

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

MINUTES

REGULAR MEETING
SANTA ANA BOARD OF EDUCATION

Tuesday, August 26, 2003

CALL TO ORDER

The meeting was called to order at 5:05 p.m. by Board President Avila. Dr. Yamagata-Noji, Mr. Richardson, Mr. Palacio, and Mr. Tinajero were also present.

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

MEETING RECESSED AND RECONVENED

At 5:06 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 6:19 p.m.

There were approximately 30 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

Dr. Mijares called attention to student artwork displayed in the Board Room from Wilson, Roosevelt, and Lincoln Elementary schools.

The Superintendent announced an event on Saturday, August 30, and invited the public to attend as Century Football Booster Club sponsors an afternoon of football and barbecue. The event will be held at Memorial Park, with the game from 1-4 p.m., and the barbeque from 5-8 p.m.

An Education First video was shown regarding Madison Elementary School's MIND (Music Intelligence Neural Development) Institute, a program which brings new tools to young people in their study of mathematics. He stated that the program is slated to expand to all Area 4 elementary schools.

Dr. Mijares congratulated Monte Vista Elementary and its principal, Anita Ford, for the recent receipt of an \$18,000 grant for the 2003-04 school year. This Early Intervention for School Success (EISS) grant was awarded by the Orange County Department of Education and provides teachers, support staff, and parents with knowledge of child growth and development.

The Superintendent expressed deep gratitude to Mr. Martin Shubin, office manager at Valley High School, and community member who strongly believes in giving to community. Mr. Shubin has donated eight boxes of school supplies for

children at eight elementary schools. This is not the first time he has been so generous and Dr. Mijares noted his gifts with great appreciation.

Mr. Al Amezcua was in the audience and Superintendent Mijares congratulated him on his election to the Board of Trustees of Rancho Santiago Community College. He expressed thanks to Mr. Amezcua for his long service to the community and to the Santa Ana Unified School District.

Ms. Bernadette Medrano was called to the podium to announce that the Santa Ana Education Foundation presented a Project ATM mini-grant of \$500 for a literary club to Amy McDonald, teacher at Carl Harvey Elementary School.

SCHOOL CONSTRUCTION UPDATE

Mr. Jerry Hills, Construction Manager, provided an update on work in progress, recently completed projects, or anticipated dates for completion on the following projects:

- construction of classroom buildings at Jackson, Lincoln, Roosevelt, and Washington
- Adams Elementary school modernization
- Monroe Elementary school modernization
- Madison Elementary school modernization
- Segerstrom High School off-site work
- Segerstrom High school on-site work
- Manuel Esqueda Elementary School construction
- Hector Godinez Fundamental High School
- Valley High School exterior painting, paving, irrigation, and new landscaping

Mr. Tinajero asked that staff provide an analysis of costs and feasibility for artificial turf at the Segerstrom High School sports complex. He stated that, while looking at the possibility of artificial turf, he also wants to be diligent in terms of cost effectiveness.

Mr. Bill Sharp, Chief Facilities Officer, stated that two manufacturers are developing realistic costs and will be submitting them to the District.

In response to questions by Dr. Yamagata-Noji regarding drainage of the fields, Mr. Hill stated that the potential drainage problem is mostly in the baseball field, not the football field.

Mr. Sharp indicated that it was a part of the original purchase agreement that the District's property would be the "ponding" area when there are major storms. Water cannot be drained to the street all at once, because the storm drains cannot accept it all. The negotiated agreement calls for the water from the YMCA site and the church site to be drained to the school's property; that is the way the deed restrictions were drawn. The District has carefully planned for this contingency. The metering off process is rapid with no more than a few hours retention.

Mr. Palacio left the meeting at 6:50 p.m. during this discussion.

Mr. Richardson pointed out that the construction report covered more than \$175 million in current construction projects. He stated his appreciation to staff for getting these projects accomplished.

Ms. Margie Brown, Director of Facilities, reported that the District anticipates receiving \$174 million dollars in Proposition 47 funding. In a very short time, the District has received a fund release notice for \$50 million for

Segerstrom High School. Approval was received in two weeks for this project, a process which usually takes 90 to 100 days.

She further stated that the District anticipates receiving Critically Overcrowded Schools Program funding in the amount of \$236 million, which represents 14 percent of State's apportionment, and which will be used for five new elementary schools and two intermediate schools.

