

BOARD OF TRUSTEES
Minutes
Tuesday, March 12, 2013

1. CALL TO ORDER–ROLL CALL

President Brian O’Neal called the meeting of the Anaheim Union High School District Board of Trustees to order at 2:01 p.m.

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

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

- Remove closed session items 5.4 and 5.6
- On Exhibit FFF, page 1 of 3, item 2, change leave of absence for Bates, Kathy from “without benefits” to “with benefits”

On the motion of Mrs. Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees adopted the agenda as amended.

3. BOARD OF TRUSTEES AND SUPERINTENDENT STUDY SESSION

A study session regarding roles, responsibilities, governance, and policy decisions for the Board of Trustees and superintendent was provided.

4. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

5. CLOSED SESSION

The Board of Trustees entered closed session at 3:11 p.m.

6. RECONVENE MEETING, PLEDGE OF ALLEGIANCE, AND CLOSED SESSION REPORT OUT

6.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 6:03 p.m.

6.2 Pledge of Allegiance and Moment of Silence

Student Representative to the Board of Trustees Ms. Primala Parmar led the Pledge of Allegiance to the Flag of the United States of America and provided the moment of silence.

6.3 **Closed Session Report**

Board Clerk Annemarie Randle-Trejo reported the following actions taken during closed session:

- 6.1 No reportable action taken regarding public employee performance evaluation, superintendent.
- 6.2 No reportable action taken regarding negotiations.
- 6.3 No reportable action taken regarding personnel.
- 6.4 This item was pulled prior to the adoption of the agenda.
- 6.5 The Board of Trustees took formal action to authorize the Notice of Possible Reassignment for the 2013-14 school year to public employee, HR-2012-13-07.
- 6.6 This item was pulled prior to the adoption of the agenda.
- 6.7 No reportable action taken regarding litigation.

7. **INTRODUCTION OF GUESTS**

Board of Trustees' President Brian O'Neal introduced Joanne Fawley, ASTA; Brian Bannon, APGA; Russ Earnest, ALTA; Chuck Darrington, Personnel Commissioner; and Diane Singer, Orange Unified School District board member.

8. **BOARD OF TRUSTEES' RECOGNITION**

8.1 **Eagle Scouts of America**

The Board of Trustees recognized ten (10) current District students and one (1) former District student for their outstanding service to our community as Eagle Scouts. The honor and distinction of the Eagle Scout rank can only be achieved through hard work and commitment to the ideals of the scouting movement. The achievement is so rare, that only five (5) percent of scouts earn the Eagle rank. Once a scout advances to Eagle Scout, he will remain an Eagle for the rest of his life, regardless of age or participation in scouting. The students below have achieved Eagle rank by their involvement in school and/or community-related projects. Each scout briefly discussed his project.

Cypress High School

Anthony Muñoz

Katella High School

Austen Kossob

Chad Mullen (Katella High School graduate, class of 2012)

Kennedy High School

Devin Larscheid

Jacques Lowe

Sean Selby

Loara High School

Alex Krebs

Jesse Foley

Tyler Davis

Oxford Academy
Connor Christensen
Frank Hoang

8.2 **State CIF Girls' Wrestling Champions**

The Board of Trustees recognized two (2) wrestling students, Kaylee Chevez from Savanna High School and Gina Lopez-Regalado from Western High School. Kaylee Chevez was named CIF Girls Wrestling Champion in her weight class, and she will advance to the national wrestling competition in Oklahoma on March 29, 2013. She has also obtained a full scholarship to Missouri Baptist University for the fall semester 2013. Gina Lopez-Regalado placed third in the CIF Southern Section Qualifier and went on to become Western High School's first CIF State Wrestling Champion for her weight class. Ms. Lopez-Regalado is exploring her post-secondary education with Missouri Baptist University as a possible choice for fall 2013.

8.3 **Anaheim Union High School District Teachers of the Year**

The Board of Trustees recognized teachers of the year, José Alvarez, Kevin Dwyer, and Deanna Miner, who were among the 18 teachers identified as the Anaheim Union High School District's Teachers of the Year for 2012-13. They have been selected to represent the District as potential Teachers of the Year for Orange County.

8.4 **Anaheim Beautiful Donation**

The Board of Trustees recognized Anaheim Beautiful for their generous donation of \$5,000 to the District to support landscaping efforts at Western and Katella high schools.

Anaheim Beautiful is an all-volunteer, non-profit organization composed of citizens and affiliated local organizations. It was organized in 1970 by founding president Thelma Jordan. Their mission statement is "to initiate, encourage, promote, and actively participate to preserve and enhance the beauty of Anaheim."

Diane Singer, director of Campus Beautiful, accepted the recognition on behalf of Anaheim Beautiful.

