

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

MINUTES

REGULAR MEETING  
SANTA ANA BOARD OF EDUCATION

February 12, 2013

CALL TO ORDER

The meeting was called to order at 4:52 p.m. by President Hernández. Other members in attendance were Mr. Palacio, and Ms. Iglesias. Mr. Richardson was absent from the meeting.

Cabinet members present were Dr. Meléndez de Santa Ana, Dr. Olsky, Mr. Bishop, Mr. Mendez, Ms. Lohnes, Mr. Dixon, Ms. Miller, and Mr. Hammitt.

CLOSED SESSION PRESENTATIONS

Mr. Hernández asked those wishing to address the Board in matters pertaining to Closed Session to step to the lectern.

There were no individuals wishing to address the Board on matters of Closed Session.

RECESS TO CLOSED SESSION

The Regular Board meeting was immediately recessed to consider legal issues, negotiations, and personnel matters. Dr. Yamagata-Noji arrived during Closed Session.

RECONVENE OPEN MEETING

The Regular Board meeting reconvened at 7:06 p.m.

PLEDGE OF ALLEGIANCE

The meeting was opened with the Pledge of Allegiance led by Mr. Hernández.

**SUPERINTENDENT'S REPORT**

Dr. Meléndez greeted all present.

Dr. Meléndez began her remarks by announcing the theme for the evening, "Our Community, Our Diversity" beginning with the celebration and recognition of African American History Month. She stated that during the month of February, the District joined countless other organizations in recognizing the history and contributions of the African American community.

Dr. Meléndez mentioned that students from Santa Ana High School had a unique cultural experience as they had an opportunity to be among the first visitors of a Holocaust exhibit sponsored by the Foundation for California and the Santa Ana Police Department. Students were moved and positively impacted by what they learned.

On behalf of the District, Dr. Meléndez and Dr. Olsky recognized a group of female students, presenting each honoree with a certificate of recognition as recipients of the Soroptimist International Tustin/Santa Ana Young Women of Achievement Award: Century High School-Nancy Benitez, Stephanie Rivera Karina Silva; Cesar Chavez High School-Laura Arellanes, Glenda Cortes, Evelyn Ramirez, and Yvette Segura; Godinez Fundamental High School-Elizabeth Bautista, Gilda Gallardo, Yesenia Salcedo, and Mariana Sanchez; Lorin Griset Academy-Cassidy Lynn Beavert and Jordan Lilly; Middle College High School-Melizza Herrera, Xitlaly Luna, Clara Romeo, and Kennedy Simon; Saddleback High School-Melissa Macias, Dung "Wendy" Ngo, and Jocelyn Tapia; Santa Ana High School-Cynthia Alvarez, Leslye Echevarria, Stephanie Rosales, and Maria Mayorga; Segerstrom High School-Mabel Alvarez, Noemmi Gonzalez, Jennifer Quijas, and Lynn Ta; Valley High School-Marisol Carrillo, Jocelyne Serafin, Marisol Soto, and Selena Villalobos. Dr. Meléndez commended the young women for being excellent role models to their peers.

Dr. Meléndez concluded her remarks by announcing a benefit concert to raise funds for the Santa Ana High School Choir trip to Carnegie Hall. She invited Ms. Cobb-Woll of Santa Ana High School to the lectern to introduce two alumni vocalists. Mr. Moises Salazar and Mr. Florentino Zarate performed a selection from A Blast from the Past, Alumni Benefit Concert, held Friday, February 22, 2013, at 7:00 p.m. at the Bill Medley Auditorium at Santa Ana High School.

**RECOGNITIONS**

Classified Employee of the Month for February 2013, David Lopez

President Hernández called Mr. Hammitt to the lectern; he introduced Ms. Ford, Principal at Jefferson Elementary School, and Mr. David Lopez. Mr. Lopez was nominated as Classified Employee of the Month for February 2013 for ensuring that he meets the needs of students, teachers, and parents.

Customer Service Employee of the Month for February 2013, Kim Mancilla

President Hernández called Mr. Hammitt to the lectern; he introduced Mr. Ayala, Principal at Lathrop Intermediate, and Ms. Kim Mancilla. Ms. Mancilla was nominated as Customer Service Employee of the Month for February 2013 because she is innovative and a good communicator, always making parents, students, and staff feel welcomed and valued.

PRESENTATION

Preschool Programs Update

Board President Hernández asked Mr. Mendez, Assistant Superintendent, Elementary Education to step to the lectern.

Mr. Mendez provided highlights of the Early Childhood Education, Head Start, and Special Education's quality programs including locations, educational outcomes, and services provided.

PUBLIC HEARING

Terms of Energy Conservation Services Contract with SunPower Corporation

Board President Hernández declared the Public Hearing open. He asked those wishing to address this item to step to the lectern. After hearing no comments, Mr. Hernández declared the Public Hearing closed.

Change in Order of Agenda

President Hernández received consensus from the Board, to bring forward agenda item 14.0.

14.0 ADOPTION OF RESOLUTION NO. 12/13-2950 - AUTHORIZING AWARD OF CONTRACT TO SUNPOWER CORPORATION FOR ENERGY CONSERVATION SERVICES AT VARIOUS SCHOOL SITES

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 3-1, Ms. Iglesias dissenting, to adopt Resolution No. 12/13-2950 authorizing award of contract to SunPower Corporation for energy conservation services at various school sites. A copy of Resolution No. 12/13-2950 is attached.

PUBLIC PRESENTATIONS

Board President Hernández asked those wishing to address the Board on matters related to agenda items to step to the lectern. There were no individuals wishing to address the Board.

