

NEWPORT-MESA UNIFIED SCHOOL DISTRICT
Regular Meeting of the Board of Education
District Education Center
Roderick H. MacMillian Board Meeting Room
2985-A Bear Street, Costa Mesa
April 26, 2005

Call to Order The regular meeting of the Board of Education of the Newport-Mesa Unified School District was called to order by the President Serene Stokes, at 3:45 p.m., on Tuesday, April 26, 2005 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.

Study Session The Board met in a study session and reviewed the following items with presentations by staff and students:

1. Update on the Advancement Via Individual Determination (AVID) Program.
2. Presentation on the Puente Project at Estancia High School.
3. Presentation –Introduction to the Standardized Emergency Management System (SEMS).
4. Update on the 2004/05 Goals and Priorities- due to time constraints, the Board began their review and will plan subsequent study sessions over the next few months to complete the review of the five strategic plan areas of student learning, continuous learning, respect and dignity, partnerships and customer service.

Closed Session At 5:45 p.m., President Stokes announced that the Board of Education would convene in Closed Session to address the following items: Student discipline, conference with labor negotiator and Public Employment Contracts: Title: Assistant Superintendent.

Recess At 6:45 p.m., the Board took a brief recess.

Reconvene/Call to Order At 7:08 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Student Board Member Quinn Bezzio.

Roll Call Members Present
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, Secretary

Administration
Lorri McCune, Assistant Superintendent, Human Resources
Jaime Castellanos, Assistant Superintendent, Secondary Education
Paul Reed, Assistant Superintendent, Business Services
Susan Astarita, Assistant Superintendent, Elementary Education

Student Board Members
Quinn Bezzio, CMHS

Adoption of Agenda Mrs. Fluor moved adoption of the agenda as submitted. Mrs. Black seconded the motion, and it carried unanimously with a 7/0 vote.

Community Input Richard Hoff, Teacher at Middle College High School addressed the Board and invited all to participate in their Senior Project Day on May 19, 2005.

The following community members addressed the Board regarding concerns about the District’s decision to discontinue the position of Tony Valenzuela as Assistant Principal of TeWinkle Intermediate School and the possible effects on the services provided to the Spanish speaking students and their families. Amparo Ames, Community Facilitator assisted with translation for some of the speakers. (Note – accuracy of the spelling of names listed below is based on the recorders ability to interpret from the submitted handwritten cards)

- Fabiola Noel
- Dan Noel
- Rebecca Abundis
- Margarita Ramirez
- Ignacia Abundis
- Elio Tapia
- Maria Gonzalez
- Hermila Roman
- Laura Cervantes
- Elva Rico
- Freddy Cruz
- Oris Priscilla Bugarin
- Rena Gonzalez
- Hilda Moreno
- Mirna Burciaga
- Stephanie Burciaga

At the conclusion of the speakers, Dr. Barbot thanked the speakers for their input. He reiterated that despite any possible changes in personnel on the TeWinkle campus that the services currently being provided will remain in place and hopefully expanded beyond current levels for the 2005/06 school year. He reminded that because this is a personnel issue, the Board and staff is unable to provide any additional comments.

Parent Liaison Report HCPTA liaisons are attending the annual PTA convention in Sacramento this week.

Student Board Members Report Quinn Bezio, substitute student board member for Costa Mesa High School reported on activities occurring at the campus this week.

Consent Calendar *Mrs. Franco moved approval of the Consent Calendar with the exception of item #'s 13 and 22. Mrs. Black seconded the motion, and it carried unanimously with a 7/0 vote.*

5. Approved one new Master Contract with Autism Behavior Consultants and 1 addendum to an existing Master Contract with Speech and Language Connection for school year 2004/05 as established from the Individual Educational Program.
6. Approved thirty seven new individual contracts in the amount of \$276,170.75 for school year 2004/05 (\$164,498.75) and school year 2005/06 (\$111,672.00) as established from the Individual Educational Program.
7. Approved eleven parent reimbursement contracts in the amount of \$44,048.57 for school year 2004/05 (\$8,673.57) and school year 2005/06 (\$35,375.00) as established from the Individual Educational Program.
8. Approved the Special Education Final Settlement Agreement and Release Case No.SAVC04-01065 in the amount of

