



HUNTINGTON BEACH UNION HIGH SCHOOL DISTRICT

**MINUTES OF REGULAR BOARD MEETING  
August 18, 2009**

BOARD MEMBERS PRESENT:	Bonnie Castrey Susan Henry Matthew Harper Brian Garland Michael Simons
BOARD MEMBERS ABSENT:	None
ADMINISTRATIVE PERSONNEL PRESENT:	Van Riley, Superintendent Carol Osbrink, Asst. Superintendent, Educational Services Debbie Coleman, Asst. Superintendent, Human Resources Carole Thomas, Executive Assistant
ADMINISTRATIVE PERSONNEL ABSENT:	None
PLACE AND DATE OF MEETING:	District Office August 18, 2009
CALL TO ORDER:	The meeting was called to order at 7:02 p.m. by the Board President, Ms Castrey.
CLOSED SESSION: (I- A)	The Board recessed to Closed Session at 7:03 p.m. to consider a Parent Appeal - Education Code section 35146 and 48260

CALL BACK TO  
ORDER:

The meeting was called back to order at 7:35 p.m. Ms Castrey announced that the Board had granted a parent appeal 5-0 with a behavioral contract for the student that both the student and parent will sign.

Ms Castrey announced that there was a replacement page to item V-A, Award of Bids, and an addendum to item IV-B, Personnel Report, on the Consent Calendar.

PLEDGE OF  
ALLEGIANCE: (II)

The Pledge of Allegiance was given.

APPROVAL OF  
MINUTES: (III-A)

It was moved by Mrs. Henry, seconded by Dr. Simons, to approve the minutes of the regular Board Meeting held July 14, 2009.

Motion carried 4-0.

Mr. Garland abstained due to absence.

BOARD COMMITTEE  
REPORTS AND  
ACTIVITIES: (III-B)

Board members representing the district on various committees presented reports and discussed activities.

SUPERINTENDENT'S  
REPORT: (III-C)

Dr. Riley pointed out that New Business had been inadvertently left off the agenda but that he would like to mention four special events coming up, so the item was added back in.

Dr. Riley announced that facilities renovations are nearly complete and offered congratulations to Nelson Cayabyab and his crew. Dr. Riley also pointed out that by closing the schools for the month of July, the district was able to save \$118,000 in electrical costs. \$120,000 had been estimated but there was more than anticipated use because of construction. It is hoped to save even more in the future. He thanked Ocean View High School parents for attending the meeting this evening, stating that the pool item will be a separate item.

DEA PUBLIC  
DISCLOSURE OF  
COLLECTIVE  
BARGAINING  
AGREEMENT: (III-D)

The enactment of AB1200 and subsequent legislation required public disclosure of agreements between the district and the bargaining unit prior to adoption. That public disclosure was presented in the form prescribed by the Orange County Department of Education.

HBPSA PUBLIC  
DISCLOSURE OF  
COLLECTIVE  
BARGAINING  
AGREEMENT: (III-E)

The enactment of AB1200 and subsequent legislation required public disclosure of agreements between the district and the bargaining unit prior to adoption. That public disclosure was presented in the form prescribed by the Orange County Department of Education.

STAFF  
PRESENTATION  
-STRATEGIC PLAN  
REPORT: (III-F)

Dr. Carol Osbrink, Assistant Superintendent, Educational Services, presented a report on the district's five-year (2007-2012) Strategic Plan and discussed accomplishments for the 2008-2009 school year. She reviewed the following five areas to be focused on in the next five years: Strategy No. 1 - Technology; Strategy No. 2 - Curriculum; Strategy No.3 - Relationships; Strategy No.4 - Stability, and Strategy No.5 - Safety. The district is presently in the second year of this plan.

PUBLIC  
COMMUNICATION TO  
THE BOARD: (III-G)

None.

CONSENT  
CALENDAR: (IV)

It was moved by Dr. Simons, seconded by Mr. Garland, to approve the Consent Calendar as presented with a replacement page to item V-A, Award of Bids; addendum to item IV-B, Personnel Report; the exception of item IV-L, Confidential Settlement Agreement to Fund a Private School Placement for Two Years for Special Education

Student No. 364080 which was pulled by Dr. Simons for separate consideration; and item IV-W, Agreement for Legal Services, which was pulled by Ms Castrey in order to abstain.

