

**ORANGE UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION • REGULAR MEETING
District Education Center • Board Room
1401 North Handy Street • Orange, California**

**Thursday • October 12, 2006
6:30 P.M. • Closed Session
7:30 P.M. • Regular Session**

MINUTES

*An audio tape of this meeting is on file in the Superintendent's Office
for three years after the meeting date.*

CALL MEETING TO ORDER

Board President, Kimberlee Nichols, called the meeting to order at 6:30 p.m.

ESTABLISH QUORUM

A quorum was established with the following Board members: Mrs. Nichols, Mr. Ortega, Mr. Poutsma and Mrs. Smith. Messrs. Ledesma and Rocco were not present for closed session. All Board members were present for the regular open meeting.

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

No speakers.

Speakers

There were no speakers.

ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:30 p.m. to discuss the following items:

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Government Code 54957
- B. PUBLIC EMPLOYEE APPOINTMENT
Government Code 54957
Title: Assistant Principal, High School

CALL TO ORDER – REGULAR SESSION

Mrs. Nichols called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE

Mrs. Nichols invited the audience and staff to join the Board in reciting the Pledge of Allegiance.

REPORT OF CLOSED SESSION DECISIONS AS REQUIRED BY THE BROWN ACT

1. The Board authorized the demotion of a classified employee by a vote of 5-2 (Absent: Ledesma, Rocco).
2. In response to the Superintendent's reluctant acceptance of Cheryl Cohen's request to be reassigned to the duties of an Administrative Director, the Board of Education has appointed Ken Jones to the position of Interim Assistant Superintendent, Educational Services, and has appointed Christie Reider to the position of Administrative Director, Educational Services.

ADOPTION OF AGENDA

Mr. Ledesma arrived for the meeting at 7:36 p.m.

Motion No. 36

It was moved by Mr. Ortega, seconded by Mr. Ledesma and carried by a vote of 6-1 (No: Rocco) to adopt the October 12, 2006 agenda.

ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Dr. Godley commented that ABC News contacted the District asking to do a news story on the District's Disaster Preparedness and Critical Intervention Plans. OUSD was signaled out as the model program in Orange County by the Orange County Department of Education, who referred ABC News to the District. Dr. Godley paid tribute to the Office of Child Welfare & Attendance and, in particular, Frank Boehler, for their outstanding contributions. (The story never materialized as other news events took precedence at that time.)

Item 9.B. Board President's Report

No report.

Item 9.C. Board Recognition of Students, Staff and Community

Mr. Rocco congratulated Mrs. Nichols for winning the Sweet Pea award from the Sentry.

Mrs. Moffat acknowledged and thanked Mrs. Cohen for all the efforts she has put forward as the Assistant Superintendent, Educational Services, and for her dedicated service to the District.

Item 9.D. State of the School Report

A.J. Logan, SACBE representative from Richland High School, gave his State of the School Report.

APPROVAL OF MINUTES

Motion No. 37

It was moved by Mr. Ortega, seconded by Mrs. Smith and carried by a vote of 6-1 (No: Rocco) to approve the minutes of the September 14, 2006 regular meeting.

COMMUNICATIONS TO THE BOARD

Kimberly Rice, 17871 Helena Circle, Villa Park, addressed the Board regarding her request to have the District recertify her son as an 11th grader.

ACTION ITEMS

Item 12.A. Public Hearing and Adoption of Resolution No. 10-06-07: Resolution of Censure Pertaining to Statements Made by Steve Rocco at the September 14, 2006 Open Session Board Meeting

At the Board meeting September 28, 2006, the Board voted 4-3 to set the above-stated matter for public hearing.

The regular meeting was closed and the public hearing opened at 7:50 p.m.

Speakers

Mr. Rocco requested time to speak and "demanded" a roll call vote. The Board President advised he could speak after the public hearing.

Jason Huffnagel, 7766 Portofino Avenue, Anaheim, spoke in opposition to the Resolution of Censure of Mr. Rocco.

Larry Cohn, 605 N. Pageant Drive, Orange, spoke in support of the Resolution of Censure of Mr. Rocco.

Evan Harris, 3295 Emerson, Orange, spoke on various issues regarding Mr. Rocco and the "cover-up, censorship and partnership."

