

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR MEETING
MARCH 25, 2015
EDUCATION CENTER – BOARD ROOM

President Hatton-Hodson called the meeting to order at 5:30 p.m. and announced Attorney Jon Pearl would not be present in closed session during the discussion of agenda item 3C. The Board recessed to closed session to: discuss Student Expulsions; confer with Legal Counsel regarding Anticipated Litigation; confer with Labor Negotiators; discuss Public Employee Discipline/Dismissal/Release; and discuss Public Employee Employment/Appointment.

Trustee Alpay arrived in closed session at 5:50 p.m.

The regular meeting of the Board reconvened to open session and was called to order by President Hatton-Hodson at 7:01 p.m.

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

The Pledge of Allegiance was led by Fabiane Penny.

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

Adoption of the Board Agenda

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

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

President's Report from Closed Session Meeting

Agenda Item #3 A1-A2 – Student Expulsions:

The Board voted 6-0 to expel the following students by stipulated agreements: Case #2015-019 and #2015-022.

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

Agenda Item #3 A3-A5 – Student Expulsions:

The Board voted 6-0 to expel the following students: Case #2015-020, #2015-21, and #2015-023.

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

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

The Board gave direction to staff.

Agenda Item #3 C – Conference with Labor Negotiators:

The Board gave direction to staff.

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

The Board voted 7-0 to approve the Resignation Agreement and General Release between the District and Certificated Employee No. 12832. Pursuant to the terms of the Agreement, Certificated Employee No. 12832 will resign effective March 2, 2015. Under the Agreement, Certificated Employee No. 12832 releases the District from any and all legal claims.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

Agenda Item #3 E1 – Public Employee Appointment/Employment:

The Board voted 6-0 to approve the appointments of Alex Hernandez, Steven Matteson, Adam Mendoza, and Adam Nowak, Supervisor IV, Custodial Services.

AYES: Trustees Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

ABSENT: Trustee Alpay

Agenda Item #3 E2 – Public Employee Appointment/Employment:

The Board voted 6-0 to approve the appointment of Kent Smith, Manager III, Grounds Operations.

AYES: Trustees Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

ABSENT: Trustee Alpay

Agenda Item #3 E4 – Public Employee Appointment/Employment:

The Board voted 6-0 to approve the appointments of Alex Malfavon and Larry Vernaza, Manager III, Custodial Services.

AYES: Trustees Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

ABSENT: Trustee Alpay

Agenda Item #3 E5 – Public Employee Appointment/Employment:

The Board voted 7-0 to approve the appointment of Marc Patterson, Executive Director, Curriculum and Instruction 6-12, K-8, Alternative Education.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

Agenda Item #3 E6 – Public Employee Appointment/Employment:

The Board voted 7-0 to approve the appointment of Greg Merwin, Executive Director, Curriculum and Instruction Preschool – Grade 5.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

Agenda Item #3 E8 – Public Employee Appointment/Employment:

The Board voted 7-0 to approve the appointment of James Wood, Executive Director, Secondary/Adult Transition Special Education Programs.

AYES: Trustees Alpay, Hanacek, Hatton-Hodson, Jones, McNicholas, Pritchard, and Reardon

NOES: None

Mr. & Mrs. Polk were recognized for their dedication to the students at Kinoshita Elementary School and also as representatives for all the volunteers at Kinoshita Elementary School. Assistant Superintendent Julie Hatchel stated Kinoshita volunteers are unique as most are community members without children at the school and some have volunteered on a weekly basis since the school opened in 1999.

**Special
Recognitions**

Fabiane Penny was recognized for her quick response during the recent shelter-in-place incident by translating all parent/community communications into Spanish and translating for Spanish parents who called the school.

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

ASB Report

Superintendent Vital shared that she and Trustee Jones had observed a Two-Way Immersion class at Marco Forster Middle school; she attended the Arroyo Vista Children's Theater performance of *The Wizard of Oz*; announced two District students have received the state PTA Award of Excellence in the Reflections program; announced Aliso Niguel High School and Niguel Hills Middle School PTAs received the PTA Spotlight Award; and discussed the reasoning for the Calendar Committee's recommendation to move to an earlier start date for school in 2015-2016 and 2016-2017.

**Board and
Superintendent
Comments**

Trustee Hanacek congratulated San Clemente High School for their 50th Anniversary coming up and encouraged everyone to attend one of the many high school musicals.

Trustee McNicholas stated she attended Hidden Hills Elementary School's 20th Anniversary, San Clemente High School's Bye Bye Birdie, and will be attending George White Elementary School's 25th Anniversary. Trustee McNicholas also shared she attended the Mandarin Immersion Program Annual Gala Fundraising Event.

