to pay out of their own pocket to have access to the health benefit package." He encouraged Trustees to remove themselves from the benefits of health benefits during this time of severe budget reductions.

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

No report.

**Management Advisory Council**

Absent.

**Skilled Trades Union**

Absent.

**Supervisory Union**

No report.

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

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

No comments.

**SUPERINTENDENT'S OFFICE**

*No items.*

**INSTRUCTIONAL SERVICES**

**Report on the Kern  
High School District  
Canine Drug  
Detection Program**

A report on the Canine Drug Detection Program that was instituted during the 2008-2009 school year and conducted at all comprehensive high schools in the Kern High School District was presented by Associate Superintendent Thompson.

Process

- Pupil Personnel Services Department scheduled school site visits with the Kern County Probation Department for February and March, 2009. Two make-up visits were later scheduled for the first week of May.
- Probation Department received a binder from Pupil Personnel Services that included the address and contact information for each school, as well as campus maps that identified locker and parking lot locations.
- The high school principal was notified the day prior to the visit.
- The search was kept confidential, students were not notified in advance.

Search

- Brett Barker, the K- handler, was often accompanied by Matt Kunder, his supervisor. They met with the principal and other site administrators when they arrived on campus. District Director of Pupil Personnel, Alan Paradise, also observed the majority of searches.
- The search began during class time to minimize disruption and keep students away from the dog.
- Student lockers throughout the campus, including the locker rooms, were subject to search. Parking lots were not searched.
- The Probation Department chose the location to begin the search.
- Campus supervisors patrolled the perimeter of the search to prevent students from getting too close to the narcotics detection dog.
- The school site administration followed the handler and canine from a distance.

Results

- There was one alert at Independence High School, but no contraband was found.
- The searches were well received by the school administration and staff.
- Word of the canine searches quickly spread throughout the district. It was reported that students at various schools were talking about the search at Foothill High while the K-9 unit was still on campus.
- Public response to the search has been overwhelmingly positive.

- Initially, staff from the Pupil Personnel Services Department fielded phone calls from parents whose concerns were addressed.

Future

- Student parking lots will be subject to search beginning this fall.
- The Kern County Probation Department has no intention of charging for this service.
- Three school site visits for the 2009-2010 school year have been planned; two during the first semester and one during the second semester.

Following the report Trustee Mettler asked Trustees to bear in mind that this program is a deterrent program.

**Report Regarding  
On-Line Learning**

A report on online learning was presented by Associate Superintendent Thompson. Dr. Thompson reported that 34 states offer state-led online learning programs designed, in most cases, to work with existing school districts to supplement course offerings. Several states offer full-time online learning programs on a restricted basis. Interest in online learning has significantly increased due to the needs of a diverse student population. A three-phase pilot project was implemented in the Spring of 2009 with Cyber High Curriculum. Phase 2 will be implemented this summer with Cyber High Curriculum and APEX Curriculum. Next Fall, Phase 3 will be implemented using APEX Curriculum.

The Spring 2009 pilot program targeted seniors who were credit deficient and have passed the CAHSEE. The Spring pilot was implemented at three school sites: Arvin, Bakersfield and Ridgeview high schools. The pilot is an after-school program and includes one to two-hour instructional blocks Monday through Thursday. In addition, those three high schools also offer existing tutoring programs Mondays through Thursdays after school. No home computer access is provided, all access is done at school. Funding for the initial cost of this pilot was through Title I and Title I students have priority enrollment. The initial resources included 100 Cyber High licenses and three teachers, serving 100 students.

Phase 2 is a summer 2009 pilot program targeting non-graduating seniors. The goal is to increase the number of graduates by the October 2009 CBEDS. The APEX Learning Systems curriculum includes four levels of courses:

1. Foundation courses – designed for remediation
2. Core courses – designed for mainstream students
3. Honor courses – designed for college prep students
4. AP (Advanced Placement) courses (College Board approved courses)

Four high schools are implementing Phase 2, including Arvin, Bakersfield, Ridgeview and South high schools. The program will take place after the 2009 Summer School program, and includes directed studies/independent studies. Home access to the curriculum is allowed; however, all tests are done at school. This program will be funded through Title I, and Title I students will have priority enrollment. Initial resources needed for Phase 2 include 120 APEX licenses (valid for one year, cost can be allocated over Phase 3 as well) and four teachers – serving 100 students.

