

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

REVISED

January 20, 2021

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

AGENDA

Due to the nature of the COVID-19 pandemic and in accordance with Governor Newsom's Executive Order N-29-20, issued on March 17, 2020, the Board members will have the option to attend the meeting and take action on any item telephonically. Members of the public may live stream the meeting from our District website at CAPOUSD.org.

The Board room will be temporarily closed for this meeting. There will be no physical meeting location open to the public. For this meeting, public input will not be facilitated in person. The District has provided the following option for the public to address the Board telephonically. Please submit a request to address the Board by clicking [here](#). Those who have registered to comment will receive an email prior to the meeting with information on how to join and comment telephonically. A speaker card will need to be submitted prior to the agenda item per Bylaws of the Board 9323, Meeting Conduct. 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 (3) 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. Detailed guidelines and information on what to do if you wish to address the Board of Trustees, is provided at the end of this agenda.

CLOSED SESSION AT 4:00 P.M.

- 1. CALL TO ORDER**
- 2. CLOSED SESSION COMMENTS**
- 3. CLOSED SESSION** (as authorized by law)

A. PUBLIC HEALTH EMERGENCY

Consultation with Agency Counsel
Attorney – Anthony De Marco
Kirsten Vital Brulte/Gregory Merwin
(Pursuant to Government Code § 54957(a))

EXHIBIT A-1

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – Seven Cases
ADR Case Number 20190425
ADR Case Number 20201015
ADR Case Number 20201022
ADR Case Number 20201023
ADR Case Number 20201102
ADR Case Number 20201120
ADR Case Number 20201130
(Pursuant to Government Code § 54956.9(d)(2))

EXHIBIT B-1
EXHIBIT B-2
EXHIBIT B-3
EXHIBIT B-4
EXHIBIT B-5
EXHIBIT B-6
EXHIBIT B-7

Kirsten Vital Brulte/Clark Hampton/Susan Holliday
Attorney – Marley Fox
Significant Exposure to Litigation – One Case
(Pursuant to Government Code § 54956.9(d)(2)(3))

EXHIBIT B-8

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Gregory Merwin/Kathy Purcell
Attorney – Justin Shinnfield
Significant Exposure to Litigation – Two Cases
OAH Case Number 2020070958
OAH Case Number 2020100716
(Pursuant to Government Code § 54956.9(d)(1))

EXHIBIT C-1

EXHIBIT C-2

D. STUDENT READMISSIONS

Mike Beekman
Two Cases
Case # 2020-005
Case # 2020-020

EXHIBIT D-1

EXHIBIT D-2

E. STUDENT EXPULSION

Mike Beekman
One Case
Case # 2021-001

EXHIBIT E-1

F. CONFERENCE WITH LABOR NEGOTIATORS

District Negotiators: Kirsten Vital Brulte/Tim Brooks/Clark Hampton
Employee Organizations:
1) Capistrano Unified Education Association (CUEA)
2) California School Employees Association (CSEA)
3) Teamsters
4) Capistrano Unified Management Association (CUMA)
(Pursuant to Government Code § 54957.6)

EXHIBIT F-1

RECORDING OF SCHOOL BOARD MEETINGS

In accordance with Board Policy 9324, Board Minutes, all Regular School Board Meetings will be audio recorded.

OPEN SESSION AT 7:00 P.M.

CALL TO ORDER – ROLL CALL

PLEDGE OF ALLEGIANCE

ADOPTION OF THE AGENDA

REPORT ON CLOSED SESSION ACTION

SPECIAL RECOGNITIONS

Extra Miler

Canyon Vista Elementary School and Don Juan Avila Middle School for the video they produced to raise anti-bullying awareness and spread kindness. The video was submitted as part of the *To Know Better* competition sponsored by the Orange County Human Relations Commission, which aims to “stop hateful vibes and wrongful bias” that happened during the COVID-19 pandemic. Read the full story and watch the video on [CUSDInsider.org](https://www.cusdinsider.org).

