

BONITA UNIFIED SCHOOL DISTRICT

Official Minutes of the Regular Board of Education
Meeting – Wednesday, May 11, 2005

Call To Order 7423. The regular meeting of the Board of Education was called to order at 6:03 p.m. by Vice President, Jim Elliot at the Education Center 115 West Allen Avenue, San Dimas, California.

Members Present Ed Jones, President
Jim Elliot, Vice President
Glenn Creiman, Member
Patti Latourelle, Member
Ron White, Member
Gina Gonzalez, Student Board Representative-BHS
Isabeau Brown, Student Board Representative-SDHS

Members Absent Nhowell Peralta, Student Board Representative-Chaparral

Staff Members Present Robert Otto, Superintendent
William Brinegar, Assistant Superintendent – HRD
Kathryn Schneider, Assistant Superintendent – Ed Services
Ann Sparks, Assistant Superintendent - Business Services

CLOSED SESSION

The meeting convened in Closed Session at 6:04 p.m. to consider:

- Conference With Labor Negotiators Pursuant to Government Code 54957.6 District Designated Negotiator, Dr. William Brinegar, Assistant Superintendent, Human Resources, Bonita Unified School District, Teachers Association (BUTA) and Classified Employees Association (CSEA).
- Consideration of Student Discipline Matters Pursuant to Education Code Sections 35146, 48900, 48915, 48918 and 48918(c). See Student Disciplinary Action for student matters under consideration.
- Public Employee Discipline/Dismissal/Release. Pursuant to Government Code Section 54957.

OPEN SESSION

7424. The meeting reconvened in Open Session at 7:35 p.m.

REPORT OF ACTION TAKEN IN CLOSED SESSION

7425. On a motion by Mr. Jones, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes, the Board of Education determined on an individual basis, to direct the Superintendent to issue a Notice of Non Re-election to a probationary certificated employee #87646 pursuant to Education Code Section 44929.21 (B), effective at the end of the 2004-2005 school year. The Roll Call Vote was as follows:

Ed Jones	Aye
Jim Elliot	Aye
Glenn Creiman	Aye
Patti Latourelle	Aye
Ron White	Aye

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chuck Coyne.

**APPROVAL OF AGENDA
ORDER AND CONTENT**

7426. Motion by Mr. Elliot, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes, approving agenda order and content.

COMMUNICATION-STUDENT BOARD REPRESENTATIVES

The student representative from Ramona Middle School reported on the current activities and events taking place at Ramona Middle School.

Isabeau Brown reported on the current activities and events taking place at San Dimas High School. She noted that AP testing is ongoing for the last two weeks. A dance show will take place on May 20. Renaissance activities will take place on May 27. June 4 is Prom night. She announced the new ASB President is Casey Kear.

Gina Gonzalez addressed the Board and reported on the current activities and events taking place at Bonita High School. She highlighted AP testing taking place this week and the production of A Mid Summer Night's Dream this week. She reported on the fund raising project seniors are conducting for the school.

FEATURED PRESENTATION

La Verne Heights Elementary School

Gary Temkin, Principal of La Verne Heights Elementary School presented a video on the special events and activities that have taken place over the 2004-2005 school year to enhance La Verne Heights Elementary School's educational program.

Recognition of Student Board
Representatives

The Board recognized the three Student Board Representatives from the high schools, Isabeau Brown from San Dimas High School, Gina Gonzalez from Bonita High School and Nhowell Peralta from Chaparral High School. The Board thanked the students for their participation as Student Board Representatives for the 2004-2005 school year and presented each of them with a plaque recognizing them for their service. Nhowell Peralta was not in attendance and her plaque was received by her Principal on her behalf.

APPROVAL OF MINUTES

7427. Motion by Mr. Creiman, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes, approving the Minutes of the April 13, 2005 Regular Meeting of the Board of Education.

