

Irvine Unified School District Minutes

Created: December 06, 2013 at 11:14 AM

Regular Meeting of the Board of Education

November 12, 2013

Tuesday, 06:30 PM

Administrative Center

5050 Barranca Parkway

Irvine, CA 92604

Attendees

| | |
|----------------------|--------------|
| Paul Bokota | Board Member |
| Lauren Brooks | Board Member |
| Gavin Huntley-Fenner | Board Member |
| Michael Parham | Board Member |
| Sharon Wallin | Board Member |

1. CALL TO ORDER

Minutes

President Huntley-Fenner called the meeting to order 5:37 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. Student Discipline Issues (4 cases) [Education Code Sections 35146 and 48918(c)]

Minutes

The Board discussed four student discipline issues.

c. Conference with Legal Counsel - Anticipated Litigation (1 case) [Government Code Section 54956.9(b)]

Minutes

The Board met with legal counsel to discuss one case of anticipated litigation.

4. RECONVENE REGULAR MEETING - 6:30 PM

Minutes

President Huntley-Fenner reconvened the meeting at 6:32 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 Student Member Choi.

Members Present:

Paul Bokota
Lauren Brooks
Gavin Huntley-Fenner
Michael Parham
Sharon Wallin

Student Members Present:

Gabby Bozmarova
Sean Choi
Rui Jing Jiang
Andre Luu

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 Huntley-Fenner reported on the discussion in Closed Session.

7. STUDENT DISCIPLINE

a. Case No. 01H-1314 (V)

Approve the staff recommendation to expel Case No. 01H-1314 through the end of the 2013-14 school year; however, the expulsion will be suspended for the 2013-14 school year.

Motion made by: Paul Bokota
Seconded by: Lauren Brooks

Votes

Unanimously Approved

b. Case No. 02H-1314 (V)

Approve the staff recommendation to expel Case No. 02H-1314 through the end of the 2013-14 school year; however, the expulsion will be suspended for the 2013-14 school year.

Motion made by: Sharon Wallin
Seconded by: Michael Parham

Votes

Unanimously Approved

c. Case No. 03H-1314 (V)

Approve the staff recommendation to expel Case No. 03H-1314 through the end of the 2013-14 school year; however, the expulsion will be suspended for the second semester of the 2013-14 school year.

Motion made by: Sharon Wallin
Seconded by: Paul Bokota

Votes

Unanimously Approved

d. Case No. 04H-1314 (V)

Approve the staff recommendation to expel Case No. 04H-1314 through the end of the 2013-14 school year; however, the expulsion will be suspended for the 2013-14 school year.

Motion made by: Sharon Wallin
Seconded by: Michael Parham

Votes

Unanimously Approved

8. APPROVAL OF MINUTES

a. Approval of Minutes (D) (V)

Approve the minutes of the following meetings, as presented:

October 15, 2013 Regular Meeting

Motion made by: Lauren Brooks

Seconded by: Sharon Wallin

Votes

Unanimously Approved

9. ADOPTION OF AGENDA

a. Adoption of Agenda (D) (V)

Adopt the agenda, as presented.

Motion made by: Sharon Wallin

Seconded by: Lauren Brooks

Votes

Unanimously Approved

10. SPECIAL PRESENTATIONS / RECOGNITIONS

a. Irvine Public Schools Foundation

Julie Tapp, Executive Vice President

Minutes

Julie Tapp provided an update on year end activities in support of the Annual Campaign to raise \$1.3 million in matching funds from the City of Irvine by December 31. She advised that proceeds from the 2013 Million Dollar Home Raffle, conducted in partnership with the Ocean Institute, exceeded \$100,000. Corporate partners and community organizations were recognized for their fund raising support including the Pakistani Parents Association, Neiman Marcus, Pelican Hill Resort, and the Irvine Spectrum Center. She expressed appreciation to the corporate donors who have provided grants in support of district programs including Cox Communications, Toshiba Foundation, Broadcom, Google and Allergan. Other foundation activities were also highlighted including IPSF Day at UCI on November 9 and GATE Enrichment Day on November 10.

