

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR MEETING
JULY 23, 2014
EDUCATION CENTER – BOARD ROOM

President Alpay called the meeting to order at 6:30 p.m. The Board recessed to closed session to discuss: Student Expulsions; Public Employee Appointment/Employment; Public Employee Discipline/Dismissal/Release; and confer with Legal Counsel regarding Existing Litigation.

The regular meeting of the Board reconvened to open session and was called to order by President Alpay at 7:07 p.m.

The Pledge of Allegiance was led by Interim Superintendent Clark Hampton.

Present: Trustees Addonizio, Alpay, Bryson, Hanacek, Pritchard, and Reardon

Absent: Trustee Hatton-Hodson

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

Permanent Record

It was moved by Trustee Bryson, seconded by Trustee Addonizio, 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, Pritchard, and Reardon
NOES: None
ABSENT: Trustee Hatton-Hodson
ABSTAIN: None

President Alpay reported the following action taken during closed session:

President's Report From Closed Session Meeting

Agenda Item #3 A1 – Student Expulsion:

The Board voted 5-1 to continue this item.

AYES: Trustees Addonizio, Alpay, Hanacek, Pritchard, and Reardon
NOES: Trustee Bryson
ABSENT: Trustee Hatton-Hodson

Agenda Item #3 A2 – Student Expulsion:

The Board voted 5-1 to continue this item.

AYES: Trustees Addonizio, Alpay, Hanacek, Pritchard, and Reardon
NOES: Trustee Bryson
ABSENT: Trustee Hatton-Hodson

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

The Board voted 6-0 to approve the appointment of Joe McGann, Principal, Arroyo Vista K-8 School.

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

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

The Board voted 6-0 to approve the appointment of Ryan Schreiber, High School Activities Director.

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

Agenda Item #3 C – Conference with Legal Counsel – Existing Litigation:

The Board voted 6-0 to approve the settlement agreement, not-to-exceed \$760,000 for educational expenses and attorney’s fees, fully resolving this litigation through August 31, 2017.

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

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

No action was taken.

(President Alpay reported the closed session action after the completion of Agenda Item 1)

Trustee Hanacek shared that three San Clemente High School students were in Washington DC participating in a summer leadership and character development academy sponsored by the United States Marine Corp. She also invited everyone to join her Relay for Life team at San Clemente High School on Saturday at 10:00 a.m.

Board and Superintendent Comments

There were no speakers.

Oral Communications

DISCUSSION/ACTION

Deputy Superintendent Clark Hampton stated this item allows the District to temporarily transfer money held in any fund to another fund for cash-flow purposes. These cash transfers will be paid back once the money becomes available from the state.

Temporary Interfund Transfers Agenda Item 1

It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 6-0 vote to approve Resolution No. 1415-01, Authorization of Temporary Interfund Transfers.

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

Deputy Superintendent Clark Hampton provided a PowerPoint presentation on the District’s facilities funding. The PowerPoint included the authorized uses for Community Facilities Districts 87-1 Aliso Viejo/Mission Viejo; 88-1 Rancho Santa Margarita; 90-1 Coto de Caza; 90-2 Talega, 90-2 Talega Improvement Area 2002-1; 92-1 Las Flores; 94-1 Rancho Santa Margarita; 98-1 Pacifica San Juan; 98-2 Ladera, 2004-1 Rancho Madrina; and 2005-1 Whispering Hills; funding available for site improvements; and needs identified in the Master Plan. *(The PowerPoint is available for viewing on the District website at www.capousd.org)*

Facilities Update Agenda Item 2

Trustee Alpay made the following statement prior to Trustee discussion on this item: This item was requested by the Board during the March meeting on the item he recused himself from in respect to Talega levies, specifically CFD 90-2. To be clear for the record, he is a resident and has real property interest in Talega. The Board will make a determination of the levies at the August 13 Board meeting and he will recuse himself during the discussion of that item. This is a discussion item about facility needs and not intended to be a discussion regarding any levies or adjustments to CFD 90-2. For that reason, any discussion of levies he will quickly shut down, and if it continues, he will recuse himself. This is a discussion item only in respect to facilities for the District and doesn't preclude any discussion of Talega, but he wanted to clear up his obligation and at what point he must recuse himself

The following speakers addressed the Board:

- *Susie Hattan asked the Board to consider fairness and equity regarding the use of CFD 90-2 funds as Talega residents have been impacted more than their fair share.*
- *Tim Brown asked the Board to give fair and equitable treatment to the residents of Talega and right the wrong that was done in the past.*

Following the presentation and speakers, Trustees asked questions and gave direction to staff.

President Alpay asked Trustees for items they wished to pull from the Consent Calendar. Items 8, 11, and 14 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 6-0 vote to approve the following Consent Calendar items:

Minutes of the July 9, 2014, regular Board meeting.

**Minutes
Agenda Item 3**

Readmit students from expulsion: Case #2013-079 and Case #2014-020.

