

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

**Thursday • March 25, 2010
6:00 P.M. • Closed Session
7:00 P.M. • Regular Session**

MINUTES

1. CALL MEETING TO ORDER

Board President John Ortega called the meeting to order at 6:00 p.m.

2. ESTABLISH QUORUM

A quorum was established.

SUPPLEMENTAL CLOSED SESSION ITEM

Item 4.C. PUBLIC EMPLOYEE APPOINTMENT
Government Code 54957
Title: Assistant Superintendent, Educational Services

Motion No. 75

It was moved by Mrs. Nichols, seconded by Mr. Wayland, and carried by a vote of 4-0 (Absent: Moffat, Ledesma, Ortega) to add Item 4.C., as stated above, to the closed session agenda.

3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

No Comment.

4. ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 6:01 p.m. to discuss the following items:

- A. Public Employee Employment/Discipline/Dismissal/Release
- B. Conference With Labor Negotiators
Employee Organizations: 1) Orange Unified Education Association
2) California School Employees Association
- C. Public Employee Appointment
Title: Assistant Superintendent, Educational Services

5. CALL TO ORDER – REGULAR SESSION

Mr. Ortega called the meeting to order at 7:01 p.m.

6. PLEDGE OF ALLEGIANCE

Mr. Ortega invited the audience to join together in reciting the Pledge of Allegiance.

7. REPORT OF CLOSED SESSION DECISIONS

The Board took action to appoint Gunn Marie Hansen, Ph.D., to the position of Assistant Superintendent, Educational Services for the Orange Unified School District to be effective July 1, 2010.

8. ADOPTION OF AGENDA

Motion No. 76

It was moved by Mr. Wayland, seconded by Mrs. Nichols, and carried by a vote of 7-0 to adopt the March 25, 2010 agenda.

9. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Dr. Dreier thanked Christy Covington, kindergarten teacher at Serrano Elementary School, for providing her students' art work to Dr. Dreier's office.

Dr. Dreier commented on the *Principal for a Day* program that took place yesterday. The event partners a community member with a school principal to shadow them throughout the morning at their school site. The purpose of *Principal for a Day* is to foster relationships within the community and to share the outstanding work of OUSD teachers, students and staff. A brief reception was hosted at the District Office welcoming the Principals for a Day. Refreshments and decorations were sponsored by the Orange Education Foundation and the Original Pancake House.

Dr. Dreier noted that she delivered her State of the District third quarter podcast to all District employees regarding the impact the financial crisis has had on the District. This podcast is also posted on the OUSD web site and is available free of charge on iTunes.

Dr. Dreier remarked on the various rotary clubs that have continued to be generous to our schools this year. Recently, Richland HS was awarded a \$2,100 grant from the North Orange Rotary for their library and Canyon Hills was the beneficiary of a \$1,600 donation from the Anaheim Hills Rotary Club for a new therapy room. Also, the Villa Park Rotary Club presented a number of OUSD teachers with mini-grants totally \$4,000.

Item 9.B. Board Presidents Report

Mr. Ortega extended his thanks to all OUSD employees who are doing a great job during these very challenging times.

Mr. Ortega noted that it was requested by two Board members, Mrs. Moffat and Mr. Wayland, to look at changing the May 27th meeting. Mr. Ortega noted that he cannot make any changes solely. He asked that the members of the Board contact the Superintendent's office with their availability on different dates.

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

(i) Outstanding Employee of the Month

The Board of Education recognized Katie Baker, Purchasing Clerk in the Purchasing Department, as the recipient of the Outstanding Customer Service Award for the month of March. On behalf of the Board of Education, Mr. Ortega presented a Certificate of Recognition to Ms. Baker.

(ii) Board Recognition

Mrs. Smith thanked Larry Cohn, President of the Legislative Coalition, and Christina Bayles for working on the Sacramento trip. Mrs. Smith also was a part of the trip and was appreciative of being to attend and meet with the legislators. She added that the trip was productive and well worth the time that was necessary to present the platform.

Mrs. Moffat congratulated Serrano Elementary School for their Science Fair that took place on March 16. There were approximately 500 science projects, all very well done.

Mrs. Moffat congratulated the District's elementary science program for their Community Science Night that took place at Santiago Canyon College. Under the direction of Peg Benzie, many families attended and numerous hands-on activities. Many teachers volunteered to lead those activities that evening.

Mrs. Moffat congratulated the Santiago Canyon College Woman's Soccer team that finished No. 1 in the nation for community colleges.

Mrs. Moffat noted that Mark Trumbo, a 2004 graduate of Villa Park High School, is on the regular roster of the Anaheim Angels.

