

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

MINUTES

REGULAR MEETING  
SANTA ANA BOARD OF EDUCATION

Tuesday, July 22, 2003

CALL TO ORDER

The meeting was called to order at 4:30.m. by Board President Avila. Dr. Yamagata-Noji, Mr. Richardson, and Mr. Palacio were also present. Mr. Tinajero arrived at 5:15 p.m.

Cabinet members present were Dr. Bennett, Dr. Stabler, Mr. Best, and Mr. Sharp. Dr. Mijares, Ms. Araujo-Cook, Dr. Bratcher, and Dr. Stainer were not present. Dr. Bennett officiated the Board Meeting in the absence of Superintendent Mijares.

MEETING RECESSED AND RECONVENED

At 4:30 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 6:20 p.m.

There were approximately 45 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. Richardson.

SUPERINTENDENT'S REPORT

Dr. Bennett called attention to student artwork displayed in the Board Room from the Phoenix House and Washington Elementary school.

Dr. Bennett made the following announcements:

- The *Community Day High School* recently moved into a larger location at 2626 S. Pullman in Santa Ana. The new location offers more classroom space for students.
- *Jay Thompson*, Santa Ana Valley High School 2003 honors graduate, was named *Young Ham Radio Operator of the Year* by a national organization, the *Amateur Radio Newsline*. Jay has participated in his radio sport for fun which has earned him championship medals in China. His skills were also put to a more urgent use during the Placentia-Yorba Linda train crash, where he helped allocate patient information. Jay, who will be attending *UC Irvine* in the fall, will be awarded the honor at a ceremony in Alabama next month. He will receive a plaque, new radio equipment and an all expenses-paid week in Space camp Huntsville.
- The Texas Rangers recently added former SAUSD student *Erasmus Ramirez* to their roster. Erasmus, a left-handed pitcher, is a graduate of *Saddleback High School*. The Rangers will close out the season against the *Anaheim Angels* in September.

UPDATE ON MEASURE C AND OTHER CONSTRUCTION PROJECTS

A section is agendized to update the Board and community on projects being accomplished with Measure C funding and other related construction projects.

Mr. Jerry Hills, Construction Manager, provided an update on work-in-progress, recently completed projects, or anticipated dates to complete projects as follows:

Sierra Intermediate - new administration building is 100% complete. Currently remodeling of existing administration building into classrooms is complete.

- Jackson Elementary - framing 31 new classrooms, completion expected March 2004.
- Lincoln Elementary - 32 new classrooms 45% complete, completion date is April 2004.
- Roosevelt Elementary - 23 new classrooms 45% complete, completion date is April 2004.
- Washington Elementary - 33 new classrooms 40% complete, completion date is May 2004.
- Adams Modernization - construction began on March 28, 2003, with an anticipated completion date of February 2004.
- Taft Modernization - construction began on June 13, 2003, with a completion date of August 2003.
- Monroe Modernization - construction began on June 13, 2003, with an anticipated completion date of September 2003.
- Madison Modernization - awarded bids on June 24, 2003, with a completion date of July 2004.
- Segerstrom High School - off-site work is 90% complete. On-site grading is in progress and bids go out on July 17.
- Mt. View High School - bid opening July 29, 2003, with a completion date of September 2005.
- Manuel Esqueda Elementary - bid opening July 24, 2003, with a completion date of September 2005.
- Hector Godinez New School - project to be adverted on July 27, 2003, bid opening September, 2003.

Dr. Noji suggested that as Measure C information becomes updated, it be posted on the SAUSD Website and that anticipated completion dates are to be included.

Ms. Brown, Director of Facilities, provided information on Proposition 47 construction projects and the status of State funding. She stated that the fund had increased by approximately \$8 million due to the Otsuka Elementary School which was included in the fund. The project is being prepared for State submittal and if the Board adopts the item this evening, the submittal will take place with an estimated cost of \$7.8 million and a total receipt of \$172 million from the State.

Ms. Brown also presented information on the Critically Overcrowded Schools Program. She said that there is a four-year reservation of funds which is due to delays caused by acquisition and the site cleaning processes. The District submitted projects in the amount of approximately \$157 million in May. She said that the State calculated numbers and came up with \$236 million, using their own methodology. She said that this is a reservation for five elementary and two middle schools.

Dr. Yamagata-Noji asked if the estimated 50% District match was included and if so how much could the District afford. Ms. Brown responded none at this time. She said that there are some options, but nothing concrete. She said that whatever plan the State comes up with will be working after the State Allocation Board officials approve the application in four years.

