

# ANAHEIM UNION HIGH SCHOOL DISTRICT

501 N. Crescent Way, P.O. Box 3520, Anaheim, California 92803-3520, [www.auhsd.us](http://www.auhsd.us)

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## BOARD OF TRUSTEES Minutes Thursday, June 20, 2019

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### 1. CALL TO ORDER–ROLL CALL

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

Present: Brian O’Neal, president; Katherine H. Smith, assistant clerk; Anna L. Piercy and Al Jabbar, members; Michael B. Matsuda, superintendent; Jaron Fried, Ed.D., Brad Jackson, and Jennifer Root, Ed.D., assistant superintendents; and Karl H. Widell, District counsel.

Absent: Annemarie Randle-Trejo, clerk

Trustee Randle-Trejo entered at 2:32 p.m.

### 2. ADOPTION OF AGENDA

On the motion of Trustee Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the amended agenda.

Staff requested the following amendments to the agenda:

- Pull closed session item 4.6 on page 2 of the agenda.
- Closed session item 4.7, include coordinator(s). Item should read: To consider matters pursuant to Government Code Section 54957: Public employee administrative appointment/reassignment–principal(s), coordinator(s), and assistant principal(s).
- Exhibit C, replace pages 21, 28, 29, and 72.
- Replace Exhibit U.
- Pull item 11.54.2 on page 39 of 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 2:35 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 6:07 p.m.

5.2 **Pledge of Allegiance and Moment of Silence**

Board of Trustees President Brian O'Neal 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 Randle-Trejo 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 anticipated litigation.
- 5.3.4 No reportable action taken regarding negotiations.
- 5.3.5 No reportable action taken regarding personnel.
- 5.3.6 This item was pulled prior to the adoption of the agenda.
- 5.3.7 The Board of Trustees took formal action, with a 5-0 vote, to make the following appointments:
- Katrina Callaway, Coordinator, Alternative Education
  - Adam Hernandez, Principal, Kennedy High School
  - Ruben Calleros, Assistant Principal, Anaheim High School
  - Angela Calvo, Assistant Principal, Magnolia High School
  - Ryan Hurley, Assistant Principal, Oxford Academy
  - Nancy Cortez, Assistant Principal, Savanna High School
  - Demetrio Nava, Assistant Principal, Western High School
- 5.3.8 The Board of Trustees took formal action, with a 5-0 vote, to approve the settlement agreement in OAH Case No. 2019030580, resolving all issues in student's due process complaint by funding independent evaluations and providing \$8,500 in reimbursements.
- 5.3.9 The Board of Trustees took formal action, with a 5-0 vote, to approve the settlement agreement in OAH Case No. 2019030768, resolving all issues in student's due process complaint by funding compensatory services, reimbursing transportation costs, and providing \$7,875 in reimbursements.
- 5.3.10 The Board of Trustees took formal action, with a 5-0 vote, to approve the settlement agreement in OAH Case No. 2019041269, resolving all issues in student's due process complaint by funding compensatory services and providing \$5,000 in reimbursements.

Katrina Callaway stated she is excited to assume this new role and eager to work with students and staff, as well as thanked the Board and Cabinet.

Adam Hernandez thanked Cabinet and the Board for the opportunity. He also expressed he is looking forward to working with everyone at Kennedy High School.

Ruben Calleros shared he is excited to be at Anaheim High School.



Angela Calvo thanked the Board and Cabinet. Additionally, she stated she is thrilled to be a part of a California Democracy School.

Ryan Hurley expressed his gratitude for the opportunity to continue to grow and do what he loves in this District.

Nancy Cortez thanked the Board and Cabinet and expressed her enthusiasm to continue to work towards the District's vision.

Demetrio Nava stated he is grateful for the opportunity and is very passionate about serving the AUHSD community.

## 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 21<sup>st</sup> century.

In addition, Board of Trustees' President O'Neal introduced Christopher Aguilera, representative for Assemblywoman Sharon Quirk-Silva; James Goran, ASTA vice president; Sharon Yager, CSEA president; Corey Kretz, APGA co-president; Peggy Kruse, PTSA president; and Hilda Vasquez, ALTA president.

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

### 7.1 **Division IV CIF Boys' Baseball Champions, Kennedy High School**

The Board of Trustees recognized the Kennedy High School Boys' Varsity Baseball Team, for their outstanding performance in becoming the Division IV CIF Baseball Champions. The Fighting Irish secured their first CIF championship since 1989 with a 7-1 win over Sonora High School. The team was led by head coach Tom Monahan. The following individuals are this year's Kennedy High School Boys' Varsity Baseball team:

Evan Anderson  
Noah Avila  
Tyler Beckler  
Kyan Bennett  
Ryan Cathcart  
Kyle Chung  
Colby Deterding  
Jaelyn Edds  
Wyatt Johnson  
Dominik Komoda  
Chase Leonard

Jason May  
Sebastian McSherry  
Samuel Moctezuma  
Albert-Michael Munoz  
Adrian Ramon  
Joshua Sanabria  
Gavin Smith  
Jonathan Soto  
Travis Wilson  
Robert Zeoli

### 7.2 **Division II CIF Southern Section Softball Champions, Cypress High School**

The Board of Trustees recognized the Cypress High School Softball Team for being named the CIF Southern Section Division II Champions. On Saturday, May 18, 2019, the Cypress High School Varsity Softball team won the CIF Southern Section Division II Championship Game at Colonel Bill Barber Park in Irvine. The title was the fourth in program history and the first since 1992. The Centurions are coached by Head Coach Kevin Dull, as well as Assistant Coaches Terry Thompson and Donna McElrea. The Champion Centurion student athletes are:

Camryn Addimando  
Hannah Corrado  
Samantha Diaz  
Natasha Ellison  
Morgan Fouch  
Kaitlyn Govea  
Ashley Hester  
Bailey Jacobsen  
Macey Keester  
Maggie Lilleberg  
Katherine Lo Verde  
Samantha Jo Mata

Alexa Meraz  
Isabella Pardo  
Jazmine Rodriguez  
Natalie Rodriguez  
Tatianna Roman  
Hailey Smith  
Selena South  
Haylea Thomas  
Jordan Thompson  
Madelyn Wilson  
Raleigh Youngquist

7.3 **Division I CIF Southern Section Baseball Champions, Cypress High School**

The Board of Trustees recognized the Cypress High School Varsity Baseball Team for their outstanding performance in becoming the Division I CIF Southern Section Baseball Champions. The Centurions secured their 3<sup>rd</sup> CIF baseball championship with a 2-0 win over Harvard-Westlake High School at Dodger Stadium, on May 18, 2019. The team is led by head coach John Weber. The following individuals are this year's Cypress High School Boys' Varsity Baseball team:

Noah Carter  
Marvin Cayton  
Tyler Chaffee  
Garet Crenshaw  
Luke Davis  
Bryce Guest  
Benjamin James  
Cody Lagafuaina  
Tyler Lum  
Michael Marsh

Michael McFarland  
Braden Murphy  
Jake Murray  
Cameron Repetti  
Elias Rios  
Jackson Ronningen  
Patrick Shanahan  
Christian Thompson  
Peter Werth  
Brett Wozniak

7.4 **Classified Employee of the Year**

The Board of Trustees recognized Classified Employee of the Year Lilia Palos-Bergado. Lilia began working at the District in 2000 and is currently a Sr. Administrative Assistant at Walker Junior High School. Lilia was among 25 classified employees nominated for this award who were all honored at the Classified Employee of the Year Recognition event on May 13, 2019.

8. **REPORTS**

8.1 **Reports of Associations**

Corey Kretz, APGA vice president, highlighted all the work that was done this year by the counselors.

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

Peggy Kruse, ASCPTA president, thanked the Board for their support and expressed that all PTA school site chapters are excited for the upcoming school year.



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

- 9.1. John Albitre, resident of Pico Rivera, voiced concerns regarding Jose Lara, assistant principal at Dale Junior High School, and his involvement at the El Rancho Unified School District.
- 9.2. Michele Viramontes, former Magnolia High School parent, spoke regarding the accomplishments at Magnolia High School and expressed her gratitude towards Mr. Steve Gonzales for helping her daughter during her time at Magnolia High School. Additionally, she spoke of the effect, that she believes, Mr. Gonzalez’s absence will have on Magnolia High School students, as well as requested an ongoing discussion to ensure the success of the Puente Program at Magnolia High School.
- 9.3. Lorena Lopez, Magnolia High School alumni, spoke of the support Mr. Steve Gonzalez provided during her time at Magnolia High School. She expressed it would be a disservice to the Magnolia High School community if he was unable to return to Magnolia High School after his leave of absence.
- 9.4. Brenda Medina, Magnolia High School alumni, voiced her concerns regarding the decision to reappoint Mr. Gonzalez to a different school site after his leave of absence. In addition, she recounted her educational journey and how Mr. Gonzalez helped along the way.

10. **ITEMS OF BUSINESS**

**SUPERINTENDENT’S OFFICE**

10.1 **Receipt of Charter Petition, Better World Conservatory of the Arts & Sciences**

Background Information:

Petitioners for the Better World Conservatory of the Arts & Sciences (Charter School) delivered a charter petition (Petition) to the Anaheim Union High School District offices on May 21, 2019, seeking to establish Charter School for a five-year term July 1, 2020, through June 30, 2025.

Current Consideration:

Education Code Section 47605, subdivision (b), sets forth the process and timelines for the consideration of a charter school petition. To commence the statutory review period under Education Code section 47605, subdivision (b), the Board of Trustees must receive the Charter School Petition.

Budget Implication:

There is no known impact to the budget at this time.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the Petition to commence the statutory review period under Education Code Section 47605.

10.2 **Public Hearing, Charter Petition, Better World Conservatory of the Arts & Sciences**

Background Information:

Petitioners for the Better World Conservatory of the Arts & Sciences (Charter School) delivered a charter petition (Petition) to the Anaheim Union High School District offices on May 21, 2019, seeking to establish Charter School for a five-year term from July 1, 2020,

through June 30, 2025. On this Board agenda, the Board was requested to officially receive the Charter School Petition.

Current Consideration:

Education Code section 47605, subdivision (b), states that within 30 days of the Board's receipt of a charter school petition, the Board shall hold a public hearing on the provisions of the charter, at which time the Board shall consider the level of support for the petition by teachers employed by the school district, other employees of the school district, and parents. Following review of the petition and the public hearing, the Board shall either grant or deny the charter within 60 days of receipt of the petition.

