

BOARD OF TRUSTEES
Minutes
Thursday, June 3, 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 3:30 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; and Fred Navarro, assistant superintendent.

Dianne Poore and Russell Lee-Sung, assistant superintendents, entered the meeting at 3:31 p.m.

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

- Remove item 11.3, Labor Compliance Program Annual Report, from the agenda.
- Replace page 2 of Exhibit B, Superintendent Search Suggested Calendar of Events and Advisor Responsibilities.

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

Gerry Adams, AFSCME president, commented on the negotiation process.

4. CLOSED SESSION

The Board of Trustees entered closed session at 3:34 p.m.

Tim Holcomb, deputy superintendent, exited the meeting at 5:00 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 6:00 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Kevin Astor, Orangeview Junior High School principal, led the Pledge of Allegiance to the Flag of the United States of America and the moment of silence.

6. INTRODUCTION OF GUESTS

Mr. O'Neal introduced Gerry Adams, AFSCME; Joanne Fawley, ASTA; and Lisa Rockwell, 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 existing litigation.

7.1.2 No action taken regarding anticipated litigation (one case).

7.1.3 No action taken regarding negotiations.

7.1.4 The Board of Trustees took formal action to approve the expulsions of the following students:

1. 09-225 under Education Code 48900(k), 48915(b)(1)
2. 09-226 under Education Code 48900(c)
3. 09-228 under Education Code 48900(k), 48915(b)(1)
4. 09-230 under Education Code 48900(a)(1), 48900(i), 48900(k)
5. 09-231 under Education Code 48900(f), 48900(k)
6. 09-233 under Education Code 48900(c), 48915(b)(1)
7. 09-234 under Education Code 48900(c)
8. 09-235 under Education Code 48900(c), 48900(k), 48915(a)(3), 48915(b)(1)
9. 09-236 under Education Code 48900(c), 48900(k), 48915(a)(3)
10. 09-237 under Education Code 48900(c), 48900(k), 48915(a)(3)
11. 09-238 under Education Code 48900(b), 48915(a)(2)
12. 09-239 under Education Code 48900(k), 48915(b)(1)
13. 09-240 under Education Code 48900(a)(2), 48900(k), 48900(o)
14. 09-241 under Education Code 48900(b), 48900(k), 48915(a)(2)
15. 09-242 under Education Code 48900(a)(1), 48915(b)(1)
16. 09-243 under Education Code 48900(b), 48915(a)(2)
17. 09-244 under Education Code 48900(k), 48900(j)
18. 09-245 under Education Code 48900(i), 48900(k), 48900.2
19. 09-246 under Education Code 48900(b), 48915(a)(2)
20. 09-247 under Education Code 48900(b), 48915(a)(2)
21. 09-248 under Education Code 48900(b), 48900(k), 48915(a)(2)
22. 09-249 under Education Code 48900(c)
23. 09-250 under Education Code 48900(c)
24. 09-251 under Education Code 48900(c)
25. 09-252 under Education Code 48900(k), 48915(b)(1)

7.1.5 The Board of Trustees took formal action to approve the readmission of students 06-36 and 08-74.

7.2 **Principal's Report**

Dr. Astor reported on events at Orangeview Junior High School, including highlighting a successful counseling program that addresses bullying and harassment. He said the school has seen positive results from this program.

7.3 **Reports of Associations**

7.3.1 Gerry Adams, AFSCME president, discussed a furlough plan and layoffs.

7.3.2 Joanne Fawley, ASTA president, commented on the end of the school year and the milestones and achievements of students. She also commented on the end of the year informal recognitions for students and staff.

7.3.3 Lisa Rockwell, APGA co-president, introduced Veronica Alvarez who spotlighted the counseling activities at Sycamore Junior High School.

8. **PRESENTATIONS**

8.1 **District English Learner Advisory Committee (DELAC)**

The DELAC Executive Committee and parents presented their annual report to the Board of Trustees, as required by state statute. The presentation provided the board with information about parents' interests and concerns regarding English learner services and programs in the district.

8.2 **Student Ambassadors**

The Board of Trustees honored the district's student ambassadors for their service during the 2009-10 year. The ambassadors served as official spokespersons for all of the district's students at special ceremonies, events, and functions. The following students were recognized for this important contribution to the district:

Michael Black	Bansi Patel
Jonathan Carmona	Eric Pedroza
Kelly Christensen	Edgar Perez
Summer McCullough	Mathangi Suresh
Alexis Mejia	

Neda Arora, student representative to the Board of Trustees, was unable to attend the board meeting; therefore, she will be recognized at the next meeting.

