

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

MINUTES

SPECIAL BOARD MEETING

July 14, 2009

CALL TO ORDER

The meeting was called to order at 5:00 p.m. by Board Vice President Richardson. Other members in attendance were Dr. Yamagata-Noji and Mr. Palacio. Mr. Hernández and Mr. Reyna were not present at the meeting.

Cabinet members present were Ms. Russo, Dr. Olsky, Mr. Murrey, Mr. Lopez, Mr. Mendez, Mr. Ayala, and Mr. Dixon.

PUBLIC PRESENTATIONS

Board Vice President Richardson presided over the meeting. He asked those wishing to address the Board in matters pertaining to Closed Session to step to the podium.

There were no speakers to address the Board regarding Closed Session items.

RECESS TO CLOSED SESSION

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

A hearing was held at the request of a certificated employee. The employee spoke on his/her defense. The employee was informed that a decision would be announced at the end of the Board meeting as well as other considerations on the closed session agenda.

RECONVENE OPEN MEETING

The Regular meeting reconvened at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The meeting was opened with the Pledge of Allegiance led by Clerk Yamagata-Noji.

PRESENTATIONS

Budget Update

Mr. Ron Murrey, Associate Superintendent, Business Services, with Mr. Kelvin Tsunozumi, Executive Director Fiscal Services, presented an update on the SAUSD budget with the assistance of Dr. Cathie Olsky, Deputy Superintendent, and Dr. Tony Wold, Director, Program Quality Analysis.

Mr. Murrey reviewed a PowerPoint on the State Budget, potential availability of funds for SAUSD, Superintendent's recommendations, and ongoing State Budget concerns.

Mr. Murrey stated that the State deficit is currently at \$26.3 billion and growing daily. He said that school districts were the first agency to receive funds and now this is an issue. Funds were to be received in early July have been pushed off to the end of July. Therefore, the State's cash problem is our problem. He stated that it is likely that early, mid-year, and late-year cuts will occur. The County and School Services of California have advised school districts to hold on to reserves.

Mr. Murrey then detailed revenues, expenditures, increases and decreases in unrestricted and restricted funds as well as unrestricted reserves. He then stated that unspecified restricted on-going budget cuts would occur as follows:

2010-11 \$33 million (must identify by December 15)
2010-12 \$4 million

Mr. Murrey next reviewed information on Economic Impact Aid (EIA) (categorical unallocated) funds in the amount of \$16 million. Staff has recommended maintaining \$9 million in Fund 17, in anticipation of additional State budget reductions. He noted that EIA funds are at risk until the budget is adopted. He then reviewed uses of the \$7.4 million one-time Stimulus funds for 2008-09 (Title 1, Special Education, and Stabilization,) which must be spent by next year. Class Size Reduction (CSR) was discussed at length as well as QEIA, facilities, substitute costs, and Teachers on Special Assignment (TOSA). Various scenarios will be brought to the next Board meeting for discussion.

Mr. Murrey stated that staff would continue to focus on meeting all Board priorities. Dr. Olsky stated that a meeting with the County would take place next week regarding QEIA/CSR; information from that meeting will be sent to the Board and shared at the following Board meeting. Ms. Russo stated the goal of the Board and Administration is to staff grade 1 at all elementary schools at an approximate ratio of 23:1 for the 2009-10 school year. Staff and the community were reminded that with adjustments to restore positions and programs, the Orange County Department of Education requires that in the 2010-11 school year we must reduce the budget by \$33 million (by December 15,) and reduce an additional \$4 million in 2011-12.

The Board made several suggestions and recommendations that will be addressed at the next Board meeting.

PUBLIC PRESENTATIONS

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

The following individuals addressed the Board with suggestions for the budget. Others spoke in favor of 20:1 Class Size Reduction.

Patricia O'Neil, SAUSD employee
Jennifer Charles, SAUSD employee
Robert Chavez, SAUSD employee
Dr. Nora Garcia, SAUSD employee

Summarized Data of Williams Settlement Fourth Quarterly Report

Dr. Olsky presented the fourth quarterly reported complaints for Santa Ana Unified School District beginning on April 1, 2009, through June 30, 2009. There were 13 complaints that were remedied by staff.

PUBLIC HEARINGS

Reopen Santa Ana Unified School District's Initial Bargaining Proposal for 2009-10 School Year to California State Employees Association (CSEA)

Mr. Richardson declared the meeting open to conduct a Public Hearing to receive comments regarding the reopening of Santa Ana Unified School District Initial Bargaining proposal for the 2009-10 school year to California State Employees Association (CSEA). Anyone wishing to speak was asked to come forward as he called their names.