9. **REPORTS**

9.1 **Principals' Report**

Dr. Kirsten Levitin, Walker Junior High School principal, and Mr. Russ Earnest, Kennedy High School principal, presented information regarding the implementation of Professional Learning Communities (PLCs) and efforts associated with articulation at their respective school houses.

9.2 **Anaheim Secondary Council Parent Teacher Association (ASCPTA) Report**

There was no report at this meeting.

9.3 **Student Representative's Report**

Ms. Primala Parmar, student representative to the Board of Trustees, reported on school activities throughout the District.

9.4 **Reports of Associations**

9.4.1 Joanne Fawley, ASTA president, congratulated the Eagle scouts, and applauded the Board of Trustees and cabinet for having no layoffs this year. Additionally, she discussed the positive ramifications of this decision.

9.4.2 Brian Bannon, APGA co-president, discussed counselors across the District and events occurring at the school sites, as well as highlighted student achievements.

9.5 **District Highlights**

Public Information Officer Ms. Pat Karlak presented highlights of events throughout the District.

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

10.1 Mr. Charles Darrington spoke regarding his history with the District. He said he is pleased that he is serving the District as the chairman of the Personnel Commission. Mr. Darrington noted his attendance at the Personnel Commission conference. He praised Dr. Wintering and her staff members, and he shared his appreciation for Dr. Novack. He stated he was proud to be associated with the Board of Trustees and expressed that it was a blessing to be a part of the Anaheim Union High School District. He thanked everyone on behalf of the Personnel Commission.

10.2 Mr. John Leos addressed the Board of Trustees regarding East Anaheim Little League and concerns about fees associated with utilizing the baseball field at South Junior High School.

11. **ITEMS OF BUSINESS**

BUSINESS SERVICES DIVISION

11.1 **Resolution No. 2012/13-B-10, Temporary Interfund Transfer**

Background Information:

The Board of Trustees is requested to adopt Resolution No. 2012/13-B-10, Temporary Interfund Transfer. As part of the state's solution to its own cash flow problems, it has deferred the payment of revenue limit apportionment to school districts from the year in which it is normally received, to the following year. This is part of what the governor calls the "Wall of Debt." Approximately 24 percent of the revenue limit apportionment, which would normally be received in 2012-13 by school districts will be deferred to 2013-14. For our District this is estimated at \$26,409,100. It is unknown at this time what the deferral amount will be for the 2013-14 year. There are also intra-year deferrals from month-to-month that create cash flow needs. For the 2013-14 year, the intra-year deferral amount is also currently unknown.

Current Consideration:

This resolution will provide as much flexibility as possible for 2013-14 within the District's cash resources. This resolution will allow for temporary interfund cash transfers from the Capital Outlay Funds, Special Reserve Funds, Special Revenue Funds, and Self-Insurance Funds to the General Fund.

Budget Implication:

There is no cost to the General Fund.

Action:

On the motion of Mrs. Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2012/13-B-10, Temporary Interfund Transfer. The roll call vote follows.

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

11.2 **Resolution No. 2012/13-B-11, Adjustments to Income and Expenditures, General Funds; Resolution No. 2012/13-B-12, Adjustments to Income and Expenditures, Various Funds; and the 2012-13 Second Interim Report**

Background Information:

Education Code Section 42131 (a) (1) states that pursuant to the reports required by Section 42130, the governing board of each school district shall certify, in writing, within 45 days after the close of the period being reported, whether the school district is able to meet its financial obligations for the remainder of the fiscal year and, based on current forecasts, for the subsequent fiscal year. These certifications shall be based upon the Board's assessment, on the basis of standards and criteria for fiscal stability adopted by the State Board of Education pursuant to Section 33127, of the District budget as revised, to reflect current information regarding the adopted state budget, district property tax revenues pursuant to Sections 95 to 100, inclusive, of the Revenue and Taxation Code, and ending balances for the preceding fiscal year as reported pursuant to Section 42100. The certifications shall be classified as positive, qualified, or negative, as prescribed by the superintendent of Public Instruction for the purposes of determining subsequent actions by the superintendent of Public Instruction, the Controller, or the county superintendent of schools, pursuant to subdivisions (b) and (c). These certifications shall be based upon the financial and budgetary reports required by Section 42130, but may include additional financial information known by the governing board to exist at the time of each certification. For purposes of this subdivision, a negative certification shall be assigned to any school district that, based upon current projections, will be unable to meet its financial obligations for the remainder of the fiscal year, or the subsequent fiscal year. A qualified certification shall be assigned to any school district that, based upon current projections, may not meet its financial obligations for the current fiscal year, or two (2) subsequent fiscal years. A positive certification shall be assigned to any school district that, based upon current projections, will meet its financial obligations for the current fiscal year and subsequent two (2) fiscal years.

