

Santa Ana Unified School District
1601 E. Chestnut Avenue
Santa Ana, California 92701

MINUTES

REGULAR MEETING
SANTA ANA BOARD OF EDUCATION

January 22, 2008

CALL TO ORDER

The meeting was called to order at 4:52 p.m. by Board President Hernandez. Other members in attendance were Mr. Richardson, Mrs. Avila, and Mr. Palacio. Dr. Yamagata-Noji arrived at 5:10 p.m.

Mrs. Avila left the meeting at 5:17 p.m.

Cabinet members present were Ms. Russo, Dr. Olsky, Mr. Trigg, Mr. Mendez, and Mr. Ayala. Mr. Hammitt attended in place of Mr. Lopez who was not present.

MEETING RECESSED AND RECONVENED

The Regular meeting was immediately recessed to Closed Session to consider legal matters, personnel matters, negotiations, and student discipline issues.

The Regular meeting reconvened at 6:15 p.m.

Mrs. Avila rejoined the meeting at 6:25 p.m.

PLEDGE OF ALLEGIANCE

The meeting opened with the Pledge of Allegiance led by student Anthony Cervantes, 7th grader at Mendez Intermediate School.

SUPERINTENDENT'S REPORT

Superintendent Russo introduced to the audience Rev. John McReynolds, Senior Pastor of the Second Baptist Church of Santa Ana, who delivered an impassioned recital of Dr. Martin Luther King's speech entitled "I've Got a Dream." Rev. McReynolds received commendations from members of the Board for his emotional narration and the reminder it brings to all Americans of the equality our forefathers built into this country's constitution. All schools, along with the entire country, paid tribute to Dr. King by celebrating his birthday on January 21.

Congratulations were offered to the recent City Tournament participants for Girls Basketball and Boys Soccer. For the girls, first place went to Mendez, Lathrop came in 2nd, and Sierra placed 3rd. For the boys, Spurgeon took 1st, Willard 2nd, and Lathrop 3rd. Thanks were extended to the City of Santa Ana for trophies, the Armstrong Foundation for shirts given to each participant, and recognition of the after-school program for providing funding.

The Superintendent gave recognition to six Valley High School students who were named to the California Allstate Choir. She expressed appreciation to Karen Bluel for her direction of the choral program at Valley.

Ms. Russo announced the District's participation in the annual Black History and Multicultural Parade to be held February 2 and invited the audience to attend.

That same day, the School Readiness Program will hold a Dental Fair at Lincoln Elementary from 11 a.m. to 2 p.m., targeting prevention measures in children from birth to five years of age. This event will include free dental screenings, activities for the kids, and prizes.

The Superintendent called to the attention of those present the beautiful artwork posted in the Board Room contributed by the students and teachers at Diamond, Remington, and Hoover.

RECOGNITION OF MARIA DEL LOURDES "LORI" CERVANTES AS CLASSIFIED EMPLOYEE OF THE MONTH FOR JANUARY

Amelia Ayala, Director of Classified Employees, stepped to the podium and introduced Principal Brenda McGaffigan for the presentation.

In recognizing the contributions of Lori Cervantes as Registrar at Sierra Intermediate, Ms. McGaffigan pointed to her 15 years of service to both parents and students with whom she has a wonderful repore. She has been the after school programs coordinator for the site and has fulfilled both positions with exceptional organizational skills. She pointed out that Lori has received her Bachelors of Science in Occupational Studies and has completed a Masters Degrees in Counseling. With these credentials, she aims to seek a higher position, hopefully within the District.

Members of the Ms. Cervantes family were introduced, along with staff attending in her support.

She was presented a plaque honoring her service to the District and a gift certificate to a favored restaurant. Each member of the Board commended her for her dedication.

PRESENTATIONS

Legislative Update

Dr. Olsky introduced Stephen Rhoads and Sandra Vargas of Strategic Educational Services for a review of legislative and budget proposals, as requested at the October 23, 2007, Board meeting. This information is intended to assist the Board in formulating a future legislative platform.

