

BOARD OF TRUSTEES
Regular Meeting

August 8, 2011

Closed Session 5:30 p.m.
Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 5:30 P.M.

1. **CALL TO ORDER**
2. **CLOSED SESSION COMMENTS**
3. **CLOSED SESSION** (as authorized by law)
 - A. **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE** **EXHIBIT 3 A**
(Pursuant to Government Code §54957)
 - B. **PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT** **EXHIBITS 3 B1-B2**
 - 1) Principal, Middle School
 - 2) Executive Director, Fiscal Services
(Pursuant to Government Code §54957)
 - C. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** **EXHIBIT 3 C**
Number of Cases: One
(Pursuant to Education Code §54956.9(a))

Superior Court of the State of California
County of Orange – Central Justice Center
Case No. 30-2010-00430720
Lopez v. Capistrano Unified School District
 - D. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** **EXHIBIT 3 D**
Significant Exposure to Litigation – One Case
(Pursuant to Government Code §54956.9(b)(1))
 - E. **CONFERENCE WITH LABOR NEGOTIATORS**
Dr. Joseph M. Farley/Jodee Brentlinger/Ron Lebs/Julie Hatchel
Employee Organizations:
 - 1) Capistrano Unified Education Association (CUEA)
 - 2) Capistrano School Employees Association (CSEA)
 - 3) Teamsters
 - 4) Unrepresented Employees (CUMA)
(Pursuant to Government Code §54957.6)
 - F. **STUDENT EXPULSIONS** **EXHIBITS 3 F1-F3**
Deliberations of Findings of Fact and Recommendations
(Pursuant to Education Code §48918(c) and §35145)
 - G. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** **EXHIBIT 3 G**
Superintendent
(Pursuant to Government Code §54957)

RECORDING OF SCHOOL BOARD MEETINGS

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

OPEN SESSION AT 7:00 P.M.

- 1. PLEDGE OF ALLEGIANCE
- 2. ADOPTION OF THE AGENDA – ROLL CALL
- 3. REPORT ON CLOSED SESSION ACTION
- 4. SPECIAL RECOGNITIONS

John Nichols and Allyson Ward – Perfect Attendance K-12

5. BOARD AND SUPERINTENDENT COMMENTS

6. ORAL COMMUNICATIONS (Non-Agenda Items)

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

DISCUSSION/ACTION ITEMS

7. **ACADEMIC DESIGN AND DELIVERY INITIATIVE REPORT:**

The Academic Design and Delivery (ADD) Initiative began in Fall 2010. Primarily focusing on the English learner, the Initiative was designed to provide teachers with an organizational tool of best instructional practices and peer coaching to maximize student achievement. The first year involved 21 schools and approximately 200 teachers supported by District level teachers on special assignment. The agenda item consists of the end-of-the-year report. The ADD Initiative is funded with categorical funds.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

INFORMATION/
DISCUSSION
Page 1
EXHIBIT 1

Staff Recommendation:

It is recommended the Board President recognize Julie Hatchel, Assistant Superintendent, Education Services, to present this item. This is an information item only and no Board action is necessary.

8. ~~2011-2012 FISCAL YEAR BUDGETS FOR COMMUNITY FACILITIES DISTRICTS OF CAPISTRANO UNIFIED SCHOOL DISTRICT:~~

~~The purpose of this agenda item is to request Board approval of the 2011-2012 fiscal year budget for Community Facilities Districts (CFD) Nos. 87-1, 88-1, 90-1, 90-2, 90-2 1A, 92-1, 94-1, 98-1A, 98-2, and 2004-1. A summary budget for each CFD is attached as an exhibit. Changes to these budgets may be made at any time. There is no general fund impact.~~

~~Contact: Ron Lebs, Deputy Superintendent, Business & Support Services~~

DISCUSSION/
ACTION
Vote _____
Page 7
EXHIBIT 2

This item was pulled on 8/5/11.