Ms. Brown also provided information on the School Building Fund which includes projected 2002-03 ending balances and projected 2003-04 revenue funding status from Fund 21 (Measure C), Fund 35 (State), Fund 40 (Tustin Settlement), and Fund 016200+ (1999 COPS) for projects such as new school additions, new schools, modernizations, expansions, and the relocation of Mountain View High School.

Dr. Yamagata-Noji asked Ms. Brown to address Fund 21 at the next Board meeting.

#### RECOGNITION

##### Giraffe Award - Don Crevier

The Giraffe Award gives recognition to members of the community and organizations who have made significant contributions to education and the children of Santa Ana. Each member of the Board has an opportunity to nominate candidates on a rotating basis.

Mrs. Avila presented Mr. Don Crevier the Giraffe Award. Mr. Crevier heads Crevier BMW, one of the top three BMW auto centers in the U.S. and is number one in BMW sales in the Western U.S. for the past 11 years. Mr. Crevier has won many awards for his generous contributions to the students of Santa Ana. He recently donated a cash gift in the amount of \$500 toward the classified employees raffle give-a-way event. Mr. Crevier recently won *Time Magazine's* Quality Dealer Award and Center of Excellence Award for his passion for improved education and service to the community. Mr. Crevier has funded and is actively involved in the *Earning for Learning* Program at Pio Pico Elementary School. He and others at Crevier BMW developed a successful mentoring program (Crevier's Book Buddies) that helps inner-city children learn the love of reading. He has a son, two daughters, and three grandchildren. He was presented the Giraffe Award for truly "sticking his neck out for education".

#### PRESENTATION

##### El Sol Science and Arts Academy of Santa Ana

Dr. Stabler discussed options concerning the El Sol Science and Arts Academy Charter School. Dr. Stabler called upon El Sol Charter parent Jerardo Mouet who was selected as facilitator by the Charter Parent Committee to speak on their behalf. He introduced parents and committee members present at the meeting. He said that the committee has met with the Superintendent, Dr. Yamagata-Noji, and District staff regarding concerns relative to the El Sol Charter. Mr. Mouet spoke about the background of the school, standards, values, volunteer program, parents, fundraising, higher education, and the Phase I construction progress. He said that over 90% of El Sol families reside in Santa Ana and 64% qualify for free or reduced Federal lunch programs. El Sol ended its second year with 180 Kindergarten through second grade students. Mr. Mouet said that early indication from test scores are positive and that El Sol Charter will follow the success stories being demonstrated at other dual immersion programs, such as the success at King and Jefferson Elementary Schools. Ms. Jenny Doh, parent volunteer; Mr. Manuel Gomez, UCI Vice Chancellor; and Susan Mas, Executive Director, spoke in support of the Charter.

Dr. Stabler said that the Board of Education is currently discussing the status of the loan provided to El Sol for the purchase of the property. El Sol and staff have been meeting regularly to discuss options for school governance and the facilities program. The discussion was centered on the current status of the program and future plans, student enrollment of 260 for 2003-04, expansion of grade levels (eventually K-8), and facility enhancements such as completion of a two-story building and the completion or demolition of a four-story building. He said that the cost to complete the four-story building would be \$7.5 million with no Field Act compliance. Therefore, the project does not qualify for State dollars. If demolition of the four-story building took place, the State would replace it with

permanent or modular buildings and would be Field Act compliant, which qualifies for State funding. He also provided information and options regarding funding opportunities such as Proposition 47, grants/loans, options of an Independent vs. Dependent Charter; Loan additional dollars to the charter to assist in the project; assume the loan; complete project and lease back as operator; and extend the loan and keep status quo and let charter administration search various options. Dr. Stabler stated that no decision is being requested tonight.

Mrs. Avila asked if the District had a written business plan with the Charter School. Dr. Stabler stated that there is an annual multi-year budget plan relative to funding.

Mrs. Avila asked what year the Charter School expected to reach full student projection. Dr. Stabler stated that the future projection is 800 and currently there are 260 students. Mr. Mouet responded next year.

Dr. Yamagata-Noji commended the parent support and the collaboration with UCI and other partners. She made mention that the Board of Education has a responsibility and the \$2.4 million the Board previously loaned and with the financial needs the two have, makes for an important decision. She said that El Sol and SAUSD mutually benefit common goals of education and encouraged discussions concerning the options, legalities, and liabilities. She said that it is important that the Board be responsible in protecting the best interests of the District yet meeting the educational needs of the students. She stated that anything that the District does will be costly, and the District must stay committed.

Mr. Tinajero echoed Dr. Yamagata-Noji. He inquired about the person that oversees the operation of El Sol. Mr. Mouet responded that Ms. Mass is the Executive Director and a new Assistant Director by the name of Monique Parmentier was recently hired.

