

BOARD OF TRUSTEES
Minutes
Thursday, June 23, 2011

1. CALL TO ORDER—ROLL CALL

President Jordan Brandman called the meeting of the Anaheim Union High School District Board of Trustees to order at 3:30 p.m.

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

Tim Holcomb entered the meeting at 3:33 p.m.

Absent: Jeff Riel, District counsel

2. ADOPTION OF AGENDA

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

3. PUBLIC COMMENTS, CLOSED SESSION ITEMS

There were no requests to speak.

4. CLOSED SESSION

The Board of Trustees entered Closed Session at 3:32 p.m.

Paul Sevillano, assistant superintendent, entered Closed Session at 5:30 p.m.

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

5.1 Reconvene Meeting

The Board of Trustees reconvened into Open Session at 6:01 p.m.

5.2 Pledge of Allegiance and Moment of Silence

Marilyn Miller, Community Day School principal, led the Pledge of Allegiance to the Flag of the United States of America and the moment of silence.

6. INTRODUCTION OF GUESTS

Mr. Brandman introduced Frank Donovan, GASELPA; Susan Stocks, ALTA; Joanne Fawley, ASTA; Michael Matsuda, North Orange County Community College District; and Cindy Mendoza, ASCPTA.

7. REPORTS

7.1 Closed Session

Board Clerk Anna Piercy reported the following actions taken during closed session.

7.1.1 No reportable action taken regarding negotiations.

7.1.2 No reportable action taken regarding existing litigation.

7.1.3 No reportable action taken regarding anticipated litigation.

7.1.4 No reportable action taken regarding personnel.

7.1.5 The Board of Trustees took formal action to approve the appeal of the expulsion term for student 10-56.

7.1.6 The Board of Trustees took formal action to approve the expulsion of the following students:

1. 10-241 under Education Code 48900(a)(1), 48900(k), 48915(b)(1)
2. 10-242 under Education Code 48900(a)(1), 48900(k), 48915(b)(1)
3. 10-243 under Education Code 48900(g), 48900(k), 48915(b)(1)
4. 10-244 under Education Code 48900(a)(1), 48900(k), 48915(b)(1)
5. 10-245 under Education Code 48900(a)(1), 48900(r), 48915(b)(1)
6. 10-246 under Education Code 48900(k), 48900.4, 48915(b)(1), 48915(b)(2)
7. 10-247 under Education Code 48900(b), 48915(a)(2), 48915(b)(2)
8. 10-248 under Education Code 48900(k), 48915(b)(1)
9. 10-249 under Education Code 48900(c), 48900(k), 48915(b)(1)
10. 10-250 under Education Code 48900(c), 48900(k), 48915(a)(3), 48915(b)(1)
11. 10-251 under Education Code 48900(c), 48900(k), 48915(b)(1)
12. 10-252 under Education Code 48900(a)(1), 48900(b), 48900(k), 48915(a)(2), 48915(b)(2)
13. 10-253 under Education Code 48900(a)(1), 48900(k), 48900.4, 48915(a)(5), 48915(b)(1)
14. 10-254 under Education Code 48900(c), 48900(k), 48915(a)(3), 48915(b)(1)
15. 10-255 under Education Code 48900(c), 48900(k), 48915(b)(1)
16. 10-257 under Education Code 48900(k), 48915(b)(1)
17. 10-258 under Education Code 48900(b), 48915(a)(2), 48915(b)(2)
18. 10-260 under Education Code 48900(k), 48915(b)(1)
19. 10-261 under Education Code 48900(k), 48915(a)(5), 48915(b)(1)
20. 10-262 under Education Code 48900(a)(1), 48915(a)(1), 48915(b)(1)
21. 10-263 under Education Code 48900(c), 48900(k), 48915(b)(1)
22. 10-265 under Education Code 48900(c), 48915(c)(3)

7.1.7 The Board of Trustees took formal action to approve the readmission of student 07-219.

7.2 Principal's Report

Dr. Miller presented a report on student accomplishments at Community Day School. She briefly reported on Career Day, WASC accreditation, the Human Relations Program, and the Trash Art competition.

