

**BOARD OF TRUSTEES**  
**Minutes**  
**Thursday, August 16, 2012**

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**1. CALL TO ORDER–ROLL CALL**

President Anna L. Piercy called the meeting of the Anaheim Union High School District Board of Trustees to order at 3:00 p.m.

Present: Anna L. Piercy, president; Brian O’Neal, clerk; Annemarie Randle-Trejo, assistant clerk; Katherine H. Smith and Jordan Brandman, members; Elizabeth I. Novack, superintendent; and Russell Lee-Sung and Paul Sevillano, assistant superintendents.

Jeff Riel, District counsel, entered the meeting at 3:01 p.m.

Dianne Poore, assistant superintendent, entered the meeting at 3:03 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, CLOSED SESSION ITEMS**

There were no requests to speak.

**4. CLOSED SESSION**

The Board of Trustees entered closed session at 3:01 p.m.

**5. RECONVENE MEETING, PLEDGE OF ALLEGIANCE, MOMENT OF SILENCE, AND REPORT OUT**

**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**

Ben Sanchez, principal, Anaheim High School, led the Pledge of Allegiance to the Flag of the United States of America and the moment of silence.

**5.3 Closed Session**

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

5.3.1 No reportable action taken regarding negotiations.

5.3.2 No reportable action taken regarding personnel.

5.3.3 The Board of Trustees took formal action to appoint the following assistant principals:

Amber Houston, Ball Junior High School

Jennifer Brown, Lexington and Walker junior high schools

5.3.4 No action taken regarding anticipated litigation, OAH Case No. 2011-031463.

5.3.5 No action taken regarding anticipated litigation, Claim No. 30-2012-00570626.

5.3.6 The Board of Trustees took formal action to approve the agreement to suspend public employee, HR-2011-12-08, for 20 days without pay.

5.3.7 Pursuant to Government Code Section 54956.9 (a), the Board of Trustees unanimously voted to approve the settlement agreement that provided a parent reimbursement for educational expenses for the 2012-13 year.

5.3.8 The Board of Trustees took formal action to approve the readmission of students 10-163, 10-265, 11-15, 11-21, 11-23, 11-30, 11-45, 11-51, 11-59, and 11-65.

## 6. **INTRODUCTION OF GUESTS**

Mrs. Piercy introduced Joanne Fawley, ASTA, and Michael Matsuda, North Orange County Community College District Board of Trustees.

## 7. **BOARD OF TRUSTEES' RECOGNITIONS**

The Board of Trustees honored David Lappin for being named "Champion for Character" by the CIF Southern Section. This honor is awarded to individuals who display all six pillars of character; trustworthiness, respect, responsibility, fairness, caring, and citizenship. Coach Lappin is a teacher at Loara High School and has been the varsity baseball coach for the past 20 years.

## 8. **REPORTS**

### 8.1 **Principal's Report**

Ben Sanchez, Anaheim High School principal, and Joe Carmona, Sycamore Junior High School principal, presented a report on the 21<sup>st</sup> Century Learning Initiative, Dual Language Academy program.

### 8.2 **Reports of Associations**

Joanne Fawley, ASTA president, commented on the start of the new school year. She thanked Eric Greenwood and staff for offering Aeries training to teachers before the start of school. Ms. Fawley thanked everyone for getting the school sites ready for the first day of school.

## 9. **BOARD OF TRUSTEES' PRESENTATIONS**

### **GEAR UP Presentation**

The Educational Services Division in partnership with California State University, Fullerton (CSUF) presented an update on the GEAR UP program grant. The presentation included highlights of the



program throughout the past year, including the premiere of the AUHSD/GEAR UP video on Common Core shown in Washington, D.C. to a national GEAR UP audience.

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

Linda Lobatos discussed issues with the cheer program at Anaheim High School.

11. **ITEMS OF BUSINESS**

**EDUCATIONAL SERVICES DIVISION**

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

Background Information:

The CalStat (California Services for Technical Assistance and Training) is a special project of the California Department of Education. CalSTAT is funded through the Special Education Division and the California State Personnel Development Grant (SPDG).

Current Consideration:

The CalStat Grant will provide \$55,000 in professional development for up to forty (40) history/social science teachers at Ball, Dale, South, and Walker junior high schools, and Anaheim, Katella, Magnolia, and Western high schools, as well as Oxford Academy. The CalStat Grant will focus on the Effective Reading Intervention Academy (ERIA) and will specifically train history/social science teachers in Document Based Questions (DBQ), a nationally recognized program supporting argumentative writing and critical thinking for struggling learners. Ten (10) of the forty (40) teachers will be trained to become trainers of DBQ, allowing the District to build capacity for all history/social science teachers.

Budget Implication:

No cost to the District

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, following discussion, the Board of Trustees ratified the agreement with the Orange County Superintendent of Schools for the implementation of the CalStat grant. Services will be provided August 17, 2012, through June 30, 2013.

11.2 **Public Hearing, Disclosure of General Waiver Requests, California Education Code Section 52055.740 (a)(1)**

Background Information:

The State Board of Education has currently approved General Waiver Requests to Education Code Section 52055.740 (a)(1), in reference to the Quality Education Investment Act (QEIA). Education Code Section 52055.740 (a)(1) requires that QEIA pupil-to-teacher ratios do not exceed 25:1 and that class-size reduction targets are five fewer than the class-size averages for core subjects in the 2006-07 year. A requirement of the General Waiver Request is that a public hearing is held to provide the public the opportunity to speak on General Waiver Request considerations.

