

**OAK PARK UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
AGENDA #802**

DATE: March 17, 2009

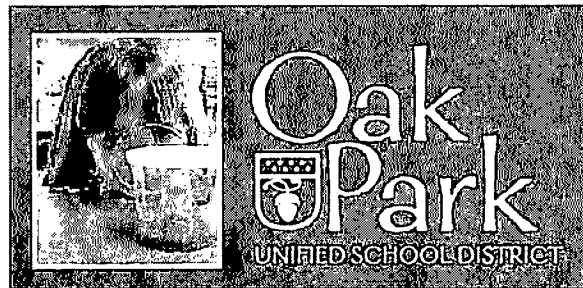
PLACE: **Oak Park High School Presentation Room – G-9**
899 N. Kanan Road, Oak Park, CA 91377

TIME: 5:00 p.m. Closed Session
6:00 p.m. Open Session

The Mission of the Oak Park Unified School District is to provide students with a strong foundation for learning, which meets the challenge of the present and of the future through a balanced education, that includes academic achievement, personal growth and social responsibility.

BOARD OF EDUCATION

**Jan Iceland, President
Mary Rees, Vice President
Barbara Laifman, Clerk
Marie Panec, Member
Cindy Vinson, Member
Ben Pyle, Student Board Representative**



EDUCATING TOMORROW'S LEADERS

ADMINISTRATION

**Dr. Anthony W. Knight, Superintendent
Linda Sheridan, Executive Assistant
Martin Klauss, Assistant Superintendent, Business & Administrative Services
Cliff Moore, Assistant Superintendent, Human Resources
Laurel Ford, Director, Teaching and Learning
Jane Mintz, Director, Educational Technology
Cathy Skiba, Director, Pupil Services**

**COPY OF ENTIRE AGENDA ON WEB SITE
WWW.OAKPARKUSD.ORG**

INDIVIDUALS WHO REQUIRE SPECIAL ACCOMODATION TO PARTICIPATE IN A BOARD MEETING, INCLUDING BUT NOT LIMITED TO AN AMERICAN SIGN LANGUAGE INTERPRETER, ACCESSIBLE SEATING OR DOCUMENTATION IN ACCESSIBLE FORMATS, SHOULD CONTACT THE SUPERINTENDENT'S OFFICE 72 HOURS PRIOR TO THE MEETING TO ENABLE THE DISTRICT TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCOMODATION AND ACCESSIBILITY TO THIS MEETING. PHONE (818) 735-3206 OR FAX (818) 879-0372 or e-mail: lsheridan@opusd.k12.ca.us

Welcome to a meeting of the Oak Park Unified School District Board of Education. Routine items are placed under the Consent Calendar and are approved by a single vote of the Board. When the agenda is adopted, a member of the Board may pull an item from the Consent Calendar and transfer the item to an appropriate place on the agenda for discussion.

The President of the Board shall inquire if there is anyone in the audience who desires to address the board with respect to any items appearing on the closed session agenda, regular session agenda, or on any issue within the subject matter jurisdiction of the Governing Board. The speaker cards are available in the Board Room and must be completed and handed to Linda Sheridan, Executive Assistant, prior to the beginning of the meeting. All comments for either agenda items or non-agenda items must be limited to three minutes or less.

Your comments are greatly appreciated. However, the Board cannot enter into a formal discussion at this time, nor can a decision be made. Matters warranting discussion will be placed on a future agenda. The information on the speaker card is voluntary but will assist the Board President in conducting the meeting. Thank you for your cooperation and compliance with these guidelines

All Board Actions and Discussion are electronically recorded and maintained for thirty days.

Interested parties may review the recording upon request.

Agenda and supporting documents are available for review prior to the meeting at the District Office located at 5801 E. Conifer Street, Oak Park, CA 91377

NEXT REGULAR MEETING

Tuesday, April 21, 2009

Closed Session 5:00 p.m. Open Session at 6:00 p.m.

Oak Park High School, Presentation Room, G9

AGENDA IS POSTED AT THE FOLLOWING LOCATIONS IN OAK PARK:

District Office, 5801 East Conifer St.

Brookside Elementary School, 165 N. Satinwood Ave.

Oak Hills Elementary School, 1010 N. Kanan Rd.

Red Oak Elementary School, 4857 Rockfield St.

Medea Creek Middle School, 1002 Double Tree Rd

Oak Park High School, 899 N. Kanan Rd.

Oak View High School, 5701 East Conifer St

Oak Park Library, 899 N. Kanan Rd.

Internet Home Page: www.oakparkusd.org

OAK PARK UNIFIED SCHOOL DISTRICT
AGENDA – REGULAR BOARD MEETING #802
March 17, 2009

CALL TO ORDER - Followed by Public Comments/ 5:00 p.m.

CLOSED SESSION: 5:00 p.m.

RECONVENE OPEN SESSION: 6:00 p.m. (approximate)

The Oak Park Unified School District Board of Education will meet in Regular Session at the **Oak Park High School Presentation Room – G-9, Oak Park, California**

I. CALL TO ORDER: _____ p.m.

II. PUBLIC SPEAKERS – CLOSED SESSION AGENDA ITEMS

III. RECESS TO CLOSED SESSION FOR DISCUSSION AND/OR ACTION ON THE FOLLOWING ITEMS:

A. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

B. PUBLIC EMPLOYEE EMPLOYMENT: Guest Teacher, Instructional Assistant II, Campus Supervisor

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one case)

IV: CALL TO ORDER – RECONVENE IN OPEN SESSION AT: _____ p.m.

A. ROLL CALL

B. FLAG SALUTE

C. REPORT OF CLOSED SESSION ACTIONS TAKEN

D. ADOPTION OF AGENDA

V. PUBLIC SPEAKERS: SPEAKERS ON AGENDA AND NON-AGENDA ITEMS

VI. OPEN COMMUNICATIONS/PRESENTATIONS

A. BOARD REPORTS/DISCUSSION/COMMUNICATIONS

1. Acknowledgements/Announcements from Board Members
2. Remarks from Student Board Representative
3. Remarks from Superintendent
4. Remarks from School Site Council Representatives
5. Remarks from Facilities Planning Committee

B. DISCUSSION ITEMS (No Action required. If Action required, item will be brought to a future meeting as an Action Item)

C. BUSINESS SESSION:

1. CONSENT AGENDA

Consent items shall be items of a routine nature or items for which no Board discussion is anticipated and for which the Superintendent recommends approval.

At the request of any member of the Board, any item on the Consent Agenda shall be removed and given individual consideration for action as a regular agenda item.

- a. **Approve Regular Board Meeting of February 17, 2009 Minutes and Special Closed Session and Board Meeting of March 3, 2009 Minutes**
- b. **Public Employee/Employment Changes 01CL1985-01CL1995 & 01CE04196-01CE04216** 1
- c. **Approve Purchase Orders – February 1 – February 28, 2009** 3
Board Policy 3300 requires Board approval of Purchase Orders
- d. **Approve Renewal Request of Summer School Meal Waiver** 5
Education Code 49550 requires a Summer School Meal program. To apply for a waiver the Board must approve this request by April 9, 2009 which is prior to the April Board Meeting

ACTION

2. BUSINESS SERVICES

- a. **Approve SBX3-4 Flexibility of 2007-08 Categorical Ending Balances** 7
Board approval required for flexibility transfer of 2007-08 categorical ending balances created by 2009-2010 17 Month Budget Act SBX3-4
- b. **Public Hearing & Approve SBX3-4 Flexibility Transfer of 2008-09 Categorical Funds** 9
Public Hearing and Board approval required for flexibility transfer of 2008-2009 categorical ending balances created by 2009-2010 17 Month Budget Act SBX3-4
- c. **Approve Fiscal Year 2008-2009 Second Interim Financial Report, Certification and Budget Revisions** 11
Education Code 42130 and 42131 and Board Policy 3460 requires Board approval and certification of financial reports filed on behalf of the District
- d. **Approve Traffic Safety Plans** 13
Board discussion and approval of ideas for traffic safety around school sites
- e. **Approve Safe School Plans** 15
The District must annually review and update the Safe School Plans in order to remain in compliance with Education Code 35294.2
- f. **Approve Resolution #09-10 Authorizing Issuance of Measure C6 General Obligation Bonds** 17
Board Policy 7214 requires Board approval of Resolution authorizing issuance of General Obligation bonds
- g. **Approve Resolution #09-11 Authorizing Issuance of Measure R General Obligation Bonds** 51
Board Policy 7214 requires Board approval of Resolution authorizing issuance of General Obligation bonds
- h. **Approve School Site Seismic Safety Gas Valve Repairs Using Measure R Funds** 85
The Board reviews and approves all purchases from Measure R Bond funds

3. CURRICULUM

- a. **Approve 2009 Summer School Program** 87
Board Policy 6177 requires Board approval of summer school program

4. BOARD POLICIES

- a. Approve Amendment of Board Policy 3100 – Budget – Second Reading** **89**
Board policy updated and reorganized to add legal requirement to notify County Superintendent of Schools if district decides to use single budget adoption process and to clarify that the budget adopted by the Board must be in the state-required format.
- b. Approve Amendment of Board Policy 3460 – Financial Report and Accountability – Second Reading** **95**
Board policy updated to list Board responsibilities with respect to various financial reports and deletes section on Fiscal Policy Team.
- c. Approve Amendment of Board Policy 4112.2 – Certification – Second Reading** **99**
Board Policy updated to reflect new law (SB 1104) which revised the requirements for designated subject career technical education credentials. Policy also clarifies options available to districts when no credentialed teacher or intern is available and adds language on Board responsibilities for approving a Declaration of Need for Fully Qualified Educators and a notice of intent to employ a person with a provisional internship permit.
- d. Approve Amendment of Board Policy 4112.21 – Interns – Second Reading** **105**
Board Policy updated to reflect the Commission on Teacher Credentialing action establishing preservice training requirement for all intern candidates and reflects new law (AB 2057) which clarifies that interns cannot participate in the Beginning Teacher Support and Assessment Program. Policy also contains materials formerly in AR re: assignment of interns and recommendation for credential following completion of internship program.
- e. Approve Amendment of Board Policy 4118 – Suspension/Disciplinary Action – Second Reading** **109**
Board Policy revised to add materials formerly included in AR which requires the Superintendent to notify the CTC when an employee has been charged with a “mandatory leave of absence offense.”
- f. Approve Amendment of Board Policy 4131 – Staff Development –Second Reading** **113**
Board Policy revised to expand paragraph on individualized programs of professional growth to include assistance to teachers in meeting legal requirements to be fully qualified for their positions.
- g. Approve Amendment of Board Policy 5131 – Conduct – Second Reading** **119**
Board Policy revised to reflect new law (AB 86) which authorized suspension or expulsion of students in grade 4-12 for bullying, including bullying by electronic means. Policy also adds new item re: position of drugs or alcohol to prohibited list of student conduct. Section entitled “Possession/Use of Mobile Communications Devices” updated to add language re: prohibiting students from using such devices while driving on school property and to add language clarifying the circumstances under which an employee may search a student’s personally owned mobile communication device.
- h. Approve Amendment of Board Policy 5145.12 – Search and Seizure – First Reading** **127**
Board Policy revised to include new text clarifying the legal standard for establishing reasonable suspicion for searching an individual student or his/her belongings, including the scope of the search and the standard for searching a student’s personal mobile communications device.
- i. Approve Amendment of Board Policy 5141.6 – Student Health and Social Services – First Reading** **131**
Board Policy has been retitled and adds language on needs assessment, contract with health professionals, funding, confidentiality, consent for services, fees for services, third-party reimbursements, and program evaluation.
- j. Approve Amendment of Board Policy 6115 – Ceremonies and Observances – First Reading** **137**
Board Policy revised to include new language regarding closing schools for holidays and updated legal references.

- k. Approve Amendment of Board Policy 6162.51 – Standardized Testing and Reporting Program – First Reading 139**
Board Policy revised to reflect new law (AB 519) which deletes the requirement for a nationally norm-reference test(CAT6/Survey) in grades 3 and 7 and update information on the designated primary language test (DPLT), which will be the Standards-Based Test in Spanish for all grades starting in Spring 2009.
- l. Approve Amendment of Board Policy 6164.4 – Identification of Individuals for Special Education – First Reading 143**
Board Policy revised to reflect new law (SB 1498) which clarifies that the district must seek out all residents from birth "to" age 21 who have disabilities.
- m. Approve Adoption of Board Bylaw 9012 – Board Member Electronic Communications – First Reading 147**
New Bylaw added to provide guidelines for Board use of electronic communications and to clarify circumstances under which the use of email by the Board could result in a prohibited serial meeting and violate the Brown Act, as defined in new law (SB 1732). Bylaw contains sample language listing permissible electronic communications, protocol for responding to emails received by community members and the press, confidential communications, and disclosure of messages under the Public Records Act.
- n. Approve Amendment of Board Bylaw 9223 – Filling Vacancies – First Reading 151**
Board Bylaw updated to include new language regarding failure to elect when no candidate or an insufficient number of candidates have filed to run for a seat, including an event causing a vacancy and new section detailing procedure when filling such a vacancy.
- o. Approve Amendment of Board Bylaw 9320 – Meetings and Notices – First Reading 157**
Board Bylaw revised to reflect new law (SB 1732) which amends the definition of a prohibited serial meeting by deleting the requirement that the Board reach a "collective concurrence" as to action to be taken. As amended, a prohibited serial meeting is now defined as a series of communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item of district business.

VII. INFORMATION ITEMS

- 1. Response to 2008 Audit Findings 167
- 2. Pavilion Seating Update 169

VIII. OPEN DISCUSSION

IX. ADJOURNMENT:

There being no further business before this Board, the meeting is declared adjourned at _____ p.m.

SCHOOL REPORTS/SCHOOL SITE COUNCIL REPORTS

- 1. Brookside Elementary School Report 171
- 2. Oak Hills Elementary School Report 172
- 3. Red Oak Elementary School Report 173
- 4. Medea Creek Middle School Report 174
- 5. Oak Park High School Report 175
- 6. Oak View High School/Oak Park Independent School 177
- 7. Oak Park Neighborhood School

**MINUTES OF REGULAR BOARD MEETING
BOARD OF EDUCATION**

2-17-09

#800

CALL TO ORDER/MEETING PLACE

The Board of Education President, Ms. Jan Iceland, called the regular meeting to order at 5:08 p.m. at Oak Park High School Presentation Room, G9, 899 N. Kanan Road, Oak Park.

BOARD PRESENT

Ms. Jan Iceland, President, Ms. Mary Rees, Vice President, Ms. Barbara Laifman, Clerk, Ms. Marie Panec, Member, and Ms. Cindy Vinson, Member.

PUBLIC COMMENTS

None

ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session at 5:09 p.m.

CALL TO ORDER/MEETING PLACE

The Board of Education President, Jan Iceland, reconvened the regular meeting to order at 6:05 p.m. in the Oak Park High School, Presentation Room, G9, 899 N. Kanan Road, Oak Park.

BOARD PRESENT

Ms. Jan Iceland, President, Ms. Mary Rees, Vice President, Ms. Barbara Laifman, Clerk, Ms. Marie Panec, Member, Ms. Cindy Vinson, Member, and Ben Pyle, Student Board Representative.

STAFF PRESENT

Dr. Tony Knight, Superintendent, Mr. Martin Klauss, Assistant Superintendent, Business Services, Mr. Cliff Moore, Assistant Superintendent, Human Resources, Ms. Laurel Ford, Director, Teaching and Learning, Ms. Jane Mintz, Director, Educational Technology, Ms. Cathy Skiba, Director, Pupil Services, and Ms. Linda Sheridan, Executive Assistant.

FLAG SALUTE

Joyce Thomas led the Pledge of Allegiance to the Flag.

REPORT ON CLOSED SESSION

During Closed Session held this evening the Board took no action.

ADOPTION OF AGENDA

On motion of Cindy Vinson, seconded by Mary Rees, the Board of Education adopted the agenda except to move item C.4.c after A. Motion carried 5-0.

PUBLIC COMMENTS

Sophia Fischer addressed the Board about the student teacher program at Oak Park High School.

Skip Jensen and Mike Garfinkel addressed the Board about the baseball program at Oak Park High School.

REPORT FROM BOARD MEMBERS

Board Member Marie Panec reported she attended the Curriculum Council and the SEAC meeting. She began her position as Secretary of the Ventura County Schools Boards Association. The County is

sponsoring a Brown Act Workshop and there is a VCSBA dinner meeting at the end of March. The big discussion at VCSBA was the State budget. Ms. Panec visited Oak Hills Elementary School and the Columbia Reading project which was fabulous. Board Member Mary Rees attended the Calendar Committee which has good parent involvement. In crafting the calendar we discussed the need for students to be in school. When parents take students out of school for long weekends we lose money. We are working on keeping the calendar simple. We provide the best education for our students by making the fewest budget cuts and we continue to work hard on keeping spending in check. Ms. Rees congratulated Oak Park High students who were named National Merit Finalists and Academic Decathlon medalists. Board Member Cindy Vinson reported she will be meeting with Diane Starzak and new MAC member Derek Ross to discuss a Teen CERT program and bring this information back to the Safe Kids Task Force. Ms. Vinson feels the community is relying on the Board to protect the heart of our education program from the cuts in the State budget. Board Member Barbara Laifman reported she attended the play at Oak Park High School which was great. She thanked Allan Hunt and band leaders for their leadership. Ms. Laifman attended the Oak Hills recognition assembly and the field trip where the conductor went beyond the music for the students. She participated in both the Medea Creek and Oak Hills walk to school day which stressed both the health and environmental benefits to the students. Ms. Laifman has received positive feedback from parents about the budget information meeting held at her home with requests for more meetings about this subject. She attended the EEAC meeting who are looking for grants for recycling. Board Member Jan Iceland also attended the Columbia Reading program at Oak Hills. She thanked Laurel and the teachers at Oak Hills. Ms. Iceland attended the Friends meeting and the Technology meeting. She thanked Barbara for hosting the budget meeting at her home and also thanked Martin and Tony for their presentations. Ms. Iceland thanked Laurel Goins for the tour of the school cafeterias. She also attended the Finance committee last week and attended a webinar on the state budget crisis at the Ventura County Office of Education presented by CSBA and School Services. CSBA will also be sponsoring a webinar on the Reduction in Force process if any Board members are interested. Ms. Iceland also congratulated the Oak Park High School Academic Decathlon winners.

REPORT FROM STUDENT BOARD REPRESENTATIVE

Ben Pyle reported the winter sports rally will be held on Friday and video announcements will be made on Thursday. The hypnagog fundraiser is Thursday and the ASB is involved in the Relay for Life for cancer awareness.

REPORT FROM SUPERINTENDENT

Dr. Knight reported this is the 800th meeting of the Oak Park school board. We are still waiting for a state budget. He distributed a list of the roof leaks from the recent rain storm. Dr. Knight congratulated Ben on being named a National Merit Finalist along with six other Oak Park seniors and also congratulated members of the Academic Decathlon team for their hard work.

SCHOOL SITE COUNCIL REPORTS

Oak View High School and Oak Park Independent School – Lou Tabone reported the School Site Councils had not met this month.

Oak Park High School – Doug Orens reported the School Site Council approved the Single Plan for Student Achievement. They discussed the graduation plans and their plan to have it be self-funded by selling tickets. They discussed the 2010 cum laude program and PFC has agreed to sponsor the programs. They received a facilities update and continued to look at priorities for the school. The tennis courts will be resurfaced through a joint effort with the Recreation & Parks Department and hopefully the parking lots will be repaved over the summer with the bond funds. ASB is looking at planting trees and gardens and cleaning up the campus and ways to continue to keep the campus clean. The school will receive their California Distinguished School visit on March 12. The Site Council continued their discussion about traffic safety especially the Kanan and Doubletree intersection. One of the ideas is to possibly request a

ACTION

2. CURRICULUM

a. Public Hearing and Approve Specific Waiver Request – Instructional Materials Funding Realignment Program – Math K-5

Public Hearing opened at 9:02 p.m.

No Public Comments

Public Hearing closed at 9:08 p.m.

On motion of Mary Rees, seconded by Cindy Vinson, the Board of Education approved the Specific Waiver Request – Instructional Materials Funding Realignment Program – Math K-5. Motion carried 5-0.

b. Public Hearing and Approve Specific Waiver Request – Instructional Materials Funding Realignment Program – Language Arts

Public Hearing opened at 9:09 p.m.

No Public Comments

Public Hearing closed at 9:10 p.m.

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved the Specific Waiver Request – Instructional Materials Funding Realignment Program – Language Arts. Motion carried 5-0.

c. Approve 2008-2009 School Single Plans for Student Achievement

On motion of Cindy Vinson, seconded by Barbara Laifman, the Board of Education approved the 2008-2009 School Single Plans for Student Achievement. Motion carried 5-0.

3. HUMAN RESOURCES

a. Approve Resolution #09-02 Determination of Seniority Among Certificated Employees with the Same Seniority Date (“Tie-Breaker Resolution”)

On motion of Cindy Vinson, seconded by Mary Rees, the Board of Education approved Resolution #09-02 Determination of Seniority Among Certificated Employees with the Same Seniority Date (“Tie-Breaker Resolution”). Motion carried 5-0.

4. BOARD

a. Approve 2009 CSBA Delegate Assembly Election of Candidates

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved voting for Suzanne Kitchens and Christina Urias as the 2009 CSBA Delegate Assembly Candidates for Region 11B. Motion carried 5-0.

b. Approve Resolution #09-03 – On Solving the Budget Crisis

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved Resolution #09-03-On Solving the Budget Crisis. Motion carried 5-0.

c. Approve Amendment of Administrative Regulation 5030 – School Wellness

On motion of Mary Rees, seconded by Cindy Vinson, the Board of Education approved Administrative Regulation 5030 – School Wellness. Motion carried 5-0.

d. Approve Resolution #09-05, Participation in CSBA California School Cash Reserve Program

On motion of Cindy Vinson, seconded by Mary Rees, the Board of Education approved Resolution #09-05, Participation in CSBA California School Cash Reserve Program. Motion carried 5-0.

5. PUPIL SERVICES

**a. Approve Resolution #09-04 Approval of Behavioral Intervention Plans (Hughes Bill)
Mandated Cost Claim Settlement and Agreement to Waive Future Claims**

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved Resolution #09-04 Approval of Behavioral Intervention Plans (Hughes Bill) Mandated Cost Claim Settlement and Agreement to Waive Future Claims. Motion carried 5-0.

6. BOARD POLICIES

a. Approve Amendment of Board Policy 3100 – Budget – First Reading

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved amendment of Board Policy 3100 – Budget. Motion carried 5-0.

b. Approve Amendment of Board Policy 3460 – Financial Report and Accountability – First Reading

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved amendment of Board Policy 3460 – Financial Report and Accountability. Motion carried 5-0.

c. Approve Amendment of Board Policy 4112.2 – Certification – First Reading

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved amendment of Board Policy 4112.2 – Certification. Motion carried 5-0.

d. Approve Amendment of Board Policy 4112.21 – Interns – First Reading

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved amendment of Board Policy 4112.21 – Interns. Motion carried 5-0.

e. Approve Amendment of Board Policy 4118 – Suspension/Disciplinary Action – First Reading

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved amendment of Board Policy 4118 – Suspension/Disciplinary Action. Motion carried 5-0.

f. Approve Amendment of Board Policy 4131 – Staff Development – First Reading

On motion of Marie Panec, seconded by Cindy Vinson, the Board of Education approved amendment of Board Policy 4131 – Staff Development. Motion carried 5-0.

g. Approve Amendment of Board Policy 5131 – Conduct – First Reading

On motion of Cindy Vinson, seconded by Marie Panec, the Board of Education approved amendment of Board Policy 5131 – Conduct. Motion carried 5-0.

h. Approve Amendment of Board Policy 5145.12 – Search and Seizure – First Reading

Approval was tabled for more information.

VII. INFORMATION ITEMS

1. Pavilion Seating Update
2. Monthly Budget Report

VIII. OPEN DISCUSSION

Board asked staff to look into student teacher program at high school.

IX. ADJOURNMENT

There being no further business before this Board, the meeting is declared adjourned at 10:02 p.m.

Date President of the Board

Date Clerk or Secretary of the Board

**MINUTES OF SPECIAL CLOSED SESSION AND BOARD MEETING 3-3-09
BOARD OF EDUCATION**

#801

CALL TO ORDER/MEETING PLACE

The Board of Education President, Mrs. Jan Iceland, called the special meeting to order at 5:14 p.m. at Oak Park High School, 899 N. Kanan Road, Oak Park, Presentation Room-G9.

BOARD PRESENT

Ms. Jan Iceland, President, Ms. Mary Rees, Vice President, Ms. Barbara Laifman, Clerk, and Ms. Marie Panec, Member

BOARD ABSENT

Ms. Cindy Vinson, Member

PUBLIC COMMENTS

None

ADJOURN TO CLOSED SESSION

The Board adjourned to Closed Session at 5:15 p.m.

CALL TO ORDER/MEETING PLACE

The Board of Education President, Jan Iceland, reconvened the special meeting to order at 6:02 p.m. in the Oak Park High School, 899 N. Kanan Road, Oak Park, Presentation Room-G9.

BOARD PRESENT

Ms. Jan Iceland, President, Ms. Mary Rees, Vice President, Ms. Barbara Laifman, Clerk, and Ms. Marie Panec, Member.

BOARD ABSENT

Ms. Cindy Vinson, Member

STAFF PRESENT

Dr. Tony Knight, Superintendent, Mr. Martin Klauss, Assistant Superintendent, Business Services, Mr. Cliff Moore, Assistant Superintendent, Human Resources, and Ms. Linda Sheridan, Executive Assistant

PUBLIC COMMENTS

None

REPORT OUT OF CLOSED SESSION

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

In closed session, the Board took action to issue a notice, pursuant to Education Code 44951, that the certificated administrative employee(s) identified by #1-14 may be released effective at the end of the 2008-2009 school year and reassigned to another position beginning in the 2009-2010 school year and/or have their work year and/or compensation reduced, and directed the Superintendent or designee to send out appropriate legal notices. The roll call vote was as follows: Ayes: 4, Nays: 0, Absent: 1.

ACTION

1. Approve Resolution #09-06 Reducing or Discontinuing Particular Kinds of Services

On motion of Marie Panec, seconded by Mary Rees, the Board of Education approved Resolution #09-05 Reducing or Discontinuing Particular Kinds of Services. Motion carried 4-0-1 Absent.

2. Approve Resolution #09-07 Non-Reelecting Temporary Certificated Employees

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved Resolution #09-07 Non-Reelecting Temporary Certificated Employees #1-17. Motion carried 4-0-1 Absent.

3. Approve Authorization to Negotiate an Agreement for Measure R Bond Program/Construction Management Services

On motion of Mary Rees, seconded by Marie Panec, the Board of Education approved authorization to negotiation an agreement for Measure R Bond Program/Construction Management Services. Motion carried 4-0-1 Absent.

4. Approve Resolution #09-09 Regarding Layoff of Classified Management Personnel

On motion of Marie Panec, seconded by Mary Rees, the Board of Education approved Resolution #09-09 regarding Layoff of Classified Management Personnel. Motion carried 4-0-1 Absent.

DISCUSSION

2009-2010 Budget

This item was tabled to the March 17, 2009 meeting.

ADJOURNMENT

There being no further business before this Board, the meeting is declared adjourned at 6:15 p.m.

Date

President of the Board

Date

Clerk or Secretary of the Board

Oak Park Unified School District
Regular Board Meeting, March 17, 2009

APPROVAL OF PURCHASE ORDERS ISSUED 02/01/09 THROUGH 02/28/09

PO NO.	VENDOR	DESCRIPTION	SITE	FUND	AMOUNT
B09-0221	Apple Computer, Inc.	Open Order/Apple GSX Repairs	TECH	10	\$1,000.00
B09-0222	Team Play Events	Gr 5 Field Trip/End of Year Trip/Donations	OHES	10	\$3,600.00
B09-0223	Community Educational	Gr 4 Field Trip/Donations/Civic Arts/Cinderella	OHES	10	\$675.00
B09-0224	IECP	Nonpublic Services Agreement/Board Approved	PupSvs	10	\$195,601.89
B09-0225	All Connected	CISCO Switches/Approved C6 project	BusAdm	212	\$15,000.00
C09-0066	Glencoe/Mcgraw Hill	Math/Gr 6/Concepts, Skills, Problem Solving/Growth	Curr	10	\$357.56
C09-0067	Prentice-Hall Inc	Science/Gr 6/Earth Science Workbooks/Growth	Curr	10	\$363.66
P09-0411	California Assoc. For Gifted	CAG Conference/Staff Development/Title II A	Curr	10	\$2,020.00
P09-0412	California Assoc. For Gifted	CAG Membership/Title II A	Curr	10	\$375.00
P09-0413	Jerry Block	Reimbursement/WASC Materials	OPHS	10	\$430.95
P09-0414	LA Parent Media	Advertisement/OPNS	BusAdm	10	\$287.00
P09-0415	Hillyard	Equipment Repair/Floor Scrubber	OPHS	10	\$581.07
P09-0416	Durham Transportation	Disneyland Band Field Trip/PFC Donations	MCMS	10	\$1,119.08
P09-0417	Compuwave Inc.	Projector Lamp Replacement/Smartboards	MCMS	10	\$1,613.04
P09-0418	Curriculum Associates	Testing Materials/PFC Donations	ROES	10	\$434.44
P09-0419	Budgetext	Chemistry Books/Global science - 2nd semester	OPHS	10	\$2,097.73
P09-0420	Cambium Learning	Kurzweil Training/Semel Parkhurst	PupSvs	10	\$1,250.00
P09-0421	Star Bus Line	Field Trip/Transp/Greer Botanical/Donations	MCMS	10	\$2,696.13
P09-0422	Coach USA-Los Angeles	Field Trip/Transp/AstroCamp/Donations	MCMS	10	\$4,591.80
P09-0423	Star Bus Line	Field Trip/Transp/Science Fair/Donations	MCMS	10	\$601.40
P09-0424	Nick Rail Music	Musical Instrument Repairs/Music Room	MCMS	10	\$173.21
P09-0425	Star Bus Line	Field Trip/Transp/MathCounts/Donations	MCMS	10	\$1,202.80
P09-0426	Ventura Parks & Rec.	Gr 4 Field Trip/Olivas Adobe Rancho/Donations	ROES	10	\$710.00
P09-0427	Leonis Adobe Association	Field Trip/Leonis Adobe/Donations	OPIS	10	\$68.00
P09-0428	Amanda Bagheri	Reimburse/Instructional Materials & Supplies	MCMS	10	\$182.85
P09-0429	The Frame Gallery	Frames/Student Art Show/Donations	MCMS	10	\$536.25
P09-0430	Music by Miles	Music for Miami Vice Dance March 7, 2009/ASB	OPHS	10	\$975.00
P09-0431	Purchase Power	Postage/Mail Service	OPHS	10	\$60.66
P09-0432	Acom Press	Measure R Committee Advertisement	Board	10	\$150.00
P09-0433	Conejo Awards	Award for Coach Billingsley	Board	10	\$78.24
P09-0434	Thomson West	2009 Education Code Book	Supt	10	\$54.70
P09-0435	Daniel O'Brien	Reimbursement/CAG Staff Development/Title II A	Curr	10	\$709.73
P09-0436	D & S Marketing Systems	AP/Preparation Questions AP Economics Exam	OPHS	10	\$533.12
P09-0437	Ventura Parks & Rec.	Gr 4 Field Trip/Mission/Donations	BES	10	\$794.00
P09-0438	Ventura Parks & Rec.	Gr 4 Field Trip/Olivas Adobe/Donations	BES	10	\$1,010.00
P09-0439	Performances To Grow On	Gr 3 Trip/Toying with Science/Donations	BES	10	\$680.00
P09-0440	Durham Transportation	Gr 1 Field Trip/Transp/Chinatown/Donations	BES	10	\$829.00
P09-0441	Naviance, Inc	Counseling & Career Planning/PFC Donations	OPHS	10	\$1,285.00
P09-0442	College Board Publications	SAT/Administrative Support	OPHS	10	\$350.00
P09-0443	Dell Computer Corp.	Ink cartridge for Office Printer	BES	10	\$90.08
P09-0444	Jerry Block	Tape Recorders/Spanish&French/Donations	OPHS	10	\$736.23
P09-0445	Faith David	Reimbursement/CAG Staff Development/Title II A	Curr	10	\$647.73
P09-0446	Brandie Pryor	Reimbursement/CAG Staff Development/Title II A	Curr	10	\$95.21
P09-0447	Nicole Elsokary	Reimbursement/CAG Staff Development/Title II A	Curr	10	\$497.75
T09-0032	Maxon Computer, Inc	Computer Supplies/Instructional Materials	OPHS	10	\$200.44
T09-0033	Disney Educational	DVDs/Science of Disney Imagineering/Donations	MCMS	10	\$299.70
TOTAL AMOUNT OF ALL ORDERS					\$247,645.45

SUMMARY OF PURCHASE ORDERS BY FUND

<u>Fund Number</u>	<u>Fund Name</u>	<u>Count</u>	<u>Fund Total</u>
10	General Fund	44	\$232,645.45
212	Measure C6 Bond Fund	1	\$15,000.00
TOTALS		45	\$247,645.45

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.I.d. APPROVE RENEWAL REQUEST OF SUMMER SCHOOL MEAL WAIVER

CONSENT

ISSUE: Shall the Board authorize the submittal of request for renewal of the summer school meal waiver to the California Department of Education (CDE)?

BACKGROUND: Education Code (EC) Section 49550 requires that all needy children be provided a nutritionally adequate free or reduced price breakfast or lunch during each school day. EC Section 49548 provides the authority to waive EC Section 49550 during the summer school session if serving meals during the summer school session would result in a financial loss to the school district. The negative financial impact has historically been an issue for the District's food service program, and the Board has annually authorized the request for this waiver. Child Nutrition Services is projecting a financial hardship if lunch service is offered during the 2009 summer school program. Accordingly, staff is recommending that the Board once again authorize the submittal of a request to CDE for renewal of this waiver. It is important to note that the summer school schedule includes a nutrition break halfway through the morning and children are encouraged to bring snacks from home.

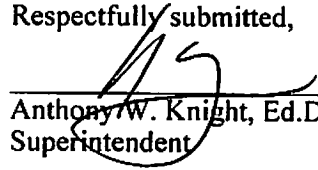
ALTERNATIVES:

1. Authorize the submittal of a request to the California Department of Education for renewal of summer school meal waiver.
2. Do not authorize submittal of request

RECOMMENDATION: Alternative No. 1

Prepared by: Laurel Goins, Director, Child Nutrition Services

Respectfully submitted,


 Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.2.a APPROVAL OF SBX3-4 FLEXIBILITY TRANSFER OF 2007/2008 CATEGORICAL ENDING BALANCES

ACTION/

ISSUE: Shall the Board approve the flexibility transfer of 2007-2008 categorical ending balances for unrestricted purposes as permitted by SBX3-4?

BACKGROUND: The enactment of the 2009-2010 Seventeen Month Budget Act SBX3-4 (Chapter 12/2009) provides additional flexibility in the 2008-2009 budget. Specifically, part of this bill provides for transfers of 2007-2008 restricted ending balances from most categoricals to the unrestricted General Fund on a one-time basis. Current 2007-2008 categorical ending balances that may be recaptured with this flexibility provision are identified as follows:

(Resource) Program	Amount
(1200) Morgan Hart Grade 9 Class Size Reduction	\$ 16,289
(6258) P.E. Incentive Grant	\$ 67,927
(6377) Career Tech Education & Equipment Grant (1x)	\$ 2,516
(6760) Art, Music Block Grant	\$ 118,579
(6761) Art, Music & PE Block Grant (1x)	\$ 196,937
(7026) CA Instructional Garden (1x)	\$ 2,250
(7055) CA High School Exit Exam	\$ 5,544
(7056) CA High School Exit Exam Intervention Materials (1x)	\$ 1,511
(7140) G.A.T.E.	\$ 7,836
(7390) Pupil Retention Block Grant	\$ 15,322
(7392) Teacher Credentialing Block Grant	\$ 20,300
(7393) Professional Development Block Grant	\$ 70,969
(7395) School & Library Improvement Block Grant	\$ 126,862
(7396) School Site Discretionary Block Grant (1x)	\$ 132,751
(7398) Instructional Material/Ed Tech Block Grant (1x)t	\$ 59,219
Total proposed transfer:	\$ 844,812

This provision of SBX3-4 is a one-time release of restricted ending balances to the unrestricted fund. With the Board's approval, these transfers will be incorporated into the Second Interim Financial Report and Revision.

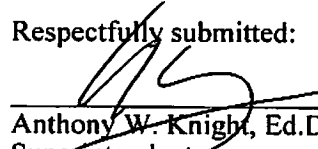
ALTERNATIVES:

1. Approve the flexibility transfer of 2007-2008 categorical ending balances for unrestricted purposes as permitted by SBX3-4
2. Do not approve the transfer of 2007-2008 categorical ending balances.

