

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

Tuesday, April 22, 2008

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.

5:30 P.M. - CLOSED SESSION

Education Center – Superintendent's Office Conference Room

Student Discipline

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

Public Employee Discipline/Dismissal/Release

(Pursuant to Government Code §54957)

Conference With Labor Negotiator

N-MUSD Representative – Elizabeth Novack
Employee Organizations – N-MFT, CSEA,
Management, Confidential and Supervisors
(Pursuant to Government Code §54957.6)

Conference with Legal Counsel-Existing Litigation

(Pursuant to Government Code §54956.9)

Disclosure will jeopardize existing settlement negotiations.

Public Employee Evaluation

Title: Superintendent

(Pursuant to Government Code §54957)

6:30 P.M. RECESS

Education Center – Superintendent's Office Conference Room

REGULAR MEETING – 7:00 P.M.

Education Center - Roderick H. MacMillian Board Meeting Room

PRELIMINARY

- 1. **CALL TO ORDER.** The meeting was called to order by the presiding Chairperson, _____, at _____ p.m.
- 2. **OPENING CEREMONIES.** The meeting will open with a silent invocation, followed by a Pledge of Allegiance to the Flag.

3. **ROLL CALL:**

- _____ Martha Fluor, President
- _____ Dana Black, Vice-President
- _____ Karen Yelsey, Clerk
- _____ David Brooks, Member
- _____ Michael Collier, Member
- _____ Walt Davenport, Member
- _____ Judy Franco, Member
- _____ Jeffrey Hubbard, Superintendent

2007/08 Student Board Members:

Samantha Strodel	Costa Mesa HS
Elliott Sneen	Costa Mesa HS
Ethan Simonoff	Costa Mesa HS
Alex Shaw	Newport Harbor HS
Peter Jackson	Newport Harbor HS
Ethan Flores	Early College HS (semester)
Dillon Hood	Early College HS (semester)
Bryan Ruiz	Early College HS (semester)
Kyle Tomlin	Corona Del Mar HS
Megan Gaal	Corona Del Mar HS
Jamie Lawson	Corona Del Mar HS
Olivia Schow	Estancia HS
Cassandra Menendez	Estancia HS
Tara Patton	Estancia HS
Harold Golson	OC Middle College HS
Antje Gabler	OC Middle College HS
Ian Loungway	Back Bay HS
Raven Villafana	Back Bay HS
Jordan Vison	Back Bay HS

- 4. **ADOPTION OF AGENDA.** Recommendation is made that the agenda be adopted as submitted. ACTION

Motion by _____ Seconded by _____ Vote _____

- 5. **ADOPTION OF MINUTES.** Recommendation is made that the minutes be adopted as submitted. ACTION

March 11, 2008
March 25, 2008

Motion by _____ Seconded by _____ Vote _____

PUBLIC HEARING

**No Child Left Behind (NCLB) Support Review Committee Report
- TeWinkle Middle School -**

STUDENT BOARD MEMBER REPORTS

HARBOR COUNCIL PTA PARENT LIAISON REPORT

DISTRICT UPDATE

Laura Boss, Director of District Communications

BOARD MEMBER REPORTS

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.

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, it is helpful if you state your name and address for the record.

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.