REQUESTS TO SPEAK ON AGENDA ITEMS

Community	No Comment
PTA	No Comment
BUTA	No Comment
CSEA	No Comment
BUMT	No Comment

CONSENT AGENDA

	7428. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes and 0 Noes, approving all items on the Consent Agenda.
Extended & Overnight Educational Field Trips	7729. Approved extended and overnight educational field trips as listed. Itinerary is on file in the Educational Services Department. a. Ramona Middle School Jazz Band to attend musical performance, Wrigley State, Catalina Island, Avalon, CA, June 4, 2005. Supersedes February 9, 2005 Board approved trip (date change from May 21, 2005 to June 4, 2005). b. Bonita High School Band to attend Sea World, San Diego Zoo, San Diego, CA June 11-12, 2005.
Notification to Participate in Community-Based English Tutoring Program 2005-2006	7430. Approved the Notification to Participate in the State-funded, Community-Based English Tutoring (CBET) Program for fiscal year 2005-2006.
Attorney Fees & IEE for Student #20601521	7431. Approved payment of attorney's fees and an Independent Educational Evaluation (IEE) per Mediation Agreement for student #20601521.
Attorney Fees & Speech Services for Student #30801607	7432. Approved payment of attorney's fees and the provision of speech services per Mediation Agreement for student #30801607.
Contract Between BUSD & Paradigm Health Care Services	7433. Approved Medical Administrative Activities (MAA) Contract between Bonita Unified School District and Paradigm Health Care Services, LLC.
"A" and "B" Warrants	7434. Approved and/or ratified "A" (payments for school employees) and "B" warrants (payment for equipment, supplies and for the services of non-school employees) as listed.

CONSENT-Cont.

Purchase Orders

7435. Approved and/or ratified purchase orders (authorization for purchase of equipment, supplies and the services of non-school employees) as listed.

Budget Transfers

7436. Approved budget transfers between major object codes, as presented.

Independent Contract Agreements

7437. Approved Independent Contract Agreements between Bonita Unified School District and consultant(s)/contractor(s). Copies of each Independent Contract Agreement are kept on file in the Business Office.

- a. The Bodine Group
- b. Razzle Bam Boom
- c. Direct Therapy, LLC

Surplus Items

7438. Declared items listed as surplus in accordance with Education Code 39521 and authorized disposal.

Class 3 Records

7439. Approved the attached list of Class 3 records for disposal in accordance with Education Code provisions and Board Policy 3581.

Interfund Transfer

7440. Approved Interfund Transfer from the Cafeteria Fund to the General Fund in the amount of \$26,092.

Lone Hill Middle School ASB Financial Statements

7441. Approved Lone Hill Middle School's Associated Student Body Financial Statements for the Third Quarter.

Ramona Middle School ASB Financial Statements

7442. Approved Ramona Middle School's Associated Student Body Financial Statements for the Third Quarter.

Bonita High School ASB Financial Statements

7443. Approved Bonita High School's Associated Student Body Financial Statements for the Third Quarter.

San Dimas High School ASB Financial Statements

7444. Approved San Dimas High School's Associated Student Body Financial Statements for the Third Quarter.

CONSENT-Cont.

Renewal of Bid 04-05:05 to Alquest Technologies, Inc.

7445. Approved renewal of Bid 04-05:05 to Alquest Technologies, Inc. for fiber optics and category 6 network cabling services District-wide.

Award Bid 05-06:01 to Tony's Painting

7446. Awarded Bid 05-06:01 to Tony's Painting in the amount of \$49,500 for exterior painting of Allen Avenue Elementary School.

Award Bid 05-06:02 to Pacific Asphalt Services

7447. Awarded Bid 05-06:02 to Pacific Asphalt Services, in the amount of \$16,269 to repair/resurface asphalt at Allen Avenue, Gladstone, La Verne Heights, Oak Mesa, and Shull Elementary Schools and the District Office.

Agreement Between BUSD & Team Inspections

7448. Approved Agreement between Bonita Unified School District and Team Inspections for DSA inspection services related to modernization projects at San Dimas High School.

Agreement Between BUSD & Superior Construction Services

7449. Approved Agreement between Bonita Unified School District and Superior Construction Services, Inc. for DSA inspection services related to modernization projects at Bonita High School.

Agreement Between BUSD & Rachlin Architects

7450. Approved Agreement between Bonita Unified School District and Rachlin Architects to provide architectural services for the assessment of Vista School facilities as required by the Williams Lawsuit Settlement.

Agreement Between BUSD & A Construction Management Firm To Be Selected for Modernization At Bonita and San Dimas High Schools

7451. Approved Agreement between Bonita Unified School District and a construction management firm to be selected for services for the modernization projects at Bonita and San Dimas High Schools

Glendora High Schools Request To Use High School Stadiums For 2005-2006

7452. Approved Glendora High School's request to use the stadiums at Bonita and San Dimas High Schools for their home games during the 2005-2006 school year.

CONSENT-Cont.