**Expulsion
Readmissions
Agenda Item 4**

Expunging a student's expulsion record: Case #2014-045.

**Expunging of
Expulsion Record
Agenda Item 5**

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

**Purchase
Orders/Warrants
Agenda Item 6**

Donations of funds and equipment.

**Donations
Agenda Item 7**

Ratification of special education Informal Dispute Resolution Agreement Case #067414.

**Informal Dispute
Resolution
Agenda Item 9**

Ratification of special education Informal Dispute Resolution Agreement Case #066614.

**Informal Dispute
Resolution
Agenda Item 10**

Submission of the Labor Compliance Program Annual Report for the period of July 1, 2013, through June 30, 2014, to the Department of Industrial Relations (DIR) in accordance with the laws of the Labor Compliance Program.	Labor Compliance Program Report Agenda Item 12
Award of Bid No. 1415-10, Frozen Food Products to A&R Wholesale Distributors, Incorporated.	Award of Bid – Frozen Food Products Agenda Item 13
Award of Request for Proposal No. 1-1415, Global Positioning System to Zonar Systems, Incorporated.	Award Request for Proposal – Global Positioning System Agenda Item 15
Ratification of the Amendment to the Use of Facilities Agreement for 2014 with Oxford Preparatory Academy, South Orange County at the Barcelona Campus.	Agreement Amendment - OPA Use of Facilities Agenda Item 16
Amendment to Agreement Bid No. 1314-18 for electrical services to Gilbert & Stearns, Incorporated.	Agreement Amendment – Electrical Services Agenda Item 17
Amendment to Agreement Bid No. 1415-02 to outsource transportation services to American Logistics Company, LLC.	Agreement Amendment – Outsource Transportation Services Agenda Item 18
Declaration of surplus items listed and described as surplus, and the approval of the public and private disposition of the surplus items in accordance with Education Code §§17545-17546 and Board Policy 3270.	Declaration of Surplus Items Agenda Item 19
Rejection of Government Claim No. 14-16954 MH.	Government Claim Agenda Item 20
Resignations, retirements, and employment of classified personnel.	Resignations/Retirements/ Employment (Classified Personnel) Agenda Item 21
Resignations, retirements, and employment of certificated personnel.	Resignations/Retirements/ Employment (Certificated Personnel) Agenda Item 22
Acceptance of Williams Settlement Fourth Quarter Report.	Williams Settlement Report Agenda Item 23

Declaration of Need for Fully Qualified Educators.

**Declaration of
Need
Agenda Item 24**

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

Trustee Addonizio asked staff to provide information on the Brain Builders Educational Program and also suggested staff considers using high school photography students for special District projects.

**Professional
Services
Agreements
Agenda Item 8**

It was moved by Trustee Addonizio, seconded by Trustee Bryson, and motion carried by a 6-0 vote to approve the ratification of District standardized Independent Contractor, Master Contract, and Professional Services Agreements.

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

Trustee Reardon asked how much Medi-Cal reimbursement the District receives each year, what amount was paid to the Orange County Superintendent of Schools, and is this a new item. Assistant Superintendent Sara Jocham responded this is a contract the District has had with the County for several years and is for administrative activities. Executive Director Philippa Geiger stated this year the District has received \$246,000 after the County received its 4.5 percent. There is more owed to the District but the federal government is withholding it until the state modifies its claim process. Last year the District received \$800,000. Trustee Reardon requested staff research if other districts are using the Orange County Superintendent of Schools to provide administrative services related to Medi-Cal reimbursement.

**Medi-Cal
Administrative
Agreement
Agenda Item 11**

It was moved by Trustee Reardon, seconded by Trustee Bryson, and motion carried by a 6-0 vote to approve the ratification of the Medi-Cal Administrative Activities Participation Agreement No. 40665 with the Orange County Superintendent of Schools to provide administrative services related to Medi-Cal reimbursement.

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

Trustee Hanacek asked staff if parent organizations would be able to purchase Chromebooks for their school at the same bid price. Deputy Superintendent Clark Hampton responded it is better if the organization donated the funds to the District for the purchase of Chromebooks.

**Award of Bid –
Chromebooks
Agenda Item 14**


It was moved by Trustee Hanacek, seconded by Trustee Bryson, and motion carried by a 6-0 vote to approve the award of Bid No. 1415-12, Chromebooks to CDW Government, LLC and Howard Technology Solutions.

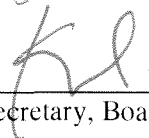
AYES: Trustees Addonizio, Alpay, Bryson, Hanacek, Pritchard,
and Reardon
NOES: None
ABSENT: Trustee Hatton-Hodson

It was moved by President Bryson, seconded by Trustee Reardon, and motion carried by a 6-0 vote to adjourn the meeting. **Adjournment**

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

President Alpay announced the meeting adjourned at 8:09 p.m.



Board Clerk


Secretary, Board of Trustees

Minutes submitted by Jane Boos, Manager, Board Office Operations