

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

**Board of Education**  
**Minutes of Organizational/Regular Meeting**  
**December 8, 2009**

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**Call to Order**

The Regular Meeting of the Board of Education was called to order by President Huntley-Fenner at 5:06 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 5:08 p.m.

**Student Discipline Issues**

The Board discussed two student discipline issues.

**Conference with Legal Counsel – Existing Litigation**

The Board discussed two existing litigation issues relative to the Stadium at University High School and provided direction to staff.

**Conference with Labor Negotiators**

The Board discussed labor negotiations involving all bargaining units and provided direction to staff.

**Public Employee Performance Evaluation**

The Board finalized the Superintendent's Goals and Objectives for 2009-11.

### **Reconvene Organizational/Regular Meeting**

President Huntley-Fenner 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 Student Member Sadlik and was followed by a moment of silence and the singing of "The Star Spangled Banner," by College Park third grader Megan Daneman.

### **Roll Call**

#### Members Present:

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

#### Members Absent:

None

#### Student Members Present:

Laura Bran, Gal Sadlik, Lucas Salzman

#### Student Members Absent:

Brianne Searl

#### 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, Janelle Cranch, Bob Curley, Ian Hanigan, Joe Hoffman,  
Catherine Holmes, Tim Jamison, Lloyd Linton, Stan Machesky, Rick Seibert,  
Lauren Sipelis, Mark Sontag, Teresa Stringer, Rena Thompson

#### 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 Wallin and carried 5-0, the Board expelled Student No. 191095209 through June 23, 2010.

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board expelled Student No. 191095208 through June 23, 2010.

**Public Employee Performance Evaluation**

On the motion of Member Kuwabara, seconded by Member Parham and carried 5-0, the Board approved the Superintendent's Goals and Objectives for 2009-11, as revised.

***Approval of Minutes***

On the motion of Member Wallin, seconded by Member Parham and carried 5-0, the Board approved the Minutes of the October 6, 2009 Regular Meeting, as presented.

***Board Organization - 2010***

**Election of Officers**

President Huntley-Fenner opened nominations for officers.

Member Kuwabara nominated Member Wallin to serve as President of the Board, seconded by Member McInerney. Member Wallin was unanimously elected to serve as Board President.

Member Parham nominated Member Kuwabara to serve as Clerk of the Board, seconded by Member McInerney. Member Kuwabara was unanimously elected to serve as Board Clerk.

**Board Responsibilities**

New President Wallin assumed the Chair.

The Board reorganized responsibilities and assignments, and reconfirmed appointments to the Health Advisory and Finance Committees, as indicated.

Responsibility	2010
<p><b>Representative to the Nominating Committee of the County Committee on School District Organization</b>  <i>Serves on the nominating committee to the county committee which determines boundaries for school districts</i>  <i>(Meets once a year - evening)</i></p>	<p>Parham  <i>Alternate:</i>            Huntley-Fenner</p>
<p><b>Representative to the Governing Board of Coastline Regional Occupational Program (ROP)</b>  <i>Serves as a member of the Coastline ROP Board under the Joint Powers Agreement between Coastline ROP and IUSD (2 yr min/4 yr max)</i>  <i>(Meets once a month - am)</i></p>	<p>Wallin  <i>Alternate:</i>            Kuwabara</p>
<p><b>Coalition for Legislative Action (District)</b>  <i>Coordinates district-wide legislative activities including mailing to local legislators; sponsors annual Legislative Action Meeting</i>  <i>(Number of meetings varies depending on legislative agenda - am)</i></p>	<p>Huntley-Fenner  <i>Alternate:</i>            McInerney</p>
<p><b>Irvine Child Care Project</b>  <i>Serves as one of five directors under the Joint Powers Agreement between the City and IUSD regarding child care programs</i>  <i>(2 yr min/4 yr max)</i>  <i>(Meets once a month - am)</i></p>	<p>Parham  <i>Alternate:</i>            Kuwabara</p>
<p><b>Facility Finance Committee</b>  <i>Serves as review body for CFD Building Program in the event the full Board does not address the topic in public during a one year period</i>  <i>(Meets only as needed)</i></p>	<p>McInerney  <i>Alternate:</i>            Parham</p>
<p><b>Special Education Community Advisory Committee</b>  <i>Serves as liaison to the special ed. community to promote board awareness of special ed. issues</i>  <i>(Meets six times a year - evening)</i></p>	<p>McInerney  <i>Alternate:</i>            Wallin</p>
<p><b>P.T.A. Council Representatives</b>  <i>Serves as liaison to the IUSD PTA Council (composed of PTA Presidents from each site) and updates Council on District issues</i>  <i>(Meets once a month - am)</i></p>	<p>Kuwabara  <i>Alternate:</i>            Wallin</p>
<p><b>G.A.T.E. Community Advisory Committee</b>  <i>Serves as liaison to the GATE community to promote board awareness of gifted &amp; talented education issues</i>  <i>(Meets four times a year - evening)</i></p>	<p>McInerney  <i>Alternate:</i>            Huntley-Fenner</p>

