



August 16, 2023 Regular Board Meeting

08/16/2023 - 07:00 PM

BOARD OF TRUSTEES BOARD ROOM

33122 Valle Rd., San Juan Capistrano, Ca 92675

Closed Session 6:00 PM Open Session 7:00 PM

AGENDA

CLOSED SESSION AT 6:00 P.M.

Trustee Davis will be teleconferencing into the Board meeting. Location: 537 Marina Parkway, Page, Arizona 86040.

1. CALL TO ORDER

2. CLOSED SESSION COMMENTS

3. CLOSED SESSION (as authorized by law)

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – Two Cases
1. ADR Case No. 20230705
2. ADR Case No. 20230706
(Pursuant to Government Code § 54956.9(d)(2))

Christopher Brown
3. Social Media Class Action Lawsuit
(Pursuant to Government Code § 54956.9(b))

Clark Hampton/John Forney
Attorney – Jeff Hoskinson
4. Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9 (d)(4) or (3))

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – Two Cases
1. OAH Case No. 2023040675
2. OAH Case No. 2023040835
(Pursuant to Government Code § 54956.9(d)(1))

C. CONFERENCE WITH LABOR NEGOTIATORS

District Negotiators: Christopher Brown/Bob Presby/Clark Hampton
Employee Organizations:
1. Capistrano Unified Education Association (CUEA)
2. California School Employees Association (CSEA)
3. Teamsters
4. Capistrano Unified Management Association (CUMA)
5. Unrepresented Employees
(Pursuant to Government Code § 54957.6)



D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

District Negotiators: Christopher Brown/Clark Hampton

Attorney: Andreas Chialtas, AALRR

1. Property: South Transportation and Groundskeeping Facility; 5.51 acre property located at 26126 Victoria Blvd, Dana Point, CA 92624

Negotiating Party: Toll Brothers, Inc.

Under Negotiation: Price and Terms of Payment

(Pursuant to Government Code § 54956.8)

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

5. CALL TO ORDER - ROLL CALL

6. PLEDGE OF ALLEGIANCE

7. ADOPTION OF THE AGENDA

8. REPORT ON CLOSED SESSION ACTION

9. SUPERINTENDENT AND BOARD COMMENTS

10. STUDENT BOARD MEMBER COMMENTS

11. ORAL COMMUNICATIONS (Non-Agenda Items)

Oral Communications will occur immediately following Board Comments. The total time for Oral Communications shall be twenty (20) minutes. Individual presentations are limited to a maximum of three (3) minutes per individual.

12. 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 or staff request specific items to be discussed and/or removed from the Consent Calendar. The staff recommend approval of all Consent Calendar items.

A. BUSINESS AND SUPPORT SERVICES

1. DONATION OF FUNDS AND EQUIPMENT

This is a monthly item. Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$73,435.48 in cash. These funds will be deposited in the appropriate school accounts. Items other than cash have no financial impact on the budget. The District does not guarantee maintenance of items or the expenditure of any District funds for continued use.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

32

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

This is a monthly item. Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The expenditures related to the listed purchase orders and

35



commercial warrants included in this item were previously authorized as part of the District's budget approval process. The purchase orders total \$203,091,384.66 and the commercial warrants total \$21,145,708.73. Attachment 3 is a list of previously Board-approved bids and contracts to assist in the review of the purchase order and commercial warrant listings. Attachment 4 is a list of previously Board-approved warrants, by vendor, exceeding \$250,000.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

3. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS 155

This is a monthly item. Approval of the District standardized Independent Contractor, Professional Services, Field Service and Master Contract agreements. The expenditures related to the listed agreements were previously authorized as part of the District's budget approval process. The exhibit shows 60 new agreements totaling \$16,424,969.88 and 4 amendments to existing agreements totaling \$215,216. Due to the size of the contract documents, the General Conditions for each type of agreement are posted online on the District's Board Agendas and Supporting Documentation page

here(<https://simbli.eboardsolutions.com/SU/UCwmxjoWbreTplus8WFc3cM3Q==>).

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

4. AMEND AWARD OF REQUEST FOR PROPOSALS NO. 1-2223, EXPANDED LEARNING OPPORTUNITIES PROGRAM - VARIOUS VENDORS 379

This is a regular business item. Approval of the amended rates for vendors previously awarded pursuant to Request for Proposals No. 1-2223, Expanded Learning Opportunities Program (ELOP), which includes Boys and Girls Club of Capistrano Valley, Discovery Dance Foundation, South Orange County Community College District, Strategic Kids LLC, and YMCA of Orange County. On August 17, 2022, the vendors were selected to provide various student enrichment programs consistent with the ELOP plan. District staff expanded the initial scope of services to include one field trip per year and providing meals for attending children. The rates are included herein, including an estimated total per ELOP vendor; however, actual expenditures will depend on the number of participating students.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

5. FIRST EXTENSION OF BID NO. 2223-03, ELECTRICAL, FIRE PROTECTION, AND LOW VOLTAGE SYSTEMS SERVICES - GILBERT AND STEARNS, INCORPORATED 397

This is a regular business item. Approval of First Extension of Bid No. 2223-03, Electrical, Fire Protection, and Low Voltage Systems Services with Gilbert and Stearns, Incorporated. Bid No. 2223-03 was awarded to the lowest responsive, responsible bidder on July 13, 2022, for the initial term of July 1, 2022, through June 30, 2023, with optional renewal terms. The vendor agrees to extend the proposed extension at the amended rates shown in Exhibit 1-A for the proposed renewal period of July 1, 2023, through June 30, 2024. Annual expenditures utilizing this contract are estimated to be \$500,000 funded by the general fund and deferred maintenance. Actual



expenditures may vary depending on District needs and the availability of funds.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

6. FIRST EXTENSION OF BID NO. 2223-05, ASPHALT MINOR PROJECTS DISTRICTWIDE – BEN’S ASPHALT, INCORPORATED

420

This is a regular business item. Approval of First Extension of Bid No. 2223-05, Asphalt Minor Projects Districtwide with Ben’s Asphalt, Incorporated. Bid No. 2223-05 was awarded to the lowest responsive, responsible bidder on November 9, 2022, for the initial term of October 1, 2022, through June 30, 2023, with optional renewal terms. The vendor agrees to maintain the same pricing under the initial bid award term for the proposed renewal period of July 1, 2023, through June 30, 2024. Annual expenditures utilizing this contract are estimated to be \$750,000 funded by the general fund and deferred maintenance. Actual expenditures may vary depending on availability of funds and District needs.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

7. SECOND EXTENSION OF REQUEST FOR PROPOSALS NO. 1-2122, FRESH DAILY, PRE-BAKED, READY-TO-SERVE DELIVERED PIZZA SERVICE – VARIOUS VENDORS

433

This is a regular business item. Approval of Second Extension of Request for Proposals (RFP) No. 1-2122, Fresh Daily, Pre-Baked, Ready to Serve Delivered Pizza Service with American West Restaurant Group Holdings, LLC dba Pizza Hut and Niki Investments, Incorporated dba Domino’s Pizza. RFP No. 1-2122 created a bench of qualified vendors on August 18, 2021, for the initial term of July 1, 2021, through June 30, 2022, with two optional one-year renewal terms. On July 13, 2022, the terms for both vendors were approved through June 30, 2023. Both vendors agree to extend their respective contracts for the last available renewal period of July 1, 2023, through June 30, 2024. Annual expenditures utilizing this contract are estimated to be \$500,000 funded by the cafeteria fund. Actual expenditures may vary depending on availability of funds and District needs.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

