

*Irvine Unified School District
Irvine, California
Board of Education
Minutes of Regular Meeting
June 26, 2001*

Call to Order

The Regular Meeting of the Board of Education was called to order by President Preston at 5:10 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Karen Preston

Members Absent:

Steven Choi (Member Choi joined the meeting at 6:02 p.m.)

Margie Wakeham (Member Wakeham joined the meeting at 5:15 p.m.)

Closed Session

The Board adjourned to Closed Session at 5:12 p.m.

Student Discipline Issue

The Board discussed a student discipline issue.

Conference With Legal Counsel - Anticipated Litigation

The Board met with legal counsel to discuss a possible litigation issue. No action was taken.

Conference With Labor Negotiator

This item was removed from the agenda.

Reconvene Regular Meeting

President Preston reconvened the meeting at 6:43 p.m. and reported on the discussion in Closed Session.

Conference with Legal Counsel - Anticipated Litigation

President Preston read the following statement:

"The Board has determined this evening to continue the current rate (adopted in 1997) of \$25 per hour/per classroom for all "Group B" facilities user groups. This rate will remain in effect until further analysis of direct costs, including energy rates, can be undertaken and brought back to the Board for review."

Student Discipline Issue

On the motion of Member McInerney, seconded by Member Choi and carried 5-0, the Board expelled Student No. 003865 for violation of Ed. Code Sections 48900(b) and 48915(c)(2) for one year from the date of the incident (March 20, 2001).

Pledge of Allegiance

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

Roll Call

Members Present:

Steven Choi, Sue Kuwabara, Carolyn McInerney, Margie Wakeham, Karen Preston

Members Absent:

None

Student Members Present:

None

Staff:

Patricia Clark White, Superintendent

Sue Long, Deputy Superintendent, Human Resources

Vernon Medeiros, Deputy Superintendent/Chief Financial Officer

Dean Waldfoegel, Deputy Superintendent, Curriculum and Instruction

Lee Brooks, Executive Assistant to the Superintendent

Other Staff:

Anne Caenn, Don Chadd, Mary Cliff, Leslie Earle, Tony Ferruzzo, Dennis Gibbs,

Al Kaufman, Lloyd Linton, Mary Lou Sortais, Ann Reigle, Gail Rothman, Mark Sontag,

Stan Steele

Video Production Services:

Mike McIntyre, Teleios Services

Oral Communication

Janelle Cranch, CSEA President, expressed support for the Facilities Fees structure as presented.

Adoption of the Agenda

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

REVISE Item 7g, *Contract Services Action Report*

REVISE Item 7p, *Receive Bids/Award Contract for Westwood Basics Plus Elementary School Re-roof*

REVISE Item 7bb, *Contract Renewal Authorization -- AIG (Specific/Aggregate Re-insurance) -- IUSD Health Benefit Plan*

REVISE Item 7qq, *Field Trips, Tours and Excursions*

MOVE Item 7rr, *America's Schools Programs* to ITEMS OF BUSINESS - 12f

REMOVE Item 9b, *Receive Bids/Award Contract -- Category #3R-Concrete -- Oak Creek Elementary School Project*

Superintendent's Report

Superintendent White reported on current district activities, awards and recognitions.

Consent Calendar

On the motion of Member Wakeham, seconded by Member Kuwabara and carried 5-0, 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. Submission of Application for Funding for English Language Acquisition Program (ELAP) for 2001-2002

Approved the submission of the District's application for Funding for the ELAP Program for 2001-2002 to the California State Department Education.

3. Presentation of the 2000-01 Peer Assistance and Review Annual Report

Accepted the 2000-01 Annual Report of the Joint Peer Assistance and Review (PAR) Committee.

4. Grant Proposal: Irvine School Readiness Program, 2001-2002

Ratified the submission of the Irvine School Readiness Program proposal to the Orange County Children and Families Commission, FY 2001-2002, for the purpose of extending the present program promoting early childhood development (prenatal through age five) in the areas of health services, school readiness preparation and case management for strong families.

5. Purchase Order Detail Report

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

Approved the Purchase Order Detail Report dated June 18, 2001.

6. 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 00035644 through 00036475

District 41, Irvine Child Care Project - Numbers 00001459 through 00001467

District 44, Community Facilities District 86-1 - Numbers 00001618 through 00001628

Community Facilities District No. 86-1, Bank of New York Western Trust Co.,

Bond Series 97, 98, 99 - Numbers 01550429 through 01558043

Revolving Cash - Number 21032 through 21202

7. 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 2000-01/19 as revised.

