

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

**Thursday • November 16, 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 6:34 p.m.

ESTABLISH QUORUM

A quorum was established with the following Board members: Mrs. Moffat, Mrs. Nichols, Mr. Poutsma and Mrs. Smith. Mr. Ortega and Mr. Rocco were not present for closed session. All Board members were present for the regular open meeting except for Mr. Ortega who was absent due to illness.

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

Richard McKee, 1038 Hormel Avenue, La Verne, CA, stated that he wanted to make a point about the announcement of facts and circumstances associated with anticipated litigation.

Speakers

There were no speakers.

ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:36 p.m. to discuss the following items:

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Government Code 54957
- B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of
Section 54956.9: one potential case

CALL TO ORDER – REGULAR SESSION

Mrs. Nichols called the meeting to order at 7:33 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

The Board authorized the suspension of a classified employee for four days without pay. The vote was 4-3 (Absent: Ledesma, Ortega, Rocco).

Dr. Godley noted that Mr. Ledesma arrived at 6:38 p.m.

ADOPTION OF AGENDA

Motion No. 48

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 November 16, 2006 agenda.

ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Dr. Godley reported that the District held four parent/student/community information nights to discuss the District's position and steps taken to ensure that the school campuses are safe and also discussion about substance abuse in general.

Dr. Godley commented that the District held two very successful customer service workshops on November 1st and 2nd. These workshops were attended by approximately 253 classified employees and received a 97% positive review from the attendees.

Item 9.B. Board President's Report

Mrs. Nichols commented that she had the privilege to attend the graduation of Alonzo Berton, from Canyon High School, who successfully completed all graduation requirements, while attaining a 4.5 GPA. Mrs. Nichols presented Alonzo with a certificate of commendation as a Magna Cum Laude.

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

Mrs. Moffat recognized Serrano Elementary for continuing Walk to School Day, which they will continue monthly.

Mrs. Smith acknowledged the Canyon High School football team for making it to CIF.

Mrs. Nichols recognized Canyon High School football coach, Brent McKee, for being recognized as the ABC7 Coach of the Week of November 4th.

Mrs. Nichols also thanked the Orange Elks Club for distributing dictionaries to all third grade students in the District

Item 9.D. State of the School Report

Hillary Christiansen, SACBE representative from El Modena High School, gave her State of the

School Report.

APPROVAL OF MINUTES

Motion No. 49

It was moved by Mr. Poutsma, seconded by Mrs. Smith and carried by a vote of 5-1-1 (No: Rocco; absent: Ortega) to approve the minutes of the October 12, and October 26, 2006 regular meetings.

COMMUNICATIONS TO THE BOARD

Jason Huffnagel, 7766 Portofino Avenue, Anaheim, congratulated all four Board members who were re-elected. Mr. Huffnagel spoke on the election results as they relate to the Board of Education.

ACTION ITEMS

Item 12.A. Resolution No. 15-06-07: Adoption of the Statutory School Fees (Reportable Fees") Report for Fiscal Year 2005-06 and Findings thereon, in Compliance with Government Code Sections 66006 and 66001

Government Code, Sections 66006 and 66001 mandate that the District is to prepare a yearly report of the developer fees that have been collected, the interest earned thereon and the expenditures ("Annual Report"). Once the Annual Report has been made available for public Review (Note: notice placed in City of Orange public libraries October 24, 2006, and advertised in the *Orange County Register* on November 2, 2006) the Board of Education must review and consider the Annual Report at its next regular meeting, but no sooner than fifteen days after the Annual Report has been made available to the public.

Motion No. 50

It was moved by Mrs. Smith, seconded by Mrs. Moffat and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to adopt Resolution No. 15-06-07, as presented.

By Consensus, the Board agreed to allow a speaker to speak concerning a matter that is not on the agenda. (The speaker was unaware of the District's procedures for addressing the Board.)

