



## KERN HIGH SCHOOL DISTRICT

5801 Sundale Avenue  
Bakersfield, CA 93309-2924  
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# BOARD OF TRUSTEES

Regular Meeting  
September 8, 2009

## OFFICIAL MINUTES

### PRELIMINARY

#### Call to Order

The September 8, 2009 Regular Meeting of the Board of Trustees of the Kern High School District was called to order at 5:33 p.m. by Board President Joel Heinrichs, in Conference Room 'C' of the Administrative and Support Services Office, Kern High School District, 5801 Sundale Avenue, Bakersfield.

#### Members Present:

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

#### Member(s) Absent:

*None*

#### Administrative Staff Member(s) Present:

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

#### Administrative Staff Member(s) Absent:

Joe Thompson, Associate Superintendent, Instruction

#### Adoption of Agenda For Closed Session

Superintendent Carter announced no changes have been made or recommended for the Closed Session Agenda and asked for Board action to adopt. It was moved by Trustee Mettler, 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 5:33 p.m.

**ADJOURNMENT TO CLOSED SESSION**

**Adjournment to  
Closed Session**

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

Public Administrative Employee Quarterly Evaluation: Superintendent

Public Employee Administrative Appointments:

- A. Director of Maintenance and Operations
- B. Dean of Students, Arvin High School
- C. Dean of Instruction, Arvin High School
- D. Dean of Administration, North High School

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

**ADJOURNMENT FROM CLOSED SESSION**

**Adjournment from  
Closed Session**

The Board of Trustees adjourned Closed Session at 7:10 p.m.

**RECONVENING IN OPEN SESSION**

**Reconvening in  
Open Session**

The Board of Trustees reconvened in Regular Session at 7:14 p.m. in the Board Room of the Kern High School District Administrative and Support Services Office.

**Flag Salute**

Associate Superintendent Scott 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 the Special  
Meeting of July 14,  
2009 and the  
Regular Meeting of  
August 3, 2009**

It was moved by Trustee Mettler, seconded by Trustee Vegas and carried that the minutes from the Special Meeting of July 14, 2009 and the Regular Meeting of August 3, 2009 be approved as mailed and presented.

**REPORT FROM CLOSED SESSION**

**Report from  
Closed Session**

In Closed Session, Trustees approved the following administrative appointments:

- Stephen Tolin was appointed Director of Maintenance and Operations
- Tracey Lozano was appointed Dean of Administration at North High School
- Michael Akey was appointed Dean of Instruction at Arvin High School
- Maria T. Guerrero was appointed Dean of Students at Arvin High School

No other action was taken in Closed Session by the Board of Trustees.

## SUPERINTENDENT'S REPORT

### Report to the Board of Trustees on the Opening of the 2009- 2010 School Year

As of the end of September 8, the District had a total of 36,400 students enrolled in comprehensive high schools throughout the District. The difference between today's enrollment and projected enrollment is 577 additional students. The total enrollment for Kern High School District, including all comprehensive high schools, continuation high schools, and special programs is 37,580. Superintendent Carter commented on the ability to project close numbers and reported that the District is working with principals at those schools with over projection numbers regarding the addition of certificated staff.

Superintendent Carter reported all schools were visited on opening day by himself and Associate/Assistant superintendents Jones and Scott, and Bob Schneider. Despite the fact that 350 fewer adults are serving the students, he reported very positive attitudes were exhibited throughout the District. "The attitude and the morale of the people wanting to serve our kids are commendable." Associate superintendent Scott echoed the superintendent's comments and reported that school site principals conducted very impressive summer activities to get students enrolled prior to opening day. Assistant Superintendent Jones complimented the staff for their work on the opening of the school year. "A very smooth opening....as we observed campuses on opening day. Congratulations to all the staff."

### Principal Partners' Day

Each year the Kern High School District sponsors a community-wide event known as Principal Partners' Day, which is scheduled this year on Wednesday, October 14, 2009. This annual event provides over 450 business and community leaders from Kern County the opportunity to view high schools through the eyes of educators. They take a first-hand look at the instruction taking place in the classroom, discuss curriculum issues and discipline, and explore staff relations, facilities management, and student motivation. Business and community leaders learn about new career paths, competencies needed by graduates, and resource management skills.

The morning agenda begins with continental breakfast and a short opening program, followed by visits to classrooms and meetings with students and teachers. After visiting the schools, the day's activities will continue with a luncheon program beginning at 11:30 a.m. at the Doubletree Hotel to summarize their morning experiences.

A special luncheon program presentation will include the Jim Burke Light and Liberty Award for service to Kern County education. Previous winners include businessman Carl Leech, owner of Mr. Tuxedo (2007), Dr. Carlos Alvarez, a local physician (2007), Shannon Smith, owner of Continental Labor Resources (2006), Rolly Rhodes, a local businessman (2005), and Dave Spalinger, Owner of Skyline Cabinets (2004).

A reminder "Save the Date" postcard was mailed to approximately 4,200 community and business leaders in late August, and the invitation to this year's event was mailed on September 8<sup>th</sup>. Superintendent Carter reported how last year's event was cancelled due to budget constraints and several measures have been instituted this year to save funds, including the elimination of the opening breakfast program.

### Summer Parent Information Packet

Each summer, staff from the District Office develop and print the annual Summer Parent Information Packet. This packet of information is mailed to all non-duplicate home addresses and includes information for parents/guardians about District policies and

programs. For the 2009/2010 School Year, over 29,445 33-page booklets were prepared and mailed during the first week of August. Over 6,750 packets were prepared and distributed to school sites to have available for new students when they register, and approximately close to 3,100 copies of the Spanish language version were printed and distributed. In addition, over 2,000 copies were mailed to certificated staff members of the Kern High School District this year. A copy of this year's packet will be available under separate copy.