8. SECOND EXTENSION OF BID NO. 2122-06, WEED ABATEMENT – E. STEWART AND ASSOCIATES, INCORPORATED

462

This is a regular business item. Approval of Second Extension of Bid No. 2122-06, Weed Abatement with E. Stewart and Associates, Incorporated. Bid 2122-06 was awarded to the lowest responsive, responsible bidder on July 21, 2021, for the initial term of July 1, 2021, through June 30, 2022, with optional renewal terms. On September 21, 2022, the Board approved the first extension through June 30, 2023. The vendor agrees to extend the proposed extension at the same rates of the initial contract period for the proposed renewal period of July 1, 2023, through June 30, 2024. Annual expenditures utilizing this contract are estimated to be \$250,000 funded by the general fund and deferred maintenance. Actual expenditures may vary depending on the availability of funds and District needs.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

9. COLTON JOINT UNIFIED SCHOOL DISTRICT REQUEST FOR PROPOSALS NO. CJNS-



2021-22, BREAD AND TORTILLA PRODUCTS – GOLD STAR FOODS, INCORPORATED

473

This is a new item. Approval to utilize the Colton Joint Unified School District Request for Proposals No. CJNS-2021-22, Bread and Tortilla Products awarded to Gold Star Foods, Incorporated, including any subsequent revisions, amendments, and extensions for the purchase of various bread products, as needed, under the same terms and conditions of the public agency's contract. Anticipated expenditures under this agreement are \$150,000 annually, funded by the cafeteria fund. Due to the size of the contract and award, the documentation is posted online on the District Board Agendas and Supporting Documentation

page here(<https://simbli.eboardsolutions.com/SU/UCwmxjoWbreTplus8WFc3cM3Q==>)

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

10. NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICIALS VALUEPOINT MASTER AGREEMENT NO. 140602, CALIFORNIA PARTICIPATING ADDENDUM NO. 7-19-70-46-06, COPIERS AND MANAGED PRINT SERVICES – RICOH USA, INCORPORATED

476

This is a new item. Approval to utilize the National Association of State Procurement Officials ValuePoint Master Agreement No. 140602 with California Participating Addendum No. 7-19-70-46-06, including all extensions, revisions, and amendments, for the purchase of production-grade equipment and related devices from Ricoh USA, Incorporated, as needed, under the same terms and conditions of the public agency's contract. The contract provides set pricing for production-level devices, as well as service and supplies, such as toner and staples, as needed, throughout the District. Anticipated annual expenditures utilizing this contract are approximately \$330,000 funded by the general fund. Actual expenditures will vary depending on District needs and availability of funds. Due to the size of the contract and award, the documentation is posted online on the District Board Agendas and Supporting Documentation page here(<https://simbli.eboardsolutions.com/SU/UCwmxjoWbreTplus8WFc3cM3Q==>) .

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

11. OXNARD UNION HIGH SCHOOL DISTRICT REQUEST FOR PROPOSALS NO. 664, PRODUCE PRODUCTS – GOLD STAR FOODS, INCORPORATED

480

This is a new item. Approval to utilize the Oxnard Union High School District Request for Proposals No. 664, Produce Products awarded to Gold Star Foods, Incorporated, including any subsequent revisions, amendments, and extensions for the purchase of various produce products, as needed, under the same terms and conditions of the public agency's contract. Anticipated annual expenditures under this agreement are \$900,000 funded by the cafeteria fund. Due to the size of the contract and award, the documentation is posted online on the District Board Agendas and Supporting Documentation page

here(<https://simbli.eboardsolutions.com/SU/UCwmxjoWbreTplus8WFc3cM3Q==>) .

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

12. SAN BERNARDINO UNIFIED SCHOOL DISTRICT BID NO. 23/24-0005, FURNITURE:



SYSTEM AND STAND ALONE – CULVER-NEWLIN, INCORPORATED

483

This is a regular business item. Approval to utilize the San Bernardino Unified School District Bid No. 23/24-0005 Furniture: System and Stand Alone awarded to Culver-Newlin, Incorporated, including any subsequent revisions, amendments, and extensions for the purchase of furniture, accessories, and incidental services. The contract provides competitive set pricing for furniture, accessories, and incidental services as needed by the District. The prices offered by the vendor have been assessed by staff to be fair, reasonable, and competitive. Annual expenditures utilizing this contract are estimated to be \$200,000 funded by various departments, sites, and projects requesting products. Actual expenditures may vary depending on District needs and availability of funding.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

13. SAN BERNARDINO UNIFIED SCHOOL DISTRICT BID NO. 23/24-0005, FURNITURE: SYSTEM AND STAND ALONE – OFFICE AND ERGONOMIC SOLUTIONS, INCORPORATED

535

This is a regular business item. Approval to utilize the San Bernardino Unified School District Bid No. 23/24-0005 Furniture: System and Stand Alone awarded to Office and Ergonomic Solutions, Incorporated, including any subsequent revisions, amendments, and extensions for the purchase of furniture, accessories, and incidental services. The contract provides competitive set pricing for furniture, accessories, and incidental services as needed by the District. The prices offered by the vendor have been assessed by staff to be fair, reasonable, and competitive. Annual expenditures utilizing this contract are estimated to be \$200,000 funded by various departments, sites, and projects requesting product. Actual expenditures may vary depending on District needs and availability of funding.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

14. ORDER FORM – FIFTH ASSET, INC., dba DEBTBOOK

604

This is a new item. Approval of the ratification of Order Form with Fifth Asset, Inc., dba Debtbook. This subscription allows the District the ability to consolidate subscription-based information technology arrangements and comply with Governmental Accounting Standards Board (GASB) 96 and other accounting standards. The Order Form initial term is May 24, 2023, through May 24, 2024, and will automatically renew. The annual anticipated expenditure is \$13,000 funded by the general fund.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

15. CHANGE ORDER NO. 1, BID NO. 2223-17, FRED NEWHART MIDDLE SCHOOL 300 BUILDING RE-ROOF PROJECT

620

This is a regular business item. Approval of Change Order No. 1, Bid No. 2223-17 for the Fred Newhart Middle School 300 Building Re-Roof Project related to the unused allowance for the project. This change order consists of additions, deletions, or other revisions now being presented to the Board for approval. All such changes in the work are performed under applicable conditions of the change in contract documents. The original contract sum was \$189,205. With Change Order No. 1 in the amount of -



\$18,973.22, the new contract sum will be \$170,231.78 funded by Redevelopment Agency Mission Viejo. With this change order, the contract with the general contractor remains under the \$217,585.75 budget that represents the bid award plus contingency.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

- 16. FINAL ACCEPTANCE AND FILING OF NOTICE OF COMPLETION FOR BID NO. 2223-17, FRED NEWHART MIDDLE SCHOOL 300 BUILDING RE-ROOF PROJECT 626

This is a regular business item. Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 2223-17 for the Fred Newhart Middle School 300 Building Re-Roof Project. All work has been inspected and completed to the satisfaction of staff. The project was funded by Redevelopment Agency Mission Viejo.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

- 17. RESOLUTION NO. 2324-10, ADOPTING THE 2022-2023 ACTUAL GANN LIMIT AND THE 2023-2024 ESTIMATED GANN LIMIT 631

This is an annual item. Approval of the adoption of Resolution No. 2324-10, Adopting the 2022-2023 Actual Gann Limit and the 2023-2024 Estimated Gann Limit. Resolution No. 2324-10 establishes the actual Gann Limit for 2022-2023 at \$402,152,633.9 and the estimated Gann Limit for 2023-2024 at \$408,415,984.23. Adoption of this Resolution will have no financial implications on either the 2022-2023 or 2023-2024 budgets.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

- 18. RESOLUTION NO. 2324-11, SIGNATURE AUTHORIZATION 639

This is a recurring item. Approval of the adoption of Resolution No. 2324-11, Signature Authorization. Education Code § 42800 et. seq. authorizes the Governing Board of any school district to establish a revolving cash fund naming the Chief Accounting Officer of the district as custodian of such funds. The District currently maintains four revolving cash funds: one for \$100,000 for prepayment and reimbursement of expenditures, one for \$75,000 for payment of employee payroll adjustments, a Workers' Compensation account which maintains a balance of approximately \$250,000, and a Liability Trust account with a maintained balance of approximately \$100,000 for any and all third-party liability claims above and beyond the District's self-insurance retention of \$100,000. This resolution authorizes the Deputy Superintendent, Business and Support Services to sign checks for the District's revolving cash funds. There is no financial impact.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

- 19. SCHOOL MEALS AGREEMENT - CALIFORNIA REPUBLIC LEADERSHIP ACADEMY 643

This is a new business item. Approval of the School Meals Agreement for Food and Nutrition Services (FNS) vending National School Lunch Program and School Breakfast Program compliant meals for California Republic Leadership Academy (CRLA) during the 2023-2024 school year. In February 2023, CRLA charter school contacted the District regarding FNS providing school meals including free and reduced-priced meals



for eligible students at CRLA. The school meal program at CRLA will be similar to District elementary school meal programs for the 2023-2024 school year. Proceeds from the agreement will be deposited into the cafeteria fund.

Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

20. SCHOOL MEALS AGREEMENT – COMMUNITY ROOTS ACADEMY  652

This is a regular business item. Approval of the School Meals Agreement for Food and Nutrition Services (FNS) vending National School Lunch Program and School Breakfast Program compliant meals for Community Roots Academy (CRA) during the 2023-2024 school year. In August 2020, CRA charter school contacted the District regarding FNS providing school meals including free and reduced-priced meals for eligible students at CRA. The school meal program at CRA will be similar to District elementary school meal programs for the 2023-2024 school year. Proceeds from the agreement will be deposited into the cafeteria fund.

Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

21. SCHOOL MEALS AGREEMENT – ORANGE COUNTY ACADEMY OF SCIENCES AND ARTS, INC.  661

This is a regular business item. Approval of the School Meals Agreement for Food and Nutrition Services (FNS) vending National School Lunch Program and School Breakfast Program compliant meals for Orange County Academy of Sciences and Arts (OCASA) and OCASA College Prep during the 2023-2024 school year. In September 2019, OCASA charter school contacted the District regarding FNS providing school meals including free and reduced-priced meals for eligible students at OCASA. The school meal program at OCASA and OCASA College Prep will be similar to District elementary and secondary school meal programs for the 2023-2024 school year. Proceeds from the agreement will be deposited into the cafeteria fund.

Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

22. SCHOOL MEALS AGREEMENT – THE JOURNEY SCHOOL  670

This is a regular business item. Approval of the School Meals Agreement for Food and Nutrition Services (FNS) continuing to administer the National School Lunch Program and School Breakfast Program for Journey School during the 2023-2024 school year. In May 2019, Journey School charter school contacted the District regarding FNS providing school meals including free and reduced-priced meals for eligible students at Journey School. The school meal program at Journey School will be similar to District elementary school meal programs for the 2023-2024 school year. Proceeds from the agreement will be deposited into the cafeteria fund.

Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

B. CURRICULUM AND INSTRUCTION

1. AFFILIATION AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA  679

This is an annual item. Approval of the ratification of Affiliation Agreement with Regents of the University of California on behalf of the University of California, Irvine (UCI), Department of Ophthalmology. UCI has developed a project for pediatric vision



care through a community service agreement with the Children’s and Families Commission of Orange County (CFCOC). This project is called the “Pediatric Vision Project.” One mission of this project is to provide vision screenings to preschool children, and to provide vision care to preschool children who fail the vision screening. This agreement will allow the District to continue the partnership with the UCI, Department of Ophthalmology, which would support preschool students by having access to a vision screening and subsequent vision services for those identified students. Parents may opt their child out of participating in this vision screening and/or further services if desired. By providing this vision screening opportunity, the District is providing increased access to early interventions and health resources, supporting families and parent education, and meeting the needs of children prior to kindergarten, as outlined in the District’s Early Childhood Accountability Plan. There is no cost for the District to participate and partner with UCI, Department of Ophthalmology; UCI provides in its curriculum a project for pediatric vision care through their community service agreement with CFCOC. This agreement began on August 1, 2023, and will renew for an additional one-year period on each successive August, unless a party notifies the other party in writing with intent not to renew. There is no financial impact.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

2. AGREEMENT FOR USE OF EMERALD COVE OUTDOOR SCIENCE INSTITUTE, FACILITIES, SUPPLIES, EQUIPMENT, AND SERVICES, PUBLIC SCHOOL DISTRICTS, SCHOOL YEAR 2023-2024

696

This is an annual item. Approval of the ratification of the agreement with Emerald Cove Outdoor Science Institute July 1, 2023, through June 30, 2024. Staff will bring science school contracts to the Board two times a year. The final round will be presented at the January 17, 2024, Board meeting. Emerald Cove Outdoor Science (ECOS) program supports the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. For the 2023-2024 school year, George White Elementary School, San Juan Elementary School, Wood Canyon Elementary School, Castille Elementary School, Hidden Hills Elementary School, Laguna Niguel Elementary School, Marian Bergeson Elementary School, Viejo Elementary School, Philip Reilly Elementary School, Las Flores K-8 School, and Esencia K-8 School fifth grade students will attend the ECOS Institute for a period of three to five days. The total cost of these contracts vary, depending on the period of time that the students are attending the camp and the total number of fifth grade classes at each site. The total estimated expenditure is \$304,814 funded by gift funds from each school site.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

3. AGREEMENT NO. 16000 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS


718

This is an annual item. Approval of Agreement No. 16000 with the Orange County Superintendent of Schools, for participation with Inside the Outdoors School Program, September 1, 2023, through June 30, 2024. District schools routinely participate in the Orange County Department of Education’s outdoor science field trips and “Traveling




Scientist” assemblies. The sessions are available either in-person or virtual. These field trips and assemblies support the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. Actual expenditures will vary according to site needs and availability of funding. Purchase orders are issued when sites request these services. The estimated total expenditure under this contract is \$30,000 funded by site gift funds.


Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

4. DISCOVERY EDUCATION ORDER FORM  737

This is a subsequent item. Approval of the Discovery Education Order Form for the Discovery Education Experience subscription service at R.H. Dana Elementary School, and San Juan Elementary School, September 1, 2023, through August 31, 2024. Trustees approved Discovery Education for Carl Hankey and Wood Canyon Elementary Schools at the July 19, 2023, Board meeting. R.H. Dana Elementary School and San Juan Elementary School have been utilizing the Discovery Education Experience digital curriculum resources to offer real-world learning opportunities to engage students and improve academic achievement. Discovery Education supports the Vision of a CUSD Graduate by providing opportunities for students to enhance knowledge and skills to be a continuous learner. The \$1,500 cost for R.H. Dana Elementary School and \$1,500 for San Juan Elementary School will be funded by school site Title I.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*
5. ORDER FORM WITH SMARTEST EDU, INC. dba FORMATIVE  743

This is a subsequent item. Approval of the Order Form with Smartest Edu, Inc. dba Formative, August 16, 2023, through August 15, 2024. Secondary principals requested the continued support of Formative as a tool to improve student learning in mathematics by supporting teachers’ development of common formative assessments to monitor student progress toward content mastery and identify gaps in learning. Principals gathered names of interested teachers and staff worked with the company to secure licensing for those interested. 184 teachers requested access to Formative to create common formative assessments and use the data within their Professional Learning Community as part of their schools’ Multi-tiered System of Support (MTSS). The annual license fee cost for 184 teachers is \$79,000 funded by Education Services Discretionary Budget funding.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*
6. HIGH TRAILS OUTDOOR SCIENCE SCHOOL CONTRACT  748

This is an annual item. Approval of the ratification of the High Trails Outdoor Science School Contract, August 15, 2023, through May 31, 2024. This contract will provide an overnight outdoor science school trip aligned with grade-level science standards. High Trails Outdoor Science School supports the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. School sites that have made reservations with High Trails Outdoor Science School are Ladera Ranch Elementary School and Marblehead Elementary School. Expenditures under this contract are estimated to be \$52,500 funded by site gift funds.



Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

7. IRVINE RANCH OUTDOOR EDUCATION CENTER, 2024 ACADEMIC AGREEMENT

752

This is an annual item. Approval of the Irvine Ranch Outdoor Education Center (IROEC), 2023-2024 Academic Agreement. Staff will bring science school contracts to the Board two times per year. The final round will be presented at the January 17, 2024, Board meeting. IROEC supports the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. For the 2023-2024 school year, Del Obispo Elementary School, Oak Grove Elementary School, Truman Benedict Elementary School, and Vista Del Mar K-8 School fifth grade students will attend the IROEC. The estimated total expenditure under this contract is \$75,332 funded by gift funds.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

8. LOCAL CONTROL ACCOUNTABILITY PLAN INFOGRAPHIC AGREEMENT WITH GOBO LLC

791

This is a returning item. Approval of the Local Control Accountability Plan (LCAP) Infographic Agreement with Gobo LLC, to provide an LCAP infographic in English and Spanish, 2023-2026. The Board approved an agreement with Gobo LLC at the January 18, 2023, meeting for the 2022-2023 school year. The 2023-2024 LCAP is 88 pages. To support communication and transparency with educational partners, the LCAP infographic provides an 8-12 page summary of the LCAP through a variety of visual tools. LCAP information such as the goals and progress can be easily understood in a simple visual format and will include animated video summaries. The total cost for the 3-year agreement will be \$39,531, with annual costs of \$13,177 for the infographic and Spanish translation, funded by Local Control Funding Formula Supplemental funds.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

9. MASTER SERVICES AGREEMENT, PLAYWORKS

804

This is an annual item. Approval of the ratification of Master Services Agreement with Playworks, program plans, and statement of work, August 1, 2023, through June 15, 2024. Playworks will provide on-site consultation for school staff at Viejo Elementary School to promote safe, fun, and healthy play during recess. Strategies encourage inclusion, activity, and developing social and emotional skills. Teachers and student supervisors at Viejo Elementary School will receive professional learning to model and teach strategies, games, and systems to develop and provide a positive recess experience and also strengthen a positive school culture. Through this program, students will have increased opportunities for activity, leadership, and enhanced conflict resolution skills. Professional learning will take place during existing teacher collaboration and student supervisor meeting time. The cost of \$17,500 will be funded by school site Title I.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

10. MEMORANDUM OF UNDERSTANDING WITH THE CENTER TO SUPPORT EXCELLENCE IN TEACHING AT THE STANFORD UNIVERSITY GRADUATE SCHOOL



OF EDUCATION

828

This is an annual item. Approval of Memorandum of Understanding with the Center to Support Excellence in Teaching at the Stanford University Graduate School of Education (CSET), August 16, 2023, through June 30, 2024. The purpose of this work is to build the capacity of English Language Development (ELD) teachers, instructional coaches, and District curriculum leads. It provides staff with access to professional learning and support to strengthen curriculum and instructional practices for English Learners (ELs). This work supports Tier 1 academic instruction in the District's Multi-tiered System of Support plan by improving instructional practices in Tier 1 "Great First Instruction" for ELs. It also addresses the key competency of Skilled Communicator in the Vision of a CUSD Graduate. The fixed price cost for the proposed scope of work is \$83,200 funded by Title III.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

11. MEMORANDUM OF UNDERSTANDING WITH LAGUNA BEACH UNIFIED SCHOOL DISTRICT

835

This is an annual item. Approval of the ratification of the Memorandum of Understanding (MOU) with Laguna Beach Unified School District (LBUSD) for the purpose of implementing special education services and programs to students referred by their Individual Education Program team. This agreement will allow the District to provide Adult Transition Program services to students whose current residence is within LBUSD boundaries for the term of July 1, 2023, through June 30, 2024. Services will include access to local community support and independent living. The District will provide oversight of the program and collaborate in decisions related to educational services. The annual rate paid by LBUSD to the District is approximately \$38,000 per student deposited into the general fund. There is no financial impact to the District.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

12. APPLICATION FOR NEW COUNTY-DISTRICT-SCHOOL CODE FOR EARLY CHILDHOOD CENTER

843

This is a new item. Approval of Application for New County-District-School Code for Early Childhood Center. The California Department of Education advised that a new school application for a County-District-School (CDS) Code be submitted in order to change the name and grade span of the previous Richard Henry (RH) Dana Elementary Exceptional Needs Facility (ENF) to the Early Childhood Center. The District's commitment for special education programs and services is to provide a strong Continuum of Services which supports inclusion opportunities and serving students closest to their own communities. Richard Henry (RH) Dana Elementary Exceptional Needs Facility (ENF) closed at the end of the 2022-2023 school year and is reopening as the Early Childhood Center for the 2023-2024 school year. The Early Childhood Center will have a range of infant, preschool (PK) and transitional kindergarten (TK) programming ranging from general education to special education programs, as well as the Preschool Assessment Center (PAC). During the 2023-2024 school year, the Early Childhood Center will support ten classrooms, including general education preschool, early childhood specialized programs (PK/TK Supporting Early Academic and Literacy



Skills (SEALS) program, PK/TK Structured Autism Class (SAC) program, and the PK/TK STEPS program), the Early Start parent program, and the PAC. The goal of the Early Childhood Center is to create a community centered around early childhood. The Early Childhood Center will provide high-quality early childhood programming, while supporting the individual needs of young children and diverse learners, and fostering a place of inclusion and belonging. There are minimal financial implications, which include the move of the Preschool Assessment Center and two SEALS classrooms from other campuses to the Early Childhood Center. These costs include additional assignment pay for staff, which is approximately \$2,500, funded by Special Education.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

13. PALI INSTITUTE, INC. OUTDOOR EDUCATION PROGRAM 

848

This is an annual item. Approval of ratification of the agreement with Pali Institute Outdoor Education program, August 15, 2023, through May 31, 2024. Pali Institute will provide an overnight outdoor science school trip aligned with grade level science standards. Pali Institute supports the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. School sites that have submitted site reservations with Pali Institute, Inc. Outdoor Education Program are Canyon Vista Elementary School, Carl Hankey K-8 School, Chaparral Elementary School, Don Juan Avila Elementary School, Malcom Elementary School, Moulton Elementary School, Palisades Elementary School, RH Dana Elementary School, Tijeras Creek Elementary School, and Wagon Wheel Elementary School. The total estimated expenditure is \$350,000 funded by gift funds.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

14. PAPER SERVICE AGREEMENT 


855


This is a subsequent item. Approval of the Service Agreement with Paper Education Company, September 30, 2023, through September 29, 2024. Paper Education is an online chat-based program that provides live tutoring for students 24 hours a day, 7 days a week. The District has approximately 31,430 students in grades 6-12 who will have this service available to them. Tutors are vetted and trained by the company to ensure student safety. Students can access the tutoring in the contexts that they prefer, using either mobile apps or the internet. The tutors are trained to use the Socratic method to help students build their own learning and create student agency. Developed by a classroom teacher in 2014 to promote equity and close opportunity gaps for his students, Paper connects individual student learning with the classroom teacher, providing insight via a teacher dashboard. Teachers may use this tool to see where students are struggling and focus support. Paper provides support in 200 topics including Math, Science, Social Science, English-language arts, Spanish, French, Mandarin, and writing. Paper's essay review component allows students to upload their essays and receive feedback within 24 hours. During the 2021-2022 school year there were 39,751 learning activities including 23,662 live help sessions and 16,089 essay review submissions. In the 2022-2023 school year, there were 43,340 total learning activities including 22,994 live help sessions, and 18,876 essay review submissions. Based upon data from student usage, students in grades 6-12 utilized the tutoring service regularly whereas students in the elementary grades did not use Paper




tutoring to the same extent. Therefore, staff is recommending approval of the service agreement to continue Paper Online Tutoring for students in grades 6-12 only. The estimated total expenditure for this agreement is \$864,325 (\$27.50 per student), September 30, 2023, through September 29, 2024, funded by the general fund.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

