

BOARD OF TRUSTEES
Minutes
Thursday, September 10, 2009

1. CALL TO ORDER—ROLL CALL

President Katherine H. Smith called the regular meeting of the Anaheim Union High School District Board of Trustees to order at 3:00 p.m.

Present: Katherine H. Smith, president; Thomas "Hoagy" Holguin, clerk; Brian O'Neal, assistant clerk; Anna L. Piercy and Jordan Brandman, members; Joseph M. Farley, superintendent; Tim Holcomb, deputy superintendent; Fred Navarro, Russell Lee-Sung and Dianne Poore, assistant superintendents.

2. ADOPTION OF AGENDA

Staff requested the following amendments to the agenda:

- Exhibit B was replaced, reflecting updated information on the California High School Exit Exam.
- Exhibit K was replaced reflecting a change on page 1, item 10, the word *management* was changed to *coordination*. On page 2, the review date was also changed from August 27, 2009, to September 10, 2009.

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

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.

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

Marsha Wagner, Savanna High 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. Holguin introduced Lisa Rockwell and Patricia Montelongo, APGA; Sharon Yager, Jackie Brock, and Julie Payne, CSEA; Joanne Fawley, ASTA; Susan Stocks, ALTA; and Gerry Adams, ASFCME.

7. **REPORTS**

7.1 **Closed Session**

- 7.1.1 No action taken regarding negotiations.
- 7.1.2 No action taken regarding public employee HR-2009-10-2.
- 7.1.3 No action taken regarding legal counsel, anticipated litigation (1 case).
- 7.1.4 The Board of Trustees took formal action to approve the expulsion of the following students:
 - 1. 08-365 under Education Code 48900(a)(1)
 - 2. 09-01 under Education Code 48900(c)
 - 3. 09-02 under Education Code 48900(c)

7.2 **Principal's Report**

Ms. Wagner presented highlights on Savanna High School including a new class schedule, additional class periods, and the school motto, "Building Success One Day at a Time." She introduced Mayra Castaneda, ASB president, who discussed the Power of One program.

7.3 **Reports of Associations**

- 7.3.1 Joanne Fawley, ASTA president, stated that the opening of school went smoothly and everyone is off to a great start. She said teachers enjoyed the opportunity to get into the classroom early this year and thanked the board for approving the 2009-10 school calendar.
- 7.3.2 Lisa Rockwell, APGA co-president, said school is off to a great start and noted that counselors held their first meeting and are looking forward to future meetings.

Patricia Montelongo, APGA co-president, shared that counselors are very busy adjusting student schedules, but they are planning classroom visitations this year. She said at South Junior High School workshops will be offered to students on the Zangle program and career guidance, and at Anaheim High School, workshops will focus on Zangle.
- 7.3.3 Sharon Yager noted the school year started out great and classified personnel continues to work hard. She commended Victoria Wintering for her work on the secretarial reclassification process.

8. **PRESENTATIONS**

8.1 **Ambassadors for the 2009-10 School Year**

Student Ambassadors Michael Black, Cypress High School; Jonathan Carmona and Eric Pedroza, Anaheim High School; Kelly Christensen, Loara High School; Summer McCullough, Western High School; Alexis Mejia, Katella High School; Bansi Patel, Kennedy High School; Edgar Perez, Magnolia High School; and Mathangi Suresh, Oxford Academy, introduced themselves to the board and commented on their current and future plans.

8.2 **Student Representative to the Board of Trustees for the 2009-10 School Year**

Student Representative to the Board of Trustees, Neda Arora, Anaheim High School, was introduced. She commented on her current activities, as well as on her plans for the future.

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

There were no requests to speak.

Mr. Brandman exited the meeting at 6:35 p.m. and returned at 6:37 p.m.

10. **ITEMS OF BUSINESS**

10.1 **Report on District-Wide Facilities**

The Board of Trustees discussed its tour of facilities. It was the consensus of the board that two study sessions be scheduled; one to focus on questions for securing RDA backed funding and future projects and a second study session to answer the questions posed by the board at the first study session.

Mrs. Smith and Mr. Brandman exited the meeting at 7:31 p.m. and returned at 7:34 p.m. and 7:36 p.m., respectively.

