

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
May 24, 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 3:40 p.m., on Tuesday, May 24, 2005 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.

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

1. Continued review on the 2004/05 Goals and Priorities- the Board completed their review of the areas of Respect and Dignity and Partnerships and will finalize their review of the areas of Customer Service and highlights of new goals at their June 14 board study session.
2. Karen Kendall presented an update on the English Learner Program and noted that the District hopes to graduate from the EL Comité/State Compliance review program this year. The District has been found in compliance with all areas and has become a statewide model program.

Closed Session At 4:40 p.m., President Stokes announced that the Board of Education would convene in Closed Session to address the following items: Student discipline and Conference with labor negotiator.

Recess At 5:35 p.m., the Board took a brief recess.

PRIDE Presentations The following individuals were recognized as PRIDE (Proudly Recognizing Individuals Demonstrating Excellence” recipients:

- ★ *Wendy Allee*
- ★ *Judy Ayres*
- ★ *Barry Barowitz*
- ★ *Kathleen Burns*
- ★ *Jaime Castellanos*
- ★ *Stacy De Boom*
- ★ *Gabriel Del Real*
- ★ *Melissa Deshazer*
- ★ *Richard Houle*
- ★ *Pat Insley*
- ★ *Chet Malek*
- ★ *Nadia Peregudova*
- ★ *Jantina Perry*
- ★ *Donna Porter*
- ★ *Martha Rankin*
- ★ *Jackie Rooney*
- ★ *Manny Soto*
- ★ *Kristin Stephenson*
- ★ *Silvana Temple*

Additionally, surprise awards were given to Dr. Barbot, Superintendent and Sherri Snyder, Administrative Assistant II, of the Superintendent’s Office.

Minutes of Regular Meeting

**ADOPTED MINUTES
May 24, 2005**

- Recess/Reception At 6:35 p.m., the Board took a brief recess to host a reception in honor of the PRIDE recipients.
- Reconvene/Call to Order At 7:03 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Student Board Member Dana Cabico.
- 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
Dana Cabico, CMHS
- Adoption of Agenda Mrs. Black moved adoption of the agenda as submitted. Mrs. Sneen seconded the motion, and it carried unanimously with a 7/0 vote.
- Adoption of Minutes Mrs. Black moved adoption of the minutes from April 12, 2005 and April 26, 2005 as submitted. Mrs. Franco seconded the motion, and it carried unanimously.
- Community Input No comments.
- Presentations
 - Principal Kelli Smith presented information about the schools Ready to Respond Program with the assistance of students and staff.
 - Cheryl Galloway provided an overview of the 2005/06 GATE Plan and recognized newly Certified GATE teachers.
 - Paul Reed provided an informational update and review on the 2005/06 budget development.
- Parent Liaison Report HCPTA President Michele Graham and Co-President Bernie Redding provided an update on current activities, events and legislative updates.
- Student Board Members Report Dana Cabico, Student Board member from Costa Mesa High School provided information about events and activities occurring at Costa Mesa High School.
- Consent Calendar *Mrs. Franco moved approval of the Consent Calendar as presented. Mrs. Black seconded the motion, and it carried unanimously with a 7/0 vote.*
 6. Approved one new Master Contract with Kids Talk, Center for Speech and Language Pathology Services and one addendum to an existing Master Contract with Speech and Language Connection, Inc., for school year 2004/05 as established from the Individual Educational Program.
 7. Approved seventeen new individual contracts in the amount of \$113,551.25 through 2005/06 as established from the Individual

