

# Irvine Unified School District Minutes

Created: September 11, 2014 at 11:02 AM

## Regular Meeting of the Board of Education

August 19, 2014

Tuesday, 06:30 PM

Administrative Center  
5050 Barranca Parkway  
Irvine, CA 92604

### Attendees

Paul Bokota	Board Member
Lauren Brooks	Board Member
Ira Glasky	Board Member
Michael Parham	Board Member
Sharon Wallin	Board Member

### 1. CALL TO ORDER

#### Minutes

President Wallin called the meeting to order at 3:30 p.m.

### 2. ORAL COMMUNICATION \*

#### a. Addressing the Board

*Opportunities for public input occur at the beginning of each agenda item and at Oral Communication (for items not on the agenda). Persons wishing to address the Board should complete a blue request form, available on the information table, and submit it to the Board Secretary. Each topic or item is limited to 30 minutes; each speaker is limited to 3 minutes.*

#### Minutes

None

### 3. CLOSED SESSION

#### a. Closed Session

*Conducted in accordance with applicable sections of California law, Closed Sessions are not open to the general public. If additional time is required, the Board will reconvene the Closed Session at the end of the regular meeting.*

#### b. Public Employee Performance Evaluation [Government Code Section 54957]

- Superintendent's Evaluation 2013-14
- Superintendent's Goals and Objectives 2014-15

#### Minutes

The Board discussed the Superintendent's Performance Evaluation for 2013-14 and the Superintendent's Goals and Objectives for 2014-15.

**c. Student Discipline Issues (2 cases) [Education Code Sections 35146 and 48918(c)]**

Minutes

The Board discussed two student discipline issues.

**d. Public Employee Discipline/Dismissal/Release [Government Code 54957]**

Minutes

The Board discussed an employee discipline issue.

**e. Conference with Labor Negotiators [Government Code Section 54957.6]**

Agency Negotiator: Eamonn O'Donovan, Assistant Superintendent, Human Resources

Employee Organizations:

- Irvine Teachers Association
- California School Employees Association
- Irvine Supervisory Association

Minutes

The Board discussed labor negotiations involving the Irvine Teachers Association, the California School Employees Association and the Irvine Supervisory Association.

**f. Conference with Real Property Negotiators [Government Code Section 54956.8]**

Property: Approximately 13 acres located in District 1, north of the Great Park neighborhood

Agency Negotiator: Andreas Chialtas and John Fogarty, Assistant Superintendent, Business Services

Negotiating Parties: Irvine Unified School District (Buyer) and Heritage Fields El Toro, LLC (Seller)

Under Negotiation: Price and terms of payment for the proposed Property

Minutes

The Board met with legal counsel to review negotiations relative to real property involving 13 acres located in District 1, north of the Great Park neighborhood.

**4. RECONVENE REGULAR MEETING - 6:30 PM**

Minutes

President Wallin reconvened the meeting at 6:33 p.m.

**5. PLEDGE OF ALLEGIANCE / ROLL CALL**

Minutes

The Pledge of Allegiance to the Flag of the United States of America was led by Member Bokota.

Members Present:

- Paul Bokota
- Lauren Brooks
- Ira Glasky
- Michael Parham
- Sharon Wallin

Staff:

- Terry L. Walker, Superintendent of Schools
- John Fogarty, Assistant Superintendent, Business Services
- Eamonn O'Donovan, Assistant Superintendent, Human Resources
- Cassie Parham, Assistant Superintendent, Education Services
- Lee Brooks, Executive Assistant to the Superintendent

**6. REPORT OF CLOSED SESSION DISCUSSION/ACTION**

Minutes

President Wallin reported on the discussion in Closed Session.

**7. STUDENT DISCIPLINE**

**a. Case No. 20H-1314** (D) (V)

Approve the staff recommendation to expel Case No. 20H-1314 through the end of the first semester of the 2014-15 school year.

Motion made by: Paul Bokota  
Seconded by: Michael Parham

Votes

- |                |     |
|----------------|-----|
| Paul Bokota    | Yes |
| Lauren Brooks  | Yes |
| Ira Glasky     | Yes |
| Michael Parham | Yes |
| Sharon Wallin  | Yes |

**b. Case No. 21H-1314** (D) (V)

Approve the staff recommendation to expel Case No. 21H-1314 through the end of the first

semester of the 2014-15 school year.

