

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

MINUTES

REGULAR MEETING  
SANTA ANA BOARD OF EDUCATION

July 13, 2004

CALL TO ORDER

The meeting was called to order at 4:50 p.m. by Board President Richardson. Mrs. Avila and Mr. Palacio were also present. Dr. Yamagata-Noji and Mr. Sal Tinajero arrived at 5:10 p.m.

Cabinet members present were Dr. Mijares, Dr. Bennett, Dr. Stabler, Mr. Best, Ms. Brown, Mr. Sharp, Dr. Stainer, Dr. Bratcher, and Mrs. Araujo-Cook.

MEETING RECESSED AND RECONVENED

At 4:50 p.m., the Regular meeting was recessed to Closed Session to consider real estate negotiations, legal matters, personnel matters, special education contracts, and student discipline issues.

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

There were approximately 10 members of the community and District staff in the audience.

PLEDGE OF ALLEGIANCE

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

SUPERINTENDENT'S REPORT

A moment of silence was observed in memory of Lance Corporal Cenicerros, a former Valley High School student who graduated from Santa Ana College's continuing education adult high school program in June 2000.

Dr. Mijares called attention to student artwork displayed in the Board Room from Pio Pico elementary school.

Congratulations to Monte Vista Elementary School and its principal, Anita Ford. The school was awarded a \$10,000 donation from the local Superior Super Warehouse. The office of Mayor Miguel Pulido recommended Monte Vista to receive the gift at an Awards and Banquet Dinner on September 10.

The Superintendent congratulated Kelvin Vuong, a 2004 graduate of Saddleback High School. On Saturday, July 24, Kelvin will receive the Eagle Scout Award, the Boy Scouts of America's highest honor. For his Eagle project, Kelvin painted a map of the United States at John Muir Fundamental Elementary School.

The County of Orange Health Care Agency works closely with the SAUSD to promote anti-smoking messages to kids. The *Real Orange* KOCE television program recognized Libier Hernandez, a McFadden Intermediate student, by airing her

artwork on television Monday, July 12. The student's artwork is displayed on a billboard located on the corner of Warner and Raitt Streets in Santa Ana, for one month.

The Bill and Melinda Gates Foundation annually awards \$1,000 scholarships to minority students who have excelled in the classroom and demonstrated a financial need to continue their education. The scholarship pays for all the costs not covered by other scholarships or financial aid, regardless of school. Scholarship for Ashley Lewis, student at Middle College High School totals around \$17,000 per year. She plans to attend Bethune Cookman College in Florida. Stacey Chau of Saddleback High School earned almost \$5,000 per year and will attend Reed College in Oregon, Stephanie Chau, also of Saddleback High, earned more than \$8,000 per year and will attend Boston University, and Ruth Olivos, of Santa Ana High School, earned \$10,000 per year to attend the University of California, San Diego.

Dr. Mijares provided a quick synopsis concerning the revocation of the Orange County Elementary Arts Academy Charter at the previous Board meeting. The Superintendent emphasized the importance and support of the SAUSD offering parents their school of choice. He stated that out of the ten charters in Orange County, six schools are in the Santa Ana Unified School District. In January of 2004, the Governor enacted Bill 1130, which heightens the level of accountability and responsibilities by school districts. He then reviewed letters concerning the revocation.

#### UPDATE ON SCHOOL BUILDING PROGRAM

Mr. Hills provided an update and review on the school building program, also included were aerial views of the various schools in progress:

- The construction of Manuel Esqueda Elementary School began October 2003. The project is currently on schedule and is 54% complete. The anticipated completion date is January 2005. The contract price is \$15,531,000.
- The construction of Segerstrom High School began July 2003. The project is currently on schedule and is 36% complete. The anticipated completion date is September 2005. The contract price is \$53,175,000
- The construction of Hector G. Godinez Fundamental High School began October 2003. The project is currently on schedule and is 26% complete. The anticipated completion date is January 2006. The contract price is \$65,770,000
- Lathrop Intermediate School -
  - Asphalt, fencing, carpeting, and vinyl flooring, roofing replacement and repairs: \$40,000. New irrigation, lighting replacement, and plumbing repairs: \$65,000. Conversion of wood shop to technology lab, new walls, flooring and electrical work: \$30,000 and exterior painting: \$15,000, total costs of work at Lathrop: \$150,000.
  - Painting, flooring, roof repairs, lighting and plumbing repairs were completed. Completion of the computer lab conversion within one week, room will be ready for furniture. The parking lot and fencing are the only work left to be completed and is scheduled to begin within the next thirty days.

