

ANAHEIM UNION HIGH SCHOOL DISTRICT

501 N. Crescent Way, P.O. Box 3520, Anaheim, California 92803-3520, www.auhsd.us

BOARD OF TRUSTEES Minutes Thursday, October 11, 2018

1. CALL TO ORDER–ROLL CALL

Board President Jabbar called the regular meeting of the Anaheim Union High School District Board of Trustees to order at 2:31 p.m.

Present: Al Jabbar, president; Brian O’Neal, clerk; Anna L. Piercy, member; Michael B. Matsuda, superintendent; Jaron Fried, Ed.D., Brad Jackson, and Jennifer Root, Ed.D., assistant superintendents.

Absent: Annemarie Randle-Trejo, assistant clerk and Katherine H. Smith, member

2. ADOPTION OF AGENDA

On the motion of Trustee O’Neal, duly seconded and unanimously carried by those present, following discussion, the Board of Trustees adopted the agenda.

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered closed session at 2:31 p.m.

Trustee Smith entered closed session at 2:31 p.m.

Trustee Randle-Trejo entered closed session at 2:42 p.m.

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

5.1 Reconvene Meeting

The Board of Trustees reconvened into open session at 6:00 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Student Representative to the Board of Trustees Adai Flores led the Pledge of Allegiance to the Flag of the United States of America and provided a moment of silence.

5.3 Closed Session Report

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

- 5.3.1 No reportable action taken regarding public employee performance evaluation, superintendent.
- 5.3.2 No reportable action taken regarding anticipated litigation.
- 5.3.3 No reportable action taken regarding negotiations.
- 5.3.4 No reportable action taken regarding personnel.
- 5.3.5 The Board of Trustees took formal action, with a 5-0 vote, to suspend without pay for 15 days, employee HR-2018-19-04.
- 5.3.6 No reportable action taken regarding negotiations.
- 5.3.7 The Board of Trustees took formal action, with a 5-0 vote, to appoint Karl Widell as District counsel.
- 5.3.8 The Board of Trustees took formal action, with a 5-0 vote, to appoint Karen Orr as controller.
- 5.3.9 The Board of Trustees took formal action, with a 5-0 vote, to appoint Scott Jensen as director, Human Resources.
- 5.3.10 The Board of Trustees took formal action, with a 5-0 vote, to appoint Joseph Saldaña as program administrator I.
- 5.3.11 The Board of Trustees took formal action, with a 5-0 vote, to make the following assistant principal appointments:
 - Lauren Klatzker, Brookhurst Junior High School
 - Kevin Hodgson, Cypress High School
 - Allan Edpao, Western High School
 - Ramon Palomino, Sycamore Junior High School
- 5.3.12 The Board of Trustees took formal action, with a 5-0 vote, to approve the settlement agreement in OAH Case No. 2018080471 resolving all issues by amending student's IEP, funding compensatory services, and providing \$15,500 in reimbursements and services.
- 5.3.13 The Board of Trustees took formal action, with a 5-0 vote, to approve the expulsion of the students listed on the agenda.

Karl Widell, newly appointed District counsel, thanked the Board and Cabinet, as well as expressed his excitement and is looking forward to working in the District.

Karen Orr, newly appointed controller, thanked the Board for allowing her to continue to be an integral part of the District.

Scott Jensen, newly appointed director of Human Resources, thanked the Cabinet and Board for the opportunity, as well as communicated that he is thrilled to be at the District.

Joseph Saldaña, newly appointed program administrator I, thanked the Board, Cabinet, and the Superintendent for the opportunity.

Lauren Klatzker, newly appointed Brookhurst Junior High School assistant principal, thanked the Board and expressed her excitement to start this new journey and join the team at Brookhurst Junior High School.

Kevin Hodgson, newly appointed Cypress High School assistant principal, was thankful for the opportunity and is excited to be a part of the District.

Allan Edpao, newly appointed Western High School assistant principal, thanked the Board, Superintendent, and Cabinet for believing in him and allowing him to serve the students and parents of AUHSD.

6. **INTRODUCTION OF GUESTS**

The Board of Trustees recognized our community stakeholders for their interest in the Anaheim Union High School District and for attending our Board meeting. Thank you for your participation and contribution as we create an educational environment that graduates socially aware, civic-minded students who are college and career ready for the 21st century.

In addition, Board of Trustees' President Jabbar introduced Grant Schuster, ASTA president; Jackie Brock, CSEA president; Peggy Kruse, ASCPTA president; Hilda Vasquez, ALTA president; and Christopher Aguilera, representative for Assemblywoman Sharon Quirk-Silva.

7. **BOARD OF TRUSTEES' RECOGNITION**

7.1 **2018 Interpretation and Translation Award of Distinction**

The Board of Trustees recognized Lizbeth Segura Vazquez, AUHSD Spanish Interpreter and Translator, who was honored at OCDE 2nd Annual Interpreters and Translators Conference held on Friday, September 28, 2018.

7.2 **Council on American-Islamic Relations (CAIR)**

The Board of Trustees recognized CAIR for the donation of 500 backpacks for identified homeless students.

7.3 **Time to Give Back Foundation**

The Board of Trustees recognized Time to Give Back Foundation for the donation of 500 backpacks for identified homeless students.

