

A G E N D A
GOVERNING BOARD OF THE HEMET UNIFIED SCHOOL DISTRICT

Regular Meeting
October 18, 2005
5:30 p.m. Closed Session
6:30 p.m. Open Session

District Administration Offices
2350 W. Latham Ave.
Hemet, CA 92545

CALL TO ORDER and ROLL CALL

REGULAR MEETING

CLOSED SESSION

The Governing Board will recess to Closed Session to discuss, deliberate or act on the following matters: **1)** to confer with legal counsel and discuss the employee items as listed, per Government Code §54957, §54957.6 and §3549.1; **2)** to discuss Pupil Personnel Items (items 12 through 17) per 49070 and 76232 of the Education Code; deliberations regarding the expulsion of students; **3)** to confer with real property negotiator Richard Beck, Assistant Superintendent. **4)** to confer with legal counsel - discuss pending litigation (significant exposure to litigation – one case) pursuant to subdivision (b) of Government Code Section 54956.9; **5)** to discuss Public Employee Performance Evaluation of the Superintendent per Government Code Section 54957; and **6)** to discuss Certificated Personnel Order #CE05-07 and Classified Personnel Assignment Order #CL05-07.

REGULAR MEETING

RECONVENE IN OPEN SESSION

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

1. Public Relations

Page

- Presentation of Governing Board Recognition Award.
- Student Representative's reports for Alessandro High School, Hemet High School and West Valley High School.

Hearing Session – Opportunity for Citizens to Address the Board Regarding Items Not on the Agenda. This is an opportunity for citizens to make suggestions, identify concerns, request information, or offer objective criticism about matters affecting the school district. The President invites anyone wishing to address the Board regarding any item, to do so at this time. If you wish to address the Board regarding an item on the agenda, you may do so now, or when the item appears on the agenda – prior to a vote being taken.

To address the Board, please complete a green Comments Card located at the reception area desk, and give it to the Superintendent's Executive Assistant. The President will call upon you during the Hearing Session or at the time the item appears on the agenda, as indicated on your Comments Card. When called upon, please give your name and then make your statement. You will be allowed a maximum of three minutes to address the Board. Individual speakers shall not give their time to another speaker.

ACTION ITEMS

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2.	Approval of names for New Middle School #2 and New Elementary Schools #5, #8 and #10.	Supt.	Action 1-6
3.	Approve by Resolution 1498 the Mitigation Agreement and the Joint Community Facilities Agreement regarding proposed Community Facilities District No. 2005-4;	Asst. Supt. Business	Action 7-15
	Conduct Continued Public Hearing;		
	Approve by Resolution 1499 determining the validity of prior proceedings, the establishment of CFD No. 2005-4, authorizing the levy of a special tax within CFD No. 2005-4, establishing an appropriations limit, calling a special election and taking related actions;		16-42
	Acting as the Legislative Body of CFD No. 2005-4, approve Resolution 1500, determining the necessity to incur bonded indebtedness, not to exceed \$5,000,000.00, within CFD No. 2005-4, calling an election and taking related actions;		43-50
	Conduct the Special Election;		
	Present the Special Election results;		
	Acting as the Legislative Body of CFD No. 2005-4, Approve Resolution 1501, canvassing the results of the Election held within CFD No. 2005-4;		51-55
	And Conduct first reading of Ordinance No. CFD-07 authorizing the levy of a special tax within CFD No. 2005-4.		56-71
4.	Adopt Resolution No. 1502 approving conceptual plans for the Professional Development and Service Center Project and accomplishment of the following: 1. A Lease to douglas e. barnhart, Inc. (DEB) of the new Professional Development and Service Center. 2. A Leaseback Agreement of the Professional Development and Service Center Site and Project for DEB, including a Preliminary Guaranteed Maximum Price (P/GMP).	Asst. Supt. Business	Action 72-80