COMMUNICATIONS TO THE BOARD

Carolyn Dupaquier, 5481 Big Sky Lane, Anaheim, noted that as elected officials who represent the children of the District, why certain individual members of the Board were not present in closed session and why certain individual Board members were late.

In response to Mrs. Dupaquier, Dr. Godley repeated the names of those who did not attend closed session: Mr. Ledesma missed one vote on the personnel matter. He arrived eight minutes

late at 6:48 p.m. Closed session was called to order at 6:40. Mr. Ortega was absent due to illness. Mr. Rocco was not present for closed session.

Mr. Ledesma explained that with regard to questions pertaining to him, he would prefer being approached after the meeting or by phone. He further explained that his work is some miles away and often traffic is a cause for him to be late.

Mr. Rocco noted that he does not attend closed session, but would talk with anyone after the meeting.

Item 12.B. Plan for Supplementary Secondary School Counseling Program

The California State Legislature passed Assembly Bill 1802 in 2006, which provides supplemental funds to add additional Pupil Personnel Services (PPS) credentialed school counselors for students in grades 7-12. The purpose of this legislation is to ensure personalization by providing individual educational planning for all students, provide individualized counseling services for identified at-risk students, and to improve the counselor-to-student ratio. In order to ensure student success, this legislation will provide on-going funding to OUSD for the employment of secondary school counselors, grades 7-12. This plan will ensure personalization by providing individual education planning and counseling services for all students, grades 7-12. Depending on participation throughout the state, districts will receive approximately \$70-\$80 per student per prior year enrollment. For the current fiscal year, OUSD has budgeted \$70 per student in grades 7-12.

Motion No. 51

It was moved by Mrs. Smith and seconded by Mr. Poutsma to approve the Plan for Supplemental Secondary School Counseling Program.

Discussion

Discussion took place among the members of the Board regarding the services provided to the students, including at-risk students and the hiring of additional counselors, which is going extremely well. Mrs. Nichols commented on the need for more services in the counseling departments relative to assisting the students. She noted that this program will be a great addition for the District.

Motion No. 51 carried by a vote of 5-1-1 (Abstain: Rocco; Absent: Ortega).

Item 12.C. Tentative Agreement between Orange Unified School District and Orange Unified Education Association for 2006-07 Re-Opener Negotiations and Attached AB 1200 Information

Speakers

Kathy Moran, no address given, commented on the Tentative Agreement and requested documents that show that the District was 8th out of 10th regarding the salary schedule.

Introduction

This item pertained to the attached Tentative Agreement between the Orange Unified School District and the Orange Unified Education Association for the 2006-2007 re-opener negotiations. Under the terms of the Collective Bargaining Agreement, the parties agreed to re-open Article 2, pertaining to compensation for negotiations for 2006-2007. The Tentative Agreement provides for a salary increase of 6% effective July 1, 2006. Prior to the Tentative Agreement, comparison salaries for this group ranked an average of approximately 8th out of 10 comparable unified school districts in Orange County. With this Tentative Agreement in effect, as of the date of this transmittal, comparison salaries for this group would rank an average of approximately 4th out of 10 comparable unified school districts in Orange County. This Tentative Agreement concludes re-opener negotiations between the Orange Unified School District and the Orange Unified Education Association for 2006-2007.

Motion 52

It was moved by Mr. Poutsma; seconded by Mrs. Smith to ratify the Tentative Agreement between the Orange Unified School District and the Orange Unified Education Association.

Discussion

Mr. Rocco spoke on matters related to the election and the Tentative Agreement.

Motion 52 carried by a vote of 5-1-1 (Abstain: Rocco; Absent: Ortega).

Item 12.D. Tentative Agreement between Orange Unified School District and California School Employees Association, Chapter #67, for 2006-07 Re-Opener Negotiations and Attached AB 1200 Information.

