

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

**Thursday • May 8, 2008  
6:30 P.M. • Closed Session  
7:30 P.M. • Regular Session**

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**MINUTES**

**1. CALL MEETING TO ORDER**

Board President Poutsma called the meeting to order at 6:35 p.m.

**2. ESTABLISH QUORUM**

Board Members Present for Closed Session:

Ledesma, Moffat, Nichols, Ortega, Poutsma, Smith

Board Members Absent from Closed Session:

Rocco

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

None

**4. ADJOURN TO CLOSED SESSION**

The meeting adjourned to closed session at 6:35 p.m. to discuss the following items:

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

B. PUBLIC EMPLOYEE APPOINTMENT

Title: Senior High School Assistant Principal (one position)

Title: Elementary Principal (five positions)

Title: Coordinator III, Information Services and Community Development

Title: Assistant Superintendent, Administrative Services

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

Mr. Poutsma called the meeting to order at 7:30 p.m.

Board Members Present:

Ledesma, Moffat, Nichols, Ortega, Poutsma, Rocco, Smith

Board Members Absent:

n/a

**6. PLEDGE OF ALLEGIANCE**

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Mr. Poutsma invited the audience to join the Board of Education in reciting the Pledge of Allegiance.

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

The Board of Education authorized the Superintendent or designee to give notice of non-re-election to a certificated probationary provisional employee pursuant to Education Code section 44929.21 and 44911 for the next succeeding school year.

The Board of Education accepted the resignation of a certificated permanent employee.

The Board of Education announced the appointment of Michael Christensen to the position of Assistant Superintendent, Administrative Services, effective July 1, 2008, with the public employee contract to be approved at a future Board meeting.

The Board of Education announced the appointments of Timothy Biland, Laurie Dieppa, Christina Eslick and Sally Hughson to the position of Elementary School Principal; Andrew Fisher to the position of Interim Elementary School Principal; Blake Chism to the position of Coordinator III, Information Services and Community Development; and Rebecca Martinez to the position of Senior High School Assistant Principal, all effective for the 2008-09 school year.

**8. ADOPTION OF AGENDA**

**Motion No. 104**

It was moved by Mrs. Nichols, seconded by Mr. Ortega and carried by a vote of 6-1 (No: Rocco) to adopt the May 8, 2008 agenda.

**9. ANNOUNCEMENTS AND ACKNOWLEDGMENTS**

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

No Report.

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

Mr. Poutsma called for a moment of silence for three OUSD families:

1. Villa Park High School junior, Christopher Cayahan, who passed away April 22<sup>nd</sup>
2. Instructional Assistant at West Orange Elementary School, Mardi Erdkamp, who passed away April 7<sup>th</sup>
3. Teacher at the Child Development Center, Sue Alpin, who passed away on April 3<sup>rd</sup>

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

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**Outstanding Customer Service Incentive Program – “Attitude is Everything”**

The Board of Education recognized Janna Fink, Senior Secretary in the Special Education Department, as a recipient of the Outstanding Customer Service Award for March. Mrs. Fink was not available to attend the meeting on April 17<sup>th</sup>. Mr. Poutsma presented a Certificate of Recognition to Mrs. Fink.

**10. APPROVAL OF MINUTES**

April 17, 2008 (Regular Meeting)

**Motion No. 105**

It was moved by Mrs. Nichols, seconded by Mrs. Smith and carried by a vote of 6-1 (No: Rocco) to approve the minutes of the April 17, 2008 regular meeting.

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

**Speaker(s)**

Deena Gammell, spoke on behalf of her daughter and the other students in the RSP program at Crescent Elementary School. She stated that it came to her attention that the RSP students are not allowed to receive honor roll. She spoke in opposition to this practice.

**12. ACTION ITEMS**

**Item 12.A. Supplementary Retirement Plan**

The 2008 Supplementary Retirement Plan (SRP) provides an enhanced retirement benefit for those employees who elect to participate in the SRP by retiring from District service. The basic benefit provided is a monthly cash payment for the employee's lifetime only, and is derived from the employee's 2007-2008 contract salary multiplied by the employee's FTE with contributions from the District totaling 80% of the final annual pay. The payment is secured by the District making non-elective employer contributions into each participant's 403(b) annuity contract which is held at the Pacific Life Insurance Company. Actuarially equivalent benefits with distribution options other than life are also available to participating employees.

An additional one-week window of opportunity to opt-in only (not to opt-out for employees who have already signed up for the SRP) will be offered to eligible employees who have not signed up for the SRP. This opt-in only window will be from Friday, May 9, through Friday May 16, 2008. Those eligible will be receiving more information regarding this opportunity.