The Fall 2009 Pilot, Phase 3, will include two programs – Student Recovery Program and Course Advancement Program. The Student Recovery Program will target students with suspended expulsions, dropouts, charter school enrollees, and non-Kern High School District home school students. Initial resources will include 120 APEX licenses (using accounts from

the summer pilot program) and four teachers, and this program will serve 120 students. To qualify for this program, students must be at or near grade level and must have access to the internet at home. If a student does not have access to the internet at home, then the student will be directed towards the more traditional independent study model curriculum.

The Course Advancement Program will target 12<sup>th</sup> grade students needing classes to graduate and 11<sup>th</sup> grade students seeking to free up room in their schedule. This pilot uses an independent study model, where students meet with the teacher for one hour per week, and will be implemented at Arvin, Bakersfield, Ridgeview and South high schools. This program will use extended day teachers. To qualify for the program, students must be reading at or near grade level, must have access to the Internet at home and preference will be given to Title I students. Title I funds will cover costs related to netbooks, AT&T access, the Cyber High curriculum and extended day teachers. Initial resources needed for Phase 3 include 20 netbooks, At&T service for 20 netbooks and four teachers. This program will serve 80-100 students.

Dean McGee reported West High School piloted the NovaNet program with a primary focus of credit recovery. 44 seniors, 31 earned enough credits to participate in commencement, the balance will finish with the summer school program. The NovaNet program allowed students to have experience with online learning under the guidance of a credentialed teacher. One highly qualified teacher was assigned for the first three weeks who worked with students four hours a day and after school. The advanced algebra students worked in a room with a highly qualified advance algebra teacher. The Spanish I students who struggle, but wanted to continue for Spanish I at the university level, were able to work with a highly qualified teacher one day a week. There was a 93% increase rate in students earning a "B" or better in advanced chemistry, putting them back on track as they enter their senior year.

**Progress Report on  
9GR (9<sup>th</sup> Grade  
Repeaters)  
Implementation  
Program**

A progress report on the 9GR (9<sup>th</sup> Grade Repeaters) Implementation Program was introduced by Associate Superintendent Thompson. The goal of this program is to improve student retention and get students back on track to graduate. In the 2006-2007 ninth grade, students must complete at least 40 credits by the end of summer school. In 2007-2008, ninth grade students must complete 45 credits by the end of summer school to be promoted. Within the Class of 2010 (next year's 12<sup>th</sup> graders), 919 (9.9% of the freshmen class district wide), participated. For the Class of 2011, 1,131 participated (11.1% freshmen class district-wide), and for the Class of 2012 (incoming freshmen) 1,088 (or 10.5%) of freshmen class district wide, are enrolled.

Associate Superintendent Thompson shared that just keeping the high-risk students in school is a great accomplishment. This policy addresses the issues of the high-risk students, by providing counseling and getting parents involved as well. Opportunities for credit recovery for the Class of 2010 include:

- ✓ Summer 2009: 10-20 credits through morning and afternoon summer school classes
- ✓ Fall 2009: 5-10 credits through after school programs
- ✓ Spring 2010: 5-10 credits through after school programs
- ✓ Summer 2010: 10-20 credits through morning and afternoon summer school classes

Associate Superintendent Thompson shared information regarding exam results from the California High School Exit Examination from the Class of 2010. A total of 631 students were tested. 41.05% or 259 students, passed their ELA and Math. 95 students, or 15.05%, passed the ELA only, and 60 students (or 9.51%) passed the Math portion only. 65.62% of

the 9<sup>th</sup> Grade Intervention students from the Class of 2010 passed one or both sections of the CAHSEE in the Fall of 2008.

Director of Instruction, Katie Kleier, reported, “We know that students who fail math and English in the 9<sup>th</sup> grade are the most likely not to graduate from high school. Failure usually begins at an early age. By the time they enter high school, they are overwhelmed and frustrated. With intense intervention, students are able to reach their reading level. Student frustration and discouragement leads to high dropout rates and high discipline issues. These are the toughest group of students we have in our high schools today, but the high school principals at each of our sites are focused on this group so they will graduate from high school.”