- Certificated Personnel Report 7453. Approved Terminations, Resignations, Leaves of Absence, Maternity Leaves, Employment, Changes of Status, Extra Duty and other routine personnel items for Certificated and Certificated Management employees, as listed.
- Classified Personnel Report 7454. Approved Terminations, Resignations, Leaves of Absence, Maternity Leaves, Employment, Changes of Status, Extra Duty and other routine personnel items for Classified, Classified Management and Confidential employees, as listed.
- Educational Conferences 7455. Approved Classified/Certificated attendance at conferences, conventions, workshops and meetings not previously approved and that reflect a cost to the District until the budget is approved. Actual and necessary expenses incurred by such attendance to be paid by Bonita Unified School District unless otherwise specified in accordance with Board Policy 2325.
- Donations 7456. Accepted with thanks the donation of gifts valued at \$3,650.73 as determined by the donor and in accordance with Education Code 35273 and directed staff to send letters of appreciation to donors on behalf of the Board of Education and staff.

DISCUSSION/ACTION AGENDA
BUSINESS SERVICES

Conduct Public Hearing – District's Intention to Levy & Collect Assessments – BUSD Recreation Improvement & Maintenance District for 2005-2006

7457. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, 1 Opened Public Hearing regarding the District's intention to levy and collect assessments within the Bonita Unified School District Recreation Improvement and Maintenance District for fiscal year 2005-2006.

Hearing Opened: 7:45 p.m.

Motion by Mr. White, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, to Close Public Hearing.

Hearing Closed: 7:46 p.m.

No Public comment.

DISCUSSION/ACTION AGENDA
BUSINESS SERVICES-Cont.

Resolution 2005-37 Confirming a
Diagram & Assessment for BUSD
Recreation Improvement &
Maintenance District for 2005-2006

7458. Motion by Mr. Elliot, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes, adopting Resolution 2005-37 Confirming a Diagram and Assessment for the Bonita Unified School District Recreation Improvement and Maintenance District for fiscal year 2005-2006 pursuant to the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code and Article XIIID of the California Constitution.

Ann Sparks noted that adoption of Resolution 2005-37 is the final step to be taken by the Board in the prescribed annual process enabling the District to continue to levy assessments for the maintenance and improvement of the District's facilities used by youth groups and the public at large for various recreation activities.

Eighth Month Enrollment Report

7459. Motion by Ms. Latourelle, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes, approving the Eighth Month Enrollment Report as of April 15, 2005.

Ann Sparks reported that at the end of the eighth school month and P2 reporting period, District enrollment was 10,014 as compared to 10,044 for the same period in 2003-2004. She further reported that K-5 and 6-8 enrollment is in decline with a slight increase in the 9-12 level. Staff reviews the report on a monthly basis in order to track changes in enrollment and to monitor Average Daily Attendance (ADA). Approximately \$165,000 of revenue was lost due to the decrease in enrollment.

DISCUSSION/ACTION AGENDA
BUSINESS SERVICES-Cont.

Update on 2005-2006 State Budget
And May Revise

7460. Ann Sparks gave an update on the 2005-2006 State budget. The May Revise will not be released until May 13, so at this time there is no definitive information to report on the State budget. It is estimated that COLA will be 4.1% but it is not clear if the increase in COLA will be offset by reductions in other areas of the State funding. Dr. Otto noted that the Governor has until June 13 to call for a special election for his proposed initiatives and it is not clear how this will effect the adoption of the State budget. The Legislative Analyst noted that 40% of the State's school districts are in declining enrollment and anticipate that this will continue to occur until approximately 2008-2009. The District continues to be uncertain as to the State budget and its effect on the District. The State has an \$8 billion deficit. The State would need to raise enough taxes in to generate \$16 billion in order to solve the deficit as taxes generate approximately \$.55 per \$1.00 in revenue.

Award Bid 04-05:10 to
Brutoco Engineering for
Modernization at BHS

7461. Motion by Ms. Latourelle, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes awarding Bid 04-05:10 to Brutoco Engineering in the amount of \$8,712,600 for construction of modernization projects at Bonita High School.

Ann Sparks reported that five bids were received and reviewed by District staff and Capital Program Management at the April 19, 2005 bid opening. The low bid submitted by Brutoco Engineering was determined to be in compliance with the bid requirements. The original construction budget developed in June 2003 for Bonita High School modernization projects was \$6 million. The revised construction budget developed in November 2004 was \$10.1 million. The bid amount of \$8,712,600 is \$1.4 million less than the estimated budget.

DISCUSSION/ACTION AGENDA
BUSINESS SERVICES

Report on Financial Impact of Tentative Agreement Between BUSD & BUTA

7462. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes accepting report on the financial impact of the Tentative Agreement with Bonita Unified Teachers Association.

