

**BOARD OF TRUSTEES
REGULAR BOARD MEETING**

AUGUST 21, 2007

**5:30 P.M. – CLOSED SESSION
7:00 P.M. – OPEN SESSION**

A. CALL TO ORDER

B. ROLL CALL

C. AGENDA ADOPTION Regular Board of Trustees Meeting of August 21, 2007 – Agenda Adoption

MOVED_____ **SECONDED**_____ **VOTE:**_____

D. CLOSED SESSION

D-1 Discussion will take place regarding construction defect issues pertaining to the gymnasiums. George D. Bojic, Attorney, Bojic & Livesay, LLP, and Rob Dubois, Civil Engineer, will be present to provide information to the Board of Trustees; Edward A. Sussman, Ed.D., Interim District Superintendent; Alan Rasmussen, Ed.D., Consultant, Human Resources; and Carleen Wing Chandler, Consultant, Financial Services.

D-2 Conference with Legal Counsel - Anticipated Litigation:
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9. Joshua E. Morrison, Attorney, Atkinson, Andelson, Loya, Ruud & Romo, will be present to provide direction to the Board of Trustees. Elizabeth Williams, Director, Student Services/Special Education, will be present to provide information to the Board of Trustees. Edward A. Sussman, Ed.D., Interim District Superintendent, and Alan Rasmussen, Ed.D., Consultant, Human Resources, will be present also.

(1) Five (5) potential cases

D-3 Discussion will take place to consider the appointment, employment, evaluation of performance, discipline, or dismissal of a public employee or to hear complaints or charges brought against the employee by another person or employee pursuant to Government Code 54957 and 54957.1. The Board of Trustees will provide direction to the designated representatives Edward A. Sussman, Ed.D., Interim District Superintendent, and Alan Rasmussen, Ed.D., Consultant, Human Resources.

(1) Deputy Superintendent

E. REPORT OF ACTION / CLOSED SESSION

F. PLEDGE OF ALLEGIANCE

G. INTRODUCTIONS

- | | | | |
|-------------------|------------|--|--------------------|
| H. MINUTES | H-1 | Special Board of Trustees Meeting, July 12, 2007 | Pages 1-2 |
| | | MOVED _____ SECONDED _____ | VOTE: _____ |
| | H-2 | Regular Board of Trustees Meeting, July 17, 2007 | Pages 3-11 |
| | | MOVED _____ SECONDED _____ | VOTE: _____ |
| | H-3 | Special Board of Trustees Meeting, July 23, 2007 | Pages 12-14 |
| | | MOVED _____ SECONDED _____ | VOTE: _____ |

I. TIME CERTAIN

7:05 p.m.

I-1

COMMUNITY BUDGET ADVISORY COMMITTEE (CBAC): Presented for information. Charles Osterlund and Lillian Kelly, CBAC members, will update the Board of Trustees on the current status of the Community Budget Advisory Committee.

7:20 p.m.

I-2

PUBLIC HEARING FOR THE ADOPTION OF RESOLUTION NO. 6:0708 AUTHORIZING THE DEDICATION OF A 20 FOOT STORM DRAIN EASEMENT AT SUN VIEW SCHOOL TO THE CITY OF HUNTINGTON BEACH: Pursuant to Education Code Section 17556, the Board of Trustees will conduct a Public Hearing prior to taking action on the Adoption of Resolution No. 6:0708, authorizing the dedication of a 20 foot storm drain easement at Sun View School to the City of Huntington Beach.

7:25 p.m.

I-3

PUBLIC HEARING FOR THE ADOPTION OF RESOLUTION NOS. 7:0708 AND 8:0708 AUTHORIZING THE DEDICATION OF SPECIAL UTILITY EASEMENTS ON PARCEL 1 AND PARCEL 2 OF LOWE'S PROPERTY TO THE CITY OF HUNTINGTON BEACH: Pursuant to Education Code Section 17556, the Board of Trustees will conduct a Public Hearing prior to taking action on the Adoption of Resolution Nos. 7:0708 and 8:0708, authorizing the dedication of Special Utility Easements on Parcel 1 and Parcel 2 of Lowe's property to the City of Huntington Beach.