8. Business Services Authorized Signatures

Approved the authorized signatories as submitted.

9. Signature Authorization - Deferred Compensation Plan Account

Approved authorized signatures for IUSD Deferred Compensation account at Orange County Teachers Federal Credit Union.

10. Contract to Provide Lunches to Christian Montessori Academy on the El Toro Marine Base Site

Authorized the Director of Business Services to enter into a contract with Christian Montessori Academy to provide lunches to their school from July 1, 2001 to June 30, 2002.

11. Contract to Provide Lunches to Liberty Baptist Schools

Authorized the Director of Business Services to enter into a contract with Liberty Baptist Schools for the 2001-2002 school year to provide lunches to their school on Bison Avenue in Newport Beach.

12. Los Naranjos Preschool Playground Equipment

Accepted playground equipment at Los Naranjos Preschool as complete and authorized staff to file Notice of Completion with the Orange County Recorder's Office.

13. Disposal of Surplus / El Camino Real Elementary School "Kids of Camino" Daycare Relocatable

Authorized staff to seek public bids for the surplus of this relocatable in accordance with applicable statutes.

14. Receive Bids / Award Contract For Monitoring of Site Intrusion Systems

Authorized Director of Business Services to enter into a contract with ACS Security to provide monitoring of site intrusion and conditions systems for various District locations for the amount of \$145,126.80.

15. Receive Bids / Award Contract for the Employee Uniform Contract

Authorized Director of Business Services to enter into a contract with Prudential Overhaul Supply for a two year contract at \$51,865.85 annually.

16. Receive Bids / Award Contract For Westwood Basics Plus Elementary School Re-roof

Authorized Director of Business Services to enter into a contract with ReyCrest Roofing for the Westwood Basics Plus Elementary School re-roof for the sum of \$129,373.

17. Receive Bids / Award Contract for District-wide Asphalt Services for 2001/2002

Authorized Director of Business Services to enter into a contract with AMS Paving to provide District-wide asphalt services for 2001/2002 at various locations for an amount not to exceed \$200,000.

18. Award of Contract for Consulting Services in Connection with Management, Inspection and Abatement of Asbestos Containing Materials

Authorized Director of Business Services to enter into a contract with ABATEC Inc. for technical consulting services for the period July 1, 2001 through June 30, 2003 in the amounts of \$4,500 in 2001/02 and \$9,000 in 2002/03.

19. Contract Authorization -- Rx America -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to enter into a contract with Rx America for the 2001-2002 contract year at a rate of \$.60 per retail claim, \$1.30 per direct pay claim, and no charge for mail order claim per eligible benefit employee per month.

20. Contract Renewal Authorization -- Vision Service Plan -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Vision Service Plan for the 2001-2002 contract year at a rate of \$.65 per eligible benefit employee per month.

21. Contract Renewal Authorization -- Rael & Letson Consulting Services -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Rael & Letson Consulting Services for the 2001-2002 contract year at a rate of \$1.32 per eligible benefit employee per month, and at an annual amount not to exceed \$25,800 annually.

22. Contract Renewal Authorization -- Podiatry Plan -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Podiatry Plan for the 2001-2002 contract year at a rate of \$.30 per eligible benefit employee per month.

23. Contract Renewal Authorization -- Medical Eye Services, Inc. -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Medical Eye Services for the 2001-2002 contract year at a rate of \$.50 per eligible benefit employee per month.

24. Contract Renewal Authorization -- CNA Insurance Companies -- Long Term Disability Plan -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with CNA Insurance Companies for the 2001-2002 contract year at a rate of .23% of insured payroll.

25. Contract Renewal Authorization -- Chiropractic Health Plan -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Chiropractic Health Plan for the 2001-2002 contract year at a rate of \$.45 per eligible benefit employee per month.

26. Contract Renewal Authorization -- Interplan (Preferred Provider Organization) -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Interplan for the 2001-2002 contract year at a rate of \$4.40 per eligible benefit employee per month.

27. Contract Renewal Authorization -- Interplan (Exclusive Provider Organization) -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Interplan - Preferred Provider Organization - EPO for the 2001-2002 contract year at a rate of \$8.05 per eligible benefit employee per month.