Trustee Alpay requested the school calendar be agendaized again for Board discussion due to the numerous parent e-mails he received from parents who feel they were not a part of the process and who would like to propose a better alternative to an earlier start date. He also congratulated the Las Palmas Elementary School's PTA for their successful fundraising efforts which have raised \$95K this year.

Trustee Jones shared she attended the Hidden Hills Elementary School's 20th Anniversary, the Mandarin Immersion Program Annual Gala Fundraising Event, and observed a Two-Way Immersion class at Marco Forster Middle School. She added she had lunch with the teachers at Carl Hankey K-8 School.

Trustee Reardon agreed with Trustee Alpay's request to agendaize the school calendar at the next Board meeting. Trustee consensus was to agendaize the item for a general calendar discussion.

Due to the number of Blue Cards submitted, President Hatton-Hodson asked Trustees if they wished to waive the Board policy maximum time limit of 20 minutes for speakers. It was moved by Trustee Alpay, seconded by Trustee Reardon, and motion carried by a 7-0 vote to waive Board Policy 9323.

Oral Communications

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

The following speakers addressed the Board:

- *Bob Wang, Juan Jose Reyes Balgazar, Jose Delgado, Silvia Gonzalez, Teresa Rivera, Azarnoush Rafiee, Javier Carrales, Norma Ajzictle, Araceli Vargas, Reyna Ramirez, Maria Caranza, Jill Hillabrant, and Brenda Humia asked the Board not to terminate Adult Education Citizenship, GED and ESL classes as there are no other free local classes for students with limited transportation to attend.*
- *Carrie Kitcher, Jennifer Miramontes, Stephen Fraley, and Jordon Goodman addressed the Board regarding the overcrowding condition of the Ladera Ranch elementary and middle schools and the District's plan to combine kindergarten classes and move some middle school classes to the elementary side of the campus.*

Superintendent Vital stated that staff would follow up with the Ladera Ranch parents' who shared their concerns.

Assistant Superintendent Michelle Le Patner responded to the Adult Education speakers and clarified that students would not be without Adult Education courses and staff will provide community meetings for the students to discuss the District's plan for how Adult Education is moving forward.

DISCUSSION/ACTION

Assistant Superintendent Michelle Le Patner provided the Board with a PowerPoint presentation of the annual District English Learner Advisory Committee (DELAC) report. The report included the Role of DELAC; data on the number of English Learners (EL) in the District; the 2014-2015 Accomplishments; the EL Master Plan; Goals of the EL Master Plan; Increased Parent Education Opportunities; Summer Intensive for EL; Technology Support for EL Students; and Goals for the Future. Following the presentation, Dr. Le Patner introduced DELAC President Thelma Ley who shared the importance of DELAC and thanked the Board for their support. (The PowerPoint is available for viewing on the District website at www.capousd.org).

DELAC Update Agenda Item 1

Following the presentation, the Board asked questions of staff and made comments.

Assistant Superintendent Michelle Le Patner provided a PowerPoint presentation on the high school graduation requirements. Topics covered were the District's high school progress data; college readiness and college-going data; high school graduation requirements in comparison with State, UC, and Cal State; current work in college and career readiness; options to consider; a-g and honors changes; and timeline and action steps. (The PowerPoint is available for viewing on the District website at www.capousd.org).

**High School
Graduation
Requirements
Agenda Item 2**

Following the presentation, the Board asked questions, made comments, and requested a special Board meeting be provided for further discussion on the high school graduation requirements.

Assistant Superintendent Michelle Le Patner informed the Board that the Laguna Beach Unified School District approved the Regional Occupational Program Joint Powers Agreement at its March 24, 2015, board meeting.

**ROP Amended
JPA
Agenda Item 3**

It was moved by Trustee Reardon, seconded by Trustee Hanacek, and motion carried by a 7-0 vote to approve the South Coast Regional Occupational Program amended Joint Powers Agreement.

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

It was moved by Trustee McNicholas, seconded by Trustee Jones, and motion carried by a 7-0 vote to approve the proposed January through June 2016 School Board Meeting Schedule.

**Board Meeting
Calendar
Agenda Item 4**

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

President Hatton-Hodson asked Trustees for items they wished to pull from the Consent Calendar. Items 14, 16, and 17 were pulled.

**Items Pulled from
the Consent
Calendar**

CONSENT CALENDAR

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

Minutes of the March 11, 2015, regular Board meeting.

**Minutes
Agenda Item 5**

Minutes of the March 13, 2015, special Board meeting.

**Minutes
Agenda Item 6**

Readmission of students from expulsion: Case #2014-044, and Case #2014-55.

**Expulsion
Readmissions
Agenda Item 7**

Three-year Expulsion Plan developed in collaboration with Orange County school districts and the Orange County Department of Education.

