

Irvine Unified School District
Irvine, California

Board of Education
Minutes of Regular Meeting
June 28, 2005

Call to Order

The Regular Meeting of the Board of Education was called to order by President Wallin at 6:45 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Mike Parham, Sharon Wallin

Members Absent:

Gavin Huntley-Fenner (excused)

Oral Communication

None

Closed Session

The Board adjourned to Closed Session at 6:48 p.m.

Student Discipline Issues

The Board discussed three student discipline issues.

Reconvene Regular Meeting

President Wallin reconvened the meeting at 7:06 p.m. and reported on the discussion in Closed Session.

Student Discipline Issues

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-0, the Board expelled Student No. 191020942 for violation of Ed. Code Sections 48915(a)(3), 48900(c), 48900(h), and 48900(k), through January 30, 2006.

On the motion of Member Kuwabara, seconded by Member Parham and carried 4-0, the Board expelled Student No. 961347 for violation of Ed. Code Sections 48900(a)(1), 48900(h), 48900(i), and 48900(k), through January 30, 2006.

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board expelled Student No. 009960 for violation of Ed. Code Sections 48900(g) and 48900(k), through January 30, 2006.

Pledge of Allegiance

The Pledge of Allegiance to the Flag of the United States of America was led by Member Kuwabara and was followed by a moment of silence in memory of Oak Creek second grader, Bianca Miller, who passed away on June 7, 2005.

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Mike Parham, Sharon Wallin

Members Absent:

Gavin Huntley-Fenner

Student Members Present:

None

Staff:

Dean Waldfogel, Superintendent of Schools
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:

Nancy Colocino, Janelle Cranch, Rhonda DeVaux, Dennis Gibbs, Jennifer Labrado,
Nancy Melgares, Kris Moore, Barb Petro

Video Production Services:

Mike McIntyre, Teleios Services

Approval of Minutes

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board approved the following minutes, as presented:

May 31, 2005 Special Meeting
June 7, 2005 Regular Meeting

Adoption of the Agenda

On the motion of Member Kuwabara, seconded by Member McInerney and carried 4-0, the Board adopted the agenda, as amended:

- REVISE Item 11b, *Payment in Accordance with the Terms of the Settlement Agreements*
- REVISE Item 13a, *Receive Bids/Award Contract Turtle Ridge K-8 (Vista Verde) School*
- REMOVE Item 14c, *Resolution No. 04-05-75: Eliminating Positions and Ordering Layoffs in the Classified Service Due to Lack of Work and Lack of Funds (removed by staff)*

Items Removed from Consent Calendar for discussion and separate action:

- Item 11a, *Payment for Nonpublic School/Agency Services for Special Education Students*
- Item 11b, *Payment in Accordance with the Terms of the Settlement Agreement*
- Item 11e, *Grant Proposal: Bonita Canyon Shade Structure*
- Item 11i, *Contract Services Action Report*
- Item 11r, *Emergency Permit Required: Declaration of Need for Fully Qualified Educators*

Special Presentation

"Every 15 Minutes" Program Donation

Craig Yamasaki presented a donation of \$10,000 from BP/ARCO and J&M Oil in support of the "Every 15 Minutes" program.

Oral Communication

Nancy Means addressed the Board regarding the WHS Dance Team, including administration of the program and fiscal oversight.

Minhee Kang addressed the Board regarding the criteria for exit from the ELD or Sheltered program, particularly at the high school level.

Eric Lee, an ELD student, shared his experience in the program.

Janelle Cranch spoke to the topic of CSEA negotiations.

