

ANAHEIM UNION HIGH SCHOOL DISTRICT

501 N. Crescent Way, P.O. Box 3520, Anaheim, California 92803-3520, www.auhsd.us

**BOARD OF TRUSTEES
Special Meeting Minutes
Tuesday, March 13, 2012**

1. **CALL TO ORDER—ROLL CALL**

President Anna Piercy called the special meeting of the Anaheim Union High School District Board of Trustees to order at 4:00 p.m.

Present: Anna Piercy, president; Brian O’Neal, assistant clerk; Katherine H. Smith and Jordan Brandman, members; Elizabeth I. Novack, superintendent; Paul Sevillano, Dianne Poore, and Russell Lee-Sung, assistant superintendents; and Jeff Riel, District counsel.

Paul Sevillano, assistant superintendent, entered the meeting at 4:17 p.m.

2. **ADOPTION OF AGENDA**

On the motion of Mr. O’Neal, duly seconded and unanimously carried, the Board of Trustees adopted the agenda.

3. **PUBLIC COMMENTS, OPEN AND CLOSED SESSION ITEMS**

There were no requests to speak.

4. **CLOSED SESSION**

The Board of Trustees entered closed session at 4:02 p.m.

5. **RECONVENE MEETING AND PLEDGE OF ALLEGIANCE**

5.1 **Reconvene Meeting**

The Board of Trustees reconvened into open session at 5:15 p.m.

5.2 **Pledge of Allegiance**

Board President Anna L. Piercy led the Pledge of Allegiance to the Flag of the United States of America.

6. **REPORTS**

Closed Session

Board Assistant Clerk Brian O’Neal reported the following actions taken during closed session.

6.1 No reportable action taken regarding negotiations.

6.2 No reportable action taken regarding personnel.

7. ITEMS OF BUSINESS

7.1 **Resolution Nos. 2011/12-B-17 and 2011/12-B-18, Adjustments to Income, Expenditures, and Fund Balances; and 2011-12 Second Interim Report**

On the motion of Mr. O'Neal and duly seconded, following discussion, the Board of Trustees adopted and 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 certifications shall be classified as positive, qualified, or negative, pursuant to standards and criteria adopted by the State Board of Education (Education Code Section 33127).

In certifying the 2011-12 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 California's sluggish economic recovery and the uncertain outcome of the Governor's tax initiative, the District will implement approximately \$11.3 million in budget reductions in 2012-13 and an additional \$23 million in reductions in 2013-14 to maintain the positive certification. It is further recognized that the District will submit a detailed list of Board approved budget reductions for 2012-13 with the adopted budget for the 2012-13 fiscal year.

Furthermore, in the event that the November 2012 tax initiative is unsuccessful, the District's funding will be reduced by an additional \$455/ADA or \$14 million. The Board acknowledges that the District has a contingency plan in place to address this reduction in funding.

The roll call follows.

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

7.2 **Public Hearing, Disclosure of Collective Bargaining Agreement with ASTA**

On the motion of Mr. Brandman duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the collective bargaining agreement with the Anaheim Secondary Teachers Association (ASTA) for 2012-13, in accordance with AB 1200 (Statutes of 1991, G.C. 3547.3, Chapter 1213), at 5:33 p.m.

Mrs. Fawley thanked the Board for giving the members extra time to think through and vote on the agreement.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 5:35 p.m.

7.3 **Adoption of the 2012-13 Collective Bargaining Agreement with ASTA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the 2012-13 collective bargaining agreement with the Anaheim Secondary Teachers Association (ASTA).

7.4 **Public Hearing, Disclosure of Collective Bargaining Agreement with APGA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the collective bargaining agreement with the Anaheim Personnel and Guidance Association (APGA) for 2012-13, in accordance with AB 1200 (Statutes of 1991, G.C. 3547.3, Chapter 1213), at 5:37 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 5:37 p.m.

7.5 **Adoption of the 2012-13 Collective Bargaining Agreement with with APGA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the 2012-13 collective bargaining agreement with the Anaheim Personnel and Guidance Association (APGA).

