

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

**Thursday • October 29, 2009
6:00 P.M. • Closed Session
7:00 P.M. • Regular Session**

MINUTES

1. CALL MEETING TO ORDER

Board President Ledesma called the meeting to order at 6:04 p.m.

2. ESTABLISH QUORUM

A quorum was established.

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

Board Members Absent: Ortega (*Mr. Ortega arrived at 7:08 p.m.*)

3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

None

4. ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:04 p.m. to discuss the following items:

- A. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT/DISCIPLINE/RELEASE
- B. CONFERENCE WITH LABOR NEGOTIATORS
 - 1. California School Employees Association

5. CALL TO ORDER – REGULAR SESSION

Mr. Ledesma called the meeting to order at 7:00 p.m.

6. PLEDGE OF ALLEGIANCE

The Orange High School JROTC led audience in reciting the Pledge of Allegiance.

7. REPORT OF CLOSED SESSION DECISIONS

There was nothing to report.

8. ADOPTION OF AGENDA

Motion No. 35

It was moved by Mrs. Nichols, seconded by Mrs. Moffat, and carried by a vote of 6-0-1 (Absent: Ortega) to adopt the October 29, 2009 agenda.

9. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Dr. Dreier was pleased to announce that our District Teachers of the Year were honored at the 2010 Orange County Teacher of the Year Banquet along with their colleagues at the Disneyland Hotel. Brandi Black-LeTourneau, first grade teacher from West Orange Elementary School, along with Judy Fusco, physics teacher at Villa Park High School and Villa Park Elementary School sixth grade teacher Scott Williams were among sixty Orange County nominees honored.

Dr. Dreier reported that Boy Scouts of America recently opened the Outdoor Education Center in Irvine Regional Park. The standards-based programs, along with its proximity to our schools, are sure to offer hands-on and enriching experiences for many years to come.

Lastly, Dr. Dreier recognized Hana Saraye, Suzan Grab and Larry Hausner who were responsible for putting together the latest podcast that was sent to all OUSD employees Thursday afternoon. As the first quarter of the school year comes to a close, the purpose of the podcast was to recap the school year thus far and where we are headed.

Item 9.B. Board Presidents Report

No Report

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

Outstanding Employee of the Month

The Board of Education recognized Don Osborn, Custodian from Yorba Middle School, as the recipient of the Outstanding Customer Service Award for the month of October. On behalf of the Board of Education, Mr. Ledesma presented to Mr. Osborn a Certificate of Recognition.

As a follow-up to the Teacher of Year Banquet, Dr. Deligianni expressed her pride and appreciation of the teachers within Orange Unified.

Mr. Wayland recognized the students and their service groups who were helping with the Treats-in-the-Streets event in the City of Orange. He added that these students are doing an "outstanding job promoting our schools."

Mrs. Moffat added that the PTA Council from Orange Unified also participates in the Treats-in-the-Streets event and gives away educational/academic goodies such as books.

Item 9.D. State of the School Report – Orange High School

Lorraine Ngin, SACBE Representative from Orange High School, presented her state of the school report highlighting academic, sports and social activities.

10. APPROVAL OF MINUTES

None

11. PUBLIC COMMENT: Non-Agenda Items

No speakers

12. ACTION ITEMS

Item 12.A. Resolution of the Board of Education of the Orange Unified School District Denying the Proposed Charter School Petition and Proposal for Global Tides @Orange County Charter School

On September 9, 2009, the District received a petition and charter school proposal for the establishment of the Global Tides @ Orange County Charter School, an online K-12 charter school. The Board of Education held a public hearing with respect to the petition for Global Tides @ Orange County Charter School on September 24th to consider the level of support for the petition by teachers employed by the District, other employees of the District, and parents. There were no speakers at the public hearing. District staff has provided a thorough review of the Global Tides @ Orange County Charter School petition and proposal for the Board of Education. The factual findings illustrated in the Staff Report demonstrate that the petition and proposal fail in three out of five legally required areas of Education Code Section 47605(b):

1. The charter school presents an unsound educational program for the students to be enrolled in the charter school;
2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition; and
3. The petition does not contain reasonably comprehensive descriptions of the required charter elements.

