

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

**Thursday • September 13, 2012
6:00 P.M. • Closed Session
7:00 P.M. • Regular Session**

MINUTES

1. CALL MEETING TO ORDER

Board President Surridge called the meeting to order at 6:01 p.m.

2. ESTABLISH QUORUM

A quorum was established.

3. PUBLIC COMMENT ON CLOSED SESSION AGENDA ITEMS

No Speakers

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. PUBLIC EMPLOYEE APPOINTMENT
Title: Assistant Principal, Senior High School

5. CALL TO ORDER – REGULAR SESSION

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

6. PLEDGE OF ALLEGIANCE

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

7. REPORT OF CLOSED SESSION DECISIONS

Mr. Christensen reported on closed session decisions as follows:

- The Board of Education took action to approve the appointment of Eduardo (Eddie) Espinosa to the position of Assistant Principal, Senior High School. The vote of 6-0-1 (Absent: Ledesma).

8. ADOPTION OF AGENDA

Motion No. 18

It was moved by Mr. Ortega, seconded by Mrs. Singer, and carried by a vote of 7-0 to adopt the September 13, 2012 agenda.

9. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

Item 9.A. Superintendent's Report

Mr. Christensen commented on the terrorist attacks that took place 11 years ago on September 11, 2001. Throughout the District flags were displayed at half-staff and a moment of silence was observed at 8:46 a.m.

Mr. Christensen announced the OUSD students who have been named National Merit Scholarship Semi-finalists.

Mr. Christensen recognized the accomplishments of Orange High School agriculture teacher Patti Williams for being awarded the nationally recognized Honorary American FFA Degree. Ms. Williams was one of 57 teachers to be recognized through the United States.

Item 9.B. Board Presidents Report

No report

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

Dr. Deligianni congratulated the District on a 17-point gain on the API test scores, noting there have been higher test scores every year for the last four years cumulating in a total gain of 51 points for the District. She congratulated the teachers, administration, staff and the students for working very hard.

Mr. Wayland commented that the FFA program at Orange High School is unique to the District. He pointed out that if anyone wants to sponsor an animal through the FFA program to contact Patti Williams. Next, Mr. Wayland recognized and thanked the Orange High School choir and choir director Michael Short who came to the Orange Plaza to sing the National Anthem last Wednesday.

Mrs. Moffat recognized Karen Morris, community member, who sent an email highlighting that since 2008, 11 of 27 Orange County school districts are renovating their campuses because they have passed local facilities and improvement bonds. Mrs. Moffat did further research and found there were other bonds passed in Orange County for at least 34 bonds that have passed. She added that this the plan envisioned by the State of California for helping school districts improve, renovate and build new schools.

Item 9.D. Outstanding Employee of the Month

The Board of Education recognized Sonia Posthuma, School Community Assistant at Portola Middle School, as the recipient of the Outstanding Customer Service Award for the month of September. On behalf of the Board of Education, Mr. Surrige presented a Certificate of Recognition to Ms. Posthuma and expressed appreciation for her dedication to the District.

Item 9.E. Student Board Members – Introduction

Aileen Sterling, Executive Director for Secondary Education, introduced the student board members for the 2012-13 school year as follows:

Brian Cully..... Canyon High School
 Thomas Finn El Modena High School
 Viridiana Sanchez Orange High School
 Tomas Plasencia..... Richland High School
 Grant Klasna Villa Park High School

10. APPROVAL OF MINUTES

July 26, 2012 (Regular Minutes)

Motion No. 19

It was moved by Mr. Ortega, seconded by Dr. Deligianni, and carried by a vote of 7-0 to approve the July 26, 2012 regular meeting minutes.

11. PUBLIC COMMENT: Non-Agenda Items

Speakers

None

12. ACTION ITEMS

Item 12.A. District Advisory Committee (7/11 Committee) Final Report and Recommendation for the Use or Disposition of Surplus Real Property

Speakers

Deborah Johnson, a resident in the Silverado Canyon community, stated that in speaking with a number of residents it appears that the community consensus is for the County to take over the school property. The land around the Silverado School is being put into County parkland. The County has assured the community that they would keep the Children’s Center open, which is vital to the community. Ms. Johnson shared that the community would appreciate it if OUSD would work with the County in trying to reach an agreement for the County to take over the school property.