PRESENTATION - CITY OF SANTA ANA YOUTH COMMISSION

Ms. Dolores Ramos, City of Santa Ana, introduced a presentation regarding the Santa Ana Youth Commission and introduced staff members Jenny Rios, Gerardo Moet, and David Chapel. She turned the microphone over to two Youth Commissioners, Katie Raphael (Orange County High School of the Arts) and Anahi Cazales (Saddleback High School). They highlighted the purpose of the Commission which was established in 1999 to act as an advisory body to the City Council in reviewing and recommending programs that stimulate a prosperous environment for youth. The duties of the Youth Commission are to foster community involvement; represent the youth voice; recognize youth needs; bridge between youth and local government; and collaborate with local youth and youth serving community groups.

Ms. Raphael and Ms. Cazales reviewed accomplishments of the Youth Commission and asked that the Board of Education recognize their need for collaboration and the importance of City and School governments working together. They suggested that the Youth Commission could serve as a link between the City Council, the Board of Education, and Santa Ana youth.

Following their presentation, Dr. Mijares stated that he wished to invite representatives from the Youth Commission to be part of his Youth Cabinet, a group meeting with him several times a year.

PUBLIC HEARING

Dr. Stabler stated that the District had been adversely affected by a computer virus which had made it impossible to prepare data regarding the adoption of the Revised 2003-04 Budget, therefore negating the purpose of a Public Hearing. He stated that adoption of the Revised Budget will be placed on the Agenda of the next Regular Meeting and that it will be available for review prior to holding a Public Hearing at that meeting on September 9, 2003.

PUBLIC COMMENTS/PRESENTATIONS

Mrs. Avila asked that members of the audience wishing to address the Board submit a card and step to the podium as called.

Kim Gerda, Santa Ana parent, stated concern regarding micromanagement and asked that members of the Board refrain from such behavior and allow staff to work through issues with parents, employees, and community.

The following members of the community spoke with regard to improving the morale and learning environment at Lathrop Intermediate School:

Mary Alice Madden, Lathrop staff member
Carlene Blackler, Lathrop staff member
JoAnn Ramirez, community activist
Yolanda Galdamez, community resident
Erendira Moreno, community resident

Michael Murphy, SAUSD teacher, addressed the Board with regard to mathematics and expressed support for Algebra A and B.

Victoria Zaragoza, Santa Ana resident, expressed her happiness that the District had progressed to the point of hiring an architect for New Lorin Griset Elementary and emphasized the desire of the community to be a part of the planning for that school.

APPROVAL OF MINUTES

Mrs. Avila requested that the approval of the Minutes of the August 12 meeting be delayed to allow more time for review.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Richardson, and carried 4-0, Mr. Palacio not present, to continue approval of the August 12, 2003, Minutes to the next Regular Meeting.

APPROVAL OF CONSENT CALENDAR

The following items were removed from the Consent Calendar for discussion and separate action: Gifts, Approval of Appointment of Geographical Information System (GIS) Consultant; Approval of Appointment of Consultant to Conduct a High Pressure Pipeline Study for New Lorin Griset Elementary School to be Located at McFadden Avenue and Grand Avenue, Otherwise Known as County Property; Authorization to Reject Certain Bid Packages for the Construction of Manuel Esqueda Elementary School Project and Modify the Packages and Re-Bid the Modified Bid Packages; and Approval of Appointment of Architect for the New Lorin Griset Elementary School to be Located at McFadden Avenue and Grand Avenue, Otherwise Known as the County Property.

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to approve the remainder of the Consent Calendar as presented.

Approval of warrant listings prepared August 1 through 14, 2003, to pay budgeted District financial obligations.

<u>Awards</u>	<u>Vendors</u>	<u>Amount</u>
Construction of Segerstrom High School Project	Salamander	\$ 484,000
	ISEC	746,000
	USS Cal Builders	996,000
	ISEC	924,555
	Arrow Flooring	298,500
	ISEC	799,444
	USS Cal Builders	1,028,000
Construction of Manuel Esqueda Elementary School Project	JRH Construction	2,258,765
	Le Mar Construction	1,326,525
	Kern Steel	1,347,000
	Advanced Mechanical	1,640,000
	Graycon, Inc.	1,043,950
	C & H Construction	2,180,000
Computer Equipment - Roosevelt Elementary	Apple Computer, Inc.	75,000
Computer Equipment - Greenville Fundamental Elementary	Arey Jones Business Systems	80,000

Authorization for the Administration to reject Bid Package No. 26 - Segerstrom High School project Lunch Shelter and direction to the Architect to re-design the lunch shelter for future advertisement and bidding.

