

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 27, 2006

- Study Session At 4:10 p.m., President Brooks called to order the study session. Dr. Barbot noted that the purpose of the study session was to begin the review process of the District's Strategic Plan Goals and Priorities. Due to time constraints, the Board agreed to complete the review at the July 11, 2006 Board meeting beginning with the area of High school redesign.
- Closed Session At 5:37 p.m., President Brooks announced that the Board of Education would convene in Closed Session to address Conference with Labor Negotiator, Conference with Legal Counsel, Anticipated Litigation, Conference with Legal Counsel, Existing Litigation, Student transfer request appeal and Public employee evaluation; title superintendent.
- Recess At 6:55 p.m., the Board took a brief recess.
- Reconvene/Call to Order/Roll Call At 7:21 p.m., President Brooks called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by Trustee Egan.

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

- Adoption of Agenda Mrs. Franco moved adoption of the agenda as presented. Mrs. Sneen seconded the motion, and it carried unanimously.
- Community Input No comments.
- Public Hearings The following public hearings were held:
 - 2006/07 All Funds Tentative Budget – opened 7:25 p.m., hearing no comments, the public hearing was closed.
 - SELPAwide Annual Service Delivery Plan and SELPAwide Annual Budget Plan for 2005/06 – opened at 7:25 p.m., hearing no comments, the public hearing was closed.
- Presentations The Board received the following presentations:
 - Presentation of 2005/06 DELAC (District English Learner Advisory Committee) Annual Report.
 - Presentation of Distinguished Service Awards:
 - The Board adopted Resolution No. 39-06-06 recognizing Lorri McCune in honor of her service as the Assistant Superintendent of Human Resources for the last eight years. Dr. McCune is leaving NMUSD to become the Superintendent of Palm Springs Unified School District.
 - The Board adopted Resolution No. 40-06-06 recognizing Dr. Robert Barbot in honor of his service as Superintendent of Newport-Mesa Unified School District for the last eight years. Dr. Barbot announced his retirement effective June 30, 2006 culminating a 37-year career in education.
 - As a surprise recognition, Martha Fluor pulled item #56 from the discussion/action calendar for approval at this same time. The Board adopted

Resolution No. 41-06-06 designating the name of the Educational Support Center at Meyer Place as the “Barbot Educational Support and Teaching Center” also known as the BEST Center.

- Recess At 7:51 p.m., the Board took a brief recess to host a reception in honor of Dr. McCune and Dr. Barbot.
- Reconvene At 8:28 p.m., President Brooks reconvened the meeting.
- Parent Liaison Report HCPTA President Michele Graham reported on current events and activities occurring within the District.
- Consent Calendar *Mrs. Black moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion, and it carried with a 7/0 vote.*
5. Approved thirty two new individual contracts for a total Individual Education Cost (IEP) of \$534,377.50 through the 2006/07 school year.
 6. Approved one parent reimbursement contract for a total Individual Education Cost (IEP) of \$13,642.50 through the 2006/07 school year, as established from the Individual Educational Program.
 7. Approved forty-one master contracts for the 2006/07 school year as established from the Individual Educational Program.
 8. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case No. N2006030772 in the amount of \$110,850.00 through the 2006/07 school year pursuant to the laws of the State of California.
 9. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case No. N2006051027 in the amount of \$23,655.00 through the 2006/07 school year pursuant to the laws of the State of California.
 10. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case No. N2006050655 in the amount of \$99,758.00 through the 2006/07 school year pursuant to the laws of the State of California.
 11. Approved a Final Compromise and Release Agreement –Special Education Hearing Office (SEHO) Case Nos. SN-05-01446 and SN-05-01618, and Office of Administrative Hearings (OAH) Case Nos. N2005070061 and N2005070133 in the amount of \$43,590.00 through the 2006/07 school year pursuant to the laws of the State of California.
 12. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case No. N2006040509 in the amount of \$32,820.00 through the 2006/07 school year pursuant to the laws of the State of California.
 13. Approved a Final Compromise and Release Agreement -Office of Administrative Hearings (OAH) Case No. N2005100637 in the amount of \$76,608.00 through the 2006/07 school year pursuant to the laws of the State of California.
 14. Accepted receipt of \$175,000 (HOPE School Readiness Resource Program) grant renewal award from the Children and Families Commission of Orange County for two years beginning July 1, 2006.
 15. Approved Agreement No. 29234 and Amendment #1 between the Orange County Department of Education and Newport-Mesa Unified School District to provide faculty training for implementation of the C.A.T.C.H. Physical Activity Program.
 16. Accepted receipt of the Fifth School Assistance and Intervention Team (SAIT) Report from the Orange County Department of Education for College Park Elementary School.
 17. Awarded Bakery Products Contract #02-07 to Upper Crust Bakery.
 18. Approved the adjustment to the lunch meal pricing to \$2.50 effective July 1, 2006.
 19. Authorized the Deputy Superintendent to enter into a software licensing agreement with Colbi Technologies, Inc., for the provision of project accounting, software, training and support for the Measure F Projects.
 20. Approved the purchase of Excess Workers’ Compensation Coverage from the Continental Casualty Company (CNA) at an annual premium rate of \$.1740 per \$100 of payroll or \$223,880 for the period July 1, 2006 through June 30, 2007.