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

9.1 Jeff Siever, Ball Junior High School teacher, requested that the Board of Trustees deny his resignation request, which is on this agenda.

10. **ITEMS OF BUSINESS**

10.1 **Agreement, RJ Gatti Associates**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the professional services agreement with RJ Gatti Associates for services associated with the advertising and selection of a new district superintendent. This action was necessitated by the opening that was created when Dr. Joseph M. Farley was appointed superintendent of the Capistrano Unified School District. (General Funds)

10.2 **Information Concerning the Selection of the District Superintendent**

Rudy and Janet Gatti, of RJ Gatti Associates, discussed the selection process for a new district superintendent. The Board of Trustees provided input concerning the parameters of the superintendent search processes and procedures, including dates for screening and interviewing candidates.

10.3 **Agreement, Excelerate Software, Inc.**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved the professional services agreement with Excelerate Software, Inc. for information and/or technology services. Due to rapid changes in technology, the Information Systems Department periodically utilizes network engineering consultants to provide assistance with the district's area network, email system, and other critical information systems. Access to this assistance is necessary to maintain continuity of service. Requests for assistance will be assigned to the consultant on an as needed basis. Services will be provided July 1, 2010, through June 30, 2011, at a cost not to exceed \$14,880. (General Funds and/or other funds as appropriate)

10.4 **Agreement, California School Management Consulting, Inc.**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees approved the professional services agreement with California School Management (CSM) Consulting, Inc. for E-Rate consulting services. The Information Systems Department utilizes E-Rate consultants to provide assistance including, but not limited to, E-Rate form filing, process, guidance, audit documentation, telecommunication services review, and fund collection. The agreement brings highly specialized and unique expertise to the district and it is considered crucial to the E-Rate funding. The district traditionally receives \$250,000 to \$500,000 annually for E-Rate Priority I services, which include: phone, cellular phone, and data service. Moreover, the district has received almost \$6,000,000 for E-Rate Priority II services for network infrastructure including switching, cabling, and system servers. Services will be provided July 1, 2010, through June 30, 2011, at a cost not to exceed \$27,600. (General Funds)

10.5 **Educational Consulting Agreements**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved the educational consulting agreements, as listed, for the Anaheim Union High School District (AUHSD) 2010 Associated Student Body (ASB) Retreat. This retreat has been in existence for the past 16 years. The AUHSD ASB Retreat was created to provide high quality and district-specific leadership training to students not available through other organizations. All AUHSD ASB Retreat fees are paid through ASB fundraisers, the funds of which are controlled by student leaders. The fees vary significantly because of the differences in services and the experience of the various consultants. The retreat takes place in San Diego, California, to provide ASB leaders with the opportunity to focus on developing leadership skills over a three-day period. The dates of the event are August 9, 2010, through August 11, 2010.

10.5.1 **Dr. Angela Muniz Aschbrenner**

Dr. Angela Muniz Aschbrenner, consultant, will present a series of leadership workshops. ASB officers will be trained to use strategies to improve their effectiveness in the student governance process. ASB officers will also learn strategies to increase overall student participation in school-wide student body

activities. Services will be provided August 10, 2010, at a cost not to exceed \$250. (ASB Funds)

10.5.2 **Feet First/David Cloutier**

Feet First/David Cloutier, consultant, will present age-appropriate ideas for school dances, provide disc jockey services for the retreat's dances, and conduct workshop sessions that focus on team-building activities. Services will be provided August 9, 2010, through August 11, 2010, at a cost not to exceed \$3,500. (ASB Funds)

10.5.3 **Chad Furlong/ITHINK School Assemblies**

Chad Furlong/ITHINK School Assemblies, consultant, will be a keynote speaker and breakout session presenter. Mr. Furlong will teach student leaders how to make positive changes and to overcome obstacles in life. Services will be provided August 10, 2010, at a cost not to exceed \$950. (ASB Funds)

10.5.4 **Jeremy Hersch**

Jeremy Hersch, consultant, will present a series of leadership workshops to teach student leaders how to plan successful high school events using technological strategies for the 21st century. Services will be provided August 10, 2010, at a cost not to exceed \$250. (ASB Funds)

10.5.5 **Rhett Laubauch/Your Next Speaker, LLC**

Rhett Laubauch/Your Next Speaker, LLC, consultant, will be a keynote speaker and breakout session presenter. Mr. Laubauch is a nationally recognized motivational speaker, for professional, civic, and educational organizations. He inspires and motivates with his knowledge, enthusiasm, and expertise on positive leadership traits. He motivates audiences to persevere, prevail, and succeed despite adversity. Services will be provided August 10, 2010, at a cost not to exceed \$2,000. (ASB Funds)

