

Irvine Unified School District
Irvine, California

Board of Education
Minutes of Regular Meeting
March 1, 2011

Call to Order

The Regular Meeting of the Board of Education was called to order by President Kuwabara at 5:04 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, California.

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 5:06 p.m.

Student Discipline Issue

The Board discussed one (1) student discipline issue.

Conference with Legal Counsel - Existing Litigation

The Board met with legal counsel to discuss existing litigation relative to Great West Contractors, Inc.

Conference with Legal Counsel - Anticipated Litigation

The Board met with legal counsel to discuss anticipated litigation.

Public Employee Discipline/Dismissal/Release

The Board discussed public employee discipline/dismissal/release.

Reconvene Regular Meeting

President Kuwabara reconvened the meeting at 7:04 p.m.

Pledge of Allegiance

The Pledge of Allegiance to the Flag of the United States of America was led by Student Member Birk and was followed by a moment of silence in memory of Deerfield second grader Hailey Fern, who passed away February 18.

Roll Call

Members Present:

Sue Kuwabara, Carolyn McInerney, Mike Parham, Sharon Wallin

Members Absent:

Gavin Huntley-Fenner (excused)

Student Members Present:

Chris Allman, Aman Birk, Brighton Charles, Jamie Ullman

Student Members Absent:

None

Staff:

Gwen Gross, Superintendent of Schools
Lisa Howell, Assistant Superintendent, Business Services
Cassie Parham, Assistant Superintendent, Education Services
Terry Walker, Assistant Superintendent, Human Resources
Lee Brooks, Executive Assistant to the Superintendent

Other Staff:

Mary Bevernick, Ian Hanigan, Lloyd Linton, Susana Lopez, Rick Seibert,
Keith Tuominen

Video Production:

James Adling
Brian Des Palmes

Closed Session Report

President Kuwabara reported on the discussion in Closed Session.

Student Discipline Issue

On the motion of Member Wallin, seconded by Member McInerney and carried 4-0, the Board approved the staff recommendation to expel Student No. 191102992 through January 27, 2012.

Adoption of the Agenda

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

Items Removed from Consent Calendars for Discussion and Separate Action:
Item 12 c - *Payment in Accordance with the Terms of the Settlement Agreement(s)*

Special Presentations/Recognitions

ACLU Lawsuit Update - Student Fees

Attorney Mark Bresee reviewed implications of the recent settlement between the American Civil Liberties Union (ACLU) and the state of California relative to student fees. He reiterated that fees cannot be charged to gain access to educational activities or to provide materials and supplies necessary to participate. However, he affirmed that school districts can request voluntary donations. He advised that terms of the settlement would be codified through subsequent legislation (AB 165) which is currently pending.

Irvine Unified Council PTA Update

President Steffanie Early reported that elections for officers would be held this month by both PTA Council and local units. She advised that the "Race to Nowhere" film event on February 24 at City Hall sparked some lively debate about homework and reported on PTA's upcoming legislative advocacy trips to Sacramento. With apologies for the slight delay, she presented the Board with thank you posters and Girl Scout "Thanks-A-Lot" cookies in recognition of "School Board Appreciation Month" which was in January.

Oral Communication

None

Student Board Member Reports

Student Members Allman, Birk, Charles and Ullman reported on school activities.

Superintendent's Report

Superintendent Gross extended congratulations to Northwood High School, which received a six year clear accreditation from WASC, and to the 12 IUSD students who received perfect SAT or near-perfect ACT scores and are now candidates for the 2011 U.S. Presidential Scholars Program. Gross recognized Melinda Beckett-Maines and the Toyota Corporation for a highly successful school supplies drive.

Assistant Superintendent Cassie Parham provided a recap of the Curriculum Council meetings in February, which were focused on the topic of homework.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member Wallin, seconded by Member McInerney and carried 4-0 (Student Members voting "Yes"), 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 \$350.00.
- 3. Grant Proposal: Early Intervention for School Success (EISS) Professional Learning Communities Grant – Early Childhood Learning Center, 2011-13 Cycle VI**
Approved the submission of the EISS grant to the Orange County Department of Education to provide support and training for PLC work for the 2011-13 school years.
- 4. Orange County Department of Education Inside the Outdoors Field Program for the 2010-11 School Year**
Approved participation for the following school in Inside the Outdoors Field Program

with the Orange County Department of Education for the 2010-11 school year: Eastshore Elementary School.

5. **Purchase Order Detail Report**

(A written report is on file in the District Office.)

Approved the Purchase Order Detail Report dated February 16, 2011.

6. **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 00152635 through 00153094

District 50, Community Facilities District No. 01-1 - Numbers 00001485

District 44, Community Facilities District No. 86-1 - Numbers 00004433 through
00004446

Revolving Cash - Numbers 34288 through 34356

7. **Contract Services Action Report**

(A written report was included with the agenda and is on file in the District Office.)

Approved and/or ratified the Contract Services Action Report 2010-11/11, as submitted.

8. **Claim for Damages - #01-2011**

Denied the Claim for Damages on behalf of the named claimants and referred the matter to the District's insurance administrator.

9. **Student Teacher/Intern Agreements**

Approved the Student Teacher/Intern Placement Agreements with the named institution and the Irvine Unified School District.

10. **Classified Personnel Action Report**

(A written report was included with the agenda and is on file in the District Office.)

Approved and/or ratified the Classified Personnel Action Report 2010-11/11, as submitted for Employment and Retirement.

11. **Certificated Personnel Action Report**

(A written report was included with the agenda and is on file in the District Office.)

Approved and/or ratified the Certificated Personnel Action Report 2010-11/11, as submitted for Employment.

12. **Gifts**

(A written report was included with the agenda and is on file in the District Office.)