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<ul style="list-style-type: none"> 3. A Construction Services Agreement with DEB to construct the Project with a P/GMP. 4. Authorizing the Assistant Superintendent or assignee with approval of legal counsel to make new substantive changes in the herein described contract documents. 5. Authorize filing a Validation Action in the Riverside Superior Court as to the Contract Documents. 6. Authorize Staff to pursue the described financing for the project. 			
<ul style="list-style-type: none"> 5. Adopt Resolution No. 1503 approving conceptual plans for the Hemet Professional Development Academy Project and authorizing execution and accomplishment of the following: <ul style="list-style-type: none"> 1. A Leaseback Agreement of Hemet Professional Development Academy Project (PDA)/Project Site and PDA/Project from douglas e. barnhart, Inc. (DEB), including a Preliminary Guaranteed Maximum Price (P/GMP). 2. A Lease to DEB of the applicable 25,000 square foot portion of the Nutrition Center with non-exclusive rights to use agreed other portions of the Nutrition Center Site as related to accomplishing the PDA/Project. 3. A Construction Services Agreement with DEB to construct the PDA/Project. 4. Determine PDA/Project to be categorically exempt from further CEQA proceedings and direct filing of a Notice of Exemption. 5. Authorize filing a Validation Action in the Riverside Superior Court as to the Contract Documents. 	<ul style="list-style-type: none"> Asst. Supt. Business 	<ul style="list-style-type: none"> Action 	<ul style="list-style-type: none"> 81-90
<ul style="list-style-type: none"> 6. Acting as the Legislative Body of Community Facilities District No. 2005-2, adopt Resolution No. 1504 authorizing the issuance of special tax bonds of CFD No. 2005-2, not to exceed \$13,000,000.00, approving certain documents and taking certain other actions. 	<ul style="list-style-type: none"> Asst. Supt. Business 	<ul style="list-style-type: none"> Action 	<ul style="list-style-type: none"> 91-100

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7.	Conduct second reading of Ordinance No. CFD-06, authorizing the levy of a special tax within Community Facilities District No. 2005-6 and adoption of Ordinance No. CFD.-06.	Asst. Supt. Business	Action	101-118
8.	Adopt Resolution approving documents and actions relating to refinancing of outstanding 1997 Nutrition Center Certificates of Participation.	Asst. Supt. Business	Action	119-122

INFORMATION/DISCUSSION REPORTS

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9.	Receive staff report, provide guidance/direction as appropriate regarding the Nutrition Services Program and Budget.	Asst. Supt. Business	Info./ Discuss.	123- 150

CONSENT AGENDA ITEMS – *Items on the Consent Portion of the agenda are presented for approval by Master Motion. Trustees may designate specific items for discussion and voting.*

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10.	Approval of the Minutes for the October 4, 2005 Regular Meeting of the Governing Board.	Supt.	Action	151-176
11.	Approve the Agenda Online Service Agreement with California School Boards Association.	Supt.	Action	177-181
12.	Denial of the Requests for Interdistrict Attendance Permits for the 2005-2006 school year.	Asst. Supt. Ed. Services	Action	182-183
13.	Approval for the Superintendent to authorize the reentry of the student listed in Pupil Personnel Case #67-2004-2005.	Asst. Supt. Ed. Services	Action	184-189

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14.	Expel the student listed in Pupil Personnel Case #3-2005-2006 from the Hemet Unified School District for the first semester of the 2005-2006 school year with enrollment at the H.E.L.P. Center, community school, private school or another school district, with enforcement of the expulsion suspended for the first semester of the 2005-2006 school year, with enrollment at the H.E.L.P. Center or Independent Study on a behavior contract with a Reentry Hearing scheduled in January 2006.	Asst. Supt. Ed. Services	Action	190-191 & Insert
15.	Expel the student listed in Pupil Personnel Case #8-2005-2006 from the Hemet Unified School District for the first semester of the 2005-2006 school year and the second semester of the 2005-2006 school year with enrollment at the H.E.L.P. Center, community school, private school or another school district, with a Reentry Hearing scheduled in June 2006.	Asst. Supt. Ed. Services	Action	192-193 & Insert
16.	Expel the student listed in Pupil Personnel Case #14-2005-2006 from the Hemet Unified School District for the first semester of the 2005-2006 school year and the second semester of the 2005-2006 school year with enrollment at the H.E.L.P. Center, community school, private school or another school district with a Reentry Hearing scheduled in June 2006.	Asst. Supt. Ed. Services	Action	194-195 & Insert
17.	Expel the student listed in Pupil Personnel Case #20-2005-2006 from the Hemet Unified School District for the first semester of the 2005-2006 school year and the second semester of the 2005-2006 school year with enrollment at the H.E.L.P. Center, community school, private school or another school district., with a review meeting in January 2006 to consider whether to suspend the enforcement of the expulsion for the second semester of the 2005-2006 school year with enrollment at Alessandro High School on a Behavior Contract with a Reentry Hearing scheduled in June 2006.	Asst. Supt. Ed. Services	Action	196-197 & Insert
18.	Approval of Hamilton High School FFA to participate in the FFA National Date Festival on February 19-26, 2006, in Indio, California.	Asst. Supt. Ed. Services	Action	198