**1.0 APPROVAL OF CONSENT CALENDAR**

The following items were removed from the Consent Calendar for discussion and separate action:

1.4, Approval of Expulsion of Students for Violation of California Education Code Sections 48900, 48900.2, 48900.3, 48900.4, 48900.7, and/or 48915(c) According to Board Policy 5144.1 (Student No. 330249 only)

1.11, Approval/Ratification of Listing of Agreements/Contracts with Santa Ana Unified School District and Various Consultants Submitted for Period of January 9, 2013 through January 29, 2013, Atkinson, Andelson, Loya, Ruud & Romo (Listing No. 12 only).

It was moved by Mr. Palacio, seconded by Mr. Hernández, and carried 4-0, to approve the remaining items on the Consent Calendar, as follows:

- 1.1 Approval of Minutes of Regular Board Meeting - January 29, 2013
- 1.2 Approval of Extended Field Trip(s) in Accordance with Board Policy (BP) 6153 - School-Sponsored Trips and Administrative Regulation (AR) 6153.1 - Extended School-Sponsored Trips
- 1.3 Ratification of Amendment No. 04 to Subcontract No. 2010-2538 with The Regents of the University of California for California Postsecondary Education Commission Improving Teacher Quality Grant from January 3, 2011 through September 30, 2013
- 1.4 Approval of Expulsion of Students for Violation of California Education Code Sections 48900, 48900.2, 48900.3, 48900.4, 48900.7, and/or 48915(c) According to Board Policy 5144.1

189599 - Community Day

For the 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 June 13, 2013.

190152 - Century High

For the violation of Education Code Section 48900, paragraph A, .4 that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 13, 2013.

361810 - MacArthur Fundamental

For the violation of Education Code Section 48900, paragraph A, 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 12, 2014.

310205 - Santa Ana High

For the violation of Education Code Section 48900, paragraph B, K that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 13, 2013.

402990 - Santa Ana High

For the violation of Education Code Section 48900, paragraph A, 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 13, 2013.

335454 - Santa Ana High

For the violation of Education Code Section 48900, paragraph B, K that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 13, 2013.

312867 - Sierra Intermediate

For the violation of Education Code Section 48900, paragraph B, J, M that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 13, 2013.

412753 - Spurgeon Intermediate

For the 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 12, 2014.

- 1.5 Approval of Payment and Reimbursement of Costs Incurred for Students with Disabilities for 2012-13 School Year
- 1.6 Approval of Master Contracts and/or Individual Service Agreements with Nonpublic Schools and Agencies for Students with Disabilities for 2012-13 School Year
- 1.7 Approval of Permanent Exemption from Courses in Physical Education for Student with Disability
- 1.8 Approval of Memorandum of Understanding with K to College
- 1.9 Ratification of Purchase Order Summary and Listing of Orders \$25,000 and Over for Period of January 9, 2013 through January 29, 2013
- 1.10 Ratification of Expenditure Summary and Warrant Listing for Period of January 9, 2013 through January 29, 2013
- 1.11 Approval/Ratification of Listing of Agreements/Contracts with Santa Ana Unified School District and Various Consultants Submitted for Period of January 9, 2013 through January 29, 2013
- 1.12 Acceptance of Completion of Contracts for Various Projects Districtwide
- 1.13 Authorization of Contract for Districtwide Computer Energy Management Services

ITEM(S) REMOVED FROM CONSENT CALENDAR FOR DISCUSSION AND SEPARATE ACTION:

1.4, Approval of Expulsion of Students for Violation of California Education Code Sections 48900, 48900.2, 48900.3, 48900.4, 48900.7, and/or 48915(c) According to Board Policy 5144.1 (Student No. 330249 only)

This item was removed to reflect the Board's change for Student No. 330249 only.

330249 - Willard Intermediate

For the violation of Education Code Section 48900, paragraph A that the Board expel the student from the schools of the District, and that the student may apply for readmission on or after June 13, 2013.

It was moved by Mr. Palacio, seconded by Mr. Hernández, and carried 4-0, to approve Option 2 to Option 4, to expel for two semesters and suspend enforcement of the second semester of the expulsion order; the placement to an intermediate school within the District, exclusive of the former intermediate school of attendance.

1.11, Approval/Ratification of Listing of Agreements/Contracts with Santa Ana Unified School District and Various Consultants Submitted for Period of January 9, 2013 through January 29, 2013, Atkinson, Andelson, Loya, Ruud & Romo (Listing No. 12 only).

This item was removed to reflect excluding listing No. 12 only.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 4-0, to approve/ratify the listing of agreements/contracts with the Santa Ana Unified School District and various consultants submitted for the period of January 9, 2013 through January 29, 2013, excluding No. 12.

**REGULAR AGENDA - ACTION ITEMS**

2.0 ACCEPTANCE OF GIFTS IN ACCORDANCE WITH BOARD POLICY 3290 - GIFTS, GRANTS, AND BEQUESTS

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 3-0, Ms. Iglesias not present, to accept gifts in accordance with Board Policy (BP) 3290 - Gifts, Grants, and Bequests. Attached is a listing of the gifts.

3.0 AUTHORIZATION TO OBTAIN REQUEST FOR PROPOSALS FOR AFTER-SCHOOL SERVICE PROVIDERS

It was moved by Mr. Hernández, seconded by Mr. Palacio, and carried 4-0, to authorize staff to obtain Request for Proposals for after-school service providers.

4.0 APPROVAL OF SUBMISSION OF S.D. BECHTEL, JR. FOUNDATION GRANT FOR 2013-18 SCHOOL YEARS

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 4-0, to approve the submission of the S.D. Bechtel, Jr. Foundation grant application for the 2013-18 school years.

