

4:30 p.m., STUDY SESSION  
5:45 p.m., CLOSED SESSION  
7:00 p.m., REGULAR SESSION

PLACENTIA-YORBA LINDA UNIFIED SCHOOL DISTRICT  
1301 E. Orangethorpe Avenue  
Placentia, CA

Agenda  
Regular Meeting  
Board of Education

4:30 p.m., Tuesday, April 20, 2010  
District Educational Center  
1301 E. Orangethorpe Avenue  
Placentia, CA 92870

A Regular Meeting of the Board of Education of the Placentia-Yorba Linda Unified School District, called by Mrs. Carol Downey, President, in accordance with Government Code Sections 54950 et. seq., and Education Code Sections 35140 et seq., is to be held at 4:30 p.m., Tuesday, April 20, 2010 at the District Educational Center, 1301 E. Orangethorpe Avenue, Placentia.

Call to Order \_\_\_\_\_ Time: \_\_\_\_\_

*All documents related to the open session agenda which are provided to all or a majority of the members of the Board of Education are available for public inspection 72 hours prior to the regularly-scheduled Board meeting by contacting the Superintendent's Office at the above-referenced address.*

**STUDY SESSION**

- Small School Study Consideration
- Capital Improvement Program – Lease/Leaseback

**CLOSED SESSION**

Adjourn to Closed Session for the purpose of discussing matters expressly authorized by Government Code Sections 3549.1, 54956.8, 54956.95, 54957, and 54957.6 at \_\_\_\_\_p.m.

	<b>Page(s)</b>
1. Public Employment per Personnel Report	103-110
2. Public Employment Discipline/Dismissal/Release	
3. Conference with labor negotiators Dennis M. Smith, Superintendent; Suzette Lovely, Assistant Superintendent, Personnel Services; Doug Domene, Assistant Superintendent, Business Services	
a. CSEA	
b. APLE	
4. Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9: One Case	
5. Conference with legal counsel – existing litigation – Subdivision (a) of Government Code Section 54956.9: Case No. 30-2010-00348181	
6. Conference with legal counsel regarding settlement agreement for Bid No. 207-43 for Yorba Linda High School Project, Project No. YLH-9606	

**CLOSED SESSION, Continued**

7. Expulsion(s)
  - a. 1059C
  - b. 1061C
  - c. 1063C
  - d. 1064CJM
  - e. 1065C
  - f. 1066C

**REGULAR SESSION**

Reconvene to Regular Session at \_\_\_\_\_ p.m.

**PLEDGE OF ALLEGIANCE** – Kim Palmer**ROLL CALL**

Members Present	_____
Members Absent	_____
Late Arrivals	_____
Early Departures	_____

**PUBLIC COMMENT ANNOUNCEMENT**

Those audience members wishing to address the board during the Public Comment segment of the agenda are reminded to fill out a public comment form and turn it in prior to the board holding Public Comment. The board's bylaws do not allow forms to be submitted once the presiding officer has called for Public Comment. Forms are available at the staff desk. A maximum of thirty (30) minutes is set aside for public comment at each meeting; speakers are allowed a maximum of five minutes to address the board on any item(s) within the board's jurisdiction. Speakers are allowed a maximum of five minutes to address the board in English and/or in their primary language. When translation is requested, up to five additional minutes will be provided for English translation.

Persons with a disability who require a disability-related modification or accommodation, including auxiliary aids, in order to participate in a meeting, and persons who need translation assistance or services, may request such modification, accommodation, or services from the PYLUSD District Office at (714) 985-8400 or by fax at (714) 993-4875. Notification 48 hours prior to the meeting will enable the District to make reasonable arrangements.

**PUBLIC HEARINGS**

1. A Public Hearing will be held relative to Resolution 43, Categorical Flexibility Funds, for proposed use of Tier III flexible funds.

Action \_\_\_\_\_  
 Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
 Second \_\_\_\_\_

**PUBLIC HEARINGS, Continued**

2. A Public Hearing will be held relative to Dedication of Easement to City of Anaheim for electrical service at Esperanza High School

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

**MINUTES**

It is the recommendation of the Superintendent of Schools that the Board of Education approve the minutes of the Regular Meeting of March 23, 2010.

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

**RECOGNITIONS/PRESENTATIONS** – An opportunity to honor students, employees, and community members for outstanding achievement. Information regarding district events is also available at each meeting.

