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.

President Bullockus called the meeting to order at 4:06 p.m.

Call to Order/ Adjourn to Closed Session

ROLL CALL:

nt: Trustees Braunstein, Bullockus, Castellanos, Davis, Jones, Hanacek and

McNicholas

Absent: None

The following speaker addressed the Board:

Rocky Brown spoke regarding the middle school Physical Education curriculum

The Board Recessed To Closed Session To Discuss: Public Health Emergency; Conference With Legal Counsel – Anticipated Litigation; Conference With Legal Counsel – Existing Litigation; Conference With Real Property Negotiators; Conference With Labor Negotiators; Public Employee Discipline/Dismissal/Release; Public Employee Employment/Appointment; Public Employee Performance Evaluation

Closed Session Comments

The regular meeting of the Board of Trustees was called to order by President Bullockus at 7:10 p.m.

ROLL CALL:

Present: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas and Student Adviser Bhaskar

Absent: None

The Pledge of Allegiance was led by Joy Schnapper, President, CUEA.

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 Davis and seconded by Trustee Jones and motion carried by a 7-0 roll call vote to adopt the Regular Board agenda.

Adoption of the Board Agenda

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES:

None

ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to adopt the agenda.

President Bullockus 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- Public Health Emergency

Attorney Anthony DeMarco was not in attendance – Attorney Sara Young was present in his absence. Trustees gave direction to staff.

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

Attorney Justin Shinnefield was not in attendance. Trustees voted 7-0 to approve the staff recommendation on the following cases:

ADR Case Number 20191022M2

ADR Case Number 20210209

ADR Case Number 20210219

ADR Case Number 20210223

ADR Case Number 20210302

ADR Case Number 20210304

ADR Case Number 20210305

ADR Case Number 20210317

On Agenda item B-9 Trustees gave direction to staff.

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

Attorney Justin Shinnefield was not in attendance. Trustees voted 7-0 to approve staff recommendation on the following cases:

OAH Case Number 2020110724

OAH Case Number 2021010306

Agenda Item #3D - Conference with Real Property Negotiators

On agenda item D-1 Trustees gave direction to staff.

On agenda item D-2 Trustees gave direction to staff.

Agenda Item #3E - Conference with Labor Negotiators

On agenda item E-1 Trustees will recess to Closed Session immediately following Open Session.

On agenda item E-2 Trustees gave direction to staff.

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

Trustees voted 7-0 to approve staff recommendation.

Agenda Item #3G - Public Employee Employment/Appointment

Staff pulled agenda item G-1 – Assistant Superintendent, Curriculum and Instruction, Education and Support Services.

On agenda item G-2 Trustees voted 7-0 to appoint Meg Ervais, Executive Director, Curriculum and Instruction, General and Special Education, 6-12, Adult Transition Program.

Agenda Item #3H - Public Employment and Evaluation of Performance

Trustees gave direction to staff.

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

Student Adviser to the Board, Anchal Bhaskar, spoke requesting a statement regarding the Asian community and seniors are excited for senior events and graduation.

The following speakers addressed the Board:

- Jasmine Eslami spoke representing the Cultural Proficient Task Force
- Caroline Lee spoke requesting a statement regarding the AAPI community
- Vanessa Santos spoke requesting a statement regarding the AAPI community

