

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

5:45 p.m., Tuesday, August 26, 2008  
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. Judy Miller, President, in accordance with Government Code Sections 54950 et. seq., and Education Code Sections 35140 et seq., is to be held at 5:45 p.m., Tuesday, August 26, 2008 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.*

**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.

	Page(s)
1. Public Employment per Personnel Report	84-109
2. Public Employment Discipline/Dismissal/Release	
3. Conference with labor negotiators Dennis M. Smith, Superintendent; Beth Berndt, Assistant Superintendent, Personnel Services; Bob Klempen, Assistant Superintendent, Administrative Services	
a. CSEA	
b. APLE	
4. Conference with Legal Counsel – Existing Litigation – Subdivision (a) of Government Code Section 54956.9; Case No. SACV08-00837	
5. Conference with Legal Counsel – Potential Litigation – One Case: Association of Placentia Linda Educators' demand regarding evaluations	
6. Claims	
a. Workers' Compensation Claim: Compise	
b. General Liability Claim: Johnson	
c. Workers' Compensation Claim: Silver	
d. Workers' Compensation Claim: Silver	
7. Expulsion	
08101BC2	

**REGULAR SESSION**

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

**PLEDGE OF ALLEGIANCE** – Carol Downey**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.

**MINUTES**

It is the recommendation of the Superintendent of Schools that the Board of Education approve the minutes of the Regular Meeting of July 15, 2008.

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

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

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

United Way Presentation

**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.

- School Construction Update
- Food Service Program Presentation
- Announcement of Yorba Linda High School Mascot/School Colors Finalists

### **APPROVAL OF AGENDA**

Approve the August 26, 2008, 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: **(2008/09)** – General Fund (01), \$6,640,645.91; Adult Education Fund (11), \$6,023.76; Child Development Fund (12), \$71,651.76; Cafeteria Fund (13), \$3,151,907.27; Deferred Maintenance Fund (14), \$396,034.82; Building Fund Measure Y (Series A) Fund (21), \$10,089.96; Building Fund Measure Y (Series B) Fund (22), \$29.00; Building Fund Measure Y (Series C) Fund (23), \$321,869.40; Capital Facilities Fund (25), \$2,500.00; Building Fund Measure A (Series A) Fund (26), \$4,606,044.52; School Facilities Fund Prop 47 Fund (39), \$25,183.09; Special Reserve Fund (40), \$274,821.42; Insurance Workers Comp Fund (68), \$422,590.55; Insurance Health & Welfare Fund (69), \$11,346,250.00; Insurance Property Loss Fund (70), \$368,621.60; Insurance Comp Liability Fund (82), \$540,000.00

**CONSENT CALENDAR, Continued**

2. Approve warrant listings and payroll register in the following amounts: Registers #676201 through 697823, #559813 through 560613 and #685916 through 693213; current year expenditures (June 29, 2008, through August 09, 2008) \$5,959,617.58; total prior year expenditures, \$11,713,953.39 (2007-2008); and payroll registers 12A and 1A, \$12,092,485.36 and 12B, \$3,733,879.89 2
3. Adopt Resolution No. 3 identifying the actual appropriations limit for 2007-2008 and establishing estimated appropriations limit for 2008-2009. 5
4. Approve eSchoolMall Subscription Agreement for a second one-year term. 8
5. Accept as complete the project(s) listed and authorize filing Notice(s) of Completion. 9
6. Approve District membership in the Coalition for Adequate School Housing (C.A.S.H.) Maintenance Network through June 30, 2009. 10
7. Approve District membership in the Coalition for Adequate School Housing (C.A.S.H.) through June 30, 2009. 11
8. Approve authority to settle Workers' Compensation claim presented by Abigail Compise.
9. Deny the general liability claim presented by Clark and Sandra Johnson.
10. Approve authority to settle Workers' Compensation claim presented by Margaret Silver.
11. Approve authority to settle Workers' Compensation claim presented by Margaret Silver.
12. Ratify Amendment No. 15 to the agreement with Rutan & Tucker, attorneys. 12
13. Approve Agreement for Special Services (fiscal and mandated costs) with School Services of California, Inc., from October 1, 2008 through September 30, 2009. 13
14. Approve Independent Contractor Agreements – Facilities & Planning – as listed in accordance with Board Policy No. 4124, Retention of Consultants. 14
15. Approve Change Order No. 2 to Purchase Order No. 704531, Bid No. 207-5 to ACCU Construction, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 15
16. Approve Change Order No. 6 to Purchase Order No. 704546, Bid No. 207-19, to Kincaid Enterprises, Inc. dba American Electric Company for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 16
17. Approve Change Order No. 6 to Purchase Order No. 704533, Bid No. 207-07 to Bledsoe Masonry, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 18
18. Approve Change Order No. 2 to Purchase Order No. 704548, Bid No. 207-21 to Borbon Incorporated for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 19
19. Approve Change Order No. 5 to Purchase Order No. 704529, Bid No. 207-04 to Edwin G. Bowen Company, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 20

