

NEWPORT-MESA UNIFIED SCHOOL DISTRICT
Regular Meeting of the Board of Education
District Education Center
Roderick H. MacMillian Board Meeting Room
2985-A Bear Street, Costa Mesa
April 25, 2006

Closed Session At 4:00 p.m., President Brooks announced that the Board of Education would convene in Closed Session to address Student Discipline, 7330 Complaint Appeal, Conference with Labor Negotiator, and Conference with Legal Counsel regarding Anticipated Litigation.

Recess At 5:30 p.m., the Board took a brief recess.

Presentation At 6:00 p.m., President Brooks called the meeting to order. Dr. Barbot introduced Peggy Anatol who announced the 2005 Academic Performance Index Improved schools. Dr. Barbot and President Brooks assisted Dr. Anatol in presenting certificates to the representative from each school.

Reconvene/Call to Order/Roll Call At 7:00 p.m., President Brooks called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by Student Board member Elizabeth Crosby.

Members Present

- Dave Brooks, President
- Linda Sneen, Vice-President
- Judy Franco, Clerk
- Dana Black, Member
- Tom Egan, Member
- Martha Fluor, Member
- Serene Stokes, Member
- Robert J. Barbot, Secretary
- Daniel DeArakal, Student Representative – OCMCHS
- Elizabeth Crosby, Student Representative – OCMCHS
- Sarah Grabarsky, Student Representative - CMHS

Adoption of Agenda Mrs. Black moved adoption of the agenda with an amendment adding an item to Closed Session (Conference with Labor Negotiator) and a request to pull the minutes to a future meeting. Mrs. Franco requested to adjourn the meeting in memory of Pat Smith and Carolyn Yurada. Mrs. Fluor seconded the motion, and it carried unanimously.

Community Input No comments.

Presentations The Board received the following presentations:

- Recognition of Harbor Council PTA (HCPTA) Annual Reflections Event Student Award Recipients.
- Recognition of the National Board Certified Teachers.
- Presentation by the California Retired Teachers Association (CRTA) Area X, Harbor Beach Division #77.
- Recognition of the HOPE School Readiness Program – Recipient of the 2006 Magna Award from the American School Board Journal.

Parent Liaison Report HCPTA Vice-President, Bernie Redding, read President Graham’s report on current events and activities occurring within the District.

Student Board Member Report Student Board members reported on activities and events occurring at their respective school sites.

- Consent Calendar *Mrs. Fluor moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion, and it carried unanimously with a 7/0 vote.*
6. Approved seven new individual contracts for a total Individual Education Cost (IEP) of \$166,880.23 through the 2006/07 school year, as established from the Individual Educational Program.
 7. Approved two parent reimbursement contracts for a total Individual Education Cost (IEP) of \$2,550.00 through the 2006/07 school year, as established from the Individual Educational Program.
 8. Approved one addendum to the Master Contract with Beacon Day School for the 2005/06 school year as established from the Individual Educational Program.
 9. Approved a Partial Settlement Agreement for the Office of Administrative Hearings (OAH) Case Nos. N2005110490 and N2005100758 in the amount of \$5,570.00 pursuant to the laws of the State of California.
 10. Approved submission of the *Professional Resources Improving Newport-Mesa Teachers and Students (PRINTS) Pilot Project* for the Teacher Recruitment and Student Support Program Grant in the amount of \$79,249.
 11. Approved the Agreement between the Newport-Mesa Unified School District and the Orange County Department of Education to provide AB75 Principal training.
 12. Approved the change order (Reading First Professional Development) for additional teachers in the amount of \$5,250.00 and to amend the contract with the Orange County Department of Education in the amount of \$35,250.00.
 13. Approved the Contract with Rancho Los Amigos National Rehabilitation Center for CPT 97110 Therapeutic procedures for one special education student in the amount of \$800.00 as established from the Individual Educational Program.
 14. Ratified the Field Study Program Contracts with the Ocean Institute of Dana Point Harbor for participation by Lincoln Elementary School students.
 15. Received the Williams Quarterly Report for the period January 1, 2006 through March 31, 2006.
 16. Approved the Agreement between the Newport-Mesa Unified School District and Sun Maps to provide land surveying and mapping services at Eastbluff Elementary School in an amount not-to-exceed \$2,250.00.
 17. Approved the Agreement between the Newport-Mesa Unified School District and Sun Maps to provide land surveying and mapping services at Alternative Education Center for the Early College High School Program in an amount not-to-exceed \$7,000.00.
 18. Approved Amendment No. 15 to the Agreement between Newport-Mesa Unified School District and Ninyo and Moore to perform the services as outlined in an amount not-to-exceed \$7,500.00.
 19. Approved the Agreement between California School Management Group, Inc., and the Newport-Mesa Unified School District for the term of July 1, 2006 through June 30, 2008 in an amount not-to-exceed \$70,000.
 20. Approved the Agreement between Thomas Blurock Architects, Inc., and the Newport-Mesa Unified School District for design and site work for six relocatable buildings and related electrical and civil work associated with installing six relocatables at the Alternative Education Center for the Early College High School Program in an amount not-to-exceed \$28,000.
 21. Approved the Agreement between the Newport-Mesa Unified School District and ADvTech Environmental, Inc., to provide engineering technical support for a variety of activities for on-going remedial design project for underground storage tank areas to support the District addressing issues raised by the Orange County Health Care Agency's oversight program in an amount not-to-exceed \$15,000.
 22. Approved Settlement Authority for a Stipulation with Request for Award of \$2,400.00 with no future medical care for Claim No. 04-36197.
 23. Approved Settlement Authority to settle out future medical for Claim No. 01-25194, by a Compromise and Release of \$5,000.00.
 24. Approved Settlement Authority to settle Claim No. 02-28627 by a Compromise and Release of \$12,500.00.

