

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

October 11, 2005

❖ **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 Legal Counsel - Anticipated Litigation**

Significant exposure to litigation pursuant to Government Code §54956.9(b) -two potential cases.

❖ **RECESS 5:30 P.M.**

Education Center – Superintendent's Office Conference Room

❖ **PRESENTATION 6:00 P.M.**

Education Center - Roderick H. MacMillian Board Meeting Room

RECOGNITION OF PRIDE (Proudly Recognizing Individuals Demonstrating Excellence)

Recipients

- ★ *Sharon Ball*
- ★ *Ann Brown*
- ★ *Sue Crawford*
- ★ *Susan Curtin*
- ★ *Anne Dorman*
- ★ *Kathy Dugan*
- ★ *Maritza Du Lac*
- ★ *Megan Field*
- ★ *Brad Gray*
- ★ *Gail Hunt*
- ★ *Keira Kirby*
- ★ *Deidre Kushner*
- ★ *Neil Malkus*
- ★ *Bev McKeehan*
- ★ *Charlene Metoyer*
- ★ *Lori Redelsheimer*
- ★ *Susan Stokes*
- ★ *Janet Sugiyama*
- ★ *Diane Tagami*
- ★ *Annie Younglove*

❖ **RECEPTION 6:30 P.M.**

The Board will host a reception in the courtyard to honor the PRIDE recipients.

❖ **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
_____ Sarah Grabarsky, Co- Rep -Costa Mesa HS
_____ Tu Nguyen, Co- Rep -Costa Mesa HS
_____ Nicole Wall, Newport Harbor HS
_____ Mark Morihoro, Alternate -Newport Harbor HS
_____ Susan Moheimani, Corona Del Mar HS
_____ Devon Metkovich, Estancia HS
_____ Bridgette Gleason, Alternate -Estancia HS
_____ Elizabeth Crosby, OC Middle College HS
_____ Daniel DeArakal, Alternate -OC Middle College HS
_____ Devin Meaders, Co-Rep -Back Bay/Monte Vista HS
_____ Alyssa Vega, Co-Rep -Back Bay/Monte Vista HS
_____ Stephany Salza, Co-Rep- Back Bay/Monte Vista HS
_____ James Cochran, Co-Rep - Back Bay/Monte Vista 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
- o *September 6, 2005 Special Meeting*
 - o *September 13, 2005 Regular Meeting*
 - o *September 27, 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.

❖ **STUDENT BOARD MEMBER REPORTS**

❖ **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 nineteen new individual contracts for a total Individual Education Cost (IEP) of \$161,585.00 through the 2006/07 school year, as established from the Individual Educational Program.
7. It is recommended that the Board of Education approve four parent reimbursement contracts for a total Individual Education Cost (IEP) of \$4,111.00 through the 2006/07 school year, as established from the Individual Educational Program.

8. It is recommended that the Board of Education ratify one Master Contract for 2004/05 with Provo Canyon School-Orem Campus and; approve three Master Contracts for 2005/06 with Autism Spectrum Consultants, Inc., Irvine Therapy Services, Inc., and St. Joseph Home Care Services; and approve two addenda to existing Master Contracts with Sandra Shigetomi-Toyama and Speech and Language Development Center as established from the Individual Educational Program through the 2006/07 school year.
9. It is recommended that the Board of Education ratify 55 individual service contracts for students who were on existing individual contracts in 2004/05 with a renewal IEP (Individual Educational Plan) date of July 1, 2005 through October 1, 2005 and continuing through the 2006/07 school year.
10. It is recommended that the Board of Education approve the Final Compromise and Release Agreement SEHO Case No. SN05-01816 in the amount of \$42,490.00 pursuant to the laws of the State of California.
11. It is recommended that the Board of Education approve an adjustment to a General Release and Settlement Agreement SEHO Case No. SN-05-01681 and SN04-01868 in the amount of \$1,000.00 pursuant to the laws of the State of California.
12. It is recommended that the Board of Education approve the AB466 Mathematics Training Memorandum of Understanding with Orange County Department of Education in an amount of \$32,250.00.
13. It is recommended that the Board of Education authorize the Deputy Superintendent and Chief Business Official to negotiate and enter into an agreement with Blue Cross of California to provide the services necessary for the retiree drug subsidy program in an amount not-to-exceed \$12,000.
14. It is recommended that the Board of Education approve Change Order #1 for ADvTech Environmental, Inc., in the amount of \$15,000.00 for consulting services for underground storage tank regulatory compliance requirements and quarterly inspections bringing the total contract price to \$90,000.00.
15. It is recommended that the Board of Education approve the Lease Agreement between Child Development, Inc., and Newport-Mesa Unified School District at Lindbergh for the period August 1, 2005 through June 30, 2006.
16. It is recommended that the Board of Education approve Amendment #2 to the Agreement between Newport-Mesa Unified School District and First American Title Company to perform title searches on District owned property for the period ending October 31, 2005.
17. Approval is recommended of Certificated Employees' Resignation/Termination Register No. 05-06.
18. Approval is recommended of Certificated Employees' Leave of Absence Register No. 05-06.
19. Approval is recommended of Certificated Employees' Appointment/Reassignment Register No. 05-06.
20. Approval is recommended of Classified Employees' Appointment/Reassignment Register No. 05-06.
21. Approval is recommended of Classified Employees' Resignation/Termination Register No. 05-06.
22. Approval is recommended of Classified Employees' Leave of Absence Register No. 04-06.
23. Approval is recommended of Gift Register No. 03-06.