Board and
Superintendent
Comments
Student Board
Member Report

Oral

Communications

- Priscilla Huang spoke regarding the Mandarin Immersion program and requesting a statement regarding the AAPI community
- Bethany Padilla, student at SCHS, spoke requesting a statement regarding the AAPI community
- Christy Myers-King spoke regarding the District's mask policy
- Chloe Foo, student at SCHS, spoke regarding support of Asian students
- Sean McLean spoke regarding support for students of color and all races
- Natalie Nelson spoke regarding mask issues for some students and a need for solutions
- Fritzi Gragg spoke regarding Early Childhood OC and funding for TK-2nd grade
- Natisha Patirupananda, student at CVHS, spoke requesting a statement regarding the AAPI community
- Tina Freeman spoke regarding the Cultural Proficiency curriculum
- Sarina Iyer, student at SJHHS, spoke requesting a statement regarding the AAPI community
- Julianne Tenorio, student at THS, spoke requesting a statement regarding the AAPI community
- Stephanie Hu, student at THS, spoke on behalf of CUSD Against Racism and requesting a statement regarding the AAPI community
- Riya Khetarpal spoke requesting a statement regarding the AAPI community
- Ashley Boyne, student at ANHS, spoke requesting a statement regarding the AAPI community
- Keegan Cooper, student, spoke requesting a statement regarding the AAPI community
- Michael Dickerson spoke regarding the enforcement of mask on campuses
- Joy Schnapper spoke representing CUEA
- Sarah Beck spoke regarding masks being optional on campus
- Michele Ploessel-Campbell spoke regarding the California PTA standing against racism in all forms and denouncing all racial violence, critical to rise to correct inequity and injustices and are committed to improving diversity, equity and inclusion throughout their association, schools and communities culture and to ensuring the safety, well-being and future of every child and family. She also thanked the teachers, para-professionals, school staff and District and requested guidance for the 21-22 school year
- Ishani Solanki, student at THS, spoke requesting a statement regarding the AAPI community
- Paola Trumbly spoke requesting 8th grade award ceremonies take place inperson and not virtual
- Jessica Geyer spoke regarding collaborations during the COVID pandemic and reopening the schools safely

At 8:30 p.m. President Bullockus opened the Public Hearing on California Connections
Academy Southern California Charter School Admissions Preferences.

Public Hearing:
California

President Bullockus closed the Public Hearing at 8:31 p.m.

Public Hearing:
California
Connections
Academy
Southern
California
Charter School
Admissions
Preferences
Agenda item 1

CONSENT CALENDAR

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

The following speaker addressed the Board:

Ronda Walen, President, CSEA, spoke regarding agenda item 13 and the elimination of classified employees

President Bullockus asked Trustees for items they wished to pull from the Consent Calendar. Trustee Hanacek pulled agenda items 8 and 13. Trustee Jones pulled agenda item 12.

It was moved by Trustee McNicholas and seconded by Trustee Davis motion carried by a 7-0 roll call vote to approve the following Consent Calendar with the exception of items 8, 12 and 13 pulled by Trustees.

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES:

None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the Consent Calendar.

Approval of donations of funds and equipment.

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

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

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

Donation of Funds

and Equipment Agenda Item 1

Purchase Orders.

Commercial Warrants and **Previously Board-**

Approved Bids and Contracts

Agenda Item 2 Independent

Contractor, **Professional**

Services, Field Service, and **Master Contract** Agreements

Agenda Item 3

Independent Contractor, **Professional**

Services, Field Service, and **Master Contract**

Agreements Agenda Item 4

Approval of Change Order No. 6, Bid No. 1920-05 for the Newhart Middle School STEAM Building Project related to the structural changes required to ensure proper installation of the modular elevator, abatement of unknown transite pipe found during excavation, the installation of new chain linked fencing required by the Santa Margarita Water District (SMWD), and the addition of floor drains to provide adequate drainage on the second floor walkway.

Approval to utilize the Reef Sunset Unified School District's Facility Supply Services Contract, awarded to American Modular Systems, Incorporated and any subsequent revision, amendments, and extensions, for the purchase and warranty of modular buildings.

Approval of Charter Facilities Agreement with OCASA College Prep Charter School (OCP) to enter into an in-lieu arrangement where OCP will occupy space at 31522 El Camino Real, San Juan Capistrano, California 92675, formerly the College and Career Advantage campus, in the 2021-2022 school year.

Approval of Addendums to the Agreement for Additional Schools Participating in the Inside the Outdoors School Program, Agreement Number 13017, Addendums No. 7 and No. 8. District schools routinely participate in the Orange County Department of Education's outdoor science school/field trip programs and "Traveling Scientist" programs and assemblies.

Approval of the ratification of the Grant Sub-Agreement with the Rancho Santiago Community College District (RSCCD), January 1, 2021 through December 31, 2023.

Approval of Title I schoolwide status and the revised School Plan for Student Achievement (SPSA) for Wood Canyon Elementary School for 2020-2021.

