

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

**Thursday • May 10, 2007
6:30 P.M. • Closed Session
7:30 P.M. • Regular Session**

MINUTES

An audio tape of this meeting is on file for three months 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. Ledesma, Mrs. Moffat, Mr. Poutsma and Mrs. Smith. Mr. Ortega and Mr. Rocco were not present for closed session. All Board members were present for open session, except for Mr. Ortega who was absent due to work-related obligations.

PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

No speakers.

ADJOURN TO CLOSED SESSION

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

- 4.A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
- 4.B. PUBLIC EMPLOYEMENT
 - Title: Assistant Principal, Senior High School (one position)
 - Title: Principal, Middle School (one position)
 - Title: Principal, Elementary School (one position)
- 4.C. CONFERENCE WITH LABOR NEGOTIATORS
 - Agency Negotiators: Ed Kisse; Jamie Brown; Spencer Covert
 - Employee Organization: Orange Unified Education Association
- 4.D. Public Employee Performance Evaluation
 - Title: Superintendent of Schools

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

The Board of Education authorized the Superintendent to give notice of non-reelection to a temporary employee pursuant to Education Code section 44954(b) for the next succeeding school year.

The Board authorized the release of a certificated administrator effective June 30, 2007.

The Board authorized the suspension of a classified employee for five days without pay.

The Board approved the appointments of Jeanne Bentley to the position of Middle School Principal, Lydia Roach to the position of Elementary School Principal, and Jennifer Harrison to the position of Senior High School Assistant Principal.

ADOPTION OF AGENDA

Motion No. 115

It was moved by Mrs. Smith, seconded by Mr. Poutsma and carried by a vote of 5-2 (Absent: Ortega, Rocco) to adopt the May 10, 2007 agenda. *(Mr. Ortega was not present for the meeting; Mr. Rocco was seated in the audience.)*

ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Dr. Godley announced that Joseph Svoboda, math teacher from Canyon High School, was awarded the 2007 Education Foundation of Orange County Schools grant for his project, "Hand-Held Geometry."

Dr. Godley announced that the third grade students from West Orange Elementary School received \$6,000 from Wal-Mart for gathering 614 65-gallon bags full of recycled grocery bags. Six students will travel to Washington, D.C. in June where they will accept an award from the Department of the Interior.

Item 9.B. Board President's Report

No report.

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

Mrs. Smith recognized and congratulated the Musical Theater Department at El Rancho Charter School who were invited to attend California Youth Day in Theatre Arts in Sacramento. They performed for the legislators and were recognized for their exceptional abilities in musical theater.

Mrs. Moffat recognized Daniel Herrador of Villa Park High School as one of the \$10,000 finalists

in the Irvine Company scholarship awards. She recognized all eight District high school participants.

Mrs. Moffat remarked on attending Prospect Elementary School's open house and recognized the modernization achievements taking place at the school.

Mrs. Nichols acknowledged the Community Foundation of Orange for hosting the Foundation Games on April 28th.

Item 9.D. State of the School Report

There were no reports due to AP testing.

Item 9.E. Board Proclamation – Classified School Employee Week – May 20-26, 2007

Each year public school districts throughout California recognize the service and dedication of their classified employees. The attached proclamation declares May 20-26, 2007, as Classified School Employee Week in the Orange Unified School District. The purpose of this proclamation is to recognize the contributions of OUSDs 1,500 classified employees who serve as partners in education with the District's certificated employees, and to commend them for the vital role they play in the day-to-day operations of our schools. Mrs. Nichols presented the Board Proclamation to CSEA President, John Miller.

Item 9.F. Recognition of Students, Staff and Community in the Canyon High School Attendance Area

Over the next few months, the District will recognize District schools by high school attendance area who have met one or more of the following criteria in their work to improve student academic achievement:

- Met all of their NCLB (AYP) targets.
- Reached or exceeded the state's goal of an API of 800.
- One of the three highest ranked elementary and secondary API schools in the District.
- One of the three highest growth/most improved elementary and secondary schools since the inception of the state testing program.
- One of the top three elementary and secondary schools that have the highest achieving English Learners in the District.
- School's scores reflect movement in closing the achievement gap of their English Learners in English Language Arts.
- One of the top five performing schools in the District on the new science proficiency portion of the STAR test.
- One of the top five performing schools in the District on the new History/Social Science proficiency portion of the STAR test.

