

Regular Meeting

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES

33122 Valle Road
San Juan Capistrano, CA 92675

February 9, 2009

7:00 p.m.

I. PRELIMINARY

Meeting was called to order by _____

Pledge of Allegiance to the Flag

Board consideration and adoption of the agenda.

Motion by _____ Seconded by _____

ROLL CALL:

Present

Absent

Ellen M. Addonizio, President

Mike Winsten, Vice President

Larry Christensen, Clerk

Jack Brick, Member

Anna Bryson, Member

Ken Maddox, Member

Sue Palazzo, Member

Chase Ishii, Student Advisor

CLOSED SESSION COMMENTS

CLOSED SESSION

6:00 p.m.

REPORT ON CLOSED SESSION ACTION

SPECIAL RECOGNITIONS

Dana Hills H.S. Cross Country Coach & Team Captains

Rich Bellante, Serra High School WASC Accreditation

Student Body Presidents' Report – ANHS & SJHHS

ORAL COMMUNICATIONS (Non-Agenda Items)

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

RECORDING OF SCHOOL BOARD MEETINGS

In accordance with Board Policy 9324, Board Minutes, all Regular School Board Meetings will be audio recorded.

II. 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

ITEMS ON THE AGENDA. Any person may address the Board concerning any item on the agenda and may, at the discretion of the Board, be granted three (3) minutes to make a presentation to the Board at the time a specific item is under discussion. However, the time assigned for individual presentations could be fewer than three (3) minutes depending upon the total number of speakers who wish to address a specific agenda topic. Prior to the opening of the meeting, a Request to Address the Board card (located in the foyer) should be completed and submitted to the Secretary of the Board. The total time devoted to presentations to the Board shall not exceed twenty (20) minutes, unless additional time is granted by the Board. All presentations shall be heard by the Board prior to the formal discussion of the agenda topic under consideration. Once an agenda item has been opened for public comment, no additional "Request to Address the Board of Trustees" cards shall be accepted for that topic.

ORAL COMMUNICATIONS (Non-Agenda Items). Citizens may address the Board on any item not appearing on the agenda. Individual presentations are limited to three (3) minutes per individual, with twenty (20) minutes in total being devoted for this purpose, 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. However, at its discretion, the Board may refer items to the administration for follow-up or place topics on a future Board agenda.

PUBLIC HEARINGS. Anytime the Board schedules a separate public hearing on any 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 policy or recommended actions which are directed at the time of the hearing.

CLOSED SESSION. In accordance with Education Code Section 35146 and Government Code Section 54957, the Board may recess to Closed Session to discuss personnel matters which they consider inadvisable to take up in a public meeting.

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.

III. 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.

GENERAL FUNCTIONS

PAGE #

1. SCHOOL BOARD MINUTES: Approval, minutes of the December 18, 2008, Special Board Meeting, minutes of the January 6, 2009 Special Board Meeting, minutes of the January 12, 2009, Regular Board Meeting, and the minutes of the January 21, 2009, Special Board Meeting.
(Supporting Information)
Contact: Jane Boos, Executive Secretary to the Superintendent 1
2. AWARDS TO EMPLOYEES: Approval, temporary suspension of Board Policy 4156.2, 4256.2 and 4356.2, Awards to Employees.
(Supporting Information)
Contact: Julie Hatchel, Chief Communications Officer 15

CURRICULUM & INSTRUCTION

3. SPECIAL EDUCATION: Approval, nonpublic school and agency contracts.
(Supporting Information)
Contact: Eamonn O'Donovan, Assistant Superintendent, Special Education 25
4. SPECIAL EDUCATION: Approval, Members of the Special Education Local Plan Area (SELPA) Community Advisory Committee (CAC).
(Supporting Information)
Contact: Eamonn O'Donovan, Assistant Superintendent, Special Education 31
5. INSTRUCTIONAL MATERIALS CONTRACT: Consideration and approval, Resolution No. 0809-44, One-Time Instructional Materials Contract for the State-Funded Preschool Program.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education 33
6. CALIF. HIGH SCHOOL EXIT EXAM: Approval, petition to waive California Ed Code §50851(a)/Board Policy 6162.5—California High School Exit Examination: Case #0809-029 (ANHS)
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education 35
7. EXPLUSION PLAN: Approval, three year expulsion plan
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education 37
8. READMISSION: Approval, readmission of student from expulsion.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education 47

BUSINESS & SUPPORT SERVICES

9. PURCHASE ORDERS/WARRANTS/CONSULTING AGREEMENTS: 49
Approval, Purchase Orders/Warrants/Consultant Agreements.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
10. DONATIONS: Approval, donations of funds/equipment. 115
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
11. SAN CLEMENTE HIGH SCHOOL: Approval, accept release bond for stop notice 121
filed on San Clemente High School.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
12. DISTRICT BUSES: Approval, authorization to surplus and advertise for auction 127
five transit buses.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

PERSONNEL SERVICES

13. RESIGNATIONS/RETIREMENTS/EMPLOYMENT: Approval, classified 129
personnel.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services
14. RESIGNATIONS/RETIREMENTS/EMPLOYMENT: Approval, certificated 137
personnel.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services
15. WILLIAMS SETTLEMENT: Approval and acceptance of the Quarterly 147
Activities Report – Williams Settlement Uniform Complaint Procedure.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services
16. AUTHORIZATION OF COACHES: Approval, authorization of teachers to coach 149
a competitive sport for one period per day and provide P.E. credit to students
in the class.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services
17. ACADEMIC INTERN AGREEMENT: Approval, Academic Intern Agreement with 153
California State University, Fullerton
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Chase Ishii _____

Trustee Brick _____ Trustee Christensen _____

Trustee Bryson _____ Trustee Maddox _____

Trustee Palazzo _____ Trustee Winsten _____

Trustee Addonizio _____

NOTE: BY USING A ROLL CALL VOTE FOR THE CONSENT CALENDAR, IT WILL MEET THE NEED FOR ACTION ITEMS WHICH REQUIRE A SIMPLE MOTION OR ROLL CALL VOTE.

IV. DISCUSSION/ACTION

18. **2008/09 BUDGET DISCUSSION II:** Update to the Board on the identification and review of potential budget reductions for 2008-09 and 2009-10 fiscal years. (Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

INFORMATION/D
ISCUSSION
Page 161

19. **FUNDING CUTS FROM THE STATE:** Consideration and approval, Resolution No. 0809-48, Opposition to Further Educational Funding Cuts from the State of California. (Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

DISCUSSION/
ACTION
Vote ____
Page 259

Motion by _____ Seconded by _____
ROLL CALL

Student Advisor Chase Ishii _____
Trustee Brick _____ Trustee Christensen _____
Trustee Bryson _____ Trustee Maddox _____
Trustee Palazzo _____ Trustee Winsten _____
Trustee Addonizio _____

20. **VOLUNTEER BOARD POLICY:** Update to the Board on Board Policy 1240, *Volunteer Assistance*. (Supporting Information)
Contact: Julie Hatchel, Chief Communications Officer

DISCUSSION/
ACTION
Vote ____
Page 263

Motion by _____ Seconded by _____

21. **SETTLEMENT AGREEMENT:** Review of Settlement Agreement between CUSD and Whispering Hills, LLC for final land purchase payment and lot line adjustments for San Juan Hills High School. (Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

INFORMATION/
DISCUSSION
Page 265

22. **CONSULTING FIRM:** Consideration and approval, appointment of a consulting firm to manage existing and future cell tower facilities throughout the district. (Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

DISCUSSION/
ACTION
Vote ____
Page 279

Motion by _____ Seconded by _____

23. **SPECIAL EDUCATION:** Consideration and approval, MOU with Irvine USD—Projects with Industry (PWI) Program 3/2008-3/15/2013. (Supporting Information)
Contact: Eamonn O'Donovan, Assistant Superintendent, Special Education

DISCUSSION/
ACTION
Vote ____
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Motion by _____ Seconded by _____

24. **HUGHES BILL MANDATE SETTLEMENT:** Consideration and approval, Resolution #0809-45, Behavioral Intervention Plans Mandated Cost Claim Settlement and Agreement to Waive Future Claims.
(Supporting Information)
Contact: Eamonn O'Donovan, Assistant Superintendent, Special Education

DISCUSSION/
ACTION
Vote ____
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Motion by _____ Seconded by _____
ROLL CALL

	Student Advisor Chase Ishii _____
Trustee Brick _____	Trustee Christensen _____
Trustee Bryson _____	Trustee Maddox _____
Trustee Palazzo _____	Trustee Winsten _____
	Trustee Addonizio _____

25. **SCHOOL CALENDAR:** Consideration and approval, proposed 2010-11 School Calendar.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education

DISCUSSION/
ACTION
Vote ____
Page 325

Motion by _____ Seconded by _____

26. **METROPOLITAN EMPLOYEE BENEFITS ASSOCIATION (MEBA):** Board and staff discussion regarding the MEBA contract and the four appointed district representatives.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services

INFORMATION/
DISCUSSION
Page 329

27. **ROLE OF THE BOARD:** Consideration and approval, Resolution No. 0809-46, Role of the Board: Powers and Responsibilities.
(Supporting Information)

DISCUSSION/
ACTION
Vote ____
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Motion by _____ Seconded by _____
ROLL CALL

	Student Advisor Chase Ishii _____
Trustee Brick _____	Trustee Christensen _____
Trustee Bryson _____	Trustee Maddox _____
Trustee Palazzo _____	Trustee Winsten _____
	Trustee Addonizio _____

28. **STATE ARCHITECT PROJECT LISTING:** Update to the Board on the progress of the Division of the State Architect Project Listing.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

INFORMATION/D
ISCUSSION
Page 367

29. **CUSD/CITY PROPERTIES:** Presentation to the Board on the recorded deeds for CUSD and city properties adjacent to Serra High School.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

INFORMATION/D
ISCUSSION
Page 375

30. **BOARD POLICY REVISION:** Consideration and approval, first reading, revisions to Board Policy 4351, *Management Compensation*, and approval to waive second reading.
(Supporting Information)
Contact: Julie Hatchel, Chief Communications Officer

DISCUSSION/
ACTION
Vote ____
Page 381

Motion by _____ Seconded by _____

31. **BOARD POLICY REVISION:** Consideration and approval, first reading, revisions to Board Policy 6141.5, *Advanced Placement*.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education
- DISCUSSION/
ACTION
Vote ____
Page 387
- Motion by _____ Seconded by _____
32. **BOARD POLICY REVISION:** Consideration and approval, second reading of Board Policy 6146.1, *High School Graduation Requirements*.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education
- DISCUSSION/
ACTION
Vote ____
Page 393
- Motion by _____ Seconded by _____
33. **BOARD POLICY REVISION:** Consideration and approval, second reading of Board Policy 6171, *Title I Programs*.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education
- DISCUSSION/
ACTION
Vote ____
Page 405
- Motion by _____ Seconded by _____
34. **BOARD POLICY REVISION:** Consideration and approval, second reading of Board Policy 1321, *Solicitation of Funds from and by Students*.
(Supporting Information)
Contact: Sherine Smith, Deputy Superintendent, Education
- DISCUSSION/
ACTION
Vote ____
Page 413
- Motion by _____ Seconded by _____
35. **BOARD POLICY NEW:** Consideration and approval, first reading, Board Policy 4010, *Employee/Student Non-Fraternization*.
(Supporting Information)
Contact: Suzette Lovely, Deputy Superintendent, Personnel Services
- DISCUSSION/
ACTION
Vote ____
Page 417
- Motion by _____ Seconded by _____
36. **THIRD PARTY ADMINISTRATION SERVICES:** Consideration and approval, Award of Request for Qualifications/Proposal No. 1-0809-Third Party Administration Services (TPA) for Capistrano Unified School District's 403(b) Plan – SchoolsFirst Federal Credit Union.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
- DISCUSSION/
ACTION
Vote ____
Page 421
- Motion by _____ Seconded by _____
37. **DEVELOPER FEES:** Consideration and approval, Resolution #0809-47, Annual and five-year reports of developer fees received in fiscal year 2007-08.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
- DISCUSSION/
ACTION
Vote ____
Page 425
- Motion by _____ Seconded by _____

ROLL CALL

	Student Advisor Chase Ishii _____
Trustee Brick _____	Trustee Christensen _____
Trustee Bryson _____	Trustee Maddox _____
Trustee Palazzo _____	Trustee Winsten _____
	Trustee Addonizio _____

38. **SAN JUAN HILLS HIGH SCHOOL:** Consideration and approval, Change Order No. 2A, Bid No. 0708-19, Sitework & Infrastructure for Installation of Two-Story Modular Classroom Buildings, Restroom Building and Shade Structures at San Juan Hills High School, HCH Constructors-Managers, Inc.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

DISCUSSION/
ACTION
Vote ____
Page 443

Motion by _____ Seconded by _____

39. **VISTA DEL MAR SCHOOL:** Update to the Board on additional sidewalk around parking lot at Vista del Mar School.
(Supporting Information)
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

INFORMATION/D
ISCUSSION
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V. BOARD/SUPERINTENDENT ANNOUNCEMENTS

VI. ADJOURNMENT

**THE NEXT REGULAR MEETING OF THE GOVERNING BOARD WILL BE
HELD ON MONDAY, MARCH 9, 2009, 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

REVISED 2/4/09

VII. CLOSED SESSION

40. Closed Session (as authorized by law)

- A. PARENT APPEAL
Level 4 Complaint Appeal
- B. CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION
Significant Exposure to Litigation – One Case
Potential litigation with Whispering Hills LLC regarding acquisition of San Juan Hills High School site.
(Pursuant to Government Code §54956.9(b))
- C. CONFERENCE WITH LEGAL COUNSEL–PENDING LITIGATION
Number of cases: Two
(Pursuant to Government Code §54956.9(a))

Case No. 1
Superior Court of the State of California
County of Orange – Central Justice Center
Case Number 00180049
Petition for writ of Mandate Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code Section 21000, et seq.
City of Mission Viejo, a municipal corporation v. Capistrano Unified School District.

Case No. 2
Superior Court of the State of California
County of Orange – Central Justice Center
Case No. 00207543
Petition for writ of Mandate Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code Section 21000, et seq.
City of Rancho Santa Margarita, a municipal corporation, v. Capistrano Unified School District.
- D. CONFERENCE WITH CHIEF LABOR NEGOTIATOR
Agency designated representative:
Suzette Lovely, Chief Labor Negotiator
Employee Organizations:
 - 1) Capistrano Unified Education Association (CUEA)
 - 2) Capistrano School Employees Association (CSEA)
 - 3) Unrepresented Employees/ Management & Confidential Personnel(Pursuant to Government Code §54957.6)
- E. STUDENT EXPULSIONS (Items E-1 through E-10)
Deliberations of Findings of Fact and Recommendations
(Pursuant to Education Code §48918(c) and §35145)
- F. LIABILITY CLAIM
Claimant: Claim No. E200708-K-00 (HK)
Agency Claimed Against: Capistrano Unified School District
(Pursuant to Government Code §54956.59)
- G. LIABILITY CLAIM
Minor Claimant: Claim No. 07-52798
Agency Claimed Against: Capistrano Unified School District
(Pursuant to Government Code §54956.59)

H. LIABILITY CLAIM

1. Significant Exposure to Litigation – Three Case
(Pursuant to Government Code §54956.9 {b})
2. Initiation of Litigation – Two Potential Cases
(Pursuant to Government Code §54956.9{c})

I. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Superintendent
(Pursuant to Government Code §54957)

J. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT
Interim Superintendent
(Pursuant to Government Code §54957)

President Addonizio called the Special meeting to order at 1:00 p.m.

The Pledge of Allegiance to the Flag was led by Superintendent Carter

Present: Trustees Addonizio, Brick, Bryson, Maddox, Palazzo, and Winsten

Absent: Trustee Christensen

It was moved by Trustee Bryson and seconded by Trustee Addonizio and carried unanimously to adopt the agenda.

A CD of the Board meeting discussion related to each of the items on the public agenda is on file in the Superintendent's Office as a matter of the permanent record. **Audio Recording/ Permanent Record**

The following speakers addressed the Board in support of Superintendent Carter remaining as the District's Superintendent:

Eileen Navarro, Meredith Ritner, Ronda Walen, Bobby Dalton, Ken Jensen, Maxine Markley, Jim Sieger, Marilyn Amato, Kim Anderson, Julie Redmond, Jenny Friess, Judi Heidel, Corri Roe, Dagmar Foy, Cathy, Godlewski, Lisa Scharmann, Margie Tinsley, Wyatt McClean, Greg Sykes, Fran Sdao, Cathy Patton, Trish McCauley, Zachary Bible (student), Michele Taylor-Bible, Lori Abbott, Erin Kutnick, Carp; Dutch, Ron Dempsey, Rocky Blumen, Trudy Pedobas, Joe Soto, Beverly Lee, Tiffany Sakach, Barb Shangraw, Isla Reddin, Marcy Backhus, Sherine Smith, Frank Thomas-Larkin, Carole Allen, Donna Schwarm, Gail Benda, Monica Burick, Debbie Tropp, Alli Maier, Catrina Bryant, Susan Getty, John Chamberlin, Alan Wickstrom, Larry Kramer, Cheryl Zelden, Brian Stockbrugger, Warren Nagano, and Mike Weinell.

Dr. Ron Lackey commended the new Board and encouraged them to do what is right. Terri Morelli spoke in support of the new reform Board. Kim Lefner supports terminating Superintendent Carter and gives her full support to the new Board. Tony Beall spoke about the results of the recall election and the most recent election and encouraged the Board to work for reform in the District.

Ken Jensen addressed the Board regarding the agenda item Role of the Board.

Trustee Bryson addressed the audience and stated that she and Trustees Addonizio and Christensen had worked very hard to get Superintendent Carter hired and that she still feels he is the best person for the position and does not intend to vote against Superintendent Carter in any way.

At 3:55 p.m. the Board recessed to Closed Session to discuss: 1) Evaluation of the Superintendent; and 2) Public Employee Discipline/Dismissal/Release.

ROLL CALL

Present: Trustees Addonizio, Brick, Bryson, Maddox, Palazzo, and Winsten

Absent: Trustee Christensen

Trustees met in private to discuss the evaluation of the superintendent.

At 5:35 p.m. the Board reconvened to Open Session. President Addonizio reported that no action was taken in closed session.

President Addonizio presented the board item on Role of the Board, Resolution #0809-40, Role of the Board, Powers and Responsibilities. It was moved by Trustee Bryson, seconded by Trustee Winsten, and carried unanimously to continue this item to the January 12, 2009 Board meeting.

Role of the Board

Due to the hour and Trustee commitments, the Board/Superintendent Roles and Responsibilities Workshop was cancelled.

**Board/
Superintendent
Roles and
Responsibilities
Workshop**

The meeting was adjourned at 5:40 p.m.

Clerk

Secretary

Board minutes submitted by Heather Wheeler, Manager, Board Office Operations

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – SPECIAL MEETING
JANUARY 6, 2009 – 6:00 P.M.
EDUCATION CENTER – BOARD ROOM

President Addonizio called the Special meeting to order at 6:10 p.m.

The Pledge of Allegiance to the Flag was led by Trustee Ken Maddox.

Present: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, Winsten,
and Student Advisor Chase Ishii.

It was moved by Trustee Bryson, seconded by Trustee Maddox, and carried unanimously
to adopt the agenda.

**A CD of the Board meeting discussion related to each of the items on the public
agenda is on file in the Superintendent's Office as a matter of the permanent
record. An audio recording of the meeting is available on the district website –
www.capousd.org**

**Audio Recording/
Permanent Record**

President Addonizio announced that this Special Meeting was called in order to continue
discussions from the December 18, 2008 Special Meeting.

**President
Announcement**

The following speakers addressed the Board in support of Superintendent Carter and
encouraged the Trustees to work together as a team:

Public Comment

*Students Seth Bible and Zachary Bible; Michele Taylor Bible; Carter Mudge; Paige Foreman;
Dr. Ron Dempsey; Larry Kramer; Sally White; Marilyn O'Brien; Juniel Worthington; Tom Airy;
Sharla Hinkey; Donna Schwarm; Ronda Walen; Julie Heidel; Ken Jensen; Lisa Scharmann; Kim
Anderson; and Student Advisor Chase Ishii.*

The following speakers addressed the Board with their concerns about Superintendent
Carter and his performance to date:

Kim Lefner, Teri Morelli, Kim McCarthy, Ron Lackey, and Cheryl Burns.

The Board recessed to Closed Session at 7:20 p.m. and took a five-minute break. At
7:25 p.m., the Board deliberated privately with the presence of legal counsel – Warren
Kinsler and Anthony DeMarco of Atkinson, Andelson, Loya, Ruud & Romo – to discuss
the Evaluation of the Superintendent; Conference with Legal Counsel – Anticipated
Litigation; and Public Employee Discipline/Dismissal/Release.

Closed Session

At 11:41 p.m. the Board reconvened to Open Session. President Addonizio reported by
a 6-1 vote, Trustees voted to place Superintendent Carter on administrative leave.

**President's Report
of Closed Session
Action**

Ayes: Trustees Addonizio, Brick, Christensen, Maddox, Palazzo, and Winsten

Noes: Trustee Bryson

The meeting was adjourned at 11:43 p.m.

Clerk

Secretary

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR MEETING
JANUARY 12, 2009
EDUCATION CENTER – BOARD ROOM

President Addonizio called the meeting to order at 5:30 p.m. The Board recessed to closed session to: hear one (1) Level 4 Complaint Appeal; confer with Chief Labor Negotiator regarding existing litigation; confer with Chief Labor Negotiator regarding CUEA and CSEA negotiations; confer with Legal Counsel regarding pending litigation (two cases); discuss student expulsions; discuss two (2) Public Employee Discipline/Dismissal/Release; and Public Employee Appointment/Employment.

The Regular Meeting of the Board reconvened to open session and was called to order by President Addonizio at 7:02 p.m.

The Pledge of Allegiance was led by Trustee Mike Winsten

Present: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, Winsten, and Student Advisor Chase Ishii.

A CD of the Board meeting discussion related to each of the items on the public agenda is on file in the Superintendent's Office as a matter of the permanent record. An audio recording of the meeting is available on the district website:
www.capousd.org

Permanent Record

President Addonizio reported the following action taken during closed session:

Agenda Item 27A – Parent Appeal - Level 4 Complaint Appeal: It was moved by Trustee Bryson, seconded by Trustee Winsten, and carried unanimously to uphold staff recommendation.

**President's Report
From Closed
Session Meeting**

ROLL CALL:

AYES: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, and Winsten.

NOES: None

ABSTAIN: None

ABSENT: None

It was moved by Trustee Bryson, seconded by Trustee Maddox, and carried unanimously to adopt the Board agenda.

**Adoption of the
Board Agenda**

Chief Communications Officer Julie Hatchel introduced the following people to receive special district recognition: Laura Thompson, Educator of the Year; Education for the Children Foundation; Tesoro High School Football Coach and Team Captains; and Alexandra Dunne, San Clemente High School State Champion, Girls Cross Country.

Special Recognition

The following people addressed the Board:

**Oral
Communications**

- Erin Kutnick expressed her dissatisfaction with the Board for dismissing Carter and requested that Trustee Addonizio step down as President and Trustee Bryson elected to fill the position.
- Esther Cortez expressed concern for her children if Crown Valley Elementary School was closed.
- Student Lauren Breece spoke in support of Carter and disappointment in the Board for not listening to the community.

Trustee Christensen addressed the meeting with a written statement regarding rumors and misinformation circulating in the community, the Board's inability to discuss employee personnel matters due to the law, and the Board's vision and desire to move forward.

- Kim McCarthy asked the audience to stop heckling and taking an abusive approach toward the Board and spoke in regards to the teacher's contract.
- Sharon O'Brien thanked the Board for serving, encouraged them to continue to move forward and budget issues.
- Wayne Tate spoke to the Board regarding the budget and the importance of the district coming together for the children.
- Barbara Casserly thanked the Board for their service and asked the audience to give them an opportunity.
- Sharon Campbell spoke in support of the Board and encouraged them to trust their decisions and stay focused on students.
- Jennifer Beall thanked the Board for serving and changing the way business is done in the district. Stated that this was the first Board to take off the table increase in class size for 4-12.
- Tom Russell stated the old board failed to do what the constituents wanted and encouraged the new Board to do the job they were voted in to do.
- Tony Beall stated there is a battle in the district. The voters have spoken and elected a new reform Board for positive change.
- Craig Alexander spoke in support and appreciation of the Board and encouraged them to trust their judgment.
- Nicole Slocum requested the Board not to repeat old mistakes by shifting from focusing on children to a political agenda of power.
- Nona Reimer spoke in opposition to the Board, their actions and asked them to do the right thing and resign.
- Student Gillian Slee asked Trustees to do what is loyal, trustworthy and responsible for the district as their actions affect her education.
- Kevin Funrmann read a story he had written regarding Superintendent Carter's dismissal.
- Julie Redmond thanked Trustee Christensen for his comments, stated she is not seeing the transparency and change promised and asked questions regarding the SJHHS audit.
- Martha McNicholas asked about the superintendent's selection process, how the blue speaker cards are prioritized, and lack of Trustee training.
- Robert Reidel spoke in support of Trustees and change. Stressed the need to pull together, put kids first and vote that way.
- Christy Sherrell spoke in support of Mr. Carter and lack of honesty on the part of the Board.
- Chris Duncan spoke in support of Mr. Carter and lack of transparency on the part of the Board.
- Frank Thomas Larkin addressed the Board about forming a Community Oversight Committee, sponsored by parents, to monitor the Board regarding ethics and morale.
- Ron Lackey stated that he had started an on-line news letter for district constituents.

Trustee Brick stated he had made a mistake and cast his vote incorrectly at the January 6 meeting but it would not have changed the result of the action. He stressed the need to work together cohesively.

CONSENT CALENDAR

It was moved by Trustee Bryson, seconded by Trustee Palazzo, and carried unanimously to approve the following Consent Calendar items:

Minutes of the December 2, 2008, Special Board Meeting, and the minutes of the December 8, 2008 Regular Board Meeting.	Minutes
Non-Public School and Agency Agreements.	Special Education
Instructional materials recommended for adoption: High School Supplemental Textbooks – World Language/German; IB Social Science.	Instructional Materials
Readmission of student from expulsion, Case #2008-131.	Student Readmission
Purchase Orders/Warrants/Consulting Agreements as listed.	Purchase Orders/ Warrants/ Consulting Agreements
Donations of funds and equipment.	Donations
Request of Allowance of Attendance due to emergency conditions – Marblehead Elementary School.	Request of Allowance
Final acceptance for movement of relocatable buildings and authorization to file Notice of Completion, Bid No. 0708-07, Pacific Mobile Home Construction, Inc.	Relocatable Buildings
Authorization to utilize Bid No. 209-4, Placentia-Yorba Linda Unified School District, for the purchase of instructional and office supplies.	Instructional/ Office Supplies
Resignations, retirements, and employment of classified personnel.	Resignations/ Retirements/ Employment (Classified Personnel)
Resignations, retirements, and employment of certificated personnel.	Resignations/ Retirements/ Employment (Certificated Personnel)
Student Teaching Agreement with Chapman University.	Student Teaching Agreement

ROLL CALL:

AYES: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, Winsten, and Student Advisor Chase Ishii.

NOES: None

ABSENT: None

ABSTAIN: None

DISCUSSION/ACTION

President Addonizio recognized Deputy Superintendent Ron Lebs who, along with a representative from the audit firm Vavrinek, Trine, Day & Co., LLP, presented a summary of the 2007-08 audit report to the Board.	Fiscal Audit
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Following discussion, it was moved by Trustee Bryson, seconded by Trustee Palazzo, and carried unanimously to acknowledge receipt of the fiscal and compliance audit for CUSD for the year ending June 30, 2008.

President Addonizio recognized Deputy Superintendent Sherine Smith who, along with supporting staff members, presented preliminary 2009/10 facilities-restructuring recommendations to the Board. No action was taken on this item. **School Programs/
Facilities**

The following people addressed the Board:

Mayor Robert Ming, City of Laguna Niguel, expressed his concerns over the proposal for Crown Valley Elementary School housing a continuation school. He offered the city's assistance in finding another location.

Mayor Pro-Tem Linda Lindholm, City of Laguna Niguel, stated that the city council unanimously opposes converting Crown Valley Elementary School. The location does not fit the profile for a continuation school.

The following parents spoke in favor of San Juan Elementary School's dual immersion program and converting the school to a K-8: Cathy Villafana, Rick Goerner, Francisco Camacho, Anne Hughitt, Patrick Johnston and Amanda Bourne.

Carrie Wulf opposed the Crown Valley Elementary School recommendation and suggested that Foxborough may be a better location for the continuation school.

Judi Heidel thanked staff for coming and speaking to parents at Truman Benedict Elementary School regarding the need for more portables even though she disagrees with the staff's decision not to place more portables on the campus.

The following people spoke in opposition to moving Serra High School to Crown Valley Elementary School: DeAnna Burghart, Andy Pedeas, Sharon McKeagul, Brian Hand, and Cindy Dopf.

Trustees voiced support of keeping Crown Valley Elementary School and working with the City of Laguna Niguel to find another location. Trustee Addonizio suggested that Ms. Smith research further, form a facilities' subcommittee and present a workshop.

Student Advisor Chase Ishii left the meeting at 9:15 p.m.

The Board took a brief recess at 10:20 p.m. The Board reconvened at 10:25 p.m.

President Addonizio recognized Deputy Superintendent Ron Lebs who, along with Mr. Bob Whalen of Stradling, Yocca, Carlson & Rauth, presented a "first look" of the proposed "Settlement and Mutual Release Agreement" between CUSD and Whispering Hills, LLC. No action was taken on this item. **Settlement
Agreement**

The following people addressed the Board:

Robert Reidel read a copy of an email he sent to the Superintendent and Trustees with questions for staff response. He requested that Trustees receive the answer to those questions before making any decision on this item.

Jim Reardon stated \$6.8 million could be better spent in San Juan and requested that the Board not consider approving this agreement. He encouraged Trustees to get an appraisal on the property to see what it is worth. Keep the district's interest in mind and not the developers.

Trustee Winsten requested that Mr. Lebs provide a copy of the JCF agreement presented

in the settlement agreement and information on the CFD 2005-1 including memos and letters. Trustee Bryson requested that staff provide a copy of the civil engineers report on the slope where the home bleachers will be installed.

At 11: 05 p.m. it was moved by Trustee Bryson, and seconded by Trustee Brick, and motion carried by a 5-2 vote to extend the meeting 30 minutes.

Ayes: Trustees Addonizio, Brick, Bryson, Christensen, and Palazzo
Noes: Trustees Maddox and Winsten

President Addonizio recognized Deputy Superintendent Ron Lebs who presented this item seeking Board approval of the appointment of CityScape Consultants, Inc. to provide cell tower facilities management services for existing cell tower leases and potential future agreements for CUSD. It was moved by Trustee Maddox, and seconded by Trustee Palazzo, and carried 6-1 to place this item on the February 9, 2009, Board agenda. Mr. Lebs pointed out that a representative from CityScape had flown in from Florida for the meeting. It was moved by Trustee Winsten, and seconded by Trustee Palazzo to set aside the previous Board action. The motion to reconsider was carried by a 6-1 vote.

Consulting Firm

The following people addressed the Board:

The following people spoke in opposition of cell towers: Cathy Schlicht, Connie Lee, and Kathy Lenney.

Tony Ingegneri, ATS representative, asked the Board to compare the CityScape's contract with the ATS contract before voting on this item.

CityScape representative Rick Edwards was called forward by Trustees to discuss CityScape's contract.

Following discussion, Trustee Bryson moved to approve the appointment of CityScape Consultants to provide cell tower facilities management services but it failed for lack of a second.

Trustee Christensen stated he saw no need for this service and Trustee Bryson reminded Trustees that these towers already existed. Trustee Bryson and Winsten debated the need to manage existing cell towers.

Following discussion, it was moved by Trustee Winsten, and seconded by Trustee Maddox, and carried 6-1 to place this item on the February 9, 2009, Board agenda.

Ayes: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, and Winsten
Noes: Trustees Bryson

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board Meeting.

School Calendar

President Addonizio recognized Deputy Superintendent Ron Lebs who presented this item seeking approval of the Sixth Amendment to Purchase and Sale Agreement with the Foundation for Affordable Housing II, Inc. and CUSD. It was moved by Trustee Bryson, seconded by Trustee Winsten, and carried unanimously to approve the Sixth Amendment to Purchase and Sale Agreement and Escrow Instructions between the Foundation for Affordable Housing II, Inc. and Capistrano Unified School District.

Surplus Property

President Addonizio recognized Deputy Superintendent Ron Lebs who presented this item seeking approval of Resolution No. 0809-41, for judicial foreclosure of delinquent special taxes pursuant to the Mello-Roos Community Facilities Act of 1982. It was moved by Trustee Winsten, seconded by Trustee Bryson, and carried unanimously to approve Resolution No. 0809-41, allowing for judicial foreclosure of delinquent special taxes pursuant to the Mello-Roos Community Facilities Act of 1982.

**Judicial
Foreclosure of
Delinquent Taxes:
CFD 87-1**

ROLL CALL:

AYES: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, and Winsten.

NOES: None

ABSENT: None

ABSTAIN: None

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Metropolitan
Employee Benefit
Association**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Board Policy
Revision**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Board Policy
Revision**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Board Policy
Revision**

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**Board Policy
Revision**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board Meeting.

**Board Policy
Revision**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Volunteer Board
Policy**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

Role of the Board

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**Funding Cuts from
the State**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**State Architect
Project Listing**

It was moved by Trustee Winsten, seconded by Trustee Maddox, and carried unanimously to hold this item over until the February 9, 2009, Board meeting.

**CUSD/City
Properties**

The Board recessed to closed session at 11:35 p.m. to continue discussions of the remaining closed session items.

The Board reconvened to open session at 12:09 a.m. to report out the following action taken in closed session:

**President's Report
of Action Taken in
Closed Session**

Agenda Item #27E (E-1 thru E-10) – Student Expulsions: It was moved by Trustee Bryson, seconded by Trustee Palazzo, and carried unanimously to expel the following

students by stipulated agreement: Case #2009-042; Case #2009-034; Case #2009-035; Case #2009-037; Case #2009-040; Case #2009-045; Case #2009-039; Case #2009-043; Case #2009-044, and, Case #2009-038.

ROLL CALL:

Ayes: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, and Winsten.
Noes: None
Abstain: None
Absent: None

Agenda Item #27F – Public Employee Discipline/Dismissal/Release (Bus Driver): It was moved by Trustee Bryson, and seconded by Trustee Winsten, and carried unanimously to accept staff recommendation for a one (1) day unpaid suspension.

ROLL CALL:

Ayes: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo, and Winsten.
Noes: None
Abstain: None
Absent: None

No further action was taken.

The meeting adjourned at 12:10 a.m.

Larry Christensen, Clerk

Secretary, Board of Trustees

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – SPECIAL MEETING – BUDGET WORKSHOP
JANUARY 21, 2009 – 6:00 P.M.
EDUCATION CENTER – BOARD ROOM

President Addonizio called the Board Budget Workshop to order at 6:00 p.m.

The Pledge of Allegiance was led by Trustee Bryson

Present: Trustees Addonizio, Brick, Bryson, Christensen, Maddox, Palazzo and Winsten

A CD of the Board meeting discussion related to this Budget Workshop is on file in the Superintendent's Office as a matter of the permanent record. Permanent Record

It was moved by Trustee Bryson, seconded by Trustee Christensen, and motion carried by a 7-0 vote to adopt the evening's agenda.

President Addonizio recognized Deputy Superintendent Ron Lebs who presented the Budget Workshop PowerPoint identifying and reviewing mid-year budget cuts for 2008/09, potential budget cuts for 2009/10 and the Governor's proposed solutions to the budget shortfall.

2008/09 Budget Discussion – Identification and Review of Potential Budget Reductions for 2008/09 and 2009/10 Fiscal Years

The following people addressed the Board regarding this item:

- Vicki Soderberg, CUEA President, stressed the importance of everyone working together to survive the economical challenges facing California schools. It will require give and take on all sides and the need for honest, two-way communication.
- Paige Foreman, stated her disappointment in the Board for placing Mr. Carter on paid leave and buying out his contract was not a prudent move considering the budget. She proceeded to read a letter in support of Mr. Carter written by the City of San Clemente.

Trustee Bryson stated that the Orange County Treasurer Chriss Street had shared with Bill Habermehl and Wendy Benkart of OCDE that he was exploring options for loaning money to Orange County schools.

The following Board direction was received:

Trustee Palazzo requested that all Trustees receive an explanation of the abbreviations on the categorical handout be given to them at the meeting.

Trustee Bryson asked for information on all consulting fees.

Trustee Winsten requested that Mr. Lebs explain more about the accounting software CUSD is using, its reports capability and make reports easier for Trustees and public to understand.

Trustee Bryson invited Mr. Lebs to meet with the Treasurer to discuss the probability for funding, when it might occur and to talk with the Orange County Treasurer's accounting department.

Trustee Winsten requested that staff share tracking tools of expenses used by the District, and for staff to research the cost of purchasing state-of-the-art financial management software with the capability to interface with OCDE software.

Trustee Addonizio stated that the categorical accounts presented at this workshop targeted money from sites and students. She requested that the next workshop show other accounts away from the schools.

Trustee Winsten stated that he had received an email from a teacher regarding a broken scantron machine at her site. Trustee Winsten asked who was responsible for the repair and Mr. Lebs requested that all such correspondence be forwarded to him for follow up.

Trustee Bryson brought up the issue of revenue from other sources such as cell towers. She requested staff to find other sources of income for the District such as charging a fee for outside groups to use the San Juan Hills High School theater and other facilities.

Trustee Christensen asked that potential revenue options suggested by public speakers be considered such as renting more of the building or using the bus yard for cars from overstocked dealers.

Trustee Winsten asked if a link could be added to our website for employee budget suggestions to be considered by Trustees.

Trustee Bryson expressed her concern regarding employee overtime and the need for it to stop in order to keep all employees.

Trustee Winsten asked for information regarding payroll reductions over the next 2 years from employees retiring or leaving the District for other reasons.

Trustee Bryson stated that the real problem is the legislators who won't stop spending. She encouraged teachers, staff and community members to write or call these legislators and tell them that they are hurting the children and teachers of our District.

It was moved by Trustee Maddox, seconded by Trustee Bryson, and carried unanimously to adjourn to closed session.

The Board recessed to closed session at 7:35 p.m. and took a five-minute break.

The Board began closed session at 7:40 p.m. to: Confer with Legal Counsel regarding pending litigation (two cases); confer with Chief Labor Negotiator regarding CUEA, CSEA and CUMA negotiations; confer with Chief Labor Negotiator regarding existing litigation; discuss one (1) Public Employee Discipline/Dismissal/Release; and Public Employee Appointment/Employment.

**President's Report
of Action Taken in
Closed Session**

The Board reconvened to open session at 10:15 p.m. to report out the following action taken in closed session:

No action taken.

The meeting adjourned at 10:17 p.m.

Clerk

Secretary

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
CUSD Board of Trustees

FROM: Suzette Lovely, Deputy Superintendent

**SUBJECT: SUSPENSION OF BOARD POLICY BP 4156.2, BP 4256.2 &
BP 4356.2 - AWARDS TO EMPLOYEES**

BACKGROUND INFORMATION

Capistrano Unified School District annually awards merit grants to the Classified Employees of the Year and Teachers of the Year. These awards are made possible under Board Policy 4156.2, 4256.2 and 4356.2 - Awards to Employees, Exhibit A. The 2007-08 merit award recipients are also attached for Trustees' information, Exhibit B.

CURRENT CONSIDERATIONS

This item seeks board consideration to suspend merit awards to classified and teaching employees at least through June 2010. With the current dire economic situation, suspension of this policy will yield some savings to the general fund. Suspension of managerial stipends went into effect in 2007. This action would bring into alignment the suspension of merit pay for all employee groups.

FINANCIAL IMPLICATIONS

Suspension of this policy for the 2008-2009 and 2009-2010 schools years would result in a savings of approximately \$60,000 to the general fund.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees suspend Board Policy BP 4156.2, 4256.2 and 4356.2 – Awards to Employees for the 2008-2009 and 2009-2010 school years, Exhibit A.

All Personnel

BP 4156.2(a)

4256.2

AWARDS TO EMPLOYEES

4356.2

The Governing Board recognizes the significant contributions which employees can make to improving "Excellence in Education" in the District. This includes improving the quality of programs and services provided students by certificated and classified personnel.

By establishing "Awards to Employees" the Board expresses its strong commitment to a staff recognition program. A program whereby employees can be recognized for their significant contributions to the District. In turn, the quality of educational opportunities and experiences for students will be enhanced.

Purpose of Awards

Awards may be made by the Board to current District employees who:

1. Propose procedures or ideas which thereafter are adopted and effectuated by the Board, and which result in eliminating or reducing District expenditures or improving operations; or
2. Perform special acts or special services in the public interest; or
3. By their superior accomplishments, make exceptional contributions to the efficiency, economy or other improvement in operations of the District.

Consideration of Awards

The Board shall consider recommendations from the Superintendent for awards.

Nominations for Awards

The following procedures shall be followed regarding the nomination or recommendation of any employee for an Award:

1. Residents living within the District or any employee may nominate a currently employed District employee for an Award;
2. Nominations may be made by completing a nomination form which will recommend to the Superintendent the name of any individual to receive an Award;
3. Nominations will be reviewed and recommendations made to the Superintendent of any individual to receive an Award;
4. Accompanying each recommendation for an Award shall be a specified amount of money, from a minimum of \$200 to maximum of \$15,000;

AWARDS TO EMPLOYEES (continued)

5. The Superintendent shall make the final recommendations to the Board for an Award to any employee.
6. In accordance with IRS regulations, the dollar amount of the Award will be reported on the employee's W-2.

School Board Approval

The Superintendent shall submit each Award recommendation to the Board who shall make all final decisions concerning Awards to employees under this policy. Awards to employees shall be by adoption of a Resolution stating:

1. The name of the employee
2. The purpose of the Award; and
3. The dollar amount of the Award.

An annual budget appropriation shall be established to provide funds to pay costs associated with the District's "Awards to Employees" program.

(cf. 1150 - Commendation and Awards)
(cf. 3300 - Expenditures/Expending Authority)

Legal Reference:

EDUCATION CODE
35160 Authority of governing boards
35160.1 Broad authority of school Districts
35161 Powers and duties generally
44015 Awards to Employees

Policy
revised: June 14, 1999

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

June 16, 2008

TO: Mike Darnold, President
and Members
CUSD Board of Trustees

FROM: A. Woodrow Carter, Superintendent

**SUBJECT: RESOLUTION NO. 0708-56: 2008 CLASSIFIED EMPLOYEES OF THE
YEAR - MERIT AWARDS**

BACKGROUND INFORMATION

Capistrano Unified School District annually awards merit grants to the Classified Employees of the Year. These awards are made possible under Board Policy 4156.2, Awards to Employees.

Nominations are solicited in the following categories: Campus Support Services, District Office Support Services, Food and Nutrition Services, Instructional Support Services, Maintenance Services, Operations Services, School Office Services, and Transportation Services. The awards program is open to all members of the district's regular classified service. The only restriction is that a nominee must have served in a regular classified position with the district for a minimum of one year.

All nominations are reviewed by a broad-based selection committee which includes representatives of the California School Employees Association, Chapter 224 and representatives of the district's classified and certificated management. The committee selects one employee for recognition in each of the eight categories.

CURRENT CONSIDERATIONS

This agenda item recommends approval of Resolution No. 0708-56, 2008 Classified Employees of the Year – Merit Awards (Exhibit A), and authorizes awards in the amount of \$700 each, to the following winners:

Campus Support Services	Jill Packard, Academic Advisor, Capistrano Valley HS
District Office Support Services	Patricia Effenberger, Bilingual Clerk, Family Resource
Food and Nutrition Services	Colleen Lamb, Food Services Lead
Instructional Support Services	Kathy Itzel, Job Technician, San Clemente HS
Maintenance Services	Bob Eaton, Electronic Specialist
Operations Services	Arnie Smith, Custodian
School Office Services	Susie Stucky, Office Manager, Moulton Elementary

Exhibit B
Page 1 of 5

**RESOLUTION NO. 0708-56: 2008 CLASSIFIED
EMPLOYEES OF THE YEAR - MERIT AWARDS**

June 16, 2008

Page 2

Transportation Services

Dan Cherone, Automotive Mechanic

FINANCIAL IMPLICATIONS

Funds for these merit awards, totaling \$5,600, have been budgeted in the General Fund budget for 2007-08.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees approve the Resolution No. 0708-56, Exhibit A, authorizing merit awards for the 2008 Classified Employees of the Year in the amount of \$700 per award.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

April 21, 2008

TO: Mike Darnold, President
and Members
CUSD Board of Trustees

FROM: A. Woodrow Carter, Superintendent

**SUBJECT: RESOLUTION # 0708-46: RECOGNITION OF CAPISTRANO UNIFIED
SCHOOL DISTRICT 2008 TEACHERS OF THE YEAR/MERIT AWARDS**

BACKGROUND INFORMATION

Capistrano Unified School District annually awards merit awards to the Teachers of the Year. These awards are made possible under Board Policy 4156.2, Awards to Employees. In essence, this policy legally permits the Board of Trustees to make such grants based upon individuals' significant contributions to CUSD and/or the community.

CURRENT CONSIDERATIONS

This agenda item recommends to the Board of Trustees the approval of Resolution # 0708-46, Exhibit A, which would:

1. Authorize Merit Awards in the amount of \$350 to each of CUSD's Teachers of the Year at the school level. Those individuals are:

Ambuehl Elementary School	Sandra Frohling
Arroyo Vista Elementary School	Michele Elkin
Barcelona Hills Elementary School	Anne Hongola
Bathgate Elementary School	Michelle Kleindienst
Benedict Elementary School	Jonathan Pierce
Bergeson Elementary School	Holly Wiseman
Canyon Vista Elementary School	Patricia Hine
Castille Elementary School	Carol O'Connell
Chaparral Elementary School	Christine Jones
Concordia Elementary School	Bridget Gregerson
Crown Valley Elementary School	Billye Williams
R.H. Dana Elementary School	Kirsten Hollis
R.H. Dana ENF	Trudy Parks
Del Obispo Elementary School	Cynthia Wilson
Don Juan Avila Elementary School	Tina Kolley
Carl Hankey Elementary School	Jolene Smith

Hidden Hills Elementary School	Danny Casteel
Kinoshita Elementary School	Shannon Scarborough
Ladera Ranch Elementary School	Suzanne Oblea
Laguna Niguel Elementary School	Kristine Cuevas
Las Flores Elementary School	Elaine Mazzola
Las Palmas Elementary School	Imelda Loya
Clarence Lobo Elementary School	Kimberly Richardson
Malcom Elementary School	Michele Kennedy
Marblehead Elementary School	Kendra Gerhard
Moulton Elementary School	Jennifer Love
Music	Ann Ludwig
Oak Grove Elementary School	Leigh Grabowicz
Oso Grande Elementary School	Ann Berger
Palisades Elementary School	Evelyn Castellana
Reilly Elementary School	Karen French
San Juan Elementary School	Lynette Hehn
Tijeras Creek Elementary School	Diana Morgan
Viejo Elementary School	Anne Horrigan
Vista del Mar Elementary School	Todd Horton
Wagon Wheel Elementary School	Jill Mazzaro-LeFever
George White Elementary School	Suzanne Reynolds
Wood Canyon Elementary School	Ann Dockins
Aliso Viejo Middle School	Carol Woolston
Arroyo Vista Middle School	Shaun Burke
Bernice Ayer Middle School	Lisa Mettert
Don Juan Avila Middle School	Stacey Olson
Ladera Ranch Middle School	Marnie Woods
Las Flores Middle School	Warren Nagano
Marco Forster Middle School	Alex Gottdank
Newhart Middle School	Steve Kuhn
Niguel Hills Middle School	Michael Kashima
Shorecliffs Middle School	Tammie Heartt
Vista del Mar Middle School	Ryan Norgren
Aliso Niguel High School	Lori Frome
Capistrano Valley High School	Deborah Marsing
Dana Hills High School	Connie Pettijohn
San Clemente High School	Rod Cummings
San Juan Hills High School	Fernanda Villalba
Serra High School	Christy Bak-Boychuk
Tesoro High School	Cheryl Des Palmes

2. Authorize an additional \$1,000 merit award to Christine Jones, 2008 Elementary School Teacher of the Year; Warren Nagaro, 2008 Middle School Teacher of the Year; and Cheryl Des Palmes, 2008 High School Teacher of the Year.

It is recommended to the Board of Trustees that merit awards be awarded to the aforementioned teachers in the amounts indicated.

The top three Teachers of the Year were notified on Thursday, March 13, 2008, and they are preparing their applications for the Orange County Teacher of the Year process. These three honorees are being recognized at the April 21, 2008, meeting of the Board of Trustees.

FINANCIAL IMPLICATIONS

Merit Awards in the amount of \$350 for each of the school level Teachers of the Year, as well as the additional \$1,000 Merit Awards for the top three Teachers of the Year, will be funded from the General Fund Budget.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees approve Resolution # 0708-46, Exhibit A, authorizing:

1. Merit Awards in the amount of \$350 to each of CUSD's school level Teachers of the Year.
2. An additional \$1,000 Merit Award to the Elementary School, Middle School, and High School level Teachers of the Year.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Eamonn O'Donovan, Assistant Superintendent, Special Education

SUBJECT: **APPROVAL: SPECIAL EDUCATION: NONPUBLIC SCHOOL
AND AGENCY CONTRACTS**

BACKGROUND INFORMATION

In accordance with Title 5, California Administrative Code, Sections 3060 through 3070, and California Education Code, Section 56365, Capistrano Unified will be providing contracted services for eligible special education pupils. When nonpublic school services are to be provided at District expense, Title 5, Section 3062 requires that the local education agency develop a contract with the service provider.

CURRENT CONSIDERATIONS

This agenda item recommends approval of student related educational services, tuition and parent reimbursement for special education students.

FINANCIAL IMPLICATIONS

Funds for these services are designated from the general fund. At the present time, the district receives approximately \$500 per ADA from the state's share under AB602, which is substantially below the aggregate cost of these required services.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees approve the following contracts:

SPECIAL EDUCATION

February 9, 2009

Page 2

Master Contracts: Ramona School

1. RELATED SERVICES:

Provider:	Joseph Kenan	Justification:
Student:	1 Student	Mandated by
Services:	Neuropsychological Evaluation	IEP Services and Support
Period Covered:	06/26/08	
Total Cost:	\$97.50	

2. RELATED SERVICES:

Provider:	Leisure Care	Justification:
Student:	1 Student	Mandated by
Services:	Health Services	IEP Services and Support
Period Covered:	12/01/08 – 06/30/09	
Total Cost:	\$4,560.00	

3. RELATED SERVICES:

Provider:	AST	Justification:
Student:	1 Student	Mandated by
Services:	Educational Counseling, Supervision and Parent Training	IEP Services and Support
Period Covered:	09/04/08 – 06/30/09	
Total Cost:	\$4,125.00	

4. PARENT REIMBURSEMENT:

Provider:	Parents	Justification
Student:	1 Student	Mandated by
Service:	I.E.E. Visual Assessment	IEP Services and Support
Period covered:	07/01/08 – 08/31/08	
Total Cost:	\$606.00	

5. RELATED SERVICES:

Provider:	ASC	Justification:
Student:	1 Student	Mandated by
Services:	Educational Counseling, Clinic and Supervision	IEP Services and Support
Period Covered:	11/01/08 – 06/30/09	
Total Cost:	\$27,242.50	

6. TUITION:

Provider:	Devereux School of Viera	Justification:
Student:	1 Student	Mandated by
Services:	Tuition	IEP Services and Support
Period Covered:	12/22/08 – 06/30/09	
Days/Rate:	112 @ \$82.00	
Total Cost:	\$9,184.00	

SPECIAL EDUCATION

February 9, 2009

Page 3

7. PARENT REIMBURSEMENT:

Provider: Parents
Student: 1 Student
Services: Visits to RTC
Period Covered: 12/22/08 – 06/30/09
Days/Rate: 2 @ \$700.00
Total Cost: \$1,400.00

Justification:
Mandated by
IEP Services and Support

8. TUITION:

Provider: Devereux League City
Student: 1 Student
Services: Tuition
Period Covered: 01/13/09 – 06/30/09
Days/Rate: 119 @ \$125.94
Total Cost: \$14,986.86

Justification:
Mandated by
IEP Services and Support

9. TUITION:

Provider: Mae Olsen Education Center
Student: 1 Student
Services: Tuition
Period Covered: 01/13/09 – 06/30/09
Days/Rate: 114 @ \$152.00
Total Cost: \$17,328.00

Justification:
Mandated by
IEP Services and Support

10. PARENT REIMBURSEMENT:

Provider: Parents
Student: 1 Student
Services: Visits to RTC
Period Covered: 01/13/09 – 06/30/09
Days/Rate: 2 @ \$700.00
Total Cost: \$1,400.00

Justification:
Mandated by
IEP Services and Support

11. TUITION:

Provider: Mae Olsen Education Center
Student: 1 Student
Services: Tuition
Period Covered: 01/08/09 – 06/30/09
Days/Rate: 117 @ \$152.00
Total Cost: \$17,784.00

Justification:
Mandated by
IEP Services and Support

12. PARENT REIMBURSEMENT:

Provider: Parents
Student: 1 Student
Services: Visits to RTC
Period Covered: 01/08/09 – 06/30/09
Days/Rate: 2 @ \$700.00
Total Cost: \$1,400.00

Justification:
Mandated by
IEP Services and Support

SPECIAL EDUCATION

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13. TUITION:

Provider: Ramona School
Student: 1 Student
Services: Tuition
Period Covered: 01/21/09 – 06/30/09
Days/Rate: 89 @ \$142.77
Total Cost: \$12,706.53

Justification:
Mandated by
IEP Services and Support

14. RELATED SERVICES:

Provider: Heritage School
Student: 1 Student
Services: Airfare
Period Covered: 12/19/08 – 12/28/08
Total Cost: \$357.00

Justification:
Mandated by
IEP Services and Support

15. RELATED SERVICES:

Provider: Oceanview School
Student: 1 Student
Services: Transportation
Period Covered: 01/13/09 – 06/30/09
Days/Rate: 110 @ \$60.00
Total Cost: \$6,600.00

Justification:
Mandated by
IEP Services and Support

16. TUITION:

Provider: Cinnamon Hills
Student: 1 Student
Services: Tuition
Period Covered: 01/15/09 – 06/30/09
Days/Rate: 118 @ \$135.00
Total Cost: \$15,930.00

Justification:
Mandated by
IEP Services and Support

17. PARENT REIMBURSEMENT:

Provider: Parents
Student: 1 Student
Services: Visits to RTC
Period Covered: 01/15/09 – 06/30/09
Days/Rate: 2 @ \$700.00
Total Cost: \$1,400.00

Justification:
Mandated by
IEP Services and Support

18. RELATED SERVICES:

Provider: Devereux Texas
Student: 1 Student
Services: Airfare
Period Covered: 11/03/08
Total Cost: \$542.00

Justification:
Mandated by
IEP Services and Support

SPECIAL EDUCATION

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19. RELATED SERVICES:

Provider:	Rainbow Connection	Justification:
Student:	1 Student	Mandated by
Services:	Speech Therapy	IEP Services and Support
Period Covered:	09/09/08 – 06/19/09	
Total Cost:	\$3,811.00	

20. RELATED SERVICES:

Provider:	Julie Berg Ryan	Justification:
Student:	1 Student	Mandated by
Services:	Assessment/Report	IEP Services and Support
Period Covered:	07/01/08 – 07/31/08	
Total Cost:	\$190.00	

21. RELATED SERVICES:

Provider:	The Reading & Language Center	Justification:
Student:	1 Student	Mandated by
Services:	Speech Therapy	IEP Services and Support
Period Covered:	01/05/09 – 06/30/09	
Total Cost:	\$6,375.00	

22. RELATED SERVICES:

Provider:	Wertheimer-Gale & Assoc.	Justification:
Student:	1 Student	Mandated by
Services:	Occupational Therapy/Consult	IEP Services and Support
Period Covered:	12/17/08 – 06/30/09	
Total Cost:	\$702.00	

23. PARENT REIMBURSEMENT:

Provider:	Parents	Justification:
Student:	1 Student	Mandated by
Service:	Educational Expenses	Settlement Agreement
Date of Agreement:	12/16/08	
Total Cost:	\$21,750.00	

24. PARENT REIMBURSEMENT:

Provider:	Parents	Justification:
Student:	1 Student	Mandated by
Service:	Educational Expenses	Settlement Agreement
Date of Agreement:	11/04/08	
Total Cost:	\$7,000.00	

**TOTAL SPECIAL EDUCATION: NONPUBLIC SCHOOL AND AGENCY
CONTRACTS FOR THE FEBRUARY 9, 2009 BOARD \$177,477.39.**

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
And Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: MEMBERS OF THE SPECIAL EDUCATION
LOCAL PLAN AREA COMMUNITY ADVISORY COMMITTEE**

BACKGROUND INFORMATION

Prior to 2002, CUSD was a member of the South Orange County Special Education Local Plan Area (SOC SELPA) with Orange County Department of Education and the Laguna Beach and Saddleback Valley Unified School Districts. CUSD established a separate SELPA in 2002. In accordance with the California Education Code, Section 56170, each SELPA shall establish a Community Advisory Committee (CAC) with parents of special education students forming the majority. Based on the bylaws of CUSD's SELPA, a committee was established composed exclusively of CUSD parents, students, teachers, administrators and agency representatives that serve CUSD students.

CURRENT CONSIDERATIONS

This agenda item requests Board approval to appoint the current CAC members for the CUSD SELPA: Barbara Coppola and Kayla Evans as teacher representatives; Karen Gerhard and Melissa Murray as district administrators; Cheryl Zelden, Chris Browning, Juli Warnick, Julie Redmond, Veronica Hoggatt, Hillary Perry and Marianne McAuley as parent representatives; and Jeannette Morey as a community agency representative. Additionally, Teri Morelli was elected to the CAC by the CAC voting membership in the fall of 2008 as a parent representative.

FINANCIAL IMPLICATIONS

None related to the district budget.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees approve the appointments of the above named individuals to serve as representatives on the CUSD SELPA Community Advisory Committee.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent
FROM: Sherine Smith, Deputy Superintendent, Education
SUBJECT: **ACCEPTANCE OF RESOLUTION #0809-44 2008/09 ONE-TIME
INSTRUCTIONAL MATERIALS CONTRACT FOR THE STATE-
FUNDED PRESCHOOL PROGRAM**

BACKGROUND INFORMATION

Capistrano Unified School District has received a one-time funding contract through the California Department of Education Child Development Division for the purchase of developmentally-appropriate instructional materials and supplies for our state-funded preschool programs. These funds are available on a one-time basis only for expenditure. These funds may be used to purchase either durable or consumable curriculum-related instructional materials.

CURRENT CONSIDERATIONS

This board item requests Board approval of Resolution #0809-44, Exhibit A, for acceptance of the Instructional Materials, which permits the purchase of instructional materials and supplies for the preschool program.

FINANCIAL IMPLICATIONS

The Instructional Materials contract provides an amount of \$3,506 to purchase needed materials and supplies that support the instructional curriculum for our state-funded preschool program. There is no impact on the general fund.

STAFF RECOMMENDATION

This board item recommends Board approval of Resolution #0809-44, Exhibit A, to accept contract funds for CUSD's state-funded preschool programs.

CAPISTRANO UNIFIED SCHOOL DISTRICT

San Juan Capistrano, California

RESOLUTION NO. 0809-44

RESOLUTION FOR ACCEPTANCE OF CONTRACT

BE IT RESOLVED that the Governing Board of Capistrano Unified School District authorized entering into local agreement number CIMS-8372 with the California Department of Education for the purpose of providing materials and supplies for the state-funded preschool program and that the person who is listed below is authorized to sign the transaction for the Governing Board for the Fiscal Year 2008/09.


Name

Title

Signature

Lupe Martinez

Director
Early Childhood Education



PASSED AND ADOPTED THIS 9th DAY OF February 2009, by the Governing Board of Capistrano Unified School District of Orange County, California.

I, _____, Secretary to the Board of Trustees of Capistrano Unified School District of Orange County, California, certify that the foregoing is a full, true and correct copy of a resolution adopted by the said Board at a regular meeting there of held at a regular public place of meeting and the resolution is on file in the office of said Board.

Secretary to the Board of Trustees

Date

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Sherine Smith, Deputy Superintendent, Education Division

SUBJECT: **PETITION TO WAIVE CALIFORNIA EDUCATION CODE
§60851(a)/BOARD POLICY 6162.52—CALIFORNIA HIGH SCHOOL
EXIT EXAMINATION: CASE # 0809-029 (ANHS)**

BACKGROUND INFORMATION

California Education Code §60850(a) and Board Policy 6162.52 provide authority for the Board of Trustees to review and approve waivers for Special Education students to pass the California High School Exit Examination with modifications stated in the pupil's Individualized Education Program (IEP).

CURRENT CONSIDERATIONS

This agenda item requests approval by the Board to waive Education Code §60851(a)/Board Policy 6162.5 in accordance with §60851(c), approving one student as having met the requisite standards, with modifications, to pass the California High School Exit Examination subtest in English/Language Arts (Exhibits A and B provided under separate cover), case # 0809-ANHS-029. Action on this matter will be discussed and taken in closed session so that individual student rights under the Family Educational Rights and Privacy Act (FERPA) 20 §1232g, U.S. Code, 34 CRF, Part 99, are protected.

FINANCIAL IMPLICATIONS

There are no financial implications to this agenda item.

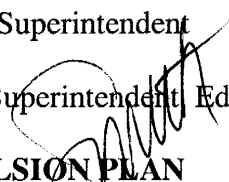
STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees waive Education Code §60851(a)/Board Policy 6261.52 in accordance with Education Code §60851(c) validating that this student has completed all requirements for passing the California High School Exit Examination subtest in English/Language Arts (Exhibits A and B provided to Trustees under separate cover), case # 0809-ANHS-029. Action on this matter will be conducted in closed session under FERPA regulations.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent
FROM: Sherine Smith, Deputy Superintendent, Education
SUBJECT: **THREE YEAR EXPULSION PLAN**



BACKGROUND INFORMATION

Every three years Capistrano Unified School District is required to adopt a three-year Expulsion Plan that is submitted to the Orange County Department of Education. The last plan for CUSD was adopted by the Trustees on February 13, 2006.

CURRENT CONSIDERATIONS

This requested board action is required by law. CUSD staff has met with Orange County districts and the Department of Education to develop/update the district's three year Expulsion Plan (Exhibit A). The proposed update of the three year Expulsion Plan is very similar in nature to the prior version.

FINANCIAL IMPLICATIONS

There is no financial implication to this agenda item.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees approve the attached three year Expulsion Plan, Exhibit A, for submission to the Orange County Department of Education as required by law.

CAPISTRANO UNIFIED SCHOOL DISTRICT

San Juan Capistrano, California

PLAN FOR PROVIDING EDUCATIONAL SERVICES TO ALL EXPELLED STUDENTS IN ORANGE COUNTY

General Provisions

A student whose behavior has resulted in an expulsion is provided a rehabilitation plan which ensures placement in an educational program. All educational alternatives provided by Orange County school districts are not available to all expelled students. Type of offense, location of offense, grade level of the student and nature of the students individualized needs all have the potential to restrict the educational alternative available to the student during the period of expulsion. Students expelled for any of the offenses listed in subdivision (a) or (c) of Section 48915 of the California Education Code shall not be permitted to enroll in any district-operated program during the period of expulsion unless it is a community day school (E.C. 48915.2).

All expelled students shall be referred to an educational placement that is 1) not situated at a comprehensive middle, junior, or senior high school, or at any elementary school, and 2) not housed at the school site attended by the student at the time of the offense (E.C. 48915). In addition to the requirements stated above, such factors as district size, district level alternatives, county level alternatives, and district philosophy can influence the decisions by a district board of education regarding what educational alternatives are appropriate for the students who are expelled.

School District Educational Alternatives for Expelled Students

The governing board of each school district will determine which educational alternatives are appropriate and available. Educational alternatives throughout Orange County for students recommended for expulsion include, but are not limited to the following options:

1. Expulsion, suspended order, with placement on the same school campus (E.C. 48917 (a)).
2. Expulsion, suspended order, with placement on a different school campus within the district (E.C.48917(a)).
3. Expulsion with referral to a district community day school program, if available (E.C. 48660).
4. Expulsion with subsequent transfer to another district.
5. Expulsion with referral to the Orange County Department of Education, Alternative, Community and Correctional Education Schools and Services (ACCESS) (E.C. 1981 I.)

Actual referral to a district community day school or county community school is made by the school district governing board with recommendations from the district expulsion hearing panel, or by another established district referral process as required by statute.

Special Circumstances for Expelled Students Addressing Gaps

Previously identified gaps have been addressed and considerable improvement has been made through a collaboration process between the twenty eight Orange County School Districts and the Orange County Department of Education. The twenty eight School Districts in Orange County and the Orange County Department of Education have committed themselves to an on-going process to resolve the remaining identified gaps.

Special Education Students

Students with identified exceptional needs shall be referred to the county program pursuant to the Individualized Education Program (IEP) or 504 process as outlined in Ed. Code 48915.5. School districts must take into consideration the contents of the student's IEP when making placement recommendations. Any change in placement requires the school district to convene an IEP meeting. The IEP team identifies a special education program and related services appropriate for the student. Placement options may include district, or county operated program.

- If the district refers the expelled student to the Orange County Department of Education, the district shall convene an IEP meeting prior to the referral, to jointly identify an appropriate special education program and related services. A representative from the Orange County Department of Education shall participate in the IEP meeting. The district or Orange County Superintendent, as identified in the SELPA Plan, will provide special education services to these students.
- When the Individualized Education Program cannot be implemented within the Orange County Department of Education, the district of residence is responsible for providing Free and Appropriate Public Education (FAPE) within the continuum of program options identified in their SELPA plan.

Expelled Students Who Commit Subsequent Violation(s)

The placement of expelled students who commit subsequent expellable violations will be placed in one of the following options:

- If the student commits a subsequent violation of Education Code 48900, the student may be referred to another district alternative program or to the Orange County Department of Education.
- If the expelled student commits another violation of the Education Code while enrolled in OCDE, the student will be placed at another community school site within the Principal Administrative Region (PAR) or transferred to another region operated by the Orange County Department of Education, in accordance with Board Policy.

Expelled Students Who Fail District Community Day School

An expelled student who fails his/her placement in a district community day school program may be placed in one of the following options:

- Other existing district educational alternatives.
- Orange County Department of Education, Alternative, Community and Correctional Education Schools and Services or the Division of Special Education Services.

County Office Options

The Orange County Department of Education is committed to providing a spectrum of educational options for students expelled from Orange County school districts. Our mission is to care for, teach, and inspire all ACCESS students to discover their potential, develop their character, and maximize their learning so they may become successful contributors to society. Educational options are provided through the Division of Alternative Education, known as Alternative, Community, and Correctional Education Schools and Services (ACCESS), and the Division of Special Education Services.

The policy of each individual school district affects how the Orange County Department of Education will meet the needs of that particular school district. Some districts use the Orange County Department of Education programs as educational options for those students expelled under Education Code 48900.

The Orange County Department of Education provides an interim alternative educational setting while school districts search for permanent placements for students (not excluding county options). In addition to programs operated by the Division of Special Education Services, The Division of Alternative Education provides options for expelled youth at over 100 sites contained within 7 regions located throughout the county. Regional options may include:

- Classroom instruction serving grades 7-12, delivered daily for 240-270 minutes are aligned with the State Frameworks/Standards.
- Contracted study programs for students who elect, with parent/teacher approval, not to participate in daily classroom instructional programs. These contracted study programs (Independent Study) require students to complete a minimum of 20 hours per week of educational product.
- Middle school regional programs serving grades 5-8, delivered daily for 240-270 minutes are aligned with the State Frameworks/Standards.
- Alternative Academies serving grades 3-5, are an option in regions that have sufficient number of referred students to sustain a regional program.

- Alternative school program for homeless children and youth, grades K-8, located in Orange.
- Parent directed home instruction through, CHOOSE, the Community Home Education Program and Pacific Coast High School.
- After school programming exists at 13 community school sites in ACCESS.

Referral Process to the Orange County Department of Education
Alternative Community Correctional Education School and Services
(ACCESS)

The school district of residence maintains the responsibility for developing a rehabilitation plan for expelled students, referring students to an appropriate educational setting. Expelled students who complete their rehabilitation plan obligations are reviewed by the district for possible return to district of residence programs. Expelled students who fail to meet the terms and conditions of the district rehabilitation plan may be referred to an appropriate educational setting within another district alternative program, district community day school program, or the Orange County Department of Education.

An Individual Learning Plan (ILP) will be developed for expelled students referred to the Orange County Department of Education, Alternative, Community and Correctional Education Schools and Services (ACCESS). Part of this plan includes a goal of returning the student to the school district of residence at completion of the district expulsion.

Referrals to the county operated alternative, community school programs may be made directly to the ACCESS Regional Offices listed below. Referrals to programs operated by the Division of Special Education Services, (students with low incident disabilities and emotional disturbances) shall be made to the Director of Special Schools, Jim Gerard, at (714) 966-4133.

ACCESS Regional Offices

<u>PAR</u>	<u>Address</u>	<u>Phone</u>	<u>Contact Person</u>
Orange County Community School/CHEP	2910 Redhill Avenue, Suite 200 Costa Mesa, CA 92626	(714) 327-1000 Fax: 327-1030	Pat Novak
East County PAR	621 W. 1 st Street Tustin, CA 92780	(714) 245-6680 Fax: 731-7269	Janeen Antonelli
Fischer PAR*	331 City Drive South Orange, CA 92868	(714) 935-7651 Fax: 935-6339	Kirk Anderson
North PAR	505 N. Harbor Blvd., Suite 500 Anaheim, CA 92805	(714) 245-6545 Fax: 781-5892	Devin Lawson
Orange Grove PAR	11088 Trask Avenue, Suite 200 Garden Grove, CA 92843	(714) 638-1668 Fax: 638-8901	Joanne Puszert
Pathways Schools *	13800 Arizona Street Westminster, CA 92683	(714) 892-1008 Fax: 892-0339	Sandra Halstead
South County PAR	23461 South Pointe Dr. Suite 100 Laguna Hills, CA 92653	(949) 425-2135 Fax: 707-0569	Dianne Blackburn

- Institutions/Court Schools (Placement through the Juvenile Justice Department)

ACCESS Support Services

Special Education	1715 Wilshire Ste.708 Santa Ana, CA 92705	(714) 547-7931 Fax: 547-9814	Todd Martin
Federal Programs	1780 McFadden St. Ste.114 Santa Ana, CA 92705	(714) 836-0301 Fax: 836-1920	Kelly Gaughran
Assessment Center	1715 Wilshire Ste. 706 Santa Ana, CA 92705	(714) 835-2776 Fax: 835-3861	Jane Doney
Attendance and Records	1669 Wilshire Ste. 601 Santa Ana, CA 92705	(714) 547-9972 Fax: 547-2344	Sharon Lakin
Director of Educational Programs	1715 Wilshire Ste.708 Santa Ana, CA 92705	(714) 558-8220 Fax: 558-8245	Rick Martin

SUMMARY OF GAPS IN EDUCATION SERVICES TO EXPELLED STUDENTS & STRATEGIES FOR FILLING THOSE GAPS

GAP 1

Expelled Students in Grades K-4

Students in grades K-4 who are expelled do not have the same educational options available as do expelled youth in grades 5-12. The separation of students in these grades does not apply to community day school. The number of community day schools in the county is limited.

Strategies for Addressing this GAP

- Implement a pilot program that may include one of the following. A mid-county or one north county or one south county class for primary students.
- Explore regional numbers of students, and engage in open dialogue w/more participation between ACCESS and the Districts as to their needs regarding younger student placement
- Have a more clear communication between ACCESS and the Districts.
- Discuss options for establishing an alternative program.

GAP 2

Special Education

This gap continues due to limited county run options for emotionally disturbed and developmentally delayed students. In addition, there is a limit to RSP space for students in the ACCESS program. The county office is committed to expanded program options for students with exceptional needs that have been expelled from District programs. As identified through communication with District-Special Education Directors, programs for emotionally disturbed and dual diagnosis (Emotionally Disturbed and Developmentally Delayed) students have been developed. In addition, the Division of Alternative Education (ACCESS) is continuously improving services for the lower ability, special education student to participate in community day school settings. When appropriate special education services can not be accommodated through existing county office alternatives, the District of Residence will continue to facilitate placement to meet the needs of individual students through district and non-public agency/school placements.

- Promote increased collaboration between ACCESS and CUSD Special Education and Child Welfare and Attendance departments
- Support increased RSP and other Special Education services for expelled students and others referred to ACCESS.
- Include Special Education staff in discussing Special Education and Emotionally Disturbed options.
- Support increase of County emotionally disturbed programs to assist districts to carry out individual student plans.

SUMMARY OF GAPS IN EDUCATION SERVICES TO EXPELLED STUDENTS & STRATEGIES FOR FILLING THOSE GAPS

GAP 3

Rehabilitation

This GAP continues due to the fact that some students do not complete their rehabilitation contracts.

Strategies for Addressing the GAP

- Students will be advised that CUSD will require that students continue in ACCESS or other alternative programs until their rehabilitation plan is completed.
- ACCESS will implement a SARB process.
- CUSD will promote increased communication between the districts and ACCESS regarding the status of students who are returning to the district.

GAP 4

Mental Health

There is a countrywide concern over how to utilize Orange County Health Care Agency-Mental Health Services for expelled students during the summer months.

Strategies for Addressing this Gap

- Invite Mental Health staff to County CWA meetings to strategize solutions
- Increase communication with Mental Health services and districts.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **EXPULSION READMISSIONS**

Due to the confidential nature of this item, the supporting information for this item is provided to Trustees under separate cover.


CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Ronald N. Lebs, Deputy Superintendent, Business & Support Services

SUBJECT: **APPROVAL OF CONSULTING AGREEMENTS, PURCHASE ORDERS,
AND COMMERCIAL WARRANTS**



BACKGROUND INFORMATION

Consulting agreements, purchase orders, and warrants have been processed in accordance with the rules and regulations of the Board of Education (Board Policies 3300, 3310, and 4126) and applicable legal requirements of the State of California.

CURRENT CONSIDERATION

This agenda items presents for Board approval the attached lists of consulting agreements, Exhibit A, purchase orders, Exhibit B, and commercial warrants, Exhibit C. Exhibit D is a list of previously Board approved bids and contracts to assist in the review of the purchase order and warrant listings. The purchase orders total \$5,606,012.19 with funding coming from the following district funds. The warrants total \$11,742,034.59.

Total Purchase Order Board Listing by Fund		
February 9, 2009		
		<u>Total Amount</u>
Fund 01	General Fund	\$2,120,270.97
Fund 11	Adult Ed Fund	\$46,649.15
Fund 12	Child Development Fund	\$1,846.73
Fund 13	Cafeteria Fund	\$804,377.36
Fund 14	Deferred Maintenance Fund	\$19,354.50
Fund 23	Building Fund: GO Bond C	\$148,892.40
Fund 25	Capital Facilities Fund	\$509,987.36
Fund 39	School Facilities Fund	\$43,233.13
Fund 68	Worker's Comp Fund	\$24,815.30
Fund 69	Health & Welfare Fund	\$15,800.00
Fund 70	Property & Liability Fund	\$348.39
		\$3,735,575.29
CFD's	Mello-Roos	\$1,870,436.90
		\$5,606,012.19

Approval of Purchase Orders/Commercial Warrants

February 9, 2009

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FINANCIAL IMPLICATIONS

The financial implications of the consulting agreements, purchase orders, and warrants included in this item have previously been authorized as part of the district's budget approval process.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Education approve the Consulting Agreements Listing attached as Exhibit A, the Purchase Order Listing attached as Exhibit B, and the Commercial Warrant Listing attached as Exhibit C.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano California

February 9, 2009

CONSULTANT AGREEMENT LISTING 2008-09

No.	Name	Amount	Dates	Service To Be Provided
1.	Orange County Department of Education	\$ 7,500	1/15/09 – 5/30/09	Enhancing Education Through Technology Training for TIS Personnel
2.	California Weekly Explorer, Inc.	\$ 1,980	1/26,27,28,29/09	Assemblies, “Walk Through California” & “Walk Through the American Revolution” at Hidden Hills Elementary
3.	California Weekly Explorer, Inc.	\$ 990	1/28/09 & 1/29/09	Assemblies, “Walk Through California” at Las Flores Elementary
4.	Discovery Science Center	\$ 275	3/9/09	Assembly, “Reaction Lab” at Don Juan Avila Elementary
5.	Discovery Science Center	\$ 1,021	3/13/09	Assembly, “Science Rocks” at Wood Canyon
6.	Science on the Go	\$ 350	5/4/09	Assembly, The Study of Mammal Characteristics” at Don Juan Avila Elementary
7. *	Orange County Performing Arts Center	\$ 150	12/5,12,19/08	Assemblies, “Jacque Nunez, Touch & Feel California History” at San Juan Elementary
8.	Orange County Performing Arts Center	\$ 425	2/20/09	Assembly, “Americana Unlimited: Abigail Adams” at Arroyo Vista
9.	Back to Natives Restoration	\$ 1,400	1/9/09 – 5/15/09	Teach Classes: Back to the Garden with Back to Natives at San Juan Elementary

No.	Name	Amount	Dates	Service To Be Provided
10. *	Art Masters Inc.	\$ 351	2/15/09 – 6/18/09	Additional Art Education Classes at Marblehead Elementary
11.	CSBA Practi-Cal	\$ 40,000	7/1/07 – 6/30/10	Medi-Cal Administrative Activities & Medi-Cal Billing Services Programs for Special Education
12.	John Millen	\$ 95,000	1/1/09 – 7/31/09	DSA Inspection Services for San Clemente High School Upper Campus Science Project
13.	Angela Salomone	\$ 700	2/18/09 – 5/27/09	Weekly Spanish Parent Support Group for Family Resource Center at Las Palmas Elementary School
14.	Louisa McLane-Seidler	\$ 320	5/6,13,20, 27/09	Assertiveness Training for Students 12-14 Years of Age at Oakgrove Elementary
15.	Francesca Balada	\$ 350	4/15/09 – 5/27/09	Anger Management Training at Oakgrove Elementary
16.	Spectrum Solutions DBA Mathnasium	\$ 24,309	2/10/09 – 6/30/09	Math Tutoring for Students at Las Palmas, Kinoshita & San Juan Schools
17.	ACE Tutoring	\$ 19,024	2/10/09 – 6/30/09	Tutoring Services for Students at Las Palmas, Kinoshita & San Juan Schools
18.	Vending+Plus	\$ 0.00	1/8/09 – 8/31/09	Snack Vending Services District Wide, Commissions Paid to District
19.	Carney Educational Services	\$ 2,114	2/10/09 – 6/30/09	Tutoring Services for CUSD Students at Kinoshita Elementary

No.	Name	Amount	Dates	Service To Be Provided
20.	Professional Tutors of America	\$ 19,024	2/10/09 – 6/30/09	Tutoring Services for CUSD Students at Las Palmas, Kinoshita & San Juan Schools
21.	Pilar Agüero-Cardosa	\$ 1,050	2/19/09 – 4/2/09	Teaching Parenting Class, “Teaching Parents How To Be Excellent Parents” in Spanish at San Juan Elementary
22.	Orange County Performing Arts Center	\$ 625	1/7/09	Assembly, The Imagination Machine Performance of “Write On” at Castille Elementary
23.	Discovery Science Center	\$ 665	2/3/09 & 2/10/09	Assemblies, “Owls are a Hoot” & “Magnetism” at San Juan Elementary
24.	Rutan & Tucker	\$ 50,000	2/1/09 – 6/30/09	Legal Representation of CUSD to Include Due Process Hearings, Filing Legal Documents, Preparing Staff to Testify & Legal Consultation
25.	Center for Grant Evaluation Inc.	\$ 31,380	1/3/09 – 6/30/09	Grant Implementation & Program Evaluation of the Safe Schools Healthy Students Grant
26.	Patricia Beyer	\$ 31,380	1/3/09 – 6/30/09	Evaluator for the CUSD Safe Schools Healthy Student Grant
27.	California Weekly Explorer, Inc.	\$ 1,630	2/2, 2/4, 2/9/09	Assembly, “Walk Through California” at Chaparral Elementary
28.	Larry Nelson	\$ 70,000	2/9/09 – 6/30/09	DSA Inspection Services for Close Out Documentation at Various CUSD Sites

No.	Name	Amount	Dates	Service To Be Provided
29.	MTGL	\$ 3,500	12/22/08 – 6/30/09	Construction Inspection & Testing Services for San Clemente High School Upper Campus Science Project
30. *	NMG Geotechnical, Inc.	\$ 5,888	6/20/08 – 3/30/09	Geotechnical Services Related to Precise Grading & Construction of Addition of Two-Story Modular Classrooms at San Juan Hills High School
31.	Orange County Performing Arts Center	\$ 400	2/20/09 & 2/27/09	Workshop (2), The LA Troupe Performs “Bridging the Gap” at San Juan Elementary
32.	YMCA of Orange County	\$ 2,400	1/7/09 – 6/12/09	Noon-time Sports Programs at Malcom Elementary
33.	California School Management Group	\$ 16,000	7/1/08 – 6/30/09	Assess, Process & File all Issues Relating to FCC E-Rate Program for CUSD

Contract documents are on file in the Purchasing Department.

* Amendment to increase original contract dollar amount to provide further service.

Board of Trustees Purchase Order Listing

===== Fiscal Year: 2008-09 =====

Board of Trustees Meeting.....FEBRUARY 9, 2009

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The following purchase orders have been issued in accordance with the District's Purchasing Policy and authorization of the Board of Trustees. It is recommended that the following Purchase Orders be approved and that payment be authorized upon delivery and acceptance of the items ordered.

PO No.	Fund	Vendor	Description	Amount
4701	87	GILBERT & STEARNS INC	BI:Const/Fac Acq /FNMS	14,425.00
4702	87	DANBRU WIRE & CABLE INC	BI:Const/Fac Acq /FNMS	2,379.57
4703	89	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SJHHS	60,212.20
4704	87	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /FNMS	110.34
4705	98	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SJHHS	30,107.38
4706	98	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SJHHS	127,563.62
4707	89	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SCHS	20,196.72
4708	89	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SCHS	4,155.25
4709	98	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SJHHS	34,760.53
4710	98	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /SJHHS	29,717.66
4711	98	EDGE DEVELOPMENT INC	BI:Const/Fac Acq /SJHHS	597,431.00
4712	89	KLEINFELDER	BI:CTest/Fac Acq /SCHS	20,904.50
4713	90	GLENN LUKOS ASSOCIATES	LndSpprt/Fac Acq /Tesoro	30,000.00
4714	98	AT&T DATACOM	SplsNonI/Fac Acq /SJHHS	4,656.96
4715	87	HARDY & HARPER INC	SI:Const/Fac Acq /CVHS	14,580.00
4716	89	JIM'S HOUSE OF MUSIC	F&EInstl/Fac Acq /SJHHS	3,200.00
4717	87	COMMERCIAL FENCE & IRON WORKS	BI:Const/Fac Acq /FNMS	5,264.00
4718	88	US BANK NATIONAL ASSOCIATION	Serv&Op /Undesig /Dstrctwd	5,230.00
4719	92	US BANK NATIONAL ASSOCIATION	Serv&Op /Undesig /Dstrctwd	4,055.00
4720	89	US BANK NATIONAL ASSOCIATION	Serv&Op /Fac Acq /Dstrctwd	772.50
4721	88	BONDLOGISTIX LLC	Serv&Op /Undesig /Dstrctwd	2,000.00
4722	89	PAUL C MILLER CONSTRUCTION CO	BI:Const/Fac Acq /SCHS	569,000.00
4723	98	MEPCO SERVICES INC.	SI:Const/Fac Acq /SJHHS	6,742.23
4724	98	HCH CONSTRUCTORS-MANAGERS INC.	SI:Const/Fac Acq /SJHHS	51,840.38
4725	98	MTGL	BI:CTest/Fac Acq /SJHHS	306.00
4726	89	MTGL	BI:CTest/Fac Acq /SCHS	27,475.74
4727	89	BONDLOGISTIX LLC	Serv&Op /Fac Acq /Dstrctwd	9,000.00
4728	92	USA SHADE & FABRIC STRUCTURES	OthConst/Fac Acq /Tesoro	1,500.00
4729	98	BONDLOGISTIX LLC	Serv&Op /Fac Acq /Dstrctwd	2,300.00
4730	89	SPORTS FACILITIES GROUP INC	OthConst/Fac Acq /SCHS	1,992.59
4731	91	BONDLOGISTIX LLC	Serv&Op /Fac Acq /Dstrctwd	2,275.00
4732	89	COMMERCIAL FENCE & IRON WORKS	SI:Const/Fac Acq /SCHS	12,464.00
4733	89	CALIF. DEPT. OF EDUCATION	BI:CDE /Fac Acq /SCHS	2,989.70
4734	98	TIME & ALARM	OthConst/Fac Acq /SJHHS	1,890.00
4735	98	COMMERCIAL FENCE & IRON WORKS	OthConst/Fac Acq /SJHHS	18,595.00
4736	89	CULVER-NEWLIN INC	F&EInstl/Fac Acq /SJHHS	541.23
4737	89	BARRETT-ROBINSON	F&EInstl/Fac Acq /SJHHS	15,660.53
4738	89	CULVER-NEWLIN INC	F&EInstl/Fac Acq /SJHHS	17,520.41
4739	89	CULVER-NEWLIN INC	F&EInstl/Fac Acq /SJHHS	102,171.29
4740	89	MCMAHAN DESK INC	NonCapEq/Fac Acq /SJHHS	14,450.57

40 Purchase Orders \$1,870,436.90

Board of Trustees Purchase Order Listing
===== Fiscal Year: 2008-09 =====
Board of Trustees Meeting.....FEBRUARY 9, 2009

The following purchase orders have been issued in accordance with the District's Purchasing Policy and authorization of the Board of Trustees. It is recommended that the following Purchase Orders be approved and that payment be authorized upon delivery and acceptance of the items ordered.