7.4 **ASCPTA Report**

Cindy Mendoza, ASCPTA president, reported on the reorganization of the ASCPTA board. She announced a Walk for Peace that will take place at Sycamore Junior High School in memory of student Juan Manuel Martinez.

7.5 **Reports of Associations**

Joanne Fawley, ASTA president, discussed graduations and thanked Mr. Lee-Sung for his work on the new ASTA contract.

8. **PRESENTATIONS**

8.1 **Gates Millennium Scholar**

The Board of Trustees honored Anaheim High School graduate Carla Garcia, a Gates Millennium Scholar. The Gates Millennium Scholarship provides personal and professional development through leadership programs along with academic support throughout a student's college career.

8.2 **Special Education Educator of the Year**

The Board of Trustees honored Special Education Educator of the Year Dr. Frank Donavan.

8.3 **District Facilities Update**

Tim Holcomb provided an update on facilities and project standards, as well as an overview of current and future facilities projects. A discussion followed.

8.4 **CSBA Update**

Dr. Novack provided additional information regarding the California School Boards Association and services afforded, including professional development and Board policy support via District membership. A discussion ensued.

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

Michael Buss discussed the Arts Advantage program and said Orange County school districts are discussing coming together to share funding in the future. He stated there is proof that the arts leads to higher test scores.

10. **ITEMS OF BUSINESS**

10.1 **Public Hearing, Use of Categorical Flexibility Funds 2011-12**

On the motion of Mr. O'Neal duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the use of categorical flexibility funds, at 7:38 p.m. The Budget Act of 2009 granted categorical flexibility to local educational agencies for the fiscal years 2011-12 through 2014-15. It requires school districts to hold a public hearing on each budget item, per Education Code Section 42605 (a)(2), to state the purpose for which the funds will be used.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 7:39 p.m.

10.2 **Resolution No. 2010/11-B-18, Use of Categorical Flexibility Funds**

On the motion of Mrs. Smith and duly seconded, the Board of Trustees adopted Resolution No. 2010/11-B-18, Use of Categorical Flexibility Funds. The state adopted budgets for 2008-09 and 2009-10 (SBX3 4), provides flexibility for the use of certain categorical program funds to be used in response to the state fiscal crisis. With the adoption of this resolution, the District may utilize these flexibility funds for educational purposes as reflected in the various budgets for 2011-12.

The roll call vote follows.

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

10.3 **Public Hearing, 2011-12 Proposed Budget, All Funds**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing on the 2011-12 through 2013-14 proposed budget, at 7:39 p.m. Education Code Section 42103 requires the governing board of each school district to hold a public hearing on the proposed budget for its district. The public hearing should be held on or before July 1, 2011, and should be held at least three days following availability of the proposed budget for public inspection. At the hearing, any resident of the District has an opportunity to appear and comment on the budget. The budget will not be considered for adoption by the Board of Trustees until after the public hearing has been held.

There were no requests to speak.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees closed the public hearing, at 7:40 p.m.

10.4 **Resolution No. 2010/11-B-19, General Fund, Resolution No. 2010/11-B-20, Various Funds, and Proposed Budget, All Funds**

Assistant Superintendent of Business Dianne Poore gave a report on the District's current 2010-11 budget and the proposed 2011-12 budget.

On the motion of Mrs. Smith and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2010/11-B-19, General Fund, and Resolution No. 2010/11-B-20, Various Funds. After thorough analysis and review, the 2010-11 budget was updated from the Second Interim Report, which was presented and approved by the Board of Trustees at its March 3, 2011, 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. 2010/11-B-19 summarizes adjustments to the General Fund and Resolution No. 2010/11-B-20 summarizes adjustments to all other funds.

The Board of Trustees must adopt a budget for the next fiscal year by July 1, 2011, per Education Code Section 42127(a). The Board has a fiduciary responsibility to maintain fiscal solvency for the current and subsequent two fiscal years. If the Governor's May 2011 Preliminary Budget Release is approved as proposed, to maintain fiscal solvency in future years, the District will need to reduce spending in the 2012-13 fiscal year, as well as in the 2013-14 fiscal year. The District will submit a detailed list of methods of acquiring such funds for Board approval as part of the 2012 Second Interim Report.

