

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR MEETING
JANUARY 14, 2015
EDUCATION CENTER – BOARD ROOM

President Hatton-Hodson called the meeting to order at 5:00 p.m. and announced closed session items 3 B-2 and B-4 have been pulled by staff. The Board recessed to closed session to: discuss Public Employee Appointment/Employment; confer with Legal Counsel regarding Anticipated Litigation; confer with Real Property Negotiators; confer with Labor Negotiators; and Public Employee Performance Evaluation.

Trustee Reardon arrived in closed session at 5:15 p.m.

The regular meeting of the Board reconvened to open session and was called to order by President Hatton-Hodson at 7:02 p.m.

The Pledge of Allegiance was led by Patrick Levens.

Present: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel

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 Alpay, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to adopt the Board agenda.

Adoption of the Board Agenda

ROLL CALL: AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
NOES: None
ABSENT: None
ABSTAIN: None

President Hatton-Hodson reported the following action taken during closed session:

President's Report from Closed Session Meeting

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

The Board voted by a 6-0 vote to approve the appointment of Elizabeth Watters, Supervisor IV, Early Childhood Programs.

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

Agenda Item #3 B1 – Conference with Legal Counsel – Anticipated Litigation:

The Board gave direction to staff.

Agenda Item #3 B3 – Conference with Legal Counsel – Anticipated Litigation:

No action was taken.

Agenda Item #3 B5 – Conference with Legal Counsel – Anticipated Litigation:

The Board gave direction to staff.

Agenda Item #3 C – Conference with Real Property Negotiators:

The Board gave direction to staff.

Agenda Item #3 D – Conference with Labor Negotiators:

No action was taken.

Agenda Item #3 E – Public Employee Performance Evaluation:

The Board gave direction to staff.

Tesoro High School Teachers Keith Hancock, Andy Magana, and Cathy Olinger were recognized because the Tesoro High School Performing Arts Department was named a semi-finalist for the Grammy Foundation Award.

**Special
Recognitions**

Patrick Levens was recognized for volunteering his time to tutor and providing scholarships for AVID students at San Juan Hills High School. Mr. Levens is also the football and basketball game announcer for both Capistrano Valley and San Juan Hills high schools.

Student Body President Desiree Alemansour from Capistrano Valley High School presented a report on activities taking place at the high school.

ASB Report

Superintendent Vital reported on her school visits since the December 10 Board meeting and stated she will have attended every school by the end of February. She also shared she had attended the Governor’s Budget Workshop presented by School Services of California and there is good news this year. Superintendent Vital added she is looking forward to conversations with the Board and staff regarding the District’s Road to Recovery.

**Board and
Superintendent
Comments**

Trustee Hanacek stated she, along with Trustees Alpay, McNicholas, and Reardon had attended the CSEA luncheon for new and returning officers.

Trustee Alpay challenged all Trustees to attend this event next year.

Trustee McNicholas shared she had attended the Niguel Hills Middle School choral concert in December and would be attending the Ability Awareness event at Crown Valley Elementary School on Thursday.

Trustee Jones reported she had attended activities at Del Obispo, Viejo, Laguna Niguel, and Crown Valley elementary schools.

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:

- *Nancy Kingston asked the Board to consider raising the pay for substitute teachers to the same level of other local districts.*

- *Kerry Shaughnessey expressed her disappointment in the lack of communication given to Las Flores Elementary School parents by the principal in regards to the addition of two new teachers and the movement of students so late in the year.*
- *Chris Corneli and Joe Ames spoke of the benefits of Dana Hills High School's intervention program, their support of Mike Darnold, and requested Trustees work with the City of Dana Point to resolve the issue.*
- *Andrea Ewell addressed the Board regarding lawful expenditure of CFD 90-2 (Talega) funds.*

DISCUSSION/ACTION

President Hatton-Hodson announced this item had been pulled on January 7, 2015, prior to posting the agenda.

**Early Childhood Programs Update
Agenda Item 1**

Deputy Superintendent Clark Hampton stated the Board of Trustees is receiving a Notice of Intent regarding granting an easement to the City of San Juan Capistrano (City) on a portion of the property owned by the District located at 31422 Camino Capistrano, and a public hearing will be held during the January 28 Board meeting. Mr. Hampton added the City would maintain the property and it doesn't encroach on District property.

**Intentions to Grant Easement to the City of SJC
Agenda Item 2**

Following discussion, it was moved by Trustee Alpay, seconded by Trustee Jones, and motion carried by a 7-0 vote to adopt Resolution No. 1415-31, Notice of Intention to Grant an Easement (Right of Way) to the City of San Juan Capistrano and Taking Actions Related Thereto.

ROLL CALL: AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
 NOES: None
 ABSENT: None
 ABSTAIN: None

Deputy Superintendent Clark Hampton stated last year the Board directed staff to provide an audit on the Community Facilities Districts (CFDs). Mr. Hampton introduced Shilo Gorospe from Vavrinek, Tine, Day & Co., LLP to present a summary of the audit report and answer Trustee questions. Superintendent Vital requested a consensus of the Board to conduct an audit annually for all CFDs. The Board consensus was unanimous.

**Annual CFD Financial Report
Agenda Item 3**

Following discussion, it was moved by Trustee Reardon, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to receive the Annual Financial Report for the District for the fiscal year ending June 30, 2014.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
 NOES: None

Deputy Superintendent Clark Hampton presented a PowerPoint summary of Mello Roos terminology and how it ties in with all District Community Facility Districts (CFDs). *(The PowerPoint is available for viewing on the District website at www.capousd.org)*

**Defining CFD Terminology
Agenda Item 4**

The following speaker addressed the Board:

- *Laura Ferguson shared excerpts from her December 3, 2014, Letter to the Editor in the San Clemente Times regarding the authorized legal use of Mello Roos taxes.*

Following the speaker, Mr. Hampton answered Trustee questions.

