



May 15, 2024 Regular Board Meeting - REVISED

05/15/2024 - 07:00 PM

33122 Valle Rd, San Juan Capistrano, CA 92675

BOARD OF TRUSTEES BOARD ROOM

Closed Session 5:00 p.m. | Open Session 7:00 p.m.

MEETING MINUTES

CLOSED SESSION AT 5:00 P.M.

Attendees

Voting Members

Krista Castellanos, President
Michael Parham, Vice President
Amy Hanacek, Clerk
Judy Bullockus, Trustee
Lisa Davis, Trustee
Gila Jones, Trustee
Gary Pritchard, Trustee

1. CALL TO ORDER

President Castellanos called the meeting to order at 5:10 p.m.

ROLL CALL

Present: Trustees Castellanos, Davis, Hanacek, and Jones
Absent: Trustees Bullockus, Parham, and Pritchard

Trustee Pritchard arrived to Closed Session at 5:11 p.m.

Trustee Bullockus arrived to Closed Session at 5:15 p.m.

Trustee Parham arrived to Closed Session at 5:15 p.m.

2. CLOSED SESSION COMMENTS

The Board recessed to closed session to discuss: Student Expulsions; Student Readmission; Conference with Legal Counsel – Anticipated Litigation; Conference with Legal Counsel – Existing Litigation; Conference with Labor Negotiators; Public Employment and Evaluation of Performance; and Liability Claim.

3. CLOSED SESSION (as authorized by law)

A. STUDENT EXPULSIONS

Motion made by: Lisa Davis

Motion seconded by: Gila Jones

Voting:

Krista Castellanos - Yes

Michael Parham - Not Present

Amy Hanacek - Yes

Judy Bullockus - Not Present
Lisa Davis - Yes
Gila Jones - Yes
Gary Pritchard - Yes

On agenda items A-1 and A-2, Trustees voted, 5-0-2, with Trustees Bullockus and Parham absent, to approve staff recommendation on the following cases:

Case No. 2024-024
Case No. 2024-026

B. STUDENT READMISSION

Motion made by: Lisa Davis
Motion seconded by: Gila Jones
Voting:
Krista Castellanos - Yes
Michael Parham - Not Present
Amy Hanacek - Yes
Judy Bullockus - Not Present
Lisa Davis - Yes
Gila Jones - Yes
Gary Pritchard - Yes

On agenda item B-1, Trustees voted 5-0-2, with Trustees Bullockus and Parham absent, to approve staff recommendation on the following case:

Case No. 2023-039

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

No reportable action.

D. CONFERENCE WITH LABOR NEGOTIATORS

No reportable action.

E. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Motion made by: Gila Jones
Motion seconded by: Judy Bullockus
Voting:
Unanimously Approved

On agenda items E-1 through E-3, Trustees voted 7-0 to approve staff recommendation on the following cases:

ADR Case No. 20240409
ADR Case No. 20240417
ADR Case No. 20240422

F. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Motion made by: Gila Jones
Motion seconded by: Judy Bullockus

Voting:

Unanimously Approved

On agenda item F-1, Trustees voted 7-0 to approve staff recommendation on the following case:

OAH Case No. 2023110097

G. PUBLIC EMPLOYMENT AND EVALUATION OF PERFORMANCE

No reportable action.

H. LIABILITY CLAIM

Motion made by: Gila Jones

Motion seconded by: Judy Bullockus

Voting:

Unanimously Approved

On agenda item H-1, Trustees voted 7-0 to approve staff recommendation on the following case:

Rejection of Government Claim No. 2311982

4. OPEN SESSION AT 7:00 P.M.

5. CALL TO ORDER - ROLL CALL

The regular meeting of the Board of Trustees was called to order by President Castellanos at 7:00 p.m.

ROLL CALL

Present: Trustees Bullockus, Castellanos, Davis, Hanacek, Jones, Parham, and Pritchard

Absent: None

6. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tyler Pearce, Student Board Member.

7. ADOPTION OF THE AGENDA

Motion made by: Lisa Davis

Motion seconded by: Michael Parham

Voting:

Unanimously Approved

Motion carried 7-0 by a roll call vote to adopt the Regular Board agenda.

