

IRVINE UNIFIED SCHOOL DISTRICT
Irvine, California

Regular Meeting
June 7,1994

CALL TO ORDER

The Regular Meeting of the Board of Education was called to order by President Regele at 5:30 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

ROLL CALL

Members Present:

Mary Ellen Hadley, Steve McArthur, Margie Wakeham, Mike Regele

Members Absent:

Tom Burnham

Tom Burnham joined the meeting at 5:40 p.m.

CLOSED SESSION

The Board adjourned to Closed Session 5:31 p.m., to discuss a Liability Issue (Fontes vs. IUSD), and the Superintendent's Evaluation. The following action was taken:

Litigation (Fontes vs. IUSD)

On the motion of Member Wakeham, seconded by Member Regele and carried (Members Burnham and Hadley voting "No"), the Board agreed to contact the California School Boards Association to determine whether there is sufficient statewide interest in the issue to support a petition to the Supreme Court for review of the Appellate Court decision. The Board will address whether to petition the Supreme Court for review after hearing from CSBA and conferring further with legal counsel.

Superintendent's Report

The Board will be moving forward with this process. No formal action was taken.

RECONVENE REGULAR MEETING

President Regele reconvened the Regular Meeting at 7:32 p.m., and reported on the action and discussion which took place during Closed Session. In addition, President Regele read the following statement to clarify the Board's decision to contact CSBA regarding the Fontes vs. IUSD case.

The issue is not whether cheerleaders and athletes, or students who participate in other student extracurricular activities, should all be held to the same eligibility standard, but a question of judicial activism as substitute for local control. The Appeals Court did not conclude on any basis of law that the policy in question was illegal. The Court merely disagreed with the local policy decision, and because it disagreed has directed the Board of Education to change that policy decision. The court order has direct implications as precedent for every decision made by every school board in the State. The issue goes far beyond the eligibility standards for cheerleaders in Irvine. The central question is whether or not it is legitimate for a duly elected body to determine policy issues within the scope of the law.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance to the Flag of the United States of America was led by Tom Burnham and was followed by a moment of silence.

ROLL CALL

Members Present:

Tom Burnham, Mary Ellen Hadley, Steve McArthur, Margie Wakeham, Mike Regele

Members Absent:

None

Student Members Present:

Dana Glasser, Kelly Keating, Todd Marcus

Student Members Absent:

None

Staff:

David E. Brown, Superintendent

Sue Long, Deputy Superintendent, Personnel

Paul Reed, Deputy Superintendent, Business

Dean Waldfoegel, Deputy Superintendent, Curriculum

Donna Wilkerson, Superintendent's Executive Assistant

Other Staff:

Don Babitz, Bob Barnhart, Max Cantu, Mary Cliff, Helen Cypress, Tony Ferruzzo, Pat Fisher, Steve Garretson, Dennis Gibbs, Dan Grider, Bill Griffiths, Ken Horner, Lois Knudson, Tom Knudson, Katie Johnson, Teddy Lebsak, Darlene Paul, Gayle Pflaum, Patty Rieff, Juan Salazar, Dan Schmenk, Marilyn Tabor, Dorothy Terman, Julia Wang, Sally Wilde

Student Technicians:

Kim Ritz, Jon Finen, Jay Kamdar

SPECIAL RECOGNITION PRESENTATIONS

Employees of the Year

The following certificated and classified employees of the year were recognized for their exemplary service to the Irvine Unified School District:

Max Cantu, Teacher, Santiago Hills

Helen Cypress, Library Media Assistant, Santiago Hills

Bill Griffiths, Locksmith, Maintenance and Operations

Lois Knudson, Teacher, Lakeside Middle School

Darlene Paul, Clerk, Lakeside Middle School

Juan Salazar, Head Custodian, District Office

Julia Wang, Instructional Assistant, Rancho Middle School

Sally Wilde, Teacher, Woodbridge High School

Sharon Wellikson and Mary Curren were recognized for their continued efforts in ensuring the success of the Irvine Junior Games.

