

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

REVISED
7-17-15

BOARD OF TRUSTEES
Regular Meeting

July 22, 2015

Closed Session 5:00 p.m.

Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 5:00 P.M.

1. **CALL TO ORDER**
2. **CLOSED SESSION COMMENTS**
3. **CLOSED SESSION** (as authorized by law)
 - A. **CONFERENCE WITH LEGAL COUNSEL– ANTICIPATED LITIGATION** **EXHIBIT A1-A3**
Significant Exposure to Litigation – Three Cases
(Pursuant to Government Code §54956.9{d}{2})
 - B. **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE** **EXHIBIT B**
(Pursuant to Government Code §54957)
 - C. **PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT** **EXHIBIT C1-C5**
 1. Public Information Officer
 2. ~~Communication Specialist~~
 3. Elementary Principal
 4. High Assistant School Principal
 5. Coordinator, Athletics and extracurricular programs
(Pursuant to Government Code §54957)
 - D. **STUDENT EXPULSION** **EXHIBIT D**
Deliberations of Findings of Fact and Recommendations
(Pursuant to Education Code §48918{c} and §35145)
 - E. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION**
Superintendent
(Pursuant to Government Code §54957)

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

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. CITIZEN'S REQUEST:

Board Policy 9322, *Agenda/Meeting Materials*, states any member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting. Wendy Shrove requested the placement of an agenda item to address the Board regarding District practices used when evaluating employees.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Kirsten M. Vital, Superintendent

Staff Recommendation

It is recommended the Board President recognize Wendy Shrove to present this item. This is an information item only and no Board action is necessary.

INFORMATION/
DISCUSSION

2. WHISTLEBLOWER POLICY:

The District has a responsibility for the stewardship of District resources and the public and private support that enables it to pursue its mission. The District is committed to compliance with the laws and regulations to which it is subject and to promulgating District policies and procedures to interpret and apply these laws and regulations in the District setting. Laws, regulations, policies and procedures strengthen and promote ethical practices and ethical treatment of the members of the District community and those who conduct business with us. Existing internal controls and operating procedures are intended to detect, prevent or deter improper activities. However, these systems of control cannot provide absolute safeguards against irregularities. Intentional and unintentional violations of laws, regulations, policies and procedures may occur and may constitute improper governmental activities as defined by statute. The District has a responsibility to investigate and report to appropriate parties allegations of suspected improper governmental activities and the actions taken by the District. A whistleblower policy does not fundamentally change the responsibility for conducting investigations but clarifies normal jurisdictional interests. The Exhibit provides samples of formal Whistleblower Policies adopted by the University of California, the Los Angeles Unified School District, and California School Board Association. They are provided to support a discussion by members of the Board and District community about the desirability of adopting a formal Whistleblower Policy.

INFORMATION/
DISCUSSION
Page 1
EXHIBIT 2

CUSD WIG 2: Communications –Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Kirsten Vital, Superintendent

Staff Recommendation

It is recommended the Board President recognize Kirsten Vital, Superintendent, to share draft exhibits from other Districts as examples of this type of a policy. This is an information item only and no Board action is necessary.

3, TRUSTEE REQUEST TO APPOINT A SPECIAL MASTER TO CONDUCT AN INDEPENDENT INQUIRY: INFORMATION/
DISCUSSION

At the June 10 Board meeting, Trustee Alpay formally requested staff agendaize an item for a future Board meeting for Trustee discussion regarding the appointment of a Special Master to conduct an independent inquiry.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Kirsten M. Vital, Superintendent

Staff Recommendation

It is recommended the Board President recognize Trustee Alpay to present this item. This is an information item only and no Board action is necessary.

4. SECOND READING – REVISIONS TO BOARD POLICY 1330, USE OF FACILITIES: DISCUSSION/
ACTION

As changes occur in Education Code or precedent-setting lawsuits, it becomes necessary to update policies. Revised Board Policy 1330, *Use of School Facilities*, is to provide the District, the Board, and employees with up-to-date information to ensure the District meets legal provisions surrounding the use of District facilities. Additional revisions requested by Trustees during the first reading of this item have been made. There is no financial impact. Changes are underlined; deletions are struck through.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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 this item.

