

Irvine Unified School District
Irvine, California

Board of Education
Minutes of Regular Meeting
June 2, 2009

Call to Order

The Regular Meeting of the Board of Education was called to order by President Huntley-Fenner at 5:40 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, California.

Roll Call

Members Present:

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

Members Absent:

None

Oral Communication

None

Closed Session

The Board adjourned to Closed Session at 5:42 p.m.

Student Discipline Issues

The Board discussed four student discipline issues.

Conference with Legal Counsel

The Board discussed anticipated litigation.

Adjournment to Reception

The Board adjourned to a reception honoring the "Classified Employees of the Year" at 6:30 p.m.

Reconvene Regular Meeting

President Huntley-Fenner reconvened the meeting at 7:12 p.m.

Pledge of Allegiance

The Pledge of Allegiance to the Flag of the United States of America was led by Student Member Bran and was followed by a moment of silence.

Roll Call

Members Present:

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

Members Absent:

None

Student Members Present:

Laura Bran, Patrick Chew, Alaina Judd, Eduardo Mier y Teran

Student Members Absent:

Riann Simmons

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:

Wendy Bennett, Mary Bevernick, Irene Brady, Janelle Cranch, Ian Hanigan, Joe Hoffman,
Marcia Noonan, Barb Petro

Video Production Services:

Mike McIntyre, Teleios Services

Closed Session Report

President Huntley-Fenner reported on the discussion in Closed Session.

Student Discipline Issues

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board approved the staff recommendation to expel Student No. 191082008 through June 2, 2010.

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0, the Board approved the staff recommendation to expel Student No. 191085159 through May 13,

2010.

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board approved the staff recommendation to expel Student No. 991209 through May 29, 2010.

On the motion of Member Wallin, seconded by Member McInerney and carried 5-0, the Board approved the staff recommendation to expel Student No. 191072058 through June 18, 2009.

Approval of Minutes

On the motion of Member Wallin, seconded by Member McInerney and carried 5-0, the Board approved the minutes of the May 12, 1009 Special Meeting, as presented.

Adoption of the Agenda

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

- CONTINUE Item 13c - *Payment in Accordance with the Terms of the Settlement Agreement*
- REMOVE Item 13e - *Postponement of 2009 English-Language Arts Adoption K-8*
(removed by staff)
- MOVE Item 13f - *First Reading: Proposed Board Policy 5141.33: Head Lice (Pediculosis)* to Items of Business
- REVISE Item 16c - *Amendments to Purchase and Sale Agreements*

Special Presentations/Recognitions

National Deaf Academic Bowl Champions

The Board recognized the UHS Deaf and Hard of Hearing Program team, which placed first in the national Academic Bowl championship in Washington, D.C. DHH Principal Jon Levy and coaches Kay Anderson and Scott Kramer also expressed their congratulations and introduced the student team members.

2009 Classified Employees of the Year

Superintendent Gross expressed appreciation to the Irvine Public Schools Foundation for their contribution toward individual cash awards of \$1,000, and introduced Interim CEO Debbie Rugani and CSEA President Janelle Cranch.

Board members recognized the 2009 Classified Employees of the Year for their exemplary service to the Irvine Unified School District:

Jose Garcia, Head Custodian - Creekside Education Center
Rosemarie Klucsar, Nutrition Services Assistant - Venado M.S.
Raul Manriquez, Head Custodian - Rancho San Joaquin M.S.
David Smallwood, Lead Night Custodian - University H.S.
Mary Titus, Instructional Assistant - Visual and Performing Arts

Student Board Members

The Board recognized the 2008-09 student board members and expressed appreciation for their service and student-oriented perspective.

Patrick Chew - University High School
Alaina Judd - Woodbridge High School
Eduardo Mier Y Teran - Irvine High School
Riann Simmons - Northwood High School

Oral Communication

Kim Axene, PTA Council President, presented a summary of PTA Council accomplishments for the 2008-09 school year and reported a unanimous vote from the PTA Council in support of a stadium at University High School.

Speaking in support of a stadium at University High School:

Kathy Curtis
Bryan Stanek
Don Curtis
Patrice Stanek
Rosalyn Reasor
Marlene Campbell
Diane Bucka
Nick McCain
Joanne Slobodien

Debbie Rugani, IPSF Acting CEO, provided an update on fund raising activities and reiterated the June 8 deadline to purchase tickets for this year's IPSF Dream Raffle drawing on August 15.

Student Board Member Reports

Student Members Bran, Chew, Judd and Mier y Teran reported on school activities.

Superintendent's Report

Superintendent Gross reported on current district activities including a highly successful free dental screening for incoming students on May 30-31 sponsored by Rotary 5320, the upcoming Stadium EIR meeting on June 9, and a tour of the Irvine Medical Therapy Unit at University H.S. on June 10. Gross commented on the May 27 Golden Touch Awards and announced the upcoming IPSF Parent Volunteer of the Year Luncheon on June 4.