No employee will be eligible to participate in the 2008 Supplemental Retirement Plan unless:

1. The employee was employed with the District as of February 21, 2008, and;
2. Has initiated the retirement process in accordance with the PARS Supplemental Retirement Plan by the specified due date(s) and;
3. Will retire from District service on June 30, 2008, or:

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4. Has received an exception to be included in the 2008 Supplemental Retirement Program with a different specified retirement date during the 2008 calendar year as authorized by the District's Plan Administrator.

The SRP is implemented by Public Agency Retirement Services (PARS), a fee-for-service company based in Orange County which does not receive commissions, overwrites, front-end or back-end loads from any investment or investment product related to the SRP program. The Assistant Superintendent of Business Services will serve as the District's Plan Administrator for the SRP.

Savings to the District range from approximately \$2,260,000 in year one to an approximate accumulated savings of \$10,320,000 by the end of the fifth year. These estimated savings include the full replacement of all participating teachers and the non-replacement of selected non-teaching positions. Additional savings would be realized when the SRP is coupled with other adjustments to staffing.

**Motion No. 106**

It was moved by Mr. Ortega and seconded by Mrs. Smith to approve the attached Board Resolution No. 32-07-08 and the PARS Supplementary Retirement Plan, a retirement incentive supplementing PERS/STRS for eligible participating employees.

**Amendment to the Motion**

It was moved by Mrs. Moffat and seconded by Mr. Ledesma to amend the main motion to exclude from the program the Superintendent as eligible.

Mrs. Moffat explained that she did not want her motion to be misinterpreted. She commented on the qualities of Dr. Godley and his numerous contributions to the District to improve the education of the students. She noted that this plan is not based on job performance; it has to do with being a plan that saves the District money by providing the District with flexibility and the ability to reorganize responsibilities. In terms of the Superintendent's position, neither is possible and the District will always need a superintendent and that superintendent will always receive compensation. From the standpoint of the District, Mrs. Moffat continued that it does not make sense to include the Superintendent in this plan.

The **amendment to Motion 106** failed by a vote of 4-3 as follows:

Ledesma:	Yes
Moffat:	Yes
Nichols:	No
Ortega:	No
Poutsma:	No
Rocco:	Yes
Smith:	No

**Motion No. 106** carried by a vote of 6-1 (No: Rocco) in favor of the Supplementary Plan as stated.

**Item 12.B. Orange Unified School District Legislative Coalition – 2008 Platform**

Diane Singer, Chair of the Legislative Coalition, presented the proposed 2008 Legislative Platform which will be taken to Sacramento to be presented to the state legislators. This platform was developed by a committee of the Legislative Coalition with support from Mr. Archibald. Additionally, this platform parallels the Orange County Superintendents' platform in terms of priorities important to the District.

**Motion No. 107**

It was moved by Mrs. Nichols, seconded by Mrs. Smith to approve the proposed Legislative Coalition Platform for 2008, as attached.

**Discussion**

Mr. Rocco questioned why the Legislation Coalition needed Board approval for the proposed platform. He commented on subcommittees of the Board versus committees of the Superintendent.

**Call for the Question**

It was moved by Mrs. Nichol, seconded by Smith and carried by a vote of 5-2 (No: Mofffat, Rocco) to call for the question.

**Motion No. 107** carried by a vote of 6-1 (No: Rocco) to approve the Legislative Coalition Platform.

**13. INFORMATION/DISCUSSION ITEMS**

**Item 13.A. Board Proclamation: Classified School Employee Week – May 19-23, 2008**

Each year public school districts throughout California recognize the service and dedication of their classified employees. The attached proclamation declares May 19-23, 2008, as Classified School Employee Week in the Orange Unified School District. The purpose of this proclamation is to recognize the contributions of OUSDs 1,400 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. Mr. Poutsma presented the Board Proclamation to CSEA President, John Miller.

**Item 13.B. Board Proclamation: California Day of the Teacher – May 14, 2008**

Each year public school districts throughout California recognize the service and dedication of their teachers. The attached proclamation honors the work of this District's 1,500 teachers and commends them for their dedicated service to the students of the Orange Unified School District. Mr. Poutsma presented the Board Proclamation to OUEA President, Jan Miller.

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**14. CONSENT ITEMS**

**Speaker(s)**

Jan Miller, President of the Orange Unified Education Association, spoke in opposition to the selection of Keenan & Associates as the District's broker for the health and welfare benefits.