Superintendent Carter reported regarding the compilation of information for this annual packet and the legal requirements and how this packet includes important and mandated information for parents.

### **Superintendent's Comments on District Activities**

#### **American Sound Studio Facility Tour**

Katie Kleier, Director of Instruction, shared information with Trustees regarding the American Sound Studio. She reported that both herself and Associate Superintendent Thompson had visited the facility and met with Rick Reno Stevens regarding the facility and the features available for school sites. The information on the visit has been shared with high school principals at a recent Principals' Advisory Council and a tour of the facility has been scheduled for September 10, 2009.

#### **Qualified School Construction Bonds**

Associate Superintendent Scott gave a report on the status of the Kern High School District's applications for funding under the Qualified School Construction Bonds. The District's applications totaled \$25.0 million. The number of school districts submitting applications was significantly higher than anticipated by the State of California. The California Department of Education held a lottery and 42 districts are going to receive authorization to issue Quality School Construction Bonds; however, Kern High School District was #162 on the lottery list. In closing, Associate Superintendent Scott reported, "We do believe that there will be an additional round in 2010, possibly as early as January, we will be in line to apply for some of the authorizations."

### **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**

Two requests were submitted to address the Board of Trustees.

Les Darling thanked Trustees for their agony and time in recommending budget cuts, however, he reported he wanted to address the Trustees on the cuts to the classified security staff. "The goal of all staff is the education and safety of all students." He talked about the ability of limited and reduced staff to patrol the campus and keep students safe. "By cutting us back, we are going to have more dangers for our students and our staff. We can make the campuses function much better. We understand the need to make budget reductions, but with one security officer per 1,100 students, we can't do our job as well as we need to."

Gilbert Agcaoili also talked about the safety of students as a security officer at Shafter High School. “We are smaller than most campuses. When I hear about a recording studio and fund raisers, I believe the Trustees should tour the campuses and learn more about safety of students before they tour a sound studio. As campus supervisors, we run into different problems every day. I think the Board should look into their decision to cut security due to safety. Safety is our number one issue for our students.”

**REPORTS**

**Reports of District Organizations**

**Kern High Teachers  
Association**

No report.

**Counselors’  
Association**

Katie Price, President of the Counselors’ Association, formally introduced herself as the new president of the Association. She also introduced executive members from the Counselors’ Association present at the Board meeting. She reported “Things are going well at the high school campuses and counselors are working very hard to make sure all students are enrolled in the correct campuses.” She announced the annual back-to-school nights have been scheduled and counselors are busy preparing for the annual College and Career Night at the Bakersfield Convention Center.

**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**

No report.

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

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

Trustee Mettler reported on an interesting inquiry from a retired teacher, regarding a proposal where retired certificated staff could be utilized to serve as tutors, mentors or classroom assistants.

### SUPERINTENDENT'S OFFICE

**Principal's Annual Report to the Superintendent on Kern High School District Priority Goals for 2008-2009**

Each high school has provided a progress report from the 2008-2009 school year for each of the five 2008-2011 Board-approved District Priority Goals. Reports were presented in a bound booklet on the following five Goals:

1. Maximizing Student Success
2. Maintaining an Exemplary Staff
3. Enhancing Student Support Services
4. Fostering Partnerships
5. Managing Rapid District Growth

Superintendent Carter reported, "The 2008-2011 District Priority Goals were adopted by the governing board in March 2008, and principals were asked to prepare an annual report on the progress from each high school on each of the goals. In February, 2009 the governing board revisited the Priority Goals and adopted the new Strategic Priorities, which will become the foundation for building programs and efforts in 2009-2010. The reports in 2010 will reflect the Strategic Priorities." A copy of the full text of the reports is on file with these official minutes.

**Nomination from Kern High School District Board of Trustees for Three (3) Director-at-Large Positions, Representing American Indian, Black and County for the California School Boards Association 2009 Delegate Assembly**

Nominations are currently being accepted from school districts for three open positions on the 2009 California School Boards Association (CSBA) Delegate Assembly, representing American Indian or Black populations, or County. Any CSBA member board may nominate board members from CSBA member districts or county offices of education. The election will take place at the CSBA Delegate Assembly meeting in San Diego on December 2-3, 2009 at the San Diego Marriott Hotel.

If the Kern High School District Board of Trustees takes action to submit a nomination, the nominee will be asked to also submit two letters of recommendation and a letter signed by the District Superintendent will be submitted to CSBA. The current directors-at-large for the above populations include:

- Director-at-Large, American Indian: D. Shelly Yarbrough (Val Verde Unified SD, Perris)
- Director-at-Large, Black – Emma Turner (La Mesa-Spring Valley SD, La Mesa)
- Director-at-Large, County – Sara Wilkins (Madera County Office of Education, Madera)

No recommendations were presented for Board action.

### INSTRUCTIONAL SERVICES

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

Information was shared with Trustees on recent accreditations approved by WASC (Western Association of Accrediting Commission for Schools), as follows:

- Arvin High School has been granted a three-year term of accreditation, expiring on June 30, 2012.
- Kern Valley High School has been granted a six-year term of accreditation with a midterm review, expiring June 30, 2015.

- Nueva Continuation High School has been granted a six-year term of accreditation with a midterm review, expiring on June 30, 2015.

**Report to the Board of Trustees Regarding Special Education Instruction Time and Program Supervision Assignments for Special Education Teachers**

The utilization of the one period assignment for special education teachers to program supervision and consultation was posed as a question during a recent Board of Trustees meeting. Based on the six-period assignment day and following the current contract, this would give a special education teacher four direct instruction periods, one preparation period and one period of program supervision/consultation. The question raised by the Trustee was to determine whether or not there could be possible cost savings if the one period of program supervision/consultation were eliminated. A copy of the written report, compiled under the leadership of John Ferguson, Manager of the Special Education Department, is on file with these official minutes. Trustee Vegas reported he was satisfied with the report's findings and did not recommend any additional review or action.

