

Irvine Unified School District

Irvine, California

Board of Education Minutes of Regular Meeting January 13, 2004

Call to Order

The Regular Meeting of the Board of Education was called to order by President McInerney at 6:05 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

Roll Call

Members Present:

Steven Choi, Debbie Coven, Sue Kuwabara, Sharon Wallin, Carolyn McInerney

Members Absent:

None

Closed Session

The Board adjourned to Closed Session at 6:07 p.m.

Student Discipline Issues

The Board discussed three student discipline issues.

Conference With Legal Counsel - Anticipated Litigation

The Board met with legal counsel regarding an anticipated litigation issue and gave direction to staff.

Reconvene Regular Meeting

President McInerney reconvened the meeting at 7:03 p.m. and reported on the discussion in Closed Session.

Student Discipline Issues

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0, the Board expelled Student No. 006199 for violation of Ed. Code Sections 48915(a)(3) and 48915(c)(3) through January 9, 2005.

On the motion of Member McInerney, seconded by Member Choi and carried 5-0, the Board expelled Student No. 006359 for violation of Ed. Code Sections 48900(c) and 48915(a)(3) through June 30, 2004.

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board expelled Student No. 968541 for violation of Ed. Code Section 48900(c) through June 30, 2004.

Pledge of Allegiance

The Pledge of Allegiance to the Flag of the United States of America was led by Member Coven and was followed by a moment of silence in honor of retired Bonita Canyon teacher, Sandi Sacket, who passed away December 9.

Roll Call

Members Present:

Steven Choi, Debbie Coven, Sue Kuwabara, Sharon Wallin, Carolyn McInerney

Members Absent:

None

Student Members Present:

Chris Arkin, Marissa Gilman, Kendra Kadam

Student Members Absent:

Matthew Miede (Student Member Miede joined the meeting at 7:05 p.m.)

Staff:

Dean Waldfogel, Superintendent
Sue Long, Deputy Superintendent, Human Resources
Vern Medeiros, Deputy Superintendent, Business Services
Leah Laule, Asst. Superintendent, Education Services
Lee Brooks, Executive Assistant to the Superintendent

Other Staff:

Anne Caenn, Mary Cliff, Janelle Cranch, Rhonda DeVaux, Dennis Gibbs, Lloyd Linton, Nancy Melgares, Judith Mueller, Terry Walker, Melodee Zamudio

Video Production Services:

Mike McIntyre, Teleios Services

Approval of Minutes

On the motion of Member Wallin, seconded by Member Coven and carried 5-0, the Board approved the Minutes of the Organizational/Regular Meeting of December 9, 2003, as presented.

Adoption of the Agenda

On the motion of Member Coven, seconded by Member Wallin and carried 5-0, the Board adopted the agenda, as amended:

REVISE *Item 11m, Retention of CW Driver, Construction Management Services for Quail Hill Elementary School Project*

Items Removed from Consent Calendars for discussion and separate action:

Item 11d, Grant Proposal: Project Success

Item 11h, Submission of Title I Carryover Request Form

Item 11i, Architectural Services for Woodbridge High School Master Plan

Revised Item 11m, Retention of CW Driver, Construction Management Services for Quail Hill Elementary School Project

CFD No. 01-1 Items of Business

(Written reports were included with the agenda and are on file in the District Office.)

Public Hearing: Annexation of IUSD Community Facilities District No. 01-1 (South Irvine Communities)

President McInerney asked for any written protests, then opened the public hearing. Deputy Superintendent Vern Medeiros and Donald Field, Orrick, Herrington & Sutcliffe, LLP, reviewed the CFD formation process and responded to Board questions. An opportunity for comments, questions or oral protests from the public was provided, and hearing none, President McInerney closed the hearing.