- Educational Program.
8. Approved three parent reimbursement contracts in the amount of \$12,012.50 through 2005/06 as established from the Individual Educational Program.
 9. Approved the Special Education Final Settlement Agreement and Release Case No. SEHO SN04-02794 in the amount of \$56,100.00 pursuant to the laws of the State of California.
 10. Approved the Special Education Final Settlement Agreement and Release Case No. SEHO SN05-00189 in the amount of \$153,580.60 through 2005/06 pursuant to the laws of the State of California.
 11. Approved Amendment 02 for Agreement Number GPRE-4240 with the California Department of Education for fiscal year 2004/05.
 12. Approved the Contract with Ocean Institute for participation by students from College Park in a science field trip study program.
 13. Approved the award of Food Services Bid #01-06 to the following vendors: US Foodservice, Joseph Webb; A&R Wholesale; Campus Foods and Sysco Food Services, Inc.
 14. Approved the Memorandum of Understanding between Newport-Mesa Unified School District (Newport Harbor High School and Costa Mesa High School) and the Orange County Department of Education for participation in the Small Learning Community (SLC) Orange County Collaborative Program.
 15. Approved the GATE (Gifted and Talented Education) Plan for the 2005/06 school year and authorize submission to the State Department of Education.
 16. Approved the award of contract for architectural services at Newport Coast Elementary School to Michael Merino Architects in an amount not-to-exceed \$8,250.00.
 17. Approved the professional services contract with Six Ten and Associates for mandate reimbursement claim preparation services in an amount not-to-exceed \$65,000 for fiscal year 2005/06.
 18. Approved the setting of a public hearing on the 2005/06 Joint Re-Opener Proposal for the Collective Bargaining Agreement between the California School Employees Association and the Newport-Mesa Unified School District at the regular meeting of the Board of Education on June 14, 2005 at approximately 7:15 p.m. in the District Education Center Boardroom.
 19. Found and determined (1) that a vacancy existed in an administrative position due to circumstances beyond the control of the District (2) that the vacancy occurred on an emergency basis, and (3) that the recruitment process to fill the vacancy on a permanent basis will be extended over several months. Further, the Board approved the submission of a STRS Post Retirement Earnings Limitation Exemption Request for Mr. Robert Metz, Interim Assistant Superintendent of Secondary Education, for the period July 1, 2005 through April 30, 2006.
 20. Approved the 2005/06 Declaration of Need for Fully Qualified Educators.
 21. Approved Certificated Employees' Leave of Absence Register No. 17-05
 22. Approved Certificated Employees' Resignation/Termination Register No. 14-05.
 23. Approved Certificated Employees' Appointment/Reassignment Register No. 16-05.
 24. Approved Classified Employees' Appointment/Reassignment Register No. 18-05.

25. Approved Classified Employees' Leave of Absence Register No. 16-05.
26. Approved Classified Employees' Resignation/Termination Register No. 18-05.
27. Approved Gift Register No. 17-05.
28. Approved Accounting Register No. 17-05.
29. Approved Measure A Accounting Register No. 17-05.
30. Approved Purchasing Report No. 17-05.
 - a. Approved Purchase Order Report covering period April 28, 2005 through May 15, 2005 in the amount of \$2,128,816.51.
 - b. Approved of Travel Approval Request Report covering period April 28, 2005 through May 15, 2005.
 - c. Approved of Transfer of Equipment Report No. 16-05 covering period April 28, 2005 through May 15, 2005.
 - d. Authorized product substitution and price decrease on Contract #104-05 for audio/visual, tv/vcr equipment and furniture with California Western Visuals.
 - e. Renewed Contract #107-03 for disposal of solid waste, year three of a five year period, for the period of July 1, 2005 through June 30, 2006 and the requested rate increase.
31. Approved Purchasing Report – Measure A No. 17-05A.
 - a. Granted Permission to advertise for Bid #134-05 College Park Interim Housing, Increment 2 and authorized the Assistant Superintendent of Business Services to award contract and issue a Notice to Proceed to the lowest qualified bidder.
 - b. Granted Permission to advertise for Bid #135-05 Wilson Interim Housing, Increment 2 and authorized the Assistant Superintendent of Business Services to award contract and issue a Notice to Proceed to the lowest qualified bidder.
 - c. Granted Permission to advertise for Bid #136-05 Killybrooke Interim Housing, Increment 2 and authorized the Assistant Superintendent of Business Services to award contract and issue a Notice to Proceed to the lowest qualified bidder.
 - d. Granted Permission to advertise for Bid #137-05 Sonora Interim Housing, Increment 2 and authorized the Assistant Superintendent of Business Services to award contract and issue a Notice to Proceed to the lowest qualified bidder.
 - e. Granted Permission to advertise for Bid #138-05 Corona del Mar High School Interim Housing, Increment 2 and authorized the Assistant Superintendent of Business Services to award contract and issue a Notice to Proceed to the lowest qualified bidder.
 - f. Awarded and issue Notice to Proceed Bid #125-05 Estancia Modernization project to PW Construction in the amount of \$9,915,000.00.
 - g. Approved amendment to award of Contract #106-05 to Cavecchi Engineering for TeWinkle Intermediate Measure A Modernization in the total contract amount not-to-exceed \$6,304,104.00 and to issue the Notice to Proceed to commence work.
 - h. Directed that a Notice of Completion be filed for the work through Contract #120-04 to Les Farrow

