

## **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, May 27, 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.

#### **4:30 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 Legal Counsel-Anticipated Litigation**

(Pursuant to Government Code §54956.9)

Significant Exposure to Litigation. One Potential Case

#### **Public Employee Evaluation**

**Title: Superintendent**

(Pursuant to Government Code §54957)

**5:30 P.M. – SPECIAL PRESENTATION**

*Education Center – Roderick H. MacMillian Board Room*

**RECOGNITION OF SUPER-STAR AWARD RECIPIENTS**

- Tris Aley*
- Wendy Allee*
- Piper Archibald*
- Laurel Arnold*
- Connie Bassler*
- Amber Baur*
- Don Bigelow III*
- Ellen DeWitt*
- Barbara Harrington*
- Todd Hatfield*
- Debi Haymond*
- Jeffrey C. Hubbard*
- Maggie Kirk*
- Kylene Krol*
- Valente Limon*
- Debra Muniz*
- Leda Naccache*
- Sita-Marie Perry*
- Allyson Rice*
- Gay Royer*
- Kathy Sanchez*
- John Sanders*
- Lisa Scott*
- Sherri Snyder*
- Kevin Weed*
- Yvonne Whitacre*
- Jerry Zimmer*

**A RECEPTION HONORING THE AWARD RECIPIENTS WILL FOLLOW**

**6:30 P.M. – RECESS**

*Education Center – Superintendent’s Office Conference Room*

**7:00 P.M. – REGULAR MEETING**

*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)
Rachel Parker	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 \_\_\_\_\_

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

May 13, 2008, Regular Meeting

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

**PRESENTATIONS**

★ **RECOGNITION OF CORONA DEL MAR HIGH SCHOOL HUMAN RELATIONS COUNCIL  
RECIPIENT OF AWARD FROM THE  
ORANGE COUNTY HUMAN RELATIONS COMMISSION**

★ **RECOGNITION OF CORONA DEL MAR HIGH SCHOOL AND  
NEWPORT HARBOR HIGH SCHOOL - SILVER MEDALIST WINNERS IN U.S. NEWS & WORLD  
REPORT OF AMERICA'S BEST HIGH SCHOOLS**

★ **RECOGNITION OF SCHOOLS INCREASING THEIR 2007  
ACADEMIC PERFORMANCE INDEX (API) STATE RANK  
California Elementary School, Davis Elementary School, Killybrooke Elementary School, Lincoln  
Elementary School, Rea Elementary School, Sonora Elementary School, Victoria Elementary School,  
Wilson Elementary School, Ensign Intermediate School, TeWinkle Middle School, Costa Mesa Middle  
and High School, Orange Coast Middle College High School**

★ **RECOGNITION OF 2008 DISTINGUISHED SCHOOLS  
Andersen Elementary School, Eastbluff Elementary School, Harbor View Elementary School,  
Killybrooke Elementary School and Sonora Elementary School**

★ **PRESENTATION OF ANNUAL SCHOLARSHIP AWARDS**  
**Dr. Robert Charles Francy Science Scholarship**  
**Newport-Mesa Administrators Association John W. Nicoll Scholarship for Future Teachers**  
**Newport-Mesa Administrators Association Norman Stillwell Awards**  
**California School Employees Association Samuel Howard Fleming Scholarship**

★ **PRESENTATION BY MIDDLE COLLEGE HIGH SCHOOL ON  
THE NATIONAL STUDENT LEADERSHIP CONFERENCE 2008 AND  
ROBOTICS TEAM COMPETITIONS 2008**