- \$7,500.00 pursuant to the laws of the State of California.
9. Approved the Special Education Final Mediated Only Agreement SEHO Case No. MO05-00078 in the amount of \$28,220.87 pursuant to the laws of the State of California.
 10. Approved the Special Education Final Settlement Agreement and Release SEHO Case No. SN04-02934 in the amount of \$34,926.63 pursuant to the laws of the State of California.
 11. Rejected the claim by Travelers Casualty and Surety Company of America regarding default of construction contract by D.J. Amoroso Construction Company and refer the matter to legal counsel.
 12. Approved the Agreement between Adrianus Resources, Inc., and the Newport-Mesa Unified School District to provide consultation services on matters relating to alternative fuel vehicles for the period of April 1, 2005 through March 31, 2006 in a not-to-exceed amount of \$5,000.
 14. Approved the Agreement between California School Management Group, Inc., and the Newport-Mesa Unified School District for the term April 27, 2005 through April 26, 2006 in an amount not-to-exceed \$35,000.
 15. Approved the Intranet Network Support Services Agreement between the Orange County Department of Education and Newport-Mesa Unified School District for the period July 1, 2005 through June 30, 2006 in an amount not-to-exceed \$9,735.00.
 16. Authorized the Assistant Superintendent of Business Services to enter into an Agreement for Special Services with School Services of California, Inc., for the period of April 1, 2005 through July 1, 2005 at a not-to-exceed cost of \$18,500 plus expenses, for the performance of a study and audit of special education expenditures.
 17. Authorized the purchase of the Transportation Operations Manager (T.O.M.) Field Trip Management Software and WebTrips Software from Gecko Microsolutuions.
 18. Certified that temporary athletic coaches for the Newport-Mesa Unified School District meet certification requirements for the 2004/05 school year.
 19. Approved of Certificated Employees' Leave of Absence Register No. 16-05
 20. Approved of Certificated Employees' Resignation/Termination Register No. 13-05.
 21. Approved of Classified Employees' Appointment/Reassignment Register No. 16-05.
 23. Approved of Gift Register No. 15-05.
 24. Approved of Accounting Register No. 15-05.
 25. Approved of Measure A Accounting Register No. 15-05.
 26. Approved of Purchasing Report No. 15-05.
 - a. Approved Purchase Order Report covering period March 31, 2005 through April 17, 2005 in the amount of \$725,898.46.
 - b. Approved Travel Approval Request Report covering period March 31, 2005 through April 17, 2005.
 - c. Approved Transfer of Equipment Report covering period March 15, 2005 through April 17, 2005.
 - d. Approved renewal of Contract #135-04 with Barrett Robinson, Inc., for window coverings district-wide for the period June 25, 2005 through June 24, 2006.
 - e. Granted permission to use CMAS Contract #3-05-70-

- 2179A with Coastline Micro for computer equipment for the period March 2005 through September 30, 2009.
- f. Granted authorization to initiate an agreement with Danka Enterprises, Laguna Hills, Ca to analyze the district's needs relative to Apple Computer, Inc., and render an opinion regarding the sole sourcing of Apple Computer, Inc., products and services.
- g. Awarded Bid/Contract #119-05 roof repair/replacement at various locations to San Marino Roofing and Long Beach Roofing.
- h. Granted permission to advertise and award for the disposal of solid waste-districtwide, Bid #131-05.
- 27. Approved of Purchasing Report – Measure A No. 15-05A.
 - i. Awarded Bid/Contract #127-05 Newport Elementary School Phase O Electrical to Best Electric.
 - j. Directed that a Notice of Completion be filed for the work through Contract #110-05 to Western Group at Adams Elementary School Interim Housing in an amount not-to-exceed \$846,474.93.
 - k. Directed that a Notice of Completion be filed for the work through Contract #111-03 to PW Construction at College Park Elementary School in an amount not-to-exceed \$2,723,878.93.
 - l. Directed that a Notice of Completion be filed for the work through Contract #111-04 to Cavecche Engineering at Killybrooke Elementary School in an amount not-to-exceed \$2,919,568.00.
 - m. Directed that a Notice of Completion be filed for the work through Contract #112-04 to SMC Construction Company at Sonora Elementary School in an amount not-to-exceed \$3,226,941.00.
- 28. Approved of Measure A Operations Report No. 16-05.
 - n. Approved of Change Order #1 – Les Farrow Excavating – Kaiser Elementary School in the amount of \$30,801.00.
 - o. Approved of Change Order #3 - PW Construction – College Park Elementary School in the amount of \$48,465.05.
 - p. Approved of Change Order #2 – Mackone Development – Newport Harbor High School in the amount of \$101,493.19.
 - q. Approved of Change Order #17 &18 – Mackone Development – Costa Mesa High School in the amount of \$121,766.00.
 - r. Approved of Change Order #10 – Mackone Development – Ensign Intermediate School in the amount of \$133,206.00.
 - s. Approved of Amendment #7 – GKK Architects – additional services – Adams Elementary School in the amount of \$19,275.00.
 - t. Approved of Amendment #14- LPA Architects – additional services – Newport Harbor High School in the amount of \$20,000.
 - u. Approved of Amendment #1 – Trittipio Architecture – additional services – Alternative Education in the amount of \$41,626.65.
 - v. Approved of Amendment #2 – Trittipio Architecture – additional services – Wilson Elementary School in the

amount of \$57,364.40.