5.0 APPROVAL TO PARTNER WITH UNIVERSITY OF CALIFORNIA, IRVINE ON THE EQUITABLE SCIENCE CURRICULUM FOR ADVANCED PUBLIC EDUCATION GRANT FOR 2014-17 SCHOOL YEARS

It was moved by Mr. Hernández, seconded by Mr. Palacio, and carried 4-0, to approve the partnership with the University of California, Irvine on the Equitable Science Curriculum for Advanced Public Education grant, for the 2014-17 school years.

Mr. Hernández recessed the regular meeting of the Board of Education to convene the Annual Meeting of Santa Ana Unified School District Public Facilities Corporation.

6.0 APPROVAL OF APPOINTMENT OF CORPORATE DIRECTORS TO SANTA ANA UNIFIED SCHOOL DISTRICT PUBLIC FACILITIES CORPORATION

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to approve appointment of corporate directors to the Santa Ana Unified School District Public Facilities Corporation.

Mr. Hernández reconvened the regular Board of Education meeting.

7.0 AUTHORIZATION TO RENEW CONTRACTS FOR CELLULAR SERVICES DISTRICT-WIDE WITH VERIZON WIRELESS AND SPRINT NEXTEL UNDER E-RATE FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to renew contracts for cellular services District-wide, under E-Rate for the 2013-14 fiscal, in the amount of \$185,000 for a period of one year, pursuant to RFP No. 14-12 to Verizon Wireless and Sprint Nextel.

8.0 AUTHORIZATION TO AWARD CONTRACT FOR TELECOMMUNICATION AND INTERNET ACCESS SERVICES DISTRICT-WIDE TO AT&T UNDER E-RATE FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contract for telecommunication and internet access services District-wide, under E-Rate for the 2013-14 fiscal year, in the amount of \$919,945.80, pursuant to RFP No. 04-13, to AT&T, renewable on a yearly basis, for a period not to exceed three years.

9.0 AUTHORIZATION TO AWARD CONTRACT FOR WIDE AREA NETWORK SERVICES DISTRICT-WIDE TO SUNESYS, INC., AND ZAYO, INC., UNDER E-RATE FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contracts for Wide Area Network services District-wide, under E-Rate for the 2013-14 Fiscal year, in the amount of \$1,704,300 for a period not to exceed five years, pursuant to RFP No. 03-13 to Sunesys, Inc., and Zayo, Inc.

10.0 AUTHORIZATION TO AWARD CONTRACT FOR INSTALLATION OF STRUCTURED CABLING SYSTEM AND NETWORK EQUIPMENT TO AT&T AT VARIOUS E-RATE ELIGIBLE SITES

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contract for installation of structured cabling system and network equipment at various E-Rate eligible sites, in the amount of \$29,549,304.04, pursuant to Bid No. 05-13 to AT&T.

- 11.0 AUTHORIZATION TO AWARD CONTRACT FOR AVAYA TELEPHONE SYSTEM MAINTENANCE DISTRICTWIDE TO CONTINUANT, INC., CONTINGENT ON E-RATE FUNDING FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contract for the Avaya telephone system maintenance District-wide, contingent on E-Rate funding for the 2013-14 fiscal year, in the amount of \$23,429.52 renewable on a yearly basis, for a period not to exceed three years to Continuant, Inc.

- 12.0 AUTHORIZATION TO AWARD CONTRACT FOR INTERNET SERVICES DISTRICTWIDE TO ORANGE COUNTY DEPARTMENT OF EDUCATION CONTINGENT ON E-RATE FUNDING FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contract for internet services District-wide, contingent on e-Rate funding for 2013-14 fiscal year, in the amount of \$78,000.00 renewable on a yearly basis, for a period not to exceed three years to the Orange County Department of Education.

- 13.0 AUTHORIZATION TO AWARD CONTRACT FOR CISCOBASE MAINTENANCE AND MAINTENANCE OF NETWORK EQUIPMENT AND CABLING DISTRICTWIDE TO NIC PARTNERS, INC., UNDER E-RATE FOR 2013-14 FISCAL YEAR

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 4-0, to authorize staff to award a contract for the CiscoBASE maintenance and maintenance of network equipment, and cabling District-wide, under E-Rate for the 2013-14 fiscal year, in the amount of \$260,832.10, pursuant to RFP No. 06-13, to NIC Partners, Inc.

- 14.0 ADOPTION OF RESOLUTION NO. 12/13-2950 - AUTHORIZING AWARD OF CONTRACT TO SUNPOWER CORPORATION FOR ENERGY CONSERVATION SERVICES AT VARIOUS SCHOOL SITES

Action was taken earlier in the meeting.

- 15.0 AUTHORIZATION TO AWARD PIGGYBACK CONTRACT FOR PURCHASE AND INSTALLATION OF SHADE STRUCTURES DISTRICTWIDE TO U.S. SHADE AND FABRIC STRUCTURES, INC.

It was moved by Mr. Hernández, seconded by Dr. Yamagata-Noji, and carried 3-0-1, Ms. Iglesias abstaining, to authorize staff to award a piggyback contract to U.S. Shade and Fabric Structures, Inc., for the purchase and installation of shade structures District-wide, for the period of one year, with the option of the Board annually approving four additional years, pursuant to Public Contract Code Section 20118.



16.0 ACCEPTANCE OF WITHDRAWAL LETTER FROM HORIZONS CONSTRUCTION CO., INTL., FOR BID PACKAGE NO. 17 MODERNIZATION PHASE 2 AT WILLARD INTERMEDIATE SCHOOL UNDER MODERNIZATION PROGRAM

It was moved by Mr. Hernández, seconded by Dr. Yamagata-Noji, and carried 4-0, to accept the withdrawal letter from Horizons Construction Co., Intl., for Bid Package No. 17 Modernization Phase 2 at Willard Intermediate School under Modernization Program.