Student Board

The following student board members were recognized for their service to the school community:

Jackie Dombrowski, Irvine High School

Dana Glasser, University High School

Kelly Keating, Irvine High School

Momoko Nakamura, Irvine High School

Kelly Pullin, Woodbridge High School

Albert Su, Woodbridge High School

Seth Turbow, University High School

PTA Volunteer Contribution

Jacquie Boslet, PTA Council President, presented the Board with PTA's donation of 200,000 volunteer hours to benefit both IUSD staff and students. The Board expressed appreciation for the vital role PTA plays in the school community.

APPROVAL OF MINUTES

On the motion of Member Wakeham, seconded by Member Burnham and carried, the Board approved the Minutes of May 17, 1994, as amended:

Correct statement regarding Member Burnham's absence from Closed Session to read as follows:

Tom Burnham arrived after roll call, and after refusing to sign the CLAS review confidentiality statement, left Closed Session on the advise of counsel.

ORAL COMMUNICATION

Steve Garretson and Dan Schmenk, ITA, announced the names of the following scholarship winners:

Venture Scholarship -- Treva Lanphier, Irvine High School
Carrie Valderrama Memorial Scholarship -- Alexandra Rundel, Laguna Beach H.S.
Scholarship A -- Amy Ko, Irvine High School
Scholarship A -- Anh Tran, Irvine High School

Hank Adler, 6 Stillwater, requested that the Board agendize the creation of a policy requiring a five year period prior to past board members becoming re-affiliated with the school district when financial remuneration is involved, and a policy requiring bids for services costing more than \$10,000.

Beverly Jacobs, 43 Sycamore Creek, spoke to the issue of the Fontes vs. IUSD lawsuit.

ADOPT AGENDA

On the motion of Member Wakeham, seconded by Member McArthur and carried, the Board adopted the agenda, as amended:

REMOVE Item 2b, Student Discipline, from Closed Session

ANNOUNCEMENTS AND ACKNOWLEDGEMENTS

Member Burnham discussed the financial health of the Irvine Child Care Project.

Burnham also expressed appreciation to the Irvine Exchange Club for the academic scholar awards dinner.

Member McArthur mentioned his attendance at the WHS academic awards event and shared his appreciation for the number of students accomplishing amazing things during their high school

experience.

Member Hadley discussed the IEF Volunteer Appreciation event saying that creativity, talent, and energy was very evident to all in attendance.

Hadley also mentioned her attendance at the First Grade Reading Project Review and Celebration. Hadley congratulated both Marilyn Tabor, Marilyn Paul, and all participating first grade teachers for their impressive success with first grade readers.

Hadley also discussed her trip to Sacramento, with the CSBA Legislative Network, during which she had the opportunity to meet with local legislators to lobby for less rigorous application of the Brown Act to school site councils and parent organizations. In addition, Hadley had the opportunity to learn more about the Governor's "smoke and mirrors" budget.

In closing, Member Hadley announced the final SAC meeting, encouraged attendance, and thanked Natalye Black and Al Kaufman for their efforts in keeping parents well informed.

Member Wakeham thanked IEF for a job well done on the recognition of school volunteers.

Wakeham also discussed her participation in legislative action activities, saying it is helpful to remind legislators of the needs of their constituents.

Wakeham further congratulated Marilyn Tabor and Marilyn Paul for their work with the First Grade Literacy Project. Wakeham expressed excitement on seeing the District continue to move forward on making every child a reader.

In closing, Wakeham shared her disappointment in not being invited to this year's scholar athlete event, saying it is always a meaningful and heartwarming event.

SUPERINTENDENT'S REPORT

David Brown mentioned an opportunity he had to participate in a special presentation for students at Greentree Elementary school who wrote "Kids Random Acts of Kindness," a very impressive publication in which the students shared their reflections.

Brown announced the next meeting of the Safe Community Task Force -- Monday, June 27, 5:30 p.m., in the District Office.