Responsibility	2010
Irvine Public Schools Foundation <i>Serves as ex-officio officer and liaison to IPSF (foundation which solicits contributions for performing arts, after-school enrichment programs, and technology)</i> <i>(Meets 1-3 times a month - am/evening)</i>	Kuwbara <i>Alternate:</i> Wallin
Irvine Prevention Coalition <i>Serves as liaison to the IPC to promote and enhance prevention services to students</i> <i>(Meets once per month - pm)</i>	Parham <i>Alternate:</i> Kuwabara
Emergency Response <i>Serves as elected official of the district who responds to/participates in matters concerning emergency preparedness policy in the event of an emergency</i> <i>(Meets 4 times per year - am)</i>	Wallin <i>Alternate:</i> McInerney
Educational Partnership Fund Committee <i>Serves as Board representative to the Educational Partnership Fund Committee to evaluate process.</i> <i>(Meets 3-4 times per year)</i>	Wallin <i>Alternate:</i> Parham
Medical Advisory Board <i>Serves as Board representative to the Medical Advisory Board to secure healthy lives for students.</i> <i>(Meets 3 times per year - evening)</i>	Kuwabara <i>Alternate:</i> Huntley-Fenner
Irvine Chamber of Commerce (Governmental Affairs Committee) <i>Serves as Board representative to Governmental Affairs Committee to provide school district perspective.</i>	Huntley-Fenner <i>Alternate:</i> McInerney

**Additional Comments:**

- ▶ California Association of Suburban School Districts (CALSSD)  
*Seated President at time of meeting serves as Board appointee*
- ▶ City/District Liaison Committee  
*Seated President & Clerk at the time of meeting serve as Board representatives*
- ▶ Curriculum Council  
*All Board members*

**School Site Liaison Assignments**

School Sites	2010
Brywood Canyon View Northwood Northwood H.S. Santiago Hills Sierra Vista Stonegate	Huntley-Fenner
Culverdale Early Childhood Learning Center Lakeside Oak Creek Plaza Vista Stone Creek Woodbridge H.S.	Kuwabara
College Park Creekside/San Joaquin H.S. Greentree Meadow Park South Lake Vista Verde Woodbury	McInerney
Alderwood Basics Plus Deerfield Eastshore Irvine H.S. Springbrook Venado	Parham
Bonita Canyon Rancho San Joaquin Turtle Rock University H.S. University Park Westpark	Wallin

**Appointment of Representatives to District Committees**

<b>Finance Committee</b>	
<b>Board Member</b>	<b>2010 Appointment</b> <i>(2<sup>nd</sup> year of 2-year term)</i>
Gavin Huntley-Fenner	Felix Chen
Sue Kuwabara	Annette Symons
Carolyn McInerney	Ruth Anderson
Mike Parham	Brian Daucher
Sharon Wallin	Paul Bokota