This item pertained to the attached Tentative Agreement between the Orange Unified School District and the California School Employees Association, Chapter #67, for the 2006-2007 re-opener negotiations. Under the terms of the Collective Bargaining Agreement, the parties agreed to re-open Article 12, pertaining to compensation for negotiations for 2006-2007. The Tentative Agreement provides for a salary increase of 6% effective July 1, 2006. Prior to the Tentative Agreement, comparison salaries for this group ranked an average of approximately 7th out of 10 comparable unified school districts in Orange County. With this Tentative Agreement in effect, as of the date of this transmittal, comparison salaries for this group would rank an average of approximately 4th out of 10 comparable unified school districts in Orange County. This Tentative Agreement concludes re-opener negotiations between the Orange Unified School District and the California School Employees Association, Chapter #67, for 2006-2007.

Motion 53

It was moved by Mrs. Smith, seconded by Mrs. Moffat and carried by a vote of 5-1-1 (Abstain:

Rocco; Absent: Ortega) to ratify the Tentative Agreement between the Orange Unified School District and the California School Employees Association.

INFORMATION/DISCUSSION ITEMS

There were no information/discussion items.

CONSENT ITEMS

Yellow Sheet Item

Item 14.E(i) Acceptance of Completed Contract(s) and Filing of Notice(s) of Completion – Bid #FC6001

This item was inadvertently omitted from the agenda.

Motion No. 54

It was moved by Mrs. Moffat, seconded by Mr. Poutsma and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to add Item 14.E(i) to the agenda.

PULLED ITEMS

The following items were pulled by Mr. Ledesma:

- **Item 14.H. Award of Bid No. FC60005: Demolition and Abatement – Esplanade**
- **Item 14.I. Award of Bid No. FC6008: Demolition and Abatement – Jordan**
- **Item 14.J. Award of BID No. FC6011: Demolition and Abatement – Portola**
- **Item 14.N. Maintenance/Operations; Facilities/Planning Dept. Reorganization**

Motion No. 55

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

Item 14.A. Purchase Orders List

The Board approved the Purchase Order List dated October 16 through November 5, 2006 in the amount of \$2,846,581.48. See attached Purchase Orders List.

Item 14.B. Warrants List

The Board accepted the Warrants List dated October 16 through November 5, 2006 in the amount of \$4,046,579.45. See attached Warrants List.

Item 14.C. Gifts

The Board accepted the following donations. A letter of appreciation will be forwarded to each benefactor.

-
- One Compaq computer with keyboard to Orange HS, donated by Mr. John Hang
 - Kodak Easy Share digital camera to Olive ES, donated by Ms. Darcy Norquist and Mr. Sean Haynes
 - 240 copies of "A Brief History of the Orange Unified School District" to be used for community studies supporting third grade curriculum, donated by Mrs. Ruth C. Evans
 - A variety of books to Olive ES, donated by Mrs. Gretchen Beatty
 - A variety of books to the District, donated by the following law offices through a book-drive sponsored by the Orange County Bar Association:
 - Crowell & Moring
 - Alvarado & Smith
 - Dad's Law
 - Whittier Law School
 - Ferruzzo & Ferruzzo
 - Joseph Mudd Law Office
 - Howrey, LLP
 - Palumbo Bergstrom
 - Danielle Augustin Law Office
 - Watten Driscoe, Bassett & Melvin

Item 14.D. Contract Services Report – Business Services

NYBERG ARCHITECTS

The District requires the architectural and engineering services of a qualified architect for the alteration upgrades of restrooms due to the relocation of portable classrooms at Villa Park High School and Richland Continuation School. Nyberg Architects can provide these services. Cost includes the preparation of project specifications, DSA approval and all drawings (electrical, plumbing and structural).

Capital Facilities Fund.....not-to-exceed.....\$6,600

SCHOOL CONSTRUCTION COMPLIANCE, LLC

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 modernization of Esplanade ES, Jordan ES and Portola MS.

- Esplanade Elementary School \$ 38,000
- Jordan Elementary School \$38,000

-
- Portola Middle School \$46,000

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).