10.5.6 **Matthew McKinney**

Matthew McKinney, consultant, will be the balloon-art workshop presenter to train ASB students in the fundamentals of balloon art. Students will use these skills to build balloon arches for special events, such as assemblies and athletic events. Services will be provided August 10, 2010, at a cost not to exceed \$375. (ASB Funds)

10.5.7 **Janet Roberts**

Janet Roberts, consultant, will provide workshops to train ASB students on poster making, advertisement, publicity, and marketing techniques designed to increase student body participation in all ASB activities. Services will be provided August 10, 2010, at a cost not to exceed \$100. (ASB Funds)

10.5.8 **Stuart R. Shaffer**

Stuart R. Shaffer, consultant, will be the school spirit activity presenter. Mr. Shaffer's presentation includes ideas for skits, noon-time activities, and spirit week activities.

Services will be provided August 10, 2010, at a cost not to exceed \$1,150. (ASB Funds)

10.6 **Terms of Service, Institutional Contract, Haiku Learning Systems, Inc.**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved the Terms of Service, Institutional Contract with Haiku Learning Systems, Inc. for the purchase of user subscriptions for the Haiku Learning Management System. Haiku is the platform used by virtual teachers in online learning programs. It allows teachers to design curriculum, conduct threaded discussions, manage and collect student work, conduct virtual one-on-one lessons, provide access to real-time data, and provide students with performance feedback. The current learning management system contract with Angel Learning, currently hosted by the Orange County Department of Education (OCDE), expires on June 30, 2010, and it will not be renewed by the OCDE. Haiku Learning Systems, Inc. will work directly with the AUHSD eLearning virtual teachers, the new outreach teachers, and the Information Systems Department. The agreement is for 1,500 user subscriptions at \$3.80 per user, plus set-up fees. It also includes all existing and future tools and resources, as well as on-going technical support. Services will be provided June 21, 2010, through June 30, 2013, at a cost not to exceed \$6,000 per year. (Title II, Part D, and Carl C. Perkins Funds)

10.7 **No Child Left Behind, Title I, Part A: Program Improvement Alternative Governance Plan for Dale Junior High School**

On the motion of Mr. Holguin, duly seconded and unanimously carried, the Board of Trustees approved the No Child Left Behind (NCLB), Title I, Part A: Program Improvement (PI) Alternative Governance Plan for Dale Junior High School. The Alternative Governance Plan requires an extensive self-review process, which must be undertaken by schools in the fourth year of PI. During 2009-10, Dale Junior High School conducted an extensive self-review process, in which the staff was required to consider the following restructuring options per NCLB federal guidance:

1. Close the school and reopen it as a charter school.
2. Replace all or most of the school staff.
3. Enter into a contract with an entity, such as a private management company with a demonstrated record of effectiveness, to operate the public school.
4. Turn the operation of the school over to the state (not an option in California).
5. Implement any other major restructuring of the school's governance arrangement that makes fundamental reforms and leads to improved student achievement.

Dale staff explored available restructuring options and used Dale's existing Corrective Action Plan as the framework to develop a restructuring plan to be implemented in 2010-11. The process included a strategic analysis of curriculum, instruction, intervention strategies, and school climate issues to determine the causes of failure to meet Adequate Yearly Progress (AYP) goals, for six consecutive years. (Schools are identified as PI after failing to make AYP goals for two years.) Option five, the most plausible restructuring option, was selected, "Implement any other major restructuring of the school's governance arrangement that makes fundamental reforms and leads to improved student achievement."

Gayle Carpenter, interim principal, presented the Dale Junior High School Alternative Governance Plan to district principals on May 12, 2010, at a principals' meeting. The presentation detailed aspects of the school's failure to make AYP goals, including socio-emotional and pedagogical findings. At the May 12, 2010, meeting, principals peer reviewed and approved the plan.