Mr. Richardson thanked all who support El Sol Charter School. He encouraged the continuance of District discussions with El Sol. He said that the District has some financial limitations that constrain the ability to lend more monies. He said that the District must have a full understanding of what the District's cash flow situation is and must consider specific building restrictions if the District were to own the site. He said that there are legalities that should be laid out on the table and the options of restoring the four-story building must be looked into. Although he encouraged discussions, he said to keep in mind the importance of providing an adequate school environment.

Mr. Palacio echoed Mr. Richardson. He said that Santa Ana Unified has over 50% of all Charters in the county which proves that parents do have choices with the many educational programs being offered. He said that he agrees that the District must continue with the dialogue.

#### PUBLIC COMMENTS/PRESENTATIONS

The following community members and parents of El Sol addressed the Board supporting El Sol Science and Arts Academy of Santa Ana:

Jane Ross Laguna  
Gay Olivos  
Cynthia Criollos  
Venancio Chavez

The following community member urged the Board to remove the parent exception waiver criteria item from the Agenda to provide more time for parent involvement:

Ralph Arroyo

The following community member urged the community and Board to continue encouraging teachers and students to progress in literacy and mathematics even though the California High School Exit Exam (CAHSEE) has been postponed. She stressed the importance of maintaining the standards and providing extra assistance to assure student success:

Nadine Rodriguez

Ralph Allen, Architect, addressed issues related to State approvals regarding the Heroes Elementary School project. Mr. Allen also made recommendations for cost savings.

Mr. Palacio requested a written response regarding information that was previously conveyed and what actually took place regarding Heroes DSA plan approval.

Mr. Terry Tao, legal counsel, stated that this matter has been discussed in Closed Session and should not be discussed in Open Session due to potential litigation. He said that the contract with Architect Ralph Allen was terminated and on April 25, 2003, Mr. Allen was asked to cease and desist.

The following Santa Ana teacher addressed the Board in support of Algebra A and B mathematics classes:

Michael Murphy

The following community member addressed the Board to request that a communication program called the PACE communication program be placed on the Agenda for the next Board Meeting.

Therese Mims

The following community member and parent addressed the Board regarding the Waivers Criteria process. She said that parents have the right to make Language choices for their children. She said that Administration refusing that right can be personally liable. She then described criteria for granting a parental waiver and said that the only person that can grant a waiver is the Superintendent.

Vivian Martinez

The following community member addressed the Board regarding conflicting information that was said to be provided by the Blue Ribbon Commission regarding bilingual education which she says is not true. She urged the Board to provide important information to parents in order for them to make proper decisions.

Louise Belley, PTA Council President

The following community member addressed the Board in opposition of Bilingual Education. He urged the parents to help their children achieve success by achieving literacy in the English language.

Dave Hoen

#### APPROVAL OF MINUTES

It was moved by Dr. Yamagata-Noji, seconded by Mr. Richardson, and carried 5-0, to approve the Minutes of the Regular Board meeting of July 8, 2003.

#### APPROVAL OF CONSENT CALENDAR

The following item were removed from the Consent Calendar for discussion and separate action: Bids and Quotes in Process; Awards; Approval of Amendment of Contract for Construction Management Firms to Provide Services for Construction Projects; Approval of

Change Order No. 3 for Construction of Buildings at Jackson, Lincoln, Roosevelt, and Washington Elementary Schools; Approval of Appointment and Agreement with a Third Party Contractor to Initiate and Enforce a Labor Compliance Program (LCP); and Approval of Waiver Settlement, and Release Agreement Between the Santa Ana Unified.

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 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

Donors

Monte Vista Elementary  
\$200 for Student Body Account

Muir Fundamental  
\$3445 for Student Library

Thorpe Fundamental  
\$3000 for Computer Software

Lathrop Intermediate  
\$1050 for School Uniforms

Saddleback High School  
Instruments and Musical Equipment

Saddleback High School  
\$3500 for Global Academy of Finance  
Summer Internships

Santa Ana High School  
\$200 for Chamber Signers

Santa Ana High School  
\$100 for Chamber Singers

Santa Ana High School  
\$375 for Leadership Academy

Santa Ana High School  
\$150 for Chamber Singers

Rand Research Team  
Mrs. Hilary Darilek  
Arlington, VA.

Muir PTA  
Mrs. Camille Kittridge  
Santa Ana

Pacific Life Foundation  
Mr. Robert G. Haskell, President  
Newport Beach

Dan Michael Cooper, M.D.  
Irvine

Saddleback H.S. Band Boosters  
Mr. Abraham Gonzalez Santa Ana

Mr. Larry Maurer C.P.A.  
Irvine

Opera Pacific  
Ms. Maggie Murdy Lusk  
Santa Ana

Ms. Carolyn L. Pepe  
Santa Ana

Military Order of the World Wars  
Mr. Paul Henley  
San Clemente

Ms. Grace Ward  
Downey

Approval of purchase orders issued June 26 through July 10, 2003, to purchase materials, supplies, etc., with funds previously approved.