Brown also shared a concern expressed regarding community safety as a result of a community member owning a large number of weapons. Brown shared IPD's efforts in working to maintain safety.

Brown announced the IUSD student winners in the State Science Fair and congratulated Dorothy Terman for coordinating a science program that is one of the finest in the state and nation.

In closing, Brown displayed articles on a mural project completed by Creekside High School students which is located under the freeway next to Anaheim Stadium. Congratulations to all involved.

STUDENT BOARD MEMBERS' REPORT

Student Members Glasser, Keating, and Marcus reported on school activities.

CONSENT CALENDAR

On the motion of Member Wakeham, seconded by Member Hadley and carried (Student Members Glasser, Keating, and Marcus voting "Yes"), the Board took the following action on the Consent Calendar:

1. Acceptance of Gifts

Accepted the following gifts to the District (value assessed by donor):

FOR USE BY IRVINE UNIFIED SCHOOL DISTRICT

Donation: 4,000 audio cassette tapes
Value: \$4,000.00
Donor: ATTN: Jill Gray, Manager - Human Resources
TDK Electronics Corporation
17072 Daimler Street, Irvine, CA 92713-9543

FOR USE AT CULVERDALE ELEMENTARY SCHOOL

Donation: 500 audio cassette tapes
Value: \$500.00
Donor: TDK Electronics Corporation
(on behalf of student Alberto Chapa, Jr.)
17072 Daimler Street, Irvine, CA 92713-9543

FOR USE AT LOS NARANJOS ELEMENTARY SCHOOL

Donation: U.S. History software program and site license
Value: \$500.00
Donor: David Flagler
2 Feathergrass, Irvine, CA 92714

Donation: individual student desks for 13 classrooms
Value: \$13,150.94
Donor: Los Naranjos PTA

FOR USE AT NORTHWOOD ELEMENTARY SCHOOL

Donation: playground balls
Value: \$60.00
Donors: Gary and Vicki Bosz
1 DeForest, Irvine, CA 92720

Donation: classroom equipment/supplies, field trips, accordion doors for classrooms, copier/supplies, library/books, computer/CD Rom, art instruction, student telephone, and two South Coast Repertory performances

Value: \$34,830.00

Donor: Northwood PTA

28 Carson, Irvine, CA 92720

Donation: Apple II GS computer upgraded, Apple Imagewriter II printer, color monitor, and miscellaneous software

Value: \$1,000.00

Donors: Robert and Elizabeth Pestolesi

8 Bell, Irvine, CA 92720

Donation: Apple IIe computer, monitor, printer, dual disc drives, system saver, joystick, and miscellaneous software

Value: \$1,000.00

Donors: Greg and Janet Smiley

3 Ensueno East, Irvine, CA 92720

FOR USE AT RANCHO SAN JOAQUIN MIDDLE SCHOOL

Donation: \$1,000.00 for Music Department

Donor: Steve Kay

QTC Management, Inc.

1350 Valley Vista Drive, Suite 108

Diamond Bar, CA 91765

Donation: RCA 19" Colortrac color television

Value: \$100.00

Donor: Michael Politiski

15 Pappagallo Point, Aliso Viejo, CA 92656

Donation: IBM PS-2/30 CPU monitor

Value: \$700.00

Donor: Ms. Pauline Yu and Mr. Ted Hutters

9 Newton Court, Irvine, CA 92715

FOR USE AT SANTIAGO HILLS ELEMENTARY SCHOOL

Donation: Apple IIe computer, including a keyboard, color monitor, two disk drives; and Apple ImageWriter II color printer with ribbons, mouse and joystick