- w. Approved of Amendment #2 –P.S. Martin, Inc., - construction inspection services for Measure A sites in an amount not-to-exceed \$30,000.
- x. Approved of Amendment #2 – UCMI, Inc., - construction inspection services in an amount not-to-exceed \$933,257.00.
- y. Approved of Amendment #2 – Magdalena Enterprises, Inc., - construction inspection services in an amount not-to-exceed \$292,728.00.

29. Approved of Independent Contractors’ Register No. 16-05.

Mrs. Black moved approval of the following item pulled by Mrs. Fluor for separate action due to a conflict as she serves on the KOCE-TV Board of Directors. Mrs. Franco seconded the motion and it carried unanimously with a 6/0 vote (Fluor abstained).

13. Ratified the Agreement between TOC/KOCE-TV Foundation, Inc., and Newport-Mesa Unified School District to provide services for the period September 1, 2005 through June 30, 2006 at a fee of \$5,651.10.

Mrs. Fluor moved approval of the following item which she pulled for separate discussion. Board members noted that the resignation register contained the name of Bruce Crockard, a 37 year employee with the District who is retiring after serving as a teacher, principal and currently Director of Classified Personnel with the District. The Board took a moment to honor Mr. Crockard who was in the audience. Mrs. Franco seconded the motion, and it carried unanimously with a 7/0 vote.

22. Approved of Classified Employees’ Resignation/Termination Register No. 16-05.

Informal Reports – Superintendent/ Assistant Superintendents/ Board Members	Bob Kelley, representative from N-MFT announced that N-MFT voted to support the Statewide Education Coalition Rally being held on Tuesday, May 3. N-MFT’s event will be held from 4:00 to 6:00 p.m. at Costa Mesa High School and he encouraged all staff to attend.
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Board members reported on various activities and events they had attended during the past two weeks and shared informational items of interest.

Legislative Report No report.

CROP Report No report.

Audience Participation	Community member Jennifer Bioche addressed the Board regarding the school calendar and the number of breaks on the schedule. Dr. Barbot requested that Mrs. Bioche speak with Dr. McCune to learn more about the process and how she might be able to become involved.
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Report From Closed Session/ Adjournment	President Stokes recited actions taken in Closed Session regarding Student Discipline: In a prior session, the Board of Education took action in student case no. 04-51-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/26/05 through 4/12/06. The student is to attend ACCESS during the expulsion period and must maintain
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acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and complete at least eight counseling sessions for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Franco, seconded by Mrs. Sneen and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-49-76 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/26/05 through 1/30/06 and the expulsion be suspended from September or 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and complete at least eight counseling sessions for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Sneen and seconded by Mrs. Black and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-44-79 to expel the student from the schools of the Newport-Mesa Unified School District for the period of April 26, 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and complete the JADE/Second Chance Program for drug and alcohol abuse as terms for the expulsion agreement. Motion by Mrs. Fluor and seconded by Mrs. Black and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-55-41 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/26/05 through 1/30/06 and the expulsion be suspended from September or 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to attend an intensive counseling program on an ongoing basis as terms for the expulsion agreement. Motion by Mr. Egan and seconded by Mrs. Franco and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-40-78 to expel the student from the schools of the Newport-Mesa Unified School District for the period of April 26, 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and attend at least 8 counseling session for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Franco and seconded by Mrs. Sneen and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-39-78 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/26/05 through 1/30/06 and the expulsion be suspended from September or 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and attend at least 8 counseling sessions for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Fluor and seconded by Mrs. Franco and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-38-77 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 4/26/05 through 1/30/06 and the expulsion be suspended from September of 2005 through January 30, 2006. The student is to attend ACCESS during the expulsion period. The student must maintain acceptable grades, attendance and citizenship while enrolled. The student is to complete 50 hours of community service and attend at least 8 counseling sessions for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Black and seconded by Mrs. Fluor and carried with a 7/0 vote.

At 8:28 p.m., President Stokes announced that the Board would recess into Closed Session for the purpose of Public Employee Evaluation: Title: Superintendent.

Adjournment At 8:50 p.m., President Stokes adjourned the meeting.

Robert J. Barbot, Secretary