28. Contract Renewal Authorization -- Medical Excess Insurance Services, Inc. (Specific/Aggregate Re-insurance) -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Medical Excess Insurance Services, Inc. for the 2001-2002 contract year at a rate of \$36.65 per eligible benefit employee per month.

29. Contract Renewal Authorization -- Integrated Behavioral Health -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Integrated Behavioral Health for the 2001-2002 contract year at a rate of \$3.23 per eligible benefit employee per month.

30. Contract Renewal Authorization -- Anthem Health and Life Insurance Company (Group And Voluntary Life Insurance) -- IUSD Health Benefit Plan

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Anthem Health and Life Insurance Company for the 2001-2002 contract year at a rate of \$7.99 per eligible benefit employee per month.

31. Contract Renewal Authorization -- IUSD Health Benefit Plan Claims Payment Account -- Zenith Administrators, Inc.

Authorized the Superintendent or Superintendent's designee to renew the existing contract with Zenith Administrators Inc. for the 2001-2002 contract year at a rate of \$13.44 per person medical per month, and \$3.94 per person dental per month.

32. Contract Renewal Authorization -- Flexible Spending Account -- Zenith Administrators, Inc.

Authorized the Superintendent or Superintendent's designee to renew the contract with Zenith Administrators, Inc. for the 2001- 2002 contract year for payment of Flexible Spending Account claims at a per eligible employee, per month contract rate of \$2.70 for unreimbursed medical claims, \$2.70 dependent care claims, and \$2.70 premium deferment per enrolled employee per month. The total administrative fee charged to the employee shall not exceed \$5.00.

33. Contract Renewal Authorization -- Workers' Compensation Claims Administration -- Keenan & Associates

Authorized the Superintendent or Superintendent's designee to renew the contract with Keenan & Associates for claims administration in the amount of \$65,000 for the 2001-2002 contract year.

34. Contract Renewal Authorization -- Workers' Compensation Insurance -- Discover Re

Authorized the Superintendent or Superintendent's designee to enter into a contract with Discover Re with Keenan & Associates as broker for the 2001-2002 school year at a rate of \$0.038 per \$100 of payroll with an approximate premium amount of \$35,000.00 to be adjusted upon final payroll of June 30, 2001.

35. Contract Authorization - Property and Liability Insurance - Robert F. Driver Company and Specialty National Insurance Company

Authorized the Director of Business Services to contract with The Robert F. Driver Company and Specialty National Insurance Company for property and liability insurance coverage levels from \$25,000 to \$1,000,000 for the 2001-02 contract year, at an annual premium amount of \$267,156.

36. Contract Renewal Authorization -- School Excess Liability Fund

Authorized the Superintendent or Superintendent's designee to renew the contract with School Excess Liability Fund (SELF) for the purpose of securing property and liability coverage at levels of \$1,000,000 to \$24,000,000 at a premium rate of \$2.80 per ADA.

37. Renewal of Lease Agreement Between ICCP and IUSD Kids Stuff Program for the 2001-2002 School Year

Approved the Agreement between ICCP and IUSD Kids Stuff Program for use of the ICCP portables at Santiago Hills Elementary School for the 2001-2002 school year.

38. Renewal of Lease Agreement Between ICCP and IUSD La Vista Child Development Center for the 2001-2002 School Year

Approved the Agreement between the ICCP and IUSD La Vista Development Center for use of the six ICCP portables purchased under the City of Irvine Community Block Grant Development Funds for the 2001-2002 school year.

39. 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 2000-01/19 as submitted for Employment, Resignations and Retirement.

40. 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 2000-01/21 as submitted for Employment, Resignations, Retirements, and Leaves of Absence.

41. Gifts

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

Accepted gifts to the District as submitted.

42. Conference Attendance

Approved out-of-state conference attendance for Canyon View Teachers Virginia Bergquist, Heidi Martin and Laya Krojansky to Portland, Oregon, August 2-3, 2001 for \$1,035.00.

43. Field Trips, Tours and Excursions

Approved the following field trips (funded by donations):

- 1) University High Boys Water Polo Team to Poway/San Diego, California on, September 13-15, 2001 for \$1,000;
- 2) University High Marching Band & Pageantry to Las Vegas, Nevada, November 2-4, 2001 for \$14,800;
- 3) Woodbridge High Varsity Girls Basketball Team to Reno, Nevada, December 27-30, 2001 for \$3,000;
- 4) University High Marching Band & Pageantry to San Francisco, California, February 22-24, 2002 for \$18,000;
- 5) Woodbridge High Dance Team to New York, New York, March 31-April 4, 2002 for \$25,200
- 6) Northwood High Girls' Golf Team to Palm Springs, California, July 28-30, 2001 for \$3,000.00;
- 7) Northwood High Chamber Singers to Honolulu, Hawaii, March 30-April 4, 2002 for \$21,250.00.

