

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
September 12, 2006

- Closed Session At 5:30 p.m., President Brooks announced that the Board of Education would convene in Closed Session to address Student Discipline, Conference with Labor Negotiator, Conference with Legal Counsel –Anticipated Litigation, and Conference with Legal Counsel – Existing Litigation.
- Recess At 6:45 p.m., the Board took a brief recess.
- Reconvene/Call to Order/Roll Call At 7:10 p.m., President Brooks called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by student board member Sarah Grabarsky.

Members Present

Dave Brooks, President
Linda Sneen, Vice-President
Judy Franco, Clerk
Dana Black, Member
Tom Egan, Member
Martha Fluor, Member
Serene Stokes, Member
Jeffrey Hubbard, Ed.D., Secretary

- Adoption of Agenda Mrs. Black moved adoption of the agenda as presented. Mrs. Stokes seconded the motion, and it carried unanimously.
- Adoption of Minutes Mrs. Fluor moved adoption of the following minutes as presented. Mrs. Franco seconded the motion and it carried with a 5/0 vote (Black/Stokes abstained).
- June 13, 2006 regular meeting
 - June 20, 2006 special meeting
 - June 27, 2006 regular meeting
 - July 11, 2006 regular meeting
 - August 21, 2006 special meeting
 - August 22, 2006 regular meeting
- Community Input No comments.
- Parent Liaison Report HCPTA President Nadine Turner provided an update on current activities and events associated with the beginning of the school year.
- Student Board Members Student Board members provided reports on activities and events occurring at their respective school sites.
- Consent Calendar *Mrs. Black moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion, and it carried with a unanimous 7/0 vote.*
6. Approved twenty-five new individual contracts for a total Individual Education Cost (IEP) of \$360,191.55 through the 2006/07 school year.
 7. Approved three parent reimbursement contracts for a total Individual Education Cost (IEP) of \$5,200.00 through the 2006/07 school year, as established from the Individual Educational Program.
 8. Approved two master contracts with Center for Learning and Behavioral Solutions for the 2006/07 school year as established from the Individual Educational Program.

9. Approved a Final Compromise and Release Agreement –Office of Administrative Hearings (OAH) Case Nos. N20051205447/N2006050090 (Consolidated Cases) and OAH Case No. N200608172 in the amount of \$75,000 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. N2006060320 and Federal Case No. SACV-06-0243 DOC (RNC) in the amount of \$240,000 through the 2006/07 school year pursuant to the laws of the State of California.
11. Approved the Final Compromise and Release Agreement – Office of Administrative Hearings (OAH) Case No. N2006070633 in the amount of \$51,000.
12. Approved the Agreement with the Orange County Department of Education to provide AB430 Principal Training (formerly AB75).
13. Approved the Cooperative Agreement No. 06-Puente-HS-09 between Newport-Mesa Unified School District and The Regents of the University of California on behalf of the Puente Project at Estancia High School for school year 2006/07.
14. Approved the Rental Agreement between Newport-Mesa Unified School District and the Orange County Fair and Exposition Center for a one-night usage of Building #12 at the Orange County Fairgrounds for College Night scheduled for November 15, 2006.
15. Approved Amendment #1 to the agreement with Michael Merino Architects to extend the term of the agreement through December 31, 2006 and increase the total not-to-exceed amount to \$20,000 for work at the Baker/Bear facility.
16. Approved the Amendment to Service Contract SC07-06 with IBI Group (formerly Thomas Blurock Architects) for the design site work for one relocatable at Eastbluff Elementary School for a science lab.
17. Approved Amendment #2 with IBI Group (formerly Thomas Blurock Architects) for the architectural services relative to the Early College High School Program.
18. Approved the renewal of the Ground Lease between Newport-Mesa Unified School District and the Orange County Head Start, Inc. at Parsons School site and Rea Elementary School as outlined in the terms of the agreement.
19. Approved Amendment #2 to the lease agreements between Newport-Mesa Unified School District and the Child Development Centers at Newport Heights Elementary School and Woodland Elementary School as outlined in the terms of the agreement.
20. Approved the renewal of the Ground Lease Agreement between Ability First and Newport-Mesa Unified School District at Paularino Elementary School as outlined in the terms of the agreement.
21. Approved the renewal of the Lease Agreement between Child Development Inc., and the Newport-Mesa Unified School District at the Lindbergh site for the period July 1, 2006 through June 30, 2008.
22. Approved Amendment #6 to the Ground Lease Agreement at Costa Mesa High School with the Orange County Department of Education for the period of July 1, 2006 through June 30, 2007.
23. Approved Amendment #1 to the Ground Lease Agreement at California Elementary School with the Orange County Department of Education for the period of July 1, 2006 through June 30, 2007.
24. Approved Amendment #10 to the Ground Lease Agreement with Central Orange Coast YMCA at Harbor View Elementary School and Mariners Elementary School.
25. Approved Amendment #4 to the Lease Agreement between the Boys' and Girls' Club at Rea Elementary School for the period July 1, 2006 through June 30, 2007.
26. Approved the Student Nurse Agreement between the California State University, Fresno and the Newport-Mesa Unified School District as outlined in the terms of the agreement.
27. Approved the request for a Credential Waiver for a Certificated Employee in accordance with Education Codes 4252(b) 44265 and 44830(a).
28. Approved Certificated Employees' Leave of Absence Register No. 03-07.
29. Approved Certificated Employees' Resignation/Termination Register No. 03-07.
30. Approved Certificated Employees' Appointment/Reassignment Register No. 03-07.
31. Approved Classified Employees' Leave of Absence Register No. 03-07.