17.0 AUTHORIZATION TO AWARD CONTRACT FOR BID PACKAGE NO. 17 MODERNIZATION PHASE 2 AT WILLARD INTERMEDIATE SCHOOL UNDER MODERNIZATION PROGRAM

It was moved by Dr. Yamagata-Noji, seconded by Mr. Hernández, and carried 3-0-1, Ms. Iglesias abstained, to authorize staff to award a contract to Park West Landscape, Inc., for Bid Package No. 17 Modernization Phase 2 at Willard Intermediate School in the amount of \$1,706,000 under the Modernization Program.

18.0 APPROVAL OF PERSONNEL CALENDAR

It was moved by Dr. Yamagata-Noji, seconded by Ms. Iglesias, and carried 4-0, to approve the Personnel Calendar. Copy attached.

19.0 ADOPTION OF RESOLUTION NO. 12/13-2952 - DECLARING FEBRUARY 2013 AS AFRICAN AMERICAN HISTORY MONTH

It was moved by Mr. Hernández, seconded by Dr. Yamagata-Noji, and carried 4-0, to adopt Resolution No. 12/13-2952 decalring February 2013 as African American History Month. Copy of Resolution No. 12/13-2952 attached.

20.0 BOARD AND STAFF REPORTS/ACTIVITIES

Dr. Yamagata-Noji

- Attended a CSBA Board of Director's meeting; two major areas of focus for CSBA that relate to the District are closing the achievement gap and the conditions of children; proud of the fact that the District is doing great work.

Mr. Palacio

- Read a few press releases from local communities regarding translation services being provided; acknowledged District staff for providing these services.
- Thanked Head Start staff for preparing for the audit.
- Thanked the Sorooptimist for their involvement with the District.

Ms. Iglesias

- Attended the Conditions of Children in Orange County conference; amazing to see the community come together; found it very uplifting.
- Will be attending the Orange County School Boards Association meeting.

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

By a vote of 4-0, the Board took action to terminate Cool Air Supply's contract with the District as the general contractor on the District's Spurgeon Intermediate School Modernization Project No. 04-11001, and directed District staff to negotiate a "take over" agreement with Cool Air's performance bond Surety to complete the project pursuant to the terms of Cool Air Supply's contract with the District. District staff will bring that contract back to the Board for approval.

**ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 9:28 p.m.

The next Regular Meeting will be held on Tuesday, March 12, 2013, at 6:00 p.m.

ATTEST:

  
\_\_\_\_\_  
Dr. Thelma Meléndez de Santa Ana  
Secretary  
Santa Ana Board of Education

**RESOLUTION NO. 12/13-2950**

**RESOLUTION OF THE BOARD OF EDUCATION OF  
THE SANTA ANA UNIFIED SCHOOL DISTRICT**

**RESOLUTION FOR APPROVAL OF  
ENERGY CONSERVATION SERVICES CONTRACT IN THE FORM OF AN  
CONTRACT FOR DESIGN AND CONSTRUCTION WITH  
SUNPOWER CORPORATION SYSTEMS**

**WHEREAS**, SunPower Corporation Systems, Inc. ("SunPower") has represented to the Santa Ana Unified School District ("District") that SunPower has developed certain procedures for the design and installation of energy conservation measures as defined in Government Code section 4217.11 ("Energy Conservation Measures"); and

**WHEREAS**, SunPower has analyzed the energy needs of the following District school sites:

- (1) Century High School, located at 1401 S. Grand Avenue, Santa Ana, CA 92705
- (2) Douglas MacArthur Fundamental Intermediate School, located at 600 W. Alton Avenue, Santa Ana, CA 92707
- (3) Gerald P. Carr Intermediate, located at 2120 W. Edinger Avenue, Santa Ana, CA 92704
- (4) Jim Thorpe Fundamental Elementary, located at 2450 W. Alton Avenue, Santa Ana, CA 92704
- (5) Martin R. Heninger Elementary School, located at 417 W. Walnut Street, Santa Ana, CA 92701
- (6) McFadden Intermediate, located at 2701 S. Raitt Street, Santa Ana, CA 92704
- (7) Santa Ana High School, located at 520 W. Walnut Street, Santa Ana, CA 92701
- (8) Segerstrom High School, located at 2301 W. MacArthur Boulevard, Santa Ana, CA 92704
- (9) Taft Elementary School, located at 500 W. Keller Avenue, Santa Ana, CA 92707
- (10) Valley High School, located at 1801 S. Greenville Street, Santa Ana, CA 92704

(collectively "School Sites") and has represented that SunPower's provision of Energy Conservation Measures to the School Sites will result in a reduction in energy consumption or demand that will result in net cost savings to the District ("Cost Savings"). A copy of an energy cost analysis is attached as **Exhibit "A"** and incorporated herein ("Energy Analysis"); and

**WHEREAS**, based upon the Energy Analysis and presentation by District staff and its consultants, the cost to the District for SunPower to provide and install the Energy Conservation Measures will be less than the anticipated marginal cost to the District of thermal, electrical, or other energy that would have been consumed by the District in the absence of the Energy Conservation Measures; and

47       **WHEREAS**, Government Code section 4217.12 (a)(1) authorizes a public agency to  
48 enter into an energy service agreement with respect to Energy Conservation Measures if the  
49 District's governing board finds that the anticipated cost to the District for the Energy  
50 Conservation Measures provided by the energy conservation facility will be less than the  
51 anticipated marginal costs to the District of thermal, electrical or other energy that would have  
52 been consumed by the District in the absence of such purchases; and

53  
54       **WHEREAS**, the District has determined that the District payment to SunPower is  
55 anticipated to be offset by below-market energy purchases or other benefits provided under the  
56 terms of the energy services contract with SunPower ("Contract") pursuant to Government Code  
57 section 4217.12(a)(2); and

58  
59       **WHEREAS**, on this date, pursuant to Government Code section 4217.10 *et seq.*, the  
60 governing board of the District held a public hearing with respect to the District entering into the  
61 Contract with SunPower. A copy of the form of Contract is attached hereto as Exhibit "B" and  
62 incorporated herein; and

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64       **WHEREAS**, the District desires to retain SunPower to provide, install, and maintain the  
65 Energy Conservation Measures pursuant to the terms and conditions of the Contract.