7.4 **Operation L.E.E. (Operation Literacy Engaging Everyone)**

The Board of Trustees recognized Operation L.E.E. for the donation of over 200 new books to the Summer Language Academy.

8. **REPORTS**

8.1 **Principals' Report**

Daphne Hammer, Magnolia High School principal, and Lorena Moreno, Dale Junior High School principal, acknowledged school site staff regarding the fifth C, Compassion and Kindness, as well as presented a report on their school site.

8.2 **Student Representative's Report**

Adai Flores, student representative to the Board of Trustees, reported on student activities throughout the District.

8.3 **Reports of Associations**

Grant Schuster, ASTA president, expressed his appreciation to Superintendent Matsuda and Dr. Fried for their efforts to bring awareness to adverse childhood trauma and its effects. Additionally, he stated he is looking forward to attending the Network for Public Education conference.

8.4 **Parent Teacher Student Association (PTSA) Reports**

Peggy Kruse, ASCPTA president, invited the Board to upcoming events hosted by ASCPTA.

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

9.1 Linda Elliot, incoming Western High School alumni president, introduced herself and thanked all educators for being a positive influence on students. Additionally, she wanted to extend her help to Western High School.

9.2 Varsha Sandadi, Oxford Academy student, Grace and Daniel Kim, founders of the Dragon Kim Foundation, spoke regarding service learning opportunities for District students through their foundation.

10. **ITEMS OF BUSINESS**

BUSINESS SERVICES

10.1 **Rejection of Liability Claim**

Background Information:

The District received a liability claim that was filed on August 22, 2018, and identified as AUHSD 061518 (No Tort Form).

Current Consideration:

After review, staff determined that a portion of the claim was not presented within six months after the event or occurrence as required by law. In addition, staff determined that the timely portion of the claim is not a proper charge.

Budget Implication:

There is no impact to the budget.

Action:

1. On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees returned the portion of the claim that was not presented within six months after the event or occurrence, as required by law as untimely.
2. In addition, the Board of Trustees rejected the timely portion of the claim as not a proper charge.
3. Finally, the Board of Trustees authorized staff to send the notice of return/rejection for liability claim AUHSD 061518 (No Tort Form).

10.2 **Agreement, Larry Musser, Inc., DBA PRZ Consulting**

Background Information:

The Maintenance and Operations Department has identified several opportunities for improving the athletic fields at the District's high school and junior high school campuses. Common issues include deficiencies in irrigation systems, soil conditions, invasive weed growth, microbiology, and nutrition deficiencies. These issues are complex in nature and hinder adequate growth and maintenance of athletic turf fields.

Current Consideration:

Larry Musser, Inc., DBA PRZ Consulting (PRZ) is a qualified and highly regarded company that consults in the field of athletic turf maintenance. They have worked with several school districts in Orange County and surrounding areas to develop installation and renovation specifications, as well as comprehensive maintenance plans and best management practices.

PRZ will provide a detailed assessment of the existing field conditions, repair recommendations with budgets, and a comprehensive maintenance plan to sustain high quality athletic fields given our current field use requirements.

Budget Implication:

The total cost is not to exceed \$31,340. (General Funds and Routine Restricted Maintenance Funds)

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees approved the agreement.

10.3 **Public Service Easement, Savanna High School**

Background Information:

The Savanna High School modernization project will renovate the main parking lot to improve vehicular circulation and student drop-off areas. The design includes the addition of a new driveway approach with a new signalized intersection at North Gilbert Street as approved by city of Anaheim.

Current Consideration:

The District will be responsible for the installation of the new traffic signal, control equipment, electrical conduits, and loops in accordance with the city-approved plans. The granting of a public service easement to the city of Anaheim is required for the purpose of city access and maintenance of the traffic signal equipment, and it does not constitute a transfer of property ownership.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees approved granting the easement.

EDUCATIONAL SERVICES

10.4 **Naming of Facility, Thomas Miner Gymnasium**

Background Information:

Board Policy 5201, Naming of Facility, was adopted on April 14, 2011, by the Board of Trustees to develop procedures for the naming of facilities to honor individuals in the District. As per the Board of Trustees' request, an ad hoc committee was formed to review the proposals and to make policy recommendations to the superintendent for Board consideration.

Current Consideration:

The Board of Trustees was requested to approve the request to rename Lexington Junior High School's gymnasium after Thomas Miner. Coach Miner coached football at Anaheim, Cypress, and Western high schools. He worked at Lexington Junior High School as a physical education teacher, athletic director, and the head football coach. Coach Miner is credited for starting the first Challenger Football Program in California. The District's ad hoc committee evaluated the request, developed a report, and made a recommendation to the Board for their consideration.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the request.

10.5 **North Orange County Regional Consortium (NOCRC), Adult Education Block Grant, Appointment of Designee and Alternate**

Background Information:

In 2013-14, the State Budget included a two-year, \$25 million total, statewide adult education planning grant, AB 86. AB 86 called for the development of local regional consortia comprised of representatives from community college districts, K-12 districts, and other organizations that serve a role in adult education (each consortium was defined by the boundaries of a community college district). The purpose of the planning grant was to evaluate existing adult education programs, identify needs and gaps, as well as develop plans to address the identified needs and gaps.

