

Irvine Unified School District

Irvine, California

Board of Education Minutes of Regular Meeting July 20, 2004

Call to Order

The Regular Meeting of the Board of Education was called to order by President McInerney at 7:02 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

Closed Session

The Board did not meet in closed session, as the Public Employee Appointment item was removed from the agenda.

Pledge of Allegiance

The Pledge of Allegiance to the Flag of the United States of America was led by President McInerney and was followed by a moment of silence in memory of former UHS student, Aline Nguyen, who passed away June 24; Santiago Hills Montessori teacher Bonnie Hoff, who died in a car accident on July 2; UHS teacher Piers Dawson, who passed away July 12; and Vista Verde teacher Rosa Drew, who died on July 14.

Roll Call

Members Present:

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

Members Absent:

None

Student Members Present:

None

Staff:

Dean Waldfogel, Superintendent
Vern Medeiros, Deputy Superintendent, Business Services
Leah Laule, Asst. Superintendent, Education Services
Mary Cliff, Secretary to the Superintendent

Other Staff:

Janelle Cranch, Joe Hoffman, Lloyd Linton, Nancy Melgares, Terry Walker

Video Production Services:

Approval of Minutes

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0, the Board approved the following Minutes, as presented:

June 22, 2004 Regular Meeting
June 28, 2004 Special Meeting

Adoption of the Agenda

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

REMOVE	Item 2, <i>Closed Session</i>
REVISE	Item 9o, <i>Receive Bids/Award Contract for District-wide Carpeting and Resilient Flooring Installations for 2004/2005</i>
ADD	Item 9q, <i>Exhibit A (Planning and Implementation – Four (4) Interconnecting Shade Structures – Bonita Canyon Elementary School)</i>
REVISE	Item 11h, <i>Receive/Award Contracts – Site Utilities – Phase I Improvements – Woodbridge High School</i>

Items Removed from Consent Calendars for clarification and separate action:

Item 9o, *Receive Bids/Award Contract for District-wide Carpeting and Resilient Flooring Installations for 2004/2005*
Item 9q, *Exhibit A (Planning and Implementation – Four (4) Interconnecting Shade Structures – Bonita Canyon Elementary School)*
Item 11h, *Receive/Award Contracts – Site Utilities – Phase I Improvements – Woodbridge High School*

Oral Communication

Ken Lee appealed to the Board and community to support an effort to reopen the El Toro housing for military families with school children, to generate Federal funding for IUSD.

Michael Haggin addressed the Board regarding IPSF's fund raising capacity.

Janelle Cranch, CSEA President, thanked board members for not supporting the rescinding of SB 1419.

Superintendent's Report

Superintendent Waldfoegel reported briefly on the District's summer school and facilities projects. Deputy Superintendent Medeiros reported on the status of the University High School traffic project.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member Choi, seconded by Member Coven 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. **Contract for Special Education Related Services**
Authorized payment for special education related services in an amount not to exceed \$109,948.16.
3. **Payment in Accordance with the Terms of the Settlement Agreements**
Authorized payment in an amount not to exceed \$22,000.00 for Case No. SN04-00829 and SN03-02086 in accordance with the terms of the settlement agreements.
4. **Grant Agreement With Orange County Children and Families Commission to Provide School Readiness Services, 2004-06**
Approved the contract with the Orange County Children and Families Commission (2004-06) for the purpose of promoting school readiness services and programs in Irvine to children and their families who are at risk for school failure.
5. **Grant Agreement With Orange County Children and Families Commission to Provide School Readiness Nurse Services, 2004-2006**
Approved the contract with the Orange County Children and Families Commission (2004-06) for the purpose of promoting school readiness nurse services and program in Irvine to children and their families who are at risk for school failure.
6. **Orange County Head Start Inc., Head Start Services, Letter of Agreement, FY 2004-2005**
Approved signature authorization for Letter of Agreement with Orange County Head Start, Inc. releasing operational funds from July 1-August 31, 2004.
7. **Contractor for the OC Workforce Investment Board For FY 2004-2005**
Approved for fiscal year 2004-2005 the participation of IUSD as a sub-contractor with the OC Workforce Investment Board for the purpose of improving transition outcomes for youth with disabilities, ages 16-24.
8. **Purchase Order Detail Report**
(A copy is attached to and made a part of these minutes.)
 - 1) Approved the Purchase Order Detail Report dated July 8, 2004 (for the period June 11-30, 2004) for the year ending June 30, 2004.
 - 2) Approved the Purchase Order Detail Report dated July 8, 2004 for the period July 1-7, 2004.
9. **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 00071081 through 00072108
 - District 50, Community Facilities District No. 01-1 - Numbers 00001070 through 00001087
 - District 44, Community Facilities District No. 86-1 - Numbers 00002475 through 00002522
 - District 41, Irvine Child Care Project - Numbers 00001787 through 00001795
 - Revolving Cash - Numbers 24921 through 25053