15. PARADIGM HEALTHCARE SERVICES, LLC SERVICE AGREEMENT  871
This is an annual item. Approval of the ratification of the Paradigm Healthcare Services, LLC Service Agreement to provide Medi-Cal Local Educational Agency (LEA) and School-Based Medi-Cal Administrative Activities (SMAA) billing services. The contract term will be July 1, 2023, through June 30, 2024, with renewals at the option of the Board with a 30-day notice termination provision option. Fees vary and are relative to the amounts that the District is reimbursed by Medi-Cal for applicable related services. This year, it is anticipated that the LEA billing program will provide the District with an estimated \$1.3 million in revenue. SMAA generated funds are difficult to predict because the measurement methodology is implemented in conjunction with an outcome based upon performance of a consortium of school districts who are also participating in the program. Overall, this contract includes an expenditure that represents less than 10 percent of the District's estimated income from participation with the Medi-Cal LEA and SMAA billing programs. Expenditures utilizing this contract are estimated to be \$228,000 funded by Special Education using revenues generated via the LEA billing program.
Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

16. PERSONNEL REIMBURSEMENT AGREEMENT WITH LAGUNA BEACH UNIFIED SCHOOL DISTRICT  899
This is an annual item. Approval of the Personnel Reimbursement Agreement with Laguna Beach Unified School District (LBUSD) to provide 1-day of instruction by a qualified Orientation and Mobility Specialist to LBUSD during the 2023-2024 school year. District staff has provided these services to LBUSD from the time both districts were part of the same South Orange County Special Education Local Plan Area (SELPA). LBUSD will pay the employee salary and benefit costs for the day(s) of instruction. There is no financial impact.
Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

17. PERSONNEL REIMBURSEMENT AGREEMENT WITH SADDLEBACK VALLEY UNIFIED SCHOOL DISTRICT  904
This is an annual item. Approval of the Personnel Reimbursement Agreement with Saddleback Valley Unified School District (SVUSD) to provide 40-days of instruction by a qualified Orientation and Mobility Specialist to SVUSD during the 2023-2024 school year. District staff has provided these services to SVUSD from the time both districts were part of the same South Orange County Special Education Local Plan Area (SELPA). SVUSD will pay the employee salary and benefit costs for the days of instruction. There is no financial impact.
Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

18. PROPOSED SCHOOL START AND DISMISSAL TIMES FOR THE 2023-2024 SCHOOL



YEAR  909

This is an annual item. Approval of the start and dismissal times for the 2023-2024 school year. Per Board Policy 6111, *School Calendar*, this item seeks approval of the start and dismissal times for each school site for the 2023-2024 school year. There is no financial impact.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

19. RENAISSANCE SUBSCRIPTION RENEWALS  912

This is an annual item. Approval of the Renaissance Subscription Renewals for the Accelerated Reader 360 and Star Reading subscriptions and platform services at Del Obispo Elementary School and R.H. Dana Elementary School, October 1, 2023, through September 30, 2024. The District has been utilizing Renaissance electronic learning programs to offer literacy support at various schools for several years. Students in kindergarten through grade 5 utilize these programs to read books at their level to support comprehension and fluency. It is used for both intervention and extension, in Tiers 1-3 of the sites' Multi-tiered System of Support. Program costs of \$4,380 for Del Obispo Elementary School and \$2,745.70 for R.H. Dana Elementary School will be funded through school site Title I.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

20. RESPONSE TO 2022-2023 ORANGE COUNTY GRAND JURY REPORT: ABC'S OF EDUCATING CHILDREN EXPERIENCING HOMELESSNESS  920

This is a new item. Approval of the Response to 2022-2023 Orange County Grand Jury Report: ABC's of Educating Children Experiencing Homelessness. The Orange County Grand Jury, under California Penal Code § 933, issued its report, The ABC's of Educating Children Experiencing Homelessness in Orange County, on May 25, 2023.

Under California Penal Code § 933(c), each Governing body of any public agency must respond within 90 days from the release of the report to the public, which is on or before August 24, 2023. Approval of the Response to Orange County Grand Jury Report, ABC's of Educating Children Experiencing Homelessness and Plan to Address Attendance and Academic Achievement for Students Experiencing Homelessness. Staff has provided comprehensive responses which include 16 responses to findings, 8 responses to recommendations, and a plan that identifies 3 goals addressing attendance and academic achievement for students experiencing homelessness. Financial implications to implement the recommendations are yet to be determined. Staff will conduct a thorough analysis as they proceed with the implementation of the recommendations.

Contact: *Gregory Merwin, Associate Superintendent, Education and Support Services*

21. RESPONSE TO 2022-2023 ORANGE COUNTY GRAND JURY REPORT, SCHOOL SHOOTINGS: HOW PREPARED ARE ORANGE COUNTY PUBLIC SCHOOLS  933

This is a new item. Approval of the Response to 2022-2023 Orange County Grand Jury Report, School Shootings: How Prepared are Orange County Public Schools. Pursuant to California Penal Code §§ 933 and 933.05, staff has provided a written response as requested by the Grand Jury in their report released on June 14, 2023. The Grand Jury's report requires responses from all identified agencies regarding the



findings and recommendations outlined in the report. Staff has provided comprehensive responses addressing the 12 findings and 13 recommendations presented in the report. The financial impact of implementing these recommendations is yet to be determined. Staff will conduct a thorough analysis as they proceed with the implementation of each recommendation.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

22. RESPONSE TO 2022-2023 ORANGE COUNTY GRAND JURY REPORT, RUSSIAN ROULETTE, FENTANYL IN ORANGE COUNTY 951

This is a new item. Approval of the Response to 2022-2023 Orange County Grand Jury Report, Russian Roulette: Fentanyl in Orange County. Pursuant to California Penal Code §§ 933 and 933.05, staff has provided a written response as requested by the Grand Jury in their report released on June 21, 2023. The Grand Jury's report requires responses from all identified agencies regarding the findings and recommendations outlined in the report. Staff has provided required responses addressing the five findings and three recommendations presented in the report. The financial impact of implementing these recommendations is yet to be determined. Staff will conduct a thorough analysis as they proceed with the implementation of each recommendation.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

23. SERVICES ACCEPTANCE MEMORANDUM OF UNDERSTANDING WITH PARENT INSTITUTE FOR QUALITY EDUCATION 958

This is an annual item. Approval of Memorandum of Understanding with Parent Institute for Quality Education (PIQE) 2023-2024 for parent education services at the following schools:

- **Elementary Schools:** Hidden Hills Elementary School, Las Palmas Elementary School, Lobo Elementary School, R.H. Dana Elementary School, San Juan Elementary, Viejo Elementary School, Wood Canyon Elementary School
- **Middle School:** Marco Forster Middle School
- **High School:** Dana Hills High School

Each year, this program is offered at various schools across the District. Schools base the decision to offer PIQE based on parent interest and also past participation. PIQE will provide training to parents in either the Signature Family Engagement in Education K-12 program or Social Emotional Learning. The program is designed to develop skills and techniques which will empower parents to address the educational needs of their school-aged children. The total cost for 2023-2024 is estimated at \$127,000, \$114,500 funded by Local Control Funding Formula Supplemental funding and \$12,500 funded by Lobo Elementary School Site Title I for the additional cohort.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

24. THOUSAND PINES OUTDOOR EDUCATORS PROGRAM CONTRACT 963

This is an annual item. Approval of the Thousand Pines Outdoor Educators Program Contract for the 2023-2024 school year. Oso Grande Elementary School and Arroyo Vista K-8 School fifth grade students will attend. Staff will bring science school contracts to the Board two times a year. The final round will be presented at the



January 17, 2024, Board meeting. The Thousand Pines Outdoor Education program supports the Vision of a CUSD Graduate by inspiring students to become continuous learners and engaged citizens. Expenditures under this contract are estimated to be \$90,045 funded by site gift funds.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