- 32. Approved Classified Employees’ Resignation/Termination Register No. 03-07.
- 33. Approved Classified Employees’ Appointment/Reassignment Register No. 03-07.
- 34. Approved Gift Register No. 02-07.
- 35. Approved Accounting Register No. 02-07.
- 36. Approved Measure A Accounting Register No. 02-07.
- 37. Approved Purchasing Report No. 02-07.
- 38. Approved Measure A Purchasing Report No. 02-07A.
- 39. Approved Measure A Report 02-07.
 - a. Approved Amendment #7 –GKK Architects –additional services- Rea Elementary
 - b. Approved Change Order #1 – Clement Brothers Glass – window replacement project –Davis Elementary
 - c. Approved Change Order #4 – Macerich Construction Company – Andersen Elementary
- 40. Approved Independent Contractors’ Register No. 03-07.
- 41. Approved Student Field Trip Register No. 01-07.

Resolution/
Consent Calendar Mrs. Sneen moved approval of the Resolution Consent Calendar as presented. Mrs. Fluor seconded the motion.

- 42. Adoption of Resolution No. 05-09-07 – Authorizing the Establishment and Maintenance of Site Revolving Cash Funds.
- 43. Adoption of Resolution No. 06-09-07 – Authorizing Signatures for the Orange County Teachers Federal Credit Union.
- 44. Adoption of Resolution No. 07-09-07 – Layoff of a Classified Employee (One teacher assistant position at 33 hours per week/9 months per year).

ROLL CALL VOTE:

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

Introduction of
New Staff The following individuals were introduced in their new administrative roles:
Phil D’Agostino, Assistant Principal at Estancia High School
Spring Hunsinger, Assistant Principal at TeWinkle Intermediate School
Jennifer Chamberlain, Assistant Principal at Newport Harbor High School

Recess At 7:36 p.m., the Board took a brief recess.

Reconvene At 7:51 p.m., President Brooks reconvened the meeting.

Adoption of
Revised Rule and
Regulation No.
7410 –Use of
School Facilities
Under the Civic
Center Act –
Revised Facilities
Use Process and
Fee Schedule –
First Reading Mrs. Fluor moved adoption of Revised Rule and Regulation No. 7410 – first reading. Mrs. Franco seconded the motion, and it carried unanimously with a 7/0 vote.

Adoption of
Revised Rule and Mrs. Franco moved adoption of Revised Rule and Regulation No. 5227- Outside Educational Courses – first reading. Mrs. Sneen seconded the motion, and it carried

Minutes of Regular Meeting

**ADOPTED MINUTES
September 12, 2006**

Regulation No. 5227 Outside Educational Courses – First Reading	unanimously with a 7/0 vote.
Approval of Agreement Between NMUSD- Boys and Girls Club/JADE Program/4210 Addendum	Mrs. Fluor moved approval of (a) Agreement between N-MUSD and the Boys and Girls Club of Tustin to provide the Juvenile Alcohol and Drug Education (JADE) and Second Chance Programs for the period July 1, 2006 through June 30, 2007 and (b) Approval of Addendum to Rule and Regulation No. 4210 General Student Conduct for Continuation of the JADE/Second Chance Programs for the period July, 2006 through June 30, 2007. Mrs. Stokes seconded the motion, and it carried unanimously with a 7/0 vote.
Review of Board Policy No. 1420- Agenda Construction and Distribution	District Counsel provided a review of the Policy and noted that it is in line with the Brown Act and Education Code requirements as currently written. Dr. Hubbard requested that the Board review this item in further detail at a study session at the Board’s first meeting in October. The Board entertained a lengthy discussion about the policy and agreed to agendaize at the October 12, 2006 regular board meeting via a study session.
Superintendent/ Assistant Superintendent’s Report	Dr. Hubbard recommended that the District establish a task force to review compensation issues with the certificated bargaining unit and extended an invitation to the certificated union leadership to participate and review the data and resolve issues. The 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.
Audience Participation	No comments.
Recited Actions taken in Closed Session	In a prior session, the Board of Education has taken discipline action in the student case #05 102 77. The action taken was to expel the student from the schools of the Newport-Mesa Unified School District for the period of 9/12/06 through 6/30/07. The expulsion is to be suspended and the student will be placed at Estancia High School. During the period of expulsion, the student must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and complete at least eight counseling sessions for appropriate decision-making through the ASK Program. Motion by Mrs. Sneen and seconded by Mrs. Franco. This action was taken by a 7-0 vote on 9/12/06.
Adjournment	At 9:47 p.m. President Brooks adjourned the meeting.

Jeffrey C. Hubbard, Secretary