6. It is recommended that the Board of Education approve the expulsions of students with the following I.D. #'s: 07-57-77 and 07-64-77.
7. It is recommended that the Board of Education approve one new individual contract with Write Start Pediatrics through the 2007/08 school year as established from the Individual Educational Program in the amount of \$4,720.00.
8. It is recommended that the Board of Education approve one parent reimbursement contract through the 2007/08 school year as established from the Individual Educational Program in the amount of \$5,500.00.
9. It is recommended that the Board of Education approve the Final Compromise and Release Agreement Case No. 585831-806030 in the amount of \$9,000.00 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 Case No. 685831-806030 in the amount of \$9,000.00 pursuant to the laws of the State of California.
11. It is recommended that the Board of Education approve the Final Compromise and Release Agreement Office of Administrative Hearings Decision Order in Case No's. N2007070947 and N2007090686 in the amount of \$14,241.00 pursuant to the laws of the State of California.
12. It is recommended that the Board of Education approve an Addendum to the Master Contract with the Center For Behavioral Sciences, Inc., which establishes contractual relationships and sets rates for service as established from the Individual Educational Program.
13. It is recommended that the Board of Education approve the First Amendment to Agreement No. FC-SR2-20 with the Children and Families Commission of Orange County in the amount of \$518,893.00 to N-MUSD to expand early literacy efforts and increase school readiness nurse staff to address the increased need due to the implementation of AB172, pre-kindergarten expansion. This Amendment brings the total maximum payment obligation for the grant period 7/1/06 through 6/30/10 to \$2,555,285.00.
14. It is recommended that the Board of Education approve the acceptance of the Childhood Immunization Promotion Mini-Grant #FLA-20-08 from the Children and Families Commission of Orange County to N-MUSD in the amount of \$5,000 to promote childhood immunizations, community health fair events and other health promotion follow up activities.

15. It is recommended that the Board of Education approve the Second Amendment to Agreement No. F03-HC-06 with the Children and Families Commission of Orange County in the amount of \$85,000 to N-MUSD to support the ongoing Health, Opportunities, Preparation and Education (HOPE) Clinic. This Amendment brings the total maximum payment obligation for the grant period July 1, 2006 through June 30, 2009 to \$277,500.00.
16. It is recommended that the Board of Education approve the Mobile Health Care Services Agreement between the Childrens Hospital of Orange County (CHOC) and the Newport-Mesa Unified School District for the operation of the CHOC Mobile Clinic for the term of one year commencing April 1, 2008 and extended annually each year unless otherwise terminated by either party.
17. It is recommended that the Board of Education authorize the Deputy Superintendent, Chief Business Official to enter into an agreement with All City Management Services for the provision of crossing guard services for Newport Coast Elementary School for the period July 1, 2008 through June 30, 2009 at a cost not-to-exceed \$10,476.00.
18. It is recommended that the Board of Education approve the renewal of the ground lease – Amendment No. 4 between Newport-Mesa Unified School District and the Orange County Head Start, Inc., at Parsons Elementary School for the period ending respectively June 30, 2011.
19. It is recommended that the Board of Education approve the renewal of the ground lease – Amendment No.4 between Newport-Mesa Unified School District and the Orange County Head Start, Inc., at Rea Elementary School for the period ending respectively June 30, 2011.
20. It is recommended that the Board of Education approve the Agreement between Newport-Mesa Unified School District and Vavrinek, Trine, Day & Co., for the purposes of providing special accounting and consulting services related to Proposition 39 Audit for Measure F at the hourly rates and terms set forth in the agreement not-to-exceed \$5,500.00.
21. It is recommended that the Board of Education authorize the Deputy Superintendent to renew the professional services contract with Six Ten and Associates for mandate reimbursement claim preparation services in an amount not-to-exceed \$65,000 for fiscal year 2008/09.
22. It is recommended that the Board of Education approve an agreement between Newport-Mesa Unified School District and ADvTECH Environmental, Inc., in an amount not-to-exceed \$125,000.00 to provide services outlined in the Agency Approved Work Plan per ADvTECH proposal dated March 18, 2008 for the period April 23, 2008 through June 30, 2008. (OCHCA Case #97UT021 – Accelerated Remedial Technology (ART) Technology Groundwater Remediation Pilot Test)
23. It is recommended that the Board of Education approve year two of a five year renewable Service Contract #SC10-07 with Cintas Corporation for document destruction services for the period May 1, 2008 through April 30, 2009 in an amount not-to-exceed \$7,500.00.
24. It is recommended that the Board of Education approve a Lease Agreement (Amendment #3) between Child Development Inc., and Newport-Mesa Unified School District at Lindbergh Elementary School for the period July 1, 2008 through June 30, 2010 under the terms set forth in the agreement.