RECOMMENDATION: Alternative No. 1

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:


Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.b. PUBLIC HEARING AND APPROVE SBX3-4 FLEXIBILITY
TRANSFER OF 2008-09 CATEGORICAL PROGRAM FUNDS
PUBLIC HEARING/ACTION

ISSUE: Shall the Board conduct a public hearing on the proposed flexibility transfer of 2008-2009 categorical funds for unrestricted purposes, as required by SBX3-4?

BACKGROUND: Budget trailer bill SBX3-4 gives local school agencies the authority to transfer funds received from the State for specified restricted categorical programs into the unrestricted General Fund. This transfer may be used for "any educational purpose, to the extent permitted by federal law." The flexibility to transfer funds from these programs is authorized for five years—from the current year through 2012-13. Prior to implementing this flexibility, SBX3-4 requires that a public hearing be held at a regularly scheduled meeting, after which the Board may discuss the proposed transfer. However, SBX3-4 also requires that the item to approve or disapprove the proposed use of funds is to be a separate action item on the agenda that takes place at any time during the meeting *after* the public hearing has been held.

In its Second Interim Financial Report, staff is recommending that the Board exercise this new flexibility to transfer funds from the programs listed below into the unrestricted General Fund in order to maintain fiscal solvency in 2008-09. In compliance with the requirements of SBX3-4, it is recommended that the Board conduct the required public hearing on this matter. Board action on the proposed transfer will occur during the Board's consideration of approval of the Second Interim Financial Report.

Due to the unprecedented February adoption of a second State budget within a single fiscal year, the precise amounts of the proposed transfer were still being evaluated as this agenda went to press. The entire list of transfers, including amounts, will be completed during the week of March 9, 2009, and will be provided to the Board under separate cover. The completed list will also be available for public review in the District's Support Services Center at that time.

The categorical programs recommended for transfer, as provided by the flexibility provision of SBX3-4, are identified as follows:

(Resource) Program

- (1100) Unrestricted Lottery
- (6292) Classroom Library Materials K-4 (1x)
- (6296) Public School Library Act of 1998 (1x)
- (6258) P.E. Incentive Grant
- (6760) Art, Music Block Grant
- (7055) CA High School Exit Exam
- (7140) G.A.T.E.
- (7395) School & Library Improvement Block Grant

BOARD MEETING, MARCH 17, 2009
Approval of SBX3-4 Flexibility Transfer of
2008-09 Categorical Program Funds
Page 2

- ALTERNATIVES:**
1. Conduct a public hearing on the proposed transfer of 2008-2009 categorical funds for unrestricted purposes, as required by SBX3-4.
 2. Do not conduct a public hearing on the proposed transfer.

RECOMMENDATION: Alternative No. 1

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:



 Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.c. APPROVE FISCAL YEAR 2008-09 SECOND INTERIM FINANCIAL REPORT, CERTIFICATION AND BUDGET REVISIONS

ACTION

ISSUE: Shall the Board certify the 2008-2009 Second Interim Financial Report and Budget Revisions?

BACKGROUND: Education Code Sections 1240(j), 42130, and 42131 requires the Governing Board of each district to receive and review interim financial reports for specified intervals (July 1-October 31 and July 1-January 31), and to certify that the district can meet its financial obligations. Due to the extraordinary adverse financial conditions in the state and nation, and the unprecedented February adoption of a second State budget within a single fiscal year, the 2008-09 Second Interim Financial Report is still being prepared as this agenda goes to press. The Second Interim Report, including the State's criteria and standards report, will be completed during the week of March 9, 2009, and will be provided to the Board under separate cover. The complete interim report will also be available for public review in the District's Support Services Center at that time.

ALTERNATIVES:

1. Certify the Second Interim Financial Report and Budget Revisions.
2. Do not certify the Second Interim Report.

Prepared by: Barbara Dickerson, Director, Fiscal Services
 Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted,

Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.d APPROVE TRAFFIC SAFETY PLANS

ACTION

ISSUE: Shall the Board of Education receive information and take possible action in connection with traffic safety concerns at all school site locations?

BACKGROUND: During the course of this school year, automobiles have struck two school children while walking on their way to or from school. Amid heightened concern for children's safety, district staff has been collecting input from schools and parents to identify hazards and suggest strategies and/or corrections to mitigate the problem.

At this evening's meeting, staff will share with the Board the information gathered, and present the suggested strategies and/or corrections proposed by the school sites and their parent communities.

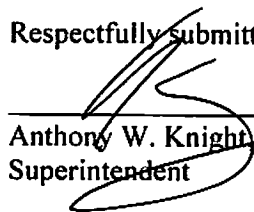
ALTERNATIVES:

1. After review and discussion, direct staff to proceed with specific actions.
2. Accept the staff report as information only.

RECOMMENDATION: No staff recommendation at the time of publication.

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:


 Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.e APPROVE SAFE SCHOOL PLANS

ACTION

ISSUE: Shall the Board review and approve the amendment to the Safe School Plan as required by Education Code 35294.2?

BACKGROUND: The Oak Park Unified School District must annually review and update its Safe School Plans in order to remain in compliance with EC 35294.2. This year the each of the District's schools has updated their plans, providing specific site information to update the District master copy. These updates include specific names and responsibilities in the event of disaster or emergency. EC 35294.2 requires that the revised plans be approved by the Board of Education and be available for public display each school year. The updates will be provided to the Board under separate cover and each school will have their plan displayed in a prominent place at their site for public review.

ALTERNATIVES:

1. Approve the amended Safe School Plans as presented.
2. Approve the amended Safe School Plans with specified changes.
3. Do not approve the amended Safe School Plans.

RECOMMENDATION: Alternative No. 1

Prepared by: Lou Tabone, Director, Alternative Education
 Julie Suarez, Director, Business Operations
 Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted,

Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.f. APPROVE RESOLUTION #09-10, AUTHORIZING THE ISSUANCE OF MEASURE C6 GENERAL OBLIGATION BONDS

ACTION

ISSUE: Shall the Board approve Resolution #09-10, and related documents, authorizing the issuance and sale of Series B Measure C6 General Obligation bonds?

BACKGROUND: In June 2006, the voters of Oak Park approved the Measure C6 General Obligation bond, for the purpose of providing educational technology, science and computer lab equipment, acquiring safe student transportation vehicles, and replacing aging furniture and equipment. The District has finalized its list of technology and equipment to be purchased bond proceeds. At this evening's meeting the Board is asked to approve Resolution No.09-10, authorizing the second issuance and sale of Measure C6 bonds. The resolution, provided to the Board under separate cover, includes the authorization for sale, the forms of the proposed bonds, preliminary official statement, and purchase contract. Assuming the Board's approval of the resolution, it is expected that the bonds will be sold in mid-April 2009, with proceeds being received by the District at the end of April.

ALTERNATIVES:

1. Approve Resolution #09-10, and related documents, authorizing the issuance and sale of Measure C6 General Obligation bonds.
2. Do not approve Resolution #09-10

RECOMMENDATION: Alternative No. 1

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted,

Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

MEASURE C6 BONDS

BOARD OF TRUSTEES OF THE OAK PARK UNIFIED SCHOOL DISTRICT COUNTY OF VENTURA, STATE OF CALIFORNIA

Res. No. 09-10

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF BONDS OF THE OAK PARK UNIFIED SCHOOL DISTRICT IN AN AMOUNT NOT TO EXCEED \$5,000,000, BY NEGOTIATED SALE PURSUANT TO A BOND PURCHASE CONTRACT; PRESCRIBING THE TERMS OF SAID BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID BOND PURCHASE CONTRACT; APPROVING THE FORM OF AND AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT FOR SAID BONDS; AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS AND THE TAKING OF NECESSARY ACTION IN CONNECTION THEREWITH

WHEREAS, this Board of Trustees of Oak Park Unified School District (the "District"), located in the County of Ventura, California, (the "County") duly called and an election was regularly held in the District on June 6, 2006, at which a bond proposition summarized as follows was submitted to the electors of the District:

"To improve student safety, replace aging school equipment and furnishings, and provide up-to-date educational technology, including updating science and computer lab equipment, replacing aging student desks and chairs, upgrading playground equipment to current safety standards, acquiring safe student transportation and maintenance vehicles, shall Oak Park Unified School District issue \$17.5 million in bonds at interest rates within the legal limit, with mandatory audits and independent citizens' oversight of bond expenditures?"

and

WHEREAS, passage of said proposition required a 55% affirmative vote of the votes cast thereon, and at least 55% of the votes cast on said proposition were in favor of issuing said bonds; and

WHEREAS, this Board deems it necessary and desirable to authorize and consummate the sale of a portion of said bonds in a single series designated the "Oak Park Unified School District 2009 General Obligation Bonds Election of 2006, Series B" in an aggregate principal amount not exceeding \$5,000,000, according to the terms and in the manner hereinafter set forth;

WHEREAS, the Ventura County Office of Education has jurisdiction over the District; and

WHEREAS, the Board of Supervisors of the County has adopted the procedures authorized by Section 15140(b) of the Education Code of the State of California, and has directed that any school district in the County that has not received a qualified or negative certification in its most recent interim report shall issue and sell its own bonds; and

WHEREAS, the District received a positive certification in its most recent interim report, the first interim report for Fiscal Year 2008-09; and

WHEREAS, WHEREAS, this Board further deems it necessary and desirable to authorize the sale of said bonds by a negotiated sale to Piper Jaffray & Co. (the "Underwriter") pursuant to a Bond Purchase Contract (the "Bond Purchase Contract"), and pursuant to Education Code Section 15146, has found and determined the following reasons therefor: (1) better ensure that the tax rate estimated to voters at the time of the election will be maintained, (2) provide more flexibility in the timing of the sale of the bonds, (3) result in a lower overall cost of borrowing; (4) provide more flexibility in the debt structure; (5) allow the District to work with participants familiar with the District; and (6) increase the opportunity to pre-market the Bonds for sale to local residents and other investors; and

WHEREAS, in accordance with Education Code Section 15146, estimates of the costs associated with the issuance of said Bonds are attached hereto as Exhibit C; and

WHEREAS, there have been submitted and are on file with the Clerk of the Board proposed forms of a Bond Purchase Contract and an Official Statement, all with respect to not to exceed \$5,000,000 aggregate principal amount of Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B, proposed to be sold; and

WHEREAS, the District has appointed Orrick, Herrington & Sutcliffe LLP as Bond Counsel ("Bond Counsel") to the District with respect to said bonds;

WHEREAS, the District desires that the Auditor-Controller of the County (the "Auditor-Controller") annually establish tax rates on taxable property within the District for repayment of said bonds, pursuant to Sections 29100-29103 of the Government Code of the State of California, and that the Board of Supervisors of the County annually approve the levy of such tax, and that the Treasurer-Tax Collector of the County (the "County Treasurer") annually collect such tax and apply the proceeds thereof to the payment of principal of and interest on the Bonds when due, all pursuant to Sections 15250 and 15251 of the Education Code of the State of California;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF OAK PARK UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER, AS FOLLOWS:

Section 1. Recitals: All of the above recitals are true and correct.

Section 2. Authority for Issuance: The bonds described herein are being issued pursuant to the authority of Chapters 1 and 1.5, of Part 10 of Division 1 of Title 1 of the Education Code, and other applicable provisions of law.

Section 3. Designation of Bonds: The bonds authorized to be issued hereby shall be known as the "Oak Park Unified School District 2009 General Obligation Bonds, Election

of 2006, Series B" (herein called the "Series 2009 Bonds" or the "Bonds"). The Series 2009 Bonds shall be issued as Current Interest Bonds and Capital Appreciation Bonds.

Section 4. Registered Form; Book-Entry: The Depository Trust Company is hereby appointed depository for the Series 2009 Bonds. The Bonds shall be issued in fully registered form without coupons. The Series 2009 Bonds shall be issued in book-entry form only, and shall be initially registered in the name of "Cede & Co.," as nominee of The Depository Trust Company, New York, New York, and registered ownership of the Series 2009 Bonds may not thereafter be transferred except as provided in Section 12 hereof. One bond certificate shall be issued for each maturity of the Current Interest Bonds, and one bond certificate shall be issued for each maturity of the Capital Appreciation Bonds; provided that if different CUSIP numbers are assigned to Bonds maturing in a single year, additional Bond certificates shall be prepared for each such maturity.

Section 5. Form of Bonds; Execution: (a) Form. The Series 2009 Bonds shall be issued in fully registered form without coupons. The Current Interest Bonds, the Capital Appreciation Bonds, and the Paying Agent's certificate of authentication and registration and the form of assignment to appear on each of them, shall be in substantially the form attached hereto as Exhibit B-1 and B-2, respectively, with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution.

(b) Execution. The Series 2009 Bonds shall be signed by the manual or facsimile signature of the President of the Board or, in the absence of the President, another member of the Board or the Superintendent of the District, and countersigned by the manual or facsimile signature of the Clerk of the Board or the Secretary of the Board. The Series 2009 Bonds shall be authenticated by a manual signature of a duly authorized officer of the Paying Agent (as defined in Section 11).

(c) Number. The Paying Agent shall assign each Bond authenticated and registered by it a distinctive letter, or number, or letter and number, and shall maintain a record thereof which shall be available to the District and the County for inspection.

(d) Effect of Authentication. Only such of the Series 2009 Bonds as shall bear a certificate of authentication and registration in the form as described in subsection (b), executed by the Paying Agent, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Paying Agent shall be conclusive evidence that the Series 2009 Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

Section 6. Date of Bonds: The Current Interest Bonds shall be dated the date of their delivery, or such other date as shall be set forth in the Bond Purchase Contract described in Section 15 hereof.

The Capital Appreciation Bonds shall be dated the date of their delivery, or such other date as shall be set forth in the Bond Purchase Contract.

Section 7. Aggregate Principal Amount; Maturity; Principal Amounts; Denominations: (a) Aggregate Principal Amount. The Series 2009 Bonds authorized hereby shall not exceed \$5,000,000 in aggregate principal amount or such other amount as provided in Section 23

hereof. The aggregate principal amount of the Series 2009 Bonds shall be as specified in the Bond Purchase Contract as finally executed.

(b) Maturity. The Current Interest Bonds shall mature, or shall be subject to mandatory sinking fund redemption as described in Section 10(b) hereof, on the dates and in the principal amounts as shall be set forth in the Bond Purchase Contract. No Current Interest Bond shall have principal maturing on more than one principal maturity date. No Current Interest Bond shall mature prior to August 1, 2009 and no Current Interest Bond shall mature later than the date which is 25 years, or such earlier date as determined by Bond Counsel, from the date of the Current Interest Bonds, as provided in Section 6 hereof.

The Capital Appreciation Bonds shall mature on the dates and in the principal amounts as shall be set forth in the Bond Purchase Contract. No Capital Appreciation Bond shall mature prior to August 1, 2009 and no Capital Appreciation Bond shall mature later than the date which is 25 years, or such earlier date as determined by Bond Counsel, from the date of the Capital Appreciation Bonds, to be determined, as provided in Section 6 hereof. No Capital Appreciation Bond shall have principal maturing on more than one principal maturity date.

The Current Interest Bonds may mature in the same year or years as the Capital Appreciation Bonds, without limitation. The aggregate principal amount of the Series 2009 Bonds issued as both Current Interest Bonds and as Capital Appreciation Bonds shall not exceed \$5,000,000.

(c) Denominations. The Current Interest Bonds shall be issued in denominations of \$5,000 principal amount or any integral multiple thereof.

The Capital Appreciation Bonds shall be issued in denominations of \$5,000 accreted value at maturity ("maturity value") or any integral multiple thereof, except that the first numbered Capital Appreciation Bond may be issued in a denomination such that the maturity value of such Capital Appreciation Bond shall not be in an integral multiple of \$5,000.

Section 8. Interest Rate: The Current Interest Bonds shall bear interest at an interest rate not to exceed 12.00% per annum, computed on the basis of a 360-day year of twelve 30-day months, first payable August 1, 2009, and thereafter on February 1 and August 1 in each year, or on such initial and semi-annual payment dates (each, an "interest payment date") as shall be set forth in the Bond Purchase Contract.

The Capital Appreciation Bonds shall not bear current interest; each Capital Appreciation Bond shall increase in value by the accumulation of earned interest from its initial principal (denominational) amount on the date of issuance thereof to its stated maturity value at maturity thereof at a compounded interest rate which shall not exceed 12.00% per annum, assuming in any semiannual period that the value increases in equal daily amounts on the basis of a 360-day year of twelve 30-day months. The interest on the Capital Appreciation Bonds shall be compounded commencing on August 1, 2009, and thereafter on February 1 and August 1 in each year, or such other initial and semi-annual payment dates (each, an "interest payment date") as shall be set forth in the Bond Purchase Contract.

The "accreted value" per \$5,000 maturity value of the Capital Appreciation Bonds on each interest date may be given for reference in a table of accreted values prepared by the Underwriter and to appear in the Capital Appreciation Bonds; provided, that the accreted value

determined in accordance with this Section shall prevail over any different accreted value given in said table, and the District takes no responsibility for the table of accreted values prepared by the Underwriter. Interest on the Capital Appreciation Bonds shall be payable only upon maturity or prior redemption thereof.

Section 9. Payment: (a) Payment of Principal. The principal of each Bond shall be payable in lawful money of the United States of America to the person appearing on the bond registration books of the Paying Agent (described in Section 11 hereof) as the registered owner thereof (the "Owner"), upon the surrender thereof at the principal corporate trust office of the Paying Agent, as defined in Section 11.

(b) Payment of Interest; Record Date. The interest on the Current Interest Series 2009 Bonds shall be payable in lawful money of the United States of America to the Owner thereof as of the close of business on the 15th day of the month immediately preceding an interest payment date (the "Record Date"), whether or not such day is a business day. Interest due on any interest payment date which does not fall on a business day (in San Francisco, California) shall be paid on the following business day.

Each Current Interest Bond authenticated and registered on any date prior to the close of business on the first Record Date shall bear interest from the date of said Bond. Each Current Interest Bond authenticated during the period between any Record Date and the close of business on its corresponding interest payment date shall bear interest from such interest payment date. Any other Current Interest Bond shall bear interest from the interest payment date immediately preceding the date of its authentication. If, at the time of authentication of any Current Interest Bond, interest is in default on outstanding Current Interest Bonds, such Current Interest Bond shall bear interest from the interest payment date to which interest has previously been paid or made available for payment on the outstanding Current Interest Bonds.

Interest shall be paid by check or draft mailed on such interest payment date (if a business day, or on the next business day if the interest payment date does not fall on a business day) to the Owner at such Owner's address as it appears on the registration books described in Section 11, or at such address as the Owner may have filed with the Paying Agent for that purpose. Upon the written request of the Owner of Current Interest Bonds aggregating not less than \$1,000,000 in principal amount, given prior to the close of business on the applicable Record Date for any interest payment date, interest shall be paid by federal funds wire transfer in immediately available funds at an account maintained in the United States at such wire address as such Owner shall specify in its written request. So long as Cede & Co. or its registered assigns shall be the registered Owner of the Current Interest Bonds, payment shall be made by wire transfer as provided in Section 12(d) hereof.

(c) Interest and Sinking Fund. Principal and interest due on the Series 2009 Bonds shall be paid from the interest and sinking fund of the District as provided in Section 15146 of the Education Code.

(d) Municipal Bond Insurance Policy: Amounts payable at maturity (or upon prior redemption) of any Bond may be secured by an insurance policy as shall be described in the Bond Purchase Contract. The Bond Purchase Contract may provide that no insurance policy shall be obtained.

Section 10. Redemption Provisions: (a) Optional Redemption. The Series 2009 Bonds shall be subject to redemption, at the option of the District, on the dates and terms provided in the Bond Purchase Contract. The Bond Purchase Contract may provide that the Series 2009 Bonds shall not be subject to optional redemption and may provide separate and distinct redemption provisions for the Current Interest Bonds and the Capital Appreciation Bonds.

(b) Mandatory Sinking Fund Redemption. The Current Interest Bonds, if any, which are designated in the Bond Purchase Contract as Term Bonds shall also be subject to redemption prior to their stated maturity date, without a redemption premium, in part by lot, from mandatory sinking fund payments in the amounts and in accordance with the terms to be specified in the Bond Purchase Contract. The principal amount of each mandatory sinking fund payment of any maturity shall be reduced proportionately by the amount of any Current Interest Bonds of that maturity optionally redeemed prior to the mandatory sinking fund payment date or dates of that maturity. The Bond Purchase Contract may provide that the Current Interest Bonds shall not be subject to mandatory sinking fund redemption.

The Capital Appreciation Bonds shall not be subject to mandatory sinking fund redemption.

The Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education are each hereby requested to take such necessary action to create such sinking funds or accounts for the Series 2009 Bonds as shall be necessary to accomplish the purposes of this Section.

(c) Notice of Redemption. Notice of redemption of any Bond will be given by the Paying Agent not less than 30 nor more than 60 days prior to the redemption date (i) by first class mail to the respective Owners of any Bond designated for redemption at their addresses appearing on the bond registration books; (ii) by secured mail to all organizations registered with the Securities and Exchange Commission as securities depositories; (iii) to at least two information services of national recognition which disseminate redemption information with respect to municipal securities; and (iv) as may be further required in accordance with the Continuing Disclosure Certificate described in Section 18.

Each notice of redemption shall contain all of the following information:

- (i) the date of such notice;
- (ii) the name of the Bonds and the date of issue of the Bonds;
- (iii) the redemption date;
- (iv) the redemption price;
- (v) the dates of maturity of the Bonds to be redeemed;
- (vi) (if less than all of the Bonds of any maturity are to be redeemed) the distinctive numbers of the Bonds of each maturity to be redeemed;
- (vii) (in the case of Bonds redeemed in part only) the respective portions of the principal amount of the Bonds of each maturity to be redeemed;

- (viii) the CUSIP number, if any, of each maturity of Bonds to be redeemed;
- (ix) a statement that such Bonds must be surrendered by the Owners at the principal corporate trust office of the Paying Agent in Los Angeles, California, or at such other place or places designated by the Paying Agent; and
- (x) notice that further interest on such Bonds will not accrue after the designated redemption date.

(d) Effect of Notice. A certificate of the Paying Agent or the District that notice of call and redemption has been given to Owners and to the appropriate securities depositories and information services as herein provided shall be conclusive as against all parties. The actual receipt by the Owner of any Bond or by any securities depository or information service of notice of redemption shall not be a condition precedent to redemption, and failure to receive such notice, or any defect in the notice given, shall not affect the validity of the proceedings for the redemption of such Bonds or the cessation of interest on the date fixed for redemption.

When notice of redemption has been given substantially as provided for herein, and when the redemption price of the Bonds called for redemption is set aside for the purpose as described in paragraph (f) of this Section, the Bonds designated for redemption shall become due and payable on the specified redemption date and interest shall cease to accrue thereon as of the redemption date, and upon presentation and surrender of such Bonds at the place specified in the notice of redemption, such Bonds shall be redeemed and paid at the redemption price thereof out of the money provided therefor. The Owners of such Bonds so called for redemption after such redemption date shall look for the payment of such Bonds and the redemption premium, if any, thereon only to the interest and sinking fund or the escrow fund established for such purpose. All Bonds redeemed shall be cancelled forthwith by the Paying Agent and shall not be reissued.

(e) Right to Rescind Notice. The District may rescind any optional redemption and notice thereof for any reason on any date prior to the date fixed for redemption by causing written notice of the rescission to be given to the owners of the Bonds so called for redemption. Any optional redemption and notice thereof shall be rescinded if for any reason on the date fixed for redemption moneys are not available in the interest and sinking fund or otherwise held in trust for such purpose in an amount sufficient to pay in full on said date the principal of, interest, and any premium due on the Bonds called for redemption. Notice of rescission of redemption shall be given in the same manner in which notice of redemption was originally given. The actual receipt by the owner of any Bond of notice of such rescission shall not be a condition precedent to rescission, and failure to receive such notice or any defect in such notice shall not affect the validity of the rescission.

(f) Redemption Fund. Prior to or on the redemption date of any Bonds there shall be available in the interest and sinking fund of the District, or held in trust for such purpose as provided by law, moneys for the purpose and sufficient to redeem, at the premiums payable as in this resolution provided, the Bonds designated in said notice of redemption. Such moneys so set aside in any such escrow fund shall be applied on or after the redemption date solely for payment of principal of and premium, if any, on the Bonds to be redeemed upon presentation and surrender of such Bonds, provided that all moneys in the interest and sinking fund of the District shall be used for the purposes established and permitted by law. Any interest due on or prior to the redemption

date shall be paid from the interest and sinking fund of the District, unless otherwise provided for to be paid from such escrow. If, after all of the Bonds have been redeemed and cancelled or paid and cancelled, there are moneys remaining in the interest and sinking fund of the District or otherwise held in trust for the payment of the redemption price of the Bonds, said moneys shall be held in or returned or transferred to the interest and sinking fund of the District for payment of any outstanding bonds of the District payable from said fund; provided, however, that if said moneys are part of the proceeds of bonds of the District, said moneys shall be transferred to the fund created for the payment of principal of and interest on such bonds. If no such bonds of the District are at such time outstanding, said moneys shall be transferred to the general fund of the District as provided and permitted by law.

(g) Defeasance of Bonds. If at any time the District shall pay or cause to be paid or there shall otherwise be paid to the Owners of all outstanding Bonds all of the principal, interest and premium, if any, represented by Bonds at the times and in the manner provided herein and in the Bonds, or as provided in the following paragraph, or as otherwise provided by law consistent herewith, then such Owners shall cease to be entitled to the obligation of the District as provided in Section 14 hereof, and such obligation and all agreements and covenants of the District to such Owners hereunder and under the Bonds shall thereupon be satisfied and discharged and shall terminate, except only that the District shall remain liable for payment of all principal, interest and premium, if any, represented by the Bonds, but only out of moneys on deposit in the interest and sinking fund or otherwise held in trust for such payment; and provided further, however, that the provisions of paragraph (h) hereof shall apply in all events.

For purposes of this section, the District may pay and discharge any or all of the Bonds by depositing in trust with the Paying Agent or an escrow agent at or before maturity, money or non-callable direct obligations of the United States of America or other non-callable obligations the payment of the principal of and interest on which is guaranteed by a pledge of the full faith and credit of the United States of America, in an amount which will, together with the interest to accrue thereon and available moneys then on deposit in the interest and sinking fund of the District, be fully sufficient, in the opinion of a certified public accountant, to pay and discharge the indebtedness on such Bonds (including all principal, interest and redemption premiums) at or before their respective maturity dates.

(h) Unclaimed Moneys. Any money held in any fund created pursuant to this Resolution, or by the Paying Agent in trust, for the payment of the principal of, redemption premium, if any, or interest on the Bonds and remaining unclaimed for two years after the principal of all of the Bonds has become due and payable (whether by maturity or upon prior redemption) shall be transferred to the interest and sinking fund of the District for payment of any outstanding bonds of the District payable from said fund; or, if no such bonds of the District are at such time outstanding, said moneys shall be transferred to the general fund of the District as provided and permitted by law.

(i) Selection of Bonds for Redemption. If less than all of the Bonds are called for redemption, such Bonds shall be redeemed in inverse order of maturities (or as otherwise directed by the District). Whenever less than all of the Outstanding Bonds of any one maturity are designated for redemption, the Paying Agent shall select the Outstanding Bonds of such maturity to be redeemed by lot in any manner deemed fair by the Paying Agent. For purposes of such selection, each Bond shall be deemed to consist of individual Bonds of \$5,000 denominations each, which may be separately redeemed.

Section 11. Paying Agent: (a) Appointment. U.S. Bank National Association, in Los Angeles, California, is hereby appointed the initial Paying Agent for the Series 2009 Bonds (the "Paying Agent").

(b) Principal Corporate Trust Office. Unless otherwise specifically noted, any reference herein to the "principal corporate trust office" of the Paying Agent for purposes of transfer, registration, exchange, payment, and surrender of the Bonds shall initially mean the office of the Paying Agent in Los Angeles, California; provided, however, that in any case "Paying Agent" shall refer to any successor paying agent/registrar or transfer agent for the Bonds, and "principal corporate trust office" shall include the principal corporate trust office or other office of such successor Paying Agent designated thereby for a particular purpose.

(c) Registration Books. The Paying Agent will keep or cause to be kept at its principal corporate trust office sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection by the District, and, upon presentation for such purpose, the Paying Agent shall, under such reasonable regulations as it may prescribe, register or transfer or cause to be registered or transferred on said books, Bonds as provided in Section 13 hereof.

(d) Payment of Fees and Expenses. The fees and expenses of the Paying Agent not paid from the proceeds of sale of the Series 2009 Bonds shall be paid in each year from the interest and sinking fund of the District, insofar as permitted by law, including specifically by Section 15232 of the Education Code of the State of California.

(e) Replacement or Resignation of Paying Agent. If, at any time, the County shall determine to replace the Paying Agent then acting hereunder, or if the Paying Agent shall submit its resignation, then the County Treasurer shall, in his or her sole discretion, immediately appoint a successor paying agent to act as Paying Agent hereunder; provided that, if an immediate successor cannot be found, then the replacement or resignation of the Paying Agent shall not take effect for a period of 30 days, unless the County Treasurer shall agree to act as paying agent hereunder until such successor paying agent is able to assume the duties of Paying Agent hereunder.

Section 12. Bond Depository; Discontinuation of Book-Entry System: (a) The Series 2009 Bonds shall be initially issued and registered as provided in Section 4. Registered ownership of the Series 2009 Bonds, or any portion thereof, may not thereafter be transferred except:

(i) To any successor of Cede & Co., as nominee of The Depository Trust Company, or its nominee, or to any substitute depository designated pursuant to clause (ii) of this Section (a "substitute depository"); provided, that any successor of Cede & Co., as nominee of The Depository Trust Company or substitute depository, shall be qualified under any applicable laws to provide the services proposed to be provided by it;

(ii) To any substitute depository not objected to by the District, upon (1) the resignation of The Depository Trust Company or its successor (or any substitute depository or its successor) from its functions as depository, or (2) a determination by the District to substitute another depository for The Depository Trust Company (or its successor) because The Depository Trust Company or its successor (or any substitute depository or its successor) is no longer able to carry out its functions as depository; provided, that any such

substitute depository shall be qualified under any applicable laws to provide the services proposed to be provided by it; or

(iii) To any person as provided below, upon (1) the resignation of The Depository Trust Company or its successor (or substitute depository or its successor) from its functions as depository, or (2) a determination by the District to remove The Depository Trust Company or its successor (or any substitute depository or its successor) from its functions as depository.

(b) In the case of any transfer pursuant to clause (i) or clause (ii) of subsection (a) hereof, upon receipt of the outstanding Bonds by the Paying Agent, together with a written request of the District, a new Bond for each maturity of Current Interest Bonds and each maturity of Capital Appreciation Bonds shall be executed and delivered (in the case of Current Interest Bonds, in the aggregate principal amount of the Current Interest Bonds then outstanding, and in the case of Capital Appreciation Bonds, in the aggregate maturity value of the Capital Appreciation Bonds then outstanding) and registered in the name of such successor or such substitute depository, or their nominees, as the case may be, all as specified in such written request of the District. In the case of any transfer pursuant to clause (iii) of subsection (a) hereof, upon receipt of the outstanding Bonds by the Paying Agent together with a written request of the District, new Bonds shall be executed and delivered in such denominations, numbered in the manner determined by the Paying Agent, and registered in the names of such persons, as are requested in such written request of the District, subject to all of the terms of the original Bonds described herein, and thereafter the Series 2009 Bonds shall be transferred pursuant to the provisions set forth in Section 13 hereof; provided, that the Paying Agent shall not be required to deliver such new Bonds within fewer than 60 days after the receipt of any such written request.

(c) The District, the County and the Paying Agent shall be entitled to treat the person in whose name any Series B Bond is registered as the owner thereof, notwithstanding any notice to the contrary received by the District or the Paying Agent; and the District, the County and the Paying Agent shall have no responsibility for transmitting payments to, communicating with, notifying, or otherwise dealing with, any beneficial owners of the Series 2009 Bonds. Neither the District, the County, nor the Paying Agent shall have any responsibility or obligation, legal or otherwise, to the beneficial owners or to any other party including The Depository Trust Company or its successor (or substitute depository or its successor), except as the Owner of any Bonds.

(d) So long as the outstanding Bonds are registered in the name of Cede & Co. or its registered assigns, the District and the Paying Agent shall cooperate with Cede & Co. or its registered assigns, as sole Owner, in effecting payment of the principal and interest on the Series 2009 Bonds by arranging for payment in such manner that funds for such payments are properly identified and are made immediately available on the date they are due.

Section 13. Transfer and Exchange: (a) Transfer. Following the termination or removal of the depository pursuant to Section 12 hereof, any Bond may, in accordance with its terms, be transferred upon the books required to be kept pursuant to the provisions of Section 11 hereof, by the person in whose name it is registered, in person or by the duly authorized attorney of such person, upon surrender of such Bond to the Paying Agent for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Paying Agent.

Whenever any Bond or Bonds shall be surrendered for transfer, the designated District officials shall execute and the Paying Agent shall authenticate (each as provided in Section 5), and the Paying Agent shall deliver, a new Bond or Bonds of the same series, maturity, interest payment mode and interest rate (in the case of Current Interest Bonds, for a like aggregate principal amount, and in the case of Capital Appreciation Bonds, for a like aggregate maturity value), for a like aggregate principal amount. The Paying Agent shall require the payment by the Owner requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer.

No transfer of any Bond shall be required to be made by the Paying Agent during the period from (1) the close of business on any Record Date to and including the succeeding interest payment date, or (2) the close of business on the date on which notice is given that such Bond has been selected for redemption in whole or in part, to and including the designated redemption date.

(b) Exchange. Bonds may be exchanged at the principal corporate trust office of the Paying Agent for a like aggregate principal amount of Bonds of other authorized denominations of the same series, maturity, interest payment mode and interest rate (in the case of Current Interest Bonds, for a like aggregate principal amount, and in the case of Capital Appreciation Bonds, for a like aggregate maturity value). The Paying Agent shall require the payment by the Owner requesting such exchange of any tax or other governmental charge required to be paid with respect to such exchange.

No exchange of any Bonds shall be required to be made by the Paying Agent during the period from (1) the close of business on any Record Date to and including the succeeding interest payment date, or (2) the close of business on the date on which notice is given that such Bond has been selected for redemption in whole or in part, to and including the designated redemption date.

Section 14. Request to County to Levy Tax: The Board of Supervisors and officers of the County are obligated by statute to provide for the levy and collection of property taxes in each year sufficient to pay all principal and interest coming due on the Series 2009 Bonds in such year, and to pay from such taxes all amounts due on the Series 2009 Bonds. The District hereby requests the Board of Supervisors to annually levy a tax upon all taxable property in the District sufficient to redeem the Series 2009 Bonds, and to pay the principal, redemption premium, if any, and interest thereon as and when the same become due.

Section 15. Sale of Bonds; Bond Purchase Contract: The Bond Purchase Contract for the Series 2009 Bonds, in substantially the form submitted to this Board, is hereby approved, and the Superintendent of the District, the Assistant Superintendent – Business and Administrative Services of the District, or such other officer of the District designated for the purpose (each an “Authorized District Representative”), is hereby authorized and directed on behalf of the District to execute and approve the Bond Purchase Contract providing for the sale by the District and the purchase by the Underwriter of the Series 2009 Bonds at a purchase price to be set forth therein; provided, that (i) said purchase price shall not be less than the principal amount of the Series 2009 Bonds; (ii) the true interest cost for the Series 2009 Bonds shall not be in excess of 7%, (iii) the maximum interest rate on the Current Interest Series 2009 Bonds shall not be in excess of 12.00% per annum; (iv) the effective compounded rate of interest on each Capital Appreciation Bond shall not exceed 12.00% per annum; (v) the underwriter’s discount shall not exceed 2% of the

aggregate principal amount of the Series 2009 Bonds (excluding any costs of issuance the Underwriter agrees to pay pursuant to Section 9(a) of the Bond Purchase Contract); and (vi) the Series 2009 Bonds shall otherwise conform to the limitations specified herein; and provided further, that such execution and approval shall constitute conclusive evidence of the approval by the District of any changes or revisions therein from the form of Bond Purchase Contract filed herewith. This Board hereby finds and determines that the sale of the Series 2009 Bonds at negotiated sale as contemplated herein and by the Bond Purchase Contract will better ensure that the tax rate estimated to voters at the time of the election will be maintained, provide more flexibility in the timing of the sale of the Series 2009 Bonds and result in a lower overall cost of borrowing. In addition, a negotiated transaction will allow the District to work with participants familiar with the District.

The Bond Purchase Contract shall recite the aggregate principal amount of the Series 2009 Bonds, and with respect to the Current Interest Bonds, shall recite the date thereof, the maturity dates, principal amounts and annual rates of interest of each maturity thereof, the initial and semiannual interest payment dates thereof, and the terms of optional and mandatory sinking fund redemption thereof; and with respect to the Capital Appreciation Bonds, shall recite the date thereof, the initial principal amounts, maturity dates, and maturity values of each maturity thereof, the initial and semiannual interest dates thereof, and the terms of optional and mandatory sinking fund redemption thereof.