RESOLUTION NO. 03-04-22: Calling Special Election Regarding Annexation of Territory to Irvine Unified School District Community Facilities District No. 01-1 (South Irvine Communities)

On the motion of Member Wallin, seconded by Member Choi and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 01-1, adopted Resolution No. 03-04-22 Calling a Special Election for the Annexation to Irvine Unified School District Community Facilities District No. 01-1 (South Irvine Communities) and set Tuesday, January 13, 2004, no later than 8:00 p.m., for receipt of ballots.

- AYES: Members Choi, Coven, Kuwabara, Wallin, McInerney
- NOES: None
- ABSENT: None

Board Clerk Sharon Wallin opened the ballots and announced the results of the election:

- Qualified Landowner Votes: 238
- Votes Cast: 238
- "Yes" Votes: 238
- "No" Votes: 0

RESOLUTION NO. 03-04-23: Determining that the Annexation of Additional Territory to the Irvine Unified School District Community Facilities District No. 01-1 (South Irvine Communities) and the Levying of Special Taxes Within Such Additional Territory is Lawfully Authorized and Directing Recording of Notice of Such Annexation

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 01-1, took the following action:

- 1) Adopted Resolution No. 03-04-23 Declaring Results of the Special Election and Directing Recording of Notice of Special Tax Lien.
- 2) Directed the first reading of Ordinance No. 03/04-1 Levying Special Taxes within IUSD CFD No. 01-1, and scheduled for second reading and adoption at the meeting of February 3, 2004.

- AYES: Members Choi, Coven, Kuwabara, Wallin, McInerney
- NOES: None
- ABSENT: None

Oral Communication

Michael Haggin, 17 Ashbrook Place 92604, commented on the Board’s role relative to fund-raising and expressed the opinion that the community should aspire to a higher level than what is provided by the State.

Student Board Member Reports

Student Members Gilman, Miede, Kadam, and Arkin reported on school activities.

Superintendent's Report

Superintendent Waldfoegel reported on the state education budget and reviewed specific legislation that may impact IUSD for the current year and next.

Announcements and Acknowledgments

Members Choi, Coven, Wallin, Kuwabara, and McInerney reported on school visits, conference attendance, and meeting participation.

Consent Calendar

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0 (Student Members Arkin, Gilman, Kadam and Miede voting "Yes"), the Board took the following action on the amended Consent Calendar:

1. **Payment for Nonpublic School/Agency Services for Special Education Students**
Approved the individual pupil service contract(s) for disabled student(s) negotiated between the Irvine Unified School District and State Certified Nonpublic Schools/Agencies.
2. **Contract for Special Education Related Services**
Authorized payment for special education related services in an amount not to exceed \$16,056.40.
3. **Settlement Agreements as the Result of Due Process Hearings**
Authorized payments in an amount not to exceed \$15,300.00 for Case Numbers SNO3-02069 and SN03-02241 in accordance with the terms of the Settlement Agreement.
4. **Award Application Proposal To The Blue Ribbon Schools Of Excellence Foundation: 21st Century Schools of Distinction Award Program**
Ratified the submission of Canyon View's application for recognition as a "21st Century School of Distinction" in the categories of "Technology Excellence" and "Best of the Best."
5. **2003-04 Districtwide School and Classroom Library Plan**
Approved the Districtwide School and Classroom Library Plan, as submitted.
6. **Submission of the 2003-2004 Consolidated Application, Part II**
Approved the submission of the District's Consolidated Application, Part II for 2003-2004 to the California Department of Education.
7. **Purchase Order Detail Report**
(A copy is attached to and made a part of these minutes.)
Approved the Purchase Order Detail Report dated December 18, 2003.
8. **Check Register Report**
Ratified issuance of check numbers as listed representing Board authorized purchase orders, invoices and contracts:
 - District 75, Irvine Unified School District - Numbers 00064423 through 00065420
 - District 50, Community Facilities District No. 01-1 - Numbers 00001036 through 00001039
 - District 44, Community Facilities District No. 86-1 - Numbers 00002285 through 00002306

District 43, Community Facilities District No. 85-1 - Numbers 0001007 through 0001008

District 41, Irvine Child Care Project - Numbers 00001730 through 00001738
Revolving Cash - Numbers 24399 through 24476

9. **Contract Services Action Report**

(A copy is attached to and made a part of these minutes.)

