

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

**Thursday • October 26, 2006  
6:30 P.M. • Closed Session  
7:30 P.M. • Regular Session**

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**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. Moffat, Mrs. Nichols, Mr. Ortega, Mr. Poutsma and Mrs. Smith. Mr. Rocco was not present for closed session. All Board members were present for the regular open meeting except for Mr. Ortega, who had to leave for work reasons.

**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. CONFERENCE WITH LABOR NEGOTIATORS  
Government Code 54957.6  
Agency Negotiators: Ed Kisse; Jamie Brown; Spencer Covert, Parker & Covert  
Employee Organization: a) California School Employees Association  
b) Orange Unified Education Association

**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.

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**REPORT OF CLOSED SESSION DECISIONS AS REQUIRED BY THE BROWN ACT**

The Board took action by a vote of 6-0 (Absent: Rocco) to suspend a classified employee ten days without pay.

**ADOPTION OF AGENDA**

**Motion No. 42**

It was moved by Mr. Poutsma, seconded by Mrs. Smith and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to adopt the October 26, 2006 agenda.

**ANNOUNCEMENTS AND ACKNOWLEDGMENTS**

**Item 9.A. Superintendent's Report**

The Superintendent reported that the District will be holding four parent and community information nights on school shootings and drug abuse. The information nights will be held as follows:

- November 8 – Villa Park High School – Cafeteria, 7:00 – 9:00 p.m.
- November 9 – Canyon High School – Cafeteria, 7:00 – 9:00 p.m.
- November 13 – El Modena High School – Cafeteria, 7:00 – 9:00 p.m.
- November 15 – Yorba Middle School – Cafeteria, 7:00 – 9:00 p.m.

**Item 9.B. Board President's Report**

No report.

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

Mrs. Nichols recognized Esplanade Elementary School for exceeding its Academic Performance Index targets for two years in a row and for exiting the SAIT program. On behalf of the Board of Education, Mrs. Nichols presented a Certificate of Recognition to Kati Anderson, principal, and the staff at Esplanade.

Mrs. Moffat recognized the articles written by the school sites and District departments for School News and noted the articulate descriptions of the various events and programs within the District. She encouraged the community to read this publication.

Mr. Rocco encouraged healthy eating habits.

**Item 9.D. State of the School Report**

Jessica Gutierrez, SACBE representative from Orange High School, gave her State of the School Report.

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## **APPROVAL OF MINUTES**

### **Motion No. 43**

It was moved by Mrs. Smith, seconded by Mr. Poutsma and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to approve the minutes of the September 28, 2006 regular meeting.

## **COMMUNICATIONS TO THE BOARD**

There were no speakers.

## **ACTION ITEMS**

### **Item 12.A. Proposed School Board Policy 3511 – Energy Management and Water Conservation – Second 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.

### **Motion No. 44**

It was moved by Mr. Poutsma, seconded by Mrs. Smith and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to adopt proposed Board Policy 3511 – Energy Management and Water Conservation.

### **Discussion**

Mr. Archibald responded to questions raised by Board members and noted that as part of the energy program, the district implemented a sophisticated software package that tracks such things as changes in the weather from year to year, changes in the physical facility itself, and year-to-year savings. This system is data driven. Information that is forthcoming will be shared with staff and the Board of Education on a regular basis.

**Motion No. 44** carried by a vote of 5-1-1 (No: Rocco; absent: Ortega).

### **Item 12.B. Public Hearing on the Sufficiency of Textbooks, Instructional Materials and Science Lab Equipment and Adoption of Board Resolution No. 14-06-07**

The Williams Settlement set a specific timeline for districts in certifying the sufficiency of textbooks, instructional materials, and science lab equipment (9-12). The settlement requires the

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hearing to be held prior to the end of the eighth week after the first day pupils attend school. Education Code Section 60119 and 60422(b) specifies that the governing boards of school districts establish steps and procedures and take appropriate action to ensure the availability of textbooks and instructional materials on a yearly basis.