J. PUBLIC COMMENTS

At this time, members of the public may address the Board of Trustees regarding a matter of public interest not appearing on the agenda. NO action may be taken on comments of off-agenda items unless specifically authorized by law.

In order to address the Board of Trustees, a speaker must complete and turn in a Blue Card to the Board's Recording Secretary prior to the start of the Board meeting. If the Blue Card is turned in after the start of Open Session, the speaker will have the opportunity to speak during "ANY OTHER PUBLIC COMMUNICATIONS TO THE BOARD OF TRUSTEES" later in the meeting.

If the speaker wishes to address the Board of Trustees on an item on the agenda, time will be provided at the commencement of that item. Comments shall be limited to three minutes per person.

K. COMMUNICATIONS**K-1 Board Reports**

- Insurance Subcommittee

K-2 Trustees' Communications**K-3 District Communication**

- Interim Superintendent's Update
- Governor's Budget Update
- Construction Update

K-4 PTO/PTA/PTSO/PTSA Presidents' Roundtable Update**K-5 Employee Associations' Communication**

- California School Employees Association
- Ocean View Teachers Association

L. CONSENT CALENDAR**GENERAL FUNCTIONS**

All matters listed on the Consent Calendar are considered by the Board of Trustees to be routine and will be enacted by the Board in one motion in the form listed below. There will be no discussion on these items prior to the time the Board votes on the motion unless members of the Board, staff, or public request specific items to be discussed and/or removed from the Consent Calendar. The Interim Superintendent and staff recommend approval of all Consent Calendar items.

MOVED_____ **SECONDED**_____

VOTE:_____

L-1 GIFTS TO DISTRICT: Approval. (Supporting information)

Page 15

L-2 EDUCATIONAL CONSULTANT/LECTURER REQUEST:
Approval. (Supporting information)

Pages 16-17

CURRICULUM AND INSTRUCTION

L-3 ANNUAL PROFESSIONAL ORGANIZATION MEMBERSHIPS, 2007-2008: Approval.

Pages 18-19

Each year Ocean View School District, school sites, and special projects renew their memberships with local, state, and national professional organizations. These memberships provide the essential communication resources the District, schools, and projects rely upon for program information updates, publications, and publicity regarding major meetings, workshops, and conferences. (Supporting information)

L-4 TELECOMMUNICATIONS NETWORK PROJECT – YEARLY MAINTENANCE AGREEMENT: Approval.

Pages 20-25

On October 21, 1997, Ocean View School District Board of Trustees awarded Bid No. 10:9697 – Telecommunications Network Project to Nexus IS (formerly Exp@nets). The District contracts on a yearly basis for the maintenance of the telecommunications system. (Supporting information)

L. CONSENT CALENDAR – (continued)

CURRICULUM AND INSTRUCTION – (continued)**L-5 INTERAGENCY AGREEMENT BETWEEN THE ORANGE COUNTY DEPARTMENT OF EDUCATION AND OCEAN VIEW SCHOOL DISTRICT – PRINCIPAL TRAINING PROGRAM SERVICES** **Pages 26-36**

(AB75/AB430): Approval.

Interagency Agreement Number 32073 between the Orange County Department of Education (OCDE) and Ocean View School District allows the District to pay OCDE for Principal Training Program services (AB75/AB430). (Supporting information)

Five Year Strategic Plan: Human Resources Performance Goal 2.0, Objective 2.6

Staff Development Performance Goal 4.0, Objectives 4.1 and 4.2

EDUCATIONAL SUPPORT SERVICES**L-6 REIMBURSEMENT TO PARENT OF SPECIAL EDUCATION STUDENT FOR INDEPENDENT EDUCATIONAL EVALUATION** **Page 37**

(IEE): Approval.