Student Board Member Pearce cast a preferential vote of aye to adopt the agenda.

8. REPORT ON CLOSED SESSION ACTION

President Castellanos asked Colleen Hayes, Manager II - Board Operations/Superintendent's Office, to read the report out of Closed Session.

9. SUPERINTENDENT AND BOARD COMMENTS

Dr. Christopher Brown, Superintendent, reported on the various activities at the District sites in the past weeks. His report included results from the annual senior survey showing that the graduating class has

acceptance letters from a wide array of universities and colleges across the country and overseas, including military academies, trade and technical schools. The Superintendent also reported on CUSD students placing above the standard in English Language Arts and Math on the California State Dashboard. The District had more than 30 schools categorized as *Increased* or *Increased Significantly*, the two highest indicators of growth on the California State Dashboard, in each discipline.

President Castellanos presented Tyler Pearce, Student Board Member, with a plaque for his service this past year to the Board of Trustees and the students of the Capistrano Unified School District.

10. STUDENT BOARD MEMBER COMMENTS

Student Board Member Pearce thanked the Board and staff for the past year's opportunity to serve as the Student Board Member and was honored to have such an amazing experience. He also thanked those who challenged him and opposed his views, as this taught him tolerance and how to respectfully engage with different perspectives, even though they are contrary to his own beliefs. He found liberation through leadership and speaking up not only for himself, but for the roughly 42,000 students in this District. He stated that each voice is powerful and unique and something that can't be replicated or measured by ability or categorized. He emphasized how important it is for students to use their voice.

11. ORAL COMMUNICATIONS (Non-Agenda Items)

Per Board Policy 9323, *Meeting Conduct*, the speaker time was reduced to one minute per individual.

The following speakers addressed the Board:

- *Sherine Smith spoke regarding a positive past year*
- *Jen Moffroid spoke regarding the Library Media Technician job description*
- *Jen Mundl spoke regarding the Library Media Technician job description*
- *Annette Grubbs spoke regarding the Library Media Technician job description*
- *Renee Sanchez spoke regarding the Library Media Technician job description*
- *Pam spoke regarding parental rights*
- *Amy Baxter spoke regarding high school senior awards*
- *Rocky Cifone spoke regarding the "Together for Teens" event at CVHS*
- *Sarah Phillips spoke regarding the great teachers and administration in the District*
- *Candace Boren thanked the Superintendent, Trustees, and staff for the past school year*
- *Trudy Podobas congratulated Tyler Pearce, Student Board Member, and thanked the staff and administration for the past school year*
- *Gene spoke regarding bullying*
- *Mary spoke regarding the National Educational Council, protecting children, and bullying*
- *Eileen McDermott spoke regarding transgender children*
- *Lisa H. spoke regarding education*
- *Eva Harrison spoke regarding an identity support document*

12. PUBLIC HEARING NOTICES

A. PUBLIC HEARING: 2024-2025 LOCAL CONTROL ACCOUNTABILITY PLAN AND UPDATE

At 7:55 p.m. President Castellanos opened the Public Hearing on the 2024-2025 Local Control Accountability Plan and Update.

President Castellanos closed the Public Hearing at 7:55 p.m.

B. PUBLIC HEARING: 2024-2025 PROPOSED BUDGET ADOPTION

At 8:00 p.m. President Castellanos opened the Public Hearing on the 2024-2025 Proposed Budget Adoption.

President Castellanos closed the Public Hearing at 8:00 p.m.

C. PUBLIC HEARING: RESOLUTION NO. 2324-30, APPROVING AN INCREASE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE § 17620 AND GOVERNMENT CODE § 65995

At 8:00 p.m. President Castellanos opened the Public Hearing on Resolution No. 2324-30, Approving an Increase in Statutory school Fees Imposed on New Residential and Commercial/Industrial and Commercial/Industrial Construction Pursuant to Education Code § 17620 and Government Code § 65995.

President Castellanos closed the Public Hearing at 8:00 p.m.

13. DISCUSSION ACTION/INFORMATION ITEMS

A. 2024-2025 LOCAL CONTROL ACCOUNTABILITY PLAN AND UPDATE

President Castellanos recognized Gregory Merwin, Associate Superintendent, Education and Support Services, to present the item.