Mr. Wayland noted that last Friday he was invited by Col. Ruthenberg from Orange High School to accompany the JROTC marines to Camp Pendleton for the annual "Battle of Colors." He remarked that there were a number of high schools present, but Orange High School stood out as the best and received many positive comments from others.

Dr. Deligianni remarked on her visit to Canyon High School last week. She thanked the Superintendent for assisting her as well as the principal and staff for the warm welcome.

Dr. Deligianni noted that a Canyon High School alumni, Barry Nestande, passed away. She asked to adjourn the meeting in his memory.

Item 9.D. State of the School Report – Cerro Villa Middle School

Hayley Lu, student representative from Cerro Villa Middle School, presented information and updates regarding her school.

10. APPROVAL OF MINUTES

none

11. PUBLIC COMMENT: Non-Agenda Items

Speakers

Larry Cohn, President of Legislative Coalition, provided a report of the group's trip to Sacramento on March 15-16. He noted that it was a successful trip, given the condition of the state. They were very well received by the legislators as was their platform, particularly the item referring to the ADA for online classes.

Larry Cohn, co-chair of El Modena's Grad Nite, noted that there would be an annual car raffle in support of Grad Nite. The car to be raffled will be a 2010 Kia Soul, from Kia Motors. The raffle will be held on June 4; tickets are \$25.

12. ACTION ITEMS

Item 12.A. Public Hearing – Initial Reopener Proposal to the Orange Unified Education Association for 2010-11 Reopener Negotiations

The Board of Education is required to hold a public hearing on the District's initial proposal (attached) to the OUEA. The proposal will be referred to the representatives of OUEA as part of the negotiation process.

Public Hearing

The Board President closed the regular meeting of the Board of Education and opened the public hearing at 7:36 p.m.

Speakers

None

The Board President closed the public hearing and reopened the regular Board of Education meeting at 7:37 p.m.

Motion No. 77

It was moved by Mrs. Nichols and seconded by Dr. Deligianni to authorize the District's negotiators to submit the attached initial proposal to the OUEA for 2010-11 reopener negotiations.

Discussion

Mr. Ledesma asked for clarification as to how this proposal will be affected by the May Revise state budget. He noted that this initial proposal could be impacted by the May Revise numbers because the numbers in January may be different that we see from the state as far as budgeting for the out years. The cost to run the District in March does not mean the cost of running the District in May will be the same. Mr. Ledesma asked Spencer Covert to respond.

Mr. Covert responded that the language used in the proposal is sufficiently broad to say "compensation in the article is to be reviewed, discussed and negotiated including..." with examples provided. These are intended as examples; they are not limiters; they are examples. If it becomes necessary to include additional cost containment measures, staff will be able to do so at the negotiation table. This initial proposal is sufficiently broadly worded to allow significant

adjustments based upon future budget conditions that the District is going to face.

Motion No. 77 carried by a vote of 7-0 to authorize the District's negotiators to submit the attached initial proposal to the OUEA for 2010-11 reopener negotiations.

Item 12.B. Public Hearing – Initial Reopener Proposal to the California School Employees, Chapter 67, Association for 2010-11 Reopener Negotiations

The attached initial proposal to the California School Employees Association, Chapter #67, (CSEA) for 2010-2011 reopener negotiations was presented to the Board of Education for review and authorization. The proposal will be referred to the representatives of CSEA as part of the negotiation process.

Public Hearing

The Board President closed the regular meeting of the Board of Education and opened the public hearing at 7:42 p.m.

Speakers

None

The Board President closed the public hearing and reopened the regular Board of Education meeting at 7:43 p.m.

Motion No. 78

It was moved by Dr. Deligianni, seconded by Mrs. Moffat, and carried by a vote of 7-0 to authorize the District's negotiators to submit the attached initial proposal to CSEA for 2010-2011 reopener negotiations.

Item 12.C. Proposed Board Policy Revision – BP 6112, School Day – First Reading

The District's Board Policies are reviewed and updated periodically. This item pertains to an update to allow the District to pursue extended-day kindergarten. Education Code (EC) sections 8970-8974 authorize extended-day kindergarten if the Board adopts a policy establishing an early primary program in keeping with the recommendations of the School Readiness Task Force, found in *Here They Come: Ready or Not!* (1988). EC Section 8973 allows schools to offer extended-day kindergarten if both of the following conditions are met:

1. The kindergarten program does not exceed the length of the primary school day, and
2. The extended-day kindergarten program takes into account ample opportunity for both active and quiet activities with an integrated, experiential, and developmentally appropriate educational program.

