

BOARD OF TRUSTEES
Minutes
Thursday, September 8, 2011

1. CALL TO ORDER–ROLL CALL

President Jordan Brandman called the meeting of the Anaheim Union High School District Board of Trustees to order at 3:33 p.m.

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

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

Remove item 4.5, public employee discipline/dismissal/release.

Remove item 4.6, public employee discipline/dismissal/release.

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

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered Closed Session at 3:34 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 6:02 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Robert Cunard, Magnolia 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. Brandman introduced Joanne Fawley, ASTA; Sharon Yager, CSEA; Patricia Montelongo, APGA; Cindy Mendoza, ASCPTA; and Mayor Ralph Rodriguez, city of La Palma.

7. **REPORTS**

7.1 **Closed Session**

The clerk of the Board of Trustees reported the following actions taken during Closed Session.

7.1.1 No reportable action taken regarding negotiations.

7.1.2 No reportable action taken regarding public employee discipline/dismissal/release.

7.1.3 No reportable action taken regarding existing litigation (Claim AUHSD 10-10).

7.1.4 Pursuant to Government Code section 54956.9 (a), the Board of Trustees unanimously voted to approve the settlement agreement in OAH Case No. 2011040808, that provided student 65 hours of compensatory education and reimbursement in the amount of \$7,500.

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

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

7.1.7 The Board of Trustees took formal action to approve the readmission of students: 10-40 and 10-119.

7.2 **Principal's Report**

Dr. Cunard presented a report on Magnolia High School, which included information on various student programs and improved API scores.

7.3 **ASCPTA Report**

Cindy Mendoza, ASCPTA president, reported on ASCPTA activities throughout the District.

7.4 **Reports of Association**

Joanne Fawley, ASTA president, reported on QEIA reform, teacher led professional development, class size, and District API scores. She thanked the Board for supporting QEIA.

The consensus of the Board of Trustees was to take the following three items out of order.

9. **PUBLIC COMMENT**

9.1 Mrs. Montelongo, school counselor, addressed the graduation GPA requirement.

9.2 Bill Taormina commented on the donation from the Anaheim Prep Sports/Activities Foundation and requested the Board consider revising the Board Policy on commercial advertising at school sporting events.

8. **PRESENTATIONS**

8.2 **Anaheim Prep Sports/Activities Foundation**

The Board of Trustees recognized the Anaheim Prep Sports/Activities Foundation Board of Directors for their generous contribution to the AUHSD high school athletic and junior high school intramural programs.

8.1 **2011-12 Assistant Principals**

The newly appointed assistant principals for 2011-12 were introduced.

Assistant Principal	School Site
Sam Joo	Loara High School
Kevin Kim	Lexington Junior High School
Shari Cary	Orangeview Junior High School
Jana Kovar	South Junior High School
Enrique Romero	South Junior High School
Gary Brown	Sycamore Junior High School

8.3 **Ambassadors for the 2011-12 Year**

Student Ambassadors Mario Gonzalez, Anaheim High School; Valeria Sandoval, Katella High School; Christopher Dekmezian, Oxford Academy; Lauren Schooner, Kennedy High School; Felipe Sepulveda, Magnolia High School; Vernalyn Taganna, Savanna High School; Daniel Alarcon, Cypress High School; Nohemi Gutierrez, Loara High School; and Jessica Pham, Western High School, were introduced.

8.4 **Student Representative to the Board of Trustees for the 2011-12 Year**

Student Representative to the Board of Trustees John Yergler, Western High School, was introduced. He reported on activities at Western High School.

8.5 **Anaheim High School Simon Scholar Class of 2013**

Ben Sanchez, principal of Anaheim High School, and Ronald Simon Family Foundation Program Director Megan Barnes, presented the Class of 2013 Simon Scholars. This scholarship program is unique, as each Simon Scholar receives \$16,000 in programs, services, and support beginning in their junior year of high school. Upon graduation, the students that have met all the program requirements receive an additional \$16,000 in college scholarships. The total cost to the Foundation for each scholarship is \$32,000 per student, for a total scholarship award of \$256,000 for Anaheim High School students. In return for this support, Simon Scholars are expected to exhibit solid academic performance, high moral standards, and meaningful community service, while serving as a role model for other youth.

10. **ITEMS OF BUSINESS**

10.1 **Resolution No. 2011/12-B-05 Adjustments to Income and Expenditures General Fund, and Resolution No. 2011/12-B-06, Adjustments to Income and Expenditures Various Funds, and 2010-11 Unaudited Actual Financial Statements**

On the motion of Mr. O'Neal and duly seconded, the Board of Trustees adopted Resolution No. 2011/12-B-05, Adjustments to Income and Expenditures General Fund, Resolution No. 2011/12-B-06, Adjustments to Income and Expenditures Various Funds, and approved the 2010-11 Unaudited Actual Financial Statements. Each fiscal year the District prepares the Unaudited Actual Financial report in accordance with Education Code Section 41010. The report must be Board approved and filed with the state pursuant to Education Code Section 42100.

