

BOARD OF TRUSTEES
Minutes
Thursday, March 11, 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 2:30 p.m.

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

2. ADOPTION OF AGENDA

Staff requested the following amendment to the agenda:

- Pull Closed Session Items 4.4 and 4.5
- Add Exhibit E, Second Interim Report
- Add Exhibit G, Sub Teacher Salary Schedule
- Replace Exhibit P, Certificated Personnel Report

On the motion of Mrs. Smith, 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 2:36 p.m.

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

5.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 6:01 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Board President Brian O’Neal led the Pledge of Allegiance to the Flag of the United States of America.

6. INTRODUCTION OF GUESTS

Mr. O'Neal introduced Gerry Adams and Dan Clavel, AFSCME; Joanne Fawley, ASTA; Sharon Yager and Julie Payne, CSEA; and Patricia Montelongo, APGA.

7. **REPORTS**

7.1 **Closed Session**

The clerk of the Board of Trustees reported actions taken during closed session.

7.1.1 No action taken regarding real property.

7.1.2 No action taken regarding public employee performance evaluation, superintendent.

7.1.3 The Board of Trustees authorized the superintendent to further investigate early retirement incentives for certificated employees.

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

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

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

1. 09-118 under Education Code 48900(c), 48915(c)(3)
2. 09-120 under Education Code 48900(n), 48915(c)(4)
3. 09-125 under Education Code 48900.4
4. 09-127 under Education Code 48900(b), 48915(b)(1)
5. 09-129 under Education Code 48900(a)(1), 48900(k)
6. 09-130 under Education Code 48900(a)(1), 48900(k)
7. 09-131 under Education Code 48900(a)(1), 48900(k)
8. 09-132 under Education Code 48900(c), 48900(k), 48900(a)(3)
9. 09-133 under Education Code 48900(b), 48900(f)
10. 09-134 under Education Code 48900(c)
11. 09-135 under Education Code 48900(g), 48900(k)
12. 09-136 under Education Code 48900(g), 48900(k)
13. 09-137 under Education Code 48900(f), 48900(j)
14. 09-138 under Education Code 48900(g)
15. 09-139 under Education Code 48900(g), 48915(b)(1)
16. 09-140 under Education Code 48900(r), 48900(k), 48900(o)
17. 09-141 under Education Code 48900(c), 48900(k)
18. 09-142 under Education Code 48900(g)
19. 09-143 under Education Code 48900(a)(1), 48900(k)
20. 09-144 under Education Code 48900(a)(1), 48900(k), 48915(b)(1)
21. 09-145 under Education Code 48900(f), 48900(k)
22. 09-146 under Education Code 48900(f), 48915(b)(1)
23. 09-147 under Education Code 48900(c)
24. 09-148 under Education Code 48900(c), 48915(a)(3)
25. 09-149 under Education Code 48900(c)
26. 09-150 under Education Code 48900(a)(1)

7.1.7 The Board of Trustees took formal action to approve the readmission of students 07-106, 08-95, 08-111, 08-153, 08-175, 08-178, 08-184, 08-191, 08-198, 08-202, 08-205, 08-207, 08-210, 08-214, 08-215, 08-220, 08-223, 08-225, 08-229, 08-230, 08-231, 08-239, 08-246, 08-252, 08-254, 08-259, 08-271, 08-272, 08-273, 08-274, 08-277, 08-278, 08-281, 08-285, 08-301, 08-309, 08-310, 08-312, 08-314, 08-317, 08-320, 08-326, 08-327, 08-328, 08-332, 08-333, 08-336, 08-339, 08-340, 08-341,

08-342, 08-343, 08-351, 08-354, 08-355, 08-356, 08-359, 08-362, 08-364, 09-02, 09-14, 09-B, and 09-C.

7.2 **Principal's Report**

There was no report at this time.

7.3 **Reports of Associations**

7.3.1 Gerry Adams, AFSCME president, discussed the union's position on furlough days and his concern of possible layoffs. He also discussed the status of AFSCME's vice-president.

7.3.2 Joanne Fawley, ASTA president, commented on the Reduction in Force notices that were given to teachers. She suggested that those feeling burdened by the crisis, should visit the schools and observe teachers supporting their students at performances, games, practices, and tournaments. Mrs. Fawley said it is an uplifting experience.

7.3.3 Sharon Yager, CSEA president, reported that Dr. Farley called a meeting for all union presidents to collaboratively discuss furlough days. She expressed concerns over negative comments made by other unions.

