

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
July 12, 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 4:09 p.m., on Tuesday, July 12, 2005 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.

Study Session The Board met in a study session in the Boardroom for an update on instructional practices with a focus on the secondary high school redesign process. The Board and staff entertained an open dialogue about the current instructional processes and discussed a review of the model schools conference many recently attended. The High School Redesign process is moving forward and staff is continuing to gather data in an effort to move towards implementation. Future study sessions will be scheduled to provide status updates.

Closed Session At 5:35 p.m., President Stokes announced that the Board of Education would convene in Closed Session to address the following items: Student Retention Appeal, Student Discipline, Conference with labor negotiator, Conference with Legal Counsel – Anticipated Litigation, and Public Employee Discipline/Dismissal/Release.

Recess At 6:30 p.m., the Board took a brief recess.

Reconvene/Call to Order At 7:05 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Board Member Judy Franco.

Roll Call Members Present
Serene Stokes, President
Dave Brooks, Vice-President -absent
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
Robert Metz, Interim Assistant Superintendent, Secondary Education
Paul Reed, Assistant Superintendent, Business Services
Susan Astarita, Assistant Superintendent, Elementary Education

Adoption of Agenda Mrs. Black moved adoption of the agenda as submitted. Mrs. Fluor seconded the motion, and it carried unanimously with a 6/0 vote (Brooks absent).

Adoption of Minutes Mrs. Fluor moved adoption of the special meeting minutes of June 7, 2005. Mrs. Black seconded the motion and it carried unanimously with a 5/0 vote, Brooks absent, Franco abstained.

Mrs. Black moved adoption of the regular and continued meeting minutes

of June 14 and 15, 2005. Mrs. Fluor seconded the motion, and it carried unanimously with a 5/0 vote, Brooks absent, Egan abstained.

Mrs. Franco moved adoption of the regular meeting minutes of June 28, 2005. Mrs. Sneen seconded the motion, and it carried unanimously with a 4/0 vote, Brooks absent, Black/Fluor abstained.

Mrs. Franco moved adoption of the special meeting minutes of June 30, 2005. Mrs. Black seconded the motion, and it carried unanimously with a 5/0 vote, (Brooks absent, Fluor abstained).

Community Input

The following community members and parents of Eastbluff Elementary School students addressed the Board regarding proposed changes to the Corona del Mar zone attendance boundaries. Carol Crane, Lauren Mulvaney and Jennifer Mannon requested a formal response from the Board relative to a submitted letter dated June 14, 2005 as well as clarification of the District's position on previously discussed items including a dual choice option for attendance, intra-district transfers, and a long term change of boundaries to effect a growth in Eastbluff's attendance.

Susan Astarita, Assistant Superintendent of Elementary Education responded to the parent's inquiry. Mrs. Astarita noted that there is currently a districtwide intra-district transfer process available for students who wish to attend Eastbluff from another district school as long as space is available. She also confirmed that the boundary process initiated originally through a potential overcrowding issue at Newport Coast is still ongoing. To date, staff has inactivated 70 students due to the residency verification process requested by parents at that site. With overcrowding not an issue at the present time and the Board's previous commitment not to act during the summer on any boundary decision, staff is continuing to review options to make recommendations to the Board in the fall, after the start of the new school year. Dr. Barbot clarified that at this time, the Board has not taken action on a dual attendance policy or any boundary changes. He also noted that when an item relative to boundary changes is brought to the Board for consideration in the fall, parents will receive prior notification of the meeting date and time.

Presentations

Board Member Linda Sneen presented certificates to the 2005 Eagle Scout recipients. Each recipient provided a summary of their Eagle project.

Parent Liaison Report

HCPTA Vice President Bernie Redding noted that PTA is currently taking some time off. The units will begin to start back up in mid August.

Consent Calendar

Mrs. Franco moved approval of the Consent Calendar as presented. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote (Brooks absent).