The regular meeting closed and the public hearing opened at 8:00 p.m.

### **Speakers**

There were no speakers.

The public hearing closed and the regular meeting opened at 8:00 p.m.

### **Motion No. 45**

It was moved by Mrs. Smith, seconded by Mrs. Moffat and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to approve Resolution No. 14-06-07 certifying to the California Department of Education that the District has complied with the requirement of Education Code Section 60119(c) and 60422(b).

### **Item 12.C. 2006-2007 Board of Education Goals & Objectives – Second Reading**

The 2006-07 Goals & Objectives were presented as a first reading at the October 12, 2006 meeting. They were presented for final approval as follows:

#### **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

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**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

**Motion 46**

It was moved by Mrs. Smith; seconded by Mr. Poutsma and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to approve the above-stated goals and objectives for 2006-07.

**INFORMATION/DISCUSSION ITEMS**

There were no information/discussion items.

**CONSENT ITEMS**

**Motion No. 47**

It was moved by Mrs. Smith, seconded by Mr. Poutsma and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to approve the consent agenda items.

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**Item 14.A. Purchase Orders List**

The Board approved the Purchase Order List dated October 2 through October 15, 2006 in the amount of \$2,601,877.91. See attached Purchase Orders List.

**Item 14.B. Warrants List**

The Board accepted the Warrants List dated October 2 through October 15, 2006 in the amount of \$2,981,048.16. See attached Warrants List.

**Item 14.C. Gifts**

The Board accepted the donation(s) and a letter of appreciation will be forwarded to each benefactor. See attached donation list.

**Item 14.D. Contract Services Report – Business Services**

**LOS ANGELES AIR BALANCE CO., INC**

The District requires the services of a certified air balance inspector to provide inspections, measurement and calibration of the new HVAC systems being installed as a result of modernization at Prospect Elementary School. Los Angeles Air Balance is certified to perform this work.

Special Reserve/Capital Projects...not-to-exceed . . . . \$24,000

**CONSULTING & INSPECTION SERVICES**

The Department of the State Architect (DSA) requires a certified inspector of record to inspect all school construction projects. The District requires the services of a DSA certified inspector to provide inspections for the installation of relocatables to be used as interim housing during modernization. Consulting & Inspection Services is a certified DSA inspector.

- Esplanade ES \$8,520
- Jordan ES \$8,520
- Portola MS \$8,520

**NYBERG ARCHITECTS**

The District requires the services of a qualified architect to close various Division of State Architect (DSA) projects. Nyberg Architects has the qualifications to close these projects. The District suspended work due to the lack of funds and projects were closed without certification. Funds are now available to complete these projects and obtain DSA approval.

Capital Facilities Fund.....not-to-exceed.....\$25,000

**Item 14.E. Acceptance of Completed Contract(s) and Filing of Notice(s) of Completion**

The Board accepted the contract(s) listed below as complete, authorized staff to file appropriate notice(s) of completion and released the retention payment(s) to the contractor(s).

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**BID 570 – UNIT PRICE CONTRACT - PLUMBING**

Project(s): Villa Park Elementary School  
Original Board Approval: August 18, 2005  
Original Purchase Order: 701652  
Completion Date: October 4, 2006  
Contractor: Verne's Plumbing  
Original Project Amount: \$17,500  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$17,500  
Fund(s): Capital Facilities Fund (25)

**BID 577 – UNIT PRICE CONTRACT – ELECTRIC**

Project(s): McPherson Magnet  
Original Board Approval: March 23, 2006  
Original Purchase Order: 700781  
Completion Date: October 1, 2006  
Contractor: Stone Electric, Inc.  
Original Project Amount: \$29,642  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$29,642  
Fund(s): General Funds (01)

**BID 581 – EXTERIOR PAINTING**

Project(s): Cambridge Elementary  
Original Board Approval: June 9, 2006  
Original Purchase Order: 700821  
Completion Date: October 2, 2006  
Contractor: Southwest Coatings, Inc.  
Original Project Amount: \$40,000  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$40,000  
Fund(s): Deferred Maintenance (14)

**BID 566 – UNIT PRICE CONTRACT – ASPHALT**

Project(s): ROP  
Original Board Approval: August 18, 2005  
Original Purchase Order: 701391  
Completion Date: October 4, 2006  
Contractor: Universal Asphalt Co., Inc.  
Original Project Amount: \$15,879  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$15,879  
Fund(s): General Funds (01)

**Item 14.F. CMAS Purchase Order List**

The Board approved procurement of the materials and services as listed below, utilizing the identified CMAS contract(s).