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 \$43,833.81 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 \$39,969,232.19 and the commercial warrants total \$15,356,692.03. 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 seven new agreements totaling \$3,018,916 and five amendments to existing agreements totaling \$233,300. 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

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EXHIBIT 3

4. AWARD BID NO. 2021-03, PLUMBING SERVICES – VERNE'S PLUMBING, INCORPORATED:

Approval of Award of Bid No. 2021-03, Plumbing Services to Verne's Plumbing, Incorporated. Four bids were received and opened on December 8, 2020 and are listed on Exhibit A. Select line items representing the most common District projects were used to determine the lowest base price for Plumbing Services. Verne's Plumbing, Incorporated is the lowest responsive, responsible bidder. The initial contract term is January 1, 2021 through December 31, 2021 and may be extended by mutual agreement with Board approval, for a term not-to-exceed three years. Plumbing services will be funded by deferred maintenance and routine restricted maintenance funds.

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EXHIBIT 4

Annual expenditures are estimated to be \$400,000; however, may vary depending on District needs and availability of funds.

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

5. CHANGE ORDER NO. 5, BID NO. 1920-05, NEWHART MIDDLE SCHOOL STEAM BUILDING PROJECT: Page 273
EXHIBIT 5

Approval of Change Order No. 5, Bid No. 1920-05 for the Newhart Middle School STEAM Building Project related to structural steel changes to the superstructure frame of the building and the elevator. These changes involve adjustments to the plans and specifications captured and directed through Division of the State Architect's (DSA) Construction Change Directive (CCD) process. 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 \$10,249,000. The new contract sum including Change Order No. 5 is \$10,455,080.05 funded by Redevelopment Agency Mission Viejo. With this change order, the project remains under budget.

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

6. FINAL ACCEPTANCE AND FILING OF NOTICE OF COMPLETION FOR BID NO. 2021-07 FOR BRIDGES COMMUNITY DAY HIGH SCHOOL RESTROOM PORTABLE PROJECT: Page 372
EXHIBIT 6

Approval of the Final Acceptance and filing of the Notice of Completion for Bid No. 2021-07 for the Bridges Community Day High School Restroom Portable Project. In order to obtain Division of State Architect closeout with certification, Notice of Completion is required. All work has been inspected and completed to the satisfaction of staff. The project was funded by developer fees.

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

7. FOURTH EXTENSION OF BID NO. 1617-07, ELECTRICAL, FIRE PROTECTION, AND LOW VOLTAGE SYSTEMS SERVICES – GILBERT AND STEARNS, INCORPORATED: Page 376
EXHIBIT 7

Approval of Fourth Extension of Bid No. 1617-07, Electrical, Fire Protection, and Low Voltage Systems Services with Gilbert and Stearns, Incorporated. The vendor agrees to maintain the pricing for Categories 1, 2, and 3 provided in Exhibit 4-A of the agreement for the renewal period of January 1, 2021 through December 31, 2021. Annual expenditures utilizing this contract are estimated to be \$125,000 funded by routine repair and general maintenance fund. Actual expenditures may vary depending on availability of funds and District needs.

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

8. LEASE AGREEMENT FOR USE OF COLLEGE AND CAREER ADVANTAGE BUILDINGS AND OTHER REAL PROPERTY – COLLEGE AND CAREER ADVANTAGE: Page 416
EXHIBIT 8

Approval of the Lease Agreement with College and Career Advantage (CCA) for use of CCA buildings and other real property. At the November 18, 2020 Board meeting, the Board approved a license agreement (License) with CCA, a joint powers authority which serves both District and Laguna Beach Unified School District students, for CCA's use of portable classrooms located on the Capistrano Valley High School campus. According to the terms of the License, in exchange for CCA's use of the District's portable classrooms, CCA would permit the District's use of CCA's facilities by a separate agreement, which is now before the Board.

The Lease Agreement (Lease) authorizes the District to lease all of CCA's buildings and other personal property located on the CCA campus, which is located north of the District's San Juan Elementary School. The Lease allows the District to provide facilities for operation and management of a charter school.

Similar to the License, the Lease has a term for five years beginning upon full execution through June 30, 2025 with an option to extend by mutual agreement. The Lease may be terminated by either party with a 60 day written notice. There is no financial impact.

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

9. PROCURE ELIGIBLE E-RATE ITEMS UTILIZING REQUESTS FOR PROPOSALS PROCESS: Page 430
EXHIBIT 9

Approval to procure eligible E-Rate items (Category 2) utilizing Requests for Proposals (RFP) process. Public Contract Code § 20118.2 states that due to the highly specialized nature of technology, telecommunications, related equipment, software and services, it is in the public's best interest to allow a school district to consider, in addition to price, various factors. Section 20118.2(c) requires that prior to awarding contracts utilizing the competitive negotiation RFP process discussed in § 20118.2(d), the Board must make a finding that the items listed in the proposed Request for Proposals No. 2-2021, E-Rate Category 2 are eligible under Public Contract Code § 20118.2.

