

BOARD OF TRUSTEES
Minutes
Thursday, January 21, 2010

1. CALL TO ORDER—ROLL CALL

President Brian O’Neal called the regular meeting of the Anaheim Union High School District Board of Trustees to order at 3:00 p.m.

Present: Brian O’Neal, president; Jordan Brandman, clerk; Anna L. Piercy, assistant clerk; and Katherine H. Smith, member; Joseph M. Farley, superintendent; Tim Holcomb, deputy superintendent; Fred Navarro, Dianne Poore, and Russell Lee-Sung, assistant superintendents.

Thomas “Hoagy” Holguin, member, entered the meeting at 3:03 p.m.

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

- Move the Superintendent and Staff Report forward to item 8.2, Reports
- Move the Student Representative’s Report to the Board of Trustees to item 9.4, Presentations
- Pull Closed Session item 4.5
- Pull item 12.16, Notices of Completion
- Add Exhibit B

On the motion of Mr. Holguin, duly seconded and unanimously carried, the Board of Trustees adopted the agenda as amended.

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered closed session at 3:04 p.m.

5. STUDENT PRESENTATION

Audience members participated in a practice round of spelling with Brookhurst Junior High School Spelling Bee Champion Leslie Nguyen.

6. RECONVENE MEETING, PLEDGE OF ALLEGIANCE, AND MOMENT OF SILENCE

6.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 6:00 p.m.

6.2 **Pledge of Allegiance and Moment of Silence**

Russell Earnest, Brookhurst Junior High School principal, led the Pledge of Allegiance to the Flag of the United States of America.

7. **INTRODUCTION OF GUESTS**

Mr. O'Neal introduced Joanne Fawley, ASTA; Patricia Montelongo, APGA; Susan Stocks, ALTA; and Dan Clavel, AFSCME.

8. **REPORTS**

8.1 **Closed Session**

Board Clerk Jordan Brandman reported the following actions taken in closed session.

8.1.1 No action taken regarding negotiations.

8.1.2 No action taken regarding public employee HR-2009-10-5.

8.1.3 No action taken regarding public employee HR-2009-10-8.

8.1.4 No action taken regarding existing litigation.

8.1.5 This item was pulled prior to the adoption of the agenda.

8.1.6 The Board of Trustees took formal action to approve the expulsion of the following students:

1. 09-53 under Education Code 48900(a)(1), 48900(k)
2. 09-64 under Education Code 48900(a)(1), 48915(b)(1)
3. 09-66 under Education Code 48900(a)(1), 48900(k), 48915(b)(1)
4. 09-67 under Education Code 48900(b), 48915(a)(2)
5. 09-68 under Education Code 48900(a)(1), 48915(b)(1)
6. 09-71 under Education Code 48900(c)
7. 09-72 under Education Code 48900(c), 48915(a)(3)
8. 09-73 under Education Code 48900(c), 48915(a)(3)
9. 09-76 under Education Code 48900(f)
10. 09-77 under Education Code 48900(a)(1)
11. 09-78 under Education Code 48900(k), 48900(f), 48915(b)(1)
12. 09-79 under Education Code 48900(a)(2)
13. 09-80 under Education Code 48900(a)(2)
14. 09-81 under Education Code 48900(a)(2)
15. 09-82 under Education Code 48900(a)(1), 48900(a)(2)
16. 09-84 under Education Code 48900(c), 48915(c)(3)
17. 09-85 under Education Code 48900(c), 48915(c)(3)
18. 09-86 under Education Code 48900(c), 48915(c)(3)
19. 09-87 under Education Code 48900(c), 48915(c)(3)
20. 09-88 under Education Code 48900(a)(1), 48900 (k)
21. 09-90 under Education Code 48900(a)(1), 48900 (k)
22. 09-91 under Education Code 48900.2
23. 09-92 under Education Code 48900(a)(1), 48900 (k)
24. 09-93 under Education Code 48900(c)

25. 09-94 under Education Code 48900(f)
26. 09-95 under Education Code 48900(b), 48900(f), 48900(k)
27. 09-96 under Education Code 48900(c), 48900(k)

8.1.7 The Board of Trustees took formal action to approve readmission of students 06-05 and 07-314.

8.2 **Superintendent's and Staff Report**

Dr. Farley recognized Katherine H. Smith for her service as board president from December 2008 through December 2009. Board President Brian O'Neal presented her with a commemorative plaque.

