

MINUTES OF THE REGULAR MEETING OF THE
GOVERNING BOARD OF THE
BUENA PARK SCHOOL DISTRICT
APRIL 10, 2017

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY
Any individual with a disability who requires reasonable accommodation to
participate in a Board meeting may request assistance by contacting the
Superintendent's Office
(714)522-8412; fax (714)521-4475

Agenda documents that have been distributed to the Governing Board less than
72 hours before the meeting are available for public inspection at
6885 Orangethorpe Avenue, Buena Park, California.

The Agenda and all corresponding exhibits are available online 72 hours before
the meeting at
www.bpsd.k12.ca.us

CALL TO ORDER

The meeting was called to order at 6:00 p.m. by the President, Mr.
Brian Chambers.

FLAG SALUTE

MEMBERS PRESENT

Mr. Brian Chambers; Mrs. Rochelle Smith; Mrs. Barbara Michel; Mr.
Samuel Van Hamblen; Mrs. Irene Castaneda.

ADMINISTRATION

Mr. Gregory Magnuson, Superintendent; Mr. Kelvin Tsunezumi,
Assistant Superintendent, Administrative Services; Dr. Ramon
Miramontes, Assistant Superintendent, Educational Services; Mrs.
Carma Cordray, Executive Assistant.

I. APPROVAL OF AGENDA

Mrs. Smith made a motion to move VII. Action Calendar forward
on the Agenda to follow V. Recognition.

Mrs. Smith made the motion, seconded by Mrs. Michel, to
approve the agenda, as amended.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so
recorded in the minutes.

Minutes, April 10, 2017 (Continued)

II. APPROVAL OF MINUTES

.01 REVISED MINUTES OF THE REGULAR MEETING OF MARCH 13, 2017

Agenda Exhibit A.

Mr. Hamblen made the motion, seconded by Mrs. Castaneda, to approve the Revised Minutes of the Regular Meeting of March 13, 2017.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

.02 MINUTES OF THE REGULAR MEETING OF MARCH 27, 2017

Agenda Exhibit B.

Mr. Hamblen made the motion, seconded by Mrs. Castaneda, to approve the Minutes of the Regular Meeting of March 27, 2017.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

III. HEARING SESSION

The Governing Board heard comments from one member of the audience regarding their interdistrict transfer request and CSEA President Yvette Viramontes advised CSEA was submitting their articles for sunshining as listed in the agenda.

IV. PUBLIC HEARING SESSION

.01 INITIAL CONTRACT: BUENA PARK SCHOOL DISTRICT TO THE BUENA PARK TEACHERS ASSOCIATION (BPTA)

- Article 9: Employee Benefits
- Article 12: Personal Necessity Leave
- Article 24: Workday

Agenda Exhibit C.

.02 INITIAL CONTRACT: BUENA PARK SCHOOL DISTRICT TO THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER #569 (CSEA)

- Article 6: Grievance
- Article 9: Employee Benefits
- Article 11: Hours of Employment

Agenda Exhibit D.

Minutes, April 10, 2017 (Continued)

IV. PUBLIC HEARING SESSION (Continued)

.03 INITIAL CONTRACT: BUENA PARK TEACHERS ASSOCIATION TO THE BUENA PARK SCHOOL DISTRICT

- Article 4: Definitions
- Article 8: Salaries
- Article 24: Workday

Agenda Exhibit E.

.04 INITIAL CONTRACT PROPOSAL: CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER #569 TO THE BUENA PARK SCHOOL DISTRICT

- Article 7: Organizational Security
- Article 8.1: Salaries
- Article 9: Employee Benefits
- Article 20: Bus Driver Assignments

Agenda Exhibit F.

V. RECOGNITION

.01 2016-2017 SPELLING BEE MEDALISTS

Agenda Exhibit G.

Dr. Miramontes presented certificates to Caitlyn Alba, first place districtwide winner of the 2016-17 Spelling Bee and Vivian Tran, second place districtwide winner. These students qualified to move forward to the county competition.