**Report to the Board of Trustees Regarding On-Line Instructional Resources Available to Kern High School District Students**

A report to the Board of Trustees regarding on-line instructional resources available for Kern High School District students was presented by Scott Cole, Director of Research through a PowerPoint presentation, a copy of which is on file with these official minutes.

In 1997, Apex Learning was started by Microsoft co-founder, Paul Allen with an original focus of providing online Advanced Placement courses and test prep. In 1999, the University of California College Prep (UCCP) Online was created in response to a state mandate to provide equity in access to Advanced Placement courses. The University of California contracted with Apex Learning (APEX) as the online course provider. In 2002, the Kern High School District allowed students to take APEX online AP courses for college credit. In 2007, UCCP discontinued their offering online courses for college credit and began offering free access to course content and a partnership with high school districts.

The license with UCCP requires a Learning Management System (LMC) or a Course Management System (CMS) – which includes Blackboard, Angel Learning, or Desire2Learn. There was a preliminary setup cost of \$80,000 plus \$20,000 annual fee in addition to the costs of the teacher. Teachers and students can then use the system with open access to the supplemental or complementary material. Access to the UCCP Supplementary Curriculum is available on the District's website under the Instruction Division. Open courses have no cost, are accessible anywhere and are aligned to California content standards. The open online courses are a media rich environment and engage students with varied learning styles.

**Report to the Board of Trustees Regarding Standardized Testing and Reporting (STAR) for 2009**

A report was presented for the Board of Trustees by Scott Cole, Director of Research and Planning, regarding an overview of the Standardized Testing and Reporting (STAR) results for Kern High School District. There are 22 tests administered to District students at the high school level. California Standards Tests (CSTs) given during the past school year included the following:

<u>CST</u>	<u># of Students Tested</u>
English 9	10,011
English 10	7,914
English 11	8,419
General Math	1,623
Algebra I	10,968
Geometry	6,339
Algebra II	3,883
Integrated Math 1	396

Integrated Math 2	21
Integrated Math 3	10
High School Summative Math	1,624
World History	8,468
US History	8,295
Biology	8,498
Earth Science	5,471
Chemistry	3,941
Physics	740
Integrated Science 1	3,718
Integrated Science 2	97
Grade 10 Life Science	7,797

Mr. Cole reported that, while scale score ranges will vary from subject to subject and within subjects, the cut-off for proficient remains the same at 350. He reviewed the percentage of students scoring at the Proficient or Advanced Levels for both 2008 and 2009. A copy of the PowerPoint with proficiency statistics is on file with these official minutes.

**Report to the Board of Trustees on Summer School 2009**

A report on the 2009 Summer School for Kern High School District was presented by Katie Kleier, Director of Instruction. Enrollment at each of the school sites was 17,835, including 4,080 incoming freshmen, 5,343 freshmen, 3,958 sophomores, 3,568 juniors and 879 seniors, plus seven adult students. A copy of the enrollment counts and a list of the summer school course offerings is on file with these official minutes.

**Courses of Study**

Courses of Study for Bakersfield Adult School and West High School 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 the Submission of Application for Provisional Internship Permit(s) to California Department of Education for Certain Public Certificated Employee(s)**

The California Commission on Credentialing discontinued the issuance of multiple subject, single subject and education specialist emergency permits, and implemented the provisional internship permits as of June 6, 2006. The Office of Administrative Law approved the addition of Title 5 Section 80021.1, Pertaining to Provisional Staff Permits on June 4, 2005. This permit is available when the employing agency knows that there will be a teacher vacancy, yet is unable to recruit a suitable candidate.

A Public Hearing was declared open at 8:08 p.m. to receive public comments on the submission of an application for Provisional Internship Permit(s) to the California Department of Education for certain public certificated employees. No comments were received and President Batey declared the Public Hearing closed at 8:09 p.m.

**Adoption of Resolution on Submission of Application for Provisional Internship Permit(s)**

It was moved by Trustee Mettler, seconded by Trustee Batey and carried that the Resolution approving the submission of the application for Provisional Internship Permit(s) to the California Department of Education for certain public certificated employees be approved. A complete list of the certificated employee(s) is on file with these official minutes.

to California  
Department of  
Education for  
Certain Public  
Certificated  
Employee(s)

Adoption of  
Revision to the 2009-  
2010 Student  
Attendance  
Calendar

The Kern High School District will present a workshop by Robert Eaker for 1,800 (all certificated, teaching staff and all classified students who work directly with students) and the available date for the workshop will be Friday, January 15, 2010. This necessitates a change in the board-approved Student Attendance Calendar for the 2009-2010 school year. Assistant Superintendent Jones reported that Mr. Eaker has co-authored numerous books with RickDuFour, and the two are considered to be the two leading presenters and researchers on professional learning communities.

It was moved by Trustee Batey, seconded by Trustee Perry and carried with a unanimous vote to adopt a revision to the 2009-2010 Student Attendance Calendar, specifically changed the Non-Student In-Service date to Friday, January 15, 2010 instead of the original date of January 25, 2010.

**BUSINESS SERVICES**

Report on the 2009-  
2010 State Budget  
and Its Implications  
for the Kern High  
School District

Associate Superintendent Scott reported that California's economic picture is still volatile and employment is the key to recovery. California has suffered economically more severely than the nation as a whole. There is a very great risk that the current year budget will fall out of balance due to:

- Revenue collections are already short of budgeted levels
- Major budget solutions are being challenged in the courts including the Governor's vetoes in over \$500.0 million in programs and a shift in redevelopment funds from local agencies to the State.
- Budget assumptions certainly may not materialize due to less savings in corrections than projected and the sale of the State Compensation Insurance Fund.