Superintendent Kirsten Vital stated at the December 10 Board meeting, Trustees continued the approval of the proposed July through December 2015 School Board Meeting Schedule to allow staff to research regarding the possibility of eliminating the August 12 Board meeting. Following staff research, it was determined the elimination of the proposed August 12 meeting would affect District operations but elimination of the August 28 meeting would not. Based on this information, staff prepared three calendars for Trustee consideration. The first calendar is the same calendar presented at the December 10 meeting; the second calendar eliminates the August 26 Board meeting; and the third calendar has one meeting in July and one meeting in August.

**Board Meeting
Schedule
Agenda Item 5**

Following discussion, it was moved by Trustee Hatton-Hodson, seconded by Trustee Alpay, and motion carried by a 7-0 vote to approve option three of the proposed July through December 2015 School Board Meeting Schedule. {One meeting in July (22) and one meeting in August (12).}

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel

NOES: None

Assistant Superintendent Julie Hatchel stated Board Policy 6151, *Class Size*, is outdated and references the Class Size Reduction Program in grades K-3 which has been eliminated. Trustees Alpay and Jones suggested changes to the revised policy before it is brought back to the January 28, 2015, meeting for a second reading.

**Board Policy
Revision
Agenda Item 6**

President Hatton-Hodson asked Trustees for items they wished to pull from the Consent Calendar. Agenda items 8, 9, and 17 were pulled.

**Items Pulled from
the Consent
Calendar**

CONSENT CALENDAR

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

Minutes of the December 10, 2014, regular Board meeting.

**Minutes
Agenda Item 7**

Resolution No. 1415-30, Amendments to Agreement No. CSPP-4309 with the California Department of Education for Child Development Services.

**Amendments to
Agreement with
CDE
Agenda Item 10**

Student teaching agreement with Azusa Pacific University.

**Student Teaching
Agreement
Agenda Item 11**

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

**Purchase
Orders/Warrants
Agenda Item 12**

Donations of funds and equipment.

**Donations
Agenda Item 13**

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

**Professional
Services
Agreements
Agenda Item 14**

Ratification of special education Settlement Agreement Case #2014090634 and Informal Dispute Resolution Case #092314.

**Settlement
Agreements
Agenda Item 15**

Ratification of special education Settlement Agreement Case #2014100964, Informal Dispute Resolution Case #102814, and Case #112914.

**Settlement
Agreements
Agenda Item 16**

Extension of Independent Contractor Agreement No. I1011109 (ICA No. I1011109) with Knowland Construction Services (Knowland), to provide Department of State Architect (DSA) Inspector of Record (IOR) inspections, as required by the District.

**Agreement
Extension
Agenda Item 18**

Resignations, retirements, and employment of classified personnel.

**Resignations/
Retirements/
Employment
(Classified
Personnel)
Agenda Item 19**

Resignations, retirements, and employment of certificated personnel.

**Resignations/
Retirements/
Employment
(Certificated
Personnel)
Agenda Item 20**

ROLL CALL: AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
NOES: None
ABSENT: None
ABSTAIN: None

Trustee Pritchard stated he pulled the item because he does not support CSBA for a number of reasons. He would prefer to have the GAMUT Online service without CSBA membership. Trustee Reardon also shared he does not support CSBA's political advocacy. Superintendent Vital stated in order to use the GAMUT Online service the District must become a member of CSBA. She added the District needs the GAMUT Online service to bring the District Board policies into compliance with the Ed. Code.

**CSBA Membership
Agenda Item 8**

Following discussion, it was moved by Trustee Hanacek, seconded by Trustee Hatton-Hodson, and motion carried by a 4-3 vote to approve membership in CSBA and GAMUT Online.

AYES: Trustees Hanacek, Hatton-Hodson, Jones, McNicholas, and Student Advisor Akhil Patel
NOES: Trustee Alpay, Pritchard, and Reardon

Trustee Alpay asked who determined the list for the LCAP Parent Advisory Committee. Assistant Superintendent Julie Hatchel stated, LCAP development requires the District to gather input from stakeholders regarding data on the District's needs assessment, specifically related to the more under-represented groups. There were 65 meetings last year for stakeholders but there were groups that were hard to reach, such as the lower socio-economic parents, homeless, and foster youth. The Parent Advisory Committee (PAC) will look into delving into representation, analysis, and needs for those groups to make sure they are represented in the LCAP.

**LCAP Parent
Advisory
Committee
Agenda Item 9**

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to approve the Local Control Accountability Plan (LCAP) Parent Advisory Committee (PAC) members amended to add the alternate as a full member.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
NOES: None

Trustee McNicholas asked staff the positions of the four administrators who will be receiving the Leadership Development training. Assistant Superintendent Julie Hatchel stated they were all principals.

**Income Agreement
Agenda Item 17**

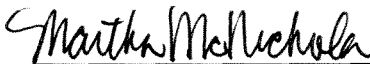
It was moved by Trustee McNicholas, seconded by Trustee Hatton-Hodson, and motion carried by a 7-0 vote to ratify the Income Agreement No. 41333 with the Orange County Superintendent of Schools to provide Leadership Development training for administrative coaching services for District administrators, specifically provided by Sheri Loewenstein of Instructional Services Programs – Institute for Leadership Development.

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


Adjournment

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, Reardon, and Student Advisor Akhil Patel
NOES: None

President Hatton-Hodson announced the meeting adjourned at 8:52 p.m.



Board Clerk



Secretary, Board of Trustees

Minutes submitted by Jane Boos, Manager, Board Office Operations