25. Approved Settlement Authority for a Stipulation with Request for Award of \$19,847.50 with a provision for future medical care for Claim No. 02-28908.
26. Approved Settlement Authority to settle Claim Nos. 03-32923 and 05-38313 by a Compromise and Release of \$35,000.00.
27. Approved Certificated Employment, Assignment Alternatives/Options for thirteen Certificated employees pursuant to Education Code 44258.7(b).
28. Approved Credential waiver for Robert Trice pursuant to Education Codes 44252(b), 44265 and 44830(a).
29. Approved Certificated Employees' Leave of Absence Register No. 15-06.
30. Approved Certificated Employees' Resignation/Termination Register No. 15-06.
31. Approved Certificated Employees' Appointment/Reassignment Register No. 15-06.
32. Approved Classified Employees' Appointment/Reassignment Register No. 14-06.
33. Approved Classified Employees' Resignation/Termination Register No. 15-06.
34. Approved Classified Employees' Leave of Absence Register No. 11-06.
35. Approved Gift Register No. 13-06.
36. Approved Accounting Register No. 14-06.
37. Approved Measure A Accounting Register No. 14-06.
38. Approved Purchasing Report No. 14-06.
 - a. Approved Purchase Order Report covering period March 20, 2006 through April 16, 2006 in the amount of \$859,733.76.
 - b. Approved Travel Approval Request Report covering period March 20, 2006 through April 16, 2006.
 - c. Approved Transfer of Equipment Report covering period March 20, 2006 through April 16, 2006.
 - d. Ratified the award of Group A-Purchases to Silver Creek Industries, Inc., and reject bids for Group B-Leases of bid #114-06 – Purchase or Lease DSA approved relocatable modular buildings.
 - e. Granted permission to advertise various construction trade bids for Meyer Place Educational Support Center Bid and authorize the Superintendent or his designee to award each construction trade bid, each not to exceed \$100,000, for Meyer Place Educational Support Center to the lowest responsible, qualified bidder.
 - f. Approved the Notice of Completion and its filing for the playground installation project completed at Wilson Elementary School by Park Specialties under Bid #115-05 in the amount of \$32,093.05.
39. Approved Measure A Operations Report No. 14-06.
 - a. Approved Change Order #1 – SMC Construction – Newport Elementary School in the amount of \$71,533.00.
 - b. Approved Amendment #1 – GKK Architects –additional services – Meyer Place Educational Support Center.
 - c. Approved Change Order #1 and #2 – G2000 Construction, Inc. – Lincoln Elementary School in the amount of \$59,592.27.
 - d. Approved Change Order #2- SMC Construction – Corona del Mar High School in the amount of \$235,861.00.
 - e. Approved Change Order #15 with Mackone Development for Newport Harbor High School in the amount of \$95,563.00.
40. Approved Independent Contractors' Register No. 15-06.

Measure A
Program
Informational
Update

Paul Reed provided information regarding the status of the Measure A Program and the work that will proceed over the summer.

Selection of
Members for the
Equity Committee
in Accordance
with the
Provisions of
Measure F

Paul Reed requested assistance from Student Board Members to draw names from the lot draw bags for the appointment of the members to the Measure F Equity Committee as specified in Board Resolution No. 12-10-05 and affirmed those names as selected as constituting the committee.

Mrs. Fluor moved to affirm the following appointments made from the lot draw process. Mrs. Franco seconded the motion, and it carried unanimously with a 7/0 vote.

Harbor Zone

- Arthur Grey – NHHS
- Ron DeCruz – Ensign
- Gary Jabara – Newport Elementary
- Stacy Lemoine – Newport Heights
- Leslie Sykes – Kaiser

Corona del Mar Zone

- Janis Newfield – CdMHS
- Nadine Turner – CdMHS
- Andrea Maloney – Lincoln
- Brad Jarvis – Eastbluff
- Kristy Kirsch – Anderson

Costa Mesa Zone

- Paul Krikorian – CMHS
- Diane Bjelland – CMHS
- Jennifer Piatti – Davis
- Dena Fisher – Paularino
- Mike Segerblom – Sonora

Estancia Zone

- Michelle Graham –EHS
- Bill Thorpe – TeWinkle
- Daniela Ramos – Wilson
- Diana Enciso – Pomona
- Cheryl Cruz - California

Following the Board meeting, the 20 members will be notified of their appointment as well as the applicants whose names were not drawn.

