

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES – REGULAR BOARD MEETING
SEPTEMBER 9, 2015
EDUCATION CENTER – BOARD ROOM

President Hatton-Hodson called the meeting to order at 5:00 p.m. and announced attorney Dan Spradlin will be present during the discussion of closed session agenda item 3A-1; Conference with Legal Counsel-Anticipated Litigation, one case. Attorney Jack Lipton will be present during the discussion of agenda item 3A-2; Conference with Legal Counsel-Anticipated Litigation, one case. Attorney Jeanne Blumenfeld will be present during the discussion of agenda item 3A-3; Conference with Legal Counsel-Anticipated Litigation, one case.

At 5:02 p.m. the Board recessed to closed session to: confer with Legal Counsel regarding Anticipated Litigation- three cases; discuss Public Employee Discipline/Dismissal/Release; discuss Public Employee Employment/Appointment; and discuss Student Expulsions.

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 Sorensen.

Absent: None

The Pledge of Allegiance was led by Student Advisor, Elizabeth Sorensen.

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

Prior to the adoption of the agenda, President Hatton-Hodson announced staff has pulled agenda item 16, *Third Reading – Revisions to Board Policy 1330, Use of Facilities* and item 29, *Bid Number 1415-12 Chromebooks with CDW Government, LLC*.

Adoption of the Board Agenda

President Hatton-Hodson made a motion to move items 9 and 10 before item 5 in order to accommodate members of the public in the audience.

It was moved by President Hatton-Hodson, seconded by Trustee Hanacek, and motion carried by a 6-1 vote to adopt the Board agenda as amended.

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

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

Agenda Item #3A-1: Conference With Legal Counsel – Anticipated Litigation:

President's Report from Closed Session Meeting

In closed session the board approved the decision of the Commission on Professional Competence in the matter of OAH No.: 2012050349 and reinstated Certificated Employee No. 005145 to the position of teacher. Certificated Employee No. 005145 will also be provided back pay and benefits from October 2013 to the present.

Agenda Item #3A-2: Conference With Legal Counsel – Anticipated Litigation:
EXHIBIT 14

No reportable action was taken.

Agenda Item #3A-3: Conference With Legal Counsel – Anticipated Litigation:

No reportable action was taken.

Agenda item #3B: Public Employee Discipline/Dismissal/Release:

No reportable action was taken.

Agenda item #3C: Public Employment Appointment:

The Board voted 7-0 to approve the appointment of Joana Flor, Supervisor IV, Food Services Chef.

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

NOES: None

Agenda item 3D-1: Student Expulsion:

The Board voted 7-0 to expel the student in Case #2015-039

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

NOES: None

Agenda item 3D-2: Student Expulsion:

The Board voted 7-0 to expel the student by stipulated agreement in Case#2016-001.

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

NOES: None

Superintendent Vital welcomed all of the families, students, and staff present and acknowledged the very difficult decisions which will be made tonight. Superintendent Vital committed to reinvesting in our under enrolled schools, special education programs, and re-engaging members of the communities in order to hear more voices when considering solutions. Superintendent Vital invited everyone to sign-up to participate in the upcoming four Community Engagement Meetings during the month of October and November in order to participate and have input. Superintendent Vital also shared that the California Assessment of Student Performance and Progress results were just released and include the Smarter Balanced Summative Assessment which will be presented tonight.

Board and Superintendent Comments

Trustee Hanacek commented on the excitement of starting the new school year and acknowledged and thanked the counseling offices and office staff across the District and the entire facilities staff for their hard work in readying our facilities. Trustee Hanacek reflected on the New Teacher Orientation event and stated she is very proud of the amazing new teachers.

President Hatton-Hodson stated there are eight Blue Cards and asked Trustees if they wished to allow all eight speakers, all Trustees responded in the affirmative.

**Oral
Communications**

The following speakers addressed the Board:

- *Jennifer Miramontes spoke regarding Ladera Ranch Elementary and Middle Schools relating to classroom maximums, staffing ratios, capacity and stated her expectations to the Board.*
- *Kim Studley stated she is following up from the following speaker regarding Ladera Ranch issues and requested written response from the Board relating to Education Code 17071.25, paragraph 2A.*
- *Rhea de Aenlle stated she objects to the policy for math placement testing and requested the Board consider a policy which would allow parents to provide input on their child's placement.*
- *Julie Muller and Gretchen Mars provided information relating to grade boosts for classes now entitled Honors and requested equitable consideration for retro-active grade boost credit for all students who have completed the same course work. Ms. Mars requested this item be agendaized for the next Board meeting.*
- *Hannah Hess introduced herself as a new staff member of Mimi Walters and is looking forward to being a resource for the District. Ms. Hess shared information relating to an upcoming meet and greet for the military academies and provided flyers.*
- *Lisa Klipfel provided an update on Assembly Bill 1369; a Dyslexia Bill. Ms. Klipfel requested the Board of Trustees, Superintendent, and Director of special education identify students earlier, provide specific interventions, and provide teacher training on the specific interventions.*
- *David Petersen shared what is occurring relating to transportation issues with his daughters' bus route commute times to and from school. Mr. Peterson requested an independent review into the closure of the STEPS program at Reilly along with a cost analysis on current the transportation.*

PUBLIC HEARING

President Hatton-Hodson announced the Public Hearing open at 7:31 p.m. regarding the Instructional Materials for School Counseling in grades K-8, recommended for adoption. Seeing no members of the audience present wishing to address the Board, President Hatton-Hodson declared the Public Hearing closed at 7:31 p.m.