Background

Evaluation and disposal of surplus property are identified as strategies under “Effective Use of Resources” of the District’s strategic plan. Education Code section 17388 provides for the appointment of a District Advisory Committee to advise the Board of Education concerning the use or disposition of surplus real property not needed for school purposes. Kevin Johnson, Management Team member from El Rancho Charter School and chairperson for the Surplus Property Committee (7-11 Committee), presented a report to the Board of Education.

On November 18, 2010, Resolution No. 13-10-11 was approved, authorizing staff to form a District Advisory Committee to recommend the use or disposition of surplus real property, namely the Silverado and Riverdale school sites.

The Committee met five times over a three-month period. The meetings, held on June 20 and July 11, reviewed District-wide demographics, student enrollment projections, the plan/zoning, evaluated school site capacity, and alternatives for future school facilities. Two public hearings were held on July 30 and August 8, 2012 to receive community input on the potential surplus properties under consideration.

The Final Report and Recommendations were approved by the Committee at the final meeting on August 27, 2012. These recommendations considered community input and the review and evaluation of related data. The Board of Education may either adopt the Committee's recommendations or reach different conclusions concerning one or both of the potential surplus properties.

The Advisory Committee discussed properties and developed a priority list of use of surplus properties that would be acceptable to the community. Per California Ed Code, these properties were prioritized as follows:

Riverdale Property: Priority #1 – Sell the Property
Priority #2 – Lease the Property
Priority #3 – Exchange the Property

Silverado Property: Priority # 1 – Sell the Property
Priority #2 – Lease the Property
Priority #3 – Exchange the Property

In consideration of the above-described priority list, the Committee made the following recommendation:

Riverdale Property: Priority #1 – Sell the Property at the property's highest and best use value
Priority #2 – Lease the Property
Priority #3 – Exchange the Property

Silverado Property: Priority # 1 – Sell the Property at the property's highest and best use value
Priority #2 – Lease the Property
Priority #3 – Exchange the Property

Motion No. 20

It was moved by Mr. Ortega, seconded by Mr. Surridge, and carried by a vote of 7-0 to receive the Final Report of the District Advisory Committee as presented.

Item 12.B. Approval of the Exclusive Negotiation Agreement with Fairfield Residential LLC, for the Development of the Peralta Property

Speakers

The following individuals spoke in opposition to the development of the Peralta Site:

Billy Campana, community member, urged the Board to vote no on entering into an agreement with

Fairfield as a developer for the Peralta Property. He would like to look at other options for the development of the property and to work together to pass a school bond. He noted that the community will be forming an association.

Lori McNair urged the Board to hold on a vote. She stated that there has not been enough time, enough research to make such a decision that will have a likely negative impact on the neighborhood.

Dan Graupensperger reiterated what Lori McNair said. He asked to see the document and was referred to the Board agenda.

Jim Van Delsam stated he strongly opposed any development of the Peralta Property that would require any rezoning.

Michael Ristig urged the Board to vote no at this time.

Catherine Spalding stated that she had a lot of concerns regarding the development that is being proposed of 380 apartments to the Peralta Site.

Molly Eubanks stated that the values of the properties surrounding the Peralta Property would be negatively impacted and urged the Board to vote no.

Michael Lopez stated that the neighborhood will form a formal association, noting that the community is passionately opposed to any development of the Peralta Property.

Cathy Stills stated she is extremely concerned about the development of the Peralta Site and is urged the Board to vote no.

Jason Shuppert urged the board to postpone their decision tonight. He commented on the Fairfield properties developed in the area.

By consensus, the Board agreed to go beyond the time limit for public comment.

Barry Flynn expressed his concern about the timing of trying to enter an agreement with Fairfield Properties on an exclusive basis.

Bora Proko commented on the vacancies and crime statistics within the zip code area of other local Fairfield properties.

Jim Dinwiddie stated that he strongly objects to the decision for the use of the Peralta Site as a large residential complex. He commented on the ENA and expressed his concerns with the document.

Carol Green stated she was opposed to the development of the Peralta Property and urged the Board to vote no.

Carol Graupensperger asked the Board not to pass the Exclusive Negotiating Agreement with Fairfield Properties. She asked that there be more dialogue with the neighbors.