8.3 **Principal's Report**

Mr. Earnest led the moment of silence and introduced Brookhurst Junior High School students and Words Out Loud winners Leslie Nguyen and Justin Cinco. Mr. Earnest reported on an increase in math scores and praised his teachers for their dedication and hard work.

8.4 **Reports of Associations**

8.4.1 Joanne Fawley, ASTA president, commented on the success of students and the roles teachers and parents play. She thanked the board for its leadership and courage on the decision regarding Race to the Top. Mrs. Fawley said the Lesson Design Specialists are already providing results and suggested we continue with what we already know.

8.4.2 Patricia Montelongo, APGA co-president, shared the success of Career Day. She stated that they are preparing for the next counselor's meeting and noted that they are already gearing up for registration for next year. She introduced Cristina Garcia-Pittman, Anaheim High School counselor, who reported on the upcoming Cash for College night.

9. **PRESENTATIONS**

9.1 **Honor Theatre Festival**

Autumn Browne, Brookhurst Junior High School drama teacher, formally invited the Board of Trustees to the 6th Annual Honor Theatre Festival on February 5, 2010, at Cypress College.

9.2 **National School Counseling Week**

The Board of Trustees presented a proclamation celebrating National School Counseling Week, February 1, 2010, through February 5, 2010, to Patricia Montelongo, co-president, Anaheim Personnel and Guidance Association.

9.3 **Perfect Attendance Awards**

A Red Apple award was presented to each employee of the district with perfect attendance for the 2008-09 year. A Gold Apple award was presented to each employee with three consecutive years of perfect attendance.

9.4 **Student Representative's Report to the Board of Trustees**

Neda Arora, student representative, reported on the Power of One and various student events throughout the district.

10. **RECOGNITION**

The Board of Trustees recognized Julie Metz for her exceptional contributions to the Anaheim Union High School District GATE Orchestra program.

Mr. O'Neal called a recess at 6:48 p.m. and reconvened the meeting at 6:51 p.m.

11. **PUBLIC COMMENTS, OPEN SESSION ITEMS**

There were no requests to speak.

12. **ITEMS OF BUSINESS**

12.1 **Report, Federal "Race to the Top" Program**

The Board of Trustees received a report on the Federal "Race to the Top" Program and a discussion ensued. The district did not submit a memorandum of understanding to the State of California that would have required the district to implement elements of an instructional reform plan. One reason for not submitting the memorandum was uncertainty on the state's plan requirements. Additionally, there may be opportunities for the board to reconsider its participation in the program later. The exhibit to this item included documents containing extensive background on the federal program and California's methods of addressing "Race to the Top" requirements.

12.2 **Initial Contract Proposal, ASTA to AUHSD**

In accordance with Board Policy 6500.01, the Anaheim Secondary Teachers Association's initial contract proposal to the Anaheim Union High School District for 2010-11 was presented, in writing, to the Board of Trustees.

12.3 **Public Hearing, Initial Contract Proposal, ASTA to AUHSD**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Secondary Teachers Association's initial contract proposal to the Anaheim Union High School District for 2010-11, at 6:58 p.m.

There were no requests to speak.

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 6:58 p.m.

12.4 **Initial Contract Proposal, AUHSD to ASTA**

In accordance with Board Policy 6500.01, the Anaheim Union High School District's initial contract proposal to the Anaheim Secondary Teachers Association for 2010-11 was presented, in writing, to the Board of Trustees.

12.5 **Public Hearing, Initial Contract Proposal, AUHSD to ASTA**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's initial contract proposal to the Anaheim Secondary Teachers Association for 2010-11, at 6:59 p.m.

There were no requests to speak.

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 6:59 p.m.

12.6 **Initial Contract Proposal, APGA to AUHSD**

In accordance with Board Policy 6500.01, the Anaheim Personnel and Guidance Association's initial contract proposal to the Anaheim Union High School District for 2010-11 was presented, in writing, to the Board of Trustees.

