

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

**Tuesday • May 12, 2009  
6:00 P.M. • Closed Session  
7:00 P.M. • Regular Session**

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**MINUTES**

**1. CALL MEETING TO ORDER**

Board President Ledesma called the meeting to order at 6:08 p.m.

**2. ESTABLISH QUORUM**

A quorum was established.

Board Members Present: Deligianni, Ledesma, Moffat, Nichols, Ortega, Smith, Wayland

Board Members Absent: none

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

None

**4. ADJOURN TO CLOSED SESSION**

The meeting adjourned to closed session at 6:08 p.m. to discuss the following items:

- A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
- B. CONFERENCE WITH LABOR NEGOTIATORS
- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

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

Mr. Ledesma called the meeting to order at 7:14 p.m.

**6. PLEDGE OF ALLEGIANCE**

Mr. Ledesma invited the audience to join him in reciting the Pledge of Allegiance.

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

None to report

**8. ADOPTION OF AGENDA**

**Motion No. 99**

It was moved by Dr. Deligianni, seconded by Mr. Wayland, and carried by a vote of 7-0 to adopt the May 12, 2009 agenda.

## 9. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

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

Dr. Dreier announced that Jacque Keefe, Executive Secretary in Human Resources, and Ed Kissee, Assistant Superintendent, Human Resources, were awarded *Administrator of the Year and Friends of Education* by the Association of California School Administrators (ACSA), Region 17.

Dr. Dreier recognized former employee, Wilma Whitman, an educational leader in our District for 44 years, who passed away on April 30<sup>th</sup>. Mrs. Whitman retired in 2007. A moment of silence was held in her honor.

Dr. Dreier commented on the budget. Mr. Christensen and Mr. Sorrera will present a budget update at the next Board meeting (May 28) in preparation for the 2009-10 budget, which will be adopted by the Board in June. Dr. Dreier clarified that Federal Stimulus money is coming; however, we do not know what "strings" are attached. Dr. Dreier clarified that parents and parent groups will be able to help and contribute toward different positions at their school site. The District is very appreciative of parent participation and for all their support. The positions of Technology Assistant are being examined at each school site to determine how we can ensure that our schools have that support. Technology is a great asset and a strong priority in this District.

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

No Report

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

Mrs. Moffat attended the BTSA colloquium and commented on the great work being done by our beginning teachers along with the strong support they have been receiving from master teachers, instructional coaches, and administrators at both the site and District level. She recognized Julie McNealy for her hard efforts and dedication to the BTSA program.

Mr. Ledesma noted that the Employee of the Year Celebration is being held on May 13<sup>th</sup>. He recognized the following employees of the year who will be honored at the celebration:

- Certificated: Brandi Black-LeTourneau; Scott Williams; Judy Fusco
- Classified: John Montoya; Andy Morales; Grace Scoma-Cosman
- Leadership: Lori Cintron; Susanne Hopkins; Linda Stoterau

Mr. Ledesma gave special recognition to Dr. Dreier for her leadership and for a job well-done with regard to the Strategic Planning Conference. He commented that the conference was productive, fruitful and efficient.

With regard to the Strategic Planning Conference, Dr. Dreier remarked that behind that day,

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there was a real team of workers who help to make the day successful. She expressed her appreciation and recognized Victoria Webber for all her hard work, thoughtful planning and diligence in putting together the Conference. Additionally, there were six priority areas where groups of participants gathered. The Facilitators (Goal Team Leaders) and their Assistants were as follows:

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|----------------------------------|---------------------------------|
| 1. Student Achievement:          | Aileen Sterling/Michael Olander |
| 2. Student Engagement:           | Michelle Moore/Greg Bowden      |
| 3. Parent/Community Partnership: | Randi Leach/Tara Saraye         |
| 4. Communication:                | Larry Hausner/Blake Chism       |
| 5. Safe, Welcoming Schools:      | John Briquetelet/Amy Hitt       |
| 6. Effective Use of Resources:   | Mike Christensen/Joe Sorrrera   |

The draft Strategic Plan will be brought to the Board in June for approval. Dr. Dreier emphasized that it is important to realize how much talent we have in OUSD. She strongly believes in distributive leadership where a number of people throughout the organization join to help the entire organization. The day was a team effort. Dr. Dreier also noted the various and generous contributions made to the District to defray the cost of the conference.

