

REVISED
4-17-15

CAPISTRANO UNIFIED SCHOOL DISTRICT
33122 Valle Road
San Juan Capistrano, CA 92675

BOARD OF TRUSTEES
Regular Meeting

April 22, 2015

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. STUDENT EXPULSIONS

Deliberations of Findings of Fact and Recommendations
(Pursuant to Education Code §48918{c} and §35145)

EXHIBIT A1-A2

B. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant Exposure to Litigation – Two Cases
(Pursuant to Government Code §54956.9)

EXHIBIT B1-B2

C. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT

1. Coordinator, Credit Recovery
2. Director V, Assessment, Research & Accountability
3. Director VI, Personnel Services
4. High School Principals
5. Elementary School Principals
6. Executive Director, Personnel/Investigations
7. Assistant Superintendent, Personnel Services
8. Assistant Superintendent, Administrative Services/Community Relations
(Pursuant to Government Code §54957)

EXHIBIT C1-C5

D. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

(Pursuant to Government Code §54957)

EXHIBIT D1-D2

E. CONFERENCE WITH LABOR NEGOTIATORS

Kirsten Vital/Jodee Brentlinger/Clark Hampton
Employee Organization:
1) Capistrano Unified Education Association (CUEA)
2) California School Employees Association (CSEA)
3) Teamsters
4) Unrepresented Employees (CUMA)
(Pursuant to Government Code §54957.6)

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.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

ADOPTION OF THE AGENDA

REPORT ON CLOSED SESSION ACTION

SPECIAL RECOGNITIONS

*Assistance League of Laguna Beach – Donation of playground equipment to R.H. Dana ENF
Scott Schoeffel – Contributions to the students of Dana Point
Student Body President’s Report – Aliso Niguel High School*

BOARD AND SUPERINTENDENT COMMENTS

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

1. SCHOOL CALENDARS:

At the March 25, 2015, Board meeting, Trustee Alpay requested staff agendize School Calendars for discussion. Trustee Alpay would like parents to have an opportunity to address the Board. By consensus, the Board agreed to a general discussion on school calendars.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Michelle Le Patner, Assistant Superintendent, Education Services

Staff Recommendation

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

INFORMATION
DISCUSSION
Page 1
EXHIBIT 1

2. FACILITIES PROJECTS:

This presentation will provide Trustees with an overview of the District’s facilities needs and potential solutions relating to high school capacity, as well as other important facility upgrades contemplated for the next several years.

CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present information on this item. This is an information item only and no Board action is necessary.

INFORMATION/
DISCUSSION
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EXHIBIT 2

3. CAPITOL ADVISORS GROUP, LLC PRESENTATION:

INFORMATION/
DISCUSSION

At the March 25, 2015, Board meeting, Trustees approved an Advocacy Agreement between the District and Capitol Advisors Group, LLC, a legislative consulting and advocacy firm, providing strategic counsel and assistance in developing mutually-beneficial partnerships. The Agreement provides professional consulting services related to legislative, administrative, and regulatory guidance. This item will provide an opportunity for Capitol Advisors Group representatives to share what is currently happening in Sacramento and receive clear direction from the Board on the District's focus and expectations.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Kirsten M. Vital, Superintendent

Staff Recommendation

It is recommended the Board President recognize Superintendent Kirsten Vital to present information on this item. This is an information item only and no Board action is necessary.

4. RECOMMENDATION OF TENTATIVE AGREEMENT WITH THE CAPISTRANO UNIFIED EDUCATION ASSOCIATION FOR JULY 1, 2014 – JUNE 30, 2015:

DISCUSSION/
ACTION
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EXHIBIT 4

The purpose of this agenda item is to seek approval of the Tentative Agreement between the District and the Capistrano Unified Education Association (CUEA). In addition to the Tentative Agreement, the Public Disclosure of Collective Bargaining Agreement is included in the exhibit. The total estimated fiscal impact of this Agreement for 2014-2015 is approximately \$4,084,000.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the Tentative Agreement with CUEA for July 1, 2014 – June 30, 2015.