**Public Hearing:
Instructional
Materials Grades
K-8
Agenda Item 1**

Interim Assistant Superintendent Susan Holliday introduced this item and stated before the Board is a request for the adoption of *Second Step: Skills for Social and Academic Success* ©2011, published by Committee for Children for the school counseling curriculum in grades K-8. These instructional materials have been approved by the Instructional Materials Review Committee. These materials would be adopted for an eight-year period. The estimated cost to purchase these materials is \$80,000 funded by the Local Control Accountability Plan supplemental funds to support the Multi-tiered System of Support plan.

**Instructional
Materials Grades
K-8
Agenda Item 2**

It was moved by Trustee Hanacek, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to approve the adoption of *Second Step: Skills for Social and Academic Success* ©2011, published by Committee for Children for the school counseling curriculum in grades K-8.

ROLL CALL:

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

President Hatton-Hodson announced the Public Hearing open at 7:33 p.m. regarding the Instructional Materials for School Counseling in grades 6-12, recommended for adoption. Seeing no members of the audience present wishing to address the Board, President Hatton-Hodson declared the Public Hearing closed at 7:33 p.m.

**Instructional
Public Hearing:
Materials Grades
6-12
Agenda Item 3
Instructional
Materials Grades
6-12
Agenda Item 4**

Interim Assistant Superintendent Susan Holliday introduced this item and stated the same process for evaluation was used as on the previous item. Assistant Superintendent Holliday stated before the Board is a request for the adoption of *SOS: Signs of Suicide – Suicide Prevention Program* ©2013, published by Screening for Mental Health, Inc. for the school counseling curriculum in grades 6-12. Superintendent Holliday stated these instructional materials have been approved by the Instructional Materials Review Committee. These materials would be adopted for an eight-year period. The estimated cost to purchase these materials is \$12,000 funded by the Local Control Accountability Plan supplemental funds to support the Multi-tiered System of Support plan. Trustees asked questions of staff.

After Trustee discussion It was moved by Trustee Reardon, seconded by Trustee Jones, and motion carried by a 7-0 vote to approve the adoption of *SOS: Signs of Suicide – Suicide Prevention Program* ©2013, published by Screening for Mental Health, Inc. for the school counseling curriculum in grades 6-12.

ROLL CALL

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

DISCUSSION/ACTION ITEMS

Principal Michelle Benham introduced this item. Ms. Benham provided a review of the previous calendar engagement process used to receive input. Ms. Benham presented a Power Point presentation and discussed the evolving calendar process, additional research conducted, the solicitation of stakeholder input, and the process goals. Ms. Benham asked the Board to consider a multi-year calendar approval.

**Proposed
Engagement
Process
Agenda Item 9**

The following speakers addressed the Board:

- *Heather Brown spoke regarding the school start date and asked the Board to reconsider the start date of school.*
- *Tim Brown spoke regarding the policy decision used to determine the start date of school and requested the Board create a committee of some type to validate the data or find a better path to accomplish the objectives.*
- *Christina Collins spoke regarding her disappointment relating to the start date of school and asked the Board to reconsider the start date.*

Trustee discussion occurred. Student Advisor Elizabeth Sorensen spoke on behalf of high school students and shared her perspective in favor of an early start date and provided examples of the academic benefits.

Trustee Alpay introduced this item and stated he made this request for the Board to reconsider its decision with respect to the calendar for the 2016-2017 school year in light of additional data and experiences shared by parents. Trustee Alpay stated it would be valuable to have parent input into the process. Trustee Alpay spoke in favor of engaging the community more in the process as staff has recommended.

Trustee asked questions of staff relating to calendar transition issues and asked to have this item agendaized again for future consideration at the next meeting.