**Report on Western  
Association for  
Schools and Colleges  
(WASC) Term  
Recommendations  
for Kern High  
School District  
Schools**

The Western Association for Schools and Colleges (WASC) term recommendations were presented for information, as follows:

- Bakersfield High School: Mini visit, extended another three years through 2012
- Bakersfield Adult School: Receipt of report, accreditation reaffirmed through 2012
- East Bakersfield High School: Mini visit, extended another three years through 2012
- Highland High School: Mini visit, extended another three years through 2012
- North High School: Full review, three-year term expiring 2012
- Ridgeview High School: Mid-term review, reaffirmed through 2012
- Shafter High School: Full review, three-year term expiring 2012
- South High School: Mid-term review, reaffirmed through 2012 with follow-up visit June 1, 2010
- Summit Continuation High School: Full review, six years through 2015 with three-year mid-term review in 2012
- Vista Continuation High School: Full review, three-year term expiring 2012
- Vista West Continuation High School: Full review, six years through 2015 with three-year mid-term review in 2012

**Report to the Board  
of Trustees on  
Program  
Improvement Staff  
Development Plans**

A report on staff development for the Kern High School District was presented by Associate Superintendent Thompson. The report included a chronology of events aligned to the essential components from the Technical Assistance Report from the Kern County Superintendent of Schools and the Kern High School District’s LEA Plan Addendum, and included the following:

- ✓ In the Fall of 2004, the Kern High School District was identified as a Program Improvement District. Following that identification, the District conducted an Academic Program Survey (APS) and a District Assistance Survey (DAS), met with District stakeholders and external evaluators, and reviewed the Local Educational Agency (LEA) Plan.
- ✓ A district-wide professional development plan was developed including standards-based curriculum, instruction and assessment; professional development; human resources; data/systems/data analysis including ongoing monitoring; parent and community involvement; and, governance and leadership.

Recommendations from the Staff Development Plan for 2009 included:

1. Select common standards aligned textbooks

2. District-wide state standards aligned English Language Arts (ELA) and Mathematics courses of study.
3. Select a Data Management Program – Edusoft
4. District-wide teacher committees create power standards, pacing guides and benchmarks
5. Implementation of Professional Learning Communities (PLCs). In the PLCs, educators are committed to working collaboratively in an ongoing process of collective inquiry and action research to achieve better results for the students they serve. PLCs operate under the assumption that the key to improved learning for students is continuous job-embedded learning for educators.
6. AB75 / 430 Principals Training
7. AB466/SB472 Math, English Language Arts (ELA) and English Intervention Textbook Training
8. Highly Qualified Teachers

The Staff Development Plan for 2010 includes:

1. Continue the implementation of Professional Learning Communities at each site.
2. AB430 Principals training for new assistant principals
3. SB472 English Language Arts and Mathematics Textbook Training
4. Data analysis/common formative assessment/benchmarks – Edusoft
5. Continued focus on English Language Learners and Special Education
6. English Language Arts and Mathematics Instruction
7. Beginning Teachers Support and Assessment (BTSA)

**Quarterly Report on  
Williams Uniform  
Complaints**

The Quarterly Report on Williams Uniform Complaints for the period of April 1, 2009 through June 30, 2009 was presented to the Board of Trustees for information only. No complaints have been filed with any school in the Kern High School District during this quarterly period. The required report is a result of the Williams lawsuit legislation where school districts are required to meet certain requirements now enumerated in Education Code 35186. A copy of the report is on file with these official minutes.

**Courses of Study**

Courses of Study for the Bakersfield Adult School, the Regional Occupational Center and the Kern High School District 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**

**Introduction of  
Kern High School  
District's  
Counterproposal to  
California School  
Employees  
Association (CSEA)  
Unit 81, 2009-2012  
Initial Agreement  
Proposal**

The California School Employees Association (CSEA), Unit 81, presented their Initial Agreement Proposal to the Board of Trustees at its Regular Meeting of May 4, 2009. In accordance with District policy and the Education Code, this proposal will be available at the schools and other work sites.

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

Due to significant budgetary reductions, the CALSAFE Child Center on the Nueva Continuation High School campus is closing. Therefore, it is necessary to eliminate .59 full-time equivalency (FTE). This reduction will affect one classified position. It was moved by Trustee Mettler, seconded by Trustee Perry and carried to adopt a Resolution to Eliminate Certain Classified Position(s), specifically .59 FTE for an Infant Care Center Aide position.