Acceptance of the August 15, 2003, completion of contract in the amount of \$29,486.50 with Hardy & Harper, Inc., for the replacement of asphalt on the playground at Franklin Elementary.

Approval of submittal of applications for multitrack year-round education (MTYRE) operational grants.

Approval of agreement with Fiscal Crisis and Management Assistance Team (FCMAT) for fiscal year 2003-04.

Approval of continued participation in Vocational and Applied Technology Education Act (VATEA) Tech-Prep Consortium with Rancho Santiago Community College District, Orange Unified School District, Garden Grove Unified School District, and Central County Regional Occupational Program for the 2003-04 school year.

Ratification/Approval of Extended Field Trips:

Carr and McFadden Intermediate Schools (Ratification)
GEAR UP Summer Camp
UCI, Irvine, CA
August 17-24, 2003 (Sunday-Sunday)

Century High School
Dance Team
New York City Macy's Thanksgiving Day Parade
New York, New York
November 22-28, 2003 (Saturday- Friday)

Santa Ana High School
Senior Class Students
London, England
April 10-18, 2004 (Saturday-Sunday)

Santa Ana High School (Ratification)
Cross Country Team Camp
Mammoth Lakes, CA
August 16-23, 2003 (Saturday-Saturday)

Approval to readmit expelled former students for the fall semester of the 2003-04 school year: Richard Betancourt, Catherine Menendez, and Paul Muna.

Approval of expulsion of students for violation of California Education Code - The Board took action to approve the recommendation of the Administrative Hearing Panel to expel students for the recommended term and with recommended remediation conditions:

126711 - Lathrop Intermediate School

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

100570 - Saddleback High School

for violation of Section b, that the Board expel him from the schools of the District for the full 2003-04 school year, and that he be permitted to apply for readmission on or after August 26, 2004.

127167 - Lathrop Intermediate School

for violation of Section c, that the Board expel him from the schools of the District for the fall semester, 2003-04 school year, that the expulsion order be suspended for the spring semester of the 2003-04 school year, and that he be permitted to return to a District school/program on a probationary status during that time period.

154798 - McFadden Intermediate School

for violation of Section b and m, that the Board expel him from the schools of the District for the full 2003-04 school year, and that he be permitted to apply for readmission on or after June 15, 2004.

084586 - Cesar Chavez High School

for violation of Section c and j, that the Board expel him from the schools of the District for the full 2003-04 school year, and that he be permitted to apply for readmission on or after June 15, 2004.

GIFTS

Mrs. Avila stated that she had removed this item from the Consent Calendar to call attention to and publicly express appreciation for the gift of \$750 for Community Day High School student incentives. She thanked the members of the Santa Ana Kiwanis Foundation for their support of the District and the community.

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.

<u>Gifts</u>	<u>Donors</u>
Lathrop Intermediate - Art supplies	Ms. Marta Goldstein Irvine, CA
MacArthur Fundamental - California Distinguished School banner & pins	O.C. Teachers Federal Credit Union Ms. Carol Chaney Santa Ana, CA
Spurgeon Intermediate - \$200 for staff appreciation	RAND Ms. Hilary Darilek Santa Monica
Community Day High School - \$750 for student incentives	Santa Ana Kiwanis Foundation Dr. Raymond R. Ross Santa Ana, CA

APPROVAL OF APPOINTMENT OF GEOGRAPHICAL INFORMATION SYSTEM CONSULTANT

Dr. Yamagata-Noji stated that she had removed this item from the Consent Calendar for discussion and separate action. She inquired as to whether the need to hire a consultant was brought about by a lack of staff with this expertise.

Ms. Brown, Director of Facilities and Planning, responded that the District does not have this expertise in-house. As the District is looking at changes in school boundaries, this consultant will provide services including the training of staff in the use of the GIS system.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Richardson, and carried 4-0, Mr. Palacio not present, to approve the appointment of Smartin G.I.S. as the Geographical Information System (GIS) consultant.

APPROVAL OF APPOINTMENT OF CONSULTANT TO CONDUCT A HIGH PRESSURE PIPELINE STUDY FOR PROPOSED LORIN GRISET ELEMENTARY SCHOOL TO BE LOCATED AT MCFADDEN AND GRAND AVENUE OTHERWISE KNOWN AS THE COUNTY PROPERTY

AND

APPROVAL OF APPOINTMENT OF ARCHITECT FOR LORIN GRISET ELEMENTARY TO BE LOCATED AT MCFADDEN AVENUE AND GRAND AVENUE, OTHERWISE KNOWN AS THE COUNTY PROPERTY

Dr. Yamagata-Noji asked to combine discussion and action regarding these two related agenda items.