Consent Calendar Resolution

On the motion of Member McInerney, seconded by Member Choi and carried 5-0, the Board took the following action on the Consent Calendar Resolution:

RESOLUTION NO. 00-01-38: Authorization of Signatures

Adopted Resolution No. 00-01-38, Authorization of Signatures.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

CFD Consent Calendar

On the motion of Member Kuwabara, seconded by Member Wakeham 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:

Certificate of Authorized Officers for Community Facilities District No. 86-1

Approved the updated CFD Certificate of Authorized Officers.

Receive Bids / Award Contract -- Category #5-Gypsum & Plaster -- Oak Creek Elementary School Project

Authorized the Superintendent or Superintendent's designee to enter into a contract with Best Interiors, Inc., for Category #5-Gypsum & Plaster for the Oak Creek Elementary School Project in the amount of \$1,140,000.00.

Funding Authorization -- Lease Relocatables -- for Modernization Interim Housing

Approved funding in the amount of \$215,000.00 for delivery, set-up and return of relocatable classrooms at Irvine High School and University High School.

Retention of Consultant -- Geotechnical Services -- University High School Modernization

Authorized the Superintendent or Superintendent's designee to enter into a contract with Pacific Soils Engineering, Inc. for geotechnical services for an amount not to exceed \$20,000.00.

Retention of Consultant -- Materials Testing & Inspection -- University High School Modernization

Authorized the Superintendent or Superintendent's designee to enter into a contract with Twining Laboratories, for materials testing and inspection services for an amount not-to-exceed \$30,000.00.

Retention of Consultant -- Materials Testing & Inspection -- Irvine High School Modernization

Authorized the Superintendent or Superintendent's designee to enter into a contract with Universal Laboratories, Inc., for materials testing and inspection services for an amount not-to-exceed \$20,000.00.

Retention of Consultant -- Materials Testing & Inspection -- University Park Elementary & Rancho San Joaquin Schools Modernization

Authorized the Superintendent or Superintendent's designee to enter into a contract with P.S.I. for materials testing and inspection services for an amount not-to-exceed \$35,000.00.

Substitution of Subcontractor Request -- University Park Elementary and Rancho San Joaquin Middle Schools Modernization

Allowed the substitution of the listed subcontractor, Sawyer Construction, in favor of the new subcontractor, Golden State Framers, for the rough carpentry portion of the work on the University Park Elementary and Rancho San Joaquin Middle Schools Modernization projects.

Receive Bids / Award Contract -- Additive Alternates 1-5 -- University Park Elementary and Rancho San Joaquin Middle Schools Modernization Projects

Authorized the Superintendent or Superintendent's designee to award the additive alternates 1-5 for the Modernization Projects at Rancho San Joaquin and University Park Elementary to DJM Construction, Inc. with the new contract price of \$4,297,000.00.

CFD Consent Resolutions

On the motion of Member Wakeham, seconded by Member Kuwabara and carried 5-0, the Board, acting as the Board of Education of the Irvine Unified School District and the governing body of Community Facilities Districts 85-1 and 86-1, took the following action on the CFD Consent Calendar Resolutions:

RESOLUTION NO. 00-01-41: Change in Custodian of Revolving Cash Fund

Adopted Resolution No. 00-01-41, naming Vernon Medeiros, Deputy Superintendent/Chief Financial Officer, as custodian of the Revolving Cash Fund.

RESOLUTION NO. 00-01-42: Authorization of Signatures on Electronically Printed Checks

Adopted Resolution No. 00-01-42, authorizing the signature of Vernon Medeiros, Deputy Superintendent/Chief Financial Officer, to be electronically printed on vendor checks.

RESOLUTION NO. 00-01-43: Authorization of Personnel to Approve Vendor Payments

Adopted Resolution No. 00-01-43 which updates the roster of personnel authorized to electronically approve all IUSD vendor claims/orders.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

Items of Business

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

Public Hearing: Presentation and Adoption of IUSD 2001-2002 Budget

Vern Medeiros reviewed the budget development process, revenue and expenditure assumptions, and legislative action efforts.