Hearing no speakers, Mr. Richardson declared the hearing closed.

Reopen Santa Ana Unified School District's Initial Bargaining Proposal for 2009-10 School Year to Santa Ana Educators' Association (SAEA)

Mr. Richardson declared the meeting open to conduct a Public Hearing to receive comments regarding the reopening of Santa Ana Unified School District Initial Bargaining proposal for the 2009-10 school year to Santa Ana Educators' Association (SAEA). Anyone wishing to speak was asked to come forward as he called their names.

Hearing no speakers, Mr. Richardson declared the hearing closed.

APPROVAL OF MINUTES

It was moved by Rob Richardson, seconded by Mr. Palacio, and carried 3-0, to approve the Minutes of the Regular Meeting of June 23, 2009.

1.0 APPROVAL OF CONSENT CALENDAR

The following item was removed from the Consent Calendar for discussion and separate action: Approval of listing of agreements/contracts between Santa Ana Unified School District and various consultants submitted for the period of June 10 through June 23, 2009.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 3-0, to approve the remainder of the Consent Calendar as follows:

- 1.1 Approval of payment and reimbursement of costs incurred for designated instructional services for students with disabilities for the 2009-10 school year.
- 1.2 Approval of Expulsion of Students for Violation of California Education Code 48900, 48900.2, 48900.3, 48900.4, 48900.7, and/or 48915 c according to Board Policy 5144.1.

151786 - Century High School

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 date eligible to reapply be on or after January 2010.

310553 - Community Day Intermediate

For the violation of Education Code Section 48900, paragraph g, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after January 2010.

301079 - McFadden Intermediate

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 date eligible to reapply be on or after January 2010.

194221 - McFadden Intermediate

For the violation of Education Code Section 48900, paragraph b, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after June 19, 2009.

308299 - Mendez Fundamental 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 date eligible to reapply be on or after January 2010.

338322- Mendez Fundamental 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 date eligible to reapply be on or after January 2010.

156554 - Mendez Fundamental Intermediate

For the violation of Education Code Section 48900, paragraph g, that the Board expel the student from the schools of the District for the spring semester, 2008-09 school year and that the expulsion order be suspended for the fall semester of the 2009-10 school year, and that he be permitted to return to a District school/program on a probationary status during this time period.

149271 - Santa Ana High School

For the violation of Education Code Section 48900, paragraph f, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after January 2010.

184326 - Sierra Intermediate

For the violation of Education Code Section 48915, paragraph a, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after January 2010.

148240 - Valley High School

For the violation of Education Code Section 48900, paragraph f, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after January 2010.

148814 - Valley High School

For the violation of Education Code Section 48915, paragraph c, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after July 28, 2010.

149891 - Valley High School

For the violation of Education Code Section 48900, paragraph f, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after January 2010.

176410 - Valley High School

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 date eligible to reapply be on or after January 2010.

171836 - Valley High School

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 date eligible to reapply be on or after January 2010.

193678 - Villa Fundamental Intermediate

For the violation of Education Code Section 48915, paragraph b, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after July 28, 2010.

191482- Villa Fundamental Intermediate

For the violation of Education Code Section 48915, paragraph b, that the Board expel the student from the schools of the District, and that the date eligible to reapply be on or after July 28, 2010.

- 1.3 Approval of action of the expulsion readmission panel to readmit previously expelled students 336316, 162560, 168920, 192334, 190336, 302580, 182397, 300398, 157571, 328400 to District schools for the fall semester of the 2009-10 school year.
- 1.4 Ratification of Resolution No. 08/09-2791 to authorizing amendment 02 to State Preschool Contract 2008-09 program year. A copy of the resolution is attached to the Minutes.
- 1.5 Approval of grant funding from the Santa Ana Workforce Investment Board/Youth Council for in-school multi-service youth program.
- 1.6 Approval of extended field trips in accordance with Board Policy (BP) 6153 - School-Sponsored Trips and Administrative Regulation (AR) 6153.1 - Extended School-Sponsored Trips. A list is attached to the Minutes.
- 1.7 Approval of purchase order summary of orders \$25,000 and over for the period of June 10, 2009 through June 23, 2009.
- 1.8 Ratification of expenditure summary and warrant listings of check for the period of June 24 through July 10, 2009.
- 1.9 Approval of disposal of obsolete unrepairable computer equipment, miscellaneous furniture, equipment, or textbooks.
- 1.10 Approval of list of agreements/contracts between the Santa Ana Unified School District and various consultants submitted for the period of June 10 through June 23, 2009. This item was removed for discussion and separate action.
- 1.11 Authorization to award contracts for medical supplies and equipment for Valley High School's health Care Academy, pursuant to Bid #39-09, to Henry Schein, in the amount of \$124,506, with the condition that the District may utilize pricing for up to three years for future purchases.
- 1.12 Authorization to award a contract for the purchase of gas-heated soup kettle for Food 4 Thought to San Diego Restaurant Supply, in the amount of \$83,083, pursuant to Bid No. #38-09, with the condition that the District may utilize pricing for up to three years for future purchases.
- 1.13 Approval of new/renewal of membership in organizations for 2009-10 fiscal year and authorize administration to present purchase orders for new or renewals of memberships.
- 1.14 Authorization to award contract for purchase of classroom furniture for COS projects at Diamond, Greenville Fundamental, Santiago Elementary, and Carr Intermediate, in the amount of \$219,328, pursuant to the provisions of Public Contract Code Section 20118. The Board finds and determines that it is in the best interest of the District to purchase items utilizing the Newport-Mesa Unified School District Bid #104-07.
- 1.15 Authorization to reject all bids and re-bid fencing projects and repairs Districtwide.