The following speakers addressed the Board:

- *Iman Eslami stated he is here to provide a student perspective and is in support of keeping the 2016-2017 School Calendar as adopted. Mr. Eslami asked the Board to represent the students in their decision and stated the majority of the students like the new calendar.*
- *Kathleen Jorgensen stated her frustration with the 2016-2017 School Calendar is that parents were not included in the process. Ms. Jorgensen does not support a start date of August 15.*
- *Sara Havranek stated the flaw in this calendar is that the collaborative effort to include the opinion of all the families did not occur. Ms. Havranek expressed her hope to the Board of collaboration and working as a community to find a happy medium and something everyone can live with.*
- *Jennifer Keller stated to the Board the reason she is here is the process. Ms. Keller stated she understands the AP reasons provided for changing the calendar but requested a compromise that will address the majority.*
- *Bob Jansen stated he is an AP Physics Teacher in the District and spoke to the pressures and competitiveness of students in AP classes and the heavy load on students. Mr. Jansen spoke in support of an earlier start of school for the academic benefit it provides to students.*

President Hattson-Hodson reiterated that Student Advisor Sorensen was elected to represent all the students of the District. President Hatton-Hodson also shared that she received many e-mails on this subject and in particular one from the Districts previous Student Advisor, Akhil Patel. President Hatton-Hodson relayed that Akhil feels incredibly strongly that setting this calendar is looking out for all students who will eventually be seniors. President Hatton-Hodson provided information related to future API comparison criteria. President Hatton-Hodson made a statement summarizing the sentiment of making difficult decisions and a commitment to always do what is best for our students. President Hatton-Hodson commented on the benefit to students of uninterrupted teaching times, including taking finals prior to winter break, and compared the start dates of top districts around the country.

Trustee Hanacek acknowledged many of the speakers are concerned about the process. Trustee Hanacek shared observations relating to elementary educational interruptions which occur with a late start date of school.

Trustee McNicholas stated she agrees with President Hattson-Hodson's comments. Trustee McNicholas expressed openness to looking at alternate options which would incorporate ending the first semester by winter break and stated a post Labor Day start date offers no educational benefit.

Trustee Jones provided her reasoning for consensus decision making and stated that a larger group of stake holders from the community should be involved in this large change.

people can look at different options. Trustee Pritchard stated he supports a strong instructional calendar balanced with communication from within our District from varied viewpoints.

Trustee Reardon stated he voted for the 2016-2017 School Calendar intentionally and he asked questions of staff relating to SBAC testing results. Trustee Reardon expressed he would like to see the engagement process expanded to include more opinions.

Trustee discussion occurred relating to reconsidering the 2016-2017 calendar at a future meeting and to provide staff direction.

Trustee Alpay made a motion to reconsider the 2016-2017 School Calendar at the September 23 Board meeting.

Superintendent Vital clarified for the Trustees, based on the majority direction provided tonight, the current 2016-2017 School Calendar would be put a hold and staff would amend that calendar and bring another calendar back to the Board by January in order to approve a new 2016-2017 School Calendar to implement in September. The Superintendent asked the Board to also consider the approval of two to three additional years of similar calendars in January for planning purpose.

Discussion occurred relating to amending the 2016-2017 adopted school calendar and Superintendent Vital read the following statement; "I'm giving Notice that on September 23 I'll bring a motion before the Board to amend the vote taken on March 11, 2015 which authorizes the adoption of the proposed 2016-2017 School Calendar." Superintendent asked Trustee Alpay if the Notice read is okay for the record. Trustee Alpay responded; "That is consistent with my intent."

Deputy Superintendent Clark Hampton introduced this item and stated the purpose of this presentation is to provide the Board with an overview of the Esencia K-8 School Site Master Plan and The Pavilion Joint Use Multipurpose Building (MPR) Plans. Mr. Hampton stated this is an informational item for review and will be brought back to the Board for consideration at the next meeting. Mr. Hampton introduced Dan Kelly with Rancho Mission Viejo Company, Wendy Rogers with LPA Architects and Steve Prince with HMC Architects. Mr. Prince and Ms. Rogers presented a Power Point presentation which provided background on the developments in the village, details of the Esencia K-8 School Site Master Plan, the Pavilion MPR site and floor plan, and renderings.

**Esencia K-8 Site
Master Plan
Agenda Item 5**

Following the presentation, Trustees made comments and asked questions of the presenters relating to restroom use, traffic paths, demarcation of joint use for students and the public, outdoor lunch area, potential solar use, square footage cost, secure campus and the best use of available funds.

Deputy Superintendent Clark Hampton introduced this item and stated this item is related to the previous item and is a Memorandum of Understanding (MOU) between the District, Rancho Mission Viejo Community Development, LLC (RMV), and Rancho Mission Viejo PA2 Development, LLC for Esencia K-8 School. The MOU outlines and makes clear for all parties, how the Esencia K-8 School will be funded for construction if a state bond is not passed in the November 2016 General Election. Mr. Hampton stated the MOU lists several alternatives including scaling down to a K-5 school. Mr. Hampton advised the Board when state funding is eventually received, depending on the level of total funding; the site will then be expanding to a second phase for the sixth through eighth grade portion of the school. Mr. Hampton introduced attorney Jack Lipton to answer Trustee questions. Trustees had no questions of Mr. Lipton.

