

# **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

**January 23, 2007**

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.

### ***❖ 4:30 P.M. - CLOSED SESSION***

*Education Center – Superintendent's Office Conference Room*

#### **Student Discipline**

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

#### **Conference With Labor Negotiator**

N-MUSD Representative – Elizabeth Novack

Employee Organization – N-MFT

(Pursuant to Government Code §54957.6)

#### **Public Employee Discipline/Dismissal/Release**

(Pursuant to Government Code §54957)

### ***❖ 5:30 P.M. RECESS***

*Education Center – Superintendent's Office Conference Room*

### ***❖ PRESENTATION – 6:00 P.M.***

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

## ***Annual Australian Sister City Student/Educator Exchange Visitors Presentation***

*A reception will follow the presentation.*

### ***❖ REGULAR MEETING – 7:00 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:**

- \_\_\_\_\_ Judy Franco, President
- \_\_\_\_\_ Martha Fluor, Vice-President
- \_\_\_\_\_ Dana Black, Clerk
- \_\_\_\_\_ David Brooks, Member
- \_\_\_\_\_ Michael Collier, Member
- \_\_\_\_\_ Walt Davenport, Member
- \_\_\_\_\_ Karen Yelsey, Member
- \_\_\_\_\_ Jeffrey Hubbard, Superintendent
- \_\_\_\_\_ Sarah Grabarsky, CMHS
- \_\_\_\_\_ Jenny Fletcher, CMHS
- \_\_\_\_\_ Liz Dang, CMHS
- \_\_\_\_\_ Harold Levy, NHHS
- \_\_\_\_\_ Emily Insley, NHHS
- \_\_\_\_\_ Alison Gruber, CdmHS
- \_\_\_\_\_ Tracy Patton, EHS
- \_\_\_\_\_ Avery Williams, EHS
- \_\_\_\_\_ Stacey Nguyen, OCMCHS
- \_\_\_\_\_ Hannah Dean, OCMCHS
- \_\_\_\_\_ Angela Coleman, BBHS
- \_\_\_\_\_ Tori Fry, BBHS
- \_\_\_\_\_ Julian Hernandez, BBHS

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

**ACTION**  
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. Any Board member or member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. When a request is made during a public meeting, the Board President will restate the request and ask the Superintendent for input relative to the request, including an estimate of when staff would have a report ready for a Board meeting. All verbal requests must be followed with a submission of Bylaw 1420 Agenda Request Form to the Superintendent. The Board shall take no action on such items at the meeting at which they are presented.

**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

❖ **STUDENT BOARD MEMBER REPORTS**

❖ **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 thirteen individual contracts for a total Individual Education Cost (IEP) of \$105,123.06 through the 2006/07 school year, as established from the Individual Educational Program.
6. It is recommended that the Board of Education approve two parent reimbursement contracts for a total Individual Education Cost (IEP) of \$5,600.00 through the 2006/07 school year, as established from the Individual Educational Program.
7. It is recommended that the Board of Education approve one Master Contract with Ruth W. Bass as established from the Individual Educational Program.
8. It is recommended that the Board of Education approve the Final Compromise and Release Agreement Office of Administrative Hearings (OAH) Case No. N2006110037 in the amount of \$3,500.00 pursuant to the laws of the State of California.

9. It is recommended that the Board of Education approve the Final Compromise and Release Agreement California Department of Education (CDE) Compliance Case No. S-0498-06/07 in the amount of \$500.00 pursuant to the laws of the State of California.
10. It is recommended that the Board of Education receive the Second Quarterly Report on Williams Uniform Complaints as required by Education Code 35186 covering the reporting period of October 1 through December 29, 2006. No complaints have been filed during this reporting period.
11. It is recommended that the Board of Education authorize the Deputy Superintendent to enter into a contract with the McCarthy Building Companies, Inc., to provide project management services as authorized for the initial Measure F projects as authorized by the Measure F Equity Committee.
12. It is recommended that the Board of Education authorize the Deputy Superintendent to enter into an agreement for depository services between Newport-Mesa Unified School District and BNY Western Trust Company (a subsidiary of Bank of New York) for the purposes of establishing, maintaining and disbursing Measure F bond proceeds, pursuant to the depository services fee schedule.
13. It is recommended that the Board of Education accept the grant award of up to \$1,877,788.00 from the SCAQMD Lower-Emission School Bus Replacement Program and Retrofit Program to purchase 13 new CNG school buses, and the CNG infrastructure.
14. It is recommended that the Board of Education authorize the Superintendent to enter into a contractual relationship with the firm of Rutan and Tucker, LLP, for the provision of legal services in accordance with the agreement.
15. It is recommended that the Board of Education a) find and determine that it is in the best interest of the Newport-Mesa Unified School District to approve the acquisition of wire and cable planning, service and installation, network system components, LAN and WAN system components, and that the Board of Education approve with a motion, an agreement with the State of California and Pacific Bell Telephone Company and SBC, Inc., to purchase quantities at unit prices quoted sufficient to meet the needs of the Newport-Mesa Unified School District, and b) approve the selection of vendors to provide the designated products and services under the Federal E-Rate Program.
16. It is recommended that the Board of Education approve Amendment #1 between Newport-Mesa Unified School District and Loskot Consulting Services in an amount not-to-exceed an additional \$15,000.00. Total for this agreement will be \$27,000.00.
17. It is recommended that the Board of Education approve Change Order #7 with SMC Construction for Corona del Mar High School for the amount of \$91,831.94.
18. It is recommended that the Board of Education approve Change Order #1 with R. Jensen Co., at Meyer Place E.S.C. (BESST) in the amount of \$26,972.67.
19. It is recommended that the Board of Education approve the amendment to the contract between Arch-Pac, Aquatics and Newport-Mesa Unified School District for architectural and engineering services for the Corona del Mar High School pool in an amount not-to-exceed \$70,000.00 through the contract term of June 30, 2007.
20. It is recommended that the Board of Education approve the contract between The Planning Center and Newport-Mesa Unified School District for environmental services of the Robins Loats renovation project at Newport Harbor High School in an amount not-to-exceed \$25,080.00 through the contract term of June 30, 2007.