Current Considerations:

In certifying the 2012-13 Second Interim Report as positive, the Board of Trustees understands its fiduciary responsibility to maintain fiscal solvency for the current and subsequent two (2) fiscal years. Due to the depletion of one (1) time revenue in 2012-13 and the volatility of California's economic recovery and uncertainty with education funding, the District will implement in 2013-14 approximately \$2 million in ongoing budget reductions and an additional \$15.5 million in reductions in 2014-15 to maintain a positive certification. It is further recognized that the District will submit a detailed list of Board approved ongoing budget reductions, revisions, and/or fund transfers, with the adopted budget for the 2012-13 fiscal year.

Budget Implication:

As part of the interim reporting process, budget adjustments are made to income, expenditures, and fund balances. Resolutions No. 2012/13-B-11, Adjustments to Income and Expenditures, General Funds; and Resolution No. 2012/13-B-12, Adjustments to Income and Expenditures, Various Funds authorizes budget adjustments per Education Code Sections 42602 and 42610.

Assistant Superintendent, Business Services, Mrs. Dianne Poore, gave a brief presentation on the Second Interim Report.

Dr. Novack thanked the community, including our staff, parents, and school community, for standing by our side as we have endured the challenging fiscal environment over the past several years.

Action:

1. On the motion of Mrs. Randle-Trejo and duly seconded, following a lengthy discussion, the Board of Trustees adopted Resolution No. 2012/13-B-11, Adjustments to Income and Expenditures. The roll call vote follows.

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

2. On the motion of Piercy and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2012/13-B-12, Adjustments to Income and Expenditures, Various Funds. The roll call vote follows.

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

3. On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the positive certification of the Second Interim Report that the District will meet its financial obligations.

EDUCATIONAL SERVICES DIVISION

11.3 **New Policy, Free Schools Guarantee: Student Fees, Board Policy 8402** **Second Reading**

Background Information:

In 2010, the American Civil Liberties Union (ACLU) filed a lawsuit against the state of California alleging a failure to enforce the free schools guarantee outlined in Article IX Section 5 of the California constitution. Through the legislative process, the state addressed the concerns raised in the lawsuit through passage of Assembly Bill 1575, which was signed by the governor on September 29, 2012, and became effective on January 1, 2013.

Current Consideration:

The Board of Trustees reviewed the aforementioned new policy at the February 21, 2013, Board of Trustees' meeting. The free schools guarantee is now codified in Education Code Sections 49011 through 49013.

Budget Implication:

Data will be collected to determine the financial impact of this new policy.

Action:

The Board of Trustees reviewed the second reading of new Board Policy 8402, Free Schools Guarantee: Student Fees, as provided at the Board of Trustees' meeting on February 21, 2013.

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved Board Policy 8402, Free Schools Guarantee: Student Fees.

11.4 **Resolution No. 2012/13-E-08, Preserve Music in our Schools Month**

Background Information:

The month of March has been designated as Preserve Music in our School Month. For at least the past two (2) decades, the United States House of Representatives has passed annual concurrent resolutions stating the importance of music education for all children in America's schools.

Current Consideration:

The resolution recognizes that music education is an important component of a well-rounded academic curriculum. The skills gained through sequential music instruction, including discipline and the ability to analyze, solve problems, create, communicate, and work cooperatively are vital for success in the 21st Century workplace.

Budget Implication:

There is no cost to the District.

Action:

On the motion of Mrs. Randle-Trejo and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2012/13-E-08, Preserve Music in our Schools Month. The roll call vote follows.

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

11.5 **Resolution No. 2012/13-E-09, Women's History Month**

Background Information:

Women's History Month had its origins as a national celebration, in 1981, when congress passed Public Law 97-28, which authorized and requested the President to proclaim the week, beginning March 7, 1982, as Women's History Week. Throughout the next five (5) years, Congress continued to pass joint resolutions designating a week in March as Women's History Week. In 1987, after being petitioned by the National Women's History Project, congress passed Public Law 100-9, which designated the month of March as Women's History Month. Since 1995, Presidents Clinton, Bush, and Obama have issued a series of annual proclamations designating the month of March as Women's History Month.

Current Consideration:

This resolution provides an opportunity to inform parents, guardians, and communities of the efforts that the District is making to support Women's History Month.

Budget Implication:

There is no cost to the District.

Action:

On the motion of Mrs. Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2012/13-E-09, Women's History Month. The roll call vote follows.

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

11.6 **Memorandum of Understanding, Girls Incorporated of Orange County**

Background Information:

Girls Incorporated of Orange County (Girls Inc.) is a private, non-profit agency, which serves girls ages four-and-a-half to 18 years of age, since 1954. They are an affiliate of the National Girls Inc., which serves approximately 125,000 girls annually across the

United States and Canada. Girls Inc. develops research-based supplementary educational programs that encourage girls to master physical, intellectual, and emotional challenges. The programs focus on careers/life planning, health education, leadership, community action, self-reliance, and life skills, as well as cultures and heritage, academic achievement, participation in sports, and excellence in math, science, and technology.