Education Code Section 47605 provides that the Board shall either grant or deny the charter within 60 days of receipt of the petition.

Motion No. 36

It was moved by Mrs. Moffat, seconded by Mr. Ortega and carried by a vote of 7-0 to adopt Resolution No. 11-09-10 and deny the petition and proposal for the establishment of the Global Tides @ Orange County Charter School under the California Charter Schools Act.

13. INFORMATION/DISCUSSION ITEMS

Item 13.A. Annual Audit Report for Fiscal Year 2008-09

The firm of Nigro, Nigro & White presented information from the 2008-09 audit report. The general objectives of an audit are to determine whether: (1) the District's financial statements are presented fairly in accordance with generally accepted accounting principles; (2) there is effective district control over and proper accounting for revenues, expenditures, assets, and liabilities; (3) state and federal reports and claims for advances or reimbursements contain accurate and reliable financial data and are presented in accordance with the terms of applicable agreements; and (4) state and federal funds are being expended in accordance with the terms of applicable agreements and those provisions of law or regulations that could have a material effect on the financial statements or on the awards tested.

The independent audit of the 2008-09 fiscal records for the District indicates a positive financial

status and ongoing maintenance and improvement of appropriate internal controls. The ending balances for all funds have been verified to be those previously stated in the District's Standardized Account Code Structure (SACS) Financial Reporting documents on file with the California Department of Education and those indicated in the independent accounting system of the Orange County Department of Education, which maintains ledgers on all payroll, warrant, and financial transactions of any sort of each school district located within Orange County.

Item 13.B. Budget Update

On October 15, 2009, the Board received a staff report including a multi-year budget projection identifying the need to reduce at least \$16 million in fiscal years 2010/11 and 2011/12. Staff has been meeting with representatives of the employee groups and site administrators to identify potential budget reductions. Staff presented a list of potential budget reductions under consideration.

14. CONSENT ITEMS

Motion No. 37

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

Item 14.A. Gifts

The following item and attached list of cash donations totaling \$96,003.71 were donated to the District for use as indicated. A letter of appreciation will be forwarded to the benefactors.

- Two Motorola UHF Walkie-Talkies to be used for security on campus at Orange High School, donated by Mr. Peter Hopkins

Item 14.B. Purchase Orders List

The Board approved the Purchase Order List dated October 5, through October 18, 2009 in the amount of \$1,489,399.65. See attached Purchase Orders Lists.

Item 14.C. Warrants List

The Board of Education approved the Warrants List dated October 5, through October 18, 2009 in the amount of \$2,535,968.25. See attached Warrants List.

Item 14.D. Acceptances of Completed Contracts and Filing of Notices of Completion

The following contract was accepted by the Board:

Resolution No. 06-07-08:	Energy Conservation Program
Project:	Cerro Villa Middle School
Board Approval:	September 27, 2007
Original Purchase Order:	803937
Completion Date:	October 5, 2009
Contractor:	Chevron Energy Solutions Co.
Original Project Amount:	\$2,723,699
Change Order Amount:	\$ -0-

Total Project Amount:	\$2,723,699
Fund:	Special Reserves (40)

Item 14.E. Personnel Report

The Board approved the attached Personnel Report.

Item 14.F. Contract Services Report – Educational Services

The Board approved the following service contract:

EBSCO PUBLISHING

EBSCO Publishing, a database service company, is providing a renewed service agreement for the 2009-10 school year to the District to provide the rights and licenses for their *Ultra Online Package: K-12 version, Middle Online Package* and access to the complimentary *Advanced Placement Source*. This service entitles all teachers and students in the District to have access to the EBSCO online searchable full text articles from periodicals, image collections, primary source documents, encyclopedias, and almanacs from school or at home. This service supports student research along with teacher research and professional development.