21. Ratified the Agreement between Contact Security, Inc., and the Newport-Mesa Unified School District to provide security services for the period of June 16, 2006 through June 30, 2006 for hourly services not-to-exceed \$12,000.
22. Ratified the Agreement between Barry's Security Services and the Newport-Mesa Unified School District to provide security services for the period June 16, 2006 through June 30, 2007 for hourly services not to exceed \$10,000.
23. Approved the Agreement between Public Agency Retirement Services and the Newport-Mesa Unified School District for the purpose of providing retirement plan administration in an amount not-to-exceed \$18,888 effective July 1, 2006.
24. Authorized the Deputy Superintendent to enter into a contract with McCarthy Building Companies, Inc. to provide project management services as authorized for the Robins-Loats Building replacement and the construction of TeWinkle Gymnasium as part of Measure F. (as revised)
25. Approved a Use of Facilities Agreement between the County of Orange, California Children Services, and Newport-Mesa Unified School District at Harper for the period July 1, 2006 through June 30, 2016 as referenced.
26. Directed that a Notice of Completion be filed for the cabling internal connections at TeWinkle Intermediate School at a total contract cost not-to-exceed \$110,061.61.
27. Approved a Memorandum of Understanding between Newport-Mesa Unified School District and the Orange County Department of Education for participation by Estancia High School in the Small Learning Community (SLC) Orange County Collaborative Program.
28. Approved the School Psychology Fieldwork Agreement between Newport-Mesa Unified School District and Chapman University.
29. Approved the School Counseling Fieldwork Agreement between Newport-Mesa Unified School District and Chapman University.
30. Authorized the Deputy Superintendent, Business Services or his designee to execute the Agreement between the Newport-Mesa Unified School District and California State University, Fullerton for the purpose of authorizing student teaching opportunities through June 30, 2009.
31. Approved the request for a Credential Waiver for one Certificated Employee pursuant to Education Codes 44252(b), 44265 and 44830(a).
32. Approved Certificated Employees' Leave of Absence Register No. 19-06.
33. Approved Certificated Employees' Resignation/Termination Register No. 19-06.
34. Approved Certificated Employees' Appointment/Reassignment Register No. 19-06.
35. Approved Classified Employees' Leave of Absence Register No. 14-06.
36. Approved Classified Employees' Resignation/Termination Register No. 18-06.
37. Approved Classified Employees' Appointment/Reassignment Register No. 17-06.
38. Approved Gift Register No. 17-06.
39. Approved Accounting Register No. 18-06.
40. Approved Measure A Accounting Register No. 18-06.
41. Approved Purchasing Report No. 18-06.
 - a. Purchase Order Report covering period June 5, 2006 through June 18, 2006 in the amount of \$445,140.51.
 - b. Travel Approval Request Report covering period June 5, 2006 through June 18, 2006.
 - c. Transfer of Equipment Report covering period June 5, 2006 through June 18, 2006.
 - d. #113-04 Renewal and price increase with Maintex for custodial supplies.
 - e. #118-06 Award and Notice to Proceed with Capos Construction for ball walls at selected sites.
 - f. Approval of computer and electrical equipment and universal waste collection and recycling services with AERC Recycling Solutions.
 - g. #112-06 Award to California Yellow Cab Company (Call Oscar, Inc.) for charter bus service for severe and non-severe special education students.
 - h. #130-06 Service Agreement with Follett Educational Services for sale,

