

NEWPORT-MESA UNIFIED SCHOOL DISTRICT
Regular/Annual Organizational Meeting of the Board of Education
District Education Center
Roderick H. MacMillian Board Meeting Room
2985-A Bear Street, Costa Mesa
December 12, 2006

- Call to Order The Regular Meeting of the Board of Education of the Newport-Mesa Unified School District was called to order by the President David Brooks at 4:00 p.m., on Tuesday, December 12, 2006 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.
- Mr. Brooks announced that Closed Session agenda items would address Conference with Labor Negotiator and Public Employee Discipline/Dismissal/Release. No student discipline will be held.
- Closed Session The Board recessed into Closed Session at 4:02 p.m.
- Recess At 5:30 p.m., the Board recessed Closed Session.
- Reconvene/Oath of Office At 6:02 p.m., President Brooks reconvened the meeting to administer the official Oath of Office to the newly elected Board members. Retired Board Member Tom Egan officiated over the ceremony and administered the Oath of Office to the following members:
- | | |
|-----------------|-----------|
| MICHAEL COLLIER | 2006-2010 |
| WALT DAVENPORT | 2006-2010 |
| JUDY FRANCO | 2006-2010 |
| KAREN YELSEY | 2006-2010 |
- The Board took a brief recess following the swearing in ceremony.
- Opening/Call to Order At 7:01 p.m., President Brooks opened the regular meeting with a silent invocation followed by the Pledge of Allegiance to the Flag led by student board member Hannah Dean. The recording secretary called the roll and it was determined there was a quorum present.
- Roll Call Members Present
David Brooks, President
Judy Franco, Clerk
Dana Black, Member
Michael Collier, Member (left at 8:15 p.m. due to previous commitment)
Walt Davenport, Member
Martha Fluor, Member
Karen Yelsey, Member
Jeffrey Hubbard, Secretary
- Student Board Members
Sarah Grabarsky, CMHS
Emily Insley, NHHS
Alison Gruber, CdMHS
Tracy Patton, EHS
Hannah Dean, OCMCHS
Tori Fry, BBHS
- Adoption of Agenda Mrs. Fluor moved adoption of the Agenda with the exception of the minutes as presented with a request that the meeting be adjourned in memory of Matthew James Rogers. Mrs. Black seconded the motion, and it carried unanimously.

**Annual
Organizational
Meeting**

Prior to the organizational meeting before turning over his gavel, President Brooks recited a short list of various accomplishments throughout the district that he feels should be celebrated and offered kudos to his Board colleagues and staff for bringing to fruition.

- *Appointment of new superintendent*
- *New cabinet members*
- *Completion of Measure A*
- *Approval of Measure F*
- *Establishment of ECHS*
- *Establishment of State Preschool model*
- *Establishment of state of the art science labs*
- *Establishment of arts committee*
- *Secondary redesign focus*
- *Afterschool programs*
- *Training for classified staff*
- *First District in the State to adopt a wellness policy with a director serving at the State Board level.*
- *State model nursing program with recognized State Nurse and State Nurse Administrator of the Year recipients.*
- *Implementation of Family Friendly Schools*
- *Reclassification of record number of English Language Learners*
- *State model – English Language Program*
- *Reorganization of Risk Management with a focus on school safety and security issues*
- *Good union relationships*

Trustee Black presented gifts and accolades on behalf of the Board to Trustee Brooks as outgoing President.

President Brooks recessed the regular board meeting at 7:15 p.m.

President Brooks requested that Dr. Hubbard, acting as the Board's secretary, preside over the Annual Organizational Meeting of the Board of Education. Dr. Hubbard called to order the Annual Organizational Meeting at 7:15 p.m.

