

**Irvine Unified School District**  
*Irvine, California*

**Board of Education**  
**Minutes of Regular Meeting**  
**August 25, 2009**

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**Call to Order**

The Regular Meeting of the Board of Education was called to order by Acting President Wallin at 5:03 p.m., in the District Administration Center, 5050 Barranca Parkway, Irvine, California.

**Roll Call**

**Members Present:**

Sue Kuwabara, Carolyn McInerney, Sharon Wallin

**Members Absent:**

Gavin Huntley-Fenner (*excused*)

Mike Parham (*excused*)

**Oral Communication**

None

**Closed Session**

The Board adjourned to Closed Session at 5:05 p.m.

**Conference with Legal Counsel - Existing Litigation**

The Board discussed existing litigation and provided direction to staff.

**Conference with Labor Negotiators**

The Board discussed labor negotiations and provided direction to staff.

**Public Employee Discipline/Dismissal/Release**

The Board discussed an employee discipline issue.

**Public Employee Performance Evaluation**

The Board discussed the Superintendent's performance evaluation.

### **Reconvene Regular Meeting**

Acting President Wallin 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 Member McInerney and was followed by a moment of silence.

### **Roll Call**

#### Members Present:

Sue Kuwabara, Carolyn McInerney, Sharon Wallin

#### Members Absent:

Gavin Huntley-Fenner (*excused*)

Mike Parham (*excused*)

#### 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, Rhonda DeVaux, Ian Hanigan, Lloyd Linton, Stan Machesky

### **Appointment of Acting Clerk**

Acting President Wallin appointed Member Kuwabara to serve as Acting Clerk.

### **Closed Session Report**

Acting President Wallin reported on the discussion in Closed Session.

### **Approval of Minutes**

On the motion of Member McInerney, seconded by Member Kuwabara and carried 3-0, the Board approved the following Minutes, as presented.

June 2, 2009 Regular Meeting

June 9, 2009 Special Meeting

### **Adoption of the Agenda**

On the motion of Member Kuwabara, seconded by Member McInerney and carried 3-0, the Board adopted the agenda, as amended:

REMOVE     Item 8a - *Arson Video* (to be rescheduled)

REVISE     Item 13a - *Res. No. 09-10-21: 2009-10 Budget Revisions to Adjust 2008-09 Actual Fund Balance*

REVISE     Item 15b - *Certification of Unaudited Actuals Financial Report - 2008-09*

Items Removed from Consent Calendars for Discussion and Separate Action:

Item 12k - *University High School – Pool Refurbishment Project*

### **Oral Communication**

None

### **Superintendent's Report**

Superintendent Gross reported on the highly successful Administrative Advance held on August 20-21, and announced the award of a \$100,000 CAL-Serve Service-Learning Developmental Grant. She concluded her report with an energy update advising that the latest numbers show an additional \$280,000 in savings for 2008-09.

### **Announcements and Acknowledgments**

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

### **Consent Calendar**

On the motion of Member McInerney, seconded by Member Kuwabara and carried 3-0, 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 \$17,295.00.
3. **Payment in Accordance with the Terms of the Settlement Agreement(s)**  
Authorized payment in an amount not to exceed \$24,000.00 in accordance with the terms of the Settlement Agreement(s).
4. **Agreement with Orange County Superintendent of Schools for Providing Special Education Programs and Services for Individuals with Exceptional Needs**  
Approved the 2009-2010 school year agreement with Orange County Superintendent of Schools for providing special education programs and services for individuals with exceptional needs who are the responsibility of the Irvine Unified School District at county-operated schools.
5. **Second Amendment to the Grant Agreement with Orange County Children and Families Commission to Maintain School Readiness Services, July 1, 2009-September 30, 2009**  
Approved the contract extension with the Orange County Children and Families Commission for Quarter 1 FY09-10 for the purpose of promoting school readiness services and programs in Irvine to children age 0-5 and their families who are at risk for school failure.
6. **Third Amendment to the Grant Agreement with Orange County Children and Families Commission to Maintain School Readiness Services, October 1, 2009-June 30, 2010**  
Approved the contract extension with the Orange County Children and Families Commission for Quarter 2-4 FY09-10 for the purpose of promoting school readiness services and programs in Irvine to children age 0-5 and their families who are at risk for school failure.
7. **Purchase Order Detail Report**  
*(A copy is attached to and made a part of these minutes.)*  
Recommendations:
  - 1) Approved the Purchase Order Detail Report dated August 11, 2009 (for the period June 30, 2009) for the year ending June 30, 2009.
  - 2) Approved the Purchase Order Detail Report dated August 11, 2009 for the period

July 1, 2009 to August 11, 2009.