b. The Irvine Company - Excellence in Education Enrichment Fund

Robin Leftwich, Vice President, Community Affairs

Mark Sontag, Coordinator, Math and Science

Brad Van Patten, Coordinator, Fine Arts

Student Performer: Phil Chen, 8th grade, Jeffrey Trail Middle School

Minutes

Robin Leftwich reviewed the Excellence in Education Enrichment Fund, a \$21.5 million grant being dispersed over ten years, to provide enhanced curriculum in the areas of art, music and science by specialist teachers in grades 4-6. She commented on the ripple effect of the grant, which instills a love of the subject area in the early years, and perpetuates academic achievement into the future. She presented a facsimile check in the amount of \$2,150,000, representing the eighth installment of the grant, followed by a remarkable violin performance by Phil Chen, accompanied by IHS Music Director Derek Venlet.

c. Recognition of Outgoing Board Member Gavin Huntley-Fenner

Minutes

Outgoing Board Member Gavin Huntley-Fenner was honored for his nine years of service and presented with a crystal plaque. Superintendent Walker highlighted the significant contributions made by Gavin during his tenure, and Board Members expressed their individual appreciation to their colleague. Comments of appreciation were also offered by ITA President Tim Jamison and CSEA President Janelle Cranch.

The meeting was recessed to a reception in honor of Member Huntley-Fenner at 7:15 p.m. and reconvened at 7:35 p.m.

11. 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

12. STUDENT BOARD MEMBER REPORTS

Minutes

Student Members Bozmarova, Choi, Jiang and Luu reported on school activities.

13. SUPERINTENDENT'S REPORTMinutes

Superintendent Walker reported his attendance of the Orange County Teacher of the Year Dinner on October 25, honoring county teachers of the year including IUSD's Scott Bedley, Brendan McBrien, and Joe Huber. An inspiring time was had by all who attended the Band Spectacular on October 23, with a special appearance by Board Members Huntley-Fenner and Parham on the drums. Congratulations were extended for an abundance of visual and performing arts accolades including three of Irvine's high schools being named Grammy Award semi-finalists. He expressed appreciation for the informative Facilities Study Session on November 6, focused on the siting of High School #5. He reiterated that information regarding the Common Core was available on the district's website and expressed appreciation to CTO Brianne Ford and staff for their work on the Master Technology Plan.

14. ANNOUNCEMENTS AND ACKNOWLEDGMENTSMinutes

Members Bokota, Brooks, Huntley-Fenner, Parham and Wallin reported on school visits, conference attendance and meeting participation.

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: Sharon Wallin

Seconded by: Paul Bokota

Votes

Unanimously Approved

16. CONSENT CALENDAR - Business Services**a. Purchase Order Detail Report** (V) (C)

Approve the Purchase Order Detail Report dated October 30, 2013.

b. 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 **00186494** through **00187585**

District 50, CFD No. 01-1 – Numbers **00001634** through **00001637**

District 44, CFD No. 86-1 - Numbers **00005058** through **00005091**

District 41, Irvine Child Care Project - Numbers **00002897** through **00002904**

Revolving Cash - Numbers **38808** through **38963**

c. Contract Services Action Report 2013-14/07 (V) (C)

Approve and/or ratify the Contract Services Action Report 2013-14/07, as submitted.

d. Memorandum of Understanding Between the Alameda County Office of Education and the Irvine Unified School District for the Fresh, Regional, Education Supportive, Healthy Meals at Schools Project (V) (C)

Approve the Memorandum of Understanding between the Alameda County Office of Education and Irvine Unified School District for the Fresh, Regional, Education Supportive, Healthy Meals at Schools Project.

e. Receive Bids/Award Contract-Fuel (Gasoline and Diesel) - Bid No. 13/14-02TS

(V) (C)

Authorize the Assistant Superintendent of Business Services to award Bid No. 13/14-02TS, a three-year contract for Fuel to Merrimac Energy Group for 89 Octane Gasoline and to IPC (USA), Inc. for Diesel-Low Sulphur based on delivery size and price markup per gallon.

f. Memorandum of Understanding for Sharing of Pupil Record Information Between Coastline Regional Occupational Program and the Irvine Unified School District

(V) (C)

Approve the Memorandum of Understanding for Sharing of Pupil Record Information between Coastline Regional Occupational Program and the Irvine Unified School District.