The roll call vote follows.

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

10.5 **Board Policy 41009, Fund Balance Policy (GASB No. 54), Second Reading**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the second reading of new Board Policy 41009, Fund Balance Policy. Governmental Accounting Standards Board (GASB No. 54), Fund Balance Reporting and Governmental Fund Type Definitions changes how fund balance information is presented on the financial statements and improves the usefulness by establishing new fund balance classifications that are easier to understand and apply. GASB No. 54 becomes effective for Local Educational Agenda (LEA) financial statements for fiscal year 2010-11. LEAs must establish a fund balance Board Policy by June 30, 2011, which incorporates the new standards required by GASB No. 54. The Board Policy covers several new disclosures required by GASB No. 54, such as establishing a minimum fund balance level, the authority to commit or assign funds, a spending order policy, and ensures that the Anaheim Union High School District meets compliance requirements.

Mr. Brandman exited the meeting at 8:05 p.m. and returned at 8:07 p.m.

Mrs. Smith exited the meeting at 8:07 p.m. and returned at 8:10 p.m.

10.6 **Revised Local Educational Agency Plan**

Assistant Superintendent of Education Paul Sevillano presented a report on the Local Educational Agency Plan (LEA Plan).

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees approved the revised Local Educational Agency Plan (LEA Plan), which is a requirement for receiving state and federal funding for the following categorical programs: No Child Left Behind (NCLB) programs, all state and federal programs administered through the Consolidated Application, and other state programs, as legislated. The LEA Plan includes specific descriptions and assurances, as outlined in the provisions included in NCLB. The LEA Plan describes the actions the Anaheim Union High School District will take to guarantee that certain programmatic requirements are met, including student academic services designed to increase student achievement, services required for NCLB Program Improvement (PI), and the coordination of categorical programs. Additionally, the LEA Plan summarizes assessment data and District goals, which are aligned with school goals and activities as described in each school's Single Plan for Student Achievement (SPSA).

The Anaheim Union High School District's advancement into NCLB Corrective Action adds additional requirements to the LEA planning process. The District must submit a new LEA Plan to the California Department of Education (CDE) within 90 calendar days of the District's Corrective Action designation. The new LEA Plan specifically addresses reform strategies the District will implement to close the achievement gap and exit District-Level Corrective Action. The new LEA Plan is valid from July 1, 2011, through June 30, 2014.

10.7 **No Child Left Behind, Title I, Part A: Program Improvement Corrective Action Plan for Ball Junior High School**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees approved the No Child Left Behind (NCLB), Title I, Part A, Program Improvement (PI) Corrective Action Plan for Ball Junior High School. During 2010-

11, Ball Junior High School conducted an extensive self-review process, a requirement of schools in the third year of PI, in which the Ball Junior High School staff was required to consider the following reform options, per NCLB federal guidance:

1. Replace the school staff relevant to the failure to make Adequate Yearly Progress (AYP).
2. Institute and fully implement a new curriculum, including providing appropriate professional development for all relevant staff.
3. Significantly decrease management authority at the school level.
4. Appoint an outside expert to advise the school on its progress toward meeting AYP, based on its revised Single Plan for Student Achievement.
5. Extend the school year or school day for the school.
6. Restructure the internal organizational structure of the school.

The self-review process included a strategic analysis of curriculum, instruction, intervention strategies, and school climate issues to determine the causes of failure to meet AYP targets for five consecutive years. (Schools are identified as PI after failure to meet AYP targets for two years.)

As a result of the self-study, Ball staff selected option six, "Restructure the internal organizational structure of the school," as the means to address Ball Junior High School's student achievement needs.

Ball Junior High School will implement the Corrective Action Plan, during 2011-12. The actions include: refinement of intra-departmental curriculum alignment, proper identification and placement of students, appropriate academic and socio-emotional interventions, scheduled teacher collaboration time, implementation of research-proven instructional strategies, and continual monitoring of student progress. (Title I Funds)

10.8 **Consolidated Application, Part One**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved the Consolidated Application, which is used by the California Department of Education to distribute categorical funds from various state and federal programs to county offices, school districts, and direct-funded charter schools throughout California. Annually, in June, each Local Educational Agency (LEA) submits Part One of the application to document participation in these programs and provide assurances that the District will comply with the legal requirements of each program. Assurances also require the District to follow the state's standards-based curriculum. Program entitlements are determined by formulas contained in the laws that created the programs.

