President Jones called the meeting to order at 5:02 p.m.

Call to Order/
Adjourn to Closed
Session

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

Closed Session
Comments

The regular meeting of the Board of Trustees was called to order by President Gila Jones at 7:09 p.m.

ROLL CALL:

Present: Trustees Bullockus, Holloway, Jones, McNicholas, Pritchard and Reardon.

Absent: Trustee Hanacek

The Pledge of Allegiance was led by Michele Ploessel-Campbell.

Pledge of Allegiance Permanent Record

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

It was moved by Trustee McNicholas seconded by Trustee Reardon 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, Holloway, Jones, McNicholas, Pritchard and

Reardon

NOES:

None

ABSENT:

Trustee Hanacek

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 staff recommendation.

Significant Exposure to Litigation – Three Cases

Trustees voted 5-2-0 to approve the staff recommendation on the following cases:

ADR Case Number 20190507

ADR Case Number 20190517

ADR Case Number 20190528

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

Significant Exposure to Litigation – Three Cases

Trustees voted 4-0-2-1 with Trustee recusal to approve the staff recommendation on the following cases:

OAH Case Number 2019040237

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

OAH Case Number 2019040840 OAH Case Number 2019050458

Agenda Item #3C - Liability Claims

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

Rejection of Government Claim No. 1805868

Agenda Item #3D - Student Readmissions

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

Case # 2019-002

Case # 2019-006

Case # 2019-015

Case # 2019-022

Case # 2019-031

Agenda Item #3E - Student Expulsions

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

Case # 2019-072

Case # 2019-075

Case # 2019-055

Agenda Item #3F - Student Expungement

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

Case # 2019-028

Agenda Item #3G - Public Employee Discipline/Dismissal/Release

Trustees voted 6-0-1 to approve staff recommendation.

Agenda Item #3H- Public Employee Employment/Appointment

Trustees voted 6-0-1 to approve staff recommendation to appoint the following positions:

Antoinette McManigal, appointed Elementary Principal, assigned to Harold Ambuehl Elementary School for the 2019-2020 school year.

Michael Brandt appointed Elementary Principal, assigned to Truman Benedict Elementary School for the 2019-2020 school year.

Judith Murphine appointed Middle School Principal, assigned to Fred Newhart Middle School for the 2019-2020 school year.

Agenda Item #3I - Conference with Labor Negotiators

No reportable action.

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:

- Kapil Mathur spoke regarding OCASA College Prep
- Elaine Rutkowski spoke regarding "Senior Assassins game"

• Dawn Urbanek spoke regarding Citizen's Request to place an item on the August 21, 2019 agenda

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 speakers addressed the Board:

- Kristen Okura spoke regarding items 20 and 30 regarding agreement of participation with YMCA programs
- Jake Jerome spoke regarding items 20 and 30 regarding the agreement of participation with the YMCA
- Dawn Urbanek spoke regarding items 1, 2, and 3

President Gila Jones asked Trustees for items they wished to pull from the Consent Calendar. Item 37 was pulled by staff to allow for Trustee recusal. Item 9, item 20 and item 33 was pulled by Trustees.

It was moved by Trustee McNicholas, seconded by Trustee Reardon, motion carried by a 6-0-1 Roll Call vote to approve the following Consent Calendar with the exception of items 9, 20, 33, and 37.

AYES:

Trustees Bullockus, Holloway, Jones, McNicholas,

Pritchard and Reardon

NOES:

None

ABSENT: Trustee Hanacek

Approval of donations of funds and equipment.

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

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

Staff pulled the following contracts:

Contract No. ICA 1920100 with Animal Pest Management Services. Contract No. ICA 1920101 with Western Exterminator Company. Contract No. PSA 1920106 with Dannis Woliver Kelley.

Approval of a boundary adjustment for Capistrano Valley High School and San Juan Hills High School.