17. CONSENT CALENDAR - Education Services**a. Annual Submission of the Single Plan for Student Achievement for 2013-14 School Year** (V) (C)

Approve the annual submission of SPSA plans for 2013-14.

b. Participation in Camp High Trails, Thousand Pines, Pali Institute, Catalina Island Marine Institute, and Irvine Ranch Outdoor Education Center Outdoor Science Camps for the 2013-14 school year (V) (C)

Authorize the Assistant Superintendent, Business Services to enter into contracts with Camp High Trails Outdoor Science School, Thousand Pines Outdoor Science School, Pali Institute Outdoor Science School, Catalina Island Marine Institute, and Irvine Ranch Outdoor Education Center Outdoor Science School for the 2013-14 school year on behalf of the following schools:

Camp High Trails – Culverdale and Deerfield
Thousand Pines – College Park

c. Orange County Department of Education Inside the Outdoors Field Program for the 2013-14 School Year (Agreement #60051) (V) (C)

Approve participation for the following elementary school in Inside the Outdoors Field Program with the Orange County Department of Education for the 2013-14 school year:

Greentree

d. Orange County Department of Education Inside the Outdoors School Program for the 2013-14 school year (Agreement #60121) (V) (C)

Approve participation for the following school in Inside the Outdoors School Program with the Orange County Department of Education for the 2013-14 school year:

Santiago Hills

e. Quarterly Report on Complaints Pursuant to Ed. Code 35186(d) (V) (C)

For information.

f. Request to Waive the California High School Exit Exam as a Requirement for Graduation for Students Receiving Special Education Services (V) (C)

Approve request to waive requirement to pass the California High School Exit Examination as a condition of receiving a diploma of graduation for identified students.

g. Supplemental Education Services (SES) Master Contracts (V) (C)

Approve the list of vendors that have applied to contract with Irvine Unified School District to provide Supplemental Education Services to eligible students attending Irvine Title 1 schools in Program Improvement Year 2.

h. Submission of Fourth Amendment to the Grant Agreement with Orange County Children and Families Commission for the Provision of Services, 2012-14 - No. FCI-SD-11 (V) (C)

Approve the Fourth Amendment with the Orange County Children and Families Commission for the purpose of providing increased or additional services for the Child Signature Program for the period of July 1, 2013 through June 30, 2015.

i. Field Trips and Excursions (V) (C)

Approve field trips funded by donations as submitted.

18. CONSENT CALENDAR - Human Resources**a. Certificated Personnel Action Report 2013-14/06** (V) (C)

Approve and/or ratify the Certificated Personnel Action Report 2013-14/06 as submitted for Employment.

b. Classified Personnel Action Report 2013-14/06 (V) (C)

Approve and/or ratify the Classified Personnel Action Report 2013-14/06 as submitted for Employment and Retirements.

c. Student Teacher/Intern Agreements for 2013/14 (V) (C)

Approve the Student Teacher/Intern Placement Agreements with the named institutions and the Irvine Unified School District.

19. CONSENT CALENDAR - Special Education**a. Payment for Nonpublic School / Agency Services for Special Education Students**

(V) (C)

Authorize the 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 \$11,030.00 for ongoing educational services to three families.

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

Authorize payment in an amount not to exceed \$7,500.00 to settle one case in accordance with the terms of the Settlement Agreement(s).