Section 16 Official Statement. The form of proposed Preliminary Official Statement describing the Series 2009 Bonds, in substantially the form on file with the Clerk of the Board, is hereby approved and adopted as the Official Statement describing the Series 2009 Bonds, with such corrections, revisions or additions as deemed necessary or desirable by the Authorized District Representative. The Authorized District Representative is hereby authorized to certify to the Underwriter, on behalf of the District, that the preliminary form of the Official Statement was deemed final as of its date, within the meaning of Rule 15c2-12 promulgated under the Securities Exchange Act of 1934 (except for the omission of certain final pricing, rating and related information as permitted by said Rule). The Authorized District Representative is hereby authorized and directed to sign said Official Statement in its final form, including the final pricing information, and the Underwriter is hereby authorized and directed to deliver copies of such Official Statement in final form to the purchasers of the Series 2009 Bonds.

Section 17. Deposit and Investment of Proceeds: The proceeds of sale of the Series 2009 Bonds, exclusive of any premium and accrued interest received, shall be deposited in the County treasury to the credit of the building fund of the District. Any premium and accrued interest shall be deposited upon receipt in the interest and sinking fund of the District within the County treasury. The County Treasurer is hereby authorized and requested to invest the proceeds of the sale of the Series 2009 Bonds and all proceeds of taxes for payment of the Series 2009 Bonds at the County Treasurer's discretion, pursuant to law and the investment policy of the County, as follows:

- (i) in the County Treasurer's investment pool in accordance with the County Treasurer's investment policy and California Government Code Section 53601;
- (ii) in the Local Agency Investment Fund under the management of the California State Treasurer;

- (iii) in investments permitted under the County Treasurer's investment policy and the California Government Code, for specific ownership of the District; or
- (iv) in investment agreements which comply with the requirements of each rating agency then rating the Series 2009 Bonds necessary in order to maintain the then-current rating on the Series 2009 Bonds.

Investment earnings on the money in the building fund shall be deposited in the building fund. Investment earnings on the money in the interest and sinking fund shall be deposited in the interest and sinking fund.

Section 18. Tax Covenants: (a) General. The District shall not take any action, or fail to take any action, if such action or failure to take such action would adversely affect the exclusion from gross income of the interest payable on the Series 2009 Bonds under Section 103 of the Internal Revenue Code of 1986 (the "Code"). Without limiting the generality of the foregoing, the District hereby covenants that it will comply with the requirements of the tax certificate of the District with respect to the Series 2009 Bonds to be entered into by the District on the date of issuance of the Series 2009 Bonds. The provisions of this subsection (a) shall survive payment in full or defeasance of the Series 2009 Bonds.

(b) Yield Restriction. In the event that at any time the District is of the opinion that for purposes of this Section it is necessary or helpful to restrict or limit the yield on the investment of any moneys held by the County Treasurer on behalf of the District, in accordance with this Resolution or pursuant to law, the District shall so request of the County Treasurer in writing, and the District shall make its best efforts to ensure that the County Treasurer shall take such action as may be necessary in accordance with such instructions.

(c) Reliance on Opinion of Bond Counsel. Notwithstanding any provision of this Section, if the District shall provide to the County Treasurer an opinion of counsel of nationally recognized standing in the field of law relating to municipal bonds (an "Opinion of Bond Counsel") that any specified action required under this Section is no longer required or that some further or different action is required to maintain the exclusion from federal income tax of interest on the Series 2009 Bonds, the County Treasurer may conclusively rely on such Opinion of Bond Counsel in complying with the requirements of this Section and of the tax certificate of the District, and the covenants hereunder shall be deemed to be modified to that extent.

(d) Bank Qualified. The District hereby represents that the reasonably anticipated amount of qualified tax-exempt obligations which has been and will be issued by the District, or by any other entity on behalf of the District, in 2009 does not exceed \$30,000,000, and hereby designates the Series 2009 Bonds to be qualified tax-exempt obligations pursuant to Section 265(b)(3)(B) of the Code.

Section 19. Continuing Disclosure: The Authorized District Representative is hereby authorized on behalf of the District to execute a continuing disclosure certificate in substantially the form attached hereto as Exhibit A, with such changes thereto as deemed necessary in order to permit the purchaser of the Series 2009 Bonds to comply with the requirements of Securities and Exchange Commission Rule 15c2-12. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of such Continuing Disclosure Certificate as finally executed and delivered.

Section 20. Approval of Actions: The President of the Board, the Clerk of the Board, the Superintendent of the District, the Assistant Superintendent – Business and Administrative Services of the District, and any other officer of the District to whom authority is delegated by one of the named officers for the purposes of the Series 2009 Bonds, are hereby authorized and directed to execute and deliver any and all certificates and representations, including signature certificates, no-litigation certificates, certificates concerning the contents of the Official Statement, representation letters to The Depository Trust Company, the Tax Certificate, the Continuing Disclosure Certificate, and any other certificates proposed to be distributed in connection with the sale of the Series 2009 Bonds, and to enter into any agreements, including depository agreements, commitment letters and agreements with bond insurers, and any other agreements, letters, or representations, which any of them deem necessary and desirable to accomplish the transactions authorized herein.

Section 21 Notice to California Debt and Investment Advisory Commission. The Authorized District Representative is hereby authorized and directed to cause notices of the proposed sale and final sale of the Series 2009 Bonds to be filed in a timely manner with the California Debt and Investment Advisory Commission pursuant to California Government Code Section 8856.

Section 22. Filing with County: The Authorized District Representative is hereby authorized and directed to report to the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education the final terms of sale of the Series 2009 Bonds, and to file with the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education a copy of the executed Bond Purchase Contract and this Resolution, and the schedule of amortization of the principal of and payment on the Series 2009 Bonds, and to file with the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education a proposed schedule of draws on the building fund of the District, and this Resolution shall serve as the request to the Auditor-Controller of the County and the Board of Supervisors of the County to propose and adopt in each year a tax rate applicable to all taxable property of the District for payment of the Series 2009 Bonds, pursuant to law, and to the other officers of the County to levy and collect said taxes for the payment of the Series 2009 Bonds and to pay in a timely manner to the Paying Agent on behalf of the Owners of the Series 2009 Bonds the principal, interest, and premium, if any, due on the Series 2009 Bonds in each year.

Section 23. Amount of Borrowing: The Authorized District Representative is hereby authorized to determine the aggregate principal amount of the Bonds, which sum shall be no greater than the amount recited in Section 7 hereof, or such lesser amount as to which Bond Counsel with respect to the Bonds, will deliver an approving opinion regarding the exclusion from gross income for federal tax purposes of interest thereon. The aggregate principal amount of the Bonds so determined shall be specified in the Purchase Contract described in Section 15 hereof.

Section 24. Effective Date: This resolution shall take effect from and after its adoption.

PASSED AND ADOPTED this 17th day of March, 2009, by the following vote:

AYES: Members

NOES:

ABSTAIN:

ABSENT:

President of the Board of Trustees
Oak Park Unified School District

ATTEST:

Secretary of the Board of Trustees
Oak Park Unified School District

SECRETARY'S CERTIFICATE

I, Barbara Laifman, Secretary of the Board of Trustees of the Oak Park Unified School District, County of Ventura, California, do hereby certify as follows:

The attached is a full, true and correct copy of a resolution duly adopted at a regular meeting of said Board of said District duly and regularly held at the regular meeting place thereof on March 17, 2009, and entered in the minutes thereof, of which meeting all of the members of said Board of Trustees had due notice and at which a quorum thereof was present, and said resolution was adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

An agenda of said meeting was posted at least 72 hours before said meeting at 899 N. Kanan Road, Oak Park, California, a location freely accessible to members of the public, and a brief general description of said resolution appeared on said agenda. A copy of said agenda is attached hereto.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office. Said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

WITNESS my hand this ____ day of _____, 2009.

Secretary of the Board of Trustees
Oak Park Unified School District

EXHIBIT A

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the "Disclosure Certificate") is executed and delivered by the Oak Park Unified School District (the "District") in connection with the issuance of \$_____ aggregate principal amount of Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B (the "Bonds"). The Bonds are being issued pursuant to a resolution (the "Resolution") adopted by the Board of Trustees of the District on March 17, 2009. The District covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the District for the benefit of the Holders and Beneficial Owners of the Bonds and in order to assist the Participating Underwriters in complying with Securities and Exchange Commission Rule 15c2-12(b)(5).

SECTION 2. Definitions. In addition to the definitions set forth in the Resolution, which apply to any capitalized term used in this Disclosure Certificate unless otherwise defined in this Section, the following capitalized terms shall have the following meanings:

"Annual Report" shall mean any Annual Report provided by the District pursuant to, and as described in, Sections 3 and 4 of this Disclosure Certificate.

"Beneficial Owner" shall mean any person which has or shares the power, directly or indirectly, to make investment decisions concerning ownership of any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries).

"Dissemination Agent" shall mean the District, or any successor Dissemination Agent designated in writing by the District and which has filed with the District a written acceptance of such designation.

"Holder" shall mean the person in whose name any Bond shall be registered.

"Listed Events" shall mean any of the events listed in Section 5(a) of this Disclosure Certificate.

"Participating Underwriter" shall mean any of the original underwriters of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"Repository" shall mean the Municipal Securities Rulemaking Board or any other entity designated or authorized by the SEC to receive reports pursuant to the Rule.

"Rule" shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time.

SECTION 3. Provision of Annual Reports.

(a) The District shall, or shall cause the Dissemination Agent to, not later than nine months after the end of the District's fiscal year (currently ending June 30), commencing with the report for the 2008-09 Fiscal Year (which is due not later than April 1, 2010), provide to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. The Annual Report must be submitted in electronic format, accompanied by such identifying as is prescribed by the Repository, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided, that the audited financial statements of the District may be submitted separately from the balance of the Annual Report and later than the date required above for the filing of the Annual Report if they are not available by that date. If the District's fiscal year changes, it shall give notice of such change in the same manner as for a Listed Event under Section 5(c).

(b) Not later than 15 Business Days prior to said date, the District shall provide the Annual Report to the Dissemination Agent (if other than the District). If the District is unable to provide to the Repository an Annual Report by the date required in subsection (a), the District shall send a notice, in electronic format, to the Repository, such notice to be in substantially the form attached as Exhibit A.

(c) The Dissemination Agent shall:

(i) determine each year prior to the date for providing the Annual Report the name and address of the Repository; and

(ii) (if the Dissemination Agent is other than the District), file a report with the District certifying that the Annual Report has been provided pursuant to this Disclosure Certificate, stating the date it was provided.

SECTION 4. Content of Annual Reports. The District's Annual Report shall contain or include by reference the following:

- * Audited financial statements of the District for the preceding fiscal year, prepared in accordance with the laws of the State of California and including all statements and information prescribed for inclusion therein by the Controller of the State of California. If the District's audited financial statements are not available by the time the Annual Report is required to be filed pursuant to Section 3(a), the Annual Report shall contain unaudited financial statements in a format similar to the financial statements contained in the final Official Statement, and the audited financial statements shall be filed in the same manner as the Annual Report when they become available.

To the extent not included in the audited financial statement of the District, the Annual Report shall also include the following:

- * Adopted budget of the District for the current fiscal year, or a summary thereof.
- * Assessed value of taxable property in the District as shown on the most recent equalized assessment role;
- * If the County no longer includes the tax levy for payment of the Bonds in its Teeter Plan, the property tax levies, collections, and delinquencies for the District for the most recently completed fiscal year; and

- * Top ten property owners in the District for the then-current fiscal year, as measured by secured assessed valuation, the amount of their respective taxable value, and their percentage of total secured assessed value, if material.

Any or all of the items listed above may be included by specific reference to other documents, including official statements of debt issues of the District or related public entities, which have been filed with the Repository or the Securities and Exchange Commission. If the document included by reference is a final official statement, it must be available from the Repository. The District shall clearly identify each such other document so included by reference.

SECTION 5. Reporting of Significant Events.

(a) Pursuant to the provisions of this Section 5, the District shall give, or cause to be given, notice of the occurrence of any of the following events with respect to the Bonds, if material:

1. Principal and interest payment delinquencies;
2. Non-payment related defaults;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
7. Modifications to rights of Bond holders;
8. Optional, unscheduled or contingent Bond calls;
9. Defeasances;
10. Release, substitution, or sale of property securing repayment of the Bonds;
11. Rating changes.

(b) Whenever the District obtains knowledge of the occurrence of a Listed Event, the District shall as soon as possible determine if such event would be material under applicable federal securities laws.

(c) If the District determines that knowledge of the occurrence of a Listed Event would be material under applicable federal securities laws, the District shall promptly file a notice of such occurrence with the Repository. Notwithstanding the foregoing, notice of Listed Events described in subsections (a)(8) and (9) need not be given under this subsection any earlier than the notice (if any) of the underlying event is given to Holders of affected Bonds pursuant to the Resolution.

SECTION 6. Electronic Filing. Submission of Annual Reports and notices of Listed Events to the Repository or another "Central Post Office" designated and accepted by the S.E.C. shall constitute compliance with the requirement of filing such reports and notices with the Repository.

SECTION 7. Termination of Reporting Obligation. The District's obligations under this Disclosure Certificate shall terminate upon the legal defeasance, prior redemption or payment in full of all of

the Bonds. If such termination occurs prior to the final maturity of the Bonds, the District shall give notice of such termination in the same manner as for a Listed Event under Section 5(c).

SECTION 8. Dissemination Agent. The District may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Agent, with or without appointing a successor Dissemination Agent. The Dissemination Agent shall not be responsible in any manner for the content of any notice or report prepared by the District pursuant to this Disclosure Certificate. The initial Dissemination Agent shall be the District.

SECTION 9. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the District may amend this Disclosure Certificate, and any provision of this Disclosure Certificate may be waived, provided that the following conditions are satisfied:

(a) If the amendment or waiver relates to the provisions of Sections 3(a), 4, or 5(a), it may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of an obligated person with respect to the Bonds, or the type of business conducted;

(b) The undertaking, as amended or taking into account such waiver, would, in the opinion of nationally recognized bond counsel, have complied with the requirements of the Rule at the time of the original issuance of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and

(c) The amendment or waiver either (i) is approved by the Holders of the Bonds in the same manner as provided in the Resolution for amendments to the Resolution with the consent of Holders, or (ii) does not, in the opinion of nationally recognized bond counsel, materially impair the interests of the Holders or Beneficial Owners of the Bonds.

In the event of any amendment or waiver of a provision of this Disclosure Certificate, the District shall describe such amendment in the next Annual Report, and shall include, as applicable, a narrative explanation of the reason for the amendment or waiver and its impact on the type (or in the case of a change of accounting principles, on the presentation) of financial information or operating data being presented by the District. In addition, if the amendment relates to the accounting principles to be followed in preparing financial statements, (i) notice of such change shall be given in the same manner as for a Listed Event under Section 5(c), and (ii) the Annual Report for the year in which the change is made should present a comparison (in narrative form and also, if feasible, in quantitative form) between the financial statements as prepared on the basis of the new accounting principles and those prepared on the basis of the former accounting principles.

SECTION 10. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the District from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the District chooses to include any information in any Annual Report or notice of occurrence of a Listed Event in addition to that which is specifically required by this Disclosure Certificate, the District shall have no obligation under this Certificate to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 11. Default. In the event of a failure of the District to comply with any provision of this Disclosure Certificate any Holder or Beneficial Owner of the Bonds may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Disclosure Certificate; provided, that any such action may be instituted only in Superior Court of the State of California in and for the County of Ventura or in

U.S. District Court in or nearest to the County. A default under this Disclosure Certificate shall not be deemed an Event of Default under the Resolution, and the sole remedy under this Disclosure Certificate in the event of any failure of the District to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the District, the Dissemination Agent, the Participating Underwriters and Holders and Beneficial Owners from time to time of the Bonds, and shall create no rights in any other person or entity.

Date: _____.

OAK PARK UNIFIED SCHOOL DISTRICT

By _____
Authorized District Representative

CONTINUING DISCLOSURE EXHIBIT A

FORM OF NOTICE TO REPOSITORY OF FAILURE TO FILE ANNUAL REPORT

Name of District: OAK PARK UNIFIED SCHOOL DISTRICT

Name of Bond Issue: OAK PARK UNIFIED SCHOOL DISTRICT 2009 GENERAL
OBLIGATION BONDS, ELECTION OF 2006, SERIES B

Date of Issuance: _____

NOTICE IS HEREBY GIVEN that the District has not provided an Annual Report with respect to the above-named Bonds as required by Section 4 of the Continuing Disclosure Certificate of the District, dated the Date of Issuance. [The District anticipates that the Annual Report will be filed by _____.]

Dated: _____

OAK PARK UNIFIED SCHOOL DISTRICT

[to be signed only if filed]

EXHIBIT B-1**[Form of Series B Current Interest Bond]**

Number	UNITED STATES OF AMERICA STATE OF CALIFORNIA COUNTY OF VENTURA	Amount \$ _____
--------	--	--------------------

OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS, ELECTION OF 2006, SERIES B
CURRENT INTEREST BOND

Dated as of _____, 2009	Interest Rate _____%	Maturity Date _____, 1, _____	CUSIP NO. _____
----------------------------	-------------------------	----------------------------------	--------------------

Registered Owner: CEDE & CO.

Principal Sum: _____ DOLLARS

Oak Park Unified School District, County of Ventura, State of California (herein called the "District"), acknowledges itself obligated to and promises to pay to the registered owner identified above or registered assigns, but only from taxes collected by the County of Ventura (the "County") for such purpose pursuant to Section 15250 of the Education Code of the State of California, on the maturity date set forth above or upon redemption prior thereto, the principal sum specified above in lawful money of the United States of America, and to pay interest thereon in like lawful money at the interest rate per annum stated above, computed on the basis of a 360-day year of twelve 30-day months, payable on February 1 and August 1 in each year, commencing August 1, 2009, until payment of said principal sum. If this bond is authenticated and registered on any date prior to the close of business on _____ it shall bear interest from the date hereof. If authenticated during the period between any Record Date (defined as the 15th day of the month preceding an interest payment date) and the close of business on its corresponding interest payment date, it shall bear interest from such interest payment date. Otherwise, this bond shall bear interest from the interest payment date immediately preceding the date of its authentication.

The principal hereof is payable to the registered owner hereof upon the surrender hereof at the principal corporate trust office (as that term is defined in the Resolution) of the paying agent/registrar and transfer agent of the District (herein called the "Paying Agent"), initially U.S. Bank National Association. The interest hereon is payable to the person whose name appears on the bond registration books of the Paying Agent as the registered owner hereof as of the close of business on the Record Date preceding each interest payment date, whether or not such day is a business day, such interest to be paid by check mailed to such registered owner at the owner's address as it appears on such registration books, or at such other address filed with the Paying Agent for that purpose. Upon written request, given no later than the Record Date immediately preceding an interest payment date, of the owner of Bonds (hereinafter defined) aggregating at least \$1,000,000 in principal amount, interest will be paid by wire transfer to an account maintained in the United States as specified by the owner in such request. So long as Cede & Co. or its registered assigns shall be the registered owner of this bond, payment shall be made by wire transfer as provided in the Resolution hereinafter described.

This bond is one of a duly authorized issue of bonds of like tenor (except for such variations, if any, as may be required to designate varying series, numbers, denominations, interest rates, maturities and redemption provisions), amounting in the aggregate to \$_____, and designated as "Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B" (the "Bonds"). The Bonds were authorized by a vote of at least 55% of the voters voting at an election duly and legally called, held and conducted in the District on June 6, 2006. The Bonds are issued and sold by the Board of Trustees of the District, pursuant to and in strict conformity with the provisions of the Constitution and laws of said State, and of a resolution (herein called the "Resolution") adopted by said Board of Trustees on March 17, 2009, and subject to the more particular terms specified in the Bond Purchase Contract executed by the District on _____, 2009.

The Bonds are issuable as fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof, provided that no Bond shall have principal maturing on more than one principal maturity date. Subject to the limitations and conditions and upon payment of the charges, if any, as provided in the Resolution, Bonds may be exchanged for a like aggregate principal amount of Bonds of the same series, maturity, interest payment mode and interest rate of other authorized denominations.

This bond is transferable by the registered owner hereof, in person or by attorney duly authorized in writing, at said office of the Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this bond. Upon such transfer, a new Bond or Bonds of authorized denomination or denominations for the same series, maturity, interest payment mode and interest rate, and same aggregate principal amount will be issued to the transferee in exchange herefor.

The District and the Paying Agent may treat the registered owner hereof as the absolute owner hereof for all purposes, and the District and the Paying Agent shall not be affected by any notice to the contrary.

The Bonds are subject to optional and mandatory sinking fund redemption on the terms and subject to the conditions specified in the Resolution, and as shown in the attached Redemption Schedule. If this bond is called for redemption and payment is duly provided therefor, interest shall cease to accrue hereon from and after the date fixed for redemption.

The Board of Trustees of the District hereby certifies and declares that the total amount of indebtedness of the District, including the amount of this bond, is within the limit provided by law; that all acts, conditions and things required by law to be done or performed precedent to and in the issuance of this bond have been done and performed in strict conformity with the laws authorizing the issuance of this bond; and that this bond is in substantially the form prescribed by order of the Board of Trustees of the District duly made and entered on its minutes. The Bonds represent an obligation of the District payable out of the interest and sinking fund of the District, and the money for the redemption of this bond, and the payment of principal of and interest thereon, shall be raised by taxation upon the taxable property of the District.

This bond shall not be entitled to any benefit under the Resolution, or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

IN WITNESS WHEREOF the Board of Trustees of the Oak Park Unified School District, County of Ventura, State of California, has caused this bond to be signed by its President and countersigned by the Secretary of said Board, as of the date set forth above.

President of the Board of Trustees
of the Oak Park Unified School District

Countersigned:

Secretary of the Board of Trustees
of the Oak Park Unified School District

PAYING AGENT'S CERTIFICATE OF AUTHENTICATION
AND REGISTRATION

This is one of the current interest Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B described in the within-mentioned Resolution and authenticated and registered on _____.

U.S. Bank National Association, Los Angeles, California, as
Paying Agent/Registrar and Transfer Agent

By _____
Authorized Officer

DTC LEGEND

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to Issuer or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

[STATEMENT OF INSURANCE]

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____ the within-mentioned Registered Bond and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent/Registrar and Transfer Agent with full power of substitution in the premises.

I.D. Number

NOTE: The signature(s) on this Assignment must correspond with the name(s) as written on the face of the within Registered Bond in every particular, without alteration or enlargement or any change whatsoever.

Dated: _____

Signature Guarantee: _____
Notice: Signature must be guaranteed by an eligible guarantor institution.

REDEMPTION SCHEDULE

[from Bond Purchase Contract]

EXHIBIT B-2**[Form of Series B Capital Appreciation Bond]**

Number _____	UNITED STATES OF AMERICA STATE OF CALIFORNIA COUNTY OF VENTURA	Maturity Value \$_____
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**OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS, ELECTION OF 2006, SERIES B
CAPITAL APPRECIATION BOND**

Dated as of _____, 2009	Maturity Date _____, 1, ____	CUSIP NO. _____
----------------------------	---------------------------------	--------------------

Registered Owner: CEDE & CO.

Initial Principal Amount: _____ DOLLARS

Accreted Value at Maturity: _____ DOLLARS

Oak Park Unified School District, County of Ventura, State of California (herein called the "District"), acknowledges itself obligated to and promises to pay to the registered owner identified above or registered assigns, but only from taxes collected by the County of Ventura (the "County") for such purpose pursuant to Section 15250 of the Education Code of the State of California, on the maturity date set forth above or upon redemption prior thereto, the "accreted value" hereof on the maturity date specified above, consisting of the initial principal amount hereof plus interest earned thereon and accumulated from the date hereof to such date (in accordance with the Resolution hereinafter defined and as reflected in the Table of Accreted Values hereinafter set forth; provided, that any accreted value determined in accordance with the Resolution shall prevail over any accreted values given in the Table of Accreted Values), compounded on February 1 and August 1 of each year commencing on August 1, 2009, assuming in any such semiannual period that this bond shall increase in value by the accumulation of earned interest in equal daily amounts on the basis of a 360-day year of twelve 30-day months, until the obligation represented hereby shall have been discharged, as provided in the Resolution hereinafter defined, upon the surrender hereof at the principal corporate trust office (as defined in the Resolution) of the paying agent/registrar and transfer agent of the District (herein called the "Paying Agent"), initially U.S. Bank National Association. So long as Cede & Co. or its registered assigns shall be the registered owner of this bond, payment shall be made by wire transfer as provided in the Resolution hereinafter described.

This bond is one of a duly authorized issue of bonds of like tenor (except for such variations, if any, as may be required to designate varying series, numbers, denominations, interest rates, maturities and redemption provisions), amounting in the aggregate to \$_____, and designated as "Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B" (the "Bonds"). The Bonds were authorized by a vote of at least 55% of the voters voting at an election duly and legally called, held and conducted in the District on June 6, 2006. The Bonds are issued and sold by the Board of Trustees of the District, pursuant to and in strict conformity with the provisions of the Constitution and laws of said State, and of a resolution (herein called the "Resolution") adopted by said Board of Trustees on March 17, 2009, and subject to the more particular terms specified in the Bond Purchase Contract executed by the District representative on _____, 2009.

The Capital Appreciation Series 2009 Bonds are issuable as fully registered bonds without coupons in the denomination of \$5,000 accreted value at maturity (the "maturity value") or any integral multiple thereof, except that the first numbered capital appreciation Bond may be issued in a denomination such that the maturity value of such Bond shall not be in an integral multiple of \$5,000, and provided that no capital appreciation Bond shall have principal maturing on more than one principal maturity date. Subject to the limitations and conditions and upon payment of the charges, if any, as provided in the Resolution, Bonds may be exchanged for a like aggregate maturity value of Bonds of the same series, interest payment mode, and maturity of other authorized denominations.

This bond is transferable by the registered owner hereof, in person or by attorney duly authorized in writing, at said office of the Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this bond. Upon such transfer, a new Bond or Bonds of authorized denomination or denominations for the same series, maturity, interest payment mode and interest rate, and same aggregate principal amount will be issued to the transferee in exchange herefor.

The District and the Paying Agent may treat the registered owner hereof as the absolute owner hereof for all purposes, and the District and the Paying Agent shall not be affected by any notice to the contrary.

The Capital Appreciation Series 2009 Bonds are not subject to redemption prior to maturity.

The Table of Accreted Values attached hereto has been prepared and furnished by the original purchaser of the Capital Appreciation Series 2009 Bonds, and the County and the District take no responsibility for any inaccuracy therein.

The Board of Trustees of the District hereby certifies and declares that the total amount of indebtedness of the District, including the amount of this bond, is within the limit provided by law; that all acts, conditions and things required by law to be done or performed precedent to and in the issuance of this bond have been done and performed in strict conformity with the laws authorizing the issuance of this bond; and that this bond is in substantially the form prescribed by order of the Board of Trustees of the District duly made and entered on its minutes. The Bonds represent an obligation of the District payable out of the interest and sinking fund of the District, and the money for the redemption of this bond, and the payment of principal of and interest thereon, shall be raised by taxation upon the taxable property of the District.

This bond shall not be entitled to any benefit under the Resolution, or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

IN WITNESS WHEREOF the Board of Trustees of the Oak Park Unified School District, County of Ventura, State of California, has caused this bond to be signed by its President and countersigned by the Secretary of said Board, as of the date set forth above.

President of the Board of Trustees
of the Oak Park Unified School District

Countersigned:

Secretary of the Board of Trustees
of the Oak Park Unified School District

PAYING AGENT'S CERTIFICATE OF AUTHENTICATION
AND REGISTRATION

This is one of the capital appreciation Oak Park Unified School District 2009 General Obligation Bonds, Election of 2006, Series B described in the within-mentioned Resolution and authenticated and registered on _____.

U.S. Bank National Association, Los Angeles, California, as
Paying Agent/Registrar and Transfer Agent

By _____
Authorized Officer

DTC LEGEND

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to Issuer or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

[STATEMENT OF INSURANCE]

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____ the within-mentioned Registered Bond and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent/Registrar and Transfer Agent with full power of substitution in the premises.

I.D. Number

NOTE: The signature(s) on this Assignment must correspond with the name(s) as written on the face of the within Registered Bond in every particular, without alteration or enlargement or any change whatsoever.

Dated: _____

Signature Guarantee: _____
Notice: Signature must be guaranteed by an eligible guarantor institution.

[TABLE OF ACCRETED VALUES]

EXHIBIT C**ESTIMATE OF COSTS OF ISSUANCE****\$5,000,000*****OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS
ELECTION OF 2006, SERIES B**

Bond and Disclosure Counsel (Orrick, Herrington & Sutcliffe LLP)	\$39,250
Credit Rating Agency (Moody's)	6,000
Paying Agent (U.S. Bank National Association)	1,200
Financial Advisor (Dale Scott & Company)	50,000
Printer	3,500
Contingency	2,500
Underwriter's Discount (Piper Jaffray & Co.)	62,500
Underwriter's Counsel	5,000
Insurance (TBD)	55,000
Total	\$224,950
 Par Amount	 \$5,000,000

* Approximate; subject to adjustment.

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.g. APPROVE RESOLUTION #09-11, AUTHORIZING THE ISSUANCE OF MEASURE R GENERAL OBLIGATION BONDS

ACTION

ISSUE: Shall the Board approve Resolution #09-11, and related documents, authorizing the issuance and sale of Series A Measure R General Obligation bonds?

BACKGROUND: In November 2008, the voters of Oak Park approved the Measure R General Obligation bond, for the purpose of repairing and maintaining district facilities. At its meeting in December 2007, the Board approved the list of eligible projects in a report prepared by Property Condition Assessments, Inc. At this evening's meeting the Board is asked to approve Resolution No.09-11, authorizing the first issuance and sale of Measure R bonds. The resolution, provided to the Board under separate cover, includes the authorization for sale, the forms of the proposed bonds, preliminary official statement, and purchase contract. Assuming the Board's approval of the resolution, it is expected that the bonds will be sold in mid-April 2009, with proceeds being received by the District at the end of April.

ALTERNATIVES:

1. Approve Resolution #09-11, and related documents, authorizing the issuance and sale of Measure R General Obligation bonds.
2. Do not approve Resolution #09-11

RECOMMENDATION: Alternative No. 1

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted,

Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

MEASURE R BONDS
BOARD OF TRUSTEES OF THE
OAK PARK UNIFIED SCHOOL DISTRICT
COUNTY OF VENTURA, STATE OF CALIFORNIA

Res. No. 09-11

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF BONDS OF THE OAK PARK UNIFIED SCHOOL DISTRICT IN AN AMOUNT NOT TO EXCEED \$10,000,000, BY NEGOTIATED SALE PURSUANT TO A BOND PURCHASE CONTRACT; PRESCRIBING THE TERMS OF SAID BONDS; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF SAID BOND PURCHASE CONTRACT; APPROVING THE FORM OF AND AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT FOR SAID BONDS; AND AUTHORIZING THE EXECUTION OF NECESSARY CERTIFICATES RELATING TO SAID BONDS AND THE TAKING OF NECESSARY ACTION IN CONNECTION THEREWITH

WHEREAS, this Board of Trustees of Oak Park Unified School District (the "District"), located in the County of Ventura, California (the "County"), duly called and an election was regularly held in the District on November 4, 2008, at which a bond proposition summarized as follows was submitted to the electors of the District:

"To support high quality education in Oak Park schools by repairing, renovating and improving aging facilities; repairing water damage and failing roofs; removing hazardous materials; making schools earthquake safe; replacing outdated fire and security systems; and improving classrooms to modern safety and instructional standards; shall Oak Park Unified School District issue \$29,445,000 in bonds at lawful interest rates, with mandatory annual audits and independent citizens' oversight of all expenditures, and no bond funds for administrators?"

and

WHEREAS, passage of said proposition required a 55% affirmative vote of the votes cast thereon, and at least 55% of the votes cast on said proposition were in favor of issuing said bonds; and

WHEREAS, this Board deems it necessary and desirable to authorize and consummate the sale of a portion of said bonds in a single series designated the "Oak Park Unified School District 2009 General Obligation Bonds Election of 2008, Series A" in an aggregate principal amount not exceeding \$10,000,000, according to the terms and in the manner hereinafter set forth;

WHEREAS, the Ventura County Office of Education has jurisdiction over the District; and

WHEREAS, the Board of Supervisors of the County has adopted the procedures authorized by Section 15140(b) of the Education Code of the State of California, and has directed

that any school district in the County that has not received a qualified or negative certification in its most recent interim report shall issue and sell its own bonds; and

WHEREAS, the District received a positive certification in its most recent interim report, the first interim report for Fiscal Year 2008-09; and

WHEREAS, this Board further deems it necessary and desirable to authorize the sale of said bonds by a negotiated sale to Piper Jaffray & Co. (the "Underwriter") pursuant to a Bond Purchase Contract (the "Bond Purchase Contract"), and pursuant to Education Code Section 15146, has found and determined the following reasons therefor: (1) better ensure that the tax rate estimated to voters at the time of the election will be maintained, (2) provide more flexibility in the timing of the sale of the bonds, (3) result in a lower overall cost of borrowing; (4) provide more flexibility in the debt structure; (5) allow the District to work with participants familiar with the District; and (6) increase the opportunity to pre-market the Bonds for sale to local residents and other investors; and

WHEREAS, in accordance with Education Code Section 15146, estimates of the costs associated with the issuance of said Bonds are attached hereto as Exhibit C; and

WHEREAS, there have been submitted and are on file with the Clerk of the Board proposed forms of a Bond Purchase Contract and an Official Statement, all with respect to not to exceed \$10,000,000 aggregate principal amount of Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A, proposed to be sold; and

WHEREAS, the District has appointed Orrick, Herrington & Sutcliffe LLP as Bond Counsel ("Bond Counsel") to the District with respect to said bonds;

WHEREAS, the District desires that the Auditor-Controller of the County (the "Auditor-Controller") annually establish tax rates on taxable property within the District for repayment of said bonds, pursuant to Sections 29100-29103 of the Government Code of the State of California, and that the Board of Supervisors of the County annually approve the levy of such tax, and that the Treasurer-Tax Collector of the County (the "County Treasurer") annually collect such tax and apply the proceeds thereof to the payment of principal of and interest on the Bonds when due, all pursuant to Sections 15250 and 15251 of the Education Code of the State of California;

NOW, THEREFORE, THE BOARD OF TRUSTEES OF OAK PARK UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER, AS FOLLOWS:

Section 1. Recitals: All of the above recitals are true and correct.

Section 2. Authority for Issuance: The bonds described herein are being issued pursuant to the authority of Chapters 1 and 1.5, of Part 10 of Division 1 of Title 1 of the Education Code, and other applicable provisions of law.

Section 3. Designation of Bonds: The bonds authorized to be issued hereby shall be known as the "Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A" (herein called the "Series 2009 Bonds" or the "Bonds"). The Series 2009 Bonds shall be issued as Current Interest Bonds and Capital Appreciation Bonds.

Section 4. Registered Form; Book-Entry: The Depository Trust Company is hereby appointed depository for the Series 2009 Bonds. The Bonds shall be issued in fully registered form without coupons. The Series 2009 Bonds shall be issued in book-entry form only, and shall be initially registered in the name of "Cede & Co.," as nominee of The Depository Trust Company, New York, New York, and registered ownership of the Series 2009 Bonds may not thereafter be transferred except as provided in Section 12 hereof. One bond certificate shall be issued for each maturity of the Current Interest Bonds, and one bond certificate shall be issued for each maturity of the Capital Appreciation Bonds; provided that if different CUSIP numbers are assigned to Bonds maturing in a single year, additional Bond certificates shall be prepared for each such maturity.

Section 5. Form of Bonds; Execution: (a) Form. The Series 2009 Bonds shall be issued in fully registered form without coupons. The Current Interest Bonds, the Capital Appreciation Bonds, and the Paying Agent's certificate of authentication and registration and the form of assignment to appear on each of them, shall be in substantially the form attached hereto as Exhibit B-1 and B-2, respectively, with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution.

(b) Execution. The Series 2009 Bonds shall be signed by the manual or facsimile signature of the President of the Board or, in the absence of the President, another member of the Board or the Superintendent of the District, and countersigned by the manual or facsimile signature of the Clerk of the Board or the Secretary of the Board. The Series 2009 Bonds shall be authenticated by a manual signature of a duly authorized officer of the Paying Agent (as defined in Section 11).

(c) Number. The Paying Agent shall assign each Bond authenticated and registered by it a distinctive letter, or number, or letter and number, and shall maintain a record thereof which shall be available to the District and the County for inspection.

(d) Effect of Authentication. Only such of the Series 2009 Bonds as shall bear a certificate of authentication and registration in the form as described in subsection (b), executed by the Paying Agent, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the Paying Agent shall be conclusive evidence that the Series 2009 Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

Section 6. Date of Bonds: The Current Interest Bonds shall be dated the date of their delivery, or such other date as shall be set forth in the Bond Purchase Contract described in Section 15 hereof.