Approved and/or ratified the Contract Services Action Report 2003-04/09.

10. **Classified Personnel Action Report**

(A copy is attached to and made a part of these minutes.)

Approved and/or ratified the Classified Personnel Action Report 2003-04/09 as submitted for Employment and Resignation.

11. **Certificated Personnel Action Report**

(A copy is attached to and made a part of these minutes.)

Approved and/or ratified the Certificated Personnel Action Report 2003-04/09 as submitted for Employment, Resignation, and Separation.

12. **Gifts**

(A copy is attached to and made a part of these minutes.)

Accepted gifts to the District as submitted.

13. **Conference Attendance**

Approved out-of-state conference attendance for Nancy Colocino and Pat McKenzie to Washington, DC, January 19-23, 2004 for \$4,184.00.

14. **Field Trips and Excursions**

Approved the following field trips funded by donations:

- 1) Oak Creek 5th grade classes to Oak Glen, California on December 4, 2003 for \$2,550.00;
- 2) IHS girls water polo team to Goleta, California, January 15-17, 2004 for \$1,400.00;
- 3) Turtle Rock K-1st grade classes to Irvine, California on February 4, 2004 for \$2,496.00;
- 4) Turtle Rock 4th grade classes to Dana Point, California on February 6, 17, 19, and 20, 2004 for \$6,648.00;
- 5) UHS Model United Nations students to Berkeley, California, March 12-14, 2004 for \$3,400.00;
- 6) WHS Dance Team to Anaheim, California, March 26-27, 2004 for \$2,700.00;
- 7) Bonita Canyon 5th grade classes to Oak Glen, California on April 9, 2004 for \$2,076.00;
- 8) IHS Jazz I and II to Reno, Nevada, April 22-24, 2004 for \$8,400.00;
- 9) Plaza Vista 7th grade science class to Dana Point, California, April 29-30, 2004 for \$2,475.00;
- 10) Plaza Vista 7th grade science class to Dana Point, California, May 10-11, 2004 for \$2,475.00.

Consent Calendar Resolutions

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0 (Student Members Arkin, Gilman, Kadam and Miede voting "Yes"), the Board took the following action on the Consent Calendar Resolutions:

RESOLUTION NO.03-04-20: Using School Facility Program Funding for Construction of Turtle Ridge Elementary School

Adopted Resolution No. 03-04-20 authorizing the Superintendent, or his authorized designee, to execute documents as necessary to carry out the provisions of this resolution for the matter of using School Facility Program Student Grant Funding for Construction of Turtle Ridge Elementary.

RESOLUTION NO 03-04-21: Requesting Occupancy Extension From the United States Department of Education

Adopted Resolution No. 03-04-21 Requesting Occupancy Extension from the United States Department of Education.

AYES: Members Choi, Coven, Kuwabara, Wallin, McInerney

NOES: None

ABSENT: None

CFD Consent Calendar

On the motion of Member Wallin, seconded by Member Coven and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 86-1, took the following action on the CFD Consent Calendar:

Environmental Consultant Services for the Proposed New Middle School in Planning Area 9A

Authorized the Deputy Superintendent of Business Services to contract with Advanced Environmental Concepts, Inc. to perform a Phase 1 Preliminary Environmental Assessment for a fee of \$3,000.00.

CFD Consent Calendar Resolution

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 01-1, took the following action on the CFD Consent Calendar Resolution:

RESOLUTION NO. 03-04-24: Declaring the District's Intention to Reimburse Certain Expenditures From Proceeds of Indebtedness

Adopted Resolution No. 03-04-24 Declaring the District's Intention to Reimburse Certain Expenditures From Proceeds of Indebtedness.

