

CAPISTRANO UNIFIED SCHOOL DISTRICT
33122 Valle Road
San Juan Capistrano, CA 92675
BOARD OF TRUSTEES
Regular Meeting

April 25, 2018

Closed Session 4:00 p.m.
Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 4:00 P.M.

1. CALL TO ORDER

2. CLOSED SESSION COMMENTS

3. CLOSED SESSION (as authorized by law)

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Kirsten M. Vital/Clark Hampton/Susan Holliday
Attorney – David Huff
Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9(d)(2)(3))

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Sara Young
Attorney - Ernest Bell
Significant Exposure to Litigation – Two Cases
IDR Case Number 20171221
IDR Case Number 20180123
(Pursuant to Government Code § 54956.9(d)(2))

**EXHIBIT B-1
EXHIBIT B-2**

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Capistrano Unified School District v. County of Orange (OCSC#: 30-2017-00963064-CU-TT-CXC)
(Pursuant to Government Code § 54956.9(a))

D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Sara Young
Attorney – Ernest Bell
Significant Exposure to Litigation – Seven Cases
OAH Case Number 2017110451
OAH Case Number 2017120402
OAH Case Number 2018010233
OAH Case Number 2018010308
OAH Case Number 2018010942
OAH Case Number 2018020037
Federal Case 8:17-cv-01470-JLS-KES A.C. et al v. Capistrano Unified School District
(Pursuant to Government Code § 54956.9(d)(1))

**EXHIBIT D-1
EXHIBIT D-2
EXHIBIT D-3
EXHIBIT D-4
EXHIBIT D-5
EXHIBIT D-6
EXHIBIT D-7**

E. CONFERENCE WITH LABOR NEGOTIATORS

District Negotiators: Kirsten M. Vital/Gordon Amerson/Clark Hampton
Employee Organizations:
1) Capistrano Unified Education Association (CUEA)
2) California School Employees Association (CSEA)

- 3) Teamsters
- 4) Capistrano Unified Management Association (CUMA)
(Pursuant to Government Code § 54957.6)

F. STUDENT READMISSIONS

Mike Beekman
One Case
Case # 2017-051

EXHIBIT F-1

G. STUDENT EXPULSIONS:

Mike Beekman
Thirteen Cases
Case # 2018-025
Case # 2018-026
Case # 2018-027
Case # 2018-028
Case # 2018-029
Case # 2018-030
Case # 2018-032
Case # 2018-033
Case # 2018-034
Case # 2018-035
Case # 2018-036
Case # 2018-037
Case # 2018-038

EXHIBIT G-1
EXHIBIT G-2
EXHIBIT G-3
EXHIBIT G-4
EXHIBIT G-5
EXHIBIT G-6
EXHIBIT G-7
EXHIBIT G-8
EXHIBIT G-9
EXHIBIT G-10
EXHIBIT G-11
EXHIBIT G-12
EXHIBIT G-13

H. STUDENT EXPUNGEMENT

Mike Beekman
One Case
Case # 2015-023

EXHIBIT H-1

I. PUBLIC EMPLOYEE EMPLOYMENT/APPOINTMENT

Gordon Amerson
Director I, Annual Giving and Development Services
(Pursuant to Government Code § 54957)

EXHIBIT I-1

J. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Gordon Amerson
Two Cases
(Pursuant to Government Code § 54957)

EXHIBIT J-1
EXHIBIT J-2

K. PUBLIC EMPLOYMENT AND EVALUATION OF PERFORMANCE

Superintendent
Deputy Superintendent
(Pursuant to Government Code § 54957(b))

L. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: Pacifica San Juan property. 7.292 acre property located at the north east corner of Camino Las Ramblas and Avenida California
District Negotiators: Kirsten M. Vital and Clark Hampton
Negotiating Party: Taylor Morrison Pacific Point Holdings, LLC, a Delaware limited liability company
Under Negotiation: Price and Terms of Payment

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

SPECIAL RECOGNITIONS

Associated Student Body

Tesoro High School

Daniel Burch, *Interim Principal*

Christina Migge, *Activities Director*

Kennidy Johnson, *Associated Student Body President*

Special Recognition

Linda Dearing is recognized for her dedication to the students in the District and participation in the Orange County Gang Reduction and Intervention Partnership (OC GRIP).