Donation of Funds and Equipment Agenda Item 1 Purchase Orders. Commercial Warrants and Previously Board-**Approved Bids** and Contracts Agenda Item 2 **Independent** Contractor, **Professional** Services, Field Service, and **Master Contract** Agreements Agenda Item 3 **Boundary** Adjustments for Capistrano Valley **High School and**

> San Juan Hills High School Agenda Item 4 Agenda Item 5

Pulled by Staff

Approval of Change Order No. 1, Bid No. 1819-20 for the Capistrano Valley High School Turf Replacement, Capistrano Valley High School Softball Scoreboard, and San Clemente High School Softball Scoreboard Project related to field design changes requested by the site at Capistrano Valley High School.

oplies and

Approval of Second Extension of Bid No. 1718-01, Electrical Supplies and Materials with Consolidated Electrical Distributors, Incorporated. Bid No. 1718-01 was awarded to the lowest responsive, responsible bidder on June 28, 2017 for the initial term of July 1, 2017 through June 30, 2018, with optional renewal terms.

Approval of Second Extension of Request for Proposals (RFP) No. 3-1617, Learning Management Systems with School Loop.

Approval of Fourth Extension of Bid No. 1516-08, Districtwide Roof Assessment and Preventative Roof Maintenance with Weatherproofing Technologies, Incorporated.

Approval of the Final Acceptance and filing of the Notice of Completion for Energy Audit Services related to Resolution No. 1718-19, Energy Services Contract with Schneider Electric.

Change Order No. 1, Bid No. 1819-20, Capistrano Valley High **School Turf** Replacement, Capistrano Valley **High School** Softball Scoreboard, and San Clemente **High School** Softball Scoreboard **Project** Agenda Item 6 Second Extension of Bid No. 1718-01, Electrical Supplies and Materials -

Incorporated
Agenda Item 7
Second Extension
of Request for
Proposals No. 31617, Learning
Management
System – School
Loop
Agenda Item 8
Fourth Extension
of Bid No. 151608, Districtwide
Roof Assessment
And Preventative

Consolidated Electrical Distributors,

Weatherproofing Technologies, Incorporated Agenda Item 10 Final Acceptance and Filing of Notice of

Roof Maintenance

Completion for **Energy Audit Services Relating** to Resolution No. 1718-19, Energy **Services Contract** - Schneider **Electric Buildings** Americas, Inc. Agenda Item 11 Memorandum of Understanding with the County of **Orange Social** Services Agency for the Provision of Free School **Meals Direct** Certification Program Agenda Item 12 State of California Multiple Award **Schedule Contract** No. 3-19-84-0057b,

General Services

Schedule No. GS-07F-225CA, Purchase, Warranty, Installation, and Maintenance of Security Systems, Fire Alarm Systems, Physical Access Control Systems, Facility Management

Administration

Approval of a Memorandum of Understanding for the District's participation in the federally mandated direct certification matching of District students to determine eligibility for free and reduced-price meals within the National School Lunch and School Breakfast Program at the local level.

Approval to utilize the State of California Multiple Award Schedule (CMAS) Contract No. 3-19-84-0057B, General Services Administration Schedule No. GS-07F-225CA, and any subsequent revisions, amendments, and extensions awarded to ASSI Security, Incorporated, for the purchase, warranty, installation, and maintenance of security systems, fire alarm systems, physical access control systems, facility management systems, locking devices, and related products and services as needed by the District.

Systems, and Locking Devices – ASSI Security, Incorporated

Agenda Item 13 Resolution No. 1920-05, Temporary Transfer Agreement

Agenda Item 14 SchoolMessenger Renewal Authorization –

Approval of Resolution No. 1920-05 authorizes the District to participate in a Temporary Transfer Agreement for the 2019-2020 and subsequent fiscal years.

Approval of the SchoolMessenger Renewal Authorization with West Interactive to utilize the SchoolMessenger system for community and parent communication through email, automated phone calls, and push messages through the District app.

EDUCATION CENTER - BOARD ROOM

West Interactive Services

Corporation Agenda Item 15

Approval of the ratified Amendment No. 3 Extension of License Agreement with YMCA of Orange County (YMCA) at Crown Valley Elementary School dated June 23, 2016.

Amendment No. 3 Extension of

License

Agreement with YMCA of Orange County at Crown Valley Elementary

School

Approval of Agreement Number 48315 with the Orange County Superintendent of Schools (County) will enable the District to partner with county staff to provide professional development to District teachers.