25. It is recommended that the Board of Education approve Amendment #1 for additional architectural services with Westberg + White, Inc., to perform architectural services related to the construction phase of the Estancia Stadium Project at a not-to-exceed cost of \$35,250.00 plus reimbursable items.
26. It is recommended that the Board of Education approve Amendment #2 with PENCO Engineering, Inc., for an additional \$372.00 for reimbursable items associated with the Costa Mesa High School swimming pool renovations civil design services.
27. It is recommended that the Board of Education approve the Intranet Network Support Services Agreement No. 329071 between the Orange County Department of Education and the Newport-Mesa Unified School District for the period July 1, 2008 through June 30, 2009 in an amount not-to-exceed \$8,500.00.
28. It is recommended that the Board of Education approve the revised Site Discretionary Plan for Paularino Elementary School and Newport-Mesa Adult Education.
29. It is recommended that the Board of Education enter into an Agreement with JFK Transportation Co., Inc., to provide services as needed to the Newport-Mesa Unified School District Transportation Department for the period of February 1, 2008 to June 30, 2008 in an amount not-to-exceed \$50,000.
30. It is recommended that the Board of Education authorize the Deputy Superintendent to enter into an agreement between IBI Group and Newport-Mesa Unified School District at a cost not-to-exceed \$178,000.00 to provide contract documents and construction administration for the twenty (20) new portable buildings on six different sites in the District.
31. It is recommended that the Board of Education approve Amendment #1 to the contract between Hennon Surveying & Mapping, Inc., and the Newport-Mesa Unified School District for topographic survey of the entire stadium site at Newport Harbor High School.
32. It is recommended that the Board of Education approve the list authorizing signature authority for the Newport-Mesa Unified School District for the Bank of America effective until June 2008.
33. It is recommended that the Board of Education approve the Williams Uniform Complaint Procedures Third Quarter Report covering the period of January 1 through March 31, 2008. No complaints have been received during this reporting period.
34. It is recommended that the Board of Education approve the Settlement Authority for a Compromise and Release in the amount of \$55,000 for Claim # 1207-03-0145.
35. It is recommended that the Board of Education approve the Settlement Authority for a Compromise and Release in the amount of \$20,000 for Claim # 1207-05-0164.
36. Approval is recommended of Certificated Employees' Leave of Absence Register No. 16-08.
37. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 14-08.
38. Approval is recommended of Certificated Employees' Appointment Register No. 15-08.
39. Approval is recommended of Classified Employees' Resignation/Termination Register No. 15-08.

40. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 16-08.
41. Approval is recommended of Classified Employees' Leave of Absence Register No. 16-08.
42. Approval is recommended of Gift Register No. 14-08.
43. It is recommended that the Board of Education ratify the acceptance of gifts received in August 2007 as referenced in Gift Register No. 15-08.
44. Approval is recommended of Accounting Register No. 15-08.
45. Approval is recommended of Measure A Accounting Register No. 11-08.
46. Approval is recommended of Measure F Accounting Register No. 15-08.
47. Approval is recommended of Purchasing Report No. 15-08.
48. Approval is recommended of Purchasing Report – Measure A & F #15-08F.
49. Approval is recommended of Independent Contractors Register No. 16-08.
50. Approval is recommended of School Related Overnight Travel Register No. 08-08.
51. Approval is recommended of Student Trip Register No. 12-08.

Motion by _____ Seconded by _____ Vote _____

RESOLUTION CONSENT CALENDAR

As with the Consent Calendar, all items listed under the Resolution Consent Calendar are considered by the Board to be routine and will be enacted by the Board in one roll call vote and will be deemed the same vote for each of the items.