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

## 8. APPROVAL OF MINUTES

### a. Approval of Minutes *(D) (V)*

Approve the minutes of the following meeting, as presented:

July 8, 2014 - Regular Meeting

July 21, 2014 - Special Meeting

July 22, 2014 - Special Meeting

Motion made by: Lauren Brooks

Seconded by: Michael Parham

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

## 9. ADOPTION OF AGENDA

### a. Adoption of Agenda *(D) (V)*

Adopt the agenda, as presented.

Minutes

The Board adopted the agenda, as revised.

REMOVE Section 21 - Consent Calendar Resolutions

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

## 10. SPECIAL PRESENTATIONS / RECOGNITIONS

### 11. SPECIAL REPORT

#### a. Math Course Sequencing and Placement

- Mark Sontag - Director, Math & Science

#### Minutes

Director Mark Sontag reported on the Common Core Math Standards implementation process including discussion of instructional goals, pathway options, professional learning opportunities for staff and next steps, followed by response to questions from the Board and community.

Speaking to the topic:

Tina Schindler  
Susan Cha  
Jim Schindler  
Rob Schneiderman

## 12. ORAL COMMUNICATION \*

#### a. Addressing the Board

*An opportunity to speak to a topic not on the agenda; limited to 3 minutes per person; 30 minutes per topic.*

#### Minutes

None

## 13. SUPERINTENDENT'S REPORT

#### Minutes

Superintendent Walker announced that Year Round schools were underway and that the District is continuing to grow at a record pace, resulting in the hiring of hundreds of new teachers and support staff. He reported that Cypress Village and Portola Springs elementary schools would open on time this fall and expressed appreciation to all those involved. Special thanks were also extended to

Facilities staff for their herculean efforts on a myriad of projects district-wide. In closing, he congratulated the Irvine students selected by the National Association for Music Education to perform at the Grand Ole Opry in Nashville, representing the greatest number from any district.

#### 14. ANNOUNCEMENTS AND ACKNOWLEDGMENTS

##### Minutes

Board members Bokota, Brooks, Glasky, Parham and Wallin reported on school visits, conference attendance and meeting participation.

Member Bokota requested that the topic of Spanish Immersion be agendaized for discussion at a future meeting, with Member Parham concurring.

Member Glasky proposed the formation of a community advisory committee regarding Common Core implementation and assessment.

#### 15. CONSENT CALENDAR

##### a. Consent Calendar (V) (C)

*All matters of the Consent Calendar are considered to be routine and will be enacted by the Board in one motion, without prior discussion. At the time the Board adopts the agenda an item may be removed from the consent calendar by the Board, staff, or community for discussion.*

Motion made by: Paul Bokota

Seconded by: Ira Glasky

##### Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

#### 16. CONSENT CALENDAR - Business Services

##### a. Check Register Report (V) (C)

Ratify issuance of check numbers as listed, representing Board authorized purchase orders, invoices and contracts:

District 75, Irvine Unified School District - Numbers **00197474** through **00198783**

District 50, CFD No. 01-1 - Numbers **00001670** through **00001676**

District 44, CFD No. 86-1 - Numbers **00005393** through **00005447**

District 41, Irvine Child Care Project - Number **00002976** through **00002984**

Revolving Cash - Numbers **39954** through **40147**

**b. Contract Services Action Report 2014-15/03** (V) (C)

Approve and/or ratify the Contract Services Action Report 2014-15/03, as submitted.

**c. Purchase Order Detail Report** (V) (C)

Approve the Purchase Order Detail Report dated August 6, 2014.

**d. Contract Renewal Authorization 2014-15 Workers' Compensation Reinsurance** (V) (C)

Authorize the Assistant Superintendent of Business Services to renew the contract for Workers' Compensation Reinsurance for the period of July 1, 2014 through June 30, 2015.

