

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

**Thursday • December 13, 2007  
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 for three months after the meeting date.*

**1. CALL MEETING TO ORDER**

Board President Nichols called the meeting to order at 6:32 p.m.

**2. ESTABLISH QUORUM**

Board Members Present:

Nichols, Ledesma, Moffat, Poutsma, Smith

Board Members Absent:

Ortega, Rocco

**3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS**

None

**4. ADJOURN TO CLOSED SESSION**

The meeting adjourned to closed session at 6:32 p.m. to discuss the following items:

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

B. PUBLIC EMPLOYEE APPOINTMENT

Administrator, Pupil Services/SELPA

C. CONFERENCE WITH LABOR NEGOTIATORS

Orange Unified Education Association

**5. CALL TO ORDER – REGULAR SESSION**

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

Board Members Present:

Ledesma, Moffat, Nichols, Poutsma, Rocco, Smith

Board Member(s) Absent:

Ortega

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Mrs. Nichols announced that Mr. Ortega would not be present at the meeting due to a death of an immediate family member.

Mrs. Nichols also announced the loss of a senior high school student at Canyon High School in November due to complications from meningitis.

Mrs. Nichols called for a moment of silence in recognition of these families and their difficulties at this time.

#### **6. PLEDGE OF ALLEGIANCE**

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

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

The Board approved the appointment of Karen Hanson to the position of Administrator, Pupil Services/SELPA.

#### **8. ADOPTION OF AGENDA**

##### **Motion No. 48**

It was moved by Mrs. Smith, seconded by Mr. Poutsma and carried by a vote of 5-1-1(No: Rocco; Absent: Ortega) to adopt the December 13, 2007 agenda.

#### **9. ANNUAL ORGANIZATIONAL MEETING**

##### **Election of Board Officers**

Education Code Section 35143 requires the governing board of each school district to hold an annual organizational meeting and election within a prescribed 15-day time period. For 2007, this 15-day period is December 7 through December 20. Board Bylaw 9100 also specifies that the Board shall hold an annual organization meeting and elect its entire slate of officers. Mrs. Nichols conducted the Annual Organizational meeting and took nominations from the floor to consider each officer position individually.

##### **Motion No. 49**

Mrs. Moffat nominated Mr. Poutsma to the position of Board President. Mr. Poutsma accepted the nomination.

The motion passed 4-2-1. The roll call vote was as follows:

- Ortega            Absent
- Poutsma        Yes
- Rocco            No
- Smith            Yes
- Ledesma        No
- Moffat          Yes

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- Nichols Yes

**Motion No. 50**

Mr. Poutsma nominated Mrs. Smith to the position of Board Vice President. Mrs. Smith accepted the nomination.

The motion passed 4-2-1. The roll call vote was as follows:

- Ledesma No
- Nichols Yes
- Moffat Yes
- Ortega Absent
- Poutsma Yes
- Rocco No
- Smith Yes

**Motion No. 51**

Mrs. Moffat nominated Mrs. Nichols to the position of Board Clerk. Mrs. Nichols accepted the nomination.

The motion passed 4-2-1. The roll call vote was as follows:

- Ortega Absent
- Moffat Yes
- Poutsma Yes
- Nichols Yes
- Ledesma No
- Smith Yes
- Rocco No

**Motion No. 52**

It was moved by Mrs. Smith, seconded by Mr. Poutsma and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to appoint Thomas A. Godley as the Secretary to the Board of Education.

The roll call vote was as follows:

- Ledesma Yes
- Moffat Yes
- Ortega Absent
- Nichols Yes
- Poutsma Yes
- Smith Yes
- Rocco No

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### **Presentation of Gavel to Outgoing President**

Dr. Godley presented the gavel for year 2007 to Mrs. Nichols. He gave an overview of the major accomplishments for the year under Mrs. Nichols' leadership and thanked her for her leadership and dedication to the District.

Mrs. Nichols noted that all the accomplishments of the District are due to the tremendous efforts made by the Superintendent, Executive Cabinet members, along with the District administrators, teachers, staff, students and parents. She added that the accomplishments were due to this great community. Mrs. Nichols commented that she has enjoyed representing the District through its challenges and at all the events. She thanked everyone for all their efforts.

### **Presentation of Gavel to Incoming President**

Dr. Godley welcomed Mr. Poutsma to his position as Board President and presented the gavel for year 2008 to him.

## **10. ANNOUNCEMENTS AND ACKNOWLEDGMENTS**

### **Item 10.A. Superintendent's Report**

No Report

### **Item 10.B. Board President's Report**

No Report

### **Item 10.C. Board Recognition of Students, Staff and Community**

#### **CASTO School Bus Safety Poster Contest**

Pam McDonald, Director of Transportation, presented Certificates of Recognition to Melinda Guo, 3<sup>rd</sup> grade student, and Cassidy Foelsch, 6<sup>th</sup> grade student at Canyon Rim Elementary School, who won the California Association of School Transportation Officials *School Bus Safety Poster Contest*. Both students will receive a \$50 check from CASTO.