24. Approval is recommended of Accounting Register No. 04-06.
25. Approval is recommended of Measure A Accounting Register No. 04-06.
26. Approval is recommended of Purchasing Report No. 04-06.
 - a. Approval of Purchase Order Report covering period September 17, 2005 through September 30, 2005.
 - b. Approval of Travel Approval Report covering period September 17, 2005 through September 30, 2005.
 - c. Approval of Transfer of Equipment Report covering period September 17, 2005 through September 30, 2005.
 - d. Ratify Change Orders #1-3 to Bid #119-05 with Long Beach Roofing for Roofing Repair/Replacement at various District locations.
 - e. Renewal of Contract #105-05 with Giannelli Electric for the period of October 26, 2005 through October 26, 2006.
 - f. Approve renewal of Contract #2004- ACS 1 with Cardinal Environmental Consultants, Inc., for the period of November 18, 2005 through November 17, 2006.
 - g. Approval renewal of Contract #114-05 with General Monitoring Services for the period of November 9, 2005 through November 8, 2006 with no price increase.
 - h. Direct that a Notice of Completion be filed for the resurfacing work through Contract #118-05 to Roy's Flooring at Estancia and Ensign Schools in an amount not-to-exceed \$75,200.00.
27. Approval is recommended of Measure A Purchasing Report No. 04-06A.
 - a. Ratify award and notice to proceed of Bid #102-06 Andersen Elementary School Measure A Modernization to Macerich Construction in the amount of \$1,439,000.00.
28. Approval is recommended of Measure A Operations Report No. 04-06.
 - a. Approve Amendment #2 to the Agreement between Newport-Mesa Unified School District and Kleinfelder, Inc., to perform the services outlined in the Board memo in an amount not-to-exceed \$20,547.00.
 - b. Approve Change Order #6 with Mackone Development for Newport Harbor High School in the amount of \$109,319.55.
 - c. Approve Change Orders #2 and #3 with SMC Construction for Adams Elementary School in the amount of \$152,733.85.
 - d. Approve Change Order #3 with SMC Construction for California Elementary School in the amount of \$61,920.19.
29. Approval is recommended of Independent Contractors' Register No. 05-06.

Motion by _____ Seconded by _____

Vote _____

❖ **DISCUSSION/ACTION**

30. MEASURE A PROGRAM INFORMATIONAL UPDATE.

DISCUSSION

Staff will provide an informational update on current activities occurring within the Measure A Program.

31. ADOPTION OF RESOLUTION NO. 11-10-06 – SUPPORTING THE 2005/06 UNITED WAY CAMPAIGN.

DISCUSSION
/ACTION

Adoption of Resolution No. 11-10-06 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	

32. ADOPTION OF RESOLUTION NO. 12-10-06 – ESTABLISHING THE MEASURE F EQUITY ADVISORY COMMITTEE AND AUTHORIZING NECESSARY ACTIONS IN CONNECTION THEREWITH.

DISCUSSION
/ACTION

Adoption of Resolution No. 12-10-06 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	

33. ADOPTION OF RESOLUTION NO. 13-10-06 – ESTABLISHING THE MEASURE F CITIZENS’ OVERSIGHT COMMITTEE AND AUTHORIZING THE NECESSARY ACTIONS IN CONNECTION THEREWITH.

DISCUSSION
/ACTION

Adoption of Resolution No. 13-10-06 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	

34. ADOPTION OF RESOLUTION NO. 14-10-06 – IN SUPPORT OF RED RIBBON WEEK OCTOBER 22-28, 2005.

DISCUSSION
/ACTION

Adoption of Resolution No. 14-10-06 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	

- 35. SET A PUBLIC HEARING – COMPLIANCE WITH REQUIREMENTS OF EDUCATION CODE SECTIONS 60119 AND 60422(B) SUFFICIENCY OF TEXTBOOKS OR INSTRUCTIONAL MATERIALS THAT ARE CONSISTENT WITH THE CONTENT AND CYCLES OF THE CURRICULUM FRAMEWORK FOR 2005/06.** DISCUSSION /ACTION

It is recommended that the Board of Education set a public hearing on Tuesday, October 25, 2005 at approximately 7:05 p.m. in the District Education Center pursuant to Education Code Section 60119.

Motion by _____ Seconded by _____ Vote _____

- 36. APPROVAL OF LIST AUTHORIZING SIGNATURE AUTHORITY FOR VARIOUS DISTRICT ACCOUNTS.** DISCUSSION /ACTION

It is recommended that the Board of Education approve the list authorizing signatures for Newport Harbor High School accounts located at Bank of America, California First National and Orange County Teachers' Federal Credit Union.

Motion by _____ Seconded by _____ Vote _____

- 37. APPROVAL OF CHANGE IN NOVEMBER 2005 BOARD MEETING SCHEDULE.** DISCUSSION /ACTION

It is recommended that the Board of Education take the following action relative to the November 2005 Board meeting schedule:

- Cancel the November 8, 2005 Regular Board Meeting.
- Schedule a Special Board Meeting/Study Session for November 15, 2005 and;
- Proceed with the regularly scheduled Board Meeting on November 22, 2005.

Motion by _____ Seconded by _____ Vote _____

❖ **INFORMAL REPORTS**

38. Superintendent

39. Assistant Superintendents

40. Board Members

41. Legislative Representative

42. 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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43. ADJOURNMENT, _____ p.m.

ACTION