

**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  
October 9, 2007

- Closed Session At 5:00 p.m., President Franco announced that the Board of Education would convene in Closed Session to address Conference with Labor Negotiator and Public Employee Discipline/Dismissal/Release.
- Recess At 6:00 p.m., the Board took a brief recess.
- Awards Reception At 6:30 p.m., the Board hosted a celebratory reception in honor of Mariners, Victoria and Newport Heights Elementary School as a precursor to the awards scheduled at 7:00 p.m.
- Reconvene/Call to Order/Roll Call At 7:04 p.m., President Franco called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by Student Board Member Harold Golson.

Members Present

- Judy Franco, President
- Martha Fluor, Vice-President
- Dana Black, Clerk
- Dave Brooks, Member
- Michael Collier, Member
- Walt Davenport, Member
- Karen Yelsey, Member
- Jeffrey Hubbard, Ed.D., Secretary

Student Board Members

- Elliott Sneen, CMHS
- Ethan Simonoff, CMHS
- Kayla Donohue, ECHS
- Olivia Coleman, ECHS
- Sheri Siegler, ECHS
- Kyle Tomlin, CdMHS
- Cassandra Menendez, EHS
- Harold Golson, OCMCHS

- Adoption of Agenda Mrs. Black moved adoption of the agenda and requested that the meeting be adjourned in memory of Doug Harrington. Mrs. Fluor seconded the motion, and it carried unanimously.
- Recognitions The following recognitions were held:
  - Victoria and Mariners Elementary Schools Blue Ribbon School Award Recipients
  - Kurt Suhr-Principal of Newport Heights Elementary -Recipient of the Gold Medal Award from the California Governor’s Council on Physical Fitness and Sports
- Community Input The following audience members addressed the Board.

Mona McClanahan, Martie O’Meara and Steve Cirillo addressed the Board regarding a request to return Adams Elementary School to a neighborhood school serving the students who reside in the Mesa Verde neighborhood by rescinding the current boundary and changing the status of the school to non-Title I.

Edgar Baume, Byron Williams, Steve Mensinger and Yumi Watanabe addressed the Board regarding Costa Mesa Pop Warner and the need for additional athletic facilities to be built in Costa

Mesa.

