

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
June 8, 2016
EDUCATION CENTER – BOARD ROOM

President Hanacek called the meeting to order at 5:00 p.m.

**Call to Order/
Adjourn to
Closed Session**

At 5:00 p.m. the Board recessed to closed session to discuss: Conference with Legal Counsel – Anticipated Litigation; Conference with Labor Negotiators; Student Expulsions; Public Employment and Evaluation of Performance; and Public Employee Discipline/Dismissal/Release.

The regular meeting of the Board reconvened to open session and was called to order by President Hanacek at 7:03 p.m.

Trustee Gary Prichard Ph.D., teleconferenced into the meeting from the following location: Harvard Graduate School of Education, 13 Appian Way, Cambridge, MA 02138-3703

ROLL CALL:

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

Absent: None

The Pledge of Allegiance was led by Elizabeth Sorensen, Student Advisor to the Board of Trustees.

**Pledge of
Allegiance**

A CD of the Board meeting discussion related to each of the items on the public agenda is on file in the Superintendent's office as a matter of the permanent record. An audio recording of the meeting is available on the District website: www.capousd.org

**Permanent
Record**

It was moved by Trustee McNicholas, seconded by Trustee Reardon and motion carried by a 7-0 vote to adopt the Board agenda.

**Adoption of the
Board Agenda**

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

President Hanacek reported the following action taken during closed session:

**President's
Report from
Closed Session
Meeting**

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

Trustees voted 6-0-1 to approve the rejection of Government Claim: No. LBI 1502383.

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

ABSENT: Trustee Pritchard

Agenda Item #3A-2 – Conference with Legal Counsel – Anticipated Litigation

Trustees voted 6-0-1 to approve the rejection of Government Claim: No. LBI 1502305.

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

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

No reportable action.

Agenda Item #3B – Conference with Labor Negotiators

No reportable action.

Agenda Item #3C-1 – Student Expulsions

The Board voted 6-0-1 to ratify Student Expulsion Stipulation Agreement, Student Expulsion Case #2016-036.

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

Agenda Item #3C-2 – Student Expulsions

The Board voted 6-0-1 to ratify Student Expulsion Stipulation Agreement, Student Expulsion Case #2016-037.

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

Agenda Item #3D – Public Employment and Evaluation of Performance

No reportable action.

Agenda Item #3E – Public Employee Discipline/Dismissal/Release

No reportable action.

SPECIAL RECOGNITIONS

**Special
Recognitions**

Celebration of Employee Anniversaries

30 Years of Service

Kelly Bashor, Teacher

Donald Cholodenko, Teacher

Carol Culkomp, Teacher

Debi Gillan, Elementary School Clerk

Cheryl Wood, Academic Advisor

20 Years of Service

Stephanie Bakovic, Bilingual Elementary School Office Manager

Tim Brooks, Executive Director of Human Resource

Services/Investigations

Tania Clutney, Web Master

Shani Cochran, Teacher

Ben Dewees, Maintenance Planner

Cherie England, Teacher

Lisa Flotho, Child Development Department

Craig Fransen, Teacher

Jamie Hobson, Teacher

Laurie Lovegreen, Instructional Assistant

Keith Meestas, High School Campus Supervisor

Douglas Opp, Custodian II

Rodrigo Rodriguez, Heat and Air Conditioning Assistant

Linda Ross, District Receptionist

Learning in Capo Spotlight

Jose Luis Pedraza, Principal Kinoshita Elementary:

Preparing for 21st Century careers Kinoshita students have the opportunity to participate in two outstanding career-building programs, Future Scientists and Engineers of America (FSEA) and College Bound.

Annual update on the Breakthrough, San Juan Capistrano program offering high-potential, low-income middle school students the opportunity to participate in rigorous academic enrichment programs during the summer and throughout the school year.

Extra Miler

Don Hansen owner and founder of Dana Wharf Sportfishing and Whale Watching is recognized for his commitment to the children of the

District in making available a premier whale watching experience out of Dana Point Harbor.

Perfect Attendance

Perfect Attendance Kindergarten through 12th Grade.