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67       **NOW, THEREFORE**, it is found, determined and resolved by the Governing Board of the  
68 District as follows:

- 69  
70       1. That the District held a public hearing at a regularly scheduled meeting of the Governing  
71 Board.  
72  
73       2. Based upon reports of staff, reviewed by the Board in connection herewith, and pursuant to  
74 Government Code section 4217.12, the Board finds that the anticipated cost to the District for  
75 the Energy Conservation Measures provided pursuant to the terms of the Contract will be less  
76 than the anticipated marginal costs to the District of thermal, electrical or other energy that  
77 would have been consumed by the District in the absence of such purchases, as described in  
78 Exhibits "A" and "B."  
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80       3. That the District's payment to SunPower is anticipated to be offset by below-market energy  
81 purchases or other benefits provided under the Contract.  
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83       4. It is in the best interests of the District to enter the Contract pursuant to the terms as indicated  
84 in the form of Contract attached as Exhibit "B," subject to minor revisions approved by staff  
85 and legal counsel that do not alter or reduce the "best interest" approved in this Resolution.  
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87       5. That the District's superintendent or her designee is authorized to enter into the Contract  
88 pursuant to the terms as indicated in the form of Contract attached as Exhibit "B," subject to  
89 minor revisions approved by staff and legal counsel that do not alter or reduce the "best  
90 interest" approved in this Resolution and to take all steps and perform all actions necessary to  
91 execute and implement that Contract and to take any actions deemed necessary to best  
92 protect the interests of the District.

93 **PASSED AND ADOPTED** by the Governing Board of Education the Santa Ana Unified  
94 School District, this 12<sup>th</sup> day of February, 2013, by the following vote:  
95

96 AYES: Jose A. Hernandez, Audrey Yamagata-Noji, and John Palacio

97 NOES: Cecilia Iglesias

98 ABSTAINED:

99 ABSENT: Rob Richardson

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### CERTIFICATION

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103 I, Audrey Yamagata-Noji, Ph.D, Clerk of the Governing Board of Education of the Santa Ana  
104 Unified School District, Orange County, State of California, do hereby certify that the foregoing  
105 Resolution was duly approved and adopted by the Board of Education of said district at a  
106 meeting thereof held on the 12<sup>th</sup> day of February, 2013, with a copy of such Resolution being on  
107 file in the Administrative Office of said District.

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Attachments:

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116 Exhibit A – Energy Analysis

117 Exhibit B – Form of Contract

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Audrey Yamagata-Noji, Ph.D.  
Clerk, Board of Education

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**Exhibit A – Energy Analysis**

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**Exhibit B – Form of Contract**

1 RESOLUTION NO. 12/13-2952

2 BOARD OF EDUCATION

3 SANTA ANA UNIFIED SCHOOL DISTRICT

4 ORANGE COUNTY, CALIFORNIA

5 AFRICAN AMERICAN HISTORY MONTH

6 FEBRUARY 2013

7 WHEREAS, Americans of African descent helped develop our nation in countless  
8 ways, those recognized, unrecognized, and unrecorded; and,

9 WHEREAS, African American history reflects a determined spirit of  
10 perseverance and cultural pride in its struggle to equally share in the  
11 opportunities of a nation founded upon the principles of freedom and liberty for  
12 all people ; and,

13 WHEREAS, African American citizens have participated in every American  
14 effort to secure, protect, and maintain the essence and substance of American  
15 democracy, as reflected by California Education Code Section 37221 (d) which  
16 establishes March 5 as Black American Day to commemorate the anniversary of the  
17 death of Crispus Attucks, the first African American martyr of the Boston  
18 Massacre; and,

19 WHEREAS, the California Board of Education recognized in its Multicultural  
20 Education Policy that each student needs an opportunity to understand the common  
21 humanity underlying all people; to develop pride in his or her own identity and  
22 heritage; and to understand, respect, and accept the identity and heritage of  
23 others; and,

24 WHEREAS, the History-Social Science Framework of California Public Schools,  
25 Kindergarten through grade 12, states that the history curriculum of community,  
26 state, region, nation, and world must reflect the experiences of men and women and  
27 of different racial, religious, and ethnic groups and must be integrated at every  
28 level.



1           NOW, THEREFORE, BE IT RESOLVED: That the Santa Ana Board of Education  
2 proclaims the month of February 2013 as African American History Month and  
3 encourages all schools, community organizations, businesses, and the City of Santa  
4 Ana to commemorate this occasion with appropriate instructional and celebratory  
5 activities.

6           Upon motion of Member Yamagata-Noji and duly seconded, the foregoing  
7 Resolution was adopted by the following vote:

8           AYES: José Hernández, Audrey Yamagata-Noji, John Palacio, and Cecilia  
9           Iglesias  
10          NOES:  
11          ABSENT:

12 STATE OF CALIFORNIA    )  
13                               ) ss.  
14 COUNTY OF ORANGE     )

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16           I, Thelma Meléndez de Santa Ana, Secretary of the Board of Education of the  
17 Santa Ana Unified School District of Orange County, California, hereby certify  
18 that the above and foregoing Resolution was duly adopted by the said Board at a  
19 regular meeting thereof held on the 12 day of February, 2013, and passed by a vote  
20 of 4-0 of said Board.