To transition from planning to implementation, the 2015-16 State Budget includes a \$500 million Adult Education Block Grant (AEBG) to be allocated among the regional consortia. The accompanying trailer bill, AB 104, includes language that identifies the program areas of adult education that can be funded through this allocation and the necessary decision making structure. Specifically, AB 104, Article 9, Section 84905(a) authorizes a community college district, school district, county office of education, or any joint powers authority to join the local adult education consortium as a member. Section 84905(c) states that a member of the consortium shall be represented only by an official designated by the governing board of the member; and Section 84905(d)(1) describes the decision making procedures, including a requirement that all members of the consortium shall participate in any decision made by the consortium, Section 84905(d)(1)(A).

Current Consideration:

The three entities that make-up the North Orange County Community College District (NOCCCD) are all integral parts of the NOCRC. The NOCRC includes, as equal members, the three entities of NOCCCD, Anaheim Union High School District (AUHSD), Fullerton Joint Union School District (FJUHSD), Los Alamitos School District (LASD), and Placentia-Yorba Linda Unified School District (PYLUSD). Currently, Jei Garlitos, coordinator of alternative education, and Araceli Chavez, parent involvement specialist, serve on the NOCRC executive committee. It is recommended that due to Mr. Garlitos' extended absence, Araceli Chavez be the interim designee for AUHSD for the 2018-19 year and Dr. Renae Bryant be the interim alternate.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Piercy, duly seconded and unanimously carried, the Board of Trustees approved Araceli Chavez as the appointed AUHSD interim designee and Dr. Renae Bryant as the AUHSD interim alternate designee for NOCRC.

10.6 **Contract, Alternative and Augmentative Communication Evaluation, Cindy Cottier**

Background Information:

The District employs psychologists, speech and language pathologists, as well as other personnel who evaluate a student's needs for special education related services. The District has both the right and obligation to assess special education students in all areas of suspected disability. Under the Individuals with Disabilities Education Act and California special education law, a parent of a student with disabilities who disagrees with an evaluation conducted by a school district, has a right to obtain an independent educational evaluation at public expense. When a request for an independent evaluation is made, a district must either fund an independent evaluation or file a request for due process within a reasonable period of time to prove that the district's evaluation was appropriate.

Current Consideration:

The District received a request for an independent evaluation. In reviewing the information, the District determined that it was in the best interest of the student and the District to provide the independent evaluation and allow the Individualized Education Program team to consider the information.

Budget Implication:

The total cost is not to exceed \$2,000. (Special Education Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the contract.

HUMAN RESOURCES

10.7 **Public Hearing, Disclosure of Collective Bargaining Agreement with AFSCME**

Background Information:

The Board of Trustees must hold a public hearing to hear comments related to the collective bargaining agreement with the American Federation of State, County, and Municipal

Employees (AFSCME) for 2018-21, in accordance with AB 1200 (Statutes of 1991, G.C. 3547.3, Chapter 1213). Copies of the disclosure are available for review and study in the Business Office, 501 N. Crescent Way, Anaheim, California 92801.

Current Consideration:

After the negotiation process with AFSCME has concluded, the collective bargaining agreement is presented to the public via a Board of Trustees' meeting. This is the public's opportunity to provide feedback and voice their support or any concerns associated with the agreement.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened the public hearing to provide the public an opportunity to speak on the proposed agreement.

President Jabbar opened the public hearing at 7:26 p.m.

There were no requests to speak.

President Jabbar closed the public hearing at 7:26 p.m.

10.8 **Adoption of the 2018-21 Collective Bargaining Agreement with AFSCME**

Background Information:

The District entered into contract negotiations with the American Federation of State, County, and Municipal Employees (AFSCME) for a successor agreement after proposals were brought forth by both parties. Negotiations were held and a tentative agreement was reached by both parties and ratified by AFSCME.

Current Consideration:

The tentative agreement includes a one percent increase on the salary schedule retroactive to the beginning of the 2017-18 year. The agreement also includes other contract language changes including a three year one range salary adjustment for identified employee classifications and a shift of the reduction of athletic facility workers on the Budget Stabilization Plan to 2021-22. The new collective bargaining agreement will be for a term of three years from July 1, 2018, through June 30, 2021.

Budget Implication:

The increase to employees' salary effective July 1, 2017, for AFSCME unit members will impact the general fund budget with an additional estimated expense of \$210,000 per year. Contract language providing for a three year one range salary adjustment for identified employee classifications and a shift of the reduction of athletic facility workers on the Budget Stabilization Plan to 2021-22, and will impact the general fund budget with an additional estimated general fund expense of approximately \$1.5 million over the three year period. (General Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the agreement.

10.9 **Memorandum of Understanding (MOU) with ASTA, Health and Welfare Program Changes for 2019**

Background Information:

Due to the high costs associated with benefits for employees, the District has maintained an Insurance Committee that meets throughout the year reviewing, monitoring, and analyzing the status of the health and welfare plan for our District employees. The committee is comprised of representatives from each of the four employee associations and/or union, plus representatives from management, and the Board of Trustees. The committee works closely with our consultants, Gallagher Benefit Services, to review data and trends, as well as explore cost saving measures for the following year. Specific changes to the Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) plans are discussed, considered, and recommended, which would take effect at the beginning of the new plan year. Each of the collective bargaining groups negotiates specific plan changes with the District. The tentative agreement is then written as an MOU, signed by both parties, and brought to the Board of Trustees for approval.