Approval of Change Order No. 2 for the construction of buildings at Jackson, Lincoln, Roosevelt, and Washington Elementary Schools at a cost of \$81,156.42 and an extension of time of forty-five days with a new completion date of April 21, 2004, and a revised total construction cost of \$24,418,611.01.

Ratifications/Approval of Extended Field Trips:

Century High School  
Cross Country Training Camp  
Big Bear Lake, California  
August 7-12, 2003 (Thursday - Saturday)

Century High School  
Summer Basketball Tournament  
San Diego, California  
July 17-20, 2003 (Thursday - Sunday)

Century High School

San Diego UC Team Camp  
San Diego, California  
July 11 - 13, 2003 (Friday - Sunday)

Century High School  
Cheerleading Summer Camp  
Lake Arrowhead, California  
July 21-24) (Monday - Thursday)

Century High School  
Girls' Basketball Team  
Chicago, Illinois  
August 7-13, 2003 (Thursday - Wednesday)

Century High School  
Puente Program  
Berkeley, California  
February 27-28, 2003 (Thursday-Friday)

Migrant Ed. Program  
4-H Leadership Conference  
UC Davis  
Sacramento, California  
August 8-10, 2003 (Friday-Sunday)

Saddleback High School  
Classic Basketball Tournament  
Cathedral City, California  
July 11-13, 2003 (Friday - Sunday)

Saddleback High School  
Leadership Camp  
UC Santa Barbara  
Santa Barbara, California  
August 12-15, 2003 (Tuesday - Friday)

Approve the recommendation of the Expulsion Readmission Panel to readmit former students (Student Identification Numbers: 117388, 117651, 117352, and 119490) to District schools for the fall semester of the 2003-04 school year.

NEW BIDS AND QUOTES IN PROCESS

<u>ITEM</u>	<u>FUND</u>	<u>AMOUNT</u>
Classroom and Office Furniture Equipment Districtwide	Various	\$1,000,000
Reprographic Service for Construction Projects Districtwide	Various	200,000
Maintenance on Avaya Telecommunication Equipment Districtwide	General Funds	768,000
Construction of Godinez Fundamental High School Project	Measure C Bonds	68,000,000

Mr. Tinajero requested information on the process of purchasing furniture and equipment Districtwide in the amount of \$1 million. Ms. Karen Aeppli explained the process and said that the furniture Equipment would be for the new schools for the next five years. Dr. Stabler stated that this item calls for a request for a bid and before anything is purchased it would be provided to the Board for approval. Mr. Palacio requested that any purchases relative to this item be returned for Board approval by school site.

It was moved by Mr. Richardson, seconded by Dr. Yamagata-Noji and carried 5-0 to approve the Bids and Quotes in Process including classroom and office furniture equipment, Districtwide, to be purchased by various funds in the amount of \$1 million with the condition that prior to purchase, items be returned for Board approval by school site.

<u>AWARDS</u>	<u>VENDORS</u>	<u>AMOUNT</u>
Lease Purchase Contract for Black and White Duplicating Machines in the Publications Department	Xerox Corporation	\$814,191
Construction of Segerstrom High School Project	Swinerton Builders	6,914,000
	Southern Cal Plumbing	4,100,000
	SAGE	6,686,000
	Pierre Sprinkler	1,341,000
	Hardy & Harper	1,010,090

Dr. Bennett asked that this item be removed from the Consent Calendar to request a revision. He asked for Board's approval to remove USS Cal Builders, Inc., from bid package No. 07b.

It was moved by Mr. Palacio, seconded by Mr. Richardson and carried 5-0 to approve the removal of USS Cal Builders, Inc., from the Bid Package No. 07b (Concrete Bldg. B,C,D, and E) and the remainder of the Awards item was approved as presented.

APPROVAL OF AMENDMENT OF CONTRACT FOR CONSTRUCTION MANAGEMENT FIRMS TO PROVIDE SERVICES FOR CONSTRUCTION PROJECTS

Dr. Yamagata-Noji asked for clarification. Mr. Larry Seroter, Senior Director of Construction/Building Services, stated that the OCDE recommended a change to the language of the contract to reflect the general condition costs and a name change for the construction of new buildings at Jackson, Lincoln, Roosevelt, and Washington Elementary Schools and replaced Jefferson Elementary with Jackson Elementary. Dr. Yamagata-Noji questioned the quantity of cameras, fax machines, cell phones, etc. and asked why the District was funding the costs. Mr. Seroter stated that that it is standard practice in the construction industry to purchase the general items. She asked that cost effectiveness be looked into for items that seemed overcharged.