Learning In Capo Spotlight

Kristin Hilleman, Director of Food and Nutrition Services will be giving a presentation titled: *Food and Nutrition Services – Expanding Services and Engaging in our Future*

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.

PUBLIC HEARINGS

1. **PUBLIC HEARING: BIOTECHNOLOGY COLLEGE AND CAREER ACCESS PATHWAYS PARTNERSHIP AGREEMENT WITH SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT:** Page 1 EXHIBIT 1

The Board will conduct a public hearing on the College and Career Access Pathways agreement with South Orange County Community College District (SOCCCD). Per SOCCCD and Orange County Pathway grant it is required that the District conduct a public hearing and in a separate meeting adopt the course.

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

Contact: Susan Holliday, Associate Superintendent, Education Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

2. **PUBLIC HEARING: GRADE 9-12 MATHEMATICS/ALGEBRA 2 - TRIGONOMETRY HONORS INSTRUCTIONAL MATERIALS:** Page 2
EXHIBIT 2
The Board will conduct a public hearing on grade 9-12 mathematics/Algebra 2 - Trigonometry Honors instructional materials.
CUSD WIG 1: Teaching and Learning – Engage students in meaningful, challenging, and innovative educational experiences to increase post-secondary options for all students.
Contact: Susan Holliday, Associate Superintendent, Education Services

Staff Recommendation

It is recommended the Board President open the public hearing, determine if members of the public have submitted requests to speak on the item, and after hearing any speakers, formally close the public hearing.

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 or staff 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.

BUSINESS AND SUPPORT SERVICES

3. **DONATION OF FUNDS AND EQUIPMENT:** Page 3
EXHIBIT 3
Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$532,086.38 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.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
4. **PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:** Page 8
EXHIBIT 4
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 \$4,065,861.54 and the commercial warrants total \$18,563,030.39. 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 warrants, by vendor, exceeding \$250,000.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
5. **INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE AND MASTER CONTRACT AGREEMENTS:** Page 111
EXHIBIT 5
Approval of the District standardized Independent Contractor, Professional Services, Field Service and Master Contract agreements. The expenditures related to the listed agreements were previously authorized as part of the District's budget approval process. The exhibit shows 9 new agreements totaling \$697,520.41 and 13 amendments to existing agreements totaling \$958,290. 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.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
6. **CHANGE ORDER NO. 1, BID NO. 1617-18, ESENCIA K-8 PROJECT:** Page 278
EXHIBIT 6
Approval of Change Order No. 1, Bid No. 1617-18 for the Esencia K-8 Project related

to owner directed changes to door stops, water district requirements and additional electrical work. This change order consists of additions, deletions, or other revisions now being presented to the Board for approval. All such changes in the work are performed under applicable conditions of the change in contract documents. The original contract sum was \$27,569,000. The new contract sum including Change Order No. 1 is \$27,695,794.92 funded by developer fees, state funding and County of Orange CFD funds. With this change order, the project continues to remain under budget.

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

7. **WSCA-NASPO VALUEPOINT MASTER AGREEMENT NO. 3091, CALIFORNIA PARTICIPATING ADDENDUM NO. 7-15-70-23, COPIERS, PRINTERS, RELATED DEVICES AND ASSOCIATED SERVICES, CANON U.S.A., INCORPORATED:** Page 436
EXHIBIT 7

Approval to utilize the WSCA-NASPO ValuePoint Master Agreement No. 3091 with California Participating Addendum No. 7-15-70-23 for the purchase of copiers, printers and related devices from Canon U.S.A, Incorporated, as needed, under the same terms and conditions of the public agency’s contract. The contract provides set pricing for copiers, printers, related devices, as well as service and supplies, such as toner and staples, as needed, throughout the District. 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 provide lower prices than a single jurisdiction would be able to obtain. Anticipated annual expenditures utilizing this contract are approximately, \$1,060,000 funded by the general fund. Due to the size of the contract and award, the documentation will be posted online on the District Board Agendas and Supporting Documentation page.

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

8. **FIRST AMENDMENT OF PURCHASE AND SALE AGREEMENT:** Page 439
EXHIBIT 8

Approval of the First Amendment of Purchase and Sale Agreement (PSA) would amend the existing PSA approved in 2016 with Pacific Point Development Partners, the developer of Community Facilities District (CFD) 98-1A and 98-1B. The PSA provides the District with the option to purchase 7.3 acres of land within the CFD. The amendment retains the same purchase price, but provides the District the option to extend the purchase date annually by making a series of annual deposits, up until a final date of November 19, 2021.