Staff Recommendation:

~~It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, to present this item.~~

~~Following Board discussion, it is recommended the Board of Trustees approve the 2011-2012 Fiscal Year Budgets for CFD Nos. 87-1, 88-1, 90-1, 90-2, 90-2 1A, 92-1, 94-1, 98-1A, 98-2, and 2004-1.~~

Motion by _____

Seconded by _____

9. FACILITIES USE PROGRAM UPDATE:

On June 15, 2010, the Board approved changes to the Districts' Use of Facilities policy. These changes were the result of a review of the District's facilities use program. Part of that change was the purchase of an online electronic use of facilities scheduling and billing system funded by facility use fees. In July 2011, the Facilities Connect Pro web-based software program, replaced the old paper-based use of facilities system. The purpose of this report is to give Trustees an update on the implementation of the new software program and the facilities use process.

The new process promotes and ensures accountability and uniformity of all facilities' users. By eliminating the manual aspects of the system, accountability, and consistent compliance with District policies regarding facility use will be enhanced. With the implementation of this system, staff has also made improvements in the area of standardizing athletic camps.

One of the primary goals of the new software is to eliminate, as much as possible, any manual manipulation of data and billing. The new web-based system eliminates the need for schools to manually input data into school calendars and places all data entry responsibilities upon the requestor. This system improves efficiency and accuracy of the facility use process. Staff will present a demonstration of the new software program.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business & Support Services, who will present this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

10. AWARD BID NO. 1112-06 – SERVICE TO COLLECT, RECYCLE, AND DISPOSE OF SOLID WASTE DISTRICTWIDE:

The initial base contract is August 9, 2011, through June 30, 2012. The contract may be extended by mutual agreement and upon Board approval, for a renewal term not to exceed four additional one-year periods. This contract provides competitive, set pricing for the collection, recycling, and disposal of solid waste at all District sites. Annual expenditures utilizing this contract are estimated to be \$150,000 to \$160,000. This new contract provides a more efficient method of collection and recycling by promoting a safer environment in line with the AB 939 State of California requirements. This contract will also reduce the impact to the general fund as the pricing has been reduced by \$13,000 per month.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, to present this item and answer any questions Trustees may have.

Following discussion, it is recommended the Board approve the award of bid for service to collect, recycle, and dispose of solid waste throughout the District to CR&R.

Motion by _____ Seconded by _____

INFORMATION/
DISCUSSION
Page 43
EXHIBIT 3

DISCUSSION/
ACTION
Page 57
EXHIBIT 4

11. RESOLUTION NO. 1112-10 AUTHORIZING TEMPORARY INTERFUND TRANSFERS:

DISCUSSION/
ACTION
Page 63
EXHIBIT 5

Education Code Section 42603 authorizes the Governing Board to temporarily transfer money held in any fund to another fund for payment of obligations by the District. Amounts transferred shall be repaid either in the same fiscal year, or in the following fiscal year if the transfer takes place within the final 120 calendar days of a fiscal year. Due to the nature of the current budget situation, it is necessary to secure flexibility to balance certain cash flow issues as they arise during the fiscal year 2011-2012. This agenda item requests Board approval to authorize interfund loans between funds. These loans (cash transfers) will be made to and between the general fund, and various other District funds.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, to present this item.

Following discussion, it is recommended the Board approve Resolution No. 1112-10 authorizing temporary interfund transfers.

Motion by _____

Seconded by _____

ROLL CALL:

Trustee Addonizio _____

Trustee Hatton _____

Trustee Alpay _____

Trustee Palazzo _____

Trustee Bryson _____

Trustee Pritchard _____

Trustee Brick _____

12. DIVISION OF STATE ARCHITECT UPDATE:

INFORMATION/
DISCUSSION
Page 67
EXHIBIT 6

At the February 9, 2009, Board meeting, staff presented a status report on outstanding construction projects. This agenda item is a continuation of that initial report, updating Trustees on the progress made toward closing with certification, outstanding Division of the State Architect applications. There is no financial impact 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. As shown in the exhibit, the construction of a San Juan Elementary School YMCA building re-locatable and ramp has been closed with certification. A copy of the letter from the Division of the State Architect is provided for Trustee review.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

Staff Recommendation:

It is recommended the Board President recognize Ron Lebs, Deputy Superintendent, Business and Support Services, who will provide the Division of the State Architect Update and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

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 the staff recommend approval of all consent Calendar items.

