

Special Meeting

CAPISTRANO UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES

33122 Valle Road
San Juan Capistrano, CA 92675

January 21, 2009

6:00 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 _____

Public comments to agenda items only.

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	_____	_____

OPEN SESSION

6:00 p.m.

SPECIAL MEETING/BUDGET WORKSHOP

CLOSED SESSION

7:30 p.m.

1. CONFERENCE WITH CHIEF LABOR NEGOTIATOR
2. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION
3. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
4. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

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. DISCUSSION/ACTION

1. **2008-09 BUDGET DISCUSSION:** Identification and review of potential budget reductions for 2009/10 and 2010/11 fiscal years.
(Supporting Information)

INFORMATION/
DISCUSSION

IV. ADJOURNMENT

**THE NEXT REGULAR MEETING OF THE GOVERNING BOARD WILL
BE HELD ON MONDAY, FEBRUARY 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

IV. CLOSED SESSION

2. Closed Session (as authorized by law)

A. 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.

B. 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)

4) Existing Litigation

Capistrano Unified Education Association v. CUSD Unfair Practice Charge

Labor Practice – Charge No. LA-CE5287-E

(Pursuant to Education Code §54956.9)

C. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Superintendent

(Pursuant to Government Code §54957)

D. PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

Interim Superintendent

(Pursuant to Government Code §54957)