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19.	Approval of Hemet High School junior varsity cheer squad to participate in the 2006 Aloha International Spirit Championships in Honolulu, Hawaii on February 12-16, 2006.	Asst. Supt. Ed. Services	Action	199
20.	Approval of Hemet High School junior varsity cheer squad to participate in the 2005 USA Spirit Nationals at the Anaheim Convention Center on March 17-19, 2006.	Asst. Supt. Ed. Services	Action	200
21.	Approval of Hemet High School FFA to participate in the Advanced Leadership Academy, Made for Excellence Leadership Conference, on January 13-14, 2006, in Ontario, California.	Asst. Supt. Ed. Services	Action	201
22.	Approval of Hemet High School FFA to participate in the FFA National Date Festival on February 19-26, 2006, in Indio, California.	Asst. Supt. Ed. Services	Action	202
23.	Approval of Hemet High School Thespians to participate in a GOIN' HOLLYWOOD TOUR in Los Angeles, California on January 20-22, 2006.	Asst. Supt. Ed. Services	Action	203
24.	Approval to authorize the District to enter into an agreement with Carol Nord to provide counseling services one day per week at Idyllwild School.	Asst. Supt. Ed. Services	Action	204-205
25.	Approval of the agreement for Independent Contractor Services with MJ Bunt to perform parent involvement/education services for the Head Start Program.	Asst. Supt. Ed. Services	Action	206-207
26.	Ratification of the agreement for Independent Contractor Services with Kenneth Lesight to provide coaching support to musicians at Hemet High School.	Asst. Supt. Ed. Services	Action	208-209
27.	Approval for Alessandro High School to renew the partnership with the California Family Life Center, Empower Youth Program under the Workforce Investment Act of 1998.	Asst. Supt. Ed. Services	Action	210-217
28.	Acceptance of the Enhancing Education through Technology Formula Grant (EETT) for the period July 1, 2005 through June 30, 2007.	Asst. Supt. Ed. Services	Action	218-219

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29. Approve at first reading, with second and final reading and adoption, at a future meeting Suggested New and Revised Governing Board Policies: AR 5020 Parent Rights and Responsibilities, AR 5022 Student and Family Privacy Rights, BP 5030 Student Wellness, BP/AR 5112.1 Exemptions from Attendance, AR 5112.2 Exclusions from Attendance, BP/AR 5113.2 Work Permits, BP/AR 5121 Grades/Evaluation of Student Achievement, BP 5123 Promotion/Acceleration/Retention.	Asst. Supt. Ed. Services	Action	220-222
30. Adopt at second and final reading Governing Board Policy, Regulation and Exhibit: BP/AR/E 5131.63 Steroids.	Asst. Supt. Ed. Services	Action	223-230
31. Acceptance of donations to the District with letters of appreciation to be sent. 1. \$847.00 from Washington Mutual's WaMoola for Schools program to Valle Vista Elementary School. 2. \$10,000.00 from The Community Foundation to Hemet High School's A.S.B. accounts to be distributed at \$1,000.00 each to the following programs: Boys' basketball, girls' basketball, wrestling, girls' volleyball, boys' volleyball, cheerleaders, band instrumental music, vocal music, theater arts and academic decathlon. 3. A Motorola CP 200 portable radio from Martha Burger to Idyllwild School for supervision use. 4. Supplemental materials valued at \$3,000.00 from Joyce Schulz for use in the Special Education Program.	Asst. Supt. Business	Action	231
32. Approval/Ratification of purchase orders, contracts, direct payments and invoices in the amount of \$2,154,881.97 or which \$491,144.78 is Child Nutrition.	Asst. Supt. Business	Action	232-240