10. **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 2004-05/01, as submitted.
11. **State Building Program – Authorized Signatories**
Authorized the filing of applications with the State Allocation Board and designate the District Representatives submitted as authorized signatories for contracts, agreements, and change orders.
12. **Contract to Provide Lunches to Christian Montessori Academy on the El Toro Marine Base Site**
Authorized the Deputy Superintendent, Business Services, to enter into a contract with Christian Montessori Academy to provide lunches to their school from August 1, 2004 to July 31, 2005.
13. **Piggy Back Authorization – Carpet and Resilient Flooring**
Authorized the purchase of carpet and resilient flooring from the Val Verde Unified School District Bid Number 050467 as the need is identified for the fiscal year 2004-2005.
14. **Piggy Back Authorization – Computers and Related Products**
Authorized the purchase of Computer Systems, Peripherals, Accessories, Software and Integration Options from the Kern High School Bid No. 1016, as the need is identified.
15. **Request for Substitution of Subcontractor – Irvine High School Gymnasium**
Approved the substitution of Alcal Roofing Insulation & Waterproofing, for the listed Coast Roof Company for the roofing portion of the work on the Irvine High School Gymnasium project as requested by the prime contractor, Robert Clapper Construction Services, Inc.
16. **Notice of Completion - Marquee - Northwood High School**
Accepted the marquee at the Northwood High School as complete, and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
17. **Placement of Two (2) Storage Containers at Rancho San Joaquin Middle School**
Approved the placement of two (2) storage containers to be fully funded by the Orange County Department of Education and Rancho San Joaquin Middle School.
18. **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 2004-05/01, as submitted for Employment and Retirement.
19. **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 2004-05/01, as submitted for Employment, Resignation, and Leaves of Absence.
20. **Gifts**
(A copy is attached to and made a part of these minutes.)
Accepted gifts to the District, as submitted.
21. **Field Trips and Excursions**
Approved the following field trips funded by donations:
 - 1) WHS cross country team to Mammoth Lakes, California, August 15-22, 2004, for \$1,500.00;
 - 2) NHS cross country team to San Francisco, California, September 17-19, 2004 for \$4,000.00;

- 3) WHS entertainment corps to Las Vegas, Nevada, November 5-7, 2004 for \$44,000.00;
- 4) WHS social science students to Washington, D.C., January 16-22, 2005 for \$20,850.00;
- 5) IHS marching band to San Francisco, California, February 17-20, 2005 for \$25,000.00;
- 6) IHS jazz ensembles to Reno, Nevada, April 21-24, 2005 for \$11,250.00.

Consent Calendar Resolution

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

RESOLUTION NO. 04-05-03: California Department of Education, Office of Child Development, Child Care and Development Services Contract, FY 2004-2005

Adopted Resolution No. 04-05-03 for signature authorization and approval for IUSD contract with the California Department of Education, Office of Child Development, for Child Care and Development Services at the Early Childhood Learning Center, FY 2004-2005.

