

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

July 12, 2005

❖ **STUDY SESSION 4:00 P.M.**

Education Center – Roderick H. MacMillian Board Meeting Room

Update on instructional practices

❖ **CLOSED SESSION 5:30 P.M.**

Education Center – Superintendent's Office Conference Room

1. Student Retention Appeal

(Pursuant to Education Code §35146)

2. Student Discipline

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

3. Conference With Labor Negotiator

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

4. Conference with Legal Counsel - Anticipated Litigation

Significant exposure to litigation pursuant to Government Code §54956.9(b) – one potential case.

5. Personnel: Public Employee Discipline/Dismissal/Release

(Pursuant to Government Code §54957)

❖ **RECESS 6:30 P.M.**

Education Center – Superintendent's Office Conference Room

❖ **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

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 June 7, 2005 Special Meeting.
o June 14 and 15, 2005 Regular and Continued meeting.
o June 28, 2005 Regular Meeting.
o June 30, 2005 Special 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.

❖ **PARENT LIAISON REPORT**

❖ **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 three new individual contracts for a total Individual Education Cost (IEP) of \$33,730.00 through the 2005/06 school year, as established from the Individual Educational Program.
7. It is recommended that the Board of Education approve two parent reimbursement contracts for a total Individual Education Cost (IEP) of \$44,750.00 through the 2005/06 school year, as established from the Individual Educational Program.
8. It is recommended that the Board of Education approve two special education master contracts with Wertheimer Gale and Associates and Write Start Pediatrics as established from the Individual Educational Program for 2004/05 and 2005/06.
9. It is recommended that the Board of Education approve a General Release and Settlement Agreement SEHO Case No. SN05-00376 in the amount of \$4,000 pursuant to the laws of the State of California.
10. It is recommended that the Board of Education approve the total amount of reimbursements that have complete documentation for expenses authorized by the Agreement for SEHO Case No. SN05-00161 in the amount of \$17,958.50.
11. It is recommended that the Board of Education approve the General Release and Settlement Agreement SEHO Case No. SN05-00214 in the amount of \$17,499.50 pursuant to the laws of the State of California.

12. It is recommended that the Board of Education accept the School Assistance and Intervention (SAIT) Team School Improvement Report for College Park Elementary School.
13. It is recommended that the Board of Education authorize the Superintendent to apply for funding under the 2005/06 Consolidated Application for Funding Categorical Programs/Part I for the school year 2005/06.
14. It is recommended that the Board of Education approve the waiver of the successful passage of the California High School Exit Exam (CAHSEE), in compliance with Education Code 56101 for student identified as CAHSEE-2005-02.
15. It is recommended that the Board of Education approve the Agreement No. F04-25 between California State University, Fullerton and Newport-Mesa Unified School District to provide educational design and development support for the creation of two online courses – American Democracy and Economics in the amount of \$20,000; and approval of Agreement No. F05-01 to provide technical support for the online course instructors and students enrolled in American Democracy and Economics in the amount of \$10,000 for a total agreement cost of \$30,000.
16. It is recommended that the Board of Education approve the Agreement with Vanguard University for the America Reads/Counts Program for the period July 1, 2005 through June 30, 2006.
17. It is recommended that the Board of Education approve Amendment #2 with the City of Costa Mesa for the purpose of providing a School Resource Officer Program through June 30, 2006.
18. It is recommended that the Board of Education approve Amendment #3 with the City of Newport Beach for the purpose of providing a School Resource Officer Program through June 30, 2006.
19. It is recommended that the Board of Education approve the three-year agreement with Hazelrigg Risk Management Services, Inc., for the administration of the District's worker's compensation program, beginning July 1, 2005 in an amount not-to-exceed \$136,500 annually for the period 2005/06; \$143,250 annually for the period 2006/07; and \$150,000 annually for the period 2007/08.
20. It is recommended that the Board of Education approve Amendment #2 Bi-Tech System Support Implementation and Software Support Service Agreement between the Orange County Department of Education and the Newport-Mesa Unified School District for the period July 1, 2005 through June 30, 2006 for an amount not-to-exceed \$90,369.00.
21. It is recommended that the Board of Education approve Amendment #3 between the Orange County Department of Education and the Newport-Mesa Unified School District for the Bi-Tech System - Human Resources Module - for the period July 1, 2005 through June 30, 2006 for an amount not-to-exceed \$49,094.00.
22. It is recommended that the Board of Education approve the agreement between the Orange County Department of Education and the Newport-Mesa Unified School District for development and implementation of a payroll time and attendance system for the period July 1, 2005 through June 30, 2006 for an amount not-to-exceed \$50,214.00.
23. It is recommended that the Board of Education authorize the Assistant Superintendent of Business Services to enter into a contract with Managing Business Solutions, Inc., at a not-to-exceed price of \$25,750 for the purpose of the certification of relocatable buildings.
24. It is recommended that the Board of Education receive the Williams Uniform Complaint Quarterly Report covering the period of April 1, 2005 through June 30, 2005.

