

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
February 12, 2008

Closed Session At 5:00 p.m., President Fluor announced that the Board of Education would convene in Closed Session to address Student Discipline, Conference with Labor Negotiator, Public Employee Discipline/Dismissal/Release and Conference with Legal Counsel-Existing Litigation.

Recess At 6:30 p.m. the Board took a brief recess.

Reconvene/Call to Order/Roll Call At 7:02 p.m., President Fluor called to order the Regular Board meeting with a silent invocation and Pledge of Allegiance led by Student Board Member Megan Gaal.

Members Present

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

Student Board Members

- Megan Gaal, CdMHS
- Jessica Pham, CMHS
- Casandra Menendez, EHS
- Jordan Vison, BBHS
- Ethan Flores, ECHS
- Bryan Ruiz, ECHS
- Harold Golson, OCMCHS

Adoption of Agenda Mrs. Black moved adoption of the agenda as submitted. Mrs. Yelsey seconded the motion, and it carried unanimously with a 6/0 vote (Davenport absent).

Adoption of Minutes Mrs. Black moved adoption of the following minutes. Mrs. Franco seconded the motion, and it carried unanimously with a 6/0 vote (Davenport absent).
January 8, 2008
January 15 & 16, 2008
January 22, 2008

Student Board Member Reports Student Board members provided reports regarding events and activities occurring at their respective schools sites.

Board Members Reports Board members provided reports on their recent attendance at events and activities and shared information of interest to other Board members.

Community Input Parent Liaison Report No comments.
Nadine Turner, President of Harbor Council PTA reported on various activities and events.

Authorization of the Implementation of a Uniform K-6 Grade Level Configuration in Elementary Schools.

Board President Fluor pulled Item No. 40 ahead of the Presentation due to Mr. Brooks's early departure. Assistant Superintendent Susan Astarita presented this item in Deputy Superintendent Paul Reed's absence.

Board member Mr. Collier asked questions regarding the Library needs and how that would be addressed. He also asked for the process to be reviewed of how Davis Elementary would become a magnet school. Mrs. Fluor asked if focus groups would begin this year, and Mr. Brooks asked how the attendance zone boundaries had been determined. Mr. Collier also asked if a student were already enrolled at Davis, would they have a confirmed seat in the magnet school.

Mrs. Astarita answered the Board member's questions stating that the Libraries would grow each year and they would be fully supported; the next step in the magnet school process is to work with the community to identify potential areas of focus for a magnet school, followed by staffing and student recruiting. She also stated that work with focus groups would begin as soon as possible. The attendance zones were determined by a process that included work with a demographer that enables the district to query an area to determine how many children are in that area and the capacity of school sites.

Dr. Hubbard commented that if a student were already attending Davis, they would have the first opportunity to participate in the magnet school.

The following community members addressed the Board on this item:

Jennifer Piatti addressed the Board, stated that the questions she was going to ask had already been answered. She praised Dr. Wong and the work that is going on at Costa Mesa Middle School, and asked questions regarding the magnet school and the application process. She thanked everyone for their hard work.

Morten Kieler has a child at Davis and also one at Costa Mesa Middle School. He expressed his concerns regarding possible program reductions during the transition period at Davis.

Kimberly Claytor expressed that the teachers are both excited and nervous about the reconfiguration. She stated that the TeWinkle 6th grade teachers would like to work as partners to preserve the unique program they have developed, and she asked that teachers be surveyed for their areas of expertise regarding the magnet school.

Dr. Hubbard commented that there would be no programmatic reductions at Davis during the transition. He stated that there will be transitional issues; however, there is a level of commitment to the students at Davis.

Mrs. Black moved to authorize the implementation of a uniform K-6 grade level configuration in Elementary Schools. Mrs. Franco seconded the motion and it carried with a 6/0 vote (Mr. Davenport absent).

Presentation

Bonnie Martin of McCarthy gave a Measure F Update.

Board Member Yelsey commented on the Middle School Enclaves at Costa Mesa Middle School and Corona del Mar Middle School and voiced her concern whether that is what is needed. She recommends that we go out into the community for more discussion.

Dr. Hubbard commented that the Bond was passed with the idea of the enclaves. District staff will take time to discuss the benefits and deficits. He also stated "The process will be open to see what is most beneficial to kids."