Value: \$1,000.00

Donors: Dr. and Mrs. Lee J. Harris

2 Alameda, Irvine, CA 92720

FOR USE AT TURTLE ROCK ELEMENTARY SCHOOL

Donation: Leading Edge computer, screen, and keyboard

Value: \$600.00

Donor: Bahram Eslami

19091 Beckwith Terrace, Irvine, CA 92715

FOR USE AT UNIVERSITY HIGH SCHOOL

Donation: microwave oven and television

Value: \$400.00

Donor: Betsy Bright

19532 Sierra Canon Road, Irvine, CA 92715

Donation: a roll of butcher paper

Value: \$40.00

Donor: Judy Dobbs

4020 Birch Street, Suite 102

Newport Beach, CA 92660

Donation: four desks, one credenza, three four-drawer file cabinets, two two-drawer file cabinets, one table, and seven panels
Value: \$5,000.00
Donor: ATTN: Barbara J. Stroud
Hitachi Data Systems
333 South Anita Drive, Suite 700
Orange, CA 92668

FOR USE AT WOODBRIDGE HIGH SCHOOL

Donation: back issues of *Reader's Digest* (1938-1993) for the library
Donor: John A. Harry
15 Deerwood West, Irvine, CA 92714-3056

Donation: 500 audio cassette tapes
Value: \$500.00
Donor: ATTN: Jill Gray
TDK Electronics Corporation
P.O. Box 19543, Irvine, CA 92713-9543

2. Conference Attendance

Approved the attendance of staff at the following out-of-state events:

Event: Improving the Quality of Thinking in a Changing World
Location: Cambridge, Massachusetts
Dates: July 17-22, 1994
Attendee: Dean Waldfogel, Deputy Superintendent - Curriculum and Instruction
Cost: \$1,820.00

Event: Council for Children With Behavioral Disorders (CCBD) Professional Development
Location: Portland, Oregon
Dates: July 22-23, 1994
Attendees: John Brady, Program Specialist - Los Naranjos Preschool; Liz Krogdsale - Special Day Class Teacher - University High School
Cost: \$1,078.00

3. Personnel Action #93-93/20

Approved the amended Personnel Action Report #93-94/20 as submitted for CERTIFICATED -Leave of Absence, Resignation, Retirement, Substitutes and Home Teachers. CLASSIFIED - Substitutes, Leave of Absences and Retirements. A copy is attached to and made a part of these minutes.

4. Contract Services Report 1993/1994-21

Approved the Contract Services Report 1993/1994-21, as submitted. A copy is attached to and made a part of these minutes.

5. Payment for Related Services for Special Education Students

Approved the individual pupil service contract for the handicapped student(s) negotiated between the Irvine Unified School District and the State certified nonpublic agency.

6. 1994-95 Consolidated Application, Part 1

Approved submission of the District's Consolidated Application for 1994-95.

7. Submission of Teacher Achievement Award Program Grant Proposal, for 1994-95

Ratified the submission of the Teacher Achievement Award Program to the California Dwight D. Eisenhower Math and Science Education State Grant Program and the California State University.

8. San Joaquin High School Third-Year Progress Report: Western Association of Schools and Colleges

Accepted submission of the Third-Year Progress Report for San Joaquin High School to the Accrediting Commission of Schools.

9. Woodbridge High School Third-Year Progress Report: Western Association of Schools and Colleges

Accepted submission of the Third-Year Progress Report for Woodbridge High School to the Western Association of Schools and Colleges.

10. Amendment to the Contract for Administration of District's Workers' Compensation Program

Approved the Amendment to the Agreement with Keenan and Associates for administration of the District's Workers' Compensation Program for the 1994-95, 1995-96, and 1996-97 years in the amount of \$57,280 for 1994-95 with years 1995-96 and 1996-97 being negotiable but not to exceed a 3% increase over the preceding year. The Board further authorized the Deputy Superintendent, Business Support Services, to execute the amendment.

11. Claim for Personal Injuries

Denied the claim for personal liability on behalf of the named claimant and referred the matter to the District's insurance administrator.

12. Cooperative Agreement Between the State of California Department of Rehabilitation and Irvine Unified School District

Approved the Cooperative Agreement between the Irvine Unified School District and the State of California Department of Rehabilitation.

