

CAPISTRANO UNIFIED SCHOOL DISTRICT  
BOARD OF TRUSTEES  
MINUTES – REGULAR MEETING  
MAY 22, 2013  
EDUCATION CENTER – BOARD ROOM

President Alpay called the meeting to order at 6:00 p.m. The Board recessed to closed session to: discuss Student Expulsions; discuss Public Employee Appointment/Employment; confer with Labor Negotiators; and discuss Public Employee Discipline/Dismissal/Release.

The regular meeting of the Board reconvened to open session and was called to order by President Alpay at 7:03 p.m.

The Pledge of Allegiance was led by San Clemente High School Teacher Mike Conlon.

Present: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Reardon, and Student Advisor Madison Wolfert

Absent: Trustee Pritchard

**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](http://www.capousd.org)**

**Permanent Record**

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 6-0 vote to adopt the Board agenda.

**Adoption of the Board Agenda**

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Reardon, and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

President Alpay reported the following action taken during closed session:

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

**Agenda Item #3 A1 through A5 – Student Expulsions:**

The Board voted 6-0 to expel the following students by stipulated agreement: Case #2013-059, #2013-060, #2013-065, #2013-067, and #2013-070.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

**Agenda Item #3 B1 through B6 – Public Employee Appointment/Employment:**

The Board voted 6-0 to approve the appointment of Michael Halt, Principal, San Clemente High School.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

The Board voted 6-0 to approve the appointments of Manoj Mahindrakar and William Mocnik, High School Assistant Principals.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

The Board voted 6-0 to approve the appointment of Frederick Carpio, Director I, Special Education Technology Support Programs.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

The Board voted 6-0 to approve the appointment of Clark Fisher, Director I, Performing Arts Centers and Facilities.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

The Board voted 6-0 to approve the appointment of Pamela Allen-Sawyer, Elementary School Principal.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

The Board voted 6-0 to approve the appointment of Matt Reid, Coordinator, Athletics and Extra-Curricular Programs.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

**Agenda Item #3 C – Conference with Labor Negotiators:**

No action was taken.

**Agenda Item #3 D – Public Employee Discipline/Dismissal/Release:**

The Board voted 6-0 to authorize the issuance of non-reelection notices to Employee #28132, #24686, and #29048 for the 2013-2014 school year.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, and Reardon  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

Castille, Las Palmas, Malcolm, Moulton, and Oso Grande elementary schools; Aliso Viejo, Ladera Ranch, Marco Forster, Newhart, and Niguel Hills middle schools; and Carl Hankey K-8 school, were recognized for their participation in the VEX Robotics Challenge Competition at the Anaheim Convention Center in April. The team from Castille Elementary School won the CREATE award for robot design and Newhart Middle School won the Overall Middle School Excellence award and third place in the Robotics Challenge.

**Special  
Recognitions**

At 7:15 p.m., it was moved by Trustee Bryson, seconded by Trustee Reardon, and motion carried by a 6-0 vote to take a two minute break. The Board reconvened at 7:17 p.m.

**Break**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Reardon, and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

Superintendent Farley announced this was Student Advisor Madison Wolfert's last meeting and thanked her for her service on the Board. President Alpay presented Madison with a gift certificate on behalf of the Board.

**Board and  
Superintendent  
Comments**

Student Advisor Madison Wolfert stated being on the Board has been an educational experience and she has gained an immense appreciation for the difficult work Trustees do.

Trustee Hanacek shared she had attended the San Juan Hills High School Achievement Awards and it was a great evening.

Trustee Bryson remarked she attended the Dana Hills High School Achievement Awards and the Armed Forces Day celebration and walk-a-thon for the Marines held at Shorecliffs Middle School.

Trustee Hatton stated she attends the Adult Transition Program graduation and awards ceremony every year and she is pleased the District not only recognizes the advanced students but also students with special needs.

Trustee Alpay read a statement regarding the attributes and qualifications of newly appointed San Clemente High School Principal Michael Halt.

As specified in Board Bylaw 9323 for Oral Communications, each speaker was allowed three (3) minutes to speak.

**Oral  
Communications**

The following speakers addressed the Board:

- *Monica and Alicia Serratos asked the Board to improve school lunches by adding a healthier choice to the menu with foods that are HFCS and synthetic chemical free.*
- *Martha McNicholas reminded Trustees of the Laguna Niguel Relay for Life event on June 1<sup>st</sup> and 2<sup>nd</sup> at Niguel Hills Middle School and encouraged them to participate in one of the many Relay for Life events.*

## DISCUSSION/ACTION

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 6-0 vote to approve addressing Agenda Item #4 first on the agenda.

