

BOARD OF TRUSTEES
Agenda
Thursday, September 11, 2008
Closed Session – 3:30 p.m.
Regular Meeting – 6:00 p.m.

Some items on the agenda of the Board of Trustees' meeting include exhibits of supportive and/or background information. These items may be inspected in the superintendent's office of the Anaheim Union High School District, at 501 Crescent Way in Anaheim, California. The office is open from 7:30 a.m. to 5:00 p.m., Monday through Friday, and is closed for most of the federal and local holidays. These materials are also posted with the meeting agenda on the district web site, www.auhsd.us, at the same time that they are distributed to the Board of Trustees.

Meetings are recorded for use in the official minutes.

- 1. CALL TO ORDER – ROLL CALL** ***ACTION ITEM***
- 2. ADOPTION OF AGENDA** ***ACTION ITEM***
- 3. PUBLIC COMMENTS, CLOSED SESSION ITEMS**

This is an opportunity for community members to address the Board of Trustees on closed session agenda items only. Persons wishing to address the Board of Trustees should complete a speaker request form, available on the information table, at the back of the room, and submit it to the executive assistant prior to the meeting. Each speaker is limited to five minutes; each topic or item is limited to 20 minutes. Board members cannot immediately respond to public comments as stated on the speaker request form.

- 4. CLOSED SESSION** ***ACTION/INFORMATION ITEMS***

The Board of Trustees will meet in closed session for the following purposes:

- A. To consider matters pursuant to Government Code Section 54956.9 (a): Conference with legal counsel, existing litigation – Case Number 07CC03822 of the Superior Court of California, County of Orange.
- B. To consider matters pursuant to Government Code Section 54957.6: Public employee appointment – assistant superintendent, human resources.
- C. To consider matters pursuant to Government Code Section 54957.6: Public employee appointment - director of purchasing and central services (provisional appointment).
- D. To consider matters pursuant to Government Code Section 54957.6: Conference with Labor Negotiators – Dr. Farley, Dr. Navarro, Mr. Cowen, and Mrs. Poore, regarding negotiations and contracts with the American Federation of State, County and Municipal Employees (AFSCME), Anaheim Personnel and Guidance Association (APGA), Anaheim Secondary Teachers Association (ASTA), and California School Employees Association (CSEA).

- E. To consider matters pursuant to Education Code Section 48918: Expulsion of students 08-02 and 08-03.
- F. To consider matters pursuant to Education Code Section 48918: Readmission of students 06-100, 06-291, 07-09, 07-23, 07-40, 07-50, 07-108, and 08-C.

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

The Board of Trustees will reconvene into open session.

Kelly Wilson, principal of Kennedy High School, will lead the Pledge of Allegiance to the Flag of the United States of America and the moment of silence.

6. REPORT ACTIONS TAKEN IN CLOSED SESSION

INFORMATION ITEMS

7. PRESENTATIONS

INFORMATION ITEMS

A. Principal's Report

Kelly Wilson will present a report on Kennedy High School.

B. Ambassadors for the 2008-09 School Year

Student Ambassadors Caroline Carpenter, Cypress High School; Min Lee and Michael Habashi, Oxford Academy; Linda Sanchez, Magnolia High School; Elizabeth Baker, Loara High School; and Roberto Recinos, Anaheim High School; will be introduced.

8. PUBLIC COMMENTS, OPEN SESSION ITEMS

INFORMATION ITEMS

Opportunities for public comments occur at the beginning of each agenda item and during Public Comments (for items not on the agenda). Persons wishing to address the Board of Trustees should complete a speaker request form, available on the information table, at the back of the room, and submit it to the executive assistant prior to the meeting. Each speaker is limited to five minutes; each topic or item is limited to 20 minutes. Board members cannot immediately respond to public comments as stated on the speaker request form.

9. RECOGNITION

INFORMATION ITEMS

A. Introduction of Guests

B. Reports of Associations

10. ITEMS OF BUSINESS

A. Report on the Opening of the 2008-09 School Year

INFORMATION ITEM

The superintendent and staff will present a brief report on the opening of the 2008-09 school year, including preliminary information concerning enrollment, staffing, and recently implemented changes in programs.

Recommendation:

It is recommended that the Board of Trustees receive the report concerning the opening of the new school year.