Motion by _____ Seconded by _____

5. RESOLUTION NO. 1415-42, CLASSIFIED LAYOFF NON-MANAGEMENT EMPLOYEES:

DISCUSSION/
ACTION
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EXHIBIT 5

With the District experiencing economic recovery, this item is not a recommendation to layoff classified employees for the purpose of general fund budget reductions. The purpose of this Resolution is to eliminate vacant positions no longer intended to be filled and eliminate positions due to the lack of certainty surrounding existing categorical, grant, and fee-based funding, which may be federal, state, or local resources. California Education Code §45117 (a) states: When, as a result of the expiration of a specially funded program, classified positions must be eliminated at the end of any school year, and classified employees will be subject to layoff for lack of funds, the employees to be laid off at the end of the school year shall be given written notice on or before April 29 informing them of their layoff effective at the end of the school year and of their displacement rights, if any, and reemployment rights. However, if the termination date of any specially funded program is other than June 30, the notice shall be given not less than 60 days prior to the effective date of their layoff. In addition, California Education Code §45117, states classified employees may be laid off due to a bona fide reduction, elimination of a service being performed, or lack of funds.

The layoff process considers length of service (e.g., seniority) and any other higher classifications, with no skipping permitted for special expertise. Individuals laid off shall be eligible for reemployment for a period of 39 months pursuant to Education Code §45298. Open/vacant positions will no longer encumber funds from general or restricted budgets.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1415-42, Classified Layoff Non-Management Employees, in the designated classifications.

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Akhil Patel	_____	Trustee McNicholas	_____
Trustee Alpay	_____	Trustee Pritchard	_____
Trustee Hanacek	_____	Trustee Reardon	_____
Trustee Jones	_____	Trustee Hatton-Hodson	_____

6. RECEIPT OF THE CAPISTRANO UNIFIED EDUCATION ASSOCIATION CONTRACT REOPENER PROPOSAL, 2015 – 2016 SCHOOL YEAR:

The current collective bargaining Agreement between the District and Capistrano Unified Education Association (CUEA) expires on June 30, 2015. On March 25, 2015, CUEA presented the District with the Association’s proposal. Board Policy 4143.1, *Public Notice-Issues of Meeting and Negotiations*, describes the steps to be taken by the Board and its authorized representatives in order to enter into a new agreement with an exclusive bargaining unit.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, to present this item.

Following discussion, it is recommended the Board of Trustees accept receipt of the CUEA contract reopener proposal.

Motion by _____ Seconded by _____

7. DISTRICT CONTRACT REOPENER PROPOSAL TO THE CAPISTRANO UNIFIED EDUCATION ASSOCIATION FOR THE 2015 – 2016 SCHOOL YEAR:

Board Policy 4143.1 *Public Notice-Issues of Meeting and Negotiations*, describes the steps to be taken by the Board and its authorized representatives in order to enter into a new agreement with an exclusive bargaining unit. As the District continues to develop and implement recovery measures, it remains cautiously optimistic for the future. The District is submitting its proposal so that 2015 – 2016, negotiations may be addressed within the context of the District’s Road to Recovery.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

DISCUSSION/
ACTION
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EXHIBIT 6

DISCUSSION/
ACTION
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EXHIBIT 7

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Personnel Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the Districts contract reopener proposal to CUEA.

Motion by _____ Seconded by _____

8. CSBA DELEGATE ASSEMBLY APPOINTMENTS:

As a member of the California School Boards Association (CSBA), the Board has an opportunity to appoint two Trustees to serve on the CSBA Delegate Assembly. The appointment dates alternate. One will end in an even-numbered year and one in an odd-numbered year. Both appointments will begin immediately upon notification from the District to CSBA. The next meeting of the Delegate Assembly is May 16-17, 2015, in Sacramento.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Kirsten M. Vital, Superintendent

DISCUSSION/
ACTION
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EXHIBIT 8

Staff Recommendation

It is recommended the Board President recognize Superintendent Kirsten Vital to present this item.