Current Consideration:

The District has negotiated this MOU with the Anaheim Secondary Teachers Association (ASTA) on health and welfare changes for the PPO and EPO plans, as well as the prescription plan through Express Scripts, for the 2019 plan year, which will take effect January 1, 2019.

Budget Implication:

The projected increase for all employee groups is projected to be \$794,000. (Health and Welfare Funds)

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the MOU with ASTA for the 2019 Health and Welfare Program.

10.10 **Memorandum of Understanding (MOU) with APGA, Health and Welfare Program Changes for 2019**

Background Information:

Due to the high costs associated with benefits for employees, the District has maintained an Insurance Committee that meets throughout the year reviewing, monitoring, and analyzing the status of the health and welfare plan for our District employees. The committee is comprised of representatives from each of the four employee associations and/or union, plus representatives from management, and the Board of Trustees. The committee works closely with our consultants, Gallagher Benefit Services, to review data and trends, as well as explore cost saving measures for the following year. Specific changes to the Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) plans are discussed, considered, and recommended, which would take effect at the beginning of the new plan year. Each of the collective bargaining groups negotiates specific plan changes with the District. The tentative agreement is then written as an MOU, signed by both parties, and brought to the Board of Trustees for approval.

Current Consideration:

The District has negotiated this MOU with the Anaheim Personnel and Guidance Association (APGA) on health and welfare changes for the PPO and EPO plans, as well as the

prescription plan through Express Scripts, for the 2019 plan year, which will take effect January 1, 2019.

Budget Implication:

The projected increase for all employee groups is projected to be \$794,000. (Health and Welfare Funds)

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees approved the MOU with APGA for the 2019 Health and Welfare Program.

10.11 **Memorandum of Understanding (MOU) with CSEA, Health and Welfare Program Changes for 2019**

Background Information:

Due to the high costs associated with benefits for employees, the District has maintained an Insurance Committee that meets throughout the year reviewing, monitoring, and analyzing the status of the health and welfare plan for our District employees. The committee is comprised of representatives from each of the four employee associations and/or union, plus representatives from management, and the Board of Trustees. The committee works closely with our consultants, Gallagher Benefit Services, to review data and trends, as well as explore cost saving measures for the following year. Specific changes to the Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) plans are discussed, considered, and recommended, which would take effect at the beginning of the new plan year. Each of the collective bargaining groups negotiates specific plan changes with the District. The tentative agreement is then written as an MOU, signed by both parties, and brought to the Board of Trustees for approval.

Current Consideration:

The District has negotiated this MOU with the California School Employees Association (CSEA) on health and welfare changes for the PPO and EPO plans, as well as the prescription plan through Express Scripts, for the 2019 plan year, which will take effect January 1, 2019.

Budget Implication:

The projected increase for all employee groups is projected to be \$794,000. (Health and Welfare Funds)

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees approved the MOU with CSEA for the 2019 Health and Welfare Program.

10.12 **Memorandum of Understanding (MOU) with AFSCME, Health and Welfare Program Changes for 2019**

Background Information:

Due to the high costs associated with benefits for employees, the District has maintained an Insurance Committee that meets throughout the year reviewing, monitoring, and analyzing the status of the health and welfare plan for our District employees. The committee is comprised of representatives from each of the four employee associations and/or union, plus representatives from management, and the Board of Trustees. The committee works closely with our consultants, Gallagher Benefit Services, to review data and trends, as well as explore cost saving measures for the following year. Specific changes to the Preferred

Provider Organization (PPO) and Exclusive Provider Organization (EPO) plans are discussed, considered, and recommended, which would take effect at the beginning of the new plan year. Each of the collective bargaining groups negotiates specific plan changes with the District. The tentative agreement is then written as an MOU, signed by both parties, and brought to the Board of Trustees for approval.

Current Consideration:

The District has negotiated this MOU with the American Federation of State, County and Municipal Employees (AFSCME) on health and welfare changes for the PPO and EPO plans, as well as the prescription plan through Express Scripts, for the 2019 plan year, which will take effect January 1, 2019.

Budget Implication:

The projected increase for all employee groups is projected to be \$794,000. (Health and Welfare Funds)

Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees approved the MOU with AFSCME for the 2019 Health and Welfare Program.

10.13 **Memorandum of Understanding (MOU) with MMA, Health and Welfare Program Changes for 2019**

Background Information:

Due to the high costs associated with benefits for employees, the District has maintained an Insurance Committee that meets throughout the year reviewing, monitoring, and analyzing the status of the health and welfare plan for our District employees. The committee is comprised of representatives from each of the four employee associations and/or union, plus representatives from management, and the Board of Trustees. The committee works closely with our consultants, Gallagher Benefit Services, to review data and trends, as well as explore cost saving measures for the following year. Specific changes to the Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) plans are discussed, considered, and recommended, which would take effect at the beginning of the new plan year. Each of the collective bargaining groups negotiates specific plan changes with the District. The tentative agreement is then written as an MOU, signed by both parties, and brought to the Board of Trustees for approval.

Current Consideration:

The District has negotiated this MOU with the Mid-Managers Association (MMA) on health and welfare changes for the PPO and EPO plans, as well as the prescription plan through Express Scripts, for the 2019 plan year, which will take effect January 1, 2019.

