



HUNTINGTON BEACH UNION HIGH SCHOOL DISTRICT

**MINUTES OF REGULAR BOARD MEETING  
December 13, 2011**

BOARD MEMBERS PRESENT: Bonnie Castrey  
Brian Garland  
Susan Henry  
Kathleen Iverson  
Dr. Michael Simons

BOARD MEMBERS ABSENT: None

ADMINISTRATIVE PERSONNEL PRESENT: Dr. Gregory Plutko, Superintendent  
Dr. Donald Austin, Assistant Superintendent, Educational Services  
Debbie Coleman, Assistant Superintendent, Human Resources  
Carrie Womack, Assistant Superintendent, Business Services  
Carole Thomas, Executive Assistant

ADMINISTRATIVE PERSONNEL ABSENT: None

PLACE AND DATE OF MEETING: District Office  
December 13, 2011

CALL TO ORDER: The meeting was called to order at 7:02 p.m. by the Vice Board President, Dr. Simons who announced that the Board would recess to Closed Session to consider Public Employee Appointment/Assignment/Reassignment/ Discipline/ Dismissal/Release - Government Code section 54957; and Negotiations - Conference with Labor Negotiators concerning DEA, CSEA, HBPSA and non-represented contracts - Government Code section 54957.6. Present were Agency Negotiator Debbie Coleman, Dr. Greg Plutko, Dr. Don Austin and Carrie Womack.

CALL BACK TO ORDER: The meeting was called back to order by Mrs. Henry at 7:32 p.m. She announced that the Board had met in closed session but there was nothing to report out.

PLEDGE OF ALLEGIANCE: (II) The Pledge of Allegiance was led by Tuyen Dinh, Student Representative to the Board from Ocean View High School.

ORGANIZATION OF  
BOARD: (III-A)

Mr. Garland nominated Dr. Simons for President. The Board voted 5-0 for Dr. Simons. No seconds were required.

Dr. Simons took the gavel, thanked President Henry for all she has done for the district, and presented her with an engraved glass paperweight on behalf of the Board. Mrs. Henry thanked the Board and reviewed her time as President.

Dr. Simons introduced members of his family who were in attendance.

Mrs. Iverson nominated Ms Castrey for Vice President. The Board voted 5-0. No seconds were required.

Mrs. Henry nominated Mr. Garland for Clerk. The Board voted 5-0. No seconds were required.

Mrs. Henry nominated Mrs. Iverson for Alternate Clerk. The Board voted 5-0. No seconds were required.

Dr. Simons will serve on the nominating committee for election of County Committee on School District Organization.

All Board members will serve as Political Action Representative for the Orange County School Boards Association.

Mrs. Iverson will serve as representative on the Adult/Alternative Education Community Advisory Committee. Mrs. Henry will serve as alternate.

Mr. Garland will serve on the Coastline Regional Occupational Program (CROP) Board. Ms Castrey will serve as alternate.

Mrs. Henry and Mrs. Iverson will serve on the District English Learners Advisory Committee (DELAC).

Dr. Simons and Mr. Garland will serve on the district Strategic Planning Committee.

Dr. Simons and Ms Castrey will serve on the district Relationships by Objectives (RBO) Committee.

Organization of Board  
(III-A) continued

Mrs. Iverson and Mr. Garland will serve on the district Team Building Through Communication (TBC) Steering Committee.

Mrs. Henry and Dr. Simons will serve on the Citizens Oversight (COC) Committee.

Mrs. Henry will serve on the Booster Task Force.

A schedule of regular and study session Board meetings to be held at the District Office beginning at 7:30 p.m. on the listed Tuesday evenings was adopted.

A rotation schedule for Board president/member meetings with Superintendent to review the Board agenda at 4 p.m. on the Thursday preceding a Board meeting will be developed.

It was moved by Mrs. Henry, seconded by Ms Castrey, to adopt these items as presented.

Motion unanimously  
carried.

APPROVAL OF  
MINUTES: (III-B)

It was moved by Mr. Garland, seconded by Ms Castrey, to approve the minutes of the regular Board Meeting held November 8, 2011 as presented.

Motion unanimously  
carried.

BOARD COMMITTEE  
REPORTS AND  
ACTIVITIES: (III-C)

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

STUDENT BOARD  
REPRESENTATIVE  
REPORTS: (III-D)

Tuyen Dinh, Student Representative to the Board from Ocean View High School, presented reports on campus activities.

SUPERINTENDENT'S  
REPORT: (III-E)

Dr. Plutko referenced the two presentations which were to be given this evening.

Dr. Plutko announced that this was "Trigger Day" when the Governor announced trims to the State budget. Ms Jeanette Ullrich would be providing specifics within her report. Dr. Plutko indicated that the data received from the Department of Finance projections was "better." As a result, the anticipated full trigger cut will not be made. The concern is that as the cut is smaller now, will there be an ongoing cut to follow for the 2012-13 school year. The district's portion of the "trigger" is approximately \$13.00 per ADA (\$250,000) in addition to the cut to transportation of \$250,000. More information will be provided after the winter break.

