

AGENDA ITEM BACKUP SHEET
January 25, 2011

Board Meeting

TITLE: Approval of Listing of Agreements/Contracts With Santa Ana Unified School District and Various Consultants Submitted for Period of December 15, 2010 Through January 11, 2011

ITEM: Consent

SUBMITTED BY: Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services

PREPARED BY: Jonathan Geiszler, Manager, Purchasing

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board approval of the listing of agreements/contracts with Santa Ana Unified School District and various consultants submitted for the period of December 15, 2010 through January 11, 2011.

RATIONALE:

Consultants have been requested by various sites to enhance educational programs and professional staff development for the District staff.

The attached list shows various consultants that will provide services throughout the District. A detailed list is attached for consultants under \$250,000.

FUNDING:

Not Applicable

RECOMMENDATION:

Approve the listing of agreements/contracts with the Santa Ana Unified School District and various consultants submitted for the period of December 15, 2010 through January 11, 2011.

2010-11 LISTING OF CONSULTANTS/CONTRACTED SERVICES

Submitting Division: Educational Services

January 25, 2011

NO.	NAME	IMPLICATIONS FOR THE DISTRICT/TYPE OF SERVICE	ANNUAL RENEWAL	FUNDING SOURCE	MAXIMUM NOT TO EXCEED	REQ. NO.
1.	Grover Bravo Madison Elementary	Consultant Grover Bravo along with Grupo Crecer will begin an eight-week parenting classes, two hour sessions. These classes will begin January 31, 2011 at Madison Elementary.		Title I	\$10,000	111924
2.	Orange County Department of Education Century High School	Consultant will provide support in adopted materials including classroom demonstrations and modeling through the coaching of individual teachers in the areas of English Language Arts, science, and social studies.		Title I	\$25,000	110435
3.	The Regents of the University of California, UC Irvine/California Reading and Literature Project (CRLP)	CRLP will provide a three (3) day training on Results for English Learners (REL) professional development institute for approximately 50 Santa Ana Unified School District (SAUSD) elementary school teachers. The training will begin February 1, 2010.		Title III	\$32,060	111598

2010-11 LISTING OF CONSULTANTS/CONTRACTED SERVICES

Submitting Division: Educational Services

January 25, 2011

NO.	NAME	IMPLICATIONS FOR THE DISTRICT/TYPE OF SERVICE	ANNUAL RENEWAL	FUNDING SOURCE	MAXIMUM NOT TO EXCEED	REQ. NO.
4.	UC Irvine, Irvine Math Project Sierra Intermediate School	Consultants from UCI will provide training and follow-up support to Math teachers at Sierra in CPM Math instruction. Instruction will begin on January 27, 2011.		ARRA Title I	\$67,540	111887
5.	Alyssa Bradac, "Artist-in-Residence" Sierra Intermediate School	Consultant will provide 6th grade teachers support in the theater arts; writing, reading and personal expression will be the three main areas of focus. Instruction will begin on February 1, 2011.		SIG	\$16,000	112023

AGENDA ITEM BACKUP SHEET
January 25, 2011

Board Meeting

TITLE: **Acceptance of Gifts in Accordance With Board Policy 3290 – Gifts, Grants, and Bequests**

ITEM: Action 
SUBMITTED BY: Cathie Olsky, Ed.D., Deputy Superintendent

BACKGROUND INFORMATION:

The purpose of this agenda item is for Board acceptance of gifts, grants, and bequests on behalf of school sites and the District.

RATIONALE:

The Board may accept any bequest or gift of money or property on behalf of the District. While greatly appreciating suitable donations, the Board discourages any gifts which may directly or indirectly impair its commitment to providing equal educational opportunities for all District students. The Board shall carefully evaluate any conditions or restrictions imposed by the donor in light of District philosophy and operations. If the Board believes the District will be unable to fully satisfy the donor's conditions, the gift shall not be accepted. Gift books and instructional materials shall be accepted only if they meet District criteria. At the Superintendent or designee's discretion, a gift may be used at a particular school.

FUNDING:

Not Applicable

RECOMMENDATION:

Accept gifts in accordance with Board Policy (BP) 3290 – Gifts, Grants, and Bequests.

SANTA ANA UNIFIED SCHOOL DISTRICT
GIFTS RECOMMENDED FOR ACCEPTANCE - January 25, 2011

School:	Gift:	Amount:	Donor:	Used for:
Edison Elementary		\$ 400	Mrs. Lupe Moreno Santa Ana	Mr. Daniel Perez' 3rd grade class- \$200 After School Program-Mr. Boj Nueva's class- \$200
Fremont Elementary		\$ 1,000	Superior and Nestlé Grocers Ms. Alexandra Campos Montebello	Physical Education equipment
Santiago Elementary		\$ 600	Orange County Register Ms. Diane Liege Santa Ana	Instructional supplies
January 25, 2011 donations		\$ 2,000		
2011 Total donations	\$ 12,173	\$14,173		

/ch

AGENDA ITEM BACKUP SHEET
January 25, 2011

Board Meeting

TITLE: **Approval of Submission of Part II 2010-11 Consolidated Application for Funds to California State Department of Education**

ITEM: **Action** 
SUBMITTED BY: **Cathie Olsky, Ed.D, Deputy Superintendent**

BACKGROUND INFORMATION:

The purpose of this agenda item is to request Board authorization to submit Part II of the 2010-11 Consolidated Application for funds to the California State Department of Education for continued funding for major State and federal categorical programs.

RATIONALE:

The District application for Consolidated Application Funds is annually submitted to the California State Department of Education for its approval. Part I was approved by the Board on June 22, 2010. Part II indicates the funding level for these programs in 2010-11.

FUNDING:

<u>State Categorical Funds:</u>	
Economic Impact Aid (EIA/LEP)	\$17,191,285
<u>Federal Categorical Funds:</u>	
NCLB, Title I, Part A	\$18,290,650
NCLB, Title II, Part A, Improving Teacher Quality	\$3,497,243
NCLB, Title III, Language Instruction for EL	\$3,336,624
TOTAL	\$42,315,802

Given the uncertainty of State budget allocations and apportionments, the Consolidated Application may need to be revised. The actual allocations may change at both schools and the District Office.

RECOMMENDATION:


Approve for submission to the California State Department of Education the 2010-11, Consolidated Application Part II for funding categorical aid programs.

/eh

AGENDA ITEM BACKUP SHEET
January 25, 2011

Board Meeting

TITLE: Approval of Submission for Renewal Application for After School Education and Safety Program for 2011-14

ITEM: Action 

SUBMITTED BY: Cathie Olsky, Ed.D., Deputy Superintendent

BACKGROUND INFORMATION:

The purpose of this agenda item is to request Board approval for submission of the renewal application for the After School Education and Safety (ASES) program for 2011-14 to the California Department of Education. ASES program funds the establishment of local after school education and enrichment programs. Funding is designed to: (1) maintain existing before and after school program funding; and (2) provide eligibility to all elementary and middle schools that submit quality applications throughout California.

RATIONALE:

The goal of the program is to support local efforts to improve assistance to students and expand the base of support for education in a safe, constructive environment. It is the intent of ASES program legislation to encourage schools and school districts to provide safe and educationally enriching alternatives for children and youth in grades K-9 during non-school hours. After school programs must consist of the four elements: After school programs must consist of the four elements:

- (1) educational and literacy
- (2) educational enrichment
- (3) nutrition
- (4) physical fitness activities

In addition, program leaders work closely with school site principals and staff to integrate both elements to ensure alignment with school's curriculum, instruction, and learning support activities. All 36 elementary and 9 intermediate schools participate in the ASES program.