Dean Waldfoegel reported on the impacts of the 10% salary increase including the Fine Arts task force recommendation to cut \$196,794 from the K-6 program, as an alternative to the proposal to eliminate the K-3 fine arts program.

Debbie Rugani, Vice President, Irvine Public Schools Foundation, announced the foundation's commitment for an additional \$30,000 in funding to bridge the gap between the task force recommendation of \$196,794 in cuts and a \$225,000 shortfall. She also pledged the foundation's continued commitment to work with the District on budget solutions.

President Preston opened the public hearing.

Speaking to the topic:

Gail Rothman, ITA President

Sandy Rushing, 28 Sandpiper 92604

Community Member

The Board discussed other budget-related issues including special education encroachment, decreasing corporate donations, and the need to identify ongoing revenue sources. The formation of a district-wide task force to identify a program which can be supported by base funding was suggested. Board members also discussed the budget process and timelines, expressing a desire to provide opportunities for ongoing community involvement and ample lead time for decision-making.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-1 (Member Wakeham voting "No"), the Board, after due discussion and public hearing, adopted the 2001-2002 Budget with changes, if any, and directed staff to forward the appropriate documentation to the Orange County Department of Education.

Attendance Area and Open Enrollment Changes for 2001-2002

Member McInerney requested clarification relative to non-resident students enrolled under the Allen Bill. Dean Waldfogel advised that the District's obligation is through grade 12, if space is available. The Board discussed the need to continue procedures of residence verification to curtail unapproved enrollment by non-residents at highly impacted schools.

On the motion of Member Choi, seconded by Member McInerney and carried 5-0, the Board adopted the recommendations for elementary, middle and high school level attendance areas and open enrollment opportunities for 2001-2002.

RESOLUTION NO. 00-01-45: Receipt of Petition to Create a Community Facilities District and Deposit and Reimbursement Agreement

Greg Herrington, Orrick, Herrington & Sutcliffe, CFD Bond Counsel; Tom DeMars, Fieldman, Rolapp & Associates, Financial Advisor, and Karen Scott, Scott Associates, CFD Administrative consultant were introduced to answer any questions from the Board.

On the motion of Member Wakeham, seconded by Member Kuwabara and carried 5-0, the Board adopted Resolution No. 00-01-45 Acknowledging Receipt of a Petition to Create a Community Facilities District and Authorizing the Execution and Delivery of a Deposit and Reimbursement Agreement.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

RESOLUTION NO. 00-01-46: Establishment of Community Facilities District and Levy of Special Taxes

On the motion of Member Wakeham, seconded by Member McInerney and carried 5-0, the Board adopted Resolution No. 00-01-46, Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes, and set Tuesday, August 7, 2001, at 6:30 p.m. for the public hearing.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

RESOLUTION NO. 00-01-47: Bonded Indebtedness -- Community Facilities District No. 01-1

On the motion of Member Choi, seconded by Member McInerney and carried 5-0, the Board adopted Resolution 00-01-47, to Incur Bonded Indebtedness of the Proposed Irvine Unified School District Community Facilities District No. 01-1 (South Irvine Communities), and set Tuesday, August 7, 2001, at 6:30 p.m. for the public hearing on the proposed issuance of debt.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

America's Schools Program

(removed from Consent Calendar for discussion)

Member McInerney requested clarification about the America's Schools Program, including identification of other participants, amount of funding anticipated, and possible negative impacts to local fund raising efforts.

On the motion of Member McInerney, seconded by Member Choi and carried 5-0, the Board approved participation in the America's Schools Program and support of the America's School Symbol.

CFD Items of Business

RESOLUTION NO. 00-01-44: Levy Special Taxes Within Community Facilities District No. 86-1 for Fiscal Year 2001-02

On the motion of Member Choi, seconded by Member McInerney and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 86-1, adopted Resolution No. 00-01-44 authorizing and providing for the levying of special taxes within CFD No. 86-1 for fiscal year 2001-02.

AYES: Members Choi, Kuwabara, McInerney, Wakeham, Preston

NOES: None

ABSENT: None

Announcements and Acknowledgments

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

Oral Communication

None

Adjournment

There being no further Board of Education business, the meeting was adjourned at 8:48 p.m.

Karen J. Preston
President

Patricia Clark White
Superintendent