

**CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
October 12, 2016
EDUCATION CENTER – BOARD ROOM**

President Hanacek called the meeting to order at 5:32 p.m.

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

The following speakers addressed the Board:

- Chuck Thomas spoke regarding Independent Physical Education.

At 5:37 p.m. the Board recessed to closed session to discuss: Conference with Legal Counsel - Anticipated Litigation; Student Expulsions; Public Employee Discipline/Dismissal/Release; and Public Employee Employment/Appointment.

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

ROLL CALL:

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

Absent: None

The Pledge of Allegiance was led by Principal of Capistrano Valley High School, Josh Hill.

**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

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 6-1 to not hear the complaint of Case Number 2779.

The Board directed staff to work with the family to resolve the Independent Physical Education appeal. The Board further directed staff to complete new policy work on the Independent Physical Education Board Policy and bring new criteria back to the Board for review.

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

Trustees voted 6-1 to not hear the complaint of Case Number 2780.

The Board directed staff to work with the family to resolve the Independent Physical Education appeal. The Board further directed staff to complete new policy work on the Independent Physical Education Board Policy and bring new criteria back to the Board for review.

Agenda Item #3B – Student Expulsions

Trustees vote 7-0 to approve the expulsion of Case Numbers 2017-001, 2017-002 and 2017-003.

Agenda Item #3C-1 – Public Employee Discipline/Dismissal/Release

Trustees voted 6-0-1 to dismiss Employee I.D. Number 26823.

Agenda Item #3C-2 – Public Employee Discipline/Dismissal/Release

Trustees voted 7-0 to dismiss Employee I.D. Number 15339.

Agenda Item #3D-1 – Public Employee Employment/Appointment

Trustees voted 7-0 to approve the appointment of Jeremy Davis to the position of Chief Technology Officer.

Agenda Item #3D-2 – Public Employee Employment/Appointment

Trustees voted 7-0 to approve the appointment of Joshua Wellikson to the position of Principal at Esencia School.

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

Adoption of the Board Agenda

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

Student Advisor Darling voted Aye to adopt the Board agenda.

Extra Miler

Tracy Welter and Hillary Reichert for their creation of the WEB Program that welcomes 6th and 7th grade students to Bernice Ayer Middle School.

Special Recognitions

Associated Student Body

*Capistrano Valley High School
Josh Hill, Principal
Steve Bryant, Director of Student Activities
Bianca Sunico, Associated Student Body President*

Superintendent Vital reported on various school visits and the activities of the past two weeks. She visited San Clemente High School and attended the football games of both Tesoro High School and San Juan Hills High School.

Board and Superintendent Comments

Superintendent Vital attended the Grand Opening of the Saddleback College Sciences building and attended the kick-off of the District's College and Career Center also known as "futurology". This program offers real and personal interaction between counselors and their students to increase post-secondary options in an engaging and meaningful manner.

Trustee Hatton-Hodson spoke regarding Esencia School and directed staff to provide the Board with an update on the facility needs.

The following speakers addressed the Board:

- Dawn Urbanek spoke regarding student privacy.
- Cindy Dopf spoke regarding Independent Physical Education qualifications.

**Oral
Communications**

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 Hatton-Hodson requested to pull Item 2. Trustee McNicholas requested to pull Item 4. Trustee Hanacek requested to pull Item 6.

**Items Pulled from
the Consent
Calendar**

It was moved by Trustee McNicholas, seconded by Trustee Hatton-Hodson, and motion carried by a 6-0-1 Roll Call vote to approve the following Consent Calendar, with the exception of Item 2, Item 4 and Item 6.

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

Student Advisor Darling voted Aye to approve the Consent Calendar with the exception of the pulled items.

Approval of donations of funds and equipment.

**Donation of Funds
and Equipment
Agenda Item 1**

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

**Independent
Contractor,
Professional
Services, Field
Service and Master
Contract
Agreements.
Agenda Item 3**

Approval of the Sales and Service Agreement with The Regents of the University of California, University of California, Irvine, to provide a range of behavior support services.

**Sales and Service
Agreement with
The Regents of the
University Of
California,
University of
California, Irvine
Agenda Item 5**

Approval of the amendment to the AVID Path to Schoolwide Training Agreement.	AVID Path to Schoolwide Training Agreement Agenda Item 7
Approval of teachers who are credentialed in subjects other than physical education (PE) to provide PE credit to students in that respective sport.	Authorization of Coaches to Provide First Semester Physical Education Credit Agenda Item 8
Approval of the activity list for employment, separation and additional assignments of classified employees.	Resignations/Retirements/ Employment – Classified Employees Agenda Item 9
Approval of the activity list for employment, separation and additional assignments of certificated employees.	Resignations/Retirements/ Employment – Certificated Employees Agenda Item 10
Approval of the July 13, 2016 Regular Board Meeting minutes.	School Board Minutes Agenda Item 11

ITEMS PULLED FROM CONSENT CALENDAR

Approval of the Solution Tree Purchasing Agreement which supplements the Solution Tree Purchasing Agreement initially approved by the Board on July 20, 2016.	Solution Tree Purchasing Agreement Agenda Item 6
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The following speaker addressed the Board:

- Dawn Urbanek spoke regarding the Solution Tree Purchasing Agreement.