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

10. RESOLUTION NO. 2021-29, AUTHORIZATION TO RENEW A COMMUNITY SERVICE PROGRAM CERTIFICATION THROUGH THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY: Page 439
EXHIBIT 10

Approval of Resolution No. 2021-29, Authorization to Renew a Community Service Program (SP) Certification through the Department of Resources Recycling and Recovery (CalRecycle). Due to fraud with the California Redemption Value redemption, the state of California implemented rules requiring any person, operation, or entity be certified by CalRecycle when redeeming daily loads in excess of 100 pounds of plastic or aluminum. Resolution No. 2021-29 acknowledges the state's CalRecycle program and authorizes the Chief Facilities Officer, Facilities/Maintenance and Operations to submit an application for SP status and certification. There is no financial impact.

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

11. RESOLUTION NO. 2021-30, APPLICATION SUBMISSION SCAQMD PA 2021-02 LOWER EMISSION BUS FUNDING GRANT PROGRAM: Page 443
EXHIBIT 11

Approval of Resolution No. 2021-30, Application Submission SCAQMD PA 2021-02 Lower Emission Bus Funding Grant Program. Assembly Bill 923 authorizes funding for the South Coast Air Quality Management District (SCAQMD) School Bus Funding Grant Program. Since the start of the Lower Emission School Bus Program in 2001, SCAQMD has awarded nearly \$325 million in local, state and federal funds to replace over 1,800 highly polluting publicly owned diesel school buses with alternative fuel or zero emission buses. The program has resulted in helping children to commute in some of the cleanest school buses in the country. SCAQMD requires local school boards approve the submission of the grant application and to designate a responsible representative of the District to execute in the name of the District, all necessary applications, contracts, agreements, amendments, and payments request for the purposes of securing grant funds and to implement and carry out the purposes specified in the grant application. If awarded \$6,380,000 for funding all 29 zero emission buses, the expenditures related to this grant application could ascend to \$476,000, for purchase costs above the established award per vehicle. This amount represents the difference between the maximum grant amount and the projected cost of the large compressed natural gas wheelchair buses. These expenditures would be funded by the general fund.

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

12. SECOND EXTENSION OF BID NO. 1819-07, PAPER AND PLASTIC PRODUCTS FOR FOOD AND NUTRITION SERVICES – P&R PAPER SUPPLY COMPANY: Page 507
EXHIBIT 12

Approval of Second Extension of Bid No. 1819-07, Paper and Plastic for Food and Nutrition Services with P&R Paper Supply Company. Bid No. 1819-07 was awarded to the lowest responsive, responsible bidder on January 24, 2019 for the initial term of January 1, 2019 through December 31, 2019, with optional renewal terms.

On February 19, 2020, the Board approved the First Extension through December 31, 2020. The vendor agrees to the extension at the rates shown in Exhibit A-2 for the renewal period of January 1, 2021 through December 31, 2021. Annual expenditures utilizing this contract are estimated to be \$580,000 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*