Motion unanimously carried.

PURCHASE  
ORDERS: (IV-A)

Purchase orders in the amount of \$13,531,812.60 were approved as presented.

PERSONNEL  
REPORT: (IV-B)

Approval was granted for Personnel Report No. 2 with addendum as presented.

PROFESSIONAL  
AND OFFICIAL  
BUSINESS  
ACTIVITIES:  
(IV-C)

Approval was granted for the Professional and Official Business activities as presented.

FIELD TRIPS:  
(IV-D)

Approval was granted for the Field Trips as presented.

CONTRACTS AND  
CONSULTING  
AGREEMENTS:  
(IV-E)

The Board determined that the listed individuals or contractors are specially trained, experienced, and competent to provide services and advice in the noted areas. Such services are not available free of charge from public agencies, and such services and advice are needed on a limited or occasional basis. Approval was granted for the consultants and/or contractors as presented.

GRANT  
APPLICATION -  
ECONOMIC  
STIMULUS  
EQUIPMENT  
ASSISTANCE  
GRANT,  
AMERICAN  
RECOVERY AND  
REINVESTMENT  
ACT (ARRA) 2009 -

Approval was granted for Ocean View High School and Westminster High School to submit an application to the California Department of Education for the United States Department of Agriculture Equipment Assistance Grant funding. The requested amount of funding is \$46,500 for the period July 1, 2009 to June 30, 2010. The funds will be used to provide equipment to Ocean View and Westminster high schools to increase the meal participation and improve food safety. This is a one-time funding. No district matching funds are

(OVHS AND  
WHS): (IV-F)

required. Authorization to expend funds upon receipt was granted.

GRANT  
APPLICATION -  
AGRICULTURAL  
VOCATIONAL  
EDUCATION  
INCENTIVE  
GRANT (WHS): (IV-  
G)

Approval was granted for Westminster High School to submit an application to the California Department of Education for continued Agricultural Vocational Education Incentive Grant funding in the amount of \$7,208 for the 2009-2010 school year. The funds will be used to support the agricultural program at the high school. No matching funds are required. Authorization to expend funds upon receipt was granted.

PARENT  
REIMBURSEMENT  
FOR  
TRANSPORTATION  
OF A SPECIAL  
EDUCATION  
STUDENT -  
WOCCSE - NO.  
1074: (IV-H)

Approval was granted to reimburse the parent in an amount not to exceed a total of \$3,432 for transportation of a special education student for the period July 1, 2009 to June 30, 2010.

CONFIDENTIAL  
AGREEMENT TO  
FUND EXTENDED  
SCHOOL YEAR  
(ESY) FOR A  
SPECIAL  
EDUCATION  
STUDENT NO.  
364080 AT A  
PRIVATE SCHOOL:  
(IV-I)

Approval was granted for an agreement to fund a private school placement for extended school between the Huntington Beach Union High School District and a special education student and the parents. Under the terms and agreement, the district agrees to reimburse the parents in the amount of \$1,800 as payment for extended year placement, July 6 through 31, 2009, at New Vista School. The agreement also includes reimbursement to the parents for transportation to and from New Vista School during the period of ESY.

CONFIDENTIAL  
GENERAL  
RELEASE AND  
SETTLEMENT  
AGREEMENT -  
SPECIAL  
EDUCATION  
STUDENT NO.  
367168: (IV-J)

Approval was granted for the confidential General Release and Settlement Agreement between the Huntington Beach Union High School District and a special education student and the parent. Under the terms and agreement, the district agrees to reimburse the parent for tuition expenses incurred for the student's enrollment at New Vista School during the 2009 Extended School Year in the amount not to exceed \$1,800.

CONFIDENTIAL  
GENERAL  
RELEASE AND  
SETTLEMENT  
AGREEMENT -  
SPECIAL  
EDUCATION  
STUDENT, OAH  
CASE NO.  
2009050211:  
(IV-K)

Approval was granted for the confidential General Release and Settlement Agreement between the Huntington Beach Union High School District and a special education student and the parent related to the Office of Administrative Hearings (OAH) case number 2009050211. Under the terms and agreement, the district agrees to reimburse the parents for attorney fees and costs of educational services in the amount of \$6,000. The district will make a check payable to "Law office of K. M. Loyer" within 45 days of full execution of this agreement.