#### **Outstanding Customer Service Incentive Program – "Attitude is Everything"**

The Board of Education recognized Karen Featherstone, school staff clerk from Orange High School and Mario Lopez, bus driver from the Transportation Department, as recipients of the Outstanding Customer Service Award for November. Mr. Poutsma presented Certificates of Recognition to both.

Mr. Poutsma recognized Mrs. Wilma Whittman, who retired from the District. Mr. Poutsma noted that Mrs. Whitman has been in the field of education for 67 years, and began working in the Orange Unified School District in 1963.

## **11. PUBLIC COMMENT: Non-Agenda Items**

**No Speakers**

## 12. ACTION ITEMS

### **Item 12.A. Public Hearing and Adoption of Resolution No. 15-07-08 Granting an Easement to Pacific Bell Telephone Company for Underground Communications Facilities in Connection with the Opt-E-Man Upgrades at Canyon High School**

Pacific Bell Telephone Company (dba AT&T California) requests an easement to construct, reconstruct and maintain such underground communication facilities as Grantee may from time to time require. The District is authorized to convey an easement to Pacific Bell Telephone Company (dba AT&T California) under *Education Code* Section 17556, et seq. Prior to the conveyance and recording, three steps must be taken per the Code: 1) The Board resolution must declare the intent to grant the easement; 2) The District must conduct a public hearing; and 3) There must be a second Board resolution conveying the easement. The Board of Education approved the resolution of declaring its intention to convey an easement to the Pacific Bell Telephone Company (dba AT&T California) for the placement of the above listed improvements on the Canyon High School campus on November 15, 2007.

#### **Public Hearing**

The Board President closed the regular meeting of the Board of Education and opened the public hearing at 8:10 p.m.

#### **Speakers**

No speakers

The Board President closed the public hearing and reopened the regular Board of Education meeting at 8:12 p.m.

#### **Motion No. 53**

It was moved by Mrs. Nichols, seconded by Mrs. Smith and carried by a vote of 5-0-1-1 (Absent: Ortega; Abstain: Rocco) to approve the resolution declaring its intention to convey an easement to the Pacific Bell Telephone Company (dba AT&T California) for underground communications facilities in connection with the OPT-E-MAN upgrades at Canyon High School.

### **Item 12.B. Resolution No. 18-07-08 Providing for a Proposed Readjustment to Trustee Areas**

#### **Speakers**

Marjan Dunn remarked on eliminating trustee areas altogether. She added that "opening the field" will allow voters to select from the most qualified candidates because there will be a wider pool of candidates.

#### **Introduction**

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The District's current trustee area boundaries were established in 1974. Because of significant population growth and proposed housing developments, on August 23, 2007, the Board directed staff to present a realignment/reapportionment proposal for consideration. In a multimember trustee area school district such as Orange, where each trustee is elected by all of the voters in the District, the proportion of population of each trustee area should be adjusted so each area has an equal proportion of the total population. Currently, there are trustee areas whose population is either proportionately greater or lesser than what would be expected for a seven trustee district. In 2005, Trustee Areas 2 and 5 each had 17.2% of the total District population and Trustee Area 4 had 10.1%. Unless the areas are adjusted, the distribution is skewed even more in 2020 to 21.9% in Trustee Area 5 and 9.1% in Trustee Area 4. The ideally balanced percentage distribution is 14.3% for each trustee area.

The realignment/reapportionment of trustee area boundaries will adjust each area so that the size of each trustee area is proportionate to the population represented. Scenario 3 will achieve a proportionate balance between all of the trustee areas with deviations of not more than 0.2% in 2015 and 0.3% in 2020.

If adopted, Scenario 3 will be forwarded to the County Committee for review and presentation to the public at one or more hearings as provided in Education Code section 5019(c). If approved by the County Committee before May 1, 2008, the boundaries should be effective for the November 4, 2008, election.

Mike Christensen, Executive Director, Facilities & Planning, and Deborah Diep, Director for the Center for Demographic Research with California State University, Fullerton, who ran the demographics and scenarios, gave a presentation of the different scenarios and the criteria from which the scenarios were based.

#### **Motion No. 54**

It was moved by Mrs. Nichols, seconded by Mrs. Smith to approve Resolution No. 18-07-08 approving Scenario 3 as the realigned trustee area map.

#### **Discussion**

Mrs. Diep responded to Mrs. Nichols' question regarding "possible political motivation" for the proposed realignment by stating that the Center for Demographic Research was instructed to: 1) equalize the population in the seven trustee areas; 2) respect city boundaries when possible; 3) look at and maintain unique areas for each trustee. The instructions for Scenario 3 were to wipe off where the current trustee residences were and look at what would be a boundary of a map that would provide trustee areas that would be easy to follow, and to especially take Mountain Park and create a new scenario with Mountain Park in its own area. She emphasized that there was "no political consideration" with this scenario.

Mr. Rocco commented on the trustee areas and future elections.

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Mrs. Moffat expressed surprise that there were no community members present to express their questions or concerns. She added that she would support Scenario 3.