7. ELECTION OF BOARD PRESIDENT, 2006/2007.
Mrs. Black nominated Mrs. Fluor to serve as President. The motion died for lack of a second. Mr. Brooks nominated Mrs. Franco to serve as President. Mrs. Yelsey seconded the motion, and it carried with a 5/2 vote, Fluor/Black opposed.
8. ELECTION OF BOARD VICE-PRESIDENT, 2006/2007.
Mrs. Black nominated Mrs. Fluor to serve as Vice-President. Mrs. Yelsey seconded the motion, and it carried unanimously.
9. ELECTION OF BOARD CLERK, 2006/2007.
Mrs. Franco nominated Mrs. Black to serve as Board Clerk. Mr. Davenport seconded the motion, and it carried with unanimously.
10. ELECTION OF LEGISLATIVE REPRESENTATIVE, 2006/07.
Mrs. Fluor nominated Mr. Brooks to serve as the Board's legislative representative. Mrs. Black seconded the motion, and it carried unanimously.
11. ELECTION OF REPRESENTATIVE, NOMINATING COMMITTEE ON COUNTY SCHOOL DISTRICT ORGANIZATION, 2006/07. (Ed. Code 35023).
Mrs. Black nominated Mr. Collier to serve as representative for the Nominating Committee on County School District Organization, 2006/07 and Mr. Davenport as the alternate. Mr. Brooks seconded the motion, and it carried unanimously.

12. ELECTION OF POLITICAL ACTION REPRESENTATIVE, ORANGE COUNTY SCHOOL BOARDS ASSOCIATION, 2006/07.
Mrs. Fluor nominated Mr. Davenport to serve as Political Action Representative - Orange County School Boards Association, 2006/07. Mr. Collier seconded the motion, and it carried unanimously.
13. ELECTION OF REPRESENTATIVES, CALIFORNIA SCHOOL BOARDS ASSOCIATION, LEGISLATIVE NETWORK, 2006/2007.
Mrs. Black nominated all Board members to serve as representatives, California School Boards Association, Legislative Network, 2006/07. Mr. Brooks seconded the motion, and it carried unanimously.
14. ELECTION OF BOARD REPRESENTATIVE TO YOUTH COUNCIL, CITY OF COSTA MESA, 2006/07.
Mrs. Fluor nominated Mr. Collier as Board Representative to the City of Costa Mesa Youth Council 2006/07, with Mrs. Black and Mr. Brooks as alternates. Mrs. Black seconded the motion, and it carried unanimously.
15. ELECTION OF BOARD REPRESENTATIVE TO YOUTH COUNCIL, CITY OF NEWPORT BEACH, 2006/2007.
Mrs. Fluor nominated Mrs. Yelsey to serve as representative to the City of Newport Beach Youth Council, 2006/07, with Mrs. Franco as an alternate. Mrs. Black seconded the motion, and it carried unanimously.
16. ELECTION OF NEWPORT-MESA GANG TASK FORCE REPRESENTATIVE.
Mrs. Fluor nominated Mr. Black, Mr. Brooks and Mr. Collier to serve as representatives to the NMUSD Gang Task Force, with Mrs. Franco as an alternate. Mrs. Black seconded the motion, and it carried unanimously.
17. ELECTION OF MEMBERS (2) TO DISTRICT AUDIT COMMITTEE.
Mrs. Fluor nominated Mr. Brooks to serve a one year term (continuing) and Mrs. Yelsey to serve a two-year term as representatives and Mr. Davenport to serve a one year term as the alternate to the District Audit Committee. Mrs. Black seconded the motion, and it carried unanimously.
18. ELECTION OF LIAISON WITH COMMUNITY ADVISORY COMMITTEE (CAC), 2006/2007.
Mr. Brooks nominated Mrs. Black to serve as liaison and Mrs. Fluor as the alternate with the Community Advisory Committee. Mrs. Fluor seconded the motion, and it carried unanimously.
19. ELECTION OF LIAISON WITH CORONA DEL MAR CHAMBER OF COMMERCE, 2006/2007.
Mrs. Franco nominated Mrs. Yelsey to serve as liaison with the CDM Chamber of Commerce. Mr. Davenport seconded the motion, and it carried unanimously.
20. ELECTION OF LIAISON WITH COSTA MESA CHAMBER OF COMMERCE, 2006/2007.
Mrs. Fluor nominated Mr. Brooks, Mr. Collier and Mr. Davenport to serve as liaisons with the Costa Mesa Chamber of Commerce with Mrs. Black as an alternate. Mr. Brooks seconded the motion, and it carried unanimously.
21. ELECTION OF LIAISON WITH NEWPORT HARBOR CHAMBER OF COMMERCE, 2006/2007.
Mrs. Franco nominated Mrs. Black and Mrs. Yelsey to serve as liaisons with the Newport Harbor Chamber of Commerce. Mrs. Fluor seconded the motion, and it carried unanimously.

