

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

REVISED

August 21, 2019

Closed Session 5:00 p.m.
Open Session 7:00 p.m.

AGENDA

CLOSED SESSION AT 5:00 P.M.

1. CALL TO ORDER

2. CLOSED SESSION COMMENTS

3. CLOSED SESSION (as authorized by law)

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Clark Hampton

Attorney – Terry Tao

Significant Exposure to Litigation – One Case

(Pursuant to Government Code § 54956.9(e)(1))

Susan Holliday

Significant Exposure to Litigation – One Case

(Pursuant to Government Code § 54956.9(d)(2)).

EXHIBIT A-1

Gregory Merwin/Kathy Purcell

Attorney – Ernest Bell

Significant Exposure to Litigation – Five Cases

ADR Case Number 20190509

ADR Case Number 20190612

ADR Case Number 20190619

ADR Case Number 20190626

ADR Case Number 20190719

(Pursuant to Government Code § 54956.9(d)(2))

EXHIBIT A-2

EXHIBIT A-3

EXHIBIT A-4

EXHIBIT A-5

EXHIBIT A-6

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell

Attorney – Ernest Bell

Significant Exposure to Litigation – One Case

OAH Case Number 2019030529

(Pursuant to Government Code § 54956.9(d)(1))

EXHIBIT B-1

C. STUDENT READMISSIONS

Mike Beekman

Two Cases

Case # 2018-026

Case # 2019-001

EXHIBIT C-1

EXHIBIT C-2

D. STUDENT EXPULSIONS

Mike Beekman

Five Cases

Case # 2019-055

Case # 2019-076

Case # 2019-077

EXHIBIT D-1

EXHIBIT D-2

EXHIBIT D-3

E. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Tim Brooks
One Case

(Pursuant to Government Code § 54957)

EXHIBIT E-1

F. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

District Negotiators: Kirsten M. Vital/Clark Hampton
Attorney – Andreas Chialtas
Consultants – George Peterson

Property: Pacifica San Juan property. 7.292 acre property located at the north east corner of Camino Las Ramblas and Avenida California

Negotiating Party: One or more potential buyers for the Property who may purchase the Property through a request for proposals process

Property: South Transportation and Groundskeeping Facility. 5.51 acre property located at 26126 Victoria Blvd, Dana Point, CA 92624

Negotiating Party: One or more potential buyers or lessees for the Property who may purchase or lease the Property through a surplus property bid auction process

Property: Paseo de Colinas property. 2.47 acre property located on Paseo de Colinas adjacent to Niguel Hills Middle School

Negotiating Party: One or more potential buyers for the Property who may purchase the Property through a surplus property bid auction process

Under Negotiation: Price and Terms of Payment
(Pursuant to Education Code § 54956.9)

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

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.

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

- 1. DONATION OF FUNDS AND EQUIPMENT:**

Approval of donations of funds and equipment. A number of gifts have been donated to the District, including \$1,100 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

Page 1
EXHIBIT 1
- 2. PURCHASE ORDERS, COMMERCIAL WARRANTS AND PREVIOUSLY BOARD-APPROVED BIDS AND CONTRACTS:**

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 \$164,234,134.48 and the commercial warrants total \$27,305,549.93. 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

Page 3
EXHIBIT 2
- 3. INDEPENDENT CONTRACTOR, PROFESSIONAL SERVICES, FIELD SERVICE, AND MASTER CONTRACT AGREEMENTS:**

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 16 new agreements totaling \$2,952,399.88 and 3 amendments to existing agreements with no cost. 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 [here](#).

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

Page 120
EXHIBIT 3
- 4. CHANGE ORDER NO. 1, BID NO. 1819-14, DANA HILLS HIGH SCHOOL KITCHEN MODERNIZATION PROJECT:**

Approval of Change Order No. 1, Bid No. 1819-14 for the Dana Hills High School Kitchen Modernization Project related to additional framing required for unforeseen conditions in the restroom and changing room ceilings, upgrading the snack bar ceiling and correction of the flooring in the new walk-in refrigerator/freezer. 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 \$708,008. The new contract sum including Change Order No. 1 is \$720,682.97 funded by the cafeteria fund. With this change order, the project continues to remain under budget.

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

Page 226
EXHIBIT 4
- 5. CHANGE ORDER NO. 1, BID NO. 1819-17, PALISADES ELEMENTARY SCHOOL MODERNIZATION PROJECT:**

Approval of Change Order No. 1, Bid No. 1819-17 for the Palisades Elementary School Modernization Project related to unforeseen site conditions pertaining to the retaining wall and restroom modernizations, additional Americans with Disabilities Act (ADA) accessibility requirements and replacement of deteriorating infrastructure components. 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 \$3,996,000. The new contract sum including Change Order No. 1 is \$4,177,621.04 funded by CFD 98-1A and CFD 98-1B. With this change order, the project continues to remain under budget. Due to the size of the contract it is posted online on the District Board Agendas site, click [here](#).