Budget Implication:

There is no known impact to the budget at this time.

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 Petition so that the Board can consider the level of support for the Petition by teachers employed by the school district, other employees of the school district, and parents.

President O'Neal opened the public hearing at 7:06 p.m.

Dr. Maribel Galan gave a presentation to the Board on the provisions of the Petition.

- 10.2.1 Victoria Polanco, parent of a third grader and community member, expressed her support for the Better World Conservatory of the Arts & Sciences (Charter School). She believes Ball Junior High School is not suitable for her student due to the academic test scores.
- 10.2.2 Kathy Allison, prospective AUHSD parent, spoke in support of the Charter School and expressed her concerns regarding test scores and the gap between school sites.
- 10.2.3 Barbara Burns, Savanna High School parent, praised the District for being inclusive of students and parents in the District's decision making process.
- 10.2.4 Reverend Dion Thomas, Savanna High School parent, spoke in support of the programs at AUHSD and described his negative experiences at a charter school.
- 10.2.5 James Goran, Dale Junior High School teacher and ASTA vice president, advocated for the District's vision and spoke of the various programs provided by the District to students and teachers, as well as described the high qualifications of AUHSD teachers.
- 10.2.6 Adele Tagaloa, Loara High School parent, spoke of her son's positive experience at Loara High School, as well as the District's strong arts education programs.
- 10.2.7 Nancy Soto, elementary parent and community member, communicated her support for the Charter School and stated that parents should have the right to alternative choices for their child's education.
- 10.2.8 Alejandra Barboza, Hope School parent and former Oxford Academy parent, stated that although no public school is perfect, she believes in the vision that the District



has been working towards. Furthermore, she spoke of AUHSD being a positive example for other districts in regards to parent engagement.

- 10.2.9 Mitch Olson, District athletic director, spoke about all the opportunities that the District provides to all students, including intramural sports opportunities at the junior high school level, as well as expressed that he is proud to be a part of the AUHSD community.
- 10.2.10 Rodolfo Acevedo, Anaheim High School alumni, thanked the Board and staff for the opportunities provided to students and alumni, as well as for allowing him to be immersed in the District's vision.
- 10.2.11 Frank Cozza, Loara High School alumni and community member, expressed his reservations about opening a charter school in the District.
- 10.2.12 Brian Belski, District Visual and Performing Arts director, highlighted the District's VAPA programs, accomplishments, and opportunities provided to students.
- 10.2.13 Peggy Kruse, ASCPTA president and Oxford Academy parent, vocalized her appreciation for all that the District has provided to parents and stated that AUHSD is an innovative district that looks out for all students.

President O'Neal closed the public hearing at 7:45 p.m.

## **EDUCATIONAL SERVICES**

### 10.3 **Adoption, Local Control and Accountability Plan (LCAP), and Annual Update**

#### Background Information:

California Education Code Section 52060 requires school districts to adopt a Local Control Accountability Plan (LCAP) and annual update on or before July 1 of each year. California Education Code Section 52070 requires that school districts file an LCAP with the County Superintendent of Schools no later than five days after adoption of the LCAP. School districts must also ensure that teachers, principals, administrators, and other school personnel, as well as local bargaining units, parents, and pupils are consulted in the development of the 2019-20 LCAP. They are also provided information regarding the annual update, which details the actual LCAP expenditures that were projected for the 2018-19 year.

#### Current Consideration:

The public hearing was held on June 13, 2019. The purpose of the public hearing was to allow the public an additional opportunity to ask questions concerning the District's LCAP and annual update.

#### Budget Implication:

The program and goals contained in the LCAP must align with the terms of the District's 2019-20 annual budget and multi-year budget projections.

#### Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the LCAP and annual update, as amended prior to the adoption of the agenda.

10.4 **Local Control and Accountability Plan (LCAP) Every Student Succeeds Act (ESSA) Federal Addendum**

Background Information:

The Local Control and Accountability Plan (LCAP) Every Student Succeeds Act (ESSA) Federal Addendum, aka "LCAP Federal Addendum," is meant to supplement the LCAP to ensure that eligible Local Education Agencies (LEA)s have the opportunity to meet the Local Educational Agency (LEA) Plan provisions of ESSA. The LCAP Federal Addendum must be completed, Board approved, and submitted to the California Department of Education (CDE) by June 30, 2019, in order to complete the application for ESSA funding for the 2019-20 year. The District is applying for the following ESSA programs: Title I, Part A, Title II, Part A, Title III, Part A, and Title IV, Part A. LEAs are encouraged to review the LCAP Federal Addendum annually during the same timeframe that the LCAP is being revised, as ESSA funding should be considered in yearly strategic planning.

Current Consideration:

LEAs must provide a narrative that addresses the provisions within the LCAP Federal Addendum. Therefore, the District's LCAP Federal Addendum aligns with the District's LCAP, and also meets federal requirements and/or provisions set forth in ESSA.

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 the LCAP Federal Addendum.

## RESOLUTIONS

10.5 **Resolution No. 2018/19-B-22, Adjustments to Income and Expenditures, General Fund; Resolution No. 2018/19-B-23, Adjustments to Income and Expenditures, Various Funds; and Proposed Budget (All Funds)**

Background Information:

The Board of Trustees must adopt a budget for the next fiscal year by July 1, 2019, per Education Code Section 42127(a). The Board has a fiduciary responsibility to maintain fiscal solvency for the current and subsequent two fiscal years. The District submitted a detailed list of methods of acquiring such funds for Board approval as part of the 2019 Second Interim Report. As a part of the proposed budget, updates to the Anaheim Union High School District Budget Stabilization Plan was presented.

Current Consideration:

After thorough analysis and review, the 2018-19 budget was updated from the Second Interim Report, which was presented and approved by the Board of Trustees at its March 5, 2019, regular meeting. Per Education Code Sections 42600 and 42601, all adjustments to the current budget must be approved by a resolution of the Board of Trustees. Resolution No. 2018/19-B-22 summarizes adjustments to the General Fund and Resolution No. 2018/19-B-23 summarizes adjustments to all other funds.

Budget Implication:

As part of the annual budget reporting process, budget adjustments are made to revenue, expenditures, and fund balances. Resolution No. 2018/19-B-22, General Fund, and



Resolution No. 2018/19-B-23, Various Funds, authorize budget adjustments per Education Code Sections 42600 and 42601.

Action:

1. On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2018/19-B-22, General Fund. The roll call vote follows.

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

2. On the motion of Trustee Smith and duly seconded, the Board of Trustees adopted Resolution No. 2018/19-B-23, Various Funds. The roll call vote follows.

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

3. On the motion of Trustee Smith, duly seconded and unanimously carried, the Board of Trustees adopted the 2019-20 Proposed Budget including the updated Budget Stabilization Plan (All Funds).

10.6 **Resolution No. 2018/19-B-24, Education Protection Account**

Background Information:

Proposition 30, *The Schools and Local Public Safety Protection Act of 2012*, approved by the voters on November 6, 2012, temporarily increased the state sales tax rate for all taxpayers and the personal income tax rates for upper-income taxpayers. On November 8, 2016, the voters approved Proposition 55, which extended the Proposition 30 temporary income tax increase on high income earners by twelve years through 2030. Pursuant to Article XIII, Section 36 of the California Constitution, school districts, county offices of education, and community college districts are required to determine how the monies received from the Education Protection Account (EPA) are spent in the school or schools within its jurisdiction, provided that the governing board makes the spending determinations in an open session of a public meeting. The language in the constitutional amendment requires that funds shall not be used for the salaries and benefits of administrators, or any other administrative costs, for the years 2012-13 through 2029-30.

Current Consideration:

The new revenues generated from Proposition 55 are deposited into the State EPA account. School districts, county offices of education, charter schools, and Local Educational Agencies (LEAs) will receive funds from the EPA based on their proportionate share of the statewide revenue limit amount, including charter school general purpose funding. A corresponding reduction is made to an LEA's revenue limit, or charter school general purpose state aid, equal to the amount of their EPA entitlement.

This resolution, as required by Article XIII, Section 36 of the California Constitution, approving the District's utilization of funds subject to EPA for 2019-20 has been prepared for the Board of Trustees' consideration.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2018/19-B-24. The roll call vote follows.

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

10.7 **Resolution No. 2018/19-B-25, Authorization of Approval of Vendor Claims/Orders**

Background Information:

The District has been using the Orange County Department of Education's (OCDE) financial system since July 1, 2001. While the District's Accounting Department enters the vendor claims/orders for payment, OCDE is responsible for processing the physical warrant, or the electronic transfer. Before OCDE will do this process, a District administrator must approve the claims/orders for payment. OCDE requires a resolution stating the names of the administrators authorized to approve the issuance of warrants or electronic transfers.

Current Consideration:

This resolution will authorize Dr. Jennifer Root, Karen Orr, Jeri Chinarian, and Ester Yanez to approve vendor claims/orders payments electronically. All previous authorizations are rescinded.

Budget Implication:

There is no impact to the budget.

Action:

On the motion of Trustee Randle-Trejo and duly seconded, the Board of Trustees adopted Resolution No. 2018/19-B-25. The roll call vote follows.

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

10.8 **Resolution No. 2018/19-B-26, Content Filtering**

Background Information:

The Anaheim Union High School District has used Lightspeed Systems' Rocket product to filter its internet content. The Children's Internet Protection Act (CIPA) of 2000 requires protection measures to block or filter internet access to pictures that are: (a) obscene; (b) child pornography; or (c) harmful to minors (for computers that are accessed by minors). The District has concluded its initial three-year commitment and is seeking to review solutions that maximize value of features at a competitive price.

Current Consideration:

Approval of this item will enable the District to proceed with a competitive request for proposal, under Public Contract Code (PCC) 20118.2, for a content filter solution. PCC 20118.2 states, "Due to the highly specialized and unique nature of technology, telecommunications, related equipment, software, and services, because products and materials of that nature are undergoing rapid technological changes, and in order to allow for the introduction of new technological changes into the operations of the school district, it is in the public's best interest to allow a school district to consider, in addition to price, factors such as vendor financing, performance reliability, standardization, life-cycle costs, delivery timetables, support logistics, the broadest possible range of competing products and materials available, fitness of purchase, manufacturer's warranties, and similar factors in the award of contracts for technology, telecommunications, related equipment, software, and services."