7.3.4 Patricia Montelongo, APGA co-president, shared that she appreciates the work the board is doing. She introduced Liliana Saldivar, Liliana Luna, and Kyle Hendrickson, Dale Junior High School counselors, who presented a synopsis of counseling events at the school.

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

Neda Arora, student representative to the Board of Trustees, reported on student activities throughout the district.

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

8.1 Jeffery Markes expressed his support for the football coach at Cypress High School.

8.2 Jeanne Tsurata stated her support of the coaching staff at Cypress High School.

8.3 Alexis Acosta voiced her support for the song and dance instructor at Cypress High School.

8.4 Donald Livingston spoke on behalf of the coaching staff at Savanna High School.

8.5 Russell Thurman noted his support for the coaching staff at Savanna High School.

8.6 Mahmoud Eisharkawy cited his support for the coaching staff at Savanna High School.

8.7 Beverly Rose reported her support for the coaching staff at Cypress High School.

8.8 Nadine Ramsay discussed changes in the Graphic Arts Department, as well as possible layoffs in the department.

President Brian O'Neal recessed the meeting at 6:50 p.m., and he reconvened the meeting at 6:52 p.m.

9. **ITEMS OF BUSINESS**

9.1 **Educational Consulting Agreement, Beth Nakao**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees approved the educational consulting agreement with Beth Nakao. Ms. Nakao will transcribe music into Braille for a student in the Chorus 1 class at Dale Junior High School. Services will be provided March 12, 2010, through June 30, 2010, at a cost not to exceed \$200. (Special Education Funds)

9.2 **Agreement, Vavrinek, Trine, Day and Co., LLP**

On the original motion by Mrs. Smith, duly seconded and unanimously carried, following discussion, the Board of Trustees voted not to ratify an agreement with Vavrinek, Trine, Day and Co., LLP to perform a bond audit under Proposition 39, which was authorized in the November 2000 general election. (General Funds)

However, on the amended motion of Mr. Holguin, duly seconded and unanimously carried, following discussion, the Board of Trustees voted to ratify an agreement with Vavrinek, Trine, Day and Co., LLP to perform a bond audit under Proposition 39, which was authorized in the November 2000 general election. The amended motion was to use facility funds, if legally possible to do so, rather than general funds. However, if that is not legal, general funds can then be used to pay for this agreement.

It allows school districts to incur bonded indebtedness based on a 55 percent vote, rather than the two-thirds vote previously required. Proposition 39 contains specific provisions that require: 1) the bond money only be used for construction, reconstruction, rehabilitation, or replacement of school facilities, 2) the specific projects that use bond funds must be identified, and 3) the district is required to have an annual independent performance and financial audit of the bond proceeds. Vavrinek, Trine, Day and Co., LLP is the district's current general financial auditor who has performed the district's bonds audit since 2003-04, and it provided the district with the most economical proposed rate for the 2008-09 bond audit. The audit report will be provided to the district at a cost not to exceed \$10,000. (Facilities Funds or General Funds)

9.3 **Resolution No. 2009/10-B-12, General Fund, and Resolution No. 2009/10-B-13, Various Funds, and 2009-10 Second Interim Report**

On the motion of Mr. Brandman and duly seconded, the Board of Trustees certified, in writing, whether or not the district is able to meet its financial obligations for the remainder of the fiscal year and based on current forecasts for two subsequent fiscal years. The certification shall be classified as positive, qualified, or negative, pursuant to the standards and criteria adopted by the State Board of Education, Education Code Section 33127.

In certifying the 2009-10 Second Interim Report as positive, the board understands its fiduciary responsibility to maintain fiscal solvency for the current and subsequent two fiscal years. Due to the depletion of one-time revenue in 2009-10 and a decrease in the Revenue Limit, the district will implement in 2010-11 approximately \$35.6 million and an additional \$15.5 million in 2011-12 in ongoing budget reductions to maintain the positive certification. It is further recognized that the district will submit a detailed list of board approved budget reductions for 2010-11 with the adopted budget for the 2010-11 fiscal year.

As part of the interim reporting process, budget adjustments were made to income, expenditures, and fund balances. Resolution No. 2009/10-B-12, General Fund, and

Resolution No. 2009/10-B-13, Various Funds, authorized budget adjustments per Education Code Sections 42602 and 42610.

The roll call vote follows.