Girls Inc. began reaching out to the District's schools during the 2011-12 school year, offering to work with counseling departments to provide no cost supplementary programs to female students.

Current Consideration:

Girls Incorporated will provide comprehensive services to promote good nutritional and social habits. Services will begin at Ball and South junior high schools, as well as Katella and Savanna high schools on March 13, 2013. Services to all schools will conclude on June 13, 2013.

Budget Implication:

Girls Inc. is funded through various grants and donations and can provide programs and/or curriculum, as well as instruction at no cost to the District, for the period of approximately one (1) semester.

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the memorandum of understanding with Girls Incorporated of Orange County. Services will be provided March 13, 2013, through June 13, 2013.

11.7 **Educational Consulting Agreement, Girls Incorporated of Orange County**

Background Information:

Girls Incorporated of Orange County (Girls Inc.) offers semester-long supplemental programs that promote positive body image, good nutritional habits, and good social habits, which are free of cost to schools. These services are currently being provided at Ball and South junior high schools, as well as Katella and Savanna high schools. Girls Inc. also offers eight (8) nationally recognized programs, which are not free of cost to schools. Their curricula includes the following topics: science, technology, engineering, and mathematics (STEM); community action; economic literacy; media literacy; and substance abuse prevention.

Current Consideration:

Girls Inc. will provide a comprehensive ten (10) session substance abuse prevention and assertiveness training program for female students at Ball Junior High School. Selected female students will develop the skills needed to avoid substance abuse. They will also learn how to be more assertive through the development of more sophisticated communication and leadership skills. Services will be provided March 13, 2013, through June 13, 2013.

Budget Implication:

The costs for these services are not to exceed \$2,000. (Title I Funds)

Action:

On the motion of Mrs. Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the educational consulting agreement with Girls Incorporated of Orange County.

11.8 **School Sponsored Student Organization, Katella High School**

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 school has submitted a school sponsored student organization:

Dubstep Club, Katella 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 the school sponsored organization application.

HUMAN RESOURCES DIVISION

11.9 **New Policy, Professional Attire, Board Policy 6317.25, Second Reading**

Background Information:

The professionalism of the Anaheim Union High School District is reflected in the employees' appearance and the professional image portrayed. A professional image is important and requires District employees to maintain standards of dress and appearance appropriate to both the organization and their individual position, as well as their responsibilities. Dress, grooming, personal cleanliness, and professional behavior contribute to the professional image and positive learning environment the District strives to present for our students, parents, and visitors.

Current Consideration:

The Anaheim Union High School District is a professional organization. Our students, parents, and community form impressions of our professional credibility based on the appearance of our schools, facilities, and employees. Professional dress and grooming of our employees contributes to a productive learning environment, models positive behavior for our students, demonstrates a high regard for education, as well as presents an image consistent with the public trust given to our employees in educating our students.

Budget Implication:

There is no implication to the budget.

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved Board Policy 6317.25, Professional Attire.

11.10 **Agreement, Parker & Covert, LLP**

Background Information:

The Board approved an agreement with Parker & Covert, LLP on August 18, 2011, for specific legal consultation and services, which are not provided by attorneys at the Orange County Department of Education, for a two (2) year term, July 1, 2011, through June 30, 2013, at a cost not to exceed \$100,000. Legal services are provided in legal matters related

to Human Resources, personnel, contracts, negotiations, grievances, and potential litigation. At the meeting on January 24, 2013, the Board approved an increase to the agreement, for a total cost not to exceed \$235,000, for the two (2) year term.

Current Consideration:

Due to several major and on-going legal issues that occurred in 2011-12 and are currently pending in 2012-13, staff has ascertained that an increase to the amount of the agreement by an additional \$75,000, for a total cost not to exceed \$310,000 for the two (2) year term, is needed.

Budget Implication:

The increased amount of this agreement is not to exceed \$75,000. (General Funds)

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the agreement between Parker and Covert, LLP and the District to reflect an increase of \$75,000, for a total amount not to exceed \$310,000.

11.11 **Agreement, Stutz Artiano Shinoff and Holtz, APC**

Background Information:

The Board of Trustees approved an attorney-client retainer agreement with Stutz Artiano Shinoff and Holtz, APC, on July 12, 2012, for specific legal consultation and services, which are not provided by attorneys at the Orange County Department of Education, July 1, 2012, through June 30, 2013, at a cost not to exceed \$150,000. The services are typically related to personnel management and personnel related litigation. At the meeting on January 24, 2013, the Board approved an increase the amount to the agreement, for a total cost not to exceed \$250,000.

Current Consideration:

Due to several major on-going legal issues currently pending in 2012-13, staff has ascertained that an increase to the amount of the agreement by an additional \$60,000, for a total amount not to exceed \$310,000, is needed.