Budget Implication:

There is no impact to the budget.



Action:

On the motion of Trustee Piercy and duly seconded, the Board of Trustees adopted Resolution No. 2018/19-B-26. The roll call vote follows.

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

**BUSINESS SERVICES**

10.9 **Agreement, Assignment of USDA Foods**

Background Information:

The Super USDA Foods Cooperative (Super Co-op), is a California cooperative consisting of public school agencies for the purpose of obtaining USDA foods for school meals. Anaheim Union High School District is a member of the Super Co-op. San Mateo-Foster City School District is the Lead Agency for the Super Co-op. The assignment of the USDA Foods agreement is a one-year agreement, which requires approval by the Board of Trustees.

Current Consideration:

This agreement assigns the lead agency of the Super Co-op with the authority to contract for USDA commodity processed foods and related services on behalf of AUHSD. Staff requests approval for services to be provided for the one-year agreement, effective July 1, 2019, through June 30, 2020. The agreement will be signed following Board approval.

Budget Implication:

Fees are based on the total lunches served in the prior year, and actuals may vary, and are estimated to be approximately \$5,000. (Cafeteria Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the agreement with San Mateo-Foster City School District.

10.10 **Agreement, Food Safety Systems (FSS)**

Background Information:

FSS provides school districts with a complete and sustainable food safety and sanitation program, inclusive of safety and sanitation inspections, training, education, and materials. FSS provides support for the Food Services Department during the nine month school year in all secondary and elementary schools.

Current Consideration:

This agreement allows FSS to provide the necessary materials, education, and inspections for the 2019-20 year. Staff requests approval for services to be provided for the one-year agreement, renewable annually for up to two additional years by the director, Purchasing and Central Services, effective July 1, 2019, through June 30, 2020. The agreement will be signed following Board approval.

Budget Implication:

The total cost is not to exceed \$75,600 for the 2019-20 year, and \$80,000 for the following two years. (Cafeteria Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees approved the agreement with Food Safety Systems pursuant to Government Code 53060.

10.11 **Agreement, Health-e Meal Planner Pro**

Background Information:

Health-e Meal Planner Pro is a software program used to create and analyze school menus for the United States Department of Agriculture (USDA) compliance. Food Services will use this software to analyze menus, create recipes, and document production in the central kitchen.

Current Consideration:

The three-year agreement, effective August 1, 2019, through July 31, 2022, with Health-e Meal Planner Pro provides Food Services with a software package that ensures menus and recipes are in compliance with USDA regulations.

Budget Implication:

The total cost is not to exceed \$6,470. (Cafeteria Funds)

Action:

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

**EDUCATIONAL SERVICES**

10.12 **Revised Board Policy 6317.15 (3513.3), Tobacco-Free School and Workplace, Second Reading**

Background Information:

In 2014, for the first time ever, teen use of e-cigarettes surpassed the use of traditional cigarettes. Electronic smoking devices (ESDs) or electronic nicotine delivering systems (ENDS), also known as e-cigarettes, hookahs, mods, and/or vape pens are a technology-chic version of the traditional cigarette. The District has several policies that prohibit tobacco possession and use on and in District facilities, as well as at school-sponsored events. This includes school buildings and grounds, District vehicles, personal vehicles used to transport students, and school sites leased or rented by the District for school-sponsored events.

Current Consideration:

To comply with the Tobacco Use and Prevention Education (TUPE) grant, it is necessary to update policies surrounding tobacco and define types of tobacco products in Board Policy 6317.15 (3513.3) Tobacco-Free School and Workplace. The updates define "smoking" and "tobacco products" in the District's Board Policy language. The language would also include the definition of smoking and add ESDs and ENDS in regards to Board Policy 6317.15 (3513.3), Tobacco-Free School and Workplace.

Budget Implication:

There is no impact to the budget.



Action:

On the motion of Trustee Smith, duly seconded and unanimously carried, following discussion, the Board of Trustees reviewed and approved revised Board Policy 6317.15 (3513.3).

10.13 **Revised Board Policy 8200 (6164.6); 8200-R (AR 6164.6), Identification and Education Under Section 504, First Reading**

Background Information:

Board Policy 8200; 8200-R, Identification and Education Under Section 504, sets forth the District's commitment that all children, including children with disabilities, should have the opportunity to learn in a safe and nurturing environment, and establishes the District's procedures for purposes of implementing Section 504 of the Rehabilitation Act of 1973. The policy was last revised in 2011.

Current Consideration:

A task force of District stakeholders, including District and school site administrators, school counselors, social workers, psychologists, Regional Occupational Program instructors, and nurses collaborated over the last year to review and update District practices, policies, and protocols, including the alignment of the District's Section 504 policies with the California School Boards Association model policy. The Board of Trustees was requested to engage in the first reading of revised Board Policy 8200 (6164.6); 8200-R (6164.6).

Budget Implication:

There is no impact to the District.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board reviewed revised Board Policy 8200 (6164.4); 8200-R (AR 6164.4), Identification and Education Under Section 504.

10.14 **Memorandum of Understanding (MOU), The G.R.E.E.N Foundation**

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 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. The G.R.E.E.N Foundation utilizes in-kind services for our students, staff, and parents to help advance the message of health equity and reduce tobacco-related health disparities among refugee, ethnic, African American communities in Southern California. The G.R.E.E.N Foundation has a focus to work with youth in creating advocacy opportunities in regards to smoke-free multi-unit housing policies, advocating for smoke-free faith-based organizations, as well as campaigning policies that prohibit the sale and distribution of all flavored tobacco products.

Current Consideration:

The G.R.E.E.N Foundation will provide professional resources on tobacco and all products that emit secondhand smoke for youth in the form of informational sessions, presentations, event tables, and policy advocacy in Anaheim. Services will be provided July 1, 2019, through June 30, 2020.

Budget Implication:

There is no impact to the budget.

Action:

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

10.15 **Memorandum of Understanding (MOU), America On Track (AOT)**

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, 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. America On Track (AOT) utilizes in-kind collaborative partnerships with diverse youth to mobilize and engage them in school and community tobacco-control activities. AOT can provide informational sessions on tobacco products and emerging trends such as electronic cigarettes and vapes.

Current Consideration:

The District commits to collaborate with AOT in creating collaborative partnerships with diverse youth to mobilize and engage them in school and community tobacco-control activities. AOT shall provide professional resources on tobacco in the form of informational sessions, presentations, event tables, and policy advocacy in Anaheim, as well as create opportunities for Youth Leadership Clubs at school sites where students are trained in public speaking, media advocacy, and community mobilization in regards to tobacco prevention. Services will be provided between July 1, 2019, through June 30, 2020.

Budget Implication:

There is no impact to the budget.

Action:

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

10.16 **Contract, Independent Neuro-Educational Assessment, Dr. Veronica Olvera, Neuro-Educational Clinic**

Background Information:

The District employs psychologists, speech-language pathologists, teachers, as well as other personnel who evaluate a student's needs for special education and related services. The



District has both the right and obligation to assess students in all areas of suspected disability. Under the Individuals with Disabilities Education Act and California special education law, a parent/guardian who disagrees with an evaluation conducted by a school district has a right to obtain an independent education 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. Districts can also come to an agreement during due process to fund an independent evaluation in order to resolve a due process filing.

Current Consideration:

During the mediation portion of due process, the District determined that it was in the best interest of the student and the District to provide an independent neuro-educational assessment and allow the Individualized Education Program team to consider the information. Services will be provided June 21, 2019, through October 31, 2019.

Budget Implication:

The total cost for these services is not to exceed \$5,000. (Special Education Funds)

Action:

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

10.17 **Agreement, Coast Community College**

Background Information:

Coastline College's Cybersecurity Apprenticeship Program (CCAP) provides the opportunity to learn about cybersecurity while working in an apprenticeship role. Students learn cybersecurity techniques by taking classes while training in a hands-on environment with a local employer. The program also has cybersecurity mentors to support the program. Employer partners can look forward to providing a work environment for apprentices that are interested in cybersecurity and ongoing learning. Mentors can support the program by providing training in cybersecurity, networking, and soft skills to encourage the apprentices to learn technical skills and be prepared for work in the security environment.

Current Consideration:

The District has multiple technology employees in the CCAP. Coastline approached the District to be an employee partner. The District would be reimbursed up to \$3,000, per employee for the District to document employees completing eligible tasks in their normal course of business. The agreement will be signed following Board approval.

Budget Implication:

There will be a positive impact to the budget up to \$30,000.

Action:

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

10.18 **Agreement, Education Programs, Youth Entrepreneurs**

Background Information:

Youth Entrepreneurs provides supplemental curriculum that introduces students to concepts related to business, economics, and entrepreneurship. Youth Entrepreneurs strives to

develop and promote a competitive entrepreneurial mindset with the goal of building character.

Current Consideration:

The District would like to enter into an agreement with Youth Entrepreneurs to provide professional development for teachers. Through this agreement, the District will identify teachers to participate in professional development and partner to build awareness, as well as support of the program in the local community. Services will be provided June 21, 2019, through June 1, 2020.

Budget Implication:

There is no impact to the budget.

Action:

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

## **HUMAN RESOURCES**

### **10.19 Public Hearing, Disclosure of Collective Bargaining Agreement with APGA**

Background Information:

The Board of Trustees must hold a public hearing to hear comments related to the collective bargaining agreement with the Anaheim Personnel and Guidance Association (APGA) for 2018-19, 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.

Current Consideration:

After the negotiation process with APGA 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 O'Neal opened the public hearing at 8:00 p.m.

There were no requests to speak.

President O'Neal closed the public hearing at 8:00 p.m.

### **10.20 Adoption of the 2018-19 Collective Bargaining Agreement with APGA**

Background Information:

The District and APGA currently have a three-year agreement for the 2016-17, 2017-18, and 2018-19 years. Per Article 20, the agreement includes reopeners for 2018-19 on wages, health and welfare, Article 11-pupil to counselor ratio, Memorandums of



Understanding, as well as an additional article selected by each party. The District and APGA brought forth proposals to begin the reopener negotiations for 2018-19 and a tentative agreement was reached. The tentative agreement was ratified by unit members of APGA.

Current Consideration:

The tentative agreement includes a 1.75 percent increase on the salary schedule for 2018-19 and other contract language changes.