22. ELECTION OF LIAISON WITH NEWPORT-MESA SCHOOLS FOUNDATION, 2006/2007.
Mrs. Fluor nominated Mr. Brooks, Mrs. Collier and Mrs. Yelsey to serve as liaisons with the Newport-Mesa Schools Foundation. Mrs. Black seconded the motion, and it carried unanimously.
23. ELECTION OF SCHOOL ATTENDANCE REVIEW BOARD REPRESENTATIVES, 2006/2007.
Mr. Brooks nominated Mrs. Fluor and Mr. Davenport to serve as SARB representatives with Mrs. Franco as alternate. Mrs. Black seconded the motion, and it carried unanimously.
24. ELECTION OF CIF BOARD LIAISON REPRESENTATIVE, 2006/2007.
Mrs. Franco nominated Mr. Brooks, Mr. Collier and Mrs. Yelsey to serve as liaison to the CIF Board. Mrs. Fluor seconded the motion, and it carried unanimously.
25. ELECTION OF WELLNESS ADVISORY COMMITTEE LIAISON REPRESENTATIVE, 2006/2007.
Mr. Black nominated Mr. Davenport and Mrs. Fluor to serve as liaisons to the N-MUSD Wellness Advisory Committee with Mrs. Yelsey as an alternate. Mr. Brooks seconded the motion, and it carried unanimously.
26. ELECTION OF SECONDARY REDESIGN LIAISON REPRESENTATIVE 2006/2007.
Mrs. Franco nominated Mrs. Black and Mrs. Fluor to serve as liaisons to the N-MUSD High School Redesign Committee with Mrs. Yelsey, Mr. Collier and Mr. Brooks as alternates. Mrs. Franco seconded the motion, and it carried unanimously.
27. VISUAL AND PERFORMING ARTS COMMITTEE REPRESENTATIVE 2006/2007.
Mrs. Franco nominated Mrs. Black, Mrs. Fluor and Mr. Collier to serve as liaisons to the N-MUSD Visual and Performing Arts Committee. Mr. Brooks seconded the motion, and it carried unanimously.
28. STUDENT BOARD MEMBER LIAISON, 2006/2007.
Mrs. Fluor nominated Mrs. Black and Mr. Brooks to serve as student board member liaisons. Mr. Collier seconded the motion, and it carried unanimously.
29. APPOINTMENT OF SECRETARY, 2006/2007.
Mrs. Fluor nominated Dr. Hubbard to serve as the Board's Secretary for 2006/07. The Board unanimously seconded the motion.
30. APPOINTMENT OF ASSISTANT SECRETARY, 2006/2007.
Mrs. Black nominated Paul Reed, Susan Astarita, Chuck Hinman and Elizabeth Novack to serve as Assistant Secretary's to the Board of Education for 2006/07. Mr. Collier seconded the motion, and it carried unanimously.
31. SCHEDULE OF BOARD MEETINGS.
Mr. Davenport moved approval of the Board's 2007 regular meeting schedule. Regular meetings will be held on the 2nd and 4th Tuesday's with public input and consent calendar items beginning at 7:00 p.m. at the District Education Center, Board Room. Mrs. Black seconded the motion, and it carried unanimously.
32. RECOMMENDATION FOR CHIEF NEGOTIATOR(S), 2006/2007.
Mrs. Black moved approval of the appointment of Elizabeth Novack as Chief Negotiator for certificated and classified personnel. Mr. Brooks seconded the motion, and it carried unanimously.