Dr. Godley clarified the process for establishing the proposed trustee boundary areas. He stated that the Center for Demographic Research was asked to disregard where trustees live and to base the area on the criteria of balance as required by law, keeping communities together, and making sense of the area by not splitting small areas where they do not have to be split.

Mrs. Smith noted that the study was done appropriately and would best serve the District. She further commented on the need for the community to move forward.

**Motion No. 54** carried by a vote of 4-2-1 (No: Ledesma, Rocco; Absent: Ortega) to approve Scenario 3 as the realigned trustee area map.

**Item 12.C. First Interim Financial Report and Transfer Resolution No. 14-07-08**

In accordance with state requirements, all school districts are required to file the First Interim Report by December 15 of each year to certify positive, qualified, or negative financial status based upon the most updated information available. The First Interim Report (summary attached) not only reflects actual information as of October 31, 2007, but also projects anticipated revenues and expenditures known to date. The District will file a positive certification in regard to the ability to meet its financial obligations.

**Motion No. 55**

It was moved by Mrs. Nichols, seconded by Mrs. Moffat and carried by a vote of 5-1-1 (Absent: Ortega; Abstain: Rocco) to certify and approve the positive financial status as shown in the SACS Financial Reporting Documents I First Interim Report and Transfer Resolution No. 14-07-08.

**Item 12.D. Tentative Agreement between the District and California School Employees Association for 2007-08 Re-Opener Negotiations**

This item pertains to the attached Tentative Agreement between the Orange Unified School District and the California School Employees Association, Chapter #67, for the 2007-2008 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 2007-2008. The Tentative Agreement provides for a salary increase of 3.5% effective July 1, 2007. This Tentative Agreement concludes re-opener negotiations between the Orange Unified School District and the California School Employees Association, Chapter #67, for 2007-2008.

**Motion No. 56**

It was moved by Nichols, seconded by Mrs. Smith and carried by a vote of 5-1-1 (Absent: Ortega; Abstain: Rocco) to ratify the Tentative Agreement between the Orange Unified School District and the California School Employees Association, Chapter #67.

**Item 12.E. Salary Schedule Adjustment for Leadership Employees and Superintendent**

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In order to provide for competitive salaries for OUSD leadership employees, it is recommended for the 2007-08 school year that the Board of Education approve a 3.5% increase to the leadership salary schedule and to the Superintendent's salary, effective July 1, 2007.

**Motion No. 57**

It was moved by Mrs. Nichols, seconded by Mrs. Smith and to approve a 3.5% adjustment to the leadership salary schedule and to the Superintendent's salary, effective July 1, 2007.

**Comments**

Mr. Rocco remarked on the Superintendent's compensation and stated he was not in favor of an increase for him.

Mrs. Smith commented on the leadership skills of Dr. Godley and his ability to lead the District forward in significant ways for OUSD students. She added that the Superintendent needs to be compensated at an equitable rate in comparison to his colleagues in other districts.

Mr. Ledesma stated that he believes that when one is in a Leadership role, that a merit increase or annual review should be in place for the District. He added that he was not in favor of the salary increase for Leadership employees.

**Motion No. 57** carried by a vote of 4-2-1 (No: Ledesma, Rocco; Absent: Ortega) to approve a 3.5% adjustment to the leadership salary schedule and to the Superintendent's salary, effective July 1, 2007.

**13. INFORMATION/DISCUSSION ITEMS**

**Committees of the Board**

Per Board Bylaw 9130, **Board Committees**, the Board of Education may establish Board committees as necessary and determine the duties of the committee. The current list of committees of the Board include groups or activities that neither function as a Board committee under the definition as stated in Board Bylaw 9130, nor are currently active as a committee.

**Speakers**

**Larry Cohn** spoke on behalf of the Legislative Coalition. He expressed his disappointment that the Board is considering changing the status of the Legislative Coalition and recommended that the structure remain the same. Mr. Cohn noted the positive qualities that the coalition provides to the District with regard to legislation.

**Marjann Dunn** spoke in opposition to removing Legislation Coalition as a committee of the Board. She asked for better communication between the Board of Education and the community.



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**Denise Bittel** spoke in support of the Legislative Coalition and presented a brief history of the committee. She noted that last year the Legislative Coalition discussed 64 different bills.

**Steve Crouch** spoke in support of the Legislative Coalition and noted that it is an essential organization for the community that provides a line of communication between the community and the Board.

**Christina Bayles** commented on the proposed change to the Legislative Coalition. She is in support of the committee because of the opportunity it provides to gain a prospective on education and how it affects the District and the education of its students.

### **Introduction**

Mrs. Nichols stated that this agenda item is a review of the committees of the Board of Education. She clarified that there is no proposed changes. In reviewing the bylaws and previous discussions by this Board, most of the committees listed are not committees of the Board. Mrs. Nichols asked Dr. Godley to review the list and come back with a revised title for some of these committees, whether they are Board committees, citizens' advisory committees, or committees with representation. She noted that over the course of time, concerns have been raised by individual members of Legislative Coalition relative to lengths of meeting, not covering items that are Legislative Coalition's subject matter, and other dynamics. In reviewing the bylaws, it seems Legislative Coalition represents a citizens' advisory committee – a more independent group that represents the community and the parents' interests. Mrs. Nichols stressed that she did not unilaterally implement a change to Legislative Coalition, adding that the Board of Education acts in whole not in part. She recommended that Legislative Coalition become a citizens' advisory committee with the establishment that the Board maintains the membership participation and selection as it currently exists, along with the process of going to Sacramento and establishment of a platform.