21           IN WITNESS WHEREOF, I have hereunto set my hand this 13 day of February,  
22 2013.

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24     
25   \_\_\_\_\_  
26   Thelma Meléndez de Santa Ana, Ph.D.  
27   Secretary  
  Board of Education  
  Santa Ana Unified School District

**CERTIFICATED PERSONNEL CALENDAR**

**Personnel Calendar  
Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	COMMENTS
<b>RESIGNATIONS</b>					
Kling, Terry	Librarian	Godinez	February 8, 2013		Accepted another position - 1 year and 6 months
Vicario, Robert	Curriculum Specialist	Educational Services Secondary Division	January 18, 2013		Accepted another position - 22 years
<b>RESIGNATION CHANGE IN DATE</b>					
Glauser, Jennifer	Teacher	Lathrop	From February 13, 2013 to February 5, 2013		Moving, Family Responsibilities, Personal - 1 year
<b>NEW HIRES/RE-HIRES</b>					
Cater, Rose	Teacher	Garfield	January 24, 2013		New Hire - Temporary 44920 (partial contract 21%)
Martin, Erica	Teacher	Segerstrom	January 28, 2013		New Hire - Temporary 44909
Micka, Justin	Teacher	Saddleback	January 30, 2013		New Hire - Probationary I
Palomino, Carina	Teacher	Willard	January 30, 2013		New Hire - Temporary 44909

**Chad Hammitt, Assistant Superintendent, Personnel Services**

**CERTIFICATED PERSONNEL CALENDAR**

**Personnel Calendar  
 Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	COMMENTS
<b>ABSENCE (3 to 20 duty days) - Without Pay with Benefits</b>					
Landers, Linda	Teacher	Spurgeon	January 14, 2013	January 25, 2013	Personal
<b>ABSENCE (3 to 20 duty days) - Without Pay and Without Benefits</b>					
Fruhirth, Lisa	Teacher	Davis	January 29, 2013	May 30, 2013	Family Responsibilities
<b>FAMILY CARE AND MEDICAL LEAVE ABSENCE (3 to 20 duty days) - Paid with Benefits</b>					
Newland, Taia	Teacher	Roosevelt	January 24, 2013	January 24, 2013	Statutory
Silva, Christine	Counselor	MacArthur	January 17, 2013	January 25, 2013	Statutory
<b>FAMILY CARE AND MEDICAL LEAVE ABSENCE (3 to 20 duty days) - Without Pay with Benefits</b>					
Luna, Araceli	Teacher	King	January 22, 2013	January 29, 2013	Statutory
<b>FAMILY CARE AND MEDICAL LEAVE (21 duty days or more) - Paid with Benefits</b>					
Aguila, Dawn	Teacher	Staff Development	March 1, 2013	April 15, 2013	Statutory
Breckenridge, Paul	Teacher	Santiago	January 30, 2013	April 29, 2013	Statutory
Byrd, Denise	Teacher	Thorpe	November 1, 2012	February 26, 2013	Statutory
Edelen, Claire	Teacher	Century	January 29, 2013	March 13, 2013	Statutory
Henson, Mark	Teacher	Segerstrom	February 4, 2013	March 15, 2013	Statutory
Johnson, Maria	Teacher	Segerstrom	January 15, 2013	March 12, 2013	Statutory

**Chad Hammitt, Assistant Superintendent, Personnel Services**

**CERTIFICATED PERSONNEL CALENDAR**

**Personnel Calendar**

**Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	COMMENTS
<b>FAMILY CARE AND MEDICAL LEAVE (21 duty days or more) - Without Pay with Benefits</b>					
Newland, Taia	Teacher	Roosevelt	January 25, 2013	March 29, 2013	Statutory
<b>CALIFORNIA FAMILY RIGHTS ACT (CFRA) - Without Pay and Without Benefits</b>					
Luna, Araceli	Teacher	King	January 30, 2013	March 15, 2013	Statutory
Newland, Taia	Teacher	Roosevelt	January 25, 2013	March 29, 2013	Statutory
<b>EXTENSION OF FAMILY CARE AND MEDICAL LEAVE (21 duty days or more) - Paid with Benefits</b>					
Beach, Nancy	Teacher	Lorin Griset	January 21, 2013	January 28, 2013	Statutory
Luna, Araceli	Teacher	King	January 15, 2013	January 18, 2013	Statutory
Phan, Vivien	Psychologist	Psychological Services	January 21, 2013	February 8, 2013	Statutory
<b>EXTENDED WORK YEAR 2012-13</b>					
Meyers, Kathleen	Teacher	Lathrop	January 29, 2013	June 13, 2013	Extra Period
<b>EXTRA DUTY 2012-13</b>					
Aguila, Dawn	Teacher	Special Education	January 2, 2013	January 9, 2013	Regular Hourly Rate
Garcia, Kimberly A.	Teacher	Special Education	January 2, 2013	January 9, 2013	Regular Hourly Rate
<b>WINTER SPORTS 2012-13</b>					
Belida, Ryan	Assistant Coach	Valley	2012-13		Basketball (Boys)

**Chad Hammitt, Assistant Superintendent, Personnel Services**

**CERTIFICATED PERSONNEL CALENDAR**

**Personnel Calendar  
 Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	COMMENTS
<b>WINTER SPORTS 2012-13 (Continued)</b>					
Delgado, Gabriel	Head Coach	Valley	2012-13		Basketball (Boys)
Lammers, Frederick	Head Coach	Valley	2012-13		Water Polo (Girls)
Mora, Hector	Head Coach	Valley	2012-13		Wrestling (Boys)
Ortiz, Brenda	Head Coach	Valley	2012-13		Basketball (Girls)
Sanchez, Jose C.	Head Coach	Valley	2012-13		Soccer (Boys)
Terwilliger, Erik	Assistant Coach	Valley	2012-13		Water Polo (Girls)
<b>ADMINISTRATIVE SUBSTITUTE</b>					
Almaguer, Stephanie	Administrative Substitute	Carr	February 1, 2013	March 29, 2013	
Bryan, Carol	Administrative Substitute	Carr	January 22, 2013	January 31, 2013	
<b>CABINET CONTRACTS</b>					
Mendez, Herman	Assistant Superintendent Elementary Division	Educational Services Elementary Division	July 1, 2013	June 30, 2015	
Miller, Dawn	Assistant Superintendent Secondary Division	Educational Services Secondary Division	July 1, 2013	June 30, 2015	

**Chad Hammitt, Assistant Superintendent, Personnel Services**

**AGENDA ITEM REQUESTS  
CERTIFICATED  
2012-13**

TITLE OF ACTIVITY	SITE	FUNDING	NOT TO EXCEED	EFFECTIVE
CAHSEE Preparation Classes	Santa Ana	EIA-SCE	\$4,750	February 13, 2013
Computer Lab Time Intervention - Certificated (Ratification)	Diamond	EIA-LEP	\$2,000	January 30, 2013
District Writing Assessment Scores Grades 6-12 Retired Teachers (Ratification)	English Learner Programs & Student Achievement	Title I	\$13,320	January 31, 2013
Expository Reading and Writing Courses Teacher Meetings/Collaboration (Ratification)	Educational Services Secondary Division	Title I	\$10,404	January 16, 2013
Hacia Adelante Tutor - Program Planning Intervention Teacher 3-4 Grades	English Learner Programs & Student Achievement	Title I	\$14,682	February 13, 2013
Migrant Education Tutoring Services	Garfield	EIA-SCE	\$3,500	February 13, 2013
PBIS/Wellness Support	Migrant Education Program & English Learner Programs	Migrant Education Program	\$60,000	February 13, 2013
RTI Intervention	Garfield	Title I	\$1,800	March 13, 2013
Santa Ana Strings VAPA Extra Duty - Certificated (Ratification)	Garfield	EIA-LEP	\$6,600	March 13, 2013
SIG Academic Field Trips (Ratification)	Special Projects	Title I	\$39,000	February 5, 2013
SIG Extended Learning Tutoring & Enrichment (Correction previously approved June 26, 2012)	Saddleback	SIG	\$9,500	January 29, 2013
Summer AVID Institute (Ratification)	Willard	SIG	From \$20,000 to \$38,000	January 1, 2013
	Middle College	OCDE- Destination Graduation	\$346	August 5, 2012

**AGENDA ITEM REQUESTS  
CERTIFICATED  
2012-13**

TITLE OF ACTIVITY	SITE	FUNDING	NOT TO EXCEED	EFFECTIVE
Teachers Displacement (Moving)	Esqueda	General Funds	\$720	August 15, 2012
Tutoring	Kennedy	Title III	\$10,000	February 13, 2013

**CLASSIFIED PERSONNEL CALENDAR**

**Personnel Calendar  
Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	SALARY	COMMENTS
<b>RESIGNATIONS</b>						
Estrada, Alejandra	Instr. Asst. Sev. Dis.	Santa Ana	February 6, 2013			Personal - 3 months
Morgan, Kara	SSP Sp. Ed.	Mendez	January 25, 2013			Personal - 3 months
<b>ABSENCES (3 to 20 duty days) - Without Pay</b>						
Aguilar, Felipa	Fd. Svc. Wkr.	McFadden	October 29, 2012	December 1, 2012		Personal
McMillan, Lisa	Headstart Teacher	Child Dev.	January 14, 2013	February 12, 2013		Personal
Nuñez, Julio	Library Media Tech.	Saddleback	January 18, 2013	April 26, 2013		Personal
Perez, Lucy	Headstart Teacher	Child Dev.	November 26, 2012	December 21, 2012		Personal
Wilson, Patty	Lead Preschool Teacher	ECE	May 30, 2013	June 14, 2013		Personal
<b>CALIFORNIA FAMILY RIGHTS ACT (CFRA) - Without Pay</b>						
Lara, Amanda	Headstart Teacher	Child Dev.	January 28, 2013	March 1, 2013		Statutory Leave
Rangel, Laura	Instr. Asst. Sev. Dis.	Santa Ana	January 14, 2013	March 15, 2013		Statutory Leave
<b>FAMILY CARE &amp; MEDICAL LEAVES (3 to 20 duty days) - Paid</b>						
Castorena, Esperanza	Bus Cook Aide	ECE	December 29, 2012	January 25, 2013		Statutory Leave
Soto, Angelica	Headstart Teacher	Child Dev.	January 16, 2013	January 18, 2013		Statutory Leave



**CLASSIFIED PERSONNEL CALENDAR**

**Personnel Calendar  
 Board Meeting - February 12, 2013**

<b>NAME</b>	<b>POSITION</b>	<b>SITE</b>	<b>EFF. DATE</b>	<b>END DATE</b>	<b>SALARY</b>	<b>COMMENTS</b>
<b>FAMILY CARE &amp; MEDICAL LEAVES (21 duty days or more) - Paid</b>						
Lara, Amanda	Headstart Teacher	Child Dev.	January 28, 2013	March 1, 2013		Statutory Leave
Penunuri, Valerie	Preschool Teacher	ECE	February 15, 2013	March 29, 2013		Statutory Leave
Ponce, Patricia	Payroll Clerk	Payroll Dept.	January 7, 2013	February 8, 2013		Statutory Leave
Velasco, Jose	Rv. Ld. Custodian	Bldg. Svcs.	January 7, 2013	February 8, 2013		Statutory Leave
<b>LEAVE (21 duty days or more) - Without Pay</b>						
Perez, Lucy	Headstart Teacher	Child Dev.	January 14, 2013	June 14, 2013		Personal
<b>PROBATIONARY APPOINTMENTS</b>						
Duenas, Vanessa	SSP Sp. Ed.	Santiago	January 22, 2013		19/1	
Molina, Laura	SSP Sp. Ed.	Saddleback	January 25, 2013		19/1	
<b>PROMOTIONAL APPOINTMENT</b>						
Bravo-Solis, Miguel	Rv. Ld. Custodian	Bldg. Svcs.	February 4, 2013		28/1 + Diff.	
<b>REAPPOINTMENT</b>						
Espidio, Martha	Fd. Svc. Wkr.	Food Svcs.	January 23, 2013		11/6	