Adoption of
Resolution No.
29-04-05, TRANS
2006-07

Mrs. Fluor moved to adopt Resolution No. 29-04-05. Mrs. Sneen seconded the motion.

ROLL CALL VOTE:

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

Resolution No. 29-04-05 was adopted by unanimous roll call vote.

Adoption of
Resolution No.
30-04-05,
Recognizing the
Week of the
Teacher, May 1-7,
2006 and the Day
of the Teacher,
May 10, 2006

Mrs. Franco moved to adopt Resolution No. 30-04-05. Mrs. Fluor seconded the motion.

ROLL CALL VOTE:

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

Resolution No. 30-04-05 was adopted by unanimous roll call vote.

Adoption of
Resolution No.
31-04-05,
Recognizing
Classified School
Employees Week,
May 14-20, 2006

Mrs. Stokes moved to adopt Resolution No. 31-04-05. Mrs. Fluor seconded the motion.

ROLL CALL VOTE:
YES Mrs. Black
YES Mr. Egan
YES Mrs. Fluor
YES Mrs. Stokes
YES Mrs. Franco, Clerk
YES Mrs. Sneen, Vice President
YES Mr. Brooks, President

Resolution No. 31-04-05 was adopted by unanimous roll call vote.

Approval of List
Authorizing
Signature
Authority

Mrs. Sneen moved approval of the list authorizing signature authority. Mrs. Black seconded the motion, and it passed with a unanimous 7/0 vote.

Cancel the regular
board meeting of
May 9, 2006 and
move to May 16,
2006

Mrs. Fluor moved to cancel the regular board meeting of May 9, 2006 and move it to May 16, 2006. Mrs. Black seconded the motion and it passed with a unanimous 7/0 vote.

Superintendent
Search Process
Update

President Brooks reported that the Board has identified their top candidate and the Board is continuing with the remaining steps of the search process.

Secondary
Textbook 30-day
Display Notice

Bob Metz informed the Board that the Foreign Language and Social Science textbooks being considered for approval by the Newport-Mesa Unified School District for grades 7-12 will be on display at the Sanborn Instructional Media Center from April 26, 2006-May 26, 2006 for public review.

Superintendent/
Assistant
Superintendent's
Report

Dr. Barbot reported that the district has four California Distinguished Schools Winners this year. Mariners, California, Victoria, and Lincoln. Eastbluff received an Honorable Mention.
Bob Metz shared that summer school applications are available online this year. The process is going smoothly.
Lorri McCune informed the Board that the department newsletter is completed for this month and has been distributed.
Susan Astarita thanked and recognized the elementary Distinguished School Award winners for this year. She also thanked Lorie Hoggard for her work with the pre school program and congratulated her on the Magna Award.
Paul Reed shared that the district has received new natural gas buses.

Board Members
Reports

Board members provided reports on their recent attendance at events and activities and shared information of interest to other Board members.

Legislative Report

Mrs. Franco noted that she was unable to make it to Sacramento due to airline problems.

CROP Report

Mrs. Fluor noted that the Superintendent has been selected. He is Dr. Richard Smith.

Recited Actions
Taken in Closed
Session

In a prior session, the Board of Education took disciplinary action in student case no. 05-56-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 1/30/07. During the expulsion period the student will

attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 50 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Fluor, seconded by Mrs. Black, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-57-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 6/30/06. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Sneen, seconded by Mrs. Franco, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-64-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 6/30/06. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Fluor, seconded by Mrs. Black, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-65-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 6/30/06. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Stokes, seconded by Mrs. Sneen, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-54-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 6/30/06. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Fluor, seconded by Mrs. Franco, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-46-68 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 1/30/07 and to suspend the expulsion from 9/1/06 through 1/30/07. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 50 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Fluor, seconded by Mrs. Franco, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-45-68 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 1/30/07. During the expulsion period the student will attend ACCESS or another appropriate setting and must maintain acceptable grades, attendance and citizenship. The student is to complete 50 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Stokes, seconded by Mrs. Franco, and carried with a unanimous 7/0 vote.

In a prior session, the Board of Education took disciplinary action in student case no. 05-66-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/25/06 through 6/30/06, to suspend the expulsion and to transfer the student to CMHS. During the expulsion period the student must maintain acceptable

Minutes of Regular Meeting

**ADOPTED MINUTES
April 25, 2006**

grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Franco, seconded by Mrs. Fluor, and carried with a unanimous 7/0 vote.

Adjournment At 9:22 p.m. President Brooks adjourned the meeting in memory of Pat Smith and Carolyn Yurada.

Robert J. Barbot, Secretary