B. Report on the District's "Cal-SAFE Grant" Funded Program INFORMATION ITEM

The California School Age Families Education (Cal-SAFE) Program is designed to increase the availability of support services for enrolled expectant/parenting students. It is also designed to improve academic achievement and parenting skills while providing a quality child care/development program for the students' children. Cal-SAFE programs are offered at seven of the fifteen Orange County school districts that operate high schools. Kim Bauerle, who oversees the AUHSD program as a teacher on special assignment, will present this report and will answer questions from the board. The exhibit for this item includes a recent report to the legislature on the Cal-SAFE Program, a self-assessment of Cal-SAFE that was recently submitted to the California Department of Education, and a recent report from the Orange County Grand Jury, entitled, "What is Orange County Doing about Teenage Pregnancies?" **[EXHIBIT A]**

Recommendation:

It is recommended that the Board of Trustees receive the report and direct questions about the Cal-SAFE programs to Mrs. Bauerle and other staff members.

C. Agreement, Clinical Programs in Health Science, North Orange County Community College District ACTION ITEM

The Board of Trustees is requested to ratify the agreement with the North Orange County Community College District (NOCCCD) to provide intern opportunities for health services and psychiatric technology students. Cypress College Health Services students have been participating in clinical placements at Hope High School for many years. This agreement will allow for Hope High School to continue serving as a clinical placement for ten to twelve Cypress College students. As a result, Hope High School students will have access to services that would otherwise be unavailable to them. This agreement will be signed by NOCCCD after approval by the AUHSD Board of Trustees. Services will be provided September 8, 2008, through September 8, 2010, at no cost to the district. **[EXHIBIT B]**

Recommendation:

It is recommended that the Board of Trustees ratify the agreement with North Orange County Community College District.

D. Educational Consulting Agreement, Niko Jasiewicz ACTION ITEM

The Board of Trustees is requested to approve the educational consulting agreement with Niko Jasiewicz. He is being contracted to provide pull-out instruction to percussion band students at Orangeview Junior High School. His expertise will enable the percussion students to achieve a higher level of performance, and competency on instrumentation. His experience and expertise should further develop students as life-long learners of instrumental music. Mr. Jasiewicz has received national recognition for his expertise and performance. Services will be provided September 29, 2008, through November 26, 2008, at a cost not to exceed \$1,000. **[EXHIBIT C]**

Recommendation:

It is recommended that the Board of Trustees approve the educational consulting agreement with Niko Jasiewicz. (General Funds)

E. Resolutions, Adjustments to Income and Expenditures, General and Various Funds, and 2007-08 Unaudited Actual Financial Statements (Roll Call Vote) ACTION ITEMS

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, per Education Code Section 42100.

As part of the year-end closing of the financial records, budget adjustments are made to income and expenditures. These resolutions authorize budget adjustments to income and expenditures, per Education Code Sections 42600-42610.

Recommendations:

1. It is recommended that the Board of Trustees adopt Resolution No. 2008/09-B-03, Adjustments to Income and Expenditures General Funds **[EXHIBIT D]**, and Resolution No. 2008/09-B-04, Adjustments to Income and Expenditures Various Funds **[EXHIBIT E]**, by a roll call vote.
2. It is recommended that the Board of Trustees approve the 2007/08 Unaudited Actual Financial Statements. **[EXHIBIT F]**

F. Resolution No. 2008/09-B-05, Recalculation of the 2007-08 Appropriations Limitation and Establishing the 2008-09 Estimated Appropriations Limitation Calculations (Roll Call Vote) ACTION ITEM

Since Proposition 4 (the GANN Amendment) was approved by the voters of California in 1979, 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, the 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 approved by the Director of Finance." **[EXHIBIT G]**

Recommendation:

It is recommended that the Board of Trustees adopt Resolution No. 2008/09-B-05, approving the Recalculation of the 2007-08 Appropriations Limitation and Establishing the 2008-09 Estimated Appropriations Limitation Calculations, by a roll call vote.