Terri Rasmussen, 7718 Cedar Creek Way, Orange, spoke in support of the Resolution of Censure of Mr. Rocco.

Richard McKee, 1038 Hormel Avenue, La Verne, spoke on Mr. Rocco's rights under the California Constitution Article I and the Brown Act.

Denise Bittel, Villa Drive, Villa Park, spoke of the "defamatory remarks" Mr. Rocco made towards her in the past and in support of the Resolution of Censure of Mr. Rocco.

Hans Van Lighten, 508 S. Santa Maria, Orange, spoke in support of the Resolution of Censure of

Mr. Rocco.

Carlos DeRosas, 2404 E. Katella Ave., Orange, spoke in support of the Resolution of Censure of Mr. Rocco.

The public hearing closed and the regular meeting opened at 8:16 p.m.

Mr. Rocco remarked on a "few things" including past "major issues."

Motion No. 38

It was moved by Mr. Ortega and seconded by Mrs. Moffat to adopt the Resolution of Censure of Board Member Steve Rocco.

Discussion

Discussion ensued among the members of the Board regarding the resolution of censure and Board Bylaws.

Motion No. 38 carried by a vote of 5-2. The roll call vote was as follows:

- | | |
|-----------------|-----|
| 1. Mrs. Moffat | Yes |
| 2. Mrs. Nichols | Yes |
| 3. Mr. Ortega | Yes |
| 4. Mr. Poutsma | Yes |
| 5. Mr. Rocco | No |
| 6. Mrs. Smith | Yes |
| 7. Mr. Ledesma | No |

Item 12. B. Proposed School Board Policy 3511 – Energy Management and Water Conservation – First Reading

On May 4, 2006, the Board of Education approved an agreement with Energy Education, Inc. to fully implement a comprehensive energy management program. The savings generated through reduced energy consumption allows limited resources to be focused on achieving educational goals and objectives. Energy Education, Inc. provides a policy sample to support implementation of the energy management program. The policy has been developed to fit the goals and objectives of the District.

The success of the program requires a cooperative effort of board members, administrators, teachers, support personnel and students. The policy emphasizes the Board of Education's commitment to ensure that every effort is made to reduce demand for energy and water in order

to conserve natural resources and save money to support other District needs.

Mr. Rocco left the meeting at 8:50 p.m.

Motion No. 39

It was moved by Mr. Ortega, seconded by Mrs. Moffat and carried by a vote of 6-1 (Absent: Rocco) to receive proposed Board Policy 3511 – Energy Management and Water Conservation - for a first reading.

Item 12.C. Moving Organizational Board Meeting

Currently, the organizational Board meeting is scheduled for Thursday, December 7, 2006. Because the winter break for the traditional track is December 22, 2006 through January 5, 2007, and the only Board meeting in January is scheduled for January 18, 2007, it is recommended that the December 7th meeting be moved to December 14, 2006. This will provide a more balanced time frame between Board meetings for the months of November, December and January.

With regard to holding organizational meetings, Education Code section 35143 requires that an organizational meeting be held within a 15-day period that commences with the date upon which a governing board member elected at that election takes place. Education Code section 5017(a) provides that the winning board candidate shall hold office for a term of four years commencing on the Friday in December next succeeding his/her election.

Further, Education Code section 5017(a) requires that an organizational meeting be held during a period commencing the first Friday in December, or December 1, 2006, and Education Code section 35143 requires an organizational meeting to be held within 15 days thereafter, or on or before December 16, 2006. It is, therefore, permissible to move the organizational Board meeting to December 14, 2006.

Motion No. 40

It was moved by Mr. Ortega, seconded by Mr. Poutsma and carried by a vote of 6-1 (Absent: Rocco) to change the Board meeting date of December 7, 2006 to December 14, 2006 and the proposed December 6, 2007 meeting date to December 13, 2007.

