

# 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

**August 22, 2006**

❖ **CLOSED SESSION 5:00 P.M.**

*Education Center – Superintendent's Office Conference Room*

**1. Student Discipline**

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

**2. Conference With Labor Negotiator**

N-MUSD Representative – John Caldecott  
Employee Organization – N-MFT  
(Pursuant to Government Code §54957.6)

**3. Public Employee Discipline/Dismissal/Release**

(Pursuant to Education Code §54957)

**4. Conference with Legal Counsel - Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code §54956.9(b) –two potential cases.

**5. Public Employee Appointments**

Title: Assistant Superintendent of Human Resources  
Title: Assistant Superintendent of Secondary Education  
(Pursuant to Government Code §54957)

❖ **RECESS 6:30 P.M.**

*Education Center – Superintendent's Office Conference Room*

❖ **REGULAR MEETING 7:00 P.M.**

*Education Center - Roderick H. MacMillian Board Meeting Room*

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  
\_\_\_\_\_ Dr. Jeffrey Hubbard, Superintendent

4. **ADOPTION OF AGENDA.** Recommendation is made that the agenda be adopted as submitted. ACTION  
Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

❖ **WRITTEN COMMUNICATIONS**

❖ **COMMUNITY INPUT**

*Comment cards are requested to be completed prior to addressing the Board.*

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.

**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.

❖ **PARENT LIAISON REPORT**

## ❖ 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.

5. It is recommended that the Board of Education approve seventy-one new individual contracts for a total Individual Education Cost (IEP) of \$1,609,196.69 through the 2006/07 school year.
6. It is recommended that the Board of Education approve twenty-five parent reimbursement contracts for a total Individual Education Cost (IEP) of \$82,312.39 through the 2006/07 school year, as established from the Individual Educational Program.
7. It is recommended that the Board of Education approve five master contracts for the 2006/07 school year as established from the Individual Educational Program.
8. It is recommended that the Board of Education approve a Final Compromise and Release Agreement – Office of Administrative Hearings (OAH) Case No. N2006040635 in the amount of \$2,500.00 through the 2006/07 school year pursuant to the laws of the State of California.
9. It is recommended that the Board of Education approve a Final Compromise and Release Agreement – Office of Administrative Hearings (OAH) Case No. N2006030233 in the amount of \$25,000.00 through the 2006/07 school year pursuant to the laws of the State of California.
10. It is recommended that the Board of Education approve the Memorandum of Understanding between the Special Education Local Plan Areas (SELPA) of Orange County for assessment of wards and dependents of the Orange County Juvenile Court.
11. It is recommended that the Board of Education approve the Agreement between Newport-Mesa Unified School District and the Orange County Department of Education for Medi-Cal Administrative Activities (MAA) Activities for the period July 1, 2006 through June 30, 2007.
12. It is recommended that the Board of Education approve acceptance of the Local School Readiness Initiative Grant from the Children and Families Commission of Orange County and extension of the grant period through 6/30/07 with an additional \$75,432.00.
13. It is recommended that the Board of Education approve acceptance of the HOPE School Readiness Grant for the period of July 1, 2006 through June 30, 2010 in the amount of \$2,036,392.00.
14. It is recommended that the Board of Education approve the Agreement between California State University, Fullerton and Newport-Mesa Unified School District for technical support for the online high school courses for the 2006/07 school year.
15. It is recommended that the Board of Education approve Amendment #1 to Agreement No. 29424 between Orange County Department of Education and Newport-Mesa Unified School District to allocate grant funding for the Smaller Learning Communities (SLC) Program at Costa Mesa High School and Newport Harbor High School.
16. It is recommended that the Board of Education approve Settlement Authority for a Stipulation with Request for Award of \$38,080.00 with a provision for future medical care and a Compromise and Release for the retro temporary disability issue for Claim No.(s): 1207-95-0165 and 1207-98-0170.

17. It is recommended that the Board of Education accept the Report on Actual Pupil Attendance and Annual Report for all regular schools in the District.
18. It is recommended that the Board of Education authorize the Deputy Superintendent to enter into an agreement with ALL City Management Services for the provision of crossing guard services for Newport Coast Elementary School for the period September 5, 2006 through June 22, 2007 at a cost not-to-exceed \$10,000.
19. It is recommended that the Board of Education ratify the Agreement for Special Services with School Services of California, Inc., effective for the period of July 1, 2006 through September 30, 2007 at a rate of \$500 per month, plus \$175 per hour, plus expenses, for services in excess of twelve hours per year.
20. It is recommended that the Board of Education ratify the Agreement between John Alston Presents, Inc., to provide a presentation entitled "From Ordinary to Extraordinary" as part of the Transportation Department's staff development event on August 31, 2006.
21. It is recommended that the Board of Education ratify the Agreement between Transportation Charter Services, Inc., and Newport-Mesa Unified School District to provide services for the period of July 1, 2006 through June 30, 2007 in an amount not-to-exceed \$50,000.
22. It is recommended that the Board of Education ratify a Service Agreement with CDT, Inc., to provide drug and alcohol screenings for the period July 1, 2006 through June 30, 2007 in an amount not-to-exceed \$10,000.
23. It is recommended that the Board of Education find and determine that it is in the best interest of the District to approve the acquisition of Tennant products, and that the Board of Education approve with a motion, an agreement with the State of California and Tennant Company to purchase quantities at unit prices quoted sufficient to meet the needs of the Newport-Mesa Unified School District.
24. It is recommended that the Board of Education find and determine that it is in the best interest of the District to approve the acquisition of Spectra Products, and that the Board of Education approve with a motion, an agreement with the State of California and Spectra Company to purchase quantities at unit prices quoted sufficient to meet the needs of the Newport-Mesa Unified School District.
25. It is recommended that the Board of Education find and determine that it is in the best interest of the District to approve the acquisition of Bobcat products, and that the Board of Education approve with a motion, an agreement with the State of California and Bobcat Company to purchase quantities at unit prices quoted sufficient to meet the needs of the Newport-Mesa Unified School District.
26. It is recommended that the Board of Education approve the renewal of Year Four for service contract SC-05-05 with Eagle Aerial Imaging for services for the period October 14, 2006 through October 13, 2007 in an amount not-to-exceed \$6,200.00 including tax and freight charges.
27. It is recommended that the Board of Education ratify the Agreement between Newport-Mesa Unified School District and Loskot Consulting Services in an amount not-to-exceed \$12,000 for the period July 1, 2006 through June 30, 2007.
28. It is recommended that the Board of Education authorize the Deputy Superintendent or his designee to execute the Agreement between Newport-Mesa Unified School District and the Orange County Department of Education for the purpose of authorizing student teaching opportunities through June 30, 2008.