Schools in the Canyon High School attendance area meeting one or more of these criteria are:

Anaheim Hills, Canyon Rim, Crescent Primary, Imperial, Riverdale, Running Springs, El Rancho Charter, and Canyon High. The Board of Education recognized each school individually with a framed certificate and accompanying letter.

Item 9.G. California Distinguished School 2007: Canyon High School

Canyon High School has been named as one of California's 2007 Distinguished Schools. Canyon was among 171 secondary schools in the state and 20 secondary schools in the county to receive this award this year. Canyon High will be honored at an awards ceremony and dinner held at the Disneyland Hotel in Anaheim on May 18, 2007. Mrs. Nichols presented a Certificate of Commendation to Canyon's Principal, Gloria Duncan.

APPROVAL OF MINUTES

None

PUBLIC COMMENT: Non-Agenda Items

Celeste Glodt, 1344 E. Sycamore Street, Orange, spoke on behalf of parents from Orange High School regarding district-wide administrative moves. She remarked on Mr. D'Agostino's transfer to Villa Park High School and asked that the Board reconsider to allow Mr. D'Agostino to stay at Orange High.

Bob Fauteux, Vice President of the Orange County Grand Jurors Association, commended the District and Portola Middle School for attending and participating in the Annual Law Day held at the Old County Courthouse. This year's theme focused on the young people of today in shaping the future of our democracy. Portola was one of five middle schools to attend.

Steve Rocco remarked on his seating arrangement at the dais. *(Mr. Rocco removed himself from the audience and took his seat at the dais.)*

Phil Martinez, no address given, commented on Mr. Rocco's "disrespectful" manner and added that he will run against Mr. Rocco in the 2008 election.

ACTION ITEMS

Item 12.A. Initial Reopener Proposal to the Orange Unified Education Association for 2007-08 Contract Negotiations – Public Hearing

The attached initial proposal to the Orange Unified Education Association (OUEA) for 2007-2008 reopener negotiations was presented for the Board's information and review. The Board of Education is required to hold a public hearing on the District's initial proposal to OUEA. Following the public hearing, this proposal will be referred to OUEA's representatives to begin the negotiation process.

Public Hearing

The Board President closed the regular meeting of the Board of Education and opened the public hearing at 8:13 p.m.

Speakers

No speakers

The Board President closed the public hearing and reopened the regular Board of Education meeting at 8:13 p.m.

INFORMATION/DISCUSSION ITEMS

(No Items)

CONSENT ITEMS

PULLED ITEM

Item No. 14.D Contract Services Report – Business Services

Pulled by Mr. Ledesma

Motion No. 116

It was moved by Mrs. Smith, seconded by Mrs. Moffat and carried by a vote of 4-1-2 (No: Rocco; Absent: Ortega; Poutsma) to approve the consent items absent Item 14.D.

Item 14.A. Purchase Orders List

The Board approved the Purchase Order List dated April 9 through April 29, 2007 in the amount of \$1,687,757.85. See attached Purchase Orders List.

Item 14.B. Warrants List

The Board accepted the Warrants List dated April 9 through April 29, 2007 in the amount of \$9,616,555.41. See attached Warrants List.

Item 14.C. Gifts

The Board accepted the attached list of cash donations and a letter of appreciation will be forwarded to the benefactor.

Item 14.D. Contract Services Report – Business Services

This item was pulled for discussion and separate action. See Motion Nos. 117 and 118.

