

## **BONITA UNIFIED SCHOOL DISTRICT**

Official Minutes of the Regular Board of Education  
Meeting – Wednesday, March 2, 2005

Call To Order 7282. The regular meeting of the Board of Education was called to order at 5:30 p.m. by President, Ed Jones 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 (Absent for a portion of Open Session)  
Isabeau Brown, Student Board Representative-SDHS

Members Absent Nhowell Peralta, Student Board Representative-Chaparral  
Gina Gonzalez, Student Board Representative-BHS

Staff Members Present Robert Otto, Superintendent  
William Brinegar, Assistant Superintendent – HRD  
Dale Woolley, Interim Assistant Superintendent – Ed Services  
Ann Sparks, Assistant Superintendent - Business Services

Following the call to order, Richard McKee addressed the Board regarding the Board's evaluation of the Superintendent and Mr. McKee's concerns with the wording of some District policies and the judgment findings of the recent litigation by Richard McKee.

### **CLOSED SESSION**

The meeting convened in Closed Session at 5:35 p.m. to consider:

- Public Employee Performance Evaluation-Superintendent. Pursuant to Government code 54957.
- 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**

7283. The meeting reconvened in Open Session at 7:00 p.m.

### **REPORT OF ACTION TAKEN IN CLOSED SESSION**

7484. On a vote of 5 Ayes, 0 Noes, the Board approved the non-reelection of employee number 64612.  
Mr. Jones indicated that the Board would return to Closed Session following the end of Open Session.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Isabeau Brown.

**APPROVAL OF AGENDA  
ORDER AND CONTENT**

7285. Motion by Mr. White, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes, approving agenda order and content.

**COMMUNICATION-STUDENT BOARD REPRESENTATIVES**

Isabeau Brown addressed the Board and reported on the current activities and events taking place at San Dimas High School. She reported that the Choir Cabaret is performing this month. The Sadie Hawkins dance is March 11 with the theme, "Beyond the Beach". She noted that the sophomores are studying for the California High School Exit Exam and ASB is working on International Week with the International Feast scheduled on March 23, 2005.

**FEATURED PRESENTATION**  
Oak Mesa Elementary School

Karen Eberhart, Principal of Oak Mesa Elementary School, made a presentation on the differentiated educational program at Oak Mesa Elementary School, highlighting the Gifted and Talented (GATE) Program.

**APPROVAL OF MINUTES**

7286. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, approving the Minutes of the February 9, 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**

7287. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes and 0 Noes, approving all items on the Consent Agenda, with the exception of C-Educational Services-3 and C-Business Services-9, which were pulled for discussion.

**CONSENT AGENDA-Cont.**

Extended & Overnight  
Educational Field Trips

7288. Approved extended and overnight educational field trips as listed. Itinerary is on file in the Educational Services Department.
- a. Bonita High School Drama Department to attend the Youth in Theatre Day, Sacramento, CA, March 22, 2005.
  - b. Ekstrand Elementary School to attend Sleepover at the Long Beach Aquarium of the Pacific, Long Beach, CA, March 22-23, 2005.
  - c. Gladstone Elementary School to attend L.A. County Outdoor Science School, Big Bear City, CA, April 4-8, 2005.
  - d. San Dimas High School to attend the Heritage Music Festival, Bay Area: Monterey, San Francisco, Santa Clara, CA, May 12-15, 2005.

Resolution 2005-03 Declaring  
April-Public Schools' Month

7289. Adopted Resolution 2005-23 Declaring April as Public Schools' Month.

Resolution 2005-26 Endorsement  
Of Soroptimist International

7290. Motion by Mr. Elliot, seconded by Mr. White and carried by 5 Ayes, 0 Noes adopting Resolution 2005-26 Endorsement of the San Dimas/La Verne Soroptimist International Organization.

Karen Zubiata-Beauchamp, President of the San Dimas/La Verne Soroptimist International Organization addressed the Board and thanked them for their endorsement of the volunteer work being done by the club to support children all over the world and the students of Bonita Unified School District by supplying uniforms and shoes. Additionally, they provide a teacher grant program. She invited everyone to the annual fund raiser on Saturday, April 2 at the NHRA Headquarters in Pomona. Ron White read the Resolution for the benefit of those in attendance.