25. TRAINING SERVICES CONTRACT WITH CARL HANKEY K-8 ACADEMY AND KNOWLEDGE SAVES LIVES INCORPORATED 

972

This is a returning item. Approval of the ratification of the Training Services Contract with Knowledge Saves Lives Incorporated (KSL INC.), June 6, 2023, through June 1, 2024, with Carl Hankey K-8 Academy. In alignment with California Education Code § 32282 subsection (J), schools are required to develop and practice procedures for conducting tactical responses to criminal incidents, including procedures related to individuals with guns on school campuses and at school-related functions. Per a recommendation from the District Safety Committee, staff has solicited the services of KSL INC, in addition to other practices and training that are already in place. KSL INC. will provide safety training to school site staff members at Carl Hankey K-8 School, accommodating 40 participants. This training will cover situational awareness, effective lockdown procedures specific to District school sites, and a live drill to assess the participant's understanding of the training content. This staff training will provide an increased level of knowledge of effective situational lockdown procedures, thus promoting a safe and positive school environment to support the social-emotional well-being of students. Expenditures under this contract are \$4,995 funded by site gift funds.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

26. UNIVERSITY OF CALIFORNIA SALES AND SERVICE AGREEMENT NO. 2023BC-018 

984

This is an annual item. Approval of University of California (UC) Sales and Service Agreement No. 2023BC-018 with the Regents of the University of California, Irvine and the Irvine Math Project to provide professional development to secondary math teachers. The areas of focus this year will be: Tier 2 and Tier 3 instruction within the District's Multi-tiered System of Support (MTSS) plan, sixth grade math differentiation, and math discourse and reasoning routines. Teachers benefit from successfully understanding and implementing the state standards in mathematics through professional development in course area content, pedagogical content, unit planning, and general support. This professional development supports the District's MTSS plan and addresses the key competency of Innovative Problem Solver in the Vision of a CUSD Graduate. The cost of \$72,600 will be funded by Title II.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

C. HUMAN RESOURCE SERVICES

1. AFFILIATION AGREEMENT WITH UNIVERSITY OF THE PACIFIC 


997


This is a recurring item. Approval of the ratification of the Affiliation Agreement with University of the Pacific, effective July 20, 2023, through July 19, 2028. During the school year, university students working toward their California credential will work




with District staff to fulfill clinical hour requirements to earn their credential. There is no financial impact.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

2. CALIFORNIA STATE UNIVERSITY, FULLERTON SPRING 2023 MASTER TEACHER HONORARIUM  1015
This is a recurring item. Approval of payment of honorarium to District master teachers who supported a California State University, Fullerton (CSUF) Student Teacher during the Spring 2023 semester. Universities pay master teachers a nominal payment for their supervision and support of Student Teachers. CSUF reimburses the District for these master teacher payments. The compensation amounts vary based on the nature of the assignments. There is no financial impact.
Contact: Bob Presby, Associate Superintendent, Human Resource Services

3. ORANGE COUNTY DEPARTMENT OF EDUCATION FOURTH QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION  1019
This is a quarterly item. Acceptance of Williams Settlement Legislation Orange County Department of Education (OCDE) Fourth Quarter Report. This report represents activity conducted by the OCDE during April, May and June 2023. As a result of the Williams Settlement, Education Code § 35186 mandates school districts establish policies and procedures to resolve deficiencies related to textbooks and instructional materials, teacher vacancies or misassignments, and facility conditions posing a threat to student/staff health or safety. Furthermore, Education Code § 1240 requires OCDE to report visits and reviews of district schools conducted by OCDE, if any. Additionally, the law requires the report be provided to the Board of Trustees at a regularly scheduled public meeting each quarter. During the fourth quarter, the District received no complaints.
Contact: Bob Presby, Associate Superintendent, Human Resource Services

4. SECOND READING - BOARD POLICY 4151, 4251, 4351, EMPLOYEE COMPENSATION  1023
This is a subsequent item. Approval of the Second Reading - Board Policy 4151, 4251, 4351, *Employee Compensation*. The Board approved this policy on First Reading at the July 19, 2023, Board meeting with less than unanimous approval, requiring the policy to be presented for a second reading on Consent. This proposed revision of Board Policy 4251, *Salary and Wage Guidelines*, and Board Policy 4351, *Management Compensation*, resulted in a new Board Policy 4151, 4251, 4351, *Employee Compensation*. This new Board Policy establishes a policy for compensation for all employees. It addresses salary schedule processes, frequency of payments, and eligible employees for overtime compensation. Current Board Policy 4251, *Salary and Wage Guidelines*, will be revised to reflect the current collective bargaining agreements with California School Employees Association (CSEA) and Teamsters and converted to an Administrative Regulation (AR) 4251. Board Policy 4351, *Management Compensation*, will be edited and combined with information from current AR 4.8, *Compensation and Step Advancement for Management and Confidential Personnel*, to establish a new AR 4351, *Management Compensation*. There is no financial impact.



Contact: Contact: Bob Presby, Associate Superintendent, Human Resource Services

5. CONSIDER AND APPROVE REVISED TEAMSTER LOCAL 952 SALARY SCHEDULE

1034

This is a subsequent item. Approval of revised Teamsters Local 952 Salary Schedule. The 2022-2023 salary agreement with the Teamsters Local 952 provides classified employees, represented by Teamsters, with an ongoing 10 percent increase in salary, retroactive to July 1, 2022. This increase is equivalent to the compensation increases for other employee groups. This Board action updates the salary schedule to reflect the negotiated agreement that was approved at the June 14, 2023, Board meeting.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

6. CONSIDER AND APPROVE NEW JOB DESCRIPTION – ASSISTANT PRINCIPAL, PK-8 SCHOOL

1038

This is a new item. Approval of the new job description for the position of Assistant Principal, PK-8 School. Staff identified that assistant principals assigned to PK-8 schools were initially assigned as either Elementary or Middle School Assistant Principals. Having this job description will assist Human Resource Services in recruiting and hiring for the position, as well as providing an accurate description of the job responsibilities. The position will be placed at Range 53 on the Certificated Management Compensation Schedule. There is no financial impact.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

7. CONSIDER AND APPROVE NEW JOB DESCRIPTION – COORDINATOR II, ATHLETICS AND ACTIVITIES

1042

This is a new item. Approval of the new job description for the position of Coordinator II, Athletics and Activities. The Coordinator II, Athletics and Activities, is responsible for exercising leadership in Districtwide athletic, physical education and extracurricular programs. This includes acting as a liaison with the District and after-school and summer enrichment programs with a focus on student well-being. The position was Board approved on May 17, 2023, as part of the CUSD Cares initiative supporting student well-being and school connectedness. The position will be placed at Range 54 on the Certificated Management Compensation Schedule. It will be funded by the Expanded Learning Opportunities Program and Local Control Funding Formula Supplemental funds to support Districtwide instructional programs.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

8. CONSIDER AND APPROVE JOB DESCRIPTION – COORDINATOR II, COUNSELING AND STUDENT SUPPORT

1046

This is a new item. Approval of the job description for the position of Coordinator II, Counseling and Student Support. The Coordinator II, Counseling and Student Support, is responsible for counselor support and guidance; serves as a resource to all District stakeholders pertaining to intervention and data systems, positive behavior strategies, welfare and attendance, student engagement, well-being and other related functions as required. The position was Board approved on May 17, 2023, as part of the CUSD Cares initiative supporting student well-being and school connectedness. The position




will be placed at Range 54 on the Certificated Management Compensation Schedule. It will be funded by the Local Control Funding Formula Supplemental funds to support Districtwide counseling, Positive Behavioral Interventions and Supports (PBIS), and well-being programs.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