FUNDING:

ASES Program: \$8,356,410 (annually for three years)

RECOMMENDATION:

Approve submission of the renewal application for the After School Education and Safety (ASES) program, July 1, 2011 through June 30, 2014.

**Santa Ana Unified School District
After-School Education and Safety Program 2011-14
(ASES)**

Executive Summary

Purpose: ASES Grant Renewal
Funding Duration: July 1, 2011 through June 30, 2014
Funding Award: \$8,356,410 annually for three years

I. Program Goals and Requirements:

- The goal is to improve the academic performance and scholastic success by providing high-quality academic programming after school.
- SAUSD working with THINK Together after-school management will provide an after-school program at all 36 elementary schools and 9 intermediate schools.
- The program is open every day that school is in session until 6:00 p.m.
- The program offers homework support, academic enrichment, health living activities, visual and performing arts, service learning and leadership.

II. Program Content/Quality:

- Homework support –
 - Students are in groups of approximately 20 students per program leader
 - Student to adult ratios are reduced with the use of volunteers, such as, college and high school students
 - Staff members in the after-school program foster close connections to both parents and the instructional-day staff
- Healthy Living –
 - Coordinated Approach To Child Health (CATCH) physical activity program
 - Harvest of the Month, the California Nutrition Network's Harvest of the Month curriculum
 - Conflict resolution taught and practiced using a six-step strategy through training and lesson planning using Character Counts and Peacemakers
- Academic Enrichment -
 - Literacy Enrichment via Augmented AfterSchool KidzLit, Reciprocal Teaching and the use of leveled readers as students practice their language and literacy skills
 - Math Blast! Curriculum is used to provide additional academic enrichment
 - See, Touch, Discover, Learn Science program provides hands-on experiences in life, earth, and physical
 - STEM Instruction at the intermediate schools, including, Robotics, Careers in Science and Being Green curriculums
 - College awareness for intermediate students using curriculum developed by the Tomas Rivera Policy Institute *Kids to College*

III. Collaboration and Partnerships

- Each site has a site coordinator approved by the site principal; 11 teacher-led sites, 5 Boys and Girls led sites, and 29 THINK Together led sites
- Site coordinators are provided a Quality Assurance Coach, who is an employee of THINK Together, to assist with day-to-day operations

- Site Coordinators meet with their site principal and may attend staff meetings, student study team meeting, grade-level meeting and parent meetings, as appropriate

IV. Staffing

- Site Coordinators
 - Each site has a site coordinator approved by the site principal; 11 teacher-led sites, 5 Boys and Girls led sites, and 29 THINK Together led sites
 - Site coordinators are provided a Quality Assurance Coach, who is an employee of THINK Together, to assist with day-to-day operations
- Program Leaders
 - One paraprofessional assigned to every 20 students
 - Program leaders must meet the requirements for Instructional Assistants in SAUSD
- Volunteers
 - May include high school and college service-learning students and interns, Work Study students, and community members
 - Volunteers attend an orientation and support materials are provided
 - Volunteers are supervised by paid staff members
- Staff Health and Safety
 - All staff and volunteers fulfill health screening and fingerprint clearance requirements
 - All staff and volunteers must have current evidence of TB clearance
- Staff Development
 - Site Coordinators and Program Leaders receive staff development in; first aide/CPR, behavior management strategies, school safety, homework management, lesson planning, site level assessments, academic content and programs, program management, and leadership

V. Program Administration

- Together, SAUSD and THINK manage the after-school program
 - SAUSD Business Services work with THINK Together's Chief Financial Officer to ensure fiscal accounting and adherence to the grant requirements
 - Accurate invoicing is ensured by designated account codes and are tracked by site and district
 - THINK Together's Fund Development Department support the after-school programs through additional grants and donations over and above State allocated funding, including, CATCH grant, Being Green (Southern California Edison) Rose Hills, Irvine Corporation Foundation, United Way, Uberoth Foundation, and AT&T

V. Outcome Measures and Evaluation

- All program reports required by the State of California are submitted including, after-school attendance, instructional-day attendance of program participants, STAR test data and benchmark assessment results
- Student, parent, teacher, principal and staff surveys are conducted to measure program satisfaction and outcomes
- Students achievement data is currently being analyzed and will be shared with staff to determine the "value-added" of after-school programs

AGENDA ITEM BACKUP SHEET**January 25, 2011****Board Meeting**

TITLE: Adoption of Resolution No. 10/11-2866 – Authorizing the Issuance of 2010-11 Tax and Revenue Anticipation Notes for District in a Principal Amount not to Exceed \$50,000,000 and Requesting Board of Supervisors of County of Orange to Provide for Issuance and Sale of Notes

ITEM: Action

SUBMITTED BY: Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board approval to adopt Resolution No. 10/11-2866 – requesting the Board of Supervisors of the County of Orange to Sell 2010-11 Tax and Revenue Anticipation Notes of the District in a principal amount not to exceed \$50,000,000 and approving certain other matters related thereto.

RATIONALE:

Due to the ongoing financial crisis, the State has deferred approximately \$8 billion of apportionment payments to school districts from fiscal year 2010-11 into 2011-12. The District estimates that approximately \$60 million of its fiscal year 2010-11 State apportionment payments will be deferred to fiscal year 2011-12. As a result of these deferrals, the District anticipates that it will incur cash flow shortages in the General Fund late in fiscal year 2010-11.

Allowable methods to address the anticipated cash flow shortfall in the General Fund include a) borrowing from other District funds, b) borrowing from the County of Orange, or c) issuing tax and revenue anticipation notes (TRANs). The District does not anticipate that it will have sufficient available cash in other funds to address the projected General Fund cash flow shortage, while program limitations prevent borrowing from the County of Orange from being a viable option.

This agenda item requests the County of Orange to issue TRANs on behalf of the District in an amount not to exceed \$50,000,000 to address the projected General Fund cash flow shortages. The exact amount of the TRANs will be determined later this fiscal year based upon updated General Fund cash flow projections. The amount of the TRANs cannot exceed the projected cash flow deficit plus a working capital reserve as determined by the IRS. The District will be working with Governmental Financial Strategies, Inc., financial advisor to have Trans offered out on the market.

FUNDING:

Not Applicable

RECOMMENDATION:

Adoption of Resolution No. 10/11-2866 – Authorizing the issuance of 2010-11 Tax and Revenue Anticipation Notes for the District in a principal amount not to exceed \$50,000,000 and requesting Board of Supervisors of County of Orange to provide for the issuance and sale of notes.