12.7 **Public Hearing, Initial Contract Proposal, APGA to AUHSD**

On the motion of Mr. Holguin, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Personnel and Guidance Association's initial contract proposal to the Anaheim Union High School District for 2010-11, at 6:59 p.m.

There were no requests to speak.

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 6:59 p.m.

12.8 **Initial Contract Proposal, AUHSD to APGA**

In accordance with Board Policy 6500.01, the Anaheim Union High School District's initial contract proposal to the Anaheim Personnel and Guidance Association for 2010-11 was presented, in writing, to the Board of Trustees.

12.9 **Public Hearing, Initial Contract Proposal, AUHSD to APGA**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's initial contract proposal to the Anaheim Personnel and Guidance Association for 2010-11, at 7:00 p.m.

There were no requests to speak.

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 7:00 p.m.

12.10 **Disposal of Surplus and Obsolete Instructional Materials**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees approved the list of miscellaneous obsolete textbooks and instructional materials as surplus and authorized the proper sale or disposal. As the need arises for schools to surplus items, the warehouse gathers the information and creates a list of these items.

Assembly Bill 487 Instructional Materials (AB 487) was passed in October 2009, and it amended Education Code Section 60510, to take affect on January 1, 2010. This change allows a district to sell surplus, or undistributed, obsolete instructional materials.

Prior to January 1, 2010, Education Code Section 60510 authorized school districts to dispose of surplus, or undistributed, obsolete instructional materials that were usable for educational purposes, to specified entities, including by sale to any organization that would agree to use the materials solely for educational purposes and to make no charge of any

kind to the persons to whom the organization gives or lends the materials. AB 487 deletes the provision requiring the organization to agree to use the materials for educational purposes. The Bill requires that all of the proceeds of any sale of surplus, or undistributed, obsolete instructional materials made under these provisions be available for school district's to acquire basic instructional materials, supplemental instructional materials, or technology-based materials. This also deletes a provision requiring the organization to certify that it agrees to use the materials for educational purposes and make no charge to the persons to whom the organization gives or lends the materials.

The items listed on the exhibit will be sold to Follett Educational Services.

12.11 **2008-09 Audited Annual Financial Report**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees accepted the audited annual financial report for the 2008-09 fiscal year. In accordance with Education Code Section 41020.3 by January 31 of each year, the governing body of each local education agency shall review, at a public meeting, the annual audit for the prior year. This review shall be placed on the agenda of the meeting pursuant to Education Code Section 35145. The district's audit was performed by the audit firm of Vavrinek, Trine, Day and Co., LLP.

12.12 **Resolution No. 2009/10-B-10, Permanent Interfund Transfer**

On the motion of Mrs. Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2009/10-B-10, Permanent Interfund Transfer. The district has a joint use project with the North Orange County Regional Occupation Program (NOCROP). The district and NOCROP have agreed to act jointly to develop a Construction Trades Teacher Education Facility. The project is funded 50 percent by NOCROP and 50 percent by State Joint Use funding. The expenditures for the Trident Joint Use Project with NOCROP are accounted for in the district's Capital Facilities Fund. The state funding is accounted for in the County Schools Facility Fund. This resolution has the effect of transferring State Joint Use funds out of the County Schools Facilities Fund and into the Capital Facilities Fund.

The roll call vote follows.

Ayes: Trustees Smith, Holguin, Piercy, Brandman, and O'Neal

12.13 **Gilbert High School Associated Student Body**

On the motion of Mr. Holguin, duly seconded and unanimously carried, following discussion, the Board of Trustees approved a petition from Gilbert High School to establish an Associated Student Body organization (ASB). Gilbert High School, an alternative education program, has submitted a constitution, approved by Dr. Rick Martens, principal, outlining that the Gilbert High School ASB will follow all district ASB policies and procedures. After approval, the district established an ASB bank account for Gilbert High School.

12.14 **School Sponsored Student Organizations**

On the motion of Mr. Holguin, duly seconded and unanimously carried, the Board of Trustees approved the school sponsored student organizations as listed.

12.14.1 Anaheim High School, Printmaking Club

12.14.2 Western High School, History Club

12.14.3 Western High School, Health Occupations Students of America (HOSA)

12.15 **Ratification of Change Order**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees ratified the change order as listed.