- The QZAB and Higher Learning Center project was awarded by the Board at the May 25, Board meeting. Construction began June 2004 and the anticipated completion is December 2004. The project is currently 25% complete. The construction costs are \$3,890,000.
- Valley high school modernization - Electrical upgrades heating, ventilating and air conditioning installation work began July 12, 2004. The anticipated completion date is August 13, 2004. Costs for the project are \$25,000. The District's Building Services Department is purchasing and installing this equipment.
- The remediation/demolition project for the Heroes Elementary site was advertised on May 13 and May 20, 2004. Bids were opened on July 7, 2004. The agenda item is going before the Board tonight for acceptance. Expected completion is within forty-five days of the notice to proceed.
- Lincoln and Jefferson elementary school modernizations - This project was awarded by the Board at the May 25 meeting. The scheduled start date for Lincoln modernization is September 2004 with anticipated completion in March 2005. The scheduled start for Jefferson is June 2005 with anticipated completion in September 2005. The construction costs are \$3,974,000.
- Hoover and Lowell elementary school modernizations - These projects will be advertising in July 2004 and bids will be opened in August 2004. The scheduled start date is September 2004 with the anticipated completion in September 2005. The construction budget for this project is \$3,500,000.
- The Jackson elementary and McFadden intermediate modernization projects will be advertised in July 2004. Bids are scheduled to be opened in August 2004. The scheduled start date for Jackson is September 2004 with the anticipated completion in July 2005. The scheduled start date for McFadden is December 2004 with the anticipated completion in September 2005. Estimated costs are \$4,100,000.
- Mt. View High School project will be advertised in July 2004. Bids will be opened in August 2004. The estimated start date is September 2004 with the anticipated completion in January 2006. This project has a construction budget of \$10,300,000.
- Total costs for current ongoing construction projects at Manuel Esqueda, Segerstrom, Godinez, Lathrop, QZAB, Valley Library Upgrades, Lincoln / Jefferson Modernizations, & Heroes Remediation totals \$143,000,000.
- List of completed projects:
  - Exterior painting of buildings and portables - various sites
  - Placement of new restroom portables - various sites
  - Lunch shelters and new roofing projects - Various sites
  - Flooring and abatement work - various sites
  - New fire alarm and public address systems - various sites
  - Heating, ventilating and air conditioning systems - various sites
  - New parking lot and ADA requirements - Taft Elementary
  - New administration building - Sierra Intermediate

- New multi-purpose building - Romero Cruz Elementary
  - Two new classroom additions - Garfield Elementary
  - Demolition of existing structures for new school buildings
  - Modernizations - Monroe, Taft, Adams and Madison elementary schools
  - Construction of classroom buildings at Jackson, Lincoln, Roosevelt and Washington elementary schools
- Total costs for completed projects totals \$42.9 million
  - Total construction costs for current and completed projects is \$185.8 million.

Mrs. Avila requested clear signage to the entrance of Segerstrom high school. A suggestion was to post the flagpole adjacent to the administration building to help distinguish the entrance of the school for students and parents.

Board also requested to provide sufficient lighting in the new science wing at Godinez fundamental high school for security purposes.

Mr. Tinajero asked that the Public Information Office provide a schedule of Modernization Open House events to the Board in Week In Review.

PUBLIC HEARING

To Review the Statement of Assurance for Pupil Textbooks and Instructional Materials Pursuant to Education Code 60119 Requirements

The President declared the meeting open to receive public comments in reference to the Statement of Assurance for Pupil Textbooks and Instructional Materials Pursuant to Education Code 60119 Requirements.

Hearing no comments, the Public Hearing was declared closed.

RECOGNITION

Classified Employee of the Month for July - Rocio Cariño

Mrs. Sharon Duckworth, Administrative Secretary, Human Resources, presented Ms. Rocio, Personnel Assistant, the Classified Employee of the Month Award for July. She stated that Rocio is a great asset to the District with her commitment, dedication, and dependability. She greets everyone with a smile and cheerful attitude. She is an amazing individual who goes above-and-beyond the call of duty with an incredible work ethic. She has a sincere interest in helping people. She has been working for the District for three years. The District is very fortunate to have such a positive employee doing an exemplary job. Mr. Winston Best, Associate Superintendent and Mr. Archie Polanco, Senior Director Human Resources, both reiterated how wonderful and dedicated employee Rocio is. They commended her for her dedicated service to the District.

On behalf of the District and the Board, a plaque engraved with her name, month for which she was honored, and a gift certificate for dinner at her favorite restaurant was presented.

APPROVAL OF MINUTES

It was moved by Mr. Tinajero, seconded by Dr. Yamagata-Noji, and carried 4-0, Mr. Palacio not present, to approve the Minutes of the Regular Board Meeting of June 22, 2004.

APPROVAL OF CONSENT CALENDAR

The following item was removed from the Consent Calendar for discussion and separate action: Approval of Additional Fees for Supplemental Services for the Hoover, Jackson, Lowell, Lathrop, McFadden Modernization, and Mountain View High School Projects.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 4-0, Mr. Tinajero abstaining, to approve the remainder of the Consent Calendar as presented.

The following gifts were accepted subject to the condition that the District does not guarantee maintenance of the items or expenditure of District funds for their continued use.