Budget Implication:

The projected increase for all employee groups is projected to be \$794,000. (Health and Welfare Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the MOU with MMA for the 2019 Health and Welfare Program.

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

Background Information:

In accordance with Board Policy 6500.01, the District's initial contract proposal to 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 the 2018-19 year is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

10.15 **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 AFSCME.

Current Consideration:

The Board must hold a public hearing of the District's initial contract proposal to AFSCME for the 2018-19 year. 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:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President Jabbar opened the public hearing at 7:30 p.m.

There were no requests to speak.

President Jabbar closed the public hearing at 7:30 p.m.

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

Background Information:

In accordance with Board Policy 6500.01, the American Federation of State, County and Municipal Employees (AFSCME) initial contract proposal to the District 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. AFSCME's initial contract proposal to the District for the 2018-19 year is presented to the Board of Trustees.

Budget Implication:

There is no impact to the budget.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the proposal in order to proceed to the public hearing.

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

Background Information:

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

Current Consideration:

The Board must hold a public hearing of AFSCME's initial contract proposal to the District for the 2018-19 year. 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:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board formally opened a public hearing to provide the public an opportunity to speak on the proposal.

President Jabbar opened the public hearing at 7:31 p.m.

There were no requests to speak.

President Jabbar closed the public hearing at 7:31 p.m.

10.18 **Board of Trustees' Announcement of Appointment/Reappointment Candidate of Personnel Commission Member**

Background Information:

The Personnel Commission of the Anaheim Union High School District is composed of three members that apply the rules and principles of the merit system pursuant to Education Code requirements. Each commissioner is appointed for a three-year term that expires on December 1 of the third year. The Commissioners' terms are staggered. According to the Education Code and Personnel Commission rules, the Board of Trustees appoints one of the three commission members.

Current Consideration:

The term of the current Board of Trustees' appointed Personnel Commission Member Mr. Paul Andresen expires on December 1, 2018. Therefore, the Board of Trustees must begin procedures of an appointment or reappointment for the new three-year term. The Board

must publically announce the name of the person it intends to appoint or reappoint. To provide members of the public the opportunity to express their views on the intended appointment/reappointment, the Board must hold a public hearing at least 30 days, but no later than 45 days, after the announcement of the intended appointment. After the public hearing, the Board of Trustees will then take action on the appointment/reappointment. The public hearing and action to appoint will occur at the Board meeting on November 8, 2018.

The Personnel Commission requests the Board of Trustees determine the person it intends to appoint or reappoint and publicly announce its candidate as the Board of Trustees' Personnel Commission appointee for the term commencing December 1, 2018, and ending on December 1, 2021.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees publicly announced Paul Andresen as the Board of Trustees' Personnel Commission candidate for reappointment for the term commencing December 1, 2018, and ending December 1, 2021.

10.19 **Compensation for District Counsel**

Employment agreements are required for unrepresented upper-level management employees. It is recommended that the Board of Trustees discuss and approve the compensation for District counsel.

Action:

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees opened the discussion for the District counsel's employment agreement and compensation.

On the motion of Trustee Piercy and duly seconded, following a lengthy discussion, the Board of Trustees approved the District counsel's employment agreement with a salary of \$180,000 per year, plus benefits, including a reevaluation of the compensation package after one calendar year, with the following roll call vote.

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

Noes: Trustee Jabbar

11. **CONSENT CALENDAR**

On the motion of Trustee Randle-Trejo duly seconded and unanimously carried, following discussion, the Board of Trustees approved all consent calendar items, with the exception of items 11.7, exhibit Q and 11.8 pulled by Trustee O'Neal.

BUSINESS SERVICES

11.1 Business Associate Agreement, Express Scripts Holding Company (ESI) and Save On SP, LLC

Background Information:

The District has been utilizing Express Scripts Holding Company (ESI) as the pharmacy benefit manager of its self-funded Preferred Provider Organization (PPO) and Exclusive Provider Organization (EPO) medical plans since January 1, 2018. Annually, ESI presents cost containment measures to reduce the cost of health benefits to the District's Insurance Committee for review.

Current Consideration:

Save On SP is a manufacturer sponsored co-pay assistance program that offsets the high cost of designated specialty medications for complex conditions for the subscriber and to the District's prescription plan. The 25 percent administration fee is charged from the savings that are achieved through the Save On SP program. Specifically, ESI retains 10 percent and Save On SP retains 15 percent. Services will begin January 1, 2019.

Budget Implication:

The total savings is anticipated to be \$340,352, but actual savings may be more or less based on usage and offset availability. There is no cost to the District if no savings are achieved through this program. (Health and Welfare Funds)

Action:

The Board of Trustees approved the agreement with Express Scripts Holding Company and Save On SP, LLC.

11.2 Piggyback Bids, Purchase Through Public Agency

Background Information:

At the December 7, 2017, Board meeting, the Board of Trustees approved the submission of Grant #G18339 through the South Coast Air Quality Management District (SCAQMD). This grant is available to school districts to replace pre-1994 school buses with a Gross Vehicle Weight Rating of more than 14,000 pounds. Through the grant, SCAQMD committed to pay \$121,000 per school bus awarded, plus \$4,500 per bus to have a fire suppression system installed. The District is responsible for any additional options not included in the base model, such as air conditioning, wheelchair lifts and equipment, luggage racks, or engine retarders. The District was awarded 15 new buses for a total award amount of \$1,957,500 (which includes \$75,000 toward propane fueling infrastructure).