20. CONSENT CALENDAR - Superintendent**a. Conference Attendance** (V) (C)

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

- 1) Mark Sontag to Dallas, TX December 6-10, 2013 for \$2218.91;
- 2) Mark Miller to Salt Lake City, UT December 17, 2013 for \$875.00;
- 3) Rebecca von Duering to Salt Lake City, UT December 17, 2013 for \$875.00.

21. 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: Sharon Wallin

Seconded by: Lauren Brooks

Votes

Unanimously Approved

b. Authorization to Renew Lease(s) of Relocatable Classrooms at Alderwood Elementary School (V) (C)

Acting as the governing body of Community Facilities District No. 01-1, authorize the Assistant Superintendent of Business Services to enter into a contract with Mobile Modular Management Corporation to renew the lease of four (4) 24' x 40' relocatable classrooms at Alderwood Elementary School.

c. Authorization to Purchase Two (2) Childcare Relocatables for Cypress Village Elementary School (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 Silver Creek Industries, Inc., to purchase two (2) childcare relocatables for Cypress Village Elementary School for a cost of \$299,500.00.

d. Change Order - Cypress Village Elementary School Project (V) (C)

Approve the listed change order in the amount of \$47,431.00 at the Cypress Village Elementary School project. No change to the completion date.

e. Notices of Completion University High School Athletic Facility Project (V) (C)

Accept the contracts of the listed contractors for the University High School Athletic Facility project as complete and authorize staff to file Notices of Completion with the County of Orange Recorder's Office

f. Receive Bids/Award Contracts Data Center Project (V) (C)

Authorize the Assistant Superintendent of Business Services to award the contracts for the Data Center project, for each bid category as listed in the Board report.

g. Request for Substitution of Subcontractor Bid Package No.02-2 Site Utilities Cypress Village Elementary School Project (V) (C)

Approve the substitution of Nile Advanced Construction, Inc., for Boomerang Engineering, Inc., for the utility excavation portion of the Cypress Village Elementary School project as requested by the prime contractor, Nile Advanced Construction, Inc.

h. Request for Substitution of Subcontractor Bid Package No.10-1 Specialties Cypress Village Elementary School Project (V) (C)

Approve the substitution of Sheward & Son & Sons for Interior Services for the platform curtain portion of the Cypress Village Elementary School project as requested by the prime contractor, JRH Construction Company, Inc.

i. Change Orders - University High School Athletic Facility Project (V) (C)

Approve the listed change orders in the deductive amount of <\$128,782.00>, at the University High School Athletic Facility project. No change to the completion date.

j. Receive Bids/Award Contracts - Cypress Village Elementary School Project (V) (C)

1) Grant relief from the bid to Abba Distributors, Inc. dba Design Hardware Company and RAN Enterprises, Inc., under Public Contract Code Section 5100 et seq.

2) Authorize the Assistant Superintendent of Business Services to award the contracts for the Cypress Village Elementary School project, for each bid category as listed in the Board report.

22. ITEMS REMOVED FROM CONSENT CALENDARS

23. ITEMS OF BUSINESS

a. Public Hearing: Resolution No. 13-14-19: Authorizing the Dedication of an Easement to Stonecreek Plaza, LLC and Accepting an Easement from Stonecreek Plaza, LLC - Roll Call (D) (V)

After conducting the public hearing and considering all public input, adopt Resolution No. 13-14-19 authorizing the dedication of an easement and right-of-way to Stonecreek Plaza, LLC and accepting an easement and right-of-way from Stonecreek Plaza, LLC for the purpose of ingress and egress on the District's Stonecreek property identified in the Grant of Easement.

Minutes

President Huntley-Fenner opened and closed the public hearing, receiving no comments.

