

FULLERTON SCHOOL DISTRICT

Regular Meeting of the Board of Trustees

Tuesday, May 14, 2002

District Board Room

1401 W. Valencia Drive, Fullerton, California

4:30 p.m.

MINUTES

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

A Regular meeting of the Fullerton School District Board of Trustees was called to order by President Ellen Ballard at 4:30 p.m. President Ballard led the Pledge of Allegiance to the flag.

Board members present:

- Ellen Ballard
- Robert Fisler
- Marjorie Pogue
- Lynn Thornley

Administration present:

- Dr. Cameron M. McCune
- Dr. Linda Caillet
- Dr. Patricia Godfrey
- Mr. Mark Douglas

PUBLIC COMMENTS

There were no comments at this time.

CLOSED SESSION - 4:30 P.M.

The Board recessed into Closed Session to discuss 1) Pupil Discipline [Education Code Sections 48918 and 48912(c)]; 2) Public Employee Discipline, Dismissal, Release, and Personnel Matters [Government Code sections 54954.5(d), 54957]; 3) Pending Litigation [Government Code section 54956.9(b)(1)].

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

President Ballard called the meeting to order at 5:35 p.m. Girl Scout Troop

#1592 from Acacia School led the Pledge of Allegiance to the flag and presented Board and staff at the Board table with invitations to the Annual Acacia Variety Show on Saturday, June 1, 7:00 p.m., at Plummer Auditorium.

INTRODUCTIONS

The Above & Beyond Recognition Award was presented to Mrs. Katherine England by Principals Allan Waterman and Susan Fendell. Mr. Waterman and Mrs. Fendell praised Mrs. England's art work and various projects at their schools, and Teacher on Special Assignment Warren Mecca presented a video of "Garden Day at Nicolas." President Ballard presented Mrs. England with a certificate from Senator Dick Ackerman's office and a certificate, plaque, and pin from the District.

President Ballard stated that in Closed Session, the Board reviewed a request for a stipulated expulsion concerning case #01/02-09. President Ballard stated it was moved and approved that the student be expelled from all the schools and programs of the District for the semester in which the act occurred and the following semester. The Board found that the student had violated Education Code sections 48900(b) and 48900(j). The Board further found that due to the nature of the act, the presence of the pupil causes a continuing danger to the physical safety of the pupil or others. The student may apply for readmission on or after the Fall semester of 2002/2003. It was also moved and approved that, pursuant to California Education Code section 48916, a rehabilitation plan be developed by the superintendent or designee and recommended to the student and the student's parents for completion during the period of expulsion. Readmission to the District at the end of the expulsion period will be contingent upon satisfactory completion of the rehabilitation plan.

PUBLIC COMMENTS - POLICY

President Ballard read the Board of Trustees' policy regarding public comments and rules of decorum.

PUBLIC COMMENTS

Fullerton resident Jeff Harris questioned why the Valencia Park principal issue was not addressed and not on the Board agenda. Trustee Sugarman commented a few Board members and the Superintendent attended a parent meeting and staff meeting at Valencia Park on this issue. Fullerton resident Kevin Bass also questioned the Valencia Park principal issue and requested a public hearing be held. President Ballard clarified administrative/personnel decisions are not open to public forum.

INFORMATION FROM THE SUPERINTENDENT

Dr. McCune stated he attended the Star Power Grant presentations to District teachers and noted the terrific display of creativity and amazing projects. Dr. McCune indicated an area of focus next year would be to encourage teams of teachers to visit other sites in the District.

Dr. McCune commented his father had passed away the previous week and appreciated the many expressions of concern and sympathy to him and his family from District staff.

INFORMATION FROM PTA, FETA, CSEA, FESMA

There were no reports from PTA, FETA, or FESMA. Dianna Mullen from CSEA distributed buttons "Unity in Action" honoring classified school employees the week of May 19-25. Mrs. Mullen also thanked the Board for the Resolution on the agenda and for their continued support of classified employees.

INFORMATION FROM THE BOARD OF TRUSTEES

Trustee Sugarman commented on State funding and its effect on the District's schools. Mrs. Sugarman noted she is very proud of the Board Members and District staff in being very responsive to the parents and the schools, and District staff working on numerous projects at the same time.

Trustee Thornley noted the Open Houses at the District's schools would take place during the next two weeks.

Trustee Fisler stated the recent Orange County School Boards Association's Political Action Group Effort (PAGE) meeting addressed special education issues that may be problematic at schools. Trustee Fisler noted he attended the Academic Olympics at Orangethorpe School and was very impressed.