**BUSINESS SERVICES**

**PUBLIC HEARING  
on the Adoption of  
the Kern High  
School District  
SELPA Annual  
Budget Plan for  
2009-2010**

A Public Hearing was declared open at 9:49 p.m. by Board President Heinrichs to receive public comments on the proposed adoption of the Kern High School District SELPA Annual Budget Plan for 2009-10. No requests were received to address the governing board and the Public Hearing was declared closed at 9:50 p.m.

**Adoption of the  
Kern High School  
District's SELPA  
Annual Budget Plan  
for 2009-2010**

The SELPA Annual Budget Plan for 2009-2010 was presented for approval. It was moved by Trustee Batey, seconded by Trustee Mettler and carried that the Board of Trustees hereby adopts the Kern High School District's SELPA Annual Budget Plan for 2009-2010, as follows:

Revenues:

Revenue Limit Transfer	\$ 9,159,000.
Other State Revenues	18,824,000.
Federal Revenues	10,661,791.
Local Revenues	2,000.
<b>Total Revenues</b>	<b>\$ 38,646,791.</b>

Expenditures:

Expenditures	49,761,434.
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Excess Expenses over Revenues	\$ 11,114,643.
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ADA served:	1,447
Total students served:	3,163

**PUBLIC HEARING  
on the Adoption of  
the Kern High  
School District's  
Proposed annual  
Budget for 2009-  
2010**

A Public Hearing was declared open at 9:56 p.m. by Board President Heinrichs to receive public comments on the proposed adoption of the Kern High School District Annual Budget Plan for 2009-10. No requests were received to address the governing board and the Public Hearing was declared closed at 9:57 p.m.

**Adoption of Kern  
High School  
District's Proposed**

Associate Superintendent Scott reported the proposed 2009-2010 budget was prepared with several assumptions, including:

**annual Budget for  
2009-2010**

1. State General Fund revenue currently projected at \$43.0 billion below 2007-08.
2. Categorical flexibility
3. Includes Governor’s May Revise and subsequent proposals for additional cuts to education funding.
4. Includes expenditure reductions per Board approval of February 20, 2009.
5. Revenue Limit Losses: In 2008-09 and 2009-10, Kern High School District will incur a cumulative two-year loss of \$32.9 million in Revenue Limit income vs. 2007-08 level.
6. Projected enrollment decrease of 2.0%.
7. Categorical income reduction of 19.8% vs. 2007-2008 (\$6.8 million)
8. Deferred Maintenance – No state funds, \$1.4 million reduction.
9. Transportation funding reduction of \$1.5 million
10. Federal ARRA funds spread over two years, including \$6.2 million for Title I, \$6.9 million for Special Education I.D.E.A., and State Fiscal Stabilization Fund (\$18.0 million for Revenue Limit loss offset and \$9.0 million categorical loss offset)
11. State payment deferrals of \$30.0 million inter-year and \$20.0 million intra-year
12. Construction projects, including modernization projects at Arvin and East Bakersfield high school, Career Technical Education construction projects and the New Continuation High School.

The proposed 2009-10 Kern High School District budget by fund includes:

General Fund	\$343,312,010
Charter School Fund	2,839,000
Adult Fund	10,999,804
Child Development Fund	756,196
Cafeteria Fund	13,782,000
Deferred Maintenance Fund	1,700,000
Building Fund	37,564,000
Capital Facilities Fund	4,000,000
County School Facilities Fund	26,335,000
Special Reserve Fund (Asbestos)	150,000
Bond Interest and Redemption Fund	20,421,000
 Total	 \$461,859,010

It was moved by Trustee Batey, seconded by Trustee Mettler and carried that the above proposed Kern High School District budget for 2009-2010 be adopted.

A full copy of the proposed budget is on file with these official minutes and in the Business Division offices.

**Authorization of  
Consideration of,  
and Possible Action  
On, Assessment of  
Liquidated Damages  
Against Davis  
Moreno  
Construction, Inc.  
on the District**

It was moved by Trustee Batey, seconded by Trustee Mettler and carried that the Board of Trustees authorizes the assessment of liquidated damages against Davis Moreno Construction, Inc. on the District Records Retention Facility project, in an amount to be determined by the District’s Associate Superintendent of Business or assignee, and that the Board of Trustees also authorizes the Kern High School District Associate Superintendent of Business to recover from Davis Moreno Construction, Inc. the amount of liquidated damages assessed.