Superintendent's Report

Superintendent Waldfogel waived his report.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member Kuwabara, seconded by Member Parham and carried 4-0, the Board took the following action on the amended Consent Calendar:

1. **Contract for Special Education Related Services**
Authorized payment for special education related services in an amount not to exceed \$8,812.36.
2. **Submission of Application for Funding for English Language Acquisition Program for 2005-06**
Approved the submission of the District's Application for Funding for English Language Acquisition Program for 2005-06 to the California Department of Education.
3. **2005-06 Proposed Irvine Adult School Program**
Approved the Irvine Adult School Program for the 2005-06 school year.
4. **Purchase Order Detail Report**
(A copy is attached to and made a part of these minutes.)
Approved the Purchase Order Detail Report dated June 17, 2005.
5. **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 00082509 through 00083250

District 50, Community Facilities District No. 01-1 - Number 00001128
District 44, Community Facilities District No. 86-1 - Numbers 00002910 through
00002934
District 41, Irvine Child Care Project - Number 00001904
Revolving Cash - Numbers 25933 through 26017

6. **Proposal for Professional Services/Property Entitlement – Alderwood Basics Plus and Vista Verde Schools**
Authorized the Deputy Superintendent, Business Services, to enter into an agreement with LSA Associates Inc. for the entitlement of the Alderwood and Vista Verde surplus sites.
7. **Facilities Use Fee Increase**
Authorized staff to increase the Facilities Use Fee Schedule by 5%, effective July 1, 2005.
8. **Piggy-Back Authorization – Purchase Classroom/Office Furniture and Equipment #03-04**
Authorized the purchase of classroom/office furniture and equipment as need is identified from the Santa Ana Unified School District Bid #03-04 for Fiscal Year 2005-2008.
9. **Piggy-Back Authorization – Purchase Classroom/Office Furniture and Equipment #04/05-17**
Authorized the purchase of classroom/office furniture and equipment as need is identified from the Chula Vista Elementary School District Bid #04/05-17 for Fiscal Year 2005-2006.
10. **Renewal of Bid #03-04 for Acquisition of Classroom/Office Furniture and Equipment**
Renewed Bid #03-04 for the acquisition of furniture and equipment with McMahan Business Interiors; Culver Newlin, Inc.; School Specialty; Virco, Inc.; and Michael E. Powers & Associates, Inc. through October 31, 2008.
11. **Receive Bids/Award Contract for Unit Cost Pricing for District-Wide Concrete Services**
Authorized the Deputy Superintendent of Business Services to enter into a contract not to exceed \$300,000.00 for district-wide concrete services for 2005/2006 with Accent Reconstruction.
12. **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 2004-05/17, as submitted for Employment and Retirements.
13. **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 2004-05/18, as submitted for Employment, Leaves of Absence, Resignations and Retirement.

14. **Gifts**

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

Accepted gifts to the District, as listed.

15. **Conference Attendance**

Ratified out-of-state conference attendance for Tony Ferruzzo and Student Megan Yoo to Portland, Oregon, June 16-18, 2005 for no cost to IUSD.

16. **Field Trips and Excursions**

Approved the following field trips funded by donations:

- 1) WHS dance team to Thousand Oaks, California, July 8-10, 2005 for \$3,835.00;
- 2) UHS boys water polo team to San Diego, California, September 17-19, 2005 for \$1,500.00;
- 3) NHS Tour Chorus to Chicago, Illinois, March 23-27, 2006 for \$72,000.00.

Consent Calendar Resolution

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-0, the Board took the following action on the Consent Calendar Resolution:

RESOLUTION NO. 04-05-73: Authorization of Signatures to Receive Checks From Orange County Department of Education Courier Services and School Financial Services

Adopted Resolution No. 04-05-73, authorizing signatures to receive checks from OCDE Courier Services and School Financial Services.

AYES: Members Kuwabara, Parham, McInerney, Wallin
NOES: None
ABSENT: Member Huntley-Fenner

CFD Consent Calendar

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board, acting as the governing body of Community Facilities Districts No. 86-1 and No. 01-1, took the following action on the amended CFD Consent Calendar:

1. **Receive Bids/Award Contract – Turtle Ridge K-8 (Vista Verde) School**

Authorized the Deputy Superintendent of Business Services to enter into contracts with

JBH Structural Concrete for Bid Category #5-Concrete in the amount of \$2,868,000.00 and Anderson Charnesky Structural Steel for Bid Category #7-Steel in the amount of \$854,198.00 for the Turtle Ridge K-8 (Vista Verde) School Project, as revised.