Announcements and Acknowledgments

Members Kuwabara, McInerney, Parham, Wallin and Huntley-Fenner reported on school visits, conference attendance, and meeting participation. Member Kuwabara introduced Coastline ROP Superintendent Darlene LaForte, who was in attendance.

Consent Calendar

On the motion of Member Wallin, seconded by Member McInerney and carried 5-0 (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 \$1,160.00.
3. **Request to Waive the California High School Exit Exam as a Requirement for Graduation for Students Receiving Special Education Services**
Approved request to waive the requirement to pass the California High School Exit Examination as a condition of receiving a diploma of graduation for identified students.
4. **Bilingual Tester Waiver Request**
Approved the submittal of Bilingual Tester Waiver Request to California State Superintendent of Public Instruction.
5. **Purchase Order Detail Report**
(A copy is attached to and made a part of these minutes.)
Approved the Purchase Order Detail Report dated May 21, 2009.
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 00131498 through 131967

District 44, Community Facilities District No. 86-1 - Numbers 00003935 through
00003937

Revolving Cash - Numbers 31576 through 31616

7. **Contract Services Action Report**

(A copy is attached to and made a part of these minutes.)

Approved or ratified the Contract Services Action Report 2008-09/ 16, as submitted.

8. **Classified Personnel Action Report**

(A copy is attached to and made a part of these minutes.)

Approved or ratified the Classified Personnel Action Report 2008-09/16, as submitted for
Employments, Retirements and Separations.

9. **Certificated Personnel Action Report**

Approved or ratified the Certificated Personnel Action Report 2008-09/16, as submitted
for Employment.

10. **Field Trips and Excursions**

Approved or ratified the following field trips funded by donations —

- 1) Woodbridge High School AP Biology students to San Diego, California, on May 27,
2009 for \$2,640.00;
- 2) Woodbury 5th grade students to Irvine, California, on June 12, 2009 for \$1,809.00.

11. **Authorization to Purchase Rubberized Playground Surfacing Material Under the
CMAS Contract**

Authorized staff to purchase rubberized playground surfacing material from PlayCore
Wisconsin, Inc., Game Time Division through the CMAS program.

12. **Five Year Deferred Maintenance Plan**

Approved the Five Year Deferred Maintenance Plan, as presented.

13. **Exercise Option to Extend Contract – Unit Cost Pricing for District-Wide Concrete
Services**

Approved extending the contract for district-wide concrete services with Accent
Reconstruction for the fiscal year 2009-10, not to exceed \$500,000.00.

14. **Exercise Option to Extend Contract – Unit Cost Pricing for District-Wide Roofing
Services**

Approved extending the contract for district-wide roofing services with Commercial
Roofing Systems, Inc. for the fiscal year 2009-10, not to exceed \$500,000.00.

15. **Exercise Option to Extend Contract – Employee Uniform Services**

Approved extending the contract with Prudential Overall Supply for the fiscal year 2009-
10 in the amount of \$56,488.00.

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16. **Piggy Back Authorization – Carpet and Resilient Flooring Purchase**
Authorized the purchase of carpet and resilient flooring from the Capistrano Unified District Bid Number 0708-05, as the need is identified, for the fiscal year 2009-10.

Consent Calendar Resolutions

On the motion of Member Wallin, seconded by Member Kuwabara and carried 5-0 (Student Members voting "Yes"), the Board took the following action on the Consent Calendar Resolution:

Resolution No. 8-09-66: Signature Authorization and Submission, Child Care and Development Services Contract Amendment, Alderwood, Canyon View, Oak Creek, Plaza Vista, Turtle Ridge Elementary Schools – 2008-2009

Adopted Resolution No. 08-09-66 for signature authorization and submission of Child Care and Development Services Contract Amendment, Alderwood, Canyon View, Oak Creek, Plaza Vista, Turtle Ridge Elementary Schools, 2008-2009.

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

CFD Consent Calendar

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 Nos. 86-1 and 07-1, took the following action on the CFD Consent Calendar:

1. **Receive Bids/Award Contract Bid Package #7.1 Roofing/Waterproofing/Sheet Metal Stone Creek Elementary School Modernization Project**
 - 1) Rejected bid of bidders indicated to be non-responsive;
 - 2) Authorized the Assistant Superintendent/CFO of Business Services to enter into contract with the lowest qualified and responsive bidder for Bid Package #7.1 Roofing/Waterproofing/Sheet Metal for the Stone Creek Elementary School Modernization project.

2. **Receive Bids/Award Contract – Vista Verde K-8 School Modular Classrooms Project**
 - 1) Approved the withdrawal of DLG Electric and Construction;
 - 2) Rejected bids identified as non-responsive;
 - 3) Authorized the Assistant Superintendent/CFO of Business Services to enter into a contract with Case & Sons Construction, Inc.