GENERAL FUNCTIONS

13. CONFLICT OF INTEREST CODE AMENDMENT:

Approval of the amendment to the Conflict of Interest Code Designated Filers. On February 9, 2010, the Board approved a resolution requesting the Board of Trustees adopt a Conflict of Interest Code, which supersedes all prior Conflict of Interest Codes and amendments previously adopted. With the addition of Sara Jocham, Assistant Superintendent, SELPA, Special Education, on July 1, 2011, the list of designated filers must be updated, approved by the Board of Trustees, and then approved by the Orange County Board of Supervisors. The Conflict of Interest Code, list of designated filers, and disclosure description category, constitute the Conflict of Interest Code of the Capistrano Unified School District and are included as the exhibit for this item. There is no financial impact.

Contact: Joseph M. Farley, Superintendent

Page 71

EXHIBIT 7

CURRICULUM & INSTRUCTION

14. EXPUNGING OF EXPULSION RECORD:

Approval of expunging student records. Due to the confidential nature of expunging a student expulsion record, the supporting information is provided to Trustees under separate cover.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

15. EXPULSION READMISSION:

Approval to readmit a student from expulsion. Due to the confidential nature of the student expulsion readmission, the supporting information is provided to Trustees under separate cover.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

16. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL TEXTBOOK – ADVANCED PLACEMENT FRENCH LANGUAGE & CULTURE:

Adoption of *Allons Au Dela*, published by Pearson and *AP French: Preparing for the Language and Culture Examination*, published by Pearson. Teachers throughout the District are requesting the adoption of two new titles for use with the Advanced Placement French Language & Culture course for grades 11 and 12 due to changes in the curriculum and exam format. The proposed titles are *Allons Au-Dela*, and *AP French: Preparing for the Language and Culture Examination*. The proposed textbooks have been reviewed and approved by the Instructional Materials Review Committee and copies are on display in the Board room. Funding for the basic textbook, *Allons Au-Dela*, has been included in the budget for the 2011-2012 school year. The supplemental title, *AP French: Preparing for the Language and Culture Examination*, will be purchased using site funds.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

17. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL TEXTBOOK – IB FRENCH IV AND IB FRENCH:

Adoption of *Le monde en Français*, published by Advance Materials. Due to changes in the International Baccalaureate (IB) curriculum, San Clemente High School is requesting the adoption of *Le monde en Français*. This book will be utilized for IB courses titled IB French IV SL (Standard Level) and IB French HL (Higher Level) in grades 11 and 12. The proposed textbook has been reviewed and approved by the Instructional Materials Review Committee and a copy is on display in the Board room. Funding for this textbook has been included in the budget for the 2011-2012 school year.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

18. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL TEXTBOOK – ADVANCED PLACEMENT COMPUTER SCIENCE:

Adoption of *Java Methods*, published by Skylight Publishing. Tesoro High School is requesting the adoption of *Java Methods* for the Advanced Placement Computer Science course in grades 10 through 12. The proposed textbook has been reviewed and approved by the Instructional Materials Review Committee and a copy is on display in the Board room. The book will be purchased using site funds.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

19. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL TEXTBOOK – ADVANCED PLACEMENT ENGLISH LITERATURE AND COMPOSITION:

Adoption of *The Norton Anthology of Poetry, 5th edition*, published by W. W. Norton & Company. Tesoro High School is requesting the adoption of *The Norton Anthology of Poetry, 5th edition* for the Advanced Placement English Literature and Composition course, grade 12. The proposed textbook has been reviewed and approved by the Instructional Materials Review Committee and a copy is on display in the Board room. The book will be purchased using site funds.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

20. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: HIGH SCHOOL TEXTBOOK – INTERNATIONAL BACCALAUREATE BIOLOGY:

Adoption of *Biology: Higher Level IB*, published by Pearson. San Clemente High School is requesting the adoption of *Biology: Higher Level IB* for the International Baccalaureate (IB) course titled IB Biology HL (Higher Level), grade 12. The proposed textbook has been reviewed and approved by the Instructional Materials Review Committee and a copy is on display in the Board room. This textbook will be purchased using site funds.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

21. CALIFORNIA INTERSCHOLASTIC FEDERATION REPRESENTATIVES:

Approval of the six comprehensive high school principals as league representatives to California Interscholastic Federation (CIF) for 2011-2012. Education Code gives governing boards authority for high school athletics. As a member of CIF, the District is required by Education Code §33353 (a) to designate its representatives to CIF on a yearly basis. League representatives vote on issues that impact school athletic programs. The designation form was due to CIF on July 1, 2011, but an extension was granted by CIF due to pending Board approval of three new high school principals.