Following discussion, it is recommended the Board of Trustees approve the Second Reading Revisions to Board Policy 1330, *Use of Facilities*.

Motion by _____ Seconded by _____

5. COMMUNITY FACILITIES DISTRICT NO. 98-1A, PACIFICA SAN JUAN: INFORMATION/
DISCUSSION

At the May 27 Board meeting, a representative from Pacifica San Juan homeowner's association spoke to the Board requesting a reduction in the levy for 2015-2016. The Board requested staff to agendaize this request for discussion at the July 22 Board Meeting.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

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EXHIBIT 4

EXHIBIT 5

and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

6. **JOINT POWERS AGREEMENT WITH LAGUNA BEACH UNIFIED SCHOOL DISTRICT REGARDING SOUTH COAST REGIONAL OCCUPATIONAL PROGRAM:**
Capistrano Unified School District and Laguna Beach Unified School District are parties to a Joint Powers Agreement with respect to the South Coast Regional Occupational Program. The Agreement was most recently amended in March 2015. The purpose of this newly created Joint Powers Agreement is to make certain revisions, particularly with respect to the governance of the Regional Occupational Program. Alternative language related to the governance structure outlined in section 4 is:
ROP GOVERNING BOARD. Pursuant to the provisions of section 52310.5(d) of the Education Code, the ROP conducted under this Agreement shall be governed by the ROP Governing Board, consisting of two governing board members from each of the Parties. The governing board of each Party shall appoint two of its members to serve as members of the ROP Governing Board and another of its members to serve as an alternate to the ROP Governing Board. Such ROP Governing Board members and alternates shall serve at the pleasure of the governing boards appointing them.
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

DISCUSSION/
ACTION
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EXHIBIT 6

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.

Following discussion, it is recommended the Board of Trustees approve the Joint Powers Agreement with Laguna Beach Unified School District Regarding South Coast Regional Occupational Program.

7. **AMENDMENT TO EMPLOYMENT AGREEMENT – SUPERINTENDENT’S CONTRACT**
Pursuant to the Agreement between the Board and the Superintendent, "The Board shall consider adjustments to Superintendent’s salary on an annual basis." The Superintendent's 2014-2015 salary was fixed by the initial employment agreement. For the 2015-2016 school year, all District employees received a 2% salary increase effective July 1, 2015. If the Superintendent received the salary increase, with the same effective date, as all other District employees, the total estimated fiscal impact of this salary adjustment is approximately \$6,100. This item is for Board discussion and action.
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.
Contact: Lynn Hattson-Hodson, Board President

DISCUSSION/
ACTION
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EXHIBIT 7

Staff Recommendation

It is recommended Lynn Hatton-Hodson, Board President present this item.

Following discussion, it is proposed the Board of Trustees approve the first amendment to Employment Agreement – Superintendent Contract, effective July 1, 2015.

Motion by _____ Seconded by _____

ROLL CALL:

Trustee Alpay	_____	Trustee McNicholas	_____
Trustee Hanacek	_____	Trustee Pritchard	_____
Trustee Jones	_____	Trustee Reardon	_____
		Trustee Hatton-Hodson	_____

8. RESOLUTION NO. 1516-02, PEOPLE-FIRST LANGUAGE FOR ALL STUDENTS: DISCUSSION/
ACTION

This Resolution serves as a commitment of the District to use People-First Language For All Students to the greatest extent possible in order to eliminate generalizations and stereotypes by focusing on the person rather than the disability. There is no financial impact.

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EXHIBIT 8

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Candy Miller, Interim Assistant Superintendent, SELPA and Special Education Operations

Staff Recommendation

It is recommended the Board President recognize Candy Miller, Interim Assistant Superintendent, SELPA and Special Education Operations, to present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution 1516-02, People-First Language For All Students.

Motion by _____ Seconded by _____

ROLL CALL:

Trustee Alpay	_____	Trustee McNicholas	_____
Trustee Hanacek	_____	Trustee Pritchard	_____
Trustee Jones	_____	Trustee Reardon	_____
		Trustee Hatton-Hodson	_____

9. INITIAL ANALYSIS FOR NEGOTIATING A LONG-TERM FACILITY LEASE WITH COMMUNITY ROOTS ACADEMY: INFORMATION/
DISCUSSION

This purpose of this agenda item is to provide the Board of Trustees an initial data analysis regarding potential elementary schools within the District in order for the District and Community Roots Academy to begin negotiations for a long-term lease beginning with the 2016-2017 school year.

