

Irvine Unified School District
Irvine, California

Board of Education
Minutes of Regular Meeting
August 24, 2010

Call to Order

The Regular Meeting of the Board of Education was called to order by President Wallin at 4:17 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 4:18 p.m.

Conference with Legal Counsel - Anticipated Litigation

The Board discussed anticipated litigation with legal counsel.

Conference with Labor Negotiators

The Board discussed labor negotiations relative to the California School Employees Association (CSEA).

Public Employee Performance Evaluation

The Board discussed the Superintendent's Performance Evaluation for 2009-10.

Reconvene Regular Meeting

President Wallin reconvened the meeting at 7:14 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

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, Janelle Cranch, Joe Hoffman, Lloyd Linton, Lauren Sipelis, Mark Sontag,
Keith Tuominen

Video Production:

James Adling
Brian Des Palmes

Closed Session Report

President Wallin reported on the discussion in Closed Session.

Approval of Minutes

On the motion of Member Parham, seconded by Member Huntley-Fenner and carried 5-0, the Board approved the following Minutes, as presented.

May 4, 2010 Regular Meeting

Adoption of the Agenda

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

REORDER Item 15a - *Public Disclosure of Collective Bargaining Agreement (AB 1200) with the CSEA* and Item 15b - *Ratification of Agreement Between the IUSD and the CSEA (Chapter 517) for 2010-11*

REVISE Item 15d - *RESOLUTION NO. 10-11-12: Authorizing the Issuance of Not to Exceed \$21,000,000 Aggregate Initial Principal Amount of IUSD CFD No. 09-1 Subordinate Special Tax Notes, Approving the Execution and Delivery of an Indenture and a Note Purchase Agreement and Other Matters Related Thereto*

Items Removed from Consent Calendars for Discussion and Separate Action:

Item 12c - *Payment in Accordance with the Terms of the Settlement Agreement(s)*

Item 12l - *Contract Services Action Report*

Special Presentations/Recognitions

Irvine Public Schools Foundation Update

Cheryl Braun provided an update on the foundation's upcoming Gala on September 10.

PTA Council Update

Executive Vice President Desi Chandler reported that PTA was gearing up for membership drives this September at both traditional and year round sites.

Energy Update

Curriculum Coordinator Mark Sontag provided an update on the Solar Project advising system completion at Maintenance & Operations and systems under construction at Rancho, Lakeside, College Park, Irvine H.S., and Plaza Vista. Ten additional sites are scheduled for future construction including Venado, University H.S., Northwood, Santiago Hills, Turtle Rock, Early Childhood Learning Center, Springbrook, South Lake, Northwood H.S. and the District Office. The process for monitoring the panels was explained and anticipated cost and energy savings were presented.

Director Joe Hoffman introduced Energy Team members Andy Moo, Ismail Yusuff and Mike Edman, who provided an overview of energy management projects across the district.

Oral Communication

Speaking to the topic of the Northwood H.S. Pep Squad program:

Lisa Thrower
Karie Thrower
Madison Seide
Cari Coleman
Katie Coleman
Kathleen Pasqua-Bull
Cynthia Lane
Taylor Lane

Superintendent's Report

Superintendent Gross provided an update on the State Budget and the Title 1 Education Jobs Fund. She announced new staff appointments including Chief Technology Officer Brianne Meyer and Director of Secondary Education Keith Tuominen. Staff development opportunities were reported including new principal training and the upcoming Administrative Advance. District initiatives and projects were highlighted including planning for the fifth high school and the formation of a Revenue Enhancement Committee. She acknowledged the significant accomplishments of the Facilities staff over the summer and expressed appreciation for their tireless efforts.

Announcements and Acknowledgments

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

Consent Calendar

On the motion of Member Kuwabara, 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**
(A written report was included with the agenda and is on file in the District Office.)

Authorized payment for special education related services in an amount not to exceed \$1,055.00.