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33. Denial of claim and refer to District's insurance carrier.	Asst. Supt. Business	Action	241-242
34. Approval for Philip O. Pendley, Superintendent; Jonathan Greenberg, Deputy Superintendent; Richard Beck, Assistant Superintendent, Business Services; Pamela Buckhout, Director, Financial Services; Alisha Smith, Interim Assistant Director, Financial Services; to sign Revolving Cash Checks and Abatement Account Checks for the 2005-06 Fiscal Year.	Asst. Supt. Business	Action	243
35. Authorization is requested for Alisha Smith, Interim Assistant Director of Fiscal Services, to serve as an authorized agent for the 2005-06 Fiscal Year, including signing of Warrant Orders, Orders for Salary Payment and Notices	Asst. Supt. Business	Action	244
36. Declare obsolete textbooks listed as surplus and approve them for disposal.	Asst. Supt. Business	Action	245-261
37. Approve consulting agreement with eDimension Consulting to provide technology support during the recruitment and transition period for the Director of Technology on an as-needed basis.	Asst. Supt. Business	Action	262-263
38. Approve consulting agreement with eDimension Consulting for e-rate services including technical assistance, processing of all forms associated with e-rate and program compliance.	Asst. Supt. Business	Action	264-266
39. Approve agreement with Blanding Consulting for assistance with network configuration and support requirements.	Asst. Supt. Business	Action	267-268
40. Approval to authorize Business Services to enter into an agreement with the Riverside County Office of Education (RCOE) for a ROP Auto Technology Instructor at Hemet High School for the 2005-06 school year.	Asst. Supt. Business	Action	269-271

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41. Approval to authorize Business Services to enter into an agreement with the Riverside County Office of Education (RCOE) for a ROP Construction Occupations Instructor at Hemet High School for the 2005-06 school year.	Asst. Supt. Business	Action	272-274
42. Approval of the agreement with Riverside County Office of Education to provide technical assistance to the District to track compliance and or completion of mandated requirements of No Child Left Behind's High Objective Uniform State Standard of Evaluation for the 2005-06 fiscal year.	Asst. Supt. Business	Action	275-279
43. Authorization to seek formal bids for procurement of telescopic bleachers, installation and removal of existing bleachers at Hemet High School.	Asst. Supt. Business	Action	280
44. Ratification of Change Order No. 1, which represents a reduction of \$52,398.00 in this contract for the bid package as listed for the Idyllwild School Turf Project.	Asst. Supt. Business	Action	281-282
45. Ratification of Change Orders for the bid packages as listed for the Jacob Wiens Elementary School project in the amount of (\$39,529.00).	Asst. Supt. Business	Action	283-285
46. Approval of request by R.C. Luker Construction to reduce the retention being held from 10% to 5%, in the amount of \$59,141.45 on Bid Package #3 and \$20,327.05 on Bid Package #11 for the Hemet High School Stadium project.	Asst. Supt. Business	Action	286-289
47. Approval of request by Peltzer Plumbing to reduce the retention being held from 10% to 5%, in the amount of \$30,833.10 on Bid Package #16 for the Hemet High School Stadium project.	Asst. Supt. Business	Action	290-292
48. Approval of request by R.C. Luker Construction to reduce the retention being held from 10% to 5% in the amount of \$19,800.40 on Bid Package #3 for the West Valley High School Pool project.	Asst. Supt. Business	Action	293-295
49. Approval of Notice of Completion for Exterior Painting of Hemet Elementary School by Cam Painting, Inc.	Asst. Supt. Business	Action	296-297