Current Consideration:

Pending Board of Trustees' approval, three General Waiver Requests will be submitted to the State Board of Education on behalf of Anaheim High School, Sycamore Junior High School, and South Junior High School to waive Education Code Section 52055.740 (a)(1) to increase all QEIA CSR targets, which are currently less than 25:1 to 25:1. The increased

QEIA CSR targets will provide additional CSR flexibility to address fluctuating enrollment and uncertain state revenue projections.

Budget Implication:

If the General Waiver Requests are approved by the State Board of Education, the District will be allowed to implement slightly higher pupil-to-teacher ratios in core subject areas at QEIA schools. This will allow the District to maintain QEIA CSR targets in future years without requiring much, if any, assistance from the general fund. (QEIA Funds)

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees opened a public hearing to address QEIA Class Size Reduction requirements, at 6:55 p.m.

There were no requests to speak.

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 6:56 p.m.

11.3 **Quality Education Investment Act Class Size Reduction General Waiver Requests**

Action:

On the motion of Mr. Brandman, duly seconded and unanimously carried, following discussion, the Board of Trustees moved to approve items 11.3.1, 11.3.2, and 11.3.3 the QEIA CSR General Waiver Requests for Anaheim High School, as well as South and Sycamore junior high schools.

11.3.1 **Anaheim High School**

Background Information:

Through an application process, Anaheim High School became a Quality Education Investment Act (QEIA) school in 2007-08. QEIA funding provides an additional \$1,000 per student in grades 9-12. The major objective of the program has been to increase student achievement outcomes by maintaining average class sizes of 25 students or less in all core areas, for all grade levels, and by implementing research-proven teaching strategies. The QEIA program is currently scheduled to conclude at the end of the 2014-15 year.

Education Code Section 52055.740 (a)(1) requires that QEIA pupil-to-teacher ratios do not exceed 25:1 and that class-size reduction targets are five fewer than the class-size averages for core subjects in the 2006-07 year. Anaheim High School's current Class Size Reduction (CSR) targets are: 23:1 for grade 9; 25:1 for grade 10; 25:1 for grade 11; and 25:1 for grade 12.

Current Consideration:

Anaheim High School's ninth-grade QEIA CSR target, from July 1, 2012, through June 30, 2015, is 23:1 for all core content areas: English language arts, reading, mathematics, science, and history/social science. The District would like to submit a General Waiver Request to the State Board of Education to increase the ninth-grade QEIA CSR target from 23:1 to 25:1 and extend the term of the new QEIA CSR target through June 30, 2015, which is the current ending date of the QEIA program. The intent of the General Waiver Request is to provide additional CSR flexibility at Anaheim High School to address fluctuating enrollment and uncertain state revenue projections.



Budget Implication:

If the General Waiver Request is approved by the State Board of Education, the District will be allowed to implement slightly higher pupil-to-teacher ratios in core subject areas at Anaheim High School. This will help to maintain QEIA CSR targets in future years, without requiring assistance from the general fund. (QEIA Funds)

11.3.2 **South Junior High School**

Background Information:

Through an application process, South Junior High School became a Quality Education Investment Act (QEIA) school in 2007-08. QEIA funding provides an additional \$900 per student in grades 7-8. The major objective of the program has been to increase student achievement outcomes by maintaining average class sizes of 25 students or less in all core areas, for all grade levels, and by implementing research-proven teaching strategies. Currently, the QEIA program is scheduled to conclude at the end of the 2014-15 year.

Education Code Section 52055.740 (a)(1) requires that QEIA pupil-to-teacher ratios do not exceed 25:1, and that class-size reduction targets are five fewer than the class-size averages for core subjects in the 2006-07 year. South Junior High School's current Class Size Reduction (CSR) targets are: 23:5 for grade 7; and 24:8 for grade 8.

Current Consideration:

South Junior High School's seventh-grade QEIA CSR target, from July 1, 2012, through June 30, 2015, is 23.5:1, and the eighth-grade QEIA CSR target, from July 1, 2012, through June 30, 2015, is 24.8:1. The QEIA CSR targets apply to all core content areas: English language arts, reading, mathematics, science, and history/social science. The District would like to submit a General Waiver Request to the State Board of Education to increase the seventh-grade QEIA CSR target from 23.5:1 to 25:1 and increase the eighth-grade QEIA CSR target from 24.8:1 to 25:1 and extend the term of the new QEIA CSR targets through June 30, 2015, which is the current ending date of the QEIA program. The intent of the General Waiver Request is to provide additional CSR flexibility at South Junior High School to address fluctuating enrollment and uncertain state revenue projections.

Budget Implication:

If the General Waiver Request is approved by the State Board of Education, the District will be allowed to implement slightly higher pupil-to-teacher ratios in core subject areas at South Junior High School. This will help to maintain QEIA CSR targets in future years, without requiring as much assistance from the general fund. (QEIA Funds)

11.3.3 **Sycamore Junior High School**

Background Information:

Through an application process, Sycamore Junior High School became a Quality Education Investment Act (QEIA) school in 2007-08. QEIA funding provides an additional \$900 per student in grades 7-8. The major objective of the program has been to increase student achievement outcomes by maintaining average class sizes of 25 students or less in all core areas, for all grade levels, and by implementing research-proven teaching strategies. Currently, the QEIA program is scheduled to conclude at the end of the 2014-15 year.