Background

In November 2011, the District obtained a waiver from the State Board of Education regarding surplus property procedures set forth in Education Code section 17466 *et seq* for the lease of real property located within the District at 2190 N. Canal Street, Orange, California, known generally as the Peralta Site. This waiver allows the District to dispose of the Peralta Site through a Request for Proposals (RFP).

At the February 16, 2012 meeting, the Board of Education approved Resolution No. 12-11-12, declaring the District's intent to offer the Peralta Site for lease through the issuance of the RFP. The RFP was made available on February 20, 2012 in the Business Services Division and subsequently posted on the District's website. A total of five proposals were received by the District for the development of the Peralta Site. Two of the five proposers did not conform to the essential terms of the RFP and were therefore deemed to be nonresponsive.

On June 7, 2012, the three responsive proposers – City Ventures LLC, Fairfield Residential LLC, and Peralta Apartment Partners – presented their development proposals to the Board of Education.

On July 26, 2012, the Board of Education selected Fairfield Residential LLC as the developer of choice for the Peralta Property and delegated authority to the Superintendent or his designee to negotiate an Exclusive Negotiation Agreement (ENA) and subsequent Ground Lease, each of which to be presented to the Board.

The Exclusive Negotiation Agreement has been finalized and is attached. The ENA was reviewed and approved by legal counsel and staff.

Legal Discussion

Constance Schwindt, legal counsel from Atkinson, Andelson, Loya, Rudd and Romo, spoke briefly about the ENA, what its purpose is, where it fits into this process and what the next steps would be. The ENA is an agreement to negotiate, specifically to negotiate a ground lease and a ground lease option. The ENA sets for the parameters wherein that negotiation takes place. The ENA identifies that the District would be negotiating exclusively with Fairfield; the District would not be able to negotiate with other parties or to seek proposals from anyone else during that ENA period. Once that six-month period passes, if there has not been a ground lease and a ground lease option negotiated and the option executed, the ENA would terminate and the Board could decide where to move from there.

Motion No. 21

It was moved by Mr. Ledesma to approve the Exclusive Negotiation Agreement with Fairfield Residential LLC for the development of the Peralta property.

Mrs. Moffat moved to reject the recommendation.

Mr. Surridge asked for a second to the Motion on the floor.

Motion No. 21 was seconded by Mrs. Singer.

Board discussion ensued among all Board members regarding the Peralta Property

Mr. Ledesma called for a roll call vote.

Mr. Surridge clarified that the motion was to approve the Exclusive Negotiation Agreement with Fairfield Residential LLC for the development of the Peralta property.

Mrs. Singer pulled her second to the motion.

Mr. Surridge seconded the motion (Motion No. 21).

Motion No. 21 failed by a vote of 3-4. The roll call vote was as follows:

- | | |
|---------------|-----|
| 1. Deligianni | No |
| 2. Ledesma | Yes |
| 3. Moffat | No |
| 4. Ortega | Yes |
| 5. Singer | No |
| 6. Surridge | Yes |
| 7. Wayland | No |

Item 12.C. Adoption of 2011-12 Unaudited Actuals and Revised Budget for 2012-13

Orange Unified School District, as a single-adoption District, adopted the 2012/13 budget on June 7, 2012. *Education Code* section 42127(i)(4) specifies that within 45 days after the Governor signs the budget, the district shall make available for public review any material revisions in the revenues and expenditures made available by the Budget Act. In compliance with AB 1200 requirements, the Board of Education is presented the 2011/12 Unaudited Actuals for approval by September 15.

Average Daily Attendance: Average daily attendance of 27,124.21 (not including District charter schools) is used for purposes of calculating the Revenue Limit Apportionment. The following chart is a composition of 2012/13 ADA:

<u>ADA</u>	
OUSD	26,701.24
AB1446 declining enrollment protection	116.25
Non-Public Schools	39.26
OUSD Community Day School	43.21
County Special Education	18.34
County Community Schools	<u>205.91</u>
Subtotal	<u>27,124.21</u>
El Rancho Charter	1,149.87
Santiago Charter	<u>940.44</u>
Subtotal (Charter School Only)	<u>2,090.31</u>
GRAND TOTAL	<u>29,214.52</u>

Revenues: Included in the revenue of the District's budget for 2012/13 is a 3.24% cost of living adjustment (COLA) with a 22.272% Revenue Limit Deficit. The COLA and deficit yield a

deficit revenue limit of \$5,213.77 per ADA for 2012/13. The 2012/13 Budget revenue component now reflects deferred revenues/carryovers from the 2011/12 fiscal year. The unexpended entitlements have been included in components of the 2011/12 ending fund balance and added to the 2012/13 expenditure lines. These entitlements, including: Medical-Cal Billing Option, SB70 Mental Health, Economic Impact Aid, and Quality Education Investment Act, amount to approximately \$4.5 million.