VII. ACTION CALENDAR

SUPERINTENDENT/HUMAN RESOURCES

.01 INTERDISTRICT TRANSFER REQUEST: IBRAHIM ELMIR

Mr. Hamblen made the motion, seconded by Mrs. Michel, that the Governing Board deny Interdistrict Transfer Request: Ibrahim Elmir.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

.02 INTERDISTRICT TRANSFER REQUEST: MOHAMMAD ELMIR

Mr. Hamblen made the motion, seconded by Mrs. Smith, that the Governing Board deny Interdistrict Transfer Request: Mohammad Elmir.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

Minutes, April 10, 2017 (Continued)

VII. ACTION CALENDAR (Continued)

SUPERINTENDENT/HUMAN RESOURCES (Continued)

.03 INTERDISTRICT TRANSFER REQUEST: ALTHEA DEGUZMAN

Mr. Hamblen made the motion, seconded by Mrs. Michel, that the Governing Board deny Interdistrict Transfer Request: Althea DeGuzman.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

.04 INTERDISTRICT TRANSFER REQUEST: ABRAHAM HERNANDEZ

Mrs. Smith made the motion, seconded by Mr. Hamblen, that the Governing Board deny Interdistrict Transfer Request: Abraham Hernandez.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

.05 INTERDISTRICT TRANSFER REQUEST: SELAH HERNANDEZ

Mr. Hamblen made the motion, seconded by Mrs. Michel, that the Governing Board deny Interdistrict Transfer Request: Selah Hernandez.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

.06 INTERDISTRICT TRANSFER REQUEST: EZEQUIEL NUNEZ

Mrs. Smith made the motion, seconded by Mr. Hamblen, that the Governing Board deny Interdistrict Transfer Request: Ezequiel Nunez.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

Minutes, April 10, 2017 (Continued)

VII. ACTION CALENDAR (Continued)

SUPERINTENDENT/HUMAN RESOURCES (Continued)

.07 RESOLUTION #16-17: NATIONAL LIBRARY WEEK 2017

Agenda Exhibit H.

The Governing Board proclaimed the week of April 9-15, 2017, as National Library Week and encouraged the community to take advantage of the many wonderful resources available at school and public libraries.

Dr. Miramontes presented certificates of appreciation to members of the Buena Park Library Community and to the individual school librarians thanking them for their commitment to the students of Buena Park.

Mrs. Michel made the motion, seconded by Mrs. Castaneda, that the Governing Board approve Resolution #16-17: National Library Week 2017.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

EDUCATIONAL SERVICES

.08 APPROVAL OF SALE AND DISPOSAL OF OBSOLETE TECHNOLOGY ITEMS

Agenda Exhibit I.

Board Policy 3270 provides that if "the property is worth no more than \$2,500, the Governing Board may designate any District employee to sell the property without advertising." Also, if the listed items are insufficient to defray the cost of arranging a sale, the property may be donated to a charitable organization or disposed of by dumping. Staff has determined that the listed items are worth no more than \$2,500.

Mrs. Smith made the motion, seconded by Mr. Hamblen, that the Governing Board approve the Sale and Disposal of Obsolete Technology Items.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

Minutes, April 10, 2017 (Continued)

VII. ACTION CALENDAR (Continued)

ADMINISTRATIVE SERVICES

.09 APPROVAL OF SALE AND DISPOSAL OF SURPLUS OR OBSOLETE ITEMS

Agenda Exhibit J.

As certain school site and district equipment and supplies become obsolete, unusable or are replaced, items are accumulated for sale or disposal as is required by law. Board policy 3270 provides for such items to be declared as surplus and disposed of. Any money received from the sale of surplus property will be deposited in the District General Fund or credited to the fund from which the original purchase was made. TELACU recommended that the district dispose of the listed assets rather than attempting to sell them given their review of our assets coupled with their experience with other school districts.

Mr. Hamblen made the motion, seconded by Mrs. Smith, that the Governing Board approve the Sale and Disposal of Surplus or Obsolete Items.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

VI. PROGRAMS AND REPORTS

.01 GENERAL OBLIGATION BOND, ISSUE 2 PRESENTATION

Adam Bauer, President/CEO of Fieldman Rolapp and Associates, presented a summary of market conditions indicating tax-exempt rates have stabilized after a large spike in rates after the election. Mr. Bauer discussed the district's GO Bond debt currently outstanding under the Election of 1998 and the Election of 2014 (Measure 'B') and the projected tax rates under the Election of 2014. The District plans to issue its second issuance of bonds under the 2014 Election in June 2017 in the aggregate par amount of \$12.4 million. The Series 2017 Bonds consist of a new money portion that will fund approximately \$8 million for projects and a portion that will repay the 2016 Bond Anticipation Notes on September 1, 2017. Following the issuance of the Series 2017 Bonds, the remaining authorization under the Election of 2014 will be approximately \$37,495,000. Mr. Bauer also reviewed the projected financing schedule for the upcoming bond issuance.

