

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

June 10, 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.

4:00 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 and Education Code §44954(b))

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)

5:00 P.M. DINNER RECESS

Education Center – Superintendent's Office Conference Room

5:30 P.M. – ANNUAL RETIREMENT EVENT AND RECEPTION

Education Center – Courtyard

2007/08 District Retirees:

<i>John Battey</i>	<i>Phyllis Mandel</i>
<i>Lori Bloom</i>	<i>Christopher Minear</i>
<i>Marshall “Butch” Bryan</i>	<i>Steven Nelson</i>
<i>Martha Carmona</i>	<i>Linda Newton</i>
<i>Ann Clark</i>	<i>Lynne O’Brien</i>
<i>Betty Demmer</i>	<i>Bruce Olander</i>
<i>Melissa DeShazer</i>	<i>Peggy Olrich</i>
<i>Gisela Driskill</i>	<i>Sharon Petersen</i>
<i>Vivian Faulkner</i>	<i>James W. Rogers</i>
<i>Mary Ferryman</i>	<i>Joanne Shimpock</i>
<i>Deborah Foosaner</i>	<i>Robbie Single</i>
<i>Francine Frost</i>	<i>Juliana Skinner</i>
<i>Audelia “Carmen” Garcia</i>	<i>Sheila Slater</i>
<i>Ronald Hayward</i>	<i>Sue Sorensen</i>
<i>Patricia Insley</i>	<i>Philip Taormina</i>
<i>Janis King</i>	<i>David Troy</i>
<i>Marilyn “Jeanne” Krogh</i>	<i>Rosa Etta Tyssee</i>
<i>Carole Larson</i>	<i>Connie Wadsley</i>
<i>Kay Maglica</i>	<i>Janet Williams</i>
<i>Chester Malek</i>	<i>Mary Zillgitt</i>
<i>Laura Malmquist</i>	

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
May 27, 2008 Regular Meeting

Motion by _____ Seconded by _____ Vote _____

PRESENTATIONS

★ ***PRESENTATION OF 2007-08 ANNUAL SCHOLARSHIP AWARDS***

*Dr. Norman Loats Scholarship
Linda D. Mook Memorial Scholarship*

★ ***RECOGNITION OF CORONA DEL MAR HIGH SCHOOL ACADEMIC DECATHLON WINNERS
AND LINCOLN ELEMENTARY SCHOOL ACADEMIC PENTATHLON WINNERS***

★ ***RECOGNITION OF N-MUSD STUDENTS RECEIVING
THE BOARD OF EDUCATION'S "STARFISH AWARD"***

★ ***PRESENTATION AND RECOGNITION OF YOUTH AND GOVERNMENT PROGRAM
AT CORONA DEL MAR HIGH SCHOOL AND ESTANCIA HIGH SCHOOL***

★ ***RECOGNITION OF MATH, ENGINEERING AND SCIENCE ACHIEVEMENT
(MESA) PROGRAM***

★ **RECOGNITION OF CIF SOUTHERN SECTION CHAMPIONS**
Corona del Mar High School Student Fabian Matthews, Tennis Singles, Division I
Newport Harbor High School Student Cecil Whiteside, Track & Field-Discus, Division II

★ **RECOGNITION OF HARBOR COUNCIL PTA PRESIDENT NADINE TURNER AND EXECUTIVE VICE PRESIDENT KRISTI KIRSCH FOR THEIR LEADERSHIP ROLES DURING THE 2006/07 AND 2007/08 SCHOOL YEARS**

★ **RECOGNITION OF JIM ROGERS, RETIRING TEACHER AND NEWPORT-MESA FEDERATION OF TEACHERS (N-MFT) PRESIDENT**

★ **RECOGNITION OF SUPERINTENDENT'S ADMINISTRATORS OF THE YEAR**

★ **RECOGNITION OF STUDENT BOARD MEMBERS AND FINAL REPORTS**

PUBLIC HEARING

ALL FUNDS TENTATIVE BUDGET 2008-09

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 expulsion of the student with the following I.D. #07-76-77.
7. It is recommended that the Board of Education approve two parent reimbursement contracts for non-public schools and agencies through the 2007/08 school year in the amount of \$6,949.00 and the 2008/09 school year in the amount of \$1,600.00 (a total of \$8,549.00) 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) decision in Case Nos. N2007070540 and N2007110765 in the amount of \$35,000 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 – Office of Administrative Hearings (OAH) decision in Case No. N2007070951 in the amount of \$30,000 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 (OAH) decision in Case No. N2007070492 in the amount of \$31,000 pursuant to the laws of the State of California.
11. It is recommended that the Board of Education approve eight Master Contracts for non-public schools and agencies for the 2008-09 school year as established from the Individual Education Program.
12. It is recommended that the Board of Education approve the Memorandum of Understanding by and between the Special Education Local Plan Areas (SELPA) and Orange County school districts for Parentally Placed Private School Children.
13. It is recommended that the Board of Education approve the Memorandum of Understanding between Newport-Mesa Special Education Local Plan Area (SELPA) and Orange County Superintendent of Schools for Systematic Utilization of Comprehensive Strategies for Ensuring Student Success (S.U.C.S.E.S.S.) Project 2008-09.
14. 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. 390532.
15. 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. 393707.