INFORMATION/DISCUSSION ITEMS

Item 13.A. Acceptance of the School Assistance and Intervention Team Sixth Benchmark Progress Report for Esplanade Elementary School

Esplanade Elementary School was identified as a "State Monitored" school by the State Board of Education under the requirements of the Immediate Intervention/Underperforming Schools Program (II/USP) in September, 2004. Under the requirements of the II/USP legislation, the Orange Unified School District contracted with the Orange County Department of Education, a state approved School Assistance and Intervention Team (SAIT) provider, to provide support to

Esplanade Elementary School to implement the school reform initiatives in the Corrective Action Report and report the progress in achieving the benchmarks of the report for twenty-four months.

Since Esplanade has met its API growth targets for two consecutive years, Esplanade will exit the School Assistance and Intervention program. The School Assistance and Intervention Team has completed its sixth, and final, benchmark report detailing the progress of Esplanade Elementary on the Recommended Corrective Actions identified November, 2004 to improve pupil literacy and achievement to meet its Academic Performance Index (API) growth targets.

Mrs. Van Eck presented a summary of the findings from the "Sixth Benchmark Report."

Item 13.B. Federal Accountability Report

Under the requirements of the reauthorization of the Elementary and Secondary Education Act of 2001, known as the *No Child Left Behind Act*, staff must report annually to the Board on the progress of schools receiving Title I, Part A funds. OUSD has 15 schools receiving Title I, Part A funding: California ES, Cambridge ES, Esplanade ES, Fairhaven ES, Handy ES, Jordan ES, Lampson ES, Palmyra ES, Prospect ES, Sycamore ES, Taft ES, West Orange ES, Portola MS, Yorba MS, and Orange High School. These funds are targeted to provide supplementary educational services in reading/language arts and mathematics to students who are failing or at risk of failing to meet the state standards.

Mrs. Van Eck presented information regarding the increasing achievement of students attending these schools and the schools' status under the accountability provisions of this legislation.

Item 13.C. 2006-07 Board of Education Goals & Objectives

The Board discussed its 2006-07 goals and objectives for a first reading:

Priority Area 1.0 - **Student Achievement**

Goals:

- Expand Online Course/Orange/LIVE to include all core classes
- Develop and implement a personalized education plan for each student
- Develop a plan that increases the connection between individual student and adults to support academic and social growth
- Match student interests and abilities with learning styles
- Develop curriculum to support the personalized education plans
- Provide comprehensive technology training for teachers, parents and students

Priority Area 2.0 - **Student Safety**

Goals:

- Evaluate the safety and security of District facilities and equipment
- Increase student safety and disaster preparedness for students and staff

Priority Area 3.0 - Fiscal Responsibility

Goals:

- Seek outside funding sources
- Develop a plan to allocate technology funds per student on an on-going basis
- Provide comprehensive technology training from various funds and programs
- Support effective personnel practices in hiring
- Promote employee/employer relations through contract negotiations
- Monitor educational program needs to ensure fiscal responsibility
- Apply to non-traditional sources for facility funding
- Evaluate and dispose of surplus property

Priority Area 4.0 - Community Involvement and Dialogue

Goals:

- Create programs that increase the connection between individual students and adults that develop community within the school
- Prepare staff and parents for their role in personalized education
- Ensure that individuals hired embody the District's core values and embrace personalization as a vehicle to ensure personalized academic growth
- Hire a Director of Community Development
- Develop a public relations campaign for each school
- Develop a "school partnership" plan
- Expand the use of foundations
- Promote community partnership
- Encourage student involvement in school service

Mrs. Nichols asked that the members of the Board review the above-stated goals and objectives and provide input at the next meeting.

Item 13.D. 2006-07 First Quarter Status Report of the Three-Year Strategic Plan

The strategic plan was structured in such a way that there would be milestones. Those milestones are set up quarterly. The first quarter status report of the three-year strategic plan was presented. Dr. Godley commented that, overall, the District is 98 percent on target. Those few targets remaining were due to circumstances beyond the District's control. The second quarter report will be presented in January.

CONSENT ITEMS

Motion No. 41

It was moved by Mr. Ortega, seconded by Mr. Poutsma and carried by a vote of 6-1 (Absent: Rocco) to approve the consent agenda items.

Item 14.A. Purchase Orders List

The Board approved the Purchase Order List dated September 18 through October 1, 2006 in the amount of \$13,098,636.91. See attached Purchase Orders List.