#### **Outstanding Customer Service Incentive Program**

The Board of Education recognized Jan Butler, High School Principal Secretary from El Modena High School, as the recipient of the Outstanding Customer Service Award for the month of May. Mr. Ledesma presented Mrs. Butler with a Certificate of Recognition.

#### **Item 9.D. State of the School Report – Yorba Middle School**

Mia Cuellar, Rodrigo Ramirez, and Maddy Wilkins, student representatives from Portola Middle School, gave a brief presentation regarding academics and student activities at Portola Middle School.

#### **Item 9.E. Board Proclamation: Classified School Employee Week – May 18-22, 2009**

Each year public school districts throughout California recognize the service and dedication of their classified employees. The attached proclamation declares May 18-22, 2009, 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. Ledesma presented the Board Proclamation to CSEA President, John Miller.

#### **Item 9.F. Board Proclamation: California Day of the Teacher – May 13, 2009**

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. Ledesma presented the Board Proclamation to OUEA President, Jan Miller.

**10. APPROVAL OF MINUTES**

April 16, 2009 (Regular Meeting)

**Motion No. 100**

It was moved by Mr. Ortega, seconded by Mr. Wayland, and carried by a vote of 7-0 to approve the minutes of the April 16, 2009 regular meeting.

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

**Speakers**

The following individuals spoke in support of high counselors, and in particular, Mrs. Ausmus at Canyon High School:

1. Vicki Georgiadon
2. Rose Arevalo
3. Kayla Henry
4. Christa Luther

**12. ACTION ITEMS**

**Item 12.A. Tentative Agreement between Orange Unified School District and California School Employees Association, Chapter #67, for 2008-09 Contract 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 2008-09 contract negotiations. Under the terms of the Collective Bargaining Agreement, the parties agreed to open the entire contract for negotiations for 2008-09. This Tentative Agreement provides for a new three-year Collective Bargaining Agreement, effective October 1, 2008 through September 30, 2011, between the District and the California School Employees Association, Chapter #67. This Tentative Agreement concludes contract negotiations between the Orange Unified School District and the California School Employees Association, Chapter #67, for 2008-09. The Tentative Agreement between the District and the California School Employees Association, Chapter #67, maintains the 2007-08 salary schedule for the 2008-09 school year for all employees represented by the California School Employees Association, Chapter #67.

**Motion No. 101**

It was moved by Mr. Ortega, seconded by Dr. Deligianni, and carried by a vote of 7-0 to ratify the Tentative Agreement between the Orange Unified School District and the California School Employees Association, Chapter #67.

**Item 12.B. Public Hearing – Initial Proposal to California School Employees Association, Chapter #67, for 2009-10 Reopener Negotiations**

The Board of Education is required to hold a Public Hearing on the District's initial proposal to

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the California School Employees Association, Chapter #67. The proposal will be referred to the chapter's representatives as part of the negotiation process.

**Public Hearing**

Mr. Ledesma closed the regular meeting of the Board of Education and opened the public hearing at 8:09 p.m.

**Speakers**

There were no speakers.

Mr. Ledesma closed the public hearing and reopened the regular Board of Education meeting at 8:10 p.m.

**Item 12.C. Public Hearing – Orange Unified Education Association Proposal**

The Orange Unified Education Association presented, for Board consideration, the attached proposal for the 2009-10 reopener negotiations. The Board of Education held a Public Hearing to receive input on the Orange Unified Education Association's initial proposal to the District for 2009-10 reopener negotiations.

**Public Hearing**

Mr. Ledesma closed the regular meeting of the Board of Education and opened the public hearing at 8:11 p.m.

**Speakers**

There were no speakers.

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

**Item 12.D. Proposed Board Policy Revisions – Second Reading**

The District's Board Policies were reviewed and updated beginning April 2005. As new state and federal laws and regulations are enacted, affected policies must be revised or updated.

At the April 16<sup>th</sup> meeting, the following Board Policies were presented for a first reading:

- BP 0510 School Accountability Report Card
- BP 5112.1 Exemptions from Attendance
- BP 5113.2 Work Permits
- BP 5116.1 IntraDistrict Open Enrollment
- BP 5131 Conduct
- BP 5131.1 Bus Conduct
- BP 5131.7 Weapons and Dangerous Instrument
- BP 5137 Positive School Climate

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- BP 5145.12 Search and Seizure

**Motion No. 102**

It was moved by Mr. Ortega, seconded by Mrs. Moffat, and carried by a vote of 7-0 to accept the attached proposed Board Policy revisions for a second reading and approval.