Master Contract Between BUSD &  
Heritage Schools, Inc.

7291. Approved the Master Contract between Bonita Unified School District and Heritage Schools, Inc. for the period of February 7, 2005 through June 30, 2005.

Submittal of School Community  
Policing Partnership Grant

7292. Approved submittal of School Community Policing Partnership (SCPP) Grant Application.

**CONSENT-Cont.**

"A" and "B" Warrants

7293. 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.

Purchase Orders

7294. Approved and/or ratified purchase orders (authorization for purchase of equipment, supplies and the services of non-school employees) as listed.

Budget Transfers

7295. Approved budget transfers between major object codes, as presented.

Independent Contract Agreements

7296. Modified Motion by Ms. Latourelle, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes, approving of Independent Contract Agreement "A" 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. Julie Mammamo

Modified Motion by Mr. Jones, seconded by Ms. Latourelle and carried by 4 Ayes, 1 No (Mr. Creiman), approving of Independent Contract Agreement "B" between Bonita Unified School District and consultant(s)/contractor(s). Copies of each Independent Contract Agreement are kept on file in the Business Office.

b. Dale Woolley

Mr. Creiman requested a separate vote for each Independent Contractor.

Surplus Items

7297. Declared items listed as surplus in accordance with Education Code 39521 and authorized disposal.

Sixth Month Enrollment Report

7298. Approved Sixth Month Enrollment Report as of February 18, 2005.

Lone Hill Middle School  
ASB Financial Statements

7299. Approved Lone Hill Middle School's Associated Student Body Financial Statements for the second quarter.

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**CONSENT-Cont.**

Ramona Middle School  
ASB Financial Statements

7300. Approved Ramona Middle School's Associated Student Body Financial Statements for the second quarter.

Bonita High School  
ASB Financial Statements

7301. Approved Bonita High School's Associated Student Body Financial Statements for the second quarter.

San Dimas High School  
ASB Financial Statements

7302. Approved San Dimas High School's Associated Student Body Financial Statements for the second quarter.

Use of Facility Request by  
House of Praise Fellowship  
Church

7303. Approved facility use request by House of Praise Fellowship Church for use on Easter Sunday, March 27, 2005 at Bonita High School Stadium.

Agreement Between BUSD &  
LACOE for Network Services

7304. Approved Agreement between Bonita Unified School District and Los Angeles County Office of Education for Network Services and Support through June 30, 2008.

Reject Tort Claim 520-106

7305. Rejected Tort Claim File No. 520-106.

Certificated Personnel Report

7306. 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

7307. 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

7308. 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.

**CONSENT-Cont.**

Agreement Between BUSD &  
LACOE-Staff Development  
At Gladstone Elementary

7309. Approved Agreement between Bonita Unified School District and Los Angeles County Office of Education to conduct a staff development workshop at Gladstone Elementary School.

Deletion of Policy 4214-  
Health Examinations

7310. Approved the deletion of Board Policy 4214-Health Examinations.

Deletion of Policy 4312.5  
Criminal Record Check

7311. Approved the deletion of Board Policy 4312.5-Criminal Record Check.

Donations

7312. Accepted with thanks the donation of gifts valued at \$1,839.29 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.

Resolution 2005-22 Fully Fund  
Education-Proposition 98

7313. Adopted Resolution 2005-22 to Fully Fund Education According to the Requirements of Proposition 98.

**DISCUSSION/ACTION AGENDA**  
**BUSINESS SERVICES**

Second Interim Financial  
Report as of January 31, 2005

7314. Motion by Mr. Jones, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes approving Second Interim Financial Report as of January 31, 2005.

Adrienne Long, Senior Director of Fiscal Services, made a presentation to the Board on the 2004-2005 Second Interim Report. Ms. Long indicated that the District is required by law to submit two financial interim reports to the County of Los Angeles and the State of California as of October 31 and January 31 annually. The Board of Education and the Superintendent must certify that the District will remain financially solvent and maintain the required reserves for the current and subsequent two fiscal years. The report is a first cut at a potential balanced budget for 2005-2006.

**DISCUSSION/ACTION AGENDA**  
**BUSINESS SERVICES-Cont.**

Ms. Long reported that if the District continues to spend in 2005-2006 at the same rate as 2004-2005, there will be less than \$1 million in fund balance at the end of 2005-2006. Therefore, expenditures reductions are necessary and legal deadlines make it necessary to bring them to the Board for approval at this time. It is uncertain at this time, the number of layoffs that will be necessary. Ms. Long reported on the assumptions used for multi-year projections for 2004-2005, 2005-2006 and 2006-2007 in the Restricted and Unrestricted General Fund.

Budget Development Related  
Items

7315. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes approving Budget Development Related Items:
- a. District-wide Enrollment/ADA Projections
  - b. Initial Staffing Plan
  - c. Non-Staffing Allocation Formula

Ms. Ann Sparks reported on the components used in the 2005-2006 budget development, including District-wide enrollment projections with a staffing decrease due to declining enrollment, staffing plan, including certificated non-management regular program staffing, certificated management staffing, classified management/confidential staffing, special education staffing and categorical program staffing and non-staffing allocation formula, grades K-5 \$36.23 per pupil, Grades 6-8 \$43.77 per pupil and Grades 9-12 \$66.86 per pupil.

**HUMAN RESOURCES DEVELOPMENT**

Resolution 2005-24 to Reduce  
Classified Services

7316. Motion by Mr. Elliot, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes adopting Resolution 2005-24 to Reduce Classified Services.

No comment.

**DISCUSSION/ACTION AGENDA**

**HUMAN RESOURCES DEVELOPMENT-Cont.**

Resolution 2005-25 Reduction or  
Discontinuance of Particular  
Kinds of Service

7317. Motion by Mr. Elliot, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes adopting Resolution 2005-25 Reduction or Discontinuance of Particular Kinds of Service.

No comment.

Resolution 2005-27 Order of  
Termination for Certificated  
Personnel

7318. Motion by Ms. Latourelle, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes adopting Resolution 2005-27 Order of Termination for Certificated Personnel.

No comment.

First Reading of Board Policy 1312-  
Uniform Complaint Procedures

7319. Motion by Mr. White, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes approving first reading of Board Policy 1312-Uniform Complaint Procedures.

Dr. Brinegar noted that modifications to this policy respond to requirements from the State of California settlement of the Williams Lawsuit. These changes provide community members with the procedures for registering complaints regarding instructional materials, facilities and teacher assignment.

First Reading of Board Policy 4054-  
Health and Welfare Benefits

7320. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes approving first reading of Board Policy 4054-Health and Welfare Benefits.

Dr. Brinegar noted that this policy is added in order to provide management/confidential employees with the same health and welfare benefits as the bargaining unit employees and implements current practice.



**DISCUSSION/ACTION AGENDA**

**HUMAN RESOURCES DEVELOPMENT-Cont.**

First Reading of Board Policy 4113-

Certificated Personnel Assignment

7321. Motion by Mr. Jones, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes approving first reading of Board Policy 4113-Certificated Personnel Assignment.

Dr. Brinegar noted that this is an existing policy being modified to be in compliance with the settlement of the Williams Lawsuit and ensure teacher assignments are in compliance with the requirements of the law.

First Reading of Board Policy 4012-

Health Examinations

7322. Motion by Mr. Creiman, seconded by Mr. White and carried by 5 Ayes, 0 Noes approving first reading of Board Policy 4012-Health Examinations.

Dr. Brinegar noted that this policy replaces an outdated policy and now includes all employees, which is compliant under the law.

First Reading of Board Policy 4012.5

Criminal Record Check

7323. Motion by Mr. Jones, seconded by Mr. Creiman and carried by 5 Ayes, 0 Noes approving first reading of Board Policy 4012.5-Criminal Record Check.

**SUPERINTENDENT**

Election of Candidates to

CSBA Delegate Assembly

7324. Motion by Mr. Jones, seconded by Mr. White and carried by 5 Ayes, 0 Noes voted for Ilean Ochoa for California School Boards Association Delegate Assembly.

The Board elected to vote for one candidate only.

**STUDENT DISCIPLINARY ACTION**

7325. Motion by Mr. Creiman, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (b), (c), (k) and #48915 (a)(2), (a)(3) and (b)(2). Approved recommendation to expel student #980600215 for the remainder of the spring semester 2005 and the fall semester 2005 with placement in a Community Day School or Alternative School outside of the Bonita Unified School District.

**STUDENT DISCIPLINARY ACTION-Cont.**

7326. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (a)(1), (a)(2), (k) and #48915 (a)(1) and (b)(2). Approved recommendation to suspend student #907120 for the remainder of the spring semester 2005.
7327. Motion by Ms. Latourelle, seconded by Mr. Jones and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (a)(1), (a)(2), (k) and #48915 (a)(1) and (b)(2). Approved recommendation to suspend student #905621 for the remainder of the spring semester 2005.
7328. Motion by Mr. Elliot, seconded by Ms. Latourelle and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (b), (k), 48900.4 and #48915 (a)(2), and (b)(2). Approved recommendation to re-admit student #901342 with assignment to, and under contract with, San Dimas High School for the spring semester 2005.
7329. Motion by Mr. Jones, seconded by Mr. Elliot and carried by 5 Ayes, 0 Noes, Student Disciplinary Action Pursuant to Education Code #48900 (k). Approved recommendation to admit student #700072220 with assignment to, and under contract with, Chaparral High School for the spring semester 2005.

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

**Community**

Carrin Bouchard, parent, addressed the Board regarding the AIMS Organization that promotes peaceful solutions. She requested the Board approve a table be set up for this organization at the Career Day activities at the high schools. Also, she addressed the possibility to have parents opt not to have their respective student's information released for military recruitment purposes. She requested a process be put in place for this purpose.

Richard McKee, community member and activist addressed the Board regarding the ruling in the recent McKee vs. Bonita Unified School District litigation. He noted that members of a union are allowed to address the Board in open session regarding any matter. He noted that in his opinion District Policy 9055 violates the first amendment and suggested that an Ad Hoc Committee be put in place to address this issue.

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

Annell Groene, kindergarten teacher, addressed the Board regarding the progress of the full day kindergarten program at Oak Mesa Elementary School. In particular, she praised the transition period allotted for the students to adjust to the full day kindergarten program and requested that the transition process be kept in place.

PTA

No comment

BUTA

Eva Valentijn addressed the Board as President of BUTA and expressed concern that salary negotiations have not been settled. She expressed concern that the COLA has not been applied to teacher's salaries and asked for a settlement to the teachers' contract and a salary increase.

Debbie Tully, Chief Negotiator for BUTA, addressed the Board and expressed concern that the District has not made a salary settlement for the teachers. She requested that the Board accept the offer by BUTA and settle the contract quickly.

CSEA

No comment.

BUMT

No comment.

**COMMUNICATIONS-BOARD/SUPERINTENDENT**

Mr. Elliot reported attending San Dimas High School's Career Day and visited classes at Bonita High School. Mr. Elliot participated in the Students in Government Day for the City of San Dimas. He reported visiting elementary schools and attending the San Dimas Ad Hoc Committee meeting and the Joint Board Dinner Meeting at Mt. San Antonio Community College. He noted that Mike Love, teacher at Lone Hill Middle School was awarded a grant for \$30,000. He acknowledged the excellent art work from Bonita High School that is currently displayed in the Board Room and lobby areas.

**CLOSED SESSION**

7330. The Board reconvened into closed session at 9:00 p.m.

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

7331. No action was taken.

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**MEETING DATES**

The next Regular Meeting of the Board of Education will be held on Wednesday, March 23, 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 9:45 p.m.

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