★ **RECOGNITION OF APPRECIATING CLASSIFIED EMPLOYEES (ACE)  
PROGRAM PARTICIPANTS**

### **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 07-77-77, 07-71-72, 07-74-77, 07-70-52.
7. It is recommended that the Board of Education approve eleven new individual contracts for non-public schools and agencies through the 2007/08 school year in the amount of \$8,183 and the 2008/09 school year in the amount of \$9,827.50 (a total of \$18,010.50) as established from the Individual Educational Program.
8. It is recommended that the Board of Education approve two parent reimbursement contracts through the 2007/08 school year as established from the Individual Educational Program in the amount of \$360.
9. It is recommended that the Board of Education approve the Final Compromise and Release Agreement – Office of Administrative Hearings (OAH) decision in Case No. N2007100511 the amount of \$70,000 pursuant to the laws of the State of California.
10. It is recommended that the Board of Education approve eleven Master Contracts for non-public schools and agencies for the 2008-09 school year as established from the Individual Education Program.
11. 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. 1207-07-0127.
12. It is recommended that the Board of Education approve the Declaration of Need for Fully Qualified Educators for the 2008-2009 school year.
13. It is recommended that the Board of Education approve Amendment #1 to Agreement between Newport-Mesa Unified School District and US Healthworks Medical Group, Prof. Corp. to provide medical evaluations for employees who need respiratory protection in an amount not to exceed \$1,000 for the period July 1, 2008 through June 30, 2009.
14. It is recommended that the Board of Education approve Amendment #1 to Agreement between Newport-Mesa Unified School District and Monjaras & Wismeyer Group, Inc. to include development of Essential Function Job Analyses and facilitation of accommodation meetings in an amount not to exceed \$10,000 for the period July 1, 2008 through June 30, 2009.
15. It is recommended that the Board of Education approve the request to revise the percentage of contract for a Certificated Employment Reduced Workload Program participant pursuant to Education Codes 22724, 44922, 87483, and 89516.
16. It is recommended that the Board of Education approve the Student Teacher Agreement between Newport-Mesa Unified School District and California State University, Fullerton to provide student teachers classroom experience for the period May 27, 2008 through August 31, 2013.
17. It is recommended that the Board of Education approve the Affiliation Agreement between Newport-Mesa Unified School District and the Regents of University of California (UCI) to provide student nurses with clinical training fieldwork experience for the period May 27, 2008 through June 30, 2013.
18. It is recommended that the Board of Education approve Change Order #2 to the Contract with Bernard Bros. Inc. for Newport Harbor High School Robins Hall and Loats Theater in the amount of \$41,796.

19. It is recommended that the Board of Education approve Change Order #3 to the Contract with RC Construction for the Estancia High School Stadium in the amount of \$49,584.13.
20. It is recommended that the Board of Education approve the Agreement between the Newport-Mesa Unified School District and Colbi Technologies, Inc. in the amount of \$7,000 for annual license, maintenance, and support of the Measure F Project accounting program, Account-Ability software.
21. It is recommended that the Board of Education approve the extension of the contract between T. Mitchell Engineers & Associates, Inc. and Newport-Mesa Unified School District for CNG fueling station engineering design services at the Baker/Bear Facility to December 31, 2008.
22. It is recommended that the Board of Education approve Amendment #3 to the Lease Agreement between Newport-Mesa Unified School District and Coastline Regional Occupational Program for the Presidio Elementary School site from July 1, 2008 through June 30, 2009.
23. It is recommended that the Board of Education approve Amendment #6 to the Lease Agreement between Newport-Mesa Unified School District and the Boys and Girls Club of the Harbor Area for the Rea Elementary School site from July 1, 2008 through June 30, 2009.
24. It is recommended that the Board of Education approve Amendment #4 to the Lease Agreement between Newport-Mesa Unified School District and Child Development Centers for the Newport Heights Elementary School and Woodland Elementary School sites from July 1, 2008 through June 30, 2009.
25. It is recommended that the Board of Education approve Amendment #12 to Ground Lease between Newport-Mesa Unified School District and Central Orange Coast YMCA for the Harbor View Elementary School and Mariners Elementary School sites from July 1, 2008 through June 30, 2009.
26. It is recommended that the Board of Education approve Amendment #8 to Ground Lease between Newport-Mesa Unified School District and Orange County Department of Education for the Costa Mesa High School site from July 1, 2008 through June 30, 2009.
27. It is recommended that the Board of Education approve Amendment #3 to Ground Lease between Newport-Mesa Unified School District and Orange County Department of Education for the California Elementary School site from July 1, 2008 through June 30, 2009.
28. It is recommended that the Board of Education approve Agreement between Newport-Mesa Unified School District and Orange County Department of Education for the Bi-tech System Support Implementation and Software Support Service Agreement for the financial modules for the period July 1, 2008 through June 30, 2009 for an amount not to exceed \$96,802.
29. It is recommended that the Board of Education approve Amendment #2 to the Agreement between Newport-Mesa Unified School District and Orange County Department of Education for the Bi-Tech Human Resources System Implementation and Software Support Service Agreement for the period July 1, 2008 through June 30, 2009 for an amount not to exceed \$56,208.

