

Irvine Unified School District
Irvine, California

Board of Education
Minutes of Regular Meeting
March 16, 2010

Call to Order

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

Roll Call

Members Present:

Gavin Huntley-Fenner, Sue Kuwabara, Carolyn McInerney, Mike Parham, Sharon Wallin

Members Absent:

None

Oral Communication

None

Closed Session

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

Student Discipline Issues

The Board discussed five student discipline issues.

Conference with Labor Negotiators

The Board discussed labor negotiations involving the California School Employees Association.

Reconvene Regular Meeting

President Wallin 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 Member Huntley-Fenner and was followed by a moment of silence.

Roll Call

Members Present:

Gavin Huntley-Fenner, Sue Kuwabara, Carolyn McInerney, Mike Parham, Sharon Wallin

Members Absent:

None

Student Members Present:

Laura Bran, Lucas Salzman, Gal Sadlik, Brianne Searl

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, Scott Bowman, Irene Brady, Monica Colunga, Janelle Cranch, Ian Hanigan, Catherine Holmes, Lloyd Linton, Stan Machesky, Anne Marie Simmons, Paul Mills, Marcia Noonan, Leslie Roach, Rick Seibert, Lauren Sipelis, Mark Sontag, Keith Tuominen, Brad Van Patten, Jason Vioria

Video Production:

James Adling
Brian Des Palmes

Closed Session Report

President Wallin reported on the discussion in Closed Session.

Student Discipline Issues

On the motion of Member Kuwabara, seconded by Member Parham and carried 5-0, the Board approved the staff recommendation to expel Student No. 980495 through June 23,

2010.

On the motion of Member Parham, seconded by Member McInerney and carried 5-0, the Board approved the staff recommendation to expel Student No. 191084755 through June 23, 2010, with immediate suspension of the expulsion, allowing the student to return with probationary status.

On the motion of Member Huntley-Fenner, seconded by Member McInerney and carried 5-0, the Board approved the staff recommendation to expel Student No. 191043626 through January 27, 2011.

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board approved the staff recommendation to expel Student No. 191093905 through the end of the first trimester of the 2010-11 school year, with immediate suspension of the expulsion, allowing the student to return with probationary status.

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board approved the staff recommendation to expel Student No. 136032033 through March 11, 2011.

Approval of Minutes

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board approved the Minutes of the January 12, 2010 Regular Meeting, as presented.

Adoption of the Agenda

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

REVISE *Item 15a - 2010-11 Budget Reductions/Adjustments*

Special Presentations/Recognitions

IPSF Update

CEO Neda Zaengle reported that \$484,955 had been raised in response to the Five Week Campaign to mitigate the impacts of large class sizes. She expressed appreciation to the community for their support and extended a special thanks to Irvine's high school students for their work on the upcoming "iJam" event on May 23, from 2:00-8:00 p.m., at Irvine Stadium which will feature live music and entertainment.

Irvine Unified Council PTA Update

PTA Council President Steffanie Early reported that County PTA leaders will travel to Sacramento on March 22-23 to demand no more cuts to education. During a similar trip in April, Irvine high school students will make the trek to deliver the same message. Early advised that executive board elections were being held this month and that state-wide PTAs were busy collecting signatures for a ballot measure to lower the threshold to pass a parcel tax from two-thirds to 55 percent.

Oral Communication

ITA President Rick Seibert reported that the contract with ITA had been ratified by its members, with 93% voting in favor.

Student Board Member Reports

Student Members Bran, Sadlik, Salzman and Searl reported on school activities.