Education Code Section 52055.740 (a)(1) requires that QEIA pupil-to-teacher ratios do not exceed 25:1 and that class-size reduction targets are five fewer than the class-size averages for core subjects in the 2006-07 year. Sycamore Junior High School's current Class Size Reduction (CSR) targets are: 23:2 for grade 7; and 25:1 for grade 8.

Current Consideration:

Sycamore Junior High School's seventh-grade QEIA CSR target, from July 1, 2012, through June 30, 2015, is 23.2:1 for all core content areas: English language arts, reading, mathematics, science, and history/social science. The District would like to submit a General Waiver Request to the State Board of Education to increase the seventh-grade QEIA CSR target from 23.2:1 to 25:1 and extend the term of the new QEIA CSR target through June 30, 2015, which is the current ending date of the QEIA program. The intent of the General Waiver Request is to provide additional CSR flexibility at Sycamore Junior High School to address fluctuating enrollment and uncertain state revenue projections.

Budget Implication:

If the General Waiver Request is approved by the State Board of Education, the District will be allowed to implement slightly higher pupil-to-teacher ratios in core subject areas at Sycamore Junior High School. This will help to maintain QEIA CSR targets in future years, without requiring assistance from the general fund. (QEIA Funds)

11.4 **Service Agreement, Anaheim Family YMCA**

Background Information:

The 21<sup>st</sup> Century Community Learning Centers Program Grant is administered through the YMCA "Anaheim Achieves" after school program. Currently, Loara, Magnolia, and Western High Schools have the after school program at their sites. The YMCA recently submitted new applications to include Anaheim, Katella, and Savanna high schools and was awarded grants for Anaheim and Katella high schools for 2012-15.

Current Consideration:

The YMCA contracts with the District to provide after school services, which will provide a seamless integration of the District's educational programs and after school programs. These programs include training and support for site visits to Response to Instruction and Intervention (RTI<sup>2</sup>), mentoring and coaching for Anaheim Achieves staff by AUHSD personnel, and an AUHSD designated consultant to serve as a resource to the YMCA.

Budget Implication:

In exchange for these services, the YMCA agrees to pay AUHSD \$90,000. (YMCA Funds)

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, following discussion, the Board of Trustees ratified the service agreement with the Anaheim Family YMCA. Services are being provided July 1, 2012, through June 30, 2013.

11.5 **Supplemental Educational Service Provider, AUHSD**

Background Information:

In July 2012 the California Department of Education (CDE) staff completed its review of the March 2012 application from AUHSD to become a Supplemental Educational Service (SES) provider and requested conditional approval of the application from the State Board of Education (SBE). The SBE took action to grant conditional approval on July 18, 2012.



Conditional approval means the District is approved to be a SES provider, on the condition that the U.S. Department of Education (USDE) approves the state's waiver request to allow Program Improvement school districts to become SES providers.

If the District is approved to be a SES provider, pending USDE approval of the state's waiver request, it will be one SES tutoring option available to qualified students, among the list of other state approved SES providers. Pending USDE approval, the District has the opportunity to more closely align the tutoring services with essential standards in the areas of English language arts and mathematics.

Current Consideration:

At this time, the District can announce the availability of District SES services, but cannot provide actual tutoring services to students until the USDE has taken action to approve the state's waiver request.

Budget Implication:

District SES tutoring may reduce the revenue that is paid to SES providers, who are not District employees. (Title I Funds)

Action:

The Board of Trustees received the aforementioned update.

11.6 **Title I Schoolwide Program Status, Community Day School**

Background Information:

Schools must have a socioeconomically disadvantaged student subgroup of least 40 percent, in order to qualify to apply to become a Title I Schoolwide Program. After meeting this criteria and making the decision to apply for Title I Schoolwide Program status, the school engages in a comprehensive needs assessment and planning process, involving all stakeholders. The process takes approximately one year to complete. Title I Schoolwide Program status allows maximum Title I funding flexibility to support the literacy and numeracy improvement needs of all students.

Current Consideration:

Community Day School engaged in the process to become a Title I Schoolwide Program during the 2011-12 year and can operate as a Title I Schoolwide Program upon approval from the Board of Trustees.

Budget Implication:

Title I funds from a Title I Schoolwide Program can support the literacy and numeracy improvement needs of all students enrolled at Community Day School, and therefore, provide additional funding flexibility for the use of Title I funds. (Title I Funds)

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, following discussion, the Board of Trustees approved Community Day School's request for Title I Schoolwide Program status.

11.7 **Anti-Bullying Policy, Board Policy 8701.01, Second Reading**

Background Information:

Anti-Bullying Policy 8701.01, is the result of new state legislation that requires school districts to develop and adopt anti-bullying board policies and procedures to prevent bullying in schools. The first reading of the policy occurred at the June 21, 2012, Board of Trustees meeting.

Current Consideration:

The anti-bullying policy specifies that the District prohibits bullying and discrimination, and provides a timely and effective complaint procedure for pupils who believe they have been the victim of bullying or discrimination. Each school site will select an administrator to be responsible for insuring delivery of the information to all staff and students. Administrative Regulations have been provided as an information item only.