2. **Change Order No. 2 – Bid Category #20 - Electrical – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 2 in the amount of \$9,443.00 to Gilbert & Stearns, Inc., for Bid Package #20 - Electrical at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$1,468,443.00. No change to the completion date.
3. **Change Order No. 2 – Bid Category #13 - Wall Finishes – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 2 in the amount of \$3,660.00 to Saunders & McMillian, Inc., for Bid Package #13 - Wall Finishes at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$241,560.00. No change to the completion date.
4. **Change Order No. 3 – Bid Category #6 - Rough Carpentry – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 2 in the amount of \$59,257.00 to Cuyamaca Construction, Inc., for Bid Package #6 - Rough Carpentry at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$2,342,877.00. No change to the completion date.
5. **Change Order No. 1 – Bid Category #5 - Structural Steel – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 1 in the amount of \$6,510.00 to KCB Towers, Inc., for Bid Package #5 - Structural Steel at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$398,710.00. No change to the completion date.
6. **Change Order No. 4 – Bid Category #11 - Drywall – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 4 in the amount of \$14,698.00 to Best Interiors, Inc., for Bid Package #11 - Drywall/Plaster at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$1,819,005.00. No change to the completion date.
7. **Change Order No. 3 – Bid Category #4 - Concrete – Quail Hill (Alderwood Basics Plus) Elementary Site Project**
Approved Change Order No. 2 in the amount of \$38,069.00 to Conrod Concrete, Inc., for Bid Package #4 - Concrete at the Quail Hill (Alderwood Basics Plus) Elementary Site project. The revised contract amount to be \$2,097,826.00. No change to the completion date.

8. **Authorization to Lease One (1) 12' X 30' Department of Housing (DOH) Relocatable for Woodbridge High School**

Authorized the Deputy Superintendent of Business Services to enter into a contract with Mobile Modular Management Corporation to lease one (1) 12' x 30' DOH relocatable for Woodbridge High School.

Items Removed From Consent Calendars

Payment for Nonpublic School / Agency Services for Special Education Students

Special Education Director Nancy Melgares responded to questions from Member Parham relative to previous year expenditure comparisons.

On the motion of Member Parham, seconded by Member Kuwabara and carried 4-0, the Board approved the individual pupil service contract(s) for disabled student(s) negotiated between the Irvine Unified School District and State Certified Nonpublic Schools/Agencies.

Payment in Accordance with the Terms of the Settlement Agreement

Member Parham requested and received clarification relative to the final settlement agreement.

On the motion of Member Parham, seconded by Member Kuwabara and carried 4-0, the Board authorized payment in an amount not to exceed \$22,000.00 in accordance with the terms of the Settlement Agreement, as revised.

Grant Proposal: Bonita Canyon Shade Structure

Member Wallin expressed appreciation to the Bonita Canyon community and the American Academy of Dermatology for their diligence in securing funding to complete the project.

Member Kuwabara suggested exploring the possibility of using RIMD funds for future projects.

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board ratified the submission of the Bonita Canyon Shade Structure Grant to the American Academy of Dermatology for the purpose of completing the lunch area shade structure project.

Contract Services Action Report

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

Member Kuwabara requested an update on the progress of the IHS Gym construction project.

Member Wallin suggested exploring the possibility of shifting employee related legal costs to a categorical funding source.

Member Parham requested clarification regarding services to be provided by Families Forward, under the Safe Schools Healthy Students Grant.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-0, the Board approved and/or ratified the Contract Services Action Report 2004-05/17, as submitted.

Emergency Permit Required: Declaration of Need for Fully Qualified Educators

Deputy Superintendent Sue Long responded to Member McInerney's request for clarification regarding the need for emergency permits, in light of the large number of fully qualified applicants received by the District.