In response to a question regarding the ingress to the proposed school, Ms. Brown, Director of Facilities and Planning, stated that the Administration would be exploring options, but the purchase documents stipulated that access not be from Grand Avenue.

Mrs. Avila asked that members of the community have the opportunity to give input to this decision.

In response to questions regarding the appointment of an architect for this project, Ms. Brown stated that this agenda item represents a new contract at a 14% savings.

It was moved by Dr. Yamagata-Noji, seconded by Mrs. Avila, and carried 4-0, Mr. Palacio not present, to approve the appointment of The Planning Center to conduct a High Pressure Pipeline Study and to approve the appointment of NTD Architects for Lorin Griset Elementary School to be located at McFadden Avenue and Grand Avenue, otherwise known as the County property.

AUTHORIZATION FOR THE ADMINISTRATION TO REJECT CERTAIN BID PACKAGES FOR CONSTRUCTION OF MANUEL ESQUEDA ELEMENTARY SCHOOL PROJECT AND MODIFY THE PACKAGES AND RE-BID THE MODIFIED BID PACKAGES.

Mrs. Avila commented regarding the long period of time between the time of going out for bid and the opening of bids. Dr. Yamagata-Noji also expressed concern that nothing had happened at the site.

Mr. Bill Sharp, Chief Facilities Officer, indicated that grading of the property would start in September.

It was moved by Dr. Yamagata-Noji, seconded by Mr. Richardson, and carried 4-0 to authorize the Administration to reject certain bid packages for construction of Manuel Esqueda Elementary School project and modify the packages and re-bid the modified bid packages.

ADOPTION OF RESOLUTION NO. 03/04-2530 - DECLARING THE BOARD'S INTENTION TO CONVEY AN EASEMENT TO THE CITY OF SANTA ANA ("CITY") OVER A 25 X 25 FOOT PORTION OF MOUNTAIN VIEW CONTINUATION HIGH OWNED BY THE DISTRICT AND CALL FOR A PUBLIC HEARING ON SEPTEMBER 9, 2003

Dr. Yamagata-Noji stated that the site is so small that she regrets the necessity of taking an easement from it.

Ms. Brown stated that this grant of easement was part of the design package.

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to adopt Resolution No. 03/04-2530 declaring the Board's

intention to convey an easement to the City of Santa Ana ("City") over a 25 x 25 foot portion of Mountain View Continuation High owned by the District and call for a public hearing on September 9, 2003, at 6:00 p.m.

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

ADOPTION OF THE REVISED 2003-04 ANNUAL BUDGET

As reported by Dr. Stabler during the Public Hearing portion of the Meeting, action on the adoption of the budget must be delayed until the next meeting.

It was the consensus of the Board members to remove this item from consideration and request that it be placed on the agenda of the September 9, 2003, Regular Board Meeting.

ACCEPTANCE OF TREASURY REPORT - JUNE 30, 2003

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to accept the Treasury Report for the period ended June 30, 2003.

REVIEW OF BOARD POLICIES AND ADMINISTRATIVE REGULATIONS - 4000 SERIES - PERSONNEL (NEW AND REVISED): FOR FIRST READING

The Administration requested that the Board of Education review the following Board Policies (BP) and Administrative Regulations (AR), which have been established or revised to reflect changes in legislation and changes in District operations: AR 4032 - Reasonable Accommodation; AR 4112.3/4312.5 - Criminal Record Check; BP 4112.8/4212.8/4312.8 - Employment of Relatives; AR 4161.5 - Military Leave; and AR 4257.1 - Work-Related Injuries.

During discussion of the Board Policies pertaining to the employment of relatives, the Administration was asked to bring to the Board at the next meeting information regarding the impact of this policy on currently-employed related employees and the steps and timeline involved in implementing this policy.

Presented for first reading, no action was required.

RECEIPT OF PETITION TO ESTABLISH THE MERIT SYSTEM AND ESTABLISHMENT OF ELECTION DATE

Mr. Best indicated that the District has received a petition on behalf of the California School Employees Association (CSEA) requesting an election to determine whether the merit system be established. Within 120 days after receipt of the petition, the Board shall call an election.

In response to questions from Dr. Yamagata Noji and Mr. Tinajero, Mr. Best stated that establishment of a merit system would have a significant negative effect on the District's budget. Estimates of that impact will be presented at a future time. He stated that the purpose at this meeting was merely to receive the petition and set the election date as required by Education Code.