Budget Implication:

The Orange County Department of Education is working collaboratively with all county school districts in establishing training materials and resources for staff and students, at no cost to the District.

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, following discussion, the Board of Trustees approved the second reading of Board Policy 8701.01, Anti-Bullying Policy.

11.8 **School Sponsored Student Organizations**

Background Information:

The Board of Trustees shall give approval for the establishment of all student organizations. The proposed organization shall not engage in any activities, other than those that are organizational in nature, until the Board of Trustees has approved its application.

Current Consideration:

The following schools have submitted school sponsored student organizations:

11.8.1 The John F. Kennedy High School Amateur Radio Club, Kennedy High School

11.8.2 Peer Assistance Leadership (PAL), Savanna High School

11.8.3 OA Association of Latin American Students (ALAS), Oxford Academy

11.8.4 The Mexican Club, Western High School

Budget Implication:

Each school sponsored student organization offsets operational costs through donations and fundraising efforts.

Action:

On the motion of Mrs. Smith duly seconded and unanimously carried, the Board of Trustees approved items 11.8.1, 11.8.2, 11.8.3, and 11.8.4, school sponsored student organizations.

**HUMAN RESOURCES DIVISION**

11.9 **Resolution No. 2012/13-HR-02, Concerning the Reinstatement of Classified Positions from the 2011-12 Reduction in Force**

Background Information:

Due to the state-wide budget crisis, the District was required to reduce expenditures for the 2012-13 fiscal year which necessitated a reduction in force. The Board of Trustees took action on April 19, April 27, and May 14, 2012, to reduce particular kinds of classified personnel services. The District also considers the reinstatement of positions based on the



current needs of the District and the need to provide essential services to students and staff.

Current Consideration:

This Resolution provides the reinstatement of four athletic facility worker I positions that were eliminated as part of the reduction in force of May 14, 2012, which took effect on July 1, 2012. The reinstatement is due to the need to provide essential services to students and staff that cannot be covered through other means. The reinstatement will be effective on August 20, 2012. The reinstatement process will be in accordance with the requirements of the Education Code and offered to employees by seniority.

Budget Implication:

The reinstatement of these positions decreases the budgeted general fund savings by \$260,000.

Action:

On the motion of Mr. O'Neal and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2012/13-HR-02, Reinstatement of Classified Positions, to reinstate four (4) classified positions.

The roll call vote follows.

Ayes: Trustees Brandman, Smith, Randle-Trejo, O'Neal, and Piercy

11.10 **Agreements**

11.10.1 **California State University, Fullerton**

Background Information:

The District has traditionally entered into agreements with university programs to provide opportunities for university students to meet their field work requirements and to gain valuable experience in a professional setting within our District schools.

Current Consideration:

This agreement provides the opportunity for university students attending California State University, Fullerton to serve as counselor interns in our District schools to promote a college going culture through peer-to-peer conferences on challenges of college, sharing personal experiences as college students, and conducting classroom presentations on college experience and college life. Counselor interns do not replace counseling services provided by District counselors. Counselor interns will meet with an on-site supervisor for the purpose of completing the University's field instruction and participation requirements. Additionally, professional attire and conduct will be reviewed.

Budget Implication:

Services provided are at no cost to the District.

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees approved the agreement with California State University, Fullerton for counselor interns, August 17, 2012, through August 17, 2017.

### 11.10.2 **California State University, Los Angeles**

#### Background Information:

The District has traditionally entered into agreements with university programs to provide opportunities for university students to meet their field work requirements and to gain valuable experience in a professional setting within our District schools.

#### Current Consideration:

This clinical internship agreement provides the opportunity for university students attending California State University, Los Angeles to serve as social work interns at District sites to provide supervised support services to District students and staff. University Interns will have the opportunity to develop skills in assessment, intervention, and prevention to improve student's academic performance by addressing the areas of mental health and emotional health through evidenced based treatment models and practices. All interns are supervised and report to the District Intern Services Specialist and/or school site administrator to meet the University's field instruction and participation requirements. Additionally, professional attire, development, and conduct will be reviewed. This agreement will be signed following approval by the AUHSD Board of Trustees.

#### Budget Implication:

Services provided are at no cost to the District.

#### Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees approved the clinical internship agreement with California State University, Los Angeles for social work interns, August 17, 2012, through June 13, 2015.

### 11.10.3 **Maxim Staffing Solutions**

#### Background Information:

School districts must provide certificated school nurse services to ensure that health and safety needs of students are met. School nurses serving in this capacity are required to have a registered nurse (RN) license and a school nurse certificate.

#### Current Consideration:

For the 2012-13 year, one District school nurse position will be temporarily vacant due to an approved leave of absence. The District attempted to fill this vacancy using an online job posting, but was not able to find a qualified school nurse. Services provided by Maxim Staffing Solutions can provide qualified staff to fill this temporary vacancy.

#### Budget Implication:

Approximate total cost is \$40,950 depending on the length of the employee's leave of absence. (General Funds)

#### Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees approved all agreements.



11.11 **Memorandum of Understanding, CSEA, Effects of Layoffs 2012-13**

Background Information:

Due to the budget crisis and a reduction of categorical funding, the District was required to reduce expenditures for the 2012-13 fiscal year, which necessitated a reduction in force. The Board of Trustees took action on April 19 and April 27, 2012, to reduce classified services within CSEA for the 2012-13 year. When layoffs occur, the District must negotiate with the California School Employees Association (CSEA) the effects of these layoffs in compliance with the collective bargaining agreement and state law. When a tentative agreement is reached by the District and CSEA, the tentative agreement must be ratified by the membership and approved by the Board of Trustees.

