

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
October 25, 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 4:50 p.m., on Tuesday, October 25, 2005 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.
- Closed Session At 4:51 p.m., President Stokes announced that the Board of Education would convene in Closed Session to address Student Discipline, Conference with Legal Counsel regarding Anticipated Litigation, Conference with Legal Counsel regarding Existing Litigation and Public Employee Discipline/Dismissal/Release.
- Recess At 6:00 p.m., the Board took a recess to host the annual dinner with the Student Board Members.
- Reconvene/Call to Order At 7:01 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Student Board Member Devin Meaders.
- 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
Sarah Grabarsky, Student Board Co-Rep – CMHS
Mark Morihiro, Alternate – NHHS
Devon Metkovich, Estancia HS
Bridgette Gleason, Student Board Rep, Alternate – EHS
Elizabeth Crosby, Student Board Rep – OCMCHS
Daniel DeArakal, Student Board Rep, Alternate – OCMCHS
Devin Meaders, Co-Rep- Back Bay/Monte Vista HS
- Administration
Paul Reed, Deputy Superintendent, Business Services
Susan Astarita, Assistant Superintendent, Elementary Education
Lorri McCune, Assistant Superintendent, Human Resources
Robert Metz, Interim Assistant Superintendent, Secondary Education
- Adoption of Agenda Mrs. Franco moved adoption of the agenda as submitted. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote.
- Presentation Members of the Australian Student/Teacher Exchange Program provided an update and shared highlights from the summer exchange trip taken by four participating Estancia High School students.
- Public Hearing – In Compliance with Requirements of Education Code At 7:28 p.m., President Stokes opened the public hearing. Hearing no comments, the public hearing was closed.

60119 and
60422(b)
Sufficiency of
Textbooks and
Instructional
Materials that are
Consistent with the
Content and
Cycles of the
Curriculum
Framework for
2005/06

Community Input No comments.

Student Board
Member Report Student Board members provided their reports on activities and events occurring at their individual school sites.

Parent Liaison
Report HCPTA President Michele Graham provided a brief update on HCPTA's current activities.

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

5. Approved seventeen new individual contracts for a total Individual Education Cost (IEP) of \$217,429.88 through the 2006/07 school year, as established from the Individual Educational Program.
6. Approved three parent reimbursement contracts for a total Individual Education Cost (IEP) of \$1,178.75 through the 2006/07 school year, as established from the Individual Educational Program.
7. Approved the Final Compromise and Release Agreement SEHO Case No. SN-05-000932 in the amount of \$45,000.00 pursuant to the laws of the State of California.
8. Approved the Final Compromise and Release Agreement SEHO Case No. SN05-01127 and U.S. District Court Case #CV05-5960 MMM(RZx) in the amount of \$57,111.00 pursuant to the laws of the State of California.
9. Approved the Special Education Final Compromise and Release Agreement Student Case No. 484121 in the amount of \$26,614.00 pursuant to the laws of the State of California.
10. Approved the Special Education General Release and Compromise Agreement Student Case No. 811120 in the amount of \$25,000 pursuant to the laws of the State of California.
11. Approved three Master Contracts for 2005/06 with Center for Learning Unlimited, PT for Kids and Therapeutic Education Center and two addenda to existing Master Contracts with Excelsior Youth Center and Speech and Language Connection.
12. Approved the "Provider District" Memorandum of Understanding between Newport-Mesa Unified School District and the Orange County Superintendent of Schools pursuant to the authority established in Education Code Sections 56195, 56195.1, 56195.3 and 56195.5 that specifies that the Provider District may provide for the education of individual pupils in special education programs who reside in other districts or counties at a cost of \$46,588.00 for the term commencing July 1, 2005 through June 30, 2006.