Item 14.B. Warrants List

The Board accepted the Warrants List dated September 18, through October 1, 2006 in the amount of \$2,520,026.95. See attached Warrants List.

Item 14.C. Contract Services Report – Business Services

TURNING POINT SOLUTIONS, INC.

Turning Point Solutions, Inc. will conduct a customer service audit/evaluation of all District school sites and various departments. As a well-qualified outside source who works solely with schools and school systems, Turning Point Solutions will provide an objective snapshot and numerical evaluation, which will provide an accurate gauge of the present state of service our internal and external customers are receiving. They will proactively map out the path to improvement for our District. The audit will include numerical data for each site based upon the measured areas of phone calls, site visits, e-mail utilization and website evaluation against a standardized rubric. The training provided will include, but not be limited to: defining and implementing components of good of customer service; defining the fundamental needs of our customers; and reviewing common steps to welcoming visitors. The training will be required of a variety of District personnel, focusing on our frontliners (those who work directly with the public, students and others). The Superintendent’s Office, Business Services, Educational Services, and Human Resources see the importance of the audit/evaluation and training and have contributed funds from their already budgeted accounts.

Outside Professional Services.....not to exceed.....\$21,000

SCHOOL CONSTRUCTION COMPLIANCE, LLC

Correction to Contract Service item dated September 28, 2006 - The Office of Public School Construction (OPSC) requires that school districts participating in the state modernization program have in place a Labor Compliance Program (LCP). One of the components of the LCP is that contractor’s certified payroll reports are audited and their employees be interviewed. School Construction Compliance (SCC) provides these services for OUSD. This authorization is for SCC to provide the services necessary for the Chevron Energy Services Contact awarded on July 20, 2006.

Crescent Intermediate	\$32,500	\$ 25,000
Canyon High School		\$ 17,500
Villa Park High School	\$25,000	\$ 32,500

Item 14.D. Joint Use Agreement between the City of Orange and the District for the Killefer Elementary School Playground and Lunch Building

The Board approved the Joint Use Agreement with the City of Orange for the “Killefer Park.”

Item 14.E. Reciprocal Easement Agreement between the City of Orange and the District for the new Parkside-ROP Parking Lot and the Existing Yorba Parking Lot

The Board approved the Reciprocal Easement Agreement with the City of Orange for the Parkside/ROP and Yorba Park parking lots.

Item 14.F. Personnel Report

The Board approved the attached Personnel Report.

Item 14.G. Student Teacher Assignments/Agreements

The Board approved the attached Student Teacher Assignments as presented.

Item 14.H. Teacher Assignment/Consent – Variable or Short-Term Waiver

The Board approved the attached Provisional Internship Permits.

Item 14.I. Contract Services Report – Educational Services

The Board approved the Contract Services Report - Educational Services as presented.

AT&T DATACOMM

AT&T DataComm provides maintenance services for the District’s Cisco hardware equipment that supports network connectivity, VoIP telephone units, servers, and intercoms. This contract will renew the annual maintenance agreement necessary to support these services. The fiscal impact will be the expenditure of unrestricted general fund monies.

Information Services not-to-exceed \$20,803

BLACKBOARD, INC.

The Content Management System provides a personal work area or “virtual hard drive” where users can store, organize, and share files in a secure environment anytime, anywhere through Blackboard. The annual renewal includes maintenance, support, and software upgrades to the application. The fiscal impact will be the expenditure of unrestricted general fund monies.

Educational Technology not-to-exceed \$34,900

PLATO LEARNING

Plato Learning will provide one day of professional development and one day of training to teachers on Plato software during the 2006/07 school year. This software incorporates standards-based instruction and formulates learning solutions to meet individual student needs. Training will include instruction on creating learning plans and using computerized one-on-one curriculum. The fiscal impact will be the expenditure of restricted categorical fund monies funded from the Enhancing Educational Technology Teaching (EETT) Grant.

EETT Formula Grant not-to-exceed \$1,500

SAN JOAQUIN COUNTY OFFICE OF EDUCATION

The District will share the cost for the custom Individualized Education Plan (IEP) forms developed for Orange County as part of the implementation of the new Special Education

Information System (SEIS). The cost includes an annual fee, one-time setup fee and will be divided among the eight participating Orange County SELPAs based on each SELPAs special education student count for the 2006-07 school year.