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

9. **TEMPORARY CONSTRUCTION ACCESS LICENSE – KPRS CONSTRUCTION SERVICES, INC.:** Page 464
EXHIBIT 9

Approval to grant KPRS Construction Services, Inc. a Temporary Construction Access License for purposes of ingress and egress across the southern driveway located on the Transportation Department District Property in Aliso Viejo. The license is limited to ingress and egress purposes and may be terminated by the District at any time, without cause, with a ten day notice. This temporary construction access license will be in effect until March 30, 2020. In exchange, KPRS Construction will be required to pay the District a one-time fee of \$3,000 to cover legal costs associated with the license, indemnify the District for its use of the license and provide specific insurance coverage to protect the use.

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

10. **CALIFORNIA SCHOOL BOARDS ASSOCIATION AGENDA ONLINE “PREMIUM” SERVICE AGREEMENT – CSBA:** Page 472
EXHIBIT 10

Approval of the California School Boards Association (CSBA) Agenda Online “Premium” Service Agreement to provide government meeting management software. This agreement is for a term beginning July 1, 2018 through June 30, 2020. CSBA will provide the software, training and related services at the 50 percent promotional discount rate of \$3,000 per year as indicated in the agreement. The expenditures under this contract are estimated to be approximately \$6,000 for the two-year term paid from the general fund.

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

CURRICULUM AND INSTRUCTION

11. SCHOOL CALENDARS:

Page 478

EXHIBIT 11

Approval of two changes to the Board approved 2018-2019 and 2019-2020 school calendars. The changes do not impact student days. The first calendar adjustment is to the elementary Districtwide professional learning release day where the date is being moved from December to August. The second adjustment is to add one additional day for elementary back to school night in September 2018. These changes and recommendations have been reviewed and approved by the District Calendar Committee as well as vetted and approved by Capistrano Unified Education Association.

Contact: Susan Holliday, Assistant Superintendent, Education Services

12. AGREEMENT TO REFER STUDENTS TO ORANGE COUNTY SUPERINTENDENT OF SCHOOLS FOR ALTERNATIVE COMMUNITY AND CORRECTIONAL EDUCATIONAL SCHOOLS AND SERVICES FOR JUNE, JULY AND AUGUST 2018:

Page 482

EXHIBIT 12

Approval of Agreement to Refer Students to Alternative Community and Correctional Educational Schools and Services for June, July and August 2018. Since July 2010, the Alternative Community and Correctional Educational Schools and Services (ACCESS) has provided District high school students the opportunity to remediate credit deficiencies during June, July and August. Each year the District must enter into an Agreement to refer students to ACCESS for services. This agreement allows ACCESS to enroll District students for the purpose of remediating high school credit deficiencies during the months of June, July and August. There is no financial impact.

Contact: Susan Holliday, Associate Superintendent, Education Services

13. BROADENING THE COURSE OF STUDY – NEW SECONDARY COURSE, GEOMETRY A:

Page 485

EXHIBIT 13

Approval of Broadening the Course of Study: New Secondary Course, Geometry A. The following high school course is proposed for the 2018-2019 course catalog in accordance with Board Policy 6143, *Courses of Study: Geometry A*. This course will be available to students in grades 9 through 12, and successful completion of this course and Geometry B will count toward satisfying the District graduation requirement. This course does not satisfy the University of California a-g requirement. Upon approval, Geometry A will be offered only at Serra High School beginning in the 2018-2019 school year, as it aligns better with the school’s quarter system. The course will not be offered at any of the comprehensive high schools. There is no financial impact.

Contact: Susan Holliday, Associate Superintendent, Education Services

14. BROADENING THE COURSE OF STUDY – NEW SECONDARY COURSE, GEOMETRY B:

Page 489

EXHIBIT 14

Approval of Broadening the Course of Study: New Secondary Course, Geometry B. The following high school course is proposed for the 2018-2019 course catalog in accordance with Board Policy 6143, *Courses of Study: Geometry B*. This course will

be available to students in grades 9 through 12 and successful completion of this course and the prerequisite, Geometry A, will count toward satisfying the District graduation requirement. This course does not satisfy the University of California a-g requirement. Upon approval, Geometry B will be offered only at Serra High School beginning in the 2018-2019 school year as it aligns better with the school's quarter system. The course will not be offered at any of the comprehensive high schools. There is no financial impact.