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

Page 270
EXHIBIT 5

6. **FOURTH EXTENSION OF BID NO. 1516-03, PLUMBING SERVICES – PACIFIC PLUMBING COMPANY OF SANTA ANA:** Page 271
EXHIBIT 6
 Approval of Fourth Extension of Bid No. 1516-03, Plumbing Services with Pacific Plumbing Company of Santa Ana. Bid No. 1516-03 was awarded to the lowest responsive, responsible bidder on June 24, 2015 for the initial term of July 1, 2015 through June 30, 2016 with optional renewal terms. On June 22, 2016, the Board approved Extension No. 1 through June 30, 2017. On June 7, 2017, the Board approved Extension No. 2 through June 30, 2018. On July 25, 2018, the Board approved Extension No. 3 through June 30, 2019. The vendor agrees to maintain the pricing as described in Exhibit A-1 for the proposed renewal period of July 1, 2019 through June 30, 2020. Annual expenditures utilizing this contract are estimated to be \$350,000 funded by the general fund and deferred maintenance. Actual expenditures may vary depending on availability of funds and District needs.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
7. **STATE OF CALIFORNIA MULTIPLE AWARD SCHEDULE CONTRACT NO. 4-19-72-0057D, GENERAL SERVICES ADMINISTRATION SCHEDULE NO. GS-03F-014AA, PURCHASE, WARRANTY, AND INSTALLATION OF BENTLEY MILLS FLOORING SURFACES AND RELATED PRODUCTS – KYA SERVICES, LLC:** Page 289
EXHIBIT 7
 Approval to utilize the State of California Multiple Award Schedule (CMAS) Contract No. 4-19-72-0057D, General Services Administration Schedule No. GS-03F-014AA, and any subsequent revisions, amendments, and extensions awarded to KYA Services, LLC, for the purchase, warranty, and installation of Bentley Mills flooring surfaces and related services, as needed by the District. Anticipated annual expenditures utilizing this contract are approximately \$250,000 funded by the general fund and deferred maintenance. The District can utilize such contracts pursuant to California Public Contract Code §§ 10298, 10299, and 12100 et. seq. without going to bid. The prices offered by the contractor have been assessed to be fair, reasonable, and competitive. Staff determined it is in the best interest of the District to utilize the state contract for the purchase, warranty, and installation of various floor covering materials and incidental services. Due to the size of the contract and award documentation, it is posted online on the District Board Agendas and Supporting Documentation page [here](#).
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
8. **PLACENTIA-YORBA LINDA UNIFIED SCHOOL DISTRICT BID NO. 220-02, FUEL (GASOLINE AND DIESEL) – PINNACLE PETROLEUM, INC.:** Page 292
EXHIBIT 8
 Approval to utilize the Placentia-Yorba Linda Unified School District Bid No. 220-02, Fuel (Gasoline and Diesel) awarded to Pinnacle Petroleum, Inc. for the purchase of gasoline and diesel fuel, as needed by the District, under the same terms and conditions of the public agency’s contract. This contract provides competitive set pricing for various fuel types, as needed, throughout the District. Anticipated annual expenditures utilizing this contract are approximately \$950,000 funded by the general fund. School boards have the authority to “piggyback” on another agency’s bid, per California Public Contract Code § 20118 et. seq. The prices offered by the contractor have been assessed to be fair, reasonable, and competitive. Staff determined it is in the best interest of the District to utilize the Placentia-Yorba Linda Unified School District Bid No. 220-02, Fuel (Gasoline and Diesel) for Districtwide fuel purchases. Due to the size of the contract documents, supporting and related documentation is posted on the District’s Board Agendas and Supporting Documentation page [here](#).
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
9. **SAN BERNARDINO COUNTY SUPERINTENDENT OF SCHOOLS BID NO. 17/18-0955, FURNITURE: SYSTEMS AND STAND ALONE – CULVER-NEWLIN, INCORPORATED:** Page 295
EXHIBIT 9
 Approval to utilize the San Bernardino County Superintendent of Schools Bid No. 17/18-

0955 for the purchase of furniture and accessories from Culver-Newlin, Incorporated under the same terms and conditions of the public agency's contract. This contract provides competitive set pricing for furniture and accessories, as needed, by the District. Annual expenditures utilizing this contract are estimated to be \$750,000 funded by various departments, sites, and projects requesting product. Actual expenditures may vary depending on District needs and availability of funding. 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 saves time and often provides lower prices than a single jurisdiction would be able to obtain. Due to the size of the contract and award, the documentation is posted online on the District Board Agendas and Supporting Documentation page [here](#).