STAFF  
PRESENTATION -  
EDUCATIONAL  
SERVICES: (III-F)

Assistant Superintendent, Dr. Donald Austin and staff presented information and updates to the Huntington Beach Union High School District Action Plan for Student Achievement.

FIRST INTERIM  
FINANCIAL REPORT  
AND CERTIFICATION

Ms Jeanette Ullrich, Chief Business Official, presented a report on the district's financial status as of the First Interim Reporting period (10/31/11). Outlined in the report were changes

OF FINANCIAL  
STATUS: (III-G)

since the Adopted Budget, multi-year projections, and potential risks/changes to the current budget and projections. Ms Ullrich emphasized that although the district was projecting positive ending fund balances in the current and projection years, the district has to address its current structural deficit, the drawdown on reserves and the consequent effect on cash, the potential for additional unfunded COLAs and cash deferrals at the state level, and the implementation of enacted "trigger" language. Ms Ullrich commented on the fact that although the Governor has spared districts from the full extent of the one-time "trigger" reduction to revenue limits, there is a strong possibility that additional on-going cuts will be identified in the Governor's January budget proposal as the legislature attempts to address the projected 18 month budget shortfall of \$13 billion.

PUBLIC  
COMMUNICATION TO  
THE BOARD: (III-H)

Steve Mason, parent, commented on the Action Plan.

CONSENT  
CALENDAR: (IV)

It was moved by Ms Castrey, seconded by Mrs. Henry, to approve the Consent Calendar as presented, with an addendum to the Personnel Report, IV-B, and the exception of a Field Trip on page IV-D (3) - FVHS Vocal Performing Arts students to England, which was pulled by staff for future consideration.

Motion unanimously  
carried.

PURCHASE  
ORDERS: (IV-A)

Purchase orders in the amount of \$1,918,765.40 were approved as presented.

PERSONNEL  
REPORT: (IV-B)

Approval was granted for the Personnel Report No.6 as presented, with addendum, and the exception of a Field Trip on page IV-D (3) - FVHS Vocal Performing Arts students to England, which was pulled by staff for future consideration.

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.

NON-PUBLIC  
SCHOOL/AGENCY  
CONTRACTS/  
ADDENDA -  
WOCCSE: (IV-F)

Approval was granted to enter into the non-public school/agency contracts/addenda as presented, and the West Orange County Consortium for Special Education was authorized to receive invoices and process payment.

CONFIDENTIAL  
GENERAL  
RELEASE AND  
SETTLEMENT  
AGREEMENT -  
SPECIAL  
EDUCATION  
STUDENT NO.  
371641: (IV-G)

Approval was granted for the confidential General Release and Settlement Agreement between the Huntington Beach Union High School District and a special education student (No. 371641) and the parents in the amount of \$4,000.

CONFIDENTIAL  
GENERAL  
RELEASE AND  
SETTLEMENT  
AGREEMENT -  
SPECIAL  
EDUCATION  
STUDENT NO.  
380220, OAH CASE  
NO. 2011061484:  
(IV-H)

Approval was granted for the confidential General Release and Settlement Agreement between the Huntington Beach Union High School District and a special education student (No. 380220) and the parents related to the Office of Administrative Hearings (OAH) case number 2011061484, not to exceed \$15,100.

AWARD OF BID: (IV-I)	Approval was granted to award a bid to the successful bidder as presented. 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.
CONTRACT CHANGE NOTICE: (IV-J)	- Approval was granted for the change notice to a previously awarded contract.
SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH SMC CONSTRUCTION COMPANY AND FIDELITY & DEPOSIT COMPANY OF MARYLAND: (IV-K)	- Approval was granted for a Settlement Agreement and Mutual Release to Contract No. 1225 with SMC Construction Company and their surety Fidelity and Deposit Company of Maryland for work performed at Huntington Beach High School Building "R" Modernization at no additional cost.
ENERNOC DEMAND RESPONSE SALES AND SERVICE AGREEMENT: (IV-L)	Approval was granted for a Demand Response Sales and Service Agreement with EnerNoc to participate in a program which compensates electricity users for reducing consumption when demand for electricity is high.
AMENDMENT TO LEASE AGREEMENT - NATIONAL RETIREMENT SERVICES: (IV-M)	Approval was granted to amend the Standard Multi-Tenant Office Lease - Gross ("Lease") between Huntington Beach Union High School District, a California Public School District, and National Retirement Services, Inc., a California Corporation, for an additional three years, as per Section 39 "Options" of the Lease. The Lease Term will extend 36 months through November 30, 2016. Base Rent for the period December 1,



2011 through November 30, 2016, as per schedule reviewed and agreed upon by and between both parties.

ANNUAL DEVELOPER FEE REPORT: (IV-N)

Approval was granted to accept the report on Developer Fees, prepared in compliance with the requirements of SB 1693. The report has been available to the public since November 24, 2011.