In a letter dated July 11, 2007, Robyn Moses, WOCCE Program Director, was notified by parent of a special education student that Independent Educational Evaluations were being obtained. (Supporting information)

L-7 AGREEMENT FOR NON-PUBLIC AGENCY CONTRACT PLACEMENT OF SPECIAL EDUCATION STUDENT AS DETERMINED BY INDIVIDUALIZED EDUCATION PROGRAM (IEP): **Page 38**

Approval.
Currently, Ocean View School District has one student who qualifies for services with Autism Partnership, Inc. as determined by Individualized Education Program (IEP). Approval authorizes the West Orange County Consortium for Special Education to receive invoices and process payment. (Supporting information)

L-8 CONFIDENTIAL SETTLEMENT AGREEMENT FOR SPECIAL EDUCATION STUDENT: **Pages 39-40**

Approval.
On July 18, 2007, a Confidential Settlement Agreement for a special education student was signed. (Supporting information)

L-9 CONFIDENTIAL SETTLEMENT AGREEMENT FOR SPECIAL EDUCATION STUDENT – OAH CASE NO. N2007070053: **Pages 41-42**

Approval.
On August 2, 2007, Ocean View School District and the parents of a special education student agreed to a Confidential Settlement Agreement. (Supporting information)

L-10 REIMBURSEMENT TO PARENT OF SPECIAL EDUCATION STUDENT FOR FAST FORWARD “LANGUAGE” PROGRAM: **Page 43**

Approval.
On June 20, 2007, a letter was sent to the parent of a special education student that Fast ForWord “Language” Program was agreed to on a limited basis from June 20, 2007, through September 5, 2007. (Supporting information)

L. CONSENT CALENDAR – (continued)

FINANCIAL SERVICES

- L-11 RENEWAL OF ANNUAL FOOD SERVICES MEMBERSHIP WITH COSTCO WHOLESAL** **Page 44**
ESALE: Approval.
Food Services has maintained a membership with Costco Wholesale for the past several years which allows the department to purchase supplies and food items for catering various District functions and events. Annual fee for 2007-2008 is \$50 from the Cafeteria Fund. (Supporting information)
- L-12 QUARTERLY FINANCIAL INVESTMENT REPORT PURSUANT TO GOVERNMENT CODE SECTION 53646:** **Pages 45-57**
Approval.
The Quarterly Financial Investment Report, available for public perusal at the District Office, contains the June 30, 2007, bank statements for District funds held outside the County Treasury. The complete Monthly Investment Report for April, May, and June 2007, from the Orange County Treasurer's Office for the Education Investment Pool is available at www.oc.ca.gov/treas. Approval of the Investment Report certifies that the methods of investments are in compliance with District investment policy. (Supporting information)
Five Year Strategic Plan: Fiscal Management Performance Goal 6.0, Objective 6.1
- L-13 CHILD CARE FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 58-61**
Approval. (Supporting information)
- L-14 COUNTY SCHOOL FACILITIES FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 62-63**
Approval. (Supporting information)
- L-15 DEFERRED MAINTENANCE FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 64-65**
Approval. (Supporting information)
- L-16 FOOD SERVICE FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 66-67**
Approval. (Supporting information)
- L-17 GENERAL FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 68-83**
Approval. (Supporting information)
- L-18 SPECIAL RESERVE FUND PURCHASE ORDERS THROUGH AUGUST 9, 2007:** **Pages 84-85**
Approval. (Supporting information)
- L-19 CAFETERIA FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007:** **Page 86**
Approval. (Supporting information)
- L-20 CAPITAL FACILITIES FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007:** **Page 87**
Approval. (Supporting information)
- L-21 CHILD CARE FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007:** **Page 88**
Approval. (Supporting information)
- L-22 DEFERRED MAINTENANCE FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007:** **Page 89**
Approval. (Supporting information)

L. CONSENT CALENDAR – (continued)

FINANCIAL SERVICES – (continued)

L-23 GENERAL FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007: Approval. (Supporting information) **Page 90**

L-24 PAYROLL CHECK REGISTERS FROM JULY 10, 2007, THROUGH AUGUST 10, 2007: Approval. (Supporting information) **Page 91**

L-25 SCHOOL FACILITIES FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007: Approval. (Supporting information) **Page 92**

L-26 SPECIAL RESERVE/C.O.P. FUND CHECK REGISTER FROM JUNE 29, 2007, THROUGH AUGUST 9, 2007: Approval. (Supporting information) **Page 93**

HUMAN RESOURCES

L-27 APPLICATION SERVICE PROVIDER AGREEMENT WITH MEADOW & ASSOCIATES – 2007-2008 FOR BTSASUPPORT.COM – 2007-2008: **Pages 94-104**

Approval.

