

CAPISTRANO UNIFIED SCHOOL DISTRICT  
BOARD OF TRUSTEES  
MINUTES – REGULAR MEETING  
JANUARY 22, 2014  
EDUCATION CENTER – BOARD ROOM

President Alpay called the meeting to order at 6:00 p.m. The Board recessed to closed session to confer with Real Property Negotiators and discuss Student Expulsions.

Closed session recessed at 6:38 p.m.

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 ASB President Carter Juncal.

Present: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
Absent: Student Advisor Leilah Rodriguez

**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 Addonizio, seconded by Trustee Bryson, and motion carried by a 7-0 vote to adopt the Board agenda.

**Adoption of the Board Agenda**

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

President Alpay reported the following action taken during closed session:

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

**Agenda Item #3 A – Conference with Real Property Negotiators:**

The Board gave direction to staff.

**Agenda Item #3 B1 – B5 – Student Expulsions:**

The Board voted 7-0 to expel the following students by stipulated agreements: Case #2014-013, #2014-020, #2014-022, #2014-023, and #2014-024.

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

Erik Silberman was recognized for creating the voluntary iPad Academy at Aliso Niguel High School.

**Special Recognitions**

Student Body President Carter Juncal from San Clemente High School presented a report on activities taking place at the high school.

**Student Body Report**

Trustee Hanacek shared she attended the outstanding Aliso Niguel High School solo and ensemble concert and praised musical director Albert Jeung for his ability to bring out the best in his students.

**Board and Superintendent Comments**

Trustee Reardon stated that he, along with Trustees Addonizio and Alpay, attended the City of San Juan Capistrano Council meeting and reported the City Council rejected the rezoning of the property across from San Juan Hills High School.

Trustee Alpay added to Trustee Reardon's comments that there was tremendous community support for San Juan Hills High School at the City Council meeting and he encouraged the San Juan Capistrano Ad Hoc Committee to reach out to City officials to strengthen the relationship between the District and City.

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:

- *Julie Collier stated that next week is National School Choice Week and thanked the Board for the many school options the District provides for parents.*
- *Julie Redmond shared her experiences with special education services her son received from elementary school through the Adult Transition Program (ATP) and thanked the Board for their support.*
- *Jonathan Redmond announced he is the first high school diploma graduate from the Adult Transition Program; described his educational experience; and thanked his aides, teachers, administrators, and District for their support.*

#### **DISCUSSION/ACTION**

President Alpay announced the Public Hearing open at 7:36 p.m. regarding Capistrano Connections Academy Charter Petition renewal.

**Public Hearing:  
Capistrano  
Connections  
Academy Charter  
Petition Renewal  
Agenda Item 1**

The following speakers addressed the Board:

- *Richard Savage, principal of Capistrano Connections Academy, thanked the Board for the opportunity to offer an alternative education environment; shared information on the growth of the school; and requested the Board extend the renewal of the Capistrano Connections Academy charter.*
- *Kristi Stratton, David Branson, Theresa Born, Janet Hogman, and Jullian Hodgman thanked the Board for the opportunity of alternative education options and shared their experiences at Capistrano Connections.*

President Alpay declared the Public Hearing closed at 7:45 p.m.

Assistant Superintendent Julie Hatchel stated in items 2, 4, and 6 the Board will be holding public hearings and accepting receipt of charter school petition renewals for Capistrano Connections Academy, Community Roots Academy, and Oxford Preparatory Academy. Approval of these items will formally accept receipt of the charter petitions. Once the Board formally approves receipt of the charter renewal petitions, staff will work with each charter on a timeline for the acceptances of each petition. Staff expects to bring to the Board a recommendation for approval of each charter petition in March.

**Capistrano  
Connections  
Academy Charter  
Petition Renewal  
Agenda Item 2**

It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 7-0 vote to accept receipt of the Capistrano Connections Academy Charter Petition.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay announced the Public Hearing open at 7:49 p.m. regarding Community Roots Academy Charter Petition renewal.

**Public Hearing:  
Community Roots  
Academy Charter  
Petition Renewal  
Agenda Item 3**

The following speakers addressed the Board:

- *Jeremy Cavallaro and Eve Fein thanked the Board for their support of Community Roots Academy and shared the accomplishments of the school.*

President Alpay declared the Public Hearing closed at 7:52 p.m.