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EXHIBIT 9

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Jodee Brentlinger, Assistant Superintendent, Administrative Services/Community Relations

Staff Recommendation

It is recommended the Board President recognize Jodee Brentlinger, Assistant Superintendent, Administrative Services/Community Relations, to present information on this item and answer any questions Trustees may have. This is an information item only 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:** Page 121
Approval of the minutes of the June 10, 2015, regular Board meeting. **EXHIBIT 10**
Contact: Teresa Teichman, Manager, Board Office Operations
11. **SCHOOL BOARD MINUTES:** Page 131
Approval of the minutes of the June 24, 2015, regular Board meeting. **EXHIBIT 11**
Contact: Teresa Teichman, Manager, Board Office Operations
12. **SCHOOL BOARD MINUTES:** Page 145
Approval of the minutes of the June 25, 2015, special Board meeting. **EXHIBIT 12**
Contact: Teresa Teichman, Manager, Board Office Operations
13. **SCHOOL BOARD MEETING SCHEDULE FOR SPECIAL MEETINGS AND WORKSHOPS:** Page 147
Approval of revised School Board Meeting Calendar to include dates for special Board meetings or workshops for 2015-2016. At the June 24 Board meeting Trustees discussed revising the 2015-2016 Board Meeting Schedule to add designated dates for special Board meetings and workshops throughout the year. At the meeting the Board selected Wednesday, October 21; Wednesday, January 21; Wednesday, March 11; and Wednesday, May 20 as potential dates with the understanding that special Board meetings and workshops could be cancelled if not needed. **EXHIBIT 13**
CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.
Contact: Kirsten M. Vital, Superintendent

CURRICULUM & INSTRUCTION

14. **EXPUNGING OF EXPULSION RECORD:**
Approval to expunge a student's expulsion record. Due to the confidential nature of this item, the supporting information for this item is provided to Trustees under separate cover.
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
Contact: Mike Beekman, Executive Director, Safety and Student Services
15. **ADDENDUM NO. 1 TO AGREEMENT WITH HOBSON, INCORPORATED RELATING TO NAVIANCE SOFTWARE:** Page 149
Approval of Addendum No. 1 to Agreement with Hobson, Incorporate relating to Naviance Software, which proposes to add three supplemental resources to be used with the Naviance college and career readiness software program in all high schools: Do What You Are 2.0, Naviance eDocs, and the Teacher Engagement Package. Do What You Are 2.0 is a personality test, which matches a student's interests with potential careers. Naviance eDocs partners with third-party organizations (including Parchment and the Common Application) in the submission of electronic documents to support students' college applications. The Teacher Engagement Package educates teachers on how to incorporate Naviance into the classroom, with the goal of helping students connect learning to life. **EXHIBIT 15**
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
Contact: Marc Patterson, Executive Director, Secondary Education

16. DECLARATION OF NEED FOR FULLY QUALIFIED EDUCATORS:

Approval of the Declaration of Need for Fully Qualified Educators. Education Code §80026 requires that a Declaration of Need for Fully Qualified Educators be on file with the appropriate County Office of Education before the beginning of a new school year and shall remain in force until the end of that academic year. (A Declaration of Need is necessary if there is an insufficient number of qualified applicants.) Submission of this declaration does not commit the District to issuing short term staff permits or emergency credentials, but rather is submitted as a matter of routine in the event it becomes necessary to employ such individuals. Based on past and current trends, the 2015-2016 Declaration of Need for Fully Qualified Educators enables the District to request special teaching permits in hard-to-fill areas such as Special Education (Moderate/Severe, Pre-School), and single subjects (Spanish, Physics, Chemistry, Mathematics). This year, there continues to be a limited need for Cross Cultural, Language, and Academic Development/English Learner Authorizations, Bilingual Authorizations and Resource Specialists. A Declaration of Need for Fully Qualified Educators must be filed prior to the beginning of the school year, even though there is no way to determine if there will be a need to employ teachers. However, if the Board of Trustees has not approved the appropriate declaration for the upcoming year, the District is precluded from hiring such individuals should the need arise. There is no financial impact to the general fund in the Board's acceptance of this declaration.