Agenda Item 16 Agreement Number 48315 With The Orange

County

Superintendent of

Schools

Agenda Item 17 Agreement with the Orange

County

Department of
Education to
Provide
Professional
Development for
Teachers in
Transitional

Kindergarten-Grade 5 at Hidden Hills Elementary School for the 2019-2020 School

Year

Agenda Item 18 Agreement with

Assistance League of Saddleback

Valley

Agenda Item 19

Memorandum of Understanding with Big Brothers

Big Sisters of Orange County 2019-2020

Agenda Item 21

Fourth Amended
Joint Powers
Agreement with
Laguna Beach

Approval of Agreement with the Orange County Department of Education (OCDE) to provide professional development for teachers in Transitional Kindergarten (TK) – Grade 5 at Hidden Hills Elementary School for the 2019-2020 school year.

Approval of the Agreement with Assistance League of Saddleback Valley beginning June 1, 2019 through June 1, 2022 to provide the following philanthropic program to students at 12 elementary schools in the District.

Approval of Memorandum of Understanding (MOU) with Big Brothers Big Sisters of Orange County 2019-2020.

Approval of Fourth Amended Joint Powers Agreement (JPA) with, the District, Laguna Beach Unified School District (LBUSD) and College and Career Advantage (CCA) program will clarify the roles and responsibilities between the three entities.

EDUCATION CENTER – BOARD ROOM Unified School

> District and College and Career Advantage Agenda Item 22

Approval of Memorandum of Understanding (MOU) with College and Career Advantage (CCA) regarding the Executive Director of CCA will clarify the District's oversight of CCA.

Memorandum of Understanding with College and Career Advantage Regarding the Executive Director of College and Career Advantage Agenda Item 23

Approval of the six comprehensive high school principals as league representatives to the California Interscholastic Federation (CIF) for 2019-2020.

California
Interscholastic
Federation
Representatives
Agenda Item 24

Approval of Memorandum of Understanding (MOU) with California Connections Academy Southern California (CalCA SoCal).

Memorandum of Understanding With California Connections Academy Southern California

Agenda Item 25

Approval of Agreement for Services with Conversa 2019-2020 to provide Spanish language instruction to students at Carl Hankey International Baccalaureate (IB) Academy.

Agreement for Services with Conversa to Provide Spanish Language Instruction at Carl Hankey K-5 International Baccalaureate Academy in 2019-2020

Approval of New Secondary Course, Academic Language Development 2. The following high school course is proposed for the 2019-2020 course catalog in accordance with Board Policy 6143, *Courses of Study*.

Agenda Item 26
Broadening the
Course of Study –
New Secondary
Course, Academic
Language
Development 2
Agenda Item 27

Approval of the Agreement For Use of Emerald Cove Outdoor Science Institute Facilities, Supplies, Equipment, and Services Public School Districts School Year 2019-2020 to provide a program and classes in outdoor science and environmental education.

of Emerald Cove Outdoor Science Institute Facilities, Supplies, Equipment and Services Public

Agreement for use

> School Districts School Year 2019-2020

Approval of Home Campus Service Contract to provide District student athletes and school administrators the ability to communicate with the California Interscholastic Federation.

Approval of Memorandum of Understanding with Laura's House July 1, 2019 through June 30, 2022 to outline the collaborative work between Las Palmas, Marblehead and Palisades Elementary Schools, Bernice Ayer Middle School, and San Clemente High School and Laura's House regarding student enrollment, legal documents, and contacts to support confidentiality, safety, and communication to provide assistance to victims of domestic violence.

Approval of the Partnership with Orange County (OC) Human Relations and San Juan Hills High School (SJHHS) to offer the Bridges program will enable students, staff, and parents to receive support and coaching as they seek to create a campus where all people feel safe, respected, and connected.

Approval of the Agreement with The College Blueprint beginning July 1, 2019 through June 30, 2020 to provide college planning and guidance to American Indian students in grades 9 through 12 participating in the Indian Education Formula Grant program and to provide college planning, guidance and college entrance test preparation to select students in grades 11 and 12 from low-income households. Approval of the School-Based Medi-Cal Administrative Activities (SMAA) Participation Agreement No. 48039 with the Orange County Superintendent of Schools to provide administrative services and required oversight related to Medi-Cal SMAA program reimbursement.