REQ NO.	VENDOR	AMOUNT	NOTES
176254	AT&T Datacomm	\$34,256.23	Purchase of Voice Over IP telephone equipment for Richland Continuation High School.  01.00-8150-0-4410-0000-8110-401-401-000 CMAS No. 3-03-70-255M  <i>(Richland)</i>

**Item 14.G. Personnel Report**

The Board approved the attached Personnel Report.

**Item 14.H. Student Teacher Assignments/Agreements**

The Board approved the attached Student Teacher Assignments as presented.

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

The Board approved the attached Provisional Internship Permits.

**Item 14.J. Contract Services Report – Educational Services**

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

**AT&T DATACOMM**

The Information Services Department will purchase network equipment necessary for use on student laptop carts. These Cisco access points will be purchased using the California Multiple Award Schedule Program - CMAS No. 3-03-70-0255M. The fiscal impact will be the receipt and expenditure of grant fund monies from the Enhancing Education through Technology Competitive Grant.

Educational Technology . . . . . not-to-exceed . . . . . \$8,828

**MEDIA BLEND**

Change Order: GoSignMeUp is a web-based program that enables paperless, online class registration at the school and district level for staff development and meetings. The software purchase was previously board approved on May 24, 2006. The sales tax, however, was omitted on the initial quote and therefore not included in the original board item. Media Blend has reissued the quote with the sales tax amount for the purchase of the GoSignMeUp software. The fiscal impact will be expenditure of unrestricted general fund monies.

Educational Technology . . . . . not-to-exceed . . . . . \$2,457

**CLAUDIA RUIZ**

Claudia Ruiz, High School Counselor, Certified Trainer of Trainers by the Orange County Department of Education and trained in conflict management, will conduct three evening parent



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workshops at Orange High School from October 2006 through March 2007. These workshops will assist families with parenting and child-rearing skills, understanding child and adolescent development, and setting home conditions that support children as students at each age and grade level. Within the parent education workshops, Claudia Ruiz will emphasize and teach how parental involvement at schools improves student achievement and performance. The Fiscal Impact will be the expenditure of restricted categorical fund monies.

Title I . . . . . not-to-exceed . . . . . \$375

**ALICE GREINER & ASSOCIATES – THE WRITE TOOLS, LLC**

Alice Greiner and Associates/The Write Tools, LLC will provide “Step Up To Writing” training for Jordan Elementary staff on November 2, 2006. “Step Up to Writing” addresses the California State Standards. The training will provide classroom demonstrations by grade level to promote student achievement in writing process. Fiscal Impact will be the expenditure of restricted categorical fund monies

Title I . . . . . not- to- exceed . . . . . \$2,000

**PHILLIP J. COLLINS**

The technical services of Phillip J. Collins will be required on an as-needed basis to repair Brailers that are used by our vision impaired students during the 2006-07 school year. Mr. Collins will pick up, repair and return the equipment to the individual sites.

Special Education . . . . . not-to-exceed . . . . . \$500

**VISTA BEHAVIOR CONSULTING**

The services of Vista Behavior Consulting are required to conduct functional assessments of special education students during the 2006-07 school year.

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

**DR. JUDY K. MONTGOMERY**

The services of Dr. Judy K. Montgomery are needed to provide consultation to the speech and language department during the 2006-07 school year.