Discussion

Mrs. Nichols questioned if there was much research as to the effectiveness of extended day kindergarten. What does a schedule for a full day of kindergarten look like and has that been shared with the teaching community?

Mr. Kisse responded that the California Department of education has significant research on this matter and the research is favorable in terms of the effect of extended day kindergarten. He noted that Mrs. Morga, Executive Director for Elementary Education, has had extensive conversations with teachers. Further, there are a number of schools who have an interest in exploring extended-day kindergarten.

It was suggested that Mrs. Morga provide a presentation before the second reading.

Motion No. 79

It was moved by Mrs. Nichols, seconded by Mrs. Smith, and carried by a vote of 7-0 to receive the attached proposed revision to Board Policy 6112, *School Day*, for a first reading.

13. INFORMATION/DISCUSSION ITEMS

Item 13.A. Progress Update on the District's Three-Year Strategic Plan, 2009-12

Dr. Dreier presented a progress update on the District's three-year Strategic Plan. See attached presentation. The presentation is also posted in the District's web site. Dr. Dreier noted that the expansion of the report includes a new organizational chart that creates another more effective use of our resources, which is the organization.

14. CONSENT ITEMS

PULLED ITEMS

Item 14.D. Contract Services Report – Administrative Services

Pulled by Mr. Wayland

Motion No. 80

It was moved by Mrs. Nichols, seconded by Mrs. Moffat, and carried by a vote of 7-0 to approve the consent items minus Item 14.D.

Item 14.A. Gifts

The following gifts and attached list of cash donations totaling \$88,850.54 was donated to the District for use as indicated. A letter of appreciation will be forwarded to the benefactors.

- Sound System for the multi-purpose room at Villa Park Elementary School, donated by VPE Home & School League

Item 14.B. Purchase Orders List

The Board approved the Purchase Order List dated February 22 through March 14, 2010 in the amount of \$960,161.42. See attached Purchase Orders Lists.

Item 14.C. Warrants List

The Board of Education approved the Warrants List dated February 22 through March 14, 2010 in the amount of \$6,480,176.26. See attached Warrants List.

Item 14.D. Contract Services Report – Administrative Services

This item was pulled for discussion and separate action. *See Motion No. 81.*

Item 14.E. Approval of CISCO Networking Communication & Maintenance – WSCA Master Price Agreement

The Board approved the use of Cisco Networking Communications & Maintenance Master Price Agreement Number 7-08-70-13, through May 31, 2010.

Item 14.F. Declaration of Surplus Items

The Board declared the items listed and described as surplus and approved the public and private disposition of the surplus items in accordance with Education Code Section 17545 and Board Policy 3270. See attached list.

Item 14.G. Liability Claim No. 09/10-010

The Board rejected claim No. 9/10-010.

Item 14.H. Personnel Report

The Board approved the attached Personnel Report.

Item 14.I. Teacher Assignment/Consent Report

The Board approved the Teacher Assignment/Consent Report

Item 14.J. Study Trips

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

Villa Park High School – Boy’s Golf Team – Maui, Hawaii – April 4-11, 2010

Villa Park High’s Boys Golf Team, under the direction of Coach Chris Salio, will travel to Maui, Hawaii to participate in the Maui Invitational during spring break, competing with local high schools in Maui. Students will also have an opportunity to learn the culture and experience the local traditions. Eleven male student/athletes will be accompanied by two male adult chaperones and will stay at a residence provided by Vacation Rentals By Owner (VRBO). Transportation will be provided by Continental Airlines from LAX. The cost per student is \$1,200 and scholarships are available. Students will not miss any school days. A substitute is not required.

Orange High School – Key Club - Sacramento, CA – April 9-11, 2010

Orange High’s Key Club, under the direction of Kami Kenyon, will travel to Sacramento to participate in the Key Club Region 3 District Convention during spring break. Students will be given the opportunity to build leadership skills through workshops, from fellow members, and the guest inspirational speaker. Students attend workshops that help them develop valuable skills like time management, public speaking, and learn how they can stay involved in college. Nine female and eight male students will be accompanied by one female and one male adult chaperones and will stay at the Grant Sheraton, Sacramento. Transportation will be provided by Certified Transportation Services, funded by Key Club. The cost per student is \$190 and scholarships are available. Students will not miss any school days. A substitute is not required.

Villa Park HS – Future Business Leaders of America (FBLA) – Irvine, CA - April 15-18, 2010

Villa Park High's Future Business Leaders of America, under the direction of Theresa Hagelbarger, will travel to Irvine to participate in the FBLA State Leadership and Competition. Students will attend workshops and seminars that include business trends and business careers and will have the opportunity to network with business professionals and students from schools statewide. Fifteen female and fifteen male students will be accompanied by one female and one male adult chaperones and will stay at the Hyatt Regency, Irvine. Parents will provide transportation for their student. The cost per student is \$183 and scholarships are available. Students will miss one day of school day. A substitute will be required, funded by ASB.