The Capital Appreciation Bonds shall be dated the date of their delivery, or such other date as shall be set forth in the Bond Purchase Contract.

Section 7. Aggregate Principal Amount; Maturity; Principal Amounts; Denominations: (a) Aggregate Principal Amount. The Series 2009 Bonds authorized hereby shall not exceed \$10,000,000 in aggregate principal amount or such other amount as provided in Section 23 hereof. The aggregate principal amount of the Series 2009 Bonds shall be as specified in the Bond Purchase Contract as finally executed.

(b) Maturity. The Current Interest Bonds shall mature, or shall be subject to mandatory sinking fund redemption as described in Section 10(b) hereof, on the dates and in the principal amounts as shall be set forth in the Bond Purchase Contract. No Current Interest Bond shall have principal maturing on more than one principal maturity date. No Current Interest Bond shall mature prior to August 1, 2009 and no Current Interest Bond shall mature later than the date which is 25 years, or such earlier date as determined by Bond Counsel, from the date of the Current Interest Bonds, as provided in Section 6 hereof.

The Capital Appreciation Bonds shall mature on the dates and in the principal amounts as shall be set forth in the Bond Purchase Contract. No Capital Appreciation Bond shall mature prior to August 1, 2009 and no Capital Appreciation Bond shall mature later than the date which is 25 years, or such earlier date as determined by Bond Counsel, from the date of the Capital Appreciation Bonds, to be determined, as provided in Section 6 hereof. No Capital Appreciation Bond shall have principal maturing on more than one principal maturity date.

The Current Interest Bonds may mature in the same year or years as the Capital Appreciation Bonds, without limitation. The aggregate principal amount of the Series 2009 Bonds issued as both Current Interest Bonds and as Capital Appreciation Bonds shall not exceed \$10,000,000.

(c) Denominations. The Current Interest Bonds shall be issued in denominations of \$5,000 principal amount or any integral multiple thereof.

The Capital Appreciation Bonds shall be issued in denominations of \$5,000 accreted value at maturity ("maturity value") or any integral multiple thereof, except that the first numbered Capital Appreciation Bond may be issued in a denomination such that the maturity value of such Capital Appreciation Bond shall not be in an integral multiple of \$5,000.

Section 8. Interest Rate: The Current Interest Bonds shall bear interest at an interest rate not to exceed 12.00% per annum, computed on the basis of a 360-day year of twelve 30-day months, first payable August 1, 2009, and thereafter on February 1 and August 1 in each year, or on such initial and semi-annual payment dates (each, an "interest payment date") as shall be set forth in the Bond Purchase Contract.

The Capital Appreciation Bonds shall not bear current interest; each Capital Appreciation Bond shall increase in value by the accumulation of earned interest from its initial principal (denominational) amount on the date of issuance thereof to its stated maturity value at maturity thereof at a compounded interest rate which shall not exceed 12.00% per annum, assuming in any semiannual period that the value increases in equal daily amounts on the basis of a 360-day year of twelve 30-day months. The interest on the Capital Appreciation Bonds shall be compounded commencing on August 1, 2009, and thereafter on February 1 and August 1 in each year, or such other initial and semi-annual payment dates (each, an "interest payment date") as shall be set forth in the Bond Purchase Contract.

The "accreted value" per \$5,000 maturity value of the Capital Appreciation Bonds on each interest date may be given for reference in a table of accreted values prepared by the Underwriter and to appear in the Capital Appreciation Bonds; provided, that the accreted value determined in accordance with this Section shall prevail over any different accreted value given in said table, and the District takes no responsibility for the table of accreted values prepared by the

Underwriter. Interest on the Capital Appreciation Bonds shall be payable only upon maturity or prior redemption thereof.

Section 9. Payment: (a) Payment of Principal. The principal of each Bond shall be payable in lawful money of the United States of America to the person appearing on the bond registration books of the Paying Agent (described in Section 11 hereof) as the registered owner thereof (the "Owner"), upon the surrender thereof at the principal corporate trust office of the Paying Agent, as defined in Section 11.

(b) Payment of Interest; Record Date. The interest on the Current Interest Series 2009 Bonds shall be payable in lawful money of the United States of America to the Owner thereof as of the close of business on the 15th day of the month immediately preceding an interest payment date (the "Record Date"), whether or not such day is a business day. Interest due on any interest payment date which does not fall on a business day (in San Francisco, California) shall be paid on the following business day.

Each Current Interest Bond authenticated and registered on any date prior to the close of business on the first Record Date shall bear interest from the date of said Bond. Each Current Interest Bond authenticated during the period between any Record Date and the close of business on its corresponding interest payment date shall bear interest from such interest payment date. Any other Current Interest Bond shall bear interest from the interest payment date immediately preceding the date of its authentication. If, at the time of authentication of any Current Interest Bond, interest is in default on outstanding Current Interest Bonds, such Current Interest Bond shall bear interest from the interest payment date to which interest has previously been paid or made available for payment on the outstanding Current Interest Bonds.

Interest shall be paid by check or draft mailed on such interest payment date (if a business day, or on the next business day if the interest payment date does not fall on a business day) to the Owner at such Owner's address as it appears on the registration books described in Section 11, or at such address as the Owner may have filed with the Paying Agent for that purpose. Upon the written request of the Owner of Current Interest Bonds aggregating not less than \$1,000,000 in principal amount, given prior to the close of business on the applicable Record Date for any interest payment date, interest shall be paid by federal funds wire transfer in immediately available funds at an account maintained in the United States at such wire address as such Owner shall specify in its written request. So long as Cede & Co. or its registered assigns shall be the registered Owner of the Current Interest Bonds, payment shall be made by wire transfer as provided in Section 12(d) hereof.

(c) Interest and Sinking Fund. Principal and interest due on the Series 2009 Bonds shall be paid from the interest and sinking fund of the District as provided in Section 15146 of the Education Code.

(d) Municipal Bond Insurance Policy: Amounts payable at maturity (or upon prior redemption) of any Bond may be secured by an insurance policy as shall be described in the Bond Purchase Contract. The Bond Purchase Contract may provide that no insurance policy shall be obtained.

Section 10. Redemption Provisions: (a) Optional Redemption. The Series 2009 Bonds shall be subject to redemption, at the option of the District, on the dates and terms provided

in the Bond Purchase Contract. The Bond Purchase Contract may provide that the Series 2009 Bonds shall not be subject to optional redemption and may provide separate and distinct redemption provisions for the Current Interest Bonds and the Capital Appreciation Bonds.

(b) Mandatory Sinking Fund Redemption. The Current Interest Bonds, if any, which are designated in the Bond Purchase Contract as Term Bonds shall also be subject to redemption prior to their stated maturity date, without a redemption premium, in part by lot, from mandatory sinking fund payments in the amounts and in accordance with the terms to be specified in the Bond Purchase Contract. The principal amount of each mandatory sinking fund payment of any maturity shall be reduced proportionately by the amount of any Current Interest Bonds of that maturity optionally redeemed prior to the mandatory sinking fund payment date or dates of that maturity. The Bond Purchase Contract may provide that the Current Interest Bonds shall not be subject to mandatory sinking fund redemption.

The Capital Appreciation Bonds shall not be subject to mandatory sinking fund redemption.

The Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education are each hereby requested to take such necessary action to create such sinking funds or accounts for the Series 2009 Bonds as shall be necessary to accomplish the purposes of this Section.

(c) Notice of Redemption. Notice of redemption of any Bond will be given by the Paying Agent not less than 30 nor more than 60 days prior to the redemption date (i) by first class mail to the respective Owners of any Bond designated for redemption at their addresses appearing on the bond registration books; (ii) by secured mail to all organizations registered with the Securities and Exchange Commission as securities depositories; (iii) to at least two information services of national recognition which disseminate redemption information with respect to municipal securities; and (iv) as may be further required in accordance with the Continuing Disclosure Certificate described in Section 18.

Each notice of redemption shall contain all of the following information:

- (i) the date of such notice;
- (ii) the name of the Bonds and the date of issue of the Bonds;
- (iii) the redemption date;
- (iv) the redemption price;
- (v) the dates of maturity of the Bonds to be redeemed;
- (vi) (if less than all of the Bonds of any maturity are to be redeemed) the distinctive numbers of the Bonds of each maturity to be redeemed;
- (vii) (in the case of Bonds redeemed in part only) the respective portions of the principal amount of the Bonds of each maturity to be redeemed;
- (viii) the CUSIP number, if any, of each maturity of Bonds to be redeemed;

- (ix) a statement that such Bonds must be surrendered by the Owners at the principal corporate trust office of the Paying Agent in Los Angeles, California, or at such other place or places designated by the Paying Agent; and
- (x) notice that further interest on such Bonds will not accrue after the designated redemption date.

(d) Effect of Notice. A certificate of the Paying Agent or the District that notice of call and redemption has been given to Owners and to the appropriate securities depositories and information services as herein provided shall be conclusive as against all parties. The actual receipt by the Owner of any Bond or by any securities depository or information service of notice of redemption shall not be a condition precedent to redemption, and failure to receive such notice, or any defect in the notice given, shall not affect the validity of the proceedings for the redemption of such Bonds or the cessation of interest on the date fixed for redemption.

When notice of redemption has been given substantially as provided for herein, and when the redemption price of the Bonds called for redemption is set aside for the purpose as described in paragraph (f) of this Section, the Bonds designated for redemption shall become due and payable on the specified redemption date and interest shall cease to accrue thereon as of the redemption date, and upon presentation and surrender of such Bonds at the place specified in the notice of redemption, such Bonds shall be redeemed and paid at the redemption price thereof out of the money provided therefor. The Owners of such Bonds so called for redemption after such redemption date shall look for the payment of such Bonds and the redemption premium, if any, thereon only to the interest and sinking fund or the escrow fund established for such purpose. All Bonds redeemed shall be cancelled forthwith by the Paying Agent and shall not be reissued.

(e) Right to Rescind Notice. The District may rescind any optional redemption and notice thereof for any reason on any date prior to the date fixed for redemption by causing written notice of the rescission to be given to the owners of the Bonds so called for redemption. Any optional redemption and notice thereof shall be rescinded if for any reason on the date fixed for redemption moneys are not available in the interest and sinking fund or otherwise held in trust for such purpose in an amount sufficient to pay in full on said date the principal of, interest, and any premium due on the Bonds called for redemption. Notice of rescission of redemption shall be given in the same manner in which notice of redemption was originally given. The actual receipt by the owner of any Bond of notice of such rescission shall not be a condition precedent to rescission, and failure to receive such notice or any defect in such notice shall not affect the validity of the rescission.

(f) Redemption Fund. Prior to or on the redemption date of any Bonds there shall be available in the interest and sinking fund of the District, or held in trust for such purpose as provided by law, moneys for the purpose and sufficient to redeem, at the premiums payable as in this resolution provided, the Bonds designated in said notice of redemption. Such moneys so set aside in any such escrow fund shall be applied on or after the redemption date solely for payment of principal of and premium, if any, on the Bonds to be redeemed upon presentation and surrender of such Bonds, provided that all moneys in the interest and sinking fund of the District shall be used for the purposes established and permitted by law. Any interest due on or prior to the redemption date shall be paid from the interest and sinking fund of the District, unless otherwise provided for to be paid from such escrow. If, after all of the Bonds have been redeemed and cancelled or paid and

cancelled, there are moneys remaining in the interest and sinking fund of the District or otherwise held in trust for the payment of the redemption price of the Bonds, said moneys shall be held in or returned or transferred to the interest and sinking fund of the District for payment of any outstanding bonds of the District payable from said fund; provided, however, that if said moneys are part of the proceeds of bonds of the District, said moneys shall be transferred to the fund created for the payment of principal of and interest on such bonds. If no such bonds of the District are at such time outstanding, said moneys shall be transferred to the general fund of the District as provided and permitted by law.

(g) Defeasance of Bonds. If at any time the District shall pay or cause to be paid or there shall otherwise be paid to the Owners of all outstanding Bonds all of the principal, interest and premium, if any, represented by Bonds at the times and in the manner provided herein and in the Bonds, or as provided in the following paragraph, or as otherwise provided by law consistent herewith, then such Owners shall cease to be entitled to the obligation of the District as provided in Section 14 hereof, and such obligation and all agreements and covenants of the District to such Owners hereunder and under the Bonds shall thereupon be satisfied and discharged and shall terminate, except only that the District shall remain liable for payment of all principal, interest and premium, if any, represented by the Bonds, but only out of moneys on deposit in the interest and sinking fund or otherwise held in trust for such payment; and provided further, however, that the provisions of paragraph (h) hereof shall apply in all events.

For purposes of this section, the District may pay and discharge any or all of the Bonds by depositing in trust with the Paying Agent or an escrow agent at or before maturity, money or non-callable direct obligations of the United States of America or other non-callable obligations the payment of the principal of and interest on which is guaranteed by a pledge of the full faith and credit of the United States of America, in an amount which will, together with the interest to accrue thereon and available moneys then on deposit in the interest and sinking fund of the District, be fully sufficient, in the opinion of a certified public accountant, to pay and discharge the indebtedness on such Bonds (including all principal, interest and redemption premiums) at or before their respective maturity dates.

(h) Unclaimed Moneys. Any money held in any fund created pursuant to this Resolution, or by the Paying Agent in trust, for the payment of the principal of, redemption premium, if any, or interest on the Bonds and remaining unclaimed for two years after the principal of all of the Bonds has become due and payable (whether by maturity or upon prior redemption) shall be transferred to the interest and sinking fund of the District for payment of any outstanding bonds of the District payable from said fund; or, if no such bonds of the District are at such time outstanding, said moneys shall be transferred to the general fund of the District as provided and permitted by law.

(i) Selection of Bonds for Redemption. If less than all of the Bonds are called for redemption, such Bonds shall be redeemed in inverse order of maturities (or as otherwise directed by the District). Whenever less than all of the Outstanding Bonds of any one maturity are designated for redemption, the Paying Agent shall select the Outstanding Bonds of such maturity to be redeemed by lot in any manner deemed fair by the Paying Agent. For purposes of such selection, each Bond shall be deemed to consist of individual Bonds of \$5,000 denominations each, which may be separately redeemed.

Section 11. Paying Agent: (a) Appointment. U.S. Bank National Association, in Los Angeles, California, is hereby appointed the initial Paying Agent for the Series 2009 Bonds (the "Paying Agent").

(b) Principal Corporate Trust Office. Unless otherwise specifically noted, any reference herein to the "principal corporate trust office" of the Paying Agent for purposes of transfer, registration, exchange, payment, and surrender of the Bonds shall initially mean the office of the Paying Agent in Los Angeles, California; provided, however, that in any case "Paying Agent" shall refer to any successor paying agent/registrar or transfer agent for the Bonds, and "principal corporate trust office" shall include the principal corporate trust office or other office of such successor Paying Agent designated thereby for a particular purpose.

(c) Registration Books. The Paying Agent will keep or cause to be kept at its principal corporate trust office sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection by the District, and, upon presentation for such purpose, the Paying Agent shall, under such reasonable regulations as it may prescribe, register or transfer or cause to be registered or transferred on said books, Bonds as provided in Section 13 hereof.

(d) Payment of Fees and Expenses. The fees and expenses of the Paying Agent not paid from the proceeds of sale of the Series 2009 Bonds shall be paid in each year from the interest and sinking fund of the District, insofar as permitted by law, including specifically by Section 15232 of the Education Code of the State of California.

(e) Replacement or Resignation of Paying Agent. If, at any time, the County shall determine to replace the Paying Agent then acting hereunder, or if the Paying Agent shall submit its resignation, then the County Treasurer shall, in his or her sole discretion, immediately appoint a successor paying agent to act as Paying Agent hereunder; provided that, if an immediate successor cannot be found, then the replacement or resignation of the Paying Agent shall not take effect for a period of 30 days, unless the County Treasurer shall agree to act as paying agent hereunder until such successor paying agent is able to assume the duties of Paying Agent hereunder.

Section 12. Bond Depository; Discontinuation of Book-Entry System: (a) The Series 2009 Bonds shall be initially issued and registered as provided in Section 4. Registered ownership of the Series 2009 Bonds, or any portion thereof, may not thereafter be transferred except:

(i) To any successor of Cede & Co., as nominee of The Depository Trust Company, or its nominee, or to any substitute depository designated pursuant to clause (ii) of this Section (a "substitute depository"); provided, that any successor of Cede & Co., as nominee of The Depository Trust Company or substitute depository, shall be qualified under any applicable laws to provide the services proposed to be provided by it;

(ii) To any substitute depository not objected to by the District, upon (1) the resignation of The Depository Trust Company or its successor (or any substitute depository or its successor) from its functions as depository, or (2) a determination by the District to substitute another depository for The Depository Trust Company (or its successor) because The Depository Trust Company or its successor (or any substitute depository or its successor) is no longer able to carry out its functions as depository; provided, that any such

substitute depository shall be qualified under any applicable laws to provide the services proposed to be provided by it; or

(iii) To any person as provided below, upon (1) the resignation of The Depository Trust Company or its successor (or substitute depository or its successor) from its functions as depository, or (2) a determination by the District to remove The Depository Trust Company or its successor (or any substitute depository or its successor) from its functions as depository.

(b) In the case of any transfer pursuant to clause (i) or clause (ii) of subsection (a) hereof, upon receipt of the outstanding Bonds by the Paying Agent, together with a written request of the District, a new Bond for each maturity of Current Interest Bonds and each maturity of Capital Appreciation Bonds shall be executed and delivered (in the case of Current Interest Bonds, in the aggregate principal amount of the Current Interest Bonds then outstanding, and in the case of Capital Appreciation Bonds, in the aggregate maturity value of the Capital Appreciation Bonds then outstanding) and registered in the name of such successor or such substitute depository, or their nominees, as the case may be, all as specified in such written request of the District. In the case of any transfer pursuant to clause (iii) of subsection (a) hereof, upon receipt of the outstanding Bonds by the Paying Agent together with a written request of the District, new Bonds shall be executed and delivered in such denominations, numbered in the manner determined by the Paying Agent, and registered in the names of such persons, as are requested in such written request of the District, subject to all of the terms of the original Bonds described herein, and thereafter the Series 2009 Bonds shall be transferred pursuant to the provisions set forth in Section 13 hereof; provided, that the Paying Agent shall not be required to deliver such new Bonds within fewer than 60 days after the receipt of any such written request.

(c) The District, the County and the Paying Agent shall be entitled to treat the person in whose name any Series A Bond is registered as the owner thereof, notwithstanding any notice to the contrary received by the District or the Paying Agent; and the District, the County and the Paying Agent shall have no responsibility for transmitting payments to, communicating with, notifying, or otherwise dealing with, any beneficial owners of the Series 2009 Bonds. Neither the District, the County, nor the Paying Agent shall have any responsibility or obligation, legal or otherwise, to the beneficial owners or to any other party including The Depository Trust Company or its successor (or substitute depository or its successor), except as the Owner of any Bonds.

(d) So long as the outstanding Bonds are registered in the name of Cede & Co. or its registered assigns, the District and the Paying Agent shall cooperate with Cede & Co. or its registered assigns, as sole Owner, in effecting payment of the principal and interest on the Series 2009 Bonds by arranging for payment in such manner that funds for such payments are properly identified and are made immediately available on the date they are due.

Section 13. Transfer and Exchange: (a) Transfer. Following the termination or removal of the depository pursuant to Section 12 hereof, any Bond may, in accordance with its terms, be transferred upon the books required to be kept pursuant to the provisions of Section 11 hereof, by the person in whose name it is registered, in person or by the duly authorized attorney of such person, upon surrender of such Bond to the Paying Agent for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Paying Agent.

Whenever any Bond or Bonds shall be surrendered for transfer, the designated District officials shall execute and the Paying Agent shall authenticate (each as provided in Section 5), and the Paying Agent shall deliver, a new Bond or Bonds of the same series, maturity, interest payment mode and interest rate (in the case of Current Interest Bonds, for a like aggregate principal amount, and in the case of Capital Appreciation Bonds, for a like aggregate maturity value), for a like aggregate principal amount. The Paying Agent shall require the payment by the Owner requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer.

No transfer of any Bond shall be required to be made by the Paying Agent during the period from (1) the close of business on any Record Date to and including the succeeding interest payment date, or (2) the close of business on the date on which notice is given that such Bond has been selected for redemption in whole or in part, to and including the designated redemption date.

(b) Exchange. Bonds may be exchanged at the principal corporate trust office of the Paying Agent for a like aggregate principal amount of Bonds of other authorized denominations of the same series, maturity, interest payment mode and interest rate (in the case of Current Interest Bonds, for a like aggregate principal amount, and in the case of Capital Appreciation Bonds, for a like aggregate maturity value). The Paying Agent shall require the payment by the Owner requesting such exchange of any tax or other governmental charge required to be paid with respect to such exchange.

No exchange of any Bonds shall be required to be made by the Paying Agent during the period from (1) the close of business on any Record Date to and including the succeeding interest payment date, or (2) the close of business on the date on which notice is given that such Bond has been selected for redemption in whole or in part, to and including the designated redemption date.

Section 14. Request to County to Levy Tax: The Board of Supervisors and officers of the County are obligated by statute to provide for the levy and collection of property taxes in each year sufficient to pay all principal and interest coming due on the Series 2009 Bonds in such year, and to pay from such taxes all amounts due on the Series 2009 Bonds. The District hereby requests the Board of Supervisors to annually levy a tax upon all taxable property in the District sufficient to redeem the Series 2009 Bonds, and to pay the principal, redemption premium, if any, and interest thereon as and when the same become due.

Section 15. Sale of Bonds; Bond Purchase Contract: The Bond Purchase Contract for the Series 2009 Bonds, in substantially the form submitted to this Board, is hereby approved, and the Superintendent of the District, the Assistant Superintendent – Business and Administrative Services of the District, or such other officer of the District designated for the purpose (each an “Authorized District Representative”), is hereby authorized and directed on behalf of the District to execute and approve the Bond Purchase Contract providing for the sale by the District and the purchase by the Underwriter of the Series 2009 Bonds at a purchase price to be set forth therein; provided, that (i) said purchase price shall not be less than the principal amount of the Series 2009 Bonds; (ii) the true interest cost for the Series 2009 Bonds shall not be in excess of 7%, (iii) the maximum interest rate on the Current Interest Series 2009 Bonds shall not be in excess of 12.00% per annum; (iv) the effective compounded rate of interest on each Capital Appreciation Bond shall not exceed 12.00% per annum; (v) the underwriter’s discount shall not exceed 2% of the

aggregate principal amount of the Series 2009 Bonds (excluding any costs of issuance the Underwriter agrees to pay pursuant to Section 9(a) of the Bond Purchase Contract); and (vi) the Series 2009 Bonds shall otherwise conform to the limitations specified herein; and provided further, that such execution and approval shall constitute conclusive evidence of the approval by the District of any changes or revisions therein from the form of Bond Purchase Contract filed herewith. This Board hereby finds and determines that the sale of the Series 2009 Bonds at negotiated sale as contemplated herein and by the Bond Purchase Contract will better ensure that the tax rate estimated to voters at the time of the election will be maintained, provide more flexibility in the timing of the sale of the Series 2009 Bonds and result in a lower overall cost of borrowing. In addition, a negotiated transaction will allow the District to work with participants familiar with the District.

The Bond Purchase Contract shall recite the aggregate principal amount of the Series 2009 Bonds, and with respect to the Current Interest Bonds, shall recite the date thereof, the maturity dates, principal amounts and annual rates of interest of each maturity thereof, the initial and semiannual interest payment dates thereof, and the terms of optional and mandatory sinking fund redemption thereof; and with respect to the Capital Appreciation Bonds, shall recite the date thereof, the initial principal amounts, maturity dates, and maturity values of each maturity thereof, the initial and semiannual interest dates thereof, and the terms of optional and mandatory sinking fund redemption thereof.

Section 16 Official Statement. The form of proposed Preliminary Official Statement describing the Series 2009 Bonds, in substantially the form on file with the Clerk of the Board, is hereby approved and adopted as the Official Statement describing the Series 2009 Bonds, with such corrections, revisions or additions as deemed necessary or desirable by the Authorized District Representative. The Authorized District Representative is hereby authorized to certify to the Underwriter, on behalf of the District, that the preliminary form of the Official Statement was deemed final as of its date, within the meaning of Rule 15c2-12 promulgated under the Securities Exchange Act of 1934 (except for the omission of certain final pricing, rating and related information as permitted by said Rule). The Authorized District Representative is hereby authorized and directed to sign said Official Statement in its final form, including the final pricing information, and the Underwriter is hereby authorized and directed to deliver copies of such Official Statement in final form to the purchasers of the Series 2009 Bonds.

Section 17. Deposit and Investment of Proceeds: The proceeds of sale of the Series 2009 Bonds, exclusive of any premium and accrued interest received, shall be deposited in the County treasury to the credit of the building fund of the District. Any premium and accrued interest shall be deposited upon receipt in the interest and sinking fund of the District within the County treasury. The County Treasurer is hereby authorized and requested to invest the proceeds of the sale of the Series 2009 Bonds and all proceeds of taxes for payment of the Series 2009 Bonds at the County Treasurer's discretion, pursuant to law and the investment policy of the County, as follows:

- (i) in the County Treasurer's investment pool in accordance with the County Treasurer's investment policy and California Government Code Section 53601;
- (ii) in the Local Agency Investment Fund under the management of the California State Treasurer;

(iii) in investments permitted under the County Treasurer's investment policy and the California Government Code, for specific ownership of the District; or

(iv) in investment agreements which comply with the requirements of each rating agency then rating the Series 2009 Bonds necessary in order to maintain the then-current rating on the Series 2009 Bonds.

Investment earnings on the money in the building fund shall be deposited in the building fund. Investment earnings on the money in the interest and sinking fund shall be deposited in the interest and sinking fund.

Section 18. Tax Covenants: (a) General. The District shall not take any action, or fail to take any action, if such action or failure to take such action would adversely affect the exclusion from gross income of the interest payable on the Series 2009 Bonds under Section 103 of the Internal Revenue Code of 1986 (the "Code"). Without limiting the generality of the foregoing, the District hereby covenants that it will comply with the requirements of the tax certificate of the District with respect to the Series 2009 Bonds to be entered into by the District on the date of issuance of the Series 2009 Bonds. The provisions of this subsection (a) shall survive payment in full or defeasance of the Series 2009 Bonds.

(b) Yield Restriction. In the event that at any time the District is of the opinion that for purposes of this Section it is necessary or helpful to restrict or limit the yield on the investment of any moneys held by the County Treasurer on behalf of the District, in accordance with this Resolution or pursuant to law, the District shall so request of the County Treasurer in writing, and the District shall make its best efforts to ensure that the County Treasurer shall take such action as may be necessary in accordance with such instructions.

(c) Reliance on Opinion of Bond Counsel. Notwithstanding any provision of this Section, if the District shall provide to the County Treasurer an opinion of counsel of nationally recognized standing in the field of law relating to municipal bonds (an "Opinion of Bond Counsel") that any specified action required under this Section is no longer required or that some further or different action is required to maintain the exclusion from federal income tax of interest on the Series 2009 Bonds, the County Treasurer may conclusively rely on such Opinion of Bond Counsel in complying with the requirements of this Section and of the tax certificate of the District, and the covenants hereunder shall be deemed to be modified to that extent.

(d) Bank Qualified. The District hereby represents that the reasonably anticipated amount of qualified tax-exempt obligations which has been and will be issued by the District, or by any other entity on behalf of the District, in 2009 does not exceed \$30,000,000, and hereby designates the Series 2009 Bonds to be qualified tax-exempt obligations pursuant to Section 265(b)(3)(B) of the Code.

Section 19. Continuing Disclosure: The Authorized District Representative is hereby authorized on behalf of the District to execute a continuing disclosure certificate in substantially the form attached hereto as Exhibit A, with such changes thereto as deemed necessary in order to permit the purchaser of the Series 2009 Bonds to comply with the requirements of Securities and Exchange Commission Rule 15c2-12. The District hereby covenants and agrees that it will comply with and carry out all of the provisions of such Continuing Disclosure Certificate as finally executed and delivered.

Section 20. Approval of Actions: The President of the Board, the Clerk of the Board, the Superintendent of the District, the Assistant Superintendent – Business and Administrative Services of the District, and any other officer of the District to whom authority is delegated by one of the named officers for the purposes of the Series 2009 Bonds, are hereby authorized and directed to execute and deliver any and all certificates and representations, including signature certificates, no-litigation certificates, certificates concerning the contents of the Official Statement, representation letters to The Depository Trust Company, the Tax Certificate, the Continuing Disclosure Certificate, and any other certificates proposed to be distributed in connection with the sale of the Series 2009 Bonds, and to enter into any agreements, including depository agreements, commitment letters and agreements with bond insurers, and any other agreements, letters, or representations, which any of them deem necessary and desirable to accomplish the transactions authorized herein.

Section 21 Notice to California Debt and Investment Advisory Commission. The Authorized District Representative is hereby authorized and directed to cause notices of the proposed sale and final sale of the Series 2009 Bonds to be filed in a timely manner with the California Debt and Investment Advisory Commission pursuant to California Government Code Section 8856.

Section 22. Filing with County: The Authorized District Representative is hereby authorized and directed to report to the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education the final terms of sale of the Series 2009 Bonds, and to file with the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education a copy of the executed Bond Purchase Contract and this Resolution, and the schedule of amortization of the principal of and payment on the Series 2009 Bonds, and to file with the Auditor-Controller of the County, the Treasurer of the County and the Ventura County Office of Education a proposed schedule of draws on the building fund of the District, and this Resolution shall serve as the request to the Auditor-Controller of the County and the Board of Supervisors of the County to propose and adopt in each year a tax rate applicable to all taxable property of the District for payment of the Series 2009 Bonds, pursuant to law, and to the other officers of the County to levy and collect said taxes for the payment of the Series 2009 Bonds and to pay in a timely manner to the Paying Agent on behalf of the Owners of the Series 2009 Bonds the principal, interest, and premium, if any, due on the Series 2009 Bonds in each year.

Section 23. Amount of Borrowing: The Authorized District Representative is hereby authorized to determine the aggregate principal amount of the Bonds, which sum shall be no greater than the amount recited in Section 7 hereof, or such lesser amount as to which Bond Counsel with respect to the Bonds, will deliver an approving opinion regarding the exclusion from gross income for federal tax purposes of interest thereon. The aggregate principal amount of the Bonds so determined shall be specified in the Purchase Contract described in Section 15 hereof.

Section 24. Effective Date: This resolution shall take effect from and after its adoption.

PASSED AND ADOPTED this 17th day of March, 2009, by the following vote:

AYES: Members

NOES:

ABSTAIN:

ABSENT:

President of the Board of Trustees
Oak Park Unified School District

ATTEST:

Secretary of the Board of Trustees
Oak Park Unified School District

SECRETARY'S CERTIFICATE

I, Barbara Laifman, Secretary of the Board of Trustees of the Oak Park Unified School District, County of Ventura, California, do hereby certify as follows:

The attached is a full, true and correct copy of a resolution duly adopted at a regular meeting of said Board of said District duly and regularly held at the regular meeting place thereof on March 17, 2009, and entered in the minutes thereof, of which meeting all of the members of said Board of Trustees had due notice and at which a quorum thereof was present, and said resolution was adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

An agenda of said meeting was posted at least 72 hours before said meeting at 899 N. Kanan Road, Oak Park, California, a location freely accessible to members of the public, and a brief general description of said resolution appeared on said agenda. A copy of said agenda is attached hereto.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office. Said resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

WITNESS my hand this ____ day of _____, 2009.

Secretary of the Board of Trustees
Oak Park Unified School District

EXHIBIT A

FORM OF CONTINUING DISCLOSURE CERTIFICATE

This Continuing Disclosure Certificate (the "Disclosure Certificate") is executed and delivered by the Oak Park Unified School District (the "District") in connection with the issuance of \$_____ aggregate principal amount of Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A (the "Bonds"). The Bonds are being issued pursuant to a resolution (the "Resolution") adopted by the Board of Trustees of the District on March 17, 2009. The District covenants and agrees as follows:

SECTION 1. Purpose of the Disclosure Certificate. This Disclosure Certificate is being executed and delivered by the District for the benefit of the Holders and Beneficial Owners of the Bonds and in order to assist the Participating Underwriters in complying with Securities and Exchange Commission Rule 15c2-12(b)(5).

SECTION 2. Definitions. In addition to the definitions set forth in the Resolution, which apply to any capitalized term used in this Disclosure Certificate unless otherwise defined in this Section, the following capitalized terms shall have the following meanings:

"Annual Report" shall mean any Annual Report provided by the District pursuant to, and as described in, Sections 3 and 4 of this Disclosure Certificate.

"Beneficial Owner" shall mean any person which has or shares the power, directly or indirectly, to make investment decisions concerning ownership of any Bonds (including persons holding Bonds through nominees, depositories or other intermediaries).

"Dissemination Agent" shall mean the District, or any successor Dissemination Agent designated in writing by the District and which has filed with the District a written acceptance of such designation.

"Holder" shall mean the person in whose name any Bond shall be registered.

"Listed Events" shall mean any of the events listed in Section 5(a) of this Disclosure Certificate.

"Participating Underwriter" shall mean any of the original underwriters of the Bonds required to comply with the Rule in connection with offering of the Bonds.

"Repository" shall mean the Municipal Securities Rulemaking Board or any other entity designated or authorized by the SEC to receive reports pursuant to the Rule.

"Rule" shall mean Rule 15c2-12(b)(5) adopted by the Securities and Exchange Commission under the Securities Exchange Act of 1934, as the same may be amended from time to time.

SECTION 3. Provision of Annual Reports.

(a) The District shall, or shall cause the Dissemination Agent to, not later than nine months after the end of the District's fiscal year (currently ending June 30), commencing with the report for the 2008-09 Fiscal Year (which is due not later than April 1, 2010), provide to the Repository an Annual Report which is consistent with the requirements of Section 4 of this Disclosure Certificate. The Annual Report must be submitted in electronic format, accompanied by such identifying as is prescribed by the Repository, and may cross-reference other information as provided in Section 4 of this Disclosure Certificate; provided, that the audited financial statements of the District may be submitted separately from the balance of the Annual Report and later than the date required above for the filing of the Annual Report if they are not available by that date. If the District's fiscal year changes, it shall give notice of such change in the same manner as for a Listed Event under Section 5(c).

(b) Not later than 15 Business Days prior to said date, the District shall provide the Annual Report to the Dissemination Agent (if other than the District). If the District is unable to provide to the Repository an Annual Report by the date required in subsection (a), the District shall send a notice, in electronic format, to the Repository, such notice to be in substantially the form attached as Exhibit A.

(c) The Dissemination Agent shall:

(i) determine each year prior to the date for providing the Annual Report the name and address of the Repository; and

(ii) (if the Dissemination Agent is other than the District), file a report with the District certifying that the Annual Report has been provided pursuant to this Disclosure Certificate, stating the date it was provided.

SECTION 4. Content of Annual Reports. The District's Annual Report shall contain or include by reference the following:

- * Audited financial statements of the District for the preceding fiscal year, prepared in accordance with the laws of the State of California and including all statements and information prescribed for inclusion therein by the Controller of the State of California. If the District's audited financial statements are not available by the time the Annual Report is required to be filed pursuant to Section 3(a), the Annual Report shall contain unaudited financial statements in a format similar to the financial statements contained in the final Official Statement, and the audited financial statements shall be filed in the same manner as the Annual Report when they become available.

To the extent not included in the audited financial statement of the District, the Annual Report shall also include the following:

- * Adopted budget of the District for the current fiscal year, or a summary thereof.
- * Assessed value of taxable property in the District as shown on the most recent equalized assessment role;
- * If the County no longer includes the tax levy for payment of the Bonds in its Teeter Plan, the property tax levies, collections, and delinquencies for the District for the most recently completed fiscal year; and

- * Top ten property owners in the District for the then-current fiscal year, as measured by secured assessed valuation, the amount of their respective taxable value, and their percentage of total secured assessed value, if material.

Any or all of the items listed above may be included by specific reference to other documents, including official statements of debt issues of the District or related public entities, which have been filed with the Repository or the Securities and Exchange Commission. If the document included by reference is a final official statement, it must be available from the Repository. The District shall clearly identify each such other document so included by reference.

SECTION 5. Reporting of Significant Events.

(a) Pursuant to the provisions of this Section 5, the District shall give, or cause to be given, notice of the occurrence of any of the following events with respect to the Bonds, if material:

1. Principal and interest payment delinquencies;
2. Non-payment related defaults;
3. Unscheduled draws on debt service reserves reflecting financial difficulties;
4. Unscheduled draws on credit enhancements reflecting financial difficulties;
5. Substitution of credit or liquidity providers, or their failure to perform;
6. Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
7. Modifications to rights of Bond holders;
8. Optional, unscheduled or contingent Bond calls;
9. Defeasances;
10. Release, substitution, or sale of property securing repayment of the Bonds;
11. Rating changes.

(b) Whenever the District obtains knowledge of the occurrence of a Listed Event, the District shall as soon as possible determine if such event would be material under applicable federal securities laws.