Trustee Pogue attended the Star Power Grants presentations and a Leading Ladies Luncheon where the topic was speaking to young ladies about careers and role models. Mrs. Pogue also attended the Fullerton Chamber of Commerce Sunrise Forum/Education Committee meeting where Sueling Chen of Montessori School was the recipient of the Educator of the Year award. Mrs. Pogue commented she enjoyed the Railroad Days event in the City where she viewed safety posters, and she stated at Orangethorpe School's Academic Olympics, Mark Douglas, Assistant Superintendent of Personnel, presented medals to the students. Mrs. Pogue noted she was impressed with the 5th and 6th grade students' power point presentations at Hermosa Drive's Open House.

APPROVE MINUTES

Moved by Lynn Thornley, seconded by Marjorie Pogue and carried 4-1 (Trustee Sugarman abstained because of absence) to approve the minutes of the Regular meeting on April 23, 2002.

APPROVE CONSENT AGENDA AND/OR REQUEST TO MOVE AN ITEM TO ACTION

Moved by Hilda Sugarman, seconded by Marjorie Pogue and carried unanimously to approve the consent agenda, with corrections noted on pages 1b-2 and 1b-3. Trustee Pogue pulled consent item #1k to be heard separately. Trustee Fidler questioned the costs associated with items 1q, 1r, and 1s. Mark Douglas and Lourene Happoldt stated the District is mandated by law to provide various special education services.

1. CONSENT ITEMS

1a. APPROVE DISTRICT ACTIVITIES CALENDAR for May 15, 2002 through May 28, 2002.

1b. APPROVE/RATIFY ASSIGNMENT OF CERTIFICATED PERSONNEL REPORT as submitted.

1c. APPROVE/RATIFY CLASSIFIED PERSONNEL REPORT as submitted.

1d. APPROVE/RATIFY PURCHASE ORDERS numbered 222B0875 through 222B0951, 222M0398 through 222M0415, 222R3114 through 222R3420, 222S0174 through 222S0176, 222T0095 through 222T0104, 222X0553 through 222X0570 for 2001/2002.

1e. APPROVE/RATIFY FOOD SERVICES PURCHASE ORDERS numbered 400838 through 400922 for 2001/2002.

1f. APPROVE/RATIFY WARRANTS numbered 24471 through 24928 in the amount of \$1,305,842.55.

1g. APPROVE/RATIFY FOOD SERVICES WARRANTS numbered 11521 through 11612 in the amount of \$344,752.57 for the 2001/2002 school year.

1h. ADOPT RESOLUTIONS #01/02-B059 through #01/02-B060 authorizing budget transfers and recognizing unbudgeted revenue according to Education Code Sections 42600 and 42602 for submission to the Orange County Superintendent of Schools.

1i. ADOPT RESOLUTION #01/02-42 proclaiming May 19 through May 25, 2002 as "Classified Employee Week" in the Fullerton School District.

1j. ADOPT DECLARATION OF NEED for fully qualified educators for the 2002/2003 school year.

1k. ADOPT RESOLUTION #01/02-45 authorizing issuance of not to exceed forty-two million dollars (\$42,000,000) principal amount of Fullerton School District General Obligation Bonds, 2002 Election, Series A, and Requesting the County of Orange to issue and sell such bonds and authorizing related actions.

This item was pulled and addressed separately.

1l. APPROVE AGREEMENT with Orange County Department of Education District Intern Program from July 1, 2002 through June 30, 2004.

1m. AWARD CONTRACT FOR UNIT COST CONTRACT for asphalt paving replacement and repair, FSD 02-03-1, to Universal Asphalt.

1n. AWARD CONTRACT FOR UNIT COST CONTRACT for floor covering replacement and repair, FSD 02-03-2, to Carpet Land, Inc.

1o. APPROVE NOTICE OF COMPLETION and accept as complete the service to remove and replace asphalt with 6-inch base and 4-inch asphalt at the Nutrition Center, FSD 97-98-9, Task Order #113, by Universal Asphalt Company for a total amount of \$22,477.56. File the Notice of Completion with the Orange County Recorder's Office.

1p. APPROVE REJECTION OF CLAIM NUMBER S132567NW.

1q. RATIFY/APPROVE MEDIATION AGREEMENT dated March 7, 2002 for reimbursement to the parent(s) and attorney, Kathleen M. Loyer, for attorney fees for special education student (MIS ID#1992-00560).