It was moved by Mr. Palacio, seconded by Mrs. Avila, and carried 3-0-1, Mr. Richardson was not present, and Mr. Tinajero dissenting, to approve the amendment of contract with Construction Concepts and Planning for construction management services for the construction of new buildings at Jackson, Lincoln, Roosevelt, and Washington Elementary Schools, to Telacu/PCM3/Parsons Brinckerhoff for the Otsuka Elementary School, and URS Corporation for the Godinez Fundamental High School project.

APPROVAL OF CHANGE ORDER NO. 3 FOR CONSTRUCTION OF BUILDINGS AT JACKSON, LINCOLN, ROOSEVELT, AND WASHINGTON ELEMENTARY SCHOOLS

Mrs. Avila inquired about the P2P Portables and asked for completion dates. Mr. Hills responded that the completion date is between March and May 2004. The buildings will be completed two months later and will be ready for the schools' start.

It was moved by Mr. Palacio, seconded by Mrs. Avila, and carried 5-0 to approve Change Order No. 3 for the construction of buildings at Jackson, Lincoln, Roosevelt, and Washington Elementary Schools at a cost of \$159,963.05 and an extension of time of forty-five days with a new completion date of April 21, 2-4, and a revised total construction cost of \$24,578,574.06.

APPROVAL OF APPOINTMENT AND AGREEMENT WITH A THIRD PARTY CONTRACTOR TO INITIATE AND ENFORCE A LABOR COMPLIANCE PROGRAM (LCP)

Ms. Brown provided information concerning the hiring of CS & Associates and Ms. Charla Curtis. She said that Ms. Curtis, President of CS & Associates was formally with CQC Enterprises. Ms. Curtis and another key employee were the registered LCP officers, due to their departure; CQC is no longer approved to provide LCP services under the Department of Industrial Relations Regulations. Ms. Brown provided that information in Week In Review last week.

Mr. Palacio inquired about the formation of CS & Associates. Ms. Curtis stated that the Department of Industrial Relations approves third party labor compliance programs and a requirement is that one must demonstrate past experience and hold specific



credentials which she does, therefore was the qualifier for the CQC. She said that with her newly established company are two new staff members who are labor compliance officers, one formerly with Orange County Transportation Authority and the other from LAUSD. She said that together they bring more than 20 years experience.

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to approve the appointment and agreement with CS & Associates to initiate and enforce a Labor Compliance Program (LCP).

APPROVAL OF WAIVER, SETTLEMENT, AND RELEASE AGREEMENT BETWEEN THE SANTA ANA UNIFIED SCHOOL DISTRICT AND CENTENNIAL HERITAGE MUSEUM AND AMENDED AND RESTATED GROUND LEASE BETWEEN SANTA ANA UNIFIED SCHOOL DISTRICT AND CENTENNIAL HERITAGE MUSEUM

Dr. Yamagata-Noji said that she believes this item should have been provided in the Action portion of the Agenda. She stated that this project has been in the works for a number of years and due to her absence on the Board, she asked for a quick summary. Mr. Sharp provided a summary. He said that the lease goes back five years. The lease calls for the District to take back portions of the land for Godinez, supplying items that could be used by the museum, common parking areas, furnishings to be designated, employee training, interpreted shelters, improvements completed, amount owed, etc. Dr. Bennett, Deputy Superintendent, Operations, stated that this is a clean-up agreement, finalized after working out the details with both parties who are in agreement. Dr. Yamagata-Noji said that this is a District lease which was entered in 1993 for 99 years, therefore, an amendment was necessary. It was noted that the lease will end in the year 2079.

It was moved by Mr. Palacio, seconded by Mrs. Avila, and carried 5-0 to approve the Waiver, Settlement, and Release Agreement between the Santa Ana Unified School District and Centennial Heritage Museum and Amended and Restated Ground Lease between Santa Ana Unified School District and Centennial Heritage Museum.

The Board thanked District staff for their diligence in seeing the process through.

ADOPTION OF RESOLUTION NO. 03/04-2526 - RE-AUTHORIZED SIGNATURES FOR SANTA ANA UNIFIED SCHOOL DISTRICT AS APPROVED BY THE BOARD OF EDUCATION

This item was blue sheeted due to inadvertently removing Mr. Larry Seroter, Senior Director of Building Services/Construction from the signatory list.

It was requested that when items are "blue sheeted," a distinction for the purpose of clarity be provided by highlighting the area that is being revised or amended.