BID 580 – EXTERIOR PAINTING

Project(s): Richland High School
Original Board Approval: June 22, 2006
Original Purchase Order: 700822
Completion Date: October 12, 2006
Contractor: Southwest Coatings, Inc.
Original Project Amount: \$28,500
Change Order(s) Amount: \$ -0-
Total Project Amount: \$28,500
Fund(s): Deferred Maintenance (14)

BID 582 – EXTERIOR PAINTING

Project(s): Crescent Primary
Original Board Approval: June 22, 2006
Original Purchase Order: 700820
Completion Date: October 9, 2006
Contractor: Southwest Coatings, Inc.
Original Project Amount: \$29,500
Change Order(s) Amount: \$ -0-
Total Project Amount: \$29,500
Fund(s): Deferred Maintenance (14)

BID 583 – EXTERIOR PAINTING

Project(s): Crescent Intermediate
Original Board Approval: June 22, 2006
Original Purchase Order: 700819
Completion Date: October 9, 2006
Contractor: Southwest Coatings, Inc.
Original Project Amount: \$34,500
Change Order(s) Amount: \$ -0-
Total Project Amount: \$34,500
Fund(s): Deferred Maintenance (14)

BID 577 – UNIT PRICE CONTRACT – ELECTRIC

Project(s): Canyon High School
Original Board Approval: March 23, 2006

Original Purchase Order: 701251, 702071 & 700845
Completion Date: October 17, 2006
Contractor: Stone Electric, Inc.
Original Project Amount: \$30,940
Change Order(s) Amount: \$ -0-
Total Project Amount: \$30,940,
Fund(s): General Funds (01)

BID 569 – UNIT PRICE CONTRACT – GENERAL

Project(s): Villa Park Elementary School- Restroom Upgrades
Original Board Approval: August 24, 2006
Original Purchase Order: 702751
Completion Date: October 28, 2006
Contractor: Osowski Construction Co.
Original Project Amount: \$22,250
Change Order(s) Amount: (\$ 5,952) (Contingency amount not needed to complete project)
Total Project Amount: \$16,297
Fund(s): Capital Facilities Fund (25)

BID #FC6001 – Demolition & Abatement – Prospect Elementary School - MODERNIZATION

Project(s): Demolition & Abatement-Prospect Elementary School-
Modernization
Original Board Approval: June 8, 2006
Original Purchase Order: 607239
Completion Date: October 12, 2006 (Phase I)
Contractor: Tri-Span, Inc.
Original Project Amount: \$213,756 (Phase 2 \$156,500 - Total Contract \$370,256)
Change Order(s) Amount: \$ -0-
Total Project Amount: \$213,756 (Phase 1)
Fund(s): Special Reserves (40)

Item 14.F. Approval of Contract Renewal for Solid Waste Collection and Disposal and Enhanced Recycling Program Services

The Board authorized staff to exercise the second annual option and renew the Solid Waste Collection and Disposal and Enhanced Recycling Services Program agreement with Waste Management of Orange County.

Item 14.G. Approval of Contract Awards for Modernization Project Moving Services

The District is currently in need of moving services for four sites under the modernization program, Esplanade, Jordan and Prospect Elementary Schools and Portola Middle School. The first phase moves at Prospect Elementary were performed by District staff but the timing of these next moves will require the services of professional movers. The District issued a Request for

Proposals (RFP). The RFP called for the successful firm(s) to develop a move plan and provide experienced staff to deliver a full scope of moving services to meet the specialized needs of the projects. The District received three responsive proposals. The proposals were reviewed and evaluated by District staff utilizing the pre-established RFP evaluation criteria. On the basis of the RFP criteria and construction schedules the firms, Cor-O-Van Moving and Storage, King Office Services, and Penn Corporate Relocation Services received rankings for each of the sites.

The Board awarded Moving Services agreements for modernization projects at Esplanade Elementary and Prospect Elementary Schools to **Cor-O-Van Moving and Storage**, at Jordan Elementary School to **King Office Services** and at Portola Middle School to **Penn Corporate Relocation Services**.

Item 14.H. Award of Bid No. FC60005: Demolition and Abatement – Esplanade Elementary School

This item was pulled. See Motion No. 56.

Item 14.I. Award of Bid No. FC6008: Demolition and Abatement – Jordan Elementary School

This item was pulled. See Motion No. 56.

Item 14.J. Award of BID No. FC6011: Demolition and Abatement – Portola Middle School

This item was pulled. See Motion No. 56.

Item 14.K. Award of Bid No. 587: Asphalt Replacement – Basketball Courts at Cerro Villa Middle School

The Board awarded Bid No. 587 to J.B. Bostick Co., Inc.

Item 14.L. Personnel Report

The Board approved the attached Personnel Report.

Item 14.M. Classified Position Range Adjustment Campus Security Officer

The pay range for Campus Security Officer received an upward adjustment from range 19 to range 25 effective upon Board approval.

Item 14.N. Maintenance/Operations and Facilities/Planning Department Reorganization

This item was pulled. See Motion No. 57.

Item 14.O. Contract Services Report – Educational Services

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

SPECIAL EDUCATION STUDENT #243623

As the result of an agreement, the District agrees to reimburse the parents for tuition and transportation costs for the 2006-2007 school year. Reimbursement will be based upon

presentation of itemized statements and appropriate proof of payment.

Special Education not-to-exceed. \$34,226

BRUCE BOTHWELL CLIENT TRUST ACCOUNT

As the result of a settlement agreement in Office of Administrative Hearings (OAH) Case No. N2006040565, where the District is named as a respondent, the District agrees to reimburse parents for educational services and attorneys' fees and costs upon presentation of itemized statements and appropriate proof of payment.

Special Education not-to-exceed \$20,000

SPECIAL EDUCATION STUDENT #333027

As the result of a settlement agreement in Office of Administrative Hearings (OAH) Case No. N2006100016, where the District is named as a respondent, the District agrees to reimburse parents for reasonable attorneys' fees and costs and for an independent speech and language evaluation upon presentation of itemized statements and appropriate proof of payment.

Special Education not-to-exceed \$3,050

SPECIAL EDUCATION STUDENT ID #234191

As the result of a settlement agreement in Special Education Hearing Office (SEHO) Case No. SN05-01812, the District has agreed to reimburse the parents for educational-related expenses during the 2005/2006 school year. Reimbursement will be based upon receipt of itemized statements and appropriate proof of payment.

Special Education not-to-exceed \$2,275

EDUCATIONAL CONSULTING SERVICES, INC.

Dr. Diane Hager from Educational Consulting Services, Inc., conducted a second teacher training for special education teachers on October 25, 2006. Original Board approval was on March 9, 2006, with the first training held on May 10, 2006. Staff inadvertently omitted this second training date. This training focused on DIBELS (Dynamic Indicators of Basic Early Reading Skills).

DIBELS is an assessment tool used for screening to identify students in need of supplemental reading intervention, ongoing progress monitoring, data analysis and interpretation. Staff applied for and received CalSTAT grant funding that paid for approximately one-third of the consultant's cost for both training days.

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

GEO-ZOV, INC.

The District currently leases space located at the corner of Tustin and Meats in Orange for the Adult Transition Center. The ATC provides job training opportunities for special education students who have not graduated from high school with a regular diploma, and are eligible to receive Special Education services until their 22nd birthday. The current five-year lease was re-negotiated effective October 1, 2006. Approval is needed to process the monthly lease payments for the remainder of the 2006/2007 school year.

Special Educationnot-to-exceed \$20,160

DR. KENNETH STICHTER

Dr. Stichter’s expertise is required to guide staff through the development and state approval process necessary for the implementation of the Opportunity Program, Community Day School and the expanded Independent Study Program. Dr. Stichter will provide 120 hours of service at a rate of \$75 per hour.

Pupil Retention/Prevention Block Grant . . not-to-exceed. . . . \$9,000

LESSON LAB/ACHIEVEMENT PEARSON SOLUTIONS

School Districts are required to provide an equitable share of federal monies to the private schools within their attendance boundaries. LessonLab/Pearson Education, led by Brad Ermeling, Director of Secondary Research & Development, will provide ongoing leadership, facilitation and instructional improvement training for the entire Lutheran High School faculty. Services include access to LessonLabs video-based technology platform. Fiscal impact will be the expenditure of restricted categorical fund monies.

Title II, Part A.....not-to-exceed.....\$26,030

PLATO LEARNING

Plato Learning provides educational software to help students improve their scores on subject areas for the California High School Exit Exam (CAHSEE). It is necessary to purchase a Plato Package X license to facilitate use of this product. The fiscal impact will be the expenditure of restricted categorical fund monies.

Pupil Retention Block Grant. . . . not-to-exceed \$12,443

Item 14.P. Study Trips

The Board approved the following study trips:

Canyon High School Band – Waikiki, Hawaii – April 1 – 6, 2007

Canyon High School Band team under the direction of Harold Witten will travel to Waikiki to participate in the Hawaiian Invitational International Music Festival. The students will have the opportunity to compete with students from many across the western states and more. The fifty-four female and ninety-six male students will be accompanied by six male and nine female adult chaperones as well as parents. The students will be staying at the Waikiki Resort with travel arrangements being handled by Coastline Travel Advisors They will travel by air on Hawaiian Airlines from LAX with transportation to the airport provided by District bus. The cost per student is \$1,271 and scholarships are available. The students will not miss any school days and there will not be a substitute needed. Fiscal impact will be the receipt of donated funds.

Orange High School – Boy’s Basketball Team – Yuma, AZ – December 14 – 16, 2006

The Orange High School Boy’s Basketball Team under the direction of their coach Craig Abercrombie will travel to Yuma to compete in the South West Rotary Classic Basketball Tournament. The student/athletes will have the opportunity to compete against teams from

across the western states as well as gain exposure to college scouts. The twelve male students will be accompanied by two male adult chaperones. They will be housed at the Holiday Inn in Yuma. Transportation will be provided by an Enterprise Rental van driven by Craig Abercrombie who will have an approved District Driver Certificate on file prior to the trip. There is no cost to the student. The students will miss two school days and the teacher/coach will require a substitute for two days. The cost of the substitute will be funded through the athletic budget. Fiscal Impact will be the expenditure of unrestricted athletic fund monies totaling \$110.

Canyon High School – Wrestling Team – Torrance, CA – December 1 – 2, 2006

The Canyon High School Wrestling team under the direction of their coach Scott Lawson will travel to Torrance to participate in the West High Wrestling Tournament. The fourteen male students will be accompanied by two male adult chaperones. They will be housed at the Torrance Marriott Hotel with transportation provided by district bus. There is no cost to the students. The students will miss one school day and no substitute will be required. The fiscal impact will be the receipt of donated funds.

Item 14.Q. School Readiness Nurse Expansion Program: New Contract with the Children and Families Commission of Orange County to Provide Grant Funding

The Board accepted the grant funding from the School Readiness Nurse Expansion Program in association with the Children and Families Commission of Orange County in the amount of \$309,000.

Item 14.R. Agreement with Tobacco-free Communities Services – Orange County on Track

The Board approved the agreement between the District and Orange County on Track for the 2006-2007 school year.

Item 14.S. Textbook Adoptions – Final

The Board adopted the attached list of textbooks for the District.

Item 14.T. 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.U. Expulsion of Student: Case No. 06-07-09

The Board upheld the recommendation of the Administrative Hearing Panel.

Item 14.V. Expulsion of Student: Case No. 06-07-10

The Board upheld the recommendation of the Administrative Hearing Panel.

