

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 14, 2005

❖ **STUDY SESSION 3:30 P.M.**

Education Center - Roderick H. MacMillian Board Meeting Room

Continued Review and Update of 2004/05 School Year Goals and Priorities and presentation of Major Highlights of the 2005/06 Goals and Priorities in alignment with the newly adopted Strategic Plan.

❖ **CLOSED SESSION 4:30 P.M.**

Education Center – Superintendent's Office Conference Room

1. Student Discipline

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

2. Conference With Labor Negotiator

N-MUSD Representative – Lorri McCune
Employee Organization – CSEA, N-MFT, N-MAA, Supervisors/Confidential
(Pursuant to Government Code §54957.6)

3. Personnel: Public Employee Release

(Pursuant to Government Code §54957 and Education Code §44954(b))

4. Public Employee Appointment

Title: Co-Principal

(Pursuant to Government Code §54957)

❖ **2004/05 RETIREES RECEPTION AND PRESENTATIONS 5:30 P.M.**

Education Center – Courtyard

❖ **REGULAR MEETING 7:00 P.M.**

Education Center - Roderick H. MacMillian Board Meeting Room

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.

1. **CALL TO ORDER.** The meeting was called to order by the presiding Chairperson, _____, at _____ p.m.

❖ **PRELIMINARY**

2. **OPENING CEREMONIES.** The meeting will open with a silent invocation, followed by a Pledge of Allegiance to the Flag.

3. **ROLL CALL:**

_____ Serene Stokes, President
_____ Dave Brooks, Vice-President
_____ Linda Sneen, Clerk
_____ Dana Black, Member
_____ Tom Egan, Member
_____ Martha Fluor, Member
_____ Judy Franco, Member
_____ Robert J. Barbot, Superintendent
_____ Dana Cabico, Student Board Member, CMHS
_____ Gwendolyne Martinez, Student Board Member, CMHS(alternate)
_____ Heidi Schultheis, Student Board Member, NHHS
_____ Elle Erpenbeck, Student Board Member, NHHS(alternate)
_____ Samantha Price, Student Board Member, CdmHS
_____ Dana Lujan, Student Board Member, CdmHS
_____ Kathryn Kulczyk, Student Board Member, EHS
_____ Vivian Sanchez, Student Board Member, BBHS
_____ Jocelyn Holmes, Student Board Member, BBHS (alternate)
_____ Brandon Ayou, Student Board Member, MCHS
_____ Sandra Wilkinson, Student Board Member, MCHS

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 for the following meetings: ACTION
o May 10, 2005 Regular Meeting
o May 24, 2005 Regular Meeting
Motion by _____ Seconded by _____ Vote _____

❖ **WRITTEN COMMUNICATIONS**

❖ **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. If appropriate, consistent with Board Policy, three or more members of the Board may direct the Superintendent to schedule an item for a future Board agenda.

REASONABLE ACCOMODATION FOR ANY INDIVIDUAL WITH A DISABILITY. 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, please state your name and address for the record.

❖ **PRESENTATIONS**

- Presentation of 2004/05 Student Scholarship Award Recipients:
 - ★ Norman Stillwell Awards
 - ★ Dr. John W. Nicoll for Future Teachers Award
 - ★ Dr. Robert Charles Francy Science Scholarship Award
 - ★ Norman R. Loats Award
 - ★ Robert L. Wynn Award
- Recognition of Academic Decathlon Teams from Costa Mesa High School and Corona del Mar High School
- Recognition of 2004/05 Student Board Members

❖ **STUDENT BOARD MEMBER REPORTS**

❖ **PARENT LIAISON REPORT**

❖ **PUBLIC HEARING**

Public Hearing for the 2005/06 and 2006/07 Joint Re-Opener Proposal for the Collective Bargaining Agreement Between the California School Employees Association and the Newport-Mesa Unified School District.