This is an information only item and no Board action is necessary.

B. 2024-2025 PROPOSED BUDGET ADOPTION

President Castellanos recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

This is an information only item and no Board action is necessary.

C. CUSD CARES: WELL-BEING UPDATE

President Castellanos recognized Gregory Merwin, Associate Superintendent, Education and Support Services, to present the item.

This is an information only item and no Board action is necessary.

D. UNIVERSITY OF CALIFORNIA SUBJECT AREA REQUIREMENT ELIGIBILITY A-G

President Castellanos recognized Gregory Merwin, Associate Superintendent, Education and Support Services, to present the item.

Tyler Pearce, Student Board Member, left the meeting at 9:05 p.m.

This is an information only item and no Board action is necessary.

E. RESOLUTION NO. 2324-31, AUTHORIZATION OF TEMPORARY INTERFUND TRANSFERS

President Castellanos recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

Trustee Davis left the dais at 9:45 p.m.

Motion made by: Gila Jones

Motion seconded by: Michael Parham

Voting:

Krista Castellanos - Yes

Michael Parham - Yes

Amy Hanacek - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Gila Jones - Yes

Gary Pritchard - Yes

The motion carried 6-0-1, by a roll call vote, with Trustee Davis absent, to adopt Resolution No. 2324-31, Authorization of Temporary Interfund Transfers.

F. RESOLUTION NO. 2324-32, RESOLUTION AND ORDER OF BIENNIAL TRUSTEE ELECTION SPECIFICATIONS OF THE ELECTION ORDER

President Castellanos recognized Dr. Christopher Brown, Superintendent, to present the item.

Motion made by: Michael Parham

Motion seconded by: Amy Hanacek

Voting:

Krista Castellanos - Yes

Michael Parham - Yes

Amy Hanacek - Yes

Judy Bullockus - Yes

Lisa Davis - Not Present

Gila Jones - Yes

Gary Pritchard - Yes

The motion carried 6-0-1, by a roll call vote, with Trustee Davis absent, to adopt Resolution No. 2324-32, Resolution and Order of Biennial Trustee Election Specifications of the Election Order.

G. FIRST READING BOARD POLICY 6163.5, STUDENT USE OF TECHNOLOGY AND INTERNET SAFETY

President Castellanos recognized Dr. Christopher Brown, Superintendent, to present the item.

Dr. Christopher Brown, Superintendent, asked Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item on his behalf.

Trustee Davis rejoined the meeting at 9:49 p.m.

Motion made by: Amy Hanacek

Motion seconded by: Judy Bullockus

Voting:

Unanimously Approved

The motion carried 7-0 to approve the first reading and waive the second reading of Board Policy 6163.5, *Student Use of Technology and Internet Safety*.

H. FIRST READING BOARD POLICY 5131.2, BULLYING

President Castellanos recognized Dr. Christopher Brown, Superintendent, to present the item.

Motion made by: Judy Bullockus

Motion seconded by: Gila Jones

Voting:

Unanimously Approved

The motion carried 7-0 to approve the first reading and waive the second reading of Board Policy 5131.2, *Bullying*.

14. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered by the Board to be routine and will be enacted by the Board in one motion in the form listed below. There will be no discussion of these items prior to the time the Board votes on the motion unless members of the Board, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar. The Superintendent and staff recommend approval of all Consent Calendar items.

The following speaker addressed the Board:

- *Emily Cravens spoke regarding agenda item 15.A, Donation of Funds and Equipment*

President Castellanos asked Trustees for items they wished to pull from the Consent Calendar. Trustee Davis pulled agenda items 15.D - Filing a Notice of Exemption for the Esencia K-8 School Portables Phase 2 Project; and 17.C - Memorandum of Understanding with Capistrano Unified Education Association to Modify Initial Step and Column Placement for JROTC Instructors.

Motion made by: Amy Hanacek

Motion seconded by: Michael Parham

Voting:

Unanimously Approved

The motion carried 7-0, by a roll call vote, to approve the Consent Calendar, with the exception of agenda items 15.D and 17.C pulled by Trustee Davis.