10.2 **California High School Exit Exam (CAHSEE)**

Following the original motion of Mr. O'Neal and duly seconded, a discussion ensued. A motion was made by Mr. O'Neal, duly seconded and unanimously carried, to abandon the original motion. Mr. Holguin then made a motion to table this item. Mr. Holguin's motion was duly seconded and unanimously carried. Therefore, this item was tabled.

Mr. Holguin exited the meeting at 7:53 p.m. and returned at 7:54 p.m.

10.3 **Board of Trustees' Discussion Concerning the District Insurance Committee**

The Board of Trustees previously requested an opportunity to discuss the District Insurance Committee and its purpose. This agenda item permitted discussion between trustees and staff concerning the purpose, mission, and goals of the committee. The Insurance Committee, which is not an official committee of the board, serves as a fact-finding group to address issues relating to health care benefits in an era of reduced budgets and increased costs. The exhibit to this item included recently developed goals of the committee and its original mission statement. A discussion ensued with the associations.

10.4 **Public Hearing, Disclosure of Collective Bargaining Agreement with CSEA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing, in accordance with AB 1200 (Statutes of 1991, G.C. 3547.3, Chapter 1213) to provide the public an opportunity to speak on the memorandum of understanding with the California School Employees Association (CSEA) at 8:26 p.m.

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 8:27 p.m.

10.5 **Memorandum of Understanding, CSEA**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees approved the memorandum of understanding (MOU) with the California School Employees Association (CSEA). This MOU stipulates an agreement with CSEA, in which the district and CSEA agree to items related to the 2009-10 Reduction in Force.

10.6 **Public Hearing, Sufficiency of Textbooks and Instructional Materials**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, the Board of Trustees opened a public hearing to provide the public an opportunity to speak on the sufficiency of textbooks and instructional materials for the 2009-10 year at 8:28 p.m.

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 8:29 p.m.

10.7 **Resolution No. 2009/10-B-02, Recalculation of the 2008-09 Appropriations Limitation and Establishing the 2009-10 Estimated Appropriations Limitation Calculations**

On the motion of Mr. O'Neal and duly seconded, following discussion, the Board of Trustees adopted Resolution No. 2009/10-B-02, Recalculation of the 2008-09 Appropriations Limitation. Proposition 4 (the GANN Amendment) was approved by the voters of California in 1979, which states that all school districts must establish a GANN Limit for the preceding and current fiscal years in accordance with the provision of the GANN Amendment and applicable statutory law.

The California Department of Education requested these forms in accordance with Government Code Section 7906 (f), which states: "Each school district shall report to the Superintendent of Public Instruction and to the Director of Finance, at least annually, its appropriation limit, its appropriations subject to limitation, the amount of its state aid apportionments and subventions included within the proceeds of taxes of the school district, and amounts excluded from its appropriations limit, at a time and in a manner prescribed by the Superintendent of Public Instruction and by the Director of Finance."

The roll call vote follows.

Ayes: Trustees Piercy, Brandman, O'Neal, Holguin, and Smith

10.8 **Resolution No. 2009/10-B-03, Adjustments to Income and Expenditures General Fund, Resolution No. 2009/10-B-04, Adjustments to Income and Expenditures Various Funds, and the 2008-09 Unaudited Actual Financial Statements**

On the motion of Mr. O'Neal and duly seconded, the Board of Trustees adopted Resolution No. 2009/10-B-03, Adjustments to Income and Expenditures General Fund, Resolution No. 2009/10-B-04, Adjustments to Income and Expenditures Various Funds, and approved the 2008-09 Unaudited Actual Financial Statements. Each fiscal year the district prepares the Unaudited Actual Financial report in accordance with Education Code Section 41010. The report must be approved and filed with the state pursuant to Education Code Section 42100.

As part of the year-end closing of the financial records, budget adjustments are made to income and expenditures. These resolutions authorize budget adjustments to income and expenditures per Education Code Sections 42600-42601.

The roll call vote follows.