Special Education not-to-exceed \$4,200

SPECIAL EDUCATION STUDENT I.D. #8082

As the result of a mediated agreement, the District agrees to reimburse the parents of a special education student for tuition, registration, and books for the 2006-2007 school year. Reimbursement will be based on proof of payment submitted to the District.

Special Education not-to-exceed \$5,870

DYNAMIC INDICATORS OF BASIC EARLY LITERACY SKILLS (DIBELS)

The Dynamic Indicators of Basic Early Literacy Skills (DIBELS) are a set of standardized, individually administered measures of early literacy development. The DIBELS Data System is a web-based database which allows schools and districts to enter their DIBELS data online and generate automated reports. The cost for this fee-based service is \$1.00 per special education student in kindergarten through 6th grade for the 2006/2007 school year.

Special Education not-to-exceed \$2,000

PATTY MAIZE

Change Order: This contract was originally approved on July 20, 2006, for \$20,000. Due to the expansion of parent involvement responsibilities, it is necessary to increase the amount of the original contract by \$5,000. The additional amount will be funded from School Library Improvement Program (SLIP) funds. Patty Maize is a consultant with extensive experience in parent outreach. Ms. Maize will provide services to Orange High School from August 2006 through June 2007. These services will include community outreach, communication, and correspondence.

Fiscal Impact: Expenditure of restricted categorical funds totaling \$25,000.

SLIP funds (\$10,000 orig. approved) . . . not-to-exceed . . . \$ 5,000

TEK DATA SYSTEMS

The TekData Systems Company will provide system support and a program license for Series-M WEB/MAX Media Management System. The WEB/MAX Media Management System allows our teachers and staff to reserve and circulate video and museum collection materials to all schools in Orange Unified School District. This contract is will be effective during the 2006/07 school year, and renewable on an annual basis. Fiscal Impact will be the expenditure of restricted categorical fund monies.

Library/media funds not to exceed \$5,125

TEEN AWARENESS, INC. / CHOICES School districts are required to provide an equitable share of federal monies to the private schools within their attendance boundaries. Teen Awareness Inc. will give two presentations of its CHOICES Sexual Abstinence program at Covenant Christian

School. The topics covered will include "Making Healthy Decisions", "Avoiding STDs" (including HIV and AIDS), "Understanding Teen Pregnancy", and "Why and How to Wait". The presentation on May 22, 2007 will be an orientation for parents and the presentation on June 5, 2007 will be for students in grades six, seven and eight. The fiscal impact will be the expenditure of restricted categorical fund monies.

Title IV not-to-exceed \$593

MOTIVATIONAL PRODUCTIONS School districts are required to provide an equitable share of federal monies to the private schools within their attendance boundaries. Motivational Productions, will present a multi-media presentation for Holy Family School, October 26, 2006. This presentation will cover good character, positive self-esteem and wise decision making. The presentation is supported by accompanying curricula and corporate support. The presentation will benefit students in grades K through 5 and 6 through 8. The fiscal impact will be the expenditure of restricted categorical fund monies.

Title IV not-to-exceed \$819

Item 14.J. Study Trips

The Board approved the following study trips:

El Modena HS Marching Band and Colorguard – Fresno, CA – November 17-19, 2006

El Modena's Marching Band and Colorguard under the direction of their coach, Carlie Attebury, will travel to Fresno to participate in the 2006 Western Band Association Competition. This competition is a culmination of a season of hard work and the opportunity to listen, see and compete against schools from northern California. The 34 male and 32 female students will be accompanied by ten male and ten female adult chaperones. Transportation will be provided by US Charter Bus with the Band Booster providing the funding. Students and chaperones will be housed at the Holiday Inn in Fresno. The cost per student is \$200 with scholarships available. Students will not miss any school and no substitute is required.

El Modena HS – Boy's Basketball Team – San Diego, CA – December 26 - 30, 2006

El Modena High School Boy's Basketball Team, under the direction of their coach Ryan Schmidt, will travel to San Diego to participate in the Mt. Carmel Holiday Hoops Classic 2006. The student/athletes will have the opportunity to compete against top high school teams from across the state. The 13 male students will be accompanied by two male and two female adult chaperones. The group will travel by rental vans and the driver will have an OUSD driver certificate form on file prior to this trip. The students and chaperones will be staying at the Double Tree Hotel with the cost being paid by the Basketball Booster Club. The students will not miss any school days and there will be no substitute needed.