It was moved by Trustee Pritchard, seconded by Trustee Bryson, and motion carried by a 7-0 vote to accept receipt of the Community Roots Academy Charter Petition.

**Community Roots  
Academy Charter  
Petition Renewal  
Agenda Item 4**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay announced the Public Hearing open at 7:58 p.m. regarding Oxford Preparatory Academy (OPA) Charter Petition renewal.

**Public Hearing:  
OPA Charter  
Petition Renewal  
Agenda Item 5**

Due to the number of Blue Cards to speak on this item, President Alpay asked Trustees if they wished to waive the Board policy maximum time requirement of 20 minutes for speakers. All Trustees agreed to waive Board policy.

The following speakers addressed the Board:

- *Sue Roche stated OPA appreciates the privilege to partner with the District and shared the accomplishments of the school.*
- *Adrienne Chase, Roxanne Hafezi, Alfredo Martel, Lorii Malfronte, Erica Schulte, and Ryan Alsap thanked the Board for their support of OPA and shared the educational success their children have received by attending the charter school.*

President Alpay declared the Public Hearing closed at 8:15 p.m.

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 7-0 vote to accept receipt of the Oxford Preparatory Academy Charter Petition.

**OPA Charter  
Petition Renewal  
Agenda Item 6**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

At 8:17 p.m. it was moved by Trustee Hatton, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to recess the meeting for a five minute break.

**Break**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay reconvened the meeting at 8:26 p.m.

President Alpay announced the Public Hearing open at 8:27 p.m. regarding instructional materials recommended for adoption: high school social science – AP European History. There being no speakers to address the Board, President Alpay declared the Public Hearing closed at 8:28 p.m.

**Public Hearing:  
Instructional  
Materials Adoption  
Agenda Item 7**

Assistant Superintendent Michelle Le Patner stated San Clemente High School is requesting the adoption of *The Daughter of Time* written by Josephine Tey for high school social science AP European History classes. All high schools who teach the course will have the option of using the supplementary text.

**Instructional  
Materials Adoption  
Agenda Item 8**

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 7-0 vote to approve the adoption of *The Daughter of Time* written by Josephine Tey; published by Simon & Schuster ©1951, 1979 for high school social science – AP European History.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay announced the Public Hearing open at 8:29 p.m. regarding instructional materials recommended for adoption: high school science – Honors Anatomy & Physiology. There being no speakers to address the Board, President Alpay declared the Public Hearing closed at 8:30 p.m.

**Public Hearing:  
Instructional  
Materials Adoption  
Agenda Item 9**

Assistant Superintendent Michelle Le Patner stated San Clemente High School is requesting the adoption of *Sports, Exercise and Health Science for the IB Diploma* written by John Sproule for high school science – Honors Anatomy & Physiology. This supplemental text will support the students in preparing for the IB exam.

**Instructional  
Materials Adoption  
Agenda Item 10**

It was moved by Trustee Bryson, seconded by Trustee Hatton, and motion carried by a 7-0 vote to approve the adoption of *Sports, Exercise and Health Science for the IB Diploma* written by John Sproule; published by Oxford University Press ©2012 for high school science – Honors Anatomy & Physiology.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay announced the Public Hearing open at 8:31 p.m. regarding instructional materials recommended for adoption: high school science – Higher Level Physics for the International Baccalaureate program. There being no speakers to address the Board, President Alpay declared the Public Hearing closed at 8:32 p.m.

**Public Hearing:  
Instructional  
Materials Adoption  
Agenda Item 11**

Assistant Superintendent Michelle Le Patner stated San Clemente High School is requesting the adoption of *Higher Level Physics for the IB Diploma* written by Chris Hamper for high school science – Higher Level Physics for the International Baccalaureate program. This is a supplemental text.

**Instructional  
Materials Adoption  
Agenda Item 12**

Following discussion, it was moved by Trustee Bryson, seconded by Trustee Reardon, and motion carried by a 7-0 vote to approve the adoption of *Higher Level Physics for the IB Diploma* written by Chris Hamper; published by Pearson Education ©2009 for high school science – Higher Level Physics for the International Baccalaureate program.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

Assistant Superintendent Sara Jocham introduced Special Education Community Advisory Committee (CAC) Chairperson Lee Ann Addison who presented the CAC highlights of 2012-2013 and goals for 2013-2014.