Gifts

Carver Elementary  
\$1,811 for instructional supplies

Diamond Elementary  
Panasonic Microwave

Edison Elementary  
\$1,000 for student activities

Heninger Elementary  
\$1,500 for instructional supplies

Heninger Elementary  
\$2,000 for instructional supplies

Jackson Elementary  
\$500 for instructional supplies

Martin Elementary  
\$191 for instructional supplies

Monroe Elementary  
\$500 for instructional supplies  
and RIF program

Muir Fundamental Elementary  
\$2,189 for student library

Muir Fundamental Elementary  
\$1,000 for student supplies and  
incentives

Muir Fundamental Elementary  
\$211 for instructional supplies

Washington Elementary  
\$53 for supplies

Lathrop Intermediate  
\$103 for student body activities

Villa Fundamental Intermediate  
\$1,000 for math supplies

Saddleback High  
\$2,775 for pitching machine

Santa Ana High  
Refrigerator for Girl's Athletics

Donors

Washington Mutual Bank  
Mr. Roy Kaplan  
Princeton, NJ

Ms. Barbara Scott  
Aliso Viejo

Wal-Mart Foundation  
Mr. Edwin Y. Yap  
Santa Ana

Mrs. Diana Maloziec  
Huntington Beach

Heninger PTA  
Maria S. Juarez  
Santa Ana

Wal-Mart Foundation  
Mr. Edwin Y. Yap  
Santa Ana

Target  
Mr. Gregg Steinhuf  
Minneapolis, MN

Committed Active Neighbors, (CAN)  
Ms. Marcia Long  
Seattle, WA

Muir PTA  
Mrs. Anabel Jimenez  
Santa Ana

Wal-Mart Foundation  
Mr. Edwin Y. Yap  
Orange

Muir PTA  
Mrs. Anabel Jimenez  
Santa Ana

Verizon Long Distance  
Ms. Pamela Harris-Straughn  
Minneapolis, MN

Target  
Mr. Gregg Steinhuf  
Minneapolis, MN

Sam's Club  
Irvine

Saddleback High  
Student Body  
Santa Ana

Ms. Eileen Jones  
Santa Ana

Santa Ana High \$150 for Leadership Academy and mini-boot camp	Jewish War Veterans of USA Orange County Post #760 Mr. Greg Lee Costa Mesa
Santa Ana High \$190 for Leadership Academy and Mini-boot camp	Grampaw Pettibone Squadron, Inc. Mr. James Menees Anaheim
Santa Ana High \$1,000 for Cross Country Camp	Rotary Club of Santa Ana Mr. John Castillo Santa Ana
School Police Services \$100 for drug/weapons detection canine	Ifex, Inc., Industrial Formula Exchange Mr. Zoilo Ruiz Orange
School Police Services \$1,000 for drugs/weapons detection canine	Santa Ana Elks Bingo Charity Mr. Robert Hatch Santa Ana
School Police Services \$100 for drugs/weapons detection canine	Lees Ms. Catherine Thomas Duarte, CA
School Police Services \$100 for drugs/weapons detection canine	JJJ Floor Covering Mr. James David Garrett Anaheim
School Police Services \$500 for drugs/weapons detection canine	Bat Jac Glass Company Mr. Matt Burge Santa Ana
School Police Services \$500 for drugs/weapons detection canine	Refrig Supplies Distributor Total Control Mr. Andy McNeil Lake Forest
School Police Services \$500 for drugs/weapons detection canine	Medical Air Care, Inc. Mr. Woody Philhower Cypress
School Police Services \$200 for drugs/weapons detection canine	Fields Devereaux Architects and Engineers Mr. Emad Handy Los Angeles

Approval of purchase orders issued June 9 through June 23, 2004, to purchase materials, supplies, etc., with funds previously approved.

Approval of warrant listings prepared June 14 through June 18, 2004, to pay budgeted District financial obligations.

<u>AWARDS</u>	<u>VENDOR</u>	<u>AMOUNT</u>
Custodial/Paper Supplies/ Warehouse Stock Districtwide	Pioneer Chemical Company	\$219,683.54
	Unisource La Palma, CA	123,707.88
	Westlite Supply Co., Inc. Cerritos, CA	28,116.99
	Waxie Sanitary Supply Santa Ana, CA	28,099.62
	Poly Star, Inc. San Leandro, CA	\$15,232.00
	Infinity Hospitality Group Inc. Corona, CA	\$4,718.80
	Shamrock Supply Company Santa Ana, CA	\$3,316.88
	Totals =	\$422,875.71

Removal Action Work Plan (RAW) and Demolition of Existing Structures at Heroes Elementary	Doja, Inc.	\$589,000.00
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Approve Change Order No. 1. for the construction of Godinez High School project at no cost to the District.

Approve Change Order No. 2 for the construction of Godinez High School project for a credit of (\$163,922.59) for a revised total construction cost of \$63,093,677.41.

Approve Change Order No. 2 for bid package 6, 7a, and 7b for the construction of Segerstrom High School project in the amount of \$107,252.11 for a revised total construction cost of \$54,411,655.11.

Ratification of appointment and agreement with School Planning Services to provide a School Facilities Needs Analysis.

Approval of re-appointment of Donna Desmond Associates to provide goodwill appraisal services for Joe K. Otsuka Elementary School for an amount not to exceed \$32,000.

Approval of membership in Public School Services (PSS) for the 2004-05 fiscal year.

Approval of continuation of agreement with Wireless Consulting to serve as consultant in the area of wireless technology.

