

A G E N D A

NEWPORT-MESA UNIFIED SCHOOL DISTRICT

Special Meeting of the Board of Education to
"Conduct the District's Business in Public"
Roderick H. MacMillian Board Meeting Room
District Education Center, 2985-A Bear Street, Costa Mesa

January 24, 2006

❖ **CLOSED SESSION 3:00 P.M. to 3:45 P.M.**
Education Center – Superintendent’s Office Conference Room

1. Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to Government Code §54956.9(b) -one potential case.

2. Conference with Legal Counsel – Existing Litigation

Significant exposure to litigation pursuant to Government Code §54956.9(a)
(disclosure will jeopardize existing settlement negotiations)

3. Personnel: Public Employee Discipline/Dismissal/Release

(Pursuant to Government Code §54957)

4. Student Discipline

(Pursuant to Education Code §35146, §48918(c))

Persons in the audience during the meeting of the Board of Education are asked not to talk during presentations or the meeting. If conversation with another person needs to take place, please do so outside the Board Room so as not to disrupt others or the meeting.

PRESENTATIONS AND PUBLIC COMMENTS. Any person wishing to speak on any item on the agenda will be granted three minutes at the time the item appears on the agenda, or in the case of a non-agenda item, may do so under Community Input or Audience Participation. Prior to addressing the Board, a card (located on the table at the rear entrance) must be completed and given to the Superintendent's executive assistant. Persons addressing the Board are asked to do so from the podium and microphone provided for that purpose in order to get the comments on the official video taped record.

1. CALL TO ORDER. The meeting was called to order by the presiding Chairperson, _____, at _____ p.m.

❖ **PRELIMINARY**

2. OPENING CEREMONIES. The meeting will open with a silent invocation, followed by a Pledge of Allegiance to the Flag.

3. ROLL CALL:

- _____ David Brooks, President
- _____ Linda Sneen, Vice-President
- _____ Judy Franco, Clerk
- _____ Dana Black, Member
- _____ Tom Egan, Member
- _____ Martha Fluor, Member
- _____ Serene Stokes, Member
- _____ Robert J. Barbot, Superintendent

4. ADOPTION OF AGENDA. Recommendation is made that the agenda be adopted as submitted.

ACTION

Motion by _____ Seconded by _____

Vote _____

❖ DISCUSSION/ACTION 3:45 P.M. TO 5:15 P.M.

5. **ADOPTION OF RESOLUTION NO. 23-01-06.**

DISCUSSION
/ACTION

It is recommended that the Board of Education take action and adopt resolution of findings, Resolution No. 23-01-06 regarding the Orange County Academy Charter School Proposal.

Motion by _____ Seconded by _____

ROLL CALL VOTE:

_____ Mrs. Black	_____ Mrs. Franco, Clerk
_____ Mr. Egan	_____ Mrs. Sneen, Vice President
_____ Mrs. Fluor	_____ Mr. Brooks, President
_____ Mrs. Stokes	

6. **ADOPTION OF RESOLUTION NO. 24-01-06.**

DISCUSSION
/ACTION

It is recommended that the Board of Education take action and adopt resolution of findings, Resolution No. 24-01-06 regarding the Orange Science Academy Charter School Proposal.

Motion by _____ Seconded by _____

ROLL CALL VOTE:

_____ Mrs. Black	_____ Mrs. Franco, Clerk
_____ Mr. Egan	_____ Mrs. Sneen, Vice President
_____ Mrs. Fluor	_____ Mr. Brooks, President
_____ Mrs. Stokes	

❖ AUDIENCE PARTICIPATION

Comment cards are requested to be completed prior to addressing the Board. If no cards are received prior to audience participation, the Board Clerk will omit the reading of the Brown Act statement and the Board President will adjourn the meeting.

This is an opportunity for the public to address the Board. Depending upon the nature of the presentations, the Board President or Superintendent may respond or the President may call upon Board members for brief comments, questions of clarification, provide a reference to staff or other resources for factual information, or request the Superintendent to report back to the Board at a subsequent meeting concerning the matter. However, in compliance with Board Policy and the Ralph M. Brown Act, the Board is not permitted to take action on non-agenda items. If appropriate, consistent with Board Policy three or more members of the Board may direct the Superintendent to schedule an item for a future Board agenda.

When addressing the Board, please state your name and address for the record.

7. **ADJOURNMENT OF SPECIAL MEETING, _____ p.m.**

ACTION

❖ RECESS 5:15 P.M.

Education Center – Superintendent’s Office Conference Room

❖ STUDY SESSION 5:30 P.M.

Education Center - Roderick H. MacMillian Board Meeting Room

Review of Measure F

❖ RECESS 6:30 P.M.

Education Center – Superintendent’s Office Conference Room

A G E N D A

NEWPORT-MESA UNIFIED SCHOOL DISTRICT

Regular Meeting of the Board of Education to
"Conduct the District's Business in Public"
Roderick H. MacMillian Board Meeting Room
District Education Center, 2985-A Bear Street, Costa Mesa

January 24, 2006

❖ **REGULAR MEETING 7:00 P.M.**

Education Center - Roderick H. MacMillian Board Meeting Room

1. **CALL TO ORDER.** The meeting was called to order by the presiding Chairperson, _____, at _____ p.m.