Mrs. Fluor informed the Board that there has been a request brought forth in naming the Estancia High Stadium. She has asked Dr. Hubbard per policy to establish an ad hoc committee.

Dr. Hubbard commented a formal request has been submitted, as part of our process we have a policy that an ad hoc committee be formed to review that request.

Audience member Susan Marty thanked the Board for addressing their request to form an interim action plan for use and maintenance for the pool at Costa Mesa High School. She noted that the regular booster meeting is postponed for a special informational meeting that is opened to the public and invites everyone to attend – 7:00p.m., February 13, High School Library.

Public Hearing
For the Special
Education Annual
Service Delivery
Plan and the
Annual Budget
Plan for the
Newport-Mesa
Unified School
District/Special
Education Local
Plan Area
(SELPA)
Pursuant to
Education Code
53205.

At 8:34 p.m. President Fluor opened the public hearing. No comments were received, so the public hearing was closed.

Public Hearing for
the Joint Re-
Opener Proposal
for the Collective
Bargaining
Agreement
between Newport-
Mesa Federation
of Teachers and
the Newport-Mesa
Unified School
District.

At 8:34 p.m. President Fluor opened the public hearing. No comments were received, so the public hearing was closed.

Community Input

Audience member Claire Ratfield praised Dr. Hubbard and Dr. Hinman regarding their work with Professional Learning Communities, and also spoke about the GATE program.

Audience member Robert MacArthur made comments about procedures regarding reporting child abuse.

Audience member Harris Sherman voiced his concerns regarding the fire policy decision of last fall.

Recess
Reconvene

At 8:52 p.m., the Board took a recess.
At 9:08 p.m., the Board President reconvened the meeting.

Consent Calendar

Mrs. Black moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion and it carried unanimously with a 5/0 vote (Davenport/Brooks absent).
6. It is recommended that the Board of Education approve the expulsions of students with the following I.D. #'s: 07-39-68.
7. It is recommended that the Board of Education approve nine new individual contracts through the 2007/08 school year as established from the Individual Educational Program in the amount of \$19,018.00.

8. It is recommended that the Board of Education approve five parent reimbursement contracts through the 2007/08 school year as established from the Individual Educational Program in the amount of \$6,046.00.
9. It is recommended that the Board of Education approve the Final Compromise and Release Agreement Office of Administrative Hearings Case No. N2007070057 and United States District Court for the Central District of California Case No. SACV 07-1243CJC (ANx) in the amount of \$6,500.00 pursuant to the laws of the State of California.
10. It is recommended that the Board of Education approve the Final Compromise and Release Agreement Office of Administrative Hearings Case No. N2007070061 in the amount of \$6,500.00 pursuant to the laws of the State of California.
11. It is recommended that the Board of Education approve the Resolution Agreement, Office of Administrative Hearings Case No. N2007090575 in the amount of \$8,500.00 pursuant to the laws of the State of California.
12. It is recommended that the Board of Education approve one new Master Contract for Center for Autism Research, Evaluation and Services (CARES) as established from the Individual Educational Program.
13. It is recommended that the Board of Education approve the contracts with Ocean Institute Field Study Program for participation by students at Kaiser Elementary School for the 2007-2008 school year.
14. It is recommended that the Board of Education approve the SMART Technologies ULC Showcase School Loan Agreement with the Newport-Mesa Unified School District on behalf of Newport Heights Elementary.
15. It is recommended that the Board of Education approve Settlement Authority for a Stipulation with Request for Award of \$0.00 with a provision for future medical care for Claim No. 1207-07-0070.
16. It is recommended that the Board of Education approve Settlement Authority for a Stipulation with Request for Award of \$19,050.00 with a provision for future medical care for Claim No. 1207-04-0135 and 1207-05-0178. It is further recommended that Settlement Authority be granted for a Stipulation with Request for Award of \$0.00 with no future medical care for Claim No. 1207-06-0178.
17. Approval is recommended of Certificated Employees' Conversion from Temporary to Probationary status for four (4) Certificated employees pursuant to Education Code 44920.
18. 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 October 1, 2007, through September 30, 2008, at a rate of \$500.00 per month, plus \$185.00 per hour, plus expenses, for services in excess of four (4) hours per month.
19. It is recommended that the Board of Education approve Change Order #2 with RC Construction for the Estancia High School Stadium in the amount of \$239,702.00.
20. It is recommended that the Board of Education approve an amendment for Penco, Inc., to provide civil engineering services for an additional amount of \$1,158.00 for the Costa Mesa High School Swimming Pool Renovations.
21. Approval is recommended of Certificated Employees' Leave of Absence Register No. 12-08.
22. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 10-08.
23. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 12-08.
24. Approval is recommended of Classified Employees' Resignation/Termination Register No. 11-08.
25. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 12-08.
26. Approval is recommended of Classified Employees' Leave of Absence Register No. 12-08.
27. Approval is recommended of Gift Register No. 10-08.
28. Approval is recommended of Accounting Register No. 11-08.
29. Approval is recommended of Measure A Accounting Register No. 09-08.