AYES: Members Choi, Coven, Kuwabara, Wallin, McInerney

NOES: None

ABSENT: None

ITEMS REMOVED FROM CONSENT CALENDARS

Grant Proposal: Project Success

Member Kuwabara recognized the Project Success staff for their successful grant efforts and contributions to the Irvine Prevention Coalition.

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0 (Student Members Arkin, Gilman, Kadam and Miede voting "Yes"), the Board approved the submission of the Guidance Resources grant proposal to School/Law Enforcement Partnership (California Department of Education and the California Attorney General's Office) FY 2003-2004, for the purpose of enhancing a school community policing partnership program to support school safety and prevent school crime at Irvine High School.

Submission of Title I Carryover Request Form

Member Coven requested and received clarification regarding Title I carryover which occurred due to uncertainties surrounding the mid-year budget freeze imposed last year.

Coordinator Melodee Zamudio responded to Board questions regarding the specific use of Title I funds at qualifying sites.

On the motion of Member Kuwabara, seconded by Member Choi and carried 5-0 (Student Members Arkin, Gilman, Kadam and Miede voting "Yes"), the Board approved the submission of the District's Title I Carryover Request for waiver to the California State Department of Education.

Architectural Services for Woodbridge High School Master Plan

President McInerney expressed appreciation for the inclusion of a pool feasibility study in the Woodbridge High School Master Plan.

On the motion of Member McInerney, seconded by Member Coven and carried 5-0 (Student Members Arkin, Gilman, Kadam and Miede voting "Yes"), the Board authorized Deputy Superintendent of Business Services to contract with t/BP Architects for the Woodbridge High School Master Plan.

Retention of CW Driver, Construction Management Services for Quail Hill Elementary School Project

Deputy Superintendent Medeiros reviewed the process and criteria used for selection of a construction management firm and responded to Board questions.

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 01-1, authorized the Deputy Superintendent of Business Services to enter into a construction management contract with C.W. Driver, as revised.

Items of Business

(A written report was included with the agenda and is on file in the District Office.)

Irvine Public Schools Foundation Fund Raising Priorities 2004-05

Superintendent Waldfogel reviewed the process for determining IPSF fund raising priorities, developed in an effort to blend the priorities of the Board of Education with the capacity of IPSF to raise and sustain funding.

IPSF CEO Tim Shaw remarked on the role of the Foundation as a fund raising entity in support of District programs and the challenges faced over the past several years due to the number of unfunded needs.

Speaking to the topic:

Matt Molkara, 94 Dovecrest 92620
Lisa McMains, 81 Dovecrest 92620
John Burger, 2 Treeridge Lane 92620
Marcie Obstfeld, 16 Joyce Ct. 92612
Julie Tectscher, 25 New Dawn 92620
Michael Haggin, 17 Ashbrook Place 92604
Mark Locklear, 11 Silveroak 92620

Board members expressed appreciation to the community for their generous financial support and discussed the implications of not including Class Size Reduction at Grade 3 as an IPSF fund raising priority. Mr. Shaw responded to questions regarding the challenges of managing the Grade 3 Class Size Reduction Pledge Campaign, which has fallen short of its goal for the past two years.

Member Wallin made a motion, seconded by Member Kuwabara, to approve the IPSF fund raising priorities for 2004-05, as recommended by the Conference Committee.

Member Choi made a substitute motion, seconded by Member Coven, to approve the IPSF fund raising priorities for 2004-05, as recommended by the Conference Committee, with the exception of Class Size Reduction (K-2), to be postponed for separate consideration at the February 3, 2004 board meeting. On a vote of 2-3 (Members Kuwabara, Wallin and McInerney voting "No"), the motion failed.

On a vote of 3-2 (Members Choi and Coven voting "No"), the Board approved the original motion.

Oral Communication

None

Adjournment

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, there being no further Board of Education business, the meeting was adjourned at 9:22 p.m.

Carolyn McInerney
President

Dean Waldfogel
Superintendent