Mr. Rhoads initially pointed out that the Governor's proposed budget for 2008-09 is only a first step in a process that will continue through summer and, most likely, fall. Although there are items which must be addressed with urgency, other parts will depend on developments much later in the process. He highlighted the Governor's current proposals to address the State's \$14.5 billion deficit. He listed cuts proposed for both education and non-education, but summarized the K-12 education topics as follows:

- Reduce Proposition 98 spending by \$4.4 billion
- Current or mid-year (2007-08) reduction of \$360 million
- Possibly made up of unspent categorical monies from prior years

- State and Local Revenue Limit Cut: -2.05% cut from 2007-08 (assuming no mid-year reductions, otherwise -2.4% cut); 6.99% cut from 2008-09 baseline
- Categorical Reductions: increase COLA (4.94%); cut 2008-09 baseline by 10.9%
- Districts with large number of students with special needs will be cut more because they have a larger amount of categorical funds. They also have less revenue from taxes, parents, and community.
- Possible two month delay of June apportionments from July to September

Mr. Rhoads pointed out that the mid-year cuts may not happen, however school districts must plan for them at this time. It will be March before final information is provided.

Ms. Vargas emphasized that the District will most certainly receive less money next year than this year. Some of the details may vary, but there is no doubt that SAUSD will receive less.

Responding to a question from Mr. Richardson as to what help the State has offered to school districts, Mr. Rhoads said little assistance has been provided. He advised that the Legislature is interested in receiving input from districts as hearings are scheduled, starting this week, at which that body will attempt to establish some priorities.

Ms. Vargas referred to a letter dated this date wherein Strategic Education Services has suggested several areas SAUSD could consider as its legislative priorities:

- K-3 Class Size Reduction - more flexibility
- ADA/enrollment flexibility
- Closing the achievement gap
- Grade-span funding/weighted pupil funding
- Past mandate settlement

Mr. Rhoads reviewed each of these areas and concluded by stating that the proposal aimed at closing the achievement gap is his recommendation for the one proposal SAUSD could consider as its priority.

In summarizing the information provided, Mr. Rhoads stated that he is very impressed by what SAUSD has done in giving information to the Board and the community and seeking input in decisions pertaining to these important matters.

Mr. Rhoads and Ms. Vargas responded to questions from members of the Board throughout the presentation.

Dr. Yamagata-Noji thanked staff for always keeping the Board of Education informed.

Presentation: Impact of Governor's Proposed Budget on District's 2008-09 Budget

Mr. Kelvin Tsunozumi, Executive Director of Fiscal Services, stepped to the podium for the presentation. He stated that the purpose of the report was to inform the Board of potential impact of the Governor's proposed budget on SAUSD's 2008-09 budget. He iterated that the Governor's Proposal is just a proposal and that it will in all likelihood be modified. It was emphasized,

however, that there will undoubtedly be a need for Education to make significant budget reductions.

Mr. Tsunozumi reported that the sub-prime market has adversely affected the entire economy. This broad slowing of economic activity has severely reduced State tax collections.

- Due to the economic slowdown, 2007-08 State revenues are projected to be -\$4.8 billion (or 4.7%) less than originally projected
- Meanwhile expenditures continue to move predictably higher
- California currently spends \$400-\$600 million more per month than the State receives in revenues
- Left unchecked, California faces a projected \$14.5 billion deficit by the end of 2008-09.

To address the budget shortfall, the Governor proposes across-the-budget cuts in all areas of government including Social Services, Health Services, Prisons, State Parks, etc. For Education, the following cuts are proposed.

For 2007-08

- Implement Mid-Year Cuts by reducing Proposition 98 funding by \$400 million: \$360 million for K-12; \$40 million for community college. Note: With State tax revenues significantly below projections, the Governor could have reduced Proposition 98 funding for 2007-08 by \$1.4 billion.
- State is confident that the entire \$360 million can be cut from categorical programs where funds have not yet allocated and/or spent:
 - * \$360 million = 2.5% of 2007-08 categorical program funding
- School Services of California is not as confident.
- If \$360 million in categorical cuts isn't achieved, balance of cuts will be from reduction in unrestricted revenue limit dollars
- Full \$360 million equates to 1% in revenue limit dollars
- School Services of California recommends District assume unrestricted 2007-08 revenue limit dollars will be reduced (deficit factor of .50%)

Additionally, the Governor has declared a "fiscal emergency." The Legislature is now called into Special Session to deal with the budget crises and the Legislature must adopt a plan to address the problem by March 15. If they do not adopt a plan by that date, the Legislature is restricted from working on any other legislation and it may not adjourn.