Proposition 98 was adopted in 1988 and was intended to set a minimum funding level for education. However, what looks to be firm turns out to be quicksand. School districts were told in the 2008 Budget Act that the funding would be \$58.1 billion, which was revised to \$50.7 billion in February 2009 and to \$49.1 billion in July 2009. School districts were told in February 2009 with the 2009 Budget Act that education would receive \$54.9 billion; however, that figure was revised to \$50.4 billion in July.

There is a scheme to recapture \$1.6 billion in Proposition 98. The State swept \$1.6 billion in unallocated Categorical Funds to the State's General Fund. The State also restored the same amount to cover 2008-09 expenses, and cut \$252.83 per ADA from 2009-10 revenue limit entitlements.

QEIA Funding Issues

In 2008-09, the Kern High School District had six (6) QEIA schools receiving \$14.7 in supplemental funding. For 2009-10, QEIA funds are shifted from schools to the State

General Fund, then the State cut the Revenue Limit funding of districts with QEIA schools by same amount. The Kern High School District’s Revenue Limit has been cut by \$13.7 million to replace QEIA funding 2009-10. School districts can apply for federal funds to backfill the loss; however, there is concern over \$13.7 million of unrestricted General Funds replaced by Restricted Funds.

In an effort to manage its cash flow, the State continues to utilize deferrals of apportionments due to school districts. The Kern High School District must have at least \$35.0 million of cash in the bank at the beginning of each month in order to meet payment obligations to employees and vendors.

Multi-Year Projections General Unrestricted Funds

	<u>2009-2010</u>	<u>2010-2011</u>	<u>2011-2012</u>
Revenue & Transfers In	\$242 Million	\$261 Million	\$258 Million
Expenditures & Transfers out	\$259 Million	\$265 Million	\$279 Million
Ending Fund Balance	\$36 Million	\$32 Million	\$11 Million

Associate superintendent Scott shared the following concerns:

- Will school districts receive the second round of Federal Stimulus Funding?
- Will the State solve the QEIA problem in order to avoid further Revenue Limit cuts?
- Will school districts face another round of revenue cuts in 209-10 or 2010-11?
- Will the drop in Statewide Assessed Valuations signal trouble for the 2009-10 and/or 2010-11 State budgets and impact Proposition 98 funding

**Adoption of  
Resolution in  
Support of  
Applications for  
Funding of Career  
Technical Education  
3<sup>rd</sup> Funding Cycle,  
and Authorization  
for Staff to Sign  
Applications and  
Associated  
Documents**

A list of career technical education projects included in Round 3 of the Career Technical Education Facilities Funding was presented and reviewed by John Meyers, Director of Career Technical Education for the Kern High School District. A copy of that list is on file with these official minutes, which includes a total of 31 projects at 16 schools with a project total of \$29,006,885.97. It was moved by Trustee Vegas, seconded by Trustee Perry and carried with a unanimous vote that a Resolution in Support of Applications for Funding of Career Technical Education, Round Three Funding Cycle; and, Authorization for staff to sign applications and associated documents be approved.

**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 Batey, seconded by Trustee Vegas and carried with a four (4) yes, one (1) abstain vote (Trustee Mettler) 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. Authorize the Manager of Special Education to approve the Individual Service Contract and Master Contract for nonpublic, nonsectarian school agency service with "*National Deaf Academy*" 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.)
3. Authorize the Manager of Special Education to approve the Individual Service Agreement for Nonpublic, Nonsectarian School Agency Services with *National Deaf Academy* for the purpose of providing Special Education and related services to individuals with exceptional needs under the authorization of Education Code Sections 56157 and 56365-56366.7 for one (1) student.
4. Authorize the Manager of Special Education to approve the Individual Service Agreement for Nonpublic, Nonsectarian School Agency Services with *Heritage Schools* for the purpose of providing Special Education and related services to individuals with exceptional needs under the authorization of Education Code Sections 56157 and 56365-56366.7 for one (1) student.
5. Authorize the Manager of Special Education to approve the Individual Service Agreement for Nonpublic, Nonsectarian School Agency Services with *The Pathway School* for the purpose of providing Special Education and related services to individuals with exceptional needs under the authorization of Education Code Sections 56157 and 56365-56366.7 for one (1) student.
6. Approval of the following short term consultants:
  - **Brenda Pulskamp**, to provide training/consulting which follow the policies dictated in the Guidelines and Procedures for meeting the specialized physical health care needs of Kern High School Special Education students. *Funding Source: Special Education*
  - **Community Matters** to act as the training agent for the Safe School Ambassadors Program. They will provide 2 days of on-site training and materials to 30-40 new Safe School Ambassadors (students) and 6-8 adults. An overview of the program is attached. *Funding Source: Categorical/Title IV/Stockdale High School*
  - **Action Learning Systems** to provide professional development training to school site administrators on the implementation and use of the Single Plan Builder. The Single Plan Builder is a web based solution to the Single Plan for Student Achievement and WASC. Action Learning will guide the district step by step through the process of analyzing student achievement data, conducting school-wide needs assessment, and strategic action planning. *Funding Source: Categorical/Title I*