CUSD WIG 1: Teaching and Learning - Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Leona Olson, Assistant Superintendent, Personnel Services

BUSINESS & SUPPORT SERVICES

17. GOVERNMENT CLAIM: No. LBI 1501043 MH

Denial of Government Claim No. LBI 1501043 MH. This agenda item pertains to a claim filed against the District by James R. Traut, Traut Firm, Attorney on behalf of minor and through her Guardian Ad Litem, Stephanie Franklin. This Claim is based upon the alleged injury of a student during a water polo drill at Aliso Niguel High School. Denial of this claim does not have any financial implications on the general fund budget and establishes procedural timelines. Due to the confidential nature of this item, the supporting information for this item is provided to Trustees under separate cover.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Leona Olson, Assistant Superintendent, Personnel Services

18. GOVERNMENT CLAIM: No. LBI 1401071 DP

Denial of Government Claim No. LBI 1401071 DP. This agenda item pertains to a claim filed against the District by Martinez & Schill LLP, Attorney on behalf of minor. This Claim is based upon the alleged injury of a student while playing soccer during recess at Clarence Lobo Elementary. Denial of this claim does not have any financial implications on the general fund budget and establishes procedural timelines. Due to the confidential nature of this item, the supporting information for this item is provided to Trustees under separate cover.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Leona Olson, Assistant Superintendent, Personnel Services

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

Page 177
EXHIBIT 19

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 one new agreement totaling \$50,000, thirty-three ratifications to new agreements totaling \$5,755,306.83, four extensions to existing agreements totaling \$408,848.00, seven extension ratifications to existing agreements totaling \$248,575, two amendments to existing agreements totaling \$660, and two amendment ratifications to existing agreements totaling \$9,394. 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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

20. PURCHASE ORDERS, COMMERCIAL WARRANTS, AND PREVIOUSLY BOARD – APPROVED BIDS AND CONTRACTS:

Page 431
EXHIBIT 20

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 \$10,252,514.69 and the commercial warrants total \$5,823,311.48. 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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

21. DONATION OF FUNDS AND EQUIPMENT:

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EXHIBIT 21

Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$481,239.71 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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

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

22. AWARD REQUEST FOR QUALIFICATIONS NO. 1-1516, GENERAL LEGAL SERVICES – MULTIPLE FIRMS:

Approval of the Award of Request for Qualifications (RFQ) No. 1-1516, General Legal Services to multiple firms. On April 22, 2015, the Board authorized staff to advertise for proposals for legal services. Seventy-nine proposals were received from twenty-one firms for seven major legal categories, which are listed in Exhibit A. Law firms were rated on a number of factors as described in the RFQ document. As a requirement of the RFQ, rates for services will be locked in for a five-year term, beginning July 1, 2015, through June 30, 2020. At the June 24, 2015 meeting, the Board requested that staff provide the proposals for each law firm recommended by the evaluation committees. Annual expenditures under these contracts will vary with District needs, funded by the general fund, CFD administrative funds, and other applicable funding sources. Due to the voluminous nature of the proposals and proposed contracts for each firm, the documentation will be posted online on the District's Board Agendas and Supporting Documentation page.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

23. SPECIAL EDUCATION INFORMAL DISPUTE RESOLUTION AGREEMENT:

Approval of special education Informal Dispute Resolution Case #064515. Due to the confidential nature of the Agreement, supporting information is provided to Trustees under separate cover. Expenditures under this Agreement are limited to \$70,344, funded by special education funds.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Candy Miller, Interim Assistant Superintendent, SELPA and Special Education Operations

24. SPECIAL EDUCATION INFORMAL DISPUTE RESOLUTION AGREEMENT:

Approval of the ratification of special education Informal Dispute Resolution Case #064615, Case #064715, and Case #064815. Due to the confidential nature of the Agreements, supporting information is provided to Trustees under separate cover. Expenditures under these Agreements are limited to \$2,380, funded by special education funds.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Candy Miller, Interim Assistant Superintendent, SELPA and Special Education Operations