Approval of the Memorandum of Understanding with the Orange County Superintendent of Schools will allow Orange County Department of Education (OCDE) to provide special education programs and services for eligible District students from July 1, 2019 through June 30, 2020.

Approval of the appointment of Steve Burke, Meredith Chillemi, Claudia Ginsberg-Brown, Veronica Hoggatt, Lani Lewis, Janette Morey, Kimber Smith, and Malissa Watson to serve as a Community Advisory Committee (CAC) voting member for the 2019 and 2020 fiscal years.

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

Agenda Item 28 Home Campus Service Contract Agenda Item 29 Memorandum of Understanding with Laura's House 2019-2022 Agenda Item 30

Partnership with Orange County Human Relations and San Juan Hills High School to Offer Bridges Program Agenda Item 31 Agreement with The College Blueprint Agenda Item 32

School-Based Medi-Cal Administrative Activities **Participation** Agreement -**Orange County** Superintendent of **Schools** Agenda Item 34 Memorandum of **Understanding** with the Orange County Superintendent of **Schools** Agenda Item 35 Members of **Special Education** Local Plan Area **Community** Advisory Committee Agenda Item 36 Resignations/ Retirements/ **Employment** -

> Certificated Employees

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

Agenda Item 38 Resignations/ Retirements/

Employment -Classified Employees

Agenda Item 39 School Board

Minutes

Agenda Item 40

Approval of Third Extension of Bid No. 1516-24, Service to Collect, Recycle, and Dispose of Solid Waste Districtwide with CR&R, Incorporated.

Approval of the June 26, 2019 Regular Board Meeting minutes.

It was moved by Trustee McNicholas and seconded by Trustee Holloway to approve Third Extension of Bid No. 1516-24, Service to Collect, Recycle, and Dispose of Solid Waste Districtwide with CR&R, Incorporated. The motion carried by a 6-0-1 vote.

Approval of the Agreement for Participation with the YMCA of Orange County Laguna Niguel, to Provide a Physical Education (P.E.) Noontime Sports Program for Students at Oak Grove Elementary School.

It was moved by Trustee McNicholas and seconded by Trustee Holloway to approve the Agreement for Participation with the YMCA of Orange County Laguna Niguel, to Provide a Physical Education (P.E.) Noontime Sports Program for Students at Oak Grove Elementary School. The motion carried by a 6-0-1 vote.

Approval of Agreement for Participation with the YMCA of Orange County Laguna Niguel to provide Physical Education (P.E.) Programs for students at Concordia, Laguna Niguel, and Marblehead Elementary Schools for the 2019-2020 school year.

It was moved by Trustee McNicholas and seconded by Trustee Holloway to approve the Agreement for Participation with the YMCA of Orange County Laguna Niguel to provide Physical Education (P.E.) Programs for students at Concordia, Laguna Niguel, and Marblehead Elementary Schools for the 2019-2020 school year. The motion carried by a 6-0-1 vote.

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

Third Extension of Bid No. 1516-24, Service to Collect, Recycle,

and Dispose of Solid Waste Districtwide – CR&R,

Incorporated Agenda Item 9 Agreement for

Participation with the YMCA of Orange County

Laguna Niguel, to Provide a Physical

Education Noontime Sports

Program for Students at Oak Grove Elementary

School 2019-2020 Agenda Item 20 Agreement for

Participation with the YMCA of Orange County

Laguna Niguel to Provide a Physical

Education
Program for
Students at
Concordia,
Laguna Niguel,
and Marblehead

Elementary Schools 2019-2020

Agenda Item 33 Resolution No.

1920-02, Resolution of the

EDUCATION CENTER – BOARD ROOM

It was moved by Trustee Reardon and seconded by Trustee Holloway to adopt Resolution No. 1920-02, Resolution of the Board of Trustees of the Capistrano Unified School District Acting as the Legislative Body of Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera) Authorizing the Issuance of the 2019 Subordinate Special Tax Refunding Bonds in an Aggregate Principal Amount Not-to-Exceed Seventy-Four Million Dollars (\$74,000,000) and Approving Certain Documents and Taking and Approving Certain Other Actions in Connection Therewith. The motion carried 6-0-1 by a roll call vote.