1 RESOLUTION NO. 10/11 2866
2 BOARD OF EDUCATION
3 SANTA ANA UNIFIED SCHOOL DISTRICT
4 ORANGE COUNTY, CALIFORNIA
5

6 AUTHORIZING THE ISSUANCE OF 2010-11 TAX AND REVENUE ANTICIPATION NOTES
7 FOR THE DISTRICT AND REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF
8 ORANGE TO PROVIDE FOR THE ISSUANCE AND SALE OF THE NOTES
9

10 WHEREAS, the Board of Education ("the District Board") desires to authorize the
11 issuance of its 2010-11 Tax and Revenue Anticipation Notes (the "Notes") by
12 requesting the Board of Supervisors (the "County Board") of the County of Orange (the
13 "County") to issue the Notes on behalf of the Santa Ana Unified School District (the
14 "District"); and
15

16 WHEREAS, pursuant to Sections 53850 et seq. of the Government Code of the State
17 of California (the "Act") contained in Article 7.6 thereof, entitled "Temporary
18 Borrowing" that provides for temporary borrowing by certain local agencies on or
19 after the first day of any fiscal year (being July 1), the District may borrow money
20 by issuing notes for any purpose for which the District is authorized to use and
21 expend moneys, including but not limited to current expenses, capital expenditures,
22 investment and reinvestment and the discharge of any obligation or indebtedness of
23 the District; and
24

25 WHEREAS, Section 53853 of the Act provides that notes of a school district that
26 has not been accorded fiscal accountability status must be issued in the name of the
27 District by the board of supervisors of the county, the county superintendent of
28 schools of which has jurisdiction over the District, as soon as possible following
29 the receipt of a resolution of the governing board of the District requesting the
30 borrowing; and
31

32 WHEREAS, the District has not been accorded fiscal accountability status under
33 Section 42647 or Section 42650 of the California Education Code; and
34

35 WHEREAS, the County Superintendent of the County of Orange has jurisdiction
36 over the District, and the District Board, hereby requests a borrowing of not to
37 exceed Fifty Million Dollars (\$50,000,000) at an interest rate not to exceed six
38 percent (6.0%) per annum, through the issuance by the County Board of the Notes in
39 the name of the District to be sold by negotiated sale; and
40

41 WHEREAS, in accordance with the Act, such Notes shall be payable no later than
42 fifteen months after their date of delivery, and shall be payable only from revenue
43 received or accrued during the fiscal year 2010-11; and
44

45 WHEREAS, pursuant to Section 53856 of the Act, the District may pledge any
46 taxes, income, revenue, cash receipts or other moneys, including moneys deposited in
47 inactive or term deposits (but excepting certain moneys encumbered for a special
48 purpose); and this Resolution specifies that certain unrestricted revenues which will
49 be received or accrued by the District for the General Fund of the District during
50 fiscal year 2010-11 are pledged for the payment of the Notes; and
51

52 WHEREAS, the Notes shall be a general obligation of the District, and to the
53 extent not paid from the taxes, income, revenue, cash receipts and other moneys of
54 the District pledged for the payment thereof shall be paid with interest thereon from
55 any other moneys of the District lawfully available therefor, as required by
56 Section 53857 of the Act; and
57

58 WHEREAS, the Notes shall be in denominations of \$5,000, or integral multiples
59 thereof, as permitted by Section 53854 of the Act; shall be issued on a date to be
60 designated and shall be substantially in the form and executed in the manner
61 prescribed in this Resolution, all as permitted and required by Section 53853 of the
62 Act; and
63

64 WHEREAS, the District Board finds and determines that, as required by
65 Section 53858 of the Act, the \$50,000,000 maximum principal amount of Notes
66 authorized to be issued in the name of the District by the County Board in fiscal
67 year 2010-11, when added to the interest payable thereon, does not exceed eighty-five
68 percent (85%) of the estimated amount of the uncollected taxes, income, revenue
69 (including but not limited to revenue from state and federal governments), cash
70 receipts and other moneys of the District which will be available for the payment of
71 the Notes and interest thereon; and
72

73 WHEREAS, the Notes will not be issued in an amount greater than the sum of the
74 maximum anticipated cumulative cash flow deficit to be financed by the anticipated
75 tax or other revenue sources for the period for which such taxes or other revenues
76 are anticipated and during which such Notes are outstanding plus a permitted working
77 capital reserve, all as provided in Section 1.103-14(c) of the Income Tax Regulations
78 of the United States Treasury, or in such other amount as is permitted by the
79 Internal Revenue Code of 1986, as amended, as determined by Stradling Yocca Carlson &

Rauth, a Professional Corporation, acting in its capacity as bond counsel to the District; and

NOW, THEREFORE, THE BOARD OF THE SANTA ANA UNIFIED SCHOOL DISTRICT DOES HEREBY, RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Authorization of Issuance of Notes; Terms Thereof; Paying Agent.

The District Board hereby requests the County Board to issue in the name of the District, an amount not to exceed \$50,000,000 principal amount of Notes under the Act, designated "Santa Ana Unified School District, Orange County, State of California, 2010-11 Tax and Revenue Anticipation Notes" (the "Notes"); to be numbered from 1 consecutively upward in order of issuance; to be in the denominations of \$5,000, or integral multiples thereof; to be dated the date of delivery thereof; to mature (without option of prior redemption) on the date set forth in the official statement pertaining to the Notes (the "Official Statement"), but in no event later than fifteen months after the date of issuance, or if such date is not a day on which banks in New York or California are open for business, on the last day such banks are open for business prior to such date; and, unless otherwise provided for in the Notes or the Official Statement, to bear interest, payable on or before the twelve month anniversary following the date of issuance and at maturity and computed on a 30-day month/360-day year basis at the rate or rates determined at the time of sale thereof, but not in excess of six percent (6%) per annum. Both the principal of and interest on the Notes shall be payable, only upon surrender thereof, in lawful money of the United States of America at the office of U.S. Bank National Association, which, in accordance with the provisions of Section 53853(b) of the Act, is hereby designated to be the paying agent for the Notes, or at the office of any successor thereto appointed by the Superintendent, or her designee (the "Paying Agent"). No interest shall be payable on any Note for any period after maturity during which the registered owner thereof fails to properly present such Note for payment. The District Board hereby approves the payment of the reasonable fees and expenses of the Paying Agent as they shall become due and payable.

The District acknowledges that the Notes do not constitute a debt of the County of Orange (the "County") and that the County is not responsible for, and makes no assurance regarding, the use or application of the proceeds of the Notes by the District.

Section 2. Form of Notes. The Notes shall be issued in registered form and shall be substantially in the form set forth in Exhibit A attached hereto and by reference incorporated herein, the blanks in said form to be filled in with appropriate words and figures. The Notes shall be initially registered in the name

of "Cede & Co." as nominee of The Depository Trust Company, and shall be evidenced by one note in the full principal amount of the Notes. The Depository Trust Company, New York, New York is hereby appointed depository for the Notes. Registered ownership may not thereafter be transferred except as set forth in Section 4 hereof. There shall be attached to each Note, the legal opinion of Stradling Yocca Carlson & Rauth, a Professional Corporation, respecting the validity of said Notes.

Section 3. Deposit of Note Proceeds; Tax Covenants.

(A) The moneys received by the District from the issuance of the Notes shall be deposited in the General Fund of the District. The District hereby covenants that it will make no use of the proceeds of the Notes that would cause the Notes to be "arbitrage bonds" under Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"); and, to that end, so long as any of the Notes are outstanding, the District, and all of its officers having custody or control of such proceeds, shall comply with all requirements of Section 148 of the Code, including restrictions on the use and investment of proceeds of the Notes and the rebate of a portion of investment earnings on certain amounts, including proceeds of the Notes, if required, to the Federal government, and of the Income Tax Regulations of the United States Treasury promulgated thereunder or under any predecessor provisions, to the extent that such regulations are, at the time, applicable and in effect, so that the Notes will not be "arbitrage bonds." The District further covenants that it shall at all times do and perform all acts and things necessary and within its power and authority, including complying with each applicable requirement of Section 103 and Sections 141 through 150 of the Code, to assure that interest paid on the Notes shall, for the purposes of federal income taxes, be excludable from the gross income of the recipients thereof.

(B) Notwithstanding any other provision of this Resolution to the contrary, upon the District's failure to observe, or refusal to comply with, the covenants contained in this Section, no one other than the owners or former owners of the Notes or the Paying Agent shall be entitled to exercise any right or remedy under this Resolution on the basis of the District's failure to observe, or refusal to comply with, such covenants.