Change Order No. 6, Bid No. 1920-05, Newhart Middle School **Steam Building Project** Agenda Item 5 **Reef Sunset Unified School** District, Facility Supply Services Contract -American Modular Systems, Incorporated Agenda Item 6 **Charter Facilities** Agreement for 2021-2022 -OCASA College Prep Charter School Agenda Item 7 Addendum to the Agreement for **Additional Schools** Participating in the Inside the **Outdoors School** Programs. **Agreement** Number 13017, Addendum No. 7 and No. 8 Agenda Item 9 **Grant Sub-**Agreement with Rancho Santiago **Community College District** Agenda Item 10 Title I Schoolwide Status and Revised School Plan for Student Achievement 2020-2021 for Wood Canyon

Elementary School

Agenda Item 11

Approval of payment of honorarium to District Speech Language Pathologist master teachers who supported a San Diego State University (SDSU) student teacher during the Fall 2020 semester.

San Diego State University Fall 2020 semester.

University Fall 2020 Speech Language Pathologist Master Teacher Honorarium

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

Agenda Item 14 Resignations/ Retirements/ Employment -Certificated Employees Agenda Item 15

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

Agenda Item 1: Resignations/

Retirements/
Employment -

Classified

Employees

Agenda Item 16 School Board

Minutes Agenda Item 17

School Board

Minutes

Agenda Item 18 School Board

Minutes Agenda Item 19 Board Meeting

Schedule 2020 – 2021 Revised Agenda Item 20

Selection of Most Beneficial

Proposal, and Approval of Agreement

Regarding Right to Purchase ("Las Ramblas

Property") Agenda Item 21

Approval of the February 17, 2021 Regular Board Meeting Minutes.

Approval of the March 17, 2021 Regular Board Meeting Minutes.

Approval of the March 24, 2021 Special Board meeting minutes.

Approval of the 2020 – 2021 Board meeting schedule as revised.

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present the item.

It was moved by Trustee Jones and seconded by Trustee Davis to 1) select the most beneficial proposal to purchase the District's existing right to acquire the 7.292 acres from its current owner, which can now be identified as a proposal from The New Home Company Southern California LLC, which has offered a purchase price of \$24 Million and proposes to build 47 residential units on the property, and 2) approve an Agreement regarding right to purchase (Las Ramblas Property), motion carried 7-0.

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES: None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve 1) select the most beneficial proposal to purchase the District's existing right to acquire the 7.292 acres from its current owner, which can now be identified as a proposal from The New Home Company Southern California LLC, which has offered a purchase price of \$24 Million and proposes to build 47 residential units on the property, and 2) approve an Agreement regarding right to purchase (Las Ramblas Property).

President Bullockus recognized Gregory Merwin, Chief Academic Officer, Education and Support Services to present the item.

Reopening of Schools 2.0 for the 2021-2022 School

Year

Agenda Item 22

The following speakers addressed the Board:

- Greg Young spoke representing CUEA
- Hillary Salway spoke regarding masks, the development of students and the need to excel on all levels
- Eliza Wellman spoke regarding removing the requirement for masks and to make them optional
- Lori McClaskey spoke regarding her daughters letter to her principal regarding mask wearing on campus
- Ian Silverthorne spoke thanking the District for opening in the fall and the need to support Asian students with a letter of support
- Molly Garibaldi spoke regarding masks, school returning to five day weeks in the fall and a need to survey the parents and students

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

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present the item.

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

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services to present the item.

It was moved by Trustee Hanacek and seconded by Trustee McNicholas to approve the School Facilities Mitigation Agreement with Arroyo Capital II, LLC, motion carried 7-0.

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES:

None

ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the School Facilities Mitigation Agreement with Arroyo Capital II, LLC.

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

It was moved by Trustee Davis and seconded by Trustee Jones to adopt Resolution No. 2021-36, Resolution of the Capistrano Unified School District Authorizing the Execution and Delivery of a Joint Community Facilities Agreement with the California Statewide Communities Development Authority Relating to a Community Facilities District to Finance Certain Public Facilities and Authorizing Staff to Cooperate with the Authority and its Consultants in Connection Therewith, motion carried 7-0 by a roll call vote.