Bid #2010-01, Magnolia High School	P.O. #D64A0087
Paving Improvement Project (Facilities Funds)	
Hardy and Harper, Inc.	
Original Contract	\$821,624.97
Change Order #3	\$28,000.00
New Contract Value	\$849,624.97

12.16 **Notice of Completion**

This item was pulled prior to the adoption of the agenda.

13. **CONSENT CALENDAR**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following consent calendar with the exception of item 13.4 and 13.8, pulled by Mr. Holguin for discussion.

13.1 **Educational Consulting Agreement, Parent Institute for Quality Education**

The Board of Trustees approved the educational consulting agreement with Parent Institute for Quality Education (PIQE). PIQE will conduct a nine-week program, consisting of morning and evening training sessions for Western High School parents. The purpose of the training is to increase parents' involvement in their children's educational process. Additionally, the training promotes a partnership between parents and the school. Services include telephone calls to all households for the recruitment of parent participants, curriculum development for the nine parent seminars, and required instructional materials, such as binders and lesson plans for the 50 parent participants. Services will be provided February 9, 2010, through April 13, 2010, at a cost not to exceed \$4,000. (Title I Funds)

13.2 **Consolidated Application, Part II**

The Board of Trustees approved the Consolidated Application, Part II, for the 2009-10 year. This is the final submission of the two-part application. Every year, the district is required to submit the Consolidated Application for the following federal categorical programs: Title I, Title II, Title III, and Title IV. The following state categorical programs are also included: EIA-LEP and TUPE. These funds are designated for specific programs and activities, designed to reduce the achievement gap. Many certificated and classified school personnel, and most professional development activities, are supported by these programs.

13.3 **2009-10 Single Plan for Student Achievement**

The Board of Trustees approved the 2009-10 Single Plan for Student Achievement, for each school site, as mandated by the state. Each plan, which was distributed to the Board of Trustees, includes information pertaining to site curriculum, instruction, professional development, parent involvement activities, and budget expenditures.

13.4 **Agreement Amendment, Knowland Construction Services, LLC**

On the motion of Mr. Holguin, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees approved the agreement amendment with Knowland Construction Services, LLC, which provides Division of the State Architect (DSA) inspector of record services for the district. The original contract was approved by the Board of Trustees on April 26, 2007, for a not to exceed amount of \$1,350,000, for services provided during the period of April 26, 2007, through April 26, 2010. The amendment is necessary to provide inspection services to close out prior district projects with the DSA. The district has a large outstanding backlog of projects that were not properly closed out. Therefore, as part of the district facilities department's continuing improvement of facilities practices, staff has placed a major emphasis on the close out of these past projects. This has been required by DSA and will keep these close outs from resulting in penalties, liabilities, or obstacles to future facilities work. This level of service exceeds the district's current agreement with Knowland Construction Services. Therefore, staff recommended that the Board of Trustees approve the amendment to cover the extra services necessary to support this close out work, at a total cost not to exceed \$75,000 and extend the original agreement's term from April 27, 2010, through June 30, 2010. (Maintenance Funds, Facilities Funds, and/or other funds as appropriate)

13.5 **2009-10 Second Quarterly Report, Williams Uniform Complaints**

The Board of Trustees accepted the Williams Uniform Complaints Second Quarterly Report, October 1, 2009, through December 31, 2009, as required by Education Code Section 35186, which will be submitted to the Orange County Department of Education. The report summarizes all complaints relative to adequate textbooks and instructional materials, teacher vacancies or misassignments, facilities conditions, and intensive instruction and services for students who have not passed the California High School Exit Examination (CAHSEE) by the end of the 12th grade. There was one complaint during this quarter, and it was resolved.

13.6 **Instructional Materials Submitted for Adoption**

The Board of Trustees adopted the selected instructional materials. The Instructional Materials Review Committee recommended the selected books for use in English, science, and business. The books have been made available for public review.

13.7 **Instructional Materials Submitted for Display**

The Board of Trustees approved the selected materials for display, recommended by the Instructional Materials Review Committee, for basic and elective courses in English language arts and business. Before the materials can be approved for adoption, they must be made available for public review. The Board of Trustees will be requested to consider adoption of the materials following the end of the period of public display, January 21, 2010, through February 11, 2010.