Additionally, the Consolidated Application, Part One, requires districts to submit data to indicate that the legal requirements of the programs have been met. For example, the Anaheim Union High School District must submit school-level Title I data to verify the number of students served by Title I programs. Suspension and expulsion data are submitted to verify that the goals of School Safety and Violence Prevention programs are being met. Data must also be submitted to verify that the District is only placing highly-qualified teachers and paraprofessionals at Title I-funded schools.

The Anaheim Union High School District participates in the following programs currently listed in the Consolidated Application, Part One:

- Title I, Part A (Basic Grant), NCLB Section 101
- Title II, Part A (Teacher Quality), NCLB Section 2101
- Title III, Part A (LEP Students), NCLB Section 301
- Economic Impact Aid (LEP Students), EC 54000
- School Safety and Violence Prevention Programs

The Consolidated Application requires Board of Trustees' approval by June 30, 2011, in order to be electronically certified.

10.9 **AUHSD Technology Strategic Plan 2011-14**

Director Erik Greenwood presented a report on the AUHSD Technology Strategic Plan for 2011-14.

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following a lengthy discussion, the Board of Trustees approved the District Technology Strategic Plan 2011-14. The District is required by Education Code Section 51871.5 to prepare a technology plan every three to five years as a precondition to receiving technology grants. Moreover, the E-Rate program requires a technology plan to receive Priority II services. The plan must be approved by the California Department of Education (CDE).

The Information Systems Department, Human Resources Division, and the Education Division have collaborated in planning, formatting, and producing the District's new Technology Strategic Plan for July 1, 2011, through June 30, 2014. The group has also worked extensively with an Orange County Department of Education contract reviewer to assure that the technology plan meets the CDE's formatting and content requirements.

10.10 **School Sponsored Student Organizations**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, it was the consensus of the Board of Trustees to continue the discussion of this item at a later date.

10.11 **Memorandum of Understanding, ASTA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved the memorandum of understanding (MOU) with the Anaheim Secondary Teachers Association (ASTA) regarding the workday start time.

10.12 **2011-12 Employee Work Year Calendar**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees adopted the 2011-12 Employee Work Year calendar.

10.13 **Settlement Agreement, Verizon Wireless**

On the motion of Mrs. Smith, duly seconded and unanimously carried, the Board of Trustees approved the settlement agreement with Verizon Wireless to remove the mobile cellular transceiver facility located at Western High School. In 1985, the District entered into an easement with PacTel to allow for the construction and operation of the cellular facility for a period of 20 years in exchange for a lump sum payment of \$50,000. PacTel was subsequently acquired by Verizon Wireless. Over the past six years, the District and Verizon

Wireless have endeavored to negotiate a new agreement and a new location for the facility. Although much effort was spent by both parties, agreement was not reached. Therefore, in settlement of the District's demand for payment for the uncompensated hold-over, Verizon Wireless has agreed to pay the District \$25,000. (General Funds)

11. **CONSENT CALENDAR**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following Consent Calendar.

11.1 **Educational Consulting Agreements**

The Board of Trustees approved the educational consulting agreements, as listed, for the Anaheim Union High School District (AUHSD) 2011 Associated Student Body (ASB) Retreat. This retreat has been in existence for the past 17 years. The AUHSD ASB Retreat was created to provide high-quality and District-specific leadership training not available through other organizations. All AUHSD ASB Retreat fees are paid through ASB fundraisers. The three-day retreat, which takes place in San Diego, California, provides ASB student leaders with the opportunity to focus on developing leadership skills. The dates of the event are August 8, 2011, through August 10, 2011. (ASB Funds)

11.1.1 **Justin Boudreau**

Justin Boudreau, consultant, will teach the students how to motivate people with gratitude, August 8, 2011, through August 9, 2011, at a cost not to exceed \$1,000. (ASB Funds)