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

9.4 **Notice of Completion**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees accepted all work as complete and authorized the filing of the notice of completion with the office of the county recorder.

Bid #2010-09, Brookhurst Junior High School	P.O. #D64A0248
Painting (Deferred Maintenance Funds)	
Alpha Décor and Painting, Inc.	
Original Contract	\$77,000
Contract Changes	-0-
Total Amount Paid	\$77,000

9.5 **Agreement, Orange County Superintendent of Schools**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees ratified the agreement to refer students to the Orange County Superintendent of Schools. The purpose of the agreement is to offer appropriate school programs to students who, because of reduced or eliminated school programs as a result of budgetary concerns, are in need of such services. Services are being provided September 1, 2009, through June 30, 2010, at no cost to the district. This agreement will be signed by the Orange County Superintendent of Schools following approval by the AUHSD Board of Trustees.

9.6 **Revised Policy**

On the motion of Mr. Holguin, duly seconded and unanimously carried, the Board of Trustees approved revised Board Policy 6306, Substitute Teacher Salary Schedule. The reduction in salary is one of the changes the district is recommending in response to the state-wide fiscal crisis.

9.7 **Revised Policy**

On the motion of Mr. Holguin, duly seconded and unanimously carried, following discussion, the Board of Trustees approved revised Board Policy 6307, Substitute Counselor Salary Schedule. The reduction in salary is one of the changes the district is recommending in response to the state-wide fiscal crisis.

9.8 **New Policy**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved new Board Policy 6308, Adult Education Substitute Teacher Hourly Rate. The reduction in salary is one of the changes the district is recommending in response to the state-wide fiscal crisis.

9.9 **Rejection of Liability Claim**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees rejected a liability claim that was filed on February 18, 2010, and it was identified as AUHSD

10-10 (Tort Claim #274). After review, staff determined that the claim was not a proper charge against the district. This is a personal injury claim.

10. **CONSENT CALENDAR**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following consent calendar.

10.1 **Agreement, North Orange County Community College District Tech Prep Local Consortia**

The Board of Trustees ratified Subcontractor Agreement #09-139-860 with the North Orange County Community College District (NOCCCD). This agreement is a Technology Preparation (Tech Prep) Partnership grant program, which provides \$15,300 in supplemental funding for Career Technical Education (CTE) articulation efforts with the NOCCCD post-secondary institutions of Cypress College and Fullerton College. The funds provide professional development, articulation training, and supplemental instructional materials for AUHSD CTE instructors. The funds also provide Tech Prep career events, for AUHSD CTE students, at Cypress College and Fullerton College. The NOCCCD will sign this agreement following approval by the AUHSD Board of Trustees. Services are being provided July 1, 2009, through June 30, 2010, at no cost to the district.

10.2 **Educational Consulting Agreement Amendment, Language Network, Inc.**

The Board of Trustees approved the educational consulting agreement amendment with Language Network, Inc. to amend the amended agreement amount, which was originally \$15,000, but increased to \$25,000, and approved at the May 14, 2009, board meeting. This item now increases it from \$25,000 to \$40,000. This increase is supported by categorical funds that are specifically for this type of assistance to students and their families. The increase in cost is due to the accelerated use of translation and interpretation support required by special education mandates. Spanish and Korean translation services, which are provided by district personnel, will not be supplanted by these consulting services and will be used only in serious emergency situations, when district personnel cannot provide such services. Similarly, Vietnamese oral interpretation/translation services will not be supplanted by these consulting services and will be used only in serious emergency situations, when district personnel cannot provide such services. The consulting service will be used for some written translation in Vietnamese because current district personnel are unable to provide such services. The two-year maximum amount of \$25,000 is exhausted. In order to continue to provide the anticipated and upcoming translation services, consistent with the explanation detailed here, a \$15,000 increase to the amended \$25,000 agreement amount was requested, with a maximum amount not to exceed \$40,000, through July 31, 2010. This information has been discussed with the collective bargaining representatives of the district translators, and they understand the need for such translation services. (EIA/LEP Funds)

10.3 **Educational Consulting Agreement, OC Human Relations**

The Board of Trustees approved the educational consulting agreement with OC Human Relations. The OC Human Relations' Parent Leadership Institute is designed to promote the development of language-minority parent leaders and to enhance their involvement in their children's education. The program includes six seminars for Sycamore Junior High School parents. Topics include: how parents can make the best use of school and community resources; how parents can participate in the school's decision-making process; and, how parents can sustain and advocate for safe, inclusive, and equitable school climates that respect diversity. Modules are tailored to the specific needs of the school and link parents to

community resources, which can aid families in the support of their children's success. Services will be provided March 22, 2010, through July 31, 2010, at a cost not to exceed \$3,000. (Title I Funds)