- Employees of the Year
- Resolution – Teacher Appreciation Week
- Resolution – School Bus Driver Day

**PUBLIC COMMENT** – An opportunity for the public to provide input to the Board of Education. Those wishing to speak about a specific agenda item may do so during the Public Comment segment or when the item is being considered by indicating such on the Request for Public Comment form. If you choose to speak when an item is before the board, your name will be called prior to board consideration. An item not on the agenda must be addressed during the Public Comment segment of the agenda.

**STUDENT BOARD REPORT** – An opportunity for the student board representative to provide a report of activities and events occurring at the district's high schools.

**SUPERINTENDENT'S REPORT** – An opportunity for the Superintendent to share matters of special interest or importance which are not on the board agenda and/or special presentations of district programs or activities.

California Distinguished Schools

**APPROVAL OF AGENDA**

Approve the April 20, 2010 Board of Education agenda as recommended by the Superintendent.

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

**CONSENT CALENDAR**

Actions proposed for Consent Calendar (block vote) items are consistent with approved practices of the district and are deemed routine in nature. Since trustees receive board agenda backup information in advance of scheduled meetings, they are prepared to vote with knowledge on the block vote items. Consent Calendar items are voted on at one time, although any such item can be considered separately at a Board member's request, in which event it will be acted upon subsequent to action on the Consent Calendar. The purchase order master list, warrant registers, and contracts considered at this meeting are available to the board under separate cover.

1. Approve/ratify purchase orders in the following amounts: **(2009/10)** – General Fund (01), \$1,322,703.63; Adult Education Fund (11), \$123.96; Child Development Fund (12), \$17,768.45; Cafeteria Fund (13), \$44,910.43; Deferred Maintenance Fund (14), \$22,867.79; Capital Facilities Fund (25), \$3,333.45; Building Fund Measure A (Series A) Fund (26), \$278,634.45; School Facilities Fund Prop 47 Fund (39), \$6,621.68; Special Reserve – Cap Outlay Fund (40), \$188,942.96; Insurance Property Loss Fund (70), \$2,202.19 1
2. Approve warrant listings in the following amounts: Warrant Registers #095901 through 110401 and #579713 through 580713; current year expenditures (March 07, 2010, through April 03, 2010) \$8,412,044.30; total prior year expenditures, \$53,698.89 (2008-2009); and payroll registers 9A, \$9,220,359.26 and 8B, \$3,679,325.99. 2
3. Accept as complete the project(s) listed and authorize filing Notice(s) of Completion. 5
4. Approve the hardware and software maintenance agreement with Kronos Incorporated effective July 1, 2010 – June 30, 2011. 6
5. Approve resubmittal of Resolution No. 43 to authorize the use of categorical flexibility funds as required by the Budget Act of 2009. 7
6. Approve Independent Contractor Agreements – Facilities & Planning – as listed in accordance with Board Policy No. 4124, Retention of Consultants. 11
7. Award bid to lowest responsive and responsible bidder and approve contract for Bid No. 210-24, to List Plymouth, LLC dba Storagecraft for Installation of Lockers at Tuffree Middle School. Project No. TUF-9201-9303-030. 13
8. Approve contract for geotechnical engineering and testing services with MTGL, Inc. for the Field Upgrades project at El Dorado High School. Project No. ELD-9222-9301-072. Contract No. 0910-46. P.O. No. 002407. Contract end date June 30, 2010. 15
9. Approve Professional Services Agreement to Donald Krotee Partnership, Inc., for architectural services for the relocatable project at Rio Vista Elementary School. Project No. RV-9712-9302-025. Contract period April 1, 2010 to April 30, 2011. Contract No. 0910-54. 16
10. Approve Professional Services Agreement to WLC Architects, Inc., for architectural services for the Modernization project at Tynes Elementary School. Project No. TYN-9225-9301-010. Contract period March 1, 2010 to May 31, 2011. Contract No. 0910-66. 17