13.8 **Rejection of Bids**

On the motion of Mr. Brandman, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees rejected all bids.

<u>Bid #</u>	<u>Service</u>	<u>Award</u>
2010-04	E-Rate Year 13-Structured Cabling System for Anaheim and Western High Schools	Reject all bids

13.9 **Donations**

The Board of Trustees accepted the donations as listed.

<u>Location</u>	<u>Donated by</u>	<u>Item</u>
Anaheim	Veronica Purpura	Art supplies
Orangeview	LB Property Management	\$2,500
Savanna	Wells Fargo Bank	\$6,600
South	Experian Information Solutions	Misc. classroom supplies
	Kite Electric, Inc.	\$1,000
Sycamore	Jose Medina	\$2,000 golf cart
Walker	Tustin Chrysler Jeep Dodge	\$50
	Yvette Quan	\$150
	Marina Spor	\$75
	Walker PTA	\$6,941.95
	Focus Diagnostics	35 computers
	Carl Karcher Enterprises	\$1,020.70
Western	LB Property Management	\$2,500

13.10 **Disposal of Surplus Miscellaneous Furniture and Equipment**

The Board of Trustees approved the list of district furniture and equipment as surplus, salvage, old, and/or obsolete property, and authorized proper disposal through the auction process to the highest bidder.

13.11 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, December 1, 2009, through January 11, 2010, as submitted.

13.12 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report December 1, 2009, through January 11, 2010, as submitted.

13.13 **Individual Service Contracts**

The Board of Trustees approved/ratified the individual service contracts as submitted. (Special Education Funds)

13.14 **Field Trip Report**

The Board of Trustees approved/ratified the field trip report as submitted.

13.15 **Certificated Personnel Report**

The Board of Trustees approved/ratified the certificated personnel report as submitted.

13.16 **Classified Personnel Report**

The Board of Trustees approved/ratified the classified personnel report as submitted.

13.17 **Institutional Memberships**

The Board of Trustees approved the memberships as listed.

13.17.1 Anaheim Chamber of Commerce, December 1, 2009, through November 30, 2010, \$293. (General Funds)

13.17.2 National Association of Latino Elected and Appointed Officials (NALEO), January 1, 2010, through January 1, 2011, \$100. (General Funds)

13.18 **Board of Trustees' Meeting Minutes**

The Board of Trustees approved the minutes as submitted.

December 10, 2009, Regular and Organizational Meeting

14. **SUPPLEMENTAL INFORMATION**

14.1 Minutes of Department Meetings

14.2 Cafeteria Fund, October 2009

14.3 Enrollment, Month 3

15. **STUDENT REPRESENTATIVE'S REPORT TO THE BOARD OF TRUSTEES**

This item was moved forward to item 9.4 Presentations, prior to the adoption of the agenda.

16. **SUPERINTENDENT AND STAFF REPORT**

This item was moved forward to item 8.2 Reports, prior to the adoption of the agenda.

17. **BOARD OF TRUSTEES' REPORT**

Mr. Holguin handed out survey results that were submitted from CSEA. He said he attended the Youth Leadership America dinner.

Mrs. Piercy commented on the new Sister Cities Committee for the city of Anaheim, the Career Fair, the Insurance Committee meeting, and the OCDE meeting on the current economic climate.

Mr. Brandman noted his attendance at the Youth Leadership America dinner, two ROP meetings, and the OCDE meeting on the current economic climate.

Mr. O'Neal said he attended the Budget Committee meeting, the city of Anaheim Sister Cities Committee meeting, and the Hope High School homecoming game and dance.

18. **ADVANCE PLANNING**

18.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, February 11, 2010, at 6:00 p.m.

Thursday, January 21
Thursday, February 11
Thursday, March 11
Thursday, April 1
Thursday, April 29
Thursday, May 13
Thursday, June 3
Thursday, June 24

Thursday, July 15
Thursday, August 5
Thursday, August 19
Thursday, September 2
Thursday, September 23
Thursday, October 14
Thursday, November 4
Thursday, December 9

18.2 **Suggested Agenda Items**

There were no suggested agenda items.

19. **ADJOURNMENT**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:31 p.m.

Approved _____
Clerk, Board of Trustees