

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
June 13, 2006

- Closed Session At 4:00 p.m., President Brooks announced that the Board of Education would convene in Closed Session to address Conference with Labor Negotiator, Personnel: Public Employee Discipline/Dismissal/Release, Conference with Legal Counsel, Anticipated Litigation and 7330 Complaint Appeal.
- 2005/06 Retirees Reception and Presentations At 5:30 p.m., the Board of Education honored the District’s retiring staff. The presentations were followed by a reception.
- Reconvene/Call to Order/Roll Call At 7:40 p.m., President Brooks called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by Student Board member Alyssa Vega.

Members Present

- Dave Brooks, President
- Linda Sneen, Vice-President
- Judy Franco, Clerk
- Dana Black, Member
- Tom Egan, Member
- Martha Fluor, Member
- Serene Stokes, Member - absent
- Robert J. Barbot, Secretary

- Adoption of Agenda Mrs. Fluor moved adoption of the agenda as amended adding an additional case to closed session of anticipated litigation. Mrs. Sneen seconded the motion, and it carried unanimously.
- Adoption of Minutes Mrs. Fluor moved approval of the minutes of: February 28, 2006, March 14, 2006, March 28, 2006, March 28, 2006 and April 25, 2006. Mrs. Black seconded the motion, and it carried unanimously.
- Community Input The following individuals addressed the Board regarding the request to add 4th grade to Sonora Elementary School for the 2006/07 school year:
Brian Valles, Adam Sanchez, Cuauhtemoc Chavez, Karina and Cassidy, Christine Chapel, Teri Yuen, Marcela Osario, Ana Canales.

Following the input, Dr. Barbot responded and clarified the Board’s previous action taken on May 23 and further discussion held at the May 30 study session.

On May 23, 2006 the staff presented a review of the current housing considerations for study within the Costa Mesa Zone and requested two actions from the Board. The Board took two separate actions in support of the staff’s recommendations.

- (a) Moved to approve the staff recommendation to study the issues surrounding the grade level configurations of the elementary schools in the Costa Mesa zone. Include parents and staff in the discussion June 2006 through November 2006. Present the findings to the Board of Education December 2006 and have the Board take action February 2007 for potential adjustments in the elementary school configurations for the 2007-08 school year.
- (b) Moved to schedule a Board study session on Tuesday, May 30, 2006 to discuss/study the request made by Costa Mesa zone parents to add fourth grade classes at College Park, Paularino, and Sonora for the 2006/07 school year.

At the May 30, 2006 study session, staff reviewed the current proposal to add 4th grade at

College Park, Paularino and Sonora for the 2006/07 school year. The Board felt the ongoing study by staff relative to the Costa Mesa zone (approved at the Board's May 23 meeting), was the best way to proceed. Dr. Barbot concluded that staff would continue to follow the previously approved study plan and that no formal action was necessary.

- Presentations The Board received the following presentations:
- Presentation of 2005/06 Scholarship Awards.
 - Recognition of 2006 California Distinguished Schools
- Parent Liaison Report HCPTA President Michele Graham reported 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. Following their final reports for the 2005/06 school year, Trustee Black formally recognized the student board members for their service during the 2005/06 school year.
- Recess At 8:33 p.m., the Board took a brief recess.
- Reconvene At 8:46 p.m., President Brooks reconvened the meeting.
- Consent Calendar *Mrs. Sneen moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion, and it carried with a 6/0 vote (Mrs. Stokes was absent).*
6. Approved one parent reimbursement contract for a total Individual Education Cost (IEP) of \$21,877.24 through the 2006/07 school year, as established from the Individual Educational Program.
 7. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case Nos. N2006010803 and N2006040003 in the amount of \$33,825.00 pursuant to the laws of the State of California.
 8. Approved a Final Compromise and Release Agreement - Special Education Hearing Office SEHO Case No. SN05-00624 in the amount of \$15,913.88 pursuant to the laws of the State of California.
 9. Approved acceptance of an additional allocation of \$25,000 from the Children and Families Commission of Orange County for implementation of the (LEAPs) Learning, Early Intervention, and Parent Support Project Summer Institute and services to children and families in July 2006.
 10. Approved acceptance of an additional allocation of \$2,472 from Migrant Education for implementation of a Saturday program for preschool children and families in June 2006 (LEAPs Project).
 11. Approved acceptance of a Childhood Immunization Promotion mini-grant in the amount of \$5,000 from the Children and Families Commission of Orange County for promotion of the Community Health Fair Event and health related education for families.
 12. Approved the award of Food and Supplies Contract #01-07A, 01-07B, 01-07C and 01-07D to Newport Farms, US Foodservice – Joseph Webb, A&R Wholesale Distributors, Inc., and Sysco Food Services, Inc.
 13. Ratified submission of the High Priority Schools Grant Program applications for Rea Elementary School and Monte Vista High School.
 14. Approved the waiver of successful passage of the mathematics section of the California High School Exit Exam (CAHSEE), in compliance with Education Code 60851(a) for three students: CAHSEE #'s: 2006-01, 2006-02, 2006-03.
 15. Authorized the Deputy Superintendent to enter into an agreement with the McCarthy Building Companies, Inc., to provide project management services as authorized for supplementary construction projects.
 16. Authorized the Deputy Superintendent to enter into an agreement for legal services with the firm of Bergman and Dacey, Inc., in an amount not-to-exceed \$50,000 for the period July 1, 2006 through June 30, 2007.
 17. Authorized the Deputy Superintendent to enter into an agreement with Murdoch,