**13. INFORMATION/DISCUSSION ITEMS**

No Items

**14. CONSENT ITEMS**

**Motion No. 103**

It was moved by Mr. Ortega, seconded by Mr. Wayland, and carried by a vote of 7-0 to approve the consent items.

**Item 14.A. Gifts**

The attached list of cash donations were donated to District for use as indicated. A letter of appreciation will be forwarded to the benefactors.

**Item 14.B. Purchase Orders List**

The Board approved the Purchase Order List dated April 2, through April 29, 2009 in the amount of \$962,306.61. See attached Purchase Orders Lists.

**Item 14.C. Warrants List**

The Board accepted the Warrants List dated April 2, through April 29, 2009 in the amount of \$6,447,847.96. See attached Warrants Lists.

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

The following contract service items for Administrative Services were approved.

**LENTZ MORRISSEY ARCHITECTURE**

On January 8, 2004, the Board of Education approved Lentz Morrissey Architecture (LMA) as one of the selected firms to be eligible for the modernization project contract awards. On January 17, 2008, the District retained the services of LMA for the modernization design of Yorba MS. There is a need to increase the original dollar amount to complete this project. All fees are based on LMA's architectural agreement with the District.

Special Reserve/Capital Projects.....not-to-exceed.....\$15,500

**MEADOWS CONSTRUCTION SERVICES, INC.**

Meadows Construction Services Inc. (MCSI) was awarded the modernization contract for Sycamore Elementary School on May 22, 2008. The contract has a provision to eliminate one or more phases of the project at the District's discretion. The approval of this item will remove phases 5 & 6 from the original contract but will keep the contract in effect for all other phases.

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Staff is directed to provide notice to MCSI that phases 5 and 6, of the Sycamore Elementary School modernization contract, are being terminated for convenience per General Conditions Article 24.2. Staff is also directed to execute a deductive change order for 95% of the value of the terminated phases as identified in the approved schedule of values.

Special Reserve/Capital Projects.....(\$598,451)

**NYBERG ARCHITECTS**

The District requires architectural design services, which include architectural drawings, electrical drawings and specifications to obtain Division of State Architects (DSA) approval, for the placement of a portable at Esplanade Elementary School. All costs associated with the installation of the portable will be expended from Quality Education Investment Act (QEIA) funds.

QEIA Fund.....not-to-exceed.....\$12,450

**NYBERG ARCHITECTS**

The District requires architectural design services, which include architectural drawings, electrical drawings and specifications to obtain Division of State Architects (DSA) approval, for the manufacture and placement of portables at Fairhaven Elementary School.

Special Reserve/Capital Projects Fund...not to exceed ....\$16,300

**PENN CORPORATE RELOCATION SERVICES, INC.**

The District is currently in need of moving services for the modernization program at Yorba Middle School. Due to the construction schedules, scope of work and phased timing for moving, the district will require the services of professional movers. Penn Corporate Relocation Services submitted competitive rates, is experienced in performing required services, and has available staff to provide the needed move services.

Special Reserve/Capital Projects....not-to-exceed.....\$52,300

**QUINTESSENTIAL SCHOOL SYSTEMS**

The annual services of Quintessential School Systems are required for our QSS Business system. This annual renewal includes software, maintenance and support services for the period of July 1, 2009 to June 30, 2010.

Information Services.....not to exceed.....\$49,612

**SANDY PRINGLE & ASSOCIATES**

The Department of the State Architect (DSA) requires a certified Inspector of Record (IOR) to inspect all school construction projects. The District requires the services of DSA certified inspectors to provide in-plant and on-site inspections for the modernization program. Currently, the District has the need for inspection services for the Yorba Middle School modernization. Sandy Pringle & Associates has the experience and availability to provide the required inspection services for the Yorba Middle School modernization project. The fees are based on hourly rates.