HIGH SCHOOL  
DIPLOMAS FOR  
DESIGNATED  
SPECIAL  
EDUCATION  
STUDENTS USING  
MODIFICATIONS  
ON THE CAHSEE:  
(IV-M)

Approval was granted to grant high school diplomas to designated special education students in the Class of 2008 and the Class of 2009 who have received the equivalent of a passing score on the California High School Exit Exam after taking the exam using modifications as outlined in the students' Individual Education Plans (IEP) and as defined in Education Code section 60851(c). The list of designated students will be available in the Educational Services Division, Special Education office.

ADULT  
EDUCATION  
COURSES OF  
STUDY: (IV-N)

Approval was granted for adoption of the proposed courses and classes offered through Adult School for the 2009-2010 school year.

STUDENT  
TEACHING  
AGREEMENTS:  
(IV-O)

Approval was granted for student teaching agreements between the high school district and the following universities: (1) Chapman University, Orange Campus from July 1, 2009 to June 30, 2011; (2) Chapman University, Irvine Campus from July 1,

2009 to June 30, 2011; and (3) California State University, Fullerton from July 1, 2009 to June 30, 2014.

INSURANCE AND LIABILITY CLAIM: (IV-P)

Approval was granted to deny the claim for personal injury and property damages (No. MO072309). Claim information is available in the Insurance Office.

PRE-QUALIFIED BIDDERS - LIST NO. 1: (IV-Q)

Approval was granted for List No. 1 of pre-qualified bidders for the Ocean View High School 50 Meter Pool and Support Buildings. (REFERENCE IV-Q)

LEASE AND PURCHASE OF COPIER EQUIPMENT USING A CONTRACT OF GARDEN GROVE UNIFIED SCHOOL DISTRICT: (IV-R)

Approval was granted for the lease and purchase of copier equipment using a contract of Garden Grove Unified School District awarded to Image 2000.

NOTICE OF COMPLETION - CONTRACT NO. 0848 - FVHS: (IV-S)

Approval was granted to file a Notice of Completion on Contract No. 0848 for Sheet Metal Flashings, Buildings A, B, C, E and F at Fountain Valley High School by Pace Metal Workers, and to pay the ten percent retention after filing.

REDUCTION OF RETENTION FOR CONTRACTOR STEEL STADIUMS: (IV-T)

Approval was granted to reduce the ten percent retention to five percent in accordance with Public Contract No. 0585 with Steel Stadiums for Stadium Bleachers at Ocean View, Huntington Beach and Westminster high schools.

REDUCTION OF RETENTION FOR CONTRACTOR SMC CONSTRUCTION COMPANY: (IV-U)

Approval was granted to reduce the ten percent retention to five percent in accordance with Public Contract Code Section 9203 on Contract No. 0348 with SMC Construction Company for Buildings C, X and R at Huntington Beach High School.

CONTRACT  
CHANGE  
NOTICES: (IV-V)

Approval was granted for the change notices to the contracts as presented which were previously awarded.

ENROLLMENT &  
ADA: (IV-X)

Reports on enrollment and ADA for the periods May 18 to June 12, 2009 were presented.

AGREEMENT FOR  
RELEASE DAYS  
REIMBURSEMENT  
2009-2010  
SCHOOL YEAR -  
CSEA:  
(IV-Y)

Approval was granted for an agreement between the California School Employees Association (CSEA) and Huntington Beach Union High School District to allow Mark Soden, Media Services Technician at Edison High School, to participate as an intern in CSEA's Member Intern Program, August 24, 2009 through November 30, 2009. CSEA will reimburse the district for the cost of his salary and benefits.

RESOLUTION -  
UPDATE OF  
AUTHORIZED  
SIGNATURES -  
OCDE: (IV-Z)

Approval was granted to adopt a resolution updating authorized signatures for the district, cafeteria and/or WOCCE accounts as required by the Orange County Department of Education. Staff changes have made this update necessary

RESOLUTION  
NO. 5:

AYES: HARPER, GARLAND, SIMONS,  
HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

RESOLUTION -  
TRANSFER OF  
FUNDS - VARIOUS  
FUNDS: (IV-AA)

Approval was granted to adopt a resolution which authorizes the transfers made within the approved budgets of various funds for 2008-2009.