On the motion of Member Parham, seconded by Member Kuwabara and carried 4-0, the Board adopted the "Declaration of Need for Fully Qualified Educators," authorizing the employment of teachers holding emergency permits for the 2005-2006 school year.

Items of Business

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

Public Hearing: Presentation and Adoption of the IUSD 2005-06 Budget

Deputy Superintendent Medeiros provided an overview of the 2005-06 Budget including impacts of the State Budget, anticipated budget enhancements, and revenue and expenditure assumptions. Anticipated cost increases in special education, food services and health and welfare benefits were discussed, and a status report of RIMD projects was provided.

President Wallin opened and closed the Public Hearing, after receiving no comments.

Board members expressed varying points of view regarding the proposed athletic allocation enhancement, and discussed possible strategies to address increasing encroachment in both the Food Service and Special Education programs. The Board also discussed the need to anticipate potential cost increases of a K-5, 6-8 school configuration transition.

The Board expressed appreciation to the fiscal staff for their cost containment efforts during the 2004-05 school year.

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board, after holding a public hearing and considering all comments, adopted the 2005-06 Budget, as presented, and directed staff to forward the appropriate documentation to the Orange County Department of Education, and to further explore other options to offset the athletic allocation enhancement.

Generation of Ongoing Revenue for General Fund

Superintendent Waldfogel remarked on the need to continue to explore potential opportunities to enhance General Fund monies through district assets, particularly in light of the State's current fiscal condition.

The Board discussed potential ongoing revenue enhancements which could be generated from surplus properties, reiterating the need to ensure such strategies have no adverse impact to students.

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board directed staff to develop asset management strategies that would generate \$2 million annually in relief to the General Fund, and to return to the Board of Education with recommendations designed to meet the targeted amount.

Agreement for the Provision of Special Education Mental Health Services

Superintendent Waldfogel reviewed the key elements of the Agreement which would require the County of Orange to continue to provide special education mental health services for at least a three month transition period.

On the motion of Member Kuwabara, seconded by Member McInerney and carried 4-0, the Board approved the Agreement for the Provision of Special Education Mental Health Services between the County of Orange, Orange County Department of Education, and Special Education Local Plan Areas, as defined.

Memorandum of Understanding (MOU) for Payment of Special Education Mental Health Services

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-0, the Board approved the Memorandum of Understanding (MOU) for Payment of Special Education Mental Health Services between the Orange County Department of Education and Orange County School Districts for the period of July 1, 2005 through September 30, 2005, as defined.

Agreement With LunchBox for Point of Sale System

Deputy Superintendent Medeiros reported on the benefits of automating the food service sale system, a key element in addressing the rising costs associated with the program.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 4-0, the Board authorized the Deputy Superintendent, Business Services, to enter into an agreement with LunchBox to provide Point of Sale software, hardware and data drops, effective July 1, 2005, and requested staff to provide a mid-year progress report.

Public Hearing: RESOLUTION NO. 04-05-74 – Confirming a Diagram and Ordering the Levy of Assessments for the Irvine Unified School District Recreation Improvement and Maintenance District (RIMD) for Fiscal Year 2005-2006

President Wallin opened and closed the public hearing, after receiving no comments.

On the motion of Member Kuwabara, seconded by Member Parham and carried 4-0, the Board, after holding a public hearing and considering all comments, adopted Resolution No. 04-05-74 confirming a diagram, ordering improvements and the levy of assessments for fiscal year 2005-2006 in connection with the Irvine Unified School District Recreation Improvement and Maintenance District pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code, and as provided by Article XIII D of the California Constitution.

AYES: Members Kuwabara, McInerney, Parham, Wallin
NOES: None
ABSENT: Member Huntley-Fenner

Oral Communication

None

Adjournment

On the motion of Member Parham, seconded by Member McInerney and carried 4-0, there being no further Board of Education business, the meeting was adjourned at 9:19 p.m.

Sharon Wallin
Board President

Dean Waldfogel
Superintendent of Schools