Current Consideration:

By piggybacking onto other public agencies existing bids, our District can take advantage of lower costs through economy-of-scale, and also avoid the time and expense of the public bid process, while keeping the District within our legal requirements. Per Public Contract Code (PCC) 20118, a district may acquire various materials, supplies, and equipment by utilizing an existing contract of another public entity, which is commonly known as piggybacking. Staff has determined that the South County Support Services Agencies Bid #14005 to Creative Bus Sales, Inc. is the best value for the acquisition of propane buses. With the inclusion of additional options, the total cost of the 15 buses is \$2,461,790.

Budget Implication:

The total expenditure for the 15 buses will be \$2,461,790. The District will receive \$1,882,500 from SCAQMD as a part of grant #G18339.

Additionally, the District will receive \$75,000 to offset the cost of the propane fueling station. The District's portion of the cost for the buses will be \$579,289. (General Funds)

Action:

The Board of Trustees approved the purchase of 15 propane buses from Creative Bus Sales, Inc. utilizing the South County Support Services Agency's piggybackable Bid #14005 pursuant to PCC 20118.

11.3 **Award of Bids, Lighting**

Background Information:

The District is exploring options to reduce operating costs by pursuing energy efficiency projects. Maintenance and Operations Department has identified energy efficient lighting as one such method to reduce energy use, and has already successfully completed installation of LED lights at six schools, Cypress and Kennedy high schools, Lexington and Walker junior high schools, as well as Hope School and Oxford Academy, using in-house labor and substantial rebates from Southern California Edison.

Current Consideration:

The District has been working with Anaheim Public Utilities to increase the rebate incentives offered for LED lighting retrofits at the school campus located in the city of Anaheim as we plan on expanding this energy efficiency project throughout the rest of the District. Using force account labor, Maintenance and Operations Department plans to retrofit existing fluorescent lights with LED interior lights at the remaining campuses between now and summer 2019. In order to purchase the materials necessary for this project, the District had to issue a public bid request pursuant to Public Contract Code 20111.

The amounts shown below are best annual estimates and actual amounts expended could be higher or lower. The following bids were from the lowest, most responsible, and responsive bidders.

The Board of Trustees was requested to award the following bids.

<u>Bid#</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2019-07	LED Lamps, Fixtures, and Supplies	Facilities Solution Group, Inc.	\$145,800
		Ray-Lite Industries, Inc.	\$29,750
		Rayvern Lighting Supply Co., Inc.	\$15,896
		Walter's Wholesale Electric Co.	\$11,222
		Waxie Sanitary Supply	\$95,184

Budget Implication:

The total anticipated annual expenditure is listed above, but actual amounts may be more or less based on usage and market conditions. (General Fund and/or Routine Restricted Maintenance Funds)

Action:

The Board of Trustees awarded bids, pursuant to Public Contract Code 20111, for the purchase of various LED lamps, fixtures, and related supplies from the listed suppliers for up to three years, renewable annually by the District's director of Purchasing and Central Services.

11.4 **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, as well as authorized proper disposal in accordance with Education Code Section 17545 et al.

11.5 **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, as well as authorized staff to dispose of the textbooks and instructional materials in accordance with Education Code Section 60510 et al.

11.6 **Donations**

Action:

The Board of Trustees accepted the donations as submitted.

On the motion of Trustee Randle-Trejo and duly seconded, following discussion, the Board of Trustees ratified items 11.7, exhibit Q and 11.8 with the following roll call vote.

Ayes: Trustees Piercy, Smith, Randle-Trejo, and Jabbar

Abstain: Trustee O'Neal

11.7 **Purchase Order Detail Report and Change Orders**

Action:

The Board of Trustees ratified the reports September 4, 2018, through October 2, 2018.

11.8 **Check Register/Warrants Report**

Action:

The Board of Trustees ratified the report September 4, 2018, through October 2, 2018.

11.9 **SUPPLEMENTAL INFORMATION**

11.9.1 ASB Fund, August 2018

11.9.2 Cafeteria Fund, July 2018

11.9.3 Enrollment, Month 2

EDUCATIONAL SERVICES

11.10 **Terms and Conditions, Sprint Corporation**

Background Information:

On August 16, 2018, the Board of Trustees approved a Board item to participate with Teachers College, Columbia University (Columbia) in a research cohort as part of Sprint's 1Million Project (1MP). On September 12, 2018, the District found out the scope of Columbia's project had been reduced and would not include the District, but that Sprint still wanted to proceed with the project directly with the District.

Current Consideration:

Sprint provided an electronics terms and conditions page to fill out District information and submit with a "yes" to Sprint's terms and conditions. Sprint has since increased the number of devices from 1,000 to 1,500. The District will be a full 1MP member.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees ratified the terms and conditions.

11.11 **Memorandum of Understanding (MOU), University of Irvine (UCI) School of Law**

Background Information:

In 2016, the Board approved the MOU with the University of California, Irvine (UCI) School of Law. The UCI School of Law partnered with Anaheim High School and the District to enroll 50 students in the Saturday Academy of Law (SAL) held at the UCI School of Law for six consecutive Saturdays. A District teacher, hired by UCI to teach the curriculum, was assisted by UCI Law students. Interspersed with the academic content were guest speakers, including Superior Court judges, law firm attorneys, government and public interest advocates, as well as law enforcement professionals.