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

- 10. RESOLUTION NO. 1920-08, ADOPTING THE 2018-2019 ACTUAL GANN LIMIT AND THE 2019-2020 ESTIMATED GANN LIMIT:** Page 298
EXHIBIT 10
Approval of Resolution No. 1920-08, Adopting the 2018-2019 Actual Gann Limit and the 2019-2020 Estimated Gann Limit. Resolution No. 1920-08 establishes the actual Gann Limit for 2018-2019 at \$363,160,669 and the estimated Gann Limit for 2019-2020 at \$371,824,648. Adoption of this Resolution will have no financial implications on either the 2018-2019 or 2019-2020 budgets.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 11. RESOLUTION NO. 1920-09, EMERGENCY MOLD ABATEMENT SERVICES:** Page 308
EXHIBIT 11
Approval of Resolution No. 1920-09, Emergency Mold Abatement Services at Marian Bergeson Elementary School. This Resolution authorizes the emergency services necessary to repair kitchen facilities without advertising for bids in order to resume normal food service operation.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 12. SCHOOL MEALS AGREEMENT – THE JOURNEY SCHOOL:** Page 312
EXHIBIT 12
Approval of the School Meals Agreement for the District's Food and Nutrition Services (FNS) department administering the National School Lunch Program (NSLP) for Journey School during the 2019-2020 school year. In May 2019, Journey School charter school contacted the District regarding FNS providing school meals including Free and Reduced–Priced (FRP) meals for eligible students at Journey School. As required by the United States Department of Agriculture (USDA) Policy Memorandum SP 03-2019, Charters need to provide FRP meals starting in the 2019-2020 school year. The school meal program at Journey School will be similar to District elementary school meal programs and will begin September 1, 2019 through June 30, 2020. Proceeds from the agreement will be deposited into the cafeteria fund.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*
- 13. SECOND EXTENSION OF BID NO. 1617-08, TWO-WAY RADIO PUSH TO TALK, ANCILLARY EQUIPMENT, RELATED SUPPORT AND MAINTENANCE SERVICES – MOBILE COMMUNICATIONS REPAIR:** Page 326
EXHIBIT 13
Approval of Second Extension of Bid No. 1617-08, Two-Way Radio Push to Talk, Ancillary Equipment, Related Support, and Maintenance with Mobile Communications Repair. Bid No. 1617-08 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. On July 25, 2018, the Board approved the First Extension through June 30, 2019. The vendor agrees to maintain the pricing as described in Exhibit 2 for the renewal period of July 1, 2019 through June 30, 2020. Annual expenditures utilizing this contract are estimated to be \$110,000 funded by the general fund. Actual expenditures may vary depending on availability of funds and District needs.
Contact: *Clark Hampton, Deputy Superintendent, Business and Support Services*

14. **SECOND EXTENSION OF BID NO. 1718-03, FROZEN, REFRIGERATED, PROCESSED COMMODITY, DRY FOOD, BEVERAGE PRODUCTS AND SERVICES – GOLD STAR FOODS:** Page 339
EXHIBIT 14
 Approval of Second Extension of Bid No. 1718-03, Frozen, Refrigerated, Processed Commodity, Dry Food, Beverage Products and Services with Gold Star Foods. Bid No. 1718-03 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. On July 25, 2018, the Board approved the First Extension through July 1, 2019. The vendor agrees to extend the proposed extension, at the pricing as described in Exhibit A-2 for the proposed renewal period of July 1, 2019 through June 30, 2020. Annual expenditures utilizing this contract are estimated to be \$4,000,000 funded by the cafeteria fund. Actual expenditures may vary depending on availability of funds and District needs.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
15. **SECOND EXTENSION OF BID NO. 1718-09, REFRIGERATION, ICE MACHINE REPAIR SERVICE, AND PREVENTATIVE MAINTENANCE – REFRIGERATION CONTROL COMPANY, INCORPORATED:** Page 348
EXHIBIT 15
 Approval of Second Extension of Bid No. 1718-09, Refrigeration, Ice Machine Repair Service, and Preventative Maintenance with Refrigeration Control Company, Incorporated. Bid No. 1718-09 was awarded to the lowest responsive, responsible bidder on September 13, 2017 for the initial term of September 1, 2017 through August 31, 2018 with optional renewal terms. On July 25, 2018, the Board approved the First Extension through August 31, 2019. The vendor agrees to maintain the pricing as described in Exhibit A-1 for the proposed extension for the renewal period of September 1, 2019 through August 31, 2020. Annual expenditures utilizing this contract are estimated to be \$250,000 funded by the cafeteria fund. Actual expenditures may vary depending on availability of funds and District needs.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
16. **SECOND EXTENSION OF REQUEST FOR PROPOSALS NO. 4-1718, FRESH DAILY, PRE-BAKED READY TO SERVE DELIVERED PIZZA SERVICE – PEOPLE FIRST PIZZA dba DOMINO'S PIZZA:** Page 365
EXHIBIT 16
 Approval of Second Extension of Request for Proposals (RFP) No. 4-1718, Fresh Daily, Pre-Baked Ready to Serve Delivered Pizza Service with People First Pizza dba Domino's Pizza. The factors used in the evaluation of RFP No. 4-1718 included price 80 percent, taste 15 percent and references 5 percent. People First Pizza dba Domino's Pizza was awarded RFP 4-1718 on August 23, 2017 for the initial term of August 28, 2017 through August 27, 2018 with optional renewal terms. On July 25, 2018, the Board approved the First Extension through August 27, 2019. The vendor agrees to extend the proposed extension at the same pricing under the initial award term for the proposed renewal period of August 28, 2019 through August 27, 2020. Annual expenditures utilizing this contract are estimated to be \$300,000 funded by the cafeteria fund. Actual expenditures may vary depending on availability of funds and District needs.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services
17. **SECOND READING – BOARD POLICY 3550, FOOD SERVICE/CHILD NUTRITION PROGRAM:** Page 371
EXHIBIT 17
 Approval of the proposed revisions to Board Policy 3550, *Food Service/Child Nutrition Program* brings language in alignment to suggestions from California School Board Association (CSBA), other California districts and updated federal and state requirements regarding school food service and child nutrition programs. This Board policy was formerly titled *Food Service*. Changes are underlined; deletions are struck through.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