<b>Health Advisory Committee</b>	
<b>Board Member</b>	<b>2010 Appointment</b> <i>(2<sup>nd</sup> year of 2-year term)</i>
Gavin Huntley-Fenner	Robin Lubitz
Sue Kuwabara	Diane Elliott
Carolyn McInerney	Karen Geneau
Mike Parham	David Cheng
Sharon Wallin	Leslie Lindgren

**Establishment of Meeting Dates**

On the motion of Member Parham, seconded by Member Kuwabara and carried 5-0, the Board approved the 2010 meeting dates as presented:

- January 12
- February 2
- February 16
- March 2
- March 16
- April 13
- May 4
- May 18
- June 1

June 22  
July 13  
August 24  
September 14  
October 5  
October 19  
November 2  
November 16  
December 7

President Wallin expressed appreciation to outgoing President Huntley-Fenner for his leadership and presented a gift on behalf of the Board.

### ***Adoption of the Agenda***

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

### ***Oral Communication***

Julie Tapp, Vice Chair, Irvine Public Schools Foundation, pledged the Foundation's support during the fiscal crisis and challenged the community to be part of the solution.

Robin Yonis and Ronnie Lasky expressed support for Irvine's music and dance programs.

### ***Student Board Member Reports***

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

### ***Superintendent's Report***

Superintendent Gross reported on current district activities, awards and recognitions including the selection of IUSD to receive a Green Leadership Award from the Green California Schools organization. In comments regarding the current budget crisis, Gross acknowledged her confidence in the District's Leadership Team, stating they were up to the task.

### ***Announcements and Acknowledgments***

Members Kuwabara, McInerney, Parham, Wallin, and Huntley-Fenner 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 \$1,420.00.
3. **Purchase Order Detail Report**  
*(A copy is attached to and made a part of these minutes.)*  
Approved the Purchase Order Detail Report dated November 23, 2009.
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 00137573 through 00138306  
District 44, Community Facilities District No. 86-1 - Numbers 00004046 through 00004050  
District 41, Irvine Child Care Project - Numbers 00002396 through 00002402  
Revolving Cash - Numbers 32283 through 32397
5. **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 2009-10/08, as submitted.
6. **Participation in Dana Point Marine Institute Outdoor Science School for the 2009-2010 School Year**  
Authorized the Deputy Superintendent, Business Services to enter into a contract with Dana Point Marine Institute Outdoor Science School for the 2009-2010 school year on behalf of the following elementary schools: University Park
7. **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 2009-10/08, as submitted for Employment, Retirement and Termination.

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8. **Certificated Personnel Action Report**  
*(A copy is attached to and made a part of these minutes.)*  
Approved and/or ratified the Certificated Personnel Action Report 2009-10/08, as submitted for Employment.
  9. **Gifts**  
*(A copy is attached to and made a part of these minutes.)*  
Accepted gifts to the District, as listed.
  10. **Field Trips and Excursions**  
Approved the following field trips funded by donations:
    - 1) College Park 3rd grade students to Newport Beach, California, on December 8, 2009 for \$1,914.00;
    - 2) Vista Verde 7th grade students to Los Angeles, California, on December 15, 2009 for \$1,800.00;
    - 3) University High School Speech and Debate team to Berkeley, California, on February 12-15, 2010 for \$8,000.00;
    - 4) Turtle Rock 4th grade students to San Juan Capistrano, California, on March 31, 2010 for \$2,405.00;
    - 5) College Park 5th grade students to Oak Glen, California, on April 1, 2010 for \$2,916.00;
    - 6) Woodbridge High School Percussion Ensemble to Cedar City, Utah, on April 8-11, 2010 for \$12,600.00;
    - 7) Woodbridge High School marching band to Washington, D.C., on October 8-13, 2010 for \$180,000.00.