Current Consideration:

For the 2018-19 year, the UCI School of Law will once again partner with the District to enroll 50 students. The SAL will extend invitations to students at Anaheim, Cypress, and Savanna high schools. The SAL will consist of six Saturday morning classes for 9th grade students. Students will receive class books and additional instructional materials. Students will submit an application in accordance with the program requirements. Services will be provided October 13, 2018, through March 30, 2019.

Budget Implication:

The total cost is not to exceed \$19,000. (General Funds)

Action:

The Board of Trustees approved the MOU.

11.12 **Educational Consulting Agreement, Dance Masters**

Background Information:

The District became the lead fiscal agency for a Tobacco Use Prevention Education (TUPE) consortium grant, in the amount of \$1,732,590 for a three-year term from 2017-20. The

District and the Anaheim Elementary School District (AESD) are consortium partners. The grant is targeted for grades 6-12 and mandates that curriculum, specific to the appropriate grade levels, is taught at participating schools, including 24 AESD elementary school sites and all District comprehensive schools, as well as Gilbert and Polaris high schools. In addition, youth development activities related to tobacco, e-cigarette cessation, and prevention are expected by each participating school, as well as ongoing prevention education for staff, students, and parents. Student assemblies will enhance the TUPE curriculum, as well as provide students with real world experiences and information related to overall goals of the TUPE program.

Current Consideration:

Dance Masters will provide two assembly sessions to students at Dale Junior High School. The program is an educational student dance assembly with an anti-tobacco theme focusing on encouraging students to find something they love to do and concentrate on the personal fulfillment they can gain instead of choosing to engage in negative behaviors such as tobacco, alcohol, and drug use. Dance Masters has 12 years of experience performing throughout the world and delivering custom messages tailored to each event. Services will be provided October 12, 2018, through May 23, 2019.

Budget Implication:

Costs for these services are not to exceed \$1,800. (TUPE Funds)

Action:

The Board of Trustees approved the educational consulting agreement.

11.13 **Agreement, Orange County Superintendent of Schools and Orange County Health Care Agency (OCHCA)**

Background Information:

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

Current Consideration:

Due to the unique nature of providing direct mental health services, the District intends to continue to use the expertise of OCHCA to provide mental health services for the 2018-19 year. Services are being provided July 1, 2018, through June 30, 2019.

Budget Implication:

Mental health funds have been budgeted by the District to offset any additional costs of providing mental health services. (Special Education Funds)

Action:

The Board of Trustees ratified the agreement.

11.14 **OCDE Special Education Legal Alliance Membership**

Background Information:

The Special Education Legal Alliance (Alliance) is a collaborative comprised of all school districts in Orange County. The Alliance provides districts professional development, trainings, seminars, outreach, advocacy, and other supports addressing special education issues. The Alliance also supports various legal issues related to special education matters that have significant impact on districts throughout the county. This year, the review committee has recommended District dues for the 2018-19 year to be set at \$0.10 per average daily attendance. This recommendation was approved by the district superintendents at the Executive Committee on March 23, 2018. The District has been implementing this membership since 2005.

Current Consideration:

The Alliance will provide education, support, advocacy, and assistance to the District on important legal issues related to special education matters. The District significantly benefits from Alliance services. Services are being provided July 1, 2018, through June 30, 2019.

Budget Implication:

Costs for these services are not to exceed \$2,918.12. The amount paid for the 2017-18 year was \$2,942.18. (Special Education Funds)

Action:

The Board of Trustees ratified the payment of membership dues to the Orange County Special Education Legal Alliance.

11.15 **Inter-Special Education Local Plan Area (SELPA), Memorandum of Understanding (MOU), Fullerton Joint Union High School District (FJUHSD)**

Background Information:

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

Current Consideration:

Fullerton Joint Union High School District (FJUHSD) has requested to enter into an MOU with the District, permitting students from FJUHSD to be enrolled in specialized programs operated by the District. The MOU for placing students with disabilities from FJUHSD in the District programs is presented to the Board of Trustees for consideration of approval. Services are being provided August 8, 2018, through June 30, 2019.

Budget Implication:

FJUHSD will fund these services per the billing agreement between FJUHSD and District/Greater Anaheim Special Education Local Planning Agency (SELPA).

Action:

The Board of Trustees ratified the MOU.

11.16 **Transportation Agreement, Savanna High School**

Background Information:

Under the Individuals with Disability Education Act (IDEA), the District is obligated to provide transportation services to students with disabilities that require transportation to receive a Free and Appropriate Public Education (FAPE). The District's Transportation Department safely and effectively transports approximately 700 students with disabilities on any given school day. In rare circumstances, a student's needs are such that our Transportation Department is not able to safely or efficiently transport the student. Under these circumstances, alternative forms of transportation are provided through contracted services or through reimbursing parents the cost incurred in transporting their student. These alternative forms of transportation are permitted under the Education Code and federal law. Due to student confidentiality, the transportation agreements are redacted with limited information provided regarding the student or family.

Current Consideration:

The Board of Trustees was requested to ratify the regular school year transportation agreement to reimburse the parent of a special education student attending Savanna High School, located at 301 North Gilbert Street, Anaheim, CA 92801, for providing round trip daily transportation to school, August 8, 2018, through May 23, 2019.