25. It is recommended that the Board of Education approve payment of the 2005/06 California School Boards Association annual membership dues in the amount of \$11,044.00 and approval of the annual Education Legal Alliance Membership dues in the amount of \$2,761.00, for a total cost of \$13,805.00.
26. It is recommended that the Board of Education ratify payment of the 2005/06 National School Boards Association annual membership dues in the amount of \$3,500.00.
27. It is recommended that the Board of Education approve payment of the 2005/06 Orange County School Boards Association annual membership dues in the amount of \$100.00.
28. It is recommended that the Board of Education approve payment of the 2005/06 Corona del Mar Chamber of Commerce annual membership dues in the amount of \$300.00.
29. It is recommended that the Board of Education approve payment of the 2005/06 Newport Harbor Chamber of Commerce annual membership dues in the amount of \$325.00.
30. It is recommended that the Board of Education approve payment of the 2005/06 Costa Mesa Chamber of Commerce annual membership dues in the amount of \$435.00.
31. It is recommended that the Board of Education approve the requests of seven certificated employees for participation in the Reduced Workload Program per Education Codes 22724, 4492, 87843, and 89516.
32. It is recommended that the Board of Education approve the STRS Post-Retirement Earning Limitation Exemption Request for Fred Gill at Costa Mesa High School effective August 31, 2005.
33. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 01-06.
34. Approval is recommended of Certificated Employees' Leave of Absence Register No. 01-06.
35. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 01-06.
36. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 01-06.
37. Approval is recommended of Classified Employees' Resignation/Termination Register No. 01-06.
38. Approval is recommended of Classified Employees' Leave of Absence Register No. 01-06.
39. Approval is recommended of Gift Register No. 20-05.
40. Approval is recommended of Accounting Register No. 20-05.
41. Approval is recommended of Measure A Accounting Register No. 20-05.
42. Approval is recommended of Purchasing Report No. 20-05.
 - a. Approval of Purchase Order Report covering period June 20, 2005 through June 27, 2005 in the amount of \$275,296.30.
 - b. Approval of Travel Approval Request Report covering period June 20, 2005 through June 27, 2005.
 - c. Approval of Transfer of Equipment Report covering period June 20, 2005 through June 27, 2005.
 - d. Ratify Award of Bid #139-05 – relocation of portable buildings to Meadows Construction.

- e. Approve renewal of annual maintenance agreement with Wiztec, Inc., for equipment located within the Information Technology Department.
 - f. Ratify Renewal of La Habra piggyback Bid #2003-01 for the acquisition of relocatable classrooms.
 - g. Approval of amended permission to advertise and award Bid #140-05 –diesel fuel with Dipetane Additive.
43. Approval is recommended of Measure A Purchasing Report No. 20-05A.
- a. Award Bid/Contract #134-05 College Park Interim Housing Increment 2 to Mel Smith Electric and ratify the Notice to Proceed to commence work at College Park Elementary School.
 - b. Award Bid/Contract #136-05 Killybrooke Interim Housing Increment 2 to Pacific General Contractors and ratify the Notice to Proceed to commence work at Killybrooke Elementary School.
44. Approval is recommended of Independent Contractors’ Register No. 01-06.