Ann Sparks reported that Assembly Bill 1200 requires local education agencies to publicly disclose the provisions of all collective bargaining agreements before entering into a written agreement. The financial impact of any bargaining unit agreements must be discussed in an open meeting. The Tentative Agreement between Bonita Unified School District and the Bonita Unified Teachers Association for the period of July 1, 2003 through June 30, 2004 and the public disclosure of collective bargaining agreement form has been forwarded to the Los Angeles County Office of Education for review. Because the Tentative Agreement did not include a compensation increase, budget revisions will not be required.

HUMAN RESOURCES DEVELOPMENT

Tentative Agreement Between BUSD & BUTA Concluding Negotiations for The 2003-2004 School Year

7463. Motion by Ms. Latourelle, seconded by Mr. White and carried by 5 Ayes, 0 Noes, approving the Tentative Agreement between the Bonita Unified School District and the Bonita Unified Teachers Association concluding negotiations for the 2003-2004 school year.

Dr. Brinegar reported that the Bonita Unified Teachers Association reached Tentative Agreement. The 2002-2003 certificated salary schedule shall continue as the salary schedule for 2003-2004. The 2002-2003 health and welfare benefits shall continue as the health and welfare benefits for 2003-2004 and 2004-2005. A coaches stipend was approved for implementation in 2005-2006 and shall not be reduced below the 2004-2005 schedule level. Articles 6.6.6 and 17.2.3 were deleted from the contract. Dr. Brinegar reviewed the process for approving a Tentative Agreement.

DISCUSSION/ACTION AGENDA

HUMAN RESOURCES DEVELOPMENT-Cont.

Conduct Public Hearing on Initial
Proposal of the District for
Negotiations between BUSD &
BUTA

7464. Motion by Mr. White, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, 1 Opened Public Hearing on the initial proposal of the District for negotiations between the Bonita Unified School District and the Bonita Unified Teachers Association.

Hearing Opened: 8:21 p.m.

Motion by Mr. Elliot, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes, to Close Public Hearing.

Hearing Closed: 8:22 p.m.

No Public comment.

Conduct a Public Hearing on Initial
Proposal of BUTA for Negotiations
Between BUSD & BUTA

7465. Motion by Mr. Elliot, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes, 1 Opened Public Hearing on the initial proposal of the Bonita Unified Teachers Association for negotiations between the Bonita Unified School District and the Bonita Unified Teachers Association.

Hearing Opened: 8:23 p.m.

Motion by Ms. Latourelle, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes, to Close Public Hearing.

Hearing Closed: 8:24 p.m.

No Public comment.

DISCUSSION/ACTION AGENDA

HUMAN RESOURCES DEVELOPMENT-Cont.

Declaration of Need for Fully Qualified Educators

7466. Motion by Mr. Elliot, seconded by Mr. White and carried by 5 Ayes, 0 Noes approve the Declaration of Need for Fully Qualified Educators.

Dr. Brinegar reported that under the No Child Left Behind Act, the District is required to declare the need for qualified for fully qualified teachers. Dr. Brinegar indicated that the District currently employs four emergency credentialed teachers. It is anticipated that three of these teachers will earn their preliminary credential before the beginning of next school year. The District will attempt to replace the remaining teacher with a fully credentialed teacher before the beginning of next school year. The District has six teacher interns who are currently enrolled in a program for their preliminary credential. The District is declaring a need to retain these teachers as they complete their credential in critical need areas.

Layoff 1.2 FTE Certificated Employees

7467. Motion by Ms. Latourelle, seconded by Mr. White and carried by 5 Ayes, 0 Noes approving action to layoff 1.2 full time equivalent certificated employees effective the 2005-2006 school year.

No further comments.

STUDENT DISCIPLINARY ACTION

7468. Motion by Mr. Elliot, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (k), (m) and #48915 (b)(2). Approved recommendation to expel student #904617, with enforcement suspended and placement at the STAR Center for the remainder of the spring semester 2005.

REQUESTS TO SPEAK ON NON-AGENDA ITEMS-COMMUNICATION FROM THE PUBLIC

Community

Kristie Nelsen and Amber Cimino addressed the Board as students at Bonita High School regarding the District's dress code. Mr. Jones explained the process and criteria that was used to develop the District's dress code. Mr. Jones suggested that the students discuss individual issues with Mr. Ketterling, Principal. Mr. White explained that the Board of Education sets the policy but the rules are enforced at the school site level.