- 6. Approved 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. Approved 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. Approved 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. Approved 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. Approved 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. Approved 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. Accepted the School Assistance and Intervention (SAIT) Team School Improvement Report for College Park Elementary School.
 13. Authorized 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. Approved 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. Approved 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 Approved 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. Approved the Agreement with Vanguard University for the America Reads/Counts Program for the period July 1, 2005 through June 30, 2006.
 17. Approved Amendment #2 with the City of Costa Mesa for the purpose of providing a School Resource Officer Program through June 30, 2006.
 18. Approved Amendment #3 with the City of Newport Beach for the purpose of providing a School Resource Officer Program through June 30, 2006.
 19. Approved 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. Approved 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. Approved 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. Approved 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. Authorized 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. Received the Williams Uniform Complaint Quarterly Report covering the period of April 1, 2005 through June 30, 2005.
 25. Approved payment of the 2005/06 California School Boards Association annual membership dues in the amount of \$11,044.00 and approved the annual Education Legal Alliance Membership dues in the amount of \$2,761.00, for a total cost of \$13,805.00.
 26. Ratified payment of the 2005/06 National School Boards Association annual membership dues in the amount of \$3,500.00.
 27. Approved payment of the 2005/06 Orange County School Boards Association annual membership dues in the amount of \$100.00.
 28. Approved payment of the 2005/06 Corona del Mar Chamber of Commerce annual membership dues in the amount of \$300.00.
 29. Approved payment of the 2005/06 Newport Harbor Chamber of Commerce annual membership dues in the amount of \$325.00.
 30. Approved payment of the 2005/06 Costa Mesa Chamber of Commerce annual membership dues in the amount of \$435.00.
 31. Approved the requests of seven certificated employees for participation in the Reduced Workload Program per Education Codes 22724, 4492, 87843, and 89516.
 32. Approved the STRS Post-Retirement Earning Limitation Exemption Request for Fred Gill at Costa Mesa High School effective August 31, 2005.
 33. Approved Certificated Employees' Resignation/Termination Register No. 01-06.
 34. Approved Certificated Employees' Leave of Absence Register No. 01-06.
 35. Approved Certificated Employees' Appointment/Reassignment Register No. 01-06.
 36. Approved Classified Employees' Appointment/Reassignment Register No. 01-06.
 37. Approved Classified Employees' Resignation/Termination Register No. 01-06.
 38. Approved Classified Employees' Leave of Absence Register No. 01-06.
 39. Approved Gift Register No. 20-05.
 40. Approved Accounting Register No. 20-05.
 41. Approved Measure A Accounting Register No. 20-05.
 42. Approved Purchasing Report No. 20-05.
 - a. Approved Purchase Order Report covering period June 20, 2005 through June 27, 2005 in the amount of \$275,296.30.
 - b. Approved Travel Approval Request Report covering period June 20, 2005 through June 27, 2005.
 - c. Approved Transfer of Equipment Report covering period June 20, 2005 through June 27, 2005.
 - d. Ratified Award of Bid #139-05 – relocation of portable buildings to Meadows Construction.
 - e. Approved renewal of annual maintenance agreement with Wiztec, Inc., for equipment located within the Information Technology Department.
 - f. Ratified Renewal of La Habra piggyback Bid #2003-01 for the acquisition of relocatable classrooms.
 - g. Approved amended permission to advertise and Awarded Bid #140-05 –diesel fuel with Dipetane Additive.
 43. Approved Measure A Purchasing Report No. 20-05A.

- a. Awarded Bid/Contract #134-05 College Park Interim Housing Increment 2 to Mel Smith Electric and ratified the Notice to Proceed to commence work at College Park Elementary School.
- b. Awarded Bid/Contract #136-05 Killybrooke Interim Housing Increment 2 to Pacific General Contractors and ratified the Notice to Proceed to commence work at Killybrooke Elementary School.

44. Approved Independent Contractors' Register No. 01-06.

Introduction of
New Staff

Dr. McCune introduced John Caldecott, the new Director of Classified Personnel.

Review of Under-
funded State and
Federal Mandated
Programs

Paul Reed provided a brief review of current areas of interest relative to underfunded state and federal mandated programs. He noted that in the current state budget package, mental health has come off the table due to the passage of the state budget as well as the STRS match. However, he noted that both the mental health issue and STRS will come back to the table in 2006/07 due to the state's long term debt issues.