8. **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 00133459 through 00134513

District 50, Community Facilities District No. 01-1 - Numbers 00001409 through 00001416

District 44, Community Facilities District No. 86-1 - Numbers 00003963 through 00-3980

District 41, Irvine Child Care Project - Numbers 00002357 through 00002373

Revolving Cash - Numbers 31765 through 31883

9. **Contract Services Action Report**

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

Approved and/or ratified the Contract Services Action Report 2009-10/2, as submitted.

10. **Receive/Award Bids for School Kitchen Equipment Bid #09-10-01 – Food Service Equipment for Woodbridge High School Modernization**

Authorized the Assistant Superintendent/CFO of Business Services to purchase food service equipment for Woodbridge High School modernization project from Bid #09-10-01.

11. **Claim for Damages - #08-2009**

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

12. **Authorization to Renew Lease of One (1) 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 for one (1) 24' x 40' DSA approved relocatable classroom at Eastshore Elementary School.

13. **Classified Personnel Action Report**

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

Approved and/or ratified the Classified Personnel Action Report 2009-10/2, as submitted for Employment and Retirements.

14. **Certificated Personnel Action Report**

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

Approved and/or ratify the Certificated Personnel Action Report 2009-10/2, as submitted for Employment, Leaves of Absence and Retirements.

15. **Student Teacher Agreements**

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Approved the Student Teacher Placement Agreement with the named institution and the Irvine Unified School District.

**16. Field Trips and Excursions**

Approved the following field trips funded by donations —

- 1) Northwood High School boys water polo to Catalina Island, California, on August 28 – 30, 2009 for \$1,125.00;
- 2) Woodbridge High School Cross Country team to Honolulu, Hawaii, on August 31 – September 6, 2009 for \$15,840.00.

**Consent Calendar Resolutions**

On the motion of Member Kuwabara, seconded by Member Wallin and carried 3-0, the Board took the following action on the Consent Calendar Resolution:

**RESOLUTION NO. 09-10-21: 2009-10 Budget Revisions to Adjust 2008-2009 Actual Fund Balance**

Adopted Resolution No. 09-10-21: 2009-10 Budget Revisions to Adjust 2008-2009 Actual Fund Balance.

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

**CFD Consent Calendar**

On the motion of Member Kuwabara, seconded by Member McInerney and carried 3-0, the Board, acting as the governing body of Community Facilities District Nos. 86-1, 01-1, and 07-1, took the following action on the CFD Consent Calendar:

1. **Change Order No. 1 – Bid Category No. 9-4 Painting – (IUSD) University High New Classroom Building**  
Approved Change Order No. 1 in the deductive amount of <\$7,710.00> to Hugo Alonso Painting, Bid Category No. 9-4 Painting (IUSD), at the University High new Classroom Building and Special Education Facility project. The revised contract amount to be \$47,522.00. No change to the completion date.
2. **Change Order No. 3 – Bid Category No. 9-4 Painting – (OCDE) University High Special Education Facility**  
Approved Change Order No. 3 in the amount of \$1,358.00 to Hugo Alonso, Inc., Bid Category No. 9-4 Painting (OCDE), at the University High New Classroom Building and Special Education Facility project. The revised contract to be \$96,087.00. No change to

the completion date.