16. It is recommended that the Board of Education approve the settlement authority for a Stipulation with Request for Award of \$574.92 with a provision for future medical care for Claim No. 1207-04-0157.
17. It is recommended that the Board of Education approve a three-year Service Contract SC 03-09, renewable annually, between Eagle Aerial Imaging and Newport-Mesa Unified School District for the period July 1, 2008 through June 30, 2009, in an amount not to exceed \$5,000.
18. It is recommended that the Board of Education approve Service Contract 02-09 between ADvTECH Environmental, Inc. Consulting and Remediation Services and Newport-Mesa Unified School District for Underground Storage Tank (UST) Regulatory compliance requirements related to quarterly groundwater well testing and free product removal for the period July 1, 2008 through June 30, 2009 in an amount not to exceed \$90,000.
19. It is recommended that the Board of Education approve Service Contract between Ambient Environmental, Inc. and Newport-Mesa Unified School District for lead abatement/asbestos and daily air quality monitoring at Rea Elementary School in an amount not to exceed \$24,000.
20. It is recommended that the Board of Education reject in whole Claim No. 08-64699 DP.
21. It is recommended that the Board of Education authorize to retain MTGL, Inc. for soils testing and inspection for final close out of the TeWinkle Intermediate School Gymnasium project A-04 108301, Amendment #2 in an amount not to exceed \$16,048.
22. It is recommended that the Board of Education ratify Agreement with Fountain Valley School District to provide transportation services as needed for Newport-Mesa Unified School District Transportation Department for the period of March 1, 2008 to June 30, 2008 in an amount not to exceed \$50,000.
23. It is recommended that the Board of Education approve Memorandum of Understanding (MOU) for California Partnership for Achieving Student Success (Cal-PASS) and the Career Technical Education (CTE) Addendum by and between Newport-Mesa Unified School District and those school districts, community college districts, colleges and universities who elect to accept its terms pursuant to Section 11 of the MOU for the period July 1, 2008 through June 30, 2015.
24. Approval is recommended of Certificated Employees' Leave of Absence Register No.19-08.
25. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 17-08.
26. Approval is recommended of Certificated Employees' Appointment Register No. 17-08
27. Approval is recommended of Classified Employees' Resignation/Termination Register No. 18-08.
28. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 19-08.
29. Approval is recommended of Classified Employees' Leave of Absence Register No. 19-08.
30. Approval is recommended of Gift Register No. 18-08.
31. Approval is recommended of Accounting Register No. 18-08.

- 32. Approval is recommended of Measure A Accounting Register No. 13-08
- 33. Approval is recommended of Measure F Accounting Register No. 18-08
- 34. Approval is recommended of Purchasing Report No. 18-08.
- 35. Approval is recommended of Independent Contractors Register No. 19-08.
- 36. Approval is recommended of School Related Overnight Travel Register No. 11-08.
- 37. Approval is recommended of Student Trip Register No. 15-08.

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.

38. ADOPTION OF RESOLUTION NO. 37-06-08 AND ORDER OF THE BIENNIAL TRUSTEE ELECTION AND SPECIFICATIONS OF THE ELECTION ORDER

Adoption of Resolution No. 37-06-08 is recommended, ordering the Superintendent of the Orange County Department of Education to call the election on November 4, 2008 for the purpose of filling the offices of Newport-Mesa’s trustees whose terms expire on December 5, 2008, and further ordering the County Superintendent to consolidate the election.

39. ADOPTION OF RESOLUTION 38-06-08 AUTHORIZING THE DESIGNATION OF A PORTION OF THE DISTRICT REVOLVING CASH FUND TO BE USED AS A CHANGE FUND FOR NUTRITION SERVICES.

Adoption of Resolution No. 38-06-08 is recommended, authorizing the designation of a portion of the District revolving cash fund to be used as a change fund for nutrition services.

Motion by: _____ Seconded by _____

ROLL CALL VOTE:

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

DISCUSSION/ACTION CALENDAR

40. K-6 SCIENCE TEXTBOOK ADOPTION

It is recommended that the Board of Education adopt the Pearson/Scott Foresman Science textbook for K-6 students.

DISCUSSION
/ACTION

Motion by _____ Seconded by _____ Vote _____

41. **ADDITION TO HIGH SCHOOL COURSE OF STUDY (INTERMEDIATE GEOMETRY)** DISCUSSION /ACTION
It is recommended that the Board of Education approve the Addition to the High School Course of Study (Intermediate Geometry).

Motion by _____ Seconded by _____ Vote _____

42. **RESOLUTION NO. 39-06-08 ADOPTING THE ALL FUNDS TENTATIVE BUDGET 2008/09** DISCUSSION /ACTION
It is recommended that the Board of Education adopt Resolution No.39-06-08 for the All Funds Tentative Budget 2008/09.

Motion by _____ Seconded by _____ Vote _____

INFORMAL REPORTS

- 43. Superintendent
- 44. Deputy/Assistant Superintendent's
- 45. Legislative Representative
- 46. 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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47. ADJOURNMENT, _____p.m. ACTION