PO No.	Fund	Vendor	Description	Amount
284051	1	READING LIONS CENTER	InstMtls/Instrctn/Wood Cyn	160.08
284052	1	OCEAN INSTITUTE	FieldTrp/Instrctn/Malcom	3,975.00
284053	1	LYNDA COM	InstMtls/Instrctn/LRMS	210.00
284054	1	OCEAN INSTITUTE	FieldTrp/Instrctn/Malcom	1,191.00
284055	1	TIME FOR KIDS	InstMtls/Enterprs/Castille	44.20
284056	1	PERMA-BOUND	Txt Dist/Instrctn/DHHS	2,990.06
284057	1	SOUTHPAW ENTERPRISES INC	SpplsNonI/HlthServ/Dstrctwd	148.47
284058	11	VINCENT B KATES AND ASSOCIATES	InstMtls/Instrctn/Dstrctwd	824.25
284059	11	OXFORD UNIV PRESS	InstMtls/Instrctn/Dstrctwd	993.18
284060	1	TEACHERS CURRICULUM INS	InstMtls/Instrctn/SMS	473.42
284061	1	GREAT BOOKS FOUNDATION	InstMtls/Instrctn/OsoGrand	874.32
284062	1	PEARSON LEARNING	InstMtls/Instrctn/Kinoshta	379.41
284063	1	PEARSON ASSESSMENTS	SpplsNonI/HlthServ/Dstrctwd	980.36
284064	1	SCHOLASTIC INC	InstMtls/Instrctn/OsoGrand	526.63
284065	1	RAND MCNALLY	InstMtls/Instrctn/DJAMS	653.99
284066	1	ATLAS PEN & PENCIL CORP	SpplsNonI/Sch Adm /Hiddn Hl	43.45
284067	1	TEACHER CREATED MATERIAL	InstMtls/Instrctn/LRMS	147.55
284068	1	ACADEMIC SUPER STORE	InstMtls/Instrctn/LRMS	504.61
284069	1	BEARCOM	SpplsNonI/Sch Adm /Castille	894.33
284070	1	CDWG Inc	SpplsNonI/InResrch/Dstrctwd	91.59
284071	1	INTERNATIONAL BACCALAUREATE NA	Serv&Op /Instrctn/CVHS	2,019.00
284072	1	LAKESHORE LEARNING MATERIALS	InstMtls/Instrctn/Reilly	219.34
284073	1	ACHIEVE NOW SCIENCE	Serv&Op /Instrctn/VdelMarE	1,070.00
284074	1	APPLIED PRACTICE LTD	InstMtls/Instrctn/ANHS	358.89
284075	1	ANAHEIM BAND INSTRUMENTS	InstMtls/Instrctn/AVMS	9,915.16
284076	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/Las Palm	157.26
284077	1	WAXIE	SpplsNonI/Sch Adm /CanVistE	128.87
284078	1	HARDY & HARPER INC	SI:Const/Fac Acq /DHHS	6,642.40
284079	1	MCMAHAN DESK INC	SpplsNonI/Sch Adm /SJHHS	5,996.54
284080	25	PACIFIC MOBILE HOME CONS	Rntl:Oth/Fac Acq /Moulton	25,366.20
284081	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/Chaparal	4,981.28
284082	1	DICK BLICK WEST	InstMtls/Instrctn/SJHHS	537.50
284083	1	MEDI KID CO	SpplsNonI/HlthServ/Dstrctwd	193.09
284084	1	WESTERN PSYCHOLOGICAL SERVICES	SpplsNonI/HlthServ/Dstrctwd	31.88
284085	1	ACHIEVEMENT PRODUCTS	SpplsNonI/HlthServ/Dstrctwd	666.95
284086	1	FLAGHOUSE INC	SpplsNonI/HlthServ/Dstrctwd	30.91
284087	1	ABILITATIONS	SpplsNonI/HlthServ/Dstrctwd	721.50
284088	1	YOUNG EXPLORERS	SpplsNonI/HlthServ/Dstrctwd	246.06
284089	1	EPOLY STAR	St Rcpts/Undesig /Dstrctwd	4,864.91
284090	1	P & R PAPER SUPPLY COMPANY	St Rcpts/Undesig /Dstrctwd	6,540.43
284091	1	APPLE COMPUTER INC	NonCapEq/Enterprs/NHMS	13,243.18
284092	1	APPLE COMPUTER INC	NonCapEq/Enterprs/NHMS	2,793.73
284093	1	KORNEY BOARD AIDS	InstMtls/CurAthlt/SCHS	118.91
284094	1	ANTHEM SPORTS	InstMtls/CurAthlt/SCHS	474.05
284095	1	ART MASTERS INC	Serv&Op /Enterprs/Castille	676.00

Board of Trustees Purchase Order Listing

===== Fiscal Year: 2008-09 =====

Board of Trustees Meeting.....FEBRUARY 9, 2009

PO No.	Fund	Vendor	Description	Amount
284096	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/DHHS	407.30
284097	1	APPLE COMPUTER/AFS ED FINANCE	Serv&Op /Instrctn/Tijeras	337.50
284098	1	CDWG Inc	InstMtls/Instrctn/DJAMS	429.92
284099	13	DELL COMPUTER	LrgEquip/FoodServ/Dstrctwd	877.36
284100	1	SEHI COMPUTER	NonCapEq/Instrctn/SJHHS	1,226.65
284101	1	DELL COMPUTER	NonCapEq/Instrctn/CVHS	1,551.53
284102	1	SEHI COMPUTER	Serv&Op /TIS /Dstrctwd	3,000.00
284103	1	INTERNATIONAL BACCALAUREATE	InstMtls/Instrctn/CVHS	124.13
284104	1	ANTONATOS, ROSE MARIE	SpplsNonI/SupvAdmn/Dstrctwd	294.00
284105	23	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /DHHS	48,550.73
284106	1	CA WEEKLY EXPLORER INC	Serv&Op /Instrctn/Ambuehl	925.00
284107	1	ART MASTERS INC	CnsltIns/Instrctn/Barcelon	4,674.00
284108	25	PLANNING CENTER, THE	Serv&Op /Fac Acq /Dstrctwd	53,081.00
284109	25	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /Dstrctwd	44,221.12
284110	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/VdelMarE	1,600.00
284111	25	PLANNING CENTER, THE	Serv&Op /Fac Acq /Dstrctwd	54,641.00
284112	1	IMAGINATION MACHINE	Serv&Op /Instrctn/Malcom	1,205.00
284113	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Palisade	1,850.00
284114	25	PJHM ARCHITECTS SOUTHWEST INC	Serv&Op /Fac Acq /Dstrctwd	29,829.50
284115	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Palisade	1,350.00
284116	1	IMAGINATION MACHINE	FieldTrp/Instrctn/CanViste	1,875.00
284117	1	MEET THE MASTERS	CnsltIns/Instrctn/Crn Vlly	6,399.00
284118	25	PJHM ARCHITECTS SOUTHWEST INC	Serv&Op /Fac Acq /Dstrctwd	127,363.02
284119	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Palisade	1,250.00
284120	1	LEISURE CARE	NPA /NPA HLTH/Dstrctwd	24,999.00
			Sub NPA /NPA HLTH/Dstrctwd	9,201.00
284121	1	MAXIM HEALTHCARE SERVICES	NPA /NPA HLTH/Dstrctwd	21,896.00
284122	1	CENTER FOR AUTISM &	NPA /NPA /Dstrctwd	8,675.50
284123	1	GREENWALD, CHRIS AND/OR DAVITA	Serv&Op /SE0thIns/Dstrctwd	2,400.00
284124	1	GREENWALD, CHRIS AND/OR DAVITA	Serv&Op /SE0thIns/Dstrctwd	8,160.00
284125	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Palisade	950.00
284126	1	DISCOVERY SCIENCE CENTER	Serv&Op /Instrctn/CanViste	275.00
284127	23	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /DHHS	124.62
284128	1	IMAGINATION MACHINE	Serv&Op /Enterprs/Castille	895.00
284129	1	IMAGINATION MACHINE	Serv&Op /Instrctn/Benedict	950.00
284130	1	CA WEEKLY EXPLORER INC	InstMtls/Instrctn/LFMS	4,250.00
284131	25	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /Dstrctwd	1,600.20
284132	1	CA WEEKLY EXPLORER INC	Serv&Op /Instrctn/Bathgate	1,190.00
284133	1	ORANGE COUNTY DEPT OF EDUC	CnsltIns/Instrctn/Benedict	1,412.50
284134	1	BEACH M.A. CCC-SLP, JOELLE	NPA /NPA /Dstrctwd	10,780.39
284135	1	PACIFIC PEDIATRIC THERAPY INC	NPA /NPA HLTH/Dstrctwd	6,960.00
284136	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/San Juan	690.00
284137	23	PJHM ARCHITECTS SOUTHWEST INC	BI:Arch /Fac Acq /Arroyo V	217.05
284138	23	BERGMAN & DACEY INC	Bldg Imp/Fac Acq /Dstrctwd	100,000.00
284139	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/San Juan	600.00
284140	1	CA WEEKLY EXPLORER INC	InstMtls/Enterprs/Castille	990.00
284141	1	DEMCO INC	SpplsNonI/Sup:GenA/Dstrctwd	112.88
284142	25	PJHM ARCHITECTS SOUTHWEST INC	BI:DSA /Fac Acq /Dstrctwd	1,085.32
284143	1	ORANGE COUNTY DEPT OF EDUC	CnsltIns/Instrctn/Benedict	2,448.75

Board of Trustees Purchase Order Listing
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PO No.	Fund	Vendor	Description	Amount
284144	1	IMAGE 2000	InstMtls/Enterprs/LadraElm	568.98
			InstMtls/Instrctn/LRMS	568.99
284145	1	MCBEE SYSTEMS	SpplsNonI/Payroll /Dstrctwd	132.30
284146	1	SEHI COMPUTER	SpplsNonI/Sch Adm /MFMS	562.69
284147	1	SIEBENLAR, DENNIS	CnsltNon/Instrctn/Dstrctwd	200.00
284148	1	CA WEEKLY EXPLORER INC	InstMtls/Enterprs/Castille	931.66
284149		VOID	VOID	0.00
284150	1	THERAPEUTIC EDUCATION CENTER	NPS /NPS /Dstrctwd	24,999.00
			Sub NPS /NPS /Dstrctwd	7,401.00
284151	1	OAK GROVE INSTITUTE	Residtl /NPS /Dstrctwd	17,778.49
284152	1	DEVEREUX TEXAS TREATMENT	Residtl /NPS /Dstrctwd	20,150.40
284153	1	O'CONNOR, SHANNON	Residtl /NPS /Dstrctwd	2,100.00
284154	1	SPEECH & LANGUAGE PROFESSIONAL	NPA /NPA /Dstrctwd	24,999.00
			Sub NPA /NPA /Dstrctwd	80,577.00
284155	1	COUNTY OF ORANGE HEALTH CARE	SpplsNonI/HlthServ/Dstrctwd	50.00
284156	1	STAPLES BUSINESS ADVANTAGE	SpplsNonI/HlthServ/Dstrctwd	50.64
284157	1	STAPLES BUSINESS ADVANTAGE	SpplsNonI/HlthServ/Dstrctwd	355.51
284158	1	IMAGE 2000	InstMtls/Instrctn/Wood Cyn	500.00
284159	1	DELL COMPUTER	Rntl:Oth/TIS /Dstrctwd	10,680.72
284160	1	STAPLES BUSINESS ADVANTAGE	SpplsNonI/Spch Aud/Dstrctwd	53.79
284161	1	SEHI COMPUTER	NonCapEq/Spch Aud/Dstrctwd	819.34
284162	12	SEHI COMPUTER	SpplsNonI/SupvAdmn/Dstrctwd	134.75
284163	1	MISSION SAN JUAN CAPISTRANO	Serv&Op /Enterprs/Castille	960.00
284164	1	MIRACLE PLAYGROUND SALES	InstMtls/Instrctn/Benedict	5,686.58
284165	1	CREATIVE CONTRACTORS	F&EInstl/Fac Acq /Benedict	8,965.00
284166	1	ARTESIA SAWDUST	SpplsNonI/Sch Adm /Benedict	2,967.39
284167	11	CERTIFIED AD SERVICES	Serv&Op /AE:FEEBS/Dstrctwd	15,524.08
			Serv&Op /Sch Adm /Dstrctwd	23,286.13
284168	1	HERITAGE SCHOOLS INC	Residtl /NPS /Dstrctwd	184.00
284169	1	LEARNING HEADQUARTERS	Serv&Op /Instrctn/Kinoshta	2,586.80
284170	1	DELL COMPUTER	NonCapEq/Instrctn/Hiddn Hl	14,037.75
284171	1	LIFETIME MEMORY PRODUCTS INC	SpplsNonI/SupvAdmn/Dstrctwd	18.05
284172	1	SPORTS FACILITIES GROUP INC	Rntl:Oth/RR:Bldgs/FNMS	1,505.60
284173	1	BEYOND TECHNOLOGY	Serv&Op /Instrctn/Fatima	4,306.00
284174	1	PSC RHOCHAM	Serv&Op /Saf&Trng/Dstrctwd	750.50
284175	70	EXECUTIVE ENVIRONMENTAL SVCS	Serv&Op /Enterprs/Dstrctwd	348.39
284176	1	BADEN SPORTS INC	InstMtls/Instrctn/Oak Grv	60.71
284177	1	RILEY'S FARM	FieldTrp/Instrctn/Reilly	1,330.00
284178	1	OCEAN INSTITUTE	FieldTrp/Instrctn/Crn Vlly	2,650.00
284179	12	ORANGE COUNTY DEPT OF EDUCAT	Conf:Ins/Instrctn/Dstrctwd	15.00
284180	1	ORANGE COUNTY DEPT OF EDUCAT	Serv&Op /Instrctn/St Edwrd	390.00
284181	1	ORANGE COUNTY DEPT OF EDUCAT	Serv&Op /Instrctn/SVCS	1,300.00
284182	1	BANC OF AMERICA LEASING	Rnt&Repr/Instrctn/VarSites	142.20
284183	14	PACIFIC MOBILE HOME CONS	Bldg Imp/Fac Acq /Serra	9,873.09
284184	1	DESIGNING MOBILITY ATG	InstMtls/HlthServ/Dstrctwd	533.84
284185	1	R J COOPER & ASSOC INC	InstMtls/SE0thIns/Dstrctwd	121.67
284186	1	HANDWRITING W/O TEARS	InstMtls/SDCInstr/Wood Cyn	77.72
284187	1	DYNAVOS SYSTEMS INC	Rnt&Repr/SE0thIns/Dstrctwd	720.00
284188	1	COLLINS & AIKMAN	Rntl:Oth/RR:Bldgs/Marblehd	34,628.95
284189	1	HARDY & HARPER INC	Rntl:Oth/RR:Bldgs/Marblehd	6,270.00

Board of Trustees Purchase Order Listing

===== Fiscal Year: 2008-09 =====

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PO No.	Fund	Vendor	Description	Amount
284190	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Moulton	650.00
284191	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/San Juan	4,750.00
284192	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Moulton	625.00
284193	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Instrctn/Moulton	575.00
284194	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/VdelMarE	1,150.00
284195	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/VdelMarE	2,075.00
284196	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/Castille	950.00
284197	1	NEW MANAGEMENT	CnsltNon/Instrctn/Kinoshta	873.76
284198	1	USA FITNESS	InstMtls/Instrctn/AVMS	4,996.37
284199	1	RALPHS GROCERY CO	InstMtls/Instrctn/SMS	100.00
284200	1	VERNIER SOFTWARE	InstMtls/Instrctn/Tesoro	1,590.49
284201	1	DISCOVERY SCIENCE CENTER	InstMtls/Instrctn/FNMS	550.00
284202	1	RESCHAN, ROB	InstMtls/Instrctn/SCHS	220.82
284203	1	IMAGE 2000	SpplsNonI/Sch Adm /LFMS	1,500.00
284204	1	BARCODE INC	SpplsNonI/Sch Adm /Wagon Wh	374.97
284205	1	SIMCO FORMALWEAR	InstMtls/Instrctn/LFMS	445.14
284206	1	LYRIS TECHNOLOGIES INC	Rntl:Oth/TIS /Dstrctwd	1,080.00
284207	1	M&M PAPER CO	St Rcpts/Undesig /Dstrctwd	47,427.24
284208	1	MILLER BROWN & DANNIS	Legal /SupvAdmn/Dstrctwd	200,000.00
284209	1	SEHI COMPUTER	SpplsNonI/PuplTest/Dstrctwd	301.45
284210	1	SEHI COMPUTER	SpplsNonI/Sch Adm /SJHHS	613.33
284211	1	DELL COMPUTER	SpplsNonI/Sch Adm /DJAMS	190.06
284212	1	IMAGE 2000	InstMtls/Instrctn/Palisade	339.52
284213	1	SEHI COMPUTER	InstMtls/Instrctn/CVHS	461.54
284214	1	SEHI COMPUTER	SpplsNonI/Sch Adm /DHHS	44.33
284215	1	SCSBOA	InstMtls/Instrctn/LFMS	330.00
284216	1	LIFETRENDS GROUP	NonCapEq/Sch Adm /Malcom	3,724.16
284217	1	NASCO WEST	InstMtls/Instrctn/Kinoshta	744.09
284218	1	OFFICE DEPOT	InstMtls/Instrctn/Choose	213.35
284219		VOID	VOID	0.00
284220	1	ZOO PET STORE	InstMtls/Instrctn/NHMS	1,000.00
284221	1	PALI MOUNTAIN INSTITUTE	FieldTrp/Instrctn/Hankey	16,800.00
284222	68	CORPORATE EXPRESS	SpplsNonI/Enterprs/Dstrctwd	253.42
284223	1	SOUTHWEST SCHOOL SUPPLY	InstMtls/SDCInstr/Palisade	80.98
284224	1	MEDCO SCHOOL FIRST AID	InstMtls/CurAthlt/ANHS	2,481.91
284225	1	MACGILL & CO, WILLIAM V	InstMtls/Instrctn/DJAMS	11.28
284226	1	ORANGE COUNTY DEPT OF EDUCAT	SpplsNonI/Sch Adm /CVHS	250.00
284227	1	HOME DEPOT	SpplsNonI/Sch Adm /SJHHS	8,000.00
284228	1	ENERGY RESOURCES CONSERVATION	Debt Ser/Dbt Serv/Dstrctwd	13,586.63
			Debt-Int/Dbt Serv/Dstrctwd	204.36
284229	1	ENERGY RESOURCES CONSERVATION	Debt Ser/Dbt Serv/Dstrctwd	101,055.54
			Debt-Int/Dbt Serv/Dstrctwd	9,471.04
284230	1	MCMAHAN DESK INC	NonCapEq/Sch Adm /SJHHS	3,367.73
284231	1	PACIFIC SUPPLY COMPANY	SpplsNonI/RR:Bldgs/Dstrctwd	5,000.00
284232	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/DJAMS	385.75
284233	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/Dstrctwd	4,493.18
284234	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/Dstrctwd	4,262.59
284235	1	CDWG Inc	InstMtls/Instrctn/Dstrctwd	3,501.88
284236	1	CDWG Inc	InstMtls/Instrctn/Dstrctwd	8,810.72
284237	1	CDWG Inc	InstMtls/Instrctn/Dstrctwd	2,579.54

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PO No.	Fund	Vendor	Description	Amount
284238	1	CDWG Inc	NonCapEq/Instrctn/CVHS	2,710.99
284239	1	HARDY & HARPER INC	Rntl:Oth/RR:Bldgs/Barcelon	6,810.00
284240	1	US BANK NATIONAL ASSOCIATION	Serv&Op /FacPlann/Dstrctwd	770.00
284241	1	AXCESS VIDEO INC	InstMtls/Instrctn/Palisade	2,203.49
284242	1	GMF SOUND INC	NonCapEq/Sch Adm /SJHHS	14,760.00
284243	1	AMERICAN LOGISTICS COMPANY LLC	Serv&Op /PuplTran/Dstrctwd	20,000.00
284244	1	HL MILLER CONSTRUCTION	NonCapEq/Sch Adm /SJHHS	14,990.00
284245	1	USA SHADE & FABRIC STRUCTURES	Bldg Imp/Fac Acq /DHHS	28,382.00
284246	1	RUSCO INC	Rntl:Oth/RR:Bldgs/CVHS	6,275.36
284247	1	ZANUTTO, DAN	CnsltNon/Instrctn/Dstrctwd	200.00
284248	1	SC DESIGN SERVICES	Serv&Op /PuplTest/Dstrctwd	2,500.00
284249	1	DISCOUNT OFFICE SERVICES	SpplsNonI/PuplTran/Dstrctwd	70.34
284250	25	STRADLING YOCCA CARLSON	Legal /Fac Acq /Dstrctwd	75,000.00
284251	1	NASCO WEST	InstMtls/Instrctn/LRMS	1,000.00
284252	1	MCGRAW-HILL/SRA	K-8 Stat/Instrctn/Dstrctwd	180.88
284253	1	SCOTT FORESMAN	K-8 Stat/Instrctn/Dstrctwd	891.70
284254	1	MACMILLAN/MCGRAW-HILL	K-8 Stat/Instrctn/Dstrctwd	9,631.78
284255	1	CORPORATE EXPRESS	SpplsNonI/Prsnl:HR/Dstrctwd	500.00
284256	12	PHAM, THANHNGA	ParntFee/Undesig /Dstrctwd	265.00
284257	12	ROSSMAN, LISA	ParntFee/Undesig /Dstrctwd	323.75
284258	12	NGO, FRANCES	ParntFee/Undesig /Dstrctwd	265.00
284259	1	DAKTRONICS INC	InstMtls/Enterprs/ANHS	175.55
284260	1	HOUGHTON MIFFLIN LEARNING TECH	SpplsNonI/Sch Adm /Dstrctwd	3,367.19
284261	69	AON CONSULTING	Serv&Op /Enterprs/Dstrctwd	15,000.00
284262	1	RENAISSANCE LEARNING INC	InstMtls/Instrctn/San Juan	73.09
284263	39	GALE/CENGAGE	BksNewSc/Fac Acq /SJHHS	43,233.13
284264	1	FOLLETT LIBRARY RESOURCES	InstMtls/Enterprs/CVHS	500.00
284265	1	FOLLETT LIBRARY RESOURCES	InstMtls/Instrctn/DJAMS	1,800.00
284266	1	FOLLETT LIBRARY RESOURCES	InstMtls/Instrctn/DHHS	6,000.00
284267	1	US AIR CONDITIONING DIST.	SpplsNonI/RR:Bldgs/Dstrctwd	5,000.00
284268	1	ORANGE COUNTY PUMP CO	SpplsNonI/RR:Bldgs/Dstrctwd	20,000.00
284269	1	ENVIRONMENTAL NATURE CENTER	FieldTrp/Instrctn/Concordi	892.50
284270	1	TECH4LEARNING	InstMtls/Instrctn/Concordi	2,323.41
284271	1	UNITED TRANSMISSION EXCHANGE	Rntl:Oth/PuplTran/Dstrctwd	5,108.11
284272	1	MOBILE COMMUNICATION REPAIR	Rntl:Oth/PuplTran/Dstrctwd	4,800.84
284273	25	NMG GEOTECHNICAL INC	Serv&Op /Fac Acq /Dstrctwd	24,400.00
284274	25	NMG GEOTECHNICAL INC	Serv&Op /Fac Acq /Dstrctwd	23,400.00
284275	1	REALITYWORKS INC	NonCapEq/Instrctn/ArroyoMS	4,870.65
284276	1	SEHI COMPUTER	St Rcpts/Undesig /Dstrctwd	6,788.25
284277	1	P & R PAPER SUPPLY COMPANY	St Rcpts/Undesig /Dstrctwd	1,127.60
284278	1	CHAMPION CHEMICAL CO	St Rcpts/Undesig /Dstrctwd	2,237.06
284279	1	EPOLY STAR	St Rcpts/Undesig /Dstrctwd	4,864.91
284280	1	INDUSTRIAL FORMULATORS INC	St Rcpts/Undesig /Dstrctwd	1,515.40
284281	1	WAXIE	St Rcpts/Undesig /Dstrctwd	1,900.71
284282	1	WEST-LITE SUPPLY CO INC	St Rcpts/Undesig /Dstrctwd	914.41
284283		VOID	VOID	0.00
284284	1	ALLIANCE DATACOM	NonCapEq/TIS /Dstrctwd	13,830.45
284285	1	SCHOLASTIC	Serv&Op /Instrctn/Concordi	10,506.25
284286	1	DELL COMPUTER	InstMtls/Instrctn/LadraElm	44.48
284287	1	DELL COMPUTER	InstMtls/Instrctn/LadraElm	533.75

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PO No.	Fund	Vendor	Description	Amount
284288	1	GOODWILL IND OF O C	Serv&Op /GuidCnsl/Dstrctwd	120.00
284289	1	EDUCATIONAL RESOURCES	InstMtls/SEOthIns/Dstrctwd	59.21
284290	1	WESTERN PSYCHOLOGICAL SERVICES	SpIsNonI/HlthServ/Dstrctwd	435.68
284291	1	OFFICE DEPOT	SpIsNonI/Sch Adm /SJHHS	131.11
284292	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/DJAMS	392.21
284293	14	PRECISION AIR COND & MECH INC	Rntl:Oth/RR:Bldgs/DHHS	9,481.41
284294		VOID	VOID	0.00
284295	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/CVHS	374.97
284296	1	TROXELL COMMUNICATIONS INC	SpIsNonI/Sch Adm /CVHS	206.88
284297	1	APPERSON PRINT MANAGEMENT SVCS	InstMtls/Instrctn/CVHS	1,194.09
284298	1	ENTERSECT SECURITY SERVICE	Serv&Op /Instrctn/Kinoshta	2,254.00
284299	68	DEPT OF INDUSTRIAL RELATIONS	Serv&Op /Enterprs/Dstrctwd	24,561.88

245 Purchase Orders \$1,929,521.26

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The following purchase orders have been issued in accordance with the District's Purchasing Policy and authorization of the Board of Trustees. It is recommended that the following Purchase Orders be approved and that payment be authorized upon delivery and acceptance of the items ordered.

PO No.	Fund	Vendor	Description	Amount
90000	13	HOLLANDIA DAIRY INC.	FdPrshbl/FoodServ/Dstrctwd	400,000.00
90001	13	BALLPARK PIZZA R.S.M.	FdPrshbl/FoodServ/Dstrctwd	100,000.00
90002	13	JJ MANAGEMENT COMPANY	FdPrshbl/FoodServ/Dstrctwd	124,000.00
90003	13	CIRCLE VENTURE LLC	FdPrshbl/FoodServ/Dstrctwd	124,000.00
90004	13	AT & T	Cmmnctns/FoodServ/Dstrctwd	3,500.00
90005	13	ELTEC REFRIGERATION SYSTEMS	Refrig /FoodServ/Dstrctwd	42,000.00
90006	13	NOSAJ DISPOSABLES INCORPORATED	OpSupp /FoodServ/Dstrctwd	10,000.00
90007		VOID	VOID	0.00
90008	1	ORANGE COUNTY HEALTH CARE	Serv&Op /Saf&Trng/Dstrctwd	120.50
90009	1	WOLVERINE SPORTS	InstMtls/Instrctn/Bathgate	609.47
90010	1	GOPHER ATHLETIC	InstMtls/Instrctn/Bathgate	220.56
90011	1	US GAMES	InstMtls/Instrctn/Bathgate	57.75
90012	1	CHAMBER THEATRE PROD INC	Serv&Op /Instrctn/LRMS	1,732.50
90013	1	OCEAN INSTITUTE	FieldTrp/Instrctn/Hiddn Hl	1,390.00
90014	1	DISCOVERY SCIENCE CENTER	FieldTrp/Instrctn/Viejo	840.00
90015	1	OCDE	CnfrNonI/HlthServ/Dstrctwd	60.00
90016	1	SAN DIEGO CTY SUPERINTENDENT	Serv&Op /StDev In/Dstrctwd	18,200.00
90017	1	SPORTIME / ABILITATIONS	InstMtls/Instrctn/Del Obis	839.62
90018	1	ORANGE COUNTY DEPT OF EDUCAT	Serv&Op /Instrctn/St Anne	100.00
90019	1	AQUARIUM OF THE PACIFIC	FieldTrp/Instrctn/Castille	725.00
90020	1	PEARSON EDUCATION	K-8 Stat/Instrctn/Dstrctwd	3,727.49
90021	1	PEARSON EDUCATION	Txt Dist/Instrctn/BAMS	37.82
90022		VOID	VOID	0.00
90023	1	CREATIVE CONTRACTORS	SpplsNonI/Sch Adm /Benedict	1,300.00
90024	1	PEARSON ASSESSMENTS	SpplsNonI/PsychSer/Dstrctwd	153.08
90025	1	APPERSON PRINT MANAGEMENT SVCS	SpplsNonI/Sch Adm /SJHHS	31.48
90026	1	SEHI COMPUTER	SpplsNonI/Sch Adm /Ambuehl	613.33
90027	1	DELL COMPUTER	NonCapEq/Instrctn/Wagon Wh	1,720.11
90028	1	SCANTRON	InstMtls/Instrctn/Dstrctwd	122.32
90029	1	DONNA O'NEIL LAND CONSERVANCY	CnsltIns/Instrctn/Moulton	200.00
90030	25	BOWIE ARNESON WILES &	Serv&Op /Fac Acq /Dstrctwd	50,000.00
90031	1	STATE OF CALIFORNIA EPA	Serv&Op /Saf&Trng/Dstrctwd	4,612.50
90032	1	COOLIES	InstMtls/CurAthlt/ANHS	179.66
90033	1	DUMBELL MAN FITNESS EQUIPMENT	Rnt&Repr/Instrctn/SJHHS	77.16
90034	1	OCEAN INSTITUTE	FieldTrp/Instrctn/RH Dana	645.00
90035	1	THOUSAND PINES OUTDOOR SCHOOL	FieldTrp/Instrctn/Crn Vlly	11,080.00
90036	1	MISSION SAN JUAN CAPISTRANO	FieldTrp/Instrctn/Malcom	912.00
90037	1	CENTENNIAL HERITAGE MUSEUM	FieldTrp/Instrctn/Crn Vlly	640.00
90038	1	OCSPP/LINDA GLEN	CnfrNonI/SupvAdmn/Dstrctwd	80.00
90039	1	OCSPP/LINDA GLEN	CnfrNonI/SupvAdmn/Dstrctwd	80.00
90040	1	ORANGE COUNTY DEPT OF EDUC	Serv&Op /Instrctn/LFMS	980.00
90041	1	SCHOOL SERVICES OF CALIFORNIA	CnfrNonI/FacPlann/Dstrctwd	175.00
			CnfrNonI/Bus Serv/Dstrctwd	525.00
90042	1	S & H UNIFORM CORPORATION	SpplsNonI/Sch Adm /Dstrctwd	404.51
90043	1	RALPHS GROCERY CO	InstMtls/Instrctn/SMS	100.00

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PO No.	Fund	Vendor	Description	Amount
90044	1	SEECAP	CnfrNonI/SupvAdmn/Dstrctwd	200.00
90045	1	SOCRATIC SEMINARS WEST	InstMtls/Instrctn/SMS	195.00
90046	1	VERNIER SOFTWARE	InstMtls/Instrctn/DHHS	595.12
90047	1	PSYCHOLOGICAL ASSESSMENT RES	SpplsNonI/PsychSer/Dstrctwd	748.29
90048	1	RIVERSIDE PUBLISHING CO	SpplsNonI/PsychSer/Dstrctwd	161.16
90049		VOID	VOID	0.00
90050		VOID	VOID	0.00
90051		VOID	VOID	0.00
90052	1	SACRAMENTO COUNTY OFFICE OF ED	InstMtls/SupvAdmn/Dstrctwd	4,137.60
90053	1	HARCOURT BRACE/PEARSON ED	SpplsNonI/SupvAdmn/Dstrctwd	1,586.79
90054	1	RINCON TRUCK PARTS	Ppl Tran/PuplTran/Dstrctwd	12,000.00
			Rntl:Oth/PuplTran/Dstrctwd	3,000.00
90055	1	BANC OF AMERICA LEASING	Rnt&Repr/Instrctn/Benedict	3,555.82
90056	1	CDWG Inc	InstMtls/Instrctn/HankeyMS	2,982.52
90057	1	ROADWAYS INT INC	Charter /DW Undst/Dstrctwd	15,000.00
90058	1	GOLD COAST HOT DOGGER TOURS	Charter /DW Undst/Dstrctwd	10,000.00
90059	1	SILVER STATE COACH INC.	Charter /DW Undst/Dstrctwd	10,000.00
90060	1	CLARK SECURITY PRODUCTS	SpplsNonI/RR:Bldgs/Dstrctwd	50,000.00
90061	1	HYDRO-SCAPE PRODUCTS INC	SpplsNonI/RR:Bldgs/Dstrctwd	5,000.00
90062	1	PRESS TECH	Serv&Op /Grph Art/Dstrctwd	2,788.57
90063	1	GUNTHER'S ATHLETIC SERVICE	Serv&Op /CurAthlt/Dstrctwd	12,000.00
90064	1	GUNTHER'S ATHLETIC SERVICE	Serv&Op /CurAthlt/Dstrctwd	39,000.00
90065	1	CDWG Inc	NonCapEq/Instrctn/Malcom	1,355.50
90066	1	EAGLE COMMUNICATIONS	SpplsNonI/Sch Adm /Del Obis	350.00
90067	1	CDWG Inc	NonCapEq/Instrctn/Tijeras	3,388.74
90068	1	CDWG Inc	InstMtls/Instrctn/Tijeras	1,289.77
90069	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/MFMS	510.74
90070	1	WAXIE	InstMtls/Instrctn/ANHS	1,170.73
			InstMtls/Enterprs/ANHS	349.71
90071	1	CULVER-NEWLIN INC	SpplsNonI/Sch Adm /DHHS	103.44
90072	1	WAXIE	SpplsNonI/Sch Adm /LFMS	948.03
90073		VOID	VOID	0.00
90074	1	CDWG Inc	NonCapEq/Instrctn/Tesoro	947.12
90075	12	MCMAHAN DESK INC	SpplsNonI/Sch Adm /Wood Cyn	334.55
90076	1	STEIN, CHRISTINE E	CnsltNon/SupvAdmn/Dstrctwd	1,920.00
90077	1	CDWG Inc	NonCapEq/Instrctn/LF Elem	4,248.58
90078	1	TROXELL COMMUNICATIONS INC	NonCapEq/Instrctn/LFMS	541.58
90079	1	WORLD POINT	SpplsNonI/HlthServ/Dstrctwd	90.81
90080	1	SEHI COMPUTER	InstMtls/Instrctn/Palisade	446.09
90081	1	SEHI COMPUTER	InstMtls/Instrctn/Castille	69.84
90082	1	DELL COMPUTER	NonCapEq/Sch Adm /Del Obis	2,974.70
90083	1	ORANGE COUNTY DEPT OF EDUC	CnfrNonI/Sch Adm /SJHHS	95.00
90084	1	CDWG Inc	NonCapEq/Instrctn/LFMS	2,215.34
90085	1	CUMMINS CAL PACIFIC INC	Rntl:Oth/PuplTran/Dstrctwd	500.00
90086	1	BLAIRS TOWING	Serv&Op /PuplTran/Dstrctwd	1,500.00
90087	1	TUTTLE-CLICK FORD	Rntl:Oth/PuplTran/Dstrctwd	6,000.00
			Rntl:Oth/Dist Veh/Dstrctwd	6,000.00
90088	1	FREEWAY AUTO SUPPLY & MACHINE	Ppl Tran/PuplTran/Dstrctwd	1,500.00
			SpplsNonI/Dist Veh/Dstrctwd	1,500.00
90089	1	RICKS TRAILER SUP	Rntl:Oth/Dist Veh/Dstrctwd	5,000.00

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PO No.	Fund	Vendor	Description	Amount
90090	1	CAPISTRANO FORD	Rntl:Oth/Dist Veh/Dstrctwd	5,000.00
90091	1	CDWG Inc	NonCapEq/Instrctn/LFMS	677.75
90092	1	SEHI COMPUTER	SpplsNonI/SupvAdmn/Dstrctwd	111.76
90093	1	CORPORATE EXPRESS	InstMtls/Instrctn/Castille	1,500.00
90094	1	SEHI COMPUTER	InstMtls/Instrctn/VDMMS	49.95
90095		VOID	VOID	0.00
90096	1	DANBRU WIRE & CABLE INC	SpplsNonI/TIS /Dstrctwd	156.54
90097	1	DEPT OF GENERAL SERVICES	SpplsNonI/Sch Adm /Tijeras	15.91
90098	1	CREATIVE IMAGES	SpplsNonI/Pub Info/Dstrctwd	3,771.25
90099	1	SPORTS FACILITIES GROUP INC	Rntl:Oth/RR:Bldgs/SCHS	13,225.00
90100	1	ORANGE COUNTY PROBATION DEPT	Serv&Op /Op:Grnds/Dstrctwd	15,500.00
90101	1	ANGSTROM LIGHTING INC.	SpplsNonI/Sch Adm /SJHHS	1,007.16
90102	1	MYERS SELECT	Rntl:Oth/Warehse /Dstrctwd	12,438.74
90103	1	BEARCOM	SpplsNonI/Sch Adm /Marblehd	1,266.07
90104	1	KNORR POOL SYSTEMS INC	Rntl:Oth/RR:Bldgs/CVHS	24,970.35
90105	1	CENTER FOR LEARNING, THE	InstMtls/Instrctn/SCHS	53.05
90106	1	ABLENET INC	InstMtls/SE0thIns/Dstrctwd	208.56
90107	1	AMERICAN PSYCHOLOGICAL ASSOC.	InstMtls/Instrctn/SCHS	74.15
90108	1	THERAPRO	SpplsNonI/HlthServ/Dstrctwd	62.81
90109	1	ETA/ CUISENAIRE	InstMtls/Instrctn/HankeyMS	484.86
90110	1	GANDER EDUCATIONAL PUBLISHING	InstMtls/Instrctn/Las Palm	140.63
90111	1	HEINEMANN	InstMtls/Instrctn/Bathgate	278.21
90112	1	SPORTS FACILITIES GROUP INC	NonCapEq/Enterprs/NHMS	17,310.00
90113	1	HEINEMANN	InstMtls/Instrctn/Arroyo V	518.71
90114	11	JAMESTOWN PUBLISHERS	InstMtls/Instrctn/Dstrctwd	210.86
90115	1	J W PEPPER-LOS ANGELES	SpplsNonI/Sch Adm /SJHHS	3,000.00
90116	1	J W PEPPER-LOS ANGELES	InstMtls/Instrctn/ANHS	500.00
90117	1	J W PEPPER-LOS ANGELES	InstMtls/Instrctn/SMS	500.00
90118	1	MARSHALL, KIM	SpplsNonI/Sch Adm /Dstrctwd	75.00
90119	1	LAGUNA CLAY COMPANY	InstMtls/Instrctn/CVHS	206.67
90120	1	MOORE'S SEWING MACHINE	InstMtls/Instrctn/LRMS	250.00
90121	1	RENAISSANCE LEARNING INC	NonCapEq/Instrctn/Dstrctwd	24,276.99
90122	1	ENHANCED VISION	InstMtls/Aid:Inst/Dstrctwd	1,826.36
90123	1	UNIVERSITY OF OREGON/SWIS	InstMtls/Instrctn/FNMS	250.00
90124	1	PERFECT SEAL LABORATORIES	SpplsNonI/HlthServ/Dstrctwd	44.75
90125	1	NASCO WEST	InstMtls/Instrctn/LRMS	500.00
90126	1	PIANTA, REBECCA	InstMtls/Instrctn/Las Palm	500.94
90127	1	RENAISSANCE LEARNING INC	InstMtls/SE0thIns/Dstrctwd	1,922.78
90128	1	TIME FOR KIDS	InstMtls/Instrctn/Kinoshta	91.85
90129	1	CORPORATE EXPRESS	SpplsNonI/HlthServ/Dstrctwd	86.37
90130	1	DELL COMPUTER	SpplsNonI/SupvAdmn/Dstrctwd	145.45
90131	1	DISNEY EDUCATIONAL PRODUCTIONS	InstMtls/Instrctn/LF Elem	1,089.51
90132	1	SHAR PRODUCTS COMPANY	InstMtls/Instrctn/DHHS	298.42
90133	1	ARCOIRIS MUSIC	SpplsNonI/InResrch/Dstrctwd	508.68
	12		SpplsNonI/SupvAdmn/Dstrctwd	508.68
90134	1	OFFICE DEPOT	InstMtls/Instrctn/SCHS	822.35
90135	1	METAMORPHOSIS ENTERPRISES	Serv&Op /Instrctn/Benedict	725.00
90136	1	DELL COMPUTER	NonCapEq/Instrctn/Tesoro	5,827.58
90137	1	SOTO, SHANNON	SpplsNonI/Sch Adm /LFMS	447.75
90138	1	APPLE COMPUTER INC	NonCapEq/Enterprs/SMS	7,231.59

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PO No.	Fund	Vendor	Description	Amount
90139	1	SANTA FE JEWELERS SUPPLY	InstMtls/Instrctn/CVHS	281.43
90140	1	NASCO WEST	InstMtls/Instrctn/LFMS	1,187.33
90141	11	MCGRAW HILL INC	InstMtls/Instrctn/Dstrctwd	2,674.38
90142	1	DESIGNING MOBILITY ATG	SpplsNonI/HlthServ/Dstrctwd	2,334.15
90143	1	SCHOLASTIC BOOK CLUBS	InstMtls/Instrctn/Tesoro	186.66
90144	1	SCHOLASTIC BOOK CLUBS	InstMtls/Instrctn/LF Elem	1,086.39
90145	1	NASCO WEST	InstMtls/Instrctn/LRMS	111.53
90146	1	NASCO WEST	InstMtls/Instrctn/LFMS	472.19
90147	11	GLASSEN, NINA	Serv&Op /AE:FEEBS/Dstrctwd	1,053.91
90148	11	WHITE, KELLEY	Serv&Op /AE:FEEBS/Dstrctwd	887.36
90149	1	OCEAN INSTITUTE	FieldTrp/Instrctn/Wood Cyn	2,750.00
90150	1	COUNTY OF ORANGE/HERITAGE HILL	FieldTrp/Instrctn/LadraElm	268.00
90151	1	CROSS COUNTRY EDUCATION	CnfrNonI/HlthServ/Dstrctwd	189.00
90152	1	FOLLETT LIBRARY RESOURCES	InstMtls/Instrctn/LF Elem	5,000.00
90153	1	COMMERCIAL FENCE & IRON WORKS	OthConst/Fac Acq /SJHHS	2,939.00
90154	1	JOHNSTONE SUP OF ANAHEIM	SpplsNonI/RR:Bldgs/Dstrctwd	60,000.00
90155	1	GILBERT & STEARNS INC	BI:Const/Fac Acq /SJHHS	5,638.42
90156	1	APPLE COMPUTER INC	NonCapEq/Enterprs/VDMMS	1,374.10
90157	1	GOODWILL IND OF O C	Serv&Op /GuidCnsl/Dstrctwd	122.50
90158	1	GOODWILL IND OF O C	Serv&Op /GuidCnsl/Dstrctwd	1,170.00
90159	1	EDLINE	Serv&Op /Sch Adm /LFMS	3,396.00
90160		VOID	VOID	0.00
90161	11	REMOTE LEARNER.NET	SpplsNonI/Sch Adm /Dstrctwd	795.00
90162	1	CSHA MAGAZINE	Rntl:Oth/Spch Aud/Dstrctwd	750.00
90163	1	D.GILBERT & ASSOC/MESA GOLF CT	NonCapEq/Fac Acq /SCHS	3,415.68
90164	1	OFFICE LINK	InstMtls/Instrctn/DHHS	308.97
90165	1	STEP PUBLISHERS	SpplsNonI/CommServ/FRC:AnxI	572.84
90166	1	PURE DIGITAL TECHNOLOGIES INC	InstMtls/Instrctn/Dstrctwd	7,757.57
90167	1	DELL COMPUTER	InstMtls/Instrctn/SMS	145.45
90168	1	WENGER CORPORATION	SpplsNonI/Sch Adm /BAMS	39.56
90169	1	DELL COMPUTER	InstMtls/Enterprs/SMS	222.40
90170	1	DELL COMPUTER	SpplsNonI/Sch Adm /Dstrctwd	34.46
90171	1	DELL COMPUTER	InstMtls/Instrctn/LFMS	145.45
90172	1	TROXELL COMMUNICATIONS INC	InstMtls/Instrctn/LFMS	318.94
90173	1	GMF SOUND INC	NonCapEq/Sch Adm /SJHHS	11,687.10
90174	1	SAMMONS PRESTON ROLYAN	SpplsNonI/HlthServ/Dstrctwd	414.80
90175	1	ACADEMIC SUPER STORE	InstMtls/Instrctn/LFMS	53.05
90176	1	LAKESHORE LEARNING MATERIALS	InstMtls/Instrctn/LFMS	360.86
90177	1	CLASSROOM DIRECT COM LLC	InstMtls/Instrctn/CanViste	142.07
90178	1	TRIARCO ARTS & CRAFTS	InstMtls/Instrctn/LFMS	220.29
90179	1	TRIARCO ARTS & CRAFTS	InstMtls/Instrctn/LFMS	130.50
90180	1	UNIVERSITY OF OREGON/SWIS	SpplsNonI/Sch Adm /Marblehd	250.00
90181	1	HARCOURT BRACE/PEARSON ED	SpplsNonI/Spch Aud/Dstrctwd	155.08
90182	1	PEARSON ASSESSMENTS	SpplsNonI/Spch Aud/Dstrctwd	351.79
90183	1	CDWG Inc	InstMtls/Instrctn/Palisade	67.30
90184	1	STAPLES BUSINESS ADVANTAGE	InstMtls/Instrctn/DHHS	2,072.01
90185	1	DELL COMPUTER	SpplsNonI/PuplTest/Dstrctwd	48.48
90186	1	STAPLES BUSINESS ADVANTAGE	InstMtls/Instrctn/LF Elem	1,109.86
90187	1	PEARSON	SpplsNonI/SupvAdmn/Dstrctwd	1,120.54
90188	1	PSYCH & ED PUBLICATIONS	SpplsNonI/HlthServ/Dstrctwd	203.49
90189		VOID	VOID	0.00

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PO No.	Fund	Vendor	Description	Amount
90190	1	AUGUSTIN EGELSEE LLP	Legal /SupvAdmn/Dstrctwd	4,000.00
90191	1	MCILLVAIN, STEPHANIE & PATRICK	Serv&Op /HlthServ/Dstrctwd	10,000.00
90192	1	NEVCO SCOREBOARD CO	InstMtls/CurAthlt/CVHS	1,058.27
			NonCapEq/CurAthlt/CVHS	871.27
90193		VOID	VOID	0.00
90194	11	ST CLEMENTS CHURCH	Rnt&Repr/Instrctn/Dstrctwd	400.00
90195	1	WARDS NATURAL SCIENCE	InstMtls/Instrctn/CVHS	126.01
90196	1	CMI EDUCATION INSTITUTE INC	CnfrNonI/Sch Adm /BAMS	79.50
			CnfrNonI/Sch Adm /MFMS	79.50
90197	1	G PATINO SCREEN & PRINT &	InstMtls/Instrctn/Dstrctwd	800.00
90198	1	C.A.S.H.	Dues&Mmb/FacPlann/Dstrctwd	707.00
90199	1	KNIGHTS, GEORGE	Conf:Ins/Instrctn/FNMS	522.50
90200	69	TRI-AD	Serv&Op /Enterprs/Dstrctwd	800.00
90201	1	SIMPLER LIFE EMERGENCY	InstMtls/Instrctn/Tesoro	7,124.37
90202	1	DISCOVERY SCIENCE CENTER	Serv&Op /Instrctn/San Juan	665.00
90203	1	DISCOVERY SCIENCE CENTER	Serv&Op /Instrctn/San Juan	275.00
90204	1	APPLE COMPUTER INC	InstMtls/Instrctn/LFMS	201.49
90205	1	SPECIALIZED TRANSPORTATION INC	Serv&Op /Instrctn/VarSites	342.74
90206	1	RUSSO FLECK & ASSOCIATES	NPA /NPA /Dstrctwd	3,570.00
90207	1	WERTHEIMER-GALE & ASSOCIATES	NPA /NPA HLTH/Dstrctwd	78.00
90208	1	RAINBOW CONNECTION	NPA /NPA /Dstrctwd	3,811.00
90209	1	SAVONI, VIRGINIA AND CHARLES	NPS /NPS /Dstrctwd	27,000.00
90210	1	SHARON L.GREIR ATTONEY AT LAW	Serv&Op /Aid:Inst/Dstrctwd	12,500.00
90211	1	KENAN, DR. JOSEPH	CnsltNon/PsychSer/Dstrctwd	97.50
90212	1	CREATIVE SOLUTIONS FOR AUTISM	NPA /NPA /Dstrctwd	16,600.00
90213	1	CREATIVE SOLUTIONS FOR AUTISM	NPA /NPA /Dstrctwd	7,100.00
90214	1	EVERYTHING MEDICAL	St Rcpts/Undesig /Dstrctwd	220.67
90215	1	WEST-LITE SUPPLY CO INC	St Rcpts/Undesig /Dstrctwd	4,189.32
90216	1	EPOLY STAR	St Rcpts/Undesig /Dstrctwd	1,734.78
90217	1	WEST-LITE SUPPLY CO INC	St Rcpts/Undesig /Dstrctwd	1,297.14
90218	1	RHINOTEK COMPUTER PRODUCTS	St Rcpts/Undesig /Dstrctwd	2,068.80
90219	1	SEHI COMPUTER	St Rcpts/Undesig /Dstrctwd	10,667.25
90220	1	EPOLY STAR	St Rcpts/Undesig /Dstrctwd	63,243.86
90221	1	INDUSTRIAL FORMULATORS INC	St Rcpts/Undesig /Dstrctwd	5,818.50
90222	1	XPEDX	St Rcpts/Undesig /Dstrctwd	7,068.40
90223	1	EPOLY STAR	St Rcpts/Undesig /Dstrctwd	13,528.01
90224	1	THERAPEUTIC EDUCATION CENTER	Residtl /NPS /Dstrctwd	24,999.00
			Sub RTC /NPS /Dstrctwd	1,231.00
90225	1	ORALINGUA SCHOOL	NPS /NPS /Dstrctwd	20,521.50
90226	1	READING AND LANGUAGE CENTER	NPA /NPA /Dstrctwd	595.00
90227	1	DEUTSCH, STACIA	Serv&Op /Instrctn/VdelMarE	500.00
90228	1	IMAGINATION MACHINE	CnsltIns/Instrctn/Wood Cyn	895.00
90229	1	IMAGINATION MACHINE	Serv&Op /Instrctn/LF Elem	960.00
90230	1	CA WEEKLY EXPLORER INC	Serv&Op /Instrctn/Marblehd	1,000.00
90231	1	DISCOVERY SCIENCE CENTER	FieldTrp/Instrctn/Bathgate	275.00
90232	1	ATKINSON ANDELSON LOYA	Legal /Board /Dstrctwd	60,000.00
90233	1	SEHI COMPUTER	InstMtls/CurAthlt/Tesoro	819.34
90234	1	CORPORATE EXPRESS	SplsNonI/PuplTest/Dstrctwd	500.00
90235	1	SEHI COMPUTER	InstMtls/Instrctn/ANHS	225.54
90236	1	ID VALIDATION SYSTEMS	SplsNonI/Sch Adm /ANHS	103.63

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PO No.	Fund	Vendor	Description	Amount
90237	1	SPECTRUM PEDIATRIC THERAPY	NPA /NPA /Dstrctwd	24,999.00
			Sub NPA /NPA /Dstrctwd	39,001.00
90238	1	SPECIALIZED TRANSPORTATION INC	Serv&Op /Instrctn/VarSites	308.74
90239	1	CASBO	CnfrNonI/Bus Serv/Dstrctwd	295.00
90240	1	FLINN SCIENTIFIC INC	InstMtls/Instrctn/SCHS	968.54
90241	1	VERNIER SOFTWARE	InstMtls/Instrctn/Tesoro	5,612.77
90242	1	GOPHER ATHLETIC	InstMtls/Instrctn/Tesoro	188.56
90243	1	GOPHER ATHLETIC	InstMtls/Instrctn/Tesoro	521.51
90244	1	CHICKS SPORTING GOODS	InstMtls/CurAthlt/ANHS	205.59
90245	1	CRAFT RACKETS	InstMtls/Instrctn/ANHS	790.80
90246	1	CA DEPT OF EDUCATION	Oth Fed /Undesig /Dstrctwd	4,704.00
90247	1	ORANGE COUNTY PERFORMING ARTS	CnsltIns/Enterprs/Moulton	400.00
90248	1	IMAGINATION MACHINE	CnsltIns/Instrctn/LadraElm	1,560.00
90249	1	ORANGE COUNTY PERFORMING ARTS	Serv&Op /Instrctn/Hiddn Hl	475.00
90250	1	DELL COMPUTER	NonCapEq/Instrctn/Tesoro	2,974.70

241 Purchase Orders \$1,806,054.03

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Warrant Number	Name of Payee	Reference Number	Amount
134151	KROGMAN, DEBRAH	PV-093130	45.63
134152	LAIDLEY, JOANIE	PV-093131	352.76
134153	LANDEROS, BEATRIZ	PV-093132	47.97
134154	LAUBACH, LYNELLE	PV-093133	87.87
134155	LOWE, DEBORAH	PV-093134	31.82
134156	MACKAY, FRANCES	PV-093137	168.48
134157	MALONE, JULEE	PV-093138	508.37
134158	MANNING, RACHEL	PV-093139	73.13
134159	MARCUS, BRUCE	PV-093140	135.72
134160	MARKLEY, MAXINE	PV-093141	542.30
134161	MARTINEZ, LUISA M	PV-093142	81.32
134162	MATIENZO, NINA RIE	PV-093143	434.07
134163	MCKINNEY, MATTHEW R.	PV-093135	190.71
134164	MCLEOD, LESLIE	PV-093136	32.76
134165	MEISSNER, ANDREA	PV-093144	813.74
134166	MELENDREZ, MARGO	PV-093145	13.13
134167	MENDEL, LINDA	PV-093146	284.31
134168	MEYERS, BONNY	PV-093147	392.54
134169	MILLER, MARIE T.	PV-093148	143.33
134170	MYERS, LINDA	PV-093149	48.85
134171	NESTOR, GREGORY	PV-093150	95.36
134172	NEVE, SUE	PV-093152	167.31
134173	NIELSEN, NOELLE	PV-093151	90.09
134174	NORMAN, MARY	PV-093153	121.10
134175	O'TONER, ERIC M	PV-093154	18.72
134176	ODELL, DOROTHY	PV-093155	466.83
134177	PATERSON, ELIZABETH	PV-093156	238.68
134178	PEREZ, RICHARD	PV-093157	231.66
134179	PETERSON, DEBRA	PV-093158	288.41
134180	PETTEY, STEPHANIE	PV-093159	94.77
134181	PRIMICIAS, MELISSA	PV-093161	115.25
134182	PRITCHARD, DIANE M	PV-093162	347.49
134183	REECE, MEGAN	PV-093163	105.30
134184	ROCHE, ANN	PV-093164	415.36
134185	ROGERS, MALISSA	PV-093165	73.72
134186	SKINNER, PHILLIP	PV-093167	35.10
134187	SPENCER, DEANNA	PV-093168	78.78
134188	STIRLING, ROBERT	PV-093169	134.55
134189	TARKINGTON, CONNIE	PV-093170	53.24
134190	TUCKER, MARYANN	PV-093171	125.78
134191	TUNULI, JESSICA	PV-093172	251.55
134192	VELA, JANICE	PV-093173	82.49
134193	VERDUGO, ANNIE	PV-093175	46.80
134194	WADE, EVAN C	PV-093176	28.08
134195	WALKER, MARIA CHRISTINA	PV-093177	97.11

Board of Trustees Warrant Listing
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Warrant Number	Name of Payee	Reference Number	Amount
134196	WALTERS, ELAINE	PV-093178	53.82
134197	WALTERS, JANET	PV-093179	131.04
134198	WENTZEL, KORY	PV-093180	107.64
134199	WESTOVER, JULIE	PV-093181	335.21
134200	WIEDEMAN, LORI	PV-093182	164.39
134201	WILLEY, ELIZABETH	PV-093183	14.04
134202	WINSTON, LEISA	PV-093184	144.98
134203	POLLARD, CAROL	PV-093160	95.94
134204	PEREZ, VIRGINIA	PV-093166	113.49
134205	YOGI, STACY	PV-093185	151.52
134206	A Z BUS SALES INC	PO-081099	184,730.80
134207	CIT TECH FINANCIAL SERVICES	PO-280562	543.41
		PO-281535	619.56
134208	CITY OF SAN JUAN CAPISTRANO	PO-280368	4,626.56
134209	DEPT IND RELATION/SAFETY	PO-282402	105.00
134210	IKON FINANCIAL SERVICES	PO-280110	1,217.59
		PV-093344	1,012.87
134211	INTEGRATED BUSINESS SOLUTIONS	PO-283885	1,500.00
134212	MOULTON NIGUEL WATER	PO-280365	8,428.43
134213	MWB BUSINESS SYSTEMS	PO-281146	275.83
134214	MWB BUSINESS SYSTEMS	PO-280469	129.09
		PO-280470	460.62
134215	ROADWAYS INTERNATIONAL INC	PV-093360	19,605.00
134216	SAN DIEGO GAS & ELECTRIC	PO-280369	168,296.97
134217	SANTA MARGARITA WATER	PO-280346	15,733.68
134218	SO CAL EDISON CO	PO-280363	50,650.91
134219	SO CAL GAS CO	PO-280345	13,274.29
134220	SO COAST WATER DIST	PO-280359	17,841.85
134221	SPECIALIZED TRANSPORTATION INC	PO-283889	356.48
134222	TRANSPORTATION CHARTER SERVICE	PV-093359	6,937.50
134223	UNION BANK OF CALIFORNIA	PO-281900	11,236.85
134224	KATHLEEN MURAOKA	PV-093345	136.62
134225	MENDON TRANSCRIBING	PO-283884	1,398.25
134226	MISSION VIEJO GLASS	PO-280400	1,485.00
		PO-281070	1,075.90
134227	NATIONAL GEOGRAPHIC SCHOOL PUB	PO-283834	145.04
134228	ONE STOP BINDERY	PO-280387	855.00
134229	ORANGE COUNTY MONSTER CARTS	CL-081666	414.84
134230	ORANGE CTY HEALTH AGENCY	PO-282065	907.00
134231	OTHER WORLD COMPUTING	PO-280824	159.99
134232	PASSPORT LEARNING HEADQUARTERS	CL-081393	1,200.00

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Warrant Number	Name of Payee	Reference Number	Amount
134233	PEPPER-LOS ANGELES, J W	CM-090052	100.46-
		CM-090053	120.44-
		CM-090054	48.49-
		CM-090055	118.53-
		CM-090056	82.92-
		CM-090057	51.72-
		PO-282892	731.82
		PV-093334	967.53
		PV-093335	100.36
		PV-093336	272.28
134234	PICK UP STIX	PO-282259	59.22
134235	POCKET FULL OF THERAPY	CL-081625	332.85
134236	POWER CHEVROLET IRVINE	PO-281709	6,168.01
134237	PRAXAIR	PO-280314	673.36
134238	PRECISION AIR COND & MECH INC	PO-081831	305.00
134239	PRECISION SPEEDOMETER SR	PO-281072	555.12
134240	PRINCETON HEALTH PRESS	PO-281440	902.50
		PO-281442	1,567.50
		PO-281450	1,805.00
		PO-281452	1,757.50
		PO-281454	1,377.50
		PO-281458	1,425.00
134241	PRO PHOTO CONNECTION INC	PO-282801	662.10
134242	SAF-COM SUPPLY	PO-280372	748.90
134243	SC DESIGN SERVICES	PO-283929	162.50
134244	SCHOLASTIC INC	PO-283285	116.90
134245	SCHOLASTIC INC	PO-283835	143.52
134246	SCHOOL SPECIALTY INC	PO-280229	49,599.48
134247	SPORTIME	CL-081796	8,566.51
		PO-082713	19.99
		PO-283738	399.92
134248	SPORTS FACILITIES GROUP INC	PO-280393	395.00
		PO-282758	32,685.00
		PO-283025	1,271.09
134249	TOM SNYDER PRODUCTIONS	CL-081602	556.50
		CL-081603	865.38
134250	PAUL H. BROOKES PUBLISHING CO	CL-081383	95.59
134251	SAF-COM SUPPLY	PO-282999	4,667.62
134252	ACES	PO-280192	950.00
		PO-280882	6,125.60
		PO-280883	5,152.50
		PO-282159	2,065.00
134253	AUTISM SPECTRUM THERAPIES	PO-281214	3,604.40

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Warrant Number	Name of Payee	Reference Number	Amount
134254	CARES	PO-280190	3,221.28
		PO-281210	963.06
		PO-281727	331.50
134255	CENTER FOR AUTISM &	PO-280026	3,320.30
		PO-281217	3,359.39
		PO-281219	4,211.24
		PO-281725	2,420.57
		PO-281726	192.76
		PO-282864	411.51
134256	COLE, CHRISTINE	PV-093361	211.07
134257	CROMWELL, PATRICIA	PO-280992	1,440.00
134258	CSBA'S PRACTI-CAL	PO-282062	1,676.70
134259	DAHL, JAMES & KATIE	PO-281113	349.00
134260	DORES PHD, PAUL ALAN	PO-280149	1,600.00
134261	ECE4AUTISM	PO-282160	2,250.00
134262	EDUCATIONAL BASED SERVICES	PO-281802	4,349.75
134263	FAMILY LIFE CENTER BODEGA	PO-281097	3,715.95
		PO-281098	4,069.85
		PO-281100	3,715.95
134264	FARRELL, MIN KIM AND DONALD	PO-282518	2,375.00
134265	KENAN, DR. JOSEPH	PO-280990	26,925.50
134266	MARDAN CENTER OF ED	PO-281087	2,580.00
		PO-281088	2,752.00
134267	MENDE PSY.D, SYLVIA	PO-280427	8,707.50
134268	OCEANVIEW SCHOOL	PO-281102	2,432.00
		PO-282292	272.00
134269	ORANGE CTY DEPT EDUC	PO-281798	302,122.80
134270	ORANGE CTY TESTING SERV	PO-281669	42.00
134271	PILOT, KEVIN	PO-281120	973.34
134272	POTWORA, TOM OR MELISSA	PO-281115	543.00
134273	PROVO CANYON SCHOOL	PO-281677	3,024.00
		PO-282854	3,168.00
134274	RAINBOW CONNECTION	PO-282142	103.00
134275	SPEECH & LANGUAGE DEVEL	PO-281103	4,244.25
134276	WARD, GARY/JENNIFER	PV-093349	189.19
134277	WERTHEIMER-GALE & ASSOCIATES	PO-281728	39.00
		PO-281729	214.50
134278	WRIGHT, JOHN/SANDRA	PO-280885	214.70
134279	ALISO VIEJO GOLF CLUB	PO-284017	1,399.35
134280	ALPHA SOUND AND LIGHTING	PO-280263	262.00
134281	BADEN SPORTS INC	PO-283452	2,805.80
134282	BLAIRS TOWING	PO-281075	250.00
134283	C D T INC.	PO-280283	935.00
134284	CAPISTRANO GOLF CARS	PO-281423	82.12
134285	CDWG Inc	PO-280446	176.80

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Warrant Number	Name of Payee	Reference Number	Amount
134286	CHINA SPROUT INC	PO-283739	86.92
134287	CLARK SECURITY PRODUCTS	PO-280282	14,843.64
134288	CLEAN ENERGY	PO-281965	7,057.63
134289	COMMUNICATIONS USA	PO-282770	381.85
134290	CRACK PATCHER INC	PO-282530	11,535.00
134291	DENAULT'S HARDWARE	PO-280513	206.86
		PO-281061	183.64
		PO-281415	10.97
134292	DISCOUNT OFFICE SERVICES	PO-282332	78.64
		PO-282461	445.80
134293	DUNN-EDWARDS CORP	PO-280244	373.97
134294	FOLLETT LIBRARY RESOURCES	PO-281322	5,999.90
		PO-281329	5,977.59
134295	FULL COMPASS SYSTEMS LTD	PO-283750	453.79
134296	G PATINO SCREEN PRINTING	PO-282572	170.49
134297	GANAHL LUMBER	PO-280405	599.64
134298	GENESIS INC	PO-283518	51.05
134299	GOPHER ATHLETIC/SPORTS	PO-283453	211.50
134300	HARCOURT ASSESSMENT	PO-283836	59.75
134301	HORN IMPROVEMENT	PO-283978	439.34
134302	KELLY PAPER COMPANY	PO-283613	3,244.82
134303	KLINGSPOR'S WOODWORKING SHOP	PO-282209	97.94
134304	LAKESHORE LEARNING MATLS	PO-283062	140.98
134305	LIFETOUGH PUBLISHING INC	PO-283966	2,282.29
134306	LINGUI SYSTEMS INC	PO-282895	281.45
		PO-283302	87.90
		PO-283303	145.85
		PO-283785	6,176.38
134307	ULTRA SYSTEMS	PO-281614	2,564.00
134308	CAPISTRANO UNIFIED SCHOOL DIST	PO-280222	48,837.60
134309	CONNECTICUT GEN LIFE INS CO	PO-280221	14,355.55
134310	CONNECTICUT GENERAL LIFE	PO-280220	32,961.52
134311	BEST BEST & KRIEGER LLP	PO-281658	22,191.14
134312	CAMPCO	PO-283358	10,742.00
134313	COMMUNITY SERV PROGRAM	PO-280102	21,375.00
134314	HOHENSTEIN, DR ROBERT	PO-283513	313.18
134315	LAW OFFICES OF CAROLINE A ZUK	PO-282393	36,782.00
134316	ORANGE COUNTY DEPT OF EDUC	PO-283379	330.00
134317	ORANGE COUNTY SHERIFF DEPT	PO-280999	32,112.12
134318	PEPPERDINE UNIVERSITY GSEP	PO-282242	19,887.19
		PO-282243	4,417.50
		PO-282244	6,221.60
134319	RUTAN & TUCKER	PO-281193	10,262.40
134320	SAN DIEGO COUNTY	PO-283642	3,000.00
134321	SCHOOL SERVICES OF CALIF	PO-283462	205.00

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Warrant Number	Name of Payee	Reference Number	Amount
134322	C.A.S.H.	PO-282112	458.00
134323	GRAINGER INC, W W	PO-283084	2,571.23
134324	SCHOOL SPECIALTY INC	PO-280383	49,599.48
134325	TRITON AIR INC	PO-283990	133.50
134326	UNIQUE SWEEPING	PO-282038	480.00
134327	UNITED TRANSMISSION EXCHANGE	PO-282225	9,139.64
134328	VANTAGE LEARNING	PO-282992	3,225.00
134329	VERNIER SOFTWARE	PO-281353	564.83
134330	W W GRAINGER INC	PO-280252	158.52
134331	WAXIE	PO-283407	486.69
		PO-283945	1,157.92
134332	WEEKLY READER	PO-283282	152.70
134333	WELLS SUPPLY	PO-280901	453.63
134334	WENGER CORPORATION	PO-283087	963.10
134335	WEST MUSIC COMPANY	PO-282817	576.64
134336	WESTERN PSYCH SERVICES	PO-281259	640.04
134337	WGBH BOSTON VIDEO	PO-283060	27.90
134338	WILLIAM V. MACGILL & CO.	PO-283012	48.97
		PO-283492	160.35
		PO-283699	115.44
134339	WILMINGTON BOOK SOURCE	PO-282706	67.50
134340	WOLVERINE SPORTS	PO-282942	91.89
		PO-283504	4,882.73
134341	WOODWIND & BRASSWIND	PO-280953	611.11
		PO-281746	2,945.00
134342	WORLD POINT	PO-283214	204.14
134343	ZOO PET STORE	PO-281986	52.46
134344	CASBO	PO-283187	450.00
		PO-283805	305.00
134345	FRIEDLANDER, DOROTHY	PV-093384	307.75
134346	GRANVILLE, MICHELLE	PO-284005	592.82
134347	MUNROE, ELIZABETH	PO-284008	730.55
134348	ORANGE COUNTY DEPT OF EDUC	PO-282575	250.00
134349	ORANGE COUNTY DEPT OF EDUCATIO	PO-283868	350.00
134350	SAN DIEGO COUNTY SUPT OF SCH	PO-283908	350.00
134351	SCHELL, JAMIE	PO-284006	212.14
134352	SCHOOL SERVICES OF CALIF	PO-282437	205.00
134353	STADEL, ANDREW	PO-284004	565.94
134354	WILLIAMS, JOANNE	PO-284007	1,321.40
134355	ALISO VIEJO ICE PALACE	PV-093399	1,528.80
134356	H2O SPOT	PV-093395	98.00
134357	HOPKINS, SARAH	PV-093397	147.00
134358	MEDLOCK, GEORGE	PV-093392	234.00
134359	SAFFORD, MEG	PV-093396	598.50
134360	SOTEBEER, ELISABETH	PV-093393	336.00

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Warrant Number	Name of Payee	Reference Number	Amount
134361	STYBR, PURCELL	PV-093394	276.50
134362	WILLA'S ART	PV-093390	764.40
134363	WONG, FIONA L.	PV-093391	84.00
134364	YOGA BUNGALOW	PV-093398	910.00
134365	AMERICAN LOGISTICS COMPANY LLC	PO-282380	9,207.50
134366	ARROWHEAD WATER	PO-280676	32.08
134367	CA OFFICE SYSTEMS INC	PO-280993	127.53
134368	CINTAS	PO-282313	301.72
134369	CINTAS CORP	PO-280281	1,275.77
		PO-281626	120.40
134370	CONSOLIDATED ELECT DISTR	PO-280243	2,995.07
134371	COUNTY OF ORANGE-WASTE MNGT	PO-282376	2,083.80
134372	DELL MARKETING L P	PO-280447	355.55
		PO-283826	44.48
		PO-283827	44.48
134373	DEPT IND RELATION/SAFETY	PO-282402	420.00
134374	ENTERPRISE FLEET SERVICES	PO-281632	1,175.05
134375	IMAGE 2000	PO-280115	81.67
		PO-280179	114.29
		PO-281030	204.18
		PO-283922	872.95
134376	INTEGRATED BUSINESS SOLUTIONS	PO-280536	382.51
		PO-280565	58.19
		PO-280800	116.37
		PO-280822	562.46
		PO-280826	484.88
		PO-280827	274.76
		PO-280831	1,373.81
		PO-280833	86.20
		PO-281536	651.89
		PO-282049	793.47
134377	PRUDENTIAL OVERALL SUP	PO-280493	266.16
		PO-280928	87.65
		PO-281736	25.43
134378	SMART & FINAL	PO-280742	60.29
		PO-281598	521.70
		PO-282017	106.46
		PO-282102	174.28
		PO-282388	125.58
		PO-283899	515.94
134379	THYSSENKRUPP ELEVATOR CORP	PO-280354	1,326.87
134380	UNITED RENTALS NORTHWEST INC	PO-280893	590.36
134381	VL SYSTEMS	PO-283691	1,258.00
134382	DOLPHIN CAPITAL	PO-281951	538.75
134383	INTEGRATED BUSINESS SOLUTIONS	PO-281952	581.85

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Warrant Number	Name of Payee	Reference Number	Amount
134384	ARROWHEAD WATER	PO-281918	39.60
134385	MCMAHAN DESK INC	PO-283586	434.23
134386	DE LAGE LANDEN FINANCIAL SVCS	PO-281769	13,894.36
134387	A Z BUS SALES INC	PO-281059	308.80
134388	ALISO VIEJO AUTO SERVICE	PO-281708	1,109.40
134389	ANGSTROM LIGHTING INC.	PO-283928	1,447.84
134390	ARAMARK UNIFORM SERVICE	PO-281371	945.01
134391	ATLAS PEN & PENCIL	PO-281282	54.30
		PO-284066	43.45
134392	BLAIRS TOWING	PO-281075	187.50
134393	BOYCE INDUSTRIES	PO-281076	1,896.86
134394	CAL-STATE AUTO PARTS INC	PO-281377	3,402.40
134395	CAPISTRANO FORD	PO-281633	74.15
134396	CARLOS GUZMAN INC	PO-281381	15,240.08
134397	CDWG Inc	PO-283251	1,355.50
134398	CHICKS SPORTING GOODS	PO-283218	5,415.06
134399	CHICKS SPORTING GOODS INC	PO-283877	8,053.77
134400	COLIDAY	CL-081479	299.32
134401	COUNTY OF ORANGE	PO-284155	50.00
134402	DICK BLICK WEST	PO-282718	335.71
134403	DIDAX INC	PO-283773	57.45
134404	DISCOUNT OFFICE ITEMS	PO-283900	98.58
134405	DISCOUNT OFFICE SERVICES	PO-281009	24.97
		PO-283235	42.00
134406	EDUCATORS PUBLISHING SERVICE	PO-283537	1,496.49
134407	CA DEPT OF EDUCATION	PO-283799	679.83
134408	1ST JON	PO-281363	256.32
134409	FACTORY MOTOR PARTS	PO-281053	1,456.01
134410	FLEET SERVICE SPECIALISTS LLC	PO-281380	7,011.11
134411	FLINN SCIENTIFIC INC	PO-283113	2,832.61
		PO-283388	1,331.46
134412	FOLLETT LIBRARY RESOURCES	PO-281325	5,998.96
134413	FORMAL FASHIONS INC	PO-283013	2,276.64
134414	FREESTYLE PHOTO SUPPLIES	PO-282688	995.85
134415	FREEWAY AUTO SUPPLY & MACHINE	PO-282997	57.86
134416	FRICTION MATERIALS CO.	PO-281379	3,568.28
134417	GREAT BOOKS FOUNDATION	PO-283628	776.79
		PO-283631	419.82
		PO-283804	1,643.88
134418	HEINEMANN LIBRARY	PO-283244	292.38
		PO-283245	153.77
134419	INSIGHT MEDIA	PO-283402	344.40
134420	INTERSTATE BATTERIES	PO-281058	528.64
134421	JOSTENS	PO-282381	2,674.65
134422	KNORR SYSTEMS INC	PO-280404	2,313.16

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Warrant Number	Name of Payee	Reference Number	Amount
134423	LAGUNA CLAY CO	PO-282838	496.74
134424	LAKESHORE LEARNING MATLS	PO-283394	552.60
		PO-283534	356.37
134425	LAMOTTE COMPANY	PO-283740	292.27
134426	LESLIES SWIMMING POOL SUPPLY	PO-280290	41.13
134427	LIBERTY FLAGS	PO-283508	358.00
134428	LINGUI SYSTEMS INC	PO-283078	245.75
		PO-283300	85.90
134429	LOOMIS	PO-280939	271.40
134430	LUCK'S MUSIC LIBRARY	PO-282829	266.60
134431	LAKESHORE	PO-282360	1,368.18
		PO-283294	244.42
134432	LAKESHORE LEARNING MATLS	PO-280954	348.14
		PO-283833	12.43
134433	IRON MOUNTAIN	PO-280211	120.00
134434	MACMILLAN/MCGRAW-HILL	PO-081986	33,252.44
		PO-082003	26,199.25
134435	MOBILE FLEET WASH	PO-281051	819.00
134436	NATL GEOGRAPHIC SOCIETY	PO-283839	149.31
134437	NCS PEARSON INC.	PO-283909	6,049.73
134438	ONE STOP PARTS SOURCE	PO-281078	90.85
134439	PERMA-BOUND	PO-281429	5,990.77
134440	PETRO DIAMOND INC	PO-281373	23,050.20
134441	POWER CHEVROLET IRVINE	PO-281709	420.86
134442	PRECISION SPEEDOMETER SR	PO-281072	711.11
134443	PRECISION TUNE AUTO CARE	PO-281049	5,574.19
134444	PREMIERE WATER SERVICES	PO-280396	1,125.00
134445	PRINCETON HEALTH PRESS	PO-281456	2,280.00
		PO-282415	6,355.50
134446	PSOC-WATERLINES TECHNOLOGIES	PO-282399	9,346.49
134447	QUALITY TOWING	PO-281081	512.00
134448	RADIO SHACK ACCOUNTS REC	PO-280320	106.60
134449	RALPHS GROCERY CO	PO-280687	68.34
		PO-280688	55.98
		PO-282802	534.53
134450	RINCON TRUCK PARTS	PO-281056	2,027.90
134451	SAN DIEGO ENERGY EFFICIENT	PO-281611	1,320.00
134452	SCHOLASTIC BK SERV	PO-281579	1,303.69
		PO-281591	223.39
134453	SCHOLASTIC INC	PO-282594	114.39
		PO-283284	173.96
134454	SCHOLASTIC INC	PO-281565	2,622.61
		PO-282839	1,278.47
		PO-282840	2,090.35
		PO-282947	648.29

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Warrant Number	Name of Payee	Reference Number	Amount
134455	SCHOLASTIC INC	PO-282392	956.78
134456	SCHOLASTIC LIBRARY PUBLISHING	PO-283545	390.22
134457	SCHOOL SPECIALTY INC	PO-082577	431.00
134458	SMARDAN SUPPLY COMPANY	PO-280377	13,496.62
134459	SO COAST AIR QULTY MGMT	PO-281048	114.45
134460	SO COUNTY PROTECTIVE WEAR	PO-282223	390.32
134461	ORANGE COUNTY FIRE AUTHORITY	PO-284016	365.00
134462	RALPHS GROCERY CO	PO-280736	85.06
		PO-280740	148.78
		PO-282677	222.91
134463	SCHOLASTIC INC	PO-282182	995.69
134464	SCHOLASTIC INC	PO-282952	735.72
134465	SAF-COM SUPPLY	PO-282999	836.38
134466	ADAMS, KARA	PV-093400	272.11
134467	ARRIOLA, INGRID	PV-093401	70.95
134468	BALLEN, LINETTE	PV-093402	168.55
		PV-093403	168.55
		PV-093404	104.34
134469	BECERRA, ANTONIO &/OR DINORAH	PV-093405	198.81
134470	BELANGER, JEFF	PV-093406	260.17
134471	BELLOMO, PHILIP &/OR KATHY	PV-093407	129.73
134472	BRESSLER, ERIC & KATHY	PV-093408	76.05
134473	COLCLASER, CAROLEE AND DAVID	PV-093409	161.84
134474	CUHAROGLU, MEHMET &/OR BELGIN	PV-093410	821.81
134475	DOUMIT, RIMA	PV-093411	171.57
134476	GAITAN, SCOTT & BEVERLY Z.	PV-093412	180.39
134477	GRAHAM, JOCELYN & MARK	PV-093413	199.56
		PV-093414	224.50
		PV-093415	137.20
134478	JACKSON, BEN & JENNIFER	PV-093416	150.89
134479	KICHLINE, KEITH & KYLA	PV-093417	298.12
134480	MC KEAGUE, JOHN & SHARON	PV-093418	207.77
134481	MCBRIDE, MELISSA	PV-093426	183.74
134482	MIKKELSON, NICOLE	PV-093419	156.06
134483	MONTANEZ, TERRI & FERNANDO	PV-093420	160.62
134484	NOXON, LISA C	PV-093421	425.49
134485	OLTMANS, JOSEPH &/OR JESSICA	PV-093422	108.11
134486	POCZATEK, MARK & MARVA	PV-093423	191.51
134487	PRABHU, WILLIAM & MYKA	PV-093425	126.86
134488	RAZA, AHMAD	PV-093427	488.60
134489	ROZO, ROXANNE	PV-093428	48.86
134490	SCHMID, DANIEL	PV-093429	58.11
134491	TIERNEY, MICHELLE & TERRENCE	PV-093430	118.34
134492	TORRES, ANGELA	PV-093431	229.00
134493	TRITZ, RICHARD &/OR JULIE	PV-093432	128.68

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Warrant Number	Name of Payee	Reference Number	Amount
134494	WALKER, TRENT & MISTY	PV-093433	216.90
134496	WARD, GARY/JENNIFER	PV-093435	117.12
134497	WERTHEIM, CAROLYN	PV-093436	246.71
134498	WHETSTONE, CHRISTINE	PV-093437	410.04
134499	SOUTH COUNTIES OIL CO	PO-281370	18,023.94
134500	SPICERS PAPER CO	PO-280389	2,267.17
		PO-280390	2,643.98
134501	SPORTIME	PO-282699	179.41
134502	TIFCO INDUSTRIES	PO-281052	4,368.52
134503	TOXGUARD FLUID TECHNOLOGIES	PO-282224	811.09
134504	TRUCPAR CO	PO-281966	3,892.06
134505	TUTTLE-CLICK FORD	PO-281710	11,337.64
134506	VERIZON WIRELESS	PV-093441	379.27
134507	VISTA PAINT CORP	PO-280406	602.45
134508	WHITE CAP INDUSTRIES INC	PO-280364	163.19
134509	WOODWIND & BRASSWIND	PO-283565	210.00
		PO-283571	2,770.00
134510	WORDS + INC	PO-280959	102.20
134511	INTERNATIONAL BACCALAUREATE NA	PO-284047	7,735.00
		PO-284048	5,588.00
		PO-284049	10,795.00
134512	MISSION SAN JUAN CAPISTRANO	PO-284163	960.00
134513	OCEAN INSTITUTE	PO-283694	1,600.00
		PO-284010	500.00
		PO-284014	1,888.00
		PO-284054	1,191.00
134514	ORANGE COUNTY PERFORMING ARTS	PO-283733	900.00
		PO-284119	1,250.00
		PO-284136	690.00
134515	RSCCD	PO-284050	345.00
134516	SADDLEBACK VLY SCH DIST	PO-282693	897.00
134517	TANDUS SPECIALIZED MARKETS	PO-281552	1,750.16
134518	CAPISTRANO CONNECTIONS ACADEMY	PO-280490	348,567.00
134519	OPPORTUNITY FOR LEARNING	PO-280487	43,341.00
134520	CAPISTRANO CONNECTIONS ACADEMY	CM-090058	6,667.00-
		CM-090059	574.00-
		PV-093438	84,113.68
134521	OPPORTUNITY FOR LEARNING	PV-093439	19,866.71
134522	TANDUS SPECIALIZED MARKETS	PO-281960	252.78
134523	COMMERCIAL FENCE & IRON WORKS	PV-093440	2,706.00
134524	LPA	PO-283114	7,602.47
134525	ULTRA SYSTEMS	PO-281644	14,290.30
134526	XEROX CORPORATION	PO-283249	104,261.48
134527	ACETEC SECURITY SYSTEMS	PO-280260	1,820.00

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134528	APPLE COMPUTER INC	PO-282427	1,075.35
		PO-282474	268.30
		PO-282641	1,499.24
		PO-282731	907.85
		PO-282911	52.80
		PO-283204	1,502.43
134529	APPLE INC.	PO-284097	337.50
134530	BANC OF AMERICA LEASING	PO-284182	142.20
134531	CINTAS CORP	PO-281626	60.20
134532	CITY OF SAN CLEMENTE	PO-280366	4,414.66
134533	CITY OF SAN JUAN CAPISTRANO	PO-280368	2,683.39
134534	CONSOLIDATED ELECT DISTR	PO-280243	4,227.48
134535	DEPARTMENT OF JUSTICE	PO-280570	1,472.00
134536	DEPT IND RELATION/SAFETY	PO-282402	105.00
134537	IKON FINANCIAL SERVICES	PO-282588	716.54
134538	MOULTON NIGUEL WATER	PO-280365	6,388.96
134539	SAN DIEGO GAS & ELECTRIC	PO-280369	124,592.01
134540	SANTA MARGARITA WATER	PO-280346	1,228.23
134541	SO CAL EDISON CO	PO-280363	4,554.26
134542	SO CAL GAS CO	PO-280345	5,574.86
134543	SPARKLETTES	PO-280677	17.30
		PO-280706	54.90
		PO-280996	12.60
		PO-281750	10.20
		PO-282126	17.80
		PO-282786	8.10
134544	SPARKLETTES	PO-281913	4.10
134545	SPARKLETTES	PO-280107	45.02
		PO-282127	16.37
		PO-282128	10.10
		PO-282129	16.41
		PO-282130	6.11
		PO-282131	22.46
		PO-282132	2.00
		PO-282788	2.06
134546	JOHN GERARD	PV-093454	15,103.06
134547	CATHEDRAL HOME FOR CHILDREN	PO-281094	2,584.00
		PO-281095	2,584.00
		PO-281096	2,584.00
134548	CINNAMON HILLS SCHOOL	PO-282853	2,430.00
134549	EDUCATIONAL BASED SERVICES	PO-281802	2,757.13
134550	HEAR NOW dba	PO-280137	2,741.25
134551	LEISURE CARE	PO-280186	4,275.00
		PO-280187	304.00
		PO-284120	3,809.50

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134552	LEVIN, DR EUGENE	PO-280374	63.75
134553	ORALINGUA SCHOOL	PO-282852	2,790.80
134554	ORANGE COUNTY THERAPY SERVICE	PO-280138	16,480.00
134555	OWEN, JEFFREY S	PO-280135	500.00
134556	PACIFIC PEDIATRIC THERAPY INC.	PO-280510	17,277.50
134557	PROGRESSUS THERAPY INC	PO-282528	13,432.00
134558	PYRAMID AUTISM CENTER	PO-281117	3,600.00
		PO-281118	3,600.00
134559	RIPLEY, ANN	PO-280101	2,047.00
134560	SHILOH TREATMENT CENTER INC	PO-282848	2,544.00
134561	SPEECH & LANGUAGE PROFESSIONAL	PO-284154	4,340.00
134562	WALLACE, SHELLEY/GREG	PV-093531	406.23
134563	YELLOWSTONE BOYS & GIRLS RANCH	PO-280194	1,492.50
		PO-280195	1,791.00
		PO-280196	398.00
		PO-283334	1,791.00
134564	CAL WEEKLY EXPLORER INC	PO-284106	925.00
		PO-284140	990.00
		PO-284148	915.00
134565	IMAGINATION MACHINE, THE	PO-284112	1,205.00
134566	OCEAN INSTITUTE	PO-284052	600.00
		PO-284178	400.00
134567	ORANGE COUNTY PERFORMING ARTS	PO-284110	1,600.00
		PO-284190	650.00
134568	CORVEL ENTERPRISE COMP INC	PO-280209	141,639.07
134569	AMERICAN BACKFLOW	PO-280264	215.65
134570	BEE MAN	PO-280269	500.00
134571	C R LAURENCE CO INC	PO-280274	43.21
134572	COMPLETE DRUG & DNA TESTING	PO-281196	2,370.00
		PO-281197	840.00
134573	CORPORATE EXPRESS	PO-280119	22.24
134574	EVERYTHING MEDICAL	PO-283944	680.00
134575	FORESTRY SUPPLIERS INC	PO-283490	914.48
134576	FRANKLIN ELECTRONIC PUBL	CL-081491	57.57
		CL-081492	57.56
134577	FUTURE HORIZONS INC	PO-283288	34.95
134578	GANAHL LUMBER	PO-280405	1,530.38
134579	HIRSCH PIPE & SUPPLY	PO-280350	1,649.52
134580	JOHNSTONE SUPPLY	PO-283307	13,691.41
134581	JOSTENS	PO-282690	246.33
134582	LUMINAUD INC	PO-283527	96.00
134583	ePOLY STAR	PO-283932	2,728.23
134584	AMERICAN TECHNOLOGIES	PO-282766	5,750.00
134585	CORPORATE EXPRESS	PO-280795	33.93
134586	BENNETT, JAMES	PV-093511	12.00

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134587	BISCONTI, JACKIE	PV-093512	20.00
134588	BLOOM, ERIK	PV-093510	68.00
134589	FERRARI, SUSAN	PV-093515	113.00
134590	FITTS, SYDNEE	PV-093513	18.00
134591	FURNISS, IAN	PV-093516	80.00
134592	GHOTBI, MARY	PV-093517-	124.40
134593	HERTZ, MADELEINE	PV-093519	17.23
134594	HORN, CAMERON	PV-093518	77.00
134595	KREUZER, ROBERT	PV-093520	87.00
134596	KRUFAL, DYLAN	PV-093514	18.00
134597	LOPEZ, VERONICA	PV-093522	80.00
134598	LOVE, ERRIN	PV-093521	111.91
134599	CORVEL ENTERPRISE COMP INC	PO-280215	75,705.00
134600	CAPISTRANO UNIFIED SCHOOL DIST	PO-280222	159,389.16
134601	METROPOLITAN EMPLOYEES	PO-280223	3,691,782.00
		PO-280224	23,760.00
134602	UNUM LIFE INSURANCE	PO-280218	10,013.85
134603	HAZELRIGG RISK MANAGEMENT SVS	PO-280227	43,578.66
134604	ART MASTERS INC	PO-284095	676.00
134605	BALADA, FRANCESCA	PO-281613	825.00
134606	COLLEGEBOARD	PO-282778	525.00
		PO-283024	175.00
134607	DINERS CLUB	PV-093532	1,067.00
134608	LRP PUBLICATIONS	PO-283369	245.00
134609	ORANGE COUNTY DEPT OF EDUCATIO	PO-284181	1,300.00
134610	ORANGE COUNTY PERFORMING ARTS	PO-284191	4,750.00
134611	PACIFIC AUDIOLOGICS	PO-283047	9,735.00
134612	SAN DIEGO COUNTY SUPT OF SCH	PO-281755	50.00
134613	SCHOOL INNOVATIONS & ADVOCACY	PO-283938	760.69
134614	SIEBENLAR, DENNIS	PO-284147	200.00
134615	BERK, DEBI	PV-093523	367.50
134616	DESTINATION SCIENCE	PV-093527	12,210.80
134617	DOUGHERTY, PAULA	PV-093524	2,833.00
134618	H2O SPOT	PV-093528	2,989.35
134619	SALISBURY, ELENA	PV-093525	1,682.10
134620	THIFFAULT, RONDA LEE	PV-093526	2,656.50
134621	VEERA, SHANE	PV-093529	891.80
		PV-093530	2,837.80
134622	WONG, FIONA L.	PV-093538	105.00
134623	AT&T	PO-282495	124.96
134624	HERFF JONES INC	PO-283082	911.22
134625	MAYER-JOHNSON CO	PO-282633	200.56
134626	MICHIGAN BRAILLE TRANSCRIBING	PO-281666	1,024.03
134627	MIND RESEARCH INSTITUTE	PO-280572	2,693.75
134628	MIRACLE REC EQUIP CO	PO-281547	431.24

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Warrant Number	Name of Payee	Reference Number	Amount
134629	MUSIC IN MOTION	PO-283070	139.54
134630	NAHEE	PO-282845	60.00
134631	NASCO WEST	PO-281489	119.19
		PO-282675	160.28
		PO-282676	81.27
		PO-282794	165.83
		PO-282841	808.67
		PO-283502	55.28
		PO-283536	148.37
134632	NAZDAR SUPPLY INC	PO-283675	5,367.57
134633	NCS PEARSON/AIMSWEB	PO-283068	2,500.00
134634	NEFF COMPANY	PO-283864	2,801.48
134635	NEWS 2 YOU	PO-283281	266.00
134636	NICK RAIL MUSIC	PO-282891	402.83
134637	NICK RAIL MUSIC INC	PO-282908	476.19
134638	NIMCO INC	PO-280000	1,175.50
134639	PEARSON	PO-283099	384.64
134640	PEARSON ASSESSMENTS	PO-282924	1,531.52
134641	PEARSON EDUCATION	PO-280604	5,240.39
		PO-282236	151.28
		PO-282239	3,870.18
		PO-282397	2,298.32
		PO-282597	535.79
		PO-282598	2,436.03
		PO-282727	63.03
		PO-283556	685.74
134642	RALPHS GROCERY CO	PO-280819	52.05
		PO-281599	34.16
		PO-281988	7.96
		PO-282374	42.79
134643	S O S SURVIVAL PRODUCTS	PO-283348	270.00
134644	SOUTH COAST ANSWERING SERVICE	PO-281828	210.79

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Warrant Number	Name of Payee	Reference Number	Amount
134645	SOUTHWEST SCHOOL SUPPLY	-	
		PO-280121	
		PO-280126	56.57
		PO-280178	18.76-
		PO-280181	1,232.23
		PO-280429	821.70
		PO-280537	845.30
		PO-280789	420.12
		PO-280790	1,340.68
		PO-280797	46.03-
		PO-281023	126.37
		PO-281024	112.44
		PO-281932	179.57
		PO-282012	126.04-
134646	SOUTHWEST SCHOOL SUPPLY	PO-282136	88.11
		PO-282490	7.18
		PO-282928	69.18
		PO-283413	153.15
		PO-283414	1,616.13
		PO-283415	329.00
		PO-283704	73.26
134647	ZOO PET STORE	PO-281986	59.24
134648	RALPHS GROCERY CO	PO-280104	153.37
		PO-280106	256.74
		PO-280735	193.73
		PO-280736	238.21
		PO-280737	168.42
		PO-280738	96.20
		PO-280739	116.92
		PO-280740	180.69
		PO-280817	160.68
		PO-282677	39.40
134649	MACKIN LIBRARY MEDIA	PO-282325	24,637.21
134650	AT&T	PO-282495	66.92
134651	AT&T/MCI	PO-280948	27.83
134652	MACKICHAN SOFTWARE INC	PO-281870	109.00
134653	MARKERBOARD PEOPLE	PO-282463	187.00
134654	MCMaster-CARR SUPPLY CO	PO-280292	101.48
134655	MEDCO SUPPLY INC	PO-282322	78.39
		PO-284224	2,481.91
134656	MHS RESEARCH DEPARTMENT	PO-282925	560.62
134657	MILLIGAN NEWS CO INC	PO-283067	204.43
134658	MISSION TENNIS PRO SHOP	PO-283023	1,089.35
134659	MOREY'S MUSIC	PO-282762	148.87
134660	MSC INDUSTRIAL SUPPLY CO INC	PO-280291	48.05

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Warrant Number	Name of Payee	Reference Number	Amount
134661	MYERS FORKLIFT INC	PO-280938	397.16
134662	OFFICE DEPOT	PO-280639	172.37
		PO-281275	58.16
		PO-282009	42.47
		PO-282488	
		PO-282710	377.41
		PO-283005	281.36
		PO-283048	4,624.41
		PO-283128	1,874.85
134663	ORANGE CTY PUMP CO	PO-282626	1,609.12
134664	PEPPER-LOS ANGELES, J W	PO-282613	105.27
		PO-283292	767.73
134665	QUALITY TOWING	PO-281081	468.00
134666	RADIO SHACK ACCOUNTS REC	PO-280320	19.23
134667	SOUTHERN CA BOILER INC	PO-280378	2,291.53
134668	SOUTHWEST SCHOOL SUPPLY	PO-282426	182.31
134669	TUTTLE-CLICK FORD	PO-281710	5,706.28
		PV-093539	4,000.00
134670	VISTA PAINT CORP	PO-280406	45.52
134671	OFFICE DEPOT	PO-281765	56.93
134672	THE BANK OF NEW YORK TRUST CO	PO-284229	55,263.28
134673	THE BANK OF NEW YORK TRUST CO	PO-284228	13,790.99
134674	US BANK CORP PAYMENT SYSTEM	PV-093533	500.26
		PV-093534	1,884.31
		PV-093535	81.59
		PV-093536	530.00
		PV-093537	14,897.92
134675	US BANK CORP PAYMENT SYSTEM	PV-093533	86.00
134676	US BANK CORP PAYMENT SYSTEM	PV-093535	340.40
134677	CA HAZARDOUS SERVICES INC	PO-282625	35,125.59
134678	PJHM ARCHITECTS SOUTHWEST INC	PO-284105	48,545.41
		PO-284127	124.62
		PO-284137	217.05
134679	PJHM ARCHITECTS SOUTHWEST INC	PO-284109	44,221.12
		PO-284114	29,827.50
		PO-284131	1,600.20
		PO-284142	1,085.32
134680	BARI, KATHY	PV-093553	981.59
134681	BEEKMAN, MICHAEL	PV-093557	938.42
134682	HOLLIDAY, SUSAN	PV-093552	720.30
134683	JEAN, AMANDA	PV-093558	80.00
134684	JHA, AMAR N	PV-093551	895.62
134685	KUCERA, LEE	PV-093545	138.37
134686	LIPSETT, ROB	PV-093549	125.10
134687	MOROS, KATHRYN	PV-093543	518.65

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Warrant Number	Name of Payee	Reference Number	Amount
134688	POTNIS, JYOTI	PV-093547	17.55
134689	ROCKER, BRYAN	PV-093550	528.44
134690	ROECK, STACY	PV-093544	199.00
134691	SCHUBERT, PATRICIA	PV-093555	140.00
134692	SLIPAKOFF, ROBIN	PV-093548	46.65
134693	BROWNE, CAROLE	PV-093554	89.35
134694	YOGI, STACY	PV-093556	89.35
134695	APPLE COMPUTER INC	PO-283107	2,925.04
		PO-283247	4,387.23
		PO-283271	4,102.85
134696	CINTAS CORP	PO-280281	503.34
134697	CIT TECH FINANCIAL SERVICES	PO-281606	160.55
		PO-281948	163.00
134698	CITY OF SAN CLEMENTE	PO-280366	10,804.97
134699	CITY OF SAN JUAN CAPISTRANO	PO-280368	5,576.27
134700	CONSOLIDATED ELECT DISTR	PO-280243	2,715.28
134701	DELL MARKETING L P	PO-282857	377.98
		PO-283721	2,580.63
		PO-283722	2,476.76
		PO-283930	622.71
134702	IMAGE 2000	PO-280331	182.85
		PO-280347	868.30
		PO-284144	1,137.97
134703	MCMAHAN DESK INC	PO-283149	765.03
		PO-283439	283.30
134704	MWB BUSINESS SYSTEMS	PO-281034	573.32
		PO-282190	1,120.60
134705	PAC TYPEWRITER & COMM	PO-280343	311.16
134706	PRUDENTIAL OVERALL SUP	PO-281736	51.68
134707	SAN DIEGO GAS & ELECTRIC	PO-280369	31,301.16
134708	SANTA MARGARITA WATER	PO-280346	1,281.25
134709	SMART & FINAL	PO-280742	127.38
		PO-281598	77.98
		PO-282102	38.15
		PO-282455	61.29
134710	SO CAL EDISON CO	PO-280363	20,748.03
134711	SO CAL GAS CO	PO-280345	664.80
134712	TROXELL COMM INC	PO-281740	1,196.03
		PO-283273	187.55
		PO-283713	696.07
134713	UNITED RENTALS NORTHWEST INC	PO-280357	524.92
134714	WELLS FARGO FINANCIAL LEASING	PO-280564	209.98