Budget Implication:

Increases to employees' salary, effective July 1, 2018, for APGA unit members will impact the budget with an additional estimated expense of \$70,700. (General Funds)

Action:

On the motion of Trustee Randle-Trejo, duly seconded and unanimously carried, the Board of Trustees adopted the 2018-19 collective bargaining agreement with APGA, as amended prior to the adoption of the agenda.

10.21 **Declaration of Need for Fully Qualified Educators**

Background Information:

The Declaration of Need for Fully Qualified Educators is a requirement established by the California Commission on Teacher Credentialing (CCTC) to permit the District to employ certificated staff members in certain identified areas of need. When the District is unable to find a suitable, fully prepared teacher for an assignment, despite its diligent efforts, the District is permitted to hire teachers with alternate teaching permits.

Current Consideration:

The Declaration of Need for Fully Qualified Educators fulfills the CCTC requirements for hiring teachers with alternate authorizations and interns for subject areas that are difficult to fill. The declaration permits the District to hire teachers with an emergency Cross-Cultural and Language Development (CLAD), Bilingual Cross-Cultural and Language Development (BCLAD), Language, Speech and Hearing, or Special Class Authorization, as well as allowing the District to apply for a Provisional Internship Permit (PIP) and/or a short-term staff permit (STSP), which is used for acute staffing in subject areas that are difficult to fill. Many California districts experience shortages of teachers in these areas.

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 the Declaration of Need for Fully Qualified Educators, as required by the State Commission on Teacher Credentialing.

11. **CONSENT CALENDAR**

On the motion of Trustee Jabbar, duly seconded and unanimously carried, following discussion, the Board of Trustees approved all consent calendar items, with the exception of items 11.30, Exhibit FFF, and 11.31, Exhibit HHH, pulled by Trustee O'Neal.

## **BUSINESS SERVICES**

### **11.1 California Association of School Business Officials (CASBO) Membership**

#### Background Information:

CASBO is a recognized authority on California school business. CASBO is a member-driven association that promotes ethical values; develops exceptional leaders; advocates for and supports the needs of members; as well as sets the standard for excellence through top-quality professional development and mentorship, meaningful collaboration and communication, as well as unparalleled innovation. Previously the membership structure for CASBO was based on individual employee memberships. This structure has changed and the District is now able to select an organizational membership, which provides benefits to unlimited business leaders in the District.

#### Current Consideration:

CASBO membership benefits include the ability for Business Services and Human Resources leadership to participate on local and statewide CASBO committees, professional councils, access a myriad of job specific resources, and receive discounted rates for professional development opportunities.

#### Budget Implication:

The cost of membership for the 2019-20 year is \$3,000. This cost will be offset by the reduced cost to send staff to professional development. For the 2018-19 year, the Board approved the CASBO membership at a cost of \$3,000. (General Funds)

#### Action:

The Board of Trustees approved the CASBO organizational membership.

### **11.2 Agreement, North Orange County Regional Occupational Program (NOCROP), Career Guidance Specialist Personnel**

#### Background Information:

This is a long-standing agreement whereby the District agrees to provide District personnel, as requested by North Orange County Regional Occupational Program (NOCROP), to service programs maintained by NOCROP in the District.

#### Current Consideration:

The District will provide career guidance specialists to NOCROP to provide guidance functions, as determined by the District. NOCROP will provide a statement of performance objectives for each career guidance specialist to the District and to each high school principal. Services will be provided July 1, 2019, through June 30, 2020.

#### Budget Implication:

NOCROP will be providing AUHSD with \$617,859 for the services of the Career Guidance Specialist at each school site for the 2019-20 school year. (General Funds)

#### Action:

The Board of Trustees approved the agreement.



11.3 **Agreement Amendment, Townsend Public Affairs**

Background Information:

In 2013-14, Governor Brown implemented the Local Control Funding Formula (LCFF). The goal of LCFF was to restore funding for K-12 education to the 2007-08 levels adjusted for inflation by 2020-21. Due to improvements in the state economy, the Governor's 2018-19 Budget completes the restoration two years early in 2018-19. This restoration does not provide school funding adequacy. California ranks 45<sup>th</sup> nationally in the percentage of taxable income spent on education, 41<sup>st</sup> in per-pupil funding, 45<sup>th</sup> in pupil-teacher ratios, and 48<sup>th</sup> in pupil-staff ratios. In past years, Anaheim Union High School District has been extremely proactive in seeking out funding opportunities to provide millions of dollars through grants to provide resources to our teachers, staff, and students.

Current Consideration:

The District has an interest in continuing services with Townsend Public Affairs. Townsend Public Affairs (TPA) is an organization that assists districts through funding advocacy. They have been highly successful in working with districts and other organizations to maximize access to grant dollars. Within the scope of their services includes crafting a strategic funding plan, identifying, researching, and monitoring grant funding opportunities, establishing clear accountabilities, supporting grant application development and submittal, post-grant submittal funding advocacy, post-award grant administration and compliance, and comprehensive follow-up on unsuccessful applications. TPA has already identified a variety of grants to apply for that support the vision of AUHSD.

Budget Implication:

The District will pay Townsend Public Affairs for their services in the amount of \$5,000 per month. The amendment will extend services from July 1, 2019, through June 30, 2020. (General Funds)

Action:

The Board of Trustees approved the agreement amendment.

11.4 **Agreement Amendment #1, Human Resources Application, Implementation, and Software Support Service Agreement**

Background Information:

The District contracts with the Orange County Superintendent of Schools to provide annual software support services for the Human Resources Application software.

Current Consideration:

The contract provides for professional services to the District for the implementation of the Human Resources Application, including ongoing training services for present and future employees, future software enhancements, as well as support services, July 1, 2019, through June 30, 2020.

Budget Implication:

The amendment extends services for an additional year. The total cost is not to exceed \$80,028. There is no increase from the 2018-19 agreement. (General Funds)

Action:

The Board of Trustees approved the agreement amendment.

11.5 **Agreement Amendment #4, Sungard Business-Plus System Support, Implementation, and Software Support Service Agreement**

Background Information:

The District contracts with the Orange County Superintendent of Schools to provide annual software support services for the Sungard Business-Plus System Support software. The Business-Plus System Support covers basic financial/budget, school site finance, store inventory, as well as fixed asset systems.

Current Consideration:

The contract provides for an annual evaluation of support service charges for possible upward or downward adjustments based on the Orange County Superintendent of Schools' actual costs to support Sungard Business-Plus System Support software July 1, 2019, through June 30, 2020.

Budget Implication:

The amendment extends services for an additional year. Services are to be provided at a cost not to exceed \$108,660. There is no increase from the 2018-19 agreement. (General Funds)

Action:

The Board of Trustees approved the agreement amendment.

11.6 **Consulting Agreement, Peggy Harris**

Background Information:

The District values the process of continual development for our leadership team. This value is demonstrated through the annual two-day Leadership Advance experience for District leadership. In identifying potential topics for Leadership Advance, the Business Services has identified a desire for professional development in the area of courageous conversations.

Current Consideration:

Peggy Harris is a retired school district administrator who has served in a variety of leadership positions, including various director roles and as an assistant superintendent for student services. Within these roles, she has provided professional development in a variety of areas including how to initiate and hold courageous conversations. She will provide professional development to the business services leadership team at the Leadership Advance July 25, 2019, through July 26, 2019.

Budget Implication:

The total cost is not to exceed \$1,000. (General Funds)

Action:

The Board of Trustees approved the consulting agreement.

11.7 **Consulting Agreement, Gallagher Benefit Services, Inc.**

Background Information:

The District has been associated with Gallagher Benefit Services, Inc., the District's health benefits consultant, since 2006. The consulting agreement with Gallagher Benefit Services, Inc., along with the consulting fees for administering the District's health benefit insurance plans, have not been amended since 2016, and have been renewing automatically for additional one-year periods.



Current Consideration:

The consulting agreement will become effective July 1, 2019, and will extend professional benefit consulting services for one year. Thereafter, the consulting period will be extended for additional one-year periods upon approval of the assistant superintendent, Business.

Budget Implication:

Fees for benefit consulting services are not to exceed \$157,400 in year one. The fee will be adjusted at the same percentage as the, "Annual-Urban Wage Earners and Clerical Workers' CPI Factor," not to exceed five percent annually on July 1, 2020, and again on July 1, 2021. (Health and Welfare Funds)

Action:

The Board of Trustees approved the agreement.

11.8 **Protected Insurance Program for Schools (PIPS) Joint Powers Authority, Keenan & Associates**

Background Information:

The District has retained Keenan & Associates to broker workers' compensation coverage through the PIPS, a Joint Powers Authority. PIPS self-insures and re-insures its members up to \$155 million, with no member retention.

Current Consideration:

PIPS provides workers' compensation coverage, claims administration, integrated loss control and risk management services, online training, FEHA/interactive training and support, and a Medical Provider Network (MPN). In order to continue property, as well as liability coverage and services, approval is required for continued participation in PIPS for July 1, 2019, through July 1, 2020.

Budget Implication:

The total cost is not to exceed \$5,588,091. (Workers' Compensation Funds)

Action:

The Board of Trustees approved the District's continued participation in the Protected Insurance Program for Schools Joint Powers Authority.

11.9 **Run-Off Claims Administration Agreement Amendment, Keenan & Associates**

Background Information:

The District workers' compensation program for industrial injuries prior to 1996 was fully self-insured, as permitted by Education Code Section 17566 and the California Department of Self-Insurance Plans.

Current Consideration:

Claims for this period of self-insurance have been administered by Keenan & Associates since the first occurrence of the injuries. The agreement is to renew claims administration services for July 1, 2019, through June 30, 2020.

Budget Implication:

The total cost is not to exceed \$5,000. (Workers' Compensation Funds)

Action:

The Board of Trustees approved the agreement amendment.

11.10 **Southern California Regional Liability Excess Fund (ReLIEF), Keenan & Associates**

Background Information:

As of July 1, 2015, the District has retained Keenan & Associates to broker property and liability coverage through Southern California Regional Liability Excess Fund (ReLIEF), a Joint Powers Authority (JPA). ReLIEF self-insures its members up to \$1 million on liability claims, less the District's \$50,000 member retention limit. Claims in excess of \$1 million are covered by the Schools Association for Excess Risk (SAFER) JPA up to \$50 million.

Current Consideration:

ReLIEF provides property and liability coverage, as well as claims administration for claims within its layer of coverage, transfer of liability to excess carriers, integrated loss control, and risk management services, as well as on-line training. In order to continue property and liability coverage and services, approval is required for continued participation in ReLIEF for July 1, 2019, through June 30, 2020.