- donation and recycling of retired textbooks and workbooks.
- 42. Approved Purchasing Report No. 18-06A – Measure A.
 - a. #111-05 Notice of Completion to Construct One Corp., for Measure A Modernization at Pomona Elementary School in an amount not-to-exceed \$3,932,590.23.
- 43. Approved Measure A Operations Report No. 18-06.
 - a. Approval of Change Order #3 – G-2000 Construction - Lincoln Elementary School.
 - b. Approval of Change Order #5- PW Construction – Estancia High School.
 - c. Approval of Change Order #3 – Macerich Construction – Andersen Elementary School.
- 44. Approved Independent Contractors’ Register No. 18-06.

Resolution
Consent Calendar

Mrs. Fluor moved adoption of the following Resolution’s:

- 45. Adoption of Resolution No. 35-06-06 – Authorizing Signature Authority for the Newport-Mesa Unified School District for Wells Fargo Bank effective July 1, 2006.
- 46. Adoption of Resolution No. 36-06-06 – Authorizing Signature Authority for the Newport-Mesa Unified School District for the Child Development Fund effective July 1, 2006.
- 47. Adoption of Resolution No. 37-06-06 – Authorizing Signature Authority for the Newport-Mesa Unified School District for the Child Development Fund effective July 1, 2006.

Motion by Mrs. Black, seconded by Mrs. Stokes.

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

Approval of
Second Reading –
New Policy, Rule
and Regulation
No. 7700 –
Charter Schools

Mrs. Black moved approval of the second reading of new Policy, Rule and Regulation No. 7700 – Charter Schools. Mrs. Franco seconded the motion, and it carried unanimously.

Maintenance and
Operations
Information
Update –
Projected Projects
2006/07

Tim Marsh, Executive Director of Facilities, Maintenance and Operations provided a detailed review of the projects projected for completion during the 2006/07 school year.

Approval of
Memorandum of
Understanding
Between Coast
Community
College and
NMUSD for the
establishment of
ECHS

Mrs. Fluor moved approval of the Memorandum of Understanding as presented. Mrs. Franco seconded the motion, and it carried unanimously.

Minutes of Regular Meeting

**ADOPTED MINUTES
June 27, 2006**

- Approval of First Reading – Revised Rule and Regulation NO. 5123 – Promotion/ Acceleration/ Retention Mrs. Franco moved approval of the first reading of revised rule and regulation No. 5123 with recommended language changes. Mrs. Sneen seconded the motion, and it carried unanimously.
- Approval and Adoption of SelpaWide Annual Service Delivery Plan and Budget 2005/06 Mrs. Sneen moved approval and adoption of the SELPAwide Annual Service Delivery Plan and Budget 2005/06. Mrs. Fluor seconded the motion, and it carried unanimously.
- Adoption of Resolution No. 38-06-06 – All Funds Tentative Budget 2006/07 Mr. Reed provided a detailed overview of the 2006/07 tentative budget. Mrs. Sneen moved adoption of Resolution No. 38-06-06 as presented. Mrs. Black 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. 38-06-06 passed by a unanimous role call vote.
- Set Public Hearing – Grant of Drainage Easement – City of Costa Mesa (Kaiser) Mrs. Fluor moved approval to set the public hearing (originally scheduled for June 27) 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, July 11, 2006 at approximately 7:05 p.m. in the District Education Center. Mrs. Stokes seconded the motion, and it carried unanimously.
- Approval of Delegation of Authority Mrs. Black moved approval of the Delegation of Authority to the Superintendent, Deputy Superintendent, Assistant Superintendent of Elementary Education and Director of Classified Personnel for the period of July 12, 2006 through August 22, 2006. Mrs. Stokes seconded the motion, and it carried unanimously.
- 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 No report.
- CROP Report No report.
- Adjournment At 10:09 p.m. President Brooks adjourned the meeting in honor of Dr. Robert Barbot and Dr. Lorri McCune for their distinguished service to the District.

Robert J. Barbot, Secretary