**Motion to Change  
Order of Agenda  
Items**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
Reardon, and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustee Pritchard  
ABSTAIN: None

Executive Director Michelle Le Patner stated, in cooperation with our local high schools, Saddleback College has initiated the development of the High School Partnership Program to better prepare students for the rigors of college coursework leading to success after high school. Dr. Le Patner introduced Saddleback College President Tod Burnett and Director Leslie Humphrey. Dr. Burnett thanked Dr. Farley and the Board for their leadership and partnership and stated this is one of the most comprehensive programs in California. Ms. Humphrey presented a PowerPoint of Saddleback's existing partnership and present goals for future work with the District. Principal Tom Ressler shared the positive partnership San Juan Hills High School has experienced with the Saddleback College program. *(The PowerPoint is posted on the District website.)*

**Saddleback  
Agenda Item 4**

Trustee Hatton left the meeting at 8:00 p.m.

Deputy Superintendent Clark Hampton provided a PowerPoint presentation updating Trustees on the economic outlook, the Governor's May Revision, and the 2012-2013 Third Interim Report.

**Third Interim  
Report  
Agenda Item 1**

The following speaker addressed the Board:

- Dawn Urbanek asked Trustees to address, in public, the budget and negotiation concerns she e-mailed them and requested the Board be more transparent regarding the status quo for negotiated reductions.

Following discussion, it was moved by Trustee Bryson, seconded by Trustee Hanacek, and motion carried by a 4-1 vote to acknowledge receipt of the financial documents related to the Third Interim Report, and authorize their filing with the Orange County Department of Education, the State Controller's Office, and the State Superintendent of Public Instruction.

AYES: Trustees Alpay, Bryson, Hanacek, Reardon, and Student  
Advisor Madison Wolfert  
NOES: Trustee Addonizio  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

Deputy Superintendent Clark Hampton stated the District is monitoring refinancing opportunities with respect to outstanding bonds of the District's eight Community Facilities Districts. Mr. Hampton introduced Lori Raineri of Government Financial Strategies Incorporated who provided a PowerPoint showing an overview of CFD bonds, potential refinancing opportunities, new bond issuance for CFD 2005-1 Whispering Hills, and the next steps in the process. *(The PowerPoint is posted on the District website.)*

**Proposed  
Refinancing of  
CFD Funds  
Agenda Item 2**

Deputy Superintendent Clark Hampton stated from 2005 to 2006, the District explored various properties and through the 7-11 process received recommendations. On April 24, 2006, the Board approved various properties to be designated as surplus property. The Capistrano Beach bus yard property designation in 2006 was conditioned on an alternate site being found to adequately provide for the operations at the site. The operations currently housed at the site include transportation bus parking, vehicle fueling, recycling storage, surplus furniture and equipment storage and all grounds keeping operations including materials storage. Because extensive operations remain on the site and are expected to remain for the foreseeable future, staff recommends the surplus property designation for this property be rescinded.

**Rescinding Capo  
Beach Surplus  
Property Status  
Agenda Item 3**

It was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 5-0 vote to approve Resolution No. 1213-46, Determining the Capistrano Beach Yard Site in Dana Point is Not Surplus to the District's Needs and Rescinding the Prior Conditional Determination.

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Reardon and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

Assistant Superintendent Julie Hatchel stated Board Policy 3260, Student Fees, is a new Board Policy created to meet new legal compliance requirements. Trustee Addonizio requested staff specifically list the items the District can charge for before bringing this policy back to the Board for a second reading.

**New Board Policy  
Agenda Item 5**

It was moved by Trustee Addonizio, seconded by Trustee Reardon, and motion carried by a 5-0 vote to approve the revisions to Board Bylaw 9323, *Meeting Conduct*.

**Board Policy  
Revisions  
Agenda Item 6**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Reardon, and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

President Alpay asked Trustees for items they wished to pull from the Consent Calendar. Agenda Item #12 was pulled.

**Items Pulled from  
the Consent  
Calendar**

## CONSENT CALENDAR

It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 5-0 vote to approve the following Consent Calendar items:

Minutes of the May 8, 2013, regular Board meeting.

**Minutes  
Agenda Item 7**

Petition to waive California Education Code §60851(a) and Board Policy 6162.52 – California High School Exit Examination: Case number 1213-021.

**CAHSEE Waivers  
Agenda Item 8**

Payment to District master teachers who supported a student teacher during the 2013 spring semester.