- 30. Approval is recommended of Measure F Accounting Register No. 11-08.
- 31. Approval is recommended of Purchasing Report No. 11-08.
- 32. Approval is recommended of Purchasing Report Measure A & F No. 11-08AF.
- 33. Approval is recommended of Independent Contractors Register No. 12-08.
- 34. Approval is recommended of School Related Overnight Travel Register No. 04-08.
- 35. Approval is recommended of Student Trip Register No. 09-08.

Resolution
Consent Calendar

Mrs. Franco moved adoption of the Resolution Consent Calendar as presented. Mr. Collier seconded the motion.

- 36. ADOPTION OF RESOLUTION NO. 19-02-08 – Granting of Easement to the City of Costa Mesa for Pomona Elementary School’s New Drive Access Pursuant to Education Code Section 17556.
- 37. ADOPTION OF RESOLUTION NO. 20-02-08 – Granting Property Rights in Sewer Pipeline and Assignment of Accompanying Easement Rights from Orange County Sanitation District to the Newport-Mesa Unified School District.
- 38. ADOPTION OF RESOLUTION NO. 21-02-08 – Authorizing Signature Authority for the Newport-Mesa Unified School District Accounts associated with Orange County Business Bank.
- 39. ADOPTION OF RESOLUTION NO. 22-02-08 – Recognition of the National Incident Management System (NIMS) and Adopting the NIMS principles and policies into the Emergency Management is recommended.

Roll Call Vote:

- Mrs. Fluor - yes
- Mrs. Black - yes
- Mrs. Yelsey - yes
- Mr. Brooks - absent
- Mr. Collier - yes
- Mr. Davenport – absent
- Mrs. Franco - yes

The Resolution Consent Calendar was adopted by a 5/0 roll call vote.

Approval of 2008
Summer School
Program Site and
Calendars.

Mrs. Black moved approval of the 2008 summer school sites at Estancia High School and the attached summer school calendars for the high school and middle school programs. Mrs. Franco seconded the motion, and it carried unanimously with a 5/0 vote (Mr. Davenport/Mr. Brooks absent).

Approval of 2007-
2008
Consolidated
Application for
Funding
Categorical
Programs Part II.

Mrs. Franco moved approval of the 2007-2008 Consolidated Application for Funding Categorical Programs Part II. Mrs. Yelsey seconded the motion, and it carried unanimously with a 5/0 vote (Mr. Davenport/Mr. Brooks absent).

Approval of the
2007-2008 Single
Plans for Student
Achievement.

Mrs. Black moved approval of the 2007-2008 Single Plans for Student Achievement. Mr. Collier seconded the motion and it carried unanimously with a 5/0 vote (Mr. Davenport/Mr. Brooks absent).

Receipt of the
Quarterly
Investment
Report.

Mrs. Black moved to receive the Quarterly Investment Report. Mrs. Franco seconded the motion and it carried unanimously with a 5/0 vote (Mr. Davenport/Mr. Brooks absent).

Superintendent/
Assistant

The Superintendent and Assistant Superintendents provided reports on various items of interest.

Minutes of Regular Meeting

**ADOPTED MINUTES
February 12, 2008**

Superintendent's
Reports

Legislative Report Mrs. Franco reported in Mr. Brooks absence, that the Legislature in Sacramento is struggling with the state budget. Time has been spent deciding the new leadership in the Senate and the Assembly. There is a period of 45 days to determine what to do in the fiscal emergency, but not much progress has been made.

CROP Report Mrs. Fluor reported that Coastline ROP is excited and looking forward to further collaboration with the Newport-Mesa ROP program.

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.

Adjournment At 9:31 p.m. President Fluor adjourned the meeting.

Jeffrey C. Hubbard, Secretary