Following discussion, it is recommended the Board of Trustees appoint one Trustee to serve through March 31, 2016, and one Trustee to serve through March 31, 2017.

Motion by _____ Seconded by _____

9. FIRST READING – BOARD POLICY 6163.5, STUDENT USE OF TECHNOLOGY AND INTERNET SAFETY:

Board Policy 6163.5, *Student Use of Technology and Internet Safety*, is being revised to update the guidelines and policies related to student use of personal technology devices for Internet access at school. The update defines the District’s policy related to students bringing personal technology to school and the implementation of Bring Your Own Device programs. Proposed additions to the Board policy are underlined; deletions are struck through.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

INFORMATION/
DISCUSSION/
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EXHIBIT 9

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, who will provide information on this item and answer any questions Trustees may have. This is an information item 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

10. SCHOOL BOARD MINUTES:

Approval of the minutes of the March 18, 2015, special Board meeting.

Contact: Jane Boos, Manager, Board Office Operations

Page 39
EXHIBIT 10

11. **SCHOOL BOARD MINUTES:** Page 41
Approval of the minutes of the March 18, 2015, Board and Superintendent **EXHIBIT 11**
Workshop.
Contact: Jane Boos, Manager, Board Office Operations
12. **SCHOOL BOARD MINUTES:** Page 43
Approval of the minutes of the March 25, 2015, special Board meeting. **EXHIBIT 12**
Contact: Jane Boos, Manager, Board Office Operations
13. **APPROVAL OF RESOLUTION NO. 1415-41, RECOGNITION OF NATIONAL DAY OF THE TEACHER:** Page 51
Approval of Resolution No. 1415-41, recognition of May 5, 2015, as National Day **EXHIBIT 13**
of the Teacher. This Resolution serves as official notice to all employees, as well as
all citizens of the District, of the Board's recognition of the excellent service
provided by its certificated staff. There is no financial impact.
CUSD Strategic Plan Pillar 1: Community Relations
Julie Hatchel, Assistant Superintendent, Communications and Public Relations

CURRICULUM & INSTRUCTION

14. **MATHEMATICS TEXTBOOK ADOPTION:**
Approval of K-5 Mathematics Textbook Adoption, *Math Expressions*, and the grade
8 pilot of *Math Links*, consumable materials for grade 8 math. The textbooks
piloted were reviewed and approved by the teacher committee, Instructional
Material Review Committee (IMRC), and the Board in 2014 after careful
consideration of all of the State math textbook adoption choices and a review of
national research data on mathematics textbook alignment to the standards. The
pilot was conducted in the 2014-2015 school year and *Math Expressions* and *Math*
Links received the final vote, approval, and recommendation by the teacher
committee, and the IMRC. There were three major focus areas for reviewing
textbooks: alignment to the new standards; the intensity and balance of conceptual,
procedural, and application of concepts; and the linkage and usability across grade
levels for teachers and students. The teachers recommended a delay for a grade 6
and 7 adoption for Math 6, Math 7, and Math 7 Accelerated until further research
has been conducted nationally on these texts, and there are options for a seamless
linkage between K-5, 6-8, and 9-12 textbook options.
CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Michelle Le Patner, Assistant Superintendent, Education Services
15. **AGREEMENT TO REFER STUDENTS TO ALTERNATIVE COMMUNITY AND CORRECTIONAL SCHOOLS AND SERVICES FOR JULY AND AUGUST 2015:** Page 53
Approval of Agreement to Refer Students to Alternative Community and **EXHIBIT 15**
Correctional Schools and Services for July and August 2015. Since July 2010, the
Alternative Community and Correctional Educational Schools and Services
(ACCESS) has provided District high school students the opportunity to remediate
credit deficiencies during July and August. Each year, the District must enter into
an Agreement to refer students to ACCESS for services. This Agreement allows
ACCESS to enroll District students for the purpose of remediating high school
credit deficiencies during the months of July and August. This item will have no
financial impact.
CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Michelle LePatner, Assistant Superintendent, Education Services