Approval of renewal of consultant BondLogistix for the 2004-05 fiscal year.

Approval of modification of contract for the purchase of classroom and office furniture and equipment for various sites for Culver Newlin Inc., and McMahan Business Interiors for manufacturers listed above the pursuant to Bid #3-04.

Approval of 2004-05 Consolidated Application for funding Categorical Aid Programs, Part I.

Ratification of submission of Kaiser Permanente Child Health Plan Outreach grant.

Ratification of Memorandum of Understanding (MOU) between the Arnold and Mabel Beckman Foundation and the Santa Ana Unified School District for participation in the Supplemental Grant of the Beckman Science Education Initiative for the 2004-05 school year.

Approve the Declaration of Need for Fully Qualified Educators for the 2004-05 school year as requested by the California Commission on Teacher Credentialing.

Adoption of Resolution No. 04/05-2569 - Certification of a Board Member's absence from a Board Meeting due to illness.

A copy of the resolution is attached to the Minutes of the meeting.

Approval of Extended Field Trips:

Santa Ana High School - Debate  
Summer Debate Camp  
Howard University  
Washington, D.C.  
July 1-11, 2004 (Thursday-Sunday)

Valley High School - Youth Leadership  
National Council for Community and  
Education Partnership Annual Conference  
Washington, D.C.  
July 24-28, 2004 (Saturday-Wednesday)

Century High School - Girls Basketball  
San Diego Classic Tournament  
San Diego, California  
July 15-18, 2004 (Thursday-Sunday)

Century High School - Boys Basketball  
Summer Basketball Classic Tournament  
Denver, Colorado  
July 16-19, 2004 (Friday-Monday)

Approve the recommendations for the administrative hearing panels to expel the students for the recommended terms and with the recommended remediation conditions.

141925 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

137681 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

144436 - Carr

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

105912 - Saddleback

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

142760 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

198265 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

136693 - Willard

for violation of Section (g), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

152067 - Carr

for violation of Section (a), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

134708 - McFadden

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

168219 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

130191 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.



183064 - Spurgeon

for violation of Section (c and f), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

118566 - Santa Ana High

for violation of Section (f), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

134376 - Willard

for violation of Section (g), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

139741 - Carr

for violation of Section (a and e), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

107157 - Saddleback High

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

127217 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

137066 Santa Ana High

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

142444 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

121742 - Saddleback High

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

140345 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

119328 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

153121 - Spurgeon

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

128264 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

132120 - Lathrop

for violation of Section (a and b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

129532 - Carr

for violation of Section (g), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

134294 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

100249 - Saddleback High

for violation of Section (a), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

122065 - Saddleback High

for violation of Section (c and i), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

114597 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

145982 - Lathrop

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

144620 - Mendez

for violation of Section (c), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

128947 - Willard

for violation of Section (g), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

155603 - Saddleback

for violation of Section (b), that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

127374 Lathrop

for violation of Section b, that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

130376 - Willard

for violation of Section g, that the Board expel him from the schools of the District, for the balance of the spring semester, 2003-04 school year, and that the expulsion order be suspended until June 15, 2004, and that he be permitted to return to a District school/program on a probationary status.

APPROVAL OF ADDITIONAL FEES IN THE AMOUNT OF \$125,150 FOR SUPPLEMENTAL SERVICES TO BE PROVIDED BY THE RESPECTIVE ARCHITECTS FOR THE HOOVER, JACKSON, LOWELL, LATHROP, MCFADDEN MODERNIZATION AND MOUNTAIN VIEW HIGH SCHOOL PROJECTS.

Dr. Yamagata-Noji removed the item. Ms. Brown stated that due to escalating construction bids on public works projects in California, the existing plans and specifications for modernization projects must be down-scoped in an attempt to bring the projects in line with available revenues. Dr. Noji suggested that Board discuss the item during Agenda Item 7.0. Dr. Yamagata-Noji referred to the Mountain View project listed and stated \$20,000 to down-scope the project is premature without a discussion. Dr. Yamagata-Noji then inquired about staff's recommendation.

Ms. Brown stated that the item requests additional fees for modifications to enable a project budget to assure a successful bid.

Dr. Yamagata-Noji asked if Mountain View had gone out for re-bid. Ms. Brown stated affirmative, that the architect had returned it for additional fees. Dr. Yamagata-Noji stated that she would not support the Mountain View item.

Mr. Palacio stated that each time the Board delays projects that it financially affects the District.

Board concurred that voting for this item would take place during the 7.0 Discussion.

ADOPTION OF RESOLUTION NO. 04/05-2570 - INSTRUCTIONAL MATERIALS FUNDING REALIGNMENT PROGRAM CERTIFICATION PURSUANT TO EDUCATION CODE 60119 REQUIREMENTS

Dr. Yamagata-Noji inquired about the removal of lockers at Saddleback High School and the physical effects of students having to carry textbooks. She asked if the District was considering a second set of books. She requested a report from Secondary Education concerning the issue.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Tinajero, and carried 5-0 to adopt Resolution No. 04/05- Instructional materials funding realignment program certification pursuant to Education Code 60119 requirements.