**Special Education  
CAC Annual  
Report  
Agenda Item 13**

The following speakers addressed the Board:

- *Lisa Klipfel commended the Special Education team for the Multi-Tier System of Support (MTSS) program, new this year, which bridges the gap for students that fall in between special education and regular education.*
- *Bridget Harvey and Veronica Hoggatt shared their positive experiences with the Special Olympics event held at Tesoro High School and thanked administrators, staff, Tesoro High School coaches, and volunteer students who made it possible for all children to feel like champions.*

Deputy Superintendent Clark Hampton stated this item will present the 2012-2013 fiscal year Annual Financial Report. Mr. Hampton introduced Shilo Gorospe from Vavrinek, Tine, Day & Co., LLP to present a summary of the audit report for the year ending June 30, 2013, and answer Trustee questions.

**Annual Financial  
Report  
Agenda Item 14**

Following discussion, it was moved by Trustee Pritchard, seconded by Trustee Bryson, and motion carried by a 7-0 vote to receive the Annual Financial Report for the District for the fiscal year ending June 30, 2013.

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

Deputy Superintendent Clark Hampton introduced the District's financial advisor Lori Raineri of Government Financial Strategies Incorporated who provided a PowerPoint presentation describing the results of the bond sale, an update on the planned second phase bond issuance, and recommended next steps. Following the presentation, Ms. Raineri answered Trustee questions. *(The PowerPoint is posted on the District website: [www.capousd.org](http://www.capousd.org))*

**CFD 2005-1  
Whispering Hills  
Bond Sale  
Agenda Item 15**

Deputy Superintendent Clark Hampton stated this item is related to Consent Item 29 and is to enhance the selection criteria for the RFP process that would then be approved in Item 29. The recommendation for award would be brought back to the Board of Trustees after the selection process concludes.

**RFP Wide Area  
Network Services  
Agenda Item 16**

It was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to approve Resolution No. 1314-32, Approval of Wide Area Network Services Request for Proposals Process.

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

President Alpay recused himself from this item, turned the meeting over to Vice President Hatton, and left the Board room at 9:44 p.m.

**Talega CFD 90-2  
IA 2002-1  
Agenda 17**

Deputy Superintendent Clark Hampton stated at the December 11, 2013, Board meeting, Trustees requested that the earlier Board decision to retain the bond refinancing savings in Talega Community Facility District (CFD) 90-2 IA 2002-1 be reconsidered. Mr. Hampton provided a PowerPoint presentation with background information and options for Trustee consideration. (The PowerPoint is available for viewing on the District website at [www.capousd.org](http://www.capousd.org)).

The following speakers addressed the Board:

- *Laura Ferguson, Susie Hattan, Ken Czaja, and Tim Brown thanked the Board for reconsidering the issue and then requested the Board return the savings to the Talega taxpayers.*

Following discussion, it was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 6-0 vote to approve transferring savings from the recent refinancing of the CFD No. 90-2 IA 2002-1 to a reduction in taxpayer assessments. (Scenario 1 in the exhibit)

AYES: Trustees Addonizio, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez  
RECUSED: Trustee Alpay

President Alpay returned to the dais at 10:04 p.m.

Deputy Superintendent Clark Hampton stated a 2006 resolution regarding the refinancing of CFD 90-2 specified the savings of the refinancing was to be returned to the taxpayer. It appears the resolution provided the mechanism for doing this by reducing the bond authorization and shortening the tax levy term. Staff and the District's Financial Advisor is going to calculate if shortening the tax levy term of the bonds, and reducing the bond authorization met this requirement, or if more was to be done. If it is determined more was to be done, staff will implement that action based on the resolution that was approved by the Board on April 24, 2006. Following the presentation and speakers, Trustees asked questions and made comments on this issue. (The PowerPoint is available for viewing on the District website at [www.capousd.org](http://www.capousd.org)).