11.1.2 **Feet First/Dave Cloutier**

Feet First/Dave Cloutier, consultant, will present age-appropriate ideas for school dances, provide disc-jockey services for the retreat's dances, and conduct workshop sessions that focus on team-building activities at the AUHSD 2011 ASB Retreat, August 8, 2011, through August 10, 2011, at a cost not to exceed \$3,500. (ASB Funds)

11.1.3 **Tyler Durman, Inc.**

Tyler Durman, Inc., consultant will teach student leaders how to make positive changes and overcome obstacles in life. Services will be provided August 8, 2011, through August 9, 2011, at a cost not to exceed \$1,950. (ASB Funds)

11.1.4 **Jeremy Hersch**

Jeremy Hersch, consultant, will teach student leaders how to plan successful high school events in workshops entitled "Technological Strategies for the 21st Century." Services will be provided August 9, 2011, at a cost not to exceed \$250. (ASB Funds)

11.1.5 **Matthew McKinney**

Matthew McKinney, consultant, will be the balloon-art workshop presenter at the AUHSD 2011 ASB Retreat, August 9, 2011, at a cost not to exceed \$350. (ASB Funds)

11.1.6 **Janet Roberts**

Janet Roberts, consultant, will instruct student leaders on poster making, advertisement, publicity, and marketing techniques designed to increase student body participation in all ASB activities. Services will be provided August 9, 2011, at a cost not to exceed \$100. (ASB Funds)

11.1.7 **Stuart R. Shaffer**

Stuart R. Shaffer, consultant, will be the school-spirit activity presenter at the AUHSD 2011 ASB Retreat. The presentation includes ideas for skits, noon-time activities, and spirit-week activities. Services will be provided August 9, 2011, at a cost not to exceed \$1,150. (ASB Funds)

11.2 **GEMAS Consulting**

The Board of Trustees approved the educational consulting agreement with GEMAS Consulting. The consultant will continue to provide comprehensive lesson design training and coaching to site lesson design specialists, administrators, program specialists, and curriculum specialists, utilizing the Sheltered Instruction Observation Protocol (SIOP). GEMAS Consulting will coordinate with District staff to customize the multiple District and site-level trainings. The SIOP coaching model maximizes the District's investment of time and resources by incorporating a trainer-of-trainers model. Under the consultant's leadership, participants will learn to implement a blend of best instructional practices, collaborative group interactivity, and a capacity-building coaching model. Services will be provided July 1, 2011, through June 30, 2012, at a cost not to exceed \$49,750. (Title III Funds)

11.3 **Language Network, Inc.**

The Board of Trustees approved the educational consulting agreement with the Language Network, Inc. to provide written translation and oral interpretation services to students and parents. The English Learner Program provides translation and interpretation services in two languages. There are many families who speak languages that the District is not able to support. These families require periodic translation services in 98 additional languages to assist with health, safety, and mandated educational issues. Demand for services has accelerated, necessitating amendments to previous consulting agreements. For this reason, a substantial initial contract amount is requested. Services will be provided August 1, 2011, through July 31, 2012, at a cost not to exceed \$40,000. (EIA/LEP funds)

11.4 **Educational Consulting Agreement Amendment, Parent Institute for Quality Education**

The Board of Trustees ratified the educational consulting agreement amendment with Parent Institute for Quality Education (PIQE). On June 24, 2010, the Board of Trustees approved PIQE training for 62 South Junior High School parents to attend a nine-week parent education program, September 14, 2010, through November 9, 2010, at a cost not to exceed \$5,000. A decision was made to include 44 additional parents, at an additional cost of \$3,520. PIQE is requesting payment for the additional parents who completed the program at a total cost not to exceed \$8,520. (Title I Funds)

11.5 **Cooperative Agreement, The Regents of the University of California/Puente Project**

The Board of Trustees approved a cooperative agreement with The Regents of the University of California/Puente Project, July 1, 2011, through June 30, 2012. This partnership works to provide a seamless transition for high school students from the District to the University of California campuses through the community college system. Anaheim, Katella, Magnolia, and Savanna high schools participate in this program and each receives \$5,600, for a total amount not to exceed \$22,400. (Puente Project Funds)