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to adopt Resolution 03/04-2526-re-authorized signatures for Santa Ana Unified School District as approved by the Board of Education.

A copy of the Resolution is attached to the Minutes of the Meeting.

ADOPTION OF RESOLUTION NO. 03/04-2527 - RESOLUTION OF APPROVAL TO SUPPORT AN APPLICATION REQUESTING USE OF GRANT FUNDING AND APPROVAL OF A HOUSING PLAN FOR THE PROPOSED JOE K. OTSUKA ELEMENTARY SCHOOL PROJECT

It was moved by Dr. Yamagata-Noji, seconded by Mr. Palacio, and carried 4-0, Mr. Palacio, to adopt Resolution No. 02/03-2527 - approval to support an application requesting use of grant funding and approval of a housing plan for the proposed Joe K. Otsuka Elementary School project.

Ms. Brown provided a brief overview. She stated that to remain in compliance with the School Facility Program and Education Code, the Board is being asked to adopt the resolution and housing plan supporting the request for additional use of new construction grant funds.

A copy of the Resolution is attached to the Minutes of the Meeting.

ADOPTION OF RESOLUTION NO. 03/04-2529 - RESOLUTION OF THE BOARD OF EDUCATION OF THE SANTA ANA UNIFIED SCHOOL DISTRICT DECLARING SURPLUS PROPERTY; AUTHORIZING OFFER OF DISTRICT

PROPERTY FOR SALE TO PUBLIC ENTITIES; AUTHORIZING PUBLIC SALE OF PROPERTY (LORIN GRISET ELEMENTARY SCHOOL SITE)

Ms. Brown provided information on a draft timeline. She said that on May 13, 2003, the Board of Education authorized membership and convening of the Surplus Advisory Committee. She said that six meetings were held and the committee developed a draft list of acceptable uses for the Lorin Griset Elementary School site. The Committee held a Public Hearing on July 7, 2003, at 5:30 p.m., in the Board Room in order to receive community input on the priority of acceptable uses. The Committee has proposed the following list of priority uses for the Griset property as follows:

- Housing - Single Family Residential
- Housing - University
- Housing - Low Density Senior/Assisted Living
- Park and/or Dog Park
- Housing-Affordable
- Adult Education Classrooms

Ms. Brown said that due to the shortage of committee members at the previous hearing, the Formal Public Hearing was conducted a second time on July 15. The consensus from the Committee is that the property be declared as a surplus property and recommended housing for single family residential homes. The item requires authorization of the Board to continue with the public sale of the property.

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present to adopt Resolution No. 02/03-2529 - the Board of Education of Santa Ana Unified School District declaring surplus property; authorizing offer of District property for sale to public entities; authorizing public sale of property (Lorin Griset Elementary School site).

A copy of the Resolution is attached to the Minutes of the Meeting.

ADOPTION OF RESOLUTION NO. 03/04-2531 - SUPPORTING THE IDEA TO ASSIST THE DISTRICT ON THREE PRIMARY AREAS: WORKERS COMPENSATION REFORM, BUDGET FLEXIBILITY, AND CLASS SIZE REDUCTION FLEXIBILITY BY THE GOVERNMENT, MEMBERS OF THE STATE, AND MEMBERS OF THE ASSEMBLY

Dr. Stabler provided information on his visit to Sacramento. He met with Senator John Vasconcellos, Bill Chavez, lobbyist from Strategic Education Services, and Mr. Lou Correa, California Assemblyman's staff. He said that staff from Strategic Education Services made it possible for three SAUSD schools to receive IIUSP monies totaling over \$1 million. He presented a list of concerns of the SAUSD and he also provided a copy of SAUSD's budget to each. He said that three issues were specifically addressed that need assistance from State legislators, which are budget flexibility, class size reduction flexibility, and workers' compensation flexibility. Mr. Scribner stated that the class size reduction flexibility is an issue that is controversial with CTA and recommended that it come from the local level, rather from legislature. Dr. Stabler stated that he will bring it to the Board by means of a resolution. Dr. Stabler stated that the Budget has worsened. There is no passage of a budget. He provided detailed information relative to the budget as follows:

- Republicans - say no taxes - no budget
- Democrats - are split (they will not approve increase in budget)
- One group presented a quick fix (no new taxes, but additional cuts - \$90 per student - SAUSD \$5,400,000)
- Another group says Hold Out. (one is a compromise another is a judicial relief)

Dr. Stabler said that the effect on the SAUSD is as follows:

- Quick Fix: deeper cuts than already completed
- Hold Out: non-revenue limit
- Funds are not appropriated (all categorical programs and others cannot be apportioned without a budget)

Dr. Stabler stated that Resolution 03/04-2531 (asking to be adopted tonight) - asks our legislators and the governor to support three specific budgetary areas:

1. Budget flexibility: categorical carryover, and reserve for economic uncertainties.
2. Class size reduction flexibility: cap of 22 schoolwide grade average of 2.4.
3. Workers' compensation (District had to increase from \$3 million to \$7 million.