**Talega CFD 90-2  
Agenda Item 18**

The following speakers addressed the Board:

- *Susie Hattan stated she was disappointed the Board was not taking action on this item at this meeting as the resolution is clear.*
- *Marc Veale thanked the Board for revisiting the special tax assessments related to the original 90-2 Bonds refinanced in 2006; posed several questions in regards to the Board's knowledge of CFDs; and asked the Board to right the wrongs that have taken place within the Talega CFDs under the old administration.*

Trustee Hatton requested staff schedule a Board workshop on CFD spending.

Trustee Bryson asked Mr. Veale to provide Trustees with a copy of the questions he asked when he addressed the Board.

Deputy Superintendent Clark Hampton stated on January 9, 2014, Governor Brown released his 2014-2015 fiscal year budget proposal. Mr. Hampton provided a one-slide PowerPoint chart comparing the December First Interim report's conservative estimate, an optimistic projection based on the California Department of Finance (DOF), and the Governor's proposed budget. Mr. Hampton stated in the Governor's proposed budget, the District would not have a shortfall, even with a full 180 day school year, lowering class sizes, and no furlough days. Mr. Hampton summarized the significant improvements in the Governor's proposal and concluded his presentation stating it is important to point out that this is a proposal and may change at the Governor's May Revise. (The PowerPoint is available for viewing on the District website at [www.capousd.org](http://www.capousd.org)).

**Governor's  
January Budget  
Proposal  
Agenda Item 19**

It was moved by Trustee Hanacek, seconded by Trustee Reardon, and motion carried by a 7-0 vote to approve the selection of Trustee Hanacek to serve as Trustee Alpay's replacement on the ROP board.

**ROP Board  
Representative  
Selection  
Agenda Item 20**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton, Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay asked Trustees for items they wished to pull from the Consent Calendar. No items were pulled.

**Items Pulled from  
the Consent  
Calendar**

#### **CONSENT CALENDAR**

It was moved by Trustee Bryson, seconded by Trustee Addonizio, and motion carried by a 7-0 vote to approve the following Consent Calendar items:

Readmission of students from expulsion: Case #2012-072, #2013-056, and Case # 2013.

**Expulsion  
Readmissions  
Agenda Item 21**

Purchase orders, warrants, and previously Board-approved bids and contracts as listed.

**Purchase  
Orders/Warrants  
Agenda Item 22**

Ratification of District standardized Independent Contractor, Master Contract, and Professional Services Agreements.

**Professional  
Services  
Agreements  
Agenda Item 23**

Ratification of special education Informal Dispute Resolution Agreement Case #080813, Case #081013, and Case #123213.

**Informal Dispute  
Resolution  
Agreement  
Agenda Item 24**

Ratification of special education Settlement Agreement Case #2013101079.

**Settlement  
Agreements  
Agenda Item 25**

Ratification of the Amendment to the Software License and Support Agreement with Illuminate Education, Incorporated.

**Amendment to  
Software License  
and Support  
Agreement  
Agenda Item 26**

Advertise Request for Proposal No. 6-1314 for a credit recovery software program.

**Advertise RFP -  
Credit Recovery  
Software  
Agenda Item 27**

Award of Request for Proposal No. 8-1314, State School Building Program Advisor to School Facility Consultants.

**Award RFP-  
School Facility  
Consultants  
Agenda Item 28**

Advertise Request for Proposal No. 10-1314 for wide area network services.

**Advertise RFP-  
Network Services  
Agenda Item 29**

Resignations, retirements, and employment of classified personnel.

**Resignations/  
Retirements/  
Employment  
(Classified  
Personnel)  
Agenda Item 30**

Resignations, retirements, and employment of certificated personnel.

**Resignations/  
Retirements/  
Employment  
(Certificated  
Personnel)  
Agenda Item 31**

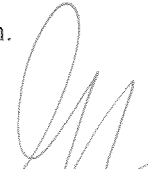
ROLL CALL: AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez  
ABSTAIN: None


It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 7-0 vote to adjourn the meeting.

**Adjournment**

AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Hatton,  
Pritchard, and Reardon  
NOES: None  
ABSENT: Student Advisor Leilah Rodriguez

President Alpay announced the meeting adjourned at 10:38 p.m.

  
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Board Clerk

  
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Secretary, Board of Trustees