As part of the year-end closing of the financial records, budget adjustments are made to income and expenditures. This resolution authorizes budget adjustments to income and expenditures per Education Code Sections 42600-42601.

The roll call vote follows.

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

10.2 **Resolution No. 2011/12-B-07, Recalculation of the 2010-11 Appropriations Limit, and Establishing the 2011-12 Estimated Appropriations Limit Calculations**

On the motion of Mr. O'Neal and duly seconded, the Board of Trustees adopted Resolution No. 2011/12-B-07, Recalculation of the 2010-11 Appropriations Limit, and Establishing the 2011-12 Estimated Appropriations Limit Calculations. Proposition 4 (GANN Amendment) was approved by the voters of California in 1979, which states that all school districts must establish a GANN Limit for the preceding and current fiscal years in accordance with the provision of the GANN Amendment and applicable statutory law.

The California Department of Education requested these forms in accordance with Government Code Section 7906 (f), which states: "Each school district shall report to the Superintendent of Public Instruction and to the Director of Finance, at least annually, its appropriation limit, its appropriations subject to limitation, and amount of its state aid apportionments and subventions included within the proceeds of taxes of the school district, and amounts excluded from its appropriations limit, at a time and in a manner prescribed by the Superintendent of Public Instruction and by the Director of Finance."

The roll call vote follows.

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

10.3 **Agreement to Provide Administrative Services for the Early Retiree Reinsurance Program**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees ratified an agreement with InTech Health Ventures for comprehensive administrative services, which include enrollment management, data aggregation and filtering, subsidy requests, annual reconciliation, appeals and reporting to maximize potential subsidy returns for the Early Retiree Reinsurance Program (ERRP). The ERRP program is an incentive for organizations that offer medical benefits to retirees under age 65 to continue offering these plans. The subsidy reimburses 80 percent of the retiree medical and pharmacy costs between the cost thresholds of \$15,000 and \$90,000 annually. The reimbursement for the District self-funded PPO medical plan could potentially exceed \$1 million. Cost of services would be \$6.21 per early retiree participant (approximately 175 retirees and eligible dependents) per month, plus a one-time set up fee of \$1,500 for implementation. The term of the agreement began June 1, 2010, which coincides with the approved ERRP applications for the retiree PPO and HMO medical plans, and will end on June 1, 2013.

10.4 **Resolution 2011/12-HR-01, Concerning the Reinstatement of Classified Position from the 2010-11 Reduction in Force**

The Board of Trustees took action on April 21, 2011, to reduce particular kinds of services provided by classified employees. These actions were necessitated by the state-wide budget crisis and significant reductions in District revenues.

On the motion of Mrs. Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2011/12-HR-01, Reinstatement of Classified Position, to reinstate one senior budget technician from the April 21, 2011, Board action, effective August 17, 2011. The reinstatement process will be in accordance with the requirements of the Education Code and offered to employees by seniority.

The roll call vote follows.

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

10.5 **Revised Policy, Second Reading**

On the motion of Mr. O'Neal duly seconded, following a lengthy discussion, the Board of Trustees reviewed the second reading and adopted revised Board Policy 71105, Graduation Requirements. The policy outlines the graduation requirements students must complete to earn a high school diploma, beginning with the class of 2012.

The roll call vote follows.

Ayes: Trustees O'Neal, Harp Domene, Piercy, and Brandman

No: Trustee Smith

11. **CONSENT CALENDAR**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following consent calendar with the exception of item 11.8 pulled by Mrs. Smith, for discussion.

11.1 **Agreements**

11.1.1 **California State University, Northridge**

The Board of Trustees ratified the agreement with California State University, Northridge (CSUN), for student teaching, July 1, 2011, through June 30, 2014. University students meet with school site master teachers to be involved in the student's preparation for student teaching. This agreement provides opportunities for the student teacher to observe, participate, assist, and teach in the master teacher's classroom for one semester. Master teachers model to the student teacher effective planning, instruction, and management strategies, as well as discuss these strategies with the student teacher. Additionally, professional attire, development, and conduct are reviewed. Services provided are at no cost to the District. This agreement will be signed following approval by the AUHSD Board of Trustees.

11.1.2 **University of Phoenix**

The Board of Trustees ratified the agreement with University of Phoenix for student internship, August 25, 2011, until terminated. University students meet with school site master teachers to be involved in the student's preparation for student internship. This agreement provides opportunities for the student intern to observe, participate, assist, and teach in the master teacher's classroom for one semester. Master teachers model to the student intern effective planning, instruction, and management strategies, as well as discuss these strategies with the student intern. Additionally, professional attire, development, and conduct are reviewed. Services provided are at no cost to the District. This agreement will be signed following approval by the AUHSD Board of Trustees.