A copy of the resolution is attached to the Minutes of the meeting.

CHANGE IN AGENDA ORDER

APPROVAL OF 2004-05/2005-06 INSTRUCTIONAL CALENDARS

Dr. Yamagata-Noji asked that staff provide a summary sheet including the beginning and ending dates, cycle/schedule, and school name, in Week In Review.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 5-0, to approve the 2004-05/2005-06 instructional calendars as presented.

A copy of Instructional Calendars are attached to the Minutes of the meeting.

APPROVAL OF PERSONNEL ACTION

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 5-0, to approve the Personnel Calendar as presented.

A copy of the Personnel Calendar is attached to the Minutes of this meeting.

## PUBLIC COMMENTS/PRESENTATIONS

President Richardson asked those members of the community who wished to address the Board to step forward as he called their names.

Kim McPeck, 1823 Ross, Santa Ana, addressed the Board to ask for District's assistance to mount the newly purchased scoreboard on the Baseball field at Saddleback High School.

Pilar Sanchez, SAUSD employee, addressed the Board to thank them for a successful retirement event at the Santa Ana Performing Arts and Events Center. She also spoke about an item on the agenda that seeks Board's approval to subcontract an agreement between the SAUSD and THINK Together to expand the implementation and operation of its after-school programs. She urged the Board to re-hire instructional assistants rather than hiring outside staff.

Jane Ross Laguna, 2243 Baker, Santa Ana, spoke on behalf of the Orange County Elementary Arts Academy (OCEAA) she stated that a seven-page letter was prepared and sent to the SAUSD in reference to the previous meeting in which the charter revocation occurred. She then provided clarification and justification as to why OCEAA believes the SAUSD should not have approved the revocation of OCEAA. She invited the public to view their website.

The following individuals addressed the Board in support of the Memorandum of Understanding (MOU) concerning the parking lot opportunity at Taft. They urged the Board to approve the MOU and thanked Nexus Development Corporation, South Coast Church, and the SAUSD for making this a possibility.

Heide Radisay, 401 Sierra, Santa Ana  
Jim Walker, 3721 Ross, Santa Ana  
Les Goldberg, 2717 Woodland, Santa Ana  
Paul Williams, 522 W. Aurora, Santa Ana

Tom Harrison, SAUSD staff member and SAEA president, addressed the Board in reference to the THINK Together agreement on the Agenda. He said that he speaks on behalf of teachers and that the item implies outsourcing which is a bad faith move following a 4% salary reduction. He said that teachers and instructional assistants are proven professionals and cannot be easily replaced by college or high school students. He said that with ongoing negotiations taking place concerning the ACEE and if approved, it may force the union to file an unfair labor practice.

## DISCUSSION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN SANTA ANA UNIFIED SCHOOL DISTRICT AND THE SOUTH COAST CHURCH FOR SUPPLEMENTAL VEHICULAR AND PEDESTRIAN ACCESS TO THE TAFT SCHOOL SITE

Dr. Mijares introduced the item. He stated that the proposed residential project seeks to reduce vehicular and pedestrian traffic in the Sandpointe Neighborhood and a wonderful opportunity for Taft Elementary School. He said that the Nexus Development Corporation also desires to become a partner with Taft Elementary in regards to the instructional program in the area of technology, which would enable the expansion of the MIND institute, which is a computerized mathematics program. He then introduced Ms. Margie Brown, Assistant Superintendent, Facilities/Governmental Affairs.

Ms. Brown provided a summary concerning the MOU. She said that the District was approached by the Nexus Development Corporation to help facilitate parent drop off and staffing issues. She explained the issues and offered

solutions as described in the MOU. The improvements to the District may include:

- Paving of the access road on school property including a five-foot wide pedestrian walkway connecting the Westside of the supplemental drop-off/pick-up area with the proposed eastside pedestrian walkway;
- Relocating three portable classrooms;
- Re-routing utilities and communications for three portable classrooms;
- Provide installation of an additional portable classroom for a 35-station computer lab;
- Provide Taft with MIND Institute Technology;
- Striping of playground games on new access road; and
- Pedestrian access over the flood control channel on the Westside of the campus near Keller Street

She then introduced Mr. Tao, District's legal counsel who addressed a change/addition in the MOU in regards to an indemnification clause. He stated that the church asked for clarification if an injury occurred while on the church's property. Mr. Tao recommended including a cross-indemnification clause, which would enable the usage of the church's own insurance.

Dr. Yamagata-Noji asked if the agreement is solely with the church. She then asked the District's stance if the property were to go up for sale. Mr. Tao stated that there are issues that are yet to be worked out within the MOU. He said that the church must provide the district at least 12 months prior written notice of its intent to sell the property. In addition, the district would have the first right of refusal which means, that the District would have the right to purchase the property before other interested parties. He said that if the church sells to another church, the easement shall remain in full force and effect and the District would have no first right or refusal to negotiate the purchase of the property.