15. CONSENT CALENDAR - Business and Support Services

A. DONATION OF FUNDS AND EQUIPMENT

B. PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS

C. AGREEMENTS AND BIDS

D. FILING A NOTICE OF EXEMPTION FOR THE ESENCIA K-8 SCHOOL PORTABLES PHASE 2 PROJECT

This item was pulled from the Consent Calendar.

President Castellanos recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

Motion made by: Lisa Davis

Motion seconded by: Michael Parham

Voting:

Unanimously Approved

The motion carried 7-0 to approve Filing a Notice of Exemption for the Esencia K-8 School Portables Phase 2 Project.

E. RESOLUTION NO. 2324-30, APPROVING AN INCREASE IN STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE § 17620 AND GOVERNMENT CODE § 65995

F. RESOLUTION NO. 2324-33, APPROVING ANTICIPATED GRANT APPLICATIONS AND AGREEMENTS FOR CALIFORNIA SCHOOLS HEALTHY AIR, PLUMBING, AND EFFICIENCY PROGRAM PROJECTS AT FOUR SCHOOL SITES

16. CONSENT CALENDAR - Curriculum and Instruction

A. MEMBERS OF THE SPECIAL EDUCATION LOCAL PLAN AREA COMMUNITY ADVISORY COMMITTEE

B. MEMORANDUM OF UNDERSTANDING WITH COLLEGE AND CAREER ADVANTAGE AND LAGUNA BEACH UNIFIED SCHOOL DISTRICT FOR PARTICIPATION IN THE CALIFORNIA CAREER TECHNICAL EDUCATION INCENTIVE GRANT PROGRAM AND K12 STRONG WORKFORCE GRANT PROGRAM

C. SCHOOL PLANS FOR STUDENT ACHIEVEMENT AND BUDGETS FOR 2024-2025

17. CONSENT CALENDAR - Human Resource Services

A. AFFILIATION AGREEMENTS

B. CONSIDER AND APPROVE NEW JOB DESCRIPTION – TEACHER ON SPECIAL ASSIGNMENT, TOBACCO-USE PREVENTION EDUCATION GRANT

C. MEMORANDUM OF UNDERSTANDING WITH CAPISTRANO UNIFIED EDUCATION ASSOCIATION TO MODIFY INITIAL STEP AND COLUMN PLACEMENT FOR JROTC INSTRUCTORS

This item was pulled from the Consent Calendar.

President Castellanos recognized Bob Presby, Associate Superintendent, Human Resource Services, to present the item.

Motion made by: Lisa Davis

Motion seconded by: Michael Parham

Voting:

Unanimously Approved

The motion carried 7-0 to approve the Memorandum of Understanding with Capistrano Unified Education Association to Modify Initial Step and Column Placement for JROTC Instructors.

D. RECOMMENDATION OF TENTATIVE AGREEMENT WITH CAPISTRANO UNIFIED EDUCATION ASSOCIATION (CUEA) FOR JULY 1, 2023, THROUGH JUNE 30, 2026

E. THIRD QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION UNIFORM COMPLAINT

F. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES

G. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES

18. CONSENT CALENDAR - General Functions

A. SCHOOL BOARD MINUTES - APRIL 17, 2024 REGULAR MEETING

B. SCHOOL BOARD MINUTES - MAY 1, 2024 SPECIAL MEETING

19. ADJOURNMENT

Motion made by: Amy Hanacek

Motion seconded by: Lisa Davis

Voting:

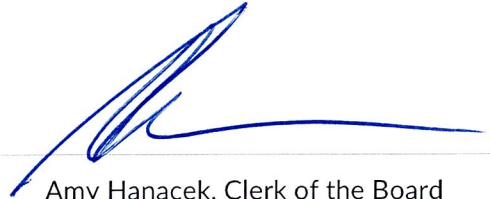
Unanimously Approved

Motion carried 7-0 to adjourn the meeting.

President Castellanos announced the Board meeting adjourned at 10:00 p.m.



Christopher Brown, Ed.D., Superintendent



Amy Hanacek, Clerk of the Board