Contact: Julie Hatchel, Assistant Superintendent, Education Services

BUSINESS & SUPPORT SERVICES

22. **PURCHASE ORDERS, COMMERCIAL WARRANTS, AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:** Page 77
EXHIBIT 9
Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The purchase orders and commercial warrants included in this item have previously been authorized as part of the District's budget approval process. The purchase orders total \$36,004,868.32; the commercial warrants total \$13,547,937.27. Attachment 3 is a list of previously Board-approved bids and contracts to assist in the review of the purchase order and commercial warrant listings.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
23. **RESOLUTION NO. 1112-01 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 87-1:** Page 135
EXHIBIT 10
Approval of Resolution No. 1112-01 authorizing the levy of Special Tax in CFD No. 87-1 (Mission Viejo/Aliso Viejo) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 87-1 in fiscal year 2011-2012, the District must notify the County of Orange Auditor/Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-01, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
24. **RESOLUTION NO. 1112-02 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 88-1:** Page 143
EXHIBIT 11
Approval of Resolution No. 1112-02 authorizing the levy of a Special Tax within CFD No. 88-1 (Rancho Santa Margarita) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 88-1 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-02, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
25. **RESOLUTION NO. 1112-03 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 90-2:** Page 151
EXHIBIT 12
Approval of Resolution No. 1112-03 authorizing the levy of a Special Tax within CFD No. 90-2 (Talega) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 90-2 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-03, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
26. **RESOLUTION NO. 1112-04 AUTHORIZING LEVY OF SPECIAL TAX IN IMPROVEMENT AREA NO. 2002-1 OF CFD NO. 90-2:** Page 159
EXHIBIT 13
Approval of Resolution No. 1112-04 authorizing the levy of a Special Tax within Improvement Area (IA) No. 2002-1 of CFD No. 90-2 (Talega) for fiscal year 2011-2012. In order to secure the tax roll for IA No. 2002-1 of CFD No. 90-2 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-04, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

27. **RESOLUTION NO. 1112-05 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 92-1:** Page 167
EXHIBIT 14
Approval of Resolution No. 1112-05 authorizing the levy of a Special Tax within CFD No. 92-1 (Las Flores) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 92-1 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-05, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
28. **RESOLUTION NO. 1112-06 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 94-1:** Page 175
EXHIBIT 15
Approval of Resolution No. 1112-06 authorizing the levy of a Special Tax within CFD No. 94-1 (Rancho Santa Margarita) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 94-1 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-06, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
29. **RESOLUTION NO. 1112-07 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 98-1A:** Page 183
EXHIBIT 16
Approval of Resolution No. 1112-07 authorizing the levy of a Special Tax within CFD No. 98-1A (Pacifica San Juan) for fiscal year 2011-2012. Such Special Taxes as levied in fiscal year 2009-2010, on a partial basis and for fiscal year 2011-2012, on a partial basis are levied at less than the "Assigned Special Tax" for CFD No. 98-1A. As in fiscal year 2009-2010, this is not a precedent for future fiscal years as to do so would be contrary to contracts previously entered into with the applicable property owner. In order to secure the tax roll for CFD No. 98-1A in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-07, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
30. **RESOLUTION NO. 1112-08 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 98-2:** Page 191
EXHIBIT 17
Approval of Resolution No. 1112-08 authorizing the levy of a Special Tax within CFD No. 98-2 (Ladera) for fiscal year 2011-2012. In order to secure the tax roll for the CFD No. 98-2 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-08, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
31. **RESOLUTION NO. 1112-09 AUTHORIZING LEVY OF SPECIAL TAX IN CFD NO. 2004-1:** Page 199
EXHIBIT 18
Approval of Resolution No. 1112-09 authorizing the levy of a Special Tax within CFD No. 2004-1 (Rancho Madrina) for fiscal year 2011-2012. In order to secure the tax roll for CFD No. 2004-1 in fiscal year 2011-2012, the District must notify the County of Orange Auditor-Controller no later than August 15, 2011, with a certified copy of Resolution No. 1112-09, along with a copy of the annual levy of Special Taxes for the fiscal year 2011-2012. David Tausig & Associates will deliver the required documents on the District's behalf to the County of Orange.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