CURRICULUM AND INSTRUCTION

- 13. TEMPORARY BOARD POLICY T6146.1, HIGH SCHOOL GRADUATION REQUIREMENTS:** Page 525
EXHIBIT 13
- Approval of Temporary Board Policy T6146.1, *High School Graduation Requirements*. This item only provides technical revisions to typos, there are no policy language changes. This policy was revised with temporary language by Trustees on July 15, 2020, due to COVID-19, the policy language provided the District maximum flexibility for reopening. The policy was presented again at the November 18, 2020 Regular Board meeting. Staff recommends the minor formatting revisions, as approved on November 18, 2020. There is no financial impact.
- Contact:** *Gregory Merwin, Chief Academic Officer, Education and Support Services*
Contact: *Susan Holliday, Chief Administrative Officer, Education and Support Services*
- 14. MEMORANDUM OF UNDERSTANDING WITH SAN DIEGO COUNTY OFFICE OF EDUCATION FOR THE 2020-2021 MIGRANT EDUCATION PROGRAM:** Page 535
EXHIBIT 14
- Approval of the ratification of the Memorandum of Understanding with San Diego Office of Education, January 1, 2021 through June 30, 2021. The Memorandum of Understanding is with the San Diego County Office of Education for the 2020-2021 Migrant Education Program. This is an annual agreement in which the District is required to outline and offer services to meet federal mandates. Authorized through the Every Student Succeeds Act, supplemental educational and support services are available to migrant students. Migrant Education programs target students from migrant families who may have gaps in their schooling due to parent or guardian work schedules and work locations. The goal of this service agreement is to outline the partnership and services that will be provided to students within the Migrant Education Program in the District, offered by the San Diego County's Regional Office of Migrant Education. Estimated value of services is \$12,689. There is no financial impact.
- Contact:** *Susan Holliday, Chief Administrative Officer, Education and Support Services*
- 15. AGREEMENT NO. 50951 WITH THE ORANGE COUNTY SUPERINTENDENT OF SCHOOLS:** Page 547
EXHIBIT 15
- Approval of the ratification of Agreement No. 50951 with the Orange County Superintendent of Schools, December 1, 2020 through June 30, 2021, to provide a stipend for certificated staff who work with students at Ladera Ranch Middle School (LRMS) as part of their Friday Night Live program. Friday Night Live is part of the Peer Assistance Leadership program and class offered at LRMS. Students plan activities for students and parents, tied to education and awareness regarding societal issues that impact District schools and students, including drug and alcohol awareness and bullying. The cost of \$1,500 will be funded by general funds and then reimbursed by the Orange County Department of Education.
- Contact:** *Susan Holliday, Chief Administrative Officer, Education and Support Services*
- 16. EXTENDED SCHOOL YEAR PROPOSAL FOR 2021:** Page 558
EXHIBIT 16
- Approval of the proposed 2021 Extended School Year (ESY) program. California Code of Regulations § 3043, Title 5, establishes that ESY services shall be provided for each individual with exceptional needs who requires special education and related services beyond the regular academic year.

A student is eligible for ESY if it is determined by the Individualized Education Program team that interruption of the pupil's educational programming may cause regression, when coupled with limited recoupment capacity, rendering it impossible or unlikely the pupil will attain the level of self-sufficiency and independence that would otherwise be expected in view of his or her disability. For 2021, staff is recommending a 20-day program from June 14, 2021 through July 15, 2021 for ESY students. This will be a five-week program with ESY being offered four days per week (Monday – Thursday) during the five-week period, with the exception of the week of July 6, 2021 – July 9, 2021 where ESY will be Tuesday through Friday due to the July 4, 2021 holiday. The proposed ESY classes will be offered at three elementary schools, one middle school, one high school, and one adult transition center, and will serve approximately 1,100 students. The total cost of the special education ESY program is approximately \$1,600,000 funded by special education funds.
Contact: Gregory Merwin, Chief Academic Officer, Education and Support Services

HUMAN RESOURCE SERVICES

- 17. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CERTIFICATED EMPLOYEES:** Page 559
EXHIBIT 17

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

- 18. RESIGNATIONS/RETIREMENTS/EMPLOYMENT - CLASSIFIED EMPLOYEES:** Page 570
EXHIBIT 18

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

- 19. SCHOOL BOARD MINUTES:** Page 587
EXHIBIT 19

Approval of the December 16, 2020 Regular Board meeting minutes.

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

- 20. SCHOOL BOARD MINUTES:** Page 600
EXHIBIT 20

Approval of the January 6, 2021 Special Board meeting minutes.

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

DISCUSSION/ACTION ITEMS

- 21. CALIFORNIA HEALTHY KIDS SURVEY ALCOHOL AND OTHER DRUG MODULE FOR LAS FLORES MIDDLE SCHOOL AND TESORO HIGH SCHOOL:** DISCUSSION/
ACTION
 Page 602
EXHIBIT 21

WestEd has requested, for the second year in a row, that LFMS and THS students in grades 7, 9 and 11 participate in the Alcohol and Other Drug (AOD) Module which is an **optional** module to add to the CHKS Core Module. WestEd states that schools are randomly selected for participation. Last year, the request was not honored so this would be the first year participating in the AOD module. The CHKS Core Module was approved for administration at the December 16, 2020 Board meeting. The AOD survey questions relate to alcohol, cigarettes, vaping and tobacco products, marijuana, and illegal and prescription drugs. The sample survey questions are posted on the website. Parents have access now to the survey questions and content for their full review online, and in hard copy. If approved, an email and District letter will be sent to notify parents/guardians.