29. It is recommended that the Board of Education approve the Internship Contract Agreement between Newport-Mesa Unified School District and Chapman University for the time period August 22, 2006 through August 22, 2008 (2 year maximum).
30. It is recommended that the Board of Education find and determine that 1) a vacancy existed in an administrative position due to circumstances beyond the control of the District and 2) that the vacancy occurred on an emergency basis. It is further recommended that the Board of Education approve the submission of a STRS Post Retirement Earning Limitation Exemption Request for Ms. Kathryn Hofer, Interim Principal at Harper Pre-School, for the period of July 1, 2006 through January 31, 2007.
31. Approval is recommended of Certificated Employees' Leave of Absence Register No. 02-07.
32. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 02-07.
33. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 02-07.
34. Approval is recommended of Classified Employees' Leave of Absence Register No. 02-07.
35. Approval is recommended of Classified Employees' Resignation/Termination Register No. 02-07.
36. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 02-07.
37. Approval is recommended of Gift Register No. 01-07.
38. Approval is recommended of Accounting Register No. 20-06.
39. Approval is recommended of Accounting Register No. 01-07.
40. Approval is recommended of Measure A Accounting Register No. 01-07.
41. Approval is recommended of Purchasing Report No. 20-06.
42. Approval is recommended of Purchasing Report No. 01-07.
43. Approval is recommended of Measure A Purchasing Report No. 01-07-A.
44. Approval is recommended of Measure A Report 01-07.
45. Approval is recommended of Independent Contractors' Register No. 02-07.

Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_

Vote \_\_\_\_\_

**❖ RESOLUTION CONSENT CALENDAR**

All items listed under the Resolution Consent Calendar are considered by the Board to be routine and will be enacted by the Board in one roll call vote and will be deemed the same vote for each of the items. 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 Resolution 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.

- 46. Adoption of Resolution No. 01-08-07- Granting An Easement to the City of Costa Mesa for the Purpose of Drainage of Surface Runoff in Storm Events.
- 47. Adoption of Resolution No. 02-08-07 – Authorizing the Establishment and Maintenance of Site Revolving Cash Funds.
- 48. Adoption of Resolution No. 03-08-07 – Certifying the Approval of the Board of Education of Contract #CPRE-6245 with the California Department of Education for the State Preschool Program and authorization for signatures for the 2006/07 school year.

Motion By \_\_\_\_\_ Seconded By \_\_\_\_\_

**ROLL CALL VOTE:**

_____ <b>Mrs. Black</b>	_____ <b>Mrs. Franco, Clerk</b>
_____ <b>Mr. Egan</b>	_____ <b>Mrs. Sneen, Vice President</b>
_____ <b>Mrs. Fluor</b>	_____ <b>Mr. Brooks, President</b>
_____ <b>Mrs. Stokes</b>	

**❖ INTRODUCTION OF NEW STAFF**

**❖ DISCUSSION/ACTION**

- 49. RE-PLASTERING OF CORONA DEL MAR HIGH SCHOOL POOL.** DISCUSSION  
/ACTION

It is recommended that the Board of Education:

- a.) Authorize the re-plastering of the Corona del Mar High School pool in 2006/07 through the transfer of \$250,000 from the District Capital Reserve to the General Fund Capital Maintenance Budget for 2006/07, with b.) a repayment transfer in 2007/08,
- c.) direct staff to cooperate with the CdM Community Aquatics Facilities Foundation for initial planning during the fund-raising period and d.) to bring the project back to the Board when the funding for the proposed project is sufficiently secured to retain an architect and initiate the formal planning for the proposed project.

Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

- 50. QUARTERLY INVESTMENT REPORT.** DISCUSSION  
/ACTION

It is recommended that the Board of Education receive the Quarterly Report.

Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_ Vote \_\_\_\_\_

**51. APPROVAL OF SECOND READING -NETWORK ACCEPTABLE USE POLICY AND RULE AND REGULATION NO. 2400.**

DISCUSSION  
/ACTION

Approval of the second reading is recommended.

Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_

Vote \_\_\_\_\_

**52. SECONDARY TEXTBOOK APPROVAL.**

DISCUSSION  
/ACTION

It is recommended that the Board of Education approve the secondary textbook submissions for grades 11-12, Social Science. The textbooks have been on public display since July 12, 2006.

Motion by \_\_\_\_\_ Seconded by \_\_\_\_\_

Vote \_\_\_\_\_

❖ **INFORMAL REPORTS**

**53. Superintendent**

**54. Assistant Superintendents**

**55. Board Members**

**56. Legislative Representative**

**57. CROP Report**

❖ **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.

**58. ADJOURNMENT, \_\_\_\_\_ p.m.**

**ACTION**