13. Accepted the First Quarterly Report of the Williams Uniform Complaint (July 1 to September 30, 2005) as required by Education Code 35186 reflecting that no complaints were filed during this reporting period.
14. Approved the General and Specific Interagency Agreement between Newport-Mesa Unified School District and Coastline Regional Occupational Program (CROP).
15. Ratified the Agreement with California Healthcare Consulting, Inc., to assist the District in the preparation and monitoring of the information for the Medicare prescription drug plan subsidy for the period August 1, 2005 through December 31, 2005 in an amount not-to-exceed \$12,600.
16. Approved Amendment #1 to the Agreement for consulting services with California Healthcare Consulting, Inc., to provide additional services to the scope of work as outlined in the Board memo.
17. Approved the Internet 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 \$8,000.
18. Approved Change Order #1 with Michael Merino Architects to cover the additional costs of \$2,000 bringing the total contract price to \$28,125.00 for the period ending December 31, 2005.
19. Approved the Personnel Reimbursement Agreement Contract #29437 between the Newport-Mesa Unified School District and the Orange County Superintendent of Schools for the 2005/06 school year for N-MUSD employee Pamela Tupy to provide professional services to the Orange County Superintendent of Schools as K-12 Program Coordinator for the California Reading and Literature Project.
20. Approved Certificated Employees' Resignation/Termination Register No. 06-06.
21. Approved Certificated Employees' Leave of Absence Register No. 06-06.
22. Approved Certificated Employees' Appointment/Reassignment Register No. 06-06.
23. Approved Classified Employees' Appointment/Reassignment Register No. 06-06.
24. Approved Classified Employees' Resignation/Termination Register No. 06-06.
25. Approved Gift Register No. 04-06.
26. Approved Accounting Register No. 05-06.
27. Approved Measure A Accounting Register No. 05-06.
28. Approved Purchasing Report No. 05-06.
 - a. Approved Purchase Order Report covering period October 1, 2005 through October 16, 2005 in the amount of \$702,033.44.
 - b. Approved Travel Approval Request Report covering period October 1, 2005 through October 16, 2005.
 - c. Approved Transfer of Equipment Report covering period October 1, 2005 through October 16, 2005.
 - d. Award and Notice to Proceed #103-06 diesel fuel with Dipetane to Southern Counties Oil Company/SC Fuels.
 - e. Approve copier multi-year lease at Back Bay High School using CMAS Contract #3-02-0044A.
 - f. Renewed Contract #107-05 tabs, cut stock and carbonless paper with Spicers Paper.
 - g. Renewed Contract #107-05 tabs, cut stock and

- carbonless paper with Unisource Worldwide.
- h. Rejected Bid #106-05- fencing district-wide, time and materials.
- i. Granted Permission to advertise for fencing, Bid #109-06 – fencing district-wide, time and materials.
- 29. Approved Measure A Purchasing Report No. 05-06A.
 - a. Granted Permission to advertise for Contract #108-06 – Lincoln School Measure A Modernization.
 - b. Ratified Notice to Proceed for Contract #105-05 to Giannelli Electric for electrical work at Andersen School.
 - c. Directed that a Notice of Completion be filed for the work through Contract #119-04 to Mitchell Glass at Kaiser Elementary School in an amount not-to-exceed \$297,543.00.
- 30. Approved Measure A Operations Report No. 05-06.
 - a. Approved Change Order #2 with Angeles Contractors for Paularino Elementary School in the amount of \$13,834.00.
 - b. Approved Amendment #6 with LPA Architects for additional services at Lincoln Elementary School for the period January 25, 2002 through June 30, 2006.
 - c. Approved Amendment #7 with HMC Architects for additional services at College Park Elementary School for the period January 25, 2002 through June 30, 2006.
 - d. Approved Change Order #1 with P.W. Construction for Estancia High School in the amount of \$488,633.00.
 - e. Approved Change Order #25 and #26 with Mackone Development for Costa Mesa High School in the amount of \$63,355.00.
- 31. Approved Independent Contractors' Register No. 06-06.

Measure A
Program
Informational
Update

Paul Reed provided an informational update on the current activities occurring within the Measure A Program. Ensign Intermediate School Principal Ed Wong provided a PowerPoint presentation highlighting the successful completion of the Measure A program and its positive impacts on both the physical condition of the school site as well as the teaching and learning environment at Ensign Intermediate School.

Approval of
California School
Employees
Association
(CSEA)
Representative to
the Personnel
Commission

John Caldecott introduced Jocelyn Katherine Infantino as CSEA's selected representative to serve on the Personnel Commission. Mrs. Fluor moved approval of Mrs. Infantino's appointment. Mrs. Franco seconded the motion, and it carried with a 6/0 vote.