Ayes: Trustees Piercy, Brandman, O'Neal, Holguin, and Smith

10.9 **Grant Award for the Education for Homeless Children and Youth, American Recovery and Reinvestment Act (AARA) of 2009**

On the motion of Mrs. Piercy, duly seconded and unanimously carried, following discussion, the Board of Trustees accepted the grant award for the Education for Homeless Children and Youth, American Recovery and Reinvestment Act (AARA) of 2009, in the amount of \$14,100 for approximately 30 district students. This program is intended to extend the objectives of the original McKinney-Vento Homeless Education legislation. The purpose of the program is to provide continuity in a homeless student's educational experience. These funds will assist the district in meeting the exceptional needs of homeless children and may be used to defer the cost of bus passes, physical education uniforms, school uniform shirts, jackets, school notebooks, and other necessary instructional materials. Funding for this program must be expended by June 30, 2011.

10.10 **Orange County Sanitation District Sewer Charges**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees authorized the Orange County Department of Education to retain the services of Best Best and Krieger and an engineering firm to represent the district in negotiations and possible litigation. The Orange County Sanitation District (OCSD) has been trying to assess a one-time infrastructure fee to school districts for new construction since 2003. On September 25, 2008, the Board of Trustees authorized the Orange County Superintendent of Schools and a delegation of chief business officials to negotiate a tentative agreement on behalf of the district regarding the calculation of capital facilities fees to be charged by the OCSD.

The delegation of chief business officials now feels that it is necessary to retain the services of the legal firm, Best Best and Krieger, and an engineering firm, to assist in determining whether OCSD's ordinances establish a nexus between the amount of proposed fees and the actual capital facilities charges assessed to school districts. Based upon preliminary review, it has been determined that OCSD's imposed fees may not be justified. It would be in the best interest of the district to obtain joint legal counsel with other districts involved and share the costs. The costs for legal counsel and engineering consultant fees will not exceed \$38,241.53. (General Funds)

10.11 **Appointment of Board of Trustees' Representatives to the Board of Directors of the Anaheim Prep Sports/Activities Foundation**

Mrs. Smith exited the meeting at 8:31 p.m. and returned at 8:32 p.m.

Following the original motion of Mr. O'Neal and duly seconded, a discussion ensued. A motion was made by Mr. O'Neal, duly seconded and unanimously carried, to abandon the original motion. Mr. Holguin then made a motion to table this item. Mr. Holguin's motion was duly seconded and unanimously carried. Therefore, this item was tabled.

10.12 **Job Description, Revised, Second Reading**

On the motion of Mr. O'Neal, duly seconded and unanimously carried, following discussion, the Board of Trustees reviewed and approved revised job description 6301.50, Curriculum Specialist, After School Athletics. This redesigned position will be responsible for duties such as junior high school sports and certification of coaches.

11. **CONSENT CALENDAR**

On the motion of Mr. Brandman, duly seconded and unanimously carried, the Board of Trustees approved/ratified the following consent calendar.

11.1 **University of Southern California, Federal Work-Study Program**

The Board of Trustees ratified the agreement with the University of Southern California, Federal Work-Study Program for social work interns during the 2009-2010 year, effective June 30, 2009, at no cost to the district. All interns are supervised by Dr. Donald Baumeister, clinical social worker.

11.2 **Educational Consulting Agreement, Chambers Property Services, Inc.**

The Board of Trustees approved the consulting agreement with Chambers Property Services, Inc. Kathy Johnson, president, has provided ongoing services to the BITA program at Katella High School and Western High School for the past seven years. In addition to continuing support for the BITA program, Ms. Johnson will support the Career Technical Education (CTE) advisory boards in the following industry pathways: Culinary Arts, Education, Engineering, Finance and Business, Health Science, Information Technology, Marketing, Media and Entertainment, Public Services, and Transportation. She will focus on the expansion of industry involvement on the advisory boards and assist faculty in the development of ongoing industry and educational partnerships and resources. Services will be provided October 1, 2009, through June 30, 2010, at a cost not to exceed \$10,000. (Perkins Funds)