**CONSENT CALENDAR, Continued**

20. Approve Change Order No. 2 to Purchase Order No. 811470, Bid No. 208-31 to Byrom-Davey, Inc. for Valencia High School, Bradford Stadium, Project No. VHS 9224-9301. 21
21. Approve Change Order No. 1 to Purchase Order No. 811479, Bid No. 208-32 Lightwerks Communication Systems, Inc. dba CCS Presentation Systems, Inc., Project No. SW-9733-9302. 22
22. Approve Change Order No. 4 to Purchase Order No. 704691, Bid No. 207-10 to Coast Roof Company for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 23
23. Approve Change Order No. 6 to Purchase Order No. 704534, Bid No. 207-08 to Columbia Steel, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 24
24. Approve Change Order No. 1 to Purchase Order No. 706665, Bid No. 207-29 to Continental Flooring, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 25
25. Approve Change Order No. 7 to Purchase Order No. 704532, Bid No. 207-06 to Edge Development for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 26
26. Approve Change Order No. 1 to Purchase Order No. 706279, Bid No. 207-28 to Inland Pacific Tile for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 27
27. Approve Change Order No. 3 to Purchase Order No. 704549, Bid No. 207-13 to Preferred Ceilings, Inc. for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 28
28. Approve Change Order No. 3 to Purchase Order No. 706728, Bid No. 207-11 to Superior Wall Systems for Gualberto J. Valadez Middle School Academy, Project No. SW-9533. 29
29. Approve Change Order No. 1 to Purchase Order No. 706634, Bid No. 207-33 to TC Construction Company, Inc., for Yorba Linda High School, Project No. YLH-9606. 30
30. Approve Change Order No. 2 to Purchase Order No. 800834, Bid No. 207-37 to Verne's Plumbing, for Yorba Linda High School, Project No. YLH-9606. 31
31. Approve Professional Service Agreement with Athletic Facility Consulting, Inc. for consultant services for the El Dorado High School Field Upgrade project. Project No. ELD-9222-9301. Contract period August 26, 2008 through December 31, 2009. Contract No. 0809-18. 32
32. Approve Professional Service Agreement with Athletic Facility Consulting, Inc. for consultant services for the Esperanza High School Field Upgrade project. Project No. ESP-9223-9302. Contract period August 26, 2008 through December 31, 2009. Contract No. 0809-19. 34
33. Approve Professional Service Agreement with Athletic Facility Consulting, Inc. for consultant services for the Yorba Linda High School Stadium. Project No. YLH-9728-9302. Contract period August 26, 2008 through December 31, 2009. Contract No. 0809-20. 36

**CONSENT CALENDAR, Continued**

34. Approve Professional Services Agreement with Dolinka Group for Community Facility Development Services. Contract period July 1, 2008 to June 30, 2009. Contract No. 0809-08. 38
35. Approve Professional Services Agreement with Higginson + Cartozian Architects, Inc. for new fencing at Bryant Ranch Elementary School for the time period September 1, 2008 through August 31, 2009. Contract No. 0809-05. Project No. BR-9729-9301. 39
36. Approve Professional Service Agreements with Johnson Consulting Engineers, Inc. for smart classroom infrastructure at Glenknoll Elementary and Yorba Linda Middle Schools. Contract periods August 1, 2008 through December 31, 2009. Contract No. 0809-16. Project No. GLK-9706-9301, Contract No. 0809-17. Project No. YLM-9703-9301. 41
37. Approve Professional Service Agreement with OverniteExpress for shipping services for various projects. Contract No. 0809-06. Project No. BPS-9604. Contract period July 9, 2008 through December 31, 2009. 43
38. Approve Professional Services Agreement with School Facility Consultants for eligibility reviews and updates for the State School Building Program Funding for the period of July 1, 2008 to June 30, 2010. Contract No. 0809-09. Project No. BPS-9604. 45
39. Approve Inspection Services Agreements with TGR Geotechnical/Reliant Testing Engineers, Inc. for geotechnical and material inspection, and testing services at Tuffree Middle, Tynes Elementary, Valencia High, Woodsboro Elementary and Yorba Linda Middle Schools. Contract Periods July 1, 2008 through December 31, 2009. Contract No. 0809-11, Project No. TUF-9201-9302, Contract No. 0809-12, Project No. TYN-9225-9301, Contract No. 0809-13, Project No. VHS-9224-9301, Contract No. 0809-14, Project No. WDS-9226-9301, and Contract No. 0809-15, Project No. YLM-9203-9301. 46
40. Approve Amendment No. 2 to Professional Services Agreement with California Construction Management for Program and Construction Management Services. Project No. BPS-9604. Contract No. 0708-01. 48
41. Approve Amendment No. 1 for Labor Compliance Services with Golden State Facilities Services for the Labor Compliance Program auditing services for Gualberto J. Valadez Middle School Academy. Contract No. 0607-12. Project No. SW-9533. P.O. No. 705126. 50
42. Approve Amendment No. 3 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. 52
43. Approve Amendment No. 7 to Professional Service Agreement with John Byerly for additional geotechnical investigation services at the Yorba Linda High School site. Contract No. 0506-26. Project No. YLH-9606. Purchase Order No. 607387. 54
44. Approve Amendment No. 3 to the Construction Management Agreement with 3D/International (3DI) in Association with California Construction Management for Program Management and Construction Management Services at Gualberto J. Valadez Middle School Academy. Contract No. 0506-22. Purchase Order No. 607268. Project No. SW-9533. 56