- Walrath and Holmes for consulting in regards to the State School Facilities Program in a not-to-exceed amount of \$65,000.
18. Authorized the Deputy Superintendent to enter into an agreement with Blattner and Associates for state regulatory, budgetary and legislative consulting at a not-to-exceed amount of \$28,000.
 19. Authorized the Deputy Superintendent to enter into an agreement with Keenan and Associates as third party administrator for the District's Workers' Compensation Program.
 20. Approved the BiTech System Support Implementation and Software Support Service Agreement between the Orange County Department of Education and the Newport-Mesa Unified School District for the period July 1, 2006 through June 30, 2007 for an amount not-to-exceed \$93,079.00.
 21. Approved the Agreement between the Orange County Department of Education and the Newport-Mesa Unified School District for the period July 1, 2006 through June 30, 2007 for an amount not-to-exceed \$52,531.
 22. Approved the Agreement related to the payroll time and attendance module between the Orange County Department of Education and the Newport-Mesa Unified School District for the period of July 1, 2006 through June 30, 2007 for an amount not-to-exceed \$50,214.
 23. Approved Amendment #2 to the Agreement between Buck Consultants and the Newport-Mesa Unified School District to perform the attestation for the Medicare Subsidy Program in a not-to-exceed amount of \$3,000.00.
 24. Approved the Agreement between Newport-Mesa Unified School District and ADvTECH Environmental, Inc. in an amount not-to-exceed \$90,000.00 for the period July 1, 2006 through June 30, 2007.
 25. Approved Amendment #1 to the Agreement between Conexis and Newport-Mesa Unified School District to provide third party administration of benefit services in an amount not-to-exceed \$48,205.30.
 26. Approved the Grant Agreement between the Newport-Mesa Unified School District and the City of Newport Beach to participate in the funding for the proposed Estancia High School Stadium and the Costa Mesa High School Aquatics Center in the amount of \$225,000 over three years for project funding.
 27. Approved the settlement authority for a Stipulations with Request for Award of \$23,800 with a provision for future medical care for Claim No. 00-21212.
 28. Approved the request for Certificated Employment, Assignment Alternatives/Options for one Certificated employee pursuant to California Code of Regulations, Title 5, Section 80020.1.
 29. Approved the request for Certificated Employment, Assignment Alternatives/Options for one Certificated employee pursuant to Education Code §44256(b).
 30. Approved the 2006/07 Declaration of Need for Fully Qualified Educators.
 31. Approved Certificated Employees' Leave of Absence Register No. 18-06.
 32. Approved Certificated Employees' Resignation/Termination Register No. 18-06.
 33. Approved Certificated Employees' Appointment/Reassignment Register No. 18-06.
 34. Approved Classified Employees' Leave of Absence Register No. 13-06.
 35. Approved Classified Employees' Resignation/Termination Register No. 17-06.
 36. Approved Classified Employees' Appointment/Reassignment Register No. 16-06.
 37. Approved Gift Register No. 16-06.
 38. Approved Accounting Register No. 17-06.
 39. Approved Measure A Accounting Register No. 17-06.
 40. Approved Purchasing Report No. 17-06.
 - a. Purchase Order Report covering period May 16, 2006 through June 4, 2006 in the amount of \$873,752.38.
 - b. Travel Approval Request Report covering period May 16, 2006 through June 4, 2006.
 - c. Transfer of Equipment Report covering period May 16, 2006 through June 4, 2006.
 - d. #121-06 Award Roofing Repair/Replacement Project #1 to Coast