### **Board Discussion**

The Board reviewed the list of the committees of the Board.

Mr. Ledesma was appreciative of the review of the committees. He suggested a special meeting to hear from the stakeholders of these committees. He expressed concern with regard to statements made by Mrs. Nichols and stated he wanted statements from committee members of what Mrs. Nichols said at the meeting, alleging that such statements could be Brown Act violations.

Mr. Rocco remarked on his concerns regarding Legislative Coalition and other meetings held at the District.

Mrs. Moffat commented on the various committees as listed and their functions as to how they

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should be identified. Mrs. Moffat expressed her dismay at comments made regarding Mrs. Nichols.

**Marjann Dunn** commented that her previous comments were taken out of context with regard to Mrs. Nichols.

Mr. Poutsma commented that he agreed that some of the committees should be changed; he added that legislative coalition should be a Board committee.

**Florice Hoffman** clarified that the whole context of the discussion did not come out unilaterally with regard to Mrs. Nichols. She commented further on the bylaws and discussions held at the Legislative Coalition meeting.

Mrs. Smith gave a brief background on the history of Legislative Coalition and past practices. She hopes that the committee will have its own autonomy.

Dr. Godley remarked that some of the committees as listed no longer function as a committee. Others on the list do not meet the definition of Bylaw 9130, Board Committees. It was Dr. Godley's understanding from the Board to take those committees and put them into different categories to fit the definition of a committee.

#### 14. CONSENT ITEMS

##### Speakers

**Terri Elmendorf** commented on contract item for Business Services, The Planning Center, with regards to the demolition of Villa Park Elementary historical building. She remarked that no real information was supplied to the public.

**Jill Kuli** remarked on the Planning Center contract item and the lack of communication to the citizens.

##### ITEMS PULLED FOR SEPARATE ACTION

##### Item 14.B. Contract Services Report – Business Services

The Planning Center contract was pulled by Mrs. Moffat. See Motion No. 59.

##### Motion No. 58

It was moved by Mrs. Smith, seconded by Mrs. Nichols and carried by a vote of 5-1-1 (No: Rocco; Absent: Ortega) to approve the consent items except for the contract for The Planning Center contract.

##### Item 14.A. Purchase Orders List

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The Board approved the Purchase Order List dated November 2 through November 28, 2007 in the amount of \$3,383,382.62. See attached Purchase Orders List.

**Item 14.B. Warrants List**

The Board accepted the Warrants List dated November 2 through November 28, 2007 in the amount of \$10,059,090.36. See attached Warrants List.

**Item 14.C. Gifts**

The Board accepted the cash donations as noted on the attached list.

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

The contract services report for Business Services was approved as follows:

**CARDINAL ENVIRONMENTAL CONSULTING, INC.**

The Occupational Safety and Health Administration (OSHA) mandates that a certified asbestos/lead consultant inspect all school construction projects where asbestos or lead might be present. Due to the wild fire and destruction of the Quonset Hut at Silverado Elementary School it was necessary to take soil samples to test for the presence of asbestos and lead. Lead was present at a level deemed unsafe for children. No asbestos was present. The District retained the services of Cardinal Environmental Consulting to provide survey, specification writing and inspection services for the cleanup work. This item will ratify the action of staff to expedite the cleanup of the toxic materials at Silverado Elementary School. Cardinal Environmental Consulting is a certified consultant who competed for and was awarded the contract to provide hazardous materials reports on an as needed basis for the District (Board approved on May 24, 2007).

Deferred Maintenance.....not to exceed.....\$5,000

**HARRINGTON GEOTECHNICAL ENGINEERING, INC.**

There appears to be settling of the soil at Linda Vista Elementary School. The District must determine if settling is occurring and what the ramifications might be to the buildings. Harrington Geotechnical has the experience and availability to provide these services.

General Fund.....not-to-exceed.....\$9,900

**INLAND INSPECTIONS & CONSULTING**

Villa Park Elementary Schools' new shade structure is an interconnected shelter and the services of a DSA welding inspector are needed to inspect the welds during the manufacturing process. Inland Inspections & Consulting can provide this service for the District.

General Fund..... not-to-exceed.....\$2,529

**JOYCE INSPECTIONS & TESTING**

Villa Park Elementary and El Rancho Charter Schools are installing new shade structures at their sites. The District will need a qualified DSA inspector to do on-site inspection of work that is performed. Joyce Inspections is qualified and can provide the required work.