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Warrant Number	Name of Payee	Reference Number	Amount
134715	XEROX CORPORATION	PO-280336	213.60
		PO-280388	511.26
		PO-280440	1,117.33
		PO-280444	2,669.80
		PO-280461	16,274.86
134716	CAMPBELL, GARY D	PO-283234	1,700.00
134717	MOBILE MODULAR	PO-281831	610.00
134718	RUTAN & TUCKER	PO-281193	36,474.15
		PO-283593	4,085.58
134719	AARDVARK CLAY	PO-283279	643.00
		PO-283790	62.06
134720	ABILITATIONS	PO-282730	61.95
134721	ANAHEIM BAND INSTRUMENTS	PO-283766	22.16
134722	ANTHEM SPORTS	PO-284094	452.58
134723	ARROWHEAD-CAMUR STAINED GLASS	PO-282585	1,764.90
134724	BADEN SPORTS INC	PO-284176	59.80
134725	BARNES & NOBLE INC	PO-283296	24.64
134726	BARRETT-ROBINSON INC	PO-280392	1,828.00
134727	BEARCOM	PO-283714	1,476.18
134728	BEE MAN	PO-280269	325.00
134729	BESAM ENTRANCE SOLUTIONS	PO-282031	222.50
134730	BETTER BUSINESS RECORDS	PO-281011	258.29
134731	CAROLINA BIOLOGICAL SUPPLY CO	PO-283188	478.84
134732	CDWG Inc	PO-283552	425.62
		PO-283705	2,515.97
134733	CHICKS SPORTING GOODS	PO-283474	587.56
134734	COAST RECREATION	PO-283181	908.99
134735	COLLINS BUSINESS EQUIPMENT	PO-283783	140.25
134736	COMPLETE DRUG & DNA TESTING	PO-281196	1,425.00
		PO-281197	490.00
134737	DAY LITE MAINTENANCE	PO-281612	319.17
134738	DIGITAL NETWORKS GROUP	PO-281367	19,537.86
134739	DISCOUNT OFFICE SERVICES	PO-283735	103.13
134740	FILMS FOR THE HUMANITIES	PO-283399	149.12
134741	FREESTYLE PHOTO SUPPLIES	PO-282688	687.18
134742	FREY/SCHOOL SPECIALTY INC	PO-282285	215.77
134743	GANAHL LUMBER	PO-280405	98.16
134744	GOPHER ATHLETIC/SPORTS	PO-283498	134.92
		PO-283737	991.82
134745	GRANT LINK	PO-283918	1,600.00
134746	BORDERS GROUP INC.	PO-281288	225.85
134747	BARRETT-ROBINSON INC	PO-283626	1,028.32
134748	EXECUTIVE ENVIRONMENTAL SVCS	PO-284175	348.39

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Warrant Number	Name of Payee	Reference Number	Amount
134749	CORPORATE EXPRESS	PO-280438	31.24
		PO-280785	183.20
		PO-280787	2,426.10
		PO-280888	85.43
		PO-281029	36.64
		PO-281653	150.27
		PO-282080	75.60
134750	DISCOVERY SCIENCE CENTER	PO-284201	550.00
134751	GOPHER ATHLETIC/SPORTS	PO-281390	251.10
134752	HANDWRITING W/O TEARS	PO-283629	105.60
134753	HARLAND TECHNOLOGY SERVICES	PO-283540	527.00
134754	HIRSCH PIPE & SUPPLY	PO-280350	1,503.10
134755	HORN IMPROVEMENT	PO-281526	1,322.25
134756	HYDRO-SCAPE PRODUCTS INC	PO-280899	1,688.11
134757	IRON MOUNTAIN	PO-280441	222.64
134758	ITO NURSERY	PO-280913	52.80
134759	JIM'S MUSIC	PO-283986	618.71
134760	JIST PUBLISHING	PO-282621	197.21
134761	JOHN DEERE LANDSCAPES	PO-280902	2,259.79
134762	KELLY PAPER COMPANY	PO-283613	255.45
134763	KNORR SYSTEMS INC	PO-282623	1,130.00
134764	KORNEY BOARD AIDS	PO-284093	91.80
134765	LAWNMOWERS ETC	PO-280912	1,049.81
134766	LESLIES SWIMMING POOL SUPPLY	PO-280290	668.47
134767	LIBERTY FLAGS	PO-283742	88.30
134768	LINGUI SYSTEMS INC	PO-283819	209.75
134769	THE LIFE TRENDS GROUP TLTG INC	PO-281663	1,518.41
134770	CORPORATE EXPRESS	PO-280133	632.23
134771	HANDWRITING W/O TEARS	PO-283297	410.74
134772	MARMOLEJO, LETICIA	PV-093590	16.00
134773	MCLAUGHLIN, COLIN	PV-093596	87.00
134774	MCMILLEN, DENNIS	PV-093582	69.00
134775	MOE, KENNETH L	PV-093572	166.91
		PV-093574	112.87
134776	MORRIS, FAITH	PV-093589	134.42
134777	MYERS, BARBARA	PV-093594	71.00
134778	OLINGER, DAVID	PV-093595	81.00
134779	PIANTA, REBECCA	PV-093577	500.94
134780	PONCE, JESSICA	PV-093579	18.00
134781	PRODAN, GILLIAN	PV-093592	7.10
134782	RAZAVI, JAYNE	PV-093600	104.00
134783	REYNARD, HEATHER	PV-093603	89.08
134784	RODRIGUEZ, CAROLINA	PV-093588	35.00
134785	SIGNER, JEFF	PV-093573	143.42
134786	SLEVEN, BRENDON	PV-093601	68.00

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Warrant Number	Name of Payee	Reference Number	Amount
134787	TEMPLIN, MATTHEW	PV-093580	84.00
134788	TILLER, DAVID	PV-093602	68.00
134789	TOMASELLO, TROY	PV-093586	35.00
134790	VENTURA, GABRIEL	PV-093575	77.00
134791	VIGUS, CYNTHIA	PV-093585	15.00
134792	VOIEN, SHARON	PV-093597	126.00
134793	WALTERS, RENE	PV-093581	12.00
134794	WARDLE, JAMES	PV-093583	77.00
134795	WEISSMANN, VICTORIA	PV-093587	82.00
134796	WENTZEL, KORY	PV-093571	194.90
134797	WHELAN, KELLY	PV-093598	70.00
134798	WILLET, TERI	PV-093584	15.00
134799	TOMLINSON, JUDY	PV-093593	89.00
134800	VERMEULEN, DONALD	PV-093591	73.89
134801	MOBILE COMM REPAIR INC	PO-284272	4,000.46
134802	OFFICE DEPOT	PO-280182	92.01
		PO-281275	554.04
		PO-282009	166.75
134803	ORANGE CTY PUMP CO	PO-282626	6,045.88
		PO-284268	13,889.00
134804	PEARSON EDUCATION	PO-280864	1,797.79
134805	PRINCETON HEALTH PRESS	PO-281445	665.00
		PO-281447	2,090.00
		PO-281471	1,947.50
134806	RHYTHM BAND INC	PO-282540	1,876.50
134807	ULINE	PO-280338	469.00
		PO-283178	512.90
134808	WAXIE	PO-281418	2,924.76
		PO-283198	3,552.52
134809	WESTERN GRAPHIX	PO-283483	1,718.61
134810	ALISO VIEJO COMMUNITY ASSN	PO-283250	1,697.55
134811	AMERICAN LOGISTICS COMPANY LLC	PO-282380	292.50
		PO-284243	20,787.50
134812	APPLE COMPUTER INC	PO-283917	1,380.78
		PO-283919	1,577.85
		PO-283925	4,211.61
134813	BANC OF AMERICA LEASING	PO-280830	915.87
		PO-280995	431.00
134814	CA OFFICE SYSTEMS INC	PO-280993	485.73
		PO-281033	19.67
134815	CIT TECH FINANCIAL SERVICES	PO-280562	543.41
		PO-281535	619.56
		PV-093609	433.16

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Warrant Number	Name of Payee	Reference Number	Amount
134816	DELL MARKETING L P	PO-281537	2,018.62
		PO-283748	29,971.77
		PO-283755	1,509.35
		PO-283756	1,753.28
		PO-283757	13,149.66
		PO-283758	1,952.79
		PO-283856	1,057.54
		PO-283858	1,891.73
		PO-283859	2,596.51
		PO-283955	1,532.49
		PO-283956	1,509.34
134817	DEPT IND RELATION/SAFETY	PO-282402	105.00
134818	IKON FINANCIAL SERVICES	PO-280561	964.37
		PO-280821	1,346.89
		FV-093614	888.95
		FV-093623	1,012.87
134819	IMAGE 2000	PO-280347	81.00
		PO-284158	288.22
		PO-284212	339.52
134820	MARLIN LEASING	PO-280563	253.21
		PO-280801	290.93
		PO-281268	534.43
134821	MOULTON NIGUEL WATER	-	
		PO-280365	6,749.44
134822	MOULTON NIGUEL WATER	PO-280365	341.06
134823	SAN DIEGO GAS & ELECTRIC	PO-280369	186,531.28
134824	SANTA MARGARITA WATER	PO-280346	11,844.16
134825	SHARP ELECTRONICS CORP	PO-282486	307.74
134826	SMART & FINAL	PO-282017	120.60
		PO-282386	75.15
		PO-283899	33.61
134827	SO CAL EDISON CO	PO-280363	15,934.88
134828	SO CAL GAS CO	PO-280345	23,611.23
134829	SO COAST WATER DIST	PO-280359	7,480.28
134830	SPARKLETTS	PO-280677	4.00
		PO-280931	6.26
		PO-281603	2.47
		PO-282126	4.01
		PO-283028	4.00
134831	XEROX CORPORATION	PO-283180	32.73
134832	SPARKLETTS	PO-281914	26.25
134833	MARLIN LEASING	PO-281949	2,715.30
134834	SMART & FINAL	PO-280108	59.09

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Warrant Number	Name of Payee	Reference Number	Amount
134835	SPARKLETTS	PO-282127	8.05
		PO-282128	18.40
		PO-282131	6.16
		PO-282132	54.73
134836	SIMON YOUTH FOUNDATION	PO-283509	1,113.00
134837	DEPT OF INDUSTRIAL RELATIONS	PO-284299	24,561.83
134838	CABRAL ROOFING & WATERPROOFING	PV-093617	1,161.90
134839	CAPISTRANO CONNECTIONS ACADEMY	PO-280490	348,567.00
134840	JOURNEY CHARTER SCHOOL	PO-280489	61,470.00
134841	OPPORTUNITY FOR LEARNING	PO-280487	43,341.00
134842	SPRINT/NEXTEL COMMUNICATIONS	CM-090060	98.31-
		PV-093618	3,069.57
134843	TANDUS SPECIALIZED MARKETS	PO-283616	645.31
134844	CAPISTRANO CONNECTIONS ACADEMY	CM-090061	6,667.00-
		CM-090062	575.00-
		PV-093619	129,321.64
134845	OPPORTUNITY FOR LEARNING	PV-093620	19,830.16
134846	TANDUS SPECIALIZED MARKETS	PV-093621	126.39
134847	BERGMAN & DACEY INC	PO-281616	7,668.18
		PO-284138	54,251.99
134848	COMMERCIAL FENCE & IRON WORKS	PO-283592	6,255.00
134849	PJHM ARCHITECTS SOUTHWEST INC	PO-284118	127,363.02
134850	TANDUS SPECIALIZED MARKETS	PO-283002	7,410.22
134851	AT&T	PO-282495	72.44
134852	AT&T-CALNET2	PO-283432	210.08
		PO-283838	11,302.09
134853	AT&T/MCI	PO-280948	28.64
134854	COX COMMUNICATIONS	PO-280949	11,527.44
134855	MISSION VIEJO GLASS	PO-280400	200.00
		PO-281070	784.97
134856	MOBILE LIFT GATE SERVICE	PO-281057	947.93
134857	MYERS FORKLIFT INC	PO-280938	252.58
134858	NASCO WEST	PO-280794	1,264.89
		PO-282982	1,136.16
		PO-283478	237.25
		PO-283770	557.64
134859	OFFICE DEPOT	PO-280548	205.50
		PO-280639	89.03
		PO-281783	100.39
		PO-282113	97.66
134860	PETRO DIAMOND INC	PO-281373	26,912.29
134861	PREMIERE WATER SERVICES	PO-280396	1,125.00
134862	PSOC-WATERLINES TECHNOLOGIES	PO-282399	3,018.14
134863	QUICK SORT INC	PO-280930	383.13

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134864	RALPHS GROCERY CO	PO-280688	16.16
		PO-280819	223.46
		PO-281597	140.22
		PO-281749	70.65
		PO-281988	43.70
		PO-282374	8.60
134865	SHAMROCK SUPPLY CO INC	PO-280423	1,923.73
		PO-283409	1,125.43
134866	SPICERS PAPER CO	PO-280390	467.42
134867	UNIQUE SWEEPING	PO-282038	240.00
134868	WAL MART COMMUNITY	PO-282685	1,042.71
134869	WAL MART COMMUNITY	PO-280686	102.79
134870	WENGER CORPORATION	PO-283166	2,332.79
		PO-283172	1,821.72
134871	WORLD BOOK EDUCATIONAL	PO-281431	968.67
134872	YOSEMITE WATER	PO-280998	39.55
134873	ZOO PET STORE	PO-281986	58.29
134874	OFFICE DEPOT	PO-281765	217.76
134875	OXFORD UNIV PRESS	PO-283066	988.71
		PO-283776	651.58
134876	WAL MART COMMUNITY	PO-281908	117.86
134877	RALPHS GROCERY CO	PO-280738	68.68
134878	WAL MART COMMUNITY	PO-280723	53.88
		PO-280726	42.31
		PO-280727	16.08
		PO-280729	192.92
		PO-280730	256.63
134879	WAL MART COMMUNITY	PO-280683	108.07
		PO-280728	71.50
134880	A Z BUS SALES INC	PO-281059	2,591.54
134881	ACTIVITIES FOR LEARNING INC	PO-283781	677.03
134882	ADVANTAGE RADIATOR	PO-281060	457.94
134883	ALISO VIEJO AUTO SERVICE	PO-281708	918.52
134884	AMERICAN BACKFLOW	PO-280264	294.44
134885	APPLIED PRACTICE LTD	PO-284074	335.66
134886	ARAMARK UNIFORM SERVICE	PO-281371	1,030.95
134887	ASSOC BUSINESS PRODUCTS	PO-280268	69.50
134888	AUTO SHOP EQUIP CO INC	PO-281074	239.66
134889	BATTERIES PLUS	PO-281720	282.56
134890	BIGBELLY SOLAR	PO-283927	39,956.08
134891	BORDERS GROUP INC.	PO-283777	21.51
134892	CAL-STATE AUTO PARTS INC	PO-281377	2,817.39
134893	CAL-WESTERN SIGN CO	PO-280276	404.06
134894	CARLOS GUZMAN INC	PO-281381	4,905.71

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Warrant Number	Name of Payee	Reference Number	Amount
134895	CDWG Inc	PO-280446	57.97
		PO-282996	689.60
		PO-283160	269.38
		PO-283728	4,430.68
		PO-283853	425.62
		PO-284070	91.59
134896	CLEAN ENERGY	PO-281965	3,613.82
134897	COLLEGE BOARD, THE	PO-283800	106.68
134898	DENAULT'S HARDWARE	PO-280513	133.48
		PO-280894	177.64
134899	CTR FOR IMPROVEMENT OF CHILD	PO-283883	218.98
134900	CARLEX COMPANY, THE	PO-283813	49.85
134901	ECOLOGY TIRE	PO-281066	277.50
134902	EDUCATORS PUBLISHING SERVICE	PO-283840	616.45
134903	ENABLEMART	PO-283771	136.98
134904	ENABLING DEVICES	PO-283786	40.95
134905	FACTORY MOTOR PARTS	PO-281053	1,338.67
134906	FEDERAL EXPRESS CORP	PO-280932	688.26
134907	FLEET SERVICE SPECIALISTS LLC	PO-281380	1,917.34
134908	FRICTION MATERIALS CO.	PO-281379	2,855.73
134909	GANAHL LUMBER	PO-280405	728.98
134910	GOPHER ATHLETIC/SPORTS	PO-284003	469.83
134911	GRAPHIC SYSTEMS	PO-280384	909.10
134912	GREAT BOOKS FOUNDATION	PO-283806	827.90
134913	HANDWRITING W/O TEARS	PO-283794	16.45
134914	HIRSCH PIPE & SUPPLY	PO-280350	473.88
134915	INTERNATIONAL BACCALAUREATE	PO-284103	124.13
134916	INTERSTATE BATTERIES	PO-281058	1,285.14
134917	KELLY PAPER COMPANY	PO-283613	2,417.91
134918	KIEFER & ASSOCIATES	PO-283787	181.96
134919	KNORR SYSTEMS INC	PO-280404	1,390.40
		PO-283306	8,863.25
134920	LAKESHORE LEARNING MATLS	PO-283788	342.11
		PO-284072	219.34
134921	LOS ANGELES FREIGHTLINER	PO-281378	260.83
134922	FOLLETT EDUCATIONAL SVC	PO-283830	1,594.59
134923	KIDS IN BETWEEN	PO-283814	97.90
134924	CABRAL ROOFING & WATERPROOFING	PO-082768	2,193.60
134925	HARDY & HARPER INC	PO-282628	4,154.44
134926	PACIFIC MOBILE HOME CONS	PO-282542	3,155.46
		PO-282543	2,058.24

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Warrant Number	Name of Payee	Reference Number	Amount
134927	CORPORATE EXPRESS	PO-280785	47.08
		PO-280803	363.52
		PO-281653	15.52
		PO-282583	247.42
		PO-282737	160.35
134928	CORPORATE EXPRESS	PO-280133	357.60
134929	CORPORATE EXPRESS	PO-280795	39.72
134930	CAL WEEKLY EXPLORER INC	PO-284132	1,190.00
134931	CHAMBER THEATRE PROD INC	PO-090012	1,732.50
134932	MISSION SAN JUAN CAPISTRANO	PO-090036	912.00
134933	OCEAN INSTITUTE	PO-283651	2,685.00
134934	ORANGE COUNTY DEPT OF EDUCATIO	PO-282413	593.50
134935	ORANGE COUNTY PERFORMING ARTS	PO-284192	625.00
		PO-284193	575.00
		PO-284195	2,075.00
134936	ORANGE CTY DEPT EDUC	PO-283638	787.50
134937	SCSBOA	PO-284215	330.00
134938	THOUSAND PINES OUTDOOR SCHOOL	PO-090035	10,540.80
134939	COX COMMUNICATIONS	PO-280949	3,311.96
134940	MODERN TREE	PO-280896	10,440.00
		PO-283154	4,110.00
134941	ONE STOP BINDERY	PO-280387	797.50
134942	PARKHOUSE TIRE INC.	PO-281372	9,989.72
134943	PRAXAIR	PO-280314	708.64
		PO-281073	26.27
		PO-282571	52.82
		PO-284019	71.61
134944	RALPHS GROCERY CO	PO-281599	54.53
134945	RINCON TRUCK PARTS	PO-090054	12,353.54
134946	SAN DIEGO ENERGY EFFICIENT	PO-281611	264.00
134947	SCHOOL BUS PARTS CO	PO-281055	1,231.76
134948	SEHI COMPUTER	PO-280472	857.84
		PO-282483	65.75
		PO-282929	613.33
		PO-282930	687.31
		PO-283412	1,226.65
		PO-283480	136.69
		PO-283482	1,839.98
		PO-283703	613.36
134949	SEPULVEDA BLDG MATERIALS	PO-280375	269.47
134950	SMARDAN SUPPLY COMPANY	PO-280377	4,628.09
134951	SOUTH COAST FAMILY MEDI CENTER	PO-281141	70.00
		PO-281142	375.00
134952	SOUTHERN COUNTIES OIL CO	PO-281370	37,203.79
134953	SPICERS PAPER CO	PO-280390	3,899.00

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Warrant Number	Name of Payee	Reference Number	Amount
134954	SUCCESS BY DESIGN	PO-281037	1,348.48
134955	WOODWIND & BRASSWIND	PO-280953	231.16
134956	YOSEMITE WATER	PO-280998	64.75
134957	ZOO PET STORE	PO-281986	64.81
		PO-284220	52.71
134958	RALPHS GROCERY CO	PO-282677	39.22
134959	SEHI COMPUTER	PO-284162	134.75
134960	RELIANCE STANDARD LIFE INS CO	PO-280217	14,750.00
134961	VISION SERVICE PLAN	PO-280219	79,845.84
134962	APPLE COMPUTER INC	PO-280445	390.67
134963	CINTAS	PO-280206	64.00
134964	CINTAS CORP	PO-280281	2,013.47
		PO-281626	60.20
134965	SMART & FINAL	PO-280742	49.23
		PO-280818	149.65
		PO-281598	25.48
134966	SOLAG / CR&R	PO-281410	44,296.08
134967	STATE BD EQUALIZATION	PV-093625	6,030.00
134968	UNION BANK OF CALIFORNIA	PO-281900	10,870.39
134969	SMART & FINAL	PO-281912	37.47
134970	LARMAC	PO-283655	14,966.00
134971	PALOMAR GRADING AND PAVING INC	CL-080920	50,797.00
		CL-081148	284,282.50
		PO-283130	21,408.26
134972	BADGER, HOLLY &/OR THOMAS	PV-093631	98.87
134973	BOCKLER, BRIAN & TINA	PV-093632	416.67
134974	BOESCH, CHERYL	PV-093633	302.72
134975	BONDE, CRAIG AND/OR JOY	PV-093634	725.32
134976	BOYD, VALERIE	PV-093635	88.53
134977	GAU, MARY C.	PV-093637	150.58
134978	GORDON, DEBRA L	PV-093636	261.71
134979	GUTIERREZ, ALICIA	PV-093638	123.56
134980	HEADLEY, JASON &/OR CANDICE	PV-093640	404.90
134981	HINOJOSA, SALVADOR & NIDIA	PV-093641	83.68
134982	JOHANNES, JENNETTE	PV-093642	347.49
134983	JOHNSON, LORI	PV-093644	469.42
134984	JONES, DANNY & NANCY	PV-093645	316.37
134985	LEE, THOMAS AND/OR DEBBIE	PV-093646	106.15
134986	LIDDLE, DREW & LESLIE	PV-093647	96.53
		PV-093648	184.28
134987	MARTIN, PETER/NORMA	PV-093649	190.25
134988	MC CLURE, HEATHER	PV-093650	637.47
134989	MICHEL, WALTER &/OR NANCY	PV-093651	92.48
134990	MORELLI, TERI A	PV-093678	327.93
134991	PARTRIDGE, HOUY & TERRY	PV-093652	637.47

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Warrant Number	Name of Payee	Reference Number	Amount
134992	PAUL, PUJA	PV-093653	178.27
		PV-093654	233.11
134993	PRINGLE, DIANE	PV-093658	170.05
		PV-093677	470.91
134994	RODAS, PHILLIP AND CAROLYN	PV-093659	142.79
134995	ROTH, JAY &/OR KERI	PV-093660	191.35
134996	SCHIEDOW, KIM & TODD	PV-093661	942.74
134997	SHOOK, SIAN	PV-093662	283.82
134998	SMITH, KIMBER	PV-093663	63.61
134999	TOCA, CAROL A.	PV-093664	298.95
135025	WALLACE, SHELLEY/GREG	PV-093665	243.74
135026	WATSON, MALISSA	PV-093666	151.89
135027	ACES	PO-280882	2,057.30
		PO-280883	3,772.40
		PO-282159	1,824.75
135028	ALPINE ACADEMY	PO-280200	2,400.00
135029	ANTOCI, NATALIE	PO-281119	636.48
135030	BLIND CHILDRENS LRNG CTR	PO-282140	1,112.00
		PO-283553	832.50
135031	BROWN RPT, SUSAN	PO-282144	450.00
135032	CARES	PO-280190	1,980.46
135033	CINNAMON HILLS SCHOOL	PO-282853	2,970.00
135034	COOK, ARTHUR &/OR YOLANDA	PO-281675	321.00
135035	CREATIVE SOLUTIONS FOR AUTISM	PO-282865	2,600.00
		PO-282869	800.00
135036	DEVEREUX FOUNDATION	PO-281681	1,476.00
135037	DEVEREUX TEXAS TREATMENT	PO-281093	2,266.92
		PO-284152	1,637.22
135038	EXCELSIOR YOUTH CENTER	PO-280205	2,433.09
135039	FAMILY LIFE CENTER BODEGA	PO-281097	4,600.70
		PO-281098	5,662.40
		PO-281100	5,131.55
135040	GOODWILL INDUSTRIES	PO-280673	1,560.00
135041	HERITAGE CENTER	PO-280197	1,836.00
		PO-284168	184.00
135042	KAKUDA, BARBARA	PO-283886	800.00
135043	MARDAN CENTER OF ED	PO-281087	2,580.00
		PO-281088	2,580.00
135044	MAXIM HEALTHCARE SERVICES	PO-280188	5,013.54
		PO-284121	14,586.14
135045	OAK GROVE INSTITUTE	PO-284151	1,816.78
135046	OCEANVIEW SCHOOL	PO-281102	2,280.00
		PO-282292	1,120.00
135047	ORALINGUA SCHOOL	PO-282852	2,538.20
135048	ORANGE CTY DEPT EDUC	PO-281798	305,479.72

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Warrant Number	Name of Payee	Reference Number	Amount
135049	ORANGE CTY TESTING SERV	PO-281669	84.00
135050	PILOT, KEVIN	PO-281120	677.10
135051	PROGRESSUS THERAPY INC	PO-282528	7,592.00
135052	PROVO CANYON SCHOOL	PO-281677	2,592.00
		PO-282854	2,448.00
135053	SMITH, STEVE & MELANIE	CL-081885	4,020.00
135054	SPEECH PATHOLOGY GROUP INC	PO-283810	8,202.50
135055	THERAPEUTIC EDUCATION CENTER	PO-280203	2,795.00
		PO-281089	3,600.00
		PO-281090	3,375.00
		PO-281091	5,610.00
		PO-284150	3,375.00
135056	WYMAN AND/OR, RICHARD	PO-281680	797.00
135057	ANAHEIM BAND INSTRUMENTS	PO-284075	8,929.24
135058	ANSMAR PUBL INC	PO-283841	1,366.15
135059	ARAMARK UNIFORM SERVICE	PO-281371	808.72
135060	C D T INC.	PO-280283	1,035.00
135061	CAESAR'S APPLIANCE	PO-280275	153.00
135062	CDWG Inc	PO-280446	274.28
135063	CHAMPION CHEMICAL CO	PO-284278	2,236.37
135064	CHICKS SPORTING GOODS	PO-283218	554.90
135065	COMPLETE DRUG & DNA TESTING	PO-281196	1,900.00
		PO-281197	945.00
135066	COOLIES	PO-090032	168.50
135067	CREATIVE CONTRACTORS CORP	PO-283988	450.00
135068	DESTINATION IMAGINATION	PO-283499	510.00
135069	DISCOUNT OFFICE SERVICES	PO-284249	70.34
135070	DUMBELL MAN FITNESS EQUIPMENT	PO-090033	77.16
135071	DUNN-EDWARDS CORP	PO-280244	343.06
135072	EAGLE COMMUNICATIONS	PO-283983	224.84
135073	EDUCATIONAL RESOURCES	PO-283710	469.79
135074	FOLLETT LIBRARY RESOURCES	PO-283754	891.19
135075	GOLDEN RULE BINDERY	PO-284034	1,226.22
135076	GOV CONNECTION INC	PO-283720	192.93
		PO-283849	349.65
135077	HITT MARKING DEVICE	PO-280528	42.12
135078	ITO NURSERY	PO-280913	188.56
135079	KELLY PAPER COMPANY	PO-283613	1,000.77
135080	KIRK PAPER	PO-280386	2,049.65
135081	L&N IMAGE APPAREL	PO-280289	123.27
135082	LACOE	PO-282994	296.68
135083	LAMA SEWING KITS	PO-282615	394.32
135084	LAWN MOWERS ETC	PO-280912	485.97
135085	LOCAL JANITORIAL & VACUUM	PO-281425	888.00
		PO-281459	390.29

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135086	LPR PUBLICATIONS	PO-281271	217.00
135087	ePOLY STAR	PO-284089	4,864.91
135088	DISCOUNT OFFICE SERVICES	PO-283894	355.54
135089	ERGO DIRECT	PO-283893	354.55
135090	ERGOWORKS	PO-283892	59.12
135091	AUSTIN, SUSAN	PV-093669	23.69
135092	BAKOVIC, STEPHENIE	PV-093657	51.59
135093	BANIHASHEMI, YASAMIN	PV-093670	12.00
135094	BLEY, ELIZABETH	PV-093676	14.00
135095	BURATTI, KATHERINE	PV-093671	19.00
135096	CROSS, MINDY	PV-093672	186.60
135097	FORTNEY, TAMARA	PV-093673	161.00
135098	JAY, CAROLYN	PV-093674	361.00
135099	KNIGHTS, GEORGE	PV-093675	522.50
135100	STATE BD EQUALIZATION	PV-093667	357.59
135101	STATE BD EQUALIZATION	PV-093668	527.74
135102	ARTINGER, TRACEY	PV-093679	54.99
135103	AVILA, THERESE	PV-093680	98.87
135104	BELLANTE, ROZ D	PV-093682	234.00
135105	BENE, CHERI	PV-093683	260.91
135106	BIEBER, RAYMOND	PV-093684	81.90
135107	BIRKINSHAW, SANDY	PV-093685	193.64
135108	BRADFORD, SHIRLEY	PV-093686	2.34
135109	BRANNON, DESIREE	PV-093687	200.07
135110	BRAUN, C. ANNE	PV-093688	39.20
135111	BROWNE, CAROLE	PV-093690	8.19
135112	BUSH, VIRGINIA	PV-093691	321.75
135113	CAMERON, BONNIE	PV-093692	287.24
135114	CAMPBELL, SHADA	PV-093693	221.13
135115	CARDIN, PATTI	PV-093694	143.91
135116	CARLISLE, TERESA	PV-093695	8.19
135117	CASTEEL, JANICE	PV-093696	143.91
135118	CAUDILL, AMANDA	PV-093697	148.01
135119	CHUA, GWYNETH H	PV-093698	73.71
135120	CLIFT, LYNNETTE I	PV-093699	242.19
135121	COLLINGS, JANICE	PV-093700	41.54
135122	CORNEJO, EDUARDO	PV-093702	322.92
135123	CORRIGAN, MAREE	PV-093703	145.67
135124	CORRIGAN, MIKE	PV-093704	71.96
135125	COX, LINDA	PV-093705	186.62
135126	CROSS, MINDY	PV-093706	287.24
135127	DARAKJIAN, CAROLE	PV-093707	352.17
135128	DARLING, MARTY	PV-093708	199.49
135129	DEWEES, JULIA K	PV-093709	78.39
135130	DOERING, KIMBERLY	PV-093710	44.46

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135131	DOUGLAS, TERRI A.	PV-093711	241.02
135132	EFFENBERGER, PATRICIA	PV-093713	33.43
135133	ELKINS, KAREN	PV-093714	248.04
135134	ELLIS, SHAWNA	PV-093715	260.33
135135	EMARINE, TINA	PV-093718	221.72
135136	ENGLISH, LAUREN	PV-093716	97.11
135137	ENRIQUEZ, MICHELLE L	PV-093717	305.38
135138	EXWORTHY, MARK	PV-093719	223.47
135139	FITZSIMMONS, KATHLEEN	PV-093720	140.99
135140	FRIEDLANDER, DOROTHY	PV-093721	76.05
135141	GARCIA JR, JOE	PV-093722	42.71
135142	GARRISON, SANDRA L.	PV-093723	18.72
135143	GONG, PHOEBE	PV-093725	255.65
135144	GOO, SUSAN	PV-093726	94.19
135145	HALL, SHEILA	PV-093727	978.13
135146	HANAFORD, LAURA	PV-093728	259.16
135147	HANRATTY, JENNIPHER	PV-093729	118.17
135148	HARMAN, NANCY	PV-093730	109.40
135149	HATLER, JAIME	PV-093731	366.80
135150	HAUN, BARBARA	PV-093732	142.16
135151	HERNANDEZ, MARLO	PV-093733	72.54
135152	HEUSER, RACHEL	PV-093734	246.28
135153	HIGHTOWER, SHERLIN	PV-093735	190.71
135154	HIRCHAG, REBECCA S	PV-093736	61.43
135155	HITCHMAN, JEANNE	PV-093737	89.51
135156	HOGBIN, RICH	PV-093738	49.14
135157	HOLKE, DEBBIE	PV-093739	18.14
135158	HUYNH, TINA	PV-093740	86.58
135159	JARRARD, LISA P	PV-093741	215.28
135160	JIMENEZ, DENISE	PV-093742	376.16
135161	JUNIO, JENNIFER	PV-093743	317.66
135162	BEAHM, BROOKE	PV-093681	164.97
135163	BROWNE, CAROLE	PV-093690	102.96
135164	COPE, MARY	PV-093701	133.38
135165	EDEN, CRIS	PV-093712	96.53
135166	GLESENER, PATRICIA	PV-093724	102.96
135167	BROCKMAN, CARY	PV-093689	100.04
135168	BACK TO NATIVES RESTORATION	PO-283195	1,650.00
135169	CASET	PO-282940	150.00
135170	COLLEGEBOARD	PO-283024	175.00
135171	JACK WHITE	PO-283760	51.48
135172	OCCSPN/LINDA GLEN	PO-090038	80.00
		PO-090039	80.00
135173	ORANGE COUNTY DEPT OF EDUCATIO	PO-284226	250.00

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135174	SCHOOL INNOVATIONS & ADVOCACY	PO-283357	242.44
		PO-283906	381.63
135175	SCHOOL SERVICES OF CALIF	PO-282783	410.00
135176	T DAVIS & ASSOCIATES INC	PO-280500	3,333.40
135177	ACSA/FOUNDATION FOR EDUC	PO-282673	240.00
135178	GENTEMANN, BETH	PV-093747	1,092.00
135179	HOURIGAN, CM	PV-093744	735.00
135180	ST JAMES, JHERI	PV-093746	820.40
135181	ACETEC SECURITY SYSTEMS	PO-280285	6,057.00
135182	ARROWHEAD WATER	PO-280676	36.06
135183	BANC OF AMERICA LEASING	PO-090055	3,555.82
135184	CIT TECH FINANCIAL SERVICES	PO-280562	648.41
135185	CITY OF SAN CLEMENTE	PO-280366	19,530.72
135186	CITY OF SAN JUAN CAPISTRANO	PO-280368	3,845.26
135187	CONSOLIDATED ELECT DISTR	PO-280243	4,435.89
135188	DANBRU WIRE & CABLE INC	PO-280402	1,431.68
135189	DELL MARKETING L P	PO-282391	4,113.13
135190	FACILITIES PROTECTION SYSTEMS	PO-280457	990.00
135191	IKON FINANCIAL SERVICES	PO-282588	807.79
135192	IMAGE 2000	PO-280115	393.60
		PO-280331	123.79
		PO-280347	241.75
135193	INTEGRATED BUSINESS SOLUTIONS	PO-280536	382.51
		PO-280565	58.19
		PO-280800	116.37
		PO-280822	562.46
		PO-280826	484.88
		PO-280827	274.76
		PO-280831	1,373.81
		PO-280833	86.20
		PO-281536	651.89
		PO-282049	793.47
135194	MWB BUSINESS SYSTEMS	PO-281146	275.83
135195	MWB BUSINESS SYSTEMS	PO-280469	129.09
		PO-280470	460.62
		PV-093814	520.00
135196	PITNEY BOWES	PO-280936	508.00
135197	PRINT FINISH SOLUTIONS	PO-280494	206.90
135198	PRUDENTIAL OVERALL SUP	PO-281736	71.86
135199	SAN DIEGO GAS & ELECTRIC	PO-280369	156,032.16
135200	SANTA MARGARITA WATER	PO-280346	527.22
135201	SO CAL EDISON CO	PO-280363	35,685.90
135202	SO CAL GAS CO	PO-280345	24,801.47
135203	DOLPHIN CAPITAL	PO-281951	538.75
135204	INTEGRATED BUSINESS SOLUTIONS	PO-281952	581.85

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Warrant Number	Name of Payee	Reference Number	Amount
135205	ARROWHEAD WATER	PO-281918	31.41
135206	CIT TECH FINANCIAL SERVICES	PO-281606	160.55
135207	ELTEC REFRIGERATION	PO-283308	2,548.00
135208	DELL MARKETING L P	PO-282926	27.14
135209	COX COMMUNICATIONS	PO-280949	755.98
135210	MACMILLAN/MCGRAW-HILL	-	
		PO-081980	29,882.20
		PO-081994	25,853.36
		PO-081995	29,541.81
		PO-081997	24,271.19
		PO-082000	17,017.60
		PO-082005	25,700.95
135211	MACMILLAN/MCGRAW-HILL	PO-082005	7,115.69
		PO-082007	23,518.22
		PO-082009	18,262.53
		PO-082011	27,990.95
		PO-082016	30,210.77
		PO-282607	146,308.04
135212	MCGRAW-HILL COMPANIES	CL-081676	416.27
		PO-280143	17,921.67
		PO-281564	324.92
		PO-281865	2,424.88
		PO-282165	2,360.39
		PO-282177	888.72
		PO-282179	2,667.98
		PO-282574	501.93
		PO-282604	6,434.88
		PO-283074	336.10
		PO-283280	1,061.37
		PO-283634	36,333.61
135213	NCS PEARSON	PO-281696	191.82
		PO-283765	1,878.60
		PO-283821	1,228.76
135214	NCS PEARSON INC	CL-081394	3,414.67
135215	NCS PEARSON INC.	PO-283818	4,718.01
135216	ORANGE COUNTY PROBATION DEPT	PO-090100	15,500.00
135217	PAXTON/PATTERSON	PO-282211	622.43
135218	PEACEFUL PLAYGROUNDS	PV-093835	178.43
135219	PEARSON ASSESSMENTS	PO-284063	950.36
135220	PEARSON EDUCATION	PO-280153	9,487.15
135221	PEARSON EDUCATION	PO-283844	439.88
		PO-284062	389.40
135222	PEARSON EDUCATION INC	PO-283828	6,605.07
135223	PEPPER-LOS ANGELES, J W	PO-280642	431.18
135224	POSTMASTER PERMIT #44	PO-280927	180.00

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Warrant Number	Name of Payee	Reference Number	Amount
135225	RHINOTEK COMPUTER PRODUCTS	PO-283948	1,341.97
135226	S C SIGNS	PO-283262	2,149.61
135227	SHORECLIFFS AUTO SERVICE	PO-281885	2,028.95
135228	NET-IMAGING.COM	PO-283444	131.99
135229	PEARSON EDUCATION	PO-283882	437.68
135230	PEARSON EDUCATION INC	PO-283775	4,043.95
135231	ACADEMIC COMM ASSOC	PO-283290	80.32
135232	AIR CONDITIONING CONTROL SYS	PO-282403	595.00
135233	AIR CYCLE CORPORATION	PO-280744	1,674.99
135234	APPERSON	PO-090025	31.48
135235	BEARCOM	PO-284069	894.33
135236	CAPISTRANO GOLF CARS	PO-281423	2,636.34
135237	CDWG Inc	PO-283972	1,107.68
		PO-283981	677.75
		PO-284238	2,710.99
135238	CHICKS SPORTING GOODS	PO-281354	989.10
135239	CHICKS SPORTING GOODS INC	PO-283877	687.45
135240	COLLINS BUSINESS EQUIPMENT	PO-283783	90.00
135241	COMMUNICATIONS USA	PO-283994	965.11
135242	CORPORATE EXPRESS	PO-090093	245.49
		PO-280436	466.28
135243	CREATIVE IMAGES	PO-090098	3,771.25
135244	DEPT OF GENERAL SERVICES	PO-090097	15.91
135245	EDLINE	PO-090159	3,396.00
135246	EMEDCO	PO-280245	709.49
135247	ENABLEMART	PO-082721	95.50
135248	ENTERSECT SECURITY SERVICE	PO-284298	2,254.00
135249	FOLLETT LIBRARY RESOURCES	PO-283207	2,993.98
135250	FORMAL FASHIONS INC	PO-283013	47.20
135251	GALE/CENGAGE	PO-283233	11,109.23
135252	GANAHL LUMBER	PO-280405	652.80
135253	GOV CONNECTION INC	PO-283999	443.93
135254	HAAN CRAFTS	PO-282018	287.75
135255	HILLYARD / LOS ANGELES	PO-280505	20,286.05
135256	JOHNSTONE SUPPLY	PO-090154	12,919.72
		PO-283307	733.39
135257	KELLY PAPER COMPANY	PO-283613	4,290.07
135258	KNORR SYSTEMS INC	PO-280404	4,610.95
		PO-282623	12,252.99
135259	GALE/CENGAGE	PO-284263	300.00
135260	IRON MOUNTAIN	PO-280211	120.00
135261	BARR, PATRICIA	PV-093799	200.00
135262	COHEN, ADAM	PV-093798	201.00
135263	DUENEZ, JEFF OR DEBRA	PV-093802	241.00
135264	GOODWIN, MICHELE	PV-093797	221.00

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Warrant Number	Name of Payee	Reference Number	Amount
135265	GRAVES, P. MARIE	PV-093796	201.00
135266	HENCH, SUZANNE	PV-093800	381.00
135267	KERINS, MARK OR GABRIELLE	PV-093801	201.00
135268	ART MASTERS INC	PO-280989	1,942.00
		PO-281617	2,622.00
		PO-283112	2,251.00
		PO-283602	1,755.00
		PO-284107	2,010.00
135269	CAMPCO	PO-283358	21,484.00
135270	CENTER FOR GRANTS & EVALUATION	PO-281646	2,500.00
		PO-281919	11,380.00
135271	DEMPSEY, MITCHELL	PO-283124	300.00
		PO-283125	50.00
135272	GOODWILL IND OF O C	PO-090157	122.50
		PO-090158	1,170.00
		PO-284288	120.00
135273	MEET THE MASTERS	PO-281160	3,171.00
		PO-284117	2,699.00
135274	ORANGE CTY DEPT EDUC	PO-090083	95.00
135275	PEPPERDINE UNIVERSITY GSEP	PO-282242	67,221.57
		PO-282243	10,117.50
		PO-282244	9,008.20
135276	RIVERSIDE PUBL CO	PO-283865	225.00
135277	SALOMONE, ANGELA	PO-283424	1,000.00
135278	ZANUTTO, DAN	PO-284247	200.00
135279	BARBI ALLEN	PO-282046	6.44
135280	STEIN, CHRISTINE E	PO-280985	10,080.00
135281	AON CONSULTING	PO-276302	2,500.00
135282	US BANK CORP PAYMENT SYSTEM	PV-093805	490.17
		PV-093806	434.87
		PV-093807	587.12
		PV-093808	3,563.14
135283	CAPISTRANO UNIFIED SCHOOL DIST	PO-280222	77,017.15
135284	UNUM LIFE INSURANCE	PO-280218	9,958.41
135285	CAPISTRANO CONNECTIONS ACADEMY	PV-093803	5,973.00
135286	OPPORTUNITY FOR LEARNING	PV-093804	10,042.00
135287	YMCA OF ORANGE COUNTY	PO-281139	9,114.02
135288	HARDY & HARPER INC	PO-281963	8,139.60
135289	BOWIE ARNESON WILES &	PO-090030	13,430.34
135290	PLANNING CENTER, THE	PO-281198	931.21
135291	PRIME PAINTING CONTRACTORS INC	PO-283044	13,800.00
135292	CAL WEEKLY EXPLORER INC	PO-283606	1,000.00
135293	CENTENNIAL HERITAGE MUSEUM	PO-090037	640.00
135294	COUNTY OF ORANGE	PO-090150	268.00
135295	ENVIRONMENTAL NATURE CTR	PO-284269	900.00

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Warrant Number	Name of Payee	Reference Number	Amount
135296	MISSION SAN JUAN CAPISTRANO	PO-280578	744.00
135297	OCEAN INSTITUTE	PO-090013	1,390.00
		PO-284052	3,375.00
135298	PALI MOUNTAIN INSTITUTE	PO-281334	9,047.50
135299	BLINN, JAMES F	PV-093822	350.00
135300	BRYSON, ANNA	PV-093818	57.00
135301	BYERS, BARBARA	PV-093827	470.77
135302	COLE, CHRISTINE	PV-093811	358.83
135303	DAGGETT, LEIGH-ANNE	PV-093823	125.00
135304	DELFOSSSE, MICHAEL	PV-093813	154.25
135305	GIBB, BETH	PV-093829	632.46
135306	HIGHTOWER, SHERLIN	PV-093825	356.96
135307	HWANG, POLLY	PV-093810	140.00
135308	ISHII, CHASE	PV-093815	23.99
135309	MADDOX, KEN	PV-093817	158.90
135310	OTANI, DUANE	PV-093809	90.00
135311	PUCKETT, LINDA	PV-093821	735.99
135312	REDDING, WILLIAM	PV-093828	781.46
135313	RICHTSMEIER, AUNDREA	PV-093819	665.00
135314	RUBY-KORAN, CHERYL	PV-093824	45.63
135315	SHAPLAND, CHERYL	PV-093820	184.00
135316	STRICKLAND, GERRY	PV-093816	443.64
		PV-093826	518.06
135317	BEAHM, BROOKE	PV-093833	860.88
135318	CARSE, BARBARA	PV-093834	872.88
135319	CICALI, TONDRA	PV-093832	812.70
135320	GLASSEN, NINA	PO-090147	1,053.91
135321	HOURIGAN, CM	PV-093830	705.00
135322	SKYHAWKS SPORTS ACADEMY INC	PV-093831	2,409.82
135323	WHITE, KELLEY	PO-090148	887.36
135324	EDEN, CRIS	PV-093812	51.27
135325	MOBILE LIFT GATE SERVICE	PO-281057	118.71
135326	ORDOQUI CONSLTNG & LOCK	PO-280296	4,488.58
135327	POSTMASTER PERMIT #44	PO-280927	565.00
135328	STATE OF CALIFORNIA EPA	PO-090031	4,612.50
135329	WELLS SUPPLY	PO-280901	234.90
135330	KAROLYS, ANDREA	PV-093836	390.20
135331	KELLMAN, KATHLEEN	PV-093837	95.94
135332	KIMINAS, ANTHONY	PV-093838	156.78
135333	KOPELSON, KATHLEEN	PV-093839	109.40
135334	LAIDLEY, JOANIE	PV-093840	181.94
135335	LUDWIG, ANN	PV-093841	149.18
135336	MACKAY, FRANCES	PV-093846	58.50
135337	MAGALLON, JAZIEL	PV-093847	451.62
135338	MANNING, RACHEL	PV-093848	46.22

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Warrant Number	Name of Payee	Reference Number	Amount
135339	MATIENZO, NINA RIE	PV-093849	247.46
135340	MCKEE, DANISE	PV-093842	456.89
135341	MCKINNEY, MATTHEW R.	PV-093843	105.89
135342	MCLEOD, LESLIE	PV-093844	15.80
135343	MENDEL, LINDA	PV-093850	180.77
135344	MEYERS, BONNY	PV-093851	214.11
135345	MILLER, MARIE T.	PV-093852	96.53
135346	MOILANEN, MEGAN	PV-093853	36.86
135347	NAPORA, NOELLE	PV-093854	250.97
135348	NEVE, SUE	PV-093855	76.05
135349	NOON, ANDREA	PV-093856	206.51
135350	NORMAN, MARY	PV-093862	132.80
135353	O'TONER, ERIC M	PV-093863	21.06
135354	ODELL, DOROTHY	PV-093864	197.73
135355	PALOMO, MARY	PV-093865	176.67
135356	PATERSON, ELIZABETH	PV-093866	118.17
135357	PEREZ, RICHARD	PV-093867	133.38
135358	PETTEY, STEPHANIE	PV-093869	37.44
135359	PILLAR, VICKI D	PV-093870	80.73
135360	PINKERTON, DAN	PV-093871	266.18
135361	PRIMICIAS, MELISSA	PV-093872	91.85
135362	PULIDO, DEBBIE	PV-093873	70.20
135363	RAFF, DEIDRE	PV-093874	160.29
135364	RASHIDI, AKRAM KIM	PV-093875	701.42
135365	REECE, MEGAN	PV-093876	51.48
135366	ROBERTS, LAUREN	PV-093877	395.47
135367	ROCHE, ANN	PV-093878	502.52
135368	RODRIGUEZ, LAURA	PV-093879	126.36
135369	ROSE, LINDA	PV-093880	373.82
135370	SAUER, ASHLEIGH	PV-093881	325.26
135371	SHAH, RANA	PV-093882	229.94
135372	SHAPLAND, CHERYL	PV-093883	302.45
135373	SHUMATE, DAGMAR	PV-093885	238.68
135374	SKINNER, PHILLIP	PV-093884	28.08
135375	STIRLING, ROBERT	PV-093886	84.24
135376	STOFFEL, DAVID E	PV-093887	145.67
135377	TABARI, LISA SEYEDI	PV-093889	426.47
135378	TARKINGTON, CONNIE	PV-093890	31.59
135379	TERHUNE, CYNTHIA	PV-093891	450.45
135380	THORNBURG, QUIN	PV-093892	140.99
135381	TUCKER, MARYANN	PV-093893	80.15
135382	TUNULI, JESSICA	PV-093894	176.09
135383	TURPEL, DIANNE	PV-093896	92.43
135384	VARGAS, DAVID	PV-093898	661.05
135385	WALTERS, ELAINE	PV-093904	41.54

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135386	WALTERS, JANET	PV-093905	87.75
135387	WANDERS, CHAD	PV-093902	5.27
135388	WEINELL, CAROL	PV-093907	50.31
135389	WEINSTEIN, DAVID H	PV-093908	40.95
135390	WEIS-DAUGHERTY, DENISE	PV-093911	409.51
135391	WENTZEL, KORY	PV-093914	65.52
135392	WHALEN, ANDREA	PV-093915	315.90
135393	WHITE, BRANDI	PV-093916	163.80
135394	WINSTON, LEISA	PV-093917	75.54
135395	WOLFSON, DONNA	PV-093918	510.12
135396	YOTA, DENISE	PV-093920	56.75
135397	YOUNGERMAN, PAUL	PV-093921	101.80
135398	MCMURRAY, JOYCE	PV-093845	134.55
135399	PEREZ, VIRGINIA	PV-093868	19.89
135400	YOGI, STACY	PV-093919	135.14
135401	BANC OF AMERICA LEASING	PO-090262	133.47
135402	CINTAS CORP	PO-280281	547.31
		PO-281626	60.20
135403	CIT TECH FINANCIAL SERVICES	PO-280562	45.00
135404	COUNTY OF ORANGE-WASTE MNGT	PO-282376	1,792.62
135405	SMART & FINAL	PO-280287	215.23
		PO-281976	14.15
		PO-282386	117.06
		PO-282455	173.05
		PO-283899	202.96
135406	SOLAG / CR&R	PO-281410	32,222.79
135407	SPECIALIZED TRANSPORTATION INC	PO-090205	342.74
		PO-090238	308.74
135408	TROXELL COMM INC	PO-283138	344.80
		PO-283717	150.85
		PO-283982	1,232.67
		PO-283984	1,083.17
		PO-284000	60.34
		PO-284096	407.30
		PO-284232	385.75
135409	VL SYSTEMS	PO-283691	1,258.00
135410	XEROX CORPORATION	PO-280336	213.60
		PO-280440	6,037.11
		PO-280461	16,274.86
		PO-283542	115.02
135411	ST CLEMENTS CHURCH	PO-090194	400.00
135412	JONES-CAMPBELL CO	PO-284001	2,079.58
135413	AGUILAR, BRANDIN	PV-093895	71.00
135414	ALEXANDER, TRACY	PV-093897	15.59
135415	ARRIOLA, FELICIA	PV-093903	15.00

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135416	BARNES, JORDYNN	PV-093912	15.00
135417	BAYER-FOLEY, KAREN	PV-093888	122.84
135418	DIGGINS, SARAH	PV-093910	12.00
135419	ELLIS, ROBERT	PV-093901	137.00
135420	FIORDA, DEBORAH	PV-093900	15.00
135421	GUERINK, CARI	PV-093906	163.00
135422	HOKAMA, DEBBIE	PV-093899	30.78
135423	LALOR, ALLIE	PV-093909	82.00
135424	BOGNAR, CATHERINE	PV-093913	583.89
135425	XEROX CORPORATION	PO-090271	1,887.30
		PV-093924	1,137.35
135426	AT&T	PO-282495	100.77
135427	M&M PAPER CO	PO-284207	47,427.24
135428	MYERS FORKLIFT INC	PO-280938	1,157.33
135429	NATIONWIDE FIRE PROTECTION	PO-280950	900.00
135430	NORRIS, LINDA	PV-093922	18.31
135431	OFFICE DEPOT	PO-280430	36.26
		PO-281275	308.62
		PO-281783	9.17-
		PO-281785	49.17
		PO-282113	132.66
		PO-283676	758.47
135432	ORANGE COUNTY HEALTH CARE	PO-090008	120.50
135433	OVER NIGHT NUMBERING	PO-280334	45.00
135434	PEPPER-LOS ANGELES, J W	PO-280642	358.37
		PO-280771	72.30
		PO-282613	334.04
		PO-283059	926.93
135435	PRAXAIR	PO-284019	14.75
135436	PRESS TECH	PO-090062	2,788.57
135437	PSOC-WATERLINES TECHNOLOGIES	PO-282399	3,679.61
135438	REED, HEIDI	PV-093923	401.00
135439	RETCO ALLOY	PO-282191	327.77
135440	S C SIGNS	PO-282033	803.80
135441	SAN DIEGO ENERGY EFFICIENT	PO-281611	2,393.25
135442	SANCHEZ, JAY	PV-093925	82.97
135443	SEHI COMPUTER	PO-280791	41.53
135444	SHORECLIFFS AUTO SERVICE	PO-281885	893.34
135445	SIMPLER LIFE EMERGENCY	PO-283866	727.42
135446	SO COAST DISTRIBUTING CO	PO-281417	2,376.53
135447	SOCCER FANATIC	PO-283867	815.06
135448	SOUTH COAST ANSWERING SERVICE	PO-281828	222.41
135449	SOUTH COAST FAMILY MEDI CENTER	PO-281141	280.00
		PO-281142	830.00
135450	SPICERS PAPER CO	PO-280390	725.61

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Warrant Number	Name of Payee	Reference Number	Amount
135451	SPORTS FACILITIES GROUP INC	PO-280393	395.00
		PO-284172	1,505.60
135452	RELIABLE RESPONSE	PO-283920	300.00
135453	EDUC & COMM SUPPORTS	PO-090123	250.00
135454	STAPLES BUSINESS ADVANTAGE	PO-282357	307.41
		PO-282358	62.14
		PO-283129	57.10
		PO-283270	159.45
		PO-283487	122.80
		PO-283752	169.65
		PO-283848	57.10
		PO-283921	45.75
		PO-283926	89.91
		PV-093929	35.01
135455	UNISOURCE CORP	PO-280233	9,360.99
		PO-280569	20,652.45
135456	USA FITNESS	PO-284198	4,996.37
135457	VERIZON WIRELESS	PV-093930	379.29
135458	WARDS NATURAL SCIENCE	PO-090195	126.01
		PO-282557	402.07
135459	WAXIE	PO-281418	158.82
		PO-281419	1,360.26
135460	WENGER CORPORATION	PO-090168	39.56
135461	WESTERN GRAPHIX	PO-280362	175.00
135462	ZEE MEDICAL	PO-280709	282.90
135463	STAPLES BUSINESS ADVANTAGE	PO-282909	57.10
135464	STAPLES BUSINESS ADVANTAGE	PO-283895	71.74
135465	TRI-AD	PO-090200	800.00
135466	ATKINSON ANDELSON LOYA	PO-090232	15,147.19
		PO-281803	1,974.82
		PO-281804	6,931.81
135467	AUTISM SPECTRUM THERAPIES	PO-281214	3,093.75
135468	CENTER FOR AUTISM &	PO-280026	3,307.43
		PO-281219	2,538.91
		PO-281725	1,651.41
		PO-281726	798.25
		PO-282864	334.25
135469	CRARY, BRENDA	PO-280140	4,950.00
135470	CROMWELL, PATRICIA	PO-280992	1,305.00
135471	CSBA'S PRACTI-CAL	PO-282062	1,012.70
135472	DORES PHD, PAUL ALAN	PO-280149	7,400.00
135473	ECE4AUTISM	PO-282160	2,250.00
135474	EDUCATIONAL BASED SERVICES	PO-281802	5,856.75
135475	GOODWILL INDUSTRIES	PO-280673	1,950.00
135476	HEAR NOW dba	PO-280137	2,660.50

Board of Trustees Warrant Listing
===== Fiscal Year: 2008-09 =====
Board of Trustees Meeting.....02/09/2009

Warrant Number	Name of Payee	Reference Number	Amount
135477	KRANTZ, TRICIA ELIZABETH	PO-280103	2,280.00
135478	MAXIM HEALTHCARE SERVICES	PO-280188	2,376.82
		PO-284121	4,542.50
135479	MCILLVAIN, STEPHANIE & PATRICK	PO-090191	2,527.50
135480	MENDE PSY.D, SYLVIA	PO-280427	9,123.30
135481	MILLER BROWN & DANNIS	PO-284208	7,845.00
135482	ORANGE COUNTY THERAPY SERVICE	PO-280138	18,560.00
135483	ORANGE CTY TESTING SERV	PO-281669	42.00
135484	SAVONI, VIRGINIA AND CHARLES	PO-090209	27,000.00
135485	SPEECH & LANGUAGE PROFESSIONAL	PO-284154	6,640.00
135486	TENNANT, WAYNE OR JANNA	PO-281116	828.00
135487	VISITING NURSE ASSOC	PO-282863	85.00
135488	WERTHEIMER-GALE & ASSOCIATES	PO-281728	39.00
		PO-281729	351.00
135489	WESTSHIELD ADOLESCENT SERVICES	PO-280239	4,535.04
135490	YELLOWSTONE BOYS & GIRLS RANCH	PO-280195	1,791.00
		PO-283334	1,791.00
135491	H2O SPOT	PV-093927	1,524.60
135492	REMOTE LEARNER.NET	PO-090161	795.00
135493	SCIENCE ADVENTURES	PV-093928	1,302.00
		PV-093931	1,953.00
135494	THINK TOGETHER	PV-093926	6,291.60
135495	CAL WEEKLY EXPLORER INC	PO-090230	1,000.00
		PO-283596	1,290.00
135496	DISCOVERY SCIENCE CENTER	PO-090202	247.00
		PO-090203	275.00
		PO-090231	27.50
135497	IMAGINATION MACHINE, THE	PO-090228	300.00
		PO-090229	960.00
		PO-090248	1,560.00
135498	ORANGE COUNTY PERFORMING ARTS	PO-090249	475.00
1,320 Warrants			\$11,742,034.59

**Capistrano Unified School District
Bids/Contracts**

VENDOR	BID NO. / BID TITLE	BOARD APPROVAL DATE
A-Z Bus Sales, Inc.	Waterford USD School Bus Bid	12/11/2006
A&R Wholesale Distributors, Inc.	Bid No. 0708-21 Grocery Products	5/12/2008
A&R Wholesale Distributors, Inc.	Bid No. 0708-24 Snack and Beverage Products	5/12/2008
Achieve! Data Solutions, LLC	RFP No. 7-0708 Instructional Student Assessment Data Management System	2/11/2008
American Logistics Co., LLC	Bid No. 0607-06 Outsource Transportation Services	9/11/2006
ASR Food Distributors, Inc.	Bid No. 0708-22 Produce	5/12/2008
Ball Park Pizza Team, Inc.	Bid No. 0809-03 Pizza Service	11/3/2008
Berkeley Street Beverage Company	Bid No. 0708-23 Frozen Beverage Service	6/16/2008
Blue Bird Corporation	Waterford USD School Bus Bid	12/11/2006
Brandon Advertising, Inc. dba Amore Pizza	Bid No. 0809-03 Pizza Service	11/3/2008
Cabral Roofing & Waterproofing Corporation	Bid No. 0809-06 Roof Repair & Maintenance	7/21/2008
California Hazardous Services, Inc.	Bid No. 0809-05 Phase II Enhance Vapor Recovery Upgrade for Gasoline Dispensers	8/11/2008
CDW Government, Inc.	Bid No. 0607-13 Audio Visual Equipment	6/25/2007
Coca-Cola Bottling Group of Southern California	Bid No. 0708-08 Vending And Beverage Service	11/5/2007
Collins & Aikman Floorcoverings, Inc.	Bid No. 0708-05 Flooring Materials and Installation	6/25/2007
Commercial Fence & Iron Works, Inc.	Bid No. 0708-04 Fencing Materials, Repair, and Installation	6/25/2007
Consolidated Electrical Distributors, Inc.	Bid No. 0708-03 Electrical Supplies & Materials	6/25/2007
Culver Newlin	Newport-Mesa USD Bid No. 104-07, Purchase of Classroom and Office Furniture	5/7/2007
David Taussig & Associates, Inc.	Bid No. 5-0708 Special Tax Consulting Services for Public Financing	4/21/2008
Dell Computer (Dell Marketing LP)	California Multiple Award Schedule Contract No. 3-94-70-0012, Purchase of Computer-Related Hardware, Software and Networking Equipment	7/21/2008
Digital Networks Group, Inc.	California Multiple Award Schedule Contract No. 3-06-702070D, Purchase and Installation of Pole Mounted Systems for Video and Audio Switching, Control, and Projector Mounting	12/8/2008
Edge Development, Inc.	Bid No. 0607-12 Installation of Synthetic Field Turf at San Juan Hills High School	4/2/2007
Edge Development, Inc.	Bid No. 0405-11 San Juan Hills High School	4/28/2005

**Capistrano Unified School District
Bids/Contracts**

VENDOR	BID NO. / BID TITLE	BOARD APPROVAL DATE
Empyrean Plumbing, Inc.	Bid No. 0809-07 Installation of Fire Hydrant at Capistrano Valley High School	11/3/2008
ePoly Star, Inc.	Bid No. 0809-04 Custodial Supplies - Paper Products, Liners and Lamps	12/8/2008
Galasso's Bakery	Bid No. 0809-02 Bakery Products	8/11/2008
GC Builders, Inc.	Bid No. 0607-18 Construction of San Clemente High School Auxiliary Gym & Pool Building	6/25/2007
Gilbert & Stearns, Inc.	Bid No. 0708-02 Electrical Service	6/25/2007
Gold Coast Tours	Bid No. 0708-09 Co-Curricular Bus Service	9/10/2007
Gold Star Foods	Bid No. 0708-18 Frozen Food Products	3/10/2008
Gold Star Foods	Bid No. 0708-21 Grocery Products	5/12/2008
Gov Place	California Multiple Award Schedule Contract No. 3-06-70-0920H, Purchase Electronic Data Processing and Telecommunications Good and Services	11/14/2005
Hardy & Harper, Inc.	Bid No. 0708-01 Asphalt Paving, Sealcoating and Repair	6/25/2007
HCH Constructors-Managers, Inc.	Bid No. 0708-19 Sitework and Infrastructure for Installation of 2-Story Modular Classroom Buildings, Restroom Buildings and Shade Structures at San Juan Hills High School	6/16/2008
HMC Architects	RFP No. 2-0506 Architectural Services	10/16/2006
Hollandia Dairy	Bid No. 0708-17 Milk and Dairy Products	3/10/2008
JJ Managment Company dba Jo Jo's Pizza Kitchen	Bid No. 0809-03 Pizza Service	11/3/2008
Jones-Campbell	Glendale USD P16-04/05, Purchase of Classroom and Office Furniture and Equipment	5/23/2005
LPA, Inc.	RFP No. 2-0506 Architectural Services	10/16/2006
Mepco Services, Inc.	Bid No. 0708-16 San Juan Hills High School Stadium - Phase II	2/11/2008
Modular Structures, Inc.	Bid No. 0405-09 Single Story & Two-Story Relocatable Buildings Districtwide	10/18/2004
Notification Technologies, Inc.	RFP - Emergency Parent Notification System	9/29/2007
Office Depot	Santa Ana USD Bid NO. 8-06, Purchase of School Paper Supplies	5/7/2007
Office Depot	Santa Ana USD Bid No. 12-08, Purchase of Instructional Supplies	7/21/2008
P&R Paper Supply Co.	Bid No. 0809-04 Custodial Supplies - Paper Products, Liners and Lamps	12/8/2008
Pacific Mobile Home Construction, Inc.	Bid No. 0708-07 Movement of Relocatable Buildings	6/25/2007

**Capistrano Unified School District
Bids/Contracts**

VENDOR	BID NO. / BID TITLE	BOARD APPROVAL DATE
Pacific Plumbing Co. of Santa Ana, Inc.	Bid No. 0708-06 Plumbing Service	6/25/2007
Palomar Grading & Paving, Inc.	Bid No. 0607-10 Construct Roadway Improvements to Avenida La Pata	4/2/2007
Paul C. Miller Construction Co., Inc.	Bid No. 0708-26 San Clemente High School Upper Campus Science Classroom Conversion and Staff Restroom ADA Upgrades	12/8/2008
Penny Vision LLC/Circle Venture LLC dba Pizza Hut, Inc.	Bid No. 0809-03 Pizza Service	11/3/2008
Petro Diamond Incorporated	Bid No. 123-07 Multi-District Cooperative Fuel Bid (Gasoline and Diesel)	8/13/2007
PJ of Orange County One, LP dba Papa John's Pizza	Bid No. 0809-03 Pizza Service	8/11/2008
PJHM Architects	RFP No. 2-0506 Architectural Services	10/16/2006
Planning Center (The)	RFP - On-Call Environmental Consulting Services for School Construction, Modernization and Other Activities	6/25/2007
Prime Painting Contractors, Inc.	Bid No. 0708-11 Painting	6/25/2007
Roadways International, Inc.	Bid No. 0708-09 Co-Curricular Bus Service	9/10/2007
S.C. Fuels (Southern Counties Oil Company)	Bid No. 123-07 Multi-District Cooperative Fuel Bid (Gasoline and Diesel)	8/13/2007
Solag/CR&R, Inc.	Bid No. 0607-05 Service to Collect, Recycle & Dispose of Solid Waste Districtwide	7/11/2006
Southwest School Supply	Santa Ana USD Bid No. 12-08, Purchase of Instructional Supplies	7/21/2008
Southwest School Supply	Placentia-Yorba Lina USD Bid No. 209-4, Purchase of Instructional and Office Supplies	1/12/2009
Sparkletts	County of Orange's Bottled Water Contract No. X2000000357	2/7/2005
Sprint/Nextel	California Strategically Sourced Wireless Contracts No. 1S-05-58-01	2/13/2006
S-W Compressors	RFP No. 1-0708 Temporary Compressed Natural Gas Fueling Station	12/10/2007
Sysco Food Services of L.A.	Bid No. 0708-21 Grocery Products	5/12/2008
Transportation Charter Services, Inc.	Bid No. 0708-09 Co-Curricular Bus Service	9/10/2007
Troxell Communications, Inc.	Bid No. 0607-13 Audio Visual Equipment	6/25/2007
U.S. Foodservice, Inc.	Bid No. 0708-21 Grocery Products	5/12/2008
UltraSystems	RFP - On-Call Environmental Consulting Services for School Construction, Modernization and Other Activities	6/25/2007

**Capistrano Unified School District
Bids/Contracts**

VENDOR	BID NO. / BID TITLE	BOARD APPROVAL DATE
USA Shade & Fabric Structures, Inc.	Bid No. 0708-13 Shade Structures	6/25/2007
Valiant IMC	Bid No. 0607-13 Audio Visual Equipment	6/25/2007
Vavrinek, Trine, Day & Co., LLP	RFP No. 2-0708 Audit Services	4/21/2008
Verizon Wireless	California Strategically Sourced Wireless Contracts No. 1S-05-58-02	2/13/2006
Waxie's Enterprises, Inc. dba Waxie Sanitary Supply	Bid No. 0809-04 Custodial Supplies - Paper Products, Liners and Lamps	12/8/2008
WCS/CA, Inc.	Orange County Department of Education Resolution No. 0203-76, Labor Compliance Program	3/10/2003
West-Lite Supply Co., Inc.	Bid No. 0809-04 Custodial Supplies - Paper Products, Liners and Lamps	12/8/2008
WLC Architects, Inc.	RFQ No. 3-0708 Architectural Services for Districtwide Facilities Master Plan	2/25/2008
Xerox Corporation	RFP No. 1-0506 Total Intergrated Printing Solution	10/17/2005

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Ronald N. Lebs, Deputy Superintendent, Business & Support Services

SUBJECT: **APPROVAL: DONATION OF FUNDS/EQUIPMENT**

BACKGROUND INFORMATION

Board Policy 3290 requires that any grant or bequest made to the School District by an individual or organization be presented to the Board for approval.

CURRENT CONSIDERATIONS

A number of gifts have been donated to the District and are explicitly listed under Staff Recommendation below.

FINANCIAL IMPLICATIONS

Items other than cash gifts have no financial impact on the budget. Gifts of cash provide additional funds in the amount of \$533,241.45 for District schools and will be reflected in the appropriate accounts in the 2008/09 budget.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees approve the following gifts with the acceptance subject to the condition that the District does not guarantee maintenance of these items or expenditure of any District funds for their continued use:

<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Target	\$850.67	Instructional Supplies	Arroyo Vista Elementary
City of Aliso Viejo	\$500.00	Recycling Project	Don Juan Avila Elementary
Kim Forbes	\$115.16	Instructional Supplies	Don Juan Avila Elementary
Matt/Gretchen Scott	\$1,277.00	Grade 2 Field Trip	Don Juan Avila Elementary
Barcelona Hills PTA	\$7,100.00	Librarian Salary	Barcelona Hills Elementary
Barcelona Hills PTA	\$9,500.00	Primary Music	Barcelona Hills Elementary
Barcelona Hills PTA	\$3,442.61	Risograph	Barcelona Hills Elementary
Barcelona Hills PTA	\$217.25	Art Masters Program	Barcelona Hills Elementary
Bathgate Elementary PTA	\$1,500.00	Certificated Substitute	Bathgate Elementary
Kurt/Lisa Larsen	\$540.00	Grade 3 Field Trip	Bathgate Elementary
Downey Savings	\$1,512.34	Gift Account	Bathgate Elementary
United Way	\$59.09	Instructional Supplies	Bathgate Elementary
Kroger	\$219.76	Instructional Supplies	Bathgate Elementary
Benedict Elementary PTA	\$5,173.33	Fibar System 112	Benedict Elementary

Approval: Donation of Funds/Equipment

February 9, 2009

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<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Benedict Elementary PTA	\$5,686.58	P.E. Equipment	Benedict Elementary
Benedict Elementary PTA	\$2,448.75	Grades 4 & 5 Assembly	Benedict Elementary
Benedict Elementary PTA	\$950.00	Imagination Machine	Benedict Elementary
Benedict Elementary PTA	\$1,412.50	Grades 1 & 2 Assembly	Benedict Elementary
Moir Seaman	\$500.00	PACE Phone System	Benedict Elementary
Benedict Class of 2011	\$1,983.50	Field Trip Transportation	Benedict Elementary
Edison International	\$300.00	Student Supervisor	Benedict Elementary
Coca-Cola Bottling Company	\$65.28	Student Supervisor	Benedict Elementary
Barnes & Noble	\$136.86	School Supplies	Bergeson Elementary
Canyon Vista Elementary PTA	\$1,560.00	Grade 1 Field Trip	Canyon Vista Elementary
Canyon Vista Elementary PTA	\$275.00	Grade 1 Assembly	Canyon Vista Elementary
Canyon Vista Elementary PTA	\$8,460.00	TLC Aide January-May	Canyon Vista Elementary
Edison International	\$550.00	Instructional Supplies	Canyon Vista Elementary
Edison International	\$100.00	Instructional Supplies	Canyon Vista Elementary
City of Aliso Viejo	\$500.00	Recycle Bins	Canyon Vista Elementary
Castille Elementary PTA	\$9,500.00	K-3 Music	Castille Elementary
Castille Elementary PTA	\$450.00	Substitute Coverage	Castille Elementary
Castille Elementary PTA	\$725.00	Aquarium Assembly	Castille Elementary
Castille Elementary PTA	\$202.54	Instructional Supplies	Castille Elementary
Pumpkin City, Inc.	\$500.00	Instructional Supplies	Castille Elementary
Coca-Cola Bottling Company	\$37.01	Instructional Supplies	Castille Elementary
Target	\$737.04	Instructional Supplies	Castille Elementary
Chaparral Elementary PTA	\$2,806.70	Time for Kids Magazine	Chaparral Elementary
Chaparral Elementary PTA	\$1,630.00	Grade 4 Field Trip	Chaparral Elementary
Jessica/Darwin Chen	\$112.00	Instructional Supplies	Chaparral Elementary
Concordia Elementary PTA	\$880.00	Grade 2 Field Trip	Concordia Elementary
Concordia Elementary PTA	\$2,760.00	Grade 4 Field Trip	Concordia Elementary
Concordia Elementary PTA	\$892.50	Grade 3 Field Trip	Concordia Elementary
San Clemente Ocean Festival	\$500.00	School Materials	Concordia Elementary
Coca-Cola Bottling Company	\$27.36	Instructional Supplies	Concordia Elementary
Crown Valley Elementary PTA	\$405.00	Substitute for PTA Meeting	Crown Valley Elementary
Crown Valley Elementary PTA	\$7,000.00	2008-09 Field Trips	Crown Valley Elementary
Crown Valley Elem. Science Camp	\$3,600.00	Science Camp Transportation	Crown Valley Elementary
Crown Valley Elem. Science Camp	\$8,600.60	Science Camp	Crown Valley Elementary
Crown Valley Elem. Science Camp	\$990.00	Science Camp Deposit	Crown Valley Elementary
Robert Barnett	\$100.00	Instructional Supplies	Crown Valley Elementary
Cartridges for Kids	\$31.25	Instructional Supplies	Crown Valley Elementary
Richard Barnett	\$25.00	Instructional Supplies	Crown Valley Elementary
Lifetouch Studios	\$102.00	Instructional Supplies	R. H. Dana Elementary
Ocean Institute	\$200.00	Certificated Substitute	R. H. Dana Elementary
R. H. Dana Elementary PTA	\$1,000.00	Grade 3 Field Trip	R. H. Dana Elementary
R. H. Dana Elementary Booster Club	\$3,000.00	Grade 5 Field Trip	R. H. Dana Elementary
Rancho Mission Viejo Rodeo	\$50,000.00	Instructional Supplies	R.H. Dana ENF
Del Obispo Elementary PTA	\$2,300.00	Grade 4 Field Trip	Del Obispo Elementary
Kroeger	\$51.74	Instructional Supplies	Del Obispo Elementary
Kroeger	\$343.18	Instructional Supplies	Del Obispo Elementary
Justin/Lilly Ekuan	\$500.00	Instructional Supplies	Del Obispo Elementary
Ocean Institute	\$800.00	Grade 4 Field Trip	Del Obispo Elementary

Approval: Donation of Funds/Equipment

February 9, 2009

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<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Iverson Orthodontics	\$33.60	Instructional Supplies	Del Obispo Elementary
Carl Hankey Elementary PTA	\$503.00	Kindergarten Field Trip	Hankey Elementary
Carl Hankey Elementary PTA	\$2,225.00	Meet the Masters	Hankey Elementary
Mr. & Mrs. Maleta		Donation of a Trumpet	Hankey Elementary
Suzane Trevalthan		Donation of 3/4 Cello	Hankey Elementary
Liesa Barrett		Donation of Humidifiers	Hankey Elementary
Hidden Hills Elementary PTA	\$10,000.00	K-5 Field Trips	Hidden Hills Elementary
Hidden Hills Elementary PTA	\$4,469.00	Art Masters Program	Hidden Hills Elementary
Hidden Hills Elementary PTA	\$475.00	Thumbelina Assembly	Hidden Hills Elementary
Coldwater Creek	\$1,000.00	Gift Account	Hidden Hills Elementary
Kinoshita Elementary PTA	\$3,081.60	Grades 1, 2, & 4 Field Trips	Kinoshita Elementary
MacGillivray Freeman Films Educational Foundation	\$453.75	Field Trips	Kinoshita Elementary
Ladera Ranch Elementary PTA	\$1,600.80	Outdoor Science Camp	Ladera Ranch Elementary
Ladera Ranch Elementary PTA	\$590.47	Instructional Supplies	Ladera Ranch Elementary
Ladera Ranch Elementary PTA	\$268.00	Field Trip	Ladera Ranch Elementary
Ladera Ranch Elementary PTA	\$4,832.00	Imagination Machine & Meet the Masters	Ladera Ranch Elementary
Ladera Ranch Elementary PTA	\$219.05	Risograph Supplies	Ladera Ranch Elementary
Ladera Ranch Elem. Ed. Foundation	\$57,426.28	K-3 Music/Outdoor Science	Ladera Ranch Elementary
Dennis/Liza Lafreniere	\$2,000.00	Instructional Supplies	Ladera Ranch Elementary
GLS-K Inc./Ladera Ranch Store	\$4.67	Instructional Supplies	Ladera Ranch Elementary
Laguna Niguel Elem. Foundation	\$105.00	Instructional Supplies	Laguna Niguel Elementary
G & H Ink, Inc.	\$42.50	Instructional Supplies	Laguna Niguel Elementary
Las Flores Elementary PTA	\$990.00	4th Grade Assembly	Las Flores Elementary
Education for Children Foundation	\$8,428.32	Instructional Supplies	Las Flores Elementary
Las Flores Elementary Booster Club	\$15,337.50	Outdoor Science Camp	Las Flores Elementary
Las Palmas Elementary PTA	\$5,000.00	Field Trip Transportation	Las Palmas Elementary
Las Palmas Elementary PTA	\$5,621.25	Field Trips	Las Palmas Elementary
Edison International	\$390.00	Instructional Supplies	Las Palmas Elementary
Exxon Mobil Corporation	\$500.00	Instructional Supplies	Las Palmas Elementary
Kroeger	\$4.56	Instructional Supplies	Las Palmas Elementary
Kroeger	\$368.29	Instructional Supplies	Las Palmas Elementary
Lobo Elementary PTA	\$1,543.90	Meet the Masters	Lobo Elementary
Malcom Elementary PTA	\$160.55	Playground Map	Malcom Elementary
Malcom Elementary PTA	\$3,122.69	Magazine Subscriptions	Malcom Elementary
Malcom Elementary PTA	\$770.00	Grades 2 & 5 Field Trips	Malcom Elementary
Malcom Elementary PTA	\$1,521.00	Kindergarten Field Trip	Malcom Elementary
Malcom Elementary PTA	\$3,386.16	Two Defibrillators	Malcom Elementary
Malcom Elementary PTA	\$2,379.00	Art Masters Program	Malcom Elementary
Malcom Elementary PTA	\$2,400.00	Noon Time Sports Program	Malcom Elementary
CUSD Foundation	\$25,000.00	P.E. Teacher/Intervention	Malcom Elementary
Marblehead Elementary PTA	\$9,360.00	Field Trips	Marblehead Elementary
Moulton Elementary PTA	\$2,075.50	Computer Memory	Moulton Elementary
Moulton Elementary PTA	\$1,340.00	Grade 4 Field Trip	Moulton Elementary
Moulton Elementary PTA	\$350.00	Grade 2 Field Trip	Moulton Elementary
Moulton Elementary PTA	\$1,280.00	4th Grade Assembly	Moulton Elementary
Moulton Elementary PTA	\$2,519.66	Dell Computers	Moulton Elementary

Approval: Donation of Funds/Equipment

February 9, 2009

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<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Suzanne Stucky (Water Bottle Wed.)	\$512.57	Instructional Supplies	Moulton Elementary
Oso Grande Elementary PTA	\$500.00	Risograph Supplies	Oso Grande Elementary
Oso Grande Elementary PTA	\$968.00	Grade 4 Field Trip	Oso Grande Elementary
Coca-Cola Bottling Company	\$28.57	School Supplies	Oso Grande Elementary
Palisades Elementary PTA	\$1,250.00	Festival Ballet Assembly	Palisades Elementary
Palisades Elementary PTA	\$1,350.00	Swazzle Assembly	Palisades Elementary
Palisades Elementary PTA	\$1,850.00	Alley Cats Assembly	Palisades Elementary
Palisades Elementary PTA	\$950.00	Edutainment Arts Assembly	Palisades Elementary
Palisades Elementary PTA	\$950.00	Imagination Machine	Palisades Elementary
Palisades Elementary PTA	\$1,248.00	Grade 3 Field Trip	Palisades Elementary
Palisades Elementary PTA	\$949.00	Grade 2 Field Trip	Palisades Elementary
Palisades Elementary PTA	\$840.00	Grade 4 Field Trip	Palisades Elementary
Daniel Bank	\$100.00	Instructional Supplies	Palisades Elementary
Philip Reilly Elementary PTA	\$2,223.00	Art Masters Program	Palisades Elementary
Philip Reilly Elementary PTA	\$9,500.00	Primary Music	Reilly Elementary
General Mills Box Tops	\$788.50	School Supplies	Reilly Elementary
San Juan Elementary PTA	\$2,282.29	2007-08 Year Book Balance	San Juan Elementary
San Juan Elementary PTA	\$1,330.00	After School Enrichment	San Juan Elementary
San Juan Elementary PTA	\$690.00	After School Art Program	San Juan Elementary
San Juan Elementary PTA	\$600.00	After School Art Program	San Juan Elementary
San Juan Elementary PTA	\$146.92	PTA Supplies	San Juan Elementary
San Juan Elementary PTA	\$275.00	After School Enrichment	San Juan Elementary
San Juan Elementary PTA	\$6,926.00	Field Trips	San Juan Elementary
San Juan Elementary PTA	\$150.00	After School Art Program	San Juan Elementary
Saddleback Church		Donation of 100 backpacks & school supplies	San Juan Elementary
Joan Franco		Donation of Scholastic books	San Juan Elementary
Mr. & Mrs. Klaus Bellinghausen		Donation of a student Clarinet	San Juan Elementary
Mary Black		Donation of student violin	San Juan Elementary
Lina/Joseph Perez	\$100.00	Instructional Supplies	San Juan Elementary
Tijeras Creek Elementary PTA	\$11,000.00	Grade 2 Field Trip	Tijeras Creek Elementary
Tijeras Creek Elementary PTA	\$188.65	Meet the Masters Supplies	Tijeras Creek Elementary
Tijeras Creek Elementary PTA	\$1,970.00	School Programs	Tijeras Creek Elementary
Tijeras Creek Elem. Booster Club	\$9,336.25	Science Camp Deposit	Tijeras Creek Elementary
Education For The Children, Inc	\$7,733.76	LCDs, Elmos, Comprehension Tool Kits, Read Aloud Books	Tijeras Creek Elementary
Viejo Elementary PTA	\$1,942.00	Art Masters Program	Viejo Elementary
Vista del Mar Elementary PTA	\$1,000.00	Meet the Masters	Vista del Mar Elementary
Vista del Mar Mako Ed. Foundation	\$14,669.12	TLC Program	Vista del Mar Elementary
Vista del Mar 5th Gr. Science Camp	\$34,626.00	2008-09 Science Camp	Vista del Mar Elementary
Rich DePalma, Yestech		Donation of Mice & Keyboards	Vista del Mar Elementary
Intel Foundation	\$400.00	Instructional Supplies	Vista del Mar Elementary
General Mills Box Tops	\$255.50	Supplies	Vista del Mar Elementary
Wagon Wheel Elementary PTA	\$904.57	Library Computer	Wagon Wheel Elementary
Wagon Wheel Elementary PTA	\$330.00	Grade 2 Field Trip	Wagon Wheel Elementary
Wagon Wheel Science Boosters	\$1,210.90	Science Materials	Wagon Wheel Elementary
Wells Fargo Community Support	\$200.00	Instructional Supplies	Wagon Wheel Elementary
George White Elementary PTA	\$19,000.00	2008-09 Primary Music	George White Elementary

Approval: Donation of Funds/Equipment

February 9, 2009

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<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Target	\$333.62	Instructional Supplies	George White Elementary
Joe/Sarah Kiani	\$10,000.00	Electronic Message Board	George White Elementary
Erin Hill	\$20.43	Classroom Reprints	George White Elementary
Erin Hill	\$21.27	Classroom Reprints	George White Elementary
Wood Canyon Elementary PTA	\$1,021.25	Grade 2 Field Trip	Wood Canyon Elementary
Wood Canyon Elementary PTA	\$1,236.00	Grade 1 Field Trip	Wood Canyon Elementary
Wood Canyon Elementary PTA	\$1,080.00	Grade 4 Field Trip	Wood Canyon Elementary
Wood Canyon Elementary PTA	\$595.00	Imagination Machine	Wood Canyon Elementary
Wood Canyon Elementary PTA	\$500.00	Authors Week	Wood Canyon Elementary
Wood Canyon Elementary School Foundation	\$6,622.00	Grade 4 Field Trip	Wood Canyon Elementary
City of Aliso Viejo	\$500.00	Recycling Program	Wood Canyon Elementary
Laura Cantarini		Donation of Digital Camera	Aliso Viejo Middle School
Target	\$279.85	Technology	Aliso Viejo Middle School
Jessica Chen	\$200.00	Instructional Supplies	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$1,078.92	Yearbook Computer	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$400.00	Newspaper	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$828.32	Visual Presentor (Elmo)	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$790.60	LCD Projector	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$790.60	LCD Projector	Ladera Ranch Middle School
Ladera Ranch Middle School PTA	\$790.60	LCD Projector	Ladera Ranch Middle School
Ace Equities Inc.	\$343.00	Paper	Ladera Ranch Middle School
Las Flores Middle School PTA	\$2,000.00	Bridges Transition Program	Las Flores Middle School
Wells Fargo Community Support	\$200.00	Instructional Supplies	Las Flores Middle School
Marco Forster Middle School PTSA	\$250.00	Science Olympiad	Marco Forster Middle School
Marco Forster Middle School PTSA	\$1,693.08	Defibrillator	Marco Forster Middle School
Maxranger, Inc.	\$533.33	Instructional Supplies	Newhart Middle School
Maxranger, Inc.	\$1,066.66	Staff Development	Newhart Middle School
John K. Brown	\$100.00	Staff Development	Newhart Middle School
Pumpkin City, Inc.	\$500.00	Staff Development	Newhart Middle School
Niguel Hills Middle School Boosters		Donation of Xerox Printer	Niguel Hills Middle School
Robert/Jennifer Newton	\$250.00	Cooking Class	Shorecliffs Middle School
Shorecliffs Middle School PTA	\$100.00	Music Department	Shorecliffs Middle School
Shorecliffs Middle School PTA	\$2,116.91	PAL Supplies	Shorecliffs Middle School
Shorecliffs Middle School PTA	\$1,000.00	School Loop/Connect Ed	Shorecliffs Middle School
Wade/Christine Brown	\$100.00	School Loop Program	Shorecliffs Middle School
Tina Goya	\$300.00	School Loop Program	Shorecliffs Middle School
Edison International	\$200.00	Instructional Supplies	Shorecliffs Middle School
Edison International	\$325.00	Instructional Supplies	Shorecliffs Middle School
Assistance League of Capistrano Valley	\$475.96	Instructional Supplies	Shorecliffs Middle School
Richard/Linda Reynolds	\$100.00	Music Department	Shorecliffs Middle School
Ruth Elizabeth Eastham	\$25.00	Music Department	Shorecliffs Middle School
Alan Greenberg/Gina Marie Eastham	\$200.00	AVID Class	Shorecliffs Middle School
Lawrence Y. Lo, M.D. Inc.	\$500.00	Technology/Science Lab	Aliso Niguel High School
Orange County's United Way	\$47.39	Instructional Supplies	Capistrano Valley High School
Cox Cares	\$200.00	Instructional Supplies	Capistrano Valley High School
Target	\$826.36	Instructional Supplies	Capistrano Valley High School
Exxon Mobil Corporation	\$500.00	Instructional Supplies	Dana Hills High School

Approval: Donation of Funds/Equipment

February 9, 2009

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<u>Donated By</u>	<u>Amount</u>	<u>For</u>	<u>School</u>
Cortney Clifford		Donation of darkroom sink/faucet	Dana Hills High School
San Clemente High School PTSA	\$3,103.00	Library Resources	San Clemente High School
San Clemente High School PTSA	\$2,000.00	School Loop Program/PACE	San Clemente High School
Cox Cares	\$200.00	Instructional Supplies	San Clemente High School
McBeth Foundation Trust/Wachovia	\$1,000.00	Instructional Supplies	San Clemente High School
The UPS Foundation	\$3,000.00	Gift Account	San Juan Hills High School
Cox Cares	\$200.00	Instructional Supplies	Tesoro High School
Kiwanis Club of San Clemente	\$500.00	Las Palmas Learning Link	School Readiness
County of Orange, Sheriff-Coroner.		Donation of Haulmark Trailer	Safety and Student Services

The Board accepts such gifts with the understanding that they will be disposed of in a legal manner at such time as they are no longer usable at the District.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Ronald N. Lebs, Deputy Superintendent, Business and Support Services

SUBJECT: **APPROVAL: ACCEPT RELEASE BOND FOR STOP NOTICE
FILED ON SAN CLEMENTE HIGH SCHOOL**

BACKGROUND INFORMATION

The District has received a Stop Notice from a subcontractor who performed work or supplied materials at San Clemente High School. The Stop Notice filed by California Door Specialists, is in the amount of \$9,550.

Civil Code Section 3196 provides that the District may, at its discretion, permit the general contractor to file a release bond in an amount equal to 125 percent of the claim stated in the Stop Notice to secure release of the withheld money.

CURRENT CONSIDERATIONS

This agenda item requests Board approval to accept from the general contractor on the San Clemente High School Auxiliary Gym Project, G.C. Builders, Inc., a release bond in the amount equal to 125% of the total costs of the Stop Notice filed by the subcontractor.

Exhibit A is a copy of G.C. Builders, Inc.'s Bond to Release the California Door Specialists' Stop Notice from Great American Insurance Company. Bond Number CA8215071 is in the amount of \$11,937.50.

FINANCIAL IMPLICATIONS

The acceptance of this Release Bond for the listed Stop Notice will have no financial impact on the San Clemente High School Auxiliary Gym Project or the General Fund.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees approve the G.C. Builders, Inc., Release Bond in the amount of \$11,937.50 covering 125 percent of the original Stop Notice filed by the listed subcontractor who performed work or supplied materials on the San Clemente High School Auxiliary Gym Project, Exhibit A.

**RELEASE OF STOP NOTICE BOND
(Public Works)**

BOND NO: CA8215071
\$ 298.00 premium is for
a term of ONE RENEWABLE year(s)

KNOW ALL MEN BY THESE PRESENTS:

That we, G.C. BUILDERS, INC., as Principal,
and GREAT AMERICAN INSURANCE COMPANY, a corporation organized and doing business
under and by virtue of the laws of the State of OHIO and duly licensed to conduct
a general surety business in the State of California as Surety, are held and firmly bound unto
CALIFORNIA DOOR SPECIALISTS
CAPISTRANO UNIFIED SCHOOL DISTRICT

as Obligee, in the sum of ELEVEN THOUSAND NINE HUNDRED THIRTY SEVEN AND 50/100

(\$ 11,937.50) Dollars, for which payment, well and truly to be made, we bind ourselves, our heirs,
executors and successors, jointly and severally firmly by these presents.

THE CONDITION OF THE OBLIGATION IS SUCH THAT, WHEREAS, the above named Principal has been
furnished labor and/or materials by CALIFORNIA DOOR SPECIALISTS
against which there is still unpaid the sum of NINE THOUSAND FIVE HUNDRED FIFTY AND NO/100

(\$ 9,550.00) Dollars, in connection with construction of SAN CLEMENTE HIGH SCHOOL
AUXILARY GYM

WHEREAS, CALIFORNIA DOOR SPECIALISTS, claimant, has filed a verified claim
and Stop Notice covering labor and/or materials, and has requested said Obligee to withhold funds and whereas said
Principal desires to have funds released, said Principal is required to file an undertaking in the sum of _____
NINE THOUSAND FIVE HUNDRED FIFTY AND NO/100

(\$ 9,550.00) Dollars, being one and one quarter (1¼) times the amount of the said claim as required
under Section 3196, of the Civil Code of the State of California.