*(Mrs. Nichols left the meeting at 8:15 p.m.)*

**ITEMS PULLED FOR DISCUSSION AND SEPARATE ACTION**

**Item No. 14.F. Approval of Contract Award for Health & Welfare Brokerage and Consulting Services** (The item was pulled by Mr. Ledesma.)

**Motion No. 108**

It was moved by Mr. Ortega, seconded by Mrs. Moffat and carried by a vote of 5-1-1 (Abstain: Rocco; Absent: Nichols) to approve the consent items minus Item 14.F.

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

The Board approved the Purchase Order List dated April 7, through April 27, 2008 in the amount of \$4,422,460.26. See attached Purchase Orders List.

**Item 14.B. Warrants List**

The Board accepted the Warrants List dated April 7, through April 27, 2008 in the amount of \$4,764,917.63. See attached Warrants List.

**Item 14.C. Gifts**

The Board accepted the following attached list of cash donations.

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

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

**K & Z CABINET CO. INC.**

The District awarded Bid No. FC6009 – Modernization – Jordan Elementary School to K & Z Cabinet Co., 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, maintenance director and staff. The Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Previous Contract Amount	\$ 387,112
CO #2	1,995
New Contract Amount	\$ 389,107

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Special Reserve/Capital Projects.....\$1,995

**MINCO CONSTRUCTION**

The District awarded Bid No. 592 – Replacement of Fire Alarm System – Canyon High School to Minco Construction on June 21, 2007. Change Order No. 1 increases the value of the contract and adds 47 days. The cost and scope were reviewed and found to be reasonable by the architect, maintenance director and staff. The Change Order falls within the allowable maximum of 10% per the Public Contract Code 20118.4(a)(2).

Previous Contract Amount	\$ 417,800
CO #1	34,095
New Contract Amount	\$ 451,895

Deferred Maintenance.....not-to-exceed.....\$34,095

**SCHOOL SERVICES OF CALIFORNIA, INC.**

The District issued a Request for Proposal for Health & Welfare Insurance Brokerage and Consulting Services. School Services of California, Inc provided fiscal expertise to review, analyze, and facilitate the selection of the most qualified firm to provide these services.

General Fund.....not-to-exceed.....\$4,000

**STOLO CABINETS, INC.**

The District awarded Bid No. FC6006 – Plastic Covered and Wood Casework – Esplanade Elementary School to Stolo Cabinets Inc., on December 14, 2006. Change Order No. 1 decreases the value of the contract and does not add any additional time to the contract.

Previous Contract Amount	\$ 350,000
CO #1	-4,330
New Contract Amount	\$ 345,670

Special Reserve/Capital Projects.....(\$4,330)

**T & Y CONSTRUCTION, INC.,**

The District awarded Bid No. FC6007 – Modernization – Esplanade Elementary School to T & Y Construction, Inc., on December 14, 2006. Change Order Nos. 13 & 14 decrease the value of the contract and do not add any additional time to the contract.

Previous Contract Amount	\$4,620,232
CO #13 & 14	-2,978
New Contract Amount	\$4,617,254

Special Reserve/Capital Projects.....(\$2,978)

**T & Y CONSTRUCTION, INC.**

The District awarded Bid No. FC6013 – Modernization – Portola Middle School to T & Y Construction, Inc., on December 14, 2006. Change Order No. 10 increases the value of the

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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).

Previous Contract Amount	\$5,659,510
CO #10	1,457
New Contract Amount	\$5,660,967

Special Reserve/Capital Projects.....\$1,457

**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. 4 decreases the value of the contract and does not add any additional time to the contract.

Previous Contract Amount	\$ 396,735
CO #4	-7,000
New Contract Amount	\$ 389,735

Special Reserve/Capital Projects..... (\$7,000)

**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. 566 – Slurry seal and re-stripe playgrounds, quad and other miscellaneous areas

Project(s):	California Elementary School
Board Approval:	August 23, 2007
Original Purchase Order:	805181
Completion Date:	April 17, 2008
Contractor:	Universal Asphalt Co., Inc.
Original Project Amount:	\$16,770.00
Change Order(s) Amount:	\$ -0-
Total Project Amount:	\$16,770.00
Fund(s):	Deferred Maintenance (14)

BID 569 – CARPENTER & TILE SETTER

Project(s):	Esplanade Elementary
Original Board Approval:	August 23, 2007
Original Purchase Order:	802749
Completion Date:	March 26, 2008
Contractor:	Osowski Construction Co
Original Project Amount:	\$64,688.50