18. **SECOND READING – BOARD POLICY 3551, FOOD SERVICE OPERATIONS/CAFETERIA FUND:** Page 375
EXHIBIT 18
Approval of the proposed revisions to Board Policy 3551, *Food Service Operations/Cafeteria Fund* brings language in alignment to suggestions from California School Board Association (CSBA), other California districts and updated federal and state requirements regarding school food service operations and cafeteria fund management. This Board policy was formerly titled *Food Service Operations*. Changes are underlined; deletions are struck through.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

19. **SUPPLEMENTAL JOINT FACILITY USE AGREEMENT AMENDMENT NO. 3 TO MASTER AGREEMENT WITH THE CITY OF MISSION VIEJO:** Page 380
EXHIBIT 19
Approval of the ratified Supplemental Joint Facility Use Agreement Amendment No. 3 to the Master Agreement with the City of Mission Viejo dated January 24, 1994. This amendment proposes an update to the Joint Facility Use Master agreement to include three District schools in addition to Newhart Middle School that currently jointly use parks owned by the City of Mission Viejo. The additional schools are Castille Elementary School, Philip Reilly Elementary School, and Carl Hankey K-8 School. The agreement was previously reviewed and approved by the District’s legal counsel.
Contact: Clark Hampton, Deputy Superintendent, Business and Support Services

CURRICULUM AND INSTRUCTION

20. **AGREEMENT FOR PARTICIPATION WITH THE ART MASTERS LEGACY PROGRAM 2019-2020:** Page 413
EXHIBIT 20
Approval of Agreement for Participation with the Art Masters Legacy Program 2019-2020 at Palisades and Carl Hankey Elementary Schools and Carl Hankey Middle School. Art Masters Legacy provides supplemental services that include art assemblies and hands-on studio art activities for students. Art Masters Legacy teacher-lecturers conduct and present multimedia presentation assemblies using art visuals, images and engrossing stories covering each artist and/or art subject. Later, students have an opportunity to engage in art activities to create their own individual works of art in the manner of the master artist or art subject, using the same styles, techniques, media and disciplines. The total expenditure for this agreement is \$23,960 funded by site and/or gift funds.
Contact: Susan Holliday, Associate Superintendent, Education Services

21. **RESOLUTION NO. 1920-06 FOR SIGNATURE AND ACCEPTANCE OF STATE AGREEMENT:** Page 426
EXHIBIT 21
Approval of Resolution No. 1920-06 for Signature and Acceptance of State Agreement. The District authorizes personnel to be designated to sign the California Department of Education Local Agreement for Child Development Services, and approves the local agreement for California State Preschool Program 9337 with the California Department of Education. The agreement awards a total of \$3,017,466 from July 1, 2019 through June 30, 2020 for the purpose of providing services related to early childhood development and school readiness for state funded programs.
Contact: Susan Holliday, Associate Superintendent, Education Services

22. **OUTDOOR SCIENCE SCHOOL CONTRACTS - HIGH TRAILS OUTDOOR SCIENCE SCHOOL:** Page 429
EXHIBIT 22
Approval of the Outdoor Science School Contracts with High Trails Outdoor Science School to provide an overnight outdoor science school trip aligned with grade level science standards. Ladera Ranch and Marblehead Elementary Schools have expressed an interest in sending their fifth grade students to this camp. The contractor will provide services at the rates indicated in the agreements. The scheduled attendance for this program is November 19 through November 22, 2019 for students attending Ladera Ranch Elementary School and March 9 through March 11, 2020, for student at Marblehead

Elementary School. Expenditures under this contract are estimated to be \$44,500. Marblehead Elementary School's expenses will be funded by Title I and gift funds. Ladera Ranch Elementary School's expenses will be funded by the site's gift funds.

Contact: Susan Holliday, Associate Superintendent, Education Services

23. MEMORANDUM OF UNDERSTANDING WITH NATIONAL COUNCIL ON ALCOHOLISM AND DRUG DEPENDENCE – ORANGE COUNTY:

Page 432
EXHIBIT 23

Approval of the Memorandum of Understanding (MOU) with the National Council on Alcoholism and Drug Dependence – Orange County (NCADD-OC). NCADD-OC is intended to educate secondary students involved in tobacco and vaping use. Students in violation of the District tobacco/vaping policy would be required to attend a 1-hour tobacco and vaping prevention program. The goal is to provide interactive education, prevention and awareness activities for the students regarding vaping and e-cigarettes. Each of the 19 secondary schools will receive 1 presentation per month, for 9 months equaling 162 presentations. The District will pay NCADD-OC for services rendered not to exceed \$16,200 for the 9 months of services. The District has applied for the California Department of Justice Tobacco Grant to cover the cost of this program, and has requested \$65,000 over a 4-year period.