REQUESTS TO SPEAK ON NON-AGENDA ITEMS-COMMUNICATION FROM THE PUBLIC-Cont.

Community-Continued

Nicole Grant, teacher, addressed the Board on an article printed in the April 13, 2005 Superintendent's Update regarding out of pocket expenses for health and welfare benefits. Ms. Grant challenged the information contained in the article. Dr. Brinegar addressed her challenge noting that a recent statement made by BUTA that the average out of pocket expense for bargaining unit members is \$10,000 per year was not accurate, based on District payroll records.

PTA

No comment

BUTA

Debbie Tully addressed the Board noting that Dan Harden is the newly elected President of BUTA and George King will replace Ms. Tully as the Chief Negotiator. Ms. Tully expressed concern that the contract has not been settled and distributed letters from BUTA members to the Board members. Mr. White noted that the District budgets money for step and column each year. Ms. Tully indicated that BUTA does not consider step and column a salary increase but a contractual issue.

At a prior Board meeting BUTA noted that the teachers in Los Angeles Unified School District were given a 2% increase. At the request of the Board, Dr. Brinegar made a presentation on the recent 2% salary increase approved for teachers in the Los Angeles Unified School District. He presented a comparison of teacher salaries in Los Angeles Unified School District and Bonita Unified School District. The report showed that at the entry level, Los Angeles teachers' salaries are slightly higher. However, as years of experience and graduate units increase, the Bonita teacher's salary schedule is considerably higher. Los Angeles Unified School District's teachers require more years of experience and a much greater number of graduate units, plus a higher degree in order to qualify for a salary that compares with teachers in Bonita Unified School District.

Kirsten Garibay, a current Bonita Unified School District teacher and former Los Angeles Unified School District teacher noted that although Bonita Unified School District provides high quality materials and good students, she would like to see Bonita Unified School District provide the same raise that was given by Los Angeles Unified School District.

CSEA

No comment.

BUMT

No comment.

COMMUNICATIONS-BOARD/SUPERINTENDENT

Mr. White reported that the La Verne/San Dimas Educational Foundation is in need of donations to continue its worthwhile support of Bonita Unified School District students. He reviewed the contributions made by the Foundation to the District. He noted that the Foundation has a fund raising campaign taking place with sponsored banners displayed around La Verne and San Dimas. He encouraged everyone to take note of the banners and if possible, contribute as a sponsor.

Ms. Latourelle reported attending the annual Gladstone Elementary School Kindergarten Circus. She encouraged everyone to attend Ramona Middle School's production of Annie on June 8, 9 and 10, 2005.

Mr. Creiman reported attending Gladstone Elementary School's Kindergarten Circus and enjoyed the parent and student involvement. He reported attending Lone Hill Middle School's Open House and has visited with community members regarding their respective priorities for the District.

Mr. Elliot reported attending the City of San Dimas and Bonita Unified School District's Ad Hoc Meeting. He noted that currently investigation is taking place on the traffic issues at Shull Elementary School. He reviewed a plan selected for the bus drop off on Amelia, separate from the parent drop off in front of the school, in order to reduce congestion and increase student safety. Mr. Elliot acknowledged the San Dimas High School student art work on display in the Board Room. He congratulated the scholars who were recognized at the recent Order of Merit Awards Ceremony.

Mr. Jones reported attending recent Open Houses at various school sites.

COMMUNICATIONS-BOARD/SUPERINTENDENT-Cont.

Dr. Otto thanked the staff and students of San Dimas High School for the fine artwork on display in the Board Room. He noted that the recent Focus On Education television program highlighted the animation program at San Dimas High School. He thanked Human Resources Department for hosting the Day of the Teacher reception today. He indicated that May 24 is the La Verne Chamber of Commerce's Teacher of the Year Awards Banquet. He reported that there will be a Special Meeting of the Board of Education on Monday, May 23 at 6:00 p.m. to discuss the May Revise.

MEETING DATES

A Special Meeting of the Board of Education will be held on Monday, May 23, 2005 at 6:00 p.m. at the Education Center, 115 West Allen Avenue, San Dimas.

The next Regular Meeting of the Board of Education will be held on Wednesday, June 1, 2005, at 7:00 p.m. at the Education Center, 115 West Allen Avenue, San Dimas.

ITEMS FOR FUTURE AGENDAS

ADJOURNMENT

The Board adjourned at 9:22 p.m.

Robert C. Otto, Ed.D, Superintendent
Secretary to the Board of Education