Board of Trustees of the Capistrano Unified School District Acting as the Legislative Body of Community Facilities District

AYES: Trustees Bullockus, Holloway, Jones, McNicholas,

Pritchard and Reardon

NOES: None

ABSENT: Trustee Hanacek

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

The following speakers addressed the Board:

• Dawn Urbanek spoke regarding Southern SFID

Staff clarified the boundary for this SFID does not include any portion of the City of San Juan Capistrano.

It was moved by Trustee Reardon and seconded by Trustee Holloway to adopt Resolution No. 1920-03 of the Board of Trustees of the Capistrano Unified School District of Intention to Form a School Facilities Improvement District (SFID No. 2 – "Southern Region"). The motion carried 6-0-1 by a roll call vote.

AYES: Trustees Bullockus, Holloway, Jones, McNicholas,

Pritchard and Reardon

NOES: None

ABSENT: Trustee Hanacek

of the Capistrano **Unified School** District Acting as the Legislative Body of Community **Facilities District** No. 98-2 of the Capistrano **Unified School** District (Ladera) Authorizing the Issuance of the 2019 Subordinate **Special Tax Refunding Bonds** in an Aggregate **Principal Amount** Not to Exceed Seventy-Four **Million Dollars** (\$74,000,000) and **Approving** Certain Documents and Taking and Approving Certain Other Actions in Connection **Therewith** Agenda Item 41 Resolution No. 1920-03 of the **Board of Trustees** of the Capistrano **Unified School** District of **Intention to Form** a School Facilities **Improvement** District (SFID No. 2 - "Southern

Region")

Agenda Item 42

EDUCATION CENTER - BOARD ROOM

President Jones recognized Clark Hampton, Deputy Superintendent, Business and Resolution No. Support Services, to present this item.

The following speakers addressed the Board:

• Dawn Urbanek spoke regarding the Western SFID

It was moved by Trustee Reardon and seconded by Trustee Bullockus to adopt Intention to Form Resolution No. 1920-04 of the Board of Trustees of the Capistrano Unified School District of Intention to Form a School Facilities Improvement District (SFID No. 3 – "Western Region"), without the area of Laguna Woods. The motion carried 6-0-1 by a roll call vote.

> Trustees Bullockus, Holloway, Jones, McNicholas. AYES:

> > Pritchard and Reardon

NOES: None

ABSENT: Trustee Hanacek

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

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

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

Trustees gave direction to staff to bring back Board Policy 3550, Food Service/Child Nutrition Program on the consent calendar at the August 21, 2019 Board meeting.

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

Trustees gave direction to staff to bring back Board Policy 3551, Food Service/Child Nutrition Program on the consent calendar at the August 21, 2019 Board meeting.

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

It was moved by Trustee Holloway and seconded by Trustee McNicholas to approve Master Contract with New Vista School for 2019-2020. The motion carried 5-0-1-1 with Trustee Reardon recusing himself.

> **AYES:** Trustees Bullockus, Hanacek, Holloway, Jones,

> > McNicholas, and Pritchard

NOES:

None

Trustee Hanacek ABSENT: RECUSSAL: Trustee Reardon

Trustee Reardon left the meeting.

It was moved by Trustee McNicholas and seconded by Trustee Holloway to adjourn Adjournment the meeting, motion carried 5-0-2.

of the Capistrano **Unified School** District of a School Facilities **Improvement** District (SFID No. 3 – "Western Region")

Agenda Item 43

1920-04 of the **Board of Trustees**

Presentation on the Textbook and **Technology Adoption Plan** Agenda Item 44 First Reading -Board Policy 3550, Food Service/Child Nutrition **Program** Agenda Item 45 First Reading -Board Policy 3551, **Food Service** Operations/ Cafeteria Fund Agenda Item 46 **Master Contract** with New Vista School For 2019-2020 Agenda Item 37

EDUCATION CENTER - BOARD ROOM

AYES:

Trustees Bullockus, Holloway, Jones, McNicholas,

Pritchard

NOES:

None

ABSENT: Trustees Hanacek and Reardon

President Jones announced the meeting adjourned at 9:21p.m.

Trustees

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