Budget Implication:

Increase the amount of this agreement by an additional \$60,000. (General Funds)

Action:

On the motion of Mrs. Smith, duly seconded and unanimously carried, the Board of Trustees approved the agreement between Stutz Artiano Shinoff and Holtz, APC and the District to reflect an increase of \$60,000, for a total amount not to exceed \$310,000.

11.12 **Initial Contract Proposal, AUHSD to ASTA**

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to Anaheim Secondary Teachers Association (ASTA) must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to ASTA for 2013-14 is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees received the proposal in order to proceed to the public hearing.

11.13 **Public Hearing, Initial Contract Proposal, AUHSD to ASTA**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the District's initial contract proposal to the Anaheim Secondary Teachers Association (ASTA).

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to ASTA for 2013-14. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's (AUHSD) initial contract proposal to Anaheim Secondary Teachers Association (ASTA) for 2013-14, at 8:30 p.m.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the public hearing was closed at 8:30 p.m.

11.14 **Initial Contract Proposal, AUHSD to APGA**

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to the Anaheim Personnel and Guidance Association (APGA) must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to APGA for 2013-14 is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees received the proposal in order to proceed to the public hearing.

11.15 **Public Hearing, Initial Contract Proposal, AUHSD to APGA**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the District's initial contract proposal to the Anaheim Personnel and Guidance Association (APGA) for 2013-14.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to APGA for 2013-14. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's (AUHSD) initial contract proposal to Anaheim Personnel and Guidance Association (APGA) for 2013-14, at 8:31 p.m.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the public hearing was closed at 8:31 p.m.

11.16 **Initial Contract Proposal, AUHSD to CSEA**

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to the California School Employees Association (CSEA) must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to CSEA for 2013-14 is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees received the proposal in order to proceed to the public hearing.

11.17 **Public Hearing, Initial Contract Proposal, AUHSD to CSEA**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the District's initial contract proposal to the California School Employees Association (CSEA) for 2013-14.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to CSEA for 2013-14. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's (AUHSD) initial contract proposal to California School Employees Association (CSEA) for 2013-14, at 8:31 p.m.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the public hearing was closed at 8:31 p.m.

11.18 **Initial Contract Proposal, AUHSD to AFSCME**

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to the American Federation of State, County and Municipal Employees (AFSCME) must be presented in writing to the Board of Trustees.

Current Consideration:

Before the negotiation process begins, proposals are presented to the public via a Board of Trustees' meeting. The District's initial contract proposal to AFSCME for 2013-14 is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees received the proposal in order to proceed to the public hearing.

11.19 **Public Hearing, Initial Contract Proposal, AUHSD to AFSCME**

Background Information:

The Board of Trustees is required to hold a public hearing to hear comments related to the District's initial contract proposal to the American Federation of State, County and Municipal Employees (AFSCME) for 2013-14.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to AFSCME for 2013-14. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the proposal.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the Anaheim Union High School District's (AUHSD) initial contract proposal to American Federation of State, County and Municipal Employees (AFSCME) for 2013-14, at 8:31 p.m.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the public hearing was closed at 8:32 p.m.

11.20 **Agreement, University of Utah**

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 professional experiences. This agreement provides the opportunity for University of Utah speech pathology and audiology interns to provide supervised support services to District students and staff.

Current Consideration:

The agreement with the University of Utah will provide for clinical training in the areas of speech pathology and audiology. The agreement will be effective March 12, 2013, and will continue unless terminated by either party. University students will meet with District clinical supervisors (speech language pathologists) at the intern's assigned school site to be involved in the student's preparation for speech language pathology. This agreement provides opportunities for the student to observe, participate, and assist in the District's speech language pathology program. Clinical supervisors will model to the student effective planning, instruction, and management strategies, as well as discuss these strategies with the student teacher. Additionally, professional attire, development, and conduct will be reviewed. Due to the university's policy for executing agreements, this agreement will be signed following approval by the AUHSD Board of Trustees.

Budget Implication:

The services provided are at no cost to the District.

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees approved the agreement with the University of Utah.

11.21 **Ratification of Agreement, CompHealth Medical Staffing**

Background Information:

The District is obligated to provide mandated services to students with special needs. Speech-language pathologists provide some of these services. When a speech-language pathologist takes a leave of absence, or if there is a sudden need to fill a vacancy, we must fill that position on a temporary basis with a qualified individual. Due to the specific qualifications needed to fill this type of position, and for only a limited time, it is increasingly difficult to find a qualified individual to perform these services.

Current Consideration:

This agreement will provide qualified personnel for a hard to fill position, speech-language pathologist, on a temporary, as-needed basis, beginning February 25, 2013. This agreement will be signed following approval by the AUHSD Board of Trustees.

Budget Implication:

Services provided are between \$70 and \$73 per hour, based on experience of the temporary speech-language pathologist, and is a budgeted General Fund expenditure.