- **Rachel Moore** to conduct vision testing of all 10<sup>th</sup> grade students in the Kern High School District during the 2009-2010 school year as required by the State Department of Health Services. *Funding Source: Pupil Personnel Services*
- **Andersen Hearing Services/Doug Anderson** to conduct hearing testing of all 10<sup>th</sup> grade students in the Kern High School District during the 2009-2010 school year as required by the State Department of Health Services. *Funding Source: Pupil Personnel Services*
- **Stephanie Wang** to present a “Personal Success Seminar” to Foothill High School faculty on how to improve their working relationships in order to make their organization more productive. *Funding Source: Principals Budget/Foothill High School*
- **John Lollar** to provide physical therapy consultation, training, assessment and program planning for students with disabilities. *Funding Source: Special Education*
- **Carol Dean, Skills..Vital Training** to teach CPR classes to the students in the Medical Programs of Bakersfield Adult School for the 2009-2010 school year. *Funding Source: Bakersfield Adult School*
- **Hope Foundation** to provide staff development and leadership training utilizing the Intensive School Reform Model IB based on the Failure Is Not an Option Six Principals to the staff at Foothill High School. *Funding Source: Categorical/QEIA/Foothill High School*

7. Approval of the following out of area trips:

- **Kern Valley High School** FFA students (3) to travel to Indianapolis, Indiana to participate in the National FFA Convention to be held on October 21-24, 2009.
- **Foothill High School** FFA students (2) to travel to Indianapolis, Indiana to participate in the National FFA Convention to be held on October 18-24, 2009.

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 September 8, 2009, a copy of which is on file with these official minutes.
2. Approval of Resolution Authorizing Assignment to Subject Other Than Major/Minor.

**Business Services**

1. Approval to accept a donation of \$1,000 from CBIZ, Inc. to support Kern High School District’s College/Career Day.
2. Approval to accept the donation of a 1998 GMC Jimmy Sport Utility Vehicle from Bruce Wearda for use in the Auto Tech and Auto Body programs at the Regional Occupational Center.

3. Quarterly Report of Investments. (Under Separate Cover)
4. Approval of Compromise Agreement and Release of Claims between the Kern High School District and Griffith Company for construction activities at Mira Monte High School.
5. Approval of Amendment No. 1 to Subgrant Agreement No. 566-2009 between Kern High School District/Bakersfield Adult School and County of Kern/Employers' Training Resource. The proposed amendment will provide additional training and education support for Migrant/Seasonal Farmworker adults under the Workforce Investment Act.

Activities included in this amendment and designated amounts are:

Project HOPE \$ 28,000.00

Helping Others Prosper through Education (HOPE)

6. Approval of Amendment No. 1 to Agreement No. 001-2009 between Kern High School District/Bakersfield Adult School and Kern County Child Support Services. The proposed amendment will extend the term of the original agreement from June 30, 2009 to June 30, 2010 and continue to provide teen and older youth peer advisory group consulting.
7. Authorization to enter into Employment Program Training Agreement between Kern High School District/Bakersfield Adult School and County of Kern. The proposed agreement will provide training for Miscellaneous Service classes. Term of agreement is June 16, 2009 to June 30, 2011.
8. 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 on-the-job training for Bakersfield Adult School students Miscellaneous Services classes for the 2009-2010 school year:
  - a. Extreme Games
  - b. La Mina Restaurant
  - c. Taco Fresco
  - d. Walgreens
9. Authorization to enter into Employment Program Training Agreements between Kern High School District/Bakersfield and Community Service Organization (CSO). The proposed agreement will provide on-the-job training for Bakersfield Adult School/Career Resource Department students Miscellaneous Services classes for the 2009-2010 school year.
10. Authorization to enter into a Memorandum of Understanding with Kern High School District/Bakersfield Adult School and the following facilities. The proposed understanding will provide English as a Second Language (ESL)/EL Civics, Bilingual General Education Diploma (GED), and/or other educational services classes. Term of understanding is July 1, 2009 to June 30, 2010.
  - a. Greenfield Union School District
  - b. Panama-Buena Vista Union School District

11. Authorization to enter into a Memorandum of Understanding with Kern High School District/Bakersfield Adult School and Bakersfield City School District. The proposed understanding will provide English as a Second Language (ESL)/EL Civics, Community-Based English Tutoring, Bilingual General Education Diploma (GED), Citizenship and/or other educational services classes. Term of understanding is July 1, 2009 to June 30, 2010.
12. Authorization to enter into an agreement between the Kern High School District and Caliente Stage Lines. The proposed agreement will provide for the lease of property as a bus garage facility for the 2009-2010 school year.
13. Authorization to enter into an agreement between Kern High School District/Special Education and Medical Billing Technologies, Inc. The proposed agreement will provide technical and consultant services under the Medi-Cal Administrative Activities (MAA) Program. Term of agreement is July 1, 2009 through June 30, 2010.
14. Authorization to enter into an Facility Lease Agreement between Kern High School District/Special Education and At Home Property Management. The proposed agreement will provide classrooms for special education eligible students Community Based Experience services through the Adult Based Life Experience (ABLE) program. Term of agreement is September 1, 2009 to August 31, 2010.
15. Authorization to solicit proposals for District-wide waste management services.
16. Authorization to solicit bids for District-wide annual purchase of paint supplies.
17. Authorization to solicit bids for District-wide annual roofing projects.
18. Authorization to solicit bids for District-wide annual installation of flooring and carpeting.
19. Authorization to solicit bids for District-wide annual electrical projects.
20. Authorization to solicit bids for District-wide purchase of custodial supplies.
21. Authorization to enter into agreements with community businesses to support the Regional Occupational Center Partnership Academies for school year 2009–2010.
22. Authorization to utilize the California Multiple Award Schedule (CMAS) for the 2009-2010 school year for the District-wide purchase of Information Technology Products and/or Services as well as non-information Technology Commodity items.
23. Authorization to extend and amend Request for Proposal (RFP) 1482 – Purchase of Formative Assessment Software for the fifth and final year of a potential five year contract with The Riverside Publishing Company (Edusoft). Riverside Publishing Company proposed a 0% increase from last year. The proposed amendment to License Agreement for Assessment Management System will provide an additional Data Director System module for the 2009-2010 school year.