For 2008-09

The Governor proposes, as he did for 2007-08, across-the-board cuts in all areas of government. Specifically for Education, he proposes suspension of Proposition 98 with \$4.4 billion in cuts to Education. Proposition 98 was suspended only once before, in 2004-05, after the Education Coalition agreed to a \$2 billion suspension when Governor Schwarzenegger first took office. Note: suspension requires a two-thirds vote by both houses of the Legislature.

The \$4.4 billion in cuts would be attained as follows:

Revenue Limit:

- Increase entitlements by the 4.94% COLA
- Adjust most programs for enrollment changes
- Impose a 10.9% across-the-board cut on the inflated state aid share of funding
- The year-over-year net result is a -2.4% cut in K-12 Revenue Limit funding (since property tax portion isn't cut)

- Funding for most State categorical programs, including Special Education and Transportation, would be reduced approximately -6.5%
- One major exception is QEIA. Funding will remain intact as QEIA is the result of a lawsuit settlement.
- Per School Services of California, funding for federal categorical programs is anticipated to decline by -1.74%

It was also noted that California student population is still in decline with 60% of California school district's experiencing enrollment decline. For 2008-09, Regular K-12 enrollment is expected to decline by -1.2%. The Governor's Proposal again calls for deferral of State mandates. For 2008-09, \$38,000 is budgeted versus an estimated \$160 million in new claims projected. The budget does, however, propose \$150 million for both 2007-08 and 2008-09 for deferred mandate claims. Note: The District is awaiting guidance from School Services of California or Orange County Department of Education on how to budget these dollars.

Mr. Tsunozumi also noted that with respect to Other Postemployment Benefits (OPEB), school agencies are required to begin recognizing their future liability for other postemployment benefits; however, agencies are not required to actually fund the liability at this time. There have been legislative attempts to require school districts to develop a funding plan and start funding the liability, but so far these attempts have been unsuccessful. However, per School Services of California (SSC), it is only a matter of time before a legislative mandate on funding of OPEB is passed.

Several years ago, Revenue Limit dollars due in June were pushed back one month to July of the following fiscal year. The Governor now proposes moving the June payment now to September of the following fiscal year.

Mr. Tsunozumi then presented the impact that the Governor's Proposal would have on the SAUSD Budget. He emphasized that all information is still preliminary and subject to change.

COLA and Net Funded would be impacted as follows:

	2007-08	2008-09	2009-10
COLA	4.53%	4.94%	3.00%
Revenue Limit Deficit	-.50%	-6.99%	----
Net Funded Revenue Limit	4.01%	-2.40%	3.00%

The dollar impact on unrestricted funds would be as follows:

- o 2007-08 Revenue Limit Deficit (-.50%) (\$1.5 million)
- 2008-09 Revenue Limit Deficit (-6.99%) (\$19.7 million)
- 2008-09 Other State Unrestricted (\$2.6 million)
- Special Education/Transportation (encroachment) (\$2.8 million)
- Total Estimated Unrestricted Impact (\$26.6 million)

Information currently available on categorical budget reductions is preliminary and tenuous. Utilizing preliminary information, we estimate categorical budget reductions of approximately \$9.9 million.

Based on the Governor's Proposal for 2008-09, SAUSD would need to cut an additional \$26.5 million in budget reductions to be in compliance with AB 1200 requirements that call for a minimum reserve of 2.0%. These cuts would be in addition to the \$14.9 million in budget reductions that the Board authorized at its December 11 and 13, 2007 Board meetings. Total cuts equate to \$41.4 million for 2008-09. Making these cuts would allow the District to have a reserve of 2.2% that year. Mr. Tsunozumi emphasized that these projections do not include salary increases for 2007-08 and beyond as salary negotiations are

still on-going. He noted, however, that all revenues associated with COLAs for these years are included.