Contact: Susan Holliday, Associate Superintendent, Education Services

24. PROPOSED SCHOOL START AND DISMISSAL TIMES FOR THE 2019-2020 SCHOOL YEAR:

Page 436
EXHIBIT 24

Approval of the start and dismissal times for the 2019-2020 school year. Per Board Policy 6111, *School Calendar*, this item seeks approval of the start and dismissal times for each school site for the 2019-2020 school year. There is no financial impact.

Contact: Susan Holliday, Associate Superintendent, Education Services

25. AGREEMENT FOR PARTICIPATION WITH THE YMCA OF ORANGE COUNTY LAGUNA NIGUEL TO PROVIDE A PHYSICAL EDUCATION PROGRAM FOR STUDENTS AT HIDDEN HILLS AND CARL HANKEY ELEMENTARY SCHOOLS 2019-2020:

Page 439
EXHIBIT 25

Approval of Agreement for Participation with the YMCA of Orange County Laguna Niguel to provide Physical Education (P.E.) Programs for students at Hidden Hills and Carl Hankey Elementary Schools for the 2019-2020 school year. The YMCA provides supplemental P.E. lessons that are modeled after the Physical Education Content Standards for California Public Schools. This program supplements the required 100 minutes of P.E. instruction per week that students must receive per Education Code as well as providing them with rich, engaging and challenging P.E. instruction. Since 2014-2015, several District schools have successfully partnered with the YMCA to support P.E. instruction to students. Hidden Hills and Carl Hankey Elementary Schools would like to utilize this program for their students in 2019-2020. The total estimated expenditure under this agreement is \$20,000 for Hidden Hills Elementary School, funded by Title I funds, and \$19,400 for Carl Hankey Elementary School, funded by the Carl Hankey International Education Foundation, the school site's parent foundation.

Contact: Susan Holliday, Associate Superintendent, Education Services

26. CALIFORNIA YOUTH SERVICES CONSULTING AGREEMENT:

Page 454
EXHIBIT 26

Approval of the Agreement with California Youth Services. California Youth Services will facilitate Juvenile Alcohol and Drug Education (JADE) for secondary students with a first-time offense of drugs and alcohol. This intervention service is voluntary, based on student and family interest and support social and emotional learning for students struggling with substance abuse. The cost of the JADE program runs approximately \$350 per student. Based on current 48900(c) violations it is estimated that 150 students could attend at a cost of \$52,500. However, based on only 1 day of suspension instead of 5, the program would run significantly less because the District would not lose the ADA to suspension. Costs to provide the program will be funded by Title IV funds.

Contact: Susan Holliday, Associate Superintendent, Education Services

27. **PERSONNEL REIMBURSEMENT AGREEMENT WITH SADDLEBACK VALLEY UNIFIED SCHOOL DISTRICT:** Page 468
EXHIBIT 27
Approval of a Personnel Reimbursement Agreement with Saddleback Valley Unified School District (SVUSD) to provide 40 days of instruction by a qualified Orientation and Mobility Specialist to SVUSD during the 2019-2020 school year. The District staff has provided these services to SVUSD from the time both districts were part of the South Orange County Special Education Local Plan Area. SVUSD will pay the employee salary and benefit costs for the days of instruction. There is no financial impact.
Contact: Gregory Merwin, Associate Superintendent, Student Support Services
28. **PERSONNEL REIMBURSEMENT AGREEMENT WITH LAGUNA BEACH UNIFIED SCHOOL DISTRICT:** Page 472
EXHIBIT 28
Approval of a Personnel Reimbursement Agreement with Laguna Beach Unified School District (LBUSD) to provide five days of instruction by a qualified Orientation and Mobility Specialist to LBUSD during the 2019-2020 school year. The District staff has provided these services to LBUSD from the time both districts were part of the South Orange County Special Education Local Plan Area. LBUSD will pay the employee salary and benefit costs for the days of instruction. There is no financial impact.
Contact: Gregory Merwin, Associate Superintendent, Student Support Services
29. **SERVICE AGREEMENT - PARADIGM HEALTHCARE SERVICE, LLC FOR 2019-2020:** Page 476
EXHIBIT 29
Approval of Service Agreement with Paradigm Healthcare Services, LLC to provide Medi-Cal Local Educational Agency (LEA) and Administrative Activities (MAA) billing services. The contract term will be July 1, 2019 through June 30, 2020, with renewals at the option of the Board with a 30 days' notice termination provision option. Fees vary and are relative to the amounts that the District is reimbursed by Medi-Cal for applicable related services. This year, it is anticipated that the LEA billing program will provide the District with an estimated \$750,000 in revenue. Anticipated MAA generated funds are difficult to predict because the measurement methodology is implemented in conjunction with an outcome based upon performance of a consortium of school districts who are also participating in the program. Expenditures utilizing this contract are estimated to be \$56,000 funded by the general fund and \$100,000 funded by Special Education using revenues generated via the LEA billing program. Overall, this contract represents an expenditure that represents less than 10 percent of the District's estimated income from participation with the Medi-Cal LEA and MAA billing programs.
Contact: Gregory Merwin, Associate Superintendent, Student Support Services