11.1.3 **Keenan and Associates Run-Off Claims**

The Board of Trustees approved the agreement with Keenan and Associates for run-off claims. California Education Code Section 17566 allows school districts to establish a

fund or funds for losses and payments including, but not limited to, workers' compensation benefits for its employees as defined by Government Code Section 53200. The District workers' compensation program for industrial injuries prior to 1996 was fully self-insured as permitted by the California Department of Self-Insurance Plans. Claims from this period of self-insurance have been administered by Keenan and Associates since first occurrence of the injuries. The purpose of the agreement is to provide professional claims administration services to ensure compliance with all workers' compensation laws and to provide mandated medical and disability benefits for the remaining claims. The run-off claims are those claims that are open due to future medical awards in which the injured worker declined offers of settlement and to provide medical services, medications, physical therapy, etc., which are still required under the future medical award agreed to and documented by the Workers' Compensation Appeals Board. The agreement with Keenan and Associates is to renew claims administration services for the run-off claims, October 1, 2011, through September 30, 2012, at a cost not to exceed \$7,200. This is a decrease of \$800 from last year. (Workers' Compensation Funds)

11.1.4 **Agreement, Monjaras & Wismeyer Group, Inc.**

The Board of Trustees approved the agreement with Monjaras & Wismeyer Group, Inc. to provide consulting services for employee American Disabilities Act (ADA) accommodation meetings, essential functions job analysis, and return to work programs, September 8, 2011, through June 30, 2012. This process is mandated by law and ensures proper documentation of the rights of employees and the District. Services will be on an as-needed basis, at a cost not to exceed \$10,000. (General Funds)

11.2 **Donation**

The Board of Trustees accepted the donation as listed.

<u>Location</u>	<u>Donated by</u>	<u>Item</u>
Walker	Janice Goldsberry	Computer Monitor

11.3 **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.

11.4 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, August 9, 2011, through August 29, 2011.

11.5 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report August 9, 2011, through August 29, 2011.

11.6 **Field Trip Report**

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

11.7 **Certificated Personnel Report**

On the motion of Mr. O'Neal and duly seconded, the Board of Trustees approved/ratified the certificated personnel report as submitted.

The vote follows.

Ayes: Trustees O'Neal, Harp Domene, Piercy, and Brandman

Abstain: Trustee Smith

11.8 **Classified Personnel Report**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees approved/ratified the classified personnel report as submitted.

The vote follows.

Ayes: Trustees O'Neal, Harp Domene, Piercy, and Brandman

Abstain: Trustee Smith

11.9 **Institutional Membership**

The Board of Trustees approved the Association of California School Administrators (ACSA) Region 17, Orange County District Superintendents' Organization membership for 2011-12, at a cost not to exceed \$250, which is \$250 less than last year's membership. (General Funds)

11.10 **Board of Trustees' Meeting Minutes**

The Board of Trustees approved the minutes as submitted.

August 18, 2011, Regular Meeting

12. **SUPPLEMENTAL INFORMATION**

12.1 Minutes of Department Meetings

12.2 Associated Student Body Fund, June 2011

12.3 Cafeteria Fund, June 2011

13. **SUPERINTENDENT AND STAFF REPORT**

Dr. Novack acknowledged the city of Anaheim for recognizing the 10th Anniversary of the September 11 tragedy. She also briefly commented on Rally Day.

Dr. Sevillano welcomed John Yergler to the position of student Representative to the Board of Trustees. He reported on his school site visit to Lexington Junior High School on the first day of school.

Mr. Lee-Sung also welcomed John Yergler and noted that Mr. Yergler participated in the selection process for the new principal at Western High School. He also reported on the District's professional development programs.

Mrs. Poore shared information on student enrollment and explained how it relates to our budget.

Mr. Riel thanked Dr. Novack for the opportunity to visit our school sites on the first day of school.

14. **BOARD OF TRUSTEES' REPORT**

Mrs. Smith said she attended the District Rally Day and also went to Oxford Academy on the first day of school.

Mr. O'Neal reported on his attendance at the City of La Palma/AUHSD Liaison Meeting, the Anaheim Sister Cities Commission meeting, the District Rally Day, and the ROP in-service. He also said he visited five schools on the first day of school.

Mrs. Harp Domene noted her attendance at the District Rally Day, three school site visits on the first day of school, and the Anaheim Park and Recreation meeting.

Mrs. Piercy commented on her attendance at the Anaheim Sister City Commission meeting and at the Cypress Elementary School District teachers' breakfast. She thanked everyone for the life-size cut-out of her at the District Rally Day.

Mr. Brandman noted his attendance at the District Rally Day and at the Ponderosa Elementary School computer room dedication ceremony.

A short video showcasing Rally Day was shown.

15. **ADVANCE PLANNING**

15.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, September 22, 2011, at 4:00 p.m. Start time for this one meeting was changed and approved at the August 18, 2011, Board meeting. All remaining meetings will begin at 6:00 p.m.

Thursday, October 13
Thursday, November 3

Thursday, December 8

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 8:29 p.m.

Approved _____
Clerk, Board of Trustees