- 9. CONSIDER AND APPROVE NEW JOB DESCRIPTION – COORDINATOR II, VISUAL AND PERFORMING ARTS (VAPA)  1051

This is a new item. Approval of the new job description for the position of Coordinator II, Visual and Performing Arts (VAPA). The Coordinator II, VAPA is responsible for exercising leadership in Districtwide VAPA programs, including acting as a liaison between the District and after-school and summer enrichment programs with a focus on student well-being. The position was Board approved on May 17, 2023, as part of the CUSD Cares initiative supporting student well-being and school connectedness. The position will be placed at Range 54 on the Certificated Management Compensation Schedule. It will be funded by the Expanded Learning Opportunities Program, Prop 28 and Local Control Funding Formula Supplemental funds to support Districtwide instructional programs.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

- 10. CONSIDER AND APPROVE NEW JOB DESCRIPTION – MANAGER II, FIELD SERVICES  1055

This is a new item. Approval of the new job description for the position of Manager II, Field Services. Staff identified that there is a need for a Manager II, Field Services and plans to revise the Manager I position to Manager II due to the increase in duties, expectations, and responsibilities. Manager II, Field Services will be assigned Range 50 on the Classified Management Compensation Schedule. The financial impact of revising the position from Manager I to Manager II is \$23,630, funded by the general fund.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

- 11. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES  1059

This is a monthly item. Approval of the activity list for employment, separation, and additional assignments of certificated employees. These positions will be charged to the appropriate fund and are included in the adopted budget.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

- 12. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES  1084

This is a monthly item. Approval of the activity list for employment, separation, and additional assignments of classified employees. These positions will be charged to the appropriate fund and are included in the adopted budget.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

D. GENERAL FUNCTIONS

- 1. SCHOOL BOARD MINUTES - JULY 19, 2023  1119

This is a monthly item. Approval of the July 19, 2023, Regular Board meeting minutes.



Contact: Colleen Hayes, Manager II, Board Operations/Superintendent's Office

13. DISCUSSION ACTION ITEMS

1132

A. DISCUSSION/INFORMATION ITEMS

1. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION BY THE INSTRUCTIONAL MATERIALS REVIEW COMMITTEE

1133

This is a recurring action item. Teachers, either individually or as a member of a task force, have recommended the following instructional materials for adoption. This instructional material recommendation was then evaluated by the Instructional Materials Review Committee (IMRC). The materials were found to be in alignment with other disciplines and grade-level reading standards. The instructional materials were recommended by the IMRC by a majority vote during a regular public meeting on May 23, 2023. Therefore the materials are being recommended to the Board for adoption. The votes by the IMRC for each item were:

Title	Author	Grade(s)	Ayes	Noes	Absent	Abstain
<i>The Poet X</i>	Elizabeth Acevedo	9	11	0	2	1
<i>Never Let Me Go</i>	Kazuo Ishiguro	10-12	12	0	2	0
<i>Return to Sender</i>	Julia Alvarez	7	12	0	2	0

The adoption supports the development of the key competencies of the Vision of a CUSD Graduate: Engaged Citizen and Innovative Problem Solver. Purchase of supplemental titles will be funded by site funds. Purchase of core titles will be funded by lottery funds.

CUSD WIG 1: Teaching and Learning - Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Gregory Merwin, Associate Superintendent, Education and Support Services

Staff Recommendation

It is recommended the Board President recognize Gregory Merwin, Associate Superintendent, Education and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the Instructional Materials Recommended for Adoption by the Instructional Materials Review Committee.

Motion by _____ Seconded by _____

2. DELETION OF BOARD POLICY 4031, COMPLAINTS CONCERNING DISCRIMINATION IN EMPLOYMENT

1150

This is a new action item. The proposed deletion of Board Policy 4031, *Complaints Concerning Discrimination in Employment*, is due to the fact that this policy is an administrative regulation on how a Board policy will be implemented. The contents of Board Policy 4031, *Complaints Concerning Discrimination in Employment*, will now be



reflected in Administrative Regulation (AR) 4030, *Nondiscrimination in Employment*. The AR will provide greater clarity for employees who wish to file a discrimination complaint related to their employment.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Bob Presby, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the deletion of Board Policy 4031, *Complaints Concerning Discrimination in Employment*, with the contents of this Board policy moving to Administrative Regulation 4030, *Nondiscrimination in Employment*.

Motion by _____ Seconded by _____

3. FIRST READING - BOARD POLICY 4030, NONDISCRIMINATION IN EMPLOYMENT

1161

This is a new action item. This proposed revision of Board Policy 4030, *Nondiscrimination in Employment*, revises this policy to fully define discrimination in the workplace, updates the definition of discrimination, clarifies that discrimination is prohibited in all areas of employment including hiring and promotions, and unwelcomed and pervasive verbal and physical acts. Furthermore, the revisions to this Board Policy define unlawful discrimination in the areas of sex discrimination, discrimination based on religious beliefs, and discrimination based on medical or psychological needs. There is no financial impact. Changes are underlined; deletions are struck through.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Bob Presby, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Bob Presby, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve Board Policy 4030, *Nondiscrimination in Employment*.

Motion by _____ Seconded by _____

4. FIRST READING - BOARD POLICY 4119.11, 4219.11, 4319.11, SEXUAL HARASSMENT

1167

This is a new action item. This proposed revision of Board Policy 4119.11, 4219.11, 4319.11, *Sexual Harassment*, moves the name of the District's Uniform Complaint



Officer/Title IX Coordinator to Administrative Regulation 4119.11, 4219.11, 4319.11. It also revises the definition of sexual harassment, and clarifies the Board's commitment to a safe and harassment-free work environment. There is no financial impact. Changes are underlined; deletions are struck through.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Contact: Bob Presby, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Bob Presby, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve Board Policy 4119.11, 4219.11, 4319.11, *Sexual Harassment*.

Motion by _____ Seconded by _____

5. FIRST READING - BOARD POLICY 4144, 4244, 4344, EMPLOYEE COMPLAINTS 1170

This is a new action item. This proposed Board Policy 4411, 4244, 4344, *Employee Complaints*, will establish the Board's policy for employees to express their concerns. The policy indicates that concerns should first be brought to the employee's supervisor for an informal resolution. The policy also indicates that employees who express concern are protected from retaliation, that confidentiality will be maintained to the extent possible, and that all documents related to employee complaints are kept in a confidential file and not part of an employee's personnel file. There is no financial impact.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Bob Presby, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Bob Presby, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt Board Policy 4144, 4244, 2433, *Employee Complaints*.

Motion by _____ Seconded by _____

6. RESOLUTION NO. 2324-12, COMMITTING 2023-2024 ADOPTED BUDGET FUND BALANCES 1173

This is a recurring action item. Adoption of Resolution No. 2324-12, Committing 2023-2024 Adopted Budget Fund Balances commits certain funds for expenditure only for specified purposes. Senate Bill 751 enacted in 2017 came into effect in fiscal year 2022-2023 and caps district reserves at a maximum of ten percent unless the district is smaller than 2,501 average daily attendance (ADA) or is a basic aid district. This ten



percent cap includes locally restricted monies such as gift funds, site funds, technology reserves and teacher development reserves. This resolution will be brought forward with the Adopted Budget and with the Unaudited Actuals Budget each year to allow certain locally restricted monies to be excluded from the calculation of the ten percent reserve cap.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt Resolution No. 2324-12, Committing 2023-2024 Adopted Budget Fund Balances.

Motion by _____ Seconded by _____

7. RESOLUTION NO. 2324-13, PRELIMINARY 2022-2023 FINANCIAL STATEMENTS (UNAUDITED ACTUALS)

1178

This is an annual action item. The Board of Trustees will be provided with a brief update on the 2022-2023 actuals and the revisions to the 2023-2024 budget. Resolution No. 2324-13 will be forwarded to the Orange County Department of Education, reviewed for accuracy and compliance, and subsequently transmitted to the Superintendent of Public Instruction.

CUSD WIG 2: Communications - Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt Resolution No. 2324-13, Preliminary 2022-2023 Financial Statements (Unaudited Actuals).