16. MEMORANDUM OF UNDERSTANDING FOR PARENT-TO-PARENT PROGRAM:

Page 55
EXHIBIT 16

Approval of Memorandum of Understanding for the Parent-To-Parent Program. The Orange County Child Abuse Prevention Center will offer Parent to Parent, a ten-week parent education program from May through October 2015. The program will be offered to the community and held at R.H. Dana Elementary School. Topics will include tips for reducing conflict, encouraging cooperation, decreasing negative behavior, and problem-solving strategies. There is no financial impact.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Michelle LePatner, Assistant Superintendent, Education Services

17. STUDENT TEACHING AGREEMENT – CONCORDIA UNIVERSITY:

Page 59
EXHIBIT 17

Approval of Student Teaching Agreement with Concordia University for placement of student teachers. During the school year, master teachers are selected to work with student teachers to fulfill the requirements for student teaching at various institutes of higher education. Student teaching is the fieldwork experience necessary to earn a teaching credential. Fieldwork experience is necessary to earn a counseling credential.

CUSD Strategic Plan Pillar 1: Community Relations
Contact: Michelle LePatner, Assistant Superintendent, Education Services

BUSINESS & SUPPORT SERVICES

18. PURCHASE ORDERS, COMMERCIAL WARRANTS, AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:

Page 67
EXHIBIT 18

Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2). The expenditures related to the listed purchase orders and commercial warrants included in this item were previously authorized as part of the District's budget approval process. The purchase orders total \$2,958,157.03 and the commercial warrants total \$8,112,332.67. 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. Attachment 4 is a list of previously Board approved by vendor warrants exceeding \$250,000.

CUSD Strategic Plan Pillar 5: Effective Operations
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

19. DONATION OF FUNDS AND EQUIPMENT:

Page 119
EXHIBIT 19

Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$174,167.72 in cash. These funds will be deposited in the appropriate school accounts. Items other than cash have no financial impact on the budget. The District does not guarantee maintenance of items or the expenditure of any District funds for continued use.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

20. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS:

Approval of the District standardized Independent Contractor, Professional Services, Master Contract, and Field Service Agreements. Due to state budget cuts to schools over the last several years, staff requests contractors to reduce their fees for services by ten percent. The expenditures related to the listed agreements were previously authorized as part of the District's budget approval process. The exhibit shows two new agreements totaling \$40,607, eight ratifications to new agreements totaling \$251,221.60, twenty-two extensions to existing agreements totaling \$598,500, three amendments to existing agreements totaling \$280,000, and four amendment ratifications totaling \$208,000. Due to the size of the contract documents, the General Conditions for each type of agreement are posted online on the District's Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 2: Safe and Healthy Schools

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

21. SPECIAL EDUCATION INFORMAL DISPUTE RESOLUTION AGREEMENT:

Approval of the ratification of special education Informal Dispute Resolution Case #023915 and Case #040315. Due to the confidential nature of the Agreements, supporting information is provided to Trustees under separate cover. There is no financial impact.

CUSD Strategic Plan Pillar 3: Academic Achievement & Enrichment

Contact: Sara Jocham, Assistant Superintendent, SELPA and Special Education Operations

22. GOVERNMENT CLAIM NO. LBI 1500640 MH:

Denial of Government Claim No. LBI 1500640 MH. This agenda item pertains to a claim filed against the District by Attorney Brian K. Andrews on behalf of a minor. Denial of this claim does not have any financial implications on the general fund budget and establishes procedural timelines.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

23. GOVERNMENT CLAIM: PER1400747 DP:

Denial of Government Claim No. PER1400747 DP. This agenda item pertains to a claim filed against the District by Law Offices of Michael E. Jewell, APLC, Attorney, on behalf of a minor. Denial of this claim does not have any financial implications on the general fund budget and establishes procedural timelines.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