NOW, THEREFORE, the condition of this obligation is such, that if the Claimant in this matter shall receive
judgement in any action brought on said claim, the Principal shall pay said judgement and costs to Claimant, in
an amount not exceeding the sum specified in this undertaking, then this obligation shall be null and void, otherwise
to remain in full force and effect.

IN WITNESS WHEREOF, the seal and signature of said Principal is hereto affixed and the corporate seal and the
name of the said Surety is hereto affixed and attested by its duly authorized Attorney-in-Fact at

MISSION VIEJO, California, this 8 day of JANUARY, 2009
YEAR

G.C. BUILDERS, INC.

Principal

GREAT AMERICAN INSURANCE COMPANY

Surety

BY:
YUNG T. MULLICK

Attorney-in-Fact

ACKNOWLEDGMENT

State of California
County of ORANGE

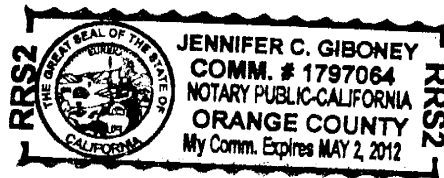
On JANUARY 8, 2009 before me, JENNIFER C. GIBONEY, NOTARY PUBLIC
(insert name and title of the officer)

personally appeared YUNG T. MULLICK
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing
paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (Seal)



GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 580 WALNUT STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by
this power of attorney is not more than FOUR

No. 0 13943

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below its true and lawful attorney-in-fact, for it and in its name, place and stead to execute in behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

Name	Address	Limit of Power
YUNG T. MULLICK JAMES W. MOILANEN FRANCES LEFLER JENNIFER C. GIBONEY	ALL OF MISSION VIEJO, CALIFORNIA	ALL \$75,000,000.00

This Power of Attorney revokes all previous powers issued in behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 3rd day of, NOVEMBER, 2008.

Attest

GREAT AMERICAN INSURANCE COMPANY

STATE OF OHIO, COUNTY OF HAMILTON - ss:

DAVID C. KITCHIN (513-412-4602)

On this 3rd day of NOVEMBER, 2008, before me personally appeared DAVID C. KITCHIN, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is the Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated March 1, 1993.

RESOLVED: That the Division President, the Division Senior Vice President, the several Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract or suretyship or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, EVE CUTLER ROSEN, Senior Vice President, General Counsel & Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of March 1, 1993 have not been revoked and are now in full force and effect.

Signed and sealed this 8 day of, JANUARY, 2009

Exhibit A
Page 3 of 4

#14A

RECEIVED BY

Stop Notice

CALIFORNIA CIVIL CODE SECTION 3103

OCT 29 2008

NOTICE TO: CAPISTRANO Unified School Dist. **CONSTRUCTION**

(If Private Job - file with responsible officer or person at office or branch of construction lender administering the construction funds or with the owner - CIVIL CODE SECTION 3156 - 3175)
(If Public Job - file with office of controller, auditor, or other public disbursing officer whose duty it is to make payment under provisions of the contract - CIVIL CODE SECTIONS 3179 - 3214)

Prime Contractor: G.C. Builders, Inc.

Sub Contractor: (If Any) N/A

Owner of Public Body: CAPISTRANO Unified School Dist.

Improvement known as SAN CLEMENTE H.S. AUXILIARY GYM.

County of Orange, State of California.

California Door Specialists Claimant, a Sole Owner
furnished certain labor, service, equipment or materials used in the above described work of improvement. The name of the person or company by whom claimant was employed or to whom claimant furnished labor, service, equipment, or materials is
G.C. Builders, 11023 EUCALYPTUS ST. R.C., CA, 91730.

The kind of labor, service, equipment, or materials furnished or agreed to be furnished by claimant was:
Contracted Coordination Labor for Door and Hardware Installation

Total value of labor, service, equipment, or materials agreed to be furnished.....	\$ <u>9,550.00</u>
Total value of labor, service, equipment, or materials actually furnished is	\$ <u>9,550.00</u>
Credit of materials returned, if any	\$ <u>0</u>
Amount paid on account, if any	\$ <u>0</u>
Amount due after deducting all just credit and offsets	\$ <u>9,550.00</u>

YOU ARE HEREBY NOTIFIED to withhold sufficient monies held by you on the above described project to satisfy claimant's demand in the amount of \$ 9,550.00 and in addition thereto sums sufficient to cover interest, court costs and reasonable cost of litigation, as provided by law.

A bond (CIVIL CODE SECTION 3083) _____ attached. (Bond required with Stop Notice served on construction lender on private jobs - bond not required on public jobs or on Stop Notice served on owner on private jobs).

Date: 10/20/08 Name of Claimant: California Door Specialists

By: [Signature]

VERIFICATION

I, the undersigned, state: I am the OWNER of the claimant named in the foregoing Stop Notice: I have read said claim of Stop Notice and know the contents thereof, and I certify that the same is true of my own knowledge. I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

RECEIVED

Executed on 10/22/08, at Chino, State of California.

OCT 29 2008

[Signature]

LN

REQUEST FOR NOTICE OF ELECTION (Private Works Only)

If an election is made not to withhold funds pursuant to this Stop Notice by reason of a payment bond having been recorded in accordance with Sections 3235 or 3162, **please send notice** of such election and a copy of the bond within 30 days of such election in the enclosed preaddressed stamped envelope to the address of the claimant shown above. This information must be provided by you under Civil Code Section 3159, 3161 or 3162.

Signed: [Signature]

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: AUTHORIZATION TO SURPLUS AND ADVERTISE FOR
AUCTION FIVE TRANSIT BUSES**

BACKGROUND INFORMATION

As one component of the 2007/2008 budget cuts, the district reduced home-to-school transportation from 62 bus routes to 18. This has left the district with a surplus of transit buses. Transportation has been approached by two different private schools and one private individual to lease and/or purchase buses. Upon consultation with the Orange County Department of Education legal counsel, we were advised not to lease buses to private entities.

The five buses chosen for surplus are technically “mothballed,” not energy efficient, and no longer viable options to be used in the district’s fleet of buses.

CURRENT CONSIDERATIONS

This agenda item presents for Board consideration approval to surplus five transit buses and advertise them for auction. Staff is proposing to auction off five buses to determine proper pricing and to maintain district flexibility in levels of service to the community. These are older buses currently not needed for the district’s transportation program and not anticipated to be needed in the future. Attached please find a listing of the proposed surplus buses, Exhibit A.

FINANCIAL IMPLICATIONS

It is recommended that these buses be advertised for a minimum bid of \$8,000 each. As the marketability of these buses is not clear, this is a way to test the waters in terms of selling some of our buses. Potentially these buses will bring a minimum revenue of \$40,000 to \$50,000 to the district’s general fund which could be used for vehicle replacement.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees approve declaring five transit buses surplus, and authorize them to be advertised on the e surplus website for auction.

SURPLUS BUSES FOR AUCTION

BUS #	YEAR	AGE	VIN	MAKE	MODEL	CAPCITY	FUEL TYPE	LICENSE #	MILEAGE
166	1988	21	1BABKCWA9JF079987	BLUEBIRD	ALL AMERICAN	78 PASS.	DIESEL	E099623	259,548
167	1988	21	1BABKCWA0JF079988	BLUEBIRD	ALL AMERICAN	78 PASS.	DIESEL	E099624	255,857
191	1989	20	1BAAGCSA3KF033446	BLUEBIRD	TC2000	72 PASS.	DIESEL	E268476	234,411
192	1989	20	1BAAGCSA5KF033447	BLUEBIRD	TC2000	72 PASS.	DIESEL	E268478	232,755
194	1989	20	1BAAGCSA9KF033449	BLUEBIRD	TC2000	72 PASS.	DIESEL	E268475	228,436

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent, Personnel Services

SUBJECT: **CLASSIFIED PERSONNEL ACTIVITY**

BACKGROUND INFORMATION

This agenda item supports the employment, separation, and assignment adjustments of classified employees.

FINANCIAL IMPLICATIONS

Funds for these positions, activities and services are earmarked through site categorical monies, general funds, or capital projects.

STAFF RECOMMENDATION

It is respectfully recommended that Board approve this classified employment/separation list.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING February 9, 2009
CLASSIFIED EMPLOYEES

ACCEPTED RESIGNATIONS/TERMINATIONS

<u>NAME</u>	<u>POSITION</u>	<u>REASON</u>	<u>DATE OF EMPLOYMENT</u>	<u>DATE OF SEPARATION</u>
1. Araghian, Atossa	Instructional Asst – Community Ed	School	09/08/03	02/10/09
2. Bracamontes, Raul	Job Technician	Voluntary	03/14/05	12/30/08
3. Gil-Isas, Mayra	Food Service Worker	Moving	09/16/08	11/20/08
4. Hill, Kiley	Independence Facilitator	Voluntary	12/15/08	01/21/09
5. Hitzeman, Heidi	Food Service Worker	Voluntary	09/04/07	01/13/09
6. Hughes, Sharon	Food Service Worker	School	09/02/08	12/08/08
7. Lewitter, Michael	Middle School Campus Supervisor	Relocation	09/04/07	12/19/08
8. Priess, Marianne	Independence Facilitator	Voluntary	09/01/05	01/16/09
9. Rivero, Jessica	Instructional Asst – Preschool	Voluntary	10/14/08	12/19/08
10. Wallin, Kathleen	Preschool Teacher	Voluntary	08/19/05	01/02/09
11. Zardeneta, Linda	Division Office Manager	Retirement	08/12/86	02/27/09

APPROVE EMPLOYMENT

<u>NAME</u>	<u>POSITION-FULL TIME</u>	<u>SALARY</u>	<u>RANGE STEP</u>	<u>EFFECTIVE DATE</u>
12. Castillo, Angelica	Custodian I (12mo/40hpw)	\$2830.36 mo	R26-1	01/15/09

<u>NAME</u>	<u>POSITION-PART TIME</u>	<u>SALARY</u>	<u>RANGE STEP</u>	<u>EFFECTIVE DATE</u>
13. Dorta, Debra	Food Service Worker (9mo/15hpw)	\$12.14 hr	R14-1	01/05/09
14. Fager, Marlene	Food Service Worker (9mo/10hpw)	\$12.14 hr	R14-1	01/05/09
15. Jakobsen, Kristen	Instructional Asst – Sp Ed (9mo/17.5hpw)	\$14.08 hr	R20-1	01/05/09
16. Kabbani, Eileen	Food Service Worker (9mo/10hpw)	\$12.14 hr	R14-1	01/12/09
17. Ling, Reiko	Instructional Asst – Preschool (9mo/19.5hpw)	\$14.08 hr	R20-1	01/07/09
18. Meyer, Robin	Independence Facilitator (10.75mo/30hpw)	\$14.79 hr	R22-1	01/26/09
19. Shimkus, Samuel	Independence Facilitator – Sp Ed (9mo/17.5hpw)	\$14.79 hr	R22-1	01/09/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING February 9, 2009
CLASSIFIED EMPLOYEES

<u>NAME</u>	<u>POSITION-SUBSTITUTE</u>	<u>SALARY</u>	<u>RANGE</u> <u>STEP</u>	<u>EFFECTIVE</u> <u>DATE</u>
20. Araghian, Atossa	Instructional Asst – Community Ed	\$13.74 hr	R19-1	02/11/09
21. Ayala, Rose	Food Service Worker	\$12.14 hr	R14-1	12/16/08
22. Black, Kathleen	Instructional Asst – Sp Ed	\$13.74 hr	R19-1	01/05/09
	Instructional Asst – Sp Ed Preschool	\$14.08 hr	R20-1	
	Independence Facilitator	\$14.79 hr	R22-1	
23. Cox, Kimberly	Instructional Asst – Sp Ed	\$13.74 hr	R19-1	01/15/09
	Instructional Asst – Sp Ed Preschool	\$14.08 hr	R20-1	
	Independence Facilitator	\$14.79 hr	R22-1	
24. Estupinan, Shannon	Student Supervisor	\$10.00 hr		12/17/08
25. Foster, Lupita	Student Supervisor	\$10.00 hr		01/15/09
26. Gorman, Josette	Student Supervisor	\$10.00 hr		12/19/08
27. Hague, Razia	Student Supervisor	\$10.00 hr		12/13/08
28. Hitzeman, Heidi	Food Service Worker	\$12.14 hr	R14-1	01/14/09
29. Hughes, Sharon	Food Service Worker	\$12.14 hr	R14-1	12/09/08
30. Lewitter, Ira	Student Supervisor	\$10.00 hr		01/06/09
31. May, Jennifer	Student Supervisor	\$10.00 hr		12/11/08
32. Rivero, Jessica	Instructional Asst – Preschool	\$14.08 hr	R20-1	01/05/09
33. Salinas, Maria	Instructional Asst – Sp Ed	\$13.74 hr	R19-1	01/09/09
	Instructional Asst – Sp Ed Preschool	\$14.08 hr	R20-1	
	Independence Facilitator	\$14.79 hr	R22-1	
34. Sattari-Pour, Haleh	Student Supervisor	\$10.00 hr		01/06/09
35. Smith, Carol	Instructional Asst – Preschool	\$14.08 hr	R20-1	11/18-02/10/09
36. Vigeland, Kreistin	Student Supervisor	\$10.00 hr		01/06/09
37. Ziegler, Jill	Instructional Asst – Sp Ed	\$13.74 hr	R19-1	01/05/09
	Instructional Asst – Sp Ed Preschool	\$14.08 hr	R20-1	
	Independence Facilitator	\$14.79 hr	R22-1	
<u>NAME</u>	<u>POSITION-EXEMPT</u>	<u>SALARY</u>		<u>EFFECTIVE</u> <u>DATE</u>
38. Coleman, Monica	Student Supervisor	\$10.00 hr		01/12/09
39. Gorman, Josette	Student Supervisor	\$10.00 hr		01/12/09
40. Jackson, Shawn	Student Supervisor	\$10.00 hr		12/09/08
41. Reese, Kyle	Student Worker	\$ 8.00 hr		10/15-06/15/09
42. Szabo, Susan	Student Supervisor	\$10.00 hr		01/12/09
43. Veeris, Kim	Student Supervisor	\$10.00 hr		01/12/09
44. Walsh, Nicholas	Student Worker	\$ 8.00 hr		01/01-06/30/09
45. Wolford, Kelly	Student Supervisor	\$10.00 hr		01/12/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING February 9, 2009
CLASSIFIED EMPLOYEES

APPROVE ASSIGNMENT ADJUSTMENT

<u>NAME</u>	<u>ASSIGNMENT ADJUSTMENT</u>	<u>SALARY</u>	<u>RANGE STEP</u>	<u>EFFECTIVE DATE</u>
46. Burns, Cheryl	Elementary School Office Mananer (TAA NTE 8hrs)	\$19.41 hr	R33-1	12/08/08
47. Knowles, Kristy	Independence Facilitator (9mo/30hpw)	\$16.31 hr	R22-3	01/12/09
48. Martinez, Brenda	HS Campus Supervisor (9mo/17.5hpw)	\$16.73 hr	R25-2	01/13/09

APPROVE ADDITIONAL ASSIGNMENT

<u>NAME</u>	<u>ADDITIONAL ASSIGNMENT</u>	<u>SALARY</u>	<u>RANGE STEP</u>	<u>EFFECTIVE DATE</u>
49. Adelmund, Kerrel	Independence Facilitator (TAA NTE 23.5hpw)	\$14.79 hr	R22-1	10/28/08
50. Budde, Nicolette	Instructional Asst (TAA NTE 287hrs)	\$13.74 hr	R19-1	09/15-06/18/09
51. Crawford, Mie	School Clerk I (TAA NTE 12hpw)	\$15.16 hr	R23-1	09/02-06/18/09
52. Diaz, Martha	Bilingual Community Services Liasion (TAA NTE 4hpw)	\$21.34 hr	R23-15	11/12-07/31/09
53. Domenichini, Cathy	Instructional Asst – Sp Ed (TAA NTE 2hpw)	\$14.78 hr	R20-2	12/10-06/19/09
54. Gruden, Norma	Bilingual Independence Facilitator (TAA NTE 20hrs)	\$20.83 hr	R24-10	12/01-06/19/09
55. Jimenez, Joan	Bilingual Independence Facilitator (TAA NTE 30hrs)	\$20.83 hr	R24-10	12/01-06/19/09
56. Johnson, Melissa	Independence Facilitator (TAA Sub As Needed)	\$19.82 hr	R22-10	09/02-06/18/09
57. Kobel, Karen	Instructional Asst – Sp Ed (TAA NTE 50hrs)	\$15.53 hr	R22-2	10/06-01/30/09
58. McMaster, Janice	Instructional Asst (TAA NTE 23.5hpw)	\$17.53 hr	R19-6	10/28/08
59. Mohammadi, Lili	Interpreter (TAA NTE 1hpw)	\$19.33 hr	R19-15	11/14/08
60. Santibanez, Rorie	Independence Facilitator (TAA Sub As Needed)	\$20.92 hr	R22-15	09/02-06/18/09
61. Schauer, Ofilia	Instructional Asst – Sp Ed (TAA NTE 2hpw)	\$17.12 hr	R20-5	12/10-06/18/09
62. Verdugo, Annie	Bilingual Instructional Asst (TAA NTE 4.5hpw)	\$20.82 hr	R21-20	01/05-06/30/09
63. Whelan, Christine	Instructional Asst – Sp Ed (TAA NTE 50hrs)	\$19.82 hr	R22-10	10/08-01/30/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING February 9, 2009
CLASSIFIED EMPLOYEES

APPROVE TAA PAY @ REGULAR RATE OF PAY

<u>NAME</u>	<u>ADDITIONAL ASSIGNMENT</u>	<u>EFFECTIVE DATE</u>
64. Adamson, Coral	Independence Facilitator (TAA NTE 30.5hrs)	10/29-06/19/09
65. Chau, Monica	Food Service Worker (TAA NTE 30hpw)	12/15-02/04/09
66. Drake, Heather	Independence Facilitator – Autism (TAA NTE 23.5hrs)	10/30-06/18/09
67. Fuller, Diana	Health Asst (TAA NTE 11hpw)	10/01-11/30/08
68. Herscher, Janis	Health Asst (TAA NTE 11hpw)	10/01-11/30/08
69. Larsen, Kathie	Independence Facilitator (TAA NTE 30.5hrs)	11/04-06/19/09
70. Mickle, Jacqueline	Independence Facilitator (TAA NTE 30.5hrs)	10/28-06/19/09
71. Neumeyer, Mary Lee	Independence Facilitator (TAA NTE 23hrs)	11/13-06/19/09
72. Nunez, Erika	Instructional Asst – Preschool (TAA NTE 100hrs)	12/09-06/18/09
73. Palmer, Stratton	Independence Facilitator (TAA NTE 12.5hrs)	01/05-01/16/09
74. Robertson, Kelli	Instructional Asst – Preschool (TAA NTE 15hrs)	12/01-06/30/09
75. Roknian, Stella	LVN (TAA NTE 2hpw)	12/15-06/18/09
76. Smith, Linda	School Clerk I (TAA NTE 20hpw)	12/10-06/15/09
77. Townsend, Deborah	Health Asst (TAA NTE 10hpw)	10/01-11/30/08

APPROVE RECALL FROM LAYOFF

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>	<u>RANGE STEP</u>	<u>EFFECTIVE DATE</u>
78. Huerta, Yara	Custodian II (12mo/40hpw)	\$3442.37 mo	R28-4	01/01/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING February 9, 2009
CLASSIFIED EMPLOYEES

APPROVE PROMOTION

<u>NAME</u>	<u>PROMOTION</u>	<u>SALARY</u>	<u>RANGE</u> <u>STEP</u>	<u>EFFECTIVE</u> <u>DATE</u>
79. Breihaupt, Theresa	Elementary School Office Manager (Temp/40hpw)	\$26.01 hr	R33-10	12/16-12/19/08
80. Erickson, Nol	Independence Facilitator – Sp Ed (9mo/30hpw)	\$19.82 hr	R22-10	11/19/08
81. Fifer, Barbara	LVN (9mo/30hpw)	\$18.02 hr	R30-1	01/26/09
82. Getty, Jacquelyn	Preschool Teacher (12mo/30hpw)	\$18.48 hr	R31-1	01/20/09
83. Herrera, Sandra	Bilingual Intermediate Office Asst (12mo/40hpw)	\$3702.65 mo	R27-1	01/05/09
84. Horn, Donna	Elementary School Clerk (Temp/40hpw)	\$20.84 hr	R26-6	12/15-01/28/09
85. Trevorrow, Jan	Lead Food Service Worker II (Temp/40hpw)	\$18.48 hr	R31-1	01/05-02/04/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent, Personnel Services

SUBJECT: **CERTIFICATED PERSONNEL ACTIVITY**

BACKGROUND INFORMATION

This agenda item supports the employment, separation, and additional assignments of certificated employees.

FINANCIAL IMPLICATIONS

Funds for these positions, assignments, and services are earmarked through site categorical monies and/or general funds.

STAFF RECOMMENDATION

It is respectfully recommended that Board approve this certificated employment/separation list.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

ACCEPT RESIGNATIONS/TERMINATIONS

<u>NAME</u>	<u>POSITION</u>	<u>REASON</u>	<u>DATE OF EMPLOYMENT</u>	<u>DATE OF SEPARATION</u>
1. Adams, Cindy	Teacher	STRS Disability	09/02/94	01/31/09

APPROVE EMPLOYMENT

<u>NAME</u>	<u>1st YEAR TEMPORARY</u>	<u>ANNUAL SALARY</u>	<u>COLUMN/ STEP</u>	<u>EFFECTIVE DATE</u>
2. Kaneshiro, Reid	Teacher	\$58,305	D-1	02/02/09
3. Mendez, Alma	Speech Pathologist	\$53,912	C-1	01/30/09
4. Nigro, Shannon	Teacher	\$48,899	A-1	01/05/09

APPROVE ADULT EDUCATION TEACHERS

Pay @ \$29.00 per hour

5. Carlson, Gregory

APPROVE HOME/HOSPITAL TEACHERS

Pay @ \$35.00 per hour

6. Engelken, April

8. Proodian, Dave

7. MacIntyre, Michelle

9. Rumpf, Stacy

APPROVE ADULT EDUCATION SUBSTITUTE TEACHERS

Pay @ \$29.00 per hour

10. Brierley, Magdalena

14. Poudrier, Cindy

11. Morgan, Shaura

15. Sandoval, Yohana

12. Ogden, Sue

16. Turney, Jason

13. Olmstead, Cathi

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE SUBSTITUTE TEACHERS

Pay @ \$90.00 per day

- | | |
|-----------------------------|-----------------------|
| 17. Acosta, Ashley | 32. Krueger, Holly |
| 18. Allsopp, Stephanie | 33. Luu, Hu |
| 19. Amaro, Lorena | 34. MacRae, Kelly |
| 20. Ameri, Bahareh | 35. Marroquin, Jani |
| 21. Bach, Shaunna | 36. Marx, Kevin |
| 22. Carlson, Gregory | 37. Nordholm, Timothy |
| 23. Cunningham, Christopher | 38. Pio, Steve |
| 24. Daxon, Colin | 39. Pratt, Nathan |
| 25. Diaz Monzon, Monica | 40. Renault, Peter |
| 26. Gaughan, Kelly | 41. Riley, Jolene |
| 27. Ginsberg, Shari | 42. Rivero, Jessica |
| 28. Hanna, Jennifer | 43. Scott, Michael |
| 29. Hansford, Nancy | 44. Truman, Laurie |
| 30. Ireland, Matthew | 45. Vaught, Karen |
| 31. Jarnefeldt, Evans | |

APPROVE 6/5th ASSIGNMENT 1st SEMESTER

- | | |
|----------------------|-------------------|
| 46. Livingston, Lisa | 47. Tribe, Joshua |
|----------------------|-------------------|

APPROVE 6/5th ASSIGNMENT 2nd SEMESTER

- | | |
|----------------------------|----------------------------|
| 48. Black, Robert | 66. Ganzerla Wells, Judith |
| 49. Breithaupt, Teresa | 67. Garrett, Steve |
| 50. Brown, David | 68. Gellatly, David |
| 51. Brown, Mark | 69. Gipe, John |
| 52. Brown, Richard | 70. Goit, Jenny |
| 53. Busenkell, William | 71. Halterman, Roger |
| 54. Cadiz, Robin | 72. Harnett, Colleen |
| 55. Caruso, Heather | 73. Harnett, Patrick |
| 56. Chapman, Autumn | 74. Havens, Carole |
| 57. Clothier, Cindy | 75. Hesseltine, Christina |
| 58. Conlon, Michael | 76. Jerome, Jake |
| 59. Cunningham, Craig | 77. Jimenez, Jerry |
| 60. Darnold, Chris | 78. Kearney, Scott |
| 61. Davey, John | 79. Kerr, Elizabeth |
| 62. Delfosse, Michael | 80. Khalaf, Reem |
| 63. Deskin Pfeiffer, Linda | 81. Kirby, Neal |
| 64. Elwell, Katie | 82. Koester-Obispo, Summer |
| 65. Frommholz, Eric | 83. LaMotte, Migel |

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE 6/5ths ASSIGNMENT 2ND SEMESTER (Cont.)

84. Laubach, Lynelle	102. Robustelli, Lucille
85. Lavinger, Melanie	103. Schwab-Kearney, Tanya
86. Lavinger, Steve	104. Shick, Allison
87. Lipsett, Robert	105. Smathers, Roxanne
88. Loh, Nicole	106. Snowden, Marybeth
89. Looney, Carol	107. Southall, Jackie
90. McComb, Ted	108. Spencer, Deanna
91. McDermott, Kimberly	109. Stempson, Jheri
92. McKinley, Michelle	110. Takach, Eric
93. Mitchell, Karen	111. Thibeau, Lori
94. Mulligan, Shawn	112. Thompson, Laura
95. Murphy, Orla	113. Ward, Robbin
96. O'Brien, James	114. Weirath, Frank
97. Peck, Lindsay	115. Williams, Pam
98. Pidgeon-Pagliei, Jennifer	116. Wilmer III, James
99. Pinon, Ryan	117. Wilson, Duncan
100. Rack, Richard	118. Wirtz, Nico
101. Rivadeneyra, Mark	119. Young, Gregory

APPROVE ASSIGNMENT ADJUSTMENTS

<u>NAME</u>	<u>PREVIOUS ASSIGNMENT</u>	<u>NEW ASSIGNMENT</u>	<u>EFFECTIVE DATE</u>
120. Arndt, Terri	Teacher – 60%	Teacher – 100%	01/05/09
121. Baker, John	Teacher	STAP I	11/01/08
122. Seftel, Anna	ETAP I	ETAP II	10/14/08

APPROVE ADDITIONAL ASSIGNMENTS

123. <u>Technology Integration DTC Program – Education Technology</u> Not to exceed 17 hours each non-instructional pay @ \$30.00 per hour	12/01/08-08/30/09
124. <u>To Coordinate Ancient Civilization Fair – NHMS</u> Not to exceed 20 hours total non-instructional pay @ \$30.00 per hour	01/05/09-06/19/09
<u>Hourly Supplemental Programs – Multiple Sites</u>	
Not to exceed 330 hours @ \$18.00 per hour	11/03/08- 06/05/09
125. Miller, Alison	126. Soltis, Pamela

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE ADDITIONAL ASSIGNMENTS (Cont.)

Hourly Supplemental Programs – Multiple Sites

Not to exceed 7 hours non-instructional pay @ \$30.00 per hour 10/01/08-05/30/09

127. Knutsen, Michelle

Hourly Supplemental Programs – Multiple Sites

Not to exceed 150 hours instructional pay @ \$35.00 per hour 10/14/08-05/30/09

128. Ballantine, Linda

143. McDermott, Kim

129. Bogiatzis, Tom

144. McLaughlin-Laner, Shannon

130. Boland, Mary

145. Miller, Teresa

131. Burdick-Zupancic, Jill

146. Nagano, Warren

132. Davis, Petra

147. Orlando, Shaina

133. Dendel, Ranna

148. Rivadeneyra, Mark

134. Dwyer, Matt

149. Romero, Debra

135. Gonzalez, Joann

150. Sampson, Tim

136. Gunderson, Terry

151. Smith, Sue

137. Hackstadt, Michael

152. Smolinski, Lesli

138. Jeff, Prinz

153. Spencer, Katie

139. Kuric, Shannon

154. Villalba, Fernanda

140. La, Lynn

155. Wasmund, Danielle

141. Langley-Davis, Robin

156. Whiting, Carey

142. Martin, Heather

157. Wilbur, Sandra

Word Study Workshop – Multiple Sites

Not to exceed 2 hours non-instructional pay @ \$30.00 per hour 11/13/08

158. Grupe, Amy

160. Thibault, Bobbie

159. O'Leary, Darla

AAA/GATE Coordinator – Multiple Sites

Not to exceed 100 hours non-instructional pay @ \$30.00 per hour 08/28/08-06/19/09

161. Kucera, Lee

162. Sims, Andrew

Academic Pentathlon Coach – LFMS

Not to exceed 12 hours instructional pay @ \$35.00 per hour 12/01/08-06/19/09

163. Boland, Mary

167. Kirby, Neal

164. Evanston, William

168. Lang, Justine

165. Heavlin-Martinez, Johanna

169. Montgomery, Anne

166. Jindra, Kimberly

170. Pagliei, Mary

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE ADDITIONAL ASSIGNMENTS (Cont.)

<u>To Teach After School Enrichment Class – MFMS</u>		
	Not to exceed 15 hours instructional pay @ \$35.00 per hour	12/01/08-01/22/09
171. Chambers, Wyatt		
<u>Algebra/Geometry Bridges to Success After School Tutorial Program – SMS</u>		
	Not to exceed 34 hours instructional pay @ \$35.00 per hour	10/01/08-06/15/09
172. Rack, Richard		
<u>Intel Advisor – THS</u>		
	Not to exceed 25 hours instructional pay @ \$35.00 per hour	11/02/08-06/18/09
173. Gray, Megan		
<u>OLSAT/NNAT School Site Testing – AAA/GATE Program</u>		
	Not to exceed 57.5 hours instructional pay @ \$35.00 per hour	01/07/09-01/30/09
174. Allen, Carol	177. Bowersox, Mary Kay	
175. Beilby, Christine	178. Lee, Carrie	
176. Bethke, Aline	179. Napora, Michele	
<u>To Support Beginning Teachers – BTSA</u>		
	Not to exceed 13.25 hours non-instructional pay @ \$30.00 per hour	09/15/08-06/30/09
180. Johnson, Tricia		
<u>ELD Advisor – Education Division</u>		
	Not to exceed 25 hours non-instructional pay @ \$30.00 per hour	04/01/08-06/09/09
181. Sweeney, Alba		
<u>Proctor CAHSEE Exam – Special Education</u>		
	Not to exceed 10 hours instructional pay @ \$35.00 per hour	12/06/08-12/13/08
182. Weinell, Carol		
<u>Capistrano Autism Training (CAT) – Special Education</u>		
	Not to exceed 23.5 hours non-instructional pay @ \$30.00 per hour	10/23/08-06/30/09
183. Baker, Margaret	184. Mohiuddin, Margie	
<u>To Assist with Communication Device for Student – Special Education</u>		
	Not to exceed 5 hours @ daily per diem rate	12/08/08-06/30/09
185. Puckett, Linda		

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE ADDITIONAL ASSIGNMENTS (Cont.)

	<u>Assistive Technology Assessment of Student – Special Education</u> Not to exceed 5 hours @ hourly per diem rate	01/05/09-02/28/09
Puckett, Linda		
	<u>Substitute Psychologist – Special Education</u> Pay @ daily per diem rate of \$384.12	01/12/09-03/15/09
186. Theisen, Erin		
	<u>Assessment of Student – Special Education</u> Not to exceed 18 hours @ the hourly per diem rate	10/01/08-01/30/09
187. VanDerWal, Katrina		
	<u>Prepare and Teach Project GLAD – Staff Development</u> Not to exceed 26 hours non-instructional pay @ \$30.00 per hour	02/01/09-02/07/09
188. Boys, Josephine	189. Rose, Renee	
	<u>Class Instruction on “Reading Naturally” to Special Education Teachers – State & Federal</u> Not to exceed 8 hours non-instructional pay @ \$30.00 per hour	12/01/08-01/30/09
190. Tassinari, Martha		
	<u>To Provide Class Instruction to Special Education Teachers – State & Federal</u> Not to exceed 12 hours non-instructional pay @ \$30.00 per hour	11/20/08-01/29/09
191. Fuijoka, Christine		
	<u>To Provide Instruction on “Phonemic Awareness Test” to Special Education Teachers – State & Federal</u> Not to exceed 12 hours non-instructional pay @ \$30.00 per hour	10/28/08-02/12/09
192. Meissner, Andrea		
	<u>To Provide Instruction on “Early Reading Inventory” to Special Education Teachers – State & Federal</u> Not to exceed 12 hours non-instructional pay @ \$30.00 per hour	11/01/08-11/30/08
193. Richardson, Kim		
	<u>To Assess Student under the SETPD Grant – State & Federal</u> Not to exceed 63 hours non-instructional pay @ \$30.00 per hour	11/20/08-12/12/08
194. Robinson, Katie		
	<u>To Provide Class Instruction on the Woodcock Johnson Assessment – State & Federal</u> Not to exceed 7.5 hours non-instructional pay @ \$35.00 per hour	01/20/09
195. Meissner, Andrea		

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

PERSONNEL ACTIVITY LIST BOARD OF TRUSTEES REGULAR MEETING, February 9, 2009
CERTIFICATED EMPLOYEES

APPROVE LEAVES OF ABSENCE

<u>NAME</u>	<u>REASON</u>	<u>EFFECTIVE DATE</u>
196. Bartels, Lindsay	Child Care	03/25/09-06/19/09
197. Halterman, Jody	Child Care	04/11/09-05/29/09
198. Murphine, Thomas	Personal	01/05/09-06/19/09
199. Silverthorne, Elizabeth	Child Care	02/02/09-06/19/09
200. Snedeker, Meaghan	Child Care	05/23/09-06/30/09


APPROVE ASSIGNMENTS ON WAIVER

<u>NAME</u>	<u>SCHOOL</u>	<u>SUBJECT</u>	<u>EFFECTIVE DATE</u>
201. Stachowski, Michael	Special Education	Adapted Physical Education	01/05/09-06/19/09

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: A. Woodrow Carter, Superintendent

FROM: Suzette Lovely, Deputy Superintendent, Personnel Services 

SUBJECT: **QUARTERLY REPORT ON COMPLAINTS RELATIVE TO THE
WILLIAMS SETTLEMENT UNIFORM COMPLAINT PROCEDURE**

BACKGROUND INFORMATION

As a result of the Williams Settlement, Education Code Section 35186 mandates that school districts establish policies and procedures to resolve deficiencies related to instructional materials, facilities conditions posing a threat to student/staff health or safety, and teacher vacancies or misassignments.

The law also requires that districts report any deficiencies or the absence of deficiencies to the Board of Trustees at a regularly scheduled public meeting. In addition, this information needs to be shared with the Orange County Superintendent of Schools.

CURRENT CONSIDERATIONS

This agenda item presents for review the Williams report from the second quarter of the 2008-09 school year. These reports are received and monitored by Executive Director, Risk Management/Compliance, Jeffrey Bristow. In the past quarter, the district has not received any Williams complaints concerning its instructional materials, teacher qualifications, facilities, or CAHSEE services, Exhibit A.

FINANCIAL IMPLICATIONS

With no Williams Complaints received there are no financial implications in the Board's acceptance of this report.

STAFF RECOMMENDATION

It is respectfully recommended that the Board accept this report as an informational item. No formal action is necessary at this time.

2008-2009 Quarterly Report on Williams Uniform Complaints [Required by Education Code § 35186]

District: Capistrano Unified School District

Person completing this form: Jeff Bristow

Title: Executive Director, Risk Management/Compliance

- | | |
|--|---------------------------------------|
| <input type="checkbox"/> Quarter #1 July 1 to September 30, 2008 | Report due by October 31, 2008 |
| <input checked="" type="checkbox"/> Quarter #2 October 1 to December 31, 2008 | Report due by January 30, 2009 |
| <input type="checkbox"/> Quarter #3 January 1 to March 31, 2009 | Report due by April 30, 2009 |
| <input type="checkbox"/> Quarter #4 April 1 to June 30, 2009 | Report due by July 31, 2009 |

Date for information to be reported publicly at governing board meeting: February 9, 2009

Please check the box that applies:

- ☒ No complaints were filed with any school in the district during the quarter indicated above.
- ☐ Complaints were filed with schools in the district during the quarter indicated above. The following chart summarizes the nature and resolution of these complaints.

General Subject Area	Total # of Complaints	# Resolved	# Unresolved
Textbooks and Instructional Materials	0		
Teacher Vacancy or Misassignment	0		
Facilities Conditions	0		
CAHSEE Intensive Instruction & Services (High school districts only. All other districts answer N/A)	0		
TOTALS	0		

Print name of Superintendent: A. Woodrow Carter

Signature of Superintendent: _____

Date: January 5, 2009


Please submit to:

Karol Gartner
Senior Administrative Assistant
200 Kalmus Drive, B-1009
P.O. Box 9050, Costa Mesa, CA 92628-9050
(714) 966-4336 or fax to: (714) 549-2657

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent, Personnel Services 

SUBJECT: **AUTHORIZATION OF COACHES TO PROVIDE P.E. CREDIT
SECOND SEMESTER**

BACKGROUND INFORMATION

Districts may assign a teacher with a credential in a subject other than physical education to coach a competitive sport and award P.E. credit to students in that class. State law requires that such teachers be full-time employees of the school district, complete a minimum of 20 hours of first aid instruction, have training on the harmful effects of steroid use, and be approved by the governing board.

CURRENT CONSIDERATIONS

The purpose of this agenda item is to request approval by the Board of Trustees for teachers who are credentialed in subjects other than physical education to provide P.E. credit to students in that respective sport.

It has been determined that all teachers who do not hold a P.E. credential, but are assigned coaching activities for which such credit is given, are full-time employees of the school district and have completed a minimum of 20 hours of first aid instruction. Additionally, these coaches have attended or are in the process of attending a training program based on the Victory With Honor curriculum, which includes discussion on the dangerous effects of steroids. Therefore, it is now appropriate for the Board of Trustees to approve those teachers so assigned, Exhibit A.

FINANCIAL IMPLICATIONS

All coaching stipends are provided for in the 2008-09 budget.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees authorize the appropriate teachers to coach a competitive sport for one period per day and provide P.E. credit to the students enrolled in the class, Exhibit A.

ALISO NIGUEL HIGH SCHOOL

TEACHER

Keith Barnett
Ryan Cox
Craig Hanson
Erick Lynch
Stacy Middlebrook
Douglas O'Brien
Mathew Orndorff
Judith Martinez
Richard Ruhlen
Jeffrey Veeder
John Walsh
Kurt Westling

ASSIGNMENT

Basketball/Boys
Swimming/Girls
Baseball
Swimming/Boys
Track & Field/Girls
Volleyball/Boys
Wrestling
Cheer/Pep Squad
Tennis/Boys
Football
Track & Field/Boys
Basketball/Girls

CAPISTRANO VALLEY HIGH SCHOOL

TEACHER

Charles Biehn
Sarah Clarke
Patrick Higginson
Brian Mulligan
Kenneth Sayles
Brian Schultz
Mark York
Robert Zamora

ASSIGNMENT

Football
Basketball/Girls
Swimming/Girls
Basketball/Boys
Track and Field/Girls
Soccer/Surfing
Track and Field/Boys
Baseball

DANA HILLS HIGH SCHOOL

TEACHER

Caroline Corgiat
Marcus Degen
Tom Desiano
John Gunderson
Margo Melendrez
Matthew Reid
Matthew Rosa
Blair Widtfeldt
Michael Weinell
Philip Wilburton

ASSIGNMENT

Water Polo/Girls
Surfing
Basketball/Boys
Soccer/Boys
Softball
Soccer/Basketball/Girls
Swimming/Water Polo/Boys
Cheer
Lacrosse
Golf/Girls

SAN CLEMENTE HIGH SCHOOL

TEACHER

Walter (John) Bandaruk
Hugh Batten
Richard Brown
Mark Calentino
Rodney Cummings
Stacey Finnerty
Michael Hurlbut
Daniel Johnson
Dion Kerhoulas
Mary Mulligan
Eric Patton
Marc Popovich
David Proodian
John Stephens

ASSIGNMENT

Swimming/Girls
Swimming/Boys
Wrestling
Wrestling
Golf/Boys
Soccer/Girls
Golf/Boys
Track/Boys
Golf/Boys
Basketball/Girls
Football
Basketball/Boys
Track/Girls
Tennis/Boys

SAN JUAN HILLS HIGH SCHOOL

TEACHER

David Burnette
Armando Gonzales

Nathan Roberts
Alvaro Serrano
James Tinker
Jeremey Wooten

ASSIGNMENT

Cross Country/Track
Swimming/Tennis/Volleyball/Lacrosse/
Basketball/Softball
Surfing
Soccer
Golf
Baseball

TESORO HIGH SCHOOL

TEACHER

Richard Brail
Timothy DiLeo
Steve Garrett
Michael Gibson
Cathy Olinger
Stacy Ruffer
Ryan Scott
Donald Skaff


ASSIGNMENT

Baseball
Tennis
Basketball/Boys
Swimming
Dance guard/Auxiliary group
Track
Volleyball
Soccer/Boys

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent, Personnel Services 

SUBJECT: **ACADEMIC INTERN AGREEMENT:
CALIFORNIA STATE UNIVERSITY, FULLERTON**

BACKGROUND INFORMATION

California State University, Fullerton has requested that CUSD host academic interns who are enrolled in the university's Department of Child and Adolescent Studies. These academic interns would serve as volunteers in CUSD classrooms to observe learning activities. Site administrators have the option of hosting university intern candidates if there is an interest on the part of staff.

CURRENT CONSIDERATIONS

This agenda item presents for Board approval an Academic Intern Agreement with California State University, Fullerton. Academic interns serving as volunteers would submit to fingerprinting requirements and TB clearance.

FINANCIAL IMPLICATIONS

There is no financial impact to district funds in hosting academic interns in schools.

STAFF RECOMMENDATION

It is respectfully recommended the Board of Trustees approve this Academic Intern Agreement to extend the field-based support of developing teachers, Exhibit A.

**California State University, Fullerton
Learning Activity Placement Agreement**

This agreement ("Agreement") entered into this 21st day of January 2009, between the Trustees of the California State University on behalf of **California State University, Fullerton ("University")** and **Capistrano Unified School District ("Learning Activity Site")**.

In consideration of the mutual promises and conditions set forth below, the University and Learning Activity Site ("parties") agree as follows:

I. PRIORITIES

A. Meaningful Learning Experience

1. The Learning Activity Site will provide the University's students with a student-focused learning experience that also meets the stated needs of the Learning Activity Site.
2. The Learning Activity Site understands and acknowledges that any learning activity opportunity selected by a student must relate to that student's academic field of study and/or professional field where that academic knowledge may be utilized.
3. The Learning Activity Site and the University are committed to allowing students to select the learning activity and Learning Activity Site that best meets their individual academic needs and goals. The University will include these objectives in the written description or "Learning Plan" developed for its students.
4. The Learning Activity Site and the University will meet as necessary to facilitate a mutually beneficial experience for all involved, or at the request of any of the parties involved.
5. Prior to the start of a learning activity, the Learning Activity Site will provide University students with an accurate and complete written description of the student's tasks and responsibilities. The Learning Activity Site will also provide the resources necessary for students to complete these duties in a timely and efficient manner.
6. The University will work closely with the Learning Activity Site to meet the expectations and priorities of the Learning Activity Site.
7. The University will ensure that its students will:
 - a. Participate in all relevant training the Learning Activity Site requires.
 - b. Exhibit professional, ethical and appropriate behavior while engaged in this learning activity.
 - c. Endeavor to fulfill all assigned tasks and responsibilities in a timely and efficient manner.

B. Safe and Productive Learning Environment

1. To achieve its desire to provide a safe and productive environment for the University's students, the Learning Activity Site will:
 - a. Give students a complete tour of the Learning Activity Site.
 - b. Inform students of all relevant safety policies and emergency procedures.

- c. Discuss with students the reasonably foreseeable risks associated with the Learning Activity Site and the tasks and responsibilities the students have been assigned.
 - d. Determine if a student must be fingerprinted. If fingerprinting is necessary, the Learning Activity Site will obtain the fingerprints, request criminal background clearance from the appropriate agency (ies), and maintain the confidentiality of any results as required by federal or state law.
 - e. Unless, the position requires students to drive as part of their assigned tasks and responsibilities, students shall *not* be required or permitted to transport clients or staff in any vehicle.
 - f. Determine if a student must have a Tuberculosis (TB) Test. If TB testing is required, the Learning Activity Site will arrange for a TB Test and maintain the confidentiality of any results as required by federal or state law.
 - g. Notify the University's Office of Risk Management (714-278-4937) as soon as is reasonably possible of any injury or illness to a student participating in a learning activity offered by the Learning Activity Site.
2. The Learning Activity Site may dismiss a student if the student violates its standards, mission or goals. The Learning Activity Site will document its rationale for terminating a student and provide the University with a copy of the rationale upon request.
3. The University will ensure that its students will:
 - a. Abide by the Learning Activity Site's rules and standards of conduct while on site and working with the Learning Activity Site's clients and staff.
 - b. Ensure that their actions with clients are safe, positive, productive and ethical.
 - c. Maintain the confidentiality of the Learning Activity Site's proprietary information, records and information concerning its clients.

II. STRUCTURE AND SUPPORT OF STUDENT LEARNING AT THE LEARNING ACTIVITY SITE

A. Site Supervision. Prior to the start of the learning activity, the Learning Activity Site will inform the student who will be responsible for their supervision and safety while on site. The supervisor will meet with the student as necessary to facilitate the student's learning experience and professional development, provide support, and review progress on assignments and activities. The supervisor will communicate as necessary twice per within the semester with the University staff or faculty member who assigned the learning activity. If the supervisor is absent, the Learning Activity Site will identify an alternate supervisor.

B. Training and Orientation. The Learning Activity Site will provide students with specific training needed prior to their working with clients or providing service. The Learning Activity Site will provide students with an orientation, which should include an introduction to staff, a description of the characteristics of the Learning Activity Site's operations and clients, and information detailing where students are to check-in and how students should log their time.

C. Work Space. Students will have an appropriate space at the Learning Activity Site in which to conduct their assigned work. The Learning Activity Site will provide access and training for any and all equipment necessary for students to fulfill their service role.

D. Evaluation. The Learning Activity Site supervisor will fill out survey(s) regarding the quality of the service performance of the student if requested by the University.

E. Position Description. The Learning Activity Site will develop a position description for each learning activity opportunity. Unless approved by the University, clerical or non-professional tasks may consist of no more than 20% of the student's total responsibilities.

F. Student Selection. The Learning Activity Site is responsible for recruiting the most appropriate students for their learning activity opportunities.

G. Training and Reflection. The University will provide an orientation for student(s) regarding the responsibilities set forth in Section I and will provide opportunities for students to reflect upon their experience working at the Learning Activity Site.

III. TERM

This Agreement will become effective upon execution and continue until terminated by either party after giving the other party 30 days advance written notice of the intention to terminate; however, any such termination by the Learning Activity Site will not be effective against any student who at the date of mailing of said notice by the Learning Activity Site was participating in said program until such Student has completed the program as mutually agreed upon.

IV. GENERAL PROVISIONS

A. Indemnification

1. The University agrees to defend all claims of loss, and indemnify and hold harmless the Learning Activity Site and its officers, agents and employees from any and all liability for personal injury, damages, wrongful death or other losses and costs, including but not limited to reasonable attorney fees and defense costs, arising out of the negligent acts or omissions or willful misconduct of the University or its employees, officers, or volunteers in the performance of this Agreement.

2. The Learning Activity Site agrees to defend all claims of loss, and indemnify, and hold harmless the State of California, the Trustees of the California State University, California State University, Fullerton and their officers, agents, volunteers and employees from any and all liability for personal injury, damages, wrongful death or other losses and costs, including but not limited to reasonable attorney fees and defense costs, arising out of the negligent acts or omissions or willful misconduct of the Learning Activity Site or its employees, agents or volunteers in the performance of this Agreement.

B. Insurance

1. The Learning Activity Site will maintain General Liability Insurance, comprehensive or commercial form, with at least a \$1,000,000 minimum limit for each occurrence and at least a minimum limit of \$2,000,000 General Aggregate; Workers' Compensation Insurance at statutory minimum levels; Employer's Liability Insurance with at least a \$1,000,000 minimum limit for each occurrence; and Automobile Liability Insurance with at least a \$1,000,000 minimum limit for each occurrence. This insurance must be placed with insurers with a current A.M. Best rating of no less than A:VII. The Learning Activity Site will provide evidence of insurance upon request.

2. The University has elected to be self-insured for its General Liability and Workers' Compensation exposures through an annual appropriation from the General Fund, as consistent with California Government Code Section 810.2.

C. Independent Status. The parties, in the performance of this Agreement, will act in an independent capacity and not as officers, employees or agents of the other.

D. Status of Students. Students participating in a learning activity are not officers, employees, agents or volunteers of the University.

E. Governing Law. This Agreement will be construed in accordance with, and its performance governed by, the laws of the State of California.

F. Assignment. Without written consent of the University, the Learning Activity Site may not assign this Agreement.

G. Alteration and Integration. This Agreement may not be altered unless both parties agree in writing. No oral understanding or agreement not incorporated in this Agreement is binding on either party.

H. Endorsement. Nothing contained in this Agreement may be construed as conferring on either party any right to use the other party's name(s) as an endorsement of a product/service or to advertise, promote or otherwise market any product or service without the prior written consent of the other party. Moreover, nothing in this Agreement may be construed as endorsement of any commercial product or service by the University, its officers or employees.

I. Survival. Upon termination of this Agreement for any reason, the terms, provisions, representations and warranties contained in this agreement survive expiration or earlier termination of this agreement.

J. Severability. The parties agree that if any provision of this Agreement is held to be unconscionable or invalid under any applicable statute or rule of law, that provision will be omitted from this Agreement. However, the balance of the Agreement will remain in full force and effect.

K. Fair Labor Standards Act and Displacement of Organization Employees. Students participating in a learning activity may not perform services that would displace or replace regular employees of the Learning Activity Site.

L. Nondiscrimination. During the performance of this Agreement, the parties and their subcontractors may not deny the benefits of this Agreement to any person on the basis of religion, color, ethnic group identification, sex, age, physical or mental disability, nor may they discriminate unlawfully against any employee or applicant for employment because of race, religion, color, national origin, ancestry, physical handicap, mental disability, medical condition, marital status, age (over 40) or sex. The parties will insure that the evaluation and treatment of students are free of such discrimination.

M. Entire Agreement. This Agreement constitutes the entire agreement and understanding of the parties with respect to the subject matter hereof and supersedes all prior agreements, arrangements, and understandings with respect thereto. No representation, promise, inducement, or statement of intention has been made by any party that is not embodied herein, and no party is bound by or liable for any alleged representation, promise, inducement, or statement not set forth herein.

N. Notices. Any and all notices required or permitted by this Agreement shall be deemed to have been duly given if written and mailed by United States registered or certified mail and addressed as follows:

UNIVERSITY:

California State University, Fullerton
Contracts & Procurement
2600 East Nutwood Avenue, Suite 300
Fullerton, CA 92831
Attn: Angela Warren, Buyer III

LEARNING ACTIVITY SITE:

Capistrano Unified School District
33122 Valle Road
San Juan Capistrano, CA 92675
Attn: Suzette Lovely

IN WITNESS WHEREOF, this Agreement has been executed by the parties as of the date written above.

**CALIFORNIA STATE UNIVERSITY
FULLERTON**

By: _____
Authorized Signature

Angela Warren, Buyer III

Printed Name & Title

Date

**CAPISTRANO
UNIFIED SCHOOL DISTRICT**

By: _____
Authorized Signature

Printed Name & Title

Date

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **2008-09 BUDGET DISCUSSION II: IDENTIFICATION AND REVIEW OF
POTENTIAL BUDGET REDUCTIONS FOR 2008-09 AND 2009-10 FISCAL
YEARS**

BACKGROUND INFORMATION

On January 9, 2009, Governor Arnold Schwarzenegger released his proposed 2009/10 budget as well as his proposed mid-year cuts to balance the current (2008/09) fiscal year. Staff presented this information to the Board of Trustees at a Budget Study Session on January 21, 2009. See Exhibit A titled Budget Study Session January 21, 2009.

CURRENT CONSIDERATION

Continuation of the discussion from January 21, 2009

This agenda item will present to the Board information regarding possible budget adjustments for the 2008/09 and 2009/10 fiscal years to meet the constraints of the budget proposed by the governor. This discussion will be conducted in anticipation of the Board making decisions regarding mid-year cuts as soon as they are quantified and approved by the state as well as direction in compiling the 2009/10 budget. Staff will be seeking direction from the Board regarding potential cuts and reductions both in the current as well as next fiscal year.

The following Exhibits are included for review and consideration:

- Exhibit A Online PowerPoint Document - Budget Study Session on 1-21-09
http://www.capousd.org/board_agen/BudgetStudySession1-21-09.pdf
- Exhibit B Spreadsheet – State Categorical Program Flexibility Proposal
- Exhibit C Spreadsheet – CUSD Categorical Programs & Potential Sweeps
- Exhibit D School Services of California Cat Wizard Program Descriptions
See also: http://www.sscal.com/catwizard/lookup_form.cfm
- Exhibit E Categorical Program Budgets
- Exhibit F OCDE – Governor’s January 2009 Proposal and FY 2008-09 2nd Interims
- Exhibit G American Recovery and Reinvestment Act of 2009 – Proposed Funding
- Exhibit H Board Budget Direction – Slide #20 from Study Session on 1-21-09
- Exhibit I Prior Years Budget Reductions
- Exhibit J Prior Years Eliminated Positions
- Exhibit K School Services Financial Projection Dartboard
- Exhibit L 1st Interim Budget Summary by Object Code

2008-09 BUDGET DISCUSSION II: IDENTIFICATION AND REVIEW OF POTENTIAL BUDGET REDUCTIONS FOR 2008-09 AND 2009-10 FISCAL YEAR

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Description of Exhibits

Exhibit A - This is the PowerPoint presentation from the Budget Study Session on January 21, 2009. It is provided here as background.

Exhibit B - This is a spreadsheet from School Services of California that lists the State Categorical Programs for which the governor has proposed flexibility.

Exhibit C - This spreadsheet compiled by staff lists the categorical programs, corresponding resource codes, a short description of the program and the estimated amount of money that could potentially be swept.

Exhibit D - School Services of California has an online program called the "Cat Wizard." Included are printouts from the Cat Wizard for each of the programs listed in Exhibit C. These printouts provide complete program information regarding the categorical programs including a program description and funding information. This information is also available on line at http://www.sscal.com/catwizard/lookup_form.cfm.

Exhibit E - Budget printouts for each of the categorical programs listed in Exhibit C are provided for review. The budgets are broken down by object code.

Exhibit F - Produced by the Orange County Department of Education, this letter outlines the assumptions they believe districts should use when preparing their 2nd interim reports and compiling their budgets.

Exhibit G - This spreadsheet details the amount of federal money that CUSD is supposed to receive as a result of the American Recovery and Reinvestment Act of 2009, if it is approved.

Exhibit H - Over the past several budget discussions, the Board of Trustees has provided direction to staff as is listed on this sheet. This sheet (slide) is taken directly from the PowerPoint presentation at the Budget Study Session on January 21, 2009.

Exhibit I - Summary of prior year budget reductions.

Exhibit J - This exhibit contains a two-page summary of the administrative positions that were eliminated in 2007/08 and 2009/09 and a listing of the classified positions that were eliminated over the same period.

Exhibit K - School Services Financial Projection Dartboard is updated as needed and used widely throughout the K-12 community as the guiding light for projections of future years revenues.

Exhibit L - This spreadsheet summarizes CUSD's budget on two pages broken down by object code and divided between restricted (categorical) and unrestricted revenues/expenditures. This shows the importance of the categorical funds (approximately 1/3 of out total budget) and why the flexibility, if allowed, is so critical to helping balance the budget.

**2008-09 BUDGET DISCUSSION II: IDENTIFICATION AND REVIEW OF
POTENTIAL BUDGET REDUCTIONS FOR 2008-09 AND 2009-10 FISCAL YEAR**

February 9, 2009

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In addition to these exhibits, staff will present additional information to the Board at the meeting. While not all of this information will be reviewed at the Board Meeting, it is provided here as background. Some of this has been requested by the Board.

FINANCIAL IMPLICATIONS

The financial impact of these potential budget reductions is yet to be determined. Detailed information will be presented at the meeting.

STAFF RECOMMENDATION

It is respectfully requested Board President Ellen Addonizio recognize Ron Lebs, Deputy Superintendent, Business & Support Services who will present this item and be available for Trustee questions.

**INFORMATION/
DISCUSSION**



Budget Study Session I

Exhibit A is an online document and is available at:

http://www.capoused.org/board_agenda/BudgetStudySession1-21-09.pdf

2008/09 Mid-year Cuts
2009/10 Budget Proposal

January 21, 2009
Presented by Business & Support Services

Major State K-12 Education Categorical Program Changes Based on Governor's January 2009 Budget

	Resource	2009-10 Governor's Proposal	SB 8 XXXX Legislative Proposal (December 2008)	Comments
Adult Education	6390	Flexibility	No Change	
9th Grade Class Size Reduction	1200	Flexibility	No Change	
K-3 Class Size Reduction	1300	Flexibility	No Change	
AVID	3835	Flexibility	No Change	
GATE	4710	Flexibility	No Change	
Child Nutrition	5310	Flexibility	No Change	Does not include federal funding and if disallowed as a requirement of receiving federal funds
After School Education and Safety	6010	Excluded	No Change	Funding based on Proposition 49 and not included with proposed flexibility -- no change can be made to program funding without voter approval
Physical Education Teacher Incentive Grants	6258	Flexibility	Eliminated	
National Board Certification	6267	Excluded	Eliminated	SSC assumes that this is excluded from flexibility because funding provided in prior and future years is specifically for teacher stipends to eligible teachers, but Governor proposes reducing funding by \$1 million
Community Based English Tutoring	6285	Flexibility	No Change	
English Language Acquisition Program	6286	Flexibility	No Change	
Arts and Music Block Grant	6760	Flexibility	Eliminated	
Agricultural Vocational Education	7010	Flexibility	No Change	
CAHSEE Intervention Grants	7055	Flexibility	No Change	
Supplemental Secondary School Counselors	7080	Flexibility	No Change	
Instructional Materials Block Grant	7156	Flexibility	Eliminated	Governor lifts 24 month requirement for purchasing new adoptions, but requirement remains to meet "sufficiency" of instructional materials
Home to School Transportation	7230	Flexibility	No Change	
High Priority Schools Grant	7258	Eliminated	Eliminated	Last year of funding proposed for elimination by both Governor and Legislature
Peer Assistance Review Program	7271	Flexibility	Eliminated	
Certificated Staff Mentoring Program	7276	Flexibility	Eliminated	
Teacher Training (SB 472)	7294	Flexibility	Eliminated	

	Resource	2009-10 Governor's Proposal	SB 8 XXXX Legislative Proposal (December 2008)	Comments
Administrator Training (AB 430)	7325	Flexibility	Eliminated	
Foster Youth Programs	7365	Flexibility	No Change	
Pupil Retention Block Grant	7390	Flexibility	Eliminated	Legislature proposed eliminating, but setting aside funds to support continuation schools, but through a new resource code
School Safety Block Grant	7391	Flexibility	Eliminated	
School Safety Consolidated Competitive Grant	7391	Flexibility	Eliminated	
Teacher Credentialing Block Grant	7392	Flexibility	Reduced	Legislature proposed reducing funding for 2nd year teachers, but retains funding for 1st year teachers
Professional Development Block Grant	7393	Flexibility	Eliminated	
Targeted Instructional Improvement Block Grant	7394	Flexibility	No Change	
School and Library Improvement Block Grant	7395	Flexibility	Reduced	Legislature proposes to reduce funding to \$230 million, or 53% drop from current funded level
Quality Education Investment Act	7400	Excluded	No Change	
Economic Impact Aid	7090/7091	Flexibility	No Change	

NOTES and ASSUMPTIONS:

- Governor proposes flexibility to allow ending fund balances and current year awards to shifted to the unrestricted General fund for both 2008-09 and 2009-10 -- if "flexibility" is indicated, this means that the listed program is included within the Governor's proposal
- Only reflects state general fund for major categorical programs, federal funding is not included
- All information presented based on Governor's January Budget proposals and Legislatures December Special Session proposal which the Governor vetoed

Grant	Resource Code	Amount	Primarily Used for:
Lottery - Instructional Material	6300	2,550,000	Books, Textbooks
1-Time Arts Music Supplies Block Grant	6761	1,400,000	Arts, Music Supplies
School Counselor grades 7-12	7080	890,000	Counselors (salaries)
Instructional Material Funds Realignment Prgm	7156	885,000	Textbooks
Teacher Credentialing Block Grant	7392	100,000	Teacher Additional Assignments
1-Time Discretionary Site Block Grant	7396	815,000	Site Supplies
1-Time Inst Matl, Library, Ed Tech. Block Grant	7398	185,000	Educational Technology for Sites
Physical Education Incentive	6258	110,000	Teacher Salaries/Supplies
EIA	7090	195,000	English Learner Supplies/staff
Ongoing Arts, Music Block Grant	6760	560,000	Arts, Music Staffing & Supplies
Gate AAA	7140	30,000	Staffing & Supplies at sites
English Language Acquisition Program	6286	66,000	Staffing
School Safety Grant	6405	52,000	Safety supplies and Staffing
CAHSEE (High School Exit Exam)	7055	26,000	High School staffing
Schl, Library Improvement Block Grant (SIP)	7395	227,000	Site Supplies and Staffing
PAR	7271	15,000	Teacher Additional Assignments
Pupil Retention Block Grant	7390	7,000	Salaries
Professional Development Block Grant	7393	120,000	Staff Development
TIIG	7394	2,145,000	Undesignated (was Transportation)
1-Time English Language Learner Instrl Matl.	7157	70,000	English Learner Supplies
		10,448,000	

\$2,900,000 of this money was set aside during budget development because of proposed flexibility in last year's Governor's budget.
 \$2,300,000 Categorical Deficit Elimination in Governor's Final (as of October 2008) Set Aside as Recommended
 Balance is a combination of monies not yet allocated to sites and anticipated reductions in expenditures.
 This is money that has not already been committed (encumbered) for Salaries or Supplies



Lottery--Proposition 20: Instructional Materials

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7 8 9 10 11 12
<input type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent

To earmark a portion of the Lottery funding stream to instructional materials through the statewide "initiative" process.

Program Description

Proposition 20 requires that 50% of the state's Lottery revenue increase over 1997-98 levels go to "Instructional Materials," defined as "all materials that are designed for use by pupils and their teachers as a learning resource and to help pupils to acquire facts, skills, or opinions or to develop cognitive processes. Instructional materials may be printed or nonprinted, and may include textbooks, technology-based materials, or other educational materials, and tests."

Funding Level \$

Estimate for 2008-09 funding will be \$19/ADA -- this is a reduction from the \$22/ADA in 2007-08.

Funding is automatically provided based on ADA.

Indirect Cost

☒ No ☐ Yes

Carryover

☐ No ☒ Yes

Fund Transfer

☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

Districts must hold their annual, 10-day noticed public hearing on sufficiency of instructional materials (E.C. 60119) by the end of the 8th week of school. Also note the Audit Guide calls for Proposition 20 audits.

Site Council Approval

☐ Required ☒ Not Required

Essential Flexibility

A broad array of instructional materials, including technology-based materials and tests.

Local Resource Considerations

These dollars should provide a much-needed augmentation, not an encroachment.

Education Codes

8880.4(a)(2)

Resource Codes

6300

Budget Act

6110-101-0814

Program Contacts

Stel Cardano (916) 324-4591

Email

scardano@cde.ca.gov

Program Web Site

Lottery--Proposition 20: Instructional Materials



Arts, Music, and P.E. Equipment and Supplies Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic <input type="checkbox"/> Optional	<input type="checkbox"/> Ongoing <input checked="" type="checkbox"/> One Time <input type="checkbox"/> Multi-Year	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> Districts <input checked="" type="checkbox"/> COEs <input checked="" type="checkbox"/> Charters	Pre-K K 1 2 3 4 5 6 7 8 9 10 11 12 x x x x x x x x x x x x x

Program Intent To support standards-aligned arts, music, and physical education instruction.

Program Description One-time funding provided in 2006-07 to provide additional support in acquiring instructional resources used in the delivery of sequential standards-based instruction in physical education and visual and performing arts; instructional resources purchased with these funds shall be supplies and equipment specifically identified in the district or school physical education and visual and performing arts sequential standards-based curriculum.

Funding Level
\$ — \$\$ — \$\$\$ The statewide total amount for 2006-07 was \$500 million, \$83.04 per unit of average daily attendance (ADA), with minimum funding of \$2,500 per school site in the LEA. This is one-time funding, which is not included in subsequent budget, but it can be carried over into subsequent years.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At LEA-allowable rate.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Recommend that purchases reflect program needs directly related to students achieving the content standards as described in the Visual and Performing Arts Framework (2004 edition) and the Physical Education Model Standards.
- Equipment and supplies may not include "permanent improvement to the site." This means that expenditures may not include permanently installed equipment, such as built in kilns, media, etc. In addition, labor charges may not be funded with this resource.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility These funds may be used to provide a broad array of equipment and materials, and don't need to be spent all at once. Multiyear planning should be considered.

Complementary Programs

- Arts and Music Block Grant
- Discretionary Block Grant

Education Codes Arts Education Guidelines: 51210 (grades 1-6), 51220 (grades 7-12)
Physical Education Instruction: 33050

Resource Codes

6761

Program Contacts

Program: Nancy Carr (916) 445-5669

Fiscal: Thi Huynh (916)324-4555

Email

ncarr@cde.ca.gov

thuynh@cde.ca.gov

Program Web Site

Arts, Music, and PE Equipment and Supplies Grant



Secondary School Counselors

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input type="checkbox"/> COEs	x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent To provide supplemental counseling services to secondary students at acad

Program Description Funding supports additional, appropriate counseling services for students in through 12 at risk of (1) not passing the California High School Exit Exam (CAHSEE), or (2) not accessing the standards curriculum because they are grade levels below standards by the 7th grade. This supplemental funding will increase the access for those students to appropriate counseling services and professional development to counselors.

Funding Level
\$ — \$\$ Funding is provided based on prior year CBEDS enrollment in grades 7-12. funding is estimated to be \$69 per prior-year CBEDS.

Funding is accessed through the Consolidated Application.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail LEA approved rate

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Only counselors with valid Pupil Services credentials may be funded resource
- Counseling support must supplement counseling support in place prior. However, there is a potential argument against supplantation if the LEA can demonstrate that absent such categorical funding, including but not limited to the Supplemental Counseling program, the counseling support in place prior resources would be eliminated or reduced. Consult the district's external advice on how to document this.

Site Council Approval ☐ Required ☒ Not Required

Complementary Programs Pupil Retention Block Grant, CAHSEE Intervention Grant

Education Codes 52378-80

Resource Codes 7080

Program Contacts

Program: Joshua Brady (916) 319-0206

Fiscal: Nancy Cook (916) 324-4549

Email

jbrady@cde.ca.gov

ncook@cde.ca.gov

Program Web Site Supplemental Secondary School Counselors



Instructional Materials Funding Realignment Program (IMFI)

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To ensure that each pupil is provided with a standards-aligned textbook or instructional materials..."in the core curriculum areas of reading/language arts, mathematics, science, and history/social sciences..." (E.C. 60422[a] and [b])

Program Description State funding to support acquisition of standards-aligned texts, or basic instructional materials, State Board Adopted (K-8) or district certified (grades 9-12) -- not replacement. Provided that LEAs can demonstrate that "sufficient" core instructional materials are available, funds may be used to for other instructional materials such as:

- Other instructional materials, including supplementary materials and based materials from any source
- Inservice training related to instructional materials (e.g., SB 472)
- Re-binding for books still on the most recent adoptions list
- Classroom library materials for grades K-4 (need districtwide plan)
- Assessments/tests

Funding Level
\$ — \$\$ For 2008-09, \$69.41/prior-year CBEDS enrollment.

As a condition of receiving and keeping the funds, LEAs must ensure that instructional materials in all core subject areas by the eighth week of school (60119).

Indirect Cost ☒ No ☐ Yes **Carryover** ☐ No ☒ Yes

Carryover Detail Given the current textbook adoption cycle, it is necessary for LEAs to carryover ensure there are sufficient resources to meet requirements.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- First call on dollars is for ensuring core materials are available to all students (class and homework) for all students (per EC 60119)
- LEAs must hold their EC 60119 hearings by the eighth week of the school year

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility	State Board of Education (SBE) can provide waivers to timeline, provided th <ul style="list-style-type: none"> • Implemented a "well-designed standards-aligned basic instructional program" • Sufficient instructional materials for all students (even if they aren't a new standards) • A plan and a specified deadline to have standards-aligned materials subjects for all students • Watch SBE to see if waiver guidelines are generated
Complementary Programs	<ul style="list-style-type: none"> • Proposition 20 (Lottery) • And a variety of one-time funds provided in 2006-07: EL Supplement CAHSEE Intervention Materials, Discretionary Block Grant, and Educational Technology and Instructional Materials Block Grant • See CDE's Instructional Material Funding Summary
Local Resource Considerations	<ul style="list-style-type: none"> • These dollars will not be sufficient to purchase all necessary instructional planning ahead is a must! • Note: increased role of "consumables" in new adoptions just widen fit
Keeping the Money	<ul style="list-style-type: none"> • Must maintain sufficient materials <ul style="list-style-type: none"> ◦ New adoptions roll out continues -- new math materials must be in place by end of 2008-09 and English/language arts by end of 2009-10
Education Codes	60240-60252
Resource Codes	7156
Budget Act	6110-189-0001(2)
Program Contacts	<div> <div> Program: Susan Martimo (916) 319-0446 Fiscal: Shirley Burkett (916) 323-1385 </div> <div> Email smartimo@cde.ca.gov sburkett@cde.ca.gov </div> </div>
Program Web Site	Instructional Materials Funding Realignment Program (IMFRP) Checklist for Meeting Sufficiency Requirements



AB 825 Teacher Credentialing Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To support teacher retention through Structured Induction Program (Beginning Support and Assessment).

Program Description New "induction programs" offered as the normal path to an SB 2042 professional teaching credential. AB 2210 (Chapter 343/04) limits access to a "5th year" aspiring credential holders. Source: E.C. 41521 and 44279.1.

The 145 BTSA programs vary in organizational design and include individual districts in collaboration with one another and with colleges and universities consortia in which districts, colleges, universities, and county offices of education work together. BTSA programs use a variety of methods to provide targeted support and performance data, to beginning teachers. These programs use the California Assessment and Support System for Teachers (CFASST) or an approved local assessment system, training experienced teachers in the relevance and methods of working with beginning teachers in a way that fully integrates support and assessment of teaching practice. These support providers assist beginning teachers in collecting and interpreting evidence of teaching performance, in reflecting on and in identifying meaningful professional development activities that are tailored to individual needs.

Funding Level \$ Funding provided based on number of first- and second-year teachers - \$4,000 in 2008-09. First priority for funding is first year teachers, followed by second year teachers.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail LEA Approved Rate

Fund Transfer ☐ No Transfers Allowed ☒ In Only ☐ In and Out

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility The dollars can also support any of the other 150+ teacher induction programs approved by the California Commission on Teacher Credentialing (CTC).

Local Resource Considerations

- Problems finding the "match" remain a real local concern. PAR funding (for mentor teacher program dollars) remains viable for some, although it is limited.

by almost one-third in 2003-04.

- Also consider leveraging mentor teacher funds at eligible Decile 1-3 mentors/coaches added with High Priority, SAIT, or QEIA funds.

Keeping the Money Active participation as an approved provider/or in a consortium for teacher i

Education Codes 44279.7

Resource Codes 7392

Budget Act 6110-244-0001

Program Contacts

Program: Sarah Solari (916) 324-5688
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cgunsolley@cde.ca.gov

Program Web Site

AB 825 Teacher Credentialing Block Grant
AB 825 Teacher Credentialing Block Grant FAQs



Discretionary Block Grant (District & Site)

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input checked="" type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent To provide one-time resources to support a variety of uses that sites and districts select.

Program Description Funding provided in 2006-07 for use for a wide range of one-time education including, but not limited to, instructional materials, classroom and laboratory materials, school and classroom library materials, educational technology, capital maintenance, one-time expenditures designed to close the achievement gap, professional development. Districts may also use the funds for Home-to-School Transportation and one-time fiscal obligations.

Funding Level
\$ — \$\$ District: Entitlements based on enrollment plus adult education and ROC/P
\$19.84

Site: Entitlements based on enrollment plus adult education and ROC/P AD
\$58.83

At the end of May 2008 the CDE sent out the final apportionment, and also corrections for over-funding some districts.

Note: For those schools and districts that have experienced a decline in enrollment between 2005-06 and 2006-07 the final apportionment may be less than the remaining balance based on preliminary apportionment.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At LEA-allowable rate.

Carryover Detail Funding allocated in 2006-07 and may be carried over into subsequent years.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions Before funds may be encumbered or expended, the governing board of the district shall approve the proposed use.

District uses limited to listed school site uses plus fiscal solvency and home transportation.

If the school site council, schoolwide advisory group, or school support group

applicable, and the governing board of the school district are unable to agree the funds by May 1, 2007, the dispute shall be immediately submitted to the county board of education. The county board of education shall resolve the dispute within 30 days of submission. The decision of the county board of education shall be final.

Site Council Approval ☒ Required ☐ Not Required

Complementary Programs

- Title I, Part A
- Title II, Part A
- Professional Development Block Grant
- Instructional Materials Realignment Fund and Proposition 20 Lottery
- Education Technology
- Program Improvement
- High Priority Schools Grant Program

Local Resource Considerations

Funding is one time. The Legislature is permitting districts to use their allocated Home-to-School Transportation costs. This is in direct reaction to the removal of Impact Aid from the Mega-Item, which many districts were using to transfer Home-to-School Transportation. Note, however, that this may be helpful for the 2007-08, but there is unlikely to be such funding in the future, so the loss flexibility is a longer-term solution.

Although not required, it makes sense to incorporate the funding into Single documents.

Education Codes

N/A

Resource Codes

7396 7397

Resource Code Detail

Site: 7396
District: 7397

Program Contacts

Fiscal: Ross Valentine (916) 327-4405

Email

rvalenti@cde.ca.gov

Program Web Site

Discretionary Block Grant: Site
Funding Results: Site
Discretionary Block Grant: District
Funding Results: District



Instructional Materials, Library Materials, and Education Technology Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/Automatic	<input type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input checked="" type="checkbox"/> One Time	<input type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year	<input checked="" type="checkbox"/> TBD	<input type="checkbox"/> Charters	
			<input checked="" type="checkbox"/> TBD	

TBD = To Be Determined

Program Description Distributed to school districts, charter schools, and COEs on a per pupil basis 2005-06 enrollment.

Funding Level
\$ — \$\$ \$100 million statewide
\$15.80 per 2005 CBEDS enrollment

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At LEA-allowable rate.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions Funds shall be used solely for any of the following: instructional materials, classroom library materials, and one-time educational technology costs.

Site Council Approval ☐ Required ☒ Not Required

Resource Codes 7398

Program Contacts

Fiscal: Wendi McCaskill (916) 323-6191

Program:

Suzanne Rios (Instructional Materials) (916) 319-0665

Barbara Jeffus (Library Materials) (916) 319-0445

Larry Hiuga (Education Technology) (916) 327-4629

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Program Web Site Instructional Materials, Library Materials, and Education Technology Block Grant Funding Results



Physical Education Teacher Incentive Grants

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To support the hiring of additional qualified physical education instructors.

Program Description Incentive grants to schools serving K-8 to support hiring of more credential education teachers. The funds are to be used to hire credentialed staff to help develop healthy life-long exercise habits.

Funding Level
\$ Original grantees selected in 2007-08 -- approximately 1,000 schools selected. 2008-09 funding to increase from \$35,000 to \$36,585 per teacher. When originally selected, specific schools were chosen. CDE has since clarified that the funds are to add additional physical education teacher support at any elementary school within the district.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail LEA approved rate

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Any district that has not previously met required physical education minutes must provide a remediation plan to the county office of education minutes subject to Education Code Section (EC) 41020 at specified resolution process (county resolves).
- Funds may only be used to hire physical education teachers.
- Must supplement physical education teacher support in existence prior to grant.

Site Council Approval ☐ Required ☒ Not Required

Complementary Programs

- Arts, Music, and P.E. Equipment Block Grant
- Discretionary Block Grant

Local Resource Considerations Funding is not sufficient to pay for full teacher salary. Watch out for encroachment.

Hot Tips Use flexibility to combine resources districtwide and/or reallocate support to meet needs and reduce/eliminate encroachment.

Education Codes 33050

Resource Codes 6258

Budget Act 6110-260-0001

Program Contacts

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Program Web Site Physical Education Teacher Incentive Grants



Economic Impact Aid

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent Provides supplemental funding to support additional programs and services learners and economically disadvantaged students.

Program Description Economic Impact Aid (EIA) is included in the consolidated application and education agencies are eligible to participate to the extent they provide services for learners and economically disadvantaged students. In 2006-07, funding was increased several program rules were changed.

Most of the funding is allocated to "direct" services and must be included in the application for Student Achievement. Examples of common uses include, but are not limited to:

- Paraprofessionals
- Supplemental resource teachers
- Supplemental materials
- Extra assistance for low-income and/or EL students
- Training for teachers to support the needs of low income and/or EL students

Funding Level
\$ — \$\$ — \$\$\$

There was no increase in state funding for the program in 2008-09, but since funding depends on district counts of low income and English Learners, there may be a change in the amount of funding received in 2008-09.

- Averages approximately \$244 per eligible student, but varies significantly from district to district (ranging from around \$220 to more than \$1,000 per eligible student based on size)
- Funding formula based on:
 - "Need" measured by each district's relative concentration of low income, and transient students; and poverty data from the state
 - Per pupil funding rates calculated based on total funding available
 - Concentration factor provides additional funding for districts for the percentage of Title I and English Learner students (duplicated count of 50% of enrollment (unduplicated))
 - Additional funding available to districts with current per-student funding below \$600 per student

Indirect Cost ☐ No ☒ Yes

Carryover ☐ No ☒ Yes

Indirect Cost Detail 3% or LEA approved rate; whichever is smaller

Fund Transfer

☐ No Transfers Allowed ☒ In Only ☐ In and Out

Fund Restrictions

- School sites must include how EIA funds will be used as part of Single Plan. Only those uses identified in the plan are allowed.
- Funds must be directed to support EIA-eligible pupils.
- EC 54004.7 requires that districts demonstrate "adequate and appropriate" funding for ELs. While there is not a set-percentage of EIA funds that should be used for ELs, be aware that districts must be able to demonstrate the needs of ELs before considering other uses for EIA funds.

Site Council Approval

☒ Required ☐ Not Required

Essential Flexibility

- These funds are extremely flexible when it comes to providing support for English learners and economically disadvantaged students. Use the Single Plan as a strategic document that combines EIA funding with School Improvement Program funds and other programs to get the biggest bang for your buck.
- Also, keep in mind that funds can be coordinated with School Improvement Program funding by taking advantage of School Based Coordination Program. In addition, while the funds are no longer in the Mega-Item as a program, funds may be transferred out of, it is still possible to add to the program by transferring funds in through a Mega-Item transfer.

Complementary Programs

- Title I, Part A
- Title III
- English Learner Supplemental Materials
- English Language Acquisition Program
- School and Library Improvement Block Grant
- Hourly Supplemental Programs

Keeping the Money

- Must use the funds based on approved Single Plan
- Follow accounting procedures as described in California Code of Regulations, Title 5, California School Accounting Manual (procedures 201 and 702 in Part 1)

Other Key Points

Districts are required to prepare an allocation plan each year, which shows how funds are distributed based on "need." There are a variety of options for the allocation plan: allocating based on grade spans, differential amounts based on the demographics of the site, and/or splitting funds between EIA-SCE (7090) and EIA-LEP (7091).

Included within the Consolidated Application is an allocation plan template. The template is not completed, but is not required. See SSC's Building a Better Budget 2008 website for examples of alternative allocation plans.

Hot Tips

Keep an eye on how EIA funds are used. As we see no increase in COLA, the amount that may be used towards "administration and coordination" remains the same. Remember, as compensation expenses go up, but revenue does not keep up, it may not be enough to go around within the 15% share to continue to fund the administrative and coordination support the same way.

Education Codes

54000-54028

Resource Codes 7090 7091

Resource Code Detail EIA-SCE: 7090 EIA-LEP: 7091 Default as 7090.
Districts determine how to direct funding between 7090 and 7091.

Budget Act 6110-128-0001

Program Contacts

Program: Mark Klinesteker (916) 319-0420
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Email

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rvalenti@cde.ca.gov

Program Web Site Economic Impact Aid
Funding Results



Arts and Music Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent To support standards-aligned art and music instructional, thereby expanding offerings and increasing student exposure to alternate disciplines.

Program Description Funding for staff, standards-aligned materials, etc; purpose is to support the implementation of sequential standards-aligned visual and performing arts in kindergarten and grades one to 12, inclusive for school districts, charter schools, and county offices of education instructional programs. Funding is intended to supplement existing resources for arts and music and may be used for professional development for generalist teachers, arts specialists and administrators, hiring of new teachers, performing arts coordinators, evaluating school arts education programs, creating arts education plans, and purchasing newly adopted instructional materials.

This block grant program was created in response to historical reductions in arts programs from district and site budgets. This block grant replaces the CDE- ArtsWork grant program, which lasted from 1999-2004.

Funding Level
\$ 2008-09 funding estimated to be \$16.80 per student (based on 2008 CBED \$2,228 allocated for school sites with 20 or less students and a minimum of \$16.80 allocated for school sites with more than 20 students).

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At LEA-allowable rate.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Local education agencies must supplement and not supplant existing programs.
- As of 2007-08, district must allocate funds to school sites on an amount per student allocation or minimum site grant levels **unless** the School District has a resolution indicating the district's plan to centrally coordinate funding.
- Be sure expenditures support standards aligned instruction in Arts and Music. If the activity or personnel used (must hold a credential that permits teaching Arts and/or music) does not support a standards aligned program, it will be an invalid expenditure.
- Equipment and supplies may not include "permanent improvement to facilities" which means that expenditures may not include permanently installed equipment.

built in kilns, media, etc. In addition, labor charges may not be funded resource.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility These funds may be used to provide a broad array of staff, equipment, and must be related to the instruction of standards-aligned arts and music programs.

Complementary Programs Arts, Music, and P.E. Equipment and Supplies Block Grant

Local Resource Considerations

- Depending on the size of school sites, allocating the funding to individual sites may not yield enough funding to support anything substantive. Consider centralizing resources, by adopting a districtwide plan, as a means to gain economies of scale and possibly hire a full-time position with the funding.
- In 2008-09 (and probably 2009-10) there is a legitimate rebuttal to the argument that arts and music related staffing and activities funded in a prior year would be lost due to the loss in state revenue. Consult your auditor regarding the documentation required to demonstrate a rebuttal to supplantation.

Keeping the Money Beware -- CDE is closely scrutinizing program and expenditure reports for the sure to use funds appropriately.

Hot Tips Consider first using the one-time Arts, Music, and P.E. Equipment and Supplies Block Grant for purchase of permanent equipment and supplies (e.g., musical instrument cases, easels, music stands, ceramic wheels, etc.), leaving the ongoing Arts and Music Block Grant funds available for additional staff and renewable supplies (e.g., paper).

Education Codes Arts Education Guidelines: 51210 (grades 1-6), 51220 (grades 7-12)

Resource Codes 6760

Budget Act 6110-265-0001

Program Contacts
Program: Nancy Carr (916)445-5669
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Program Web Site Arts and Music Block Grant



GATE--Gifted and Talented Education Program

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent Gifted and Talented Education (GATE) funding supports unique opportunities for achieving and underachieving students in public elementary and secondary California who are identified as gifted and talented.

Program Description The Gifted and Talented Education (GATE) program provides funding to develop education opportunities for high-achieving and underachieving pupils that have been identified as gifted and talented. GATE programs are operated in approximately 800 districts located in all 58 counties. There are over 480,000 public school students that have been identified as gifted and talented in the state.

Funding Level
\$ — \$\$ According to provisions of Education Code Section 52211, total funding available for the current fiscal year for GATE is divided by the total prior year Second Period Attendance (ADA), in kindergarten through grade twelve, for all districts participating in the GATE program in the current year. The result is multiplied by the LEA's prior year Second Period ADA. No district can receive less per ADA than the amount it received in the 1999-2000 school year. No district with fewer than 1,500 pupils in ADA is eligible to support its GATE program than \$2,500 or the amount it received in 1998 is greater.

Applications for program funding in Spring prior to funded year.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail 3% or LEA Approved Rate, whichever is smaller

Fund Transfer ☐ No Transfers Allowed ☐ In Only ☒ In and Out

Site Council Approval ☒ Required ☐ Not Required

Essential Flexibility GATE is part of the Mega-Item, which in 2007-08 allows for transfers out of 10% and into programs of up to 15%.

In addition, GATE may be consolidated with EIA, School and Library Improvement Grant, and/or Special Education under School Based Coordination Program flexibility. Look up the School Based Coordination program in the CATWizard information.

Education Codes Education Code Sections 52200-52212

Resource Codes 7140

Budget Act 6110-124-0001

Program Contacts

Program: Sandra Frank 916 323-5505

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Program Web Site GATE Program Information



English Language Acquisition Program (ELAP)

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To support English acquisition for English learners in upper elementary grades

Program Description Funds are provided for supplemental support to English language acquisition learners in grades 4 to 8. Examples of how funds may be used include, in and after school, or summer school instruction; newcomer centers; tutors; materials; or any other supplemental activity that meets the objectives of EL

Funding Level \$100 per English learner in grades 4 to 8.
\$ — \$\$

Applications for funding available late spring prior to the funded year. Funds calculated based on R-30 Language Census data.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At district rate.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Funds can only be spent on English learners in grades 4-8; does not include students who have been reclassified
- Must certify that the following will be completed:
 - Conduct academic assessments of English learners to ensure placement
 - Provide a program for English Language Development instruction
 - Provide supplemental instructional support opportunities to English learners
 - Coordinate services and funding sources for English learners

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility Local educational agencies can design the program that best meets local needs. Supplemental instruction needs to be part of the solution, but there is flexibility in supplemental materials, support newcomer centers, and/or hire additional teachers.

Complementary Programs

- Title I, Part A

- Title III
- English Learner Supplemental Materials
- Economic Impact Aid

Keeping the Money

- LEAs must meet the program requirements (see Critical Restrictions
- Follow accounting procedures as described in California Code of Regulations, Title 5, California School Accounting Manual (procedures 201 and 702 in Part 4)

Hot Tips

Since these funds must be spent to support English learners, be sure to expend resources first when planning supplemental support programs for English learners. Help maximize what you can do with other supplemental programs, especially hourly programs.

Education Codes

400-410

Resource Codes

6286

Budget Act

6110-125-0001

Program Contacts

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Program Web Site

English Language and Acquisition Program (ELAP)



School Safety and Violence Prevention Act (Carl Washington)

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To provide supplemental resources to districts serving students in grades 8 the purpose of establishing programs that promote school safety and prevent violence (at any of grades K-12).

Program Description The program provides funding for additional personnel, training programs, and communication equipment and safety infrastructure that materially contribute to the goals and objectives of current law preventing violence among students

Apply for program funding as part of the Consolidated Application Part I - funding CBEDS enrollment in grades 8-12.

Funding Level
\$ — \$\$ Estimate 2008-09 funded \$40 per student (based on prior year CBEDS grade enrollment) for those districts that applied for funding. Minimum allocation of school site or \$10,000 per LEA, whichever is greater.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At district rate.

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions

- Security personnel must be "sworn" officers
- "Supplement not supplant" language was added subsequent to initial

Site Council Approval ☒ Required ☐ Not Required

Essential Flexibility Districts are allowed to use funds for items/purposes other than those identified; must be able to demonstrate that those expenditures materially contribute to school safety and violence prevention. The dollars need not follow the students/sites that so can be used for any students in K-12.

Complementary Programs

- School Safety Consolidated Block Grant

Local Resource This program is affected by funding deferrals. Expect 60% of funding for 20

Considerations within the fiscal year. The remaining 40% will be paid in July 20098.

Keeping the Money

- The district and school site will be required to show that the funds were appropriate purposes under the law. Adequate documentation will be maintained to support staff hired, training held, and equipment purchased. Submit program expenditure information as part of Consolidated Application
- Security personnel must be sworn peace officers, but non-sworn staff under other designations
- Submit School Safety and Violence Prevention Program expenditure information in the Consolidated Application Part II

Government Codes Government Code Sections: 32228, 32228.1, 32228.2, 32239

Education Codes 32228-32228.5

Resource Codes 6405

Budget Act 6110-228-0001

Program Contacts

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Fiscal: Nancy Cook (916) 324-4549

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Program Web Site School Safety-Carl Washington



CAHSEE Intensive Instruction and Services

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent Funding supports intensive instruction and services for eligible students in 12th grade who are required to pass the California High School Exit Examination (CAHSEE) and have failed one or both parts of the examination.

Program Description Funding may be used for a variety of purposes including but not limited to support intervention classes, supplemental materials, assessment support, that support eligible students in making progress towards passing the CAHSEE.

This funding may be used to provide for support during the school day as long as support is in addition to core subject areas and physical education.

Funding Level
\$ — \$ For 2008-09: \$520/eligible 12th grader and \$143.38/eligible 11th grader

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail At LEA-allowable rate

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions School districts must:

- Ensure that students that receive support is limited to students that have failed one or more sections of the CAHSEE
- Provide an annual report detailing the number of pupils served and the number of students passing the CAHSEE for each service provided

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility Upon receipt by LEA, funds are not restricted with regard to per pupil, per seat allocations, as long as critical restrictions are met.

Complementary Programs Grade 7-12 Supplemental Hourly Instruction Program Supplemental Counseling Retention Block Grant

Education Codes 37254

Resource Codes 7055

Budget Act 6110-204-0001

Program Contacts

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Program Web Site CAHSEE Intensive Instruction and Services-2008-09 Funding Results



AB 825 School and Library Improvement Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input checked="" type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To provide state resources targeted towards site-level improvement and library needs.

Program Description LEAs and COEs determine how to allocate funds among component programs

- School Library Materials - resources, equipment, and supplies to support classroom libraries including online resources.
- School Improvement Program - personnel, training, materials, supplies to improve the instructional services and school environment

Funding Level
\$ — \$\$

- 2008-09 funded at 2007-08 level, less 0.52% due to statewide enrollment
- Distribution varies moderately between LEAs; differences are primarily limited participation of high schools in the School Improvement Program creation of the Block Grant.

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail LEA Approved Rate

Fund Transfer ☐ No Transfers Allowed ☐ In Only ☒ In and Out

Fund Restrictions

- The funding must be tied to a single school plan that is developed at the site council and other appropriate bodies (e.g., ELAC, etc.)
- LEAs that did not participate in SIP prior to January 1, 2004, may only use funds from this block grant for school library materials
- If any funding is received for School Library Program, then a library program must be established even if funds are not allocated to program

Site Council Approval ☒ Required ☐ Not Required

Essential Flexibility

- Transfers out allowance is 15%, and 20% of the block grant amount may be transferred in. This program can be very flexible to meet identified district improvement needs.
- Districts may exercise increased flexibility in distributing the funds and a site in a district may be allocated School Improvement Block Grant funds

school library materials. This means that you may provide dollars to : previously did not receive SIP funds.

- o However, SIP rules apply and since there's no new money, re means taking away from someone else
- o Furthermore, districts may allocate some or all funds directly t priorities, provided that local advisory committees approve sur

Complementary Programs

Because virtually everything is allowable-if it's in the school site plan or at th aligns to SPSA goals-virtually every program could be complementary.

Local Resource Considerations

Concern regarding potential mid-year cuts has led many districts to reduce site for 2008-09. Should cuts not be necessary, this funding would be presu for allocation later in the year or the following year.

Education Codes

- School and Library Improvement Block Grant: E.C. 41570, 41571, 4- 42238.1 et seq.
- School Library Materials: E.C. 18180 et seq.
- School Improvement Programs: E.C. 52000 et seq.