Villa Park HS Boys' Basketball Team - Punahou, Hawaii – December 18 – 24, 2006

The Villa Park High School Boys' Basketball Team under the direction of their coach Kevin Reynolds will travel to Punahou, to participate in the 2006 Punahou Tournament. The

student/athletes will compete against teams from across the western states. They will also participate in three days of study hall as well as visit Pearl Harbor and the Polynesian Cultural Center. The 16 male students will be accompanied by four male and one female adult chaperone as well as numerous parents. The student/athletes will travel by American Airlines from LAX to Honolulu. The group will be housed at the Double Tree Alana Hotel in Punahou. The cost per student is \$800 and scholarships are available. The students will miss four days of school and there will be no substitute required.

Villa Park High School Girls' Basketball – Beaverton, OR – December 21-23, 2006

The Villa Park High School Girls' Basketball team, under the direction of their coach Kim Cram-Torres, will travel to Beaverton to participate in the Southridge High School Basketball Tournament. This event will enable the student/athletes to compete with other athletes and have the opportunity of exposure to college scouts. The 15 female student/athletes will be accompanied by three female and one male adult chaperone. They will be housed at the Embassy Suites-Washington Square in Beaverton. Transportation to Oregon will be by Southwest Airlines with parents providing the transportation for their own student to the airport. The cost for this trip is \$100 and scholarships are available. The students will miss one school day and a substitute will not be required.

Serrano ES – 5th Grade Classes, Dana Point – January 9-10 and January 11-12, 2007

Serrano's 5th grade classes, under the direction of Victoria Schmuhl and Tracy Greer, will travel to Dana Point on January 9-10 and January 11-12, 2007, respectively. Students will stay at the Ocean Institute and participate in their "Life in the Abyss" program. Students will study sea life in the depths of the ocean and will have the opportunity to learn about navigation by the stars as practiced in maritime tradition. This program correlated to the 5th grade science standards. Total cost to students is \$80 and scholarships are available.

Item 14.K. 2006-2007 Adult Education Program

The Board approved the 2006-2007 Orange Adult Education program as presented.

Item 14.L. Classified Position Specification – Research Analyst

The Board of Education approved the following:

- Adopt the class specification of Research Analyst, and assign it to classified pay range 47.
- Authorize the addition of one Research Analyst position.

Item 14.M. Memorandum of Understanding between Orange County SELPAs and the Orange County Juvenile Court and the Department of Social Services

The Board approved the Memorandum of Understanding between the Orange Unified School District and the Orange County SELPAs, along with Orange County Juvenile Court and the Department of Social Services.

Item 14.N. Special Education Non-Public Schools & Designated Instructional Services 2006-07

The Board authorized non-public school/agency placement for the student identification numbers listed on the attached report, as presented.

Item 14.O. Expulsion of Student: Case No. 06-07-08

The Board upheld the recommendation of the Administrative Hearing Panel.

Item 14.P. Classified Position Specification: Community Development Coordinator II

The Board approved the following:

- Adopt the class specification of Community Development Coordinator II and assign it to classified leadership pay range 99.
- Authorize the addition of one Community Development Coordinator II position.

COMMUNICATIONS TO THE BOARD

Larry Cohn, 605 N. Pageant Drive, Orange, spoke as President of the Santiago Middle School Charter Board. He recognized the 8th grade honors and AVID students for their attendance at the ceremony at Limestone Canyon where The Irvine Company was recognized for donating 37,000 acres of land as a natural landmark.

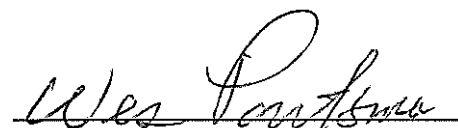
OTHER BUSINESS

Board/Staff Conference and Comments

None.

ADJOURNMENT

By call of the chair, the regular meeting of October 12, 2006 adjourned at 9:30p.m.


Wes Poutsma
Clerk