El Modena High School – Speech and Debate Team – Bakersfield, CA – April 15-19, 2010

El Modena's Speech and Debate Team, under the direction of Coach Molly Chertock, will travel to Bakersfield to compete in the California High School State Speech Championship Tournament. The tournament represents the best students in California high school competitive speech. One female and three male students will be accompanied by two female and one male adult chaperones and will stay at the La Quinta Inn, Bakersfield. Parents will provide transportation for their student. Total cost per student is \$200 and scholarships are available. Students will miss two days of school. A substitute will be required, funded by ASB.

Item 14.K. Vocational and Applied Technology Act (VATEA) Tech Prep Consortium-Sub Contract Agreement

The Board approved the Vocational and Applied Technology Act Tech Prep Consortium-Subcontract Agreement for the 2009-10 school year.

Item 14.L. Course Approvals: Chinese III, Class Piano, IB Biology HL II

The Board approved the above-noted courses presented by the District's Educational Services Division.

Item 14.M. Textbook Adoptions – Final

The Board adopted the attached list of textbooks for the Orange Unified School District.

Item 14.N. Expulsion of Student: Case No. 09-10-35

The Board upheld the administrative recommendation.

Item 14.O. Expulsion of Student: Case No. 09-10-36

The Board upheld the administrative recommendation.

Item 14.P. Expulsion of Student: Case No. 09-10-37

The Board upheld the administrative recommendation.

Item 14.Q. Expulsion of Student: Case No. 09-10-38

The Board upheld the administrative recommendation.

Item 14.R. Expulsion of Student: Case No. 09-10-39

The Board upheld the administrative recommendation.

Item 14.S. Expulsion of Student: Case No. 09-10-40

The Board upheld the administrative recommendation.

Item 14.T. Contract Services Report – Pupil Services

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

BRAILLE CONSULTANTS, INC.

Specialized services are needed to provide assessments, consultation and direct services for special education students who are visually and multiple impaired according to their individual education plan during the 2009-2010 school year.

Special Education not to exceed \$100,000

SO. CALIFORNIA COLLEGE OF OPTOMETRY

Services are required to provide assessments, consultation and direct services for special education students during the 2009-2010 school year.

Special Education not to exceed \$2,200

SPECIAL EDUCATION STUDENT #8082

As the result of a settlement agreement, the District will reimburse the parents for educational costs for the 2009-2010 school year.

Special Education not to exceed \$10,600

PULLED ITEM

Item 14.D. Contract Services Report – Administrative Services

Mr. Wayland requested clarification on Nyberg Architects. Mr. Christensen stated that the costs are “soft” costs and also working with the Division of State Architects (DSA), who approves the plan.

Mr. Wayland requested clarification of J.D. Diffenbaugh, Inc. regarding the additional money requests. He requested taking a walk around the campus of Yorba to view the progress of the project.

Motion No. 81

It was moved by Mr. Wayland, seconded by Mrs. Smith, and carried by a vote of 7-0 to approve the Contract Services report for Administrative Services as follows:

J.D. DIFFENBAUGH, INC.

The District awarded Bid No. FC6019 – Modernization – Yorba Middle School to J.D. Diffenbaugh, Inc., on June 18, 2009. Change Order 2.d, 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.

Special Reserve/Capital Projects.....\$2,886

NYBERG ARCHITECTS

The District requires site design services for the installation of a portable, and restroom alterations at Palmyra Elementary School. Staff has determined that it is in the best interest of the District to enter into an agreement with Nyberg Architects for these services in connection with adding one portable for growth and required restroom alterations.

Capital Facilities\$14,000

15. PUBLIC COMMENT: Non-Agenda Items

None

16. OTHER BUSINESS

Mrs. Smith stated that most of the legislators that they met with in Sacramento were willing to verbally support continued flexibility. However, there is currently no legislation that backs that up. Currently, no one has written any legislation; there is no one supporting legislation; there are no bills currently before the senate, assembly, or education committees that would actually support the notion of continued flexibility in the categorical funding area and allowing school districts keep and/or increase their local control over their budget. Mrs. Smith wanted the public to understand that while you may hear from legislators that they support the idea, there is nothing backing it up.

17. ADJOURNMENT

Dr. Deligianni adjourned the meeting in memory of Barry Nestande. The meeting adjourned at 8:30 p.m.



Mark Wayland
Clerk of the Board