- Student Board Member Reports Student Board members provided reports regarding events and activities occurring at their respective schools sites.
- Parent Liaison Report Nadine Turner, President of HCPTA provided an update on activities and events.
- Introduction Dr. Hubbard introduced Tori Hatada, U.S. Department of Education Deputy Secretary's Regional Representative, Region IX. Ms. Hatada arrived late due to traffic to formally recognize Mariners and Victoria Elementary School for the Blue Ribbon recognition.
- Consent Calendar *Mr. Davenport moved approval of the Consent Calendar as presented. Mrs. Fluor seconded the motion and it carried unanimously.*
5. Approved eight new individual contracts through the 2007/08 school year as established from the Individual Educational Program in the amount of \$122,524.00.
  6. Approved two parent reimbursement contracts through the 2007/08 school year as established from the Individual Educational Program in the amount of \$900.00.
  7. Approved one Master Contract with Nyansa Learning Corporation to establish contractual relationships and set rates for service for the 2007/08 school year as established from the Individual Educational Program.
  8. Approved a Settlement Authority for a Stipulation With Request for Award of \$10,776.25 with a provision for future medical care for Claim No. 1207-03-0155.
  9. Approved a Settlement Authority for a Stipulated Award at 59% which is equivalent to \$57,502.50 with a provision for future medical care.
  10. Approved the Memorandum of Understanding between Intel Corporation and the Newport-Mesa Unified School District for a Pilot Program at Newport Heights Elementary School consisting of 70 Classmate student laptop computers for the program commencing on October 31, 2007 through February 15, 2008, at which time, the donated computers and related equipment will become the property of the District.
  11. Approved Amendment #2 to Agreement No. 29424 between the Orange County Department of Education and the Newport-Mesa Unified School District to extend the grant term through June 30, 2008 and allocate grant award funding in the amount of \$246,072.00 for the Smaller Learning Communities (SLC) programs at Costa Mesa High School and Newport Harbor High School.
  12. Approved the Agreement between the Orange County Department of Education and the Newport-Mesa Unified School District to provide AB430 Principal Training for the period September 25, 2007 through September 25, 2009.
  13. Approved the Service Agreement with U.S. Healthcare Medical Group, Prof. Corp. for the period October 15, 2007 through June 30, 2008 to provide medical evaluations for employees to determine eligibility to wear respiratory protection.
  14. Approved Amendment No. 1 to Subcontract No. 2006-1779 between the Newport-Mesa Unified School District and the Regents of the University of California, Irvine for delivery of services under the FOCUS (Faculty Outreach Collaborations Uniting Scientists, Students and Schools) Grant.
  15. Approved the Consortium Letter of Agency between the Imperial County Office of Education and the Newport-Mesa Unified School District to continue the District's participation in the CENIC (Corporation for Education Network Initiative in California) Consortium as an eligible member entity for E-rate discounts.
  16. Approved Service Contract Agreement SC 03-08 between Newport-Mesa Unified School District and GKK Works for existing restroom rehabilitation, architectural and engineering services at Rea Elementary School in an amount not-to-exceed \$5,440.00.
  17. Approved Certificated Employees' Leave of Absence Register No. 05-08.
  18. Approved Certificated Employees' Resignation/Termination Register No. 05-08.
  19. Approved Certificated Employees' Appointment/Reassignment Register No. 05-08.
  20. Approved Classified Employees' Resignation/Termination Register No. 05-08.
  21. Approved Classified Employees' Appointment/Reassignment Register No. 05-08.
  22. Approved Classified Employees' Leave of Absence Register No. 05-08.

- 23. Approved Gift Register No. 03-08.
- 24. Approved Accounting Register No. 04-08.
- 25. Approved Measure A Accounting Register No. 04-08.
- 26. Approved Measure F Accounting Register No. 04-08.
- 27. Approved Purchasing Report No. 04-08.
- 28. Approved Purchasing Report A&F No. 04-08A/F.
- 29. Approved Independent Contractors Register No. 05-08.
- 30. Approved Student Trip Register No. 02-08.

Approval of Estancia High School Stadium project block wall

Mr. Paul Reed, Deputy Superintendent provided background information on the item before the Board. At the conclusion of the 2006/07 school year, Estancia neighbors collectively filed a Board Policy Agenda request form and requested the length of the block wall proposed under the EHS stadium project be reviewed by the Board for possible revisions. The Board agendaed the item and at the conclusion of the presentation, Superintendent Hubbard requested that staff further review the Environmental Impact Report (EIR) and Negative Declaration relative to the project and bring it back in the fall for the Board’s final review.

The item before the Board this evening is to modify the EIR and supports the proposal to shorten the length of the wall as requested by neighbors. Mr. Tim Sandefer and Dan Harbs, Estancia neighbors who originally filed the request to review the proposal, addressed the Board and thanked them for the additional review and current proposal to shorten the length of the wall.

Mrs. Brooks moved to receive staff’s report and directed staff to amend the project to provide a wall of the shortest possible length beyond the edge of asphalt and authorize the Deputy Superintendent to retain the services of The Planning Center for the purpose of providing an amendment to the existing EIR for the shortest length wall possible. Mr. Davenport seconded the motion, and it carried unanimously.

Approval of First Reading-New Board Policy/Rule and Regulation No. 7336 Complaints Concerning School Personnel

Dr. Elizabeth Novack provided a review and background of the rationale for the new policy and rule and regulation. Currently, the District operates under the existing Board Policy 7330 relating to Complaints/Questioning Instructional Programs and Supporting Operations. The current 7330 policy does not effectively address concerns relative to personnel. The new 7336 policy and rule and regulation applies specifically to complaints concerning school personnel. The Board made some minor recommendations for changes to be included in the second reading.