Action:

On the motion of Mrs. Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees ratified the agreement with CompHealth Medical Staffing.

SUPERINTENDENT'S OFFICE

11.22 2013 California School Boards Association Delegate Assembly Election

Background Information:

The California School Boards Association (CSBA) is the nonprofit education association representing the elected officials who govern public school districts and county offices of education. With a membership of nearly 1,000 educational agencies statewide, CSBA brings together school governing boards, as well as administrators from districts and county offices of education to advocate for effective policies that advance the education and well-being of the state's more than six (6) million school-age children. A membership-driven association, CSBA provides policy resources and training to members and represents the statewide interests of public education through legal, political legislative, community, and media advocacy.

CSBA's Delegate Assembly is a vital link in the association's governance structure. Working with local districts, county offices, the board of directors, and executive committee, delegates ensure that the association reflects the interests of school districts and county offices of education throughout the state.

Delegates are elected by CSBA member boards in the region the delegate is elected to represent and serve a two (2) year term. Nominees for delegates must be a member of a member board within that geographic region.

Current Consideration:

Given the District's size relative to student population, Anaheim Union is entitled to one (1) delegate. As the Board of Trustees is aware, at the February 21, 2013, Board of Trustees' Meeting, Trustee Randle-Trejo was appointed to represent AUHSD as a delegate to the CSBA Delegate Assembly. This is an additional opportunity for the Board of Trustees to consider voting for candidates. At the Board of Trustees' discretion, you may/may not wish to vote for one (1) or more candidates. No more than one (1) vote for any candidate may be submitted. The ballot also contains a provision for write-in candidates. The envelope with the ballot must be postmarked by the U.S. Post Office on, or before, Friday, March 15, 2013.

Budget Implication:

There is no implication to the budget.

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board voted, as a whole, to move the following delegates forward: Bonnie Castre, Judith Edward, Karen Freeman, Sylvia Jaffe, Jose Moreno, Robert Singer, and Suzie Swartz.

12. CONSENT CALENDAR

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved/ratified the following consent calendar, with the exception of item 12.3 pulled by Mrs. Randle-Trejo, as well as items 12.7 and 12.9 pulled by Mrs. Smith.

BUSINESS SERVICES DIVISION

12.1 *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 in accordance with Education Code Section 60510 et al.

12.2 *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 et al.

12.3 *Donations*

Action:

On the motion of Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees accepted the donations as listed.

12.4 *Check Register/Warrants Report*

Action:

The Board of Trustees ratified the check register/warrants report, February 12, 2013, through March 4, 2013.

12.5 *Purchase Order Detail Report*

Action:

The Board of Trustees ratified the Purchase Order Detail Report, February 12, 2013, through March 4, 2013.

12.6 *Supplemental Information*

12.6.1 Cafeteria Reports, January 2013

12.6.2 Enrollment Report, Month 6

EDUCATIONAL SERVICES DIVISION

12.7 *Agreement, Orange County Superintendent of Schools for Friday Night Live and Club Live Programs*

Background Information:

Friday Night Live is a high school program, and Club Live is a junior high school program. These school-based programs implement student activities that focus on alcohol and other drug prevention services. The Orange County superintendent of schools' agreement provides the District with funding to pay stipends to school advisors for supporting the program.

Current Consideration:

The schools participating in this program are Ball, Brookhurst, Dale, Orangeview, and South junior high schools, as well as Gilbert, Magnolia, and Savanna high schools. Services will be provided from March 15, 2013, through May 1, 2013.

Budget Implication:

Costs for these services will be reimbursed through the Orange County superintendent of schools, at a total cost not to exceed \$6,400. (Grant Funds)

Action:

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the agreement with the Orange County superintendent of schools.

12.8 **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 family, community, and school. During the 2011-12 school year, South Junior High School, Western High School, as well as the Parent Involvement and McKinney-Vento offices at the District Campus 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 tools to understand adolescent behavior.

Current Consideration:

For the 2012-13 year, Disciplina Positiva will provide a comprehensive six (6) session training program for approximately 150 Loara High School parents. The workshops will be taught in Spanish and English by experienced bilingual facilitators. Services will be provided March 14, 2013, through April 25, 2013.

Budget Implication:

The costs for these services are not to exceed \$4,000. (Title I Funds)

Action:

The Board of Trustees approved the educational consulting agreement with Disciplina Positiva.

12.9 **Amendments, Supplemental Educational Services Providers**

Background Information:

Supplemental Educational Services (SES) are a requirement of the No Child Left Behind Act of 2001 (NCLB), for schools in years two (2) through five (5) of Program Improvement (PI). The District is required to contract with SES providers, which are approved by the California Department of Education (CDE). Parents of students, who qualify for SES, select the CDE-approved SES providers.