Mr. Trigg concluded the presentation by raising the following points:

- Governor's Budget is still a proposal, thus subject to change
- Fiscal Crises Management Assistance Team suggests "Hope for the Best, Plan for the Worst"
- OCDE has directed districts to "Plan using the Proposed Governor's Budget Assumptions."
- He emphasized that the following items with unknown cost impact are not included in the multi-year projections: salary negotiations for 2007-08 and future years; and GASB-45 funding.
- Multi-Year Projections include \$14.9 million in Board authorized 2008-09 reductions. OCDE has mandated identification of additional reductions as follows:
 - o \$2.1 million by March 15th
 - o \$24.5 million by late June 2008

Mr. Trigg concluded by thanking the Board of Education for being so responsible in making the difficult decisions. He stated that all school districts are faced with significant financial hurdles given the Governor's Proposal. He voiced his concern regarding California's low funding of education in view of the State being the ninth largest economy in the world.

Presentation: Summarized Data of Williams Settlement

In order to meet the Williams Settlement Uniform Complaint Reporting requirements per Education Code 35186(d), staff is required to report summarized data on a quarterly basis to the County Superintendent of Schools and to the Governing Board.

Dr. Olsky stepped to the podium to report that during the quarter ended December 31, 2007, Santa Ana Unified School District had no complaints filed.

PUBLIC PRESENTATIONS

Board President Hernandez asked that those wishing to address the Board step to the podium.

Susana Martinez, kindergarten teacher at Carver, addressed members of the Board to express concern regarding having 34 students along with her partner teacher and instructional assistant in her class and how much more difficult her duties will be if instructional aides are eliminated.

MaryLou Pena and her family came to the podium. She spoke about a lack of communication between her son's teacher and her as a parent. She emphasized that speaking with a student is not the same as communicating with parents.

Robert Chavez spoke on behalf of CSEA to request that the Board not take action on Agenda items pertaining to job descriptions and classified layoffs until after a meeting with CSEA scheduled for January 30, 2008.

RECESS

The meeting was recessed at 8:15 p.m.

MEETING RECONVENED

Mr. Hernandez reconvened the Regular Meeting at 8:40 p.m.

APPROVAL OF MINUTES

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 5-0, to approve the Minutes of the Special Meeting of December 20, 2007, and the Minutes of the Regular Board Meeting held January 8, 2008.

Noting further discrepancies, Board members requested that Pages 413 and 414 of the Minutes of the Regular Board meeting on December 11, 2007, excluding item 4.0, be clarified and brought to the next meeting for approval.

1.0 **APPROVAL OF CONSENT CALENDAR**

Ms. Russo requested that item 1.1 be removed from the Consent Calendar for separate action.

It was moved by Mr. Richardson, seconded by Mr. Dr. Noji, and carried 5-0, to approve the remaining items on the Consent Calendar as follows:

- 1.1 Approval of purchase order summary - removed for separate action
- 1.2 Approval of expenditure summary and warrant listing of expenditures over \$25,000 for the period of December 12, 2007, through January 8, 2008.
- 1.3 Approval of agreements/contracts between the Santa Ana Unified School District and various consultants submitted during the period of December 12, 2007, through January 8, 2008.
- 1.4 Approval to dispose obsolete un-repairable computer equipment, miscellaneous furniture, equipment, or textbooks.
- 1.5 Approval of appointment of F.T. Andrews, Inc., GLP Engineering, Smith-Emery Co., and Thorton-Tomasetti Engineering for engineering services for Saddleback High School, Building No. 11 for the Emergency Repair Program.
- 1.6 Approval of Extended Field Trips in Accordance with Board Policy (BP) 6153(a) - School-Sponsored Trips and Administrative Regulation (AR) 6153.1 - Extended School-Sponsored Trips.
- 1.7 Approval of payment and reimbursement of costs incurred for designated instructional services for students with disabilities.
- 1.8 Approval of master contracts and/or individual service agreements with nonpublic schools and agencies for student with disabilities for 2007-08 school year.
- 1.9 Approval of recommendation by the Administrative hearing panels to expel students, as listed, for the recommended terms including the remediation conditions:

147206 - Santa Ana High School

For violation of Education Code Section 48900, paragraph b, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after February 1, 2008.

176556 - Sierra Intermediate School

For violation of Education Code Section 48900, paragraph c, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after February 4, 2008.

149915 - Valley High School

For violation of Education Code Section 48900, paragraph c, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after February 4, 2008.

150068 - Valley High School

For violation of Education Code Section 48900, paragraph f, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 19, 2008.

146912 - Valley High School

For violation of Education Code Section 48900, paragraph c, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after February 4, 2008.