7.6 **Revised 2011-12 Student/Teacher Calendar with Furlough Day**

On the motion of Mr. Brandman, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the revised 2011-12 Student/Teacher Calendar reflecting one furlough day on May 29, 2012, as agreed to by the collective bargaining agreements with the Anaheim Secondary Teachers Association (ASTA), the Anaheim Personnel and Guidance Association (APGA), the Classified School Employees Association (CSEA), and the American Federation of State, County and Municipal Employees (AFSCME); and by resolution for the Board of Trustees, superintendent, assistant superintendents, certificated administration, classified management, and confidential employees. The 2011-12 Student/Teacher Calendar was previously adopted at the Board meeting on March 3, 2010. The revised Student/ Teacher Calendar identifies May 29, 2012, as a Non-Student/Non-Teacher Furlough Day. The students' school year will be reduced from 180 days to 179. The teachers' work year will be reduced from 185 days to 184 days. This calendar will be shared with the parents, students, and community.

7.7 **Revised 2011-12 Employee Work Calendar with Furlough Day**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the revised 2011-12 Employee Work calendar agreement with the Anaheim Secondary Teachers Association (ASTA), the Anaheim Personnel and Guidance Association (APGA), the Classified School Employees Association (CSEA), the American Federation of State, County and Municipal Employees (AFSCME), the Anaheim Leadership Team Association (ALTA), the Board of Trustees, superintendent, and assistant superintendents, designating May 29, 2012, as a furlough day. The addition of a furlough day for each employee unit for the 2011-12 year was previously adopted as part of the collective bargaining agreements or by a resolution adopted on June 13, 2011. The furlough day is reflected in the revised Employee Work Calendar.

7.8 **Resolution No. 2011/12-HR-06, 2012-13 Salary/Notice of Reduction of Work Year (Furlough) for Board of Trustees, Superintendent, Assistant Superintendents, Administration/Management, and Confidential Employees**

On the motion of Mr. O'Neal, and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2011/12-HR-06 due to the uncertainty of the 2012-13 state budget

and the potential impact on the District budget. The resolution states that the Board of Trustees, superintendent, assistant superintendents, certificated administration, classified administration/management, and confidential employees will have furlough days, which will correspond to a reduction in salary for the upcoming 2012-13 fiscal year. Furlough days for the aforementioned employees will be implemented based on the same formula negotiated with the Anaheim Secondary Teachers Association (ASTA) and the Anaheim Personnel and Guidance Association (APGA). This reduction for these employees would be in addition to the elimination of mileage stipends which took effect in 2009-10.

The roll call follows.

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

7.9 **Resolution No. 2011/12-HR-07, Certificated Reduction in Force**

On the motion of Mr. O'Neal, and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2011/12-HR-07 to reduce or discontinue particular kinds of certificated personnel services, pursuant to Education Code Sections 44949 and 44955. Due to agreements reached with the Anaheim Secondary Teachers Association (ASTA) and the Anaheim Personnel and Guidance Association (APGA), the resolution reflects a decrease in the total number of positions necessary for reduction. The remaining reductions or discontinuance in services, are necessitated by significant financial and operational challenges that school districts face because of a national and state budget crisis. Many California school districts are responding to the budget issues by issuing layoff notices to certificated staff.

Certificated layoffs are governed primarily by Education Code Section 44949. The following information summarizes aspects of this code section:

- No later than March 15, an employee is given notice that his or her services may not be required for the ensuing year.
- The employee may request a hearing to determine if there is cause for not reemploying him or her for the ensuing year.
- The employee has certain reemployment rights for a period of time following the date of termination.

The roll call follows.

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

7.10 **Resolution No. 2011/12-HR-08, Certificated Reduction in Force**

On the motion of Mr. Brandman, duly seconded and unanimously carried, it was the consensus of the Board to table Resolution No. 2011/12-HR-08 to reduce or discontinue particular kinds of certificated personnel services, pursuant to Education Code Sections 44949 and 44955. These reductions or discontinuance in services, are necessitated by significant financial and operational challenges that school districts face because of a national and state budget crisis. Many California school districts are responding to the budget issues by issuing layoff notices to certificated staff.

Certificated layoffs are governed primarily by Education Code Section 44949. The following information summarizes aspects of this code section:

- No later than March 15, an employee is given notice that his or her services may not be required for the ensuing year.
- The employee may request a hearing to determine if there is cause for not reemploying him or her for the ensuing year.
- The employee has certain reemployment rights for a period of time following the date of termination.

7.11 **Contract Agreement for Speech and Language Services with Pacific Coast Speech Services, Inc.**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees ratified the agreement with Pacific Coast Speech Services, Inc., to provide speech-language pathologist contract services. This agreement provides speech-language pathologist services at Magnolia High School, for the period February 21, 2012, to June 7, 2012, at a cost not to exceed \$17,220. (Special Education Funds)

8. **ADJOURNMENT**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 5:45 p.m.

Approved 
Assistant Clerk, Board of Trustees