Minutes, April 10, 2017 (Continued)

VI. PROGRAMS AND REPORTS (Continued)

.02 CHILD NUTRITION REPORT

Child Nutrition Director Katrina Butler presented a report to the Board covering the department's goals, financials, compliance requirements and challenges and corrective actions. The Child Nutrition Department serves all seven BPSD school sites, the summer school program, State pre-school program, activity/field trips, catering and Spectrum Center Rossier Park. Ms. Butler presented data showing the number of meals served for breakfast, lunch and after school snacks, student meal prices compared to surrounding districts, Federal and State meal reimbursement dollars, and entitlement funds received from the Federal government to supplement funding in the Child Nutrition Department. The Healthy Hunger Free Kids Act 2010 and USDA regulations strictly mandate the nutritional content and offerings provided to our students and Administrative Reviews are conducted regularly to ensure the District is in compliance with both financial and non-financial requirements. Ms. Butler discussed several challenges facing the department including: keeping expenditures in check, compliance issues, meal price waivers, bad debt collections and student waste. The department has initiated the Smarter Lunch Room Movement to expand nutrition education, promote consumption of fruits and vegetables, increase the availability of healthy food choices and enhance the lunchroom environment; an interactive menu with nutritional information will be launched in the 2017-18 school year; and a Food Faire has been scheduled for April 22, 2017 to provide the school community an opportunity to taste a variety of different food items and provide input as to what to include on the school menu.

.03 ANNUAL ENGLISH LEARNER REPORT (CELDT SCORES)

English learner students are those students for whom there is a report of a primary language other than English on the state-approved Home Language Survey and who lack the clearly defined English language skills of listening, comprehension, speaking, reading, and writing necessary to succeed in the school's regular instructional programs. Dr. Kaivan Yuen reviewed District English learner enrollment figures from 2011-12 with 40.9% to 39.5% in 2016-17 and a breakdown of English learners by site. BPSD is required by California law to administer the California English Language Development Test (CELDT) to assess English language proficiency and reclassify students according to four defined areas of criteria.

Minutes, April 10, 2017 (Continued)

VI. PROGRAMS AND REPORTS (Continued)

- .03 ANNUAL ENGLISH LEARNER REPORT (CELDT SCORES) (Continued)
Dr. Yuen discussed the transition timeline from CELDT testing to the new English Language Proficiency Assessments for California (ELPAC), currently being field tested in four district schools prior to full implementation in the Spring of 2018.

VIII. CONSENT CALENDAR

- .01 REMOVAL OF ITEMS FROM CONSENT CALENDAR
No items were removed from the consent calendar.
- .32 APPROVAL OF CONSENT CALENDAR
Mrs. Michel made the motion, seconded by Mr. Hamblen, that the Governing Board approve Consent Calendar Items .02 through .31, according to the Education Code.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

- .02 PERSONNEL ACTION REPORT #16-17-18

Agenda Exhibit K.

CERTIFICATED PERSONNEL

I. NEW HIRES

The following candidates are recommended as a new hires in the certificated substitute job classification.

Gonzales, Megan - 04/07/2017
Substitute Teacher

- .03 CONFERENCE/TRAVEL ACTION REPORT

Agenda Exhibit L.

April 19-20, 2017 - "CASCWA 81st Annual State Conference"
- R. Miramontes
April 24-25, 2017 - "2017 Preparate Conference" - E. Bagger
May 4, 2017 - "Piecing It Together" - J. Sherrill, E. Rodarte

Minutes, April 10, 2017 (Continued)

VIII. CONSENT CALENDAR (Continued)

.04 INTER-DISTRICT TRANSFERS, 2016-2017

Agenda Exhibit M.

Permits granted to date: In: 201
Out: 272

.05 INTER-DISTRICT TRANSFERS, 2017-2018

Agenda Exhibit N.

Permits granted to date: In: 50
Out: 108

.06 BUSINESS SERVICES REPORT

Agenda Exhibit O.

a. Purchase Orders dated 03/28/17-04/10/17 were approved in the total amount of \$618,648.93.

.07 CONTRACT/SERVICE AGREEMENT(S) NO. 243

Agenda Exhibit P.

