

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

President Gila Jones called the meeting to order at 4:34 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; Conference with Real Property Negotiators; Student Readmissions; Student Expulsions; Public Employee Discipline/Dismissal/Release, Conference with Labor Negotiators, and Public Employment and Evaluation of Performance.

MUSICAL SHOWCASE

Dana Hills High School Brass Quintet
Ryan Avillanoza, C.J. Porter, Amethyst Raubolt, Holden Abrams, Liam Adcock. Under the direction of James Caestecker, *Director of Instrumental Music*.

The regular meeting of the Board of Trustees was called to order by President Gila Jones at 7:30 p.m.

ROLL CALL:

Present: Trustees Bullockus, Castellanos, Hanacek, Holloway, Jones, McNicholas, and Reardon
Absent: None

The Pledge of Allegiance was led by James Caestecker, *Director of Instrumental Music*, Dana Hills 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 McNicholas seconded by Trustee Reardon and motion carried by a 7-0 roll call vote to adopt the Board agenda.

**Adoption of the
Board Agenda**

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

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

Item #3A-1 Significant Exposure to Litigation – One Case
Trustees voted 5-0-2 to approve the staff recommendation on OAH Case Number: OAH Case Number 2018120830

Item #3A-2 Significant Exposure to Litigation – One Case
Staff pulled this agenda item.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

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

Significant Exposure to Litigation – One Case

Trustees voted 5-0-2 to approve the staff recommendation on OAH Case Number:
OAH Case Number 2019090968

Agenda Item #3C – Liability Claim

Significant Exposure to Litigation – One Case

Trustees voted 7-0 to approve the staff recommendation on:
Rejection of Government Claim No. 1906565

Agenda Item #3D – Conference with Real Property Negotiators

Property: PA-3 K-8 School No. 2 an approximate 20-acre school site
No reportable action.

Agenda Item #3E – Student Readmissions

Two Cases

Trustees voted 7-0 to approve staff recommendation on:
Case # 2017-035
Case # 2019-038

Agenda Item #3F – Student Expulsions

Three Cases

Trustees voted 7-0 to approve staff recommendation on:
Case # 2020-019
Case # 2020-021
Case # 2020-023

Agenda Item #3G – Public Employee Employment/Appointment

Trustees voted 7-0 to appoint Jennifer Garrett-Smalley, Assistant Superintendent,
Curriculum and Instruction, Preschool – Grade 5.

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

Trustees voted 7-0 to approve staff recommendation.

Agenda Item #3I – Conference with Labor Negotiators

Trustees gave direction to staff.

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

No reportable action.

Associated Student Body

Dana Hills High School
Brad Baker, *Principal*
Ken Nedler, *Activities Director*
Danny Cullen, *Associated Student Body President*

**Special
Recognitions**

Extra Milers

Anthony Small and Patti Compton, founders of the Music Preserves Foundation, for piloting a music history program at Wood Canyon Elementary, their behind-the-scenes festival work with our high school students, and their support at our Merry Monarch event.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

Cris Wilson, College Fair Co-Chair, Sue McNair, CUCPTSA President, and Wendy Rieger, Capistrano Valley High School PTSA President, for their work to ensure the 2019 College Fair was a success.

Winter Music Program

Dana Hills High School Brass Quintet
Ryan Avillanoza, C.J. Porter, Amethyst Raubolt, Holden Abrams, Liam Adcock. Under the direction of James Caestecker, *Director of Instrumental Music*.

REORGANIZATION OF THE BOARD

The Capistrano Unified School District Board of Trustees is conforming to Education Code requirements by holding its annual organizational meeting at the December 11, 2019, meeting.

**Reorganization of Board – Election of President
Agenda Item 1**

Prior to Agenda Item 1 Trustee McNicholas presented President Jones with a plaque for serving one year as President of the Board of Trustees, 2018-2019.

The current presiding Board President, Gila Jones facilitated the election of the 2020 Board President. President Jones called for nominations for President.

It was moved by Trustee Reardon and seconded by Trustee Jones to close the nominations for President and elect Trustee Reardon as President of the Board of Trustees. The motion carried 4-3.

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

President Reardon called for nominations for Vice President.

**Reorganization of Board – Election of Vice President
Agenda Item 2**

It was moved by Trustee McNicholas and seconded by Trustee Reardon to close the nominations for Vice President and elect Trustee McNicholas as Vice President of the Board of Trustees. The motion carried 7-0.

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

President Reardon called for nominations for Clerk of the Board.

**Reorganization of Board – Election of Clerk
Agenda Item 3**

It was moved by Trustee Jones and seconded by Trustee Reardon to close the nominations for Clerk of the Board and elect Trustee Jones as Clerk of the Board of Trustees. The motion carried 7-0.

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

BREAK

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

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:

- *Michelle Ploessel Campbell spoke regarding CUCPTSA*

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered by the Board to be routine and will be enacted by the Board in one motion in the form listed below. There will be no discussion of these items prior to the time the Board votes on the motion unless members of the Board, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar. The Superintendent and the staff recommend approval of all Consent Calendar items.