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50. Approval of Notice of Completion for roofing of Whittier Elementary by Seacore Industrial, Inc.	Asst. Supt. Business	Action	298-299
51. Approval of Certificated Personnel Assignment Order No. CE05-07.	Deputy Supt. Personnel	Action	300-303
52. Approval of Classified Personnel Assignment Order No. CL05-07.	Deputy Supt. Personnel	Action	304-306
53. Approve at first reading, with second and final reading and adoption, at a future meeting, Suggested New and Revised Governing Board Policies: AR 1312.4 Williams Uniform Complaint Procedures, E(1) 1312.4 Classroom Notice – Williams Uniform Complaint Procedure, E(2) 1312.4 Complaint Form – Williams Uniform Complaint Procedures, BP/AR 4119.11/4219.11/4319.11 Sexual Harassment.	Dept. Supt. Personnel	Action	307-308
54. Adoption of a resolution directing the Superintendent to give notice of layoff to the employee affected due to a lack of work/lack of funds.	Deputy Supt. Personnel	Action	309-310
55. Adoption of a resolution directing the Superintendent to give notice of layoff to the employee affected due to a lack of work/lack of funds.	Deputy Supt. Personnel	Action	311-312
56. Adoption of a resolution directing the Superintendent to give notice of reduction in hours to the employee affected due to a lack of work/lack of funds.	Deputy Supt. Personnel	Action	313-314

INFORMATION/DISCUSSION REPORTS

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57. Consideration of the proposal to review and revise anti-harassment board policies.	Supt.	Info./ Discuss.	315-316
58. Provide guidance/direction as appropriate regarding the Program Improvement information.	Asst. Supt. Ed. Services	Info./ Discuss.	317-330

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59. Provide guidance/direction as appropriate regarding Program Improvement updates.	Asst. Supt. Ed. Services	Info./ Discuss.	331- 343
60. Receive the following revised and new Governing Board Policies, Regulations and Bylaws: AR 5020 Parent Rights and Responsibilities, AR 5125 Student Records, BP/AR/E 5125.1 Release of Directory Information, BP 5131 Conduct, BP/AR 5141 Health Care and Emergencies, BP/AR 5141.21 Administering Medication and Monitoring Health Conditions, AR 5141.32 Health Screening for School Entry, BP/AR 5141.4 Child Abuse Prevention and Reporting	Asst. Supt. Ed. Services	Info./ Discuss.	344- 346 & Insert
61. Receive the following revised Governing Board Policy and Regulation: BP/AR 5127 Graduation Ceremonies and Activities.	Asst. Supt. Ed. Services	Info./ Discuss.	347 & Insert
62. Receive the following revised Governing Board Policy and Regulation: BP/AR 6146.1 High School Graduation Requirements.	Asst. Supt. Ed. Services	Info./ Discuss.	348 & Insert
63. Accept staff report, provide guidance/direction as appropriate regarding the Facilities Department Project Status Report as of October 7, 2005.	Asst. Supt. Business	Info./ Discuss.	349- 351
64. Accept staff report, provide guidance/direction as appropriate regarding the Williams Settlement Uniform Complaint Report Summary.	Dept. Supt. Personnel	Info./ Discuss.	352- 353
65. Items from the Governing Board.			
66. Items from the Superintendent.			

ADJOURNMENT

FUTURE MEETINGS

Regular Meeting of the Governing Board Tuesday, November 1, 2005, 5:30 p.m. Closed Session; 6:30 p.m. Open Session. Meeting to be held at District Administration Offices Board Room, 2350 W. Latham Ave., Hemet, CA 92545.

Special Meeting of the Governing Board Tuesday, November 8, 2005 for Paperless Agenda Training. 5:30 p.m., Open Session. Meeting to be held at District Administration Offices Board Room, 2350 W. Latham Ave., Hemet, CA 92545.

Regular Meeting of the Governing Board Tuesday, November 15, 2005, 5:30 p.m. Closed Session; 6:30 p.m. Open Session. Meeting to be held at Idyllwild School, 26700 Highway 243, Idyllwild, CA 92549.

Regular Meeting of the Governing Board Tuesday, December 6, 2005. Annual Organizational Meeting, 5:30 p.m. Closed Session; 6:30 p.m. Open Session. Meeting to be held at District Administration Offices Board Room, 2350 W. Latham Ave., Hemet, CA 92545.

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's governing board, please contact the office of the District Superintendent at (951) 765-5100 ext. 2434. Notification 36 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with this meeting in appropriate alternative formats for persons with a disability.