24. JOINT POWERS AGREEMENT BETWEEN THE COUNTY OF ORANGE AND CAPISTRANO UNIFIED SCHOOL DISTRICT:

Approval of the Joint Powers Agreement between the County of Orange and Capistrano Unified School District, specifically the Sheriff-Coroner Department to provide supplemental law enforcement services, as needed by the District. This Agreement covers services for the period of July 1, 2015, through June 30, 2016. The contractor will provide services at the rates indicated in the Agreement, paid by various site funds and the general fund depending on the services requested. Expenditures are anticipated to be less than \$20,000.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

25. **EXTENSION OF AGREEMENT BETWEEN THE COUNTY OF ORANGE AND CAPISTRANO UNIFIED SCHOOL DISTRICT FOR JUVENILE COURT WORK PROGRAM SERVICES:** Page 445
EXHIBIT 25
- Approval of the Extension of Agreement Between the County of Orange and Capistrano Unified School District for Juvenile Court Work Program Services. This contract provides street and water basin cleaning; litter pickup; clearing brush, drainage ditches and fire breaks; removal of graffiti; and removal of weeds and damaged or excess vegetation at District sites using juvenile probationers to provide manual services, as needed by the District. The current rate for this Agreement is \$500 per work crew, consisting of ten or more juvenile probationers per day. This rate has not increased since July 2005. The extension term is July 1, 2015, through June 30, 2016. The total annual expenditures under this contract are estimated to be \$18,000, funded by the general fund.
- CUSD Strategic Plan Pillar 5: Effective Operations*
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
26. **AMERICAN FIDELITY ASSURANCE COMPANY MUTUAL CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT:** Page 461
EXHIBIT 26
- Approval of the American Fidelity Assurance Company Mutual Confidentiality and Non-Disclosure Agreement. This Agreement will establish confidentiality and safeguards regarding information shared in the course of the Healthcare Dependent Verification Review that American Fidelity Assurance Company will be conducting for the District from April 27, 2015, through October 1, 2015. There is no financial expense to this item; however, there are potential savings to the District if dependents currently being covered are determined to be ineligible.
- CUSD Strategic Plan Pillar 5: Effective Operations*
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
27. **AMERICAN REGISTRY FOR INTERNET NUMBERS, LTD. REGISTRATION SERVICES AGREEMENT:** Page 465
EXHIBIT 27
- Approval of the American Registry for Internet Numbers, LTD, Registration Services Agreement to provide the release of Internet Protocol (IP) numbers necessary to support the services and Internet connectivity with Cox Communications Rancho Santa Margarita, LLC (Cox). The IPs are necessary to configure and route Internet traffic between the Orange County Department of Education's Internet connection and the new Cox Internet circuit. The cost for services is a one-time registration fee of \$550, funded from the general fund.
- CUSD Strategic Plan Pillar 5: Effective Operations*
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
28. **AMERICAN FIDELITY, SECTION 125 FLEXIBLE BENEFIT PLAN AGREEMENT AND ADOPTION AGREEMENT:** Page 475
EXHIBIT 28
- Approval of Section 125 Flexible Benefit Plan Agreement and Adoption Agreement with American Fidelity Assurance Company to continue providing Section 125 (flexible spending) plan benefit services. The term of this Agreement is January 1, 2015, and ends on December 31, 2015. There are no financial implications, as this plan allows employees to set aside pre-tax dollars for health benefits and dependent care.
- CUSD Strategic Plan Pillar 5: Effective Operations*
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
29. **2015 – 2016 NETWORK SUPPORT SERVICES AGREEMENT:** Page 509
EXHIBIT 29
- Approval of the 2015 – 2016 Network Support Services Agreement with the Orange County Superintendent of Schools to provide network support services for data connectivity to the District at a cost not-to-exceed \$1,750 for the period of July 1, 2015, through June 30, 2016.
- CUSD Strategic Plan Pillar 5: Effective Operations*
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

30. AMENDMENT 1 FOR 2015 – 2016 INTERNET NETWORK SUPPORT SERVICES AGREEMENT:

Page 517
EXHIBIT 30

Approval of Amendment 1 for 2015 – 2016 Internet Network Support Services Agreement with the Orange County Superintendent of Schools to provide Internet access and support to the District. This Amendment changes the contract term. This contract will end June 30, 2016, at an annual fee of \$78,000, paid from the general fund.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