Superintendent's Report

Superintendent Gross expressed appreciation to IPSF for their fund raising efforts and thanked ITA President Rick Seibert for his leadership. She reported that Astounding Inventions winners, Evan Kim and Maria Webster, would appear on "The Tonight Show" on March 17. Congratulations were extended to nine NHS students who won first place honors at the 2010 Student Television Network Convention. Highlights of the Stonegate Dedication held on March 10 were shared, and appreciation was extended to the PTA Council for their support for staff and parents to attend Daniel Pink's Arts education presentation on March 15. All were invited to attend the upcoming Service-Learning Share Fair on May 18, and kudos were extended to PIO Ian Hanigan and Webmaster Shane Cline for the successful launch of "IUSD Newsflash" a web-based application designed to provide breaking news and information about IUSD.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0 (Student Members voting "Yes"), the Board took the following action on the 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 \$22,864.00.
3. **Purchase Order Detail Report**
(A written report is on file in the District Office.)
Approved the Purchase Order Detail Report dated March 3, 2010.
4. **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 00141414 through 00141883
 - District 50, Community Facilities District No. 01-1 - Numbers 00001440 through 00001445
 - District 44, Community Facilities District No. 86-1 - Numbers 00004087 through 00004106
 - Revolving Cash - Numbers 32807 through 32845
5. **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 2009-10/13, as submitted.
6. **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 2009-10/13, as submitted for Employment, Retirement and Separation.
7. **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 2009-10/13, as submitted for Employment.
8. **Gifts**
(A written report was included with the agenda and is on file in the District Office.)
Accepted gifts to the District, as listed.

9. **Field Trips and Excursions**

Approved the following field trips funded by donations —

- 1) Irvine High School El Vaquero Newspaper staff members to Portland, Oregon, on April 15-18, 2010 for \$5,400.00;
- 2) University High School boys swimming to Palm Springs, California, on April 30-May 1, 2010 for \$900.00.

Facilities Consent Calendar

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board took the following action on the Facilities Consent Calendar:

1. **Change Orders – Sierra Vista Middle School Modernization Project**
Approved the listed change orders in the cumulative amount of \$14,534.00, at the Sierra Vista Middle School Modernization project. No change to the completion date.
2. **Change Order – Stone Creek Elementary School Modernization Project**
Approved the listed change order in the amount of \$3,319.00, at the Stone Creek Elementary School Modernization project. No change to the completion date.
3. **Change Orders – Lakeside Middle School Modernization Project**
Approved the listed change orders in the deductive amount of <\$26,719.00>, at the Lakeside Middle School Modernization project. No change to the completion date.
4. **Change Orders – Woodbridge High School Modernization**
Approved the listed change orders in the cumulative amount of \$211,032.00, at the Woodbridge High School Modernization project. No change to the completion date.
5. **Receive Bids/Award – Contract Bid Package 10-2 – Selective Demolition, Floor Sheathing, and Gymnasium Flooring Woodbridge High School Modernization**
Authorized the Assistant Superintendent/CFO of Business Services to award the contract for the Woodbridge High School Modernization project, to Hur Flooring Co. as listed in the Board report.
6. **Notices of Completion – Lakeside Middle School Modernization Project**
Accepted the contracts of the listed contractors for the Lakeside Middle School Modernization project as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
7. **Notice of Completion – Stone Creek Elementary School Modernization Project**
Accepted the contract of the listed contractor for the Stone Creek Elementary School Modernization project as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.

Items of Business

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

2010-11 Budget Reductions/Adjustments

Assistant Superintendent Lisa Howell provided an update on state budget talks, advising there has been no action on Education for several months. She reviewed the recommended budget reductions/adjustments for 2010-11 totaling \$19, 882,327, and responded to questions from the Board.

The Board discussed the negative impacts of class size increases, reduced allocations for materials/supplies, and adjustments to writing instruction. Staff advised that options for assessment platforms were being explored. Art, Science and Music reductions were clarified, with no cuts to science, which will be funded from IRWD easement monies for at least three years.

The Board requested staff to review all revenue enhancement and cost savings ideas submitted by the public and determine the most viable for consideration. Howell reiterated the need to plan for another "Fair Share" contribution from Basic Aid districts and to keep pressure on the legislature regarding inadequate funding.