HUMAN RESOURCE SERVICES

30. **FOURTH QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION UNIFORM COMPLAINT:** Page 493
EXHIBIT 30
Acceptance of Williams Settlement Legislation Uniform Complaint Fourth Quarter Report. As a result of the Williams Settlement, Education Code § 35186 mandates school districts establish policies and procedures to resolve deficiencies related to textbooks and instructional materials, teacher vacancies or misassignments, and facility conditions posing a threat to student/staff health or safety. Furthermore, Education Code § 35186 requires any deficiencies or complaints be reported to the Board of Trustees at a regularly scheduled public meeting each quarter. During the fourth quarter, the District received no complaints.
Contact: Tim Brooks, Associate Superintendent, Human Resource Services
31. **ORANGE COUNTY DEPARTMENT OF EDUCATION FOURTH QUARTER REPORT – WILLIAMS SETTLEMENT LEGISLATION:** Page 496
EXHIBIT 31
Acceptance of Williams Settlement Legislation Orange County Department of Education (OCDE) Fourth Quarter Report. As a result of the Williams Settlement, Education Code § 35186 mandates school districts establish policies and procedures to resolve deficiencies related to textbooks and instructional materials, teacher vacancies or misassignments, and

facility conditions posing a threat to student/staff health or safety. Furthermore, Education Code § 1240 requires OCDE to report visits and reviews of District schools conducted by OCDE, if any. Additionally, the law requires the report be provided to the Board of Trustees at a regularly scheduled public meeting each quarter.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

32. AGREEMENT FOR CONSULTANT SERVICES FOR THE BREAKTHROUGH COACH: Page 499
EXHIBIT 32

Approval of The Breakthrough Coach agreement for a two-day management development program. This agreement provides a two-day management development program for local area school administrators and their secretaries. The training course will take place in the District Office Board Room on October 22 and 23, 2019. The District will receive five complimentary tuitions valued at \$3,625 total. One-time funding of \$2,175 will fund an additional three tuitions.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

33. TEACHING INTERNSHIP AGREEMENT WITH CALIFORNIA STATE UNIVERSITY, FULLERTON: Page 511
EXHIBIT 33

Approval of the Teaching Internship Agreement with California State University, Fullerton, effective July 1, 2019 and expiring June 30, 2024. Intern credentialed teachers in hard to fill positions will be hired and then dually supported by California State University, Fullerton and the District as they complete requirements to become fully credentialed.

Contact: Tim Brooks, Associate Superintendent, Human Resource Services

34. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES: Page 517
EXHIBIT 34

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: Tim Brooks, Associate Superintendent, Human Resource Services

35. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES: Page 542
EXHIBIT 35

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: Tim Brooks, Associate Superintendent, Human Resource Services

GENERAL FUNCTIONS

36. SCHOOL BOARD MINUTES: Page 577
EXHIBIT 36

Approval of the July 17, 2019 Regular Board meeting minutes.

Contact: Colleen Hayes, Manager II, Board Operations/Superintendent's Office

DISCUSSION/ACTION ITEMS

37. RESOLUTION NO. 1920-10, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 90-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) FOR FISCAL YEAR 2019-2020: DISCUSSION/
ACTION
Page 589
EXHIBIT 37

Resolution No. 1920-10 authorizes the levy of Special Tax in Community Facilities District (CFD) No. 90-2 (Talega) for Fiscal Year 2019-2020. In order to secure the tax

roll for CFD No. 90-2 in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor-Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-10, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-10, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 of the Capistrano Unified School District (Talega) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 38. RESOLUTION NO. 1920-11, RESOLUTION OF THE BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY FOR IMPROVEMENT AREA NO. 2002-1 OF COMMUNITY FACILITIES DISTRICT NO. 90-2 IA OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 90-2 IA OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (TALEGA) FOR FISCAL YEAR 2019-2020:**

**DISCUSSION/
ACTION**
Page 598
EXHIBIT 38

Resolution No. 1920-11 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 90-2 IA Improvement Area No. 2002-1 (Talega) for Fiscal Year 2019-2020. In order to secure the tax roll for CFD No. 90-2 IA in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor/Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-11, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-11, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 90-2 Improvement Area No. 2002-1 of the Capistrano Unified School District (Talega), Authorizing the Levy of Special Taxes in Community Facilities District No. 90-2 1A of the Capistrano Unified School District (Talega) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

39. RESOLUTION NO. 1920-12, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 92-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LAS FLORES), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 92-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LAS FLORES) FOR FISCAL YEAR 2019-2020:

**DISCUSSION/
ACTION**
Page 606
EXHIBIT 39

Resolution No. 1920-12 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 92-1 (Las Flores) for Fiscal Year 2019-2020. In order to secure the tax roll for CFD No. 92-1 in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor/Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-12, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-12, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 92-1 of the Capistrano Unified School District (Las Flores), Authorizing the Levy of Special Taxes in Community Facilities District No. 92-1 of the Capistrano Unified School District (Las Flores) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

40. RESOLUTION NO. 1920-13, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1A OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2019-2020:

**DISCUSSION/
ACTION**
Page 615
EXHIBIT 40

Resolution No. 1920-13, authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1A (Pacifica San Juan) for Fiscal Year 2019-2020. Such Special Taxes were levied, in prior fiscal years, on a partial basis. It is proposed that for Fiscal Year 2019-2020 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1A. As in prior fiscal years, this is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1A in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor-Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-13, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. The District's Special Tax Consultant, David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.