Current Consideration:

The CSEA and District negotiations teams reached a tentative agreement on the effects of layoffs. The tentative agreement has been ratified by the CSEA membership. The memorandum of understanding (MOU) provides the District and affected employees with an agreement that addresses several issues related to the impact of the layoffs of the 2012-13 fiscal year.

Budget Implication:

This item incurs no cost to the District. The 2012-13 budget is not affected by this MOU agreement.

Action:

On the motion of Mr. O'Neal duly seconded and unanimously carried, following discussion, the Board of Trustees approved the MOU with CSEA regarding the effects of layoffs for 2012-13.

12. **CONSENT CALENDAR**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following Consent Calendar.

**BUSINESS SERVICES DIVISION**

12.1 **Agreement, School Services of California, Inc.**

Background Information:

School Services of California, Inc. is one of the most highly regarded school financial consultants in the state. The firm provides assistance regarding issues of school finance, legislation, school budgeting, and other general fiscal issues by providing their clients with continuous legislative updates, as well as critical and informative financial information. The District has been a client for over 25 years.

Current Consideration:

The District needs assistance regarding issues of school finance, legislation, school budgeting, general fiscal issues, and the state-mandated program cost claims process.

Budget Implication:

Services will be provided September 1, 2012, through August 31, 2013, at a cost not to exceed \$3,120 plus expenses. Services include 12 hours of direct consulting service. There is no increase in fees from last year. (General Funds)

Action:

The Board of Trustees approved the agreement between School Services of California, Inc. and the District.

12.2 **Agreement Amendment #2, Sungard Bi-Tech System**

Background Information:

The Anaheim Union High School District contracts with the Orange County Superintendent of Schools to provide annual software support services for the Sungard Bi-Tech software. The Bi-Tech system support covers basic financial/budget, school site finance, stores inventory, and fixed asset systems.

Current Consideration:

The contract provides for an annual evaluation of support service charges for possible upward or downward adjustments based on the Orange County Superintendent of School's actual costs to support Sungard Bi-Tech software.

Budget Implication:

Amendment #2 covers the 2012-13 fiscal year and will not exceed \$85,139. This is a decrease of \$4,480 from the 2011-2012 agreement. (General Funds)

Action:

The Board of Trustees approved the Sungard Bi-Tech System Support Agreement, Amendment #2.

12.3 **Agreement Amendment #4, Sungard Bi-Tech Human Resources System**

Background Information:

The Anaheim Union High School District contracts with the Orange County Superintendent of Schools to provide annual software support services for the Sungard Bi-Tech software. The Bi-Tech system support covers the human resources system

Current Consideration:

The contract provides for an annual evaluation of support service charges for possible upward or downward adjustments based on the Orange County Superintendent of School's actual costs to support Sungard Bi-Tech software.

Budget Implication:

Amendment #4 covers the 2012-13 fiscal year and will not exceed \$76,523. There is no change from the 2011-12 agreement. (General Funds)

Action:

The Board of Trustees approved the Sungard Bi-Tech Human Resources System Agreement, Amendment #4.

12.4 **Agreement Amendment, Best Best and Krieger, LLP**

Background Information:

The District requires legal services as related to litigation or other matters requiring legal expertise. Best Best and Krieger, LLP has been providing the District with legal services, primarily for the District's facilities and construction program.

Current Consideration:

The District has an interest in continuing legal services with Best Best and Krieger, LLP for the 2012-13 fiscal year.



Budget Implication:

Not to exceed \$150,000. (Maintenance Funds, Facilities Funds and/or other funds as appropriate)

Action:

The Board of Trustees approved the agreement amendment with Best Best and Krieger, LLP and the District.

12.5 **Sole Source Justification for Blackboard, Inc.**

Background Information:

By action of the Board of Trustees on May 31, 2012, the consulting agreement with Jack Plicet was approved for a Sole Source Justification for Blackboard, Inc. 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. 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 Blackboard, Inc. and staff concurs.

Current Consideration:

Teleparent Educational Systems, LLC was acquired by Blackboard, Inc., including the patented Situational Student Messaging (SSM) in the original Teleparent product. The SSM capability makes the system unique and easier 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 for Blackboard Connect will be approximately \$80,900 annually, which exceeds the bid limit of \$81,600 (PCC 20111) when as an aggregate for multiple years. By declaring Blackboard, Inc. as the sole source, we meet legal bid requirements.

Budget Implication:

Budget Area: Title I, EIA/LEP, and General Fund

Action:

The Board of Trustees approved Blackboard, Inc. as the sole source vendor for its multilingual teacher-to-parent communication system, Blackboard Connect, and authorized administration to approve contracts for such as required annually.

12.6 **Award of Food Service Bids**

Action:

The Board of Trustees awarded bids for the purchase of various food service items from the listed suppliers for up to three years, renewable annually by the District's Director of Purchasing and Central Services. There are food service related items that the District anticipates a need for during the school year; such items would include dairy products, staple foods, snacks, and other related items. This bid will establish discounted pricing and fulfill federal, state, and local bidding requirements. The amounts shown below are best estimates and actual amounts spent could be higher or lower.