Contact: Susan Holliday, Associate Superintendent, Education Services

- 15. BROADENING THE COURSE OF STUDY – NEW SECONDARY COURSE, LEADERSHIP ORGANIZATIONAL WHEEL:** Page 493
EXHIBIT 15

Approval of Broadening the Course of Study: New Secondary Course, Leadership Organizational Wheel. The following middle school course is proposed for the 2018-2019 course catalog in accordance with Board Policy 6143, *Courses of Study: Leadership Organizational Wheel*. This course will be available to students in grade six as part of the middle school elective wheel at Aliso Viejo Middle School. Upon approval, the course will be offered in the 2018-2019 school year. There is no financial impact.

Contact: Susan Holliday, Associate Superintendent, Education Services

- 16. AGREEMENT FOR PARTICIPATION WITH SPORTS FOR LEARNING TO PROVIDE AN AFTER-SCHOOL PROGRAM TO STUDENTS AT R.H. DANA ELEMENTARY SCHOOL IN 2017-2018:** Page 497
EXHIBIT 16

Approval of an Agreement for Participation with Sports for Learning to provide an after-school program to students at R.H. Dana Elementary School in 2017-2018. Sports for Learning provides an engaging program that blends Science, Technology, Engineering and Math (STEM) with Soccer. The after-school program is led by college athlete coaches, and provides students an opportunity to participate in an engaging and organized sports program that provides academic benefits. The program would provide after-school sessions three times each week, for six weeks. The estimated expenditure under this contract is \$1,800 paid by Title I funds from R.H. Dana Elementary School.

Contact: Susan Holliday, Associate Superintendent, Education Services

- 17. AGREEMENT FOR PARTICIPATION WITH PALI INSTITUTE FOR OUTDOOR EDUCATION TO PROVIDE A SCIENCE CAMP EXPERIENCE FOR STUDENTS AT VISTA DEL MAR ELEMENTARY SCHOOL AND ARROYO VISTA K-8 SCHOOL IN 2018-2019:** Page 506
EXHIBIT 17

Approval of the Agreement for Participation with Pali Institute for Outdoor Education to provide a science camp experience for students at Vista Del Mar Elementary School and Arroyo Vista K-8 School. Students in the fifth grade at both schools will be attending a multi-day overnight science camp at Pali during the 2018-2019 school year. Pali Institute is a highly regarded and accredited outdoor education program. Vista Del Mar Elementary School is planning a three day trip (December 12-14, 2018) and Arroyo Vista K-8 School is planning a four day trip (February 19-22, 2019). Each trip will be paid from site and/or gift funds.

Contact: Susan Holliday, Associate Superintendent, Education Services

- 18. AGREEMENT FOR ADDITIONAL SCHOOLS PARTICIPATING IN INSIDE THE OUTDOORS' SCHOOL PROGRAMS AGREEMENT NUMBERS: #10004-8 AND #10004-9:** Page 514
EXHIBIT 18

Approval of Agreement for Additional Schools Participating in Inside the Outdoors' School Programs Agreement Numbers: 10004-8 and 10004-9. The Board approved the original agreement at the August 23, 2017 Board meeting for five schools to participate in Orange County Department of Education's Inside the Outdoors

“Traveling Scientist” program in which classroom sessions are provided at schools on a variety of science topics. Palisades Elementary School, Don Juan Avila Elementary School and Hidden Hills Elementary School have expressed an interest in adding additional sessions to those already scheduled. The addendum to the original agreement is required in order to add these additional requested sessions. The scheduled attendance and contracted amounts for these programs varies by school site at a total expenditure of \$1,575 paid by gift or site funds.