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES:

None

ABSENT: None

Proposed City of San Juan
Capistrano
Tirador
Community
Facilities District
Agenda Item 23
School Facilities
Mitigation
Agreement –
Arroyo Capital II,
LLC
Agenda Item 24

Resolution No. 2021-36,
Resolution of the Capistrano Unified School District Authorizing the Execution and Delivery of a Joint Community Facilities
Agreement with the California Statewide Communities

Student Adviser Bhaskar cast a preferential vote of aye to adopt Resolution No. 2021-36, **Development** Resolution of the Capistrano Unified School District Authorizing the Execution and Delivery of a Joint Community Facilities Agreement with the California Statewide Communities Development Authority Relating to a Community Facilities District to Finance Certain Public Facilities and Authorizing Staff to Cooperate with the Authority and its Consultants in Connection Therewith.

Authority Relating to a Community **Facilities District** to Finance Certain **Public Facilities** and Authorizing **Staff to Cooperate** with the Authority and its Consultants in Connection **Therewith** Agenda Item 25 Committee for **Renaming Serra** High School to Capistrano Union **High School** Agenda Item 26

Forming a Board

Committee for Naming of School

Agenda Item 27

Buildings

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

It was moved by Trustee Castellanos and seconded by Trustee Davis to approve the renaming of Serra High School to Capistrano Union High School beginning the 2021-2022 school year, motion carried 7-0.

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

and McNicholas

NOES:

None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the renaming of Serra High School to Capistrano Union High School beginning the 2021-2022 school year.

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

It was moved by Trustee Castellanos and seconded by Trustee Bullockus to approve the formation of a Board committee for naming of school buildings, motion carried 7-0, as amended, to appoint Trustee Bullockus on the committee for the naming of the Newhart Middle School STEM building and appoint Trustee Castellanos on the committee for the naming of the Aliso Niguel High School STEM building.

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES:

None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the formation of a Board committee for naming of school buildings, as amended, to appoint Trustee Bullockus on the committee for the naming of the Newhart Middle School STEM building and appoint Trustee Castellanos on the committee for the naming of the Aliso Niguel High School STEM building.

President Bullockus recognized Clark Hampton, Deputy Superintendent, Business and Support Services, to present the item.

It was moved by Trustee Jones and seconded by Trustee Hanacek to approve CalCA SoCal's admissions preferences, with the modification to preference 2, motion carried 7-0.

California Connections Academy Southern California

CAPISTRANO UNIFIED SCHOOL DISTRICT **BOARD OF TRUSTEES** MINUTES OF REGULAR MEETING **APRIL 21, 2021**

EDUCATION CENTER - BOARD ROOM

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

Charter School Admissions **Preferences**

Agenda Item 28

McNicholas NOES: None

ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve CalCA SoCal's admissions preferences, with the modification to preference 2.

President Bullockus recognized Susan Holliday, Chief Administrative Officer, Education and Support Services, to present the item.

It was moved by Trustee McNicholas and seconded by Trustee Hanacek to approve Resolution No. 2021-39, Resolution of the Board of Trustees to Approve Material Revision to Charter of California Connections Academy Southern California Charter School, motion carried 7-0 by a roll call vote.

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES: None

ABSENT: None

Resolution No. 2021-39. Resolution of the **Board of Trustees** to Approve **Material Revision** to Charter of California **Connections** Academy Southern California Charter School Agenda Item 29

Resolution No.

Implement Local

Assessments in

Assessment of Student

Performance and

Progress Except for Grade Eleven

Agenda item 30

Lieu of the

California

2021-41, Resolution to

Student Adviser Bhaskar cast a preferential vote of aye to approve Resolution No. 2021-39, Resolution of the Board of Trustees to Approve Material Revision to Charter of California Connections Academy Southern California Charter School.

President Bullockus recognized Gregory Merwin, Chief Academic Officer, Education and Support Services, to present the item.