21. It is recommended that the Board of Education approve the amendment to the contract between RMA Architectural Photographers and Newport-Mesa Unified School District for architectural photography of Robins Loats at Newport Harbor High School.
22. It is recommended that the Board of Education approve the contract between The Planning Center and Newport-Mesa Unified School District for environmental services of the Estancia stadium project in an amount not-to-exceed \$1,680.00 through the contract term of June 30, 2007.
23. It is recommended that the Board of Education approve the settlement agreement between Newport-Mesa Unified School District and the adverse party in the amount of \$30,000 and hereby releases the parties from all further rights, claims, demands and damages existing or arising in the future resulting from or related to the accident which occurred on January 11, 2005.
24. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$0.00 with a provision for future medical care for Claim No. 1207-06-0113.
25. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$0.00 with a provision for future medical care for Claim No. 1207-05-0028.
26. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$0.00 with a provision for future medical care for Claim No. 1207-06-0019.
27. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$5,012.67 with a provision for future medical care for Claim No. 1207-06-0051.
28. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$0.00 with a provision for future medical care for Claim No. 1207-06-0128.
29. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$8,050.00 with a provision for future medical care for Claim No. 1207-04-0152.
30. It is recommended that the Board of Education approve the settlement authority for a Compromise and Release in the amount of \$7,600.00 with no future medical care for Claim No. 1207-04-0180.
31. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$3,450.00 with a provision for future medical care for Claim No. 1207-06-0116.
32. Approval is recommended of Certificated Employees' Leave of Absence Register No. 11-07.
33. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 11-07.
34. Approval is recommended of Classified Employees' Resignation/Termination Register No. 10-07.
35. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 10-07.

- 36. Approval is recommended of Classified Employees' Leave of Absence Register No. 10-07.
- 37. Approval is recommended of Gift Register No. 10-07.
- 38. Approval is recommended of Accounting Register No. 10-07.
- 39. Approval is recommended of Measure A Accounting Register No. 10-07.
- 40. Approval is recommended of Purchasing Report No. 10-07.
- 41. Approval is recommended of Purchasing Report Measure A No. 10-07A.
- 42. Approval is recommended of Independent Contractors Register No. 11-07.
- 43. Approval is recommended of Student Trip Register No. 09-07.

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

❖ **DISCUSSION/ACTION ITEMS**

- 44. **PRESENTATION OF SUPERINTENDENT'S TASK FORCE FINDINGS.** DISCUSSION

It is recommended that the Board of Education receive the information from the findings of the Task Force.

- 45. **AB1802 FUNDING FOR ADDITIONAL COUNSELORS –UPDATE.** DISCUSSION

It is recommended that the Board of Education receive the update on the AB1802 funding for additional counselors plan.

- 46. **APPROVAL OF 2006/07 SINGLE PLANS FOR STUDENT ACHIEVEMENT.** DISCUSSION /ACTION

It is recommended that the Board of Education approve the 2006/07 Single Plans for Student Achievement as submitted.

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

- 47. **APPROVAL OF 2006/07 SAFE SCHOOL ACTION PLANS.** DISCUSSION /ACTION

It is recommended that the Board of Education approve the 2006/07 Safe School Action Plans as submitted.

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

❖ **INFORMAL REPORTS**

- 48. Superintendent
- 49. Assistant Superintendent's

- 50. Board Members
- 52. Legislative Representative
- 52. Coastline Regional Occupational Program (C.R.O.P.) Representative

❖ **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. Any Board member or member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. When a request is made during a public meeting, the Board President will restate the request and ask the Superintendent for input relative to the request, including an estimate of when staff would have a report ready for a Board meeting. All verbal requests must be followed with a submission of Bylaw 1420 Agenda Request Form to the Superintendent. The Board shall take no action on such items at the meeting at which they are presented.

**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.

53. ADJOURNMENT, \_\_\_\_\_ p.m.

ACTION