Records Retention  
Facility Project

**ADMINISTRATIVE REPORT**

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

Administrative  
Report

It was moved by Trustee Mettler, seconded by Trustee Perry and carried that all items on the Administrative Report be approved as presented.

**Superintendent's Office**

1. Approval of renewal of membership in the High School Districts Association (HSDA) for the 2009-2010 school year. Annual dues are estimated not to exceed \$2,400.00. (*Funding source: Superintendent's Office*)

**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 concurrent enrollments for Kern High School District for Summer 2008 through Spring 2009.
3. Approval of the 2009-2010 school site food sale dates.
4. Approval of the 2009-2010 Consolidated Application for Funding Categorical Aid Programs – Part I. The Consolidated Application is used to distribute categorical funds from state and federal programs. Part I of the application is used to document participation in the various programs. This part of the application also provides assurances that the Kern High School District will comply with the legal requirement of each program. (Copy of contract provided under separate cover.)
5. Authorize the Manager of Special Education to approve the Individual Service Contract and Master Contract for nonpublic, nonsectarian school agency service with “*Heritage Schools*” for the purpose of providing special education and related services to individual students with exceptional needs under the authorization of Education Code sections 56157 and 56365-56366.7. (Copy of contract provided under separate cover.)
6. Authorize the Manager of Special Education to approve the Individual Service Contract and Master Contract for nonpublic, nonsectarian school agency service with “*The Pathway School*” for the purpose of providing special education and related services to individual students with exceptional needs under the authorization of Education Code sections 56157, 56361 and 56365-56366.12. (Copy of contract provided under separate cover.)

7. Authorize the Manager of Special Education to approve the Individual Service Contract and Master Contract for nonpublic, nonsectarian school agency service with “*Valley Achievement Center*” for the purpose of providing special education and related services to individual students with exceptional needs under the authorization of Education Code sections 56157 and 56365-56366.7. (Copy of contract provided under separate cover.)
8. Authorize the Manager of Special Education to approve the Individual Service Contracts for Nonpublic, Nonsectarian School Agency Services with Valley Achievement Center for the purpose of providing special education and related services to individuals with exceptional needs under the authorization of Education Code Section 56157, and 56365-56366.7 for five (5) students.
9. Approval of the following short term consultants:
  - Approval of the following consultants for participation in Career Technical Educator activities pertaining to and relevant to CTE Standards and Framework development, and for model programs of study development for the Health Science and Medical Technology and/or Public Services Industry Sector for the state of California as delineated in the Perkins State Plan. These activities are a contractual agreement with the California Department of Education’s High School Initiatives and Career Education Office and are funded solely through Carl D. Perkins funds. *Funding Source: Categorical/Carl Perkins*  
  
Consultants include: Michael Hanlon, Sandra Hanlon, Mark Jones, Alexandra McDowell, Ken Ramirez, Nicia Sierckes, Matt Tassinari, Patricia Twyman
  - Approval of Mark Boggie of the American School Counselor Association to present a workshop to the counselors at Arvin High School. This is done as a result of the recommendation of the WASC visiting team that Arvin High School adopt the National Standards for School Counseling. The workshop will cover training in Year One of that model and is designed to also help determine the best way to implement the model for Arvin High School. *Funding Source: Categorical/Quality Education Investment Act (QEIA)/Arvin High School*

### **Personnel Services**

1. Personnel Report: Approval of the personnel transactions as indicated in the Personnel Report for June 22, 2009, a copy of which is on file with these official minutes.

### **Business Services**

1. Approval of the Board for an agreement between the Kern High School District and School Services of California, Inc. for assistance regarding issues of school finance, legislation, school budgeting, general fiscal issues, and the state-mandated program cost claims process. Authority for entering into this agreement is contained in Section 53060 of the Government Code and such other provisions of California law as may be applicable.

