

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
June 14, 2005 and June 15, 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, June 14, 2005 in the District Education Center, 2985-A Bear Street, Costa Mesa, California.
- Study Session The Board met to conclude their review of the 2004/05 Goals and Priorities and review major highlight areas of the 2005/06 Goals and Priorities in alignment with the newly adopted Strategic Plan.
- Closed Session At 4:45 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, Personnel: Public Employee Release, and Public Employee Appointment Title: Co-Principal.
- 2004/05 Retirees
Reception and
Presentations At 5:30 p.m. the Board convened in the Education Center Courtyard for a recognition ceremony and reception honoring the 2004/05 retirees.
Elizabeth Attlesey
Judy Bailey
Barry Barowitz
Brooke Booth
David Brant
Roskel Bregozzo
Renee Carr
Jon Chance
Jann Clark
Patsy Coffee
Sheila Collins
Barbara Cook
Patricia Courter
Ronald Covington
Bruce Crockard
Virginia Crocker
Valerie Everhart
Nancy Ferda
Tom Greenwell
Eileen Hlinka
Kathryn Hofer
Karen Kovach
Linda Lang
Gail Longfellow
Alice Meek
Gary Montooth
Bernadine Neil
Liz Nevins
Maureen Oeding
Jeannie Osbourne
William Pascual
Jantina Perry
Ellyn Perry-Olander
Steven Pham

Claudia Robinson
Sheila Rogers
Jeanette Roper
Patrick Ryan
Jacqueline Sadler
Berta SanMiguel
Lucinda Searles
Bonnie Soto
Virginia Spencer
Joyce Statler
Gina Stewart
Eugene Swanson
Leona Takahashi
Barbara Vlasek
Sheila Waters
Lynn Welker
Charles Whiteside
Adele Wiethorn
Carol Williamson
Aurora Wood

Reconvene/Call to Order At 7:12 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Board Member Tom Egan.

Roll Call Members Present
Serene Stokes, President
Dave Brooks, Vice-President
Linda Sneen, Clerk - absent
Dana Black, Member
Tom Egan, Member
Martha Fluor, Member
Judy Franco, Member
Robert J. Barbot, Secretary

Student Board Members:
Gwendolyne Martinez. CMHS
Brandon Ayou, MCHS

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

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

Adoption of Minutes Mrs. Fluor moved adoption of the minutes of the following meetings:
May 10, 2005 regular meeting
May 24, 2005 regular meeting
Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote (Sneen absent)

Community Input The following individuals addressed the Board:

Lauren Young, Eastbluff Elementary School parent addressed the Board regarding the student demographics study currently underway in the Corona del Mar zone. Mrs. Young urged the district to reconfigure the CdM zone and submitted a petition in support of proposed boundary changes in an

effort to allow for growth at Eastbluff Elementary School.

The following parents addressed the Board with concerns relative to TeWinkle Intermediate School and specifically cited issues with administration’s treatment of Hispanic students:

- Martina Calixto
- Martha Uribe
- Anna Gallardo
- Laura Escobar
- Mirna Burciaga

Presentations

The following presentations were made:

- Presentation of the 2004/05 Student Scholarship Award
Recipients:
 - Norman Stillwell Awards
 - Dr. John W. Nicoll For Future Teachers Award
 - Dr. Robert Charles Francy Science Scholarship Award
 - Norman R. Loats Award
 - Robert L. Wynn Award
- Recognition of Academic Decathlon Teams from Costa Mesa High School and Corona del Mar High School.
- Recognition of 2004/05 Student Board Members.

Student Board
Member Reports

Student Board members in attendance gave their final reports for the year.

Parent Liaison
Report

No report.

Adjournment of
Meeting due to
Statewide
Emergency Alert

Dr. Barbot announced that the National Weather Service has issued a Statewide Tsunami alert for the coastal areas of Northern and Southern California. He requested that the Board adjourn the meeting to tomorrow, Wednesday, June 15, 2005 at 7:00 p.m.

At 8:27 p.m., President Stokes adjourned the meeting until Wednesday, June 15, 2005 at 7:00 p.m.

Reconvene/Call to
Order –
Wednesday, June
15, 2005

On Wednesday, June 15, 2005 at 7:02 p.m., President Stokes opened the meeting with a silent invocation and pledge of allegiance led by Dr. Barbot. Mrs. Stokes noted that an addendum has been added to the Closed Session agenda for the purpose of “Conference with Legal Counsel – Anticipated Litigation.”