Acceptance of
Funding from the
Office of Safe and
Drug Free Schools
for the Purpose of
Continuing Project
Safe Connections
Elementary School
Counseling
Demonstration

Chris Jurenka provided a PowerPoint review with highlights of the programmatic components of the Project Safe Connections Elementary School Counseling Demonstration Grant. Mrs. Fluor moved approval to accept federal funding in the amount of \$1,200,000 over three years from the Office of Safe and Drug Free Schools for the purpose of continuing Project Safe Connections through September 30, 2008. Mrs. Franco seconded the motion, and it carried with a 6/0 vote.

Grant

Acceptance of Grant Funding from the U.S. Department of Education for Costa Mesa High School in the Amount of \$552,679 and Newport Harbor High School in the Amount of \$677,680 to Participate in the Orange County Smaller Learning Communities Consortium from October 1, 2005 through September, 2010

Newport Harbor High School Principal Michael Vossen and Costa Mesa High School Principal John Garcia presented an overview of their individual site plans for the Smaller Learning Communities Grant. Mrs. Franco moved approval to accept the federal grant funding from the U.S. Department of Education for the Smaller Learning Communities Consortium for Costa Mesa High School and Newport Harbor High School. Mrs. Sneen seconded the motion, and it carried unanimously with a 6/0 vote.

Strategic Plan 2005-2010 Update on Goal Areas

Susan Astarita reviewed the new proposed format for tracking the Strategic Plan 2005/2010 Goal Areas. Minor revisions were requested to the formatting. Continual updates will be shared with the Board on the status of the goals.

Adoption of Resolution No. 15-10-06 – Ensuring Compliance with Requirements of Education Code Sections 60119 and 60422(b) – Sufficiency of Textbooks or Instructional Materials

Mrs. Fluor moved adoption of Resolution No. 15-10-06 Ensuring Compliance With Requirements of Education Code 60119 and 60422(b) – Sufficiency of Textbooks or Instructional Materials. 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. 15-10-06 was adopted by a unanimous 6/0 roll call vote.

Adoption of Resolution No. 16-10-06 – Participation in the Class Size Reduction Program and Certification 2005/06

Mrs. Fluor moved adoption of Resolution No. 16-10-06 Participation in the Class Size Reduction Program and Certification 2005/06. 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. 16-10-06 was adopted by a unanimous 6/0 roll call vote.

Minutes of Regular Meeting

**ADOPTED MINUTES
October 25, 2005**

- Adoption of Resolution No. 17-10-06 – Authorizing the District to Enter Into a Lease Line of Credit in the Amount of \$4 Million with Banc of America Leasing & Capital, LLC
- Mrs. Franco moved adoption of Resolution No. 17-10-06 Authorizing the District to Enter into a Lease Line of Credit in the Amount of \$4 Million with Banc of America Leasing and Capital, LLC. Mrs. Fluor 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. 17-10-06 was adopted by a unanimous 6/0 roll call vote.
- Informal Reports – Superintendent/ Assistant Superintendents/ Board Members
- Dr. Barbot, Cabinet and Board members provided brief reports on events and activities they had attended during the first two weeks of school.
- Legislative Report
- No report.
- CROP Report
- Mrs. Fluor noted that CROP is hosting an open forum on November 8, 2005 to meet with representatives from CSBA on the CROP Superintendent search process.
- Audience Participation
- No comments.
- Recited Actions Taken in Closed Session/ Adjournment
- In a prior session, the Board of Education took disciplinary action in student case no. 05-07-78 to expel the student from the schools of the Newport-Mesa Unified School District for the period of 10/25/05 through 2/2/06. The expulsion is to be suspended and the student will be placed in another District program. During the expulsion period, the student must maintain acceptable grades, attendance and citizenship. The student is to complete 25 hours of community service and attend at least 8 counseling sessions for appropriate decision making. Motion by Mrs. Fluor, seconded by Mrs. Black, and carried with a unanimous 6/0 vote (Brooks absent).
- At 9:39 p.m. President Stokes adjourned the meeting.

Robert J. Barbot, Secretary