G. Resolution No. 2008/09-B-06, Authorizing the Appointment of Piper Jaffray & Co. as Remarketing Agent for the AUHSD Certificates of Participation, (1999 School Facility Bridge Funding Program), Authorizing the Execution and Delivery by the District of a Remarketing Agreement and Authorizing the Execution of Necessary Documents and Certificates and Related Actions (Roll Call Vote) ACTION ITEM

The Anaheim Union High School District developed and implemented a School Facility Bridge Funding Program (the Bridge Funding Program) in 1999 to provide interim and permanent funding for certain priority school projects approved by the Board of Trustees. The Bridge Funding Program was initially funded, by the issuance of adjustable-rate/multimode certificates of participation (the Bridge Certificates). The Bridge Certificates are currently in the Weekly Rate Mode, with the following average interest rate realized by the district to date:

SCHOOL FACILITY BRIDGE PROGRAM CERTIFICATE ISSUE	AVERAGE INTEREST RATE
1999 BRIDGE CERTIFICATES	2.38%

The district's Remarketing Agent for the Bridge Certificates is UBS Securities (UBS). UBS announced its exit from the municipal finance business in June, and has subsequently been liquidating their remaining contractual arrangements. UBS has recently notified the district that it intends to assign its remarketing duties to a third party named DEPFA First Albany Securities LLC (DEPFA). The UBS notification provides for the district to either select a replacement Remarketing Agent or a direct assignment to DEPFA by UBS absent such a replacement selection.

With the exit of UBS from the municipal business, its staff has now relocated to the firm of Piper Jaffray & Co. (Piper Jaffray). The former UBS staff is now Piper Jaffray's public finance senior management and staff, and has worked directly with the district and its financing team members since 1999. The district has the opportunity to control the replacement of UBS with Piper Jaffray as the Remarketing Agent for the 1999 Certificates under the identical terms, conditions, and expense currently being rendered by UBS. The long-term relationship with the former UBS staff, which is now at Piper Jaffray, enables the district to continue to manage the 1999 Program under the same financial arrangements and personnel originally provided by UBS. Listed below is a comparison of the most recent UBS and Piper Jaffray interest rates for similar securities as the District's Bridge Certificates being remarketed in the Weekly Rate Mode:

INTEREST RATE PERIOD	UBS WEEKLY RATE	PIPER JAFFRAY WEEKLY RATE
07/31/2008 Through 08/06/2008	3.40%	2.40%
08/07/2008 Through 08/13/2008	3.00%	1.95%
08/14/2008 Through 08/20/2008	3.00%	1.85%
08/21/2008 Through 08/27/2008	3.00%	1.85%

Replacement of UBS with Piper Jaffray will enable the district to immediately reduce its Bridge Certificate interest rates. Additionally, Piper Jaffray will replace UBS as the district's Remarketing Agent under the identical terms, conditions, and expense currently being rendered by UBS.

The attached exhibit includes Resolution No. 2008/09-B-06, which will, upon adoption by the Board of Trustees, approve/authorize the following:

- Appointment of Piper Jaffray as the district's Remarketing Agent: The Bridge Certificate Resolution removes UBS and appoints Piper Jaffray as the District's Remarketing Agent for the Bridge Certificates.
- Approval of Form of Remarketing Agreement: The Bridge Certificate Resolution approves the form of Remarketing Agreement with Piper Jaffray. The terms set forth in the Remarketing Agreement are the same terms currently set forth in the district's Remarketing Agreement with UBS.

- Related Activities Authorization: The Bridge Certificate Resolution authorizes and directs district staff to complete the related activities required to replace UBS and appoint Piper Jaffray as the district's Remarketing Agent for its Bridge Certificates.

Completion of the activities required to replace UBS and appoint Piper Jaffray as the district's Remarketing Agent for the Bridge Certificates are expected to be completed on or before the end of September. The replacement of Piper Jaffray as the district's Remarketing Agent will be completed at no additional expense to the district. This agreement will be signed by Piper Jaffray after approval by the AUHSD Board of Trustees. **[EXHIBIT H]**

Recommendation:

It is recommended that the Board of Trustees adopt Resolution No. 2008/09-B-06, approving and authorizing the activities required to replace UBS and appoint Piper Jaffray & Co. as the District's Remarketing Agent for the Bridge Certificates.

H. Ratification of Change Orders

ACTION ITEMS

The Board of Trustees is requested to ratify the change orders as listed.

