

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

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

Agenda
Regular Meeting
Board of Education

4:00 p.m., Tuesday, October 26, 2004
District Education 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 4:00 p.m., Tuesday, October 26, 2004 at the Educational Services Center, 1301 E. Orangethorpe Avenue, Placentia..

Call to Order _____ Time: _____

CLOSED SESSION

Adjourn to Closed Session for the purpose of discussing matters expressly authorized by Government Code Section 54956.9 at _____p.m.

1. Conference with legal counsel Terry Tao, Andelson, Anderson, Lloyd, Romo regarding potential litigation

REGULAR SESSION

Reconvene to Regular Session at _____ p.m.

STUDY SESSION

- Program Utilization Study for Esperanza High School West Campus
- Alternative Methods of Construction
- Lakeview Elementary School Project Update

CLOSED SESSION

Adjourn to Closed Session for the purpose of discussing matters expressly authorized by Government Code Sections 3549.1, 54956.8, 54956.9, 54957, and 54957.6 at _____p.m.

Page(s)

1. Public Employment per Personnel Report
2. Public Employment Discipline/Dismissal/Release
3. Conference with labor negotiators Dennis M. Smith, Superintendent; Tim VanEck, Assistant Superintendent, Personnel Services; and Bob Klempen, Assistant Superintendent, Administrative Services
 - a. CSEA
 - b. APLE

48 - 56

CLOSED SESSION, cont.

4. Claim
Workers Compensation claim against the District; Gonzales
5. Expulsion(s):
 - a. 0401BC
 - b. 0409B

REGULAR SESSION

Reconvene to Regular Session at _____ p.m.

PLEDGE OF ALLEGIANCE – Judy Miner**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.

Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation 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 to assure accessibility to the meeting.

MINUTES

It is the recommendation of the Superintendent of Schools that the Board of Education approve the minutes of the Regular Meeting of October 12, 2004.

Action _____
 Votes _____ Noes _____

Motion _____
 Second _____

SPECIAL PUBLIC HEARING – Hold a special public hearing regarding the support of application requesting grant funding for the Lakeview Elementary School new construction project.

Action _____
 Votes _____ 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.

- Don Shaffer – Recipient of the National Activities Director Award
- Patricia Holt – 2004 Outstanding Service Award from the California Association of Directors of Activities

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.

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.

APPROVAL OF AGENDA

Approve the October 26, 2004 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: **(2004/05)**
General Fund (01), \$788, 467.04 ; Child Development Fund (12), \$4,371.57;
Adult Education, \$4,371.57; Child Development Fund (12), \$1,238.50; Cafeteria
Fund (13), \$243,210.88; Deferred Maintenance (14), \$55,591.15; Building Fund
(Measure Y Bond Funds) (21), \$220,398.42; Building Fund – GOB Proceeds B
(22), \$6,629.32; Capital Facilities Fund (25), \$74,500.00; School Facility (Sub
Fund 3539) (39), \$3,859.54; Special Reserve Fund (40), \$6,553.00; Insurance
Workers Comp Fund (68), \$8,691.96. **1**
2. Approve warrant listings and payroll register in the following amounts: Warrant
Registers #709104-720401 and #516213 – 516313; current year expenditures
(September 26, 2004 through October 9, 2004), \$11,336,386.19; prior year
expenditures (2003-2004), \$343,296.04 and payroll register 3A, \$8,454,330.72. **2**
3. Approve contractor for Open Field Service Agreement **5**
4. Authorize the use of the County of Riverside RFP #PURARC176 for the purchase
of Canon copiers with fixed pricing through September 30, 2005 **6**
5. Declare the property surplus and authorize disposal of any remaining items by the
most economical means. **7**
6. Accept as complete the project(s) listed and authorize filing Notice(s) of
Completion. **8**
7. Approve district membership in California Association of School Business
Officials (CASBO) commencing November 14, 2004 through November 13, 2005. **9**
8. Approve authority to settle Workers' Compensation claim presented by Patricia
Gonzales.
9. Approve independent contractor agreement as listed in accordance with Board
Policy No. 4124, Retention of Consultants. **10**
10. Approve the Application and Agreement for Water Service and Permit for Sewer
Connection with the Yorba Linda Water District for Lakeview Elementary School.
Project number LKV-9516. **11**
11. Approve Change Order No. 2 to Purchase Order No. 408707 Bid No. 204-32,
General Construction to JRH Construction for the Esperanza High School
Modernization Portion II Project, Project No. ESP-9223. **12**

CONSENT CALENDAR, cont.