52. ADOPTION OF RESOLUTION NO. 32-04-08 AUTHORIZING THE BORROWING OF FUNDS, ISSUANCE OF SALE OF A 2008/09 TAX AND REVENUE ANTICIPATION NOTE (TRANS), AND PARTICIPATION IN THE SOUTH COAST LOCAL EDUCATION AGENCIES POOLED TRANS FOR AN AMOUNT NOT-TO-EXCEED \$19,000,000.00.
53. ADOPTION OF RESOLUTION NO. 33-04-08 RECOGNIZING THE CALIFORNIA DAY OF THE TEACHER MAY 14, 2008, AND THE NATIONAL TEACHER APPRECIATION WEEK OF MAY 4-10, 2008.
54. ADOPTION OF RESOLUTION NO. 34-04-08 RECOGNIZING THE WEEK OF THE CLASSIFIED SCHOOL EMPLOYEE MAY 18-24, 2008.
55. ADOPTION OF RESOLUTION NO. 35-04-08 RECOGNIZING THE NATIONAL DAY OF THE SCHOOL NURSE, MAY 7, 2008, AND THE WEEK OF THE SCHOOL NURSE MAY 6-12, 2008.
56. ADOPTION OF RESOLUTION NO. 36-04-08 APPROVING THE THREE-YEAR TPP/T2 (TRANSITIONS PROGRAM) COOPERATIVE CONTRACT AGREEMENT BETWEEN THE NEWPORT-MESA UNIFIED SCHOOL DISTRICT AND THE STATE OF CALIFORNIA DEPARTMENT OF REHABILITATION FOR FISCAL YEARS 2008/09-2010/11 AND CERTIFYING SIGNATURE AUTHORITY.

Motion By _____ Seconded By _____

ROLL CALL VOTE:

_____ Mr. Brooks	_____ Mrs. Yelsey, Clerk
_____ Mr. Collier	_____ Mrs. Black, Vice President
_____ Mr. Davenport	_____ Mrs. Fluor, President
_____ Mrs. Franco	

DISCUSSION/ACTION CALENDAR

57. **APPROVAL OF NAMING PROPOSAL FOR THE ESTANCIA HIGH SCHOOL/COSTA MESA HIGH SCHOOL DISTRICT STADIUM.** DISCUSSION /ACTION
- It is recommended that the Board of Education approve the proposal submitted by the Ad Hoc Committee to name the stadium: "The Jim Scott Stadium."
- Motion by _____ Seconded by _____ Vote _____
58. **APPROVAL OF ADDITIONS TO THE HIGH SCHOOL COURSE OF STUDY.** DISCUSSION /ACTION
- It is recommended that the Board of Education approve the additions to the high school course of study:
Spanish 7AB; Spanish 8CD; Latin 7AB; French 7AB; French 8CD; and American Sign Language (ASL) 3AB.
- Motion by _____ Seconded by _____ Vote _____
59. **APPROVAL OF ADULT SCHOOL COURSE OFFERINGS.** DISCUSSION /ACTION
- It is recommended that the Board of Education approve the California Department of Education required course grouping list and the District list of Adult School course offerings.
- Motion by _____ Seconded by _____ Vote _____
60. **REVISION TO BOARD POLICY AND RULE AND REGULATION, NO. 7335 UNIFORM COMPLAINT PROCEDURE, SECOND READING.** DISCUSSION /ACTION
- It is recommended that the Board of Education approve the second reading of the revised Board Policy and Rule and Regulation No. 7335, Uniform Complaint Procedures.
- Motion by _____ Seconded by _____ Vote _____
61. **NOMINATION OF CALIFORNIA SCHOOL BOARDS ASSOCIATION (CSBA) OFFICER(S).** DISCUSSION /ACTION
- It is recommended that the Board take action as deemed appropriate.
- Motion by _____ Seconded by _____ Vote _____

INFORMATION TO THE BOARD

Notice of 30-Day Preliminary Display
Secondary Math and World Language Textbooks
Display period April 23, 2008 through May 27, 2008 in the District Education Center

INFORMAL REPORTS

62. Superintendent
63. Deputy/Assistant Superintendent's
64. Legislative Representative
65. 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.

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66. ADJOURNMENT, _____ p.m.

ACTION