**MOU Rancho Mission Viejo Community Development, LLC, and Rancho Mission Viejo PA2 Development, LLC
Agenda Item 6**

Daniel Burch, Interim, Assistant Superintendent, Administrative Services/Community Relations introduced this item and stated we are here tonight to place Community Roots Academy (CRA) in a school of their own and acknowledged the difficultness of the situation. Mr. Burch provided a Power Point presentation which included background relating to CRA's May 20 request to the District for a long-term lease. Mr. Burch stated he will be sharing information tonight relating to the process used and the data looked at surrounding the decision. Mr. Burch stated on July 22 initial data was provided to the Board regarding four schools which are considered under enrolled. Following Trustee discussion, three schools were identified for further analysis; Crown Valley, Kinoshita, and Del Obispo Elementary Schools. Mr. Burch stated based on the community engagement, Hidden Hills Elementary School was added to the list. Mr. Burch provided the characteristics and unique programs of each of the elementary school sites along with other factors gathered through the community engagement process. Mr. Burch addressed factors considered in the decision process which include: current enrollment, capacity limits, projected enrollment from future development, feeder patters, neighboring chartering schools, and school of choice options.

**Community Roots
Agenda Item 7**

Susan Holliday, Interim Assistant Superintendent, Education Services continued with the Power Point presentation providing information relating to enrollment, school of choice percentages, and capacity for Wood Canyon, Hidden Hills, and Crown Valley Elementary Schools.

Mark Miller, Assistant Superintendent, Special Education expressed this is a difficult decision as each of the schools involved serve children through an Individualized Education Program (IEP). Mr. Miller stated, whatever decision is made, staff is committed to working with the new school staff and families to develop and foster an inclusive learning environment. Mr. Miller provided data relating to the special education programs at Crown Valley Elementary School along with the approximate percentage of special education populations at each of the district's hub schools. Mr. Miller provided information on current districtwide programs based at Crown Valley Elementary School which are not specific to the hub including the Pre-School Assessment Center, Language Builders, Intensive Behavior Intervention, Supporting Early Academic & Language Skills (SEALS) and Occupational Therapy. Mr. Miller addressed the concerns of families which were previously moved from a school site to Crown Valley Elementary School when the District went to the hub concept. Mr. Miller reviewed data for TK through fourth grade special education students at Crown Valley Elementary School who have been moved and the reasons for those moves. Mr. Miller provided a chart which showed where each of the current SAI Self-Contained students' home school is located.

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Mr. Burch stated, based on the analysis and information gathered during the community engagement process, staff will recommend at the September 23 Board

meeting that the District enter into a long-term lease with CRA at the Crown Valley Elementary School site.

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 President Hatton-Hodson, and motion carried by a 7-0 vote to waive Board Policy 9323 and allow each speakers two minutes to address the Board.

The following speakers addressed the Board:

- Steven Lubovski spoke in favor of keeping Crown Valley Elementary School open and shared his sentiments relating to special education students transitioning to other schools.
- Julia McDonnell distributed materials to Trustees and expressed her sentiment that charter schools are dividing District schools and requested the Board look at all of the options.
- Tatum Wolfe spoke in favor of Community Roots Academy (CRA) and requested the Board make a permanent decision relating to CRA.
- Cindy Dopf provided corrected data on facts shared by the District in tonight's Power Point.
- Charis Williams spoke in favor of keeping Hidden Hills Elementary School open and addressed feeder patters.
- Olympia Gomez spoke in favor of keeping Hidden Hills Elementary School open and shared information relating to the unique Title 1 programs offered at Hidden Hills Elementary School.
- Juana Perez had her son Max speak to the Board and shared how Max has felt during this process. Ms. Perez asked the Board not to take Hidden Hills Elementary School away.
- Michelle Ploessel-Campbell spoke in favor of keeping Crown Valley Elementary School open and shared information relating to the successful education her sons have received.
- Melissa Caldwell spoke in favor of keeping Crown Valley Elementary School open and emphasized the one family; one community sentiment shared at that site.
- Bruce Campbell spoke in favor of keeping Crown Valley Elementary School open. Mr. Campbell suggested the District office could house CRA and listed many of the unique programs at Crown Valley Elementary School.
- Cindy Galves stated to Trustees this present situation is causing havoc. Ms. Galves spoke in favor of CRA and invited Trustees to visit.
- Jean-Andrew Mikesell spoke in favor of CRA, clarifying they are not the enemy and requested the Board put this up for a vote tonight.
- Jill Sperlaer spoke in favor of CRA stating it is not CRA closing a school and requested the Board make a decision tonight.
- Jeremy Cavallaro spoke in favor of CRA and requested the Board make its decision tonight.
- Martha Bellah spoke in support of keeping Hidden Hills open.
- Erica Gellatly spoke in support of keeping Hidden Hills open and requested the Board find an alternate location for CRA.
- Jennifer Koizumi spoke in support of keeping Hidden Hills open. Ms. Koizumi asked the Board questions concerning transportation arrangements if Hidden Hills Elementary School is shut down within this large community of

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walkers.