Mr. Richardson asked if services would continue without categorical funds. Dr. Stabler stated that he would have to request a legal opinion.

It was moved by Mr. Palacio, seconded by Dr. Yamagata-Noji, and carried 5-0 to adopt Resolution No. 02/03-2531 - supporting three primary budgetary areas: Workers' Compensation Reform, Budget Flexibility, and Class Size Reduction Flexibility for presentation to the Governor, Members of the State, and Members of the Assembly.

A copy of the Resolution is attached to the Minutes of the Meeting.

#### APPROVAL TO AWARD AN EMERGENCY CONTRACT FOR TAFT ELEMENTARY SCHOOL

It was moved by Mr. Palacio, seconded by Mr. Richardson, and carried 5-0 to approve that an emergency exists at Taft Elementary School and the Board of Education has approved to remove, replace, and repair the deteriorated structural members at Taft Elementary School and approve an emergency contract at a cost not to exceed \$275,000 with a contractor duly qualified to perform such work and authorize the Superintendent or Chief Facility Officer to enter into and execute a contract on behalf of the District under terms and conditions that are in the best interest of the District.

#### APPROVAL OF RENEWAL OF CONTRACT WITH CONSULTANTS TO PROVIDE TRAINING AND TECHNICAL ASSISTANCE, SERVICE AND EVALUATION WITHIN THE CONDUIT OF THE SAFE SCHOOLS, HEALTHY STUDENTS GRANT FOR THE 2003-04 FISCAL YEAR

Mrs. Avila questioned the effectiveness of the grant. She said that it is a grant in the amount of \$3 million for three years. She inquired about the evaluation and what the grant provides, which has not been received. She said that tonight the request is for training and technical support service and evaluation, which she believes is for administrative use, surveys, and focus groups. Mrs. Avila inquired about the legal ramifications of student's information being released. Mr. Miyashiro stated that legally information cannot be released. A general survey is submitted without names. Mrs. Avila inquired about specifics related to the survey. Mr. Miyashiro provided information. He said that the survey is being requested to evaluate all sources which will determine the allowance for additional monies to the program. Mrs. Avila stated that she received information from teachers that it was cumbersome to receive information from the families. Mr. Miyashiro responded the evaluation is necessary, to determine the effectiveness of the grant.

Mrs. Avila asked if it was possible to arrange some funding within the grant, being one year into the grant. She inquired about a parent communication system and asked Mr. Miyashiro about housing a nurse at each school site. Mr. Miyashiro stated that he cannot make any decisions, but would take it to the committee.

Mr. Palacio stated that the grant was written with the inclusion of collaborative entities, inside and outside the District and the grant was approved based on what was

submitted. He said that changing the parameters at this time may require the District to return the grant if conditions originally approved for are not met. He said that the PACE program is a half-million dollar cost and there are less expensive programs. He said that he believes that a communication program can be purchased within the grant. Mr. Miyashiro responded that Mr. Palacio was correct about the allowances of the grant and that the District cannot go outside of the six elements that the grant was structured for.

Dr. Yamagata-Noji inquired about the contract with WestEd. She said that generally she does not like to spend that amount of money to evaluate, but does understand due to not having an internal mechanism that it is necessary. In terms of the evaluation, there is a process evaluation and an outcome evaluation. The process evaluation is a means of measuring how the grant is doing as one is going through the grant and to do that is by observations, interviews, and meeting in focus groups in the six components and the outcome is at the end where grades, absenteeism, test scores are evaluated. It is not meant to be intrusive but there are ways to evaluate a project which is required by the grant.

Mr. Richardson echoed Dr. Yamagata-Noji's comments. He said that due to the budget situation, there are fewer grants available. He said that we must ask ourselves, what is being accomplished and what the value to the District is. He said that a written format should be provided close to renewal time. Other ideas discussed should be explored without jeopardizing the grant.

Mr. Tinajero agreed with Mrs. Avila to provide nurses at every school site and work with mental health care students. He said that the District loses nurses due to the credentialing process. The problem is that the only college that offers the program is Cal State Los Angeles which makes it difficult due to the travel. He asked that the SAUSD look into offering local classes. He said that this request is outside the grant.