1.	Bid #2007-17, Anaheim High School Expansion Project P.O. #864A0001 (Measure Z and other Facilities Funds) USS Cal Builders	
	Original Contract	\$22,127,000.00
	Previously Approved Change Orders	\$1,277,564.37
	Change Order #22 [EXHIBIT I]	\$101,144.00
	Change Order #23 [EXHIBIT J]	\$30,078.00
	Change Order #24 [EXHIBIT K]	\$55,780.00
	Change Order #25 [EXHIBIT L]	(\$398,000.00)
	Change Order #26 [EXHIBIT M]	\$210,756.00
	Change Order #27 [EXHIBIT N]	\$139,517.00
	Change Order #28 [EXHIBIT O]	\$142,404.00
	New Contract Value	\$23,686,243.37
2.	Bid #2007-18, Katella High School Modernization Project P.O. #864A0002 (Measure Z and other Facilities Funds) Harbor Construction	
	Original Contract	\$10,585,000
	Previously Approved Change Orders	\$429,469
	Change Order #18 [EXHIBIT P]	\$5,112
	Change Order #19 [EXHIBIT Q]	\$69,935
	Change Order #20 [EXHIBIT R]	\$34,159
	Change Order #21 [EXHIBIT S]	\$87,293
	Change Order #22 [EXHIBIT T]	\$26,168
	Change Order #23 [EXHIBIT U]	(\$18,154)
	New Contract Value	\$11,218,982
3.	Bid #2008-03, Katella High School – Buildings G and M HVAC Renovation, Campus Roofing Tune-Up and Campus Intrusion Alarm P.O. #864A0093 (Measure Z and other Facilities Funds) Plyco Corp.	
	Original Contract	\$1,449,700.00
	Previously Approved Change Orders	\$83,041.78
	Change Order #6 [EXHIBIT V]	\$18,280.00
	Change Order #7 [EXHIBIT W]	\$27,167.00
	New Contract Value	\$1,578,188.78

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|---|---|
| <p>4. Bid #2008-20, Katella High School – Buildings A and M Abatement and Window Replacement
 P.O. #864A0111 (Measure Z and other Facilities Funds)
 GTA Construction Inc.
 Original Contract
 Change Order #1 [EXHIBIT X]
 New Contract Value</p> | <p>\$417,000
 \$5,919
 \$422,919</p> |
| <p>5. Bid #2008-25, Anaheim High School – Site Work for Relocatable Classrooms
 P.O. #964A0015 (Measure Z and other Facilities Funds)
 Meadows Construction Services
 Original Contract
 Change Order #1 [EXHIBIT Y]
 New Contract Value</p> | <p>\$1,444,845
 (\$15,601)
 \$1,429,244</p> |

Recommendation:

It is recommended that the Board of Trustees ratify the change orders as listed.

11. CONSENT CALENDAR

ACTION ITEMS

The Board of Trustees is requested to approve/ratify items listed under the Consent Calendar. These items are considered routine and are acted on by the Board of Trustees in one motion. It is understood that the administration recommends approval of all consent items. Each item on the Consent Calendar, approved by the board, shall be deemed to have been considered in full and approved/ratified as recommended. There is no discussion of these items prior to the board vote unless a member of the board, staff, or the public requests specific items be discussed, or removed, from the Consent Calendar.

The board will list Consent Calendar items that they wish to pull for discussion.

A. Consulting Agreements

1. Dr. Mohammed Forouzesh

Dr. Mohammed Forouzesh, consultant, will provide services to the district that include data collection, submission of state reports, analysis of data, protocol, recommendations and evaluation of junior high school Tobacco-Use Prevention Education (TUPE) grant programs, and student prevention/intervention strategies, September 12, 2008, through June 30, 2009, at a cost not to exceed \$6,000. **[EXHIBIT Z]**

Recommendation:

It is recommended that the Board of Trustees approve the consulting agreement with Dr. Mohammed Forouzesh. (Tobacco-Use Prevention Education Funds)

2. Manny Tau, Psy.D.

Manny Tau, Psy.D., consultant, will provide crisis intervention and threat assessment on an if and as needed basis throughout the district, September 12, 2008, through June 30, 2009, at a cost not to exceed \$6,000. **[EXHIBIT AA]**

Recommendation:

It is recommended that the Board of Trustees approve the consulting agreement with Manny Tau, Psy.D. (Safe and Drug Free Schools Funds)

B. Agreements

1. Agreement, Orange County Superintendent of Schools, California Reading and Literature Project's Secondary Academic Language Tools