3. **Coalition for Adequate Funding for Special Education**
Authorized payment to the Coalition for Adequate Funding for Special Education in an amount not to exceed \$1,300.00.
4. **Second Amendment to the Grant Agreement with Orange County Children and Families Commission to Maintain School Readiness Services, 2010-2011**
Approved the Second Amendment with the Orange County Children and Families Commission (2010-2011) for the purpose of promoting school readiness services and programs in Irvine to children ages 0-5 and their families who are at risk for school failure.
5. **Fourth Amendment to the Grant Agreement with Orange County Children and Families Commission to Maintain School Readiness Services, 2010-2011**
Approved the Fourth Amendment with the Orange County Children and Families Commission (2010-2011) for the purpose of promoting school readiness services and programs in Irvine to children ages 0-5 and their families who are at risk for school failure.
6. **Positive Behavioral Interventions & Supports**
Accepted the Positive Behavioral Interventions & Supports award from the Orange County Department of Education for the purpose of providing students with an integrated, school-wide behavioral program.
7. **Joint Powers Agreement Concerning Mail Delivery – Orange County School District Courier Service – Amendment No. 1**
Approved Amendment No. 1 to the Courier Services Joint Powers Agreement.
8. **Claim for Damages - #02-2010**
Denied the Claim for Damages on behalf of the named claimants and referred the matter to the District's insurance administrator.
9. **Purchase Order Detail Report**
(A written report is on file in the District Office.)
 - 1) Approved the Purchase Order Detail Report dated August 11, 2010 (for the period June 30, 2010) for the year ending June 30, 2010;
 - 2) Approved the Purchase Order Detail Report dated August 11, 2010 for the period July 1, 2009 to August 11, 2009.
10. **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 00145620 through 00146620
District 50, Community Facilities District No. 01-1 - Numbers 00001461 through
00001464

District 44, Community Facilities District No. 86-1 - Numbers 00004187 through
00004244

District 41, Irvine Child Care Project - Numbers 00002455 through 00002479
Revolving Cash - Numbers 33364 through 33462

11. **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 2010-11/02, as
submitted for Employment and Retirements.

12. **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 2010-11/02, as
submitted for Employment and Leaves of Absence.

13. **Student Teacher/intern Agreements**

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

14. **Emergency Permit Requirement; Declaration of Need for Fully Qualified Educators**

Adopted the "Declaration of Need for Fully Qualified Educators" authorizing the
employment of teachers holding emergency permits for the 2010-11 school year.

15. **Conference Attendance**

Approved out-of-state conference attendance for staff/non-staff, as follows –

- 1) Gwen Gross to Green Schools National Conference in Minneapolis, MN from
October 24-26, 2010, at no cost to district;
- 2) Mark Sontag to Green Schools National Conference in Minneapolis, MN from
October 24-26, 2010, at no cost to district;
- 3) Mike Parham to Green Schools National Conference in Minneapolis, MN from
October 24-26, 2010, at no cost to district.

16. **Field Trips and Excursions**

Approved the following field trips funded by donations –

- 1) Woodbridge High School cross country team to Mammoth, California, on August 15-
22, 2010 for \$1,080.00.

Consent Calendar Resolutions

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

Board took the following action on the Consent Calendar Resolution:

RESOLUTION NO. 10-11-13: Proclaiming September as PTA Membership Month

Adopted Resolution No. 10-11-13 proclaiming September as PTA Membership Month and encourage students, parents, families, educators and citizens to join their local PTA or PTSA.

AYES: Members Huntley-Fenner, Kuwabara, McInerney, Parham, Wallin

NOES: None

ABSENT: None

Facilities Consent Calendar

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

1. **Change Order – Lakeside Middle School – Modernization Project**
Approved the listed change order in the amount of \$10,588.00, at the Lakeside Middle School Modernization project. No change to the completion date.
2. **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.
3. **Change Orders – Sierra Vista Middle School – Modernization Project**
Approved the listed change orders in the cumulative amount of \$10,133.00, at the Sierra Vista Middle School Modernization project. No change to the completion date.
4. **Payment in Accordance with the Terms of the Settlement Agreement**
Authorized payment of the remaining contract funds in an amount not to exceed \$21,471.40 to Western Insurance Company in accordance with the terms of the Settlement Agreement at the Bonita Canyon Elementary School Modernization project and delegated authority to the Assistant Superintendent/CFO of Business Services to sign the agreement on behalf of the Board and District.
5. **Approval of Emergency Contract for Repairs on Woodbridge High School Deck, Fitness and Wrestling Room**
Approved the award of an emergency contract with Four Point Builders, Inc., and authorized the Assistant Superintendent/CFO of Business Services to execute any documents necessary to expedite remediation of the damage on the deck, fitness and wrestling room at Woodbridge High School.