Mrs. Avila echoed Mr. Tinajero, in terms of providing nurses at each school site. She then requested a copy of the evaluation of the two previous grants from Lowell and Heninger Elementary schools conducted by WestEd. Mr. Miyashiro said that those were not his grants, but would look into it for her. Mrs. Avila stated that there would be mid-term evaluations and would like to have copies. She urged Mr. Miyashiro to look into the hiring of nurses. She requested that an item be presented at a future Board meeting concerning the process of keeping track of grants and once expired review evaluations. She also asked that the District follow-through with the communication program.

Dr. Stabler stated that Ms. Aeppli has a couple of sources and will bring information to Board at a future Board meeting. Mr. Palacio asked that Ms. Aeppli work with the PTA.

It was moved by Mr. Palacio, seconded by Mr. Tinajero, and carried 4-1, Mrs. Avila dissenting, to approve the renewal of contract with West Ed in the amount of \$700,000 to provide training and technical assistance, service and evaluation within the conduit of the Safe Schools, Healthy Students Grant for the 2003-04 fiscal year.

#### APPROVAL OF PARENTAL EXCEPTION WAIVER CRITERIA TO COMPLY WITH PROPOSITION 227

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

#### ADOPTION OF DISTRICT INITIAL BARGAINING PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION FOR THE 2003-04 SCHOOL YEAR

It was moved by Tinajero, seconded by Mr. Palacio, and carried 5-0 to adopt the District initial bargaining proposal to California School Employees Association for the 2003-04.

#### ADOPTION OF THE DISTRICT BARGAINING PROPOSAL TO SANTA ANA EDUCATORS' ASSOCIATION FOR THE 2003-04 SCHOOL YEAR

It was moved by Mr. Richardson, seconded by Mr. Palacio, and carried 5-0 to adopt the District initial bargaining proposal to Santa Ana Educators' Association for the 2003-04 school year.

APPROVAL TO REQUEST PROPOSALS FOR BROKER/CONSULTANT SERVICES FOR EMPLOYEE HEALTH BENEFITS

Dr. Yamagata-Noji asked that the Employee Benefit Committee be involved with this process and would like to hear their recommendations when this item returns.

Mr. Richardson stated that this process will test the new vendor policies that govern ethical behavior. He asked that the vendors are aware of their limitations prior to the decision making.

It was moved by Mrs. Avila, seconded by Mr. Richardson, and carried 4-0, Mr. Palacio not present, to approve the request of proposals for broker/consultant services for employee health benefits.

APPROVAL OF PERSONNEL ACTION

It was moved by Mr. Tinajero, seconded by Mr. Richardson, and carried 4-0, Mr. Palacio not present, to approve the Personnel Calendar with the inclusion of Mary Booth as noted on the blue sheet.

A copy of the Personnel Calendar is attached to and becomes a part of the Official Minutes of this meeting.

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

Mr. Tinajero:

- Reminded the community of Pop Warner sign ups
- A former Saddleback High School student, Erasmo Ramirez is playing for the Texas Rangers who pitched this evening and is a left-handed pitcher

Mrs. Avila:

- Had fun at the Relay for Life (for cancer research) at the Santa Ana Bowl and encouraged the community's attendance next year
- Thanked Dr. Bennett for officiating the Board Meeting tonight

RECESS TO CLOSED SESSION

At 11:55 p.m., the Regular Meeting was recessed to Closed Session to consider personnel matters and negotiations.

MEETING RECONVENED

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

REPORT OF ACTION TAKEN IN CLOSED SESSION

By a vote of 4-0, Mr. Palacio not present the Board took action in Closed Session to approve the Workers' Compensation Compromise and Release as indicated in Closed Session.

By a vote of 5-0, the Board took action in Closed Session to approve the recommendation of the Expulsion Readmission Panel to readmit former students named in Closed Session to a District school for the fall semester of the 2003-04 school year.

By a vote of 5-0, the Board took action in Closed Session to approve the reimbursement to the parents of a student named in Closed Session for expenses incurred from September 10, 2002 through June 30, 2003.

By a vote of 5-0 the Board authorized school contracts with nonpublic agencies for the education of disabled pupils for the 2003-04 school year as named in Closed Session.

By a vote of 5-0, the Board approved a nonpublic agency contract and Individual Service Agreement for special education and related services for students as named in Closed Session.

By a vote of 5-0, the Board approved a nonpublic agency contract and Individual Service Agreement for special education and related services for students named in Closed Session at the Blind Children's Learning Center.

By a vote of 5-0, the Board approved continuation of a contract with nonpublic school for the education of disabled pupils as named in Closed Session for the 2003-04 school year.

ADJOURNMENT

There being no further business to come before the Board, the Regular Meeting was adjourned at 10:43 p.m.

FUTURE MEETING

The next regularly scheduled meeting of the Board of Education will be held on Tuesday, August 12, 2003, at 6:00 p.m.

ATTEST:

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