13. Architectural Consulting Services for Proposed K-8 School Site at MCAS Tustin

Authorized the HMC Group to provide a site plan for the proposed K-8 school site at MCAS Tustin for a cost not to exceed \$2,000.

14. Authorization to Secure Equipment for Energy Savings

Authorized the Deputy Superintendent, Business Services, to enter into an agreement with Southern California Edison to secure energy saving equipment at four schools, provided, after appropriate analysis, that in the opinion of the Deputy Superintendent the net cost to the District will be neutral.

15. Award of Contract for Construction of Vehicle Fuel Point at the District Transportation Facility

Approved award of a contract for construction of a vehicle fuel point at the District's Transportation Facility to E.I.A., Incorporated in the amount of \$283,717.

16. Retention of Consultant Transportation Fueling Point Project

Authorized a contract agreement with Mr. Jim Estill to provide continuous inspection at the District's Transportation Fueling Point Project for a duration of 80 calendar days at a cost not to exceed \$12,000.00

17. Grant Award from the State Department of Education

Accepted the grant award of \$10,000 from the State Department of Education for Parent Training.

18. Checks and Purchase Orders

Approved check numbers 57413-58172 for previously approved purchase orders, contracts and bids and new purchase order listing dated 5/31/94. A copy is attached to and made a part of these minutes.

CONSENT CALENDAR RESOLUTION

Resolution No. 93-94-21, Restricting the Ending Balance of the General Fund

On the motion of Member Burnham, seconded by Member Wakeham and carried (Student Members Glasser, Keating, and Marcus voting "Yes"), the Board adopted Resolution No. 93/94-21, restricting the ending balance of the District's General Fund.

AYES: Members Burnham, Hadley, McArthur, Wakeham, Regele

NOES: None

ABSENT: None

CFD CONSENT CALENDAR

On the motion of Member Hadley, seconded by Member Wakeham and carried (Student Members Glasser, Keating, and Marcus voting "Yes"), the Board took the following action on the CFD Consent Calendar:

1. Retention of Consultant, Stonecreek Relocatable Replacement Project

Acting as the legislative body of Community Facilities District 86-1, authorized a contract agreement with California Services, Inc. to provide continuous in-plant inspection services and OHMS/Megger testing at the Stonecreek Elementary School Relocatable Replacement Project at a cost of \$600.00 plus \$60.00 per OHMS/Megger test.

CFD CONSENT CALENDAR RESOLUTION

Resolution No. 93-94-22, Advertisement for Bids: Woodbridge High School Tennis Center and Parking Lot Expansion

On the motion of Member Hadley, seconded by President Regele and carried (Student Members Glasser, Keating, and Marcus voting "Yes"), the Board, acting as the legislative body of

Community Facilities District 86-1, authorized advertisement of bids for construction of the Woodbridge High Tennis Center and Woodbridge High Parking Lot Expansion. The Board further adopted Resolution No. 93-94-22 (Form SAB02) to be submitted to the Division of the State Architect.

AYES: Members Burnham, Hadley, McArthur, Wakeham, Regele

NOES: None

ABSENT: None

Resolution No. 93-94-23: Levy Special Taxes within Community Facilities District 86-1 for Fiscal Year 1994-95

On the motion of Member Hadley, seconded by President Regele and carried (Student Member Glasser, Keating, and Marcus voting "Yes"), the Board, acting as the legislative body of Community Facilities District No. 86-1, adopted Resolution No. 93-94-23, authorizing and providing for the levying of special taxes within CFD No. 86-1 for fiscal year 1994-95.

AYES: Members Burnham, Hadley, McArthur, Wakeham, Regele

NOES: None

ABSENT: None

OLD BUSINESS

Presentation of Report from the Joint Use Agreement Task Force

Hank Adler, Chair of the Joint Use Agreement Task Force, provided an overview of the findings and recommendations. Member Wakeham thanked Adler for the leadership he provided and Member Hadley added her thanks and included Wakeham, Paul Reed, and City participants on the task force, for their efforts and consideration of the community's interests.