1r. APPROVE 2001/2002 MASTER INDEPENDENT CONTRACT with Developmental Optometrist Dr. Bill Takishita for assessment of special education student (MIS ID#1995-01370).

1s. RATIFY/APPROVE MEDIATION AGREEMENT dated February 21, 2002 for reimbursement to the parent(s) and attorney, Paul Roberts, for attorney fees for special education student (MIS ID#1996-00433).

1t. APPROVE CHANGE ORDER #1 to Cornerstone General in the additive amount of \$10,950.00 for 2002 site work for relocatable classroom buildings, FSD 01-02-9, Bid A (Beechwood), Bid B (Rolling Hills), and Bid D (Nicolas Junior High).

1u. APPROVE DESTRUCTION of workers' compensation files, which have been retained for five years or longer.

1v. APPROVE REJECTION OF CLAIM NUMBER S131045NW.

2. ACTION ITEMS

1k. ADOPT RESOLUTION #01/02-45

Dawn Vincent of Stone & Youngberg presented and explained the "Schedule of Bond Issuance."

Moved by Marjorie Pogue, seconded by Hilda Sugarman and carried unanimously to adopt Resolution #01/02-45 authorizing issuance of not to exceed forty-two million dollars (\$42,000,000) principal amount of Fullerton School District General Obligation Bonds, 2002 Election, Series A, and Requesting the County of Orange to issue and sell such bonds and authorizing related actions.

2a. ACCEPT GIFTS and authorize District staff to express the Board's appreciation to all donors.

President Ballard acknowledged all the gifts to the District and thanked donors for their contributions.

Moved by Hilda Sugarman, seconded by Lynn Thornley and carried unanimously to accept gifts to the District.

2b. ADOPT RESOLUTION #01/02-44

Moved by Marjorie Pogue, seconded by Lynn Thornley and carried unanimously to adopt Resolution #01/02-44 calling for Board of Trustees election to be held on November 5, 2002.

2c. APPROVE APPEAL

Moved by Hilda Sugarman, seconded by Lynn Thornley and carried

unanimously to approve the appeal to remove Commonwealth School from Title I Program Improvement Status.

2d. ADOPT RESOLUTION #01/02-46 supporting passage of AB2093 (federal funding increases for special education).

This item was tabled to presented at a future Board meeting.

2e. APPROVE SUMMER SCIENCE CAMP COLLABORATION AGREEMENT

Moved by Lynn Thornley, seconded by Marjorie Pogue and carried unanimously to approve the Summer Science Camp Collaboration Agreement.

3. ADMINISTRATIVE REPORTS

3a. QUARTERLY BUDGET REPORT

The Quarterly Budget Report is available in the Business Office for review during normal business hours.

3b. QUARTERLY UTILITY USAGE

The report delineates unit usage, cost, and cost per square foot for electricity and natural gas, and only unit usage and cost for water is shown on the report that is available in the Business Office for review during normal business hours.

3c. STAR WRITERS

Karen Twardos, Teacher on Special Assignment, distributed a booklet entitled "Fullerton School District 2001-2002 Star Writers" and shared selected papers from the Anchor Paper booklet.

3d. 2002/2003 BUDGET INFORMATION

Dr. Patricia Godfrey reminded Board and staff of the upcoming Special Board meeting/budget workshop scheduled for June 18, and the Board will be asked to approve the 2002/2003 budget at the June 25 Board meeting. Andrea Reynolds, Director of Fiscal Services, briefly reviewed the preliminary May Revise budget information that was received, just prior to the start of the Board meeting, from the Governor.

3e. HEALTHY SCHOOLS ACT OF 2000

Gary Drabek, Director of Maintenance and Operations, stated the District is in compliance with AB 2260 (the Healthy Schools Act), and he reviewed various aspects of the District's compliance.

BOARD MEMBER REQUEST(S) FOR INFORMATION AND/OR POSSIBLE FUTURE AGENDA ITEMS

There were no future requests.

CLOSED SESSION

The Board recessed to Closed Session at 7:32 p.m. to discuss 1) Public Employee Discipline, Dismissal, Release, and Personnel Matters [Government Code sections 54954.5(d), 54957]; 2) Pending Litigation [Government Code section 54956.9(b)(1)].

REPORT FROM CLOSED SESSION

President Ballard stated there was nothing to report from the Closed Session.

ADJOURNMENT

President Ballard adjourned the meeting on May 14, 2002, at 8:04 p.m.

Robert Fisler, Clerk