Application Service Provider Agreement provides for a web-based program (BTSAsupport.com) for announcement of meeting training sessions, information about BTSA, workshop registration, assessment, and general information about managing the BTSA induction process. (Supporting information)

Five Year Strategic Plan: Instructional Performance Goal 1.0

L-28 HOURLY RATE INCREASE FOR NOON-DUTY SUPERVISORS: **Page 105**
Approval.

Currently, there are approximately 100 Noon Duty Supervisors in Ocean View School District. The District Administration is proposing to increase the hourly rate of the Noon Duty Supervisors in order to recruit and retain qualified candidates. (Supporting information)

L-29 CERTIFICATED PERSONNEL ACTIVITY LIST: Approval. **Pages 106-109**
(Supporting information)

L-30 CLASSIFIED PERSONNEL ACTIVITY LIST: Approval. **Pages 110-112**
(Supporting information)

M. OLD BUSINESS

N. NEW BUSINESS

GENERAL FUNCTIONS

N-1 RESOLUTION NO. 19:0708 – REMUNERATION FOR BOARD MEETING – TRUSTEE TRACY PELLMAN: Approval. **(ACTION)**
Pages 113-114

Trustee Tracy Pellman was absent from the Regular Board of Trustees meeting on June 19, 2007, due to bereavement. (Supporting information)

MOVED _____ SECONDED _____

VOTE: _____

N. NEW BUSINESS – (continued)

FINANCIAL SERVICES**N-2 ARCHITECTURAL SERVICES AGREEMENT WITH BUNTON****(ACTION)****CLIFFORD ASSOCIATES, INC. (BCA):** Approval.**Pages 115-122**

An Architectural Services Agreement for a District-wide condition assessment and master plan is proposed for approval by the Board of Trustees. In addition to architectural services, BCA provides services related to joint use of facilities; evaluation of facility conditions; and surplus property evaluations/recommendations. The fee schedule has been incorporated as part of the Agreement. Work would be provided on a time and material basis. Costs would be funded from the District's Special Reserve Fund (Fund 40). A representative from Bunton Clifford Associations will be available to respond to questions from the Board of Trustees.

Five Year Strategic Plan: Fiscal Management Performance Goal 6.0, Objective 6.1

MOVED _____ **SECONDED** _____

VOTE: _____

MAINTENANCE, OPERATIONS & FACILITIES

(*) **N-3 ADOPTION OF RESOLUTION NO. 6:0708 AUTHORIZING THE DEDICATION OF A 20 FOOT STORM DRAIN EASEMENT AT SUN VIEW SCHOOL TO THE CITY OF HUNTINGTON BEACH:** Approval.

(ACTION)**Pages 123-124**

The City of Huntington Beach is requesting that a 20 foot wide drainage easement, running the length of our northern property boundary be dedicated to the City for the installation and maintenance of an underground 36 inch diameter storm drain pipe. This drain is to be installed within the easement boundary, and will have two manholes, as well as a gate for City Public Works personnel to access and maintain the system when necessary. The Resolution of Intention No. 3:0708 was adopted by the Board of Trustees at the July 17, 2007, Regular Board of Trustees meeting. At that meeting, the Board of Trustees requested modifications to the Easement Agreement regarding contractor fingerprinting, construction dust, animal control, and construction duration. These modifications, as well as other changes in the best interest of the District, are included in the revised Agreement. Resolution 6:0708 Authorizing the Dedication of a 20 Foot Storm Drain Easement at Sun View School to the City of Huntington Beach and the Grant Deed Agreement are provided to the Board of Trustees under separate cover. Scott Stark, Chief Operations and Facilities Officer, will be available to respond to questions from the Board of Trustees. (Supporting information)