Contact: Susan Holliday, Associate Superintendent, Education Services

HUMAN RESOURCE SERVICES

- 19. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES:** Page 527
EXHIBIT 19
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.
Contact: Gordon Amerson, Associate Superintendent, Human Resource Services
- 20. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES:** Page 553
EXHIBIT 20
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.
Contact: Gordon Amerson, Associate Superintendent, Human Resource Services
- 21. MEMORANDUM OF UNDERSTANDING WITH ALLIANT INTERNATIONAL UNIVERSITY INC.:** Page 578
EXHIBIT 21
Approval of the Memorandum of Understanding (MOU) with Alliant International University Inc., effective April 25, 2018 and expiring April 25, 2019. District employees will be eligible for Preferred Pricing. This special pricing includes choice of a ten percent tuition reduction when enrolling as a new Alliant full time student, or having the application fee waived.
Contact: Gordon Amerson, Associate Superintendent, Human Resource Services
- 22. AUTHORIZATION OF COACHES TO PROVIDE SECOND SEMESTER PHYSICAL EDUCATION CREDIT:** Page 581
EXHIBIT 22
Approval of teachers who are credentialed in subjects other than Physical Education (PE) to provide PE credit to students in that respective sport. Districts may assign a teacher with a credential in a subject area other than PE to coach a competitive sport and award PE credit to students. State law requires that such teachers be full-time employees of a district who have completed a minimum of 20 hours of first-aid instruction, and have been approved by the Board of Trustees. It has been determined all teachers who do not hold a physical education credential, but are assigned coaching activities for which such credit is given, are full-time employees of the District, and have completed cardiopulmonary resuscitation, first-aid instruction and concussion training. There is no financial impact.
Contact: Gordon Amerson, Associate Superintendent, Human Resource Services

GENERAL FUNCTIONS

- 23. SCHOOL BOARD MINUTES:** Page 585
EXHIBIT 23
Approval of the March 14, 2018 Special Board Meeting minutes.
Contact: Pauline Colvin, Executive Secretary, Board Operations

24. **SCHOOL BOARD MINUTES:** Page 586
 Approval of the March 14, 2018 Regular Board Meeting minutes. **EXHIBIT 24**
Contact: Pauline Colvin, Executive Secretary, Board Operations
25. **SCHOOL BOARD MINUTES:** Page 600
 Approval of the March 28, 2018 Special Board Meeting minutes. **EXHIBIT 25**
Contact: Pauline Colvin, Executive Secretary, Board Operations

DISCUSSION/ACTION ITEMS

26. **RESOLUTION NO. 1718-46, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT REGARDING SCHOOL SAFETY:** DISCUSSION/
 ACTION
 Page 603
EXHIBIT 26
 In addition to the important steps already taken by the District and those that may be taken in the future to ensure student and staff safety, Trustees are being asked to adopt the attached resolution. The resolution is consistent with the position of the California State PTA, which calls for state and federal legislation and restrictions that protect children and youth from gun violence.

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

Contact: Patricia Holloway, Clerk of the Board

Staff Recommendation

It is recommended the Board President recognize Patricia Holloway, Trustee, to present this item.

Following discussion, it is recommended the Board of Trustees approve Resolution No. 1718-46, Resolution of the Board of Trustees of the Capistrano Unified School District regarding School Safety.

Motion _____ Second _____

27. **CAPITOL ADVISORS GROUP, LLC PRESENTATION:** INFORMATION/
 DISCUSSION
 The District currently has a contract with Capitol Advisors Group, LLC, a legislative consulting, and advocacy firm, providing strategic counsel and assistance in developing mutually beneficial partnerships. Capitol Advisors provides professional consulting services related to legislative, administrative, and regulatory guidance. Representatives from the Capitol Advisors Group will provide the Board a brief update on their legislative advocacy efforts on behalf of the District.

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 Kirsten M. Vital, Superintendent, to present information on this item and answer any questions Trustees may have. This is an information only item and no Board action is necessary.

28. **UPDATE ON FINANCING PLANS FOR THE PACIFICA SAN JUAN COMMUNITY FACILITIES DISTRICT:** INFORMATION/
 DISCUSSION
 Page 616
EXHIBIT 28
 The Board will receive an information presentation from the District’s financial

advisor, Government Financial Strategies, on financing plans for the Pacifica San Juan Community Facilities District (CFD 98-1A and CFD 98-1B).