RESOLUTION NO. 6: AYES: HARPER, GARLAND, SIMONS, HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

RESOLUTION - ADDITIONAL INCOME AND EXPENDITURES - GENERAL FUND: (IV-BB) The district has been notified of increases and decreases in funding for various categorical projects and other funding sources. Approval was granted to adopt a resolution increasing income and expenditures by the net amount of \$3,084,560 within the General Fund for the fiscal year 2008-09.

RESOLUTION NO. 7: AYES: HARPER, GARLAND, SIMONS, HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

RESOLUTION - ADDITIONAL INCOME AND EXPENDITURES - ADULT EDUCATION FUND: (IV-CC) The district has been notified of increases in funding for various categorical projects and other funding sources. Approval was granted to adopt a resolution increasing income and expenditures by the net amount of \$148,161 within the Adult Education Fund for the fiscal year 2008-2009.

RESOLUTION NO. 8: AYES: HARPER, GARLAND, SIMONS, HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

RESOLUTION - INCREASE/ DECREASE INCOME & RESERVES - COUNTY FACILITIES FUND AND SPECIAL The district has projected increases and decreases in funding for various capital projects and other funding sources. Approval was granted to adopt a resolution decreasing income and reserves by the net amount of (\$162,016) in the County Facilities Fund and Special Reserve/COP Fund for the fiscal year 2008-2009.

RESERVE/COP  
FUND: (IV-DD)

RESOLUTION  
NO. 9:

AYES: HARPER, GARLAND, SIMONS,  
HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

CONFIDENTIAL  
SETTLEMENT  
AGREEMENT TO  
FUND A PRIVATE  
SCHOOL  
PLACEMENT FOR  
TWO YEARS FOR  
SPECIAL EDUCATION  
STUDENT NO.  
364080: (IV-L)

This item had been pulled by Dr. Simons for clarification. It was moved by Ms Castrey, seconded by Mrs. Henry, pursuant to a confidential settlement agreement between the Huntington Beach Union High School District and a special education student and the parents, to fund a private school placement for the 2009-2010 and 2010-2011 school years. Under the terms and agreement, the district shall arrange for the deposit of \$69,960 (\$34,980 each school year) with a qualified professional trustee (Trustee) for the payment of certain private, educationally-related expenses during the period September 1, 2009 through and including September 1, 2011. Disbursement of funds is subject to the terms and conditions set forth in both the settlement agreement and trust.

Motion unanimously carried.

AGREEMENT FOR  
LEGAL SERVICES:  
(IV-W)

It was moved by Mrs. Henry, seconded by Dr. Simons, to enter into a one-year agreement with Lozano Smith for various legal services, at a cost not to exceed \$5,000, effective July 1, 2009 through June 30, 2010.

Motion carried 4-0.  
Ms Castrey abstained.

AWARD OF BIDS:  
(V-A)

It was moved by Mr. Garland, seconded by Dr. Simons, to award bids, including the Ocean View High School swimming pool bid, to the successful bidders as presented.

Dan Bryan, Principal of Ocean View High School, expressed gratitude for the building of the pool and acknowledged Ocean View parents, parents of alumni and athletes who were present. Coach Sarah Spillsbury, Aquatics Coach, invited Board members to the groundbreaking for the pool which will take place on Saturday, September 12.

It was further moved that all other bids be rejected as being higher in cost or not meeting specifications. All bid results are available for review in the Purchasing Department.

Motion unanimously carried.

RESOLUTION -  
QUALIFIED SCHOOL  
CONSTRUCTION  
BOND - ARRA 2009:  
(V-B)

It was moved by Mr. Garland, seconded by Mrs. Henry, to adopt a resolution authorizing the completion and submission of an application for Qualified School Construction Bond allocation in an amount not to exceed \$10 million authorized under the American Recovery and Reinvestment Act of 2009, making certain certifications with respect thereto and approving certain related actions.