❖ 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 two Addenda to Master Contracts with ACES, Inc., and Autism Behavior Consultants for the 2004/05 school year as established from the Individual Educational Program.
7. It is recommended that the Board of Education approve eleven new individual contracts for a total Individual Education Cost (IEP) of \$111,093.00 through the 2005/06 school year, as established from the Individual Educational Program.
8. It is recommended that the Board of Education approve four parent reimbursement contracts for a total Individual Education Cost (IEP) of \$12,090.00 through the 2005/06 school year, as established from the Individual Educational Program.
9. It is recommended that the Board of Education approve the award of Dairy Products Contract #03-06 to Hollandia Dairy.
10. It is recommended that the Board of Education approve the award of Bakery Products Contract #02-06 to Galasso's Bakery.
11. It is recommended that the Board of Education approve the revisions to the Coastline Regional Occupational Program Joint Powers Agreement as submitted.
12. It is recommended that the Board of Education enter into an agreement with JFK Transportation Services who can provide services as needed to the Newport-Mesa Unified School District Transportation Department in an amount not-to-exceed \$3,000 for the period of July 1, 2004 through June 30, 2005.
13. It is recommended that the Board of Education enter into an agreement with Huntington Beach Union High School District who can provide services as needed to the Newport-Mesa Unified School District Transportation Department in an amount not-to-exceed \$2,000 for the period July 1, 2004 through June 30, 2005.
14. It is recommended that the Board of Education approve the agreement between the Orange County Superintendent of Schools and Newport-Mesa Unified School District to provide professional development services in the amount of \$1,775.00 commencing May 1, 2005 and ending on June 30, 2005.
15. It is recommended that the Board of Education approve an amendment to the agreement between All American Inspection and the Newport-Mesa Unified School District to provide inspection services for relocatable buildings at Newport Coast Elementary School in an amount not-to-exceed \$750.00.
16. It is recommended that the Board of Education authorize the Assistant Superintendent of Business Services to execute the amendment to the Public Agency Retirement Services Plan to be legally compliant with existing law.
17. It is recommended that the Board of Education authorize the Assistant Superintendent of Business Services to enter into a contract for third-party administration of benefit services with Conexis at the rates described and in an amount not-to-exceed \$48,205.30 for 2005/06.

18. It is recommended that the Board of Education adopt the State of California's Interim Evaluation Instrument (IEI) form and authorize the use of the IEI form for certification of inspection compliance.
19. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 17-05.
20. Approval is recommended of Certificated Employees' Leave of Absence Register No. 18-05.
21. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 15-05.
22. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 19-05.
23. Approval is recommended of Classified Employees' Resignation/Termination Register No. 19-05.
24. Approval is recommended of Classified Employees' Leave of Absence Register No. 17-05.
25. Approval is recommended of Gift Register No. 18-05.
26. Approval is recommended of Accounting Register No. 18-05.
27. Approval is recommended of Measure A Accounting Register No. 18-05.
28. Approval is recommended of Purchasing Report No. 18-05.
 - a. Approval of Purchase Order Report covering period May 16, 2005 through June 5, 2005 in the amount of \$809,843.89.
 - b. Approval of Travel Approval Request Report covering period May 16, 2005 through June 5, 2005.
 - c. Approval of Transfer of Equipment Report covering period May 16, 2005 through June 5, 2005.
 - d. Renewal of Contract #102-02 for reproduction and document management services with Internet Blueprint for the period of June 11, 2005 through June 10, 2006 with no price increase.
 - e. Grant permission to use piggyback Contract #X4000000187 with County of Orange and General Petroleum to purchase unleaded fuel at quantities sufficient to meet the needs of the Newport-Mesa Unified School District.
 - f. Grant permission to advertise for Bid #139-05, relocation of portable buildings, districtwide, and authorize the Assistant Superintendent of Business Services to award the bid, sign a contract and issue a Notice to Proceed to the lowest qualified bidder.
 - g. Grant permission to advertise for Bid #140-05, diesel fuel with dipetone additive to meet the needs of the Newport-Mesa Unified School District Transportation Department.
 - h. Grant permission to advertise for Bid #141-05, sale or disposal of surplus property (portable buildings) currently located at Kaiser, Paularino, Sonora and Wilson Elementary Schools.
29. Approval is recommended of Measure A Purchasing Report No. 18-05A.
 - a. Award Bid/Contract #129-05 Corona del Mar High School Phase O Electrical to Mel Smith Electrical and ratify the Notice to Proceed to commence work at Corona del Mar High School.
 - b. Award Bid/Contract #124-05 Newport Elementary School Modernization to SMC Construction Company in the amount of \$3,379,418.00 and ratify the Notice to Proceed to commence work at Newport Elementary School.
 - c. Award Bid/Contract #133-05 Fire Lane and Parking Lot at California Elementary School Measure A to SMC Construction Company and ratify the Notice to Proceed to commence work at California Elementary School.