The District will receive a credit from WestEd of approximately \$660 which will reduce the total anticipated cost for survey administration at all District schools from \$10,000 to \$9,340 funded by general funds. In addition, WestEd will donate a \$200 Amazon gift card to LFMS, and a \$300 Amazon gift card to THS, which will be spent on student instructional materials.

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

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

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

Contact: Susan Holliday, Chief Administrative Officer, Education and Support Services

Staff Recommendation

It is recommended the Board President recognize Susan Holliday, Chief Administrative Officer, Education and Support Services, to present this item.

Following discussion, it is recommended the Board of Trustees approve the administration of the California Healthy Kids Survey Alcohol and Other Drug Module at Las Flores Middle School and Tesoro High School.

Motion by _____ Seconded by _____

22. FINANCING RESULTS FOR THE PACIFICA SAN JUAN COMMUNITY FACILITIES DISTRICT:

The Board will receive an information presentation from the District’s financial advisor, Government Financial Strategies, with the results of financings completed for the Pacifica San Juan Community Facilities District (CFD 98-1A and CFD 98-1B) and next steps.

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.

23. GOVERNOR’S JANUARY BUDGET PROPOSAL FOR FISCAL YEAR 2021-2022:

On January 15, 2021, staff attended the virtual School Services of California Governor’s Budget Workshop. Trustees will be provided with a brief overview of the School Services workshop and what it means for the District budget.

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

**INFORMATION/
DISCUSSION**

Page 611

EXHIBIT 22

**INFORMATION/
DISCUSSION**

Page 625

EXHIBIT 23

24. TRUSTEE REQUEST TO REEVALUATE AGENDA ITEM 42, TEMPORARY BOARD POLICY T5121.1, GRADES/EVALUATION OF STUDENT ACHIEVEMENT FROM THE DECEMBER 16, 2020 REGULAR BOARD MEETING: **DISCUSSION/ ACTION**
Page 627
EXHIBIT 24

Per Board Policy 9322, *Agenda/Meeting Materials*, Board members may place any item on the agenda no later than ten days before the scheduled meeting date. Board members may request that a topic be placed on the agenda which has been recently considered and acted upon by the Board, providing there is new and relevant information on the topic, but only for the purpose of Board members deciding whether or not to reevaluate the topic. If the Board decides to agendize the agenda topic, it shall do so at a future regular Board meeting. A Trustee has requested the Board take action to reevaluate the Temporary Board Policy T5121.1, *Grades/Evaluation of Student Achievement*, which was passed at the December 16, 2020 regular Board meeting by a 7-0 roll call vote. If the majority of the Board votes to reevaluate this agenda topic, then Board Policy T5121.1, *Grades/Evaluation of Student Achievement*, will be agendized for action at the February 17, 2021 Regular Board meeting.

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: Amy Hanacek, Board of Trustees

Trustee Recommendation

It is recommended the Board President recognize Amy Hanacek, Board of Trustees, to present this item.

Following discussion, it is recommended by Trustee Hanacek that the Board of Trustees hear her Request to Reevaluate Agenda Item 42, Temporary Board Policy T5121.1, *Grades/Evaluation of Student Achievement*, from the December 16, 2020 Board Meeting and bring it back for discussion action at the February 17, 2021 Regular Board meeting.

Motion by _____ Seconded by _____

25. FIRST READING – BOARD POLICY 7511, NAMING OF FACILITIES: **DISCUSSION/ ACTION**
Page 639
EXHIBIT 25

The proposed revisions to Board Policy 7511, *Naming of Facility*, expand its provisions to provide procedures for renaming school facilities and new school buildings. The amended policy also allows for the ability to provide for plaques and dedications of any new construction, as opposed to new schools only. 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 the first reading of Board Policy 7511, *Naming of Facilities*.

Motion by _____ Seconded by _____

ADJOURNMENT

Motion by _____ Seconded by _____

**THE NEXT REGULAR MEETING OF THE BOARD OF TRUSTEES IS
WEDNESDAY, FEBRUARY 17, 2021, 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

If you wish to register to be a public speaker, please register by clicking [here](#).

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.