(c) If the District determines that knowledge of the occurrence of a Listed Event would be material under applicable federal securities laws, the District shall promptly file a notice of such occurrence with the Repository. Notwithstanding the foregoing, notice of Listed Events described in subsections (a)(8) and (9) need not be given under this subsection any earlier than the notice (if any) of the underlying event is given to Holders of affected Bonds pursuant to the Resolution.

SECTION 6. Electronic Filing. Submission of Annual Reports and notices of Listed Events to the Repository or another "Central Post Office" designated and accepted by the S.E.C. shall constitute compliance with the requirement of filing such reports and notices with the Repository.

SECTION 7. Termination of Reporting Obligation. The District's obligations under this Disclosure Certificate shall terminate upon the legal defeasance, prior redemption or payment in full of all of

the Bonds. If such termination occurs prior to the final maturity of the Bonds, the District shall give notice of such termination in the same manner as for a Listed Event under Section 5(c).

SECTION 8. Dissemination Agent. The District may, from time to time, appoint or engage a Dissemination Agent to assist it in carrying out its obligations under this Disclosure Certificate, and may discharge any such Agent, with or without appointing a successor Dissemination Agent. The Dissemination Agent shall not be responsible in any manner for the content of any notice or report prepared by the District pursuant to this Disclosure Certificate. The initial Dissemination Agent shall be the District.

SECTION 9. Amendment; Waiver. Notwithstanding any other provision of this Disclosure Certificate, the District may amend this Disclosure Certificate, and any provision of this Disclosure Certificate may be waived, provided that the following conditions are satisfied:

(a) If the amendment or waiver relates to the provisions of Sections 3(a), 4, or 5(a), it may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of an obligated person with respect to the Bonds, or the type of business conducted;

(b) The undertaking, as amended or taking into account such waiver, would, in the opinion of nationally recognized bond counsel, have complied with the requirements of the Rule at the time of the original issuance of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and

(c) The amendment or waiver either (i) is approved by the Holders of the Bonds in the same manner as provided in the Resolution for amendments to the Resolution with the consent of Holders, or (ii) does not, in the opinion of nationally recognized bond counsel, materially impair the interests of the Holders or Beneficial Owners of the Bonds.

In the event of any amendment or waiver of a provision of this Disclosure Certificate, the District shall describe such amendment in the next Annual Report, and shall include, as applicable, a narrative explanation of the reason for the amendment or waiver and its impact on the type (or in the case of a change of accounting principles, on the presentation) of financial information or operating data being presented by the District. In addition, if the amendment relates to the accounting principles to be followed in preparing financial statements, (i) notice of such change shall be given in the same manner as for a Listed Event under Section 5(c), and (ii) the Annual Report for the year in which the change is made should present a comparison (in narrative form and also, if feasible, in quantitative form) between the financial statements as prepared on the basis of the new accounting principles and those prepared on the basis of the former accounting principles.

SECTION 10. Additional Information. Nothing in this Disclosure Certificate shall be deemed to prevent the District from disseminating any other information, using the means of dissemination set forth in this Disclosure Certificate or any other means of communication, or including any other information in any Annual Report or notice of occurrence of a Listed Event, in addition to that which is required by this Disclosure Certificate. If the District chooses to include any information in any Annual Report or notice of occurrence of a Listed Event in addition to that which is specifically required by this Disclosure Certificate, the District shall have no obligation under this Certificate to update such information or include it in any future Annual Report or notice of occurrence of a Listed Event.

SECTION 11. Default. In the event of a failure of the District to comply with any provision of this Disclosure Certificate any Holder or Beneficial Owner of the Bonds may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Disclosure Certificate; provided, that any such action may be instituted only in Superior Court of the State of California in and for the County of Ventura or in

U.S. District Court in or nearest to the County. A default under this Disclosure Certificate shall not be deemed an Event of Default under the Resolution, and the sole remedy under this Disclosure Certificate in the event of any failure of the District to comply with this Disclosure Certificate shall be an action to compel performance.

SECTION 12. Beneficiaries. This Disclosure Certificate shall inure solely to the benefit of the District, the Dissemination Agent, the Participating Underwriters and Holders and Beneficial Owners from time to time of the Bonds, and shall create no rights in any other person or entity.

Date: _____.

OAK PARK UNIFIED SCHOOL DISTRICT

By _____
Authorized District Representative

CONTINUING DISCLOSURE EXHIBIT A

FORM OF NOTICE TO REPOSITORY OF FAILURE TO FILE ANNUAL REPORT

Name of District: OAK PARK UNIFIED SCHOOL DISTRICT

Name of Bond Issue: OAK PARK UNIFIED SCHOOL DISTRICT 2009 GENERAL
OBLIGATION BONDS, ELECTION OF 2008, SERIES A

Date of Issuance: _____

NOTICE IS HEREBY GIVEN that the District has not provided an Annual Report with respect to the above-named Bonds as required by Section 4 of the Continuing Disclosure Certificate of the District, dated the Date of Issuance. [The District anticipates that the Annual Report will be filed by _____.]

Dated: _____

OAK PARK UNIFIED SCHOOL DISTRICT

[to be signed only if filed]

EXHIBIT B-1

[Form of Series A Current Interest Bond]

Number _____	UNITED STATES OF AMERICA STATE OF CALIFORNIA COUNTY OF VENTURA	Amount \$ _____
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OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS, ELECTION OF 2008, SERIES A
CURRENT INTEREST BOND

Dated as of _____, 2009	Interest Rate _____%	Maturity Date _____, 1, ____	CUSIP NO. _____
----------------------------	-------------------------	---------------------------------	--------------------

Registered Owner: CEDE & CO.

Principal Sum: _____ DOLLARS

Oak Park Unified School District, County of Ventura, State of California (herein called the "District"), acknowledges itself obligated to and promises to pay to the registered owner identified above or registered assigns, but only from taxes collected by the County of Ventura (the "County") for such purpose pursuant to Section 15250 of the Education Code of the State of California, on the maturity date set forth above or upon redemption prior thereto, the principal sum specified above in lawful money of the United States of America, and to pay interest thereon in like lawful money at the interest rate per annum stated above, computed on the basis of a 360-day year of twelve 30-day months, payable on February 1 and August 1 in each year, commencing August 1, 2009, until payment of said principal sum. If this bond is authenticated and registered on any date prior to the close of business on _____ it shall bear interest from the date hereof. If authenticated during the period between any Record Date (defined as the 15th day of the month preceding an interest payment date) and the close of business on its corresponding interest payment date, it shall bear interest from such interest payment date. Otherwise, this bond shall bear interest from the interest payment date immediately preceding the date of its authentication.

The principal hereof is payable to the registered owner hereof upon the surrender hereof at the principal corporate trust office (as that term is defined in the Resolution) of the paying agent/registrant and transfer agent of the District (herein called the "Paying Agent"), initially U.S. Bank National Association. The interest hereon is payable to the person whose name appears on the bond registration books of the Paying Agent as the registered owner hereof as of the close of business on the Record Date preceding each interest payment date, whether or not such day is a business day, such interest to be paid by check mailed to such registered owner at the owner's address as it appears on such registration books, or at such other address filed with the Paying Agent for that purpose. Upon written request, given no later than the Record Date immediately preceding an interest payment date, of the owner of Bonds (hereinafter defined) aggregating at least \$1,000,000 in principal amount, interest will be paid by wire transfer to an account maintained in the United States as specified by the owner in such request. So long as Cede & Co. or its registered assigns shall be the registered owner of this bond, payment shall be made by wire transfer as provided in the Resolution hereinafter described.

This bond is one of a duly authorized issue of bonds of like tenor (except for such variations, if any, as may be required to designate varying series, numbers, denominations, interest rates, maturities and redemption provisions), amounting in the aggregate to \$_____, and designated as "Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A" (the "Bonds"). The Bonds were authorized by a vote of at least 55% of the voters voting at an election duly and legally called, held and conducted in the District on November 4, 2008. The Bonds are issued and sold by the Board of Trustees of the District, pursuant to and in strict conformity with the provisions of the Constitution and laws of said State, and of a resolution (herein called the "Resolution") adopted by said Board of Trustees on March 17, 2009, and subject to the more particular terms specified in the Bond Purchase Contract executed by the District on _____, 2009.

The Bonds are issuable as fully registered bonds without coupons in the denomination of \$5,000 or any integral multiple thereof, provided that no Bond shall have principal maturing on more than one principal maturity date. Subject to the limitations and conditions and upon payment of the charges, if any, as provided in the Resolution, Bonds may be exchanged for a like aggregate principal amount of Bonds of the same series, maturity, interest payment mode and interest rate of other authorized denominations.

This bond is transferable by the registered owner hereof, in person or by attorney duly authorized in writing, at said office of the Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this bond. Upon such transfer, a new Bond or Bonds of authorized denomination or denominations for the same series, maturity, interest payment mode and interest rate, and same aggregate principal amount will be issued to the transferee in exchange herefor.

The District and the Paying Agent may treat the registered owner hereof as the absolute owner hereof for all purposes, and the District and the Paying Agent shall not be affected by any notice to the contrary.

The Bonds are subject to optional and mandatory sinking fund redemption on the terms and subject to the conditions specified in the Resolution, and as shown in the attached Redemption Schedule. If this bond is called for redemption and payment is duly provided therefor, interest shall cease to accrue hereon from and after the date fixed for redemption.

The Board of Trustees of the District hereby certifies and declares that the total amount of indebtedness of the District, including the amount of this bond, is within the limit provided by law; that all acts, conditions and things required by law to be done or performed precedent to and in the issuance of this bond have been done and performed in strict conformity with the laws authorizing the issuance of this bond; and that this bond is in substantially the form prescribed by order of the Board of Trustees of the District duly made and entered on its minutes. The Bonds represent an obligation of the District payable out of the interest and sinking fund of the District, and the money for the redemption of this bond, and the payment of principal of and interest thereon, shall be raised by taxation upon the taxable property of the District.

This bond shall not be entitled to any benefit under the Resolution, or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

IN WITNESS WHEREOF the Board of Trustees of the Oak Park Unified School District, County of Ventura, State of California, has caused this bond to be signed by its President and countersigned by the Secretary of said Board, as of the date set forth above.

President of the Board of Trustees
of the Oak Park Unified School District

Countersigned:

Secretary of the Board of Trustees
of the Oak Park Unified School District

PAYING AGENT'S CERTIFICATE OF AUTHENTICATION
AND REGISTRATION

This is one of the current interest Oak Park Unified School District 2009 General Obligation Bonds,
Election of 2008, Series A described in the within-mentioned Resolution and authenticated and registered on
_____.

U.S. Bank National Association, Los Angeles, California, as
Paying Agent/Registrar and Transfer Agent

By _____
Authorized Officer

DTC LEGEND

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to Issuer or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

[STATEMENT OF INSURANCE]

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____ the within-mentioned Registered Bond and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent/Registrar and Transfer Agent with full power of substitution in the premises.

I.D. Number

NOTE: The signature(s) on this Assignment must correspond with the name(s) as written on the face of the within Registered Bond in every particular, without alteration or enlargement or any change whatsoever.

Dated: _____

Signature Guarantee: _____

Notice: Signature must be guaranteed by an eligible guarantor institution.

REDEMPTION SCHEDULE

[from Bond Purchase Contract]

EXHIBIT B-2**[Form of Series A Capital Appreciation Bond]**

Number _____	UNITED STATES OF AMERICA STATE OF CALIFORNIA COUNTY OF VENTURA	Maturity Value \$_____
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OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS, ELECTION OF 2008, SERIES A
CAPITAL APPRECIATION BOND

Dated as of _____, 2009	Maturity Date _____, 1, ____	CUSIP NO. _____
----------------------------	---------------------------------	--------------------

Registered Owner: CEDE & CO.

Initial Principal Amount: _____ DOLLARS

Accreted Value at Maturity: _____ DOLLARS

Oak Park Unified School District, County of Ventura, State of California (herein called the "District"), acknowledges itself obligated to and promises to pay to the registered owner identified above or registered assigns, but only from taxes collected by the County of Ventura (the "County") for such purpose pursuant to Section 15250 of the Education Code of the State of California, on the maturity date set forth above or upon redemption prior thereto, the "accreted value" hereof on the maturity date specified above, consisting of the initial principal amount hereof plus interest earned thereon and accumulated from the date hereof to such date (in accordance with the Resolution hereinafter defined and as reflected in the Table of Accreted Values hereinafter set forth; provided, that any accreted value determined in accordance with the Resolution shall prevail over any accreted values given in the Table of Accreted Values), compounded on February 1 and August 1 of each year commencing on August 1, 2009, assuming in any such semiannual period that this bond shall increase in value by the accumulation of earned interest in equal daily amounts on the basis of a 360-day year of twelve 30-day months, until the obligation represented hereby shall have been discharged, as provided in the Resolution hereinafter defined, upon the surrender hereof at the principal corporate trust office (as defined in the Resolution) of the paying agent/registrars and transfer agent of the District (herein called the "Paying Agent"), initially U.S. Bank National Association. So long as Cede & Co. or its registered assigns shall be the registered owner of this bond, payment shall be made by wire transfer as provided in the Resolution hereinafter described.

This bond is one of a duly authorized issue of bonds of like tenor (except for such variations, if any, as may be required to designate varying series, numbers, denominations, interest rates, maturities and redemption provisions), amounting in the aggregate to \$_____, and designated as "Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A" (the "Bonds"). The Bonds were authorized by a vote of at least 55% of the voters voting at an election duly and legally called, held and conducted in the District on November 4, 2008. The Bonds are issued and sold by the Board of Trustees of the District, pursuant to and in strict conformity with the provisions of the Constitution and laws of said State, and of a resolution (herein called the "Resolution") adopted by said Board of Trustees on March 17, 2009, and subject to the more particular terms specified in the Bond Purchase Contract executed by the District representative on _____, 2009.

The Capital Appreciation Series 2009 Bonds are issuable as fully registered bonds without coupons in the denomination of \$5,000 accreted value at maturity (the "maturity value") or any integral multiple thereof, except that the first numbered capital appreciation Bond may be issued in a denomination such that the maturity value of such Bond shall not be in an integral multiple of \$5,000, and provided that no capital appreciation Bond shall have principal maturing on more than one principal maturity date. Subject to the limitations and conditions and upon payment of the charges, if any, as provided in the Resolution, Bonds may be exchanged for a like aggregate maturity value of Bonds of the same series, interest payment mode, and maturity of other authorized denominations.

This bond is transferable by the registered owner hereof, in person or by attorney duly authorized in writing, at said office of the Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges provided in the Resolution, and upon surrender and cancellation of this bond. Upon such transfer, a new Bond or Bonds of authorized denomination or denominations for the same series, maturity, interest payment mode and interest rate, and same aggregate principal amount will be issued to the transferee in exchange herefor.

The District and the Paying Agent may treat the registered owner hereof as the absolute owner hereof for all purposes, and the District and the Paying Agent shall not be affected by any notice to the contrary.

The Capital Appreciation Series 2009 Bonds are not subject to redemption prior to maturity.

The Table of Accreted Values attached hereto has been prepared and furnished by the original purchaser of the Capital Appreciation Series 2009 Bonds, and the County and the District take no responsibility for any inaccuracy therein.

The Board of Trustees of the District hereby certifies and declares that the total amount of indebtedness of the District, including the amount of this bond, is within the limit provided by law; that all acts, conditions and things required by law to be done or performed precedent to and in the issuance of this bond have been done and performed in strict conformity with the laws authorizing the issuance of this bond; and that this bond is in substantially the form prescribed by order of the Board of Trustees of the District duly made and entered on its minutes. The Bonds represent an obligation of the District payable out of the interest and sinking fund of the District, and the money for the redemption of this bond, and the payment of principal of and interest thereon, shall be raised by taxation upon the taxable property of the District.

This bond shall not be entitled to any benefit under the Resolution, or become valid or obligatory for any purpose, until the certificate of authentication and registration hereon endorsed shall have been signed by the Paying Agent.

IN WITNESS WHEREOF the Board of Trustees of the Oak Park Unified School District, County of Ventura, State of California, has caused this bond to be signed by its President and countersigned by the Secretary of said Board, as of the date set forth above.

President of the Board of Trustees
of the Oak Park Unified School District

Countersigned:

Secretary of the Board of Trustees
of the Oak Park Unified School District

PAYING AGENT'S CERTIFICATE OF AUTHENTICATION
AND REGISTRATION

This is one of the capital appreciation Oak Park Unified School District 2009 General Obligation Bonds, Election of 2008, Series A described in the within-mentioned Resolution and authenticated and registered on _____.

U.S. Bank National Association, Los Angeles, California, as
Paying Agent/Registrar and Transfer Agent

By _____
Authorized Officer

DTC LEGEND

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to Issuer or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

[STATEMENT OF INSURANCE]

ASSIGNMENT

For value received the undersigned do(es) hereby sell, assign and transfer unto _____ the within-mentioned Registered Bond and hereby irrevocably constitute(s) and appoint(s) _____ attorney, to transfer the same on the books of the Paying Agent/Registrar and Transfer Agent with full power of substitution in the premises.

I.D. Number

NOTE: The signature(s) on this Assignment must correspond with the name(s) as written on the face of the within Registered Bond in every particular, without alteration or enlargement or any change whatsoever.

Dated: _____

Signature Guarantee: _____

Notice: Signature must be guaranteed by an eligible guarantor institution.

[TABLE OF ACCRETED VALUES]

EXHIBIT C

ESTIMATE OF COSTS OF ISSUANCE

\$10,000,000*
OAK PARK UNIFIED SCHOOL DISTRICT
2009 GENERAL OBLIGATION BONDS
ELECTION OF 2008, SERIES A

Bond and Disclosure Counsel (Orrick, Herrington & Sutcliffe LLP)	\$39,250
Credit Rating Agency (Moody's)	6,000
Paying Agent (U.S. Bank National Association)	1,200
Financial Advisor (Dale Scott & Company)	50,000
Printer	3,500
Contingency	2,500
Underwriter's Discount (Piper Jaffray & Co.)	150,000
Underwriter's Counsel	5,000
Insurance (TBD)	135,000
Total	\$392,450
 Par Amount	 \$10,000,000

* Approximate; subject to adjustment.

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.2.h APPROVE SCHOOL SITE SEISMIC SAFETY GAS VALVE REPAIRS USING MEASURE R FUNDS

ACTION

ISSUE: Shall the Board of Education approve the use of Measure R bond funds for school site gas line repairs?

BACKGROUND: In December 2007, the Board approved the PCA assessment report identifying urgent and necessary safety and repair projects throughout the district. This assessment served as the basis for the district's Measure R general obligation bond, approved by voters in November 2008.

Among the many urgent projects identified in the PCA report was the need to replace outdated main gas valves with automatic seismic shutoff valves. Of six district sites, only Oak Hills Elementary and Medea Creek Middle School have seismic valves. Consistent with the Board-approved assessment plan, staff is recommending that automatic seismic shutoff valves be installed at Brookside Elementary School, Red Oak Elementary School, Oak Park High School, and the Oak View/District Office site. The total estimated cost of these installations is \$7,000, and staff is requesting to fund the project from Measure R bond funds. The work has been tentatively scheduled to occur during spring break, pending the approval of the Board.

ALTERNATIVES:

1. Approve the use of Measure R bond funds for school site gas line repairs as described.
2. Do not approve the use of Measure R bond funds.

RECOMMENDATION: Alternative No. 1

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:


 Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION
FROM: ANTHONY W. KNIGHT, Ed.D, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: C.3.a APPROVE OAK PARK UNIFIED SCHOOL DISTRICT SUMMER SCHOOL PROGRAM

ACTION

ISSUE: To review and approve the OPUSD Grades K-12 summer school program for 2009.

BACKGROUND: The district is required to provide programs beyond the normal school year for 1) students who are not meeting standards and are at risk of retention; 2) students who are going to be retained; 3) seniors in need of credits for graduation; 4) students who need to repeat courses required for graduation; 5) eligible special education students in an extended school year setting. In addition to the mandated remedial courses in K-12 math and English, the program will offer a selection of enrichment courses at the elementary and middle schools and selected courses for acceleration :at the high school level.

As in past years, all courses will require a minimum enrollment and caps will be placed on enrichment and acceleration sections in order to protect teaching positions for the upcoming school year. Although the state budget provides for a reduced hourly reimbursement for summer programs, staff has determined that the parent donations will be sufficient to result in a cost neutral summer program.

STATEMENT: The proposed summer school program meets and exceeds all state requirements. The program and course descriptions will be forwarded under separate cover to the board.

ALTERNATIVES: 1. Approve the 2009 OPUSD K-12 Summer School Program
 2. Request Revisions

RECOMMENDATION: Alternative #1

Respectfully submitted,


 Anthony W. Knight, Ed.D
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE: AYES NOES ABSTAIN ABSENT

Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep.	_____	_____	_____	_____

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.a APPROVE AMENDMENT TO BOARD POLICY 3100 – BUDGET –
First Second Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 3100 – Budget?

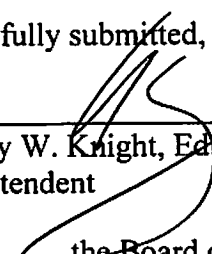
BACKGROUND: Board Policy 3100 is being updated and reorganized to add legal requirement to notify County Superintendent of Schools if district decides to use single budget adoption process and to clarify that the budget adopted by the Board must be in the state-required format. Board Policy 3100 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 3100 – Budget.
2. Do not amend Board Policy 3100 – Budget.
3. Adopt a modified version of the amendment to Board Policy 3100 – Budget.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3100(a)

Budget

The Governing Board *recognizes its critical* ~~accepts~~ responsibility for adopting a sound budget for each fiscal year that is aligned with the district's vision, goals and priorities. The district budget shall guide administrative decisions and actions throughout the year and serve as a tool for monitoring the fiscal health of the district.

(cf. 0000 - Vision)

(cf. 3000 - Concepts and Roles)

(cf. 3300 – Expenditures and Purchases)

(cf. 3460 - Financial Reports and Accountability)

(cf. 9000 - Role of the Board)

The district budget shall show a complete plan and itemized statement of all proposed expenditures and all estimated revenues for the following fiscal year, together with a comparison of revenues and expenditures for the current fiscal year. The budget shall also include the appropriations limit and the total annual appropriations *subject to limitation as determined pursuant to Government Code 7900-7914*. (Education Code 42122)

Budget Development and Adoption Process

The Superintendent or designee shall establish an annual budget development process and calendar in accordance with the single budget adoption process described in Education Code 42127(i). *He/she shall annually notify the County Superintendent of Schools of the district's decision to use the single budget adoption process in the subsequent year.*

In order to provide guidance in the development of the budget, the Board shall annually establish budget priorities based on identified district needs and goals and on realistic projections of available funds.

The Superintendent shall oversee the preparation of a proposed district budget for approval by the Board and shall involve appropriate staff at all levels in the development of budget projections.

The Board encourages public input in the budget development process and shall hold public hearings and meetings in accordance with law *Education Code 42103 and 42127*.

(cf. 9320 – Meetings and Notices)

(cf. 9322 – Agenda/Meeting Materials)

(cf. 9323 – Meeting Conduct)

The Superintendent or designee shall ensure that the proposed district budget is clearly

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3100(b)

presented and effectively communicated to the Board, staff, and public. He/she may adapt or supplement the format prescribed by the Superintendent of Public Instruction (SPI) as necessary for these purposes. However, the budget that is formally adopted by the Board shall be in the state-required format.

Budget Advisory Committee

The Board and/or the Superintendent or designee may appoint a budget advisory committee, composed of members of the community, *Board representatives* and staff to provide recommendations to the Board during the budget development process.

The committee shall ~~develop~~ provide recommendations to the Superintendent during the budget development process ~~and its duties~~. ~~Duties of the committee shall be assigned each year based on district needs. All recommendations of the committee shall be advisory only and shall not be binding on the Board, Superintendent or designee. clearly defined and communicated to all members.~~

(cf. 1220 - Citizen Advisory Committees)
(cf. 2230 - Representative and Deliberative Groups)
(~~cf. 3020 - Fiscal Policy Team~~)
(cf. 3350 - Travel Expenses)
(cf. 9130 - Board Committees)
(cf. 9140 - Board Representatives)

Budget Criteria and Standards

In ~~developing the district order to provide guidance in the development of the budget~~, the Board shall *analyze criteria and standards adopted by the State Board of Education which address estimation of funded average daily attendance (ADA), projected enrollment, ratio of ADA to enrollment, projected revenue limit, salaries and benefits, other revenues and expenditures, facilities maintenance, deficit spending, fund balance, and reserves. The budget review shall also identify supplemental information regarding contingent liabilities, use of one-time revenues for ongoing expenditures, use of ongoing revenues for one-time expenditures, contingent revenues, contributions, long-term commitments, unfunded liabilities, and the state of labor agreements. (Education Code 33127, 33128, 33129; 5 CCR 15440-15451) annually establish budget priorities based on identified district needs and goals and on realistic projections of available funds. The Board also shall establish budget assumptions or parameters which may take into consideration the stability of funding sources, enrollment trends, legal requirements and constraints, anticipated increases and/or decreases in the cost of services and supplies, use of one-time resources, categorical program requirements, and any other factors necessary to ensure that the budget is a realistic plan for district revenues and expenditures.*

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3100(c)

The Board shall establish and maintain a general fund reserve for economic uncertainty that meets or exceeds the requirements of 5 CCR 15443.

The Board may establish other budget assumptions or parameters which may take into consideration the stability of funding sources, legal requirements and constraints on the use of funds, anticipated increases and/or decreases in the cost of services and supplies, categorical program requirements, and any other factors necessary to ensure that the budget is a realistic plan for district revenues and expenditures. Prior to adopting the budget, the Board shall conduct a first tier review, and if necessary a second tier review, to ensure that the budget meets standards and criteria adopted by the State Board of Education. (Education Code 33127, 33128, 33129; 5 CCR 14550-15452)

~~The Superintendent or designee shall ensure that the district budget is clearly presented and effectively communicated to the Board, staff and public. He/she may adapt or supplement the state required budget format as necessary for these purposes.~~

Long-Term Financial Obligations

The district's current-year budget and multi-year projects shall include adequate provisions for addressing the district's long term financial obligations, including, but not limited to, long-term obligations resulting from collective bargaining agreements, financing of facilities projects, unfunded or future liability for retiree benefits, and accrued workers' compensation claims.

(cf. 4141/4241 – Collective Bargaining Agreement)

(cf. 4143/4243 – Negotiations/Consultation)

(cf. 4154/4254/4354 – Health and Welfare Benefits)

(cf. 7210 – Facilities Financing)

(cf. 9250 – Remuneration, Reimbursement, and Other Benefits)

Budget Amendments

Whenever revenues and expenditures change significantly throughout the year, the Superintendent or designee shall recommend budget amendments to ensure accurate projections of the district's net ending balance. When final figures for the previous year budget are available, this information shall be used as soon as possible to update the current-year budget's beginning balance and projected revenues and expenditures.

In addition, budget amendments shall be submitted for Board approval when the state budget is adopted, collective bargaining agreements are accepted, district income declines, increased revenues or unanticipated savings are made available to the district, program proposals are

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3100(d)

significantly different from those approved during budget adoption, *interfund transfers are needed to meet actual program expenditures*, and/or other significant changes occur that impact budget projections.

(cf. 3110 - Transfer of Funds)

Legal Reference:

EDUCATION CODE

1240 Duties of county superintendent of schools

33127-33131 Development of Standards and criteria for local budgets and expenditures

~~33128 Standards and criteria~~

~~33129 Standards and criteria; use by local agencies~~

35035 Powers and duties of superintendent

35161 Powers and duties, generally, of governing boards

42103 Public hearing on proposed budget; requirements for content of proposed budget

42120-42129 Budget requirements

42132 Resolutions identifying estimated appropriations limit

42602 Use of unbudgeted funds

42610 Appropriation of excess funds and limitation thereon

44518-44519.2 Chief business officer training program

45253 Annual budget of personnel commission

45254 First year budget of personnel commission

GOVERNMENT CODE

7900-7914 Expenditure limitations

CODE OF REGULATIONS, TITLE 5

15060 Standardized account code structure

15440-15452 Criteria and standards for school district budgets

Management Resources:

CSBA PUBLICATIONS

Maximizing School Board Governance: Budget Planning and Adoption, 2006

Maximizing School Board Governance: Understanding District Budgets, 2006

CDE PUBLICATIONS

California School Accounting Manual

FISCAL CRISIS AND MANAGEMENT ASSISTANCE TEAM PUBLICATIONS

Fiscal Oversight Guide for AB 1200, AB 2756 and Subsequent Related Legislation, September 2006

GOVERNMENTAL ACCOUNTING STANDARDS BOARD

Statement 34, Basic Financial Statements and Management's Discussion and Analysis – For State and Local Governments, June 1999

Statement 45, Accounting and Financial Reporting by Employers for Post-employment Benefits Other Than Pensions, June 2004

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education, Finance and Grants: <http://www.dec.ca.gov/fg>

California Department of Finance: <http://www.dof.ca.gov>

Fiscal Crisis and Management Assistance Team: <http://www.fcmat.org>

Governmental Accounting Standards Board: <http://www.gasb.org>

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3100(e)

Legislative Analyst's Office: <http://www.lao.ca.gov>

Association of California School Administrators: <http://www.acsa.org>

School Services of California: <http://www.sscal.com>

Adopted: 7-23-80

Amended: 5-1-89, 10-19-83, 6-4-02, 9-17-02, 12-16-03, 3-22-05

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.b APPROVE AMENDMENT TO BOARD POLICY 3460 –
FINANCIAL REPORT AND ACCOUNTABILITY – ~~First~~ Second
Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 3460 – Financial Report and Accountability?

BACKGROUND: Board Policy 3460 is being updated to list Board responsibilities with respect to various financial reports and deletes section on Fiscal Policy Team. Board Policy 3460 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 3460 – Financial Report and Accountability.
2. Do not amend Board Policy 3460 – Financial Report and Accountability.
3. Adopt a modified version of the amendment to Board Policy 3460 – Financial Report and Accountability.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3460(a)

Financial Reports And Accountability

The Governing Board is committed to ensuring the fiscal health of the district and providing public accountability. The Board shall adopt sound fiscal policies, oversee the district's financial condition and *continually evaluate whether the district's budget and ensure that the financial systems operations* support the district's goals for student achievement.

(cf. 3100 - Budget)

(cf. 3110 - Transfer of Funds)

(cf. 3300 - Expenditures and Purchases)

(cf. 3430 - Investing)

(cf. 4143/4243 - Negotiations/Consultations)

(cf. 9000 - Role of the Board)

The Superintendent or designee shall provide the Board with financial reports throughout the year in accordance with law and as otherwise requested by the Board.

The Superintendent or designee shall ensure that all financial reports are prepared in accordance with law and in conformity with generally accepted accounting principles and financial reporting standards stipulated by the Governmental Accounting Standards Board and the California Department of Education. *He/she shall establish a system of ongoing internal controls to ensure the reliability of financial reporting.*

(cf. 3400 - Management of District Assets/Accounts)

(cf. 3440 - Inventories)

Based on financial reports provided by the Superintendent or designee and in accordance with law and administrative regulation, the Board shall:

- 1. Approve and file an annual statement of the district's receipts and expenditures for the preceding fiscal year (Education Code 42100)***
- 2. Adopt a resolution identifying the district's estimated appropriations limit for the current fiscal year and the actual appropriations limit for the preceding fiscal year (Education Code 42132; Government Code 7910)***
- 3. Approve interim fiscal reports and certify whether the district will be able to meet its fiscal obligations for the remainder of the fiscal year and two subsequent fiscal years (Education Code 42130, 42131)***
- 4. Provide for an annual audit, select an independent auditor, and review the audit report***

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3460(b)

(Education Code 41020, 41020.3)

The independent auditor shall present the audit report to the Board at a public meeting and the Board shall have an opportunity to ask questions of the auditor and request further information about the audit findings.

The Board shall regularly communicate the district's financial position to the public and shall use financial reports to determine what actions and budget amendments, if any, are needed to ensure the district's financial stability.

If district conditions predict fiscal distress or indicate that the district might not be able to meet its fiscal obligations, the Board and Superintendent or designee shall act quickly to identify and resolve these conditions. The Board shall work cooperatively with the County Superintendent of Schools to improve the district's fiscal health and may contract with an external individual or organization to advise the district on fiscal matters.

Legal Reference:

EDUCATION CODE

1240 Duties of County superintendent of schools

14500-14508 Financial and compliance audits

17150 Public disclosure of non-voter-approved debt

17170-17199.5 California School Finance Authority

33127 Standards and criteria for local budgets and expenditures

33128 Standards and criteria; inclusions

33129 Standards and criteria; use by local agencies

35035 Powers and duties of superintendent

41010-41023 Accounting system

41326 Emergency apportionment

41344 Repayment of apportionment significant audit exceptions

41344.1 Appeals of audit findings

41455 Examination of financial problems of local districts

42100-42105 Requirement to prepare and file annual statement

42120-42129 Budget requirements

~~42127.6 School district operations monitoring; financial obligation nonpayment~~

42130-42134 Financial reports and certifications

42140-42142 Public disclosure of fiscal obligations

42637 County Superintendent review of district's financial and budgetary conditions

42652 Revocation or suspension of warrant authority

GOVERNMENT CODE

3540.2 School district; qualified or negative certification; proposed agreement review and comment

7900-7914 Appropriations limit

16429.1 Local agency investment fund

53646 Reports of investment policy and compliance

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 3000

Business and Non-Instructional Operations

BP 3460(c)

CODE OF REGULATIONS, TITLE 5**15060 Standardized account code structure**

15070 Submission of reports using standardized account code structure

15440-15451 Criteria and standards for school district budgets

15453-15463 Criteria and standards for school district interim reports

Management Resources:**CSBA PUBLICATIONS**

Maximizing School Board Leadership: Fiscal Accountability, 2006

CDE COMMUNICATIONS***New Financial Reporting Requirements for Postemployment Benefits Other than Pensions, February 26, 2007***

1208.00 Audit Resolution Process: Repayment Plans

FISCAL CRISIS AND MANAGEMENT ASSISTANCE TEAM PUBLICATIONS***Fiscal Oversight Guide for AB 1200, AB 2756 and Subsequent Related Legislation, September 2006*****GOVERNMENTAL ACCOUNTING STANDARDS BOARD STATEMENTS**

Statement 34, Basic Financial Statements - and Management's Discussion and Analysis - For State and Local Governments, June 1999

Statement 45, Accounting and Financial Reporting by Employers for Post-employment Benefits Other Than Pensions, June 2004

U.S. GENERAL ACCOUNTING OFFICE AND PRESIDENT'S COUNCIL ON INTEGRITY AND EFFICIENCY (PCIE) PUBLICATIONS

Financial Audit Manual, revised 2003

U.S. OFFICE OF MANAGEMENT AND BUDGET CIRCULARS***A-133 Audits of States, Local Governments, and Non-Profit Organizations*****STATE CONTROLLER PUBLICATIONS**

Standards and Procedures for Audits of California K-12 Local Educational Agencies (annual publication)

WEB SITESCalifornia Association of School Business Officials: <http://www.casbo.org>California County Superintendents Educational Services Association: <http://www.ccsesa.org>CDE, School Finance & Grants: <http://www.cde.ca.gov/fg>Education Audit Appeals Panel: <http://www.eaap.ca.gov>Fiscal Crisis and Management Assistance Team: <http://www.fcmat.org>Governmental Accounting Standards Board: <http://www.gasb.org>School Services of California: <http://www.sscal.com>State Controller's Office: <http://www.sco.ca.gov>U.S. Government Accounting Office: <http://www.gao.gov>***U.S. Office of Management and Budget: <http://www.whitehouse.gov/omb>***

Adopted: 9-17-02

Amended: 1-20-04, 4-19-05

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.c APPROVE AMENDMENT TO BOARD POLICY 4112.2 -
CERTIFICATION – ~~First~~ Second Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 4112.2 - Certification?

BACKGROUND: Board Policy 4112.2 is being submitted to reflect new law (SB 110-4) which revised the requirements for designated subject career technical education credentials. Policy also clarified options available to districts when no credentialed teacher or intern is available and adds language on Board responsibilities for approving a Declaration of Need for Fully Qualified Educators and a notice of intent to employ a person with a provisional internship permit. Board Policy 4112.2 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 4112.2 - Certification.
2. Do not amend Board Policy 4112.2 - Certification.
3. Adopt a modified version of the amendment to Board Policy 4112.2 - Certification.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.2(a)

Certification

The Governing Board recognizes that the district's ability to provide a high-quality education program is dependent upon the employment of certificated staff who are adequately prepared and have demonstrated proficiency in basic skills and in the subject matter to be taught. The Superintendent or designee shall ensure that persons employed in positions requiring certification qualifications have the appropriate credential or permit from the Commission on Teacher Credentialing (CTC) authorizing their employment in such positions.