Dale Junior High School will implement the Alternative Governance Plan in 2010-11. Actions detailed in the plan include: refining intra-departmental curriculum alignment, proper identification and placement of students, appropriate academic and socio-emotional interventions, a bell schedule with an advisory/intervention period, the implementation of research-proven instructional strategies, and continual monitoring of student progress. (Title I Funds)

10.8 **District Corrective Action Plan, Instructional Analyst**

On the motion of Mr. Brandman, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the newly designed position of Instructional Analyst as part of the district's mandated Corrective Action Plan. After two years of not meeting No Child Left Behind Adequate Yearly Progress (AYP) targets, the district is entering into the corrective action phase of Program Improvement. In this phase, the district is required to develop a plan of action to address the academic needs of students. The position of Instructional Analyst has been created to assist schools in using data to design effective instructional action plans in response to identified student needs. This individual will train teachers and administrators to analyze, with greater accuracy, site and district level data enabling sites to modify curriculum and instruction with the ultimate goal of improving student outcomes. This includes interpretation of data, reflection on instructional practice and programs, development of planned actions to improve student learning, and monitoring implementation of planned actions. The Instructional Analyst will perform other related work as required under the direction of the coordinator of testing and evaluation. (Title I Funds)

11. **CONSENT CALENDAR**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved/ratified items listed under the consent calendar with the exception of item 11.7, pulled by Mrs. Piercy for discussion.

11.1 **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 Advancement Via Individual Determination (AVID). Before the materials can be approved for adoption, the materials 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, June 3, 2010, through June 24, 2010.

11.2 **Subcontract Agreement Amendment, Intern Program, California State University, Fullerton Auxiliary Services Corporation**

The Board of Trustees approved the Subcontract Agreement Amendment for the intern program with California State University, Fullerton Auxiliary Services Corporation. The district serves as the Local Education Agency (LEA) for the intern grant with California State University, Fullerton (CSUF), which serves 53 school districts. Funding for this internship program is provided by the State of California to the district, and is passed through to CSUF Auxiliary Services Corporation. The amendment to the existing agreement extends the

period of performance of this subcontract through June 30, 2011, at no additional cost to the district. The amount of the pass through grant is \$100,560.29, July 1, 2009, through June 30, 2011. This agreement will be signed by CSUF Auxiliary Services Corporation following approval by the AUHSD Board of Trustees.

11.3 **Labor Compliance Program Annual Report**

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

11.4 **Paradigm HealthCare Service, LLC**

The Board of Trustees approved an increase in the maximum fees paid to Paradigm Healthcare Service, LLC. On November 1, 2007, the board approved an agreement between Paradigm Health Care Service, LLC and the district, at a cost not to exceed \$50,000. The LEA Medi-Cal Program fees are based on a percentage, which is 15 percent, of the Medi-Cal billings to the Department of Health Services and the revenue received for the Medi-Cal Administrative Activities (MAA) reimbursement program. In 2008-09 the revenue from Medi-Cal billings was approximately \$322,000. The revenue from Medi-Cal billings for 2009-10 is approximately one million dollars, due to Paradigm resubmitting previously denied Medi-Cal claims. Since the fee is based on Medi-Cal billings, this has resulted in a considerable increase in the amount owed to Paradigm. The MAA program fees are based on the number of participants. The billing for the MAA program for the fiscal year 2009-10 is \$125 per participant, which increased from 26 in 2008-09 to 38 in 2009-10. The increase in revenue for the current fiscal year has resulted in an increase in the amount owed to Paradigm Health Care Service, LLC. The new cost will not exceed \$270,000. (General Funds)

11.5 **Sole Source Justification for TeleParent Educational Systems', LLC**

The Board of Trustees approved TeleParent Educational Systems', LLC as the sole source vendor for multilingual teacher-to-parent communication system and authorized administration to approve contracts for such as required. By action of the Board of Trustees on April 1, 2010, the consulting agreement with Jack Plicet was approved for a Sole Source Justification for TeleParent Educational Systems', LLC. Mr. Plicet recently finalized his report, which evaluated the district's need to facilitate attendance calling, emergency broadcasting, and community outreach from the classroom to homes in multiple languages. TeleParent patent-pending Situational Student Messaging (SSM) capabilities are what make the system unique and makes it easy for teachers to communicate any piece of information home to parents immediately and in the language spoken in the home with just a few clicks of the mouse. Mr. Plicet reported this is the most comprehensive solution for the district's requirements. The total amount of the contract exceeds the bid limit of \$78,600 (PCC 20111). By declaring TeleParent as the sole source, we meet legal bid requirements. Mr. Plicet's findings were documented in a three page report. His professional opinion is that the sole source provider of a multilingual teacher-to-parent communication tool for the district is TeleParent. This will also allow district administration to enter into contracts with TeleParent as required. (Various Funds)

11.6 **Bid Extension, Promac Image Systems**

The Board of Trustees approved an extension of the bid originally awarded to Promac Image Systems on June 4, 2009, pursuant to Bid #2009-27, for the lease of multi-function copier machines, June 17, 2010, through June 30, 2011. This is the second year of a five-year bid for the lease of copiers and service for district owned and rental copier machines, which are located at school sites and other district facilities. The terms shall remain the same as a month-to-month agreement, which includes service. The pricing is based on a cost per

copy, so the district only pays for each copy made. Copiers and service will be added and removed as required and based on the condition of the existing equipment. (Various Funds)

11.7 **Award of Bids**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees awarded the bids as listed.