Motion made by: Michael Parham

Seconded by: Paul Bokota

Votes

Unanimously Approved

b. Public Hearing: Resolution No. 13-14-20: Certifying the Final Supplemental Environmental Impact Report, Approving a Mitigation Monitoring and Reporting Program for the Proposed High School No. 5 (Site A) Project, Adopting Written Findings Pursuant to the California Environmental Quality Act and the California Education Code; Adopting the Statement of Overriding Considerations; Approving the Project; and Delegating Authority to Staff to Execute the Notice of Determination - Roll Call (D) (V)

After holding a public hearing and considering all written and oral public comments, adopt Resolution No. 13-14-20 to:

- (a) Certify the SEIR
- (b) Adopt Statement of Facts and Findings
- (c) Adopt Statement of Overriding Considerations
- (d) Adopt Mitigation Monitoring and Reporting Program
- (e) Approve the project
- (f) Authorize filing of the Notice of Determination

Minutes

President Huntley-Fenner opened and closed the public hearing, receiving no comments.

Assistant Superintendent Fogarty reviewed the process leading to the recommendation to certify the Supplemental Environmental Impact Report (SEIR) for the proposed High School #5 (Site A). Representatives Dwayne Mears and Peter Garcia from The Planning Center explained the California Environmental Quality Act (CEQA) compliance process and responded to questions from the Board. Member Wallin requested clarification regarding the 30 day statute of limitations following the Notice of Determination, as well as the process to be followed should additional factors be discovered during that period.

President Huntley-Fenner reopened the public hearing following Item 23c, to ensure all public comments were heard, again receiving no comments.

On the motion of Member Bokota, seconded by Member Parham and carried 5-0, the Board ratified the previous vote.

Motion made by: Michael Parham

Seconded by: Paul Bokota

Votes

Unanimously Approved

c. First Reading - Master Technology Plan (D) (V)

Approve the first reading of the Master Technology Plan.

Minutes

CTO Brianne Meyer and Directors Kris Linville and Martin Danko provided an overview of the Master Technology Plan including the scope and purpose, plan development, and plan content. Board members discussed the challenges of disparate infrastructure and teacher interest, the need to ensure smooth administration of Smarter Balance testing, and funding options for ongoing maintenance costs. Board members expressed a desire for teacher buy-in and expanded classified involvement, and reiterated the need to maintain sustained intellectual engagement for students.

Speaking to the topic:
Tim Jamison

Speaking to the topic of wireless exposure concerns:
Cindy Hoffman
Melissa Levine
Dr. Elizabeth Plourde

Motion made by: Sharon Wallin
Seconded by: Lauren Brooks

Votes
Unanimously Approved

d. Resolution No. 13-14-18: Statutory School Fees ("Reportable Fees") Report for Fiscal Year 2012-13 - Roll Call (D) (V)

Adopt Resolution No. 13-14-18 certifying compliance with Government Code Section 66000 et seq. regarding School Facility Fees for 2012-13.

Motion made by: Paul Bokota
Seconded by: Sharon Wallin

Votes
Unanimously Approved

e. Ratification of Agreement Between the Irvine Unified School District and the California School Employees Association (Chapter 517) on the Term of Agreement and Thanksgiving Week for 2013-14 (D) (V)

Ratify the Tentative Agreement between the Irvine Unified School District and the California School Employees Association (Chapter 517) on the term of the agreement and Thanksgiving week for 2013-14.

Motion made by: Sharon Wallin
Seconded by: Lauren Brooks

Votes
Unanimously Approved

f. CSBA Delegate Assembly Nominations 2014 (Region 15) (D) (V)

For Board discussion and direction.

Minutes

Member Wallin advised she would not seek re-election to the CSBA Delegate Assembly following her fifth term, which expires March 31, 2014.

Member Bokota nominated Member Brooks as a nominee to the CSBA Delegate Assembly for Region 15.

Motion made by: Paul Bokota

Seconded by: Sharon Wallin

Votes

Unanimously Approved

24. ORAL COMMUNICATION *

Minutes

None

25. CLOSED SESSION

a. Closed Session

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

26. ADJOURNMENT

a. Adjournment (V)

Minutes

The meeting was adjourned at 9:32 p.m.

Motion made by: Paul Bokota

Seconded by: Lauren Brooks

Votes

Unanimously Approved

Board President

Superintendent of Schools