President Reardon asked Trustees for items they wished to pull from the Consent Calendar. No items were pulled by Trustees.

It was moved by Trustee McNicholas and seconded by Trustee Jones, motion carried by a 7-0 Roll Call vote to approve the Consent Calendar.

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

Approval of donations of funds and equipment.

**Donation of Funds
and Equipment
Agenda Item 4
Purchase Orders,
Commercial
Warrants and
Previously Board-
Approved Bids
and Contracts
Agenda Item 5
Independent
Contractor,
Professional
Services, Field
Service, and
Master Contract
Agreements
Agenda Item 6
Award Bid No.
1920-04, Aliso
Niguel High
School Stem
Building Project –
New Dynasty
Construction
Company
Agenda Item 7**

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

Approval of Award of Bid No. 1920-04, Aliso Niguel High School STEM Building Project to New Dynasty Construction Company. Ten bids were received and opened on November 5, 2019 and are listed on Exhibit A.

**CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM**

Approval of Award of Bid No. 1920-05, Newhart Middle School STEAM Building Project to Paul C. Miller Construction Co. Inc. dba Miller Construction.	Award Bid No. 1920-05, Newhart Middle School Steam Building Project – Paul C. Miller Construction Co. Inc. dba Miller Construction
Approval of the Award of Request for Proposals (RFP) No. 1-1920, Investigative Services to various firms.	Agenda Item 8 Award of Request For Proposals No. 1-1920, Investigative Services – Multiple Vendors
Approval of Change Order No. 2, Bid No. 1819-18 for the Ambuehl Elementary School Renovation Project related to unforeseen site conditions, additional design changes, and added scope to the project.	Agenda Item 9 Change Order No. 2, Bid No. 1819-18, Ambuehl Elementary School Renovation Project
Approval of Change Order No. 2, 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 unforeseen conditions that arose throughout the course of construction.	Agenda Item 10 Change Order No. 2, Bid No. 1819-20, Capistrano Valley High School Turf Replacement, Capistrano Valley High School Softball Scoreboard, and San Clemente High School Softball Scoreboard Project
Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 1819-14 for the Dana Hills High School Kitchen Modernization Project.	Agenda Item 11 Final Acceptance and Filing of Notice of Completion for Bid No. 1819-14 for Dana Hills High School Kitchen Modernization Project
Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 1819-18 for the Ambuehl Elementary School Renovation Project.	Agenda Item 12 Final Acceptance and Filing of

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

**Notice of
Completion for
Bid No. 1819-18
for Ambuehl
Elementary
School Renovation
Project**

Approval of the Final Acceptance and filing of the Notice of Completion for 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.

**Agenda Item 13
Final Acceptance
and Filing of
Notice of
Completion for
Bid No. 1819-20
for Capistrano
Valley High
School Turf
Replacement,
Capistrano Valley
High School
Softball
Scoreboard, and
San Clemente
High School
Softball
Scoreboard**

Approval of Resolution No. 1920-32 authorizing the Annual and Five-Year Reportable Fees Report for Fiscal Year 2018-2019, in compliance with Government Code § 66006 and § 66001.

**Agenda Item 14
Resolution No.
1920-32,
Approving the
Annual and Five-
Year Reportable
Fees Report for
Fiscal Year 2018-
2019, in
Compliance with
Government Code
§ 66006 and
§ 66001**

Approval of the College and Career Access Pathways Partnership Agreement with South Orange County Community College District (SOCCCD).

**Agenda Item 15
College and
Career Access
Pathways
Partnership
Agreement with
South Orange
County
Community
College District**

Approval of the California Career Technical Education Incentive Grant Program Memorandum of Understanding (MOU) with College and Career Advantage.

**Agenda Item 16
Memorandum of
Understanding
with College and
Career Advantage**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019

EDUCATION CENTER – BOARD ROOM

**for Participation
in the California
Career Technical
Education**

**Incentive Grant
Program**

Agenda Item 17

Approval of Addendums to the Agreement for Additional Schools Participating in the Inside the Outdoors School Program, Agreement Numbers 12025-4, 12025-6 and 12025-7.

**Addendum to the
Agreement for
Additional Schools
Participating in
the Inside the
Outdoors School
Programs,**

**Agreement No.
12025, Addendum
No. 4, 6 and 7**

Agenda Item 18

Approval of agreement with the YMCA of Orange County Laguna Niguel to provide Physical Education (PE) programs for students at Castille Elementary School for the 2019-2020 school year.

**Agreement for
Participation with
the YMCA of
Orange County
Laguna Niguel to
provide a Physical
Education**

**Program for
Students at
Castille**

**Elementary
School 2019-2020**

Agenda Item 19

Agenda Item 20

Agenda item pulled by staff.

Approval of the appointment of Barbara Kakuda and Stephanie Maciborski to serve as a Community Advisory Committee (CAC) voting member for the 2020 and 2021 calendar years.

**Members of
Special Education
Local Plan Area
Community
Advisory
Committee**

Agenda Item 21

Approval of the Educational Clinical Practice Experiences Memorandum of Understanding with La Sierra University, effective January 2, 2020 and expiring June 30, 2022.