Measure A
Program
Informational
Update

Paul Reed provided a brief review of the Measure A Program current activities. He noted that there is some difficulty with portables and pending certification by the Division of the State Architect but, all are in process. Measure A continues to be on time and on budget.

PAR Review and
Annual Report

Mrs. Fluor moved to receive the Peer Assistance and Review (PAR) Annual Report. Mrs. Franco seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.

Approval of
Tentative
Agreement
between CSEA
and N-MUSD

Mrs. Franco moved approval of the Tentative Agreement between the California State Employees Association (CSEA) Chapter 18 and the Newport-Mesa Unified School District. Mrs. Sneen seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.

Approval of
Compensation
Salary Package for
Administrative,
Supervisory and
Confidential
Employees for the
2005/06 and
2006/07 school
years

Mr. Egan moved approval of the compensation package for the administrative, supervisory and confidential employees for the 2005/05 and 2006/07 school years. Mrs. Sneen seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.

Approval of
Requests for
Waivers of
Instructional
Minutes for the
2005/06 school
year

Mrs. Franco moved approval of the requests for waivers of instructional minutes for the 2005/06 school year. Mrs. Sneen seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.

Approval of List
Authorizing
Signature
Authority

Mrs. Franco moved 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. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.

Minutes of Regular Meeting

**ADOPTED MINUTES
July 12, 2005**

- Set Public Hearing – 2005/06 All Funds Final Budget Mrs. Sneen moved approval to set the public hearing for the 2005/06 All Funds Final Budget on Tuesday, September 6, 2005 in the District Education Center Boardroom at approximately 7:05 p.m. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote, Brooks absent.
- Adoption of Resolution No. 01-07-06 – Authorizing the Establishment and Maintenance of Site Revolving Cash Funds Mrs. Black moved adoption of Resolution No. 01-07-06 Authorizing the establishment and maintenance of site revolving cash funds. Mrs. Franco seconded the motion.
Mr. Brooks - absent
Mr. Egan - yes
Mrs. Franco - yes
Mrs. Sneen - yes
Mrs. Stokes - yes
Mrs. Black - yes
Mrs. Fluor – yes
Resolution No. 01-07-06 was adopted by a unanimous 6/0 roll call vote.
- Adoption of Resolution No. 02-07-06 – Excusing the absences of Board members Fluor and Black from the June 28, 2005 Board Meetings Mrs. Franco moved adoption of Resolution No. 02-07-06 Excusing the absences of Board members Fluor and Black from the June 28, 2005 Board Meetings due to attending an education conference. Mr. Egan seconded the motion.
Mr. Brooks - absent
Mr. Egan - yes
Mrs. Franco - yes
Mrs. Sneen - yes
Mrs. Stokes - yes
Mrs. Black - abstained
Mrs. Fluor – abstained
Resolution No. 02-07-06 was adopted by a unanimous 4/0 roll call vote.
- Informal Reports – Superintendent/ Assistant Superintendents/ Board Members Dr. Barbot announced that the District received notice today that we received \$8,994,000 for the small learning communities grant.
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 Mrs. Fluor noted that Superintendent Paul Snyder has submitted his letter of intent to retire on July 1, 2006.
- Audience Participation No comments.
- Recited Actions taken in Closed Session President Stokes recited the following actions taken previously in Closed Session:

The Governing Board has given direction to initiate litigation. The substance of the action, the defendants and other particulars will be disclosed to any person who inquires once the litigation has commenced, unless doing so would jeopardize service of process or settlement negotiations.

In a prior session, the Board of Education took disciplinary action in Student Case No. 04-78-79 to expel the student from the schools of the District for the period of 6/30/05 through 6/6/06. During the expulsion period, the student will attend ACCESS and must maintain acceptable

grades, attendance and citizenship. 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 6/0 vote (Brooks absent).

Adjournment/
Closed Session At 8:30 p.m., President Stokes adjourned the meeting and noted that the Board would recess into Closed Session for the purpose of: Public Employee Evaluation: Title: Superintendent.

Adjournment At 9:05 p.m. President Stokes adjourned the meeting.

Robert J. Barbot, Secretary