Resource Codes

7395

Budget Act

6110-247-0001

Program Contacts

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Program Web Site

AB 825 School and Library Improvement Block Grant
AB 825 School and Library Improvement Block Grant FAQs



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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent	To provide a vehicle for teacher assessment, training, and retraining.
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Program Description	<p>Funding is available for professional development activities to assist experienced teachers who need help developing their subject matter knowledge, teaching strategies, or classroom management skills. Participants are teachers who have received an unsatisfactory evaluation or who have been referred to the program. Teachers may also request participation. After the referred teachers have been met, funds can be used to support other professional development activities listed in Education Code Section 44506(b).</p>
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Funding Level	For 2008-09, the State Budget includes \$28.9 million, or \$1,449 and \$1,842 position. Peer Assistance and Review (PAR) entitlements are based on a formula that calculates 5 percent of the prior-year October count of certificated classroom teachers reported in the California Basic Educational Data System (CBEDS), rounded to the nearest whole number, and multiplied by a rate of approximately \$1,842 or \$1,449. These rates are based on a base of approximately \$1,231 increased by bonus funding rates of either \$600 or \$700, depending on which year the local educational agency (LEA) certified entrance into the PAR program. LEAs having fewer than five certificated employees do not qualify for the PAR program. LEAs having five or more certificated employees are provided base funding of approximately \$60 per certificated employee plus the appropriate minimum funding PAR bonus amount of either \$218 or \$250.
\$ — \$	

Indirect Cost ☐ No ☒ Yes **Carryover** ☐ No ☒ Yes

Indirect Cost Detail	No more than 5% may be expended for administrative purposes. For the P/ administrative expenditures are defined as expenditures for the personnel c administration and coordination, the cost of consulting teacher selection, an
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Fund Transfer ☐ No Transfers Allowed ☐ In Only ☒ In and Out

Fund Restrictions

- Administration of the PAR program is done by a joint teacher-administrator panel, with the teachers representing the majority. The teachers on this panel are elected by their peers, with the district appointing only the administrator member. The panel must operate by a majority vote.
- The panel is obligated to select the program's Consulting Teachers for classroom observation, then review the reports of these Consulting Teachers and make recommendations regarding PAR participants who have not shown "satisfactory improvement" despite "sustained assistance."
- Consulting teachers must be permanent, credentialed teachers with

classroom experience and at least three years as a credentialed employee in the district.

- The mandatory portion of the program is only for permanent-not probationary teachers. The only required participants are those teachers referred for a satisfactory district evaluation, although any permanent teacher can be referred and the collective bargaining agreement can widen the support.
- The PAR process must include written program goals, "sufficient" staff development monitoring-including multiple observations-and a final evaluation to be available for the teacher's personnel file.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility Districts have wide latitude regarding the rigor or consequences of these programs.

Complementary Programs

- All staff development
- Certificated Staff Mentor Program
- Teacher Credentialing Block Grant

Local Resource Considerations Use PAR funds to meet the letter of the law for PAR and transfer remaining BTSA.

Keeping the Money Districts must continue to operate the PAR program even at the most minimal level to continue eligibility for Administrative Training and Evaluation (E. C. Section 44500) and Instructional Time and Staff Development Reform Program (E.C. Section 44506).

Other Key Points Funding has been cut to bare bones-use your funds to maintain BTSA and meet requirements.

Hot Tips Meet and negotiate to refine PAR goals and levels of support that maintain requirements for both consulting teachers and the joint panel.

Education Codes 44500 et seq., and 44506

Resource Codes 7271

Budget Act 6110-193-0001

Program Contacts

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Program Web Site Peer Assistance and Review



AB 825 Pupil Retention Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To provide supplemental support and alternative learning opportunities to a

Program Description Districts and COEs determine how to allocate funding among component pr

- Continuation High School Foundation Program
- High-Risk Youth Education and Public Safety
- Dropout Prevention and Recovery
- Early Intervention for School Success
- Opportunity Programs (district only)
- Elementary School Intensive Reading Instruction
- Intensive Algebra Instruction Academic Program
- 10th Grade Counseling
- At Risk Youth Program (LAUSD only)

Note that some of the programs included within the Pupil Retention Block Grant supported by the State in recent years, but under the structure of the Block Grant may direct funds to the purposes of these programs.

Funding Level
\$

- Funded at 2008-09 levels less 0.52% due to statewide enrollment decrease
- It is possible to establish a new continuation school and receive a supplemental Pupil Retention Block Grant. In addition, Block Grant funding generated by the Continuation High School Foundation program will be rescinded for continuation high schools that close subsequent to receiving Block Grant funds.
- Distribution varies moderately among LEAs

Indirect Cost ☐ No ☒ Yes

Carryover ☐ No ☒ Yes

Indirect Cost Detail LEA Approved Rate

Fund Transfer ☐ No Transfers Allowed ☒ In Only ☐ In and Out

Fund Restrictions

- Districts receiving funding for any of the following programs must make outreach consultants (E.C. Section 52890) utilized in the 2004-05 school year placement prioritized by percentage of students eligible for federal free lunch: **Outreach Consultants, E.C. 52890, Alternative Education, Elementary & Secondary education, Dropout Recovery, and Education**

- Districts receiving funding from this block grant must have a s advisory committee pursuant to E.C. 52000.
- District receiving funding must develop a comprehensive schc

Site Council Approval ☒ Required ☐ Not Required

Complementary Programs

- EIA
- Title I, A/D
- High Priority Schools Grant Program
- Supplemental Secondary Counselors

Local Resource Considerations

- If adding new Continuation programs be sure to apply for supplement
- If Opportunity or Continuation programs are eliminated, expect fundi adjusted.
- This is a "transfer in" program only but consider augmenting with oth as federal) to increase efficiency and/or decrease encroachment
- Since the block grant amount is based on 2003-04 funded levels plu for growth and COLA, programs started in 2004-05 are not included formula. To continue a program started in 2004-05, revenue will nee from other block grant programs or other funding must be identified

Hot Tips

With the new Algebra requirements, consider this Block Grant as a viable fu because the Intensive Algebra Instruction Academic Intensive Program is e reactivated (and may be supported) by this Block Grant.

Education Codes

- 41505-41508
- Continuation High Schools: E.C. 42243.7 et seq.
- High-Risk Youth Education and Public Safety: E.C. Section 7750 et s
- Opportunity Programs; E.C. 48630, 48643 et seq. (Note: county offic programs excluded.)
- Dropout Prevention and Recovery:
 - Outreach Consultants: E.C. 52890
 - Alternative Education and Work Center: E.C. 52800
 - Elementary and Secondary School Dropout Prevention Act of 54660
 - Educational Clinics: E.C. 58550
- Early Intervention for School Success: E.C. 54685 et seq.

Resource Codes 7390

Budget Act 6110-243-0001

Program Contacts

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Program Web Site

AB 825 Pupil Retention Block Grant Information
AB 825 Pupil Retention Block Grant FAQs



AB 825 Professional Development Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent Provides support for professional development activities to improve the quality of instructional program.

Program Description Districts determine how to allocate funding among component programs:

- Buyback Days - Time for staff development that supports core subject
- Teaching as a Priority - Allows for training and incentives to recruit, retain and improve teachers at Decile 1-5 schools.
- Instructional Support improving School Effectiveness Intersegmental Camp)

Funding Level 2008-09 funded at 2007-08 level less 0.52% due to statewide decline in ADA
\$ — \$\$ — \$\$\$

- Statewide Funding Total for 2008-09: \$273.3 million
- \$/ADA Statewide Funding Average: Approximately \$880/teacher (do not base on the dollars generated by each district in 2003-04 adjusted for growth and inflation)
- Distribution varies moderately among LEAs

Indirect Cost ☐ No ☒ Yes

Carryover ☐ No ☒ Yes

Indirect Cost Detail LEA Approved Rate

Fund Transfer ☐ No Transfers Allowed ☐ In Only ☒ In and Out

Fund Restrictions

- Funds allocated to staff development Buyback Days must be used to support classroom staff that includes: (1) teaching strategies, (2) classroom management, (3) conflict resolution, (4) hatred prevention, and (5) activities in the core curriculum consistent with the district's priorities
- Buyback Days are no longer unrestricted--you must tie dollars to staff and document time spent.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility There is significant flexibility within AB 825 Block Grant programs to move funds

programs within each Block Grant -- and possibly to other categorical programs. In addition, the Professional Development Block Grant offers many options in development

- The TAP program provides remarkable flexibility. Essentially anything that can support teachers, including staff development, materials, improving working conditions, even housing subsidies and signing bonuses. However, funds may be limited to schools in Deciles 1 to 5.
- Funds may be transferred in and out of this block grant 0 up to 15% to another AB 825 Block Grant or standalone categorical program by up to 15%.
- The organization and focus of staff development buyback days is determined by each district and should change each year to reflect local priorities. For each day, in addition, up to the equivalent of one day may include classified staff.

Complementary Programs

- SB 472 (AB 466) (Teacher Training)
- AB 75 (Principal Training)
- Title II, Part A
- Title I, Part A (highly qualified set-aside)
- AB 825 Teacher Credentialing Block Grant

Local Resource Considerations

For districts where Buyback Days are on the salary schedule, negotiations must consult with your attorneys as to whether AB 825 terminates the negotiated salary schedule.

Keeping the Money

Although major documentation for purposes of audit will almost certainly be required because the dollars are now restricted, proof of "offerings, participation, and results" will need to be documented.

Hot Tips

This funding source may be used to support collaboration time, but keep in mind that time spent by teachers must be documented and the areas addressed during the time must be within the allowed areas of focus. According to EC 55597.1(e), "Each day of staff development shall be at least as long as the full-time instructional workday of certificated or classified instructional employees of the school district. For each section, a single staff development day may be conducted over several calendar days. In other words, the "days" can be spread throughout the course of the school year for a regular opportunity for training and/or collaboration.

Education Codes

- AB 825 Professional Development Block Grant: E.C. 41530, 41531, 41532, 41533, 41534, 41535, 41536, 41537, 41538, 41539, 41540, 41541, 41542, 41543, 41544, 41545, 41546, 41547, 41548, 41549, 41550, 41551, 41552, 41553, 41554, 41555, 41556, 41557, 41558, 41559, 41560, 41561, 41562, 41563, 41564, 41565, 41566, 41567, 41568, 41569, 41570, 41571, 41572, 41573, 41574, 41575, 41576, 41577, 41578, 41579, 41580, 41581, 41582, 41583, 41584, 41585, 41586, 41587, 41588, 41589, 41590, 41591, 41592, 41593, 41594, 41595, 41596, 41597, 41598, 41599, 41600, 41601, 41602, 41603, 41604, 41605, 41606, 41607, 41608, 41609, 41610, 41611, 41612, 41613, 41614, 41615, 41616, 41617, 41618, 41619, 41620, 41621, 41622, 41623, 41624, 41625, 41626, 41627, 41628, 41629, 41630, 41631, 41632, 41633, 41634, 41635, 41636, 41637, 41638, 41639, 41640, 41641, 41642, 41643, 41644, 41645, 41646, 41647, 41648, 41649, 41650, 41651, 41652, 41653, 41654, 41655, 41656, 41657, 41658, 41659, 41660, 41661, 41662, 41663, 41664, 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AB 825 Targeted Instructional Improvement Block Grant

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input checked="" type="checkbox"/> Mandatory/ Automatic	<input checked="" type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input checked="" type="checkbox"/> COEs	x x x x x x x x
	<input type="checkbox"/> Multi-Year		<input type="checkbox"/> Charters	

Program Intent To provide school districts with a broad menu of choices for improving education while continuing to honor any court-ordered desegregation requirements.

Program Description This program combines two previous categoricals and allows districts to spend funding on any purpose from either:

- Targeted Instructional Improvement Grants -- This is funding that was provided for court-ordered and voluntary desegregation programs. A 54200, the funds may be spent "to provide instructional improvement achieving pupils in the district."
- Supplemental Grants - Allows for funding to be allocated to any of the programs:
 - Peer Assistance and Review (7271)
 - Agriculture Vocational Education (7010)
 - Child Nutrition (5310)
 - Economic Impact Aid (7090/91)
 - Education Technology (7110)
 - Environmental Education (7135)
 - Foster Youth Services (7365)
 - GATE (7140)
 - Home to School Transportation, excluding Special education (7230)
 - Instructional Materials Realignment Fund (7156)
 - Native American Education (7015)
 - Partnership Academies (7220)
 - Reading Services for Blind Teachers (7295)
 - Vocational Ed. Pupil Organizations (7360)
 - Small School District Bus Replacement (7235)
 - Specialized Secondary School (7370)

CDE has determined that funds may not be transferred to programs included within the Supplemental Grant list of programs that have also been included in another AB 825 Block Grant. The programs that are not eligible to receive funding through Supplemental Grants include: 10th Grade Career Preparation, Beginning Teacher Support and Assessment, Opportunity Schools, and Dropout Prevention.

Funding Level Statewide Funding Total for 2008-09: \$970 million; distribution varies significantly

\$ — \$\$ — \$\$\$ — \$\$\$\$ LEAs because not all LEAs received Targeted Instructional Improvement or Supplemental Grant funding prior to the creation of the AB 825 Block Grant

Indirect Cost ☐ No ☒ Yes

Carryover ☐ No ☒ Yes

Indirect Cost Detail LEA Approved Rate

Fund Transfer ☐ No Transfers Allowed ☐ In Only ☒ In and Out

Fund Restrictions If a school district is still under a court order regarding desegregation, first dollars must go toward those related costs.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility

- This program provides a broad choice of expenditure options, including (but not limited to) Special Education) home-to-school transportation, instructional materials, educational technology-many of which would address General Fund
- Under the Supplemental Grant program, districts may choose to spend any of the supplemental grant "menu options" regardless of earlier decisions. Districts with court-ordered desegregation settlement plans must comply with plan requirements before exercising transfer flexibility.
- This block grant allows transfers in and out. Take advantage of this flexibility to better align dollars with needs

Complementary Programs

Since this program can accomplish virtually any goal, virtually any program is complementary.

Keeping the Money

This program appears straightforward, but unfortunately, its base funding is subject to the one-third reduction in supplemental grant funding imposed during the Budget Act of 2003-04.

Hot Tips

- In the world of AB 825 Block Grants this is the most flexible because it includes transfer flexibility, but also includes two programs that allow for a wide range of flexibility. In the world of categoricals it's safe to say that this program is so flexible it's double jointed.
- This program seems custom-made for districts wanting to address individualized education needs-including possible transfer to the Pupil Retention Block Grant
- For districts that have not previously received TIIG dollars, this program provides latitude for serving low-performing students-the entire Education Code Title 52 TIIG is: "to provide instructional improvement for the lowest achieving students in the district" (E.C. 54203 (a)(2)).

Education Codes

Targeted Instructional Improvement Block Grant: E.C. 41540, 41541, 41542, 42238.1, 54200 et seq. Supplemental Grants: E.C. 54760 et seq.

Resource Codes

7394

Budget Act

6110-246-0001

Program Contacts

Fiscal: Christina Schlueter (916) 324-9806
Program: Marcie Gregory (916) 324-4537

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Program Web Site

AB 825 Targeted Instructional Improvement Block Grant
AB 825 Targeted Instructional Improvement Block Grant FAQs



ELL Supplemental Instructional Materials

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Type of Program	Type of Funding	85-15 Applies	Who's Eligible	Grades served
<input type="checkbox"/> Mandatory/ Automatic	<input type="checkbox"/> Ongoing	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> Districts	Pre-K K 1 2 3 4 5 6 7
<input checked="" type="checkbox"/> Optional	<input checked="" type="checkbox"/> One Time	<input checked="" type="checkbox"/> No	<input type="checkbox"/> COEs	x x x x x x x
	<input type="checkbox"/> Multi-Year		<input checked="" type="checkbox"/> Charters	

Program Intent This program provided \$30 million one-time infusion of funding in 2006-07 for supplemental materials to improve instruction for ELL students.

Program Description Funding to provide supplemental instructional materials specifically for English kindergarten and grades one through 12, inclusive. The purpose of these materials is to accelerate pupils as rapidly as possible towards grade-level proficiency.

Funding Level
\$ — \$\$ Approximately \$19 per English Learner pupil based on most recent certified census (R30-LC).

This program is not included in the charter school categorical block grant; therefore, funded charter schools must apply individually for this program. All other schools must apply through their authorizing agency.

Indirect Cost ☒ No ☐ Yes **Carryover** ☐ No ☒ Yes

Fund Transfer ☒ No Transfers Allowed ☐ In Only ☐ In and Out

Fund Restrictions The funds shall be used to purchase supplemental materials that are designed for English Learners become proficient in reading, writing, and speaking English. These materials may only be used in addition to the standards-aligned materials approved by the State Board of Education pursuant to EC 60605.

Site Council Approval ☐ Required ☒ Not Required

Essential Flexibility This is a heavily restricted program, with strictly limited expenditures.

Complementary Programs This one-time augmentation will support ELL programs, while taking pressure off potential funding sources for supplemental materials.

Keeping the Money Money must be encumbered for expenditure by June 30, 2009, or it reverts to the state.

Resource Codes 7157

Budget Act 6110-189-0001

Program Contacts

Program: Jim Long (916) 323-4583

Fiscal: Shirley Burkett (916) 323-1385

Email

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Program Web Site ELL Supplemental Instructional Materials

Account classifications selected		Field ranges selected	
FD RESC Y OBJT GOAL FUNC SCH MIS MI2 MI3		FI	RANGE
1.	- - - - -	OB	1000 - 8999
2.	- - - - -	RS	6300 - 6300
3.	- - - - -	RS	6258 - 6258
4.	- - - - -	RS	6286 - 6286
5.	- - - - -	RS	7390 - 7399
6.	- - - - -	RS	7140 - 7140
7.	- - - - -	RS	7150 - 7159
8.	- - - - -	RS	7271 - 7271
9.	- - - - -	RS	6760 - 6769
10.	- - - - -	RS	6405 - 6405
		RS	7080 - 7090
		RS	7055 - 7055

Sort / Rollup on	:	FUND
	:	RESOURCE
Page Break on	:	RESOURCE
Budget Type	:	Working
Include Budget Tfrs:	:	N
Budget Detail	:	Not Included
Warnings Only	:	N
Restricted Fld Nbr	:	02 RESOURCE
Separation Option	:	No Separation of Restricted and Unrestricted
Extraction Type	:	Restricted and Unrestricted
GL Transactions	:	Approved Only
Pre-Encumbrances	:	Included
Account Description:	:	Not Shown
Detail line format	:	5 SUMMARY BY OBJECT
Summary Level	:	2
Print Revenue Sub Totals:	:	N
Report prepared	:	WED, JAN 28, 2009, 9:41 AM

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:6258	PE Teacher Incentive	(564)	
SUMMARY BY OBJECT							
			WORKING BUDGET	EXPENDED/RECEIVED		UNENCUMBERED	
				CURRENT	YEAR TO DATE	%	BALANCE
80xx	Revenue		140,000.00	140,000.00	140,000.00	100.0	0.00
85xx	State Revenue: Misc		146,344.00	131,710.00	131,710.00	90.0	14,634.00
	TOTAL: 8xxx		286,344.00	271,710.00	271,710.00	94.8	14,634.00
11xx	Teachers' Salaries		30,024.00	14,723.70	14,723.70	49.0	15,300.30
	TOTAL: 1xxx		30,024.00	14,723.70	14,723.70	49.0	15,300.30
31xx	State Teachers' Retire System		2,394.00	1,214.71	1,214.71	50.7	1,179.29
33xx	QRSDI/Medicare/Alternative		421.00	213.37	213.37	50.6	207.63
34xx	Health & Welfare Benefits		2,950.00	1,180.24	1,180.24	40.0	1,769.76
35xx	State Unemployment Insurance		87.00	44.16	44.16	50.7	42.84
36xx	Workers' Compensation Insurance		261.00	26.41	26.41	10.1	234.59
37xx	Retiree Benefits		174.00	87.20	87.20	50.1	86.80
	TOTAL: 3xxx		6,287.00	2,766.09	2,766.09	43.9	3,520.91
43xx	Materials & Supplies:Instruct		246,097.00	0.00	0.00	.0	246,097.00
	TOTAL: 4xxx		246,097.00	0.00	0.00	.0	246,097.00
	TOTAL: 1xxx - 5xxx		282,408.00	17,489.79	17,489.79	6.1	18,821.21
73xx	Transfer Indirect/Dir Support		3,936.00	0.00	0.00	.0	3,936.00
	TOTAL: 7xxx		3,936.00	0.00	0.00	.0	3,936.00
	TOTAL: 1xxx - 7xxx		286,344.00	17,489.79	17,489.79	6.1	22,757.21
							246,097.00
							85.9

FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund (0000-799) RESOURCE:6286 English Language Acq Prog (404)

SUMMARY BY OBJECT		WORKING BUDGET		EXPENDED/RECEIVED		%		ENCUMBERED		UNENCUMBERED	
			CURRENT	YEAR TO DATE						BALANCE	%

80xx	Revenue	26,425.00	26,424.58	26,424.58	99.9	0.00	0.00	0.00	0.42	.0	
85xx	State Revenue: Misc	245,614.00	0.00	0.00	.0	0.00	0.00	0.00	245,614.00	100.0	
89xx	Other Finance Sources	65,964.00	0.00	0.00	100.0	0.00	0.00	0.00	65,964.00	.0	
	TOTAL: 8xxx	206,075.00	26,424.58	26,424.58	12.8	0.00	0.00	0.00	179,650.42	87.1	
11xx	Teachers' Salaries	0.00	4.00	4.00	100.0	0.00	0.00	0.00	4.00	.0	
	TOTAL: 1xxx	0.00	4.00	4.00	100.0	0.00	0.00	0.00	4.00	.0	
21xx	Instructional Aides' Salaries	62,649.00	20,282.41	20,282.41	32.3	44,643.30	2,276.71	.0			
24xx	Clerical/Tech/Office Salaries	78,711.00	39,146.10	39,146.10	49.7	39,564.90	0.00	.0			
	TOTAL: 2xxx	141,360.00	59,428.51	59,428.51	42.0	84,208.20	2,276.71	.0			
31xx	State Teachers' Retire System	0.00	0.33	0.33	100.0	0.00	0.33	.0			
32xx	Public Employees' Retire System	7,421.00	4,012.73	4,012.73	54.0	3,730.34	322.07	.0			
33xx	OASDI/Medicare/Alternative	10,813.00	4,201.91	4,201.91	38.8	6,722.52	111.43	.0			
34xx	Health & Welfare Benefits	18,895.00	6,065.45	6,065.45	32.1	12,836.96	7.41	.0			
35xx	State Unemployment Insurance	424.00	178.31	178.31	42.0	245.70	0.01	.0			
36xx	Workers' Compensation Insuranc	1,272.00	187.67	187.67	14.7	1,084.37	0.04	.0			
37xx	Retiree Benefits	467.00	326.87	326.87	69.9	231.54	91.41	.0			
38xx	PERS Reduction	2,827.00	1,528.84	1,528.84	54.0	1,420.87	122.71	.0			
39xx	Long Term Disability	189.00	26.44	26.44	13.9	162.56	0.00	.0			
	TOTAL: 3xxx	42,308.00	16,528.55	16,528.55	39.0	26,434.86	655.41	.0			
43xx	Materials & Supplies:Instruct	14,227.00	0.00	0.00	.0	0.00	14,227.00	100.0			
	TOTAL: 4xxx	14,227.00	0.00	0.00	.0	0.00	14,227.00	100.0			
57xx	District Services:Bus/Printing	0.00	1,504.88	1,504.88	100.0	0.00	1,504.88	.0			
	TOTAL: 5xxx	0.00	1,504.88	1,504.88	100.0	0.00	1,504.88	.0			
	TOTAL: 1xxx - 5xxx	197,895.00	77,465.94	77,465.94	39.1	110,643.06	9,786.00	4.9			
73xx	Transfer Indirect/Dir Support	8,180.00	0.00	0.00	.0	8,180.00	0.00	.0			
	TOTAL: 7xxx	8,180.00	0.00	0.00	.0	8,180.00	0.00	.0			
	TOTAL: 1xxx - 7xxx	206,075.00	77,465.94	77,465.94	37.5	118,823.06	9,786.00	4.7			

68 CAPISTRANO UNIFIED SCHOOL DIST J3725				BUDGET REPORT		BDX110	H.00.28	01/28/09	09:41	PAGE	3
FUND :01 General Fund				FROM 07/01/2008 TO 06/30/2009		Lottery:Instructnl Matls (410)					
				(000-799)		RESOURCE:6300					
SUMMARY BY OBJECT				EXPENDED/RECEIVED							
				WORKING BUDGET	CURRENT	YEAR TO DATE	%	ENCUMBERED	UNENCUMBERED		
									BALANCE		
80xx	Revenue			1,697,462.00	1,697,462.20	1,697,462.20	100.0	0.00	0.20-		
85xx	State Revenue: Misc			621,345.00	7,999.89	7,999.89	1.2	0.00	613,345.11	98.7	
	TOTAL: 8xxx			2,318,807.00	1,705,462.09	1,705,462.09	73.5	0.00	613,344.91	26.4	
41xx	Textbooks & Core Curr Matls			35,006.00	2,414.72	2,414.72	6.8	21,882.59	10,708.69	30.5	
43xx	Materials & Supplies:Instruct			295,585.00-	69,024.24	69,024.24	100.0	20,178.77	384,788.01-	.0	
	TOTAL: 4xxx			260,579.00-	71,438.96	71,438.96	100.0	42,061.36	374,079.32-	.0	
58xx	Services & Operating Expend			20,000.00	12,466.00	12,466.00	62.3	0.00	7,534.00	37.6	
	TOTAL: 5xxx			20,000.00	12,466.00	12,466.00	62.3	0.00	7,534.00	37.6	
	TOTAL: 1xxx - 5xxx			240,579.00-	83,904.96	83,904.96	100.0	42,061.36	366,545.32-	.0	
72xx	Other Transfers Out			20,000.00	157.95	157.95	.7	0.00	19,842.05	99.2	
79xx	General Reserve: BFB			2,539,386.00	0.00	0.00	.0	0.00	2,539,386.00	100.0	
	TOTAL: 7xxx			2,559,386.00	157.95	157.95	.0	0.00	2,559,228.05	99.9	
	TOTAL: 1xxx - 7xxx			2,318,807.00	84,062.91	84,062.91	3.6	42,061.36	2,192,682.73	94.5	

BUDGET REPORT

BDX110 H.00.28 01/28/09 09:41 PAGE 4

FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund (000-799) RESOURCE:6405 School Safety:VincePrev E(414)

SUMMARY BY OBJECT		WORKING BUDGET		EXPENDED/RECEIVED		UNENCUMBERED	
			CURRENT	YEAR TO DATE	%	ENCUMBERED	BALANCE
80xx	Revenue	32,046.00	32,045.68	32,045.68	99.9	0.00	0.32
85xx	State Revenue: Misc	804,540.00	0.14-	0.14-	.0	0.00	804,540.14
89xx	Other Finance Sources	92,295.00-	0.00	0.00	100.0	0.00	92,295.00-
	TOTAL: 8xxx	744,291.00	32,045.54	32,045.54	4.3	0.00	712,245.46
12xx	Pupil Support Salaries	142,349.00	69,043.92	69,043.92	48.5	73,305.08	0.00
13xx	Administration Salaries:Certif	399,001.00	226,582.79	226,582.79	56.7	172,418.21	0.00
	TOTAL: 1xxx	541,350.00	295,626.71	295,626.71	54.6	245,723.29	0.00
23xx	Administration Sal:Classified	17,364.00	7,892.55	7,892.55	45.4	9,471.45	0.00
24xx	Clerical/Tech/Office Salaries	14,873.00	7,465.02	7,465.02	50.1	7,407.98	0.00
	TOTAL: 2xxx	32,237.00	15,357.57	15,357.57	47.6	16,879.43	0.00
31xx	State Teachers' Retire System	44,832.00	24,389.12	24,389.12	54.4	20,442.88	0.00
32xx	Public Employees' Retire System	3,039.00	1,447.90	1,447.90	47.6	1,591.10	0.00
33xx	OSDI/Medicare/Alternative	10,347.00	5,459.39	5,459.39	52.7	4,887.61	0.00
34xx	Health & Welfare Benefits	68,094.00	31,645.24	31,645.24	46.4	36,448.76	0.00
35xx	State Unemployment Insurance	1,727.00	933.02	933.02	54.0	793.98	0.00
36xx	Workers' Compensation Insurance	661.00	958.83	958.83	100.0	47.71	345.54-
37xx	Retiree Benefits	3,503.00	1,721.78	1,721.78	49.1	1,781.22	0.00
38xx	PERS Reduction	0.00	551.64	551.64	100.0	0.00	551.64-
39xx	Long Term Disability	1,035.00	1.89	1.89	.1	1,033.11	0.00
	TOTAL: 3xxx	133,238.00	67,108.81	67,108.81	50.3	67,026.37	897.18-
43xx	Materials & Supplies:Instruct	6,730.00	0.00	0.00	.0	0.00	6,730.00
45xx	Other Supplies : Non-Instructl	8,500.00	8,077.90	8,077.90	95.0	0.00	422.10
	TOTAL: 4xxx	15,230.00	8,077.90	8,077.90	53.0	0.00	7,152.10
52xx	Travel and Conference	2,086.00	1,310.00	1,310.00	62.7	776.00	0.00
57xx	District Services:Bus/Printing	50.00	17.50	17.50	35.0	0.00	32.50
59xx	Communications	2,518.00-	2,518.07-	2,518.07-	.0	0.00	0.07
	TOTAL: 5xxx	382.00-	1,190.57-	1,190.57-	.0	776.00	32.57
	TOTAL: 1xxx - 5xxx	721,673.00	384,980.42	384,980.42	53.3	330,405.09	6,287.49
73xx	Transfer Indirect/bir Support	22,618.00	0.00	0.00	.0	22,618.00	0.00
	TOTAL: 7xxx	22,618.00	0.00	0.00	.0	22,618.00	0.00
	TOTAL: 1xxx - 7xxx	744,291.00	384,980.42	384,980.42	51.7	353,023.09	6,287.49

68 CAPISTRANO UNIFIED SCHOOL DIST J3725			BUDGET REPORT			BDX110			H.00.28 01/28/09 09:41 PAGE 5			
FROM 07/01/2008 TO 06/30/2009												
FUND :01 General Fund			(000-799)			RESOURCE:6760			Arts & Music Block Grant (552)			
SUMMARY BY OBJECT			WORKING BUDGET		EXPENDED/RECEIVED				UNENCUMBERED			
					CURRENT YEAR TO DATE				ENCUMBERED		BALANCE	

68 CAPISTRANO UNIFIED SCHOOL DIST J3725		BUDGET REPORT		BDX110	H.00.28	01/28/09	09:41	PAGE	6
FROM 07/01/2008 TO 06/30/2009									
FUND	:01	General Fund	(000-799)	RESOURCE:6760	Arts & Music Block Grant (552)				
SUMMARY BY OBJECT		WORKING BUDGET	EXPENDED/RECEIVED	CURRENT YEAR TO DATE	%	ENCUMBERED	UNENCUMBERED	BALANCE	%

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:6761	Arts:Music:PE SupplyEquip(554)				
SUMMARY BY OBJECT		WORKING BUDGET	EXPENDED/RECEIVED		ENCUMBERED		UNENCUMBERED		
			CURRENT	YEAR TO DATE	%		BALANCE	%	
80xx	Revenue	2,446,237.00	2,446,236.48	2,446,236.48	99.9	0.00	0.52	.0	
89xx	Other Finance Sources	1,400,000.00-	0.00	0.00	100.0	0.00	1,400,000.00-	.0	
	TOTAL: 8xxx	1,046,237.00	2,446,236.48	2,446,236.48	100.0	0.00	1,399,999.48-	.0	
43xx	Materials & Supplies:Instruct	852,681.00	73,139.43	73,139.43	8.5	26,978.45	752,563.12	88.2	
44xx	Non-Capitalized Equipment	134,587.00	26,449.97	26,449.97	19.6	8,132.17	100,004.86	74.3	
45xx	Other Supplies : Non-Instructl	1,691.00	1,690.73	1,690.73	99.9	0.00	0.27	.0	
	TOTAL: 4xxx	988,959.00	101,280.13	101,280.13	10.2	35,110.62	852,568.25	86.2	
57xx	District Services:Bus/Printing	104.00	103.16	103.16	99.1	0.00	0.84	.8	
58xx	Services & Operating Expend	45.00	44.48	44.48	98.8	0.00	0.52	1.1	
	TOTAL: 5xxx	149.00	147.64	147.64	99.0	0.00	1.36	.9	
	TOTAL: 1xxx - 5xxx	989,108.00	101,427.77	101,427.77	10.2	35,110.62	852,569.61	86.1	
73xx	Transfer Indirect/Dir Support	57,129.00	0.00	0.00	.0	57,129.00	0.00	.0	
	TOTAL: 7xxx	57,129.00	0.00	0.00	.0	57,129.00	0.00	.0	
	TOTAL: 1xxx - 7xxx	1,046,237.00	101,427.77	101,427.77	9.6	92,239.62	852,569.61	81.4	

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE: 7055		CANSEE Intensive Inst&Svs(534)	
SUMMARY BY OBJECT			WORKING BUDGET	EXPENDED/RECEIVED CURRENT YEAR TO DATE	%	ENCUMBERED	UNENCUMBERED BALANCE
85xx		State Revenue: Misc	267,172.00	267,172.00	100.0	0.00	0.00
89xx		Other Finance Sources	22,611.00-	0.00	100.0	0.00	22,611.00-
TOTAL: 8xxx			244,561.00	267,172.00	100.0	0.00	22,611.00-
11xx		Teachers' Salaries	191,655.00	96,859.40	50.5	95,042.10	246.50-
TOTAL: 1xxx			191,655.00	96,859.40	50.5	95,042.10	246.50-
31xx		State Teachers' Retire System	15,812.00	7,979.02	50.4	7,832.98	0.00
33xx		OASDI/Medicare/Alternative	2,779.00	1,374.62	49.4	1,404.85	0.47-
34xx		Health & Welfare Benefits	21,290.00	8,872.70	41.6	12,417.30	0.00
35xx		State Unemployment Insurance	575.00	290.59	50.5	284.41	0.00
36xx		Workers' Compensation Insurance	221.00	173.98	78.7	47.02	0.00
37xx		Retiree Benefits	1,455.00	369.43	25.3	1,085.57	0.00
TOTAL: 3xxx			42,132.00	19,060.34	45.2	23,072.13	0.47-
TOTAL: 1xxx - 5xxx			233,787.00	115,919.74	49.5	118,114.23	246.97-
73xx		Transfer Indirect/Dir Support	8,127.00	0.00	.0	8,127.00	0.00
79xx		General Reserve: EPB	2,647.00	0.00	.0	0.00	2,647.00
TOTAL: 7xxx			10,774.00	0.00	.0	8,127.00	2,647.00
TOTAL: 1xxx - 7xxx			244,561.00	115,919.74	47.3	126,241.23	2,400.03

FUND :01 General Fund		FROM 07/01/2008 TO 06/30/2009		RESOURCE:7080		Secndry Schl Cnslor 7-12 (542)	
FUND :01 General Fund		(000-799)		EXPENDED/RECEIVED		ENCUMBERED	
SUMMARY BY OBJECT		WORKING BUDGET		CURRENT YEAR TO DATE		UNENCUMBERED BALANCE	
80xx	Revenue	967,011.00	967,011.36	100.0	0.00	0.36-	.0
85xx	State Revenue: Misc	1,655,451.00	0.00	.0	0.00	1,655,451.00	100.0
89xx	Other Finance Sources	947,604.00-	0.00	100.0	0.00	947,604.00-	.0
	TOTAL: 8xxx	1,674,858.00	967,011.36	57.7	0.00	707,846.64	42.2
12xx	Pupil Support Salaries	1,241,898.00	618,718.69	49.8	627,812.93	4,633.62-	.0
	TOTAL: 1xxx	1,241,898.00	618,718.69	49.8	627,812.93	4,633.62-	.0
31xx	State Teachers' Retire System	102,454.00	51,044.26	49.8	51,409.74	0.00	.0
33xx	OASDI/Medicare/Alternative	18,010.00	8,420.81	46.7	9,589.19	0.00	.0
34xx	Health & Welfare Benefits	221,023.00	88,367.79	39.9	132,655.21	0.00	.0
35xx	State Unemployment Insurance	3,725.00	1,856.25	49.8	1,868.75	0.00	.0
36xx	Workers' Compensation Insurance	1,428.00	1,098.34	76.9	329.66	0.00	.0
37xx	Retiree Benefits	7,579.00	3,657.03	48.2	3,921.97	0.00	.0
	TOTAL: 3xxx	354,219.00	154,444.48	43.6	199,774.52	0.00	.0
43xx	Materials & Supplies:Instruct	3,772.00	0.00	.0	0.00	3,772.00	100.0
	TOTAL: 4xxx	3,772.00	0.00	.0	0.00	3,772.00	100.0
52xx	Travel and Conference	2,000.00	0.00	.0	0.00	2,000.00	100.0
	TOTAL: 5xxx	2,000.00	0.00	.0	0.00	2,000.00	100.0
	TOTAL: 1xxx - 5xxx	1,601,889.00	773,163.17	48.2	827,587.45	1,138.38	.0
73xx	Transfer Indirect/Dir Support	72,969.00	0.00	.0	72,969.00	0.00	.0
	TOTAL: 7xxx	72,969.00	0.00	.0	72,969.00	0.00	.0
	TOTAL: 1xxx - 7xxx	1,674,858.00	773,163.17	46.1	900,556.45	1,138.38	.0

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:7090		Economic Impact Aid		(426)
SUMMARY BY OBJECT		WORKING BUDGET	EXPENDED/RECEIVED		%	ENCUMBERED	UNENCUMBERED BALANCE	%
		CURRENT	YEAR TO DATE					
80xx	Revenue	256,549.00	256,548.62	256,548.62	99.9	0.00	0.38	.0
83xx	State Revenue : Apportionments	2,717,497.00	1,086,998.80	1,086,998.80	40.0	0.00	1,630,498.20	60.0
89xx	Other Finance Sources	194,591.00-	0.00	0.00	100.0	0.00	194,591.00-	.0
TOTAL: 8xxx		2,779,455.00	1,343,547.42	1,343,547.42	48.3	0.00	1,435,907.58	51.6
11xx	Teachers' Salaries	566,776.00	289,138.46	289,138.46	51.0	291,465.89	13,828.35-	.0
13xx	Administration Salaries:Certif	19,603.00	19,602.60	19,602.60	99.9	0.40	0.00	.0
19xx	Other Certificated Salaries	292,515.00	158,835.55	158,835.55	54.2	371,872.35	238,192.90-	.0
TOTAL: 1xxx		878,894.00	467,576.61	467,576.61	53.2	663,338.64	252,021.25-	.0
21xx	Instructional Aides' Salaries	613,951.00	175,611.31	175,611.31	28.6	489,017.47	50,677.78-	.0
22xx	Classified Support Salaries	0.00	569.01	569.01	100.0	0.00	569.01-	.0
24xx	Clerical/Tech/Office Salaries	31,355.00	12,856.57	12,856.57	41.0	18,974.33	475.90-	.0
29xx	Other Classified Salaries	331,525.00	82,813.53	82,813.53	24.9	253,877.94	5,166.47-	.0
TOTAL: 2xxx		976,831.00	271,850.42	271,850.42	27.8	761,869.74	56,889.16-	.0
31xx	State Teachers' Retire System	72,524.00	38,801.51	38,801.51	53.5	36,328.13	2,605.64-	.0
32xx	Public Employees' Retire Systm	9,263.00	10,404.78	10,404.78	100.0	4,052.88	5,194.66-	.0
33xx	OASDI/Medicare/Alternative	86,961.00	22,340.40	22,340.40	25.6	66,822.06	2,201.46-	.0
34xx	Health & Welfare Benefits	145,464.00	47,398.54	47,398.54	32.5	102,069.32	4,003.86-	.0
35xx	State Unemployment Insurance	5,546.00	2,214.76	2,214.76	39.9	3,417.19	85.95-	.0
36xx	Workers' Compensation Insurance	16,394.00	1,510.59	1,510.59	9.2	15,080.92	197.51-	.0
37xx	Retiree Benefits	6,258.00	3,615.35	3,615.35	57.7	3,584.29	941.64-	.0
38xx	PERS Reduction	1,559.00	3,937.91	3,937.91	100.0	246.04	2,624.95-	.0
39xx	Long Term Disability	186.00	6.22	6.22	3.3	181.67	1.89-	.0
TOTAL: 3xxx		344,155.00	130,230.06	130,230.06	37.8	231,782.50	17,857.56-	.0
43xx	Materials & Supplies:Instruct	332,832.00	24,535.52	24,535.52	7.3	4,073.40	304,223.08	91.4
44xx	Non-Capitalized Equipment	5,000.00	0.00	0.00	.0	0.00	5,000.00	100.0
45xx	Other Supplies : Non-Instructl	9,520.00	4,236.47	4,236.47	44.5	1,027.10	4,256.43	44.7
TOTAL: 4xxx		347,352.00	28,771.99	28,771.99	8.2	5,100.50	313,479.51	90.2
52xx	Travel and Conference	6,000.00	2,773.69	2,773.69	46.2	0.00	3,226.31	53.7
56xx	Rentals, Leases & Repairs	5,000.00	1,433.08	1,433.08	28.6	2,861.26	685.66	13.7
57xx	District Services:Bus/Printing	124,600.00	1,832.09	1,832.09	1.4	0.00	122,767.91	98.5
58xx	Services & Operating Expend	10,000.00	4,356.88	4,356.88	43.5	3,000.00	2,643.12	26.4
TOTAL: 5xxx		145,600.00	10,395.74	10,395.74	7.1	5,881.26	129,323.00	88.8
TOTAL: 1xxx - 5xxx		2,692,832.00	908,824.82	908,824.82	33.7	1,667,972.64	116,034.54	4.3

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:7090	Economic Impact Aid	(426)
SUMMARY BY OBJECT						
73xx		Transfer Indirect/Dir Support	86,623.00	0.00	0.00	0.00
		TOTAL: 7xxx	86,623.00	0.00	86,623.00	0.00
		TOTAL: 1xxx - 7xxx	2,779,455.00	908,824.82	32.6	116,034.54

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FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund (000-799) RESOURCE:7140 Gifted and Talented : AAA(438)

SUMMARY BY OBJECT		WORKING BUDGET		EXPENDED/RECEIVED		UNENCUMBERED	
			CURRENT	YEAR TO DATE	%	BALANCE	%
80xx	Revenue	158,403.00	158,402.69	158,402.69	99.9	0.00	0.31
83xx	State Revenue : Apportionments	461,474.00	229,588.50	229,588.50	49.7	0.00	231,885.50
89xx	Other Finance Sources	76,143.00-	0.00	0.00	100.0	0.00	76,143.00-
	TOTAL: 8xxx	543,734.00	387,991.19	387,991.19	71.3	0.00	155,742.81
11xx	Teachers' Salaries	13,644.00	11,226.50	11,226.50	82.2	9,640.00	7,222.50-
19xx	Other Certificated Salaries	100,598.00	43,580.62	43,580.62	43.3	58,113.00	1,095.62-
	TOTAL: 1xxx	114,242.00	54,807.12	54,807.12	47.9	67,753.00	8,318.12-
24xx	Clerical/Tech/Office Salaries	17,364.00	6,397.85	6,397.85	36.8	11,576.05	609.90-
29xx	Other Classified Salaries	932.00	931.91	931.91	99.9	0.00	0.00
	TOTAL: 2xxx	18,296.00	7,329.76	7,329.76	40.0	11,576.14	609.90-
31xx	State Teachers' Retire System	9,355.00	4,473.55	4,473.55	47.8	5,540.61	659.16-
32xx	Public Employees' Retire System	105.00	0.00	0.00	.0	105.00	0.00
33xx	OASDI/Medicare/Alternative	2,940.00	881.57	881.57	29.9	2,262.45	204.02-
34xx	Health & Welfare Benefits	6,939.00	4,837.65	4,837.65	69.7	2,101.35	0.00
35xx	State Unemployment Insurance	399.00	186.41	186.41	46.7	237.91	25.32-
36xx	Workers' Compensation Insurance	207.00	124.31	124.31	60.0	141.05	58.36-
37xx	Retiree Benefits	463.00	243.72	243.72	52.6	238.40	19.12-
	TOTAL: 3xxx	20,408.00	10,747.21	10,747.21	52.6	10,626.77	965.98-
43xx	Materials & Supplies:Instruct	313,662.00	25,344.18	25,344.18	8.0	6,659.40	281,658.42
44xx	Non-Capitalized Equipment	20,186.00	19,696.03	19,696.03	97.5	2,765.08	2,275.11-
45xx	Other Supplies : Non-Instructl	23,453.00	16,002.54	16,002.54	68.2	2,207.67	5,242.79
	TOTAL: 4xxx	357,301.00	61,042.75	61,042.75	17.0	11,632.15	284,626.10
52xx	Travel and Conference	10,966.00	10,449.02	10,449.02	95.2	1,305.00	788.02-
53xx	Dues and Memberships	548.00	548.00	548.00	100.0	0.00	0.00
57xx	District Services:Bus/Printing	618.00	622.09	622.09	100.0	0.00	4.09-
58xx	Services & Operating Expend	5,532.00	6,874.24	6,874.24	100.0	390.00	1,732.24-
	TOTAL: 5xxx	17,664.00	18,493.35	18,493.35	100.0	1,695.00	2,524.35-
	TOTAL: 1xxx - 5xxx	527,911.00	152,420.19	152,420.19	28.8	103,283.06	272,207.75
73xx	Transfer Indirect/Dir Support	15,823.00	0.00	0.00	.0	15,823.00	0.00
	TOTAL: 7xxx	15,823.00	0.00	0.00	.0	15,823.00	0.00
	TOTAL: 1xxx - 7xxx	543,734.00	152,420.19	152,420.19	28.0	119,106.06	272,207.75
							50.0

68 CAPISTRANO UNIFIED SCHOOL DIST J3725				BUDGET REPORT		BDX110	H.00.28 01/28/09 09:41		PAGE 13
				FROM 07/01/2008 TO 06/30/2009					
FUND :01		General Fund		(000-799)	RESOURCE:7156	Inst Mtls Fd Realig Prog (500)			
SUMMARY BY OBJECT				WORKING BUDGET	EXPENDED/RECEIVED		%	ENCUMBERED	UNENCUMBERED BALANCE %
					CURRENT	YEAR TO DATE			
80xx	Revenue			466,068.00	466,067.68	466,067.68	99.9	0.00	0.32 .0
85xx	State Revenue: Misc			3,579,081.00	3,221,173.00	3,221,173.00	90.0	0.00	357,908.00 9.9
86xx	Other Local Revenue			40,000.00	16,971.47	16,971.47	42.4	0.00	23,028.53 57.5
89xx	Other Finance Sources			882,640.00-	0.00	0.00	100.0	0.00	882,640.00-.0
TOTAL: 8xxx				3,202,509.00	3,704,212.15	3,704,212.15	100.0	0.00	501,703.15-.0
41xx	Textbooks & Core Curr Matls			2,746,441.00	2,076,673.87	2,076,673.87	75.6	468,903.06	200,864.07 7.3
43xx	Materials & Supplies:Instruct			6,068.00	2,537.07	2,537.07	41.8	860.46	2,670.47 44.0
TOTAL: 4xxx				2,752,509.00	2,079,210.94	2,079,210.94	75.5	469,763.52	203,534.54 7.3
57xx	District Services:Bus/Printing			450,000.00	206,694.92	206,694.92	45.9	0.00	243,305.08 54.0
TOTAL: 5xxx				450,000.00	206,694.92	206,694.92	45.9	0.00	243,305.08 54.0
TOTAL: 1xxx - 5xxx				3,202,509.00	2,285,905.86	2,285,905.86	71.3	469,763.52	446,839.62 13.9

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FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund

(000-799)

RESOURCE:7157

IM:One Time:English Lrnrs(508)

SUMMARY BY OBJECT		WORKING BUDGET		EXPENDED/RECEIVED		%		UNENCUMBERED	
		CURRENT	YEAR TO DATE	CURRENT	YEAR TO DATE	CURRENT	YEAR TO DATE	CURRENT	YEAR TO DATE
80xx	Revenue	122,133.00	122,132.53	122,132.53	122,132.53	99.9	100.0	0.00	0.47
85xx	State Revenue: Misc	6,930.00-	0.00	0.00	0.00	100.0	100.0	0.00	6,930.00-
89xx	Other Finance Sources	70,000.00-	0.00	0.00	0.00	100.0	100.0	0.00	70,000.00-
	TOTAL: 8xxx	45,203.00	122,132.53	122,132.53	122,132.53	100.0	100.0	0.00	76,929.53-
43xx	Materials & Supplies:Instruct	45,203.00	19,835.87	19,835.87	19,835.87	43.8	43.8	49,036.10	23,668.97-
	TOTAL: 4xxx	45,203.00	19,835.87	19,835.87	19,835.87	43.8	43.8	49,036.10	23,668.97-
	TOTAL: 1xxx - 5xxx	45,203.00	19,835.87	19,835.87	19,835.87	43.8	43.8	49,036.10	23,668.97-

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000--799)	RESOURCE:7271		Peer Assistance/Review		E(464)	
SUMMARY BY OBJECT			WORKING BUDGET	EXPENDED/RECEIVED		%	ENCUMBERED	UNENCUMBERED	
			CURRENT	YEAR TO DATE			BALANCE	%	
80xx		Revenue	22,925.00	22,924.99	22,924.99	99.9	0.00	0.01	.0
85xx		State Revenue: Misc	229,684.00	0.00	0.00	.0	0.00	229,684.00	100.0
89xx		Other Finance Sources	152,897.00-	0.00	0.00	100.0	0.00	152,897.00-	.0
TOTAL: 8xxx			99,712.00	22,924.99	22,924.99	22.9	0.00	76,787.01	77.0
11xx		Teachers' Salaries	1,105.00	1,050.00	1,050.00	95.0	55.00	0.00	.0
19xx		Other Certificated Salaries	101,234.00	51,181.00	51,181.00	50.5	50,061.00	8.00-	.0
TOTAL: 1xxx			102,339.00	52,231.00	52,231.00	51.0	50,116.00	8.00-	.0
24xx		Clerical/Tech/Office Salaries	10,042.00	5,021.04	5,021.04	50.0	5,020.96	0.00	.0
TOTAL: 2xxx			10,042.00	5,021.04	5,021.04	50.0	5,020.96	0.00	.0
31xx		State Teachers' Retire System	8,435.00	4,298.93	4,298.93	50.9	4,136.07	0.00	.0
32xx		Public Employees' Retire System	947.00	473.40	473.40	49.9	473.60	0.00	.0
33xx		OASDI/Medicare/Alternative	2,252.00	412.75	412.75	18.3	1,845.04	5.79-	.0
34xx		Health & Welfare Benefits	18,090.00	8,745.72	8,745.72	48.3	9,344.28	0.00	.0
35xx		State Unemployment Insurance	337.00	171.83	171.83	50.9	165.35	0.18-	.0
36xx		Workers' Compensation Insurance	129.00	116.77	116.77	90.5	22.82	10.59-	.0
37xx		Retiree Benefits	667.00	323.73	323.73	48.5	343.27	0.00	.0
38xx		PERS Reduction	361.00	180.36	180.36	49.9	180.64	0.00	.0
39xx		Long Term Disability	24.00	7.56	7.56	31.5	16.44	0.00	.0
TOTAL: 3xxx			31,242.00	14,731.05	14,731.05	47.1	16,527.51	16.56-	.0
43xx		Materials & Supplies:Instruct	48,863.00-	0.00	0.00	100.0	0.00	48,863.00-	.0
TOTAL: 4xxx			48,863.00-	0.00	0.00	100.0	0.00	48,863.00-	.0
52xx		Travel and Conference	0.00	106.47	106.47	100.0	0.00	106.47-	.0
TOTAL: 5xxx			0.00	106.47	106.47	100.0	0.00	106.47-	.0
TOTAL: 1xxx - 5xxx			94,760.00	72,089.56	72,089.56	76.0	71,664.47	48,994.03-	.0
73xx		Transfer Indirect/Dir Support	4,952.00	0.00	0.00	.0	4,952.00	0.00	.0
TOTAL: 7xxx			4,952.00	0.00	0.00	.0	4,952.00	0.00	.0
TOTAL: 1xxx - 7xxx			99,712.00	72,089.56	72,089.56	72.2	76,616.47	48,994.03-	.0

FROM 07/01/2008 TO 06/30/2009

FUND	OBJECT	General Fund	WORKING BUDGET	EXPENDED/RECEIVED	ENCUMBERED	UNENCUMBERED
:01		(000-799)	CURRENT	YEAR TO DATE	%	BALANCE
80xx	Revenue		22,853.00	22,852.96	99.9	0.04
85xx	State Revenue: Misc		111,643.00	89,314.00	79.9	22,329.00
89xx	Other Finance Sources		7,295.00-	0.00	100.0	7,295.00-
	TOTAL: 8xxx		127,201.00	112,166.96	88.1	15,034.04
22xx	Classified Support Salaries		74,848.00	33,844.26	45.2	0.00
	TOTAL: 2xxx		74,848.00	33,844.26	45.2	0.00
32xx	Public Employees' Retire System		6,832.00	3,190.89	46.7	0.00
33xx	CRSDI/Medicare/Alternative		5,544.00	2,552.83	46.0	0.00
34xx	Health & Welfare Benefits		14,670.00	4,615.59	31.4	0.00
35xx	State Unemployment Insurance		218.00	101.60	46.6	0.00
36xx	Workers' Compensation Insurance		84.00	124.93	100.0	0.00
37xx	Retiree Benefits		442.00	192.75	43.6	0.00
38xx	PERS Reduction		2,602.00	1,022.78	39.3	0.00
39xx	Long Term Disability		174.00	16.61	9.5	0.00
	TOTAL: 3xxx		30,566.00	11,817.98	38.6	40.93-
43xx	Materials & Supplies:Instruct		17,167.00	0.00	.0	17,167.00
	TOTAL: 4xxx		17,167.00	0.00	.0	17,167.00
	TOTAL: 1xxx - 5xxx		122,581.00	45,662.24	37.2	17,126.07
73xx	Transfer Indirect/Dir Support		4,620.00	0.00	.0	0.00
	TOTAL: 7xxx		4,620.00	0.00	.0	0.00
	TOTAL: 1xxx - 7xxx		127,201.00	45,662.24	35.8	17,126.07

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	01	General Fund	(000-799)	RESOURCE:7392	Tchr Credential BkG AB825 (516)				
SUMMARY BY OBJECT									
			WORKING BUDGET	EXPENDED/RECEIVED				UNENCUMBERED	
				CURRENT	YEAR TO DATE	%	ENCUMBERED	BALANCE	%
80xx	Revenue	374,275.00	374,275.35	374,275.35	100.0	0.00	0.00	0.35-	.0
85xx	State Revenue: Misc	532,000.00	390,624.00	390,624.00	73.4	0.00	0.00	141,376.00	26.5
89xx	Other Finance Sources	140,000.00-	0.00	0.00	100.0	0.00	0.00	140,000.00-	.0
	TOTAL: 8xxx	766,275.00	764,899.35	764,899.35	99.8	0.00	0.00	1,375.65	.1
11xx	Teachers' Salaries	20,000.00	675.00	675.00	3.3	19,325.00	0.00	0.00	.0
13xx	Administration Salaries:Certif	179,738.00	97,222.23	97,222.23	54.0	82,515.77	0.00	0.00	.0
19xx	Other Certificated Salaries	230,965.00	108,336.06	108,336.06	46.9	122,664.94	36.00-	36.00-	.0
	TOTAL: 1xxx	430,703.00	206,233.29	206,233.29	47.8	224,505.71	36.00-	36.00-	.0
24xx	Clerical/Tech/Office Salaries	151,699.00	74,797.45	74,797.45	49.3	76,958.40	56.85-	56.85-	.0
	TOTAL: 2xxx	151,699.00	74,797.45	74,797.45	49.3	76,958.40	56.85-	56.85-	.0
31xx	State Teachers' Retire System	34,101.00	16,274.53	16,274.53	47.7	17,826.47	0.00	0.00	.0
32xx	Public Employees' Retire System	14,302.00	7,046.57	7,046.57	49.2	7,255.43	0.00	0.00	.0
33xx	OASDI/Medicare/Alternative	17,888.00	7,644.26	7,644.26	42.7	10,244.91	1.17-	1.17-	.0
34xx	Health & Welfare Benefits	65,652.00	30,532.46	30,532.46	46.5	35,119.54	0.00	0.00	.0
35xx	State Unemployment Insurance	1,755.00	843.22	843.22	48.0	911.78	0.00	0.00	.0
36xx	Workers' Compensation Insurance	672.00	819.07	819.07	100.0	13.39	160.46-	160.46-	.0
37xx	Retiree Benefits	3,245.00	1,497.10	1,497.10	46.1	1,747.90	0.00	0.00	.0
38xx	PERS Reduction	5,408.00	2,684.68	2,684.68	49.6	2,723.32	0.00	0.00	.0
39xx	Long Term Disability	744.00	37.76	37.76	5.0	706.24	0.00	0.00	.0
	TOTAL: 3xxx	143,767.00	67,379.65	67,379.65	46.8	76,548.98	161.63-	161.63-	.0
43xx	Materials & Supplies:Instruct	3,426.00	0.00	0.00	.0	0.00	3,426.00	100.0	.0
	TOTAL: 4xxx	3,426.00	0.00	0.00	.0	0.00	3,426.00	100.0	.0
52xx	Travel and Conference	12,640.00	4,702.65	4,702.65	37.2	1,685.00	6,252.35	49.4	.0
57xx	District Services:Bus/Printing	1,000.00	251.68	251.68	25.1	0.00	748.32	74.8	.0
	TOTAL: 5xxx	13,640.00	4,954.33	4,954.33	36.3	1,685.00	7,000.67	51.3	.0
	TOTAL: 1xxx - 5xxx	743,235.00	353,364.72	353,364.72	47.5	379,698.09	10,172.19	1.3	.0
73xx	Transfer Indirect/Dir Support	23,040.00	0.00	0.00	.0	23,040.00	0.00	0.00	.0
	TOTAL: 7xxx	23,040.00	0.00	0.00	.0	23,040.00	0.00	0.00	.0
	TOTAL: 1xxx - 7xxx	766,275.00	353,364.72	353,364.72	46.1	402,738.09	10,172.19	1.3	.0

FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	{000-799}		RESOURCE:7393		Prof Dev. Blk Grnt AB825 (518)	
SUMMARY BY OBJECT			WORKING BUDGET	EXPENDED/RECEIVED		%	UNENCUMBERED	
				CURRENT	YEAR TO DATE		BALANCE	
85xx	State Revenue: Misc		1,829,258.00	1,463,406.00	1,463,406.00	79.9	365,852.00	
89xx	Other Finance Sources		393,291.00-	0.00	0.00	100.0	393,291.00-	
TOTAL: 8xxx			1,435,967.00	1,463,406.00	1,463,406.00	100.0	27,439.00-	
11xx	Teachers' Salaries		704,254.00	257,982.50	257,982.50	36.6	446,291.50	
12xx	Pupil Support Salaries		1,250.00	540.00	540.00	43.2	710.00	
13xx	Administration Salaries:Certif		141,923.00	82,788.37	82,788.37	58.3	59,134.63	
19xx	Other Certificated Salaries		202,724.00	76,201.50	76,201.50	37.5	126,522.50	
TOTAL: 1xxx			1,050,151.00	417,512.37	417,512.37	39.7	632,658.63	
21xx	Instructional Aides' Salaries		16,000.00	5,860.16	5,860.16	36.6	10,139.84	
24xx	Clerical/Tech/Office Salaries		63,877.00	38,824.40	38,824.40	60.7	25,052.60	
TOTAL: 2xxx			79,877.00	44,684.56	44,684.56	55.9	35,192.44	
31xx	State Teachers' Retire System		97,319.00	34,506.71	34,506.71	35.4	62,889.92	
32xx	Public Employees' Retire System		6,022.00	3,663.19	3,663.19	60.8	2,559.88	
33xx	OASDI/Medicare/Alternative		23,133.00	8,850.06	8,850.06	38.2	14,325.76	
34xx	Health & Welfare Benefits		34,831.00	21,913.42	21,913.42	62.9	12,917.58	
35xx	State Unemployment Insurance		3,714.00	1,388.76	1,388.76	37.3	2,325.48	
36xx	Workers' Compensation Insurance		11,243.00	1,309.48	1,309.48	11.6	9,933.52	
37xx	Retiree Benefits		2,391.00	1,332.40	1,332.40	55.7	1,058.84	
38xx	PERS Reduction		2,294.00	1,395.62	1,395.62	60.8	974.97	
39xx	Long Term Disability		494.00	37.76	37.76	7.6	456.24	
TOTAL: 3xxx			181,441.00	74,397.40	74,397.40	41.0	107,442.19	
44xx	Non-Capitalized Equipment		3,000.00	2,581.30	2,581.30	86.0	418.70	
45xx	Other Supplies : Non-Instructl		2,646.00	1,104.97	1,104.97	41.7	933.99	
TOTAL: 4xxx			5,646.00	3,686.27	3,686.27	65.2	933.99	
52xx	Travel and Conference		57,100.00	1,193.72	1,193.72	2.0	54,250.00	
53xx	Dues and Memberships		1,000.00	708.00	708.00	70.8	0.00	
57xx	District Services:Bus/Printing		1,000.00	1,123.83	1,123.83	100.0	123.83-	
58xx	Services & Operating Expend		13,000.00	28,865.00	28,865.00	100.0	0.00	
TOTAL: 5xxx			72,100.00	31,890.55	31,890.55	44.2	54,250.00	
TOTAL: 1xxx - 5xxx			1,389,215.00	572,171.15	572,171.15	41.1	830,477.25	
73xx	Transfer Indirect/Dir Support		46,752.00	0.00	0.00	.0	46,752.00	
TOTAL: 7xxx			46,752.00	0.00	0.00	.0	46,752.00	
TOTAL: 1xxx - 7xxx			1,435,967.00	572,171.15	572,171.15	39.8	877,229.25	
							13,433.40-	

68 CAPISTRANO UNIFIED SCHOOL DIST J3725

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund

(000-799)

RESOURCE:7393

Prof Dev. Blk Grnt AB825 (518)

SUMMARY BY OBJECT

WORKING BUDGET

EXPENDED/RECEIVED

CURRENT YEAR TO DATE

ENCUMBERED

UNENCUMBERED

BALANCE

FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund		(000-799)	RESOURCE:7394	Targ Instr Imp BG AB 825 (520)		
SUMMARY BY OBJECT		WORKING BUDGET	EXPENDED/RECEIVED		ENCUMBERED	UNENCUMBERED
			CURRENT	YEAR TO DATE	%	BALANCE
85xx	State Revenue: Misc	2,578,578.00	1,869,869.00	1,869,869.00	72.5	0.00
89xx	Other Finance Sources	2,552,579.00-	0.00	0.00	100.0	0.00
	TOTAL: 8xxx	25,999.00	1,869,869.00	1,869,869.00	100.0	0.00
79xx	General Reserve: EFB	25,999.00	0.00	0.00	.0	0.00
	TOTAL: 7xxx	25,999.00	0.00	0.00	.0	0.00
	TOTAL: 1xxx - 7xxx	25,999.00	0.00	0.00	.0	0.00
						25,999.00
						100.0

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND :01		General Fund		(000-799)		RESOURCE: 7395		Schl Libr Imp Block AB825 (522)	
SUMMARY BY OBJECT		WORKING BUDGET		EXPENDED/RECEIVED				UNENCUMBERED	
				CURRENT	YEAR TO DATE			ENCUMBERED	BALANCE
80xx	Revenue	695,090.00	695,090.06	695,090.06	100.0	0.00	0.06-		.0
85xx	State Revenue: Misc	3,479,124.00	2,783,299.00	2,783,299.00	79.9	0.00	695,825.00	20.0	
89xx	Other Finance Sources	748,012.00-	0.00	0.00	100.0	0.00	748,012.00-	0.0	
TOTAL: 8xxx		3,426,202.00	3,478,389.06	3,478,389.06	100.0	0.00	52,187.06-	.0	
11xx	Teachers' Salaries	173,679.00	69,816.88	69,816.88	40.1	107,104.25	3,242.13-		.0
13xx	Administration Salaries:Certif	406,134.00	246,768.34	246,768.34	60.7	159,365.66	0.00		.0
19xx	Other Certificated Salaries	131,870.00	46,672.45	46,672.45	35.3	85,347.55	150.00-		.0
TOTAL: 1xxx		711,683.00	363,257.67	363,257.67	51.0	351,817.46	3,392.13-		.0
21xx	Instructional Aides' Salaries	68,373.00	23,120.29	23,120.29	33.8	45,628.60	375.89-		.0
22xx	Classified Support Salaries	366,318.00	327,983.88	327,983.88	89.5	38,607.48	273.36-		.0
24xx	Clerical/Tech/Office Salaries	263,555.00	101,641.56	101,641.56	38.5	163,233.38	1,319.94-		.0
29xx	Other Classified Salaries	46,685.00	21,647.82	21,647.82	46.3	26,911.63	1,874.45-		.0
TOTAL: 2xxx		744,931.00	474,393.55	474,393.55	63.6	274,381.09	3,843.64-		.0
31xx	State Teachers' Retire System	58,580.00	29,460.75	29,460.75	50.2	29,903.35	784.10-		.0
32xx	Public Employees' Retire Systm	37,444.00	33,808.68	33,808.68	90.2	5,539.53	1,904.21-		.0
33xx	OASDI/Medicare/Alternative	53,146.00	24,184.68	24,184.68	45.5	30,635.05	1,673.73-		.0
34xx	Health & Welfare Benefits	62,734.00	30,813.50	30,813.50	49.1	32,229.20	308.70-		.0
35xx	State Unemployment Insurance	4,351.00	2,516.45	2,516.45	57.8	1,882.09	47.54-		.0
36xx	Workers' Compensation Insurance	3,346.00	1,897.57	1,897.57	56.7	2,105.94	657.51-		.0
37xx	Retiree Benefits	4,164.00	2,574.59	2,574.59	61.8	2,175.58	586.17-		.0
38xx	PERS Reduction	1,937.00	1,722.69	1,722.69	88.9	1,371.34	1,157.03-		.0
39xx	Long Term Disability	1,200.00	25.57	25.57	2.1	1,174.43	0.00		.0
TOTAL: 3xxx		226,902.00	127,004.48	127,004.48	55.9	107,016.51	7,118.99-		.0
41xx	Textbooks & Core Curr Mats	1,302.00	301.68	301.68	23.1	0.00	1,000.32	76.8	
42xx	Books & Reference Materials	500.00	0.00	0.00	.0	0.00	500.00	100.0	
43xx	Materials & Supplies:Instruct	1,387,434.00	57,204.84	57,204.84	4.1	35,359.44	1,294,869.72	93.3	
44xx	Non-Capitalized Equipment	118,000.00	94,915.57	94,915.57	80.4	11,478.55	11,605.88	9.8	
45xx	Other Supplies : Non-Instructl	7,000.00	31,203.77	31,203.77	100.0	6,961.77	31,165.54-	.0	
TOTAL: 4xxx		1,514,236.00	183,625.86	183,625.86	12.1	53,799.76	1,276,810.38	84.3	
52xx	Travel and Conference	26,580.00	12,967.78	12,967.78	48.7	7,532.50	6,079.72	22.8	
53xx	Dues and Memberships	5,500.00	1,483.00	1,483.00	26.9	0.00	4,017.00	73.0	
56xx	Rentals, Leases & Repairs	16,500.00	9,056.00	9,056.00	54.8	6,290.00	1,154.00	6.9	
57xx	District Services:Bus/Printing	24,463.00	14,898.29	14,898.29	60.9	0.00	9,564.71	39.0	
58xx	Services & Operating Expend	53,547.00	25,859.48	25,859.48	48.2	25,342.60	2,344.92	4.3	
59xx	Communications	1,000.00	857.78	857.78	85.7	0.00	142.22	14.2	

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:7395	Schl Libr Imp Block AB825 (522)
SUMMARY BY OBJECT					

		WORKING BUDGET	EXPENDED/RECEIVED		UNENCUMBERED
			CURRENT	YEAR TO DATE	BALANCE
		127,590.00	65,122.33	65,122.33	23,302.57
		18.2			
		3,325,342.00	1,213,403.89	1,213,403.89	1,285,758.19
		38.6			
73xx		100,860.00	0.00	0.00	0.00
		0.0			
		100,860.00	0.00	0.00	0.00
		0.0			
		3,426,202.00	1,213,403.89	1,213,403.89	1,285,758.19
		37.5			
		TOTAL: 1xxx - 5xxx			
		TOTAL: 7xxx			
		TOTAL: 1xxx - 7xxx			

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:7396	Disc Block Grnt-Schools	(544)
SUMMARY BY OBJECT						
		WORKING BUDGET	EXPENDED/RECEIVED CURRENT YEAR TO DATE		ENCUMBERED	UNENCUMBERED BALANCE
				\$		\$
80xx	Revenue	1,375,156.00	1,375,156.07	100.0	0.00	0.07-
89xx	Other Finance Sources	816,263.00-	0.00	100.0	0.00	816,263.00-
	TOTAL: 8xxx	558,893.00	1,375,156.07	100.0	0.00	816,263.07-
11xx	Teachers' Salaries	7,490.00	4,700.00	62.7	3,420.00	630.00-
19xx	Other Certificated Salaries	6,150.00	37,417.40-	.0	43,567.40	0.00 100.0
	TOTAL: 1xxx	13,640.00	32,717.40-	239.8	46,987.40	630.00-
31xx	State Teachers' Retire System	1,117.00	2,706.59-	242.3	3,860.73	37.14-
33xx	OASDI/Medicare/Alternative	196.00	97.54	49.7	106.17	7.71-
35xx	State Unemployment Insurance	40.00	0.39	.9	40.96	1.35-
36xx	Workers' Compensation Insurance	22.00	347.97-	581.6	375.72	5.75-
37xx	Retiree Benefits	22.00	10.62-	48.2	33.60	0.98-
	TOTAL: 3xxx	1,397.00	2,967.25-	212.4	4,417.18	52.93-
43xx	Materials & Supplies:Instruct	41,931.00	19,234.89	45.8	16,387.09	6,309.02
44xx	Non-Capitalized Equipment	409,061.00	148,879.94	36.3	14,972.95	245,208.11
45xx	Other Supplies : Non-Instructl	8,500.00	3,722.37	43.7	715.68	4,061.95
	TOTAL: 4xxx	459,492.00	171,837.20	37.3	32,075.72	255,579.08
52xx	Travel and Conference	4,293.00	4,190.00	97.6	0.00	103.00
56xx	Rentals, Leases & Repairs	63,591.00	47,082.84	74.0	48,802.70	32,294.54-
57xx	District Services:Bus/Printing	1,380.00	1,357.48	98.3	0.00	22.52
58xx	Services & Operating Expend	15,100.00	7,070.50	46.8	2,100.00	5,929.50
	TOTAL: 5xxx	84,364.00	59,700.82	70.7	50,902.70	26,239.52-
	TOTAL: 1xxx - 5xxx	558,893.00	195,853.37	35.0	134,383.00	228,656.63
						40.9

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	:01	General Fund	(000-799)	RESOURCE:7398	Instr.-Lib Matl & EdTech (548)
SUMMARY BY OBJECT					
80xx	Revenue	284,521.00	284,520.95	284,520.95	99.9
89xx	Other Finance Sources	184,521.00-	0.00	0.00	100.0
	TOTAL: 8xxx	100,000.00	284,520.95	284,520.95	100.0
44xx	Non-Capitalized Equipment	11,445.00	26,225.83	26,225.83	100.0
45xx	Other Supplies : Non-Instructl	50,000.00	33,630.00	33,630.00	67.2
	TOTAL: 4xxx	61,445.00	59,855.83	59,855.83	97.4
56xx	Rentals, Leases & Repairs	30,000.00	13,078.56	13,078.56	43.5
57xx	District Services:Bus/Printing	0.00	688.00	688.00	100.0
	TOTAL: 5xxx	30,000.00	13,766.56	13,766.56	45.8
	TOTAL: 1xxx - 5xxx	91,445.00	73,622.39	73,622.39	80.5
73xx	Transfer Indirect/Dir Support	8,555.00	0.00	0.00	.0
	TOTAL: 7xxx	8,555.00	0.00	0.00	.0
	TOTAL: 1xxx - 7xxx	100,000.00	73,622.39	73,622.39	73.6

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND :01 General Fund

(000-799)

Summary

SUMMARY BY OBJECT	WORKING BUDGET	EXPENDED/RECEIVED		%	ENCUMBERED	UNENCUMBERED BALANCE	%
		CURRENT	YEAR TO DATE				
TOTAL INCOME (8000 - 8999)	20,680,373.00	21,460,413.09	21,460,413.09	100.0	0.00	780,040.09	.0
TOTAL: 1xxx - 5xxx	17,594,457.00	7,743,327.00	7,743,327.00	44.0	6,805,866.29	3,045,263.71	17.3
TOTAL: 1xxx - 6xxx	17,594,457.00	7,743,327.00	7,743,327.00	44.0	6,805,866.29	3,045,263.71	17.3
TOTAL: 1xxx - 7xxx	20,680,373.00	7,743,484.95	7,743,484.95	37.4	7,303,750.29	5,633,137.76	27.2
TOTAL EXPENSES (1000 - 7999)	20,680,373.00	7,743,484.95	7,743,484.95	37.4	7,303,750.29	5,633,137.76	27.2

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

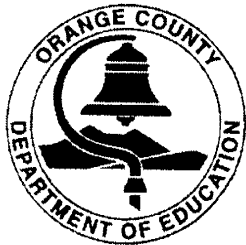
FUND	:11	Adult Education	(8xx)	RESOURCE:7396	Disc Block Grnt-Schools	(544)
SUMMARY BY OBJECT						
80xx		Revenue		EXPENDED/RECEIVED	UNENCUMBERED	%
		WORKING BUDGET	CURRENT	YEAR TO DATE	ENCUMBERED	BALANCE
		8,789.00	8,789.33	8,789.33	0.00	0.33-
TOTAL: 8xxx		8,789.00	8,789.33	8,789.33	0.00	0.33-
43xx		Materials & Supplies:Instruct		0.00	0.00	8,789.00
		8,789.00	0.00	0.00	0.00	8,789.00
TOTAL: 4xxx		8,789.00	0.00	0.00	0.00	8,789.00
TOTAL: 1xxx - 5xxx		8,789.00	0.00	0.00	0.00	8,789.00

BUDGET REPORT

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FROM 07/01/2008 TO 06/30/2009

FUND	:11	Adult Education	(8xx)	Summary					
SUMMARY BY OBJECT				WORKING BUDGET	EXPENDED/RECEIVED CURRENT YEAR TO DATE	%	ENCUMBERED	UNENCUMBERED BALANCE	%
TOTAL INCOME (8000 - 8999)				8,789.00	8,789.33	100.0	0.00	0.33-	.0
TOTAL: lxxx - 5xxx				8,789.00	0.00	.0	0.00	8,789.00	100.0
TOTAL: lxxx - 6xxx				8,789.00	0.00	.0	0.00	8,789.00	100.0
TOTAL: lxxx - 7xxx				8,789.00	0.00	.0	0.00	8,789.00	100.0
TOTAL EXPENSES (1000 - 7999)				8,789.00	0.00	.0	0.00	8,789.00	100.0



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DEPARTMENT
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County Superintendent
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LYNN APRIL HARTLINE
Deputy Superintendent

JOHN L. NELSON
Associate Superintendent

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January 26, 2009

To: Assistant Superintendents, Business Services
Directors, Business Services
ROC/Ps

From: Wendy Benkert, Ed.D., Assistant Superintendent
Business Services

Subject: **Governor's January 2009 Proposal and FY 2008-09
Second Interims**

Since May 2008, County Office Chief Business Officials have been working with various statewide agencies to craft common messages and advice to school districts on assumptions for budget and interim reports. Attached are points of agreement among the county offices that are being used as advice to school districts for developing the 2008-09 Second Interim Reports, multi-year projections for 2009-10 and 2010-11, and the Budget for 2009-10. School Services' Financial Projection Dartboard is also included for your reference. In an effort to solve a \$41.7 Billion deficit, the Governor's January proposal has significant budget reductions to education in the current and next fiscal year. Although the Governor's January proposal is the beginning of a long process culminating in a final budget adopted by the Legislature, and despite significant disparities between the Governor's January proposal and prior proposals from the Legislature, the Governor's proposal is the only written proposal available and thus our advice is based on this proposal.

If you have any concerns or questions regarding this information, please contact me at (714) 966-4229.

cc: Superintendents
Jean Buckley, Tamalpais Advisors Inc.
Dari Barzel, Moody's Investors Services

Attachment

CCSESA BASC DISTRICT FISCAL OVERSIGHT COMMON MESSAGE TALKING POINTS

2008-09 Second Interims
January 26, 2009

BACKGROUND

In May 2008, BASC (CCSESA's County Office CBO subcommittee) initiated the practice of developing common talking points for county offices to use as we prepare to advise districts on assumptions for budget and interim reports. This update reflects the Governor's 2009-10 Budget Proposal. In an effort to solve a \$41.7 billion deficit, this proposal has significant provisions that impact both the current 2008-09 fiscal year as well as the 2009-10 budget year. For K-12 education, this translates into cuts of approximately \$6.3 billion. The Governor's proposal reflects the beginning of a long process culminating in a final budget adopted by the Legislature and signed by the Governor. Currently, there is little consensus between the Governor and the Legislature relative to what actions will be necessary to balance the Budget. There may be many changes prior to a signed budget. We will update this message as major events occur. At present, the Governor's Budget proposal is the only written proposal available and thus our advice is based on this proposal.

We recognize that review and approval of budgets and interim reports requires analysis that involves many factors, including the State Board of Education's adopted Criteria and Standards and the FCMAT Predictors of School Agencies Needing Intervention. While recognizing and acknowledging the unique individual school district circumstances that will influence budget and financial review, we strongly recommend that the following guidelines be used by school districts as they develop their 2008-09 Second Interim Reports including multi-year projections for 2009-10 and 2010-11, as well as their 2009-10 Budget.

REVENUE LIMIT, SPECIAL EDUCATION AND CATEGORICAL PROGRAM COLAs

These are extraordinary times for school finance given the state budget structural deficit, the weak economy, the instability of financial markets, the increase in unemployment, a history of unfunded or partially funded cost of living adjustments (COLAs) in prior years, and other factors such as past and potential future mid-year cuts to funding. In recognition of these pressures on school funding, we recommend that school districts use the School Services of California (SSC) Financial Projection Dashboard in development of their 2008-09 Second Interim Report, their multi-year

projections and their 2009-10 Budget for both the revenue limits and categorical programs. The SSC dashboard has footnoted and addressed any differences in recommended COLAs for special education or categorical funds.

CATEGORICAL PROGRAM FLEXIBILITY

The Governor's Proposal makes mid-year cuts to the revenue limit and provides flexibility to help lessen the impact of those cuts. This approach differs from that of the stated approach by the Legislature. The Legislature would apply reductions to specific programs and not allow the same level of flexibility as the Governor. There will be significant debate over flexibility provisions prior to any agreement. It is difficult to project with any accuracy those flexibility provisions that will survive the debate. We are concerned about the flexibility proposals initiated by the Governor and would caution school districts about the inclusion of many of those in the 2008-09 Second Interim Report and the 2009-10 Budget. Our office has significant concerns about utilizing the Governor's proposed flexibility, especially in the areas of Class Size Reduction (CSR), Economic Impact Aid (EIA), Adult Education, Regional Occupational Programs (ROP), and Special Education. If districts elect to utilize the flexibility proposals, they must provide an alternate set of assumptions detailing the additional expenditure reductions that would be implemented if categorical program flexibility does not materialize. We believe that a more prudent approach would be to build the Second Interim projections assuming the most conservative scenario which could be no flexibility, or targeted cuts to the categorical programs as proposed by the Legislature in SBX1 4. District boards could consider adopting a list showing program restorations that would be made if any proposed flexibility option is approved.

It is more likely that the suspension of the Deferred Maintenance match requirement and the reduction of the Routine Restricted Maintenance Account (RRMA) set-aside requirement from 3% to 1% will survive. However, these are only for two years and would need to be restored in the third year.

It is our understanding that programs generated by initiatives and legal settlements such as After School Education and Safety (ASES), Quality Education Investment Act (QEIA), Valenzuela, and Williams will not be included in any final flexibility provisions.

RESERVE FOR ECONOMIC UNCERTAINTIES

In the Governor's Proposal, the minimum required levels for the reserve for economic uncertainties would be reduced by half. This would be effective for two years and would have to be restored in 2010-11. We would caution school districts on taking advantage of this reduction. We believe that the current percentages established in the Criteria and Standards for reserves are the BARE minimum. In these times of great economic and budgetary uncertainty, school districts need reserves that are greater than the minimum. Of particular concern is the use of one time reserve dollars for ongoing expenditures, as this may only compound financial problems when districts must both support the expenditures from ongoing revenues and restore one-time funds utilized from reserves.

BUDGET REDUCTIONS

School districts must be proactive and develop alternative expenditure reduction plans to meet the amount of flexibility options that have been incorporated in their 2008-09 Second Interim Report and their 2009-10 Budget. If school districts elect to utilize the flexibility proposals, they must provide an alternate set of assumptions detailing the additional expenditure reductions that would be implemented if categorical program flexibility does not materialize.

In light of the additional reductions included in the Governor's January Proposal, districts are required to submit detailed Board approved budget reduction plans for fiscal years 2008-09 and 2009-10. Board recognition of the total dollar amount of budget reductions for fiscal year 2010-11 will be sufficient.

NEGOTIATIONS

It is unlikely that any statutory deadlines will be extended. Therefore, school districts must adhere to the current deadlines and provide the necessary statutory employment notices that provide them with the most flexibility to deal with the final results of the Governor/ Legislative debates. Once those statutory dates have passed, the school district is limited in its options for expenditure reductions needed to meet the requirements of the final signed State budget. Programs and staff can always be re-instated once the final budget is enacted.

For the current and future years, school districts may want to consider delaying settlement of negotiations until after the 2009-10 Budget is adopted so that we know what the funding will be and the level of flexibility options available. We recognize that each school district's situation is unique; however, it is recommended that long term commitments not be made at this time. School districts may need to re-open contract language to implement some of the flexibility options. If considering a

multi-year contract, school districts need to be very flexible and have appropriate contingency language, such as basing compensation increases on “funded COLA” or “effective COLA”. Also recognize that there may be different COLAs and deficits for revenue limits versus categorical programs and this should be considered during negotiations.

The Governor is proposing rescinding the .68% COLA for 2008-09. If a negotiated agreement called for increasing the salary schedule by a funded COLA, it is suggested that you delay implementation of any increase until the final funded COLA is determined. In the event that the salary schedule has already been increased, you may want to review alternate plans with your legal counsel.

CASH MANAGEMENT

Increased emphasis must be put on cash flow analysis and monitoring, and the impact of reduced or late apportionments for this year and possibly future years. We must be proactive, not reactive. AB 1781 (Budget Act) defers apportionment payments from February to April 2009, impacting cash flow. The Governor’s current proposal would defer the April apportionment to July. These could become permanent deferrals implemented to address the State’s fiscal crisis. School districts should closely monitor their cash flow and be prepared to review options for borrowing.

In the section “RESERVE FOR ECONOMIC UNCERTAINTIES”, the importance of appropriate reserves was discussed. The cash management challenges make it even more imperative that we consider reserve levels greater than the minimums required under the Criteria and Standards. The reserves may be especially critical now to meet cash flow needs that guarantee our ability to provide adequate cash to meet payrolls and other obligations.

SUMMARY

These are very extraordinary economic times and it is difficult to gauge the future. It is important that school districts be proactive through developing contingency plans that allow the most flexibility possible. We recommend and strongly encourage districts to use these guidelines in the development of 2008-09 Second Interim Reports and associated multi-year projections as well as the development of the 2009-10 Budget.