The following were the lowest, most responsible, and responsive bidders:

<u>Bid#</u>	<u>Service</u>	<u>Award</u>	<u>Estimated Amount</u>
2013-01	Milk and Dairy Products	Clearbrook Farms, Inc.	\$1,330,823
2013-02	Staple Foods	A & R Wholesale Distributors, Inc. and P & R Paper Supply Co.	\$811,972
2013-03	Snack Foods	A & R Wholesale Distributors, Inc.	\$399,121

12.7 **Rejection of Liability Claim**

Action:

The Board of Trustees rejected a liability claim that was filed on July 16, 2012, and was identified as AUHSD 12-13 (Tort Claim 314), as not a proper charge against the District, and authorized staff to send the notice of rejection. This claim alleges personal injury.

12.8 **Notices of Completion**

Action:

The Board of Trustees approved the notices of completion as listed, authorized the assistant superintendent of Business Services to accept all listed work as complete, and authorized the filing of the notices of completion with the office of the county recorder.

Bid #2012-07, Savanna High School Roofing Project (Maintenance Funds) Bell Roof Company	P.O. #F64A0192
Original Contract	\$803,134
Contract Changes	(\$4,400)
Total Amount Paid	\$798,734

Bid #2012-11, Savanna High School Paving Rehabilitation (Maintenance Funds) Universal Asphalt	P.O. #G64A0007
Original Contract	\$189,880
Contract Changes	\$18,888
Total Amount Paid	\$208,768

12.9 **Ratification of Change Orders**

Action:

The Board of Trustees ratified the change orders as listed.

Bid #2012-07, Savanna High School Roofing Project (Maintenance Funds) Bell Roof Company	P.O. #F64A0192
Original Contract	\$803,134
Change Order #1	(\$4,400)
New Contract Value	\$798,734



Bid #2012-11, Savanna High School  
Paving Rehabilitation (Maintenance Funds)  
Universal Asphalt  
Original Contract  
Change Order #1  
New Contract Value

P.O. #G64A0007

\$189,880  
\$18,888  
\$208,768

12.10 **Check Register/Warrants Report**

Action:

The Board of Trustees ratified the check register/warrants report, June 29, 2012, through August 6, 2012.

12.11 **Purchasing Report**

Action:

The Board of Trustees ratified the purchase order detail report, June 29, 2012, through August 6, 2012.

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

Action:

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.

12.13 **Declaring Certain Textbooks and Instructional Materials as Unusable, Obsolete, and/or Out-of-Date, Damaged, and Ready for Sale, or Destruction**

Action:

The Board of Trustees approved the list of District textbooks and instructional materials as unusable, obsolete, and/or out-of-date, damaged, and ready for sale, or destruction, as surplus, and authorized staff to dispose of the textbooks and instructional materials in accordance with Education Code Section 60510.

**EDUCATIONAL SERVICES DIVISION**

12.14 **Orange County Superintendent of Schools and Orange County Health Care Agency (OCHCA)**

Background Information:

Following the legislative changes that shifted responsibility for providing educationally related mental health services to school districts, the Orange County Department of Education (OCDE) and Orange County Health Care Agency (OCHCA) negotiated an agreement that allows school districts to contract with OCHCA to provide educationally related mental health services to students with special needs. For the 2012-13 year, the Proposition 63 funds that had been allocated to OCHCA for mental health services were allocated directly to school districts to provide such services.

Current Consideration:

This agreement was approved by the Orange County Board of Supervisors on behalf of OCHCA on June 26, 2012, and is now presented to local school boards throughout the county for ratification. Due to the unique nature of providing direct mental health services,

the District intends to use the expertise of OCHCA to provide mental health services for the 2012-13 year.

Budget Implication:

Funding for mental health services that were previously provided to OCHCA are now being provided directly to the District. Mental health funds have been budgeted by the District to offset these costs. (Special Education Funds)

Action:

The Board of Trustees ratified the agreement for the provision of Educationally Related Mental Health Services between OCHCA and Anaheim Union High School District. Services are being provided from July 1, 2012, through June 30, 2013.

12.15 **Consolidated Application**

Background Information:

The Consolidated Application is a mechanism for gathering important financial and program related information, which is used by the California Department of Education (CDE) to distribute categorical funds from various state and federal programs to county offices, school districts, and direct-funded charter schools throughout California. Annually, each Local Educational Agency (LEA) submits the Consolidated Application to the CDE to document participation in these programs and provide assurances that the District will comply with the legal requirements of each program. Assurances also require the District to follow the state's standards-based curriculum. Program entitlements are determined by formulas contained in the laws that created the programs. The Anaheim Union High School District participates in the following programs currently referenced in the Consolidated Application:

- Title I, Part A (Basic Grant), NCLB Section 101
- Title II, Part A (Teacher Quality), NCLB Section 2101
- Title III, Part A (LEP Students), NCLB Section 301
- Economic Impact Aid (LEP Students), EC 54000

There were two data-collection periods prior to the 2012-13 year. LEAs were given the option to request local Board approval during each data-collection period, or request local Board approval once per year.