183309 - Willard Intermediate School

For violation of Education Code Section 48900, paragraph b, that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 19, 2008.

Item Removed from Consent Calendar for Discussion and Separate Action:

Approval of Purchase Orders

- 1.1 Ms. Russo asked that Purchase Order #230676 be removed from consideration and that the remainder of the listing be approved.

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to approve Purchase Order Summary of orders \$25,000 and over for the period of December 12, 2007, through January 8, 2008, excluding #230676.

- 1.10 Adoption of Resolution No. 06/07-2708 - Certification of a Board Member's Absence from a Board Meeting. Mr. Rob Richardson will not be present for the meeting of February 12, 2008.

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, Mr. Richardson abstaining, to adopt Resolution No. 06/07-2708 - Certification of a Board member's absence from a Board meeting. A copy of the Resolution is attached to the Minutes.

REGULAR ACTION ITEMS

- 2.0 ACCEPTANCE OF GIFTS IN ACCORDANCE WITH BOARD POLICY (BP) 3290 - GIFTS, GRANTS, AND BEQUESTS**

Dr. Olsky reviewed the various gifts and donations to the Santa Ana Unified School District, totaling \$7,246 since the last Board meeting.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 4-0, Mr. Palacio not present in the Board Room, to accept the gifts in accordance with Board Policy 3290 - Gifts, Grants, and Bequests.

- 3.0 APPROVAL OF MANAGEMENT OF AFTER SCHOOL EDUCATION AND SAFETY PROGRAM**

To maintain and possibly expand the after school programs, the Administration has proposed contracting with THINK Together to manage the After School Education and Safety (ASES) Program. Base funding would continue using State funds, however, THINK Together would have

the ability to participate in fundraising efforts from a variety of private resources.

In response to a question from Dr. Yamagata-Noji, Dr. Olsky stated that this item is approval of the concept regarding management.

Members of the Board asked that a Memorandum of Understanding be developed and presented for approval at the next Board meeting and that it include language regarding maintaining the existing program, but expanding to include other agencies.

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 5-0 to approve the Administration to contract with THINK Together to manage the After School Education and Safety Program and to direct staff to prepare a Memorandum of Understanding for the Board's consideration at the next Regular Meeting.

4.0 ACCEPTANCE OF COMPLETION OF CONTRACT FOR BID PACKAGES NO. 04, 06, AND 10 FOR CONSTRUCTION OF VALLEY HIGH SCHOOL MODERNIZATION PROJECT

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to accept the January 22, 2008, completion of contracts with listed contractors for bid packages No. 04, 06, and 10 for the construction of Valley High School Modernization project for a total amount of \$2,519,710:

Bid No. 04	Heating	\$1,490,000	Refrigerated Air Mechanical Systems
Bid No. 06	Painting	702,810	J.L. Cobb Painting
Bid No. 10	Ceramic Tile	326,900	Continental Marble & Title Company

5.0 AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSAL FOR EMERGENCY MANAGEMENT CONTRACTOR

Mr. Trigg indicated that the District will be receiving a grant from the U.S. Department of Education Office of Safe and Drug Free Schools. This Readiness and Emergency Management for Schools Grant is intended to update infrastructure in regards to disaster preparedness and to implement best practices.

Mrs. Avila asked if the grant included funding for staff development.

Ms. Camille Boden, Executive Director of Risk Management, responded by stating that over and above \$580,000 for a contractor to provide the database, the grant does include money for staff development, simulators, and first aid kits. Training will be provided to District staff.

Mr. Richardson requested that the training include one or more Board member.

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to authorize the Administration to obtain Request for Proposals for an Emergency Management Contractor.