- 24. Authorization to extend Bid No. 2270 – District-wide Purchase of Lamps, Ballasts, and Fixtures for the second year of a potential five year contract with Stewart Electric Supply, Inc. Stewart Electric Supply, Inc. proposed a 2.8% increase from last year.
- 25. Authorization to extend Bid No. 2272 – District-wide Annual Contract for Asphalt for the second year of a potential five year contract with Burtch Construction, Inc. Burtch Construction, Inc. proposed a 3% decrease from last year and award the following additional items:

<u>ITEMS AWARDED</u>	<u>UNIT PRICES</u>
Street Sweeper (2 Hour Minimum)	\$190.00
Weekend and Holiday	\$200.00
Utility Adjustment “Manhole”	\$1,550.00

- 26. Authorization to rescind the following line item awards of Bid No. 2298 – District-wide Purchase of Food and Supplies from A&R Wholesale Distributors, Inc. in the amount of \$6,637.50 due to clerical error:
  - a. Line Item No. 101, Pasta, Rotini Fusilli, whole grain, Barilla 2/10#
  - b. Line Item No. 102, Spaghetti, whole grain, 10”, Barilla, 2/10#
- 27. Ratification of recordation of the Notice of Completion for Bid No. 1674 – Arvin High School Modernization 2005 Quad Area Concrete. This Notice of Completion recorded on July 31, 2009.

- 28. Ratification of recordation of the Notice of Completion for Bid No. 2282 – Bakersfield High School Bell/Public Address System Replacement. This Notice of Completion recorded on August 4, 2009.

- 29. Approval of Professional Services Supplemental Authorization (PSSA) No. 3 for RFP No. 1157 – Architect Services for District Office Record Retention Facility to revise site plumbing drawings as required by the City of Bakersfield, Water Resources Department:
 

Architect:	BFGC Architect Planners, Inc.
This <u>Increase</u> :	\$2,000.00

- 30. Approval of Professional Services Supplemental Authorization (PSSA) No. 4 for RFP No. 1157 – Architect Services for District Office Record Retention Facility to revise drawing with new electrical system to accommodate equipment and equipment locations in Duplication Room 118:
 

Architect:	BFGC Architect Planners, Inc.
This <u>Increase</u> :	\$2,280.00

- 31. Approval of Change Order No. 14 for East Bakersfield High School Modernization 2005 for a total of \$101,115.70, as follows:
  - a. Bid No. 1907-02 (Growth) – Landscape and Irrigation
 

Contractor:	Rudy’s Landscape and Irrigation Design
Original Contract Amount:	\$ 255,620.00
Adjusted Contract Amount:	\$ 234,539.10
This <u>Increase</u> :	\$ 1,222.31
New Total: \$	235,761.41

- b. Bid No. 1923-01 (Growth) – Finish Flooring  
Contractor: Donald M. Hoover Company  
Original Contract Amount: \$ 66,045.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 9,346.00  
New Total: \$ 75,391.00
- c. Bid No. 1923-01 (Modernization) – Finish Flooring  
Contractor: Donald M. Hoover Company  
Original Contract Amount: \$ 41,970.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 1,832.00  
New Total: \$ 43,802.00
- d. Bid No. 1933-06 (Growth) – Earthwork and Grading – Phase 1  
Contractor: Valley Tree & Construction  
Original Contract Amount: \$ 296,000.00  
Adjusted Contract Amount: \$ 331,587.50  
This Increase: \$ 12,500.00  
New Total: \$ 344,087.50
- e. Bid No. 1936-12 (Growth) – Concrete  
Contractor: James E. Thompson, Inc. dba JTS Construction  
Original Contract Amount: \$ 598,750.00  
Adjusted Contract Amount: \$ 647,322.60  
This Increase: \$ 16,549.00  
New Total: \$ 663,871.60
- f. Bid No. 1937-04 (Modernization) – Building Concrete  
Contractor: Tumblin Company  
Original Contract Amount: \$ 28,800.00  
Adjusted Contract Amount: \$ 79,600.57  
This Increase: \$ 25,947.39  
New Total: \$ 105,547.96
- g. Bid No. 1938-02 (Modernization) – Finish Carpentry  
Contractor: Piper & DeVries, Inc. dba Omega Construction  
Original Contract Amount: \$ 220,400.00  
Adjusted Contract Amount: \$ 221,797.00  
This Increase: \$ 16,586.00  
New Total: \$ 238,383.00
- h. Bid No. 1943-01 (Growth) – Site Demolition & Earthwork – Phase 2  
Contractor: The Aleco Corporation  
Original Contract Amount: \$ 127,000.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 6,138.00  
New Total: \$ 133,138.00
- i. Bid No. 1943-02 (Growth) – Site Demolition & Earthwork – Phase 2  
Contractor: The Aleco Corporation

Original Contract Amount:	\$ 127,000.00
Adjusted Contract Amount:	\$ 133,138.00
This <u>Increase</u> :	\$ 10,995.00
New Total: \$	144,133.00