Budget Implication:

The total cost is not to exceed \$431.64. (Special Education Funds)

Action:

The Board of Trustees ratified the transportation agreement.

11.17 **Instructional Membership, College Board**

Action:

The Board of Trustees ratified the membership with College Board for the 2018-19 year, at an amount not to exceed \$400. (General Funds)

11.18 **Instructional Materials Submitted for Display**

The Instructional Materials Review Committee (IMRC) recommended the selected material for display, for courses in dual enrollment and English. Before the materials can be approved for adoption, they must be 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, October 12, 2018, through November 8, 2018.

Action:

The Board of Trustees approved the display.

11.19 **Instructional Materials Submitted for Adoption**

Adopt the selected instructional materials. The Instructional Materials Review Committee has recommended the selected books for dual enrollment, English, social sciences, and world languages courses. The books have been made available for public view.

Action:

The Board of Trustees adopted the selected materials.

11.20 **Field Trip Report**

Action:

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

HUMAN RESOURCES

11.21 **Psychological Internship Program**

Background Information:

The District provides federally mandated psychological services to students through the Individualized Education Plan (IEP) process. In addition to these mandated services, psychologists provide services to Section 504 students and general education students, consult with administration, counselors, teachers, and support staff, as well as assist the entire campus and community during crisis responses. Over the last few years, the role of the school psychologist has increased to include involvement in response-to-intervention, Positive Behavioral Interventions and Supports (PBIS), and other school and District initiatives and interventions. The District currently employs 18 full-time psychologists. To supplement psychological services and to alleviate the impact of the expanded role of the school psychologist, the District has provided opportunities for unpaid psychology interns to assist our school sites and gain valuable field experience at District school sites. Some school psychology services that are provided to Medi-Cal eligible students are reimbursed by Medi-Cal through a claims process. The Medi-Cal reimbursements received by the District are restricted funds that can only be spent on certain programs and services.

Current Consideration:

To meet CalSTRS required daily minimum rates, the District is proposing to increase the pay for psychological interns. To maintain the current level of psychological services to our students and to attract highly sought after and talented psychology interns completing their required graduate fieldwork hours, the District is proposing to create a new daily pay rate that would allow school psychology interns to be paid at the January 1, 2019, California minimum wage of \$12 per hour. Services provided by paid interns would be a valuable benefit to our students, would ease the workload for our psychologists, and would allow our current psychologists to focus on higher-level services to students. Interns would continue to work under the supervision of the District psychologists and would enter an internship agreement that clearly outlines the roles, expectations, and responsibility of the paid psychology intern. The internship agreement would require all participants to follow District policy and practice regarding work expectations, confidentiality, safety, and dress. In addition to the paid interns, the District may continue offering unpaid internships to undergraduates, or those starting their graduate program.

Budget Implication:

Intern psychologists will be paid \$96 per day effective July 1, 2018. (Medi-Cal Funds)

Action:

The Board of Trustees ratified the increase in pay.

11.22 **2018-19 First Quarterly Report, Williams Uniform Complaints**

Background Information:

The Williams Uniform Complaints report summarizes all complaints relative to adequate textbooks and instructional materials, teacher vacancies or misassignments, facilities conditions, as well as intensive instruction and services for students who have not passed

the California High School Exit Examination (CAHSEE) by the end of the 12th grade. This is a quarterly report required by Education Code Section 35186, which is submitted to the Orange County Department of Education.

Current Consideration:

The Williams Uniform Complaints Fourth Quarterly Report, July 1, 2018, through September 30, 2018, states there were no complaints during this quarter.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees accepted the report.

11.23 **Certificated Personnel Report**

Action:

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

11.24 **Classified Personnel Report**

Action:

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

12. **SUPERINTENDENT AND STAFF REPORT**

13. **BOARD OF TRUSTEES' REPORT**

Trustee Piercy stated she attended the Educational Summit at Anaheim High School, Insurance Committee meeting, ROP Board meeting, and the Sister City Commission meeting.

Trustee Smith reported she attended the Insurance Committee meeting.

Trustee Randle-Trejo indicated she attended the OCSBA Legislative and Election Update, an ROP Board meeting, GASELPA Board meeting, Vietnamese Parent Leadership Academy, Hope Homecoming, Katella High School homecoming football game, Cypress College Educational Pledge Dedication, and Youth Leadership Academy Kick-off.

Trustee O'Neal said he attended the Cypress College Educational Pledge Dedication, Educational Summit at Anaheim High School, Back-to-School nights for Cypress and Gilbert high schools, Sister City Commission meeting, Hope Homecoming, and the La Palma Foundation dinner.

Trustee Jabbar shared he attended the Back-to-School night and Coffee with the Principal at Anaheim High School, Cypress College Educational Pledge Dedication, Vietnamese Parent Leadership Academy and Scholar Program, Anaheim High School neighborhood meeting, CSBA Golden Bell validation, and the Educational Summit at Anaheim High School.

14. **ADVANCE PLANNING**

14.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, November 8, 2018, at 6:00 p.m.
Thursday, December 13

14.2 **Suggested Agenda Items**

There were no suggested agenda items.

15. **ADJOURNMENT**

On the motion of Trustee O'Neal, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 8:04 p.m.

Approved


Clerk, Board of Trustees