"American Recovery and Reinvestment Act of 2009"

Orange County School Districts

	2009				2010			
	Title I-A Increase	Construction	IDEA Increase	Total	Title I-A Increase	IDEA Increase	Total	Total Two-Year Increase
ANAHEIM ELEMENTARY	\$ 2,486,200	\$ 7,581,000	\$ 2,690,300	\$ 12,757,500	\$ 2,486,200	\$ 3,086,400	\$ 5,572,600	\$ 18,330,100
ANAHEIM UNION HIGH	\$ 1,865,700	\$ 5,624,300	\$ 2,904,900	\$ 10,394,900	\$ 1,865,700	\$ 3,332,700	\$ 5,198,400	\$ 15,593,300
BREA-OLINDA UNIFIED	\$ 98,200	\$ 387,200	\$ 569,500	\$ 1,054,900	\$ 98,200	\$ 653,400	\$ 751,600	\$ 1,806,500
BUENA PARK ELEMENTARY	\$ 354,800	\$ 1,414,200	\$ 707,400	\$ 2,476,500	\$ 354,800	\$ 811,600	\$ 1,166,400	\$ 3,642,800
CAPITRANO UNIFIED	\$ 1,168,300	\$ 3,288,300	\$ 5,014,400	\$ 9,471,100	\$ 1,168,300	\$ 5,752,900	\$ 6,921,200	\$ 16,392,200
CENTRALIA ELEMENTARY	\$ 157,000	\$ 610,100	\$ 616,500	\$ 1,383,600	\$ 157,000	\$ 707,300	\$ 864,300	\$ 2,247,900
CYPRESS ELEMENTARY	\$ 98,400	\$ 321,800	\$ 464,100	\$ 864,700	\$ 98,400	\$ 532,400	\$ 630,800	\$ 1,475,900
FOUNTAIN VALLEY ELEMENTARY	\$ 98,400	\$ 338,100	\$ 639,700	\$ 1,076,300	\$ 98,400	\$ 733,900	\$ 832,300	\$ 1,908,600
FULLERTON ELEMENTARY	\$ 568,500	\$ 1,851,700	\$ 1,426,100	\$ 3,846,300	\$ 568,500	\$ 1,636,100	\$ 2,204,600	\$ 6,050,900
FULLERTON JOINT UNION HIGH	\$ 430,600	\$ 1,390,000	\$ 1,104,600	\$ 2,925,300	\$ 430,600	\$ 1,267,300	\$ 1,697,900	\$ 4,623,200
GARDEN GROVE UNIFIED	\$ 4,556,400	\$ 13,825,800	\$ 5,334,400	\$ 23,716,600	\$ 4,556,400	\$ 6,120,000	\$ 10,676,400	\$ 34,393,000
HUNTINGTON BEACH CITY ELEMENTARY	\$ 124,800	\$ 461,800	\$ 767,000	\$ 1,353,700	\$ 124,800	\$ 880,000	\$ 1,004,800	\$ 2,358,400
HUNTINGTON BEACH UNION HIGH	\$ 460,700	\$ 1,359,700	\$ 1,264,900	\$ 3,085,200	\$ 460,700	\$ 1,451,100	\$ 1,911,800	\$ 4,997,000
IRVINE UNIFIED	\$ 489,600	\$ 1,464,000	\$ 2,262,000	\$ 4,215,600	\$ 489,600	\$ 2,595,100	\$ 3,084,700	\$ 7,300,300
LA HABRA CITY ELEMENTARY	\$ 450,200	\$ 1,760,500	\$ 754,600	\$ 2,965,300	\$ 450,200	\$ 865,700	\$ 1,315,900	\$ 4,281,200
LAGUNA BEACH UNIFIED	\$ 55,800	\$ 191,700	\$ 304,100	\$ 551,600	\$ 55,800	\$ 348,900	\$ 404,700	\$ 956,300
LOS ALAMITOS UNIFIED	\$ -	\$ 179,600	\$ 662,100	\$ 841,600	\$ -	\$ 759,600	\$ 759,600	\$ 1,601,200
MAGNOLIA ELEMENTARY	\$ 536,100	\$ 2,055,200	\$ 787,600	\$ 3,378,900	\$ 536,100	\$ 903,600	\$ 1,439,700	\$ 4,818,700
NEWPORT-MESA UNIFIED	\$ 1,055,200	\$ 3,034,800	\$ 2,492,800	\$ 6,582,800	\$ 1,055,200	\$ 2,859,900	\$ 3,915,100	\$ 10,497,900
OCEAN VIEW ELEMENTARY	\$ 366,800	\$ 1,237,300	\$ 1,081,300	\$ 2,685,400	\$ 366,800	\$ 1,240,600	\$ 1,607,400	\$ 4,292,800
ORANGE UNIFIED	\$ 1,428,900	\$ 3,902,800	\$ 3,684,700	\$ 9,016,500	\$ 1,428,900	\$ 4,227,300	\$ 5,656,200	\$ 14,672,700
PLACENTIA-YORBA LINDA UNIFIED	\$ 722,500	\$ 2,276,100	\$ 2,772,600	\$ 5,771,200	\$ 722,500	\$ 3,180,900	\$ 3,903,400	\$ 9,674,600
SADDLEBACK VALLEY UNIFIED	\$ -	\$ 1,133,400	\$ 3,498,300	\$ 4,631,700	\$ -	\$ 4,013,400	\$ 4,013,400	\$ 8,645,100
SANTA ANA UNIFIED	\$ 7,589,500	\$ 19,671,800	\$ 6,318,900	\$ 33,580,200	\$ 7,589,500	\$ 7,249,400	\$ 14,838,900	\$ 48,419,200
SAVANNA ELEMENTARY	\$ 98,400	\$ 475,800	\$ 313,600	\$ 887,800	\$ 98,400	\$ 359,800	\$ 458,100	\$ 1,345,900
TUSTIN UNIFIED	\$ 564,600	\$ 1,833,200	\$ 1,795,500	\$ 4,193,200	\$ 564,600	\$ 2,059,900	\$ 2,624,500	\$ 6,817,700
WESTMINSTER ELEMENTARY	\$ 765,400	\$ 3,009,100	\$ 1,204,500	\$ 4,979,100	\$ 765,400	\$ 1,381,900	\$ 2,147,300	\$ 7,126,400
Orange County Total	\$ 26,571,400	\$ 80,679,300	\$ 51,436,400	\$ 158,687,500	\$ 26,571,400	\$ 59,011,100	\$ 85,582,400	\$ 244,269,800
IDEA 2 year total for Orange County School Districts	\$ 110,447,500							

Source: <http://edlabor.house.gov/selected-allocations-for-school-districts-under-the-american-recovery-and-reinvestment-bill/index.shtml>

Board Budget Direction

- Plan for worst-case scenario
- Protect the classroom (teachers & supplies)
- Preserve class size
- No layoffs
- Operate District like a corporation
- Zero-based budget/Line-by-line budget review
- Department head review/presentation
- Engage a Blue Ribbon budget committee
- More transparency/easier access to information

**Examples of Capistrano Unified School District Budget Cuts
Incurred in the Last Three Years**

2006-07 and 2007-08

Reduced District-Level Administrators	\$ 1,633,882	
Reduced District-Level Support Staff	\$ 1,921,643	
Reduced Consulting/Travel/Supply Budgets	\$ 434,611	
Increased Use of Facilities Fees	\$ 120,000	
Fund expenditures from Categorical Programs	\$ 752,390	
Reduced Maintenance and Grounds Staff	\$ 374,178	
Reduced Temporary Teacher Contracts	\$ 200,000	
Reduced Resident Substitutes	\$ 166,623	
College & Career Planning Ctr	\$ 282,650	
Eliminated Resource Teacher Positions	\$ 38,200	
Reduced Site-Level Administrators	\$ 984,301	
Reduced School Site Support Staff	\$ 330,000	
Tighten Teacher Staffing Allocations	\$ 1,430,000	
Reduced Special Ed. Teachers	\$ 520,000	
Reduced Transportation Dept. Staff/Route Change	\$ 486,000	
Closed Foxborough Elementary	\$ 230,414	
Reduced Legal Fees	\$ 650,000	
Total 2007/08		\$ 10,554,892

2008-09

Recapture Insurance Fund Reserves	\$ 2,500,000	
Lease Revenues from Building "C"	\$ 900,000	
Expenditure Shifts	\$ 250,000	
Utilize Categorical Flexibility	\$ 2,900,000	
Reduce Division Operating Costs	\$ 1,400,000	
Reduce Other Instructional Support	\$ 3,291,000	
Minimize Home to School Transportation	\$ 3,400,000	
Reduce M&O Services	\$ 520,000	
Reduce Groundskeeping Services	\$ 1,257,000	
Reduce District-Level Classified Support	\$ 802,500	
Reduce District-Level Administrators	\$ 3,260,000	
Total 2008/09		\$ 20,480,500
Two-year total		<u><u>\$ 31,035,392</u></u>

2007-08 Budget Savings from Elimination of District-Site Administrators

Title	Last Name	Base Salary	Total Cost with Benefits and Stipends	FTE
<u>Eliminated Positions:</u>				
Administrative Staff Assistant	Gorgen	\$ 60,064	\$ 83,565	1.00
Assistant Superintendent, District Operations	Williams	\$ 152,928	\$ 183,404	1.00
Assistant to the Superintendent	McIntyre	\$ 97,632	\$ 129,394	1.00
Chief Compliance Officer	Bristow	\$ 152,838	\$ 182,638	1.00
Coordinator, Special Education	McNamara	\$ 89,042	\$ 109,147	1.00
Deputy Supt, Administration	Doomey	\$ 156,450	\$ 184,987	1.00
Deputy Supt, Support Services	Crawford	\$ 156,450	\$ 201,146	1.00
Director I, Budget	C Brown	\$ 105,717	\$ 139,257	1.00
Director I, College Guidance Services	D Horowitz	\$ 95,889	\$ 129,464	1.00
Director I, Library Services	Richardson	\$ 111,003	\$ 133,529	1.00
Director VI, Intervention Programs	Reid	\$ 128,729	\$ 155,206	1.00
Director VI, Student Services	J Horowitz	\$ 128,729	\$ 157,316	1.00
Exec. Director Community Outreach	Benham	\$ 110,836	\$ 135,475	0.80
Executive Secretary, Admin. Services	Buschen	\$ 69,614	\$ 95,215	1.00
High Schl Assistant Principals		\$ 317,529	\$ 383,400	3.00
High Schl Classified Asst. Principals	Messenger, Lopez	\$ 135,805	\$ 190,280	2.00
Human Resource Specialist-Insurance	Tkach	\$ 69,531	\$ 95,114	1.00
Learning Support Specialists		\$ 89,042	\$ 109,147	1.00
Manager II, Student Accounting	Vesque	\$ 71,297	\$ 97,268	1.00
Manager III, Fiscal Accounting	Dutton	\$ 82,585	\$ 111,038	1.00
Manager IV, Teacher Support Services	Thompson	\$ 95,660	\$ 118,604	1.00
Middle Schl Assistant Principals		\$ 93,551	\$ 114,153	1.00
Middle Schl Classified Asst. Principals	Maresca	\$ 61,444	\$ 85,765	1.00
Operations Manager III	Camacho	\$ 82,585	\$ 111,038	1.00
Secretary to the Superintendent	Wall	\$ 69,656	\$ 95,266	1.00
Supervisor II, Child Welfare and Attendance	Weideman	\$ 58,447	\$ 81,592	1.00
Supervisor III, Transportation Support	Lively	\$ 57,090	\$ 79,937	1.00
Supervisor IV, Vehicle Maintenance Spec.	Grna	\$ 71,171	\$ 97,115	1.00
		\$ 2,971,314	\$ 3,789,463	30.80
<u>Restructured/Added Positions:</u>				
Administrative Asst. Education Services	McIntyre	\$ 91,050	\$ 121,365	1.00
Deputy Superintendent Business & Support Serv.	Lebs	\$ 175,000	\$ 228,167	1.00
Deputy Superintendent, Education	Smith	\$ 175,000	\$ 208,575	1.00
Director IV, Pupil Services	Reid	\$ 116,692	\$ 139,844	1.00
Executive Director I, Assessment and Eval.	Benham	\$ 103,909	\$ 125,293	0.75
Executive Director II, Middle School Operations	O'Donovan	\$ 132,028	\$ 159,535	1.00
Legal Counsel	Open	\$ 175,000	\$ 225,971	1.00
		\$ 968,679	\$ 1,208,751	6.75
<u>Net Savings</u>				
		\$ 2,002,635	\$ 2,580,712	24.05

*** Note: Total Costs with Benefits includes the base salary, statutory benefits (11% for certificated and 22% for classified), health and welfare benefits (average \$10,293), and mileage stipends

2008-09 Budget Savings from Elimination of District-Level Administrators

Title	Last Name	Base Salary	Total Cost with Benefits and Stipends	FTE
<u>Eliminated Positions:</u>				
Administrative Asst., Education Services	McIntyre	\$ 91,050	\$ 123,907	1.00
Assistant Superintendent, Elementary Ed.	Anderson	\$ 134,744	\$ 165,764	1.00
Chief Financial Officer	Hahn	\$ 138,629	\$ 183,055	1.00
Director I, Food and Nutrition	Davey, Sangster	\$ 216,720	\$ 288,296	2.00
Director I, Music	Scholl	\$ 105,717	\$ 139,347	1.00
Director IV, Intervention Support	Glover	\$ 111,135	\$ 142,339	1.00
Director IV, Testing and Research	Manchik	\$ 111,135	\$ 142,339	1.00
Director VI, English Language Development	Campbell	\$ 122,599	\$ 150,915	1.00
Executive Director I, Elementary Special Ed.	Shades	\$ 138,545	\$ 169,325	1.00
Executive Director I, Elementary Support	Dykes	\$ 131,948	\$ 161,958	1.00
Executive Director I, Facilities Planning	Lohman	\$ 125,665	\$ 154,994	1.00
Executive Director I, Personnel Services	Moe	\$ 145,472	\$ 193,435	1.00
Executive Director I, Secondary Support	Levens	\$ 145,472	\$ 177,033	1.00
Executive Director I, State & Federal Programs	Nelson	\$ 105,558	\$ 129,588	0.80
Executive Director II, Facilities Services	Dixon	\$ 145,560	\$ 197,947	1.00
Executive Director II, Middle Schl Support	O'Donovan	\$ 138,629	\$ 169,419	1.00
Graphics Information Specialist	Thacker	\$ 73,139	\$ 101,990	1.00
Human Resource Specialist	Friesz	\$ 60,064	\$ 85,992	1.00
Manager I, Graphic Arts	Nestor	\$ 76,689	\$ 106,334	1.00
Manager I, Warehouse	Clayton	\$ 76,689	\$ 106,334	1.00
Manager II, Facilities Support	Sendzik	\$ 90,995	\$ 123,839	1.00
Manager III, Mechanical Trades	Open	\$ 74,907	\$ 102,387	1.00
Manager III, Safety and Student Services	Jindra	\$ 78,652	\$ 110,755	1.00
Manager IV, Student Systems	Berridge	\$ 100,565	\$ 133,689	1.00
Principal on Special Assignment	Ervais	\$ 61,051	\$ 75,515	0.50
Program Specialist	Artinger, Fox, Tinc	\$ 295,224	\$ 365,187	3.00
Supervisor II, Food Services Operations	Boyd	\$ 58,447	\$ 84,013	1.00
Supervisor III, Transportation Operations	Huber, Brown	\$ 125,884	\$ 179,126	2.00
Supervisor III, Transportation Support	Soto	\$ 69,393	\$ 97,407	1.00
			\$ 4,362,229	32.30
<u>Restructured/Added Positions:</u>				
Director II, Food Services	Davey	\$ 108,359	\$ 143,198	1.00
Director IV, Information Services	Open	\$ 105,843	\$ 140,128	1.00
Executive Director I, Fiscal Services	Open	\$ 113,982	\$ 150,058	1.00
Executive Director II, Elementary Support	Feldt, Watkins	\$ 270,657	\$ 327,757	2.00
Manager III, Warehouse and Graphics	Nestor	\$ 82,585	\$ 111,754	1.00
			\$ 872,895	6.00
<u>Net Savings</u>			\$ 3,489,334	26.30

*** Note: Total Costs with Benefits includes the base salary, statutory benefits (11% for certificated and 22% for classified), health and welfare benefits (average \$12,496), and mileage stipends

Classified Reductions - 2008/09	FTE Reductions
<u>Non Administrator Cuts</u>	
Reduce Home-to-School Transportation	52.0
Reduce Other Instructional Services/Programs	23.0
Reduce Groundskeeping Services	22.0
Reduce District-Level Classified Support to sites	12.0
Reduce M&O Services	7.0
<u>Total FTE reduction</u>	116.0

2009 SSC School District and County Office Financial Projection Dartboard Governor's Budget Proposal

This version of SSC's Financial Projection Dartboard is based on the Governor's Budget Proposal on January 9, 2009. We have updated the COLA, CPI, and ten-year T-bill factors per the latest economic forecasts, and this resulted in changes to virtually every factor for 2008-09 and thereafter. We rely on various state agencies and outside sources in developing these factors, but we assume responsibility for them with the understanding that they are, at best, general guidelines.

Factor	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14
Statutory COLA (use for K-12 and COE Revenue Limits)	5.66%	5.02%	0.50%	2.00%	2.50%	3.00%
Revenue Limit Deficits:						
Eliminates COLA	0.94643	0.90117	0.90117	0.90117	0.90117	0.90117
Further RL Cut	0.95433	0.93030	0.93030	0.93030	0.93030	0.93030
Total Deficit %	9.685%	16.161%	16.161%	16.161%	16.161%	16.161%
Net Revenue Limit Change: K-12	-4.57%	-2.52%	0.50%	2.00%	2.50%	3.00%
Special Education COLA (on state and local share only) ¹	0.00%	0.00%	0.50%	2.00%	2.50%	3.00%
State Categorical COLA (including adult education and ROC/P) ¹	0.00%	0.00%	0.50%	2.00%	2.50%	3.00%
California CPI	2.90%	1.70%	2.70%	2.90%	3.10%	3.20%
California Lottery ^{2,3}	Base	\$109.50	\$109.50	\$109.50	\$109.50	\$109.50
	Prop 20	\$11.50	\$11.50	\$11.50	\$11.50	\$11.50
Interest Rate for Ten-Year Treasuries	3.33%	3.55%	4.44%	4.80%	4.90%	5.00%

ESTIMATED STATEWIDE AVERAGE BASE REVENUE LIMITS PER ADA "UNDEFICITED"			
Year	Elementary	High School	Unified
2008-09 Statewide Average (est.)	\$5,882	\$7,069	\$6,150
2009-10 Inflation Increase @ 5.02% COLA	\$295	\$355	\$309
2009-10 Statewide Average (est.)	\$6,177	\$7,424	\$6,459

2009-10 ESTIMATED CHARTER SCHOOL RATES				
	K-3	4-6	7-8	9-12
General Purpose Block Grant (will change at each apportionment)	\$5,360	\$5,440	\$5,596	\$6,493
Categorical Block Grant (est.) ⁴	\$500	\$500	\$500	\$500
Total	\$5,860	\$5,940	\$6,096	\$6,993

¹ Based on prior State Budgets, when the revenue limit receives a deficated COLA, the COLAs on special education and other categorical programs are no higher than the deficated COLA and are often lower.

² The forecast for Lottery funding per ADA includes both base (unrestricted) funding and the amount restricted by Proposition 20 (2000) for instructional materials.

³ If securitization of the Lottery is passed by the voters, the years of 2009-10 through 2013-14 will no longer be based on Lottery sales.

⁴ The charter school categorical block grant rates provided by the Department of Finance shown do not include Economic Impact Aid funding, which is provided separately.

	2008-2009 Restricted 1st Interim	2008-2009 Unrestricted 1st Interim	2008-2009 Combined 1st Interim
8000 Revenue	18,049,602	295,136,194	313,185,796
8100 Federal Revenue:Spec Ed	8,083,457	-	8,083,457
8200 Federal Revenue : Misc	12,251,116	839,169	13,090,285
8300 State Revenue : Apportionments	34,794,700	1,533,913	36,328,613
8400 State Revenue:Class Size Reduc	-	14,191,600	14,191,600
8500 State Revenue: Misc	20,532,505	6,591,688	27,124,193
8600 Other Local Revenue	1,055,880	8,139,873	9,195,753
8700 Other Local Revenue:Trnsfrs In	50,000	288,218	338,218
8900 Other Finance Sources	44,915,941	(37,715,941)	7,200,000
TOTAL: 8xxx	139,733,201	289,004,714	428,737,915
1100 Teachers' Salaries	27,224,468	157,990,125	185,214,593
1200 Pupil Support Salaries	5,566,514	2,577,471	8,143,985
1300 Administration Salaries:Certif	3,032,851	12,371,646	15,404,497
1900 Other Certificated Salaries	2,094,172	240,514	2,334,686
TOTAL: 1xxx	37,918,005	173,179,756	211,097,761
2100 Instructional Aides' Salaries	12,250,652	822,768	13,073,420
2200 Classified Support Salaries	13,370,453	11,274,090	24,644,543
2300 Administration Sal:Classified	1,157,623	2,389,429	3,547,052
2400 Clerical/Tech/Office Salaries	2,207,853	12,471,811	14,679,664
2900 Other Classified Salaries	1,285,765	2,275,760	3,561,525
TOTAL: 2xxx	30,272,346	29,233,858	59,506,204
3100 State Teachers' Retire System	3,112,528	14,348,809	17,461,337
3200 Public Employees' Retire Systm	2,274,640	2,413,448	4,688,088
3300 OASDI/Medicare/Alternative	2,829,001	4,269,487	7,098,488
3400 Health & Welfare Benefits	9,889,518	29,707,463	39,596,981
3500 State Unemployment Insurance	203,718	607,875	811,593
3600 Workers' Compensation Insuranc	611,055	1,824,200	2,435,255
3700 Retiree Benefits	313,937	1,176,813	1,490,750
3800 PERS Reduction	609,401	690,445	1,299,846
3900 Long Term Disability	63,712	252,080	315,792
TOTAL: 3xxx	19,907,510	55,290,620	75,198,130
4100 Textbooks & Core Curr Matls	2,784,423	67,546	2,851,969
4200 Books & Reference Materials	123,494	16,228	139,722
4300 Materials & Supplies:Instruct	7,007,356	1,846,703	8,854,059
4400 Non-Capitalized Equipment	1,319,435	378,210	1,697,645
4500 Other Supplies : Non-Instructl	1,867,012	1,531,756	3,398,768
4600 Pupil Transportation	831,722	-	831,722
TOTAL: 4xxx	13,933,442	3,840,443	17,773,885
5100 Subagreement for Services	2,522,114	10,000	2,532,114
5200 Travel and Conference	676,871	262,645	939,516
5300 Dues and Memberships	14,189	80,300	94,489
5400 Insurance	-	1,850,000	1,850,000

5500 Operation & Housekeeping Srvc (Utilities)	-	9,035,000	9,035,000
5600 Rentals, Leases & Repairs	1,590,401	2,131,225	3,721,626
5700 District Services:Bus/Printing	198,290	(242,536)	(44,246)
5800 Services & Operating Expend	6,940,147	2,922,250	9,862,397
5900 Communications	10,700	715,000	725,700
TOTAL: 5xxx	11,952,712	16,763,884	28,716,596
6400 Furniture & Equipment:Instruct	40,000	20,000	60,000
TOTAL: 6xxx	40,000	20,000	60,000
7100 Tuition	4,805,925	20,000	4,825,925
7200 Other Transfers Out	4,022,014	120,000	4,142,014
7300 Transfer Indirect/Dir Support	3,295,655	(4,038,690)	(743,035)
7400 Debt Service	1,105,190	2,651,017	3,756,207
7600 Other Financing Uses	2,050,000	-	2,050,000
7900 General Reserve: EFB	10,430,402	11,923,826	22,354,228
TOTAL: 7xxx	25,709,186	10,676,153	36,385,339
TOTAL:1000-7999	139,733,201	289,004,714	428,737,915

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL OF RESOLUTION NO. 0809-48: OPPOSITION TO
FURTHER EDUCATIONAL FUNDING CUTS FROM THE STATE OF
CALIFORNIA**

BACKGROUND INFORMATION

Capistrano Unified School District receives the majority of its operational funding from the State of California, by way of apportionments from the State's General Fund. For the last several years, the Capistrano Unified School District has experienced declining and deficated funding from the State of California. This reduced funding, in contrast with increases in district enrollment, has required the district to make ongoing cuts totaling over \$28 million during the period of 2006-2009. Additionally, CUSD has also recently identified over \$19 million in additional proposed cuts in order to satisfy AB 1200, which mandates districts must prove financial solvency for the current fiscal year plus two future years. This agenda item was brought to the Board on January 12, 2009, but was continued to the February 9, 2009, Board meeting.

CURRENT CONSIDERATION

This agenda item pertains to the Board discussion, consideration, and approval of a resolution outlining the Board's opposition to the approval of a State budget which further weakens the District's ability to deliver quality public education. Resolution No. 0809-48 is attached as Exhibit A.

FINANCIAL IMPLICATIONS

There are no direct financial implications related to the adoption of this resolution.

STAFF RECOMMENDATION

It is requested that Board President Addonizio recognize resolution sponsor, Trustee Maddox, who will introduce this item.

Following appropriate discussion, it is recommended that the Board approve and adopt Resolution No. 0809-48, Exhibit A. It is also respectfully requested that upon approval, the Board provide to district administration direction regarding an appropriate method for dissemination of this resolution, and any additional steps which may be necessary.

DISCUSSION/
ACTION

AGENDA ITEM 19

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, CA

RESOLUTION NO. 0809-48

**OPPOSITION TO FURTHER EDUCATIONAL FUNDING CUTS
FROM THE STATE OF CALIFORNIA**

WHEREAS, the Capistrano Unified School District is committed to the belief that children will learn, that children will learn more today than yesterday, and that they will learn more tomorrow than today. The district's commitment to the more than 50,000 students entrusted to its care remains steadfast despite state funding difficulties and other challenges.

WHEREAS, the Governing Board of the Capistrano Unified School District is committed to public education and the delivery of an exceptional academic experience.

WHEREAS, No Child Left Behind and other measures provide accountability on the part of the school district to improve test scores. The Capistrano Unified School District has continued to make academic gains due to the hard work of faculty and support staff.

WHEREAS, the State of California has repeatedly forced the Capistrano Unified School District to make dramatic cuts in spending while maintaining and improving test scores.

WHEREAS, the Capistrano Unified School District, has once again been called upon to make dramatic cuts in spending. The Governing Board of Trustees has been forced to identify over 12 million dollars in additional cuts while being held accountable for the delivery of an exceptional public education.

We the Governing Board of Trustees of the Capistrano Unified School District do hereby proclaim our opposition to further cuts in education spending. We call upon the Governor of California and members of the State Legislature to not approve a budget that further weakens the delivery of public education.

ADOPTED, SIGNED, AND APPROVED this 9th day of February 2009.

Ayes: _____

Noes: _____

Absent: _____

Secretary, Board of Trustees

Approved: Superintendent of Schools
County of Orange

By: _____

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **VOLUNTEER UPDATE**

BACKGROUND INFORMATION

The CUSD Board of Trustees updated Board Policy 1240, Volunteer Assistance, on April 21, 2008. Included in the update is the establishment of procedures to protect the safety of students and adults, ensuring that all volunteers who work directly with students on a regular basis have tuberculosis testing and an appropriate criminal record check.

CURRENT CONSIDERATIONS

The purpose of this agenda item is to update the Trustees with information relative to the implementation of Board Policy 1240 which went into effect on December 1, 2008. To date, we have approved 6672 volunteers who have undergone fingerprint screening through the Department of Justice and tuberculosis testing.

FINANCIAL IMPLICATIONS

There are no financial implications to this item.

STAFF RECOMMENDATION

It is respectfully requested that the Board President recognize Julie Hatchel, Chief Communications Officer, to provide a presentation on this item.

DISCUSSION/
ACTION

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

**SUBJECT: SETTLEMENT AGREEMENT BETWEEN CUSD AND WHISPERING
HILLS, LLC FOR FINAL LAND PURCHASE PAYMENT AND LOT LINE
ADJUSTMENTS FOR SAN JUAN HILLS HIGH SCHOOL**

BACKGROUND INFORMATION

On January 12, 2009, staff presented to the Board of Trustees (as an information/discussion item) the proposed "Settlement and Mutual Release Agreement" between Capistrano Unified School District (CUSD) and Whispering Hills LLC (WHLLC). The proposed agreement serves two purposes: 1) establishes terms to make the final land purchase payment – through the issuance of bonds from Community Facilities District No. 2005-1 Whispering Hills (the "CFD"), and 2) resolves the property line adjustments around the campus of San Juan Hills High School (SJHHS). The Settlement and Mutual Release Agreement is now being brought back to the Board of Trustees for discussion/action.

In 2003, CUSD and WHLLC executed a "Purchase and Sale Agreement" to buy the real property for the future SJHHS. The total purchase price of the 50-acre parcel was \$51.035 million. To date, all but \$6 million has been paid to the seller. Pursuant to the agreement, the final payment for the site was payable solely from proceeds of bonds of the CFD. However, delays in development of the land within the CFD have resulted in delays of a CFD bond issuance. Given that WHLLC is now proceeding with the sale of the land located within the CFD to developers with significant home building experience and funding sources, the District is now in a position to issue the first series of CFD bonds. Regarding the property line adjustments, several refinements to the school plan have occurred over time since the purchase of the property through the construction of the high school. These refinements included alignment modifications to perimeter roads and parking areas, as well as adjustments to the perimeter fence/field areas. Now, with most of the construction complete, the District and the developer are in the position to finalize the property boundaries. It is important to note that included with the proposed property line changes is the District's acquisition of the hillside area on the north side of the stadium that has been planned for construction of home bleachers.

CUSD representatives have, over the past months, met several times with representatives of the developers to negotiate a settlement of all matters in dispute including the terms of the final land purchase payment, and completing the necessary lot line adjustments. With the assistance of legal counsels representing the District and the developer, staff believes the proposed agreement provides a fair and equitable method to complete the transactions.

**SETTLEMENT AGREEMENT BETWEEN CUSD AND WHISPERING HILLS,LLC FOR
FINAL LAND PURCHASE PAYMENT AND LOT LINE ADJUSTMENTS FOR SAN
JUAN HILLS HIGH SCHOOL**

February 9, 2009

Page 2

CURRENT CONSIDERATIONS

This agenda item was first brought to the Board on January 12, 2009 for information/discussion. Since that time, additional information (i.e., questions/issues/concerns) from the public and the Board has been received with comments submitted to the Board under separate cover. Staff is now bringing back the "Settlement and Mutual Release Agreement" item to the Board of Trustees for discussion/action. Upon Board approval, the next steps will include sending out a Request for Proposals for a MAI appraiser with community facilities district appraisal expertise. The Board would then be asked to engage an appraiser and direct further due diligence investigation of the creditworthiness of a first Series CFD Bond issuance. This due diligence would include an update to the market absorption study, an appraisal of the land within the CFD, review of necessary land purchase, development and financing documentation, proceedings to reduce the maximum special tax rates of the CFD to a level which results in an estimated effective tax rate, including all overlapping property taxes and assessments and the proposed CFD taxes, of 2% (consistent with CUSD CFD policies), analysis of the amended CFD taxing capacity and proper disclosure of information material to bond investors.

FINANCIAL IMPLICATIONS

This agenda item does not impact the District's General Fund. Revenues generated through capital facilities accounts including Mello-Roos funds, Measure A funds, developer fees, and the State's School Facility Program Funds were/are used to acquire school property, pay consultant fees, as well as to construct and modernize school facilities.

STAFF RECOMMENDATION

It is respectfully requested that the Board President recognize Mr. Ron Lebs, Deputy Superintendent, Business and Support Services, and Mr. Bob Whalen of Stradling, Yocca, Carlson & Rauth – the Districts' legal counsel who will be available to discuss the agreement and address any questions. Additionally, representatives with the developer will also be available to address issues from their perspective.

After discussion, it is respectfully requested that Trustees approve the settlement agreement between CUSD and Whispering Hills, LLC for final land purchase payment and lot line adjustments for San Juan Hills High School, Exhibit A.

**INFORMATION/
DISCUSSION**

SETTLEMENT AND MUTUAL RELEASE AGREEMENT

THIS SETTLEMENT AND MUTUAL RELEASE ("Agreement") dated for reference purposes only _____, 2008 is by and among the Capistrano Unified School District (the "District"), Whispering Hills LLC ("WHLLC"), a California limited liability company, and Rancho San Juan Development, LLC ("RSJLLC" or "Developer"), a California limited liability company collectively referred to hereafter as the "Parties".

FACTUAL RECITALS

A. On April 28, 2003, WHLLC as seller, and the District as purchaser, entered into a Purchase and Sale Agreement and Escrow Instructions ("Purchase Agreement") for the purchase and sale of a 50.3 acre site for construction of the San Juan Hills High School (the "Site").

B. Pursuant to the Purchase Agreement, the purchase price for the Site was \$51,035,000 and payable as follows: (i) \$21,500,000 deposit into escrow; (ii) \$17,535,000 promissory note from District to WHLLC; (iii) \$6,000,000 promissory note from District to WHLLC; and (iv) \$6,000,000 promissory note from District to WHLLC (referred to as that certain "WHCFD Note"). Escrow closed on April 30, 2003 and the District has paid all but \$6,000,000 of the purchase price, as evidenced by the WHCFD Note.

C. Further to the Purchase Agreement, on July 1, 2005, the District, WHLLC and the City of San Juan Capistrano ("City") entered into a Joint Community Facilities Agreement ("JCF Agreement") concerning the proposed formation of the District's Community Facilities District No. 2005-1 ("CFD") located adjacent to the Site (the "CFD Property"). The JCF Agreement contains recitals indicating that WHLLC, as developer of the CFD Property, has obtained the necessary development approvals to construct approximately 155 residential units on the CFD Property (the "Project"). The JCF Agreement further recites that the CFD will be used to finance the acquisition, financing and construction of required infrastructure related to the Project, including School Facilities and City Facilities as such terms are defined in the JCF Agreement.

D. On July 1, 2005, WHLLC and the District also entered into an Impact Mitigation Agreement Related to the CFD ("Mitigation Agreement"). The recitals provide that WHLLC proposes to construct the Project, that the Project will generate additional students in grades kindergarten through twelfth ("Project Students") and that additional school facilities will be needed to adequately house Project Students. The purpose of the Mitigation Agreement is to provide for the formation of the CFD in order to fund School Facilities through the levy of special taxes and issuance of bonds of the CFD in satisfaction of WHLLC's obligation to pay impact fees.

E. Disputes have arisen between the parties regarding payment of the final Site purchase price balance pursuant to the WHCFD Note and other matters (the "Disputes").

F. Recently, District has become aware that WHLLC desires to transfer the CFD Property to RSJLLC for the purpose of developing, constructing, marketing and selling residential lots and/or homes. RSJLLC expects to build the Project in phases, with the first phase involving the development, marketing and sale of 70 homes ("Phase I Homes").

G. Representatives of the District, WHLLC and RSJLLC have met over the last several months in an effort to resolve the Dispute.

H. Without any admissions of any type or nature concerning the Dispute, the Parties hereby desire to resolve the Dispute and to settle and compromise the Dispute upon the terms and conditions hereinafter set forth solely in order to avoid the risk, expense and uncertainty of litigation and to allow RSJLLC to acquire and develop the Project.

AGREEMENT

NOW, THEREFORE, in consideration of the covenants and promises herein contained and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. **Effective Date of Agreement.** The Parties hereby confirm and agree that this Agreement is effective and binding on the Parties upon the first day (the "Effective Date") on which each of the following conditions has occurred (collectively, the "Necessary Conditions"): (i) this Agreement has been approved and ratified by the Board of Trustees of District; (ii) a duly authorized representative of the District has executed this Agreement; (iii) duly authorized representatives of WHLLC and RSJLLC have each executed this Agreement; (iv) RSJLLC has acquired all rights, title and interest in the CFD Property from WHLLC, including all development rights and entitlements necessary for the development of the Project as evidenced in a binding and enforceable purchase and/or joint venture contract; (v) the Parties have amended the Mitigation Agreement as necessary to harmonize the terms and conditions in the Mitigation Agreement with those in this Agreement; (vi) the proceedings to modify the CFD have successfully been completed as described in, and in accordance with, Section 2.1 below; and (vii) the Phase I CFD Bonds (defined below) have been issued and sold in accordance with Section 3 below. Within a reasonable time after the Effective Date, the Parties shall execute a certificate certifying the Effective Date. If each of the Necessary Conditions has not occurred by October 15, 2009, this Agreement shall be null and void unless the Parties agree to extend the date by which the Necessary Conditions must be satisfied. If the only Necessary Condition that has not been met by October 15, 2009 is the issuance of the Phase 1 CFD Bonds because bond market conditions prevented such issuance, both parties hereby agree to an automatic ninety-day extension of such date to January 15, 2010. The Parties agree that the limitation periods for instituting any action against one another relating to any matters that are the subject of this Agreement shall be tolled for the period of time commencing with the date of this Agreement and terminating on the date that is ninety (90) days following the date on which this Agreement becomes null and void pursuant to this Section 1.

2. **Reduction In and Levy of CFD Special Tax.**

2.1 The District shall complete proceedings to reduce the CFD special tax rates to an amount equal to 2% (may be lower for the custom lots proposed for the Project) of the current estimated sales prices of the homes within the CFD by March 30, 2009. The reduced special tax rates shall escalate by 2% per year, commencing July 1, 2010.

2.2 Special taxes shall be levied on assessor's parcels for which a building permit has been issued for residential construction ("Developed Property") at 100% of the assigned special tax rates prior to the issuance of all CFD Bonds (as defined below).

2.3 All special taxes collected from Developed Property in excess of debt service and administrative expenses ("Surplus Special Taxes") shall be applied to fund the unpaid portion, if any, of the \$6,000,000 WHCFD Note and \$6,855,900 of City Facilities, in the priority determined by RSJLLC. Subsequent to the funding of both above-referenced amounts in full, any Surplus Special Taxes shall be applied as determined by the District in its sole discretion.

3. **Issuance of CFD Bonds.**

3.1 Series of bonds shall be issued by the CFD ("Bonds") within a reasonable time following satisfaction of the following conditions precedent, provided that no Bonds shall be issued if any owner, other than an individual owner, of CFD Property is then delinquent in payment of special taxes or ad valorem taxes. The financing terms described below apply solely to the first series of Bonds issued that are sized based upon the expected Developed Property special tax revenues from the Phase I Homes (the "Phase I CFD Bonds"), unless subsequent series are specifically indicated.

(i) The District shall reasonably determine that the Phase I CFD Bonds are marketable based upon then existing economic, credit market, housing market and CFD development circumstances.

(ii) The value-to-lien ratio shall be based on a CDIAC standard appraisal of all taxable property in the CFD in the aggregate of 5:1 or greater; with no secondary value to lien requirement for "Undeveloped Property" (i.e. assessor's parcels for which no building permit for residential construction has been issued) for the Phase I CFD Bonds. Value-to-lien requirements for Undeveloped Property for subsequent series of Bonds shall be determined by the District, in reasonable sole discretion, based upon development status and other factors existing at the time of issuance of any subsequent series of Bonds.

(iii) The District shall receive an update to the market absorption study.

(iv) A binding and enforceable purchase and sales or joint venture contract for the development of the Phase I Homes shall be in place with either RSJLLC or another merchant builder and such builder shall demonstrate a contract is in place for home construction financing for the Phase I Homes. Such contracts shall be reviewed by disclosure counsel for the District, described in the official statement for the bonds and such description shall be affirmed by an opinion of developer counsel.

(v) Capitalized interest on the Phase I CFD Bonds shall be funded for two years, provided that, at the request of RSJLLC, District will consider whether the aggregate of all security enhancement in place for the Phase I CFD Bonds and other factors warrant a lesser period, but not less than 18 months, of capitalized interest.

(vi) All owners of CFD Property that are not end users must provide a cash deposit or letter of credit ("Security") meeting the criteria below until 75% of the annual

special tax levy is levied on CFD Property owned by end-users. The Security shall be in an amount equal to the owner's expected special tax payments based on current ownership and debt service on the Bonds for the two years immediately following the expenditure of all capitalized interest and subject to the following conditions:

(a) the Security shall be provided (1) by a bank reasonably acceptable to the District and (2) prior to the issuance and sale of the Bonds;

(b) the Security shall be reduced as the owner conveys property by the amount equal to two years expected special taxes for the conveyed property (i.e., for the two years of debt service on the Bonds covered by the Security);

(c) the Security shall be released when 75% of the annual special tax levy is levied on property owned by end-users; and

(d) the Security may be drawn on in the event, and in the amount of, the owner's special tax payment delinquency.

(vii) The Phase I CFD Bonds shall be issued subject to normal underwriting criteria, and sized at the lesser amount derived from application of the following tests: (a) 5:1 value-to-lien ratio and (b) 110% debt service plus priority administration coverage from Special Taxes projected to be levied annually on lots which are subject to a purchase and sale contract or joint venture agreement as described above and for which all requisite home construction financing is obtained.

3.2 It is the intent of the Parties that the Bonds should be sold in a public offering in \$5,000 increments barring any unexpected material negative changes in the market or the development which would necessitate that the Bonds be sold through a limited offering.

4. Allocation of CFD Proceeds between School Facilities and City Facilities.

4.1 The first \$12,855,900 in combined Surplus Special Taxes and net proceeds of the Bonds (collectively, "CFD Proceeds") shall be available for repayment of the WHCFD Note and funding City Facilities in the order determined by RSJLLC, as described below. In light of the fact that District has agreed that RSJLLC may, in its exclusive discretion, elect to apply the first \$6,000,000 of CFD Proceeds to the payment in full of the WHCFD Note, RSJLLC agrees that, in the event RSJLLC chooses to use any of the first \$6,000,000 of CFD Proceeds for purposes other than paying down the WHCFD Note, RSJLLC, and all other real parties in interest of the WHCFD Note, waive any right, claim or interest for payment of any unpaid portion of the WHCFD Note and shall be estopped from suing the District or the CFD for failure to pay any unpaid portion of the WHCFD Note and shall hold the District harmless for any shortfall in CFD Proceeds to pay the WHCFD Note in the future, provided that the District has applied and continues to apply CFD Proceeds as provided herein and shall not fail to issue subsequent series of Bonds when the underwriting criteria are satisfied in order to avoid repayment of the remaining portion of the WHCFD Note and funding of City Facilities. If RSJLLC elects to use the first \$6,000,000 of CFD Proceeds for purposes other than paying down the WHCFD Note, the unpaid portion of the WHCFD Note shall remain due and payable from the first \$12,855,900 in CFD Proceeds.

4.2 The first \$6 million in CFD Proceeds made available for School Facilities shall be applied to pay the \$6 million WHCFD Note. After the WHCFD Note is paid in full and \$6,855,900 has been provided to fund City Facilities, the next \$855,900 of CFD Proceeds shall be disbursed for School Facilities.

4.3 Funding repayment of the WHCFD Note shall be considered funding of School Facilities. After \$13,711,800 in CFD Proceeds has been funded for City Facilities and School Facilities, the next \$4,880,200 in CFD Proceeds shall be available for School Facilities and City Facilities on a 50/50 basis. All remaining CFD Proceeds shall be available for School Facilities.

4.4 District agrees that, notwithstanding any provisions of the JCF Agreement to the contrary, RSJLLC may be reimbursed from CFD Proceeds allocated for City Facilities pursuant to the preceding paragraphs for prior payments of CFD-eligible City fees with respect to property in the CFD.

5. **Certificate of Compliance Requirements.**

5.1 Prior to the issuance of the Phase I CFD Bonds, cash deposits or a letter of credit in the amount of then-applicable level two fees of the District shall be required prior to issuance of certificates of compliance from the District. Such cash deposits shall be returned to the payer, or the letter of credit shall be returned to the provider, upon issuance of the Phase I Bonds.

5.2 After issuance of the Phase I CFD Bonds, no cash deposits or other payments or security shall be required prior to the issuance of certificates of compliance.

6. **Dissolution of CFD.**

6.1 Prior to the issuance of the Phase 1 CFD Bonds, RSJLLC may by written notice to the District request that the District dissolve the CFD and record a notice of dissolution with respect to the CFD Property and CFD special tax lien in accordance with Government Code Section 53338.5. Upon District's recordation of the notice of dissolution, the Necessary Conditions specified in Section 2(vi) and (vii) above shall be deemed satisfied and neither the CFD nor the District shall have any further obligation with respect to the repayment of the WHCFD Note or funding of City Facilities. Following the recordation of the notice of dissolution, RSJLLC shall be required to pay the applicable statutory school fees of the District as a condition of the District's issuance of a certificate of compliance for each residential dwelling unit. If RSJLLC has previously provided a letter of credit in lieu of cash deposit's pursuant to Section 5.1 above, RSJLLC shall pay the statutory school fees secured by such letter of credit within five (5) days following District's recordation of the notice of dissolution.

7. **Real Property Transfers.**

7.1 Within five (5) business days following the Effective Date, RSJLLC shall open escrow with Fidelity National Title Company ("Escrow Agent").

7.2 Following the Effective Date, RSJLLC agrees to transfer to District, without compensation, Parcel A and Parcel B (collectively the "Additional Properties") as

identified in Exhibit "A", attached hereto and incorporated herein by this reference. Such transfers shall be subject to the following conditions:

7.2.1. Title to each of the Additional Properties shall be conveyed by RSJLLC to District at the Close of Escrow in fee simple by grant deed, free and clear of any and all liens, claims, encumbrances, mortgages, deeds of trust, and security interests (including the lien of real estate taxes) but subject to all the "Permitted Exceptions" (as defined below).

7.2.2. With respect to Parcel B, RSJLLC's obligation to transfer the property to District is subject to the District receiving all governmental approvals for the acquisition of Parcel B, including but not limited to requirements imposed by the California Department of Education. District agrees to diligently pursue all such governmental approvals. If the approvals have not been obtained, or if District has not otherwise accepted fee title by October 15, 2009, or such later date approved in writing by RSJLLC, the District's right to acquire Parcel B under the terms and conditions in this Agreement shall terminate and the District shall immediately remove all improvements it has made to Parcel B. RSJLLC shall then be permitted to use Parcel B for any purpose.

7.2.3. The term "Permitted Exceptions", shall mean: (a) all existing building, zoning and other city, state, county or federal laws, codes and regulations affecting the Property; and (b) any existing general utility easements serving the Property, provided such existing utility easements permit District's intended use.

7.3 Until such time as District either acquires the Additional Properties, or District's rights to the acquire the Additional Properties are terminated under the terms of this Agreement, District is granted a revocable license for the exclusive right to use the Additional Properties ("License"), subject to the following conditions:

7.3.1. District agrees to hold harmless and indemnify RSJLLC against any claims or expenses arising out of, or related to, such License.

7.3.2. The License shall be revoked if the Phase I CFD Bonds are not issued by October 15, 2009.

7.3.3. District shall name RSJLLC and all fee owners of the Additional Properties as additional insureds with respect to all District insurance policies or self-insurance programs.

7.4 In addition to all other covenants of RSJLLC, RSJLLC hereby covenants and agrees with District that prior to revocation or termination of the License, RSJLLC shall not, without the prior written approval of District: (a) make or permit to be made any material changes or alterations to any part of the Additional Properties; (b) enter into any agreement affecting any part of the Additional Properties; (c) permit any liens, mortgages, deeds of trust, or other encumbrances not currently of record to be placed against, or to affect any part of the Additional Properties or title to the Additional Properties.

7.5 District agrees to quitclaim to RSJLLC without compensation, "Easement R" as described in Final Map No. 6634.

7.6 The consummation of the contemplated transactions (the "Close of Escrow") shall be held at the offices of Escrow Agent. The parties shall cooperate in executing and delivering any escrow instructions that may be prepared from time to time to consummate this transaction; provided, however, in the event of any inconsistency between the provisions and conditions of this Agreement and any such escrow instructions, the provisions and conditions of this Agreement shall prevail. The Close of Escrow shall occur on or before sixty (60) calendar days following the Effective Date. Prior to the Close of Escrow, District shall deliver to Escrow Agent a quitclaim deed in recordable form. RSJLLC shall deliver to Escrow Agent, in a form and substance satisfactory to District, the following:

7.6.1. Recordable grant deeds conveying each of the Additional Properties to District in fee simple.

7.6.2. Any and all other documents, instruments, and agreements necessary or appropriate in the reasonable opinion of District to transfer and convey the Additional Properties and all interest therein to District in accordance with this Agreement and as may be required by the title insurer. Such other documents, instruments and agreements shall be furnished to RSJLLC ten (10) days prior to Close of Escrow.

7.6.3. RSJLLC shall pay the cost of preparing the grant deeds and the premium for a standard coverage CLTA owner's policy of title insurance to be issued to District for this transaction. District and RSJLLC shall pay escrow fees for this transaction.

7.7 District and RSJLLC also agree to, within five (5) days of the Effective Date, swap, without compensation to either Party, the lands described in the attached Exhibit "A" hereto, with the District taking ownership of the lands highlighted in blue and RSJLLC taking ownership of the lands highlighted in orange.

8. **Resource Mitigation**. From and after the Effective Date, RSJLLC unconditionally accepts and assumes all rights, duties and obligations of District under the Project's Section 404 permit. RSJLLC agrees to submit all documents to federal and state regulatory agencies, including but not limited to the U. S. Army Corp of Engineers evidencing RSJLLC's assumption of such obligations and District's release from such obligations. RSJLLC represents and warrants it will complete all requirements under Permit 404.

9. **Amended Mitigation Agreement**. The Parties shall negotiate in good faith to amend the Mitigation Agreement as necessary to render the Mitigation Agreement consistent with the terms and conditions in this Agreement.

10. **Mutual Release**.

10.1 In consideration of the terms and conditions in this Agreement, the District, WHLLC, and RSJLLC, for themselves and their respective members, partners, affiliates, parents, subsidiaries, partnerships, trusts, officers, directors, executors, administrators, trustees, beneficiaries, shareholders, attorneys, consultants, employees, contractors, predecessors, successors and assigns (individually, each a "Released Party" and, collectively, the "Releasing Parties") hereby release, acquit and forever discharge each other, and each of their respective past, present and future members, partners, affiliates, parents, subsidiaries, partnerships, trusts,

officers, directors, executors, administrators, trustees, beneficiaries, shareholders, attorneys, consultants, employees, contractors, predecessors, successors and assigns (collectively, the "Released Parties") from any and all damage, loss, claims, demands, liabilities, obligations, actions and causes of action whatsoever that any of the Releasing Parties might now have or claim to have against any of the Released Parties, whether presently known or unknown, and of every nature and extent whatsoever on account of or in any way concerning, arising out of, relating to or founded upon (i) the payment of the balance of the Purchase Price in the amount of \$6 million as evidenced in the WHCFD Note (ii) the issuance of CFD bonds, (iii) District's right title or interest in the Additional Properties; (iv) District's obligations with respect to Permit 404 for the Project provided, however, that this release shall not be effective until the Effective Date, and that nothing in this release shall release the Released Parties from any of their respective obligations under this Agreement.

10.2 It is the express intention of the Parties that the foregoing Mutual Release shall be effective so as to bar all actions, causes of actions, obligations, costs, expenses, attorney's fees, damages, losses, claims, liabilities and demands of whatsoever character, nature and kind, known or unknown, suspected or unsuspected, that relate to the matters released herein. This Agreement may be plead as a full and complete defense to, and may be used as a basis for injunctive relief against, any action, suit or other proceeding which may be instituted, prosecuted or attempted in breach of this Agreement.

10.3 Each of the Releasing Parties represent, warrant and covenant with and for the benefit of each of the Released Parties that they intend for this release to be a full and final accord and satisfaction and release of each and every claim or cause of action described in the immediately preceding paragraph. In further consideration of this intention, Releasing Parties waive the benefit of the provisions of California Civil Code Section 1542, which provides:

A GENERAL RELEASE DOES NOT EXTEND
TO CLAIMS WHICH THE CREDITOR DOES
NOT KNOW OR SUSPECT TO EXIST IN HIS
FAVOR AT THE TIME OF EXECUTING THE
RELEASE, WHICH IF KNOWN BY HIM, MUST
HAVE MATERIALLY AFFECTED HIS
SETTLEMENT WITH THE DEBTOR.

11. **Mutual Indemnification.** Each party hereto respectively agrees to hold harmless, indemnify, protect and defend each and every Released Party and against any and all claims, demands, claims for relief, causes of actions, debts, loss and liability, whether direct, contingent or consequential an no matter how arising, in any way relating to or arising from the party's construction or development activities relating to the Site and CFD Property.

12. **Compromise of Claims.** It is expressly understood, acknowledged and agreed that settlement under this Agreement is the compromise of disputed claims, causes of action, injuries, losses, damages, or rights arising out of the dispute or controversy described herein; and therefore is not intended, nor to be construed, as an admission of liability or responsibility on the part of each party herein released as set forth above.

13. **Representations and Warranties of No Transfer or Assignment; Indemnification.** The undersigned hereto each represents and warrants to the other party that there has been no transfer, assignment, alienation or gift of all or part of the claims, causes of action, injuries, losses, damages, or rights arising out of the claim, dispute or controversy described herein, and that each respectively holds all of the right, title and interest thereto. Each party hereto respectively agrees to hold harmless, indemnify, protect and defend each and every of the Released Parties and/or entity from and against any and all claims, demands, claims for relief, causes of action, debts, loss and liability, whether direct, contingent or consequential and no matter how arising, in any way relating to any claim arising or alleged to be arising from an assignment or other alienation of any right in or to any claim, demand, claim for relief, cause of action, debt, loss or liability encompassed in this Agreement. The obligations of each party hereunder include but are not limited to all costs and expenses, including attorneys' fees, related to any actions, suits or judgments incident to any of the foregoing.

14. **Exclusive Remedy.** By executing this Agreement, the parties agree that the rights and remedies provided in this Agreement shall be the sole and exclusive rights and remedies surviving as between them relating to the facts and matters encompassed by this Agreement.

15. **Modification.** This Agreement shall not be altered, amended, changed, waived, terminated or otherwise modified in any respect or particular, and no consent or approval required pursuant to this Agreement shall be effective, unless the same shall be in writing and signed by or on behalf of the party to be charged.

16. **Successors.** This Agreement shall be binding upon and shall inure to the benefit of the parties hereto and to their respective heirs, executors, administrators, successors and permitted assigns.

17. **Entire Agreement.** All prior statements, understandings, representations and agreements between the parties, oral or written, are superseded by and merged in this Agreement, which alone fully and completely expresses the agreement between them in connection with this transaction and which is entered into after full investigation, neither party relying upon any statement, understanding, representation or agreement made by the other or any other person not embodied in this Agreement.

18. **Counterparts.** This Agreement may be executed in any number of counterparts.. When each party has signed and delivered at least one counterpart to the other party to this Agreement, each counterpart shall be deemed an original and, taken together, shall constitute one and the same Agreement, which shall be binding and effective on all Parties.

19. **Headings.** The headings of the paragraphs of this Agreement are inserted solely for convenience of reference and are not a part of and are not intended to govern, limit or aid in the construction of any terms or provision hereof.

20. **No Waiver.** Failure or delay on the part of the Parties to enforce any right, power, or privilege under this Agreement shall not be deemed to constitute a waiver of such right, power, or privilege, or of any other right, power, or privilege.

21. **Severability of Provisions.** If any provision of this Agreement, or application thereof, shall be held to be invalid, the invalidity shall not affect the other provisions, or application thereof, of the Agreement which can be given effect without the invalid provisions or applications; and to this end the provisions of this Agreement are declared to be severable.

22. **Provisions Equally Construed.** This Agreement was drafted by the mutual enterprise of the Parties and shall not be construed in favor of or against any party, but shall be construed equally as to both parties.

23. **Choice of Law.** This Agreement shall be governed by and interpreted according to the domestic laws of the State of California without reference to principles of conflicts of laws. In the event of breach of this Agreement, the Parties consent to personal jurisdiction in the Superior Court of the State of California and to have all rulings, orders, and judgments rendered therein to be binding upon and enforceable against them.

24. **Cost of Suit.** In the event that any action shall be instituted by either of the parties hereto for the enforcement of any of its rights or remedies in and under this Agreement, or any facts based upon or involving same, the prevailing party, whether in court or by way of out-of-court settlement, shall be entitled to recover from the nonprevailing party or parties such prevailing party's attorney's fees, court costs, consultant and expert witness fees, and/or other expenses relating to such controversy including attorney's fees, court costs and/or expenses on appeal, if any.

25. **Consultation with Counsel.** The undersigned hereto declare and represent that each has had the opportunity to consult with legal counsel of their own choosing concerning the advisability of entering into this Agreement; that they have read and understood the contents of this Agreement; and that they sign the same of their own free will. Each party's attorney has reviewed this Agreement and has approved this Agreement as to form and substance.

26. **Warranty of Authority.** Each of the signatories to this Agreement warrants and represents that it is competent and authorized to enter into this Agreement on behalf of the party for which he or she purports to sign.

27. **District Board of Trustees Approval.** The terms and conditions contained in this Agreement are subject to approval of and ratification by the Board of Trustees of the District, in its sole and absolute discretion, which shall be evidenced by the execution of this Agreement by the Superintendent of the District.

28. **Dispute Resolution and Mediation.** The Parties agree that differences of opinion regarding the obligations of the Parties under this Agreement shall be discussed as soon as practically possible following awareness of a conflict. Before commencing any legal action, the Parties shall attempt early resolution of conflicts through mediation administered through the rules and procedures of the American Arbitration Association. Any Parties' failure to participate in mediation prior to commencing any legal action shall preclude such party from recovering attorneys' fees and costs in such legal action notwithstanding that such party may be the prevailing party in such litigation.

IN WITNESS WHEREOF, the parties have caused their respective authorized representatives to sign this Agreement as of the Effective Date.

CAPISTRANO UNIFIED SCHOOL DISTRICT,
a public school district

By: _____

Name: _____

Its: Superintendent

WHISPERING HILLS, LLC,
a Delaware limited liability company

By: IHP Investment Fund II, L.P.,
a California limited partnership
Managing Member

By: Institutional Housing Partners II, L.P.,
a California limited partnership
General Partner

By: IHP Capital Partners,
a California corporation
General Partner

By: _____

By: _____

RANCHO SAN JUAN DEVELOPMENT LLC,
a Delaware limited liability company

By: Whispering Hills, LLC,
a Delaware limited liability company
Sole Member

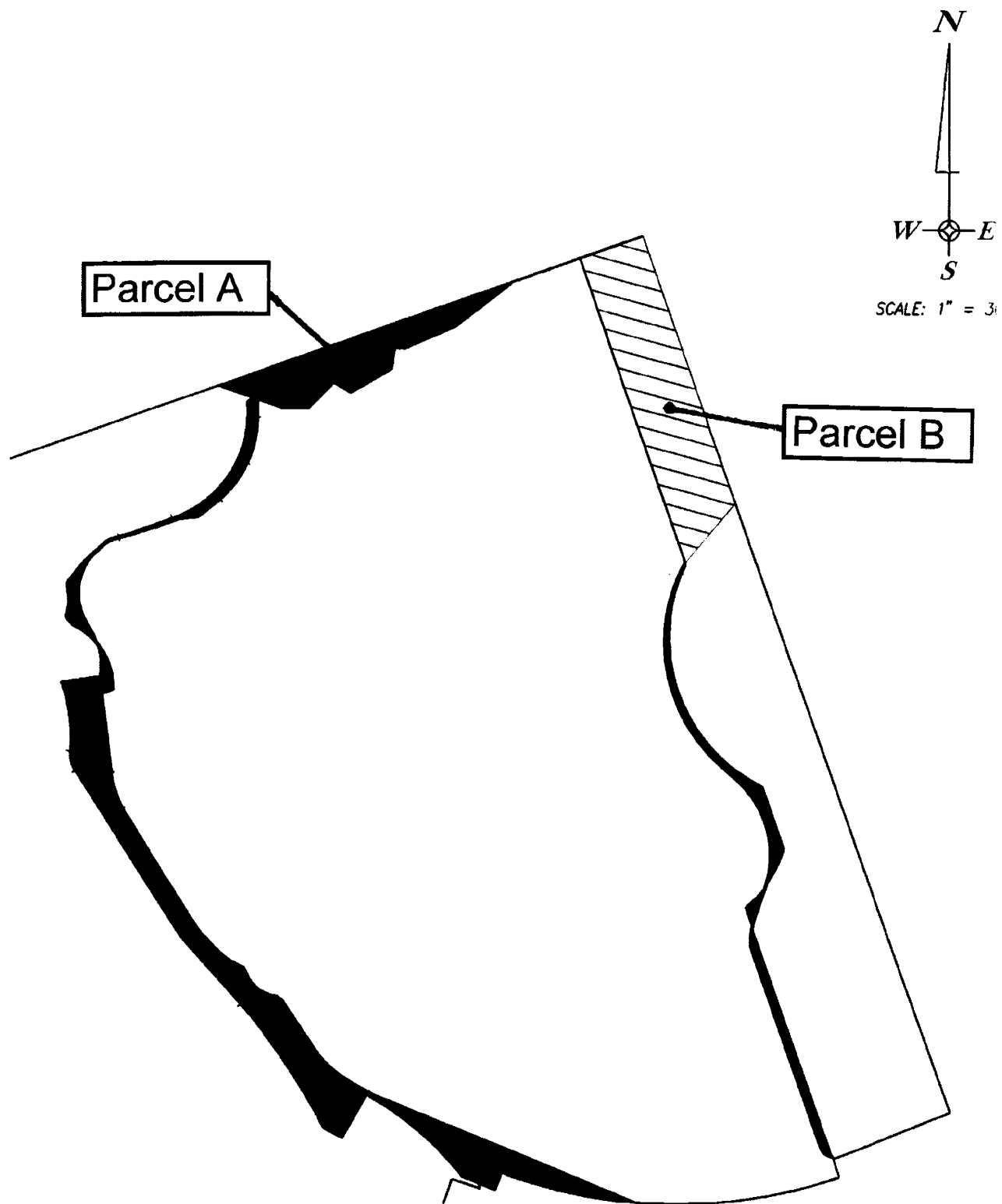
By: IHP Investment Fund II, L.P.,
a California limited partnership
Managing Member

By: Institutional Housing Partners II, L.P.,
a California limited partnership
General Partner

By: IHP Capital Partners,
a California corporation
General Partner

By: _____

By: _____



CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPOINTMENT OF CONSULTING FIRM TO MANAGE EXISTING AND
POTENTIAL FUTURE CELL TOWER FACILITIES THROUGHOUT THE
DISTRICT**

BACKGROUND INFORMATION

On December 8, 2008, Capistrano Unified School District (CUSD) staff brought to the Board of Trustees an agenda item asking for approval to retain a consulting firm to manage existing and future cell tower facilities throughout the District. The Board was presented with a recommendation to appoint CityScape Consultants, Inc. to manage our existing and potential future cell tower facilities and agreements. After some discussion of the item, Trustees asked staff to bring back the item in January 2009 to allow for more time to study the qualifications and fee structures of both firms. At the January 12, 2009 Board Meeting, this item was again continued to the February 9, 2009 meeting.

As described in the December Board item, for nearly 25 years, CUSD has had a variety of cell tower agreements on a few of our school campuses. Because of the newness of the technology and these unfamiliar types of lease agreements, compensation packages were not necessarily negotiated to the best interest of the District. Moreover, as the demand for more cell tower facilities grew over time, cell tower companies have continued to approach the District to request additional features such as generators, and in some cases claiming it was their right to expand their facilities under the existing agreements. Attached is Exhibit A which lists the current agreements in place with the various cell companies. Because of the increasing demand, District staff sought management firms that may help in not only identifying opportunities to increase the revenues from our existing lease agreements, but also to manage future revenue generating opportunities.

Although it is not possible at this time to anticipate the amount of increased revenues from better management of existing and any potential future cell towers, staff wanted to note the recent experience from the City of Palm Coast, Florida which underwent a similar cell tower management process. In 2001, Palm Coast had one cell tower carrier with revenues totaling \$24,000 per year. Today, the City's revenues are nearly \$300,000 per year from nine carriers. Not only was there a significant increase in funds, but the amount of growth as well as the cell tower designs (disguised as either flagpoles or trees) were controlled by the City.

In the summer of 2008, two firms responded to the District's "Request for Qualifications." They were "CityScape Consultants, Inc." and "ATS Communications." District staff reviewed both submittals, held subsequent "in-person" interviews with company representatives, and contacted

APPOINTMENT OF CONSULTING FIRM TO MANAGE EXISTING AND FUTURE CELL TOWER FACILITIES THROUGHOUT THE DISTRICT

February 9, 2009

Page 2

the listed references of both firms to gain their perspectives on job performance. In fact, two to three meetings were held with both firms, along with numerous phone conversations and follow-up submittals of written materials. After comparing the two firms, staff believes that CityScape Consultants, Inc. would be the best firm to address the needs of CUSD. Factors leading to this conclusion included lower commission percentages, years and type of related experience, responses from reference checks, and no potential conflicts of interest (i.e., no other current agreements with competing agencies). In response to questions from the Trustees at the December 8, 2008 Board Meeting, Exhibit B was prepared to provide a summary comparison of the two firms. Also, provided previously under separate cover, are the qualifications submittals from ATS Communications, and CityScape Consultants, Inc.

CURRENT CONSIDERATIONS

This agenda item pertains to the appointment of CityScape Consultants, Inc. to provide cell tower facilities management services for existing cell tower leases and potential future agreements for CUSD. Below are the anticipated services and procedure that CityScape would follow in managing existing and potential future cell tower agreements.

- 1) Review/documentation of current agreements.
- 2) Provide recommendations for changes/extensions to existing agreements.
- 3) Upon Board approval, negotiate improvements to current agreements.
- 4) Identify current and projected cell tower needs within District/region.
- 5) Hold public workshops/forums to address cell tower issues/concerns.
- 6) Prepare a Wireless Facility Master Plan for the District.

It is important to note that any changes or extensions to existing agreements, or the preparation of any new agreements will require approval from the Board of Trustees.

FINANCIAL IMPLICATIONS

The staff recommendation in this agenda item, if approved, will have a positive impact on the District's General Fund from increased revenues from potentially restructured existing cell tower agreements and/or future cell tower facilities agreements. Compensation paid to CityScape Consultants, Inc. for managing cell tower facilities will only be through commissions based on any generated additional revenues. The District will not incur any upfront costs.

STAFF RECOMMENDATION

It is respectfully requested that the Board President recognize Mr. Ron Lebs, Deputy Superintendent, Business and Support Services, who will introduce this item and be available to answer any questions from the Board of Trustees. After appropriate discussion and consideration, it is respectfully requested that the Board of Trustees appoint CityScape Consultants, Inc. to provide cell tower facilities management services for existing cell tower leases and potential future agreements for CUSD.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano

CELL TOWER REVENUE

Capistrano Valley High School			
Pole Number One			
Carrier	Date	Income	Years Of Lease
Spectra Site (Nextel)	1995	\$1,020 per month	20 year lease
XM Satellite Radio	March 2001	\$1,100 per month	Sub Lease to Spectra Amendment – month to month
Pole Number Two			
Pac Bell Mobile Services	June 1984	Built stadium security lighting, restrooms, sewer pump station	40 years

Dana Hills High School			
Pole Number One			
Carrier	Date	Income	Years of Lease
Nextel Communications	June 1996	\$800 per month	20 years
Pac Bell Mobile Services	October 1996	\$850 per month	5 years, 2-5 year options to renew
Sprint Mobile Services	May 2001	\$1,574.81 per month	5 year, 2-5 year options to renew
Pole Number Two			
LA Cellular	November 1996	Built snack bar & security lighting	Granted Perpetuity
Pole Number Three			
Pac Bell Mobile	June 1984	Built restrooms, storage, security lighting	40 year lease

All sites generating monthly revenues allow for an annual cost of living increase at approximately four percent.

Const.JW.MyDoc.Memo.Cell Tower Leases

Cell Tower Management Firm Comparison

Issue	ATS	CityScape
Commission Percentage - Existing Contracts	10%	5%
Commission Percentage - New Contracts	30%	25%
Local Prescence	Very Good	None Currently
Area (Regions) of Experience	Local - Southern California	National - Various Locals
Years Experience	6	30
Direct School District Experience	Some - Oceanside Unified	None
Apparent Knowledge/Contacts	Very Good	Very Good
Staff/Personnel (incl. managers, tech staff, attorneys)	9	13
Potential Conflicts	City of Mission Viejo	None
Original RFQ Submittal Package	Incomplete (Missing Info was Subsequently Provided)	Complete (Additional information provided at Interview)

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Eamonn O'Donovan, Assistant Superintendent of Special Education

SUBJECT: **APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH IRVINE
UNIFIED SCHOOL DISTRICT: PROJECTS WITH INDUSTRY (PWI)
PROGRAM 3/2008-3/15/2013**

BACKGROUND INFORMATION

Individuals with Disabilities Education Act of 2004 (IDEA) continues to recognize the importance of preparing students with disabilities for employment and self-sufficiency in the community through Transition activities. IDEA also placed more unfunded requirements on school districts to provide effective and responsive services to these students.

Beginning in 1992, CUSD staff has developed several grant-funded programs such as the Transition Partnership Project (TPP), Workability I, and the Bridges to Work Social Security Administration grants/contracts that help to address the federal requirements. Demands for services have increased with student numbers and Transition requirements. Transition activities must be addressed in the Individual Education Plan (IEP) of each student in Special Education ages 16-22 and best practice dictates addressing the services beginning age 14. Employment and self-sufficiency skills support student independence in the community, while helping to reduce the unemployment rate of 65% for adults with disabilities.

CURRENT CONSIDERATIONS

Partnership With Industry (PWI) is an Office of Special Education Rehabilitation Services (OSERS) federal grant that has been awarded to Irvine Unified School District in collaboration with Capistrano Unified School District and Saddleback Valley Unified School District. The grant has been issued for a five year period.

Specifically, the funding provides for case management staff, employment training, job placement, and job coaching. These services are to be conducted collaboratively by all three districts serving a total of 120 youth.

FINANCIAL IMPLICATIONS

The District will receive, on a monthly reimbursement basis from Irvine Unified School District, a total of approximately \$75,271 per year in additional funding during the five year grant cycle.

STAFF RECOMMENDATION

It is respectfully recommended that Board President Ellen Addonizio recognize Assistant Superintendent Eamonn O'Donovan who will introduce this item and be available to respond to Trustee questions.

Following Board discussion, it is respectfully recommended that the Board of Trustees approve the Memorandum of Understanding with Irvine Unified School District for the five year period of 2008-2013 school years and authorize Eamonn O'Donovan, Assistant Superintendent of Special Education, to sign the agreement for the District, Exhibit A.

DISCUSSION/
ACTION

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AGREEMENT
BETWEEN THE IRVINE UNIFIED SCHOOL DISTRICT
AND THE CAPISTRANO UNIFIED SCHOOL DISTRICT
FOR THE OPERATION OF
THE PROJECTS WITH INDUSTRY (PWI) PROGRAM

This AGREEMENT is hereby entered into this 1st day of October, 2008, by and between the Irvine Unified School District, 5050 Barranca Parkway, Irvine, California 92604, hereinafter referred to as IUSD, and Capistrano Unified School District, 33122 Valle Road, San Juan Capistrano California, 92675 hereinafter referred to as CUSD. IUSD and CUSD shall be collectively referred to as the Parties.

WITNESSETH:

WHEREAS, Irvine Unified School District along with Saddleback Valley Unified School District and Capistrano Unified School District formed a Consortium to implement the Projects With Industry program, hereinafter referred to as PWI, and

WHEREAS, IUSD was awarded PWI funds, from the U. S. Department of Education, to support and facilitate employment preparation, job placement and career advancement for individuals with disabilities to ensure economically self-sufficient and responsible citizens; and

WHEREAS, THE U. S. DEPARTMENT OF EDUCATION has awarded a grant to the Parties from those proposals submitted, and IUSD has agreed to administer this grant on behalf of THE U. S. DEPARTMENT OF EDUCATION for the operation of PWI; and

WHEREAS, the CUSD is specially trained and experienced and competent to perform the special services required, and is agreeable to the rendering of such services according to the terms and conditions hereinafter set forth.

EXHIBIT A
(Page 1 of 13)

NOW, THEREFORE, the Parties hereby agree as follows:

1.0 TERM. The term of this AGREEMENT shall be for a period commencing on October 1, 2008 and terminate on September 30, 2009, subject to termination as set forth in this AGREEMENT. CUSD shall be obligated to perform such duties as would normally extend beyond this term including, but not limited to, obligations with respect to indemnification, audits, reporting, and accounting.

2.0 SCOPE OF WORK. IUSD hereby engages CUSD as an independent contractor to perform the following described work, and CUSD hereby agrees to perform said work upon the terms and conditions hereinafter set forth. Specifically, CUSD shall perform services for the Projects With Industry Program, hereinafter referred to as PWI, as stated in Exhibit A, attached hereto and incorporated herein by this reference.

3.0 BUDGET. CUSD shall be paid in accordance with the following budget: \$75,726. Contract funds shall only be used for the purpose(s) described in Exhibit "A". Expenditures must also be in accordance with an approved budget, Exhibit "B", attached hereto and incorporated by reference herein, as approved by IUSD. CUSD'S budget may be modified only with the prior written approval of IUSD. Expenses charged to this AGREEMENT shall not be incurred prior to the effective date of this AGREEMENT or subsequent to the end of the term of this AGREEMENT, unless written permission is granted by IUSD.

4.0 ALLOCATION OF FUNDS. IUSD agrees to allocate funding to the following districts for operation of a PROGRAM:

Saddleback Valley Unified School District \$ 75,726

Capistrano Unified School District \$ 75,726

5.0 COMPENSATION.

EXHIBIT A
(Page 2 of 13)

1 A. IUSD agrees to pay CUSD a total sum not to exceed Seventy-five
2 thousand seven hundred twenty-six dollars (\$75,726) or actual costs,
3 whichever is less for services satisfactorily rendered pursuant to this
4 AGREEMENT, provided CUSD'S costs are reimbursable pursuant to County, State
5 and Federal statutes and regulations and under all applicable terms of the
6 State of California. Payment shall be made monthly, upon completion and
7 acceptance of services and receipt of an itemized invoice from CUSD in
8 duplicate. Payment shall be mailed to: Capistrano Unified School District,
9 33122 Valle Road, San Juan Capistrano, California, 92675, or at such other
10 place as CUSD may designate in writing.

11 B. CUSD'S billings shall be on a form supplied by IUSD (Exhibit C) and
12 provide such information as is required by IUSD. Monthly payments are
13 interim payments only, and are subject to final settlement. Payments to CUSD
14 shall be released by IUSD no later than thirty (30) days after receipt of a
15 correctly completed billing form.

16 C. All billings to IUSD shall be accompanied by source documentation
17 including, but not limited to payroll ledgers, time sheets, invoices,
18 receipts, receiving records and records of services provided.

19 D. IUSD may withhold or delay any payment should CUSD fail to comply
20 with any of the provisions set forth in this AGREEMENT.

21 E. CUSD shall not claim reimbursement for services provided beyond the
22 expiration and/or termination of this AGREEMENT, except as may otherwise be
23 provided under this AGREEMENT.

24 F. The obligation of IUSD under this AGREEMENT is contingent upon the
25 availability of funds furnished by the U. S. Department of Education. In the
26 event such funding is terminated or reduced, this AGREEMENT may be

EXHIBIT A
(Page 3 of 13)

1 terminated, and IUSD'S fiscal obligations hereunder shall be limited to a
2 pro-rated amount of funding actually received by the IUSD under the grant.
3 IUSD shall provide CUSD written notification of such termination. Notice
4 shall be deemed given when received by CUSD or not later than three (3) days
5 after the day of mailing, whichever is sooner.

6 6.0 INDEPENDENT CONTRACTOR. CUSD, in the performance of this AGREEMENT,
7 shall be and act as an independent contractor. CUSD understands and agrees
8 that he/she and all of his/her employees shall not be considered officers,
9 employees or agents of the IUSD, and are not entitled to benefits of any kind
10 or nature normally provided employees of the IUSD and/or to which IUSD'S
11 employees are normally entitled, including, but not limited to, State
12 Unemployment Compensation or Workers' Compensation. CUSD assumes the full
13 responsibility for the acts and/or omissions of his/her employees or agents
14 as they relate to the services to be provided under this AGREEMENT. CUSD
15 shall assume full responsibility for payment of all federal, state and local
16 taxes or contributions, including unemployment insurance, social security and
17 income taxes with respect to CUSD'S employees.

18 7.0 HOLD HARMLESS.

19 A. CUSD hereby agrees to defend all claims of loss, and indemnify and
20 hold harmless IUSD, the Orange County Board of Education, and its officers,
21 agents, and employees, and the U. S. Department of Education from any and all
22 liability and claims of liability for bodily injury, personal injury,
23 sickness, disease, or death of any person or persons, or damage to any
24 property, real, personal, tangible or intangible, arising out of the
25 negligent acts or omissions of CUSD, its Governing Board, officers, agents or
26

1 employees, or the negligent condition of the property used, in the
2 performance of this AGREEMENT.

3 B. IUSD hereby agrees to defend all claims of loss, and indemnify and
4 hold harmless CUSD, its Governing Board, officers, agents, and employees, the
5 U. S. Department of Education from any and all liability and claims of
6 liability for bodily injury, personal injury, sickness, disease, or death of
7 any person or persons, or damage to any property, real, personal, tangible or
8 intangible, arising out of the negligent acts or omissions of IUSD, its
9 officers, agents or employees in the performance of this AGREEMENT.

10 8.0 INSURANCE. CUSD shall, at CUSD'S sole cost and expense, take out prior
11 to commencing the services, and maintain in force and effect, from the
12 commencement of services until expiration of this AGREEMENT, a policy or
13 policies of insurance covering CUSD'S services and furnish to IUSD a
14 certificate of insurance evidencing all coverages and endorsements required
15 hereunder. Such insurance shall be with an insurance company admitted and
16 licensed by the Insurance Commissioner of the State of California to transact
17 such insurance in the State of California. Minimum coverages shall be as
18 follows:

19	(1) General Liability Insurance	<u>\$1,000,000</u>
20	including Child Care/Sexual Abuse,	Per occurrence
21	broad form property damage and	
	contractual liability	
22	(2) Comprehensive Automobile Liability	<u>\$1,000,000</u>
23	Insurance covering all owned, non-owned	Per occurrence
	and hired vehicles	
24	(3) Employer's Liability	<u>\$1,000,000</u>
25	(4) Professional Liability	<u>\$1,000,000</u>
26		Claims made

EXHIBIT A
(Page 5 of 13)

1 (5) Statutory Workers' Compensation
Insurance in accordance with Sections
2 3700 and 3800 of the Labor Code of the
State of California

3 (6) A thirty (30) day written notice
4 to IUSD of cancellation or reduction in
coverage.

5 If CUSD is self-insured, CUSD shall provide IUSD, before the
6 commencement of services under this AGREEMENT, a letter of self-insurance
7 verifying all the above coverage minimums.

8 9.0 REPORTING REQUIREMENTS. CUSD shall submit to IUSD all financial,
9 statistical, and narrative reports required by IUSD. All reports shall be
10 submitted according to the dates to be determined by IUSD. Failure to
11 cooperate and provide requested data indicated in this paragraph shall be
12 considered substandard performance and may result in reduction and/or
13 termination of funding for the services to be provided under this AGREEMENT.
14 IUSD reserves the right to require additional reporting requirements as
15 appropriate.

16 10.0 RECORDS. CUSD shall prepare and maintain accurate and complete
17 financial records of its costs and operating expenses as they relate to the
18 services provided by this AGREEMENT. Financial records shall be retained for
19 at least five (5) years from the date of final payment or final settlement,
20 or until audit findings are resolved, whichever is longer. CUSD shall
21 maintain the confidentiality of all records, including billings, in
22 accordance with all applicable County, State, and Federal statutes and
23 regulations. CUSD shall inform all its officers, employees, and agents of
24 their responsibility for maintaining the confidentiality provisions of this
25 section.
26

1 11.0 INSPECTION AND AUDIT. IUSD, COUNTY, and the State of California or
2 Federal authorized representatives shall have access for the purpose of
3 auditing or examining any records of CUSD pertinent to this AGREEMENT. CUSD
4 shall maintain records of services provided and financial records for a
5 period of five (5) years, unless such period is waived by IUSD.

6 12.0 COPYRIGHT.

7 A. CUSD agrees that the copyright to any and all works of authorship
8 created pursuant to this AGREEMENT belongs to IUSD.

9 B. IUSD agrees that CUSD shall have royalty-free, non-exclusive and
10 irrevocable license to publish, translate into other languages, or use, all
11 material development under this AGREEMENT including those materials covered
12 by copyright, to the extent permitted by applicable State and Federal
13 regulations.

14 C. CUSD further agrees that before it exercises its rights hereunder,
15 CUSD shall first notify IUSD in writing specifying the materials CUSD wishes
16 to publish, translate or use. Upon receipt of such notice, the Contracts
17 Manager for IUSD shall review said materials to ensure the appropriate levels
18 of quality and then respond to CUSD'S request.

19 13.0 SUPPLANTING GOVERNMENT FUNDING. CUSD shall not supplant any Federal,
20 State or County funds intended for the purposes of this AGREEMENT with any
21 funds made available under this AGREEMENT. CUSD shall not claim
22 reimbursement from IUSD for, or apply sums received from IUSD with respect
23 to, that portion of its obligations which have been paid by another source of
24 revenue. CUSD agrees that it will not use funds received pursuant to this
25 AGREEMENT, either directly or indirectly, as a contribution or compensation
26

1 for purposes of obtaining Federal, State or COUNTY funds under any Federal,
2 State or County program without prior written approval of IUSD.

3 14.0 FINGERPRINTING REQUIREMENT. Upon commencement of this AGREEMENT and
4 throughout the term of this AGREEMENT, CUSD shall fully comply with the
5 provisions of Education Code Section 45125.1.

6 15.0 POLITICAL ACTIVITY. CUSD agrees that the funds provided herein shall
7 not be used to promote, directly or indirectly, any political party,
8 political candidate of political activity, except as permitted by law.

9 16.0 DELEGATION AND ASSIGNMENT. The obligations of CUSD pursuant to this
10 AGREEMENT shall not be assigned by CUSD without prior written approval of
11 IUSD.

12 17.0 COMPLIANCE WITH APPLICABLE LAWS. The services completed herein must
13 meet the approval of IUSD and shall be subject to IUSD'S general right of
14 inspection to secure the satisfactory completion thereof. CUSD agrees to
15 comply with all federal, state and local laws, rules, regulations and
16 ordinances that are now or may in the future become applicable to CUSD,
17 CUSD'S business, equipment and personnel engaged in operations covered by
18 this AGREEMENT or accruing out of the performance of such operations.

19 18.0 PERMITS/LICENSES. CUSD and all CUSD'S employees or agents shall secure
20 and maintain in force such permits and licenses, certificates, waivers, and
21 exemptions as are required by law in connection with the furnishing of
22 services pursuant to this AGREEMENT.

23 19.0 NONDISCRIMINATION. CUSD agrees that it will not engage in unlawful
24 discrimination in employment of persons because of race, color, religious
25 creed, national origin, ancestry, physical handicap, medical condition,
26 marital status, or sex of such persons. CUSD agrees to employ persons solely

EXHIBIT A
(Page 8 of 13)

1 on the basis of merit without regard to race, religion, color, gender,
2 national origin, sexual preference, medical condition, marital status,
3 ancestry, age or physical or mental handicap.

4 20.0 TERMINATION.

5 A. Either party may terminate this AGREEMENT, with or without cause,
6 upon thirty (30) days written notice served upon the other party. Notice
7 shall be deemed given when received by CUSD or no later than three (3) days
8 after the day of mailing, whichever is sooner.

9 B. In the event CUSD should fail to perform the covenants contained in
10 this AGREEMENT in the time and manner specified, IUSD may immediately
11 terminate this AGREEMENT and is excused from paying any amounts billed by
12 CUSD to IUSD.

13 21.0 NOTICE. All notices or demands to be given under this AGREEMENT by
14 either party to the other shall be in writing and given either by: (a)
15 personal service or (b) by U.S. Mail, mailed either by registered or
16 certified mail, return receipt requested, with postage prepaid. Service
17 shall be considered given when received if personally served or if mailed on
18 the third day after deposit in any U.S. Post Office. The address to which
19 notices or demands may be given by either party may be changed by written
20 notice given in accordance with the notice provisions of this section. As of
21 the date of this AGREEMENT, the addresses of the parties are as follows:

22
23 CUSD: Capistrano Unified School District
33122 Valle Road
San Juan Capistrano, California 92675
24 Attn: Gerry Strickland
25 IUSD: Irvine Unified School District
5050 Barranca Parkway
Irvine, California 92604
26 Attn: Linda O'Neal

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22.0 NON WAIVER. The failure of IUSD or CUSD to seek redress for violation of, or to insist upon, the strict performance of any term or condition of this AGREEMENT shall not be deemed a waiver by that party of such term or condition, or prevent a subsequent similar act from again constituting a violation of such term or condition.

23.0 SEVERABILITY. If any term, condition or provision of this AGREEMENT is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions will nevertheless continue in full force and effect, and shall not be affected, impaired or invalidated in any way.

24.0 GOVERNING LAW. The terms and conditions of this AGREEMENT shall be governed by the laws of the State of California with venue in Orange County, California.

1 25.0 ENTIRE AGREEMENT/AMENDMENT. This AGREEMENT and any exhibits attached
2 hereto constitute the entire agreement among the Parties to it and supersede
3 any prior or contemporaneous understanding or agreement with respect to the
4 services contemplated, and may be amended only by a written amendment
5 executed by CUSD and IUSD to the AGREEMENT.

6 IN WITNESS WHEREOF, the Parties hereto set their hands.

7
8 CAPISTRANO UNIFIED SCHOOL DISTRICT

IRVINE UNIFIED SCHOOL DISTRICT

9 BY: _____
Authorized Signature

BY: _____
Authorized Signature

10 PRINT NAME: _____

PRINT NAME: Linda O'Neal

11 TITLE: _____

TITLE: Career Link Coordinator

12 DATE: _____

DATE: _____

13 TAXPAYER IDENTIFICATION NUMBER

95-2798-223
TAXPAYER IDENTIFICATION NUMBER

**IRVINE UNIFIED SCHOOL DISTRICT
PROJECTS WITH INDUSTRY**

**Capistrano Unified School District
Responsibilities**

1. Recruit and enroll forty-five (45) participants ages 18-26 with significant disabilities.
2. Assist with operation of the Business Advisory Council.
3. Place 90% of the PWI participants who are not employed into work training positions.
4. Place at least 55% of participants with significant disabilities in paid employment at or above minimum wage for at least 90 days.
5. 30% of SUSD's PWI participants must enroll in and complete at least one training/education course that will enhance their ability to get or keep a job.
6. At least 50% of participants placed into jobs must be individuals who have been continuously unemployed for at least 6 months prior to their project entry.
7. Increase the percent of participants who work 25 hours or more per week.
8. Increase the percent of people using SSI/SSDI who work to at least 50%.
9. After securing a job, decrease cash payments from public sources for participants who receive public assistance at application.
10. Increase promotional opportunities for at least 25% of employed participants.
11. Complete Individual Employment/Career Plans for each PWI participant.
12. Maintain PWI client files as outlined by ISUD staff.
13. Submit monthly, quarterly and yearly outcome data as required by Allen Shea & Associates, outside PWI Evaluators.
14. Follow additional US Office of Education/PWI grant requirements.

**IRVINE UNIFIED SCHOOL DISTRICT
PROJECTS WITH INDUSTRY**

**Capistrano Unified School District
Budget**

Position Title			Amount Budgeted
PERSONNEL			
Case Manager	20 hours/week		\$ 23,440
Benefits			\$ 4,279
Job Coach	40 hours/week		\$ 28,860
Benefits			\$ 13,712
		Subtotal	\$ 70,291
OPERATING			
Instructional Supplies & Training Materials			\$ 1,400
Office Supplies/Printing			\$ 1,350
Communication			\$ 600
Mileage			\$ 600
		Subtotal	\$ 3,980
		TOTALS	\$ 75,271

1. Instructional Supplies: includes work related software technology, materials for Individual Career Plans.
2. Office Supplies/Printing: includes printing, postage, paper, envelopes, file folders, labels, pens, and marketing materials.
3. Communication: Wireless phone services for Job Coach
4. Mileage: limited to SVUSD's current district rate/mile for the Case Manager and Job Coach.

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: RESOLUTION #0809-45, BEHAVIORAL INTERVENTION
PLANS (HUGHES BILL) MANDATED COST CLAIM SETTLEMENT
AND AGREEMENT TO WAIVE FUTRUE CLAIMS**

BACKGROUND INFORMATION

Approximately seven years ago, the California Department of Education entered into a Settlement and Release Agreement with school districts, county offices, and SELPAs related to a Mandated Cost Claim and lawsuit filed by the Riverside County Office of Education. The settlement was related to special education requirements in California that go beyond what is required in federal law (IDEA) and stemmed from a 1994 lawsuit.

During the last twelve months, the California School Boards Association's Education Legal Alliance began negotiating a settlement of the Mandated Cost Claims for the Hughes Bill requirements. The Behavioral Intervention Plan (Hughes Bill) Mandated Cost Claim Settlement resolves the test claim CSM-4464 initiated by San Diego Unified School District, Butte COE, and San Joaquin COE, and the related Sacramento Superior Court case No. 03CS01432, regarding reimbursement for costs associated with behavioral intervention plans mandated by statute. If approved, it ends a fourteen-year dispute with the State of California regarding funding for state behavior intervention plan requirements that are in excess of federal law.

CURRENT CONSIDERATION

This agenda item presents for Board approval of Resolution #0809-45, Exhibit A. Local Education Authorities (LEAs), including Capistrano Unified School District are asked to consider approval of this settlement. In the proposed resolution the Board:

- (1) approves the settlement, which will bring CUSD approximately \$14.85 per 2007-08 ADA annually for the six year period beginning 2011-12 through 2016-17; the CUSD SELPA approximately \$8.85 per ADA per December 2007 special education pupil count in 2009-10; and approximately \$10.92 per ADA for the CUSD SELPA as part of the AB 602 funding formula, beginning in 2009-10, and increasing by COLA and ADA growth in subsequent years;
- (2) agrees to waive its ability to file future mandated cost claims on the Hughes Bill statute and regulations as currently worded, Exhibit B;

- (3) directs the District's authorized representative to sign the Waiver, Exhibit C to implement this action.

The Notice to LEAs provides a summary of the settlement, Exhibit D. The approval process mandates that 85% of all LEAs in California sign a waiver document. By signing this waiver, the District acknowledges that the LEA forever gives up its right to file any mandated cost claim regarding the Hughes Bill Statute and Regulations, and/or to pursue any filed claim regarding the statute and regulations, and/or to benefit from such a claim. The waiver must be signed and submitted by February 28, 2009.

FINANCIAL IMPLICATIONS

The settlement provides for the following funding:

\$510 million payable to school districts as general fund reimbursement, in \$85 million installments over 6 years, from 2011-12 through 2016-17, based on 2007-08 ADA.

- This is estimated to increase funding to the CUSD general fund by \$736,532.85 per year for the duration of the agreement.

\$10 million payable to SELPAs and County Offices of Education as general fund reimbursement in 2009-10:

- This is estimated to be a one-time disbursement to the CUSD general fund of \$41,497.72.

\$65 million added in 2009-10 as a permanent increase to the AB 602 special education funding base. Commencing in 2010-11, this amount will be subject to COLA and growth to the extent it is added to AB 602 generally.

- This amounts to an increase of AB 602 funding for CUSD by \$10.92 per ADA, (estimated to be approximately \$546,431.32 for the first year of the agreement), with adjustments in future years according to COLA and ADA.

STAFF RECOMMENDATION

It is respectfully recommended that Board President Ellen Addonizio recognize Assistant Superintendent Eamonn O'Donovan who will introduce this item and be available to respond to Trustee questions.

Following Board discussion, it is respectfully recommended that the Board approve and enter into a Wavier Agreement by authorizing the signing of Resolution No. 0809-45, Exhibit A and Wavier, Exhibit C to fulfill the terms of the Settlement and Release Agreement for the Behavioral Intervention Plans Mandated Cost ("Settlement").

DISCUSSION/
ACTION

GOVERNING BOARD OF THE Capistrano Unified DISTRICT
[COUNTY OFFICE OF EDUCATION OR
SPECIAL EDUCATION LOCAL PLAN AREA (as appropriate)]

**APPROVAL OF BEHAVIORAL INTERVENTION PLANS [HUGHES BILL]
MANDATED COST CLAIM SETTLEMENT AND AGREEMENT
TO WAIVE FUTURE CLAIMS**

WHEREAS, the Commission on State Mandates (“the Commission”), in a test claim known as the Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim, has determined that, since 1993, there are unfunded state mandates exceeding the federal requirements in the following seven (7) components of the Hughes Bill Statute and Regulations (California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052): special education local plan area (“SELPA”) plan requirements, development and implementation of behavioral intervention plans, functional analysis assessments, modifications and contingent behavioral intervention plans, development and implementation of emergency interventions, prohibited behavioral intervention plans, and due process hearings;

WHEREAS, these state mandates remain required components of the Hughes Bill Statute and Regulations;

WHEREAS, final claiming instructions for the Behavioral Intervention Plans Mandated Cost Claim were never adopted by the Commission due to various disputes that arose with the State;

WHEREAS, the State’s Department of Finance disputes that any of the identified Behavioral Intervention Plans Mandated Cost Claim mandates qualify for state reimbursement because it contends they are required by federal law, and therefore the State has filed a lawsuit with the Sacramento Superior Court, case No. 03CS01432, to contest the Commission’s decision in the Behavioral Intervention Plans Mandated Cost Claim;

WHEREAS, the Test Claimants believe that the identified mandates require new programs and increased levels of service in excess of federal law, and are therefore unfunded state mandates, and therefore the Test Claimants oppose the court action filed by the State challenging the Commission’s decision;

WHEREAS, this litigation could thwart resolution of these matters for a number of years;

WHEREAS, to avoid the cost and uncertainty of further litigation, to alleviate the uncertainty regarding the Hughes Bill Statute and Regulations funding, and to expedite the resolution of this long-pending mandate claim, the State and the Test Claimants (“Parties”) have determined to compromise and settle the claims set forth in the Behavioral Intervention Plans Mandated Cost Claim;

WHEREAS, the Parties have negotiated a settlement agreement (“Agreement”), which provides \$520 million as general fund reimbursement for past costs associated with the Hughes Bill Statute and Regulations, allocated as follows:

- \$510 million to school districts based on 2007-08 P-2 average daily attendance (“ADA”) (about \$14.85 per ADA annually for six years, beginning in 2011-12, or for a lesser period at the State’s discretion should the State choose to accelerate payment of such reimbursement);
- \$1.5 million to county offices of education in 2009-10 based on December 2007 county special education pupil count, about \$35.06 per pupil, with no county office of education receiving less than \$5,000;
- \$6 million to SELPAs in 2009-10 based on December 2007 special education pupil count, about \$8.85 per pupil, with no SELPA receiving less than \$10,000; and
- \$2.5 million in 2009-10 for administrative costs incurred in pursuing the Claim;

WHEREAS, the settlement further provides \$65 million as a permanent increase to the AB 602 funding base for special education programs and services beginning in 2009-10, resulting in each SELPA’s funding rate increasing by about \$10.92 per ADA, with this amount increasing by the cost of living adjustment and ADA growth in subsequent years;

WHEREAS, by approving this settlement the Capistrano Unified School District [COE or SELPA (as appropriate)] will receive approximately \$4,419,197.10 [total] in discretionary funding for retroactive reimbursement, \$ 736,532.85 [amount of installment] over six-years in equal installments [districts only], unless the State, in its discretion, accelerates payment of such reimbursement;

WHEREAS, the Capistrano Unified School District [COE or SELPA (as appropriate)], in exchange for the foregoing financial settlement, must waive its right to file any further mandate claims arising from the Hughes Bill Statute and Regulations, or to benefit from any new Hughes Bill Statute and Regulations claims filed, unless the Hughes Bill Statute and Regulations change;

WHEREAS, if for some reason the settlement process is not completed, the Waiver will not take effect;

WHEREAS, the Governing Board of the Capistrano Unified School District [COE or SELPA (as appropriate)] has reviewed the Notice to LEAs Re: Pending Settlement of the Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim and the required Waiver; and

WHEREAS, the District [COE or SELPA (as appropriate)] administrative staff, having reviewed the terms of the pending settlement, recommends that the Governing Board approve the

December 19, 2008

EXHIBIT A
(Page 2 of 3)

Behavioral Intervention Plans
Settlement
Resolution

settlement and agree to waive its rights to file mandated cost claims arising from the Hughes Bill Statute and Regulations in the future or to benefit from such claims unless the Hughes Bill Statute and Regulations change;

NOW THEREFORE, BE IT RESOLVED, the Governing Board of the Capistrano Unified School District [COE or SELPA (as appropriate)] approves the terms of the pending settlement of the Behavioral Intervention Plans Mandated Cost Claim, agrees to waive its rights regarding claims as set forth in the attached Waiver, and authorizes the Superintendent [or Associate/Assistant Superintendent (as appropriate)] [or in the case of the COE the Board President and County Superintendent] [or SELPA Director] to sign the required Waiver and to deliver it as requested by no later than February 28, 2009, and to complete any other administrative task necessary to effectuate this decision.

Passed and adopted by the Governing Board of the Capistrano Unified School District [COE or SELPA (as appropriate)] on February 9, 2009 by the following vote:

Ayes: _____

Noes: _____

Absent: _____

Ellen Addonizio
President, Governing Board

Eamonn O'Donovan, Assistant Superintendent/SELPA Director
School District (COE, SELPA as appropriate)

Orange
County, California

Attested by: _____
Secretary to the Board

00334.00100/105189.1

EXHIBIT B
INFORMATION ONLY

SETTLEMENT AND RELEASE AGREEMENT
BEHAVIORAL INTERVENTION PLANS [HUGHES BILL] MANDATED COST CLAIM

This settlement and release agreement ("Agreement") is entered into this _____ day of 2008 by and between the State of California ("the STATE") on the one hand, and San Diego Unified School District, Butte County Office of Education, and San Joaquin County Office of Education (collectively "CLAIMANTS") on the other, who, in consideration of the promises made herein, agree as follows:

I. Nature and Status of the Dispute

Effective January 1, 1991, Education Code section 56523 was added to the Education Code. That section required the development and adoption of regulations governing positive behavioral interventions for special education students by the State Board of Education ("the SBE"). In 1993, the SBE promulgated California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052 to implement Education Code section 56523. The Education Code section and its implementing regulations are referred to cumulatively as "the Hughes Bill."

The Behavioral Intervention Plans Mandated Cost Claim was initiated on September 28, 1994, when San Diego Unified School District, Butte County Office of Education, and San Joaquin County Office of Education filed test claim CSM-4464 with the Commission on State Mandates ("the Commission"). The Behavioral Intervention Plans Mandated Cost Claim asked the STATE to reimburse local educational agencies ("LEAs"), including school districts, county offices of education, special education local plan areas ("SELPA's"), and joint agencies composed of such organizations for the costs of implementing the Hughes Bill.

On September 28, 2000, the Commission adopted a Statement of Decision on CSM-4464 finding that the Hughes Bill imposed a reimbursable state mandate on school districts by requiring the following seven activities: SELPA plan requirements, development and implementation of behavioral intervention plans, functional analysis assessments, modifications and contingent behavioral intervention plans, development and implementation of emergency interventions, prohibited behavioral intervention plans, and due process hearings. The settlement of the Special Education Mandated Cost Claim in 2000-2001 explicitly omitted the Behavioral Intervention Plans Mandated Cost Claim (Ed. Code § 56836.156(g)).

Subsequently CLAIMANTS proposed parameters and guidelines for the CSM-4464 claiming process but various disputes arose with the STATE and a final draft was never adopted by the Commission. The parties attempted settlement without success and the matter reached a stalemate.

On September 26, 2003, the STATE's Department of Finance filed a Petition for Administrative Mandamus in the Sacramento Superior Court challenging the Commission's decision in CSM-4464. It named the Commission as Respondent, and CLAIMANTS as Real Parties in Interest (*Department of Finance v. Commission on State Mandates*, Sacramento Superior Court Case No. 03CS01432). The Petition maintained that the Hughes Bill was not a reimbursable state mandate because 1) it was required by federal law, 2) it merely implemented federal requirements, and

3) it did not exceed those requirements. The matter is still pending. CLAIMANTS have filed no responsive pleadings as yet.