- | | | |
|-----|--|----|
| 12. | Approve Change Order No. 2 to Purchase Order No. 408074, Bid No. 204-18 to Construct One1 Corporation for Sierra Vista Elementary School, Project No. SV-9215. | 13 |
| 13. | Approve Change Order No. 3 to Purchase Order No. 408119, Bid No. 204-21, to Allied e Corp. for Van Buren Elementary School Modernization, Project No. VB-9217. | 14 |
| 14. | Approve Change Order No. 5 to Purchase Order No 401908, Bid No. 203-13 to P.W. Construction, Inc. for El Dorado High School, Project No. ELD-9222. | 15 |
| 15. | Approve Professional Services Agreement with School Construction Compliance, LLC for the labor compliance program auditing services for phase two of the capital improvement program projects. Contract period of July 1, 2004 to July 30, 2005. | 16 |
| 16. | Approve Amendment No. 5 to LPA, Inc., P.O. 100025 for additional services at Esperanza High School. Project No. ESP-9223. | 17 |
| 17. | Approve contract for Geotechnical Engineering and Testing Services with Montana Testing and Geotechnical Laboratory (MTGL) for the Women's Locker Room, Various Classrooms and Restroom Building at Valencia High School Project No. VHS-9573 for the period of October 12, 2004 through October 26, 2005. | 18 |
| 18. | Approve Amendment No 1 to Oxbridge Development for real estate consulting services for the Southwest Middle School project. Project No. SW-9533. | 19 |
| 19. | Reject Bid No. 205-3 for Shade Structures at various sites. | 20 |
| 20. | Approve Independent Contractor Agreements – Educational Services - as listed in accordance with Board Policy No. 4124, Retention of Consultants. | 21 |
| 21. | Approve special education master contracts, individual service contracts and related services for the 2004/2005 school year. (Individual contracts on file) | 24 |
| 22. | Approve Placentia-Yorba Linda Unified School District Local Plan Application for Vocational Education for the 2004/2005 school year. | 26 |
| 23. | Approve service schedule and software support subscription agreement with NCS Pearson, Inc. for the 2004/2005 school year and authorize payment in an amount NTE \$1,300. | 27 |
| 24. | Approve agreements with Ocean Institute and Glenview Elementary School for extended field trip November 5-6, 2004 to Dana Point Harbor, California. | 28 |
| 25. | Approve contract with EOS International for library management software for Melrose Elementary School. | 30 |
| 26. | Approve Supplemental Educational Services contracts as listed from November 1, 2004 through June 30, 2005. | 31 |

CONSENT CALENDAR, cont.

- | | | |
|-----|--|-----------|
| 27. | Approve submission of the Waiver for Bilingual Tester and Alternate Instrument to the California Department of Education. | 32 |
| 28. | Approve extended field trips as listed in accordance with Board Policy No. 6153, Field Trips. | 33 |
| 29. | Accept gifts as listed, such action being in compliance with Education Code Section 35273, and direct the Superintendent to send letters of appreciation. | 45 |
| 30. | Approve the Findings of Fact and recommendation of the Administrative Panel which found that 0402BC violated Section 48900(b)(c) of the California Education Code. | |
| 31. | Approve the Findings of Fact and recommendation of the Administrative Panel which found that 0409B violated Section 48900(b) of the California Education Code. | |
| 32. | Approve maintenance agreement with eSchool Solutions from November 1, 2004 through October 31, 2005. | 47 |
| 33. | Approve Classified Personnel Report. | 48 |
| 34. | Approve Certificated Personnel Report. | 53 |

Approve the above listed recommendations.

Action _____

Motion _____

Ayes _____ Noes _____

Second _____

GENERAL FUNCTIONS

- | | | |
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| 1. | Adopt Board Policy 1340, "Public Records Act," first reading. | 57 |
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Action _____

Motion _____

Ayes _____ Noes _____

Second _____

BUSINESS & FINANCIAL PROCEDURES

- | | | |
|----|--|-----------|
| 1. | Adopt Resolution No. 14 in recognition of the retirement of Margaret V. "Peggy" Dinsmore, Placentia Library District trustee, for her outstanding career in public service and her support of the Placentia-Yorba Linda Unified School District. | 62 |
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Action _____

Motion _____

Ayes _____ Noes _____

Second _____

BUSINESS & FINANCIAL PROCEDURES, cont.

2. Adopt Resolution No. 13 in support of application requesting grant funding for the Lakeview Elementary School new construction project. **64**
- Action _____ Motion _____
 Ayes _____ Noes _____ Second _____
3. Adopt Resolution No. 15 declaring an emergency condition at El Dorado High School due to loss of power from damaged electrical infrastructure, and waiving bid procedures per Public Contract Code Section 20113. **68**
- Action _____ Motion _____
 Ayes _____ Noes _____ Second _____
4. Adopt Resolution No. 16 declaring an emergency condition at Mabel Paine Elementary School due to flood damage, and waiving bid procedures per Public Contract Code Section 20113. **70**
- Action _____ Motion _____
 Ayes _____ Noes _____ Second _____
5. Discuss the First Quarterly Financial Report. **72**
- Action _____ Motion _____
 Ayes _____ Noes _____ Second _____

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

November 16, 2004