Contract #: 17-05
Contractor: Century Paving, Inc.
Site Dept. Manager: K. Tsunezumi
New Contract/Amendment: New Bid

Description of Services: Emery Elementary Asphalt per specifications, Bid #17-05.
Bids Submitted:

Century Paving, Inc.	\$73,950
Mission Paving and Sealing, Inc.	\$74,918
Universal Asphalt Co., Inc.	\$88,700

Contract Period: May 29, 2017 - July 21, 2017
Funding Source: Deferred Maintenance Fund
Total Expenditure: Not to Exceed \$73,950

Contract #: 17-06
Contractor: Dulux Painting, Inc.
Site Dept. Manager: K. Tsunezumi
New Contract/Amendment: New Bid

Minutes, April 10, 2017 (Continued)

VIII. CONSENT CALENDAR (Continued)

.07 CONTRACT/SERVICE AGREEMENT(S) NO. 243 (Continued)

Description of Services: BPJH Exterior Painting per specifications, Bid #17-06.

Bids Submitted:

Dulux Painting, Inc.	\$49,500
Mear Construction, Inc.	\$89,900
Tony Painting	\$96,850

Contract Period: May 29, 2017 - July 21, 2017
 Funding Source: Deferred Maintenance Fund
 Total Expenditure: Not to Exceed \$49,500

Contract #: 17-07
 Contractor: Danny Letner Inc. dba Letner Roofing Co.
 Site Dept. Manager: K. Tsunezumi
 New Contract/Amendment: New Bid

Description of Services: BPJH Roofing Installation per specifications, Bid #17-07.

Bids Submitted:

Letner Roofing Co.	\$51,000
C.I. Services, Inc.	\$51,682
Commercial Roofing Systems, Inc.	\$63,135
Tecta America Southern California, Inc.	\$68,000

Contract Period: May 29, 2017 - July 21, 2017
 Funding Source: Deferred Maintenance Fund
 Total Expenditure: Not to Exceed \$51,000

Contract #: 17-16
 Contractor: Momentum in Teaching, LLC
 Site Dept. Manager: R. Miramontes
 New Contract/Amendment: Amendment

Description of Services: Increase additional 2 days of training in the implementation of Reading Workshop.

Contract Period: May 15, 2017 - May 17, 2017
 Funding Source: Educator Effectiveness Grant
 Total Expenditure: Increase Not to Exceed \$6,400
 Agreement Total
 Not to Exceed \$83,650

Contract #: 17-57
 Contractor: Scott E. Carroll

Site Dept. Manager: R. Miramontes
New Contract/Amendment: New

Minutes, April 10, 2017 (Continued)

VIII. CONSENT CALENDAR (Continued)

- .07 CONTRACT/SERVICE AGREEMENT(S) NO. 243 (Continued)
Description of Services: Beatty Colts Logo Mural on Primary Building A1 and A4 East Wall (This mural will be painted over the existing Colt Painting). **Ratification**

Contract Period: March 27, 2017 - April 28, 2017
Funding Source: One-Time Discretionary Beatty
Total Expenditure: Not to Exceed \$7,630

Contract #: 17-58
Contractor: Vista Environmental Consulting, Inc.
Site Dept. Manager: K. Tsunezumi
New Contract/Amendment: New

Description of Services: Provide hazardous abatement services in conjunction with the Gilbert & Whitaker Modernization Projects.

Contract Period: April 11, 2017 - September 30, 2017
Funding Source: Bond Fund
Total Expenditure: Not to Exceed \$99,200
- .08 2016-17 WILLIAMS LEGISLATION UNIFORM COMPLAINTS, QUARTER #3

Agenda Exhibit Q.
- .09 BOARD POLICY 5137 POSITIVE SCHOOL CLIMATE

Agenda Exhibit R.
- .10 BOARD POLICY 5144 DISCIPLINE

Agenda Exhibit S.
- .11 BOARD POLICY 5144.1 SUSPENSION AND EXPULSION/DUE PROCESS

Agenda Exhibit T.
- .12 BOARD POLICY 5144.4 REQUIRED PARENTAL ATTENDANCE

Agenda Exhibit U.
- .13 BOARD POLICY 5145.12 SEARCH AND SEIZURE

Agenda Exhibit V.