Special Reserve/Capital Projects....not-to-exceed.....\$359,500

**TERRA PAVE - Asphalt Bid No. 589**

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In May 2007, the firm of Terra Pave, Inc. was competitively awarded Bid 589. The contract provides for an initial one -year term, with four additional, one-year option renewals with pricing adjustment in accordance with the regional Consumer Price Index. The District has utilized this bid for two years and is satisfied with the performances. Accordingly, Bid 589 should be renewed for an additional year to support continuing District needs as required. Expenditures are made from all sites, programs and department budgets. This is not a request for any additional budgetary appropriation. It is recommended that the Board of Education authorize staff to exercise the second annual option and renew Bid 589 with Terra Pave, Inc. for a third year.

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

The contracts listed below have been completed and requires acceptance by the Board of Education prior to filing of appropriate notices of completion:

**BID 577 – Unit Price Contract - Electrical, low voltage, data, Related Wiring Repairs, Replacement and Installation**

Project(s):	Yorba MS Modernization
Board Approval:	April 17, 2008
Original Purchase Order:	903828
Completion Date:	April 16, 2009
Contractor:	Stone Electric No. 2, Inc.
Original Project Amount:	\$26,188
Change Order(s) Amount:	\$ -0-
Total Project Amount:	\$26,188
Fund(s):	Special Reserves (40)

**Replacement of Fire Alarm System**

Project(s):	Panorama Elementary School
Board Approval:	December 11, 2008
Original Purchase Order:	903529
Completion Date:	April 16, 2009
Contractor:	Time & Alarm Systems
Original Project Amount:	\$74,876
Change Order(s) Amount:	\$ -0-
Total Project Amount:	\$74,876
Fund(s):	State School Bldg Fund (35)

**Item 14.F. Resolution No. 34-08-09: Approval to Utilize the Price Agreement Bid No. P13-08/09 between Glendale Unified School District and Apple Computer Corporation for the Purchase of Apple Computer Products, Services and Related Items**



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The Board approved Resolution 34-08-09, awarding a contract to Apple Computer Corporation for the purchase of Apple Computer products, services and related items pursuant to the contract, including any extensions, awarded by the Glendale Unified School District.

**Item 14.G. Resolution No. 35-08-09: Approval to Utilize a Price Agreement between Arvin Unified School District and Sierra School Equipment for the Purchase and Installation of Lockers**

The Board approved Resolution 35-08-09, awarding a contract to Sierra School, Inc., for the purchase and installation of lockers pursuant to the contract, including any extensions, awarded by the Arvin Union School District.

**Item 14.H. Resolution No. 36-08-09: Approval to Utilize a Price Agreement between San Gabriel Unified School District and Silver Creek Industries, Inc. for the Purchase of COH/DSA Relocatable Buildings**

The Board approved Resolution 36-08-09, awarding a contract to Silver Creek Industries, Inc., for the purchase of relocatable buildings pursuant to the contract, and any extensions, awarded by the San Gabriel Unified School District.

**14.I. Third Quarter Report of Uniform Complaints for the Williams and Valenzuela Case Settlements**

No Uniform Complaints for any area have been reported during the third quarter for the Williams and Valenzuela case settlements.

**Item 14.J. Personnel Report**

The Board approved the attached Personnel Report.

**Item 14.K. Notice of Release and Layoff Authorization**

The Board authorized the Superintendent or designee to give notice of release from an administrative position pursuant to Education Code section 44951, and notice of layoff pursuant to Education Code section 44955, to Employee No. 104497, effective June 30, 2009.

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

The following contract service items for Educational Services were approved.

**TITLE VII NATIVE AMERICAN PROGRAM SENIOR RECOGNITION**

The District's Title VII Native American Program will recognize Native American Seniors on May 27, 2009. The program will be held from 6:00 p.m. to 8:30 p.m. in the Portola Middle School Cafeteria. The event will include Native American entertainment from the Acjachemen Nation of the San Juan Capistrano Juaneno Band of Mission Indians. In addition, traditional Native American dancers will provide an educational experience and cultural exchange. A Hopi motivational speaker, Nikishna Polequaptewa from UCI will share his journey through higher education.

Title VII (Native American) total funds . . . not-to-exceed . . . \$2,300

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**SCHOOL PATHWAYS, LLC**

The District's Home School program will enter into a second year contract with School Pathways, *ReportWriter*, which provides a curriculum program that provides pacing guides and student assignments. The curriculum is aligned with District approved curriculum standards and textbooks for students enrolled in the Home School and Independent Study programs. School Pathways will provide technical support for staff and monthly progress reports for students. This contract will be effective July 1, 2009 – June 30, 2010.