30. It is recommended that the Board of Education approve the renewal of year four of a five-year contract with Fire Master for fire extinguisher servicing and inspections at various District sites for the period July 1, 2008 through June 30, 2009 in an amount not to exceed \$21,500.
31. It is recommended that the Board of Education approve the renewal of year two of a three-year Site Lease Agreement with Day Wireless Services for radio tower site rental (two-way radio communication) at Santiago Peak for the period July 1, 2008 through June 30, 2009.
32. It is recommended that the Board of Education authorize the Deputy Superintendent to contribute Newport-Mesa Unified School District's proportionate share (based on 2006-07 Annual ADA/FTE) of \$2,500 to pay for the cost of an initial determination of the legality of fees charged to Orange County school districts by the Orange County Sanitation District.
33. It is recommended that the Board of Education approve the Community Based English Tutoring (CBET) Plan and Grant Application for the 2008-09 school year.
34. Approval is recommended of Certificated Employees' Leave of Absence Register No.18-08.
35. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 16-08.
36. Approval is recommended of Classified Employees' Resignation/Termination Register No. 17-08.
37. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 18-08.
38. Approval is recommended of Classified Employees' Leave of Absence Register No. 18-08.
39. Approval is recommended of Gift Register No. 17-08.
40. Approval is recommended of Accounting Register No. 17-08.
41. Approval is recommended of Measure A Accounting Register No. 12-08.
42. Approval is recommended of Measure F Accounting Register No. 17-08.
43. Approval is recommended of Purchasing Report No. 17-08.
44. Approval is recommended of Measure F Purchasing Report #17-08F
45. Approval is recommended of Independent Contractors Register No. 18-08.
46. Approval is recommended of School Related Overnight Travel Register No. 10-08.
47. Approval is recommended of Student Trip Register No. 14-08.

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

Vote \_\_\_\_\_

**DISCUSSION/ACTION CALENDAR**

48. **PRESENTATION OF 2007 ACADEMIC PERFORMANCE INDEX (API) BASE AND STATE RANK.** DISCUSSION

Information and discussion on Academic Performance Index (API) Base and State Rank.

49. **SECONDARY TEXTBOOK APPROVAL: MATH AND WORLD LANGUAGE** DISCUSSION /ACTION

It is recommended that the Board of Education approve the Secondary Math and World Language textbooks as submitted. (These textbooks have been on display since April 23, 2008 for public review)

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

50. **SET PUBLIC HEARING – ALL FUNDS TENTATIVE BUDGET** DISCUSSION /ACTION

It is recommended that the Board of Education set a Public Hearing on June 10, 2008 at approximately 7:05 p.m. to review the All Funds Tentative Budget 2008-09.

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

**INFORMATION TO THE BOARD**

Notice of 30-Day Preliminary Textbook Display  
Algebra Readiness  
Display period began on Friday, May 23 through  
Tuesday, June 24, 2008 in the Education Center

**INFORMAL REPORTS**

- 51. Superintendent
- 52. Deputy/Assistant Superintendent's
- 53. Legislative Representative
- 54. 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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55. ADJOURNMENT, \_\_\_\_\_p.m.

ACTION