General Fund.....not-to-exceed.....\$5,140

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**MARK J. PAONE ARCHITECTS**

Fairhaven Elementary School is a Williams School and is eligible for 100% State funding for repairs due to health and safety concerns. Nutrition Services is housed on the campus in a 1969 portable classroom converted for their use. The building needs numerous repairs and may be eligible for replacement through the Williams Emergency Repair Program if the cost of repairs exceeds the cost of a replacement building. The services of an Architect are necessary to do the necessary sampling and testing, compile the reports and submit the documents to the Office of Public School Construction.

Special Reserves.....not-to-exceed.....\$18,800

**NYBERG ARCHITECTS**

Crescent Intermediate is in need of a new shade structure and DSA required restroom alterations. Nyberg can prepare the required architectural drawings and obtain DSA approval for the new shade structure and restroom alterations.

Special Reserves.....not-to-exceed.....\$8,800

**T & Y CONSTRUCTION, INC.**

The District awarded Bid No. FC6007 – Modernization – Esplanade Elementary School to Tadros and Youssef Construction, Inc., dba T & Y Construction, Inc., on December 14, 2006. Change Order No. 4 increases the value of the contract and does not add any additional time to the contract. The cost and scope were reviewed and found to be reasonable by the architect, construction manager and staff. This Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Special Reserve/Capital Projects..... \$28,846

**T & Y CONSTRUCTION, INC.**

The District awarded Bid No. FC6010 – Modernization – Jordan Elementary School to Tadros and Youssef Construction, Inc., dba T & Y Construction, Inc., on December 14, 2006. Change Order No. 2 increases the value of the contract and does not add any additional time to the contract. The cost and scope were reviewed and found to be reasonable by the architect, construction manager and staff. This Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Special Reserve/Capital Projects..... \$169,396

**T & Y CONSTRUCTION, INC.**

The District awarded Bid No. FC6013 – Modernization – Portola Middle School to Tadros and Youssef Construction, Inc., dba T & Y Construction, Inc., on December 14, 2006. Change Order No. 5 increases the value of the contract and does not add any additional time to the contract. The cost and scope were reviewed and found to be reasonable by the architect, construction manager and staff. This Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Special Reserve/Capital Projects..... \$52,278

**TRI SPAN, INC.**

The District awarded Bid No. FC6011 – Demolition and Abatement – Portola Middle School to Tri Span, Inc., on December 14, 2006. Change Order No. 3 increases the value of the contract and does not add any additional time to the contract. The cost and scope were reviewed and found to be reasonable by the architect, construction manager and staff. This Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Special Reserve/Capital Projects..... \$12,855

**CALIFORNIA INSTRUCTIONAL SCHOOL GARDEN GRANTS**

OUSD will be awarded school garden funding to promote and enhance nutrition education on OUSD campuses. 34 school sites will each receive a one-time award of \$2,500 (for campuses with student enrollment less than 1,000) and \$5,000 (for campuses with student enrollment greater than 1,000). OUSD Nutrition Services will coordinate and communicate grant award guidelines and specifications to each site. Each site will have three years (2009) to implement their school garden award.

Categorical Funding/Nutrition Network.....not-to-exceed.....\$90,000

**PATTY MAIZE**

Patty Maize, with extensive experience in parent and student outreach, will provide services to Orange USD Network for a Healthy California’s (Network) Youth Empowerment Pilot Project Year 1. With permission by the Network for Healthy California, Patty Maize was awarded an additional \$1,000 for her extensive service during project year 1.

Categorical Funding/Nutrition Network.....not-to-exceed....\$1,000

**Item 14.E. Acceptance of Completed Contracts and Filing of Notices of Completion**

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

BID NO. 569 – Unit Price Contract – Girls’ Restroom Alterations	
Project(s):	Cerro Villa Middle School
Board Approval:	August 23, 2007
Original Purchase Order:	802954
Completion Date:	November 5, 2007
Contractor:	Osowski Construction Company
Original Project Amount:	\$21,775.00
Change Order(s) Amount:	(\$ 1,452) Less labor required
Total Project Amount:	\$20,323.00
Fund(s):	Special Reserves (40)

BID NO. 569 – Unit Price Contract – Student Restroom Alterations	
Project(s):	Richland Continuation School
Board Approval:	August 23, 2007

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Original Purchase Order: 802953  
Completion Date: November 5, 2007  
Contractor: Osowski Construction Company  
Original Project Amount: \$27,503.00  
Change Order(s) Amount: -0-  
Total Project Amount: \$27,503.00  
Fund(s): Capital Facilities (25)

BID NO. 589 – Unit Price Contract – Remove & Replace Asphalt  
for Playground

Project(s): Crescent Primary School  
Board Approval: August 23, 2007  
Original Purchase Order: 802052  
Completion Date: November 2, 2007  
Contractor: Terra Pave, Inc.  
Original Project Amount: \$237,240.40  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$237,240.40  
Fund(s): Deferred Maintenance (14)

BID NO. 569 Unit Price Bid – General Contractor – Prospect  
Elementary School - MODERNIZATION