Current Consideration:

In 2012 the CDE restructured the Consolidated Application to be a web-based data collection process and to include additional data-collection periods. CDE now requires approval of the reporting process only once per year, in June. This year, opening of the reporting window was delayed until late June 2012, because the new Consolidated Application and Reporting System (CARS) was still being tested. The Consolidated Application must be Board approved before categorical funds received during the 2012-13 fiscal year may be spent.

Budget Implication:

Categorical funds administered through the Consolidated Application supplement the general fund, provide additional services to students, and professional development for staff.

Action:

The Board of Trustees approved the District Consolidated Application.



12.16 **Cooperative Agreement, The Regents of the University of California/Puente Project**

Background Information:

The Puente Project works in partnership with fifty-five high schools throughout California to provide a seamless transition for high school students to the University of California campuses. Anaheim, Katella, Magnolia, and Savanna High Schools currently participate in this program and each receives \$5,600 for a total amount not to exceed \$22,400.

Current Consideration:

An agreement to continue our partnership with the University of California was received from The Regents of the University of California/Puente Project on July 27, 2012. Consequently, staff is seeking ratification after the implementation date as necessary.

Budget Implication:

Each school participating in this program receives \$5,600. (Puente Project Funds)

Action:

The Board of Trustees ratified the cooperative agreement with The Regents of the University of California/Puente Project, July 1, 2012, through June 30, 2013.

12.17 **Educational Consulting Agreement, Disciplina Positiva**

Background Information:

Disciplina Positiva is a parent education program designed to promote the development of positive communication between parents and their adolescent children, as well as to facilitate a connection between the family, the community, and the school. During 2011-12, South Junior High School, Western High School, and the Parent Involvement/McKinney-Vento offices at the District piloted the program, which was well received by parent participants. Classes were tailored to the specific needs of the schools and included criteria for effective home discipline, ways to maximize the potential of adolescents, and to understand adolescent behavior. Workshops were taught in Spanish and in English by experienced bilingual facilitators.

Current Consideration:

For the 2012-13 year, Disciplina Positiva will provide three comprehensive six-session training programs for Anaheim High School parents.

Budget Implication:

Costs for these services are not to exceed \$12,000. (EIA/LEP funds)

Action:

The Board of Trustees approved the educational consulting agreement with Disciplina Positiva. Services will be provided September 15, 2012, through June 15, 2013.

12.18 **Membership, Accrediting Commission for Schools, Western Association of Schools and Colleges**

Background Information:

The accreditation process is managed by the Western Association of Schools and Colleges (WASC), which is responsible for authorizing a school's certification. Accreditation is vital to a school's certification, as it is required for its courses and diplomas to be recognized by colleges and universities. Students of schools that do not receive accreditation will not have their coursework accepted by institutions of higher education.

Current Consideration:

WASC charges an annual membership fee to districts seeking candidacy or accreditation. Invoices regarding annual membership fees have been received for the following schools:

Anaheim Community Day School  
Anaheim High School  
Cypress High School  
Gilbert High School  
Katella High School  
Kennedy High School

Loara High School  
Magnolia High School  
Oxford Academy  
Polaris High School  
Savanna High School  
Western High School

Budget Implication:

The annual installment for 2011-12 is \$756 per site. (General Funds)

Action:

The Board of Trustees approved the payment of the annual membership fees to the Accrediting Commission for Schools, to provide certification services for all Anaheim Union High School District high schools for the period of August 17, 2012, through June 30, 2013.

12.19 **Memorandum of Understanding**

12.19.1 **Inter-Special Education Local Plan Area (SELPA) with Fullerton Joint Union High School District**

Background Information:

AUHSD operates several unique special education programs that are not available in some local school districts. School districts may enter agreements to provide services to special education students that are living in other districts. At times, the District admits special education students from other school districts into some of the District's unique special education programs.

Current Consideration:

Fullerton Joint Union High School District (FJUHSD) has requested to enter into a memorandum of understanding (MOU) with the District permitting students from FJUHSD to be enrolled in specialized programs operated by the District. The Memorandum of Understanding for placing special education students from FJUHSD in the District programs is presented to the Board of Trustees for consideration of approval.

Budget Implication:

FJUHSD will fund these services per billing agreement between FJUHSD and AUHSD/Greater Anaheim SELPA.

Action:

The Board of Trustees approved the memorandum of understanding between the District and FJUHSD. The term of this agreement is August 17, 2012, through June 30, 2013.

12.19.2 **Inter-Special Education Local Plan Area (SELPA) with Los Alamitos Unified School District**

Background Information:

The Anaheim Union High School District (District) operates several unique special education programs that are not available in some local school districts. School districts may enter agreements to provide services to special education students



that are living in other districts. At times, the District admits special education students from other school districts into some of the District's unique special education programs.

Current Consideration:

The Inter-District Special Education Local Plan Area (SELPA) memorandum of understanding (MOU) is for placement of two special education students from Los Alamitos Unified School District (LAUSD) in the Anaheim Union High School District special education programs. The term of this agreement is August 17, 2012, through June 30, 2013. Signatures from LAUSD will be provided upon Board approval.

Budget Implication:

LAUSD will fund these services per billing agreement between LAUSD and AUHSD/Greater Anaheim SELPA.

Action:

The Board of Trustees approved the memorandum of understanding between SELPA and the District.

12.20 **Transportation Agreements**

12.20.1 **Beacon Day School**

Background Information:

Students with special needs require transportation services to and from school as part of their special education program. The education code permits districts to reimburse parents for transporting their student to and from school if it is necessary.