- Roofing and Project #2 to Long Beach Roofing.
 - e. #126-06 Award Trash Collection and Disposal Service to Ware Disposal.
 - f. #139-05 Renewal with Meadows Construction – Relocation of Portable Buildings for the 2006/07 school year.
 - g. #135-04 Renewal with Barrett Robinson, Inc., for Window Coverings districtwide.
 - h. #102-02 Renewal of reproduction and document management services to Internet Blueprint for the 2006/07 school year.
 - i. #113-04 Renewal with Unisource Corp., for custodial supplies for the 2006/07 school year.
 - j. #105-06 Notice to Proceed to Beach Paving for work at Lindbergh School.
 - k. #105-06 Notice of Completion to Beach Pacing for work at Lindbergh School.
41. Approved Purchasing Report No. 17-06A – Measure A.
- a. #124-06 Award and Notice to Proceed – NHHS Home Arts Heating System to Allison Mechanical, Inc.
 - b. #125-06 Award and Notice to Proceed – Meyer Place Fire, Water, Sewer and Utilities to So Cal Pacific Construction Corp.
 - c. #127-06 Award and Notice to Proceed – Meyer Place Misc. Site concrete to S. Parker Engineering.
 - d. #105-05 (7335-440) Approval of Change Order #1 with Giannelli Electric, Inc., - Adams Elementary School.
 - e. #111-06 (7335-490) Notice to Proceed to S. Parker Engineering for concrete work at Rea Elementary School.
 - f. #139-04- Notice of Completion to Mackone Development for NHHS Measure A Modernization.
 - g. #105-06 (7335-472) – Notice of Completion to Beach Paving, Inc., for paving/asphalt work at Meyer Place.
 - h. #1111-06 (7335-464) – Notice of Completion to S. Parker Engineering for concrete work at California Elementary School Increment 2.
 - i. #117-05 (7335-451) – Notice of Completion to Isaacs Plumbing for plumbing work at Adams School Increment 2.
42. Approved Measure A Operations Report No. 17-06.
- a. Approved Amendment #8 – LPA, Inc. – Lincoln Elementary School – additional services.
 - b. Approved Amendment #2- GKK Architects – Victoria Elementary School – additional services.
 - c. Approved Change Order #3 – Cavecche Engineering and Construction – Rea Elementary School.
 - d. Approved Change Order #8- Cavecche Engineering Construction – TeWinkle Intermediate School.
 - e. Approved Change Order #2 – SMC Construction – Newport Elementary School.
43. Approved Independent Contractors’ Register No. 17-06.

First Reading –
New Policy, Rule
and Regulation
No. 7700 Charter
Schools

#47- this item was moved to the beginning of the discussion/action calendar.
Mrs. Black moved approval of the first reading of the new policy, rule and regulation no. 7700- Charter Schools. Mrs. Franco seconded the motion, and it carried unanimously.

Adoption of
Resolution No.
33-06-06
Establishing the
Tax Rate for the

Mrs. Fluor moved adoption of Resolution No. 33-06-06 as presented. Mrs. Franco seconded the motion.
ROLL CALL VOTE:
YES Mrs. Black
YES Mr. Egan