**Educational
Clinical Practice
Experiences
Memorandum of
Understanding
with La Sierra
University**

Agenda Item 22

Approval of the University/Fieldwork Agreement and Addendum with University of La Verne, effective upon the final signature and expiring June 30, 2024.

**University/
Fieldwork
Agreement and
Addendum with
University of La**

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

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.

**Verne
Agenda Item 23
Resignations/
Retirements/
Employment -
Certificated
Employees**

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.

**Agenda Item 24
Resignations/
Retirements/
Employment -
Classified
Employees**

Resolution No. 1920-33, Role of the Board: Powers and Responsibilities, reaffirms the role of the Board.

**Agenda Item 25
Resolution No.
1920-33, Role of
the Board: Powers
and
Responsibilities**

Approval of the November 20, 2019 Regular Board meeting minutes.

**Agenda Item 26
School Board
Minutes**

Approval of the November 20, 2019 Special Board meeting minutes.

**Agenda Item 27
School Board
Minutes**

Agenda Item 28

DISCUSSION/ACTION ITEMS

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

**District
Dashboard
Update
Agenda Item 29**

This was an information item only and no Trustee action was necessary.

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

**Memorandum of
Understanding
With School-
Connected
Organizations
Agenda Item 30**

It was moved by Trustee Bullockus and seconded by Trustee Holloway to approve Memorandum of Understanding to be used with all school-connected organizations. The motion carried 7-0.

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

NOES: None

ABSENT: None

Item pulled by staff.

**Presentation –
Math Options
Agenda Item 31
Certification of the
2019-2020 First
Interim Report
Agenda Item 32**

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

It was moved by Trustee Bullockus and seconded by Trustee Holloway to approve a Certification of the 2019-2020 First Interim Report. The motion carried 7-0.

CAPISTRANO UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES
MINUTES OF REGULAR MEETING
December 11, 2019
EDUCATION CENTER – BOARD ROOM

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

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.

**Selection of
Trustee
Participation on
Various
Committees
Agenda Item 33**

It was moved by Trustee McNicholas and seconded by Trustee Bullockus to approve the Trustee Committee Assignments for 2020 as amended and submitted with minutes. The motion carried 7-0.

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

It was moved by Trustee Jones and seconded by Trustee McNicholas to adjourn the meeting, motion carried 7-0.

Adjournment

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

President Reardon announced the meeting adjourned at 8:46 p.m.



Board Clerk


Secretary, Board of Trustees

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

TRUSTEE COMMITTEE APPOINTMENTS 2020

1. **NOMINATING COMMITTEE OF THE ORANGE COUNTY COMMITTEE ON SCHOOL DISTRICT ORGANIZATION: 1 Trustee and 1 alternate**
Meets annually prior to the OCSBA dinner meeting in May.
2020 Assignment: Trustee Jones (Alternate-Trustee McNicholas)
2. **OCSBA POLITICAL ACTION GROUP EFFORT (PAGE): 2 Trustees**
Meets prior to the OCSBA dinner meetings in October, January, March, and May.
2020 Assignment: Trustee Holloway and Trustee Jones
3. **INSTRUCTIONAL MATERIALS REVIEW COMMITTEE (IMRC): 2 Trustees**
Meets only if a committee member has a concern about proposed materials and requests a meeting, possibly quarterly.
2020 Assignment: Trustee Bullockus and Trustee Castellanos
4. **AD HOC COMMITTEES: 2 or 3 Trustees on each committee**
Meetings are scheduled through the Superintendent.
2020 Assignments as follows:
 - ◆ City of Aliso Viejo: Trustees Castellanos, and McNicholas
 - ◆ City of Dana Point: Trustees Hanacek, and McNicholas
 - ◆ City of Laguna Niguel: Trustees Jones, and McNicholas
 - ◆ City of Mission Viejo: Trustees Bullockus, and Jones
 - ◆ City of Rancho Santa Margarita: Trustees Reardon, and Bullockus
 - ◆ City of San Clemente: Trustees Holloway, and Hanacek
 - ◆ City of San Juan Capistrano: Trustees Jones, Reardon, and Hanacek
 - ◆ Ladera Ranch Civic Council: Trustees Bullockus, Holloway, and Reardon
5. **DISTRICT RESTRUCTURING COUNCIL (DRC): 1 Trustee and 1 alternate**
Meets on an as needed basis.
2020 Assignment: Trustee Castellanos (Alternate-Trustee McNicholas)
6. **COLLEGE AND CAREER ADVANTAGE: 3 Trustees and 1 alternate**
2020 Assignment: Trustees Hanacek, Jones and McNicholas
(Alternate: Trustee Reardon)
6. **CALIFORNIA SCHOOL BOARD ASSOCIATION DELEGATE (CSBA): 2 Trustees**
Meets bi-annually in May and November.
2020 Assignment: Trustee Bullockus and Trustee McNicholas
7. **BOARD POLICY SUB-COMMITTEE: 2 Trustees**
Meets quarterly or as needed.
2020 Assignment: Trustee Holloway and Trustee Jones