25. AMENDMENTS TO AGREEMENTS BID NO. 1516-02, AUDIO-VISUAL EQUIPMENT WITH PATHWAY COMMUNICATIONS, LTD; TROXELL COMMUNICATIONS, INCORPORATED; AND WARD'S MEDIA TECHNOLOGY:

Approval of the Amendments to Agreements related to Bid No. 1516-02 for the purchase of audio-visual equipment with the following vendors: Pathway Communications, LTD, Troxell Communications, Incorporated, and Ward's Media

Technology. The apparent low bidders on three separate items (items #s 49, 50, and 51) were awarded a contract at the June 24, 2015, Board meeting; however, subsequently withdrew their bid due to clerical error. In such situations, Public Contract Code permits, when in the best interest of the District, award to the second low bidder. Exhibit A shows the revised list of audio visual items, the awarded vendors, and the prices for the term of the bid. Annual expenditures for audio-visual products purchased using this bid are anticipated to be \$900,000 to \$1,000,000 funded through various sources including, but not limited to, gift funds, site funds, grants, and general fund.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

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

26. COMMERCIAL SERVICE AGREEMENT WITH COX COMMUNICATIONS RANCHO SANTA MARGARITA, LLC DBA COX BUSINESS; COX CALIFORNIA TELCOM, LLC: Page 553
EXHIBIT 26

Approval of the Commercial Service Agreement to increase the Metro E circuit connection provided by Cox Communications Rancho Santa Margarita, LLC (Cox) to the Bridges Community Day High School (Bridges) facility. Currently, the Bridges facility has a 100Mb circuit connection and provides connectivity to the existing Bridges classrooms and soon the additional Regional Occupation Program (ROP) buildings. With the neighboring ROP facilities being transitioned to the District, the additional services and technology at ROP requires the existing circuit to Bridges be upgraded to 300Mb. The unit price for the connection increase is \$452 per month prior to E-Rate and California Teleconnect Fund discounts being applied. After the discounts are applied, the rate is approximately \$112 per month. Expenditures related to the Cox Service Agreement are estimated to be \$1,400, paid from the general fund.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

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

27. EXTENSION OF AGREEMENT FOR BID NO. 1314-21, PAINTING SERVICES – J. L. COBB PAINTING: Page 555
EXHIBIT 27

Approval of Extension of Agreement Bid No. 1314-21 with J. L. Cobb Painting, to provide painting services as needed throughout the District. The vendor is requesting an increase to their current hourly labor rates for the renewal period of July 1, 2015, through June 30, 2016, due to wage increases by Painters Allied Trades District Council No. 36 Master Labor Agreement Wage & Contribution Schedules, July 1, 2014, and July 1, 2015. Annual expenditures utilizing this contract are estimated to be \$250,000, funded by deferred maintenance, routine restricted maintenance, modernization, and site funds.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

28. EXTENSION OF AGREEMENT FOR BID NO. 1415-10, FROZEN FOOD PRODUCTS - A & R WHOLESALE DISTRIBUTORS, INCORPORATED: Page 571
EXHIBIT 28

Approval of the Extension of Agreement Bid No. 1415-10 with A & R Wholesale Distributors, Incorporated. The vendor proposes to maintain current pricing on four items, reduce pricing on ten items, discontinued seven items, and increase pricing on the remaining items due to increased manufacturer cost of egg prices for the renewal period of August 25, 2015, through August 24, 2016. Annual expenditures under this contract are estimated to be \$2,500,000, funded by Food and Nutrition Services.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

29. **EXTENSION OF AGREEMENT FOR BID NO. 1415-11, PIZZA SERVICE – PEOPLE FIRST PIZZA, INCORPORATED DBA DOMINO’S PIZZA, INCORPORATED:**

Approval of the Extension of Agreement Bid No. 1415-11 with People First Pizza, Incorporated dba Domino’s Pizza, Incorporated, to provide pizza service for all middle schools within the District and Junipero Serra and Tesoro high schools. The vendor proposes to maintain their current pricing for the renewal period of August 25, 2015, through August 24, 2016. Annual expenditures under this contract are estimated to be \$378,000, funded by Food and Nutrition Services.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