Item 14.W. Expulsion of Student: Case No. 06-07-11

The Board upheld the recommendation of the Administrative Hearing Panel.

Item 14.X. Expulsion of Student: Case No. 06-07-12

The Board upheld the recommendation of the Administrative Hearing Panel.

Item 14.Y. Notice of Annual Organizational Meeting – December 14, 2006

The Board gave notice that it will hold its 2006 Annual Organizational Meeting Thursday, December 14, at 7:30 p.m. in the Board Room of the Education Center.

Item 14.Z. California School Boards Association: Delegate Assembly Nominations

The Board did not propose a nomination of a Board member to be a candidate for CSBA Delegate Assembly.

PULLED ITEMS

- **Item 14.H. Award of Bid No. FC60005: Demolition and Abatement – Esplanade**
- **Item 14.I. Award of Bid No. FC6008: Demolition and Abatement – Jordan**
- **Item 14.J. Award of BID No. FC6011: Demolition and Abatement – Portola**

Mr. Ledesma questioned the discrepancy for the bids and the quality of the work. Mr. Archibald explained that all the bidders went through the qualification process. The District is required to take the lowest responsible bid. And if a bidder does not meet the qualifications and the requested specifications, they are disqualified.

Motion No. 56

It was moved by Mr. Ledesma, seconded by Mrs. Smith and carried by a vote of 5-1-1 (abstain: Rocco; absent: Ortega) to approved Items 14.H, I, and J as follows.

- **14.H.** The Board awarded Bid No. FC6005 to Janus Corporation.
- **14.I.** The Board awarded Bid No. FC6008 to Miller Environmental, Inc.
- **14.J.** The Board awarded Bid No. FC6011 to Project Development Group, Inc.

Item 14.N. Maintenance/Operations and Facilities/Planning Department Reorganization

Mr. Ledesma questioned the fiscal impact portion of the item. Dr. Godley clarified that the fiscal impact states that there is a savings to the unrestricted general fund, which means discretionary dollars that can be used for other purposes. The funding source is an important element of the reorganization. Dr. Godley explained the three different funding sources that will be used.

Motion No. 57

It was moved by Mr. Ledesma, seconded by Mr. Poutsma and carried by a vote of 5-1-1 (abstain: Rocco; absent: Ortega) to approved Item 14.N. as follows:

- Change the position title Executive Director, Facilities and Planning to Senior Executive Director, Administrative Services.
- By resolution, abolish the position entitled Director, Maintenance and Operations (salary range L111).
- Split the responsibilities of the current position Operations Manager into two

positions, one covering the area of operations and the other covering the responsibility of grounds.

- Reclassify the positions of Operations Manager (salary range L86) into Director, Operations (salary range L87) and Director, Grounds (salary range L87).
- Assign the incumbent Operations Manager the position of Director, Grounds.
- Assign the incumbent Director, Maintenance and Operations to the position of Director, Operations.
- Reclassify the position Maintenance Manager (salary range L86) to Director, Maintenance (salary range L87).
- Reclassify the position Director, Construction (salary range L86) to salary range L87.
- Eliminate the current open position entitled Senior Planning Analyst (salary range L67).
- Add the former position of Director, Facilities and Planning at salary range L103.
- Change the position title Maintenance Supervisor, Nights to Operations Supervisor, Nights.
- Reclassify the position Supervisor, Operations (salary range L60) to Supervisor, Maintenance (salary range L66).

COMMUNICATIONS TO THE BOARD

There were no speakers.

OTHER BUSINESS

Board/Staff Conference and Comments

Mrs. Moffat asked for additional information about the efforts the District is making to make sure that children who are eligible for tutoring are having the chance to receive that service through the No Child Left Behind Act and if the District is exercising any controls over the public and/or private tutoring services at the public's expense.

ADJOURNMENT

By call of the chair, the regular meeting of November 16, 2006 adjourned at 8:50 p.m.



John Ortega
Clerk