The following Students were recognized for perfect attendance:

*Jessica Tuma
Adrian Gutierrez
Rachel Yoo*

Superintendent Vital reported on various school visits and the activities of the past two weeks. She made visits to Las Flores Elementary School, Las Flores Middle School, Chaparral Elementary, Newhart Middle School, Capistrano Connections, Palisades Elementary, San Juan Hills High School – Choir Concert, Vista del Mar Middle School, Wood Canyon Elementary School, and Community Roots Academy.

**Board and
Superintendent
Comments**

Superintendent Vital also celebrated the return of Principal for a Day where she recognized Michelle Hart, Executive Director of the CUSD Foundation, for an “amazing job” putting together the Principal for a Day event.

President Hanacek announced all speakers will be heard for oral comments.

**Oral
Communications**

The following speakers addressed the Board:

- *Kathy Cunningham spoke regarding a student transfer.*
- *Michele Ploessel-Campbell spoke regarding Crown Valley.*

PUBLIC HEARINGS

President Hanacek announced the Public Hearing open at 8:00 p.m. to hear the 2016-2017 Local Control Accountability Plan.

**Public Hearing:
2016-2017 Local
Control
Accountability
Plan:
Agenda Item 1**

With no public speakers present, President Hanacek declared the Public Hearing closed at 8:00 p.m.

President Hanacek announced the Public Hearing open at 8:01 p.m. to hear the 2016-2017 Budget Adoption.

**Public Hearing:
2016-2017
Proposed Budget
Adoption
Agenda Item 2**

With no public speakers present, President Hanacek declared the Public Hearing closed at 8:01 p.m.

President Hanacek announced the Public Hearing open at 8:01 p.m. to hear The Special Education Local Plan Area Annual Service Plan and Annual Budget Plan.

**Public Hearing:
2016-2017 Special
Education Local
Plan Area
Annual Service
Plan and Annual
Budget Plan
Agenda Item 3**

With no public speakers present, President Hanacek declared the Public Hearing closed at 8:01 p.m.

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.

President Hanacek asked Trustees for Items they wished to pull from the Consent Calendar. Trustee Alpay requested to pull Item 22, Trustee McNicholas requested to pull Item 13, and Trustee Reardon requested to pull Item 20.

**Items Pulled
from the Consent
Calendar**

It was moved by Trustee Alpay, seconded by Trustee Reardon, and motion carried by a 7-0 Roll Call vote to approve the following Consent Calendar, with the exception of Items 13, 20 and 22.

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

Approval of the District standardized Independent Contractor, Professional Services, Master Contract and Field Service Agreements.

**Master Contract
Agreements
Agenda Item 4**

Approval of a five-year agreement with the YMCA of Orange County to continue to provide for the operation of Extended Day Childcare Programs at District elementary and middle school campuses.

**Agreement for
the Operation of
Extended Day
Childcare
Programs with
the YMCA of
Orange County
Agenda Item 5**

Approval of the Subordinate Agreement with the County of Orange, specifically the Sheriff-Coroner Department in support of radiological emergency planning and response activities for San Onofre Nuclear Generating Station, as needed by the District.

**Subordinate
Agreement –
County of
Orange in
Support of**

Approval of the School-Based Medi-Cal Administrative Activities (SMAA) Participation Agreement No. 42818 with Orange County Superintendent of Schools to provide administrative services and required oversight related to Medi-Cal SMAA program reimbursement.

Approval of purchase orders and commercial warrants.

Approval of Extension No. 2 of Bid No. 1415-03, Electrical Supplies and Materials with Consolidated Electrical Distributors, Inc.

Approval of the Extension No. 1 of Bid. No. 1516-05, Fence Repairs and Maintenance with Q Fence and Fabrication, Inc. to provide routine fence preservation and restoration services for all sites within the District.

Approval of Extension No. 1 of Bid No. 1516-04, Weed Abatement Service with E. Stewart & Associates, Inc.