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 NO. 569 – Unit Price Contract – Restroom Alterations

Project(s): La Veta Elementary School
Original Board Approval: August 24, 2006
Original Purchase Order: 701007
Completion Date: April 9, 2007
Contractor: Osowski Construction Co.
Original Project Amount: \$22,900.00
Change Order(s) Amount: \$ (203.00)
Total Project Amount: \$22,697.00
Fund(s): Capital Facilities Fund (25)

BID NO. 577 – Unit Price Contract – Electrical

Project(s) Running Springs Elementary School
Original Board Approval: March 23, 2006
Original Purchase Order: 705956
Completion Date: April 24, 2007
Contractor: Stone Electric, Inc.
Original Project Amount: \$16,770.00
Change Order(s) Amount: \$ 0
Total Project Amount: \$16,770.00
Fund(s): Capital Facilities Fund (25); Child Development Fund (12)

Item 14.F. Furnish and Install One Portable Classroom and Extend Lease of One Portable Classroom from Class Leasing at El Rancho Middle School Due to Projected Increase in Student Enrollment

The Board approved the extended lease of one portable and installation of one additional portable at El Rancho Middle School, both from Class Leasing.

Item 14.G. Proposed Management Plan for Financing other Postemployment Benefits

The Board approved the Management Plan for Financing other Postemployment Benefits.

Item 14.H. Personnel Report

The Board approved the attached Personnel Report.

Item 14.I. Student Teacher Assignments/Agreements

The Board approved the attached Student Teacher Assignments as presented.

Item 14.J. Teacher Assignment/Consent

The Board approved the Teacher Assignment/Consent Report.

Item 14.K. Classified Position Elimination

Due to lack of work/lack of funds the Board approved the elimination of one School Community Assistant position and authorized the Superintendent or designee to give notice of layoff to the affected employee effective 45 days following notification.

Item 14.L. Contract Services Report – Educational Services

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

SPECIAL EDUCATION STUDENT #324060

As the result of an IEP, the District has agreed to reimburse the parents for Speech and Language therapy, not to exceed 30 one-hour sessions through the end of the 2006/07 school year. Reimbursement will be based upon presentation of itemized statements and appropriate proof of payment.

Special Education not-to-exceed \$3,300

LAW OFFICES OF MAUREEN GRAVES

As the result of a settlement agreement in the Office of Administrative Hearing Case No. N2006100152, where the District is named as a respondent, the District agrees to reimburse parents for attorneys' fees and costs upon presentation of itemized billing.

Special Education not-to-exceed \$4,000

CHRIS DAVIDSON

The professional services of Dr. Chris Davidson, licensed psychologist, are required to provide an evaluation and assessment of a special education student for the Pupil Services Department during the 2006-07 school year.

Special Education not-to-exceed \$3,900

ART MASTERS

Art Masters will provide an assembly program at the following elementary schools featuring a master artist in a sequential series that provides a complete art curriculum. The program includes slide assemblies, classroom art activities and resources. Students will learn to identify style and explore the poetic and expressive nature of art.

Fletcher Elementary for the 2006-07 school year.

Outside Services not- to- exceed \$2,910

Handy Elementary for the 2007-08, 2008-09 school years.

Outside Services. not-to-exceed \$14,044

Serrano Elementary Art for the 2007-08 school year.

Outside Services not-to-exceed \$3,393

Item 14.S. Study Trips

The Board approved the following study trip:

Villa Park High School – Los Angeles, CA – July 10 – 12, 2007

Villa Park High School Pep Squad, under the direction of their teacher Jennifer Diekmann, will travel to the University of California Los Angeles to participate in a United Cheer Association/United Dance Association Cheer Camp. Students will learn new crowd leading

chants, stunting techniques, dance routines as well as participate in team building activities. This experience will be valuable to their success during the school year. The forty-eight female students will be accompanied by three female adult chaperones. The students will travel by District bus to the UCLA campus and be housed in the dormitories. Cost per student is \$260 and scholarships are available. The transportation cost will be reimbursed by the Pep Squad. The students will not miss any school days and no substitute will be required.

Item 14.N. 2007-08 Carl Perkins Vocational & Applied Technology Education Act of 1998
The Board approved the application process for the Carl D. Perkins Vocational and Applied Technology Education Act for the 2007-08 school year.