(cf. 411/4211/4311 - Recruitment and Selection)

(cf. 4112.21 - Interns)

(cf. 4112.22 - Staff Teaching Students of Limited English Proficiency)

(cf. 4112.23 - Special Education Staff)

(cf. 4112.5/4312.5 - Criminal Record Check)

(cf. 4113 - Assignment)

(cf. ~~4116 - Probationary/Permanent Status~~)

(cf. 4121 - Temporary/Substitute Personnel)

(cf. 5148 - Child Care and Development)

(cf. 6178 - Career Technical Education)

As necessary, All teachers of core academic subjects shall meet the requirements of the No Child Left Behind Act. (20 USC 6319, 7801; 5 CCR 6100-6125)

(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)

When fully a credentialed teacher or intern is individuals are not available, the district may request that the CTC issue employ persons with a short-term staff permit, or provisional internship permit (PIP), visiting faculty permit, emergency permit, or credential waiver under the conditions and limitations provided in state and federal law.

When requesting a PIP, the Board shall approve, as an action item at a public Board meeting, a notice of intent to employ the applicant in the identified position. (5 CCR 80021.1)

Before requesting a visiting faculty permit or emergency permit, the Board shall annually approve a Declaration of Need for Fully Qualified Educators as an action item at a regularly scheduled public Board meeting. (Education Code 44300.1; 5 CCR 80026)

The Superintendent or designee shall provide support and guidance to non-credentialed teachers in accordance with law to ensure the quality of the instructional program. He/she also may provide assistance and support to staff holding preliminary credentials to help them meet the qualifications required for the professional clear credential.

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.2(b)

*(cf. 4131 – Staff Development)**(cf. 4131.1 – Beginning Teacher Support/Induction)**(cf. 4138 – Mentor Teachers)*

National Board for Professional Teaching Standards Certification Incentive Program

The Governing Board encourages district teachers to voluntarily seek additional certification from the National Board for Professional Teaching Standards which demonstrates advanced knowledge and teaching skills.

The Superintendent or designee shall inform all teachers about the program and how to acquire the necessary application and information materials. The Superintendent or designee may provide release time, fee support, a stipend upon completion, or other support to teachers participating in the program contingent upon funding.

Legal Reference:

EDUCATION CODE

8360-8370 Qualifications of child care personnel

32340-32341 Unlawful issuance of a credential

35186 Complaints regarding teacher vacancy or misassignment

41520-41522 Teacher Credentialing Block Grant

42647 Eligibility to issue warrants

44066 Limitations on certification requirements

44200-44399 Teacher credentialing, especially:

44250-44277 Credential types; minimum requirements~~44225.6 CTC annual report on credentials, internships and emergency permits~~~~44251 Period of credentials~~~~44252 Standards and procedures for issuance; proficiency testing of basic skills~~~~44252.5 State basic skills assessment required for certificated personnel~~~~44258.9 Monitoring of teacher assignments by county superintendent~~~~44259 Minimum requirements for teaching credential~~~~44259.5 Standards for teachers of all students, including English language learners~~~~44270.3-44270.4 Out of state credentials, administrative services~~~~44274-44274.5 Out of state credentials~~~~44275.3 Employment of teachers with out of state credentials~~~~44277 Requirements for maintaining valid credentials~~~~44278 Credential appeal~~~~44325-44329 District interns~~**44279.1-44279.7 Beginning Teacher Support and Assessment Program****44300-44302 Emergency permits and visiting faculty permits****44320.2 Teachers' performance assessment****44325-44329.5 District interns**

44330-44355 Certificates and credentials

44380-44387 Alternative certification program

44395-44399 National Board for Professional Teaching Standards

44420-44440 Revocation and suspension of credentials

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.2(c)

*44450-44468 University internship program**44464 Period of validity of internship credential**44468 Early completion of internship program**44500-44508 Peer Assistance and Review Program for Teachers**44560-44562 Certificated Staff Mentoring Program**44662 Performance evaluation; Stull Act review**44735 Teaching as a priority block grant**44830-44929 Employment of certificated persons; requirement of proficiency in basic skills**56060-56063 Substitute teachers in special education**90530 Recruitment Centers**CODE OF REGULATIONS, TITLE 5**6100-6125 Teacher qualifications, No Child Left Behind Act**80001-80674.6 Commission on Teacher Credentialing**UNITED STATES CODE, TITLE 20**6311 Parental notifications**6312 Title I local educational agency plan**6319 Highly qualified teachers**7801 Definitions, high qualified teacher**CODE OF FEDERAL REGULATIONS, TITLE 34**200.55-200.57 Highly qualified teachers**200.61 Parent notification regarding teacher qualifications**COURT DECISIONS**Association of Mexican-American Educators et. al. v. State of California and the Commission on Teacher Credentialing, (1993) 836 F.Supp. 1534*

Management Resources:

*CTC CODED CORRESPONDENCE**08-11 Approval of Amendments to Title 5 Regulations Pertaining to Multiple Subject, Single Subject or Education Specialist Short-Term Staff Permit, July 18, 2008**08-09 New Online Credential View and Print Process, July 3, 2008**07-23 Visiting Faculty Permit, December 14, 2007**07-19 Designated Subjects Career Technical Education Teaching Credential, December 14, 2007**03-0021 Alignment of Emergency Permits and Credential Waivers with No Child Left Behind**CTC PUBLICATIONS**Teacher Supply in California: A Report to the Legislature, April 2008**Standards of Quality of Effectiveness for Professional Teacher Induction Program, June 2008**The Administrator's Assignment Manual, rev. September 2007**Standards of Quality and Effectiveness of Professional Teacher Preparation Programs, rev. March 2007**Standards of Quality and Effectiveness for Professional Teacher Induction Programs, March 2002**Standards of Quality and Effectiveness for Professional Teacher Preparation Programs, September 2001**California Standards for the Teaching Profession, July 1997**U.S. DEPARTMENT OF EDUCATION GUIDENCE**Improving Teacher Quality State Grants, December 19, 2002-rev. October 5, 2006**CSBA POLICY ADVISORIES**Teacher Credentialing Commission Eliminates Emergency Permits, August 2003**CSBA PUBLICATIONS**Maximizing School Board Leadership: Human Resources, 1996*

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.2(d)

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

California Teacher Credentialing Examinations: <http://www.ctcexams.nesinc.com>

Commission on Teacher Credentialing, Commissions, Information Guide (for employer's use only):
<http://www.ctc.ca.gov/credentials/cig>

National Board for Professional Teaching Standards: <http://www.nbpts.org>

U.S. Department of Education: <http://www.ed.gov>

Adopted: 1-25-78

Amended: 9-17-80; 11-17-82; 7-23-85; 2-25-92; 9-17-02; 6-17-03; 2-21-06

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.d APPROVE AMENDMENT TO BOARD POLICY 4112.21 –
INTERNS - ~~First~~ Second Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 4112.21 - Interns?

BACKGROUND: Board Policy 4112.21 is being updated to reflect the Commission on Teacher Credentialing action establishing preservice training requirement for all intern candidates and reflect new law (AB 2057) which clarifies that interns cannot participate in the Beginning Teacher Support and Assessment Program. Policy also contained materials formerly in AR re: assignment of interns and recommendation for credential following completion of internship program. Board Policy 4112.21 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 4112.21 - Interns.
2. Do not amend Board Policy 4112.21 - Interns.
3. Adopt a modified version of the amendment to Board Policy 4112.21 - Interns.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.21(a)

Interns

The Governing Board may employ interns to fulfill the district's need for additional instructional resources and to assist future teachers to meeting state credentialing requirements by linking teaching theory with practice.

The Superintendent or designee may enter into an agreement with an accredited college or university to provide supervised teaching experiences within the district as part of a teacher preparation program. He/she shall **ensure that the district** collaborates with the college or university in the selection, placement, support and performance assessment of interns.

(cf. 4111/4211/4311 – Recruitment and Selection)

The Superintendent or designee shall ensure that ***interns employed by the district*** such persons possess an appropriate internship credential from the Commission on Teacher Credentialing (CTC) ***and that their prior experiences and personal qualifications adequately prepare them for the responsibilities of the position.***

(cf. 4112.2 – Certification)

(cf. 4112.22 – Staff Teaching Students of Limited English Proficiency)

(cf. 4112.23 – Special Education Staff)

An intern may be assigned to provide the same services as a holder of a regular credential in accordance with the authorizations specified on the internship credential (Education Code 44454, 44325, 44326, 44830.3) Interns shall not be assigned to teach any classes outside the subject area, grade levels or classes authorized by their credential.

(cf. 4113 - Assignment)

To be assigned ~~Any intern hired~~ to teach core academic subjects, as defined in law, ***an intern must*** ~~shall be required to~~ meet the definition of a "highly qualified" teacher adopted by the State Board of Education. (20 USC 6319, 7801; 5 CCR 6100-6112)

(cf. 4112.24 - Teacher Qualifications Under the No Child Left Behind Act)

Terms of employment for interns shall be consistent with law and/or the district's collective bargaining agreement, ***as applicable. Interns shall not displace certificated district employees..***

(cf. 4116 – Probationary/Permanent Status)

(cf. 4141/4241 – Collective Bargaining Agreement)

Interns shall receive ***systematic supervision and guidance by qualified personnel in order***

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.21(b)

support and assistance to enhance their instructional skills and knowledge. ~~and may be assigned a mentor teacher, when state funding is available for the mentor teacher program, at the school where the intern is employed.~~ ***The Superintendent or designee shall ensure that district staff serving as supervisors, mentor teachers, or other support providers receive appropriate training to fulfill their responsibilities and maintain frequent communication with the interns they are assigned to assist.***

(cf. 4131 - Staff Development)

(cf. 4131.1 ~~Beginning Teacher Support/Induction~~)

(cf. 4138 – Mentor Teachers)

Interns shall be provided with ongoing feedback regarding their performance and shall be formally evaluated at least once every year in accordance with Board policy and the district's collective bargaining agreement.

(cf. 4115 - Evaluation/Supervision)

When an intern has successfully completed the program, the Board may recommend to the CTC that the intern be awarded a preliminary or professional clear credential commensurate with his/her qualifications. (Education Code 44328, 44468, 44830.3)

The Board shall regularly evaluate the effectiveness of the program to determine whether changes are needed in the support and/or assignment of interns. The Board's evaluation shall be based on a report by the Superintendent or designee, including, but not limited to, data on student performance in classes taught by interns, feedback from interns and supervisors, and the number of interns who successfully complete the program and obtain teaching or education specialist credentials.

(cf. 0500 – Accountability)

Legal Reference:

EDUCATION CODE

300-340 English language education for immigrant children

44253.3-44253.4 Certificate to provide services to limited-English proficient students

44253.10 Qualifications to provide specially designed academic instruction in English

44259 Minimum requirements for teaching credential

44279.1-44279.7 ~~Beginning Teacher Support and Assessment System~~

44314 Diversified or liberal arts program

44321 CTC approval of internship programs

44325-44329.5 District interns

~~44339-44341 Teacher fitness~~

44380-44387 Alternative certification program; *increased funding for internship programs*

~~44387 Increased funding for internship programs~~

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4112.21(c)

44450-44468 Teacher Education Internship Act of 1967 (university interns)
 44560-44562 Certificated Staff Mentoring Program
 44830.3 Employing district interns
 44885.5 District interns classified as probationary employees
 52055.605 Identification of high priority schools, High Priority Schools Grant Program
CODE OF REGULATIONS, TITLE 5
 6100-6125 No Child Left Behind teacher requirements
 13000-13017 New Careers Program
 80021.1 Provisional internship permit
 80055 Internship credential
UNITED STATES CODE, TITLE 20
 6319 Highly qualified teachers
 7801 Definitions, highly qualified teacher

Management Resources:

CTC CORRESPONDENCE

08-03 Preparation of Intern Credential Holders Prior to Service as Teacher of Record as an Intern, March 3, 2008

03-0028 Changes in District Intern Programs as a Result of Senate Bill 187, December 22, 2003

Implementation of SB 57, Early Completion Internship Option, March 20, 2003

CTC PUBLICATIONS

Administrator's Assignment Manual, 2008

CTC Credential Handbook, revised 1997

California Standards for the Teaching Profession, 1997

Standards of Quality and Effectiveness for Teacher Preparation Programs for Preliminary Multiple and Single Subject Teacher Credentials (including internship program), rev. April 2008

Standards of Quality and Effectiveness for Education Specialist Credential Program (Including University Internship Options) and Clinical Rehabilitative Services Credential Program, December 1996

Standards of Program Quality and Effectiveness for District Intern Programs, revised 1996

U.S. DEPARTMENT OF EDUCATION GUIDANCE

Improving Teacher Quality State Grants, revised January 16, 2004

WEB SITES

CSBA: <http://www.csba.org>

Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

Adopted: 9-17-02

Amended: 5-16-06, 4-15-08

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.e APPROVE AMENDMENT TO BOARD POLICY 4118 –
SUSPENSION/DISCIPLINARY ACTION - First ~~Second~~ Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 4118 – Suspension/Disciplinary Action?

BACKGROUND: Board Policy 4118 is being revised to add materials formerly include in AR which requires the Superintendent o notify the CTC when an employee has been charged with a “mandatory leave of absence offense.” Board Policy 4118 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 4118 – Suspension/Disciplinary Action.
2. Do not amend Board Policy 4118 – Suspension/Disciplinary Action.
3. Adopt a modified version of the amendment to Board Policy 4118 – Suspension/Disciplinary Action.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4118(a)

Suspension/Disciplinary Action

The Governing Board desires that *expects* all employees exhibit professional and appropriate conduct and serve as positive role models at school and in the community. ***An employee may be suspended or disciplined for unprofessional or inappropriate conduct*** ~~Unacceptable conduct shall be subject to disciplinary action~~ in accordance with law, collective bargaining agreement, Board policy and administrative regulations.

(cf. 4000 – Concepts and Roles)
(cf. 4112.5/4312.5 – Criminal Record Check)
(cf. 4117.4 – Dismissal)
(cf. 4119.21/4219.21/4319.21 – Professional Standards)
(cf. 4141/4241 – Collective Bargaining Agreement)

~~The Superintendent or designee shall develop administrative regulations that identify types of misconduct and possible consequences.~~ The Superintendent or designee may take disciplinary action as he/she deems appropriate in light of the particular facts and circumstances involved ***and based on the severity of the misconduct.*** Disciplinary actions may include, but not be limited to, verbal warnings, written warnings, reassignment, suspension, freezing or reduction of wages, compulsory leave, or dismissal.

~~He/she~~ ***The Superintendent or designee*** shall ensure that, *consistent with law*, disciplinary actions are taken in a consistent, nondiscriminatory manner and are appropriately documented.

(cf. 1312.1 – Complaints Concerning District Employees)
(cf. 4030 – Nondiscrimination in Employment)
(cf. 4032 – Complaints Concerning Discrimination in Employment)
(cf. 4112.6/4212.6/4312.6 – Personnel Files)
(cf. 4119.1/4219.1/4319.1 – Civil and Legal Rights)
(cf. 4117.4 – Dismissal)
(cf. 4119.11/4219.11/4319.11 – Sexual Harassment)

In accordance with law, the Superintendent or designee shall notify the Commission on Teacher Credentialing when the status of a credentialed employee has been changed as a result of alleged misconduct.

(cf. 4117.1 – Employment Status Reports)

Legal Reference:
EDUCATION CODE
44008 Effect of termination of probation
44009 Conviction of specified crimes
44010 Sex offense - definitions

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Personnel

BP 4118(b)

44011 Controlled substance offense - definitions

44242.5 Reports and review of alleged misconduct**44425 Conviction of a sex or narcotic offense**

44660-44665 Evaluation and assessment of performance of certificated employees

44830.1 Criminal record summary certificated employees

44930-44988 Resignations, dismissal, and leave of absence, especially:

44932 Grounds for dismissal of permanent employee

44933 Other grounds for dismissal

44938 Unprofessional conduct or unsatisfactory performance; notice of charges

44940 Sex offenses and narcotic offenses; compulsory leave of absence

44940.5 Compulsory leave of absence; procedures; extension; compensation; bond or security; reports

44942 Suspension or transfer of certificated employee on grounds of mental illness

44944 Conduct of hearing

44948.3 Dismissal of employees on probation

45055 Drawing of warrants for teachers

48907 Exercise of free speech, expression**48950 Speech and other communication**

51530 Advocacy or teaching of communism

GOVERNMENT CODE

3543.2 Scope of representation

HEALTH AND SAFETY CODE

11054 Schedule I; substances included

11055 Schedule II, substances included

11056 Schedule III, substances included

11357-11361 Marijuana

11363 Peyote

11364 Opium

11370.1 Possession of controlled substances with a firearm

PENAL CODE**187 Murder****291 School employees arrest for sex offense**

667.5 Prior prison terms, enhancement of prison terms

1192.7 Plea bargaining limitation

CODE OF REGULATIONS, TITLE 5**80303 Reports of change in employment status****80304 Notice of sexual misconduct****COURT DECISIONS**

Crowl v. Commission on Professional Competence (1990) 225 Cal. App. 3d 334

Management Resources:**COMMISSION ON TEACHER CREDENTIALING PUBLICATIONS***California's Laws and Rules Pertaining to the Discipline of Professional Certificated Personnel, 2007***WEB SITES**CSBA: <http://www.csba.org>Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

Adopted: 7-23-85

Amended: 1-21-92, 2-25-92, 9-17-02

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

SUBJECT: C.4.f APPROVE AMENDMENT TO BOARD POLICY 4131 – STAFF DEVELOPMENT - ~~First~~ Second Reading

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 4131 – Staff Development?

BACKGROUND: Board Policy 4131 is being revised to expand paragraph on individualized programs of professional growth to include assistance to teachers in meeting legal requirements to be fully qualified for their positions. Board Policy 4131 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 4131 – Staff Development.
2. Do not amend Board Policy 4131 – Staff Development.
3. Adopt a modified version of the amendment to Board Policy 4131 – Staff Development.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4131(a)

Staff Development

The Governing Board believes that, in order to maximize student learning and achievement, certificated staff members must be continuously learning and improving their skills. The Superintendent or designee shall develop a program of ongoing professional development which includes opportunities for teachers ~~and certificated teaching assistants~~ to enhance their instructional and classroom management skills **and become informed about changes in pedagogy and subject matter.** ~~and increase their knowledge of academic content in the core curriculum. The program may include but is not limited to:~~

The district's staff development program shall assist certificated staff in developing knowledge and skills, including, but not limited to:

1. Mastery of discipline-based knowledge, including ***academic content in the core curriculum and academic standards*** ~~the state adopted standards, and effective subject specific pedagogical skills~~

(cf. 6011 - Academic Standards)
 (cf. 6142.1 – Sexual Health and HIV/AIDS Prevention Instruction)
 (cf. 6142.3 – Civic Education)
 (cf. 6142.5 - Environmental Education)
 (cf. 6142.6 - Visual and Performing Arts Education)
 (cf. 6142.7 - Physical Education)
 (cf. 6142.8 - Comprehensive Health Education)
 (cf. 6142.91 - Reading/Language Arts Instruction)
 (cf. 6142.92 - Mathematics Instruction)
 (cf. 6142.93 - Science Instruction)

2. ***Use of effective, subject-specific teaching methods, strategies, and skills***

3. ~~The~~ Use of technologies to enhance instruction

(cf. 0440 - District Technology Plan)
 (cf. ~~6162.7 Use of Technology in Instruction~~)

4. Sensitivity to and ability to meet the needs of diverse student populations, including but not limited to, students with various racial and ethnic groups, students with disabilities, English language learners, economically disadvantaged students, gifted and talented students, ***and at-risk students*** .

(cf. 4112.22/4212.22 - Staff Teaching Students of Limited English Proficiency)
 (cf. 4112.23 - Special Education Staff)

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

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Personnel

BP 4131(b)

(cf. 5147 – Dropout Prevention)
(cf. 5149 – At-Risk Students)
(cf. 6141.5 – Advanced Placement)
(cf. 6171 – Title I Programs)
(cf. 6172 – Gifted and Talented Student Program)
(cf. 6173 – Education for Homeless Children)
(cf. 6173.1 – Education for Foster Youth)
(cf. 6174 – Education for English Language Learners)
(cf. 6175 – Migrant Education Program)

5. Understanding of how academic and vocational instruction can be integrated and implemented to increase student learning

(cf. 6178 – Career Technical Education)
~~*(cf. 6030 – Integrated Academic and Vocational Instruction)*~~

6. Knowledge of strategies that enable parents/guardians to participate fully and effectively in their children's education

(cf. 1240 – Volunteer Assistance)
(cf. 5020 – Parent Rights and Responsibilities)
(cf. 6020 – Parent Involvement)

7. Effective classroom management skills and strategies for establishing a climate that promotes respect, fairness, and discipline including conflict resolution, intolerance, and hatred prevention

(cf. 5137 – Positive School Climate)
(cf. 5138 – Conflict Resolution/Peer Mediation)
(cf. 5145.9 – Hate-Motivated Behavior)

8. Ability to relate to students, understand their various stages of growth and development, and motivate them to learn

9. Ability to interpret and use data and assessment results to guide instruction

(cf. 5121 – Grades/Evaluation of Student Performance)
(cf. 6162.5 – Student Assessment)

10. **Knowledge of** topics related to student health, safety and welfare

(cf. 0450 – Comprehensive Safety Plan)
(cf. 3515.5 – Sex Offender Notification)
(cf. 5030 – Student Wellness)
(cf. 5131.6 – Alcohol and Other Drugs)

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

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Personnel

BP 4131(c)

*(cf. 5131.63 - Steroids)**(cf. 5141.21 – Administering Medication and Monitoring Health Conditions)**(cf. 5141.4 - Child Abuse Prevention and Reporting)**(cf. 5141.52 – Suicide Prevention)**(cf. 5145.3 - Nondiscrimination/Harassment)**(cf. 5145.7 - Sexual Harassment)*

11. **Knowledge of** topics related to employee health, safety, and security

*(cf. 4119.11/4219.11/4319.11 – Sexual Harassment)**(cf. 4119.42/4219.42/4319.42 – Exposure Control Plan for Bloodborne Pathogens)**(cf. 4119.43/4219.43/4319.43 – Universal Precautions)**(cf. 4157/4257/4357 – Employee Safety)**(cf. 4158/4258/4358 – Employee Security)*

The Superintendent or designee may, in conjunction with individual teachers and interns, develop an individualized program of professional growth, which contributes to competence, performance, and effectiveness in teaching and classroom assignments, and as necessary, teachers shall receive professional development, as defined in 20 USC 7801, which is designed to help assist them in meeting state or federal the requirements of federal law for teachers of core academic subject to be fully qualified for their positions. (20 USC 6319)

*(cf. 4112.2 – Certification)**(cf. 4112.21 – Interns)**(cf. 4112.24 – Teacher Qualifications Under the No Child Left Behind Act)**(cf. 4138 – Mentor Teachers)*

~~The Superintendent or designee shall ensure that the district meets its obligations related to the professional growth of individual probationary and permanent teachers.~~

~~*(cf. 4112.21 – Interns)*~~~~*(cf. 4116 – Probationary/Permanent Status)*~~~~*(cf. 4131.1 – Beginning Teacher Support/Induction)*~~~~*(cf. 4131.5 – Professional Growth)*~~

The district's staff evaluation process may be used to recommend additional staff development for individual employees.

*(cf. 4115 – Evaluation/Supervision)**(cf. 4139 – Peer Assistance and Review)*

The Superintendent or designee shall involve teachers, site and district administrators, and others, as appropriate, in the development of the district's staff development program. He/she

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BP 4131(d)

shall ensure that the district's staff development program is aligned with district priorities for student achievement, school improvement objectives, and school plans. ~~established by individuals who are closest to the classroom and most knowledgeable about the needs of the school and its students.~~

*(cf. 0000 – Vision)**(cf. 0200 – Goals for the School District)**(cf. 0420 – School Plans/Site Councils)**(cf. 0420.1 – School Based Program Coordination)**(cf. 0520.1 – High Priority School Grant Program)**(cf. 0520.2 – Title I Program Improvement Schools)**(cf. 0520.3 – Title I Program Improvement Districts)*

The Board may budget funds for actual and reasonable expenses incurred by staff who participate in staff development activities.

*(cf. 3100 – Budget)**(cf. 3350 – Travel Expenses)*

The Superintendent or designee shall provide a means for continual evaluation of the benefit of staff development activities to *both* staff and students and shall regularly report to the Board regarding the effectiveness of the staff development program. ***Based on the Superintendent's report, the Board may revise the program as necessary to ensure that the staff development program supports the district's priorities for student achievement.***

(cf. 0500 – Accountability)~~*(cf. 9000 – Role of the Board)*~~

Legal Reference:

EDUCATION CODE

~~41505-41508 Pupil Retention Block Grant; school plan~~

41520-41522 Teacher Credentialing Block Grant, including beginning teacher support and assessment

41530-41533 Professional Development Block Grant

~~41570-41573 School and Library Improvement Block Grant; school plan~~

44032 Travel expense payment

44259.5 Standards for *teacher* preparation of all students~~44277-44279 Professional growth requirements for *individual teachers* maintaining valid credentials~~

44279.1-44279.7 Beginning Teacher Support and Assessment Program (BTSA)

~~44325-44329.5 District interns~~~~44450-44468 University internship program~~~~44560-44562 Certificated Staff Mentoring Program Inservice preparation in ethnic backgrounds~~

44570-44578 Inservice training - personnel; secondary education

44580-44591 Inservice training - personnel; elementary teachers

44630-44643 Professional Development and Program Improvement Act of 1968

~~44681-44689 Administrator training and evaluation~~

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 4000

Personnel

BP 4131(e)

44700-44705 Classroom teacher instructional improvement program
 44735 Teacher as a Priority; teacher recruitment and retention in high-priority schools
~~44755-44757.5 Inservice training in reading instruction, grades K-3~~
45028 Salary schedule and exceptions
 48980 Notification of parents/guardians: schedule of minimum days
~~51210 Courses of study for grades 1-6~~
~~51220 Courses of study for grades 7-12~~
~~51226.3 Legislative intent for staff development on the Great Irish Famine~~
52055.600-52055.662 High Priority Schools Grant Program
~~52800-52870 School-Based Program Coordination Act~~
 56240-56245 Staff development; service to persons with disabilities
 99200-99206 Subject matter projects
 99220-99227 California Professional Development Institutes
 99230-99242 Mathematics and Reading Professional Development Program
 REPEALED EDUCATION CODE FOR CATEGORIAL PROGRAMS
 44579-44579.6 Instructional Time and Staff Development Reform Program
GOVERNMENT CODE
 3543.2 Scope of representation of employee organization
CODE OF REGULATIONS, TITLE 5
~~6100-6125 Teacher qualifications, No Child Left Behind Act~~
 11980-11986 Mathematics and Reading Professional Development Program
 13025-13044 Professional development and program improvement programs
UNITED STATES CODE, TITLE 20
 6319 High qualified teachers
 6601 - 6702 Dwight D. Eisenhower Professional Development Program
~~7801 Definitions, high-qualified teacher~~
PUBLIC EMPLOYMENT RELATIONS BOARD DECISIONS
 United Faculty of Contra Costa Community College District v. Contra Costa Community College District, (1990)
 PERB Order No. 804, 14 PERC P21, 085

Management Resources:

CTC PUBLICATIONS

California Standards for the Teaching Profession: ~~A Description of Professional Practice for California Teachers,~~
1997

CDE PUBLICATIONS

State Board of Education Guidelines and Criteria for Approval of Training Providers, March 2008

~~NCLB Teacher Requirements Resource Guide, March 2004~~

WEB SITES

Beginning Teacher Support and Assessment: <http://www.btsa.ca.gov>

California Commission on Teacher Credentialing: <http://www.ctc.ca.gov>

CDE, Professional Development: <http://www.cde.ca.gov/pd>

California Subject Matter Projects: <http://csmrp.ucop.edu>

Adopted: 1-25-78

Amended: 3-6-84, 7-25-85, 1-21-92, 9-17-02, 3-16-04, 4-20-05

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.g APPROVE AMENDMENT TO BOARD POLICY 5131 - CONDUCT
- ~~First~~ Second Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 5131 - Conduct?

BACKGROUND: Board Policy 5131 is being revised to reflect new law (AB86) which authorizes suspension or expulsion of a student in grades 4-12 for bullying, including bullying by electronic means. Policy also adds new item re: possession of drugs or alcohol to prohibited list of student conduct. Section entitled "Possession/Use of Mobile Communications Devices" updated to add language re: prohibiting students from using such devices while driving on school property and to add language clarifying the circumstances under which an employee may search a student's personally owned mobile communication device. Board Policy 5131 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 5131 - Conduct.
2. Do not amend Board Policy 5131 - Conduct.
3. Adopt a modified version of the amendment to Board Policy 5131 - Conduct.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 5000

Students

BP 5131(a)

Conduct

The Governing Board believes that all students have the right to be educated in a positive learning environment free from disruptions. Students shall be expected to exhibit appropriate conduct that does not infringe upon the rights of others or interfere with the school program on school grounds while going to or coming from school, while at school activities, and while on district transportation.

(cf. 5112.5 – Open/Closed Campus)

(cf. 5131.1 - Bus Conduct)

(cf. 6145.2 – Athletic Competition)

Conduct is considered appropriate when students are diligent in study, careful with school property, courteous, and respectful towards their teachers, other staff, students and volunteers.

The Superintendent or designee shall ensure that each school site develops standards of conduct and discipline consistent with district policies and administrative regulations. Students and parents/guardians shall be notified of district and school rules related to conduct.

Prohibited student conduct includes but is not limited to:

1. Conduct that endangers *students*, staff and others

(cf. 0450 - Comprehensive Safety Plan)

(cf. 5131.7 - Weapons and Dangerous Instruments)

(~~cf. 5136 - Gangs~~)

(cf. 5142 - Safety)

2. Conduct that disrupts the orderly classroom or school environment

(cf. 5131.4 - Student Disturbances)

3. Harassment of students or staff, ~~including~~ *such as* bullying, ~~including so-called~~ “cyberbullying,” *intimidation*, hazing or initiation activity, ridicule, extortion, or any other verbal, written or physical conduct that causes or threatens to cause bodily harm or emotional suffering, *in accordance with the section entitled “Bullying/Cyberbullying” below.*

“Cyberbullying” includes the *transmission of communications*, posting of harassing messages, direct threats, social cruelty, or other harmful texts, *sounds* or images on the internet, social networking sites, or other digital technologies, *using a telephone, computer, or any wireless communication device.* *Cyberbullying also includes* as well as breaking into another person’s *electronic* account and assuming that person’s identity *in order* to damage that person’s

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reputation or friendships.

(cf. 5145.3 - Nondiscrimination/Harassment)

(cf. 5145.7 - Sexual Harassment)

(cf. 5145.9 - Hate-Motivated Behavior)

4. Damage to or theft of property belonging to the district, staff or students

(cf. 3515.4 - Recovery for Property Loss or Damage)

(cf. 5131.5 - Vandalism, Theft and Graffiti)

5. Possession or use of laser pointers on school premises, unless used for a valid instructional or other school-related purpose, including employment (Penal Code 417.27)

Prior to bringing a laser pointer on school premises, students shall first obtain permission from the principal or designee. The principal or designee shall determine whether the requested use of the laser pointer is for a valid instructional or other school-related purpose.

6. Use of profane, vulgar, obscene, discriminatory, or abusive language

(cf. 5145.2 - Freedom of Speech/Expression)

7. Plagiarism or dishonesty in school work or on tests

(cf. 5131.9 - Academic Honesty)

(cf. 6162.54 - Test Integrity/Test Preparation)

(cf. 6162.6 - Use of Copyrighted Materials)

8. Inappropriate attire

(cf. 5132 - Dress and Grooming)

9. Tardiness or unexcused absence from school

(cf. 5113 - Absences and Excuses)

(cf. 5113.1 - Truancy)

10. Failure to remain on school premises in accordance with school rules

(cf. 5112.5 - Open/Closed Campus)

11. Possession, use, or being under the influence of tobacco, alcohol, or other prohibited drug in violation of school rules

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Students

BP 5131(c)

*(cf. 5131.6 – Alcohol and Other Drugs)**(cf. 5131.62 – Tobacco)**(cf. 5131.63 – Steroids)*

Employees are expected to provide appropriate supervision to enforce standards of conduct and, if they observe or become aware of a violation of these standards, to immediately intervene or call for assistance. If an employee believes a matter has not been resolved, he/she shall refer the matter to his/her supervisor or administrator for further investigation.

Students who violate district or school rules and regulations may be subject to discipline, including, but not limited to, suspension, expulsion or transfer to alternative programs, ***or denial of participation in extracurricular or cocurricular activities*** in accordance with Board policy and administrative regulation. ***The Superintendent or designee shall notify and contact with*** local law enforcement as appropriate.

*(cf. 1020 – Youth Services)**(cf. 1400 – Relations Between Other Governmental Agencies and the Schools)**(cf. 5020 – Parent Rights and Responsibilities)**(cf. 5144 – Discipline)**(cf. 5144.1 – Suspension and Expulsion/Due Process)**(cf. 5144.2 – Suspension and Expulsion/Due Process (Students with Disabilities))**(cf. 6020 – Parent Involvement)**(cf. 6145 – Extracurricular and Cocurricular Activities)**(cf. 6184 – Continuation Education)**(cf. 6185 – Community Day School)*

Students may also be subject to discipline for any off-campus conduct during non-school hours which poses a threat or danger to the safety of students, staff, or district property, or ***substantially*** disrupts the ~~orderly delivery of the~~ educational program ***of the district or any other district*** in accordance with law, Board policy, or administrative regulation

Possession/Use of Cellular Phones and Other *Mobile Communication* Electronic Signaling Devices

Students may possess or use ***on campus personal*** electronic signaling devices, including but not limited to, pagers, beepers and cellular/digital telephones, ***as well as other mobile communications devices including, but not limited to, digital media players, personal digital assistants (PDAs), compact disc players, portable game consoles, cameras, digital scanners, and laptops computers, provided that such devices do not disrupt the education program or school activity and are not used for illegal or unethical activities such as cheating on assignments or tests.*** If the device has the capability to capture digital images and/or take photographs of any kind the student shall be prohibited from using this capability. Permitted devices shall:

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1. Be turned off during the school day *unless it is being used as part of an instructional activity or with the permission of the teacher.*
2. Not disrupt the educational program or school activity.
3. May not utilize capability to capture digital images and/or take photographs of any kind at any time.

If disruption occurs *or the student uses any mobile communications device for improper activities*, the employee may direct the student to turn off the device and/or *shall* confiscate it. If a school employee finds it necessary to confiscate a device, he/she may either return it at the end of the class period or school day or activity, or keep it until the principal or designee has consulted with the student's parent/guardian.

In accordance with the Board's policy and administrative regulation on search and seizure, a school official may search a student's mobile communications device, including, but not limit to, reviewing messages or viewing pictures.

(cf. 5145.12 – Search and Seizure)

Students shall not use mobile communications devices, even in hands-free mode, while driving on school grounds or to or from a school-related activity.

A student who violates this policy may be prohibited from possessing a *mobile communications personal electronic signaling device* at school or school-related events *and/or may be subject to further discipline in accordance with Board policy and administrative regulation.*

No student shall be prohibited from possessing or using an electronic signaling device that is determined by a licensed physician or surgeon to be essential for the student's health and the use of which is limited to health-related purposes. (Education Code 48901.5)

Bullying/Cyberbullying

The Board desires to prevent bullying by establishing a positive, collaborative school climate and clear rules for student contact.

(cf. 5137 – Positive School Climate)

(cf. 5138 – Conflict Resolution/Peer Mediation)

(cf. 6164.2 – Guidance/Counseling Services)

The district may provide students instruction in the classroom or other ~~school~~ *educational*

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settings, that promotes communication, social skills, and assertiveness skills and ***educates students about appropriate online behavior and strategies to prevent and respond to bullying and cyberbullying.*** This instruction may involve parents/guardians, staff, and community members in the development of strategies to prevent and respond to bullying.

(cf. 1220 – Citizen Advisory Committees)
(cf. 6163.4 – Student Use of Technology)

School staff shall receive related professional development, including information about early warning signs of harassing/intimidating behaviors and effective prevention and intervention strategies. Parents/guardians and students also may be provided with similar information.

(cf. 4131, 4231, 4331 – Staff Development)

Students may submit a verbal or written complaint of conduct they consider to be bullying to a teacher or administrator and may also request that their name be kept in confidence. The Superintendent or designee may establish other processes whereby students may submit anonymous reports of bullying. Complaints of bullying or harassment shall be investigated and resolved in accordance with site-level grievance procedures specified in AR 5145.7 – Sexual Harassment.

When a student is suspected of or reported to be using electronic or digital communications to engage in cyberbullying against other students or staff or to threaten district property, the investigation shall include documentation of the activity, identification of the source, and a determination of the impact or potential impact on school activity or school attendance.

Students shall be encouraged to save and print any messages sent to them that they feel constitutes cyberbullying and to notify a teacher, principal, or other employee so that the matter may be investigated.

Any student who engages in cyberbullying conducted using district-owned equipment or on school premises, as well as or off- campus in a manner cyberbullying that impacts a school activity or school attendance, may shall be subject to discipline in accordance with district policies and regulations. If the student is using a social networking site or service that has terms of use that prohibit posting harmful material, the Superintendent or designee also may file a complaint with the Internet site or service to have the material removed.