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

CFD Consent Calendar

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board, acting as the governing body of Community Facilities Districts No. 86-1, No. 01-1, and No. 04-1, took the following action on the amended CFD Consent Calendar:

1. **Change Order No. 1 – Aquatic Facility Addition – Increment #2 - Pool Addition – Northwood High School**
 Approved Change Order No. 1 in the amount of \$34,555.34 to Construct 1 One Corporation for the Aquatic Facility Addition Increment #2 - Pool Addition at Northwood High School. The revised contract amount to be \$3,759,332.34. No change to the completion date.
2. **Architectural Services – Phase I Improvements – Woodbridge High School**
 Authorized the Deputy Superintendent of Business Services to enter into a contract with tBP Architecture to provide architectural services for the Phase I Improvements at Woodbridge High School for an amount not to exceed \$92,000.00.
3. **Preliminary Endangerment Assessment for the Future Woodbury (PA 9A) Elementary and Middle Schools**
 Authorized the Deputy Superintendent of Business Services to contract with Haley & Aldrich to provide a Preliminary Endangerment Assessment, for a fee of \$35,000.00.
4. **Environmental Hazards Assessment for the Future Woodbury (PA 9A) Elementary and Middle Schools**
 Authorized the Deputy Superintendent of Business Services to contract with UltraSystems to provide an Environmental Hazard Assessment, as required by the California Department of Education, for a fee \$58,000.00.
5. **Receive Bids/Award Contracts – Quail Hill (Alderwood Basics +) Elementary Site Project**
 Authorized the Deputy Superintendent of Business Services to enter into contract with Cosco Fire Protection for Bid Category #17 - Fire Protection for the Quail Hill (Alderwood Basics+) Elementary Site project for a contract amount of \$184,000.00.

6. **Amend Contract – Southern California Grading – Quail Hill (Alderwood Basics +) Elementary Site Project**
Authorized the Deputy Superintendent of Business Services to amend the contract originally approved on April 22, 2004 with Southern California Grading, Inc. for the Category #1 - Grading portion of the Quail Hill (Alderwood Basics +) Elementary Site construction project. The amended contract amount to be \$524,000.00.
7. **Receive/Reject Bid – Library Expansion – University Park Elementary School**
Rejected the bid for the Library Expansion at University Park Elementary School.
8. **Architectural Services for Design of Elementary School at PA 9A (Woodbury)**
Authorized the Deputy Superintendent of Business Services to negotiate and enter into a contract with Ruhnau, Ruhnau and Clarke Associates to provide architectural services for the PA 9A (Woodbury) Elementary School.

ITEMS REMOVED FROM CONSENT CALENDARS

Receive Bids/Award Contract for District-Wide Carpeting and Resilient Flooring Installations for 2004/2005

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, the Board authorized the Deputy Superintendent of Business Services to enter into a contract with Progressive Floor Covering for district-wide carpeting and resilient flooring installations, as revised.

Planning and Implementation – Four (4) Interconnecting Shade Structures - Bonita Canyon Elementary School

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board authorized staff to assist the Bonita Canyon Elementary School PTA with the proposed four (4) shade structures subject to compliance with the requirements and time lines identified by District staff, as amended.

Reject All Bids – Site Utilities – Phase I Improvements – Woodbridge High School

On 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, rejected all bids for the Site Utilities, Phase 1 Improvements at Woodbridge High School, as revised.

Items of Business

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

Public Hearing: Consideration and Adoption of RESOLUTION NO. 04-05-01 – Statutory School Fee Increase

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

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board held a public hearing and considered any and all comments on the proposed fee increase and adopted Resolution No. 04-05-01, increasing and readopting the school facilities fee on both residential and commercial/industrial development within the non-CFD areas of the Irvine Unified School District.

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

ABSENT: None

RESOLUTION NO. 04-05-02: Declaring Surplus and Authorizing the Sale of Surplus District Real Property to the Orange County Department of Education

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, the Board adopted Resolution No. 04-05-02, approving the Sale of Land (3.11 acres) to the Orange County Department of Education and authorizing the Deputy Superintendent of Business Services to enter into a contract with the Orange County Department of Education, according to the terms and conditions set forth in the Sale and Purchase documents, and authorize the opening of escrow.

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

NOES: None

ABSENT: None

Special Education Legal Joint Powers Alliance

On the motion of Member Wallin, seconded by Member Coven and carried 5-0, the Board authorized the Deputy Superintendent of Business Services to enter into a Special Education Legal Joint Powers Alliance.

Transportation Fee Increase

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, the Board authorized staff to increase the Transportation Fee Schedule, as presented.

Mosquito, Fire Ant and Disease Control Assessment

On the motion of Member Choi, seconded by Member Kuwabara and carried 5-0, the Board authorized the Deputy Superintendent, Business Services, to vote "Yes" on the assessment ballot for the proposed Mosquito, Fire Ant and Disease Control Assessment.