(C) The covenants contained in this Section 3 shall survive the payment of the Notes.

(D) Notwithstanding any provision of this Section, if the District shall provide to the Paying Agent an opinion of nationally recognized bond counsel that any specified action required under this section is no longer required or that some further or different action is required to maintain the exclusion from gross income for federal income tax purposes of interest on the Notes, the Paying Agent and the District may conclusively rely on such opinion in complying with the requirements

of this Section 3, and the covenants hereunder shall be deemed to be modified to that extent.

Section 4. Payment of Notes.

(A) Source of Payment. The principal amount of the Notes, together with the interest thereon, shall be payable from taxes, income, revenue, cash receipts, and other money of the District as provided in Section 53856 of the Act, which are received or accrued during fiscal year 2010-11 for the General Fund of the District and which are lawfully available for the payment of current expenses and other obligations of the District (the "Unrestricted Revenues").

The Notes shall be a general obligation of the District, and, to the extent the Notes and the interest thereon are not paid from the Unrestricted Revenues transferred to the Repayment Fund (as defined in Section 4(E) below), the Notes shall be paid with interest thereon from any other moneys of the District lawfully available therefor, as provided in Section 4(C) below.

(B) Pledged Revenues. As security for the payment of the principal of and interest on the Notes, the District hereby pledges to transfer to the Repayment Fund (i) the first Unrestricted Revenues received by the District during the month ending July 31, 2011, until an amount equal to 75% of the aggregate principal amount of the Notes is on deposit therein, and (ii) the first Unrestricted Revenues received by the District in the month ending August 31, 2011, until an amount equal to the aggregate principal amount of and interest due on the Notes at maturity is on deposit therein; provided, however, that the foregoing dates and deposit amounts may be changed to other dates and amounts as provided for in the Notes upon their delivery and in the Official Statement and such dates shall be the operative dates for this Section 4(B) as if set forth in this paragraph and shall be binding on the District (such pledged amounts being hereinafter called the "Pledged Revenues"). The principal of the Notes and the interest thereon shall be a first lien and charge against and shall be payable from such Pledged Revenues, as provided in Section 53856 of the Act, and upon amounts in the Repayment Fund.

(C) Other Pledged Moneys. In the event that there are insufficient Unrestricted Revenues received by the District to permit the deposit into the Repayment Fund of the full amount of Pledged Revenues to be deposited into the Repayment Fund from Unrestricted Revenues in a month, then the amount of any deficiency shall be satisfied and made up from any other moneys of the District lawfully available for repayment of the Notes and the interest thereon, all as provided in Sections 53856 and 53857 of the Act (the "Other Moneys"). Such Other Moneys and any Unrestricted Revenues shall be transferred to the Repayment Fund on a daily basis, as such amounts are received by the District, until the required deposits to the Repayment Fund for such month and any prior month have been made.

(D) Deposit of Pledged Revenues and Other Moneys in Repayment Fund. The Pledged Revenues, identified and transferred by the District in accordance with Section 4(B) above and any Other Moneys identified and transferred by the District in accordance with Section 4(C) above shall be held by the Paying Agent or the Treasurer-Tax Collector in trust for the holders of the Notes in a special fund designated as the "Santa Ana Unified School District, Orange County, State of California, 2010-11 Tax and Revenue Anticipation Notes Repayment Fund" (herein called the "Repayment Fund") and applied as directed in this Resolution. Any moneys deposited into the Repayment Fund are pledged to secure and shall be for the exclusive benefit of the holders of the Notes, and until the Notes and all interest thereon are paid or until provision has been made for the payment of the Notes at maturity with interest to maturity, the moneys in the Repayment Fund shall be applied only for the purposes for which the Repayment Fund is created, and the District shall have no right to transfer moneys out of the Repayment Fund. The Treasurer-Tax Collector shall not be responsible or liable for sufficiency of the Repayment Fund.

(E) Disbursement and Investment of Moneys in Repayment Fund. From the date this Resolution takes effect, all Pledged Revenues and Other Moneys required to be transferred to the Repayment Fund in accordance with Section 4(B) and 4(C) above shall, when received, be accounted for in the Repayment Fund and shall remain in the Repayment Fund until the principal of and interest on the Notes is paid in full. On the maturity date of the Notes, the moneys in the Repayment Fund shall be used, to the extent necessary, to pay the principal of and interest on the Notes and any moneys in excess of such amount remaining in or accruing to the Repayment Fund shall be transferred to the General Fund of the District. Moneys accounted for in the Repayment Fund shall be invested at the request of the District either in the Treasurer-Tax Collector's Investment Pool or in other investment securities permitted by California law and of the type specified in Section 9 below to be held by Paying Agent; provided that no such investments shall have a maturity date later than the maturity date of the Notes.

Section 5. Sale of the Notes. The Notes are authorized to be sold upon the terms provided in the County Resolution; provided that the aggregate principal amount of the Notes does not exceed Fifty Million Dollars (\$50,000,000) and the interest rate does not exceed six percent (6.0%) per annum.

Section 6. Appointment of Bond Counsel; Authorization of Preliminary Official Statement and Official Statement. Stradling Yocca Carlson & Rauth, a Professional Corporation ("Bond Counsel"), is hereby designated as bond counsel to the District in connection with the issuance of the Notes. The form of Agreement for Legal Services between the District and Bond Counsel, substantially in the form presented to this meeting and on file with the Clerk of the District Board, is

hereby approved. Any one of the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services or a designated deputy thereof is hereby authorized to execute and deliver the Agreement for Legal Services, and the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services of the District are each hereby authorized and requested to acknowledge such Agreement for Legal Services, if necessary, such approval to be conclusively evidenced by his or her execution and delivery thereof. The form of the Preliminary Official Statement, substantially in the form presented to this meeting and on file with the Clerk of the District Board, is hereby approved, and such Preliminary Official Statement, together with such changes thereto as are approved by the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services, is authorized to be used in connection with the offering and sale of the Notes. The Superintendent, the Deputy Superintendent, the Associate Superintendent, Business Services, or the Superintendent's designee, each alone, are hereby authorized and requested to execute and deliver a final Official Statement; such execution shall conclusively evidence the District's approval of such Official Statement. The Superintendent, the Deputy Superintendent, the Associate Superintendent, Business Services, or the Superintendent's designee, each alone, are also authorized to deem "final" pursuant to Rule 15c2-12 of the Securities Exchange Act of 1934 the Preliminary Official Statement prior to its distribution.

Section 7. Approval of Contract of Purchase. The Notes shall be sold at negotiated sale to the underwriting firm submitting the lowest cost conforming bid as determined by Government Financial Strategies, Inc., financial advisor to the District, who is authorized to solicit bids on behalf of the District. In the event no conforming bids are received, the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services is each hereby authorized to select one or more underwriting firms to purchase the Notes. The Contract of Purchase for the Notes is hereby approved, substantially in the form presented to this meeting and on file with the Clerk of the District Board. Any one of the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services or a designee thereof is hereby authorized to execute and deliver the Contract of Purchase, and the Superintendent, the Deputy Superintendent or the Associate Superintendent, Business Services are each hereby authorized and requested to acknowledge such Contract of Purchase, if necessary, such approval to be conclusively evidenced by her execution and delivery thereof; provided, however, that the maximum interest rate on the Notes shall not exceed six percent (6%) per annum and that the discount paid to the purchaser or purchasers of the Notes (the "Underwriter"), exclusive of original issue discount, shall not exceed two percent (2%) of the par amount of the Notes. Any one of the

279 Superintendent, the Deputy Superintendent or the Associate Superintendent, Business
280 Services or a designated deputy thereof is hereby further authorized to determine
281 the maximum principal amount of Notes to be specified in the Contract of Purchase,
282 up to \$50,000,000, and to enter into and execute the Contract of Purchase with the
283 Underwriter, if the conditions set forth in this Resolution are satisfied.