Project(s): Modernization – Prospect ES  
Original Board Approval: August 23, 2007  
Original Purchase Order: 803125  
Completion Date: November 14, 2007  
Contractor: Osowski Construction Co.  
Original Project Amount: \$22,121.34  
Change Order(s) Amount: \$ -0-  
Total Project Amount: \$22,121.34  
Fund(s): Special Reserves (40)

BID NO. FC6003 – Plastic Laminate Casework – Prospect  
Elementary School - MODERNIZATION

Project(s): Plastic Laminate Casework-  
Modernization  
Original Board Approval: June 22, 2006  
Original Purchase Order: 701093  
Completion Date: November 27, 2007  
Contractor: Stolo Cabinets, Inc.  
Original Project Amount: \$355,000.00  
Change Order(s) Amount: \$ 28,965.88  
Total Project Amount: \$383,965.88

Fund(s):

Special Reserves (40)

**Item 14.F. Resolution No. 16-07-08: Acceptance of South Coast Air Quality Management District Incentive Funding Program Grant for Compressed Natural Gas**

The Board adopted Resolution No. 16-07-08 and accepted the SCAQMD CNG School Bus Replacement and Infrastructure Grant PA 2007-13, and authorized the transfer of three District-owned 1993 diesel powered Thomas Buses to BVUSD, subject to compliance with SCAQMD and District requirements.

**Item 14.G. Resolution No. 17-07-08: Approval to Utilize the Competitive School Bus Price Agreement between the Waterford Unified School District and A-Z Bus Sales, Inc. and Procurement of Three CNG Alternative Fuel School Bus Vehicles**

The Board approved District utilization of the Waterford Unified School District Bus Bid with A-Z Bus Sales Inc., for the procurement of three CNG powered buses.

**Item 14.H. Liability Claim No. 07/08-001**

The Board rejected Liability Claim No. 07/08-001.

**Item 14.I. Personnel Report**

The Board approved the attached Personnel Report.

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

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

**PEACEFUL PLAYGROUND**

Peaceful Playground will provide physical education games and consequences workshop for Olive Elementary staff on January 8, 2008. The workshop goes along with the Peaceful Playground’s games painted on the school’s playground blacktop areas.

Donation Account.....not-to-exceed.....\$1,600

**DISCOVERY SCIENCE CENTER**

The 6th grade students of Fletcher Elementary recently attended the Discovery Science Center for hands-on experiments related to their science studies and the California State Standards.

Donation Account.....not-to-exceed.....\$ 500

**JOHN-PATRICK YEISER**

Mr. Yeiser of Music Legacy will provide multi-cultural music instruction for the students and staff of Chapman Hills Elementary during the 2007-08 school year. Previously approved.

Art, Music & PE Grant . . . . . not-to-exceed . . . . . \$500

**ORANGE COUNTY PERFORMING ARTS CENTER**

The Orange County Performing Arts Center, Arts Teach Program, will provide two programs for the students at Running Springs Elementary School. The first program, “Homer’s Odyssey” will

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be presented to the sixth grade students on January 30, 2008. The second program, "Icky Yucky Gross Bug Show," will be presented to the second grade students on March 19, 2008. Both programs meet and support state standards and grade level curriculum.

Funded by Running Springs . . . . . not-to-exceed ... . . . . \$425

**CALIFORNIA WEEKLY EXPLORER**

The California Weekly Explorer will provide two assemblies for fifth grade students at Running Springs Elementary School. The program, "Walk Through the American Revolution", will be presented on January 23 & 24, 2008. This program meets and supports state standards and 5<sup>th</sup> grade curriculum.

Funded by Running Springs PTA. . . . . not-to-exceed . . . . . \$1,270

**SCIENCE ON THE GO**

Science on the Go will conduct an assembly for the kindergarten students at Running Springs Elementary School on May 7, 2008. The program, "Insects," meets and supports state standards and kindergarten curriculum.

Funded by Running Springs PTA . . . not-to-exceed . . . . . \$225

**NOTIFICATION TECHNOLOGIES, INC.**

Notification Technologies, Inc. (NTI) is a school-to-home communications network and safety system designed for K-12 schools. This system enables schools to contact parents throughout the year regarding important school events, safety updates and activities through its Outreach and Crisis Communication components. NTI provides an effective, affordable, and easy-to-use way for schools to improve and expand their outreach communication capabilities to parents, students and faculty. The annual fee is \$3.00 per student. Each school's fee is based on the previous year CBEDS data collected in October.

Safety Grant Funds & School Funds. . not-to-exceed . . . . . \$87,630

**YMCA OF ORANGE**

The YMCA of Orange will provide the Afterschool Education and Safety Program for students at California, Esplanade, Jordan, Prospect, Sycamore, and West Orange Elementary Schools from January 1, 2007 through June 30, 2008. This program begins at the end of the school day, until 6:00 p.m., each day the school is in session.