3. **Change Order No. 5 – Bid Category No. 9-1 Drywall – (OCDE) University High Special Education Facility**  
Approved Change Order No. 5 in the amount of \$9,781.00 to Performance Contracting, Inc., Bid Category No. 9-1 Drywall (OCDE), at the University High New Classroom Building and Special Education Facility project. The revised contract amount to be \$1,250,143.00. No change to the completion date.
4. **Change Order No. 3 – Bid Category No. 9-1 Drywall – (IUSD) University High New Classroom Building**  
Approved Change Order No. 3 in the deductive amount of <\$9,867.00> to Performance Contracting, Inc., Bid Category No. 9-1 Drywall (IUSD), at the University High New Classroom Building and Special Education Facility project. The revised contract amount to be \$795,252.00. No change to the completion date.
5. **Change Order No. 1 – Bid Category No. 3-1 Concrete – Woodbridge High School Modernization**  
Approved Change Order No. 1 in the amount of \$6,206.00 to HCH Constructors-Managers, Inc., Bid Category No. 3-1 Concrete, at the Woodbridge High School Modernization project. The revised contract amount to be \$411,206.00. No change to the completion date.
6. **Change Order No. 1 – Bid Category No. 8-1 Doors, Frames, Hardware & Glazing – Woodbridge High School Modernization**  
Approved Change Order No. 1 in the amount of \$14,141.00 to Inland Building Construction Companies, Inc., Bid Category No. 8-1 Doors, Frames, Hardware & Glazing, at the Woodbridge High School Modernization project. The revised contract amount to be \$709,141.00. No change to the completion date.
7. **Change Order No. 1 – Bid Category No. 9-1 Drywall – Woodbridge High School Modernization**  
Approved Change Order No. 1 in the amount of \$6,727.00 to Caston Plastering & Drywall, Inc., Bid Category No. 9-1 Drywall, at the Woodbridge High School Modernization project. The revised contract amount to be \$692,312.00. No change to the completion date.
8. **Change Order No. 1 – Bid Category No. 10-1 Misc. Specialties, Toilet Accessories – Woodbridge High School Modernization**  
Approved Change Order No. 1 in the amount of \$513.00 to Inland Building Construction Companies, Inc., Bid Category No. 10-1 Misc. Specialties, Toilet Accessories, at the Woodbridge High School Modernization project. The revised contract amount to be \$174,213.00. No change to the completion date.

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9. **Change Order No. 1 – Bid Category No. 15-1 Fire Protection – Woodbridge High School Modernization**  
Approved Change Order No. 1 in the amount of \$788.00 to JPI Development Group, Inc., Bid Category No. 15-1 Fire Protection, at the Woodbridge High School Modernization project. The revised contract amount to be \$227,038.00. No change to the completion date.
  10. **Change Order No. 1 – Modular Classroom Project – Vista Verde K-8 School**  
Approved Change Order No. 1 in the amount of \$21,888.00 to Case & Sons Construction, Inc., on the Modular Classroom Project at Vista Verde K-8 School. The revised contract amount to be \$347,588.00. No change to the completion date.
  11. **Change Order No. 4 – Bid Category No. 02-4 Landscape & Irrigation – Stonegate Elementary School**  
Approved Change Order No. 4 in the amount of \$21,645.00 to America West Landscape, Inc., Bid Category 02-4 Landscape & Irrigation, at the Stonegate Elementary School project. The revised contract amount to be \$423,867.99. No change to the completion date.
  12. **Change Order No. 6 – Bid Category No. 03-2 Site Concrete/AC Paving – Stonegate Elementary School**  
Approved Change Order No. 6 in the amount of \$4,219.00 to Toby B. Hayward, Inc., Bid Category 03-2 Site Concrete/AC Paving, at the Stonegate Elementary School project. The revised contract amount to be \$2,219,909.00. No change to the completion date.
  13. **Change Order No. 1 – Bid Category No. 15-1 Fire Protection – Stonegate Elementary School**  
Approved Change Order No. 1 in the amount of \$20,959.00 to Daart Engineering Company, Inc., Bid Category 15-1 Fire Protection, at the Stonegate Elementary School project. The revised contract amount to be \$253,713.00. No change to the completion date.
  14. **Change Order No. 5 – Bid Category No. 15-2 Plumbing – Stonegate Elementary School**  
Approved Change Order No. 5 in the amount of \$2,689.00 to Empyrean Plumbing, Inc., Bid Category 15-2 Plumbing, at the Stonegate Elementary School project. The revised contract amount to be \$676,818.00. No change to the completion date.
  15. **Change Order No. 5 – Bid Category No. 16-1 Electrical – Stonegate Elementary School**  
Approved Change Order No. 5 in the amount of \$34,537.00 to Gilbert & Stearns, Inc., Bid Category 16-1 Electrical, at the Stonegate Elementary School project. The revised contract amount to be \$2,115,397.00. No change to the completion date.