284 **Section 8. Delivery of Notes.** All actions heretofore taken by the officers
285 and agents of the District Board, including the Superintendent, the Deputy
286 Superintendent or the Associate Superintendent, Business Services or their
287 designees, with respect to the Notes are hereby approved, confirmed and ratified,
288 and the officers of the District Board, including the Superintendent, Deputy
289 Superintendent, the Associate Superintendent, Business Services, or their
290 designees, are hereby authorized and directed to do any and all things and take any
291 and all actions which they, or any of them, may deem necessary or advisable in
292 order to consummate the lawful issuance and delivery of the Notes in accordance
293 with this Resolution and the County Resolution and any other resolution hereafter
294 adopted by the County Board with respect to the Notes.

295 **Section 9. Proceeds of Notes Conditionally Pledged; Investment of Note**
296 **Proceeds.** Notwithstanding anything to the contrary contained herein, any unexpended
297 proceeds of the Notes are hereby pledged to the payment of the Notes in the event
298 and to the extent sufficient Pledged Revenues of the District and Other Moneys are
299 not deposited into the Repayment Fund as required by Sections 4(B) and 4(C) above.
300 In addition to investments in the Treasurer-Tax Collector's Investment Pool,
301 pursuant to Section 53601(1) of the Government Code of the State of California, the
302 following are hereby designated as additional authorized investments for the
303 proceeds of the Notes and the Repayment Fund: (i) a guaranteed investment contract
304 with a financial institution or insurance company which has, or its guarantor has,
305 at the date of execution thereof one or more outstanding issues of unsecured,
306 uninsured and unguaranteed debt obligations or a claims paying ability rated not
307 lower than the second highest rating category (without regard to subcategories) by
308 Standard & Poor's Ratings Services and Moody's Investors Service (in which case,
309 the District Board hereby authorizes the Superintendent, the Deputy Superintendent
310 or the Associate Superintendent, Business Services of the District to execute a
311 certificate of indemnity holding the Treasurer-Tax Collector and the County, its
312 officers, employees and servants harmless and indemnifying them from any costs,
313 liabilities, claims or damages, including but not limited to attorneys' fees,
314 caused by or arising from the investment of the funds in such an instrument, or,
315 alternatively, a written agreement to pay for any costs, liabilities, claims or
316 damages, including but not limited to attorneys' fees, to the Treasurer-Tax
317 Collector, the County, its officers, employees and servants, caused by or arising

from the investment of the funds in such an instrument); or (ii) the Local Agency Investment Fund (LAIF) administered by the State of California.

Section 10. Continuing Disclosure. The District Board hereby covenants and agrees that it will comply with and carry out, and authorizes and directs the Superintendent, the Deputy Superintendent, the Associate Superintendent, Business Services, or the written designee of any such person, to comply with and carry out, all of the provisions of that certain Continuing Disclosure Certificate to be dated the date of issuance and delivery of the Notes, as originally executed and as it may be amended from time to time in accordance with the terms thereof (the "Continuing Disclosure Certificate"). Notwithstanding any other provision of this Resolution, failure of the District to comply with the Continuing Disclosure Certificate shall not be considered an event of default under this Resolution; however, any Noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Section. The form of the Continuing Disclosure Certificate, substantially in the form presented to this meeting and on file with the Clerk of the District Board, is hereby approved. Any one of the Superintendent, the Deputy Superintendent, the Associate Superintendent, Business Services, or a designee thereof is hereby authorized and directed to execute and deliver the Continuing Disclosure Certificate, with such changes therein as any such official may require or approve, such approval to be conclusively evidenced by the execution and delivery thereof.

Section 11. Transmittal of Resolution. The Superintendent or her designee is hereby directed to send a certified copy of this Resolution to the Orange County Board of Supervisors, which shall constitute the request of the District Board that the Board of Supervisors of the County issue and sell the Notes on behalf of the District as soon as practicable, and to simultaneously provide certified copies of this Resolution to the Treasurer-Tax Collector and the County Superintendent of Schools.

Section 12. Further Actions Authorized. The District Board hereby covenants that the District and its appropriate officials will take all proceedings necessary to be taken by them to cause the County Board to consummate the lawful issuance and delivery of the Notes in accordance with this Resolution, and will take any additional proceedings necessary to be taken by them to cause the levy, collection and enforcement of the taxes, income, revenue, cash receipts and other moneys pledged under this Resolution in accordance with law and to manage the Note proceeds and Repayment Fund, including, without limitation, the execution and delivery of agreements with paying agents, security depositories and investment agreement providers, and to otherwise carry out the provisions of this Resolution.

Section 13. Effective Date. This Resolution shall take effect immediately upon its adoption.

ADOPTED, SIGNED AND APPROVED this 25th day of January, 2011.

BOARD OF EDUCATION OF THE SANTA ANA UNIFIED
SCHOOL DISTRICT

By: _____
President

Attest:

Clerk

STATE OF CALIFORNIA)
) ss
ORANGE COUNTY
)

I, _____, do hereby certify that the foregoing is a true and correct copy of Resolution No. _____, which was duly adopted by the Board of Education of the Santa Ana Unified School District at meeting thereof held on the 25th day of January 2011, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

ABSTENTIONS:

By _____
Clerk

EXHIBIT A
FORM OF NOTE

REGISTERED

REGISTERED

No. 1

§

UNLESS THIS NOTE IS PRESENTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY (AS DEFINED IN THE RESOLUTION) TO THE NOTE REGISTRAR FOR REGISTRATION OF TRANSFER, EXCHANGE, OR PAYMENT, AND ANY NOTE ISSUED IS REGISTERED IN THE NAME OF CEDE & CO. OR IN SUCH OTHER NAME AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY (AND ANY PAYMENT IS MADE TO CEDE & CO. OR TO SUCH OTHER ENTITY AS IS REQUESTED BY AN AUTHORIZED REPRESENTATIVE OF THE DEPOSITORY), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL INASMUCH AS THE REGISTERED OWNER HEREOF, CEDE & CO., HAS AN INTEREST HEREIN.

SANTA ANA UNIFIED SCHOOL DISTRICT

ORANGE COUNTY

STATE OF CALIFORNIA

2010-11 TAX AND REVENUE ANTICIPATION NOTE

<u>Rate of Interest:</u>	<u>Note Date:</u>	<u>Maturity Date:</u>	<u>CUSIP:</u>
_____ %	_____, 2010	_____, 2010	

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: _____ DOLLARS

FOR VALUE RECEIVED, the Santa Ana Unified School District (the "District"), Orange County, State of California, acknowledges itself indebted to and promises to pay the Registered Owner identified above, or registered assignee, at the office of U.S. Bank National Association, as paying agent, or any successor thereto (the "Paying Agent"), the Principal Amount specified above in lawful money of the United States of America, on the Maturity Date set forth above, together with interest thereon at the Rate of Interest per annum set forth above, in like lawful money of the United States of America from the date hereof until payment in full of said principal sum. Both the principal of and interest on this Note shall be payable only upon surrender of this Note as the same shall fall due; provided, however, no interest shall be payable for any period after maturity during which the Registered Owner fails to properly present this Note for payment.