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

29. **RESOLUTION NO. 1718-42, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$9 MILLION AGGREGATE PRINCIPAL AMOUNT OF COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) SPECIAL TAX BONDS, SERIES 2018, APPROVING THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENTAL INDENTURE, A BOND PURCHASE AGREEMENT AND A CONTINUING DISCLOSURE CERTIFICATE AND THE PREPARATION OF AN OFFICIAL STATEMENT AND OTHER MATTERS RELATED THERETO:**

DISCUSSION/
ACTION
Page 627
EXHIBIT 29

The Board is asked to consider approval of Resolution No. 1718-42 authorizing the issuance of up to \$9 million of bonds for Pacifica San Juan Community Facilities District (CFD 98-1A) and approving the bond legal documents.

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 adopt Resolution No. 1718-42, A Resolution of the Board of Trustees of the Capistrano Unified School District Authorizing the Issuance of Not to Exceed \$9 Million Aggregate Principal Amount of Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan) Special Tax Bonds, Series 2018, Approving the Execution and Delivery of a First Supplemental Indenture, a Bond Purchase Agreement and a Continuing Disclosure Certificate and the Preparation of an Official Statement and other Matters Related Thereto.

Motion _____ Second _____

30. **RESOLUTION NO. 1718-43, A RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$5 MILLION AGGREGATE PRINCIPAL AMOUNT OF COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) SPECIAL TAX BONDS, SERIES 2018, APPROVING THE EXECUTION AND DELIVERY OF AN INDENTURE, A BOND PURCHASE AGREEMENT AND A CONTINUING DISCLOSURE CERTIFICATE AND THE PREPARATION OF AN OFFICIAL STATEMENT AND OTHER MATTERS RELATED THERETO:**

DISCUSSION/
ACTION
Page 895
EXHIBIT 30

The Board is asked to consider approval of Resolution No. 1718-43 authorizing the issuance of up to \$5 million of bonds for Pacifica San Juan Community Facilities District (CFD 98-1B) and approving the bond legal documents.

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 adopt Resolution No. 1718-43, A Resolution of the Board of Trustees of the Capistrano Unified School District Authorizing the Issuance of Not to Exceed \$5 Million Aggregate Principal Amount of Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan) Special Tax Bonds, Series 2018, Approving the Execution and Delivery of an Indenture, a Bond Purchase Agreement and a Continuing Disclosure Certificate and the Preparation of an Official Statement and other Matters Related Thereto.

Motion _____ Second _____

31. ELEMENTARY AND MIDDLE SCHOOL BOUNDARY ADJUSTMENT FOR PACIFICA SAN JUAN:

In accordance with Board Policy 5116, *School Attendance Boundaries*, the District shall review attendance boundaries taking into account future residential development. Current residential development in Pacifica San Juan necessitates the adjustment of the existing boundary between Palisades and Ambuehl elementary schools and Marco Forster and Shorecliffs middle schools.

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

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 Palisades Elementary School and Shorecliffs Middle School boundary adjustment to incorporate the Pacifica San Juan development.

Motion _____ Second _____

32. PROPOSITION 39 – PROGRAM UPDATE:

The Board will receive a presentation by Schneider Electric with a Proposition 39 program update. Included will be information on the Proposition 39 accomplishments and the implemented energy projects. The presentation will also provide an update on the performance of our energy projects and the remaining efforts scheduled for Spring and Summer 2018 in closing out this initiative.

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

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

DISCUSSION/
ACTION

Page 1215

EXHIBIT 31

INFORMATION/
DISCUSSION

Page 1218

EXHIBIT 32

Staff Recommendation

It is recommended the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, 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.

33. PRESENTATION OF MATERIAL REVISIONS TO CHARTER OF OPPORTUNITIES FOR LEARNING CHARTER SCHOOL:

The Charter School has requested material revisions to its Charter to reflect its relocation from 33621 Del Obispo Street, #E, Dana Point, California 92629 to 31878 Del Obispo Street, Suite 105, San Juan Capistrano, California 92675 on or before July 1, 2018 and to state that it applied for and obtained Dashboard Alternative School Status. The material revisions also seek to ensure compliance with the law, including reasonably comprehensive descriptions of new requirements of charter schools enacted into law after the charter was originally granted or last renewed in accordance with Education Code § 47607, subdivision (a)(2).

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

Contact: Susan Holliday, Associate Superintendent, Education Services

Staff Recommendation

It is recommended the Board President recognize Susan Holliday, Associate Superintendent, Education Services, to present this item.

Following discussion, it is recommended that the Board of Trustees approve the material revisions to the Charter of Opportunities for Learning Charter School.