Budget Implication:

The total cost is estimated at \$2,213,502. (General Funds)

Action:

The Board of Trustees approved the District's continued participation in the Southern California Regional Liability Excess Fund Joint Powers Authority.

11.11 **Post-Termination Addendum, Pinnacle Claims Management, Inc.**

Background Information:

Prior to January 1, 2018, the District utilized Pinnacle Claims Management, Inc., as the third-party administrator to support the management and oversight of the Preferred Provider Organization (PPO) services.

Current Consideration:

A Post-Termination Addendum is required for Pinnacle Claims Management, Inc. to manage and process PPO claims received for services rendered during their active service agreement as well as deny any untimely claims. The Post-Termination Addendum is valid for July 1, 2019, through June 30, 2020.

Budget Implication:

Fees are based on the total claims processed, and actuals may vary, and are estimated to be approximately \$50,000. (Health and Welfare Funds)

Action:

The Board of Trustees approved the Post-Termination Addendum with Pinnacle Claims Management, Inc.

11.12 **Student Accident and Health Insurance Programs, Myers-Steven & Toohey & Co., Inc.**

Background Information:

Education Code Section 49470 allows school districts to make group accident insurance available on a voluntary basis for purchase by parents or guardians. Myers-Stevens & Toohey & Co., Inc., has provided student accident and health insurance programs for District students and athletes for many years.



Current Consideration:

The insurance programs allow students who do not have health care coverage to participate in athletics, and provide a supplement to a parent or guardian’s private insurance for both athletes and other students. The student accident and health insurance programs are underwritten by CHUBB/Ace American Insurance Company and administered by Myers-Stevens & Toohey & Co., Inc. The 2019-20 insurance program costs are paid by parents or guardians who elect to obtain this voluntary coverage. The 2019-20 insurance programs and rates are as follows:

	<u>Low Option</u>	<u>Mid Option</u>	<u>High Option</u>
Student Accident and Sickness Plan			
Full-Time Health Care*			
Initial Payment/Subsequent Payments	\$208/\$338		
School-Time Accident Plan	\$39	\$63	\$77
Full-Time 24/7 Accident Plan	\$165	\$219	\$317
Interscholastic Tackle Football Accident Plan	\$180	\$235	\$338
Full-Time Dental Plan			
(with another plan)	\$12	\$12	\$12
(purchased separately)	\$16	\$16	\$16

\*Initial payment covers the remainder of the month in which it was paid and one additional month. Subsequent payment billed every two months covers additional two-month period.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the programs.

**11.13 Piggyback Bids, Purchase Through Public Corporation or Agency**

Background Information:

There is a requirement for new furniture for phase one of the modernization project at Dale Junior High School. There are approximately twenty-seven classrooms that will be modernized, which will be utilizing the new 21<sup>st</sup> century furniture in the fall of the 2019-20 year.

Current Consideration:

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. By piggybacking, the District can take advantage of lower costs through economy-of-scale, and also avoid the time and expense of the public bid process, while fulfilling the District’s legal requirements. Staff has analyzed purchasing options for classroom furniture and it has been determined that the Hawthorne Unified School District Bid-13-14-1 can be utilized to acquire these products from Culver-Newlin, Inc. Staff has also negotiated better discounts than those currently on this piggybackable bid, which will result in additional cost savings to the District, and delivery to be made in fall of the 2019-20 year.

Budget Implication:

The total cost is not to exceed \$370,000. There will be a cost savings upwards of 54 percent off of list price for furniture. (Measure H Funds)

Action:

The Board of Trustees approved the use of the Hawthorne Unified School District Bid-13-14-1, pursuant to PCC 20118, for the purchase and delivery of 21<sup>st</sup> century classroom furniture, and related items from Culver-Newlin, Inc.

11.14 **Purchase Through Public Corporation or Agency**

Background Information:

There is a requirement to provide tools, equipment, and training programs for Oxford Academy's newly constructed STEAM lab that will be home to a new Career Technical Education (CTE) program. Some of the requirements of the program include Makerspace toolkits, multimeters, measuring devices, and various tools that will be utilized in the program. The tools and equipment are manufactured by Snap-On and are specific for use in a secondary or post-secondary course. Snap-On also includes certifications for students in precision measuring instruments, mechanical and electronic torque, as well as multimeter certifications, which will also be included. Students earn these certifications as proof of achievement. These National Coalition of Certification Centers backed and stackable credentials, increase employment potential, and on-the-job training in various industries.

Current Consideration:

The State of California's Department of General Services (DGS) has a piggybackable contract through the California Multiple Awards Schedule (CMAS) with IDSC Holdings, LLC (IDSC) that will allow other agencies, including local districts, to purchase various types of Snap-On tools, test equipment, hand tools, certification training, and related equipment, as well as supplies. The purchase will be made utilizing DGS CMAS contracts 4-01-51-0001D. The District will utilize this contract pursuant to the provisions of Public Contract Code Sections 10298, 10299, and 12100 et seq.

Budget Implication:

The total amount of the award is not to exceed \$200,000. (CTE Facilities Grant, CTE Incentive Grant, and/or General Funds)

Action:

The Board of Trustees approved the purchase of toolkits, multimeters, measuring devices, and various other tools including certification programs utilizing DGS's CMAS contract 4-01-51-0001D to IDSC Holdings, LLC, with orders being placed directly or with any authorized dealer.

11.15 **Agreement, Orange County Public Safety**

Background Information:

The District has worked with Orange County Public Safety (OCPS) to patrol its facilities during evening, night, weekend hours, and around-the-clock patrols during District holidays. The District has experienced a marked decrease in school vandalism and an increase in the apprehension of various perpetrators on our campuses. They have thwarted various crimes from actually happening, had many arrests, and are proactive with their approach to keeping all of our campuses safe and secure after hours and during holidays. In addition, they are the first responders for any alarm trigger, which has virtually eliminated the need to contact District staff for late night responses.



Current Consideration:

OCPS provides a highly specialized professional service. Their officers are trained Emergency Medical Technicians (EMT), with CPR and first aid training, as well as trained first responders to emergent and non-emergent situations. OCPS is well connected to local law enforcement, fire personnel, District administration, and have been working in conjunction with the Anaheim Police Department (APD) to protect our schools. They have been participating in APD task force meetings, which include internal upper management and supervisory staff, to discuss the protection of all Anaheim school sites and was the only non-city entity invited to participate. OCPS has been given radios with direct communication to APD and have been praised for all of their efforts.

OCPS also provides, at minimum, detailed weekly reports of incidents that occur on our campuses. They check entry points such as gates, fences, doors, and windows, reporting back their findings to inform staff of potential issues. They sometimes even utilize state-of-the-art technology such as the body cams to assist officers with incidents that may occur.

Full around-the-clock coverage will be provided during holidays, which will allow for higher presence on school sites when sites are most vulnerable. Additional coverage for non-student/teacher days will also be included, along with a uniformed officer at all scheduled Board of Trustees' meetings. For this term OCPS has also included one officer with less than twenty-four-hour notification for eight hours at any site once a month.

OCPS has greatly reduced crimes to our campuses after hours while creating a presence that our schools are being patrolled regularly keeping them safe and secure.

The terms of the agreement will be for two years commencing July 1, 2019, through June 30, 2021. By entering into a two-year agreement, the cost remains unchanged from year-to-year and will be held firm through the end of the term.

Budget Implication:

The regular monthly fee will be \$14,300 for the two car patrol services. (General Funds) An additional not to exceed \$30,000 has been added for special events such as football games, graduation, or other requirements as needed. (Various Funds)

Action:

The Board of Trustees approved the agreement with Orange County Public Safety pursuant to Government Code (GC) 53060, for an amount not to exceed \$201,600, per fiscal year.

11.16 **Award of Musical Instruments Bid**

Background Information:

The District received two grants, the Title IV Student Support and Academic Enrichment Visual and Performing Arts (VAPA) grant and the Orange County (OC) Community Foundation's OC Art Education Collaborative grant, to purchase much needed musical instruments for its VAPA programs. The requirements include various types of instruments such as brass, woodwind, percussion, and other related items. This bid will also establish District standards for musical instruments, and provide a discounted contract to purchase them on an as-needed basis.

Current Consideration:

The suppliers will commence providing musical instruments on June 21, 2019, through June 20, 2022, and will be reviewed annually with the option to renew by the District's director of Purchasing and Central Services.

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

<u>Bid#</u>	<u>Type</u>	<u>Award</u>	<u>Estimated Amount</u>
2019-42	Musical Instruments	Bertrands Music	\$50,042
		Music & Arts	\$139,344
		Washington Music Center	\$126,226

The amounts shown are best estimates and actual amounts spent could be higher or lower.

Budget Implication:

The total amount of the initial expenditures is approximately \$315,612 with an estimated annual expenditure not to exceed \$100,000. (Title IV Student Support and Academic Enrichment VAPA Grant, OC Arts Education Collaborative Grant, and Various Funds)

Action:

The Board of Trustees awarded Bid 2019-42 for the purchase of musical instruments, as well as related equipment and supplies from the listed suppliers for up to three years, renewable annually by the District's director, Purchasing and Central Services.

11.17 **Agreements, Transportation**

Background Information:

The Board of Trustees has in past years approved the agreements to provide transportation services to the City of Cypress (Parks and Recreation), Cornelia Connelly School, GOALS Academy, Greater Anaheim SELPA, Knott Avenue Christian Church, North Orange County Regional Occupation Program, Samueli Academy, Servite High School, St. Thomas Aquinas College, TGR Learning Lab, Youth Leadership America, and Zion Lutheran Church.

Current Consideration:

It is in the best interest of the District to provide transportation services to these groups. The agreements will be in effect July 1, 2019, through June 30, 2020. The agreements will be signed following Board approval.

Budget Implication:

The transportation agreements provide for a net income to the District, which assists in offsetting the transportation contribution from the General Fund.

Action:

The Board of Trustees approved the agreements.

11.18 **Agreement, Meal and Milk**

Background Information:

Anaheim Union High School District has had a vendor agreement to provide meals (breakfast and lunch) to the Anaheim Elementary School District (AESD) Pre-School Program for over ten years. The inter-agency meal agreement is a one-year agreement, which requires approval by the Board of Trustees.