Roll Call

Members Present

- Serene Stokes, President
- Dave Brooks, Vice-President
- Linda Sneen, Clerk - absent
- Dana Black, Member
- Tom Egan, Member - absent
- Martha Fluor, Member –arrived at 7:57 p.m.
- Judy Franco, Member
- Robert J. Barbot, Secretary

Administration

- Jaime Castellanos, Assistant Superintendent, Secondary Education
- Paul Reed, Assistant Superintendent, Business Services
- Susan Astarita, Assistant Superintendent, Elementary Education

- Public Hearing At 7:04 p.m., President Stokes opened the public hearing on the 2005/06 and 2006/07 Joint Re-Opener Proposal for the Collective Bargaining Agreement between the California School Employees Association and the Newport-Mesa Unified School District. Hearing no comments, the public hearing was closed.
- Consent Calendar *Mrs. Black moved approval of the Consent Calendar as presented. Mrs. Franco seconded the motion, and it carried unanimously with a 7/0 vote.*
6. Approved two Addenda to Master Contracts with ACES, Inc., and Autism Behavior Consultants for the 2004/05 school year as established from the Individual Educational Program.
 7. Approved eleven new individual contracts for a total Individual Education Cost (IEP) of \$111,093.00 through the 2005/06 school year, as established from the Individual Educational Program.
 8. Approved four parent reimbursement contracts for a total Individual Education Cost (IEP) of \$12,090.00 through the 2005/06 school year, as established from the Individual Educational Program.
 9. Approved the award of Dairy Products Contract #03-06 to Hollandia Dairy.
 10. Approved the award of Bakery Products Contract #02-06 to Galasso's Bakery.
 11. Approved the revisions to the Coastline Regional Occupational Program Joint Powers Agreement as submitted.
 12. Authorized entering into an agreement with JFK Transportation Services who can provide services as needed to the Newport-Mesa Unified School District Transportation Department in an amount not-to-exceed \$3,000 for the period of July 1, 2004 through June 30, 2005.
 13. Authorized entering into an agreement with Huntington Beach Union High School District who can provide services as needed to the Newport-Mesa Unified School District Transportation Department in an amount not-to-exceed \$2,000 for the period July 1, 2004 through June 30, 2005.
 14. Approved the agreement between the Orange County Superintendent of Schools and Newport-Mesa Unified School District to provide professional development services in the amount of \$1,775.00 commencing May 1, 2005 and ending on June 30, 2005.
 15. Approved an amendment to the agreement between All American Inspection and the Newport-Mesa Unified School District to provide inspection services for relocatable buildings at Newport Coast Elementary School in an amount not-to-exceed \$750.00.
 16. Authorized the Assistant Superintendent of Business Services to execute the amendment to the Public Agency Retirement Services Plan to be legally compliant with existing law.
 17. Authorized the Assistant Superintendent of Business Services to enter into a contract for third-party administration of benefit services with Conexis at the rates described and in an amount not-to-exceed \$48,205.30 for 2005/06.
 18. Adopted the State of California's Interim Evaluation Instrument (IEI) form and authorize the use of the IEI form for certification of inspection compliance.
 19. Approved Certificated Employees' Appointment/Reassignment Register No. 17-05.
 20. Approved Certificated Employees' Leave of Absence Register No. 18-05.

21. Approved Certificated Employees' Resignation/Termination Register No. 15-05.
22. Approved Classified Employees' Appointment/Reassignment Register No. 19-05.
23. Approved Classified Employees' Resignation/Termination Register No. 19-05.
24. Approved Classified Employees' Leave of Absence Register No. 17-05.
25. Approved Gift Register No. 18-05.
26. Approved Accounting Register No. 18-05.
27. Approved Measure A Accounting Register No. 18-05.
28. Approved Purchasing Report No. 18-05.
 - a. Approved Purchase Order Report covering period May 16, 2005 through June 5, 2005 in the amount of \$809,843.89.
 - b. Approved Travel Approval Request Report covering period May 16, 2005 through June 5, 2005.
 - c. Approved Transfer of Equipment Report covering period May 16, 2005 through June 5, 2005.
 - d. Renewed Contract #102-02 for reproduction and document management services with Internet Blueprint for the period of June 11, 2005 through June 10, 2006 with no price increase.
 - e. Granted permission to use piggyback Contract #X4000000187 with County of Orange and General Petroleum to purchase unleaded fuel at quantities sufficient to meet the needs of the Newport-Mesa Unified School District.
 - f. Granted permission to advertise for Bid #139-05, relocation of portable buildings, districtwide, and authorize the Assistant Superintendent of Business Services to award the bid, sign a contract and issue a Notice to Proceed to the lowest qualified bidder.
 - g. Granted permission to advertise for Bid #140-05, diesel fuel with dipetone additive to meet the needs of the Newport-Mesa Unified School District Transportation Department.
 - h. Granted permission to advertise for Bid #141-05, sale or disposal of surplus property (portable buildings) currently located at Kaiser, Paularino, Sonora and Wilson Elementary Schools.
29. Approved Measure A Purchasing Report No. 18-05A.
 - a. Awarded Bid/Contract #129-05 Corona del Mar High School Phase O Electrical to Mel Smith Electrical and ratify the Notice to Proceed to commence work at Corona del Mar High School.
 - b. Awarded Bid/Contract #124-05 Newport Elementary School Modernization to SMC Construction Company in the amount of \$3,379,418.00 and ratify the Notice to Proceed to commence work at Newport Elementary School.
 - c. Awarded Bid/Contract #133-05 Fire Lane and Parking Lot at California Elementary School Measure A to SMC Construction Company and ratify the Notice to Proceed to commence work at California Elementary School.
 - d. Directed that a Notice of Completion be filed for the work through Contract #109-03 to Mackone Development at Ensign Intermediate School Measure A