Motion _____ Second _____

34. INSTRUCTIONAL MATERIALS RECOMMENDED FOR ADOPTION: SECONDARY MATHEMATICS – ALGEBRA 2/TRIGONOMETRY HONORS, GRADE 9-12:

A teacher committee is requesting the adoption of the following secondary mathematics textbook for grade 9-12: *Algebra & Trigonometry* ©2016 Pearson. These materials have been approved by the Instructional Materials Review Committee. The estimated cost to implement this adoption is \$8,000. One-time mandate funds and restricted lottery funds will be used for this expenditure.

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

Contact: Susan Holliday, Associate Superintendent, Education Services

Staff Recommendation

It is recommended the Board President recognize Susan Holliday, Associate Superintendent, Education Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the adoption of the secondary mathematics textbook for grade 9-12: *Algebra & Trigonometry* ©2016 Pearson.

Motion _____ Second _____

DISCUSSION/
ACTION
Page 1233
EXHIBIT 33

DISCUSSION/
ACTION
Page 1355
EXHIBIT 34

35. **LOCAL CONTROL ACCOUNTABILITY PLAN UPDATE:** INFORMATION/
DISCUSSION
Page 1358
EXHIBIT 35

In June 2013, the Legislature adopted a new funding system for schools in California known as the Local Control Funding Formula (LCFF). As part of LCFF, the Legislature included an accountability component known as the Local Control and Accountability Plan (LCAP). Staff will share an update that includes a brief history and overview of the LCAP and continuous improvement process, outcome data, template changes, state accountability updates and a timeline for the development and approval of the 2018-2019 LCAP and Annual Update.

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: Communicate with, and engage students, parents, employees, and community members in Districtwide and community-specific decisions.

Contact: Susan Holliday, Associate Superintendent, Education Services

Staff Recommendation

It is recommended the Board President recognize Susan Holliday, Associate Superintendent, Education Services, to present this item and answer any questions Trustees may have. This is an information item only and no Board action is necessary.

36. **RESOLUTION NO. 1718-44, RESOLUTION CALLING FOR SUPPORT OF ASSEMBLY BILL 2808 (MURATSUCHI) TO INCREASE LOCAL CONTROL FUNDING FOR CALIFORNIA’S PUBLIC SCHOOLS:** DISCUSSION/
ACTION
Page 1386
EXHIBIT 36

California falls in the nation’s bottom quintile of nearly every measure of public K-12 school funding and school staffing. In order to prepare students for participation in a democratic society and an increasingly competitive, technology-driven economy, the state must fund schools at a level sufficient to support student success. Adoption of Resolution No. 1718-44 supports Assembly Bill (AB) 2808 and urges the State Legislature to pass, and the Governor to sign, critical legislation funding California public schools at a level equal to or above the average of the top ten states.

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

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 adopt Resolution No. 1718-44, Resolution Calling for Support of AB 2808 (Muratsuchi) to Increase Local Control Funding for California’s Public Schools.

Motion _____ Second _____

37. **RESOLUTION NO. 1718-45, REDUCTION OR ELIMINATION OF CERTAIN CLASSIFIED SERVICES:** DISCUSSION/
ACTION
Page 1389
EXHIBIT 37

Consideration and approval of Resolution No. 1718-45, Reduction or Elimination of Certain Classified Services.

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

Contact: Gordon Amerson, Associate Superintendent, Human Resource Services

Staff Recommendation

It is recommended the Board President recognize Gordon Amerson, Associate Superintendent, Human Resource Services, to present this item.

Following discussion, it is recommended the Board of Trustees adopt Resolution No. 1718-45, Reduction or Elimination of Certain Classified Services.

Motion _____ Second _____

- 38. SECOND READING - BOARD POLICY 3320, CLAIMS AND ACTIONS AGAINST THE DISTRICT:** DISCUSSION/
ACTION
Page 1394
EXHIBIT 38

This proposed revision of Board Policy 3320, *Claims and Actions Against the District*, was written to ensure the District's operations are conducted in a manner that minimizes risk, protects District resources, and promotes the health and safety of students, staff and the public. Changes are underlined; deletions are struck through. There is no fiscal impact.

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

Contact: Gordon Amerson, Associate Superintendent, Human Resource Services

It is recommended the Board President recognize Gordon Amerson, Associate Superintendent, Human Resource Services to present this item.

Following discussion, it is recommended the Board of Trustees approve Board Policy 3320, *Claims and Actions Against the District*.

Motion _____ Second _____

- 39. FIRST READING - BOARD POLICY 4351, MANAGEMENT COMPENSATION:** DISCUSSION/
ACTION
Page 1398
EXHIBIT 39

This proposed revision of Board Policy 4351, *Management Compensation*, revises this policy to amend the longevity credit language for both certificated and classified management employees. This policy amendment gives all employees the same longevity rights. Changes are underlined; deletions are struck through. There is no fiscal impact.

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

Contact: Gordon Amerson, Associate Superintendent, Human Resource Services

It is recommended the Board President recognize Gordon Amerson, Associate Superintendent, Human Resource Services to present this item.

Following discussion, it is recommended the Board of Trustees approve Board Policy 4351, *Management Compensation*.

Motion _____ Second _____

- 40. RECOMMENDATION TO APPROVE AMENDMENT NO. 1 TO AMENDED CONTRACT FOR EMPLOYMENT OF DEPUTY SUPERINTENDENT, BUSINESS AND SUPPORT SERVICES, JULY 1, 2016 – JUNE 30, 2022:** DISCUSSION/
ACTION
Page 1402
EXHIBIT 40

Approval of Amendment No. 1 to Amended Contract for Employment Agreement between the District and the Deputy Superintendent, Business and Support Services.

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 present information on this item.

Following discussion, it is recommended the Board of Trustees approve Amendment No. 1 to Amended Contract for Employment Agreement between the District and the Deputy Superintendent, Business and Support Services.

Motion _____ Second _____

41. **RECOMMENDATION TO APPROVE AMENDMENT NO. 2 TO EMPLOYMENT AGREEMENT BETWEEN THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT AND KIRSTEN M. VITAL, SUPERINTENDENT, AUGUST 26, 2014 – JUNE 30, 2022:** DISCUSSION/
ACTION
Page 1405
EXHIBIT 41

Approval of Amendment No. 2 to Employment Agreement between the Board of Trustees of the District and Kirsten M. Vital, Superintendent.

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

Contact: Martha McNicholas, Board President

Staff Recommendation

It is recommended the Board President recognize Martha McNicholas, Board President to present information on this item.

Following discussion, it is recommended the Board of Trustees approve Amendment No. 2 for the Employment Agreement between the District and Kirsten M. Vital, Superintendent.

Motion _____ Second _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT SPECIAL MEETING/BOARD WORKSHOP OF THE BOARD OF TRUSTEES IS
WEDNESDAY, MAY 9, 2018, 6:00 P.M.**

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, MAY 23, 2018, 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

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.

Members of the public shall have an opportunity to address the Board regarding items on the agenda to be considered during Closed Session prior to the Board adjourning the meeting to Closed Session. Individual presentations are limited to a maximum of three minutes; however, the time assigned for individual presentations could be fewer than three minutes depending upon the total number of speakers who wish to address a specific agenda topic.

ORAL COMMUNICATIONS (Non-Agenda Items): Regular, scheduled meetings of the Board shall have a portion of each meeting devoted to Oral Communications. Oral Communications, will take place following Special Recognitions. The total time for the Oral Communications portion of regular meetings shall be twenty minutes. Individual presentations are limited to a maximum of three minutes per individual 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. The Board may, however, at its discretion, refer items to the administration for follow-up or place topics on a future Board agenda.

ORAL COMMUNICATIONS (Agenda Items): Members of the public shall also have an opportunity to address the Board on Open Session agenda items before their consideration by the Board. Individual presentations for the Consent Calendar are limited to a maximum of five minutes for all Consent Calendar items. Individual presentations for Discussion/Action agenda items are limited to a maximum of three minutes however; the time assigned for individual presentations could be fewer than three minutes depending upon the total number of speakers, who wish to address a specific agenda topic. The total time for presentations shall be limited to twenty minutes per agenda topic, unless the Board grants additional time. The Board shall hear all presentations after any staff comments but prior to the formal discussion by Board members 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 unless otherwise approved by the Board. When addressing a specific item on the agenda, the Board may vote to allow additional public speaker time for an individual Discussion/Action item.

PUBLIC HEARINGS: Any time the Board schedules a separate public hearing on a 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 recommended action at the time of the hearing.

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.