Current Consideration:

Ball, Brookhurst, Dale, Orangeview, South, and Sycamore junior high schools, as well as Anaheim, Katella, Loara, Magnolia, Savanna, and Western high schools qualify for SES. An increase in the original amounts for the listed SES providers is requested as a result of increased parent demand.

Budget Implication:

Each participating student is allowed a maximum of \$917.15 in services or the most current state approved per pupil rate. (Title I Funds)

Action:

On the motion of Mr. Jabbar, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the amendments to the following Independent Contractor agreements. Services will be provided March 13, 2013, through May 15, 2013.

Dr. Susan Stocks addressed the complaint process for Supplemental Educational Services Providers.

12.9.1 **! 1 A 1 TUTORIA !**

! 1 A 1 TUTORIA !, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$2,753. The original approved amount on January 24, 2013, was not to exceed \$918.

12.9.2 **! A+ C A T**

! A+ C A T, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$6,421. The original approved amount on January 24, 2013, was not to exceed \$1,835.

12.9.3 **# 1 At-Home Tutors, Inc.**

1 At-Home Tutors, Inc., an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$17,469. The original approved amount on December 6, 2012, was not to exceed \$13,800.

12.9.4 **#1 WE CAN**

#1 WE CAN, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$2,753. The original approved amount on January 24, 2013, was not to exceed \$1,835.

12.9.5 **1-on-1 Learning with Laptops**

1-on-1 Learning with Laptops, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$69,741. The original approved amount on December 6, 2012, was not to exceed \$56,900.

12.9.6 **1 to 1 Study Buddy Tutoring**

1 to 1 Study Buddy Tutoring, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$13,835. The original approved amount on December 6, 2012, was not to exceed \$12,000.

12.9.7 **24 Horas de Tutoria**

24 Horas de Tutoria, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$11,986. The original approved amount on December 6, 2012, was not to exceed \$7,400.

12.9.8 **A + Educational Centers**

A + Educational Centers, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$1,836. The original approved amount on January 24, 2013, was not to exceed \$918.

12.9.9 **A Better Tomorrow Education**

A Better Tomorrow Education, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$3,670. The original approved amount on January 24, 2013, was not to exceed \$2,752.

12.9.10 **A to Z In-Home Tutoring, LLC**

A to Z In-Home Tutoring, LLC, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$14,703. The original approved amount on December 6, 2012, was not to exceed \$9,200.

12.9.11 **Aavanza (Extreme Learning DBA Aavanza)**

Aavanza (Extreme Learning DBA Aavanza), an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$43,203. The original approved amount on December 6, 2012, was not to exceed \$37,700.

12.9.12 **Able Academics**

Able Academics, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$10,152. The original approved amount on December 6, 2012, was not to exceed \$7,400.

12.9.13 **Advanced Reading Solutions LLC dba UROK Learning Institute**

Advanced Reading Solutions LLC dba UROK Learning Institute, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$9,252. The original approved amount on December 6, 2012, was not to exceed \$6,500.

12.9.14 **Alternatives Unlimited, Inc.**

Alternatives Unlimited, Inc., an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$10,118. The original approved amount on December 6, 2012, was not to exceed \$9,200.

12.9.15 **Anaheim Kumon Center**

Anaheim Kumon Center, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$19,269. The original approved amount on December 6, 2012, was not to exceed \$15,600.

12.9.16 **Aprende! Tutoring**

Aprende! Tutoring, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$53,212. The original approved amount on December 6, 2012, was not to exceed \$31,200.

12.9.17 **Datamatics, Inc dba Achieve HighPoints**

Datamatics, Inc dba Achieve HighPoints, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$20,255. The original approved amount on December 6, 2012, was not to exceed \$12,000.

12.9.18 **EduThink**

EduThink, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$11,018. The original approved amount on December 6, 2012, was not to exceed \$10,100.

12.9.19 **Innovadia LLC**

Innovadia LLC, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$2,753. The original approved amount on January 24, 2013, was not to exceed \$1,835.

12.9.20 **Learning Partners, Inc., DBA Sylvan Learning-Anaheim Hills**

Learning Partners, Inc., DBA Sylvan Learning-Anaheim Hills, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$10,152. The original approved amount on December 6, 2012, was not to exceed \$7,400.

12.9.21 **Oxford Tutoring, Inc.**

Oxford Tutoring, Inc., an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$33,975. The original approved amount on December 6, 2012, was not to exceed \$19,300.

12.9.22 **Professional Tutors of America, Inc.**

Professional Tutors of America, Inc., an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$22,986. The original approved amount on December 6, 2012, was not to exceed \$18,400.

12.9.23 **Smart Kids Tutoring & Learning Center, Inc.**

Smart Kids Tutoring & Learning Center, Inc., an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$2,753. The original approved amount on January 24, 2013, was not to exceed \$918.