**e. Receive Bids/Award Contract For Unit Cost Pricing For District-Wide Concrete Services**

(V) (C)

Authorize the Assistant Superintendent of Business Services to enter into a contract not to exceed \$500,000.00 for district-wide concrete services for 2014-15 with Above All Names Concrete.

**f. Receive RFPs/Award Contracts for 2014-15 Nutrition Services Food Products** (V) (C)

1) Reject all bids from RFP No. 14/15-01NS for the category Fresh Pizza and Delivery to High Schools as being non-responsive.

2) Authorize the Assistant Superintendent of Business Services to award the contracts for Nutrition Services 2014-15 for each RFP category as listed in the Board Report, for a (1) year term effective August 20, 2014.

**g. Settlement Agreement with Novell, Inc.** (V) (C)

Approval is recommended for a Settlement Agreement and General Release in the amount of \$42,905 with Attachmate Group, Inc. and Novell, Inc.

**17. CONSENT CALENDAR - Education Services****a. Orange County Department of Education Inside the Outdoors Field Program for the 2014-15 School Year (Agreement No. 70011)** (V) (C)

Approve participation for the following elementary schools in Inside the Outdoors Field Program with the Orange County Department of Education for the 2014-15 school year:

Bonita Canyon  
Santiago Hills

**b. Orange County Department of Education Inside the Outdoors School Program for the 2014-15 school year (Agreement #70035) (V) (C)**

Approve participation for the following school in Inside the Outdoors School Program with the Orange County Department of Education for the 2014-15 school year:

Springbrook  
Stone Creek  
Vista Verde

**c. Supplemental Educational Services (SES) Master Contract 2014-15 (V) (C)**

Approve the Supplemental Educational Services Master Contract for the purpose of providing eligible Free and Reduced Price Meal Program students at Program Improvement Year 2 schools with tutoring services.

**d. Field Trips and Excursions (V) (C)**

Approve field trips funded by donations as submitted.

**18. CONSENT CALENDAR - Human Resources**

**a. Classified Personnel Action Report 2014-15/02 (V) (C)**

Approve and/or ratify the Classified Personnel Action Report 2014-15/02 as submitted for Employment, Retirements, and Resignations.

**b. Certificated Personnel Action Report 2014-15/03 (V) (C)**

Approve and/or ratify the Certificated Personnel Action Report 2014-15/03 as submitted for Employment, Leave of Absence and Resignations.

**19. CONSENT CALENDAR - Special Education**



**a. Payment for Nonpublic School / Agency Services for Special Education Students** (V) (C)

Authorize the Executive Director of Special Education to contract with and approve the individual pupil service contract(s) for disabled student(s) negotiated between the Irvine Unified School District and State Certified Nonpublic Schools/Agencies.

**b. Contract for Special Education Related Services** (V) (C)

Authorize payment for special education related services in an amount not to exceed \$36,160.00 for ongoing educational services to four families.

**c. Payment in Accordance with the Terms of the Settlement Agreement(s)** (V) (C)

Approve agreement to settle five case(s) in accordance with the terms of the Settlement Agreement(s) and authorize the Executive Director of Special Education to enter into the negotiated agreements.

**d. Coalition for Adequate Funding for Special Education** (V) (C)

Authorize the Executive Director of Special Education to enter into an agreement for membership in the Coalition for Adequate Funding for Special Education at a cost of \$1,300.00 for the 2014-15 school year.

**e. Orange County Alliance for Special Education** (V) (C)

Authorize the Executive Director of Special Education to enter into an agreement for membership in the Orange County Alliance for Special Education for the District at a cost of \$4,416.44 for the 2014-15 school year.

**20. CONSENT CALENDAR - Superintendent****21. CONSENT CALENDAR RESOLUTIONS****a. Consent Calendar Resolutions - Roll Call** (V) (C)

*All Resolutions on the Consent Calendar are considered to be routine and will be enacted by the Board in one motion, without prior discussion. At the time the Board adopts the agenda, an item may be removed from the Consent Calendar by the Board, staff, or community for discussion.*

Minutes

This section was removed.