2. Approval for an agreement between the Kern High School District and School Facility Consultants for assistance in determining and maximizing eligibility for State funding, preparation and submittal of State applications, monitor meeting of State Allocation Board for issues that impact eligibility for funding, work with architects to ensure projects are moving through the approval process in a timely manner and assisting with planning services
3. Approval for Year-End Transfers Resolution for the year ending June 30, 2009.
4. Approval for Temporary Transfers for Funds Resolution for the year 2009-2010.
5. Authorization to solicit bids for the construction of floor tile asbestos abatement in classrooms 1-11 at Vista Continuation High School.
6. Authorization to solicit bids for annual District-wide sweeping services.
7. Authorization to enter into a Subgrant Agreement between Kern High School District/Bakersfield Adult School and County of Kern/Employers' Training Resource. The proposed agreement will provide for adult and youth training programs under the Workforce Investment Act. The proposed agreement will provide \$1,680,078.00 in funding for a variety of activities. Term of agreement is April 1, 2009 to June 30, 2010. The agreement is provided under separate cover.

Activities included in this contract and designated amounts are:

CTIES (In-school youth)	\$ 825,609.00
Re-Entry Education Attainment Program	353,923.00
Adolescent Career Transition (Foster Youth)	231,276.00
Careers, School, Success (CS <sup>2</sup> )	124,526.00
Seasonal Farmworker Training Program	<u>144,744.00</u>
Total	\$1,680,078.00

8. Authorization to enter into an agreement between Kern High School District and Microsoft Licensing Group through CDW Government, Inc., a Microsoft Licensed Authorized Reseller (LAR). The proposed agreement will provide volume licensing through Microsoft Academic Select License program for Microsoft products (software and hardware) at discount pricing. Term of agreement is October 1, 2009 through September 30, 2012.
9. 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 Miscellaneous Services classes for Bakersfield Adult School students at "Career Resource Department":
  - a. Dollar Tree Stores – Calloway Drive
  - b. Dollar Tree Stores – Lamont, CA
  - c. Extreme Games
  - d. Kohl's – Rosedale Highway
10. Authorization to enter into a Business Education Agreement for Services between Kern High School District and Napa County Office of Education. The proposed agreement will provide expenses and services necessary to operate the Virtual Enterprise Program. Compensation not to exceed \$40,000.00. Term of agreement is March 1, 2009 through June 30, 2009.

11. Authorization to enter into a Business Education Agreement for Services between Kern High School District and Napa County Office of Education. The proposed agreement will provide expenses and services necessary to operate the Virtual Enterprise Program. Compensation not to exceed \$60,000.00. Term of agreement is July 1, 2009 through June 30, 2010.
12. Authorization to enter into a Memorandum of Understanding Agreement between Kern High School District and Porterville Developmental Center/Dietetic Internship Program. The proposed agreement will provide designated interns to receive practical instruction and clinical experience for registered dietitians for the 2009-2010 school year. Term of the Agreement is August 1, 2009 to July 31, 2010.
13. Authorization to enter into an agreement between Kern High School District/Regional Occupation Center and the County of Kern. This proposed agreement will provide the eligibility verification of students enrolled in the CalWORKS Cash Aid Program. Term of agreement is August 1, 2009 to July 31, 2011.
14. Authorization to extend Request for Qualifications (RFQ) No. 2269 – Architectural, Engineering, and/or Consultant Services for District-wide Career Technical Education Facilities Program (CTEFP) and Miscellaneous Projects for the second year of a potential five year contract with the following firms:  
FIRMS  
BFGC Architecture  
Flewelling & Moody  
Ordiz-Melby Architects, Inc.  
Phillips, Metsch, Sweeney, Moore Architects  
Renfro & Cuningham  
SC Architects, Inc.
15. Ratification of recordation of the Notice of Completion for Bid No. 1041 – Shade Structures for Special Education Training Center at Golden Valley High School. The Notice of Completion recorded on May 21, 2009.
16. Ratification of recordation of the Notice of Completion for RFQ No. 2285 – Highland High School: Electrical for Computer Aided Manufacturing Machine (CTEFP). The Notice of Completion recorded on May 18, 2009.
17. Approval of Professional Services Supplement Agreement (PSSA) No. 4 for RFQ No. 1803 - Architectural Design Services for Comprehensive High School No. 1-2004 to add architectural and engineer services for Arvin High School Gymnasium Telescoping Bleachers:  
Architect: Klassen Corporation  
This Increase: \$ 22,200.00
18. Approval of Change Order No. 11 for East Bakersfield High School Modernization 2005 for a total of (\$566.00), as follows:
  - a. Bid No. 1910-03 (Modernization) – Structural Steel and Metal Fabrications  
Contractor: Shollenbarger-Borello, Inc.  
dba Golden State Steel  
Original Contract Amount: \$ 687,974.00