30. **STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 4-13-72-0024A, GENERAL SERVICES ADMINISTRATION SCHEDULE NO. GS-07F-0617X, JANITORIAL SUPPLIES – ADVANTAGE WEST GOVERNMENT PRODUCT SOLUTIONS:**

Approval to utilize the State of California Multiple Award Schedule Contract No. 4-13-72-0024A, General Services Administration Schedule No. GS-07F-0617X for the purchase of janitorial supplies from Advantage West Government Product Solutions, as needed, under the same terms and conditions of the public agency’s contract. This contract provides set pricing for janitorial supplies, as needed, throughout the District. Anticipated annual expenditures utilizing this contract are approximately \$700,000, funded by the general fund. School boards have the authority to “piggyback” on another public agency’s bid, per Public Contract Code §20118, when it is in the best interest of a district. It is often advantageous to utilize piggyback bids when contract items are identical to the District’s specifications. Using piggyback contracts save 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’s Board Agendas and Supporting Documentation page.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

31. **WISEBURN SCHOOL DISTRICT BP NO. 2 SYNTHETIC TURF AND SPORTS FLOORING – KYA SURFACING, LLC:**

Approval to utilize Wiseburn School District BP No. 2 Synthetic Turf and Sports Flooring for the purchase of synthetic turf and sports flooring from KYA Surfacing, LLC, as needed, under the same terms and conditions of the public agency’s contract. This contract provides competitive set pricing for synthetic turf and sports flooring, as needed, throughout the District. Anticipated annual expenditures utilizing this contract are approximately \$100,000, funded by deferred maintenance funds and routine restricted maintenance funds. School boards have the authority to “piggyback” on another public agency’s bid, per Public Contract Code §20118, when it is in the best interest of a district. It is often advantageous to utilize piggyback bids when contract 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’s Board Agendas and Supporting Documentation page.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

32. LOS ANGELES UNIFIED SCHOOL DISTRICT BID NO. IFB FC-1030 SWIMMING POOL CHEMICALS – WATERLINE TECHNOLOGIES, INCORPORATED:

Approval to utilize Los Angeles Unified School District Bid No. IFB FC-1030 Swimming Pool Chemicals for the purchase of swimming pool chemicals from Waterline Technologies, Incorporated, as needed, under the same terms and conditions of the public agency's contract. This contract provides competitive set pricing for swimming pool chemicals, as needed, throughout the District. Anticipated annual expenditures utilizing this contract are approximately \$150,000, funded by routine restricted maintenance. School boards have the authority to "piggyback" on another public agency's bid, per Public Contract Code §20118, when it is in the best interest of a district. It is often advantageous to utilize piggyback bids when contract 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's Board Agendas and Supporting Documentation page.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

33. TESORO HIGH SCHOOL TWO-STORY CLASSROOM BUILDING; APROVAL OF ARCHITECTURAL AND RELATED SERVICES AGREEMENT; APPROVAL TO ADVERTISE FOR BIDS:

Approval of Tesoro High School Two-Story Building; Approval of the Agreement for Architectural and Related Services; Approval to Advertise for Bid No. 1516-11. The District will construct a two-story classroom building to accommodate additional enrollment projections. HMC Architects has provided an estimate of \$13,168,754 for the total project cost. The architectural-related services for this project are \$704,580 as detailed in the Agreement for Architectural and Related Services. Due to the size of the Agreement for Architectural and Related Services and proposed bid documents, both will be posted online on the District Board Agendas and Supporting Documentation page. This project is funded by Developer fees; CFD No. 90-1 Coto Developer Fees; CFD No. 88-1 Rancho Santa Margarita (CFD has now ended); CFD No. 94-1 Rancho Santa Margarita (CFD has now ended); CFD No. 92-1 Las Flores; CFD No. 98-2 Ladera.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

34. SAN CLEMENTE HIGH SCHOOL TWO-STORY CLASSROOM BUILDING; APROVAL OF ARCHITECTURAL AND RELATED SERVICES AGREEMENT; APPROVAL TO ADVERTISE FOR BIDS:

Approval of San Clemente High School Two-Story Building; Approval of the Agreement for Architectural and Related Services; Approval to Advertise for Bid No. 1516-10. The District will construct a two-story classroom building to accommodate additional enrollment projections. HMC Architects has provided an estimate of \$13,168,754 for the total project cost. The architectural-related services for this project are \$754,798 as detailed in the Agreement for Architectural and Related Services. Due to the size of the Agreement for Architectural and Related Services and proposed bid documents, both will be posted online on the District Board Agendas and Supporting Documentation page. This project is funded by Developer fees; State school building funds; San Clemente RDA; sale proceeds of north transportation yard property; CFD No. 90-2, and CFD No. 90-2 Improvement Area No. 2002-1.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

35. SAN JUAN HILLS HIGH SCHOOL TWO-STORY CLASSROOM BUILDING; APROVAL OF ARCHITECTURAL AND RELATED SERVICES AGREEMENT; APPROVAL TO ADVERTISE FOR BIDS:

Approval of San Juan Hills High School Two-Story Building; Approval of the Agreement for Architectural and Related Services; Approval to Advertise for Bid No. 1516-12 The District will construct a two-story classroom building to accommodate additional enrollment projections. HMC Architects has provided an estimate of \$14,625,702 for the total project cost. The architectural-related services for this project are \$863,468 as detailed in the Agreement for Architectural and Related Services. Due to the size of the Agreement for Architectural and Related Services and proposed bid documents, both will be posted online on the District Board Agendas and Supporting Documentation page. This project is funded by Developer fees, sale proceeds of north transportation yard property, CFD No. 90-2 and CFD No. 90-2 Improvement Area No. 2002-1, and CFD No. 98-2.

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

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

Approval of Memorandum of Understanding for the Parent-To-Parent Program. The Orange County Child Abuse Prevention Center will offer the Parent-To-Parent Program, a 10-week parent education program during the 2015-2016 school year. The program will be offered to the community and held at RH 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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Marc Patterson, Executive Director, Secondary Education

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EXHIBIT 36

37. RESOLUTION NO. 1516-01, SIGNATURE AUTHORIZATION:

Approval of Resolution No. 1516-01 to establish updated signature authorizations. The Orange County Department of Education requires the Board of Trustees to establish the names of administrators authorized to sign payroll notices of employment/changes of status, timesheets, vendor orders for payment, and warrant registers. This Resolution authorizes Kirsten M. Vital, Superintendent; Clark D. Hampton, Deputy Superintendent, Business and Support Services; Leona C. Olson, Assistant Superintendent, Personnel Services; Philippa K. Geiger, Executive Director, Fiscal Services; Dana A. Ramirez, Manager, Fiscal Accounting; Matthew L. Krause, Manager, Fiscal Services; and Elizabeth A. Bley, Manager, Payroll as the District administrators authorized to sign these documents. The Resolution also states a signature stamp is authorized for Kirsten M. Vital, Clark D. Hampton, and Philippa K. Geiger, and only one signature or signature stamp shall be required by the Board of Trustees for processing these documents. There are no financial implications related to adoption of this resolution.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

CUSD WIG 2: Communications – Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

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EXHIBIT 37

CUSD WIG 3: Facilities – Optimize facilities and learning environments for all students.

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

38 SERVICE AGREEMENT - BRIGHTBYTES, INCORPORATED:

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EXHIBIT 38

Approval of the Service Agreement with Brightbytes, Inc. for the purposes of gathering data from parents, students, and teachers regarding digital literacy. The initial contract term is from June 22, 2015 through June 22, 2016. Annual expenditures under this contract are limited to \$65,279.15 funded by General Fund.

CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

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

PERSONNEL SERVICES

39. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CLASSIFIED EMPLOYEES:

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EXHIBIT 39

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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Leona Olson, Assistant Superintendent, Personnel Services

40. RESIGNATIONS/RETIREMENTS/EMPLOYMENT – CERTIFICATED EMPLOYEES:

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EXHIBIT 40

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 WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.

Contact: Leona Olson, Assistant Superintendent, Personnel Services

Motion by _____ Seconded by _____

ROLL CALL:

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, AUGUST 12, 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.