**Radiological
Emergency
Planning and
Response
Activities for San
Onofre Nuclear
Generating
Station Agenda
Item 6
School-Based
Medi-Cal
Administrative
Activities
Participation
Agreement -
Orange County
Superintendent
of Schools
Agenda Item 7
Purchase Orders,
Commercial
Warrants, Bids
and Contracts
Agenda Item 8
Extension No. 2
of Bid No. 1415-
03, Electrical
Supplies and
Materials –
Consolidated
Electrical
Distributors, Inc.
Agenda Item 9
Extension No. 1
of Bid No. 1516-
05, Fence Repairs
and Maintenance
– Q Fence and
Fabrication, Inc.
Agenda Item 10
Extension No. 1
of Bid No. 1516-
04, Weed
Abatement
Service – E.**

Approval of donations of funds and equipment.

Approval of Diablo Valley College Academy Support Center Western Academy Support and Training Center Affiliation Agreement to establish an association with Contra Costa Community College District's Diablo Valley College to provide various forms of operational support.

Approval of the Single Plans for Student Achievement (SPSA) and Budgets for the 2016-2017 school year.

Approval of the six comprehensive high school principals as league representatives to the California Interscholastic Federation (CIF) for 2016-2017.

Approval of Internship Contract Agreement with the University of Redlands for July 1, 2015 to June 30, 2017.

Approval of the activity list for employment, separation, and additional assignments of classified employees.

Approval of the activity list for employment, separation, and additional assignments of certificated employees.

**Stewart &
Associates, Inc.
Agenda Item 11
Donation of
Funds and
Equipment
Agenda Item 12
Academy
Support Center
Western
Academy
Support And
Training Center
Affiliation
Agreement
Agenda Item 14
Single Plans for
Student
Achievement and
Budgets for
2016-2017
Agenda Item 15
California
Interscholastic
Federation
Representatives
Agenda Item 16
Internship
Contract
Agreement With
The University
Of Redlands
Agenda Item 17
Resignations/
Retirements/
Employment –
Classified
Employees
Agenda Item 18
Resignations/
Retirements/
Employment –
Certificated
Employees
Agenda Item 19**

Approval of the minutes for the April 20, 2016 Special Board Meeting.

**School Board
Minutes April 20,
2016
Agenda Item 21**

DISCUSSION/ACTION ITEMS

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present this item.

**Funding School
Facilities with a
Potential General
Obligation Bond
Measure
Agenda Item 25**

The following speaker addressed the Board:

- *Sally White spoke regarding the bond. Sally White spoke in favor of a unified bond concept. Her opinion was stated in her individual capacity and not as Capistrano Unified Education Association (CUEA) President.*

This is an information item only and no Board action is necessary.

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present this item.

**Resolution No.
1516-64, a
Resolution of the
Board of
Trustees of the
Capistrano
Unified School
District Declaring
School Facilities
Needs
Agenda Item 23**

It was moved by Trustee Reardon, seconded by Trustee Hatton Hodson, and motion carried by a 7-0 Roll Call vote to adopt Resolution No. 1516-64, A Resolution of the Board of Trustees of the Capistrano Unified School District Declaring School Facilities Needs with the following amendment to strike section 3.

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

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present this item.

**Resolution No.
1516-65, a
Resolution of the
Board of
Trustees of the
Capistrano
Unified School
District
Establishing
School Facilities
Minimum
Standards
Agenda Item 24**

It was moved by Trustee Reardon, seconded by Trustee Alpay, and motion carried by a 7-0 Roll Call vote to adopt Resolution No. 1516-65, A Resolution of the Board of Trustees of the Capistrano Unified School District Establishing School Facilities Minimum Standards.

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

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present this item.

**Resolution No.
1516-63, Position**

It was moved by Trustee Reardon, seconded by Trustee Hatton-Hodson, and motion carried by a 6-0-1 Roll Call vote to adopt Resolution No. 1516-63, Position on Assembly Bill 1666.

**on Assembly Bill
1666
Agenda Item 26**

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

President Hanacek recognized Susan Holliday, Assistant Superintendent, Education Services to present information on this item.

This is an information item only and no Board action is necessary.

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services, who will provide information on this item.

This is an information item only and no Board action is necessary.

President Hanacek recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present this item.

Following discussion, it was moved by Trustee Reardon, seconded by Trustee Alpay, and motion carried by a 5-0-2 vote to adopt Resolution No. 1516-62, Authorization of Temporary Interfund Transfers.