RESOLUTION  
NO. 10:

AYES: HARPER, GARLAND, SIMONS,  
HENRY, CASTREY  
NOES: NONE  
ABSENT: NONE

Resolution unanimously adopted.

AUDITORIUM  
NAMING ISSUE: (V-  
C)

Dr. Simons and Mr. Garland represented the Board on the Board Facility Sub-Committee to consider various options for the official name of the Huntington Beach High School Auditorium. Mr. Garland reported that they had considered various names and focused on what really represents the entire district as opposed to an individualized school and the purpose of the auditorium. It had emerged from the discussion with the superintendent that the naming had to be all inclusive which would make it clear that this is a

facility for the entire high school district and the name should reflect that and he believed that the name which was decided on does that. Both Dr. Simons and Mr. Garland have concurred that the name suggested in the motion would be an appropriate name for the facility. Dr. Simons had reviewed the Historical Site Application and Plaque and the site is listed as the High School Auditorium & Clock/Bell Tower, so that is a complex. Furthermore, in 2000 the Board named the auditorium the Darrell R. Stillwagon Memorial Auditorium but the site itself is more than just the auditorium. Mr. Harper recommended making sure that the minutes reflect that the auditorium portion of the complex remain the Darrell R. Stillwagon Memorial Auditorium. It was moved by Mrs. Henry, seconded by Ms Castrey, to adopt the official name of the auditorium/black box/bell tower/dance studios as the "Huntington Beach Union High School District Auditorium and Bell Tower."

Motion unanimously carried.

VETERAN MEMORIAL  
PLAQUES: (V-D)

The Board had requested staff to investigate the issue of the memorial plaque at Huntington Beach High School being covered during events. To that end, the Superintendent has directed staff to keep the plaque unobstructed at all times. While investigating the issue, the Superintendent discovered that there are also two other plaques for Vietnam veterans in storage at Huntington Beach High School. The Board Facility Sub-Committee (Dr. Simons and Mr. Garland) requested that this item be brought to the entire Board to discuss the proper placement of the World War II Memorial and the other plaques. Dr. Simons described various options as the large plaque was to honor past students who had lived in many areas served by Huntington Beach High School. Discussion took place about the importance of these plaques and their appropriate placement, either at the District Office or at another complex in order that the plaques be given as much exposure as possible by a

more diverse group of people. Mrs. Henry indicated that she might be supportive of placing the plaque at the District Office and mentioned that Fountain Valley also has a Veterans Memorial and there are names inscribed who were Fountain Valley residents. Mr. Harper expressed his views as to why he felt the memorial would be best left at the Huntington Beach High School Auditorium. He referenced a discussion with the Mayor of the City of Westminster who had offered to take the Vietnam veterans plaques if it was decided that they should not be located in the auditorium. Mrs. Henry wanted it to go on record that she would be opposed to sending any of the plaques to Westminster. She also commented that the Superintendent has directed staff to keep the plaque unobstructed. She does not believe we need either a resolution or a board policy if the superintendent has given direction.

Ms Castrey summarized the discussion, stating that this item should be sent back to the Facilities Sub-Committee to look at available options, including the possibility of moving the memorials to the District Office as opposed to keeping them in the Auditorium.

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- CELL TOWERS: (V-E) The Superintendent provided a brief summary of locations of cell towers on various campuses. The Board Facility Sub-Committee reviewed this issue and added comments related to cell towers. Background information has been forwarded to Board members under separate cover and a copy was available from the Superintendent's Office. Dr. Riley indicated that the district is not interested in extending cell tower leases at this time. He suggested that the district should look at the locations of the current cell towers, explore their leases and see if they can be located in less conspicuous places over the next ten years. He is not interested in adding any more as there are quite a few around the district, other than the possibility of an area in Westminster.
- STADIUM UPDATE: (V-F) - The Superintendent presented the set of guidelines for district athletic facilities that have been developed related to use of the two new stadiums. Staff will meet each season with those groups which use our facilities as Dr. Riley's intent is that any staff member using a field will not only be cognizant but will enforce the rules for visiting teams who are using our very nice facilities. The fields were opened for use yesterday. Special equipment is being used to make sure that these facilities stay in top condition for many years. Outside use is restricted for one year.
- FACILITY FEE ADJUSTMENTS: (V-G) The Superintendent presented a recommendation for adjustments in facility use fees. The facility fee spreadsheet has been forwarded to Board members under separate cover and a copy is available from the Superintendent's Office. This item will be agendaized for approval at the next Board meeting.
- RATIFICATION OF DEA CONTRACT: (VI-A) It was moved by Mr. Garland, seconded by Ms Castrey, to ratify the tentative agreement reached between the district and the District Educators Association on May 29, 2009 for a two-year period effective July 1, 2009 through June 30, 2011.