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3. **Change Order No. 4 – Bid Category No. 06-1 – Rough Carpentry Stonegate Elementary School**
Approved Change Order No. 4 in the amount of \$1,052.00 to Four Point Builders, Inc., Bid Category No. 06-1 Rough Carpentry, at the Stonegate Elementary School project. The revised contract amount to be \$2,649,588.00. No change to the completion date.
 4. **Change Order No. 3 – Bid Category No. 07-1 – Roofing/Sheet Metal Stonegate Elementary School**
Approved Change Order No. 3 in the amount of \$5,769.00 to Vance & Associates Roofing, Inc., Bid Category No. 07-1 Roofing/Sheet Metal, at the Stonegate Elementary School project. The revised contract amount to be \$1,196,882.00. No change to the completion date.
 5. **Change Order No. 3 – Bid Category No. 09-1 – Drywall/Plaster/Fireproofing/Acoustical Stonegate Elementary School**
Approved Change Order No. 3 in the amount of \$1,457.00 to Caston Plastering and Drywall, Inc., Bid Category No. 09-1 Drywall/Plaster/Fireproofing/Acoustical, at the Stonegate Elementary School project. The revised contract amount to be \$2,122,015.00. No change to the completion date.
 6. **Change Order No. 3 – Bid Category No. 10-1 – Miscellaneous Specialties Stonegate Elementary School**
Approved Change Order No. 3 in the deductive amount of <\$721.00> to RVH Constructors, Inc., Bid Category No. 10-1 Miscellaneous Specialties, at the Stonegate Elementary School project. The revised contract amount to be \$572,036.00. No change to the completion date.
 7. **Change Order No. 3 – Bid Category No. 15-2 – Plumbing Stonegate Elementary School**
Approved Change Order No. 3 in the amount of \$6,502.00 to Empyrean Plumbing, Inc., Bid Category No. 15-2 Plumbing, at the Stonegate Elementary School project. The revised contract amount to be \$660,814.00. No change to the completion date.
 8. **Receive Bids/Award Contract Bid Package #7.1 – Roofing/Waterproofing/Sheet Metal – Woodbridge High School Modernization Project**
Authorized the Assistant Superintendent/CFO of Business Services to enter into contract with the lowest qualified and responsive bidder for Bid Package #7.1 Roofing/Waterproofing/Sheet Metal for the Woodbridge High School Modernization project.

Items Removed from Consent Calendars

Payment in Accordance with the Terms of the Settlement Agreement

On the motion of Member Parham, seconded by Member McInerney and carried 5-0, the Board continued this item to the June 23, 2009 meeting.

Items of Business

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

First Reading: Proposed Board Policy 5141.33: Head Lice (Pediculosis)

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved proposed Board Policy 5141.33: Head Lice (Pediculosis) and waived the second reading.

Emergency Permit Requirement – Declaration of Need for Fully Qualified Educators

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board adopted the “Declaration of Need for Fully Qualified Educators” authorizing the employment of teachers holding emergency permits for the 2009-10 school year.

Authorization to Award Contracts for the Purchase of School and Office Furniture for Various Sites per the IUSD’s School and Office Furniture Bid #08-09-01

On the motion of Member Kuwabara, seconded by Member McInerney and carried 5-0, the Board authorized the Assistant Superintendent/CFO of Business Services to award contracts for the purchase of school and office furniture for various sites, renewable for up to 5 (five) years with a piggy-back clause, to the following vendors pursuant to Bid No. 08-09-01: Corporate Business Furniture, McMahan Business Interiors and Virco, Inc.

Amendments to Purchase and Sale Agreements

Legal counsel Andreas Chialtis, Atkinson, Andelson, Loya, Ruud & Romo, reviewed key components of the amendments to the purchase and sale agreements for the Alderwood and Vista Verde properties and outlined next steps in the process.

On the motion of Member Kuwabara, seconded by Member Wallin and carried 5-0, the Board

- 1) Approved the "First Amendment to Agreement for Purchase and Sale and Joint Escrow Instructions (Alderwood Property)."
- 2) Approved the "First Amendment to Agreement for the Purchase and Sale and Joint Escrow Instructions (Vista Verde Property)."

CFD Items of Business

RESOLUTION NO. 08-09-67: Intention to Establish a Community Facilities District No. 09-1 and to Authorize the Levy of Special Taxes

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the

Board adopted Resolution No. 08-09-67, Intent to Establish a Community Facilities District and to Authorize the Levy of Special Taxes and set Tuesday, July 14, 2009 at 7:00 p.m. for the public hearing.

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

RESOLUTION NO. 08-09-68: To Incur Bonded Indebtedness of the Proposed Irvine Unified School District Community Facilities District No. 09-1

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board adopted Resolution No. 08-09-68, To Incur Bonded Indebtedness of the Proposed Irvine Unified School District Community Facilities District No. 09-1 and set Tuesday, July 14, 2009 at 7:00 p.m. for the public hearing.

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

Oral Communication

None

Adjournment

On the motion of Member Parham, seconded by Member Kuwabara and carried 5-0, there being no further Board of Education business, the meeting was adjourned at 9:05 p.m.

Gavin Huntley-Fenner
Board President

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