No action was required on this item.

APPROVAL OF RENEWAL OF MEMBERSHIP IN THE SCHOOLS EXCESS LIABILITY FUND (SELF) FOR 2003-04

The District has been a member of SELF, a joint powers authority providing excess liability coverage for public educational agencies, since 1986.

It was moved by Mr. Richardson, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to approve renewal of membership in the Schools Excess Liability Fund (SELF) for 2003-04.

APPROVAL OF PERSONNEL ACTION

Dr. Yamagata-Noji and Mr. Richardson requested that the Administration tighten policies regarding ratification of consultant agreements, particularly those from prior school year funding.

Mrs. Avila stated that there were many personnel items relating to after school program and asked that the Board be given a report on all after school programs at a future meeting. Mr. Richardson reiterated her request.

It was moved by Mrs. Avila, seconded by Mr. Tinajero, and carried 4-0, Mr. Palacio not present, to approve the Personnel Calendar as presented.

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

ANNOUNCEMENTS BY BOARD AND STAFF

Mr. Richardson reported that a successful meeting had been held a few weeks ago with Muir Fundamental Elementary School community regarding traffic impact. The community was made aware of how to report incidents. The District committed to holding a meeting with parents to offer suggestions regarding being good neighbors while bringing their children to school in a unique situation where the students come from a totally separate neighborhood.

Mr. Richardson further added congratulatory remarks to Mr. Al Amezcua for his election to the Rancho Santiago Community college Board of Trustees and expressed the hope that he will continue to stay involved with the Bond Oversight Committee and the Blue Ribbon Commission.

Dr. Yamagata-Noji stated that the District staff will be meeting with the Metro Classic Neighborhood organization to respond to concerns expressed at the August 12 Board meeting.

She stated that, while most of the District's schools have been in session since July, it is approaching "back to school" time for the traditional schools. She expressed appreciation to all teachers for their extra time and the costs of materials that they contribute, especially during the time of year when setting up classrooms. She asked that, even during times of budget cutbacks, the Administration seek ways to help teachers with supplies and the needed classroom equipment.

Mr. Tinajero also praised teachers who give extra for their students. He pointed out that, while many schools met their AYP benchmarks, he was particularly pleased to see the progress at Washington Elementary, a school with 97% English learners, which met it's requirement. He expressed appreciation to the teachers, parents, and administration of that school.

He spoke encouragingly to all staff and community regarding the start of a new school year, expressing his belief that the District is working as a team and working toward greater success.

Mrs. Avila stated that she is very hopeful that the new Language Arts curriculum will further improve schools' scores. She expressed thanks to all the dedicated teachers for the hard work they put in and their enthusiasm for their students.

RECESS TO CLOSED SESSION

At 8:30 p.m., the Regular Meeting was recessed to Closed Session to consider personnel matters and negotiations.

Mr. Palacio rejoined the meeting at 9:30 p.m. during Closed Session.

Mr. Tinajero left the meeting at 10:15 p.m. during Closed Session.

MEETING RECONVENED

The Regular Meeting was reconvened at 11:15 p.m.

REPORT OF ACTION TAKEN IN CLOSED SESSION

Mrs. Avila reported the following actions taken in Closed Session:

By a vote of 4-0, Mr. Tinajero not present, the Board took action to appoint Dr. Helen Stainer to the position of Assistant Superintendent, Elementary Education.

By a vote of 4-0, Mr. Tinajero not present, the Board took action to appoint Dr. Lewis Bratcher to the position of Assistant Superintendent, Secondary Education.

By a vote of 4-0, Mr. Tinajero not present, the Board took action to appoint Todd Ouishi to the position of Assistant Principal, to be assigned to Saddleback High School.

By a vote of 4-0, Mr. Tinajero not present, the Board took action to appoint Bruce Carlisle to the position of Assistant Principal, to be assigned to Century High School.

By a vote of 3-0, Mr. Tinajero and Mr. Palacio not present, the Board took action to authorize continuation of Special Education interagency agreements with other school districts and government support services agencies for the 2003-04 school year.

The President reported that, on the advice of legal counsel regarding a performance problem, the Board had given direction to the Administration pertaining to the P2P project.

ADJOURNMENT

There being no further business to come before the Board, the Regular Meeting was adjourned at 11:20 p.m.

FUTURE MEETING

The next regularly scheduled meeting of the Board of Education will be held on Tuesday, September 9, 2003, at 6:00 p.m.

ATTEST:

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