❖ **PRELIMINARY**

2. **OPENING CEREMONIES.** The meeting will open with a silent invocation, followed by a Pledge of Allegiance to the Flag.

3. **ROLL CALL:**

_____ David Brooks, President
_____ Linda Sneen, Vice-President
_____ Judy Franco, Clerk
_____ Dana Black, Member
_____ Tom Egan, Member
_____ Martha Fluor, Member
_____ Serene Stokes, Member
_____ Robert J. Barbot, Superintendent
_____ Sarah Grabarsky, Co- Rep -Costa Mesa HS
_____ Tu Nguyen, Co- Rep -Costa Mesa HS
_____ Nicole Wall, Newport Harbor HS
_____ Mark Morihiro, Alternate -Newport Harbor HS
_____ Susan Moheimani, Corona Del Mar HS
_____ Devon Metkovich, Estancia HS
_____ Bridgette Gleason, Alternate -Estancia HS
_____ Elizabeth Crosby, OC Middle College HS
_____ Daniel DeArakal, Alternate -OC Middle College HS
_____ Devin Meaders, Co-Rep -Back Bay/Monte Vista HS
_____ Alyssa Vega, Co-Rep -Back Bay/Monte Vista HS

4. **ADOPTION OF AGENDA.** Recommendation is made that the agenda be adopted as submitted. ACTION
Motion by _____ Seconded by _____ Vote _____
5. **ADOPTION OF MINUTES.** Recommendation is made that the minutes of the annual organizational meeting of December 13, 2005 be adopted as submitted. ACTION
Motion by _____ Seconded by _____ Vote _____
6. **ADOPTION OF MINUTES.** Recommendation is made that the minutes of the special meeting of December 23, 2005 be adopted as submitted. ACTION
Motion by _____ Seconded by _____ Vote _____
7. **ADOPTION OF MINUTES.** Recommendation is made that the minutes of the regular meeting of January 10, 2006 be adopted as submitted. ACTION
Motion by _____ Seconded by _____ Vote _____

❖ **WRITTEN COMMUNICATIONS**

❖ **COMMUNITY INPUT**

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However, in compliance with Board Policy and the Ralph M. Brown Act, the Board is not permitted to take action on non-agenda items. If appropriate, consistent with Board Policy, three or more members of the Board may direct the Superintendent to schedule an item for a future Board agenda.

REASONABLE ACCOMODATION FOR ANY INDIVIDUAL WITH A DISABILITY. Any individual with a disability who requires reasonable accommodation to participate in a Board meeting, may request assistance by contacting the Superintendent's Office at 2985-A Bear Street, Costa Mesa, Ca. 92626. Phone #: 714-424-5031 – Fax #: 714-424-5018.

When addressing the Board, please state your name and address for the record.

❖ **PRESENTATIONS**

Recognition of 2006 Authors Festival Bookmark Contest Winners

Recognition of 2006 Sister City Educator/Student Australian Exchange Participants

❖ **RECESS**

The Board will take a brief recess to host a reception.

❖ **PARENT LIAISON REPORT**

❖ **STUDENT BOARD MEMBER REPORTS**

❖ **CONSENT CALENDAR**

All items listed under the Consent Calendar are considered by the Board to be routine and will be enacted by the Board in one motion. There will be no discussion of these items prior to the time the Board votes on the motion unless members of the Board, staff or the public request specific items to be discussed and/or removed from the Consent Calendar. Public requests of items to be discussed and/or removed should be submitted in writing prior to the Board's consideration of the Consent Calendar.

8. It is recommended that the Board of Education approve sixteen new individual contracts for a total Individual Education Cost (IEP) of \$258,102.00 through the 2006/07 school year, as established from the Individual Educational Program.
9. It is recommended that the Board of Education approve two parent reimbursement contracts for a total Individual Education Cost (IEP) of \$2,688.75 through the 2006/07 school year, as established from the Individual Educational Program.
10. It is recommended that the Board of Education approve three new Master Contracts for 2005/06 with Autism Spectrum Therapies, California Institute of Behavior Analysis, Inc., and Grace Chao.