- Adele Sender spoke in favor of CRA and strongly urged the Board to make the decision tonight.
- Rebecca Goodwin requested the Board make the decision tonight so all parties can move forward.
- Arand Rao shared personal information relating to his sons placement at Crown Valley Elementary School and a potential future IEP scenario. Mr. Rao expressed to the Board his hope that there is a plan for him as he has a plan for the Board.
- Carla Lorenzo spoke in favor of CRA and respectfully requested that the Board make the decision tonight.
- April Akiva spoke in favor of CRA. Requested the Board make a decision by September 23 so that everyone can heal and move on.
- Kellye Moses requested the Board make the decision tonight to avoid further stress and negative social media.
- Mercedes Fajaldo Wagner spoke in favor of keeping Crown Valley Elementary School open and requested the Board not shut down Crown Valley Elementary School and disrupt all of the special needs students' lives.
- Georgiana Junco-Kelman spoke on behalf of the special education students at Crown Valley Elementary School and asked the Board why they are dismantling something that works. Ms. Junco-Kelman requested that the Board hold their horses, go back to the drawing board, re-do the numbers presented tonight and re-think what they are doing.
- Carin Ong requested the Board make it clear it is not CRA advocating for closing a school, rather that it is the Boards duty to close under enrolled schools and that this is not linked to CRA's request for a long term lease.
- Laura Kagy requested the Board to make a decision quickly.
- Max Moheb spoke in favor of keeping Crown Valley Elementary School open, addressed the data which was considered by the Board and requested the Board take its time and be creative in the decision.
- Denise Hernandez stated to the Board the lack of information to families has been the problem for each of the potential school sites.
- Temo Galvez urged the Board to make a decision soon, to be decisive, and to find a home for CRA.
- Stephanie Tarzia asked the Board where is the depth of analysis into CRA's data as compared to the data provided on the schools presented tonight and stated it is disheartening that there are 117 students in CRA that are non-Capistrano Unified students.
- Meredith Drews spoke in favor of keeping Wood Canyon Elementary School open and requested that the Board keep in mind this decision keeps CRA families together and requested the Board not close Wood Canyon Elementary School.
- Mabel Sansevero requested the Board expedite the difficult but necessary decision so neighbors can go back to being friendly with each other.
- Dan Daley requested the Board make the right decision and closing Crown Valley Elementary School is not the right choice. Suggested to the Board that Crown Valley Elementary School be represented as a poster of what the District is all about, the quality, not the size of the school.
- Steve Myers spoke in support of CRA and urged the Board to make this decision soon as it is very hard on all involved.
- Jeffrey Reisner spoke to the legal entitlement of CRA and urged the Board to take the fact based investigation recommended by staff.
- Michael Wallack spoke relating to the success of CRA and requested the Board provide a permanent home to CRA.

Trustee McNicholas acknowledged the inclusion, empathy, and passion at Crown Valley Elementary School and stated it is the parents, teachers, and students that create that feeling and that it occurs at every school. Trustee McNicholas addressed the issue of closing under enrolled schools and the need for further verification of Community Roots Academy's enrollment data.

President Hatton-Hodson shared with the audience that she went through this process five years ago and found it very painful to see the community divided and reminded the audience that no one is to blame, it is a matter of following the law and the Board making the tough decision.

At 10:50 p.m. it was moved by Trustee Alpay and seconded by President Hatton-Hodson and motion carried by a 7-0 vote to extend the Board meeting beyond 11:00 p.m. per Board policy 9323.

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

NOES: None

Trustee Jones spoke to the fact that this decision needs to be explained to the students, the children, and the importance of what we communicate to the children and expressed her hope that parents will do what they can so that this is not an 'us versus them' or a 'winner and loser' situation.

Trustee Reardon acknowledged the difficult situation and stated it is also data driven. Trustee Reardon stated that in order to minimize the unknown for the impacted families, Wood Canyon Elementary School should be looked at as the choice with the least number of students impacted. Trustee Reardon stated if CRA was left at Wood Canyon Elementary School and allowed to grow, it would absorb enrollment from Aliso Viejo and reduce the overcrowding in the other Aliso Viejo schools. Trustee Reardon stated after the additional data presented tonight his recommendation would be to send the staff back for two weeks of analysis at both Crown Valley and Wood Canyon Elementary Schools and to look hard at not sending the displaced families into an unknown situation.

Trustee discussion occurred relating to the need to close under enrolled schools if the decision tonight places CRA at Wood Canyon Elementary School.

Trustee Alpay expressed the concern that there is not a fully formed plan, especially for special programs such as the hub. Trustee Alpay spoke to the historic value of Crown Valley Elementary School as a regional school and pointed out that Crown Valley Elementary School is one of the most centrally located schools in the District and feels closing Crown Valley Elementary School would be the worst choice.

Trustee Hanacek acknowledged the time and dedication parents have taken to address the Board and that they have been heard. Trustee Hanacek stated she would like to see more CRA data. Trustee Hanacek cautioned the District to think carefully about future decisions and that for every action there is an equal and opposite reaction, every child is important and equally deserving.