Master Agreement Between the Irvine Public Schools Foundation (IPSF) and the Irvine Unified School District (IUSD)

Speaking to the topic:

Michael Haggin

On the motion of Member Coven, seconded by Member Wallin and carried 5-0, the Board directed staff to obtain further legal review of the "exclusivity clause" as defined in the third bullet on page 3 of the Master Agreement. The intent of the review is to provide specific language to avoid either the District or the Irvine Public Schools Foundation from having full veto power in the event of a disagreement regarding district-wide contributions not made to IPSF.

On the motion of Member Wallin, seconded by Member Choi and carried 5-0, the Board approved the Master Agreement between the IPSF and the IUSD, as presented, with the exception of the "exclusivity clause," as defined in the third bullet on page 3, pending further review.

First Reading: Revisions to Board Policies

On the motion of Member Kuwabara, seconded by Member Coven and carried 5-0, the Board approved for first reading revisions to the following Board Policies: 4112.23a, 4119, 4119(a), 4119.1, 4162, 4164, 4165, 4216, and 4312.2(a).

Member Choi requested clarification regarding current practice relative to release and compensation for professional growth activities.

On the motion of Member Choi, seconded by Member Kuwabara and carried 5-0, the Board approved for first reading revisions to Board Policy 4112.2a – Professional Credential Renewal.

Member Wallin questioned the need to specify the maximum number of days provided for Personal Necessity Leave in the board policy revision. Superintendent Waldfogel advised that the number of days was called out for those employees not covered under other employee contracts.

Member Kuwabara requested clarification relative to the use of Personal Necessity for jury duty or subpoenas to court.

On the motion of Member Wallin, seconded by Member Coven and carried 5-0, the Board approved for first reading revisions to Board Policy 4163 – Personal Necessity Leave, and directed staff to explore moving the specific reference to number of days to the Administrative Regulation.

Second Reading and Adoption: Proposed Revision to Board Policy 5131.6 – Electronic Signaling Devices

Assistant Superintendent Laule reviewed the language clarification defining the “instructional day” as the bell schedule for that day, excluding zero period.

The Board expressed a desire for more consistent disciplinary consequences district-wide, reiterated the need to effectively communicate the change in policy, and requested staff to report back relative to the number of disciplinary actions taken following implementation.

Member Choi expressed disagreement to the policy change, stating that all students were being penalized for the misuse of a few.

On the motion of Member Kuwabara, seconded by Member Coven and carried 4-1 (Member Choi voting "No"), the Board approved for second reading and adoption proposed revision to Board Policy 5131.6 – Electronic Signaling Devices.

CFD Items of Business

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

RESOLUTION NO. 04-05-04: Levy Special Taxes Within Community Facilities District No. 86-1 for Fiscal Year 2004-05

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. 86-1, adopted Resolution No. 04-05-04 authorizing and providing for the levying of special taxes within CFD No. 86-1 for fiscal year 2004-2005.

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

RESOLUTION NO. 04-05-05: Levy Special Taxes Within Community Facilities District No. 01-1 for Fiscal Year 2004-05

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, adopted Resolution No. 04-05-05 authorizing and providing for the levying of special taxes within CFD No. 01-1 for fiscal year 2004-2005.

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

NOES: None

ABSENT: None

RESOLUTION NO. 04-05-06: Levy Special Taxes Within Community Facilities District No. 03-1 for Fiscal Year 2004-05

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. 03-1, adopted Resolution No. 04-05-06 authorizing and providing for the levying of special taxes within CFD No. 03-1 for fiscal year 2004-2005.

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

NOES: None

ABSENT: None

RESOLUTION NO. 04-05-07: Levy Special Taxes Within Community Facilities District No. 04-1 for Fiscal Year 2004-05

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. 04-1, adopted Resolution No. 04-05-07 authorizing and providing for the levying of special taxes within CFD No. 04-1 for fiscal year 2004-2005.

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

NOES: None

ABSENT: None

Oral Communication

None

Adjournment

There being no further Board of Education business, the meeting was adjourned at 8:55 p.m.

Carolyn McInerney
President

Dean Waldfogel
Superintendent