Special Education . . . . . not-to-exceed . . . . . \$12,800

**ORANGE COUNTY DEPARTMENT OF EDUCATION**

As the result of a settlement agreement in OAH (Office of Administrative Hearings) Case No. 2005-07-1077, fees for tutoring are to be divided between the three named respondents, Orange Unified, Tustin Unified and the Orange County Department of Education. OCDE will disburse payment and invoice Orange Unified for their share.

Special Education . . . . .not-to-exceed . . . . . \$1,000

**COMPREHENSIVE EDUCATIONAL SERVICES, INC.**

The services of Comprehensive Educational Services are required to perform assessments for special education students during the 2006-07 school year.

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

**ALICE GREINER AND ASSOCIATES - STEP UP TO WRITING**

Alice Greiner and Associates will provide either Day 3 or Day 4 Step Up To Writing training for staff members at various schools in the Orange Unified School District on November 1, 2006. Step Up To Writing addresses the California State Standards and focuses on improving student expository writing. Each teacher will receive supporting materials to implement the program. The schools and fiscal impact are listed below.

- California, Chapman Hills, Jordan, and Linda Vista (Day 3) . . . . . \$3,500
- Anaheim Hills, Crescent Primary, Crescent Intermediate, Running Springs (Day 4).....\$4,500
- Cambridge and Sycamore (Day 4) . . . . . \$3,500
- Chapman Hills, Imperial, Nohl Canyon (Day 4) . . . . . \$1,500
- Esplanade, Prospect, Villa Park Elementary (Day 4). . . . . \$4,000

**HESPERIA INSTITUTE FOR EXCELLENCE COMMITMENT TO EVERY LEARNER (ExCEL)**

Change Order: The Hesperia Institute for ExCEL conducted a two-day training session at Fletcher Elementary School on July 12 & 13, 2006. This training was originally approved at the June 22, 2006 Board Meeting for the amount of \$6,500. Upon receipt of the invoice from Hesperia a change order is necessary due to additional expenses incurred by the training staff. Teacher Quality . . . . .not-to-exceed . . . . . \$1,420

**JOYCE PERRY, TRIBAL MANAGER, AND THE PAYOMKAWICHUM- KAAMALAM TRIBE OF THE ACJACHEMEN NATION**

The Orange Unified School District will be hosting a Native American Heritage Day celebration on November 9, 2006 at Yorba Middle School. The program will consist of historical storytelling about the California "First People" nation, traditional clothing, historical/social gathering and dancing, and traditional language birdsinging, performed by members of the Payomkawichum-Kaamalam Tribe of the Acjachemen Nation along with their tribal manager Joyce Perry. Fiscal impact will be the expenditure of restricted categorical fund monies. Native American . . . . . not-to-exceed . . . . . \$800

**MARGO KNIFECHIEF (WICHITA/COMMANCHE) DANCER**

The Orange Unified School District will be hosting a Native American Heritage Day celebration on November 9, 2006 at Yorba Middle School. The program will consist of historical "Southern Style" dancing in traditional Wichita and Comanche regalia, accompanied by traditional handmade drums, and songs performed by Margo Knifechief, her sons (both award winning Powwow dancers) and other family members participating. The fiscal impact will be the expenditure of restricted categorical fund monies. Native American . . . . . not-to-exceed . . . . . \$500

**Item 14.J. Study Trips**

The Board approved the following study trips:

El Modena High School Wrestling Team – Las Vegas, NV December 14 – 17, 2006

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El Modena High School Wrestling Team under the direction of their coach Brian Fortenbaugh will travel to Las Vegas to participate in the Las Vegas Holiday Wrestling Classic. The student/athletes will compete against top ranked teams from the western states. The fourteen male students will be accompanied by five adult male chaperones. They will stay at the Las Vegas Hilton and transportation will be provided by parents. Any parent that is driving a student other than their own will have an approved OUSD driver certificate on file prior to this trip. There is no cost to the students as the booster club is funding this trip. The students will miss one day of school and no substitute will be required.