(cf. 5145.12 – Search and Seizure)
(cf. 6163.4 – Student Use of Technology)

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BP 5131(f)

Legal Reference:**EDUCATION CODE****200-262.4 Prohibition of discrimination****32261 Bullying**

35181 Governing board policy on responsibilities of students

35291-35291.5 Rules

44807 Duty concerning conduct of students

48900-48925 Suspension or expulsion

48908 Duties of students

51512 Prohibition use of electronic listening or recording device in classroom without permission

CIVIL CODE

1714.1 Liability of parents and guardians for willful misconduct of minor

PENAL CODE

417.25-417.27 Laser scope

647 Use of camera or other instrument to invade person's privacy; misdemeanor

647.7 Use of camera or other instrument to invade person's privacy; punishment

653.2 Electronic communication devices, threats to safety**VEHICLE CODE****23124 Use of cellular phones provisional license holders****CODE OF REGULATIONS, TITLE 5**

300-307 Duties of pupils

UNITED STATES CODE, TITLE 42

2000h-2000h6 Title IX, 1972 Education Act Amendments

UNITED STATES CODE, TITLE 47**254 Universal service discounts (e-rate)****COURT DECISIONS**

Emmett v. Kent School District No. 415, (2000) 92 F.Supp. 1088

Bethel School District No. 403 v. Fraser, (1986) 478 U.S. 675

Tinker v. Des Moines Independent Community School District, (1969) 393 U.S. 503

Management Resources:**CSBA PUBLICATIONS**

Cyberbullying: Policy Considerations for Boards, Governance and Policy Services Policy Brief, July 2007

~~Protecting Our Schools: Governing Board Strategies to Combat School Violence, 1999~~**CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS**

Bullying at School, 2003

NATIONAL SCHOOL BOARDS ASSOCIATION PUBLICATIONS

Digital Discipline: Off-Campus Student Conduct, the First Amendment and Web Sites, School Law in Review, 2001

NATIONAL SCHOOL SAFETY CENTER PUBLICATIONS

Set Straight on Bullies, 1989

U.S. DEPARTMENT OF EDUCATION PUBLICATIONS

Preventing Bullying: A Manual for Schools and Communities, 1998

WEB SITESCalifornia Coalition for Children's Internet Safety: <http://www.cybersafety.ca.gov>CDE, Safe Schools Office: <http://www.cde.ca.gov/lr/ss>CSBA: <http://www.csba.org>Center for Safe and Responsible Internet Use: <http://csriu.org> and <http://cyberbully.org>National School Boards Association: <http://nsba.org>

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National School Safety Center: <http://www.schoolsafety.us>

NetSmartz: <http://www.netsmartz.org>

U.S. Department of Education: <http://www.ed.gov>

U.S. Office of Juvenile Justice and Delinquency Prevention: <http://www.ojjdp.ncjrs.org>

Adopted: 5-25-78

Amended: 10-15-80, 5-15-84, 5-20-86, 8-5-92, 9-17-02, 11-16-04, 2-19-08

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: ~~FEBRUARY 17, 2009~~ MARCH 17, 2009

**SUBJECT: C.4.h APPROVE AMENDMENT TO BOARD POLICY 5145.12 –
SEARCH AND SEIZURE - First Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 5145.12 – Search and Seizure?

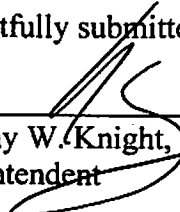
BACKGROUND: Board Policy 5145.12 is being revised to include text clarifying the legal standard for establishing reasonable suspicion for searching an individual student or his/her belongings, including the scope of the search and the standard for searching a student's personal mobile communications device. Board Policy 5145.12 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 5145.12 – Search and Seizure.
2. Do not amend Board Policy 5145.12 – Search and Seizure.
3. Adopt a modified version of the amendment to Board Policy 5145.12 – Search and Seizure.

RECOMMENDATION: Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

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BP 5145.12(a)

Search And Seizure

The Governing Board is fully committed to promoting a safe learning environment and, to the extent possible, eliminating the possession and use of weapons, illegal drugs, and other controlled substances by students on school premises and at school activities. As necessary to protect the health, safety and welfare of students and staff, school officials may search students, their property and/or district property under their control, and may seize illegal, unsafe and prohibited items.

*(cf. 0450 – Comprehensive Safety Plan)
(cf. 3515 – Campus Security)
(cf. 5131 – Conduct)
(cf. 5131.7 – Weapons and Dangerous Instruments)
(cf. 5144.1 – Suspension and Expulsion/Due Process)*

The Governing Board requires ~~urges~~ that employees exercise discretion and good judgment and common sense be exercised in all cases of search and seizure. When conducting a search or seizure, employees shall act in accordance with law, Board policy, and administrative regulation.

*(cf. 0410 – Nondiscrimination in District Programs and Activities)
(cf. 1312.1 – Complaints Concerning District Employees)
(cf. 5145.3 – Nondiscrimination/Harassment)*

Individual Searches

School officials may search individual students, ~~their~~ his/her property and or district property under ~~their~~ his/her control, when there is a reasonable suspicion that the search will uncover evidence that the student he/she is violating the law, Board policy, administrative regulation, or other rules of the district or the school. Reasonable suspicion shall be based on specific and objective facts that the search will produce evidence related to the alleged violation. The types of student property that may be searched by school officials include, but are not limited to, lockers, purses, backpacks, student vehicles parked on district property, cellular phones, or other electronic communication devices.

Any search of a student, his/her property, or district property under his/her control shall be limited in scope and designed to produce evidence related to the alleged violation. Factors to be considered by school officials when determining the scope of the search shall include the danger to the health or safety of students or staff, such as the possession of weapons, drugs, or other dangerous instruments, and whether the item(s) to be searched by school officials are reasonably related to the contraband to be found. In addition, school officials shall consider

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the intrusiveness of the search in light of the student's age, gender, and the nature of the alleged violation.

Employees shall not conduct strip searches or body cavity searches of any student. (Education Code 49050)

Searches of individual students shall be conducted in the presence of at least two district employees.

The principal or designee shall notify the parent/guardian of a student subjected to an individualized search as soon as possible after the search.

(cf. 5145.11 - Questioning and Apprehension)

Searches of Multiple Student Lockers/Desks

All student lockers and desks are the property of the district. The principal or designee may conduct a general inspection of school properties that are within the control of students, such as lockers and desks, on a regular, announced basis, with students standing by their assigned lockers or desks. Any items contained in a locker or desk shall be considered to be the property of the student to whom the locker or desk was assigned.

~~Because lockers and desks are under the joint control of the student and the district, school officials shall have the right and ability to open and inspect any school locker or desk without student permission or prior notice when they have reasonable suspicion that the search will uncover evidence of illegal possessions or activities or when odors, smoke, fire and/or other threats to health, welfare or safety emanate from the locker or desk.~~

Use of Drug-Detection Dogs

In an effort to keep the schools free of drugs, the district may use specially trained nonaggressive dogs to sniff out and alert staff to the presence of substances prohibited by law or Board policy. The dogs may sniff the air around lockers, desks, or vehicles on district property or at district-sponsored events, ~~as long as they are not allowed to sniff within the close proximity of any students.~~ ***Dogs shall not sniff within the close proximity of students or other persons and may not sniff any personal items on those persons without their consent.***

~~*(cf. 5131.6 - Alcohol and Other Drugs)*~~

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BP 5145.12(c)

Legal Reference:**EDUCATION CODE****32280-32289 School safety plans**

35160 Authority of governing boards

35160.1 Broad authority of school districts

35294-35294.9 School safety plans

48900-48927 Suspension and expulsion

49050-49051 Searches by school employees

49330-49334 Injurious objects

PENAL CODE

626.9 Firearms

626.10 Dirks, daggers, knives or razor; bringing into or possession of upon or within public school ground; exception

CALIFORNIA CONSTITUTION**Article 1, Section 28(c) Right to Safe Schools****COURT DECISIONS****Redding v. Safford Unified School District, (9th Cir. 2008) 531 F.3d 1071**

B.C. v. Plumas, (9th Cir. 1999) 192 F.3d 1260

Jennings v. Joshua Independent School District (5th Cir. 1989) 877 F.2d 313

O'Connor v. Ortega, (1987) 107 S.Ct. 1492

New Jersey v. T.L.O., (1985) 469 U.S. 325

Horton v. Goose Creek Independent School District, (5th Cir. 1982) 690 F.2d 470

Zamora v. Pomeroy, (10th Cir. 1981) 639 F.2d 662

ATTORNEY GENERAL OPINIONS

83 Ops.Cal.Atty.Gen. 257 (2000)

75 Ops.Cal.Atty.Gen. 155 (1992)

Management Resources:**NATIONAL INSTITUTE OF JUSTICE PUBLICATIONS*****The Appropriate and Effective Use of Security Technologies in U.S. Schools: A Guide for Schools and Law Enforcement Agencies, 1999*****WEB SITES**California Attorney General's Office: <http://caag.state.ca.us>CDE, Safe Schools and Violence Prevention Office: <http://www.cde.ca.gov/spbranch/safety>National Institute of Justice: <http://www.ojp.usdoj.gov/nij>

Adopted: 5-20-86

Amended: 9-1-92, 9-17-02

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

**SUBJECT: C.4.i APPROVE AMENDMENT TO BOARD POLICY 5141.6 –
STUDENT HEALTH AND SOCIAL SERVICES - First Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 5141.6 – Student Health and Social Services?


BACKGROUND: Board Policy 5141.6 is being retitled and revised to include language on needs assessment, contract with health professionals, funding, confidentiality, consent for services, fees for services, third-party reimbursements, and program evaluation. Board Policy 5141.6 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 5141.6 – Student Health and Social Services.
2. Do not amend Board Policy 5141.6 – Student Health and Social Services.
3. Adopt a modified version of the amendment to Board Policy 5141.6 – Student Health and Social Services.

RECOMMENDATION: Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

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Students

BP 5141.6(a)

Student Health and Social Services

The Governing Board recognizes that ~~Because good physical and mental health is critical to a student's ability to learn, the Governing Board~~ ***and*** believes that all students should have access to comprehensive health and social services. The Board ~~desires to~~ ***shall*** collaborate with local and state ~~agencies and health care~~ health, mental health and social service providers ~~to assess the health needs of students~~ order to offer integrated services at or near in district schools ~~and the community. Based on this needs assessment and the availability of resources, the Superintendent or designee shall recommend for Board approval the types of~~ to provide necessary health care services to ~~be provided by the district. students with needs for such services.~~

(cf. 5131.6 – Alcohol and Other Drugs)
 (cf. 5131.61 – Drug Testing)
 (cf. 5131.62 – Tobacco)
 (cf. 5131.63 – Steroids)
 (cf. 5141 – Health Care and Emergencies)
 (cf. 5141.21 – Administering Medication and Monitoring Health Conditions)
 (cf. 5141.22 – Infectious Diseases)
 (cf. 5141.23 – Asthma Management)
 (cf. 5141.24 – Specialized Health Care Services)
 (cf. 5141.26 – Tuberculosis Testing)
 (cf. 5141.3 – Health Examinations)
 (cf. 5141.31 – Immunizations)
 (cf. 5141.32 – Health Screening for School Entry)
 (cf. 5141.33 – Head Lice)
 (cf. 5141.4 – Child Abuse Prevention and Reporting)
 (cf. 5141.52 – Suicide Prevention)
 (cf. 6145.2 – Athletic Competition)
 (cf. 6159 – Individualized Education Program)
 (cf. 6164.6 – Identification and Education Under Section 504)

The Board may employ or contract with health care professionals or partner with community health centers to provide the services under the terms of a written contract of memorandum of understanding.

(cf. 1020 – Youth Services)
 (cf. 3312 – Contracts)

Board approval shall be required for any proposed use of district resources and facilities to support school health services. The Superintendent or designee shall identify funding opportunities available through grant programs, private foundations, and partnerships with local agencies and organizations.

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BP 5141.6(b)

*(cf. 1260 – Educational Foundation)**(cf. 3100 – Budget)**(cf. 7000 – Facilities Master Plan)*

The Superintendent or designee shall coordinate the provision of school health services with other student wellness initiatives, including health education, programs that address nutrition and physical fitness, and other activities designed to create a healthy school environment. The Superintendent or designee shall encourage joint planning and regular communications among health services staff, district administrators, teachers, counselors, other staff, and parents/guardians.

*(cf. 3550 – Food Service/Child Nutrition Program)**(cf. 5030 – Student Wellness)**(cf. 6142.7 – Physical Education)**(cf. 6142.8 – Comprehensive Health Education)**(cf. 6164.2 – Counseling/Guidance Services)*

Consent and Confidentiality

The Superintendent or designee shall obtain written parent/guardian consent prior to providing services to a student, except when the student is authorized to consent to the service pursuant to Family Code 6920-6929 or other applicable laws.

The Superintendent or designee shall maintain the confidentiality of student health records in accordance with law.

(cf. 5125 – Student Records)

The Board directs the Superintendent or designee to promote the participation by district students in affordable, comprehensive health coverage programs such as Healthy Families, Medi-Cal for Children and other health coverage programs to children of low to moderate income working families.

(cf. 1020 - Youth Services)

Legal Reference:

EDUCATION CODE**8800-8807 Healthy Start support services for children****49073-49079 Privacy of student records****49423.5 Specialized physical health care services****49557.2-49558 Eligibility for free and reduced price meals/sharing information with Medi-Cal****56340 Meetings to develop, review and revise individualized education programs**

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BP 5141.6(c)

FAMILY CODE**6920-6929 Consent by minor for medical treatment****GOVERNMENT CODE**

95020 Individualized family service plan

HEALTH AND SAFETY CODE**121020 HIV/AIDS testing and treatment; parental consent for minor under age 12****123110 Minor's right to access health records****123115 Limitation on parent/guardian access to minor's health records****123800-123995 California Children's Services Act****124025-124110 Child Health and Disability Prevention Program****124172-124174.5 Public School Health Center Support Program****130300-130317 Health Insurance Portability and Accountability Act (HIPAA)****WELFARE AND INSTITUTIONS CODE****14059.5 Definition of "medically necessary"****14100.2 Confidentiality of Medi-Cal information****14115 Medi-Cal claims process****14124.90 Third-party health coverage****14132.06 Covered benefits; health services provided by local educational agencies****14132.47 Administrative claiming process and targeted case management****CODE OF REGULATIONS, TITLE 10****2699.6500-2699.6815 Healthy Families Program****CODE OF REGULATIONS, TITLE 17****2951 Testing standards****688-6874 Child Health and Disability Preventing Program****CODE OF REGULATIONS, TITLE 22****51009 Confidentiality****51050-51192 Definitions of Medi-Cal providers and services****51051 Providers of services****51096 Speech pathology****51098 Audiological services****51190.1 Local educational agency eligible beneficiary****51190.2 Local educational agency provider****51190.3 Local educational agency practitioner****51190.4 Local educational agency services****51190.5 Managed care plan****51200 Requirements for providers****51231.2 Wheelchair van requirements****51270 Local educational agency provider; conditions for participation****51304 Limitations on specified benefits****51309 Psychology****51323 Medical transportation services****51351 Targeted case management services****51360 Local educational agency; types of services****51491 Local educational agency eligibility for payment****51535.5 Reimbursement to local educational agency providers****UNITED STATES CODE, TITLE 20****1232g Family Education and Privacy Act (FERPA)****UNITED STATES CODE, TITLE 42**

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BP 5141.6(d)

*1320c-9 Prohibition against disclosure of records**1397aa-1397jj State Children's Health Insurance Program***CODE OF FEDERAL REGULATIONS, TITLE 42***431.300 Use and disclosure of information on Medicaid applicants and recipients***CODE OF FEDERAL REGULATIONS, TITLE 45***164.500-164-534 Health Insurance Portability and Accountability Act (HIPAA)*

Management Resources:

CSBA PUBLICATIONS*Expanding Access to School Health Services: Policy Considerations for Governing Boards, Policy Brief, November 2008**Promoting Oral Health for California's Student: New Role, New Opportunities for Schools, Policy Brief, November 2008**Providing School Health Services in California: Perceptions, Challenges and Needs of District Leadership Teams, 2008***DEPARTMENT OF HEALTH SERVICES PUBLICATIONS***LEA Medi-Cal Provider Manual**California School-Based Medi-Cal Administrative Activities Manual***DEPARTMENT OF HEALTH SERVICES POLICY LETTERS***00-06 Managed Care Plan Relationships with Local Education Agency Providers, December 11, 2000***NATIONAL ASSEMBLY ON SCHOOL-BASED HEALTH CARE PUBLICATIONS***A Guidebook for Evaluation School-Based Health Centers***NATIONAL CENTER FOR YOUTH LAW PUBLICATIONS***Minor Consent, Confidentiality, a Child Abuse Reporting in California, October 2006***CDE PUBLICATIONS***LEA Medi-Cal Billing Option, 4/25/94***WEB SITES**CSBA: <http://www.csba.org>CSBA, PractiCal Program: <http://www.csba.org/Services/Services/District Services/PractiCal.aspx>California County Superintendents Educational Services Association: <http://www.ccsesa.org>CDE, Health Services and School Nursing: <http://www.cde.ca.gov/ls/he/hn>California Department of Health Care Services: <http://www.dhcs.ca.gov>California Department of Public Health: <http://www.cdph.ca.gov>California School Health Centers Association: <http://www.schoolhealthcenters.org>California School Nurses Organization: <http://www.csno.org>Center for Health and Health Care in Schools: <http://www.healthinschools.org>Centers Disease Control and Prevention, School Health Policies and Programs (SHPPS) Study: <http://www.cdc.gov/HealthyYouth/shpps>Centers for Medicare and Medicaid Services: <http://www.cms.hhs.gov>Healthy Families Program: <http://www.healthyfamilies.ca.gov>National Assembly on School-Based Health Care: <http://www.nasbhc.org>National Center for Youth Law: <http://www.youthlaw.org>

Adopted: 10-15-80

Amended: 5-15-84, 8-18-92, 9-17-02

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.4.j APPROVE AMENDMENT TO BOARD POLICY 6116 – CEREMONIES AND OBSERVANCES - First Reading

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 6116 – Ceremonies and Observances?

BACKGROUND: Board Policy 6116 is being revised with new language regarding closing of schools for holidays and updated legal references. Board Policy 6116 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 56116 – Ceremonies and Observances.
2. Do not amend Board Policy 6116 – Ceremonies and Observances.
3. Adopt a modified version of the amendment to Board Policy 6116 – Ceremonies and Observances.

RECOMMENDATION: Approval of Alternative #1.

Respectfully submitted,

 Anthony W. Knight, Ed.D.
 Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

138

Series 6000

Instruction

BP 6115

Ceremonies and Observances

The Governing Board recognizes the importance of having students *observe holidays*, join together to celebrate events of cultural or historical significance or to *and* acknowledge the contributions of outstanding individuals *in society*. *On days designated by the Board, staff shall provide* Besides helping students *with appropriate commemorative exercises so that they may acquire the knowledge, skills, and principles essential for informed, responsible citizenship in a democratic society*. to appreciate their pluralistic heritage, holidays, ceremonies and observances can enhance their sense of community, instill pride in our country, and contribute to a positive school climate.

(cf. 6111 – School Calendar)

(cf. 6141.2 – Recognition of Religious Beliefs and Customs)

(cf. 6141.6 – Multicultural Education)

(cf. 6142.3 – Civic Education)

(cf. 6142.4 – Learning Through Community Service)

Legal Reference:

EDUCATION CODE

37220-37223 Saturdays and holidays

44015.1 Week of the school administrator

45203 Paid holidays

45460 Classified employee week

52720 Daily performance of patriotic exercises in public schools

52730 Patriotic exercises, daily instruction

GOVERNMENT CODE

430-439 Display of flags

3540-3549.3 Meeting and negotiating

UNITED STATES CODE, TITLE 4

6 Time and occasion for display of flag

7 Position and manner of display of flag

UNITED STATES CODE, TITLE 36

106 Note Constitution Day and Citizenship Day

174 Time and occasion for display of flag

175 Position and manner of display of flag

COURT DECISIONS

West Virginia State Board of Education et al v. Barnette et al, 319 U.S. 624 (1943)

Management Resources:

CSBA PUBLICATIONS

Constitution Day: New Mandate for Districts Receiving Federal Funds, CSBA Advisory, August 2005

FEDERAL REGISTER

70 Fed. Reg. 29727 Constitution Day and Citizenship Day (2005)

WEB SITES

CDE: <http://www.cde.ca.gov>

California Department of Education, History/Social Science Instructional Materials:

<http://www.cde.ca.gov/ci/hs/im>

Adopted: 4-26-78

Amended: 11-19-80, 6-19-84, 9-17-02

TO: MEMBERS, BOARD OF EDUCATION

FROM: ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.4.k AMENDMENT TO BOARD POLICY 6162.51 – STANDARDIZED TESTING AND REPORTING PROGRAM – First Reading

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 6162.51 – Standardized Testing and Reporting Program?

BACKGROUND: Board Policy 6162.51 is being submitted for revision to reflect new law (SB 519) which deletes the requirement for a nationally norm-references test (CAT6/Survey) in grades 3 and 7 and update information on the designated primary language test (DPLT), which will be the Standards-Based Test in Spanish for all grades starting in spring 2009. Board Policy 6162.41 is being submitted with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 6162.51 – Standardized Testing and Reporting Program.
2. Do not amend Board Policy 6162.51 – Standardized Testing and Reporting Program.
3. Adopt a modified version of the amendment to Board Policy 6162.51 – Standardized Testing and Reporting Program.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 6000

Instruction

BP 6162.51(a)

Standardized Testing And Reporting Program

The Governing Board desires to use the results of the achievement tests to evaluate the performance of district students in achieving state academic standards and in comparison to the performance of students across the state. The Superintendent or designee shall administer mandatory student assessments within the state Standardized Testing and Reporting (STAR) program as required by law and in accordance with Governing Board policy and administrative regulation.

(cf. 6162.5 - Student Assessment)

(cf. 6162.54 - Test Integrity/Test Preparation)

The Governing Board encourages all students at the applicable grade levels to participate in the STAR assessments in order to maximize the usefulness of the data and enable the district to meet participation levels required for state and federal accountability systems. The Superintendent or designee shall notify students and parent/guardians about the importance of these assessments and shall develop strategies to encourage student participation. Students shall be exempted from participation only in accordance with law and administrative regulation.

(cf. 0520.2 – Title I Program Improvement Schools)

(cf. 0520.3 – Title I Program Improvement Districts)

~~The Board desires to use the results of the achievement tests to evaluate the performance of district students against the state's academic standards, the performance of students in other districts across the state, national norms, and the student's personal academic growth.~~

(cf. 6011 - Academic Standards)

The Board shall annually examine STAR results by school, grade level, and student subgroup in the Board's discussion of each school's ranking on the statewide Academic Performance Index. If the ~~average~~ **STAR performance level** test score of the school is below the **Board's established individual school's Single Plan for Student Achievement** expectations, the Board may conduct an assessment ~~by grade level~~ of the reasons for the performance results and may adopt ~~an improved-a~~ performance plan in accordance with Education Code 52056.

(cf. 0500 - Accountability)

(cf. 0520.1 – High Priority Schools Grant Program)

Legal Reference:

EDUCATION CODE

51041 Evaluation of educational program

52056 Board discussion of Academic Performance Index rankings, including STAR results

56345 Individualized education program, contents

60600-60630 Assessment of academic achievement

60640-60649 Standardized Testing and Reporting Program

60660-60663 Electronic learning assessment resources

60810 Assessment of language development

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 6000

Instruction

BP 6162.51(b)

99300-99301 Early Assessment Program**CODE OF REGULATIONS, TITLE 5**

850-870 Standardized Testing and Reporting program

UNITED STATES CODE, TITLE 20

1412(a)(17) Participation of students with disabilities in state assessments

6311 Adequate yearly progress

CODE OF FEDERAL REGULATIONS, TITLE 34**200.1 Standards and assessment****Management Resources:****CDE PUBLICATIONS**

Matrix of Test Variations, Accommodations and Modifications for Administration of California Statewide Assessments

CALIFORNIA STATE UNIVERSITY PUBLICATIONS*The Early Assessment Program: Handbook for School Site Leaders, 2008***U.S. DEPARTMENT OF EDUCATION, OFFICE OF CIVIL RIGHTS PUBLICATIONS**

The Use of Tests as Part of High-Stakes Decision-Making for Students: A Resource Guide for Educators and Policy-Makers, December 2000

WEB SITESCDE, STAR program: <http://www.cde.ca.gov/ta/tg/sr>CSBA: <http://www.csba.org>U.S. Department of Education, Office for Civil Rights: <http://www.ed.gov/offices/OCR>California Learning Resources Network: <http://clrn.org>*California State University, Early Assessment Program: <http://www.calstate.edu/eap>*

Adopted: 9-17-02

Amended: 3-22-05, 3-07, 4-15-08

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.4.I APPROVE AMENDMENT TO BOARD POLICY 6164.4 – IDENTIFICATION OF INDIVIDUALS FOR SPECIAL EDUCATION – First Reading

ISSUE: Should the Board of Education approve the proposed amendment to Board Policy 6164.4 – Identification of Individuals for Special Education?

BACKGROUND: Board Policy 6164.4 is being submitted to reflect new law (AB 1498) which clarifies that the district must seek out all residents from birth “to” age 21 who have disabilities. Board Policy 6164.4 is being submitted as with recommended changes from CSBA.

ALTERNATIVES:

1. Approve the amendment to Board Policy 6164.4 – Identification of Individuals for Special Education.
2. Do not amend Board Policy 6164.4 – Identification of Individuals for Special Education.
3. Adopt a modified version of the amendment to Board Policy 6164.4 – Identification of Individuals for Special Education.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 6000

Instruction

BP 6164.4(a)

Identification of Individuals For Special Education

The Governing Board recognizes the need to actively seek out and evaluate district residents from birth to age 21 who have disabilities in order to provide them with appropriate educational opportunities in accordance with state and federal law.

(cf. 0430 - Comprehensive Local Plan for Special Education)

(cf. 6164.41 – Children with Disabilities Enrolled by Their Parents in Private School)

(cf. 6164.6 - Identification and Education under Section 504)

The Superintendent or designee shall develop processes to determine when an individual is eligible for special education services and shall establish systematic procedures for special education program identification, screening, referral, assessment, planning, implementation, review and triennial assessment. (Education Code 56301)

The Superintendent or designee shall establish a method whereby parents/guardians, teachers, appropriate professionals and others may refer an individual for assessment for special education services. Identification procedures shall be coordinated with school site procedures for referral of students with needs that cannot be met with modifications to the regular instructional program. (Education Code 56302)

The Superintendent or designee shall notify parents/guardians, in writing, of their rights related to identification, referral, assessment, instructional planning, implementation, and review, including the district's procedures for initiating a referral for assessment to identify individuals who need special education services. (Education Code 56301)

(cf. 1312.3 - Uniform Complaint Procedures)

(cf. 3541.2 - Transportation for Students with Disabilities)

(cf. 4112.23 - Special Education Staff)

(cf. 5144.2 - Suspension and Expulsion/Due Process (Students with Disabilities))

(cf. 5145.6 - Parental Notifications)

(cf. 6159 - Individualized Education Program)

(cf. 6159.1 - Procedural Safeguards and Complaints for Special Education)

(cf. 6159.2 - Nonpublic, Nonsectarian School and Agency Services for Special Education)

(cf. 6159.3 - Appointment of Surrogate Parent for Special Education Students)

(cf. 6162.51 - Standardized Testing and Reporting Program)

(cf. 6162.52 - High School Exit Examination)

Legal Reference:

EDUCATION CODE

44265.5 Professional preparation for teachers of impaired students

56000-56885 Special education programs, especially:

56195.8 Adoption of policies

56300-56304 Identification of individuals with disabilities

OAK PARK UNIFIED SCHOOL DISTRICT BOARD POLICY

Series 6000

Instruction

BP 6164.4(b)

56320-56331 Assessment
 56333-56338 Eligibility criteria for specific learning disabilities
 56340-56347 Instructional planning and individualized education program
 56381 Reassessment of students
 56425-56432 Early education for individuals with disabilities
 56441.11 Eligibility criteria, children 3 to 5 years old
 56445 Transition to grade school; reassessment
 56500-56509 Procedural safeguards

GOVERNMENT CODE

95000-95029.5 California Early Intervention Services Act

CODE OF REGULATIONS, TITLE 5

3021-3029 Identification, referral and assessment

3030-3031 Eligibility criteria

UNITED STATES CODE, TITLE 20

1232g Family Educational Rights and Privacy Act of 1974

1412 State eligibility

1415 Procedural safeguards

CODE OF FEDERAL REGULATIONS, TITLE 34

104.35 Evaluation and placement

104.36 Procedural safeguards

300.1-300.818 Individuals with Disabilities Education Act, especially:

300.301-300.306 Evaluations and reevaluations

COURT DECISIONS

Hood v. Encinitas Union School District, (2007) 486 F.3d 1099

Management Resources:

FEDERAL REGISTER

Rules and Regulations, August 14, 2006, Vol.71, Number 156, pages 46539-46845

WEB SITES

CDE: <http://www.cde.ca.gov>

U.S. Department of Education, Office of Special Education Programs: <http://www.ed.gov/offices/OSERS/OSEP>

Adopted: 11-19-80

Amended: 6-19-84, 7-21-87, 9-17-02, 6-18-03, 9-18-07, 11-08

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.4.m APPROVE ADOPTION OF BYLAWS OF THE BOARD 9012– BOARD MEMBER ELECTRONIC COMMUNICATIONS - First Reading

ISSUE: Should the Board of Education approve the proposed adoption of Bylaws of the Board 9012 – Board Member Electronic Communications?

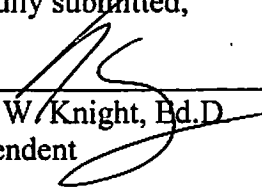
BACKGROUND: Board Bylaw 9012 is being adopted to provide guidelines for Board use of electronic communications and to clarify circumstances under which the use of email by the Board could result in a prohibited serial meeting and violate the Brown Act, as defined in new law (SB 1732). Bylaw contains sample language listing permissible electronic communications, protocol for responding to emails received by community members and the press, confidential communications, and disclosure of messages under the Public Records Act. Board Bylaw 9012 is being submitted with recommended language from CSBA.

ALTERNATIVES:

1. Approve the adoption of Bylaws of the Board 9012 – Board Member Electronic Communications.
2. Do not approve the adoption Bylaws of the Board 9012 – Board Member Electronic Communications.
3. Adopt a modified version of the adoption of the Bylaws of the Board 9012 – Board Member Electronic Communications.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

Series 9000

Bylaws of the Board

BB 9012(a)

Board Member Electronic Communications

The Governing Board recognizes that electronic communication among Board members and between Board members, district administration, and members of the public is an efficient and convenient way to communicate and expedite the exchange of information and to help keep the community informed about the goals, programs, and achievements of the district and its schools. Board members shall exercise caution so as to ensure that electronic communications are not used as a means for the Board to deliberate outside of an agendaized Board meeting.

(cf. 1100 - Communication with the Public)
(cf. 6020 - Parent Involvement)
(cf. 9000 - Role of the Board)
(cf. 9322 - Agenda/Meeting Materials)

A majority of the Board shall not, outside of an authorized meeting, use a series of electronic communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item that is within the subject matter jurisdiction of the Board. (Government Code 54952.2)

(cf. 9320 - Meetings and Notices)

Examples of permissible electronic communications concerning district business include, but are not limited to, dissemination of Board meeting agendas and agenda packets, reports of activities from the Superintendent, and reminders regarding meeting times, dates, and places.

Board members shall make every effort to ensure that their electronic communications conform to the same standards and protocols established for other forms of communication. A Board member may respond, as appropriate, to an electronic communication received from a member of the community and should make clear that his/her response does not necessarily reflect the views of the Board as a whole. Any complaint or request for information should be forwarded to the Superintendent in accordance with Board bylaws and protocols so that the issue may receive proper consideration and be handled through the appropriate district process. As appropriate, communication received from the press shall be forwarded to the designated district spokesperson.

(cf. 1112 - Media Relations)
(cf. 1312.1 - Complaints Concerning District Employees)
(cf. 1312.2 - Complaints Concerning Instructional Materials)
(cf. 1312.3 - Uniform Complaint Procedures)
(cf. 1312.4 - Williams Uniform Complaint Procedures)
(cf. 3320 - Claims and Actions Against the District)
(cf. 9005 - Governance Standards)

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

Series 9000

Bylaws of the Board

BB 9012(b)

*(cf. 9121 - Board President
 (cf. 9200 - Limits of Board Member Authority)
 (cf. 9270 - Conflict of Interest)*

In order to minimize the risk of improper disclosure, Board members shall avoid reference to confidential information and information acquired during closed session.

*(cf. 4112.6/4212.6/4312.6 - Personnel Files)
 (cf. 5125 - Student Records)
 (cf. 9011 - Disclosure of Confidential/Privileged Information)
 (cf. 9321 - Closed Session Purposes and Agendas)*

Board members may use electronic communications to discuss matters other than district business with each other, regardless of the number of members participating in the discussion.

Like other writings concerning district business, a Board member's electronic communication may be subject to disclosure under the California Public Records Act.

(cf. 1340 - Access to District Records)

Legal Reference:

EDUCATION CODE

35140 Time and place of meetings
 35145 Public meetings
 35145.5 Agenda; public participation; regulations
 35147 Open meeting law exceptions and applications

GOVERNMENT CODE

11135 State programs and activities, discrimination
 54950-54963 The Ralph M. Brown Act, especially:
 54952.2 Meeting, defined
 54953 Meetings to be open and public; attendance
 54954.2 Agenda posting requirements, board actions

Management Resources:

CSBA PUBLICATIONS

The Brown Act: School Boards and Open Meeting Laws, rev. 2006

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Legislative Bodies, 2003

LEAGUE OF CALIFORNIA CITIES PUBLICATIONS

Open and Public IV: A Guide to the Ralph M. Brown Act, rev. 2007

WEB SITES

CSBA: <http://www.csba.org>

CSBA, Agenda Online: <http://www.csba.org/Services/Services/GovernanceTechnology/AgendaOnline.aspx>

Institute for Local Government: <http://www.cacities.org/index.jsp?zone=ilsg>

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

**SUBJECT: C.4.n APPROVE AMENDMENT OF BYLAWS OF THE BOARD 9223–
FILLING VACANCIES- First Reading**

ISSUE: Should the Board of Education approve the proposed amendment to Bylaws of the Board 9223 – Filling Vacancies?

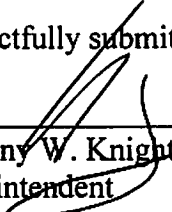
BACKGROUND: Board Bylaw 9223 is being amended to include new language regarding failure to elect when no candidate or an insufficient number of candidates have filed to run for a seat, including an event causing a vacancy and new section detailing procedure when filling such a vacancy. Board Bylaw 9223 is being submitted with recommended language from CSBA.

ALTERNATIVES:

1. Approve the adoption of Bylaws of the Board 9223 – Filling Vacancies.
2. Do not approve the adoption Bylaws of the Board 9223 – Filling Vacancies.
3. Adopt a modified version of the Bylaws of the Board 9223 – Filling Vacancies.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

Series 9000

Bylaws of the Board

BB 9223(a)

Filling Vacancies

Events Causing a Vacancy

A vacancy on the Governing Board may occur by a failure to elect or for any of the following events:

1. The death of an incumbent. (Government code 1770)
2. The adjudication pursuant to a quo warranto proceeding declaring that an incumbent is physically or mentally incapacitated due to disease, illness, or accident and that there is reasonable cause to believe that the incumbent will not be able to perform the duties of his/her office for the remainder of his/her term. (Government Code 1770)
3. A Board member's resignation. (Government Code 1779)

A vacancy resulting from resignation occurs when the written resignation is filed with the County Superintendent of Schools having jurisdiction over the district, except where a deferred effective date is specified in the resignation so filed, in which case the resignation shall become operative on that date. ***A Board member may not defer the effective date of his/her resignation for more than 60 days after he/she files the resignation with the County Superintendent.***

Upon being filed with the County Superintendent, a written resignation, whether specifying a deferred effective date or otherwise, shall be irrevocable. (Education Code 5090)

A Board member may not defer the effective date of his/her resignation for more than 60 days after he/she files the resignation with the County Superintendent.

4. A Board member's removal from office, including recall. (Government code 1770; Elections Code 11384)
5. A Board member's ceasing to be an inhabitant of the state or resident of the district. (Government Code 1770)
6. A Board member's absence from the state beyond the period allowed by law without the permission required by law. (Government Code 1770)

No Board member shall be absent from the state for more than 60 days, except in any of the following situations: (Government Code 1064)

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

Series 9000

Bylaws of the Board

BB 9223(b)

- a. Upon business of the school district with the approval of the Board
- b. With the consent of the Board for an additional period not to exceed a total absence of 90 days
- c. For federal military deployment not to exceed six months as a member of the armed forces of the United States or the California National Guard

If the absence of the Board member for this purpose exceeds six months, the Board may approve an additional six-month absence upon a showing that there is a reasonable expectation that the member will return within the second six-month period, and the Board may appoint an interim member to serve in his/her absence. If two or more members of the Board are absent by reason of these circumstances, and those absences result in the inability to establish a quorum at a regular meeting, the Board may immediately appoint one or more interim members, as necessary to enable the Board to conduct business and discharge its responsibilities.