**CONSENT CALENDAR, Continued**

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|--|----|
| 45. Approve extension of time to the attached list of contracts.   | 58 |
| 46. Approve substitution of subcontractor for the roofing portion for this project to Coast Roof Company Bid No. 208-26, General Construction Modernization at Tuffree Middle School.  | 60 |
| 47. Approve substitution of subcontractor for the tackable wall systems portion of project to F. Rodgers on Bid No. 208-7, General Construction and Demolition at Woodsboro Elementary School.                                       | 61 |
| 48. Approve Independent Contractor Agreements – Educational Services - as listed in accordance with Board Policy No. 4124, Retention of Consultants.   | 62 |
| 49. Approve special education master contracts, individual service contracts and related services for the 2008/2009 school year. (Individual contracts on file)  | 65 |
| 50. Approve Memorandum of Understanding with the Arnold and Mabel Beckman Foundation for participation in the Sustainability Grant of the Beckman Science Education Initiative for the 2008/2009 school year.                        | 67 |
| 51. Approve contract renewal with the Children and Families Commission of Orange County to continue the Local School Readiness Initiative through June, 2010.  | 68 |
| 52. Approve amended agreement with Children and Families Commission of Orange County for Grant FCI-SN3-22 with the Placentia-Yorba Linda Unified School District from July 1, 2008 to June 30, 2011.                                 | 69 |
| 53. Ratify approval of Memorandum of Understanding with Orange County Department of Education and the Placentia-Yorba Linda Unified School District for SB 472 Mathematics program training from July 1, 2007 through June 30, 2008. | 70 |
| 54. Approve renewal of License Agreement with Bridges.com for district middle schools for the 2008-2009 school year.   | 71 |
| 55. Approve renewal of License Agreement with Bridges.com for district high schools for the 2008-2009 school year.   | 72 |
| 56. Adopt textbooks for grades 9-12 per attached grid and the companion Resolution No. 4 certifying that the core textbooks are aligned to the state standards.  | 73 |
| 57. Approve/ratify extended field trips as listed in accordance with Board Policy No. 6153, Field Trips.   | 76 |
| 58. Accept gifts as listed, such action being in compliance with Education Code Section 41032, and direct the Superintendent to send letters of appreciation.  | 79 |
| 59. Approve the Stipulated Expulsion Agreement between the Placentia-Yorba Linda Unified School District and the parents of 08101BC2.  |    |
| 60. Approve The Youth Sports Network agreement effective September 1, 2008.  | 81 |

**CONSENT CALENDAR, Continued**

61. Approve the Intern Teaching Program Agreement with Chapman University from September 1, 2008 to August 31, 2010. 82
62. Approve the student teaching agreement with California State Polytechnic University, Pomona, from October 23, 2007 to October 23, 2011. 83
63. Approve Classified Personnel Report. 84
64. Approve Certificated Personnel Report. 98

Approve the above listed recommendations.

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

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

**GENERAL FUNCTIONS**

- Review Board Policy 1312.3, Uniform Complaint Procedures, first reading. 110

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

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

**FACILITIES & PLANNING**

- Approve Delegation of Authority to the Orange County Superintendent of Schools and a delegation of Chief Business Officials to negotiate an agreement regarding capital facilities fees with Orange County Sanitation District. 114

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

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

**BUSINESS & FINANCIAL**

- Approve the revised June 30, 2008, fund balances and unaudited actuals as reflected in the SACS Financial Report. 116

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

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



**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**

September 16, 2008