Other unexpended/remaining components of the 2011/12 ending fund balance are non-resident tuition, site carryover, site/department donations, Instructional Materials, Credential Support, AP Fee Reimbursement and Medi-Cal Administration Activities and totaling approximately \$2.0 million.

Federal and state categoricals are projected at 2011/12 allocations with increases in COLA of 0% for those entitlements and grants known to be ongoing.

Expenditures: Supplies, services/operating expenses, and capital outlay are in conformity with estimated site and program budgets.

Ending Balance: The projected ending balance of \$49,721,236 is comprised of the following:

Revolving Cash	\$100,000
Stores	\$150,000
Non-Resident Tuition	\$56,127
Reserve for Economic Uncertainties (3%)	\$6,849,493
Unappropriated Amount	\$42,565,616

The ending balance meets the state-required 3% reserve, and the 2012/13 budget complies with the AB1200 accountability guidelines as set forth by the State of California. The First Interim Report will be presented to the Board of Education at its' December 13, 2012 meeting. The Second Interim will be presented at the first meeting in March 2013.

Transfer Resolution: Resolution Nos. 02-12-13 and 03-12-13 are the technical mechanisms which the Orange County Department of Education uses to authorize and input the information shown in the 2011/12 Unaudited Actuals and the 2012/13 Revised Budget.

Motion No. 22

It was moved by Mrs. Singer, seconded by Dr. Deligianni, and carried by a vote of 7-0 to adopt the 2011/12 Unaudited Actuals and 2012/13 Revised Budget and authorized staff to implement the necessary transfers as shown in Transfer Resolutions Nos. 02-12-13 and 03-12-13.

Item 12.D. Resolution No. 04-12-13: Approval to Refinance the 2003 Certificates of Participation

On April 24, 2003, the Board of Education authorized staff to refund and restructure the outstanding Certificates of Participation (COP's). The refunding and restructuring allowed the District to pay off approximately \$11 million of its balance and issued approximately \$53 million of new borrowing.

The total debt service payment on the outstanding COP's is approximately \$74.3 million (\$49.7 principal balance plus \$24.6 in interest) with an average interest rate of 4.68%. The debt is serviced from the current ongoing pass-through agreements with various redevelopment agencies. The revenues are deposited in the Debt Service Fund (Fund 56), which can only be used to satisfy the debt. Currently, the fund has a cash balance of approximately \$11.7 million. There is no impact to the General Fund.

In order to take advantage of favorable interest rates prevailing in the municipal bond market, the District wishes to refinance its obligations with respect to the 2003 Certificates, and to that end, the District and the Corporation have received proposals from four financial institutions for the purpose of refinancing the 2003 Lease Payments and the 2003 Certificates.

Financial Institution	Rate	Term	Gross Savings
Green Campus Partners	3.35%	17 years	\$23.4 million
Green Campus Partners	2.89%	12 years	\$28.2 million
JP Morgan Chase	2.62%	12 years	\$29.2 million
Banc of America	2.50%	12 years	\$30.0 million

Using \$11.7 million from Fund 56 to pay down the principal balance, the District will only be required to issue the reduced amount of \$38 million of new borrowing. This new issuance would also shorten the remaining term from 17 years to 12 years thereby maximizing the benefit from a lower interest rate and shorter term. The refinancing will allow the District to save approximately \$30 million in interest payments over 17 years.

The debt will be serviced from the current ongoing agreements with six different redevelopment agencies and will not impact the General Fund. No impact to the General Fund. Payments will be made from existing pass-through agreements with redevelopment agencies. The fiscal impact is approximately \$30 million savings in interest expense over 17 years.

Motion No. 22

It was moved by Mr. Ortega, seconded by Mrs. Singer and carried by a vote of 7-0 to approve Resolution No. 04-12-13: Refinancing of 2003 Certificates of Participation.