On October 4, 2007, the Deputy Attorney General representing the STATE's Department of Finance in the above case wrote to CLAIMANTS stating that pending reforms in the mandate process could present a timely opportunity to continue negotiations. The Deputy Attorney General noted that the mandate reform legislation, AB 1222, included the option of the joint development of a reasonable reimbursement methodology and cost estimate. The Deputy Attorney General suggested a meeting if CLAIMANTS were interested in resolving the matter and noted that, absent successful settlement, she planned to schedule a hearing in Sacramento Superior Court in April 2008. In response, CLAIMANTS contacted the Deputy Attorney General and the parties began meeting to work on a mutually agreeable resolution.

A chief task in the settlement process was developing a statewide cost estimate for the claim. Ultimately CLAIMANTS completed surveys of more than 20 SELPAs representing more than 10% of public school students statewide. The STATE's Department of Finance staff reviewed copies of all survey returns and verified that the cumulative cost totals accurately reflected the SELPA data.

In May 2008, the Sacramento Superior Court notified the STATE that it must bring its case to trial by September 26, 2008, or be subject to dismissal under the state law which requires all matters to be brought to trial within five years ("the five-year rule"). Ultimately, the parties filed a stipulation with the court agreeing to extend the five-year period to March 27, 2009, in the hopes that agreement could be reached.

The STATE's Department of Finance continues to dispute the Commission's decision in CSM-4464 that the Hughes Bill is a reimbursable mandate. CLAIMANTS believe the Commission's decision was correct and that the Hughes Bill imposes requirements on school districts that are not mandated by federal law.

To avoid the costs and uncertainty of further litigation, to alleviate the uncertainty regarding the Hughes Bill funding, and to expedite the resolution of this long-pending mandate claim in the spirit of AB 1222, the parties have determined to compromise and settle the claims raised in Sacramento Superior Court Case No. 03CS01432 and the underlying administrative decision of the Commission on State Mandates in CSM-4464 on the terms and conditions set forth below.

II. Actions to Resolve Dispute

- A. The mutual obligations and duties of the parties set forth herein are contingent upon all of the following events occurring:
 - 1. On or before February 28, 2009, no less than 85% of all K-12 school districts, county offices of education, and SELPAs shall sign the Waiver, attached hereto as Exhibit A. In addition, the school districts and county offices signing Exhibit A must have served student populations accounting

for no less than 92% of the second principal apportionment (P-2) average daily attendance in the 2007-08 fiscal year.

2. The parties shall seek a superior court ruling that the settlement is final and binding on all LEAs, assuming implementing legislation is enacted. In the absence of such a ruling, the parties shall seek an alternative, mutually agreeable final and formal resolution of the dispute.
 3. Prior to or concurrent with the enactment of the Budget Act for the 2009-10 fiscal year, legislation is enacted that contains provisions identical to or substantially similar to the language contained in Exhibit B. It is the intent of the parties that, on or before January 10, 2009, the Legislature shall be requested to enact such legislation on an urgency basis. Any modifications to the proposed legislation shall be made only with agreement of all the signatories to this settlement document.
 - a. The proposed legislation shall appropriate the amount of ten million dollars (\$10,000,000) payable upon enactment and allocated in accord with Section II.B. of this Agreement.
 - b. The proposed legislation shall require additional funding of five-hundred and ten million dollars (\$510,000,000) in total payable over a six-year period, or lesser period at the STATE's discretion, commencing July 1, 2011, and allocated in accord with Section II.B. of this Agreement.
 - c. The proposed legislation shall include statutory language to revise the existing special education funding model established by Assembly Bill 602 (Chapter 854, Statutes of 1997) to provide an ongoing increase of sixty-five million dollars (\$65,000,000) annually to special education programs. The proposed legislation shall appropriate the first year of funding.
 - d. The combination of the above appropriations is to be considered in full satisfaction of, and is in lieu of, any reimbursable mandate claims that would have been filed as a result of CSM-4464. By providing this funding for CSM-4464, the STATE in no way concedes the existence of an unfunded reimbursable mandate for that claim.
- B. For the purposes of this settlement only, to resolve any and all retrospective mandated cost claims from 1993-94 to 2008-09 arising from CSM-4464 and the Statement of Decision adopted by the Commission on State Mandates on September 28, 2000, the STATE agrees that:

1. Upon enactment of legislation prior to or concurrent with the 2009-10 Budget Act, payment in the amount of ten million dollars (\$10,000,000) will be allocated to LEAs as follows:
 - a. One million five hundred thousand dollars (\$1,500,000) shall be allocated to county offices of education on an equal per-pupil basis. The amount of each agency's allocation shall be determined by dividing one million five hundred thousand dollars (\$1,500,000) by the total statewide county special education pupil count only, as reported by county offices of education as of December 2007. The allotment for each county office of education shall be the per-pupil amount times the county's special education pupil count reported as of December 2007. The State Superintendent of Public Instruction ("the Superintendent") shall adjust the computations in such a manner as to ensure that the allotment to each county office of education is at least five thousand dollars (\$5,000).
 - b. Six million dollars (\$6,000,000) shall be allocated to SELPAs that existed for the 2007-08 fiscal year. The amount of each agency's allocation shall be determined by dividing six million dollars (\$6,000,000) by the total statewide special education pupil count as of December 2007. The allotment for each agency shall be the statewide per-pupil amount times the SELPA's special education pupil count reported as of December 2007. The State Superintendent of Public Instruction ("the Superintendent") shall adjust the computations in such a manner as to ensure that the allotment to each SELPA is at least ten thousand dollars (\$10,000).
 - c. Two million five hundred thousand dollars (\$2,500,000) shall be paid to San Joaquin County Office of Education.
2. In accord with legislation enacted prior to or concurrent with the 2009-10 Budget Act, the State will pay an additional five hundred and ten million dollars (\$510,000,000) to school districts. This amount shall be allocated in installment payments of eighty-five million dollars (\$85,000,000) commencing July 1, 2011, and annually thereafter for a period of six years unless the STATE in its discretion enlarges the installment amount from time to time, thereby discharging the obligation in advance of the six year period. These payments shall be allocated to school districts on a per-pupil basis as follows:
 - a. The appropriation shall be divided by the total average daily attendance, excluding attendance for regional occupation centers and programs, adult education, and programs operated by the county superintendents of schools, for all pupils in kindergarten through grade twelve in all school districts as used by the Superintendent for the second principal apportionment for the

2007-08 fiscal year. Each school district shall receive an allocation equal to the per-pupil amount times the district's reported average daily attendance for the second principal apportionment for the 2007-08 fiscal year, excluding attendance for regional occupation centers and programs, adult education, and programs operated by the county superintendents of schools. The amount allocated to each school district shall be the same in all subsequent fiscal years as it is in the first fiscal year unless the State enlarges the appropriation as specified in II.B.2. above.

- b. In any fiscal year after 2011-12 in which the provisions of paragraph (b)(3) of Section 8 of Article XVI of the California Constitution are operative, the annual appropriation shall not be required to be made. If an appropriation is not made for a specific fiscal year or years, it shall instead be made in the fiscal year or years immediately succeeding the final payment pursuant to Section II.B.2 of this Agreement.

C. To effectuate a stay of the five-year rule and to seek court approval of the settlement which makes it final and binding on LEAs, the parties agree to the following:

- 1. Within ten court days after execution of this Agreement, CLAIMANTS will file a response to the Petition for Administrative Mandamus, Sacramento Superior Court Case No. 03CS01432. Concurrently or as soon thereafter as the parties deem appropriate, the STATE and CLAIMANTS shall jointly stipulate to a stay of the five-year rule, and shall file such stipulation with the court. The stipulation shall provide for and ask the court to order the following:
 - a. A stay of the five-year rule for the purposes of this settlement, with the understanding that the five-year rule shall be in effect within ninety (90) days if the settlement terms cannot be effectuated.
 - b. Notice of the stay and of the settlement terms to all LEAs.
 - c. A court hearing, if necessary, to consider any objections to the settlement made by LEAs or other parties of standing.
 - d. Entry of judgment that the settlement is the final resolution of CSM-4464 assuming implementing legislation is enacted, and that after appropriate consideration of objections, if any, it is final and binding on all LEAs.

- D. In the absence of any entry of judgment as specified in Section II.C.1.d. of this Agreement, the parties shall seek an alternative mutually agreeable final and formal resolution of the dispute.
- E. If the events listed in Section II.A. as preconditions to the parties' obligations do not take place, the STATE or the CLAIMANTS may request the Superior Court to lift the stay issued pursuant to Section II.C.1.a., above, and to order that the five-year rule shall take effect in ninety (90) days.

III. Known Claims

With respect to section 56523 of the California Education Code and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052 as those sections read on or before July 1, 2008, ("the Hughes Bill Statute and Regulations"), CLAIMANTS hereby knowingly and voluntarily waive the rights set forth under article XIIB, section 6, of the California Constitution, sections 17500 through 17630 of the California Government Code, and sections 1181 through 1189.11 of Title 2 of the California Code of Regulations. By signing this Agreement, CLAIMANTS hereby acknowledge that CLAIMANTS forever relinquish their right to file any mandated cost claim regarding the Hughes Bill Statute and Regulations, and further forever relinquish their right to receive any benefit(s) from any claim(s) so filed. CLAIMANTS may file mandated cost claims concerning such statutes and regulations only to the extent that state or federal statutes or regulations are amended or added or changed in any other way after July 1, 2008. CLAIMANTS further acknowledge and concede that the amount that is required to be appropriated for the purpose of satisfying the STATE's minimum funding obligation to school districts pursuant to article XVI, section 8, of the California Constitution shall not be required to be increased, to any extent, by payment of the amounts set forth in Sections II.B.1 and II.B.2 of this agreement.

IV. Unknown Claims

- A. CLAIMANTS expressly waive the application of California Civil Code section 1542 regarding mandated cost claims based on Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052 as those sections read on or before July 1, 2008.

- B. CLAIMANTS certify that they have read the following provisions of California Civil Code section 1542:

"A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor."

- C. CLAIMANTS understand and acknowledge that the significance and consequence of the waiver of California Civil Code section 1542 is that:
1. They may have additional claims arising or occurring up to the date of this Agreement of which they are not now aware;
 2. They may not make a further demand for any such claims;
 3. They may not receive any benefit(s) from any such claims; and
 4. They extend their waiver to include now unknown or later discovered claims.

V. Advice of Attorney

CLAIMANTS warrant and represent that they have been advised to seek legal advice from the attorney of their choice regarding the risks, complications, and costs of the Agreement. CLAIMANTS acknowledge and represent either that they relied upon legal advice from their attorney in executing this Agreement or that they chose not to rely upon legal advice from their attorney in executing this Agreement. They further acknowledge and represent that, in executing this Agreement, they have not relied on any inducements, promises, or representations other than those stated in this Agreement.

VI. Conditions of Execution

Each party acknowledges and warrants that the party's execution of this Agreement is free and voluntary.

VII. Execution of Other Documents

Each party to this Agreement shall cooperate fully in the execution of any and all other documents and the completion of any additional actions that may be necessary or appropriate to give full force and effect to the terms and intent of this Agreement.

VIII. Nonadmission

Nothing contained in the Agreement constitutes an admission or concession, by any party, as to any matter of fact or law at issue in Sacramento Superior Court Case No. 03CS01432 and/or CSM-4464, and no party hereto shall deem or construe this Agreement, or any part thereof, to be any such admission or concession. Further, nothing in this Agreement may be deemed or construed to be, by any entity or person not a party hereto, as against any party hereto, or any agency thereof, any admission or concession as to any matter of fact or law at issue in Sacramento Superior Court Case No. 03CS01432 and/or CSM-4464.

IX. Entire Agreement

This Agreement and Exhibits A and B attached hereto contain the entire Agreement between the parties. A breach of any portion of this Agreement shall be considered a breach of the whole Agreement.

X. Effective Date

This Agreement shall be effective immediately upon execution by the parties. This Agreement has retroactive effect to the extent specified herein.

XII. Governing Law

This Agreement is entered into, and shall be construed and interpreted, in accordance with the laws of the State of California and the United States.

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XIII. Counterparts

This Agreement may be signed in counterparts, such that signatures appear on separate pages. A copy or original of this document with all signature pages appended together shall be deemed a fully executed Agreement.

For the State of California:

Michael C. Genest
Director, Department of Finance

Dated: _____

Stephen P. Acquisto
Supervising Deputy Attorney General

Dated: _____

San Diego Unified School District

By _____
Terry Grier, Superintendent

Dated: _____

Butte County Office of Education

By _____
Roy L. Applegate, Ed.D., SELPA Director

Dated: _____

San Joaquin County Office of Education

By _____
Sandee Kludt, Ed.D., Assistant Superintendent of
Special Education/SELPA Director

Dated: _____

Approved as to form:

Fagen Friedman & Fulfrost

Diana McDonough, Of Counsel
Attorneys for San Diego Unified School District,
Butte County Office of Education, San Joaquin County
Office of Education and Interested Party
CSBA's Education Legal Alliance

Dated: _____

00334.00100/105941



WAIVER

This Waiver is entered into on February 9, 2009 by Capistrano Unified School District, hereinafter "LEA," to fulfill one of the terms of the Settlement and Release Agreement for the Behavioral Intervention Plans Mandated Cost Claim ("Agreement").

A. Known Claims

With respect to section 56523 of the California Education Code and the California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and section 3052 as those sections read on or before July 1, 2008, (collectively "the Hughes Bill Statute and Regulations"), LEA hereby knowingly and voluntarily waives the rights set forth under article XIIIB, section 6, of the California Constitution, sections 17500 through 17630 of the California Government Code, and sections 1181 through 1189.11 of Title 2 of the California Code of Regulations. By signing this Waiver, LEA hereby acknowledges that LEA forever gives up its right to file any mandated cost claim regarding the Hughes Bill Statute and Regulations, and/or to pursue any filed claim regarding that statute and regulations, and/or to benefit from such a claim, including any claim regarding the following programs and services:

1. Special education local plan area plan requirements pursuant to California Code of Regulations, title 2, sections 3001, subdivision (c), and 3052, subdivision (j), as these sections read on July 1, 2008;
2. Development and implementation of behavioral intervention plans pursuant to California Code of Regulations, title 2, sections 3001, subdivisions (c), (d), (e), and (f), and 3052, subdivisions (a), (c), (d), (e), and (f), as these sections read on July 1, 2008;
3. Functional analysis assessments pursuant to California Code of Regulations, title 2, sections 3001, subdivisions (d) and (f), and 3052, subdivisions (b), (c), and (f), as these sections read on July 1, 2008;
4. Modifications and contingent behavioral intervention plans pursuant to California Code of Regulations, title 2, section 3052, subdivisions (g) and (h), as these sections read on July 1, 2008;
5. Development and implementation of emergency interventions pursuant to California Code of Regulations, title 2, sections 3001, subdivisions (c) and (d), and 3052, subdivision (i), as these sections read on July 1, 2008;

6. Prohibited behavioral intervention plans pursuant to California Code of Regulations, title 2, sections 3001, subdivision (d), and 3052, subdivision (l), as these sections read on July 1, 2008; and
7. Due process hearings pursuant to California Code of Regulations, title 2, section 3052, subdivision (m), as this section read on July 1, 2008.

LEA further acknowledges and concedes that the amount that is required to be appropriated for the purpose of satisfying the STATE's minimum funding obligation to LEAs pursuant to article XVI, section 8, of the California Constitution shall not be required to be increased, to any extent, by payment of the retrospective amounts described in Paragraph II.B. of the Agreement, and by signing this Waiver LEA forever gives up its right to contend otherwise.

B. Unknown Claims

1. LEA expressly waives the application of California Civil Code section 1542 regarding mandated cost claims under California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052 as those sections read on or before July 1, 2008.
2. LEA certifies that it has read the following provisions of California Civil Code Section 1542:

"A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor."
3. LEA understands that it is agreeing that California Civil Code section 1542 does not apply to this Waiver. LEA understands and acknowledges that the significance and consequence of this waiver of California Civil Code section 1542 is:
 - a. LEA may have additional claims arising or occurring up to the date of this Waiver of which it is not now aware;
 - b. LEA may not make a further demand for any such claims;
 - c. LEA may not receive any benefit(s) from any such claims that may be filed by other claimants; and
 - d. LEA extends its waiver to include now unknown and/or later discovered claims.

C. Exemptions

LEA signs this Waiver with the understanding that it does not prohibit LEAs from filing mandated cost claims to the extent that the Hughes Bill Statute and Regulations are amended or added or changed in any way after July 1, 2008.

D. Advice of Attorney

LEA warrants and represents that it has reviewed and understands the Notice to LEAs Re: Pending Settlement of the Behavioral Intervention Plans Mandated Cost Claim ("the Notice") and this Waiver, and that it has been advised to seek legal advice from the attorney of its choice regarding the Notice and this Waiver. LEA acknowledges and represents either that it relied upon legal advice from its attorney in executing this Waiver or that it chose not to rely upon legal advice from its attorney in executing this Waiver. LEA further acknowledges and represents that, in executing this Waiver, it has not relied on any inducements, promises, or representations other than those stated in the Notice and Waiver.

E. Contingency of Waiver

LEA understands that this Waiver is binding only if the preconditions to the full implementation of the Settlement Agreement are satisfied. Those preconditions are set out in Section C of the Notice and Section II.A. of the Agreement, and are, in brief: (1) at least 85% of all LEAs sign this Waiver, including school districts and county offices of education who served student populations accounting for 92% of the P-2 2007-08 ADA; (2) the parties seek a superior court ruling that the settlement is final and binding on all LEAs; and (3) legislation is enacted appropriating the necessary funding and placing ongoing funding in statute.

Dated: February 9, 2009

Signed: _____

Suzette Lovely, Deputy Superintendent
Print or Type Name Above

Authorized Agent for: CUSD
Name of LEA

00334.00100/107130.1

EXHIBIT D
INFORMATION ONLY



Education Legal Alliance



NOTICE TO LEAS

Re: Pending Settlement of the Behavioral Intervention Plans
[Hughes Bill] Mandated Cost Claim

This Notice is intended to inform all local educational agencies ("LEAs") in California about their rights regarding the Behavioral Intervention Plans Mandated Cost Test Claim, claim CSM-4464, initiated September 28, 1994 by San Diego Unified School District, Butte County Office of Education, and San Joaquin County Office of Education ("Claimants"), and the subsequent Sacramento Superior Court case, case No. 03CS01432, regarding this same test claim ("the Claim"). For purposes of this Notice, LEAs include all school districts, county offices of education, special education local plan areas ("SELPAs"), and joint agencies composed of such organizations in the State of California. The Claim has significant fiscal implications for LEAs. For this reason, LEAs are advised to review this Notice and the attached Waiver with legal counsel before deciding whether to sign the Waiver.

In reviewing this Notice, please be aware of the following items:

1. This Notice and the attached Waiver apply only to the Behavioral Intervention Plans Mandated Cost Claim and claims arising from California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052, as those sections read on or before July 1, 2008, (collectively "the Hughes Bill Statute and Regulations").
2. This Notice and the attached Waiver do not affect any rights any LEAs may have to file test claims with the Commission on State Mandates ("the Commission") on any mandates created as a result of changes to state or federal statutes or regulations that occur after July 1, 2008.

A. What is the Behavioral Intervention Plans Mandated Cost Claim?

The Behavioral Intervention Plans Mandated Cost Claim is a fourteen-year effort by local school districts, county offices of education, and SELPAs to obtain reimbursement for costs associated with behavioral intervention plans required by the Hughes Bill Statute and Regulations under state law.

The California Constitution requires that whenever the Legislature mandates a new program or a higher level of service, the State must provide funds to reimburse local government for the actual costs of implementation, with certain exceptions. State law requires that the State shall reimburse each local agency for all unfunded costs mandated by the State. The Commission has the authority to hear and decide tests claims that local agencies file as a result of new laws passed by the Legislature and signed into law by the Governor. The legal framework and authority for the mandated claims reimbursement process is found at article XIII B, section 6, of the California Constitution, sections 17500 through 17630 of the California Government Code, and sections 1181 through 1189.11 of title 2 of the California Code of Regulations.

The Behavioral Intervention Plans Mandated Cost Claim was initiated in 1994 when San Diego Unified School District, Butte County Office of Education, and San Joaquin County Office of Education filed test claim CSM-4464 asking the State to reimburse LEAs for the unfunded costs associated with behavioral intervention plans, as required by state law under the Hughes Bill

Statute and Regulations. Under the Commission's rules, test claims are treated like class actions, and therefore the Claim is applicable to all LEAs statewide.

B. What is the Outcome of the Behavioral Intervention Plans Mandated Cost Claim?

On September 28, 2000, after years of filings and hearings, the Commission adopted a Statement of Decision regarding CSM-4464 finding that the Hughes Bill Statute and Regulations imposed a reimburseable state mandate on school districts by requiring the following seven activities in excess of federal law: SELPA plan requirements, development and implementation of behavioral intervention plans, functional analysis assessments, modifications and contingent behavioral intervention plans, development and implementation of emergency interventions, prohibited behavioral intervention plans, and due process hearings. The settlement of the Special Education Mandated Cost Claim in 2000-01 explicitly omitted the Behavioral Intervention Plans Mandated Cost Claim. (Ed. Code § 56836.156(g).)

Subsequently, Claimants proposed parameters and guidelines for the CSM-4464 claiming process, but various disputes arose with the State and a final draft of the claiming parameters and guidelines was never adopted by the Commission. The parties attempted to settle without success and the matter reached a stalemate.

On September 26, 2003, the State's Department of Finance filed a lawsuit in the Sacramento Superior Court (Department of Finance v. Commission on State Mandates, Case No. 03CS01432) challenging the Commission's decision in CSM-4464. The State and the Claimants ("Parties") agreed to delay the proceedings before the Court in order to attempt to negotiate a settlement. The initial settlement negotiations were unsuccessful.

On October 4, 2007, pending reforms in the mandate process prompted the Parties to continue negotiations. The Parties began meeting to work on a mutually agreeable resolution.

A chief task in the settlement process was developing a statewide cost estimate for the claim. Claimants surveyed more than 20 SELPAs representing more than 10% of the public school students statewide. The State's Department of Finance staff reviewed copies of all survey returns and verified that the cumulative cost totals accurately reflected the SELPA data.

In May 2008, the Sacramento Superior Court notified the State that it must bring its case to trial by September 26, 2008, or be subject to dismissal under the state law which requires all matters to be brought to trial within five years. The Parties filed a stipulation with the Sacramento Superior Court agreeing to extend the five-year period pending this resolution.

C. What is the Outcome of the Settlement Negotiations?

The State and Claimants have negotiated a settlement agreement ("Agreement") which is contingent upon the following three events occurring:

1. On or before February 28, 2009, no less than 85% of all K-12 school districts, county offices of education (COEs), and SELPAs shall sign the Waiver, attached hereto as Exhibit A. In addition, the school districts and county offices of education signing Exhibit A must have served student populations accounting for no less than 92% of the second principal apportionment ("P-2") average daily attendance ("ADA") in the 2007-08 fiscal year.

2. The parties shall seek a superior court ruling that the settlement is final and binding on all LEAs, assuming implementing legislation is enacted. In the absence of such a ruling, the parties shall seek an alternative, mutually agreeable final and formal resolution of the dispute.
3. Legislation must be enacted appropriating the following funds for the settlement:
 - a. \$65 million as a permanent increase to the AB 602 base, commencing 2009-10, subject to COLA and ADA growth in subsequent years.
 - b. \$510 million retroactive payment in total for general fund use payable to school districts in \$85 million installments over six years, commencing 2011-12 and ending 2016-17, all payments to be based on 2007-08 P-2 ADA. The State may enlarge these installments, discharging the obligation more quickly if it so decides. These payments may be suspended in a year in which Test 3 of Proposition 98 is operative. If the payment is suspended in any year or years, it must be made in the year or years immediately following the designated six-year period or lesser period if the State has discharged its obligation prior to the end of the six years.
 - c. \$10 million lump sum retroactive payment for general fund use payable in 2009-10, divided as follows:

\$1.5 million to COEs based on December, 2007 county special education pupil count, with no county office of education receiving less than \$5000;

\$6.0 million to SELPAs based on December, 2007 special education pupil count, with no SELPA receiving less than \$10,000; and

\$2.5 million to San Joaquin County Office of Education for administrative costs incurred in pursuing the Claim.

By separate agreement among the Claimants, the \$2.5 million allocation to the San Joaquin County Office of Education will be used to pay for the administrative costs incurred to pursue the Claim from 1994 to the present.

The Parties intend that the legislation will be requested in early 2009 and enacted on an urgency basis prior to or concurrent with the Budget Act for the 2009-10 fiscal year. It is possible that non-substantive changes to the proposed legislation described above may occur with the consent of the parties.

D. What Rights Are Waived by LEAs Who Elect to Sign the Waiver?

Under article XIII B, section 6, of the California Constitution, sections 17500 through 17630 of the California Government Code, and sections 1181 through 1189.11 of title 2 of the California Code of Regulations, LEAs have the right to file mandated cost claims with the Commission on State Mandates. Further, under section 1542 of the Civil Code, a waiver does not extend to unknown claims. However, LEAs who sign this Waiver agree to give up certain of these rights as follows:

1. **Known Claims:** LEAs electing to sign the attached Waiver agree to waive their right to file or to otherwise pursue reimbursement claims for the mandated programs and services contained in the Behavioral Intervention Plans Mandated Cost Claim or any other known claim arising from California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and

3052, as those sections read on or before July 1, 2008. Further, LEAs signing the Waiver acknowledge that the amount needed to satisfy the State's minimum funding obligation under Proposition 98 shall not be increased by the retrospective payments required by the settlement and forever give up their right to contend otherwise.

2. **Unknown Claims:** LEAs electing to sign the attached Waiver also agree to waive their right to pursue any unknown mandated cost claim arising from California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052, as those sections read on or before July 1, 2008.
3. **Exemptions:** The Waiver does not prohibit LEAs from filing mandated cost claims to the extent that state or federal statutes or regulations are amended or added or changed in any way after July 1, 2008.

Of course, unless the three events take place which are set out in Section C above, the Waiver is not binding.

E. Where is More Detailed Information on the Settlement Available?

With the mailing of this notice all LEAs have been sent a copy of the Settlement and Release Agreement in this matter and a copy of the Proposed Draft Legislation. A review of these documents provides additional information. For more information or additional copies of these documents go to CSBA's website at:

<http://www.csba.org/LegislationAndLegal/Legal/ELAUpdates.aspx> under "Legal Resources"

or email Carol Cox at ccox@csba.org and Dick Hamilton at (916) 669-3270, e-mail rhamilton@csba.org.

PLEASE NOTE:

A copy of the Waiver is attached to this notice. The original Waiver (separately enclosed) should be signed and mailed, using the enclosed self-addressed envelope to:

Dick Hamilton, Associate General Counsel and Director
Education Legal Alliance
California School Boards Association
3100 Beacon Blvd.
West Sacramento, CA 95691

The signed Waiver must reach Mr. Hamilton on or before **February 28, 2009**.

In doing so you are indicating support for the Settlement and approval of the Waiver.

00334.00100/105208

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Mc. Addonizio, President
and Members,
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **PROPOSED 2010/11 SCHOOL CALENDAR**

BACKGROUND INFORMATION

During the 2003-2007 school years, Capistrano Unified School District made several adjustments to the traditional school calendar. Intended to provide maximum time for students to prepare for high-stakes tests and enhance District revenue, the changes included a pre-Labor Day start date, additional fall, winter, and spring recess days, and a three to five day Thanksgiving recess.

In November 2006, a Calendar Task Force was convened to review previous school calendars and make recommendations for the 2007/08 and 2008/09 calendars. The Task Force was composed of 20 members representing all of the school district's major constituent groups, including the Capistrano Unified Council of PTSA's, Capistrano Unified Education Association, California School Employee Association—Chapter 224, Teamsters, principals, and support staff from the Personnel and Budget Departments. The Task Force conducted two lengthy meetings in November and December 2006 to share input and reach consensus on a recommended calendar. Input from all stakeholder groups indicated a strong desire to move the first day of school back to a date after Labor Day and to minimize the number of single recess days throughout the year. Student and teacher attendance data from previous years supported the creation of a calendar which incorporated these changes.

After considering the educational implications of the major calendar issues and studying the input received from stakeholders, the committee concluded that the following tenets should be adopted in future school calendars:

- The calendar should support the educational purpose of the school district.
- Student holidays, aside from legal holidays, should be minimized and placed strategically in order to optimize learning.
- To the extent possible, the calendar should follow a consistent pattern from year to year so that teachers can plan for instruction and families can make long-range plans.
- To the extent possible, the calendar should retain some of the features which produced the higher district revenue realized during the three-year pilot as a result of increased ADA.

In April 2008, the Board of Trustees adopted a calendar for the 2009/10 academic year which was consistent with these factors. The Calendar Task Force reconvened in December 2008 to design a proposed calendar for the 2010/11 academic year which also held true to these tenants.

CURRENT CONSIDERATIONS

This Board item presents for Board consideration a proposed school calendar for the 2010/11 school year (Exhibit A).

The recommended calendar maintains consistency with the 2007/08 and 2008/09 calendars. Specifically:

- Students return to school the Tuesday after Labor Day.
- The only scheduled fall recess day other than those expressly dictated under Education Code 79020 is the Friday following Veterans Day.
- Schools will be closed for a five-day Thanksgiving holiday break.
- Spring Break is scheduled the second week/first full week in April.
- The final student day is a Thursday.

The committee considered returning to a two or three-day Thanksgiving Recess, but that would have moved graduation to a Monday or Tuesday. The committee felt this was not a good option.

The committee realizes that creating a calendar which meets every individual's and group's needs and preference is a challenging task. The committee recommended the calendar in Exhibit A based on instructional needs, fiscal realities, the stated preferences of the majority of parents and employees polled, as well as a desire to maintain a consistent pattern of breaks so that our parents and employees can plan personal and family time.

FINANCIAL IMPLICATIONS

Adoption of this calendar will sustain the savings by increasing the first week attendance and reducing high student and teacher absenteeism immediately following a mandatory mid-week Veterans Day, as well as preceding the Thanksgiving holiday, thus enhancing the general fund through increased revenue via the state's ADA funding model.

STAFF RECOMMENDATION

It is respectfully requested Board President Ellen Addonizio recognize Deputy Superintendent Suzette Lovely. Ms. Lovely, in turn, will recognize Executive Director Michelle Wrenn Benham, who will introduce this item and answer any questions Trustees may have. After appropriate discussion, it is recommended the Board approve the proposed school calendar for 2010/11 (Exhibit A).

DISCUSSION/
ACTION

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

SCHOOL CALENDAR 2010/2011

INDEPENDENCE DAY HOLIDAY (Local Holiday)	Mon., July 5, 2010
First Day of Service for New Teachers	Wed., Sept. 1, 2010
All Teachers – Preservice Days	Thurs.-Fri., Sept. 2-3, 2010
LABOR DAY (Legal Holiday)	Mon., Sept. 6, 2010
<u>OPENING DAY OF SCHOOL</u>	Tues., Sept. 7, 2010
Back to School Week, Middle School	Tues.-Thurs., Sept. 21-23, 2010
(Minimum day, date of Back-to-School Night only)	
Back to School Week, High School	Tues.-Thurs., Sept. 28-30, 2010
(Minimum day, date of Back-to-School Night only)	
Back to School Week, Elementary	Tues.-Thurs., Oct. 5-7, 2010
(Minimum day, date of Back-to-School Night only)	
End of First Progress Reporting Period (High School)	Fri., Oct. 15, 2010
Mid-Trimester Progress and Goal Setting	
Parent Conferences, Elementary (Minimum Days)	Thurs.-Fri., Oct. 28-29, 2010
Elementary (Student Holidays)	Mon.-Tues., Nov. 1-2, 2010
Professional Growth Day, Middle & High (Secondary Student Holiday)	Mon., Nov. 1, 2010
<u>End of First Quarter – Middle School</u>	Fri., Nov. 5, 2010
VETERANS DAY (Legal Holiday)	Thurs., Nov. 11, 2010
FALL RECESS (Recess for Students and Teachers)	Fri., Nov. 12, 2010
THANKSGIVING RECESS (Recess for Students and Teachers)	Mon.-Fri., Nov. 22-26, 2010
THANKSGIVING HOLIDAYS (Legal and Local Holiday)	Thurs.-Fri., Nov. 25-26, 2010
<u>SCHOOL RESUMES</u>	Mon., Nov. 29, 2010
End of Second Progress Reporting Period (High School)	Fri., Dec. 3, 2010
<u>End of First Trimester – Elementary</u>	Fri., Dec. 10, 2010
WINTER RECESS (Recess for Students and Teachers)	Mon.-Fri., Dec. 20-31, 2010
CHRISTMAS HOLIDAYS (Legal and Local Holiday)	Thurs.-Fri., Dec. 23-24, 2010
Holiday to Replace Admission Day	Thurs., Dec. 30, 2010
NEW YEAR'S DAY (Legal Holiday)	Fri., Dec. 31, 2010
<u>SCHOOL RESUMES</u>	Mon., Jan. 3, 2011
DR. MARTIN LUTHER KING, JR. DAY (Legal Holiday)	Mon., Jan. 17, 2011
Final Exam Days, High School (Minimum Days, High School)	Tues.-Thurs., Feb. 1-3, 2011
<u>End of First Semester</u>	Thurs., Feb. 3, 2011
First Semester Wrap-up Activities, Middle & High Schools	Fri., Feb. 4, 2011
(Secondary Student Holiday)	
Elementary Mid-Trimester Progress Report	Fri., Feb. 4, 2011
<u>SECOND SEMESTER BEGINS</u>	Mon., Feb. 7, 2011
LINCOLN DAY (Legal Holiday)	Fri., Feb. 18, 2011
WASHINGTON DAY (Legal Holiday)	Mon., Feb. 21, 2011
End of First Progress Reporting Period (High School)	Fri., Mar. 18, 2011
<u>End of Second Trimester – Elementary</u>	Wed., Mar. 23, 2011
Parent Conferences, Elementary (Minimum Days, Elementary Schools)	Mon.-Fri., Mar. 28-Apr. 1, 2011
SPRING RECESS (Recess for Students and Teachers)	Mon.-Fri., Apr. 4-8, 2011
SPRING HOLIDAY (Local Holiday)	Fri., Apr. 8, 2011
<u>SCHOOL RESUMES</u>	Mon., Apr. 11, 2011
<u>End of Third Quarter – Middle School</u>	Wed., Apr. 20, 2011
End of Second Progress Reporting Period (High School)	Fri., May 6, 2011
MEMORIAL DAY (Legal Holiday)	Mon., May 30, 2011
Final Exam Days, High School (Minimum Days, High Schools)	Tues.-Thurs., June 21-23, 2011
<u>LAST DAY OF SCHOOL FOR STUDENTS</u> (End of Second Semester)	Thurs., June 23, 2011
Last Day of Service for Teachers	Fri., June 24, 2011

NOTE: Additional student days may be added during the winter or spring recesses, or at the end of the June school month, because of lost teaching days due to emergency school-closing days.

Open House: Schools will set individual Open House dates in the spring.


Board Approved:

Exhibit A

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent 

SUBJECT: **INFORMATION RE: METROPOLITAN EMPLOYEE BENEFITS
ASSOCIATION (MEBA)**

BACKGROUND INFORMATION

On December 10, 2001 the Board took action to approve participation in the Metropolitan Benefits Association (MEBA) for the purpose of purchasing medical benefits, Exhibit A. The collective bargaining agreements for all employee groups were modified to recognize participation in MEBA. MEBA is a joint trust. By design, labor and management have an equal voice on the MEBA Board in the selection of benefit providers, plan offerings, wellness programs, etc.

MEBA also takes advantage of the "pooling" principle, whereby employers join forces to create a group of employees larger than any single member district. This affords the opportunity to gain discounts. Except for large districts like Los Angeles, San Diego, and Long Beach many other California districts join non-profit trusts, joint powers authorities or insurance purchasers such as the California Public Employee Retirement System (CalPERS) to gain purchasing power. Regardless of how insurance is acquired, health and welfare benefits must be negotiated under California's collective bargaining laws.

By approving membership in MEBA, the district and its respective bargaining units agreed to the terms set forth in the participation agreement, Exhibit B. Section 8 of the agreement spells out the procedures for a district to leave the trust. If CUSD and its bargaining units decide through negotiations to leave the trust, notice must be given no less than 90 days before the start of the plan year which begins January 1. Therefore, the district and its employee groups have until September 2009 to determine if they will remain in MEBA.

In the event a change is ratified by the Board and employee organizations, a "Request for Proposal" (RFP) would be developed to go out to market and invite interested competitors to respond.

CURRENT CONSIDERATIONS

The purpose of this item is to clarify the participation agreement and requirements of MEBA and answer any further questions Trustees might have about the plan.

FINANCIAL IMPLICATIONS

The financial implications of any changes in CUSD's medical benefit plan is unknown at this time.

STAFF RECOMMENDATION

It is respectfully recommended that the Trustees recognize the Deputy Superintendent who will call upon Executive Director Jeff Bristow to introduce this item and provide further clarification of MEBA participation.

INFORMATION/
DISCUSSION

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

December 10, 2001

TO: Dr. James A. Fleming, Superintendent

FROM: Wilma J. Harvey, Associate Superintendent, Personnel Services

SUBJECT: **REQUEST APPROVAL TO PARTICIPATE IN METROPOLITAN
EMPLOYEES BENEFITS ASSOCIATION (MEBA)**

BACKGROUND INFORMATION

The Health Benefits Committee, consisting of representative membership from CSEA, CUEA, Teamsters, and the District, has agreed to participate in the Metropolitan Employees Benefits Association (MEBA) trust for health benefits. This change in carriers is due in part to the unavailability of Mission Hospital through Health Net and the rising costs of health benefits.

MEBA began operations in January 1994 as a member of a statewide coalition of school trusts. At present, there are four participating school districts—Brea Olinda Unified School District, Buena Park School District, Fullerton Joint Union High School District, and Fullerton School District. Their current enrollment is approximately 3,100 employees and 4,600 family members. Currently there are eight management, four CSEA, and four CTA members on the MEBA Board. CUSD will hold two management and two labor positions on the MEBA Board. The MEBA Board sets guidelines for participation by districts, selects a menu of plans/designs to be offered, selects vendors to insure plans and evaluates claim experience. All plans are fully insured. The Health Benefits Committee believes that participation in the MEBA trust will offer better buying power, thereby lowering premium costs. All bargaining units have signed MEBA participation agreements. These agreements are provided to Trustees under separate cover as Exhibit A.

CURRENT CONSIDERATIONS

This agenda item presents for Board consideration ratification of the District's participation in the Metropolitan Employees Benefits Association Trust, effective January 1, 2002.

FINANCIAL IMPLICATIONS

Participation in the MEBA Trust will not cause any additional impact to the budget.

STAFF RECOMMENDATION

It is respectfully recommended that the Board approve ratification of Capistrano Unified School District's participation in the Metropolitan Employees Benefits Association Trust, effective January 1, 2002.

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION
(MEBA)

PARTICIPATION AGREEMENT
(Collective Bargaining Unit)

This PARTICIPATION AGREEMENT ("Agreement"), is entered into by and between the Metropolitan Employees Benefits Association ("MEBA"), a tax exempt voluntary employee benefits trust under Internal Revenue Code, Section 501 (c)(9), and the Capistrano Unified School District ("District"), and the Capistrano Unified Chapter 224 California School Employees Association ("Union").

RECITALS

- A. **WHEREAS**, several school districts and several public school employee unions have established the MEBA for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of Capistrano Unified School District and their dependents; and
- B. **WHEREAS**, the District and the Union have entered or will enter into a collective bargaining agreement which provides for participation in MEBA for the provision of health and welfare benefits for employees represented by the Union; and
- C. **WHEREAS**, the MEBA wishes to enter into an agreement with the District and the Union to provide health and welfare benefits while maintaining strict neutrality in any current or future collective bargaining negotiations between the District and the Union.

AGREEMENT

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

- 1. **Term.** The term of this Agreement shall begin January 1, 2002, and shall continue in effect until terminated pursuant to Section 8 of this Agreement.
- 2. **Incorporation of Agreement establishing the MEBA.** The parties agree to be bound by the terms contained in the document entitled "Agreement Establishing the Metropolitan Employees' Benefits Association" ("MEBA Agreement"), incorporated herein by this reference.
- 3. **Collective Bargaining Agreement.**
 - a. As a condition of participation in the MEBA, the District and the Union will modify the collective bargaining agreement between them to comport with the provisions of the MEBA Agreement and this Agreement and, in the absence of such modification, hereby agree that the specific provisions of the MEBA

Agreement and this Agreement shall supersede any terms of the collective bargaining agreement which conflicts with either Agreement.

- b. This Agreement shall not take effect until the District and the Union provide the MEBA with a copy of the current collective bargaining agreement and the provisions of the agreement providing for participation in the MEBA are approved by MEBA. The District and the Union shall immediately provide the MEBA with copies of any changes in the collective bargaining agreement relative to participation in the MEBA.

4. Plan Changes and Waiver of Duty to Bargain for Plan Changes.

- a. The MEBA reserves the right to amend or modify any of the benefits plans. If contributions and reserves of the MEBA are not adequate in the judgment of the Directors of the MEBA to provide benefits, pay administration expenses, and maintain reasonable reserves, the Directors may amend or modify any of the benefit plans provided that such action shall not be taken until after the District and the Union are provided at least forty-five (45) days advance written notice of such changes.
- b. The District and the Union agree to waive during their participation in the MEBA any right to bargain under Government Code section 3540 et seq., concerning the benefit plans, the insurers, or the claim administration for existing health and welfare benefits, but do not waive as a result of this Agreement the right to bargain concerning the contribution rate to the MEBA, the termination of participation in the MEBA, or benefits not purchased through the MEBA.

5. Selection of Benefit Plans and Election Forms.

- a. A MEBA-approved benefits plan shall be selected in accordance with the terms of the collective bargaining agreement between the District and the Union and incorporated into this Agreement as if fully set forth here, shall be submitted to the MEBA prior to the effective date of this Agreement.
- b. The choices specified in the Election Form may be changed by delivering to the MEBA an executed, amended Election Form. All changes will become effective the first day of the second calendar month following receipt by the MEBA, unless the MEBA is able to implement any changes earlier or unless the first day of a later month is specified in the amended Election Form.
- c. If the collective bargaining agreement between the District and the Union requires employees to pay a portion of the contribution, the District is solely responsible for the collection of the employee contributions. The District is responsible for the payment to the insurance carrier of the full contribution for each employee receiving benefits under one of the plans specified in the Election Form.

- d. The District and the Union will be notified in writing of applicable rates and benefits and eligibility rule changes at least forty-five (45) days prior to their effective date.
- e. The parties agree to the Eligibility Rules of the MEBA.

6. Contribution and Reports.

- a. The District shall prepare and submit to the MEBA monthly or tenthly by such date as the MEBA prescribes a current list on a form to be supplied by the MEBA, of all current employees who are covered under each Plan annotated to add newly enrolling employees and to delete employees who are no longer eligible.
- b. Contributions for employees covered pursuant to each respective Plan shall be paid by the District on a monthly or tenthly basis in the amount per employee specified for each employee included on the monthly list referred to in Section 6(a).
- c. Contributions to the MEBA or on behalf of the MEBA are due on the first day of the month and shall be considered delinquent if not received by the 21st day of the month in which the contributions were first due, or if postmarked later than the 20th day of the month in which the contributions were first due. Liquidated damages and interest shall be charged to delinquent contributions in accordance with the MEBA Agreement.

7. Distribution of Materials.

- a. The District agrees to distribute to employees enrollment forms, benefit descriptions, benefit certificates, provider directories, claim forms, and other forms or documents usually supplied in connection with the enrollment process.
- b. The District will be responsible for administering COBRA continuation benefits for employees and eligible dependents. The District shall notify MEBA of termination, reduction in hours or death of any employee as required by law.

8. Termination.

- a. The District and the Union may terminate their participation in the MEBA as of the date of the expiration of the collective bargaining agreement providing for participation in this MEBA by providing written notice to the MEBA not less than sixty (60) calendar days prior to the end of the plan year. If such date is not coincident with the District's plan year, written notice of termination from the District and Union shall be provided no less than ninety (90) calendar days before the end of the plan year.

- b. The MEBA may terminate this Agreement if the District or the Union fails to fulfill its obligations under this Agreement, or at any time the District fails or refuses to make all payments required hereunder, within twenty (20) days after service of a written notice from the MEBA demanding payment.
- c. Following termination of this Agreement, the MEBA shall be responsible for payment of eligible claims of covered individuals incurred on or before the termination date only in accordance with the terms and specification of the MEBA Agreement and of each applicable Plan.
- d. The parties acknowledge that after termination of participation, neither the employees and/or employee representatives nor the District shall retain any right or interest in the MEBA Fund or any of its assets and shall not be entitled to any share of the reserves maintained by the MEBA Fund upon their withdrawal from participation.
9. **Waiver of Claims.** The District and the Union hereby waive any claim against the Trustees, agents or employees of the MEBA for any loss, cost or expenses, including attorneys' fees, alleged to arise from or relate to the Trustees', agents' or employees' good faith discharge of responsibilities under the MEBA Agreement of this Agreement.
10. **Arbitration.** The parties agree that any controversy or claim arising out of or relating to the interpretation or application of this Agreement, or any breach thereof, including any claim that this Agreement is, in whole or in part, invalid, illegal or otherwise voidable or void, shall be submitted to arbitration in accordance with the Rules of the American Arbitration Association and judgment upon the award may be entered in any court with jurisdiction.
11. **Severability.** If any provision of this Agreement or application thereof is held invalid, the invalidity shall not affect other provisions or applications of the Agreement which can be given effect with the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.
12. **Notice.** Any written notice required by or pertaining to this Agreement shall be sent to the noticed party by prepaid first class mail or telegram, at the address listed below:

If to the MEBA (current co-chair)

Marge Imbler, MEBA Co-Chair
c/o Human Resources
Fullerton Joint Union High School District
1051 W. Bastanchury Road
Fullerton, CA 92833

If to the District

Wilma J. Harvey
Associate Superintendent
Division of Personnel Services
Capistrano Unified School District
32951 Calle Perfecto
San Juan Capistrano, CA 92675

If to the Union

John Lynch
President, Chapter #224
California School Employee Association
Capistrano Unified School District
32951 Calle Perfecto
San Juan Capistrano, CA 92675

13. **Board Ratification.** This Agreement shall not be effective until it has been ratified by the governing board of the District and verification of such ratification is provided to the MEBA.

METROPOLITAN EMPLOYEES' BENEFITS ASSOCIATION

Dated: _____

By: _____

DISTRICT

Dated: _____

By: _____

Capistrano Unified School District

UNION

By: Luc Henderson

Dated: 11-16-01

Capistrano Unified School District

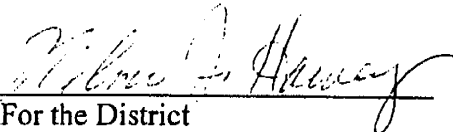
DATE OF SCHOOL BOARD RATIFICATION: _____

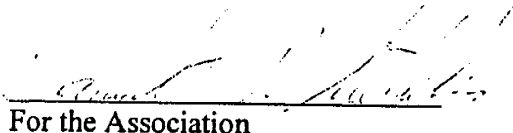
**Memorandum of Understanding
Between the Capistrano Unified School District
and the
California School Employees Association**

ARTICLE 12

HEALTH AND WELFARE BENEFITS

Several California public school districts and their related employee bargaining units have established the Metropolitan Employees Benefits Association (MEBA), for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of and other individuals associated with such districts and their dependents. The Capistrano Unified School District and the California School Employees Association have entered into a collective bargaining agreement which provides for participation in the MEBA for the provision of health and welfare benefits for employees of the district represented by the California School Employees Association. The term of this Agreement shall begin on the first day of the month of January 2002 and shall continue in effect until December 31, 2002.


For the District


For the Association

10/26/01
Date

11-30-01
Date

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION
(MEBA)

PARTICIPATION AGREEMENT
(Collective Bargaining Unit)

This PARTICIPATION AGREEMENT ("Agreement"), is entered into by and between the Metropolitan Employees Benefits Association ("MEBA"), a tax exempt voluntary employee benefits trust under Internal Revenue Code, Section 501 (c)(9), and the Capistrano Unified School District ("District"), and the Capistrano Unified Education Association ("Union").

RECITALS

- A. **WHEREAS**, several school districts and several public school employee unions have established the MEBA for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of Capistrano Unified School District and their dependents; and
- B. **WHEREAS**, the District and the Union have entered or will enter into a collective bargaining agreement which provides for participation in MEBA for the provision of health and welfare benefits for employees represented by the Union; and
- C. **WHEREAS**, the MEBA wishes to enter into an agreement with the District and the Union to provide health and welfare benefits while maintaining strict neutrality in any current or future collective bargaining negotiations between the District and the Union.

AGREEMENT

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

- 1. **Term.** The term of this Agreement shall begin January 1, 2002, and shall continue in effect until terminated pursuant to Section 8 of this Agreement.
- 2. **Incorporation of Agreement establishing the MEBA.** The parties agree to be bound by the terms contained in the document entitled "Agreement Establishing the Metropolitan Employees' Benefits Association" ("MEBA Agreement"), incorporated herein by this reference.
- 3. **Collective Bargaining Agreement.**
 - a. As a condition of participation in the MEBA, the District and the Union will modify the collective bargaining agreement between them to comport with the provisions of the MEBA Agreement and this Agreement and, in the absence of such modification, hereby agree that the specific provisions of the MEBA Agreement and this Agreement shall supersede any terms of the collective bargaining agreement which conflicts with either Agreement.

- b. This Agreement shall not take effect until the District and the Union provide the MEBA with a copy of the current collective bargaining agreement and the provisions of the agreement providing for participation in the MEBA are approved by MEBA. The District and the Union shall immediately provide the MEBA with copies of any changes in the collective bargaining agreement relative to participation in the MEBA.

4. Plan Changes and Waiver of Duty to Bargain for Plan Changes.

- a. The MEBA reserves the right to amend or modify any of the benefits plans. If contributions and reserves of the MEBA are not adequate in the judgment of the Directors of the MEBA to provide benefits, pay administration expenses, and maintain reasonable reserves, the Directors may amend or modify any of the benefit plans provided that such action shall not be taken until after the District and the Union are provided at least forty-five (45) days advance written notice of such changes.
- b. The District and the Union agree to waive during their participation in the MEBA any right to bargain under Government Code section 3540 et seq., concerning the benefit plans, the insurers, or the claim administration for existing health and welfare benefits, but do not waive as a result of this Agreement the right to bargain concerning the contribution rate to the MEBA, the termination of participation in the MEBA, or benefits not purchased through the MEBA.

5. Selection of Benefit Plans and Election Forms.

- a. A MEBA-approved benefits plan shall be selected in accordance with the terms of the collective bargaining agreement between the District and the Union and incorporated into this Agreement as if fully set forth here, shall be submitted to the MEBA prior to the effective date of this Agreement.
- b. The choices specified in the Election Form may be changed by delivering to the MEBA an executed, amended Election Form. All changes will become effective the first day of the second calendar month following receipt by the MEBA, unless the MEBA is able to implement any changes earlier or unless the first day of a later month is specified in the amended Election Form.
- c. If the collective bargaining agreement between the District and the Union requires employees to pay a portion of the contribution, the District is solely responsible for the collection of the employee contributions. The District is responsible for the payment to the insurance carrier of the full contribution for each employee receiving benefits under one of the plans specified in the Election Form.
- d. The District and the Union will be notified in writing of applicable rates and benefits and eligibility rule changes at least forty-five (45) days prior to their effective date.

- e. The parties agree to the Eligibility Rules of the MEBA.

6. Contribution and Reports.

- a. The District shall prepare and submit to the MEBA monthly or tenthly by such date as the MEBA prescribes a current list on a form to be supplied by the MEBA. of all current employees who are covered under each Plan annotated to add newly enrolling employees and to delete employees who are no longer eligible.
- b. Contributions for employees covered pursuant to each respective Plan shall be paid by the District on a monthly or tenthly basis in the amount per employee specified for each employee included on the monthly list referred to in Section 6(a).
- c. Contributions to the MEBA or on behalf of the MEBA are due on the first day of the month and shall be considered delinquent if not received by the 21st day of the month in which the contributions were first due, or if postmarked later than the 20th day of the month in which the contributions were first due. Liquidated damages and interest shall be charged to delinquent contributions in accordance with the MEBA Agreement.

7. Distribution of Materials.

- a. The District agrees to distribute to employees enrollment forms, benefit descriptions, benefit certificates, provider directories, claim forms, and other forms or documents usually supplied in connection with the enrollment process.
- b. The District will be responsible for administering COBRA continuation benefits for employees and eligible dependents. The District shall notify MEBA of termination, reduction in hours or death of any employee as required by law.

8. Termination.

- a. The District and the Union may terminate their participation in the MEBA as of the date of the expiration of the collective bargaining agreement providing for participation in this MEBA by providing written notice to the MEBA not less than sixty (60) calendar days prior to the end of the plan year. If such date is not coincident with the District's plan year, written notice of termination from the District and Union shall be provided no less than ninety (90) calendar days before the end of the plan year.
- b. The MEBA may terminate this Agreement if the District or the Union fails to fulfill its obligations under this Agreement, or at any time the District fails or refuses to make all payments required hereunder, within twenty (20) days after service of a written notice from the MEBA demanding payment.

- c. Following termination of this Agreement, the MEBA shall be responsible for payment of eligible claims of covered individuals incurred on or before the termination date only in accordance with the terms and specification of the MEBA Agreement and of each applicable Plan.
- d. The parties acknowledge that after termination of participation, neither the employees and/or employee representatives nor the District shall retain any right or interest in the MEBA Fund or any of its assets and shall not be entitled to any share of the reserves maintained by the MEBA Fund upon their withdrawal from participation.
9. **Waiver of Claims.** The District and the Union hereby waive any claim against the Trustees, agents or employees of the MEBA for any loss, cost or expenses, including attorneys' fees, alleged to arise from or relate to the Trustees', agents' or employees' good faith discharge of responsibilities under the MEBA Agreement of this Agreement.
10. **Arbitration.** The parties agree that any controversy or claim arising out of or relating to the interpretation or application of this Agreement, or any breach thereof, including any claim that this Agreement is, in whole or in part, invalid, illegal or otherwise voidable or void, shall be submitted to arbitration in accordance with the Rules of the American Arbitration Association and judgment upon the award may be entered in any court with jurisdiction.
11. **Severability.** If any provision of this Agreement or application thereof is held invalid, the invalidity shall not affect other provisions or applications of the Agreement which can be given effect with the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.
12. **Notice.** Any written notice required by or pertaining to this Agreement shall be sent to the noticed party by prepaid first class mail or telegram, at the address listed below:
- | | |
|---|--|
| If to the MEBA (current co-chair) | If to the District |
| Marge Imbler, MEBA Co-Chair
c/o Human Resources
Fullerton Joint Union High School District
1051 W. Bastanchury Road
Fullerton, CA 92833 | <u>Capistrano Unified School District</u>
<u>32972 Calle Perfecto</u>
<u>San Juan Capistrano, CA 92675</u>
<u>Attention: Jan Cannon, Manager</u>
<u>Insurance Programs</u> |
| If to the Union | |
| <u>Capistrano Unified Education Association</u>
<u>25231 Paseo de Alicia, Suite 210</u>
<u>Laguna Hills, CA 92653</u>
<u>Attention: Frank Weirath, President</u> | |

13. **Board Ratification.** This Agreement shall not be effective until it has been ratified by the governing board of the District and verification of such ratification is provided to the MEBA.

METROPOLITAN EMPLOYEES' BENEFITS ASSOCIATION

Dated: _____

By: _____

DISTRICT

Dated: _____

By: _____

Capistrano Unified School District

UNION

By: Frank W. Scirello

Dated: 11.26.01

Capistrano Unified School District

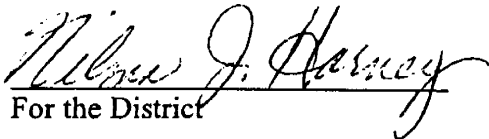
DATE OF SCHOOL BOARD RATIFICATION: _____

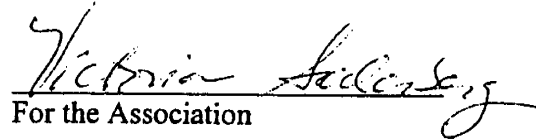
**Memorandum of Understanding
Between the Capistrano Unified School District
and the
Capistrano Unified Education Association**


ARTICLE 13


HEALTH AND WELFARE BENEFITS

Several California public school districts and their related employee bargaining units have established the Metropolitan Employees Benefits Association (MEBA), for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of and other individuals associated with such districts and their dependents. The Capistrano Unified School District and the Capistrano Unified Education Association have entered into a collective bargaining agreement which provides for participation in the MEBA for the provision of health and welfare benefits for employees of the district represented by the Capistrano Unified Education Association. The term of this Agreement shall begin on the first day of the month of January 2002 and shall continue in effect until December 31, 2002.


For the District


For the Association


Date


Date

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION
(MEBA)

PARTICIPATION AGREEMENT
(Collective Bargaining Unit)

This PARTICIPATION AGREEMENT ("Agreement"), is entered into by and between the Metropolitan Employees Benefits Association ("MEBA"), a tax exempt voluntary employee benefits trust under Internal Revenue Code, Section 501 (c)(9), and the Capistrano Unified School District ("District"), and the Teamsters Local 952 ("Union").

RECITALS

- A. **WHEREAS**, several school districts and several public school employee unions have established the MEBA for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of Capistrano Unified School District and their dependents; and
- B. **WHEREAS**, the District and the Union have entered or will enter into a collective bargaining agreement which provides for participation in MEBA for the provision of health and welfare benefits for employees represented by the Union; and
- C. **WHEREAS**, the MEBA wishes to enter into an agreement with the District and the Union to provide health and welfare benefits while maintaining strict neutrality in any current or future collective bargaining negotiations between the District and the Union.

AGREEMENT

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

- 1. **Term.** The term of this Agreement shall begin January 1, 2002, and shall continue in effect until terminated pursuant to Section 8 of this Agreement.
- 2. **Incorporation of Agreement establishing the MEBA.** The parties agree to be bound by the terms contained in the document entitled "Agreement Establishing the Metropolitan Employees' Benefits Association" ("MEBA Agreement"), incorporated herein by this reference.
- 3. **Collective Bargaining Agreement.**
 - a. As a condition of participation in the MEBA, the District and the Union will modify the collective bargaining agreement between them to comport with the provisions of the MEBA Agreement and this Agreement and, in the absence of such modification, hereby agree that the specific provisions of the MEBA Agreement and this Agreement shall supersede any terms of the collective bargaining agreement which conflicts with either Agreement.

- b. This Agreement shall not take effect until the District and the Union provide the MEBA with a copy of the current collective bargaining agreement and the provisions of the agreement providing for participation in the MEBA are approved by MEBA. The District and the Union shall immediately provide the MEBA with copies of any changes in the collective bargaining agreement relative to participation in the MEBA.

4. **Plan Changes and Waiver of Duty to Bargain for Plan Changes.**

- a. The MEBA reserves the right to amend or modify any of the benefits plans. If contributions and reserves of the MEBA are not adequate in the judgment of the Directors of the MEBA to provide benefits, pay administration expenses, and maintain reasonable reserves, the Directors may amend or modify any of the benefit plans provided that such action shall not be taken until after the District and the Union are provided at least forty-five (45) days advance written notice of such changes.
- b. The District and the Union agree to waive during their participation in the MEBA any right to bargain under Government Code section 3540 et seq., concerning the benefit plans, the insurers, or the claim administration for existing health and welfare benefits, but do not waive as a result of this Agreement the right to bargain concerning the contribution rate to the MEBA, the termination of participation in the MEBA, or benefits not purchased through the MEBA.

5. **Selection of Benefit Plans and Election Forms.**

- a. A MEBA-approved benefits plan shall be selected in accordance with the terms of the collective bargaining agreement between the District and the Union and incorporated into this Agreement as if fully set forth here, shall be submitted to the MEBA prior to the effective date of this Agreement.
- b. The choices specified in the Election Form may be changed by delivering to the MEBA an executed, amended Election Form. All changes will become effective the first day of the second calendar month following receipt by the MEBA, unless the MEBA is able to implement any changes earlier or unless the first day of a later month is specified in the amended Election Form.
- c. If the collective bargaining agreement between the District and the Union requires employees to pay a portion of the contribution, the District is solely responsible for the collection of the employee contributions. The District is responsible for the payment to the insurance carrier of the full contribution for each employee receiving benefits under one of the plans specified in the Election Form.
- d. The District and the Union will be notified in writing of applicable rates and benefits and eligibility rule changes at least forty-five (45) days prior to their effective date.

- e. The parties agree to the Eligibility Rules of the MEBA.

6. Contribution and Reports.

- a. The District shall prepare and submit to the MEBA monthly or tenthly by such date as the MEBA prescribes a current list on a form to be supplied by the MEBA, of all current employees who are covered under each Plan annotated to add newly enrolling employees and to delete employees who are no longer eligible.
- b. Contributions for employees covered pursuant to each respective Plan shall be paid by the District on a monthly or tenthly basis in the amount per employee specified for each employee included on the monthly list referred to in Section 6(a).
- c. Contributions to the MEBA or on behalf of the MEBA are due on the first day of the month and shall be considered delinquent if not received by the 21st day of the month in which the contributions were first due, or if postmarked later than the 20th day of the month in which the contributions were first due. Liquidated damages and interest shall be charged to delinquent contributions in accordance with the MEBA Agreement.

7. Distribution of Materials.

- a. The District agrees to distribute to employees enrollment forms, benefit descriptions, benefit certificates, provider directories, claim forms, and other forms or documents usually supplied in connection with the enrollment process.
- b. The District will be responsible for administering COBRA continuation benefits for employees and eligible dependents. The District shall notify MEBA of termination, reduction in hours or death of any employee as required by law.

8. Termination.

- a. The District and the Union may terminate their participation in the MEBA as of the date of the expiration of the collective bargaining agreement providing for participation in this MEBA by providing written notice to the MEBA not less than sixty (60) calendar days prior to the end of the plan year. If such date is not coincident with the District's plan year, written notice of termination from the District and Union shall be provided no less than ninety (90) calendar days before the end of the plan year.
- b. The MEBA may terminate this Agreement if the District or the Union fails to fulfill its obligations under this Agreement, or at any time the District fails or refuses to make all payments required hereunder, within twenty (20) days after service of a written notice from the MEBA demanding payment.

- c. Following termination of this Agreement, the MEBA shall be responsible for payment of eligible claims of covered individuals incurred on or before the termination date only in accordance with the terms and specification of the MEBA Agreement and of each applicable Plan.
 - d. The parties acknowledge that after termination of participation, neither the employees and/or employee representatives nor the District shall retain any right or interest in the MEBA Fund or any of its assets and shall not be entitled to any share of the reserves maintained by the MEBA Fund upon their withdrawal from participation.
9. **Waiver of Claims.** The District and the Union hereby waive any claim against the Trustees, agents or employees of the MEBA for any loss, cost or expenses, including attorneys' fees, alleged to arise from or relate to the Trustees', agents' or employees' good faith discharge of responsibilities under the MEBA Agreement of this Agreement.
 10. **Arbitration.** The parties agree that any controversy or claim arising out of or relating to the interpretation or application of this Agreement, or any breach thereof, including any claim that this Agreement is, in whole or in part, invalid, illegal or otherwise voidable or void, shall be submitted to arbitration in accordance with the Rules of the American Arbitration Association and judgment upon the award may be entered in any court with jurisdiction.
 11. **Severability.** If any provision of this Agreement or application thereof is held invalid, the invalidity shall not affect other provisions or applications of the Agreement which can be given effect with the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.
 12. **Notice.** Any written notice required by or pertaining to this Agreement shall be sent to the noticed party by prepaid first class mail or telegram, at the address listed below:

If to the MEBA (current co-chair)

Marge Imbler, MEBA Co-Chair
c/o Human Resources
Fullerton Joint Union High School District
1051 W. Bastanchury Road
Fullerton, CA 92833

If to the District

Capistrano Unified School District
32972 Calle Perfecto
San Juan Capistrano, CA 92675
Attention: Jan Cannon, Manager,

Insurance
Programs

If to the Union

Teamsters Local 952
140 South Marks Way
Orange, CA 92868-2698
Attention: Donna Metcalfe, Business Representative

13. **Board Ratification.** This Agreement shall not be effective until it has been ratified by the governing board of the District and verification of such ratification is provided to the MEBA.

METROPOLITAN EMPLOYEES' BENEFITS ASSOCIATION

Dated: _____

By: _____

DISTRICT

Dated: _____

By: _____

Capistrano Unified School District

UNION

By: 

Dated: 10/30/01

Capistrano Unified School District

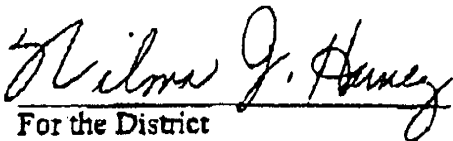
DATE OF SCHOOL BOARD RATIFICATION: _____

**Memorandum of Understanding
Between the Capistrano Unified School District
and the
Teamsters Local 952**

ARTICLE 12

HEALTH AND WELFARE BENEFITS

Several California public school districts and their related employee bargaining units have established the Metropolitan Employees Benefits Association (MEBA), for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of and other individuals associated with such districts and their dependents. The Capistrano Unified School District and the Teamsters Local 952 have entered into a collective bargaining agreement which provides for participation in the MEBA for the provision of health and welfare benefits for employees of the district represented by the Teamsters Local 952. The term of this Agreement shall begin on the first day of the month of January 2002 and shall continue in effect until December 31, 2002.


For the District

10/26/01
Date


For the Teamsters

10/26/01
Date

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION (MEBA)

PARTICIPATION AGREEMENT

(Non-Union Employees)

This PARTICIPATION AGREEMENT ("Agreement"), is entered into by and between the Metropolitan Employees Benefits Association ("MEBA"), a tax exempt voluntary employee benefits trust under internal Revenue code, Section 501(c) (9), and the Capistrano Unified School District ("District").

RECITALS

- A. **WHEREAS**, several school districts and several public school employee unions have established the MEBA for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of such districts and their dependents; and
- B. **WHEREAS**, the MEBA wishes to enter into an agreement with the District to provide health and welfare benefits to employees and others associated with the District who are not subject to a collective bargaining agreements.

AGREEMENT

In consideration of the mutual promises and covenants contained herein, the parties agree as follows:

- 1. **Term.** The term of the Agreement shall begin January 1, 2002, and shall continue in effect until terminated pursuant to Section 7 of this Agreement.
- 2. **Incorporation of Agreement Establishing MEBA.** The parties agree to be bound by the terms contained in the document entitled "Trust Agreement Establishing the Metropolitan Employees Benefits Association and Trust" ("MEBA Agreement"), incorporated herein by this reference.
- 3. **Plan Changes.** The MEBA reserves the right to amend or modify any of the benefits plans. If contributions and reserves of the MEBA are not adequate in the judgment of the Trustees of the MEBA to provide benefits, pay administration expenses, and maintain reasonable reserves, the Trustees may amend or modify any of the benefit plans provided that such action shall not be taken until after the District is provided at least forty-five (45) days advance written notice of such changes.
- 4. **Selection of Benefit Plans and Election Forms.**
 - a. One or more MEBA-approved benefits plans shall be selected by the District on the Benefit Plan Election Form ("Election form"), attached as **Exhibit A** and incorporated into this Agreement as if fully set forth here. The District shall

submit such Election Form to the MEBA prior to the effective date of this Agreement.

- b. The choices specified in the Election Form may be changed by delivering to the MEBA an executed, amended Election Form. All changes will become effective the first day of the second calendar month following receipt by the MEBA, unless the MEBA is able to implement any changes earlier or unless the first day of a later month specified in the amended Election Form.
- c. If the employees are required to pay a portion of the contributions, the District is solely responsible for the collection of the employee contributions. The District is responsible for payment to the MEBA of the full contribution for each employee receiving benefits under one of the plans specified in the Election Form.
- d. The District will be notified in writing of applicable rates and benefit and eligibility rules changes at least forty-five (45) days prior to their effective date.
- e. The parties agree to the Eligibility Rules of the MEBA which are attached hereto as **Exhibit B** and are incorporated into this Agreement as if fully set forth herein.

5. Contributions and Reports

- a. The District shall prepare and submit to the MEBA and/or the benefit providers monthly or tenthly by such date as the MEBA and/or the insurance providers prescribe a current list on a form to be supplied by the MEBA and/or the insurance providers, of all current employees who are covered under each Plan annotated to add newly enrolling employees and to delete employees who are no longer eligible.
- b. Contributions for employees covered pursuant to each respective Plan shall be paid by the District on a monthly or tenthly basis in the amount per employee specified for each employee included on the monthly list referred to in Section 5(a).
- c. Contributions to the MEBA or on behalf of the MEBA are due on the first day of the month and shall be considered delinquent if not received by the 21st day of the month in which the contributions were first due, or if postmarked later than the 20th day of the month in which the contributions were first due. Liquidated damages and interest shall be charged to delinquent contributions in accordance with the MEBA Agreement.

6. Distribution of Materials

- a. The District agrees to distribute to employees' enrollment forms, benefit descriptions, claim forms, and other forms or documents usually supplied in connection with the enrollment process.

- b. The District will be responsible for administering COBRA continuation benefits for employees and eligible dependents. The District shall notify MEBA of termination, reduction in hours or death of any employee as required by law.

7. **Termination**

- a. The District may terminate its participation in the MEBA by providing written notice to the MEBA not less than sixty (60) calendar days prior to the end of the plan year. Such termination may not occur earlier than twelve (12) calendar months following the date specified in Section 1 of this Agreement.
 - b. The MEBA may terminate this Agreement if the District fails to fulfill its obligation under this Agreement, or at any time the District fails or refuses to make all payments required hereunder, within twenty (20) days after service of a written notice from the MEBA demanding payment.
 - c. Following termination of this Agreement, the MEBA shall be responsible for payment of eligible claims of covered individuals incurred on or before the termination date only in accordance with the terms and specifications of the MEBA Agreement and of each applicable Plan.
 - d. The parties acknowledge that after termination of participation neither the employees nor the District shall retain any right or interest in the MEBA fund or any of its assets and shall not be entitled to any share of the reserves maintained by the MEBA Fund upon their withdrawal from participation.
8. **Waiver of Claims.** The District hereby waives any claim against the Trustees, agents or employees of the MEBA for any loss, cost or expenses, including attorneys' fees, alleged to arise from or relate to the Trustees', agents', or employees' good faith discharge of responsibilities under the MEBA Agreement or this Agreement
9. **Arbitration.** The parties agree that any controversy or claim arising out of or relating to the interpretation or application of this Agreement, or any breach thereof, including any claim that this Agreement is, in whole or in part, invalid, illegal or otherwise voidable or void, shall be submitted to arbitration in accordance with the Rules of the American Arbitration Association and judgment upon the award may be entered in any court with jurisdiction.
10. **Severability.** If any provision of this Agreement or application thereof is held invalid, the invalidity shall not affect other provisions or applications of the Agreement which can be given effect with the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.

11. **Notice.** Any written notice required by or pertaining to this Agreement shall be sent to the noticed party by prepaid first class mail or telegram, at the address listed below:

If to the MEBA

Marge Imbler, MEBA Co-Chair
c/o Human Resources
Fullerton Joint Union High School District
1051 West Bastanchury Road
Fullerton, CA 92833-2247

If to the District

Capistrano Unified School District

32972 Calle Perfecto

San Juan Capistrano, CA 92675

Attention: Jan Cannon, Manager, Insurance
Programs

12. **Board Ratification.** This Agreement shall not be effective until it has been ratified by the Governing Board of the District and verification of such ratification is provided to the MEBA.

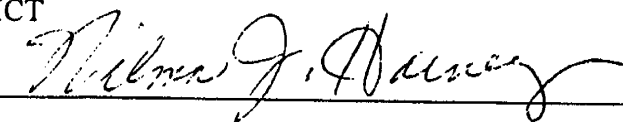
METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION

Dated: _____

By: _____

DISTRICT

By:



Dated: November 30, 2001

Capistrano Unified School

District

DATE OF SCHOOL BOARD RATIFICATION: December 10, 2001

BENEFIT PLAN ELECTION FORM

This BENEFIT PLAN ELECTION FORM ("Election Form") is submitted to the Metropolitan Employees Benefits Association and Trust ("MEBA"), a tax exempt voluntary employee benefits trust under Internal Revenue Code, Section 501 (c) (9), by the:

_____("District").

Pursuant to the terms of the Participation Agreement executed between the parties, the following information represents the benefit plan election information for the District. The benefit plan election may only be changed in accordance with Paragraph 4 of the Participation Agreement.

EFFECTIVE DATE

The Effective Date of Participation of the District in the MEBA shall be January 1, 2002.

PLAN YEAR

The first plan year shall begin on the effective date and end on January 1, 2003.

All subsequent plan years shall begin on January 1 of each year and end on the next following December 31.

PAYMENTS

Payments made to the MEBA shall be made on a monthly basis.

PLAN ELECTIONS (Check appropriate choice)

Elected Blue Cross Plans:

 X Blue Cross CaliforniaCare, HMO (\$10 copay)

 X Blue Cross Point of Service, PPO (\$15 copay, 80%/60%)

ELIGIBILITY

1. Benefits become effective on the first day of the month following the date of hire. Employees hired on the first working day of the month will have benefits for the month of hire. Eligibility ends on the last day of the month in which the employee terminates from paid status.
2. Retirees of the Capistrano Unified School District are eligible for medical benefits. Retirees age 65 and older are eligible to continue benefits on a self-paying basis.
3. Persons on leaves of absences approved by the Board of Trustees, who otherwise would be eligible for benefits, are eligible.

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION (MEBA)

PARTICIPATION AGREEMENT (Collective Bargaining Unit)

This PARTICIPATION AGREEMENT ("Agreement"), is entered into by and between the Metropolitan Employees Benefits Association ("MEBA"), a tax exempt voluntary employee benefits trust under Internal Revenue Code, Section 501 (c) (9), the _____
District ("District"), and the _____ ("Union").

RECITALS

- A. WHEREAS, several school districts and several public school employee unions have established MEBA for the purpose of providing health and welfare benefits, as defined in Sections 3543.2 and 53200 of the California Government Code, for the employees of _____
District and their dependents; and
- B. WHEREAS, the District and the Union have entered or will enter into a collective bargaining agreement which provides for participation in MEBA for the provision of health and welfare benefits for employees represented by the Union; and
- C. WHEREAS, MEBA wishes to enter into an agreement with the District and the Union to provide health and welfare benefits while maintaining strict neutrality in any current or future collective bargaining negotiations between the District and the Union.

AGREEMENT

The parties agree as follows:

- 1. **Term.** The term of this Agreement shall begin _____, and shall continue in effect until terminated pursuant to Section 8 of this Agreement.
- 2. **Incorporation of Agreement establishing MEBA.** The parties agree to be bound by the "Trust Agreement Metropolitan Employees' Benefits Association and Trust," as amended, ("MEBA Agreement"), incorporated herein by this reference.
- 3. **Collective Bargaining Agreement**
 - a. As a condition of participation in MEBA, the District and the Union will modify the collective bargaining agreement between them to comport with the provisions of the MEBA Agreement and this Agreement and, in the absence of such modification, hereby agree that the specific provisions of the MEBA Agreement and this Agreement shall supersede any terms of the collective bargaining agreement which conflicts with either Agreement.

- b. This Agreement shall not take effect until the District and the Union provide MEBA with a copy of the current collective bargaining agreement and the provisions of the agreement providing for participation in MEBA are approved by MEBA. The District and the Union shall immediately provide MEBA with copies of any changes in the collective bargaining agreement relative to participation in MEBA.
4. **Plan Changes and Waiver of Duty to Bargain for Plan Changes.**
- a. MEBA reserves the right to amend or modify any of the benefits plans. If contributions and reserves of MEBA are not adequate in the judgment of the Trustees of MEBA to provide benefits, pay administration expenses, and maintain reasonable reserves, the Trustees may amend or modify any of the benefit plans provided that such action shall not be taken until after the District and the Union are provided at least forty-five (45) days advance written notice of such changes.
- b. The District and the Union agree to waive during their participation in MEBA any right to bargain under Government Code section 3540 et seq., concerning the benefit Plan(s), the insurers, or the claim administration for existing health and welfare benefits, but do not waive as a result of this Agreement the right to bargain concerning the selection of Plan(s), the employee contribution, the termination of participation in MEBA, or benefits not purchased through MEBA.
5. **Selection of MEBA Plan(s) and Election Forms.**
- a. MEBA approved Plan(s) shall be selected by the District and the Union, in accordance with the terms of their collective bargaining agreement, and is set forth in the signed Benefit Plan Election Form (the "Election Form") attached and marked as Exhibit A and made a part of this Agreement by this reference.
- b. A MEBA approved medical Plan must be selected on the Election Form.
- c. The choice(s) specified in the Election Form may be changed with 60 days notice prior to January 1 of each plan year to accommodate District and Union desires to move between established MEBA plan designs. Any other proposed changes to member plan participation shall only be considered following receipt by the Board of a written request from a member group to amend its Election Form. Any such change and requests for change must be delivered in a writing executed by the District and Union. The Board may approve or deny the request to amend the Election Form after review of factors that may impact the MEBA Trust and its membership.
- d. If the collective bargaining agreement between the District and the Union requires employees to pay a portion of the contributions, the District is solely responsible for the collection of the employee contributions. The District is responsible for the payment to MEBA of the full contribution for each employee receiving benefits under one of the plans specified in the Election Form.

- e. The District and Union will be notified in writing of applicable rates and benefits and eligibility rules changes at least 45 days prior to their effective date.
- f. The parties agree to the Participation and Eligibility Requirements of MEBA which are attached and marked as Exhibit B and are incorporated into this Agreement as if fully set forth here.
- g. If the District and Union select the California Public Employers-Employees Trust Fund Group ("CPEETFG") dental plan from the Election Form, identified as the Delta Dental Plan, the parties acknowledge that MEBA merely agrees as a courtesy to forward payments collected from the District in accordance with this CPEETFG program and that MEBA does not provide this benefit and is not liable for any benefits provided under the dental plan.

6. Contribution and Reports

- a. The District shall prepare and submit to MEBA monthly or tenthly, by such date as MEBA prescribes, a current list on a form to be supplied by MEBA, of all current employees who are covered under each Plan annotated to add newly enrolling employees and to delete employees who are no longer eligible.
- b. Contributions for employees covered pursuant to each respective Plan shall be paid by the District, to MEBA, on a monthly or tenthly basis in the amount per employee specified for each employee included on the monthly list referred to in Section 6(a).
- c. Contributions to MEBA or on behalf of MEBA are due on the first day of the month and shall be considered delinquent if not received by the 21st day of the month in which the contributions were first due, or if postmarked later than the 20th day of the month in which the contributions were first due. Coverage by the Trust on the first day of the month under the MEBA Plans is contingent upon payment of those contributions which are due in the same month. Without limiting any rights of MEBA under the MEBA Agreement, liquidated damages and interest may be charged to delinquent contributions in accordance with the MEBA Agreement.

7. Distribution of Materials.

- a. The District agrees to distribute to employees enrollment forms, benefit descriptions, benefit certificates, provider directories, claim forms, and other forms of documents usually supplied by the insurance carriers in connection with the enrollment process.
- b. The District understands and agrees that it will assume complete responsibility for administering COBRA continuation benefits for employees and eligible dependents in accordance with the requirements of Public Health Service Act §2202, 42 U.S.C. §300bb et seq., and will indemnify and hold harmless the Trust with regard to same. These duties include, but are not limited to, the provision of an initial COBRA notice to each Participant and his or her spouse and eligible dependents, and the provision

of subsequent COBRA notices upon the occurrence of qualifying events. The District shall notify the Trust of the termination, reduction in hours, or death of any employee as required by law.

8. Termination.

- a. Consistent with the collective bargaining agreement, the District and/or the Union may terminate their participation in MEBA as of the end of a plan year provided they give written notice, appropriately executed, to MEBA not less than 90 calendar days prior to the end of the same plan year.
 - b. MEBA may terminate this Agreement if the District or the Union fails to fulfill its obligations under this Agreement, or at any time the District fails or refuses to make all payments required hereunder, within twenty (20) days after service of a written notice from MEBA demanding payment.
 - c. In the event this Agreement terminates, MEBA is only responsible for providing coverage under the applicable MEBA plans through the termination date, provided all contributions are received when due. In no event is MEBA responsible for coverage of any employee after the end of the plan year for which notice in accordance with subsections 8(a) or (b) was given.
 - d. The parties acknowledge that after termination of participation, neither the employees and/or employee representatives nor the District retain any right or interest in MEBA and are not entitled to any share of the reserves maintained by MEBA upon their withdrawal from participation.
9. **Waiver of Claims.** The District and the Union hereby waive any claim against the Trustees, agents or employees of MEBA for any loss, cost or expenses, including attorneys' fees, alleged to arise from or relate to the Trustees', agents' or employees' good faith discharge of responsibilities under the MEBA Agreement or this Agreement.
10. **Arbitration.** The parties agree that any controversy or claim arising out of or relating to the interpretation or application of this Agreement, or any breach thereof, including any claim that this Agreement is, in whole or in part, invalid, illegal or otherwise voidable or void, shall be submitted to arbitration in accordance with the Rules of the American Arbitration Association and judgment upon the award may be entered in any court with jurisdiction.
11. **Severability.** If any provision of this Agreement or application thereof is held invalid, the invalidity shall not affect other provisions or applications of the Agreement, which can be given effect with the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.
12. **Notice.** Any written notice required by or pertaining to this Agreement shall be sent to the noticed party by prepaid first class mail or telegram, at the address listed below:

If to MEBA

If to the District

If to the Union

13. Board Ratification. This Agreement shall not be effective until it has been ratified by the Governing Board of the District and verification of such ratification is provided to MEBA.

DISTRICT

Date of school board ratification: _____

By: _____
_____ School District

Dated: _____

UNION

By: _____
_____ School District

Dated: _____

METROPOLITAN EMPLOYEES BENEFITS ASSOCIATION

By: _____

Dated: _____

By: _____

Dated: _____

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: RESOLUTION NO. 0809-46, ROLE OF THE BOARD: POWERS AND RESPONSIBILITIES

Under Board Policy, Trustees shall readopt, in resolution form, the Board Policy on the Role of the Board at its annual reorganization meeting. At the December 8, 2008 Annual Reorganizational Meeting, Trustee Winsten recommended updating this resolution. Deletions have been struck through.

STAFF RECOMMENDATION

Following Trustee review of the changes to this resolution, it is respectfully requested that the Board adopt Resolution No. 0809-46, Exhibit A, reaffirming the statement regarding the general powers and responsibilities of the Board.

DISCUSSION/
ACTION

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

RESOLUTION NO. 0809-46
ROLE OF THE BOARD: POWERS AND RESPONSIBILITIES

WHEREAS, AS A SCHOOL BOARD MEMBER, I understand and accept as my primary responsibility the goal of providing the opportunity for each student to develop his/her unique abilities to the highest possible level. This goal is sought within the legal and financial framework imposed upon school districts by state and federal legislation. Whenever possible, the welfare of students, therefore, shall be given first priority in any action taken as a Board member; and

WHEREAS, I believe attainment of the goal of assisting each student to develop to his/her highest potential is directly related to the degree of local freedom for decision-making, my second responsibility is to support actively, among other initiatives, state and federal legislation which preserves and promotes local control. In turn, this will better enable my decisions as a Board member to reflect the desire of local school constituents with regard to public education, in general, and specifically within CUSD; and

WHEREAS, I realize I am a member of a policy-making board which speaks as a body and, as such, I have limited authority outside official meetings of the Board. I am aware the success of CUSD's educational programs is dependent, in part, on my ability to work with my fellow Board members in a spirit of harmony and cooperation despite differences of opinion among Trustees. A sense of loyalty to other Trustees and respect for Board decisions voted on by Board majority and cooperatively reached is, therefore, my third consideration in my actions as an individual Trustee; and

WHEREAS, I recognize the need to support and promote the professionalism of all certificated and classified employees of the District since the success of students is directly related to the quality of employee performance. Therefore, my fourth responsibility as a Board member is consideration as an employer of the needs and concerns of employees.

THEREFORE, BE IT RESOLVED, AS A SCHOOL BOARD MEMBER, I will strive to make decisions based upon providing the best educational opportunities for students of Capistrano Unified School District within the guidelines of state and federal legislation, coupled with the expressed views of local citizenry. ~~At the same time, as an individual Board member, my personal feelings and desires will also be considered in the decision-making process.~~

It shall be the responsibility of the Superintendent, in his preparation of the agenda for the annual organizational meeting, to provide for readoption of this resolution by the Board of Trustees.

PASSED AND ADOPTED, on this 9th day of February 2009, by the Governing Board of the Capistrano Unified School District.

Ayes: _____
Noes: _____
Absent: _____

Secretary, Board of Trustees

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **UPDATE OF PROGRESS OF DIVISION OF STATE ARCHITECT
PROJECT LISTING**

BACKGROUND INFORMATION

In a letter received from the Superintendent from the Department of General Services, Division of the State Architect (DSA), DSA requested the district inform the governing board of potential liability of any projects closed, but not certified by DSA, Exhibit A. At the request of the Board, an update was sent to the Board of Trustees on November 21, 2008, on the progress being made to close with certification the District's outstanding applications listed on the Division of State Architect's (DSA) web site. This agenda item was brought to the board on January 12, 2009, and continued to February 9, 2009.

CURRENT CONSIDERATION

Exhibit A is a copy of the letter from the Department of General Services regarding outstanding projects not certified by Department of State Architect. Exhibit B is an update on the progress being made to close out the outstanding applications.

FINANCIAL IMPLICATIONS

There are no financial implications with this agenda item at this time. There will be a fee to reopen the closed applications to finalize and close them with certification when all documentation is completed.

STAFF RECOMMENDATION

It is respectfully recommended that Board President Ellen Addonizio recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who along with John Forney, Director, Construction will introduce this item and answer any trustee questions.

INFORMATION/
DISCUSSION



October 31, 2008

Superintendent A. Carter
Capistrano Unified School District
33122 Valle Rd.
San Juan Capistrano, CA 92675-4706

Dear Superintendent Carter:

The Division of the State Architect (DSA) requests that you inform your governing board members that they may be held personally liable for the failure of educational buildings not certified by DSA. Please have your staff contact DSA to determine which, if any, buildings are not currently certified.

Project certification is evidenced by a letter DSA issues certifying that the building project has been completed in accordance with requirements as to the safety of design and construction pursuant to Education Code §§ 17280-17316 and 81130-81147 (The Field Act).

California Education Code §§ 17315 and 81147 provide that when an educational building is constructed in accordance with approved plans and specifications, and all the proper documents have been filed, and all fees have been paid, then the building will be granted certification that it complies with the requirements of the Field Act.

Project certification is important because it provides a method of documenting that all efforts have been made to ensure the safety of educational building construction. Additionally, failure to obtain project certification can result in some serious and negative consequences: DSA will be unable to approve future proposed construction affecting or utilizing the uncertified construction and, more importantly, governing board members may be held personally liable for projects until certified. The California Education Code (§§ 17371 and 81177) shields members of a school or community college district governing board from personal liability for injury to persons or damages to property resulting from the failure of a educational building as long as the requirements of the Field Act are met (i.e., the building is certified).

In an effort to aid school and community college districts in closing all projects with certification, DSA has prepared and published on our website a project certification guide. The guide can be found at:

http://www.documents.dgs.ca.gov/dsa/plan_review_process/Project-Certification-Guide_10-22-08.pdf

Exhibit A
Page 1 of 3

This guide explains methods to determine the certification status of your facilities, outlines the certification process, suggests potential resolutions to circumstances preventing certification, and provides DSA contact information. To further assist school and community college districts, DSA has developed a presentation covering the information contained in the guideline. The attached flyer provides the dates and locations of four scheduled presentations. If you cannot send a representative to one of these presentations, contact your local DSA Office about scheduling a presentation.

The answers to most general questions and the contact information for particular individuals working on specific parts of the closeout process will be included in the guidelines posted on our website. However, if you or your governing board members have particular questions regarding the information contained in this letter, please contact the Regional Manager of your local DSA Regional Office. The Regional Managers are:

Nat Chauhan, San Francisco Bay Area	(510) 622-3109
Dan Levernier, Sacramento	(916) 323-3013
Shaf Ullah, Los Angeles	(213) 897-4092
Craig Rush, San Diego	(858) 674-5413

Sincerely,



David F. Thorman, AIA
State Architect

Enclosure

The Division of the State Architect

Presents:

DSA Project Certification Guide

The information provided during this presentation will:

- Assist you in successful project close-outs
- Give you insight on the procedures and concepts that lead to project certification and that
- Promote consistency between DSA regional offices

Come and join us at one of the following locations:

Los Angeles – R.S.V.P. by Monday, 11/10/08

Monday – November 17, 2008 (9am – 12pm)
Cal-Trans Building (Multi-Purpose Room 1.040 A, B & C)
100 South Main Street
Los Angeles, CA 90012

Sacramento – R.S.V.P. by Wednesday, 11/12/08

Tuesday – November 18, 2008 (1pm – 4pm)
Employment Development Department (Auditorium)
722 Capitol Mall
Sacramento, CA 95814

Oakland – R.S.V.P. by Tuesday, 12/9/08

Tuesday – December 16, 2008 (9am – 12pm)
Elihu M. Harris Building (Auditorium)
1515 Clay Street
Oakland, CA 94612

San Diego – R.S.V.P. by Wednesday, 12/10/08

Wednesday – December 17, 2008 (9am – 12pm)
San Diego Unified School District (Eugene Brucker Education Center)
4100 Normal Street
San Diego, CA 92103

For reservations, please contact Ann Marie Sacramento at:
ann-marie.sacramento@dgs.ca.gov or (858) 674-5479.

Copies of the guidelines will not be provided during the presentation. You may obtain a copy of the guidelines from our website at www.dsa.dgs.ca.gov/Pubs/default.htm. Scroll down to **Plan Review Publications** and click on **Project Certification Guide**.



Construction Board Update: John Forney, Director of Construction is aware of and working with PJHM, Architects, along with DSA to clean up the past history of projects that were “Closed Without Certification”. This process is complex and will take several more months to complete. The Board will be updated as the projects are completed and closed out. The following is a list of projects on the Division of the State Architect (DSA) listing:

Projects Closed Without Certification Status:		
04-101942	Don Juan Avila MS 2-Story Modular Buildings	Closed without certification on 10/21/03.
04-101943	San Clemente HS 2-Story Modular Buildings	Closed without certification on 2/28/08.
04-104520	Newhart MS 2-Story Modular Buildings, restroom building	Closed without certification 11/05/03.
04-104845	Del Obispo ES Modernization	Closed without certification.
04-104935	Niguel Hills MS Modernization	Closed without certification on 5/15/08.
04-104993	Viejo ES Modernization	Closed without certification on 6/13/08.
04-105269	Laguna Niguel ES Restroom Building	Closed without certification on 1/16/08.
04-108442	Newhart MS 2-Story Modular Buildings, Phase 2	Closed without certification.
04-104860	Crown Valley ES Modernization	Closed without certification.
04-108164	Aliso Niguel HS Parking Lot Improvements	Closed without certification.
04-100736	Crown Valley ES Ball field - City of Laguna Niguel	Closed without certification.
04-102787	Capistrano Valley HS Cell Tower - Mericom	Closed without certification.
Current Projects Status: (UPDATED INFORMATION IS IN BOLDED TEXT)		
04-105499	Carl Hankey ES: New covered walkway, alterations to Classrooms, MPR, Administration Building	All documents sent to DSA, certification forthcoming.
04-108531	Carl Hankey K-8 Conversion	Construction complete all close out documents at DSA.
04-108613	Carl Hankey K-8 Relocatables	Closeout documents to DSA 8/13/08.
04-108645	Newhart MS Relocatables	File closed with certification
04-109058	Tesoro High School Shade Structure	File closed with certification
04-108524	Castille ES Relocatable restroom building	Gathering close out documents.