6.0 - 9.0 AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSALS FOR CALIFORNIA ENVIRONMENTAL QUALITY ACT SERVICES FOR OVERCROWDING RELIEF GRANT SCHOOL PROJECTS; AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSALS FOR CALIFORNIA ENVIRONMENTAL QUALITY ACT SERVICES FOR CRITICALLY OVERCROWDED SCHOOLS PROJECTS; AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSALS FOR ARCHITECTURAL SERVICES FOR OVERCROWDING RELIEF GRANT SCHOOL PROJECTS; AND AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSALS FOR ARCHITECTURAL SERVICES FOR CRITICALLY OVERCROWDED SCHOOLS PROJECTS

Mr. Trigg stated that the four items are related and could be considered simultaneously. Each seeks to assist the District with overcrowding by bringing greater utilization to existing sites. In order to capture State funding for relief projects, the District must determine the scope of the projects and obtain architectural services, with reimbursement of the costs to be negotiated with the State. Two different grants are involved. The first is for overcrowding relief and includes 26 schools, with \$60.9 million from State funding and an equal District match. The second is for critically overcrowded schools and the District is qualified for six schools, \$148.7 million. Both projects total \$209.6 million of District eligibility. The first two items pertain to obtaining CEQA services; the second two cover architectural services to determine which schools can have portables removed without causing overcrowding to neighboring schools.

Mrs. Avila stated that it will be important in considering the Facilities Master Plan to look at where enrollment is increasing and to ascertain that boundaries are appropriate.

Mr. Richardson asked for clarification that these four items do not bind the District to any action but just set up the capability of taking that future course of action. He further inquired as to how funding for a District match could be made available.

Mr. Trigg stated that determining possible funding mechanisms would be part of the scope of these requested services.

Ms. Tova Corman, Facilities Planner, further responded to questions from members of the Board.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 5-0 to approve the following four actions:

- Obtain requests for proposals for California Environmental Quality Act services for Overcrowding Relief Grant school projects.
- Obtain requests for proposals for California Environmental Quality Act services for Critically Overcrowded Schools projects.
- Obtain requests for proposals for architectural services for Overcrowding Relief Grant school projects.
- Obtain requests for proposals for architectural services for Critically Overcrowded Schools projects.

10.0 APPROVAL OF ACTUARIAL STUDY OF WORKERS' COMPENSATION PROGRAM AS OF JUNE 30, 2007

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to approve the Actuarial Study of Workers' Compensation Program as of June 30, 2007, and funding at 70% confidence level for 2007-08 in the amount of \$4,846,296 and \$5,141,434 for 2008-09.

11.0 APPROVAL OF AMENDMENT TO CONSULTANT AGREEMENTS WITH STATE-APPROVED SUPPLEMENTAL EDUCATIONAL SERVICES PROVIDERS

No Child Left Behind Act stipulates that parents of eligible students may select a State-approved provider for tutoring to their child in English language arts or math. The District is required to pay up to \$1,250.75 per student, on a pro-rata basis.

In response to a question from Mrs. Avila, Nuria Solis, Student Achievement Coordinator, stated that the District has other service providers, but only providers of services over \$250,000 must be approved separately by the Board.

It was moved by Mr. Palacio, seconded by Mrs. Avila, and carried 5-0 to approve the amendment to consultant agreements for State-approved Supplemental Educational Services providers for the 2007-08 school year.

12.0 ELEMENTARY SCIENCE TEXTBOOKS AND INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 5-0 to approve elementary science textbooks and instructional materials recommended for adoption. A listing of the approved items is attached.

13.0 APPROVAL OF SUBMISSION OF NELL SOTO PARENT/TEACHER PROGRAM GRANT FOR KENNEDY ELEMENTARY SCHOOL

This grant provides funding to improve academic achievement by improving communication between schools and parents. Eligible schools are those in which a majority of teachers and families agree to participate in home visits and/or community-based meetings to improve parent involvement and strengthen communications between parents and schools. Carl Harvey, Lincoln, and Carr Intermediate are currently involved in the program.

It was moved by Mr. Hernandez, seconded by Mr. Richardson, and carried 4-1, Mrs. Avila dissenting, to approve the submission of the Nell Soto Parent/Teacher program grant application for Kennedy Elementary School.

14.0 APPROVAL OF AGREEMENT WITH YMCA OF ORANGE COUNTY COMMUNITY SERVICES BRANCH TO PROVIDE STAFF DEVELOPMENT TRAINING

Mr. Mendez stated that Board approval is requested to approve an agreement with the YMCA to provide training to K-5 elementary teachers in Physical Education using the Coordinated Approach to Child Health (CATCH) PE curriculum.

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 4-0, Mr. Hernandez abstaining, to approve the agreement with the YMCA of Orange County Community Services Branch to provide CATCH PE staff development from February 2008-June 2009. Mr. Hernandez stated for the record that he abstained because he serves on the YMCA Board.

15.0 ADOPTION OF RESOLUTION NO. 07/08-2707 - ARTS AND MUSIC BLOCK GRANT FOR ALLOCATION OF FUNDS

Mr. Mendez stated that SB 77 provides a block grant to school districts to support standards-aligned arts and music instruction K-12, inclusive, allocated to schools unless otherwise allocated by the governing board. In order to comply, the Board is required to adopt a resolution on how it

will allocate the funding when it elects to use it for Districtwide purposes. By recommendation of the Budget Reallocation Committee and approval of the Board on February 27, 2007, SAUSD funds 10 full-time equivalent positions to provide instrumental music instruction to all 35 elementary school sites.

Mr. Mendez stated that funding was received last year, has been carried over to this year, and added to this year's allocation.

Mr. Palacio stated that he would make the motion on the condition that these funds are supplementing, not supplanting basic instruction.

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0, based on the condition stated above, to adopt Resolution No. 07/08-2707, Arts and Music Block Grant Allocation of funds on a Districtwide basis. A copy of the Resolutions is attached to the Minutes.

16.0 APPROVAL OF REVISED JOB DESCRIPTION: ACTIVITY SUPERVISOR

Mr. Hammitt, Executive Director of Human Resources, stated that this job description had not been revised since 1974. Changes have been made to more accurately reflect the current duties.

It was moved by Dr. Yamagata-Noji, seconded by Mrs. Avila, and carried 5-0 to approve the revised job description of Activity Supervisor.

17.0 APPROVAL OF NEW JOB DESCRIPTION: STUDENT SUPPORT PARAPROFESSIONAL - SPECIAL EDUCATION

Mr. Hammitt asked that the Board consider a new job description to specifically address the needs of the District's special education students and provide individual students with assistance according to each IEP.

Mr. Palacio made a motion to delay action on items 17.0, 18.0, and 19.0 pending negotiations with the California School Employees Association, as requested during the Public Presentation portion of this meeting. The motion died for lack of a second.

In response to a question from Mrs. Avila, Mr. Hammitt stated that the actual job description is not subject to negotiations, but is a management decision. The wages and benefits of that position are negotiable items.

Mr. Palacio questioned the differentiation between this and other job descriptions. Mr. Hammitt emphasized that this will provide specific assistance to students in that it is directed by student needs and the paraprofessional will not be assigned to an individual teacher.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 4-1, Mr. Palacio dissenting, to approve the new job description of Student Support Paraprofessional - Special Education with the effective date of July 1, 2008. A copy of the job description is attached.

18.0 APPROVAL OF NEW JOB DESCRIPTION: STUDENT SUPPORT PARAPROFESSIONAL - BILITERATE (OPTION)

This new job classification is designed to assist special education students in need of primary language support.

It was moved by Mr. Richardson, seconded by Dr. Noji, and carried 4-1, Mr. Palacio dissenting, to approve the new job description of Student Support Paraprofessional - Biliterate (Option) with the effective date of July 1, 2008. A copy of the job description is attached.

19.0 APPROVAL OF CLASSIFIED EMPLOYEE LAYOFFS

Mr. Hammitt stated that the layoffs for Board consideration represent 125 Instructional Assistants. These positions were recommended for elimination by the Budget Reallocation Committee and approved by the Board of Education at the December 13, 2007, meeting. This is a part of \$14.9 million budget cuts required.

Mr. Palacio and Mrs. Avila received assurance that this number represents the entire 25% reduction approved by the Board.

Mr. Palacio expressed concern that this could cause a reduction of services.

Ms. Diane Blevins, Coordinator of Speech and Language Services, stated that the Special Education Department had reviewed each student's program needs and determined that many of these mildly to moderately handicapped students need support only in the morning. Those services could be provided by employees hired in the two categories approved in the newly-adopted job descriptions.

Dr. Noji expressed concern regarding the notification process and was assured that it will be handled on an individual basis.

Mr. Palacio stated his dismay that special education has taken the greatest cuts over the years. He voiced strong opposition to any measure that would adversely affect special education students and further stated that he will do everything to make sure to keep services at the highest level.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 3-2, Mr. Palacio and Mrs. Avila dissenting, to approve Classified Employee Layoffs no later than June 30, 2008.