Ratify the agreement with the Orange County Superintendent of Schools to provide literacy training. The Orange County Superintendent of Schools will provide two days of training on the California Reading and Literature Project's (CRLP) Secondary Academic Language Tools (SALT). SALT training is designed to provide teachers with strategies for developing reading comprehension and functional language in English Learners. Specific teaching strategies will be determined by the district. The district will pay \$275, per participant, for 30 AUHSD language arts teachers for the two-day training, at a total cost not to exceed \$8,250, August 15, 2008, through November 30, 2008. **[EXHIBIT BB]**

Recommendation:

It is recommended that the Board of Trustees ratify the agreement with the Orange County Superintendent of Schools. (Title II Funds)

2. School District Internship Agreement, Chapman University

Ratify the school district internship agreement with Chapman University for the Chapman University Internship Contract Program, beginning September 1, 2008, and continuing for a two-year maximum. This agreement may be terminated and the provisions of this agreement may be altered, changed, or amended by mutual consent of both parties by a 60-day written notice. This agreement will be signed by Chapman University after approval by the AUHSD Board of Trustees. Services will be provided at no cost to the district. **[EXHIBIT CC]**

Recommendation:

It is recommended that the Board of Trustees ratify the school district internship contract agreement with Chapman University.

3. School District Fieldwork Agreement, Chapman University

Ratify the school district fieldwork agreement with Chapman University, September 1, 2008, through June 31, 2013. This agreement may be terminated by mutual consent of both parties by a 30-day advance written notice; unless all parties agree to early termination. This agreement will be signed by Chapman University after approval by the AUHSD Board of Trustees. Services will be provided at no cost to the district. **[EXHIBIT DD]**

Recommendation:

It is recommended that the Board of Trustees ratify the school district fieldwork agreement with Chapman University.

C. Individual Service Contracts

Recommendation:

It is recommended that the Board of Trustees approve/ratify the individual service contracts as submitted. (Special Education Funds) **[EXHIBIT EE]**

D. Certificated Personnel Report

Recommendation:

It is recommended that the Board of Trustees approve/ratify the certificated personnel report as submitted. [EXHIBIT FF]

E. Classified Personnel Report

Recommendation:

It is recommended that the Board of Trustees approve/ratify the classified personnel report as submitted. [EXHIBIT GG]

F. Purchase Order Detail Report

Recommendation:

It is recommended that the Board of Trustees ratify the purchase order detail report, August 1, 2008, through August 13, 2008, per Board Policy 41006.1. [EXHIBIT HH]

G. Check Register/Warrants Report

General Fund	\$1,839,035.00
Adult Education Fund	\$742.13
Deferred Maintenance Fund	\$31,295.00
GO Bond 2002A Fund	\$4,119,502.50
Capital Facilities Fund	\$58,877.46
Insurance-Health and Welfare Fund	\$2,422,726.54

Recommendation:

It is recommended that the Board of Trustees ratify the check register/warrants report, August 1, 2008, through August 13, 2008, per Board Policy 41006.2. [EXHIBIT II]

H. Conferences and/or Meetings

Attendance at conferences and/or meetings by board members, and/or the superintendent (based on individual requests), with payment of their necessary expenses.

Building Industry Association Benefit for the BITA Academies, including, but not limited to, Katella and Western High Schools, on Thursday, October 2, 2008, Silverado, CA, (Mr. Holguin) \$75 per person.

Recommendation:

It is recommended that the Board of Trustees approve Mr. Holguin's attendance at the Building Industry Association Benefit for the BITA Academies. (General Funds)

I. Board of Trustees' Meeting Minutes

August 28, 2008 – Regular Meeting [EXHIBIT JJ]

Recommendation:

It is recommended that the Board of Trustees approve the minutes as submitted.

12. SUPERINTENDENT AND STAFF REPORT

INFORMATION ITEM

13. BOARD OF TRUSTEES' REPORT

INFORMATION ITEMS

Announcements regarding school visits, conference attendance, and meeting participation.

14. ADVANCE PLANNING

INFORMATION ITEMS

A. *Future Meeting Dates*

The next regular meeting of the Board of Trustees will be held on Thursday, September 25, 2008, at 6:00 p.m.

Thursday, October 9, 2008

Thursday, October 30, 2008

Thursday, November 20, 2008

Thursday, December 11, 2008

B. *Suggested Agenda Items*

15. ADJOURNMENT

ACTION ITEM

In compliance with the Americans with Disabilities Act, individuals with a disability who require modification or accommodation in order to participate in this meeting should contact the executive assistant to the Board of Trustees at (714) 999-3503 by noon on Monday, September 8, 2008.