Item 12.E. Educational Services: Proposed Board Policy Revisions

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

At the August 23, 2012 meeting, the Board of Education received and approved proposed revisions to particular Board Policies for a second reading. Two Board Policies were pulled for further consideration. Tonight, these policies are presented for approval:

- BP 5125.1 Release of Directory Information
- BP 5145.11 Questioning and Apprehension

Motion No. 23

It was moved by Mr. Ortega and seconded by Mr. Wayland to approve Board Policies 5125.1 and 5145.11 as proposed.

Amended Motion

It was moved by Mrs. Moffat and seconded Mrs. Singer to amend the motion to consider each board policy individually.

Discussion

Mrs. Moffat asked if there is anything in the law that would prevent the school district from having a policy that says that we will call a child's parents in the event that a police officer or peace officer comes on campus to interrogate them.

The **Amended Motion** failed to carry by a vote of 2-5 (No: Deligianni, Ledesma, Ortega, Surridge, Wayland).

Mrs. Moffat asked for a roll call vote.

Motion No. 23 to approve Board Policies 5125.1 and 5145.11 as proposed carried by a vote of 6-1. The roll call vote was as follows:

- | | |
|---------------|-----|
| 1. Deligianni | Yes |
| 2. Ledesma | Yes |
| 3. Moffat | No |
| 4. Ortega | Yes |
| 5. Singer | Yes |
| 6. Surridge | Yes |
| 7. Wayland | Yes |

13. INFORMATION/DISCUSSION ITEMS

No Items

14. CONSENT ITEMS

Motion No. 24

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 following item and attached list of cash donations totaling \$21,466.35 was donated to the District for use as indicated. A letter of appreciation will be forwarded to the benefactors.

- Student school supplies to Orange High School, donated by Argosy University, Orange, CA

Item 14.B Purchase Orders

The Board approved the Purchase Order List dated July 30, through August 19, 2012, in the amount of \$8,712,500.14. See attached Purchase Orders Lists.

Item 14.C. Warrants List

The Board approved the Warrants List dated July 30, through August 19, 2012, in the amount of \$4,047,224.97. See attached Warrants List.

Item 14.D. Contract Services Report – Business Services

The following contract services were approved.

MULTIPLE VENDORS CAPISTRANO USD, BID NO. 1112-01

Public Contract Code Section 20118 allows school districts the opportunity to utilize competitively bid contracts from other public agencies. Capistrano Unified School District's Bid No. 1112-01 for audio visual equipment awarded to multiple vendors (Aves Audio Visual Systems, Inc., Avid, B&H Photo & Electronics Corp.: dba B&H Photo Video, California Western Visuals, Digital Networks Group, Inc., Longs Electronics, Inc., Camcor, Inc., MNJ Technologies Direct, Inc., Renaissance Learning, Inc., Troxell Communications, Inc., Valiant IMC, and W.B. Hunt Co., Inc.), provides competitive pricing and has been made available for use to all public agencies and school districts. Staff has determined that it is in the best interest of the District to utilize Bid No. 1112-01 through July 31, 2013, inclusive of future contract renewal options. This is not a request for any additional budgetary appropriation. Expenditures are made from all sites, programs, and department budgets.

NYBERG ARCHITECTS

The wood foundations on seven modular classrooms at Canyon High School were damaged and needed to be replaced. The expertise of Nyberg Architects was required to review the architectural and engineering requirements for the installation of the new wood foundations and the subsequent inspection of the completed project to ensure compliance prior to the start of school.

Special Reserve/Capital Projects.....not to exceed.....\$4,200

RUSSELL SIGLER, INC. BID NO., FC6022

On June 9, 2011, the Board awarded Bid No. FC6022 for the Purchase of Rooftop Package Gas/Electric HVAC Equipment to Russell Sigler, Inc., for an initial one-year term, with four successive one-year renewal options. District staff is satisfied with the equipment provided; therefore, recommends that the District exercise the first of the four one-year renewal options, There is no change in bid pricing applicable to this renewal. Expenditures will be made during the next phase of the Lampson Elementary School Modernization project. This renewal is not a request for additional budgetary appropriation. Purchase orders will be submitted to the Board of Education for approval.

THOMPSON ROOFING CO., BID NO. 640

The District awarded Bid No. 640 – Re-roofing at Crescent Elementary School to Thompson Roofing Co. on May 10, 2012. The following Change Order(s) list a general descriptive summary of work, cost may increase or decrease the contract value, and note if changes are needed to the contract time. Costs and scope were reviewed and found to be reasonable by staff.