Current Consideration:

One of our students is attending the Beacon Day School, as per their IEP, a non-public school, and requires transportation services. The student has significant behavioral needs that would require two staff members in addition to a private van to be safely transported to and from school, which would significantly increase the cost of transportation. It is a significant cost savings to reimburse the Parent for transporting the student to and from school.

Budget Implication:

Costs for these services are not to exceed \$1,200 for the period of July 30, 2012, through August 24, 2012, and not to exceed \$11,100 for the period of September 10, 2012, through June 28, 2013. (Special Education Funds)

Action:

The Board of Trustees approved/ratified the transportation agreement as listed.

12.20.2 **New Vista School**

Background Information:

Students with special needs require transportation services to and from school as part of their special education program. The education code permits districts to reimburse parents for transporting their student to and from school if it is necessary.

Current Consideration:

The New Vista School is located in Laguna Hills, California. The District does not have an established route to transport student. It is more cost efficient to reimburse the parent for transporting the student than providing special education transportation through the District's transportation department.

Budget Implication:

Costs for these services are not to exceed \$1,055.45, July 5, 2012, through July 31, 2012, and \$10,110.10, September 5, 2012, through June 21, 2013. (Special Education Funds)

Action:

The Board of Trustees approved/ratified the transportation agreement as listed.

12.21 **Individual Service Contracts**

Action:

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

12.22 **Field Trip Report**

Action:

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

**HUMAN RESOURCES DIVISION**

12.23 **Agreement, Monjaras and Wismeyer Group, Inc.**

Background Information:

The District Human Resources Division is mandated by law, including the American Disabilities Act (ADA), to ensure the rights of employees and the District when health or medical issues affect an employee's work and may lead to accommodations. The District entered into an agreement with Monjaras and Wismeyer Group, Inc. during the 2011-12 year to perform essential functions that required critical knowledge and expertise in specific areas, including accommodation meetings, job analysis, return to work programs, and other specialized functions.

Current Consideration:

The District continues to need the services of the Monjaras and Wismeyer Group, Inc. to provide consulting services for specialized cases and continue with the development of essential functions job analyses for the 2012-13 year.

Budget Implication:

Services will be on an as-needed basis and will not exceed \$10,000. (General Funds)

Action:

The Board of Trustees ratified the agreement with Monjaras and Wismeyer Group, Inc. to provide consulting services for the period July 1, 2012, through June 30, 2013.

12.24 **Certificated Personnel Report**

Action:

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



12.25 **Classified Personnel Report**

Action:

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

**SUPERINTENDENT'S OFFICE**

12.26 **Institutional Membership**

Action:

The Board of Trustees approved the membership with Association of California School Administrators (ACSA) Region 17, Orange County District Superintendents' Organization membership for 2012-13, at a cost not to exceed \$250. (General Funds)

12.27 **Board of Trustees' Meeting Minutes**

Action:

The Board of Trustees approved the minutes as submitted.

12.27.1 February 2, 2012, Special Meeting

12.27.2 February 16, 2012, Regular Meeting

12.27.3 February 16, 2012, Special Meeting

12.27.4 February 29, 2012, Special Meeting

13. **SUPERINTENDENT AND STAFF REPORT**

Dr. Novack thanked the Board of Trustees for attending the Leadership Advance. She also thanked Cheryl Quadrelli-Jones and everyone involved in coordinating the event. Dr. Novack noted that Cynthia Pettitt will be honored by HEEF as the Educational Leader of the Year on October 12, 2012.

Dr. Sevillano acknowledged the work of Cynthia Pettitt and Cheryl Quadrelli-Jones. He commended Mike Matsuda for his work with GEAR UP.

Mr. Lee-Sung noted the reconfiguration of the Human Resources Division.

Mrs. Poore stated the race is on to complete projects at the school sites before school starts.

Mr. Riel remarked on the excitement of the start of the new school year.

14. **BOARD OF TRUSTEES' REPORT**

Mr. Brandman reported his attendance at the AUHSD/ROP Superintendents Luncheon and the ROP meeting. He said he is excited about the new school year. He requested a visit to Magnolia High School.

Mrs. Smith commented on the Leadership Advance.

Mrs. Randle-Trejo remarked on the Leadership Advance and said she appreciated the leadership collaborative. She said she attended the Kennedy Foundation meeting and mentioned the District Idol event is scheduled in October. Mrs. Randle-Trejo also said she attended the Stanton Relay for Life and the Anaheim City Council meeting held at Anaheim High School.

Mr. O'Neal noted his attendance at all of the events covered by Mr. Brandman.

Mrs. Piercy stated she attended the Anaheim Sister City Committee Meeting, the welcome Bar-B-Q for the Mito, Japan students, and the Leadership Advance.

15. **ADVANCE PLANNING**

15.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, September 6, 2012, at 6:00 p.m.

Thursday, September 20  
Thursday, October 11

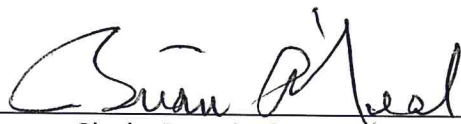
Thursday, November 1  
Thursday, December 6

15.2 **Suggested Agenda Items**

There were no suggested agenda items.

16. **ADJOURNMENT**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 7:39 p.m.

Approved   
Clerk, Board of Trustees