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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-13, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of

Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1A of the Capistrano Unified School District (Pacifica San Juan) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 41. RESOLUTION NO. 1920-14, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-1B OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (PACIFICA SAN JUAN) FOR FISCAL YEAR 2019-2020:**

**DISCUSSION/
ACTION**
Page 623
EXHIBIT 41

Resolution No. 1920-14, authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-1B (Pacifica San Juan) for Fiscal Year 2019-2020. It is proposed that for Fiscal Year 2019-2020 the Special Taxes be levied on a partial basis at less than the Assigned Special Tax for CFD No. 98-1B. This is not a precedent for future fiscal years. In order to secure the tax roll for CFD No. 98-1B in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor-Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-14, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. The District's Special Tax Consultant, David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.

***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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-14, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan), Authorizing the Levy of Special Taxes in Community Facilities District No. 98-1B of the Capistrano Unified School District (Pacifica San Juan) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 42. RESOLUTION NO.1920-15, 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 LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 98-2 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (LADERA) FOR FISCAL YEAR 2019-2020:**

**DISCUSSION/
ACTION**
Page 631
EXHIBIT 42

Resolution No. 1920-15 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 98-2 (Ladera) for Fiscal Year 2019-2020. In order to secure the tax roll for CFD No. 98-2 in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor/Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-15, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. David Taussig & Associates will deliver the required documents on the District's behalf to the County of Orange.

***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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-15, Resolution of 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 Levy of Special Taxes in Community Facilities District No. 98-2 of the Capistrano Unified School District (Ladera) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 43. RESOLUTION NO. 1920-16, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2004-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (RANCHO MADRINA) FOR FISCAL YEAR 2019-2020:**

**DISCUSSION/
ACTION
Page 639
EXHIBIT 43**

Resolution No. 1920-16, authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2004-1 (Rancho Madrina) for Fiscal Year 2019-2020. In order to secure the tax roll for CFD No. 2004-1 in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor-Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-16, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. The District's Special Tax Consultant, David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.

***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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-16, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina), Authorizing the Levy of Special Taxes in Community Facilities District No. 2004-1 of the Capistrano Unified School District (Rancho Madrina) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

- 44. RESOLUTION NO. 1920-17, RESOLUTION OF BOARD OF TRUSTEES OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS), AUTHORIZING THE LEVY OF SPECIAL TAXES IN COMMUNITY FACILITIES DISTRICT NO. 2005-1 OF THE CAPISTRANO UNIFIED SCHOOL DISTRICT (WHISPERING HILLS) FOR FISCAL YEAR 2019-2020:**

**DISCUSSION/
ACTION
Page 647
EXHIBIT 44**

Resolution No. 1920-17 authorizes the levy of Special Taxes in Community Facilities District (CFD) No. 2005-1 (Whispering Hills) for Fiscal Year 2019-2020. In order to secure the tax roll for CFD No. 2005-1 in Fiscal Year 2019-2020, the District must notify the County of Orange Auditor-Controller no later than August 22, 2019, or other duly authorized date, with a certified copy of Resolution No. 1920-17, along with a copy of the annual levy of Special Taxes for Fiscal Year 2019-2020. The District's Special Tax Consultant, David Taussig & Associates, will deliver the required documents on the District's behalf to the County of Orange.

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 that the Board President recognize Clark Hampton, Deputy Superintendent, Business and Support Services, to present this item.

Following discussion, in adopting Resolution No. 1920-17, Resolution of Board of Trustees of the Capistrano Unified School District, Acting as the Legislative Body of Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills), Authorizing the Levy of Special Taxes in Community Facilities District No. 2005-1 of the Capistrano Unified School District (Whispering Hills) For Fiscal Year 2019-2020, the Board will designate the amount set forth in the David Taussig & Associates Annual Report as set forth in Section 4 of the Resolution.

Motion by _____ Seconded by _____

45. RESOLUTION NO. 1920-07, PRELIMINARY 2018-2019 FINANCIAL STATEMENTS (UNAUDITED ACTUALS): **DISCUSSION/ ACTION**

The Board of Trustees will be provided with a brief update on the 2018-2019 actuals and the revisions to the 2019-2020 budget. Resolution No. 1920-07 will be forwarded to the Orange County Department of Education, reviewed for accuracy and compliance, and subsequently transmitted to the Superintendent of Public Instruction.

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 adopt Resolution No. 1920-07, Preliminary 2018-2019 Financial Statements (Unaudited Actuals).

Motion by _____ Seconded by _____

46. RESULTS OF CONTINUING FINANCIAL STEWARDSHIP OF COMMUNITY FACILITIES DISTRICTS: REFINANCING FOR CFD 98-2 (LADERA): **INFORMATION/ DISCUSSION**

Following an information presentation on June 12, 2019 and Board authorization to proceed with a refinancing for CFD 98-2 (Ladera) on July 17, 2019, the Board will receive a brief information presentation from Government Financial Strategies sharing the refinancing results.

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.