Further Trustee discussion occurred relating to bringing more information back, looking at boundaries, and providing options in the relocation plan which would include giving impacted families priority to school of choice.

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additional information. The Superintendent spoke about special education programing, locations of the programs, the recommendation of the State Special Education Task Force on getting full inclusion families back to their home schools, and the thirty percent special education ratio at a school site. Superintendent Vital confirmed that staff has verified and re-verified CRA numbers.

Student Advisor Sorensen suggested it may be helpful to look at data from the Charter implementation at Oxford for any reports or information which could assist in this type of decision.

Trustee Pritchard expressed concern that within Aliso Viejo schools are already at capacity and there will be nowhere for families to go. Trustee Pritchard stated Aliso Viejo is the area in the District where many younger families can afford to buy homes, and these families are interested in having a choice of schools to attend. Trustee Pritchard addressed the topic of the under enrolled schools and encouraged the Board to bring the parents of Wood Canyon Elementary School back in for further discussions if the choice is going back to that site. Trustee Pritchard commented that with the reasoned analysis by staff, along with a great SELPA Director, the decision will be made in the best interest of the children. Trustee Pritchard recommends going with staff recommendation and allow the families at Crown Valley Elementary School to be whole.

Trustee discussion occurred relating to re-looking at Wood Canyon Elementary School, capacity issues, under enrolled schools, relocating special programs, the completeness of a transition plan, the number of students potentially impacted and potential negation points with CRA.

Following discussion, it was moved by Trustee Pritchard, seconded by Trustee Jones, to take staff's recommendation to look at the closure of Crown Valley Elementary School, start negotiations with CRA, and to formalize this arrangement. Trustee Reardon moved to amend the motion to include Wood Canyon Elementary School in the sites for consideration and to bring this information back to the Board on September 23. Trustee Alpay seconded the motion as amended and motion carried by a 4-3 vote to direct staff to look at the closure of Crown Valley Elementary School, add Wood Canyon Elementary School back to a site for consideration of a long-term lease with CRA, start negotiations with CRA, and to bring this item back to the Board on September 23.

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

At 11: 27 p.m. it was moved by Trustee Pritchard, seconded by Trustee Alpay, and motion carried by a 7-0 vote to take a 5 minute break.

At 11:33p.m. it was moved by President Hatton-Hodson, seconded by Trustee Pritchard, and motion carried by a 7-0 vote to move agenda item numbers 12, 14, 15 and 16 to the September 23 Board meeting agenda.

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

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Trustee Pritchard introduced this item shared information about City interest and discussions in developing Doheny Village, in particular the District's south bus yard. Trustee Pritchard shared information relating to his professional background, passion for the Arts, and spoke of his vision for a magnet type of program; something on the level of a Juilliard in a public school setting on the West Coast. Trustee Pritchard provided slides and information relating to other Arts and Music Schools around the country and spoke about what this may look like and how this could compliment the Districts programs.

The following speaker addressed the Board:

- Scott Schoeffel expressed his vision, passion, and dedication for the Arts and spoke in favor of supporting a performing arts center. Mr. Schoeffel shared he is the president of Dana Point Symphony Orchestra and will fully support this vision and encouraged the Board to peruse this worth endeavor.

Trustee Pritchard suggested this project may be best organized as a 501(c) 3 private public partnership versus a Joint Powers Authority (JPA) which could give authority to its Board of Directors to develop this concept more fully. Trustee Pritchard asked the Superintendent to investigate using a 501(c) 3 model in order to explore development of that land and options involving leasing or donating the land. Trustee Pritchard suggested the entity's Board could do the work on behalf of the Trustees in a very open and public way. Trustee Pritchard clarified this would not involve staff but rather five community members and prominent people within the arts community to sit on a Board.

Trustee discussion occurred relating to the concern of increasing staff workload. Sentiment was shared relating to the unique opportunity this provides for the development of talent at a much higher level, possible unintended consequences, the recognition and status this program would bring to the District, an understanding of a public-private relationship, what that may look like, and concern that additional undertakings will take the focus off the current WIGs mission.

Superintendent Vital shared her experience as it relates to creating this type of program. Direction was provided from Trustees to the Superintendent to provide a concept definition as a first step.

Interim Assistant Superintendent Susan Holliday introduced this item and reported that during Spring 2015, District students in grades 3 through 8 and 11 participated in the Smarter Balanced Assessment (SBA) computerized test as part of the California Assessment of Student Performance and Progress (CAASPP). The assessments measure students' mastery of the new State Standards in Mathematics and English Language Arts. Ms. Holliday presented a Power Point presentation with a summary of the SBA results, and provided additional information relating to the CAASPP tests, SBA Achievement results, claim results, and a comparison to other schools in Orange County Unified K-12 Districts along with comparison of the ten largest Districts in California, and provided next steps.

Trustee discussion occurred relating to using this information at school sites and understanding the results by looking at the claims and improving our gaps. Trustees asked question of staff relating to assisting parents to understand the results, what the forms will look like and results on English learners on these assessments.