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 6-0-1 vote to approve Agenda Item 6.

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

Student Advisor Darling voted Aye to approve Agenda Item 6.

Approval of the Local Control Accountability Plan (LCAP) Parent Advisory Committee (PAC) members.

**Local Control
Accountability
Plan Parent
Advisory
Committee
Agenda Item 4**

Following discussion, it was moved by Trustee McNicholas, seconded by Trustee Alpay and motion carried by a 6-0-1 vote to approve Agenda Item 4.

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

Student Advisor Darling voted Aye to approve Agenda Item 4.

Approval of purchase orders and commercial warrants.

**Purchase Orders,
Commercial
Warrants and
Previously Board-
Approved Bids and
Contracts.
Agenda Item 2**

Trustee Hatton-Hodson recused herself from this item.

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 5-0-1-1 vote to approve Agenda Item 2.

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

Student Advisor Darling voted Aye to approve Agenda Item 2.

DISCUSSION/ACTION ITEMS

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

**Second Reading –
Revisions to Board
Policy 0420.4,
Charter School
Authorization
Agenda Item 12**

Following discussion, it was moved by Trustee McNicholas, seconded by Trustee Hatton-Hodson and motion carried by a 6-0-1 vote to approve Second Reading – Revisions to Board Policy 0420.4, Charter School Authorization.

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

Student Advisor Darling voted Aye to approve Second Reading – Revisions to Board Policy 0420.4, Charter School Authorization.

Following discussion, this item was moved to a Third Reading.

**Second Reading –
Board Policy
0420.41, Charter
School Oversight
Agenda Item 13**

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

**Second Reading –
Board Policy
0420.43, Charter
School Revocation
Agenda Item 14**

Following discussion, it was moved by Trustee McNicholas, seconded by Trustee Alpay and motion carried by a 6-0-1 vote to approve Second Reading – Board Policy 0420.43, Charter School Revocation.

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

Student Advisor Darling voted Aye to approve Second Reading – Board Policy 0420.43, Charter School Revocation.

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

**Second Reading –
Board Policy
4112.8, 4212.8,
4312.8,
Employment of
Relatives
Agenda Item 15**

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 6-0-1 vote to approve Second Reading – Board Policy 4112.8, 4212.8, 4312.8, Employment of Relatives.

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

Student Advisor Darling voted Aye to approve Second Reading – Board Policy 4112.8, 4212.8, 4312.8, Employment of Relatives.

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

**Second Reading –
Board Policy 4300,
Management,
Supervisory and
Confidential
Personnel
Agenda Item 16**

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 6-0-1 vote to approve Second Reading – Board Policy 4300, Management, Supervisory and Confidential Personnel.

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

Student Advisor Darling voted Aye to approve Second Reading – Board Policy 4300, Management, Supervisory and Confidential Personnel.

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

**Approval of
Substitute
Intervention
Specialist
Agenda Item 17**

Following discussion, it was moved by Trustee Alpay, seconded by Trustee Hatton-Hodson and motion carried by a 6-0-1 vote to approve Substitute Intervention Specialist.

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

Student Advisor Darling voted Aye to approve Substitute Intervention Specialist.

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

Following discussion, it was moved by Trustee Alpay, seconded by Trustee McNicholas and motion carried by a 6-0-1 Roll Call vote to approve Resolution No. 1617-43, Intent 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 Viejo Transportation North Yard.

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

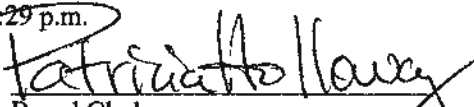
Student Advisor Darling voted Aye to approve Resolution No. 1617-43, Intent to Consider the Conveyance of an Easement to the Moulton Niguel Water District for Purposes of Constructing and Operating Certain Water, Reclaimed Water, and Sewer Facilities at Aliso Viejo Transportation North Yard.


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

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

Student Advisor Darling voted Aye to adjourn the meeting.

President Hanacek announced the meeting adjourned at 8:29 p.m.



Board Clerk


Secretary, Board of Trustees

Minutes submitted by Nicole Perez, Executive Secretary, Board Operations