**Minutes of Regular Meeting
Annual Organization**

**ADOPTED MINUTES
December 12, 2006**

33. DESIGNATION OF MANAGEMENT PERSONNEL, 2006/2007.
Mrs. Black moved approval of the Designation of Management Personnel as presented. Mrs. Franco seconded the motion, and it carried unanimously.
- Adjournment/
Recess At 7:36 p.m., President Franco adjourned the Annual Organizational Meeting of the Board of Education.

The Board took a brief recess to change seats on the dais.
- Reconvene/Call to
Order At 7:44 p.m. President Franco called to order the Regular Meeting of the Board of Education.
- Community Input No comments.
- Student Board
Member Reports Student Board members reported on various activities occurring at their individual sites.
- Parent Liaison
Report HCPTA Vice-President Kristi Kirsch reported on various activities occurring with HCPTA.
- Consent Calendar *Mrs. Fluor moved approval of the Consent Calendar with the exception of Item #55, which was pulled for separate discussion and action. Mrs. Black seconded the motion, and it carried with a 7/0 vote.*
35. Approved eight individual contracts for a total Individual Education Cost (IEP) of \$68,016.00 through the 2006/07 school year, as established from the Individual Educational Program.
 36. Approved five parent reimbursement contracts for a total Individual Education Cost (IEP) of \$3,317.78 through the 2006/07 school year, as established from the Individual Educational Program.
 37. Approved the Final Compromise and Release Agreement OAH Case No. N2006050652 in the amount of \$7,000.00 pursuant to the laws of the State of California.
 38. Approved one Addendum to an existing Master Contract with Autism Interventions and Resources as established from the Individual Educational Program.
 39. Approved the Memorandum of Understanding between the Newport-Mesa Unified School District and the Children and Families Commission of Orange County for participation through the HOPE School Readiness Program in the School Link Data Project for the period January 1, 2007 through June 30, 2010.
 40. Approved the Service Agreement between the Newport-Mesa Unified School District and TeleParent Educational Systems, LLC (home to school communication system) for use by Newport Harbor High School
 41. Approved the Subcontract between the Newport-Mesa Unified School District and California State University, Fullerton Auxiliary Services Corporation for the Community Learning and Literary Center Outreach Tutoring Program for the period of January 1, 2007 through June 30, 2007.
 42. Approved Amendment #21 between LPA Architects and the Newport-Mesa Unified School District in the amount of \$296,211.00 for additional services at Newport Harbor High School for design revision to construction documents relative to Robins/Loats Hall.
 43. Approved Change Order #5 with SMC Construction for Corona del Mar High School for the amount of \$28,165.36.
 44. Approved Change Order #9 with Cavecche Engineering and Construction Co., Inc. for TeWinkle Middle School in the amount of \$46,670.00.
 45. Approved Amendment #7 for TeWinkle Middle School between GKK Architects and the Newport-Mesa Unified School District in the amount of \$22,175.00 for construction administration of the TeWinkle Gym project.
 46. Approved Settlement Authority for a Stipulation with Request for Award of \$14,050.00 with a provision for future medical care for Claim No. 1207-05-0030.
 47. Approved Settlement Authority for a Stipulation with Request for Award of \$0.00