It is hereby certified, recited and declared that this Note is one of an authorized issue of Notes in the aggregate principal amount of _____ Dollars (\$_____) all of like date, tenor and effect, made, executed and given pursuant to and by authority of a resolution of the Board of Supervisors of the

County of Orange duly passed and adopted on February 1, 2011 and a Resolution of the Board of Education of the District duly passed and adopted on January 11, 2011 under and by authority of Article 7.6 (commencing with Section 53850) of Chapter 4, Part 1, Division 2, Title 5, California Government Code, and that all acts, conditions and things required to exist, happen and be performed precedent to and in the issuance of this Note have existed, happened and been performed in regular and due time, form and manner as required by law, and that this Note, together with all other indebtedness and obligations of the District, does not exceed any limit prescribed by the Constitution or statutes of the State of California.

The principal amount of the Notes, together with the interest thereon, shall be payable from taxes, income, revenue, cash receipts and other moneys of the District as provided in Section 53856 of the Act, which are received or accrued by the District for the General Fund of the District during fiscal year 2010-11 and which are lawfully available for the payment of current expenses and other obligations of the District (the "Unrestricted Revenues"). As security for the payment of the principal of and interest on the Notes, the District has pledged to transfer to the Repayment Fund (i) the first Unrestricted Revenues (defined below) received by the District in the month ending July 31, 2011 until an amount equal to 75% of the aggregate principal amount of the Notes is on deposit therein, and (ii) the first Unrestricted Revenues received by the District in the month ending on August 31, 2011 until an amount equal to the aggregate principal amount of and interest due on the Notes at maturity is on deposit therein (the "Pledged Revenues"), and the principal of the Notes and the interest thereon shall constitute a first lien and charge thereon and shall be payable from the Pledged Revenues, and to the extent not so paid shall be paid from any other moneys of the District lawfully available therefor.

This Note is transferable by the Registered Owner hereof in person or by his attorney duly authorized in writing at the office of the Paying Agent in Los Angeles, California (or at such other location as is specified by the Paying Agent from time to time) but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this Note except that this Note shall not be transferred or exchanged later than the 15th day prior to the maturity date hereof. Upon such transfer a new Note or Notes of authorized denominations and for the same aggregate principal amount will be issued to the transferees in exchange herefor.

The Note is not a debt or obligation of the County of Orange, and no money, fund or part of any fund is pledged or obligated to the payment of the Note.

The County, the District and the Paying Agent may deem and treat the Registered Owner hereof as the absolute owner hereof for the purpose of receiving payment of or on account of principal hereof and interest due hereon and for all other purposes,

476 and neither the District nor the Paying Agent shall be affected by any notice to the
477 contrary.

478
479 IN WITNESS WHEREOF, the County of Orange has caused this Santa Ana Unified
480 School District, Orange County, State of California, 2010-11 Tax and Revenue
481 Anticipation Note to be executed by the Chairman of its Board of Supervisors and by
482 the Treasurer-Tax Collector of the County and the Clerk of its Board of Supervisors
483 and has caused a facsimile of its official seal to be printed hereon this ____ day of
484 _____, 2011.

485 COUNTY OF ORANGE

486 By: [Facsimile Signature]

487 Chairman of the Board of Supervisors

488 By: [Facsimile Signature]

489 Treasurer-Tax Collector

490 (SEAL)

(FORM OF CERTIFICATE OF AUTHENTICATION)

This note is one of the Notes described in the resolutions referred to herein, which has been authenticated and registered on _____, 2011.

U.S. Bank National Association, as Paying Agent

By: _____

Its: Authorized Officer

LEGAL OPINION

I HEREBY CERTIFY that the following is a true and correct copy of the legal opinion upon the Notes therein described that was provided by Stradling Yocca Carlson & Rauth, a Professional Corporation, and was dated as of the date of delivery of and payment for said Notes.

[Facsimile Signature]

Clerk of the Board of Supervisors

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto the _____ within-mentioned registered Note and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent with full power of substitution in the premises.

Dated: _____

Signature Guaranteed by:

NOTE: Signature(s) must be guaranteed by an eligible guarantor institution.

NOTE: The signature to the assignment must correspond to the name as it appears upon the face of this Note in every particular, without any alteration or change whatsoever.

AGENDA ITEM BACKUP SHEET
January 25, 2011

Board Meeting

TITLE: **Approval of Legal Services in Connection With Issuance of Tax and Revenue Anticipation Notes**

ITEM: **Action**

SUBMITTED BY:  **Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services**

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board approval of legal services in connection with the District's planned issuance of Tax and Revenue Anticipation Notes to finance the District's cash flow needs for fiscal year 2010-11.

RATIONALE:

Note counsel is needed to review and perform all financing documents.

FUNDING:

General Fund: \$18,000

RECOMMENDATION:

Approve the legal services with Stradling, Yocca, Carlson & Rauth in connection with issuance of Tax and Revenue Anticipation Notes.

AGENDA ITEM BACKUP SHEET**January 25, 2011****Board Meeting**

TITLE: Adoption of Resolution No. 10/11-2867 – Establishing Sub-funds for Health and Welfare Benefits and Property and Liability Within Self-Insurance Fund

ITEM: Action

SUBMITTED BY: Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services

PREPARED BY: Swandayani Singgih, Assistant Director, Fiscal Services

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board adoption of Resolution No. 10/11-2867 for establishment of sub-funds for Health and Welfare Benefits (Fund 69) and Property and Liability (Fund 81) at the County. These sub-funds are locally identified funds within Self-Insurance Fund (Fund 67).

Three types of self-insurance activities are workers' compensation, health and welfare benefits, and property and liability. Each type of activity is subject to statutory provisions (Education Code 17566 and Government Code 53205) and to accounting standards (Governmental Accounting Standards Board [GASB] Statements 10 and 30).

Currently the District utilizes Self-Insurance Fund to record all activities related to Workers' Compensation, Property and Liability, and General Fund for all activities related to Health and Welfare Benefits for both active and retired employees (i.e. payments to health care providers, collections of employees'/ retirees' contributions, etc.).

RATIONALE:

District desires to establish the sub-funds at the County to enable the District to separately account for each type of self-insurance activity.

FUNDING:

Not Applicable

RECOMMENDATION:

Adopt Resolution No. 10/11-2867 for establishment of sub-funds within Self-Insurance Fund.

1 RESOLUTION NO. 10/11-2867

2 BOARD OF EDUCATION

3 SANTA ANA UNIFIED SCHOOL DISTRICT

4 ORANGE COUNTY, CALIFORNIA

5
6 **Establishing sub-funds for Health & Welfare Benefits Fund (Fund 69) and**
7 **Property & Liability Fund (Fund 81) within Self-Insurance Fund**
8 **at the Orange County Office of Education**
9

10 WHEREAS, the Administration is seeking authorization from the Board of
11 Education for the establishment of sub-funds for Health & Welfare Benefits (Fund
12 69) and Property & Liability (Fund 81) at the Orange County Office of Education;
13 and

14 WHEREAS, currently the District utilizes Self-Insurance Fund (Fund 67) to
15 record all activities related to workers' compensation and property & liability
16 and General Fund for all activities related to health & welfare benefits for both
17 active and retired employees; and

18 WHEREAS, the District has determined that there is a need to provide
19 separate funds for the accountability for each of type of the self-insurance
20 activity (workers' compensation, health & welfare benefits, and property &
21 liability). Each type of activity is subject to statutory provisions (Education
22 Code 17566 and Government Code 53205) and to accounting standards (Governmental
23 Accounting standards Board [GASB] Statements 10 and 30);

24 NOW, THEREFORE, BE IT RESOLVED: That the Board of Education hereby
25 authorizes the Administration to establish the above Self-Insurance sub-funds.

26 Upon motion of Member _____ and duly seconded, the foregoing
27 Resolution was adopted by the following vote:
28
29

1 AYES:

2 NOES:

3 ABSENT:

4
5
6 STATE OF CALIFORNIA)
7) SS:
8 COUNTY OF ORANGE)
9

10 I, Jane Russo, Secretary of the Board of Education of the Santa Ana Unified
11 School District of Orange County, California, hereby certify that the above and
12 foregoing Resolution was duly adopted by the said Board at a regular meeting
13 thereof held on the _____ day of _____, 2011, and passed by a vote of
14 _____ of said Board.

15 IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of
16 _____, 2011.
17
18

19 _____
20 Jane Russo, Secretary
21 Board of Education
22 Santa Ana Unified School District
23
24
25
26
27

AGENDA ITEM BACKUP SHEET

January 25, 2011

Board Meeting

TITLE: Adoption of Resolution No. 10/11-2868 – Transfer of Funds From District's Unrestricted General Fund to District's Health and Welfare Benefits Fund

ITEM: Action

SUBMITTED BY: Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services

PREPARED BY: Swandayani Singgih, Assistant Director, Fiscal Services

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board adoption of Resolution No. 10/11-2868 to transfer funds from General Fund to Fund 69 (Health and Welfare Benefits) as the District receives reimbursement from the Early Retirement Reinsurance Program (ERRP).

The District has applied for reimbursement provided for by the ERRP. The ERRP was established by section 1102 of the Patient Protection and Affordable Care Act in March, 2010.

The program provides reimbursement for the portion of costs for early retirees, spouses and dependents. The District can get reimbursed for claims between \$15,000 and \$90,000. Based on previous year's claims, the District's health care providers have estimated reimbursement to be approximately \$1,080,583 for 2009-10 and 2010-11 fiscal years.

RATIONALE:

Following the State's Standardized Account Code Structure rules, ERRP reimbursement cannot be directly recorded in Fund 69. Instead funds will be recorded in the General Fund as the District receives them and then transferred to Fund 69 (Health and Welfare Benefits Fund).

FUNDING:

General Fund: Approximately \$1,080,583

RECOMMENDATION:

Adopt Resolution No. 10/11-2868 to transfer funds from General Fund to Fund 69 (Health and Welfare Benefits).

1 RESOLUTION NO. 10/11-2868

2 BOARD OF EDUCATION

3 SANTA ANA UNIFIED SCHOOL DISTRICT

4 ORANGE COUNTY, CALIFORNIA

5
6 **Authorizing the transfer of funds from District's Unrestricted General Fund**
7 **to District's Health & Welfare Benefits Fund**
8

9 WHEREAS, the Administration is seeking authorization from the Board of
10 Education for the transfer of funds from General Fund to Health & Welfare Benefits
11 Fund (Fund 69) as the District receives reimbursement from the Early Retirement
12 Reinsurance Program (EERP); and

13 WHEREAS, the District has applied for reimbursement provided for by the
14 EERP. The EERP was established by section 1102 of the Patient Protection and
15 Affordable Care Act in March 2010. The program provides reimbursement for the
16 portion of costs for early retirees, spouses, and dependents; and

17 WHEREAS, the District can get reimbursed for claims between \$15,000 and
18 \$90,000. Based on previous year's claims, the District's health care providers
19 have estimated reimbursement to be approximately \$1,080,583 in total for 2009-10
20 and 2010-11 fiscal years; and

21 WHEREAS, following the State's Standardized Account Code Structure rules,
22 EERP reimbursement cannot be directly recorded in Fund 69. Instead funds will be
23 recorded in the General Fund as the District receives them and then transferred to
24 Fund 69;

25 NOW, THEREFORE, BE IT RESOLVED: That the Board of Education hereby
26 authorizes the transfer of approximately \$1,080,583 from the General Fund to
27 Health & Welfare Benefits Fund (Fund 69).

28 Upon motion of Member _____ and duly seconded, the foregoing
29 Resolution was adopted by the following vote:

30 AYES:

31 NOES:

32 ABSENT

33 STATE OF CALIFORNIA)

34) SS:

35 COUNTY OF ORANGE)

36

37 I, Jane Russo, Secretary of the Board of Education of the Santa Ana Unified
38 School District of Orange County, California, hereby certify that the above and
39 foregoing Resolution was duly adopted by the said Board at a regular meeting
40 thereof held on the ____ day of _____, 2011, and passed by a vote of
41 _____ of said Board.

42 IN WITNESS WHEREOF, I have hereunto set my hand this ____ day of
43 _____, 2011.

44

45

46 _____
Jane Russo, Secretary

47 Board of Education

48 Santa Ana Unified School District

AGENDA ITEM BACKUP SHEET

January 25, 2011

Board Meeting

TITLE: Approval of Consultant Agreement With Survival Skills and Co. and American Red Cross for Emergency Preparedness and Response Training

ITEM: Action

SUBMITTED BY: Michael P. Bishop Sr., CBO, Associate Superintendent, Business Services

PREPARED BY: Camille Boden, Executive Director, Risk Management

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board approval of consultant agreement for Survival Skills & Co., and the American Red Cross for emergency preparedness and response training.

RATIONALE:

On September 28, 2010, the Board authorized staff to issue Requests for Proposals (RFPs) associated with Readiness and Emergency Management grant objectives.

The federal Readiness and Emergency Management (REMS) Grant received by the District (\$612,423) provides for training including emergency response preparedness and response. The following training will be provided:

- **Disaster Preparedness Skills**
Introduction of basic awareness and protocols addressing emergency preparedness, triage in the classroom, evacuation, structural building safety, light urban search and rescue strategies, fire/utility control and Disaster First Aid.
- **Triage**
Concepts of effective triaging of a multi-victim scenario; what to do when first arriving at a Multi-Casualty Incident; How to triage an injured patient in less than one minute; How to identify what requires Rapid Treatment; How to use patients with minor injuries to assist with basic first aid.
- **Damage Assessment**
Recognition skills to assess damage to structures; elements of Disaster Assessment Basics to present information sufficient to have a basic awareness of Damage Assessment concepts
- **Light Search and Rescue**
Search and rescue techniques and concepts; damage assessment principles, search techniques and methodology, search and rescue operations, how to search a room
- **Mass Casualty First Aid**
Emergency Medical Mobilization and Operations concepts, functions and response in a mass casualty scenario. how to establish treatment areas using the concepts of treatment area organization, treatment area planning incorporating stress reduction techniques.

The District received proposals from The American Red Cross and Survival Skills & Co., both companies have done previous trainings for the District.

FUNDING:

Readiness and Emergency Management Grant: \$201,700

RECOMMENDATION:

Approve consulting agreement with Survival Skills & Co and the American Red Cross for emergency preparedness and response training in the amount of \$201,700.