32. **REVISED FACILITY USE AGREEMENT WITH OXFORD PREPARATORY ACADEMY:** Page 207
EXHIBIT 19
 Approval of the revised Facilities Use Agreement which provides Oxford Preparatory Academy facilities for the 2011-2012 school year. On June 13, 2011, the Board approved a Facilities Use Agreement with Oxford Preparatory Academy charter school to house its program at the Barcelona Hills Elementary School campus for the 2011-2012 school year. Subsequent to the Board's approval, and prior to Oxford's approval of the Agreement, Oxford's Board of Directors requested several changes to the Agreement. This item presents the Facilities Use Agreement, as revised per Oxford's request. Additions to the agreement, as previously approved by the Board, are underlined and deletions are struck through. These revisions have been reviewed and approved by the District's legal counsel and are considered non-substantive. There is no fiscal impact related to the approval of this item.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
33. **RENTAL AGREEMENT – CALVARY CHAPEL SOUTH COUNTY:** Page 209
EXHIBIT 20
 Approval of the rental agreement with Calvary Chapel South County. The rental agreement with Calvary Chapel South County provides parking at the District's South Transportation yard for a bus owned by the client. The fee charged for this service is \$75 per month. The agreement provides a positive revenue stream into the District's general fund to offset a portion of the Transportation Department's encroachment.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
34. **INDEPENDENT CONTRACTOR AGREEMENT – PSYCHOLOGICAL ASSESSMENTS, CENTER FOR LEARNING & BEHAVIORAL SOLUTIONS, INCORPORATED:** Page 217
EXHIBIT 21
 Approval of an independent contractor agreement with Center for Learning & Behavioral Solutions, Incorporated, to provide psychological assessment services for students as designated by the District. The Center for Learning & Behavioral Solutions, Incorporated, will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$10,000. Additional services may be required as determined by a student's Individualized Educational Program. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
35. **INDEPENDENT CONTRACTOR AGREEMENT – INDEPENDENT EDUCATIONAL EVALUATIONS, LET'S TALK SPEECH & LANGUAGE THERAPY:** Page 227
EXHIBIT 22
 Approval of an independent contractor agreement with Let's Talk Speech & Language Therapy to provide independent educational evaluation services for students as designated by the District. Let's Talk Speech & Language Therapy will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$7,000. Additional services may be required as determined by a student's Individualized Educational Program. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
36. **INDEPENDENT CONTRACTOR AGREEMENT – INDEPENDENT EDUCATIONAL EVALUATIONS, SUSANNE SMITH ROLEY:** Page 237
EXHIBIT 23
 Approval of an independent contractor agreement with Susanne Smith Roley to provide independent educational evaluation services for students as designated by the District. Susanne Smith Roley will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$3,000. Additional services may be required as determined by a student's Individualized Educational Program. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