**22. FACILITIES CONSENT CALENDAR****a. Facilities Consent Calendar** (V) (C)

*All matters of the Community Facilities District Consent Calendar are considered to be routine and*

*will be enacted by the Board in one motion, without prior discussion. At the time the Board adopts the agenda, an item may be removed from the Consent Calendar by the Board, staff, or community for discussion.*

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

**b. Annual Renewal/Award Contract Bid Package No. R-01 Purchase of Relocatable Buildings**

(V) (C)

Authorize the Assistant Superintendent of Business Services to enter into a contract with Silver Creek Industries, Inc., for the renewal of Bid Package No. R-01 Purchase of Relocatable Buildings, as needs are identified for a time period of up to two (2) additional years, renewable on an annual basis.

**c. Appraisal Services for Elementary School in Planning Area 5B** (V) (C)

Authorize the Assistant Superintendent of Business Services to enter into a contract for Appraisal Services with the firm Gary L. Vogt and Associates for the elementary school site in Planning Area 5B.

**d. Architectural Design Services for New Elementary School in Planning Area 5B** (V) (C)

Authorize the Assistant Superintendent of Business Services to negotiate and enter into a contract with LPA, Inc. to provide architectural services for the new elementary school in Planning Area 5B.

**e. State Building Program-Authorized Signatories** (V) (C)

Authorize the filing of applications with the State Allocation Board and designate the District Representatives submitted as authorized signatories for contracts, agreements, and change orders.

**f. Receive Bids/Award Contract Portola Springs Elementary School - Increment 2, Electrical Rebid** (V) (C)

Authorize the Assistant Superintendent of Business Services to award the contract for the Portola Springs Elementary School Project – Increment 2, Electrical Rebid to the firm of Rancho Pacific Electric, Inc. in the amount of \$3,760,400.00.

**g. Environmental Hazard Studies for Proposed Elementary School in Planning Area 5B**

(V) (C)

Acting as the governing body of Community Facilities District No. 09-1, authorize the Assistant Superintendent of Business Services to enter into a contract with UltraSystems to provide Environmental Hazard Studies for the proposed site in Planning Area 5B.

**23. ITEMS REMOVED FROM CONSENT CALENDARS****24. ITEMS OF BUSINESS****a. Public Hearing: Joint Bargaining Proposal Regarding the 2014-15 Agreement Between Irvine Unified School District and Irvine Teachers Association** (V) (C)

After holding the public hearing and considering all comments, adopt the joint proposal of the Irvine Teachers Association and the Irvine Unified School District in order to initiate the bargaining process on these Articles.

Minutes

President Wallin opened the public hearing at 8:05 p.m.

Assistant Superintendent O'Donovan reviewed the resolution's intent to initiate the bargaining process.

Receiving no input, President Wallin closed the public hearing at 8:06 p.m.

Motion made by: Michael Parham

Seconded by: Lauren Brooks

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

**b. Approval of Advance Funding Agreement and Amendments to School Agreements (Heritage Fields K-8 and High School No. 5 Projects)** (D) (V)

Approve an "Advance Funding Agreement and Amendment to School Agreements" between IUSD and Heritage Fields El Toro, LLC.

Minutes

Assistant Superintendent Fogarty recognized Geoff Robinson and Jennifer Bohen, Heritage Fields representatives in attendance, and introduced Andreas Chialtis, district legal counsel, who reviewed the key points of the Advanced Funding Agreement with Heritage Fields.

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

#### Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

#### **c. High School Attendance Boundary Changes** (D) (V)

Approve boundary area assignments for High School #5 and boundary changes for the current four comprehensive high schools, with the opening of High School #5 in 2016.

Approve the opening year grades for High School #5.

#### Minutes

Facilities Consultant Tony Ferruzzo reviewed the High School Attendance Boundary process and recommendations including potential impacts of adjustments in the Columbus Grove/Tustin Fields, Cypress Village and Laguna Altura/Hidden Canyon communities.

Three options for the opening of High School #5 were presented, including implementation and transition plans for each.