Ms. Brown stated that the MOU is the first step. She said that the District will return with the permanent easement in a couple of months, and the developer has agreed to move forward with the CEQA and coordinate planning with the CDE.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Richardson, and carried 4-0, Mr. Tinajero not present, to approve the Memorandum of Understanding (MOU) Between Santa Ana Unified School District and the South Coast Church for supplemental vehicular and pedestrian access to the Taft school site.

Mr. Richardson inquired if every time District removes portables from school sites, if it is necessary to contact DSA. He requested a report in WIR.

APPROVAL OF SUBCONTRACT AGREEMENT BETWEEN THE SANTA ANA UNIFIED SCHOOL DISTRICT AND THINK TOGETHER TO EXPAND THE IMPLEMENTATION AND THE OPERATION OF AFTER SCHOOL PROGRAMS FOR THE 2004-05 SCHOOL YEAR

Dr. Mijares introduced the item. He said that THINK Together is a local community-based, non-profit organization that provides an extension of academic tutoring services to after-school programs. He said that the district has not been able to negotiable a rate of pay which is fair to all and cost effective for the program. He stressed that this program does not call for displacement of teachers or classified employees on the contrary the District believes that more positions will be offered with a fair and competitive pay scale. He said that THINK Together will be making a \$500,000 - \$1 million pledge to the district and have already accrued \$.5 million toward that contribution. He

said that currently some employees are earning hourly wages that are too high, which has forced the closure of after-school tutoring due to an encroachment of funds, in some cases mid-stream.

Dr. Bratcher stated that currently great disparity exists among the hourly payment to employees who work in the after-school programs, which ultimately causes inconsistency of program delivery from one site to another. He reiterated that THINK Together would be able to contribute between \$500,000 and \$1 million for the continuance of the program. He then provided a PowerPoint presentation:

Grant History:

- In 1999-00 - Four SAUSD schools/360 students served
- In 2003-04 - 38 schools/approximately 8,000 students serviced
- In 1999-00 - employed 41 Classified and 24 certificated employees
- In 2003-04 - Now have 352 classified and 352 certificated employees

Grant Model:

- Open 170 days (traditional/Modified D) or 210 days Year Round Schedule (YRS)
- Open three hours/day (ASESP) until 6:00 p.m.
- Open on all regular school days (not holidays or weekends)
- Program includes: homework, academics, enrichment, 20:1 ratio for paid certificated staff (required by NCLB)
- Instructional provides to assist program implementation (NCLB)

Review of Grants: - After School Educational and Safety Programs ASESP and 21<sup>st</sup> Century Community Learning Center (CCLC)

- ASESP 1: 4 schools
- ASESP 2: 22 schools
- ASESP 3: 3 schools
- 21<sup>st</sup>/CCLC: 33 schools
  
- ASESP 1: 1 school
- ASESP1+21<sup>st</sup> CCLC 3 schools
- ASESP 2: 3 schools
- ASESP 2+21<sup>st</sup> CCLC 19
- ASESP 3: 1 school
- ASESP 3+ 21<sup>st</sup> CCLC 2 schools
- 21<sup>st</sup>/CCLC 9 schools
- Total = 38 schools served

Schools Participation 2003-04:

	Elementary	Intermediate
• YRS - 18:	16	2
• Cycle D - 2:	1	1
• Modified D - 8	7	1
• Traditional +10	5	5
• Total	29	9

Grant Collaboration Requirement:

- Must seek collaborative resources
- Develop community -based partnerships
- Identify matching resources
- LEA maintains grant control in all collaborative relationships

Additional Requirements:

- Provide a snack (USDA)
- Provide staff development
- Provide formal, independent evaluation for program
- Show academic growth in order to qualify for recertification
- Reimbursement to SAUSD @ \$5/day/ADA

Program Challenges:

- Enrollment at YRS difficult to maintain when off cycle: can no longer collect ADA for students on inter-session
- Shortage of site coordinators and staff in general at some schools
- Inability to hire additional academic teachers to meet 20:1 ratio; hourly costs limit ability hire enough staff
- Shortage of qualified classified staff at many sites
- Some site coordinators could not recruit staff, maintain ADA, and coordinate data collection
- Late starts of programs cause loss of ADA due to staffing constraints
- Disparity in hourly certificated staff salaries affect budget planning
- Expenditures exceed ADA income at many schools, which impacts the general fund

Financial Impact:

- Six year-round school programs were forced to close one month early due to funding shortage and disparity of salaries
- Cost overruns of the program have created program deficits

Additional Costs:

- An increase of indirect costs to cover expenditures of the program, i.e. administrative, clerical support, budget monitoring, etc.
- Difficulty in development of budget due to wide range of certificated salaries, benefits, and STRS costs

Why did this not happen in years past:

- Carryover of start up funds were available
- Empowerment Zone funding was utilized at the onset of the program
- Schools reached ADA projections
- Staff was able to make budget adjustments for each site by modifying hours of service for personnel due to smaller program size
- As programs expanded, targeted ADA projects were not met

T.H.I.N.K. Together-Community Partner:

- Partnership with SAUSD since 1999
- Known as a high quality program provider
- Documented evaluation results in all programs
- Currently provides more than \$1,100 tutors to SAUSD delivering more than \$50,000 hours per year
- Able to contribute \$500,000 to \$1 million per year for the continuance of the program

Mr. Barth clarified the following:

- grant calls for a 20:1 paid staff ratio
- grant did not specifically call for certificated staff
- By utilizing full-time site coordinators, it would improve program quality
- Program has a good track record of high quality evaluation results
- THINK Together is prepared to pay certificated teachers \$32.00 per hour (statewide average is \$26.00 per hour)
- Current wage is \$55.00 per hour plus STRS which causes an imbalance
- Classified wage is \$12.54 per hour
- THINK Together is organized and able to run the number of programs and additional programs as needed

Dr. Noji inquired as to the recommendation of THINK Together to the District. Dr. Bratcher stated that they have been working with the District since 1998.