Current Consideration:

This agreement generates income from the meals served and provides a community service. Staff requests approval for services to be provided for the one-year agreement, effective July 1, 2019, through June 30, 2020. The Food Services Department prepares and delivers



meals to AESD pre-schools on a daily basis, and bills AESD for the meals. The agreement will be signed following Board approval.

Budget Implication:

This agreement generates income from the meals delivered. (Cafeteria Funds)

Action:

The Board of Trustees approved the agreement.

11.19 **Agreement, Public Economics, Inc.**

Background Information:

The highly technical and complex process of updating and reporting of Redevelopment Agency (RDA) pass-through entitlements is a specialized service that Public Economics, Inc. has been providing to the District for many years. The District benefits from economies of scale by contracting with Public Economics, Inc. as the cost for these services are shared by multiple districts that have jurisdiction within the same redevelopment areas. At the Board meeting held September 13, 2018, action was taken to amend the agreement with Public Economics, Inc. through the end of the 2018-19 fiscal year. Since then, the firm has been performing additional complex RDA analysis beyond customary tasks.

Current Consideration:

The District has an interest in continuing services with Public Economics, Inc., but the current agreement is set to expire on June 30, 2019. A new agreement with Public Economics, Inc. will be required in order for services to continue.

Budget Implication:

Services will be provided at a cost not to exceed \$100,000, July 1, 2019, through June 30, 2024. (Redevelopment Agency Funds and/or other funds as appropriate)

Action:

The Board of Trustees approved the agreement.

11.20 **Agreement, School Facility Consultants**

Background Information:

The passage of Measure H has made it viable for the District to leverage local bond funds by seeking state funding based on eligibility for modernization and new construction. School Facility Consultants was retained in May 2014, to assist the District in analyzing data for potential state funding including navigating the funding application process. The firm specializes in analyzing complex data sets to determine eligibility for modernization, new construction, facility hardship, and Career Technical Education Facilities Program grant funding administered by the Office of Public School Construction.

Current Consideration:

With the current agreement set to expire on June 30, 2019, the District has an interest in continuing services with School Facility Consultants to annually update the eligibility for state funding, and to assist with the processing of the District's applications. A new agreement with School Facility Consultants will be required in order for services to continue.

Budget Implication:

Services will be provided for a cost not to exceed \$150,000, July 1, 2019, through June 30, 2024. (Measure H Funds, Facilities Funds, and/or other funds as appropriate)

Action:

The Board of Trustees approved the agreement.

11.21 **Agreement, AG Design Inc.**

Background Information:

The Facilities and Maintenance and Operations departments often require design assistance from a licensed electrical engineer to prepare design documents for minor or single trade electrical, low voltage, and technology projects. Examples of these projects include electrical service installations, alterations and upgrades, lighting, E-Rate, and communications projects.

Current Consideration:

AG Design Inc. is a qualified electrical engineering firm with extensive K-12 design experience that can provide services requiring cost effective and efficient turnaround times for these types of services. The firm has extensive knowledge of the District's sites through its involvement in most of the E-Rate projects, previous bond projects, and maintenance projects at Kennedy High School, as well as the District Office.

Budget Implication:

AG Design Inc., will provide electrical engineering services, at a cost not to exceed \$250,000 per year, for up to five years, to be approved by the Board of Trustees. (General Funds, Routine Restricted Maintenance Funds, Measure H Funds, Facilities Funds, and/or other funds as appropriate)

Action:

The Board of Trustees approved the agreement.

11.22 **Agreement Amendment, Twining Consulting**

Background Information:

Twining Consulting has been providing geotechnical soils inspections and material testing services for the District. These services are necessary for public works construction and other renovation projects. The Board of Trustees approved the original agreement with Twining Consulting on August 19, 2015.

Current Consideration:

The District has an interest in continuing to utilize the services provided by Twining Consulting as required for the ongoing and upcoming Measure H projects, and other work associated with the Maintenance and Facilities departments. This firm has prior knowledge of the District's facilities, projects, and standard procedures. The amended agreement will be signed following Board approval.

Budget Implication:

The amendment will increase the current agreement by an additional \$550,000, for a not to exceed amount of \$1,000,000, through the expiration of the agreement on August 15, 2020. (Measure H Funds, Routine Restricted Maintenance Funds, Facilities Funds, and/or other funds as appropriate)



Action:

The Board of Trustees approved the agreement amendment.

11.23 **Ratification of Amendment, Lease-Leaseback Agreement, Erickson-Hall Construction Co., Oxford Academy New Construction and Modernization, RFP #2018-13**

Background Information:

Staff is using the Lease-Leaseback (LLB) delivery method to procure construction for the Oxford Academy New Construction and Modernization project. Education Code Section 17406 is the LLB provision, which allows districts to lease to a person, firm, or corporation real property that belongs to the school district for the purpose of constructing buildings and improvements thereon for District use during the term of the lease, and requires that title to the buildings, as well as improvements vest in the District at the expiration of that term.

Current Consideration:

The District issued RFP #2018-13 inviting contractors to submit qualifications and proposals to perform the work associated with the project. The RFP stated that the project would be subject to the District's Community Benefits Agreement. After a review of the submitted qualifications and proposals, as well as interviews of shortlisted firms, staff recommended to the Board of Trustees the selection of Erickson-Hall Construction Co. (Erickson-Hall) as the LLB contractor. On June 14, 2018, the Board of Trustees ratified the LLB agreement with Erickson-Hall for this project.

On September 26, 2018, the Office of Public School Construction notified the District that it had been awarded a Career Technology Education (CTE) facilities grant for the full scope of work related to the CTE Engineering Labs. The grant would allow the District to expand the CTE scope of work that had been previously bid. Erickson-Hall competitively bid the subcontractor packages for the expanded CTE scope of work, and has identified the subcontractors they plan to use on the project. Staff has negotiated the LLB agreement, which includes the guaranteed maximum price (GMP) and contingencies, pursuant to the terms indicated in the forms of the LLB contract documents previously approved by the Board. The LLB agreement shall be amended to include the expanded CTE scope of work.

Budget Implication:

The current GMP, associated contingencies, and allowances for the original bid work is \$9,175,771. The LLB agreement's GMP will be amended by \$618,348 to incorporate the expanded CTE scope of work. The total project cost for the amended GMP including District contingencies, and allowances will not exceed \$9,794,119. (Measure H Funds, CTE Facilities Program Grant Funds, and/or other funds as appropriate)

Action:

The Board ratified the amendment to the LLB agreement with Erickson-Hall for the Oxford Academy New Construction and Modernization project.

11.24 **Selection of Design-Build Contractor, Trane U.S., Inc., dba Trane HVAC/EMS Design-Build Services RFP# 2019-31**

Background Information:

The California Clean Energy Jobs Act was created with the approval of Proposition 39 in the statewide general election of November 2012. The statute made changes to the corporate income tax code and allocated projected revenue to the State's General Fund and the Clean Energy Job Creation Fund for five fiscal years, beginning with fiscal year 2013-14. The



revenue generated has already been distributed to school districts for the purpose of implementing energy efficient projects at school sites and other district facilities. In 2018, the District utilized Proposition 39 funding for the replacement of lighting at various school sites. Currently, the District is electing to use some of its allocated Proposition 39 funding for the replacement of aging heating, ventilation, and air conditioning (HVAC) equipment with new energy-efficient units. Additionally, the District desires to continue to migrate its HVAC controls to an energy management system (EMS), which greatly improves the District's ability to monitor the use and maintenance of its equipment. The sites selected for this project are Anaheim and Katella high schools, Hope School, as well as the Gilbert West facility. These sites have HVAC equipment and controls in the greatest need for replacement. Due to the specialized nature of the work and procurement schedule, staff has determined that the best project delivery method would be through a Design-Build (DB) agreement, which the District is authorized to utilize pursuant to Education Code Sections 17250.2 et. al. Under this method of delivery, one entity is responsible for designing and constructing the improvements. The selection of this entity is based on a best-value evaluation, which takes into account a number of factors including, but not limited to, cost, experience of team members, and preliminary design.

Current Consideration:

On January 17, 2019, the Board of Trustees approved the use of the DB project delivery method for the design and construction of the Proposition 39 HVAC project. The District issued a Request for Proposals (RFP) for these DB services in February 2019. After evaluation of the submitted qualifications and proposals, and interviews of the shortlisted firms, staff recommends to the Board of Trustees the selection of Trane U.S. Inc., dba Trane (Trane), as the DB contractor for the project based on the fact it achieved the highest best value score pursuant to the criteria set forth in the RFP. Next, staff will commence negotiations with the selected contractor for the DB agreement that will include the guaranteed maximum price (GMP) and other costs. Per statute, the DB agreement must be executed prior to June 30, 2019.

Budget Implication:

There is no budget impact for the selection of the DB contractor for the HVAC/EMS project. The final GMP including associated costs, allowances, and contingencies will be presented to the Board of Trustees for ratification at the July 2019, Board meeting. Proposition 39 Funds, mainly, Facilities, and/or Maintenance Funds will be used.

Action:

The Board approved the selection of Trane as the DB contractor pursuant to RFP #2019-31, and delegated authority to the assistant superintendent, Business to: (1) negotiate and enter into the DB agreement pursuant to the terms indicated in the forms of the DB contract documents, subject to minor revisions approved by staff and legal counsel; and (2) take all steps and perform all actions necessary to execute and implement the DB agreement to take any actions deemed necessary to best protect the interest of the District, all subject to ratification by the Board of Trustees.

**11.25 Ratification of Change Orders**

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

RFP #2018-13, Savanna High School Modernization-Phase 1 (Measure H Funds and other funds) Erickson-Hall Construction Co. Original Contract	P.O. #L64A0347    \$5,162,548.80
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Change Order #1		(\$216,640.79)
New Contract Value		\$4,945,908.01
Bid #2019-24, Sycamore Junior High School Security Fencing Phase 1 (Measure H Funds) Red Hawk Services	P.O. #M64A0265	
Original Contract		\$382,763
Change Order #1		(\$10,000)
New Contract Value		\$372,763
Bid #2019-28, Savanna High School Interim Changing Rooms (Measure H Funds) IVL Contractors, Inc.	P.O. #M64A0305	
Original Contract		\$188,900
Change Order #1		(\$22,669)
New Contract Value		\$166,231

Action:

The Board of Trustees ratified the change orders as listed.

11.26 **Notices of Completion**

The Board of Trustees was requested to approve the notices of completion as listed.