- d. Direct that a Notice of Completion be filed for the work through Contract #109-03 to Mackone Development at Ensign Intermediate School Measure A Modernization in an amount not-to-exceed \$5,852,339.33.
30. Approval is recommended of Measure A Operations Report No. 18-05.
- a. Approval of Change Orders #20 and #21 with Allied e Corp for Davis School in the amount of \$25,245.00.
 - b. Approval of Amendment #6 – LPA Architects for additional services at Corona del Mar High School in the amount of \$20,000.
 - c. Approval of Amendment #3 – Magdalena Enterprises for construction inspection services in an amount not-to-exceed \$702,728.00.
 - d. Approval of Amendment #6 – HMC Architects for additional services at College Park Elementary School in the amount of \$57,000.
 - e. Approval of Change Order #4 with Mackone Development for Newport Harbor High School in the amount of \$25,338.80.
 - f. Approval of Change Order #2 with SMC Construction for California Elementary School in the amount of \$12,438.00.
 - g. Approval of Change Order #1 with SMC Construction for Adams Elementary School in the amount of \$60,905.05.
31. Approval is recommended of Independent Contractors’ Register No. 19-05.

Motion by _____ Seconded by _____ Vote _____

❖ **INTRODUCTION OF STAFF**

❖ **DISCUSSION/ACTION**

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| <p>32. DISTRICT ENGLISH LEARNER ADVISORY COMMITTEE (DELAC) ANNUAL REPORT TO THE BOARD OF EDUCATION.
It is recommended that the Board of Education receive the Annual Report.</p> | <p>DISCUSSION
/ACTION</p> |
| <p>Motion by _____ Seconded by _____ Vote _____</p> | |
| <p>33. REVIEW OF UNDERFUNDED STATE AND FEDERAL MANDATED PROGRAMS.
Staff will provide an informational update on underfunded State and Federal Mandated Programs. This is a continuous agenda item.</p> | <p>DISCUSSION</p> |
| <p>34. MEASURE A PROGRAM INFORMATIONAL UPDATE.
Staff will provide an informational update on current activities occurring within the Measure A Program. This is a continuous agenda item.</p> | <p>DISCUSSION</p> |
| <p>35. REPORT AND RECOMMENDATIONS FROM THE SUPERINTENDENT’S FACILITY ADVISORY COMMITTEE.
Chairman Mark Buchanan will present the recommendations of the committee to Superintendent and Board of Education.</p> | <p>DISCUSSION</p> |

- 36. DEFERRED MAINTENANCE FIVE-YEAR PLAN.** DISCUSSION
It is recommended that the Board of Education receive the Plan as presented. /ACTION
Motion by _____ Seconded by _____ Vote _____
- 37. EARLY COLLEGE HIGH SCHOOL DRAFT PROPOSAL.** DISCUSSION
It is recommended that the Board of Education approve the submission /ACTION
of the Early College High School program to the Bill and Melinda Gates
Foundation, and contingent upon receipt of grant funds, to implement
planning in the 2005/06 school year.
Motion by _____ Seconded by _____ Vote _____
- 38. ADOPTION OF SECONDARY TEXTBOOKS.** DISCUSSION
It is recommended that the Board of Education adopt the secondary /ACTION
textbooks as presented.
Motion by _____ Seconded by _____ Vote _____
- 39. APPROVAL OF ADDITIONS TO THE HIGH SCHOOL COURSE OF STUDY.** DISCUSSION
It is recommended that the Board of Education approve the additions to the /ACTION
high school course of study as presented.
Motion by _____ Seconded by _____ Vote _____
- 40. ADOPTION OF RESOLUTION NO. 39-06-05 APPROVING THE CONTRACT AGREEMENT BETWEEN THE NEWPORT-MESA UNIFIED SCHOOL DISTRICT AND THE STATE DEPARTMENT OF REHABILITATION TO FUND THE TPP/T2 PROGRAM FOR FISCAL YEAR 2005/06 AND AUTHORIZING SIGNATURE AUTHORITY.** DISCUSSION
Adoption of Resolution No. 39-06-05 is recommended. /ACTION
Motion by _____ Seconded by _____