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16. **Change Order No. 1 – Bid Category No. 15-3 HVAC – Santiago Hills Elementary School Modernization Project – Phase II**  
Approved Change Order No. 1 in the amount of \$36,974.00 to Comfort Conditioning Company, Inc., Bid Category No. 15-3 HVAC, at the Santiago Hills Elementary School Modernization Project – Phase II. The revised contract amount to be \$423,174.00. No change to the completion date.
  17. **Authorization to Renew Lease of One (1) Relocatable Classroom at College Park 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 College Park Elementary School.
  18. **Authorization to Renew Lease of Four (4) Relocatable Classrooms at Northwood 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 four (4) 24' x 40' DSA approved relocatable classrooms at Northwood High School.
  19. **Authorization to Renew Lease of Four (4) Relocatable Classrooms at Oak Creek 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 four (4) 24' x 40' DSA approved relocatable classrooms at Oak Creek Elementary School.
  20. **Authorization to Renew Lease of Two (2) Relocatable Classrooms at University High School**  
Authorized the Assistant Superintendent/CFO of Business Services to enter into a contract with Mobile Modular Management Corporation to relocate and renew the lease of two (2) 24' x 40' DSA approved relocatable classrooms at University High School.
  21. **Notice of Completion – Bid Category No. 9-1 Drywall – (OCDE) University High Special Education Facility**  
Accepted the Performance Contracting, Inc., Bid Category No. 9-1 Drywall, (OCDE) project at University High School New Classroom Building and Special Education Facility as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
  22. **Notice of Completion – Bid Category No. 9-1 Drywall – (IUSD) University High New Classroom Building**  
Accepted the Performance Contracting, Inc., Bid Category No. 9-1 Drywall (IUSD) project at University High School New Classroom Building and Special Education Facility as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.

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23. **Notice of Completion – Bid Category No. 9-4 Painting – (IUSD) University High New Classroom Building**  
Accepted the Hugo Alonso, Inc. Bid Category No. 9-4 Painting (IUSD) project at University High School New Classroom Building and Special Education Facility as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
24. **Notice of Completion – Bid Category No. 9-4 Painting – (OCDE) University High Special Education Facility**  
Accepted the Hugo Alonso, Inc., Bid Category No. 9-4 Painting (OCDE) project at University High School New Classroom Building and Special Education Facility as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
25. **Notice of Completion – Electrical Contract – Lakeside Middle School Modernization Interim Housing Site Improvement**  
Accepted the Gilbert & Stearns, Inc., Electrical Contract project at Lakeside Middle School Modernization Interim Housing Site Improvement as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.

### ***Items Removed From Consent Calendars***

#### **University High School – Pool Refurbishment Project**

Member Wallin requested clarification regarding the approval process for large projects such as the UHS Pool Refurbishment. Assistant Superintendent Howell advised that the project was included in the 2006-07 Facilities Master Plan. Board members expressed a desire for additional information prior to considering the project for approval.

On the motion of Member Wallin, seconded by Member McInerney and carried 3-0, the Board continued the item to the next regular meeting on September 15, 2009.

### ***Items of Business***

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

#### **PUBLIC HEARING: Resolution No. 09-10-22 Statement of Assurance for the Pupil Textbook and Instructional Materials Incentive Program for Year Round Schools (Plaza Vista, Vista Verde, Westpark and Woodbury)**

On the motion of Member Kuwabara, seconded by Member McInerney and carried 3-0, the Board, after holding a public hearing and receiving no comments, adopted Resolution No. 09-10-22, Statement of Assurance for the Pupil Textbook and Instructional Materials Incentive Program, Year Round Schools - Grades K-8, Fiscal Year 2009-2010.

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

### **Certification of Unaudited Actuals Financial Report – 2008-09**

Assistant Superintendent Howell explained the revisions to the Unaudited Actuals Financial Report, including an adjustment in the Restricted Designated Reserves. Howell pointed out the success of Nutrition Services which ended the year in the black and expressed appreciation to the staff for their cost saving efforts.

The Board discussed the District's Montessori Program and requested staff to provide a history of the program as background for a future discussion regarding the program's viability.

On the motion of Member McInerney, seconded by Member Kuwabara and carried 3-0, the Board certified the 2008-09 Unaudited Actuals Financial Report, as revised.

### **FIRST READING: Proposed Revision to Board Policy 6153 - Field Trips and Excursions**

On the motion of Member Kuwabara, seconded by Member Wallin and carried 3-0, the Board approved for first reading proposed revision to Board Policy 6153 – Field Trips and Excursions.

The Board suggested inclusion of more specific guidelines prior to second reading and adoption.

### ***CFD Items of Business***

### **SECOND READING AND ADOPTION: Ordinance No. 09/10-1 Levying Special Taxes Within Irvine Unified School District Community Facilities District No. 09-1**

On the motion of Member McInerney, seconded by Member Kuwabara and carried 3-0, the Board, acting as the governing body of Community Facilities District No. 09-1, waived the second reading, and reapproved and adopted Ordinance No. 09/10-1 Levying Special Taxes within IUSD CFD No. 09-1.

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

### ***Oral Communication***

None

***Adjournment***

On the motion of Member Kuwabara, seconded by Member McInerney and carried 3-0, there being no further Board of Education business, the meeting was adjourned at 7:57 p.m.

Sharon Wallin  
Acting Board President

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