The following speaker addressed the Board:

Michele Ploessel-Campbell spoke regarding support for iReady as an annual assessment tool and that results for the year to parents in grades 3-5 will be included on the report so that parents can see the growth of their student, asked if iReady will be the assessment tool for grades 6-8 three times a year

It was moved by Trustee Jones and seconded by Trustee McNicholas to approve Resolution No. 2021-41, Resolution to Implement Local Assessments in Lieu of the California Assessment of Student Performance and Progress Except for Grade 11, motion carried 7-0 by a roll call vote.

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES:

None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve Resolution No. 2021-41, Resolution to Implement Local Assessments in Lieu of the California Assessment of Student Performance and Progress Except for Grade 11.

President Bullockus recognized Susan Holliday, Chief Administrative Officer, Education and Support Services, to present the item.

Agreement with the Orange **County** Superintendent of **Schools to Refer**

Alternative

Educational

Schools and

2021

Community and Correctional

Services for June.

July And August

Agenda Item 8

Consider and

Approve Job **Descriptions**

Agenda Item 12

It was moved by Trustee Hanacek and seconded by Trustee Davis to approve the Students for agreement for Alternative Community and Correctional Educational Schools and Services (ACCESS), June 1, 2021 through August 31, 2021, motion carried 7-0.

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES: None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the agreement for Alternative Community and Correctional Educational Schools and Services (ACCESS), June 1, 2021 through August 31, 2021.

President Bullockus recognized Tim Brooks, Associate Superintendent, Human resource Services, to present the item.

It was moved by Trustee Jones and seconded by Trustee McNicholas to approve the new and revised job descriptions for the positions of Assistant Superintendent, Fiscal Services; Chief Facilities Officer; Director I, Transportation; Director II, Information Services and Assessment Accountability; Director II, Food and Nutrition Services; Executive Director, Maintenance, Operations and Transportation; Manager I, Field Services; and Assistant Principal job description to include the option of a Valid California Teaching Credential or Valid California Pupil Personnel Services (PPS) Credential for minimum requirements. Motion carried 7-0, as amended, to align language in the Director I - Transportation, to state, "college degree or equivalent industry experience".

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES: None ABSENT: None

Student Adviser Bhaskar cast a preferential vote of aye to approve the new and revised job descriptions for the positions of Assistant Superintendent, Fiscal Services; Chief Facilities Officer; Director I, Transportation; Director II, Information Services and Assessment Accountability; Director II, Food and Nutrition Services; Executive Director, Maintenance, Operations and Transportation; Manager I, Field Services; and Assistant Principal job description to include the option of a Valid California Teaching Credential or Valid California Pupil Personnel Services (PPS) Credential for minimum requirements, as amended, to align language in the Director I - Transportation to state, "college degree or equivalent industry experience".

President Bullockus recognized Tim Brooks, Associate Superintendent, Human resource Services, to present the item.

It was moved by Trustee Hanacek and seconded by Trustee Jones to approve of the adoption of Resolution No. 2021-38, Reduction or Elimination of Certain Classified Services for the 2021-2022 school year, motion carried 7-0 by a roll call vote.

AYES: Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES: None ABSENT: None

Resolution No. 2021-38, Reduction or Elimination of Certain Classified Services Agenda Item 13

Student Adviser Bhaskar cast a preferential vote of aye to approve the adoption of Resolution No. 2021-38, Reduction or Elimination of Certain Classified Services for the 2021-2022 school year.

Student Adviser Bhaskar left the meeting at 10:43 p.m.

The Board recessed to Closed Session at 10:43 p.m.

Adjourn to Closed

Session

The Board reconvened to Open Session at 10:53 p.m.

President's Report

from Closed

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

Session Meeting

Agenda Item #3E - Conference with Labor Negotiators

On agenda item E-1 Trustees gave direction to staff.

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

AYES:

Trustees Braunstein, Bullockus, Castellanos, Davis, Hanacek, Jones,

McNicholas

NOES:

None

ABSENT: None

President Bullockus announced the meeting adjourned at 10:53 p.m.

Board Clerk Gila Jones, Trustee

Secretary, Board of Trustees

Kirsten M. Vital Brulte, Superintendent

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