ITEMS REMOVED FROM THE CONSENT CALENDAR FOR DISCUSSION AND SEPARATE ACTION:**1.10 APPROVAL OF LIST OF AGREEMENTS/CONTRACTS BETWEEN THE SANTA ANA UNIFIED SCHOOL DISTRICT AND VARIOUS CONSULTANTS SUBMITTED FOR THE PERIOD OF JUNE 10 THROUGH JUNE 23, 2009.**

Mr. Palacio removed this item from the Agenda to express his concerns of attorney fees and use by departments.

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 3-0, to approve the list of agreements/contracts between the Santa Ana Unified School District for the period of June 10-June 23, 2009.

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

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to accept the gifts in accordance with Board Policy (BP) 3290 - Gifts, Grants, and Bequests. A listing is attached to the Minutes.

3.0 APPROVAL TO PARTICIPATE WITH THINK TOGETHER IN A GRANT PROPOSAL/MEMORANDUM OF UNDERSTANDING TO DEPARTMENT OF EDUCATION, INSTITUTE OF EDUCATIONAL SCIENCES

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve participation with THINK Together in a grant proposal/Memorandum of Understanding to the U.S. Department of Education, Institute of Educational Sciences.

4.0 ADMINISTRATIVE REGULATIONS (AR) 6163.4 - STUDENT USE OF TECHNOLOGY (REVISED: FOR FIRST READING)

Ms. Ito stated that the SAUSD will offer a cyber-safety week in October; lessons will cover cyber smarts that will teach protection as well as.

Presented for first reading; no action is necessary.

5.0 AUTHORIZATION TO AWARD CONTRACT FOR IMPLEMENTATION OF NEW STUDENT INFORMATION SYSTEM

Mr. Ron Murrey, Associate Superintendent, Business Services, introduced the item. He stated that at a special Board meeting in January, the Board was provided information regarding the need for a new Student Information System (SIS). Since that time, the District has worked with the schools and district staff to recommend the criteria for a new system. He stated that the current data system is not sufficient for the state and federal government to collect accurate and up-to-date data from schools and the district. This new system will enable the State to electronically collect information from SAUSD. The Board agenda item was to approve the purchase of student information software at a cost of \$731,000. In addition, there will be planning and implementation costs as well as operational annual costs. The total costs is approximately \$2.4 million over the first year period for the system implementation. He stated that in the future, there would be the need to budget the on going costs for software license fees, replacement equipment and additional training staff. He then introduced Ms. Alex Ito, who presented additional information to the Board.

Ms. Alex Ito, Assistant Director, Instructional Technology, provided a presentation outlining the SIS. The SIS gathers and delivers the regulatory reporting required by the State and Federal program that determines academic improvement. In 2007, the SAUSD was advised by the current SIS vendor that the company would not provide any future enhancements to their system. Implementing their newer software version would be comparable to purchasing a new SIS. The changing demands of data and regulatory reporting requirement by the District's Program Improvement Plan as outlined in the 2008 DAIT/LEA addendum indicates a need for a system that can support the level of data analysis needed to improve education management as well as to provide parent access to information in support of student achievement.

The Board asked for line item information regarding the on going \$400,280 annual costs for software license fees, additional training of staff and the replacement of equipment. The Board also asked for further information regarding additional costs for consultants and software programs. Additionally, the Board requested a quarterly expenditure and performance measures report to be included on the suggested stoplight report once implemented.

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 3-0, to authorize the awarding of a contract for implementation of new Student Information System to Eagle Software, in the amount of \$731,330, pursuant to RFI No. 28-09. The initial purchase price is a one-time expenditure with on-going annual maintenance and support after the first year, at a cost of \$56,280.