Jim Rogers, President of NMFT addressed the Board and requested an opportunity to be included in the draft review prior to the Board’s second reading. Dr. Novack will meet with both CSEA and NMFT union leadership to take input prior to the Board’s second reading.

Mrs. Fluor moved approval of First Reading-New Board Policy/Rule and Regulation No. 7336 Complaints Concerning School Personnel. Mr. Davenport seconded the motion, and it carried unanimously.

Approval of First Reading-Revised Rule and Regulation No. 7330-Questioning Instructional Programs and Supporting Operations (Program/Individual)

Dr. Elizabeth Novack reiterated the rationale for the changes to the existing 7330 policy. As noted in the previous agenda item, the newly proposed 7336 policy will serve to facilitate complaints relative to personnel. As such, the existing 7330 policy has been slightly revised to remove any items that are personnel related. The Board made suggestions for revisions which will be included in the final draft for the second reading. Mr. Davenport moved approval of the First Reading-Revised Rule and Regulation No. 7330-Questioning Instructional Programs and Supporting Operations (Program/Individual) . Mrs. Fluor seconded the motion, and it carried unanimously.

Approval of First Reading-Revised Board Policy/Rule

Dr. Elizabeth Novack reviewed the requested changes to the existing Board Policy 3150 and the rationale for the elimination of the 3160 Policy. The proposed changes to 3150 incorporate the group of recognized confidential employees (nine in total district-wide who serve in the capacities

**Minutes of Regular Meeting**

**ADOPTED MINUTES  
October 9, 2007**

<p>and Regulation No. 3150 Board of Education/ Administrators Confidential Working Relations and Elimination of Board Policy and Rule and Regulation No. 3160 Board of Education/ Confidential Employees Working Relations</p>	<p>of Executive Assistants and Administrative Assistants-Confidential, to the Directors of Human Resources, Fiscal, and Classified Personnel, as well as the Superintendent, Deputy and Assistant Superintendents) to be added to the existing 3150 policy under a sub-section. With the addition to the 3150 policy, the current 3160 policy is obsolete. The Board made suggestions for revisions which will be included in the final draft for the second reading. Mr. Brooks moved approval of First Reading-Revised Board Policy/Rule and Regulation No. 3150 Board of Education/ Administrators Confidential Working Relations and Elimination of Board Policy and Rule and Regulation No. 3160 Board of Education/Confidential Employees Working Relations. Mr. Davenport seconded the motion, and it carried unanimously.</p>
<p>Approval of First Reading-Revised Board Rule and Regulation No. 3155 Board of Education/ Supervisors Working Relations</p>	<p>Dr. Elizabeth Novack reviewed the requested changes to the existing Board Policy 3155 in the continuing effort to provide some cleanup language relative to out-dated policies and rules and regulations. Mrs. Fluor moved approval of the First Reading-Revised Board Rule and Regulation No. 3155 Board of Education/Supervisors Working Relations. Mr. Davenport seconded the motion, and it carried unanimously.</p>
<p>Superintendent/ Assistant Superintendent's Reports</p>	<p>The Superintendent and Assistant Superintendents provided reports on various items of interest.</p>
<p>Board Members Reports</p>	<p>Board members provided reports on their recent attendance at events and activities and shared information of interest to other Board members.</p>
<p>Legislative Report</p>	<p>No report.</p>
<p>CROP Report</p>	<p>Mrs. Fluor reported that the next CROP meeting is Thursday, October 11, 2007.</p>
<p>Permanent Record</p>	<p>A DVD of the Board meeting discussions is on file in the Superintendent's Office as a matter of the permanent record.</p>
<p>Adjournment</p>	<p>At 9:03 p.m. President Franco adjourned the meeting in memory of Doug Harrington, a longtime NHHS parent and community member.</p>

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Jeffrey C. Hubbard, Secretary