<u>Bid #</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2010-13	Beverage Vending Service District-Wide	First Class Vending, Inc.	Commissions paid to the district*
2017-17	Audience Response Systems**	Qwizdom, Inc.	\$127,586.59

*The commissions paid to the district will be 58 percent of the gross sales of water and 35 percent of the gross sales of isotonic. The district will also receive \$20,000, as supplemental compensation, when the five-year contract is signed. All of the district's proceeds will be transferred to school site ASB accounts. This will enable the school site ASB to control the use of the vending machine funds, as was previously done with the vending machine proceeds.

**Audience Response Systems is a hand-held polling device for students' use in the classroom, which also includes software that will issue teacher reports of the students' responses. The systems were used in a successful pilot program and will now be utilized at various sites throughout the district. (EIA and LEP Funds)

11.8 **Donations**

The Board of Trustees accepted the donations as listed.

<u>Location</u>	<u>Donated by</u>	<u>Item</u>
District Office	Jessica A. Hernandez	Apple E-Mac Computer
	Ergotron	TeachWell Cart

11.9 **Declaring Certain Furniture and Equipment as Unusable, Obsolete, and/or Out-of-Date and Ready for Sale, or Destruction**

The Board of Trustees approved the list of district furniture and equipment as unusable, obsolete, and/or out-of-date and ready for sale, or destruction and authorized proper disposal.

11.10 **Individual Service Contracts**

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

11.11 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, May 4, 2010, through May 24, 2010.

11.12 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report May 4, 2010, through May 24, 2010.

11.13 **Field Trip Report**

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

11.14 **Certificated Personnel Report**

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

12. **SUPPLEMENTAL INFORMATION**

12.1 Associated Student Body Fund, January 2010

12.2 Cafeteria Fund, March 2010

12.3 Monthly Enrollment, Month 8

13. **SUPERINTENDENT AND STAFF REPORT**

There was no report at this time.

14. **BOARD OF TRUSTEES' REPORT**

Mrs. Smith reported on her attendance at the Superintendent's Scholar/Athlete of the Year Awards dinner, the Oxford Academy Senior Portfolio presentation, and the ASTA Scholarship Awards ceremony.

Mr. Holguin briefly discussed the ASTA scholarship.

Mrs. Piercy commented on her attendance at the Dale Junior High School Reunion Concert, the Kennedy High School Scholarship Foundation dinner, the Anaheim Sister Cities student exchange orientation, the Insurance Committee meeting, the GASELPA meeting, the Student Ambassador interviews, the Oxford Academy Senior Portfolio presentation, the Superintendent's Scholar/Athlete of the Year Awards dinner, the Katella High School Future Homemakers of America Awards dinner, and Rick Krey's retirement party. She stated she has enjoyed working with the student ambassadors.

Mr. Brandman said he attended the ROP Board meeting, the ASTA Scholarship Awards ceremony, the Anaheim High School Spring Band Concert, the Superintendent's Scholar/Athlete of the Year Awards dinner, the Budget Committee meeting, the Loara High School performance of Guys and Dolls, and the Anaheim Muzeo Green Impact Celebration dinner. He also said he visited Magnolia High School and attended Mr. Krey's retirement party.

Mr. O'Neal stated he attended Mr. Krey's retirement party, the Government Leader's Prayer Breakfast, the Kennedy High School Scholarship Foundation dinner, the Kennedy High School awards night, and the Oxford Academy Senior Portfolio presentation.

15. **ADVANCE PLANNING**

15.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, June 24, 2010, at 6:00 p.m.

Thursday, July 15
Thursday, August 5
Thursday, August 19
Thursday, September 2

Thursday, September 23
Thursday, October 14
Thursday, November 4
Thursday, December 9

15.2 **Suggested Agenda Items**

Mr. Holguin discussed Mr. Siever's retirement agreement. Dr. Farley noted that the retirement agreement is irrevocable.

16. **ADJOURNMENT**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:26 p.m.

Approved _____
Clerk, Board of Trustees