### **Facilities Consent Calendar**

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

1. **Disposal of Surplus/Discarded Equipment**  
Authorized disposal of surplus/discarded equipment by the most efficient means in compliance with the provisions of the California Education Code Sections A&C and IUSD Board Policy.
2. **Receive Bids/Award Contracts Sierra Vista Middle School Modernization**
  - 1) Rejected all bids for Bid Category No. 01-1 Construction Cleaning and re-bid at a later date;
  - 2) Approved the withdrawal of Malcon Civils, Inc. for Bid Category No. 02-1 Demolition and No. 03-1 Concrete, Reinforcing Steel, AC Paving & Landscape and Anderson Air Conditioning for Bid Category No. 15-2 HVAC;
  - 3) Rejected the bids of bidders indicated to be non-responsive; and
  - 4) Authorized the Assistant Superintendent /CFO of Business Services to award the

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- contracts for the Sierra Vista Middle School Modernization project for each bid category, as listed in the Board report.
3. **Change Orders – Woodbridge High School Modernization Project**  
Approved the listed change orders in the cumulative amount of \$12,207.00, at the Woodbridge High School Modernization project. No change to the completion date.
  4. **Change Orders – Santiago Hills Elementary School Modernization Project**  
Approved the listed change orders in the cumulative credit amount of <\$9,176.00>, at the Santiago Hills Elementary School Modernization project. No change to the completion date.
  5. **Notices of Completion – Santiago Hills Elementary School Modernization Project**  
Accepted the contracts of the listed contractors for the Santiago Hills Elementary School Modernization project as complete and authorized staff to file a Notice of Completion with the County of Orange Recorder's Office.
  6. **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.
  7. **Notice of Completion – Relocatable Classroom Stone Creek Elementary School**  
Accepted the contract of the listed contractor for the Relocatable Classroom project at Stone Creek Elementary School 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.)*

#### **Budget Reductions/Adjustments 2010-2011**

Assistant Superintendent Lisa Howell reviewed a preliminary list of proposed budget adjustments for 2010-11 representing a fiscal target of \$15 million, and discussed the concept of a 50/50 share between program reductions and employee contributions to resolve the deficit.

Board members discussed the process to move forward, expressing a desire for significant community input, timely notification, participation of all constituent groups, equity among programs and levels, and exploration of all possible revenue enhancements.

Catherine Holmes, Coordinator, Categorical Programs, provided an overview of all Tier III programs which have been authorized for full flexibility and reviewed the proposed process to determine redistribution of funds.

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Upcoming opportunities for public input and additional information were announced including an online survey, a Budget Study Session on January 19, and a Community Forum on January 26.

**PUBLIC HEARING: Joint Bargaining Proposal Regarding the 2009-2010 Agreement Between Irvine Unified School District and Irvine Teachers Association**

On the motion of Member McInerney, seconded by Member Huntley-Fenner and carried 5-0, the Board, after holding a public hearing and receiving no comments, adopted the joint proposal of the Irvine Teachers Association and the Irvine Unified School District in order to initiate the bargaining process on the identified Articles.

**RESOLUTION NO. 09-10-36: Signature Authorization and Submission, Child Care and Development Services Contract-early Start, Early Childhood Learning Center, 2009-2010**

On the motion of Member Kuwabara, seconded by Member Parham and carried 5-0, the Board adopted Resolution No. 09-10-36 for signature authorization and submission of the Child Care and Development Services contract, Early Start, Early Childhood Learning Center, 2009-2010.

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

**RESOLUTION NO. 09-10-37: Signature Authorization and Submission, Child Care and Development Services Renewal Application, Early Start, Early Childhood Learning Center, 2010-2011**

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board adopted Resolution No. 09-10-37 for signature authorization and submission of the Child Care and Development Services Renewal Application, Early Start, Early Childhood Learning Center, 2010-2011.