Modernization in an amount not-to-exceed \$5,852,339.33.

- 30. Approved Measure A Operations Report No. 18-05.
 - a. Approved Change Orders #20 and #21 with Allied e Corp for Davis School in the amount of \$25,245.00.
 - b. Approved Amendment #6 – LPA Architects for additional services at Corona del Mar High School in the amount of \$20,000.
 - c. Approved Amendment #3 – Magdalena Enterprises for construction inspection services in an amount not-to-exceed \$702,728.00.
 - d. Approved Amendment #6 – HMC Architects for additional services at College Park Elementary School in the amount of \$57,000.
 - e. Approved Change Order #4 with Mackone Development for Newport Harbor High School in the amount of \$25,338.80.
 - f. Approved Change Order #2 with SMC Construction for California Elementary School in the amount of \$12,438.00.
 - g. Approved Change Order #1 with SMC Construction for Adams Elementary School in the amount of \$60,905.05.

- 31. Approved Independent Contractors’ Register No. 19-05.

Introduction of New Staff

Guy Olguin, formerly from Ensign Intermediate School was introduced in his new position as Co-Principal of CdM middle school. Kirk Bauermeister, formerly the Assistant Principal at CMHS was introduced in his new position as Co-Principal of CMHS.

Guy Olguin will be invited back for another introduction as he was unable to attend due to the continuance of the Board meeting from last evening to tonight.

District English Learner Advisory Committee (DELAC) Annual Report

Members of the DELAC presented their annual report to the Board. Mrs. Black moved to receive the annual report. Mrs. Franco seconded the motion, and it carried unanimously with a 5/0 vote (Egan, Fluor absent).

Review of Underfunded State and Federal Mandated Programs

Paul Reed provided a brief review of the possible funding impact the district could face if the mandated mental health services are shifted from the county to the local school districts. The cost of the shift would equate to an approximate \$800,000 hit for Newport-Mesa for the 2005/06 school year.

Measure A Program Informational Update

Paul Reed provided a brief review of the Measure A Program to date. He noted that the program continues to be on time and on budget and that the group 3 schools are getting underway.

Report and Recommendations from the Superintendent’s Facilities Advisory Committee

Mark Buchanan, Chairman of the Facilities Advisory Committee provided a brief overview of the committee’s recommendations to the Superintendent. Mark noted that invites were sent to over 70 individuals to participate in the process. The committee met on five dates with 30-40 individuals attending each meeting. The committee’s charge was to formulate a recommendation to the Superintendent regarding the facilities needs of the District. The process included a review of the Measure A program; a review of the

District’s strategic plan; development of ten categories of facilities needs and discussions regarding the types of projects; funding options; community survey results; review of the current Citizens’ Oversight Committee structure; and development of a recommendation identifying five components consisting of:

1. Overall implementation structure
2. 10 categories of examples of projects
3. Type of Bond
4. Bond Amount
5. Timing

Dr. Barbot thanked the committee for their work and report. He noted that he would be reviewing the committee’s report and would bring his recommendations to the Board at a future time.