31. AMENDMENT NO. 2 TO THE USE OF FACILITIES LEASE AGREEMENT FOR 2015-2016, COMMUNITY ROOTS ACADEMY:

Page 519
EXHIBIT 31

Approval of Amendment No. 2 to the Use of Facilities Lease Agreement for 2015 – 2016, Community Roots Academy at Wood Canyon Elementary School. Renewal of this Agreement allows the continued use of 19 existing classrooms on the school campus and ancillary facilities. Terms of this Agreement include a one-year extension from July 1, 2015, to June 30, 2016, and the second amended Agreement allows access to additional space (rooms 24, 25, and 45). Each room is 960 square feet, increasing the total leased square footage by 2,880 square feet. Lease payments will be based upon a rental rate of \$.70 cents per square foot of building area with a total of 21,120 square feet of space equating to \$14,784 per month for 12 months or \$177,408 per year. The proposed Agreement has been previously reviewed and approved by the District's legal counsel.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

32. AMENDMENT TO AGREEMENT BID NO. 1415-12, CHROMEBOOKS:

Page 531
EXHIBIT 32

Approval of the Amendment to Agreement Bid No. 1415-12 for the purchase of Chromebooks with CDW Government LLC, adding replacement models to the current price list. The contract allows for product changes in the event an item is discontinued or no longer available. The product shall be deemed acceptable only if it meets or exceeds original specifications, is provided at the same or lesser price of the original item, and the District approves the replacement. If the upgrade provides additional or enhanced functionality, the price of the new item must be mutually accepted by the District and the vendor. Estimated annual expenditures utilizing this contract are \$3,500,000, depending upon the availability of funds. Chromebooks may be funded through many sources, such as Common Core, gift, site funds, and grants.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

33. ADVERTISE BID NO. 1516-02, AUDIO-VISUAL EQUIPMENT:

Approval to advertise Bid No. 1516-02 for audio-visual equipment, as needed by the District. The bid process allows the District to update the standard list of audio-visual equipment with current brands and models and set pricing for the 2015 – 2016 fiscal year. The purchase of audio-visual equipment for all school sites is anticipated to exceed the bid limit of \$86,000. In accordance with the requirements of the Public Contract Code §20111, the purchase of audio-visual equipment is required to be competitively bid. The bidding process allows the District to secure the lowest possible prices and enter into an annual contract with vendors that meets all of the legal requirements. Estimated annual expenditures for audio-visual products purchased using this bid would be approximately \$900,000 to \$1,000,000. Audio-visual equipment may be funded through various sources including, but not limited to, gift funds, site funds, grants, and general fund. Due to the size of the bid package, the documents will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

34. ADVERTISE REQUEST FOR PROPOSALS NO. 2-1516 – YEARBOOK SERVICES:

Approval to Advertise for Request for Proposals No. 2-1516 for Yearbook Services. The District is seeking approval to advertise for yearbook services at elementary, middle, and high schools. This Request for Proposals (RFP) will be used to establish an eligible bench of vendors to be contracted, as needed by the various school sites. Annual expenditures utilizing these contracts will vary upon need by level and will be funded from various sources, including Associated Student Body funds. Due to the size of the proposal packet, the RFP documents will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

35. ADVERTISE REQUEST FOR QUALIFICATIONS NO. 1-1516 – LEGAL SERVICES:

Approval to Advertise for Request for Qualifications No. 1-1516 for Legal Services. The District is seeking approval to advertise for legal services in the areas of human resources, general education, facilities, special education, business services, government relations, public agency, and charter schools. This Request for Qualifications (RFQ) will be used to establish an eligible bench of attorneys/law firms to be contracted, as needed by the District. Annual expenditures utilizing these contracts will vary upon need by department and will be funded from various sources, depending upon assignment. Due to the size of the proposal packet, the RFQ documents will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