10.4 **Change to the Mathematics Course Sequence and Graduation Requirements**

The Board of Trustees approved the recommended change to the Anaheim Union High School District Mathematics Course Sequence and graduation requirements. The University of California (UC) Regents "a-g" course guidelines list subject-specific requirements for students desiring to achieve academic eligibility to the UC system and to the California State University (CSU) system. The UC "a-g" requirements allow school districts to count a student's eighth grade Algebra 1 Honors (HP) or college preparatory (P) course as one of the three required years of math for admission to the UC and CSU systems. The purpose of this proposal was to align our math, Sequence II graduation requirement, to the UC system's "a-g" requirements.

On the exhibit, a student in Sequence II is required to enroll in one of three courses (Pre-Calculus, Trigonometry/Analytic Geometry, or Finite math) to fulfill their graduation requirement. Under this adjustment, a student in Sequence II will have their eighth grade Algebra 1 HP/P course count towards satisfying one of the three years of the district's graduation requirement, just as the course satisfies one year of the UC "a-g" math requirement. As a result, students in Sequence II will have the opportunity to access an additional elective course as juniors instead of being required to enroll in an additional advanced math course. This change provides additional schedule flexibility for students who have already met the entry level mathematics requirement to the UC and CSU systems.

10.5 **Consulting Agreement, Gallagher Benefit Services, Inc.**

The Board of Trustees ratified the consulting agreement with Gallagher Benefit Services, Inc., to provide employee benefits management consulting services for the district's health benefit plans. Gallagher Benefit Services, Inc., has served as the district's consultant for health benefits since March 14, 2006. This agreement renewed consulting services, effective March 1, 2010, through February 28, 2011, at an annual cost not to exceed \$132,000. (Health and Welfare Funds)

10.6 **Donations**

The Board of Trustees accepted the donations as listed.

<u>Location</u>	<u>Donated by</u>	<u>Item</u>
Magnolia	Sam Chinarian	Executive Desk
Walker	Sylvia C. Smith	\$500
	Raytheon	\$25
	El Torito Restaurant	\$316.87

10.7 **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.

10.8 **Certificated Personnel Report**

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

10.9 **Classified Personnel Report**

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

10.10 **Field Trip Report**

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

10.11 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, February 2, 2010, through March 1, 2010.

10.12 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report, February 2, 2010, through March 1, 2010.

10.13 **Board of Trustees' Meeting Minutes**

The Board of Trustees approved the minutes as submitted.

10.13.1 February 4, 2010, Special Board Meeting

10.13.2 February 11, 2010, Regular Board Meeting

11. **SUPPLEMENTAL INFORMATION**

11.1 Minutes of Department Meetings

11.2 Associated Student Body Fund, September 2009

11.3 Enrollment, Month 5

12. **SUPERINTENDENT AND STAFF REPORT**

There was no report at this time.

13. **BOARD OF TRUSTEES' REPORT**

Mrs. Smith reported her attendance at the ROTC breakfast.

Mr. Holguin expressed concerns over the missing skylights on a building at Anaheim High School.

Mrs. Piercy commented on her attendance at the GASELPA board meeting, the Arts Alliance meeting, and the Anaheim Sister Cities' Commission meeting.

Mr. Brandman noted his attendance at the Public Awareness Education march, the ROP meeting, the Cypress Americana Awards dinner, the Mack and Mabel performance at Cook Auditorium, the Anaheim Prep/Sports Activities Foundation board meeting, as well as a visit to Cypress High School.

Mr. O'Neal stated he attended the ROTC breakfast, the district honor band performance, Arts Alliance meeting, the Cypress Americana Awards dinner, the Savanna High School recognition night, the Cypress College grand opening of the humanities building, the Budget Committee meeting, and the Public Awareness Education march.

14. **ADVANCE PLANNING**

14.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, April 1, 2010, at 6:00 p.m.

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

14.2 **Suggested Agenda Items**

Mr. Holguin suggested we bring forward the contracts for the assistant superintendents.

15. **ADJOURNMENT**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:19 p.m.

Approved _____
Clerk, Board of Trustees