**Three-Year
Expulsion Plan
Agenda Item 8**

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

**Purchase
Orders/Warrants
Agenda Item 9**

Donations of funds and equipment.	Donations Agenda Item 10
Ratification of District standardized Independent Contractor, Master Contract, and Professional Services Agreements.	Professional Services Agreements Agenda Item 11
Ratification of special education Informal Dispute Resolution Case #023715.	IDR Settlement Agreement Agenda Item 12
Ratification of special education Settlement Agreement Case #2014100253.	Settlement Agreement Agenda Item 13
Quintessential School Systems Services and Support Agreement (FY 15-16), a business administrative software.	Quintessential School Systems Agreement Agenda Item 15
Advertise for bids for paper and plastic products, as needed by the District.	Advertise Bid – Paper/Plastic Products Agenda Item 18
Advertise for bids for plumbing services.	Advertise Bid – Plumbing Services Agenda Item 19
Advertise for bids for weed abatement service.	Advertise Bid – Weed Abatement Agenda Item 20
Advertise for bids for fence repairs and maintenance.	Advertise Bid – Fence Repairs and Maintenance Agenda Item 21
Award of Request for Proposal (RFP) No. 4-1415, Online Curriculum for Virtual Schools to Florida Virtual School, for grades 9 through 12 at California Preparatory Academy and Edgenuity, Incorporated, for grades 6 through 8 at Capistrano Virtual School.	Award of RFP- Online Curriculum Agenda Item 22
Dana Hills High School New Portable Wrestling Room Building; New Portable Restroom Building and Associated Site Work Project; Approval of the Architectural and Related Services Agreement; Approval to Advertise for Bid No. 1415-20.	Dana Hills High School Facility Improvements Agenda Item 23
Las Flores Elementary School New Portable Restroom Building and Associated Site Work Project; Approval of the Agreement for Architectural and Related Services; and Approval to Advertise for Bid No. 1415-19.	Las Flores Elementary School Facility Improvements Agenda Item 24

Oxford Preparatory Academy New Portable Restroom Building and Associated Site Work Project; Approval to Advertise for Bid No. 1415-21.

**OPA Facility
Improvements
Agenda Item 25**

Resignations, retirements, and employment of classified personnel.

**Resignations/
Retirements/
Employment
(Classified
Personnel)
Agenda Item 26**

Resignations, retirements, and employment of certificated personnel.

**Resignations/
Retirements/
Employment
(Certificated
Personnel)
Agenda Item 27**

Memorandum of Understanding with South Coast Regional Occupational Program to provide interim administrative services.

**MOU with Patricia
Romo
Agenda Item 28**

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

Trustee Reardon pulled the item due to concerns with the language and felt the Resolution was premature because the funds are performing above market levels. Following Trustee discussion, Trustee Reardon stated he would support the Resolution if the word “promise” was changed to “goal” in the last paragraph.

**CALSTRS/
CALPERS
Contribution
Increases
Agenda Item 14**

It was moved by Trustee Reardon, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to approve Resolution No. 1415-40, Position on CalSTRS/CalPERS Contribution Increases as amended.

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

Trustee Reardon stated he supports the item but wants to establish a relationship with the firm so it advocates reflecting the position and view of the Board in terms of what the educational policy in the State of California should look like and what the District wants to advocate for in the state. Superintendent Vital responded the firm will be invited to present to the Board in a public meeting and receive clear direction from Trustees on what the District’s position is and what the expectations are.

**Advocacy
Agreement
Agenda Item 16**

It was moved by Trustee Reardon seconded by Trustee Pritchard, and motion carried by a 7-0 vote to approve the Advocacy Agreement between the District and Capital Advisors Group, LLC, a legislative consulting and advocacy firm, providing strategic counsel and assistance in developing mutually-beneficial partnerships.

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

Trustee Hanacek asked staff if the County Office of Education had affirmed its ability to perform with its current Internet connections. Deputy Superintendent Clark Hampton stated currently the County Office of Education has 10GB and is adding another 10GB connection to handle all the traffic from other districts. The addition of Cox is like an insurance policy for the District should the County Office of Education have a problem with the second connection, router, or balancing.

**Cox Commercial
Service Agreement
Agenda Item 17**

It was moved by Trustee Hanacek, seconded by Trustee Reardon, and motion carried by a 7-0 vote to approve the Commercial Service Agreement for an alternative Internet connection provided by Cox Communications Rancho Santa Margarita, LLC.

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

It was moved by Trustee McNicholas, seconded by Trustee Jones, 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 10:15 p.m.



Board Clerk



Secretary, Board of Trustees

Minutes submitted by Jane Boos, Manager, Board Office Operations