Change Order No. 2 – \$720 – No additional time

Description: Removal and replacement of 6 each 4' x 8' sheets of 1/2" plywood. The change order increases the value of the contract but does not add any time.

Deferred Maintenance Fund..... \$720

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

Bid No. 639: Asphalt Replacement – Three Sites

Project(s): Fletcher Elementary, West Orange Elementary and Richland Continuation School
Board Approval: May 10, 2012
Original Purchase Order: 130929
Completion Date: August 11, 2012
Contractor: Century Paving, Inc.
Original Project Amount: \$140,000.00
Change Order(s) Amount: \$ -0-
Total Project Amount: \$140,000.00
Fund(s): Deferred Maintenance (14) and Capital Project Fund (49)

BID 632: Electric - Installation, Repairs & Replacement - Unit Price Contract

Project(s): Lampson Elementary School
Board Approval: September 15, 2011
Original Purchase Order: 124025
Completion Date: August 14, 2012
Contractor: Giannelli Electric, Inc.
Original Project Amount: \$97,128.00
Change Order(s) Amount: \$ -0-
Total Project Amount: \$97,128.00
Fund(s): Special Reserves Fund (40)

Bid 631: Asphalt – Installation, Repairs & Replacement - Unit Price Contract

Project(s): Lampson Elementary School
Board Approval: September 15, 2011
Original Purchase Order: 130768
Completion Date: August 2, 2012
Contractor: Terra Pave, Inc.
Original Project Amount: \$19,949.75
Change Order(s) Amount: \$ -0-
Total Project Amount: \$19,949.75
Fund(s): Special Reserves Fund (40)

Bid No. 640: Re-Roofing

Project(s): Crescent Elementary School
Board Approval: May 10, 2012
Original Purchase Order: 130206
Completion Date: August 1, 2012
Contractor: Thompson Roof Co. Inc.
Original Project Amount: \$117,855.00

Change Order(s) Amount:	\$ 1,370.00
Total Project Amount:	\$119,225.00
Fund(s):	Deferred Maintenance Fund (14)

Item 14.F. Declaration of Surplus Items

The Board of Education 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.

SURPLUS ITEMS LIST
EQUIPMENT TAG NUMBERS & DESCRIPTION

- 000909 BANDSAW: Rockwell, S/N CZ4758
- 000904/119965 BELT SANDER: Powermatic, Model 30, S/N 5-4767-3
- 000911 PLANER: 18", Model 22-200
- 000898 DRILL PRESS: Powermatic, Model 1150, S/N A-S2688
- 000919 BELT SANDER: Rockwell, Model 31-300, S/N DP-7279

Item 14.G. Resolution No. 05-12-13 Gann Amendment Appropriations Limit

The Board adopted Resolution No. 05-12-13, Gann Amendment Appropriations Limit, for current and preceding fiscal years in accordance with Article XIII-B of the California Constitution.

Item 14.H. Personnel Report

The Board approved the attached Personnel Report.

Item 14.J. Contract Services Report – Educational Services

The following contract services were approved:

PARCHMENT

The District will renew the no cost agreement with Parchment. Docufide® by Parchment is a transcript exchange and intelligence platform. Fully secure and FERPA-compliant, the solution enables easy-to-use document transmission from the Docufide web interface to any destination worldwide, including colleges, universities, and public and private institutions. The transcript processing fee for each processed transcript delivery request is \$3.00, which will be paid for by each requestor. There is no cost to the District for this service.

PBS SoCAL/KOCE-TV FOUNDATION

The District will renew the agreement with PBS SoCal/KOCE-TV Foundation (formerly KOCE-TV Foundation) for the 2012-13 school year. The agreement provides the rights and licenses for duplication of instructional television programs airing on our educational channel. Discovery United Streaming video online service, which includes 7,000 videos, full encyclopedia, 27,000 images, 3,000 speeches and audio files, 3,000 sound effects, and 512 educational songs, is included in the PBS SoCAL agreement. Other resources include training resources and teacher guides. PBS SoCAL will provide an online video service which entitles staff and students to access online video streaming at school or home.