**Master Teacher  
Payment  
Agenda Item 9**

Six comprehensive high school principals as league representatives to the California Interscholastic Federation for 2013-2014.	<b>CIF League Representatives Agenda Item 10</b>
Student teaching agreement with Luther College.	<b>Student Teaching Agreement Agenda Item 11</b>
Purchase orders, warrants, and previously Board-approved bids and contracts as listed.	<b>Purchase Orders/Warrants Agenda Item 13</b>
Donation of Equipment.	<b>Donations Agenda Item 14</b>
Ratification of District standardized Independent Contractor, Master Contract, and Professional Services Agreements.	<b>Professional Services Agreements Agenda Item 15</b>
Ratification of special education Informal Dispute Resolution Agreement Case #034213 and Case #045113.	<b>Informal Dispute Resolution Agreements Agenda Item 16</b>
Modification to special education Settlement Agreement #2010070318.	<b>Special Ed Settlement Agreement Modification Agenda Item 17</b>
Resolution No. 1213-45 authorizing the District to participate in a Temporary Transfer Agreement for the 2013-2014 fiscal year.	<b>Temporary Transfer Agreement Agenda Item 18</b>
Ratification of Change Order No. 19 related to the construction of the Capistrano Valley High School Performing Arts Center.	<b>Change Order #19 CVHS Performing Arts Center Agenda Item 19</b>
Intranet Network Support Services Agreement with the Orange County Superintendent of Schools to provide intranet data connectivity services and support to the District.	<b>Intranet Network Support Services Agreement Agenda Item 20</b>
Award of Bid No. 1314-03 for asphalt paving, sealcoating, and repair to Ben's Asphalt Incorporated.	<b>Bid Award Agenda 21</b>
Extension of School Bus Service Agreement No. 1213100 to provide school bus inspections, servicing, maintenance, repair, and school bus driver training services for buses owned by Anneliese's Schools, Incorporated.	<b>Extension Agreement Agenda Item 22</b>
Extension of the Agreement Bid No. 1112-06 with CR&R, Incorporated to provide service to collect, recycle, and dispose of solid waste for all sites within the District.	<b>Extension Agreement Agenda Item 23</b>

<del>Extension of Consultant Agreement No. C0910101 with Harbottle Law Group to provide general legal services as requested by the District. Item pulled on 5-17-22</del>	<b>Extension of Consulting Agreement Agenda Item 24</b>
Extension of Consultant Agreement No. C1011052 with Atkinson, Andelson, Loya, Ruud & Romo to provide general legal services as requested by the District.	<b>Extension of Consulting Agreement Agenda Item 25</b>
Extension of Consultant Agreement No. C1011064 with Stutz, Artiano, Shinoff & Holtz, APC to provide general legal services as requested by the District.	<b>Extension of Consulting Agreement Agenda Item 26</b>
Extension of Independent Contractor Agreement No. I1011014 with The Planning Center to provide California Environmental Quality Act compliance services as requested by the District.	<b>Extension of Independent Contractor Agreement Agenda Item 27</b>
Extension of Independent Contractor Agreement No. I1011016 with NMG Geotechnical, Incorporated to provide geotechnical services as requested by the District.	<b>Extension of Independent Contractor Agreement Agenda Item 28</b>
Extension of Agreement with American Logistics Company, LLC to provide transportation of special education students as determined by a student's Individualized Education Program.	<b>Extension Agreement Agenda Item 29</b>
Extension of Software License and Support Agreement with Illuminate Education, Incorporated to provide a software system and support for data and assessment management.	<b>Extension of License/Support Agreement Agenda Item 30</b>
Extension of Agreement Bid. No. 1213-01 with Pacific Plumbing Company of Santa Ana to provide emergency and plumbing services for all sites within the District.	<b>Extension Agreement Agenda Item 31</b>
Extension of Agreement for Bid No. 1213-02 with E. Stewart and Associates, Incorporated to provide weed abatement services for all sites within the District.	<b>Extension Agreement Agenda Item 32</b>
Extension of Agreement for Bid. No. 1112-05 with Consolidated Electrical Distributors, Incorporated to provide electrical supplies and materials for all sites within the District.	<b>Extension Agreement Agenda Item 33</b>
Extension of Independent Contractor Agreement No. I1112002 with All Green Electronics Recycling for collection, data destruction, and recycling of materials and electronics equipment as requested by the District.	<b>Extension of Independent Contractor Agreement Agenda Item 34</b>

Resignations, retirements, and employment of classified personnel.

**Resignations/  
Retirements/  
Employment  
(Classified  
Personnel)  
Agenda Item 35**

Resignations, retirements, and employment of certificated personnel.

**Resignations/  
Retirements/  
Employment  
(Certificated  
Personnel)  
Agenda Item 36**

ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Reardon,  
and Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

Trustee Reardon directed several questions to Assistant Superintendent Sara Jocham regarding the Head Start agreement, other agencies the District is working with, and ways the District is meeting its legal obligation to locate and identify pre-K children throughout the District who qualify for special education services. Mrs. Jocham answered each question.

**Head Start  
Agreement  
Agenda Item 12**

Following discussion, it was moved by Trustee Addonizio, seconded by Trustee Reardon, and motion carried by a 5-0 vote to approve the Interagency Agreement with Orange County Head Start, Incorporated.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Reardon, and  
Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

It was moved by Trustee Reardon, seconded by Trustee Addonizio, and motion carried by a 5-0 vote to adjourn the meeting.

**Adjournment**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Reardon, and  
Student Advisor Madison Wolfert  
NOES: None  
ABSENT: Trustees Hatton and Pritchard  
ABSTAIN: None

President Alpay announced the meeting adjourned at 9:23 p.m.

  
Board Clerk

  
Secretary, Board of Trustees