6.0 AUTHORIZATION TO OBTAIN BIDS FOR PURCHASE OF AUDIO VISUAL EQUIPMENT AND COMPUTER SUPPLIES DISTRICTWIDE

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to obtain bids for purchase of audio visual equipment and computer supplies Districtwide.

7.0 APPROVAL OF JOINT AGREEMENT FOR PARTICIPATION IN ORANGE COUNTY SCHOOLS EMERGENCY RADIO SYSTEM

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve the agreement for participation in the Orange County Schools Emergency Radio system.

8.0 RATIFICATION TO AWARD CONTRACT TO CHEVRON ENERGY SOLUTIONS FOR ENERGY CONSERVATION AND ENERGY GENERATION SERVICES AT SADDLEBACK HIGH SCHOOL

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to ratify a contract with Chevron Energy Solutions for energy conservation and energy generation services at Saddleback High School.

9.0 APPROVAL OF NEW JOB DESCRIPTION: SCHOOL READINESS PROJECT COORDINATOR

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve the new job description for School Readiness Project Coordinator. The job description is attached to the Minutes.

10.0 APPROVAL OF NEW JOB DESCRIPTION: BUYER/PLANNER

This item was removed from the Agenda and will return to a future Board meeting.

11.0 APPROVAL OF NEW JOB DESCRIPTION: CERTIFICATED EDUCATIONAL RESEARCH ANALYST

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve the new job description for Certified Educational Research Analyst. The job description is attached to the Minutes.

12.0 APPROVAL OF CANCELLATION OF REGULAR MEETING OF BOARD OF EDUCATION - JULY 28, 2009

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve the cancellation of regular meeting of the Board of Education scheduled for July 28, 2009.

13.0 APPROVAL OF REINSTATEMENT OF REGULAR MEETING OF BOARD OF EDUCATION - AUGUST 11, 2009

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 3-0, to approve the reinstatement of Regular Board meeting for August 11, 2009.

14.0 PERSONNEL ACTION

It was moved by Mr. Richardson and seconded by Dr. Yamagata-Noji, and carried 3-0, to approve the personnel calendar in its entirety.

15.0 BOARD AND STAFF REPORTS/ACTIVITIES

Dr. Yamagata-Noji:

- She congratulated students and families who promoted and graduated. She noted that the ceremonies were well done! She is looking forward to hear about graduation rates and results from the new report card.
- She commended Saddleback High School's newsletter produced by students. It was well written and beautiful. She asked that students come to a future Board meeting and talk about the newsletter.

CLOSED SESSION ACTION

By a vote of 3-0, the Board took action to approve the readmission of previously expelled students for the fall semester of the 2009-10 school year.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
 Seconded: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
 Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to adopt the proposed decision of the Administrative Law Judge regarding a certificated employee as named in Closed Session.

Moved: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
 Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
 Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to approve the settlement and release agreement of a Classified Employee as identified in Closed Session.

Moved: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to approve the settlement and release agreement of a Certificated Employee as identified in Closed Session.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to approve the reinstatement of a non-re-elected probationary certificated employee as identified in Closed Session.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to approve the settlement and release agreement of a Certificated Employee as identified in Closed Session.

Moved: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Felicity Swerdlow to the position of Principal at Valley High School.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Michelle Rodriguez to the position of Director of Elementary Student Achievement/Charter Schools.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Isaac Estrada to the position of Assistant Principal at Santa Ana High School.

Moved: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0 the Board took action to appoint Laura Rubio to the position of Assistant Principal at Century High School.

Moved: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Eddie Vela to the position of Assistant Principal at Saddleback High School.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Steven Torres to the position of Assistant Principal at Santa Ana High School.

Moved: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji ___ Palacio x Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernandez & Reyna

By a vote of 3-0, the Board took action to appoint Jerry Hills to the position of Director of Construction.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

By a vote of 3-0, the Board took action to appoint Tova Kay Corman to the position of Senior Facilities Planner.

Moved: Hernández ___ Richardson x Yamagata-Noji ___ Palacio ___ Reyna ___
Seconded: Hernández ___ Richardson ___ Yamagata-Noji x Palacio ___ Reyna ___
Vote: Ayes 3 Noes _____ Abstain _____ Absent Hernández & Reyna

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:15 p.m.

FUTURE MEETING

The next regularly scheduled meeting of the Board of Education will be held on Tuesday, August 11, 2009, at 6:00 p.m.

ATTEST:

Jane A. Russo
Secretary
Santa Ana Board of Education