11.6 **Thinking Maps Inc.**

The Board of Trustees approved the Special Contractual Agreement for Purchase of Consulting Services and Materials with Thinking Maps Inc. Services will be provided August 22-24, 2011, and October 20-21, 2011, at a cost not to exceed \$13,700. (Corrective Action Funds)

11.7 **Agreement Amendment, Best Best and Krieger, LLP**

The Board of Trustees approved the agreement for the continuance of legal services by Best Best and Krieger, LLP. The District requires legal services as related to litigation or other matters requiring legal expertise. Best Best and Krieger, LLP has been providing the District with legal services, primarily for the District's facilities and construction program. Continuance of the services by Best Best and Krieger, LLP for 2011-12 will be provided at an anticipated cost of \$390,000. (Maintenance Funds, Facilities Funds, and/or other funds as appropriate)

11.8 **Request to Bid Student Information System Using Public Contract Code (PCC) 20118.2**

The Board of Trustees approved the request to bid student information system software. The Information Systems Department is requesting to proceed with a project to replace the District's existing student information system. The five-year period related to the service aspect of the District's student information system is set to expire in the 2012-13 school year. Given the uncertainty related to the future status of the District's current student information system, it would be prudent to examine all alternatives.

Approval of this action enables the District to proceed with a competitive request for proposal, under PCC 20118.2, for various types of technology software and services District-Wide. 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."

11.9 **Individual Service Contracts**

Recommendation:

The Board of Trustees approved/ratified the individual service contracts as submitted. (Special Education Funds)

11.10 **Transportation Agreement, New Haven Youth and Family Services**

The Board of Trustees approved the transportation agreement to pay the grandparent of a special education student attending New Haven Youth and Family Services, 213 W. Los Angeles Drive, Vista, California, for transportation once a month, July 1, 2011, through June 29, 2012, at a cost not to exceed \$889.32. (Special Education Funds)

11.11 **Instructional Materials Submitted for Display**

The Board of Trustees approved the selected materials for display, recommended by the Instructional Materials Review Committee, for basic courses in English. Before the material can be approved for adoption, it must be made available for public review. The Board of Trustees will be requested to consider adoption of the material following the end of the period of public display, June 24, 2011, through July 14, 2011.

11.12 **Instructional Material Submitted for Adoption**

The Board of Trustees adopted the selected instructional material. The Instructional Materials Review Committee has recommended the selected book for use in social science. The book was made available for public review.

11.13 **Rejection of Liability Claim**

The Board of Trustees rejected a liability claim that was filed on June 3, 2011, and it was identified as AUHSD 11-80. After review, staff determined that the claim was not a proper charge against the District. This claim alleges property damage.

11.14 **Service Agreement, Bi-Tech System Support Implementation and Software Support**

The Board of Trustees approved an agreement with the Orange County Superintendent of Schools for Sungard Bi-Tech System support. The Sungard Bi-Tech System support covers basic financial/budget, school site finance, stores inventory, and fixed asset systems. This agreement covers the period of July 1, 2011, through June 30, 2012, at a cost not to exceed \$89,619. This service agreement represents a decrease of \$4,717 from last year's rates. (General Funds)

11.15 **Service Agreement, Amendment, Bi-Tech Human Resources System Implementation and Software Support**

The Board of Trustees approved an agreement with the Orange County Superintendent of Schools for Sungard Bi-Tech Human Resources System Support. The District contracts with the Orange County Superintendent of Schools to provide annual software support services for the Sungard Bi-Tech Human Resources System. The contract provides for an annual evaluation of support services charges, based on the Orange County Superintendent of School's accrual costs to support the Sungard Bi-Tech Human Resources System. This agreement covers the period of July 1, 2011, through June 30, 2012, at a cost not to exceed \$76,523. This service agreement represents no increase or change from last year's rates. (General Funds)

11.16 **Rejection of Bids**

The Board of Trustees rejected all bids.