Excavating at Kaiser Elementary School in an amount not-to-exceed \$140,801.80.

- 32. Approved of Measure A Operations Report No. 17-05.
 - a. Approved Change Order # 19 – Mackone Development Inc. – Costa Mesa High School.
 - b. Approved Change Order #1 – Angeles Contractor – Paularino Elementary School.
 - c. Approved Change Order #1 – Cavecche Engineering and Construction – TeWinkle Intermediate School.
 - d. Approved Change Order #3 – Mackone Development Inc., – Newport Harbor High School.
 - e. Approved Change Order #11 – Mackone Development Inc., - Ensign Intermediate School.
 - f. Approved Amendment #6 – Revised – GKK Architects – Additional Services – Killybrooke Elementary School.
 - g. Approved Amendment #5 - Revised – GKK Architects – Additional Services – Sonora Elementary School.
 - h. Approved Amendment #15 – LPA Architects – Additional Services – Newport Harbor High School.
 - i. Approved Amendment #5 – HMC Architects – Additional Services – Estancia High School.
 - j. Approved Amendment #6 – HMC Architects – Additional Services – Davis Elementary School.
 - k. Approved Amendment #7 – HMC Architects – Additional Services – Costa Mesa High School.
 - l. Approved Amendment #4 – GKK Architects – Architectural Services – Wilson Elementary School – Post Measure A Work.
- 33. Approved Independent Contractors’ Register No. 18-05.

Informal Reports – Superintendent/ Assistant Superintendents/ Board Members

Dr. Barbot noted that Newport Harbor High School has received recognition as a Distinguished High School.

Board members reported on various activities and events they had attended during the past two weeks and shared informational items of interest.

Martha Fluor requested that staff look into an agreement with the Measure A Architect firms to confirm if a parking analysis for district sites was also include in the scope of work.

Legislative Report

No report.

CROP Report

No report.

Audience Participation

N-MFT President Jim Rogers addressed the Board thanking them and the administration for their support during his recent surgery.

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. 04-56-79 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 5/24/05 through 1/30/06. The student is to attend ACCESS during the expulsion period and 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. Franco, seconded by Mrs. Fluor and carried with a 7/0 vote.

In a prior session, the Board of Education took action in student case no. 04-58-79 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 5/24/05 through 1/30/06. 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 Mr. Brooks 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. 04-57-72 to expel the student from the schools of the Newport-Mesa Unified School District for the period of May 24, 2005 through January 30, 2006. The expulsion may be suspended if the student completes 8th grade and counseling requirement. During the expulsion period, the student is to attend ACCESS. 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 eight counseling sessions for anger management as terms for the expulsion agreement. Motion by Mrs. Franco 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. 04-52-78 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 5/24/05 through 1/30/06. The expulsion may be suspended if the student completes the rehabilitation plan. Student would then be placed in the AACE Program for the fall semester of 2005. 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 eight counseling sessions for appropriate decision making as terms for the expulsion agreement. Motion by Mrs. Fluor and seconded by Mrs. Sneen and carried with a 7/0 vote.

At 9:04 p.m., President Stokes announced that the Board would recess into Closed Session for the purpose of Public Employee Evaluation: Title: Superintendent.

Adjournment At 9:20 p.m., President Stokes adjourned the meeting.

Robert J. Barbot, Secretary