RFP #2018-13, Savanna High School Modernization-Phase 1 (Measure H Funds and other funds) Erickson-Hall Construction Co.	P.O. #L64A0347	
Original Contract		\$5,162,548.80
Contract Changes		(216,640.79)
Total Amount Paid		\$4,945,908.01
Bid #2019-24, Sycamore Junior High School Security Fencing Phase 1 (Measure H Funds) Red Hawk Services	P.O. #M64A0265	
Original Contract		\$382,763
Contract Changes		(\$10,000)
Total Amount Paid		\$372,763
Bid #2019-28, Savanna High School Interim Changing Rooms (Measure H Funds) IVL Contractors, Inc.	P.O. #M64A0305	
Original Contract		\$188,900
Contract Changes		(\$22,669)
Total Amount Paid		\$166,213

Action:

The Board of Trustees authorized the assistant superintendent, Business to accept RFP 2018-13, as well as Bids 2019-24 and 2019-28 as complete, and authorized the filing of the notices of completion with the Office of the County Recorder.

11.27 **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.

11.28 **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.

11.29 **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 11.30 and 11.31 with the following roll call vote.

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

Abstain: Trustee O'Neal

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

Action:

The Board of Trustees ratified the reports April 26, 2019, through June 10, 2019.

11.31 **Check Register/Warrants Report**

Action:

The Board of Trustees ratified the report April 26, 2019, through June 10, 2019.

11.32 **SUPPLEMENTAL INFORMATION**

11.32.1 ASB Fund, April 2019

11.32.2 Cafeteria Fund, March 2019

11.32.3 Enrollment, Month 10

**EDUCATIONAL SERVICES**

11.33 **Consolidated Application and Reporting System (CARS)**

Background Information:

The Consolidated Application and Reporting System (CARS) is a mechanism for gathering financial and program related information, which is used by the California Department of



Education (CDE) to distribute categorical funds from various state and federal programs to county offices, school districts, and direct-funded charter schools throughout California. Local educational agencies use the web-based system to electronically apply for and manage funds, report expenditures, and to provide assurances that the District will adhere to legal requirements. The system is also used by the CDE categorical program and fiscal services staff to collect financial and participation data to ensure compliance with state and federal regulations. The District participates in the following programs currently referenced in the Consolidated Application: Title I, Part A, Basic Grant; Title II, Part A, Supporting Teacher Instruction; Title III, Part A, English Learners; Title III, Part B, Immigrant Students; and Title IV, Part A, Student Support and Academic Enrichment.

Current Consideration:

The CDE requires approval by the Board of Trustees of CARS once per year. CARS must be Board approved before federal funds received during the upcoming fiscal year can be spent.

Budget Implication:

Federal funds administered through CARS must supplement the District's base fund, as well as adhere to the legal requirements related to specific formulas driven by state and/or federal categorical programs.

Action:

The Board of Trustees approved the Consolidated Application and Reporting System (CARS).

11.34 **Agreement Amendment, ATvantage Athletic Training**

Background Information:

The Educational Services Division has been working since early 2013 with ATvantage Athletic Training to provide athletic training services to high school sites. ATvantage Athletic Training is an independent contractor designed to provide athletic training services to school sites throughout the District, in which a certified athletic trainer is currently not employed or the position is vacant. A certified athletic trainer is a health care provider recognized by the American Medical Association and defined as an allied health professional who provides education, prevention, emergency care, clinical diagnosis, therapeutic intervention, as well as rehabilitation services for a variety of injuries and medical conditions. Recently a new classification of athletic trainer was created, and Human Resources conducted a thorough search, hiring an athletic trainer for seven of eight open high school sites.

Current Consideration:

On June 16, 2016, the Board of Trustees approved the Educational Consulting agreement with ATvantage Athletic Training to provide, as needed, substitute services for all athletic trainer absences beginning on the first full day absent. Kennedy and Savanna high schools had been unable to fill their athletic trainer positions. Substitutes have been working the hours needed to provide appropriate medical care to the students at these school sites. The original agreement was at a cost not to exceed \$6,000, for services provided July 1, 2018, through June 30, 2019. On January 17, 2019, an amendment was approved to increase the total amount to \$10,000. An additional \$500 is requested to provide Certified Athletic Trainers, for the time the sites did not have an athletic trainer in place at Kennedy and Savanna high schools. The amended total cost is not to exceed \$10,500. All other terms and conditions of the original agreement will remain in force.

Budget Implication:

The total amended cost is not to exceed \$10,500 for the 2018-19 year. (General Funds)

Action:

The Board of Trustees approved the agreement amendment.

11.35 **Memorandum of Understanding (MOU) Amendment, TeachFX, Inc.**

Background Information:

TeachFX is an app that has helped hundreds of schools increase their student engagement by visualizing for teachers what portions of the class are teacher talk versus student talk. The idea is to give teachers a useful barometer of student engagement that can be checked every day. In addition, TeachFX promotes meaningful and equitable classroom dialogue through professional learning that is data-driven, job-embedded, and teacher-led.

Current Consideration:

On December 13, 2018, The District approved an MOU with TeachFX for the purchase of 100 licenses at a price not to exceed \$39,000. Due to a high interest in the services, it is requested that an amendment be submitted to increase the licensing from 100 to 200. The amount not to exceed would also increase to \$63,000. All other terms of the contract remain intact. Services are being provided January 1, 2019, through December 31, 2019.

Budget Implication:

The total cost for these services is not to exceed \$63,000. (Grant and LCFF Funds)

Action:

The Board of Trustees approved the amendment to the MOU.

11.36 **Educational Consulting Agreement, Illumination Institute**

Background Information:

Illumination Institute is a nonprofit organization that promotes self-awareness, stress management, and improved concentration through mindfulness techniques. The institute was founded to help make mindfulness practices accessible to everyone, with a long-term vision of improving people's happiness and overall well-being. The institute has developed open-sourced, simple, and practical mindfulness exercises designed to benefit people of all ages and backgrounds.

Current Consideration:

Illumination Institute will provide professional learning and instructional resources for teachers, administrators, parents, and staff throughout the District. The training addresses: how to help students discover self-control, self-awareness, and respect; how to promote good self-esteem and self-confidence; as well as how to nurture the socioemotional skills that students need to be successful in post-secondary college and career settings. Services will be provided June 21, 2019, through June 30, 2020.

Budget Implication:

The total cost for these services is not to exceed \$46,000. (LCFF Funds)

Action:

The Board of Trustees approved the educational consulting agreement.



11.37 **Statement of Work, University of California, Transcript Evaluation Service**

Background Information:

University of California School University Partnership (UC-SUP) includes University of California Office of the President (UCOP) programs, state programs (ARCHES-Multiple Pathways) and federal programs (FOCUS, GEAR UP, Math and Science Partnership [MSP], and TRIO). The goal of UC-SUP is to provide the highest quality education to students within the District in order to increase the number of educationally disadvantaged students prepared for higher education and the workplace, as well as for regular and competitive admission to the University of California. UC has provided secured technologies and web services to manually transfer and UC to accept personal demographic, academic, and other confidential individual record level data necessary to conduct the evaluation by the UC Transcript Evaluation Service (TES).

Current Consideration:

The University of California (UC) would like to continue to provide support to our District through the UC Transcript Evaluation Service (TES). TES will help determine student progress toward meeting the eligibility requirements for the California's public systems of higher education. For the 2019-20 year, TES would like to provide services to evaluate data at all of our District high schools. With these services, high schools will be better equipped to monitor student's progress in meeting A-G requirements.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the statement of work.

11.38 **Transportation Agreement, Magnolia High School**

Background Information:

Under the Individuals with Disability Education Act, the District is obligated to provide transportation services to special education students that require transportation to receive a free and appropriate public education. Our Transportation Department safely and effectively transports approximately 700 special education students 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. In those circumstances, alternative forms of transportation are provided through contracted services or through reimbursing parents the cost incurred in transporting their child. 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 extended school year (ESY) transportation agreement to reimburse the parent of a special education student attending ESY at Magnolia High School, located at 2450 W. Ball Road, Anaheim, CA 92801, for providing round trip daily transportation, June 3, 2019, through June 28, 2019.

Budget Implication:

The total cost is not to exceed \$83.60. (Special Education Funds)

Action:

The Board of Trustees ratified the transportation agreement.

11.39 **Memorandum of Understanding (MOU), Inter-Special Education Local Plan Area (SELPA), Garden Grove Unified School District (GGUSD)**

Background Information:

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

Current Consideration:

Garden Grove Unified School District (GGUSD) has requested to enter into an MOU with the District permitting students from GGUSD to be enrolled in specialized programs understanding operated by the District. The MOU for placing special education students from GGUSD 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:

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

Action:

The Board of Trustees ratified the MOU.

11.40 **Instructional Materials Submitted for Adoption**

The Instructional Materials Review Committee has recommended the selected books for English, science, and world language courses. The books have been made available for public view.

Action:

The Board of Trustees adopted the selected materials.

11.41 **Field Trip Report**

Action:

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

## **HUMAN RESOURCES**

11.42 **Agreement, Teaching Internship, California State University, Fullerton**

Background Information:

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



District. The District has had various student teaching and intern agreements in place with California State University, Fullerton (CSUF), since 2003.

Current Consideration:

The intern agreement with CSUF is a renewal agreement. University students will meet with school site master teachers to be involved in the students' preparation for internship. Master teachers will model to the student teacher effective planning, instruction, and management strategies, as well as discuss these strategies with the intern teacher. Additionally, professional attire, development, and conduct will be reviewed. The agreement will be effective July 1, 2019, through June 30, 2025. The agreement will be signed following Board approval.

Budget Implication:

The services are provided as a budgeted annual expense. Intern teachers will be placed on the Teacher Salary Schedule according to District policies regarding previous experience and/or education. (General Funds)

Action:

The Board of Trustees approved the agreement.

11.43 **Agreement, Student Teaching, California State University, Fullerton**

Background Information:

The District has traditionally entered into agreements with university programs to provide opportunities for university students to meet their field work requirements and to gain valuable experience in a professional setting within our District schools. The District has had a student teaching agreement in place with California State University, Fullerton since 2001.