Alternative Education . . . . not-to-exceed . . . . . \$5,200

**WILDA STORM**

School districts are required to provide an equitable share of federal monies to the private schools within their attendance boundaries. Wilda Storm, founder of Storm Educational Enterprises, will conduct one-on-one consultant services for Kindergarten and 1<sup>st</sup> grade teachers at Hephatha Lutheran School on May 15, 2009. This workshop will model lesson presentations and provide assessment tools to create a stronger foundation in writing.

Title II, Part A . . . . . not-to-exceed . . . . . \$1,700

**Item 14.M. Study Trips**

The Board approved the following study trip:

Orange High School – Junior Reserve Officer Training Corps (JROTC) - Warner Springs, CA – August 10-14, 2009

Orange High School's JROTC, under the direction of Lt. Col. Ruthenberg and Master Sergeant Aguilar, will travel during summer break to Lost Valley Boy Scout Camp in Warner Springs. Students will experience rappelling, authentic firearms training, archery, rock climbing, leadership reaction course, high rope confidence course, horseback and mountain back riding, and military orientation. Twenty-seven male students and twenty-eight female students will be accompanied by three female and three male chaperones and will camp in two person tents. Transportation will be provided by District bus, funded by JROTC. There is no cost per student. Students will not miss any school. No substitutes will be required

**Item 14.N. Expulsion of Student: Case No. 08-09-16**

The Board voted to uphold the recommendation of the Administrative Hearing Panel.

**Item 14.O. Expulsion of Student: Case No. 08-09-17**

The Board voted to uphold the recommendation of the Administrative Hearing Panel.

**Item 14.P. Expulsion of Student: Case No. 08-09-18**

The Board voted to uphold the recommendation of the Administrative Hearing Panel.

**Item 14.Q. Expulsion of Student: Case No. 08-09-19**

The Board voted to uphold the recommendation of the Administrative Hearing Panel.

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

The Board approved the Contract Services Report – Pupil Services as follows:

**ALPINE ACADEMY**

The services of Alpine Academy are required for the purpose of providing special education and/or related services to individuals with exceptional needs during the 2008-09 school year.

Special Education . . . . . not-to-exceed . . . . . \$13,920

**BRAILLE CONSULTANTS, INC.**

The specialized services of Braille Consultants are needed during the 2008-09 school year for special education students who are visually and multiple impaired. Assessments, consultation and direct services are needed to provide for these special education students according to their IEP.

Special Education . . . . . not-to-exceed . . . . . \$49,000

**CINNAMON HILLS YOUTH CRISIS CENTER**

The services of Cinnamon Hills Youth Crisis Center are required for the purpose of providing special education and/or related services to individuals with exceptional needs during the 2008-09 school year.

Special Education . . . . . not-to-exceed . . . . . \$21,000

**KATHLEEN STUHR MACK, PH.D.**

The services of Dr. Mack are required to perform an independent educational evaluation in the field of psycho- education for a special education student during the 2008-09 school year.

Special Education . . . . . not-to-exceed . . . . . \$4,500

**ROBYN RAKOV, O.D.**

The services of Robyn Rakov are required for the purpose of providing special education and/or related services to individuals with exceptional needs during the 2008-09 school year.

Special Education . . . . . not-to-exceed . . . . . \$2,784

**SO. CALIFORNIA COLLEGE OF OPTOMETRY**

The services of the Southern California College of Optometry are required for the purpose of providing assessments of special education students during the 2008-09 school year.

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

**JANE VOGEL**

The services of Jane Vogel are required for the purpose of providing special education and/or related services to individuals with exceptional needs during the 2008-09 school year.

Special Education . . . . . not-to-exceed . . . . . \$15,000

**WRITE START PEDIATRICS**

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The services of Write Start Pediatrics are required for the purpose of providing physical therapy student assessments during the 2008-09 school year.

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

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

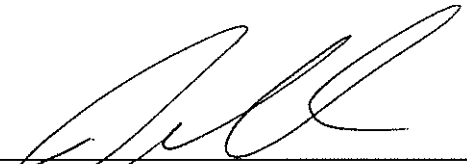
No speakers.

**16. OTHER BUSINESS**

None

**17. ADJOURNMENT**

By call of the chair, the meeting adjourned at 8:25 p.m.



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Mark D. Wayland  
Clerk of the Board