Motion by _____ Seconded by _____

8. UPDATE ON THE REFINANCING BONDS SALE RESULTS OF COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) IMPROVEMENT AREA NO. 2002-1 SPECIAL TAX BONDS

1283

This is a subsequent information item. The Board will receive an information presentation from the District's public finance consultant, Government Financial Services Joint Powers Authority, on the bond sale results of the Community Facilities District 90-2 (Talega) Improvement Area 2002-1 Special Tax Refunding Bonds, Series 2023, which are being issued to refinance the outstanding Series 2013 Special Tax



Refunding Bonds.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services to present information on this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

- 9. RESOLUTION NO. 2324-03, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) FOR FISCAL YEAR 2023-2024

1299

This is an annual action item. Resolution No. 2324-03 authorizes the levy of Special Tax in Community Facilities District (CFD) No. 90-2 (Talega) for Fiscal Year 2023-2024. In order to secure the tax roll for CFD No. 90-2 in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-03 along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District’s behalf to the County of Orange.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-03, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 10. RESOLUTION NO. 2324-04, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY FOR IMPROVEMENT AREA NO. 2002-1 OF COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES



DISTRICT NO. 90-2 IA OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA)
FOR FISCAL YEAR 2023-2024

1309

This is an annual action item. Resolution No. 2324-04 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 90-2 Improvement Area No. 2002-1 (Talega) for Fiscal Year 2023-2024. In order to secure the tax roll for CFD No. 90-2 IA in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-04, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-04, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 Improvement Area No. 2002-1 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 IA of the Capistrano Unified School District (Talega) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

11. RESOLUTION NO. 2324-05, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2023-2024

1318

This is an annual action item. Resolution No. 2324-05 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1A (Pacifica San Juan) for Fiscal Year 2023-2024. Such Special Taxes were levied in prior fiscal years, on a partial basis. It is proposed that for Fiscal Year 2023-2024 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1A. As in prior fiscal years, this is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1A in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-05, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.



CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-05, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 3 of the Resolution.

Motion by _____ Seconded by _____

- 12. RESOLUTION NO. 2324-06, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2023-2024

1327

This is an annual action item. Resolution No. 2324-06 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1B (Pacifica San Juan) for Fiscal Year 2023-2024. It is proposed that for Fiscal Year 2023-2024 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1B. This is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1B in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-06, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-06, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan) For



Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 13. RESOLUTION NO. 2324-07, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LADERA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LADERA) FOR FISCAL YEAR 2023-2024

1336

This is an annual action item. Resolution No. 2324-07 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-2 (Ladera) for Fiscal Year 2023-2024. In order to secure the tax roll for CFD No. 98-2 in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-07, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-07, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 14. RESOLUTION NO. 2324-08, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA) FOR FISCAL YEAR 2023-2024

1345

This is an annual action item. Resolution No. 2324-08 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2004-1 (Rancho Madrina) for Fiscal Year 2023-2024. In order to secure the tax roll for CFD No. 2004-1 in Fiscal Year



2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No 2324-08, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-08, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina), Authorizing the Levy of Special Taxes in Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 15. RESOLUTION NO. 2324-09, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS) FOR FISCAL YEAR 2023-2024

1354

This is an annual action item. Resolution No. 2324-09 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2005-1 (Whispering Hills) for Fiscal Year 2023-2024. In order to secure the tax roll for CFD No. 2005-1 in Fiscal Year 2023-2024, the District must notify the County of Orange Auditor-Controller no later than August 16, 2023, or other duly authorized date, with a certified copy of Resolution No. 2324-09, along with a copy of the annual levy of Special Taxes for Fiscal Year 2023-2024. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

CUSD WIG 3: Facilities - Optimize facilities and learning environments for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 2324-09 , Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of



Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills), Authorizing the Levy of Special Taxes in Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills) For Fiscal Year 2023-2024, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

14. ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, SEPTEMBER 20 2023 7:00 P.M.
AT THE CAPISTRANO UNIFIED SCHOOL DISTRICT OFFICE BOARD ROOM
33122 VALLE ROAD, SAN JUAN CAPISTRANO, CALIFORNIA**
For information regarding Capistrano Unified School district, please visit our website:
www.capousd.org

**INSTRUCTIONS FOR PRESENTATIONS TO THE BOARD BY
PARENTS AND CITIZENS PRESENT AT THIS MEETING**

We are pleased you can be with us at this meeting, and we hope you will return often. Your visit assures us of continuing community interest in our schools.

The members of the Board of Trustees of this District are locally elected state officials, who serve four-year terms of office, and who are responsible for the educational program of our community from grades kindergarten through twelve. They are required to conduct programs of the schools in accordance with the State of California Constitution, the State Education Code, and other laws relating to schools enacted by the Legislature, and policies and procedures which this Board adopts.

The Board is a policy-making body whose actions are guided by the school district's Mission and Goals. Administration of the District is delegated to a professional administrative staff headed by the Superintendent.

The agenda and its extensive background material are studied by each member of the Board for at least two days preceding the meeting. Board Members can call the administrative staff for clarification on any item, and many of the items on the agenda were discussed by the Board during previous meetings. These procedures enable the Board to act more effectively on agenda items than would otherwise be possible.

WHAT TO DO IF YOU WISH TO ADDRESS THE BOARD OF TRUSTEES

CLOSED SESSION: In accordance with Education Code § 35146 and Government Code § 54957, the Board may recess to Closed Session to discuss personnel matters which they consider inadvisable to take up in a public meeting. Members of the public shall have an opportunity to address the Board regarding items on the agenda to be considered during Closed Session prior to the Board adjourning the meeting to Closed Session. Individual presentations are limited to a maximum of three minutes; however, the time assigned for individual presentations could be fewer than three minutes depending upon the total number of speakers who wish to



address a specific agenda topic.

ORAL COMMUNICATIONS (Non-Agenda Items): Regular, scheduled meetings of the Board shall have a portion of each meeting devoted to Oral Communications. Oral Communications, will take place following Special Recognitions. The total time for the Oral Communications portion of regular meetings shall be twenty minutes. Individual presentations are limited to a maximum of three minutes per individual but could be less if there are a large number of Oral Communication speakers. Legally, the Board may not take action on items raised by speakers under Oral Communications. The Board may, however, at its discretion, refer items to the administration for follow-up or place topics on a future Board agenda.

ORAL COMMUNICATIONS (Agenda Items): Members of the public shall also have an opportunity to address the Board on Open Session agenda items before their consideration by the Board. Individual presentations for the Consent Calendar are limited to a maximum of three minutes for all Consent Calendar items. Individual presentations for Discussion/Action agenda items are limited to a maximum of three minutes however; the time assigned for individual presentations could be fewer than three minutes depending upon the total number of speakers, who wish to address a specific agenda topic. The total time for presentations shall be limited to twenty minutes per agenda topic, unless the Board grants additional time. The Board shall hear all presentations after any staff comments but prior to the formal discussion by Board members of the agenda topic under consideration.

Persons seeking to address the Board on an agenda item shall complete a "Request to Address the Board of Trustees" card and give it to the Board Secretary or other designated staff member. "Request to Address the Board of Trustees" will be accepted only until 30 minutes after the start of Open Session.

Special Board meetings or separately scheduled Board public hearings shall not have Oral Communications time scheduled.

PUBLIC HEARINGS: Any time the Board schedules a separate public hearing on a given topic, it shall not hear speakers on that topic before the public hearing, except as to the scheduling of the hearing, nor shall it hear speakers after the hearing, except as to changes in the recommended action at the time of the hearing.

REASONABLE ACCOMMODATION:

In order to help ensure participation in the meeting of disabled individuals, appropriate disability-related accommodations or modifications shall be provided by the Board, upon request, in accordance with the Americans with Disabilities Act (ADA). Persons with a disability who require a disability-related accommodation or modification, including auxiliary aids and services in order to participate in a Board meeting, shall contact the Superintendent or designee in writing by noon on the Friday before the scheduled meeting. Such notification shall provide school district personnel time to make reasonable arrangements to assure accessibility to the meeting.