Item 14.O. Community Day School

The Board approved establishing a Community Day School. The California Department of Education requires that school districts approve establishing a Community Day School. This approval is a step in the process of implementing a Community Day School within Orange Unified School District. The Community Day School will serve mandatory and other expelled students, students referred by the School Attendance Review Board and other high-risk students. The 360-minute minimum instructional day will include academic programs that provide challenging curriculum and individual attention that addresses student learning modalities and abilities. The Community Day School program will also focus on the development of pro-social skills and students self esteem and resiliency. A goal is to return the student to the school of residence at completion of the expulsion period.

Item 14.P. Community Based English Tutoring Grant

The Board accepted the grand award for the Community Based English Tutoring program.

Item 14.Q. Course Approval: Computer Applications

The Board approved the revised Computer Applications course.

Item 14.R. Career Technical Education Programs: Acceptance of Funds for Equipment and Supplies

The Board approved the application process for the 2006-07 Equipment and Supplies for Career Technical Programs.

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. Resolution No. 28-06-07: Authorization of Payment to Trustee Absent from Regular Meeting

The Board adopted Resolution No. 28-06-07 authorizing payment to John Ortega at the regular rate of compensation for the May 10, 2007 Board meeting while he was absent to work-related

obligations.

Motion No. 117

It was moved by Mr. Ledesma, seconded by Mrs. Smith and carried by a vote of 4-1-2 (No: Rocco; Absent: Ortega, Poutsma) to approve the School Innovations & Advocacy, Inc. and Southern California Risk Management Associates, Inc. contract services as follows:

SCHOOL INNOVATIONS & ADVOCACY, INC.

School Innovations and Advocacy, Inc. (SIA) processes mandated cost reimbursement claims for OUSD. Providing on-site training and advisory services at the individual site level has increased claims opportunities and reimbursement amounts at similar size districts. SIA will develop a site service plan for each site and coordinate with the sites and district office for data collection. An ongoing effort is being made to maximize reimbursement of mandated costs and provide the required documentation to substantiate those costs. The state is required to reimburse the cost of contracted services for preparing and filing of mandated cost reimbursement claims.

Self-Insurance Fund.....not-to-exceed.....\$33,000

SOUTHERN CALIFORNIA RISK MANAGEMENT ASSOCIATES, INC. (SCRMA)

SCRMA is the claim administrator for the District's workers' compensation program. SCRMA understands that the District wants its employees to be treated fairly and benefits delivered on time. They believe that the District intends for fraudulent claims to be defended aggressively and that abuses of the system be curtailed. The fee includes administration and network access to claim files. Authorization of this item will permit staff to contract with SCRMA for the 2007-08 fiscal year.

Self-Insurance Fund.....not-to-exceed.....\$122,668

Motion No. 118

It was moved by Mrs. Smith, seconded by Mrs. Moffat to approve the contract services report for Miller Brown & Dannis.

Mrs. Smith pointed out that the amount being approved is part of the original amount that was approved for the entire year for Miller Brown & Dannis. The amount is within the amount budgeted, \$90,000, for 2006-07.

Motion No. 118 carried by a vote of 4-2-1 (No: Ledesma, Rocco; Absent: Ortega) as follows:

MILLER BROWN & DANNIS

Miller Brown & Dannis provides specialized legal services in matters related to general counsel and school charters. The legal services will include reviews, recommendations and advice to the District. In June 2006, the Board of Education approved expenditures not-to-exceed \$50,000. The budgeted amount for this account through the Superintendent's office for the 2006-07 school year is \$90,000. It was requested that the balance of the original budgeted amount be

approved for expenditure through June 30, 2007.
General Fund.....within approved budget amount.....\$40,000

PUBLIC COMMENTS: Non-Agenda Items

Speakers

Patty Maize, parent from Orange High School, spoke in support of the Orange High Assistant Principal, Mr. D'Agostino. She gave a copy of Celeste Glodt's speech to all members of the Board.

Mario Perez, a junior student from Orange High School, spoke in support of Mr. D'Agostino.

OTHER BUSINESS (Board/Staff Conference and Comments)

Mr. Rocco spoke on various issues including the news publication, School News and other publications.

ADJOURNMENT

By call of the chair, the regular meeting of May 10, 2007 adjourned at 8:26 p.m. The next meeting is scheduled for May 24, 2007.



John Ortega
Clerk of the Board