- with a provision for future medical care for Claim No. 1207-06-0040.
48. Rejected Claim No. 06-50034MH to protect the Statute of Limitations for further legal action by the claimant.
 49. Approved credential waiver for one Certificated employee pursuant to Education Codes 44252(b), 44265 and 44830(a).
 50. Approved STRS Post-Retirement Earning Limitation Exemption Request for Patricia Stephen at Harper School effective September 5, 2006 through June 21, 2007.
 51. Approved Certificated Employees' Leave of Absence Register No. 09-07.
 52. Approved Certificated Employees' Appointment/Reassignment Register No. 09-07.
 53. Approved Certificated Employees' Resignation/Termination Register No. 08-07.
 54. Approved Classified Employees' Resignation/Termination Register No. 08-07.
 56. Approved Classified Employees' Leave of Absence Register No. 08-07.
 57. Approved Gift Register No. 08-07.
 58. Approved Accounting Report No. 08-07.
 59. Approved Measure A Accounting Register No. 08-07.
 60. Approved Purchasing Report No. 08-07.
 61. Approved Purchasing Report Measure A No. 08-07A.
 62. Approved Independent Contractors Register No. 09-07.
 63. Approved Student Trip Register No. 07-07.

Mrs. Fluor moved approval of Item #55, which was pulled for separate discussion and action. Mrs. Black seconded the motion, and it carried with a 4/0 vote (Collier/Yelsey/Davenport abstained)

55. Approved Classified Employees' Appointment/Reassignment Register No. 08-07.

2006/07 First Period Interim Report	Mrs. Fluor moved approval of the 2006/07 First Period Interim Report and adopted a positive certification pursuant to Education Code 42131. Mr. Davenport seconded the motion and it carried unanimously with a 6/0 vote, Collier absent.
Secondary Textbook Approval	Mr. Brooks moved to adopt "A History of the United States" for use by Corona del Mar High School Honors U.S. History class. Mrs. Yelsey seconded the motion, and it carried unanimously with a 6/0 vote, Collier absent.
Additions to High School Course of Study	Mrs. Fluor moved approval of the high school course of study Algebra I Support and Honors U.S. History A/B. Mr. Davenport seconded the motion, and it carried unanimously with a 6/0 vote, Collier absent. (Health 1A was pulled from the proposed course of study approval for further review by staff).
Adoption of Revisions to Board Policy 5220 – High School Graduation Requirements – First Reading	No action. Pulled for further review by staff.
Adoption of Resolution No. 19-12-07, Approving Newport-Mesa's Conflict of Interest Code, As Amended, and Granting Authorization to	Mr. Davenport moved to adopt Resolution No. 19-12-07, approving Newport-Mesa's Conflict of Interest Code, as amended, and granting authorization to submit to the Orange County Board of Supervisors, as the code reviewing body for Orange County government agencies. Mrs. Yelsey seconded the motion. Mrs. Black - yes Mrs. Fluor - yes Mrs. Franco - yes Mrs. Yelsey - yes Mr. Brooks - yes Mr. Davenport – yes

**Minutes of Regular Meeting
Annual Organization**

**ADOPTED MINUTES
December 12, 2006**

submit to the Orange County Board of Supervisors, as the Code reviewing body	Mr. Collier - yes Resolution No. 19-12-07 was adopted by a unanimous roll call vote.
Nominations – 2007 CSBA Delegate Assembly	No action was taken by the Board on this item.
Informal Reports Superintendent/ Assistant Superintendents/ Board Members	The Superintendent and Board members commented on attendance at the CSBA Annual Conference they recently attended.
Legislative Report	No report.
CROP Report	No report.
Audience Participation	No comments.
Permanent Record	A DVD of the Board meeting discussions is on file in the Superintendent's Office as a matter of the permanent record.
Report Out of Closed Session/ Adjournment	The Board, in closed session, took action by unanimous roll call vote to authorize the Superintendent to give notice of release to a certain temporary certificated employee who worked less than 75% of the 2006/07 school year pursuant to Government Code Section 54957 and Education Code Section 44954(a) to be released from their temporary contract as of Tuesday, December 12, 2006. At 9:22 p.m., President Franco adjourned the meeting in memory of Matthew James Rogers.

Jeffrey Hubbard, Secretary