32. Approval of Change Order No. 7 for Arvin High School Modernization 2005 for a total of \$231,191.60, as follows: (Under Separate Cover)

a. Bid No. 2105-08 – Asbestos Lead Abatement and Selective Demolition

Contractor:	APC Contractors, Inc.
Original Contract Amount:	\$ 633,000.00
Adjusted Contract Amount:	\$ 740,143.50
This <u>Increase</u> :	\$ 5,460.00
New Total:	\$ 745,603.50

b. Bid No. 2105-09 – Asbestos Lead Abatement and Selective Demolition

Contractor:	APC Contractors, Inc.
Original Contract Amount:	\$ 633,000.00
Adjusted Contract Amount:	\$ 745,603.50
This <u>Increase</u> :	\$ 4,545.00
New Total:	\$ 750,148.50

c. Bid No. 2105-10 – Asbestos Lead Abatement and Selective Demolition

Contractor:	APC Contractors, Inc.
Original Contract Amount:	\$ 633,000.00
Adjusted Contract Amount:	\$ 750,148.50
This <u>Increase</u> :	\$ 13,102.00
New Total:	\$ 763,250.50

d. Bid No. 2106-01CTE – Concrete

Contractor:	Klassen Corporation
Original Contract Amount:	\$ 0.00
Adjusted Contract Amount:	\$ 0.00
This <u>Increase</u> :	\$ 7,174.20
New Total:	\$ 7,174.20

e. Bid No. 2106-03 – Concrete

Contractor:	Klassen Corporation
Original Contract Amount:	\$ 1,289,000.00
Adjusted Contract Amount:	\$ 1,293,035.36
This <u>Increase</u> :	\$ 2,200.00
New Total:	\$ 1,295,235.36

f. Bid No. 2106-04 – Concrete

Contractor:	Klassen Corporation
Original Contract Amount:	\$ 1,289,000.00
Adjusted Contract Amount:	\$ 1,295,235.36
This <u>Decrease</u> :	\$ (2,905.10)
New Total:	\$ 1,292,330.26

- g. Bid No. 2107-02 – Structural Steel  
Contractor: Medford Construction, Inc.  
Original Contract Amount: \$ 688,500.00  
Adjusted Contract Amount: \$ 689,963.00  
This Increase: \$ 1,162.70  
New Total: \$ 691,125.70
- h. Bid No. 2108-01CTE – Rough Carpentry  
Contractor: Cuyamaca Construction, Inc.  
Original Contract Amount: \$ 18,454.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 51,771.00  
New Total: \$ 70,225.00
- i. Bid No. 2108-04 – Rough Carpentry  
Contractor: Cuyamaca Construction, Inc.  
Original Contract Amount: \$ 685,000.00  
Adjusted Contract Amount: \$ 728,563.00  
This Decrease: \$ (2,225.00)  
New Total: \$ 726,338.00
- j. Bid No. 2109-01CTE – Lath, Plaster, Drywall, Doors, and Frames  
Contractor: Frye Construction Inc.  
Original Contract Amount: \$ 0.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 32,896.90  
New Total: \$ 32,896.90
- k. Bid No. 2109-04 – Lath, Plaster, Drywall, Doors, and Frames  
Contractor: Frye Construction Inc.  
Original Contract Amount: \$ 1,144,000.00  
Adjusted Contract Amount: \$ 1,179,951.57  
This Increase: \$ 4,399.81  
New Total: \$ 1,184,351.38
- l. Bid No. 2109-05 – Lath, Plaster, Drywall, Doors, and Frames  
Contractor: Frye Construction Inc.  
Original Contract Amount: \$ 1,144,000.00  
Adjusted Contract Amount: \$ 1,184,351.38  
This Decrease: \$ (5,699.26)  
New Total: \$ 1,178,652.12
- m. Bid No. 2109-06 – Lath, Plaster, Drywall, Doors, and Frames  
Contractor: Frye Construction Inc.  
Original Contract Amount: \$ 1,144,000.00  
Adjusted Contract Amount: \$ 1,178,652.12  
This Decrease: \$ 4,927.77  
New Total: \$ 1,183,579.89

- n. Bid No. 2113-01CTE – Electrical  
Contractor: A-C Electric Company  
Original Contract Amount: \$ 0.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 99,247.00  
New Total: \$ 99,247.00
- o. Bid No. 2113-03 – Electrical  
Contractor: A-C Electric Company  
Original Contract Amount: \$ 5,827,536.00  
Adjusted Contract Amount: \$ 5,841,606.00  
This Decrease: \$ (24,365.00)  
New Total: \$ 5,817,241.00
- p. Bid No. 2116-01 – Metal Lockers and Theatre Equipment  
Contractor: Sierra School Equipment Company  
Original Contract Amount: \$ 771,200.00  
Adjusted Contract Amount: \$ 0.00  
This Decrease: \$ (1,880.00)  
New Total: \$ 769,320.00
- q. Bid No. 2116-01CTE – Metal Lockers and Theatre Equipment  
Contractor: Sierra School Equipment Company  
Original Contract Amount: \$ 0.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 6,380.00  
New Total: \$ 6,380.00
- r. Bid No. 2119-01 – Painting  
Contractor: Everlast Painting Co.  
Original Contract Amount: \$ 126,000.00  
Adjusted Contract Amount: \$ 0.00  
This Decrease: \$ (2,450.00)  
New Total: \$ 123,550.00
- s. Bid No. 2119-01CTE – Painting  
Contractor: Everlast Painting Co.  
Original Contract Amount: \$ 0.00  
Adjusted Contract Amount: \$ 0.00  
This Increase: \$ 16,450.00  
New Total: \$ 16,450.00
- t. Bid No. 2120-01 – Roofing and Waterproofing  
Contractor: Garcia Roofing, Inc.  
Original Contract Amount: \$ 74,000.00  
Adjusted Contract Amount: \$ 0.00  
This Decrease: \$ (1,660.00)  
New Total: \$ 72,340.00
- u. Bid No. 2120-01CTE – Roofing and Waterproofing  
Contractor: Garcia Roofing, Inc.

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	2,960.00
New Total:	\$	2,960.00

v. Bid No. 2122-01CTE – Insulation

Contractor: Alcal Arcade Contracting dba Insulcom

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	1,288.00
New Total:	\$	1,288.00

w. Bid No. 2125-01CTE – Cabinetry and Millwork

Contractor: Lozano Caseworks, Inc.