Adjusted Contract Amount: \$ 739,249.00  
This Increase: \$ 3,634.00  
New Total: \$ 742,883.00

b. Bid No. 1936-08 (Growth) – Concrete

Contractor: James E. Thompson, Inc.  
dba JTS Construction  
Original Contract Amount: \$ 598,750.00  
Adjusted Contract Amount: \$ 626,374.40  
This Decrease: \$ (4,200.00)  
New Total: \$ 622,174.40

19. Approval of Change Order No. 4 for Arvin High School Modernization 2005 for a total of \$57,084.80, as follows:

a. Bid No. 2105-05 – Asbestos Lead Abatement and Selective Demolition

Contractor: APC Contractors, Inc.  
Original Contract Amount: \$ 633,000.00  
Adjusted Contract Amount: \$ 717,892.34  
This Increase: \$ 12,311.00  
New Total: \$ 730,203.34

b. Bid No. 2106-01 – Concrete

Contractor: Klassen Corporation  
Original Contract Amount: \$ 1,289,000.00  
Adjusted Contract Amount: \$ 0.00  
This Decrease: \$ (3,269.40)  
New Total: \$ 1,285,730.60

c. Bid No. 2107-01 – Structural Steel

Contractor: Medford Construction, Inc.  
Original Contract Amount: \$ 688,500.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 1,463.00  
New Total: \$ 689,963.00

d. Bid No. 2113-01 – Electrical

Contractor: A-C Electric Company  
Original Contract Amount: \$ 5,827,536.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 9,651.00  
New Total: \$ 5,837,187.00

e. Bid No. 2124-01 – Acoustical Ceiling Tile

Contractor: Western Building Materials Co.  
Original Contract Amount: \$ 170,706.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 5,109.00  
New Total: \$ 175,815.00

- f. Bid No. 2125-01 – Cabinetry and Millwork  
Contractor: Lozano Caseworks, Inc.  
Original Contract Amount: \$ 511,700.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 6,897.22  
New Total: \$ 518,597.22
- g. Bid No. 2125-02 – Cabinetry and Millwork  
Contractor: Lozano Caseworks, Inc.  
Original Contract Amount: \$ 511,700.00  
Adjusted Contract Amount: \$ 518,597.22  
This Increase: \$ 24,922.98  
New Total: \$ 543,520.20
20. Award of Rebid No. 2117 – Arvin High School Modernization 2005: Fire Extinguisher Cabinets (Specialty Signs Only) to Vital Signs in the total negotiated amount of \$50,827.59.
21. Award of Bid No. 2140 – Arvin High School Modernization 2005: Gymnasium Bleacher Replacement to Herk Edwards, Inc. in the total base bid amount of \$112,309.00. The District received one other bid from Sierra School Equipment Company in the amount of \$113,975.00.
22. Award of Bid No. 2302 – District-wide Purchase of Diploma Covers and Inserts to Jostens, Inc. for the unit cost of \$6.22 each. The District received other bids as follows:
- | <u>VENDOR</u>                 | <u>UNIT COST</u> |
|-------------------------------|------------------|
| Herff Jones, Inc.             | \$7.72           |
| National Recognition Products | \$7.89           |
| Balfour                       | \$9.13           |
23. Award of Bid No. 2310 – Bakersfield Adult School Child Care Center HVAC Refurbishment to Don Kinzel Construction, Inc. to the total base bid amount of \$66,300.00. The District received other bids as follows:
- | <u>CONTRACTOR</u>               | <u>BID AMOUNT</u> |
|---------------------------------|-------------------|
| Michael T. Elliott Construction | \$82,798.00       |
| Patscheck Construction Company  | \$92,450.00       |

### ADJOURNMENT

#### Adjournment

President Heinrichs adjourned the Regular Meeting of June 22, 2009 at 10:25 p.m.

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Joel Heinrichs, President

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J. Bryan Batey, Clerk

JH/JBB:bs