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

President Hanacek recognized Mark Miller, Assistant Superintendent, SELPA, Special Education Services, to present this item.

Following discussion, it was moved by Trustee Hatton-Hodson seconded by Trustee Hanacek, and motion carried by a 6-0-1 vote to approve the 2016-2017 Special Education Local Plan Area Annual Service Plan and Annual Budget Plan.

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

**2016-2017 Local
Control
Accountability
Plan Update
Agenda Item 27
2016-2017
Proposed Budget
Adoption Agenda
Item 28**

**Resolution No.
1516-62,
Authorization of
Temporary
Interfund
Transfers
Agenda Item 29**

**Special
Education Local
Plan Area
Annual Service
Plan and Annual
Budget Plan
Agenda Item 30**

President Hanacek recognized Susan Holliday, Assistant Superintendent, Education Services to present information on this item.

**Educator
Effectiveness
Expenditure Plan
Agenda Item 31**

This is an information item only and no Board action is necessary.

Trustee Jones made a motion to waive the time limitation for the meeting to continue on past the 11:00 p.m. hour, seconded by Trustee Hatton-Hodson, and motion carried by a 6-0-1 vote.

**Waive Time
Limitation for
the Meeting to
Continue Past the
11:00 p.m. Hour**

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

President Hanacek recognized Gordon Amerson, Assistant Superintendent, Human Resource Services, to present this item.

**Board Action to
Adopt District's
Initial Proposal
to Capistrano
Unified
Education
Association for
2016-2017
Negotiations
Agenda Item 32**

Following discussion, it was moved by Trustee Alpay seconded by Trustee McNicholas, and motion carried by a 6-0-1 vote to adopt the District's initial proposal to CUEA.

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

President Hanacek recognized Susan Holliday, Assistant Superintendent, Education Services, to present this item.

**Board Policy
5181, Section 504
of the
Rehabilitation
Act
Nondiscriminatio
n for Students
with Disabilities
Agenda Item 33**

Following discussion, it was moved by Trustee Jones, seconded by Trustee Alpay, and motion carried by a 6-0-1 vote to approve Board Policy 5181, *Section 504 of the Rehabilitation Act Nondiscrimination for Students with Disabilities*.

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

President Hanacek recognized Gordon Amerson, Assistant Superintendent, Human Resource Services, to present information on this item.

**Second Reading –
Board Policy
4351,
Management
Compensation
Agenda Item 34**

This item was continued.

ITEMS PULLED FROM CONSENT CALENDAR

Trustee McNicholas requested clarification on the Item.

**Memorandum of Understandings With Saddleback Valley Unified School District
Agenda Item 13**

Following discussion, it was moved by Trustee McNicholas, seconded by Trustee Reardon and motion carried by a 6-0-1 vote to approve the Memorandum of Understandings with Saddleback Valley Unified School District (SVUSD) for the purpose of implementing special education services and programs.

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

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 6-0-1 vote to approve minutes for the April 13, 2016 Regular Board Meeting with the addition of language stating Trustee Reardon recused himself from Closed Session Item 3A-2 due to his position as Vice President of the Board of New Vista School.

**School Board Minutes April 13, 2016
Agenda Item 20**

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

Following discussion, it was moved by Trustee Jones, seconded by Trustee Reardon and motion carried by 6-0-1 Roll Call vote to approve the School Board Meeting Schedule for January through June, 2017. Regular Board Meetings are held on the second and fourth Wednesday of each month.

**School Board Meeting Schedule for January through June 2017
Agenda Item 22**

Trustee Alpay requested staff review the policy and reference codes to ensure we follow legal guidelines for adopting regular meetings to the Board Meeting Schedule.

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

It was moved by Trustee Reardon, seconded by Trustee Jones and motion carried by a 6-0-1 vote to adjourn the meeting.

Adjournment

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

ABSENT: Trustee Pritchard

President Hanacek announced the meeting adjourned at 11:20 p.m.



Board Clerk



Secretary, Board of Trustees

Minutes submitted by Nicole Perez, Executive Secretary, Board Operations