PERCENT OF MAXIMUM AVERAGE DAILY ATTENDANCE (ADA) COMPARISON: (IV-O)

A report on ADA through October 21, 2011 was presented.

OCTOBER 2011 DISBURSEMENTS: (IV-P)

A recap of the payments processed during the month of October 2011 was presented.

INSURANCE AND LIABILITY CLAIM: (IV-Q)

Approval was granted to reject the claim for general and personal liability damages (No. 380247). Claim information is available in the Insurance Office.

RESOLUTION - TRANSFER OF FUNDS - VARIOUS FUNDS: (IV-R)  
RESOLUTION NO. 20:

- Approval was granted to adopt a resolution which authorizes the transfers made within the approved budgets of various funds for 2011-12.

AYES: CASTREY, IVERSON, GARLAND, HENRY, SIMONS  
NAYES: NONE  
ABSENT: NONE

Resolution

unanimously adopted.

RESOLUTION - INCREASE INCOME AND EXPENDITURES - GENERAL FUND: (IV-S)

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 in the net amount of \$8,665 within the General Fund for the fiscal year 2011-12.

RESOLUTION NO. 21: AYES: CASTREY, IVERSON, GARLAND, HENRY, SIMONS  
NAYES: NONE  
ABSENT: NONE

Resolution  
unanimously adopted.

RESOLUTION - INCREASE/DECREASE INCOME & RESERVES - MEASURE C BOND FUND AND COUNTY SCHOOL FACILITIES FUND: (IV-T)  
The district has projected increases and decreases in funding for various capital projects and other funding sources. Approval was granted to adopt a resolution increasing income and reserves by the net amount of \$2,598 in the Measure C Bond Fund and County School Facilities Fund for the fiscal year 2011-12.

RESOLUTION NO. 22: AYES: CASTREY, IVERSON, GARLAND, HENRY, SIMONS  
NAYES: NONE  
ABSENT: NONE

Resolution  
unanimously adopted.

FIRST INTERIM FINANCIAL REPORT AND CERTIFICATION OF FINANCIAL STATUS: (V-A)  
It was moved by Ms Castrey, seconded by Mrs. Iverson, to approve the first interim financial report for fiscal year 2011-12 (with the addition of page 17(a) which had been inadvertently omitted). It was also moved that the Board President certify, as required by AB 1366, that the district will be able to meet its financial obligations for the current fiscal year and subsequent two fiscal years.

Motion  
unanimously carried.

RESOLUTION - NOTICE OF WITHDRAWAL FROM SCHOOLS EXCESS  
It was moved by Mrs. Iverson, seconded by Ms Castrey, to adopt the resolution withdrawing from the Schools Excess Liability Fund effective December 31, 2011.

LIABILITY FUND JPA:  
(VI-A)

Resolution

unanimously adopted.

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RESOLUTION  
NO. 23:

AYES: CASTREY, IVERSON, GARLAND, HENRY,  
SIMONS

NAYES: NONE

ABSENT: NONE

Resolution

unanimously adopted.

BOARD POLICY:  
(VII-A)

It was moved by Mrs. Henry, seconded by Ms Castrey, to approve the following Board for first reading and adoption in the continued revision of existing policies and administrative regulations. This revision is being proposed to ensure all teachers have the authorization to teach English learners:

BP 4112.2 - Certification

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Motion

unanimously carried.

BOARD POLICY:  
(VII-B)

It was moved by Mrs. Iverson, seconded by Ms Castrey, to approve the following Board for first reading and deletion in the continued revision of existing policies and administrative regulations. This is a recommendation for deletion since all teachers must hold appropriate English learner authorization per State requirements:

Board Policy 4112.22 - Staff for Limited English Proficiency Programs

Motion

unanimously carried.

STUDENT  
EXPULSIONS: (VIII-A)

It was moved by Ms Castrey, seconded by Dr. Simons, that Student No. 387065 be expelled from the Huntington Beach Union High School District for the fall and spring semester of the

2011-12 school year in violation of California Education Code 48900//48915(b)(c)(k).

Motion

unanimously carried.

It was moved by Mrs. Henry, seconded by Mr. Garland, that Student No. 372941 be expelled from the Huntington Beach Union High School District for the fall and spring semester of the 2011-12 school year in violation of California Education Code 48900(c)(d). It was further moved that an IEPT convene to determine appropriate placement for this student.

Motion

unanimously carried.

NEW BUSINESS: (IX)

Mrs. Iverson requested information on CHECR and asked that it be agendaized for the February meeting. Ms Castrey offered her support.

Mrs. Henry asked that the Board member training which was part of the agreement with Leadership Associates be scheduled. It was decided to schedule this at 4:30 p.m. on Tuesday, February 28, prior to the Study Session. If the Study Session is no longer needed, it will be cancelled.

ANY OTHER PUBLIC COMMUNICATION TO THE BOARD: (X)

None.

ADJOURNMENT:

The meeting was adjourned at 9:17 p.m.

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Clerk

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Secretary