36. COMPRESSED NATURAL GAS FACILITY PROJECT; APPROVAL OF THE AGREEMENT FOR ARCHITECTURAL AND RELATED SERVICES; APPROVAL TO ADVERTISE FOR BIDS:

Approval of the Aliso Viejo Transportation Center Compressed Natural Gas Facility Project; Approval of the Agreement for Architectural and Related Services; Approval to Advertise for Bid No. 1415-23. The District currently has a Conditional Use Permit with the City of Aliso Viejo through December 2015, to build a Compressed Natural Gas (CNG) facility located at the District's existing Aliso Viejo Transportation Center. With the close of escrow on the 2C Liberty property, which occurred March 20, 2015, the District will have the necessary funds available to proceed with this project. The District will construct a CNG facility comprised of a dispensing facility for 20 filling hoses. HMC Architects, Incorporated, has provided an estimate of \$1,385,156 for the construction cost, \$118,250 for architectural-related services, and a total project cost of \$1,842,435 (including construction management fees, governing agency fees, utility service/connection fees, advertising fees relating to bidding, legal fees, and contingency amounts), as detailed in the Agreement for Architectural and Related Services. Due to the size of the Agreement for Architectural and Related Services, the document will be posted online on the District Board Agendas and Supporting Documentation page. This project is funded from a portion of the proceeds of the 2C Liberty property sale.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

37. COLTON JOINT UNIFIED SCHOOL DISTRICT BID NO. 15-04, PLAYGROUND EQUIPMENT, SAFETY SURFACING, OUTDOOR SITE FURNISHINGS, AND DIVISION OF STATE ARCHITECT SHADE SHELTERS WITH DAVE BANG ASSOCIATES, INCORPORATED:

Approval to utilize the Colton Joint Unified School District Bid No. 15-04 for the purchase of playground equipment, safety surfacing, outdoor site furnishings, and Division of State Architect (DSA) shade shelters from Dave Bang Associates, Incorporated, under the same terms and conditions of the public agency's contract. This contract provides competitive set pricing for playground equipment, safety surfacing, outdoor site furnishings, and DSA shade shelters, as needed by the District. Expenditures utilizing this contract are estimated to be \$500,000 for Fiscal Year 2015 – 2016, funded by the general fund, deferred maintenance, and Community Facilities Districts. School boards have the authority to "piggyback" on another public agency's bid, pursuant to Public Contract Code §20118 when it is in the best interest of a district. It is often advantageous to utilize piggyback contracts when 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. Due to the size of the contract and award, the documentation will be posted online on the District Board Agendas and Supporting Documentation page.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

PERSONNEL SERVICES

38. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CLASSIFIED EMPLOYEES:

Page 547
EXHIBIT 38

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.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

39. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CERTIFICATED EMPLOYEES:

Page 549
EXHIBIT 39

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.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

40. QUARTERLY REPORT – WILLIAMS SETTLEMENT UNIFORM COMPLAINT:

Page 551
EXHIBIT 40

Acceptance of Williams Settlement Third Quarter Report. As a result of the Williams Settlement, Education Code §35186 mandates school districts establish policies and procedures to resolve deficiencies related to textbooks and instructional materials, teacher vacancies or misassignments, facility conditions posing a threat to student/staff health or safety, and instruction and services for the California High School Exit Examination. Furthermore, the law requires any deficiencies or complaints be reported to the Board of Trustees at a regularly scheduled public meeting each quarter. During the third quarter, no complaints were filed.

CUSD Strategic Plan Pillar 5: Effective Operations

Contact: Jodee Brentlinger, Assistant Superintendent, Personnel Services

Motion by _____ Seconded by _____

ROLL CALL:

Student Advisor Akhil Patel	_____		
Trustee Alpay	_____	Trustee McNicholas	_____
Trustee Hanacek	_____	Trustee Pritchard	_____
Trustee Jones	_____	Trustee Reardon	_____
		Trustee Hatton-Hodson	_____

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, May 13, 2015, 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.