37. **INDEPENDENT CONTRACTOR AGREEMENT – INDEPENDENT EDUCATIONAL EVALUATIONS, SUSAN MEYERS FOSNOT:** Page 247
EXHIBIT 24
Approval of an independent contractor agreement with Susan Meyers Fosnot to provide independent educational evaluation services for students as designated by the District. Susan Meyers Fosnot will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Special Education funds. Scheduled services under this contract are estimated to be \$3,000. Additional services may be required as determined by a student’s Individualized Educational Program. Separate purchase orders will be approved by the Board for such services.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
38. **INDEPENDENT CONTRACTOR AGREEMENT – SPEECH AND LANGUAGE PATHOLOGIST, CHRISTINE STEIN:** Page 257
EXHIBIT 25
Approval of an independent contractor agreement with Christine Stein to provide speech and language services for the Learning Link program at Las Palmas Elementary School and San Juan Elementary School. Christine Stein will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, on an as-needed basis, paid out of Learning Link funds. Scheduled services under this contract are estimated to be \$42,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
39. **INDEPENDENT CONTRACTOR AGREEMENT – AFTER SCHOOL EDUCATION AND SAFETY (ASES) PROGRAM AT VIEJO ELEMENTARY SCHOOL, YMCA OF ORANGE COUNTY:** Page 267
EXHIBIT 26
Approval of an independent contractor agreement with YMCA of Orange County to provide the After School Education and Safety (ASES) program at Viejo Elementary School. The YMCA will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, paid out of ASES Grant funds. Scheduled services under this contract are estimated to be \$102,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
40. **INDEPENDENT CONTRACTOR AGREEMENT – AFTER SCHOOL EDUCATION AND SAFETY (ASES) PROGRAM AT KINOSHITA ELEMENTARY SCHOOL, YMCA OF ORANGE COUNTY:** Page 277
EXHIBIT 27
Approval of an independent contractor agreement with YMCA of Orange County to provide the After School Education and Safety (ASES) program at Kinoshita Elementary School. The YMCA will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, paid out of ASES Grant funds. Scheduled services under this contract are estimated to be \$102,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
41. **INDEPENDENT CONTRACTOR AGREEMENT – AFTER SCHOOL EDUCATION AND SAFETY (ASES) PROGRAM AT R.H. DANA ELEMENTARY SCHOOL, YMCA OF ORANGE COUNTY:** Page 287
EXHIBIT 28
Approval of an independent contractor agreement with YMCA of Orange County to provide the After School Education and Safety (ASES) program at R.H. Dana Elementary School. The YMCA will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, paid out of ASES Grant funds. Scheduled services under this contract are estimated to be \$101,400.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

42. **INDEPENDENT CONTRACTOR AGREEMENT – AFTER SCHOOL EDUCATION AND SAFETY (ASES) PROGRAM AT SAN JUAN ELEMENTARY SCHOOL, YMCA OF ORANGE COUNTY:** Page 297
EXHIBIT 29
Approval of an independent contractor agreement with YMCA of Orange County to provide the After School Education and Safety (ASES) program at San Juan Elementary School. The YMCA will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, paid out of ASES Grant funds. Scheduled services under this contract are estimated to be \$102,000.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
43. **INDEPENDENT CONTRACTOR AGREEMENT – AFTER SCHOOL EDUCATION AND SAFETY (ASES) PROGRAM AT LAS PALMAS ELEMENTARY SCHOOL, CAMPCO:** Page 307
EXHIBIT 30
Approval of an independent contractor agreement with CampCo to provide the After School Education and Safety (ASES) program at Las Palmas Elementary School. Campco will provide services at the rates indicated on the rate sheet for the 2011-2012 school year, paid out of ASES Grant funds. Scheduled services under this contract are estimated to be \$103,022.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
44. **EXTENSION OF AGREEMENT BID NO 0708-08, BEVERAGE VENDING SERVICES – COCA-COLA BOTTLING COMPANY OF SOUTHERN CALIFORNIA:** Page 317
EXHIBIT 31
Approval of the fourth and final extension of the agreement for beverage vending service to be provided by Coca-Cola Bottling Company of Southern California. This contract provides water, sports drinks, and fruit juice options for students at the secondary level during hours when District provided beverages are not available. There are no costs associated with this contract, as each participating site earns a commission from every item sold. For fiscal year 2008-2009, the sites participating in this program earned \$41,026 in commissions. In fiscal year 2009-2010, schools earned \$29,291, and fiscal year 2010-2011, schools earned \$26,353. Commission checks are written to each site participating in the program, but sent to the District office for audit and distribution.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
45. **EXTENSION OF AGREEMENT RFP NO. 4-0809, SNACK VENDING SERVICES, VENDING+PLUS:** Page 343
EXHIBIT 32
Approval of the third extension of the agreement for snack vending service to be provided by Vending+Plus. This contract provides healthy snack options for students at the secondary level during hours when District provided snacks are not available. There are no costs associated with this contract, as each participating site earns a commission from every item sold. For calendar year 2009, the sites participating in this program earned \$40,474 in commissions. In calendar year 2010, schools earned \$39,197, and year to date for year 2011, schools have earned \$26,127. Commission checks are written to each site participating in the program, and are sent to the District office for audit and distribution.
Contact: Ron Lebs, Deputy Superintendent, Business & Support Services
46. **REDLANDS UNIFIED SCHOOL DISTRICT BID NO. 4-11 FURNITURE, FILING, AND OFFICE EQUIPMENT, VARIOUS VENDORS AND MANUFACTURERS:** Page 357
EXHIBIT 33
Approval of authorization to utilize Redlands Unified School District Bid No. 4-11, for the purchase of furniture, filing, and office equipment, under the same terms and conditions of the public agency’s contract. School boards have the authority to “piggyback” on another public agency’s bid, per Public Contract Code §20118, when it is in the best interest of a district. It is often advantageous to utilize piggyback bids when contract items are identical to the district’s specifications. Using piggyback contracts saves time and often provides lower prices than a single jurisdiction would be able to obtain.