**CONSENT CALENDAR, Continued**

11. Approve Professional Service Agreement with OCB Reprographics for various Measure A projects. Contract period of March 1, 2010 through December 31, 2012. Contract No. 00910-55. 19
12. Approve Professional Services Agreement for cost management services with Cumming for the gymnasium project at El Dorado High School. Project No. ELD-9722-9302-073. Contract No. 0910-57. Contract period April 21, 2010 to September 30, 2010. 20
13. Approve Professional Services Agreement for cost management services with Cumming for the gymnasium project at Esperanza High School. Project No. ESP-9723-9302-073. Contract No. 0910-58. Contract period April 21, 2010 to September 30, 2010. 21
14. Approve Professional Service Agreement with Heery International, Inc. for Move Management services at George Key School, Kraemer Middle School, El Camino High School, El Dorado High School, Esperanza High School, Valencia High School. Contract period April 1, 2010 through September 30, 2011. Contract No. 0910-60. 22
15. Approve Professional Service Agreement with John Byerly for soil, construction materials, and special inspection services at Valencia High School. Contract No. 0910-62. Contract Period April 1, 2010 to December 31, 2011. Project No. VHS-9724-9301-011. 24
16. Approve License Agreement with Los Angeles SMSA Limited Partnership dba Verizon Wireless, for the operation of wireless communication facility at the Esperanza High School Field. Contract No. 0910-72. 25
17. Approve Preliminary Construction Services Agreement with JRH Construction for the New 8 Permanent Classroom Building project at Rio Vista Elementary School. Contract period April 1, 2010 through July 31, 2010. Contract No. 0910-64. Project No. RV-9712-9301-010. 26
18. Approve Preliminary Construction Services Agreement with JRH Construction for the New 8 Permanent Classroom Building project at Rio Vista Elementary School. Contract period April 1, 2010 through July 31, 2010. Contract No. 0910-65. Project No. VB-9717-9301-010. 29
19. Approve extension of time to the attached list of contracts. 32
20. Approve Change Order No. 1 to Purchase Order No. 006276, Bid No. 210-11 to Pathway Communications, Ltd. for Installation of Smart Classroom Infrastructure at Rio Vista Elementary School, Project No. RV-9212-9304-051. 34
21. Approve Change Order No. 15 to Purchase Order No. 800967, Bid No. 207-36 to Baker Electric for Yorba Linda High School, Project No. YLH-9606. 35
22. Approve Change Order No. 5 to Purchase Order No. 800848, Bid No. 207-55 to Dow Diversified for Yorba Linda High School, Project No. YLH-9606. 36
23. Approve Change Order No. 10 to Purchase Order No. 800966, Bid No. 207-34 to USS Cal Builders for Yorba Linda High School, Project No. YLH-9606. 37

**CONSENT CALENDAR, Continued**

24. Approve Amendment No. 2 to the agreement for architectural services with HMC Architects for architectural and engineering (A&E) design services for Esperanza High School Field Upgrades project. Contract No. 0708-54. Project No. ESP-9223-9302-072. 38
25. Approve Amendment No. 5 to Professional Service Agreement with John Byerly for grading observation and fill compaction testing services at the Yorba Linda High School site. Contract No. 0607-17. Project No. YLH-9606. Purchase Order No. 707026. 40
26. Approve Resolution No. 37, authorizing lease-leaseback projects, selection of a contractor, execution and delivery of site leases, facilities leases and construction provisions, and other acts relating to the construction of the Stadium project at Yorba Linda High School. 41
27. Approve Resolution No. 46, authorizing lease-leaseback projects, selection of a contractor, execution and delivery of site leases, facilities leases and construction provisions, and other acts relating to the construction of the New 17 Permanent Classroom Building project at Valencia High School. 47
28. Approve Resolution No. 47, authorizing lease-leaseback projects, selection of a contractor, execution and delivery of site leases, facilities leases and construction provisions, and other acts relating to the construction of the Bradford Stadium Bleachers project at Valencia High School. 53
29. Approve Resolution No. 48, authorizing lease-leaseback projects, selection of a contractor, execution and delivery of site leases, facilities leases and construction provisions, and other acts relating to the construction of the HVAC Replacement project at George Key School. 59
30. Approve Resolution No. 45, Dedication of Easement to City of Anaheim for electrical service at the Esperanza High School. 65
31. Approve Independent Contractor Agreements – Educational Services - as listed in accordance with Board Policy No. 4124, Retention of Consultants. 72
32. Approve Memorandum of Understanding with Orange County Human Relations Council and Valadez Middle School Academy to participate in the Bridges program for the 2009-2011 school years. 75
33. Approve Addendum No. 3, Bid No. 207-31, Annual Telephone Maintenance and Services of PYLUSD Telephone Systems and extend the contract with Digital Telecommunications Corporation through June 30, 2011. 76
34. Accept grant funds from the City of Placentia Cultural Arts Commission for the Cultural Arts Projects for Every Student (CAPES) Program. 77
35. Accept grant funds from Pacific Life Foundation for El Dorado High School. 78
36. Approve Topaz Elementary School to participate in the Inside the Outdoors Field Program with the Orange County Department of Education. 79
37. Ratify Wagner Elementary School to participate in the Inside the Outdoors School Program with the Orange County Department of Education. 80

**CONSENT CALENDAR, Continued**

- 38. Approve Placentia-Yorba Linda Unified School District Local Plan Application for Carl D. Perkins Career and Technical Education Improvement grant for the 2010-2011 school year. 81
- 39. Approve waiver requested by Esperanza High School student 3827 indicating that he/she has met the CAHSEE requirement for Mathematics. 82
- 40. Approve waiver requested by Esperanza High School student 810922 indicating that he/she has met the CAHSEE requirement for English Language Arts. 84
- 41. Present Quarterly Uniform Complaint Report for January 1 to March 31, 2010. 86
- 42. Approve/ratify extended field trips as listed in accordance with Board Policy No. 6153, Field Trips. 87
- 43. Accept gifts as listed, such action being in compliance with Education Code Section 41032, and direct the Superintendent to send letters of appreciation. 92
- 44. Approve special education master contracts, individual service contracts and related service for the 2009-2010 school year. (Individual contracts on file) 94
- 45. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 1059C.
- 46. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 1061C.
- 47. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 1063C.
- 48. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 1064CJM.
- 49. Approve the Findings of Fact and recommendation of the Administrative Panel which found that 1065C violated Section 48900(c) of the California Education Code.
- 50. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 1066C.
- 51. Adopt Resolution No. 51 designating April 27, 2010 as School Bus Driver Appreciation Day. 95
- 52. Adopt Resolution No. 52 designating May 2-8, 2010 as Teacher Appreciation Week. 97
- 53. Approve the student teaching agreement with Biola University from September 1, 2010 to September 1, 2012. 99
- 54. Approve the certification of temporary athletic coaches for the 2009-2010 school year (Exhibit A). 100

**CONSENT CALENDAR, Continued**

55. Approve Classified Personnel Report. 103
56. Approve Certificated Personnel Report. 106

Approve the above listed recommendations.

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

**FACILITIES & PLANNING**

1. Approve selected contractor Byrom-Davey, Inc. for the Lease-Leaseback method of delivery for the Stadium project at Yorba Linda High School. Lease Leaseback Reference No. 0910-68. 111

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

2. Approve selected contractor Byrom-Davey, Inc. for the Lease-Leaseback method of delivery for the Bradford Stadium Bleachers project at Valencia High School. Lease Leaseback Reference No. 0910-63. 113

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

3. Approve selected contractor Byrom-Davey, Inc. for the Lease-Leaseback method of delivery for the Field Upgrades project at Esperanza High School. Lease Leaseback Reference No. 0910-61. 115

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

4. Approve selected contractor American Modular for the Lease-Leaseback method of delivery for the New 17 Permanent Classroom Building project at Valencia High School. Lease Leaseback Reference No. 0910-67. 117

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_

5. Approve selected contractor Comfort Conditioning Co., Inc. for the Lease-Leaseback method of delivery for the HVAC Replacement project at George Key School. Lease Leaseback Reference No. 0910-69. 119

Action \_\_\_\_\_  
Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
Second \_\_\_\_\_



**BUSINESS & FINANCIAL**

1. Accept the Measure Y Performance Audit Report for the 2008-2009 fiscal year. 121

Action \_\_\_\_\_  
 Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
 Second \_\_\_\_\_

2. Accept the Measure A Performance Audit Report for the 2008-2009 fiscal year. 122

Action \_\_\_\_\_  
 Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
 Second \_\_\_\_\_

**BOARD INFORMATION:**

Discussion regarding Third Quarter Financial Report as of March 31, 2010.

**COMMUNICATIONS** – Documents addressed to board members which relate to the district or public education are submitted as official communications to the district.

Those communiqués which are to be submitted as communications during a Board of Education meeting are defined as letters from parents or community members regarding issues within the jurisdiction of authority of the Board of Education; information or reports from professional organizations, i.e., CSBA, OCSBA, etc., letters or reports from other public agencies; letters or reports from legislators; or letter or reports from district schools or staff.

Communiques which are deemed to be irrelevant or inappropriate include items such as notices of advertisement for products or services or notices of meetings.

**BOARD REPORT**

1. Conferences, workshops, and meetings
2. School visitations and activities
3. CSBA and/or OCSBA activities
4. Adjunct assignment reports

Any other topics will be discussed at the agenda item(s).

**ADJOURNMENT**

Time: \_\_\_\_\_

Action \_\_\_\_\_  
 Ayes \_\_\_\_\_ Noes \_\_\_\_\_

Motion \_\_\_\_\_  
 Second \_\_\_\_\_

**NEXT SCHEDULED MEETING**

May 11, 2010