Afterschool Education and  
Safety Program . . . . . not-to-exceed . . . . . \$657,450

**DOCUMENT TRACKING SERVICES**

Document Tracking Services is a web-based application which will enable the District to efficiently create, update and track the Single Plan for Student Achievement, mandated by the state and or federal government. The application allows the District to modify the new California Department of Education Single Plan for Student Achievement template for all schools and pre-populate data and narrative fields with site specific information. This feature will facilitate the school site's process to use the information to set and revise goals, plan and modify activities, to



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address student needs in a more efficient and timely manner. This contract will provide the licensing agreement to be used by the schools from December 15, 2007 through December 15, 2008. The cost will be \$200 per school.

School/Library Improv. Fund . . . . not-to-exceed . . . . . \$8,780

**CAMP FIRE USA ORANGE COUNTY COUNCIL**

The Camp Fire USA – Orange County Council organization will provide the Afterschool Education and Safety Program for students at Portola and Yorba Middle Schools from January 1, 2008 through June 30, 2008. This program begins at the end of the school day, until 6:00 p.m., each day the school is in session.

Afterschool Education and Safety Program. not-to-exceed ... .\$283,200

**WESTED**

WestEd will provide technical support, scantrons and data analysis of the required California Healthy Kids Survey. The survey will be administered in the spring of 2008 to a potential pool of 9,400 students across the following grade levels: 5, 7, 9 and 11. The cost is based on .25 per survey, not to exceed a total of \$2,350. WestEd will also provide school level and individual school reports to include non-public school reports at a cost of \$50 per report, not to exceed a total of \$2,500. In addition, WestEd will submit a final report on the findings of the survey. Fiscal impact will be the expenditure of restricted categorical fund monies.

SDFSC and TUPE . . . . not to exceed . . . . . \$4,850

**Item 14.K. Study Trips**

The Board approved the following study trips:

Crescent Elementary Fifth Grade GATE Class – Dana Point, February 21 – 22, 2008

The fifth grade GATE students from Crescent School, under the direction of Sharon Cecchi, will participate in the Ocean Institute Program in Dana Point on February 21-22, 2008. Students will discover how blood circulates and how carbon dioxide and oxygen are exchanged in the lungs and tissue. Students will collect and record data, draw conclusions from this scientific evidence and indicate whether further information is needed. Total cost per student is \$100 and scholarships are available.

Canyon High School – Boy’s Wrestling Team – Colton, CA – December 14, - 15, 2007

The Canyon High School Boy’s Wrestling Team, under the direction coach Scott Lawson, will travel to Colton to participate in the Colton High School Wrestling Tournament. This is a great opportunity for the team to compete against top competition in the area. The 15 male student/athletes will be accompanied by four male adult chaperones. Parents will provide transportation and any parent driving a student other than their own will have an OUSD approved driver permit on file prior to this trip. The group will be housed at the Marriott Hotel. There is no fee for this trip as it is funded through the booster club. The students will not miss any school days and no substitute will be required.

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Canyon High School – Boy's Wrestling Team – Palm Springs – CA – January 4 – 5, 2008

Canyon's Boy's Wrestling team, under the direction of their coach Scott Lawson, will travel to Palm Springs to participate in the Palm Springs High School Wrestling Tournament. This is a great opportunity for the team to compete against top teams from outside the area as well as gain exposure to college scouts. The 14 male student/athletes will be accompanied by three male adult chaperones. Parents will provide transportation and any parent driving a student other than their own will have an OUSD approved driver certificate on file prior to this trip. The group will be housed at the Marriott Hotel. There is no fee for this trip as it is funded through the booster club. No substitute is required and the students will not miss any school days.

Villa Park High School – **Every 15 Minutes** – January 17-18, 2008

Villa Park High School Associated Student Body under the direction of their teacher, Ophny Escalante, will travel to Garden Grove and then to Villa Park to participate in the **Every 15 Minutes** Program. The students will learn about how the choices they make when under the influence of drugs and/or alcohol affect everyone around them. This is a powerful presentation which involves the Sheriffs Dept., Fire Dept., and a number of students. The ten male and twenty female students will be accompanied by two female and two male adult chaperones, one of whom is Officer Joe Avalos, the local Resource Officer. The students will travel by District bus in Garden Grove for the evening of the 17<sup>th</sup>, as this is part of the program. Then the students will return to Villa Park High School to participate in the presentation to the Junior and Senior classes. Students will be housed at the Crowne Plaza Hotel. There is no cost for the students. The students will miss two days of school; a substitute will be required.

**Item 14.L. Community Day School**

The Board approved the three measures for the Community Day School:

- Suspension (at least 65% of the students receive in-class instruction)
- Reading Achievement (pre-post assessment instrument must be selected from those approved for ASAM)
- Average Course Completion (grades 7 – 8 only) and Average Credit Completion (grades 9 –12).

**Item 14.M. Single Plans For Student Achievement for the 2007-08 School Year**

The Board accepted and approved the Single Plans for Student Achievement.

**Item 14.N. Textbook Adoptions – 30-Day Review by Public**

The Board placed the attached list of textbooks on display for the 30-day review period and be considered for adoption at the January 17<sup>th</sup> Board Meeting.