This agenda item recommends approval authorization to utilize Redlands Unified School District Bid No. 4-11, for the purchase of furniture, filing, and office equipment, under the same terms and conditions of the public agency's contract. The contract provides competitive pricing and allows staff to streamline the procurement process by purchasing products from any one of the following vendors awarded contracts based on percentage discounts off manufacturers price lists: Concepts School & Office Furnishings, Culver-Newlin, Desert Business Interiors, Diversified Metal, Great Western, Hertz Furniture, Office Depot, Office & Ergonomic Solutions, School Space Solutions, School Specialty, or Virco. District staff anticipates utilizing the contract to purchase classroom and office furniture and equipment, as needed throughout the District, as funds become available.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

47. AWARD BID NO. 1112-01, AUDIO VISUAL EQUIPMENT:

Page 383

EXHIBIT 34

Award of bid for audio visual equipment to the following vendors: AVID; AVES Audio Visual Systems, Inc.; B&H Foto & Electronics Corp. dba B&H Photo Video; California Western Visuals; Camcor, Inc.; Compview, Inc.; Digital Networks Group, Inc.; Golden State Technology, Inc. dba GST; Hewlett-Packard Company; Longs Electronics, Inc.; MNJ Technologies Direct, Inc.; Renaissance Learning, Inc.; Troxell Communications, Inc.; Valiant IMC; W.B. Hunt Co., Inc.; and Ward's Media Tech. This bid updates the standard list of 84 different items of audio visual equipment with current brands and models and sets pricing for the 2011-2012 school year. The total expenditures under this contract are estimated to be \$300,000 depending upon the availability of funds. Audio visual equipment may be funded through many sources, such as gift, site funds, and grants.

Due to the size, agreement documents will be posted online in the District Board Agendas and Supporting Documentation page. The documents are also on file in the Purchasing Department.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

48. ADVERTISE BID NO. 1112-10 – TREE TRIMMING MAINTENANCE SERVICES:

Approval to advertise for bids for tree trimming maintenance services. This bid allows the District to establish a contract with an approved vendor with set pricing for the 2011-2012 school year for routine, recurring tree trimming maintenance services for all sites within the District. The total expenditures under this contract are estimated to be \$80,000, which will be funded from the routine restricted maintenance account.

Due to the size, documents will be posted online in the District Board Agendas and Supporting Documentation page. The documents are also on file in the Purchasing Department.

Contact: Ron Lebs, Deputy Superintendent, Business & Support Services

PERSONNEL SERVICES

49. RESIGNATIONS/RETIREMENT/EMPLOYMENT–CLASSIFIED EMPLOYEES:

Page 391

EXHIBIT 35

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

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel

50. RESIGNATIONS/RETIREMENT/EMPLOYMENT – CERTIFICATED EMPLOYEES:

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

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel

Motion by _____	Seconded by _____
ROLL CALL:	
Trustee Addonizio _____	Trustee Hatton _____
Trustee Alpay _____	Trustee Palazzo _____
Trustee Bryson _____	Trustee Pritchard _____
	Trustee Brick _____

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.

ADJOURNMENT

Motion by _____ Seconded by _____

THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS WEDNESDAY, AUGUST 24, 2011, 7:00 P.M. AT THE CAPISTRANO UNIFIED SCHOOL DISTRICT OFFICE BOARD ROOM, 33122 VALLE ROAD, SAN JUAN CAPISTRANO, CALIFORNIA

For information regarding Capistrano Unified School District, please visit our website:
www.capousd.org

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

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

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

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

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

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

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 §35146 and Government Code §54957, the Board may recess to Closed Session to discuss personnel matters which they consider inadvisable to take up in a public meeting.

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.