A. Call to Order

1. Call to Order and Roll Call
   President Tafoya called the meeting to order at 4:30 p.m.
   Members Present: Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne
   Pam Baugher arrived at 4:33 p.m.

2. Public Comments
   No one addressed the Board at this time.

3. Adjourn to Closed Session
   It was recommended to adjourn to closed session.
   Motion by Ralph Anthony, second by Michael E Horne.
   Final Resolution: Motion Carries
   Yea: Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

B. Closed Session

1. Conference with Legal Counsel - Anticipated Litigation, Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 5495639: One Case

2. Conference with Legal Counsel - Existing Litigation, pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9: Two Cases: (1) Bakersfield City School District v. State Allocation Board, et. al. Kern County Superior Court, Case No. BCV-18-102766; and (2) Bakersfield City School District v. State Allocation Board, et. al. Kern County Superior Court Case No. BCV-18-102783

3. Conference with Legal Counsel, Anticipated Litigation, Initiation of Litigation pursuant to Government Code Section 54956.9 (d)(4): One Potential Case

4. Conference with Labor Negotiator, Dr. Diane Cox, regarding negotiations with employee organizations: BETA, CSEA, and LIUNA, pursuant to Government Code Section 3549.1

5. Discussion of Student Matters (Administrative Hearing Panel Recommendations and Alternative School Placement), pursuant to Education Code Section 48918(c)

6. Public Employee Discipline/Dismissal/Release, pursuant to Government Code Section 54957

C. Opening Items

1. Reconvene to Open Session
   President Tafoya called the meeting back into open session at 6:08 p.m.
   It was recommended to reconvene to open session.
   Motion by Michael E Horne, second by Ralph Anthony.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne
2. Pledge to the Flag
Dr. Fred Haynes introduced Region I Spelling Bee winner Alizza Barrera and Region II Spelling Bee winner Sofia Alderete to lead the flag salute.

3. Report of Closed Session Action
President Tafoya announced that during its recently concluded closed session, the Board voted to approve a settlement agreement resolving an employment dispute with a permanent certificated employee. The vote was unanimous. Under the terms of the agreement, the employee agrees to reimburse the District for a monetary sum to which the District is entitled to recover. In exchange, the employee agrees to release the District from any and all legal claims relating to or arising out of this matter.

4. Excellence in BCSD - Employee Recognition Program
Dr. Diane Cox and Superintendent Ervin recognized the employees who were nominated for Excellence in BCSD.

<table>
<thead>
<tr>
<th>Category</th>
<th>Employee</th>
<th>Position</th>
<th>School/Department</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accountability</td>
<td>Teofila Perez</td>
<td>Psychologist</td>
<td>Special Education</td>
</tr>
<tr>
<td>Accountability</td>
<td>Monique Fleming</td>
<td>Specially Funded Program Clerk</td>
<td>Emerson</td>
</tr>
<tr>
<td>Caring</td>
<td>Enia Benitez</td>
<td>FACE Liaison</td>
<td>Wayside</td>
</tr>
<tr>
<td>Caring</td>
<td>Sonia De Leon</td>
<td>Behavioral Intervention Specialist</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Caring</td>
<td>Imelda Martinez</td>
<td>Elementary Teacher</td>
<td>Voorhies</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Sandra Gamboa</td>
<td>School Secretary</td>
<td>Garza</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Myron Williams</td>
<td>Coordinator IV</td>
<td>Instructional Services</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Blanca Plascencia</td>
<td>School Clerk</td>
<td>Garza</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Irma Mendez</td>
<td>School Secretary</td>
<td>Sierra</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Tina Granillo</td>
<td>School Clerk</td>
<td>Sierra</td>
</tr>
<tr>
<td>Collaboration</td>
<td>Maria Munoz</td>
<td>Elementary Teacher</td>
<td>Voorhies</td>
</tr>
<tr>
<td>Equity</td>
<td>Heather Garcia</td>
<td>Elementary Teacher</td>
<td>Nichols</td>
</tr>
<tr>
<td>Equity</td>
<td>Maria Arevalo</td>
<td>Receptionist</td>
<td>Communications</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Claudia Soto</td>
<td>Behavioral Intervention Specialist</td>
<td>Sequoia</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Stephanie Rios</td>
<td>Behavioral Intervention Specialist</td>
<td>Sequoia</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Regino Cazares</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Diana Morrison</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Gina Rodriguez</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Heidi Rohrbach</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Andria Rogers</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Lora McMahon</td>
<td>Elementary Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Martha Melendez</td>
<td>Pre-K Teacher</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Maria Apo</td>
<td>Academic Coach</td>
<td>Roosevelt</td>
</tr>
<tr>
<td>Leader in Education</td>
<td>Germaine Maurer</td>
<td>Elementary Teacher</td>
<td>Thorer</td>
</tr>
<tr>
<td>Student Success</td>
<td>Amber Logsdon</td>
<td>Elementary Teacher</td>
<td>Voorhies</td>
</tr>
</tbody>
</table>
5. Recognition of Students who received top honors in the BCSD Region 1 and Region 2 Spelling Bee

Mr. Mike Stone, Coordinator of Visual and Performing Arts, recognized the students who placed at the Region 1 and Region II Spelling Bees.

Region I
1st Place: Alliza Barrera, Owens Intermediate School
2nd Place: Katelyn Relucio, Chavez Elementary School
3rd Place: Jorel Ma, Chipman Junior High School
4th Place: Leslie Salazar, Sierra Middle School

Region II
1st Place: Sofia Alderete, Thorner Elementary School
2nd Place: Joshua Long, Munsey Elementary School
3rd Place: Drion Kemp, Downtown School
4th Place: Ricardo Ahumada, Frank West Elementary School

6. Public Comments

Cecilia Castro, Educational Policy Director for the Dolores Huerta Foundation, said they work with BCSD Parents to educate them on the LCAP Process and are working with the District to show transparency on the LCAP especially when things are being cut out of the budget process like Summer School.

Dolores Huerta, President and Founder of the Dolores Huerta Foundation, said they have been part of a state wide organization called California Calls, and have worked hard to pass Proposition 30 and 55 which has brought in billions of dollars in State revenue for Education. They are working with Gov. Newsom to get his endorsement to bring in another $11M for education. She said it is disheartening to hear that this Board is going to discontinue Summer School and requested that the district look into their reserves to find the money to make sure that children can go to summer school.

Jorge Torres, with South West Carpenters, encouraged the District to work with local contractors and give the carpenter apprenticeship program an opportunity to work on the District’s construction projects.

Revel Nichols, DAPAAC Representative for Voorhies Elementary, addressed the Board regarding program cuts. He said he learned at his school site council meeting that the District is doing away with the classroom instructional assistants and that his school would not get their vice principal. He said he doesn’t understand the cuts that we are making when the Governor is increasing the budget for education. He noted that his son is an A student who needs summer school to meet his intellectual needs and encouraged the Board to reconsider their decision regarding the Summer School Program.
Kathleen Bowen, BCSD Teacher and BETA Representative, addressed the proposed changes in the meeting conduct and said due to the complexity the Board and their role, Board Members need to hear the opinion of the stakeholders, parents, community members, employees, both classified and certificated. She further stated that limiting the ability for the public to address the school board is not listening to the public; and, as our elected board, you must allow us the right to address you without imposing limits. She asked the Board not to stifle the people's right to provide input.

Carrie Sandles addressed the Board regarding the proposed change in time limit for the public to speak and stated that this is not a private business. She said free speech is a constitutional right, it is imperative that the parents and stakeholders have an opportunity to speak to the Board and suggested that we hold a public forum before the Board Meeting to allow all of the public the right to speak.

Lance Jacobs, District Teacher and BETA Representative, addressed Mr. Torres’ earlier comments and said that every fall Compton does a career day that would fit in nicely with his apprenticeship program and he would like to work with him. Mr. Jacobs addressed the Board for limiting the time for public comments. He said he started thinking that this is the opposite for the public trend in public education. We have the LCAP Process to allow and empower parents and the community in the budget process and we are empowering our kids to be members of the democracy. He asked how it is that we can empower our stakeholders, our parents, and our kids and silence the community. He encouraged the Board to rethink what they are doing.

Steve Comstock, President of BETA, spoke against the proposed changes to the Board Policy on Meeting Conduct and stated that our liberty depends on the freedom of press and speech. He quoted Thomas Jefferson and others speaking against the limitations on public opinion and first amendment privileges and noted that Dr. Martin Luther King, Jr. would not tolerate the limitations of speakers. He encouraged the Board to heed the words of Jefferson and King, and follow their Brown Act training.

7. Approval of Minutes of the regular meeting on Tuesday, December 11, 2018
   It was recommended that the minutes of the regular meeting on Tuesday, December 11, 2018, be approved.
   Motion by Pam Baugher, second by Ralph Anthony.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne
D. Board of Education

1. Board Member Comments

    Dr. Fred L. Haynes
    - had no comments this evening.

    Rev. Ralph Anthony
    - noted that as a student of the BCSD, he is elated and encouraged by students
      overcoming the fear and the pressure of spelling words and congratulated our Spelling
      Bee winners
    - stated as a District, as we grapple with the struggle of getting parental participation, it
      is imperative that we put children first in all our decisions

    Mrs. Pam Baugher
    - attended five Christmas Concerts before the holiday break and noted that students
      who participate in music are usually better academically
    - attended the Martin Luther King, Jr. Breakfast on Monday with her fellow Board
      Members

    Mr. Michael Horne
    - attended the Martin Luther King, Jr. Breakfast yesterday and saw some political people
      that he has connections with
    - congratulated the students who won the Spelling Bee and said for those students who
      did not get first place, don’t be discouraged and don’t be criticized because it takes
      courage to try

    Mrs. Lillian Tafoya
    - wished everyone a Happy New Year!
    - said she is pleased to see so many teachers and staff members who were recognized
      this evening
    - thanked our speakers this evening and noted that the last meeting we did not have any
      speakers
    - noted that she attended the Spelling Bee Region One and the students who
      participated are very smart and courageous
    - congratulated Mr. Stone and his team for the successful event
    - stated that it has been a busy start of the new year, with a Board Retreat and Brown
      Act training taking place last week
    - noted that she visited two classrooms at Franklin, Mrs. Serena Chagoya’s Kindergarten
      class where the students sang and signed and Christine Wood's class where the students
      were using thinking maps and a flip grid for math, and said she is looking forward to
      visiting other classrooms
    - noted that she is a member of a State Equity Network with CSBA and participated in a
      virtual meeting. Equity is a hot topic across the state and she believes our district is
      ahead of the state in ensuring equity across District programs.
-noted that she also had the opportunity to celebrate Martin Luther King, Jr. at the breakfast
-January is a month that honors the work of school board members and there are more than 5,000 school board members across the state, we are a strong group in Bakersfield and provide oversight. She thanked her colleagues on the Board for the work they do.

2. Superintendent's Report - Doc Ervin, Superintendent
Mr. Doc Ervin noted that he attended the Dr. Martin Luther King, Jr. Breakfast event as well. He congratulated all the employees who were recognized in the BCSD Employee Recognition Program and the students for winning the Spelling Bee. He has been busy visiting classrooms and is very happy with the progress in our schools. Visiting classrooms and seeing the great work of our staff and students is the highlight of his day.

In regard to the public comments made this evening, he said we have presentations on the Board Agenda this evening where we will talk about the budget and encouraged everyone to stay and also attend the LCAP/Budget Meetings and look at the information that we provide online. He said he tends to get upset when people don't attend the meetings, and then they put their opinion out on social media before they make a phone call to ask a question. He encouraged everyone to stay for the presentations on the budget and our Dashboard Data. He said everyone leaves the room at the break and no one stays for the presentations to be informed. He also reminded everyone to be patient and know that we are making the best decision in the best interest of kids not adults. Lastly, he reminded everyone that this is the Board's meeting in public, not the public's meeting for the Board.

Mr. Ervin mentioned that we are thinking about having a budget advisory committee next year to sit at the table with us so that everyone has input and is on the same page.

Mrs. Tafoya mentioned that never before have we had so many changes based on input from our community and stated that the Board suggested that we have a budget advisory committee.

E. Five (5) Minute Recess

1. The Board will take a Five (5) Minute Recess

F. Educational Services

1. Assistant Superintendent's Report

2. Report on the California School Dashboard
Mr. Mark Luque, Assistant Superintendent, Educational Services, provided a report on the California School Dashboard. The full report is included with the District’s Board Agenda on Board Docs.
3. District English Learner Advisory Committee Annual Report of Classroom Visitation
   Commendations/Recommendations
   A report was included with the agenda packet for the Board’s information. Mr. Luque
   acknowledged the members of the DELAC for their service to the District.

G. Business Services

1. Assistant Superintendent's Report

2. Report on the Governor’s Proposed 2019-2020 State Budget for Education
   Mr. Steve McClain provided a report on the Governor’s Proposed 2019-20 State Budget
   for Education. The full report is included with the District’s agenda on Board Docs.
   Mrs. Baugher said that it would help the Board to know what we should be getting for
   Special Education. She said having this information would help as they advocate at the
   State level.

   Year Ended June 30, 2018
   It was recommended that the Proposition 39 General Obligation Bond Measures G and
   N Financial Audit for the Fiscal Year Ended June 30, 2018, be accepted and acknowledge
   receipt.
   Motion by Pam Baugher, second by Ralph Anthony.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

4. Proposition 39 General Obligation Bond Measures G and N Performance Audit For The Fiscal
   Year Ended June 30, 2018
   It was recommended that the Proposition 39 General Obligation Bond Measures G and
   N Performance Audit for the Fiscal Year Ended June 30, 2018, be accepted and acknowledge
   receipt.
   Motion by Fred L Haynes, second by Pam Baugher.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

5. Annual Report of the Citizens' Bond Oversight Committee
   Mr. Steve McClain reviewed the report that was provided by the Citizen’s Bond
   Oversight Committee. The full report is included with the Board Agenda on Board Docs.

6. Public Hearing for the Adoption of the Resolution Making Findings on Energy Savings
   and Determining Other Matters in Connection with Energy Service Agreements - Trane
   U.S. Inc.
   A public hearing was held at 8:33 p.m. No one addressed the Board at this time.
   It was recommended that the Resolution be adopted and the Facility Solutions General Master Agreement Section C with Trane U.S. Inc. be approved.
   Motion by Pam Baugher, second by Ralph Anthony.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

H. Human Resources

1. Assistant Superintendent's Report
   Dr. Diane Cox shared some of the recruitment swag with the Board and Administrators and noted that they are hosting their first ever Human Resources Open House on January 24 at Sequoia Middle School.

2. Classified Human Resources Report
   It was recommended that the Classified Human Resources Report be approved as submitted.
   Motion by Pam Baugher, second by Fred L Haynes.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

3. Certificated Human Resources Report
   It was recommended that the Certificated Human Resources Report be approved as submitted.
   Motion by Ralph Anthony, second by Pam Baugher.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

I. Board Policies

1. Revision of the Board Bylaws of the Bakersfield City School District, Section 100.47, Meeting Conduct (Second Reading)
   Mr. Ervin announced that with the Board’s approval, they will pull this item from the agenda this evening to allow time to further consider the comments from the public.

2. Revision of the Board Policies and Procedures of the Bakersfield City School District, Section 300.41, Identification and Education Under Section 504 (Administrative Regulation - Information Only)

3. Revision of the Board Bylaws of the Bakersfield City School District, Section 100.12, Values, Vision, Mission, and District Goals (First Reading)

4. Revision of Board Policies and Procedures of the Bakersfield City School District, Section 300.44, School Safety Plan (First Reading)
5. Revision of the Board Policies and Procedures of the Bakersfield City School District, Section 300.67, Local Control and Accountability Plan (First Reading)

6. Addition to the Board Policies and Procedures of the Bakersfield City School District, Section 603.26, Use of Seclusion and Restraint (Administrative Regulation - Information Only)

**J. Consent Agenda**

1. Approval of the Consent Agenda
   It was recommended that the Consent Agenda be approved as submitted.
   Motion by Pam Baugher, second by Fred L Haynes.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne

2. Business Conference and Workshop Travel for the Board Members, Superintendent and Assistant Superintendent - Fiscal Impact: Yes, Cost to be determined


4. Consultant Services - Fiscal Impact: Yes, $226,922.80


6. Ratification of Notices of Completion Processed and Filed for District Projects - Fiscal Impact: No

7. District Financial Summary for November 30, 2018 - Fiscal Impact: No

8. District Bond Funds - Project and Financial Reports as of December 31, 2018 - Fiscal Impact: No


10. Memorandum of Understanding between Youth to Leaders Education Foundation and Bakersfield City School District, Migrant Education Program, Region 21 - Fiscal Impact: Yes, $11,063.00

11. Memorandum of Understanding between the Education and Leadership Foundation and Bakersfield City School District, Migrant Education, Region 21 - Fiscal Impact: Yes, $73,500.00

12. Agreement with Youth 2 Leaders Education Foundation - Fiscal Impact: Yes, $11,040
13. Sale and Disposal of Surplus/Obsolete District Property in accordance with California Education code 17546 and Board Policy 900.5. - Fiscal Impact: No

14. Request to Participate in Arvin Union School District Piggyback Bid # 2018-19-001 for School Furnishings Awarded to Sierra School Equipment Company

15. Payment of Warrants to Vendors for the period of January 23, 2019 to February 26, 2019 and Ratification of Accounts Payable Register for the period of November 29, 2018 to January 11, 2019 - Fiscal Impact: Yes, $13,290,423.43


17. Change Orders Totaling $89,291.00, Previously Approved by Staff, for the Dr. Martin Luther King, Jr. Elementary School - Fiscal Impact: Yes, $89,291.00

18. Administrative Hearing Panel Action – Fiscal Impact: No

19. Interdistrict Transfer for attendance- Fiscal Impact: No

20. Educational Study Trips, Out-of-Town - Fiscal Impact: No

21. Variable Term Waiver to Assign Teachers with their Consent to Teach out of their credentialed area for the 2018-2019 school year, in accordance with the provisions of Education Code 44265: Professional Preparation Program for a Specialist Instruction Credential in Special Education, Reading, etc. - Fiscal Impact: No

22. Resolution to assign teachers with their Consent to Teach under a Provisional Internship Permit in accordance with the provisions of Title 5 regulations, Section 80021 and 80021.1. - Fiscal Impact: No

K. Closing Items

1. Adjournment
   It was recommended that the meeting be adjourned at 8:38 p.m. without further transaction of business, in memory of Dan Seames, Retired Principal; and Carolyn Jean Rambo, Retired Teacher.
   Motion by Ralph Anthony, second by Pam Baugher.
   Final Resolution: Motion Carries
   Yea: Pam Baugher, Fred L Haynes, Lillian Tafoya, Ralph Anthony, Michael E Horne