Motion by _____ Seconded by _____ Vote _____

❖ **INTRODUCTION OF NEW STAFF**

❖ **DISCUSSION/ACTION**

45. REVIEW OF UNDERFUNDED STATE AND FEDERAL MANDATED PROGRAMS. DISCUSSION

Staff will provide an informational update on underfunded State and Federal Mandated Programs. This is a continuous agenda item.

46 MEASURE A PROGRAM INFORMATIONAL UPDATE. DISCUSSION

Staff will provide an informational update on current activities occurring within the Measure A Program. This is a continuous agenda item.

47. PEER ASSISTANCE AND REVIEW ANNUAL REPORT. DISCUSSION

It is recommended that the Board of Education receive the Annual Report.

/ACTION

Motion by _____ Seconded by _____ Vote _____

48. APPROVAL OF TENTATIVE AGREEMENT BETWEEN CALIFORNIA STATE EMPLOYEES ASSOCIATION (CSEA) CHAPTER 18 AND THE NEWPORT-MESA UNIFIED SCHOOL DISTRICT. DISCUSSION

Approval of the Tentative Agreement is recommended.

/ACTION

Motion by _____ Seconded by _____ Vote _____

49. APPROVAL OF COMPENSATION SALARY PACKAGE FOR ADMINISTRATIVE, SUPERVISORY/CONFIDENTIAL EMPLOYEES FOR THE 2005/06 AND 2006/07 SCHOOL YEARS. DISCUSSION

Approval of the Compensation Salary Package for Administrative, Supervisory/Confidential is recommended.

/ACTION

Motion by _____ Seconded by _____ Vote _____

50. APPROVAL OF REQUESTS FOR WAIVERS OF INSTRUCTIONAL MINUTES FOR 2005/06 SCHOOL YEAR.

DISCUSSION
/ACTION

Approval of the instructional minute waiver requests for the 2005/06 school year is recommended.

Motion by _____ Seconded by _____

Vote _____

51. APPROVAL OF LIST AUTHORIZING SIGNATURE AUTHORITY FOR VARIOUS DISTRICT ACCOUNTS.

DISCUSSION
/ACTION

Approval of the list authorizing signatures for the Newport-Mesa Unified School District accounts located at Bank of America for Corona del Mar High School is recommended.

Motion by _____ Seconded by _____

Vote _____

52. SET PUBLIC HEARING – 2005/06 ALL FUNDS FINAL BUDGET.

DISCUSSION
/ACTION

It is recommended that the Board of Education set a public hearing for the 2005/06 All Funds Final Budget on Tuesday, September 6, 2005 in the District Education Center Boardroom located at 2985-A Bear Street, Costa Mesa, Ca., at approximately 7:05 p.m.

Motion by _____ Seconded by _____

Vote _____

53. ADOPTION OF RESOLUTION NO. 01-07-06 AUTHORIZING THE ESTABLISHMENT AND MAINTENANCE OF SITE REVOLVING CASH FUNDS.

DISCUSSION
/ACTION

Adoption of Resolution No. 01-07-06 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	

54. ADOPTION OF RESOLUTION NO. 02-07-06 EXCUSING THE ABSENCES OF BOARD MEMBERS FLUOR AND BLACK FROM THE REGULAR BOARD MEETING OF JUNE 28, 2005 DUE TO ATTENDANCE AT AN EDUCATION CONFERENCE.

DISCUSSION
/ACTION

Adoption of Resolution No. 02-07-06 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	

❖ **INFORMAL REPORTS**

55. Superintendent

56. Assistant Superintendents

57. Board Members

58. Legislative Representative

59. 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.

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60. ADJOURNMENT, _____ p.m.

ACTION

❖ **CLOSED SESSION**

Education Center – Superintendent’s Office Conference Room

Public Employee Evaluation

Title: Superintendent

(Pursuant to Education Code §54957)

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

ACTION