Dr. Noji asked District to investigate salaries and contracting issues related to the program. She is also concerned about management of program, daily structure and activity, accountability, and asked for a report on the total encroachment to the General fund.

Mr. Palacio inquired about the legal ramifications if the associations file a grievance. He then asked if we had a legal opinion concerning outsourcing.

Mr. Richardson asked what the grant requires by way of staffing. He then requested the following information:

- What did the district request when initially wrote the grant
- Specific plan by school site
- How many students being serviced by each site
- What sites accomplished their ADA goal
- What schools ended programs early and what were the common features at those sites (hiring teachers at higher rate, etc.)
- Sites in which classified staff are not qualified
- Communicate with associations and provide feedback to Board
- Administration review draft agreement
- At what sites did expenditures exceed ADA
- What will success look like and how would we know

Staff members from THINK Together provided cost information to the Board. Ms. Mindel stated that the all students receive assistance in homework and academic intervention, which focuses on reading and mathematics. The program also includes outside recreation, arts, and character enrichment.

The Board concurred that communication occur with the unions in reference to salary and that an alternative agreement be provided for Board's review.

Mr. Palacio stated that THINK Together is a credible agency and supports the overall organization.

Mr. Best stated that there is an ongoing communication with the union concerning the salary. He stated that the hourly rate should be computed at Factor E, which is \$42.00 - \$45.00 per hour as an extra-service assignment. For classified the rate is and should be \$12.54 per hour.



Dr. Prenovost stated that this is a program that creates a bridge between teachers and students. She said that THINK Together hopes to continue with certificated teachers in a way to afford them. She said that there is a 50% required match which amounts to approximately \$1.3 million that THINK Together can offer the SAUSD. She said that THINK Together desired to increase the resources for students not take them away.

Board concurred that the item be returned to a future Board meeting following discussions with both unions.

CALL FOR RECESS

President Richardson called for a recess at 9:20 p.m. to allow members of the audience to leave the meeting if they so desired.

REGULAR MEETING RECONVENED

The Regular meeting was reconvened at 9:40 p.m.

DISCUSSION OF MASTER PROGRAM BUDGET (MPB) FOR THE SCHOOL BUILDING PROGRAM

Ms. Brown introduced Mr. Jay Davison, with Capital Program Management (CPM) and his staff who presented the updated reconciled revenues as of September 30, 2003, from the multiple funding sources that make up the school Building Program. She said that CPM has been working closely with District's facilities and construction staff, consultants, architects, and construction managers to update planning costs and escalate construction costs. Adjustments and potential impacts were presented in reference to the overall School Building Program.

Mr. Davison provided for Board's review the process used by CPM. He then reviewed transactional data, financial reports, and line items presented in the program budget. He stated that in addition to the MPB is Saddleback's modernization data. He said that CPM would continue to update all project budgets at least monthly by including Board authorizations, purchase orders, contracts, and change orders. He stated that the plan would also include training of facilities staff in CPM database utilization. He reminded Board that in the recent months, construction costs have escalated at an unprecedented rate, in part due to increases in material and labor, increased demand due to available State funding, and increasingly healthy State economy. He also recommended options for construction cost reductions, which include:

Attracting multiple bidders:

- Bid timing
- Market to good contractors
- Prompt payment
- District reputation for fairness
- Open district specifications

Good plans and specifications:

- Competent design team
- Constructability review
- District review
- District standard specifications

Process issues:

- Stay on track
- Supervise design team
- Make tough decisions in a timely manner

Mr. Davison stated that when speaking with contractors, it was suggested that the best bidding months are December and January, although, could not guarantee what would occur this year due to the construction demand being so high. He recommended as many bidders as possible and clarity as to what they are bidding, which is very important to achieve cost savings. He stated that it is difficult to obtain many bidders at this time due to the high volume of work. He then addressed Board members questions concerning line items in the program budget. Board thanked Mr. Davison for the informative presentation.

APPROVAL OF ADDITIONAL FEES FOR SUPPLEMENTAL SERVICES FOR THE HOOVER, JACKSON, LOWELL, LATHROP, MCFADDEN MODERNIZATION AND MOUNTAIN VIEW HIGH SCHOOL PROJECTS

Ms. Brown stated that because of escalating construction bids on public works projects in California, the existing plans and specifications for modernization projects must be down-scoped in an attempt to bring the projects in line with available revenues. She then said that Valley modernization plans are in DSA and calls to DSA are made weekly, checking status. She provided a historical overview of Valley High then referred to a site plan describing the modernization work.

Dr. Noji requested that documents referencing Valley High school projects designate "Expansion" or "Modernization", to prevent any confusion. Ms. Brown stated that the expansion project is currently on hold and the modernization project is moving forward through DSA. Outstanding issues on the expansion project include DTSC approval and overhead power lines, which possibly requires an electromagnetic field study. She provided a list of projects performed by building services within the past 18 months. She said that air conditioning is currently being installed in the library and that the higher education center is under construction at Valley high at this time. Other modernization work to be completed at Valley high consists of:

- Parking to conform to ADA access
- Site access and signage
- Air conditioning
- Lighting
- Case work repair
- Flooring
- Painting
- Auditorium (refurbishing seating lighting, sound system, stage, projection system, and painting)
- Cafeteria
- Library
- Gymnasium (incl. bleachers)
- Etc.

Ms. Brown then reviewed timelines, which were provided to the Board:

- Final plan approval expected in August 2004
- Stamped plans in August 2004
- Appoint a Construction Manager in August 2004
- Submit application for State funding in August 2004
- Have attained CDE final plan approval in August 2004
- Funds in budget to move forward with Valley High at this time
- Later there will be costs incurred for bidding, architect, advertising, and bidding and appointing a Construction Manager
- State funds should be received by December 2004 (may be able to move forward with air conditioning in two phases to complete in summer 2005)

Ms. Brown stated that the cost to complete air conditioning and electrical work at Valley High is approximately \$5 million. She said that the State would provide \$3 million and district would pay \$2 million.

Dr. Noji inquired about the architect who was hired 11 years ago, and stated that the District was approved for \$9.2 million and the budget was approved for \$7.2 million. Dr. Noji asked what went wrong during that time.

Ms. Brown said that in the 1980's there was no State eligibility. An architect was selected when the bond passed. She said that the project is very complicated and it took the architect a long time to move forward. On August 15 2002, the school building program was out of money and issued a stop work notice to all projects for a period of time.

Mr. Palacio commented that it is unfortunate that it took 16.5 years to begin the Valley project and that Saddleback high school's modernization began three years ago, and it is the same size project.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji, and carried 3-1, Mr. Palacio dissenting and Mrs. Avila not present, to approve additional fees in the amount of \$105,150 for supplemental services to be provided by the respective architects for the Hoover, Jackson, Lowell, Lathrop, McFadden modernization and not to include Mountain View High School.

AND

It was approved by Mr. Richardson, seconded by Mr. Palacio, carried 3-1, Dr. Yamagata-Noji dissenting and Mrs. Avila not present to approve additional fees in the amount of \$20,000 for supplemental services to be provided by the respective architect for the Mountain View High School project.

BOARD AND STAFF REPORTS/ACTIVITIES  
REPORTS ON VISITS TO SCHOOLS, CONFERENCES ATTENDED, OR MEETINGS SCHEDULED

Dr. Yamagata-Noji:

- Thanked District staff Nora Rodriguez, Antonette Roberto, and SAUSD administration who assisted in the retirement event at the Santa Ana Performing Arts and Events Center.

Mr. Richardson:

- Echoed Dr. Yamagata-Noji's comment concerning the retirement event.
- Attended a meeting at Monte Vista Elementary school concerning the community around the proposed Mountain View High School location. It was a positive meeting and thanked the efforts of City of Santa Ana including Alberta Christa, City Councilmember; Dave Ream, City Manager; Lieutenant Foote, SAPD; and SAUSD staff. He said that when the various entities work together the accomplishments are great.

REPORT OF ACTION TAKEN IN CLOSED SESSION

By a vote of 4-0, the Board took action to terminate a classified employee as named in Closed Session.

By a vote of 3-0, the Board took action to authorize the continuation of the Master Contract and Individual Service Agreements between the SAUSD and Rossier Park Schools for disabled students as named in Closed Session for the 2004-05 school year.

By a vote of 3-0, the Board took action to authorize the continuation of the Master Contract and Individual Service Agreements between the SAUSD and Therapeutic Education Center (TEC) for disabled students as named in Closed Session for the 2004-05 school year.

By a vote of 3-0, the Board took action to authorize the continuation of the Master Contract and Individual Service Agreements between the SAUSD and Emily Griffith Center for disabled students as named in Closed Session for the 2004-05 school year.

By a vote of 3-0, the Board took action to authorize the continuation of the Master Contract and Individual Service Agreements between the SAUSD and Mardan School for disabled students as named in Closed Session for the 2004-05 school year.

RECESS TO CLOSED SESSION

At 11:05 p.m., the Regular Meeting was recessed to Closed Session to consider personnel matters and negotiations.

ADJOURNMENT

There being no further business to come before the Board, the Regular Meeting was adjourned at 11:45 p.m.

FUTURE MEETING

The next regularly scheduled meeting of the Board of Education will be held on Tuesday, July 27, 2004, at 6:00 p.m.

ATTEST:

\_\_\_\_\_  
Al Mijares, Ph.D.  
Secretary  
Santa Ana Board of Education