12.9.24 **Thomotti Inc. DBA Cypress Tutoring Club**

Thomotti Inc. DBA Cypress Tutoring Club, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$5,504. The original approved amount on January 24, 2013, was not to exceed \$2,752.

12.9.25 **Tutoring USA Inc. dba Club Z!**

Tutoring USA Inc. dba Club Z!, an independent contractor, will provide services as required by the NCLB federal mandate. Based on parent demand, the requested amended amount is not to exceed \$49,621. The original approved amount on December 6, 2012, was not to exceed \$43,200.

12.10 **Instructional Materials Submitted for Display**

Action:

The Board of Trustees approved the selected materials for display, recommended by the Instructional Materials Review Committee, for supplemental courses in science. Before the materials were approved for adoption, they were made available for public review. The Board of Trustees was requested to consider adoption of the materials following the end of the period of public display, March 13, 2013, through March 28, 2013.

12.11 **Instructional Materials Submitted for Adoption**

Action:

The Board of Trustees adopted the selected instructional material. The Instructional Materials Review Committee has recommended the selected book for basic courses in Career Technical Education (CTE) pathway, performing arts. The book has been made available for public view.

12.12 **Field Trip Report**

Action:

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

HUMAN RESOURCES DIVISION

12.13 **Certificated Personnel Report**

Action:

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

12.14 **Classified Personnel Report**

Action:

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

SUPERINTENDENT'S OFFICE

12.15 Institutional Memberships

12.15.1 The Board of Trustees ratified the Orange County School Boards Association membership for 2012-13, at a cost not to exceed \$125. (General Funds)

12.15.2 The Board of Trustees approved the Cypress Chamber of Commerce Membership for 2013-14, at a cost not to exceed \$100. (General Funds)

13. SUPERINTENDENT AND STAFF REPORT

Dr. Novack provided a friendly reminder that the Young Men and Careers Conference is on Saturday, March 16, 2013, and shared details surrounding the event. Additionally, she announced the semi-annual Key Communicator Stakeholder meeting on March 22, 2013, and provided information regarding the aforementioned meeting.

Dr. Sevillano discussed the upcoming first Anaheim Collaboration for Higher Education during which the creation of a K-16 articulation model and preparing students for college and career readiness will be discussed.

Mr. Lee-Sung commented on the Preserve Music in Our Schools Resolution and his appreciation of working with a District that supports students.

14. BOARD OF TRUSTEES' REPORT

Mr. Jabbar shared his honor of attending the Read Across America event at Hope School, Theatre and Dance Festival at Kennedy High School, Open House Events at Western High School and Sycamore Junior High School, Hope School Pen Pal Concert, PTSA Student Recognition Night at Savanna High School, and GEAR UP Academy. He discussed the California Lottery \$5,000 scholarship for students who participate in a singing competition.

Mrs. Smith noted her attendance at the Caterina's Club luncheon with two (2) 6th grade girls, Anaheim High School Bowtie Production, and Read Across America at Hope School.

Mrs. Smith exited the Board of Trustees' meeting at 9:05 p.m.

Mrs. Piercy shared her pleasure of attending the Regional Occupational Program (ROP) Breakfast, City of Buena Park/AUHSD Liaison Meeting, Anaheim Sister City Meeting, Bring Back the Splash meeting, ROP Bunco Night Fundraiser, Theatre and Dance Festival at Kennedy High School, City of Cypress/AUHSD Liaison Meeting, Cypress High School and South Junior High School site visits, and Western High School Open House. She said she looks forward to visiting all of the school sites in the District.

Mrs. Randle-Trejo reported her attendance at the Power 106 basketball game, Mr. Patriot contest at Oxford Academy, Theatre and Dance Festival at Kennedy High School, Open House events at Western High School and Sycamore Junior High School, Hope School Pen Pal Concert, PTSA Student Recognition Night at Savanna High School, and AUHSD Foundation Meeting. She noted her attendance at the Anaheim City School District (ACSD) board meeting and relayed that she is happy about the introduction of ACSD's new superintendent.

Mr. O'Neal said he attended the ROP Breakfast for business leaders, Budget meeting, City of Cypress/AUHSD Liaison Meeting, Cypress High School site visit, PTSA Student Recognition Night at Savanna High School, Cypress High School choir show, and Western High School Open House and International Show.

15. **ADVANCE PLANNING**

15.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, March 28, 2013, at 6:00 p.m.

Thursday, March 28
Thursday, April 18
Monday, May 13
Thursday, May 30
Tuesday, June 18
Thursday, July 11

Thursday, August 22
Tuesday, September 3
Thursday, September 19
Thursday, October 10
Thursday, November 7
Thursday, December 12

15.2 **Suggested Agenda Items**

16. **ADJOURNMENT**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 9:36 p.m. in memory in Faye Kossob.

Approved 
Clerk, Board of Trustees