Five Year Strategic Plan: Fiscal Management Performance Goal 6.0, Objective 6.1

MOVED _____ **SECONDED** _____

VOTE: _____

N. NEW BUSINESS - (continued)**MAINTENANCE, OPERATIONS & FACILITIES – (continued)**

- (*) **N-4 ADOPTION OF RESOLUTION NOS. 7:0708 AND 8:0708 AUTHORIZING THE DEDICATION OF SPECIAL UTILITY EASEMENTS ON PARCEL 1 AND PARCEL 2 OF THE LOWE'S PROPERTY TO THE CITY OF HUNTINGTON BEACH: Approval.** (ACTION)
Pages 125-126

Ocean View School District received a request from the City of Huntington Beach to grant two utility easements for water service and equipment on Parcel 1 and Parcel 2 of the Lowe's Property. These proposed easements will allow the City to service City owned water pipeline and equipment on District property. The easement dimensions are 10 ft. x 10 ft. and abut to our property line on Warner Avenue. Education Code Section 17556 et seq. allows the District to dedicate an easement to a public agency for utility purposes. Resolution of Intention Nos. 4:0708 and 5:0708 to Grant Special Utility Easements were adopted by the Board of Trustees at the July 17, 2007, Regular Board of Trustees meeting. Resolution Nos. 7:0708 and 8:0708 Authorizing the Dedication of Special Utility Easements on Parcel 1 and Parcel 2 of the Lowe's Property to the City of Huntington Beach and the Grant Deed Agreements are provided to the Board of Trustees under separate cover. Scott Stark, Chief Operations and Facilities Officer, will be available to respond to questions from the Board of Trustees. (Supporting information)

Five Year Strategic Plan: Fiscal Management Performance Goal 6.0, Objective 6.1

MOVED _____ **SECONDED** _____

VOTE: _____

- N-5 APPROVAL TO PROCEED WITH PREKINDERGARTEN AND FAMILY LITERACY FACILITY PROJECT AND AUTHORIZATION FOR PURCHASE OF ONE RELOCATABLE BUILDING UTILIZING THE VICTOR VALLEY UNION HIGH SCHOOL DISTRICT BID FOR THE PREKINDERGARTEN AND FAMILY LITERACY PROGRAM AT OAK VIEW PRESCHOOL: Approval.** (ACTION)
Pages 127-129

In May of 2007, Ocean View School District was awarded a Child Care Fund Grant to expand the Pre-Kindergarten and Family Literacy Program (PKFLP) at the Oak View Preschool site. The PKFLP is designed to provide kindergarten preparedness opportunities to increase a child's readiness for school. In addition, the program will provide parent education, family literacy, and community outreach programs to inform and engage parents in support of their Pre-K child's educational program. An additional building is required at the Oak View Preschool site to house this program. Pursuant to Public Contract Code Section 20118, a new relocatable building, constructed to DSA and State Preschool requirements, may be purchased from Global Modular, Inc. utilizing the Victor Valley Union High School piggyback bid #2006/07-Modular. Scott Stark, Chief Operations and Facilities Officer, will be available to respond to questions from the Board of Trustees. (Supporting information)

Five Year Strategic Plan: Fiscal Management Performance Goal 6.0, Objective 6.1

MOVED _____ **SECONDED** _____

VOTE: _____

- O. ANY OTHER PUBLIC COMMUNICATIONS TO THE BOARD OF TRUSTEES**
Speakers must limit the total of their remarks to three (3) minutes.

P. CLOSED SESSION**Q. REPORT OF ACTION / CLOSED SESSION**

R. ADJOURNMENT

(*) Supporting information provided to the Board of Trustees under separate cover.

Edward A. Sussman, Ed.D.
Interim District Superintendent

Next Regular Board of Trustees meeting, September 11, 2007, 7:00 p.m., District Board Room, 17200 Pinehurst Lane, Huntington Beach, CA 92647.

A copy of the Board meeting agenda is posted on the District's web site (www.ovsd.org) prior to the close of business on the Friday preceding the meeting. A copy of the agenda and supporting materials are available for review at the District Office.

Individuals with disabilities in need of copies of the agenda and/or the agenda packet or in need of auxiliary aides and services may request assistance by contacting the Superintendent's Office at 714-847-2551.