On the motion of Member Hadley, seconded by Member Wakeham and carried, the Board agreed to continue this item to the next meeting.

Foundations for the Future Status Report

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

David Brown provided an overview of the progress being made in the campaign, saying that he felt encouraged by the corporate response. Brown thanked Keith Greer and Gary Hunt for their commitment and exceptional leadership. Brown also thanked Fluor for their willingness to provide support for the technology infrastructure and shared appreciation for both PacTel and Dimension Cable for being similarly supportive.

Dean Waldfoegel provided a brief overview of the program presentation being made to the corporate community; and Brown closed by announcing the names of those who have confirmed in their commitment to providing volunteer leadership at this time:

Mr. Gary Hunt, The Irvine Company

Mr. Keith Greer, Irvine Company Builders

Senator Marian Bergeson, California State Senate

Mr. Walter Gerken, Pacific Mutual
Mr. Robert Fluor, Fluor Daniel, Inc.
Mr. Robert Bein, Robert Bein, William Frost and Associates
Mr. Steve Scarborough, Standard Pacific Corporation
Mr. Jeff Stack, SARES-REGIS Group
Dr. Don Rickner, Irvine Valley College

The Board selected the date and time of their next meeting during which the business plan for the Foundations for the Future will be presented for Board review -- Wednesday, June 29, 5:30 p.m.

Policy for Fund Raising Groups - Second Reading

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

On the motion of Member Hadley, seconded by Member McArthur and carried, the Board adopted, in second and final reading, the Irvine Unified School District Fund Raising Charter Policy and Administrative Procedures.

NEW BUSINESS

Public Hearing: Presentation and Adoption of the 1994-95 Tentative Budget

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

On the motion of Member Wakeham, seconded by Member Hadley and carried, the Board adopted the 1994-95 Tentative Budget and directed staff to both submit it to the Orange County Department of Education for review as required by law, and proceed with further internal and public review necessary to create the Publication Budget for 1994-95. In addition, the Board directed staff to return on July 19 with a suggested structure for addressing potential cuts, unfunded priorities, and establishing a process which will include community participation.

On the motion of Member Hadley, seconded by Member Burnham and carried, the Board agreed to add "Eighth Grade DARE Officer Support" to the unfunded priorities list, indicating a cost of \$45,000.

CLAS Test

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

On the motion of Member Hadley, seconded by Member Wakeham and carried (Member Burnham voting "No"), the Board agreed to write a letter to William Dawson, cc: local legislators and CSBA, affirming the framework and general direction of CLAS as well as expressing the following concerns/recommendations on CLAS:

1. Ensure questions respect students' privacy rights (inappropriateness of questions regarding personal beliefs and values)
2. Provide opportunity for parents to opt out
3. Examine ways of lowering the costs
4. Increase parent participation in developing the next instrument
5. Provide an opportunity for Board members to review the exam prior to implementation.
6. Make current exams available for public viewing
7. Return exams for local teacher evaluation and feedback to students

Speaking to the Topic:

Hank Adler, 6 Stillwater
Allan Foster, 1 Alaris Aisle,
Scott Peotter, 22 Barcelona
Sandy Moody, 34 Almond Tree
Sue Boozier, 4 Sanderling

School Board Election Candidates' Statements

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

On the motion of Member Hadley, seconded by Member McArthur and carried (Member Burnham voting "No," Member Wakeham abstained), the Board approved 200 words for the candidates' statements of qualifications and authorized the Assistant Secretary to the Board to make the appropriate notification to the Registrar of Voters.

Motion to Continue the Meeting

On the motion of Member Burnham, seconded by Member Wakeham and carried, the Board agreed to continue the meeting past 11 p.m.

Joint IUSD/TUSD High School Concept Status Report

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

David Brown provided a brief status report on the progress of the Joint High School discussion. A more comprehensive report will be provided at the next meeting of the Board.

ORAL COMMUNICATION

None

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:15 p.m.

Mike Regele David E. Brown

President Superintendent