AGENDA ITEM BACK-UP SHEET**January 25, 2011****Board Meeting**

TITLE: Authorization to Rescind Award of Contract for SmartNET Maintenance for Network Equipment Districtwide, Reject all RFP's and Issue Request for Proposals for Cisco Basic Maintenance Under E-Rate Districtwide

ITEM: Action

SUBMITTED BY: Michael P. Bishop, Sr., CBO, Associate Superintendent, Business Services

PREPARED BY: Ricardo Enz, Director, Information Technology Center
Jonathan Geiszler, Manager, Purchasing

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board approval to rescind the award for SmartNET Maintenance under RFP #17-11 approved by the Board on January 11, 2011, reject all RFP's and issue Request for Proposals for Cisco Basic Maintenance under E-Rate Districtwide.

RATIONALE:

At the January 11, 2011, meeting the Board authorized staff to Award RFP #17-11 for SmartNET Maintenance of Network Equipment Districtwide.

Subsequently staff was notified by School and Libraries Division (SLD), that E-Rate funding would no longer be available for SmartNET. As a replacement for this service E-Rate funding will now be provided for Cisco Basic Maintenance which will provide the same level of support for the District's network equipment.

FUNDING:

Not Applicable

RECOMMENDATION:


Authorize the rescission of the January 11, 2011, awarded contract to SmartNET Maintenance for Network Equipment Districtwide under RFP # 17-11, in the amount of \$223,719 and the issue of Request for Proposals for Cisco Basic Maintenance under E-Rate Districtwide.

AGENDA ITEM BACKUP SHEET
January 25, 2011

11.0

Board Meeting

TITLE: Acceptance of Facilities Master Plan Annual Update

ITEM: Action 

SUBMITTED BY: Joe Dixon, Asst. Superintendent, Facilities & Governmental Relations

PREPARED BY: Tova K. Corman, Sr. Facilities Planner

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board acceptance of the updated Facilities Master Plan. The Facilities Master Plan is a 'living document' and should be reviewed and updated annually as the needs of the District change.

RATIONALE:

A Facilities Master Plan is a document produced as a summation of a collaborative and comprehensive process and becomes the road map to address the District's facilities improvement needs. The Facilities Master Plan examines overall educational and facilities needs or improvements necessary at each site.

FUNDING:

Not Applicable

RECOMMENDATION:

Accept the Facilities Master Plan annual update.

AGENDA ITEM BACKUP SHEET
January 25, 2011

12.0

Board Meeting

TITLE: Authorization to Award Contract for Bid Package No. 14, for General Construction at Santa Ana High School Under Overcrowding Relief Grant Project

ITEM: Action

SUBMITTED BY: Joe Dixon, Assistant Superintendent, Facilities & Governmental Relations

PREPARED BY: Todd Butcher, Director of Construction

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board authorization to award a contract for Bid Package No. 14, for General Construction under the Overcrowding Relief Grant project. Scope of work includes site work and sports field upgrades.

RATIONALE:

Legal advertisements of notice calling for bids for Bid Package No. 14, for General Construction were placed with the *Orange County Register* on December 3 and 10, 2010. Staff contacted 42 contractors of which 32 picked up the plans. On January 13, 2011, bid day, the District received 12 bids. The Architect and staff are in agreement that Jeffy Tracy, Inc. dba Land Forms Landscape Construction represents the lowest bidder. This bid amount is within budget. The following is a list of all bids received:

Contractors:	Bid Amount:
Jeffy Tracy, Inc. dba Land Forms Landscape Construction	\$3,150,000
Angeles Contractor, Inc.	\$3,241,000
CS Legacy Construction, Inc.	\$3,384,623
G2K Construction, Inc.	\$3,388,000
Morillo Construction, Inc.	\$3,473,000
Pima Corporation dba Advanced Construction	\$3,598,000
Minako America Corporation dba Minco Construction	\$3,700,000
USS Cal Builders, Inc.	\$3,992,000
Ohno Construction Company	\$4,149,000
Palp, Inc. dba Excel Paving Company	\$4,272,178
Zusser Company, Inc.	\$4,781,483
Environmental Construction, Inc.	\$4,982,602

FUNDING:

State School Facility Program/Measure G: \$3,150,000

RECOMMENDATION:

Authorize staff to award a contract to Jeffy Tracy, Inc. dba Land Forms Landscape Construction for Bid Package No. 14, for General Construction at Santa Ana High School in the amount of \$3,150,000 under Overcrowding Relief Grant project.

OVERCROWDING RELIEF GRANT
SANTA ANA HIGH SCHOOL (ORG)
BP #14 General Contractor

CONTRACTOR	Jeffy Tracy, Inc. dba Land Forms Landscape Construction	Angeles Contractor, Inc.	CS Legacy Construction, Inc.	G2K Construction, Inc.	Morillo Construction, Inc.	Pima Corporation dba Advanced Construction	Minako America Corporation dba Minco Construction	USS Cal Builders, Inc.
BASE BID	\$3,150,000	\$3,241,000	\$3,384,623	\$3,388,000	\$3,473,000	\$3,598,000	\$3,700,000	\$3,992,000


CONTRACTOR	Ohno Construction Company	Palp, Inc. dba Excel Paving Company	Zusser Company, Inc.	Environmental Construction, Inc.				
BASE BID	\$4,149,000	\$4,272,178	\$4,781,483	\$4,982,602				

AGENDA ITEM BACKUP SHEET
January 25, 2011

13.0

Board Meeting

TITLE: Authorization to Award Contract for Bid Package No. 403, for Fire Alarm at Santa Ana High School Under Emergency Repair Program

ITEM: Action 

SUBMITTED BY: Joe Dixon, Assistant Superintendent, Facilities & Governmental Relations

PREPARED BY: Todd Butcher, Director of Construction

BACKGROUND INFORMATION:

The purpose of this agenda item is to seek Board authorization to award a contract for Bid Package No. 403, for Fire Alarm under the Emergency Repair program. Scope of work includes fire alarm.

RATIONALE:

Legal advertisements of notice calling for bids for Bid Package No. 403, for Fire Alarm were placed with the *Orange County Register* on October 15 and 22, 2010. Staff contacted 56 contractors of which 13 picked up the plans. On January 13, 2011, bid day, the District received 8 bids. The Architect and staff are in agreement that Westside Electric represents the lowest bidder. This bid amount is within budget. The following is a list of all bids received:

Contractors:	Bid Amount:
Westside Electric	\$868,700
Zolman Construction and Development, Inc.	\$891,000
Minako America Corporation dba Minco Construction	\$897,000
R & H Industries dba Best Electric	\$997,600
MDE Group, Inc.	\$998,000
Gilbert & Stearns, Inc.	\$1,044,890
Brewster Electric, Inc.	\$1,222,016
Jam Fire Protection, Inc. dba Jam Corporation	\$1,280,000

FUNDING:

Total Emergency Repair Program Grant: \$868,700
Temporarily utilizing Measure G funding until funds are received from OPSC.

RECOMMENDATION:

Authorize staff to award a contract to Westside Electric for Bid Package No.403, for Fire Alarm at Santa Ana High School in the amount of \$868,700 utilizing Measure G funds with an anticipated reimbursement from the State at a later date.

**EMERGENCY RELIEF PROGRAM
SANTA ANA HIGH SCHOOL (ERP)
ERP403 Fire Alarm**

CONTRACTOR	Westside Electric	Zolman Construction and Development, Inc.	Minako America Corporation dba Minco Construction	R & H Industries dba Best Electric	MDE Group, Inc.	Gilbert & Stearns, Inc.	Brewster Electric, Inc.	Jam Fire Protection, Inc. dba Jam Corporation
BASE BID	\$868,700	\$891,000	\$897,000	\$997,600	\$998,000	\$1,044,890	\$1,222,016	\$1,280,000

CONTRACTOR								
BASE BID								