- 1) open with 9<sup>th</sup> and 10<sup>th</sup> grades (recommended by the Boundary Advisory Committee)
- 2) open with 9<sup>th</sup> grade only
- 3) open with 9<sup>th</sup> and 10<sup>th</sup> grade with 10<sup>th</sup> grade as choice

Member Parham made a motion, seconded by Member Glasky, to approve the staff recommendation for high school boundary area assignments and changes, as presented, and directed staff to examine reassignment of the non-contiguous Columbus Grove area to a site other than Stone Creek which matriculates to Irvine High School, and to begin notifying parents of a possible reassignment, allowing current students to be grandfathered.

Board members discussed concerns about including such specific direction in the motion and the potential negative impact on families and future enrollment at Stone Creek. President Wallin suggested amending the motion to approve the boundary changes as proposed and direct staff to examine future boundary revisions.

On a substitute motion made by Member Parham, seconded by Member Bokota and carried 5-0, the Board approved the staff recommendation for high school boundary area assignments and changes, as presented. Following Board action, the Board directed staff to examine reassignment of the non-contiguous Columbus Grove area to an alternative elementary school.

On the motion of Member Bokota, seconded by Member Glasky and carried 4-1 (Member Parham voting "no"), the Board approved opening High School #5 with 9th grade only.

Board members discussed the pros and cons of opening with one grade level and expressed opposition to forcing 10th graders to make a change. Mr. Ferruzzo and Ms. Parham shared the rationale for the committee recommendation to open with grades 9 and 10, including their perspective based on personal experience. President Wallin expressed her support for grade 9 only, citing it was in the best interest of students. Member Parham suggested 10th grade choice as

the best option, expressing concern about the impact of overcrowding on the other district high schools.

## 25. FACILITIES ITEMS OF BUSINESS

**a. Res No. 14-15-10: Approving the Appointment of a Successor Remarketing Agent for the Irvine Unified School District Community Facilities District No. 09-1 Adjustable Rate Special Tax Bonds, Series 2012 B, Authorizing The Execution and Delivery of a Remarketing Agreement in Connection Therewith, Approving the Substitution of an Alternate Letter of Credit for an Existing Letter of Credit, Authorizing the Execution and Delivery of a Reimbursement, Credit and Security Agreement and Related Letter Agreement, Approving the Conversion of Said Bonds from the Daily Mode to the Weekly Mode, Authorizing the Preparation and Distribution of a Remarketing Memorandum in Connection with the Remarketing of Said Bonds, and Authorizing the Execution of Necessary Documents and Certificates and Related Actions – Roll Call (D) (V)**

Acting as the governing body of Community Facilities District No. 09-1, adopt Resolution No. 14-15-10 Approving the Appointment of a Successor Remarketing Agent for the Irvine Unified School District Community Facilities District No. 09-1 Adjustable Rate Special Tax Bonds, Series 2012 and authorizing:

- (a) the Execution and Delivery of a Remarketing Agreement in Connection Therewith, Approving the Substitution of an Alternate Letter of Credit for an Existing Letter of Credit;
- (b) the Execution and Delivery of a Reimbursement, Credit and Security Agreement and Related Letter Agreement, Approving the Conversion of Said Bonds from the Daily Mode to the Weekly Mode;
- (c) the Preparation and Distribution of a Remarketing Memorandum in Connection with the Remarketing of Said Bonds, and;
- (d) the Execution of Necessary Documents and Certificates and Related Actions.

### Minutes

Assistant Superintendent Fogarty introduced Adam Bauer, Fieldman, Rolapp and Associates, who reviewed the rationale and benefits of the proposed appointment of a successor remarketing agent for CFD No. 09-1.

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

### Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

## 26. ORAL COMMUNICATION \*

**a. Addressing the Board**

*An opportunity to speak to a topic not on the agenda; limited to 3 minutes per person, 30 minutes per topic.*

Minutes

None

**27. CLOSED SESSION**

**a. Closed Session**

*Conducted in accordance with applicable sections of California law, Closed Sessions are not open to the general public.*

**28. ADJOURNMENT**

**a. Adjournment** (V)

Minutes

The meeting was adjourned at 9:33 p.m.

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

Votes

Paul Bokota	Yes
Lauren Brooks	Yes
Ira Glasky	Yes
Michael Parham	Yes
Sharon Wallin	Yes

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Board President

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Superintendent of Schools