El Modena High School Wrestling Team – Phoenix, AZ January 4 – 7, 2007

El Modena High School Wrestling Team under the direction of their coach Brian Fortenbaugh will travel to Phoenix to participate in the 2007 Peoria Wrestling Invitational Tournament of Champions. The El Modena Wrestling Team is the only California team invited to participate in this Western Regional Tournament. The fourteen male student/athletes will be accompanied by five adult male chaperones. Students and chaperones will stay at the Crown Plaza in Phoenix. Transportation will be provided by parents and all parents driving students other than their own will have an OUSD driver permit on file prior to this trip. The cost for this trip is funded by the Wrestling Booster Club. The students will miss one day of school and no substitute will be required.

El Modena High School Wrestling Team – Bakersfield, CA March 1 – 3, 2007

El Modena High School Wrestling Team under the direction of their coach Brian Fortenbaugh will travel to Bakersfield to compete in the CIF State Wrestling Tournament/Team Finals. The student/athletes will have qualified to participate in this meet. The team will be comprised of approximately fourteen male athletes who will be accompanied by five adult male chaperones. Students and chaperones will be staying at the Ramada Inn in Bakersfield. Transportation will be provided by parents and any parent that is driving a student other than their own will have an OUSD driver certificate on file prior to this trip. Students will miss one day of school and no substitute will be required. There is no cost to the students as the booster club is funding this trip.

Canyon High School – Girls' Softball Team – Bullhead City, AZ March 8 – 12, 2007

Canyon High School Girls' Softball Team under the direction of their coach Lance Eddy will travel to Bullhead City to participate in the Mohave Tournament of Champions. This is a national level varsity softball tournament where the team will compete against top quality teams from across the United States. Players will also gain exposure to the national media and scouts from high profile college programs. The sixteen female student/athletes will be accompanied by three male and six female adult chaperones. The students and coaches will stay at the Flamingo Hilton Hotel in Laughlin, NV and transportation will be provided by parents. Any parent driving a student other than their own will have an approved OUSD driving permit on file prior to this trip. The cost per student is \$60 and scholarships are available. The students will miss one and one half days of school and no substitute will be required.

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El Modena High School Wrestling Team – Bakersfield, CA December 7 – 8, 2006

El Modena High School Wrestling Team under the direction of their coach Brian Fortenbaugh will travel to Bakersfield to compete in the Annual Coyote Classic Wrestling Tournament. The student/athletes will have the opportunity to compete against the top teams in the Central Section CIF in preparation for the State tournament. The fourteen male students will be accompanied by three adult chaperones. Transportation will be provided by parents and any parent driving a student other than their own will have a completed OUSD driving certificate on file prior to this trip. The students and chaperones will be staying at the Ramada Inn in Bakersfield. The students will miss one school day but no substitute will be required. There is no cost to the students as it will be funded by the Booster Club.

**Item 14.L. After School Education and Safety Grant Program Grant Application**

The Board approved the After School Education and Safety Grant application.

**Item 14.M. Certification of Provision of Standards-Aligned Instructional Materials**

The Board certified that the District has complied with the requirement of Education Code Section 60422(a) and California Code of Regulation, Title 5, Section 9531(a). See attached certification.

**Item 14.N. First Quarter Report of Uniform Complaints for the Williams Case Settlement**

The Board approved the No Child Left Behind supplemental services contracts with state/District approved service providers.

**Item 14.O. 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.

**COMMUNICATIONS TO THE BOARD**

There were no speakers.

**OTHER BUSINESS**

**Board/Staff Conference and Comments**


Mr. Rocco spoke on various issues, including media publications and the First Amendment.

Mrs. Moffat clarified her work as a legislative advocate and as a volunteer for the California State PTA. Additionally, Mrs. Moffat noted to the students the importance of attending the upcoming parent nights as mentioned by Dr. Godley earlier in the meeting.

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**ADJOURNMENT**

By call of the chair, the regular meeting of October 26, 2006 adjourned at 8:13 p.m.

  
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Wes Poutsma  
Clerk