**CLASSIFIED PERSONNEL CALENDAR**

**Personnel Calendar**

**Board Meeting - February 12, 2013**

NAME	POSITION	SITE	EFF. DATE	END DATE	SALARY	COMMENTS
<b>ADJUSTMENT OF WORKING ASSIGNMENTS</b>						
Arciga-Gonzalez, Evelyn	SLPA	Mitchell	August 22, 2012			From 6.5 hrs. to 19.5 hrs.
Gutierrez, Edward	Teacher's Aide	Child Dev.	August 20, 2012			From 3.9 hrs. to 8 hrs.
Petros, Diana	SLPA	Speech Dept.	August 22, 2012			From 5.2 hrs. to 6.5 hrs.
<b>TEMPORARY APPOINTMENTS - Out of Class Compensation</b>						
Avalos, Matilda	Sch. Off. Asst. Sec.	Valley	February 1, 2013	February 22, 2013	24/3	
Barrett, Shawn	Plant Custodian Int.	Bldg. Svcs.	December 27, 2012	January 4, 2013	32/1	
Chavez, Robert	Help Desk Analyst	ITC	November 2, 2012	January 31, 2013	48/5	
Jimenez, Anabel	Fd. Svc. Spvr. Elem.	Food Svcs.	December 17, 2012	June 13, 2013	15/1	
Marquez, Cynthia	Attendance Tech.	Willard	January 28, 2013	February 1, 2013	24/3	
Pecharich, Joseph	Electrical/Electronic Spvr.	Bldg. Svcs.	November 27, 2012	December 10, 2012	46/3	Correction of Salary
<b>ACTIVITY SUPERVISOR</b>						
Kuo, Kenny	Activity Spvr.	Segerstrom	January 22, 2013			
<b>HOURLY APPOINTMENTS</b>						
Ellis, Ruth	Instr. Provider	McFadden	January 21, 2013			
Flores, Zaira	Instr. Provider	Santa Ana	January 23, 2013			

**CLASSIFIED PERSONNEL CALENDAR**

**Personnel Calendar  
 Board Meeting - February 12, 2013**

<b>NAME</b>	<b>POSITION</b>	<b>SITE</b>	<b>EFF. DATE</b>	<b>END DATE</b>	<b>SALARY</b>	<b>COMMENTS</b>
<b>SUBSTITUTES</b>						
Aguirre, Norma	Fd. Svc. Wkr.		January 29, 2013		11/1	
Anaya, Liliana	Fd. Svc. Wkr.		January 29, 2013		11/1	
Angel Felix, Wendy	Fd. Svc. Wkr.		January 18, 2013		11/1	
Autagavaia, Stephanie	Fd. Svc. Wkr.		January 22, 2013		11/1	
Bermejo Mora, Juanita	Fd. Svc. Wkr.		January 22, 2013		11/1	
Bishop Sr., Michael	Administrative Sub.	District Office	December 27, 2012		\$106.15	Correction of Date
Diaz, Jose	Fd. Svc. Wkr.		January 29, 2013		11/1	
Escobar Contreras, Nancy	Fd. Svc. Wkr.		January 29, 2013		11/1	
Madrigal, Martha	Instructional Asst.		January 24, 2013		19/1	
Ros, Brian	Instructional Asst.		January 17, 2013		19/1	
Ruiz, Idalia	Fd. Svc. Wkr.		January 29, 2013		11/1	
Silvas, Alexis	Instructional Asst.		January 23, 2013		19/1	

**AGENDA ITEMS REQUESTS  
 CLASSIFIED  
 2012-13**

TITLE OF ACTIVITY	SITE	FUNDING	NOT TO EXCEED	EFFECTIVE
After School & Saturday Intervention - Classified (Ratification)	Diamond Elementary School	EIA-LEP	\$1,500	January 30, 2013
Childcare	Sepulveda Elementary School	Title I	\$500	March 13, 2013
Childcare Provider/Activity Supervisor (Ratification)	Madison Elementary School	EIA-SCE	\$5,000	December 12, 2012
Classified Extra Duty	Lorin Grisnet Academy	General	\$250	March 13, 2013
Classified Extra Duty	Lorin Grisnet Academy	General	\$250	March 13, 2013
Clerical Extra Duty (Ratification)	Lorin Grisnet Academy	General	\$1,000	January 14, 2013
Extra Duty for Classified Employees (Ratification)	Kennedy Elementary School	EIA	\$2,000	September 26, 2012
McKinney-Vento Services (Ratification)	Center Street Site - Pupil Support Services	McKinney-Vento Homeless Education Title X Part A Set- Aside Budget	\$5,000	January 15, 2013
Paraprofessionals/Translators (Ratification)	Lincoln	EIA-SCE	\$7,000	January 1, 2013
Saturday Math Academy Extended Learning: Tutors	Willard Intermediate School	EIA	\$3,000	February 13, 2013
SIG Classified Extra Duty Clerical, Community Liaison & Call Center (Increase) (Ratification)	Willard Intermediate School	SIG	\$39,000	January 1, 2013
Tutoring Intervention English Learners	Muir	EIA-SCE	\$6,373	February 13, 2013