Deputy Superintendent Clark Hampton introduced this item and explained to the Board the Resolution before them tonight relates to the requirement that after each fiscal year, a school district must close its books on the previous fiscal year and prepare them for the yearly audit. Mr. Hampton stated the Unaudited Actuals presented to the Board tonight are for fiscal year 2014-2015 ended June 30, 2015.

**Resolution No.
1516-15
Financial
Statements
(Unaudited
Actuals)
Agenda Item 13**

Mr. Hampton stated there is an opportunity to refine the current, 2015-2016 budget based on the final approved state budget and any new information learned since the approval of the adopted budget. Mr. Hampton stated any major revision after mid-August will be reported at first interim. Mr. Hampton told the Board that with an improving economy, increased funding from the state, and a cautious and thoughtful recovery plan; the unaudited actuals show a strong financial outlook for the District. Mr. Hampton pointed out items of note relating to revenues and expenditures including the District's projected low point for revenues in the near future is 2018. Mr. Hampton stated the District is ahead of schedule for improving reserves with the goal of maintaining service levels to all students even in a short economic downturn. Mr. Hampton stated the District is also continuing to build its' Deferred Maintenance fund which directly supports the Board's Facilities WIG and continues to implement the Road to Recovery with the new funding available.

Mr. Hampton apprised the Board of the next fiscal milestone which will be the 1st Interim report, which will report actual expenditures as of October 30, 2015 and will be presented to the Board at the December meeting.

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to adopt Resolution No. 1516-15, Preliminary 2014-2015 Financial Statements (Unaudited Actuals).

ROLL CALL:

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

Interim Assistant Superintendent Susan Holliday introduced this item and stated the purpose of the Resolution before the Board tonight is to approve as a result of the impact to capacity to Ladera Ranch Elementary School we are proposing to have licensing approved for the Tijeras Creek Preschool.

**Resolution No.
1516-21
Agenda Item 17**

It was moved by Trustee Alpay, seconded by Trustee Jones, and motion carried by a 7-0 vote to approve Resolution No. 1516-21, Application for Licensing Tijeras Creek Elementary School as a Fee Based State Preschool Child Care Center.

ROLL CALL:

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

Clark Hampton, Deputy Superintendent, Business and Support Services introduced this item and advised the Board that the District recently sold the property located at 2 Liberty in Aliso Viejo and the Resolution before the Board tonight would allow the Water District to have access to the property to connect the new development up to water, sewer, and reclaimed water services.

**Resolution No.
1516-19
Agenda Item 18**

It was moved by Trustee Pritchard, seconded by Trustee Jones, and motion carried by a 7-0 vote to approve Resolution No. 1516-19, Declaring an Intention to Consider the Conveyance of an Easement to the Moulton Niguel Water District for Purposes of Constructing and Operating Certain Water, Reclaimed Water, and Sewer Facilities at Aliso Creek Transportation Facility.

ROLL CALL:

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

NOES: None

President Hatton-Hodson asked Trustees for items they wished to pull from the Consent Calendar. Items 21, 22, 45, 50, 51 and 52 were pulled.

**Items Pulled from
the Consent
Calendar**

CONSENT CALENDAR

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

Minutes of the July 15, 2015 special Board meeting.

**Minutes
Agenda Item 19**

Minutes of the July 22, 2015 regular Board meeting.

**Minutes
Agenda Item 20
Student Teaching
Agreement
Agenda Item 23**

Agreement with CalState TEACH for placement of teaching candidates.

Agreement with Leverage Learning Group to work with District Instructional Coaches, Curriculum Specialists, and Education Services Leadership.

**Contractor
Agreement
Agenda Item 24**

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

**Purchase
Orders/Warrants
Agenda Item 25**

Independent Contractor, Professional Services, Master Contracts, and Field Service Agreements.

**Professional
Services
Agreements
Agenda Item 26
Donation
Agenda Item 27**

Donation of funds and equipment.

Extension No. 2 of Agreement No. 1314025 for the operations of an after-school enrichment, activities, and camps program.

**After School
Enrichment
Program
Agenda Item 28**

Ratification of and continuing the Memorandum of Understanding with Capistrano Unified Educators Association, July 1, 2012 – June 30, 2016.

**MOU CUEA
Agenda Item 30**

7021

Cal-Pac Camps contract #11964 with Lazy W Ranch.

**CAL-PAC
Camps Contract
#11964
Agenda Item 31**

Memo of Understanding with GovDeals, Incorporated Online Auction to assist the District in selling surplus goods in an online auction environment.

**MOU
GOVDEALS
Agenda Item 32**

Agreement for consultant services with Malachied Incorporated, DBA The Breakthrough Coach.

**Consultant
Services Agenda
Item 33**

Award of Request for Proposal No. 2-1516, Yearbook Services to Jostens, Incorporated and Herff Jones.