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

**PUBLIC HEARING: RESOLUTION NO. 09-10-40: Approve Formal Findings Required by Government Code Section 4217.12 to Implement Solar Power Services & Site Lease Agreement Between District and Sun Edison for Installation, Maintenance and Operation of Solar Photovoltaic Systems on Selected School Sites**

Curriculum Coordinator Mark Sontag reviewed key points of the lease agreement, designed to establish energy-generating solar photovoltaic (PV) power systems at 21 sites throughout the district, and plans to incorporate solar PV into the district's curriculum. Representatives from the companies involved in development of the agreement were introduced including Kathleen

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McKee of Fagen, Friedman & Fulfroost; Sam Youneszadeh of Sun Edison; and Troy Hinds and Dylan Dupre of SPG Solar.

On the motion of Member Parham, seconded by Member McInerney and carried 5-0, the Board, after holding a public hearing and receiving no comments, adopted Resolution No. 09-10-40 approving the formal findings required by Government Code Section 4217.12 for District's implementation of the Solar Power Services & Site Lease Agreement between District and Sun Edison ("Agreement"). The Board has reviewed information provided by District staff and Sun Edison demonstrating that the cost of the project will be offset by anticipated savings in the energy consumption: (i) there will be no up-front capital costs for installation of the solar photovoltaic systems; (ii) Sun Edison will own, operate and maintain the systems; (iii) the District will lease a portion of its property on selected sites to Sun Edison for installation of the systems; and (iv) the District will purchase solar services generated by the systems at a set price comparable to or below current retail rates to supplement its energy needs.

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

**First Reading: Proposed Board Policy 5113.2: School Attendance Review Board (SARB)**

On the motion of Member McInerney, seconded by Member Kuwabara and carried 5-0, the Board approved for first reading proposed Board Policy 5113.2: School Attendance Review Board (SARB).

**First Reading: Proposed Board Policy 5145.9: Anti-hazing**

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board approved for first reading proposed Board Policy 5145.9: Anti-hazing.

***CFD Items of Business***

**RESOLUTION NO. 09-10-38: Authorizing the Issuance of Not to Exceed \$16,000,000 Aggregate Principal Amount of Irvine Unified School District Community Facilities District No. 06-1 (Portola Springs) Special Tax Bonds, Approving the Execution and Delivery of an Indenture, an Escrow Agreement and a Bond Purchase Agreement and the Preparation of an Official Statement and Other Matters Related Thereto**

Principal Adam Bauer, Fieldman, Rolapp & Associates, summarized the bond structure for Community Facilities District Nos. 06-1 and 09-1, and remarked on current market conditions.

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. 06-1 (Portola Springs),

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adopted Resolution No. 09-10-38 authorizing (a) the issuance of the Bonds, in the aggregate principal amount of not to exceed \$16,000,000 on the terms and conditions set forth in, and subject to the limitations specified in, the Indenture, (b) the Indenture, (c) the Escrow Agreement, (d) the Bond Purchase Agreement, (e) the Continuing Disclosure Agreement, (f) the Preliminary Official Statement, and (g) the preparation and delivery of a final Official Statement.

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

**RESOLUTION NO. 09-10-39: Authorizing the Issuance of Not to Exceed \$37,000,000 Aggregate Initial Principal Amount of Irvine Unified School District Community Facilities District No. 09-1 Special Tax Notes, Series A, and Not to Exceed \$26,500,000 Aggregate Initial Principal Amount of Irvine Unified School District Community Facilities District No. 09-1 Special Tax Notes, Series B, Approving the Execution and Delivery of an Indenture and a Note Purchase Agreement and Other Matters Related Thereto**

On the motion of Member McInerney, seconded by Member Parham and carried 5-0, the Board, acting as the governing body of Community Facilities District No. 09-1, adopted Resolution No. 09-10-39 authorizing (a) the issuance of the Series A Notes in the aggregate initial principal amount of not to exceed \$37,000,000 on the terms and conditions set forth in, and subject to the limitations specified in, the Indenture, (b) the issuance of the Series B Notes, in the aggregate initial principal amount of not to exceed \$26,500,000 on the terms and conditions set forth in, and subject to the limitations specified in, the Indenture, (c) the Indenture, and (d) the Note Purchase Agreement.

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 9:25 p.m.

Gavin Huntley-Fenner, Ph.D.  
Board President

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