<u>Bid #</u>	<u>Service</u>	<u>Award</u>
2011-21	Site Improvements Western High School (RDA Funds)	Reject all bids
RFP 2011-14	Antivirus Solution	Reject all bids

11.17 **Award of Bid**

The Board of Trustees awarded the bid as listed.

<u>Bid #</u>	<u>Service</u>	<u>Award</u>	<u>Amount</u>
2011-23*	Site Improvements Western High School (RDA Funds)	Big Ben, Inc.	\$585,000

* Declared the lowest bid submitted by Southland Construction as non-responsive due to its failure to provide a bid security, as part of the bid documents submitted, as required by the contract documents and listed in the Information for Bidders, which is an unwaivable material bid deviation.

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

The Board of Trustees approved the attorney-client retainer agreement with Stutz Artiano Shinoff and Holtz, APC, for legal consultation and assistance, which is not provided by attorneys with the Orange County Department of Education. The services are typically related to personnel management and personnel related litigation. Services will be provided for the 2011-12 year, at a cost not to exceed \$350,000. (General Funds)

11.19 **Knowland Construction Services, LLC**

The Board of Trustees approved an amendment to an existing agreement with Knowland Construction Services, LLC, which provides Division of the State Architect (DSA) Inspector of record services for the District. The agreement amendment is necessary to provide inspection services for a number of essential projects that will be undertaken over the next few months. Therefore, staff requested that the amendment increase the current contract amount of \$1,625,000 by \$300,000, for a total cost not to exceed \$1,925,000. (Maintenance Funds, Facilities Funds, and/or other funds as appropriate)

11.20 **Agreement, North Orange County Regional Occupational Program for Use of Facilities**

The Board of Trustees approved the use of facilities agreement with the North Orange County Regional Occupational Program (NOCROP). This agreement will allow the NOCROP the continued use of facilities, July 1, 2011, through June 30, 2012, at various schools within the District according to the District's approved fee schedules.

11.21 **Public Economics, Inc.**

The Board of Trustees approved the consulting agreement amendment with Public Economics, Inc. The highly technical and complex process of updating and reporting of Redevelopment Area (RDA) pass through entitlements is a specialized service. Public Economics, Inc. has special expertise in these processes. The District benefits from

economies of scale by contracting with Public Economics, Inc. for these services, because the cost of these services is shared by the multiple districts that are often affected by each project area. This agreement amendment will extend the effective date of the agreement until June 30, 2012, at a cost not to exceed \$20,000. (Redevelopment Funds, and/or other funds as appropriate)

11.22 **Agreement, School Facility Consultants**

The Board of Trustees approved the agreement with School Facility Consultants. The consultant will assist the District in fulfilling its statutory obligations for closing the state-funded projects and preparation for the Office of Public School Construction's extensive audit process. Services will be provided at a cost not to exceed \$125,000. (Maintenance Funds, Facilities Funds, and/or other funds as appropriate)

11.23 **Agreement, California School Management Consulting, Inc.**

The Board of Trustees approved the professional services agreement with California School Management (CSM) Consulting, Inc. for E-Rate consulting services. The Information Systems Department utilizes E-Rate consultants to provide assistance including, but not limited to: E-Rate form filling, process, guidance, audit documentation, telecommunication services review, and fund collection. The agreement brings highly specialized and unique expertise to the District and it is considered crucial to the E-Rate funding. The District traditionally receives \$250,000 to \$500,000 annually for E-Rate Priority I services including: phone, cellular phone, and data service. Moreover, the District has received more than \$7,500,000 for E-Rate Priority II services for network infrastructure including switching, cabling, and system servers. Services will be provided July 1, 2011, through June 30, 2012, at a cost not to exceed \$27,600. (General Funds)

11.24 **Declaring Certain Furniture and Equipment as Unusable, Obsolete, and/or Out-of-Date, and Ready for Sale, or Destruction**

The Board of Trustees approved the list of District furniture and equipment as unusable, obsolete, and/or out-of-date, and ready for sale, or destruction, and authorized proper disposal.