Page 656
EXHIBIT 45

Page 816
EXHIBIT 46

47. CITIZEN'S REQUEST – RESOLUTION NO. 1920-20, RESOLUTION IN SUPPORT OF FAIR ADMISSION OF CALIFORNIA RESIDENT STUDENTS TO THE UNIVERSITY OF CALIFORNIA: **DISCUSSION/ ACTION**
Page 827
EXHIBIT 47

Citizen, Dawn Urbanek, requested the placement of a resolution on the agenda to address fair admission of California resident students to the University of California. Resolution No. 1920-20, Resolution in Support of Fair Admission of California Resident Students to the University of California. Board Policy 9322, *Agenda/Meeting Materials*, states any member of the public may request that a matter within the jurisdiction of the Board be placed on the agenda of a regular meeting.

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 Dawn Urbanek to present information on this item and answer any questions Trustees may have.

Following discussion, it is recommended the Board of Trustees discuss and take action on Resolution No. 1920-20, Resolution in Support of Fair Admission of California Resident Students to the University of California.

Motion by _____ Seconded by _____

48. FIRST READING – BOARD POLICY 5166, AUTOMATED EXTERNAL DEFIBRILLATORS: **DISCUSSION/ ACTION**

The proposed revisions to Board Policy 5166, *Automated External Defibrillators*, are being recommended to ensure the policy is aligned with current legal requirements and District practices. Changes are underlined; deletions are struck through.

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 Board Policy 5166, *Automated External Defibrillators*.

Motion by _____ Seconded by _____

49. FIRST READING – BOARD POLICY 3554, OTHER FOOD SALES: **DISCUSSION/ ACTION**

The proposed revisions to Board Policy 3554, *Other Food Sales* brings language in alignment to suggestions from California School Board Association (CSBA), other California districts and updated federal and state requirements regarding other food sales outside the Districts food service program. Changes are underlined; deletions are struck through.

CUSD WIG 2: 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 Board Policy 3554, *Other Food Sales*.

Motion by _____ Seconded by _____

Page 861
EXHIBIT 48

Page 864
EXHIBIT 49

- 50. FIRST READING OF POTENTIAL BALLOT MEASURE FOR SCHOOL FACILITIES IMPROVEMENT DISTRICT NO. 2 “SOUTHERN REGION”:** **INFORMATION/ DISCUSSION**
 Following the information presentation at the June 12, 2019 Board meeting and Board adoption of a resolution declaring its intention to form School Facilities Improvement District (SFID) No. 2 in the southern region (San Clemente area) on July 17, 2019, the Board is asked to review the potential ballot measure for SFID No. 2 “Southern Region” and provide feedback. **Page 867**
EXHIBIT 50
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.
- 51. FIRST READING OF POTENTIAL BALLOT MEASURE FOR SCHOOL FACILITIES IMPROVEMENT DISTRICT NO. 3 “WESTERN REGION”:** **INFORMATION/ DISCUSSION**
 Following the information presentation at the June 26, 2019 Board workshop and Board adoption of a resolution declaring its intention to form School Facilities Improvement District (SFID) No. 3 in the western region (Dana Point, Laguna Niguel, and Aliso Viejo area) on July 17, 2019, the Board is asked to review the potential ballot measure for SFID No. 3 “Western Region” and provide feedback. **Page 882**
EXHIBIT 51
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.
- 52. PRESENTATION OF DISTRICT TECHNOLOGY PLAN 2019-2022:** **INFORMATION/ DISCUSSION**
 The Board will receive an information presentation from the Chief Technology Officer. The presentation is an overview of the District’s Technology Plan for 2019-2022. **Page 898**
EXHIBIT 52
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.
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.
- 53. REORGANIZATION OF BOARD - ELECTION OF VICE PRESIDENT:** **DISCUSSION/ ACTION**
 The Capistrano Unified School District Board of Trustees is conforming to Education Code requirements by replacing the Vice President position with the resignation of Trustee Gary Pritchard. Area 5 Trustee Gary Pritchard resigned his seat, as of August 9, 2019, on the Board of Capistrano Unified School District. Upon Trustee Pritchard’s resignation the role of Vice President on the Board of Capistrano Unified School District was left vacant. At this time

the Board is required to elect a Vice President to the Board of Capistrano Unified School District to serve until end of the term which is November 2020.

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: 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 Superintendent Vital and the Board takes action to elect a Vice President to the Board of Capistrano Unified School District. The Board President will commence with the election of the Vice President.

Motion by _____ Seconded by _____

- 54. SELECTION OF TRUSTEE PARTICIPATION ON TRUSTEE COMMITTEE:**
Every year at the organizational meeting in December, Trustee assignments are made to various committees and other groups in which there is an expectation of Board representation. The exhibit is a listing of an appointment assignment that left a vacancy with Trustee Gary Pritchard’s resignation on August 9, 2019. This agenda item requests the Board of Trustees select a member to serve on this committee during 2019. There is no financial impact.

**DISCUSSION/
ACTION
Page 945
EXHIBIT 54**

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 Superintendent Vital and the Board takes action to appoint a Trustee to the District Restructuring Council (DRC). Currently, Trustee Martha McNicholas, serves as the alternate on the DRC.

Motion by _____ Seconded by _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, SEPTEMBER 18, 2019, 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.