Current Projects Status, cont.		
04-108628	SCHS Relocatables - Coaches office	<i>Sent close out paper work package to DSA on 11/24/08</i>
04-108654	Las Flores Relocatables	<i>Documents sent in on 11/24/08</i>
04-108867	San Juan ES YMCA Relocatable	<i>Documents sent 11/21/08</i>
04-108868	Canyon Vista ES YMCA Relocatable	<i>Documents sent 12/4/08</i>
04-108893	Don Juan Avila Relocatables	<i>Documents sent 11/24/08</i>
04-109616	Las Palmas ES Relocatables	Gathering closeout documents.
04-109617	Ladera Ranch ES YMCA Relocatable	Gathering closeout documents.
04-109919	Newhart MS Relocatable computer lab	Gathering closeout documents
04-108517	San Juan Hills HS Phase 1 – Track and Field	<i>File closed with certification</i>
04-106580	Dana Hills HS Modernization (including fire alarm scope)	All fire alarm work completed. Addendum #B remains to be approved. Once the addendum is approved all docs are ready to submit for certification.
04-107867	San Juan Hills HS– 2-Story Modular Buildings	Under construction
04-107894	San Clemente HS Auxiliary Gym Building	<i>Change Order No. 1 to DSA for review and approval</i>
04-107895	San Clemente HS Pool Building	<i>Construction complete – documents are being compiled</i>
04-108617	San Juan Hills HS Phase 2 – Bleachers, Concession Building, Restroom building	Under construction
04-109512	San Clemente HS Upper Campus Science Lab	Contractor approved – project under construction
04-109544	Capistrano Valley HS Weight Room/Fire Hydrant	<i>Construction complete – documents are being compiled</i>
Projects under planning		
04-108515	Aliso Niguel HS 2-Story Modular Buildings	Extension approval to 7/24/09.
04-109529	Carl Hankey Concrete Foundation	Plans approved on hold.
04-106889	Ambuehl ES Modernization	Extension approval expired 7/11/07. Work never done

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **RECORDED DEEDS FOR CUSD AND CITY PROPERTIES ADJACENT TO
SERRA HIGH SCHOOL**

BACKGROUND INFORMATION

This item was originally brought to the Board of Trustees on January 12, 2009 and continued to February 9, 2007.

In 1997, Capistrano Unified School District (CUSD) recorded grant deeds with the Orange County Treasurer-Tax Collectors Office involving Serra High School in San Juan Capistrano and adjacent properties as part of a 1997 executed amendment to the Redevelopment Agency Agreement (RDA) with the City of San Juan Capistrano. The affected properties included the entire block bounded by the streets of Camino Capistrano to the west, La Zanja to the north, El Camino Real to the east and Acjachema to the south (Exhibit A). In the recorded grant deed, the legal description mistakenly describes the metes and bounds of an old parcel map – “Parcel Map 80-853”, and therefore, the new division of the property between CUSD and the City (as intended in the 1997 amendment) was not recorded properly. According to County records, CUSD owns the entire block minus the existing Library property (Parcel 2) in the southeast corner of the block.

Since 1997, the City has made numerous improvements to facilities on what was to be their property (i.e., tennis and basketball courts, and play fields) on the southwest corner of the block. Moreover, the City constructed a new “Head Start” pre-school facility on their intended property – just north of the Library. Also, the City is now exploring the possible expansion of the Library to the west, encroaching on their intended property. Discussions with City staff reveal the need to survey and record the property to establish the proper subdivision boundaries as intended in the amended RDA. Exhibit B illustrates the old parcel map, and the approximate location of the necessary subdivision line – creating a Parcel A to the City and Parcel B to CUSD. Parcel A (City) should include the play courts and fields, the existing “Head Start” facility, and Parcel B (CUSD) should include all Serra High School facilities and the “Stonefield” grass area to the north. It is important to note that “Stonefield” is currently used by the City under a lease agreement.

CURRENT CONSIDERATIONS

This agenda item briefly describes the issues on the mistaken recording of the grant deed, and seeks authorization to partner with the City of San Juan Capistrano in cost sharing to survey and record the property subdivision, as intended in the 1997 amendment of the RDA. A cost estimate of

RECORDED DEEDS FOR CUSD AND CITY PROPERTIES ADJACENT TO SERRA HIGH SCHOOL

February 9, 2009

Page 2

\$2,200 to complete the work was received by the City on January 7, 2009. If approved by the Board of Trustees, CUSD would participate in half of this cost to properly record the subdivision of property with the County.

FINANCIAL IMPLICATIONS

This agenda item does not impact the District's General Fund. Funds used to survey and record the subdivision of the property would come from the San Juan Capistrano Redevelopment Agency Fund.

STAFF RECOMMENDATION

It is respectfully requested that the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who will introduce this agenda item and be available to answer any questions by the Board of Trustees. Following discussion, it is recommended that the Board authorize staff to partner with the City of San Juan Capistrano in a 50/50 cost share to survey and record the subdivision of the property as intended in the 1997 amendment of the Redevelopment Agency Agreement with the City.

**INFORMATION/
DISCUSSION**

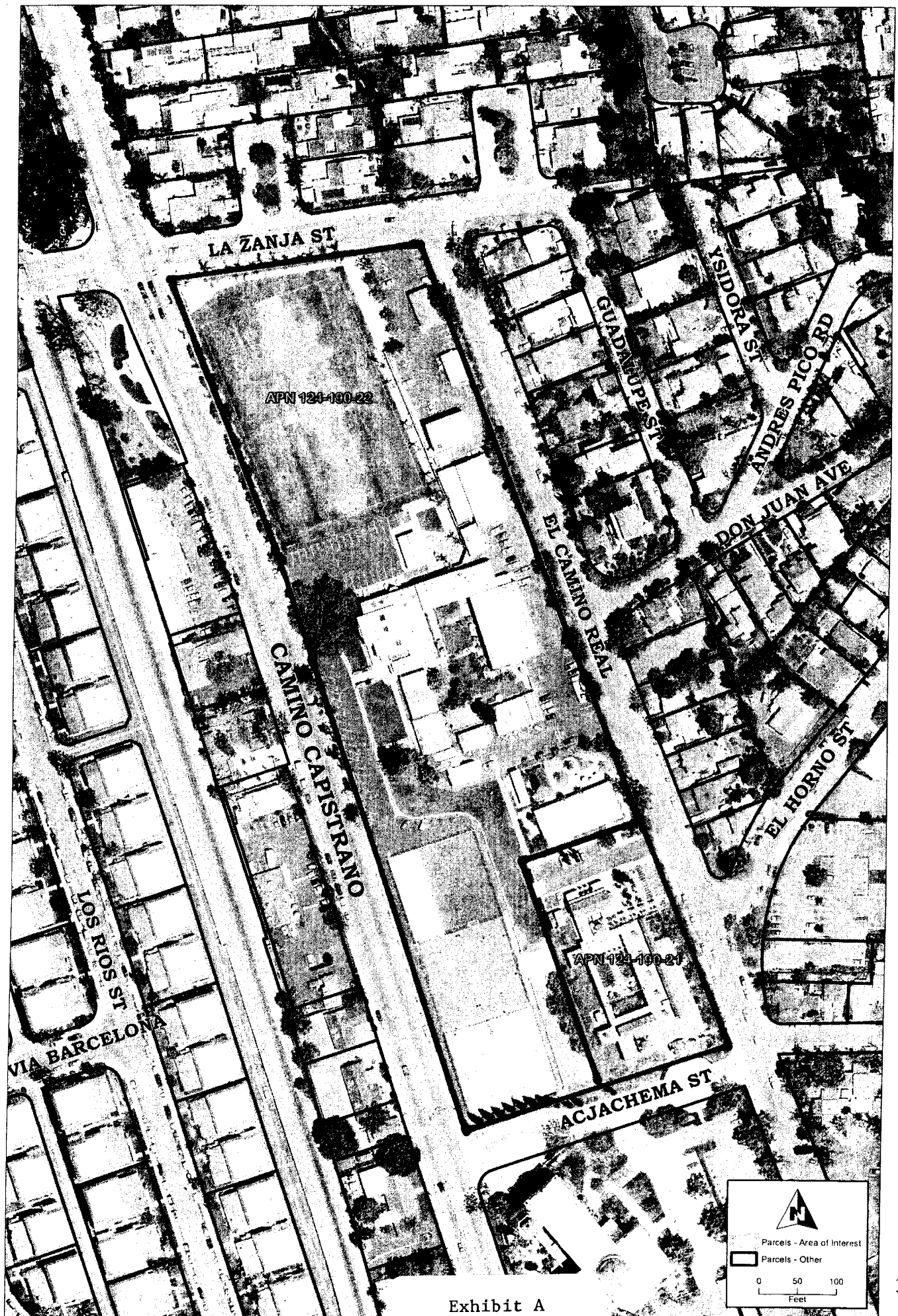


Exhibit A

DATE OF SURVEY MAY 24, 1993

REFERENCE NOTES

() SPOTS RECORDED C 57.1, 56/23.44, 56/71.56/73.2
 56/20.8 71.6 132/42. JAILERS OFFICERS NOTED

[] SPOTS RECORDED PER TRACT NO. 3947.

<< FRONT FENCE PER CITY OF SAN JOSE CARSON STREET
 THIS FROM ACCORDION DISTANCE PER 73.1.

PARCEL MAP 80-853

IN THE CITY OF SAN JUAN CAPISTRANO, ORANGE COUNTY, CALIFORNIA.

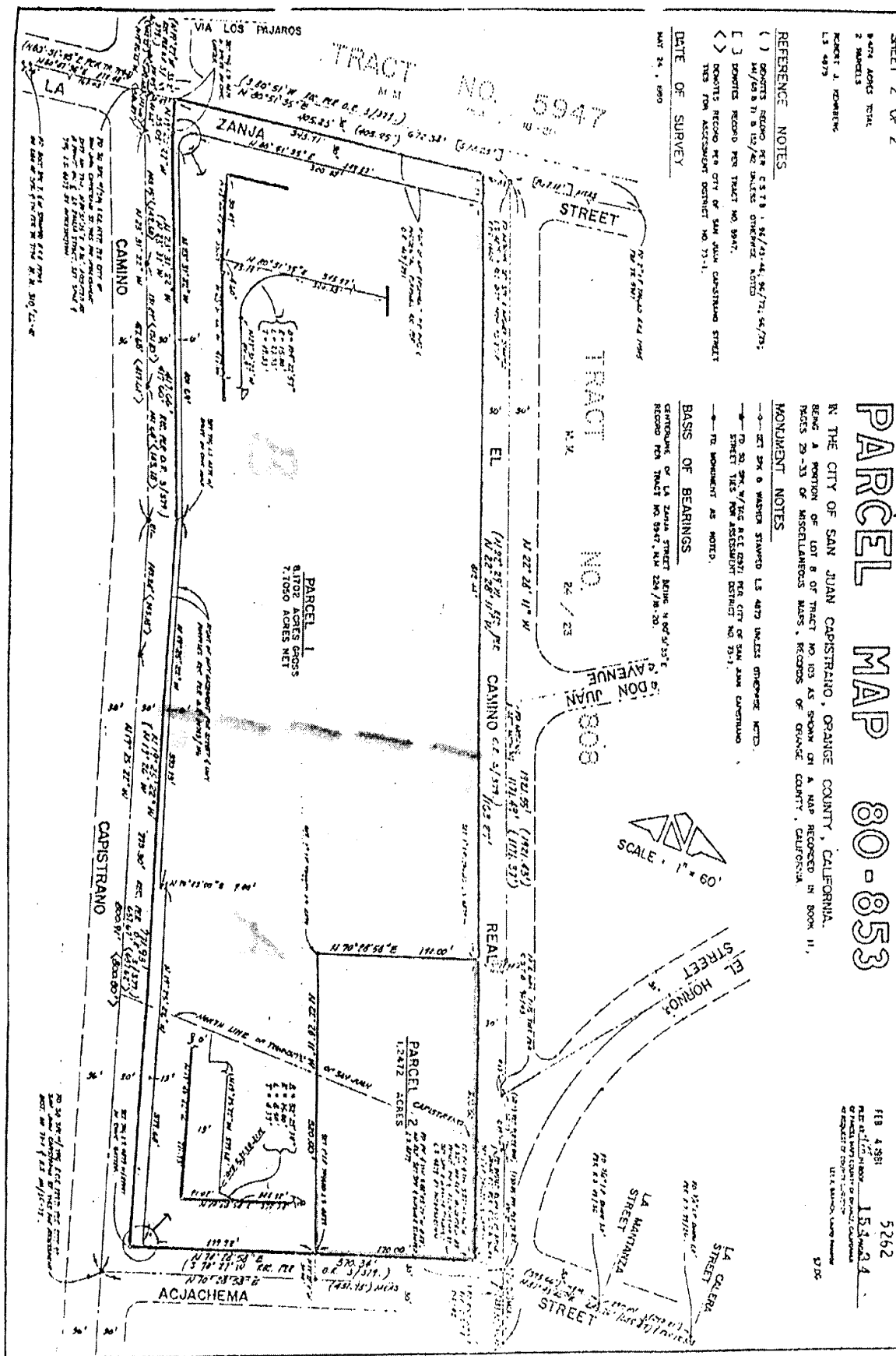
PAGES 29-33 OF MISCELLANEOUS MAPS, RECORDS OF ORANGE COUNTY, CALIFORNIA

MONUMENT NOTES

TO SA. 39X. W/1/2 AC. 12971 PER CITY OF SAN JUAN CANTILLANO STREET TIES FOR ADJACENT DISTRICT NO 73-1.

BASIS OF BEARINGS

RECORD FOR TRACT NO. 5947, R.M. 224/18-20



First American Title Insurance Company
THIS MAP IS FOR INFORMATION ONLY AND IS NOT A PART OF THIS TITLE EVIDENCE

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **FIRST READING: BOARD POLICY 4351—MANAGEMENT
COMPENSATION**

BACKGROUND INFORMATION

In an effort to promote the professional growth and development of our leaders, the Board of Trustees and Superintendent have allotted a reimbursement of up to \$500 per management employee to apply toward membership in professional and institutional organizations. While we believe ongoing professional learning is vital to the academic growth and success of the District, we recognize the need to identify areas to cut during this time of fiscal uncertainty. As a result, District staff will make efforts to incorporate professional growth through in-house management trainings.

CURRENT CONSIDERATIONS

This board item requests approval of proposed revisions to the “Professional Association Dues” portion of Board Policy 4351—Management Compensation (Exhibit A) which will suspend reimbursements for professional and institutional organizations for the 2009-2010 school year.

FINANCIAL IMPLICATIONS

It is estimated that if the proposed revisions are approved, the District will save approximately \$20,000 during the 2009-2010 school year.

STAFF RECOMMENDATION

It is respectfully recommended that the Board of Trustees waive a second reading and approve the revisions to BP 4351—Management Compensation (Exhibit A).

DISCUSSION/
ACTION

MANAGEMENT COMPENSATION

Placement on Salary Schedule - Promotions/Reassignments

Management and confidential personnel who are promoted to a position at a higher range shall have their salary adjusted in the following manner: they shall be placed on the step in the higher range which would provide a pay increase of at least five percent, but not to exceed Step 5.

Management and confidential personnel who are reclassified or upgraded to a position at a higher range shall retain step placement given such step placement will not provide an increase beyond five percent. If the employee is on a longevity step in his/her current management/confidential position, upon such change, he/she shall move back in steps in the new range as outlined above. If the newly assigned step is Step 5, the administrator shall be placed on the first longevity step effective July 1 of the next fiscal year. If the newly assigned step is lower than Step 5, the administrator shall move to the first longevity step on July 1 of the next fiscal year after attaining Step 5. Employees who are moved from Step 20 to a lower step shall not have to serve a year at Step 15. Such employee is eligible to move from Step 10 to Step 20 as appropriate. However, notwithstanding everything just described, the Superintendent may exercise discretion to authorize a variation in step placement.

Managers returning to the classroom or classified service shall be placed on the appropriate longevity step as permitted in applicable Education Code provisions and collective bargaining agreements.

Y-Rating

Management and confidential personnel who are assigned to a position with a lower salary level shall be placed, if possible, on a range and step which represents no change or minimal change in salary. The Board of Trustees may approve a "Y" rating of such employee's salary which is to be reviewed and reapproved annually. A Y-rated salary shall not increase during the continuous regular service until the current salary range meets or exceeds the new salary of the employee. The Y-rating of an employee's salary does not affect longevity credit.

Placement on Salary Schedule - New Hires or Current Employees New to a Management/Confidential Position

Although it would normally be expected that new managerial employees be placed on Step 1 in the designated salary range, the Superintendent is authorized to place newly appointed or promoted managerial employees at a step higher than Step 1, including placement up to Step 5. The Superintendent may authorize salary placement higher than Step 5 upon Board approval.

MANAGEMENT COMPENSATION (continued)**Regular Step Advance**

Advancement to the next higher step within a classification shall be effective July 1 of each fiscal year until Step 5 has been attained. Once Step 5 has been attained, the longevity provisions of this policy shall apply.

Longevity Credit

An appointee to a management classification between July 1 and December 31 shall receive a full year of longevity credit. Appointees to management positions from January 1 to June 30 shall not have the year of appointment count toward longevity credit unless extenuating circumstances exist as determined by the Superintendent. The appropriate longevity increases shall be effective at the beginning of the administrator's 10th, 15th and 20th years of service in a management or confidential position. Longevity steps 15 and 20 are subject to annual review and approval of the Superintendent for certificated managers.

Subject to the Superintendent's discretion, an administrator may receive credit for up to six years of out-of-district administrative/management experience toward longevity.

Service Clubs and Community Organizations

It is to the benefit of the educational programs of Capistrano Unified School District for the Board of Trustees to have its district leaders involved in service clubs and community organizations. However, any costs associated with participation in these service clubs or community organizations will be incurred at the employee's expense.

Professional Association Dues

The Board of Trustees and Superintendent consider professional development of their management personnel to be ~~of the highest~~ a high priority. Pursuant to that philosophy, the Board of Trustees grants to the Superintendent the authority to designate individuals, as official representatives of the school district, to obtain membership in select state, national and international professional organizations relevant to the operations of the school district.

Some professional associations offer institutional membership. In such cases, the Superintendent will identify who will serve as the school district's official representative(s).

Recognizing that professional development is important for all administrators, the Board of Trustees encourages the members of its management staff to join and participate in professional organizations, ~~and, therefore, authorizes reimbursement of up to \$500 per employee per year, to be used for membership in one or more professional organizations. All such memberships are subject to the approval of the Superintendent/Designee.~~

MANAGEMENT COMPENSATION (continued)**Advanced Degree Incentive**

Certificated and classified managers are eligible to receive the annual stipend as approved by the Board of Trustees for earned doctorate degrees. Classified managers are eligible to receive the annual stipends for an earned Master's degree as approved by the Board of Trustees.

Salary Underpayment/Overpayment Recovery Plan

In order to ensure proper range and step placement for employees, cooperation is required between the employee and the Payroll and Personnel Departments. Employees are requested to review their salary placement at least annually.

Should the employee believe that he/she has been improperly placed (i.e., not receiving the correct salary), the employee should immediately bring this to the attention of the Personnel and Payroll Departments. Should the district discover a salary error, the employee will be notified in writing at the earliest possible time after the error is noticed. A placement error that results in an incorrect payment to the employee will be corrected after the district has received appropriate verification(s) from the employee and/or respective agency/or previous employer. The statute of limitations for salary underpayments and overpayments is three years.

Underpayments

Should an incorrect salary placement result in an underpayment to the employee (less than they should be receiving), a supplemental amount due to the employee shall be included in the employee's next regularly scheduled paycheck following appropriate verification.

Overpayments

Should an incorrect salary placement result in an overpayment to the employee, as it is considered a gift of public funds, the employee shall be responsible for the full repayment of any amount in excess of his/her appropriate salary and/or other compensation. The employee shall be responsible for arranging a payment plan with the Payroll Department. The full amount must be repaid during a period not to exceed the time frame in which the overpayment occurred. Overpayments may be repaid by personal check, cash, or through payroll deduction. Any exceptions to the time period would require approval of the Superintendent or designee.

In the event the district and the employee are unable to agree on a repayment plan which is acceptable, the employee shall be notified that legal action may then be taken by the district in order to collect the overpayment amount.

Policy

revised: June 14, 1999

revised: August 13, 2001

revised: July 16, 2007

revised: September 8, 2008

revised: December 8, 2008

CAPISTRANO UNIFIED SCHOOL DISTRICT

San Juan Capistrano, California

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: BOARD POLICY 6141.5, ADVANCED PLACEMENT**

BACKGROUND INFORMATION

Advanced Placement courses are in place at all of our comprehensive high schools and provide college-level curriculum to motivated students. GAMUT recommends a Board policy to address key components of this program, including scope, preparation, support systems, staff development, and College Board authorization. CUSD currently does not have a policy on this program.

CURRENT CONSIDERATIONS

The purpose of this item is to bring forward Board Policy 6141.5, Advanced Placement, Exhibit A, for a first reading. A list of the 42 existing Advanced Placement courses is attached for Trustee review, Exhibit B.

FINANCIAL IMPLICATIONS

There are no financial implications to this policy.

STAFF RECOMMENDATION

It is respectfully requested that Board President Ellen Addonizio recognize Carolyn Williams, Assistant Superintendent, Secondary Education, who will present this item. At the conclusion of this discussion, it is recommended the Board approve a first reading of Board Policy 6141.5, Advanced Placement.

DISCUSSION/
ACTION

ADVANCED PLACEMENT

To encourage students to challenge themselves academically and to enable students to be more competitive when applying for admission to postsecondary institutions, the Governing Board shall provide opportunities for college-level coursework that will prepare interested high school students to pass Advanced Placement (AP) examinations.

The Superintendent or designee shall recommend subject areas for AP courses at each school based on student interest and the availability of qualified certificated staff, instructional materials, and other resources.

The Superintendent or designee shall ensure that the district's educational program provides opportunities for students to acquire the skills necessary to successfully undertake AP coursework. To the extent possible, the Superintendent or designee shall collaborate with feeder middle schools in developing and implementing an appropriate preparation program.

The Superintendent or designee shall make efforts to encourage students to participate in AP courses and to take end-of-course AP exams by creating support systems for AP students, such as resource centers and programs to recognize student accomplishments. In addition, the Superintendent or designee shall explore partnerships with colleges and universities to help encourage students to pursue postsecondary education.

To increase the capacity of district schools to offer these courses, the Superintendent or designee shall provide staff development and support to AP teachers. Such professional development may include, but not be limited to, opportunities for teachers to obtain course-specific information, as well as information on instructional methods and data-driven decisions; mentoring for prospective AP teachers; and opportunities for staff within the district to share course syllabi and practices.

The Board desires that every district AP course receive authorization to use the AP designation by the College Board. To that end, the Superintendent or designee shall coordinate the process for submitting courses for approval as part of the AP course audit.

Policy
adopted:

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano

CUSD
2008-2009
AP Courses Offered

	Department	CN#	Course Title
1	Fine Arts	8293	AP Stdio Art/HP
2	Computer	4163	AP Cmpt Sci (HP)
3	Computer	5943	AP Cmpt Sci AB
4	English	2963	AP Lang/Cmp(HP)
5	English	3513	IB/AP Lg/CompHP
6	English	2753	AP Lit/Cmp(HP)
7	Foreign Lang	1603	AP Frnch IV(HP)
8	Foreign Lang	1613	AP Frnch V (HP)
9	Foreign Lang	1673	AP Germn IV(HP)
10	Foreign Lang	1683	AP German V (HP)
11	Foreign Lang	1533	AP Latin IV (HP)
12	Foreign Lang	1723	AP Spnsh IV(HP)
13	Foreign Lang	4633	IB/AP Span Lang
14	Foreign Lang	1733	AP Spnsh V(HP)
15	Foreign Lang	4623	IB/AP Span Lit
16	Foreign Lang	5143	AP ChineseV(HP)
17	Foreign Lang	5963	IB/AP Japanese
18	History	6022	Econ/Gov AP(HP)
19	History	2123	AP Am Gvt/Ecn(H
20	History	2043	AP Eur His (HP)
21	History	2033	AP Am Hist (HP)
22	History	3663	IB/AP AmHst(HP)
23	History	1833	AP Psych (HP)
24	History	4433	IB/AP Psych
25	History	6513	AP Wrld Hist HP
26	History	2073	AP Art His (HP)
27	Mathematics	2943	AP Calculus(HP)
28	Mathematics	4723	IB/AP Calculus
29	Mathematics	3423	ATMS AP CalBC
30	Mathematics	3483	AP Calc BC (HP)
31	Mathematics	4703	IB/AP Calc BC(H
32	Mathematics	2643	ATMS AP Stats
33	Mathematics	2673	AP Statistics(H
34	Music	2303	AP Music Theory
35	Science	3723	AP Biology (HP)
36	Science	3643	IB/AP Chemistry
37	Science	3753	AP Chem (HP)
38	Science	3373	AP Physics B(HP)
39	Science	2543	AP Physics (HP)
40	Science	3363	AP Physics C(HP)
41	Science	3093	AP Environ Sci
42	Science	4663	IB/AP EnviroSci

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members,
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: BOARD POLICY 6146.1, HIGH SCHOOL GRADUATION
REQUIREMENTS**

BACKGROUND INFORMATION

Board Policy 6146.1 updates high school graduation requirements for all students, including comprehensive, continuation, and adult schools. This policy also describes other options to earn high school credit.

CURRENT CONSIDERATIONS

This item requests approval of proposed revisions to Board Policy 6146.1, High School Graduation Requirements, Exhibit A. Proposed additions to the board policy appear in bold; deletions are struck through.

FINANCIAL IMPLICATIONS

There are no financial implications to this agenda item.

STAFF RECOMMENDATION

It is recommended the Board approve revised Board Policy 6146.1, High School Graduation Requirements, Exhibit A.

DISCUSSION/
ACTION

HIGH SCHOOL GRADUATION REQUIREMENTS

The state of California has established high school graduation requirements for all students. The state's prescribed course of study for students in Grades 9-12 to receive a diploma is listed in the table below (Education Code 51225.3). The Governing Board of the District has adopted graduation requirements for all students which exceed the requirements of the state of California. (Note: 10 credits equal 1 full-year course, and 5 credits equal 1 semester course.)

	CA	2009-11	2012	Serra	Adult Ed	2007/08 CUSD/ Serra/ Adult Ed.
Subject	Credit	Credit	Credit	Credit	Credit	Credit
English	30	40	40	40	40/40/40	40/40/40
Mathematics	20	20 with Algebra	20 with Algebra	20 with Algebra	20-with Algebra	20/20/20 with Algebra
Science	20	20	20	20	20	20/20/20
Social Studies	30	30	30	30	30	30/30/30
Visual or Performing Arts, or Foreign Language	10	10	10	10	10	10/10/10
Health		5	5	5	5	5/5/5
College and Career Planning			5	5		
Physical Education	20*	20	20	20	20	20/20/0
Electives	**	75	70	45	65	75/45/65
High School Exit Examination		Must Pass to Graduate	Must Pass to Graduate	Must Pass to Graduate	Must Pass to Graduate	Must Pass to Graduate
TOTAL	130	220	220	190	190	220/190/ 190

* ~~E. C. 51240 requires all students in Grade 9 to reach the Healthy Fitness Zone in 5 of 6 measures on the California Fitness Test. Failure to do so adds 20 additional credits in Physical Education as a condition of graduation.~~

* Such other coursework as the governing board of the school district may, by rule, specify.

The Governing Board authorizes the granting of a high school diploma to any pupil who has completed the prescribed course of study for any of the following schools: (1) traditional high school, (2) continuation high school, and/or (3) adult school.

1. Requirements for Graduation/Traditional High School

General Conditions

- a. High school graduation is conditional upon the successful completion of the required course of study totaling a minimum of 220 semester units of work.
- b. To receive a high school diploma from the Capistrano Unified School District, in addition to 1(a), students must pass the California High School Exit Examination.
- c. To receive a high school diploma from CUSD, students must maintain a satisfactory program of continued education and attend a total of eight semesters in Grades 9-12, unless application for early graduation is filed one semester in advance.

A traditional high school program includes successful completion of the following credits (recommended grade level in parentheses):

5 of Reading Skills Development (9) - students who **score at or above grade level on the approved district reading assessment** ~~achieve a RIT score of 228 on the CORE Level Test in reading~~ are exempt from the graduation requirement to take a course in reading during Grade 9. ~~Students with a 219 RIT score are required to complete a full year reading course to become successful in high school content course work.~~

40 of English

30 of Social Science, including:

10 World History (10)

10 U.S. History (11)

5 American Government (12)

5 Economics (12)

20 Mathematics (9-11) (Includes Algebra I, or Algebra IA/IB or Applied Mathematics I/II)

20 Science, including both biological and physical sciences (9-11)

10 Fine Arts or Foreign Language (9-11)

20 Physical Education (9-11)

5 Health (9)

5 College and Career Planning (9)

Electives needed to complete a total of 220 semester units.

The Superintendent or designee shall establish regulations under which the District may grant credits toward graduation for college courses and private instruction attended by District students.

The Superintendent or his designee may grant physical education credit for independent study programs. Specifically, only individual sports with national competitive rankings are eligible for consideration under this provision.

The Superintendent or designee may grant physical education credit for participation in District interscholastic athletic programs when a student has been exempted from physical

education classes because of this participation and when such participation entails a comparable amount of time and physical activity.

Students using interscholastic athletics participation to fulfill physical education requirements may be graded on this participation, provided that a teacher credentialed to teach physical education supervises this participation and assigns the grade.

2. Transfers

To participate in a graduation ceremony and receive a diploma from a CUSD comprehensive high school, a student must be enrolled prior to the first day of the spring semester. These students must successfully complete 25 CUSD credits. Students who transfer in the fall semester of their senior year must successfully complete 50 CUSD credits.

a. Reciprocity on Graduation Requirements

Students in Grades 9-12 transferring to this District from schools outside of California must meet CUSD's graduation requirements, including CAHSEE, in order to receive a high school diploma.

b. **Transfer credits are accepted from accredited institutions only.**

c. **Courses from the transferring district which are designated as honors courses will not receive honors credit if there is not a corresponding CUSD course of the same title with the same description.**

d. **Courses designated as Advanced Placement from accredited transferring districts will receive additional weighted credit, which will be computed using the following numerical value: A = 5, B = 4, C = 3, D = 1, and F = 0.**

3. Requirements for Graduation/Continuation School

a. General Conditions

The Governing Board shall grant a diploma of continuation high school graduation to any pupil upon completion of the prescribed course of study including satisfactory completion of a minimum of 190 semester credits of classroom instruction and supervised learning.

b. Basic Requirements

- (1) The specific subject requirements for a continuation high school diploma are identical to those required of the traditional high school. In addition to

the specific subject requirements, electives are needed to complete a total of 190 semester credits.

- (2) Students wishing to receive a continuation high school diploma must successfully complete a minimum of five credits at the continuation high school. In the event of extenuating circumstances, the Superintendent or designee, may waive this requirement.

- (3) Requirements for Graduation/Adult School

- a. General Conditions

The Governing Board shall grant a diploma of adult high school graduation to any pupil upon completion of the prescribed course of study, including satisfactory completion of a minimum of 190 semester credits of classroom instruction and supervised learning.

- b. Basic Requirements

- (1) The specific subject requirements for an adult high school diploma are identical to those required of the traditional high school with the exception of physical education courses. Such courses are not required for adult school graduation. In addition to the specific subject requirements, electives are needed to complete a total of 190 semester credits.
- (2) Students wishing to receive an adult school diploma must successfully complete a minimum of five credits at that adult school. In the event of extenuating circumstances, the Superintendent or designee may waive this requirement.

4. SATISFACTORY HIGH SCHOOL CREDIT MAY BE EARNED THROUGH OTHER AVENUES:

- a. Juvenile Court School

The District shall accept for credit any coursework satisfactorily completed by students while detained in a juvenile court school or county or state-operated detention institution. District students who successfully complete District graduation requirements while so detained shall receive a diploma from the school they last attended.

- b. Private Instruction/Internet Learning

At their discretion, the Superintendent or designee may grant credit toward high school graduation for private instruction or Internet Learning, provided that:

- (1) The instruction entails fields and subjects included in the school's courses of study and curricula.
- (2) The student demonstrates his/her capabilities at the beginning and at the end of the period of private instruction or **Internet learning** by examinations given under the school's supervision, thereby showing that the student has made progress in learning satisfactory to the school.
- (3) The Deputy Superintendent, Education, or designee has approved the curriculum and final evaluation instrument used in the private instruction or created by the Internet service provider.
- (4) Credit earned online while the student attends District schools in Grades 9-12 is solely intended for remedial work to make up a grade of "F."
- (5) Credit earned at a private high school while the student attends District schools in Grades 9-12 is limited to a maximum of 10 credits **annually** and may only be granted if the District's summer school does not offer the course.

c. Foreign Language Instruction

The District shall accept for credit foreign language courses successfully completed in a private school or via the Internet, provided that all of the following conditions are met:

- (1) The student or parent/guardian applies in writing for the credit, specifies the private school attended or the pre-approved Internet provider, the amount and level of credit requested, and submits written evidence from the private school showing the student successfully completed the course.
- (2) The number of credits sought equals at least one semester's work.
- (3) The Deputy Superintendent, Education, or designee determines that the student's achievement is equivalent to that expected of a student of comparable ability taking the same or similar instruction in a District school.

Students desiring credit in a world language course or courses through private study or via the Internet may do so if the target language is not offered at the student's home school.

d. College Courses

- (1) The individual may complete his/her high school education by attending an accredited college.
- (2) The District maintains a cooperative agreement with Saddleback College—the Concurrent College Studies Program. Under the auspices of the program, a student may enroll in one Saddleback College course per semester. Courses under this program receive high school credit as well as college credit. College courses may not be taken if the course is offered at the student's home campus. Graduation requirements, with the exception of electives, may not be taken under this program.
- (3) College courses will be equated to high school credits on the following basis: each semester unit of college credit is equal to three and one-third high school credits.
- (4) The student receives the same letter grade for the high school credit as is granted by the college. No additional grade point will be added if a student earns an "A" or "B" grade.

5. High School Equivalency/CHSPE

The Governing Board desires that every student have the opportunity to earn a high school diploma through successful completion of class work and Board-approved competency tests.

The Governing Board, however, recognizes that the California Legislature has provided two alternatives to the high school diploma: the General Educational Development Certificate for individuals 18 or older, and the California High School Competency Certificate for persons 16 or older or who have been in the tenth grade for a year or who are currently enrolled in the final semester of tenth grade. These certificates may be granted by the California Department of Education (CDE) to individuals who pass performance tests established by the Department.

The principal of each school maintaining tenth, eleventh, and/or twelfth grades shall distribute to each student in those grades an announcement explaining the California High School Proficiency Examination as provided under Education Code 48412. When announcements from the CDE or its contractor are received, this information shall be distributed early enough to enable interested students to register for the test.

Any person 16 or older or who has been in the tenth grade for a year or who is currently enrolled in the final semester of tenth grade may apply to have his/her proficiency in basic skills verified by examination according to criteria established by the CDE.

Any person 18 or older may take the General Educational Development Test (GED) given by the CDE in order to receive the High School Equivalency Certificate.

6. California High School Exit Examination (CAHSEE)
 - a. The Superintendent or designee shall provide notification to the parent or guardian of the pupil that each pupil completing the 12th grade will be required to successfully pass the California High School Exit Examination.
 - b. Each pupil shall take the CAHSEE commencing in March of the tenth grade and may take it each time the District offers the CAHSEE until all sections of the examination have been passed.
 - c. The Superintendent or designee shall provide remedial instruction for any student who does not demonstrate adequate progress toward passing the CAHSEE or fails to pass any section of the CAHSEE. This instruction may be provided before, during, or after school, during weekend sessions, or in summer school, and shall continue until the student has passed the CAHSEE or ceases to be enrolled in the district. Participation in remedial summer school instruction is required before a pupil may enroll in any enrichment component offered in summer school.
7. Graduation Ceremonies
 - a. The Governing Board does not permit nor recognize any graduation ceremony for CUSD students other than the ceremonies attached to graduation from high school (Grade 12); continuation school (Grade 12); or Adult/Community Education (Grade 12).
 - b. Students may participate in the graduation ceremony if:
 - (1) They qualify for a diploma by earning 220 credits, meeting all graduation requirements, and passing the CAHSEE, or
 - (2) They qualify for a Certificate of Achievement by earning 220 credits and meeting all graduation requirements except for passing the CAHSEE. Students must complete intervention classes and attempt to pass the CAHSEE after 10th grade unless otherwise indicated by an IEP.

Legal Reference:

EDUCATION CODE

37252 Summer school instructional programs

35160 Authority of governing boards

35160.1 Broad authority of school districts

35160.5 Extracurricular and cocurricular activities, differential standards

8645.5 Course credit re juvenile court schools

48400-48403 Persons subject to compulsory continuation education

48410 Persons exempt from continuation classes

48412 Certificate of Proficiency; examination fees

48413 Enrollment in continuation classes

48414 *Reenrollment in district*
48430 *Continuation education schools and classes*
48431.6 *Review and counseling of academic progress at age 16 or 10th grade*
48800-48803 *Attendance at community college; advanced education*
51220 *Areas of study; grades 7-12*
51224 *Skills and knowledge required for adult life*
51225.3 *Requirements for graduation*
51225.4 *Elementary school certification of sufficient preparation for high school*
51226 *Board review of curriculum every three years; model standards*
51240-51246 *Exemptions from requirements*
51242 *Exemption from physical education for athletic program participants*
51243-51245 *Credit for foreign language private school studies*
51260-51269 *Drug education*
51400-51442 *Diplomas and certificates*
51740 *Authority to provide instruction by correspondence*
52508 *Diplomas or certificates (adult school)*
52510 *Requirements for eighth grade graduation (adult school)*
56000 *Education of individuals with exceptional needs*
56341 *Individualized education program team*
56345 *Elements of the IEP*
60850 *High School exit examination*
60851 *Successful completion of test for graduation*
60852 *Deferment of examination requirement for certain students*
60853 *Preparation of students for examination*

VEHICLE CODE

12507 *Driver education*

CODE OF REGULATIONS, TITLE 5

1600-1651 *Graduation of pupils from Grade 12 and credit toward graduation*
1630 *Credit for college courses*
1631 *Credit for private instruction*
1632 *Credit for private school foreign language instruction*
1633 *Credit for correspondence instruction*
1634 *Credit to present or past member of the armed services*
3069 *Graduation*
11520 *Definitions*
11521 *Placement on pupil transcript*
11522 *Requirements for exemption from school attendance form*
11523 *Requirement to make examination announcements*
11530 *High School Equivalency Certificate*

HIGH SCHOOL GRADUATION REQUIREMENTS
(continued)

BP 6146.1 (i)

adopted: February 8, 1999
revised: June 12, 2000
revised: June 24, 2002
revised: August 19, 2002
revised: September 11, 2006
revised: April 21, 2008

San Juan Capistrano, California

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members,
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: BOARD POLICY 6171, TITLE 1 PROGRAMS**

BACKGROUND INFORMATION

As part of the preparation for the CDE Categorical Program Monitoring in June 2008, CUSD staff updated board policies to ensure compliance with current regulations.

Board Policy 6171, Title 1 Programs, required extensive revision, since the last time this policy was updated was prior to the passage of the No Child Left Behind (NCLB) law. A completely new board policy was created, based on GAMUT samples and consultation with CDE staff. When the revised Board Policy was presented to the Curricula Committee in May 27, 2008, trustees suggested changes which have been incorporated into the revised policy presented as Exhibit A.

CURRENT CONSIDERATIONS

This agenda item presents the revised Board Policy 6171, Title 1 Programs, Exhibit A. A copy of the original Board Policy is provided for Trustee reference, Exhibit B.

FINANCIAL IMPLICATIONS

There are no financial implications to this item.

STAFF RECOMMENDATIONS

It is recommended the Board approve revised Board Policy 6171, Title 1 Programs, Exhibit A.

DISCUSSION/
ACTION

Title I Programs

In order to improve the academic achievement of students from economically disadvantaged families, the district shall use federal Title I funds to provide supplementary services that reinforce the core curriculum and assist students in attaining proficiency on state academic standards and assessments.

(cf. 6162.5 - Student Assessment)

(cf. 6162.52 - High School Exit Examination)

The Superintendent or designee shall provide technical assistance and support to any school participating in the Title I program, including consultation in the development and implementation of school plans and activities. (20 USC 6312)

The district and each school receiving Title I funds shall develop a written parent involvement policy in accordance with 20 USC 6318.

Local Educational Agency Plan

The Superintendent or designee shall consult with teachers, principals, administrators, other appropriate school personnel, and parents/guardians of participating students in the development, periodic review, and, as necessary, the revision of a local educational agency (LEA) plan. The plan and any revisions shall be submitted to the Governing Board for approval.

The plan shall address the components specified in 20 USC 6312, which describe the assessments, strategies, and services the district will use to help low-achieving students meet challenging academic standards.

The initial plan shall be submitted to the California Department of Education (CDE) and approved by the State Board of Education. Subsequent revisions of the plan shall be kept on file in the district.

Comparability of Services

State and local funds used in schools receiving Title I funds shall provide services that, taken as a whole, are ~~at least~~ comparable to services in schools that are not receiving Title I funds or, if all district schools are receiving Title I funds, that are substantially comparable in each school. Comparability may be determined on a school-by-school basis or by grade span.

To demonstrate comparability of services among district schools:

1. The Board shall ~~adopt and~~ implement a the districtwide salary schedule as approved by the bargaining unit.
2. The ratio of students to teachers, administrators, and other staff at each Title I school shall not exceed 110 percent of the average ratio across non-Title I schools.
3. Salary expenditures at each Title I school shall be no less than 90 percent of the average salary expenditure across non-Title I schools.
4. All district schools shall be provided with the same level of base funding per student for curriculum and instructional materials. Title I schools shall receive the same level of base funding as non-Title I schools for curriculum and instructional materials.
5. The Superintendent or designee shall maintain records of the quantity and quality of instructional materials and equipment at each school.

In determining comparability, the district shall not include staff salary differentials for years of employment. The district also may exclude unpredictable changes in student enrollment or personnel assignments that occur after the beginning of the school year, state and local funds expended for language instruction educational programs, state and local funds expended for the excess costs of providing services to disabled students, and supplemental state or local funds expended in any school attendance area or school for programs that specifically meet the intent and purposes of Title I. (20 USC 6321)

At the beginning of each school year, the Superintendent or designee shall measure comparability in accordance with the above criteria and maintain records documenting the district's compliance. If any instances of noncomparability are identified, the Superintendent or designee shall promptly implement adjustments as needed to ensure comparability.

Program Evaluation

The Board shall use state assessment results and other available measures or indicators to annually determine whether each participating school is making adequate yearly progress toward ensuring that all students meet the state's proficient level of achievement on state assessments.

Legal references next page

Title 1 Programs

BP 6171(c)

Legal Reference:

EDUCATION CODE

11503 Parent involvement programs in Title I schools

52055.57 Districts identified or at risk of identification for program improvement

54020-54028 Economic Impact Aid

54420-54425 State Compensatory Education

64001 Single plan for student achievement, consolidated application programs

UNITED STATES CODE, TITLE 20

6301 Program purpose

6311-6322 Improving basic programs for disadvantaged students, including:

6312 Local educational agency plan

6313 Eligibility of schools and school attendance areas; funding allocation

6314 Title I schoolwide programs

6315 Targeted assistance schools

6316 School improvement

6318 Parent involvement

6320 Participation of private school students

6321 Comparability of services

7881 Participation of private school students

Policy adopted: February 8, 1999
Revised:

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

TITLE I PROGRAMS

The Title I program provides federal funds to schools that serve a high percentage of economically disadvantaged students in need of additional academic services. These schools provide students with supplementary programs and materials designed to instruct them in the District's core curriculum and improve their achievement in basic and advanced skills. The District shall provide these services, including remediation in reading, language and/or mathematics, on the basis of individual student needs identified annually and assessed with objective educational criteria.

When evaluating the effectiveness of Title I programs, staff shall assess individual student achievements and determine whether these students' improved performance has continued over a period of more than 12 months. Services shall be modified for students who do not make substantial progress.

(cf. 6190 - Evaluation of the Instructional Program)

(cf. 6191 - Criteria for Evaluation of Consolidated Programs)

The parents/guardians of children enrolled in Title I programs shall be involved in planning, designing and implementing these programs in a systematic, ongoing, informed, and timely fashion. They shall have regular opportunities to make recommendations on the educational needs of their children and on ways in which they can help their children benefit from the programs. All such recommendations shall receive timely responses.

Through consultation with parents/guardians, the District shall annually assess the effectiveness of parental involvement programs and determine what action, if any, needs to be taken to increase parental participation.

Comparability in Instruction

The Superintendent or designee shall establish procedures which ensure that the District provides all District schools with the same level of base funding per student for staff services, curriculum materials, and instructional supplies. At the beginning of each school year, the ratio of students to teachers and auxiliary staff shall vary as little as possible from school to school. The Superintendent or designee shall maintain annual records to document this ratio and to indicate the quantity and quality of books and equipment at each school.

TITLE I PROGRAMS (continued)

Legal Reference:

EDUCATION CODE

11500-11506 Programs to Encourage Parental Involvement

UNITED STATES CODE, TITLE 20

6301-6514 Title I programs

8851-8857 Coordination of programs, consolidated state and local plans and applications

Management Resources:

CDE LEGAL ADVISORY

0125.90 Procedures for requesting guidance from the U.S. Department of Education

CDE PROGRAM ADVISORIES

0620.90 Use of categorical funds for motivation incentives

0626.87 Use of Title I-funded personnel in conducting quality program reviews

06271.90 School-based Program Coordination Act

09211.90 Implementing class size reduction under the Morgan-Hart Class Size Reduction Act of 1989

0928.90 Guidelines for the development of policies on parent involvement

1107.89 Implementation of new procedures for noncompliance

Policy
adopted: February 8, 1999

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members,
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: BOARD POLICY 1321, SOLICITATION OF FUNDS
FROM AND BY STUDENTS**

BACKGROUND INFORMATION

Board Policy 1321 outlines guidelines for solicitations at school sites on behalf of charitable organizations and on behalf of the school.

CURRENT CONSIDERATIONS

This agenda item requests Board approval of revisions to Board Policy 1321, Solicitations of Funds From and by Students, to clarify that teachers may not request donations of any kind that count as credit towards student grades. The proposed amendment to the board policy appears in bold (Exhibit A.)

FINANCIAL IMPLICATIONS

There are no fiscal implications to this agenda item.

STAFF RECOMMENDATION

It is respectfully recommended the Board approve revised Board Policy 1321, Solicitations of Funds From and by Students, Exhibit A.

DISCUSSION/
ACTION

SOLICITATION OF FUNDS FROM AND BY STUDENTS**Solicitations on Behalf of Charitable Organizations**

The Governing Board recognizes that participation in fund-raising for nonprofit, nonpartisan charitable organizations can help students develop a sense of social responsibility.

When approved in advance by the Board, funds may be solicited or materials distributed for those nonprofit, nonpartisan organizations that are properly chartered or licensed by state or federal law. (Education Code 51520)

Solicitations on Behalf of the School

With the approval of the Superintendent or designee, official school-related organizations may organize fund-raising events involving students.

(cf. 1230 - Other School-Connected Organizations)

The Superintendent or designee shall ensure that parents/guardians are informed of the purpose of all fund-raisers benefiting the school or school groups. After the fund-raiser is held, parents/guardians shall be told how much money was raised and how it was spent.

All Solicitations

Whether solicitations are made on behalf of the school or on behalf of another charitable organization, the Board particularly desires that no students shall be made to feel uncomfortable or pressured to provide funds. Staff is expected to emphasize the fact that donations are always voluntary. No students shall be barred from an activity because they did not participate in fund-raising. **Teachers may not solicit donations of materials or supplies from students for credit towards their grades.**

*Legal Reference:***EDUCATION CODE**

51520 Prohibited solicitations on school premises (except such nonpartisan, charitable organizations as approved by the governing board)

51521 Unlawful solicitations of contribution or purchase of personal property for benefit of public school or student body; exception

BUSINESS AND PROFESSIONS CODE

17510-17510.7 Charitable solicitations

CODE OF REGULATIONS, TITLE 8

11706 Dangerous activities and occupations

Policy
Adopted: October 2, 1995


CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

EXHIBIT A

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen M. Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent 

SUBJECT: **FIRST READING: NEW BOARD POLICY 4010 –
EMPLOYEE/STUDENT NON-FRATERNIZATION**

BACKGROUND INFORMATION

At the request of Trustee Winsten, staff investigated the possibility of adding a non-fraternization policy to its current personnel policies. After studying similar policies in other school districts and consulting with OCDE legal counsel, a non-fraternization policy was drafted, Exhibit A.

CURRENT CONSIDERATIONS

This agenda item presents for consideration a new policy governing employee/student non-fraternization. **Board Policy 4010 Employee/Student Non-Fraternization** establishes safeguards to ensure all employees conduct themselves in a professional manner and refrain from any type of sexual or romantic relationship with students, Exhibit A.

FINANCIAL IMPLICATIONS

There are no financial implications associated with adopting this new policy.

STAFF RECOMMENDATION

It is respectfully recommended that Board President, recognize Deputy Superintendent, Personnel Services, Suzette Lovely to introduce Board Policy 4010 Employee/Student Non-Fraternization, Exhibit A. Any recommended changes will be brought back for final approval at the March 9, 2009 Board meeting.

DISCUSSION/
ACTION

EMPLOYEE/STUDENT NON-FRATERNIZATION

The relationship between the school employee and the student shall be one of professional cooperation and respect. All employees, whether certificated or classified, have a responsibility to conduct themselves in a manner that will maintain an atmosphere that is conducive to learning.

It is the policy of the Board of Education to prohibit any type of sexual or romantic relationship, sexual contact, dating or courting between a school employee and an enrolled student. This includes internet chat rooms, social network services, text messages, cell phones, and all other forms of electronic communication. This prohibition applies to students of the same or opposite sex as the school employee. It also applies regardless if the student or school employee initiated the conduct and whether or not the student welcomes the conduct and/or reciprocates the attention.

The District shall promptly investigate allegations of prohibited staff/student relationships. In doing so, the District shall utilize the same investigation procedures followed for complaints of sexual harassment outlined in **BP 4119.11**.

Any employee who is found to have violated this policy will be subject to disciplinary action up to and including termination.

There may be circumstances that do not involve dating or courting, but are nevertheless unprofessional. Those cases will have to be judged on the totality of the circumstances under the causes for discipline set forth in the Education Code and collective bargaining agreements.

Legal Reference:

Title IX of the Education Amendments of 1972; 20 U.S.C.

Policy
First Reading: February 9, 2009

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: AWARD OF REQUEST FOR QUALIFICATIONS/PROPOSAL
NO. 1-0809 – THIRD PARTY ADMINISTRATION SERVICES (TPA) FOR
CAPISTRANO UNIFIED SCHOOL DISTRICT'S 403(b) PLAN –
SCHOOLSFIRST FEDERAL CREDIT UNION**

BACKGROUND INFORMATION

On December 8, 2008, the Board of Trustees authorized advertising for Request for Qualifications/Proposal No. 1-0809 – Third Party Administration Services (TPA) for Capistrano Unified School District's 403(b) Plan for the administration of the District's tax deferred annuity/custodial 403(b) plan. A Request for Qualifications/Proposal (RFQ/P) was designed and the Scope of Work and rating system was developed to meet the specific requirements of the District. This RFQ/P and the District's contract to be executed by the awarded TPA are located at CUSD's website at <http://www.capousd.org/purchasing/bidsrfpsawards.htm>. The RFQ/P was properly advertised, and the District received two proposals; Envoy Plan Services and SchoolsFirst Federal Credit Union. These proposals are available for review in the Purchasing Department.

The contract in this RFQ/P consists of an initial one year term with two additional annual renewals at the option of the Board of Trustees.

An Evaluation Committee comprised of District management employees as well as members from all three of the District's bargaining units included: Kristofer Pitman, Executive Director, Fiscal Services, Mike Patton, Executive Director, MOT, Matthew Krause, Manager, Payroll, Ronda Walen, California School Employees Association, Christine Balentine, Capistrano Unified Education Association, and Jim Hetrick, Teamsters Local 952. The Evaluation Committee reviewed the proposals and ranked them according to criteria established in the RFQ/P (located on page nine of the document). The Summary Score Sheet as shown in Exhibit A summarizes the average scores submitted by each Committee Member. Terry Fluent, Director, Purchasing, who was not a member of the Evaluation Committee, checked references and evaluated costs.

**APPROVAL: AWARD OF REQUEST FOR QUALIFICATIONS/PROPOSAL NO. 1-0809 –
THIRD PARTY ADMINISTRATION SERVICES (TPA) FOR CAPISTRANO UNIFIED
SCHOOL DISTRICT’S 403(b) PLAN – SCHOOLSFIRST FEDERAL CREDIT UNION**

February 9, 2009

Page 2

CURRENT CONSIDERATIONS

This agenda item seeks the award of RFQ/P No. 1-0809 – Third Party Administration Services (TPA) for Capistrano Unified School District’s 403(b) Plan to SchoolsFirst Federal Credit Union, for the administration of the District’s tax deferred annuity/custodial 403(b) plan.

FINANCIAL IMPLICATIONS

There will be no costs to the General Fund associated with these services.

STAFF RECOMMENDATION

It is respectfully requested that Board President Addonizio recognize Ron Lebs, Deputy Superintendent, Business & Support Services, who will introduce this item and be available to respond to Trustee questions.

Following Board discussion, it is respectfully recommended that the Board award RFQ/P No. 1-0809 – Third Party Administration Services (TPA) for Capistrano Unified School District’s 403(b) Plan to SchoolsFirst Federal Credit Union, for the administration of the District’s tax deferred annuity/custodial 403(b) plan.

**DISCUSSION/
ACTION**

SUMMARY SCORE SHEET

CONSULTANT'S RESPONSES TO REQUEST FOR QUALIFICATIONS/PROPOSALS

RFQ/P 1-0809 THIRD PARTY ADMINISTRATION SERVICES FOR CUSD'S 403(b) PLAN

#	Name of Firm	Submittal Requirements										Selection Criteria										Tot	Gnd		
		1	2	2	2	2	2	3	4	Tot	1	2	3	4	5	6	7	8	1-5	1-5	1-5			1-5	1-5
1	Envoy Plan Services - Keenan																							28	42
2	Schools First Federal Credit Union																							32	46
																								0	0
																								0	0
																								0	0
																								0	0
																								0	0

Submittal Requirements

- Executive Summary
- a. Response to Minimum Services Required
- b. Answers to Questions for TPA's
- c. Scope of Service
- d. Professional Fees/Fee Schedule
- e. Additional Data
- Certification
- Certification Criminal Records Check

Selection Criteria

- Qualifications and Availability of Key Persons
- Experience of Proposer
- Demonstrated Competence
- Experience in Performance of Comparable Work
- Cost/Fee Schedule
- Financial Stability
- Conformance with the terms of this RFQ
- References

Submittal Requirements

- 2 = Included
1 = Partially Included
0 = Not Included

Selection Criteria

- 5 = Excellent
4 = Above Average
3 = Average
2 = Fair/ Not Determinable
1 = Poor/Below Standard
0 = Did Not Respond

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Suzette Lovely, Deputy Superintendent

FROM: Ron Lebs, Deputy Superintendent, Business and Support Services

SUBJECT: **RESOLUTION NO. 0809-47 APPROVING THE ANNUAL AND FIVE-YEAR
REPORTS OF DEVELOPER FEES RECEIVED IN FISCAL YEAR 2007-2008**

BACKGROUND INFORMATION

On February 9, 1998, the Board of Trustees adopted guidelines of Senate Bill 1693, legislation requiring school districts to justify and report the need and reasonableness of any collection and spending of developer fees for new school facilities. In compliance with government code sections 66006 and 66001, findings on the type and amounts of fees are to be published in Annual and Five-Year Reports, as long as the District continues to use developer fees as a funding mechanism for new school facility projects. Also, pursuant to the statutory requirements, the District published a "Notice of the Public Meeting," and made the reports available to the public fifteen days prior to the District's Board meeting.

CURRENT CONSIDERATIONS

This agenda item pertains to the adoption of Resolution No. 0809-47 indicating District compliance with Government Code Sections 66006 and 66001.

Exhibit A is Resolution No. 0809-47 prepared by District legal counsel, indicating compliance with Government Code Sections 66006 and 66001 relating to reporting developer fees.

Exhibit B is the Annual and Five-Year Reports for Fiscal Year 2007-2008.

FINANCIAL IMPLICATIONS

The preparation of the Annual and Five-Year Reports does not have a financial impact on the District's General Fund. All costs associated with the reports were funded from the District's Developer Fee Account.

STAFF RECOMMENDATION

It is respectfully requested that the Board of Trustees approve Resolution No. 0809-47 relating to the Annual and Five-Year Reports of developer fees received in Fiscal Year 2007-2008.

DISCUSSION/
ACTION

RESOLUTION NO. 0809-47

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO
UNIFIED SCHOOL DISTRICT RELATING TO INFORMATION MADE
AVAILABLE TO THE PUBLIC IN THE FORM OF A STATUTORY
SCHOOL FACILITY FEES INCLUDING ALTERNATIVE SCHOOL
FACILITY FEES ("REPORTABLE FEES") REPORT FOR FISCAL YEAR
2007-2008 ("REPORTABLE FEES REPORT"), AND FINDINGS
THEREON**

WHEREAS, the Capistrano Unified School District ("District") has received and expended statutory and/or alternative school facilities fees ("Reportable Fees") in connection with school facilities ("School Facilities") of the District for new development, and these funds have been deposited in a separate capital facilities account as provided by Government Code Section 66006(a); and

WHEREAS, in accordance with Government Code Section 66006(a), the District has established and maintained a separate capital facilities account and maintained such separate capital facilities accounts in a manner to avoid any commingling of the Reportable Fees with other revenues and funds of the District, except for temporary investments, and has expended those Reportable Fees collected for the sole purpose for which they were collected; and

WHEREAS, Government Code Section 66006(b)(1) provides that the District shall make available to the public within one hundred eighty (180) days after the last day of each fiscal year a written report; and

WHEREAS, Government Code Section 66001(d) provides that for the fifth fiscal year following the first deposit into the account, and every five years thereafter, the District shall make findings with respect to the capital facilities account fund that remain unexpended; and

WHEREAS, when findings are required by Government Code Section 66001(d), they shall be made in connection with the information required by Government Code Section 66006; and

WHEREAS, Government Code Section 66006(b)(2) requires that the governing body of the District review the information made available to the public at a regularly scheduled public meeting and any other relevant information including, but not limited to, that certain Reportable Fees Report prepared by the District entitled, "Annual and Five Year Reports" not less than fifteen (15) days after this Reportable Fees Report is made available to the public.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the Board does hereby find and determine that the foregoing recitals and determinations are true and correct.

Section 2. That pursuant to Government Code Sections 66001(d) and 66006(b)(1) and (2), the District has made available to the public the requisite information and proposed findings concerning the collection and expenditure of Reportable Fees related to School Facilities for new development within the District.

Section 3. That the Board of the District at a public meeting has reviewed the following information pursuant to Government Code Section 66006(b)(1), as is required by Government Code Section 66006(b)(2), including:

- (A) A brief description of the type of Reportable Fees in the account;
- (B) The amount of the Reportable Fees;
- (C) The beginning and ending balance of the account;
- (D) The amount of Reportable Fees collected and the interest earned;
- (E) An identification of each Project on which Reportable Fees were expended and the amount of the expenditures on each Project, including the total percentage of the cost of the Project that was funded with Reportable Fees;
- (F) An identification of an approximate date by which the construction of the Project will commence if the District determines that sufficient funds have been collected to complete financing on an incomplete Project, as identified in Section 66001(a)(2), and the Project remains incomplete;
- (G) A description of each interfund transfer or loan made from the account, including the Project on which the transferred or loaned Reportable Fees will be expended, and, in the case of an interfund loan, the date on which the loan will be repaid, and the rate of interest that the account will receive on the loan; and
- (H) The amount of refunds made pursuant to Section 66001(e) and any allocations pursuant to Section 66001(f).

Section 4. That the Board of the District at a public meeting has reviewed the proposed findings, as required by Government Code Section 66001(d), including:

- (1) Identification of the purpose to which the Reportable Fees are to be put;
- (2) Demonstration of a reasonable relationship between the Reportable Fees and the purpose for which they are charged;
- (3) Identification of all sources and amounts of funding anticipated to complete financing of Projects of the District; and
- (4) Designation of the approximate dates on which the funding referred to in paragraph (3) is expected to be deposited into the appropriate account.

Section 5. That the Board of the District hereby determines that all Reportable Fees, collections and expenditures have been received, deposited, invested and expended in compliance with the relevant sections of the Government Code and all other applicable laws for the fiscal year 2007-2008.

Section 6. That the Board of the District hereby determines that no refunds and allocations of Reportable Fees, as required by Government Code Section 66001, are deemed payable at this time.

Section 7. That the Board of the District hereby determines that the District is in compliance with Government Code Section 66000, *et seq.*, relative to receipt, deposit, investment, expenditure or refund of Reportable Fees received and expended relative to School Facilities for new development for the fiscal year 2007-2008.

ADOPTED, SIGNED AND APPROVED, this 9th day of February, 2009.

**BOARD OF TRUSTEES OF THE CAPISTRANO
UNIFIED SCHOOL DISTRICT**

By: _____
Ellen M. Addonizio, President, Board of Trustees
of the Capistrano Unified School District

ATTEST:

Larry Christensen, Clerk, Board of Trustees of the
Capistrano Unified School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Larry Christensen, Clerk, Board of Trustees of the Capistrano Unified School District, do hereby certify that the foregoing was duly adopted by the Board of Trustees of such District at a regular meeting of said Board held on the 9th day of February, 2009, at which a quorum of such Board was present and acting throughout and for which notice and an agenda was prepared and posted as required by law and at which meeting all of the members of such Board had due notice and that at such meeting the attached resolution was adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Clerk, Board of Trustees of the Capistrano Unified
School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF ORANGE)

I, Larry Christensen, Clerk, Board of Trustees of the Capistrano Unified School District do hereby certify that the foregoing is a true and correct copy of Resolution No. 0809-47, which was duly adopted by the Board of Trustees of the Capistrano Unified School District at a meeting thereof on the 9th day of February, 2009.

Clerk, Board of Trustees of the Capistrano Unified
School District

Annual and Five Year Reports

Capistrano Unified School District

December 24, 2008

Prepared For:
Capistrano Unified School District
33122 Valle Road
San Juan Capistrano, CA 92675
T 949.489.7000

Prepared by:
Dolinka Group, LLC
20 Pacifica, Suite 900
Irvine, CA 92618
T 949.250.8300
F 949.250.8301

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Exhibits

Schedule A: Reportable Fee Expenditures for Fiscal Year 2007/2008

I. Introduction

Sections 66001 and 66006 of the Government Code provide that the Capistrano Unified School District ("School District") shall make available to the public certain information and adopt described findings relative to statutory school fees ("Statutory School Fees") collected pursuant to Sections 17620 *et seq.* of the Education Code and Sections 65995 *et seq.* of the Government Code, Senate Bill 201 fees ("SB 201 Fees") also collected pursuant to Section 65970 *et seq.* of the Government Code, and Alternative School Facility Fees ("Alternative Fees") collected pursuant to Sections 65995.5 and 65995.7 of the Government Code (collectively, "Reportable Fees"). The described information and findings relate to Reportable Fees received, expended or to be expended in connection with school facilities to accommodate additional students from new development if funded or partially funded with Reportable Fees. The Reportable Fees do not include special tax proceeds, proceeds of bonds, or letters of credit to secure payment of Reportable Fees at a future date. Reportable Fees have not been levied, collected, or imposed for general revenue purposes.

The following Annual and Five-Year Reports include the information and proposed findings the School District intends to review and adopt in accordance with Sections 66001 and 66006 of the Government Code.

II. Annual Report

In accordance with Government Code Section 66006(b)(1) and (2), the School District hereby presents the following information for fiscal year 2007/2008:

A. Description of the Type of Reportable Fees in the Account or Sub-account(s) of the School District

The Reportable Fees of the School District for fiscal year 2007/2008 consist of Statutory School Fees and Alternative Fees.

B. Amount of the Reportable Fees

The Statutory School Fee amount for fiscal year 2007/2008 for the period between July 1, 2007, and May 8, 2008, was \$2.63 per square foot of assessable space for residential development constructed within the School District and \$0.42 per square foot of covered and enclosed space for commercial/industrial development constructed within the School District. For the period between May 9, 2008, and June 30, 2008, the Statutory School Fee amount was \$2.97 per square foot of assessable space for residential development constructed within the School District and \$0.47 per square foot of covered and enclosed space for commercial/industrial development constructed within the School District. The Alternative No. 2 Fee amount for the period of July 1, 2007 to June 16, 2008, was \$4.99 per square foot of assessable space for residential development in the School District meeting the criteria established by Senate Bill ("SB") 50, while the Alternative No. 2 Fee amount for the period of June 17, 2008 through June 30, 2008, was \$3.55 per square foot of available space for residential development in the School District meeting the criteria established by SB 50.

The residential Statutory School Fee amount of \$2.63 per square foot was adopted by the Board of Trustees ("Board") of the School District on March 13, 2006, by Resolution No. 0506-60 based on the report "Residential Development School Fee Justification Study" of the School District dated March 3, 2006, while the commercial/industrial Statutory School Fee amount of \$0.42 per square foot was adopted by the Board of the School District on March 13, 2006, by Resolution No. 0506-60 based on the report "Commercial/Industrial Development School Fee Justification Study" of the School District dated March 3, 2006. The residential Statutory School Fee amount of \$2.97 per square foot was adopted by the Board of Trustees ("Board") of the School District on March 10, 2008, by Resolution No. 0708-39 based on the report "Residential Development School Fee Justification Study" of the School District dated February 28, 2008, while the commercial/industrial Statutory School Fee amount of \$0.47 per square foot was adopted by the Board of the School District on March 10, 2008, by Resolution No. 0708-39 based on the report February 28, 2008.

The Alternative No. 2 Fee amount for the period July 1, 2007 through June 16, 2008, was adopted by the Board on June 25, 2007, by Resolution No. 0607-82 based on the report "School Facilities Needs Analysis for Consideration of Alternative School Facility Fees (Sections 65995.5 and 65995.7 of the Government Code)" dated May 23, 2007, and the Alternative No. 2 Fee amount for the period of June 17, 2008 through June 30, 2008, was adopted by the School District Board on June 16, 2008, by Resolution No. 0708-59 based on the report "School Facilities Needs Analysis for Consideration of Alternative School Facility Fee (Sections 65995.5 and 65995.7 of the Government

Code)" dated May 16, 2008. The Statutory School Fee and Alternative No. 2 Fee amounts only partially mitigate the impacts to the School District caused by new residential and commercial/industrial development.

C. Beginning and Ending Balance of Account and Sub-Account(s):

Table No. 1 lists the fiscal year 2007/2008 beginning and ending balances for Fund 25, the Capital Facility Fund, which holds all Reportable Fees:

Table 1

Item	Reportable Fees
Beginning Balance (7/1/2007)	\$5,245,569
Ending Balance (6/30/2008)	\$4,737,566

D. Amount of the Reportable Fees Collected and Interest Earned

Table No. 2 below shows the amount of Reportable Fees collected, interest earned, and other income and adjustments during fiscal year 2007/2008 to accommodate students from additional development ("Project Students").

Table 2

Item	School Fees (Residential & Commercial / Industrial)	Alternative No. 2 Fees	Total Reportable Fees
Amount Collected	\$290,515	\$1,613,394	\$1,903,909
Interest Earned	NA	NA	\$291,240
Other Income/Adjustments [1]	NA	NA	\$165,063

[1] Refunds of expenses incurred during previous fiscal year.

E. Identification of Each Improvement on Which Reportable Fees Were Expended and the Amount of the Expenditures on Each Improvement, Including the Total Percentage of the Cost of Each Project of the School District that Was Funded with Reportable Fees

Schedule A to this report identifies the amount of Reportable Fees expended on School Facilities in fiscal year 2007/2008, as well as the percentage of each improvement funded by Reportable Fees.

- F. Identification of an Approximate Date by Which the Construction of Project(s) of the School District will Commence if the School District Determines that Sufficient Funds have been Collected to Complete Financing on an Incomplete Project of the School District, as Identified in Paragraph (2) of Subdivision (A) of Section 66001, and the Project of the School District Remains Incomplete

The School District has determined that at the close of fiscal year 2007/2008, Reportable Fees and other sources of funding were not sufficient to complete the financing of additional school facilities of the School District.

- G. Description of each Interfund Transfer or Loan Made from the Account or Sub-Account(s), Including Project(s) of the School District on which the Transferred or Loaned Reportable Fees will be Expended, and, in the Case of an Interfund Loan, the Date on Which the Loan will be Repaid, and the Rate of Interest that the Account or Sub-Account(s) will Receive on the Loan

No transfers or loans of Reportable Fees were made in fiscal year 2007/2008.

- H. The Amount of Refunds made or Revenues Allocated for Other Purposes if the Administrative Costs of Refunding Unexpended Revenues Exceed the Amount to be Refunded

No refunds of Reportable Fees were made pursuant to Section 66001(e) of the Government Code in fiscal year 2007/2008, and no refunds were required under applicable law.

III. Five Year Report

In accordance with Government Code Section 66001, the School District provides the following information with respect to that portion of the account or sub-account(s) remaining unexpended, whether committed or uncommitted:

A. Identification of the Purpose to which the Reportable Fees are to be Put

The purpose of the Reportable Fees imposed and collected on new residential and commercial/industrial development within the School District was to fund the additional school facilities required to serve the grade K-12 Project Students generated by new development within the School District. Specifically, the Reportable Fees will be used for the construction and/or acquisition of additional School Facilities, remodeling existing School Facilities to add additional classrooms and technology, as well as acquiring and installing additional portable classrooms to accommodate Project Students.

B. Demonstration of a Reasonable Relationship Between the Reportable Fees and the Purposes for which they are Charged

There is a roughly proportional, reasonable relationship between the new development upon which the Reportable Fees are charged and the need for additional School Facilities by reason of the fact that additional students will be generated by additional development within the School District and the School District does not have student capacity in its existing School Facilities to accommodate these new students. Furthermore, the Reportable Fees charged on new development will be used to fund School Facilities that will be used to serve the students generated from new development and the Reportable Fees do not exceed the costs of providing such School Facilities for new students as set forth in the report "Residential Development School Fee Justification Study" of the School District dated February 28, 2008, the report "Commercial/Industrial Development School Fee Justification Study" of the School District dated February 28, 2008, and the report "School Facilities Needs Analysis" of the School District dated May 16, 2008, herein referred to.

C. Identification of All Sources and Amounts of Funding Anticipated to Complete Financing of the School Facilities the School District has Identified in the School District's Reports

Table No. 3 on page 6 lists the proposed funding sources for all pending School Facility projects presently identified by the School District.

D. Identification of the Approximate Dates on Which the Funding Referred to in Section III.C is Expected to be Deposited into the Appropriate Account or Fund

Table No. 4 on page 6 lists the approximate dates on which the funds are expected to be available for the School Facility projects presently identified by the School District.

Table 3

Sources	Las Ramblas Elementary School	Future Elementary School	Future K-8 School Conversion	State Relocatables
State School Building Program	\$15,000,000	\$15,000,000	\$20,000,000	\$0
Community Facilities Districts	\$14,750,000	\$0	\$0	\$0
General Obligation Bond Proceeds	\$0	\$14,750,000	\$19,750,000	\$0
Redevelopment Pass-Through Agreements	\$0	\$0	\$0	\$0
Reportable Fees	\$250,000	\$250,000	\$250,000	\$200,000
Certificates of Participation	\$0	\$0	\$0	\$0
Total	\$30,000,000	\$30,000,000	\$40,000,000	\$200,000
Notes: These School Facilities costs are for fiscal year 2007/2008. Future School Facilities may be funded by the State School Building Program and Reportable Fees.				

Table 4

Sources	Las Ramblas Elementary School	Future Elementary School	Future K-8 School Conversion	State Relocatables
State School Building Program	Unknown	Unknown	Unknown	NA
Community Facilities Districts	Funds Authorized or Available	NA	NA	NA
General Obligation Bond Proceeds	NA	Funds Authorized	Funds Authorized	NA
Redevelopment Pass-Through Agreements	NA	NA	NA	NA
Reportable Fees	As Received	As Received	As Received	On Deposit
Certificates of Participation	NA	NA	NA	NA
Notes: Future School Facilities may be funded by the State School Building Program and Reportable Fees.				

S:\Clients\Capistrano Unified SD\Demographics\Monteith\SY0809\Reports\Working\Monteith_08110-3101.doc

Schedule A

**Public Improvements on Which
Reportable Fees Were Expanded**

Schedule A

Capistrano Unified School District
Public Improvements on which Reportable Fees Were Expended
Fiscal Year 2007/2008

Project	Amount Paid From Fees During FY 2007/2008	Percent of Total Cost Funded With Fees
Arroyo Vista ES	\$661.35	100%
Barcelona Hills ES	\$225.96	100%
Canyon Vista ES	\$37,527.59	100%
Carl Hankey ES	\$790.41	100%
Castille ES	\$67,351.48	100%
Chaparral ES	\$108,330.41	100%
Concordia ES	\$6,130.03	100%
Consulting Services/Legal Counsel	\$925,195.98	100%
Dana Hills HS	\$21,367.00	100%
Districtwide Building Improvements	\$319,438.64	100%
Districtwide Equipment	\$2,120.49	100%
Districtwide Site Support Costs	\$4,135.00	100%
Districtwide Strategic Growth Planning and Transportation	\$958,757.74	100%
Fred Newhart MS	\$36,574.73	100%
Ladera Ranch ES	\$7,892.88	100%
Las Flores MS	\$7,154.47	100%
Las Palmas ES	\$9,936.00	100%
Moulton ES	\$18,796.44	100%
Oro Grande ES	\$45,684.67	100%
Relocatable Leases	\$222,055.07	100%
San Clemente HS	\$32,058.86	100%
San Juan Hills HS	\$5,141.48	100%
Tesoro HS	\$11,558.13	100%
Vista Del Mar ES	\$19,330.43	100%
Total	\$2,868,215.24	NA

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **APPROVAL: CHANGE ORDER NO. 2A – BID NO. 0708-19 SITEWORK
& INFRASTRUCTURE FOR INSTALLATION OF 2-STORY MODULAR
CLASSROOM BUILDINGS, RESTROOM BUILDING & SHADE
STRUCTURES AT SAN JUAN HILLS HIGH SCHOOL – HCH
CONSTRUCTORS-MANAGERS, INC.**

BACKGROUND INFORMATION

To date, construction of San Juan Hills High School has been phased based upon necessary priorities including classrooms, administration buildings, associated infrastructure, and sports and recreational facilities to serve the students for the 2008/09 school year. Two story modular classrooms located in the middle of the campus were an original component to the high school plan as approved and funded by the state in 2002/03.

The contract to construct sitework and infrastructure for installation of 2-story modular buildings was awarded to HCH Constructors-Managers, Inc., under DSA Application No. 04-107867.

CURRENT CONSIDERATIONS

This agenda item seeks Board approval of Change Order No. 2A for HCH's portion of DSA application 04-107867, Exhibit A. This change order includes changes to delete four trees; repair lateral line damaged during excavation; relocate storm drain tie-in and irrigation control wires; and add extra support on the utility enclosure due to the addition of fire sprinkler risers. All changes resulted in an increase to the original contract of \$13,560.91.

FINANCIAL IMPLICATIONS

Change Order No. 2A results in an increase to the contract of \$13,560.91. The revised school construction costs for the 2-Story sitework now totals \$1,131,401.29.

STAFF RECOMMENDATION

It is respectfully recommended that the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who along with John Forney, Director, Construction, will introduce this item and answer any questions regarding these cost modifications. Following Board discussion, it is respectfully recommended that the Board approve Change Order No. 2A, with an increase to the contract in the amount of \$13,560.91 for sitework and infrastructure for the 2-Story installation at San Juan Hills High School.

DISCUSSION/
ACTION

PJHM Architects, Inc.
647 Camino de los Mares, Suite 201
San Clemente, CA 92673

Capistrano Unified School District
33122 Valle Road
San Juan Capistrano, CA 92675
January 14, 2009

**San Juan Hills High School
2-Story Modular Buildings - Site Work
Capistrano Unified School District
DSA Application #:04-107867 / File 30-9**

CHANGE ORDER NO. 2A

TO: HCH Constructors/Managers, Inc.
26346 Madison Ave.
Murrieta, CA 92562

You are authorized to make the following changes to your construction contract when this change order has been approved by the undersigned parties:

ITEM No. 1: COR #9007.1, Landscape Action Report dated 8/18/08

Reason: Delete (4) trees from the scope for a credit to the District. Re-establish lateral line damaged during excavation and provide new jute mesh on existing hillside.

Requested by: School District, Architect

Change in Contract Sum: \$662.00 /ADD

Time Extension: 0 Calendar Days

ITEM No. 2: COR #9008.2, RFI #18

Reason: Due to field conditions relocate storm drain tie-in location for one catch basin. The actual location for tie in was not as indicated on the as-built drawings.

Requested by: School District, Architect

Change in Contract Sum: \$1,979.98 /ADD

Time Extension: 0 Calendar Days

ITEM No. 3: COR #9012.1, IB #4

Reason: Due to field conditons relocate irrigation control wires so as not to interfere with installtion of new concrete block seat wall at Building G. The actual location was not as indicated on the as-built drawings.

Requested by: School District, Architect

Change in Contract Sum: \$8,979.93 /ADD

Time Extension: 0 Calendar Days

Exhibit A
Page 1 of 2

Capistrano Unified School District

ITEM No. 4: COR #90013.1, RFI #30, RFI #44

Reason:

Extra support was required at chain link roof on the utility enclosure.
Roof was raised to accommodate the installation of the fire sprinkler
risers.

Requested by: School District, Architect

Change in Contract Sum:

\$1,939.00 /ADD

Time Extension:

0 Calendar Days

Original Contract Sum	\$	1,066,000.00
Amount of Previously Approved Change Orders		\$51,840.38
This Change Order No. 2A		\$13,560.91
Revised Contract Amount:	\$	1,131,401.29

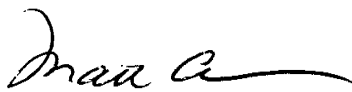
The cumulative adjustment of the Contract Price and the Contract Time for each Change included in this Change Order represents and reflects the entire adjustment of the Contract Price and the Contract Time due Contractor for such items of Changes. The Contract Price adjustment herein for the items included in this Change Order includes without limitation, all costs for labor, materials, services and/or equipment as well as any and all costs arising out of or associated in any manner with impacts, disruptions, interference, delays or hindrances in performing or providing the Changes included in this Change Order. By executing this Change Order, Contractor acknowledges the foregoing and agrees that any rights or claims of Contractor, whether known or unknown, for costs or time associated with providing or performing the Changes included in this Change Order and not specifically reflected and included in this Change Order are waived, relinquished and released by Contractor; in connection with the foregoing, Contractor waives and releases any rights under Civil Code Section 1542 with regard to any unknown costs or additional time asso

APPROVALS

Capistrano Unified School District
DISTRICT



PJHM Architects, Inc.
ARCHITECT



HCH Constructors/Managers
CONTRACTOR

DATE

1/14/09

DATE

4/16/09

DATE

Division of the State Architect
DSA

DATE

Exhibit A
Page 2 of 2

Capistrano Unified School District

CAPISTRANO UNIFIED SCHOOL DISTRICT
San Juan Capistrano, California

February 9, 2009

TO: Ellen Addonizio, President
and Members
Board of Trustees, Capistrano Unified School District

FROM: Suzette Lovely, Deputy Superintendent

SUBJECT: **ADDITIONAL SIDEWALK AROUND PARKING LOT – VISTA DEL
MAR SCHOOL**

BACKGROUND INFORMATION

At the June 17, 2008 Facilities Sub-Committee Meeting, staff presented potential improvement projects at San Clemente Schools. At Vista del Mar School, there were two projects identified to provide a safe uninterrupted flow of vehicles entering/exiting the school parking lot and significantly reduce roadway congestion. The City of San Clemente has completed the off-site traffic improvements and the on-site improvements are the responsibility of the District. The existing parking and drop-off conditions pose a student safety concern, in order for students to reach the sidewalk at Calle Portofino, they have to cross in front of car traffic at the only entrance to the parking lot, which also results in traffic delays.

CURRENT CONSIDERATIONS

The purpose of this agenda item is to provide Trustees with the opportunity to continue the discussion and provide direction to staff regarding adding a new pedestrian path around the parking lot. A copy of the project scope of work and estimate of costs is provided by WLC Architects, Inc. as Exhibit A.

FINANCIAL IMPLICATIONS

The District's costs for the improvements as shown in Exhibit A would be approximately \$53,600 and may be funded through Community Facilities District 90-2 Talega.

STAFF RECOMMENDATION

It is respectfully recommended that Board President Ellen Addonizio recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who along with John Forney, Director, Construction will introduce this item and answer any trustee questions.

INFORMATION/
DISCUSSION

January 15, 2009

PROJECT SCOPE OF WORK AND ESTIMATE

Vista Del Mar Proposal
Capistrano Unified School District
Project 0814700.06

1. **Existing Conditions:**

- a. The existing parking and drop-off pose a student safety concern. In order for students to reach the sidewalk at Calle Portofino, they have to cross in front of car traffic at the only entry to the parking.
- b. The student crossing at the school parking entry also causes major traffic delays.

2. **Scope of Work:**

- a. Provide a limited topographic survey to determine exact site conditions and to determine drainage changes if necessary. (DSA will require review of the existing grades in the path of travel).
- b. Demolish and relocate existing parking island to accommodate a new concrete sidewalk.
- c. Provide a new concrete sidewalk parallel to Calle Portofino to wrap around the east and south part of the parking. (See attached Diagram A1).

Project Scope of Work and Estimate
Vista Del Mar Proposal
Capistrano Unified School District
Project 0814700.06
January 15, 2009
Page 2

3. **Construction Budget and Schedule**

- a. The construction duration would be two to three weeks.
- b. We have discussed the project with DSA and the project may be considered as an over-the-counter because there will be no structural or fire life safety issues.
- c. The total hard construction cost budget for the above scope plus contingency is \$41,942. (See attached construction cost breakdown).
- d. The total soft cost for the project including contingency is \$11,658.
- e. The Total Project Budget would therefore be **\$53,600**. (Attached is Exhibit A with a detailed breakdown of the scope above.)

Prepared by,



ELIZABETH SABOL

Architect

LEED™ AP

BS:mc/P00814700x1-prp

Enc: Exhibit A Cost Estimate
Construction Cost Breakdown
Diagram A1

cc: Ronald N. Lebs, Deputy Superintendent of Business and Support, Capistrano Unified
School District
Robert Hensley, Architect, AIA, Principal, WLC Architects, Inc.



VISTA DEL MAR ELEMENTARY AND MIDDLE SCHOOLS
SIDEWALK ADDITION - EXHIBIT 'A'

January 15, 2009

A. ESTIMATED CONSTRUCTION (HARD) COSTS

	Percent Factor	Percent Project	Budgeted Amount	Estimated OPSC Funding
1 New Building Construction			\$ 27,000	
2 Existing Building Modifications			\$ -	
3 Sustainable Architecture			\$ -	
4 Remodel of Existing Buildings			\$ -	
5 General Site Development			\$ -	
6 Subtotal:			\$ 27,000	State Grants
7 Demo / Removal Building & Site			\$ 4,300	\$ -
8 Wet Utilities (Water, Sewer, Drainage, Fire) Upgrades			\$ -	\$ -
9 Dry Utilities (Electrical, Low Voltage) Upgrades			\$ -	\$ -
10 Site Clean-Up (DTSC/HAZMAT)			\$ -	\$ -
11 Subtotal:			\$ 4,300	
12 Available for Construction (Prime Contractor Bids)		58.4%	\$ 31,300	\$ -
13 Construction Estimate Contingency	10.0%		\$ 3,130	
14 Subtotal:		64.2%	\$ 34,430	
15 CM's or GC's General Conditions Costs	15.0%		\$ 4,695	
16 Subtotal:		73.0%	\$ 39,125	
17 CM's or CG's Fees	4.0%		\$ 1,252	
18 BID CONTINGENCY (Escalation)	5.0%		\$ 1,565	
19 TOTAL ESTIMATED CONSTRUCTION COST:		78.3%	\$ 41,942	

B. ESTIMATED PROJECT (SOFT) COSTS

20 Site Surveys / Topos	lump sum	\$ 2,580	\$ -
21 Site Geotech / Soil Borings	lump sum	\$ -	\$ -
22 Furniture, Fixtures, Equipment (FFE) Allowance	lump sum	\$ -	\$ -
23 Architect/Engineer Fees	11.53%	\$ 4,836	
24 Specialty Consultants	0.00%	\$ -	
25 DSA Plancheck Fees	1.18%	\$ 494	
26 CDE Project Review Fees	0.00%	\$ -	
27 DTSC/HAZMAT Environmental Consultant/Fees	0.00%	\$ -	\$ -
28 CEQA Consultant	0.00%	\$ -	
29 Utility City/County Fees & Inspections	lump sum	\$ -	
30 DSA Inspector of Record	2.50%	\$ 1,000	
31 Special Inspection + Materials Testing	0.50%	\$ 210	
32 Labor Compliance Program Administration	0.00%	\$ -	\$ -
33 Bidding / Reimbursable	1.50%	\$ 235	
34 Subtotal:		17.5%	\$ 9,355
35 PROJECT CONTINGENCY (District reserve added cost)	5.49%		\$ 2,303
36 TOTAL ESTIMATED SOFT COST:		21.7%	\$ 11,658

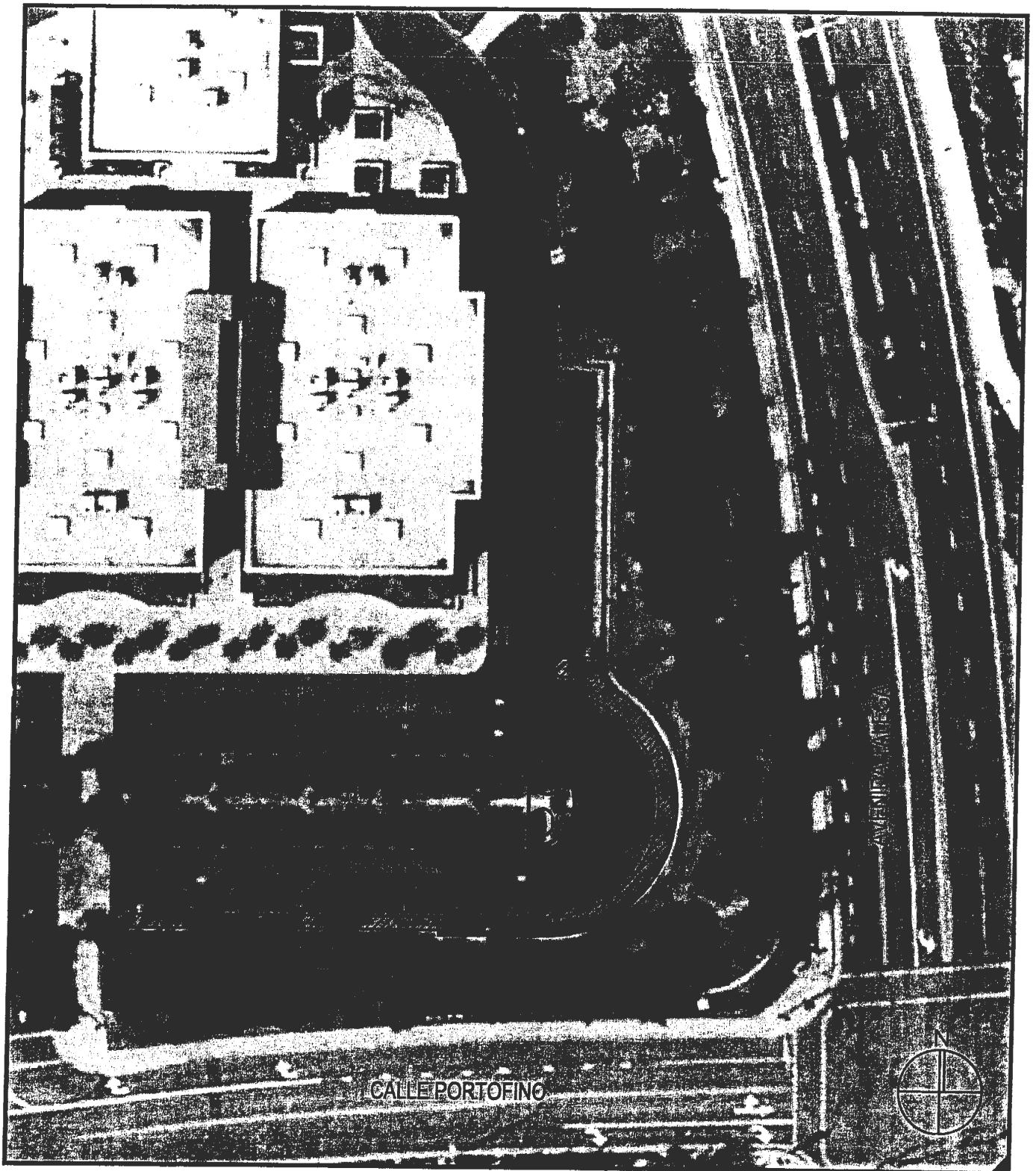
38 TOTAL ESTIMATED PROJECT BUDGET:	\$ 53,600
39 PROJECT ELIGIBILITY (OPSC APPROVED):	\$ -
40 DISTRICT LOCAL FUNDING:	\$ 53,600
41 TOTAL AVAILABLE FUNDING:	\$ 53,600

PREPARED BY ARCHITECT:

APPROVED BY DISTRICT:

X

X



**SOUTHERN
CALIFORNIA**
Virginia Dare Tower
10470 Foothill Boulevard
Rancho Cucamonga
California 91730-3754
tel: 909-987-0909
fax: 909-980-9980

**VISTA DEL MAR SIDEWALK
CAPISTRANO USD
PARTIAL SITE PLAN**

DRAWN	ES
CHECKED	ES
DATE	11-6-08
SCALE	1"=50'-0"
JOB NO.	0814728

A1

ITEM	UNIT	UNIT COST	AMOUNT	CURRENT ESTIMATE
DEMO EXISTING CURB/ REMOVE	LF	349.35	\$ 10.00	\$ 3,493.50
DEMO EXISTING LANDSCAPE	SF	400	\$ 0.50	\$ 200.00
DEMO FLATWORK	SF	158.1	\$ 3.50	\$ 553.35
NEW LANDSCAPE AREA	SF	716.89	\$ 4.00	\$ 2,867.56
NEW 'A' CURBING	LF	349.35	\$ 22.00	\$ 7,685.70
NEW 6' SIDEWALK	SF	2200	\$ 7.50	\$ 16,500.00
SUBTOTAL				\$ 31,300.11
GENERAL PROFIT		10%		\$ 3,130.01
GENERAL CONDITIONS		15%		\$ 4,695.02
BONDS/ INSURANCE		4%		\$ 1,252.00
*PROJECTED CONSTRUCTION TOTAL				\$ 40,377.14

E P I C E N G I N E E R S

CIVIL ENGINEERING

LAND SURVEYING

January 14, 2009

Betty Sabol
WLC Architects
8163 Rochester Avenue
Rancho Cucamonga CA 91730

Re: **Proposal for Topographic Surveying for
Vista Del Mar – Parking Lot**

Dear Betty

In accordance with your request we are pleased to provide this proposal for a topographic survey in the area indicated by your e-mail dated 1-9-2009. The scope is further defined as follows.

SCOPE OF SERVICES:

1. Topographic Survey:
 - a) Provide a field topographic survey of the areas indicated by the aerial photograph that was provided including the existing curbs, gutters, asphalt, parking areas and sidewalks.
2. Topographic Map:
 - a) Provide a topographic map of the field collected survey at a scale of 1" = 20'. The map will be provided on an assumed vertical and horizontal datum and placed on a WLC title block sheet.

FEE FOR SERVICES:

Scope of services 1&2:	\$ 2,580.00
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RATE SCHEDULE:

Rate schedule for additional work as needed:
\$ 40.00 per hour for Clerical Services
\$ 85.00 per hour for Engineering Designer
\$115.00 per hour for Civil Engineer
\$145.00 per hour for Survey crew

Exhibit A
Page 6 of 7

SPECIFIC EXCLUSIONS:

1. Utility Surveying and Plotting.
2. Property Line Survey.
3. Areas outside of the limits indicated by WLC.
4. Civil engineering Services.

INSURANCE:

Our insurance carrier will forward a certificate of insurance naming WLC Architects as additionally insured upon request.

If you have any additional needs or questions regarding this proposal please call us at your convenience.

Sincerely,



Erick D. Potter, RCE 53554, PLS 7721
President Epic Engineers

Approved By:

Date:

