

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
NOVEMBER 20, 2019
EDUCATION CENTER – BOARD ROOM

Trustee Holloway called the meeting to order at 4:36 p.m.

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

The following speaker addressed the Board:

- *Steve Behmerwohld spoke regarding crosswalk safety*

The Board recessed to closed session to discuss: Conference with Legal Counsel – Anticipated Litigation; Conference with Legal Counsel – Existing Litigation; Student Expulsions; Student Expungement; Public Employee Discipline/Dismissal/Release; Conference with Labor Negotiators; and Public Employment and Evaluation of Performance.

The regular meeting of the Board of Trustees was called to order by President Gila Jones at 7:08 p.m.

ROLL CALL:

Present: Trustees Bullockus, Castellanos, Hanacek, Holloway, Jones, Reardon, and Student Advisor Koenigshofer

Absent: Trustee McNicholas

The Pledge of Allegiance was led by Sally Clanin, Assistant Principal, Capistrano Valley High School.

**Pledge of
Allegiance**

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 Reardon and seconded by Trustee Holloway and motion carried by a 6-0-1 roll call vote to adopt the Regular Board agenda.

**Adoption of the
Board Agenda**

AYES: Trustees Bullockus, Castellanos, Hanacek, Holloway, Jones, and Reardon

NOES: None

ABSENT: McNicholas

Student Advisor Koenigshofer voted aye to adopt the agenda.

President Jones asked Colleen Hayes, Manager II - Board Operations/ Superintendent's Office to read the report out of closed session:

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

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

Significant Exposure to Litigation – One Case

Trustees voted 6-0-1 to approve the staff recommendation on the following case:

ADR Case Number 20190913

Significant Exposure to Litigation – One Case

Trustees gave direction to staff.

Agenda Item #3B – Conference with Legal Counsel – Existing Litigation

Significant Exposure to Litigation – Five Cases

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Trustees voted 6-0-1 to approve staff recommendation on:

OAH Case Number 2019050619
OAH Case Number 2019060826
OAH Case Number 2019061031
OAH Case Number 2019070912
OAH Case Number 2019080585

Existing Litigation – One Case

Trustees voted 6-0-1 to approve staff recommendation on:

Orange County Superior Court Case No. 30-2018-01038025

Agenda Item #3C – Student Expulsions – Twelve Cases

Trustees voted 6-0-1 to approve staff recommendations on:

Case # 2020-003
Case # 2020-004
Case # 2020-005
Case # 2020-006
Case # 2020-008
Case # 2020-009
Case # 2020-010
Case # 2020-011
Case # 2020-012
Case # 2020-013
Case # 2020-017
Case # 2020-020

Agenda Item #3D – Student Expungement – One Case

Trustees voted 6-0-1 to approve staff recommendations on the following cases:

Case # 2017-027

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

Trustees voted 6-0-1 to approve staff recommendation on the following case:

One Case

Trustees gave direction to staff.

One Case

Agenda Item #3F – Conference with Labor Negotiators

Trustees gave direction to staff.

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

No reportable action.

Extra Miler

Ashlynn Mathews, San Juan Hills High School senior, for giving back to the community and supporting children in need. Ashlynn creates prosthetic devices for children across the world using 3-D printing technology.

Special

Recognitions

Associated Student Body

Capistrano Valley High School

John Misustin, *Principal*

Steven Bryant, *Activities Director*

Lauren Ilano, *Associated Student Body President*

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Superintendent Vital reported on the various activities at our sites in the past weeks.

**Board and
Superintendent
Comments
Oral
Communications**

The following speakers addressed the Board:

- *Anna Brown spoke regarding Journey Schools support of SFID #3*
- *Michelle Ploessel Campbell spoke regarding PTA events and Pajama Day*

At 7:36 p.m., President Jones opened the Public Hearing on College and Career Access Pathways Partnership Agreement with South Orange County Community College District. There were no public comments. President Jones closed the Public Hearing at 7:36 p.m.

**Public Hearing:
College and Career
Access Pathways
Partnership
Agreement with
South Orange
County Community
College District
Agenda Item 1
Memorandum of
Understanding
with WestEd for
2019-2020
Agenda Item 36**

President Jones recognized Gregory Merwin, Associate Superintendent, Student Support Services, to present this item.

It was moved by Trustee Holloway and seconded by Trustee Bullockus to approve the Memorandum of Understanding with WestEd for 2019-2020. The motion carried 6-0-1.

- AYES: Trustees Bullockus, Castellanos, Hanacek, Holloway, Jones, and Reardon
NOES: None
ABSENT: Trustee McNicholas

Student Advisor Koenigshofer voted aye to approve the Memorandum of Understanding with WestEd for 2019-2020.

Trustee Reardon left the meeting at 7:45 p.m.

CONSENT CALENDAR

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.

The following speaker addressed the Board:

- *Michelle Ploessel Campbell spoke regarding Outdoor Science Camp*

President Gila Jones asked Trustees for items they wished to pull from the Consent Calendar. Staff pulled agenda items 8, 13 and 25, Trustee Holloway pulled agenda item 7.

It was moved by Trustee Hanacek and seconded by Trustee Bullockus, motion carried by a 5-0-2 Roll Call vote to approve the following Consent Calendar with the exception of the items pulled.

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AYES: Trustees Bullockus, Castellanos, Hanacek, Holloway, Jones
NOES: None
ABSENT: Trustee McNicholas and Reardon

Student Advisor Koenigshofer voted aye to approve the Consent Calendar.

Approval of donations of funds and equipment.

**Donation of Funds
and Equipment
Agenda Item 2**

Approval of purchase orders (Attachment 1) and commercial warrants (Attachment 2).

**Purchase Orders,
Commercial
Warrants and
Previously Board-
Approved Bids
and Contracts
Agenda Item 3**

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

**Independent
Contractor,
Professional
Services, Field
Service, and
Master Contract
Agreements
Agenda Item 4**

Approval of Change Order No. 4, Bid No. 1819-17 for the Palisades Elementary School Modernization Project related to additional water line changes requested by the fire department.

**Change Order No.
4, Bid No. 1819-
17, Palisades
Elementary
School
Modernization
Project
Agenda Item 5**

Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 1819-17 for the Palisades Elementary School Modernization Project.

**Final Acceptance
and Filing of
Notice of
Completion for
Bid No. 1819-17,
Palisades
Elementary
School
Modernization
Project
Agenda Item 6**

Agenda item 8 pulled by staff.

**Memorandum of
Understanding
with School-
Connected
Organizations
Agenda Item 8**

Approval to utilize the County of Orange, OC Public Works, Contract No. MA-080-19011226, Plumbing and Various Supplies and any subsequent revisions, amendments, and extensions awarded to Ferguson Enterprise, Incorporated dba Air

**County of Orange,
OC Public Works,
Contract No. Ma-**

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Cold Supply.

080-19011226,
Plumbing and
Various Supplies –
Ferguson
Enterprises,
Incorporated dba
Air Cold Supply
Agenda Item 9

Approval of the proposed changes to the prequalification of construction contractors instructions to align with those of the Department of Industrial Relations, Public Contract Code § 20101 and to update District staff titles.

Amendments to
Prequalification of
Construction
Contractors
Instructions
Agenda Item 10

Approval of the School Meals Agreement for the District's Food and Nutrition Services (FNS) department vending National School Lunch Program (NSLP) compliant meals for Orange County Academy of Sciences and Arts (OCASA) during the remainder of the 2019-2020 school year.

School Meals
Agreement –
Orange County
Academy of
Sciences and Arts
Agenda Item 11

Approval of Agreement No. 49152 with the Orange County Department of Education (OCDE) seeks to enter into partnership to provide a stipend for certificated staff who work with students at Fred Newhart Middle School (FNMS) and Ladera Ranch Middle School (LRMS) as part of their Friday Night Live program.

Agreement
Number 49152
with Orange
County
Department of
Education for
Provision of
Friday Night Live
Partnership
Agenda Item 12

Agenda item 13 pulled by staff.

Agreement
Number 48004
with the Orange
County
Superintendent of
Schools
Agenda Item 13

Approval of agreement for participation with the Art Masters Legacy Program at Truman Benedict Elementary School for 2019-2020.

Agreement for
Participation with
the Art Masters
Legacy Program
at Elementary
School Sites in
2019-2020
Agenda Item 14

Approval of Addendum No. 3 to Statement of Work under the Agreement for Use of Emerald Cove Outdoor Science (ECOS) Institute, Facilities, Supplies, Equipment, and Services Public School Districts School Year 2019-2020.

Addendum No. 03
to Statement of
Work Under the
Agreement for
Use of Emerald
Cove Outdoor
Science Institute,
Facilities,

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Supplies,
Equipment, and
Services, Public
School Districts,
School Year 2019-
2020

Agenda Item 15
Income

Approval of Income Agreement No. 49000 with Orange County Superintendent of Schools October 1, 2019 through June 30, 2020 for interpreting and translation services.

Agreement No.
49000 with
Orange County
Superintendent of
Schools 2019-2020

Agenda Item 16

Approval of the Strong Workforce Program K12 (SWP K12) Pathway Improvement Grant Service Agreement establishes the parameters of the agreement and establishes a cooperative and mutually beneficial relationship between the District and the Orange County Superintendent of Schools for the period of July 1, 2019 through December 31, 2021.

Agreement with
the Orange
County
Department of
Education to
Provide the
Strong Workforce
Program K12
Pathway
Improvement
Grant Service
Agreement

Agenda Item 17

Approval of Resolution No. 1920-31 for acceptance of State Local Agreement Amendment with the California Department of Education.

Resolution
Number 1920-31
For Acceptance of
State Local
Agreement
Amendment with
the California
Department of
Education

Agenda Item 18

Approval of Agreement with the Orange County Department of Education to provide professional development for teachers in transitional kindergarten (TK) through grade three at Kinoshita Elementary School for the 2019-2020 school year.

Agreement with
the Orange
County
Department of
Education to
Provide
Professional
Development for
Teachers in
Transitional
Kindergarten
Through Grade
Three at
Kinoshita
Elementary
School for the

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2019-2020 School
Year

Approval of Agreement Number 49095 with the Orange County Superintendent of Schools to offer training at San Juan Hills High School.

**Agenda Item 19
Agreement
Number 49095
with the Orange
County
Superintendent of
Schools**

Approval of Agreement No. 48979 Quality Start Orange County Quality Rating and Improvement System (QRIS) Participation Agreement 2019-2020.

**Agenda Item 20
Agreement No.
48979 Quality
Start Orange
County Quality
Rating and
Improvement
System
Participation
Agreement 2019-
2020**

Approval of Addendum to the Agreement for Additional Schools Participating in the Inside the Outdoors School Program, Agreement Number 12025-5.

**Agenda Item 21
Addendum to The
Agreement for an
Additional School
Participating in
the Inside the
Outdoors School
Programs,
Agreement
Number 12025,
Addendum
Number 5**

Approval of Memorandum of Understand with Parent Institute for Quality Education 2019-2020 for parent education services at Dana Hills High School, San Juan Hills High School, Las Palmas Elementary School and San Juan Elementary School.

**Agenda Item 22
Memorandum of
Understanding
with Parent
Institute for
Quality Education
2019-2020**

Approval of the ratification of the Income Agreement No. 48859 with Orange County Superintendent of Schools.

**Agenda Item 23
Income
Agreement No.
48859 with
Orange County
Superintendent of
Schools**

Agenda item 25 pulled by staff.

**Agenda Item 24
Extended School
Year Proposal for
2020**

Agenda Item 25

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Approval of the Student Teaching Letter of Agreement with Western Governors University, effective upon full execution of the agreement and expiring three years from that date.	Student Teaching Letter of Agreement with Western Governors University Agenda Item 26
Approval of the Affiliation Agreement with Idaho State University, effective on the date of the last signature and continuing through June 30, 2021.	Affiliation Agreement with Idaho State University Agenda Item 27
Approval of the Affiliation Agreement with Rocky Mountain University, effective on November 21, 2019 and continuing through June 30, 2022.	Affiliation Agreement with Rocky Mountain University Agenda Item 28
Approval of Annual Report – Williams Settlement Legislation, 2018-2019 School Year.	Annual Report – Williams Settlement Legislation, 2018- 2019 School Year Agenda Item 29
Approval of payment of Fall 2019 Speech Language Pathologist (SLP) Master Teacher Honorarium payments to District Speech and Language Pathologists who worked as Master Teachers to California State University, Fullerton (CSUF) students completing fieldwork requirements for their SLP Credential during the Fall 2019 semester.	California State University, Fullerton Fall 2019 Speech Language Pathologist Master Teacher Honorarium Payments Agenda Item 30
Acceptance of Williams Settlement Legislation Uniform Complaint First Quarter Report.	First Quarter Report – Williams Settlement Legislation Uniform Complaint Agenda Item 31
Acceptance of Williams Settlement Legislation Orange County Department of Education (OCDE) First Quarter Report.	Orange County Department of Education First Quarter Report – Williams Settlement Legislation Agenda Item 32
Approval of the activity list for employment, separation, and additional assignments of certificated employees.	Resignations/ Retirements/ Employment - Certificated Employees Agenda Item 33

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

**Resignations/
Retirements/
Employment -
Classified
Employees
Agenda Item 34
School Board
Minutes
Agenda Item 35**

Approval of the October 16, 2019 Regular Board Meeting Minutes.

It was moved by Trustee Bullockus and seconded by Trustee Castellanos to approve Award Bid No. 1920-01, Pest Management – Animal Pest Management Services, Incorporated. The motion carried by a 5-0-2 Roll Call vote.

**Award Bid No.
1920-01, Pest
Management –
Animal Pest
Management
Services,
Incorporated
Agenda Item 7**

AYES: Trustees Bullockus, Castellanos, Hanacek, Holloway, and Jones
NOES: None
ABSENT: Trustee McNicholas and Reardon

Student Advisor Koenigshofer voted aye to approve Award Bid No. 1920-01, Pest Management – Animal Pest Management Services, Incorporated.

It was moved by Trustee Hanacek and seconded by Trustee Bullockus to adjourn the meeting, motion carried 5-0-2.

Adjournment

AYES: Trustees Bullockus, Castellanos, Hanacek, Holloway, and Jones
NOES: None
ABSENT: Trustee McNicholas, and Reardon

Student Advisor Koenigshofer voted aye to adjourn the meeting.

President Jones announced the meeting adjourned at 7:53 p.m.



Board Clerk



Secretary, Board of Trustees

Minutes submitted by Colleen Hayes, Manager II, Board Operations/Superintendent's Office