Minutes, April 10, 2017 (Continued)

VIII. CONSENT CALENDAR (Continued)

- .14 BOARD POLICY 5147 DROPOUT PREVENTION
Agenda Exhibit W.
- .15 BOARD POLICY 5148.3 PRESCHOOL/EARLY CHILDHOOD EDUCATION
Agenda Exhibit X.
- .16 BOARD POLICY 6120 RESPONSE TO INTERVENTION
Agenda Exhibit Y.
- .17 BOARD POLICY 6142.1 SEXUAL HEALTH AND HIV/AIDS PREVENTION INSTRUCTION
Agenda Exhibit Z.
- .18 BOARD POLICY 6142.4 SERVICE LEARNING/COMMUNITY SERVICE CLASSES
Agenda Exhibit AA.
- .19 BOARD POLICY 6142.94 HISTORY/SOCIAL SCIENCE INSTRUCTION
Agenda Exhibit BB.
- .20 BOARD POLICY 6153 SCHOOL-SPONSORED TRIPS
Agenda Exhibit CC.
- .21 BOARD POLICY 6154 HOMEWORK MAKEUP WORK
Agenda Exhibit DD.
- .22 BOARD POLICY 6158 INDEPENDENT STUDY
Agenda Exhibit EE.
- .23 BOARD POLICY 6164.2 GUIDANCE/COUNSELING SERVICES
Agenda Exhibit FF.
- .24 BOARD POLICY 6164.4 IDENTIFICATION AND EVALUATION OF INDIVIDUALS FOR SPECIAL EDUCATION
Agenda Exhibit GG.

.25 BOARD POLICY 6174 EDUCATION FOR ENGLISH LANGUAGE LEARNERS

Agenda Exhibit HH.

Minutes, April 10, 2017 (Continued)

VIII.CONSENT CALENDAR (Continued)

.26 BOARD POLICY 6176 WEEKEND/SATURDAY CLASSES

Agenda Exhibit II.

.27 BOARD POLICY 6177 SUMMER LEARNING PROGRAMS

Agenda Exhibit JJ.

.28 BOARD POLICY 6179 SUPPLEMENTAL INSTRUCTION

Agenda Exhibit KK.

.29 INTERDISTRICT TRANSFER REQUEST: KATIE JO

.30 INTERDISTRICT TRANSFER REQUEST: NATHAN JO

.31 INTERDISTRICT TRANSFER REQUEST: MIA MEDELLIN

IX. BOARD COMMENTS

Mrs. Smith thanked administration and staff for the informative Child Nutrition Report.

Mrs. Michel expressed appreciation for Mr. Chambers, Mrs. Castaneda and Mr. Magnuson's attendance at the Relay For Life event held on Saturday, April 8, 2017.

Mrs. Castaneda attended the ribbon cutting ceremony for the State preschool program at Pendleton School and also attended the Relay for Life Event.

Mrs. Michel suggested the Board engage in a Charter School discussion during an upcoming Board meeting.

Mr. Magnuson indicated an Expulsion Hearing would be scheduled during the May 8, 2017 Board meeting.

X. INFORMATION/CORRESPONDENCE

.01 Information/Correspondence

No comments.

.02 Major Topics for the Governing Board

Agenda Exhibit LL.

.03 Orange County Treasurer-Tax Collector Treasurer's

Management Report

Agenda Exhibit MM.

Minutes, April 10, 2017 (Continued)

XI. CLOSED SESSION

At 7:51 p.m., Mrs. Smith made the motion, seconded by Mrs. Michel, that the Governing Board go into closed session.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

XII. RECONVENE

At 8:25 p.m., Mrs. Michel made the motion, seconded by Mrs. Smith, that the Governing Board reconvene.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

XIII. REPORTING OUT OF CLOSED SESSION

.01 LABOR RELATIONS: CONFERENCE WITH GREG MAGNUSON, NEGOTIATOR WITH THE BUENA PARK TEACHERS ASSOCIATION (GOVERNMENT CODE #54957.6)

Discussion was held regarding Labor Relations: Conference with Greg Magnuson, Negotiator with the Buena Park Teachers Association (Government Code #54957.6).

.02 LABOR RELATIONS: CONFERENCE WITH GREG MAGNUSON, NEGOTIATOR WITH THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION, CHAPTER #569 (GOVERNMENT CODE #54957.6)

Discussion was held regarding Labor Relations: Conference with Greg Magnuson, Negotiator with the California School Employees Association, Chapter #569 (Government Code #54957.6).

.03 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Discussion was held regarding Public Employee Discipline/Dismissal/Release.

Minutes, April 10, 2017 (Continued)

XIV. ADJOURNMENT

At 8:26 p.m., Mr. Hamblen made the motion, seconded by Mrs. Michel, that the Governing Board adjourn the meeting.

AYES: 5; NOES: 0; ABSENT: 0.

The president declared the motion carried, and ordered it so recorded in the minutes.

_____President

_____Clerk

_____Member

_____Member

_____Member