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Change Order(s) Amount: \$ -0-  
Total Project Amount: \$64,688.50  
Fund(s): Special Reserves (40)

BID FC6015 – FLOORING

Project(s): California Elementary School  
Original Board Approval: June 21, 2007  
Original Purchase Order: 802171 & 912171  
Completion Date: February 22, 2008  
Contractor: Universal Metro Inc.  
Original Project Amount: \$37,150.00  
Change Order(s) Amount: \$ 2,663.00  
Total Project Amount: \$39,813.00  
Fund(s): Special Reserves (40)

**Item 14.F. Approval of Contract Award for Health & Welfare Insurance Brokerage and Consulting Services**

This item was pulled for discussion and separate action. See *Motion No.109*.

**Item 14.G. Liability Claim No. 07/08-013**

The Board rejected Liability Claim No. 07/08-013.

**Item 14.H. Personnel Report**

The Board approved the attached Personnel Report.

**Item 14.I. Classified Position Eliminations**

Due to lack of work/lack of funds the Board of Education approve the elimination of the following positions and authorize the Superintendent or designee to give notice of layoff to the affected employees effective 45 days following notification.

**Elimination of Positions**

<b>Classification</b>	<b>Number of Positions</b>
Instructional Assistant	6
Office Manager	1
Technology Assistant	2
School/Staff Clerk	1

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

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

**DIGITAL NETWORKS GROUP, INC.**

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Digital Networks Group, Inc. will provide technology training for the staff at Palmyra Elementary on June 2<sup>nd</sup>. This training will focus on ActivBoard Technology. This technology encompasses a multi-modal approach that supports, enhances and enriches the acquisition of English Language and mathematics content standards for all students, specifically the ELS and underperforming students.

School Site Block Grant . . . . .not-to-exceed . . . . . \$2,000

**RONALD BLOOM**

Ronald Bloom, Lifescape Professional Group, will conduct a series of six workshops for parents of English Learner students at Portola Middle School beginning in May and continuing through June 2008. These workshops will be conducted in Spanish and will include printed instructional materials. Topics will include The Active Parent, Courage and Self-Esteem, and Teen Behavior and Problem Solving. These parenting classes will be funded from EIA/LEP monies.

Professional Services . . . . . not-to-exceed . . . . . \$2,500

**QUINTESSENTIAL SCHOOL SYSTEMS**

The District will renew the agreement with Quintessential School Systems for the 2008-09 school year. This renewal will provide maintenance and support services for the QSS business system beginning July 1, 2008 through June 30, 2009.

Information Services . . . . . not-to-exceed . . . . . \$39,777

**DISCOVERY SCIENCE CENTER**

The Discovery Science Center staff will provide an assembly to the students and staff of Chapman Hills Elementary, on May 14, 2008. The assembly will investigate the properties of bubbles – beginning with colors, shapes and what keeps bubbles from popping.

School Donation Funds . . . . not-to-exceed . . . . . \$25001.00-

**EAGLE SOFTWARE**

The District will renew the contract with Eagle Software. This contract provides maintenance and support for the AERIES student information system, including telephone support, updates and enhancements for 41 sites. The renewal period will be July 1, 2008 through June 30, 2009.

Information Services . . . . . not-to-exceed . . . . . \$35,410

**DOMINGO BELARDES**

Domingo Belardes, from the Acjachemen Nation-Juaneno Band of Mission Indians, will provide a California Native American Cultural presentation at Chapman Hills Elementary school during the fourth quarter of the 2008 school year. Storytelling and an exhibit of tribal artifacts will provide a Native American cultural educational exchange. Fiscal impact will be the expenditure of restricted categorical fund monies.

Title VII (Native American) . . . . not-to-exceed . . . . . \$250

**Item 14.K. Study Trips**

The Board approved the following study trips:

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Villa Park High School Girl's Basketball – San Diego, CA – June 27 – 29, 2008

The Villa Park High School Girl's Basketball team under the direction of coach, Kim Cram, will travel to San Diego to participate in the Point Loma Girl's Basketball Summer Slam Tournament at Point Loma University. The 13 female student/ athletes will be accompanied by three female and one male adult chaperone. The team will be housed at the Point Loma College Dorms. Parents will provide the transportation. Any parent providing transportation to a student other than their own will have an approved OUSD driver certificate form completed and approved prior to the trip. There is a \$100 fee for this trip and scholarships are available. No substitute is required and the students will not miss any school.