Current Consideration:

This agreement is a renewal of the current agreement already in place with California State University, Fullerton. The current agreement expires June 30, 2019. University students will meet with school site master teachers to be involved in the students' preparation for student teaching. This agreement provides opportunities for student teachers to observe, participate, assist, and teach in the master teacher's classroom for one semester. Master teachers will model to the student teacher effective planning, instruction, and management strategies, as well as discuss these strategies with the student teacher. Additionally, professional attire, development, and conduct will be reviewed. This agreement will be in effect July 1, 2019, through June 30, 2025. The agreement will be signed following Board approval.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the student teaching agreement.

11.44 **Memorandum of Understanding (MOU), Azusa Pacific University**

Background Information:

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

student teacher and social work intern agreements in place with Azusa Pacific University since 2003.

Current Consideration:

This MOU is a renewal of the previous agreement that expires June 30, 2019. This agreement provides the opportunity for Azusa Pacific University students to provide supervised support to District students and staff while completing their education in one of the following programs: teacher education student teaching, teacher education intern teaching, teacher education clear/induction field experience, school counseling and school psychology field program, school counseling and school psychology intern, administrative services preliminary field experience, administrative services intern, and administrative services clear field experience.

Students will work under the supervision of District personnel including school site master teachers, psychologists, or other leaders relevant to their field of study to develop skills that prepare them for a career in education. This agreement provides opportunities for all students and interns in their respective fields to observe, participate, and assist. Additionally, District personnel will model professional attire, development, and conduct. This agreement will be in effect July 1, 2019, through June 30, 2024. The MOU will be signed following Board approval.

Budget Implication:

There is no impact to the budget.

Action:

The Board of Trustees approved the MOU.

11.45 **Agreement Amendment, Atkinson, Andelson, Loya, Rudd & Romo, PC**

Background Information:

The Board of Trustees approved an attorney-client retainer agreement-with Atkinson, Andelson, Loya, Rudd & Romo, PC (AALRR), on July 12, 2018, for legal services, which are not provided by attorneys at the Orange County Department of Education, August 1, 2018, through June 30, 2020, at a cost not to exceed \$200,000.

Current Consideration:

This agreement is for legal services related to Human Resources and staff has determined that an increase to the amount of the agreement by an additional \$150,000, for a total amount not to exceed \$350,000, is needed.

Budget Implication:

Increase the amount of this agreement by an additional \$150,000. (General Funds)

Action:

The Board of Trustees approved the agreement amendment to reflect an increase of \$150,000, for a total amount not to exceed \$350,000.

11.46 **Agreement, Parker & Covert, LLP**

Background Information:

Parker & Covert, LLP provide specific legal consultation and services, which are not provided by attorneys at the Orange County Department of Education. Attorneys at Parker & Covert,



LLP specialize in employment law, personnel, negotiations, and labor relations. The District has had an agreement in place with Parker & Cover, LLP, since 2011.

Current Consideration:

Services will be provided July 1, 2019, through June 30, 2021, on an as-needed basis.

Budget Implication:

The total cost of the two-year agreement is not to exceed \$275,000. (General Funds)

Action:

The Board of Trustees approved the agreement.

11.47 **Agreement, Artiano Shinoff Abed Blumenfeld Carelli Sleeth & Wade, APC**

Background Information:

Artiano Shinoff Abed Blumenfeld Carelli Sleeth & Wade, APC, provides specific legal consultation and services, which are not provided by attorneys at the Orange County Department of Education. Attorneys at Artiano Shinoff Abed Blumenfeld Carelli Sleeth & Wade, APC, specialize in employment law, education law, personnel, negotiations, as well as labor relations. The District has had an agreement in place with Artiano Shinoff Abed Blumenfeld Carelli Sleeth & Wade, APC, since 2005.

Current Consideration:

Services will be provided July 1, 2019, through June 30, 2020, on an as-needed basis.

Budget Implication:

The total cost of this agreement is not to exceed \$150,000. (General Funds)

Action:

The Board of Trustees approved the agreement.

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

Background Information:

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

Current Consideration:

The agreement provides services July 1, 2019, through June 30, 2020. The services are typically related to employee accommodations and return-to-work agreements.

Budget Implication:

Services will be provided on an as-needed basis at a cost not to exceed \$10,000. (General Funds)

Action:

The Board of Trustees approved the agreement.

11.49 **2018-19 Williams Settlement Legislation Review Report**

Background Information:

The Orange County Department of Education (OCDE) conducts a semi-annual review of decile 1-3 schools based on the 2012 Academic Performance Index and school sites participating in the Quality Education Investment Act (QEIA) program to ensure compliance with Williams Settlement Legislation requirements. This process is conducted in addition to the District's submission of Williams Uniform Complaints reports, which summarize all complaints relative to the sufficiency of textbooks and instructional materials, maintenance of facilities, accuracy of data reported on School Accountability Report Cards (SARC), and compliance with teacher assignments.

Current Consideration:

According to Education Code Section 1240(2)(H), the findings of the review by OCDE must be publicly shared with the Board of Trustees. The reports, as provided, indicate any deficiencies during 2018-19 year, which were reported to school administrators for remediation.

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 report.

11.50 **Certificated Personnel Report**

Action:

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

11.51 **Classified Personnel Report**

Action:

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

**SUPERINTENDENT'S OFFICE**

11.52 **Public Disclosure of Superintendent's Employment Agreement**

Background Information:

On May 7, 2019, The Board of Trustees approved an increase in compensation and modifications to the employment agreement with Michael B. Matsuda, Superintendent of the Anaheim Union High School District.

Current Consideration:

This item was to publicly disclose the superintendent's employment agreement.

Budget Implication:

There will be a minimal budget impact.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the employment agreement.



11.53 **Public Disclosure of Employment Agreements with Assistant Superintendents, Chief Academic Officer, and District Counsel**

Background Information:

On May 7, 2019, the Board of Trustees approved an increase in compensation and modifications to the employment agreements with Jaron Fried, Ed.D., Assistant Superintendent of Educational Services; Brad Jackson, Assistant Superintendent of Human Resources; Jennifer Root, Ed.D., Assistant Superintendent of Business Services; Manuel Colón, Chief Academic Officer; and Karl H. Widell, District counsel.

Current Consideration:

This item was to publicly disclose the employment agreement with the Assistant Superintendents, Chief Academic Officer, and District Counsel.

Budget Implication:

There will be a minimal budget impact.

Action:

Although this was an information item only, requiring no formal action by the Board of Trustees, the Board officially received the employment agreements.

11.54 **Conferences and/or Meetings**

It was recommended that the Board of Trustees ratified the attendance to the following conference by the superintendent with payment of necessary expenses (travel, hotel, parking, taxi, etc.)

11.54.1 The Northern California Universities Field Trip, May 17, 2019, through May 19, 2019, at a cost not to exceed \$300. (General Funds)

11.54.2 This item was pulled prior to the adoption of the agenda.

Action:

The Board of Trustees ratified for the superintendent to attend the conference with payment of necessary expenses, as amended prior to the adoption of the agenda.

11.55 **California School Boards Association (CSBA) Annual Education Conference and Delegate Assembly**

Background Information:

CSBA annual conference and trade show is CSBA's premier continuing education program, delivering practical solutions to help governance teams from districts and county offices improve student learning and achievement.

Current Consideration:

The California School Boards Association's Annual Conference and Trade Show 2019 will be held December 5, 2019, through December 7, 2019, in San Diego, California.

Budget Implication:

The conference registration rates, per person, are as follows: early registration, \$550 (June 4-August 2); regular registration, \$580 (August 3-November 8); and late registration, \$825. The hotel rate is \$269, per night, for the Marriott Marquis San Diego Marina. (General Funds)

Action:

The Board of Trustees discussed and approved for the superintendent and Board members that request to attend the conference, with payment of their necessary expenses.

11.56 **California School Boards Association (CSBA) Membership**

Background Information:

CSBA is the nonprofit education association representing the elected officials who govern public school districts and county offices of education. A membership-driven organization, CSBA provides policy resources and training to members, as well as represents the state-wide interests of public education through legal, political legislative, community, and media advocacy. The cost is based on the total revenue figures for the District as reported to the California Department of Education.

Current Consideration:

CSBA membership benefits include policy analysis and services, leadership development, and education advocacy.

Budget Implication:

The cost of membership for the 2019-20 year is not to exceed \$20,237. (General Funds)

Action:

The Board of Trustees approved the membership.

11.57 **California School Boards Association (CSBA), GAMUT Online Policy Services**

Background Information:

The District is a member of CSBA and receives many benefits of membership. CSBA also provides comprehensive guidance regarding school board policies, administrative regulations, by-laws, and procedures. The GAMUT online service provides access to and use of model policies that comply with all state and federal legal requirements. The model policies are continually updated as new laws or mandates are implemented.

Current Consideration:

GAMUT online provides access to all model CSBA policies, regulations, and bylaws for use by the District. This is a renewal of the subscription. Staff suggests that the Board approve renewing this subscription annually until such time that the Board determines the subscription is no longer necessary.

Budget Implication:

The total cost for the 2019-20 year is \$5,935. For the 2018-19 year, the total cost was \$5,680. The District shall pay the annual fee as set forth in the renewal notice provided by CSBA to the District. (General Funds)

Action:

The Board of Trustees approved the ongoing subscription to CSBA's GAMUT online service.

11.58 **Board of Trustees' Meeting Minutes**

11.58.1 April 11, 2019, Regular Meeting

11.58.2 May 7, 2019, Regular Meeting



Action:

The Board of Trustees approved the minutes as submitted.

12. **SUPERINTENDENT AND STAFF REPORT**

There was no report.

13. **BOARD OF TRUSTEES' REPORT**

Trustee Jabbar attended the City of Anaheim council meeting and met with AIME students.

Trustee Piercy said she attended Walker Junior High School's Regatta event, and City of Cypress Liaison meeting.

Trustee Smith had no report.

Trustee Randle-Trejo reported she attended the CSBA Delegate meeting in Sacramento, ROP Board meeting, and wished everyone a happy summer.

Trustee O'Neal stated he attended the City of Cypress Liaison meeting and Budget Committee meeting.

14. **ADVANCE PLANNING**

14.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, July 11, 2019, at 6:00 p.m.

Thursday, August 15  
Thursday, September 12  
Thursday, October 10

Tuesday, November 5  
Thursday, December 12

14.2 **Suggested Agenda Items**

There were no suggested agenda items.

15. **ADJOURNMENT**

On the motion of Trustee Jabbar, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting at 8:20 p.m.

Approved



Clerk, Board of Trustees