20.0 PERSONNEL ACTION

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 5-0 to approve the Personnel Calendar as presented. A copy is attached.

21.0 BOARD AND STAFF REPORTS

Dr. Yamagata-Noji

- Announced KinderCaminata 16th Annual fund raising dinner on February 27th, which will be honoring Assemblyman (and Santa Ana parent) Jose Solario, Don Crevier, Dr. Villa, Administrator at CSUF. The event will be hosted by Bill Habermehl.
- Great visit to Mendez Intermediate for demonstration of SmartBoards. The technology was great, but, more importantly, I observed phenomenal teaching!
- She noted a news article this past Monday highlighting former District student Phi Luong who received a Deacon Jones Foundation scholarship. Phi attended Jefferson, McFadden, and Valley. The article would inspire anyone reading about her life. She asked that Phi be invited to a future Board meeting. She also asked that Board receive information as to

whether any other Santa Ana students had received a scholarship from former NFL Rams player Deacon Jones' Foundation.

- She asked that a summary of the recent Joint Meeting between the Santa Ana Unified School District and the City of Santa Ana be provided.

Mrs. Avila

- Looking forward to Special Meeting (Study Session) regarding the Master Plan to get a good look at where we stand.
- She attended the Early Prevention and Intervention Commission (EPIC) for Gang Involvement Retreat held in preparation of reporting first year progress to the City Council, and to the Board.
- Traveled to Kansas City and was amazed at the media coverage of the local school district

Mr. Richardson

- Spoke of agreement reached during the Joint Meeting between the District and City regarding signage for Centennial Park and school. He asked that staff revisit the idea of a sign memorializing the partnership between the District and the City.
- Asked that City staff be invited to a future Board meeting regarding the Renaissance Plan.
- Will be absent from the February 12 Board meeting.

Mr. Hernandez:

- Former Carr and Valley student, Norma Garcia-Guillen, was recently elected to the Hispanic Bar Association Board of Directors as President. He asked that she be invited to a future Board meeting.

REPORT OF ACTION TAKEN IN CLOSED SESSION

By a vote of 4-0 the Board took action to approve the settlement and authorize the execution of the settlement with Verne's Plumbing in the amount of \$260,852.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Avila ___ Palacio ___
 Seconded: Hernández x Richardson ___ Yamagata-Noji ___ Avila ___ Palacio ___
 Vote: Ayes 4 Noes 0 Abstain ___ Absent Noji

By a vote of 4-0 the Board took action to approve the settlement of a certificated employee identified in Closed Session v. the SAUSD in the amount of \$645,000 to resolve all issues.

Moved: Hernández x Richardson ___ Yamagata-Noji ___ Avila ___ Palacio ___
 Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Avila ___ Palacio ___
 Vote: Ayes 4 Noes 0 Abstain Noji Absent _____

By a vote of 4-0 the Board took action to approve a settlement agreement between the Santa Ana Educators Association and Santa Ana Unified School District in the amount of \$6,652.51.

Moved: Hernández ___ Richardson ___ Yamagata-Noji ___ Avila ___ Palacio x
 Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Avila ___ Palacio ___
 Vote: Ayes 4 Noes 0 Abstain ___ Absent Avila

By a vote of 4-0 the Board took action to appoint Maria Duran-Smith as Principal at Heroes Elementary School

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Avila ___ Palacio ___

Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Avila ___ Palacio x

Vote: Ayes 4 Noes 0 Abstain _____ Absent Avila

By a vote of 4-0 the Board took action to appoint William Skelly as Principal at Heninger Elementary School

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Avila ___ Palacio ___

Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Avila ___ Palacio x

Vote: Ayes 4 Noes 0 Abstain _____ Absent Avila

The Board met with legal counsel in Closed Session pursuant to Government Code Section 54956.9 (b) and (c) and has taken action to approve a settlement agreement regarding payment of claims asserted by Verne's Plumbing in connection with Valley High School Modernization Project.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:55 p.m.

FUTURE MEETINGS

A Special Study Session to review the Facilities Master Plan will be held on Tuesday, February 5, 2008. The next regularly scheduled meeting of the Board of Education will be held on Tuesday, February 12, 2008, at 6:00 p.m.

ATTEST:

Jane A. Russo
Secretary
Santa Ana Board of Education