- d. In the case of illness or other urgent necessity, and upon a proper showing thereof, the time limited for absence from the state may be extended by the Board for an additional period not to exceed 30 days.

(cf. 9250 – Remuneration, Reimbursement and Other Benefits)

7. A Board member's ceasing to discharge the duties of his/her office for the period of three consecutive months, except when prevented by sickness or when absent from the state with the permission required by law. (Government Code 1770)

8. A Board member's conviction of a felony or any offense involving a violation of his/her official duties ***or conviction of a designated crime resulting in a forfeiture of office.*** (Government Code 1770 ***and 3000-3003***)

9. A Board member's refusal or neglect to file his/her required oath or bond within the time prescribed. (Government Code 1770)

(cf. 9224 - Oath or Affirmation)

10. The decision of a competent tribunal declaring void a Board member's election or appointment. (Government Code 1770)

11. The making of an order vacating a Board member's office or declaring the office vacant when the officer fails to furnish an additional or supplemental bond. (Government Code 1770)

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

Series 9000

Bylaws of the Board

BB 9223(c)

12. A Board member's commitment to a hospital or sanitarium as a drug addict, dipsomaniac, inebriate, or stimulant addict-by a court of competent jurisdiction, in ~~this event~~ *which case*, the office shall not be deemed vacant until the order of commitment has become final. (Government Code 1770)

13. A failure to elect when either no candidate or an insufficient number of candidates have filed to run for a Board seat(s) (Education Code 5090, 5326, 5328)

Timelines for Filling a Vacancy

When a vacancy occurs, the Board shall take the following action, as appropriate:

1. When a vacancy occurs less than four months before the end of a Board member's term, the Board shall take no action. (Education Code 5093)
2. When a vacancy occurs four or more months before the end of a Board member's term, the Board shall, within 60 days of the date of the vacancy or the filing of the member's deferred resignation, either order an election or make a provisional appointment, unless a special election is mandated as described *in item #3* below. (Education Code 5091, *5093*)
3. When a vacancy occurs from six months to 130 days before a regularly scheduled Board election at which the position is not scheduled to be filled, a special election to fill the position shall be consolidated with the regular election. The person so elected shall take office at the first regularly scheduled Board meeting following the certification of the election and shall serve only until the end of the term of the position which he/she was elected to fill. (Education Code 5093)

When a special election is not required, the Board may make a provisional appointment. (Education Code 5091, 5093)

Provisional Appointments

In order to draw from the largest possible number of candidates, the Board shall advertise in the local media to solicit candidate applications or nominations. A committee consisting of less than a quorum of the Board shall ensure that applicants are eligible for Board membership and announce the names of the eligible candidates. The Board shall interview the candidates at a public meeting, accept oral or written public input, and select the provisional appointee by a majority vote.

(cf. 9130 - Board Committees)
~~(cf. 9220 - Governing Board Elections)~~
 (cf. 9323.2 - Actions by the Board)

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In order to serve on the Board, a person must meet the eligibility requirements specified in Education Code 35107.

(cf. 9220 - Governing Board Elections)

Within 10 days after the appointment is made, the Board shall post notices of the actual vacancy, or the filing of a deferred resignation, and the provisional appointment. The notice shall be published in the local newspaper pursuant to Government Code 6061 and posted in at least three public places within the district. (Education Code 5092)

The notice shall contain: (Education Code 5092)

1. The date of the occurrence of the vacancy or the date of the filing of, and the effective date of, the resignation
2. The full name of the appointee
3. The date of appointment
4. A statement notifying the voters that unless a petition calling for a special election pursuant to Education Code 5091 is filed in the office of the County Superintendent of Schools within 30 days of the provisional appointment, it shall become an effective appointment

The person appointed shall hold office until the next regularly scheduled election for district Board members and shall be afforded all the powers and duties of a Board member upon appointment. (Education Code 5091)

Appointment Due to Failure to Elect

When a vacancy occurs because no person or an insufficient number of candidates have been nominated (i.e., a failure to elect), and a district election will not be held, the Board shall appoint a qualified person to the office. This appointment shall be made at a meeting prior to the day fixed for the election and the appointment shall be seated at the organizational meeting as if elected at the district election. (Education Code 5328)

(cf. 9100 – Organization)

When an appointment is being made because of a failure to elect, the district shall publish a notice once in a newspaper of general circulation published in the district, or if no such newspaper exists, in a newspaper having general circulation within the district. This notice

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shall state that the Board intends to make an appointment and shall inform persons of the procedure available for applying for the appointment. (Education Code 5328.5)

The procedure for selecting and interviewing candidates shall be the same as the procedures for "Provisional Appointments," as specified above.

Legal Reference:

EDUCATION CODE

5000-5033 Elections

5090-5095 Vacancies

5200-5208 Districts governed by boards of education

5300-5304 Elections

5320-5239 Order and call of election

5340-5345 Consolidation of elections

5360-5363 Election notice

5420-5426 Cost of elections

5440-5442 Miscellaneous provisions, elections

35107 Eligibility

35178 Resignation with deferred effective date

ELECTIONS CODE

10600-10604 School district elections

11381-11386 Candidates for recall

GOVERNMENT CODE

1064 Absence from state

1770 Vacancies: definition

3060-3075 Removal other than by impeachment

6061 One time notice

54950-54963 The Ralph M. Brown Act

PENAL CODE

88 Bribery, forfeiture from office

UNITED STATES CODE, TITLE 18

704 Military medals or decorations

ATTORNEY GENERAL OPINIONS

58 Ops.Cal.Atty.Gen. 888 (1975)

Management Resources:

CSBA PUBLICATIONS

Filling a Board Vacancy, rev. January 2008

WEB SITES

CSBA: <http://www.csba.org>

California State Attorney General's Office, Quo Warranto Applications: <http://caag.state.ca.us/opinions/quo.htm>

Adopted: 10-19-77

Amended: 11-6-84, 9-11-90, 3-12-02, 9-17-02, 3-22-05

TO: MEMBERS, BOARD OF EDUCATION

FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT

DATE: MARCH 17, 2009

SUBJECT: C.4.0 APPROVE AMENDMENT OF BYLAWS OF THE BOARD 9320 – MEETINGS AND NOTICES- First Reading

ISSUE: Should the Board of Education approve the proposed amendment to Bylaws of the Board 9320 – Meetings and Notices?

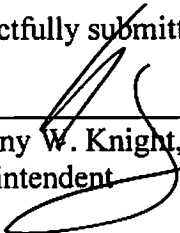
BACKGROUND: Board Bylaw 9320 is being revised to reflect new law (SB 1732) which amends the definition of a prohibited serial meeting by deleting the requirement that the Board reach a “collective concurrence” as to action to be taken. As amended, a prohibited serial meeting is now defined as a series of communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item of district business. Board Bylaw 9320 is being submitted with recommended language from CSBA.

ALTERNATIVES:

1. Approve the amendment of Bylaws of the Board 9320 – Meetings and Notices.
2. Do not approve the amendment Bylaws of the Board 9320 – Meetings and Notices.
3. Adopt a modified version of the amendment to Bylaws of the Board 9320 – Meetings and Notices.

RECOMMENDATION:
Approval of Alternative #1.

Respectfully submitted,



Anthony W. Knight, Ed.D.
Superintendent

Board Action: On motion of _____, seconded by _____, the Board of Education:

VOTE:	AYES	NOES	ABSTAIN	ABSENT
Iceland	_____	_____	_____	_____
Laifman	_____	_____	_____	_____
Panec	_____	_____	_____	_____
Rees	_____	_____	_____	_____
Vinson	_____	_____	_____	_____
Student Rep	_____	_____	_____	_____

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

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Bylaws of the Board

BB 9320(a)

Meetings And Notices

Meetings of the Governing Board are conducted for the purpose of accomplishing district business. In accordance with state open meeting laws (*Brown Act*), the Board shall hold its meetings in public and shall conduct closed sessions during such meetings only as authorized by law. To encourage community involvement in the schools, meetings shall provide opportunities for questions and comments by members of the public. *All meetings* and shall be conducted in accordance with law and Board *bylaws, policies and administrative regulations. procedures.*

(cf. 9321 - Closed Session Purposes and Agendas)

(cf. 9321.1 - Closed Session Actions and Reports)

(cf. 9323 - Meeting Conduct)

A Board meeting exists whenever a majority of Board members gather at the same time and place to hear, discuss or deliberate upon any item within the subject matter jurisdiction of the Board or district. (Government Code 54952.2)

A majority of the Board shall not, outside of an authorized meeting, use a series of communications of any kind, directly or through intermediaries, to discuss, deliberate, or take action on any item that is within the subject matter jurisdiction of the Board. However, an employee or district official may engage in separate conversations with Board members in order to answer questions or provide information regarding an item within the subject matter jurisdiction of the Board, as long as that employee or district official does not communicate the comments or position of any Board members to other Board members. (Government Code 54952.2)

~~Except as otherwise authorized by law, direct communication, personal intermediaries, and technological devices shall not be used by a majority of Board members to develop a collective concurrence as to an action to be taken by the Board on any item of district business. (Government Code 54952.2)~~

In order to help ensure participation in the meeting by disabled individuals, the Superintendent or designee shall provide appropriate disability-related accommodations or modifications upon request in accordance with the Americans with Disabilities Act. (Government Code 54953.2, 54954.1)

Meeting notices and agendas shall specify that any individual who requires disability-related accommodations or modifications, including auxiliary aids and services, in order to participate in the Board meeting should contact the Superintendent or designee in writing. (Government Code 54954.2)

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

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BB 9320(b)

Each agenda shall also list the address(es) designated by the Superintendent or designee for public inspection of agenda documents that have been distributed to the Board less than 72 hours before the meeting. (Government Code 54957.5)

(cf. 9322 – Agenda/Meeting Materials)

Regular Meetings

The Board shall hold one regular meeting each month. Regular meetings shall be held at 5:00 p.m. for Closed Session and 6:00 p.m. for Open session on the 3rd Tuesday of the month at the Oak Park High School Presentation Room G-9 or Library Film and Lecture Room (Conference Room) or the District Office Conference Room.

At least 72 hours prior to a regular meeting, the agenda shall be posted at one or more locations freely accessible to members of the public. (Government Code 54954.2)

Special Meetings

Special meetings of the Board may be called at any time by the presiding officer or a majority of the Board members. (Government Code 54956)

Written notice of special meetings shall be delivered personally or by any other means to all Board members and the local media who have requested such notice in writing. The notice shall be received at least 24 hours before the time of the meeting. The notice shall also be posted at least 24 hours before the meeting in a location freely accessible to the public. The notice shall specify the time and place of the meeting and the business to be transacted or discussed. No other business shall be considered at these meetings. (Education Code 35144; Government Code 54956)

Any Board member may waive a failure to receive the 24-hour written notice requirement prior to the time of the meeting by filing a written waiver of notice with the clerk or secretary of the Board or by being present at the meeting at the time it convenes. (Government Code 54956)

Every notice of a special meeting shall provide an opportunity for members of the public to directly address the Board concerning any item that has been described in the meeting notice, before or after the item's consideration. (Government Code 54954.3)

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Emergency Meetings

In the case of an emergency situation for which prompt action is necessary due to the disruption or threatened disruption of public facilities, the Board may hold an emergency meeting without complying with the 24-hour notice and/or 24-hour posting requirement for special meetings pursuant to Government Code 54956. The Board shall comply with all other requirements for special meetings during an emergency meeting. (Government Code 54956.5)

An emergency situation means either of the following: (Government Code 54956.5)

1. An emergency, which shall be defined as a work stoppage, crippling activity or other activity that severely impairs public health and/or safety as determined by a majority of the members of the Board

(cf. 4141.6/4241.6 - Concerted Action/Work Stoppage)

2. A dire emergency, which shall be defined as a crippling disaster, mass destruction, terrorist activity, or threatened terrorist act that poses peril so immediate and significant that requiring the Board to provide one-hour notice before holding an emergency meeting may endanger the public health and/or safety as determined by a majority of the members of the Board

(cf. 3516 – Emergencies and Disaster Preparedness Plan)

Except in the case of a dire emergency, the Board president or designee shall give notice of the emergency meeting by telephone at least one hour before the meeting to the local media that have requested notice of special meetings. All telephone numbers provided by the media in the most recent request for notification must be exhausted. If telephone services are not functioning, the notice requirement of one hour is waived and, as soon after the meeting as possible, the Board shall notify those media representatives of the meeting and shall describe the purpose of the meeting and any action taken by the Board. In the case of a dire emergency, the Board president or designee shall give such notice at or near the time he/she notifies the other members of the Board about the meeting. (Government Code 54956.5)

The minutes of the meeting, a list of persons the Board president or designee notified or attempted to notify, a copy of the roll call vote, and any actions taken at the meeting shall be posted for at least 10 days in a public place as soon after the meeting as possible. (Government Code 54956.5)

Adjourned/Continued Meetings

A majority vote by the Board may adjourn/continue any regular or special meeting to a later time

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

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and place that shall be specified in the order of adjournment. Less than a quorum of the Board may adjourn such a meeting. If no Board members are present, the secretary or the clerk may declare the meeting adjourned to a later time and shall give notice in the same manner required for special meetings. (Government Code 54955)

A copy of the order or notice of adjournment/continuance shall be conspicuously posted on or near the door of the place where the meeting was held within 24 hours after the time of adjournment. (Government Code 54955)

Study Sessions, Retreats, Public Forums, and Discussion Meetings

The Board may occasionally convene a study session or public forum to study an issue in more detail or to receive information from staff or feedback from members of the public.

The Board may also convene a retreat or discussion meeting to discuss Board roles and relationships.

(cf. 2000 – Concepts and Roles)

(cf. 2111 – Superintendent Governance Standards)

(cf. 9000 – Role of the Board)

(cf. 9005 – Governance Standards)

(cf. 9400 – Board Self-Evaluation)

Public notice shall be given in accordance with law when a quorum of the Board is attending a study session, retreat, public forum, or discussion meeting. All such meetings shall comply with the Brown Act and shall be held in open session and within district boundaries. Action items shall not be included on the agenda for these meetings.

Other Gatherings

Attendance by a majority of the Board members at any of the following events is not subject to the Brown Act provided that a majority of the Board members do not discuss specific district business among themselves other than as part of the scheduled program: (Government Code 54952.2)

1. A conference or similar public gathering open to the public that involves a discussion of issues of general interest to the public or to school board members
2. An open, publicized meeting organized by a person or organization other than the district to address a topic of local community concern

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3. An open and noticed meeting of another body of the district.
4. An open and noticed meeting of or a legislative body of another local agency
5. A purely social or ceremonial occasion
6. An open and noticed meeting of a standing committee of the Board, provided that the Board members who are not members of the standing committee attend only as observers

(cf. 9130 - Board Committees)

Individual contacts or conversations between a Board member and any other person are not subject to the Brown Act. (Government Code 54952.2)

Location of Meetings

Meetings shall not be held in a facility that prohibits the admittance of any person on the basis of ancestry or any characteristic listed in Government Code 11135, including, but not limited to, religion, sex, or sexual orientation. In addition, meetings shall not be held in a facility which is inaccessible to disabled persons or where members of the public must make a payment or purchase in order to be admitted. (Government Code 54961)

(cf. 0410 – Nondiscrimination in District Programs and Activities)

Meeting shall be held within district boundaries, except to do any of the following: (Government Code 54954)

1. Comply with state or federal law or court order or attend a judicial or administrative proceeding to which the district is a party
2. Inspect real or personal property which cannot conveniently be brought into the district, provided that the topic of the meeting is limited to terms directly related to the property.
3. Participate in meetings or discussions of multiagency significance, provided these meetings are held within one of the other agencies' boundaries, with all participating agencies giving the notice required by law.
4. Meet in the closest meeting facility if the district has no meeting facility within its boundaries or if its principal office is located outside the district.

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BB 9320(f)

5. Meet with elected or appointed state or federal officials when a local meeting would be impractical, solely to discuss legislative or regulatory issues affecting the district over which the state or federal officials have jurisdiction.

6. Meet in or near a facility owned by the district but located outside the district, provided the meeting is limited to items directly related to that facility.

7. Visit the office of the district's legal counsel for a closed session on pending litigation, when doing so would reduce legal fees or costs.

8. Attend conferences on nonadversarial collective bargaining techniques

9. Interview residents of another district regarding the Board's potential employment of an applicant for Superintendent of the district

10. Interview a potential employee from another district

Meetings exempted from the boundary requirement, as specified in items #1-10 above, shall still be subject to the notice and open meeting requirements for regular and special meetings when a quorum of the Board attends the meeting.

If a fire, flood, earthquake, or other emergency renders the regular meeting place unsafe, meetings shall be held for the duration of the emergency at a place designated by the Board president or designee, who shall so inform, by the most rapid available means of communication, all news media who have requested notice of special meetings. (Government Code 54954)

Teleconferencing

A teleconference is a meeting of the Board in which Board members are in different locations, connected by electronic means through audio and/or video. (Government Code 54953)

The Board may use teleconferences for all purposes in connection with any meeting within the Board's subject matter jurisdiction. All votes taken during a teleconference meeting shall be by roll call. (Government Code 54953)

During the teleconference, at least a quorum of the members of the Board shall participate from locations within district boundaries. (Government Code 54953)

Agendas shall be posted at all teleconference locations and shall list all teleconference locations whenever they are posted elsewhere. Additional teleconference locations may be provided to the

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public. (Government Code 54953)

All teleconferenced meetings shall be accessible to the public. All teleconference meetings shall be conducted in a manner that protects the statutory and constitutional rights of the parties or the public appearing before the Board, including the right of the public to address the Board directly at each teleconference location. (Government Code 54953)

All Board policies, administrative regulations and bylaws shall apply equally to meetings that are teleconferenced. The Superintendent or designee shall facilitate public participation in the meeting at each teleconference location.

Legal Reference:

EDUCATION CODE

35140 Time and place of meetings
35143 Annual organizational meeting, date, and notice
35144 Special meeting
35145 Public meetings
35145.5 Agenda; public participation; regulations
35146 Closed sessions
35147 Open meeting law exceptions and applications

GOVERNMENT CODE

11135 State programs and activities, discrimination
54950-54963 The Ralph M. Brown Act, especially:
54953 Meetings to be open and public; attendance
54954 Time and place of regular meetings
~~54954.1 Mailed notices~~
54954.2 Agenda posting requirements, board actions
54956 Special meetings; call; notice
54956.5 Emergency meetings
~~54961 Prohibition on use of certain facilities~~

UNITED STATES CODE, TITLE 42

12101-12213 Americans with Disabilities Act

CODE OF FEDERAL REGULATIONS, TITLE 28

35.160 Effective communications
36.303 Auxiliary aids and services

COURT DECISIONS

Wolfe v. City of Fremont, (2006) 144 Cal.App. 544
216 Sutter Bay Associates v. County of Sutter (1997) 58 Cal.app.4th 860

ATTORNEY GENERAL OPINIONS

88 Ops.Cal.Atty.Gen. 218 (2005)
84 Ops.Cal.Atty.Gen. 181 (2001)
84 Ops.Cal.Atty.Gen. 30 (2001)
79 Ops.Cal.Atty.Gen. 69 (1996)
78 Ops.Cal.Atty.Gen. 327 (1995)

OAK PARK UNIFIED SCHOOL DISTRICT BYLAWS OF THE BOARD

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Bylaws of the Board

BB 9320(h)

Management Resources:

CSBA PUBLICATIONS

The Brown Act: School Boards and Open Meeting Laws, rev. 2006

ATTORNEY GENERAL PUBLICATIONS

The Brown Act: Open Meetings for Legislative Bodies, 2003

LEAGUE OF CALIFORNIA CITIES PUBLICATIONS

Open and Public IV: A Guide to the Ralph M. Brown Act, rev. 2007

WEB SITES

CSBA: <http://www.csba.org>

California Attorney General's Office: <http://www.caag.state.ca.us>

Institute for Local Government: <http://www.cacities.org/index.jsp?zone=ilsg>

Adopted: 10-19-77

Amended: 9-7-93, 3-12-02, 9-17-02, 4-19-05, 12-12-06, 9-16-08

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: 1. BUSINESS OFFICE RESPONSE TO 2008 AUDIT FINDINGS
INFORMATION

ISSUE: Shall the Board of Education receive information regarding Business Office plans to address 2007-2008 audit findings?

BACKGROUND: The District's 2007-2008 financial audit, presented to the Board in January 2009, contained two prior year audit findings pertaining to accrued vacation and internal controls. The Board requested that Business Office staff address these issues at its regular March meeting. Accordingly, Business Office staff will present its plans to address the audit findings at this evenings meeting.

RECOMMENDATION: None – information only.

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:



Anthony W. Knight, Ed.D.
Superintendent

TO: MEMBERS, BOARD OF EDUCATION
FROM: DR. ANTHONY W. KNIGHT, SUPERINTENDENT
DATE: MARCH 17, 2009
SUBJECT: 2. OPHS PAVILION SEATING PROJECT UPDATE

INFORMATION

ISSUE: Shall the Board of Education receive a status report on the seating installation and project closeout for the OPHS Pavilion?

BACKGROUND: The Board has requested a status report on the seating installation and project closeout for the Oak Park High School Pavilion at each of its regular monthly meetings. Martin Klauss, Assistant Superintendent, Business and Administrative Services, will provide an update at this evening's meeting.

RECOMMENDATION: None – information only.

Prepared by: Martin Klauss, Assistant Superintendent, Business and Administrative Services

Respectfully submitted:



Anthony W. Knight, Ed.D.
Superintendent

TO: MEMBERS, BOARD OF EDUCATION

FROM: Debra A. Burgher, Principal. Brookside Elementary School

DATE: March 17, 2009

SUBJECT: Brookside Elementary School, Monthly Board Report

SCHOOL SITE COUNCIL:

Agenda items for the meeting held on February 10 include: Student Council Activities, Great Race Promotions, dog article in The Acorn, repair of holes on playground, SSC member recommendations for 2009-2010, Brown Bag Lunch, Pennies for the Playground update. Next meeting will be March 31.

READ ACROSS AMERICA:

On March 2nd Brookside students focused on reading to celebrate the birthday of Dr. Seuss and Read Across America Day. Students enjoyed reading books with buddies and listening to a wide range of stories. They read by the door, they read on the floor, they read and they read until they couldn't read any more!! Visit the California Reading List at <http://star.cde.ca.gov>.

ASSEMBLIES AND PERFORMANCES:

During February students enjoyed two outstanding assemblies: The Signature Project and Ropeworks. Students explored Musical Theatre and Opera at Brown Bag Enrichment (a special thank you to Barbara Laifman and Laurel Ford for attending). Brooksidians recently performed in two plays: "Honk" and "High School Musical". Both were wonderful. Our spring play will be Rodgers and Hammerstein's "Cinderella."

WOMEN IN HISTORY WEEK:

The goal of this 5th Grade program is to create awareness of all of the ladies in history that we don't always see in our history books. This year 5th grade girls dressed up and presented information about the contributions of Eleanor Roosevelt, Sally Ride, Babe Didrikson, and Maya Angelou.

Respectfully Submitted:



Anthony W. Knight, Ed.D.
Superintendent

TO: MEMBERS, BOARD OF EDUCATION

FROM: Leslie Heilbron, Principal, Oak Hills Elementary School

DATE: March 17, 2009

SUBJECT: Monthly Board Report

SITE COUNCIL/PTA

Oak Hills' Site Council and PTA are working on improving traffic safety at our school. PTA has provided an aide during drop off in the morning and pick up in the afternoon. This has helped to improve the flow of traffic and the safety of our students. PTA is sponsoring our Book Fair the week of March 9th.

ABILITIES AWARENESS FAIR

As part of our Kids With Character program we celebrate the trait of acceptance. In an attempt to foster an understanding of differences, we hosted an Abilities Awareness Fair. The fair was a wonderful opportunity for each student to experience the challenges that children with special needs face every day. Students visited stations that allowed them to complete school type tasks with impairments in mobility, vision, and fine motor and communication skills.

COMMUNITY SERVICE PROJECT

Our Green Bag Project collected hundreds of burlap bags filled with items to be distributed to the homeless. This was a wonderful opportunity for our students to participate in a community service project along with children from the pre-school.

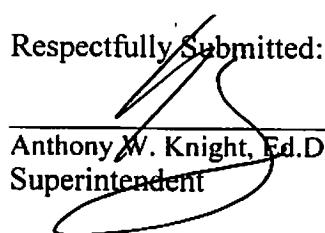
GRADE LEVEL ARTICULATION MEETINGS

Teachers met in grade level teams to review students' areas of strength and weakness in language arts. Beth Ruben, the Literacy Specialist and I met with each team and reviewed Literacy Center placements. DIBELS scores and SRI scores were among the assessments reviewed for placement.

MEDEA CREEK MIDDLE SCHOOL JAZZ BAND

The MCMS Jazz Band wowed our fifth graders in a wonderful performance last week. We recognized several of our Oak Hills alumni playing baritone saxophone, trumpet and piano. The Jazz Band illustrated what the students had learned in music class about the focus on improvisation in this truly American form of music.

Respectfully Submitted:



Anthony W. Knight, Ed.D.
Superintendent

TO: MEMBERS, BOARD OF EDUCATION

FROM: Jon A. Duim, Principal, Red Oak Elementary School

DATE: March 17, 2009

SUBJECT: Monthly Board Report

Patriotic Assembly

First grade students starred in a musical show of patriotic songs and lessons about important events and people in American history and culture. The singing was accompanied by piano played by our music teacher Cyndy Hall and directed by our first grade teachers, Mrs. Johnson, Mrs. Holland and Mrs. Merfeld. Flag waving students clad in historical and patriotic costumes sang to assembled parents and guests on February 27, at 1:30. Special guests included George Washington, Abraham Lincoln, Thomas Jefferson, Betsy Ross, Martin Luther King, Francis Scott Key, Susan B. Anthony, Uncle Sam, Sally Ride, the Statue of Liberty, the faces of Mount Rushmore & Yankee Doodle.

Chorus Winter Concerts

96 members of the Red Oak Junior Chorus and Chorale sang a variety of rounds, partner songs, unison and two-part songs during their Winter Concerts on February 5th. Both groups finished their programs with rousing musical medleys featuring kazoos. The Junior Chorus, which rehearses every Thursday morning, is now preparing their Spring Concert repertoire. The Red Oak Chorale, which meets every Wednesday morning and afternoon, is rehearsing "The Emperor's New Clothes," a musical play slated to premiere on Thursday, April 30th.

Grade Level Field Trips

Kindergarten recently toured a local fire station, learning about community helpers and fire safety. Fourth Grade traveled to Santa Barbara, where they visited the Santa Barbara Mission and learned about early California.

Third Grade Students on Stage with New West Symphony

Four members of the third grade joined Conductor Boris Bratt and members of the New West Symphony on stage during the symphony's annual children's concert series. Three Red Oak student-musicians helped the symphony perform a movement from the 'Toy Symphony,' while student Ken Zhou stepped onto the podium and briefly took over conducting duties for Maestro Bratt.

Student Artists

Under the talented leadership of Art Docent Laura Ornstein, Red Oak Kindergarten students recently learned more about patterns and the work of Henri Matisse. First grade studied Georges Seurat, second grade students learned about Salvador Dali, third grade studied African American artist Jacob Lawrence, fourth graders learned about Toulouse Lautrec, and fifth grade studied impressionist Marc Chagall. Every lesson in Mrs. Ornstein's program features hands-on projects based on the techniques of the artists.

Respectfully Submitted:

 Anthony W. Knight, Ed.D.
 Superintendent

TO: MEMBERS, BOARD OF EDUCATION

FROM: BRAD BENIOFF, PRINCIPAL, MEDEA CREEK MIDDLE SCHOOL

DATE: MARCH 17, 2009

SUBJECT: MONTHLY SCHOOL REPORT

7th Grade Writing Test and Make-ups on March 3 and 4: Thanks to Patricia Frieband for organizing the State Writing Test, given to 7th graders in their Humanities Classes.

California State Distinguished Schools Visit on March 6th: This is MCMS's chance to shine and to share our wonderful school community, which was delineated in this year's qualifying application, with the Ventura County Visitation Team! A huge thanks to EVERYONE!!!!

Extreme Careers Parent Night and Classes on March 3rd and Mondays and Wednesdays in March, beginning March 9th: Many thanks to Dianne Large for coordinating this great opportunity of classes that give students a wonderful sampling of some of the truly interesting careers available to them with the right planning and preparation!

Health and Fitness Week March 16-20th: Join MCMS for its annual event that highlights the wonderful fitness-related events that regularly take place at our school, as well as some special treats this year, including a Wheel Day!!! There is a calendar of events on our Website.

Ventura County Science Fair on March 25th: Thanks to our 7th grade science teachers, Cindy Ligeti and Annette Johnson, for getting our students ready to compete at the County—and Ms. Ligeti for arranging this annual event.

ASB to Host Spirit Activities at OPUSD Elementary Schools: ASB students will be giving the elementary schools a slice of lunchtime ASB spirit fun this month.

ASB Movie Night on March 27th: Come watch a great flick with your friends under the stars at MCMS.

ASB Dance on March 13th at 6:00 p.m.: Another in a series of wonderful dances sponsored by ASB and enjoyed by all!

Intramural Volleyball at MCMS on March 25th: Lindero and MCMS 8th graders meet again for another round of exciting games!

Elective Forms: 6th and 7th graders will be getting their Elective Choice Forms this month for the 2009-2010 school year.

California Distinguished Schools Visitation Team Members from MCMS: Brad Benioff and Jay Greenlinger served on the Sinaloa Middle School, Simi Valley Visitation Team; Amanda Bagheri served on the Los Cerritos Middle School, Thousand Oaks, Visitation Team.

California League of Middle Schools Annual Conference, San Diego, CA. March 13th: Principal Benioff will be representing MCMS as a model middle school at the annual conference.

Computer Using Educator's (CUE) Conference, Palm Springs, CA. March 6th: Alison Stein and Kim Hoerman are two of the District's 21st Century Teachers who will be attending this fantastic conference and sharing their discoveries with colleagues later on!

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

TO: MEMBERS, BOARD OF EDUCATION
FROM: ANDI MALLEN, PRINCIPAL, OAK PARK HIGH SCHOOL
DATE: MARCH 17, 2009
SUBJECT: MONTHLY SCHOOL REPORT

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OPHS Open House- was held on Thursday, March 5. Students and parents had the opportunity to meet teachers and learn about the courses that they would be interested in for the 09-10 school year. Earlier in the day, counselors and administrators visited 3rd period classes to review registration procedures for course selections for 09-10 with current 9th, 10th and 11th graders.

Extreme Careers- Counselor Julie Heeney visited MCMS on March 3 to speak to parents of 7th graders interested in the Moorpark College Career Exploration Program. About 20 parents were in attendance as they learned about the possible high school courses students can take as they prepare for careers in media arts, environmental science and forensics.

California Distinguished School Visit- is scheduled for March 12. Six Ventura County educators will be on site to interview students, parents and staff about the Freshman Transition Program and 7th Period Support. The validation team will be on campus all day.

Comedy Sportz- The OPHS Comedy Sportz team, under the direction of Mrs. Robin Stidham, held a Students vs. Staff fundraiser to honor Deborah Wohlwerth. Over \$2000 was raised with the proceeds going to the City of Hope. The "newbies" (newest members of the Comedy Sportz team) made their debut, but the highlight of the evening was the appearance of OPHS teachers Jan Willis, Ty DeLong, Erik Amerikaner and Mike Van Slooten. Hats off to Comedy Sportz and the teachers for making it such a great event.

National Merit Finalists- All seven of the NMS Semi-finalists have been announced as NMS FINALISTS. These students are seven of the 8,200 winners that were selected from over 15, 000 Semifinalists. In March, the NMSC will begin mailing scholarship offers to the winners. The 2009 OPHS National Merit Finalists are: Carl Chen, Michael Feinberg, Aleksandr Nisnevich, Benjamin Pyle, Mateen Saffarian, Alice Wang, and Shirley Young

Academic Decathlon: Coach Tim Chevalier announced that the OPHS Academic Decathlon Team performed very well at this year's competition. Our B Team finished in Third place overall out of 17 schools in our division. Our A Team finished in Sixth place overall out of 17 schools in our division. These finishes represent Oak Park's highest placement in the competition. Both teams did very well! Turning this program into an academic class has allowed our performance to improve dramatically. We also had several excellent individual performances:

Alex Nisnevich:

Blue division Essay GOLD medalist
Blue division Interview SILVER medalist
Blue division Mathematics GOLD medalist
Blue division Language and Literature BRONZE medalist
Blue division Music BRONZE medalist
Blue Division Economics GOLD medalist
Blue Division Science/Social Science BRONZE medalist
Blue Division 2nd highest overall score in the entire competition!

Maize Wang:

Blue division Essay SILVER medalist
Blue division Speech BRONZE medalist
Blue division Economics BRONZE medalist
Blue division Art BRONZE medalist

Teddy Yoo: Blue division Interview GOLD medalist; Blue division Mathematics SILVER medalist

Eric Pai: Blue division Economics BRONZE medalist

Oliver Liu: Blue division Mathematics GOLD medalist

Stephen Lu: Blue division Essay SILVER medalist

Rebecca Andrvushchenko: Red division Interview SILVER medalist

David Whitaker: Red division Mathematics SILVER medalist

Edison Challenge : Juniors Ben Neigher, Asaf Kraus, Parker Markam, Erika & Stephani Soutanian, Wendi Li, Marina Fote and Sophmores- Rochelle Silverman & Rachel DeLuca, with the coaching of Teachers Matt Kracht and Debby West, chose to do the Edison Challenge with a project on Solar Energy. They wrote a lesson to teach solar energy to 6th graders and had them build a solar car. The students then went to Medea Creek (on two different days) and taught every single 6th grader about solar energy, had them observe a simple version of a solar cell and see it change light into electricity and then had them build a simple solar car. The 6th graders were then allowed to go outside and observe and race each other. The 6th graders also had to take a pre and post test.

The Edison crew also had to write a research proposal about how they would further research their topic and had to put on a community service. The building of the solar car was the first portion of their community service. They are going to follow through on this by hosting a solar derby day during earth week. They are going to organize a solar derby challenge and have several solar related organizations provide information about solar energy. The students then had to generate a portfolio and a creative presentation to show off what they accomplished and culminated the activities with a student produced power point. This was a wonderful experience for all students involved!

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent

TO: Members of the Oak Park Unified Board of Education
FROM: Lou Tabone, Principal, Oak View High School/Oak Park Independent School
DATE: March 17, 2009
SUBJECT: Monthly Board Report

Oak View

We have 52 enrolled at Oak View High, with a waiting list. This allows us to approach full ADA reimbursement for our program.

The Rotary Club recognized three students for their outstanding essays.

We are starting a yoga program for our students. A local yoga instructor has volunteered to provide a 30-minute session once per week for free!

Susan Allen coordinated an Oak Park Library field trip for our language arts students on February 27th. On March 11th, Dianne Large is bringing students to Moorpark College for an orientation tour.

Twenty-one students participated in our Clean Teen Bowling event on February 12th.

The four students who participated as counselors for the Outdoor Ed. Medea trip report a very successful and meaningful experience. Thank you, again, to Medea for opening this up for our students.

Our faculty reports great progress in utilizing the Smartboard technology and the newly acquired student laptops. All teachers are implementing research projects using the materials. Mrs. Liepman developed a Jeopardy Game on the Smartboard to prepare for upcoming assessments in social science. Mrs. Cohen enriches her health class with immediate support from internet sources to explain MRI technology with images on the Smartboard. Mrs. Allen has initiated a blog using the equipment and engages students and displays their work on the Smartboard.

Christine Brown is leading our march towards a full review for WASC, with a spring 2010 visit in the planning stages.

We welcome Ms. Karen Geremia as a new parent on our site council.

Independent School

We have only one opening, due to a medical leave for one of our students. We hope to fill it soon, from our waiting list.

Barbara Harrison is enriching learning as she develops pen pals with Indian students.

The 7th grade STAR writing test was attended by 100% of our candidates.

The Rotary Club honored one 8th grade student for his outstanding essay. This is the first year for OPIS to participate in the event.

Two OPIS students are in the cast of *The Marriage of Figaro* for the L.A. Opera. One of our students participated in the *Nutcracker*, while another was in *Alice in Wonderland*. One graduate candidate was selected as our STAR Scholar for 2009. This is the first year OPIS is participating in the event held at the Reagan Library.

Christine Brown is leading our Three-Year Midterm Visit for our WASC accreditation process. The visit is spring 2010.

Respectfully submitted,

Anthony W. Knight, Ed.D.
Superintendent