

Irvine Unified School District

Irvine, California

Board of Education Minutes of Regular Meeting August 27, 2002

Call to Order

The Regular Meeting of the Board of Education was called to order by President Choi at 6:03 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, CA.

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Margie Wakeham, Sharon Wallin, Steven Choi

Members Absent:

None

Closed Session

The Board adjourned to Closed Session at 6:05 p.m.

Student Discipline Issue

The Board discussed a student discipline issue.

Conference with Legal Counsel - Potential Litigation

The Board discussed a potential litigation issue and gave direction to staff.

Conference with Real Property Negotiator - El Toro MCAS

The Board discussed real property negotiations and gave direction to staff.

Public Employee Appointment: Asst. Superintendent, Education Services

The Board discussed the appointment of the Asst. Superintendent, Education Services.

Reconvene Regular Meeting

President Choi reconvened the meeting at 7:05 p.m. and reported on the discussion and action taken in the following Closed Sessions:

July 16 Regular Meeting

Public Employee Appointment: Superintendent

On the motion of Member McInerney, seconded by Member Wakeham and carried 5-0, the Board appointed Dean Waldfogel as Superintendent of the Irvine Unified School District, effective date to be determined.

July 23 Special Meeting

Public Employee Appointment: Superintendent

The Board unanimously approved a two-year contract effective July 16, 2002, for newly appointed Superintendent Dean Waldfogel.

August 27 Regular Meeting

President Choi reported on the discussion in closed session.

Student Discipline Issue

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board expelled Student No. 002420 for violation of Ed. Code Sections 48900(a)(1), 48900(a)(2), 48900(g), 48900(l) and 48900.4, through January 23, 2003.

Pledge of Allegiance

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

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Margie Wakeham, Sharon Wallin, Steven Choi

Members Absent:

None

Staff:

Dean Waldfogel, Superintendent
Sue Long, Deputy Superintendent, Human Resources
Vern Medeiros, Deputy Superintendent/Chief Financial Officer
Lee Brooks, Executive Assistant to the Superintendent

Other Staff:

Anne Caenn, Don Chadd, Mary Cliff, Rhonda DeVaux, Tony Ferruzzo, Leah Laule,
Nancy Melgares, Paul Mills, Kris Moore

Video Production Services:

Mike McIntyre, Teleios Services

Oral Communication

Michael Haggin, 17 Ashbrook Place 92604, addressed the Board regarding the 2003-04 Budget, suggesting donations be forecast and strategically implemented.

Adoption of the Agenda

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

- MOVE Item 8f, *2002-2003 Proposed Irvine Adult School Program*, to Item 111
- REVISE Item 8k, *Contract Services Action Report 2002-03/02*
- REVISE Item 8m, *Receive Bids/Award Contract -- Telephone Maintenance for IUSD*
- MOVE Item 10a, *Materials Testing and Inspection Consultant Request for Additional Funds -- Oak Creek Elementary School Project*, to Item 11m
- REVISE Item 11g, *Proposed Revision to Board Policy 6145(a): Extracurricular Eligibility Attachment*
- MOVE Item 12, *CFD Items of Business* before Item 11, *Items of Business*

Superintendent's Report

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

Waldfogel announced the appointment of Leah Laule as Asst. Superintendent of Education Services. Ms. Laule expressed appreciation to the Board and staff for their confidence.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member McInerney, seconded by Member Wakeham 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. **Settlement Agreements as the Result of Due Process Hearings**
Authorized payments in an amount not to exceed \$8,000 for Case Number SN 02-00744; \$20,000 for Case Number SN 02-00213, and \$57,500 for Case Number SN 02-01344 in accordance with the terms of the Settlement Agreements.
3. **Agreement With Orange County Superintendent of Schools, Saddleback Valley Unified School District, Capistrano Unified School District, Santa Ana Unified School District, Newport-Mesa Unified School District, and Tustin Unified School District For Providing Special Education Programs and Services for Individuals With Exceptional Needs**
Approved the 2002/2003 school year agreements with Orange County Superintendent of Schools, Saddleback Valley Unified School District, Capistrano Unified School District, Santa Ana Unified School District, Newport-Mesa Unified School District, and Tustin Unified School District for providing special education programs and services for individuals with exceptional needs, who are the responsibility of the Irvine Unified School District.
4. **Contract for Special Education Related Services**
Authorized payment for special education related services in an amount not to exceed \$9,000.00.

5. **2002-2003 IUSD/Coastline ROP Interagency Agreements**
Approved the IUSD/Coastline ROP Interagency Agreements for 2002-2003.
6. **Grant Proposal: Coca-Cola Foundation Writing Program**
Approved submission of the Coca-Cola Foundation Writing Program grant proposal for the purpose of improving K-12 writing instruction.
7. **Grant Proposal: Project Success — Irvine Partnership to Prevent, Intervene, and Suppress Youth Drug Use**
Approved submission of the Guidance Resources/Project Success grant proposal to the Office of Criminal Justice Planning DSP, FY 2002-2005, for the purpose of providing drug prevention and intervention services to Irvine Unified School District K-12 staff, students, and families.
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 August 12, 2002 for the period of June 30, 2002.
 - 2) Approved the Purchase Order Detail Report dated August 12, 2002 for the period of July 3-August 11, 2002.
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 00049720 through 00050611
 - District 44, Community Facilities District 86-1 - Numbers 00001772 through 00001800
 - District 41, Irvine Child Care Project - Numbers 00001576 through 00001582
 - Community Facilities District No. 86-1, Bank of New York Western Trust Co., Bond Series 97, 98, 99 - Number 4265; Number 1871088; Numbers 01775763 through 01775768; Numbers 01781060 through 01781065; Numbers 01783457 through 01783468; Numbers 01785817 through 01785828
 - Revolving Cash - Numbers 22852 through 22921
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 2002-03/02, as revised.
11. **Claim for Damages #02-002**
Denied the claim for damages on behalf of the named claimant and refer the matter to the District's Insurance administrator.
12. **Receive Bids/Award Contract — Telephone Maintenance for IUSD**
Authorized the Assistant Superintendent, Facilities, Operations and Planning to enter into a three (3) year contract with Data Plus Communications, Inc. for maintenance of IUSD's telecommunications systems for an amount not to exceed \$502,359.71.
13. **Notice of Completion: Final Phase of Asphalt Project**
Accepted the final asphalt project for work performed at College Park, Alderwood Basics Plus, Bonita Canyon, and Northwood elementary schools for \$60,946 as complete, and authorized filing of the Notice of Completion with the Office of the County Recorder.
14. **Notice of Completion: Re-Carpet Sierra Vista Middle School**
Accepted the re-carpet of Sierra Vista Middle School as complete and authorized filing of a Notice of Completion with the Office of the County Recorder.
15. **Vista Verde School Physical Fitness Equipment — Planning and Implementation**

Authorized placement and installation of the physical fitness equipment structures at Vista Verde School subject to compliance with the requirements and time lines identified by District staff.

16. **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 2002-03/02 as submitted for Employment, Retirement and Separation.

17. **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 2002-03/02 as submitted for Employment, Resignations, and Leaves of Absence.

18. **Student Teacher Agreements**

Approved the Student Teacher Placement Agreements with the named institutions and the Irvine Unified School District.

19. **Salary Settlement With The Irvine Supervisory Association, Administrative Assistants to the Principals, and the Irvine Administrators Association for 2001-2004**

Ratified the settlements with the Irvine Supervisory Association, the Administrative Assistants to the Principals, and the Irvine Administrators Association for 2001-2004.

20. **Conference Attendance**

Approved out-of-state conference attendance for staff, as follows:

- 1) Jeanie Fritzsche and Mark Sontag to New Orleans, Louisiana, October 11-13, 2002, for \$3,800.00;
- 2) Nancy Tona and Kay McKindley to Orlando, Florida, October 24 and 25, 2002 for \$250.00.

21. **Field Trips, Tours and Excursions**

Approved the following field trips funded by donations:

- 1) NHS Varsity Girls Golf Team to Palm Springs, California, August 27-29, 2002 for \$2,712.00;
- 2) UHS Varsity Boys Basketball Team to Orlando, Florida, December 26-January 2, 2003, for \$13,000.00;
- 3) WHS Entertainers and Encore Groups to Hawaii, April 14-20, 2003 for \$130,000.00.

Consent Calendar Resolutions

RESOLUTION NO. 02-03-03 : California Department Of Education, Office of Child Development, Child Care and Development Services Contract, FY 2002-03

On the motion of Member Wakeham, seconded by Member McInerney and carried 5-0, the Board adopted Resolution No. 02-03-03 for signature authorization and approved IUSD contract with California Department of Education, Office of Child Development, for Child Care and Development Services for Early Start, Early Childhood Learning Center and Latchkey, Vista Verde School, FY 2002-03.

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

NOES: None

ABSENT: None

RESOLUTION NO. 02-03-04: Food Service Agreement to Provide Lunches at the Early Childhood Learning Center, FY 2002-03

On the motion of Member McInerney, seconded by Member Wakeham and carried 5-0, the Board adopted Resolution No. 02-03-04 for signature authorization and approved IUSD agreement with Chef Du Jour to provide lunches at the Early Childhood Learning Center, FY 2002-03.

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

RESOLUTION NO. 02-03-05: California Department of Education, Nutrition Services Division, Child Care Food Program Agreement, FY 2002-03

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board adopted Resolution No. 02-03-05 for signature authorization and approved IUSD agreement with the California Department of Education, Nutrition Services Division, Child Care Food Program for Head Start and Early Start, Early Childhood Learning Center and Latchkey, Vista Verde School, FY 2002-03.

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

RESOLUTION NO. 02-03-06: California Department of Education, Office of Child Development, Child Care and Development Services, Preschool Contract Amendment, FY 2002-03

On the motion of Member Wakeham, seconded by Member McInerney and carried 5-0, the Board adopted Resolution No. 02-03-06 for signature authorization and approved IUSD operation with California Department of Education, Office of Child Development, for Child Care and Development Services, amending preschool contract days of operation for FY 2002-03.

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

CFD Consent Calendar

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

- 1. Change Order No. 1 — Modernization Project — Irvine High School**
Approved Change Order No. 1 in the amount of \$28,990.58 to L.A. Contractors Corporation, for the Modernization project at Irvine High School. The revised contract amount to be \$3,112,990.58. No change to the completion date.
- 2. Change Order No. 3 — Modernization Project - Phase 2 — University High School**
Approved Change Order No. 3 in the amount of \$12,299.89 to H.A. Nichols Company, Inc., for the Modernization project - Phase 2 at University High School. The revised contract amount to be \$2,510,907.00. No change to the completion date.
- 3. Amend Contract — Slater Waterproofing — University High School Pool Deck Recondition**
Authorized an amendment of \$10,000 to the contract originally approved on June 25, 2002, with Slater Waterproofing. The original contract amount was \$87,431. The amended contract amount to be \$97,431.

CFD Items of Business

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

Heritage Aquatics Center — Authorization to Fund a 50-Meter Pool and Related Infrastructure

John McAllister, Community Services - City of Irvine, provided a project overview of the Heritage Aquatics Center and responded to questions from the Board.

Speaking to the topic:

Todd Sousa, 15 Sage 92604

On the motion of Member Kuwabara, seconded by Member Wakeham and carried 4-1 (Member McInerney voting "No"), the Board, acting as the governing body of Community Facilities District 86-1, authorized the Assistant Superintendent of Facilities, Operations and Planning to authorize \$3 million to fund a 50-meter pool and related infrastructure at the Heritage Aquatics Center, contingent upon 1) the City's commitment to build the second 50-meter pool at Heritage Park and 2) the City's approval to fund the maintenance and operations costs.

The Board further directed staff to:

- ▶ Determine availability of additional CFD funds to build a pool at Woodbridge High School.
- ▶ Examine alternatives (outside the District) for funding maintenance and operations costs of a pool at Woodbridge High School.
- ▶ Explore City Council interest in funding maintenance and operations costs of a pool at Woodbridge High School.

Northwood High School Pool Design Approval and Authorization for Development of Construction Drawings

LPA Architects representative, Wendy Crenshaw, reviewed the Northwood High School Pool design plan, project schedule and budget.

Speaking to the topic:

Todd Sousa, 15 Sage 92604

Sandy Moody, 34 Almond Tree 92612

On the motion of Member Wakeham, seconded by Member Kuwabara and carried 5-0, the Board, acting as the governing body of Community Facilities District 86-1, authorized the Assistant Superintendent of Facilities, Operations and Planning to approve the design concept for the Northwood High School pool project and authorized staff to issue bids for construction, contingent upon the City's approval to fund the maintenance and operations costs.

Recess

President Choi called a recess at 9:09 p.m. and reconvened the meeting at 9:17 p.m.

Items of Business

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

Public Hearing: Placement of Shade Structures at Plaza Vista School

President Choi opened the public hearing.

On the motion of Member McInerney, seconded by Member Wakeham and carried 5-0, the Board, after holding a public hearing and considering all public comments, approved the placement of two (2) shade structures at Plaza Vista School.

Proposed Revision to Board Policy 4132: Publication or Creation of Copyrightable Materials

On the motion of Member Wakeham, seconded by Member McInerney and carried 5-0, the Board approved for second reading and adoption proposed Board Policy 4132: Publication or Creation of Copyrightable Materials.

Proposed Board Policy 4137: Private Instruction Offered by Employees

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved for second reading and adoption proposed Board Policy 4137: Private Instruction Offered by Employees.

Proposed Revision to Board Policy 5111: Open Enrollment

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board approved for second reading and adoption proposed revisions to Board Policy 5111: Open Enrollment.

Proposed Revision to Board Policy 5145.3: Law Enforcement Officers on Campus

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board approved for second reading and adoption proposed revisions to Board Policy 5145.3: Law Enforcement Officers on Campus.

Proposed Board Policy 5145.7: Harassment & Hate Violence

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board approved for second reading and adoption proposed Board Policy 5145.7: Harassment & Hate Violence.

Proposed Revision to Board Policy 6145(a): Extracurricular Eligibility

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved for second reading and adoption proposed revisions to Board Policy 6145(a): Extracurricular Eligibility, as revised.

Proposed Revision to Board Policy 6162.6(a): Copyright Infringement of Computer Software

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved for second reading and adoption proposed revisions to Board Policy 6162.6(a): Copyright Infringement of Computer Software.

Proposed Revision to Board Policy 6163.4(a): Technological Resources Acceptable Use Policy

On the motion of Member Choi, seconded by Member McInerney and carried 5-0, the Board approved for second reading and adoption proposed revisions to Board Policy 6163.4(a): Technological Resources Acceptable Use Policy, as revised.

Internet Privacy Policy: Information Associated with Students

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved for second reading and adoption proposed IUSD Internet Privacy Policy, as revised.

Assessment District Engineer's Report - David Taussig & Associates, Inc.

On the motion of Member McInerney, seconded by Member Wakeham and carried 5-0, the Board approved the firm of David Taussig & Associates, Inc. for preparation of an engineering report for an Assessment District to be financed by donations.

2002-2003 Proposed Irvine Adult School Program

(removed from Consent Calendar for discussion)

Member Choi requested Paul Mills, Director, Alternative Education, to comment on the growing need for Adult Education programs. The Board expressed interest in pursuing legislative lobbying efforts on behalf of maintaining and enhancing Adult Education programs.

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0, the Board approved the Irvine Adult School Program for the 2002-03 school year as presented and that all classes be approved for credit and for application toward a high school diploma.

Materials Testing and Inspection Consultant Request for Additional Funds — Oak Creek Elementary School Project

(removed from CFD Consent Calendar for discussion)

Member Choi requested confirmation of the projected completion date for Oak Creek School. Don Chadd advised the school would be ready for opening on September 5, and expressed appreciation for the herculean efforts of Maintenance & Operations and the Oak Creek staff.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board, acting as the governing body of Community Facilities District 86-1, authorized the additional funds request to Universal Laboratories, Inc. in the amount of \$10,000.

Oral Communication

None

Adjournment

There being no further Board of Education business, the meeting was adjourned at 10:00 p.m.

Steven S. Choi
President

Dean Waldfogel
Superintendent