Accepted gifts to the District, as listed.

13. **Field Trips and Excursions**

Approved the following field trips funded by donations —

- 1) Woodbridge High School automotive students to Pomona, California, on February 25, 2011 for no cost;
- 2) Irvine, Northwood, University, and Woodbridge High School students to Sacramento, California, on March 29, 2011 for \$5,250.00;
- 3) University High School Future Business Leaders of America to Santa Clara, California, on April 14-17, 2011 for \$7,680.00;
- 4) College Park 3rd and 4th grade students to Anaheim, California, on April 27, 2011 for \$3,348.00;
- 5) Oak Creek Kindergarten students to Irvine, California, on April 29, 2011 for \$2,140.00;
- 6) Northwood High School 12th grade students to Los Angeles, California, on May 17, 2011 for \$17,875.00;
- 7) Oak Creek 6th grade students to Irvine, California, on June 10, 2011 for \$1,818.00.

Consent Calendar Resolutions

On the motion of Member McInerney, seconded by Member Parham and carried 4-0 (Student Members voting "Yes"), the Board took the following action on the Consent Calendar Resolutions:

RESOLUTION NO. 10-11-33: Signature Authorization and Submission of Renewal Application, Head Start, Early Childhood Learning Center, FY 2011-12

Adopted Resolution No. 10-11-33 for signature authorization and submission of renewal application, Head Start, Early Childhood Learning Center, 2011-12.

RESOLUTION NO. 10-11-34: Signature Authorization and Submission, CA State Preschool Services Contract Amendment, Early Childhood Learning Center, 2010-11

Adopted Resolution No. 10-11-34 for signature authorization and submission of CA State Preschool Services Contract Amendment, Early Childhood Learning Center, 2010-11.

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

Facilities Consent Calendar

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

1. **Authorization to Renew Lease of Two (2) Relocatable Classrooms at Maintenance and Operations Yard**
Acting as the governing body of Community Facilities District No. 86-1, authorized the

Assistant Superintendent/CFO of Business Services to enter into a contract with Mobile Modular Management Corporation to renew the lease of two (2) 24'x40' DSA relocatable offices for district staff housing needs at the Maintenance and Operations yard.

2. **Authorization to Renew Lease of Eight (8) Relocatable Classrooms for Interim Housing at Woodbridge High School**

Authorized the Assistant Superintendent/CFO of Business Services to enter into a contract with Mobile Modular Management Corporation to renew the lease of two (2) 48'x40' and six (6) 25'x40' relocatable classrooms for interim housing needs as a result of the modernization project at Woodbridge High School.

3. **Retention of Construction Management Services Deerfield Elementary School Expansion Project**

Authorized the Assistant Superintendent/CFO of Business Services to enter into a contract for Construction Management Services with the firm of C.W. Driver for the Deerfield Elementary School Expansion project.

4. **Change Orders PA40 – Middle School**

Approved the listed change orders in the amount of \$12,077.00, at the PA40 Middle School project. No change to the completion date.

Items Removed From Consent Calendars

Payment in Accordance with the Terms of the Settlement Agreement(s)

Member Parham expressed opposition and concern relative to individual settlement agreements and the impacts on the District's fiscal stability.

On the motion of Member McInerney, seconded by Member Wallin and carried 3-1 (Member Parham voting "No"), the Board authorized payment in an amount not to exceed \$37,000.00 in accordance with the terms of the Settlement Agreement(s).

Items of Business

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

Second Interim Report of 2010-11 (AB 1200, Chapter 1213, Statutes of 1991)

Assistant Superintendent Lisa Howell provided an update on the Governor's budget, advising that the extension of temporary taxes is critical for education. Howell stated that estimated losses to Irvine if the tax extensions make the ballot and are approved total \$513,000, but will rise to \$8.9 million if the tax extensions are not renewed. Though K-12 education has taken a greater percentage of the cuts than other major programs, federal dollars have helped to bridge the gap but are not likely to continue. An overview of IUSD's revenue limit history was shared and

impacts of the potential dissolution of redevelopment agencies was discussed. After reviewing key components of the Second Interim Report, Howell recommended a "positive" certification.

Board members discussed additional impacts including enrollment growth, pension costs and the "fair share" contribution required from Basic Aid districts.

On the motion of Member McInerney, seconded by Member Wallin and carried 4-0, the Board certified the Second Interim Report of 2010-11 as "Positive" based on information presented.

Public Hearing: Special Education Local Planning Area (SELPA) Annual Service Delivery and Budget Plan

Mary Bevernick, Director, Special Education, reviewed key components of the SELPA Annual Service Delivery Plan and Budget Plan and responded to questions from the Board.

On the motion of Member Parham, seconded by Member McInerney and carried 4-0, the Board, after holding a public hearing and receiving no comments, adopted the Irvine SELPA Annual Service Delivery Plan and Annual Budget Plan.

RESOLUTION NO. 10-11-32: Reduction or Elimination of Certain Certificated Services and Release of Temporary Certificated Employees (Education Code Sections 44949, 44954 and 44955)

On the motion of Member Wallin, seconded by Member McInerney and carried 4-0, the Board approved the release of temporary certificated employees as identified in order to effectuate the reduction in particular kinds of services.

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

RESOLUTION NO. 10-11-35: Release/Reassignment of an Administrator

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, the Board approved the release and/or reassignment of administrators in accordance with the provisions of Education Code Section 44951.

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

Oral Communication

None

Adjournment

On the motion of Member McInerney, seconded by Member Parham and carried 4-0, there being no further Board of Education business, the meeting was adjourned at 8:50 p.m.

Sue Kuwabara
Board President

Gwen E. Gross, Ph.D.
Superintendent of Schools