11.25 **Declaring Certain Textbooks and Instructional Materials as Unusable, Obsolete, and/or Out-of-Date, Damaged, and Ready for Sale, or Destruction**

The Board of Trustees approved the list of District textbooks and instructional materials as unusable, obsolete, and/or out-of-date, damaged, and ready for sale, or destruction, as surplus and authorized staff to dispose of the textbooks and instructional materials in accordance with Education Code Section 60510.

11.26 **Donations**

The Board of Trustees accepted the donations.

11.27 **Institutional Membership**

The Board of Trustees approved the institutional membership as listed:

Orange County School Boards Association for 2011-12, \$125. (General Funds)

11.28 **Field Trip Report**

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

11.29 **Certificated Personnel Report**

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

11.30 **Classified Personnel Report**

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

11.31 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, May 25, 2011, through June 13, 2011.

11.32 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report May 25, 2011, through June 13, 2011.

11.33 **Board of Trustees' Meeting Minutes**

The Board of Trustees approved the minutes as submitted.

March 24, 2011, Regular Meeting

12. **SUPPLEMENTAL INFORMATION**

12.1 Cafeteria Report, April 2011

12.2 Enrollment Report, Month 9

12.3 Departmental Minutes

13. **SUPERINTENDENT AND STAFF REPORT**

Dr. Novack thanked the Board for their patience in getting through so many business items on this agenda. She thanked Mr. Holcomb for his service and contributions to the District.

Mrs. Poore reported on the work being completed in Graphic Arts. She said the purchasing department was able to find new printing equipment for less money. Mrs. Poore noted the equipment can be in place 30 days after Board approval.

Mr. Holcomb thanked the Board, Dr. Farley, and Dr. Novack for their support and the level of trust that allowed him to do his best for the District. He said at the beginning there was a trust issue, not a money issue. Mr. Holcomb noted that it is important to him that the Board be aware of how hard the staff has worked to regain trust within the community.

14. **BOARD OF TRUSTEES' REPORT**

Mrs. Smith commented on her trip to Europe. She said she attended the funeral of Sycamore Junior High School student Juan Manuel Martinez, attended the District barbeque, the Insurance Committee meeting, and the Anaheim Prep Sports/Activities Foundation meeting, and two

graduations. Mrs. Smith said she is sorry that Mr. Holcomb is leaving the District and wished him well.

Mr. O'Neal reported his attendance at the Budget Committee meeting, the District Retirement Tea, the Superintendent's Scholar/Athlete of the Year Awards dinner, numerous graduations, the funeral for Sycamore Junior High School student Juan Manuel Martinez, and the District barbeque. He thanked Mr. Holcomb for his work at the District and said he had earned their trust.

Mrs. Harp Domene commented on her attendance at the viewing for Sycamore High School student Juan Manuel Martinez, the District Barbeque, the Budget Committee meeting, the National PTA Convention in Orlando, a visit to Ball Junior High School, the Memorial Day ceremony at Ball Junior High School, four graduations, and the School Belles luncheon.

Mrs. Piercy stated she attended the District Retirement Tea, the Superintendent's Scholar/Athlete of the Year Awards dinner, the Insurance Committee meeting, numerous graduations, and the District barbeque. She said Tim "saved our neck" and brought order to the District. Mrs. Piercy added that Mr. Holcomb did a phenomenal job.

Mr. Brandman said he attended the Superintendent's Scholar/Athlete of the Year Awards dinner, the Facebook Anti-Fraud seminar with Loretta Sanchez, Anaheim Flag Day, the El Modena Baccalaureate, the Hope High School graduation, as well as graduations at Glover Stadium and Cook Auditorium. He thanked Tim Holcomb for his service to the District.

15. **ADVANCE PLANNING**

15.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, July 14, 2011, at 6:00 p.m.

Thursday, August 18
Thursday, September 8
Thursday, September 22

Thursday, October 13
Thursday, November 3
Thursday, December 8

15.2 **Suggested Agenda Items**

There were no suggested agenda items.

16. **ADJOURNMENT**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees adjourned the meeting in memory of Sycamore Junior High School student Juan Manuel Martinez and former Personnel Commissioner Ron Costello, at 9:51 p.m.

Approved _____
Clerk, Board of Trustees