Villa Park High School Girl's Basketball – San Diego, CA – July 17 – 20, 2008

The Villa Park High School Girl's Basketball team under the direction of coach, Kim Cram, will travel to San Diego to participate in the San Diego Classic Basketball Tournament at the University of California at San Diego. The 13 female student/ athletes will be accompanied by one male and three female adult chaperones. The team will be housed at the UCSD Dorms. Parents will provide the transportation and any parent providing transportation to a student other than their own will have an approved OUSD driver certificate on file prior to this trip. There is a \$100 fee for this trip and scholarships are available. No substitute is required and the students will not miss any school.

**Item 14.L. Teaching American History Grant Award**

The Board accepted the Teaching American History Grant award:

- Year 1 Funding: \$292,839
- Year 2 Funding: \$338,212
- Year 3 Funding: \$351,873
- Total Funding: \$982,924

**Item 14.M. Course Approval: *Foundations of Algebra***

The Board approved the following course:

*Foundations of Algebra* is designed for 8<sup>th</sup> grade students functioning at the proficient/basic range of skills in general mathematics. The goal of this course is to deepen student understanding of the specific topics in mathematics that are necessary for success in Algebra I. Student learning will focus on the sixteen targeted standards for algebra readiness as delineated by the *Mathematics Framework for California Public Schools*. In addition, students will strengthen the foundational skills and concepts necessary for success in higher math classes.

**Item 14.N. Textbook Adoptions – Final**

The Board adopted the textbooks on the attached list.

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**Item 14.O. Expulsion of Student: Case No. 07-08-36**

The Board upheld the recommendation of administrative staff.

**Item 14.P. Expulsion of Student: Case No. 07-08-37**

The Board upheld the recommendation of administrative staff.

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

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

**SUPERIOR OFFICE SERVICES**

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

Special Education . . . . . not-to-exceed . . . . . \$12,000

**MAXIM HEALTHCARE SERVICES**

Maxim Healthcare Services will provide continuous nursing services to ventilator-dependent and severely medically fragile students during the school day for the 2007-08 school year.

Special Education . . . . . not-to-exceed . . . . . \$6,000

**WRITE START PEDIATRICS**

The services of Write Start Pediatrics are required for additional occupational/physical therapy assessments for the Pupil Services Department for the 2007-08 school year.

Special Education . . . . . not-to-exceed . . . . . \$1,500

**Item 14.R. 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.

**Item 14.S. Biennial Governing Board Elections**

The Board approved the attached Resolution and Order of Biennial Trustee Election and Specifications of the Election Order.

**ITEMS PULLED FOR DISCUSSION AND SEPARATE ACTION**

**Item No. 14.F. Approval of Contract Award for Health & Welfare Brokerage and Consulting Services** (The item was pulled by Mr. Ledesma.)

In response to Mrs. Moffat, Dr. Godley explained the process for the contract award for health benefits consulting services. Mr. Archibald continued the discussion and explained the usefulness of an online system and its advantages to the District.

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**Motion No. 109**

It was moved by Mrs. Moffat, seconded by Mr. Ortega and carried by a vote of 4-2-1 (No: Ledesma, Rocco; Absent: Nichols) to authorize staff to negotiate and enter into an appropriate agreement for Health & Welfare Insurance Brokerage and Consulting Services with Keenan & Associates for an initial one-year term, followed by two, one-year District options.

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

Heather Manning spoke in opposition to the removal of the three Success Classes from Crescent Elementary to Palmyra Elementary. Those three Success Classes are specifically geared towards children with moderate to severe special needs, such as her autistic son. She asked for consideration to not move her son. She added that this is her public statement of disapproval.

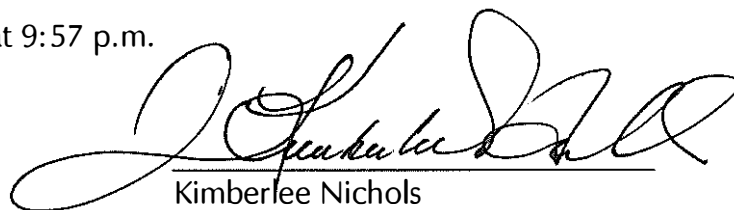
Jan Miller, clarified that he was not made aware of what online services would be available through Keenan & Associates. He added that he was not sure of what the quality of the software solution offered by Keenan & Associates would be.

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

Mr. Rocco commended the teachers and spoke on other issues.

**17. ADJOURNMENT**

By call of the chair, the meeting adjourned at 9:57 p.m.



Kimberlee Nichols  
Clerk of the Board