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	5,182.00
New Total:	\$	5,182.00

x. Bid No. 2128-01 – Flooring

Contractor: Donald M. Hoover Company

Original Contract Amount:	\$	100,555.00
Adjusted Contract Amount:	\$	0.00
This <u>Decrease</u> :	\$	(3,020.00)
New Total:	\$	97,535.00

y. Bid No. 2128-01CTE – Flooring

Contractor: Donald M. Hoover Company

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	5,230.00
New Total:	\$	5,230.00

z. Bid No. 2129-01CTE – Toilet Partitions

Contractor: Robert B. Moss, Jr. Architectural Specialties

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	2,035.00
New Total:	\$	2,035.00

aa. Bid No. 2130-01CTE – Plumbing

Contractor: HPS Mechanical, Inc.

Original Contract Amount:	\$	0.00
Adjusted Contract Amount:	\$	0.00
This <u>Increase</u> :	\$	781.40
New Total:	\$	781.40

bb. Bid No. 2130-04 – Plumbing

Contractor: HPS Mechanical, Inc.

Original Contract Amount:	\$	1,463,401.00
Adjusted Contract Amount:	\$	1,513,706.00

- |  |                        |    |              |
|--|------------------------|----|--------------|
|  | This <u>Increase</u> : | \$ | 319.00       |
|  | New Total:             | \$ | 1,514,025.00 |
- cc. Bid No. 2130-05 – Plumbing  
Contractor: HPS Mechanical, Inc.
- |  |                           |    |              |
|--|---------------------------|----|--------------|
|  | Original Contract Amount: | \$ | 1,463,401.00 |
|  | Adjusted Contract Amount: | \$ | 1,514,025.00 |
|  | This <u>Decrease</u> :    | \$ | (1,064.40)   |
|  | New Total:                | \$ | 1,512,960.60 |
- dd. Bid No. 2134-01 – Commissioning of Systems  
Contractor: American Air Balance Co., Inc.
- |  |                           |    |            |
|--|---------------------------|----|------------|
|  | Original Contract Amount: | \$ | 128,975.00 |
|  | Adjusted Contract Amount: | \$ | 0.00       |
|  | This <u>Decrease</u> :    | \$ | (2,600.00) |
|  | New Total:                | \$ | 126,375.00 |
- ee. Bid No. 2134-01CTE – Commissioning of Systems  
Contractor: American Air Balance Co., Inc.
- |  |                           |    |          |
|--|---------------------------|----|----------|
|  | Original Contract Amount: | \$ | 0.00     |
|  | Adjusted Contract Amount: | \$ | 0.00     |
|  | This <u>Increase</u> :    | \$ | 5,600.00 |
|  | New Total:                | \$ | 5,600.00 |
- ff. Bid No. 2136-01CTE – Doors, Frames, and Hardware  
Contractor: Frye Construction Inc.
- |  |                           |    |           |
|--|---------------------------|----|-----------|
|  | Original Contract Amount: | \$ | 0.00      |
|  | Adjusted Contract Amount: | \$ | 0.00      |
|  | This <u>Increase</u> :    | \$ | 10,916.89 |
|  | New Total:                | \$ | 10,916.89 |
- gg. Bid No. 2136-04 – Doors, Frames, and Hardware  
Contractor: Frye Construction Inc.
- |  |                           |    |            |
|--|---------------------------|----|------------|
|  | Original Contract Amount: | \$ | 440,000.00 |
|  | Adjusted Contract Amount: | \$ | 453,602.57 |
|  | This <u>Decrease</u> :    | \$ | (4,968.31) |
|  | New Total:                | \$ | 448,634.26 |
33. Approval of Professional Services Supplement Agreement (PSSA) No. 3 for RFP No. 2269 – Architectural Services for North High School Career Technical Educational Facilities Program (CTEFP) Phase Two to add Civil Engineering Services for Building Trades and Construction Industry Sector:  
Architect: SC Architect, Inc.  
This Increase: \$ 8,400.00
34. Approval of Change Order No. 1 for Bid No. 2310 – Bakersfield Adult School Child Care Center HVAC Refurbishment:  
Contractor: Don Kinzel Construction, Inc.
- |  |                           |    |           |
|--|---------------------------|----|-----------|
|  | Original Contract Amount: | \$ | 66,300.00 |
|  | Adjusted Contract Amount: | \$ | 0.00      |

This Increase: \$ 113.00  
New Total: \$ 66,413.00

35. Award Rebid No. 2141 – Arvin High School Modernization 2005: Roofing Repair to Garcia Roofing, Inc. in the total base bid amount of \$144,825.00. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Best Contracting Services, Inc.	\$169,678.00
AAA Roofing By Gene, Inc.	\$234,421.00
Fresno Roofing Company, Inc.	Bid found non-responsive
Texsun Construction, Inc.	Bid found non-responsive
Exbon Development, Inc.	Bid found non-responsive

36. Award of Bid No. 1948 – East Bakersfield High School Modernization 2005: Mt. Vernon Parking Lot Repavement to Bowman Asphalt, Inc. in the total base bid amount of \$63,714.20. The District received other bids as follows:

<u>CONTRACTOR</u>	<u>BID AMOUNT</u>
Quickie Patch Paving, Inc.	\$69,980.00
Burtch Trucking, Inc. dba Burtch Construction	\$75,000.00
Black Stone Asphalt Construction , Inc.	\$81,789.00
Sturgeon & Son Grading & Paving, Inc.	\$113,900.00

### ADJOURNMENT

#### Adjournment

President Heinrichs adjourned the Regular Meeting of September 8, 2009 at 8:30 p.m.

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Joel Heinrichs, President

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J. Bryan Batey, Clerk

JH/JBB:bs