Targeted Instructional Improvement. ...not- to-exceed...\$31,465

TIMOTHY A. ADAMS

As the result of an agreement, the District will pay reasonable and compensable attorney's fees.
Special Education not-to-exceed.. \$5,000

ASSISTANCE LEAGUE OF ORANGE

Through programs such as School Bell, HALOS (Helping a Little One Succeed) and the Dental Health Center, the Assistance League of Orange (ALO), will provide reading tutoring/mentoring, school uniforms and dental care to students in need, as identified by the District. ALO assumes all costs associated with these programs. No impact to general fund.

AUGUSTIN EGLESEE, LLP

As the result of an agreement, the District will pay reasonable and compensable attorney's fees.
Special Education not-to-exceed.. \$5,500

AUTISM SPECTRUM CONSULTANTS

Services are required to provide one-on-one aides for a student with exceptional needs.
Special Education not-to-exceed \$3,500

LAW OFFICE OF MAUREEN GRAVES

As the result of an agreement, the District will pay reasonable and compensable attorney's fees.
Special Education not-to-exceed.. \$12,500

INSTITUTE FOR APPLIED BEHAVIOR ANALYSIS

Services are required to provide behavior support for students with exceptional needs.
Special Education not-to-exceed \$5,000

OC SPEECH SERVICES

Services are required to provide speech and language and occupational therapy services to special education students, as required by law.
Special Education not-to-exceed \$100,000

PERRY D. PASSARO, Ph.D.

Services are required to provide a psycho education independent evaluation for a student with exceptional needs.
Special Education not-to-exceed.. \$3,500

DEBORAH L. PEPAJ, ESQ.

As the result of an agreement, the District will pay reasonable and compensable attorney's fees.
Special Education not-to-exceed.. \$2,500

SPECIAL EDUCATION STUDENT #280187

The District agrees to reimburse parents of a special education student for independent educational evaluations.
Special Education not-to-exceed.. \$6,400

Item 14.I. Study Trips

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

Running Springs Elementary - 6th Grade – Cedar Crest – Running Springs - Outdoor Science School – October 1-5, 2012

The sixth grade students from Running Springs Elementary School, under the supervision of Shannon Meehan, Lana Merha, William Tarango, as well as trained Orange County Department of Education camp staff, will participate in the Orange County Department of Education's Outdoor Science School program. This five-day program provides students an opportunity to explore established trails, investigate geological features, observe wildlife and compare plant adaptations. Students will study the night sky through telescopes, participate in line and folk dances, create and perform science and nature skits. The curriculum at the camp is aligned with the California Science Content Standards and the California Science Framework. Transportation to and from event will be provided by OUSD Transportation. The cost per student is \$440, and no student is prevented from making the field trip due to lack of sufficient funds per Education Code 35330(b), 35331. There is no impact to the general fund.

Nohl Canyon Elementary – 6th Grade – Cedar Crest Running Springs – Outdoor Science School – October 1-5, 2012

The sixth grade students from Nohl Canyon Elementary School, under the supervision of Sonia Donaldson, Carrie Smith and Denise Trenner, as well as trained Orange County Department of Education camp staff, will participate in the Outdoor Science School Program. This 5 day program provides students an opportunity to explore established trails, investigate geological features, observe wildlife and compare plant adaptations. Students will study the night sky through telescopes, participate in line and fold dances, create and perform science and nature skits. The curriculum at the camp is aligned with the skits. The curriculum at the camp is aligned with the California Science Content Standards and the California Science Framework. Transportation to and from event will be provided by OUSD Transportation. The cost per student is \$395 and no student is prevented from making the field trip due to lack of sufficient funds per Education code 35330(b), 35331. There is no impact to the general fund.

Villa Park Elementary - 6th Grade – Cedar Crest – Running Springs - Outdoor Science School – October 1-5, 2012

The sixth grade students from Villa Park Elementary School, under the supervision of Edwin Johnson, Jeannie Krever, Marine Tombrello, Christina Kendall, as well as trained Orange County Department of Education camp staff, will participate in the Orange County Department of Education's Outdoor Science School program. This five-day program provides students an opportunity to explore established trails, investigate geological features, observe wildlife and compare plant adaptations. Students will study the night sky through telescopes, participate in line and folk dances, create and perform science and nature skits. The curriculum at the camp is aligned with the California Science Content Standards and the California Science Framework. Transportation to and from event will be provided by OUSD Transportation. The cost per student is \$425, and no student is prevented from making the field trip due to lack of sufficient funds per Education Code 35330(b), 35331. There is no impact to the general fund.