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6. **Authorization to Renew Lease of Relocatable Classroom at Eastshore Elementary School**
Authorized the Assistant Superintendent/CFO of Business Services to enter into a contract with Mobile Modular Management Corporation to renew the lease of one (1) 24' x 40' DSA approved relocatable classroom at Eastshore Elementary School.
 7. **Placement of Shade Structures – Vista Verde K-8 School**
Approved the placement of two (2) joined shade structures, the purchase & installation, including any additional fees to be fully funded by the Vista Verde Foundation.
 8. **Change Order Small Classroom Expansion Project – Plaza Vista K-8 School**
Acting as the governing body of Community Facilities District No. 86-1, authorized the Assistant Superintendent/CFO to approve the listed change order in the amount of \$32,915.32, at the Small Classroom Expansion Project at Plaza Vista K-8 School. No change to the completion date.
 9. **Notice of Completion One (1) Relocatable Classroom at Plaza Vista K-8 School**
Acting as the governing body of Community Facilities District No. 86-1, accepted the one (1) 24' x 40' relocatable classroom at Plaza Vista K-8 School as complete, and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
 10. **Notice of Completion Four (4) Science Relocatables at Woodbridge High School**
Acting as the governing body of Community Facilities District No. 86-1, accepted the four (4) 36' x 40' science relocatables at Woodbridge High School as complete, and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
 11. **Authorization to Renew Lease(s) of Relocatable Classrooms at College Park Elementary, Culverdale Elementary, Oak Creek Elementary and Northwood High Schools**
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(s) of ten (10) 24' x 40' DSA approved relocatable classrooms at College Park Elementary, Culverdale Elementary, Oak Creek Elementary and Northwood High schools.
 12. **Authorization to Renew Lease of Relocatable Classrooms at University High School**
Acting as the governing body of Community Facilities District No. 01-1, 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' x 40' DSA approved relocatable classrooms at University High School.

Items Removed From Consent Calendars

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

Member Parham reiterated his ongoing opposition to individual settlement agreements and the impacts on the District's fiscal stability.

On the motion of Member McInerney, seconded by Member Huntley-Fenner and carried 5-0, the Board authorized payment in an amount not to exceed \$37,500.00 in accordance with the terms of the Settlement Agreement(s).

Contract Services Action Report

With reference to the Dolinka Group consulting contract to assess value projections for the Irvine Business Complex, Member Parham discussed the Board's desire to provide equitable facilities for all students and ensure Irvine quality schools moving forward. Toward that end, he proposed that the Board appoint a two member subcommittee to meet with the City on an ongoing basis to review new development and resulting impacts on school facility needs.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board 1) appointed Members Huntley-Fenner and Parham to meet with the City on an ongoing basis regarding school facility needs, and 2) approved and/or ratified the Contract Services Action Report 2010-11/02, as submitted.

Items of Business

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

Ratification of Agreement Between the Irvine Unified School District and the California School Employees Association (Chapter 517) for 2010-2011

On the motion of Member Kuwabara, seconded by Member Parham 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 2010-2011.

Public Disclosure of Collective Bargaining Agreement (AB 1200) with the California School Employees Association

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board accepted the Public Disclosure of Collective Bargaining Agreement (AB 1200) with the California School Employees Association.

RESOLUTION NO. 10-11-11: Eliminating Positions and Ordering Layoffs in the Classified Service Due to Lack of Work And/or Lack of Funds

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

Board adopted Resolution No. 10-11-11 Eliminating Positions and Ordering Layoffs in the Classified Service due to Lack of Work and/or Lack of Funds, thereby authorizing the Superintendent or designee to identify the individuals within these classifications for layoff and to proceed with the reduction in force process.

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

RESOLUTION NO. 10-11-12: Authorizing the Issuance of Not to Exceed \$21,000,000 Aggregate Initial Principal Amount of Irvine Unified School District Community Facilities District No. 09-1 Subordinate Special Tax Notes, Approving the Execution and Delivery of an Indenture and a Note Purchase Agreement and Other Matters Related Thereto

Adam Bauer, Principal for Fieldman, Rolapp and Associates, provided a market update and responded to questions from the Board.

On the motion of Member Parham, seconded by Member Huntley-Fenner and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 09-1, adopted Resolution No. 10-11-12 authorizing (a) the issuance of the Subordinate Special Tax Notes in the aggregate initial principal amount of not to exceed \$21,000,000 on the terms and conditions set forth in, and subject to the limitations specified in, the Indenture, (b) the Indenture, and (c) the Note Purchase Agreement.

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

RESOLUTION NO. 10-11-14: Intent to Grant Easement Adjacent to Los Naranjos/Early Childhood Learning Center Site to the City of Irvine for Street Improvement and Future Maintenance

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board 1) adopted Resolution No. 10-11-14 giving notice of intent to grant an easement to the City of Irvine upon a portion of property adjacent to Los Naranjos School site located at 1 Smoketree Lane, Irvine, CA 92604, and 2) set the regularly scheduled Board meeting date of September 14, 2010, for the required public meeting.

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

Oral Communication

None

Adjournment

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, there being no further Board of Education business, the meeting was adjourned at 8:37 p.m.

Sharon Wallin
Board President

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