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board approved the recommended 2010-11 Budget Reductions/ Adjustments, as revised. These reductions are necessary to meet the Irvine Unified School District's fiscal obligation delineated in the 2009-10 Second Interim Report & Multi-Year Projections.

Second Interim Report of 2009-10 (AB 1200, Chapter 1213, Statutes of 1991)

Assistant Superintendent Howell reviewed the Second Interim Report certifying the District's ability to meet its multi-year financial commitments. Based on the Governor's proposals for the 2010-11 January budget, Howell projected a \$17.5 million shortfall in 2011-12, which may require additional reductions, pending changes in the May Revise.

The Board discussed the impacts of special education costs and revenue enhancement options including the use of redevelopment funds.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board certified the Second Interim Report of 2009-10 as "Positive" based on information presented.

PUBLIC HEARING: Consideration and Adoption of Resolution No. 09-10-55 Approving a School Facilities Needs Analysis and Adopting Alternative School Facility Fees in Compliance with Government Code Sections 65995.5, 65995.6, and 65995.7 and Making

Related Findings and Determination (Level 2 & 3 Fees)

Assistant Superintendent Howell introduced Larry Ferchaw, Dolinka Group, who reviewed the legal requirements to levy Level 2 and 3 alternative school facility fees on new residential construction.

On the motion of member McInerney, seconded by Member Parham and carried 5-0, the Board, after holding a public hearing and receiving no comments, adopted Resolution No. 09-10-55, approving a School Facilities Needs Analysis and Adopting Alternative School Facility Fees in Compliance with Government Code Section 65995.5, 65995.6, and 65995.7 and Making Related Findings and Determinations (Level 2 and 3 Fees).

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

RESOLUTION NO. 09-10-56: Statutory School Fees (“Reportable Fees”) Report for Fiscal Year 2008-09

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board adopted Resolution No. 09-10-56 certifying compliance with Government Code Section 66000 et seq. regarding School Facility Fees for 2008-09.

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

PUBLIC HEARING: Resolution No. 09-10-57 Consideration and Adoption of Statutory School Fees

Larry Ferchaw, Dolinka Group, explained the Board's authority to levy school facility fees on residential and commercial development to fund construction and reconstruction of school facilities necessitated by development. Based on a justification study conducted by the Dolinka Group in March 2010, IUSD was determined to be eligible for maximum fees.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board, after holding a public hearing and receiving no comments on the proposed fee increase, adopted Resolution No. 09-10-57 re-adopting the school facilities fee on both residential and commercial/industrial development within the non-CFD areas of the Irvine Unified School District.

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

RESOLUTION NO. 09-10-58: Adopting a Conflict of Interest Code Which Supersedes All Prior Conflict of Interest Codes and Amendments Previously Adopted

The Orange County Board of Supervisors has requested that all school districts adopt a standard model Conflict of Interest Code in accordance with the Fair Political Practices Commission.

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board adopted Resolution No. 09-10-58, thereby adopting a Conflict of Interest Code which supersedes all prior Conflict of Interest Codes and Amendments previously adopted, pursuant to the Political Reform Act, and approve revision of Board Bylaws 9270 – Conflict of Interest.

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

Ratification of Agreement Between the Irvine Unified School District and the California School Employees Association (Chapter 517) for 2009-10

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board ratified the Tentative Agreement between the Irvine Unified School District and the California School Employees Association (Chapter 517) for 2009-10.

Salary and Benefits Settlement with the Irvine Supervisory Association for 2009-10 and 2010-11

On the motion of Member McInerney, seconded by Member Huntley-Fenner and carried 5-0, the Board approved the settlement with the Irvine Supervisory Association for 2009-10 and 2010-11.

Oral Communication

None

Adjournment

On the motion of Member Kuwabara, seconded by Member Parham and carried 5-0, there being no further Board of Education business, the meeting was adjourned at 8:54 p.m.

Sharon Wallin
Board President

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