Crescent Elementary - 6th Grade – Cedar Crest – Running Springs - Outdoor Science School – October 15-19, 2012

The sixth grade students from Crescent Elementary School, under the supervision of Richard O'Connor, Barbara Buckett, De'Anna Moore, as well as trained Orange County Department of Education camp staff, will participate in the Orange County Department of Education's Outdoor Science School program. This five-day program provides students an opportunity to explore established trails, investigate geological features, observe wildlife and compare plant adaptations. Students will study the night sky through telescopes, participate in line and folk dances, create and perform science and nature skits. The curriculum at the camp is aligned with the California Science Content Standards and the California Science Framework. Transportation to and from event will be provided by OUSD Transportation. The cost per student is \$395, and no student is prevented from making the field trip due to lack of sufficient funds per Education Code 35330(b), 35331. There is no impact to the general fund.

Villa Park High School - Boys Water Polo Team - Palo Alto, CA – October 19–20, 2012

Villa Park High's Boys Water Polo Team, under the direction of John Carcich, will travel to Palo Alto to participate in the North-South Challenge Water Polo Tournament. This state competition will give the students an opportunity to compete against top teams from within the state, as well as visit the Stanford University campus. The twelve male students will be accompanied by two male adult chaperones. Chaperones and students will stay at the Sheraton. Transportation will be provided by Southwest Airlines from John Wayne Airport. The cost per student is \$350 and no student is prevented from making the field trip due to lack of sufficient funds per Education Code 35330(b), 35331. The students will miss one day of school. A substitute is required.

Villa Park Elementary – 5th Grade – Astro Camp – Idyllwild – April 26-28, 2013

The 5th grade class from Villa Park Elementary School, under the supervision of Gregory Johnson and Greg Smith, as well as trained Astro Camp staff, will participate in the Astro Camp on April 26-28. The students will be accompanied by nine adult chaperones. Students will experience a variety of science activities such as rockets, space exploration, electromagnetism, states of matter and astronaut training. The curriculum is aligned with the California Science Content Standards and the California Science Framework. Transportation to and from event will be provided by OUSD Transportation. The cost per student is \$235, and no student is prevented from making the field trip due to lack of sufficient funds per Education Code 35330(b), 35331. There is no impact to the general fund.

Item 14.K. Memorandum of Understanding: Designated Subjects (Career Technical Education and Adult Education)

The Board approved and accepted the funds for the Designated Subjects (Career Technical and Adult Education) Memorandum of Understanding.

Item 14.L. Expulsion of Student: Case No. 11-12-30

The Board upheld the administrative recommendation.

16. PUBLIC COMMENT: Non-Agenda Items

None

17. OTHER BUSINESS

Mrs. Singer commented that she wished there was more communication and collaboration among her fellow Board members.

Mr. Ledesma apologized to the District, the students, the parents, the total population of the District that the majority of this Board said no to facilities improvements. He stated that had the vote passed and the Board would have been able to work with the City Council and develop this property, this would have been potentially tens, hundreds of millions of dollars to this District in facilities improvement money. It would have been an unprecedented decision for both the District and the City Council. He added that this decision is a major setback to facilities improvement and for that he is sorry.

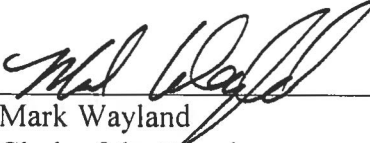
Mr. Ledesma left the meeting at 9:11 p.m.

Mrs. Moffat presented to the Board information on the board policy on student interrogation that takes place on campus. She asked if there was anything in the law that would prevent us as a District from having a policy that says we will notify the parent first before a child presented and provided to a law enforcement officer for questioning. She shared with the Board two legal opinions that said no.

Mrs. Moffat recommended an amendment to BP 5145.11 to change in the last paragraph on page 42 of the agenda to read, "Except in the case of child abuse or neglect or an emergency on campus, the principal or designee will notify the student's parent or guardian before providing the student to be interrogated."

18. ADJOURNMENT

By call of the chair, the meeting adjourned at 9:28 p.m.



Mark Wayland
Clerk of the Board