11.3 **Income Agreement, Orange County Superintendent of Schools**

The Board of Trustees ratified the income agreement with the Orange County Superintendent of Schools for special services to be provided to Walker Junior High School. The agreement will provide training for the entire faculty and administration in building a collaborative leadership model that emphasizes teacher leadership and the development of a healthy school climate. The Orange County Superintendent of Schools will designate two consultants from the Orange County Department of Education that will work with the faculty and administration to develop the elements of effective collaborative leadership in schools. Although the agreement has a start date of August 1, 2009, the scope of the project will not begin or be invoiced until the ratification of this agreement. The term of this agreement is August 1, 2009, through June 30, 2010, at a cost not to exceed \$3,500. (Title II Funds)

11.4 **After School Education and Safety Program-Core Grant**

The Board of Trustees ratified the After School Education and Safety Program-Core (ASES) grant award, in the amount of \$746,550, for Ball, Brookhurst, Dale, Orangeview, South, and Sycamore Junior High Schools. The grant provides ongoing after-school student literacy skills, academic enrichment, as well as safe and positive alternative programs for students. These funds will provide services July 1, 2009, through June 30, 2010.

11.5 **Public Economics, Inc.**

The Board of Trustees ratified a \$25,000 increase to the amount of the consulting agreement with Public Economics, Inc., as provided for in the original consulting agreement with the firm. The original agreement indicated that an increase might be required to complete the scope of the firm's work because the extent of required services could not be determined until preliminary work was completed. The contract's fee structure was based on hourly rates. During the period of February 2009 and March 2009 Public Economics, Inc. provided detailed additional tasks related to redevelopment income projections and redevelopment fund usage restrictions, which resulted in additional costs. This work contributed to reports on long-term modernization and renovation proposals for school facilities. This ratification will allow payments to be made on the remaining invoices from the firm. (Developer Funds and Redevelopment Funds)

11.6 **Award of Bid**

The Board of Trustees awarded the bid as listed.

| <u>Bid #</u> | <u>Service</u> | <u>Award</u> | <u>Amount</u> |
|--------------|--|------------------------------|---------------|
| 2010-03 | Landscaping Anaheim High School (Facilities Funds) | Belaire-West Landscape, Inc. | \$288,000 |

11.7 **Disposal of Surplus Miscellaneous Furniture and Equipment**

The Board of Trustees approved the list of district furniture and equipment as surplus, salvage, old, and/or obsolete property, and authorized proper disposal through the auction process to the highest bidder.

11.8 **Certificated Personnel Report**

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

11.9 **Classified Personnel Report**

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

11.10 **Purchase Order Detail Report**

The Board of Trustees ratified the purchase order detail report, August 19, 2009, through August 31, 2009.

11.11 **Check Register/Warrants Report**

The Board of Trustees ratified the check register/warrants report August 19, 2009, through August 31, 2009.

11.12 **Board of Trustees' Meeting Minutes**

The Board of Trustees approved the minutes as submitted.

11.12.1 August 20, 2009, Special Meeting

11.12.2 August 27, 2009, Regular Meeting

12. **SUPPLEMENTAL INFORMATION**

Cafeteria Fund, July 2009

13. **STUDENT REPRESENTATIVE’S REPORT TO THE BOARD OF TRUSTEES**

Neda Arora, student representative, reported on The Power of One project. She stated that the district-wide theme for September is “What Matters Most.” She also reported on a variety of student events at the schools.

14. **SUPERINTENDENT AND STAFF REPORT**

There were no reports at this time.

15. **BOARD OF TRUSTEES’ REPORT**

Mr. O’Neal welcomed staff back for the start of a new school year.

Mr. Holguin stated the early 7th grade start was a strategic move, which was successful.

Mrs. Smith commented on Cypress High School student Sam Barrera, who saved another life with the Heimlich maneuver.

16. **ADVANCE PLANNING**

16.1 **Future Meeting Dates**

The next regular meeting of the Board of Trustees will be held on Thursday, September 24, 2009, at 6:00 p.m.

Thursday, October 15
Thursday, November 5

Thursday, December 10

16.2 **Suggested Agenda Items**

There were no suggested agenda items at this time.

17. **ADJOURNMENT**

On the motion of Mr. O’Neal, duly seconded and unanimously carried, and in the memory of 9/11, the Board of Trustees adjourned the meeting at 9:01 p.m.

Approved _____
Clerk, Board of Trustees