Deferred Maintenance Five Year Plan	Mrs. Franco moved approval of the Deferred Maintenance Five-Year Plan. Mrs. Black seconded the motion, and it carried unanimously with a 5/0 vote (Egan, Fluor absent).
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Board Member arrival	Mrs. Fluor arrived to the meeting.
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Early College High School Draft Proposal	Mrs. Fluor moved approval of submission of the Early College High School program to the Bill and Melinda Gates Foundation, and contingent upon receipt of grant funds, to implement planning in the 2005/06 school year. Mr. Brooks seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
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Adoption of Secondary Textbooks	Mrs. Sneen moved adoption of the secondary textbooks as presented. Mrs. Franco seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
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Approval of additions to the high school course of study	Mrs. Franco moved approval of the additions to the high school course of study. Mrs. Sneen seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
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Adoption of Resolution No. 39-06-05- Approving the Contract Agreement – TPP/T2- State Department of Rehabilitation	<p>Mrs. Sneen moved adoption of Resolution No. 39-06-05, approving the contract agreement between the Newport-Mesa Unified School District and the State Department of Rehabilitation to fund the TPP/T2 Program for Fiscal Year 2005/06 and authorizing signature authority. Mrs. Franco seconded the motion.</p> <p>Mr. Brooks - yes Mr. Egan - absent Mrs. Franco - yes Mrs. Sneen - yes Mrs. Stokes - yes Mrs. Black - yes Mrs. Fluor – yes</p> <p>Resolution No. 39-06-05 was adopted by a unanimous 6/0 roll call vote.</p>
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Adoption of Resolution No. 40-06-05- Authorizing signatures for Newport-Mesa USD Flexible Benefit Plan	<p>Mrs. Sneen moved adoption of Resolution No. 40-06-05, Authorizing signatures for Newport-Mesa USD Flexible Benefit Plan Account for Wells Fargo Bank effective June 15, 2005. Mrs. Franco seconded the motion.</p> <p>Mr. Brooks - yes Mr. Egan - absent Mrs. Franco - yes Mrs. Sneen - yes</p>
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Account for Wells Fargo Bank	Mrs. Stokes - yes Mrs. Black - yes Mrs. Fluor – yes Resolution No. 40-06-05 was adopted by a unanimous 6/0 roll call vote.
Approval of State Categorical II/USP Grant Budget Revisions for Costa Mesa High School	Mrs. Sneen moved approval of the State Categorical II/USP Grant Budget Revisions for Costa Mesa High School. Mrs. Franco seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
Set Public Hearing for the 2005/06 All Funds Tentative Budget	Mrs. Black moved approval to set the public hearing for the 2005/06 All Funds Tentative Budget on Tuesday, June 28, 2005 at approximately 7:05 p.m. in the District Education Center Boardroom. Mrs. Franco seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
Set Public Hearing for the 2004/05 SELPA-Wide Annual Service Delivery Plan and Budget	Mrs. Franco moved approval to set the public hearing for the 2004/05 SELPA-Wide Annual Service Delivery Plan and Annual Budget Plan on Tuesday, June 28, 2005 at approximately 7:06 p.m. in the District Education Center Boardroom. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
Set the Summer Board Meeting Schedule	Mrs. Sneen moved approval to set the summer board meeting schedule: Proceed with the regularly scheduled board meeting dates of July 12 and August 23, 2005; Cancel the regularly scheduled meetings of July 26 and August 9, 2005; add a special meeting on Tuesday, September 6, 2005; and authorize the Board President to call additional special Board meetings if needed. Mrs. Black seconded the motion, and it carried unanimously with a 6/0 vote (Egan absent).
Informal Reports – Superintendent/ Assistant Superintendents/ Board Members	Board members briefly 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	No comments.
Recital of Actions Taken in Closed Session	President Stokes recited actions taken in the previous Closed Session: In a prior session in Student Case No. 04-61-78, the Board took action to expel the student from the schools of the Newport-Mesa Unified School District for the period of 6/14/05 through 1/31/06 and the expulsion will be suspended from 6/14/05 through 1/31/06. The student is to be transferred to another district school during the expulsion period 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 behavior and decision making as terms for the expulsion agreement. Motion by Mrs. Franco, seconded by Mr. Egan and carried with a 5/0 vote (Black/Fluor absent).

In a prior session in Student Case No. 04-64-77, the Board took action to expel the student from the schools of the Newport-Mesa Unified School District for the period of 6/14/05 through 1/31/06. The student is to attend ACCESS during the expulsion period 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 behavior and decision making as terms for the expulsion agreement. Motion by Mrs. Franco, seconded by Mr. Brooks and carried with a 6/0 vote (Sneen absent).

In a prior session in Student Case No. 04-74-79, the Board took action to expel the student from the schools of the Newport-Mesa Unified School District for the period of 6/14/05 through 1/31/06. The student is to attend ACCESS during the expulsion period 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 behavior and decision making as terms for the expulsion agreement. Motion by Mr. Brooks, seconded by Mrs. Black and carried with a 6/0 vote (Sneen absent).

In a prior session in Student Case No. 04-76-78, the Board took action to expel the student from the schools of the Newport-Mesa Unified School District for the period of 6/14/05 through 1/31/06. The student is to attend ACCESS during the expulsion period 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 behavior and decision making as terms for the expulsion agreement. Motion by Mrs. Fluor, seconded by Mrs. Black and carried with a 6/0 vote (Sneen absent).

The Board, in Closed Session, took action to authorize the Superintendent to give notice of release to certain emergency and temporary certificated employees and notice of non-reelection to certain probationary certificated employees pursuant to Government Code 54957 and Education Code 44954(b) for the next succeeding school year.

Adjournment/
Recess into Closed
Session At 8:43 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 and Conference with Legal Counsel – anticipated litigation.

Adjournment At 9:15 p.m., President Stokes adjourned the meeting.

Robert J. Barbot, Secretary