Educational Technologies.....not to exceed.....\$20,825

TITLE VII NATIVE AMERICAN PROGRAM HERITAGE CELEBRATION

The District’s Title VII Native American Education Program will recognize Native American Heritage on November 17 at McPherson Magnet School. The event will include Native American speakers, dancers, storytellers, and singers who will provide a Native American educational experience and cultural exchange. This year the celebration will focus on local indigenous cultures. District third grade teachers and students will be invited to attend the event as an enrichment activity to the third grade social studies curriculum. Fiscal impact will be the expenditure of restricted categorical fund monies.

Title VII (Native American).....not to exceed.....\$2,400

Item 14.I. Study Trips

The following study trips were approved by the Board of Education:

El Modena High School – Marching Band & Colorguard – Fresno, CA – November 20-22, 2009

El Modena High’s Marching Band & Colorguard, under the direction of Randy Ames, will travel to Fresno for the Western Band Association Marching Band Contest to compete in the Western Band Association Championships. Thirty-six male and twenty-four female students will be accompanied by ten adult female and ten adult male chaperones and will stay at the Piccadilly Inn Airport. Cost per student is \$200 and scholarships are available. Transportation will be provided by Ameri Charter Buses, funded by band boosters. Students will miss one day of school. No substitute is required.

Canyon High School – Boys Wrestling Team – Vista, CA – December 4–5, 2009

Canyon High’s Boys Wrestling Team, under the direction of coach Scott Lawson, will travel to Vista to participate in the Vista Freshman Duals Wrestling Tournament to compete against other teams from throughout Southern California. Twenty male students will be accompanied by five male adult chaperones and will stay at the Quality Inn, Oceanside. Parents will provide transportation for their student, and any parent driving a student other than their own will have an approved OUSD driver

certificate on file prior to this trip. There is no cost per student. Students will miss one school day. No substitute is required.

Canyon High School – Boys Wrestling Team – Las Vegas, NV – December 17-20, 2009

Canyon High's Boys Wrestling Team, under the direction of coach Scott Lawson, will travel to Las Vegas to participate in the Las Vegas Holiday Wrestling Tournament to compete against teams from Nevada, Arizona, Utah, Oregon, and Washington. Fourteen male students will be accompanied by three male adult chaperones and will stay at the Hilton Hotel. Parents will provide transportation for their student, and any parent driving a student other than their own will have an approved OUSD driver certificate on file prior to this trip. Total cost per student is \$50, funded by parents and boosters, and scholarships are available. Students will miss one day of school. No substitute is required.

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

The Board placed the attached list of textbooks on display for the 30-day review period to be considered for adoption at the December 10th Board meeting.

Item 14.I. No Child Left Behind Supplemental Education Services

The Board approved the No Child Left Behind Supplemental Educational Services contracts with State/District approved service providers.

Item 14.J. First Quarter Report of Uniform Complaints for the Williams and Valenzuela Case Settlements

The Board received the Report of Uniform Complaints as mandated by the Williams and Valenzuela Case Settlements. One complaint was received regarding teacher vacancy and/or misassignment during the first quarter. The complaint was investigated by Human Resources and was found to be without merit.

Item 14.K. Expulsion of Student: Case No. 09-10-12

The Board upheld the administrative recommendation.

Item 14.L. Expulsion of Student: Case No. 09-10-13

The Board upheld the administrative recommendation.

Item 14.M. Contract Services Report – Pupil Services

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

COREMEDICAL GROUP

In addition to occupational therapy services which the Board approved on June 18, 2009, the original contract will be amended to include physical therapy services, assessments and consultation for students with special needs during the 2009-10 school year. No additional funds required.

PROVIDENCE SPEECH & HEARING CENTER

Services are required for the purpose of providing assessments to students with special needs during the 2009-10 school year.

Special Education not to exceed \$2,000

15. PUBLIC COMMENT: Non-Agenda Items

No speakers.

16. OTHER BUSINESS

None.

17. ADJOURNMENT

By call of the chair, the meeting adjourned at 8:02 p.m.



Mark D. Wayland
Clerk of the Board