11. It is recommended that the Board of Education approve the Final Compromise and Release Agreement – Office of Administrative Hearings (OAH) Case Number N2005110115 in the amount of \$6,750.00 pursuant to the laws of the State of California.
12. It is recommended that the Board of Education approve the Final Compromise and Release Order by the California Special Education Hearing Office - (SEHO) Case Number SN05-00731 in the amount of \$11,355.00 pursuant to the laws of the State of California.
13. It is recommended that the Board of Education approve the contract with Ocean Institute at Dana Point Harbor for Andersen Elementary School for the 2005/06 school year.
14. It is recommended that the Board of Education approve the 2005/06 Single Plans for Student Achievement.
15. It is recommended that the Board of Education approve the Memorandum of Understanding between Families Costa Mesa Family Resource Center and the Newport-Mesa Unified School District to serve children and families in the LEAPS (Learning, Early Intervention, and Parent Support) Project at Pomona Elementary School.
16. It is recommended that the Board of Education approve a Waiver Request for modification of instructional minutes for Corona del Mar High School for second semester 2006.
17. It is recommended that the Board of Education approve a Waiver for Accommodation for use on the California High School Exit Exam (CAHSEE) for two special education students identified as CAHSEE2005-03 and CAHSEE2005-04 in compliance with Education Code 56101.
18. It is recommended that the Board of Education approve the Agreement with Media Barista, LLC., to program into the District's Transportation Department existing routing system a driver rotation method to aid and track the proper handling of allocation of extra work hours to drivers in an amount not-to-exceed \$2,400 for the period December 1, 2005 through June 30, 2006.
19. It is recommended that the Board of Education approve an Agreement with other Orange County School Districts to provide student transportation services as needed and (2) authorize the Deputy Superintendent to execute any documents necessary for the District to enter into the agreement.
20. It is recommended that the Board of Education approve Settlement Authority for Claim No. 02-27055 pending further negotiation pursuant to the options stated in the agenda item.
21. It is recommended that the Board of Education reject Claim No. 05-43063MH and refer the claim to the District's legal counsel.
22. It is recommended that the Board of Education receive the Williams Quarterly Report for the period October 1, 2005 through December 31, 2005.
23. Approval is recommended of Certificated Employees' Leave of Absence Register No. 10-06.
24. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 10-06.
25. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 10-06.
26. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 09-06.
27. Approval is recommended of Classified Employees' Leave of Absence Register No. 08-06.
28. Approval is recommended of Classified Employees' Resignation/Termination Register No. 10-06.
29. Approval is recommended of Gift Register No. 08-06.

- 30. Approval is recommended of Accounting Register No. 09-06.
- 31. Approval is recommended of Measure A Accounting Register No. 09-06.
- 32. Approval is recommended of Purchasing Report No. 09-06.
 - a. Approval of Purchase Order Report covering period December 20, 2005 through January 16, 2006.
 - b. Approval of Travel Approval Request Report covering period December 20, 2005 through January 16, 2006.
 - c. Approval of Transfer of Equipment Report covering period December 20, 2005 through January 16, 2006.
 - d. Grant permission to advertise for the grading/excavation district-wide Bid #113-06 and authorize the Superintendent or his designee to award Bid #113-06 to the lowest qualified responsible bidder.
 - e. Ratify the Notice of Completion and its filing for the fumigation project completed at Kaiser Elementary School by Chem Free Exterminating in the amount of \$25,000.00.
- 33. Approval is recommended of Measure A Purchasing Report No. 09-06A.
 - a. Direct that a Notice of Completion be filed for the Measure A modernization work through Contract #112-05 to Angeles Contractor at Paularino Elementary School in an amount not-to-exceed \$3,527,100.21.
- 34. Approval is recommended of Measure A Operations Report No. 09-06.
 - a. Approval of Change Orders #11 and #12 with Mackone Development for Newport Harbor High School in the amount of \$170,509.94.
 - b. Approval of Change Order #6 with Cavecche Engineering and Construction Company, Inc., for TeWinkle Middle School in the amount of \$60,816.00.
 - c. Approval of Amendment #13 to the Agreement with Ninyo and Moore to perform additional services in an amount not-to-exceed \$4,080.00.
- 35. Approval is recommended of Independent Contractors' Register No. 10-06.

Motion by _____ Seconded by _____

Vote _____

❖ **DISCUSSION/ACTION**

- 36. **APPROVAL OF PLAN FOR EXPELLED YOUTH BETWEEN NEWPORT-MESA UNIFIED SCHOOL DISTRICT AND THE ORANGE COUNTY DEPARTMENT OF EDUCATION FOR PROVIDING EDUCATIONAL SERVICES TO EXPELLED STUDENTS.** DISCUSSION /ACTION

It is recommended that the Board of Education approve the revised and updated Plan for Expelled Youth as presented.

Motion by _____ Seconded by _____

Vote _____

37. SUPERINTENDENT SEARCH PROCESS UPDATE AND ACTION. DISCUSSION /ACTION

This is a continuous agenda item to provide updates and information on the timeline and process relative to the Superintendent search. It is recommended that the Board of Education take action on the following items relative to the search process:

- 1) Additional review and recommendation of the Superintendent Selection Advisory Council (SSAC) groups.
- 2) Adjust the timeline for selection and appointment of the SSAC members to:
 - o February 17, 2006 – deadline for submission of names of individuals interested in serving on the SSAC. (originally 2/6/06)
 - o February 28, 2006 – Board appointment of SSAC members. (originally 2/14/06)

Additionally, the draft brochure has been crafted and received by CSBA and it is recommended that the Board review and make recommendations for changes to the superintendent search brochure draft for recruitment distribution.

Motion by _____ Seconded by _____ Vote _____

❖ **INFORMAL REPORTS**

- 38. Superintendent**
- 39. Assistant Superintendents**
- 40. Board Members**
- 41. Legislative Representative**
- 42. CROP Report**

❖ **AUDIENCE PARTICIPATION**

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43. ADJOURNMENT, _____ p.m. ACTION