**Item 14.O Textbook Adoptions - Final**

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

**Item 14.P. Expulsion (Admission) of Student: Case No. 06-07-47**

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The Board suspended the enforcement of expulsion 06-07-47 for the duration of the first semester of 2007-08 school year and conditionally permitted the student to enroll in the District's Community Day School. Expulsion 06-07-47 has successfully completed at an out-of-state program and has returned to a residence within the jurisdiction of the District.

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

The Board upheld the recommendation of administrative staff.

**Item 14.R. Expulsion of Student: Case No. 07-08-07**

The Board upheld the recommendation of administrative staff.

**Item 14.S. Expulsion of Student: Case No. 07-08-08**

The Board upheld the recommendation of administrative staff.

**Item 14.T. Expulsion of Student: Case No. 07-08-09**

The Board upheld the recommendation of administrative staff.

**Item 14.U. Expulsion of Student: Case No. 07-08-010**

The Board upheld the recommendation of administrative staff.

**Item 14.V. Expulsion of Student: Case No. 07-08-12**

The Board upheld the recommendation of administrative staff.

**Item 14.W. Expulsion of Student: Case No. 07-08-14**

The Board upheld the recommendation of administrative staff.

**Item 14.X. Contract Services Report – Pupil Services**

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

**DR. CHRIS DAVIDSON**

The professional services of Dr. Chris Davidson, licensed psychologist, are required to attend two IEPs for a special education student.

Special Education . . . . . not-to-exceed . . . . . \$450

**SPECIAL EDUCATION STUDENT #324060**

As the result of an IEP, the District agrees to reimburse parents of a special education student for physical therapy, 2 sessions per week, from July 1, 2007, through February 14, 2008, upon presentation of itemized billing statements.

Special Education . . . . . not-to-exceed . . . . . \$9,240

**MODULAR SYSTEMS SERVICES, INC.**

Purchase and installation of modular components to facilitate the renovation of the Special Education office at the District office site.

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Special Education . . . . . not-to-exceed . . . . . \$33,000

**SPECIAL EDUCATION STUDENT #330778**

As the result of an IEP, the District agrees to reimburse parents for physical therapy services for a special education student, one session per week from June 2007 through December 2007 upon presentation of appropriate receipts.

Special Education . . . . . not-to-exceed . . . . . \$2,100

**BIG FUN**

The services of Big Fun are required to provide physical therapy to a special education student during the 2007-08 school year.

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

**Item 14.Y. 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.Z. Special Education Non-Public Schools & Designated Instructional Services 2007-08**

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

**Item 14.AA. 2008 Calendar of Regular Board**

The Board adopted the attached regular Board meeting calendar for the year 2008.

**ITEMS PULLED FOR SEPARATE ACTION**

**THE PLANNING CENTER**

Two buildings remain from the original school on the Villa Park Elementary School campus. The buildings have been determined to be structurally unsafe. They are vacant and have been fenced off to prevent unauthorized entry. Because the buildings are unfit for occupancy and represent a safety hazard, they should be demolished as soon as possible. Prior to demolition, the District is required to comply with the California Environmental Quality Act (CEQA). Since both buildings are listed on the National Register of Historic Places, they are automatically included in the California Register of Historical Resources and, are therefore, historical resources for the purposes of CEQA. Preparation of an Environmental Impact Report is required to comply with requirements of CEQA. The Planning Center has the expertise and experience to provide these services.

General Fund..... not-to-exceed.....\$60,000

Mrs. Moffat commented that this item refers to the preparation of the Environmental Impact Report, which has been discussed for some time. She noted that there have been several

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conversations between the District and the City of Villa Park about the progress of the project.

Dr. Godley commented on the chronology of events from beginning with the termination of the lease in February and noted that the next step at that time was to employ an environmental engineer to determine what needs to be salvaged if the building is to be demolished. Dr. Godley advised the City Manager of Villa Park as to the status of the building.

**Motion No. 59**

It was moved by Mrs. Moffat, seconded by Mrs. Nichols and carried by a vote of 5-1-1 (Abstain: Rocco; Absent: Ortega) to approve the Planning Center contract for \$60,000, as stated above.

**15. PUBLIC COMMENTS: Non-Agenda Items**

There were no speakers.

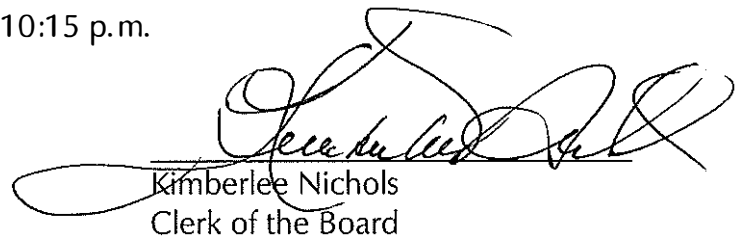
**16. OTHER BUSINESS (Board/Staff Conference and Comments)**

Mrs. Moffat stated that the blogs are incorrect and that readers should take them for what they're worth.

Mr. Rocco responded to Mrs. Moffat's comment regarding the blogs.

**17. ADJOURNMENT**

By call of the chair, the meeting adjourned at 10:15 p.m.



Kimberlee Nichols  
Clerk of the Board