- Repayment of General Obligation Bonds for 2006/07 in accordance with the Covenants of Measure F YES Mrs. Fluor
Absent Mrs. Stokes
YES Mrs. Franco, Clerk
YES Mrs. Sneen, Vice President
YES Mr. Brooks, President
Resolution No. 33-06-06 passed by a unanimous role call vote.
- Approval of Additions to the High School Course of Study Mrs. Sneen moved approval of the additions to the high school course of study as presented. Mrs. Black seconded the motion, and it carried unanimously.
- Approval of Secondary Textbooks Mrs. Franco moved approval of the Secondary textbooks as presented. Mrs. Black seconded the motion, and it carried unanimously.
- Adoption of Resolution No. 34-06-06 and Order of the Biennial Trustee Election and Specifications of the Election Order Mrs. Fluor moved adoption of Resolution No. 34-06-06 as presented. Mrs. Sneen seconded the motion.
ROLL CALL VOTE:
YES Mrs. Black
YES Mr. Egan
YES Mrs. Fluor
Absent Mrs. Stokes
YES Mrs. Franco, Clerk
YES Mrs. Sneen, Vice President
YES Mr. Brooks, President
Resolution No. 33-06-06 passed by a unanimous role call vote.
- Set Public Hearing for the 2006/07 All Funds Tentative Budget Mrs. Franco moved approval to set the public hearing for the 2006/07 All Funds Tentative Budget on Tuesday, June 27, 2006 at approximately 7:05 p.m. in the District Education Center. Mrs. Fluor seconded the motion, and it carried unanimously.
- Set Public Hearing –SELPA Wide Annual Service Delivery Plan and Budget Mrs. Fluor moved approval to set the public hearing for the 2005/06 SELPA wide Annual Service Delivery Plan and Budget on Tuesday, June 27, 2006 at approximately 7:06 p.m. in the District Education Center. Mrs. Franco seconded the motion, and it carried unanimously.
- Set Public Hearing – Grant of Drainage Easement – City of Costa Mesa (Kaiser) Mrs. Fluor moved approval to set the public hearing for the purpose of input relative to the Grant of a Drainage Easement at Kaiser Elementary School to the City of Costa Mesa on Tuesday, June 27, 2006 at approximately 7:07 p.m. in the District Education Center. Mrs. Sneen seconded the motion, and it carried unanimously.
- Approval of Tentative Agreement (CSEA and NMUSD) Mrs. Black moved approval of the tentative agreement between CSEA, Chapter 18 and Newport-Mesa Unified School District for the 2006/07 and 2007/08 school years. Mrs. Fluor moved seconded the motion, and it carried unanimously.
- Approval of Compensation Salary Package Mrs. Fluor moved approval of the compensation salary package for the Supervisory/Confidential Employees for the 2006/07 school year. Mrs. Franco seconded the motion, and it carried unanimously.

for the
Supervisory/
Confidential
Employees for the
2006/07 School
Year

Approval of
Compensation
Salary Package
for the
Certificated/
Classified
Management
Employees and
the Deputy,
Assistant
Superintendents
for the 2006/07
and 2007/08
school years

Mrs. Franco moved approval of the Compensation Salary Package for the Certificated/Classified Management Employees and the Deputy, Assistant Superintendents for the 2006/07 and 2007/08 school years. Mrs. Sneen seconded the motion, and it carried unanimously.

Set the Summer
Board Meeting
Schedule

Mrs. Franco moved approval to modify the summer meeting schedule as follows:

- Proceed with the regularly scheduled meeting dates of July 11 and August 22, 2006.
- Cancel the regularly scheduled meetings of July 25 and August 8, 2006.
- Add a special meeting on Tuesday, September 5, 2006.
- Authorize the Board President to call additional special board meetings, if needed.

Mrs. Sneen seconded the motion, and it carried unanimously.

Information to the
Board

Secondary Textbook 30-Day Display – 10th grade selection for Social Science. The public display begins June 14, 2006 and continues through July 11, 2006 in the office of the Director of Secondary Curriculum and Instruction in the Sanborn Instructional Media Center.

Superintendent/
Assistant
Superintendent's
Report

The Superintendent and Assistant Superintendent's provided reports on various items of interest.

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

Paul Reed shared information on the pending State Budget.

CROP Report

No report.

Recited Actions
Taken in Closed
Session

The Board, in Closed Session, took action to authorize the Superintendent to give notice of release to certain probationary certificated employees and notice of non-reelection to certain probationary certificated employees pursuant to Government Code Section 54957 and Education Code Section 44954(b) for the next succeeding school year. The motion carried by unanimous vote.

Adjournment

At 10:04 p.m. President Brooks adjourned the meeting.

Robert J. Barbot, Secretary