Motion carried 4-0.

Mr. Harper voted no.

RATIFICATION OF  
HBPSA CONTRACT:  
(VI-B)

It was moved by Mr. Garland, seconded by Ms Castrey, to ratify the tentative agreement reached between the district and the Huntington Beach Pupil Services Association on June 4, 2009 for a two-year period effective July 1, 2009 through June 30, 2011.

Motion carried 4-0.  
Mr. Harper voted no.

RESOLUTION -  
BYLAWS OF THE  
BOARD -  
REMUNERATION  
AND  
REIMBURSEMENT:  
(VI-C)

It was moved by Mr. Harper, seconded by Dr. Simons, in accordance with Education Code section 35120(c), to pay Trustee Garland for the July 14, 2009 Board meeting, which he was unable to attend due to medical reasons.

Motion carried 4-0.  
Mr. Garland

abstained.

ADMINISTRATIVE  
EVALUATION  
COMPETENCY: (VI-D)

It was moved by Mrs. Henry, seconded by Mr. Garland, to certify Fountain Valley High School staff member Kira Hurst, who has exhibited competency in administrative evaluation pursuant to Board Policy 4315.1.

Motion unanimously  
carried.

ANY OTHER PUBLIC  
COMMUNICATION  
TO THE BOARD:  
(VII)

Donna Alexander, parent, thanked the Board and Dr. Riley for the Ocean View High School swimming pool. She also thanked the Board for hiring Principal Dan Bryan. Staff indicated that it was a committee decision. She also expressed thanked for the installation of additional bleachers at Ocean View High School.

NEW BUSINESS:  
(VIII)

Mr. Harper asked for an investigation of the potential use of solar at district facilities.

It was moved by Mr. Harper and seconded by Dr. Simons, that the Board take a position by virtue of a resolution concerning the veterans plaques and to be placed on the next agenda. Dr. Simons indicated that the superintendent had already given direction that all memorial plaques were to remain uncovered once installed. Ms Castrey asked that the Facility Sub-Committee look at the whole piece and then she will know when to agendaize. Dr. Riley will bring back specifically the issue of covering the plaque and make sure it is included as an action item because it had been suggested and seconded.

Ms Castrey indicated that she knows that the issue of solar has been ongoing. Mrs. Henry mentioned groundwater recovery for water.

Dr. Riley stated that enrollment is up significantly in the past month, which is great news. It appears we came up several hundred students from our projections. He indicated that family economic issues may be the reason because families are moving back to live with parents in the Huntington Beach area. Also, we have had some calls from certain south county districts because we offer IB, football, APA, that are either gone from those districts or are questionable as to whether they will continue. Our district is stable, we have great facilities, so we are looking pretty good enrollment-wise. He will confirm in about a week and know where we will be with the opening of school.



Dr. Riley invited members of the Board to the Leadership Team meeting which is scheduled for Monday, August 24. Ms Castrey indicated that she will be unable to attend as she will be out of state, but Mrs. Henry, Dr. Simons and Mr. Garland indicated that they would attend.

Dr. Riley announced the grand re-opening of the Huntington Beach High School Sheue Stadium on September 11; the ground-breaking of the Ocean View High School swimming pool on September 12; the grand re-opening of Boswell Field at Westminster High School on October 2; and the grand re-opening of the Huntington Beach High School Auditorium and Bell Tower on October 18. Ms Castrey was invited to make opening remarks. Ms Castrey encouraged attendance at the APA opening and asked that the Oversight Committee be invited.

ADJOURNMENT:

The meeting was adjourned by the President, Ms Castrey, at 9:22 p.m.

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Clerk

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Secretary