**Proposal NO. 2-
1516 Yearbook
Services
Agenda Item 34**

Award of Bid No. 1516-08, Districtwide roof assessment and preventative roof maintenance to Weatherproofing Technologies, Inc.

**Award Bid NO.
1516-08
Agenda Item 35**

Amendment to Agreement Bid No. 112-15, Refurbished computer equipment with Insight Systems Exchange.

**Amendment to
Bid NO. 1112-15
Agenda Item 36**

Acceptance of Williams Settlement Legislation Orange County Department of Education Fourth Quarter Report.

**OCDE Quarterly
Report
Agenda Item 37**

Utilization of Redlands Unified School District Bid No. 14-1, Web Filtering System – Borderlan, Incorporated.

**Redlands Unified
SD Bid NO. 14-15
Agenda Item 38**

Advertise Bid No. 1516-13, Refurbished Computer Equipment.

**Advertise Bid
NO. 1516-13
Agenda Item 39**

Rejection of Government Claim No. LBI1501240DP.

**Government
Claim
Agenda Item 40**

Readmission of a student from expulsion: Case #2015-005.

**Expulsion
Readmissions
Agenda Item 41**

Ratification of special education Settlement Agreements Case #2015070212, Settlement Agreement Case #2015070534, Informal Dispute Resolution Case #060515, Informal Dispute Resolution Case #060615, Informal Dispute Resolution Case #070815, and Informal Dispute Resolution Case #071015.

**Special Education
Settlement
Agenda Item 42**

Special education Settlement Agreement Case #2015060049 and Informal Resolution Case #072915.

**Special Education
Settlement
Agenda Item 43**

Agreements for participation Inside the Outdoors Field Program No. 80002 and School Program No. 80025 with Orange County Superintendent of Schools to provide field trips for various schools. **Participation Agreements Agenda Item 44**

Resolution No. 1516-18, Adopting the 2014-2015 Actual Gann Limit and the 2015-2016 Estimated Gann Limit. **Resolution No. 1516-18 Agenda Item 46**

Resolution No. 1516-16, Authorizing the Increase and Decrease in Appropriations for the Fiscal Year ending 2014-2015. **Resolution No. 1516-16 Agenda Item 48**

Continuous Public Notice for the disposal of surplus property. **Continuous Public Notice Agenda Item 49**

Trustee Alpay stated he pulled this item in order to abstain from the vote on this item. **Minutes Agenda Item 21**

It was moved by Trustee Alpay, seconded by Trustee McNicholas, and motion carried by a 6-0-1 vote to approve.

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

Trustee Jones stated she pulled this item for clarification and correction of information listed in exhibit 22, page 1 of 17; *Honors English I ATMS* **Broadening the Course of Study Agenda Item 22**

Following Trustee discussion, it was moved by Trustee Jones, seconded by Trustee McNicholas, and motion carried by a 7-0 vote to approve with the removal of the reference to "all sophomores" on page 1 of 17 listed under *Honors English I ATMS*.

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

Trustee Hanacek pulled this item in order to recognize and express appreciation of Western Youth Service. **MOU WYS Agenda Item 45**

It was moved by Trustee Hanacek, seconded by Trustee McNicholas, and motion carried by a 6-0-1 vote to approve Ratification of the Memorandum of Understanding with Western Youth Services, Incorporated -- Mental Health Services for Children and Families.

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

Trustee Alpay pulled this item stating his questions have not been addressed. Trustee Alpay referenced two exhibits staff is asking to be approved, exhibits C and D.

**Award of RFQ
NO. 1-1516
Agenda Item 50**

Trustee Alpay moved to adopt the exhibits in contract C.

Trustees asked questions of staff and provided feedback to staff on the scoring and evaluation process of this item.

Trustee Jones made a second. Trustee McNicholas made a substitute motion to approve both exhibits C and D, seconded by Trustee Hanacek, and motion carried 6-1

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

Trustee Alpay left the Board meeting at 12:49 a.m.

Trustee Reardon stated he has spoken with the Superintendent in private relating to his reasons for pulling this item.

**Resignation
Retirement
Employment
Classified
Employees
Agenda Item 51**

It was moved by Trustee Reardon, seconded by Trustee McNicholas, and motion carried by a 5-1-1 vote to approve Resignations/Retirements/Employment – Classified Employees.

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

Trustee Reardon stated he has already spoken with the Superintendent in private relating to his reasons for pulling this item.

**Resignation
Retirement
Employment
Certificated
Employees
Agenda Item 52**

It was moved by Trustee Reardon, seconded by Trustee McNicholas, and motion carried by a 5-1-1 vote to approve Resignations/Retirements/Employment – Certificated Employees.

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

It was moved by President Hatton-Hodson, seconded by Trustee McNicholas and motion carried by a 6-1 vote to adjourn the meeting.

Adjournment

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

President Hatton-Hodson announced the meeting adjourned at 12:52 a.m.

Maitha McNicholas
Board Clerk

hl
Secretary, Board of Trustees

Minutes submitted by Teresa Teichman, Manager, Board Office Operations