ROLL CALL VOTE:

_____ Mrs. Black	_____ Mrs. Sneen, Clerk
_____ Mr. Egan	_____ Mr. Brooks, Vice President
_____ Mrs. Fluor	_____ Mrs. Stokes, President
_____ Mrs. Franco	

41. ADOPTION OF RESOLUTION NO. 40-06-05 AUTHORIZING SIGNATURES FOR NEWPORT-MESA UNIFIED SCHOOL DISTRICT FLEXIBLE BENEFIT PLAN ACCOUNT FOR WELLS FARGO BANK EFFECTIVE JUNE 15, 2005.

DISCUSSION
/ACTION

Adoption of Resolution No. 40-06-05 is recommended.

Motion by _____ Seconded by _____

ROLL CALL VOTE:

_____ Mrs. Black	_____ Mrs. Sneen, Clerk
_____ Mr. Egan	_____ Mr. Brooks, Vice President
_____ Mrs. Fluor	_____ Mrs. Stokes, President
_____ Mrs. Franco	

42. APPROVAL OF STATE CATEGORICAL (II/USP) GRANT BUDGET REVISIONS FOR COSTA MESA HIGH SCHOOL.

DISCUSSION
/ACTION

It is recommended that the Board of Education approve the budget revisions for the State Categorical II/USP grant for Costa Mesa High School as presented.

Motion by _____ Seconded by _____

Vote _____

43. SET PUBLIC HEARING FOR THE 2005/06 ALL FUNDS TENTATIVE BUDGET.

DISCUSSION
/ACTION

It is recommended that the Board of Education set a public hearing for the 2005/06 All Funds Tentative Budget on Tuesday, June 28, 2005 at 7:05 p.m. in the District Education Center, Boardroom.

Motion by _____ Seconded by _____

Vote _____

44. SET PUBLIC HEARING FOR THE SELPA-WIDE ANNUAL SERVICE DELIVERY PLAN AND THE SELPA-WIDE ANNUAL BUDGET PLAN FOR 2004/05.

DISCUSSION
/ACTION

It is recommended that the Board of Education set a public hearing for the SELPA-wide Annual Service Delivery Plan and the SELPA-wide Annual Budget Plan for 2004/05 on Tuesday, June 28, 2005 at 7:05 p.m. in the District Education Center, Boardroom.

Motion by _____ Seconded by _____

Vote _____

45. SET THE SUMMER BOARD MEETING SCHEDULE.

DISCUSSION
/ACTION

It is recommended that the Board of Education modify their summer meeting schedule as follows:

- Proceed with the regularly scheduled meeting dates of July 12 and August 23, 2005.
- Cancel the regularly scheduled meetings of July 26 and August 9, 2005.
- Add a special meeting on Tuesday, September 6, 2005.
- Authorize the Board President to call additional special Board meetings, if needed.

Motion by _____ Seconded by _____

Vote _____

❖ **INFORMAL REPORTS**

- 46. Superintendent
- 47. Assistant Superintendents
- 48. Board Members
- 49. Legislative Representative
- 50. CROP Report

❖ **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.

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. If appropriate, consistent with Board Policy three or more members of the Board may direct the Superintendent to schedule an item for a future Board agenda.

When addressing the Board, please state your name and address for the record.

51. ADJOURNMENT, _____ p.m.

ACTION

❖ **CLOSED SESSION**

Education Center – Superintendent’s Office Conference Room

Public Employee Evaluation

Title: Superintendent

(Pursuant to Education Code §54957)

52. ADJOURNMENT OF CLOSED SESSION, _____ p.m.

ACTION